

Town Board Minutes February 16, 2000

REGULAR BOARD MEETING TOWN HALL

FEBRUARY 16, 2000 7:30 P.M.

Present were Councilman Damian P. Wiktor, Councilman Stephen K. Tills, Councilman Karl J. Simmeth Jr., Supervisor Lisa M. Rood, Highway Superintendent Wayne C. Kreitzbender and Town Attorney Michael F. Perley.

Absent: Councilman Dennis J. Mead

Rev. John Vanhaneghan, Good Shepherd Lutheran Church, opened the meeting with a prayer.

A motion was made by Councilman Simmeth and seconded by Councilman Wiktor to adopt minutes of the February 2, 2000 monthly meeting.

four (4) Ayes Carried

A motion was made by Councilman Tills and seconded by Councilman Simmeth, upon review by the Town Board, that the General Fund and Special District Bills on Abstract #2A, dated February 16, 2000 in the amount of \$78,283.22 be paid.

four (4) Ayes Carried

A motion was made by Councilman Wiktor and seconded by Councilman Simmeth, upon review by the Town Board, that the Highway Bills on Abstract #2A, dated February 16, 2000, in the amount of \$16,358.04 be paid.

four (4) Ayes Carried

Received and filed four (4) letters and a petition signed by eighty-four (84) residents in support of reducing the 55 MPH speed limit on Boston-Colden Road from Lango Road to the Boston-Colden town line.

Linda Spors, 7945 Boston-Colden Road: The traffic in this area has increased considerably. People see 55 MPH on the thruway and they do 65 MPH. When you get to the top of Boston-Colden Road near Cole Road and you are going 45-48 MPH and take your foot off the gas, by the time you get down to the town line you are doing 45 MPH and you haven't cut back. I hope we are successful in getting this speed limit reduced.

Councilman Simmeth: I will contact Earl Dubin, Erie County Traffic Engineer and request that he investigate the speed limit in this area. I will then prepare a resolution for the Boston Town Board and once passed it will be forwarded to the County to be referred to New York State. A speed limit reduction request could take until the end of summer before we have a decision.

Supervisor Rood commented that over a year ago a waterline was run for Water District No. 2 and Extension No. 2. Eiss Hill Road residents were not included in phase one and have now requested to be included as they have been paying water district taxes for many years. Since there are funds available, R&D Engineering Firm has been requested to submit a proposal for the waterline extension.

A motion was made by Councilman Simmeth and seconded by Councilman Tills to authorize Supervisor Rood to enter into a contract with

R&D Engineering for design, bid and construction services for approximately 2000 feet of waterline on Eiss Hill Road for the following fees: \$1,500 Topographic Survey, \$3,900 Design Phase, \$1,250 Bid Phase, \$2,600 Construction Administration, \$5,000 per diem Estimated Upset for Resident Inspection (inspection services at \$50.00 per hr.)

four (4) Ayes Carried

RESOLUTION 2000 ? 05 DIRECT TOWN CLERK TO PUBLISH

RESOLUTION 2000-04

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FEBRUARY 16, 2000 7:30 P.M.

A motion was made by Councilman Wiktor and seconded by Councilman Simmeth to grant the Boston Youth Softball and Baseball Association use of the Lion's Shelter on July 29, 2000 for the annual picnics. A deposit of \$50.00 has been received.

four (4) Ayes Carried

A motion was made by Councilman Tills and seconded by Councilman Simmeth to grant the Boston Historical Society use of the Community Room and Kitchen on the evenings of March 7, and October 3, 2000 for dinner meetings. A deposit of \$50.00 has been received.

four (4) Ayes Carried

Received a letter of request for reappointment to the Conservation Advisory Council from Bruce E. Chamberlain.

A motion was made by Councilman Simmeth and seconded by Councilman Wiktor to re-appoint Bruce E. Chamberlain to the Conservation Advisory Council, term to expire 3/1/03.

four (4) Ayes Carried

Received a request from Anthony Bernardi, 6385 Willow Drive, to extend Willow Drive with a 150 foot turn-a-round to allow road frontage for two (2) new building lots.

Town Attorney Perley commented that the Mr. Bernardi's application appears to be an application for a subdivision, which is within the jurisdiction of the Planning Board. The \$100 check, which is a site plan

approval check, submitted with this application should be refunded with an indication that there will be fees in connection with the application but not required at this time.

A motion was made by Councilman Wiktor and seconded by Councilman Simmeth to refer the Anthony Bernardi application to extend Willow Drive to the Planning Board for review and consideration and to direct the Town Clerk to refund the \$100 fee.

four (4) Ayes Carried

A motion was made by Councilman Wiktor and seconded by Councilman Simmeth to grant Recreation Director Clesse permission to attend the NYS Recreation and Park Society meeting in Ellenville, NY from April 2-5, 2000, all appropriate expenses to be paid.

four (4) Ayes Carried

A motion was made by Councilman Wiktor and seconded by Councilman Simmeth to grant the Boston Emergency Squad permission to use the Community Room and Kitchen on February 25, 2000 at 6:00 p.m. for a dinner meeting. A deposit of \$50.00 has yet to be received.

four (4) Ayes Carried

A motion was made by Councilman Simmeth and seconded by Councilman Tills to approve the following Correction of Transfer of Appropriations from the 12/29/99 Town Board Meeting, Highway Fund:

Approp D960 \$13,932.32

From Snow Removal D5142.1 \$ 6,932.32

Serv To Oth Govts D5148.1 \$ 7,000.00

Approp D960 \$13,932.32

To Machinery D5130.4 \$ 3,402.45

Snow Removal D5132.4 \$10,529.87

four (4) Ayes Carried

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FEBRUARY 16, 2000 7:30 P.M.

A motion was made by Councilman Simmeth and seconded by Councilman Tills to approve the following Correction of Transfer of Appropriations from the 12/29/99 Town Board Meeting, General Fund:

Approp D960 \$ 3,100.77

From Central Print/Mail A1670.4 \$ 3,100.77

To Justice A1110.1 \$ 1,199.55

Justice A1110.4 \$ 229.53

Supervisor A1220.4 \$ 846.47

Attorney A1420.4 \$ 285.36

Bldgs A1620.4 \$ 465.67

Prog/Aging A6772.4 \$ 59.07

Band Concert A7270.4 \$ 15.12

\$ 3,100.77

four (4) Ayes Carried

A motion was made by Councilman Wiktor and seconded by Councilman Simmeth to approve the following Correction of Transfer of Appropriations from the 12/29/99 Town Board Meeting:

Capital Project Water #2 Ext #2:

Approp Excess Revenue From Fund Balance

Approp H XSW2 960 \$71,546.83

To H XSW2 8340.2 \$71,546.83

four (4) Ayes Carried

A motion was made by Councilman Simmeth and seconded by Councilman Tills to approve the following Correction to 2/2/00 Abstract #2:

General Fund Total From: \$22,345.34 To \$22,345.45

Total Abstract From: \$38,756.67 To \$38,756.78

four (4) Ayes Carried

SUPERVISOR REPORT

A) Supervisor Monthly Financial Reports for December 1999 was received and is on file in the Clerk's Office.

Supervisor Rood reported that concerning Water District #2, TVGA Engineering has confirmed that the project is completed and ECWA has accepted the chlorination meter on the Zimmerman Road tank.

Supervisor Rood reported that a letter of support was sent to the Vice Principal of Springville Griffith School for his grant application to begin a Youth Court which will encompass Springville, Concord, Sardinia and part of Boston.

Supervisor Rood noted that a meeting was held on February 16, 2000, with Bruce Shearer, Project Coordinator for Nussbaumer and Clarke, regarding the East Hill Water District #3. The tank and pump stations sites were plotted on maps and residents will be contacted so that property in designated areas can be acquired.

TOWN CLERK REPORT

Town Clerk Shenk reported that the 2000 Town and County tax bills were mailed on February 15, 2000.

Town Clerk Shenk reported that the Town Clerk's office will be open for tax collection on Saturdays, February 26th, March 4th and March 11th, 9:00 a.m. to 3:00 p.m.

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FEBRUARY 16, 2000 7:30 P.M.

A motion was made by Councilman Wiktor and seconded by Councilman Simmeth to grant Town Clerk Shenk permission to attend the annual NYS Association of Town Clerks Training Conference from April 30th to May 2nd, 2000, appropriate expenses to be paid.

four (4) Ayes Carried

HIGHWAY SUPERINTENDENT REPORT

Highway Superintendent Kreitzbender reported that on February 15, 2000 he lobbied in Albany with the Erie County Highway Association for the CHIPS (Consolidated Highway Improvement Fund). Presently the Governor has written CHIPS funding out of the budget but Senator Volker and Assemblyman Smith

gave reason to believe that the funds will be restored for a five (5) year period with possibly an increase each year.

TOWN ATTORNEY REPORT

Town Attorney Perley reported that he has received a call from Cellular One regarding negotiations to place an antenna with the company that owns the Sprint Tower.

COUNCILMAN REPORT

Councilman Wiktor noted that residents in the southtowns area have received requests for pledges for the NYS Police Department. Upon checking with the State Attorney General's office and the NYS Police, it is confirmed that NYS police do not solicit money in any manner. Residents receiving requests are to write across the form that NYS Police do not solicit funds and return.

Councilman Wiktor reported that the Boston Fire Company has scheduled a Natural Gas School sponsored by Iroquois Gas on March 8, 2000. The North Boston Fire Company will conduct a basic Firefighter 2000 course on April 10, 2000. Due to the availability of water on the East Hill, the Patchin Fire Company has sold one tank truck, is in the process of selling two other trucks and will convert an existing truck into a pump or rescue vehicle. They will also purchase a one thousand-gallon pumper tanker and acquire a seventy-five foot quint ladder truck. The Patchin #2 truck, a pumper truck, is equipped with Class A foam which is used for accidents and spillage performances.

Councilman Simmeth reported that NYSEG has repaired the street light on Holiday Drive.

Councilman Tills reported that he will attend the NYS Association of Towns conference in New York City on February 19, 2000.

A motion was made by Councilman Wiktor and seconded by Councilman Simmeth to adjourn the meeting at 8:00 p.m.

DAVID J. SHENK, TOWN CLERK