

## Town Board Minutes February 21, 2001

REGULAR BOARD MEETING      TOWN HALL

FEBRUARY 21, 2001      7:30 P.M.

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

Rev. Ronald Sprehe, St. Martins Lutheran Church, opened the meeting with a prayer.

A motion was made by Councilman Wiktor and seconded by Councilman Simmeth to adopt the minutes of the February 7, 2001 regular Monthly Meeting.

five (5) Ayes      Carried

A motion was made by Councilman Tills and seconded by Councilman Mead, upon review by the Town Board, that the General Fund and Special District Bills on Abstract #2A, dated February 21, 2001 in the amount of \$33,591.87 be paid.

five (5) Ayes      Carried

A motion was made by Councilman Mead and seconded by Councilman Simmeth, upon review by the Town Board, that the Highway Bills on Abstract #2A, dated February 21, 2001, in the amount of \$933.38 be paid.

five (5) Ayes      Carried

Received and filed Erie County Sheriff's Report for January 2001.

Received and filed notification from Erie County Executive Giambra that a defibrillator will be delivered to the Town of Boston congregate dining site for a greater level support for seniors.

Supervisor Rood thanked Erie County for the defibrillator and noted that it will be a great boost to the community and the senior population. Training will be provided for five (5) people.

#### REQUESTS FROM THE FLOOR

David Hammell, 8444 Back Creek Road requested that the 40mph speed limit recently posted on Back Creek Road between Hillcroft and Patchin Roads be reduced to 30 mph for safety concerns.

Councilman Simmeth responded that he would discuss reducing the speed limit on Back Creek Road with the Traffic and Safety Committee. If the Traffic Committee deems the request warrants consideration, a resolution will be presented at the next Town Board and forwarded to Erie County. If Erie County agrees to the reduction, the request will be forwarded to NY State for further study. This process takes two (2) months or longer.

A motion was made by Supervisor Rood and seconded by Councilman Tills to grant the Hillfest Committee use of the Boston Town Park facilities for the 3rd Annual Boston Hillfest July 11th through July 16th for set up and clean up for the event of July 14th and 15th. Alcoholic beverages may be served.

five (5) Ayes Carried

RESOLUTION 2001 ? 07 PROPOSED RESOLUTION TRAILS GRANT

Received and filed Planning Board approval for the Faith United Church of Christ addition to existing building at 8651 Boston State Road.

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A motion was made by Councilman Wiktor and seconded by Councilman Simmeth, on the recommendation of the Planning Board, to approve the site plan as submitted from Faith United Church of Christ for an addition to an existing building at 8651 Boston State Road.

five (5) Ayes      Carried

Received and filed a recommendation from Nussbaumer & Clarke Inc. regarding the East Hill Water District #3 authorization of a contract change.

A motion was made by Supervisor Rood and seconded by Councilman Simmeth, on the recommendation of Nussbaumer & Clarke, Inc., to authorize the borings of Chestnut Ridge Road in lieu of installing the proposed pressure regulating chamber and valves and the work of open cutting the Chestnut Ridge Road crossings.

five (5) Ayes      Carried

A motion was made by Councilman Tills and seconded by Councilman Mead to approve the correction of the Transfer of Appropriations as follows:

General Fund and Special Districts

Abstract 12/20/00 ? Water District #2

Approp SW2 960 \$928.80

From: SW2 909 Fund Bal 928.80

To: SW2 SW2 8340.4 Trans & Dist 928.80

five (5) Ayes Carried

A motion was made by Councilman Simmeth and seconded by Councilman Tills to approve the correction of the Transfer of Appropriations as follows:

General Fund and Special Districts

Abstract 12/28/00 ? Water District #1 ? Ext #1

Approp X HSW1 960 \$ 193.93

From: HSW19710.7 INT.193.93

To: X HSW19710.6 PRINC. 193.93

Approp X HSW1 960 .41

From: X HSW1 909 FD BAL .41

To: X HSW1 9710.6 PRINC .41

five (5) Ayes Carried

A motion was made by Councilman Wiktor and seconded by Councilman Mead to approve the correction of the Transfer of Appropriations as follows:

General Fund and Special Districts

Abstract 12/28/00 ? Water District #1

Approp SW1 960 825.06

From: SW19710.7 INT. 825.06

To: SW19710.6 PRINC 825.06

five (5) Ayes Carried

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A motion was made by Councilman Mead and seconded by Councilman Simmeth to approve the correction of the Transfer of Appropriations as follows:

General Fund and Special Districts

Abstract 12/28/00 ? General Fund

Approp A 960 11,296.33  
From: A7110.4 11,296.33  
To: Assessor A1355.1 46.40  
Justice A1110.1 3,374.15  
Adult Rec A7620.4 51.59  
Planning A8020.4 3,190.00  
Prog. Aging A6772.4 59.43  
Traffic Con A3310.4 51.07  
Justice A1110.4 1,227.40  
Garage A5132.4775.63  
Home/Com Serv A8989.4 1,857.61  
Attorney A1420.4 663.05 11,296.33

five (5) Ayes Carried

A motion was made by Councilman Tills and seconded by Councilman Simmeth to approve the correction of the Transfer of Appropriations as follows:

General Fund and Special Districts

Abstract 12/28/00 ? General Fund

Approp A960 2,341.80  
From: Historian A7510.4 300.00

Zoning A8010.4 241.80

Drainage A8540.4 1,800.00

2,341.80

To: Contingency A1990.4 2,341.80

five (5) Ayes Carried

A motion was made by Councilman Simmeth and seconded by Councilman Mead to approve the correction of the Transfer of Appropriations as follows:

Abstract 12/28/00 ? Highway Fund

Approp D960 11,635.90

From: Workers Comp D9040.8 268.38

To: Disability D9055.8 268.38

Approp D960 11,635.90

From: Retire D9010.8 11,635.90

To: Snow Removal D5142.4 5,817.88

Serv Oth Govts D5148.4 5,818.02

11,635.90

five (5) Ayes Carried

A motion was made by Councilman Simmeth and seconded by Councilman Tills to re-appoint Mary Alice Tock to the Boston Conservation Advisory Council, term to expire 3/1/04.

five (5) Ayes Carried

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A motion was made by Supervisor Rood and seconded by Councilman Simmeth to accept the resignation of Gary Gomlack from the Conservation Advisory Council, term to expire 3/1/01, and to direct the Town Clerk to send a letter thanking him for his years of service.

five (5) Ayes Carried

#### SUPERVISOR REPORT

Supervisor Rood reported that packets of information including applications were sent out last week to residents included in the East Hill Water District #3 project. Residents who have not received a packet or who have questions may call the Supervisor's office. ECWA will not allow blind taps, which are taps at the road to be hooked into lines to the home at a later date. Erie County offers an income based grant program to provide qualified residents to apply for a maximum grant of \$5,000 repayable at zero percent interest when the property is sold or transferred. Residents may call Erie County Community Development Housing at 858-8390 for more information.

Supervisor Rood reported that she met with State Trooper Sargent McGee regarding the Police Barrack contract which expires next year. Discussions included the possibility of building a new police barrack on the recently purchased property on Boston State Road. This may possibly insure the Town of Boston a police force with a twenty (20) year lease rather than the current five (5) year lease.

Supervisor Rood thanked the Town Board for allowing her to attend the NY City Association of Towns Annual Conference on February 17-21, 2001. The seminars were outstanding and Supervisor Rood brought back information for the Board Members and the Town Attorney.

#### TOWN CLERK REPORT

Town Clerk announced that 2001 Town and County tax bills were mailed on February 15, 2001. The Town Clerk's office will be open Saturdays, February 24, March 3 and March 10, 9:00 a.m. to 3:00 p.m. for the collection of taxes. Taxes are due March 15, 2001.

#### COUNCILMAN REPORT

Councilman Mead reported that the computer system for the Code Enforcement officer has been installed and he will train the Code Enforcement Officers and their secretary on the software.

Supervisor Rood commented that she brought back information for the Code Enforcement Officers from the NY City Association of Towns Seminar regarding an available software program for \$325 containing the International Building Code with special enhancements for New York State.

Councilman Mead announced that there is a meeting in the Town Hall Community Room on February 22, 2001 at 2:00 p.m. to discuss senior housing on Boston State and Omphalius Roads.

Councilman Wiktor reported that a flyer was mailed with the Town and County taxes requesting that residents consider offering their ponds for emergency use. Councilman Wiktor received calls from interested residents and will forward their names to the fire companies.

Councilman Simmeth commented that with the cold weather and increased National Fuel rates, many residents are burning wood to reduce their fuel bills. The NYS Code requires residents to notify the Code Enforcement Officer of the acquisition of any solid fuel burning heating appliance. Councilman Simmeth commented that the \$25 cost for a permit and inspection by the Code Enforcement Officer is a small price to pay.

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COUNCILMAN REPORT (CONT.)

Councilman Tills thanked the Town Board for allowing him to attend the NYS Association of Towns Seminar in NY City and noted that the seminar was very informative and a valuable experience.

A motion was made by Councilman Wiktor and seconded by Supervisor Rood to adjourn the meeting at 8:06 p.m.

DAVID J. SHENK, TOWN CLERK