

Town Board Minutes January 3, 2001

REGULAR BOARD MEETING TOWN HALL

JANUARY 3, 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, and Town Attorney Perley.

Absent: Highway Superintendent Wayne C. Kreitzbender.

Rev. Gary Burdick, Faith United Church, opened the meeting with a prayer.

A motion was made by Councilman Simmeth and seconded by Councilman Mead to adopt the minutes of the December 28, 2000 Year-End meeting.

five (5) 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 #1, dated January 3, 2001 in the amount of \$89,118.37 be paid.

five (5) Ayes Carried

A motion was made by Councilman Mead and seconded by Councilman Tills, upon Town Board review, that Highway Bills on Abstract #1, dated January 3, 2001 in the amount of \$20,858.64 be paid.

five (5) Ayes Carried

A motion was made by Councilman Wiktor and seconded by Councilman Mead to adopt the Town Clerk's Monthly Report for December 2000.

five (5) Ayes Carried

REQUESTS FORM THE FLOOR

Town Attorney Perley noted that in preparation of the agenda items are to be filed with the Town Clerk two (2) days before the Town Board meeting. Agenda items may also be brought to the Town Board's attention by requests from the floor or by special application to Town Board members or staff listed on the agenda. Public participation at the Town Board meetings on matters outside the agenda is governed by rule #4 in the Rules of Order that are reviewed on a regular basis. The "Requests from the Floor" item exists on the agenda pursuant to a prior Town Board Resolution and is revocable at any time. A member of the public is allotted two (2) minutes to address the Town Board.

Supervisor Rood read a letter of resignation from Joyce Thurber from the position of Court Clerk.

Supervisor Rood thanked Joyce Thurber for her sixteen years of service and dedication to the Town of Boston noting that she was a worthy public servant, very meticulous and paid great attention to detail.

Supervisor Rood directed the Town Clerk to send Joyce Thurber a letter thanking her and wishing her a happy retirement.

Town Attorney Perley commented that Joyce Thurber was very instrumental in the functioning of the court when he was the Town Prosecutor and he thanks her for her efficiency and contribution to the court.

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A motion was made by Councilman Mead and seconded by Councilman Simmeth to appoint the following:

APPOINTMENT TITLE TERM

Joseph G. Terrizzi Dep. Town Attorney/Prosecutor 12/31/01

Damian P. Wiktor Deputy Supervisor 12/31/01

Thelma Hornberger Assistant to Supervisor 12/31/01

Dennis J. Kramer Code Enforcement Officer, PT 12/31/01

Frank H. Lisowski Jr. Dep. Code Enforcement Off, PT 12/31/01

Richard P. Waszak Dog Control Officer, PT 12/31/01

Donna Huson Dep. Dog Control Officer, PT 12/31/01

Marilyn B. Clesse Recreation Director, PT 12/31/01

John Politowski Court Officer, PT 12/31/01

Kenneth Keane Deputy Court Officer, PT 12/31/01

Wendy Kummer Court Clerk 12/31/01

Sondra Kadlubowski Bookkeeper 12/31/01

Julie Costello Assessment Clerk, PT 12/31/01

Thelma Faulring Secretary to Boards/Committees 12/31/01

Joyce Rote Clerk, PT 12/31/01

Eileen Hopkins Clerk, PT 12/31/01
Mary Ann Jehle Town Historian 12/31/01
Margaret Edington Bingo Inspector 12/31/01
Donna Pfarner Nutrition Prog. Director, PT 12/31/01
Theresa Horschel Asst. Nutrition Director, PT 12/31/01
Leo Jensen Laborer PT 12/31/01
Kim Rados Cleaner PT 12/31/01
Joyce Carr Marriage Officer 12/31/01
Herbert Klein Liaison - Cobblehill Cemetery 12/31/01

five (5) Ayes Carried

Town Attorney Perley administered the oath of office to the new appointees.

Appointments of the Town Board Liaisons by Supervisor Rood for the year 2001 are as follows:

Councilman Wiktor Fire Companies, Emergency Squad,

Haz-Mat, Parks & Recreation, Fireman's Benefit Plan Advisory Comm., Planning Board

Councilman Simmeth Conservation Advisory Council, Traffic Safety and Highway, Solid Waste, Street Lighting, Drainage

Councilman Tills Cable TV, Insurance, South Boston Park, Creative Playground, Christmas Lighting

Councilman Mead Senior Citizens, Nutrition Program, Chamber of Commerce

Supervisor Rood made the following 2001 Committee Appointments:

AUDIT COMMITTEE

Town Board Members

TRAFFIC SAFETY AND ROADWAYS COMMITTEE

Councilman Simmeth-Chairman Sgt. John McGee

David Carpenter Wayne Kreitzbender

INSURANCE COMMITTEE

Councilman Tills-Chairman Brian Baty Michael Perley Supervisor Rood

CREATIVE PLAYGROUND COMMITTEE

Councilman Tills-Chairman Leo Jensen

Eric Pearlstein David Tomasello

Councilman Wiktor Councilman Mead

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SENIOR CITIZENS COUNCIL GROUP #1

Dolores Seufert Caroline Burkard

Theresa Gresco Tony Collett

Pearl Emerling Jack Seufert Harold Rockwood Art May John Snyder

SENIOR CITIZEN COUNCIL GROUP #2

Betty Cunningham-President Ginnette Bellittiere V.P. Elizabeth Deaner-Secretary Marion Igel,
Treasurer

Jean Kleis, Membership Carol Nieger, Refresh.

Nancy Aldridge, Refresh. Betty Sneath, Sunshine Angelo Bellittiere, Chaplain

INVESTMENT ADVISORY COMMITTEE

Councilman Wiktor-Chairman Michael Perley Mark Flaherty Supervisor Rood

Designated Reps of Boston, N. Boston and Patchin Fire Cos. Town Board Members

SOLID WASTE AND REFUSE COMMITTEE

Councilman Simmeth-Chairman Michael Perley Supervisor Rood Town Clerk Shenk

CAPITAL IMPROVEMENTS

Supervisor Rood-Chairman Michael Perley

Connie Miner Councilman Tills

Michael Pohl Richard Hawkins

Kelly Soltis Robert Harris

Marilyn Clesse

INSPECTION COMMITTEE

Code Enforcement Officer Kramer Town Board Members

Dep. Code Enforcement Off. Lisowski

CABLE TV COMMITTEE

Councilman Tills-Chairman Supervisor Rood

Michael Perley Councilman Wiktor

Councilman Simmeth

DRAINAGE COMMITTEE

Councilman Simmeth-Chairman Hwy. Supt. Kreitzbender

ZONING REVIEW COMMITTEE

Town Board Town Planner

Town Attorney Code Enforcement Officer Designated Reps. - Planning Board and Zoning Board of Appeals

SAFETY COMMITTEE

Town Clerk Shenk, Chairman Supervisor Rood Hwy. Supt. Kreitzbender Marilyn Clesse
 Raymond Werth Dennis Kramer

James Pluta Frank Yandura

Louise Manista Kenneth Manista Sean and Jenny Crotty Peter Archbold

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RECREATION ADVISORY

Chairman Paul Becker Leigh Emerling

Marilyn Clesse Kevin Maxwell

RECORDS COMMITTEE

Town Clerk Shenk-Chairman Supervisor Rood

Karen Ellis Leo Jensen

DEFERRED COMPENSATION

Karen Ellis, Chairman Councilman Wiktor

Brian Baty Supervisor Rood

HILLFEST CELEBRATION

Sherri Pluta, Chairman Margaret Edington

Karen Ellis Lucille Genzel

Lisa Rood Sondra Kadlubowski

Dennis Mead Stephen Tills

Barbara DuMain Audrey Hughey

Doris Pilato Wayne Kreitzbender

Nick Butera Jack Racinowski

Peggy Stringfellow Jeffery Wright

CHRISTMAS LIGHTING

John Ast Carole Bieler

James Carr Edward Cary

Margaret Edington Tom Edington

Karen Ellis Ronald Fluker

Edwin Gwynne Vern and Judy Heiler

Diane Helmbrecht Becky Henry

Maryann Jehle Bob Kamanski

Evelyn and Michael Kazinski Donald Genzel

Herbert Klein Dick Lee

Robert Marean Frank Mazurowski

Doug and Karen Miller Doris Pilato

Richard Poisson Mr. & Mrs. Roy Ranic

Frank and Mina Saeli Joe Santonocito

Fred Shear Larry Steward

Stephen Tills Florence Weiss

Benjamin White Douglas Hellman

Jim Koester David Dix

Don O'Bryant William Wiate

A motion was made by Supervisor Rood and seconded by Councilman Mead to establish the following Salary Schedule for 2001:

Position	Salary
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Deputy Supervisor, PT	500/Yr.
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Assistant to the Supervisor	20,000/Yr.
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Bookkeeper	19,600/Yr.
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Clerk-Typist, PT	9.50/Hr.
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Clerk to Justices	21,300/Yr.
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Assessment Clerk, PT	9,500/Yr.
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Clerk, PT	9.50/Hr.
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Town Attorney	23,100/Yr.
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Dep. Attorney/Prosecutor	10,550/Yr.
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Court Officer, PT	3,680/Yr.
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Deputy Town Clerk	21,940/Yr.
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Secretary to Boards	9.55/Hr.
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Recreation Director, PT	7,750/Yr.
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Code Enforcement Officer, PT	10,918/Yr.
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Dep. Code Enforcement Officer, PT	5,305/Yr.
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Dog Control Officer, PT	7,745/Yr.
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Dep. Dog Control Officer, Enumerator PT	3,500/Yr+\$1 per dog
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SALARY SCHEDULE (CONT.):

Nutrition Program Director 6.85/Hr.

Asst. Nutrition Program Director 6.85/Hr.

Cleaner, PT - Town Hall 2,830/Yr.

Laborer, PT - Town Hall 8.93/Hr.

Bingo Inspector 35.00/Per Insp.

Assessor, PT 25,700/Yr.

Cobblehill Cemetery Liaison 275/Yr.

Records Management Officer No Salary

Registrar of Vital Statistics 1/Yr.

Dep. Registrar of Vital Statistics 1/Yr.

Marriage Officer No Salary

Town Historian 2,200/Yr.

Parks Superintendent 4,200/Yr.

Town Planner 1,900/Yr.

Election Inspectors - Per Day

Primary Day 116.00

Chairman 15.00

Election Day 116.00

School 27.00

Highway Department

Working Crew Chief 16.05/Hr.

M.E.O'S 15.05/Hr.

Truck Drivers 11.75/Hr.

M.E.O. Trainee 9.78-14.42/Hr.

Laborers 5.76- 8.50/Hr.

five (5) Ayes Carried

A motion was made by Supervisor Rood and seconded by Councilman Tills to designate the North Boston Branch of the Evans National Bank as the official bank for the Supervisor, Town Clerk, Town Justice's, and Tax Collector and Dog Control Officer.

five (5) Ayes Carried

A motion was made by Councilman Simmeth and seconded by Councilman Tills to schedule the dates and times for the Regular Monthly Meetings and Agenda Review as follows:

Town Board Meeting - First and third Wednesday
of each month at 7:30 p.m.

Agenda Review - Monday prior to the first
Wednesday of each month at
7:00 p.m. and if this is a
is a holiday, the sessions
will be held on the
following day at 7:00 p.m.

and on the third Wednesday

at 6:15 p.m.

five (5) Ayes Carried

A motion was made by Supervisor Rood and seconded by Councilman Tills to designate the Springville Journal and the Hamburg Sun of H & K Publications as the Official Town Co-Newspapers.

five (5) Ayes Carried

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A motion was made by Councilman Wiktor and seconded by Councilman Mead to set the payment of salaries for 2001 as follows:

Bi-weekly checks to the Town Clerk, Deputy Town Clerk, Supervisor, Assistant to the Supervisor, Highway Superintendent, Highway Crew Chief, Bookkeeper, Court Clerk, Clerk Typist, Assessor, Assessment Clerk, M.E.O.'s and Laborers P/T, all others are paid on a monthly basis.

five (5) Ayes Carried

A motion was made by Supervisor Rood and seconded by Councilman Mead to appoint Councilman Simmeth as a Representative on the NEST (Northeast-Southtowns) Solid Waste Management Board and Lynn Zachman as an alternative, term to expire December 31, 2001.

five (5) Ayes Carried

A motion was made by Supervisor Rood and seconded by Councilman Tills to authorize the Supervisor and the Tax Collector to invest surplus monies.

five (5) Ayes Carried

A motion was made by Councilman Mead and seconded by Councilman Wiktor to accept the investment policy previously adopted by the Town Board where idle town monies may be invested, subject to any further regulation from the State Comptroller pursuant to section 39 of the General Municipal Law as follows:

1. Obligations of Federal Government - Treasury Notes,
Treasury Bills, etc.

2. Obligations of Federal Agencies Guaranteed by the
Government.

3. Obligations of the State of New York

4. Certificates of Deposit in Commercial Banks which are
FDIC insured.

5. Regular Savings Accounts, Money Market Accounts in Commercial Banks if proper securities are
provided for all monies invested in excess of amt. secured by FDIC.

6. Tax Anticipation Note and Revenue Anticipation Notes of another municipality, district, corporation or school district, any other investments not listed will require prior approval by the Town Board and be in conformance of all state statutes.

The Town Supervisor will keep a record of all such investments and provide a report to all Town Board Members monthly.

five (5) Ayes Carried

A motion was made by Councilman Wiktor and seconded by Councilman Tills to authorize the use of a signature stamp and a check writer machine by the Supervisor as required by the State Comptroller.

five (5) Ayes Carried

A motion was made by Supervisor Rood and seconded by Councilman Tills to set the town mileage rate at \$.32 per mile.

five (5) Ayes Carried

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A motion was made by Supervisor Rood and seconded by Councilman Simmeth to schedule the Annual Audit Meeting for January 17, 2001 at 6:00 p.m. and direct the Town Clerk to notify all personnel who handle monies to attend.

five (5) Ayes Carried

A motion was made by Councilman Wiktor and seconded by Councilman Mead to authorize lending funds from one account to another.

five (5) Ayes Carried

A motion was made by Supervisor Rood and seconded by Councilman Tills to approve form and sufficiency of the bonds.

five (5) Ayes Carried

A motion was made by Supervisor Rood and seconded by Councilman Simmeth to direct the Town Clerk to send letters to refuse collectors for annual payment of fees.

five (5) Ayes Carried

A motion was made by Councilman Wiktor and seconded by Councilman Mead to assign the following work days to be reported to NYS Retirement for elected and appointed Town Personnel with six (6) hours being designated as a work day for NYS Retirement purposes:

Town Justices

Supervisor

Dep. Town Attorney/Pros.

Councilman

Deputy Supervisor

Code Enforcement

Deputy Code Enforcement

Assessor

Town Attorney

Court Officer

Recreation Director

Assessment Clerk

Nutrition Director

Asst. Nutrition Director

five (5) Ayes Carried

A motion was made by Supervisor Rood and seconded by Councilman Tills to assign the following work days to be reported to NY State Retirement for elected and appointed Town Personnel as full time based on a seven (7) hour work day for NYS Retirement purposes:

Town Clerk

Superintendent of Highways

Deputy Town Clerk

Bookkeeper

Assistant to Town Supervisor

Court Clerk

five (5) Ayes Carried

A motion was made by Supervisor Rood and seconded by Councilman Mead to approve the Public Improvement Specifications agreed upon by the Highway Superintendent and the Town Engineer.

five (5) Ayes Carried

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A motion was made by Supervisor Rood and seconded by Councilman Wiktor to set Petty Cash funds as follows:

Supervisor \$ 25.00

Town Clerk 300.00

Town Justices 100.00

Highway Superintendent 25.00

Recreation Director 300.00

five (5) Ayes Carried

RESOLUTION 2001 - 1 PROCUREMENT POLICY

A motion was made by Councilman Wiktor and seconded by Councilman Tills to set the following 2001 Holidays for the Town of Boston:

Jan. 1, Mon.-New Year's Day, Jan. 15, Mon.-Martin Luther King, Feb. 19, Mon.-President's Day, April 13, Fri.-Good Fri., May 28, Mon.-Memorial Day, July 4, Wed.- Independence Day, Sept. 3, Mon.-Labor Day, Oct. 8, Mon. - Columbus Day, Nov. 6, Tues.-Election Day, Nov. 12, Mon.-Veteran's Day, Nov. 22, Thurs.-

Thanksgiving Day, *Dec. 24, Mon.-1/2 Day Christmas Eve, Dec. 25, Tues. Christmas, *Dec. 31, Mon.-1/2 Day New Year's Eve.

*Half day applies only to Town Hall employees. These half days are not observed by Town Highway Department employees; instead they receive one more Personal Day than Town Hall employees do.

five (5) Ayes Carried

A motion was made by Supervisor Rood and seconded by Councilman Tills to appoint R & D Engineering, P.C. as the Town Engineering Firm at the same annual fee as stipulated in 2000, term to expire December 31, 2001 and to authorize Supervisor Rood to sign contracts.

five (5) Ayes Carried

A motion was made by Supervisor Rood and seconded by Councilman Mead, on the recommendation of the Planning Board, to re-appoint Richard Brox as Town Planner, at the same fee as 2000, term to expire December 31, 2001.

five (5) Ayes Carried

TOWN ATTORNEY REPORT

A motion was made by Councilman Simmeth and seconded by Councilman Wiktor to grant Town Attorney Perley permission to attend a Municipal Law Seminar January 17 ? January 19, 2001, at half the cost of \$500.00, which is \$262.50.

five (5) Ayes Carried

Town Attorney Perley announced that due to his attendance at the Municipal Law Seminar he will not attend the January 17th Town Board meeting.

RESOLUTION 2001-02 RESOLUTION TO APPROVE THE TRANSFER OF
TOWN OF BOSTON SEWER DISTRICT #2 TO
COUNTY OF ERIE SEWER DISTRICT #3

A motion was made by Councilman Wiktor and seconded by Councilman Tills, on the recommendation of Town Attorney Perley, to approve the R & D Engineering contract with the Town of Boston for design services for Phase Two of the Sewer District #2 Rehabilitation Project and authorize the Supervisor to sign the contract.

five (5) Ayes Carried

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COUNCILMAN REPORT

Councilman Mead congratulated the new appointees and wished everyone a happy New Year.

Councilman Wiktor congratulated the new appointees and welcomed the students in attendance.

Councilman Tills announced that the Baby Jesus figure in the nativity scene is missing and is hopeful it will be returned.

Councilman Tills congratulated the new appointees and wished everyone a happy New Year.

CODE ENFORCEMENT OFFICERS REPORT

A) Code Enforcement Officers monthly report for December 2000 was received and is on file in the Clerk's Office.

Town Attorney Perley noted that Gregory Gerwitz obtained a building permit for the construction of a single family dwelling at 5773 Herman Hill Road and has obtained an extension to complete the dwelling that expired approximately two months ago. Deputy Code Enforcement Officer Lisowski reported that the dwelling is not complete and there is no current building permit. According to the Town of Boston code this is an unsafe building and is subject to a hearing regarding removal.

RESOLUTION 2001-03 RESOLUTION ORDERING THE REMOVAL OF STRUCTURES OWNED BY GREGORY GERTWIZ

DOG CONTROL OFFICERS MONTHLY REPORT

A) Dog Control Officers monthly report for December 2000 was received and is on file in the Clerk's Office.

TOWN ENGINEER REPORT

A) Town Engineer's 2000 Annual Report was received and is on file in the Clerk's Office.

PLANNING BOARD REPORT

A) The Planning Board 2000 Annual Report was received and is on file in the Clerk's Office.

A motion was made by Councilman Mead and seconded by Councilman Simmeth to adjourn the meeting at 8:05 p.m.

DAVID J. SHENK, TOWN CLERK