

## **Town Board Minutes January 7, 2004**

REGULAR BOARD MEETING      TOWN HALL

JANUARY 7, 2004      7:30 P.M.

Present were Councilman Brien M. Hopkins, Councilman Richard K. Hawkins, Councilman Karl J. Simmeth Jr., Councilman Dennis J. Mead, Supervisor William A. Eagan, and Highway Superintendent Wayne C. Kreitzbender and Town Attorney, Kelly A. Vacco.

Pastor Kwiatkowski, Good Shepherd Lutheran Church, Opened the meeting with a prayer.

Supervisor Eagan read a letter from Brien M. Hopkins, resigning from the Zoning Board of Appeals effective December 31, 2003.

A motion was made by Councilman Simmeth and seconded by Councilman Mead to accept the resignation of Brien M. Hopkins from the Zoning Board of Appeals effective December 31, 2003.

Five (5) Ayes      Carried

Supervisor Eagan read a letter from Paul Jusko resigning from the Planning Board effective December 10, 2003.

A motion was made by Councilman Mead and seconded by Councilman Simmeth to accept the resignation of Paul Jusko from the Planning Board effective December 10, 2003.

Five (5) Ayes      Carried

Supervisor Eagan read a letter from Tracy Hirsch requesting to be considered for the permanent position on the Zoning Board of Appeals.

A motion was made by Councilman Mead and seconded by Councilman Simmeth to appoint Tracy Hirsch to the Zoning Board for the term ending April 1, 2006.

Five (5) Ayes Carried

Councilman Mead noted that the Town is looking for alternate members for the Planning Board and the Zoning Board of Appeals.

A letter was received from the Planning Board stating that at their December 9, 2003 meeting, they elected the following officers:

Patricia Hacker Chairman

David Stringfellow Vice Chairman

Michael Pohl Secretary

A motion was made by Councilman Mead and seconded by Supervisor Eagan to approve the appointment of Patricia Hacker as Chairman and accept the Planning Board's recommendations for Vice Chairman and Secretary.

Five (5) Ayes Carried

A motion was made by Councilman Mead and seconded by Councilman Simmeth to adopt the minutes of the December 17, 2003 regular meeting with the following corrections:

Current motion:

A motion was made by Councilman Mead and seconded by Councilman Simmeth to appoint Michael M. Metzger as Town Prosecutor/Deputy Town Attorney, term effective January 1, 2004.

five (5) Ayes Carried

REGULAR BOARD MEETING TOWN HALL

JANUARY 7, 2004 7:30 p.m.

Motion (cont.)

To:

Councilman Mead commented that Town Prosecutor/Deputy Town Attorney Terrizzi will be out of town January 5, 2004 and the Town Board can't make this appointment until the New Year.

A motion was made by Councilman Mead and seconded by Councilman Simmeth to appoint Michael M. Metzger to work as Town Prosecutor on Monday January 5, 2004.

Councilman Wiktor Voting AYE

Councilman Hawkins Voting NAY

Councilman Simmeth Voting AYE

Councilman Mead Voting AYE

Supervisor Eagan Voting NAY

three (3) Ayes Two (2) Naves Carried

five (5) Ayes Carried

A motion was made by Supervisor Eagan and seconded by Councilman Simmeth to adopt the minutes of the December 29, 2003 year-end meeting.

five (5) Ayes Carried

A motion was made by Councilman Mead and seconded by Councilman Simmeth, upon review by the Town Board, that the fund bills on Abstract #1, dated January 7, 2004 in the amount of \$206,080.89 be paid.

five (5) Ayes Carried

Received and filed correspondence from Andrew and Andrea Thurber, 4616 Morningside Drive requesting to purchase vacant land on Liebler Road owned by the Town of Boston.

Referred request from Andrew and Andrea Thurber to the Town Assessor for review.

Received and filed Notice of Claim in the Matter of Larry Brady vs. Town of Boston and County of Erie.

Town Clerk Shenk noted that the claim was forwarded to the Town's insurance consultant.

REQUESTS FROM THE FLOOR

Edward Mye, 9235 Dunn Road: The Town Board, at the December 17, 2003 meeting, requested I come back to this meeting and see what was resolved on the safety of Dunn Road and getting a bus down there.

Supervisor Eagan: It's the school board's decision on getting a bus down there. There are two issues here. One is the condition of the road, and the other is the school bus. Was Foit-Albert to look at and examine this further?

Highway Superintendent Kreitzbender: Yes, they contacted me just before Christmas and said that the soonest they could set up a meeting with the town would be the second or third week of January. I have not heard what the date is yet. Ed, have you talked to the school? Will they send a small bus down?

REGULAR BOARD MEETING      TOWN HALL

JANUARY 7, 2004      7:30 p.m.

Edward Mye: I spoke to them about it a week and a half ago. Darrin Kenney was going to find out. Have you been contacted by anybody yet?

Highway Superintendent Kreitzbender: Nobody has called me yet.

Edward Mye presented the Town Board a copy of a letter from Springville-Griffith Institute Central School District dated October 29, 2003 stating that the Town of Boston Highway Department will not guarantee that safe conditions will prevail for a school bus to traverse on Dunn Road.

Highway Superintendent Kreitzbender: Do you want me to call Darrin Kenney?

Edward Mye: Yes. Here is the other letter that I received from Foit-Albert stating the condition of the road and the concerns of getting the bus down the road. The other issue we had was the safety of the road and the condition. I wonder where the town stands with that?

Supervisor Eagan: I think that Highway Superintendent Kreitzbender addressed that. Foit-Albert is going to get back to us the second week in January.

Councilman Simmeth: It looks like this report reads that Foit-Albert has already looked at that road.

Highway Superintendent Kreitzbender: They did.

Councilman Simmeth: What are we waiting for from them?

Highway Superintendent Kreitzbender: We were supposed to sit down with the Engineer, the school, town and residents over what we were going to do with the irregularity of the width of the road and no shoulders.

Supervisor Eagan: I think we need to ask Foit-Albert to revisit this to see what would be a correctly placed turn around. This letter speaks to their inspection. It doesn't really speak to correcting it. The purpose of the meeting was to see what their opinion would be in terms of how we can go about correcting this and what would you estimate our exposure would be financially to do something of this nature. This is going to be an expensive task. I'm just glad that Foit-Albert got back to us on the issue and didn't let it slip under the table. They have been very responsive. I'm sure they will call us by next week, which will be the second week. If not, we will pursue them for a meeting.

Edward Mye: How do we put off safety of the children of this town? You wouldn't ask your child to do something that was unsafe because someone said can you wait until next month. We've already waited one month. I have another document here that states that in 1993 the town had legal notice that there were problems with the road. This issue has already been approached and it seems to me that there has not been a repair properly made since then. Documents from the town state that the only repair that was made at that time was to post the road at a 4-ton limit. I believe that this has been an ongoing issue that the town has not taken care of.

Councilman Simmeth: I believe that most of our sub-division roads are posted at 4 tons. Is this correct Highway Superintendent Kreitzbender?

REGULAR BOARD MEETING      TOWN HALL

JANUARY 7, 2004      7:30 p.m.

Highway Superintendent Kreitzbender: According to the Engineer, yes. Dunn Road is legally a 3 ton road, according to what former Councilman Flowers' resolution was.

Edward Mye: On that document it's 4 ton. Just recently it was changed to 3 ton. I could not find any engineering paperwork that stated it to be 3 ton.

Highway Superintendent Kreitzbender: There was none. It went through the Town Board and Former Councilman Flowers, in 1994 or 1995.

Edward Mye: And it was just posted this past year?

Highway Superintendent Kreitzbender: Yes, because I was told it was incorrect.

Edward Mye: Posting the road doesn't make it safe. In this last two years, there has been a lot of work done on that road. To me that is a waste of taxpayers money because it is an unstable road. I have documentation from a lawsuit that went through the town in 1993 that this road had engineering work done. This road has been on the map since 1939.

Supervisor Eagan: Do you think that we can just go out and pave it and put this stuff right in and dig everything up in January. There is a procedure we have to follow. You are looking at three to six months before anything could get done.

Edward Mye: I think 1993 to 2004 is plenty of time.

Supervisor Eagan: We have the issue now and I ask you to give us an opportunity to address it. It's not our objective to let it fall between the cracks. You are talking about a complete road reconstruction. I don't think it would be in the town's best interest if we reconstruct a road that today does not meet the specifications in terms of a road right-of-way. There are procedures that have to be followed. We have to have a public hearing on this. This is law. This is the guideline we have to follow.

Edward Mye: At the December 17th meeting I went to, you said to come back in January. I don't think they've been addressed in a month. Accidents and children getting hurt do not take vacations.

Supervisor Eagan: I don't deny that. But, if Foit-Albert isn't available to meet with us, and they are the Town's engineering consultants, we have to wait for the day when they can fit it into their schedule. I don't think it is unreasonable. When a meeting is scheduled, I assure you, you will be notified without you having to come to a Town Board meeting.

Edward Mye: I also requested that the town, myself and the school board try and set up a meeting and it doesn't seem like the town has tried to do that.

Supervisor Eagan: We never heard from the school board.

Edward Mye: I see where the town stands and they are just dragging their feet on this.

Supervisor Eagan: I'm sorry you feel that way, because that's not the issue.

REGULAR BOARD MEETING      TOWN HALL

JANUARY 7, 2004      7:30 p.m.

Burt Feltz, 9339 Dunn Road: We are talking about the same issue. I'm going to ask tonight, what has the town done to rectify the safety of Dunn Road since the last meeting?

Highway Superintendent Kreitzbender: We now send a sander back there to salt and sand every time we sand the other roads. If the salt deteriorates the road and turns to mud, that is what you are going to have. I've done nothing more than that.

Burt Feltz: Of course, I assume it's your responsibility to adequately maintain and supply access in and out of Dunn Road because it's a town road. Is that your responsibility? The last time you said you could not guarantee the safety of any road in the Town of Boston. Now you are sanding the road. The width of the road has been plowed meagerly at best. I see that the Town has some other issues pending on safety of the road.

Highway Superintendent Kreitzbender: If you are talking about the Larry Brady lawsuit, those are county roads. The town is only named because it's in the Town of Boston.

Burt Feltz: It's the same issue. A town road would be just like a county road. It seems to me that there is some responsibility laid upon the people that are in charge of delegating these jobs to do it correctly. In the past couple years, it's been put off. It's been stated that a sander truck can be to Dunn Road within 5 minutes. It's not at your discretion to tell me that 5 minutes is acceptable. We need this safety issue resolved. If there is an accident or death, it's going to go back on the people that inadequately fulfilled their jobs.

Councilman Simmeth: Highway Superintendent Kreitzbender, how much money do you think the Town has spent on that dirt road in the past eleven years?

Highway Superintendent Kreitzbender: In 1993 the dirt road was turned into an oil and stone road.

Councilman Simmeth: And it's been maintained that way ever since?

Highway Superintendent Kreitzbender: Yes, we have periodically maintained it by stoning and oiling. The town has received free millings. So, there is approximately 6-8 inches of millings and oil and stone on it.

Councilman Simmeth: Have you done much drainage and culvert work?

Highway Superintendent Kreitzbender: Just ditch work. We've replaced culverts and had a problem with flooding back there.

Councilman Simmeth: Do you have any idea on how much we've spent in the last ten or eleven years?

Highway Superintendent Kreitzbender: Not without looking it up.

Supervisor Eagan instructed Highway Superintendent Kreitzbender to call Foit-Albert's ASAP with intentions of setting up a meeting for next week.

Highway Superintendent Kreitzbender: Dunn Road gets as much attention in the winter as any other road. It gets plowed every time all the other roads are plowed. I have a list of times and dates that road was plowed.

REGULAR BOARD MEETING      TOWN HALL

JANUARY 7, 2004      7:30 p.m.

Edward Mye: Superintendent Kreitzbender stated that there was no problem with emergency vehicles. Mr. Bronstein's cleaning lady could not get up the hill. She called the Sheriff's Department and the town showed up plowed and sanded 45 minutes later. That is the only way in and out of that road.

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

APPOINTMENT    TITLE    TERM

Kelly A. Vacco    Town Attorney    12/31/05

Michael M. Metzger    Dep. Town Attorney/Prosecutor    12/31/04

Julie Costello    Assistant to Supervisor    12/31/04

Jennifer A. Mule?    Deputy Town Clerk    12/31/05

Karen A. Ellis    Deputy Town Clerk, PT    12/31/05

Suzanna Fitzner    Assessment Clerk, PT    12/31/04

Richard P. Waszak    Dog Control Officer, PT    12/31/04

Donna Huson    Dep. Dog Control Officer, PT    12/31/04

John D. Politowski    Court Officer, PT    12/31/04

Wendy Kummer    Court Clerk    12/31/04

Kathleen Selby    Bookkeeper    12/31/04

Thelma Faulring Secretary to Boards/Committees 12/31/04  
 Eileen Hopkins Clerk, PT 12/31/04  
 Mary Ann Jehle Town Historian 12/31/04  
 Margaret Edington Bingo Inspector 12/31/04  
 Theresa Horschel Nutrition Prog. Director, PT 12/31/04  
 Joyce Jensen Asst. Nutrition Director, PT 12/31/04  
 Leo Jensen Laborer PT 12/31/04  
 Joyce Carr Marriage Officer 12/31/04  
 Herbert Klein Liaison - Cobblehill Cemetery 12/31/04  
 Wayne Kreitzbender Parks Superintendent 12/31/05  
 David J. Shenk Registrar 12/31/05  
 Jennifer A. Mule? Deputy Registrar 12/31/05  
 Karen A. Ellis Sub-registrar 12/31/05

five (5) Ayes Carried

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

Dennis J. Kramer Code Enforcement Officer, PT 12/31/04  
 Frank Lisowski, Jr. Dep. Code Enfcmnt Officer, PT 12/31/04

Councilman Mead Aye  
 Councilman Hopkins Aye  
 Supervisor Eagan Nay

Councilman Simmeth Aye

Councilman Hawkins Aye

four (4) Ayes one (1) Nay Carried

A motion was made by Supervisor Eagan and Seconded by Councilman Hawkins to table the positions of Recreation Director and Clerk, PT.

five (5) Ayes Carried

Town Clerk Shenk administered the oath of office to Town Attorney Vacco.

Town Attorney Vacco administrated the oath of office to the new appointees.

REGULAR BOARD MEETING TOWN HALL

JANUARY 7, 2004 7:30 p.m.

A motion was made by Councilman Mead and seconded by Councilman Simmeth to establish the following Salary Schedule for 2004:

Position	Salary
----------	--------

Assistant to the Supervisor 25,500/Yr.  
Bookkeeper 26,400/Yr.  
Clerk, PT 11.30/Hr.  
Court Clerk k 25,900/Yr.  
Assessment Clerk, PT 11,165/Yr.  
Clerk, PT 11.30/Hr.  
Town Attorney 23,900/Yr.  
Dep. Attorney/Prosecutor 11,700/Yr.  
Court Officer, PT 4,300/Yr.  
Court Officer, Sub 75.00 night  
Deputy Town Clerk 22,500/Yr.  
Deputy Town Clerk, PT 16,000/Yr.  
Secretary to Boards 11.30/Hr.  
Recreation Director, PT 8,800/Yr.  
Code Enforcement Officer, PT 12,600/Yr.  
Dep. Code Enforcement Officer, PT 6,150/Yr.  
Dog Control Officer, PT 8,630/Yr.  
Dep. Dog Control Officer, Enumerator PT 3,680/Yr+\$1 per dog  
Nutrition Program Director 7.75/Hr.  
Asst. Nutrition Program Director 7.75/Hr.  
Laborer, PT - Town Hall 9.75/Hr.  
Bingo Inspector 40.00/Per Insp.  
Assessor, PT 26,100/Yr.  
Cobblehill Cemetery Liaison 300/Yr.  
Records Management Officer No Salary

Registrar of Vital Statistics 1.00/Yr.

Dep. Registrar of Vital Statistics 1.00/Yr.

Sub-Registrar of Vital Statistics 1.00/Yr.

Marriage Officer No Salary

Town Historian 2,400/Yr.

Parks Superintendent 5,000/Yr.

Town Planner 1,900/Yr.

Cleaner, PT Town Hall 2,830/Yr.

Budget Director 2,000/Yr.

Election Inspectors - Per Day

Primary Day 125.00

Chairman 18.00

Election Day 125.00

School 32.00

Highway Department

Per Collective Bargaining Agreement

five (5) Ayes Carried

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

Set Payment of Salaries:

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

REGULAR BOARD MEETING      TOWN HALL

JANUARY 7, 2004      7:30 p.m.

Motion (cont.)

Designate Official Bank:

North Boston Branch of the Evans National Bank for Supervisor, Town Clerk, Town Justices, and Tax Collector.

Schedule Dates and Times for Regular Monthly Meetings and Agenda Review:

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 6:00 P.M. and if this is a holiday, the session will be held on the following day at

6:00 P.M. and on the third Wednesday at 6:15 P.M.

Designate Official Newspaper:

The Springville Journal and the Hamburg Sun of H&K Publications.

Appointment to NEST Solid Waste Management Board:

Councilman Simmeth

Alt. Lynn Zachman

Authorization of Surplus Monies:

Authorize the Supervisor and the Tax Collector to invest surplus monies.

Investment policy:

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 the amount 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.

REGULAR BOARD MEETING TOWN HALL

JANUARY 7, 2004 7:30 p.m.

Motion (cont.)

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

Check Writer and Signature Stamp for the Supervisor:

Authorize the use of.

Rate Per Mile:

32 cents per mile

Schedule the Annual Audit Meeting:

January 21, 2004 6pm

Lending Funds:

Authorize Supervisor to lend funds from one account to another.

Form and Sufficiency of the Bonds.

To approve

Refuse Collectors Annual Licenses:

Direct Town Clerk to send letters to the refuse collectors notifying that annual licenses are due.

Work days & Retirement Reporting:

Assign the following to be reported by New York State Retirement purposes for elected and appointed Town Personnel with six (6) hours being designated as a work day:

Town Justices

Supervisor

Dep. Town Attorney/Pros

Councilman

Deputy Supervisor

Code Enforcement

Deputy Code Enforcement

Assessor

Town Attorney

Court Officer

Recreation Director

Assessment Clerk

Work Days & Retirement Reporting:

Assign the following work days to be reported by New York State Retirement purposes for elected and appointed Town Personnel as full time based on a seven (7) hour work day for New York State Retirement purposes:

Town Clerk

Superintendent of Highways

Deputy Town Clerk

Bookkeeper

Assistant to Town Supervisor

Court Clerk

Public Improvement Specifications:

To approve.

REGULAR BOARD MEETING      TOWN HALL

JANUARY 7, 2004      7:30 p.m.

Motion (cont.)

Petty Cash Funds:

Town Clerk      300.00

Town Justice      200.00

five (5) Ayes      Carried

RESOLUTION 2004 - 1 PROCUREMENT POLICY

RESOLUTION 2004 ? 2 RESOLUTION TO ADOPT SCHEDULE OF FEES

FOR THE TOWN OF BOSTON

A motion was made by Councilman Hawkins and seconded by Councilman Simmeth to set the following 2004 Holidays for the Town of Boston:

Jan. 1, Thurs.-New Year's Day, Jan. 19, Mon.-Martin Luther King, Feb. 16, Mon.-President's Day, April 9, Fri.-Good Fri., May 31, Mon.-Memorial Day, July 5, Mon.- Independence Day, Sept. 6, Mon.-Labor Day, Oct. 11, Mon. - Columbus Day, Nov. 2, Tues.-Election Day, Nov. 11, Thurs.-Veteran's Day, Nov. 25, Thurs.-Thanksgiving Day, Nov. 26, Fri.-Day after Thanksgiving \*Dec. 23, Thurs.-1/2 Day Christmas Eve, Dec. 24, Fri. Christmas, \*Dec. 30, Thurs.-1/2 Day New Year's Eve.

\*Half day applies only to Town Hall employees. Highway Department employees who receive one more Personal Day than Town Hall employees do not observe these half days.

five (5) Ayes Carried

A motion was made by Councilman Mead and seconded by Supervisor Eagan to appoint Richard Brox as Town Planner, term to expire December 31, 2004.

five (5) Ayes Carried

A motion was made by Councilman Mead and seconded by Councilman Simmeth to authorize the following: attendance for the Association of Towns Annual Training Conference from February 14-18, 2004 and to approve expense reimbursement for registration, plane fare, hotel single rate, and a \$200 food allowance. Also, designate Supervisor Eagan as the delegate and Town Justice Bender as the alternate at the Association of Towns Annual Meeting.

five (5) Ayes Carried

A motion was made by Councilman Mead and seconded by Councilman Simmeth to adopt Local Law No. 1 of 2004, (proposed Local Law No. 2 of 2003), A Local Law to Amend Section A-127, Street and Highway Specifications.

five (5) Ayes Carried

A motion was made by Councilman Mead and seconded by Councilman Hawkins to adopt Local Law No. 2 of 2004 (proposed Local Law No. 3 of 2003), A Local Law to Amend Chapter 104, Subdivision of Land.

five (5) Ayes Carried

REGULAR BOARD MEETING TOWN HALL

JANUARY 7, 2004 7:30 p.m.

A motion was made by Councilman Mead and seconded by Councilman Simmeth to schedule a public hearing for February 4th, 2004 at 7:45 p.m. on Proposed Local Law No. 1 of the year 2004, Limitations on Obstructions in Required Open Space, Section 123-136 (B)

Five (5) Ayes Carried

SUPERVISOR REPORT

Appointments of the Town Board Liaisons by Supervisor Eagan for the year 2004 are as follows:

Councilman Hopkins Fire Companies, Emergency Squad,

Haz-Mat, Planning Board, Fireman's Benefit Plan, Christmas Lighting

Councilman Simmeth    Lighting, Conservation Advisory Council, Drainage, Solid Waste, South Boston Park

Councilman Mead        Investment Advisory Committee, Nutrition Program, Senior Citizens, Chamber of Commerce, Insurance

Councilman Hawkins    Parks & Recreation, Traffic Safety & Highway, Cable TV, Creative Playground, Boston Community Foundation

Supervisor Eagan made the following 2004 Committee Appointments:

#### AUDIT COMMITTEE

Town Board Members

#### TRAFFIC SAFETY AND ROADWAYS COMMITTEE

Councilman Hawkins-Chairman    Sgt. John McGee

David Carpenter                    Hwy. Supt. Kreitzbender

#### INSURANCE COMMITTEE

Councilman Mead        -Chairman        Brian Baty Town Attorney Vacco        Supervisor Eagan

#### CREATIVE PLAYGROUND COMMITTEE

Councilman Hawkins-Chairman Leo Jensen

Eric Pearlstein Councilman Mead

#### INVESTMENT ADVISORY COMMITTEE

Councilman Mead -Chairman Town Attorney Vacco Mark Flaherty Town Board Members  
Designated Reps of Boston, N. Boston and Patchin Fire Co.

#### SOLID WASTE AND REFUSE COMMITTEE

Councilman Simmeth-Chairman Town Attorney Vacco

Supervisor Eagan Town Clerk Shenk

REGULAR BOARD MEETING TOWN HALL

JANUARY 7, 2004 7:30 p.m.

#### INSPECTION COMMITTEE

Code Enforcement Officer Kramer      Town Board Members

Dep. Code Enforcement Off. Lisowski

#### CABLE TV COMMITTEE

Councilman Hawkins-Chairman   Supervisor Eagan

Councilman   Simmeth      Town Attorney Vacco   Mark Flowers

#### DRAINAGE COMMITTEE

Councilman Simmeth-Chairman   Hwy. Supt. Kreitzbender      Michael Amodori      Joseph Redman

Kevin Maxwell

#### ZONING REVIEW COMMITTEE

Town Board      Town Planner Brox

Town Attorney Vacco      Code Enfor. Off. Kramer

Ralph Gibson

#### SAFETY COMMITTEE

Town Clerk Shenk-Chairman      Supervisor Eagan      Hwy. Supt. Kreitzbender      Raymond

Worth   Dennis Kramer   Frank Yandura

James Pluta Kenneth Manista Louise Crotty Jenny Crotty

#### RECREATION ADVISORY

Councilman Hawkins Gary Klump

Kevin Maxwell Jerry Lindsey

Dave Bartkowiak June Telaak

Tom Lanham Highway Sup. Kreitzbender

Tom Coyne Connie Miner

Recreation Director

#### RECORDS COMMITTEE

Town Clerk Shenk-Chairman Supervisor Eagan

Jennifer Mule? Leo Jensen

#### DEFERRED COMPENSATION

Karen Ellis-Chairman Councilman Mead

Brian Baty Supervisor Eagan

#### SENIOR CITIZENS COUNCIL GROUP #1 and #2

Supervisor Eagan stated that updated lists have not yet been confirmed and he will appoint them at the next meeting.

CHRISTMAS LIGHTING

Councilman Hopkins    James Carr

Herbert Klein    Douglas Hellman

Vern Heiler    Judy Heiler

Diane Helmbrecht    Donald Dix

David Dix    James Koester

David Gwynne    Edwin Gwynne

Richard Lee    Robert Marean

Doris Pilato

REGULAR BOARD MEETING    TOWN HALL

JANUARY 7, 2004    7:30 p.m.

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

Supervisor Eagan    Town Attorney Vacco

Connie Miner Councilman Mead

Councilman Hawkins    Kevin Maxwell

Robert Harris    Richard Proy

Michael Pohl Ursula Lewandowski

five (5) Ayes    Carried

Supervisor Eagan welcomed Councilman Hopkins to the Board and thanked him for his past contributions to the town.

Supervisor Eagan congratulated the Highway Department for maintaining the roads during the recent snowfall.

#### TOWN CLERK REPORT

Town Clerk Shenk welcomed Councilman Hopkins to the Board.

#### HIGHWAY SUPERINTENDENT REPORT

Highway Superintendent Kreitzbender welcomed Councilman Hopkins to the Board.

#### TOWN ATTORNEY REPORT

Town Attorney Vacco thanked the Board and stated she has enjoyed her time and is grateful for everyone's patience.

Town Attorney Vacco thanked the Board for passing the two Local Laws and stated that it helps to keep the Town's code up to date. Town Attorney Vacco and Deputy Town Attorney Metzger will be addressing some new fencing ordinances as well as signage. It is important that we keep the code book reflective of the changing times.

#### COUNCILMAN REPORT

Councilman Mead congratulated all of the appointees and mentioned that it was nice to see employees of the town come to the board meetings. Councilman Mead stated that he would like to see more employees attend and feels they are instrumental in running this government.

Councilman Mead also congratulated Highway Superintendent Kreitzbender for his work on keeping the roads clear.

Councilman Hopkins stated he looks forward to working with everyone in the Town.

Councilman Simmeth welcomed Councilman Hopkins.

Councilman Simmeth stated he has been working on a problem with drainage ditches on Hillcroft and Rollin Drive and will need to speak with Town Attorney Vacco on this issue.

Councilman Simmeth addressed Mr. Edward Mye and advised him that the town is concerned about the safety of the children on Dunn Road.

Councilman Simmeth advised that he would call Dr. Brenda Peters, the Superintendent of Springville-Griffith School for more information.

REGULAR BOARD MEETING      TOWN HALL

JANUARY 7, 2004      7:30 p.m.

Councilman Hawkins welcomed Councilman Hopkins to the Board.

Councilman Hawkins stated that he does not take lightly the concerns of Dunn Road or anywhere else in the Town.

Councilman Hawkins has been trying to have a 15-mile an hour sign put on Back Creek Road, near the school since he has become a councilman.

Councilman Hawkins informed the town that he received a response back from the water authority regarding some of the fire hydrants in the town. Town Attorney Vacco is sending out a response to them to help get the issue resolved.

Town Attorney Vacco has made those arrangements.

#### CODE ENFORCEMENT OFFICERS REPORT

A) Deputy Code Enforcement Officer monthly report for December 2003 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 8:35 p.m.

DAVID J. SHENK, TOWN CLERK