

## Town Board Minutes April 19, 2006

Present: Councilmen Brien M. Hopkins, Richard K. Hawkins, Cathleen M. Dobson, Dennis J. Mead, and Supervisor William A. Eagan.

Also Present: Highway Superintendent Telaak, Town Attorney Downey, and Deputy Code Enforcement Officer Juda.

Received all records and information regarding the Town Clock, aka the Turning Back the Clock Committee from Jennifer Warnes.

A motion was made by Councilman Mead and seconded by Councilman Hawkins to adopt the minutes of the April 5, 2006 regular meeting.

five (5) Ayes    Carried

A motion was made by Councilman Mead and seconded by Councilman Hawkins, upon review by the Town Board, that fund bills on the Abstract dated April 13, 2006 in the amount of \$46,250.73 be paid.

five (5) Ayes    Carried

Received and filed a letter dated April 8, 2006 from Keith Kaszubik, 5550 Maplegrove Drive, requesting installation of a "Do Not Enter" sign on Maplegrove Drive.

Received and filed notification of Erie County Highway closure on Lower East Hill Road from April 3, 2006 to May 5, 2006.

Received and filed Erie County Water Authority tariff amendments.

## REQUESTS FROM FLOOR

Anthony Kempa, 7665 Eddy Road, noted that he has met with an attorney and is filing a Notice of Claim regarding the removal of trees and topsoil from his property by the Highway Department. He asked Highway Superintendent Telaak why the trees and topsoil were removed.

Town Attorney Downey responded that since the matter will be in litigation he is advising the Highway Superintendent and all Town officials not to answer Mr. Kempa at this time.

Jerome Bus, 6061 Thornwood Drive thanked Town Clerk Shenk, Councilman Hawkins and Highway Superintendent Telaak for their help in solving his sewer/drainage problems.

Kathryn Horn, 4727 Pinecrest Terrace, thanked Highway Superintendent Telaak for solving the drainage problems on her property.

Michael Willis, 5598 James Drive, inquired as to who was responsible for enforcing the speed limit on Back Creek Rd, drainage problems in his yard and sweeping James Dr.

Highway Superintendent Telaak responded that he would check on the sweeping problems on James Drive.

Supervisor Eagan commented he should contact NYS Police for speed enforcement on Back Creek Road and the Code Enforcement Office on his drainage problems.

William Forness, 8878 Boston State Road, Highway Department employee, commended Highway Superintendent Telaak on his service to the Town of Boston.

Thomas Hanley, 7780 Eddy Road, thanked Highway Superintendent Telaak for his work on Eddy Road.

Erie County Legislator Reynolds presented Town Clerk Shenk with an Erie County Legislature Resolution recognizing the accomplishments of the office of Municipal Clerk.

Received and filed from Assessor Hornberger the notice from NYSEG of decisions from utility lawsuits regarding Special District Assessments.

A motion was made by Supervisor Eagan and seconded by Councilman Mead to approve The Use of Facility Application from Hamburg Pre-K for a graduation on June 14, 2006.

five (5) Ayes Carried

RESOLUTION 2006-11 NYS UNIFIED COURT SYSTEM

JUSTICE COURT ASSISTANCE PROGRAM

A motion was made by Councilman Hopkins and seconded by Supervisor Eagan to refer the Site Plan for Valley Floor Co., 8909 Boston State Rd., to the Planning Board for review and recommendation.

five (5) Ayes Carried

The following bids were received, opened and read aloud on April 10, 2006 at 10:00 a.m. for Summer Recreation/Ski Programs Transportation:

Company	Bid Price			
Summer Rec. per day	Laidlaw Transit, Inc.	\$180 per bus per day	Fisher Bus Service	\$245 per bus
Ski Program per day	Laidlaw Transit, Inc.	\$225 per bus per day	Fisher Bus Service	\$255 per bus

A motion was made by Supervisor Eagan and seconded by Councilman Hawkins, on the recommendation of Recreation Director Vara, to award the bid to Laidlaw Transit, Inc. for transportation for Summer Recreation at \$180 per bus per day and the Ski Program at \$225 per bus per day.

five (5) Ayes    Carried

A motion was made by Supervisor Eagan and seconded by Councilman Hopkins to consider the Draft EIS submitted by Dana Darling for the proposed Creekfield Subdivision/Rezoning acceptable for public review, determine that a public hearing is necessary, and schedule such hearing for May 17, 2006 at 6:30 p.m.

five (5) Ayes    Carried

#### DEPARTMENT ANNOUNCEMENTS / ACTIONS

Received and filed Monthly Reports from the Supervisor, Tax Collector, Code Enforcement Officers and Dog Control Officers.

A motion was made by Councilman Mead and seconded by Councilman Hopkins to accept the Town Clerk monthly report for March, 2006.

five (5) Ayes    Carried

A motion was made by Councilman Mead and seconded by Supervisor Eagan to direct Town Attorney Downey to draft a Local Law similar to the proposed Local Law in the Town of Hamburg regarding residency of known sex offenders from certain public places.

five (5) Ayes    Carried

A motion was made by Supervisor Eagan and seconded by Councilwoman Dobson to adjourn the meeting at 8:05 p.m.

five (5) Ayes Carried

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DAVID J. SHENK, TOWN CLERK