

## Town Board Minutes January 19, 2005

Present: Councilmen Brien M. Hopkins, Richard K. Hawkins, Karl J. Simmeth Jr., Dennis J. Mead and Supervisor William A. Eagan

Also Present: Highway Superintendent Robert J. Telaak, Town Attorney Kelly A. Vacco and Deputy Code Enforcement Officer Lisowski.

Rev. James Laun, Churchill United Memorial Church, opened the meeting with a prayer.

Tabled a request from George Aiple, Boston Emergency Squad, for a five-year retirement buy back for former member Donna Odoj pending a written response from Penflex Inc.

A motion was made by Councilman Simmeth and seconded by Councilman Hawkins to adopt the minutes of the January 5, 2005 regular 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 dated January 13, 2005 in the amount of \$189,322.52 be paid.

five (5) Ayes    Carried

REQUESTS FROM THE FLOOR

Edward Mye, 9235 Dunn Road, expressed concerns regarding his termination from the Highway Department and the condition of Dunn Road.

Burt Feltz, 9339 Dunn Road, expressed concerns regarding brush removal on Dunn Road, salt causing road deterioration and the belief that the Board is not addressing safety issues on town roads.

Shawn Georgi, 8627 Cole Road, expressed concern over the January 14th poor snow removal conditions on Liebler Road that caused a slow EMS response to a family emergency.

Councilman Simmeth requested Highway Superintendent Telaak investigate the brush and culvert problems on Dunn Road.

A motion was made by Supervisor Eagan and seconded by Councilman Hawkins to appoint Michael Pohl to the Planning Board term to expire 2/1/12.

five (5) Ayes    Carried

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

GENERAL FUND:

FROM: Acct.

Appropriations A 960    63,740.00

Buildings-Contractual    1620.4    10,000.00

Hwy Admin-Per. Svc.    5010.1    3,000.00

Hwy Admin-Contractual 5010.4 3,500.00

Parks-Per. Svc. 7110.1 10,000.00

Parks-Contractual 7110.4 7,500.00

Motion Cont?d:

Youth Programs-Per. Svc. 7310.1 10,000.00

Youth Programs-Contractual 7310.4 19,740.00

Total 63,740.00

TO: Acct.

Appropriation A 960 63,740.00

Assessor-Contractual 1355.4 26,670.00

Attorney-Contractual 1420.4 5,716.00

Buildings-Per. Svc. 1620.1 1,800.00

Central Print & Mail 1670.4 3,900.00

Other Gov?t Support 1689.4 1,914.00

Control of Dog- Per Svc. 3510.1 70.00

Code Enforc-Contractual 3620.4 50.00

Garage-Contractual 5132.4 5,942.00

Zoning-Contractual 8010.4 1,270.00

Planning-Per. Svc.	8020.1	470.00
Planning-Contractual	8020.4	82.00
Community Beautification	8510.4	14,787.00
Cemetaries-Contractual	8810.4	65.00
Unemployment Insurance	9040.8	1,004.00

Total	63,740.00	63,740.00
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HIGHWAY FUND

FROM: Acct.

Appropriation D960	9,500.00
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Machinery-Equipment	5130.2	9,500.00
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Total	9,500.00	9,500.00
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TO: Acct.

Appropriation D960	9,500.00
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Gen. Repairs-Per. Svc.	5110.1	7,500.00
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Machinery-Contractual	5130.4	2,000.00
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Total 9,500.00 9,500.00

five (5) Ayes Carried

A motion was made by Supervisor Eagan and seconded by Councilman Mead to appoint Mark A. Kaminski to the Assessment Board of Review, term to expire on September 30, 2005.

five (5) Ayes Carried

A motion was made by Councilman Simmeth and seconded by Supervisor Eagan to accept the Town Clerk and Town Justice Annual Reports for 2004.

five (5) Ayes Carried

A motion was made by Councilman Mead and seconded by Councilman Simmeth to approve the annual Audit for the Town Clerk, Tax Collector, Town Justice, Bookkeeper, Recreation Director and Dog Control Officer.

five (5) Ayes Carried

A motion was made by Supervisor Eagan and seconded by Councilman Mead to approve the Use of Facility Application from the Boston Historical Society for March 1, October 4 and December 6, 2005.

five (5) Ayes Carried

A motion was made by Councilman Mead and seconded by Supervisor Eagan to approve the Use of Facility Application from St. John the Baptist Church for June 11, 2005.

five (5) Ayes Carried

A motion was made by Supervisor Eagan and seconded by Councilman Hawkins to approve the Use of Facility Application from Boston Community Days for June 22, 2005 through June 27, 2005.

five (5) Ayes Carried

Tabled Resolution 2005-03, Adopt Schedule of Fees, until January 31, 2005 Agenda Review so Code Enforcement Officer Kramer may be in attendance.

A motion was made by Supervisor Eagan and seconded by Councilman Hopkins to refer the rezoning application of John & Susan Szalay, 8873 Boston State Road, to the Planning Board for review and recommendation.

five (5) Ayes Carried

A motion was made by Councilman Mead and seconded by Councilman Hopkins that as a result of the public hearing to revoke Cousins Live Entertainment Permit, the license will not be revoked at this time, but the following conditions shall apply:

1. Thursday ? Open ?mic? night until 2:00 a.m.
2. Friday ? Karaoke or acoustical entertainment until 2:00 a.m.
3. Saturday ? Live entertainment until 2:00 a.m.

Violation of any condition shall be grounds for a revocation public hearing.

five (5) Ayes Carried

A motion was made by Councilman Simmeth and seconded by Councilman Mead to schedule a Public Informational Hearing for February 16, 2005 at 7 p.m. for the Darling Rezoning application

five (5) Ayes Carried

Supervisor Eagan appointed the following committee:

#### CHRISTMAS LIGHTING

Herbert Klein John Marchinda

Carole Bieler Donald O'Bryant

Doris Pilato Joseph Santonocito

Diane Helmbrecht Donald Genzel

Richard Helmbrecht Warren Fleckenstein

Margaret Edington William Hubert

Edward Cary Frank Lisowski

Robert Marean Damian Wiktor

Edwin Gwynne Allen Carpenter

David Gwynne Robert Dossinger

Stephen Tills David Wittmeyer

James Carr Karl Simmeth

Larry Steward Val Bezilla

Thomas Edington Cindi Edington

Frederick Shear Diana Clancy

Richard Lee Walter Slomka

Douglas Hellman Elizabeth Slomka

Jennifer Mulé

#### DEPARTMENT ANNOUNCEMENTS / ACTIONS

Received and filed Monthly Reports from the Supervisor, Town Justices, Dog Control Officers and Town Engineer.

A motion was made by Councilman Simmeth and seconded by Councilman Hawkins to accept the Town Clerk's report for December 2004.

five (5) Ayes Carried

Highway Superintendent Telaak commented that he would cut back the brush on Dunn Road as soon as weather permits and major repairs will not be done until spring.

Town Attorney Vacco reported that the Town of Boston would not be the Receiver of Rents for the Sprague Mobile Home Park. An individual appointed by the court will receive the monies/rents, a

percentage as a fee and make whatever modifications needed to the park. When the park is in compliance, she will recommend the park license be renewed. She suggested Deputy Code Enforcement Officer Lisowski continue park inspections.

Councilman Mead noted that preliminary numbers for the Town of Boston property revaluation should be complete by the beginning of March 2005.

A motion was made by Supervisor Eagan and seconded by Councilman Hawkins to approve the 2005 appointment of Ralph Gibson as Zoning Board of Appeals Chairman.

five (5) Ayes    Carried

A motion was made by Councilman Mead and seconded by Councilman Simmeth to adjourn the meeting at 8:45 p.m.

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DAVID J. SHENK, TOWN CLERK