

Town Board Minutes January 4, 2012

Present: Supervisor Martin A. Ballowe, Councilmen Jeffrey A. Genzel, Jay P. Boardway, Lawrence A. Murtha and Gary E. Vara.

Also Present: Highway Superintendent Telaak, Town Attorney Kobiolka and Code Enforcement Officer Ferguson.

Town Clerk Shenk noted that the contract for Connie Miner, Grant Consultant is a one-year contract at the same amount as last year.

A motion was made by Councilman Genzel and was seconded by Supervisor Ballowe to authorize Supervisor Ballowe to sign a one-year contract with Connie D. Miner & Co., Grant Consultants for a fee of \$15,000, term to expire 12/31/12.

five (5) Ayes Carried

Supervisor Ballowe noted that the minutes of 12/21/11 are being tabled for further review.

A motion was made by Councilman Murtha and seconded by Councilman Boardway, upon review by the Town Board, that fund bills on the Abstract dated January 3, 2012 in the amount of \$195,410.48 be paid.

five (5) Ayes Carried

Ron Yormick welcomed Town Clerk Shenk back from his tour in Afghanistan. He commented that he hoped Councilman Vara and Councilman Murtha are more honest with this Town Board and the citizens of Boston than they were with the political flyers and letters they sent out. He hopes they can work together and have a cooperative Town Board in 2012.

A motion was made by Supervisor Ballowe and seconded by Councilman Genzel to appoint the following:

APPOINTMENT TITLE TERM

Michael L. Kobiolka	Town Attorney, PT	12/31/13
Kelly A. Vacco	Deputy Town Attorney/Prosecutor, PT	12/31/12
William G. Ferguson	Code Enforcement Officer, PT	12/31/12
Joseph Weber	Dog Control Officer/Enumerator, PT	12/31/12
Marilyn B. Clesse	Recreation Director	12/31/12
Robert J. Telaak	Parks Superintendent	12/31/12
John Sibenik	Court Officer, PT	12/31/12
Daniel Mule'	Court Officer, PT	12/31/12
Karen Miller	Clerk PT/Court	12/31/12
Elizabeth Weitzel	Clerk, PT/Highway	12/31/12
Paula Litwin	Clerk, PT/Webmaster	12/31/12
Suzanna Fitzner	Assessment Clerk, PT	12/31/12
Thelma Faulring	Secretary to Boards/Committees, PT	12/31/12
Theresa Horschel	Nutrition Prog. Director, PT	12/31/12
Joyce Jensen	Asst. Nutrition Director, PT	12/31/12
Lori Valentine	Asst. Nutrition Director, PT	12/31/12
Leo Jensen	Town Hall Laborer, PT	12/31/12
Joyce Carr	Marriage Officer	12/31/12
Jacob Karb, III	Liaison - Cobblehill Cemetery	12/31/12
William Sodja	Town Hall Cleaner, PT	12/31/12
Kathy Selby	Budget Director	12/31/12

James D. Hannon Town Engineer 12/31/12
Richard Brox Town Planning Consultant 12/31/12
David J. Shenk Registrar of Vital Statistics 12/31/13
Jennifer A. Mule' Deputy Registrar of Vital Statistics 12/31/13
Elizabeth A. Martin Sub Registrar of Vital Statistics 12/31/13

five (5) Ayes Carried

Supervisor Ballowe made the following appointments:

Jay P. Boardway Deputy Town Supervisor 12/31/12
Kathleen Telaak Assistant to Supervisor 12/31/12
Kathleen K. Selby Bookkeeper 12/31/12
Keith Kaszubik Town Historian 12/31/12

Town Clerk Shenk made the following appointments

Jennifer A. Mule' Deputy Town Clerk 12/31/13
Elizabeth A. Martin Deputy Town Clerk, PT 12/31/13

Town Clerk Shenk proceeded to swear in all those appointees in attendance.

A motion was made by Councilman Boardway and seconded by Supervisor Ballowe to establish the following Salary Schedule for 2012:

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

Assistant to the Supervisor 31,570/Yr.
Bookkeeper 37,080/Yr.
Deputy Supervisor 1,000/Yr.
Clerk, PT (2) 13.13/13.50/Hr.
Court Clerk 31,570/Yr.
Assessor, PT 28,100/Yr.
Assessment Clerk, PT 14.40/Hr.
Hwy Clerk, PT 10.95/Hr.
Town Attorney 28,840/Yr.
Dep. Attorney/Prosecutor 14,115/Yr.
Court Officer, PT 4,965/Yr.
Deputy Town Clerk 31,570/Yr.
Deputy Town Clerk, PT 14.73/Hr.
Secretary to Boards 14.40/Hr.
Recreation Director, PT 15,680/Hr.
Code Enforcement Officer, PT 19,100/Yr.
Dog Control Officer, PT 9,390/Yr. +\$1 per dog.
Nutrition Program Director 9.85/Hr.
Asst. Nutrition Program Director 9.85/Hr.
Laborer, PT - Town Hall 13.10/Hr.
Cobblehill Cemetery Liaison 300/Yr.
Records Management Officer No Salary.
Registrar of Vital Statistics 1/Yr.
Dep. Registrar of Vital Statistics 1/Yr.
Sub-Registrar of Vital Statistics 1/Yr.

Marriage Officer No Salary.

Town Historian 2,550/Yr.

Town Planner 225/meeting.

Cleaner, PT Town Hall 3,500/Yr.

Budget Director 2,650/Yr.

Parks Superintendent 6,695/Yr.

Parks Seasonal Employees \$12.10, \$11.07, \$9/Hr.

Highway Department

Per Collective Bargaining Agreement.

five (5) Ayes Carried

A motion was made by Councilman Genzel and seconded by Councilman Boardway to set the payment of salaries as follows:

Bi-weekly to the Town Clerk, Deputy Town Clerks, Supervisor, Assistant to Supervisor, Highway Superintendent, Deputy Highway Superintendent, Bookkeeper, Court Clerk, Clerk PT, Assessor, Assessment Clerk, Secretary to Boards/Committees and M.E.O.'s, truck Drivers, and Laborers, all others are paid on a monthly basis.

five (5) Ayes Carried

A motion was made by Councilman Genzel and was seconded by Supervisor Ballowe to designate the official bank as follows:

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

five (5) Ayes Carried

A motion was made by Councilman Genzel and was seconded by Councilman Murtha to schedule dates and times for regular monthly meetings and agenda review as follows:

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

Agenda Review: First and third Wednesday of the month at 6:00 p.m.

five (5) Ayes Carried

A motion was made by Councilman Genzel and was seconded by Councilman Murtha to table the designation of an official newspaper.

five (5) Ayes Carried

A motion was made by Councilman Genzel and was seconded by Supervisor Ballowe to appoint the Conservation Advisory Council Chairman and Councilman Vara to the NEST Solid Waste Management Board.

five (5) Ayes Carried

A motion was made by Councilman Genzel and was seconded by Councilman Boardway to authorize the Supervisor and the Tax Collector to invest idle surplus monies.

five (5) Ayes Carried

A motion was made by Councilman Genzel and was seconded by Councilman Murtha to approve 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 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.

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 Genzel and was seconded by Councilman Boardway to authorize the use of a check writer and signature stamp for the supervisor

five (5) Ayes Carried

A motion was made by Councilman Genzel and was seconded by Councilman Vara to set the rate per mile at 46 cents.

five (5) Ayes Carried

A motion was made by Councilman Genzel and was seconded by Councilman Murtha to schedule the annual audit meeting for Wednesday, January 18, 2012 at 6 p.m.

five (5) Ayes Carried

A motion was made by Councilman Genzel and was seconded by Supervisor Ballowe to authorize the Supervisor to lend funds from one account to another.

five (5) Ayes Carried

A motion was made by Councilman Genzel and was seconded by Councilman Boardway to approve the form and sufficiency of the bonds.

five (5) Ayes Carried

A motion was made by Councilman Genzel and was seconded by Councilman Vara to direct Town Clerk Shenk to send letters to refuse collectors that annual licenses are due.

five (5) Ayes Carried

A motion was made by Councilman Genzel and was seconded by Councilman Vara to assign the following to be reported by New York State Retirement purposes for elected and appointed part time town personnel with six (6) hours being designated as a workday:

Town Justices Councilman Court Officer

Supervisor Deputy Supervisor Dep. Town Clerk (pt)

Code Enforcement Officer Town Attorney Dep. Code Enf. Officer

Dep. Town Attorney/Prosecutor Summer Rec. Supervisor Dep. Dog Control Officer

Recreation Director Assessment Clerk

Town Hall Cleaner Assessor

Dep. Town Clerk (pt) Dog Control Officer

five (5) Ayes Carried

A motion was made by Councilman Genzel and was seconded by Supervisor Ballowe to assign the following workdays to be reported by New York State Retirement purposes for elected and appointed Town Personnel as full time based on a seven (7) hour workday for New York State Retirement purposes:

Town Clerk Deputy Town Clerk

Superintendent of Highways Deputy Highway Superintendent

Bookkeeper Assistant to Town Supervisor

Court Clerk

A motion was made by Councilman Genzel and was seconded by Supervisor Ballowe to approve the Public Improvement Specifications if the Highway Superintendent and Town Engineer agree.

five (5) Ayes Carried

A motion was made by Councilman Genzel and was seconded by Supervisor Ballowe approve the petty cash funds as follows:

Town Clerk \$300 Town Justice \$200

five (5) Ayes Carried

RESOLUTION 2012-01 PROCUREMENT POLICY

A motion was made by Councilman Vara and seconded by Supervisor Ballowe to set the following 2012 holidays for the Town of Boston:

New Year's Day Jan 2 Election Day Nov 6
Martin Luther King Jan 16 Veteran's Day Nov 12
President's Day Feb 20 Thanksgiving Day Nov 22
Good Friday April 6 Day after Thanksgiving Nov 23
Memorial Day May 28 Christmas Eve Dec 24 (½ day)
Independence Day July 4 Christmas Day Dec 25
Labor Day Sept 3 New Year's Eve Dec 31 (½ day)
Columbus Day Oct 8

This holiday schedule does not apply to Highway employees. Refer to Collective Bargaining Agreement.

five (5) Ayes Carried

RESOLUTION 2012-02 ADOPT SCHEDULE OF FEES

Councilman Boardway noted that the NFTA announced a consolidation of services, which eliminates all bus service to the Town of Boston. Five years ago they reduced the amount of service to Boston, now they are proposing to eliminate it. The Town of Boston is opposed to this elimination of service.

RESOLUTION 2012-03 OBJECTING TO THE DISCONTINUATION OF NIAGARA FRONTIER TRANSPORTATION AUTHORITY BUS TRANSPORTATION SERVICES FROM DOWNTOWN BUFFALO TO THE TOWN OF BOSTON.

A motion was made by Councilman Vara and was seconded by Councilman Boardway to accept the letter of resignation from Dr. Norman Hertz from the Conservation Advisory Council.

five (5) Ayes Carried

A motion was made by Councilman Boardway and was seconded by Supervisor Ballowe on the recommendation of Recreation Director Clesse, to appoint the following to the Friday Night Recreation Program, terms to expire 4/13/12:

Name	Position	Hourly Rate
Elizabeth Janak	Supervisor	\$10.30
Jenna Bloom	Counselor	\$ 8.50
Nicholas Janak	Counselor	\$ 8.50
Sarah Telaak	Counselor	\$ 8.50
Maximus Maxwell	Substitute Counselor	\$ 8.50

Kaelyn Gamel	Substitute Counselor	\$ 8.50
Sabre Gamel	Substitute Counselor	\$ 8.50
Allison Kozur	Substitute Counselor	\$ 8.50
Kayla Mazur	Substitute Counselor	\$ 8.50
Morgan Monin	Substitute Counselor	\$ 8.50
Brianne Peterson	Substitute Counselor	\$ 8.50
Dan Selby	Substitute Counselor	\$ 8.50
Mandi Burns	Crafts Counselor	\$ 8.50

five (5) Ayes Carried

Supervisor Ballowe made the following Town Board 2012 Committee appointments:

AUDIT COMMITTEE Town Board Members

TRAFFIC SAFETY & ROADWAYS Chairman ? Councilman Murtha, Sgt. Joseph Wilkinson, Chief Scott Patronik, Hwy Supt. Telaak

INSURANCE Chairman - Councilman Boardway, Town Attorney Kobiolka, Supervisor Ballowe, Town Clerk Shenk

I.T. COMMITTEE Chairman?Councilman Boardway, Bookkeeper Selby, Webmaster Paula Litwin,

INVESTMENT ADVISORYChairman ? Councilman Boardway, Town Attorney Kobiolka, Town Board, Mark Flaherty, Designated Representatives of Boston, N. Boston & Patchin Fire Companies

SOLID WASTE & REFUSE Chairman ? Councilman Vara, Town Attorney Kobiolka, Supervisor Ballowe, Town Clerk Shenk

INSPECTION Chairman - Code Enforcement Officer Ferguson & Town Board

CABLE TV Chairman ? Councilman Vara, Councilman Genzel, Supervisor Ballowe, Town Attorney Kobiolka, Mark Flowers

DRAINAGE Chairman ? Councilman Murtha, Hwy Supt. Telaak, Philip Lakso

ZONING REVIEW Chairman-Town Attorney Kobiolka, Councilman Genzel, Code Enforcement Officer Ferguson, Patricia Hacker.

SAFETY Chairman - Town Clerk Shenk, Hwy Supt. Telaak, Councilman Murtha, Mark Flowers, Raymond Worth, Supervisor Ballowe.

RECREATION Chairman ? Councilman Boardway, Hwy Supt. Telaak, Recreation Director Clesse, Jennifer Trimm, Lori Pfluger, Jim Roistracher, Lorinda Koczur, Deanna Newberry, Beverly Hogan, Scott Howie, Connie Miner

RECORDS Chairman - Town Clerk Shenk, Supervisor Ballowe, Leo Jensen

DEFERRED COMPENSATION Chairman ? Bookkeeper Selby, Supervisor Ballowe, Deputy Town Clerk Mulé, Councilman Boardway

CAPITAL IMPROVEMENT Chairman ? Herbert Klein, Supervisor Ballowe, Connie Miner, Councilman Genzel, Dr. Norman Hertz, Town Attorney Kobiolka and Timothy Kirst

BOSTON SENIORS - GROUP #1 President - Lois Lizak, Theresa Gresco, Philomena Saeli, Pearl Emerling, Art May, Gloria Collett, Greg Hahn, Erma Kern, Florence Weiss Rosa

YOUNG AT HEART - GROUP #2 President ? Walter Slomka, Vice Pres.- Ginnette Billittere, Secretary - Betty Cunningham, Treasurer - Larry Steward, Membership - Mary Lou Woodhouse, Sunshine - Jean Ruchalski, Bocce - Val Bezilla

OFFICE OF EMERGENCY MGMT Director ? Gene Wieckowski

CHRISTMAS LIGHTING Councilman Genzel

Supervisor Ballowe made the following Town Board 2012 Liaison appointments:

Councilman Boardway - Fire Companies, Fireman's Benefit Program, Haz-Mat, Insurance, Parks and Recreation.

Councilman Genzel - Planning Board, Engineering, Christmas Lighting, Boston Community Foundation.

Councilman Murtha - Drainage, Streets and Lighting, Chamber of Commerce, Traffic and Highway Safety, Historical Society.

Councilman Vara - Cable TV, Senior Citizens, Solid Waste, Nutrition, Emergency Squad, Conservation Advisory Council.

Supervisor Ballowe noted that the lower pond dock was replaced with maintenance free TREX material and should last a very long time.

Town Clerk Shenk noted that he was glad to be home from Afghanistan. He thanked his deputies Jennifer, Beth, and Mary for running the office during his absence and the Town Board for their support and patience.

Town Clerk Shenk Cont?d: He offered a thank you to outgoing council members Cathy Maghran and Gene Wieckowski for their service to the Town of Boston and congratulated incoming Councilmen Vara and Murtha.

Highway Superintendent Telaak noted that the Parks employees will begin taking down the Christmas decorations.

Highway Superintendent Telaak noted that Christmas trees can now be put the curb for pick up.

Highway Superintendent Telaak noted he is in the process of updating the 2-way radios in the highway vehicles.

Highway Superintendent Telaak noted that overtime is at 683¼ hours. He noted that over the summer he set overtime hours at 602 and some of the negative flyers said that more realistically it would be 1,200 hours. Their figures were off.

Highway Superintendent Telaak Cont?d: The Highway debt at the end of 2011 is zero. When I started seven years ago, it was at \$822,903. Again the negative flyers said the highway superintendent did not have anything to do with lowering the debt. I disagree, because I am the one who do all the purchasing. The next few years we will be updating a few trucks but have surplus funds in the equipment account. We should be able to put that towards the new equipment.

Town Attorney Kobiolka thanked the Town Board for his recent appointment and it has been a pleasure working with this Town Board for the past two years and looks forward to working with them for the next two years.

Councilman Murtha: I would like to thank the residents of Boston for giving me the great responsibility of sitting in this seat. I will be here for four years and I understand that I will have to be thick-skinned, especially at times when my dignity will be impugned.

Councilman Genzel as Engineering Liaison noted that the Cole Road, Water 3, Ext. No. 1 will begin on Monday. The equipment is already there. He noted that a grant for \$100,000 was received for this project.

Councilman Genzel as Drainage Liaison met with Ed McCarthy on South Abbott Road concerning Erie County drainage issues damaging his property. He also met with Norm Nawrocki from Rice Road regarding drainage issues. These issues will be passed onto Councilman Murtha.

Councilman Genzel as Christmas Lighting Liaison noted that removal of Christmas decorations will begin soon. We gratefully received many donations and hopefully next year we can purchase some new decorations.

Councilman Boardway noted that the Patchin Fire Company not only acts as a fire company, they also provide a basic EMS service in response to primary first aid calls. Some of the paperwork was not properly completed and that service was suspended on January 1, 2012. Since that time, the paperwork has been secured.

A motion was made by Councilman Boardway and was seconded by Councilman Vara to authorize Supervisor Ballowe to sign a notice to the NYS Health Department that the Town of Boston is again granting the Patchin Fire Company the authority to provide emergency medical care as defined by article 30 of the NYS Public Health Law.

five (5) Ayes Carried

Councilman Boardway noted that Hamburg Dispatch will be notified.

Councilman Boardway welcomed Councilman Murtha and Councilman Vara to the Town Board. We hope to continue the forward progress that has been made in the last two years.

Councilman Boardway noted that Grants Write Connie Miner is paid \$15,000 a year and is available to us six days a week and answers phone calls and emails immediately. Last year she obtained for the Town of Boston over \$102,990 in grant monies. Currently she has \$185,000 in pending grants.

Councilman Vara noted that he looks forward to working for the people of Boston and the people that supported him and he will do his best for this town.

Supervisor Ballowe noted that the \$100,000 grant we received for Water District No. 3, ext. No.1 does not seem like a lot in the big picture but the project cost is approximately \$171,000, which lowers the amount each resident in that water district will have to contribute in the long run.

A motion was made by Supervisor Ballowe and seconded by Councilman Genzel to adjourn the meeting at 8:17 p.m.

five (5) Ayes Carried

DAVID J. SHENK, BOSTON TOWN CLERK