

Town Board Minutes June 17, 2009

Present: Supervisor Richard K. Hawkins, Councilman James E. Pluta and Councilwomen Cathleen M. Dobson and Cathy A. Maghran.

Also Present: Town Attorney Downey and Code Enforcement Officers Ferguson, Lisowski and Juda.

A motion was made by Councilwoman Maghran and seconded by Councilwoman Dobson to appoint Audrey Hughey to the Boston Emergency Squad and will continue until such time as resignation, removal, or replacement.

four (4) Ayes Carried

A motion was made by Councilwoman Maghran and was seconded by Councilman Pluta to amend the Use of Facility Application from Martin & Ida White for June 27th, 2009 to include the serving of alcohol. A certificate of Liability Insurance has been received.

four (4) Ayes Carried

A motion was made by Councilman Pluta and seconded by Councilwoman Maghran to approve the minutes of 06/03/09 and 6/11/09.

four (4) Ayes Carried

A motion was made by Councilman Pluta and seconded by Councilwoman Maghran upon review by the Town Board, that fund bills on the Abstract dated June 11, 2009 in the amount of \$314,098.92 be paid.

four (4) Ayes Carried

Keith Kaszubik, 5550 Maple Grove Drive, congratulated Supervisor Hawkins on his appointment and wished him the best. He attends most Town Board Meetings and he encouraged others to attend as well. Councilwoman Dobson has been excused from three regular scheduled meetings in 2009, February 11th, April 15th and May 20th without any reason provided. He stated Councilman receive an annual salary of \$7,770, with an average of 20 meetings. He requested that Supervisor Hawkins look into this matter.

Frank Catalano, 7632 Boston Colden Road: I have been a resident for 11 years and they ran water up to Seneca brook, Town of Colden and Town of Boston. They have water half way up my road, but the 20 houses in between don't. I have a serious problem. I had two wells dug that cost me a fortune. One of them was almost 300 feet deep. There was a very small amount of water and he couldn't clean it because it had a lot of silt in it. So, I have a man dug well that is ten feet deep. Every morning I drain my holding tank because the water is orange/red and full of iron, and the neighbor's septic up the hill is running into the small amount of water that I do have. What can we do to get water to my house? I have a high assessment and taxes and don't have the luxuries that everyone else has.

Supervisor Hawkins: That is something that we can certainly look into. I was at your house over the weekend and we discussed this issue. Please stay, Bruce Shearer, Water District Engineer, will be discussion our water district. I know what it is like to be without water. It's very serious when you can't have a drink of water or wash your dishes or clothes. I am hoping that while I am here we can do whatever possible to extend these districts to help not only yourself, but other residents that do not have water.

Supervisor Hawkins noted that a letter was received from Herb Klein, North Boston Fire Company, he had no objections to the Three Girl's Café using the park for their Customer Appreciation Day, July 13, 2009. This will not interfere with the Grand Gala clean up.

A motion was made by Councilman Pluta and seconded by Supervisor Hawkins to approve the Use of Facility Application for Three Girls Café for July 13, 2009.

four (4) Ayes Carried

A motion was made by Councilwoman Maghran and was seconded by Supervisor Hawkins to refer the rezoning application from William & Suzanne Williams, 6800 West Tillen Road, to the Planning Board for review and recommendation.

four (4) Ayes Carried

A motion was made by Supervisor Hawkins and was seconded by Councilman Pluta on the recommendation of Recreation Director Vara, to appoint Matthew Struck as a Special Assistant/Life Guard/WSI at the hourly rate of \$8.50 to the Summer Recreation Program, terms to expire 8/8/09.

four (4) Ayes Carried

Supervisor Hawkins: As you know last week former Supervisor Eagan resigned and I was asked to take this position. I resigned as councilman and was sworn on June 11th. We waited to see if anyone would be interested in that vacant councilman position. At this time, we have only received one request, from David Ruzzine who is currently on the Planning Board. Supervisor Hawkins read a letter from David Ruzzine requesting appointment.

A motion was made by Supervisor Hawkins and was seconded by Councilwoman Maghran to appoint David Ruzzine to the position of Councilman, term to expire 12/31/2009.

four (4) Ayes Carried

Town Clerk Shenk administered the oath of office to Councilman Ruzzine.

At 7:45 p.m. Councilman Ruzzine took his seat with the rest of the Town Board.

At 7:45 p.m. a Public Hearing was held to hear comments regarding the Increase and Improvement of Facilities of the Water District No. 2, in the Town of Boston, Erie County, New York pursuant to Section 202-B of the Town Law.

Supervisor Hawkins read the legal notice.

Bruce Shearer, Water District Engineer, Nussbaumer & Clark, Inc.: I have been asked to tell everyone why we are having this hearing tonight. You may or may not recall that we have a project to increase the facilities and extend the water line in Water District 2, Ext. 2. The areas that we are going to supply water to are Shero Road (from Zimmerman to Feddick), Rockwood Road and a small section of Feddick Road just north of Shero Road. The original project consisted of proposed water lines on Shero Road from Zimmerman Road to Feddick Road and Feddick Road down to North of Zenner Road and all of Rockwood Road. As we advanced our design plans for the project, we found that when the original district extension was created and the plans were formulated for the pump station on Keller Road, and the water storage tank on Zimmerman Road, which we call the Rice Hill tank. We found that several documents hadn't been prepared and we were required to prepare them. As we prepared design reports, it became evident that the pump station and tank were not adequate to support the proposed increase of facilities for the water line. That would certainly hold true for the remaining portions of the district extension which weren't necessarily going to be provided with water in this phase but hopefully sometime in the future. In order to do these things, we are looking at increasing the capacity of the pump station on Keller Road. It will probably be increased by a factor of four and also raising the Zimmerman Road tank by 30 to 40 feet. The estimated cost of those Improvements is about \$750,000.00. Rural Development is funding this project for us. We have applications in with them. The way they determine how much grant money they package with loan money, is attempting to maintain the cost to the average homeowner at two percent of median household income.

Bruce Shearer Cont'd: In this case it's about \$900. To do that, they had, on a preliminary basis, committed a certain amount of grant money to that district in addition to loan money. Our understanding right now is because we are already at that threshold of \$900 any additional increase; if it wasn't funded totally through grant money would end up causing that threshold to be exceeded. People would end up having to spend more money than the \$900. So, we have an email from them committing to or indicating that they recognize that we are at the threshold already and they would expect that any additional increase in spending in that district would be covered by grant money. Potentially the cost would not change to the residents.

Unknown Audience Member: Is that \$900 per year?

Bruce Shearer: That includes the cost of water. It does not include the one time hook up fee.

Unknown Audience Member: Is it dependent on your assessment?

Bruce Shearer: Yes, it will depend on assessment. We are proposing a cost recovery schedule that includes assessment and benefit. Benefit is the bigger portion of the cost.

Audience member: Inaudible.

Bruce Shearer: That's not for me to decide. It is for this board to decide. I don't know what they might be. No one has really given me a figure on that.

Supervisor Hawkins: Please come up to the microphone and state your name and address because your comments can not be recorded.

Frank Lisowski, 5461 Shero Road: I am in the Water District Extension and I was sitting on this Town Board in the 90's when it was first proposed and at that time the pump station was designed to handle the whole district, all the way from Rockwood Road down and across Feddick Road. I don't think there were that many more houses put up that would deplete the capacity of that pump or restrict it. That tank also, when it was put in, instead of where I originally wanted it, on the corner of Rice Road and Zimmerman Road on the McKillen property that the town was taking over at the time. They assured that the height of the tank would be sufficient to carry water all the way to the corner of Rockwood and Rice Roads. Check your minutes.

Bruce Shearer: I can appreciate what you are saying, because we never anticipated this problem. Our contract was to design water lines that had nothing to do with a tank and a pump station. We had made the same assumption that when those facilities were designed and constructed that they were done so for the entire extension area. I can tell you this right now, that neither the water authority nor the Health Department will approve this proposed extension, because we can not satisfy them that we have a functioning system with the height of the water in that tank and the capacity of that pump station.

Frank Lisowski: So who sold us a false bill of goods?

Unidentified Audience Member: The Erie County Water Authority was in on that, so don't push the buck.

Bruce Shearer: I'm simply saying that this town can not advance a project without their approval.

Unidentified Audience Member: Inaudible.

Councilman Pluta noted that Bruce Shearer is not with Erie County.

Bruce Shearer noted that he works for Nussbaumer and Clark.

Unidentified Audience Member: Inaudible.

Town Attorney Downey again reiterated to the residents present that if they have a comment to make that they please come to the microphone to do so.

Supervisor Hawkins: Bruce Shearer is here just like the rest of us. He wants the water to go through also because he's the one who is designing it. He is here to answer your questions, explain the delay and difficulties were running into with the Erie County Water Authority. Erie County Water Authority is telling us now, that the tank and pump station that were supposed to be efficient enough to cover the whole hill are now not large enough for recovery if there were a fire. Bruce Shearer is here to explain as best he can what we are trying to do and why.

Town Attorney Downey: Please discuss about the lack of capacity and also what the county is saying as far as any documentation in the past as far as the adequacies. For example, if there were a fire, what are they saying now about the capacity?

Bruce Shearer: We have to design a tank and system to include fire demand in a tank because it feeds Water District #2, which is north of Keller Road and also this water district extension which goes as far south as Belcher Road. We have to design two hours of capacity into a tank at a certain amount of flow out of the tank. If I was just to design it for the extension alone because there is not a lot of density there, houses are far apart, and they would ask me to provide capacity for 500 gallons per minute for two hours that is about 60,000 gallons. But because we have Water District #2, and the densities are closer we are constrained to design at 750 gallons per minute for two hours which is 90,000 gallons, which is about ten feet of water in the tank. We have approximately 38,000 gallons a day demand on that tank right now, which is approximately six feet, so right there is 16 feet of water allocated. We were proposing another 20,000 plus or minus gallons just for daily demand from Shero, Feddick and Rockwood Roads, which accounted for another three or four feet.

Bruce Shearer Cont'd: The Health Department tells us that we have to look at a worse case scenario, so we have to assume there will be a fire at midnight when the tank is at its lowest, so we are going to pull it down another ten feet from there. When we do that we don't have adequate pressures on Rockwood Road. The State standard requires us to have a minimum of 20 lbs of pressure during the demand, but immediately after the demand there has to be 35 lbs., which is 81 feet of elevation in the tank. In addition the pump station is sized only to pump 100 gallons per minute. At that rate, if I were to pull that much water out of that tank, it would take days to provide to refill that tank to the point where everyone would have that minimum 35 lbs of pressure. We put so much in the tank and then the next day we pull a bunch out, so we would only be making up a few feet every day until we got it back to high water level. These are the figures that we developed and I know the health department is very concerned with these minimum pressures. I couldn't get the health department to approve it and I certainly couldn't get the water authority to approve it. They couldn't take the risk of not being able to supply adequate pressure and provide adequate water.

Frank Lisowski: What is the possibility of receiving a grant?

Bruce Shearer: Rural Development, the funding agency is flushed with cash. They are looking for projects. We have been talking to them since February, when we first started to realize these problems and we have hopes of getting all of the additional costs covered by the grant money. So we are at the threshold now, any additional costs, we would anticipate, would be covered with grant money. I asked Rural Development to put it in an e-mail for me and the Town Board has a copy of that and I am sure they would be willing to show it to anyone who requests it. They essentially put the understanding on paper that we are at the threshold now, on a preliminary determination we have already combined grant with loan monies. Without that grant, the project does not go.

Frank Lisowski: Is it Federal or State money?

Bruce Shearer: Federal. The East Hill and Hillcroft projects were the first projects in NYS that received funding. The East Hill is all loan money; Hillcroft is half grant and half loan. So when I say funded I don't necessarily mean it's all grant money, it just means that they are funding it and their funding is either in the form of a loan or a combination loan/grant. We made an initial application based on the water lines. We've amended portions of the forms to show what our anticipated costs would be. We have to give them a package and they will have to make a preliminary eligibility determination. At that point is when they will identify what they anticipate to be their contribution in grant money. We are not far from that point and we are trying to hustle it along. I'm hoping that we can get through this much sooner than a year.

Frank Catalano: I would like to know if there any water lines coming down from East Hill down through Cole Road.

Bruce Shearer: There's a waterline on Cole Road two blocks passed Wohlhueter Road.

Frank Catalano: What would it take for them to run a water line from Seneca Brook to the other end of the Hill? They are close.

Bruce Shearer: (inaudible) it's probably appropriate to discuss with the Town Board changing the water district boundaries. We just signed the contract for the East Hill on Tuesday. If we amend the boundaries and submit it and, if they have the cash, and we can get that funding, (inaudible)?

Ray Vondell, 8777 Feddick Road: You mentioned that if we don't get this grant that this project is stalled or is it going to get jammed down our throat like the last project did?

Bruce Shearer: First off, I can't get approvals from the Health Dept. or Water Authority.

Ray Vondell: When the other district went through, where are all the studies for that one. That was supposed to be capable of that water tank and pumping station, what happened, too many more houses added?

Supervisor Hawkins: As Bruce Shearer mentioned, there really hasn't been a lot of houses that have been added on to that extension and this Town Board can not answer the questions of something that happened back in the late 1990's. We can absolutely check into it and find out. It's just like Frank Lisowski stated, we were told at that time that that tank and pump station was going to be adequate enough to do that whole hill.

Ray Vondell: Enough to get it pushed through, you mean.

Town Attorney Downey: I would like to clarify two things. The first is that no one on this Town Board was involved in those decisions back then. So as far as your comments, we can't speak to them.

Bruce Shearer: I haven't done a great deal of research to try to find correspondence. I did meet with the Water Authority regarding this and I was told that at the time of the design they were strongly encouraging that the tank and pump station be increased in size and capacity. I haven't seen correspondence to that.

Town Attorney Downey: You mentioned earlier at our informal discussion that there were a couple documents that were not filed. Can you speak to that?

Bruce Shearer: We found out that the water supply permit had not been filed with the State Department of Environmental Conservation. Because that wasn't filed, they weren't going to approve Water #2, Ext. #2. (inaudible)... They were going to hold them both up. We ended up having to prepare (inaudible)? The other document that was missing was the engineer's report, which is a design document that basically supports how you design, what it's designed for, etc. The Health Department and the Water Authority do not have a copy.

Bruce Shearer Cont'd: We had to prepare that also and that is when these other things came to light. We've water modeled it, we inputted the fire flow in here we find out we are dragging pressures down too low in certain areas.

Ray Vondell: I understand that, but we have to find out what happened last time. That study was all done. That is why the district got extended the first time.

Councilman Pluta: The problem is that documents are missing.

Ray Vondell: Yes, and it got pushed through.

Councilman Pluta: We weren't here, so I don't know how to answer that.

Councilwoman Maghran: All I can say is that Bruce Shearer and Supervisor Hawkins have been working extremely hard trying to get the mistakes from the 1990's completely fixed so that we can go ahead with this project. From what we've been told, it looks like if everything can go according to plan, and we are going step by step as carefully as possible so that there are no further expenditures to the taxpayers and that we can get this project started. It looks like we can at least start something by the end of July. We are trying to correct the mistakes from ten years ago so that we can get this moving. Nobody understands more than Supervisor Hawkins who has been working on this for the last 4 years how much people want and need water.

Councilman Pluta: It's not only correcting the mistakes but making sure that this same thing does not happened ten years from now. We want this done correctly and make sure everything is filed.

Audience Member: What if we don't all need it?

Councilman Pluta: You may have a good well, but there are some people that don't.

William Kester, 8829 Rockwood: If I understood the increase in the height of the tank and you said the pump station would increase by a factor of 4, I've heard everything else, but I have a basic question. Does it meet the needs now for fire flow of those people that are in the district?

Bruce Shearer: It meets the needs of the people that are connected right now. I'll say that it has adequate pressure. I'll stop short of saying that if someone had to pull 90,000 gallons out of that tank, the pump station could refill that tank and restore it overnight, like it should be able to. So that the next day you are starting again with the appropriate pressures that you should have.

William Kester: If it's not adequate for the expansion are any of those costs going to be shared with the other people in the water district.

Bruce Shearer: Yes.

Supervisor Hawkins: As supervisor, I will look out for everyone. We will try to make the best decisions that we can for everyone. It's a shame that people don't have running water. If we hadn't continued this project and Bruce Shearer looked into documentations that should have been there that weren't, we wouldn't be having the difficulties that we are having today of finishing this project. Everyone knows the longer it takes to finish a project, the more it costs. We are trying to do everything we can to see this project completed so that the residents on both sides of this hill have water.

Patricia Jenney, 8655 Feddick Road: I want to thank you for all the work that you have done. I know what it is like to be without water. It is scary, because what if there was a fire. Is there any idea what the timeline would be on this project?

Bruce Shearer: If I was to get confirmation of funding, than I could put a timeline together.

Pat Della Penta, 8676 Feddick Road: I'm one of the lucky ones that have a well with good water. Once we get a final number on the contract and we know what the cost is going to be, will we get a chance to vote on this again to determine whether or not it's affordable for the homeowners to put this kind of money into a project?

Town Clerk Shenk: Your vote was in 1996.

Pat Della Penta: I know we voted on it back then, but the cost is so much different now. This is a totally different situation we have.

Town Attorney Downey: To clarify what Bruce Shearer was saying is that right now using the calculations from Rural Development, they don't want it more than 2 percent. So the extra cost that is being discussed here, we are strongly expecting a grant. Basically if you are exceeding that cap there is a pretty good chance they are not going to approve it.

Pat Della Penta: So there is no way it's going to go over that regardless of what the cost of the contract is?

Supervisor Hawkins: That's correct.

Town Attorney Downey: Above the threshold and that is why we had asked for a confirmation as to what they were doing. The email from Rural Development says we know these new costs put you above that 2 percent cap and that is why it needs to be a grant and we expect to get that grant.

Pat Della Penta: So regardless of the increased costs, it's going to remain at 2 percent.

Bruce Shearer: The bids that we took on Tuesday, we had estimated approximately \$2.4 Million for that project. Bids came in at \$2,039,000, so they were \$350,000 under our estimate. We try not to be excessive when we make these estimates.

Unknown Audience Member: Do you know how many houses are in the West Hill extension area?

Bruce Shearer: 80 to 90 homes. We had the water line portion of that estimated at about \$2.5 Million.

Unknown Audience Member: (inaudible)

Bruce Shearer: No, that is what's being served now. When we add Rockwood, Shero and Feddick Roads, we are putting probably another 90 homes.

Unknown Audience Member: \$2.5 million for 100 houses. I could truck water to every one of those houses every day for that kind of money. That seems crazy.

Conversation ensued between Bruce Shearer and an audience member that was inaudible.

Unknown Audience Member: A lot of those residences aren't going to get water any way; they're not going to need it.

Bruce Shearer: That is true, unfortunately that is the problem that we have when we try to extend the water in rural areas. It's very difficult to make these projects affordable. I understand where you are coming from, but that is what we are faced with. If we didn't have grants and we didn't have 38 year old loan money available, we wouldn't make these projects go and people wouldn't have water.

Pat Della Penta: What happens if there is more development, will those new homes reduce the overall cost?

Bruce Shearer: Well, you are locked into a certain loan rate. The only thing that changes is the cost of water and hydrant fees. I think it's about \$178 per hydrant per year. Those would be the things that could change. I don't know if you will ever see big subdivisions (inaudible)..

Unidentified Audience Member: So, it's \$900 a year, nothing else, no maintenance fee other than the hydrant?

Bruce Shearer: That is a correct assessment. When we had the public hearing, November, 2007, we had a hand out and there is a benefit cost and there is an ad valorem cost. So, 2 percent of immediate household income represents the average home. There will be some people under and some over based on the assessment of their home. I had a table that I would be glad to share with people if you knew what your assessment was. I just don't want you to go home tonight and think that \$900 is all you have to pay. It may not be that way. We made the benefit portion greater than the assessment portion. We feel that if you are getting a benefit you shouldn't pay more. Bruce Shearer Cont'd: Just because someone has more assessment it's not benefitting them anymore than you.

Unidentified Audience Member: (inaudible) vacant land too. They have to pay the same on their taxes.

Bruce Shearer: They pay on the ad valorem basis. They don't pay our benefit fees are a sliding scale. It was vacant land and the water line in front of it; you don't pay the same amount as it was a home that had a water line in front of it. We tried to make it as fair as we could.

Unidentified Audience Member: So we really won't know until it's all said and done.

Bruce Shearer: Not exactly. It's based on the figures that I had when I put the map plan and report together and estimated these figures. I forecasted Water District #3 figures at the same time I did them for Water District #2, Ext. 2. (inaudible)

A motion was made by Supervisor Hawkins and seconded by Councilwoman Maghran to close the public hearing at 8:26 p.m.

five (5) Ayes Carried

A motion was made by Councilman Pluta and was seconded by Councilwoman Maghran upon the recommendation of the Water District Engineer, Nussbaumer and Clarke; the Town Board has classified the Increase and Improvement of Facilities of Water District #2, as an unlisted action under SEQR and therefore declares lead agency status.

five (5) Ayes Carried

A motion was made by Councilman Pluta and was seconded by Councilwoman Maghran upon the recommendation of the Town Engineer, Nussbaumer and Clarke that Town Board as lead agency has determined that after taking a long hard look into the Increase and Improvement of Facilities of Water District #2 finds that the proposed action will not have a significant impact on the environment, and declares a Negative Declaration and that no further action is required per 6 NYCRR part 617.

five (5) Ayes Carried

RESOLUTION 2009-11 AN ORDER AFTER PUBLIC HEARING APPROVING THE INCREASE AND IMPROVEMENT OF FACILITIES OF WATER DISTRICT NO. 2, IN THE TOWN OF BOSTON, ERIE COUNTY, NEW YORK, PURSUANT TO SECTION 202-B OF THE TOWN LAW.

RESOLUTION 2009-12 A BOND RESOLUTION DATED, JUNE 17, 2009, OF THE TOWN BOARD OF THE TOWN OF BOSTON, ERIE COUNTY, NEW YORK (THE ?TOWN?), AMENDING THE BOND RESOLUTION ADOPTED ON SEPTEMBER 19, 2007 (RESOLUTION 2007-24), AND AUTHORIZING THE INCREASE AND IMPROVEMENT OF FACILITIES OF WATER DISTRICT NO. 2 AT A MAXIMUM ESTIMATED COST NOT TO EXCEED \$2,542,351, AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$2,542,351, OFFSET BY ANY FEDERAL, STATE, COUNTY AND/OR LOCAL FUNDS RECEIVED AND DELEGATING THE POWER TO ISSUE BOND ANTICIPATION NOTES IN ANTICIPATION OF THE SALE OF SUCH BONDS TO THE TOWN SUPERVISOR

RESOLUTION 2009-13 TO ESTABLISH A FUNDING MECHANISM FOR THE CONSTRUCTION OF EXTENSION NO. 3 TO WATER DISTRICT NO. 2 IN THE TOWN OF BOSTON

RESOLUTION 2009-14 TO ESTABLISH A FUNDING MECHANISM FOR THE CONSTRUCTION OF THE INCREASE AND IMPROVEMENT OF FACILITIES OF WATER DISTRICT NO. 2 IN THE TOWN OF BOSTON

RESOLUTION 2009-15 TO ESTABLISH A FUNDING MECHANISM FOR THE CONSTRUCTION OF THE INCREASE AND IMPROVEMENT OF FACILITIES OF WATER DISTRICT NO. 3 IN THE TOWN OF BOSTON

Received and filed monthly reports from the Supervisor, Town Clerk, Tax Collector, Code Enforcement Officers and Dog Control Officers.

Supervisor Hawkins noted that as long as he is Supervisor he will do the best job he can for this community.

Supervisor Hawkins read the resignation letter of former Supervisor Eagan.

Supervisor Hawkins noted that no matter what you do or how good a job you do, you will never please everyone. He stated that he had the opportunity to go to North Boston Fire Hall for the dedication of its new building.

Supervisor Hawkins Cont'd: He stated it was a beautiful day to be able to dedicate this building and it took Republicans, Democrats, Conservatives and Independents alike to build this structure and make it what it is today. He hopes that part of his legacy is to get beyond the political aspect of it and do what is best for the residents of Boston.

Town Clerk Shenk extended his appreciation to former Supervisor Eagan for his service to the Town of Boston and welcomed Supervisor Hawkins and congratulated new Councilman David Ruzzine.

A motion was made by Councilman Pluta and was seconded by Supervisor Hawkins to allow Highway Superintendent Telaak to rent a small excavator to complete drainage work on Old Pfarner Road.

five (5) Ayes Carried

Highway Superintendent Telaak noted that the Highway Department has been doing a lot of skid paving to get roads ready for oil and stoning. He noted that roads that have been done are holding up well.

Town Attorney Downey noted that he is close to resolving the right of way issues in the Hickory Meadows Subdivision.

A motion was made by Councilman Pluta and was seconded by Councilwoman Maghran to authorize Supervisor Hawkins to sign the necessary documents to transfer the easement and road right-of-ways and any other documents regarding the settlement and release of such.

five (5) Ayes Carried

Councilwoman Maghran noted that Planning Board set their summer schedule for June 9, July 21 and August 25, 2009.

Councilwoman Maghran responded to Keith Kaszubik's statement. She noted that this is not a once or twice a month position and that the Town Board members all work 24 hours a day, seven days a week when needed to service the public. She stated that their annual salary is small compared to other towns and it hasn't been raised for years. This job is not about the paycheck, it's for the love of the town. She stated that she has worked with Councilwoman Dobson for the past couple years and knew her previously. She is one of the most dedicated and sincere workers. Councilwoman Dobson has worked on: Boston playground grants, with the emergency services, town code revisions, and attends numerous meetings and social events. She stated that the Town Board members make every attempt to attend all meetings but they have obligations to their families, which is their first priority. When we miss a meeting plenty of notice is given. We work closely with Town Clerk Shenk and the Supervisor's office to stay updated and remain a part of every decision.

Councilwoman Maghran welcomed Councilman Ruzzine.

Councilwoman Dobson noted that she is close to scheduling a date for the replacing of playground equipment at the North Boston Park. She noted that she will need approximately 20 volunteers to help with this construction. She hopes that residents in the North Boston area can help. If anyone is interested they can call her at 941-0086.

Councilwoman Dobson responded to Keith Kaszubik's statement. The letter you sent me was very disrespectful. There have been 18 Town Board Meetings this year. I try to attend all of them. You should check my attendance for the past three and a half years. I attend playground, town code, and emergency services meetings. I have met with playground consultants, vendors for the lion's shelter canvas, prepared resolutions for sex offender legislation, and internet research. I have gone to the NYS police barracks when issues needed to be addressed. I meet with the Town Engineer on numerous projects. I've attended all of the water district meetings. I meet with the town grant writer, auditors, and Town Hall Staff. Anytime there is an issue, I'm here. If anyone wants to contact me, they are more than welcome as long as they respect me. I'm not sure if this is a political thing. I do the best I can, and I'm sorry if you're not pleased with that.

Councilman Ruzzine thanked the board for appointing him and stated he would do the best that he possibly can.

Town Clerk Shenk asked Supervisor Hawkins if he would like to designate Councilman Ruzzine's liaison assignments.

Supervisor Hawkins stated not this evening, but will do so before the next meeting.

A motion was made by Councilman Pluta and seconded by Councilwoman Maghran to adjourn the meeting at 8:44 p.m.

five (5) Ayes Carried

DAVID J. SHENK, TOWN CLERK