

## **Town Board Minutes November 7, 2001**

REGULAR BOARD MEETING      TOWN HALL

NOVEMBER 07, 2001      7:30 P.M.

Present were Councilman Damian P. Wiktor, Councilman Stephen K. Tills, Councilman Karl J. Simmeth Jr., Councilman Dennis J. Mead, Supervisor Lisa M. Rood, Highway Superintendent Wayne C. Kreitzbender and Town Attorney Michael F. Perley.

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

A motion was made by Councilman Simmeth and seconded by Councilman Tills to adopt the minutes of the October 17, 2001 Regular Monthly Meeting.

five (5) Ayes      Carried

A motion was made by Councilman Simmeth and seconded by Councilman Tills to adopt the minutes of the October 24, 2001 Special 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 General Fund and Special District Bills on Abstract #11, dated November 7, 2001 in the amount of \$39,388.92 be paid.

five (5) Ayes      Carried

A motion was made by Councilman Mead and seconded by Councilman Wiktor, upon review by the Town Board, that the Highway Bills on Abstract #11, dated November 7, 2001 in the amount of \$24,884.85 be paid.

five (5) Ayes Carried

A motion was made by Councilman Simmeth and seconded by Councilman Tills to accept the Town Clerk's Report for October 2001.

five (5) Ayes Carried

Received and filed Erie County Sheriff Report for October 2001.

Received and filed a letter from Senator Dale Volker acknowledging his support for the NYS Legislature to enact legislation to share the wireless E-911 surcharge with counties providing E-911 coverage.

A motion was made by Councilman Wiktor and seconded by Councilman Mead, on the recommendation of Recreation Director Clesse, to appoint the following to the Friday Night Recreation Program, term effective immediately through December 31, 2001:

NAME	TITLE	HOURLY WAGE
Kate Barbati	Supervisor	\$7.50
Alexandria Hess	Counselor	\$6.25
Katie Martin	Counselor	\$6.25
Nicholas Pablocki	Counselor	\$6.25
Tracy Guzzetta	Counselor	\$6.25
Jessie Hess	Counselor	\$6.25

Jessica Arlow Sub Counselor \$6.25

Stephanie DeSantis Sub Counselor \$6.25

Shannon Howard Sub Counselor \$6.25

Emily Lundberg Sub Counselor \$6.25

Nicole Mulawka Sub Counselor \$6.25

Angela Rados Sub Counselor \$6.25

five (5) Ayes Carried

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A motion was made by Councilman Tills and seconded by Councilman Simmeth to approve the creation of two Recreation Attendants (Labor Class) and one Clerk PT (Non-Competitive Class) positions.

five (5) Ayes Carried

Received a request from Anthony Bernardi, 6385 Willow Drive, for a refund of the \$100 application fee for a Soil Removal Permit that was denied.

Town Attorney Perley noted that an application fee is not contingent upon approval.

Councilman Tills commented that if the application was made and the fee was charged and action taken, there are no provisions in Town Code to return the application fee.

A motion was made by Councilman Tills and seconded by Councilman Mead to deny a refund of the \$100 application fee for a denied Soil Removal Permit to Anthony Bernardi, 6385 Willow Drive.

five (5) Ayes Carried

A request was received from Robert J. DeSantis, 6346 May Drive, for renewal of a Special Use Permit for a temporary structure, granted December 1999 and expiring on December 31, 2001.

A motion was made by Supervisor Rood and seconded by Councilman Mead to refer to the Planning Board, for review and recommendation, a request from Robert J. DeSantis, 6346 May Drive, for renewal of a Special Use Permit for a temporary structure expiring on 12/31/01.

five (5) Ayes Carried

Received an application from SBA Network Services Inc, as agent for Omnipointe Holdings/VoiceStream Wireless, to co-locate their antenna panels on the existing SBA tower, 6504 Ward Road.

A motion was made by Councilman Mead and seconded by Councilman Simmeth to refer the application from SBA Network Services Inc, as agent for Omnipointe Holdings/VoiceStream Wireless, to co-locate their antenna panels on the existing tower at 6504 Ward Road, to the Planning Board for review and recommendation.

five (5) Ayes Carried

#### SUPERVISOR REPORT

Supervisor Rood congratulated everyone who won the November 6th election and wished them the best in the future.

## HIGHWAY SUPERINTENDENT REPORT

Highway Superintendent Kreitzbender reported that the final brush pick-up was completed in October and due to high winds four more pick-ups were scheduled. There are still calls for another pick-up and one could be scheduled at no additional cost.

A motion was made by Supervisor Rood and seconded by Councilman Mead to grant the Highway Department permission to schedule another brush pick-up.

five (5) Ayes Carried

Highway Superintendent Kreitzbender reported that topsoil, mulch and shrubs was put in the parks in front of the Emergency Squad. Work will continue on the bocce ball court. The Highway Department equipment is ready for winter plowing.

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## TOWN ATTORNEY REPORT

Town Attorney Perley reported that David McGill, property owner across the road from the Lower Crestwood Circle tank, will be building a home and putting in electric service. Town Attorney Perley noted that since the road is town owned there is no need for a Public Improvement Permit.

A motion was made by Councilman Simmeth and seconded by Councilman Wiktor to grant Mr. McGill permission to install an electrical service along Crestwood Circle under the supervision of the Highway Superintendent.

five (5) Ayes Carried

At 7:45 p.m. a Public Hearing was held to hear public comments regarding the Town of Boston 2002 Preliminary Budget as compiled or any items contained therein.

Supervisor Rood read the Legal Notice.

A motion was made by Councilman Simmeth and seconded by Councilman Mead to convene the Public Hearing.

five (5) Ayes Carried

A motion was made by Supervisor Rood and seconded by Councilman Simmeth to close the Public Hearing at 7:57 p.m.

five (5) Ayes Carried

A motion was made by Councilman Simmeth and seconded by Councilman Wiktor that the 2002 General Fund Budget be approved as follows:

Appropriations 1,234,206.00  
Less Estimated Revenue 673,820.00  
Less Unexpended Balance 385,000.00  
Amount to be raised by Taxes 175,386.00  
five (5) Ayes Carried

A motion was made by Councilman Wiktor and seconded by Councilman Mead that the 2002 Highway Fund Budget be approved as follows:

Appropriations 904,565.00  
Less Estimated Revenue 353,395.00  
Less Unexpended Balance 000.00  
Amount to be Raised by Taxes 551,170.00

five (5) Ayes Carried

A motion was made by Councilman Wiktor and seconded by Councilman Tills to approve an amendment proposed for the Fire Protection District for 2002. The contracts for each of the three fire companies would be \$110,150:

Appropriations \$538,907.00  
Less Estimated Revenue 00.00  
Less Unexpended Balance 26,150.00  
Amount to be Raised by Taxes 512,757.00

five (5) Ayes Carried

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Public Hearing (Cont.):

A motion was made by Councilman Simmeth and seconded by Councilman Tills that the 2002 Light District Budget be approved as follows:

Appropriations	26,378.00
Less Estimated Revenue	00.00
Less Unexpended Balance	00.00
Amount to be Raised by Taxes	26,378.00

five (5) Ayes      Carried

A motion was made by Councilman Wiktor and seconded by Councilman Mead that the 2002 Ambulance Budget be approved as follows:

Appropriations	111,977.00
Less Estimated Revenue	00.00
Less Unexpended Balance	20,000.00
Amount to be Raised by Taxes	91,977.00

five (5) Ayes      Carried

A motion was made by Councilman Tills and seconded by Councilman

Simmeth that the 2002 Refuse and Garbage Budget be approved as follows:

Appropriations 352,625.00  
Less Estimated Revenue 00.00  
Less Unexpended Balance 42,315.00  
Amount to be Raised by Taxes 310,310.00

five (5) Ayes Carried

A motion was made by Councilman Simmeth and seconded by Councilman Tills that the 2002 Sewer District #2 Budget be approved as follows:

Appropriations 94,983.00  
Less Estimated Revenue 00.00  
Less Unexpended Balance 94,983.00  
Amount to be Raised by Taxes 00.00

five (5) Ayes Carried

A motion was made by Councilman Tills and seconded by Councilman Simmeth that the 2002 Water District #1 Budget be approved as follows:

Appropriations 79,314.00  
Less Estimated Revenue 00.00  
Less Unexpended Balance 20,000.00  
Amount to be Raised by Taxes 59,314.00

five (5) Ayes Carried

A motion was made by Councilman Mead and seconded by Councilman Wiktor that the 2002 Water District #2 Budget be approved as follows:

Appropriations 57,887.00

Less Estimated Revenue 00.00

Less Unexpended Balance 16,521.00

Amount to be Raised by Taxes 41,366.00

five (5) Ayes Carried

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Public Hearing (Cont.):

A motion was made by Councilman Wiktor and seconded by Councilman Simmeth that the 2002 Water District #1 Extension #1 Budget be approved as follows:

Appropriations 7,215.00

Less Estimated Revenue 00.00

Less Unexpended Balance 00.00  
Amount to be Raised by Taxes 7,215.00

five (5) Ayes Carried

A motion was made by Councilman Tills and seconded by Councilman Simmeth that the 2002 Water District #2 Extension #2 Budget be approved as follows:

Appropriations 190,769.00  
Less Estimated Revenue 00.00  
Less Unexpended Balance 00.00  
Amount to be Raised by Taxes 190,769.00

five (5) Ayes Carried

A motion was made by Councilman Mead and seconded by Councilman Wiktor that the 2002 Water District #3 Budget be approved as follows:

Appropriations 141,554.00  
Less Estimated Revenue 00.00  
Less Unexpended Balance 94,325.00  
Amount to be Raised by Taxes 47,229.00

five (5) Ayes Carried

Supervisor Rood read the 2002 Town of Boston Budget Summary Totals:

Appropriations 3,740,380.00  
Less Estimated Revenue 1,027,215.00  
Less Unexpended Balance 699,294.00  
Amount to be Raised by Taxes 2,013,871.00

A motion was made by Councilman Mead and seconded by Councilman Simmeth that the 2002 schedule of salaries for the elected Town officials be approved as follows:

Supervisor 27,470.00  
Councilman 7,110.00  
Councilman 7,110.00  
Councilman 7,110.00  
Councilman 7,110.00  
Town Clerk 35,460.00  
Town Justice 12,215.00  
Town Justice 12,215.00  
Superintendent of Highways 39,785.00

five (5) Ayes Carried

#### COUNCILMAN REPORT

Councilman Wiktor reported that the Friday Night Recreation Program at Boston Valley School began November 2, 2001 and will run until Spring. Attendance is up and there is a well trained staff. Discount ski tickets are available.

Councilman Tills congratulated Councilman Wiktor and Town Attorney Perley for their work on the Fire Protection contract.

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COUNCILMAN REPORT (Cont.):

Councilman Tills congratulated those who won and lost in the election. He noted that whether you won or lost you should be proud of having participated in the electoral process and the important thing is not whether you win or lose, it is how you played the game.

CODE ENFORCEMENT OFFICERS REPORT

A) Code Enforcement Officers monthly report for October 2001 was received and is on file in the Clerk's Office.

DOG CONTROL OFFICER MONTHLY REPORT

A) Dog Control Officer monthly report for October 2001 was received and is on file in the Clerk's Office.

TOWN ENGINEER REPORT

A) Town Engineer's monthly report for October 2001 was received and is on file in the Clerk's Office.

A motion was made by Councilman Wiktor and seconded by Councilman Mead to adjourn the meeting at 8:50 p.m.

DAVID J. SHENK, TOWN CLERK