

## **Town Board Minutes October 19, 2011**

Present: Councilwoman Maghran, Councilmen Jay P. Boardway, Jeffrey A. Genzel, and Eugene S. Wieckowski, Jr.

Excused: Supervisor Martin A. Ballowe

Also Present: Town Attorney Kobiolka and Highway Superintendent Telaak.

A motion was made by Councilman Boardway and seconded by Councilwoman Maghran to adopt the minutes of the October 5, 2011 regular meeting.

four (4) Ayes Carried

A motion was made by Councilman Wieckowski and seconded by Councilman Boardway upon review by the Town Board, that fund bills on the Abstract dated October 13, 2011 in the amount of \$104,497.41 be paid.

four (4) Ayes Carried

Tom Steinegle asked if a permit is required to store a 53-foot trailer in your front yard.

Councilman Boardway referred Tom to Code Enforcement Officer Ferguson.

Tom Steinegle inquired about the speed limit issue on Keller Road.

Councilwoman Maghran noted that a letter was sent to Erie County requesting a traffic study be completed.

Councilman Wieckowski noted that he would speak with Code Enforcement Officer Ferguson regarding the trailer.

A motion was made by Councilman Boardway and seconded by Councilman Genzel to approve the Use of Facility Application for the Boston Republican Party for their annual Halloween Party.

four (4) Ayes Carried

A motion was made by Councilwoman Maghran and was seconded by Councilman Wieckowski on the recommendation of Recreation Director Clesse, to appoint the following to the Friday Night Recreation Program, terms to expire 12/31/11:

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

four (4) Ayes Carried

Councilwoman Maghran noted that Friday Night Recreation will begin on Friday, December 2, 2011. This program is free and open to all Boston residents. Grades K-3 will attend from 5:45 p.m.??7:45 p.m. and grades 4-6 from 7:45 p.m.-9:45 p.m. at Boston Valley Elementary School.

RESOLUTION 2011-15      A RESOLUTION ACKNOWLEDGING TO PAY ERIE COUNTY WATER AUTHORITY ANNUAL HYDRANT FEE FOR EXTENSION NO. 1 OF WATER DISTRICT NO. 3.

A motion was made by Councilman Genzel and was seconded by Councilman Wieckowski to authorize Supervisor Ballowe to send a letter to the Erie County Water Authority verifying that the Town of Boston will extend the water lines through the Decker property at 8859 Cole Road, if the water line is ever extended.

four (4) Ayes Carried

Councilman Genzel noted that the water line extension on Cole Road runs from Wohlhueter Road, south 2,300 feet. The Decker property is the last property serviced on the East side of Cole Road. Our engineers requested that we come into the property far enough to give this residence service. Two very large trees are in direct alignment of the water line if it were to be run all the way to the south line of the Decker property. This is avoiding a large cost to the town and according to Town Engineer Hannon, Erie County Water Authority should not have a problem with this.

#### RESOLUTION 2011-17 UNPAID BILLS

At 7:40 p.m. a Public Hearing was held to hear comments regarding the use of Federal Community Development Funds in the Town of Boston.

Councilman Genzel read the legal notice.

Councilman Boardway: We take community input on a yearly basis for what we think are the priorities in town when we apply for this grant. We are mandated to hold a public hearing to allow the public to come forward if they have any specific requests or suggestions for the Town Board.

Kathy Prackajlo, 5900 Old Orchard: Under this block grant there has been talk about our community getting older and some not able to live on their own anymore. Has the Town Board, under this grant situation looked at senior housing?

Councilman Boardway: The criteria of this grant would not necessarily be applicable to housing. But we have been in contact with Belmont Housing who has actually suggested to us some suitable properties in town where they would like us to consider putting senior housing.

Kathy Praczkajlo: So this grant is for seniors in the houses that need handicap ramps and stuff like that for accessibility.

Councilman Boardway: The criteria for this particular grant are that it has to benefit the entire community.

Kathy Praczkajlo: In that case would it be available to the Historical Society to have a handicap ramp installed so those people can have access to the museum?

Councilman Boardway: I will check into that.

A motion was made by Councilman Boardway and seconded by Councilwoman Maghran to close the public hearing at 7:45 p.m.

four (4) Ayes Carried

Councilman Genzel noted that last year we requested a \$100,000 for a drainage project at Boston Cross Road to alleviate some of the flooding problems that have been occurring. This was for a design build for a storm drain line from approximately the Boston Hotel to the Eighteen Mile Creek. We hope down the road we can obtain another grant to reroute the water away from St. John's Church and off the hill. Last year we did not receive this grant. We are hoping to this year.

RESOLUTION 2011-16  
REQUESTS

ERIE COMMUNITY DEVELOPMENT BLOCK GRANT

Councilman Genzel referred the request from the Boston Fire Company regarding their special permit from dumping of material to Town Attorney Kobiolka.

Town Attorney Kobiolka noted that since he has not had a chance to speak with Supervisor Ballowe and is waiting for correspondence from the involved party's attorneys, he asked that the Town Board table this request.

A motion was made by Councilman Genzel and was seconded by Councilman Boardway to table the request for a Special Permit from North Boston Fire Company until Town Attorney Kobiolka receives notification from the involved party's attorney.

four (4) Ayes Carried

Received and filed monthly reports from the Town Clerk and Code Enforcement Officer.

Highway Superintendent Telaak: There has been some paving, patching, and crack filling on Boston Cross Road. Plow trucks are being serviced and ready for winter. Brush pick up is now complete but if anyone had an issue with the past wind storm and needs a pickup to call the Highway Department.

Highway Superintendent Telaak noted that they have gone through the town once already and picked up leaves. He noted more and more residents are putting leaves out for pick up. It is very hard to get rid of them, only a few residents/businesses want them. He asked the Town Board for permission to put these excess leaves on his private property. He noted that this has been approved in past years by the previous Town Board. He noted that he would only take these leaves when no one else requests them.

Councilman Boardway noted that this was done last year also. This town board prides itself on full disclosure. Allowing Highway Superintendent Telaak to accept the town's waste products on his private property benefits the town tremendously. The town trucks use a huge amount of gas. The employees get paid to drive from one end of town to the other just to dump some leaves. Allowing Highway Superintendent Telaak to do this saves time, wear and tear on the vehicles, fuel, manpower hours, etc.

A motion was made by Councilman Boardway and was seconded by Councilwoman Maghran to allow Highway Superintendent Telaak to accept leaves on his private property in the event there are surplus leaves that no other resident in town wants or desires.

four (4) Ayes Carried

Town Attorney Kobiolka noted that he settled the last of the Article 7 cases from 2010-2011. The savings from hiring outside counsel was anywhere between \$4,000 and \$6,000. The Town of Boston did not spend a dime on appraisal fees or any other costs.

Town Attorney Kobiolka noted that he will be working on the Emergency Squad contract with Councilman Wieckowski.

Councilman Wieckowski noted that tropical storms hit the Eastern part of the state back in August/September. Through the NYS Mutual Aid agreement with the Fire Departments and the Emergency Squads, Erie County was asked to assist those hard hit areas. Erie County had 28 different departments participate and we sent 50 pieces of fire department apparatus and 187 first responders to assist. Erie County had the largest number of participants in this program. Councilman Wieckowski thanked Sean Crotty for all his hard work on this.

Councilman Boardway noted that volunteer members are needed for the Conservation Advisory Council. A work session was held because there was not enough members to have a quorum. Some things discussed were the Property Maintenance Law and Hydro fracturing. The town does not have a position on that issue as of yet. We are going to ask the Conservation Advisory Council to evaluate that issue and prepare an opinion for the Town Board.

Councilman Boardway requested that Deputy Town Clerk Mule' advertise for volunteers for the Conservation Advisory Council, Zoning Board of Appeals, and the Planning Board.

Councilman Boardway noted that there will be a 'no questions asked' prescription drug drop off on Saturday, October 29 from 10 a.m. to 2 p.m. at the Mercy Ambulatory Care Center in Orchard Park and Bertrand Chaffee Hospital in Springville.

Councilman Boardway noted that on Sunday, October 23 from 11 a.m. to 3 p.m. there will be a fall fundraiser to benefit the Volunteer Fire Companies and Boston Emergency Squad. Anyone wanting to donate baskets or items for raffle can contact 392-0160.

Councilwoman Maghran noted that the Winter Ski program information has been made available to all Town of Boston children through the schools.

A motion was made by Councilman Genzel and seconded by Councilman Wieckowski to adjourn the meeting at 7:57 p.m.

four (4) Ayes Carried

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JENNIFER A. MULE', DEPUTY TOWN CLERK