

REGULAR BOARD MEETING
MAY 1, 2013

TOWN HALL
7:30 P.M.

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

Also Present: Town Attorney Kobiolka.

Supervisor Ballowe presented a Proclamation to former Councilwoman Cathy Maghran.

PROCLAMATION

WHEREAS, Cathy Maghran, is a resident of the Town of Boston who lives at 7594 Back Creek Road, and

WHEREAS, Cathy held the position as nurse at Boston Valley School for twenty years, and

WHEREAS, she was also the nurse at the Town of Boston Recreation Program for over 10 years, and

WHEREAS, a Boston Town Official, Cathy served as a Councilwoman from 2008-2011, and

WHEREAS, as Councilwoman and the liaison to the Recreation Department, she was instrumental in the conversion of the old trooper barracks into the new recreation center for the children, and

WHEREAS, Cathy served on the NYS Environmental Protection Fund Committee for the development of the walking nature trail in the town park, and

WHEREAS, being the originator of the Boston Valley School Emergency Fund Christmas Relief Program, Cathy worked in conjunction with the Town Clerk's staff to help many children in our community to have a wonderful Christmas, and

WHEREAS, Cathy served on the Planning Board of the Town of Boston in 2012 and 2013, and

NOW THEREFORE, BE IT RESOLVED, that the Boston Town Board, on behalf of the residents of the town, wish to express our warmest wishes to:

Cathy Maghran

for a well-deserved enjoyable retirement in her new residency in the State of Arizona.

Dated this 1st day of May, 2013

A motion was made by Councilman Boardway and seconded by Councilman Genzel to adopt the minutes of the April 17, 2013 regular meeting.

five (5) Ayes

Carried

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7:30 P.M.**

A motion was made by Councilman Murtha and seconded by Supervisor Ballowe, upon review by the Town Board, that fund bills on the Abstract dated April 25, 2013 in the amount of \$111,551.44 be paid.

five (5) Ayes

Carried

Received and filed memo from Erie County regarding the Load Limit Posting of Hillcroft Road over Eighteen Mile Creek and that the load limit has been lowered from "unposted" to 20 tons.

Tom Flynn, Liebler Road reminded everyone that this is Hamburg and all school districts budget month, and urged everyone to attend Hamburg's budget hearing next Tuesday, May 7th at 6:30 p.m. at the High School and to cast their votes on May 21st.

Scott Overhoff, Shero Road, representing Boston Youth Baseball thanked the Town of Boston and its employees for their financial and logistic support of the league. He noted they will be playing with the village of Hamburg so there will be 30 teams playing on the fields this year.

A motion was made by Councilman Vara and was seconded by Supervisor Ballowe to appoint Nicole Pawelski to the Boston Emergency Squad and will continue until such time as resignation, removal or replacement.

five (5) Ayes

Carried

A motion was made by Councilman Vara and was seconded by Councilman Murtha to approve the use of Facility Application from Churchill Child Center for June 6 from 10 am to 12:30 p.m.

five (5) Ayes

Carried

A motion was made by Councilman Genzel and was seconded by Councilman Boardway to accept the Planning Board appointments as follows for 2013: David Stringfellow, Chairman; Robert Chelus, Vice Chairman; Jennifer Lucachik, Secretary.

five (5) Ayes

Carried

A motion was made by Councilman Boardway and was seconded by Councilman Murtha to approve the Use of Facility Application from Recreation Director Zeniuk from July 8 through August 16, 2013.

five (5) Ayes

Carried

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A motion was made by Councilman Genzel and was seconded by Councilman Boardway upon the recommendation of Code Enforcement Officer Ferguson to approve the request for a second accessory building from Jeffrey and Teresa Fix, 8607 Lower East Hill Road.

five (5) Ayes Carried

A motion was made by Councilman Vara and was seconded by Councilman Murtha to appoint Amanda Jensen as a part time employee with the Parks Department at a rate of \$9 per hour.

five (5) Ayes Carried

A motion was made by Councilman Genzel and was seconded by Councilman Vara to refer the Special Permit Application from Catherine Cherry-Myers, 6405 Ward Road to the Planning Board for review and recommendation.

five (5) Ayes Carried

A motion was made by Supervisor Ballowe and was seconded by Councilman Boardway to schedule a public hearing for Wednesday, June 5, 2013 at 7:40 p.m. to hear comments regarding the granting of a franchise to Donald Rachwal residing at 5474 Keller Road, Boston, NY to mow, trim and/or cultivate the vacant land owned by the Town of Boston at 8555 Boston State Road, SBL# 227.00-5-57.11 for the term of June 5, 2013 to October 31, 2013.

five (5) Ayes Carried

Councilman Genzel noted that due to USDA Rural Development's requirements, the Water District #3 audit performed by Mark Adamchick, CPA needs to be expanded to encompass the town's entire water districts at a cost of \$2,600.

A motion was made by Councilman Genzel and was seconded by Councilman Murtha to approve the increase of \$1,300 for the Water District Audit performed by Mark Adamchick, CPA for a new total cost of \$2,600.

five (5) Ayes Carried

A motion was made by Supervisor Ballowe and was seconded by Councilman Boardway to appoint Herbert R. Berlin as a regular member to the Board of Assessment Review, term to expire September 30, 2018.

five (5) Ayes Carried

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Councilman Murtha reported he will be walking 18 Mile Creek once the water levels drop and marking the trees that need to be taken care of. He also notified Erie County to clean out the ditch on the East side of Boston State Road near Tops. He also noted he continues to work on different problems around town.

Councilman Murtha reported that the Historical Society will open on May 12th from 2 p.m. to 4 p.m.

Councilman Genzel as Engineering Liaison reported he examined the Keller Road Waterline Stabilization project which is now complete.

Councilman Genzel also reported there is a leaking waterline that needs to be replaced in the snack shack/bathrooms at the North Boston Park. Because this bathroom facility has been serviced by a septic tank for many years, Supervisor Ballowe requested that Town Engineer Hannon put together a scope and construction cost to see if it is possible to install a new sewer line to that building. An easement goes from the Park to the adjoining road.

Councilman Genzel as Planning Board Liaison reported the Planning Board held their officer elections. The Zoning Board meeting for May 2nd has been cancelled due to lack of agenda. The next Zoning Board of Appeals meeting will be June 6, 2013.

Councilman Genzel reported there will be a training opportunity for the Planning Board and Zoning Board members on May 21, 2013 at 7 p.m. in the Town of Boston community room.

Councilman Genzel as Boston Community Foundation Liaison noted that donations for the July 4th celebration continue to come in. Donations can be mailed to the Supervisor's office.

Councilman Genzel reported the painting of the Lion's Shelter is finished. The next step is to have new river rock stone installed on the pillars.

Councilman Genzel noted we are always looking for quality members for all the boards.

Councilman Boardway as Recreation Liaison noted that all the bands are booked for the Summer Concert Series but are still looking for sponsors. The employee base has been determined and interviews will take place for any additional Summer Recreation counselors needed. Summer Day camp applications will be mailed out and available on the town's website.

Councilman Boardway reported the fire calls for the month of April as follows:

Boston – 3

N. Boston – 7

Patchin – 2

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Councilman Boardway noted that the fire companies jointly prepared a study that had some significant conclusions regarding the fire service in town. The one thing that followed through the entire study was the idea of consolidation. Copies of this study are said to be available soon and is posted on the Town of Boston's website.

Councilman Boardway noted there was a meeting with presidents and chief's from Boston and North Boston. This was an excellent opportunity to sit down in a non-formal setting to get a sense of where the firemen in this town think they need to be going forward. He noted he will continue to meet with the members of the fire departments.

Councilman Boardway presented a proclamation to Town Clerk Mulé for Municipal Clerk's Week.

PROCLAMATION

Municipal Clerk's Week May 5 through May 11, 2013

WHEREAS, the Office of the Municipal Clerk, a time honored and vital part of the local government exists throughout the world, and

WHEREAS, the Office of the Municipal Clerk is the oldest among public servants, and

WHEREAS, the Office of the Municipal Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other levels, and

WHEREAS, Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all, and

WHEREAS, the Municipal Clerk is the information center of functions of local government and the community, and

WHEREAS, Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state and county professional organizations, and

WHEREAS, it is most appropriate that we recognize the accomplishments of the Office of the Municipal Clerk.

NOW THEREFORE, BE IT RESOLVED, that the Boston Town Board does hereby recognize the week of May 5 through May 11, 2013 as Municipal Clerks Week, and further extend appreciation to our Municipal Clerk, Jennifer Mulé and to all Municipal Clerks for the vital services they perform and their exemplary dedication to the communities they represent.

Dated this 1st day of May, 2013

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Councilman Vara reported that the basketball project is moving ahead. He is working on getting pricing on resurfacing. Recreation Director Zeniuk is working on obtaining a grant for this project. The basketball backboard and net for the South Boston Park is also being considered for replacement.

Councilman Vara reminded residents of the Fishing Derby being held on May 11, 2013 from 10 a.m. to 12 p.m.

Councilman Vara reported that the sign for the Scenic By-Way has not been received yet and we are being considered for a second sign that will be placed at the Boston Commons.

Supervisor Ballowe noted that the Meals on Wheels Program is looking for volunteers. He also noted that the Senior Nutrition Program offers lunches in the Community Room for \$3.50.

Supervisor Ballowe noted that the Fire Study conducted is now posted on the Town of Boston website.

Supervisor Ballowe noted that Matt McNeil from Congressman Chris Collin's office used the town hall as a satellite for residents to come and share their concerns. He will be sending a schedule of future dates which will also be posted on the Town of Boston's website.

Councilman Vara reported that the Town of Hamburg's Music Fest is being held this Saturday from 2 p.m. to Midnight.

A motion was made by Supervisor Ballowe and seconded by Councilman Murtha to adjourn the meeting at 8:09 p.m.

five (5) Ayes

Carried

JENNIFER A. MULÉ, BOSTON TOWN CLERK