

TOWN BOARD

MINUTES

1983

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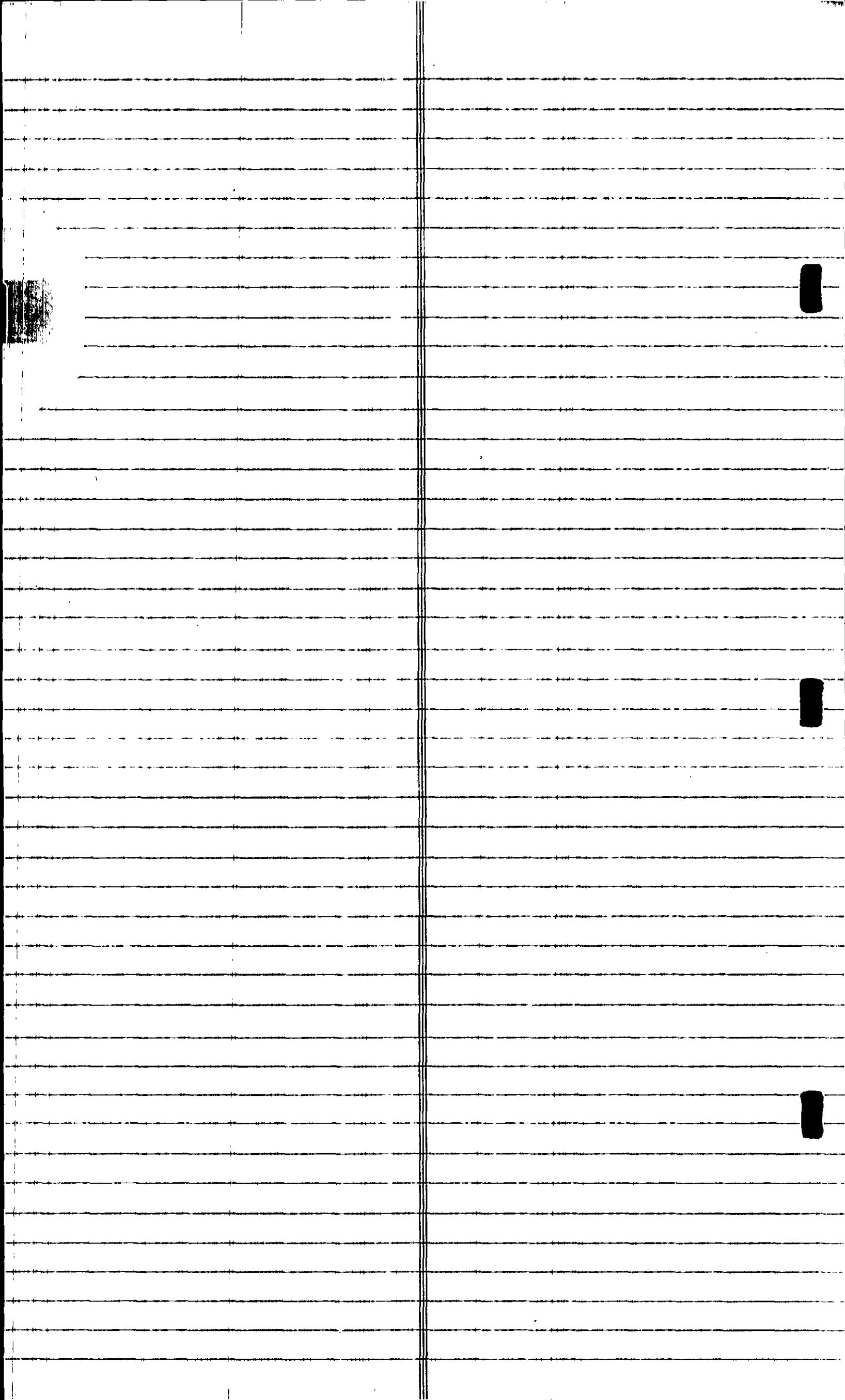
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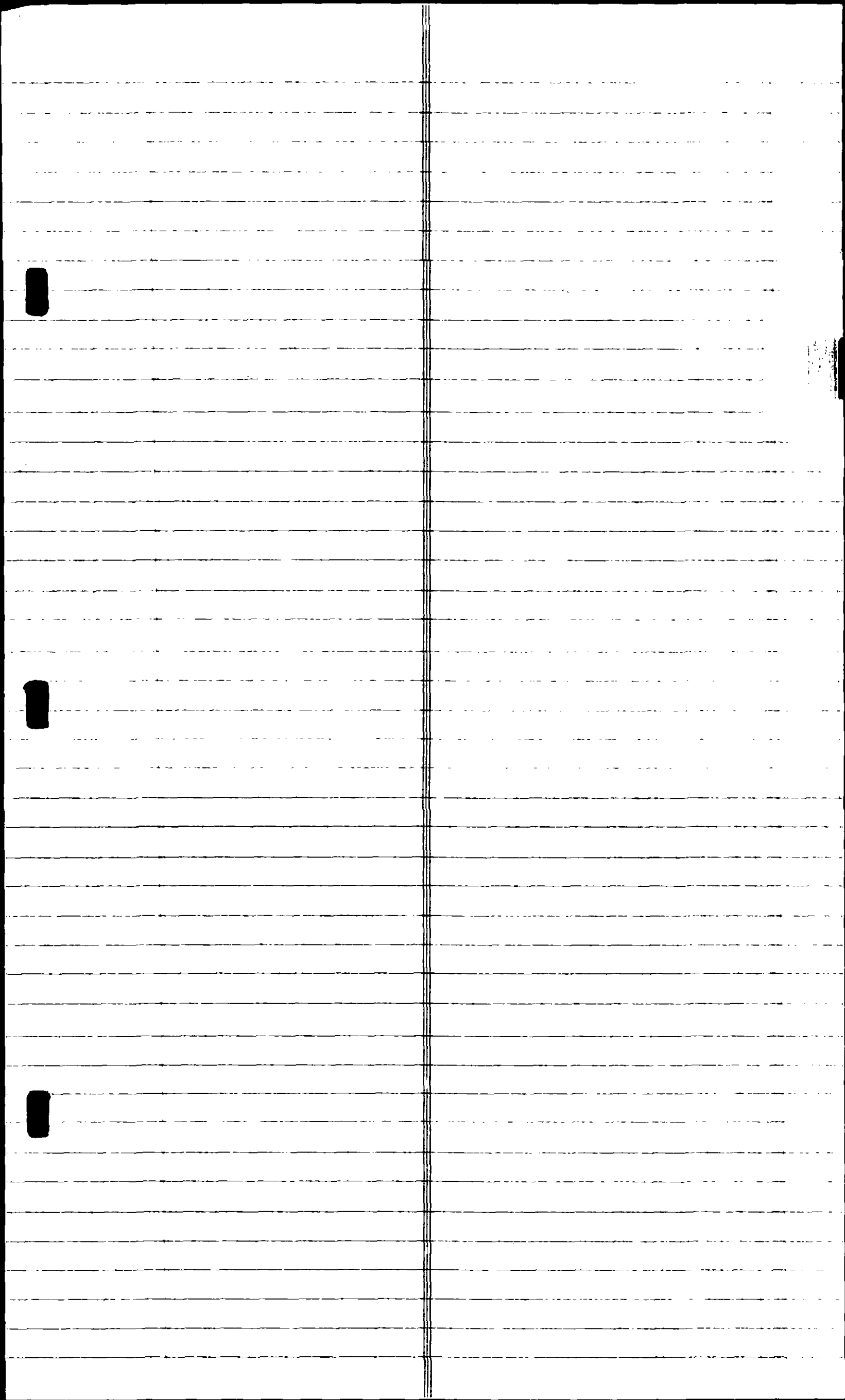
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122

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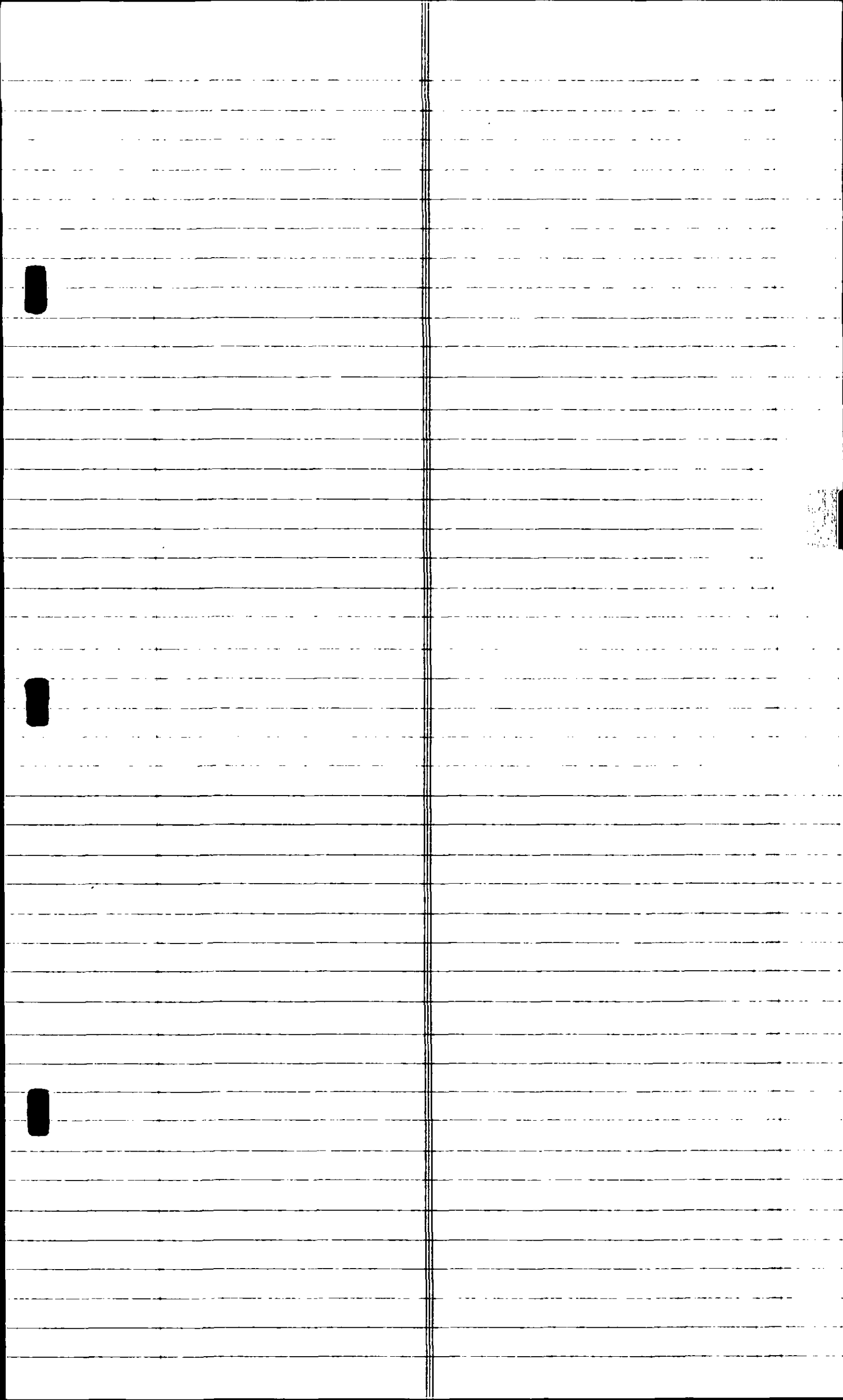
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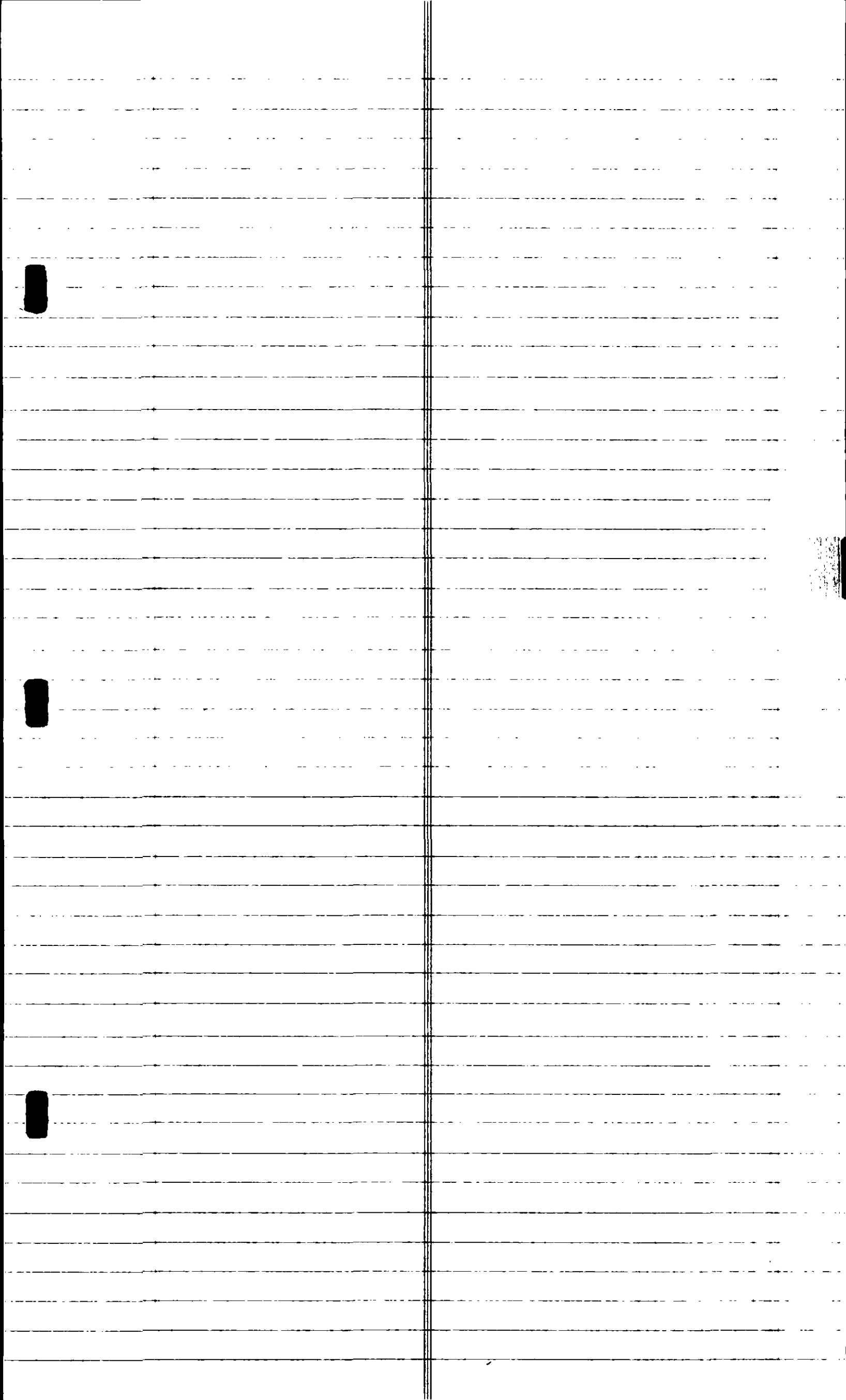
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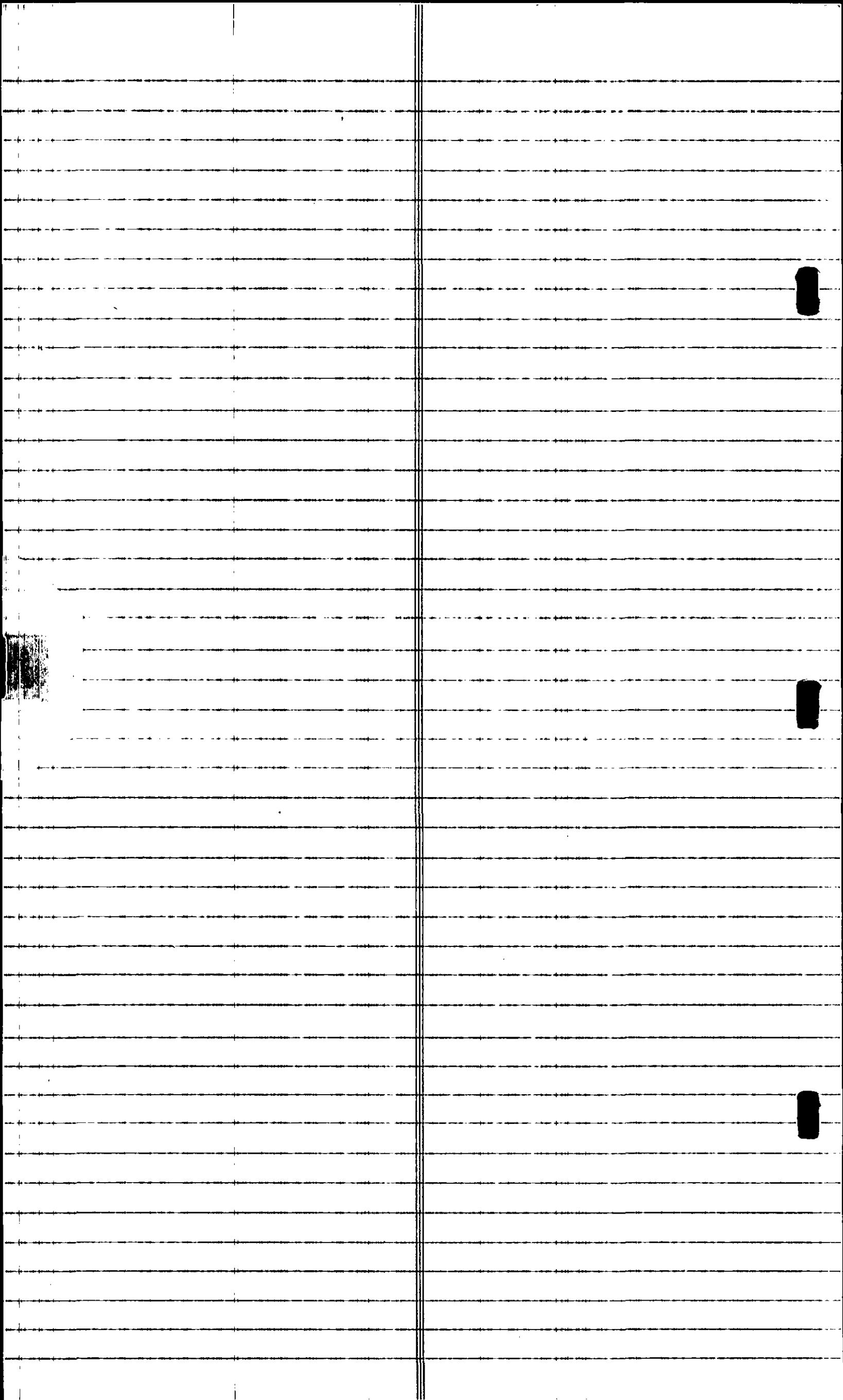
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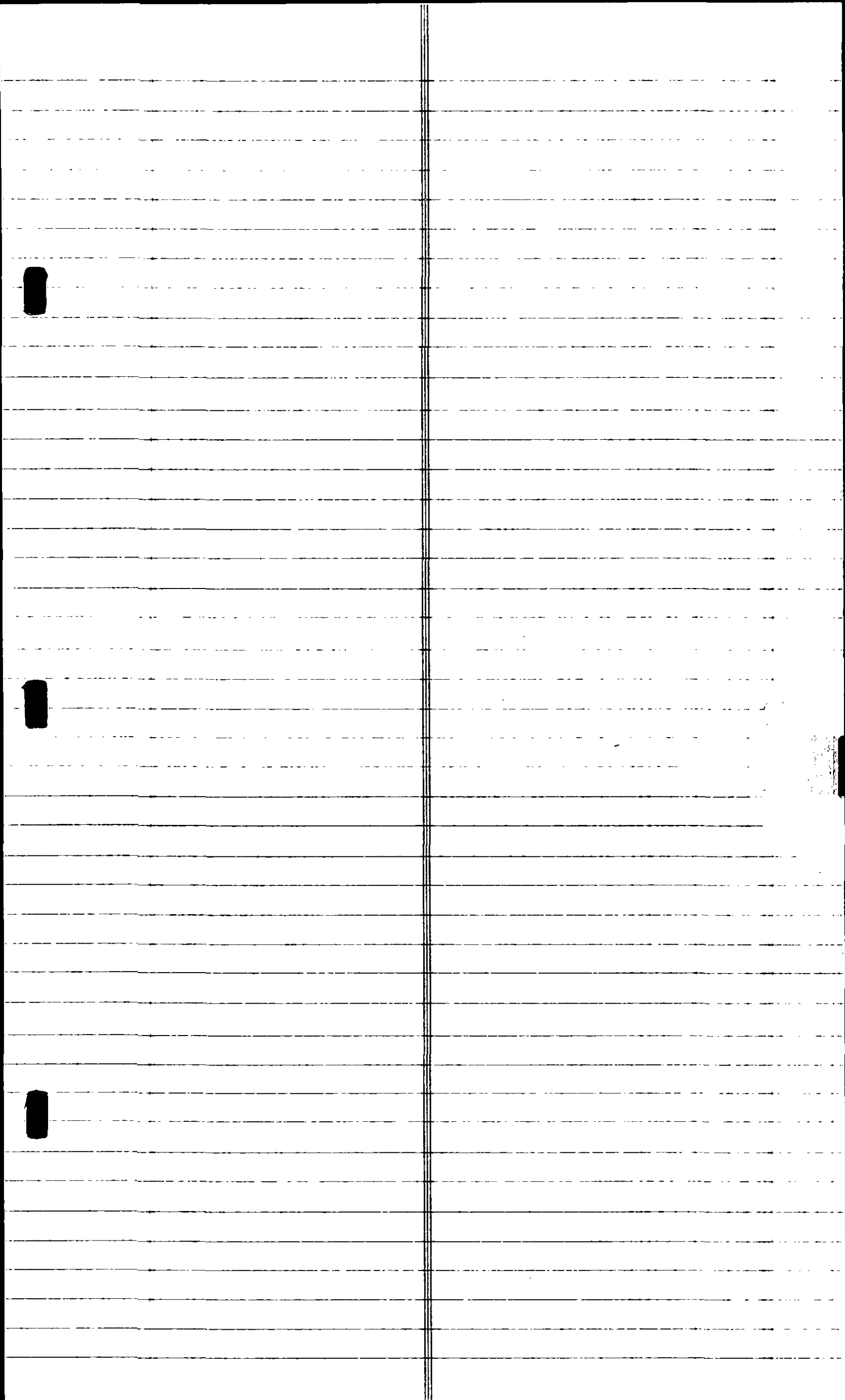
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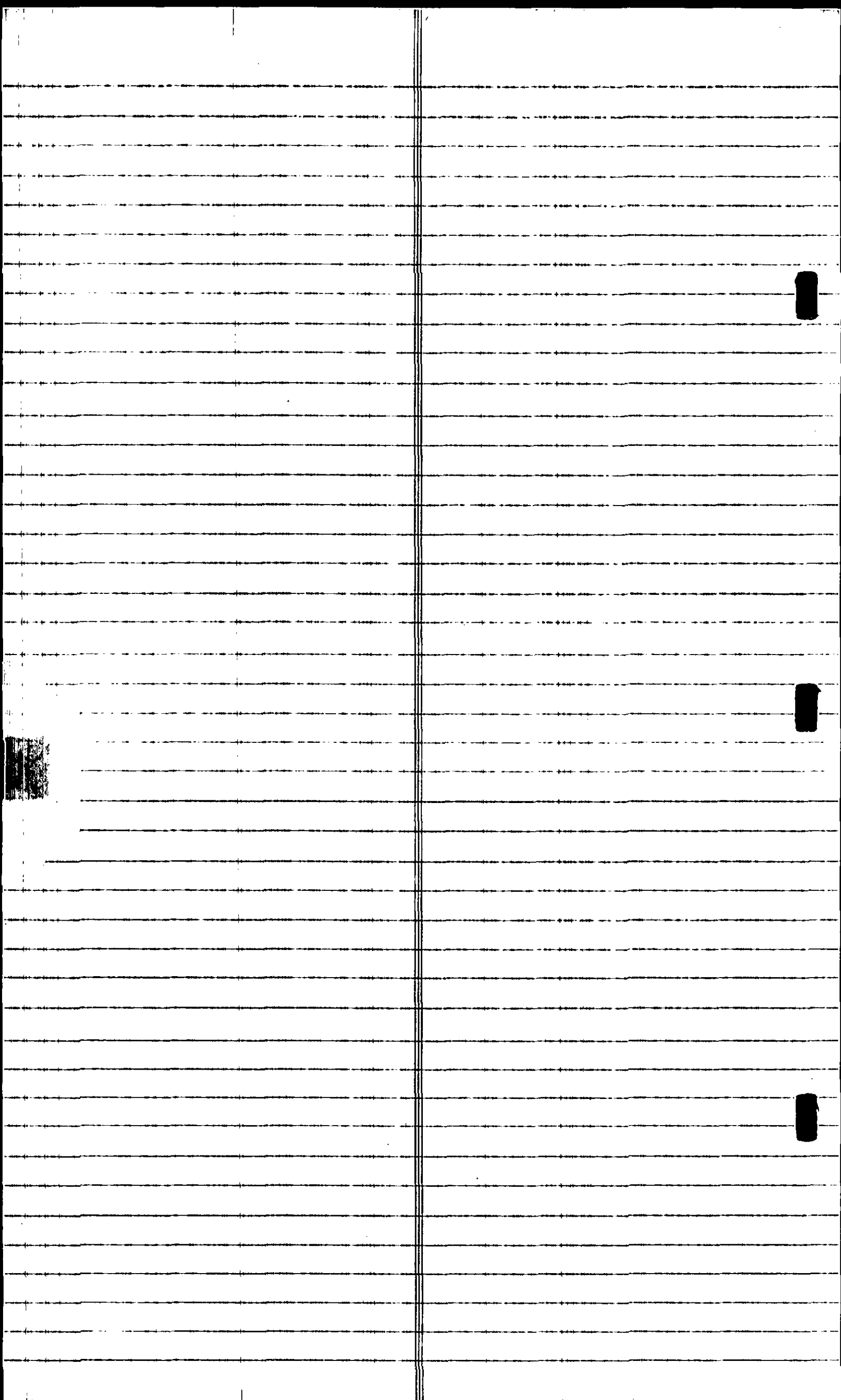
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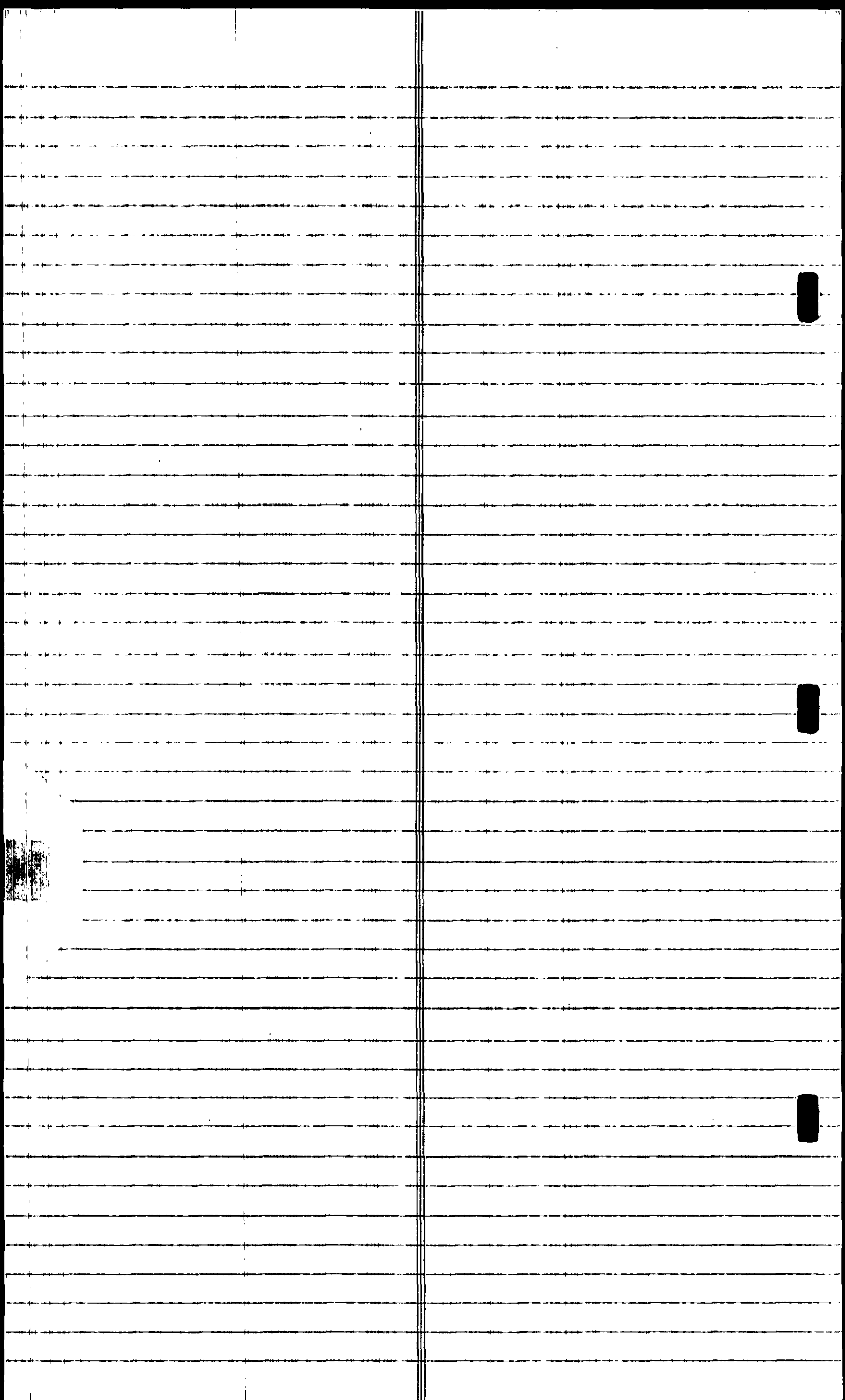
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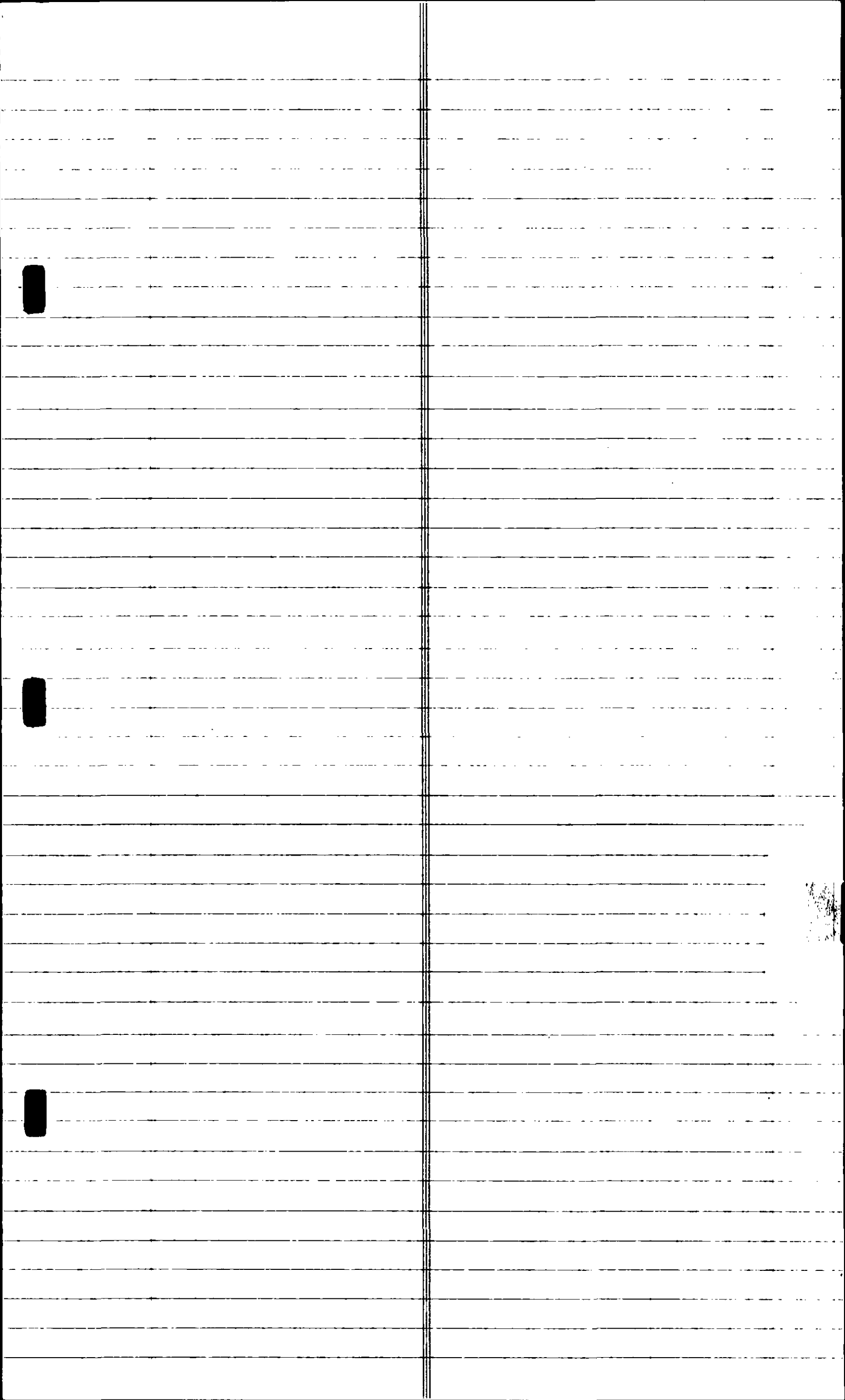
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214

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TOWN ATTORNEY

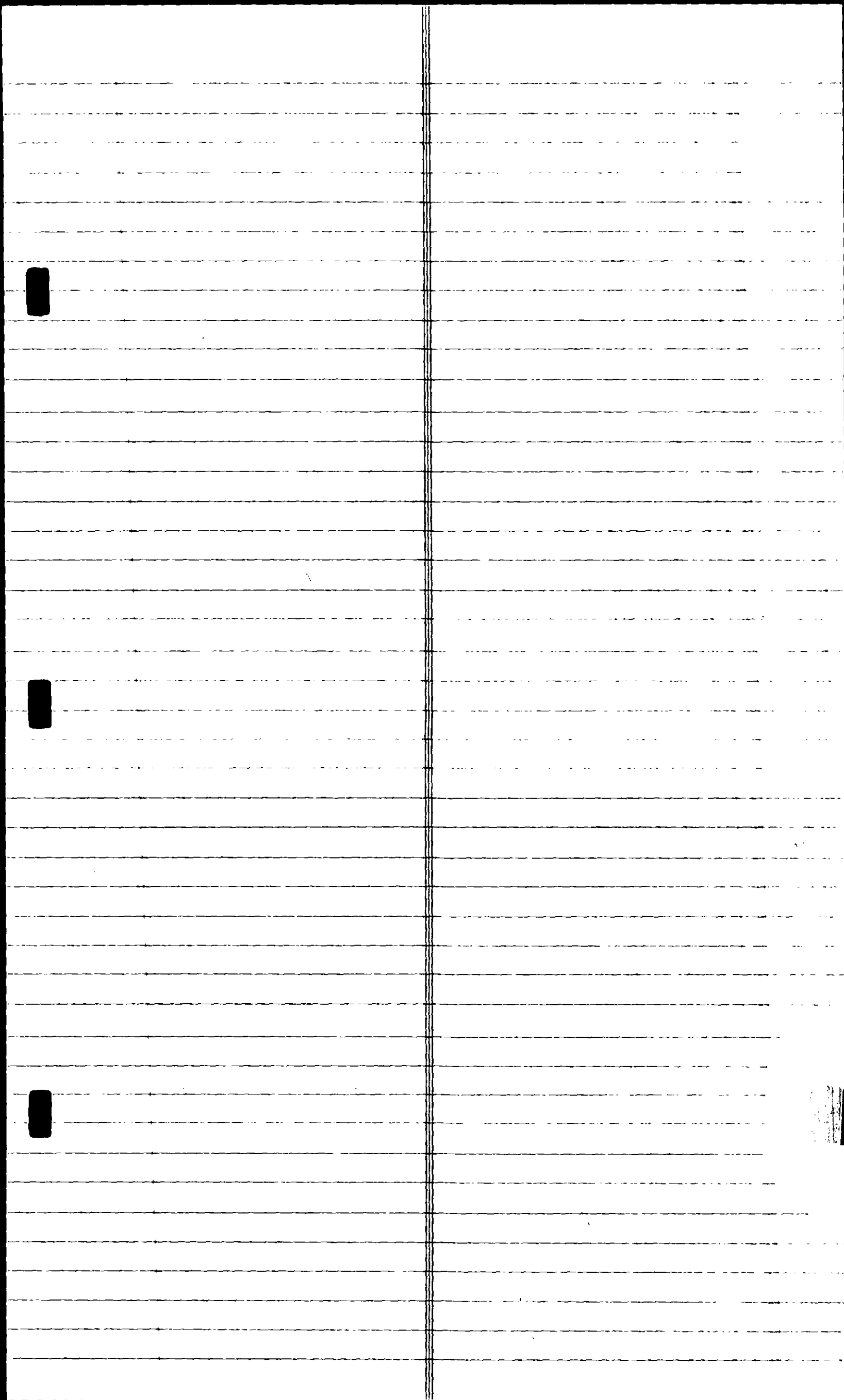
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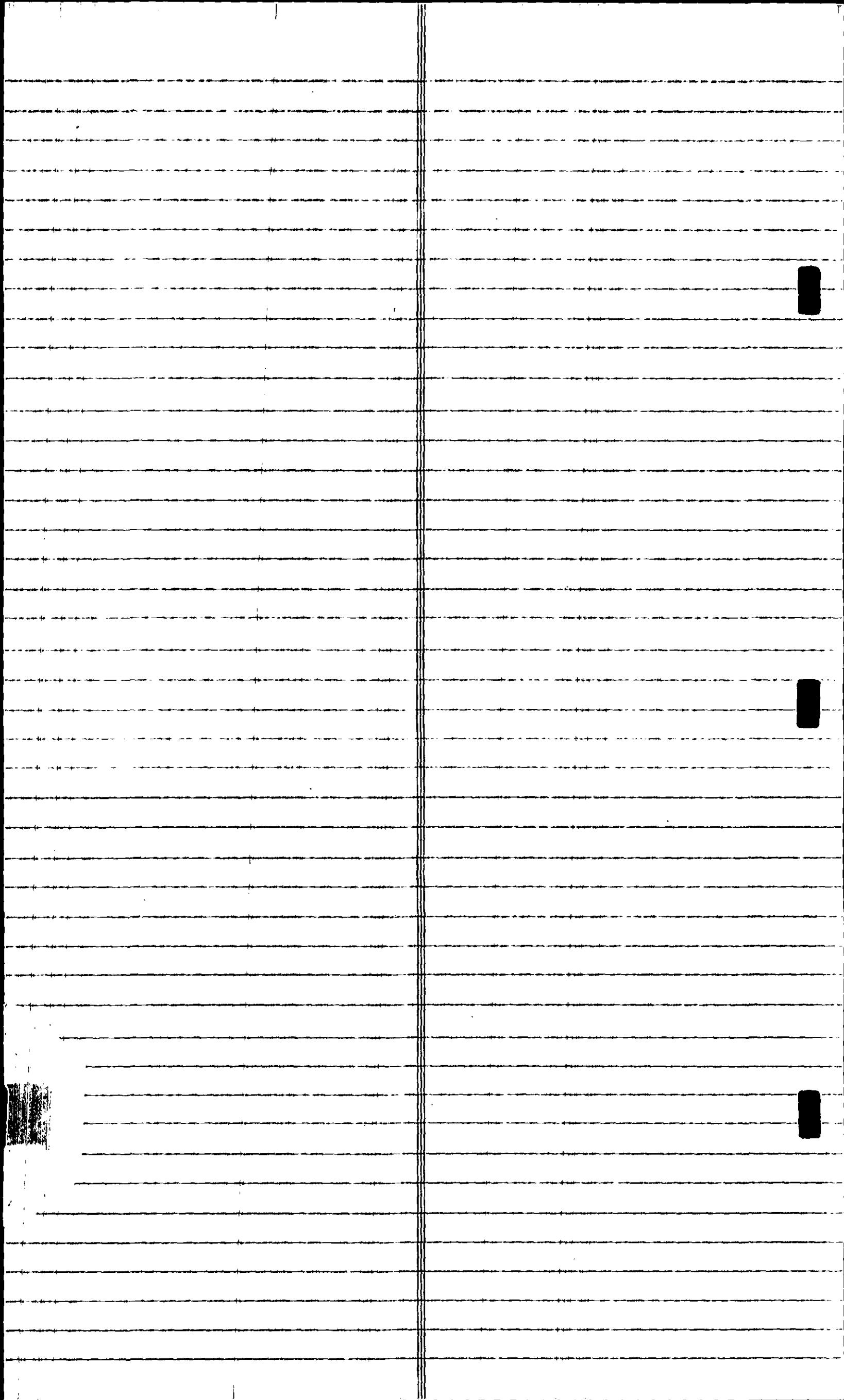
TOWN OFFICIALS

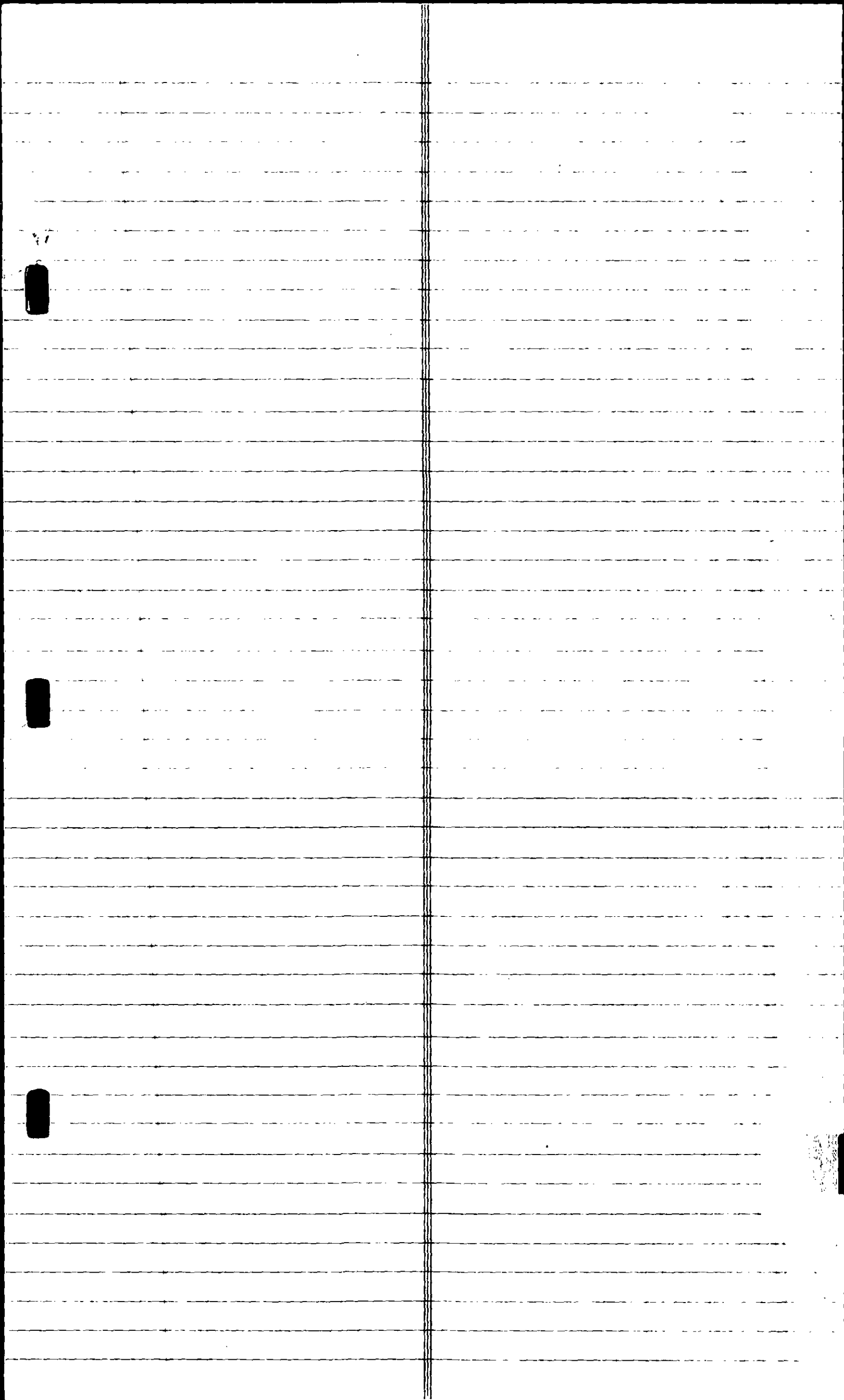
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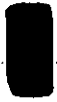


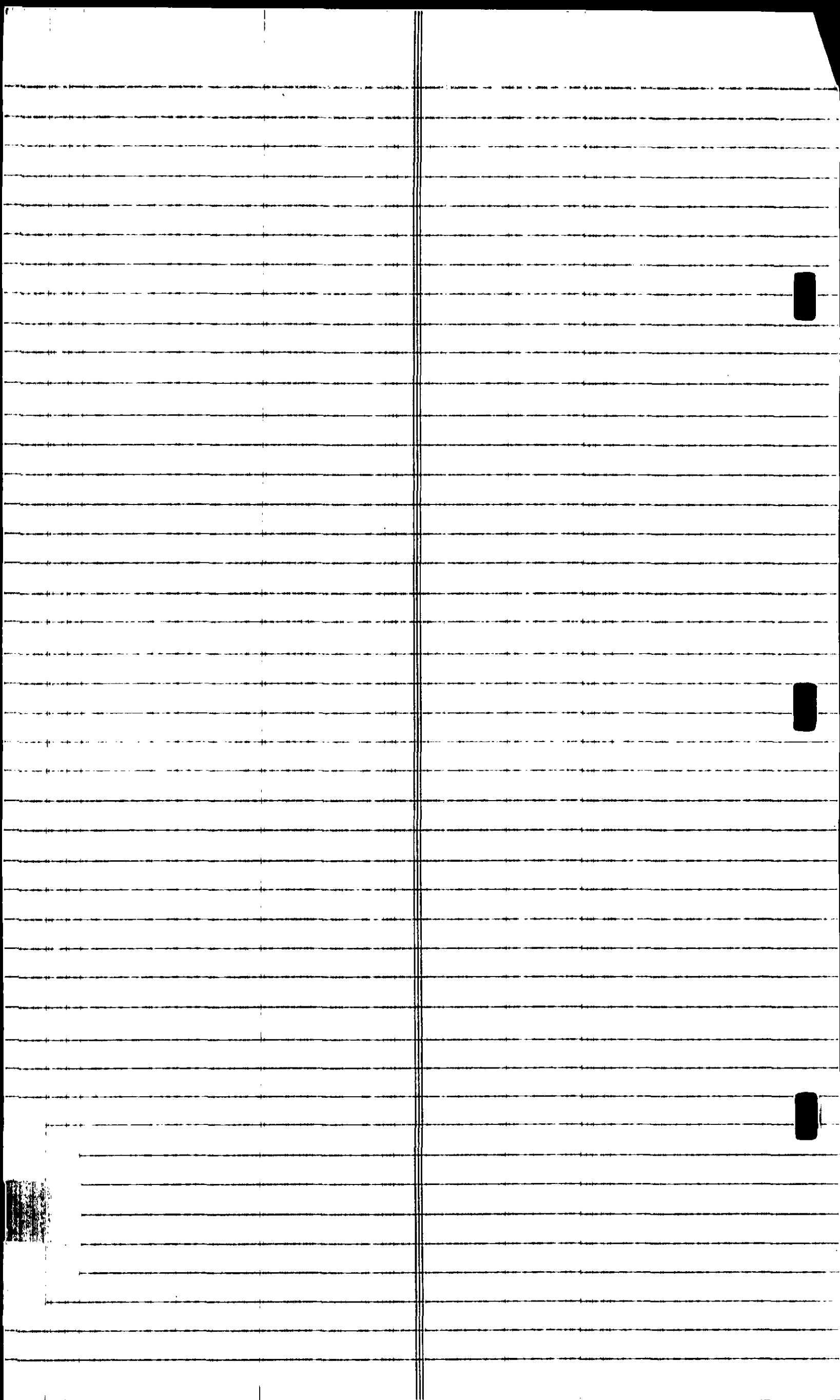
WATER DISTRICTS

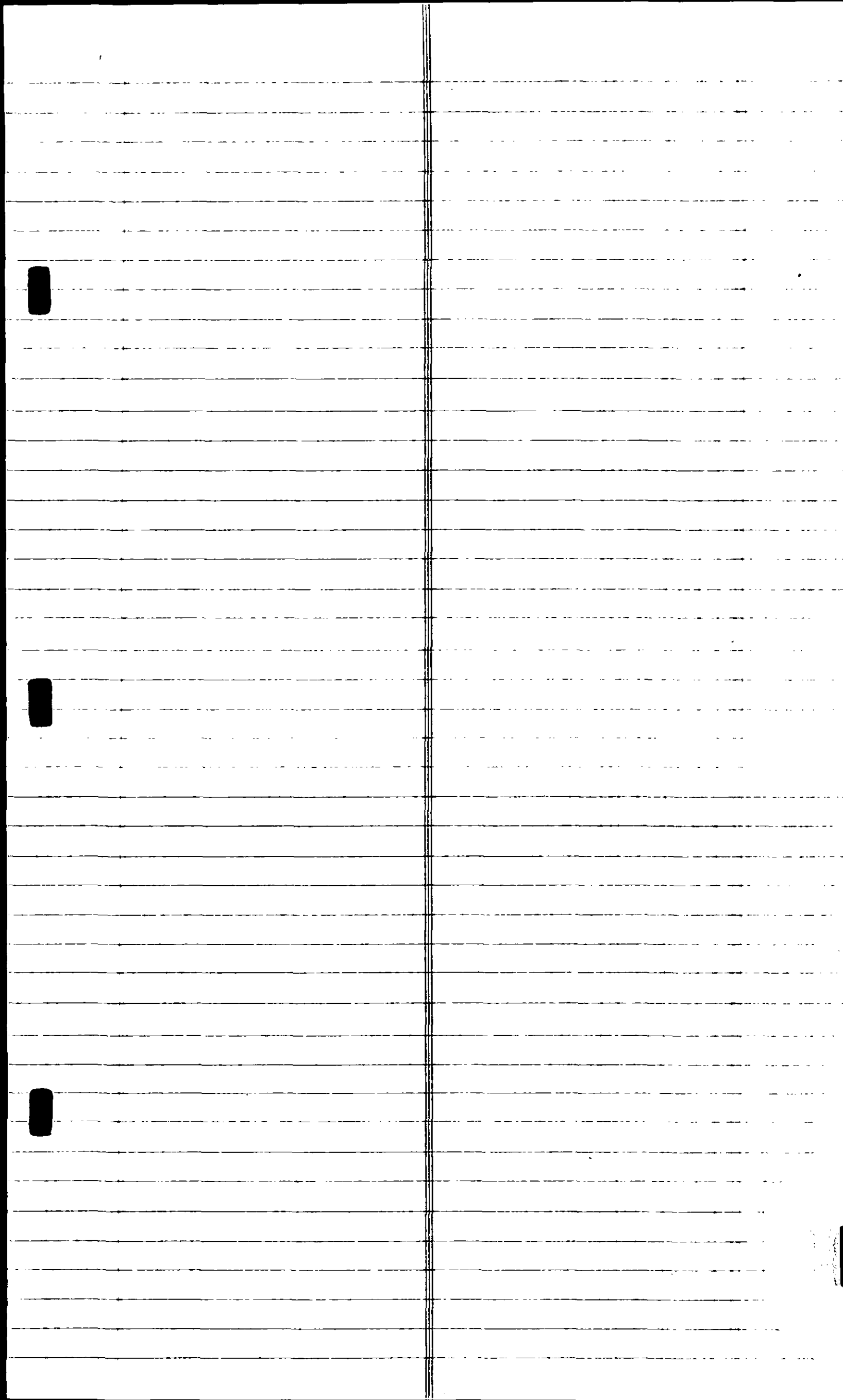
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Wm. Schmidlin requests rezoning - 7443 Crestwood Circle	196, 197
Public Hearing held on Dye property - property rezoned	197, 198, 199

ZONING BOARD OF APPEALS

Officers for 1983 approved

143

Jospeh Santonocito reappointed

179



Regular Meeting
January 5, 1983

Town Hall
7:30 P.M.

Present were Councilman Milton Wittmeyer, Councilman David Zimmerman, Councilman Esther Faulring, Councilman Don Wohlhueter, Supervisor Jerome Hubert, Town Attorney Charles Maxwell and Highway Superintendent Clarence Kreitzbender.

A motion was made by Councilman Wittmeyer and seconded by Councilman Zimmerman that the minutes of the December 30, 1982 Special Meeting be approved.

five (5) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Faulring that the Town Clerk's Monthly Report be accepted.

five (5) ayes

Carried

A motion was made by Councilman Zimmerman and seconded by Councilman Wittmeyer that the General Fund and Special District Bills in the amount of \$3,647.03 be paid.

five (5) ayes

Carried

A letter was read from Legislator Marie Richardson advising of action taken at the December 7, 1982 session of the Erie County Legislature. Town Clerk Klein advised that the letter would be on file in his office for anyone interested. The letter was received and filed.

A letter was read from Anne Higgins, Special Assistant to President Reagan relative to the Town Board's resolution on gas controls. The letter was received and filed.

A letter was read from Lee and Gert Bobseine relative to the dumpster at McDonald's Tavern in Boston. Town Clerk Klein stated he had written to General Codes and the City of Buffalo requesting a sample ordinance and also the Town of Amherst will send a copy of their ordinance on dumpsters. Supervisor Hubert stated when these ordinances are received they will be studied by the Board and he would then get back to the Bobseines.

Upon the written request of Paul Duffett, Secretary of the North Boston Volunteer Fire Company a motion was made by Councilman Zimmerman and seconded by Councilman Wittmeyer granting permission to the North Boston Fire Company to use the Town Park on June 26, 1983 for a Water Ball competition contingent upon the receipt of a Certificate of Insurance by the Town Clerk.

five (5) ayes

Carried

A motion was made by Councilman Zimmerman and seconded by Councilman Wohlhueter appointing Charles G. Decker as Building Inspector and Enforcement Officer of Town Ordinances for the Town of Boston. Term to expire December 31, 1983.

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Faulring appointing Remy Orffeo as Recreation Supervisor for the Town of Boston. Term to expire December 31, 1983. Duly put to a vote which resulted as follows:

Councilman Wittmeyer	Voting	<u>aye</u>
Councilman Zimmerman	Voting	<u>aye</u>
Councilman Faulring	Voting	<u>aye</u>
Councilman Wohlhueter	Voting	<u>aye</u>
Supervisor Hubert	Voting	<u>abstaining</u>

four (4) ayes

one (1) abstention

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Zimmerman appointing Randy Burgwardt as Youth Service Supervisor for the Town of Boston. Term to expire December 31, 1983.

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Faulring appointing Robert Steiner as Dog Control Officer and Constable for the Town of Boston. Term to expire December 31, 1983.

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Zimmerman appointing Marjorie Steiner and Claude Fagnan as Deputy Dog Control Officers for the Town of Boston. Terms to expire December 31, 1983.

five (5) ayes

Carried

A motion was made by Councilman Faulring and seconded by Councilman Wohlhueter appointing James Jehle as Historian for the Town of Boston. Term to expire December 31, 1983.

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Zimmerman appointing the following as Fire Police:

Boston

Richard Zwack, Captain
Glenn Trevett, Lieutenant
James Cunningham
Cliff Johnson
Joe Lowry
George McDonald
Gordon Stephens
Leo Stromecki
Lyle Zahler
Lee Pfarner

North Boston

Paul Duffett
John Klaybor
Randy Seufert
Paul Woodhouse

Patchin

William Ferguson
Livingston Lasso
Bernard Liebler
Stephen Plewik

Terms to expire December 31, 1983.

five (5) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Zimmerman appointing Eugene Ruchalski as General Foreman for the Highway Department in the Town of Boston. Term to expire December 31, 1983.

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Faulring appointing Michael Czechowski and Doris Follman as Cleaner PT. Terms to expire December 31, 1983.

five (5) ayes

Carried

A motion was made by Councilman Zimmerman and seconded by Councilman Faulring appointing Emergency Squad Dispatchers as follows; Phyllis Barrett, Head; Florence Coyle and Leita Brown. Terms to expire December 31, 1983.

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Supervisor Hubert appointing Lucille Genzel as Secretary to Boards and Committees in the Town of Boston. Term to expire December 31, 1983.

five (5) ayes

Carried

Supervisor Hubert appointed the following to serve on Committees for the year 1983:

Traffic Safety: Milton Wittmeyer, Clarence Kreitzbender and Harry Strack

Codification: Herbert Klein, Charles Maxwell, Charles Decker, William Kleis, Michael Perley and Charles Pettit

Street Light: Esther Faulring, Clarence Kreitzbender

Youth Service: Ann Ferguson, Richard Lee, Nancy Boltz, Harry Strack, Clayton Schunk, Bob Williams and Steve Calos

Senior Citizens: Joseph Mertzluft, Henry Seufert, Mildred Seufert, John Walters, Michael Czechowski, H. Eglantine Berger, Ruth Garrison and Harold Rockwood

Recreation: Jean Yuhás, Christine Jusiak, Nancy Kulik, Paul Becker, Dr. Charles Matlach, Richard LeRoy and Henry Enser

Community Development Advisory Committee: Ed Snow, Anna Golabek, Delores Ballachino,
Peg Hartman, Howard Frank and Dennis Kramer

Capital Improvements: James Smolinski, Paul Becker, Barbara Lorenz, Maurice Emerling,
Robert Randall, Milton Wittmeyer, and Francis Wurtz

Insurance: Herbert Klein, Milton Wittmeyer, Don A. Wohlhueter and William Hubert

Supervisor Hubert appointed the following as Town Board Liaisons for the year 1983:

Chamber of Commerce:	Councilman Esther Faulring
Planning Board:	Councilman David Zimmerman
Youth Service:	Councilman Don Wohlhueter
Conservation Advisory Council:	Councilman Don Wohlhueter
Recreation:	Councilman Milton Wittmeyer
Traffic Safety:	Councilman Milton Wittmeyer
Fire Companies:	Councilman Milton Wittmeyer
Emergency Squad:	Councilman David Zimmerman
Codification:	Councilman Milton Wittmeyer
Senior Citizens:	Councilman Esther Faulring
Capital Improvements:	Councilman David Zimmerman
Street Lighting:	Councilman Esther Faulring
Drainage:	Councilman Don Wohlhueter

A motion was made by Supervisor Hubert and seconded by Councilman Zimmerman designating the Chase Manhattan Bank in North Boston as depository for the Supervisor, Town Clerk, Town Justice and Tax Collector.

five (5) ayes Carried

A motion was made by Supervisor Hubert and seconded by Councilman Faulring setting the first and third Wednesday of each month at 7:30 P. M. as the date and time of the Regular Town Board Meetings.

five (5) ayes Carried

A motion was made by Councilman Zimmerman and seconded by Councilman Wittmeyer designating the Hamburg Sun and Orchard Park Suburban Press as official newspapers for the Town of Boston.

five (5) ayes Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Faulring setting salaries for 1983 as follows:

Supervisor - Jerome A. Hubert	\$12,850.00
Councilman - Milton I. Wittmeyer	3,500.00
Esther M. Faulring	3,500.00
Don A. Wohlhueter	3,500.00
David G. Zimmerman	3,500.00
Town Justice - Robert W. Tills	8,300.00
Town Clerk - Herbert H. Klein	19,000.00
Highway Superintendent - Clarence S. Kreitzbender	21,635.00
Assessor - William H. Kleis, Jr.	13,000.00
Town Attorney - Charles P. Maxwell	10,000.00
Deputy Town Attorney - Michael Perley	3,500.00
Bookkeeper to Supervisor - Jean Kleis	5.50 per hour
Deputy Town Clerk - Court Clerk - Joyce Carr	5.50 per hour
Secretary to Boards and Committees - Deputy Town Clerk - Lucille Genzel	4.50 per hour
Election Inspectors:	
Registration Days - 8 hour day	28.00
9 hour day	31.50
Primary Day	56.00
Chairman of District for Year	5.00
Election Day	56.00
School Attendance	9.00
Cleaner PT - Michael A. Czechowski	4.50 per hour
Cleaner PT - Doris Follman	4.50 per hour
Dog Control Officer - Robert Steiner	3,600.00
Deputy Dog Control Officer - Claude Fagnan	1,400.00
Emergency Squad Dispatchers:	
Phyllis Barrett, Chairman	2,690.00
Florence Coyle - Leita Brown	2,500.00
Recreation Supervisor - Remy Orffeo	3,500.00
Youth Service Supervisor - Randy Burgwardt	1,500.00
Historian - James J. Jehle	325.00
Building Inspector - Charles G. Decker	5,900.00

Highway Department:

Working Foreman - Eugene Ruchalski.	8.09 per hour
Motor Equipment Operators	5.85 - 7.80 per hour
Motor Equipment Operators PT	5.75 - 7.22 per hour
Laborers.	3.80 - 6.00 per hour

five (5) ayes

Carried

A motion was made by Supervisor Hubert and seconded by Councilman Wittmeyer setting the payment of salaries on a monthly basis except as follows:
 Semi Monthly - Supervisor, Town Clerk, Assessor and Highway Superintendent
 Bi Weekly - Highway Department, Bookkeeper, Deputy Town Clerk, Court Clerk, and Deputy Town Clerk PT

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Zimmerman authorizing the Supervisor and Tax Collector to invest surplus monies.

five (5) ayes

Carried

A motion was made by Supervisor Hubert and seconded by Councilman Wohlhueter authorizing the Supervisor to use a signature stamp.

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Supervisor Hubert setting mileage for 1983 at \$.20 per mile for authorized mileage.

five (5) ayes

Carried

A motion was made by Supervisor Hubert and seconded by Councilman Wittmeyer setting January 19, 1983 as the Annual Audit Meeting.

five (5) ayes

Carried

A motion was made by Councilman Zimmerman and seconded by Councilman Wittmeyer directing the Town Clerk to send notices for the collection of the Trailer Court fees.

five (5) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Faulring setting Petty Cash Funds as follows:

Supervisor	\$30.00
Town Clerk	\$200.00
Police	\$20.00
Town Justice	\$25.00

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Faulring appointing Supervisor Hubert as the Delegate for the Association of Town Meeting and the Town Clerk as Alternate.

five (5) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Zimmerman to sign an agreement with the County of Erie to spend 1983 Highway Item #1 monies.

five (5) ayes

Carried

A motion was made by Supervisor Hubert and seconded by Councilman Wittmeyer allowing the lending of funds from one account to another.

five (5) ayes

Carried

RESOLUTION - OPERATION AND MAINTENANCE - RICE ROAD AND WEST HILL ROAD

Supervisor Hubert advised that he had been advised that the New York State Department of Transportation would be letting bids on the Rice Road Interchange on March 3, 1983.

The Supervisor's Monthly Report was received.

TOWN OF BOSTON



At a Regular Meeting of the Town Board of the Town of Boston, Erie County, New York, held at the Boston Town Hall, 8500 Boston State Road, Boston, New York, in said Town on the 5th day of January, 1983, at 7:30 P.M., Eastern Standard Time, there were present:

Jerome Hubert	Supervisor
Milton Wittmeyer	Councilman
David Zimmerman	Councilman
Esther Faulring	Councilman
Don A. Wohlhueter	Councilman

The following resolution was offered by Supervisor Hubert who moved its adoption.

WHEREAS, on the 14th day of October, 1982, in the Town Hall of the Town of Boston, a Public Informational Meeting was held to hear all persons in favor of, or in opposition, to the proposed Stage I project designated as New York State Department of Transportation Project Number 5101.33, Southern Expressway, Section III, S.H. 78-17 (Rice Hill Road Interchange), Stage I construction, and

WHEREAS, it will be necessary for the New York State Department of Transportation to make various highway modifications to West Hill Drive and Rice Hill Road which include the installation of traffic signs and pavement markings,

NOW, THEREFORE, BE IT RESOLVED that West Hill Drive beginning approximately 1000 feet south of Rice Hill Road be relocated and intersect Rice Hill Road approximately 230 feet east of its present intersection with Rice Hill Road and that Rice Hill Road be widened and resurfaced from its intersection with Zimmerman Road (C.R. 437) to the beginning of the Rice Hill Road structure over the Southern Expressway (U.S. Route 219) and from the end of the structure to approximately 100 feet east of the new intersection with West Hill Drive,

BE IT FURTHER RESOLVED that traffic signs and pavement markings be installed in conjunction with the construction above noted, and

BE IT FURTHER RESOLVED that implementation of this maintenance resolution be deferred until all construction and/or reconstruction of all highways connected with this project are completed in accordance with the plans and specifications of the New York State Department of Transportation, and

BE IT FURTHER RESOLVED that five certified copies of this maintenance resolution be delivered to the Regional Director, Region 5 Office, New York State Department of Transportation.

Seconded by Councilman Zimmerman and duly put to a vote which resulted as follows:

Supervisor Hubert
Councilman Wittmeyer
Councilman Zimmerman
Councilman Faulring
Councilman Wohlhueter

Voting aye
Voting aye
Voting aye
Voting aye
Voting aye

AYES: 5

NOES: 0

ABSENT: 0

Herbert H. Klein
Herbert H. Klein
Town Clerk

I, HERBERT H. KLEIN, TOWN CLERK of the Town of Boston, Erie County, New York, DO HEREBY CERTIFY: I have compared the annexed extract of the minutes of the meeting of the Town Board of said Town of Boston, New York including the resolution contained therein, held on the 5th day of January, 1983 with the original thereof on file in my office and that the same is a true and correct copy therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 7th day of January, 1983.

Herbert H. Klein, Town Clerk

SEAL

The Town Justice Monthly Report was received.

Upon the request of Councilman Zimmerman a motion was made by Councilman Wittmeyer and seconded by Councilman Wohlhueter granting permission to Councilman Zimmerman to attend the Supervisors and County Legislators Seminar in Johnstown, New York on January 16, 1983. All appropriate expenses to be paid by the Town.

five (5) ayes

Carried

There was no monthly Police Report.

The 1982 Annual Building Inspectors Report was received.

The Dog Control Officers Reports for October, November and December were received.

It was noted that at this time there is no one to fill the vacancy on the Conservation Advisory Council.

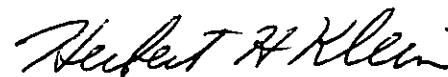
A motion was made by Councilman Wohlhueter and seconded by Councilman Zimmerman reappointing Charles G. Decker and William McGee to the Drainage Committee. Terms to expire December 31, 1983 and December 31, 1985 respectively.

five (5) ayes

Carried

Town Clerk Klein was directed to send a letter to Herbert Berlin asking if he would like to be reappointed to the Assessment Board of Review.

A motion was made by Councilman Wohlhueter and seconded by Councilman Zimmerman to adjourn at 8:05 P. M.



Herbert H. Klein
Town Clerk

Regular Meeting
January 19, 1983

Town Hall
7:30 P.M.

Present were Councilman Milton Wittmeyer, Councilman David Zimmerman, Councilman Esther Faulring, Councilman Don Wohlhueter, Supervisor Jerome Hubert, Town Attorney Charles Maxwell and Highway Superintendent Clarence Kreitzbender.

A motion was made by Councilman Wittmeyer and seconded by Councilman Wohlhueter that the minutes of the January 5, 1983 Regular Meeting be approved.

five (5) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Faulring that the General Fund and Special District Bills in the amount of \$8,687.35 be paid.

five (5) ayes

Carried

A motion was made by Councilman Zimmerman and seconded by Councilman Wittmeyer that the Highway Bills in the amount of \$16,379.04 be paid.

five (5) ayes

Carried

A resolution was received from the Town of Concord relative to the "milk tax" imposed against farmers by the Federal Government. Supervisor Hubert asked Town Clerk Klein to poll the farmers in Boston on the effect it will have on them and to also check with Congressman Kemp relative to this tax and its impact.

A letter was received from the North Boston Fire Company advising of their activities for the coming year. The letter was received and filed.

A letter was read from Senator Patrick Moynihan relative to the Town Board's resolution on the price of natural gas. The letter was received and filed.

A letter was read from County Legislator Marie Richardson advising of action taken at the January 6, 1983 session of the Legislature. Supervisor Hubert stated he had received figures on the Home-Relief shoveling program and it will cost the County of Erie \$114,000.00 to implement the program. He also stated that it is in the planning stages to have a Northtown and Southtown Crisis Center for the unemployed and he would keep the Town appraised of any further information.

A motion was made by Councilman Zimmerman and seconded by Councilman Wittmeyer to correct the minutes of the December 30, 1982 meeting as follows:

General Fund Transfer of Appropriations Corrections

From A7110.2	\$1970.33	
To A1220.1		\$380.00
1220.4		35.89
1410.1		56.00
1410.4		9.61
1620.4		400.74
3120.4		593.75
3510.4		368.37
7510.4		100.00
9030.8		25.97

Water District #2 Transfer of Appropriations Correction

From SW2 9501.9 to From SW2 8340.4

Sewer District #2 Appropriation of Fund Balance Correction

Change Sewer District #2 to Sewer District #1

SS1 599 Appropriated Fund Balance	\$964.54	
SS1 960 Appropriations		\$964.54
SS1 8130.4	\$963.34	
SS1 9030.8	1.20	

Sewer District #4 Transfer of Appropriations Correction

From SS4 8140.4 to From SS4 8130.4

Correction of Abstract #12 - 12/1/82

Voucher # 1007 - Louis Palzewski - \$400.00
Change from CF 8540.4 to CF 7110.4

Voucher # 1043 - Charles G. Decker, Inc. - \$1,194.00
Change from CF 8540.4 to CF 7110.4

five (5) ayes

Carried

A letter was read from Herbert Warren, 9220 Boston State Road requesting that his property be rezoned from RRB to Business B-1. Supervisor Hubert directed this request be referred to the Planning Board.

A motion was made by Councilman Zimmerman and seconded by Supervisor Hubert directing the Town Clerk to advertise for bids for Highway Supplies and for the Annual Trash Pickup. Bids to be opened on March 16, 1983 at 3:00 P. M.

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Wohlhueter appointing Gerald O'Brien as the 1983 Baseball Director for the Town of Boston at a salary of \$856.00 to be paid in two installments, one on July 1, 1983 and one on August 1, 1983 and appointing Patricia Burger, 1983 Summer Playground Director at a salary of \$1,300.00 to be paid in three monthly installments, on June 1, 1983, July 1, 1983 and August 1, 1983.

five (5) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Faulring appointing Dick Michaels as Counselor at a salary of \$1,300.00 to be paid monthly, Roberta Vanderhoff as an Aide for the Friday Night Youth Center at a salary of \$875.00 to be paid monthly and Ann Schunk and Teresa Hartman as Youth Aides for the Friday Night Youth Center at a salary of \$21.40 each per session.

five (5) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Faulring appointing Herbert Boltz as Bingo Inspector at a salary of \$13.00 per inspection. Duly put to a vote which resulted as follows:

Councilman Wittmeyer	Voting	<u>abstaining</u>
Councilman Zimmerman	Voting	<u>aye</u>
Councilman Faulring	Voting	<u>aye</u>
Councilman Wohlhueter	Voting	<u>aye</u>
Supervisor Hubert	Voting	<u>abstaining</u>

three (3) ayes

two (2) abstaining

Carried

The Supervisor's Annual Report was presented and Supervisor Hubert noted that the General Fund was \$10,000.00 under budget and he thanked the Departments for their thrift. A motion was made by Councilman Zimmerman and seconded by Councilman Wittmeyer to accept the 1982 Supervisor's Annual Report and authorizing the Town Clerk to publish the proper legal notice on the completion of the full report.

five (5) ayes

Carried

A motion was made by Supervisor Hubert and seconded by Councilman Faulring to accept the 1982 Town Justice's Annual Report.

five (5) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Faulring to accept the Town Clerk's Annual Report.

five (5) ayes

Carried

Supervisor Hubert advised that a dedication of the State Police Building is being considered and to study the feasibility of the dedication and the cost he was naming a committee of James and Maryanne Jehle, Edie Schramm, Gail Maurer, Gary Burdick, Herbert Klein and David Zimmerman. James Jehle is to be chairman.

Town Clerk Klein reported that relative to the dumpsters, Buffalo has no ordinance, Amherst none, Springville, none and Hamburg none. He stated he had received a sample ordinance from General Codes. Town Clerk Klein also stated that Mrs. Bobseine had called him today and she had been advised by her attorney that nothing could be done about the dumpster unless the Town had an ordinance. Supervisor Hubert stated that as the Town Board had just received the sample ordinance, he

would like the matter tabled so they could study it further.

Upon the recommendation of the Insurance Committee and following discussion by the Town Board a motion was made by Supervisor Hubert and seconded by Councilman Wittmeyer to make changes in the Insurance Coverage for the Town of Boston as recommended by the Insurance Committee:

1. Not to increase the Umbrella Coverage from 5 Million to 10 Million at a cost of \$750.00.
2. To raise the deductible on building and contents to \$1,000.00 and start a fund of self insuring by placement of the savings from the premium in the amount of \$500.00 a year in this fund.
3. Not to cover air conditioners with insurance at a cost of \$300.00.
4. That the deductible for collision insurance be set as follows:
 - 76 Olds and 76 Chevrolet Pickup - No Coverage
 - 2 Highway Pickups, Dog Control Officer Truck and
 - 2 Ambulances - \$500 deductible.
 - Other trucks in Highway Department - \$1000.00 deductible.
5. Not to cover light standards on Route 391 at Expressway Interchange.

five (5) ayes

Carried

Town Clerk Klein stated he had been in contact with the CAO relative to the cheese distribution and will report to the Board when he has more particulars.

Highway Superintendent Kreitzbender stated that the ice skating rink is being used and he wondered if there was a way to have it lighted. Supervisor Hubert reported there are lights on the building, but they probably need bulbs. Clarence stated he would check this and would also have the sign put up which lists the days for hockey and open skating.

Town Attorney Maxwell presented the Board with a copy of LL#1 - 1983 Requiring the Issuance of a Permit Prior to the Commencement of Any Work, Construction, or Excavation Upon Any/Portion of the Right-Of-Way of a Town Highway Within the Town of Boston, New York. Supervisor Hubert explained this ordinance is necessary because of the problems of deep holes being opened up and not properly protected. A motion was made by Supervisor Hubert and seconded by Councilman Wohlhueter to hold a Public Hearing on February 16, 1983 at 7:45 P. M. to consider the adoption of LL#1 - 1983.

five (5) ayes

Carried

Remy Orffeo, in answer to a question by Councilman Wittmeyer, stated that there had been a meeting relative to the Soccer Program and a Board of Officers had been elected. He stated they were going ahead with the Soccer Program and the next meeting was set for February 8, 1983.

A motion was made by Councilman Zimmerman and seconded by Councilman Wittmeyer reappointing Herbert Berlin as a member of the Assessment Board of Review. Term to expire October 1, 1987.

five (5) ayes

Carried

The 1982 Conservation Advisory Council's Annual Report, as prepared by Chairman Karen Klinczar, was presented to the Board.

A letter was read from the Drainage Committee requesting to be advised if funds become available for the Creekside project which has already undergone a Preliminary Study.

Supervisor Hubert advised he has received complaints of erosion by Eighteen Mile Creek in Boston and was advised by Congressman Kemp there were no funds available to correct the problem and advised by the Corps of Engineers that they could work on property owned by the Town or a fire company, but no private property.

James Carr, Chairman of the Drainage Committee stated they would like names of any persons in Boston having drainage problems.

A letter was read from the Drainage Committee advising of the officers for 1983.

A motion was made by Councilman Wohlhueter and seconded by Councilman Zimmerman to adjourn at 8:10 P. M.

Herbert H. Klein
Herbert H. Klein
Town Clerk

Regular Meeting
February 2, 1983

Town Hall
7:30 P.M.

Present were Councilman Milton Wittmeyer, Councilman David Zimmerman, Councilman Esther Faulring, Councilman Don Wohlhueter, Supervisor Jerome Hubert, Town Attorney Charles Maxwell and Highway Superintendent Clarence Kreitzbender.

A motion was made by Councilman Wittmeyer and seconded by Councilman Faulring that the minutes of the January 19, 1983 Regular Meeting be approved.

five (5) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Faulring that the Town Clerk's Monthly report be accepted.

five (5) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Wittmeyer that the General Fund and Special District Bills in the amount of \$10,071.76 be paid.

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Faulring that the Highway Bills in the amount of \$4,906.06 be paid.

five (5) ayes

Carried

A letter was read from the Federal Energy Regulatory Commission in reply to the Town Boards resolution on the cost of natural gas. The letter was received and filed.

A letter and resolution were received from County Legislator Leonard R. Lenihan relative to the natural gas costs. Supervisor Hubert explained why the cost of natural gas is so much and recommended to the Town Board that they pass a resolution similar to the one presented by Legislator Lenihan.

RESOLUTION - NATURAL GAS BILL

RESOLUTION - ERIE COUNTY SALES TAX ON GAS BILLS

A letter was read from County Legislator Marie Richardson reporting on the January 20th session of the Legislature. Town Clerk Klein pointed out action that would affect the Town of Boston. The letter was received and filed.

A letter was read from the Erie County Water Authority advising of a change in the water rates. The letter was received and filed.

A letter was read from the Boston Emergency Squad advising of their new officers for 1983. Supervisor Hubert stated that twelve of the Boston Emergency Squad members are teaching first aid courses at Erie Community College and he has received nothing but praise from the other supervisors for the good job our Squad does.

Roger Duffett, Liebler Road stated he was concerned about the article in the Boston Signal which stated we had a Police Town and would like an open meeting of the townspeople and State Police set up to see if the people in Boston feel this way. Supervisor Hubert suggested a date of February 24, 1983 and the Town Clerk was directed to send a letter to the Major with a copy to the Station Commander advising them of the date and asking for representatives to be at the meeting.

Paul Hennigan, New York State Police stated he felt the State Police were welcome in Boston and would like to participate in the meeting.

Mrs. Gert Bobseine asked if her request for a dumpster ordinance had been skuttled. Supervisor Hubert stated it would be brought up under unfinished business.

An application for a permit to erect a 24'x 32' storage building was received from Peter Zebrowski, 7432 Boston State Road. The application was referred to the Planning Board for their study and recommendation.

A motion was made by Councilman Wohlhueter and seconded by Councilman Zimmerman appointing Ruth Garrison as Adult Recreation Leader at a salary of \$26.75 per month.

five (5) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Faulring to appoint Jacqueline Meahl as a Recreation Attendant PT for the Friday Night Youth Program at a salary of \$20.00 per session through June, 1983.

five (5) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Supervisor Hubert to appoint Elizabeth Cary as a Recreation Attendant PT for the Tuesday Night Youth Program at a salary of \$25.00 per session not to exceed eight sessions and to appoint Jacqueline Meahl and Jeffrey Loftus as Recreation Attendants PT for the Tuesday Night Youth Program at a salary of \$15.75 per session not to exceed eight sessions.

five (5) ayes

Carried

Councilman Wittmeyer pointed out that each of these people were interviewed by the Youth Service Committee and had been highly recommended.

A motion was made by Councilman Wohlhueter and seconded by Councilman Faulring to amend a motion made at the January 5, 1983 Town Board Meeting to change the salary of Roberta Vanderhoff from \$875.00 per year to \$19.76 per session.

five (5) ayes

Carried

A motion was made by Supervisor Hubert and seconded by Councilman Wohlhueter to set an expense account of \$175.00 per month for the Town of Boston Police Chief's authorized expenses.

five (5) ayes

Carried

RESOLUTION - SNOW REMOVAL CONTRACTS

Supervisor Hubert advised that the \$900.00 per lane mile the town received is far below the actual cost to plow these roads, but all towns are caught in this.

A motion was made by Councilman Zimmerman and seconded by Councilman Wittmeyer approving the attendance of Supervisor Hubert, Councilman Faulring, Town Clerk Klein, Town Justice Tills, Planning Board Members Lawrence Clerc, Charles Pettit and Harold Dodge and Conservation Advisory Council Chairman Karen Klinczar to the Association of Towns Meeting and to approve the advancement of \$200.00 for authorized expenses for those attending the meeting.

five (5) ayes

Carried

Mary Ellen Hoffman, a member of the 1960's Youth Group presented to the Town Board a list of suggestions for the expenditure of monies in the Boston Youth Fund.

- 1] \$500.00 to Boston Library - Young Adult Section
- 2] \$2,002.12 to Boston Lion's Club for Shelter
- 3] \$2,500.00 League for the Handicapped for playground equipment
- 4] \$500.00 Boston Fire Company for use of hall for meeting place in the 60's
- 5] \$500.00 Boston Teen Center - new equipment

Supervisor Hubert asked that a decision be tabled to a later meeting so the Town Board can study these recommendations.

A notice of complaint was received from Barbara Loftus relative to the condition of the Boston Cross Road. Supervisor Hubert stated he had been up and talked to the construction crew and some of the problems were fixed, but when they try to fix the holes in the road the patch comes out. He further stated that the road will be completely renovated in the Spring. Supervisor Hubert directed the Town Clerk to send a copy of this complaint to the Sewer District #3 Board of Managers and to the Erie County Highway Department.

A motion was made by Councilman Wohlhueter and seconded by Councilman Wittmeyer to create the position of MEO in the Highway Department and to get the approval of the Erie County Department of Personnel for this position.

five (5) ayes

Carried

The Supervisor's Monthly Financial Report was received.

Supervisor Hubert stated he is on the Advisory Board of the Rice Road Home and at their meeting today they asked for volunteers to take the young adults to church and to sports functions and to also share a hobby with them. Anyone willing to do this should call the home at 941-5208.

Town Clerk Klein advised that the HEAP program had been in Boston on Tuesday with 125 applications processed and about 50 on the waiting list for March 17, 1983 when they come back.

Town Clerk Klein advised that he will be attending a meeting tomorrow on the cheese.

The Town Justice Monthly Report was received.

Mr. John Koza stated he felt Mr. Bolt should volunteer to work with the residents of the home as he is getting the money for the place.

The Police Department Monthly Report was received.

The Building Inspector's Monthly Report was received.

There was no Dog Control Officers Monthly Report.

A motion was made by Councilman Wittmeyer and seconded by Supervisor Hubert reappointing Charles G. Decker as a member of the Planning Board. Term to expire February 1, 1990.

five (5) ayes

Carried

A letter was read from Karen Klinczar, Chairman of the Conservation Advisory Council relative to the Grading and Drainage Ordinance.

Under unfinished business, the Board took up the question of the Dumpster Ordinance. Supervisor Hubert stated that there were none in the local areas. Town Attorney Maxwell stated this is the jurisdiction of the Erie County Health Department and that is the reason there is no ordinance in this area.

Mrs. Bobseine pointed out she had come to the Town as she had not gotten any results from the County. She asked that a dumpster ordinance be passed before she has to take the matter to court.

Councilman Wittmeyer stated he had spent time on this problem and felt that an ordinance would effect every business and some of them just did not have the room as their lots are small.

Supervisor Hubert stated he felt this was the responsibility of the Erie County Health Department and not the town's responsibility.

Mr. McDonald, owner of McDonald's Tavern, stated he checks the dumpster and it is always clean.

A motion was made by Councilman Wittmeyer and seconded by Supervisor Hubert to not pass a Dumpster Ordinance in the Town of Boston. A vote was taken which resulted as follows:

Councilman Wittmeyer	Voting	aye
Councilman Zimmerman	Voting	abstaining
Councilman Faulring	Voting	abstaining
Councilman Wohlhueter	Voting	aye
Supervisor Hubert	Voting	aye

three (3) ayes

two (2) abstaining

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Faulring to adjourn at 8:30 P. M.

Herbert H. Klein

Herbert H. Klein, Town Clerk

TOWN OF BOSTON



At a Regular Meeting of the Town Board of the Town of Boston, Erie County, New York, held at the Boston Town Hall, 8500 Boston State Road, Boston, New York, in said Town on the 2nd day of February, 1983 at 7:30 P. M., Eastern Standard Time, there were present:

Jerome Hubert	Supervisor
Milton Wittmeyer	Councilman
David Zimmerman	Councilman
Esther Faulring	Councilman
Don A. Wohlhueter	Councilman

The following resolution was offered by Supervisor Hubert who moved its adoption:

WHEREAS, the Erie County Legislature has expressed their deep concern over the spiraling cost of natural gas by adopting a resolution supporting Congressman Nowak's legislation HR 232 to freeze gas prices for six months, and

WHEREAS, the Boston Town Board shares that concern and adopted a resolution on February 1, 1983, supporting the County Legislature's action, and

WHEREAS, the Boston Town Board is cognizant of that fact that the Erie County Legislature has the power to impose or lift county sales tax, and

WHEREAS, there presently is a 3% county sales tax added to each fuel bill rendered by the utility companies.

NOW THEREFORE BE IT RESOLVED, that the Boston Town Board urges the members of the Erie County Legislature to take immediate action in lowering fuel heating bills by removing the 3% county sales tax placed on those bills.

Seconded by Councilman Faulring and duly put to a vote which resulted as follows:

Supervisor Hubert	Voting	aye
Councilman Wittmeyer	Voting	aye
Councilman Zimmerman	Voting	aye
Councilman Faulring	Voting	aye
Councilman Wohlhueter	Voting	aye

Herbert H. Klein

Herbert H. Klein, Town Clerk

TOWN OF BOSTON



At a Regular Meeting of the Town Board of the Town of Boston, Erie County, New York, held at the Boston Town Hall, 8500 Boston State Road, Boston, New York, in said Town on the 2nd day of February, 1983 at 7:30 P. M., Eastern Standard Time, there were present:

Jerome Hubert	Supervisor
Milton Wittmeyer	Councilman
David Zimmerman	Councilman
Esther Faulring	Councilman
Don A. Wohlhueter	Councilman

The following resolution was offered by Supervisor Hubert who moved its adoption:

WHEREAS, as the Town Board of the Town of Boston is concerned about the increasing cost of natural gas and the ability of the residents of Boston to pay for this vital utility service, and

WHEREAS the Town Board of the Town of Boston on December 1, 1982, adopted a resolution urging immediate action by the Federal Energy Regulatory Commission to control the rising cost of natural gas, and

WHEREAS, the Erie County Legislature adopted a resolution on January 20, 1983 supporting HR 232 introduced by Congressman Henry J. Nowak which will freeze wellhead prices of natural gas for six months while Congress reviews the impact of the Natural Gas Policy Act of 1978 and make necessary revisions in the law, and

WHEREAS, the Erie County Legislature has solicited the support of other municipal bodies in Erie County.

NOW THEREFORE BE IT RESOLVED, that the Boston Town Board supports the Erie County Legislature and Congressman Henry Nowak in expressing their support for enactment of HR 232.

AND FURTHER BE IT RESOLVED, that a certified copy of this resolution be sent to President Ronald Reagan, United States Senators Daniel Moynihan and Alfonse D'Amato, Congressmen Jack Kemp and Henry Nowak, County Executive Edward Rutkowski and the Erie County Legislature.

Seconded by Councilman Wittmeyer and duly put to a vote which resulted as follows:

Supervisor Hubert	Voting _____ aye _____
Councilman Wittmeyer	Voting _____ aye _____
Councilman Zimmerman	Voting _____ aye _____
Councilman Faulring	Voting _____ aye _____
Councilman Wohlhueter	Voting _____ aye _____

Herbert H. Klein
Herbert H. Klein, Town Clerk

TOWN OF BOSTON



At a Regular Meeting of the Town Board of the Town of Boston, Erie County, New York, held at the Boston Town Hall, 8500 Boston State Road, Boston, New York, in said Town on the 2nd day of February, 1983, at 7:30 P. M., Eastern Standard Time, there were present:

Jerome Hubert	Supervisor
Milton Wittmeyer	Councilman
David Zimmerman	Councilman
Esther Faulring	Councilman
Don A. Wohlhueter	Councilman

The following resolution was offered by Councilman Zimmerman who moved its adoption.

WHEREAS, the Town of Boston has received from Erie County the 1982-83 Snow Removal Contracts providing for the payment of \$900.00 per lane mile for 46.72 lane miles.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Boston hereby authorizes Boston Supervisor Jerome Hubert to execute the contracts on behalf of the Town of Boston.

Seconded by Councilman Wittmeyer and duly put to a vote which resulted as follows:

Supervisor Hubert	Voting	<u>aye</u>
Councilman Wittmeyer	Voting	<u>aye</u>
Councilman Zimmerman	Voting	<u>aye</u>
Councilman Faulring	Voting	<u>aye</u>
Councilman Wohlhueter	Voting	<u>aye</u>

AYES: 5 NOES: 0 ABSENT: 0

Herbert H. Klein
Herbert H. Klein, Town Clerk

Regular Meeting
February 16, 1983

Town Hall
7:30 P.M.

Present were Councilman Milton Wittmeyer, Councilman David Zimmerman, Councilman Esther Faulring, Councilman Don Wohlhueter, Supervisor Jerome Hubert, Town Attorney Charles Maxwell and Highway Superintendent Clarence Kreitzbender.

A motion was made by Councilman Zimmerman and seconded by Councilman Wittmeyer that the minutes of the February 2, 1983 Regular Town Board Meeting be approved.

five (5) ayes

Carried

A motion was made by Councilman Faulring and seconded by Councilman Wohlhueter that the General Fund and Special District Bills in the amount of \$6,094.48 be paid.

five (5) ayes

Carried

A letter was received from Erie County Legislator Marie Richardson advising of action taken at the February 3, 1983 session of the Legislature. Town Clerk Klein pointed out the items of interest to Boston and advised that the letter would be on file in the Town Clerk's Office. The letter was received and filed.

A letter was read from Philip Frandina, Erie County Commissioner of Public Works relative to the Town Board's request that repairs be made on Boston Cross Road in the vicinity of the sewer construction. Supervisor Hubert directed that a copy of the letter from Mr. Frandina be sent to the complaintant on Boston Cross Road.

A letter was read from Major Tonzi of the New York State Police advising that he and Lt. Gleason would be at the informational meeting with Town residents and the New York State Police on February 24, 1983. The letter was received and filed.

A motion was made by Councilman Zimmerman and seconded by Councilman Wohlhueter authorizing the Town Clerk to advertise for bids for Eden Site #1 Booster Pump Station to be opened on March 1, 1983 at 3:00 P. M.

five (5) ayes

Carried

A letter was read from Steven J. Doleski, Regional Permit Administrator, New York State Department of Environmental Conservation relative to the SEQR lead agency designation on the proposed Phelps-Dodge Fuel Corporation pipeline. A motion was made by Supervisor Hubert and seconded by Councilman Wittmeyer requesting the New York State Department of Environmental Conservation to be the lead agency on the proposed Phelps Dodge Fuel Corporation pipeline and to further advise that the Town Board has no objection to the compressor site per se.

five (5) ayes

Carried

A motion was made by Supervisor Hubert and seconded by Councilman Zimmerman to approve the position of MEO in the Highway Department.

five (5) ayes

Carried

A motion was made by Councilman Zimmerman and seconded by Councilman Faulring appointing Leroy Pfarner as MEO in the Highway Department.

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Wohlhueter to set the deductible for collision on the Police Car at \$500.00 as recommended by the Insurance Committee.

five (5) ayes

Carried

Town Clerk Klein reported that he had received a copy of the Storage Grant with National Fuel Gas. The Grant was received and filed.

Town Clerk Klein stated he had not heard from the trailer park owners in answer to his letter of January 6, 1983 advising that their Mobile Home Park license fees were due. Supervisor Hubert directed the Town Clerk to send them another letter and giving them until March 15th to respond.

Town Clerk Klein reported that the cheese distribution would be on February 24, 1983 from 10:00 A. M. to 4:00 P. M. at the Boston Town Hall.

RESOLUTION - COUNTY PRICE ON HIGHWAY SUPPLIES

At 7:45 P. M. a Public Hearing was held to consider Local Law #1 - 1983 requiring the issuance of a permit prior to the commencement of any work, construction or excavation upon any Town property or any portion of the right-of-way of a town highway within the Town of Boston, New York. The Legal Notice was read by the Town Clerk. Town Clerk Klein advised that notice of the hearing on the proposed law was sent to the Boston Drainage Committee, Boston Conservation Advisory Council, Boston Planning Board, Erie County Department of Environment and Planning and New York State Department of Environmental Conservation. Town Clerk Klein stated he had received a call from the Erie County Department of Environment and Planning asking for a waiver of the fee and bonding for the County and that a letter would be sent relative to the County's concerns.

Supervisor Hubert explained the reason the Local Law is being considered is because of the problems with the construction companies working on the sewers and the Local Law will give the town a hammer if the contractor does not fix up the roads as the town will have a bond to use to do it themselves and the construction company will have to pay. Supervisor Hubert further stated he had been asked if this would affect the homeowner when the tap-ins were made and he stated no it would not as that is done on private property not town property.

Charles Decker asked if this Local Law would affect the contracts already let and started and Town Attorney Maxwell stated no it will not be retroactive. This will only affect the work coming up.

Joe Stang, Taylor Road stated maybe the sewer tap is on private property, but maybe it isn't. Supervisor Hubert stated this law is not intended for permits for the private homeowners or the contractor that goes to the private owner. He stated that most of the sewer tap-ins will be on private property and the law is just to protect town roads. Mr. Stang asked if the town roads were not bonded by the County as the organization putting in the sewers. Supervisor Hubert stated a letter was sent to the county when a complaint was received on the condition of the Boston Cross Road. He also said that he had a letter that stated Thornwood Drive was fixed until it would be rehabilitated in the Spring, but there were problems that constituted a traffic hazard and they said it would not be fixed. He stated that he felt they could at least make it safe for the residents.

Miles Jones, LuDon Drive asked about the effect this would have on the utilities in an emergency situation, would they have to get a permit before they could proceed with the repair. Supervisor Hubert stated they would be affected. Town Clerk Klein pointed out that he felt they may come under the Blanket Surety Bond. Town Attorney Maxwell stated that the comments would be considered and and minor modifications would be made in the Local Law.

David Woelfling, Thornwood Drive questioned any additional costs to utilities as he did not feel they should be penalized by offering a service.

Mr. Jones stated he was not questioning the cost, but the delay in service.

A motion was made by Councilman Wittmeyer and seconded by Councilman Wohlhueter to close the Public Hearing.

five (5) ayes

Carried.

Councilman Wohlhueter stated that the Youth Service Committee would be meeting at 9:00 P. M. tonight and tomorrow at 8:00 P. M. the Conservation Advisory Council would be meeting and Legislator Richardson would be there to discuss public access to Lake Erie.

Councilman Zimmerman advised that the Capital Improvements Committee met last Thursday and the next meeting would be on March 10, 1983.

A letter was read from the Planning Board with comments relative to the rezoning request of Herbert Warren, 9220 Boston State Road. A motion was

LEGAL NOTICE
TOWN OF BOSTON

NOTICE IS HEREBY GIVEN that there has been presented to the Town Board, Town of Boston, Erie County, New York on January 19, 1983, a copy of Local Law Number 1 of the year 1983, entitled a Local Law requiring the issuance of a permit prior to the commencement of any work, construction or excavation upon any Town property or any portion of the right-of-way of a Town highway within the Town of Boston, New York.

NOTICE IS FURTHER GIVEN that the Town Board of the Town of Boston will conduct a public hearing on the aforesaid proposed Local Law at the Boston Town Hall, 8500 Boston State Road, on Wednesday, February 16, 1983 at 7:45 P.M., Eastern Standard Time.

At this hearing at the time and place noted, all interested parties will be heard for or against said Local Law.

Herbert H. Klein
Town Clerk
Town of Boston
January 21, 1983

1-27

made by Councilman Wohlhueter and seconded by Councilman Faulring setting a Public Hearing on the rezoning request of Herbert Warren for April 6, 1983 at 8:00 P. M.

five (5) ayes

Carried

Upon the written request of the Boston Planning Board a motion was made by Councilman Zimmerman and seconded by Councilman Wittmeyer to approve the officers of the Planning Board as follows:

Chairman	Charles R. Pettit
Vice Chairman	Thomas Finger
Secretary	Charles Decker

five (5) ayes

Carried

A letter was read from the Planning Board relative to the permit application of Peter Zerbrowski. Town Clerk Klein stated he had received the revisions from Zerbrowskis mentioned in the letter and he would forward it to the Planning Board.

The annual report of the Boston Planning Board was received. Town Clerk Klein stated this would be on file in the Town Clerk's office.

A notice was read from the Youth Service Committee advising of officers for 1983.

The Drainage Committee Annual Report was received. Town Clerk Klein stated it would be on file in the Town Clerk's Office.

A motion was made by Councilman Zimmerman and seconded by Supervisor Hubert reappointing Walter Zelasko as a member of the Drainage Committee. Term to expire December 31, 1985.

five (5) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Faulring to advance Building Inspector Charles Decker \$200.00 for a seminar he will be attending in March at Evansville relative to Fire Inspections.

five (5) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Zimmerman to adjourn at 8:15 P. M.

Herbert H. Klein

Herbert H. Klein
Town Clerk

TOWN OF BOSTON



At a Regular Meeting of the Town Board of the Town of Boston, Erie County, New York, held at the Boston Town Hall, 8500 Boston State Road, Boston, New York, in said Town on the 16th day of February, 1983, at 7:30 P. M., Eastern Standard Time, there were present:

Jerome Hubert	Supervisor
Milton Wittmeyer	Councilman
David Zimmerman	Councilman
Esther Faulring	Councilman
Don A. Wohlhueter	Councilman

The following resolution was offered by Councilman Wohlhueter who moved its adoption:

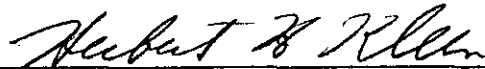
WHEREAS, the Town of Boston is desirous of being able to purchase highway materials under county bids.

NOW THEREFORE BE IT RESOLVED that the Town of Boston solicit the Director of Purchasing of Erie County to have the County Executive request a Resolution from the Erie County Legislature to direct the Director of Purchase to include the Town of Boston in County Exhibit B, which will allow the Town to make purchases through the County bidding procedure.

FURTHER BE IT RESOLVED that a copy of this resolution be sent to Erie County Executive Edward Rutkowski, Legislator Marie Richardson and Director of Purchasing Richard Heller.

Seconded by Supervisor Hubert and duly put to a vote which resulted as follows:

Supervisor Hubert	Voting _____ aye _____
Councilman Wittmeyer	Voting _____ aye _____
Councilman Zimmerman	Voting _____ aye _____
Councilman Faulring	Voting _____ aye _____
Councilman Wohlhueter	Voting _____ aye _____


Herbert H. Klein, Town Clerk

I, HERBERT H. KLEIN, TOWN CLERK of the Town of Boston, Erie County, New York, DO HEREBY CERTIFY: I have compared the annexed extract of the minutes of the meeting of the Town Board of said Town of Boston, New York including the resolution contained therein, held on the 16th day of February, 198 with the original thereof on file in my office and that the same is a true and correct copy therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 18th day of February, 1983.

Herbert H. Klein

Herbert H. Klein, Town Clerk

SEAL

Regular Meeting
March 2, 1983

Town Hall
7:30 P.M.

Present were Councilman Milton Wittmeyer, Councilman David Zimmerman, Councilman Esther Faulring, Councilman Don Wohlhueter, Supervisor Jerome Hubert, Town Attorney Charles Maxwell and Highway Superintendent Clarence Kreitzbender.

A motion was made by Councilman Wittmeyer and seconded by Councilman Faulring that the minutes of the February 16 Regular Meeting be approved.

five (5) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Zimmerman that the Town Clerk's Monthly Report be accepted.

five (5) ayes

Carried

A motion was made by Councilman Faulring and seconded by Councilman Wohlhueter that the General Fund and Special District Bills in the amount of \$10,871.66 be paid.

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Faulring that the Highway Bills in the amount of \$10,531.71 be paid.

five (5) ayes

Carried

A letter was read from Legislator Marie Richardson acknowledging receipt of the Town Board's resolutions on County bid prices and sales tax on utility bills. The letter was received and filed.

A letter was received from the State of New York State Board of Equalization and Assessment advising that the final State Equalization rate for the Town of Boston for 1983 is 9.05. Supervisor Hubert explained this is up from last year and this means that school taxes will remain even or would be reduced slightly for Town of Boston residents. The letter was received and filed.

A notice was received from the New York State Department for Youth advising that the amount of 1983 State Aid for the Youth program will be \$9,148.13. The notice was received and filed.

A letter was received from Legislator Marie Richardson advising of action taken at the February 17th session of the Erie County Legislature. Town Clerk Klein stated this letter would be on file in his office for anyone interested. The letter was received and filed.

A letter was read from the Boston Chamber of Commerce Board of Directors advising that it was the unanimous decision of the Business and Development Committee, who had looked at the dumpster parked in the rear of McDonald's Tavern, that there is no cause for further action against McDonald's Tavern. The letter was received and filed.

A notice was received from New York State Electric and Gas advising of a change in Street Lighting as authorized in a Town Board resolution of October 28, 1982. The change is as follows:

INSTALLED

1 - 5200 MA, HPS

P- 365, L-789
Boston State Road

A letter was read from Pat Rooney, 7546 Valley Circle Lane, saluting the Boston Signal. The letter was received and filed.

Miles Jones, Lu Don Drive, stated that it is obvious that the Board meetings are preplanned and sometimes they are hard to follow the action. He further stated he felt that sometimes a reaction gets going instead of an action. Mr. Jones pointed out that at the budget hearing different ones in the audience had things to say and he felt some of the things were worthy of consideration, but the budget hearing was closed and immediately the budget was passed. He stated that he felt as a courtesy the Board could have hesitated or tabled it to a later date. Mr. Jones stated that it gave the feeling that the Board did not care.

Mr. Jones referred to the recent Public Meeting held on the State Police. He stated he felt the State Police were providing a service to the Town as does National Fuel, New York State Electric and Gas and New York Telephone, yet he did not think the Board would react as they did to an editorial about National Fuel.

Upon the written request of Helen Gross, President of the Boston Democratic Club, a motion was made by Councilman Wittmeyer and seconded by Supervisor Hubert granting permission to the Boston Democratic Club to use the Boston Town Park and Community Room for their annual Easter Egg Hunt on April 2, 1983 at 1:00 PM.

five (5) ayes

Carried

Upon the written request of the Flying Knights of Hamburg, New York, Inc. a motion was made by Councilman Faulring and seconded by Councilman Wohlhueter to renew the permit of the Flying Knights of Hamburg, Inc. to operate and fly model airplanes at the County Park property on Feddick Road under the same conditions as previously issued. Permit to expire May 1, 1984.

five (5) ayes

Carried

Upon the written request of Calspan Corporation, a motion was made by Councilman Wittmeyer and seconded by Councilman Zimmerman to renew the Mobile Radar Trailer Permit of Calspan Corporation parked on the Oscar Rabus property, Cole Road under the same terms as previously set. Permit to expire May 31, 1984.

five (5) ayes

Carried

A letter was read from John Falkides owner of the Boston Hills Trailer Park in answer to a letter from the Town Board relative to the license fee due on the Trailer Park. Supervisor Hubert stated that he had drafted a letter to Mr. Falkides which would be sent in the next couple of days.

An application was received from Terry Zeckser, 8219 Boston State Road, for a storage building. As this area is zoned business, the request was referred to the Planning Board for their discussion and recommendation.

Town Clerk Klein reported that on March 1, 1983, bids were received for the Pump and Electrical Equipment at the Eden Booster Site #1 as follows:

CONTRACT A - PUMPING UNITS AND APPURTENANCES

Pump and Compressor Equipment Company
570 Elk Street
Buffalo, New York 14210

Galuber & Carpenter
3940 Broadway
Buffalo, New York 14227

\$11,988.00

\$12,480.00

Erb Company, Inc.
1400 Seneca Street
Buffalo, New York 14210
\$13,746.00

CONTRACT B - ELECTRICAL CABINETS AND EQUIPMENT

Galuber & Carpenter
3940 Broadway
Buffalo, New York 14227

\$17,000.00

Mr. Daniel Green of Edwards and Moncreiff advised that they had estimated the bid on the Electrical Cabinets to be \$20,000.00 and as there was only one bid for this they had studied it and determined it was a fair bid.

Upon the recommendation of Daniel Green, Staff Engineer of Edwards and Moncreiff, a motion was made by Supervisor Hubert and seconded by Councilman Zimmerman to award the bids for Pump and Electrical Equipment on Eden Booster Site #1 as follows:

CONTRACT A - PUMPING UNITS AND APPURTENANCES

Pump and Compressor Equipment Company
570 Elk Street
Buffalo, New York 14210

\$11,988.00

CONTRACT B - ELECTRICAL CABINETS AND EQUIPMENT

Glauber & Carpenter, Inc.
3940 Broadway
Buffalo, New York 14227

\$17,000.00

five (5) ayes

Carried

RESOLUTION - Orchard Park Water #17 - Albert Ives

The Supervisor's Monthly Financial Report was received.

Supervisor Hubert reported that the following resolutions had been presented at the Association of Towns Meeting in New York City.

- 1 - State Revenue Sharing - Approved
- 2 - Federal Revenue Sharing - Approved
- 3 - Hazardous Materials - Storage and Transportation - Approved
- 4 - Small Claims Assessment Procedure - Approved
- 5 - Tier 3 Pensions - Disapproved
- 6 - Labor Negotiations - Taylor Law - Approved

He further stated that there were some excellent seminars.

A motion was made by Supervisor Hubert and seconded by Councilman Wittmeyer to accept the suggestions of the 1960's Youth Group to distribute the 1960's Youth Group monies as follows:

- \$500.00 - Purchase of Books for the Boston Library
- \$1,953.50 Plus all interest accumulated over and above the \$5,953.50 presently in the fund at the time the youth made the recommendations to go to the Boston Lion's Club Shelter.
- \$2,500.00 - Boston League for the Handicapped for Playground Equipment
- \$500.00 - Boston Fire Company for use of their facility
- \$500.00 - Boston Teencenter

five (5) ayes

Carried

Supervisor Hubert thanked the Youth Group of 1960 for these funds.

Supervisor Hubert stated that he had received a call from Cable TV and had been advised that there would be service in the North Boston area sometime in April.

Supervisor Hubert reported that the Senior Citizen's van is not being used in Boston because after a study was made of its uses, it was determined that two people from Boston were using the van at a cost of \$150.00 per trip. He noted that he had gone to the Senior Citizens Club with these figures and they agreed it was an exorbitant sum. Supervisor Hubert further advised that the study further showed that the Town of Boston had a 3% use and were charged 15% of its operating costs, but when the Supervisors had gotten together to try to work out a formula they could not agree, so the van was discontinued in Boston, Eden and Orchard Park. Supervisor Hubert stated he had only received one call on this and had advised the caller to contact the Town Hall when they needed to go to the Doctor and someone would take her. He noted that the money spent on the van was from the Senior Citizen's Budget so this would again revert to their coffers. He noted he would keep the townspeople posted on this matter.

The Town Justice Monthly Report was received.

RESOLUTION - "CHIPS"

Councilman Wohlhueter stated he had also received a call from Cable TV and the roads that would get service in April were Eckhardt Road, Herman Hill Road, East Lane, West Lane, Morningside, Pinecrest Terrace, Edgewood Terrace, Taylor Road, North Boston Road, Henrich Road and Valley Circle Lane.

Councilman Wohlhueter pointed out that Baseball and Softball Registration would be on March 5th and 12th and that the fee had been raised \$5.00. He further advised that the fee would be waived if it presents any hardship and no child would be denied the right to play baseball.

Councilman Zimmerman questioned the fixing of the water tank on Brown Hill Road and was advised that the tank was fixed and the cost had been covered by Insurance.

Town Clerk Klein stated that the HEAP Program would be in Boston on March 17, 1983 from 9:00 A. M. to 4:00 P. M. and for Senior Citizens on March 18, 1983 from 1:00 P. M. to 4:00 P. M. He further advised there would be another cheese giveaway in March.

The Boston Police Department monthly report was received.

There was no Building Inspector's Monthly Report as Mr. Decker is out of town.

No Dog Control Officer's Monthly Report was received.

Karen Klinczar asked that the appointment of a member of the Conservation Advisory Council be tabled to the April 6th meeting.

RESOLUTION - ACCESS TO LAKE ERIE

RESOLUTION - HIGHWAY TAX FOR RECREATION

A motion was made by Councilman Zimmerman and seconded by Supervisor Hubert to adjourn at 8:25 P. M. in memory of Leo G. Stromecki. - RESOLUTION ATTACHED.



Herbert H. Klein
Town Clerk

TOWN OF BOSTON



At a regular meeting of the Town Board of the Town of Boston, Erie County, New York, held at the Boston Town Hall, 8500 Boston State Road, Boston, New York, on the 2nd day of March, 1983, at 7:30 P. M., Eastern Standard Time, there were

PRESENT:	Jerome Hubert	Supervisor
	Milton Wittmeyer	Councilman
	David Zimmerman	Councilman
	Esther Faulring	Councilman
	Don Wohlhueter	Councilman

Councilman Wittmeyer presented the following resolution and moved its adoption.

RESOLVED, that the Town Board of the Town of Boston, Erie County, New York, hereby consents and approves that public water service be furnished to the following property owner, residing at the address as set opposite their name, as follows:

<u>SBL ACCOUNT NUMBER</u>	<u>NAME</u>	<u>ADDRESS</u>
211.00-3-25	Albert R. Ives	6405 Ward Road, Boston, New York

By Water District #17 of the Town of Orchard Park as an out-of-district customer, and that the Town Board further consents and approves that in the event of a default in payment with respect to said water service should result in said sum or sums as may be unpaid may be placed on the Tax Rolls in the Town of Boston for collection thereof and be it further

RESOLVED, that when and if the Town of Boston forms a Water District to service the area in which these petitioners reside, that these petitioners be and are hereby obligated to join the Town of Boston Water District and be it further

RESOLVED, that if the Town of Orchard Park Water District involved is under Lease Management with the Erie County Water Authority that the permission granted above be and hereby is subject to the approval of the Erie County Water Authority's Engineering and Tariff requirements.

Seconded by Councilman Zimmerman and duly put to a vote and upon roll call the vote was as follows:

Supervisor Hubert	Voting	aye
Councilman Wittmeyer	Voting	aye
Councilman Zimmerman	Voting	aye
Councilman Faulring	Voting	aye
Councilman Wohlhueter	Voting	aye

AYES:	5	NOES:	0	ABSENT:	0
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 Herbert H. Klein, Town Clerk

TOWN OF BOSTON



At a regular meeting of the Town Board of the Town of Boston, Erie County, New York, held at the Boston Town Hall, 8500 Boston State Road, Boston, New York, on the 2nd day of March, 1983, at 7:30 P. M., Eastern Standard Time, there were

PRESENT:	Jerome Hubert	Supervisor
	Milton Wittmeyer	Councilman
	David Zimmerman	Councilman
	Esther Faulring	Councilman
	Don Wohlhueter	Councilman

Councilman Zimmerman presented the following resolution and moved its adoption.

WHEREAS, Leo G. Stromecki officially served the Town of Boston as a Constable, Assessor, Town Justice and Supervisor, and

WHEREAS, he served the community with his active participation in the Volunteer Fire Companies, Boston Chamber of Commerce and Boston Lions Club, and

WHEREAS, he faithfully served his Heavenly Father by his active support and participation in his church, and

WHEREAS, his conscientious service was given out of love for his God, Community and Fellowmen, and

WHEREAS, his unexpected death on Friday, February 25, 1983, removes from our midst a friend whose concerns and generous help and support will be missed by all who know him.

NOW THEREFORE BE IT RESOLVED, that the Boston Town Board extends their deepest sympathy to his wife Charlotte and his son Gregory and adjourns this meeting in his memory, and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to his family.

Seconded by Supervisor Hubert and duly put to a vote and upon roll call the vote was as follows:

Supervisor Hubert	Voting	aye
Councilman Wittmeyer	Voting	aye
Councilman Zimmerman	Voting	aye
Councilman Faulring	Voting	aye
Councilman Wohlhueter	Voting	aye

AYES: 5 NOES: 0 ABSENT: 0

Herbert H. Klein

Herbert H. Klein, Town Clerk

TOWN OF BOSTON



At a regular meeting of the Town Board of the Town of Boston, Erie County, New York, held at the Boston Town Hall, 8500 Boston State Road, Boston, New York, on the 2nd day of March, 1983 at 7:30 P. M., Eastern Standard Time, there were

PRESENT:	Jerome Hubert	Supervisor
	Milton Wittmeyer	Councilman
	David Zimmerman	Councilman
	Esther Faulring	Councilman
	Don Wohlhueter	Councilman

Councilman Wohlhueter presented the following resolution and moved its adoption.

WHEREAS, the Sturgeon Point Marina in the Town of Evans represents a valuable facility to New York State residents offering access to Lake Erie for fishing and boating enthusiasts, and

WHEREAS, the New York State Office of Parks and Recreation owns seven boat launch ramps along Lake Ontario and the Niagara River in Erie and Niagara Counties, and

WHEREAS, there are no State owned and operated boat launch ramps along Lake Erie in Erie County thus creating an imbalance in the New York State Park system, and

WHEREAS, Erie County has not received an funds appropriated for Waterway projects through the New York State Environmental Quality Bond Act of 1974, and

WHEREAS, the New York State Department of Environmental Control report entitled Strategic Plan for Economic Development Through the Expansion of Waterway Access on the Great Lakes (1982) identifies Sturgeon Point as an important public access point to the Lake Erie fishery and further recommends that \$2.6 million in State funds be expended for design and rehabilitation work at the marina, and

WHEREAS, the Erie County Legislature has adopted a resolution strongly supporting the inclusion of \$2.6 million in the 1983 State budget for design and rehabilitation work at the Sturgeon Point Marina in the Town of Evans.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Boston supports the Erie County Legislature in their efforts to provide residents of Erie County access to Lake Erie for fishing and boating enthusiasts with a State operated facility at the Sturgeon Point Marina, and

BE IT FURTHER RESOLVED, that certified copies of this resolution be forwarded to the Erie County Legislature, Commissioners of Erie County Department of Environment and Planning, New York State Department of Environmental Conservation, and the New York State Office of Parks and Recreation, Erie County Executive, Governor Mario Cuomo, and the New York State legislative delegation serving Erie County.

Seconded by Councilman Zimmerman and duly put to a vote and upon roll call the vote was as follows:

Supervisor Hubert
Councilman Wittmeyer
Councilman Zimmerman
Councilman Faulring
Councilman Wohlhueter

Voting _____ aye
Voting _____ aye
Voting _____ aye
Voting _____ aye
Voting _____ aye

AYES: 5

NOES: 0

ABSENT: 0

Herbert H. Klein
Herbert H. Klein, Town Clerk

TOWN OF BOSTON



At a regular meeting of the Town Board of the Town of Boston, Erie County, New York, held at the Boston Town Hall, 8500 Boston State Road, Boston, New York, on the 2nd day of March, 1983 at 7:30 P. M. Eastern Standard Time, there were

PRESENT:	Jerome Hubert	Supervisor
	Milton Wittmeyer	Councilman
	David Zimmerman	Councilman
	Esther Faulring	Councilman
	Don Wohlhueter	Councilman

Councilman Wohlhueter presented the following resolution and moved its adoption.

WHEREAS, the recently enacted 5¢ a gallon Federal Fuel Tax Bill diverts the increased tax paid by boaters for marine fuel from the Federal Highway Trust Fund into a special recreational boating trust fund earmarked for boating safety and facilities improvement, and

WHEREAS, this boating trust fund will receive \$45 million a year for five years under the provisions of the law, one-third to be spent on boating safety and two-thirds on improvement of facilities such as docks, marinas and launch ramps, and

WHEREAS, State officials expect to realize \$1 million a year from the boating trust to "plan and implement programs to enhance recreational boating," and

WHEREAS, recreational boating plays an important part in the economic vitality of Erie County and provides an important leisure time activity for our citizens, and

WHEREAS, the County Legislature has adopted a resolution requesting the County Executive, Commissioner of Parks and Commissioner of Of Environment and Planning to take all steps necessary to insure that Erie County receives its fair share of the funds and that the said Commissioners jointly develop a project list and strategy for securing funds under this act;

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Boston supports the County Legislature in their endeavors and commends them for their interest in securing funds to provide recreational boating facilities for the residents of Erie County, and

BE IT FURTHER RESOLVED, that copies of the resolution be forwarded to the Erie County Legislature, County Executive, Commissioner of Environment and Planning and Commissioner of Parks.

Seconded by Councilman Zimmerman and put to a vote and upon roll call the vote was as follows:

Supervisor Hubert	Voting	aye
Councilman Wittmeyer	Voting	aye
Councilman Zimmerman	Voting	aye
Councilman Faulring	Voting	aye
Councilman Wohlhueter	Voting	aye

AYES: 5

NOES: 0

ABSENT: 0

Herbert H. Klein
Herbert H. Klein, Town Clerk

TOWN OF BOSTON



At a Regular Meeting of the Town Board of the Town of Boston, Erie County, New York, held at the Boston Town Hall, 8500 Boston State Road, Boston, New York, in said Town on the 2nd day of March, 1983, at 7:30 P. M., Eastern Standard Time, there were present:

Jerome Hubert	Supervisor
Milton Wittmeyer	Councilman
David Zimmerman	Councilman
Esther Faulring	Councilman
Don A. Wohlhueter	Councilman

The following resolution was offered by Supervisor Hubert who moved its adoption:

WHEREAS, the local municipalities are being burdened by the high cost of road improvement and the related repairs, and

WHEREAS, the local municipalities are in support of any type of assistance that higher governments can allocate through various programs, and

WHEREAS, the State has enacted a meaningful program commonly known as "CHIPS" which is a step in the right direction, and

WHEREAS, budget moves are in a direction to shift or curtail a portion of the current program.

BE IT FURTHER RESOLVED, that the TOWN OF BOSTON requests no cutbacks and if at all possible increase the "CHIPS" program, and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Governor Mario Cuomo, State Senators William Stachowski, Norman Levy and Warren Anderson and Assemblymen William Paxon, Vincent Graber and Stanley Fink.

Seconded by Councilman Zimmerman and duly put to a vote which resulted as follows:

Supervisor Hubert	Voting	aye
Councilman Wittmeyer	Voting	aye
Councilman Zimmerman	Voting	aye
Councilman Faulring	Voting	aye
Councilman Wohlhueter	Voting	aye

AYES: 5

NOES: 0

ABSENT: 0

Herbert H. Klein, Town Clerk

Regular Meeting
March 16, 1983

Town Hall
7:30 P.M.

Present were Councilman Milton Wittmeyer, Councilman David Zimmerman, Councilman Esther Faulring, Councilman Don Wohlhueter, Supervisor Jerome Hubert, Town Attorney Charles Maxwell and Highway Superintendent Clarence Kreitzbender.

A motion was made by Councilman Wittmeyer and seconded by Councilman Wohlhueter that the minutes of the March 2, 1983 Regular Meeting be approved.

five (5) ayes

Carried

A motion was made by Councilman Zimmerman and seconded by Councilman Faulring that the General Fund and Special District Bills in the amount of \$8,269.85 be paid.

five (5) ayes

Carried

A motion was made by Councilman Faulring and seconded by Councilman Wohlhueter that the Highway Bills in the amount of \$892.08 be paid.

five (5) ayes

Carried

A letter was read from the League for the Handicapped, Inc. thanking the Town Board and committee members of the Youth Fund for the donation of \$2,500.00 for playground equipment. The letter was received and filed.

A letter was read from Governor Cuomo's office acknowledging receipt of the Town Board's resolution on Consolidated Highway Improvement Program. The letter was received and filed.

A letter was read from Assemblyman Paxon acknowledging receipt of the Town Board's resolution on CHIPS and the Sturgeon Point Marina. The letter was received and filed.

A letter was received from the White House acknowledging receipt of the Town Board's resolution on natural gas prices. The letter was received and filed.

A Notice of Designation of Restricted Highway was received from the County of Erie and the restricted highway is as follows:

that portion of North Boston Road, C.R. 480A & 480 from East Eden Road to Taylor Road, a distance of 1.3± miles in the Towns of Eden & Boston. Purpose of restriction is the replacement of bridge located 1000'± east of East Eden Road. Restriction to be in effect from March 14, 1983 until completion of project. Work to be done by Firsthyme Construction, Inc., under Project No. CHIPS 480-83.

A letter was read from Ernest Holfoth, Insurance Consultant relative to Public Officials Liability Insurance. Supervisor Hubert directed Town Clerk Klein to send a memo to Town employees and committee heads relative to this letter.

A copy of a letter from Joan Loring, Commissioner of the County of Erie, Department of Environment and Planning to the Erie County Legislature was read relative to funding for recreational boating facilities. Councilman Wohlhueter asked that a copy of the letter be sent to the Conservation Advisory Council.

A letter and a copy of the signed agreement to Spend Highway Monies between the County of Erie and the Boston Highway Department was received and filed.

A letter was read from the Boston Homeowners and Taxpayers Association requesting copies of minutes and warrants of each Town Board Meeting. A motion was made by Supervisor Hubert and seconded by Councilman Zimmerman approving the request of the Boston Homeowners and Taxpayers Association to receive the minutes and warrants of the Town Board Meetings at no charge.

five (5) ayes

Carried

Upon the written request of the Boston Democratic Club a motion was made by Councilman Wittmeyer and seconded by Councilman Wohlhueter granting permission to the Boston Democratic Club to hold a chicken barbeque at the Boston Town Park and Lion's shelter on July 23, 1983 and that they be directed to keep the barbeque pit off of the ball diamonds and the grass.

five (5) ayes

Carried

A motion was made by Councilman Zimmerman and seconded by Councilman Faulring to approve the granting of a 1983 Trailer Park License to Sprague's Trailer Park for 40 lots @ \$25.00 for \$1,000.00.

five (5) ayes

Carried

Town Clerk Klein advised that he had received nothing from the Boston Hills Mobile Home Park and upon the recommendation of Town Attorney Maxwell the Town Clerk was directed by Supervisor Hubert to send a letter to Mr. Falkides, the owner, giving him ten (10) days to make application for a license along with submittal of the fee due and to advise him that if he does not apply within ten days the Town will start proceedings to bring him to the Boston Court for violation of the Trailer Ordinance.

A letter was read from the Boston Planning Board relative to the permit application of Mr. and Mrs. Peter Zebrowski for a showroom and storage building at 7432 Boston State Road. Following discussion a motion was made by Councilman Wittmeyer and seconded by Councilman Wohlhueter to approve the issuing of a building permit to Mr. and Mrs. Peter Zebrowski, 7432 Boston State Road, for a showroom - storage building and that a letter written by Mr. and Mrs. Zebrowski stating the use of the building be a part of the permit.

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Zimmerman to approve the issuing of a building permit to Terry Zeckser for a storage building at 8219 Fisher Drive contingent upon the approval of the Zoning Board of Appeals for a variance and the attachment of a letter to the permit stating that the building is for personal use.

five (5) ayes

Carried

Supervisor Hubert stated he had received a petition signed by residents of the Willow-Thornwood-Park Drives area in Boston asking that these streets be improved and paved because of their condition due to the sewer construction. Supervisor Hubert advised that he had sent a letter to the project engineer and had received a reply that as soon as the batch plants open, around April 1st, restoration work would begin. Supervisor Hubert asked Highway Superintendent Kreitzbender to monitor the work and keep him posted. Supervisor Hubert further stated that he would send a letter to the petition signers advising them of the plans.

Supervisor Hubert stated he had received a letter from the Erie County Department of Senior Services advising that the Governor is proposing a 60% cut in funding to municipalities for Recreation for the Elderly. Supervisor Hubert pointed out that funding is now 50¢ per person and will be cut to 20¢ per person. A motion was made by Supervisor Hubert and seconded by Councilman Faulring to send a letter to the Governor and Legislature strongly opposing this cut in funding for recreation for the Elderly.

five (5) ayes

Carried

RESOLUTION - HUD CORPORATION AGREEMENT

Supervisor Hubert stated he had received a letter from Walter Marquart, 7753 Wohlhueter Road relative to a drainage problem. Supervisor Hubert asked that this letter be referred to the Drainage Committee for their study.

The Tax Collector's Report was received. Collector Klein stated that 78% of the taxes had been collected which he felt was good in view of the economic conditions.

Town Clerk Klein reported that bids had been opened today at 3:00 P. M. for the Spring and Fall Trash Pickup. The bids received are as follows:

Joe Ball Sanitation Service
4053 Milestrip Road
Blasdell, New York 14219

Total Spring and Fall	\$10,745.00	Spring Pickup	\$6,870.00
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CID Refuse
P. O. Box 150
Hamburg, New York 14075

Total Spring and Fall	\$11,098.76	Spring Pickup	\$9,876.50
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Krantz Asphalt Co., Inc.

ALL TYPES OF ROAD ASPHALT APPLIED

PHONE: 823-7145

701 ELK STREET
BUFFALO, N. Y. 14210

March 10, 1983

Town of Boston
8500 Boston State Road
Boston, New York 14025

Attention: Mr. Clarence Kreitzbender Superintendent of Highways

Gentlemen:

Ref: Your request for bids for Liquid Bituminous Materials

Bid Opening: Date March 16th Time Board Meeting

Gentlemen:

We are pleased to quote you the following prices on Liquid Bituminous Materials for the upcoming season. All materials meet current New York State specifications and will be hauled, heated and applied under your supervision and specifications.

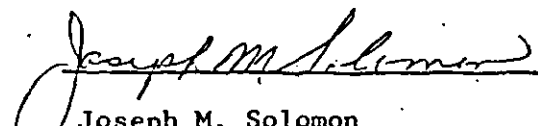
Item	Price per gallon
Asphalt Emulsions:	
RS - 1	<u>.8175</u>
RS - 2	<u>.8175</u>
CRS - 1	<u>.8175</u>
CRS - 2	<u>.8175</u>
Medium Curing Asphalts (MC's), All grades	<u>\$1.30</u>
Asphalt Binder, AC - 5 (64-P)	<u>.93</u>
NYS Crack & Joint Filler	<u>\$1.20</u>

We carry full insurance coverage and N.Y.S. Workmen's Compensation. Certificate of Insurance will be furnished upon request.

Above prices are subject to the New York State Adjustment Clause of the NYS DOT Materials letting for 1983.

Krantz Asphalt Company, Inc.

Incl: Non Collusive Bidding Certification
Corporate Resolution


Joseph M. Solomon
Sales Rep.

Western Bituminous Products

P.O. Box 269 • 505 Como Park Blvd. • Cheektowaga, New York 14225

BID SHEET FOR BITUMINOUS MATERIALS



716 - 861-0051

TO: TOWN OF BOSTON

DATE: MARCH 16, 1983

Gentlemen:

We offer to furnish N. Y. State approved bituminous materials and related services as required and ordered at the prices per gallon listed below:

FURNISHED AND APPLIED

PRICE PER GALLON

1.	Anionic & Cationic Asphalt Emulsions (Surface Treating Grades)	<u>\$.8175</u>
2.	Anionic & Cationic Asphalt Emulsions (Mixing Grades)	<u>.8175</u>
3.	Asphalt Cement (64P)	<u>.93</u>
4.	Medium Curing Asphalt (MC's)	<u>1.30</u>
5.	Road Tars (Rt3 - Rt 9)	<u>1.39</u>
6.	Liquid Calcium Chloride	<u>.50</u>
7.	A.E.P.M. - Dust Oil	<u>.68</u>

ALTERNATE

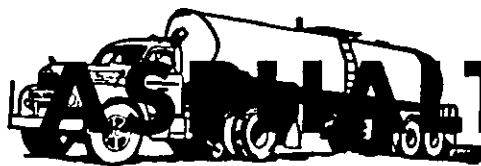
- | | | | |
|----|--------------------------|--|-------------------|
| 1. | Anti-Strip Additive | Add to above | <u> </u> |
| 2. | For Pugmill or Mix-Paver | Add to above | <u>.04</u> |
| 3. | For hand patching | <u>less</u> than 1000 gallons per day add \$ per hour
<u>over</u> 1000 gallons per day no additional charge. | |

Signature

Richard Case

NOTE: Prices quoted are subject to price adjustment clause as defined in New York State (A & T) Liquid Letting

MIDLAND



CORP.

640 YOUNG ST. TONAWANDA, N.Y. 14150

79 COVILLE ST. VICTOR, N.Y. 14564

LIQUID BITUMINOUS MATERIALS

Date: March 16, 1983

Mr. Herbert H. Klein, Town Clerk
Town of Boston
8500 Boston State Road
Boston, New York 14025

We are pleased to quote you on the following Bituminous Materials and related services for the year 1983.

Application is for all necessary labor, equipment, etc. to properly apply, charge, or mix the material purchased for the operation required.

The items listed below will be furnished, heated, hauled and applied through an approved pressure bituminous distributor.

<u>ITEM</u>	<u>TOTAL PRICE PER GALLON</u>
AC-5	<u>.93</u>
MC-30, 70, 250, 800 or 3000	<u>1.30</u>
RS-1	<u>.8175</u>
RS-2	<u>.8175</u>
CRS-2	<u>.8175</u>
HFRS-2	<u>.8175</u>

SEE PAGE 2

LIQUID BITUMINOUS MATERIALS

PAGE 2

The items listed below will be furnished, heated, hauled and applied through an approved Midland Mix-Paver or Stabilization plant.

<u>ITEM</u>	<u>TOTAL PRICE PER GALLON</u>
HFMS-2	<u>.8575</u>
MS-2	<u>.8575</u>
CMS-2	<u>.8575</u>

The item listed below will be furnished, hauled and applied through an approved pressure distributor.

	<u>TOTAL PRICE PER GALLON</u>
1311 Calcium/Sodium/Brine	
3500 gallons or less	<u>.50</u>
3501 gallons or more	<u>.25</u>

All our men and equipment are covered by the proper amounts of workmen's compensation and liability insurance.

The above prices are calculated using the December 31, 1982 Base Average Terminal Price for asphalt cement. The prices are subject to the 1983 New York State, Office of General Services, "asphalt price adjustment" clause as stated in the Bid Proposal for Commodity Group 31501, Bituminous Materials ("A" & "T" Liquid) (Delivered).

MIDLAND ASPHALT CORP.

Donald N. White

Donald N. White
Sales Engineer



SPRINGVILLE PLANT

Herbert H. Klein
Town Clerk - Town of Boston
8500 Boston State Road
Boston, N.Y. 14025

Date: February 16 / 1983
Project: 1983 Highway Materials
Requirements
Prices Effective - March 16, 1983

QUOTATION

Estimated Quantity	Item	Unit	f.o.b. our plant	f.o.b. your project	Disc. if paid by 15th prox.
	Mason Sand				
	Concrete Sand	ton	\$ 3.50		net
	Sand for Ice Control	ton	\$ 2.85		net
	#1A Crushed Gravel	ton	\$ 4.45		net
	#1 Crushed Gravel	ton	\$ 4.45		net
	#2 Crushed Gravel	ton	\$ 4.45		net
	#1&2 Crushed Gravel				
	#3 Gravel (If available)	ton	\$ 4.45		net
	Oversize Gravel				
	Bank Run Gravel	ton	\$ 2.50*		net
	Crusher Run (NY Item 304)	ton	\$ 4.25		net
	Sidewalk Blend				
	Cold Patch - Surface Mix	ton	\$29.25**		net
	Cold Patch - Shoulder Mix	ton	\$19.90**		net
	*Advance notice required for special loading arrangements at the Rt. 39 deposit.				

NOTE: **Prices are based on asphalt f.o.b. the refinery at \$160.00 per ton. If the Price of asphalt exceeds this amount at the time of cold patch shipment, the NYSDOT escalation clause will be used.

Accepted by: _____

Quoted by: Bob Engel Bob Engel

or: _____

Gernatt Asphalt Products, Inc.

A FINANCE CHARGE of 2% per month (24% per annum) (\$1.00 minimum service fee) will be charged on amounts not paid within 30 days from the date of the statement. Acceptance of delivery constitutes acceptance of these terms.



Gernatt ASPHALT PRODUCTS, INC.

TAYLOR HOLLOW ROAD • COLLINS, NEW YORK 14034 • (716) 532-3372

Herbert H. Klein
Town Clerk - Town of Boston
8500 Boston State Road
Boston, N.Y. 14025

Date: February 16, 1983
 Project: 1983 Highway Materials
Requirements
Prices Effective - March 16, 1983

SPRINGVILLE PLANT

QUOTATION - Bituminous Concrete

Estimated Quantity	State Item#	Description	Unit	f.o.b. our plant	f.o.b. your project	Disc. if paid by 15th prox.
	403.11	Type 1 (dense base)	ton			net
	403.12	Type 2 base	ton			
	403.13	Type 3 (dense) binder	ton	\$ 24.60*		net
	403.14	Type 4 binder	ton	\$ 22.10*		net
	403.15	Type 5 shim	ton			
	403.16	Type 6 top (1A)	ton	\$ 27.65*		net
	403.17	Type 6F top(1AF)	ton			
	403.18	Type 7 top (1AC)	ton	\$ 28.40*		net
	403.19	Type 7F top (1ACF)	ton			
	403.20	Type 9F top	ton			
	403.21	Truing & level	ton			

x *Prices are based on asphalt fob the refinery at \$160.00 per ton. If the price of asphalt exceeds this amount at the time of black top shipment, the NYSDOT escalator clause will be used.

Accepted by: _____

Quoted by: Bob Engel Bob Engel

_____: GERNATT ASPHALT PRODUCTS, INC.

A FINANCE CHARGE of 2 % per month (24% per annum) (\$1.00 minimum service fee) will be charged on amounts not paid within 30 days from the date of the statement. Acceptance of delivery constitutes acceptance of these terms.



CHAFFEE PLANT

Herbert H. Klein
Town Clerk - Town of Boston
8500 Boston State Road
Boston, N.Y. 14025

Date: February 16 / 1983
Project: 1983 Highway Materials
Requirements
Prices Effective - March 16, 1983

Q U O T A T I O N

Estimated Quantity	Item	Unit	f.o.b. our plant	f.o.b. your project	Disc. if paid by 15th prox.
	Mason Sand				
	Concrete Sand	ton	\$ 3.20		net
	Crusher Sand				
	Sand for Ice Control	ton	\$ 2.60		net
	#1A Crushed Gravel	ton	\$ 4.20		net
	#1 Crushed Gravel	ton	\$ 4.20		net
	#1 Round Gravel	ton	\$ 4.05		net
	#2 Crushed Gravel	ton	\$ 4.20		net
	#1&2 Crushed Gravel	ton	\$ 4.20		net
	#3 Gravel (If available)	ton	\$ 4.20		net
	Oversize Gravel				
	Bank Run Gravel	ton	\$ 2.35		net
	Crusher Run (NY Item 304)	ton	\$ 3.60		net
	Sidewalk Blend				
	Cold Patch - Surface Mix	ton	\$25.75*		net
	Cold Patch - Shoulder Mix	ton	\$19.90*		net

NOTE: *Prices are based on asphalt f.o.b. the refinery at \$160.00 per ton. If the price of asphalt exceeds this amount at the time of cold patch shipment, the NYSDOT escalator clause will be used.

Accepted by: _____ Quoted by: Bob Engel
For: _____ Gernatt Asphalt Products, Inc.

A FINANCE CHARGE of 2% per month (24% per annum) (\$1.00 minimum service fee) will be charged on amounts not paid within 30 days from the date of the statement. Acceptance of delivery constitutes acceptance of these terms.

HANOVER SAND & GRAVEL, INC.

ALLEGHANY ROAD
SILVER CREEK, N. Y. 14136

PIT: 934-3698

OFFICE: 934-4511

PRICE QUOTE

Date February 28, 1983

NAME Town of Boston

ADDRESS 8500 Boston State Road

Boston, New York 14025

	PRICE PER TON	
	F. O. B.	DELIVERED
Creek Run Gravel or Fill	3.00	
Top Soil	5.50	SEE
No. 1 and 2 Stone	5.30	
No. 1	5.70	NOTE
Grit	3.20	
Special Crushed Gravel	4.20	BELOW
Special Crushed Stone	6.80	
No. 1 A Stone	5.30	
No. 1 B Stone	5.30	
-1 Slag	7.00	
# 2 or # 3 Slag	7.50	

DELIVERY POINT: current rate at the time of delivery will
apply.

PRICE QUOTE EFFECTIVE THRU: 3/15/83-3/1/84

SIGNED BY: Norman A. Sackett, Pres.

Norman A. Sackett, President

BUFFALO SLAG

2544 Clinton Street
Buffalo, NY 14224
(716) 826-7310

March 8, 1983

Town of Boston
Boston Town Hall
8500 Boston State Road
Boston, NY 14025

RE: Aggregate Requirements - 1983

BID DATE: March 16, 1983

We are pleased to submit our bid for Crushed Stone Aggregates as follows:

<u>N.Y. SIZE NO.</u>	<u>F.O.B. TRUCKS, CHEEKTOWAGA, NY PLT#21</u>
#1A Stone	\$6.10 Net per net ton
#1 Stone	5.50 " " " "
#2 Stone	5.00 " " " "
#1 & 2 Mixed Stone	5.25 " " " "
#3A Stone	4.85 " " " "
-1" Crusher Run	4.75 " " " "
-2" Crusher Run	3.90 " " " "
Add for Delivery Per Ton	2.25 " " " "

The above materials are available at our Cheektowaga Plant #21, Town of Cheektowaga, Erie County.

All Crushed Stone aggregates meet N.Y. State Dept. of Transportation specifications and are quoted net per net ton with no discount.

Thank you for this opportunity of submitting our quotation.

BUFFALO SLAG


D. E. Hulslander
Vice President

DEH:vcw

BUFFALO SLAG

2544 Clinton Street
Buffalo, NY 14224
(716) 826-7310

March 8, 1983

Town of Boston
Boston Town Hall
8500 Boston State Road
Boston, NY 14025

RE: Bituminous Concrete - 1983

BID DATE: March 16, 1983

We are pleased to submit our bid for Bituminous Concrete as follows:

<u>TYPE</u>	<u>F.O.B - Como Plant #51</u>	<u>F.O.B - Woodlawn Plant #50</u>
Type 1 Base	\$22.00	\$22.75
Type 2 Base	19.30	20.05
Type 3 Binder	22.50	23.25
Type 5 Shim Course	26.50	27.25
Type 6 Top Course	24.25	25.00
Type 7 Top Course	25.10	25.85
Type 8 Top Course	25.40	26.15
Type 9 Top Course	24.05	24.80
Truing & Leveling	25.10	25.85
Blacktop Delivery Per Ton	3.25	3.00

All items meet N.Y.S. Dept. of Transportation specifications and are quoted net per net ton with no discount.

New York State Asphalt Escalation Based @ 155.20 per ton, form attached.

Thank you for this opportunity of submitting our quotation.

BUFFALO SLAG


D. E. Hulslander
Vice President

DEH;vcw
Attach

BUFFALO SLAG

2544 Clinton Street
Buffalo, NY 14224
(716) 826-7310

March 8, 1983

Town of Boston
Boston Town Hall
8500 Boston State Road
Boston, NY 14025

RE: Aggregate Requirements - 1983

BID DATE: March 16, 1983

We are pleased to submit our bid for Crushed Blast Furnace Slag Aggregates as follows:

<u>N.Y. SIZE NO.</u>	<u>F.O.B. TRUCKS, WOODLAWN, NY PLT#81</u>
#1A Slag	\$7.25 Net per net ton
#1 Slag	6.75 " " " "
#1 & 2 Mixed Slag	5.65 " " " "
#2 Slag	5.00 " " " "
#3A Slag	5.00 " " " "
#3 & 4 Mixed Slag	5.00 " " " "
Run of Bank	2.75 " " " "
-2" Crusher Run	4.75 " " " "
-3" Crusher Run	4.75 " " " "
Screenings	4.95 " " " "
Roofing Slag #1	6.75 " " " "
Add for Delivery Per Ton	1.75 " " " "

The above materials are available at our Woodlawn Plant #81, Town of Hamburg, Erie County.

All Crushed Slag aggregates meet N.Y. State Dept. of Transportation specifications and are quoted net per net ton with no discount.

Thank you for this opportunity of submitting our quotation.

BUFFALO SLAG


D.E. Hulslander
Vice President

DEH:vcw

**BUFFALO CRUSHED STONE**

Black Top and Crushed Stone
8615 Wehrle Drive
Williamsville, New York 14221
(716) 633-4600

March 16, 1983

Town of Boston
8500 Boston Stateroom
Boston, N.Y. 14025

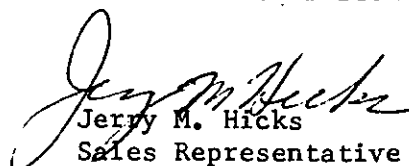
Subject: Highway Dept. Material Bid For 1983

As per your request the following prices for crushed stone for 1983 maintenance program.

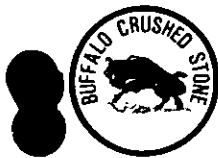
Bank Run Screenings	5.00 Per Ton
1A Stone	6.10 Per Ton
1 Stone	5.50 Per Ton
2 Stone	5.00 Per Ton
1 & 2 Stone Mixed	5.25 Per Ton
3 & 3A Stone	4.85 Per Ton
4 & 4A Stone	4.75 Per Ton
2A Stone	4.95 Per Ton
1" Crusher Run	4.75 Per Ton
2" Crusher Run	3.90 Per Ton
3" Crusher Run	3.90 Per Ton
6" Crusher Run	3.90 Per Ton
Add For Delivery	2.50 Per Ton

Yours truly,

BUFFALO CRUSHED STONE, INC.


Jerry M. Hicks
Sales Representative

JMH:mjg



BUFFALO CRUSHED STONE
Black Top and Crushed Stone
8615 Wehrle Drive
Williamsville, New York 14221
(716) 633-4600

March 16, 1983

Town of Boston
8500 Boston Stateroom
Boston, N.Y. 14025

Subject: Highway Dept. Material Bid For 1983

As per your request these are prices on Bituminous Concrete
as per NYS specification for your 1983 maintenance program.

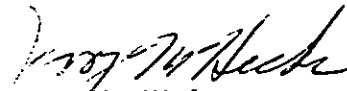
Type 1 Base Course	22.00 Per Ton
Type 2 Base Course	19.30 Per Ton
Type 3 Binder Course	22.50 Per Ton
Type 5 Shim Course	26.50 Per Ton
Type 6 Top Course	24.75 Per Ton
Type 7 Top Course	25.10 Per Ton
Type 8 Top Course	25.40 Per Ton
Type 9 Top Course	24.05 Per Ton
Truing & Leveling	24.50 Per Ton
Type 1 Base Recycled	18.30 Per Ton
Type 2 Base Recycled	17.30 Per Ton
Type 3 Binder Recycled	19.75 Per Ton
Truing & Leveling Recycled	22.50 Per Ton

NYS Escalation will be based @ 155.20 per ton asphalt. NYS form
attached.

Add For Delivery Bituminous Concrete - 3.50 Per Ton

Very truly yours,

BUFFALO CRUSHED STONE, INC.


Jerry M. Hicks
Sales Representative

JMH:mjg
Encl.

SPENCER & HALEY, INC.

SAND AND GRAVEL
10292 Elton Road — Phone 353-4633, 496-5045
Delevan, New York 14042

Town of Boston Date March 14, 1983
Department of Highways Project Highway Maintenance
8500 Boston St. Road Materials bid for 1983
Boston, New York 14025

QUOTATION

Estimated Quantity	Item	Unit	F.O.B. our Plant	F.O.B. your Project	Disc. if paid by 10th prox.
	#1 Crushed Gravel	ton	\$4.15		
	#1A Crushed Gravel	ton	4.15		
	#2 Crushed Gravel	ton	3.90		
	#3 & 4 Crushed Gravel	ton	3.65		
	#1 & 2 Crushed Gravel	ton	4.05		
	Mason Sand	ton	5.75		
	Concrete Sand	ton	3.75		
	Filter Sand		No Bid		
	Road Grit	ton	2.40		
	Item 4 NYS Item 304.05	ton	2.75		
	B/R Gravel		No Bid		
	Medium Stone Fill	ton	6.75		
	Gabion—Minus 8"	ton	5.00		

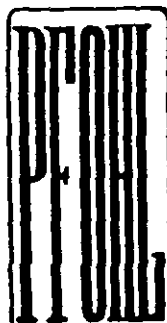
Accepted by: _____

Quoted by: O. Thomas Spencer

for: _____

for Spencer & Haley, Inc.

A finance charge of 1½% per month (18% per annum) will be charged on amounts not paid within 30 days from the end of the calendar month of purchase.



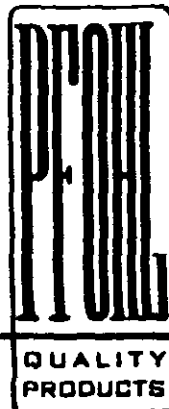
QUALITY
PRODUCTS

Lancaster Stone Products Corporation

5833 MAIN ST. at PFOHL PLACE + P.O. BOX 827 + BUFFALO, N.Y. 14221 + PHONE: 716 632-1020

CRUSHED STONE - LANCASTER PLANT
BARTON ROAD

<u>SIZE OF MATERIAL</u>	<u>F.O.B. PER TON</u>
BANK RUN SCREENINGS (DRIVEWAY MIX)	5.50
CRUSHER SCREENINGS	4.30
#0	6.25
#1A	6.20
3/8" OIL STONE	5.75
#1	5.75
#2	5.35
#1 AND #2 MIXED	5.50
#3/#3A	5.05
#4/#4A	5.05
#3 AND #4 MIXED	5.15
CRUSHER RUN 1"	4.90
CRUSHER RUN 2" OR 3"	4.35
FINE QUARRY RUN	4.30
YARD CLEANUP (WHEN AVAILABLE)	3.55
RIP-RAP-UNSELECTED	4.70
DUST AGRI-LINE	4.80



Lancaster Stone Products Corporation

5833 MAIN ST. at PFOHL PLACE + P.O. BOX 827 + BUFFALO, N.Y. 14221 + PHONE: 716 632-102

BITUMINOUS CONCRETE - LANCASTER PLANT BARTON ROAD

<u>ASPHALT CONCRETE BASES</u>	F.O.B. PER TON
TYPE 1 BASE	22.00
TYPE 45-1A BASE OR TYPE 2 BASE	19.30
59W STABILIZED BASE (SHOULDER MATERIAL)	19.50
<u>ASPHALT CONCRETE BINDERS</u>	
TYPE 1A OR TYPE 4 BINDER	21.75
TYPE 2A OR TYPE 3 BINDER	22.50
CITY BINDER	22.00
CITY FINE BINDER	22.50
#1 COMMERCIAL BINDER	22.75
#2 COMMERCIAL BINDER	21.75
<u>ASPHALT CONCRETE TOP COURSES</u>	
TYPE 1A OR TYPE 6 TOP	24.25
TYPE 1AC OR TYPE 7 TOP	25.10
CITY FINE TOP	26.50
1EC TOP	25.10
EXTRA FINE TOP	25.10
TYPE 1B TOP	25.60
LANCASTER STONE KOTE	26.50
2A OR TYPE 8F TOP	25.40
<u>ASPHALT CONCRETE PATCHING MATERIAL</u>	
STOCK PILE WINTER MIX	30.00

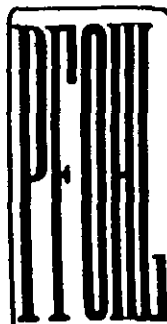


Lancaster Stone Products Corporation

5833 MAIN ST. at PFOHL PLACE + P.O. BOX 827 + BUFFALO, N.Y. 14221 + PHONE: 716 632-1026

CRUSHED STONE - ALABAMA PLANT LEDGE ROAD

<u>SIZE OF MATERIAL</u>	<u>F.O.B. PER TON</u>	<u>DELIVERED</u>
BANK RUN SCREENINGS (DRIVEWAY MIX)	4.80	ADD
CRUSHER SCREENINGS	4.10	\$3.90
#0	5.00	PER
#1A	5.90	TON
#1ST OR 3/8" OIL STONE	5.10	ALL
#1	5.00	ITEMS
#2	4.70	
#3/#3A	4.70	
#4/#4A	4.70	
CRUSHER RUN 1"	4.25	
CRUSHER RUN 2" OR 3"	4.10	
RIP-RAP-UNSELECTED	4.15	
GABION STONE A 8" X 12"	4.45	
GABION STONE B 4" X 8"	4.35	
SURGE PILE 7" MINUS-ROAD BASE MATERIAL	4.20	



QUALITY
PRODUCTS

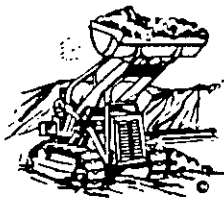
Lancaster Stone Products Corporation

5833 MAIN ST. at PFOHL PLACE + P.O. BOX 827 + BUFFALO, N.Y. 14221 + PHONE: 716 632-102

BITUMINOUS CONCRETE - ALABAMA PLANT LEDGE ROAD

<u>ASPHALT CONCRETE BASES</u>	F.O.B. PER TON
TYPE 1 BASE	21.60
TYPE 45-1A BASE or TYPE 2 BASE	19.00
59W STABILIZED BASE (SHOULDER MATERIAL)	19.50
<u>ASPHALT CONCRETE BINDERS</u>	
TYPE 1A or TYPE 4 BINDER	21.25
TYPE 2A or TYPE 3 BINDER	22.00
#1 COMMERCIAL BINDER	22.25
#2 COMMERCIAL BINDER	21.25
<u>ASPHALT CONCRETE TOP COURSES</u>	
TYPE 1A or TYPE 6 TOP	23.75
TYPE 1AC or TYPE 7 TOP	24.60
EXTRA FINE TOP	24.60
TYPE 1B TOP	25.00
LANCASTER STONE KOTE	26.00
2A or TYPE 8 TOP	25.00
<u>ASPHALT CONCRETE PATCHING MATERIAL</u>	
STOCK PILE WINTER MIX	30.00

CELLARS - GRADING - TILE FIELDS - SEWER & WATER LINES - BANK RUN GRAVEL



RESIDENCE:
941-5958

A. F. Kaefer Excavating, Inc.

P. O. BOX 55
ORCHARD PARK, NEW YORK 14127



March 10, 1983

Town of Boston
8500 Boston State Road
Boston, N. Y. 14025

Re: Highway Supplies

BANK RUN GRAVEL

\$2.00 Per Cu. Yd. Loaded F.O.B. West Falls Pit

\$5.50 " " " Delivered to Town of Boston
Highway Garage

Lane Metal Products Company, Inc.

BOX 711
BATH, NY 14810

PHONE: 776-3366
AREA CODE 607

March 2, 1983

TOWN OF BOSTON
8500 Boston State Road
Boston, NY 14025

Gentlemen:

We are pleased to quote you the following prices for corrugated metal pipe for your bid opening, March 16, 1983: (All prices are for plain Galv.)

<u>Diameter</u>	<u>Gauge</u>	<u>Price</u> <u>Per Foot</u>
12"	.052	\$ 3.86
15"	.052	4.80
18"	.052	5.70
21"	.052	6.63
24"	.052	7.56
30"	.064	11.38
36"	.064	13.60
42"	.064	15.84
48"	.064	18.08
54"	.079	24.38
60"	.109	36.14
66"	.109	39.72
72"	.109	43.29

Bands for the above pipe are the same as one foot of pipe. Delivery FOB Town of Boston. Terms: Net-30 days.

Thankyou for this opportunity to be of service to you.

Very truly yours,

LANE METAL PRODUCTS CO., INC.

R. A. Walter

R. A. Walter
Plant Manager

sp

PENNSYLVANIA BEDFORD KING OF PRUSSIA PULASKI CESSNA
VIRGINIA DUBLIN BEALETON NEW YORK BATH BALLSTON SPA

steel

Republic Steel Corporation
Drainage Products Division
4416 Louisville Road NE
Canton OH 44705

REFER ALL
CORRESPONDENCE TO →

P.M. Ford

148 Meadow Run
Hamburg, N.Y. 14075

QUOTATION NO.

4505-2011

QUOTATION DATE
3/3/82

BID DUE DATE
3/3/82

DRAWING NO.

PLANS DATED

PREPARED BY

PROJECT

Corrugated Steel Pipe
for Highway Department
Annual Bid due: 3/3/82

QUOTATION TO

Town of Boston
Highway Department
8500 Boston State Road
Boston, N.Y. 14025

FOR THE FOLLOWING MATERIALS SUBJECT TO THE CONDITIONS SET FORTH ON THE FACE AND THE REVERSE SIDE HEREOF AND ACCEPTANCE IN WRITING OF YOUR ORDER BY SELLER.

CORRUGATED STEEL DRAINAGE PRODUCTS

Plain Galvanized Lok-Cor Pipe as follows:

12"dia. 16ga.	3.90/LF
15"dia. 16ga.	4.85/LF
18"dia. 16ga.	5.90/LF
21"dia. 16ga.	6.75/LF
24"dia. 16ga.	7.65/LF
30"dia. 14ga.	11.55/LF
36"dia. 14ga.	14.15/LF
42"dia. 12ga.	22.25/LF
48"dia. 12ga.	24.95/LF
54"dia. 12ga.	30.00/LF
60"dia. 10ga.	45.60/LF
66"dia. 10ga.	49.30/LF
72"dia. 10ga.	53.15/LF

Prices are F.O.B. Highway garage, Town of Boston.

Add 15% to above prices for asphalt coating.

Add 12% to above prices for arching.

OUR QUOTATION BASED ON FURNISHING STANDARD WIDTH CONNECTING BANDS AT THE SAME PRICE AS ONE (1) FOOT OF SAME DIAMETER, GAGE AND TYPE OF PIPE USED FOR 6" Ø THRU 54" Ø, 2-2/3" x 1/2" CORRUGATIONS.

OUR QUOTATION BASED ON FURNISHING STANDARD WIDTH CONNECTING BANDS AT THE SAME PRICE AS ONE AND ONE HALF (1½) FEET OF SAME DIAMETER, GAGE AND TYPE OF PIPE USED FOR 60" Ø AND ABOVE, 2-2/3" x 1/2" CORRUGATIONS.

OUR QUOTATION BASED ON FURNISHING STANDARD WIDTH CONNECTING BANDS AT THE SAME PRICE AS TWO (2) FEET OF SAME DIAMETER, GAGE AND TYPE OF PIPE USED FOR ALL DIAMETERS, 3" x 1" CORRUGATIONS.

APPLICABLE STATE OF NEW YORK AND LOCAL SALES OR USE TAXES WILL BE CHARGED IN ADDITION TO THE CONTRACT PRICE.

MATERIALS QUOTED ABOVE ARE F.O.B. SHIPPING POINT WITH TRUCKLOAD TRUCKING ALLOWED TO JOBSITE OR NEAREST ACCESSIBLE POINT, UNLOADING NOT INCLUDED.

PAYMENT TERMS ARE 1/2 OF 1%-10/NET 30 DAYS.

BUYER'S SIGNATURE BELOW SHALL CONSTITUTE A PURCHASE ORDER FOR THE ITEMS QUOTED HEREIN AND UPON THE MAILING OF WRITTEN ACCEPTANCE BY THE SELLER AT CANTON, OHIO, THIS QUOTATION AND THE ACCEPTANCE SHALL BECOME A BINDING CONTRACT.

BUYER

BY

DATE

THIS QUOTATION MAY BE WITHDRAWN BY US IF NOT ACCEPTED BY YOU WITHIN THIRTY DAYS FROM ITS DATE.


P.M. Ford

REPUBLIC STEEL CORPORATION
DRAINAGE PRODUCTS DIVISION



CHAUTAUQUA PIPE & TANK INC.

CEMETERY ROAD
PORTLAND, N.Y. 14769 · 792-9800 or 792-9801

TELEPHONE

March 11, 1983

Town of Boston
Highway Department
Boston, New York 14025

Gentlemen:

We are submitting a bid for your requirements for culvert pipe for the year 1983. We are representatives of Kaiser Aluminum and are therefore submitting this bid for your consideration as follows:

SIZE	GUAGE	PRICE	ARCHED PIPE (SIZE)	PRICE
6"	18	2.11	No Bid	----
6"perf.	18	2.25	-----	----
8"	16	3.54	-----	----
8"perf.	16	3.77	-----	----
10"	16	4.38	-----	----
12"	16	4.99	-----	----
15"	16	6.21	17 x 13	6.91
18"	16	7.40	21 x 15	8.24
21"	16	8.63	24 x 18	9.59
24"	16	9.82	28 x 20	13.20
30"	14	15.08	35 x 24	16.43
36"	14	18.04	42 x 29	26.46
42"	12	28.88	49 x 33	30.78
48"	12	32.94	57 x 38	38.13
54"	12	43.85	-----	-----
60"	10	59.61	-----	-----
66"	10	64.79	-----	-----
72"	10	70.00	-----	-----
78"	8	89.36	-----	-----

ESCALATION/DE-ESCALATION CLAUSE

In the event that the prevailing market conditions warrant an adjustment in prices contained in this bid offering, we will notify you of increases or decreases 30 days prior to the effective date. We will supply you with a manufactures certification and upon agreement with the town we will Escalate or De-Escalate accordingly.

Enclosed please find Waiver of Immunity Clause, Non-Collusive Bidding Certificate and literature.

Thank you for the opportunity of bidding on your requirements, I remain.

Very truly yours

Joachim M Schmitz
President

JMS/wl
Enc: 3

A motion was made by Councilman Zimmerman and seconded by Councilman Faulring to accept the low bid of Joe Ball Sanitation Service for \$10,745.00 for the 1983 Spring and Fall Trash Pickup.

five (5) ayes

Carried

Town Clerk Klein reported that bids for Highway Supplies had been opened at 3:00 P. M. today and the bids received are a part of these minutes. Awarding of bid tabled at the request of Highway Superintendent Kreitzbender.

Councilman Zimmerman reported that Leo Constantine has requested that he be replaced as the Planning Board's representative on the Southtowns Planning Group. A motion was made by Councilman Zimmerman and seconded by Supervisor Hubert to appoint Harold Dodge as representative to the Southtowns Planning Group to replace Leo Constantine and to send Mr. Constantine a letter of thanks for serving on this committee.

five (5) ayes

Carried

Upon the recommendation of Daniel E. Greene, Staff Engineer of Edwards & Moncreiff a motion was made by Supervisor Hubert and seconded by Councilman Wittmeyer to upgrade electrical service at the Eden Site #1, Booster Station at a cost of \$800.00.

five (5) ayes

Carried

Supervisor Hubert asked that a copy of the letter be sent to the Town of Eden.

The Building Inspector's Monthly Report was received.

The Dog Control Officers January report was received.

A letter was read from the Boston Drainage Committee advising that their monthly meeting will now begin at 7:30 P. M. instead of 8:00 P. M.

A motion was made by Councilman Wohlhueter and Councilman Zimmerman to adjourn at 8:10 P. M.

Herbert H. Klein

Herbert H. Klein
Town Clerk

TOWN OF BOSTON



At a Regular Meeting of the Town Board of the Town of Boston, Erie County, New York, held at the Boston Town Hall, 8500 Boston State Road, Boston, New York, on the 16th day of March, 1983, at 7:30 P. M., Eastern Standard Time, there were present:

Jerome A. Hubert	Supervisor
Milton I. Wittmeyer	Councilman
David G. Zimmerman	Councilman
Esther Faulring	Councilman
Don A. Wohlhueter	Councilman

Supervisor Hubert presented the following resolution and moved its adoption:

BE IT RESOLVED THAT THE Town Board of the Town of Boston, New York authorizes the Supervisor of the Town of Boston to execute the Cooperation Agreement with the County of Erie, pursuant to the Housing and Community Development Act of 1974 as amended.

Seconded by Councilman Wittmeyer and put to a vote which resulted as follows:

Supervisor Hubert	Voting	aye
Councilman Wittmeyer	Voting	aye
Councilman Zimmerman	Voting	aye
Councilman Faulring	Voting	aye
Councilman Wohlhueter	Voting	aye

AYES: 5 NOES: 0 ABSENT: 0

Herbert H. Klein

Herbert H. Klein, Town Clerk

I, HERBERT H. KLEIN, TOWN CLERK of the Town of Boston, Erie County, New York, DO HEREBY CERTIFY: I have compared the annexed extract of the minutes of the meeting of the Town Board of said Town of Boston, New York including the resolution contained therein, held on the 16th day of March, 1983 with the original thereof on file in my office and that the same is a true and correct copy therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 17th day of March, 1983.

Herbert H. Klein

Herbert H. Klein, Town Clerk

SEAL

Regular Meeting
April 6, 1983

Town Hall
7:30 P.M.

Present were Councilman Milton Wittmeyer, Councilman David Zimmerman, Councilman Esther Faulring, Councilman Don Wohlhueter, Supervisor Jerome Hubert, Town Attorney Charles Maxwell and Highway Superintendent Clarence Kreitzbender.

A motion was made by Councilman Wohlhueter and seconded by Councilman Faulring that the minutes of the March 16, 1983 Regular Meeting be approved.

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Zimmerman that the Town Clerk's Monthly Report be accepted.

five (5) ayes

Carried

A motion was made by Councilman Zimmerman and seconded by Councilman Wittmeyer that the General Fund and Special District Bills in the amount of \$27,136.63 be paid.

five (5) ayes

Carried

A motion was made by Councilman Faulring and seconded by Councilman Wohlhueter that the Highway Bills in the amount of \$5,049.86 be paid.

five (5) ayes

Carried

Letters were read from Senator Alfonse D'Amato and Congressman Jack Kemp in response to the Boston Town Board's resolution on the cost of natural gas. Letters were received and filed.

A letter was read from Legislator Marie Richardson advising of action taken at the March 24, 1983 session of the Erie County Legislature. The letter was received and filed.

Letters were read from Assemblymen Graber and Sheffer and Senators Floss and Volker relative to the Boston Town Board's resolution for the rehabilitation of Sturgeon Point. The letters were received and filed.

A letter was read from Assemblyman Graber relative to the Boston Town Board's resolution on the "CHIPS" program. The letter was received and filed.

A Notice of Order received from the New York State Department of Transportation advising the following:

Add Woodlee Court, Town Highway (Station 44± on SH 1665) with stop sign on Woodlee Court, entrance from northwest

Upon the written request of Gerald O'Brien, Director of Baseball, a motion was made by Councilman Wittmeyer and seconded by Councilman Zimmerman granting permission for the Boston Youth Baseball Association to use the Town Park on August 6, 1983 from 8:00 A. M. until dusk for their annual Family Picnic.

five (5) ayes

Carried

A letter was read from John Falkides, owner of the Boston Hills Mobile Home Park requesting the approval of Lot #68 in the park as shown on a map submitted with the letter. Mr. Falkides letter also stated that his license fee would be paid next month. Supervisor Hubert stated that this lot had been looked at by the Board when the trailer court inspection was made. A motion was made by Supervisor Hubert and seconded by Councilman Wittmeyer that Lot #68 at the Boston Hills Mobile Home Park be approved contingent on the payment of the 1983 license fee and that a trailer no larger than a 55' x 14' be put on the site and that the Building Inspector approve the staking of the trailer.

five (5) ayes

Carried

Upon the written request of Good Shepherd Lutheran Church, a motion was made by Councilman Zimmerman and seconded by Councilman Wohlhueter granting permission to use the Town Park on July 17, 1983 from 9:00 A. M. to 6:00 P. M. for their Church picnic contingent upon the receipt of a Certificate of Insurance by the Town Clerk.

five (5) ayes

Carried

A motion was made by Supervisor Hubert and seconded by Councilman Wohlhueter authorizing the Town Clerk to advertise for bids for the repaving of the

Tennis Courts with the bids to be opened on May 16, 1983 at 11:00 A. M.

five (5) ayes

Carried

A motion was made by Councilman Zimmerman and seconded by Supervisor Hubert authorizing the Town Clerk to advertise for bids for the Eden #1 Renovation Installation contract to be opened on May 3, 1983 at 11:30 A. M.

five (5) ayes

Carried

Supervisor Hubert advised that the Disaster Plan for the Town of Boston has been completed. He explained that it is a guide to advise the Emergency Squad, Fire Department and Police Department what equipment and facilities are available in time of a disaster and also points out the duties of the Town Officials. A motion was made by Supervisor Hubert and seconded by Councilman Faulring to adopt the Disaster Plan for the Town of Boston.

five (5) ayes

Carried

The Supervisor's Monthly Financial Report was received.

GIRL SCOUT LEADERS DAY PROCLAMATION

Supervisor Hubert read a letter from the New York State Office of the Aging advising that the State Aid for Recreation for the Elderly had been restored and the Town would be able to continue their program at the previously approved funding level. Supervisor Hubert also read a letter from State Senator Hugh T. Farley advising of the reinstatement of these funds.

The Tax Collector's Monthly Report was received.

An Annual Report was received from the Erie County Department of Finance advising of monies paid to Cities, Towns and Villages during 1982.

Upon the request of Town Clerk Klein, a motion was made by Councilman Wohlhueter and seconded by Councilman Faulring granting permission to Town Clerk Klein to attend a seminar for Town Clerk's in Syracuse on April 24 and 25, 1983 and all appropriate expenses to be paid by the Town.

five (5) ayes

Carried

Town Clerk Klein pointed out that Martha Cary, who has been a girl scout leader for many years, was present at the meeting this evening and it was a pleasure to have her present.

The Town Justice Monthly Report was received.

Town Attorney Maxwell presented Page 1 revisions of Local Law #1 of 1983 which is to be considered later in the meeting. He pointed out this was a change in wording only.

Councilman Wittmeyer reported that the Traffic Safety Committee had made a 2½ hour tour of the Town on Tuesday, April 5, 1983 in the morning to check on problems. He stated that a concern to them was Pfarner Road and Heinrich Road which the County will turn back to the Town. He noted that they had talked to the County about bringing them up to standard, but nothing was done so they will talk to the County again about bringing the roads up to standard before they are turned back.

Councilman Wittmeyer also reported on a couple of compensation cases of Firemen.

Upon the written request of Assessor William Kleis, a motion was made by Councilman Zimmerman and seconded by Councilman Wohlhueter granting permission to the Assessor to attend a seminar at the Holiday Inn in Hamburg, New York on April 27, 1983 or if there is no room, to attend the one held at the Castle in Olean, New York on April 26, 1983. All appropriate expenses to be paid by the Town.

five (5) ayes

Carried

The Boston Police Department Monthly Report was received.

A letter was read from Chief Harry Strack recommending that a leave of absence be granted to Constable A. F. Schieber as requested in his letter of March 31, 1983. A motion was made by Councilman Faulring and seconded by Supervisor Hubert to grant a six months leave of absence to Constable A. F. Schieber from the Boston Police Department.

five (5) ayes

Carried

The Building Inspector's Monthly Report was received.

A report from the Building Inspector relative to the North Boston garage was received.

At 8:00 P. M. a public hearing was held to consider the request of Herbert Warren, 9220 Boston State Road to rezone a portion of his property from RRB Residential Restricted Business to Business B-1. The Legal Notice was read. Town Clerk Klein presented the following to the Board relative to this rezoning request.

1. Letter of application from Mr. Warren.
2. SEQR Form completed and submitted by Mr. Warren.
3. A letter from the Planning Board stating they felt this business should continue on a Special Use Permit and not be rezoned.
4. Letters sent to Conservation Advisory Council, Planning Board, Erie County Department of Public Works, Erie County Department of Environment and Planning, New York State Department of Environmental Conservation and Erie County Water relative to SEQR Reviews.
5. Zoning Referral Application, Erie County Department of Environment and Planning and a reply which advised that they had no recommendation, but their zoning map shows that this property is zoned business. A copy of the map on file in the County sent. Town Clerk Klein stated that the original zoning map adopted on March 21, 1958 showed this property was zoned business to a depth of approximately 220' and on December 16, 1963 the Town Board instituted a new zoning of RRB Residential Restricted Business and this property was rezoned at that time to RRB. Mr. Klein noted that other property along the Boston State Road that had been zoned Business was wiped out by this RRB zoning in 1963. Over the years some of these areas were discovered and have been rezoned back to Business, but Mr. Warren's property was not one of them.
6. Notification of rezoning sent to immediate property owners. Letters from Lorraine Feltz and Mrs. H. Eglantine Berger expressing their approval of Mr. Warren's request. A letter was also read from the Boston Home-owners and Taxpayers Association stating their concerns to the rezoning.
7. Map shown that outlined the area in question for rezoning. The rezoning request is approximately 150' from the front property line.

Mr. Robert Warren, son of Herbert Warren, who is the proprietor of the body shop business stated that he is just looking for a permanent place to work and under the present conditions if something should go wrong, he could be told that today is your last day and he wondered where he would make a living then. Mr. Warren stated he also would like a bigger building someday when his business builds up. He stated he had been there approximately a year and no one has complained to him about the noise. He further noted that under the Special Use Permit he is allowed two partial vehicles and one unlicensed vehicle and sometimes there are two customers vehicles without plates as they had been damaged and brought to him for body repair and sometimes they leave them for a week or two weeks.

PUBLIC NOTICE

Amendment to Zoning Ordinance and Zoning Map of the Town of Boston

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Boston, Erie County, New York, will hold a Public Hearing on the 6th day of April, 1983 at 8:00 P.M., Eastern Standard Time in the Boston Town Hall, 8500 Boston State Road, Boston, New York on the petition and request of Herbert D. Warren and Beatrice E. Warren to rezone the following described property, which is presently zoned Residential Restricted Business RRB to Business B-1 under the Zoning Ordinance of the Town of Boston, said property being described as follows:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Boston, County of Erie and State of New York, known and distinguished as a part of Lot No. 3, Township 8, Range 7 of the Holland Land Company's Survey or particularly bounded and described as follows:

THAT PART OF PREMISES owned by Herbert D. Warren and Beatrice E. Warren, situate westerly of the westerly right-of-way of the Boston State Road and beginning at a point on the northerly boundary of premises of the said Herbert D. Warren and Beatrice E. Warren two hundred and thirty-three (233) feet westerly from the center line of Boston State Road; thence running southerly parallel with the center line of the Boston State Road one hundred (100) feet more or less to the southerly line of lands so conveyed to Herbert D. Warren and Beatrice E. Warren, his wife, by Elizabeth Rucker by deed dated July 31, 1967 and recorded in Liber 7377 of Deeds at Page 369 in the Erie County Clerk's Office; thence running westerly and along the southerly line of premises conveyed by Rucker to Warren aforesaid three hundred and thirty (330) feet to a point; thence running northerly parallel to the center line of the Boston State Road one hundred and thirty-five (135) feet more or less to the northerly line of premises conveyed to Warren as aforesaid; thence running easterly along the northerly line of premises of Herbert D. Warren and Beatrice E. Warren two hundred (200) feet more or less to the northwesterly corner of premises conveyed by Elizabeth Rucker to the Boston Water District #1 by deed dated July 13, 1964 and recorded in the Erie County Clerk's Office in Liber 7057 of Deeds at Page 315 on November 6, 1964; thence running southerly and along the westerly line of said premises conveyed to the Boston Water District #1 aforesaid sixty (60) feet to a point; thence running easterly and along the southerly line of said Boston Water District #1 sixty (60) feet to a point; thence running northerly and along the easterly line of said Boston Water District #1 premises sixty (60) feet to the northerly line of premises conveyed to Warren by Elizabeth Rucker aforesaid; thence running easterly along the northerly line of Warren twenty-five (25) feet to a point in

Herbert Warren, owner of the property stated that he had run a business in that building for 25 years and that his wife was born on that property and he had raised his children there and as it is not facing the road he could not see why it could not be rezoned. Mr. Warren stated the building was in the back and it was as far as he could go. He further noted that if people build behind him it is not his fault as there is a creek between them and also on a different road. Mr. Warren stated his neighbor Mr. Hughes was present this evening and he could be asked if the noise was disturbing him.

Mr. John Koza, Boston State Road, stated that Mr. Warren wants his property rezoned so his son Bobby can make a living and used the example of the Jablonski rezoning on Herman Hill Road as an example of what can happen when a business goes in the air although he was not saying Bob Warren's would. Mr. Koza pointed out that he was building on Back Creek Road long before he was doing any collision work and if he had known of his intentions he would never have put up a \$50, \$60 or \$70 thousand dollar house in the back yard. Mr. Koza further pointed out there were no trees there and it is wide open which allows one to see all the junk cars and he did not feel they should be forced to look at that. Mr. Koza pointed out that Mr. Warren stated that he had worked out of that building for 25 years, but it was only a chicken coop. He stated that there is a junk yard on Back Creek Road and one in North Boston and what they look like and he didn't think the Town Board wants this Town and the places in it to look like a junk yard. He also pointed out that all you can see on the Thruway in Boston is a junk yard here and a junk yard there. Mr. Koza stated that he has complained to the Town Board about the noise and today the noise was terrific. He stated they have a list of time they tried to get a hold of Mr. Decker or the Police because the noise was so great. He stated he was very upset about this request and had plans to build three or four more homes on the Back Creek Road, but if this goes through who will buy them. He stated the collision business is the worst business a person can get into and if it were an ice cream parlor it would be okay. Mr. Koza stated he is opposed to the rezoning and did not know why Mr. Warren would want to put something in to agitate the neighbors.

Marilyn Bowman, 9252 Boston State Road stated she lived closer to Warren's than Mr. Koza and she never heard noise coming from there that was more than she could stand. She stated she lived three houses from Mr. Warren's building.

Freda Koza, Boston State Road stated she had notes on dates and when she was sick the grinding was bad and she has called Bud Decker and the police. She stated the noise is terrible and they hear it all and are unable to even go outdoors. Mrs. Koza stated maybe if it was all closed it would be better, but she didn't feel they had a right to put a collision shop there and annoy the neighbors. She stated they sit in the back and can't stand it. Mrs. Koza ^{stated} this request was turned down twice before and how many times can it be brought up. Town Attorney Maxwell stated it can be brought up an unlimited number of times.

Councilman Wittmeyer asked Mrs. Koza what time of day she called the troopers and she stated 12:10 P. M. on September 13.

David Woelfling, Thornwood Drive stated he would like to reemphasize the position taken in the letter from the Homeowners Association about spot zoning and pointed out that the Town was paying good money for a Master Plan and he could see people getting impatient and he felt they couldn't wait and continued to rezone. He stated there was a temporary solution with the Special Use Permit and did not see any reason to take it a step further until there was a Master Plan. Supervisor Hubert pointed out the Town Board did not bring it up it was requested by Mr. Warren. Mr. Woelfling stated he realized that. He also stated that any decision that pre-empted the Master Plan would be impatience. He stated that it was his understanding that in the original Special Use Permit trees were to be put in along the back. Supervisor Hubert stated he did not know, but he would check and get back to him. Councilman Wittmeyer stated he did not know of any tree planting requirements. Mr. Koza stated it was a recommendation of the Planning Board, when he applied

the westerly line of premises conveyed to the New York Telephone Company by deed recorded in Liber 6635 of Deeds at Page 137 in the Erie County Clerk's Office; thence southerly and along the westerly line of premises conveyed to the New York Telephone Company aforesaid fifty (50) feet to a point; thence easterly along the southerly line of premises of the New York Telephone Company as aforesaid, twenty-five (25) feet to the point or place of beginning. At this hearing, at the time and place noted, all interested parties will be heard for or against said petition.
Dated: March 4, 1933
Herbert H. Klein
Town Clerk, Town of Boston

for the first permit, to plant a row of trees to cut down on the noise. Councilman Zimmerman stated it was a recommendation, but he didn't recall it on the Special Use Permit. Mr. Woelfling stated that initially it was a recommendation and he felt it would be a courtesy to the other property owners and should be included if there is a rezoning and would help to alleviate problems. Jim Schunk, property owner across the street from Mr. Warren, stated he was opposed to the rezoning as he did not feel people had to put up with the aggravation and felt there must be property in Boston that is zoned business. He further stated that he should be allowed to continue on the Special Use Permit and eventually he should find property in Boston that is zoned business. He stated that when a person pays taxes all their life they should be able to retire without the noise.

Mr. Earl Knight, Liebler Road, stated that in rezoning property in the Town of Boston we may be creating another hazard or unsightly appearance and pointed out the repair shop on Mill Road, the North Boston garage and also Trevett's on Back Creek Road. He asked if another situation would be created by rezoning this piece of property.

Bob Warren stated that on the rezoning he is 200 and some feet from the road and if he didn't mow the field in the back John Koza would not be able to see the garage, it would be all weeds. Mr. Warren stated that he had bought a noise meter and at the shop trucks going by on Route 219 registered higher than the air tools in his work. He pointed out that he had had the Town Board there with a noise meter because of the noise about two years ago.

Mrs. Koza asked if even if he was rezoned could he operate with windows and doors open. Isn't he supposed to work in the building. She asked if he would be compelled to work inside and put up a fence and plant trees. Supervisor Hubert stated that to his knowledge there is nothing in the law saying you have to keep your doors closed in a shop.

Town Attorney Maxwell stated if the property was rezoned and he built something the owner would have to get site plan approval from the Town Board and with that site plan approval it might be possible to say no window openings or door openings facing the Koza's and also to build a building they might have to put screening across the rear to block the Koza's view. Mr. Maxwell stated there are certain things that can be put in the Building Permit or a site plan to minimize some of the Koza's objections.

Mrs. Shirley Hughey, Boston State Road, stated that she is a newcomer to the area and in the thirteen months they have lived here she has not been disturbed by any noise coming from the Warren garage. Supervisor Hubert asked where her house was located and she pointed out it is one closer to Mr. Warren's than Marilyn Bowman.

Jim Schunk stated that if anyone knows anything about a body shop they know there has to be noise and it is the worst noise there is as it is grinding.

Karen Klineczar asked why when Decker, Ruckers and the Bike shop were rezoned back to business this property was not rezoned. Town Attorney Maxwell explained why the properties were zoned RRB and noted that the Warren property was not zoned back to B1 as some others were as Mr. Warren did not request it and some people were not aware their property had been changed from B-1 to RRB.

Councilman Wittmeyer pointed out that Mr. Warren is not asking that the front part be rezoned only the back part.

In answer to a question by Councilman Wohlhueter relative to the Special Use Permit, Town Clerk Klein reported that on June 4, 1980 a hearing was held for rezoning which was denied and as part of that hearing it was the recommendation of the Planning Board that trees or fence be required at the rear of the property. He further noted that on July 9, 1980 the Town Board granted a Special Use Permit with no fence in the conditions. On November 4, 1981 the Special Use Permit was renewed for three years to expire November 25, 1984.

A motion was made by Councilman Wohlhueter and seconded by Councilman Faulring to close the Public Hearing.

five (5) ayes

Carried

Supervisor Hubert stated a decision on this rezoning will be tabled to the next meeting.

There was no Dog Control Officers Report for April.

A motion was made by Supervisor Hubert and seconded by Councilman Wohlhueter granting permission to Deputy Dog Control Officer Fagnan to attend a Seminar in

Cobleskill, New York from June 19, 1983 to June 24, 1983 with all appropriate expenses to be paid by the Town of Boston.

five (5) ayes

Carried

Supervisor Hubert stated that there has been a problem with dogs and thought was given to purchasing a tranquilizer gun, but experts that use them advised that it is not recommended as you have to use the right strength to capture the dog. He further noted that by sending Mr. Fagnan to the seminar he can possibly come back with ideas to better enforce the leash law.

Jim Schunk, Boston State Road asked what can be done about dogs and cited problems he has had. Supervisor Hubert suggested that an information be filed with the Court. Town Clerk Klein advised that live traps are being looked into.

Burton Hopkins asked how often the Dog Control Officer patrols and Supervisor Hubert advised there are no set hours, he does patrol at least once a week and is on call.

A letter was read from the Zoning Board of Appeals advising of their officers for 1983. A motion was made by Councilman Zimmerman and seconded by Councilman Wohlhueter approving the officers of the Zoning Board of Appeals for 1983 as follows:

Chairman - Remy Orffeo	Vice Chairman - Christian Luno
Secretary - Joseph Santonocito	

five (5) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Faurling to appoint Joseph Wierzbic as a member of the Conservation Advisory Council. Term to expire December 15, 1985.

five (5) ayes

Carried

A portion of the minutes of the Conservation Advisory Council's March 17, 1983 meeting were read relative to diversion of lake water. The minutes noted that a campaign is being mounted by Assemblymen Sheffer and Hoyt to ensure an aggressive role by New York State to protect Great Lake waters from being diverted for use outside Great Lake States and Provinces. Following discussion, a motion was made by Councilman Wohlhueter and seconded by Councilman Zimmerman authorizing Town Clerk Klein to send a letter to Assemblymen Sheffer and Hoyt supporting their action.

five (5) ayes

Carried

Notices of the coaches and assistant coaches for the 1983 Baseball and Softball season were received. A motion was made by Councilman Wohlhueter and seconded by Councilman Wittmeyer to accept the following as coaches and assistant coaches for the 1983 Baseball and Softball season.

Girls Softball - A League

Norma Carlson
Bob Wozniak
Matt Smith
Richard LeRoy

Jim Carlson
Kathy Wozniak

Baseball - B Division

John Lenox
Richard Errington
John Pavlovic
Bill Wiate
Jim Frascella

Damian Wiktor
Wally Zelasko
Frank Dubisz
Frank Pallotta
John Shrader

B League

Muriel Kummer
Sandy LeRoy
George O'Brien
June Steinmetz
Burton Hopkins
Jim Henry
Sharon Simmons

Gordon Gerber
Bob Caldwell
Robby Liptak
Henry Enser
Dick Trippi
Chuck Carl

M Division

Casey Glogowski
Kevin Elsaesser
Richard Jerome
Shawn Gavin
Mike O'Halloran
Darrell Doyle
Bill Brunner

Larry Steward
Dennis Benoit
Bill Gates
Corky Forney
Greg Klein

C League

Sue Duffett
Bill Boltz
Richard Was
Bonnie Riederer
Carl Borowicz

Gary Burdick
Steve Calos
Judy Was
Church Riederer
John Yuhas

A Division

Dennis Wisniewski
Pat Della Penta
Doug Krieger
Karl Simmeth
Jim Phillipps

Don Wohlhueter
Ron Wisor

five (5) ayes

Carried

Supervisor Hubert asked to be notified of any additions as the names are needed for insurance purposes.

Local Law #1 for 1983 was presented to the Town Board. Town Clerk Klein advised that a Public Hearing was held on this on January 19, 1983. Page 1 of the Local Law was read as it contained a change in the wording from the original. Town Clerk Klein read the SEQR Report and advised that it was a negative declaration. A motion was made by Councilman Wohlhueter and seconded by Supervisor Hubert to accept Local Law #1 for 1983, a Local Law requiring the issuance of a permit prior to the commencement of any work, construction or excavation upon any town property or any portion of the right-of-way of a town highway within the Town of Boston, New York.

five (5) ayes

Carried

Supervisor Hubert advised that there has been inconveniences in Town because of construction and hopefully this Local Law will slow the problems down.

A motion was made by Councilman Zimmerman and seconded by Councilman Wohlhueter to adjourn at 9:02 P. M. in memory of Russell Danieu, a former Town Attorney for the Town of Boston.



Herbert H. Klein
Town Clerk

TOWN OF BOSTON



At a Regular Meeting of the Town Board of the Town of Boston, Erie County, New York, held at the Boston Town Hall, 8500 Boston State Road, Boston, New York, in said Town on the 6th day of April, 1983 at 7:30 P. M., Eastern Standard Time, there were present:

Jerome Hubert	Supervisor
Milton Wittmeyer	Councilman
David Zimmerman	Councilman
Esther Faulring	Councilman
Don A. Wohlhueter	Councilman

The following resolution was offered by Supervisor Hubert who moved its adoption.

WHEREAS, The major purpose of Girl Scouts of the United States of America is to offer a program of informal education designed to develop the planning and decision making abilities girls need to succeed in a constantly changing world, and

WHEREAS, Girl Scout volunteer leaders form skilled partnerships with girls, and

WHEREAS, Girl Scout volunteer leaders possess the imagination and self-confidence required for successful, competent leadership, and

WHEREAS, Girl Scout volunteer leaders provide positive role models for today's girls and young women, and

WHEREAS, Girl Scout volunteer leaders encourage girls to develop a growing confidence that enables them to meet today's challenges and to become tomorrow's competent self-assured women;

THEREFORE BE IT RESOLVED that the purpose of this day is to give girls, their families, and their communities the opportunity to recognize and honor Girl Scout Leaders for their important work, and

RESOLVED that April 22, 1983 be celebrated as Girl Scout Leader's Day in the Town of Boston.

Seconded by Councilman Zimmerman and duly put to a vote which resulted as follows:

Jerome Hubert	Voting	aye
Milton Wittmeyer	Voting	aye
David Zimmerman	Voting	aye
Esther Faulring	Voting	aye
Don A. Wohlhueter	Voting	aye

Herbert H. Klein
Herbert H. Klein, Town Clerk

LOCAL LAW NUMBER 1 OF 1983

TOWN OF BOSTON

A Local Law requiring the issuance of a permit prior to the commencement of any work, construction or excavation upon any town property or any portion of the right-of-way of a town highway within the Town of Boston, New York

Be it enacted by the Town Board of the Town of Boston as follows:

SECTION A - GENERAL PURPOSE

It is the purpose and general intent of this Local Law to restrict and minimize surface damage to town property and surface road cuts to town highways and to assure restoration of said properties to their original condition. Permits for work resulting in surface road cuts shall be the exception due to unusual circumstances where said work can be accomplished by underground or overhead construction.

SECTION B - PERMIT REQUIRED

No person, firm association or corporation shall commence any work, construction or enter upon any town property or any portion of the right-of-way of a town highway for the purpose of making an excavation or installation of any private or public improvement or for any other similar purpose without first having secured a permit therefore from the Town Board, Town of Boston, as herein specified, provided however no permit shall be required for any work or construction for emergency repairs to any facility necessary to restore services or to rectify a public emergency but, provided further, that damage to any town property be restored in accordance with the provisions of this Local Law.

SECTION C - APPLICATION FORMS

The application for such permit shall be made on forms furnished by the Town of Boston and shall contain such information as the Town of Boston shall require to determine that the proposed construction, work or improvement will conform with the specifications and requirements of the Town of Boston for such proposed improvement, work or excavation.

SECTION D - APPLICATION REQUIREMENTS

(1) The application, in triplicate, shall be filed with the Town Clerk, after first securing written consent and approval, endorsed thereon by the Superintendent of Highways of the Town of Boston when said application for work shall affect any Town highway or right-of-way. Where said application affects real property not involving a Town highway or right-of-way, the consent of the Superintendent shall not be required.

(2) The specifications for installation or restoration now existing, or hereafter adopted by the Town for any replacement, correction or restoration of Town highways, rights-of-way or as a result of applicants construction, shall be secured from the Town and attached and made a material part of the application when filed by applicant pursuant to paragraph 1.

(3) The applications shall further be accompanied by a map, showing the location and extent of the work with attached specifications prepared by a civil engineer licensed by the State of New York, one (1) copy of each which shall be filed with the Town Board, the Town Superintendent of Highways and the Town Clerk. The Town Clerk shall provide each applicant with a set of standard specifications and requirements of the Town of Boston, New York as provided for in SECTION C, paragraph (2).

SECTION E - FEE FOR PERMIT; SURETY BOND REQUIRED

The fee for the issuance of such permit shall be Twenty-five Dollars (\$25.00). In addition to such fee, the applicant shall execute and file with his application a surety bond in the sum of Five Thousand Dollars (\$5,000.), conditioned that the applicant will restore the property to the same condition as it was before the excavation or construction was made and in accordance with Town specifications within sixty (60) days after the permit is issued.

SECTION F - BLANKET SURETY BOND

Any person, firm or corporation may file a surety bond in the sum of Twenty Thousand Dollars (\$20,000.), conditioned that the applicant will restore the property as required herein, within sixty (60) days after permit is issued, in which event no further bond shall be required for additional permits. Said bond must be renewed by the first of January of each year.

SECTION G - EXCAVATIONS TO BE PROPERLY BARRICADED

In addition thereto, the applicant must agree to properly barricade the excavation so as to prevent any person from suffering injury to person or property by reason of such excavation.

SECTION H - APPLICANT MUST AGREE TO SAVE TOWN HARMLESS

The applicant must further agree in writing to protect the Town of Boston from any claim of damage being made to person or property by reason of such excavation or construction and to save the Town harmless from any such claim or demand.

SECTION I - APPLICANT MUST AGREE TO REIMBURSE DAMAGES PAID BY TOWN

The applicant must agree, that if the Town of Boston is sued to pay any claim for damage caused by such excavation, the Town shall be promptly reimbursed by him for the amount thereof whether such amount is reached by way of a compromise of the claim or demand or by a judgment of a court of competent jurisdiction.

SECTION J - PENALTIES FOR OFFENSES

Any person, firm or corporation, whether he be owner, contractor, subcontractor, or employee of the owner, contractor or subcontractor, violating the provisions of this Article, shall be subject to a fine not to exceed Two Hundred Fifty Dollars (\$250.) for each violation or each day's violation or by imprisonment for a term not exceeding six (6) months.

Regular Meeting
April 20, 1983

Town Hall
7:30 P.M.

Present were Councilman Milton Wittmeyer, Councilman David Zimmerman, Councilman Esther Faulring, Councilman Don Wohlhueter, Supervisor Jerome Hubert and Town Attorney Charles Maxwell. Highway Superintendent Clarence Kreitzbender was absent.

A motion was made by Councilman Wittmeyer and seconded by Councilman Zimmerman to approve the April 6, 1983 minutes with the following correction:

Local Law #1 - Page 1 - Section D - 3rd Paragraph - Last Sentence - Change Section C to Section D

five (5) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Faulring that the General Fund and Special District Bills in the amount of \$3,432.67 be paid.

five (5) ayes

Carried

A letter was read from Assembly Speaker Stanley Fink relative to the Town Board's opposition to the elimination of the Recreation for the Elderly program. The letter further advised that this program has been reinstated. The letter was received and filed.

A letter was received from Legislator Marie Richardson advising of action taken at the April 14th session of the Erie County Legislature. The letter was received and filed.

A Notice of Closing Highway was received from the Erie County Department of Public Works as follows:

that portion of road from East Eden Road to Taylor Road, a distance of 1.3± miles. Purpose of closure is to replace bridge over Hampton Brook, located 1000'± east of East Eden Road. Closure to be in effect from May 2, 1983 until completion of project.

Supervisor Hubert directed the Town Clerk to send a copy of this Notice to the Fire Companies and Emergency Squad.

A letter was received from Mr. Peter Towers, a property owner on Powerline Road, asking if anything can be done about the car dumps in the Town of Boston. Supervisor Hubert directed the Building Inspector to inspect these properties and to confer with the Town Attorney and then report back to the Town Board.

Upon the receipt of an application from John Falkides, and a check in the amount of \$1,625, a motion was made by Councilman Zimmerman and seconded by Councilman Wohlhueter to issue a 1983 Trailer Park License to the Boston Hills Mobile Home Park for sixty-five (65) lots at \$25.00 per lot.

five (5) ayes

Carried

Upon the written request of St Martin's Lutheran Church, a motion was made by Councilman Wohlhueter and seconded by Supervisor Hubert granting permission to St. Martin's to use the Boston Town Park on Sunday, July 24, 1983 from 10:00 A. M. to 6:00 P. M. A certificate of insurance was received.

five (5) ayes

Carried

An application for a building permit was received from Karen Pfluger for an addition to her business to be used as living quarters. Building Inspector Decker reported that everything was in order except the plans had to be stamped by a licensed engineer. A motion was made by Councilman Wittmeyer and seconded by Councilman Wohlhueter to approve the granting of a building permit to Karen Pfluger, 8936 Boston State Road to erect an addition to her present business contingent on the receipt of plans stamped by a licensed engineer.

five (5) ayes

Carried

A letter was read from Calvin Reeve requesting a Special Use Permit for property he owns on Rice Road to allow for a proposed ropes course as provided for in Article V, Section 5 (g) (2) of the Boston Zoning Ordinance. Town Attorney Maxwell advised the Board in a letter that it was his opinion based on the factual information previously submitted to the Town Board, that this was not a proper submission and request under the Article and Section Mr. Reeve noted.

Mr. Maxwell also advised the Board that under the factual circumstances, the Town Board may properly decline to schedule a public hearing on this submission and request since the section in question applies specifically to non profit organizations catering exclusively to its members and their guests. A motion was made by Councilman Wohlhueter and seconded by Councilman Zimmerman to deny the request of Calvin Reeve for a Special Use Permit for a ropes course on his property on Rice Road based on the opinions presented by Town Attorney Maxwell in his letter dated April 20, 1983. Put to a vote which resulted as follows:

Councilman Wittmeyer	Voting	<u>abstaining</u>
Councilman Zimmerman	Voting	<u>aye</u>
Councilman Faulring	Voting	<u>aye</u>
Councilman Wohlhueter	Voting	<u>aye</u>
Supervisor Hubert	Voting	<u>aye</u>

four (4) ayes one (1) abstention Carried

Councilman Wittmeyer explained his abstention vote was because the real estate firm he is affiliated with was handling the sale, although he was not involved with it.

A letter was read from Erie County Department of Environment and Planning requesting that an easement be signed for work in Erie County Sewer District #3. A motion was made by Councilman Zimmerman and seconded by Councilman Wittmeyer authorizing the Supervisor to sign a temporary easement for work to be done on Erie County Sewer District #3.

five (5) ayes	Carried
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A motion was made by Supervisor Hubert and seconded by Councilman Wittmeyer to approve a Change Order for the Eden Site #1 Booster Pump Station as follows:

The following revisions in the motor control center are necessary for underground service and prudent for further expansion:

- | | | | |
|----|--|--------|----------|
| 1. | Provide 500 amp main breaker in place of 400 amp to eliminate future change of breaker when 3rd pump is added to station | Add | \$300.00 |
| 2. | Solid bus in place of split bus, main breakers and step down transformers both to be mounted in bottom of panel. | Deduct | \$300.00 |
| 3. | Separate circuit breaker for bottom mountings step down transformer | Add | \$175.00 |
| 4. | Additional 20" cabinet section for bottom mounting of main breaker for underground service and bottom mounting of step down transformer. | Add | \$575.00 |

five (5) ayes Carried

Supervisor Hubert advised the Board that the Erie County Sewer District has requested the use of a room at the Town Hall for a satellite office. A motion was made by Supervisor Hubert and seconded by Councilman Faurling that the County of Erie Sewer District #3 be given the use of the old Planning Board Room until the tap ins for Sewer District #3 are completed.

five (5) ayes Carried

Supervisor Hubert advised that because of requests from parents, there will be children fingerprinting on April 26 and 27 between 6:00 and 8:00 P. M. at the Boston Police Office and if there is more response another date will be set.

Supervisor Hubert reported that Sgt. Robert Lorek has had 15 weeks of training and he has graduated from the Erie County Academy in the top one-third of his class. Supervisor Hubert stated he is now a certified Peace Officer by the State of New York and the County of Erie and Sgt. Lorek should be commended for the excellent job he did in school.

Town Clerk Klein state he had received a call from Mrs. Gawron, 7912 Hywood Drive asking for a Children At Play sign. Supervisor Hubert directed that this request be sent to the Traffic Safety Committee for their study and recommendation.

The Boston Youth Soccer League submitted their constitution and by-laws. Supervisor Hubert stated that the Soccer League would be recognized as an organization the same as the Football League and Bowling. Supervisor Hubert directed the Town Clerk to send a letter to them asking that they attend the work session of the Town Board on May 2, 1983 at 7:30 P. M. to discuss the program.

The Warren Rezoning Application was brought before the Board. A public hearing had been held on April 6, 1983. Town Clerk Klein read a petition presented by Mr. and Mrs. John Koza had been signed by the following:

1. John R. Koza, 9260 Boston State Road, Boston, New York
2. Alfreda A. Koza, 9260 Boston State Road, Boston, New York
3. Joseph S. Peters, 6661 Aspen Drive, Boston, New York
4. Barbara Peters, 6661 Aspen Drive, Boston, New York
5. Andrew Wiktor, 6661 Aspen Drive, Boston, New York
6. Kimberly M. Decker, 6601 Aspen Drive, Boston, New York
7. Raymond Lucas, 6601 Aspen Drive, Boston, New York
8. Joseph L. Smithmeyer, 9272 Boston State Road, Boston, New York
9. Bertha W. Smithmeyer, 9272 Boston State Road, Boston, New York
10. Ronald Pawliske, 9213 Boston State Road, Boston, New York
11. Thomas J. Gleason, E6675 Hillcroft Drive, Boston, New York
12. Audrey P. Gleason, E6675 Hillcroft Drive, Boston, New York
13. C. Hornberger, 6714 Pin Oak Drive, Boston, New York
14. Peter N. Berst, S9290 Boston State Road, Boston, New York
15. Eileen P. Berst, S9290 Boston State Road, Boston, New York
16. James M. Schunk, 7682 Boston State Road, Hamburg, New York
17. Gloria F. Schunk, 7682 Boston State Road, Hamburg, New York
18. Barbara M. Schunk, 7674 Boston State Road, Hamburg, New York
19. Kenneth Schunk, Trevett Road, Springville, New York (Apartment owner)
20. Sherry Hughes, 9213 Boston State Road, Boston, New York 14025
21. Stanley Mazur, 9295 Back Creek Road, Boston, New York
22. Earl C. Knight, Liebler Road, Boston, New York

Town Clerk Klein presented a SEQR Report with a Negative Declaration. Councilman Wittmeyer stated he had given this request a lot of thought and had again gone down to Mr. Warren's and walked the property with him. He further stated it was a hard decision to make.

Supervisor Hubert stated that he had studied this and looked at the Special Permit and with it, there is no control of the building and how it is run. He noted in 1958 the front part was zoned for business. Supervisor Hubert further stated that his main concern is that there is a young man that is making a living in our Town and we all have children that can't find jobs and are moving out of the area and we need young people in the Town. A motion was made by Councilman Wittmeyer and seconded by Councilman Faulring to rezone the property of Joseph Warren, 9236 Boston State Road from RRB Residence Restricted Business to Business B-1 as set down in the following legal description.

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Boston, County of Erie and State of New York, known and distinguished as a part of Lot No. 3, Township 8, Range 7 of the Holland Land Company's Survey or particularly bounded and described as follows:

THAT PART OF PREMISES owned by Herbert D. Warren and Beatrice E. Warren, situate westerly of the westerly right-of-way of the Boston State Road and beginning at a point on the northerly boundary of premises of the said Herbert D. Warren and Beatrice E. Warren two hundred and thirty-three (233) feet westerly from the center line of Boston State Road; thence running southerly parallel with the center line of the Boston State Road one hundred (100) feet more or less to the southerly line of lands so conveyed to Herbert D. Warren and Beatrice E. Warren, his wife, by Elizabeth Rucker by deed dated July 31, 1967 and recorded in Liber 7377 of Deeds at Page 369 in the Erie County Clerk's Office; thence running westerly and along the southerly line of premises conveyed by Rucker to Warren aforesaid three hundred and thirty (330) feet to a point; thence running northerly parallel to the center line of the Boston State Road one hundred and thirty-five (135) feet more or less to the northerly line of premises conveyed to Warren as aforesaid; thence running easterly along the northerly line of premises of Herbert D. Warren and Beatrice E. Warren two hundred (200) feet more or less to the northwesterly corner of premises conveyed by Elizabeth Rucker to the Boston Water District #1 by deed dated July 13, 1964 and recorded in the Erie County Clerk's Office in Liber 7057 of Deeds at Page 315 on November 6, 1964; thence running southerly and along the westerly line of said premises conveyed to the Boston Water District #1 aforesaid sixty (60) feet to a point; thence running easterly and along the southerly line of said Boston Water District #1 sixty (60) feet to a point; thence running northerly and along the easterly line of said Boston Water District #1 premises sixty (60) feet to the northerly line of premises conveyed to Warren by Elizabeth Rucker aforesaid; thence running easterly along the northerly line of Warren twenty-five (25) feet

to a point in the westerly line of premises conveyed to the New York Telephone Company by deed recorded in Liber 6635 of Deeds at Page 187 in the Erie County Clerk's Office; thence southerly and along the westerly line of premises conveyed to the New York Telephone Company aforesaid fifty (50) feet to a point; thence easterly along the southerly line of premises of the New York Telephone Company as aforesaid, twenty-five (25) feet to the point or place of beginning.

Duly put to a vote which resulted as follows:

Councilman Wittmeyer	Voting	aye	
Councilman Zimmerman	Voting	no	
Councilman Faulring	Voting	aye	
Councilman Wohlhueter	Voting	no	
Supervisor Hubert	Voting	aye	
three (3) ayes	two (2) noes		Carried

Mr. John Koza stated he had built two homes in this Town because he wanted to stay here and as luck would have it he had built next to Joe Warren unbeknownst what he was going to do and if he had known he wouldn't have done it. Mr. Koza stated he could not understand the Town Board's feeling on this as they had rejected a million dollar outfit and a small plaza and now a piddly thing that will just irritate the neighbors is passed. He stated he could not understand the Town Board. He pointed out the objections from the Subdivision across the road and the concerns of the Schunks. Supervisor Hubert stated this was all considered and pointed out that neighbors before Kozas were not bothered as stated at the Public Hearing. Supervisor Hubert noted that the Koza house on Back Creek Road is shielded by trees and John Koza stated they were his trees.

A motion was made by Councilman Wittmeyer and seconded by Councilman Wohlhueter to adjourn at 8:00 P. M.

Herbert H. Klein

Herbert H. Klein
Town Clerk

Regular Meeting
May 4, 1983

Town Hall
7:30 P.M.

Present were Councilman Milton Wittmeyer, Councilman David Zimmerman, Councilman Esther Faulring, Councilman Don Wohlhueter, Supervisor Jerome Hubert, Town Attorney Charles Maxwell and Highway Superintendent Clarence Kreitzbender.

A motion was made by Councilman Wohlhueter and seconded by Councilman Zimmerman that the minutes of the April 20, 1983 Regular Town Board Meeting be approved.

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Faulring that the Town Clerk's Monthly Report be accepted.

five (5) ayes

Carried

A motion was made by Councilman Faulring and seconded by Councilman Wohlhueter that the General Fund and Special District Bills in the amount of \$9,743.05 be paid.

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Zimmerman that the Highway Bills in the amount of \$4,312.23 be paid.

five (5) ayes

Carried

A letter was received from Assemblyman Clarence D. Rappleyea, Jr. relative to State Aid for the Elderly Program. The letter was received and filed.

A letter was read from Legislator Marie Richardson thanking the Town Board for their assistance with the HEAP Program. The letter was received and filed.

A letter was read from David Watkins advising the Town Board that upon the request of Building Inspector Decker his father cleaned up the junk on Powerline Road and an inspected car owned by him was towed away. He further advised that the car was not junk.

A memo read from Building Inspector Decker advised that he had requested Dale Watkins to clean up his junk, but had also advised him that he was entitled to keep one unlicensed car on his property.

Mr. Dale Watkins, who was present at the meeting, stated that Mr. Decker had told him to move everything. Supervisor Hubert noted that Mr. Decker's memo advised that the car did not have to be moved so they could bring it back. Mr. Watkins advised it looks better in Boston where it had been moved. The letter and memo were received and filed.

A letter was read from James Jehle, Chairman of the Dedication Committee for the State Police Building advising of plans that are being made for the dedication on June 5, 1983.

A letter was also read from the office of Governor Mario Cuomo expressing regret that he cannot be the speaker at the State Police Building Dedication. The letters were received and filed.

A letter was read from Legislator Marie Richardson advising of action taken at the April 28th session of the Erie County Legislature. Town Clerk Klein pointed out that the Legislature had urged the federal government to extend the revenue sharing program beyond 1983 and he felt the Boston Town Board might be interested in sending letters urging the continuation of federal revenue sharing. Supervisor Hubert stated he felt letters had been sent on this following a report on the actions taken at the Association of Towns meeting in New York City. Supervisor Hubert directed Town Clerk Klein to check to see if letters had been sent out.

A notice was received from New York State Department of State, Bureau of State Records advising Local Law #1 - 1983 Excavation permits on Town Highways had been received and filed.

Upon the written request of Amvets Post 219, a motion was made by Supervisor Hubert and seconded by Councilman Zimmerman granting permission to the Amvets Post 219 to use the Town Park for a Jamboree on July 31, 1983 contingent upon receipt of a Certificate of Insurance by the Town Clerk.

five (5) ayes

Carried

Upon the written request of Amvets Post 219, a motion was made by Councilman Wittmeyer and seconded by Councilman Wohlhueter granting permission to the Boston Amvets Post 219 to use the Town Park for Memorial Day Ceremonies on May 30, 1983 contingent upon receipt of a Certificate of Insurance by the Town Clerk.

five (5) ayes

Carried

Upon the written request of the Boston Lion's Club, a motion was made by Councilman Wittmeyer and seconded by Councilman Zimmerman granting permission to the Boston Lion's Club to use the Town Park from July 25, 1983 to August 1, 1983 for their annual Octoberfest contingent upon the receipt of a Certificate of Insurance by the Town Clerk.

five (5) ayes

Carried

Town Clerk Klein presented the following proposal for street lighting for Lots 2, 4, and 6 on Wildwood Drive:

70 Watt HPS 5200 Lumens \$72.15 Monthly
(Electric Company owns head, install heads and maintain)

If Town buys head and installs, yearly cost is \$31.45 - Electric Company supplies energy, bulb replacement and photo eye replacement

The cost to the Town to purchase a light would be \$150.00 - \$200.00

Supervisor Hubert asked that this matter be tabled to a later meeting so more information can be obtained.

The Supervisor's Monthly Report was received.

Supervisor Hubert reported that the first phase of six phases of Cable TV is completed and that Pinecrest Terrace has hookups. He further noted that the second phase is ready by utilities and starting May 2nd they were to start putting up the cable with a completion date of June 1. Supervisor Hubert also advised of the area involved in each phase.

The Tax Collectors Monthly Report was received.

The Town Justice Monthly Report was received.

Highway Superintendent Kreitzbender advised that on Monday he and Supervisor Hubert had made a tour with heads of Erie County Sewer and the contractor and had been advised that they were ready to start paving, cleaning ditches, replacing culvert pipe and reseeding on Thornwood, Willow and Park Drives. He further noted that a culvert pipe in the Creekside Apartment area will also be replaced.

Upon the request of Highway Superintendent Kreitzbender, a motion was made by Councilman Zimmerman and seconded by Councilman Wittmeyer granting permission to Highway Superintendent Kreitzbender to attend a seminar at Cornell University in Ithaca, New York on June 6, 7, and 8, 1983. All appropriate expenses to be paid by the Town.

five (5) ayes

Carried

Town Attorney Charles Maxwell asked the status of the construction being done by Coy James and Building Inspector Decker stated he had not done anymore building since the summons had been served on him.

On May 3, 1983, at 11:30 A. M. bids were opened for Eden Site #1 Booster Pump Station Renovation Phase II. The following is a summary of the bids received.

BID
MAY 3, 1983
11:30 A.M.
BOSTON TOWN HALL

OPENING

DATE: MAY 3, 1983
TIME: 11:30 A.M.
PLACE: BOSTON TOWN HALL

Sheet 1 of 1
Prepared by: D. Greene

SUMMARY OF PROPOSALS RECEIVED

FOR: THE RENOVATION OF PUMPING AND ELECTRICAL SYSTEMS
FOR THE EDEN SITE AT BOOSTER PUMP STATION
TOWN OF BOSTON, ENCL COUNTY, NEW YORK

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	PRICE	TOTAL	CIR Electric Const. 1067 Hartman Rd., Co Buffalo, NY 14221	Dan Marzec Plumbing & Heating 5029 Broadway Depew, NY 14043	Terra Marine dredging Corp. P.O. Box 350 Gowanda, NY 14070	LPG General Corp. P.O. Box 875 Williamsville, NY 14221	R. Speth Electric 6746 Lakeshore Rd. Angola, NY 14006	Ashbert Const., Inc. 150 Million Street Williamsville, NY 14221	Frank J. Mattheis, Inc. 282 Delaware Avenue Buffalo, NY 14202								
1.	Pumping Unit & Appurtenances	2	EA.	1250.30	2,500.00	620.30	1,240.60	6170.00	12,340.00	72.00	144.00	5161.00	10,322.00	3200.00	10,400.00	4,000.00	8,200.00	3423.00	6,446.00	
2a.	12" Ductile Iron Pipe	34	L.F.	180.30	3,100.00	128.44	4,367.98	20.06	689.00	146.82	4,991.88	19.00	1,326.00	121.25	4,122.50	210.00	7,140.00	191.00	6,698.00	
2b.	8" Ductile Iron Pipe	12	L.F.	80.00	960.00	89.46	1,073.76	20.06	240.00	146.83	1,761.96	10.00	360.00	90.00	1,080.00	13.00	876.00	130.00	1,560.00	
2c.	6" Ductile Iron Pipe	2	L.F.	120.30	240.00	156.85	313.70	20.06	40.00	70.00	140.00	22.00	44.00	193.75	387.50	235.00	670.00	104.00	788.00	
3.	8" Gate Valve	2	EA.	525.30	1,050.00	659.50	1,319.00	100.06	800.00	182.00	954.00	607.00	1,214.00	531.50	1,072.00	483.00	966.00	841.00	1,682.00	
4a.	Flow Transmitter	1	EA.	1900.30	1,900.00	2231.50	2,231.50	2000.00	2,000.00	2940.00	2,745.00	1990.00	2,175.00	1603.00	4,203.00	2152.00	1,968.00	1,968.00	2,265.00	
4b.	Flow Receiver/Indicator	1	EA.	2300.30	2,300.00	2354.00	2,354.00	2000.00	1,000.00	3940.00	1,812.00	1815.00	2,815.00	1370.00	5,370.00	2785.00	2,785.00	3080.00	1,080.00	
5c.	Flow Receiver/Indicator/Recorder	1	EA.	2800.30	2,800.00	2960.00	2,960.00	1000.00	1,000.00	3832.00	1,812.00	1815.00	2,815.00	1370.00	5,370.00	2785.00	2,785.00	3080.00	1,080.00	
6.	Removal & Delivery of Existing Pumps	1	EA.	600.00	600.00	450.52	1,50.52	1.80	2,000.00	1.50	566.00	1.50	4,520.00	1.50	1,800.00	1.50	3,126.00	1.50	4,173.00	
7.	Major Control Center	1	EA.	1,500.00	1,500.00	1.50	1,50.00	1.80	2,000.00	1.50	566.00	1.50	4,520.00	1.50	1,800.00	1.50	3,126.00	1.50	4,173.00	
8.	Electrical Services	1	EA.	1.50	1.50	5,750.00	1.50	7,000.00	1.50	9,550.00	1.50	9,550.00	1.50	9,125.00	1.50	4,000.00	1.50	5,360.00	1.50	9,340.00
9.	Miscellaneous Electrical	1	EA.	1.50	1.50	5,000.00	1.50	2,900.00	1.50	1,000.00	1.50	3,514.00	1.50	6,442.00	1.50	1,500.00	1.50	10,401.00	1.50	6,650.00
10.	Air Distribution Equipment	1	EA.	1.50	1.50	875.00	1.50	1,034.90	1.50	1,000.00	1.50	109.00	1.50	1,930.00	1.50	1,650.00	1.50	1,350.00	1.50	1,250.00
11.	Electric Unit Heater	1	EA.	1.50	1.50	500.00	1.50	500.00	1.50	500.00	1.50	665.00	1.50	695.00	1.50	600.00	1.50	520.00	1.50	570.00
PROPOSAL SIGNED & NOTARIZED						YES				YES*		YES*		YES		YES		YES		YES
NOT-COLLUSIVE BIDDING CERT. SIGNATURE						YES				YES*		YES*		YES		YES		YES		YES
CORP. ACKNOWLEDGMENT OF PRINCIPAL SIGNATURE						YES				YES		YES		YES		YES		YES		YES
TOTALS																				
				29,525.00																
AMOUNT OF PROPOSAL GUARANTEE				N.A.																
SURETY				N.A.																
COMMENTS																				

A letter was read from Daniel Greene, Staff Engineer for Edwards and Moncreiff recommending that the third low bidder, Terra Marine Dredging Corporation with a bid of \$34,299.84 be awarded the bid as they were the sole bidder who complied fully with the stated bid requirements. Mr. Greene, who was present, explained that the other bidders did not furnish a financial and experience statement as requested in the specs. He stated that the Eden Pump Station is a critical link

for the water supply to Boston and Eden and is the only inflow line into the system and they wanted to make sure that whoever got the contract was a competent low bidder and could handle the project.

Town Attorney Maxwell stated it was his opinion that a low bidder could have the right to furnish, subsequent to the bid opening, financial and/or experience qualifications. He further stated that they were talking about \$6,000 in Water District #1 funds. Town Attorney Maxwell stated he felt they should be given the opportunity to say they did not comply with those two requirements. He further stated they should be given a minimum period of time to supply them. Town Attorney Maxwell stated as it stands now, it is not, in his opinion, a material non compliance, it is an omission that can be supplied, by at least the low bidder. He stated if they can give us that it saves \$6,000.00 as we are not in the business of awarding things to a higher bidder. He asked if they had filed Bonds and Mr. Greene stated yes. Town Attorney Maxwell pointed out that almost a financial responsibility is presupposed by the filing of a Performance Bond. Mr. Maxwell suggested that the low bidder be contacted tomorrow and tell them that technically they did not comply with the experience request and ask them to supply prior experience on this kind of work and if they do have the experience then we are in a position to look at lower bidders than Terra Marine. Town Attorney Maxwell asked if the low bidder had complied with the material specifications and Mr. Greene stated everything was in order there. Supervisor Hubert asked that this matter be tabled for two weeks so further information can be received.

The Boston Police Department's Monthly Report was received.

The Building Inspector's Monthly Report was received.

There was no Dog Control Officers' Monthly Report.

Supervisor Hubert reported that 120 children had been fingerprinted and they are getting more requests and if enough are received another date will be set up. He advised that the parents received both sets of cards and commended Sgt. and Mrs. Robert Lorek for the good job they had done.

A motion was made by Councilman Wohlhueter and seconded by Councilman Faulring to adjourn at 8:01 P. M.



Herbert H. Klein
Town Clerk

Regular Meeting
May 18, 1983

Town Hall
7:30 P.M.

Present were Councilman Milton Wittmeyer, Councilman David Zimmerman, Councilman Esther Faulring, Councilman Don Wohlhueter, Supervisor Jerome Hubert, Town Attorney Charles Maxwell and Highway Superintendent Clarence Kreitzbender.

A motion was made by Councilman Wittmeyer and seconded by Councilman Zimmerman that the minutes of the May 4, 1983 Regular Meeting be approved.

five (5) ayes

Carried

A letter was read from the Erie County Department of Fire Safety advising of an informational meeting to be held on May 24, 1983 relative to the proposed fire code. Councilman Wittmeyer directed the Town Clerk to send a copy of this letter to the three Fire Companies.

A Notice of Closing Highway was received from the County of Erie advising of the closing of road C.R. 519 Fowlerville Road described as follows:

that portion of road from Trevett Road to Springville-Boston Rd.
(Old Rte. 219) for the purpose of repairing bridge over Eighteen
Mile Creek. Closure to be in effect from May 10, 1983 until completion
of project.

Supervisor Hubert directed the Town Clerk to send a copy of this notice to the Fire Companies and Emergency Squad.

A letter was received from Assemblymen William Hoyt asking the Town Board to pass resolutions opposing the diversion of Great Lakes water. Supervisor Hubert asked that this letter be referred to the Conservation Advisory Council for their study and recommendation.

A letter was read from James Jehle, Chairman of the Dedication Committee for the New York State Police Building advising of additional plans and requesting financial assistance for the dedication. A motion was made by Councilman Zimmerman and seconded by Councilman Wohlhueter approving the paying of the bills for the New York State Police Dedication over and above what will be received from the contractors, architect-engineer and police benevolence with the money to come from the Celebrations Budget.

five (5) ayes

Carried

A motion was made by Councilman Faulring and seconded by Councilman Wohlhueter to pay the General Fund and Special District Bills in the amount of \$10,714.33.

five (5) ayes

Carried

Mr. John Koza, 9260 Boston State Road advised the Town Board that on Saturday, May 14, 1983 the grinding and banging at the Warren Collision Shop had been terrible and Mrs. Koza had tried to contact Mr. Decker and when she could not reach him had called Mr. Maxwell. Mr. Koza stated they had left their house on Saturday at 10:00 A. M. due to the noise. Supervisor Hubert directed Mr. Decker to go down next Saturday to check into this situation at Warren's.

Karen Klinczar asked how the noise ordinance could be enforced and Town Attorney Maxwell pointed out that there is no decibel amounts to go by, but there are points to follow to determine if a noise is creating a disturbance.

Mr. Koza stated that if they worked inside it might not be as bad. Mr. Herbert Warren was asked to comment and he stated that it was possible they had been working outside. Mr. Warren pointed out that the trucks on the road are noisier than their collision shop and noted that he could complain about the noise Mr. Koza makes, but doesn't.

Mr. Warren asked how this matter could be settled peaceably and Supervisor Hubert suggested that Mr. Warren and Mr. Koza sit down and work something out. Mr. Koza stated he would not discuss this with Mr. Warren as it was up to the Town Board to settle it.

Councilman Wittmeyer read from a pamphlet he had on noise and noted that wherever we are there will be noise. He cited what different decibels were for different activities.

Mr. Warren stated he had purchased a decibel meter and was advised by Supervisor Hubert that it would be necessary to have an expert operate this if their testimony would be needed.

Upon the written request of the Boston Historical Society, a motion was made by Councilman Zimmerman and seconded by Councilman Wohlhueter granting the Historical Society permission to use the Lion's Club Shelter on September 9 and 10, 1983 for their second annual Country Flea Market contingent upon the receipt of a Certificate of Insurance by the Town Clerk.

five (5) ayes

Carried

Upon the written request of the Boston Valley Girl Scouts, a motion was made by Supervisor Hubert and seconded by Councilman Faulring granting permission to the Girl Scouts to use the Lion's Club Shelter, small shelter, playing fields, community room and adjoining court yard on September 17, 1983 from 10:00 A. M. to 4:00 P. M. contingent upon the receipt of a Certificate of Insurance by the Town Clerk.

five (5) ayes

Carried

Upon the written request of the Boston Emergency Squad a motion was made by Councilman Wohlhueter and seconded by Councilman Zimmerman granting permission to the Boston Emergency Squad to use the Town Park and shelter on August 27, 1983 for their annual picnic.

five (5) ayes

Carried

Upon the written request of Mr. and Mrs. Dennis McKillen, a motion was made by Supervisor Hubert and seconded by Councilman Faulring granting permission to Mr. and Mrs. McKillen to park and live in a 23' travel trailer on their Heinrich Road property for a period of six months while they build their home. Permit to expire November 18, 1983.

five (5) ayes

Carried

A request was received from Anna Gernold, Trevett Road for the renewal of her Soil Removal permit. Supervisor Hubert asked that this matter be tabled to the next meeting and directed Building Inspector Decker to check into the matter.

Supervisor Hubert asked that the closing of the State Police Building Project and the transferring of funds be tabled to the next meeting as there is still work to be done on the driveway by the Highway Department.

A motion was made by Councilman Wohlhueter and seconded by Councilman Wittmeyer to retain Nussbaumer and Clarke, Inc. for engineering services to provide plan and details, including technical specification to provide an all-weather drinking fountain and hose bib at the Lion's Shelter at a cost not to exceed \$300.00.

five (5) ayes

Carried

Town Clerk Klein reported that bids had been opened for the resurfacing of the Tennis Courts on May 16, 1983 at 11:00 A. M. and were as follows:

GBH Paving Company	
356 Sunrise Boulevard	
Williamsville, New York 14221	\$7,100.00

Mandor A. Ogren	
159 Indian Trail Road	
Williamsville, New York 14221	\$10,110.00

It was noted that these bids are for the work only and the Town would be furnishing the material. Supervisor Hubert stated that there is a question on the fixing of the cracks as GBH bid \$300.00 and Ogren bid \$2,530.00 and he would like to find out why there is such a wide range on this. The awarding of the bid to resurface the Tennis Courts was tabled to a later meeting.

Supervisor Hubert asked Highway Superintendent Kreitzbender if he had started work around the telephone pole in the Town Park as requested by Baseball Director O'Brien and Highway Superintendent Kreitzbender stated it was completed. Supervisor Hubert stated he was waiting for bids on the door at the old Town Hall so baseball equipment could be stored there.

Highway Superintendent Kreitzbender advised that bids had been opened on March 16, 1983 at 3:00 P. M. for highway supplies. Upon the recommendation of Highway Superintendent Kreitzbender a motion was made by Councilman Zimmerman and seconded by Councilman Wittmeyer to award the bids as follows:

A. F. Kaefer
Box 55
Orchard Park, New York 14127

Bank Run Gravel - \$2.00 per Cubic Yard F. O. B. West Falls
\$5.50 per Cubic Yard Delivered to Boston Highway Garage

Gernatt Asphalt Products
Taylor Hollow Road
Collins, New York 14034

Sand for Ice Control - \$2.85 F. O. B. Plant

Buffalo Slag Company, Inc.
2544 Clinton Street
Buffalo, New York 14224

We are pleased to submit our bid for Bituminous Concrete as follows:

TYPE	F.O.B - Como Plant #51	F.O.B - Woodlawn Plant #50
Type 1 Base	\$22.00	\$22.75
Type 2 Base	19.30	20.05
Type 3 Binder	22.50	23.25
Type 5 Shim Course	26.50	27.25
Type 6 Top Course	24.25	25.00
Type 7 Top Course	25.10	25.85
Type 8 Top Course	25.40	26.15
Type 9 Top Course	24.05	24.80
Truing & Leveling	25.10	25.85
Blacktop Delivery Per Ton	3.25	3.00

We are pleased to submit our bid for Crushed Blast Furnace Slag Aggregates as follows:

N.Y. SIZE NO.	F.O.B. TRUCKS, WOODLAWN, NY PLT#81
#1A Slag	\$7.25 Net per net ton
#1 Slag	6.75 " " " "
#1 & 2 Mixed Slag	5.65 " " " "
#2 Slag	5.00 " " " "
#3A Slag	5.00 " " " "
#3 & 4 Mixed Slag	5.00 " " " "
Run of Bank	2.75 " " " "
-2" Crusher Run	4.75 " " " "
-3" Crusher Run	4.75 " " " "
Screenings	4.95 " " " "
Roofing Slag #1	6.75 " " " "
Add for Delivery Per Ton	1.75 " " " "

We are pleased to submit our bid for Crushed Stone Aggregates as follows:

N.Y. SIZE NO.	F.O.B. TRUCKS, CHEEKTOWAGA, NY PLT#21
#1A Stone	\$6.10 Net per net ton
#1 Stone	5.50 " " " "
#2 Stone	5.00 " " " "
#1 & 2 Mixed Stone	5.25 " " " "
#3A Stone	4.85 " " " "
-1" Crusher Run	4.75 " " " "
-2" Crusher Run	3.90 " " " "
Add for Delivery Per Ton	2.25 " " " "

Chautauqua Pipe & Tank, Inc.
Cemetery Road
Portland, New York 14769

SIZE	GUAGE	PRICE	ARCHED PIPE (SIZE)	PRICE
6"	18	2.11	No Bid	----
6"perf.	18	2.25	-----	----
8"	16	3.54	-----	----
8"perf.	16	3.77	-----	----
10"	16	4.38	-----	----
12"	16	4.90	-----	----
15"	16	6.21	17 x 13	6.91
18"	16	7.40	21 x 15	8.24
21"	16	8.63	24 x 18	9.59
24"	16	9.82	28 x 20	13.20
30"	14	15.08	35 x 24	16.43
36"	14	18.04	42 x 29	26.46
42"	12	28.88	49 x 33	30.78
48"	12	32.94	57 x 38	38.13
54"	12	43.85	-----	----
60"	10	59.61	-----	----
66"	10	64.79	-----	----
72"	10	70.00	-----	----
78"	8	89.36	-----	----

five (5) ayes

Carried

Town Attorney Maxwell advised the Board that a statement of Experience had been received from C I R Electric Construction, the low bidder on the Eden Site #1 Booster Pump Renovation Phase II, and he pointed out that at the last meeting of the Town Board a letter had been received from Edwqrds & Moncreiff recommending that the third lowest bidder be awarded the contract as the two lowest bidders did not submit a Certificate of Experience. Town Attorney Maxwell stated that it was his opinion this could be submitted after the bid was opened and they had. He further advised that Mr. Greene of Edwards & Moncreiff had advised that the Certificate was in order and that C I R be awarded the contract as they were a responsible low bidder. Supervisor Hubert pointed out that this would come later in the meeting.

Upon the request of Town Attorney Maxwell a motion was made by Councilman Wohlhueter and seconded by Councilman Faulring authorizing Town Attorney Maxwell to proceed with filing papers in Supreme Court against Coy James as he has been building a tower at 8332 Boston State Road without a permit.

five (5) ayes

Carried

Councilman Wohlhueter stated he had received many inquiries about what will be done on Eckhardt Road as there are rumors. He asked Supervisor Hubert to set up a meeting with the County Highway Department so this can be discussed and something be put in writing so everyone will know what is going to be done. He also asked that the flooding problem at Back Creek Road and Colonial Drive be discussed with the County as rip-rap that was to be put in that area was never done.

Upon a question by Councilman Wohlhueter, Deputy Town Attorney Perley stated he had presented the final draft of the proposed Park Ordinance to the Town Board this evening. Supervisor Hubert asked that this be tabled to the first meeting in June as the Board will need time to study the proposed ordinance.

Upon the written request of Gerald O'Brien, Baseball Director, a motion was made by Councilman Wohlhueter and seconded by Councilman Zimmerman to accept changes for insurance purposes in the Baseball and Softball coaches and assistant coaches as follows:

Delete

Softball - Jim Carlson

Baseball -

Add

Herman Musty

Ray Schaefer
John Maurer
Jim Rouessau

five (5) ayes

Carried

Upon the written request of Remy Orffeo, Recreation Director, a motion was made by Supervisor Hubert and seconded by Councilman Wittmeyer granting permission to the Summer Recreation Program to use the tennis courts for lessons on Monday and Wednesday from July 6, 1983 to August 11, 1983 from 9:00 A. M. to 12 Noon.

five (5) ayes

Carried

Town Clerk Klein asked that signs be put up soon so the public will be aware of this schedule.

A proposed ordinance on Trailer Courts was submitted by the Planning Board. Supervisor Hubert asked that this be tabled to give the Board a chance to review them.

A letter and pamphlet was received from the Conservation Advisory Council relative to woodlot management. Supervisor Hubert asked Karen Klinczar, Chairman of the Conservation Advisory Council if she could check on the logging being done near the Sprague Trailer Park. She advised that another lot logged and owned by the same person had been checked and conformed perfectly.

A letter was received from the Drainage Committee relative to the continuing drainage problems at Back Creek Road and Colonial Drive. Supervisor Hubert advised that this will be discussed with the County when they meet relative to Eckhardt Road.

A letter was read from the Drainage Committee relative to funding for Drainage projects, especially in the Creekside area. Supervisor Hubert advised that he had contacted Washington and they advised of a Community Development grant for lower to moderate income families. He stated he had sent a copy of the criteria to the Planning Board, Drainage Committee and Conservation Advisory Council and if they have any ideas where they can put some of it they should contact him.

Upon the written request of the Boston Youth Soccer League, a motion was made by Councilman Zimmerman and seconded by Councilman Wittmeyer to provide the following for the Soccer League:

1. Use of Town property for soccer field
2. Maintain the field
3. Purchase

A. 3 pair nets	\$767.00
B. 3 pair goals	\$180.00
C. Corner Flags	\$ 70.00

five (5) ayes

Carried

A motion was made by Supervisor Hubert and seconded by Councilman Zimmerman to award the contract for the Eden Site #1 Booster Pump Station Renovation Phase 2 to C I R Electric, 1067 Harlem Road, Buffalo, New York at a cost of \$27,650.00 and to authorize the Supervisor to sign the contract.

five (5) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Supervisor Hubert to send a letter to Senator Moynihan and D'Amato and Congressman Kemp in support of continuing with Federal Revenue Sharing.

five (5) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Faulring to adjourn at 8:33 P. M.

Herbert H. Klein

Herbert H. Klein
Town Clerk

Regular Meeting
June 1, 1983

Town Hall
7:30 P.M.

Present were Councilman Milton Wittmeyer, Councilman David Zimmerman, Councilman Don Wohlhueter, Supervisor Jerome Hubert, Town Attorney Charles Maxwell and Highway Superintendent Clarence Kreitzbender. Councilman Esther Faulring was absent.

A motion was made by Councilman Wohlhueter and seconded by Councilman Wittmeyer that the minutes of the May 18, 1983 Regular Meeting be approved.

four (4) ayes

Carried

A motion was made by Councilman Zimmerman and seconded by Councilman Wittmeyer that the Town Clerk's Monthly Report be accepted.

four (4) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Wohlhueter that the General Fund and Special District Bills in the amount of \$5,154.29 be paid.

four (4) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Wittmeyer that the Highway Bills in the amount of \$1,102.15 be paid.

four (4) ayes

Carried

A letter was read from Congressman Jack Kemp acknowledging receipt of the Town Board's resolution supporting the continuation of Revenue Sharing Funds. The letter was received and filed.

A letter was read from County Legislator Marie Richardson advising of action taken at the May 19th session of the Erie County Legislature. The letter was received and filed.

A letter was read from County Executive Edward Rutkowski advising of the work for relief program and asking for assistance in providing meaningful work for relief clients. Supervisor Hubert noted there are a couple of problems, one being providing transportation from the Town Hall to the work site and the other is insurance. Supervisor Hubert stated he had a question on the insurance, but they had not gotten back to him yet. Highway Superintendent Kreitzbender was directed by Supervisor Hubert to furnish him with a list of jobs to do. Sharon Clark, Thornwood Drive, stated that there is a drainage problem in front of her house which is caused by an 18" drainage pipe put in by the sewer construction company and this is causing the water to just sit. She also advised that sewage from leech beds is also mixed with the water. Supervisor Hubert stated he would go down tomorrow and inspect it. Highway Superintendent Kreitzbender and Councilman Wittmeyer stated they would also go.

Mr. Henry Enser, Liebler Road questioned the bids received to resurface the tennis courts. He felt this bid was quite high in view of the fact that the Town would furnish the materials. He further questioned why the Highway Department couldn't do this work. Supervisor Hubert explained what had to be done to the tennis court and advised that the Town does not have the proper equipment for laying a tennis court. Mr. Enser stated he felt if the tennis court had been sealed the last time it would not be necessary to do it again.

Mr. Earl Knight suggested that the tennis court resurfacing be rebid and this time include the material in the contract and maybe a better price would come in. Councilman Wittmeyer pointed out that municipalities get a better price on materials than a contractor can. Town Clerk Klein pointed out that ten sets of specifications were sent out and only two bidders responded.

Karen Brinkerhoff, Wildwood Drive asked if the caucus was open to the public and was advised yes. She was told to contact the Town Hall to find out the date and time.

A letter was read from Building Inspector Decker recommending that a soil removal permit be issued to Anna Gernold. Councilman Wittmeyer stated he had inspected the site also and it was much improved. A motion was made by Councilman Wittmeyer and seconded by Supervisor Hubert to grant a Soil Removal Permit to Anna Gernold, Trevett Road for a period of one (1) year.

four (4) ayes

Carried

An application was received from Clayton Schunk for a permit to remove soil west of Willow Drive. Supervisor Hubert stated he had contacted a mining engineer to inspect this area and the Town Board will also make an inspection. Supervisor Hubert asked that this matter be tabled for inspection and SEQR reports.

Upon the written request of Duane Brock, 6751 Pinehurst Drive, a motion was made by Supervisor Hubert and seconded by Councilman Wohlhueter granting permission to Mr. Brock to put a mobile home at 6751 Pinehurst to be used as a residence while his fire damaged home is being repaired contingent upon the appropriate sanitary sewer hookup. Permit to expire September 1, 1983.

four (4) ayes

Carried

A letter was read from Norman and Mary Braun requesting permission to place a travel trailer on their property on Tillen and West Hill Road while they are constructing a home. Councilman Wittmeyer asked that a letter be sent to Mr. and Mrs. Braun that permission to live in a trailer cannot be granted until they have applied for a building permit and have the approved septic system.

A letter from Earl C. Knight, Liebler Road to Supervisor Hubert relative to the \$.50 charge per copy for copies of Town records was read. Mr. Knight's letter also requested that he be refunded the overcharge from when he received copies of Town records. Other letters and a resolution read relative to this matter are as follows:

- 1 - Letter from Mr. Robert Freeman, Executive Director, State of New York Committee on Public Access to Records to Mr. Earl Knight dated May 11, 1983.
- 2 - Copy of a letter from Town Clerk Klein to Mr. Freeman dated May 20, 1983.
- 3 - Letter from Assemblyman Ronald Tills to Town Clerk Klein dated April 28, 1975.
- 4 - Portions of a resolution adopted by the Boston Town Board on August 6, 1975 setting \$.50 as the charge for copies.
- 5 - Letter from Mr. Freeman to Town Clerk Klein dated May 27, 1983.
- 6 - Letter from Mr. Freeman to Mr. Knight dated May 27, 1983.

Supervisor Hubert asked Town Attorney Maxwell if he could render an opinion on this and he advised that he would have to study it. Supervisor Hubert stated the matter of charges for town records would be tabled for further study and the opinion of Town Attorney Maxwell. Supervisor Hubert thanked Mr. Knight for bringing this to the Board's attention.

A motion was made by Supervisor Hubert and seconded by Councilman Wohlhueter to set a public hearing for LL-2-83 - Park Ordinance for July 6, 1983 at 8:00 P. M.

four (4) ayes

Carried

A motion was made by Supervisor Hubert and seconded by Councilman Wohlhueter to appropriate \$10,000.00 to A9730.6 from the 1982 fund balance for payment on the principle of the BAN for the State Police Building. Duly put to a vote which resulted as follows:

Councilman Wittmeyer	Voting	aye
Councilman Zimmerman	Voting	no
Councilman Wohlhueter	Voting	aye
Supervisor Hubert	Voting	aye

three (3) ayes

One (1) nay

Carried

Town Clerk Klein advised that he had received petitions for a water service study from residents of the Chestnut Ridge Road, Hillside Drive, Hillcrest Road, Chestnut Lane, Crestwood Circle and Serpentine Drive area. It was noted that a study had been done on this area some years back and the residents at that time had not wanted water service. Supervisor Hubert directed this matter be referred to the engineering firm of Edwards and Moncreiff for their study.

A motion was made by Councilman Wittmeyer and seconded by Supervisor Hubert setting July 6, 1983 at 7:30 P. M. and August 10, 1983 at 7:30 P. M. as Town Board meeting dates and times.

four (4) ayes

Carried

The Supervisor's Monthly Report was received.

A letter was read from Leonard Saniewski, Deputy Commissioner of Highways - County of Erie advising of rehabilitation work that will be done on Eckhardt Road during 1983.

Supervisor Hubert reported on Cable TV advising of what has been done so far and what will be done in the future.

The Tax Collector's Monthly Report was received.

The Town Justice Monthly Report was received.

The Boston Police Department Monthly Report was received.

There was no Building Inspector's Monthly Report.

The March Report of the Boston Dog Control Officer was received.

A letter was read from the Conservation Advisory Council recommending that resolutions be passed relative to the Great Lakes water diversion and elimination of funding for the Great Lakes Environmental Research Laboratory.

RESOLUTION - GREAT LAKES WATER DIVERSION

RESOLUTION - GREAT LAKES ENVIRONMENTAL RESEARCH LABORATORY

The bids for the resurfacing of the tennis courts opened on May 16, 1983 and tabled from the May 18, 1983 Town Board meeting were brought before the Board. Town Clerk Klein stated that he had requested a schedule of experience and references from the low bidder G.B.H. Paving Company as directed by the Town Board and had received the schedule. Town Clerk Klein explained that he had contacted four of the persons listed and had received a good report on G.B.H. Paving from each of them.

Town Clerk Klein advised that the bids received were G. B. H. Paving - \$7,100.00 and Mandor A. Ogren - \$10,110.00.

A letter was read from Playtime USA, Inc. advising of their price for materials and also a quote on prices was received from Wikel Manufacturing Company of New York, Inc. A letter was also read from Nussbaumer and Clarke, Inc. quoting a price for on-site observation while the tennis court is being resurfaced.

Town Clerk Klein advised that Nussbaumer and Clarke and also Mr. Hall of G.B.H. Paving had done work with Playtime, USA and were very satisfied. It was noted this should hold up for at least seven years.

Mr. Coy James asked Supervisor Hubert if he was going to resubmit the job for rebidding and Supervisor Hubert stated he felt they should proceed with the work as soon as possible as tennis season is upon us. Mr. James asked if it was just his opinion not to rebid or all the Town Boards. Supervisor Hubert stated it is his opinion he could not speak for the rest of the board.

Town Clerk Klein advised that prior to the bidding he had contacted two Hamburg firms for estimates and one had been \$18,105.00 and the other \$13,855.00, this included material. Mr. Klein advised that although both the companies had received specifications neither had bid on the project.

A motion was made by Supervisor Hubert and seconded by Councilman Zimmerman to accept the bid of G. B. H. Paving Company, 356 Sunrise Boulevard, Williamsville, New York for furnishing all tools, equipment, and labor for the repair and resurfacing of the town's tennis and basketball courts in the amount of \$7,100.00.

four (4) ayes

Carried

A motion was made by Supervisor Hubert and seconded by Councilman Wohlheuter to accept the quote of Playtime, U.S.A., Inc, 3870 Broadway, Buffalo, New York 14227 for material as follows:

Two coats of Playtime Light Green II - - -480 gallons in 35 gallon drums at \$5.78 per gallon \$2,774.40

One coat of Playtime Light Green I - - - 110 gallons (2 fifty-five gallon drums) at \$5.53 per gallon	\$ 608.30
One five gallon pail of White Acrylic Line Paint at \$8.80 per gallon	\$ 44.00
Total Cost	\$3,426.70

four (4) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Supervisor Hubert to have Nussbaumer and Clarke, Inc. provide on-site observation for the tennis court resurfacing at a cost of \$27.50 per hour plus \$.25 per mile for travel expenses.

four (4) ayes

Carried

Supervisor Hubert advised that he had contacted the County relative to the drainage problem at Back Creek Road and Colonial Drive and as yet they have not gotten back to him with an answer. He stated he should have a report at the next meeting.

Town Clerk Klein presented costs for the purchase of lamp post heads for street lights from General Electric Supply in Cheektowaga vs rental fees from New York State Electric and Gas. Mr. Klein also stated he inquired from the State on a State bid price and was unable to obtain a price. The purchase price is \$168.00 each for a 120 volt, TC 100, 70 Watt High Pressure Sodium with a reactor ballast and would have an annual energy charge from New York State Electric and Gas of \$31.45. The rental charge including the energy cost from New York State Electric and Gas was quoted at \$72.15. A motion was made by Councilman Zimmerman and seconded by Councilman Wittmeyer to purchase three lamp posts from General Electric supply for \$168.00 each and that they be installed at locations 2 - 4 - 6 on the plan drawn for Wildwood Drive by New York State Electric and Gas.

four (4) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Zimmerman to adjourn at 8:40 P. M.



Herbert H. Klein
Town Clerk

TOWN OF BOSTON



At a Regular Meeting of the Town Board of the Town of Boston, Erie County, New York, held at the Boston Town Hall, 8500 Boston State Road, Boston, New York, in said Town on the 1st day of June, 1983, at 7:30 P.M., Eastern Daylight Savings Time, there were present:

Jerome Hubert
Milton Wittmeyer
David Zimmerman
Don A. Wohlhueter

Supervisor
Councilman
Councilman
Councilman

The following resolution was offered by Councilman Wohlhueter, who moved its adoption:

WHEREAS, New York State, together with all the States and Provinces in the Great Lakes Basin, has been blessed with an incomparable resource in the form of the largest freshwater supply on earth; and

WHEREAS, The prudent use and development of the water resources of the Great Lakes for purposes of consumption, hydro-electric capability and commercial and recreational activity is absolutely essential to the economy and prosperity of New York State and all of the Great Lakes States and Provinces; and

WHEREAS, New York State and many of the States in the Great Lakes region have experienced severe economic conditions resulting from unemployment, soaring energy costs and loss of businesses and jobs to other regions; and

WHEREAS, Increasing evidence points to severe freshwater shortages in parts of the United States and Canada; shortages that already are apparent and are expected to reach major proportions in the next decade; and

WHEREAS, The search already has begun for alternative sources of water for those regions, with support for some of that search coming from the United States Federal Government; and

WHEREAS, The water of the Great Lakes is urgently needed to meet the current and future domestic, industrial, navigational, power, agricultural and recreational needs of the Great Lakes and St. Lawrence region; and

WHEREAS, The findings of the International Joint Commission's Great Lakes Diversions and Consumptive Uses Study Board indicates that the States and Provinces in the Great Lakes Basin will themselves be faced with substantial increases in consumptive uses within the Basin over the next half century to meet our own growing needs; and

WHEREAS, The diversion of water from the Great Lakes Basin to other water basins significantly lowers lake levels and reduces the net supply of water available to New York residents and businesses; and

WHEREAS, There exists already at least four diversions from Great Lakes water resources; and

WHEREAS, Lowered lake levels and reduction of flows in connecting channels could result in serious losses in water supply, navigation and recreational values

causing critical economic, social and environmental problems adverse to the people of New York and other States and Provinces within the Great Lakes region; and

WHEREAS, The diversion of Great Lakes waters to other regions of the United States or Canada could result in severe restrictions in the growth and development of the Great Lakes regions; and

WHEREAS, It makes far more sense for development to occur in New York State and other States and Provinces where abundant supplies of fresh water already exist, rather than moving the water to other regions and further impairing the economic vitality of the Northeast; and

WHEREAS, The State of New York and other States and Provinces within the Great Lakes region share in the responsibility for the stewardship of the tremendous natural resources which the Great Lakes provide; and

WHEREAS, The Boundary Water Agreement of 1909 requires that any change in the flows and levels of any boundary waters is subject to approval by the Federal governments of both the United States and Canada; now, therefore, be it

RESOLVED, That the Boston Town Board strenuously objects to any new diversion of Great Lakes water for use outside the Great Lakes States and Provinces; and be it further

RESOLVED, That the Boston Town Board memorializes the President and the Congress of the United States of America that no future diversions be considered until a thorough assessment takes place, involving all jurisdictions contiguous to the Great Lakes system, of the impact on navigation, power generation, environment and socio-economic development for all said jurisdiction; and be it further

RESOLVED, That the Boston Town Board memorializes the President and the Congress of the United States of America that any future decision on the diversion of Great Lakes water for use outside of the Great Lakes States and Provinces be made only with the concurrence of the Great Lakes States, the United States Federal Government, and the Federal Government of Canada and the Provinces contiguous to the Great Lakes system; and be it further

RESOLVED, That copies of this Resolution be transmitted to the Honorable Ronald W. Reagan, President of the United States; Howard Baker, President pro tem of the Senate; Thomas P. O'Neill, Speaker of the House of Representatives, Senator Daniel Patrick Moynihan, Senator Alfonse D'Amato and Congressman Jack Kemp.

Seconded by Councilman Wittmeyer and duly put to a vote which resulted as follows:

Supervisor Hubert	Voting	<u>aye</u>
Councilman Wittmeyer	Voting	<u>aye</u>
Councilman Zimmerman	Voting	<u>aye</u>
Councilman Faulring	Voting	<u>absent</u>
Councilman Wohlhueter	Voting	<u>aye</u>

AYES: 4 NOES: 0 ABSENT: 1


Herbert H. Klein
Town Clerk

SHORT TITLE: Strenuously objecting to any new diversion of Great Lakes water for use outside the Great Lakes States and Provinces

TOWN OF BOSTON



At a Regular Meeting of the Town Board of the Town of Boston, Erie County, New York, held at the Boston Town Hall, 8500 Boston State Road, Boston, New York, in said Town on the 1st day of June, 1983, at 7:30 P.M., Eastern Daylight Savings Time, there were present:

Jerome Hubert
Milton Wittmeyer
David Zimmerman
Don A. Wohlhueter

Supervisor
Councilman
Councilman
Councilman

The following resolution was offered by Councilman Wohlhueter, who moved its adoption:

Resolution objecting to the proposed elimination or to any reduction in federal funding for the Great Lakes Environmental Research Laboratory or the Large Lakes Research Station

WHEREAS, the Great Lakes Environmental Research Laboratory at Ann Arbor, Michigan, and the Grosse Isle Large Lakes Research Station near Detroit, Michigan, provide invaluable research and data relative to the enormous freshwater resource of the Great Lakes; and

WHEREAS, such research and data are essential to the continuing effort of New York State and the other states and provinces in the Great Lakes Basin to preserve and protect the water resources of the Great Lakes; and

WHEREAS, such work is of great importance to New York State and much of the research and analysis is done in New York State and on Lake Erie and Lake Ontario; and

WHEREAS, approximately 80 percent of the funding of the Large Lakes Research Station has supported or currently supports other Great Lakes research institutions and scientists including SUNY/Buffalo, SUNY/Albany and the New York State Department of Health; and

WHEREAS, the future of New York State and our continuing efforts to build a strong and enduring economic base are inexorably tied to the protection and preservation of the Great Lakes; and

WHEREAS, the United States has made a commitment, as a signatory to the Boundary Water Treaty of 1909 and the Great Lakes Water Quality Agreement of 1978, to develop and implement programs to achieve the purposes and goals of said agreements; and

WHEREAS, current proposals for the 1984 federal budget include total elimination of the \$3.6 million funding for the Great Lakes Environmental Research Laboratory and the \$2.5 million funding for the Large Lakes Research Station; and

WHEREAS, pursuant to such proposals, said funding would cease and the two research centers would be closed down as of September 30, 1983; now, therefore, be it

RESOLVED, that the Boston Town Board strenuously objects to the proposed elimination or, indeed, to any reduction in funding for the Great Lakes Research Laboratory or the Large Lakes Research Station; and be it further

RESOLVED, that the Boston Town Board memorializes the President and the Congress of the United States of America to continue and perpetuate full funding for the two research centers; and be it further

RESOLVED, that copies of this Resolution, be transmitted to the Honorable Ronald W. Reagan, President of the United States; Howard Baker, President pro tem of the Senate; Thomas P. O'Neill, Speaker of the House of Representatives, Senator Daniel Patrick Moynihan, Senator Alfonse D'Amato and Congressman Jack Kemp.

Seconded by Councilman Wittmeyer and duly put to a vote which resulted as follows:

Supervisor Hubert	Voting <u>aye</u>
Councilman Wittmeyer	Voting <u>aye</u>
Councilman Zimmerman	Voting <u>aye</u>
Councilman Faulring	Voting <u>absent</u>
Councilman Wohlhueter	Voting <u>aye</u>

AYES: 4 NOES: 0 ABSENT: 1

Herbert H. Klein
Herbert H. Klein
Town Clerk

Regular Meeting
June 15, 1983

Town Hall
7:30 P.M.

Present were Councilman Milton Wittmeyer, Councilman David Zimmerman, Councilman Esther Faulring, Councilman Don Wohlhueter, Supervisor Jerome Hubert, Town Attorney Charles Maxwell and Highway Superintendent Clarence Kreitzbender.

A motion was made by Councilman Wohlhueter and seconded by Councilman Faulring that the minutes of the June 1, 1983 Regular Meeting be approved.

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Zimmerman that the General Fund and Special District Bills in the amount of \$10,141.85 be paid.

five (5) ayes

Carried

A motion was made by Councilman Faulring and seconded by Councilman Wohlhueter that the Highway Bills in the amount of \$6,027.18 be paid.

five (5) ayes

Carried

A notice was read from the New York State Department of Transportation advising of the designation of a restricted highway as follows:

A portion of the Southern Expressway, US Rte. 219, beginning 1½ miles south of the proposed Rice Hill Road interchange and continuing north along US Rte. 219, a distance of 3 miles.

- ALSO:
1. Rice Hill Road (Town Road) between West Hill Drive and Zimmerman Road (CR 437).
 2. Zimmerman Road between Rice Hill Road and Brown Hill Road (CR 436)
 3. Brown Hill Road between Zimmerman Road and Trevett Road
 4. Trevett Road between Brown Hill Road and "Old" 219
 5. West Hill Drive from Rice Hill Road south 1/2 mile
 6. All intersecting roads and proposed ramps to the limits shown on the contract plans

Including the proposed detour for reconstruction of the Trevett Road bridge at "Old" 219 consisting of "Old" Rte. 219 between Trevett Road and Fowlerville Road, Fowlerville Road between "Old" Rte. 219 and Trevett Road, and Trevett Road between Fowlerville Road and Brown Hill Road.

All in the towns of Boston and Concord, County of Erie.

Councilman Wittmeyer requested the Town Clerk to send a copy of this notice to the fire companies and emergency squad. Supervisor Hubert advised that this is for the Rice Road interchange and he had been advised the project would be completed in October.

A Notice of Closing Highway was received from the Erie County Highway Department and is described as follows:

that portion of road from Brown Hill Road to Boston State Road, a distance of 0.5± mile. Purpose of closure is to rehabilitate bridge over 18 Mile Creek. Closure to be in effect from June 20, 1983 until completion of project.

Councilman Wittmeyer requested a copy of this also be sent to the fire companies and emergency squad. Supervisor Hubert advised that while the road is closed traffic will be detoured over Fowler Road.

A letter was read from Herman and Mary Joan Feldman requesting a lower speed zone on Eckhardt Road from Taylor to Heinrich Road. Supervisor Hubert directed the Town Clerk to check on the speed in that area to see how far the 35 MPH zone goes and to refer the letter to the Traffic Safety Committee. Mr. Feldman, who was present, stated that he was under the impression it was 35 MPH in that area, but the signs had not been put up. Supervisor Hubert advised Mr. Feldman this would be checked into. Town Clerk Klein pointed out that a speed zone would have to have the approval of the County and State.

A letter was read from Governor Mario Cuomo sending cordial greetings to all gathered at the dedication of the State Police Building. Town Clerk Klein advised that the letter had been received after the dedication. The letter was received and filed.

A letter was read from Legislator Marie Richardson advising of action taken at the June 2, 1983 session of the Erie County Legislature. The letter was received and filed.

A letter was read from Senator D'Amato relative to the continuation of the Revenue Sharing Program. The letter was received and filed.

A letter was read from Kenneth Decker inquiring into the possibility of using property at 9506 Boston State Road to store excavation equipment. Town Attorney Maxwell stated that although the letter does not so state, he imagines the equipment will be trucks and bulldozers and under the present zoning it would be necessary to have the property rezoned or a Special Permit issued to be used for the purpose requested. The Town Clerk was directed to send a letter to Mr. Decker asking if he wanted a rezoning or a Special Permit and also to submit a list of what items he uses.

Town Clerk Klein advised that he had received additional petitions requesting a study for water on Chestnut Ridge Road. Supervisor Hubert read a letter he had sent to the EDS Jobs Project requesting money for this project and also advised that Edwards and Moncreiff, Engineering had been contacted to make a study.

Mr. Robert Fagan, Powerline Road advised that when a detour was set up on Boston State Road and traffic rerouted over the east hill, some people familiar with the area had used the powerline for a detour and he would like to have the contractor come in and fill in the holes caused by the extra traffic. Supervisor Hubert stated he would contact the contractor to see what could be done. Councilman Wittmeyer pointed out that there might be a problem if the detour across Cole Road was properly signed.

Karen Brinkerhoff asked the Town Board if they were aware there was a possibility that the Boston Valley Elementary School would be closed. Town Clerk Klein advised that this would be discussed under the Town Clerk's report.

Douglas Griebel, Eckhardt Road asked what the Town Board's position was on the proposed upgrading of Eckhardt Road and could they curb the proposed widening. He further pointed out that Derby Road had just been done by the County and the pavement was 18' with 2' shoulders although the County had advised that they could not fix up a road unless it was widened to 20' pavement with 4' shoulders. Councilman Wohlhueter stated that a meeting had been called on June 9th with the county and Eckhardt Road residents based on a letter sent by Mr. Saniewski of the Erie County Department of Highways to the Town Board regarding the widening of Eckhardt Road and the tree removal. He further stated for a couple of years the Board has been asking the County to repair Eckhardt Road, although they did not ask to have it widened. He stated in the letter from Mr. Saniewski, it had advised that the road would be widened to 20' with 4' shoulders on each side which would require removal of trees. Councilman Wohlhueter stated that the meeting was called and the County Officials came out reluctantly and were not too well prepared. He stated alternatives were discussed and Councilman Wohlhueter advised that the road, if they did it, would be widened to 20', it is now 18' and because of liability would have to remove the trees. He stated he had talked to Mr. Saniewski today and had been informed that he would be glad to have a meeting again with the residents and they are considering the alternatives brought up at the first meeting. He further advised that he had talked to Legislator Marie Richardson and one of the alternatives mentioned to move the road one foot was pretty costly. Councilman Wohlhueter asked them if the road could be fixed from 391 to the bridge and they said they would do that and pave to the Kut's residence and they should be done within the month. He stated beyond that the Town Board could not do much as there is a 32' right of way. He stated he hated to see the trees go although some were dead. Councilman Wohlhueter stated that Mr. Saniewski wants to know what has transpired tonight and he had also suggested letters be sent to the fire companies and rescue squad and school districts, Hamburg and Eden, to see what their feelings are.

Mr. Griebel asked if it was felt it was worth their time to have another meeting if they are totally closed on what they can do. Councilman Wohlhueter stated he did not feel they were totally closed. Mr. Griebel stated that sooner or later the road would have to be done.

Supervisor Hubert advised that when they asked the County last year to fix the road they did not know it would go to 20'. Supervisor Hubert advised that another meeting would be set for June 23, 1983 at 7:30 P. M. with the Supervisor, Town Board and County Highway Department and residents. Town Clerk Klein was directed to send a notice of the meeting to the County and also the residents in the area.

Mr. Herman Feldman, Eckhardt Road, stated that if they are being told that if they don't accept 20' roads with 4' shoulders, they will have a cow path, he personally would spend his own money to find out why. He stated at the meeting he was verbally abused with mandates and he asked that someone research the mandates and explain at the meeting what these are and where they come from.

Sharon Clark, Thornwood Drive advised that she had heard nothing further on the ditch in front of her house that she had complained about at the last meeting. Highway Superintendent Kreitzbender stated that the contractor was supposed to clean the pipe out and continue digging to the next portion. Supervisor Hubert directed the Highway Superintendent to contact Sea Coast Construction about this and let him know what he found out. Supervisor Hubert advised Mrs. Clark that he would get back to her.

Sharon Clark also advised that their road has stones and dust flying and she wondered if it would stay this way. Highway Superintendent Kreitzbender stated he would check on this also. Town Clerk Klein pointed out that Park Drive is like a washboard.

Harvey Reed, Eckhardt Road, asked when they would be able to hook into the sewers. Supervisor Hubert stated that he was told May 1, then June and now they say July 6. He further noted it is being tested now. Supervisor Hubert explained that when Erie County took over the operation and maintenance of the Town Sewers the sewer taxes were lowered to a nominal amount to close up the lagoons. In answer to a question by Councilman Wittmeyer, Supervisor Hubert advised that there will be no more construction in that area as they are hooked into the system. It was further noted that they are still studying the use of the lagoons. Karen Klinczar advised that the Conservation Advisory Council had given recommendations on the use of the lagoons and she asked they be kept abreast of plans. Supervisor Hubert further advised that they are in the talking stages with the County to try to get help from the County to close them up.

An application was received from Coy W. James requesting a permit to erect a TV reception tower at 8332 Boston State Road. The Town Board, upon the recommendation of Town Attorney Maxwell, directed the Town Clerk to advise Mr. James in writing that his application was incomplete and before they could consider the application they would need a set of specifications for the tower, state the proposed use of the tower, a survey of the property showing location of the tower, and the distance from tower to adjacent buildings including those on adjoining lots. Mr. Maxwell also recommended that the Building Inspector make an inspection to determine the best he can if the location of the tower in respect to the property line coincides with the application.

The application of Clayton Schunk for a Soil Removal Permit received at the June 1, 1983 meeting was brought before the Board. Town Clerk Klein read letters from the Boston Drainage Committee and New York State Department of Environmental Conservation relative to the SEQR report submitted. A motion was made by Councilman Wittmeyer and seconded by Councilman Wohlhueter to approve the issuance of a soil removal permit to Clayton Schunk to remove an area of 30' x 200' x 2½' depth at the west end of Willow Drive not to exceed 600 yards and that the area is to be graded back and seeded.

five (5) ayes

Carried

A letter was read from Norman Braun requesting permission to park and live in a travel trailer on Tillen Road while they build a home. Town Clerk Klein stated they have a building permit and a permit from the Erie County Health Department for a septic system has been received. A motion was made by Councilman Faulring and seconded by Supervisor Hubert to grant the request of Norman Braun to park and live in their travel trailer on Tillen Road for a period of six months.

five (5) ayes

Carried

Upon the written request of Reverend Stephen Calos, Pastor of the Churchill Methodist Church, a motion was made by Councilman Wohlhueter and seconded by Councilman Faulring to approve the use of the Town Park for the Bsoon Valley Churches Softball League contingent upon a Certificate of Insurance.

five (5) ayes

Carried

Upon the written request of Pinecrest Terrace residents, a motion was made by Councilman Wohlhueter and seconded by Councilman Zimmerman granting permission to the Pinecrest Terrace residents to temporarily close part of Pinecrest Terrace from 4668 to 4727 on July 23, 1983 from 1:00 P. M. to 11:00 P. M. for their annual street party.

five (5) ayes

Carried

A request for a Soil Removal Permit was received from Martin Logel, 7784 Boston State Road. A motion was made by Supervisor Hubert and seconded by Councilman Wittmeyer to approve the issuance of a Soil Removal Permit to Martin Logel, 7784 Boston State Road.

five (5) ayes

Carried

A motion was made by Supervisor Hubert and seconded by Councilman Faurling to transfer appropriations as follows:

SEWER DISTRICT #1

From	SS-1-8130.4	\$629.13	
To	SS-1-1950.4		\$317.17
	SS-1-9010.8		308.22
	SS-1-9040.8		3.74

SEWER DISTRICT #2

From	SS-2-8130.4	879.56	
To	SS-2-1950.4		346.00
	SS-2-9010.8		527.15
	SS-2-9040.8		6.41

SEWER DISTRICT #3

From	SS-3-8130.4	595.59	
To	SS-3-1950.4		230.67
	SS-3-9010.8		360.52
	SS-3-9040.8		4.40

SEWER DISTRICT #4

From	SS-4-8130.4	680.30	
To	SS-4-9010.8		672.11
	SS-4-9040.8		8.19

five (5) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Wittmeyer to set Polling Places as follows:

District #1	Boston Valley School
District #2	North Boston Fire Hall
District #3	Boston Town Hall
District #4	St. John's Catholic Church School
District #5	Boston Valley School
District #6	Boston Town Hall
District #7	North Boston Fire Hall

five (5) ayes

Carried

Supervisor Hubert advised that a survey will be taken of residents in the sewer district to determine the low and moderate income families so application can be made for Community Development Funds to provide grants for assistance with tap in costs to those eligible.

Town Clerk Klein advised that he had sent a card to Mrs. Rucker on her 99th Birthday and Mr. Kader on his 97th on behalf of the Town Board and he asked permission to send a letter to Mr. Kader from the Town Board. Permission granted.

Town Clerk Klein read a letter from the Boston PTA relative to declining enrollment in the Hamburg School District and the possibility that Boston Valley might face closing in the future. A flyer was also read advising of a meeting on June 16, 1983 to review a study done on the implications of a declining enrollment. Town Clerk Klein advised that he had met with some PTA members today relative to this and he advised the Town Board he felt they should get involved as we would lose a lot if the Boston Valley School was closed. Councilman Faurling stated she would attend the meeting on June 16. Town Clerk Klein was directed to send a letter to Dr. Grell asking for a meeting with the Boston Town Board on the possible closing.

Upon the recommendation of Highway Superintendent Kreitzbender, a motion was made by Councilman Zimmerman and seconded by Councilman Wohlhueter authorizing Supervisor Hubert to obtain proposals from engineering firms on costs to prepare specs and let bids for the Shero Road Project.

five (5) ayes

Carried

Highway Superintendent Kreitzbender also asked that the bids be let for the contractor to do the work and purchase the material and an alternate bid that the contractor do the work and the town purchase the material.

A letter and legal memorandum were received from Town Attorney Maxwell relative to the amount charged for copies. A motion was made by Supervisor Hubert and seconded by Councilman Zimmerman to change to \$.25 the amount charged for copies and that refunds be made to people charged \$.50 after October 15, 1982.

five (5) ayes

Carried

Councilman Wohlhueter advised that a request has been made for snow fence at the softball diamonds in the lower level of the Town Park as the balls roll into the swamp. Highway Superintendent Kreitzbender stated he would see if he could locate some and put it up.

Councilman Wittmeyer advised that the Traffic Safety Committee has a backlog and he would like to see two or three more people on the Committee. Herman Feldman, Eckhardt Road volunteered and a motion was made by Councilman Zimmerman and seconded by Supervisor Hubert to appoint Herman Feldman to the Traffic Safety Committee for the remainder of 1983.

five (5) ayes

Carried

The April Dog Control Officer's Monthly Report was received.

A motion was made by Councilman Wohlhueter and seconded by Councilman Zimmerman to appoint Summer Recreation Employees and set their salaries as follows:

The following to be paid bi weekly:

Debra DeCarolus, Director, Town Hall	\$4.30 per hour
William Steger, Director, Boston Valley	4.30 per hour
Cathleen Ann Kotla, Asst. Director, Town Hall	3.55 per hour
Jeffrey J. Loftus, Asst. Director, Boston Valley	3.55 per hour
Barbara Wachowiak, Asst. Director, Boston Valley	3.55 per hour
Sandra E. Bergner, Arts & Crafts, Boston Valley	3.35 per hour
Heidi Lambert Reed, Arts & Crafts, Town Hall	3.35 per hour
Robin Greenwood, Tennis Instructor	3.50 per hour

The following to be paid at the end of three weeks and six weeks:

RECREATION AIDES - \$450.00 for the six week period

Robert Jeswald
Patricia R. McGlynn
Janine M. Meyer
Leanne Mitscher
Paul Robel
Douglas Seyfried
Diane Wesp
Duanne Woodhouse

five (4) ayes

Carried

A letter was read from the Boston Planning Board advising that the June 23rd, July 28th and August 25th work sessions will be cancelled and the July 14th meeting time changed to 7:00 P. M. and the August 11th meeting cancelled.

A letter was read from the Planning Board advising that the Webbers are advertising their property for light industry. Town Clerk Klein was directed to send a letter to Mr. Webber advising that the property is zoned for business not industry.

A letter was read from the Boston Drainage Committee advising that their meetings for July and August had been cancelled. The letter was received and filed.

Supervisor Hubert stated he had talked to Mel Case about the Back Creek Road and Colonial Drive drainage problem and was advised that the problem is still being studied. He stated he will keep on them.

A motion was made by Councilman Wohlhueter and seconded by Councilman Faulring to adjourn at 9:02 P. M.

Herbert H. Klein

Herbert H. Klein
Town Clerk

I hereby waive any Notice of a Special Meeting of the Town Board of the Town of Boston held this 27th day of June, 1983 at 4:00 P. M. held to consider the authorization of the Supervisor to submit an application to the Federal Government for a Federal Grant for construction of a Highway Garage and Water District lines for the Chestnut Ridge Road area.

Jerome A. Hubert
Supervisor Jerome A. Hubert

Milton I. Wittmeyer
Councilman Milton Wittmeyer

Councilman David G. Zimmerman

Esther Faulring
Councilman Esther Faulring

Don A. Wohlhueter
Councilman Don A. Wohlhueter

Special Meeting
June 27, 1983

Town Hall
4:00 P.M.

Present were Councilman Milton Wittmeyer, Councilman Esther Faulring, Councilman Don Wohlhueter, Supervisor Jerome Hubert and Town Attorney Charles Maxwell. Councilman David Zimmerman and Highway Superintendent Clarence Kreitzbender were absent.

RESOLUTION - EDA GRANT - WATER DISTRICT # 3 AND WATER DISTRICT #1

RESOLUTIONS - EDA GRANT - HIGHWAY GARAGE

A motion was made by Councilman Faulring and seconded by Supervisor Hubert to adjourn at 4:19 P. M.

Herbert H. Klein

Herbert H. Klein
Town Clerk

TOWN OF BOSTON



At a Special Meeting of the Town Board of the Town of Boston, Erie County, New York, held at the Boston Town Hall, 8500 Boston State Road, Boston, New York, in said Town on the 27th day of June, 1983 at 4:00 P. M., Eastern Daylight Savings Time, there were present:

Jerome Hubert	Supervisor
Milton Wittmeyer	Councilman
Esther Faulring	Councilman
Don A. Wohlhueter	Councilman

Absent:

David G. Zimmerman	Councilman
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RESOLUTION AUTHORIZING FILING OF APPLICATION WITH THE ECONOMIC DEVELOPMENT ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, UNITED STATES OF AMERICA, FOR A GRANT UNDER THE TERMS OF PUBLIC LAW 89-136, AS AMENDED.

Councilman Wohlhueter presented the following resolution and moved its adoption.

WHEREAS, under the terms of Public Law 89-136, as amended, the United States of America has authorized the making of grants to public bodies and private nonprofit organizations or associations to aid in financing the construction of specific projects:

NOW THEREFORE, BE IT RESOLVED BY the Boston Town Board

1. That Supervisor Jerome A. Hubert is hereby authorized to execute and file an application on behalf of the Town of Boston with the ECONOMIC DEVELOPMENT Administration, U.S. Department of Commerce, for a grant to aid in financing the construction of a Highway Garage.

2. That the above named authorized representative is hereby authorized and directed to furnish such information as the Economic Development Administration, U.S. Department of Commerce, may reasonably request in connection with the application which is herein authorized to be filed, and further is authorized to accept any offer of grant which may be tendered by the Economic Development Administration, U.S. Department of Commerce.

Seconded by Councilman Faulring and put to a vote which resulted as follows:

Supervisor Hubert	Voting	aye
Councilman Wittmeyer	Voting	aye
Councilman Faulring	Voting	aye
Councilman Wohlhueter	Voting	aye

AYES: 5

NOES: 0

ABSENT: 1

Herbert H. Klein

Herbert H. Klein, Town Clerk

TOWN OF BOSTON



At a Special Meeting of the Town Board of the Town of Boston, Erie County, New York, held at the Boston Town Hall, 8500 Boston State Road, Boston, New York, in said Town on the 27th day of June, 1983 at 4:00 P. M., Eastern Daylight Savings Time, there were present:

Jerome Hubert	Supervisor
Milton Wittmeyer	Councilman
Esther Faulring	Councilman
Don A. Wohlhueter	Councilman

Absent:

David G. Zimmerman	Councilman
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Councilman Wohlhueter presented the following resolution and moved its adoption.

WHEREAS, under the terms of Public Law 89-136, as amended, the United State of America has authorized the making of grants to public bodies and private nonprofit organizations or associations to aid in financing the construction of specific projects:

NOW THEREFORE, BE IT RESOLVED BY the Boston Town Board

1. That Supervisor Jerome A. Hubert is hereby authorized to execute and file an application on behalf of the Town of Boston with the ECONOMIC DEVELOPMENT Administration, U. S. Department of Commerce, for a grant to aid in financing the construction of Secondary supply, supplemental storage and water distribution expansion.

2. That the above named authorized representative is hereby authorized and directed to furnish such information as the Economic Development Administration, U.S. Department of Commerce, may reasonably request in connection with the application which is herein authorized to be filed, and further is authorized to accept any offer of grant which may be tendered by the Economic Development Administration, U.S. Department of Commerce.

Seconded by Councilman Faulring and put to a vote which resulted as follows:

Supervisor Hubert	Voting	aye
Councilman Wittmeyer	Voting	aye
Councilman Faulring	Voting	aye
Councilman Wohlhueter	Voting	aye

AYES: 5

NOES: 0

ABSENT: 1

Herbert H. Klein

Herbert H. Klein, Town Clerk

A copy of a letter from Veneard Neri to the Erie County Highway Department relative to conditions on Zimmerman Road was read. Supervisor Hubert directed the Traffic Safety Committee to look into this matter and get back to the Town Board.

A summons in the matter of Mark U. Scanlon vs the Town of Boston was received. Town Clerk Klein advised that he sent this complaint to Al Dye Insurance who was our carrier at the time of the accident, May 1, 1982 and when the Notice of Claim was served on July 29, 1982. The summons was received and filed.

A letter was read from the County of Erie Department of Fire Safety advising of Boston Firemen who had completed the New York State Fire Police Training Course. The letter was received and filed.

A letter was read from the Soccer League thanking the Town Board for helping with the costs of the League. The letter was received and filed.

Mr. Robert Clark, Thornwood Drive presented a letter to the Town Board asking that the Thornwood Park Association sign at the cul-de-sac be checked as it is a zoning violation. Town Clerk Klein stated he thought at one time a letter had been received from the Association about doing landscaping. Supervisor Hubert directed Building Inspector Decker to check this for any violations. The letter was received and filed.

A petition was presented to the Town Board by Douglas Griebble signed by Eckhardt Road area residents opposing the widening of Eckhardt Road.

Karen Brinkerhoff advised that the dead end signs on Wildwood Drive have been knocked down. Highway Superintendent Kreitzbender stated he would see that they are replaced on both ends of the road.

Earl Knight asked for a status report on the school closing report and Supervisor Hubert advised this would be later in the meeting.

Upon the written request of the Boston Chamber of Commerce, a motion was made by Supervisor Hubert and seconded by Councilman Wohlhueter granting permission to the Boston Chamber to use the Town Park on August 18, 1983 for a band concert in the park contingent upon receipt of a Certificate of Insurance.

five (5) ayes

Carried

A letter was read from Carl Gern requesting permission to operate a mobile vending hot dog cart at the Boston Town Park and North Boston stadium. Supervisor Hubert advised that this would be taken into consideration, but first he would like to check with the organizations that use the Town Park as some of them do sell hot dogs to make money for their organization. The matter was tabled to a later meeting.

Town Clerk Klein advised that at the June 15 Town Board Meeting he had been directed to send a letter to Coy James requesting additional information to accompany his application for a permit to erect a tower. Town Clerk Klein stated the letter had been sent on June 16, 1983 and a copy of the letter to Mr. James was read. Mr. Klein informed the Board that he had not received any of the requested information. Mr. Coy James, who was present, approached Mr. Klein and stated he had the information, but first would like a letter read into the record. The letter was given to Mr. Klein and was read by Mr. Klein. The letter was requesting that Town Attorney Maxwell be relieved of his duties and listing six reasons why this action should be taken. Town Attorney Maxwell stated that it is a case of libel and he would accomodate them in that. Supervisor Hubert advised that this would be tabled. Mr. Maxwell further advised that anyone that printed this would also be joined in a lawsuit. The information requested in the June 16, 1983 letter was not received.

At 8:00 P. M. a public hearing was held to consider the adoption of Local Law #2 of 1983 Regulating the Use of Town Property. The Legal Notice was read by the Town Clerk.

Mr. Gerry Cohn stated that the Local Law sounded to him like he couldn't even come to a meeting because he wasn't a town resident. Supervisor Hubert stated that the meetings are public and anyone can come.

Mr. Earl Knight stated he recognized there are problems in town, but he wondered where we are living as we are

PUBLIC NOTICE
 NOTICE IS HEREBY GIVEN that there has been presented to the Town Board, Town of Boston, Erie County, New York on June 1, 1983 a copy of Local Law Number 2 of the year 1983, entitled a Local Law Regulating Use of Town Property.
 NOTICE IS FURTHER GIVEN that the Town Board of Boston will conduct a public hearing on the aforesaid proposed Local Law at the Boston Town Hall, 8500 Boston State Road, on Wednesday, July 6, 1983 at 8:00 P.M., Eastern Daylight Savings Time.
 At this hearing at the time and place noted, all interested parties will be heard for or against said Local Law.
 Dated: June 3, 1983
 Herbert H. Klein
 Town Clerk
 Town of Boston

coming under so many rules and regulations that as citizens we cannot appreciate or use our own public property and he suggested that it be published so they can become aware of it as there are so many items in the resolution that may be questionable to the standpoint of the taxpayers. He stated he understood there were problems in the town in the use of the park, but suggested that rather than rush through they be given a chance to review it so there can be some input rather than do it on the spur of the moment. Supervisor Hubert advised that this has been going on for quite a few months and has been published. He further stated that the reason for the public hearing is to air out any problems they do have. Town Clerk Klein advised that it was published on the 8th day of June. Karen Brinkerhoff asked where it was published and Town Clerk Klein stated in the Orchard Park Suburban Press. Karen Brinkerhoff asked if that was it and Town Clerk Klein advised that was the legal newspaper. Supervisor Hubert asked what the law was on publishing and Town Clerk Klein advised it had to be published in a legal newspaper as designated by the Town Board. Karen Brinkerhoff advised that she knew the Suburban Press was the official newspaper, however she was from the Town of Boston not Orchard Park and she did not see why the Town Board did not see fit to print it where everyone could see such as the Buffalo News and preferably the Boston Signal as we have our own town paper, why not use it. She stated in reference to what Mr. Knight said, it is terrific to sit and listen to Herb Klein read it and as she did not have a mind like a steel trap and when you come back and say are there any questions it is absurd and if there was something they could read and follow it would make it much easier. She stated she did not read the Suburban Press and did not even subscribe to it and she felt their circulation was probably not much in the Town of Boston.

Supervisor Hubert advised that there are many problems in the Town Park especially in the summertime with youths driving in the back drinking beer, throwing the bottles around and problems with snowmobiles that ruined shrubs, and ice on the ice rink. He further noted that many of the problems were addressed in the Town Ordinance. He stated the reason for the ordinance is so they can have something concrete and rather than chase the people out they can be told if you come in you can be arrested. Karen Brinkerhoff asked who was going to enforce all these rules and regulations. Supervisor Hubert advised that any local police officer can do it.

Councilman Wittmeyer stated that this is not something that is the Board's idea, the public asked that something be done in the Town Park to control the drinking and the traffic after hours. He further stated that in the Signal there was a notice of the Public Hearing tonight. Councilman Wittmeyer stated the law did not have to be passed tonight and it was here for the people to say what they think of it, maybe they want changes, but there should be a law controlling activities in the Town Park.

Town Clerk Klein stated the proposed law had been available in his office and could have been read there at any time. Councilman Wittmeyer stated a while back he was asked what would happen to the Lion's Club now that all the people can't drink in the Town Park. He stated it wasn't set up for that reason at all, it is to control things that will happen at the Octoberfest like kids riding mini bikes and driving cars on ball diamonds. He noted at the present time there are no laws to stop that. Karen Brinkerhoff stated she was in agreement, but how were you going to enforce it.

Sam Ware stated he would advise it not be passed tonight to give people a chance to read it. Supervisor Hubert stated there is a copy that can be gotten from the Town Clerk. Earl Knight asked if he would have to bring \$.50 to get a copy and Town Clerk Klein stated that in the case where a public hearing is held it is available free.

A motion was made by Supervisor Hubert and seconded by Councilman Wittmeyer to close the Public Hearing.

five (5) ayes

Carried

A motion was made by Supervisor Hubert and seconded by Councilman Zimmerman to table the adoption of Local Law #2 - 1983 to a later meeting so that people can express their views by letter, by phone and in person under requests from the floor. Councilman Wittmeyer advised that if there is something you want changed, let the Board know as they would like to adopt it at the first meeting in August and the changes would have to go to Mike Perley.

five (5) ayes

Carried

Upon the written request of the Boston Ministerium and Churches of Boston a motion was made by Councilman Wohlhueter and seconded by Councilman Faulring approving the request of the Boston Ministerium and Churches to use the Lion's Club Shelter (at an exact date to be determined later) during the week of December 18, 1983 contingent upon the receipt of a Certificate of Insurance.

five (5) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Faulring appointing John and Lois McGlynn as dog enumerators for the Town of Boston at a salary of \$.75 per dog and they will use their own car.

five (5) ayes

Carried

Supervisor Hubert stated that the Boston Town Board had met with Dr. Grell, Superintendent of the Hamburg School District and they had received a report on the declining school enrollment compiled by a committee. Supervisor Hubert stated that there are twenty people on the committee and three were from the Town of Boston. He noted that there are two public officials, one from the Village and one from the Town of Hamburg on this committee and the Boston Town Board would like to recommend that Councilman Esther Faulring be appointed to serve on this committee. Supervisor Hubert further stated that Dr. Grell had gone through the study with the Board and the findings were that no school will be closed during the 1983-84 school year, there will be no redistricting for the 1983-84 school year and excess space should be available to the community for appropriate use on a rental basis. He felt that we should keep a close watch on what is going on and this can be done with Councilman Faulring on the committee. Supervisor Hubert stated there are three schools involved and no decision has been made and if a school was closed it would only be a \$5.00 per thousand savings to the taxpayers.

Councilman Faulring who had attended the meeting at the Hamburg School, stated that there were thirty to forty residents from Boston at the meeting and there was talk about closing Boston Valley, Armor or Charlotte Avenue. Councilman Faulring noted that she made a suggestion that as there were officials from the Town of Hamburg on the committee that the Town of Boston would like an official on the committee to represent them. She stated she also told them that the Town utilizes the school throughout the year for recreation and community services and she suggested that it would be easier for Town of Boston residents to express their opinion if there was a polling place in the Boston Valley School for Board and Budget votes instead of them going to Hamburg to vote. Councilman Faulring stated that she would like to suggest the Town finance a survey in the Creekside area which she would present to each family herself and have them mail the survey to the Town Hall and then they would be presented to the committee.

Supervisor Hubert pointed out that there was no one from the Town of Boston on the school board and the Town has very little representation.

Sam Ware stated he would be willing to help as he is a member of the Orchard Park School Board and that the names can be gotten from the bus schedule and a survey would then not be necessary.

Councilman Faulring stated that she will be asking the three people that are on the committee from Boston to help her with the survey in the Creekside area.

Karen Brinkerhoff stated she had spoke with Mrs. Zemrac, President of the Boston Valley PTA and she had expressed a desire to get a group together to do a door to door survey to find their feelings on being bused to Armor and then being redistricted and coming back to Boston.

Earl Knight stated he felt the Board has been remiss as the closing of schools has been going on for some time. He further noted that people in Boston have to go all the way into Hamburg to vote and the Board has never petitioned the Hamburg School to put a polling booth here.

Karen Brinkerhoff asked if anyone from the PTA had been invited to the meeting of the Town Board with Dr. Grell and Supervisor Hubert said no as no one requested it. Councilman Wohlhueter stated that the report Dr. Grell gave to the Town Board was the same one presented to PTA and all he did was go over the report with the Town Board.

Supervisor Hubert directed Town Clerk Klein to send a letter to the Hamburg School Board requesting that Esther Faulring be put on the committee to study the declining school enrollment

A petition was received from residents of Sunset Lane demanding that the drainage ditch and driveway pipes be returned to their original condition as existed before the sewer construction. Supervisor Hubert stated that there have been many problems with the restoration back to the original state and many complaints have been received from residents. He stated that he has contacted project engineers, inspectors and has gone to the Board of Managers and the problems do not get taken care of. He stated that he goes to the County and they say it is the contractors and when you go to the contractors they say it is the county. Supervisor Hubert stated we are taking the brunt of all the construction problems and our citizens are suffering. He stated he would like a letter sent to County Executive Rutkowski strongly opposing the laxity and the run-around.

Highway Superintendent Kreitzbender stated the rehabilitation of the roads is terrible. Supervisor Hubert asked Sharon Clark if they had gotten back to her and she said they came down and asked what they were going to do about it. Mr. Clark stated they would take care of it themselves. He asked if the county could not authorize payment to be withheld from the contractor. Supervisor Hubert explained that the Board of Managers can only recommend, the county has the final say.

Mrs. Sonya Sexton stated she felt this was a problem for the Town Attorney to solve and Supervisor Hubert stated this is a county project and the county has to fight for the Town of Boston.

Mr. Dinse stated that the ditch in front of his place is so deep you go out of sight and his driveway has been narrowed.

Mrs. Estep, Sunset Lane, stated that Sunset is a town road and she was told that it is up to Mr. Kreitzbender to tell them how to restore it. Highway Superintendent Kreitzbender stated he was up there many times and was told it had to be done this way as the county has laid out the plans. Mrs. Estep stated all they were asking is it be returned to its original shape.

A resident asked about a lawsuit and Supervisor Hubert explained that a lawsuit is possible, but you need your own attorney, the Town Attorney could not be used on a private basis.

Mike McGillen, Thornwood Drive, stated that he bought his home in June of last year and when he came back from his honeymoon did not recognize the place and it still hasn't changed much. He stated he hoped someday it would be returned to the original condition. Mr. McGillen also asked who he could contact and was advised to call Mr. Schutt at 846-7474. the project engineer.

Supervisor Hubert explained the frustrations he has experienced in trying to get the sewers in operation and the restoration work done.

Mrs. Feldman, Eckhardt Road suggested that the sewer taxes not be paid.

Richard Kennedy, Thornwood Drive suggested that a meeting be set up with Marie Richardson and have her bring the respective parties involved and sit down and review the complaints and put the pressure on her as she should have a direct pipeline to the County Executive.

Councilman Wittmeyer stated he felt pressure should be applied now as it is about time for the final payment to the contractor and if the Board lets the county know we are not satisfied the payment may be withheld.

Councilman Wohlhueter asked if it would be possible to ask Charles Alessi to a meeting with Marie Richardson and urged that a meeting be set up.

Town Clerk Klein explained that Department heads do not like to see a letter of complaint on their department going to the County Executive and explained when this was done in the past quick response has been received.

A motion was made by Supervisor Hubert and seconded by Councilman Faulring to send a letter to County Executive Rutkowski expressing the Board's strong views on the Erie County Sewer Project. Copies to be sent to Marie Richardson, Mr. Alessi, Mr. Schutt and the Board of Managers.

five (5) ayes

Carried

Supervisor Hubert stated if they can they will set up a meeting and advise the public that are involved.

Earl Knight stated he felt it should be considered to make the Boston Signal the official paper next year and that might be an encouragement to have it published weekly.

Mrs. Renzoni stated she did not wish to be the official town paper.

Councilman Wittmeyer stated Mrs. Renzoni's paper, by law, does not qualify to be the town newspaper. He further noted a monthly publication cannot legally be a town newspaper. It has to be at least a bi monthly publication. Town Clerk Klein advised that it has to be filed in a Post Office with general circulation.

Mr. Knight stated he was aware of this and he was suggesting with encouragement it might be made a bi monthly paper.

The Supervisor's Monthly Financial Report was received.

Supervisor Hubert read two letters he had received from Mr. Earl Knight, Negotiations Consulting and Company. The first letter was relative to the closing of the Boston Valley Elementary School. Supervisor Hubert stated that the question posed in the letter was answered earlier in the meeting. The second letter was relative to openness in government and Councilman Wittmeyer stated he had been on the Board for ten years and always felt they were open. He explained when meetings were held and when the work sessions were held. Councilman Wohlhueter stated in his estimation everything has been open and he has always been willing to meet with anyone and the Board was trying to do as honest a job as possible and he resented that people would think that things were being done dishonestly.

Town Clerk Klein pointed out that all legal papers and the Boston Signal were notified of a Special Town Board Meeting held on June 27, 1983 at 4:00 P. M. and no one from the local paper attended the meeting. Mr. Klein read opinions of the State Comptroller on tapes which advised they are an aid and not the official record. Town Clerk Klein also explained what is necessary to put in the minutes. He stated he had talked to Albany today and Mr. Freeman backed up what he had just read.

Mr. Knight stated that the caucus should be duly announced like the regular meeting and there were meetings this month that were not properly announced so the public can attend. He stated the letter from him was direct quotations from Mr. Freeman. Mr. Knight stated that if the tape is being used as the official minutes of this meeting those become public records and they must be maintained and they cannot be destroyed without permission from the State.

Supervisor Hubert stated the people elect the Town Board to do a job and then doubt them for doing the job.

The Tax Collector's Monthly Report was received.

A motion was made by Supervisor Hubert and seconded by Councilman Wohlhueter to adopt the minutes of the Special Meeting of June 27, 1983.

five (5) ayes

Carried

Town Clerk Klein stated that at the last regular meeting a letter was read from Herman Feldman, Eckhardt Road, requesting a 35 MPH speed zone on Eckhardt Road east of Taylor and at that time were not sure as to where the area speed zones were. He stated that after checking it is determined the area speed zones include the area west of Taylor and north of the south line of Eckhardt Road, but the area in front of Herman Feldman's is not in the 35 MPH speed zone. A motion was made by Councilman Wittmeyer and seconded by Supervisor Hubert to petition the county and state to set a speed zone on Eckhardt Road east from Taylor Road to Route 391.

five (5) ayes

Carried

The Town Justice Monthly Financial Report was received.

Highway Superintendent Kreitzbender advised that he had to special order speed signs for Eckhardt Road and the new ones did not say "AREA SPEED".

Councilman Wohlhueter directed that letters be sent to Jackie Meahl, Randy Burgwardt and Ann Schunk thanking them for chaperoning the youth at Darien Lake.

Supervisor Hubert reported that Chief Strack was in Mercy Hospital awaiting surgery.

The Boston Police Monthly Report was received.

The Building Inspector's Monthly report was received.

There was no Dog Control Officers Monthly Report.

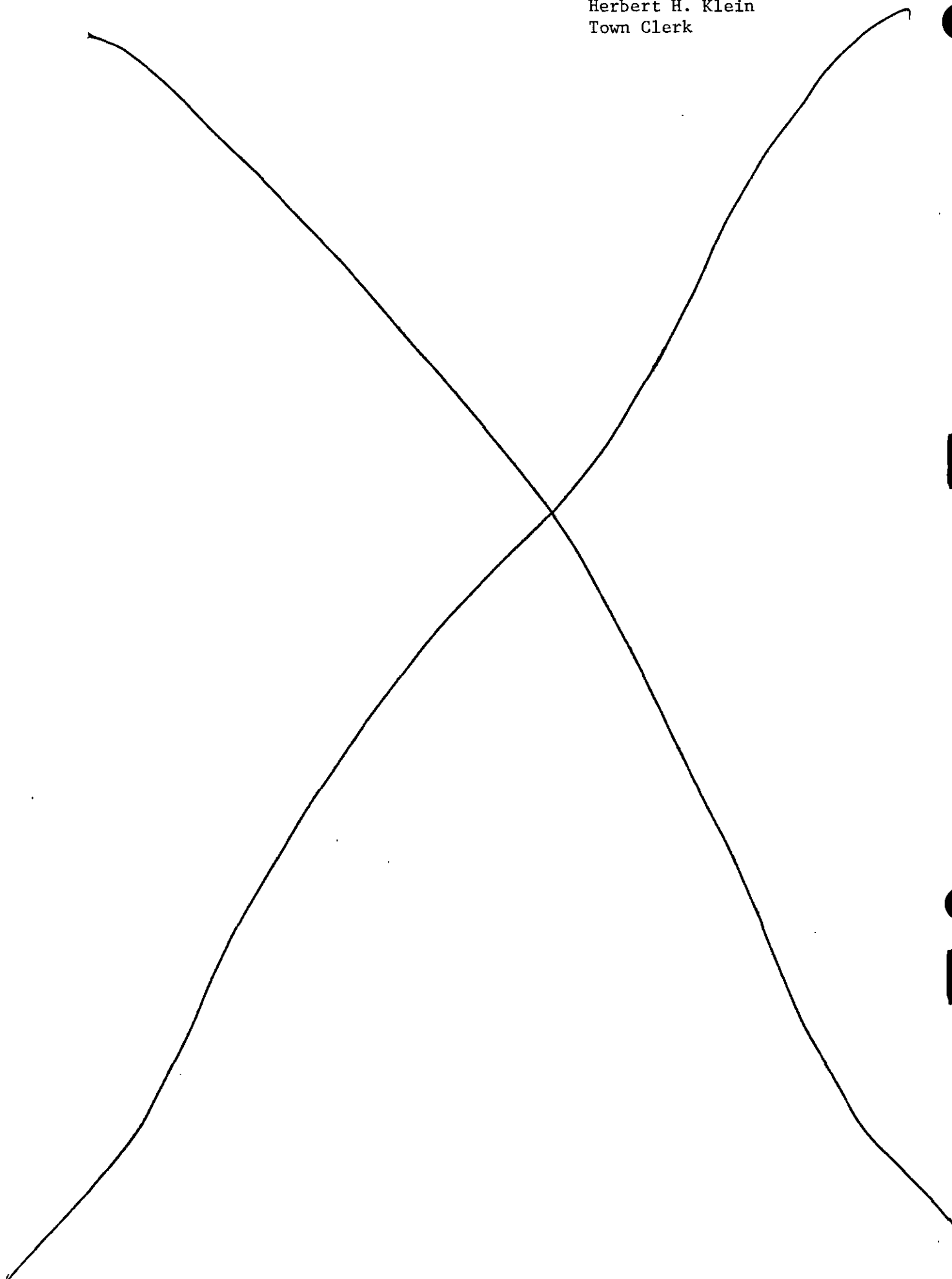
A Youth Program Financial Report for 1982 was received.

Supervisor Hubert stated he has still not received any word from Mel Case relative to the Drainage Problem at Colonial Drive and Back Creek Road.

A motion was made by Councilman Wittmeyer and seconded by Councilman Wohlhueter to adjourn at 9:13 P. M.

Herbert H. Klein

Herbert H. Klein
Town Clerk



TOWN OF BOSTON



At a Regular Meeting of the Town Board of the Town of Boston, Erie County, New York, held at the Boston Town Hall, 8500 Boston State Road, Boston, New York, in said Town on the 6th day of July, 1983 at 7:30 P. M., Eastern Daylight Savings Time, there were present:

Jerome Hubert
Milton Wittmeyer
David Zimmerman
Esther Faulring
Don A. Wohlhueter

Supervisor
Councilman
Councilman
Councilman
Councilman

The following resolution was offered by Councilman Wohlhueter who moved its adoption.

WHEREAS, the Boston Town Board has received a petition and letter from residents of Eckhardt Road and vicinity opposing the widening of Eckhardt Road, and

WHEREAS, the residents of Eckhardt Road in the Town of Boston wish to retain the rural character and beauty of their neighborhood and are concerned about increased volume and high speed of traffic, and

WHEREAS, the residents request that any reconstruction and or repavement of Eckhardt Road be done within the present eighteen foot pavement width.

NOW THEREFORE BE IT RESOLVED, that the Boston Town Board request the Erie County Highway Department to reconsider the widening and subsequent tree removal on that portion of Eckhardt Road from approximately 4908 Eckhardt Road to the Boston Eden townline and further that his portion of county road be repaired and maintained within its present pavement width of eighteen feet and further that no additional work be done from 4908 Eckhardt Road west to the Boston Eden townline until such time that maps, plans and specifications, etc be presented to the Boston Town Board, and

FURTHER BE IT RESOLVED, that a copy of this resolution be sent to County Executive Rutkowski, County Legislator Richardson, Public Works Commissioner Frandina, Deputy Commissioner of Highways Saniewski and the Eden Town Board.

Seconded by Councilman Faulring and put to a vote which resulted as follows:

Supervisor Hubert	Voting _____ aye
Councilman Wittmeyer	Voting _____ aye
Councilman Zimmerman	Voting _____ aye
Councilman Faulring	Voting _____ aye
Councilman Wohlhueter	Voting _____ aye

AYES: 5

NOES: 0

ABSENT: 0

Herbert H. Klein

Herbert H. Klein, Town Clerk

TOWN OF BOSTON



At a Regular Meeting of the Town Board of the Town of Boston, Erie County, New York, held at the Boston Town Hall, 8500 Boston State Road, Boston, New York, in said Town on the 6th day of July, 1983 at 7:30 P. M., Eastern Daylight Savings Time, there were present:

Jerome Hubert
Milton Wittmeyer
David Zimmerman
Esther Faulring
Don A. Wohlhueter

Supervisor
Councilman
Councilman
Councilman
Councilman

The following resolution was offered by Councilman Wittmeyer who moved its adoption.

WHEREAS, the Boston Town Board has received a request for a lower maximum speed restriction on Eckhardt Road east of Taylor Road than the present 55 MPH, and

WHEREAS, the area on Eckhardt Road west of Taylor Road was reduced to a 35 MPH speed zone in 1974, and

WHEREAS, the Erie County Highway Department has improved part of Eckhardt east of Taylor Road and is considering improvements to the remainder of Eckhardt Road.

NOW THEREFORE BE IT RESOLVED, that the Boston Town Board request the Erie County Superintendent of Highways and the New York State Department of Transportation to consider a lower maximum speed restriction on Eckhardt Road east of Taylor Road.

Seconded by Supervisor Hubert and put to a vote which resulted as follows:

Supervisor Hubert	Voting _____ aye
Councilman Wittmeyer	Voting _____ aye
Councilman Zimmerman	Voting _____ aye
Councilman Faulring	Voting _____ aye
Councilman Wohlhueter	Voting _____ aye

AYES: 5

NOES: 0

ABSENT: 0

Herbert H. Klein

Herbert H. Klein, Town Clerk

Regular Meeting
August 10, 1983

Town Hall
7:30 P.M.

Present were Councilman Milton Wittmeyer, Councilman David Zimmerman, Councilman Esther Faulring, Councilman Don Wohlhueter, Supervisor Jerome Hubert, Highway Superintendent Clarence Kreitzbender and Deputy Town Attorney Michael Perley. Town Attorney Charles Maxwell was absent.

A motion was made by Councilman Wittmeyer and seconded by Councilman Faulring that the minutes of the July 6, 1983 Regular Meeting be approved.

five (5) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Zimmerman to accept the Town Clerk's Monthly Report.

five (5) ayes

Carried

A motion was made by Councilman Faulring and seconded by Supervisor Hubert that the General Fund and Special District Bills in the amount of \$39,881.58 be paid.

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Wohlhueter that the Highway Bills in the amount of \$21,033.40 be paid.

five (5) ayes

Carried

A letter was read from U. S. Senator Alfonse D'Amato relative to the Boston Town Board's resolution safeguarding the Great Lakes. The letter was received and filed.

A letter was read from Dr. Grell, Superintendent of the Hamburg Central School District relative to the Town Board's request that Councilman Faulring be considered for appointment to the "Advisory Committee to Study the Implications of Enrollment Decline". Dr. Grell will submit Councilman Faulring's name to the Board of Education. The letter was received and filed.

Town Clerk Klein presented the results of a survey taken in the "Creekside Area" relative to the declining enrollment at Boston Valley. Supervisor Hubert asked Councilman Faulring to turn these statistics over to the committee.

Councilman Faulring stated she would be meeting with the people in the Town of Boston that are on the Study Committee and if they find it is necessary a survey with a questionnaire will be taken to all the homes in the Hamburg School District in the Town of Boston.

A letter was read from Legislator Marie Richardson relative to the sewer district restoration problems in Boston following the sewer construction. The letter was received and filed.

A letter from the Erie County Department of Environment and Planning to residents in the BV-2 and PL-1 contract area was read advising of a meeting on August 11, 1983 to air any complaints they might have following the sewer construction. Supervisor Hubert urged the residents in these contract areas to attend the meeting.

A letter was received from the Erie County Division of Purchase advising that the Town of Boston had been added to their bidding list. The letter was received and filed.

Letters were read from the Erie County Highway Department and the New York State Department of Transportation acknowledging receipt of the TE-9 Form requesting a speed zone on Eckhardt Road and advising a study will be made as soon as the work load permits. The letters were received and filed.

A letter was read from Legislator Marie Richardson relative to the Town Board's resolutions and petitions on Eckhardt Road advising that no more rehabilitation work will be done on Eckhardt Road until plans are submitted and studied by the Town Board and residents. A resolution adopted by the Eden Town Board relative to Eckhardt Road was also read. The letters were received and filed.

A copy of a protest filed with the State Board of Equalization and Assessment by the New York Telephone Company was received. The protest was received and filed.

A letter was read from the U. S. Route 219 Association reporting on happenings during the 1982-83 year. Supervisor Hubert advised that the Association had used their influence in getting the Rice Road interchange and with their help we might get an access road.

A letter was read from Town Attorney Maxwell answering allegations made by Coy James in a letter presented at the July 6, 1983 Town Board meeting. The letter from Town Attorney Maxwell advised that he had requested the New York State Police to make an investigation of the allegations. Also read was a letter from Town Attorney Maxwell to the New York State Police and an affidavit from Charles G. Decker relative to the James TV Tower. The letters were received and filed.

A letter was read from the Erie County Department of Public Works to Veneard Neri, 8951 Zimmerman Road relative to concerns on the safety of Zimmerman Road expressed by Mr. Neri in a letter dated June 29, 1983. The letter was received and filed. Councilman Wittmeyer asked that a copy of the letter be forwarded to the Traffic Safety Committee.

Letters were received from Legislator Richardson advising of action taken at the July 7, 1983 and July 21, 1983 meetings of the Erie County Legislature. The letters were received and filed.

A notice was received from the Public Service Commission advising of public hearings to consider the rate increase request of New York State Electric and Gas. The notice was received and filed.

Mr. Coy James, 8332 Boston State Road, asked if the Town Board was investigating Town Attorney Maxwell and Supervisor Hubert stated no, Town Attorney Maxwell had initiated the investigation himself.

Douglas Griebble, Eckhardt Road, asked if the County could be asked to repair Eckhardt Road from Route 391 to the Kut property the right way as he felt it would be very unsafe in the winter. Highway Superintendent Kreitzbender stated he had talked with representatives of the County and they would try to fix it. Councilman Wohlhueter stated that he had talked to Mr. Saniewski of the Erie County Highway Department and he said it was possible bad blacktop had been used and Councilman Wohlhueter stated he thought this should be checked into as they put a lot of coats of blacktop on and it still is in bad shape. Supervisor Hubert asked Mr. Griebble to contact him by Friday and he would have an answer for him.

Mr. William Boltz, May Drive, President of the Girl's Softball League, thanked those that had helped to make the girls softball a successful season.

Upon the written request of David Tinkham, 7335 Hickory Drive, a motion was made by Councilman Wohlhueter and seconded by Councilman Faulring to grant a renewal of the Special Use Permit of David Tinkham for an amateur radio tower at 7335 Hickory Drive. The permit may be revoked by the Town Board on ninety (90) days notice to the property owner.

five (5) ayes

Carried

A letter was read from Clive and Marilyn Rucker requesting permission to live in a travel trailer at 8982 Back Creek Road for thirty (30) days while they try to sell the trailer. Supervisor Hubert asked Mr. Rucker to petition his neighbors to see if there is opposition to this and would like to table the request to September. Mr. Rucker stated that he would not be here that long and felt the neighbors did not want the trailer there so they should be glad to have him stay in it 30 days so he can try and sell it. Councilman Wittmeyer asked Mr. Rucker where they were staying and he stated with relatives, but it is hard not to be able to stay there to sell the trailer. Councilman Wittmeyer stated there are the same complaints now as last time as the neighbors do not want it. Councilman Zimmerman asked if he was trying to sell it and move it off the property and he stated yes. Mr. Rucker withdrew his request.

Town Clerk Klein advised that on July 14, 1983, he had sent a letter to Coy James requesting additional information that was needed by the Town Board to consider the application of Mr. James for a TV reception tower. Supervisor Hubert stated there had been no response from Mr. James until two minutes prior to the Town Board meeting and he would like the matter tabled and referred to the Building Inspector for his study.

PERSONNEL RULES

BOSTON HIGHWAY DEPARTMENT

ADOPTED AUGUST 10, 1983

It is the purpose of the following rules to provide a fair and uniform procedure for the administration of attendance and other matters of personnel who are full-time employees of the Boston Highway Department.

RULE I

SALARIES

The payment of salaries and the granting of annual salary increments shall be pursuant to the Plan of Class Titles and Salary Ranges as approved by the Town Board of the Town of Boston.

The salaries and wages of employees shall be paid on the same day every two weeks. In the event this day is a holiday, wherever possible, the preceding day shall be the pay day.

RULE II

ATTENDANCE

1. Hours of Work. The work day shall consist of eight consecutive hours. The work week shall consist of five consecutive days: Eight consecutive hours shall constitute a work shift. All employees shall be scheduled to work on a regular work shift and each work shift shall have a regular starting and quitting time. Work schedules showing the employees' shifts, work days and hours, shall be posted on all department bulletin boards at all times.

2. Record of Attendance. Each department shall maintain a daily record of the attendance and punctuality of each employee.

3. Tardiness. Each department shall establish rules regarding penalties for tardiness, but such penalties shall not preclude disciplinary action in cases of tardiness.

4. Overtime. Whenever overtime work is authorized by the department head in any full-time or part-time position, the employee may be granted time and one half over forty (40) hours in one work week.

5. Lunch Periods. All employees shall have a lunch period of at least one-half hour.

6. Rest Periods. All employees' work schedules shall provide for a 15 minute rest period during each one-half shift. The rest period shall be scheduled at the middle of the shift, whenever this is feasible.

7. Clean-up Time. Employees shall be granted a 15 minute personal clean up period prior to the end of each work day.

RULE III

HOLIDAYS

1. Paid holidays shall be New Year's Day, Lincoln's birthday, Washington's birthday, Memorial Day, Independence Day, Labor Day, Columbus Day, Veterans' Day, Thanksgiving, Christmas, Good Friday, Election Day and any other day as may be approved by the Town Board or shall be established by the County of Erie.

2. When a holiday falls on Sunday, the Monday following shall be observed as the holiday, and when such holiday falls on Saturday, the preceding Friday shall be observed as the holiday or as set by the County of Erie.

3. Whenever any of the above holidays shall fall during an employee's vacation period, then the employee shall, in addition to his pay for such a day, receive a lieu day, to be taken at the employee's option provided two (2) weeks notice is given to the Highway Superintendent.

4. If emergency or continuous service requires that an employee work on one of the holidays listed in this rule, and such highway work is authorized by the Highway Superintendent, the employee shall be granted overtime service at time and one half rate for each hour served or shall be granted compensatory time at the rate of one hour compensatory time for each hour worked, as shall be directed by the Highway Superintendent in his discretion.

RULE IV

VACATION

1. Vacation Allowance. Except where other provisions are made by law for annual, weekly, per diem or hourly employees, an employee shall be entitled to annual vacation with pay not to exceed one week after completion of one year continuous service, two weeks after completion of two years continuous service, three weeks after completion of five years of continuous service, four weeks after completion of fifteen years of continuous service.

2. Time of Vacation. Wherever possible, vacations shall be granted at the time requested by the employee. If the nature of the work makes it necessary to limit the number of employees on vacation at the same time, the employee with the greater seniority shall be given his choice of vacation period in the event of any conflict over vacation periods. Vacation periods shall be taken each year.

3. Holidays Not Included. In calculating the time allowed for vacation, intervening holidays will not be counted as vacation days.

4. Vacation Not Cumulative. Vacation time shall not be cumulative, and if not taken, expires at the end of the calendar year.

5. Death. In case of death of an employee, payment for such vacation period shall be made to his estate.

6. Transitional Provision. The provisions of this rule are not intended to, and shall not effect, existing vacation privileges of those full-time employees of the Town of Boston Highway Department employed on the effective date of these rules.

RULE V

SICK LEAVE

1. Application of Rule. This rule shall not apply to temporary employees.

2. Reasons for Granting Sick Leave. Sick leave with pay may be granted in accordance with this rule to an employee when incapacitated or unable to perform the duties of his position because of:

- (a) Sickness or injury.
- (b) Serious illness in the employee's immediate family requiring care and attendance of the employee. Immediate family shall include the parent, spouse, brother, sister, son, daughter, grandparent, or other blood relative who is an actual member of the employee's household.
- (c) Quarantine regulations.
- (d) Medical or dental visits.

3. Sick Leave Credits. A credit for sick leave under this rule shall be allowed at the rate of one working day per month of service commencing as of the date of employment. Such leave as is not used shall accumulate but not to exceed 150 days. A physician's certificate as to illness or injury shall be required for three continuous days of absence.

4. Extended Sick Leave. An employee may receive such additional sick leave with pay as may be approved by the Town Board, but no additional sick leave shall be approved in excess of a period of seven months in addition to sick leave accumulated by such an employee.

5. Notice of Absence of Sick Leave. When absence is required under this rule, the employee shall report the same to his immediate supervisor at least two hours before the starting time of his shift, where possible.

6. Sick Leave Records. Accurate records of the attendance and sick leave status of each employee shall be maintained and open for his inspection.

7. Injury on the Job. When an employee is injured on the job, any time required immediately after the injury to obtain first aid or treatment by a physician shall be considered as time worked, unless he is admitted as an in-patient in a hospital.

8. Absence Due to Injury. Employees who are unable to perform the

duties of their employment because of injuries arising out of or in the cause of employment and who receive Workmen's Compensation benefits, shall receive a supplemental sum equal to the difference between their wages and their compensation benefits, chargeable to sick leave on a pro-rata basis.

9. Physical Examination. The expense of any physical examination requested by the Town shall be paid for by the Town and be performed during the employee's working hours.

10. If an employee is absent for three (3) consecutive days, the Highway Superintendant may require a medical report attesting to the employee's illness before he shall be paid for those days. If an employee is absent the day before and the day after a normal weekend, the day before and the day after a holiday or holiday weekend, such an absence shall be considered as three (3) consecutive days of absence for purpose of this section.

11. Employees who retire shall be compensated for all accumulated sick leave at the time of retirement pursuant to the following schedule:

150 days accumulated sick leave	\$700
120 days accumulated sick leave	500
90 days accumulated sick leave	300
60 days accumulated sick leave	100

These payments may be paid over the last twelve (12) months of employment, provided the employee give at least twelve (12) months notice of his intention to retire. If the employee elects to have this payment made in a lump sum, he must give at least six (6) months notice of his intention to retire. It is understood that the notification provision of this section shall not apply to employees who have retired in 1983 or who will be retiring up to August, 1984.

12. Transitional Provisions. As of June 1, 1983, each full-time employee of the Town of Boston Highway Department shall be given credit of one (1) day sick leave per month of employment, less the amount of sick leave actually used by the employee. The total amount of sick leave credited to each employee as of June 1, 1983 shall not exceed twenty-four (24) days.

RULE VI

LEAVE OF ABSENCE WITH PAY

1. Leave Because of Death in Family. Leave of absence with pay, not to exceed five (5) days, shall be granted to an employee in the event of death occurring in the employee's immediate family, namely, spouse, parent, child, brother, sister. Leave of absence of not to exceed three (3) days shall be granted upon the death of an employee's grandparent, father-in-law, mother-in-law, brother-in-law, sister-in-law, or any other blood relative residing in the employee's household.

2. Personal Leave.

- (a) Each employee shall be allowed four (4) personal days per year, non-cumulative.
- (b) Personal leave shall be for legal transactions, religious observances or other matters that cannot be conducted during an employee's regular time off from work. Whenever possible, advance written notice of 72 hours shall be given to the Highway Superintendent.
- (c) No person shall be granted a personal day on any day immediately preceding or following a three day weekend caused on account of a holiday. No person shall be granted a personal day on the Friday after Thanksgiving.

RULE VII

LEAVE OF ABSENCE WITHOUT PAY

1. By Resolution of the Town Board. An employee of the Town of Boston Highway Department, may upon Resolution of the Town Board, be granted a leave of absence without pay and without resignation.

2. Continuous Service. Any leave of absence granted under this rule, followed by a reinstatement within one (1) year, shall not be deemed to constitute an interruption in service.

3. If a full-time employee of the Highway Department is appointed by the Highway Superintendent to be the Foreman of the Highway Department, he may, upon Resolution of the Town Board, secure an indefinite leave of absence from his

position as a full-time highway employee. Such leave of absence shall not constitute an interruption in service provided that the foreman return to his position as a full-time employee of the Highway Department immediately upon termination of his term as Foreman.

RULE VIII

FOREMAN

1. Any foreman, appointed by the Highway Superintendant,, who is a full-time employee of the Town of Boston Highway Department at the time of his appointment as Foreman, shall retain all benefits existing at the time of his appointment. Additional benefits shall accrue to the Foreman during his service in that capacity in the same manner as for all other employees of the Highway Department to whom these rules apply.

2. If, at the end of his term as the foreman, he elects to return to full-time employment in the Highway Department, all benefits, including vacation and sick leave, shall be transferred to his position as employee of the Town of Boston Highway Department.

3. No benefits shall accrue to any foreman under these rules if the foreman was not a full-time employee of the Town of Boston Highway Department at the time of his appointment as foreman.

A letter from Edwin Zittel to Erie County Highway Department requesting Cattle Crossing and Machinery signs on Taylor Road was read. Town Clerk Klein stated this is a County Road and the Town Board, with the approval of the County Highway Department, had the authority to place cattle crossing signs at town expense. He further noted that in checking the New York State Manual of Traffic Control, there is no sign available to indicate slow moving traffic or slow moving equipment along the roadway, but it does provide for a farm machinery crossing at a driveway. Town Clerk Klein stated that he had talked to the County Highway Department and the Board will have to send them a letter asking for approval and after approval is received the signs can be put up where the County designates. Councilman Wittmeyer stated he felt Mr. Zittel would like a machinery crossing sign at his driveway. A motion was made by Councilman Wittmeyer and seconded by Councilman Wohlhueter directing Town Clerk Klein to send a letter to the Erie County Highway Department requesting approval of Cattle Crossing and Machinery Crossing signs on Taylor Road at the Edwin Zittel property.

five (5) ayes

Carried

Personnel Rules for the Boston Highway Department were presented. Highway Superintendent Kreitzbender and Deputy Town Attorney Michael Perley both stated that they had checked with other towns and these rules were about the same as those towns. Deputy Town Attorney Perley also stated that these rules are mostly what the policy of the Highway Department is now and this codifies them and puts them in black and white. A motion was made by Supervisor Hubert and seconded by Councilman Zimmerman to accept the Personnel rules for the Boston Highway Department. A copy of the Personnel rules are a part of these minutes.

five (5) ayes

Carried

A motion was made by Supervisor Hubert and seconded by Councilman Wohlhueter setting September 7, 1983 at 8:00 P. M. as the date and time for a use hearing for the 1984 Federal Revenue Sharing Funds.

five (5) ayes

Carried

Upon the written request of Tax Collector Klein a motion was made by Councilman Wittmeyer and seconded by Councilman Faulring granting permission to Town Clerk Klein to use the Boston Town Hall to collect school taxes for that portion of the Hamburg School District in the Towns of Boston and Eden under the same conditions as previously granted and to pay the Town \$1,000.00.

five (5) ayes

Carried

Karen Brinkerhoff, 5140 Wildwood Drive, asked Mr. Klein if he received a remuneration to collect the school tax and how much. He stated he receives \$3,700.00. She asked if the \$1,000.00 was paid for the use of town equipment, etc. and he stated yes.

A letter was read from Insurance Consultant Ernest Holfoth relative to Erie County's request for Insurance Certificates from the Town of Boston. Deputy Town Attorney Perley explained that the County requested Insurance coverage by the Town to indemnify them for any negligence of County Employees working in the Town of Boston. Mr. Perley concurred with Mr. Holfoth that this requirement of these certificates for such broad coverages was unreasonable.

RESOLUTION - CERTIFICATE OF INSURANCE

Upon the recommendation of the Insurance Committee, a motion was made by Councilman Wohlhueter and seconded by Councilman Faulring to enter into a one year contract with Insurance Consultant Ernest Holfoth at \$45.00 per hour annual minimum of \$500.00. Contract date from August 1, 1983 to July 31, 1984.

five (5) ayes

Carried

Supervisor Hubert explained the work that has been done to get a water line for the Town Park and fire protection noting that the quoted cost estimate last year was approximately \$10,000.00 for an 8" metered water line which was prohibitive so they went back to the Erie County Water Authority and they advised they could put it in if the driveway was made a dedicated town highway. Supervisor Hubert stated that the reason this project is being considered is because the sewer lines will be going across the baseball fields behind the Lion's Shelter and in the future permanent toilet facilities will be built and there are also plans for a highway garage. Also there is need to have water available at the Lion's Shelter for flooding of the ice skating

area and the Youth recently designated \$2,000.00 of the Youth Fund to be used for this purpose. The water line is to be constructed along the north side of the south drive entrance to the town property at 8500 Boston State Road and extend a short distance into the park area beyond the parking lot at the rear of the Town Hall. A motion was made by Supervisor Hubert and seconded by Councilman Wittmeyer to hire Nussbaumer and Clarke at a cost of \$300.00 to prepare a feasibility study for an 8" water line and a hydrant at the Town Hall property as discussed.

five (5) ayes

Carried

Supervisor Hubert advised that bids of \$2,201.00 from Edwards & Moncreiff, \$1,711.50 from Trautman Associates and \$1,350.00 from Nussbaumer and Clarke were received to prepare specs for the Shero Road embankment stabilization. A motion was made by Councilman Zimmerman and seconded by Councilman Wohlhueter to contract with Nussbaumer & Clarke to prepare the necessary specs for the Shero Road embankment stabilization.

five (5) ayes

Carried

A request was received from Mr. and Mrs. Kenneth Decker and Helen Dye to rezone a portion of the Helen Dye property at 9509 Boston State Road to business. Supervisor Hubert asked that this request be turned over to the Planning Board for their recommendation. Town Clerk Klein advised that the Planning Board had cancelled their August meeting, but when this matter had come up they agreed to set a meeting date of August 25, 1983 at 8:00 P. M. for a Regular Meeting.

Sharon Clark asked if Kenneth Decker was related to Building Inspector Decker and Supervisor Hubert stated yes his son.

A motion was made by Supervisor Hubert and seconded by Councilman Zimmerman to correct Abstract #7 - July 6, 1983 - Voucher #520 as follows:

Pump & Compressor Equipment, Inc.

FROM	SW-1-8340.4	\$3,964.31
	SW-2-8340.4	1,466.25
TO	H8340.2	\$11,988.00

five (5) ayes

Carried

RESOLUTION - STOP DWI PROGRAM

A letter was read from J. Giardina, New York State Department of Transportation relative to the public meeting on the North Boston commuter parking lot. The letter asked for comments on this matter before September 1, 1983. Supervisor Hubert advised that he would like to ask for a delay on the choice of a site until the Conservation Advisory Council can meet and make a recommendation. Karen Brinkerhoff asked if it might be feasible to have another public hearing and Supervisor Hubert stated he did not feel it would be. Town Clerk Klein was directed to send a letter to the New York State Department of Transportation and ask that they delay their decision to September 30th to allow more time for the town to make their comment.

A motion was made by Supervisor Hubert and seconded by Councilman Wohlhueter to appropriate \$5,406.00 to Parks from the Fund Balance of Federal Revenue Sharing Funds unspent in the 1982 budget for Parks.

five (5) ayes

Carried

The Supervisor's Monthly Financial Report was received.

Supervisor Hubert read a letter he had received from the Little League Football requesting additional funds for the 1983 football season. Supervisor Hubert explained that a certain amount had been budgeted for 1983 and more money could not be appropriated, although the possibility could be studied for the 1984 budget. Burton Hopkins stated he felt the money could come from somewhere as the Board had just appropriated money for the Soccer League. Supervisor Hubert explained the Soccer League was appropriated from Federal Revenue Sharing money for goals, nets and markers.

Upon the oral request of Mr. Coy James a motion was made by Councilman Wittmeyer and seconded by Supervisor Hubert granting permission to the Conservative Club to use the Lion's Shelter on September 4, 1983 contingent upon receipt of a Certificate of Insurance by the Town Clerk.

five (5) ayes

Carried

Henry Enser pointed out that Mr. James's group was not the Conservative Committee.

The Tax Collector's Monthly Report was received.

The Town Justice Monthly Report was received.

Councilman Wittmeyer, on behalf of the Traffic Safety Committee requested a letter be sent to the Erie County Highway Department asking them what the delay is on installing guard rails at Wildwood and Boston State Road and also to check on the guard rail north of May Drive that was removed during the sewer construction. Town Clerk Klein was directed to send the letter.

Upon the request of Councilman Zimmerman, Town Clerk Klein was directed to send a letter to the New York State Department of Transportation asking the status on the access road from the Rice Road interchange to the Boston State Road.

The Boston Police Department's Monthly Report was received.

The Building Inspector's Monthly Report was received.

A letter was read from Building Inspector Decker requesting permission to attend a seminar. Supervisor Hubert advised that the seminar account was almost out of funds and although money could be appropriated he wanted the Board to be aware of this. A motion was made by Councilman Wittmeyer and seconded by Councilman Wohlhueter granting permission to Building Inspector Decker to attend the New York State Building Conference at Ellenville, New York from September 28, 1983 to September 30, 1983. A vote was taken which resulted as follows:

Councilman Wittmeyer	Voting	aye
Councilman Zimmerman	Voting	aye
Councilman Faulring	Voting	aye
Councilman Wohlhueter	Voting	aye
Supervisor Hubert	Voting	no

four (4) ayes One (1) No Carried

There was no Dog Control Officers Monthly Report.

A motion was made by Councilman Zimmerman and seconded by Councilman Wohlhueter reappointing Joseph Santonocito as a member of the Zoning Board of Appeals. Term to expire April 1, 1988.

five (5) ayes Carried

Local Law #2 of 1983- Use of Town Property tabled at the July 6, 1983 Town Board Meeting was brought before the Board. Town Clerk Klein read the local law. Supervisor Hubert passed around snap shots taken of damage done in the park last week and explained this is why a law is needed. Deputy Town Attorney Perley explained minor changes have been made in the Local Law since the Public Hearing and are as follows:

Section 2. (c) Any person attending a public meeting of the Town of Boston or any public meeting authorized by the Town Board of the Town of Boston may be admitted.

Section 12.No rider shall travel at a gait in excess of a trot while on Town property to preserve the safety of the public and avoid endangering children at play.

Section 17. No person shall drive or cause to be driven any vehicle along or over any road within any Town Property at a speed in excess of fifteen (15) miles per hour.

There was discussion relative to reading a letter from Earl Knight which had been hand delivered to the Town Hall on August 10, 1983 in the PM. Supervisor Hubert advised that letters for the agenda are to be received two days prior to the meeting. The Board members agreed to let the letter be read. A motion was made by Supervisor Hubert and seconded by Councilman Wittmeyer adopting Local Law #2, 1983 - Use of Town Property.

five (5) ayes Carried

Supervisor Hubert reported that he had received a call from the former President of the Thornwood Park Association who had advised that he had no objection to the sign at the cul-de-sac on Thornwood being removed, but today the current President had called and stated he would be sending a letter to the Town Board relative to this sign.

Supervisor Hubert stated that the County had looked into the problem of drainage at Colonial Drive and Back Creek Road and agreed to put in rip rap. He further stated that there is also another problem with the drainage ditch being full of gravel causing the water to flow over Colonial Drive. Supervisor Hubert referred this matter to the Drainage Committee for their recommendation on what to do about the ditch.

Sharon Clark asked about the cul-de-sac sign letter and Supervisor Hubert again advised that the President of the Thornwood Park Association will contact members of the Association and send a letter to the Town Board.

A motion was made by Councilman Wohlhueter and seconded by Councilman Zimmerman to adjourn at 9:40 P. M.

Herbert H. Klein

Herbert H. Klein
Town Clerk

TOWN OF BOSTON



At a Regular Meeting of the Town Board of the Town of Boston, Erie County, New York, held at the Boston Town Hall, 8500 Boston State Road, Boston, New York, in said Town on the 10th day of August, 1983 at 7:30 P. M., Eastern Daylight Savings Time there were present:

Jerome Hubert	Supervisor
Milton Wittmeyer	Councilman
David Zimmerman	Councilman
Esther Faulring	Councilman
Don Wohlhueter	Councilman

The following resolution was offered by Councilman Wittmeyer who moved its adoption:

WHEREAS, the Town of Boston enters into various contract agreements with the County of Erie for the mutual benefit of the parties and our citizens, and

WHEREAS, the County of Erie mandates insurance requirements that we view as unfair and possibly detrimental to the Town of Boston and its taxpayers, specifically to defend and indemnify the County of Erie, its officials and employees for their negligence and, also, name the County of Erie and its departments as Additional Insureds in the Town of Boston's Liability insurance policies, and

WHEREAS, the Town of Boston's acceptance of these obligations could result in future increased insurance and self-insured loss costs by reason of payments or reserves caused by the negligence of Erie County or its employees, thus impacting on the taxpayers of the Town, now Therefore be it

RESOLVED, that our Erie County Legislators be asked to introduce and adopt legislation that will treat local governments on an equal basis with the County of Erie by removing these mandates and substituting a policy permitting the Town of Boston and County of Erie to each assume only its own liabilities and insure them as it deems prudent, and be it further

RESOLVED, that pending the adoption of such legislation, that the Erie County Executive be asked to re-establish the insurance requirements as they existed prior to new mandates of defend Erie County and name it as an Additional Insured in local government liability insurance policies, and be it further

RESOLVED that copies of this resolution be forwarded to County Executive Edward Rutkowski, County Legislator Marie Richardson, County Attorney Eugene Pigott, Jr and William Jackson, Erie County Insurance Department.

Seconded by Supervisor Hubert and put to a vote which resulted as follows:

Supervisor Hubert	Voting	aye
Councilman Wittmeyer	Voting	aye
Councilman Zimmerman	Voting	aye
Councilman Faulring	Voting	aye
Councilman Wohlhueter	Voting	aye

AYES: 5

NOES: 0

ABSENT: 0

Herbert H. Klein

Herbert H. Klein, Town Clerk

TOWN OF BOSTON



APPENDIX "C"

At a Regular Meeting of the Town Board of the Town of Boston, Erie County, New York, held at the Boston Town Hall, 8500 Boston State Road, Boston, New York, in said Town on the 10th day of August, 1983 at 7:30 P. M., Eastern Daylight Savings Time, there were present:

Jerome Hubert
Milton Wittmeyer
David Zimmerman
Esther Faulring
Don Wohlhueter

Supervisor
Councilman
Councilman
Councilman
Councilman

The following resolution was offered by Councilman Wohlhueter who moved its adoption:

WHEREAS, the COUNTY, pursuant to the authority granted to it by Article 43-A of the Vehicle and Traffic Law, has established a special traffic options program for driving while intoxicated (STOP-DWI) and has formulated a plan thereunder for the coordination of county, town, city and village efforts to reduce alcohol-related traffic injuries and fatalities, and

WHEREAS, the Erie County Sheriff's Department and the New York State Police are engaged in certain alcohol traffic safety law enforcement activities within the MUNICIPALITY, including the detection and arrest of persons operating a motor vehicle in violation of either Section 1192 or 511 (2) of the Vehicle and Traffic Law, and

WHEREAS, a Justice Court has been established in and for the MUNICIPALITY with jurisdiction to hear and determine cases involving alleged violations of Sections 1192 and 511 (2) of the Vehicle and Traffic Law.

WHEREAS, an agreement has been presented to the Town of Boston for their approval to participate in the STOP - DWI Program.

NOW, THEREFORE BE IT RESOLVED, that the Boston Town Board hereby authorized Supervisor Jerome A. Hubert to execute the agreement on behalf of the Town of Boston.

Seconded by Councilman Wittmeyer and put to a vote which resulted as follows:

Supervisor Hubert
Councilman Wittmeyer
Councilman Zimmerman
Councilman Faulring
Councilman Wohlhueter

Voting	aye
Voting	aye
Voting	aye
Voting	aye
Voting	aye

AYES:

5

NOES:

0

ABSENT:

0

Herbert H. Klein

Herbert H. Klein, Town Clerk

Regular Meeting
September 7, 1983

Town Hall
7:30 P.M.

Present were Councilman Milton Wittmeyer, Councilman David Zimmerman, Councilman Esther Faurling, Councilman Don Wohlhueter, Supervisor Jerome Hubert, Town Attorney Charles Maxwell and Highway Superintendent Clarence Kreitzbender.

A motion was made by Councilman Wohlhueter and seconded by Councilman Faurling that the minutes of the August 10, 1983 Regular Town Board Meeting be approved.

five (5) ayes

Carried

A motion was made by Councilman Zimmerman and seconded by Councilman Wittmeyer that the Town Clerk's Monthly Report be accepted.

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Wohlhueter that the General Fund and Special District Bills in the amount of \$26,625.01 be paid.

five (5) ayes

Carried

A motion was made by Councilman Faurling and seconded by Councilman Zimmerman that the Highway Bills in the amount of \$6,713.45 be paid.

five (5) ayes

Carried

A letter was read from D. H. Ketchum, Regional Director of the New York State Department of Transportation advising of a completion date of the Rice Road interchange. Town Clerk Klein read a letter he had sent to the New York State Department of Transportation relative to the access road and stated he did not feel the reply addressed his question. Supervisor Hubert directed Town Clerk Klein to send him another letter and state access road.

A letter was read from the Lambert Family, 8234 Lower East Hill Road relative to unsafe roads in the Town of Boston. Supervisor Hubert directed that a letter be sent to the Lambert's advising them that these are county roads and he had been trying to contact the troubleshooter for the County, but he has been on vacation. Highway Superintendent Kreitzbender advised that 1/10th of a mile on Burr Road is a town of Boston Highway and is in good condition. The remainder is in Colden. Supervisor Hubert stated he would contact the county relative to this complaint and ask the county to get in touch with the Lamberts.

A letter was read from Senator Moynihan advising of his support for the continuation of Federal Revenue Sharing. The letter was received and filed.

A notice was received from the Office of the Secretary of State advising that Local Law #2 of the Town of Boston had been received and filed on August 15, 1983. The notice was received and filed.

A letter was read from S. Jerome Hawkins of the Erie County Highway Department relative to the crossing signs requested at the Edwin Zittel property on Taylor Road. A copy of a letter was also read from the county to Mr. Zittel requesting an exact location where the signs would be placed. The letters were received and filed.

A letter was read from Dr. Grell, Superintendent of the Hamburg Schools, advising of the appointment of Councilman Faurling to the Advisory Committee to Study the Implications of Enrollment Decline. Supervisor Hubert congratulated Councilman Faurling and asked her to keep the Town Board informed.

A letter was read from the League For The Handicapped, Inc. thanking the Town of Boston for funds that were used to purchase playground equipment. Supervisor Hubert directed Town Clerk Klein to send a copy of this letter to the 1960's Youth Group. The letter was received and filed.

A notice was received from the New York State Electric and Gas Corporation advising of an interruption in Electric Service on September 13, 1983 from 9:30 A. M. to 11:30 A. M. to remove the Boston Substation. The letter was received and filed.

Reed Garver asked when it was expected that International Cable would be completing their work on the hill. Supervisor Hubert advised that he would be reporting on the progress of cable under Supervisor on the Agenda.

Ernest Faihst, 6363 Omphalius Road, advised that he was having a problem with water in his breezeway when it rains as the drainage pipes on Omphalius Road are plugged. Supervisor Hubert stated he would contact the county and get back to Mr. Faihst.

Karen Brinkerhoff, Wildwood Drive, asked the status on the guard rails at Boston State Road and Wildwood. Councilman Wittmeyer advised that a letter had been sent to the county after the last Town Board Meeting. Town Clerk Klein advised that he had met with a representative from the County Highway Department to tour trouble areas in Boston and this was one that had been pointed out. Town Clerk Klein further pointed out that the representative had advised that he would check with the insurance company as this might be an insurance case. The letter to the county advising of the problem was read.

Karen Klinczar asked why bill boards were still up in Boston. Building Inspector Decker explained that the owners of the bill boards were not notified that a sign ordinance had been passed at the time it was adopted so the five years began after they were notified and some of them will come down this year. Supervisor Hubert directed Building Inspector Decker to check the expiration dates of the bill boards and report back.

Karen Klinczar also asked if it was legal to draw pictures on the back of buildings as being done at Ron Miller's Used Car Lot. Supervisor Hubert directed Building Inspector Decker to check this sign and report back to the Supervisor.

An application for a building permit was received from Benenson Capital Company (B-Kwik Market). A motion was made by Councilman Zimmerman and seconded by Councilman Faulring to approve the granting of a building permit to Benenson Capital Company to erect a 10' x 10' x 8.5' storage building at 7375 Boston State Road.

five (5) ayes

Carried

The Coy James Tower permit request was brought before the Board. Town Clerk Klein stated that the SEQR Report had been filled out and returned and as far as he could tell everything requested had been received. Supervisor Hubert stated he had contacted a consulting engineer relative to this tower and the letter received from him was read advising that the plans submitted and the tower erected were not the same. Supervisor Hubert asked that the permit application be forwarded to the Planning Board for their recommendation.

A letter was read from Supervisor Hubert to the President of the Thornwood Park Association and the reply was also read relative to the maintenance and sign in the cul-de-sac. Sharon Clark, Thornwood Drive stated that this sign is in violation of the sign ordinance. Supervisor Hubert stated that he felt the sign and grass mowing did enhance the cul-de-sac and the sewer construction was a valid reason for not planting the flowers as they had agreed to do. He further noted that by the Association maintaining the cul-de-sac, it saves the town money and he felt they were doing a good job. Supervisor Hubert also stated that Special Permits can be issued by the Town Board if it does not hurt the residents. Sharon Clark stated that if the kids play in the cul-de-sac they are yelled at and she asked if this was not town property. Supervisor Hubert stated yes it was town property. She stated there is also a problem in the winter as they cannot get out of their driveway as the plow pushes the snow into the cul-de-sac. Highway Superintendent Kreitzbender stated that they push the snow there rather than in the driveways as they receive complaints when they are filled. Councilman Wohlhueter asked Highway Superintendent Kreitzbender to check to see if there might be some other way to plow so the Clark's could get out. A motion was made by Supervisor Hubert and seconded by Councilman Zimmerman to approve the renewal of the special permit to the Thornwood Homeowners Association to June 15, 1984 and if the cul-de-sac is not maintained as set down in the original plan by that date, then the permit be revoked.

five (5) ayes

Carried

At 8:00 P. M. a Public Hearing was held to consider written and oral suggestions on the use of Federal Revenue Sharing Funds in the amount of \$52,835.00. The Legal Notice was read by the Town Clerk. Town Clerk Klein stated he had sent a letter to the Chairman of the Boston Senior Citizens Council advising of the Public Hearing and also notice had been sent to the Boston Signal, Buffalo News, Hamburg Sun, Orchard Park Suburban Press and Springville Journal. A letter was read from Bill Boltz asking that \$1,250.00 of the money be allotted

for safety equipment for the Girls Softball. A letter was also read from John and Katherine Falkides, owners of the Boston Hills Mobile Home Park requesting the money to fix the roads at the Trailer Park.

Supervisor Hubert pointed out that they are not sure of the amount of Federal Revenue Sharing Funds, but had to estimate the amount as a hearing had to be held.

Mr. Sam Ware, 6531 Hillcrest Drive, stated he would like to see the money used to establish a water district on the east hill as the people in that area need the water. Supervisor Hubert explained that a grant had been applied for to establish a water district in that area and also to give the Town a secondary water supply out of Orchard Park. He further noted that if the grant was turned down he could not see water on the hill in the near future. He advised Mr. Ware his suggestion would be taken into consideration.

Karen Brinkerhoff, Wildwood Drive asked if the money could be used to lower taxes. Supervisor Hubert stated he thought it could, but the amount of money available would not cut the tax rate very much, only about \$.40 per thousand.

Karen Klinczar asked if written requests would be accepted after the Public Hearing and the Board advised they would accept written suggestions until September 21, 1983.

Burton Hopkins, Fairlane Drive, stated he would like to see the money used for the elderly and unemployed to help them pay for the tap in. Supervisor Hubert stated this is a possibility.

Karen Klinczar suggested that some of the money be used to purchase football equipment as requested by the Football League at the August 10, 1983 meeting.

A motion was made by Councilman Zimmerman and seconded by Councilman Wittmeyer to close the Public Hearing.

five (5) ayes

Carried

A letter was read from John and Katherine Falkides asking that the yearly license fee for mobile home parks be revoked. Supervisor Hubert asked that this matter be tabled until the Board can get information on the fee charged by other towns.

A motion was made by Councilman Zimmerman and seconded by Councilman Wohlhueter authorizing the Supervisor to apply for State Aid for 1984 for Recreation Programs.

five (5) ayes

Carried

A letter was read from Helen Dye, Kenneth Decker and Sonia Decker amending their rezoning request presented to the Boston Town Board on August 10, 1983. A letter was also read from the Planning Board relative to this request. Supervisor Hubert directed the Town Clerk to send the amended application to the Planning Board and to table this to the September 21st meeting.

Assessment Review Petitions were received from National Fuel Gas (3); New York Telephone; John Falkides; and Scholtz Homes, Inc. Town Clerk Klein advised that the one from John Falkides had been turned over to Town Attorney Maxwell and the one from Scholtz Homes turned over to Attorney George Blair.

A motion was made by Supervisor Hubert and seconded by Councilman Faulring to open bids for Shero Road on October 3, 1983 at 11:00 A. M.

five (5) ayes

Carried

A motion was made by Supervisor Hubert and seconded by Councilman Zimmerman to set a Public Hearing for October 5, 1983 at 8:00 P. M. to consider the request of Edward Rutecki, 8159 Boston State Road for a Special Permit to operate a bicycle shop at that location.

five (5) ayes

Carried

PUBLIC NOTICE

Town of Boston Federal Revenue Sharing Proposed Use Hearing

Notice is hereby given to the Citizens of the Town of Boston that the Boston Town Board will hold a Public Hearing on Wednesday, September 7, 1983 at 8:00 P.M., Eastern Daylight Savings Time, at the Boston Town Hall, 8500 Boston State Road, Boston, New York to receive written and/or oral comments from the citizens of Boston on the use of approximately \$52,835.00 in Federal Revenue Sharing Funds expected to be received during Entitlement Period 15, October 1, 1983 to September 30, 1984.

At this hearing, at the time and place above noted, all interested persons will be given the opportunity to be heard. Senior Citizens are encouraged to attend and comment.

Herbert H. Klein
Town Clerk

Town of Boston
Dated: August 12, 1983

A letter was read from Earl Knight requesting the status of the Master Plan. A letter was read from Charles C. Mothersead, Planning Consultant advising that the plan is completed in the draft form and is currently before the Planning Board. Mr. Knight asked if the plan could be previewed and if he could attend the Planning Board meetings. Supervisor Hubert advised that the Planning Board Meetings are open to the public.

A letter was read from Earl Knight requesting the status of the law suit between the Town of Boston and the Planning Group. A letter was read from Deputy Town Attorney Perley advising that a Judgement had been entered in Erie and Chautauqua Counties against Gary Templin in the amount of \$4,840.85. A letter was also read from Deputy Town Attorney Perley advising of the cost incurred to get this judgement.

The Supervisor's Monthly Financial Report was received.

Supervisor Hubert reported on the areas that have energized lines for Cable TV. He advised that he had received this information over the phone and was still waiting for something in writing. Supervisor Hubert further noted that he was advised that in three weeks to a month the entire franchise would be energized. Karen Brinkerhoff asked about easements and Supervisor Hubert stated that it is up to the Cable Company to secure the easements.

Supervisor Hubert reported on sewers advising that the McKinley-Route 391 pumping station is still being tested and the County does not want to take it over as there are still problems with it.

Supervisor Hubert also reported on the sewer tap in assistance survey with the Community Development people and also that surveys were still coming in.

The Town Justice Monthly Report was received.

Upon the request of Highway Superintendent Kreitzbender, a motion was made by Supervisor Hubert and seconded by Councilman Wohlhueter directing Town Attorney Maxwell to send a letter to the sewer contractors asking that ditches, roads and driveways be put in decent shape before winter. Town Attorney Maxwell asked that he be given specific facts and locations to put in the letter.

five (5) ayes

Carried

A motion was made by Councilman Faulring and seconded by Councilman Zimmerman granting permission to Highway Superintendent Kreitzbender to attend a Highway Superintendent's Seminar at Kutschers from September 20 to 23. All appropriate expenses to be paid by the Town.

five (5) ayes

Carried

Councilman Wohlhueter advised that the Conservation Advisory Council meeting would be held on September 8, 1983 at 8:00 P. M.

Upon the written request of Assessor William Kleis for reappointment, a motion was made by Councilman Wittmeyer and seconded by Councilman Faulring to reappoint William Kleis as Assessor for the Town of Boston. Term to expire October 1, 1989.

five (5) ayes

Carried

The Boston Police Department Monthly Report was received.

A motion was made by Supervisor Hubert and seconded by Councilman Zimmerman to appoint Paul Astridge as Constable for the Town of Boston as recommended by Chief Harry Strack and with the stipulations as set forth in the letter of recommendation from Chief Strack.

five (5) ayes

Carried

Supervisor Hubert reported that the County is aware of the complaints on Eckhardt Road and will be doing test borings to determine the problem and try to alleviate it.

The Building Inspector's Monthly Report was received.

The Dog Control Officers May and June reports were received.

A motion was made by Councilman Wohlhueter and seconded by Councilman Wittmeyer to adjourn at 8:40 P. M.

Herbert H. Klein

Herbert H. Klein
Town Clerk

Regular Meeting
September 21, 1983

Town Hall
7:30 P.M.

Present were Councilman Milton Wittmeyer, Councilman David Zimmerman, Councilman Don Wohlhueter, Supervisor Jerome Hubert and Town Attorney Charles Maxwell. Councilman Esther Faulring and Highway Superintendent Clarence Kreitzbender were absent.

A motion was made by Councilman Wittmeyer and seconded by Councilman Zimmerman that the minutes of the September 7, 1983 meeting be approved.

four (4) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Wittmeyer that the General Fund and Special District Bills in the amount of \$8,643.47 be paid.

four (4) ayes

Carried

A motion was made by Councilman Zimmerman and seconded by Councilman Wohlhueter that the Highway Bills in the amount of \$3,117.98 be paid.

four (4) ayes

Carried

A letter was read from County Legislator Marie Richardson advising of action taken at the September 8, 1983 session of the Erie County Legislature. The letter was received and filed.

A letter advising of the 1984 proposed budget and Annual Report were received from the Boston Emergency Squad. Supervisor Hubert directed Town Clerk Klein to send a letter to the Emergency Squad thanking them on behalf of the Town Board and town residents for their many hours of dedicated service. Supervisor Hubert advised that their budget request for 1984 would be taken into consideration.

A letter and Annual Report were received from the Boston Historical Society. The letter advised that it would not be necessary to reopen the contract as the \$2,000.00 budgeted for 1984 was adequate. The letter and annual report were received and filed.

A letter was read from Sam W. Ware, 6531 Hillcrest Drive recommending that Revenue Sharing Funds be spent to hire a Social Worker to help Senior Citizens receive all the benefits they are entitled to. Supervisor Hubert asked that this letter be referred to the Senior Citizens Council. Supervisor Hubert pointed out that a pamphlet is put out by the Erie County Office of the Aging advising of the benefits available.

A letter was read from Legislator Marie Richardson relative to a resolution passed by the Town Board expressing concern on the County of Erie's insurance requirements. Town Clerk Klein stated he had sent a copy of this letter to our insurance consultant asking for his comments.

Karen Brinkerhoff, Wildwood Drive, asked the Board how they were progressing on getting the guard rails replaced at Wildwood and Boston State Road. Town Clerk Klein reported that he had talked to the county and had been advised that this is an insurance case and the County insurance people are working on it. Town Clerk Klein further reported that we should be receiving a letter from Mr. Saniewski of the Erie County Highway Department relative to this matter. Councilman Wittmeyer asked that another letter be sent to the county asking that this guard rail be installed as this is a dangerous situation.

A letter was read from Leonard Saniewski, Deputy Commissioner of Highways - County of Erie requesting the Town take over two portions of Heinrich Road from Zimmerman Road west to the dead end at Route 219 and from North Boston Road south to the dead end at Route 219. Supervisor Hubert asked that this decision be tabled until the Traffic Safety Committee and Town Board can look at the roads to be sure they are in an acceptable condition. Councilman Wittmeyer stated he would set a meeting date and would like the entire Board present to view this.

A letter was read from the Conservation Advisory Council, recommending that the Town Board sign an agreement to maintain a Commuter Parking Lot on Route 391 across from Miller's Deli in North Boston. Karen Klinczar, Chairman of the Conservation Advisory Council pointed out the reasons for selecting this site and noted traffic problems at the Expressway interchange and the traffic patterns at the Churchill church site.

A motion was made by Councilman Wohlhueter and seconded by Councilman Zimmerman authorizing the Supervisor to sign an agreement with the New York State Department of Transportation to maintain a commuter parking lot located on Route 391, just north of the Zimmerman Road/Route 391 intersection known as Alternate #3.

four (4) ayes

Carried

Supervisor Hubert advised that he had received all the data on the Community Development funds for sewer tap ins and would be meeting with the Community Development people and would have a report at the next Town Board meeting.

Supervisor Hubert advised that he had directed Deputy Town Attorney Perley to write a letter to Mr. Hunt of International Cable asking for an update on Cable TV. The letter from Deputy Town Attorney Perley to Mr. Hunt was read. Supervisor Hubert advised that he had received a letter from International Cable listing the areas where cable is installed, but nothing on the completion date. Supervisor Hubert stated he is getting calls from Town residents asking when they will get cable and directed Deputy Town Attorney Perley to send another letter to International Cable asking when they will be completed and all the town will have cable.

Town Clerk Klein stated he had received a map from the New York State Department of Transportation for the signing to be done at the Rice Road interchange. Supervisor Hubert asked that this be referred to the Traffic Safety Committee.

Upon the recommendation of Town Attorney Maxwell, a motion was made by Supervisor Hubert and seconded by Councilman Zimmerman authorizing the Supervisor to sign a deed, deeding a 50 foot by approximately 305' strip of land north of the Emergency Squad Building running west from the Boston State Road from the Town of Boston to the Town of Boston as a dedicated highway so plans and construction of a water main into the Town Park could progress as this dedication is a requirement of the Erie County Water Authority.

four (4) ayes

Carried

Councilman Wohlhueter stated he had talked to the County and they had advised that they would be using a machine to mill the wavy portions of Eckhardt Road from 391 to the portion where the widening stops. He further noted that they had advised him that the blacktop used was a poor quality.

Councilman Wittmeyer asked when would be the best time to inspect Heinrich Road and Monday evening at 6:00 P. M. was set.

A letter was read from the Planning Board stating they had no objection to the request of Helen Dye to rezone her property at 9506 Boston State Road, but could not justify spot zoning. A motion was made by Supervisor Hubert and seconded by Councilman Wittmeyer setting October 19, 1983 at 8:00 P. M. for a public hearing to consider the request of Helen Dye, 9506 Boston State Road to rezone her property to Business B1.

four (4) ayes

Carried

A letter was read from the Drainage Committee requesting the promised fill for the Anthony Gulf Drainage Project. Supervisor Hubert advised that there is still the Patchin Lateral 2 sewer project to be let and this is near Anthony Gulf and will supply plenty of fill to complete the project.

A letter was read from the Drainage Committee requesting funds be budgeted for 1984 and asking where \$140.71 was spent in 1983 as they understood there was \$3,000.00 in the budget and were advised there is \$2,859.29. Supervisor Hubert stated he would check into this and report at the next meeting. The letter also advised that the Town Engineer be contacted for information on funds available. Supervisor Hubert pointed out that the town does not have a town engineer per se, but all the engineering work is hired out.

RESOLUTION - BOSTON FIRE COMPANY - SEVENTY-FIFTH ANNIVERSARY

Supervisor Hubert corrected a mistake made at the last Board meeting in which he stated that for \$10,000.00 of Federal Revenue Sharing money put into the budget to reduce taxes, there would only be a 10¢ reduction in the taxes, but it should be \$1.00 reduction.

Supervisor Hubert and Earl Knight discussed the application filed for a Federal Grant to construct a Highway Garage.

A motion was made by Councilman Wohlhueter and seconded by Councilman Zimmerman to adjourn at 8:05 P. M.



Herbert H. Klein
Town Clerk

TOWN OF BOSTON



At a Regular Meeting of the Town Board of the Town of Boston, Erie County, New York, held at the Boston Town Hall, 8500 Boston State Road, Boston, New York, in said Town on the 21st day of September, 1983 at 7:30 P. M. Eastern Daylight Saving Time, there were present:

Jerome Hubert
Milton Wittmeyer
David Zimmerman
Don A. Wohlhueter

Supervisor
Councilman
Councilman
Councilman

Absent:

Esther Faulring

Councilman

The following resolution was offered by Councilman Wittmeyer who moved its adoption.

WHEREAS, a group of concerned citizens met on October 2, 1908 to discuss the lack of fire protection in the hamlet of Boston, and

WHEREAS, a decision was made at that meeting to organize a fire company to be known as the Boston Fire Company for the purpose of protecting life and property, and

WHEREAS, these concerned residents raised money through fund raising activities to purchase equipment and constructed an engine house with many hours of donated labor, and

WHEREAS, the untiring efforts of many individuals concerned for their fellowman has provided the equipment necessary to maintain fire protection in Boston as well as a building to house the equipment and provided a meeting place for many community groups over the years, and

WHEREAS, the Boston Volunteer Fire Company will commemorate the seventy-fifth anniversary of their formation with a Company Dinner Dance on October 8, 1983.

NOW THEREFORE BE IT RESOLVED, that the Boston Town Board congratulates the Boston Fire Company, Inc. for seventy-five years of dedicated service to the Town of Boston and commends them for their untiring and unselfish efforts in providing help to the residents of Boston when fire breaks out or an emergency exists, and

BE IT FURTHER RESOLVED, that a copy of this resolution with the seal of the Town of Boston affixed be presented to the Boston Fire Company, Inc. in recognition of their seventy fifth anniversary.

Seconded by Councilman Zimmerman and duly put to a vote which resulted as follows:

Supervisor Hubert
Councilman Wittmeyer
Councilman Zimmerman
Councilman Wohlhueter

Voting _____ aye
Voting _____ aye
Voting _____ aye
Voting _____ aye

AYES:

4

NOES;

0

ABSENT:

1

Herbert H. Klein

Herbert H. Klein, Town Clerk

Regular Meeting
October 6, 1983

Town Hall
7:30 P.M.

Present were Councilman Milton Wittmeyer, Councilman David Zimmerman, Councilman Esther Faulring, Councilman Don Wohlhueter, Supervisor Jerome Hubert, Town Attorney Charles Maxwell and Highway Superintendent Clarence Kreitzbender.

A motion was made by Councilman Wohlhueter and seconded by Councilman Faulring that the minutes of the September 21, 1983 Regular Meeting be approved.

five (5) ayes

Carried

A motion was made by Councilman Zimmerman and seconded by Councilman Wittmeyer that the Town Clerk's Monthly Report be accepted.

five (5) ayes

Carried

A motion was made by Councilman Faulring and seconded by Councilman Zimmerman that the General Fund and Special District Bills in the amount of \$16,208.65 be paid.

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Faulring that the Highway Bills in the amount of \$4,575.12 be paid.

five (5) ayes

Carried

A letter was read from the Erie County Highway Department in response to concerns expressed by the Boston Town Board. The concerns addressed were the guard rail at Wildwood and Boston State Road, guard rail on Boston State Road near May Drive, shoulder repair work on Back Creek Road south of Hillcroft and the guide rail in front of a hydrant on Zimmerman Road near Allen Drive. Town Clerk Klein reported that he had attended the fire meeting at North Boston and it was acceptable to Chief Schunk to have the hydrant raised 18".

A letter was read from State Senator William Stachowski advising of programs and projects included in the proposed "Rebuild New York" Bond Program. The letter was received and filed.

A letter was read from Gail S. Shaffer, Secretary of State, advising the Board that the New York State Register will not be automatically sent to each municipality as it was in the past and that to receive the Register it is necessary for the Town Board to request it. Town Attorney Maxwell stated he did not feel the Register was necessary as the same information can be obtained from other sources. The decision whether to request the Register was tabled to the next Town Board meeting and in the meantime, Town Clerk Klein will check with the Town Clerk's Association on their feelings.

A letter was read from the Town of Hamburg requesting payment in the amount of \$4,183.00 for Fire Dispatching services covering January 1, 1983 through December 31, 1983. Supervisor Hubert directed Town Clerk Klein to send a copy of this letter to each of the three fire companies and if they have any questions or problems to contact Councilman Wittmeyer before October 17, 1983.

A letter was received from County Legislator Marie Richardson advising of action taken at the September 22, 1983 session of the Erie County Legislature. The letter was received and filed.

A letter was received from Gordon Blomquist, Principal of the Boston Valley School complimenting Remy Orffeo and the Summer Recreation Staff on the fine summer program at the Boston Valley School. The letter was received and filed.

*

A letter was read from the Boston Senior Citizens Council advising that they did not feel it was necessary to use Federal Revenue Sharing Funds to employ a Social Worker to assist Senior Citizens as this service is available through Erie County. Supervisor Hubert directed Town Clerk Klein to send a letter of thanks to Mr. Sam Ware, who had made this suggestion.

A letter was read from the Western New York Snowmobile Club of Boston, Inc. requesting Revenue Sharing Funds to maintain and improve snowmobile trails in the Town of Boston. Supervisor Hubert stated he felt the Federal Revenue Sharing Funds could not be used for this as the Snowmobile Club is a private organization and Town Attorney Maxwell stated that that was correct. Supervisor Hubert directed Town Clerk Klein to send a letter to the Club advising them of this.

*A copy of a notice of petition to the State Board of Equalization and Assessment to review the Assessment of New York State Electric and Gas was received and filed.

A letter was read from the United States Department of Commerce advising that the application for an EDA Grant to put a new water district on the east hill was rejected. Councilman Wittmeyer asked that the FHA be contacted to see if a grant and loan could be secured as the people on the east hill need water. Supervisor Hubert stated he would check further. He also noted that he had contacted Congressman Kemp previously and had been advised there were no funds available. The letter was received and filed.

Patricia Shank, Boston representative for the Springville Counseling Center asked that money be appropriated in the 1984 budget for the Center. She also stated that the Directors of the Center would meet with the Town Board to advise of their program. Supervisor Hubert asked Mrs. Shanks to call him so a meeting can be set up.

Sharon Clarke, Thornwood Drive, asked if Seacoast Construction had finished restoration work on Thornwood. Highway Superintendent Kreitzbender stated that there was still work to be done and they had not finished. Mr. and Mrs. Clarke both stated they had been told by the construction company that they were finished. They questioned if all the money had been paid to the contractors and Supervisor Hubert advised that 7% is withheld for one year. Supervisor Hubert also stated he would advise the Board of Managers of the problem.

Eike Renzoni stated she had been called by two Senior Citizens with sewer work problems and had called Mr. Schutt and advised him of the problems and they were both taken care of within two hours.

Ronald Schultz questioned the date on his letter from Erie County to connect to the sewer as he had just received the letter and it was dated August 25, 1983. Supervisor Hubert explained that the letters were ready to go out on the 25th of August, but a problem with the pump had caused a month's delay. Supervisor Hubert stated they say you have 90 days from the time of the letter, but you will be allowed more time than that.

Robert Burley pointed out that the General Contractor is the one to talk to about problems, not the sub contractor.

Mr. Robert Clarke questioned the problem of disturbing the restoration when the sewer lines are put in from the house to the road.

Mr. Earl Knight, Liebler Road, questioned if the Planning Board meetings were open and pointed out he had attended the last meeting where the Master Plan was being discussed. He stated that he wanted to see the Master Plan as he is concerned about the Wendling property being zoned commercial. Mr. Knight also stated that he is going to Buffalo to Mr. Mothersead's office and wants to see the Master Plan. Supervisor Hubert advised that the Master Plan has not been adopted and even when and if it is, it will only be used as a guide. He further advised that he would talk to Mr. Mothersead about Mr. Knight seeing the Master Plan.

At 8:00 P. M. a public hearing was held to consider the request of Edward Rutecki, 8159 Boston State Road for a Special Use Permit to operate a bicycle shop at 8159 Boston State Road. The Legal Notice was read. Town Clerk Klein read a letter from Mr. Rutecki requesting the permit. Town Clerk Klein also advised that letters had been sent to the neighbors and also the Planning Board and he had not received any replies. Robert Burley, 8137 Boston State Road stated that he lives next door to Mr. Rutecki and he had no objection to the bicycle shop.

Calvin Reeve, land owner on Boston State Road, stated he had no objection to Mr. Rutecki running a bicycle shop on a Special Use Permit.

Mr. LeRoy Gutekunst, 5638 Homestead, asked how long the permit would be issued for and was advised that the first time they are issued for one year and are then renewed for an indefinite time and are recallable if a problem arises.

Mr. Rutecki presented letters to the board from about 20 neighbors advising that they had no objection to the Bicycle Shop.

A motion was made by Supervisor Hubert and seconded by Councilman Wohlhueter to close the public hearing.

five (5) ayes

LEGAL NOTICE
TOWN OF BOSTON
NOTICE OF PUBLIC HEARING
NOTICE IS HEREBY GIVEN that the Town Board of the Town of Boston, Erie County, New York, will hold a public hearing at the Boston Town Hall, 8500 Boston State Road, Boston, New York, on October 10, 1983 at 8:00 P.M. Eastern Daylight Savings Time to consider the granting of a Special Use Permit to Edward R. Rutecki for the purpose of operating a Bicycle Shop at 8159 Boston State Road. This notice is being given pursuant to the provisions of Article IX of the Zoning Ordinance of the Town of Boston.
At this hearing at the time and place above noted, all interested persons will be heard for or against said Application.
By Order of the Town Board of the Town of Boston, New York.
Herbert H. Klein
Town Clerk
Dated: September 9, 1983 9-15

Carried

A motion was made by Councilman Faulring and seconded by Supervisor Hubert to issue a Special Use Permit to Edward Rutecki, 8159 Boston State Road for a bicycle shop. On the question it was pointed out that provisions had not been made for advertising and to have a legal sign it would have to be a part of the Special Use Permit. Councilman Faulring and Supervisor Hubert rescinded their motion and the issuing of the Special Use Permit was tabled until the October 19th Town Board Meeting. Mr. Rutecki was asked to present a plan on what he would like prior to the next meeting.

Coy James, 8332 ^{Boston State Road} asked the status of his permit for a tower. Supervisor Hubert explained that he had hired a structural engineer and he had advised that the tower put up was not the same one in the plans. Mr. James stated it was only one half of the same tower. Mr. Hubert again stated that the engineer had advised that the tower was not the same as the plans and the engineer had contacted Southern and they had stated they had never sold Mr. James a tower. Supervisor Hubert told Mr. James he has not been giving the right information to the Board and that he was not being fair. Supervisor Hubert asked Mr. James to call him tomorrow and he would give him specific information on what is needed for the tower so a fair assessment can be made of it to see if it is safe. Supervisor Hubert stated he would put in writing what is needed and it would have his signature.

A motion was made by Councilman Zimmerman and seconded by Councilman Wittmeyer to correct Abstract 9A, Voucher #751 as follows:

Correct coding to read:

From	5182.4	Street Lighting
To	5132.4	Garage

five (5) ayes

Carried

A letter was read from Nussbaumer and Clarke advising of the bids received and opened on October 3, 1983 at 11:00 A. M. for the Shero Road Bank Stabilization. The bids received are as follows:

Robert Caldwell Trenching & Excavating, Inc.	\$16,157.00
Donald J. Braasch Construction Company	17,220.00
Venus Construction Company, Inc.	18,869.00
R.E.M. Construction Company	23,500.00
Schreiber Hauling Company	26,758.00
Seacoast Construction Corporation	27,967.00
Marin Excavating, Inc.	29,250.00
F. A. Wellington Corporation	48,075.00

The letter further recommended that the low bidder, Robert Caldwell Trenching and Excavating, Inc. be awarded the bid in the amount of \$16,157.00. Town Attorney Maxwell advised that the awarding of the bid would have to be tabled until approval for the project is received from the Erie County Highway Department.

Town Clerk Klein presented a survey he had done on fees charged for Trailer Parks in Erie County. Supervisor Hubert pointed out that Mr. Falkides had asked that the fees be revoked, but there was still inspections to do and fire protection for the parks. Supervisor Hubert also stated he felt that the fee should be reduced so it will not be a burden to the people who live in the Trailer Courts. A motion was made by Supervisor Hubert and seconded by Councilman Wohlhueter to set a Public Hearing for November 16, 1983 at 8:00 P. M. to consider an amendment to the Trailer Ordinance to reduce the Trailer Park License Fee from \$25.00 to \$15.00 and to set a payment schedule.

five (5) ayes

Carried

The 1984 Preliminary Budget was read by Town Clerk Klein. Following the reading Supervisor Hubert advised that there was no increase in the tax rate and in most areas the rate had been reduced. He attributed this to the increase in assessed valuation. Supervisor Hubert also advised that the office workers and town employees received a 5% raise.

A motion was made by Councilman Zimmerman and seconded by Supervisor Hubert that the 1984 General Fund Preliminary Budget as read by the Town Clerk be approved as follows:

Appropriations	\$467,885.00
Less Estimated Revenues	339,150.00
Less Unexpended Balance	85,000.00
Amount to be raised by Tax	43,735.00

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Zimmerman that the 1984 Highway-Townwide Fund Preliminary Budget as read by the Town Clerk be approved as follows:

Appropriations	\$414,553.50
Less Estimated Revenues	185,576.00
Amount to be raised by Tax	228,977.50

five (5) ayes

Carried

A motion was made by Councilman Faulring and seconded by Supervisor Hubert that the 1984 Federal Revenue Sharing Fund Preliminary Budget as read by the Town Clerk be approved as follows:

Appropriations	\$ 52,835.00
Less Estimated Revenues	39,084.00
Less Unexpended Balance	13,751.00
Amount to be raised by Tax	.00

five (5) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Zimmerman that the 1984 Debt Service Fund Preliminary Budget as read by the Town Clerk be approved as follows:

Appropriations	40,905.00
Less Estimated Revenues	40,905.00
Amount to be raised by Tax	.00

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Zimmerman that the 1984 Water District #1 Fund Preliminary Budget as read by the Town Clerk be approved as follows:

Appropriations	\$ 43,330.00
Less Estimated Revenues	2,500.00
Amount to be raised by Tax	40,830.00

five (5) ayes

Carried

A motion was made by Councilman Faulring and seconded by Councilman Wohlhueter that the 1984 Water District #2 Fund Preliminary Budget as read by the Town Clerk be approved as follows:

Appropriations	\$ 41,530.00
Less Estimated Revenues	1,000.00
Amount to be raised by Tax	40,530.00

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Faulring that the 1984 Fire Protection District Fund Preliminary Budget as read by the Town Clerk be approved as follows:

Appropriations	\$137,784.45
Less Estimated Revenues	784.45
Less Unexpended Balance	10,000.00
Amount to be raised by Tax	127,000.00

five (5) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Faulring that the 1984 Sewer District #1 Fund Preliminary Budget as read by the Town Clerk be approved as follows:

Appropriations	\$ 1,000.00
Less Estimated Revenues	.00
Less Unexpended Balance	1,000.00
Amount to be raised by Tax	.00

five (5) ayes

Carried

A motion was made by Councilman Zimmerman and seconded by Councilman Wittmeyer that the 1984 Sewer District #2 Fund Preliminary Budget as read by the Town Clerk be approved as follows:

Appropriations	\$ 1,000.00
Less Estimated Revenues	.00
Less Unexpended Balance	1,000.00
Amount to be raised by Tax	.00

five (5) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Zimmerman that the 1984 Sewer District #3 Fund Preliminary Budget as read by the Town Clerk be approved as follows:

Appropriations	\$ 1,200.00
Less Estimated Revenues	.00
Less Unexpended Balance	.00
Amount to be raised by Tax	1,200.00

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Faulring that the 1984 Sewer District #4 Fund Preliminary Budget as read by the Town Clerk be approved as follows:

Appropriations	\$ 1,200.06
Less Estimated Revenues	.00
Less Unexpended Balance	.00
Amount to be raised by Tax	1,200.06

five (5) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Faulring that the 1984 Light District Fund Preliminary Budget as read by the Town Clerk be approved as follows:

Appropriations	\$ 14,005.95
Less Estimated Revenues	250.00
Amount to be raised by Tax	13,755.95

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Faulring that the 1984 Refuse and Garbage Fund Preliminary Budget as read by the Town Clerk be approved as follows:

Appropriations	\$ 11,009.98
Amount to be raised by Tax	11,009.98

five (5) ayes

Carried

A motion was made by Councilman Zimmerman and seconded by Councilman Wohlhueter that the 1984 Omitted Tax Fund Preliminary Budget as read by the Town Clerk be approved as follows:

Appropriations	\$ 1,115.66
Amount to be raised by Tax	1,115.66

five (5) ayes

Carried

A motion was made by Supervisor Hubert and seconded by Councilman Wittmeyer setting a Public Hearing on November 2, 1983 at 8:00 P. M. to consider the 1984 Budget.

five (5) ayes

Carried

A motion was made by Supervisor Hubert and seconded by Councilman Wohlhueter to name the street south of the Boston Town Hall and north of the Boston Emergency Squad Building, Town Park Lane.

five (5) ayes

Carried

A motion was made by Councilman Zimmerman and seconded by Councilman Wohlhueter setting October 27, 1983 at 11:00 A. M. to open bids for the installation of a waterline on Town Park Lane.

five (5) ayes

Carried

The Supervisor's Monthly Report was received.

In response to a letter from the Drainage Committee presented at the last Town Board Meeting, Supervisor Hubert advised of moneys available to the Drainage Committee and explained that the reason for the \$140.71 difference in the amount is they were told by Supervisor Hubert there was an approximate balance of \$3,000.00 and he was off the \$140.71 as there is \$2,859.29. Supervisor Hubert traced how the money was spent from 1979 to present.

Supervisor Hubert read a letter from International Cable to Deputy Town Attorney Perley in response to a letter from Mr. Perley requesting a update on the progress of Cable TV in Boston. The letter advised that all cable should be in by the end of December.

Supervisor Hubert advised that the Sewer Tap in survey was completed and a letter was read from Community Development recommending that the \$15,000.00 in Community Development Funds be used for homeowners in Phase I of the Boston Sewer District and limited to homeowners with incomes under 50% of the median income for Erie County. The amount of assistance would be \$200.00 per homeowner and would be administered through the County of Erie. A letter was also read from the Boston Community Development Advisory Council recommending this option. Supervisor Hubert advised that Raymond Kneis would be the County representative to administer this program and can be reached at 846-6255.

Tax Collector Herbert Klein advised that there is no Tax Collector's Report as he is waiting for the settlement sheet from the County Finance Office.

Upon the request of Town Clerk Klein, a motion was made by Councilman Wittmeyer and seconded by Councilman Faulring to support Town Clerk Klein's call for legislation that would shorten the voting hours from 6:00 A. M. to 9:00 P. M. to 12 noon to 9:00 P. M. in a Primary Election where statewide offices are not being balloted.

five (5) ayes

Carried

Town Clerk Klein advised the Board on the cost to the Town for the last Primary election and an estimate on how much could have been saved in Erie County with the shorter voting hours.

The Town Justice Monthly report was received.

A motion was made by Councilman Wohlhueter and seconded by Councilman Faulring to designate two spots in the rear of the Town Hall as handicapped parking spaces. The spaces are to be one on each side of the sidewalk.

five (5) ayes

Carried

Highway Superintendent Kreitzbender stated he would stripe the area if it is possible.

The Boston Police Department Monthly Report was received.

The Building Inspector's report for September will be included with the October report.

There was no Dog Control Officers report.

A letter was read from the Traffic Safety Committee to the County of Erie relative to the Heinrich Road turnback. Highway Superintendent Kreitzbender stated he had talked to Mel Case and had been advised that the work would be done to make the road meet the town's requirements. A motion was made by Councilman Wittmeyer and seconded by Supervisor Hubert directing the Town Clerk to send a copy of this letter to the County of Erie requesting they repair the broken pavement in the area from 7280 Heinrich Road to the cul-de-sac and to oil and screen the entire section from North Boston Road to the cul-de-sac.
five (5) ayes

Carried

A letter was read from the Traffic Safety Committee relative to signing at the Rice Road Interchange. Following discussion a motion was made by Supervisor Hubert and seconded by Councilman Wohlhueter to put up a sign on Rice Road stating "Local Traffic Only" and to send a letter to D. Ketchum, New York State Department of Transportation asking if a sign of this type is legal for that area.

five (5) ayes

Carried

Supervisor Hubert pointed out that these signs are necessary as Rice Road is in very bad shape and anyone getting off the interchange and going down Rice Road who did not know the area could easily have a serious accident.

Mr. Richard Martin asked why there were no signs or barriers at the Expressway interchange as it was not open yet. It was pointed out that barrels are put up, but moved by people so they can get through.

Upon the recommendation of Remy Orffeo, a motion was made by Councilman Zimmerman and seconded by Councilman Faulring to appoint Gerald O'Brien as Ski Director of the 1983-84 Ski Season at a salary of \$290.00. Duly put to a vote which resulted as follows:

Councilman Wittmeyer	Voting <u>aye</u>
Councilman Zimmerman	Voting <u>aye</u>
Councilman Faulring	Voting <u>aye</u>
Councilman Wohlhueter	Voting <u>aye</u>
Supervisor Hubert	Voting <u>abstaining</u>

Ayes: 4

Noes: 0

Abstaining: 1

A motion was made by Councilman Zimmerman and seconded by Supervisor Hubert to adjourn at 9:35 P. M.

Herbert H. Klein

Herbert H. Klein
Town Clerk

Regular Meeting
October 19, 1983

Town Hall
7:30 P.M.

Present were Councilman Milton Wittmeyer, Councilman David Zimmerman, Councilman Esther Faulring, Councilman Don Wohlhueter, Supervisor Jerome Hubert, Town Attorney Charles Maxwell and Highway Superintendent Clarence Kreitzbender.

A motion was made by Councilman Zimmerman and seconded by Councilman Wittmeyer that the minutes of the October 5, 1983 Town Board Meeting be approved.

five (5) ayes

Carried

A motion was made by Councilman Faulring and seconded by Councilman Wohlhueter that the General Fund and Special District Bills in the amount of \$5,312.82 be paid.

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Faulring that the Highway Fund Bills in the amount of \$11,871.91 be paid.

five (5) ayes

Carried

A letter was read from County Legislator Marie Richardson advising of action taken at the October 6th session of the County Legislature.

Town Clerk Klein pointed out that the portion of the letter that is important to the Boston Town Board is a change in the state laws which now provide for a graduated percentage on income when determining the Senior Citizens exemption on property taxes. Supervisor Hubert stated the adoption of this law should be considered at a future date.

Upon the written request of Roger Felt, a motion was made by Councilman Wittmeyer and seconded by Councilman Faulring to renew the airfield permit of Roger Felt, 8699 Rockwood Road with no time limit on the permit and with the option to cancel the permit in the event problems arise.

five (5) ayes

Carried

A letter was read from Coy James, 8332 Boston State Road asking the Boston Town Board if it is necessary for him to obtain a permit to place a pipe or telephone pole in his yard for the sole purpose of receiving television signals from the local channels. He asked if the support for said antenna had to be attached to his house and does he need a permit from the Town of Boston for an antenna. Mr. James pointed out in his letter that it would be a receiving antenna for local stations not a transmitting antenna. Supervisor Hubert asked Mr. James if he wanted to put an antenna on his roof and Mr. James stated yes, but higher than his roof, if possible, so he can get Channel 7. Supervisor Hubert stated that in the past there has been a problem with Mr. James's tower in getting the necessary information. Supervisor Hubert asked Mr. James to send a diagram of what he wanted to put up so the Board would know what it is. Mr. James asked if he would have to have a permit to have it attached to his house and stated it is not a tower just a pole or something like Mr. Maxwell has on the roof of his office. Mr. James stated he wanted to go taller with the tower and when Supervisor Hubert asked how tall he stated 20 or 30 feet off the roof. Supervisor Hubert asked Town Attorney Maxwell to comment and Mr. Maxwell stated that in view of the problems we have had, before he gave an opinion he would like to see a schematic on it. Mr. James stated the North Boston Fire Company has their antenna on a telephone pole and he was wondering if he could do that. He stated it was for his own personal use. Supervisor Hubert stated he did not have an opinion on it and if it is just a television antenna he could not see any problem. Mr. James stated it is just a receiving antenna for local stations. Supervisor Hubert stated it depended on what he was putting up and if it was just a television antenna like the one on his house you don't need a permit. Mr. James stated it is the same thing and the reason he put the tower there is to get better reception for himself and somebody along the line got the idea that he was going to plan a big cable system. Supervisor Hubert stated they were talking something different and Mr. James advised the reason he had put the tower up was to get Channel 7 and the only thing on that tower will be a rotary antenna just like you have on your house. Supervisor Hubert pointed out that the tower was different from the telephone pole or small antenna on top of a house. Supervisor Hubert asked Mr. James if he had received his letter and he stated yes and he has an engineer coming out in two weeks to give a rundown on the spread, the footage, the whole

thing. Supervisor Hubert asked if that would include how high it was going and Mr. James stated the height too. Mr. James asked if he could put an antenna on it like it is now and Supervisor Hubert asked if he meant the tower, Mr. James answered yes and Supervisor Hubert stated that he (Mr. James) knew that the judge said he couldn't even put a bolt in that thing. Mr. James asked if he could attach a regular television antenna to his house, not a transmitter or anything like that. Supervisor Hubert stated he could not see why not. Mr. James stated okay that was all he wanted to know and Supervisor Hubert advised him not to come up with a 200' antenna.

A letter was read from the Boston Patriots Little Loop Football requesting permission to have a bonfire at a Pep Rally on October 28, 1983 at the Town Park. A motion was made by Supervisor Hubert and seconded by Councilman Wittmeyer granting permission to the Boston Patriots Little Loop Football to have a bonfire in the Town Park on the west side of the Lion's Shelter in the dirt portion on Friday, October 28, 1983 at 7:00 P. M. to 9:00 P. M.

five (5) ayes

Carried

A motion was made by Supervisor Hubert and seconded by Councilman Wohlhueter correcting Abstract #10, Voucher #794 as follows:

From A 7310.4	\$189.45
TO CF 7110.4	\$189.45

five (5) ayes

Carried

A letter was read from Deputy Commissioner of Erie County Department of Public Works, Leonard Saniewski, approving awarding of the contract for the Shero Road Bank Stabilization. A motion was made by Supervisor Hubert and seconded by Councilman Wittmeyer authorizing the Supervisor to sign a contract with Robert Caldwell Trenching and Excavating, Inc. the low bidder, in the amount of \$16,157.00 for the Shero Road Bank Stabilization as recommended by the engineering firm of Nussbaumer & Clarke, Inc.

five (5) ayes

Carried

A letter was read from the Boston Emergency Squad requesting funds to cover legal fees for a pending lawsuit. Supervisor Hubert directed the Town Clerk to send a letter to the Emergency Squad advising them that more information was needed before a decision could be made. Mr. Earl Knight suggested that at sometime, the Board meet with the Emergency Squad in particular Donna Watkins and Cynthia Moore. He further noted that this lawsuit pertains to his son with the Emergency Squad and he suggested very strongly to the Town Board that the facts and figures be examined very cautiously as there is a denial of rights of an individual. Mr. Knight stated that he understood Ron Bennett is the attorney for the Emergency Squad and is already on a retainer. Mr. Knight stated he would object very strongly to the Town Board underwriting the cost of an attorney and he asked that he, his son and attorney be present if the Board did meet with these two individuals in the Emergency Squad. Mr. Knight stated there are far reaching implications and they have done everything they can to resolve the issue with the Emergency Squad. He stated what the Board is faced with is the Emergency Squad Executive Board denying a young lad his constitutional rights of a proper hearing and they are now coming back and asking us as taxpayers to subsidize to pay for their mistake. Mr. Knight stated if they had been given ample time to remedy the situation behind the scenes, there would be no reason to bring it out into a public meeting such as this. Mr. Knight stated this would never have come up if he was not running for Town Clerk. He stated that the purpose was if he ran for the Town Clerk's position in the Town of Boston, his son was to be expelled from the Emergency Squad and that is what happened. Supervisor Hubert stated he knew the people on the Emergency Squad and his personal opinion was that he did not believe that. Supervisor Hubert asked Town Attorney Maxwell for his opinion and Town Attorney Maxwell stated under our contract we have agreed to go into indemnification on a legal basis with them, but the suggestion of Mr. Knight that he sit down with them at their meeting is absurd as when you are in litigation you don't sit down with the other people. He stated they apparently desire to sue so let them bring a suit, but you do not sit down with the opposition. Mr. Knight stated they have always been ready and able to sit as it is not a lawsuit in that they are taking the taxpayers to task only asking that his son be restored to his constitutional rights. Supervisor Hubert again asked that a letter be sent to the Emergency Squad requesting more information.

A letter, copy of a survey and \$75.00 check were received from William and Bette Schmidlin, 7443 Crestwood Circle, with an application to rezone their

property on the corner of Chestnut Ridge Road and Crestwood Circle from R-2 to A-1 to permit the building of a duplex. Supervisor Hubert asked that this application be referred to the Planning Board for their study and recommendation.

Supervisor Hubert reported that the Erie County Sewer District #3 office would be setting up a satellite office in the Town of Boston Town Hall on October 31, November 2, 7 and 9, 1983 from 9-12 and 1-3.

Supervisor Hubert read a letter from John Falkides, owner of the Boston Hills Mobile Home Park, requesting a guard rail on Boston State Road in front of the park. Supervisor Hubert referred this request to the Traffic Safety Committee for their study and recommendation.

The Tax Collector's final report for 1983 was received. Collector Klein pointed out that 93.86% of the taxes had been collected.

Councilman Wohlhueter advised that he had received a request from Joseph Rychlik, North Boston Road for a curve sign on Feddick Road near North Boston Road as there have been some near accidents there because of the curve. Councilman Wohlhueter asked the Traffic Safety Committee to look into this request.

Councilman Wittmeyer advised that he had not received any comments from the fire chiefs relative to the 1983 Fire Dispatching Contract. It was pointed out that the fire companies had not had a meeting since the last Town Board meeting and therefore had not been able to present it to the members. A decision on the contract was tabled to the November 16, 1983 Town Board meeting.

A letter was read from the Boston Planning Board relative to the application of Coy W. James, 8332 Boston State Road, for a permit to erect a tower. Supervisor Hubert asked Mr. James to have his engineer give them answers to questions posed by the Planning Board relative to the SEQR Report. Mr. James stated yes and Supervisor Hubert informed him that a copy of the letter would be sent to him so he could show it to the engineer. Mr. James stated that the permit was to be issued tonight as according to Phil Smolinski if he would back off from Mrs. Richardson's campaign, he would pull Mr. Maxwell's and Mr. Decker's leash in. Supervisor Hubert advised Mr. James he was out of order and Town Board meetings were not to be used as a political football. Councilman Wittmeyer stated that they do not have a vote and Mr. James countered with "but he controls the Board". Councilman Wittmeyer stated that he did not. Councilman Wittmeyer asked Mr. James to make an honest effort to get the material the Board needs so they can make a decision. Mr. James stated all it was was a tower for an antenna and the Board was making a mountain out of a molehill.

A report was received from the Conservation Advisory Council entitled Second Water Sampling Program 1982. Karen Klinczar, Chairman, stated that the Eighteen Mile Creek is 10% cleaner than in 1972 and is swimmable. She also advised that they would like to run a test again when all the sewers are hooked up to see if they had helped clean it up.

A letter was read from Edward Rutecki, advising of his intentions relative to the operation of a bicycle shop at 8159 Boston State Road. A Public Hearing, to consider the granting of a Special Use Permit to Mr. Rutecki, was held on October 5, 1983. A motion was made by Councilman Faulring and seconded by Councilman Wittmeyer to grant a Special Use Permit to Edward Rutecki for a Bicycle Shop at 8159 Boston State Road and to grant him a sign as provided in the sign ordinance under the business zoning section.

five (5) ayes

Carried

At 8:00 P. M. a public hearing was held to consider the request of Helen Dye to rezone a portion of her property at 9506 Boston State Road. The Legal Notice was read by the Town Clerk. A letter from the Planning Board was read, not objecting to the requested rezoning, but stating they could not justify the spot zoning. A letter was read from Erie County Division of Planning making no recommendation, but also pointing out the spot zoning. Town Clerk Klein stated he had sent notice of the request to the New York State Department of Environmental Conservation, Conservation Advisory Council, Erie County Department of Environment and Planning, Department of Public Works, Boston Planning Board and the Boston Drainage Committee and he had received no further information. Town Clerk Klein read a petition in favor of the rezoning that was signed by 162 Boston residents.

PUBLIC NOTICE
Amendment to Zoning Ordinance
and Zoning Map of the
Town of Boston
NOTICE IS HEREBY GIVEN that
the Town Board of the Town of Boston,
Erie County, New York, will hold a
Public Hearing on the 18th day of Oc-
tober, 1983 at 8:00 P.M. (Eastern
Daylight Saving Time) in the Boston
Town Hall, 8500 Boston State Road,
Boston, New York, on the petition and re-
quest of Helen Dye to rezone the
following described property which is
presently zoned Residential Restricted
Business RRB to Business B-1 under the
Zoning Ordinance of the Town of Boston,
said property being described as follows:

Mrs. Karb, 9529 Boston State Road, asked if the equipment would be parked along the road or would it be kept in the barn and behind the barn. She asked if they would be seeing construction equipment all the time. Mr. Kenneth Decker stated all equipment would be kept behind the barn or in the barn and the natural terrain drops off so it will not be seen. She stated it answered her question.

Sally Schwabel, 9620 Boston State Road, stated she had no objection at all to seeing the equipment.

Herbert Warren, 9236 Boston State Road, stated he would like to see the Town Board give the boys in this town that are trying to make a living, a little consideration. He stated it is hard to start a business when you are young and he would like to see them given a helping hand. He stated he appreciated the help the Board had given them.

Mrs. Helen Dye stated that she appreciated having a Town Planning Board and their main function was to protect the property owners of Boston, but she wondered why they rejected this proposal. Mrs. Dye stated she wondered who they were protecting and what value does her property have in this day and age if the barn cannot be rezoned. She stated the barn was built in 1919 as a rural project and the farm was a dairy farm and she asked if anyone knew of any dairy farmers who would come into the area and use the barn. Mrs. Dye stated that she put her house up for sale a year ago in May and has had any number of people say they liked the house, but what would they do with the barn. Mrs. Dye stated that a woman who had three horses looked at the property, but noted that the barn was much too large for three horses. Mrs. Dye asked what she was supposed to do. She pointed out that the barn was built for rural useage and the town has allowed suburban useage in the area which she is all for. Mr. Dye stated she felt they were protecting against her and her potential misuse of the property. Mrs. Dye gave the history of her property. She advised she likes Boston and the activities in Boston and is proud of having the State Police in Boston as it makes her feel help is close if they are needed. Mrs. Dye further expressed her pride in the Emergency Squad. She stated she would like to do what she can for Boston, but she has reached a place where she has to have less responsibility and has bought a smaller house in Hamburg. Mrs. Dye stated she is 77 years old and if she waits five years for the road to come down over the hill from the Rice Road Interchange, she will be 82 and by that time they will automatically make her place B-1. She stated she could not wait until she is 82 to move and she could not see what difference it would make to have it done five years earlier. Mrs. Dye stated if the Planning Board is protecting us from commercial encroachment they could limit the amount of commercial useage of the barn, but the application does that. She asked if they were trying to protect us from the eyesore of what the barn will become and pointed out that the application also does that. Mrs. Dye stated Kenneth Decker will use the barn and it will not be standing idle. She stated that if the barn is not rezoned B-1, then Mr. Decker will not have any use for it and puts her on the spot as she will have her house up for sale and in the meantime, rent it. She stated she would not rent the barn, but would be responsible for it. Mrs. Dye asked if a deteriorating barn showed antiquity and stated she had two choices - the commercial use of the barn with the home as requested in the application or the renting of the home and leaving the barn not cared for. She stated that was not a threat, but a fact and time and the elements would take care of the barn. Mrs. Dye stated she did not want her property to be a liability to the town. She stated if that came her property value would go down and also that of her neighbors in the area. She stated that when they say spot zoning they are protecting someone, but she asked from whom, from what. Mrs. Dye stated Kenneth Decker has a need for the barn, to contain his machinery. Mrs. Dye pointed out places in her area where there is spot zoning. She stated that Mr. Decker is already an established businessman in Town and a new building would not be going up and it isn't that they are asking for permission to put in a repair shop. The barn is there and has been there a long time, nothing will have to be changed.

ALL THAT TRACT OF WAREHOUSING LAND situated in the Town of Boston, County of Erie and State of New York, being part of the Holland Patent, Range 7 of the Holland Patent Survey, more particularly described as follows:

BEGINNING at a point on the line of Boston State Road, fifty-one and one-half (51.5) feet southeasterly, as measured from the corner of premises conveyed to Helen L. Dye and Helen L. Dye, as recorded in the Erie County Clerk's Office under 6614 of Deeds at page 11, thence northerly along the line of Boston State Road one hundred and ninety-five (195.0) feet to a point, thence westerly at an angle of 100° 40' and parallel with the south line of premises now owned by Helen L. Dye, one hundred forty (140.0) feet to a point, thence southerly at right angles sixteen (16.0) feet to a point, thence westerly at right angles eighty-five (85) feet to a point, thence southerly at right angles eighteen (18.0) feet to a point, thence westerly at right angles three hundred (300.0) feet more or less to the center line of the Eighteen Mile Creek, thence southeasterly along the center line of said Eighteen Mile Creek to the southwest corner of said premises now owned by Helen L. Dye, thence easterly along the south line of said premises now owned by Helen L. Dye six hundred ninety-two and eighty-eight one hundredths (692.88) feet more or less to the point of beginning.

At this hearing, at the time and place noted, all interested parties will be heard for or against said application.

Dated: September 22, 1983
Herbert H. Klein
9-29 Town Clerk, Town of Boston

A motion was made by Supervisor Hubert and seconded by Councilman Wohlhueter to close the public hearing.

five (5) ayes

Carried

A motion was made by Councilman Faulring and seconded by Councilman Wittmeyer to grant the request of Helen Dye to rezone a portion of her property at 9506 Boston State Road from RRB to B-1. On the question Supervisor Hubert pointed out that this would be spot zoning and there were questions when the rezoning for the Health Spa was before the Board. He stated legally it was permissible as it was employing people and there was a reason for it. Supervisor Hubert stated it was true there was business zoning on the corners in her area, but they were there before zoning started. He stated that business zoning is fragmented as there are three areas rather than one central area and he understands what she is saying. Supervisor Hubert noted that if the road comes down it will be rezoned with no problem. Town Attorney Maxwell stated there is nothing in the statutes on spot zoning. Councilman Wittmeyer stated there is no doubt in his mind that in the next few years, when the road comes down, this will be rezoned. He stated he would like to see the young people in town get ahead and did not feel by rezoning tonight they were making a mistake. Councilman Faulring stated she has known Kenneth Decker all her life and felt he would keep a neat looking place. Duly put to a vote which resulted as follows:

Councilman Wittmeyer	Voting	aye
Councilman Zimmerman	Voting	aye
Councilman Faulring	Voting	aye
Councilman Wohlhueter	Voting	aye
Supervisor Hubert	Voting	abstaining

four (4) ayes

one (1) abstention

Carried

A motion was made by Councilman Zimmerman and seconded by Councilman Faulring to adjourn at 8:26 P. M.

Herbert H. Klein

Herbert H. Klein
Town Clerk

Regular Meeting
November 2, 1983

Town Hall
7:30 P.M.

Present were Councilman Milton Wittmeyer, Councilman David Zimmerman, Councilman Esther Faulring, Councilman Don Wohlhueter, Supervisor Jerome Hubert, Town Attorney Charles Maxwell and Highway Superintendent Clarence Kreitzbender.

A motion was made by Councilman Wittmeyer and seconded by Councilman Wohlhueter that the minutes of the October 19, 1983 Regular Meeting be approved.

five (5) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Faulring that the Town Clerk's Monthly Report be accepted.

five (5) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Wittmeyer that the General Fund and Special District Bills in the amount of \$10,348.39 be paid.

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Zimmerman that the Highway Bills in the amount of \$8,870.45 be paid.

five (5) ayes

Carried

A letter was read from D. H. Ketchum, Regional Director of the New York State Department of Transportation responding to concerns of the Town Board relative to signing at the Rice Road Interchange. Councilman Wittmeyer reported that all of the signs have been posted at the interchange although there are none to tell a stranger how to get into the valley. He also noted there are Local Traffic Only and Four Ton Limit signs on Rice Road. The letter was received and filed.

A letter was read from the Boston Patriots Little League Football Association expressing their appreciation for the Town's support. The letter was received and filed.

A letter was read from Earl Knight, Negotiation Consultants and Company recommending that Town Officials be required to file Disclosure Statements. Supervisor Hubert pointed out that the Assessors salary is \$13,000.00 not \$14,950.00 as stated in the letter. Supervisor Hubert asked that this matter be tabled for the new Board to consider.

Letters were read from Bonnie J. Collins and Mary Pietrzak expressing concern that Patricia Burger was not reappointed as Ski Director in the Town of Boston. Upon the recommendation of Councilman Wittmeyer, a meeting was set for November 14, 1983 at 7:00 P. M. at the Boston Town Hall between Mrs. Burger, Recreation Director Orffeo and the Town Board to discuss this matter.

Reverend Stephan Calos, Chairman of the Youth Service Committee presented the First Annual Youth Service Award to Councilman Don Wohlhueter for his concern and work with the youth of Boston. Councilman Wohlhueter accepted the award and expressed his thanks and advised that he would continue to help. Supervisor Hubert commended Reverend Calos for his work on the Youth Service Committee.

Mr. Coy James, 8332 Boston State Road, pointed out to the Board that the \$100,000.00 Performance Bond of International Cable should be forfeited as they have not lived up to their agreement relative to the installation of cable lines to Town of Boston residents. He read from a portion of the agreement Section 6-1 and 6-2. Mr. James asked that a resolution be passed by the Town Board tonight to forfeit the Bond in the amount of \$100,000.00 unless the Board has interest in the cable company. Mr. James stated that if the Town Board does not take action within a certain length of time he would take action personally. Supervisor Hubert advised that Deputy Town Attorney Michael Perley is in charge of the Cable TV and he has been the Liaison with the Town with the cable company since the beginning. He further advised that he would confer with Mr. Perley and report to Mr. James at the next meeting.

A letter was read from Nussbaumer & Clarke advsing that the following bids had been opened on October 27, 1983 at 11:00 A. M. for the construction of a water line on Town Park Lane:

Samcost Construction Lmtd.	\$14,179.00
Passucci General Construction, Inc.	16,120.00
R. A. Caldwell Trenching & Excavating, Inc.	18,185.00
K. & L. Plumbing	18,366.65
Dan Margee Plumbing & Heating, Inc.	21,020.00
S. Stock Services, Inc.	25,235.00
Buffalo Creek Landscaping, Inc.	29,087.40

Upon the recommendation of Nussbaumer & Clarke, Inc., Consulting Engineer, a motion was made by Councilman Wittmeyer and seconded by Councilman Zimmerman to accept the low bid of Samcost Construction, Lmtd. in the amount of \$14,179.00 and authorize the Supervisor to execute the contract for construction of a waterline on Town Park Lane.

five (5) ayes

Carried

A letter was read from the Erie County Water Authority advising of three delinquent water bills owed on account in Boston Water District #1. A motion was made by Supervisor Hubert and seconded by Councilman Zimmerman authorizing the Town Clerk to send the property owners notice of the delinquent bill and to give them until December 1, 1983 to pay, otherwise the delinquent bill will be added to the property owners 1984 county tax bill.

five (5) ayes

Carried

A letter was read from the Erie County Department of Public Works advising that work would be done on Heinrich Road to have it brought up to standard for the Town's acceptance. Highway Superintendent Kreitzbender stated he and Councilman Wittmeyer had checked the road and it had been done as requested and in excellent condition. Highway Superintendent Kreitzbender recommended takeover of Heinrich Road. Councilman Wittmeyer also noted the road was read for takeover.

RESOLUTION - HEINRICH ROAD

The Supervisor's Monthly Financial Report was received.

Supervisor Hubert advised that Ray Kneis of the Erie County Community Development will be at the Town Hall on November 4, 1983 and November 10, 1983 to take applications for assistance on the sewer tap ins.

The Town Justice Monthly Report was received.

At 8:00 P. M. a Public Hearing was held to consider the adoption of the 1984 Budget and Federal Revenue Sharing Funds. The Legal Notice was read by the Town Clerk. Sharon Clarke asked what the General Fund was and Supervisor Hubert stated it is used for just about all expenses except Highway. As there were no more comments from the floor a motion was made by Supervisor Hubert and seconded by Councilman Wohlhueter to close the Public Hearing.

A motion was made by Councilman Wittmeyer and seconded by Councilman Wohlhueter that the 1984 General Fund Budget be approved as follows:

Appropriations	\$467,885.00
Less Estimated Revenues	339,150.00
Less Unexpended Balance	85,000.00
Amount to be raised by taxes	43,735.00

five (5) ayes

Carried

A motion was made by Councilman Faulring and seconded by Councilman Zimmerman that the 1984 Highway Fund Budget be approved as follows:

Appropriations	\$414,553.50
Less Estimated Revenues	185,576.00
Amount to be raised by taxes	228,977.50

five (5) ayes

Carried

PUBLIC NOTICE

Notice of Hearing Upon
Preliminary Budget
Including Use of Federal
Revenue Sharing Funds

NOTICE IS HEREBY GIVEN that the preliminary budget of the Town of Boston including the use of Federal Revenue Sharing Funds for the fiscal year beginning January 1st, 1984, has been completed and filed in the office of the Town Clerk, where it is available for inspection by any interested person during regular office hours.

FURTHER NOTICE IS HEREBY GIVEN that the Town Board of the Town of Boston will meet and review said preliminary budget and hold a public hearing thereon at the Boston Town Hall, 8500 Boston State Road, at 8:00 P.M. Eastern Standard Time, on the 2nd day of November, 1983 and that at such hearing any person may be heard in favor of or against the preliminary budget as compiled or for or against any items therein contained.

Pursuant to Section 108 of the Town Law, the proposed salaries of the following town officers are hereby specified as follows:

Supervisor	\$13,500.00
Councilman	3,675.00
Councilman	3,675.00
Councilman	3,675.00
Councilman	3,675.00
Town Clerk	19,950.00
Highway Superintendent	22,717.00

A motion was made by Councilman Wohlhueter and seconded by Councilman Faulring that the 1984 Federal Revenue Sharing Budget be approved as follows:

Appropriations	\$ 52,835.00
Less Estimated Revenues	39,084.00
Less Unexpended Balance	13,751.00
Amount to be raised by tax	.00

* five (5) ayes Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Wohlhueter that the 1984 Debt Service Fund Budget be approved as follows:

Appropriations	\$ 40,905.00
Less Estimated Revenues	40,905.00
Amount to be raised by tax	.00

five (5) ayes Carried

A motion was made by Councilman Zimmerman and seconded by Councilman Faulring that the 1984 Water District #1 Fund Budget be approved as follows:

Appropriations	\$ 43,330.00
Less Estimated Revenues	2,500.00
Amount to be raised by tax	40,830.00

five (5) ayes Carried

A motion was made by Councilman Faulring and seconded by Councilman Zimmerman that the 1984 Water District #2 Fund Budget be approved as follows:

Appropriations	\$ 41,530.00
Less Estimated Revenues	1,000.00
Amount to be raised by tax	40,530.00

five (5) ayes Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Faulring that the 1984 Fire Protection District Fund Budget be approved as follows:

Appropriations	\$137,784.45
Less Estimated Revenues	784.45
Less Unexpended Balance	10,000.00
Amount to be raised by tax	127,000.00

five (5) ayes Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Zimmerman that the 1984 Sewer District #1 Fund Budget be approved as follows:

Appropriations	\$ 1,000.00
Less Unexpended Balance	1,000.00
Amount to be raised by tax	.00

five (5) ayes Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Wohlhueter that the 1984 Sewer District #2 Fund Budget be approved as follows:

Appropriations	\$ 1,000.00
Less Unexpended Balance	1,000.00
Amount to be raised by tax	.00

five (5) ayes Carried

A motion was made by Councilman Zimmerman and seconded by Councilman Wittmeyer that the 1984 Sewer District #3 Fund Budget be approved as follows:

Appropriations	\$ 1,200.00
Amount to be raised by tax	1,200.00

five (5) ayes Carried

Pursuant to Federal Regulations to proposed use of Federal Revenue Sharing funds in the amount of \$52,835.00 are to be used as follows:

Transfer to Highway Fund	\$10,000.00
Transfer to General Fund	15,000.00
Drainage	10,000.00
Parks	17,700.00
Administration	135.00

By Order of the Town Board
Dated: October 7, 1983

Herbert H. Klein
Town Clerk

A motion was made by Councilman Wohlhueter and seconded by Councilman Faulring that the 1984 Sewer District #4 Fund Budget be approved as follows:

Appropriations	\$ 1,200.06
Amount to be raised by tax	1,200.06

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Zimmerman that the 1984 Light District Fund Budget be approved as follows:

Appropriations	\$ 14,005.95
Less Estimated Revenues	250.00
Amount to be raised by tax	13,755.95

five (5) ayes

Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Faulring that the 1984 Refuse and Garbage Fund Budget be approved as follows:

Appropriations	\$ 11,009.98
Amount to be raised by tax	11,009.98

five (5) ayes

Carried

A motion was made by Councilman Faulring and seconded by Councilman Wohlhueter that the 1984 Omitted Tax Fund Budget be approved as follows:

Appropriations	\$ 1,115.66
Amount to be raised by tax	1,115.66

five (5) ayes

Carried

Town Attorney Maxwell pointed out to the Town Board that at the October 19, 1983 meeting a permit had been granted to Roger Felt for an airfield with an indefinite expiration date. He noted that the zoning ordinance only allows for an expiration date of no more than two years and asked that the motion passed on October 19, 1983 be amended to reflect this. A motion was made by Supervisor Hubert and seconded by Councilman Wittmeyer to amend the airfield permit of Roger Felt, 8699 Rockwood Road to have the permit expire on October 31, 1985.

five (5) ayes

Carried

A letter was read from the Drainage Committee requesting that the Town Board have test holes bored to find out the source of standing water at Mr. and Mrs. Jan McGowan's property, 6053 Thornwood Drive. Highway Superintendent Kreitzbender stated that the Erie County Water Authority had checked the area two or three months ago and had advised that it was not a broken water line causing the problem. Highway Superintendent Kreitzbender suggested that perforated pipe be put in the road ditch to carry away the water. There was discussion relative to the cause of the problem and how to rectify it and Highway Superintendent Kreitzbender agreed to dig test holes to determine the source of the water.

The Boston Police Department monthly report was received.

The Building Inspector's September and October reports were received.

There was no Dog Control Officers report for October.

Upon the written request of Karen Klinczar, Chairman of the Conservation Advisory Council, a motion was made by Councilman Wohlhueter and seconded by Councilman Zimmerman granting permission to Ditmar Bock of the Conservation Advisory Council to attend the annual meeting of the New York State Association for Conservation Commission in Albany on November 11-13, 1983 with all appropriate expenses paid.

five (5) ayes

Carried

Upon the recommendation of the Traffic Safety Committee, a motion was made by Councilman Wittmeyer and seconded by Supervisor Hubert directing the Town Clerk to send a letter to the Erie County Department of Public Works, Division of Highways, requesting a proper sign be placed to advise of the curve on Feddick Road at North Boston Road.

five (5) ayes

Carried

Also on the recommendation of the Traffic Safety Committee, Town Clerk Klein was directed to advise the County Highway Department that they had no objection to a guard rail being placed on Boston State Road at the upper driveway of the Boston Hills Mobile Home Park, as requested by John Falkides, owner, although they did not feel it was necessary.

A motion was made by Councilman Wittmeyer and seconded by Councilman Wohlhueter to adjourn at 8:26 P. M.

Herbert H. Klein

Herbert H. Klein
Town Clerk

TOWN OF BOSTON



At a Regular Meeting of the Town Board of the Town of Boston, Erie County, New York, held at the Boston Town Hall, 8500 Boston State Road, Boston, New York, in said Town on the 2nd day of November, 1983 at 7:30 P. M. Eastern Standard Time, there were present:

Jerome Hubert	Supervisor
Milton Wittmeyer	Councilman
David Zimmerman	Councilman
Esther Faulring	Councilman
Don A. Wohlhueter	Councilman

The following resolution was offered by Councilman Wittmeyer who moved its adoption:

WHEREAS, Leonard V. Saniewski, P. E., the County Superintendent of Highways has recommended, pursuant to Article VI, Section 115b of the Highway Law that Heinrich Road, located in the Town of Boston as set forth below, be removed from the map of the Erie County Road system, and

WHEREAS, the Town of Boston has been notified of and concurs with the recommendation of the County Superintendent of Highways to remove said road from the map of the Erie County Road system,

NOW, THEREFORE, BE IT RESOLVED, Pursuant to Article VI, Section 115b of the Highway Law, that

Heinrich Road, County Route No. 470, from Zimmerman Road to New York State Route 219, and from North Boston Road to New York State Route 219, the same being a distance of 0.87 miles be removed from the map of the Erie County Road system, to revert to and be maintained by the Town of Boston.

RESOLVED, that the amendment to the maps of the Erie County Road system described above, becomes effective thirty days after notice from the Erie County Legislature, pursuant to Article VI, Section 115C of the Highway Law.

Seconded by Councilman Wohlhueter and duly put to a vote which resulted as follows:

Supervisor Hubert	Voting	aye
Councilman Wittmeyer	Voting	aye
Councilman Zimmerman	Voting	aye
Councilman Faulring	Voting	aye
Councilman Wohlhueter	Voting	aye

AYES: 5

NOES: 0

ABSENT: 1

Herbert H. Klein
Herbert H. Klein, Town Clerk

Regular Meeting
November 16, 1983

Town Hall
7:30 P.M.

Present were Councilman Milton Wittmeyer, Councilman David Zimmerman, Councilman Esther Faulring, Councilman Don Wohlhueter, Supervisor Jerome Hubert and Town Attorney Charles Maxwell. Highway Superintendent Clarence Kreitzbender was absent.

A motion was made by Councilman Zimmerman and seconded by Supervisor Hubert that the minutes of the November 2, 1983 Regular Meeting be approved with the following correction:

Page 202 First Paragraph Adoption of the 1984 Federal Revenue Sharing Budget
Following amount to be raised by tax should read:

Duly put to a vote which resulted as follows:

Councilman Wittmeyer	Voting	<u>aye</u>	
Councilman Zimmerman	Voting	<u>abstaining</u>	
Councilman Faulring	Voting	<u>aye</u>	
Councilman Wohlhueter	Voting	<u>aye</u>	
Supervisor Hubert	Voting	<u>aye</u>	
four (4) ayes	one (1) abstention		Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Faulring that the General Fund and Special District Bills in the amount of \$8,957.81 be paid.

five (5) ayes Carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Faulring that the Highway Bills in the amount of \$6,476.89 be paid.

five (5) ayes Carried

A letter was read from the League For the Handicapped and the Preschool Learning Center requesting support from the Town Officials as they may be eligible for a grant to be used for remodeling the Boston building. Supervisor Hubert directed Town Clerk Klein to send a letter of support on behalf of the Town Board to the League for the Handicapped.

Letters of support for Patricia Burger were received from Jane Gonzales and Michael and Joanne Reilly. Councilman Wittmeyer stated that the meeting set for Monday, November 14th with Mrs. Burger had been cancelled and the meeting between the Town Board, Remy Orffeo, Recreation Director and Mrs. Burger would be held on Thursday, November 17, 1983 at 6:30 P. M. Supervisor Hubert stated for the record he had abstained when a vote was taken to appoint Jerry O'Brien, Ski Director.

Letters were read from Steve Knight, relative to his dismissal from the Emergency Squad. Supervisor Hubert asked that this matter be referred to the Town Attorney for his opinion.

Judy Gutekunst, 5638 Homestead Road, asked Councilman Faulring the status of the Declining School Enrollment Committee. Councilman Faulring stated that a meeting had been held on November 9th and another meeting will be held the 1st of December. She stated that now they are saying they are quite positive that Boston Valley will not be closing. She further advised that there is more children coming to Boston Valley than had been anticipated and they are thinking very seriously that the children in Creekside will go the school at Boston Valley instead of Armor. Councilman Faulring stated that there is a possibility the Charlotte Avenue School will be closed if they close any, as there is another elementary school in the Village. In answer to a question by Mrs. Gutekunst, Councilman Faulring stated that there will be at least two meetings of the Committee and then a Public Meeting will be held and the School Board will have the final say, the Committee will only make a recommendation. Councilman Faulring also stated that she would announce any further meeting at a Town Board Meeting.

A petition was received from Keller Road residents requesting a feasibility study for water service for residents of Keller Road between Zimmerman Road and Feddick Road. Supervisor Hubert advised that the funds for engineering were nearly depleted and the request would be received for future study.

A motion was made by Supervisor Hubert and seconded by Councilman Wittmeyer to appropriate \$2,750.25 from Earnings on Investments to cover overexpenditures of the State Police Building Project.

five (5) ayes Carried

A motion was made by Supervisor Hubert and seconded by Councilman Wohlhueter to transfer \$3,909.91, balance in the State Police Building Project, to the General Fund and formally closing the project.

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Faulring to transfer the following funds to the Capital Fund for the Park Improvement project to install a waterline in the Town Park:

CF 7110.4	Federal Revenue Sharing Fund	\$ 2,481.16
A 9950.9	General Fund	5,000.00
A 7110.2	General Fund (Teen Fund)	2,095.07
A 7110.2	General Fund	<u>1,178.19</u>
	Total	\$10,754.42

five (5) ayes

Carried

A motion was made by Councilman Zimmerman and seconded by Councilman Wohlhueter to cancel the December 21, 1983 Town Board Meeting and to hold a Town Board Meeting on December 28, 1983 at 5:00 P. M.

five (5) ayes

Carried

A motion was made by Councilman Zimmerman and seconded by Councilman Wohlhueter to set a public hearing at 5:15 P. M. on December 28, 1983 to consider the 1984 Contract with the Boston Emergency Squad.

five (5) ayes

Carried

A letter was read from Deputy Town Attorney Michael Perley advising the Town Board that in his opinion International Cable has six months and ninety days from September 22, 1983, the date on which the final pole clearances were received, to complete construction of the proposed franchise area.

Mr. Coy James stated that the letter did not answer his questions and that he had been in contact with the telephone company and the so called phases that International Cable has gone through had been approved by New York Telephone ninety days after they submitted their application for one pole and approval was given for both the telephone company and electric company. Mr. James also stated that the Endress Subdivision on Back Creek Road, both Trailer Courts and Schunk Subdivision were in Phase II and they are still not hooked up. Supervisor Hubert stated that the trailer court is a privately owned corporation and they have to get approval of the owner. Mr. James stated he had been told that approval was given.

Deputy Town Attorney Michael Perley stated that the Bond forfeiture relates to the entire system and if the entire system is not built in a certain period of time there is a forfeiture. Supervisor Hubert asked Mr. Perley's opinion and he stated it is his opinion they are not in default at this time. Supervisor Hubert asked Mr. Perley how long he was on the cable television and Mr. Perley stated he had worked on it in negotiations for two years.

Councilman Wittmeyer stated he walked with the Cable people checking the poles and they measured the pole for clearance and a lot of adjustment had to be done and when they were done, then International Cable was told they could string the line on the poles.

Mr. James stated he was not talking about the telephone company as a whole, but the electric poles and there are no telephone lines on the electric poles.

Councilman Wohlhueter stated that when they had walked the lines there were three men and they checked each pole for distances. He stated that they had been told that the telephone company and electric company would not issue releases to the cable people until each one was done and this was done slowly.

Mr. James asked why haven't Endress Subdivision and Schunk Subdivision been wired and doesn't this make them in default. Deputy Town Attorney Perley again pointed out it is the entire system that is involved, not just parts.

Mr. Gutekunst stated they are putting cable on Homestead and no wires have been moved.

Supervisor Hubert stated it is the opinion of the Deputy Town Attorney there is no default.

Supervisor Hubert told Mr. James that he had not heard a thing from his engineer as requested at a previous Town Board Meeting and Mr. James stated the engineer had had a death in the family and he would have him get in touch with the Supervisor as soon as possible. Supervisor Hubert stated he would give him three weeks and if he does not hear from him the Town Clerk will be directed to send him a letter to advise him that the Board will act on what they have.

Supervisor Hubert reported that Raymond Kneis of the Community Development will be at the Boston Town Hall from 9 - 4 on November 17, 1983 to process applications for sewer tap in aid.

Supervisor Hubert also advised that on Friday at 10:30 A. M. there will be a final inspection of the Rice Road interchange.

Town Clerk Klein advised that the Public Hearing set for 8:00 P. M. tonight had been cancelled as there was a typographical error in the legal notice deleting the time of the hearing. A motion was made by Councilman Wohlhueter and seconded by Supervisor Hubert setting December 7, 1983 at 8:00 P. M. to consider an amendment to the ordinance for regulation and restriction of Trailer Camps and House Trailers in the Town of Boston.

five (5) ayes

Carried

Town Clerk Klein advised that the County HEAP People would be at the Town Hall on December 7, 1983 from 9:00 A. M. to 4:30 P. M. and January 23, 1984 from 9:00 A. M. to 4:30 P. M.

Supervisor Hubert stated that Councilman Faulring would be attending a meeting on HEAP relative to any changes.

Councilman Wittmeyer advised that he had received a call from the manager of the Creekside Court Apartments relative to the parking. Councilman Wittmeyer stated the way people park is causing problems in plowing snow and also for school buses. Following discussion, a decision was made to post more No Parking signs and the Town Clerk was directed to send a copy of the Parking Ordinance to the manager of Creekside so he can educate the residents on the parking.

A letter was read from the Boston Planning Board advising that they had requested Mr. and Mrs. William Schmidlin to revise their request for rezoning of their property at 7443 Crestwood Circle.

A letter was read from the Boston Planning Board advising that the December meeting of the Planning Board would be changed from December 8, 1983 to December 15, 1983 at 7:30 P. M.

A letter was read from the Drainage Committee relative to on site inspections of several areas of concern. The drainage problem on Thornwood Drive was also discussed. Town Clerk Klein advised that he had talked to Mr. Bergholtz of the Erie County Water Authority relative to a problem on Kevin Drive and they were going to check into it and he would follow it up by sending a copy of this letter to Mr. Bergholtz.

A letter was read from the North Boston Volunteer Fire Company relative to the contract for Fire Dispatching. Councilman Wittmeyer advised that Patchin and Boston were also in agreement with the signing of a contract. A motion was made by Councilman Wittmeyer and seconded by Supervisor Hubert to send a letter to the town of Hamburg and ask that a contract be prepared for Fire Dispatching Services and to also advise that the fire companies would like representatives present next year to participate in the budget process.

five (5) ayes

Carried

Supervisor Hubert asked Jim Carr, a member of the Boston - Colden - Eden Fire Council, if they would draft a letter to the Boston Town Board relative to wanting representation when the budget is being drafted for the dispatching services.

A motion was made by Councilman Zimmerman and seconded by Councilman Wohlhueter to adjourn at 8:15 P. M.

Herbert H. Klein

Herbert H. Klein
Town Clerk

Regular Meeting
December 7, 1983

Town Hall
7:30 P.M.

Present were Councilman Milton Wittmeyer, Councilman David Zimmerman, Councilman Esther Faulring, Councilman Don Wohlhueter, Supervisor Jerome Hubert, Town Attorney Charles Maxwell and Highway Superintendent Clarence Kreitzbender.

A motion was made by Councilman Wohlhueter and seconded by Councilman Zimmerman that the minutes of the November 16, 1983 Regular Town Board Meeting be approved.

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Faulring that the Town Clerk's Monthly Report be accepted.

five (5) ayes

Carried

A motion was made by Councilman Faulring and seconded by Councilman Wohlhueter that the General Fund and Special District Bills in the amount of \$14,851.24 be paid.

five (5) ayes

Carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Faulring that the Highway Bills in the amount of \$7,863.29 be paid.

five (5) ayes

Carried

A letter was read from Crystal Corbran, 8683 Maplelawn Drive, advising of an accident that occurred on November 16, 1983, while she was walking on Maplelawn Drive in the Town of Boston. Highway Superintendent Kreitzbender stated that a steel plate was placed over the hole that Mrs. Corbran fell into and dirt was placed over the plate so it could not be removed as previously done. Supervisor Hubert asked that this letter be referred to our insurance carrier.

A letter was read from Nussbaumer & Clarke, Inc. relative to a News Article on the request of Keller Road residents for a waterline feasibility study for Keller Road. The letter advised of the preliminary construction cost to install the waterline and also pointed out that Community Development Block Grant Funds are available. Supervisor Hubert stated that he had checked with Community Development about a grant for this and was advised that this money is for small cities and it would not be feasible for the Town of Boston to apply. Supervisor Hubert further stated that there was no money available to service the people on Keller with a waterline.

A letter was read from the New York State Department of Transportation relative to the access road to the Valley from the Rice Road Interchange. The letter was received and filed.

Councilman Wittmeyer reported that he and Highway Superintendent Kreitzbender had attended the opening of the Rice Road Interchange and had walked the town portion of the road with the State and County officials. He also stated that they had further requested that a letter be sent to the State advising that the Town would accept the road. Councilman Wittmeyer also advised that there are no signs advising where Boston is, only directing people to Colden. Upon the recommendation of Councilman Wittmeyer, Traffic Safety Committee Liaison, Town Clerk Klein was directed to send a letter to the State asking that signs be put up directing a person to Boston and upon the request of Councilman Wohlhueter, the State should also be advised that the signs which read Rice Hill Road should be changed to Rice Road as complaints have been received from Town residents.

A letter was read from Town Clerk Herbert Klein responding to conflict of interest allegations charged by Earl Knight. The letter was received and filed.

Karen Brinkerhoff, Wildwood Drive, asked for an accounting on how the General Fund was being spent and Supervisor Hubert listed all of the categories that are covered by the General Fund. She asked if it was broken into dollar amounts and Supervisor Hubert stated yes, that is what was submitted at the 1984 Budget Hearing. She stated she would like a copy of this and Supervisor Hubert advised it was quite thick, and the fee was \$.25 a page, but it was available whenever she wanted it.

Mr. Earl Knight stated he appreciated the disclosure on Mr. Klein's part and took offense to some of the slurs and criticisms he had. He stated he did not

bring his family into it and did not bring the name of Harold Klein into it. Mr. Knight stated he did entertain that the Board should adopt a Conflict of Interest Policy as covered under the General Municipal Law, Article 18. Supervisor Hubert stated it had already been talked about and would be discussed in the coming year.

Upon the written request of the Boston Welcome Wagon, a motion was made by Councilman Wittmeyer and seconded by Councilman Zimmerman granting permission for the Boston Welcome Wagon to use the Boston Lion's Shelter on May 12, 1984 from 10:00 A. M. to 3:00 P. M. for a Plant Sale, contingent upon the receipt of a Certificate of Insurance.

five (5) ayes

Carried

A letter and specs for a proposed TV Tower were received from Coy James. Councilman Wittmeyer asked if this application had anything to do with the tower that was up and he said it was the same thing. Councilman Wittmeyer asked if he would take the present tower down. Mr. James stated not until he had permission to put this tower up. He stated he could use it for home reception. Supervisor Hubert asked Mr. James how he could put one tower on top of another and Mr. James stated they were separate towers. Supervisor Hubert asked Mr. James if he would withdraw his first application as this was different than the one that was up. Mr. James said if he had permission to put up this tower he would take the other tower down and if not U. S. Steel would have to research their records to give the town the specs they want for the tower that is up now.

Town Attorney Maxwell stated he looked upon this as two separate applications as the newly submitted one is completely different from the tower that is up now and under application. He further stated the Board should either reject his other application and consider the new one or request additional specifications. Town Attorney Maxwell stated this has been going on since May and he had been requested to file specifications and those filed were not in compliance with what was erected. Town Attorney Maxwell recommended to the Board that a final hearing be held at the next Board Meeting on the existing tower on whatever information he has filed including the Planning Board's report, take action on that and if he wants to consider the one submitted tonight let him file information specifically on what he is going to do, where he is going to put it and what the use is.

Supervisor Hubert pointed out this has been going on since April and he would like it closed out before the year end, one way or the other, whatever the Town Board decides. He stated if there was no further correspondence from him before December 26, 1983, he would advise the Board to take action on the present tower and if he wants to, submit an application for the new tower, as Mr. James knows just what they want. Supervisor Hubert stated final action would be taken on December 28, 1983.

Upon the request of Town Attorney Maxwell, the Town Clerk was directed to make a transcript of these statements back and forth at this meeting and previous meetings with Mr. James for the legal file.

At 8:00 P. M. a public hearing was held to consider an amendment to the Ordinance for Regulation and Restriction of Trailer Camps and House Trailers in the Town of Boston. The legal notice was read by the Town Clerk.

The minutes of the Public Hearing are hereby a part of these minutes.

RESOLUTION - ADOPTION OF AMENDMENTS TO TRAILER ORDINANCE

A letter was read from J. Michael Wolf, owner of Creekside Apartments relative to Parking. Councilman Wittmeyer advised that the Traffic Safety Committee had checked out the situation and winter snow ordinance signs will be put up and a copy of the ordinance will be sent to the manager so he can educate his people. He also noted that with the signs, illegal parking can be enforced by the Police. Highway Superintendent Kreitzbender stated that the signs would be put up within the next few days.

RESOLUTION - ORCHARD PARK WATER DISTRICT #17 DELINQUENT WATER BILLS

PUBLIC NOTICE

Amendment to Ordinance for Regulation and Restriction of Trailer Camps and House Trailers in the Town of Boston.

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Boston, Erie County, New York, will hold a Public Hearing on the 7th day of December, 1983 at 8:00 EST, at the Boston Town Hall, 8500 Boston State Road, Boston, New York, on the following proposed amendment to the ordinance for the regulation and restriction of trailer camps and house trailers in the Town of Boston as follows:

BE IT RESOLVED that the second sentence of Paragraph (b), Section 3 of the Ordinance for the Regulation of Trailer Camps and House Trailers in the Town of Boston shall be deleted and the following amendment shall be made to read in substitution thereof:

RESOLUTION - BOSTON WATER DISTRICT #1
DELINQUENT WATER BILLS

The Supervisor's Monthly Report was received.

RESOLUTION - NEW YORK STATE POLICE BUILDING

Supervisor Hubert explained the purpose of this resolution is the New York State Police need additional room for radio equipment and will be taking over the part used by the Town Police and the Town Police will move back to the Town Hall. He further advised that this new agreement increases the amount of rent paid by the State of New York.

Supervisor Hubert read a letter from International Cable advising of the status of cable installation in the Town of Boston.

Supervisor Hubert stated that Mr. Coy James had requested information on cable TV and Deputy Town Attorney Perley is waiting for the information from International Cable.

Town Clerk Klein reported that there will be food distribution at the Boston Town Hall on December 13, 1983 from 10:00 A. M. to 4:00 P. M.

The Town Justice Monthly Report was received.

A letter was read from Town Attorney Charles Maxwell in response to Steve Knight's letter relative to his lawsuit with the Boston Emergency Squad. The letter was received and filed.

A letter was read by Councilman Wohlhueter from the Boston Drainage Committee pertaining to a problem of water running down the Boston State Road in the Aspen Drive area. A motion was made by Councilman Wohlhueter and seconded by Councilman Faulring that the Town Clerk be directed to send a letter to the Erie County Highway Department to correct this situation which is caused by a plugged pipe at the roadside ditch.

five (5) ayes

Carried

Councilman Wittmeyer advised that the cattle crossing signs at the Zittel Farm have been installed and the signing at the curve on Feddick Road near North Boston Road are up and include a curve sign, hill sign and 25 MPH speed limit.

Councilman Wittmeyer also advised that he had talked to Paul Duffett of the North Boston Volunteer Fire Company and at the next meeting of the Boston-Colden-Eden Fire Council they are asking that a representative be there from the Hamburg Town Board to discuss the budget problem and they would also like a member of the Town Board to attend. Councilman Wittmeyer stated after the reorganization meeting in January, whoever is appointed liaison with the fire companies should attend the Fire Council meeting.

Councilman Wittmeyer advised Mr. Falkides that his request for the guard rail had been sent to the County and there was no response yet. Mr. Falkides stated he had received notice that the request was denied by the County.

The Building Inspector's Report was received.

A motion was made by Supervisor Hubert and seconded by Councilman Wohlhueter that the Building Inspector be granted permission to attend a Code Enforcement Practices Course at the Erie County Fire Training Academy on February 1, 2, 8, 9, 15, and 16, 1984 from 9:00 A. M. to 1:00 P. M.

Mr. McMillen, Heinrich Road asked for a four month extension on his permit to live in a mobile home while he is building his home and Supervisor Hubert asked him to submit a letter to the Town Board and it will be taken up at the next meeting.

The Dog Control Officer's Reports for July, August, September, October and November were received.

Town Clerk Klein advised that the term of Frank Lisowski, Jr. on the Assessment Board of Review expired October 1, 1983. Supervisor Hubert asked Town Clerk

"The application for such license or renewal thereof shall be filed with the Town Clerk and shall be accompanied by the fee as provided herein. The annual license fee shall be the sum of \$15.00 for each unit in the camp, provided, however, that the total annual fee shall be in no event less than \$100.00 and shall be payable no later than January 31 of each year. Should payment be received during the month of February of each year, there shall be added to said annual fee a penalty of five percent (5%) and an additional penalty of one percent (1%) each month thereafter. All other provision of said Section, Paragraph (b), to remain in force and effect as originally adopted.

PLEASE TAKE FURTHER NOTICE that at the above time and place all interested parties will be given an opportunity to be heard on the above proposed amendment.
Dated: October 21, 1983

Herbert H. Klein
Town Clerk

Klein to send a letter to Mr. Lisowski and ask if he would like to be reappointed.

Karen Klinczar and Reed Garver, who were present at the meeting asked that they be reappointed to the Conservation Advisory Council. A motion was made by Councilman Wohlhueter and seconded by Councilman Wittmeyer to reappoint Karen Klinczar and Reed Garver as members of the Conservation Advisory Council. Terms to expire December 15, 1986.

five (5) ayes

Carried.

Town Clerk Klein advised that James Carr and Richard Hayden's terms on the Drainage Committee expires December 31, 1983. A letter was read from James Carr requesting that he not be reappointed and Town Clerk Klein advised that Richard Hayden had come into his office today and asked not be reappointed. Supervisor asked Mr. Carr to reconsider and stated he had done a good job for him. Councilman Wittmeyer asked that letters be sent to the North Boston Volunteer Fire Company and Patchin Fire Company requesting names of people who would be interested in serving on this committee.

The Boston Police Department Monthly Report was received.

A motion was made by Councilman Zimmerman and seconded by Councilman Wohlhueter to adjourn at 9:18 P. M. in memory of Father Raymond Kamler who died on December 6, 1983.



Herbert H. Klein
Town Clerk

TOWN OF BOSTON



At a Regular Meeting of the Town Board of the Town of Boston, Erie County, New York, held at the Boston Town Hall, 8500 Boston State Road, Boston, New York, in said Town, on the 7th day of December, 1983 at 7:30 o'clock P. M., Eastern Standard Time.

The meeting was called to order by Supervisor Hubert and upon roll being called, there were

PRESENT:	Jerome A. Hubert	Supervisor
	Milton I. Wittmeyer	Councilman
	Esther M. Faulring	Councilman
	Don A. Wohlhueter	Councilman
	David G. Zimmerman	Councilman

The following resolution was offered by Supervisor Hubert who moved its adoption, seconded by Councilman Wittmeyer, to wit:

WHEREAS, the Town of Boston, Erie County, New York, as landlord has heretofore entered into a written Lease with the People of the State of New York, acting by and through Superintendent of State Police, pursuant to Executive Law, as tenant for a Zone Administrative Headquarters building by the New York State Police, and

WHEREAS, the State of New York and the New York State Police now desire to occupy and rent the remaining space in said building presently occupied by the Town of Boston, and the Town of Boston and the State of New York now desire to amend said lease, and its terms of renewal, reflecting the additional payment of rent to the landlord for the use of said additional space by the tenant.

NOW, THEREFORE, IT IS RESOLVED, that the Town of Boston, Erie County, New York, hereby consents and approves the amendment of the existing Lease to provide that the tenant, State of New York, shall occupy and rent all remaining space in said building effective December 1, 1983 and that the existing lease be amended as follows:

1. Paragraph 3a of said Lease shall be amended to provide that the annual rental of \$22,500.00 per annum shall be increased to \$24,600.00 per annum, payable in equal monthly installments effective December 1, 1983.
2. Paragraph 5 of said Lease with respect to an option to renew said Lease commencing October 1, 1992, shall be amended to increase said annual rental from \$25,000.00 per annum to \$27,300.00 per annum, payable in equal monthly installments.
3. Paragraph 5 of said Lease, paragraph two thereof, providing for a further option to renew said Lease commencing October 1, 1997, shall be amended to increase said annual rental from \$28,000.00 per annum to \$30,500.00 per annum, payable in equal monthly installments, and

BE IT FURTHER RESOLVED, that except as above noted and modified, that said Lease between the Town of Boston and the State of New York shall, in all other respects remain the same according to its original terms and conditions and the Supervisor of the Town of Boston be and is hereby authorized to execute the modifications and amendments of said Lease as herein specified without further action of the Town Board of the Town of Boston.

THIS RESOLUTION shall take effect immediately upon the adoption thereof.

The question of the adoption of the foregoing resolution was duly put to a vote, on roll call, subscribed by the members voting in affirmance thereof, which resulted as follows:

Supervisor Hubert

Voting aye

Jerome C. Hubert
Signature

Councilman Wittmeyer

Voting aye

Opel I. Wittmeyer
Signature

Councilman Faulring

Voting aye

Esther M. Faulring
Signature

Councilman Wohlhueter

Voting aye

Don A. Wohlhueter
Signature

Councilman Zimmerman

Voting aye

David H. Zimmerman
Signature

AYES:

5

NOES:

NONE

ABSENT:

NONE

Herbert H. Klein

TOWN CLERK, TOWN OF BOSTON

TOWN OF BOSTON



At a Regular Meeting of the Town Board of the Town of Boston, Erie County, New York, held at the Boston Town Hall, 8500 Boston State Road, Boston, New York, in said Town on the 7th day of December, 1983, at 7:30 P.M. Eastern Standard Time.

The meeting was called to order by Supervisor Hubert and upon roll being called, there were present:

Jerome Hubert	Supervisor
Milton Wittmeyer	Councilman
David Zimmerman	Councilman
Esther Faulring	Councilman
Don Wohlhueter	Councilman

The following resolution was offered by Councilman Zimmerman who moved its adoption, seconded by Councilman Wohlhueter and unanimously carried.

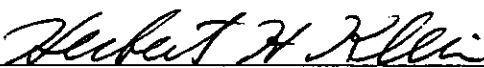
WHEREAS Section 198 of the Town Law provides that unpaid water charges shall be a lien upon real property upon which or in connection with which the water was used, and

WHEREAS Water District Number 1, Town of Boston, Erie County, New York, has, pursuant to its lease management agreement, reimbursed the Erie County Water Authority the amounts shown on Schedule "A", annexed, for said unpaid water charges, and said charges are now outstanding,

NOW, THEREFORE, BE IT RESOLVED that the unpaid water charges as itemized on attached Schedule "A" be made a part of these minutes and they be assessed against the respective properties as shown thereon and that the respective amounts be levied and collected with the 1984 taxes upon each respective parcel of real property in the Town of Boston and when collected, the said sum shall be paid to said Water District Number 1, Town of Boston.

FURTHER RESOLVED that a copy of this resolution be forwarded to the County of Erie, Department of Finance.

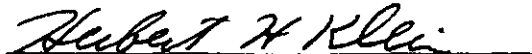
S E A L


Herbert H. Klein, Town Clerk

I, HERBERT H. KLEIN, TOWN CLERK of the Town of Boston, Erie County, New York, DO HEREBY CERTIFY: I have compared the annexed extract of the minutes of the meeting of the Town Board of said Town of Boston, New York including the resolution contained therein, held on the 7th day of December 1983 with the original thereof on file in my office and that the same is a true and correct copy therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 13th day of December, 1983.


Herbert H. Klein, Town Clerk

SEAL

RECEIVED
TOWN OF BOSTON
TOWN CLERK

DEC 27 1983
A.M. P.M.
6,7,8,9,10,11,12,1,2,3,4,5,6

8332 Boston State Road
Boston, New York 14025
December 23, 1983

Herbert H. Klein
Boston Town Clerk
8500 Boston State Road
Boston, New York 14025

Dear Sir:

Please read into the minutes the following comments on the agreement between International Cable and the Town of Boston: The minutes should include the specific wording of this letter.

"The Franchisee shall apply for a Certificate of Confirmation from the New York State Commission on Cable Television within thirty (30) days of the acceptance date of the franchise between the Town and International Cable. Copies of those applications shall be provided to the Town."

There are no copies in the Town Clerk's office, or Supervisor Hubert's office. Assistant Town Attorney Michael Perley has none available.

"The Franchisee shall file a listing of the proposed signals to be carried with the Federal Communications Commission within thirty (30) days after receipt of the New York State Commission on Cable Television Certificate of Confirmation. Copies of these filings shall be provided to the Town."

There are no copies in the Town Clerk's office or Supervisor Hubert's office. Assistant Town Attorney Michael Perley has none available. There are no copies on file with the FCC office.

"The Franchisee shall apply for all other mandatory construction permits within thirty (30) days after receipt of the New York State Commission on Cable Television Certificate of Confirmation, excepting therefrom private residential easements to be obtained by the Franchisee which shall be sought within one (1) year of said date. Copies of these applications shall be provided to the Town."

State of New York Commission on Cable TV order granting Certificate of Confirmation adopted June 23, 1982 released July 1, 1982.

At the October 7, 1982 regular town board meeting, Supervisor Hubert stated he had talked to the Telephone Company. They advised him that International Cable's application for pole rental had been sent to them August 31, two (2) months after release.

There are no copies in the Town Clerk's office or Supervisor Hubert's office. Assistant Town Attorney Michael Perley has none available.

"The Franchisee shall notify the Town Clerk, in writing, of the date of commencement of construction on or before said date."

There is no notification in writing in the Town Clerk's office. Mr. Klein stated construction began in February 1983.

"Within thirty (30) days after the effective date and prior to the commencement of any construction, the Franchisee shall post with the Town Board a construction bond in favor of the Town Board in the amount of one hundred thousand dollars (\$100,000.00) as security for the faithful construction by it of all provisions of this franchise, and compliance with all orders and permits, and the payment by the Franchisee of any claims, liens and taxes due the municipalities by reason of the construction of the CATV System. The bond shall be in such form as may be approved by the Town Board, licensed security should be sufficient."

"The Franchisee's construction bond may be forfeited at the discretion of the Town Board for failure to perform under any one or more of the following conditions:"

"If one hundred percent (100%) of the proposed system is not built and energized within six (6) months from the date of commencement of construction or any extension thereof granted by the Town Board."

There has been no extension granted by the Town Board nor has the system been completed within the six (6) month period.

"Copies of all petitions, applications and communications affecting this franchise submitted by the franchisee to the FCC, the Securities and Exchange Commission, New York State Commission on Cable Television, or any other federal, state or local regulatory commission or agency having jurisdiction in respect to any matters affecting cable communications authorized pursuant to this franchise for the Boston Community shall also be submitted simultaneously to the Town Board."

The FCC has nothing on file.
There are no copies in the Town Clerk's office or Supervisor Hubert's office. Assistant Town Attorney Michael Perley has none available.

"The Franchisee shall submit an annual report. Said report shall include, but not necessarily be limited to, the following: capital expenditures, operating expenses, revenues, profit and loss statements, sources and uses of capital and a statement of its properties devoted to CATV operations by categories, giving its investment in such properties on the basis of original cost, less applicable depreciation. The State Commission's annual financial report may be submitted to partially fulfill this requirement. These reports shall be prepared by a Certified Public Accountant. There shall be submitted along with them, such other reasonable information as the Town Board shall require with respect to the Franchisee's priorities and expenses related to its operations within the Boston Community. Said report shall be due on or before January 31, 1983, and January 31st of each and every year thereafter during the term of this franchise. The substitution of the Franchisee's Internal Revenue Service statement is not considered sufficient to satisfy this requirement."

There must have been operating expenses for strand maps and surveys, "as built" drawings and maps, and expenses related to operations within the Boston Community from April 16, 1982 to January 31, 1983 along with original cost for equipment, etc.

There are no copies in the Town Clerk's office or Supervisor Hubert's office. Assistant Town Attorney Michael Perley has none available.

"The Franchisee shall keep on file with the Town Board a current list of its stockholders and bondholders."

There are no copies in the Town Clerk's office or Supervisor Hubert's office. Assistant Town Attorney Michael Perley has none available.

"The Town Board, or its officially designated representatives, shall have complete access of all records and books maintained by the Franchisee upon twenty-four (24) hours notice."

Letter dated August 4, 1982 from Assistant Town Attorney Michael Perley to Supervisor Hubert requesting they appoint Herbert Klein as complaint officer and/or official designated representative.

Records are not available as required by this section.

"As compensation for the franchise granted herein and in consideration of permission to use the streets and public ways of the Boston Community for the construction, maintenance, reconstruction and operation of a cable communication system in the Boston Community, the Franchisee shall pay to the town an annual amount equal to the maximum percentage of the Franchisee's gross annual revenues allowable by the FCC and the New York State Commission on Cable Television (presently three percent (3%) exclusive of any fee owed to the State Commission) and any subsequent increase in the maximum granted therein."

"Payment due the Town Board under this Section shall be computed semi-annually for the preceding six month period based upon the fiscal half-year. Each semi-annual payment shall be due and payable no later than thirty (30) days after the date indicated. Each payment shall be accompanied by a report showing the basis for the computation and such other relevant facts as may be required by the Town Board."

There was a letter dated October 7, 1983 on file from Prime Cable.

Photostat of a check for \$899.68, check stub, and deposit slip for the Town of Boston dated November 14, 1983. There was no report showing the basis for computation. Semi-annually means twice a year.

"The Franchisee shall apply to the New York Telephone Company and the New York State Gas and Electric Company for permission to use their respective facilities in all available locations, and will secure such construction permits as may be necessary from the appropriate municipal authority. Such requests shall be complete with supporting engineering/installation documentation. Such installations shall comply with all requirements of the local municipalities and shall be in conformance with standard utility company procedures."

Franchisee did not apply to the New York Telephone Company for permission to use their respective facilities in all available locations until August 31, 1982.

There are no construction permits on file with the appropriate municipal authorities (Town of Boston).

"The Franchisee shall provide to the Town Board three sets of "as built" drawings and maps which shall accurately represent the system as actually constructed. Said documents shall be updated by amendment as changes and/or additions occur. Said amendments may be made once a year on the anniversary date of the acceptance of the franchise. The first set of three "as built" shall be provided within twelve (12) months after acceptance of the CATV System, in whole or in part, by the State Commission and/or the FCC."

There are no "as built" drawings and/or maps on file showing the system as actually constructed (there is a set of pole strand maps only).

Acceptance date of CATV System is April 16, 1982 in whole or in part.

The State Commission accepted the CATV System on June 23, 1982 released July 1, 1982.

There is nothing filed with the FCC.

"Within ten (10) days after the effective date, the Franchisee shall provide to the Town Board for deposit in a local bank a security fund in the name of the Town Board in the amount of five thousand dollars (\$5,000.00), which will remain on deposit throughout the term of this franchise and any renewals thereof, as security for the faithful performance by the Franchisee of all of the provisions of this franchise, and compliance with all orders, permits and directions by the Town Board for the purpose of securing the payment by the Franchisee of any claims, liens and taxes due the municipality which arise by reason of the construction, operations and maintenance of the CATV System, or any fees owed to the Town Board as agreed upon in this franchise."

"In addition to any other rights or remedies which the Town Board may exercise under this contract or pursuant to law, there shall be forfeiture of one hundred dollars (\$100.00) per day from the security deposit for failure of the Franchisee to comply with any one or more of the following provisions:"

There is nothing on file in the Clerk's office showing where the \$5,000.00 security fund was deposited.
Town Clerk Herbert Klein stated the money was in the bank.

Apparently the Cable Company is in total default of these provisions.
The Town Board has failed to act on the default.

"For failure to file for approval with State and Federal authorities within sixty (60) days."

There is nothing on file with the FCC.

"For failure to file for pole and conduit permits within sixty (60) days."

The Franchisee applied to New York Telephone Company on August 31, 1982. Untimely filed.

"For failure to submit any such petitions, application, or communication to the Town Board until such documentation is delivered."

There are no petitions on file in the Town Clerk's office or Supervisor Hubert's office. Assistant Town Attorney Michael Perley has none available.

"For failure to submit annual reports on the date specified until such reports are submitted."

There are no annual reports on file in the Town Clerk's office or Supervisor Hubert's office. Assistant Town Attorney Michael Perley has none available.

"For failure to file a current list of stockholders and bondholders and to keep said list current and for failure to provide a certified current list in ten (10) days after receipt of a request therefor from the Town Board or its officially designated representatives."

See Par. 2 of Michael Perley's letter to Herbert Klein dated December 19, 1983. None on file.

"For failure to provide the referenced maps beyond twelve (12) months, until such maps are provided."

There are strand maps in the Town Clerk's office but there are no construction maps "as built" on file.

"For failure to eliminate transmitter signals with material degradation or signal interference within forty-eight (48) hours after receipt of notice thereof, until such time as said interference is eliminated."

There is leakage of RF energy from the CATV System causing a "windshield wiper" effect on the non-subscribers TV sets in the Town of Boston.

I am again raising the question as to why the Town of Boston has failed to declare International Cable Company in default of their franchise with the Town of Boston. I believe the Town Board's responsibility in this matter is clearly stated in the General Municipal Law and the Public Officer's Law as well as Town Law.

Sincerely yours,


Coy W. James

CC: Town Board
File
Attorneys

MINUTES OF THE AMENDMENT TO THE TRAILER COURT ORDINANCE
PUBLIC HEARING HELD ON DECEMBER 7, 1983.

ALEXANDER KOWAL: On this charge they charge, do the apartment houses in this town have a fee like this.

SUPERVISOR HUBERT: Do the apartment houses in the town have a fee like this, not to my knowledge.

KOWAL: Why, why don't they just have a flat fee. Aren't you penalizing the owners of these businesses, by getting more customers, you are charging them more. You are working against businesses, That is what I am trying to say.

HUBERT: What do you mean more customers?

KOWAL: Per units, they rent out another, if they bring someone else to move in there they are paying more, so what you are actually doing is going anti-business. In other words instead of having a license fee, why not just charge a flat fee. Why are you charging so much per unit?

HUBERT: Okay, I will just go through. In other towns in the area. In the Town of Elma it is \$30.00 per unit, minimum \$300.00 annually. This was brought into effect on July 20, 1977. Evans, \$20.00 per lot, no less than \$1,000.00 - March 20, 1974. Hamburg has \$10.00 per unit per year. Marilla has \$1,000.00 for each trailer camp for not more than 20 trailers and an additional \$40.00 each space in excess of 20. That is just a few.

KOWAL: Yes, but what I am saying is this. Why in essence is it only the trailer parks that you are doing this to. Why isn't it any other business. You don't charge a business per customer as you are doing here. I am not interested in what other towns do.

HUBERT: What we have to do goes back a long time ago. We have to inspect the Mobile Home courts and this was part of the fee, the fire inspection, etc. Besides the building inspection to make sure that they coincide with the law and this is the fees that they have been charging.

KOWAL: Well that is fine, but you didn't answer my question in regard to the apartment homes. That is a business. This man is getting an income that owns these apartment houses. Are you charging them a fee for each tenant?

HUBERT: No.

KOWAL: You inspect them don't you?

HUBERT: Not really. Not the inspection, they are not a separate unit. Mr. Maxwell can you...

CHARLES MAXWELL: All I can say is that the assessment valuation of apartments is considerably higher than the trailer units.

KOWAL: I agree with that, but it just doesn't make it right. You are discriminating against the owner.

MAXWELL: Not necessarily because past experience. I can remember one situation where for probably six consecutive Board Meetings, we had peoples in the trailer court at the Board Meeting complaining about various problems of

management, water, water pressure, sewage complaints that we do not get with apartments, because of the way they were maintained and because I suppose of the special characteristics of the trailer as opposed to the apartments. It is an overhead situation.

JOHN FALKIDES:

Well, since I am the one that has to pay the bill,

HUBERT:

You are one of the ones that have to pay the bill.

FALKIDES:

That is true. I know that you are concerned with the overall welfare of the Town of Boston. I know that in the past that trailer parks have been a problem as Mr. Maxwell stated. My wife and I bought the Boston Hills Park on September 3, 1980, so we have owned it for three years and three months and I think that the towns experience under our ownership and under Mrs. McCall's management has been different for the better than in the past. I think that there are several things that can be said and there is no point in arguing about it, probably I am not going to change anything, but I think there are probably a lot of people here who don't know a lot of the facts in the mobile home park situation, such as the taxes. Boston Hills Mobile Home Park pays about \$24,000.00 a year in taxes and license fees, in property taxes and license fees. School tax, the county tax and the town license. We don't get any service from anybody, everything we have we pay for ourselves. We own our own street lights, we own our roads, we own our septic system, we own our own water system. We do all the maintenance and we get nothing from anyone literally. Nobody plows my roads, I have to have them plowed. Nobody collects my garbage, I pay to have that picked up. I don't even use the semi-annual pickup that you have for heavy trash because my garbage collector, trash collector picks up everything every week. A sofa, a refrigerator, washing machine, whatever. What I am trying to say is that you now know we have been fighting for three years, this Board and I, over whether or not my wife and I are responsible owners and I think that you now know that we are. You have to, there can't be any question about it. There is no equitable basis for continuing the annual license fee. For every town you tell me that charges a fee, I can find a town that doesn't charge a fee. If the Supervisors of all the rest of these towns decided to jump off the Peace Bridge, Jerry you wouldn't follow them down, so it doesn't really matter what Cheektowaga charges or Marilla charges or Elma, whatever. That is not relevant. I am trying to make people in this room understand what I have already said to you several times in the past and this is not my way of argument, we have had all our arguments. Everything is on paper. In my letter to you of May 24, 1982 which was addressed to each member of the Board and copies went to Town Attorney Maxwell, Town Clerk Klein, Mr. Tills. If you would allow me, I would like to read this letter so that the people in this room understand all of the facts that are involved. Because I think it is a very comprehensive letter. May I do that.

229 Surrey Run
Williamsville, New York 14221
May 24, 1982

RECEIVED
TOWN OF BOSTON
TOWN CLERK

MAY 25 1982

A.M. P.M.
6,7,8,9,10,11,12,1,2,3,4,5,6

Town Supervisor Jerome A. Hubert
Town Councilman Milton I. Wittmeyer
Town Councilman Esther M. Faulring
Town Councilman Don A. Wohlhueter
Town Councilman David G. Zimmerman
8500 Boston State Road
Boston, New York 14025

RE: Annual License Charge
Boston Hills Mobile Home Park

Dear Mrs. Faulring and Gentlemen:

The purpose of this letter is to request information that will help us understand why the mobile home parks in the Town of Boston are required, by Town law, to purchase an annual license.

As the owners of the Boston Hills Mobile Home Park, we are required to pay at least One-thousand six-hundred Dollars (\$1,600.00) every year for a license from the Town of Boston. The other mobile home park in the Town pays a similar fee.

The Town Attorney has written us advising that licensing fees are not collected yearly from any other businesses, real estate developments or anyone else in the Town.

The Town Attorney has further advised us, in his letter dated January 27, 1982, that:

"The basis of the annual fees charged to licensed trailer courts is due to the innumerable complaints made to the Town by tenant occupants for sewer problems, water line pressure, septic tank malfunctions, abandonment of vehicles, disposal of garbage and debris directly attributable to the trailer courts and their operations over a period of years, including annual and periodic inspections resulting from tenants and/or Health Department complaints as briefly enumerated above."

We wrote to the Town Attorney, on January 29, 1982, requesting that he send us a list of the complaints the Town has had from "tenant occupants" and/or the Health Department, regarding the Boston Hills Mobile Home Park, since we became the owners of the Park on September 3, 1980.

We requested that this list also state the actions taken by the Town to resolve those complaints, and the out-of-pocket cost actually paid by the Town in each instance.

No answer to this request was received, so on February 16, 1982, we wrote to the Town Clerk, the official record keeper of the Town, and requested him to provide the information. After repeated requests, the Town Clerk finally wrote to us on March 5, 1982, stating:

"I have no other documentation regarding complaints the town has received since September 3, 1980 other than what you have already received from the trailer park file and the minutes. Oral concerns made to the town officials are not entered in a diary."

The only complaints we are aware of are the following:

1. December 3, 1980 Minutes - Patchin Fire Chief Griffey concerned that fire equipment unable to get through center road as there is parking on both sides of the road.
2. August 12, 1981 Minutes - concern over trash that had accumulated on Park property near the highway.

Regarding the fire equipment passage, we talked to Chief Griffey on December 9, 1980, and then sent a letter to all Park residents stating,

"We received a letter stating that Patchin Fire Chief Griffey is concerned that fire trucks would not be able to get through the center and North roads if this becomes necessary. Your vehicles should be parked as close to the sidewalk as possible at all times, with no front or rear-ends sticking out into the road."

It should be noted that if the Town had not forced the previous Park owners to install concrete sidewalks, thereby decreasing the width of the roads available for parking, there would be no clearance problems now. It should also be noted that there are no hard-surfaced roads or sidewalks throughout the other mobile home park in the Town, as required by your "Trailer Camp" ordinance.

Regarding the trash accumulation near the highway, that problem was resolved by our changing to a new garbage collection contractor, and by removal of the unsightly milk machine in that location that seemed to attract trash around it. The Town Board was advised of this in our letter dated October 5, 1981.

In neither of the above cases did the Town actually resolve the problem, nor did the Town incur any out-of-pocket cost other than paper and postage to write to us.

If there have been any other complaints which have cost the Town money since we have owned the Park, we are not aware of them.

If the Town does in fact spend money resolving complaints related to our mobile home park we should certainly be advised of it so we can put a stop to it. It is not necessary, because we, and the Manager of the Park, Mrs. Patricia J. McCall, pride ourselves on resolving any and all problems at the Park as they come up. There is absolutely no need for the Town to be involved.

If, on the other hand, the Town feels it should be reimbursed for "services" it provides to the Park, it should be noted that there are no such services provided. We pay for our own Street Lights, all Maintenance- including Roads (our roads are private), Snow Plowing, Water and Sewer (we have a private Septic System). We even pay for Fire Protection, in our County Tax. For 1982 this payment is \$463.40.

It should also be noted that the mobile home parks are fully taxed as real property. That is, even though each resident owns his or her mobile home, they are fully assessed and the assessment is included in the School Tax, the County Tax and, now, the Sewer Tax, which we pay as the property owners. (Each mobile home has been charged the full \$125.00 flat fee for sewers we may never get). The real property tax charged on the mobile homes is in accordance with Section 102-12(g) of the New York Real Property Law.

The point here is simply that the yearly license fee is in addition to the property taxes paid on the mobile homes and the Park.

Another possible basis for the annual license charge could be for the privilege of being allowed to do business in the Town. But if this is the case, then all businesses operating in the Town should be charged a similar license fee, every year, as we are. But no others are.

We realize that the Town is, at this time, spending time and effort fighting the legal issues we have raised in State Supreme Court, but this is caused by the unfair treatment we have been subjected to by the Town. The yearly license fee is only one example of this unfair treatment. There are many others. Besides, even the legal actions do not result in the Town paying out any money, because the Town Attorney and the other Town officials involved are paid fixed salary to do their jobs. And if they were more objective in their treatment of the mobile home parks, there would not be any need for the Supreme Court to be involved.

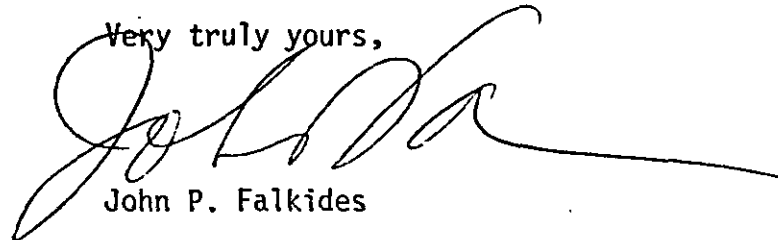
We respectfully request that you, the Town Board, as the law-makers of the Town, provide written answers to the requests we have made, and to all the issues raised in this letter.

If this cannot be done, we request that you revoke the requirement for a yearly license fee from the mobile home parks, on the grounds that it is without merit, is discriminatory, and is imposed on the mobile home

parks as a "punishment" for merely existing.

Your objective consideration of this matter, with full attention to present-day facts, is necessary.

Very truly yours,



John P. Falkides

JPF:k

cc: Willard A. Genrich, Jr., Esq.

Charles P. Maxwell, Esq.

Patricia J. McCall, Park Manager

Herbert H. Klein, Town Clerk

→ Robert W. Tills, Esq., Town Justice and former Voting Town Board Member

P.S. We have used the Town Small Claims Court for two (2) matters, which resulted in judgements which, so far, have been uncollectible.

HUBERT: You sure may.

FALKIDES: Okay, this letter is dated May 24, 1982.

MR. FALKIDES READ THE ENTIRE LETTER OF WHICH A COPY HAS BEEN ATTACHED AND BECOMES A PART OF THESE MINUTES.

FALKIDES: Thats it if everyone can absorb that much of three and one half pages. Those are all the facts relative to the situation. We never did receive a written answer to this or a verbal anwer.

HUBERT: Mr. Falkides, I have written you so many letters that I don't know if I have answered that one or not. But that is true, every letter you sent to me was answered. Is that correct?

FALKIDES: You are, you did your job and we had lots of fights over this.

HUBERT: That is true.

KAREN BRINKERHOFF: Does the town have a record of all the, they are paying a fee, whatever the reason was because it was needed, but we do not have it in front of us for what it was. How many things has the town done for the mobile home parks. In other words, what are you basing your fees on. They are already paying taxes, they are taking care of their own property, so how does the town substantiate, legally or otherwise.

HUBERT: We make a periodic inspection of the Mobile Home Court looking for a violations as far as fire codes. What else is there Mr. Decker? Sanitary conditions. Let me finish sir. Go ahead Karen.

BRINKERHOFF: I am having trouble grasping here. We live on Wildwood which is right next door and I don't think Mr. Decker or anyone else gives them any different treatment that they do to us. If you thought we were under fire violation, he would be down there and he would inspect it, but we don't get a flat rate of \$15.00 a year for having that privilege of having Mr. Decker come to our home. My question is why would you charge the owners of the Trailer Park for the privilege of a town employee doing his job.

FALKIDES: In the minutes of the Town Board Meeting of October 6, 1983, it stated that I had asked that the fees be revoked and there were still inspections to do and fire protection for the parks. As far as the fire protection is concerned, we pay roughly between \$400 and \$500 a year in our County tax bill for fire protection. Here is one for 1983 for \$469.44. For 1982, \$463.40. For fire protection for 1981 \$374.29, so I think that we are already paying for fire protection in the county tax, but then again I think everyone in the Town gets fire protection. Does everyone share in the fire protection?

KAREN: Right.

FALKIDES: As far as the periodic inspections or inspections to do, in January, no on December 29, 1982, Mr. Hubert, Mr. Mawell

Mr. Decker, Mr. Wittmeyer, were at the park and I was there, my wife was there and my son was there, Mrs. Mcall was there, so I guess we were split four and four. I think it took about an hour and one half, but that saying that the money pays for the inspection begs to question, begs to question that if you weren't going to grant the permit, you would find no reason for the inspection. So it just begs to question. Mr. Maxwell understands that. He seems well rounded in modular.

MAXWELL:

John I have talked to you so many times and I have gotten about 150 letters from you and after a while I get numb.

FALKIDES:

In terms of the licensing, we do, I receive every year, we are inspected by the Health Department of Erie County and if we pass inspection we get this permit here. Now it is time for the annual inspection for 1984. This one expires December 31, 1983. New York State Department of Health Permit by the Erie County Health Department. They inspect our park. If they approve it they bring a permit. Then in addition to that there is something called, that the people in the bureaucracy call a SPEDES permit which is granted by the New York State Department of Environmental Conservation that I pay \$50.00, I think every couple of years for. A state pollution discharge elimination system program fee, what it says on this form here. We are regulated by the Erie County Health Department, The State Health Department, the New York State Department of Environmental Conservation and also probably more meaningful the Erie County Department of Environment and Planning which gets involved in larger septic systems than what you find in single homes. So I guess these are the same government bodies which regulate restaurants, taverns, etc. But these restaurants and taverns do not require a license by the town, nor as I understand does the town make an annual inspection. I am sure that Mr. Decker and other people from time to time inspect lots of things in the Town as is the responsibility they assume when they devote themselves selflessly to be the town fathers, but there still seems to me not to be any real basis for charging us for being in existence, a license fee every year when no one else is charged that. I have here, this is a couple of years out of date, is the Boston Business Directory which I picked up here a couple of years ago, shortly after we bought the mobile home park and it has a classified listing in the front of businesses in the Town of Boston. I would ask if these businesses, Mr. Klein, do they purchase an annual license from the town to do business in the town. It is by classification and in alphabetical, I guess. Aluminum Siding, C. W. Perison Aluminum Products, 9452 Feddick Road. Do they buy a license each year. No. The next classification is Antiques, Boston Hills Antiques, 8435 Boston State Road. Do they buy an annual license? Meeting House Antiques, 9401 Boston State Road. Do they buy an annual license?

HERBERT KLEIN:

No.

FALKIDES:

Well, I do not want to labor the point, I could go through all the categories and all the business establishments, but I think the answer would be the same. No one else buys a

license from the Town of Boston. The fact that the other towns charge a license fee, as for every town that you find that does charge one I can find one that doesn't. I think it doesn't do any good to bother with that its one for one.

HUBERT: May I say something?

FALKIDES: I don't know the situation with the other park in the town, I have only driven through it a few times. I don't know what kind of problems you have had with it, that you do have with it, you know that, I don't know only for myself our style of ownership, our style of management and the way in which we take care of our responsibilities. I don't want to bore anybody any further with any more. I think, I request that the license be revoked.

HUBERT: Thank you sir. Any other questions?

DAMIEN WITKOR: My question is to the owner of the park. You mentioned that some of the other governmental agencies come by periodically to inspect your property. Erie County Health Board, etc and you mentioned and just listed all those that you have to have. How much do those agencies charge you to do this inspection?

FALKIDES: Erie County Health Department doesn't charge anything.

WITKOR: Well the septic that you had checked...

FALKIDES: The SPEDES Permit is \$50.00 every so many years. Just a flat \$50.00.

WITKOR: Thank you.

EARL KNIGHT: Jerry you made a comparison to some other towns that are charging these fees. Can you make any comparisons as far as the survey of towns that do not charge the fees. You mentioned, I believe four or five that did charge.

HUBERT: There is approximately, one, two, three, four, five, six, seven, eight, nine, ten, eleven, twelve, thirteen, fourteen, fifteen, sixteen, seventeen, eighteen, ninety, twenty, twenty-one townships in the town and approximately one, two three, four, five, six, six of them do not have any ordinances or fees. Yes Karen.

BRINKERHOFF: Could you answer my question though, what are you charging a fee for. What is this doing, because you go and inspect. I really don't get this.

HUBERT: Let me tell you something Karen, I am going to go right now. Mr. Falkides says he's never got a complaint, that we have never got a complaint. I have had at least ten to fifteen complaints regarding of overcharging, etc. from these people who said they were afraid, who didn't want their names written and etc. So what I did, I had my attorneys check and see what these peoples rights are. That is some of the complaints.

FALKIDES: Overcharging in regard to what?

HUBERT: I'm just - now let me talk now Mr. Falkides. Let me tell you, who owns a building here that charges rent. Anybody. Mr. Maxwell, do you charge rent, you have buildings up in Springville. Do you charge them rent.

MAXWELL: Yes.

HUBERT: Do you add extra for a tax, a sewer tax or do you raise the rent. Is the water included in that sir.

MAXWELL: Yes.

HUBERT: Thats right. Mr. Falkides charges for the water. Who pays \$92.00 a quarter for water.

FALKIDES: Now wait a minute. I would have to respond to that. I

HUBERT: Who pays the sewer tax bill, who paid the sewer tax bill Mr. Falkides.

FALKIDES: It is a flat charge. Let me respond to the water first. I don't know where you got \$92.00. Where it come from, but I take the water bill that I get from the Erie County Water Authority and distribute it among the residents according to the number of people that are in each household. The greatest number that we have in any one place, the highest that they have ever paid in one quarter is, this is for four kids, is \$55.00.

HUBERT: I have it right here Mr. Falkides, in a written letter, that they promised me not to show and it is \$92.82. These people called me and what I have done is tried, that is part of the towns function, make sure because there is no landlord - tenant that pertains to mobile home parks as far as I understand and I have two attorneys check on them.

FALKIDES: Okay, I do not recall that.

HUBERT: If you own an apartment building, excuse me, if you own an apartment building you have landlord tenant laws. A mobile home park does not have landlord tenant laws that I know of to a point.

BRINKERHOFF: If I may, you mean to tell me that if I own a mobile home park, I am obligated to tell the Town Board what I am going to charge my people that rent land from me.

HUBERT: No.

BRINKERHOFF: Then if these people are writing the Town Board complaints isn't it up to the Town Board to say you got a problem with your landlord, you go to your landlord. The Town Board has no business, who pays what water bill, who pays how much for their rent, it is none of our business as a town. I don't care, that their problem. If they like it let them move out.

HUBERT: It's my business as a human being for a person that cannot afford to go, to pay these things and just to look into it just as a human being, besides the Supervisor of the Town of Boston.

BRINKERHOFFER: You mean to tell me if I do not pay my water bill and if I get to a point where it hurts we can come to the Town Board and you will look into it.

HUBERT: Now wait a minute, this is different.

BRINKERHOFF: If I can't pay my water bill and we are in hard times

HUBERT: You have rights as a resident, a taxpayer. You have rights as a taxpayer Karen. These people don't have rights as a taxpayer.

BRINKERHOFF: They have the freedom to live where they can and if they want to live in the Boston Hill Trailer Park they can and if they don't and they have a lot of problems, don't they have the right to move.

HUBERT: Where?

BRINKERHOFF: That's their problem. It's not the towns.

HUBERT: Your right. Your right. Your right. I agree with you. Any more questions. Yes Mr. Jones.

MILES JONES: As a taxpayer and property owner in the Town of Boston who pays property tax in I believe the sixth highest taxed town in Erie County, I am concerned with the image of Boston. I am concerned with Boston having Trailer Camps and house trailers. I would suggest that that is a biased and goes back prior to 1950 in the image of gypsies running around in trailer camps. I believe the term for that establishment which you include tonight is a mobile home park. I would suggest that we change any ordinance to reflect a change in image of the town and that term be mobile home park which is really what we have, not trailer camp.

HUBERT: I agree with you Miles, we do have that in our ordinances.

JONES: Thank you.

FALKIDES: You know that I respect you...

HUBERT: Yes sir.

FALKIDES: ...for doing your job.

HUBERT: Thank you.

FALKIDES: In terms of an apartment house owner charging for water and sewer separately, it probably isn't done. Although Mr. Maxwell, I have heard, that he offered an apartment to Penny Baker down in Springville at a reduced rent.

MAXWELL: I beg your pardon.

FALKIDES: I am making a joke.

MAXWELL: As long as you are talking in figments, go ahead and talk John.

FALKIDES: We pass along the water bill, a copy of the bill, to the residents in our park. They see exactly how much the bill is and they see and know exactly and so they are paying their proportion by the people in each residence. In terms of the flat charge portion of the sewer tax, that is what the residents are paying for. They are not paying for the assessed valuation charge which I am paying for. Now when you draw the analogy, you make the comparison of that to the rent charged by an apartment house owner. I could simply include those things in the rent and make a profit on it. I could say okay your water bill is \$1,500.00 a quarter, which is roughly what it is and up the rent \$10.00 each and could make a profit on it. Or the sewer tax flat charge for each mobile home is \$104.00, \$175.00 next year, so could raise your rent \$15.00, \$20.00 to cover that and I could make a profit on it. I don't do that. I take that exact charge and allocate it precisely by some formula which seems as fair

as any other for the water directly to the people who are paying for it, they are not paying me another \$.30 a gallon or whatever for the water and they are not paying anything more for the flat charge. The flat charge is per home, per home. In terms of an apartment house, sure all those things can be included in my rents too, but they are normally for an apartment house and you can tack a little something on for your trouble, but I do not do that. I pass that exact charge along to the people. And you are right they are not as fortunate, some of them or many of them, as many of us are. That is just another reason for not levying an annual license fee.

HUBERT:

Thank you Mr. Falkides. Any other questions.

COY JAMES:

In 1958 when they passed the ordinance, they laid off and never done anything for a few years. Then one of the town fathers sons wanted the Hamburg Trailer Court so pressure was applied through the fire companies to say it was a hazard back years ago when I was sitting on the Board. They went to the fire companies and said well, well Mr. Maxwell was around about that time, that was before he got his subdivision.

MAXWELL:

Dribble on Coy will you.

JAMES:

Ah

HUBERT:

What are you trying to say Mr. James.

JAMES:

I am trying to say that

MAXWELL:

You are not making an sense, you are going around in circles.

HUBERT:

Mr. Maxwell, please.

JAMES:

I may be going around in circles, but that \$20.00 was put on there to discourage the people to come to Boston. Now that they all was in Boston, I was setting on the Board at that particular time and Mr. Maxwell was Town Attorney at that particular time.

MAXWELL:

What year was that Coy?

JAMES:

and he made a statment, he made a statement to the Town Board

MAXWELL:

What year was that Coy?

JAMES:

He made a statement to the Town Board at that particular time that he would get rid of that trailer court.

MAXWELL:

Lets get specific and give us dates Coy. You are talking in circles.

HUBERT:

Enough

JAMES:

I have the floor.

MAXWELL:

I am a little tired of your liableous

HUBERT:

Enough - Mr. Maxwell

JAMES:

I have the floor, Mr. Maxwell

MAXWELL:

erratic statements that go on here from night to night.

HUBERT:

Wait a minute, stop, right now. Both of you

JAMES: Have I got the floor.

HUBERT: Stop right now. Mr. James we are interested in the ordinance right now, we are not interested in history of

JAMES: I am trying to bring up

HUBERT: Wait a minute you are not bringing up nothing. You are out of order. What I want to know is do you have anything pertinent to this new fee.

JAMES: Yes I have I am working up to it.

HUBERT: What, you are not working up to it. I want to know right now. Don't come in and tell me that somebodys going to throw the Trailer Court out, that somebody is taking graft, I am sick of it, do I make myself clear.

JAMES: I am trying to tell you a little thing that happened.

HUBERT: You are out of order. Sit down. Sit down, you are out of order.

JAMES: You don't want to hear it then.

HUBERT: Thats correct, I don't want to hear it. Sit down.

JAMES: You don't get a fifth of whiskey every year from the other trailer

HUBERT: Sit down will you. A fifth of whiskey.

JAMES: I used to get a fifth

HUBERT: Sit down, you are out of order. Shut up.

HUBERT: Any other questions. I move that we close the public hearing.

FALKIDES: I just want to say I appreciate the opportunity to be heard and for allowing ^{me} to take up so much of your time.

COUNCILMAN
WITTMAYER: Thanks John.

HUBERT: Thank you sir. I move we close the public hearing.

JAMES: I haven't got to tell you what

HUBERT: You are out of order. Shut up.

WITTMAYER: I'll second.

TOWN CLERK KLEIN: Councilman Wittmeyer, yes; Councilman Zimmerman, yes; Councilman Faulring, yes; Councilman Wohlhueter, yes; Supervisor Hubert, yes. Five (5) ayes Carried

HUBERT: I would like to make a motion that we pass this trailer motion on the trailer ordinance and I would like to go on the question. I am making the motion.

KLEIN: To amend the ordinance as I read in the legal notice.

HUBERT: That is correct. Do I have a second?

WITTMAYER: I second.

HUBERT: On the question. Mr. Falkides, I will read a letter to you that you sent ^{to us} on the 29th of 82, September. Pursuant to our September 13, 1982 meeting, we hereby submit our application for one additonal lot, to be know as Lot #67, as well as the relocation of a small lot, known as Lot #34, from its present location in the North-middle row to a new

location on the Highway side, to be known as Lot #68. This will reduce a crowded condition in at least one area of the park, thereby also reducing fire hazard potential in that area. In fact, there is presently application for Lot #68, who wants to place a new, modern 14 ft. by 56 ft. mobile home on that location, but we told them this cannot be done unless the Board approves the lot. Has that been done Mr. Falkides, have you got approval for Lot 68?

FALKIDES:

Yes

HUBERT:

Let me finish now sir.

FALKIDES:

The specifications of these two new locations are detailed on the attached application and diagram. As you know, these lots, recently developed for mobile home placement, replace two dilapidated houses that were demolished because they were not safe for people to live in. If this application is approved, there will be a total of 65 approved lots in the Park. Alright, did we give you the second approval Mr. Falkides.

FALKIDES:

Yes

HUBERT:

We did. Thank you. All right. Secondly, as discussed at a meeting we hereby again request that the Town Board amend the Trailer Park Ordinance and reduce the license fee charge for each mobile home from \$25.00 per year to \$12.50 per mobile home per year. This reduction will help make improvements that will benefit the Park and its residents within the Town. I will read that again, Secondly, as discussed at the meeting, we hereby again request that the Town Board amend the Trailer Park Ordinance and reduce the license fee charge for each mobile home from \$25.00 per year to \$12.50 per mobile home per year. This reduction will help make improvements that will benefit the Park and its residents within the Town. I can read the rest of it, it is about more lots, additional lots. We told you to submit plans did we not ask you to submit plans for that. That is correct. The rest of it is superfluous. But everything you have asked Mr. Falkides, we have gone along with is that correct. It has been fighting, true, tooth and nail, but we did. We did bend, didn't we.

FALKIDES:

It cost me \$4,000.00 in attorney's fees.

MAXWELL:

Mr. Falkides, when you talk about \$1,600.00 a year. If it cost you \$4,000.00 in attorney's fees, we ate up the \$1,600.00 license fees that we got from you in my time, contained within my Town Attorney's salary, on the litigation we have had and I am not talking about assessments. So on that measure alone your \$4,000.00, we can justify the \$25.00 a unit litigation fees with you alone. Forgetting all this other stuff. Right. Right my friend.

FALKIDES:

I can't handle a debate with you.

MAXWELL:

Well if it cost you \$4,000.00, how much time do you think I put in on behalf of the Town to defend that situation and that was a lawsuit that was brought because our building inspector put a stop order on you for putting in a trailer

and putting in utilities when under our ordinance you require a permit and you never bothered to get it. Mr. Decker put a stop order on you and you brought us into Supreme Court and you were not successful. Right. And if that cost you \$4,000.00 then I sympathize with you.

JONES: May we have a point of order.

HUBERT: Yes, thats correct. I'm sorry. You are out of order Mr. Maxwell.

MAXWELL: I am just trying to justify the cost.

HUBERT: Mr. Maxwell you are out of order.

HUBERT: There is a motion on the floor. It has been seconded. On the question, do any of the Town Board members have any thing on it.

MRS. FALKIDES: Mr. Hubert.

HUBERT: I am sorry mam, you are out of order also.

HUBERT: Nothing on the question.

KLEIN: Councilman Wittmeyer, yes; Councilman Zimmerman, yes; Councilman Faulring, yes; Councilman Wohlhueter, yes; Supervisor Hubert, yes.

five (5) ayes

Carried

TOWN OF BOSTON



At a Regular Meeting of the Town Board of the Town of Boston, Erie County, New York, held at the Boston Town Hall, 8500 Boston State Road, Boston, New York, in said Town on the 7th day of December, 1983, at 7:30 P.M., Eastern Standard Time, there were present:

Jerome Hubert	Supervisor
Milton Wittmeyer	Councilman
David Zimmerman	Councilman
Esther Faulring	Councilman
Don A. Wohlhueter	Councilman

The following resolution was offered by Supervisor Hubert, who moved its adoption.

BE IT RESOLVED that the second sentence of Paragraph (b), Section 3 of the Ordinance for the Regulation of the Trailer Camps and House Trailers in the Town of Boston shall be deleted and the following amendment shall be made to read in substitution thereof:

"The application for such license or renewal thereof shall be filed with the Town Clerk and shall be accompanied by the fee as provided herein. The annual license fee shall be the sum of \$15.00 for each unit in the camp, provided, however, that the total annual fee shall be in no event less than \$100.00 and shall be payable no later than January 31 of each year. Should payment be received during the month of February of each year, there shall be added to said annual fee a penalty of five percent (5%) and an additional penalty of one percent (1%) each month thereafter."

All other provisions of said Section, Paragraph (b), to remain in force and effect as originally adopted.

Seconded by Councilman Wittmeyer and duly put to a vote, which resulted as follows:

Supervisor Hubert	Voting _____ aye _____
Councilman Wittmeyer	Voting _____ aye _____
Councilman Zimmerman	Voting _____ aye _____
Councilman Faulring	Voting _____ aye _____
Councilman Wohlhueter	Voting _____ aye _____

AYES: 5 NOES: 0 ABSENT: 0


Herbert H. Klein
Town Clerk

I, HERBERT H. KLEIN, Town Clerk of the Town of Boston, Erie County, New York, DO HEREBY CERTIFY: I have compared the annexed extract of the minutes of the meeting of the Town Board of said Town of Boston, New York, including the resolution contained therein, held on the 7th day of December, 1983, with the original thereof on file in my office and that the same is a true and correct copy therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 13th day of December, 1983.

Herbert H. Klein
Herbert H. Klein, Town Clerk

S E A L

TOWN OF BOSTON



At a Regular Meeting of the Town Board of the Town of Boston, Erie County, New York, held at the Boston Town Hall, 8500 Boston State Road, Boston, New York, in said Town on the 7th day of December, 1983, at 7:30 P.M. Eastern Standard Time, there were present:

Jerome Hubert	Supervisor
Milton Wittmeyer	Councilman
David Zimmerman	Councilman
Esther Faulring	Councilman
Don A. Wohlhueter	Councilman

The following resolution was offered by Councilman Wohlhueter, who moved its adoption, seconded by Councilman Faulring and unanimously carried.

WHEREAS, Section 198 of the Town Law provides that unpaid water charges shall be a lien upon real property upon which or in connection with which the water was used, and

WHEREAS, the Town Board of the Town of Boston adopted resolutions consenting and approving the furnishing of public water service by the Town of Orchard Park to 6159 Ward Road and 6405 Ward Road, and

WHEREAS, the resolutions provide that in the event that a customer defaults in payment for said water service the Town of Boston agrees to place upon the tax rolls of the Town of Boston for collection thereof the sum or sums unpaid, and

WHEREAS, the Town Board of the Town of Orchard Park adopted a resolution on November 16, 1983 requesting the Town of Boston to place upon the 1984 Tax Rolls for collection and upon collection to pay to Orchard Park Water District #17 the amounts shown on Schedule "A", annexed for said unpaid water charges, and said charges are now outstanding.

NOW THEREFORE, BE IT RESOLVED, that the unpaid water charges as itemized on attached Schedule "A" be made a part of these minutes and they be assessed against the respective properties as shown thereon and that the respective amounts be levied and collected with the 1984 taxes upon each respective parcel of real property in the Town of Boston and when collected the said sum shall be paid to

said Water District Number 17, Town of Orchard Park,

FURTHER RESOLVED that a copy of this resolution be forwarded to
the County of Erie, Department of Finance.

Herbert H. Klein
Herbert H. Klein, Town Clerk

S E A L

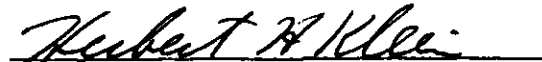
SCHEDULE "A"

<u>TAX ACCOUNT NUMBER</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>AMOUNT OF LEVY</u>
211.00-3-4	KEAFE, PATRICK	6159 WARD ROAD ORCHARD PARK, NY 14127	\$ 68.24
211.00-3-20	CLAREY, JOHN M. & WILLARD F.	6405 WARD ROAD ORCHARD PARK, NY 14127	\$154.87

I, HERBERT H. KLEIN, TOWN CLERK of the Town of Boston, Erie County, New York, DO HEREBY CERTIFY: I have compared the annexed extract of the minutes of the meeting of the Town Board of said Town of Boston, New York including the resolution contained therein, held on the 7th day of December 1983 with the original thereof on file in my office and that the same is a true and correct copy therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 13th day of December, 1983.


Herbert H. Klein, Town Clerk

SEAL

Special Meeting
December 28, 1983

Town Hall
5:00 P.M.

Present were Councilman Milton Wittmeyer, Councilman David Zimmerman, Councilman Esther Faulring, Councilman Don Wohlhueter, Supervisor Jerome Hubert, Town Attorney Charles Maxwell and Highway Superintendant Clarence Kreitzbender.

A motion was made by Councilman Wittmeyer and seconded by Councilman Wohlhueter that the Minutes of the December 7, 1983 Regular Town Board Meeting be approved.

five (5) ayes

carried

A motion was made by Councilman Zimmerman and seconded by Councilman Faulring that the General Fund and Special District bills, as presented on Abstract 12A in the amount of \$12,116.87, be paid along with an additional voucher, Number 1062 Payable to Samcost Construction, Ltd. in the amount of \$6095.35 coded to Account H 7110.2.

five (5) ayes

carried

A motion was made by Councilman Wohlhueter and seconded by Councilman Zimmerman that the Highway Bills as presented on Abstract 12A in the amount of \$32,206.11 be paid.

five (5) ayes

carried

A letter was received and read from County Legislator Marie Richardson concerning the difficulties encountered in adoption of the 1984 County budget. The letter was received and filed.

A Notice of Cancellation of Designation of Restricted Highway was received from the New York State Department of Transportation pertaining to the roads involved in the construction of the Rice Road interchange under Contract Number D-250472. Councilman Wittmeyer requested copies of the communication be sent to the Emergency Squad and the three fire companies.

A letter was received from Cotton Well Drilling Company, Inc., advising of a gas well to be drilled on property of Allen R. Mammoser off Zenner Road. Since no permit is necessary from the Town of Boston, the letter was received and filed.

A Notice of County Equalization Rates for Assessment Rolls completed, verified and filed in 1983, was received from the Clerk of the Erie County Legislature. The notice was received and filed.

Joann Mecca, Boston Hills Mobile Homes, informed the Town by letter that she ruined a pair of boots on a metal pole near the dumpster when coming into the Town Hall on December 13, 1983. The letter was referred to the town's insurance carrier.

A copy of a letter sent by Boston Fire Chief Edward Dzieranowski to Mr. Philip Sparkes, Division of Legal Services, New York State Department of State, was read. The letter was received and filed.

A letter was received and read from Coy James, commenting on the agreement between the Town of Boston and International Cable, and at the request of the writer, is hereby made a part of the minutes.

LETTER FROM COY JAMES

Supervisor Hubert advised that a copy of the letter was sent to Deputy Town Attorney Perley for him to look into this matter and Supervisor Hubert thanked Mr. James for bringing out the supposed discrepancies in the Franchise.

At 5:15 P.M. a Public Hearing was held to consider entering into a contract with the Boston Emergency Squad to provide Ambulance Service to the Town of Boston for 1984. The Legal Notice was read by the Town Clerk. The Clerk also read the proposed contract. Karen Klinczar asked if this is basically the same contract as in the past. Supervisor Hubert advised it was the same. Councilman Wittmeyer thanked the Emergency Squad for the excellent job they are doing for the Town of Boston. A motion was made by Supervisor Hubert and seconded by Councilman Zimmerman to close the public hearing.

PUBLIC NOTICE

TOWN OF BOSTON

PLEASE TAKE NOTICE that a Public Hearing will be held by the Town Board of the Town of Boston at the Boston Town Hall, 8500 Boston State Road, Boston, New York on December 28, 1983 at 5:15 P.M., Eastern Standard Time for the purpose of considering and entering into a contract with the BOSTON EMERGENCY SQUAD, INC. for the furnishing of Ambulance Service in the sum of \$7,840.00 per annum for a term of one year.

All persons interested in the matter shall be heard at such time and place.

Town Board
Town of Boston
Herbert H. Klein
Town Clerk

Dated: November 28, 1983

five (5) ayes

carried

A motion was made by Supervisor Hubert and seconded by Councilman Wohlhueter to enter into a contract with the Boston Emergency Squad for \$7,840.00 for 1984.

five (5) ayes

carried

CONTRACT ATTACHED

A letter was received from Roger Duffett, relative to a drainage ditch pipe installed by the Boston Highway Department at the front of his property line on Liebler Road. Mr. Duffett is not satisfied with the installation. Highway Superintendent Kreitzbender noted that he did put the pipe in but that Mr. Duffett did not complete his part of the work. The Highway Superintendent advised he will take the pipe out and will reinstall it next spring and do the complete job. Mr. Duffett voiced concerns on what happens to his drainage tile from his basement drain between now and next spring. Highway Superintendent Kreitzbender advised when he takes the pipe out it will drain just as before.

Under requests from the floor, Mr. Robert Burley congratulated Supervisor Hubert for the good job he has done for the two years he was in office as supervisor. Betty Hubert also complimented her husband Jerry for the fine job he did in serving the town and that she was very proud of him.

Coy James, 8332 Boston State Road, advised the Town Board by letter that it is his intention to proceed with his application for a tower permit with the understanding that the present partially erected tower as per the specifications submitted at the December 7 meeting. The present tower will be disassembled and a new tower will be erected in its place. Supervisor Hubert noted that Mr. James was not present and that the Board has had the tower application before them for six months. Supervisor Hubert suggested that the Town Board should consider the denial of Mr. James' first tower on the following findings:

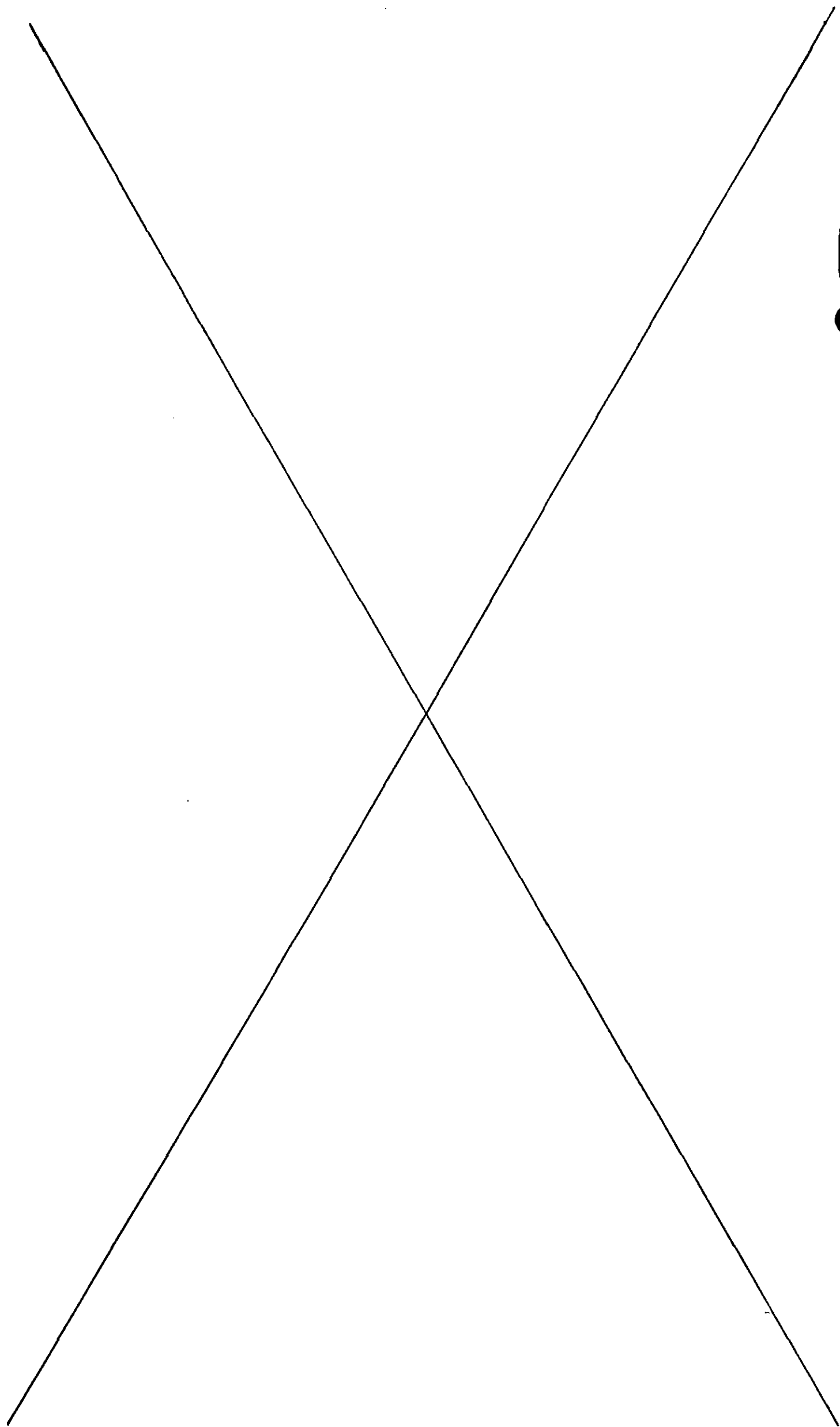
- a) Failure to file correct specifications of the Tower, as built, according to report of Albert Kreutter, Engineer, dated August 22, 1983
- b) Failure to file survey location of existing Tower within sideline lot requirements
- c) Failure to complete Environmental Assessment Forms, as required by Planning Board letter of October 15, 1983

Councilman Wittmeyer reported that he made an on-site inspection this morning of the sideline setback of the Tower from Mr. James' south property line. Mr. Wittmeyer noted that he was on the property of Mr. Radonovitch with Mr. Radonovitch when Mr. James ordered him off the property, although he was not on Mr. James' property. Mr. Radonovitch has recently purchased TNT Battery, the property immediately south of Mr. James, and Councilman Wittmeyer was reviewing the new survey of Mr. Radonovitch to determine the location of Mr. James' Tower to the property line between James and Radonovitch. Councilman Wittmeyer explained that Mr. Radonovitch's survey was done by a licensed engineer from West Seneca and Mr. James's is just a copy of someone else's survey. Mr. James' survey shows the tower to be located eleven feet three inches (11'- 3") from the sidelot line. Mr. Radonovitch's survey shows they have ten feet from their building to the property line. By using Mr. Radonovitch's survey, Mr. James tower is less than ten feet from the property line, more like six (6) inches from the property line and the Town Board could not approve this location without it first being approved by the Zoning Board of Appeals. Councilman Wittmeyer would like to see Mr. James submit a proper survey when applying for a new tower permit so the Board knows exactly where he would locate it. Councilman Wohlhueter made a motion, seconded by Councilman Faulring to deny the first application Mr. James submitted for a tower permit, based on the following findings:

- a) Failure to file correct specifications of the Tower, as built, according to report of Albert Kreutter, Engineer, dated August 22, 1983
- b) Failure to file survey location of existing Tower within sideline lot requirements
- c) Failure to complete Environmental Assessment Forms, as required by Planning Board letter of October 15, 1983

five (5) ayes

carried



Supervisor Hubert asked Town Attorney Maxwell what the Town had to do with tearing down of the first tower. Mr. Maxwell noted that the Town has a court order from the Supreme Court which allows the Town to proceed to go in and request an order to have it taken down if he doesn't take it down within a reasonable period of time. Supervisor Hubert directed Town Clerk Klein to send Mr. James a letter requesting a proper survey, a proper application and a completed Environmental Assessment Form. Any further consideration of Mr. James' Tower was tabled by Supervisor Hubert until next year.

Mr. and Mrs. Dennis McKillen submitted a letter requesting a six (6) month extension of their permit to live in a trailer on their property at 7336 Heinrich Road, while constructing their home. Building Inspector Decker noted that nothing was done during the first six month permit and feels that something should be definitely done in this six months. Motion was made by Supervisor Hubert and seconded by Councilman Wittmeyer that the permit allowing Mr. and Mrs. Dennis McKillen to reside in their trailer at 7336 Heinrich Road while building a home, be extended to June 30, 1984.

five (5) ayes

carried

Supervisor Hubert noted that the Snow Removal Contract is a three year contract with Erie County, however, either party may reopen the contract on a 30 day notice for changing of lane miles and/or the contract price agreed upon. The Clerk read the contract. Councilman Wohlhueter asked Highway Superintendant Kreitzbender if he had received the contract. Mr. Kreitzbender replied that everything was fine.

RESOLUTION - 1983-84 SNOW REMOVAL CONTRACT WITH COUNTY OF ERIE ATTACHED

Supervisor Hubert noted that Deputy Town Attorney Perley had to leave and he wanted a report on Cable TV and its status, reported under the Supervisor's Report. Mr. Perley advised he called the Engineering Department of International Cable today and was advised there are approximately four (4) aerial miles left to be built in the town and that would complete the aerial construction. In respect to the underground construction, they were unable to give him an accurate quote. Mr. Perley will receive a progress report in writing of street by street of the underground construction portion.

A letter was received from Mr. Richard Boehm, Town Attorney for the Town of Hamburg, enclosing the Fire Dispatching Agreement with the Town of Hamburg for 1984. Town Clerk Klein read the agreement which requires the Town of Boston to pay \$5,682.00 to the Town of Hamburg in 1984 for Fire Dispatching Service. A motion was made by Councilman Wittmeyer and seconded by Councilman Zimmerman authorizing the Supervisor to execute the agreement.

five (5) ayes

carried

The New York State Office of the State Comptroller has filed with the Town Clerk the report of examination of accounts and fiscal affairs of the Town of Boston for the period January 1, 1982 to December 31, 1982. Supervisor Hubert noted the report is on file in the Town Clerk's Office for review by interested persons.

Harry Strack, Chief Constable, submitted a letter advising the Town Board that the Constables held their annual meeting on December 1, 1983 in accordance with Part I, Article II, Section III of their by laws and reelected Harry Strack as Chief. Chief Strack recommends that Robert Lorek, Gregory Stromecki and Paul Astridge be appointed Constables with Robert Lorek and Gregory Stromecki being designated as Patrolmen. A motion was made by Councilman Zimmerman, seconded by Supervisor Hubert, reappointing Harry Strack, Robert Lorek, Gregory Stromecki and Paul Astridge as Constables, term to expire December 31, 1984.

five (5) ayes

carried

A motion was made by Councilman Zimmerman and seconded by Supervisor Hubert that Harry Strack be appointed Chief Constable, Robert Lorek and Gregory Stromecki be Patrolmen and Paul Astridge, a Constable.

five (5) ayes

carried

A motion was made by Supervisor Hubert and seconded by Councilman Zimmerman to make the following transfers of Appropriations in the General Fund:

GENERAL FUND
TRANSFERS OF APPROPRIATIONS

To:	A1110.1	1400.00
	1110.4	600.00
	1355.1	150.00
	1355.4	120.00
	1410.4	200.00
	1440.4	970.00
	1670.4	450.00
	1989.4	80.00
	1995.4	450.00
	3310.4	1750.00
	3510.1	200.00
	3510.4	1100.00
	3620.1	5.50
	3620.4	1250.00
	5010.4	45.00
	7310.2	1200.00
	7510.4	195.00
	7550.4	700.00
	7620.2	490.00
	7620.4	500.00
	8010.4	60.00
	8020.1	70.00
	8090.1	150.00
	8540.1	25.00
	8540.4	20.00
	8989.4	65.00
	9030.8 (dogs)	335.00
	9050.8	19.00
	9055.8	3.00
	9060.8	300.00

From:	A1990.4	10,000.00
	1910.4	2,902.50

five (5) ayes

carried

A motion was made by Councilman Wohlhuter, seconded by Councilman Faulring to make the following transfer of appropriations in the Highway Fund:

HIGHWAY FUND
TRANSFER OF APPROPRIATIONS

To:	DR 9030.8	1,000.00	
	From	DR 9040.8	1,000.00
To:	DM 5130.1	10,000.00	
	DM 9030.8	670.00	
	DM 9050.8	850.00	
	DM 9040.8	305.00	
	DS 9060.8	300.00	
	From	DM 5130.4	10,000.00
		DS 9040.8	1,900.00
		DS 5142.4	225.00

five (5) ayes

carried

A motion was made by Councilman Zimmerman and seconded by Councilman Wohlhueter for the appropriation from the Fund Balance to cover over-expenditure of Appropriations in the Refuse and Garbage District, as follows:

APPROPRIATION OF FUND BALANCES TO COVER
OVEREXPENDITURES OF APPROPRIATIONS

REFUSE & GARBAGE DIST.

SR Approp. Fund Balance 173.76

SR Appropriations
SR 8160.4

173.76

five (5) ayes

carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Faulring for the appropriation from the Fund Balance to cover overexpenditures of Appropriations in the Federal Revenue Sharing Account, as follows:

FEDERAL REVENUE SHARING

CF Approp. Fund Balance 146.44

CF Appropriations
CF 8686.4

146.44

five (5) ayes

carried

A motion was made by Councilman Wittmeyer and seconded by Councilman Wohlhueter to renew the following insurance with Pierce and Cash, Inc. for 1984:

Automobile	-	INA
Business Package	-	Pacific
Excess Umbrella	-	Pacific
Boiler	-	Zurich

five (5) ayes

carried

A motion was made by Councilman Zimmerman and seconded by Councilman Faulring to renew the health insurance through Blue Cross-Blue Shield of Western New York to provide coverage for the full time highway employees, Highway Superintendent, Town Clerk and Assessor.

five (5) ayes

carried

A motion was made by Councilman Wittmeyer, seconded by Councilman Zimmerman that the Workmen's Compensation covering town employees, Boston Emergency Squad and the volunteer firemen be written through the State Insurance Fund.

five (5) ayes

carried

A motion was made by Councilman Faulring, seconded by Councilman Wohlhueter that the Disability Insurance covering highway employees be written with the State Insurance Fund.

five (5) ayes

carried

A motion was made by Councilman Wohlhueter, seconded by Councilman Faulring, that the Accidental Death and Disability Insurance covering the Boston Constables and Boston Emergency Squad be written with Hartford Insurance and Public Officials Errors and Omissions be written with Western World through Wilbur Lehning, Agent.

five (5) ayes

carried

Supervisor Hubert reported there were two items hanging at the end of his term- the Master Plan and Cable TV. He had hoped to have these completed but was unable to. Supervisor Hubert advised that he had talked with Mr. Mothersead today and he assured him that the final draft will be submitted to the Planning Board on January 12, 1984. Supervisor Hubert expressed his gratefulness to have the opportunity to serve as Supervisor and noted the experience he gained as well as the friendships that were developed. He thanked those who helped him during this term.

Town Clerk Klein reported he received the Dog Control Officer's Report for December.

The Councilmen expressed their appreciation to Supervisor Hubert and thanked him for the excellent job he did as Supervisor and wished him the very best in the years to come.

Frank Lisowski, Jr. advised the Town Board he was interested in reappointment to the Boston Assessment Board of Review. A motion was made by Councilman Zimmerman and seconded by Councilman Wohlhueter to reappoint Frank Lisowski, Jr. to a five (5) year term on the Boston Assessment Board of Review, term to expire December 15, 1988.

Councilman Wittmeyer	Voting <u>aye</u>
Councilman Zimmerman	Voting <u>aye</u>
Councilman Faulring	Voting <u>aye</u>
Councilman Wohlhueter	Voting <u>aye</u>
Supervisor Hubert	Voting <u>abstaining</u>

four (4) ayes

one (1) abstention

carried

A letter was read from the Boston Conservation Advisory Council requesting the Town Board to terminate Joseph Wierzbic from the Council, as he had missed three successive meetings. Under questioning by Supervisor Hubert, Chairman Klinczar advised that Mr. Wierzbic did attend the December meeting and, as his attendance was not discussed at that meeting and his only notice was a letter from the Council, Chairman Klinczar had no objection in his membership on the Council, if he was going to be active. Councilman Wohlhueter, Liason with the Council, advised he has spoken to Mr. Wierzbic and requested that his termination be tabled for the present time.

Letters were received from Miles Jones, 6469 Lu-Don Drive and Damian Wiktor, 7206 Tricia Lane, advising the Board of their interest in serving on the Boston Conservation Advisory Council. Councilman Wohlhueter recommended these two letters of application for the one vacancy on the council be held for the new Town Board to make after January 1. Supervisor Hubert tabled the appointment.

Town Clerk Klein advised the Town Board that he incorrectly informed the Board on the expiration of the term of office for Frank Lisowski, Jr. on the Board of Assessment Review as being December 15, 1988. It should be October 1, 1988. A motion was made by Councilman Zimmerman, seconded by Councilman Wohlhueter to amend their motion for the appointment of Frank Lisowski, Jr. to the Boston Assessment Board of Review to expire on October 1, 1988.

five (5) ayes

carried

A motion was made by Supervisor Hubert and seconded by Councilman Zimmerman that the meeting be adjourned at 6:31 P.M.

Herbert H. Klein
Herbert H. Klein
Town Clerk

TOWN OF BOSTON



At a Special Meeting of the Town Board of the Town of Boston, Erie County, New York, held at the Boston Town Hall, 8500 Boston State Road, Boston, New York, in said Town on the 28th day of December, 1983, at 5:00 P.M. Eastern Standard Time, there were present:

Jerome Hubert	Supervisor
Milton Wittmeyer	Councilman
David Zimmerman	Councilman
Esther Faulring	Councilman
Don A. Wohlhueter	Councilman

The following resolution was offered by Councilman Wohlhueter, who moved its adoption:

BE IT RESOLVED, that the Supervisor for the Town of Boston is hereby authorized to execute the Agreement with the County of Erie providing for the removal of snow on County roads in the Town of Boston as listed in the Agreement for the Period 1983-1986 at a rate per lane mile as established by the Erie County Legislature.

Seconded by Councilman Wittmeyer and duly put to a vote, which resulted as follows:

Supervisor Hubert	Voting <u>aye</u>
Councilman Wittmeyer	Voting <u>aye</u>
Councilman Zimmerman	Voting <u>aye</u>
Councilman Faulring	Voting <u>aye</u>
Councilman Wohlhueter	Voting <u>aye</u>

AYES: 5 NOES: 0 ABSENT: 0

Herbert H. Klein

Herbert H. Klein
Town Clerk

TOWN BUDGET

For 1984

Town of BOSTON

in

County of ERIE

Villages Within or Partly Within Town

Village of _____

Village of _____

CERTIFICATION OF TOWN CLERK

I, HERBERT H. KLEIN, Town Clerk, certify
that the following is a true and correct copy of the 1983 budget of the Town of
BOSTON as adopted by the Town Board on the
2nd day of November, 1983.

Signed

Herbert H. Klein
Town Clerk

Dated November 4, 1983

SUMMARY OF TOWN BUDGET

<u>CODE</u>	<u>FUND</u>	<u>APPROPRIATIONS AND PROVISIONS FOR OTHER USES</u>	<u>LESS ESTIMATED REVENUES</u>	<u>LESS UNEXPENDED BALANCE</u>	<u>AMOUNT TO BE RAISED BY TAX</u>
B	GENERAL	\$ 467,885.00	\$ 339,150.00	\$ 85,000.00	\$ 43,735.00
B	GENERAL OUTSIDE VILLAGE				
DA	HIGHWAY-TOWNWIDE	414,553.50	185,576.00		228,977.50
DB	HIGHWAY-OUTSIDE VILLAGE				
CD	COMMUNITY DEVELOPMENT				
CF	FEDERAL REVENUE SHARING	52,835.00	39,084.00	13,751.00	.00
L	PUBLIC LIBRARY FUND				
V	DEBT SERVICE FUND	40,905.00	40,905.00		.00
S	SPECIAL DISTRICTS:				
	(LIST EACH SEPARATELY)				
	Water Dist. #1	43,330.00	2,500.00		40,830.00
	Water Dist. #2	41,530.00	1,000.00		40,530.00
	Fire Protection Dist.	137,784.45	784.45	10,000.00	127,000.00
	Sewer Dist. #1	1,000.00		1,000.00	.00
	Sewer Dist. #2	1,000.00		1,000.00	.00
	Sewer Dist. #3	1,200.00			1,200.00
	Sewer Dist. #4	1,200.06			1,200.06
	Light Dist.	14,005.95	250.00		13,755.95
	Refuse & Garbage Dist.	11,009.98			11,009.98
	Omitted Tax	1,115.66			1,115.66
	TOTALS	\$1,229,354.60	\$ 609,249.45	\$ 110,751.00	\$ 509,354.15

GENERAL FUND APPROPRIATIONS

GENERAL GOVERNMENT SUPPORT

ACCOUNTS	CODE	ACTUAL LAST YEAR 1982	BUDGET THIS YEAR AS AMENDED 1983	BUDGET OFFICERS TENTATIVE BUDGET 1984	PRE- LIMINARY BUDGET 1984	ADOPTED 1984
TOWN BOARD						
Personal Services	A1010.1	12,977.49	14,000.	14,700.00	14,700.00	14,700.00
Equipment	A1010.2					
Contractual Exp.	A1010.4	1,961.65	200.	200.00	200.00	200.00
TOTAL		13,057.49	14,200.	14,900.00	14,900.00	14,900.00
JUSTICES						
Personal Services	A1110.1	7,760.00	13,300.	14,715.00	14,715.00	14,715.00
Equipment	A1110.2					
Contractual Exp.	A1110.4	1,961.65	1,900.	3,000.00	3,000.00	3,000.00
TOTAL		9,721.65	15,200.	17,715.00	17,715.00	17,715.00
TRAFFIC VIOLATIONS BUREAU						
Personal Services	A1130.1					
Equipment	A1130.2					
Contractual Exp.	A1130.4					
TOTAL						
SUPERVISOR						
Personal Services	A1220.1	21,393.32	20,650.	21,000.00	21,000.00	21,000.00
Equipment	A1220.2		200.	200.00	200.00	200.00
Contractual Exp.	A1220.4	1,959.69	1,500.	2,000.00	2,000.00	2,000.00
TOTAL		23,353.32	22,350.	23,200.00	23,200.00	23,200.00
DIRECTOR OF FINANCE						
Personal Services	A1310.1					
Equipment	A1310.2					
Contractual Exp.	A1310.4					
TOTAL						
COMPTROLLER						
Personal Services	A1315.1					
Equipment	A1315.2					
Contractual Exp.	A1315.4					
TOTAL						
INDEPENDENT AUDITING AND ACCOUNTING						
Contractual Exp.	A1320.4					
TAX COLLECTION						
Personal Services	A1330.1					
Equipment	A1330.2					
Contractual Exp.	A1330.4					
TOTAL						

GENERAL FUND APPROPRIATIONS

GENERAL GOVERNMENT SUPPORT

ACCOUNTS	CODE	ACTUAL LAST YEAR 1982	BUDGET THIS YEAR AS AMENDED 1983	BUDGET OFFICERS TENTATIVE BUDGET 1984	PRE- LIMINARY BUDGET 1984	ADOPTED 1984
BUDGET						
Personal Services	A1340.1					
Equipment	A1340.2					
Contractual Exp.	A1340.4					
TOTAL						
PURCHASING						
Personal Services	A1345.1					
Equipment	A1345.2					
Contractual Exp.	A1345.4					
TOTAL						
ASSESSORS						
Personal Services	A1355.1	12,235. 71	14,950.	16,750.00	16,750.00	16,750.00
Equipment	A1355.2	355. 74	250. /	250.00	250.00	250.00
Contractual Exp.	A1355.4	588. 97	800.	1,200.00	1,200.00	1,200.00
TOTAL		13,235. 71	16,000.	18,200.00	18,200.00	18,200.00
COUNT ON TAXES						
Contractual Exp.	A1370.4					
TOWN CLERK						
Personal Services	A1410.1	31,027.50	28,570.	29,950.00	29,950.00	29,950.00
Equipment	A1410.2	140.00				
Contractual Exp.	A1410.4	3,783.70	4,000.	5,000.00	5,000.00	5,000.00
TOTAL		34,951.20	32,570.	34,950.00	34,950.00	34,950.00
ATTORNEY						
Personal Services	A1420.1	10,400.00	13,500.	14,175.00	14,175.00	14,175.00
Equipment	A1420.2					
Contractual Exp.	A1420.4	2,123.75	2,000.	2,000.00	2,000.00	2,000.00
TOTAL		12,523.75	15,500.	16,175.00	16,175.00	16,175.00
PERSONNEL						
Personal Services	A1430.1					
Equipment	A1430.2					
Contractual Exp.	A1430.4					
TOTAL						
ENGINEER						
Personal Services	A1440.1					
Equipment	A1440.2					
Contractual Exp.	A1310.4	164.21	1,000.	1,000.00	1,000.00	1,000.00
TOTAL		164.21	1,000.	1,000.00	1,000.00	1,000.00

GENERAL FUND APPROPRIATIONS

GENERAL GOVERNMENT SUPPORT

ACCOUNTS	CODE	ACTUAL LAST YEAR 19 <u>82</u>	BUDGET THIS YEAR AS AMENDED 19 <u>83</u>	BUDGET OFFICERS TENTATIVE BUDGET 19 <u>84</u>	PRE- LIMINARY BUDGET 19 <u>84</u>	ADOPTED 19 <u>84</u>
ELECTIONS						
Personal Services	A1450.1					
Equipment	A1450.2	1,934.86	2,300.	2,000.00	2,000.00	2,000.00
Contractual Exp.	A1450.4	3,969.39	4,259.	6,000.00	6,000.00	6,000.00
TOTAL		5,904.25	6,559.	8,000.00	8,000.00	8,000.00
BOARD OF ETHICS						
Personal Services	A1470.1					
Equipment	A1470.2					
Contractual Exp.	A1470.4					
TOTAL						
PUBLIC WORKS						
ADMINISTRATION						
Personal Services	A1490.1					
Equipment	A1490.2					
Contractual Exp.	A1490.4					
TOTAL						
BUILDINGS						
Personal Services	A1620.1	2,549.75	3,000.	3,000.00	3,000.00	3,000.00
Equipment	A1620.2	1,466.00	2,000.	2,000.00	2,000.00	2,000.00
Contractual Exp.	A1620.4	14,601.92	14,500.	14,500.00	14,500.00	14,500.00
TOTAL		18,617.67	19,500.	19,500.00	19,500.00	19,500.00
CENTRAL GARAGE						
Personal Services	A1640.1					
Equipment	A1640.2					
Contractual Exp.	A1640.4	1,102.78	1,000.	1,000.00	1,000.00	1,000.00
TOTAL		1,102.78	1,000.	1,000.00	1,000.00	1,000.00
CENTRAL COMMUNICATIONS						
SYSTEM						
Personal Services	A1650.1					
Equipment	A1650.2					
Contractual Exp.	A1650.4					
TOTAL						
CENTRAL STOREROOM						
Personal Services	A1660.1					
Equipment	A1660.2					
Contractual Exp.	A1660.4					
TOTAL						

GENERAL FUND APPROPRIATIONS

GENERAL GOVERNMENT SUPPORT

ACCOUNTS	CODE	ACTUAL LAST YEAR 19 <u>82</u>	BUDGET THIS YEAR AS AMENDED 19 <u>83</u>	BUDGET OFFICERS TENTATIVE BUDGET 19 <u>84</u>	PRE- LIMINARY BUDGET 19 <u>84</u>	ADOPTED 19 <u>84</u>
CENTRAL PRINTING AND MAILING						
Personal Services	A1670.1					
Equipment	A1670.2	<u>866.28</u>	<u>1,050.</u>	<u>1,050.00</u>	<u>1,050.00</u>	<u>1,050.00</u>
Contractual Exp.	A1670.4	<u>2,238.73</u>	<u>2,550.</u>	<u>3,000.00</u>	<u>3,000.00</u>	<u>3,000.00</u>
TOTAL		<u>3,105.01</u>	<u>3,600.</u>	<u>4,050.00</u>	<u>4,050.00</u>	<u>4,050.00</u>
CENTRAL DATA PROCESSING						
Personal Services	A1680.1					
Equipment	A1680.2					
Contractual Exp.	A1680.4					
SPECIAL ITEMS						
Unallocated Ins.	A1910.1	<u>26,972.00</u>	<u>30,000.</u>	<u>25,000.00</u>	<u>25,000.00</u>	<u>25,000.00</u>
Municipal Assoc.						
Dues	A1920.2	<u>490.00</u>	<u>750.</u>	<u>750.00</u>	<u>750.00</u>	<u>750.00</u>
Judgments and						
Claims	A1930.4	<u>259.51</u>	<u>12.</u>	<u>195.00</u>	<u>195.00</u>	<u>195.00</u>
Contingent	A1990.4			<u>10,000.00</u>	<u>10,000.00</u>	<u>10,000.00</u>
Checks and Assess.	A1950.4	<u>741.10</u>	<u>1,600.</u>	<u>2,500.00</u>	<u>2,500.00</u>	<u>2,500.00</u>
Seminars	A1995.4	<u>2,839.29</u>	<u>3,000.</u>	<u>2,500.00</u>	<u>2,500.00</u>	<u>2,500.00</u>
Contigent Accounts	A1990.4		<u>10,000.</u>			
TOTAL		<u>31,301.90</u>	<u>45,362.</u>	<u>40,945.00</u>	<u>40,945.00</u>	<u>40,945.00</u>
TOTAL GENERAL GOV'T. SUPPORT						
		<u>167,038.94</u>	<u>192,841.</u>	<u>199,635.00</u>	<u>199,635.00</u>	<u>199,635.00</u>

GENERAL FUND APPROPRIATIONS

ACCOUNTS	CODE	ACTUAL LAST YEAR 19 <u>82</u>	BUDGET THIS YEAR AS AMENDED 19 <u>83</u>	BUDGET OFFICERS TENTATIVE BUDGET 19 <u>84</u>	PRE- LIMINARY BUDGET 19 <u>84</u>	ADOPTED 19 <u>84</u>
PUBLIC SAFETY						
PUBLIC SAFETY						
ADMINISTRATION						
Personal Services	A3010.1					
Equipment	A3010.2					
Contractual Exp.	A3010.4					
TOTAL						
POLICE AND CONSTABLE **						
Personal Services	A3120.1					
Equipment	A3120.2					
Contractual Exp.	A3120.4	7,032.38	8,160.	7,500.00	7,500.00	7,500.00
TOTAL		7,032.38	8,160.	7,500.00	7,500.00	7,500.00
JAIL						
Personal Services	A3150.1					
Equipment	A3150.2					
Contractual Exp.	A3150.4					
TOTAL						
TRAFFIC CONTROL						
Personal Services	A3310.1					
Equipment	A3310.2					
Contractual Exp.	A3310.4	1,877.83	1,900.	3,000.00	3,000.00	3,000.00
TOTAL		1,877.83	1,900.	3,000.00	3,000.00	3,000.00
ON STREET PARKING						
Personal Services	A3320.1					
Equipment	A3320.2					
Contractual Exp.	A3320.4					
TOTAL						
FIRE FIGHTING						
Personal Services	A3410.1					
Equipment	A3410.2					
Contractual Exp.	A3410.4					
TOTAL						
CONTROL OF DOGS						
Personal Services	A3510.1	4,152.00	5,000.	5,250.00	5,250.00	5,250.00
Equipment	A3510.2		300.	300.00	300.00	300.00
Contractual Exp.	A3510.4	2,930.32	2,400.	2,400.00	2,400.00	2,400.00
TOTAL		7,082.32	7,700.	7,950.00	7,950.00	7,950.00

** Town with village - See explanation (2) on last page for changes to town -area outside of village.

GENERAL FUND APPROPRIATIONS

ACCOUNTS	CODE	ACTUAL LAST YEAR 1982	BUDGET THIS YEAR AS AMENDED 1983	BUDGET OFFICERS TENTATIVE BUDGET 1984	PRE- LIMINARY BUDGET 1984	ADOPTED 1984
PUBLIC SAFETY (CONTD.)						
CONTROL OF OTHER ANIMALS						
Personal Services	A3520.1					
Equipment	A3520.2					
Contractual Exp.	A3520.4					
TOTAL						
EXAMINING BOARDS						
Personal Services	A3610.1					
Equipment	A3610.2					
Contractual Exp.	A3610.4					
TOTAL						
SAFETY INSPECTION **						
Personal Services	A3620.1	5,000.00	5,900.	6,195.00	6,195.00	6,195.00
Equipment	A3620.2					
Contractual Exp.	A3620.4	1,144.39	640.	1,600.00	1,600.00	1,600.00
TOTAL		6,644.39	6,540.	7,795.00	7,795.00	7,795.00
CIVIL DEFENSE						
Personal Services	A3640.1					
Equipment	A3640.2					
Contractual Exp.	A3640.4					
TOTAL						
DEMOLITION OF UNSAFE BUILDINGS						
Personal Services	A3650.1					
Equipment	A3650.2					
Contractual Exp.	A3650.4					
TOTAL						
SCHOOL ATTENDANCE OFFICER						
Personal Services	A3660.1					
Equipment	A3660.2					
Contractual Exp.	A3660.4					
TOTAL						
TOTAL PUBLIC SAFETY		22,636.92	24,300.	26,245.00	26,245.00	26,245.00

Town with Village - See explanation (2) on last page for charges to town - area outside of villages.

GENERAL FUND APPROPRIATIONS

ACCOUNTS	CODE	ACTUAL LAST YEAR 19 <u>82</u>	BUDGET THIS YEAR AS AMENDED 19 <u>83</u>	BUDGET OFFICERS TENTATIVE BUDGET 19 <u>84</u>	PRE- LIMINARY BUDGET 19 <u>84</u>	ADOPTED 19 <u>84</u>
HEALTH						
BOARD OF HEALTH *						
Personal Services	A4010.1					
Equipment	A4010.2					
Contractual Exp.	A4010.4					
TOTAL						
REGISTRAR OF						
VITAL STATISTICS						
Personal Services	A4020.1					
Equipment	A4020.2					
Contractual Exp.	A4020.4	24.25	25.	25.00	25.00	25.00
TOTAL		24.25	25.	25.00	25.00	25.00
LABORATORY						
Personal Services	A4025.1					
Equipment	A4025.2					
Contractual Exp.	A4025.4					
TOTAL						
PUBLIC HEALTH, OTHER						
Personal Services	A4050.1					
Equipment	A4050.2					
Contractual Exp.	A4050.4					
TOTAL						

Town with Village - See explanation (1) on last page for charges to town - area outside of villages.

GENERAL FUND APPROPRIATIONS

ACCOUNTS	CODE	ACTUAL LAST YEAR 19 82	BUDGET THIS YEAR AS AMENDED 1983	BUDGET OFFICERS TENTATIVE BUDGET 1984	PRE- LIMINARY BUDGET 1984	ADOPTED 1984
HEALTH (CONTD.)						
NARCOTIC GUIDANCE COUNCIL						
Personal Services	A4210.1					
Equipment	A4210.2					
Contractual Exp.	A4210.4					
TOTAL						
NARCOTICS CONTROL						
Personal Services	A4220.1					
Equipment	A4220.2					
Contractual Exp.	A4220.4					
TOTAL						
JOINT HOSPITAL						
Contractual Exp.	A4525.4					
AMBULANCE						
Personal Services	A4540.1	7,178.	7,690.	8,075.00	8,075.00	8,075.00
Equipment	A4540.2					
Contractual Exp.	A4540.4	16,684.88	16,000.	16,000.00	16,000.00	16,000.00
TOTAL		23,862.88	23,690.	24,075.00	24,075.00	24,075.00
MEDICAL HEALTH CENTER AND/OR PHYSICIAN						
Personal Services	A4560.1					
Equipment	A4560.2					
Contractual Exp.	A4560.4					
TOTAL						
PERSONAL SERVICES	.1					
EQUIPMENT	.2					
CONTRACTUAL EXP.	.4					
TOTAL						
TOTAL HEALTH		23,887.13	23,715.	24,100.00	24,100.00	24,100.00

GENERAL FUND APPROPRIATIONS

ACCOUNTS	CODE	ACTUAL LAST YEAR 19 <u>82</u>	BUDGET THIS YEAR AS AMENDED 19 <u>83</u>	BUDGET OFFICERS TENTATIVE BUDGET 19 <u>84</u>	PRE- LIMINARY BUDGET 19 <u>84</u>	ADOPTED 19 <u>84</u>
TRANSPORTATION						
SUPT. OF HIGHWAYS						
Personal Services	A5010.1	20,218.00	21,635.	22,717.00	22,717.00	22,717.00
Equipment	A5010.2					
Contractual Exp.	A5010.4	311.70	280.	350.00	350.00	350.00
TOTAL		<u>20,529.70</u>	<u>21,915.</u>	<u>23,067.00</u>	<u>23,067.00</u>	<u>23,067.00</u>
GARAGE						
Personal Services	A5132.1					
Equipment	A5132.2	850.00				
Contractual Exp.	A5132.4	4,780.15	7,000.	7,000.00	7,000.00	7,000.00
TOTAL		<u>5,630.15</u>	<u>7,000.</u>	<u>7,000.00</u>	<u>7,000.00</u>	<u>7,000.00</u>
STREET LIGHTING						
Contractual Exp.	A5182.4	15,846.54	18,700.	18,000.00	18,000.00	18,000.00
SIDEWALKS						
Contractual Exp.	A5410.4					
TOTAL						
JOINT AIRPORT						
Contractual Exp.	A5615.4					
TOTAL						
OFF STREET PARKING						
Personal Services	A5650.1					
Equipment	A5650.2					
Contractual Exp.	A5650.4					
TOTAL						
PERSONAL SERVICES	.1					
EQUIPMENT	.2					
CONTRACTUAL EXP.	.4					
TOTAL						
TOTAL TRANSPORTATION		<u>42,006.39</u>	<u>47,615.</u>	<u>48,067.00</u>	<u>48,067.00</u>	<u>48,067.00</u>

GENERAL FUND APPROPRIATIONS

ACCOUNTS	CODE	ACTUAL LAST YEAR 1982	BUDGET THIS YEAR AS AMENDED 1983	BUDGET OFFICERS TENTATIVE BUDGET 1984	PRE- LIMINARY BUDGET 1984	ADOPTED 1984
ECONOMIC ASSISTANCE AND OPPORTUNITY						
SOCIAL SERVICES - ADMINISTRATION						
Personal Services	A6010.1					
Equipment	A6010.2					
Contractual Exp.	A6010.4					
TOTAL						
SOCIAL SERVICES - HOME RELIEF						
Contractual Exp.	A6140.4					
SOCIAL SERVICES - BURIALS						
Contractual Exp.	A6148.4					
PUBLICITY						
Personal Services	A6410.1					
Equipment	A6410.2					
Contractual Exp.	A6410.4	1,401.48	500.	500.00	500.00	500.00
TOTAL		1,401.48	500.	500.00	500.00	500.00
INDUSTRIAL DEVELOPMENT AGENCY						
Contractual Exp.	A6460.4					
VETERANS SERVICES *						
Personal Services	A6510.1					
Equipment	A6510.2					
Contractual Exp.	A6510.4					
TOTAL						
PROGRAMS FOR AGING						
Personal Services	A6772.1					
Equipment	A6772.2					
Contractual Exp.	A6772.4					
TOTAL						
	.1					
	.2					
	.4					
TOTAL						
TOTAL ECONOMIC ASSISTANCE AND OPPORTUNITY						
		1,401.48	500.	500.00	500.00	500.00

*Town with Village - See explanation (1) on last page for charges to town - area outside of village.

GENERAL FUND APPROPRIATIONS

ACCOUNTS	CODE	ACTUAL LAST YEAR 1982	BUDGET THIS YEAR AS AMENDED 1983	BUDGET OFFICERS TENTATIVE BUDGET 1984	PRE- LIMINARY BUDGET 1984	ADOPTED 1984
CULTURE - RECREATION						
RECREATION						
ADMINISTRATION						
Personal Services	A7020.1					
Equipment	A7020.2					
Contractual Exp.	A7020.4					
TOTAL						
PARKS *						
Personal Services	A7110.1	19,110.02				
Equipment	A7110.2	3,326.69	2,000.	2,000.00	2,000.00	2,000.00
Contractual Exp.	A7110.4	5,295.83	5,000.	5,000.00	5,000.00	5,000.00
TOTAL		27,732.54	7,000.	7,000.00	7,000.00	7,000.00
PLAYGROUNDS AND RECREATION CENTERS *						
Personal Services	A7140.1					
Equipment	A7140.2					
Contractual Exp.	A7140.4					
TOTAL						
JOINT REC. PROJECT	A7145.4					
SPECIAL RECREATIONAL FACILITIES						
Personal Services	A7150.1					
Equipment	A7150.2					
Contractual Exp.	A7150.4					
TOTAL						
BAND CONCERTS						
Contractual Exp.	A7270.4					
YOUTH PROGRAM *						
Personal Services	A7310.1	17,836.97	18,500.	19,425.00	19,425.00	19,425.00
Equipment	A7310.2					
Contractual Exp.	A7310.4	25,849.14	28,836.	34,487.00	34,487.00	34,487.00
TOTAL		43,686.11	47,326.	53,912.00	53,912.00	53,912.00

* Town with village - See explanation (2) on last page for charges to town - area outside of villages.

GENERAL FUND APPROPRIATIONS

ACCOUNTS	CODE	ACTUAL LAST YEAR 19 <u>82</u>	BUDGET THIS YEAR AS AMENDED 19 <u>83</u>	BUDGET OFFICERS TENTATIVE BUDGET 19 <u>84</u>	PRE- LIMINARY BUDGET 19 <u>84</u>	ADOPTED 19 <u>84</u>
CULTURE - RECREATION (CONTD.)						
JOINT YOUTH PROJECT						
Contractual Exp.	A7320.4					
LIBRARY *						
Contractual Exp.	A7410.4					
MUSEUM						
Personal Services	A7450.1					
Equipment	A7450.2					
Contractual Exp.	A7450.4					
TOTAL						
HISTORIAN						
Personal Services	A7510.1					
Equipment	A7510.2		300.	300.00	300.00	300.00
Contractual Exp.	A7510.4	300.00	500.	600.00	600.00	600.00
TOTAL		300.00	800.	900.00	900.00	900.00
HISTORICAL PROPERTY						
Personal Services	A7520.1					
Equipment	A7520.2					
Contractual Exp.	A7520.4	1,800.00	2,000.	2,000.00	2,000.00	2,000.00
TOTAL		1,800.00	2,000.	2,000.00	2,000.00	2,000.00
CELEBRATIONS						
Personal Services	A7550.1					
Equipment	A7550.2					
Contractual Exp.	A7550.4	491.66	500.	600.00	600.00	600.00
TOTAL		491.66	500.	600.00	600.00	600.00
ADULT RECREATION						
Personal Services	A7620.1					
Equipment	A7620.2					
Contractual Exp.	A7620.4	5,136.91	4,100.	4,100.00	4,100.00	4,100.00
TOTAL		5,136.91	4,100.	4,100.00	4,100.00	4,100.00
TOTAL CULTURE - RECREATION		79,147.22	61,726.	68,512.00	68,512.00	68,512.00

Town with village - See explanation (1) on last page for charges to town - area outside of villages.

GENERAL FUND APPROPRIATIONS

ACCOUNTS	CODE	ACTUAL LAST YEAR 19 <u>82</u>	BUDGET THIS YEAR AS AMENDED 19 <u>83</u>	BUDGET OFFICERS TENTATIVE BUDGET 19 <u>84</u>	PRE- LIMINARY BUDGET 19 <u>84</u>	ADOPTED 19 <u>84</u>
HOME AND COMMUNITY SERVICES						
ZONING *						
Personal Services	A8010.1	38.00	100.	150.00	150.00	150.00
Equipment	A8010.2					
Contractual Exp.	A8010.4	81.66	100.	150.00	150.00	150.00
TOTAL		119.66	200.	300.00	300.00	300.00
PLANNING *						
Personal Services	A8020.1	134.00	200.	300.00	300.00	300.00
Equipment	A8020.2					
Contractual Exp.	A8020.4	918.60	3,000.	2,820.00	2,820.00	2,820.00
TOTAL		1,052.60	3,200.	3,120.00	3,120.00	3,120.00
HUMAN RIGHTS						
Personal Services	A8040.1					
Equipment	A8040.2					
Contractual Exp.	A8040.4					
TOTAL						
ENVIROMENTAL CONTROL						
Personal Services	A8090.1	108.00	100.	250.00	250.00	250.00
Equipment	A8090.2					
Contractual Exp.	A8090.4	542.45	700.	600.00	600.00	600.00
TOTAL		650.45	800.	850.00	850.00	850.00
REFUSE AND GARBAGE **						
Personal Services	A8160.1					
Equipment	A8160.2					
Contractual Exp.	A8160.4					
TOTAL						
COMMUNITY BEAUTIFICATION						
Personal Services	A8510.1					
Equipment	A8510.2					
Contractual Exp.	A8510.4					
TOTAL						

* Town with Village - See explanation (1) on last page for charges to town - area outside of villages.

** Town with Village - See explanation (2) on last page for charges to town - area outside of village.

GENERAL FUND APPROPRIATIONS

ACCOUNTS	CODE	ACTUAL LAST YEAR 19 <u>82</u>	BUDGET THIS YEAR AS AMENDED 19 <u>83</u>	BUDGET OFFICERS TENTATIVE BUDGET 19 <u>84</u>	PRE- LIMINARY BUDGET 19 <u>84</u>	ADOPTED 19 <u>84</u>
HOME AND COMMUNITY SERVICES (CONTD.)						
NOISE ABATEMENT						
Personal Services	A8520.1					
Equipment	A8520.2					
Contractual Exp.	A8520.4					
TOTAL						
DRAINAGE						
Personal Services	A8540.1	74.00	100.	150.00	150.00	150.00
Equipment	A8540.2					
Contractual Exp.	A8540.4	67.20		250.00	250.00	250.00
TOTAL		141.20	100.	400.00	400.00	400.00
SHADE TREES						
Personal Services	A8560.1					
Equipment	A8560.2					
Contractual Exp.	A8560.4					
TOTAL						
METERIES						
Personal Services	A8810.1					
Equipment	A8810.2					
Contractual Exp.	A8810.4					
TOTAL						
AGENCY - PREV. OF CRUELTY TO CHILDREN						
Contractual Exp.	A8820.4					
TOTAL HOME AND COMMUNITY SERVICES		1,963.91	4,300.00	4,670.00	4,670.00	4,670.00
UNDISTRIBUTED						
EMPLOYEE BENEFITS						
State Retirement	A9010.8	23,242.00	24,567.	22,466.00	22,466.00	22,466.00
Fire and Police						
Retirement	A9015.8					
Social Security	A9030.8	11,610.66	12,000.	12,750.00	12,750.00	12,750.00
Worker's Comp.	A9040.8	6,431.87	4,500.	6,500.00	6,500.00	6,500.00
Life Insurance	A9045.8					
Unemployment Ins.	A9050.8					
Disability Ins.	A9055.8	151.11	100.	100.00	100.00	100.00
Hospital and						
Medical Insurance	A9060.8	5,699.30	3,500.	4,300.00	4,300.00	4,300.00
TOTAL		47,134.94	44,667.	46,116.00	46,116.00	46,116.00

GENERAL FUND APPROPRIATIONS

ACCOUNTS	CODE	ACTUAL LAST YEAR 1982	BUDGET THIS YEAR AS AMENDED 1983	BUDGET OFFICERS TENTATIVE BUDGET 1984	PRE- LIMINARY BUDGET 1984	ADOPTED 1984
UNDISTRIBUTED (CONTD.)						
DEBT SERVICE						
PRINCIPAL						
Serial Bonds	A9710.6					
Statutory Bonds	A9720.6					
Bond Anticipation	A9730.6		18,000.	33,000.00	33,000.00	33,000.00
Capital Notes	A9740.6					
Budget Notes	A9750.6					
Tax Anticipation.	A9760.6					
Revenue Antici.	A9770.6					
Debt Payments to						
Public Authorities	A9780.6					
Installment						
Purchase	A9785.6					
TOTAL			18,000	33,000.00	33,000.00	33,000.00
INTEREST						
Serial Bonds	A9710.7					
Statutory Bonds	A9720.7					
Bond Anticipation	A9730.7		19,660.	12,040.00	12,040.00	12,040.00
Capital Notes	A9740.7					
Budget Notes	A9750.7					
Tax Anticipation.	A9760.7					
Revenue Antici.	A9770.7					
Debt Payments to						
Public Authorities	A9780.7					
Installment						
Purchase	A9785.7					
TOTAL			19,660	12,040.00	12,040.00	12,040.00
INTERFUND TRANSFERS						
TRANSFER TO:						
Other Funds	A9901.9	10,880.00				
Capital Project						
Fund	A9950.9	6,729.29	5,000.	5,000.00	5,000.00	5,000.00
Contributions to						
Other Funds	A9961.9					
TOTAL		17,609.29	5,000.	5,000.00	5,000.00	5,000.00
TOTAL APPROPRIATIONS		402,826.22	442,324.	467,885.00	467,885.00	467,885.00
BUDGETARY PROVISIONS						
FOR OTHER USES	A962					
TOTAL APPROPRIATIONS						
AND OTHER USES		402,826.22	442,324.	467,885.00	467,885.00	467,885.00*

GENERAL FUND ESTIMATED REVENUES

ACCOUNTS	CODE	ACTUAL LAST YEAR 19 <u>82</u>	BUDGET THIS YEAR AS AMENDED 19 <u>83</u>	BUDGET OFFICERS TENTATIVE BUDGET 19 <u>84</u>	PRE- LIMINARY BUDGET 19 <u>84</u>	ADOPTED 19 <u>84</u>
OTHER TAX ITEMS						
Real Property Taxes						
Prior Years	A1020					
Federal Payments in						
Lieu of Taxes	A1080					
Other Payments in						
Lieu of Taxes	A1081					
Interest and Penalties						
on Real Prop. Taxes	A1090	4,854.90	3,000.	3,500.00	3,500.00	3,500.00
Non Property Tax *						
Distribution by						
County	A1120	192,135.15	133,000.	135,000.00	135,000.00	135,000.00
Franchises	A1170		2,500.	2,500.00	2,500.00	2,500.00
DEPARTMENTAL INCOME						
Tax Collection Fees						
(Not Interest on Taxes)	A1232					
Clerk Fees	A1255	1,525.20	750.	750.00	750.00	750.00
Police Fees *	A1520					
Public Pound Charges -						
Dog Control Fees	A1550	420.00	200.	200.00	200.00	200.00
Safety Insp. Fees *	A1560					
Charges for Demolition						
Unsafe Buildings	A1570					
Health Fees *	A1601					
Ambulance Charges	A1640					
Parking Lots and						
Garages	A1720					
On Street Parking Fees	A1740					
Repayments of Home						
Relief	A1840					
Repayments of Burials	A1848					
Park and Recreation						
Charges	A2001	14,253.32	9,000.	9,000.00	9,000.00	9,000.00
Recreation Concessions	A2012					
Special Recreational						
Facility Charges	A2025					
Museum Charges	A2090					
Zoning Fees *	A2110	450.00	200.	300.00	300.00	300.00
Planning Board Fees *	A2115	150.00	100.			

* Town with Villages - See explanation (3) on last page for crediting these revenues to town - areas outside villages.

GENERAL FUND ESTIMATED REVENUES

ACCOUNTS	CODE	ACTUAL LAST YEAR 1982	BUDGET THIS YEAR AS AMENDED 1982	BUDGET OFFICERS TENTATIVE BUDGET 1984	PRE- LIMINARY BUDGET 1984	ADOPTED 1984
DEPARTMENTAL INCOME						
Garbage Removal and Disposal Charges	A2130					
Sale of Cemetery Lots	A2190					
Charges for Cemetery Services	A2192					
Tax and Assessment Services for Other Governments	A2210					
Narcotics Control Services for Other Governments	A2290					
USE OF MONEY AND PROPERTY						
Interest and Earnings	A2401	7,574.51	6,000.	6,000.00	6,000.00	6,000.00
Rental of Real Property	A2410	2,322.00	22,500.			
Rental of Real Property, Other Governments	A2412	5,625.00		22,500.00	22,500.00	22,500.00
Rental of Equipment, Other Governments	A2416					
Commissions	A2450	35.75				
LICENSES AND PERMITS						
Bus. & Occup. Lic.	A2501					
Games of Chance Lic.	A2530	50.00				
ingo License	A2540	1,736.76	1,500.	1,500.00	1,500.00	1,500.00
og Licenses	A2544	6,724.77	7,000.	7,000.00	7,000.00	7,000.00
ermits, Other	A2590	2,930.00	2,000.	3,500.00	3,500.00	3,500.00
ermits, Building	A2555	2,660.95	1,500.			
FINES AND FORFEITURES						
Fines and Forfeited Bail	A2610	13,460.00	9,000.	10,000.00	10,000.00	10,000.00
Fines & Pen. Dog Cases	A2611					
Forfeiture of Deposits	A2620					
SALES OF PROPERTY AND COMPENSATION FOR LOSS						
Sales of Scrap and Excess Materilas	A2650					
Minor Sales, Other	A2655					
Sales of Real Property	A2660					
Sales of Equipment	A2665	150.00				
Insurance Recoveries	A2680					

GENERAL FUND ESTIMATED REVENUES

ACCOUNTS	CODE	ACTUAL LAST YEAR 19 <u>82</u>	BUDGET THIS YEAR AS AMENDED 19 <u>83</u>	BUDGET OFFICERS TENTATIVE BUDGET 19 <u>84</u>	PRE- LIMINARY BUDGET 19 <u>84</u>	ADOPTED 19 <u>84</u>
MISCELLANEOUS						
Refunds of Prior Years						
Expenditures	A2701	867.00				
Gifts and Donations	A2705	250.00				
Endowment and Trust						
Fund Income	A2755					
Other Unclassified						
Revenues (Specify)						
	A2770	391.77				
	A2770					
INTERFUND REVENUES						
Interfund Revenues	A2801					
STATE AID						
Per Capita	A3001	113,464.00	100,000.	100,000.00	100,000.00	100,000.00
Mortgage Tax	A3005	11,743.28	11,000.	11,000.00	11,000.00	11,000.00
Loss of Public Utility						
Valuations	A3017					
Navigation Law						
Enforcement	A3315					
Automobile Law						
Enforcement	A3317					
Insect Control	A3468					
Narcotics Guidance						
Council	A3484					
Social Services	A3660					
Programs for Aging	A3772					
Youth Programs	A3820	8,971.12	9,400.	9,400.00	9,400.00	9,400.00
Recreation for Elderly	A3801	2,000.00	2,000.	2,000.00	2,000.00	2,000.00
FEDERAL AID						
Civil Defense	A4305					
Public Works						
Employment						
Antirecession	A4750					
Programs for Aging	A4772					
Emergency Disaster						
Assistance	A4960					
INTERFUND TRANSFER						
Interfund Transfers	A5031		15,000.	15,000.00	15,000.00	15,000.00
TOTAL ESTIMATED REVENUES		<u>400,948.26</u>	<u>335,650.</u>	<u>339,150.00</u>	<u>339,150.00</u>	<u>339,150.00</u>
ESTIMATED UNEXPENDED BALANCE						
Unexpended Balance			<u>60,000.</u>	<u>85,000.00</u>	<u>85,000.00</u>	<u>85,000.00</u>

* Transfer to Page 1

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HIGHWAY APPROPRIATIONS - TOWNWIDE

ACCOUNTS	CODE	ACTUAL LAST YEAR 1982	BUDGET THIS YEAR AS AMENDED 1983	BUDGET OFFICERS TENTATIVE BUDGET 1984	PRE- LIMINARY BUDGET 1984	ADOPTED 1984
GENERAL REPAIRS						
Personal Services	DA5110.1	58,058.20	64,500.	68,000.00	68,000.00	68,000.00
Contractual Exp.	DA5110.4	72,965.92	65,000.	65,000.00	65,000.00	65,000.00
TOTAL		<u>131,024.12</u>	<u>129,500.</u>	<u>133,000.00</u>	<u>133,000.00</u>	<u>133,000.00</u>
IMPROVEMENTS						
Capital Outlay	DA5112.2	<u>21,088.64</u>	<u>21,776.</u>	<u>21,776.00</u>	<u>21,776.00</u>	<u>21,776.00</u>
BRIDGES						
Personal Services	DA5120.1					
Capital Outlay	DA5120.2					
Contractual Exp.	DA5120.4					
TOTAL						
MACHINERY						
Personal Services	DA5130.1					
Equipment	DA5130.2	5,020.51	10,000.	10,000.00	10,000.00	10,000.00
Contractual Exp.	DA5130.4	62,811.43	50,000.	50,000.00	50,000.00	50,000.00
TOTAL		<u>67,831.94</u>	<u>60,000.</u>	<u>60,000.00</u>	<u>60,000.00</u>	<u>60,000.00</u>
MISCELLANEOUS (BRUSH WEEDS)						
Personal Services	DA5140.1					
Contractual Exp.	DA5140.4	1,036.32	1,600.	1,000.00	1,000.00	1,000.00
TOTAL		<u>1,036.32</u>	<u>1,600.</u>	<u>1,000.00</u>	<u>1,000.00</u>	<u>1,000.00</u>
SNOW REMOVAL (TOWN HIGHWAYS)						
Personal Services	DA5142.1	66,724.33	88,940.	93,000.00	93,000.00	93,000.00
Contractual Exp.	DA5142.4	57,561.90	50,000.	50,000.00	50,000.00	50,000.00
TOTAL		<u>124,286.23</u>	<u>138,940.</u>	<u>143,000.00</u>	<u>143,000.00</u>	<u>143,000.00</u>
SERVICES FOR OTHER GOVERNMENTS						
Personal Services	DA5148.1					
Contractual Exp.	DA5148.4					
TOTAL						

HIGHWAY APPROPRIATIONS - TOWNWIDE

ACCOUNTS	CODE	ACTUAL LAST YEAR 1982	BUDGET THIS YEAR AS AMENDED 19 83	BUDGET OFFICERS TENTATIVE BUDGET 19 84	PRE- LIMINARY BUDGET 19 84	APPROPRIATIONS 1984
EMPLOYEE BENEFITS						
State Retirement	DA9010.8	17,200.00	21,972.	23,583.00	23,583.00	23,583.00
Social Security	DA9030.8	8,360.53	9,200.	11,095.00	11,095.00	11,095.00
Worker's Comp.	DA9040.8	6,061.71	6,000.	3,000.00	3,000.00	3,000.00
Life Insurance	DA9045.8					
Unemployment Ins.	DA9050.8					
Disability Ins.	DA9055.8	177.84	300.	300.00	300.00	300.00
Hospital and Medical Ins.	DA9060.8	6,839.17	9,500.	11,000.00	11,000.00	11,000.00
TOTAL		<u>38,639.25</u>	<u>46,972.</u>	<u>48,978.00</u>	<u>48,978.00</u>	<u>48,978.00</u>
DEBT SERVICE PRINCIPAL						
Serial Bonds	DA9710.6					
Statutory Bonds	DA9720.6					
Bond Anticipation	DA9730.6		14,000.	6,000.00	6,000.00	6,000.00
Capital Notes	DA9740.6					
Budget Notes	DA9750.6					
Tax Anticipation	DA9760.6					
Revenue Antici.	DA9770.6					
Debt Payments to Public Authorities	DA9780.6					
TOTAL			<u>14,000.</u>	<u>6,000.00</u>	<u>6,000.00</u>	<u>6,000.00</u>
INTEREST						
Serial Bonds	DA9710.7					
Statutory Bonds	DA9720.7					
Bond Anticipation	DA9730.7		2,400.	799.50	799.50	799.50
Capital Notes	DA9740.7					
Budget Notes	DA9750.7					
Tax Anticipation	DA9760.7					
Revenue Antici.	DA9770.7					
Debt Payments to Public Authorities	DA9780.7					
TOTAL			<u>2,400.</u>	<u>799.50</u>	<u>799.50</u>	<u>799.50</u>
INTERFUND TRANSFERS						
TRANSFER TO:						
OTHER						
Fund	DA9901.9	11,106.35				
TOTAL INTERFUND TRANSFERS		<u>11,106.35</u>				
BUDGETARY PROVISIONS FOR OTHER USES						
	DA962					
TOTAL APPROPRIATIONS AND OTHER USES						
		<u>395,012.85</u>	<u>415,188.</u>	<u>414,553.50</u>	<u>414,553.50</u>	<u>414,553.50</u>

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HIGHWAY REVENUES - TOWNWIDE

ACCOUNTS	CODE	ACTUAL LAST YEAR 19 <u>82</u>	BUDGET THIS YEAR AS AMENDED 19 <u>83</u>	BUDGET OFFICERS TENTATIVE BUDGET 19 <u>84</u>	PRE- LIMINARY BUDGET 19 <u>84</u>	ADOPTED 19 <u>84</u>
LOCAL SOURCES						
Non Property Tax Distribution by County	DA1120	94,800.00	107,800.	107,800.00	107,800.00	107,800.00
Services for Other Govt's.	DA2300	31,536.00	30,000.	40,000.00	40,000.00	40,000.00
Interest and Earnings	DA2401	9,495.03	6,000.	6,000.00	6,000.00	6,000.00
Rental of Equipment Other Govt's.	DA2416					
Interfund Revenues	DA2801					
Miscellaneous (Specify) Insurance Recovery	D2680	902.21				
Work for other Funds Reimburse for Gas use	D2770 2778.	10,523.86 481.18				
STATE AID						
Consolidated Highway	DA3501	15,968.25	21,700.	21,776.00	21,776.00	21,776.00
FEDERAL AID - SPECIFY						
	DA45					
	DA45					
Interfund Transfers	DA5031	10,000.	10,000.	10,000.00	10,000.00	10,000.00
TOTAL ESTIMATED REVENUES		<u>173,706.53</u>	<u>175,500.</u>	<u>185,576.00</u>	<u>185,576.00</u>	<u>185,576.00 *</u>
UNEXPENDED BALANCE						*

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FEDERAL REVENUE SHARING FUND

APPROPRIATIONS

ACCOUNTS	CODE	ACTUAL LAST YEAR 1982	BUDGET THIS YEAR AS AMENDED 1983	BUDGET OFFICERS TENTATIVE BUDGET 1984	PRE- LIMINARY BUDGET 1984	ADOPTED 1984
Drainage						
Personal Services	CF8540.1					
Equipment	CF8540.2					
Contractual Exp.	CF8540.4	9,666.47		10,000.00	10,000.00	10,000.00
Employee Benefits	CF8540.8					
TOTAL		9,666.47		10,000.00	10,000.00	10,000.00
Parks	CF7110					
Personal Services	CF7110.1					
Equipment	CF7110.2					
Contractual Exp.	CF7110.4	1,594.00	17,184.	17,700.00	17,700.00	17,700.00
Employee Benefits	CF7110.8					
TOTAL		1,594.00	17,184.	17,700.00	17,700.00	17,700.00
Administration	CF8686					
Personal Services	CF8686.1					
Equipment	CF8686.2					
Contractual Exp.	CF8686.4	7.44		135.00	135.00	135.00
Employee Benefits	CF8686.8					
TOTAL		7.44		135.00	135.00	135.00
Personal Services	CF .1					
Equipment	CF .2					
Contractual Exp.	CF .4					
Employee Benefits	CF .8					
TOTAL						
Debt Service						
	CF .6					
	CF .6					
	CF .6					
	CF .7					
	CF .7					
	CF .7					
TOTAL						
Transfer to Other Funds						
Highway	CF9901.9	10,000.00	10,000.	10,000.00	10,000.00	10,000.00
Capital Project	CF9901.9	16,213.00				
General Fund	CF9901.9		15,000	15,000.00	15,000.00	15,000.00
	CF9901.9					
TOTAL APPROPRIATIONS		37,480.91	42,184.	52,835.00	52,835.00	52,835.00 *

*Transfer to Page 1

FEDERAL REVENUE SHARING FUND

ESTIMATED REVENUES AND ESTIMATED UNEXPENDED BALANCE

ACCOUNTS	CODE	ACTUAL LAST YEAR 19 82	BUDGET THIS YEAR AS AMENDED 19 83	BUDGET OFFICERS TENTATIVE BUDGET 1984	PRE- LIMINARY BUDGET 1984	ADOPTED 1984
Interest and Earnings	CF2401	<u>1,177.52</u>				
Federal Revenue Sharing	CF4001	<u>43,399.00</u>	<u>39,184.</u>	<u>39,084.00</u>	<u>39,084.00</u>	<u>39,084.00</u>
TOTAL		<u>44,576.52</u>	<u>39,184.</u>	<u>39,084.00</u>	<u>39,084.00</u>	<u>39,084.00</u>
UNEXPENDED BALANCE			<u>3,000.</u>	<u>13,751.00</u>	<u>13,751.00</u>	<u>13,751.00</u>

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COMMUNITY DEVELOPMENT FUND

APPROPRIATIONS

ACCOUNTS	CODE	ACTUAL LAST YEAR 1982	BUDGET THIS YEAR AS AMENDED 19 83	BUDGET OFFICERS TENTATIVE BUDGET 1984	PRE- LIMINARY BUDGET 1984	ADOPTED 1984
ACQUISITION OF REAL PROPERTY						
Capital Outlay	CD8660.2					
PUBLIC WORKS, FACILITIES, SITE IMPROVEMENTS						
Capital Outlay	CD8662.2					
CODE ENFORCEMENT						
Personal Services	CD8664.1					
Capital Outlay	CD8664.2					
Contractual Exp.	CD8664.4					
Fringe Benefits	CD8664.8					
TOTAL						
CLEARANCE, DEMOLITION REHABILITATION						
Capital Outlay	CD8666.2					
REHABILITATION - LOANS AND GRANTS						
Capital Outlay	CD8668.2					
SPECIAL PROJECTS FOR ELDERLY AND HANDICAPPED						
Capital Outlay	CD8670.2					
PAYMENTS FOR LOSS OF RENTAL INCOME						
Contractual Exp.	CD8672.4					
DISPOSITION OF REAL PROPERTY						
Personal Services	CD8674.1					
Capital Outlay	CD8674.2					
Contractual Exp.	CD8674.4					
Fringe Benefits	CD8674.8					
TOTAL						

COMMUNITY DEVELOPMENT FUND

APPROPRIATIONS

ACCOUNTS	CODE	ACTUAL LAST YEAR 19 <u>82</u>	BUDGET THIS YEAR AS AMENDED 19 <u>83</u>	BUDGET OFFICERS TENTATIVE BUDGET 19 <u>84</u>	PRE- LIMINARY BUDGET 19 <u>84</u>	ADOPTED 19 <u>84</u>
PROVISION OF PUBLIC SERVICES						
Capital Outlay	CD8676.2					
PAYMENT OF NON-FEDERAL SHARES						
Contractual Exp.	CD8678.4					
COMPLETION OF URBAN RENEWAL PROJECTS						
Capital Outlay	CD8680.2					
RELOCATION PAYMENTS AND ASSISTANCE						
Capital Outlay	CD8682.2					

COMMUNITY DEVELOPMENT FUND

APPROPRIATIONS

ACCOUNTS	CODE	ACTUAL LAST YEAR 19 82	BUDGET THIS YEAR AS AMENDED 19 83	BUDGET OFFICERS TENTATIVE BUDGET 1984	PRE- LIMINARY BUDGET 1984	ADOPTED 1984
PLANNING AND MANAGEMENT DEVELOPMENT						
Capital Outlay	CD8684.2		6,000.			
ADMINISTRATION						
Personal Services	CD8686.1					
Capital Outlay	CD8686.2					
Contractual Exp.	CD8686.4					
Fringe Benefits	CD8686.8					
TOTAL						
MODEL CITIES ACTIVITIES						
Personal Services	CD8688.1					
Capital Outlay	CD8668.2					
Contractual Exp.	CD8688.4					
Fringe Benefits	CD8688.8					
TOTAL						
CDA CONTINGENCIES	CD8690.4					
TOTAL APPROPRIATIONS			6,000.			
ESTIMATED REVENUES AND UNEXPENDED BALANCE						
Community Development Income	CD2170					
Interest and Earnings	CD2401					
Community Dev. Grant from County	CD2763					
Federal Aid	CD4910		6,000.			
TOTAL ESTIMATED REVENUES			6,000.			*
UNEXPENDED BALANCE						*

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DEBT SERVICE FUND

APPROPRIATIONS

ACCOUNTS	CODE	ACTUAL LAST YEAR 19 <u>82</u>	BUDGET THIS YEAR AS AMENDED 19 <u>83</u>	BUDGET OFFICERS TENTATIVE BUDGET 19 <u>84</u>	PRE- LIMINARY BUDGET 19 <u>84</u>	ADOPTED 19 <u>84</u>
Fiscal Agents Fee	V1380.4					
DEBT SERVICE						
PRINCIPAL						
Serial Bonds	V9710.6	27,000.00	27,000.	27,000.00	27,000.00	27,000.00
Statutory Bonds	V9720.6					
Capital Notes	V9740.6					
Debt Payments to BAN	V9730.6	41,000.00				
Public Authorities	V9780.6					
TOTAL		68,000.00	27,000.	27,000.00	27,000.00	27,000.00
INTEREST						
Serial Bonds	V9710.7	16,085.00	15,365.	13,905.00	13,905.00	13,905.00
Statutory Bonds	V9720.7					
Capital Notes	V9740.7					
Debt Payments to BAN	V9730.7	11,176.35				
Public Authorities	V9780.7					
TOTAL		27,261.35	15,365.	13,905.00	13,905.00	13,905.00
TOTAL APPROPRIATIONS		95,261.35	42,365.	40,905.00	40,905.00	40,905.00

ESTIMATED REVENUES AND UNEXPENDED BALANCE

Interest and						
Earnings	V2401					
Interfund Transfers	V5031	95,261.35	42,365.	40,905.00	40,905.00	40,905.00
TOTAL REVENUES		95,261.35	42,365.	40,905.00	40,905.00	40,905.00
UNEXPENDED BALANCE						

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LIGHTING DISTRICT

ACCOUNTS	CODE	ACTUAL LAST YEAR 1982	BUDGET THIS YEAR AS AMENDED 1983	BUDGET OFFICERS TENTATIVE BUDGET 1984	PRE- LIMINARY BUDGET 1984	ADOPTED BUDGET 1984
APPROPRIATIONS						
LIGHTING DISTRICT						
Street Lighting	SL - 1					
Contractual Exp.	5182.4	11,025.43	14,000.	14,000.00	14,000.00	14,000.00
Judgement & Claims	1930.4	5.28	1.	5.95	5.95	5.95
TOTAL		11,030.71	14,001.	14,005.95	14,005.95	14,005.95 *

ESTIMATED REVENUES AND UNEXPENDED BALANCE

Interest & Earnings	SL2401	295.65	225.	250.00	250.00	250.00
TOTAL		295.65	225.	250.00	250.00	250.00 *
UNEXPENDED BALANCE						*

LIGHTING DISTRICT

APPROPRIATIONS						
LIGHTING DISTRICT						
Street Lighting	SL - 2					
Contractual Exp.	5182.4					
TOTAL						*
ESTIMATED REVENUES AND UNEXPENDED BALANCE						
TOTAL						*
UNEXPENDED BALANCE						*

*Transfer to Page 1

ACCOUNTS	CODE	ACTUAL LAST YEAR 1982	BUDGET THIS YEAR AS AMENDED 1983	BUDGET OFFICERS TENTATIVE BUDGET 1984	PRE- LIMINARY BUDGET 1984	ADOPTED 1984
Judgements & Claims	SW1930.4	64.16	32.00			
ADMINISTRATION						
Personal Services	SW8310.1					
Equipment	SW8310.2					
Contractual Exp.	SW8310.4					
TOTAL		64.16	32.00			
SOURCE OF SUPPLY, POWER AND PUMPING						
Personal Services	SW8320.1					
Equipment	SW8320.2					
Contractual Exp.	SW8320.4					
TOTAL						
PURIFICATION						
Personal Services	SW8330.1					
Equipment	SW8330.2					
Contractual Exp.	SW8330.4					
TOTAL						
TRANSMISSION AND DISTRIBUTION						
Personal Services	SW8340.1					
Equipment	SW8340.2					
Contractual Exp.	SW8340.4	17,160.45	20,000.	20,000.00	20,000.00	20,000.00
TOTAL		17,160.45	20,000.	20,000.00	20,000.00	20,000.00
UNDISTRIBUTED						
EMPLOYEE BENEFITS						
State Retirement	SW9010.8					
Social Security	SW9030.8					
Compensation Ins.	SW9040.8					
Life Insurance	SW9045.8					
Unemployment Ins.	SW9050.8					
Disability Ins.	SW9055.8					
Hospital and Medical Insurance	SW9060.8					
TOTAL						

WATER DISTRICT APPROPRIATIONS

ACCOUNTS	CODE	ACTUAL LAST YEAR 1982	BUDGET THIS YEAR AS AMENDED 1983	BUDGET OFFICERS TENTATIVE BUDGET 1984	PRE- LIMINARY BUDGET 1984	ADOPTED 1984
UNDISTRIBUTED (CONTD.)						
DEBT SERVICE						
PRINCIPAL						
Serial Bonds	SW9710.6					
Statutory Bonds	SW9720.6					
Bond Anticipation	SW9730.6					
Capital Notes	SW9740.6					
Budget Notes	SW9750.6					
Revenue Antici.	SW9770.6					
Debt Payments to Public Authorities	SW9780.6					
TOTAL						
INTEREST						
Serial Bonds	SW9710.7					
Statutory Bonds	SW9720.7					
Bond Anticipation	SW9730.7					
Capital Notes	SW9740.7					
Budget Notes	SW9750.7					
Revenue Antici.	SW9770.7					
Debt Payments to Public Authorities	SW9780.7					
TOTAL						
INTERFUND TRANSFERS						
TRANSFER TO:						
Other Funds	SW9901.9	43,340.00	24,440.	23,330.00	23,330.00	23,330.00
Capital Project Fund	SW9950.9					
TOTAL		43,340.00	24,440.	23,330.00	23,330.00	23,330.00
BUDGETARY PROVISIONS FOR OTHER USES						
	SW962					
TOTAL APPROPRIATIONS AND OTHER USES						
		60,564.61	44,472.	43,330.00	43,330.00	43,330.00

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ACCOUNTS	CODE	ACTUAL LAST YEAR 1982	BUDGET THIS YEAR AS AMENDED 1983	BUDGET OFFICERS TENTATIVE BUDGET 1984	PRE- LIMINARY BUDGET 19 84	ADOPTED 1984
Metered Sales	SW2140.6					
Unmetered Sales	SW2142.6					
Water Connection Charges	SW2144.6					
Interest and Penalties on Water Rents	SW2148.6					
Interest and Earnings	SW2401.7	7,467.46	3,500.	2,500.00	2,500.00	2,500.00
Sales of Scrap and Excess Materials	SW2650.7					
Minor Sales, Other	SW2655.7					
Insurance Recoveries	SW2680.7	2,350.00				
Other Compensation For Loss	SW2690.7					
er, Specify her unclass. Rev.	SW2770	3,994.69				
TOTAL		61,256.31	3,500.	2,500.00	2,500.00	2,500.00
UNEXPENDED BALANCE						
UNEXPENDED BALANCE						

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ACCOUNTS	CODE	ACTUAL LAST YEAR 1982	BUDGET THIS YEAR AS AMENDED 1983	BUDGET OFFICERS TENTATIVE BUDGET 1984	PRE- LIMINARY BUDGET 1984	ADOPTED 1984
Judgements & Claims	SW1930	260.00	270.	160.00	160.00	
ADMINISTRATION						
Personal Services	SW8310.1					
Equipment	SW8310.2					
Contractual Exp.	SW8310.4					
TOTAL		260.00	270.	160.00	160.00	160.00
SOURCE OF SUPPLY, POWER AND PUMPING						
Personal Services	SW8320.1					
Equipment	SW8320.2					
Contractual Exp.	SW8320.4					
TOTAL						
PURIFICATION						
Personal Services	SW8330.1					
Equipment	SW8330.2					
Contractual Exp.	SW8330.4					
TOTAL						
TRANSMISSION AND DISTRIBUTION						
Personal Services	SW8340.1					
Equipment	SW8340.2					
Contractual Exp.	SW8340.4	2,747.59	12,581.	14,347.00	14,347.00	14,347.00
TOTAL		2,747.59	12,581.	14,347.00	14,347.00	14,347.00
UNDISTRIBUTED						
EMPLOYEE BENEFITS						
State Retirement	SW9010.8					
Social Security	SW9030.8					
Compensation Ins.	SW9040.8					
Life Insurance	SW9045.8					
Unemployment Ins.	SW9050.8					
Disability Ins.	SW9055.8					
Hospital and Medical Insurance	SW9060.8					
TOTAL						

ACCOUNTS	CODE	ACTUAL LAST YEAR 19 <u>81</u>	BUDGET THIS YEAR AS AMENDED 19 <u>82</u>	BUDGET OFFICERS TENTATIVE BUDGET 19 <u>83</u>	PRE- LIMINARY BUDGET 19 <u>83</u>	ADDED
UNDISTRIBUTED (CONTD.)						
DEBT SERVICE						
PRINCIPAL						
Serial Bonds	SW9710.6					
Statutory Bonds	SW9720.6					
Bond Anticipation	SW9730.6		8,000.	8,000.00	8,000.00	8,000.00
Capital Notes	SW9740.6					
Budget Notes	SW9750.6					
Revenue Antici.	SW9770.6					
Debt Payments to Public Authorities	SW9780.6					
TOTAL			8,000.	8,000.00	8,000.00	8,000.00
INTEREST						
Serial Bonds	SW9710.7					
Statutory Bonds	SW9720.7					
Bond Anticipation	SW9730.7		3,184.	1,448.00	1,448.00	1,448.00
Capital Notes	SW9740.7					
Budget Notes	SW9750.7					
Revenue Antici.	SW9770.7					
Debt Payments to Public Authorities	SW9780.7					
TOTAL			3,184.	1,448.00	1,448.00	1,448.00
INTERFUND TRANSFERS						
TRANSFER TO:						
Other Funds	SW9901.9	29,935.00	17,925.	17,575.00	17,575.00	17,575.00
Capital Project Fund	SW9950.9					
TOTAL		29,935.00	17,925.	17,575.00	17,575.00	17,575.00
BUDGETARY PROVISIONS FOR OTHER USES						
	SW962					
TOTAL APPROPRIATIONS AND OTHER USES		32,942.59	41,960.	41,530.00	41,530.00	41,530.00

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ACCOUNTS	CODE	ACTUAL LAST YEAR 19 82	BUDGET THIS YEAR AS AMENDED 19 83	BUDGET OFFICERS TENTATIVE BUDGET 19 84	PRE- LIMINARY BUDGET 19 84	ADOPTED 19 84
Metered Sales	SW2140.6					
Unmetered Sales	SW2142.6					
Water Connection Charges	SW2144.6					
Interest and Penalties on Water Rents	SW2148.6					
Interest and Earnings	SW2401.7	3,323.20	1,000.00	1,000.00	1,000.00	1,000.00
Sales of Scrap and Excess Materials	SW2650.7					
Minor Sales, Other Insurance	SW2655.7					
Recoveries	SW2680.7					
Other Compensation For Loss	SW2690.7					
Other, Specify	SW					
TOTAL		3,323.20	1,000.00	1,000.00	1,000.00	1,000.00
UNEXPENDED BALANCE						
UNEXPENDED BALANCE						

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FIRE PROTECTION DISTRICT

ACCOUNTS	CODE	ACTUAL LAST YEAR 19 <u>82</u>	BUDGET THIS YEAR AS AMENDED 19 <u>83</u>	BUDGET OFFICERS TENTATIVE BUDGET 19 <u>84</u>	PRE- LIMINARY BUDGET 19 <u>84</u>	ADOPTED 19 <u>84</u>
		APPROPRIATIONS				
Judgements & Claims	SF1930	83.64	5.04	84.45	84.45	84.45
FIRE PROTECTION DISTRICT						
Payments on Fire						
Contracts	SF -1-					
Contractual Exp.	3410.4	90,883.00	110,500.	125,700.00	125,700.00	125,700.00
Comp. Insurance	9040.8	9,421.23	12,000.	12,000.00	12,000.00	12,000.00
TOTAL		100,337.87	122,505.04	137,784.45	137,784.45	137,784.45
ESTIMATED REVENUES AND UNEXPENDED BALANCE						
Interest & Earnings	SF2401	1,092.70	505.04	784.45	784.45	784.45
TOTAL		1,092.70	505.04	784.45	784.45	784.45
UNEXPENDED BALANCE				10,000.00	10,000.00	

FIRE PROTECTION DISTRICT

APPROPRIATIONS

FIRE PROTECTION DISTRICT.

Payments on Fire
Contracts
Contractual Exp.
TOTAL

SF -2-
3410.4

ESTIMATED REVENUES AND UNEXPENDED BALANCE

TOTAL

UNEXPENDED BALANCE

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ACCOUNTS	CODE	ACTUAL LAST YEAR 19 <u>82</u>	BUDGET THIS YEAR AS AMENDED 19 <u>83</u>	BUDGET OFFICERS TENTATIVE BUDGET 19 <u>84</u>	PRE- LIMINARY BUDGET 1984	ADOPTED 1984
SPECIAL ITEMS						
TAXES ON SEWER						
DISTRICT PROPERTY						
Contractual Exp.	SS1950.4			365.00	365.00	365.00
ADMINISTRATION						
Personal Services	SS8110.1					
Equipment	SS8110.2					
Contractual Exp.	SS8110.4					
TOTAL						
SEWAGE COLLECTING SYSTEM						
Personal Services	SS8120.1					
Equipment	SS8120.2					
Contractual Exp.	SS8120.4					
TOTAL						
SEWAGE TREATMENT & DISPOSAL						
Personal Services	SS8130.1	2,019.63				
Equipment	SS8130.2					
Contractual Exp.	SS8130.4	1,450.00	3,246.96	635.00	635.00	635.00
TOTAL		3,469.63	3,246.96	635.00	635.00	635.00
UNDISTRIBUTED						
EMPLOYEE BENEFITS						
State Retirement	SS9010.8	298.00				
Social Security	SS9030.8	97.20				
Compensation Ins.	SS9040.8	49.45				
Life Insurance	SS9045.8					
Unemployment Ins.	SS9050.8					
Disability Ins.	SS9055.8					
Hospital and Medical Insurance	SS9060.8					
TOTAL		444.65				

ACCOUNTS	CODE	ACTUAL LAST YEAR 19 <u>82</u>	BUDGET THIS YEAR AS AMENDED 19 <u>83</u>	BUDGET OFFICERS TENTATIVE BUDGET 19 <u>84</u>	PRE- LIMINARY BUDGET 19 <u>84</u>	ADOPTED 19 <u>84</u>
UNDISTRIBUTED						
DEBT SERVICE						
PRINCIPAL						
Serial Bonds	SS9710.6					
Statutory Bonds	SS9720.6					
Bond Anticipation	SS9730.6					
Capital Notes	SS9740.6					
Budget Notes	SS9750.6					
Revenue Antici.	SS9770.6					
Debt Payments to Public Authorities	SS9780.6					
TOTAL						
INTEREST						
Serial Bonds	SS9710.7					
Statutory Bonds	SS9720.7					
Bond Anticipation	SS9730.7					
Capital Notes	SS9740.7					
Budget Notes	SS9750.7					
Revenue Antici.	SS9770.7					
Debt Payments to Public Authorities	SS9780.7					
TOTAL						
INTERFUND TRANSFERS						
TRANSFER TO:						
Other Funds	SS9901.9					
Capital Project Fund	SS9950.9					
TOTAL						
BUDGETARY PROVISIONS						
FOR OTHER USES	SS962					
TOTAL APPROPRIATIONS AND OTHER USES		3,914.28	3,246.96	1,000.00	1,000.00	1,000.00

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ACCOUNTS	CODE	ACTUAL LAST YEAR 19 <u>82</u>	BUDGET THIS YEAR AS AMENDED 19 <u>83</u>	BUDGET OFFICERS TENTATIVE BUDGET 19 <u>84</u>	PRE- LIMINARY BUDGET 19 <u>84</u>	ADOPTED 19 <u>84</u>
Sewer Rents	SS2120					
Sewer Charges	SS2122					
Interest and Penalties on Sewer Rents	SS2128					
Interest and Earnings	SS2401	592.80	400.			
Sales of Scrap and Excess Materials	SS2650					
Minor Sales, Other Insurance	SS2655					
Recoveries	SS2680					
Other Compensation For Loss	SS2690					
State Aid for Operation and Maintenance of Sewage Disposal Plant	SS3901					
Other, Specify Revised, Prior Yr Exp	SS2701	25.00				
TOTAL		617.80	400.			
UNEXPENDED BALANCE						
UNEXPENDED BALANCE			2,846.96	1,000.00	1,000.00	1,000.00

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ACCOUNTS	CODE	ACTUAL LAST YEAR 19 <u>81</u>	BUDGET THIS YEAR AS AMENDED 19 <u>82</u>	BUDGET OFFICERS TENTATIVE BUDGET 19 <u>83</u>	PRE- LIMINARY BUDGET 19 <u>83</u>	ADOPTED 19 <u>83</u>
SPECIAL ITEMS						
TAXES ON SEWER DISTRICT PROPERTY						
Contractual Exp.	SS1950.4			400.00	400.00	400.00
ADMINISTRATION						
Personal Services	SS8110.1					
Equipment	SS8110.2					
Contractual Exp.	SS8110.4					
TOTAL						
SEWAGE COLLECTING SYSTEM						
Personal Services	SS8120.1					
Equipment	SS8120.2					
Contractual Exp.	SS8120.4					
TOTAL						
SEWAGE TREATMENT AND DISPOSAL						
Personal Services	SS8130.1	2,490.00				
Equipment	SS8130.2					
Contractual Exp.	SS8130.4	2,771.75	4,000.	600.00	600.00	600.00
TOTAL		5,261.75	4,000.	600.00	600.00	600.00
UNDISTRIBUTED						
EMPLOYEE BENEFITS						
State Retirement	SS9010.8	510.00				
Social Security	SS9030.8	166.80				
Compensation Ins.	SS9040.8	84.82				
Life Insurance	SS9045.8					
Unemployment Ins.	SS9050.8					
Disability Ins.	SS9055.8					
Hospital and Medical Insurance	SS9060.8					
TOTAL		761.62				

ACCOUNTS	CODE	BUDGET OFFICERS REPRESENTATIVE BUDGET 1984	PRE- LIMINARY BUDGET 1984	AD- JUSTED 4
DEBT SERVICE				
PRINCIPAL				
Serial Bonds	SS9710.6			
Statutory Bonds	SS9720.6			
Bond Anticipation	SS9730.6			
Capital Notes	SS9740.6			
Budget Notes	SS9750.6			
Revenue Antici.	SS9770.6			
Debt Payments to Public Authorities	SS9780.6			
TOTAL				
INTEREST				
Serial Bonds	SS9710.7			
Statutory Bonds	SS9720.7			
Bond Anticipation	SS9730.7			
Capital Notes	SS9740.7			
Budget Notes	SS9750.7			
Revenue Antici.	SS9770.7			
Debt Payments to Public Authorities	SS9780.7			
TOTAL				
INTERFUND TRANSFERS				
TRANSFER TO:				
Other Funds	SS9901.9			
Capital Project Fund	SS9950.9			
TOTAL				
BUDGETARY PROVISIONS				
FOR OTHER USES	SS962			
TOTAL APPROPRIATIONS AND OTHER USES		6,024.87	1,000.00	1,000.00

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ACCOUNTS	CODE	ACTUAL	BUDGET	BUDGET	PRE-	ADOPTED
		LAST YEAR 19 <u>82</u>	THIS YEAR AS AMENDED 19 <u>83</u>	OFFICERS TENTATIVE BUDGET 19 <u>84</u>	LIMINARY BUDGET 19 <u>84</u>	
Sewer Rents	SS2120					
Sewer Charges	SS2122					
Interest and Penalties on Sewer Rents	SS2128					
Interest and Earnings	SS2401	367.77				
Sales of Scrap and Excess Materials	SS2650					
Minor Sales, Other	SS2655					
Insurance						
Recoveries	SS2680					
Other Compensation For Loss	SS2690					
State Aid for Operation and Maintenance of Sewage Disposal Plant	SS3901					
Other, Specify	SS					
TOTAL		367.77				
UNEXPENDED BALANCE						
UNEXPENDED BALANCE			1,500.87	1,000.00	1,000.00	1,000.00

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ACCOUNTS	CODE	ACTUAL LAST YEAR 1982	BUDGET THIS YEAR AS AMENDED 19 83	BUDGET OFFICERS TENTATIVE BUDGET 1984	PRE- LIMINARY BUDGET 1984	ADOPTED 19 84
SPECIAL ITEMS						
TAXES ON SEWER						
DISTRICT PROPERTY						
Contractual Exp.	SS1950.4			90.00	90.00	90.00
ADMINISTRATION						
Personal Services	SS8110.1					
Equipment	SS8110.2					
Contractual Exp.	SS8110.4					
TOTAL						
SEWAGE COLLECTING SYSTEM						
Personal Services	SS8120.1					
Equipment	SS8120.2					
Contractual Exp.	SS8120.4					
TOTAL						
SEWAGE TREATMENT DISPOSAL						
Personal Services	SS8130.1	1,366.39				
Equipment	SS8130.2					
Contractual Exp.	SS8130.4	1,710.00	1,200.	1,110.00	1,110.00	1,110.00
TOTAL		3,076.39	1,200	1,110.00	1,110.00	1,110.00
UNDISTRIBUTED						
EMPLOYEE BENEFITS						
State Retirement	SS9010.8	349.00				
Social Security	SS9030.8	114.60				
Compensation Ins.	SS9040.8	58.19				
Life Insurance	SS9045.8					
Unemployment Ins.	SS9050.8					
Disability Ins.	SS9055.8					
Hospital and Medical Insurance	SS9060.8					
TOTAL		521.79				

ACCOUNTS	CODE	ACTUAL LAST YEAR 19 <u>82</u>	BUDGET THIS YEAR AS AMENDED 19 <u>83</u>	BUDGET OFFICERS TENTATIVE BUDGET 19 <u>84</u>	PRE- LIMINARY BUDGET 19 <u>84</u>	ADJUSTED BUDGET 19 <u>84</u>
UNDISTRIBUTED						
DEBT SERVICE						
PRINCIPAL						
Serial Bonds	SS9710.6					
Statutory Bonds	SS9720.6					
Bond Anticipation	SS9730.6					
Capital Notes	SS9740.6					
Budget Notes	SS9750.6					
Revenue Antici.	SS9770.6					
Debt Payments to						
Public Authorities	SS9780.6					
TOTAL						
INTEREST						
Serial Bonds	SS9710.7					
Statutory Bonds	SS9720.7					
Bond Anticipation	SS9730.7					
Capital Notes	SS9740.7					
Budget Notes	SS9750.7					
Revenue Antici.	SS9770.7					
Debt Payments to						
Public Authorities	SS9780.7					
TOTAL						
INTERFUND TRANSFERS						
TRANSFER TO:						
Other Funds	SS9901.9					
Capital Project						
Fund	SS9950.9					
TOTAL						
BUDGETARY PROVISIONS						
FOR OTHER USES	SS962					
TOTAL APPROPRIATIONS						
AND OTHER USES		3,598.18	1,200.	1,200.00	1,200.00	1,200.00

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ACCOUNTS	CODE	ACTUAL LAST YEAR 19 <u>82</u>	BUDGET THIS YEAR AS AMENDED 19 <u>83</u>	BUDGET OFFICERS TENTATIVE BUDGET 19 <u>84</u>	PRE- LIMINARY BUDGET 19 <u>84</u>	ADOPTED 19 <u>84</u>
Sewer Rents	SS2120					
Sewer Charges	SS2122					
Interest and Penalties on Sewer Rents	SS2128					
Interest and Earnings	SS2401					
Sales of Scrap and Excess Materials	SS2650					
Minor Sales, Other	SS2655					
Insurance						
Recoveries	SS2680	56.79				
Other Compensation						
For Loss	SS2690					
State Aid for Operation and Maintenance of Wage Disposal Plant	SS3901					
Over, Specify Refund, Pr Yr Exp	SS2701	25.00				
TOTAL		81.79				
UNEXPENDED BALANCE						
UNEXPENDED BALANCE						

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ACCOUNTS	CODE	ACTUAL LAST YEAR 19 <u>82</u>	BUDGET THIS YEAR AS AMENDED 19 <u>83</u>	BUDGET OFFICERS TENTATIVE BUDGET 19 <u>84</u>	PRE- LIMINARY BUDGET 19 <u>84</u>	ADOPTED 19 <u>84</u>
SPECIAL ITEMS						
TAXES ON SEWER DISTRICT PROPERTY						
Contractual Exp.	SS1950.4			176.06	176.06	176.06
ADMINISTRATION						
Personal Services	SS8110.1					
Equipment	SS8110.2					
Contractual Exp.	SS8110.4					
TOTAL						
SEWAGE COLLECTING SYSTEM						
Personal Services	SS8120.1					
Equipment	SS8120.2					
Contractual Exp.	SS8120.4					
TOTAL						
SEWAGE TREATMENT DISPOSAL						
Personal Services	SS8130.1	3,180.00				
Equipment	SS8130.2					
Contractual Exp.	SS8130.4	3,779.98	3,500.22	1,024.00	1,024.00	1,024.00
TOTAL		6,959.98	3,500.22	1,024.00	1,024.00	1,024.00
UNDISTRIBUTED						
EMPLOYEE BENEFITS						
State Retirement	SS9010.8	650.00				
Social Security	SS9030.8	213.00				
Compensation Ins.	SS9040.8	108.27				
Life Insurance	SS9045.8					
Unemployment Ins.	SS9050.8					
Disability Ins.	SS9055.8					
Hospital and Medical Insurance	SS9060.8					
TOTAL		971.27				

ACCOUNTS	CODE	ACTUAL LAST YEAR 19 <u>82</u>	BUDGET THIS YEAR AS AMENDED 19 <u>83</u>	BUDGET OFFICERS TENTATIVE BUDGET 19 <u>84</u>	PRE- LIMINARY BUDGET 19 <u>84</u>	APPROPRIATED 19 <u>84</u>
UNDISTRIBUTED						
DEBT SERVICE						
PRINCIPAL						
Serial Bonds	SS9710.6					
Statutory Bonds	SS9720.6					
Bond Anticipation	SS9730.6					
Capital Notes	SS9740.6					
Budget Notes	SS9750.6					
Revenue Antici.	SS9770.6					
Debt Payments to						
Public Authorities	SS9780.6					
TOTAL						
INTEREST						
Serial Bonds	SS9710.7					
Statutory Bonds	SS9720.7					
Bond Anticipation	SS9730.7					
Capital Notes	SS9740.7					
Budget Notes	SS9750.7					
Revenue Antici.	SS9770.7					
Debt Payments to						
Public Authorities	SS9780.7					
TOTAL						
INTERFUND TRANSFERS						
TRANSFER TO:						
Other Funds	SS9901.9					
Capital Project						
Fund	SS9950.9					
TOTAL						
BUDGETARY PROVISIONS						
FOR OTHER USES	SS962					
TOTAL APPROPRIATIONS AND OTHER USES		7,931.25	3,500.22	1,200.06	1,200.06	1,200.06

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ACCOUNTS	CODE	ACTUAL LAST YEAR 19 <u>82</u>	BUDGET THIS YEAR AS AMENDED 19 <u>83</u>	BUDGET OFFICERS TENTATIVE BUDGET 19 <u>84</u>	PRE- LIMINARY BUDGET 19 <u>84</u>	ADOPTED 19 <u>84</u>
Sewer Rents	SS2120					
Sewer Charges	SS2122					
Interest and Penalties on Sewer Rents	SS2128					
Interest and Earnings	SS2401					
Sales of Scrap and Excess Materials	SS2650					
Minor Sales, Other	SS2655	86.23				
Insurance						
Recoveries	SS2680					
Other Compensation For Loss	SS2690					
State Aid for Operation and Maintenance of Waste Disposal Plant	SS3901					
Other, Specify Refund Pr Yr Exp	SS 2701	25.00				
TOTAL		111.23				
UNEXPENDED BALANCE						
UNEXPENDED BALANCE						

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REFUSE AND GARBAGE DISTRICT APPROPRIATIONS

ACCOUNTS	CODE	ACTUAL LAST YEAR 1982	BUDGET THIS YEAR AS AMENDED 1983	BUDGET OFFICERS TENTATIVE BUDGET 1984	PRE- LIMINARY BUDGET 1984	ADOPTED 1984
Judgements & Claims	SR1930.4	11.08	.60	9.98	9.98	9.98
REFUSE AND GARBAGE						
Personal Services	SR8160.1					
Equipment	SR8160.2					
Contractual Exp.	SR8160.4	11,085.28	11,000.00	11,000.00	11,000.00	11,000.00
TOTAL		11,096.36	11,000.60	11,009.98	11,009.98	11,009.98
EMPLOYEE BENEFITS						
State Retirement	SR9010.8					
Social Security	SR9030.8					
Compensation Ins.	SR9040.8					
Life Insurance	SR9045.8					
Unemployment Ins.	SR9050.8					
Disability Ins.	SR9055.8					
Hospital and Medical Insurance	SR9060.8					
TOTAL						
DEBT SERVICE						
PRINCIPAL						
Serial Bonds	SR9710.6					
Statutory Bonds	SR9720.6					
Bond Anticipation	SR9730.6					
Capital Notes	SR9740.6					
Budget Notes	SR9750.6					
Revenue Antici.	SR9770.6					
TOTAL						
INTEREST						
Serial Bonds	SR9710.7					
Statutory Bonds	SR9720.7					
Bond Anticipation	SR9730.7					
Capital Notes	SR9740.7					
Budget Notes	SR9750.7					
Revenue Antici.	SR9770.7					
TOTAL						

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REFUSE AND GARBAGE DISTRICT APPROPRIATIONS

ACCOUNTS	CODE	ACTUAL LAST YEAR 19__	BUDGET THIS YEAR AS AMENDED 19__	BUDGET OFFICERS TENTATIVE BUDGET 19__	PRE- LIMINARY BUDGET 19__	ADOPTED 19__
INTERFUND TRANSFERS						
TRANSFER TO:						
Other Funds	SR9901.9					
Capital Project						
Fund	SR9950.9					
TOTAL						
BUDGETARY PROVISIONS						
FOR OTHER USES	SR962					
TOTAL APPROPRIATIONS						
AND OTHER USES		<u>11,096.36</u>	<u>11,000.60</u>	<u>11,009.98</u>	<u>11,009.98</u>	<u>11,009.98</u>

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REFUSE AND GARBAGE DISTRICT ESTIMATED REVENUES

ACCOUNTS	CODE	ACTUAL LAST YEAR 19 <u>82</u>	BUDGET THIS YEAR AS AMENDED 19 <u>83</u>	BUDGET OFFICERS TENTATIVE BUDGET 19 <u>84</u>	PRE- LIMINARY BUDGET 19 <u>84</u>	ADOPTED 19 <u>84</u>
REFUSE AND GARBAGE REMOVAL AND DIS- POSAL CHARGES						
Interest & Earnings	SR2130 SR2401	<u>779.15</u>	<u>500.</u>			
TOTAL		<u>779.15</u>	<u>500.</u>			*
UNEXPENDED BALANCE						
UNEXPENDED BALANCE						*

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