

**REGULAR BOARD MEETING
OCTOBER 5, 2016**

**TOWN HALL
7:30 P.M.**

A motion was made by Supervisor Ballowe and was seconded by Councilman Boardway to close the floor:

Supervisor Ballowe	Yes	Councilman Boardway	Yes
Councilman Genzel	Yes	Councilman Munger	Yes
Councilman Keding	Yes		

five (5) Yes Carried

A motion was made by Supervisor Ballowe and was seconded by Councilman Keding to approve the Application for Use of Facilities request from Upstate New York Transplant Services (UNYTS) for the following 2017 bi-monthly blood drives: February 28, April 25, June 20, August 22, October 24 and December 19.

Supervisor Ballowe	Yes	Councilman Boardway	Yes
Councilman Genzel	Yes	Councilman Munger	Yes
Councilman Keding	Yes		

five (5) Yes Carried

A motion was made by Councilman Boardway and was seconded by Councilman Munger upon the recommendation of the Planning Board and Town Engineer Hannon to approve the site plan for 9776 Trevett Road, for the additional construction of a storage building.

Supervisor Ballowe	Yes	Councilman Boardway	Yes
Councilman Genzel	Yes	Councilman Munger	Yes
Councilman Keding	Yes		

five (5) Yes Carried

A motion was made by Councilman Munger and was seconded by Supervisor Ballowe to approve the Application for Use of Facilities request from the Non-partisan Committee for a Better Boston for a Town Children's Halloween Party for Friday, October 28, 2016.

Supervisor Ballowe	Yes	Councilman Boardway	Yes
Councilman Genzel	Yes	Councilman Munger	Yes
Councilman Keding	Yes		

five (5) Yes Carried

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RESOLUTION 2016-17

JUSTICE COURT ASSISTANCE PROGRAM

Councilman Genzel presented the following Resolution and moved its adoption:

WHEREAS: The Justice Court Assistance Program was established by the New York State Legislator as an ongoing vehicle by which the State can assist Towns and Villages in the operation of their Justice Courts;

WHEREAS: The State of New York Unified Court System is entertaining applications for the Justice Court Assistance Program with an October 13, 2016 deadline;

WHEREAS: The grant may be used for a variety of purposes, including but not limited to the acquisition of computer equipment, office equipment, furniture and security measures for the Justice Court and Court office;

NOW BE IT RESOLVED that the Town Board of Boston does hereby authorize Supervisor Martin A. Ballowe to sign, and if funded, execute a grant application entitled:

NYS UNIFIED COURT SYSTEM JUSTICE COURT ASSISTANCE PROGRAM for the purpose of securing the following office equipment: fax machine and paper shredder for the Boston Justice Court Office, and if awarded, to be the official representative in connection with the application, providing any additional information, if required, and to fully comply with the execution of the contract.

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

Supervisor Ballowe	Yes	Councilman Boardway	Yes
Councilman Genzel	Yes	Councilman Munger	Yes
Councilman Keding	Yes		

five (5) Yes

Carried

RESOLUTION 2016-18

UNPAID BILLS

Councilman Keding presented the following Resolution and moved its adoption:

BE IT RESOLVED, that the Boston Town Board does hereby request that the Boston Assessor and Erie County Finance Department place the following Unpaid Bills on the 2017 Tax Roll:

Water Bills:

SBL#	Address	Amount
211.04-2-8	7321 Abbott Road	\$ 78.57
212.03-2-14	7497 Crestwood Circle	\$ 41.26
227.00-1-20.11	6619 Omphalius Road	\$ 528.45
227.00-5-30	6760 Liebler Road	\$ 270.78

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RESOLUTION CONT'D:

242.09-1-1.311	8687 Boston State Road	\$ 42.45
258.00-2-8.112	9751 Lango Road	\$ 31.14
211.02-2-13	6151 Ward Road	\$ 76.94
211.02-2-20	6193 Ward Road	\$ 110.24
212.00-1-19.111	6983 Ward Road	\$ 228.18

WATER BILL TOTAL \$1,408.01

Seconded by Supervisor Ballowe and put to a vote, which resulted as follows:

Supervisor Ballowe	Yes	Councilman Boardway	Yes
Councilman Genzel	Yes	Councilman Munger	Yes
Councilman Keding	Yes		

five (5) Yes

Carried

**RESOLUTION 2016-19 AUTHORIZATION FOR EMERGENCY REPAIRS TO THE
BOSTON HIGHWAY GARAGE**

Councilman Boardway presented the following resolution and moved for its adoption:

WHEREAS, the Boston Town Highway Garage suffered severe damage to its roof in the November storm of 2014, and

WHEREAS, FEMA (Federal Emergency Management Agency) has determined that the damage to the Boston Town Highway Garage Roof is substantial and in need of immediate repair/restoration and has allocated \$115,300 to the Town of Boston for such repairs/restoration and,

WHEREAS, the New York State Department of Labor in applying the PESH Act of 1980 (Public Employee Safety & Health Act) has issued a Notice of Violation and Order to Comply to the Town of Boston for their perceived safety violations and further if the repairs/restorations are not complete by December 16, 2016 the Town will be fined at the rate of \$200.00 per day until the repairs/restorations are complete and,

WHEREAS, the Garland/DBS, Inc. Company has submitted a proposal to complete the repairs/restorations for a total of \$133,954; to follow specifications as set forth by FEMA and to commence work immediately, and

WHEREAS, the Boston Town Board desires to exercise its authority under Article 6 subsection 2 of the Towns Procurement Policy adopted in January 2016 – Resolution 2016-1 to fore go the solicitations of any further quotation or proposals for the work to be performed because of the emergency circumstances.

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RESOLUTION CONT'D:

NOW THEREFORE BE IT RESOLVED, that the Town Board declares the repairs/restorations to the Roof the Boston Highway Garage to be an emergency to protect the health, safety and welfare of the Town Employees, to comply with the Order of the New York State Department of Labor and to avoid the imposition of \$200.00 per day fines for non-compliance, and

Be It Further Resolved, that the Town Supervisor is authorized to accept the Proposal submitted by Garland/DBS, Inc. in the amount of \$133,954 without the need to solicit other or further proposals and,

Be It Further Resolved, that the Town Supervisor is authorized to enter into a contract with Garland/DBS, Inc. for said services and materials to authorize the Contractor to commence work immediately.

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

Supervisor Ballowe	Yes	Councilman Boardway	Yes
Councilman Genzel	Yes	Councilman Munger	Yes
Councilman Keding	Yes		

five (5) Yes

Carried

RESOLUTION 2016-20

TOWN OF BOSTON SURPLUS EQUIPMENT

Councilman Munger presented the following resolution and moved for its adoption:

WHEREAS, the Boston Town Board from time to time does declare various town highway equipment as "surplus" and allows it to be sold at auction; and

WHEREAS, the Town of Boston Highway Superintendent has indicated that a 1998 1-Ton Chevrolet Dump Truck w/Boss V Plow is no longer useful or necessary piece of equipment for the Town.

NOW THEREFORE BE IT RESOLVED, that the Boston Town Board does hereby declare the following highway department equipment as "surplus" and may be sold at auction:

ITEM
1998 1-Ton Chevrolet Dump Truck w/Boss V Plow VIN # 1G8JK34J7WF057311

MINIMUM BID
None

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RESOLUTION CONT'D:

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

Supervisor Ballowe	Yes	Councilman Boardway	Yes
Councilman Genzel	Yes	Councilman Munger	Yes
Councilman Keding	Yes		

five (5) Yes

Carried

2017 Tentative Budget:

	<u>Appropriations</u>	<u>Est. Revenues</u>	<u>Appropriated Fund Balance</u>	<u>Raised by Taxation</u>
General	1,817,717	1,348,900	280,000	188,817
Highway	1,134,344	361,260	20,000	753,084
Fire	747,000	0	0	747,000
Light	16,000	0	0	16,000
Ambulance	97,984	10,000	5,000	82,984
Refuse/Garbage	588,000	0	9,336	578,664
Water #1	79,909	0	0	79,909
Water #2	51,326	0	0	51,326
Water #1, Ext. 1	3,000	0	0	3,000
Water #2, Ext. 2	28,862	0	0	28,862
Water #3	244,086	0	0	244,086
Water #1, Ext. 1	10,962	0	0	10,962
Totals	\$4,819,190	\$ 1,720,160	\$ 314,336	\$2,784,694

A motion was made by Supervisor Ballowe and was seconded by Councilman Boardway to accept the 2017 tentative budget.

Supervisor Ballowe	Yes	Councilman Boardway	Yes
Councilman Genzel	Yes	Councilman Munger	Yes
Councilman Keding	Yes		

five (5) Yes

Carried

A motion was made by Supervisor Ballowe and was seconded by Councilman Genzel to approve the following 2017 schedule of proposed salaries for the elected Town Officials:

Supervisor	\$30,926
(4) Councilman	\$ 8,500
Town Clerk	\$46,165
(2) Town Justices	\$16,609
Superintendent of Highways	\$59,667

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MOTION CONT'D:

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Councilman Genzel	Yes	Councilman Munger	Yes
Councilman Keding	Yes		

five (5) Yes Carried

A motion was made by Supervisor Ballowe and was seconded by Councilman Munger to schedule a budget work session for October 26, 2016 at 6:30 p.m. and to publish it in the paper.

Supervisor Ballowe	Yes	Councilman Boardway	Yes
Councilman Genzel	Yes	Councilman Munger	Yes
Councilman Keding	Yes		

five (5) Yes Carried

A motion was made by Supervisor Ballowe and seconded by Councilman Boardway to schedule a public hearing on November 2, 2016 at 7:40 P.M. to hear public comments regarding the 2017 preliminary budget.

five (5) Ayes Carried

A motion was made by Councilman Boardway and was seconded by Councilman Keding to adjourn the meeting at 8:30 p.m.

Supervisor Ballowe	Yes	Councilman Boardway	Yes
Councilman Genzel	Yes	Councilman Munger	Yes
Councilman Keding	Yes		

five (5) Yes Carried

These minutes are an unofficial copy unless the original signature of the Town Clerk is affixed below. The original official paper minutes are stored in the Town's vault.

JENNIFER A. MULÉ, TOWN CLERK