

Town Board Worksession - Board Meeting at 7:30PM  
Wed, Dec 2, 2020 6:30 PM - 9:30 PM (EST)

**Please join my meeting from your computer, tablet or smartphone.**  
<https://global.gotomeeting.com/join/633229029>

**You can also dial in using your phone.**  
United States: [+1 \(571\) 317-3112](tel:+15713173112)

**Access Code:** 633-229-029

New to GoToMeeting? Get the app now and be ready when your first meeting starts:  
<https://global.gotomeeting.com/install/633229029>

**AGENDA**  
**REGULAR MEETING (Held remotely by Conference Call) - TOWN OF BOSTON**  
**December 2, 2020 - 7:30 P.M.**

**ITEM NO. I PRELIMINARY MATTERS**

1. Call Meeting to Order
2. Roll Call
3. Pledge of Allegiance
4. Other Preliminary Matters

**ITEM NO. II REGULAR BUSINESS**

1. Correction and Adoption of the Minutes from 11/18/2020
2. Consideration of all Fund Bills

**ITEM NO. III CORRESPONDENCE**

1. Erie County Water Authority Extract from Meeting Minutes
2. Notification from the Conservation Advisory Council of the cancellation of the November 23, 2020 meeting
3. Notification from the Planning Board of the cancellation of the December 8, 2020 meeting
4. Notification from the Zoning Board of Appeals of the cancellation of the December 3, 2020 meeting

**ITEM NO. IV NEW BUSINESS**

1. Requests from the Floor (3 minute time limit per person)
2. Resolution 2020-60 - Membership in WNY Stormwater Coalition
3. Schedule Public Hearing for Boston Emergency Squad

**ITEM NO. V OLD BUSINESS**

#### **ITEM NO. VI REPORTS AND PRESENTATIONS**

1. Supervisor
2. Town Clerk
3. Highway Superintendent
4. Councilmembers
5. Code Enforcement Officer

#### **ITEM NO. VIII ADJOURNMENT OF MEETING**

1. Adjournment of Meeting

Present: Supervisor Jason Keding, Councilman Michael Cartechine, Councilwoman Jennifer Lucachik, and Councilwoman Kathleen Selby.

Also Present: Attorney for the Town Costello and Deputy Town Clerk Lois Jackson.

Councilman Cartechine read the public hearing notice:

A public hearing shall be held by the Town Board of the Town of Boston on November 18, 2020, at 7:30 p.m., at Boston Town Hall, 8500 Boston State Road, Boston, New York, to hear any and all persons either for or against 2020 Local Law Intro. No. 2, entitled: "A LOCAL LAW Amending Chapter 47, Unsafe Buildings." This Local Law amends the Town Code's Unsafe Buildings law to address procedures when a Town Code Enforcement Officer is not available, to provide for a special proceeding to recover costs of securing, repairing, or demolishing and removing unsafe buildings and structures from the property owner, and to add a procedure for emergency demolition of unsafe buildings or structures.

Copies of the proposed law, sponsored by Supervisor Keding and Councilmember Cartechine, are on file in the Town Clerk's Office and are available on the Town of Boston website, [www.townofboston.com](http://www.townofboston.com), or by contacting the Town Clerk's office, Monday through Friday, from 9:00 a.m. to 4:00 p.m.

Dated: November 4, 2020

Published: November 6, 2020

By Order of the Town Board

Sandra L. Quinlan, Town Clerk

A motion was made by Councilman Cartechine and was seconded by Councilwoman Lucachik to open the floor for public comment.

There was no comment from the public.

Town Clerk Quinlan stated that there was no written comments submitted on the public hearing.

A motion was made by Supervisor Keding and was seconded by Councilwoman Selby to close the floor for the public hearing.

|                       |     |                       |     |
|-----------------------|-----|-----------------------|-----|
| Supervisor Keding     | Yes | Councilman Cartechine | Yes |
| Councilwoman Lucachik | Yes | Councilwoman Selby    | Yes |

four (4) Yes

Carried

A motion was made by Councilman Cartechine and was seconded by Councilwoman Lucachik,

**RESOLUTION 2020-57**

**ADOPTION BY THE BOSTON TOWN BOARD  
OF TOWN OF BOSTON 2020 LOCAL LAW NO. 2**

|                       |     |                       |     |
|-----------------------|-----|-----------------------|-----|
| Supervisor Keding     | Yes | Councilman Cartechine | Yes |
| Councilwoman Lucachik | Yes | Councilwoman Selby    | Yes |

four (4) Yes

Carried

Regular business:

A motion was made by Councilwoman Lucachik and was seconded by Councilwoman Selby to adopt the minutes of the November 4, 2020 regular meeting.

|                       |     |                       |     |
|-----------------------|-----|-----------------------|-----|
| Supervisor Keding     | Yes | Councilman Cartechine | Yes |
| Councilwoman Lucachik | Yes | Councilwoman Selby    | Yes |

four (4) Yes Carried

A motion was made by Councilwoman Selby and was seconded by Councilman Cartechine, upon review by the Town Board, that fund bills in the amount of \$287,690.83 be paid.

|                       |     |                       |     |
|-----------------------|-----|-----------------------|-----|
| Supervisor Keding     | Yes | Councilman Cartechine | Yes |
| Councilwoman Lucachik | Yes | Councilwoman Selby    | Yes |

four (4) Yes Carried

Supervisor Keding stated the following has been received and filed under correspondence:

October 2020 Income Statement.

New business:

Supervisor Keding stated the floor is open for public comment.

The following person was heard:

Jay Jackson

Supervisor Keding stated the floor is closed.

A motion was made by Councilwoman Lucachik and was seconded by Supervisor Keding,

**RESOLUTION 2020-58**

**ADOPTION OF THE 2021 BUDGET**

|                       |     |                       |     |
|-----------------------|-----|-----------------------|-----|
| Supervisor Keding     | Yes | Councilman Cartechine | Yes |
| Councilwoman Lucachik | Yes | Councilwoman Selby    | Yes |

four (4) Yes Carried

A motion was made by Councilwoman Selby and was seconded by Councilman Cartechine to appoint Michael Flattery as a member to the Zoning Board of Appeals.

|                       |     |                       |     |
|-----------------------|-----|-----------------------|-----|
| Supervisor Keding     | Yes | Councilman Cartechine | Yes |
| Councilwoman Lucachik | Yes | Councilwoman Selby    | Yes |

four (4) Yes Carried

A motion was made by Supervisor Keding and was seconded by Councilman Cartechine to refer 9009 Boston State Road rezoning request to the Planning Board.

|                       |     |                       |     |
|-----------------------|-----|-----------------------|-----|
| Supervisor Keding     | Yes | Councilman Cartechine | Yes |
| Councilwoman Lucachik | Yes | Councilwoman Selby    | Yes |

four (4) Yes Carried

A motion was made by Councilwoman Lucachik and was seconded by Supervisor Keding,

**RESOLUTION 2020-59**

**DOUG SCHUNK SITE PLAN APPROVAL FOR  
DUPLEX PROJECT AT 9251 BOSTON STATE ROAD**

|                       |     |                       |     |
|-----------------------|-----|-----------------------|-----|
| Supervisor Keding     | Yes | Councilman Cartechine | Yes |
| Councilwoman Lucachik | Yes | Councilwoman Selby    | Yes |

four (4) Yes Carried

A motion was made by Supervisor Keding and was seconded by Councilwoman Lucachik to enter into a Memorandum of Understanding between the Town of Boston and International Union of Operating Engineers Local 17.

|                       |     |                       |     |
|-----------------------|-----|-----------------------|-----|
| Supervisor Keding     | Yes | Councilman Cartechine | Yes |
| Councilwoman Lucachik | Yes | Councilwoman Selby    | Yes |

four (4) Yes Carried

Supervisor Keding asked for a moment of silence for the passing of Highway Superintendent Telaak's father.

**Reports and Presentations:**

Councilwoman Selby reported on the following:

Extend a safe, small family gathering for Thanksgiving to everyone.  
Condolences to Bob Telaak with the passing of a close family member.

Councilman Cartechine reported on the following:

Welcome Mike Flattery to the Zoning Board of Appeals, a long standing member of the community.  
Thanked everyone involved in the Budget process and the time that was put into it.  
Condolences to the Telaak family for their loss.  
Have a wonderful Thanksgiving.

Councilwoman Lucachik reported on the following:

Miss being face to face for the meeting, but understand that being remote right now is for the best.

Condolences to the Telaak family.

Wish everyone a happy and healthy Thanksgiving.

Town Clerk Quinlan reported on the following:

Town Clerk's Monthly report for October 2020 has been submitted to the Supervisor's office.

We will be working on the Sharing Tree with the local school counselor and nurse for names of children for gifts this year. The procedure may be a bit different, but the need is there.

Wish everyone a happy Thanksgiving, reach out to a friend or neighbor with a phone call that may not have family to be with this year.

Supervisor Keding reported on the following:

Wish everyone a happy and healthy Thanksgiving.

Boston has a 11.5% positive test rate for COVID. There is progress with a vaccine.

The senior congregate dining will not be taking place at the Town Hall.

Board meetings will continue to be conducted virtually, posted on the Town website.

Condolences to the Telaak family on their loss.

A motion was made by Supervisor Keding and was seconded by Councilwoman Lucachik to adjourn the meeting at 8:00 p.m.

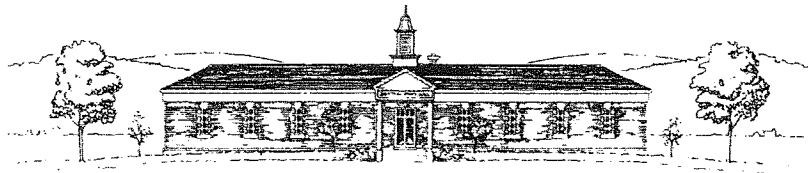
|                       |     |                       |     |
|-----------------------|-----|-----------------------|-----|
| Supervisor Keding     | Yes | Councilman Cartechine | Yes |
| Councilwoman Lucachik | Yes | Councilwoman Selby    | Yes |

four (4) Yes

Carried

---

SANDRA L. QUINLAN, BOSTON TOWN CLERK



## TOWN OF BOSTON

**Town Board Meeting Date:** December 2, 2020

|                             |                  | <u>Total Amount</u>  |
|-----------------------------|------------------|----------------------|
| Abstract #1 – 2020 Payables | Journal #AP-2294 | \$ 187,482.88        |
| <b>Total Payables Dues</b>  |                  | <b>\$ 187,482.88</b> |

**Breakout by Fund:**

|                             |               |
|-----------------------------|---------------|
| General (A) Fund:           | \$ 120,897.20 |
| Highway (DB) Fund:          | \$ 66,290.68  |
| Lighting (L30) Fund:        | \$ -          |
| Fire (SF) Fund:             | \$ 45.00      |
| Ambulance (SM) Fund:        | \$ -          |
| Refuse & Garbage (SG) Fund: | \$ -          |
| Water (H) Funds:            | \$ -          |
| Trust & Agency (TA):        | \$ 250.00     |

**Total Payables submitted for approval:**

|                      |
|----------------------|
| <b>\$ 187,482.88</b> |
|----------------------|

TOWN HALL, 8500 BOSTON STATE ROAD, BOSTON, NEW YORK 14025  
PHONE: (716) 941-6113 FAX: (716) 941-6116 TDD: 1-800-662-1220

The Town of Boston is an equal opportunity provider and employer.

If you wish to file a Civil Rights program complaint of discrimination, complete the USDA Program Discrimination Complaint Form, found online at [http://www.ascr.usda.gov/complaint\\_filing\\_cust.html](http://www.ascr.usda.gov/complaint_filing_cust.html), or at any USDA office, or call (866) 632-9992 to request the form. You may also write a letter containing all of the information requested in the form. Send your completed complaint form or letter to us by mail at U.S. Department of Agriculture, Director, Office of Adjudication, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410, by fax (202) 690-7442 or email at [program.intake@usda.gov](mailto:program.intake@usda.gov).



# December 2, 2020 - ABSTRACT

Town of Boston  
Journal Proof Report  
Fiscal Year: 2020

Created By: Accounting

| Journal Number: AP - 2294<br>Account# | Journal Desc: AP Batch 45<br>Account Description | Trans Description                                                                                 | Date      | Journal Date: 11/1/2020<br>Reference | Account Period: 11 - Nov<br>Debit | Credit       | Status: Currently Active<br>ENCLOSURE Seq # |
|---------------------------------------|--------------------------------------------------|---------------------------------------------------------------------------------------------------|-----------|--------------------------------------|-----------------------------------|--------------|---------------------------------------------|
| A00-0480-0000-0000                    | PREPAID EXPENDITURE                              | NYS & LOCAL EMPLOYEE RETIREMEN 2021 2021 Annual ERS Invoice - Prepaid in Nov. 2020                | 11/1/2020 | Vendor#: 404                         | \$18,801.09                       | \$0.00       | \$0.00 58                                   |
| A00-0600-0000-0000                    | ACCOUNTS PAYABLE                                 | Fund A00 AP Account                                                                               | 11/1/2020 | Fund A00 AP Account                  | \$0.00                            | \$120,897.20 | \$0.00 63                                   |
| A00-0690-0000-0000                    | CLEARING ACCT-JUSTICE                            | OFFICE OF STATE COMPTROLLER October 2020 October 2020 Justice Court Funds                         | 11/1/2020 | Vendor#: 178                         | \$6,324.00                        | \$0.00       | \$0.00 37                                   |
| A00-1010-4000-0000                    | TOWN BD-CONTR                                    | The Buffalo News 147908 Local Law Ch. 47 Amendment of Public Hearing                              | 11/1/2020 | Vendor#: 1671                        | \$92.00                           | \$0.00       | \$0.00 36                                   |
| A00-1110-4000-0000                    | TOWN JUSTICE-CONTR                               | EATON OFFICE SUPPLY CO., INC. PINV874811 2021 Calendars                                           | 11/1/2020 | Vendor#: 1320                        | \$21.55                           | \$0.00       | \$0.00 27                                   |
| A00-1321-0400-0000                    | ACCOUNTANT-CONTRACTUAL                           | Drescher & Malecki LLP 2011004 Budget Monitoring & Misc. Accounting Services 10/19 - 11/1/2020    | 11/1/2020 | Vendor#: 1747                        | \$881.25                          | \$0.00       | \$0.00 3                                    |
| A00-1321-0400-0000                    | ACCOUNTANT-CONTRACTUAL                           | Drescher & Malecki LLP 2011004 Budget Monitoring & Misc. Accounting Services 10/19 - 11/1/2020    | 11/1/2020 | Vendor#: 1747                        | \$412.50                          | \$0.00       | \$0.00 4                                    |
| A00-1321-0400-0000                    | ACCOUNTANT-CONTRACTUAL                           | Drescher & Malecki LLP 2011006 Budget Monitoring & General Accounting Services                    | 11/1/2020 | Vendor#: 1747                        | \$662.50                          | \$0.00       | \$0.00 41                                   |
| A00-1321-0400-0000                    | ACCOUNTANT-CONTRACTUAL                           | Drescher & Malecki LLP 2011006 Budget Monitoring & General Accounting Services                    | 11/1/2020 | Vendor#: 1747                        | \$900.00                          | \$0.00       | \$0.00 42                                   |
| A00-1440-0400-0000                    | ENGINEER- CONTR                                  | LaBella Associates 130882 Project No. 2190909.17 - ACM Inspection - Salt Barn Roof                | 11/1/2020 | Vendor#: 1901                        | \$978.93                          | \$0.00       | \$0.00 45                                   |
| A00-1440-0400-0000                    | ENGINEER- CONTR                                  | Clarke Patterson Lee 72084 Town Hall Boiler Replacement - Services Ending 10/23/2020              | 11/1/2020 | Vendor#: 1918                        | \$440.58                          | \$0.00       | \$0.00 7                                    |
| A00-1440-0400-0000                    | ENGINEER- CONTR                                  | LaBella Associates 130499 Project No. 2190909.015 - Drainage Study - 9/26-10/20/2020              | 11/1/2020 | Vendor#: 1901                        | \$2,510.15                        | \$0.00       | \$0.00 13                                   |
| A00-1440-0400-0000                    | ENGINEER- CONTR                                  | LaBella Associates 130878 Project No. 2190909.16 - Salt Barn Roof Replacement - 8/15 - 10/30/2020 | 11/1/2020 | Vendor#: 1901                        | \$1,947.00                        | \$0.00       | \$0.00 17                                   |
| A00-1620-0200-0000                    | BUILDINGS- EQUIP                                 | Capstream Technologies, LLC 386020 Community Room Streaming Materials & Install                   | 11/1/2020 | Vendor#: 1942                        | \$1,231.33                        | \$0.00       | \$0.00 18                                   |
| A00-1620-0200-0000                    | BUILDINGS- EQUIP                                 | Capstream Technologies, LLC 386019 Court Room Streaming Materials & Install                       | 11/1/2020 | Vendor#: 1942                        | \$6,981.68                        | \$0.00       | \$0.00 19                                   |
| A00-1620-0200-0000                    | BUILDINGS- EQUIP                                 | Hamburg Glass & Window Film 18947 Plexiglass for Dividers at Town Hall                            | 11/1/2020 | Vendor#: 1973                        | \$675.00                          | \$0.00       | \$0.00 22                                   |

Town of Boston  
Journal Proof Report  
Fiscal Year: 2020

| Journal Number: AP - 2294 |  | Journal Desc: AP Batch 45         |  | Account Description                  |             | Trans Description                                                    | Date      | Journal Date: 11/1/2020 | Reference | Account Period: 11 - Nov |  | Credit | Status: Currently Active |       |
|---------------------------|--|-----------------------------------|--|--------------------------------------|-------------|----------------------------------------------------------------------|-----------|-------------------------|-----------|--------------------------|--|--------|--------------------------|-------|
| Account#                  |  |                                   |  |                                      |             |                                                                      |           |                         |           | Debit                    |  |        | ENCLIQ                   | Seq # |
| A00-1620-0200-0000        |  | BUILDINGS- EQUIP                  |  | Reality Interactive                  | 15768       | Thermo Scanners x2                                                   | 11/1/2020 | Vendor#: 1975           |           | \$3,990.00               |  | \$0.00 | \$0.00                   | 51    |
| A00-1620-0400-0000        |  | BUILDINGS- CONTR                  |  | TRI-R MECHANICAL SERVICES            | 19714       | November 2020 Maintenance Inspection                                 | 11/1/2020 | Vendor#: 841            |           | \$1,326.00               |  | \$0.00 | \$0.00                   | 43    |
| A00-1620-0400-0000        |  | BUILDINGS- CONTR                  |  | Cintas 4068492551                    |             | Cleaning Supplies                                                    | 11/1/2020 | Vendor#: 1758           |           | \$62.00                  |  | \$0.00 | \$0.00                   | 53    |
| A00-1620-0400-0000        |  | BUILDINGS- CONTR                  |  | Cintas 4068492599                    |             | Mats and Paper Products Refills for Town Hall                        | 11/1/2020 | Vendor#: 1758           |           | \$123.47                 |  | \$0.00 | \$0.00                   | 54    |
| A00-1620-0400-0000        |  | BUILDINGS- CONTR                  |  | MONROE EXTINGUISHER CO.              | 144034      | Semi-Annual Systems Inspection                                       | 11/1/2020 | Vendor#: 115            |           | \$185.50                 |  | \$0.00 | \$0.00                   | 15    |
| A00-1620-0400-0000        |  | BUILDINGS- CONTR                  |  | Liberty Janitorial                   | 112320      | Janitorial Services 10/27 - 11/20/2020                               | 11/1/2020 | Vendor#: 1878           |           | \$1,280.00               |  | \$0.00 | \$0.00                   | 16    |
| A00-1620-0400-0000        |  | BUILDINGS- CONTR                  |  | TIME WARNER CABLE                    | 12625940211 | 1620 Elevator Phone                                                  | 11/1/2020 | Vendor#: 1242           |           | \$29.99                  |  | \$0.00 | \$0.00                   | 10    |
| A00-1620-0400-0000        |  | BUILDINGS- CONTR                  |  | SHARE CORP.                          | 152801      | Cleaning Supplies/Disinfectant                                       | 11/1/2020 | Vendor#: 236            |           | \$709.08                 |  | \$0.00 | \$0.00                   | 5     |
| A00-1620-0400-0000        |  | BUILDINGS- CONTR                  |  | DV Brown & Associates                | 25827       | Repairs & Configuration to Upstairs Town Hall Heat                   | 11/1/2020 | Vendor#: 1934           |           | \$577.50                 |  | \$0.00 | \$0.00                   | 6     |
| A00-1620-0402-0000        |  | BUILDING- CONTR-REC CENTER        |  | NYSEG 12/2020 - Acct. #1003-3567-107 |             | Acct. #1001-3567-107 - Boys & Girls Club (2268 kwh)                  | 11/1/2020 | Vendor#: 37             |           | \$261.28                 |  | \$0.00 | \$0.00                   | 11    |
| A00-1620-0402-0000        |  | BUILDING- CONTR-REC CENTER        |  | TIME WARNER CABLE                    | 89824260211 | 2020 Phones, Internet, TV for Boys & Girls Club                      | 11/1/2020 | Vendor#: 1242           |           | \$203.67                 |  | \$0.00 | \$0.00                   | 39    |
| A00-1620-0403-0000        |  | BUILDING- CONTR- HIGHWAY          |  | NYSEG 12/2020 Acct. #1001-0312-477   |             | Highway Barn (2,460 kwh)                                             | 11/1/2020 | Vendor#: 37             |           | \$3.75                   |  | \$0.00 | \$0.00                   | 1     |
| A00-1620-0403-0000        |  | BUILDING- CONTR- HIGHWAY          |  | Cintas 4067871960                    |             | Highway Mats                                                         | 11/1/2020 | Vendor#: 1758           |           | \$98.46                  |  | \$0.00 | \$0.00                   | 55    |
| A00-1620-0404-0000        |  | BUILDING- CONTR- TROOPER BARRACKS |  | Cintas 4068492609                    |             | Trooper Barracks Mats                                                | 11/1/2020 | Vendor#: 1758           |           | \$105.35                 |  | \$0.00 | \$0.00                   | 52    |
| A00-1670-0403-0000        |  | CENT PRINT/MAIL- CONTR            |  | WNY IMAGING SYSTEMS                  | 235996      | Quarterly Maintenance for Kyocera/TASKalfa 520i (11/27/20 - 2/26/21) | 11/1/2020 | Vendor#: 1239           |           | \$438.00                 |  | \$0.00 | \$0.00                   | 44    |
| A00-1670-0403-0000        |  | CENT PRINT/MAIL- CONTR            |  | ComDoc, Inc.                         | IN4028418   | Xerox Copier Lease 10/24/2020 to 11/23/2020                          | 11/1/2020 | Vendor#: 1787           |           | \$36.35                  |  | \$0.00 | \$0.00                   | 21    |
| A00-1920-0000-0000        |  | MUNICIPAL ASSOCIATION DUES        |  | ASSOCIATION OF TOWNS 2021            |             | Dues Annual Town Association Membership Dues - Beginning 1/1/2021    | 11/1/2020 | Vendor#: 34             |           | \$1,199.00               |  | \$0.00 | \$0.00                   | 24    |
| A00-3310-0400-0000        |  | TRAFFIC CONTROL-CONTR             |  | NYSEG 12/2020 Acct. #1001-9308-690   |             | Acct. #1001-9308-690 - Boston Cross Signal (263 kwh)                 | 11/1/2020 | Vendor#: 37             |           | \$41.15                  |  | \$0.00 | \$0.00                   | 2     |

**Town of Boston**  
**Journal Proof Report**  
**Fiscal Year: 2020**

Created By: Accounting

| Journal Number: AP - 2294 |  | Journal Desc: AP Batch 45      |  | Account Description                                                                      |  | Trans Description | Date                | Journal Date: 11/1/2020 | Reference | Account Period: 11 - Nov |  | Credit      | Status: Currently Active |       |
|---------------------------|--|--------------------------------|--|------------------------------------------------------------------------------------------|--|-------------------|---------------------|-------------------------|-----------|--------------------------|--|-------------|--------------------------|-------|
| Account#                  |  |                                |  |                                                                                          |  |                   |                     |                         |           | Debit                    |  |             | ENCLIQ                   | Seq # |
| A00-3310-0400-0000        |  | TRAFFIC CONTROL-CONTR          |  | NYSEG 12/2020 Acct. #1001-9309-037 Acct. #1001-9309-037 - Boston State Signal (66 kwh)   |  | 11/1/2020         | Vendor#: 37         |                         |           | \$23.51                  |  | \$0.00      | \$0.00                   | 8     |
| A00-3310-0400-0000        |  | TRAFFIC CONTROL-CONTR          |  | NYSEG 12/2020 - Acct. #1001-9307-296 Acct. #1001-9307-296 - Boston Colden Signal (9 kwh) |  | 11/1/2020         | Vendor#: 37         |                         |           | \$18.40                  |  | \$0.00      | \$0.00                   | 9     |
| A00-3310-0400-0000        |  | TRAFFIC CONTROL-CONTR          |  | RICHARD-CIN SIGNS & SUPPLIES 2377 Green Delineator Posts                                 |  | 11/1/2020         | Vendor#: 91         |                         |           | \$131.40                 |  | \$0.00      | \$0.00                   | 35    |
| A00-5010-0400-0000        |  | HIGHWAY SUPT-CONTR             |  | Cintas 4067479401 Highway Uniforms                                                       |  | 11/1/2020         | Vendor#: 1758       |                         |           | \$55.77                  |  | \$0.00      | \$0.00                   | 49    |
| A00-5010-0400-0000        |  | HIGHWAY SUPT-CONTR             |  | Cintas 4066812074 Highway Uniforms                                                       |  | 11/1/2020         | Vendor#: 1758       |                         |           | \$55.77                  |  | \$0.00      | \$0.00                   | 50    |
| A00-5132-0400-0000        |  | GARAGE-CONTR                   |  | TIFCO INDUSTRIES 71603727 Industrial Chemical Swipes                                     |  | 11/1/2020         | Vendor#: 815        |                         |           | \$39.90                  |  | \$0.00      | \$0.00                   | 28    |
| A00-7110-0400-0000        |  | PARKS- CONTR                   |  | STAR SERVICE 18967 Repair Parks Truck                                                    |  | 11/1/2020         | Vendor#: 1131       |                         |           | \$1,000.00               |  | \$0.00      | \$0.00                   | 29    |
| A00-7110-0400-0000        |  | PARKS- CONTR                   |  | LandPro Equipment 1757701 Primary Air Filter Element                                     |  | 11/1/2020         | Vendor#: 1719       |                         |           | \$20.34                  |  | \$0.00      | \$0.00                   | 34    |
| A00-7110-0400-0000        |  | PARKS- CONTR                   |  | NYSEG 12/2020 - Acct. #1001-6047-333 Acct. #1001-6047-333 - Town Park                    |  | 11/1/2020         | Vendor#: 37         |                         |           | \$34.70                  |  | \$0.00      | \$0.00                   | 14    |
| A00-7110-0400-0000        |  | PARKS- CONTR                   |  | NYSEG 12/2020 - Acct. #1001-1771-929 Acct. #1001-1771-929 - Athletic Field (91 kwh)      |  | 11/1/2020         | Vendor#: 37         |                         |           | \$25.76                  |  | \$0.00      | \$0.00                   | 20    |
| A00-7550-0400-0000        |  | CELEBRATIONS- CONTR            |  | The Big Blue Box 919076 Storage Container for Holiday Decorations                        |  | 11/1/2020         | Vendor#: 1972       |                         |           | \$3,150.00               |  | \$0.00      | \$0.00                   | 12    |
| A00-7550-0400-0000        |  | CELEBRATIONS- CONTR            |  | RILEIGHS OUTDOOR DECOR 36201 Plug & Socket for Holiday Lights                            |  | 11/1/2020         | Vendor#: 175        |                         |           | \$54.72                  |  | \$0.00      | \$0.00                   | 23    |
| A00-9010-0800-0000        |  | STATE RETIREMENT               |  | NYS & LOCAL EMPLOYEE RETIREMEN 2021 2021 Annual ERS Invoice - Prepaid in Nov. 2020       |  | 11/1/2020         | Vendor#: 404        |                         |           | \$56,403.26              |  | \$0.00      | \$0.00                   | 56    |
| A00-9060-0800-0000        |  | HOSPITAL AND MEDICAL INSURANCE |  | BLUECROSS BLUESHIELD OF WNY 2032900001147 Employee Health Insurance - December 2020      |  | 11/1/2020         | Vendor#: 1378       |                         |           | \$3,689.68               |  | \$0.00      | \$0.00                   | 46    |
| A00-9060-0800-0000        |  | HOSPITAL AND MEDICAL INSURANCE |  | BROKERAGE CONCEPTS, INC. Q4 - 2020 Q4 2020 - HRA Allocations                             |  | 11/1/2020         | Vendor#: 1377       |                         |           | \$2,250.00               |  | \$0.00      | \$0.00                   | 61    |
| A00-9060-0800-0000        |  | HOSPITAL AND MEDICAL INSURANCE |  | Aflac 605794 Employee Funded Health Insurance - November 2020                            |  | 11/1/2020         | Vendor#: 1887       |                         |           | \$413.88                 |  | \$0.00      | \$0.00                   | 25    |
| DB0-0480-0000-0000        |  | PREPAID EXPENDITURE            |  | NYS & LOCAL EMPLOYEE RETIREMEN 2021 2021 Annual ERS Invoice - Prepaid in Nov. 2020       |  | 11/1/2020         | Vendor#: 404        |                         |           | \$13,065.16              |  | \$0.00      | \$0.00                   | 59    |
| DB0-0600-0000-0000        |  | ACCOUNTS PAYABLE               |  | Fund DB0 AP Account                                                                      |  | 11/1/2020         | Fund DB0 AP Account |                         |           | \$0.00                   |  | \$66,290.68 | \$0.00                   | 64    |

Town of Boston  
Journal Proof Report  
Fiscal Year: 2020

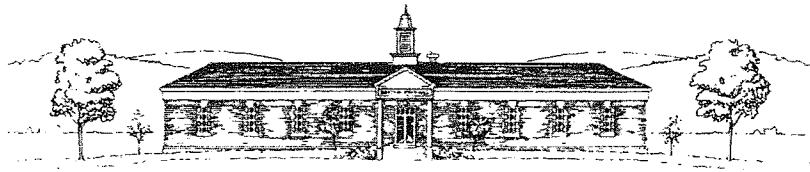
| Journal Number: AP - 2294       |                                    | Journal Desc: AP Batch 45                                                                     |           | Journal Date: 11/1/2020 |              | Account Period: 11 - Nov |         | Status: Currently Active |  |
|---------------------------------|------------------------------------|-----------------------------------------------------------------------------------------------|-----------|-------------------------|--------------|--------------------------|---------|--------------------------|--|
| Account#                        | Account Description                | Trans Description                                                                             | Date      | Reference               | Debit        | Credit                   | ENC/LIQ | Seq #                    |  |
| DB0-5130-0400-0000              | MACHINERY- CONTRACTUAL             | NORTHERN SUPPLY, INC.<br>089183 Carbide x2, Snow Plow<br>Blade                                | 11/1/2020 | Vendor#: 130            | \$1,455.00   | \$0.00                   | \$0.00  | 30                       |  |
| DB0-5130-0400-0000              | MACHINERY- CONTRACTUAL             | VALLEY FAB & EQUIP, INC.<br>130822 Expandable Metal Piece<br>cut to size                      | 11/1/2020 | Vendor#: 134            | \$65.47      | \$0.00                   | \$0.00  | 31                       |  |
| DB0-5130-0400-0000              | MACHINERY- CONTRACTUAL             | HAMBURG RADIATOR AUTO &<br>AIR 152407 Ford F550 Southern<br>Straps                            | 11/1/2020 | Vendor#: 254            | \$475.00     | \$0.00                   | \$0.00  | 32                       |  |
| DB0-5130-0400-0000              | MACHINERY- CONTRACTUAL             | HAMBURG RADIATOR AUTO &<br>AIR 152422 Southern Fill<br>Pipe/Southern Hose                     | 11/1/2020 | Vendor#: 254            | \$85.00      | \$0.00                   | \$0.00  | 33                       |  |
| DB0-5140-0400-0000              | MISC BRUSH & WEEDS-<br>CONTRACTUAL | Kimball Midwest 8365664<br>Protectant                                                         | 11/1/2020 | Vendor#: 1974           | \$59.94      | \$0.00                   | \$0.00  | 36                       |  |
| DB0-9010-0800-0000              | STATE RETIREMENT                   | NYS & LOCAL EMPLOYEE<br>RETIREMEN 2021 2021 Annual<br>ERS Invoice - Prepaid in Nov.<br>2020   | 11/1/2020 | Vendor#: 404            | \$39,195.49  | \$0.00                   | \$0.00  | 57                       |  |
| DB0-9060-0800-0000              | HOSPITAL AND MEDICAL<br>INSURANCE  | BLUECROSS BLUESHIELD OF<br>WNY 20329000001147<br>Employee Health Insurance -<br>December 2020 | 11/1/2020 | Vendor#: 1378           | \$7,119.17   | \$0.00                   | \$0.00  | 47                       |  |
| DB0-9060-0800-0000              | HOSPITAL AND MEDICAL<br>INSURANCE  | BLUECROSS BLUESHIELD OF<br>WNY 20329000001147<br>Employee Health Insurance -<br>December 2020 | 11/1/2020 | Vendor#: 1378           | \$1,016.27   | \$0.00                   | \$0.00  | 48                       |  |
| DB0-9060-0800-0000              | HOSPITAL AND MEDICAL<br>INSURANCE  | BROKERAGE CONCEPTS, INC.<br>Q4 - 2020 Q4 2020 - HRA<br>Allocations                            | 11/1/2020 | Vendor#: 1377           | \$3,375.00   | \$0.00                   | \$0.00  | 62                       |  |
| DB0-9060-0800-0000              | HOSPITAL AND MEDICAL<br>INSURANCE  | Aflac 605794 Employee Funded<br>Health Insurance - November 2020                              | 11/1/2020 | Vendor#: 1887           | \$379.18     | \$0.00                   | \$0.00  | 26                       |  |
| SF0-0600-0000-0000              | ACCOUNTS PAYABLE                   | Fund SF0 AP Account                                                                           | 11/1/2020 | Fund SF0 AP<br>Account  | \$0.00       | \$45.00                  | \$0.00  | 65                       |  |
| SF0-3410-0401-0000              | CONTRACTS                          | HEALTHWORKS-WNY, LLP<br>463489 Pre-Employment Physical<br>NBFC                                | 11/1/2020 | Vendor#: 1499           | \$45.00      | \$0.00                   | \$0.00  | 40                       |  |
| TA0-0600-0000-0000              | ACCOUNTS PAYABLE                   | Fund TA0 AP Account                                                                           | 11/1/2020 | Fund TA0 AP<br>Account  | \$0.00       | \$250.00                 | \$0.00  | 66                       |  |
| TA0-1000-0080-0000              | Dog Shelter Fees                   | Eden Veterinary Clinic, PLLC<br>2233953 Black/White Mixed<br>Breed - 10 Days Boarding Fee     | 11/1/2020 | Vendor#: 1860           | \$250.00     | \$0.00                   | \$0.00  | 60                       |  |
| Total Number of 66 Transactions |                                    |                                                                                               |           |                         | \$187,482.88 | \$187,482.88             | \$0.00  |                          |  |

## AP - 2294 Summary By Fund Number

| Fund | Debit        | Credit       | ENC/LIQ |
|------|--------------|--------------|---------|
| A00  | \$120,897.20 | \$120,897.20 | \$0.00  |
| DB0  | \$66,290.68  | \$66,290.68  | \$0.00  |
| SF0  | \$45.00      | \$45.00      | \$0.00  |
| TA0  | \$250.00     | \$250.00     | \$0.00  |

December 2, 2020 - ABSTRACT

|                           |  |                           |  |                         |  |                          |  |
|---------------------------|--|---------------------------|--|-------------------------|--|--------------------------|--|
| Journal Number: AP - 2294 |  | Journal Desc: AP Batch 45 |  | Town of Boston          |  | Created By: Accounting   |  |
| Account#                  |  | Account Description       |  | Journal Date: 11/1/2020 |  | Status: Currently Active |  |
|                           |  | Trans Description         |  | Reference               |  | ENC/LIQ Seq #            |  |
|                           |  |                           |  | Debit                   |  | Credit                   |  |
|                           |  |                           |  | Date                    |  | Account Period: 11 - Nov |  |
|                           |  |                           |  |                         |  |                          |  |
| Total                     |  | \$187,482.88              |  | \$0.00                  |  |                          |  |



## TOWN OF BOSTON

**Town Board Meeting Date:** December 2, 2020

|                             |                  | <u>Total Amount</u> |
|-----------------------------|------------------|---------------------|
| Abstract #1 – 2020 Payables | Journal #AP-2299 | \$ 500.00           |
| <b>Total Payables Dues</b>  |                  | <b>\$ 500.00</b>    |

**Breakout by Fund:**

|                             |           |
|-----------------------------|-----------|
| General (A) Fund:           | \$ -      |
| Highway (DB) Fund:          | \$ 500.00 |
| Lighting (L30) Fund:        | \$ -      |
| Fire (SF) Fund:             | \$ -      |
| Ambulance (SM) Fund:        | \$ -      |
| Refuse & Garbage (SG) Fund: | \$ -      |
| Water (H) Funds:            | \$ -      |
| Trust & Agency (TA):        | \$ -      |

**Total Payables submitted for approval:**

|                  |
|------------------|
| <b>\$ 500.00</b> |
|------------------|

TOWN HALL, 8500 BOSTON STATE ROAD, BOSTON, NEW YORK 14025  
PHONE: (716) 941-6113 FAX: (716) 941-6116 TDD: 1-800-662-1220

The Town of Boston is an equal opportunity provider and employer.

If you wish to file a Civil Rights program complaint of discrimination, complete the USDA Program Discrimination Complaint Form, found online at [http://www.ascr.usda.gov/complaint\\_filing\\_cust.html](http://www.ascr.usda.gov/complaint_filing_cust.html), or at any USDA office, or call (866) 632-9992 to request the form. You may also write a letter containing all of the information requested in the form. Send your completed complaint form or letter to us by mail at U.S. Department of Agriculture, Director, Office of Adjudication, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410, by fax (202) 690-7442 or email at [program.intake@usda.gov](mailto:program.intake@usda.gov).

**Town of Boston**  
**Journal Proof Report**  
**Fiscal Year: 2020**

Created By: Accounting

| Journal Number: AP - 2299      |                                | Journal Desc: AP Batch 47                                           |           | Journal Date: 11/1/2020 |          | Account Period: 11 - Nov |     | Status: Currently Active |       |
|--------------------------------|--------------------------------|---------------------------------------------------------------------|-----------|-------------------------|----------|--------------------------|-----|--------------------------|-------|
| Account#                       | Account Description            | Trans Description                                                   | Date      | Reference               | Debit    | Credit                   | ENC | LIQ                      | Seq # |
| DB0-0600-0000-0000             | ACCOUNTS PAYABLE               | Fund DB0 AP Account                                                 | 11/1/2020 | Fund DB0 AP Account     | \$0.00   | \$500.00                 |     | \$0.00                   | 2     |
| DB0-9060-0800-0000             | HOSPITAL AND MEDICAL INSURANCE | BROKERAGE CONCEPTS, INC. Q4 2020 - P12 Q4 2020 - P12 HRA Allocation | 11/1/2020 | Vendor#: 1377           | \$500.00 | \$0.00                   |     | \$0.00                   | 1     |
| Total Number of 2 Transactions |                                |                                                                     |           |                         | \$500.00 | \$500.00                 |     | \$0.00                   |       |

No Errors

**AP - 2299 Summary By Fund Number**

| Fund         | Debit           | Credit          | ENC           | LIQ |
|--------------|-----------------|-----------------|---------------|-----|
| DB0          | \$500.00        | \$500.00        | \$0.00        |     |
| <b>Total</b> | <b>\$500.00</b> | <b>\$500.00</b> | <b>\$0.00</b> |     |



## Erie County Water Authority

295 Main Street • Room 350 • Buffalo, NY 14203-2494  
716-849-8484 • Fax 716-849-8463

Office of the Secretary

November 19, 2020

Hon. Sandra Quinlan  
Town Clerk  
Boston Town Hall  
8500 Boston State Road  
Boston, NY 14025

Dear Clerk Quinlan:

Enclosed herewith please find an Extract from the Minutes of the Meeting of the Erie County Water Authority held on Thursday, November 19, 2020 amending the Authority's Tariff effective January 1, 2021 and a copy of the actual amendments at Schedule "A".

Also enclosed please find a complete copy of the Authority's Tariff including these amendments. This copy replaces the Tariff you currently maintain.

Should you have any questions, please do not hesitate to contact me.

Very truly yours,

ERIE COUNTY WATER AUTHORITY

A handwritten signature in black ink, appearing to read 'T. McCracken'.

Terrence D. McCracken  
Secretary to the Authority

TDM:tf  
Enclosures

RECEIVED  
BOSTON TOWN CLERK  
2020 NOV 23 PM 1:38



### **CERTIFICATION**

**I, TERRENCE D. McCracken**, the duly elected and qualified **SECRETARY TO THE AUTHORITY** to the **ERIE COUNTY WATER AUTHORITY**, a corporation existing under the Laws of the State of New York, do hereby certify that I have compared the annexed resolution which is an extract from the Minutes of the Meeting of the Authority held in the office, 295 Main Street, Room 350, Buffalo, New York, on the 19<sup>th</sup> day of November 2020 a quorum being present and that said resolution is a true and correct copy of the resolution so adopted and of the whole thereof.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of said corporation this 19<sup>th</sup> day of November 2020.



Terrence D. McCracken  
Secretary to the Authority

**(SEAL)**

**EXTRACT FROM THE MINUTES OF THE MEETING OF THE  
ERIE COUNTY WATER AUTHORITY  
NOVEMBER 19, 2020**

At a regular meeting of the Erie County Water Authority held in the office, 295 Main Street, Room 350, Buffalo, New York, on the 19<sup>th</sup> day of November 2020, a quorum being present, the following resolution was adopted:

**WHEREAS**, the Act creating the Erie County Water Authority (the "Authority") and the General Bond Resolutions establishing issuance of all Authority bonds mandate: that the Authority maintain rates and fees sufficient to operate and maintain the waterworks system; to pay the principal and interest on its Revenue Bonds as they become due and payable; and to maintain reserves for capital improvements as well as for all obligations and indebtedness of the Authority; and

**WHEREAS**, the Authority's Executive and Senior Staff have the responsibility to review, analyze and make recommendations relative to charges and procedures contained in the Authority's Tariff; and

**WHEREAS**, Terrence D. McCracken, Secretary to the Authority, Margaret A. Murphy, General Counsel, Karen A. Prendergast, Chief Financial Officer and Russell J. Stoll, Chief Operating Officer have reviewed the above recommendations and changes and concur with them; and

**WHEREAS**, after considering all the above recommendations, the Authority has determined that for the best interest of the public to maintain its quality water supply that the Tariff should be amended as set forth in the attached Schedule "A";

**NOW, THEREFORE, BE IT RESOLVED:**

That the Authority's Tariff, as previously amended, is hereby revised and amended in accordance with Schedule "A" attached hereto and made part hereof, to become effective at 12:01 a.m. January 1, 2021; and be it further

**RESOLVED:** That the Secretary to the Authority is hereby authorized and directed to file in the office of the Clerk of the County of Erie a duly certified copy of this resolution along with a copy of the revised pages to the Tariff and to publish a copy of these amendments authorizing the abovementioned changes in two newspapers having a general circulation in the County pursuant to Section 1054, Subdivision 10, of the Public Authorities Law; and be it further

**RESOLVED:** That the Secretary to the Authority, is further directed to forward a copy of this resolution along with a copy of the revised pages of the Tariff to the Town, Village or City Clerks of each of the towns, villages or cities receiving water from the Authority and that the Secretary to the Authority is further directed to furnish a duly certified copy of this resolution along with a copy of the revised pages of the Tariff to all Fiscal Agents named in the Authority's Bond Resolutions; and be it further

**RESOLVED:** The Board of Commissioners directs the Secretary of the Authority to post the amended Tariff on the Authority's website.

A motion was made by Mr. Carney seconded by Ms. LaGree and carried to adopt the foregoing resolution.

## **SCHEDULE "A"**

### **AMENDMENTS TO THE ERIE COUNTY WATER AUTHORITY'S TARIFF TO BECOME EFFECTIVE AT 12:01 A.M. JANUARY 1, 2021**

**UNDERLINED PORTIONS INDICATE NEW MATERIAL  
PORTIONS IN BRACKETS [ ] INDICATE DELETIONS**

#### **1.00 DEFINITIONS**

##### **[1.17 SHARED METER CUSTOMER**

Shall mean any tenant who rents a premise that is served by a shared meter for which the tenant, rather than the owner, is the customer of record.]

#### **2.00 AVAILABILITY AND TYPES OF SERVICE**

- [2.05 If the main appropriate to the service requested was paid for under a Main Extension Agreement, Main Extension Contract, or Special Revenue Contract, the applicant shall pay the amount which the Authority must pay in refunds. When the refund period has expired, there will be no cost.]

#### **6.00 INSTALLATION OF METERS**

##### **6.13 SHARED METERS**

1. No new shared meters shall be installed.

- [1]2. Current customers with an existing shared meter [situations are only permitted by the informed consent of the customer of record. Upon the complaint of the customer of record involved in a shared meter arrangement, the owner shall make arrangements for separate service for the complaining party unless the complaining party shall by lease or other written agreement have formally consented to the shared meter arrangement.] shall continue to be responsible for the payment of all water charges.

- [2. Upon verification of a shared meter, the Authority shall:
  - A. Notify the owner that satisfactory changes to rectify the shared meter situation must be completed within sixty (60) calendar days.
  - B. Additionally notify the owner that unless satisfactory changes to eliminate the shared meter situation are made, the Authority shall consider the property owner to be the customer of record as of the date of the original complaint and will begin billing for water service in that name and will not return billings to any name other than that of the property owner.

C. All such notifications shall be made by certified mail.

3. No adjustment of billings previously rendered to the complainant and subsequently paid by the same shall be made by the Authority. Any charges posted to the complainant's account and remaining unpaid at the time the complaint is verified shall be transferred to and considered due and owing against the account of the property owner.]

## **11.00 PROHIBITIONS**

**11.05** Submetering for the purpose of cost distribution of the Authority's bill beyond the Authority's metering point shall be permitted under the following conditions:

1. The total amount collected for water from those who are submetered shall not exceed the amount of the Authority's bill. Any additional charges imposed must be identified as such.
2. Except in the case of legally constituted condominiums, patio homes, open developments or trailer parks, the submetering is done by the Owner and those submetered are the tenants.
3. In legally constituted condominiums, patio homes, open developments or trailer parks, the homeowners association, condominium association or other legally formed entity shall be permitted to submeter to the owners.
4. Meters used for submetering will not be supplied, maintained or read by the Authority.
- [5. When the units submetered are dwelling units, the multiple dwelling unit service charge shall apply.]

# **13.00 CLASSIFICATION RATES AND CHARGES**

## **SERVICE CLASSIFICATION NO. 1**

**13.01** The following classification of services rendered, facilities furnished hereunder, and rates and charges therefore are hereby established.

### **A. SMALL METER CUSTOMERS - Installed Meter Sizes 5/8", 3/4" and 1"**

#### **COMMODITY VOLUMETRIC RATES:**

Meters read and billed quarterly: (To Nearest Thousand Gallons)

\$[3.36] 3.57 per 1000 gallons

Meters read and billed monthly: (To Nearest Thousand Gallons)

\$[3.36] 3.57 per 1000 gallons

| SIZE OF METER | QUARTERLY COMMODITY ALLOWANCE (IN GALLONS) | QUARTERLY MINIMUM COMMODITY CHARGE | QUARTERLY INFRASTRUCTURE INVESTMENT CHARGE | QUARTERLY MINIMUM CHARGE |
|---------------|--------------------------------------------|------------------------------------|--------------------------------------------|--------------------------|
| 5/8 inch      | 9,000                                      | \$[30.24] <u>32.13</u>             | \$[20.04] <u>21.33</u>                     | \$[50.28] <u>53.46</u>   |
| 3/4 inch      | 9,000                                      | [30.24] <u>32.13</u>               | [20.04] <u>21.33</u>                       | [50.28] <u>53.46</u>     |
| 1 inch        | 9,000                                      | [30.24] <u>32.13</u>               | [20.04] <u>21.33</u>                       | [50.28] <u>53.46</u>     |

| SIZE OF METER | MONTHLY COMMODITY ALLOWANCE (IN GALLONS) | MONTHLY MINIMUM COMMODITY CHARGE | MONTHLY INFRASTRUCTURE INVESTMENT CHARGE | MONTHLY MINIMUM CHARGE |
|---------------|------------------------------------------|----------------------------------|------------------------------------------|------------------------|
| 5/8 inch      | 3,000                                    | \$[10.08] <u>10.71</u>           | \$[6.68] <u>7.11</u>                     | \$[16.76] <u>17.82</u> |
| 3/4 inch      | 3,000                                    | [10.08] <u>10.71</u>             | [6.68] <u>7.11</u>                       | [16.76] <u>17.82</u>   |
| 1 inch        | 3,000                                    | [10.08] <u>10.71</u>             | [6.68] <u>7.11</u>                       | [16.76] <u>17.82</u>   |

### **B. LARGE METER CUSTOMERS - Installed Meter Sizes 1 1/4" AND GREATER**

#### **COMMODITY VOLUMETRIC RATES:**

Meters read and billed quarterly: (To Nearest Thousand Gallons)

\$[3.01] 3.21 per 1000 gallons

Meters read and billed monthly: (To Nearest Thousand Gallons)

\$[3.01] 3.21 per 1000 gallons

| SIZE OF METER | QUARTERLY COMMODITY ALLOWANCE (IN GALLONS) | QUARTERLY MINIMUM COMMODITY CHARGE | QUARTERLY INFRASTRUCTURE INVESTMENT CHARGE | QUARTERLY MINIMUM CHARGE |
|---------------|--------------------------------------------|------------------------------------|--------------------------------------------|--------------------------|
| 1-1/4 inch    | 27,000                                     | \$ [81.27] 86.67                   | \$ [78.42] 83.52                           | \$ [159.69] 170.19       |
| 1-1/2 inch    | 39,000                                     | [117.39] 125.19                    | [78.42] 83.52                              | [195.81] 208.71          |
| 2 inch        | 63,000                                     | [189.63] 202.23                    | [125.46] 133.62                            | [315.09] 335.85          |
| 3 inch        | 120,000                                    | [361.20] 385.20                    | [235.26] 250.56                            | [596.46] 635.76          |
| 4 inch        | 198,000                                    | [595.98] 635.58                    | [392.07] 417.54                            | [998.05] 1,053.12        |
| 6 inch        | 390,000                                    | [1,173.90] 1,251.90                | [784.14] 835.11                            | [1,958.04] 2,087.01      |
| 8 inch        | 630,000                                    | [1,896.30] 2,022.30                | [1,254.60] 1,336.14                        | [3,150.90] 3,358.44      |
| 10 inch       | 900,000                                    | [2,709.00] 2,889.00                | [1,803.51] 1,920.75                        | [4,512.51] 4,809.75      |
| 12 inch       | 1,230,000                                  | [3,702.30] 3,948.30                | [3,371.76] 3,590.91                        | [7,074.06] 7,539.21      |
| 20 inch       | 2,820,000                                  | [8,488.20] 9,052.20                | [14,511.00] 15,454.23                      | [22,999.20] 24,506.43    |
| 24 inch       | 3,840,000                                  | [11,558.40] 12,326.40              | [29,304.39] 31,209.18                      | [40,862.79] 43,535.58    |

| SIZE OF METER | MONTHLY COMMODITY ALLOWANCE (IN GALLONS) | MONTHLY MINIMUM COMMODITY CHARGE | MONTHLY INFRASTRUCTURE INVESTMENT CHARGE | MONTHLY MINIMUM CHARGE |
|---------------|------------------------------------------|----------------------------------|------------------------------------------|------------------------|
| 1-1/4 inch    | 9,000                                    | \$ [27.09] 28.89                 | \$ [26.14] 27.84                         | \$ [53.23] 56.73       |
| 1-1/2 inch    | 13,000                                   | [39.13] 41.73                    | [26.14] 27.84                            | [65.27] 69.57          |
| 2 inch        | 21,000                                   | [63.21] 67.41                    | [41.82] 44.54                            | [105.03] 111.95        |
| 3 inch        | 40,000                                   | [120.40] 128.40                  | [78.42] 83.52                            | [198.82] 211.92        |
| 4 inch        | 66,000                                   | [198.66] 211.86                  | [130.69] 139.18                          | [329.35] 351.04        |
| 6 inch        | 130,000                                  | [391.30] 417.30                  | [261.38] 278.37                          | [652.68] 695.67        |
| 8 inch        | 210,000                                  | [632.10] 674.10                  | [418.20] 445.38                          | [1,050.30] 1,119.48    |
| 10 inch       | 300,000                                  | [903.00] 963.00                  | [601.17] 640.25                          | [1,504.17] 1,603.25    |
| 12 inch       | 410,000                                  | [1,234.10] 1,316.10              | [1,123.92] 1,196.97                      | [2,358.02] 2,513.07    |
| 20 inch       | 940,000                                  | [2,829.40] 3,017.40              | [4,837.16] 5,151.41                      | [7,666.40] 8,168.81    |
| 24 inch       | 1,280,000                                | [3,852.80] 4,108.80              | [9,768.13] 10,403.06                     | [13,620.93] 14,511.86  |

**C. PUBLIC CORPORATIONS AND SPECIAL IMPROVEMENT DISTRICTS  
PER SECTION 2, PARAGRAPHS 2.02B, 2.06-2.16**

**COMMODITY VOLUMETRIC RATES:**

Meters read and billed quarterly: (To Nearest Thousand Gallons)

\$[2.63] 2.80 per 1000 gallons

Meters read and billed monthly: (To Nearest Thousand Gallons)

\$[2.63] 2.80 per 1000 gallons

| SIZE OF METER | QUARTERLY COMMODITY ALLOWANCE (IN GALLONS) | QUARTERLY MINIMUM COMMODITY CHARGE | QUARTERLY INFRASTRUCTURE INVESTMENT CHARGE | QUARTERLY MINIMUM CHARGE     |
|---------------|--------------------------------------------|------------------------------------|--------------------------------------------|------------------------------|
| 1-1/4 inch    | 27,000                                     | \$ [71.01] <u>75.60</u>            | \$ [78.42] <u>83.52</u>                    | \$ [149.43] <u>159.12</u>    |
| 1-1/2 inch    | 39,000                                     | [102.57] <u>109.20</u>             | [78.42] <u>83.52</u>                       | [180.99] <u>192.72</u>       |
| 2 inch        | 63,000                                     | [165.69] <u>176.40</u>             | [125.46] <u>133.62</u>                     | [291.15] <u>310.02</u>       |
| 3 inch        | 120,000                                    | [315.60] <u>336.00</u>             | [235.26] <u>250.56</u>                     | [550.86] <u>586.56</u>       |
| 4 inch        | 198,000                                    | [520.74] <u>554.40</u>             | [392.07] <u>417.54</u>                     | [912.81] <u>971.94</u>       |
| 6 inch        | 390,000                                    | [1,025.70] <u>1,092.00</u>         | [784.14] <u>835.11</u>                     | [1,809.84] <u>1,927.11</u>   |
| 8 inch        | 630,000                                    | [1,656.90] <u>1,764.00</u>         | [1,254.60] <u>1,336.14</u>                 | [2,911.50] <u>3,100.14</u>   |
| 10 inch       | 900,000                                    | [2,367.00] <u>2,520.00</u>         | [1,803.51] <u>1,920.75</u>                 | [4,170.51] <u>4,440.75</u>   |
| 12 inch       | 1,230,000                                  | [3,234.90] <u>3,444.00</u>         | [3,371.76] <u>3,590.91</u>                 | [6,606.66] <u>7,034.91</u>   |
| 20 inch       | 2,820,000                                  | [7,416.60] <u>7,896.00</u>         | [14,511.00] <u>15,454.23</u>               | [21,927.60] <u>23,350.23</u> |
| 24 inch       | 3,840,000                                  | [10,099.20] <u>10,752.00</u>       | [29,304.39] <u>31,209.18</u>               | [39,403.59] <u>41,961.18</u> |

| SIZE OF METER | MONTHLY COMMODITY ALLOWANCE (IN GALLONS) | MONTHLY MINIMUM COMMODITY CHARGE | MONTHLY INFRASTRUCTURE INVESTMENT CHARGE | MONTHLY MINIMUM CHARGE       |
|---------------|------------------------------------------|----------------------------------|------------------------------------------|------------------------------|
| 1-1/4 inch    | 9,000                                    | \$ [23.67] <u>25.20</u>          | \$ [26.14] <u>27.84</u>                  | \$ [49.81] <u>53.04</u>      |
| 1-1/2 inch    | 13,000                                   | [34.19] <u>36.40</u>             | [26.14] <u>27.84</u>                     | [60.33] <u>64.24</u>         |
| 2 inch        | 21,000                                   | [55.23] <u>58.80</u>             | [41.82] <u>44.54</u>                     | [97.05] <u>103.34</u>        |
| 3 inch        | 40,000                                   | [105.20] <u>112.00</u>           | [78.42] <u>83.52</u>                     | [183.62] <u>195.52</u>       |
| 4 inch        | 66,000                                   | [173.58] <u>184.80</u>           | [130.69] <u>139.18</u>                   | [304.27] <u>323.98</u>       |
| 6 inch        | 130,000                                  | [341.90] <u>364.00</u>           | [261.38] <u>278.37</u>                   | [603.28] <u>642.37</u>       |
| 8 inch        | 210,000                                  | [552.30] <u>588.00</u>           | [418.20] <u>445.38</u>                   | [970.50] <u>1,033.38</u>     |
| 10 inch       | 300,000                                  | [789.00] <u>840.00</u>           | [601.17] <u>640.25</u>                   | [1,390.17] <u>1,480.25</u>   |
| 12 inch       | 410,000                                  | [1,078.30] <u>1,148.00</u>       | [1,123.92] <u>1,196.97</u>               | [2,202.22] <u>2,344.97</u>   |
| 20 inch       | 940,000                                  | [2,472.20] <u>2,632.00</u>       | [4,837.00] <u>5,151.41</u>               | [7,309.20] <u>7,783.41</u>   |
| 24 inch       | 1,280,000                                | [3,366.40] <u>3,584.00</u>       | [9,768.13] <u>10,403.06</u>              | [13,134.53] <u>13,987.06</u> |



## **SERVICE CLASSIFICATION NO. 2**

**13.02** The following classification of services rendered and facilities furnished hereunder and rates and charges therefore are hereby established [effective May 1, 1980].

## **SERVICE CLASSIFICATION NO. 3**

### **C. Metered Hydrant Consumption**

The following classification of services rendered, facilities furnished hereunder and rates and charges therefore are hereby established:

#### **APPLICABLE TO USE OF SERVICE FOR:**

Hydrant Meter and Backflow Device Metered Consumption

#### **CHARACTER OF SERVICE:**

Temporary and/or Seasonal

#### **RATE:**

\$[3.36] 3.57 per 1000 gallons. A minimum charge of \$[168.00] 178.50 per hydrant meter device per permit period

## **14.00 MISCELLANEOUS CHARGES**

### **14.05 DEPOSITED ITEM RETURN FEE**

A fifteen (\$15.00) dollar charge will be assessed for any payment made which was subsequently not honored by a financial institution. [A second dishonored payment will be assessed a twenty (\$20.00) dollar charge. For each subsequent dishonored payment, the fee will be increased incrementally by five (\$5.00) dollars per occurrence.]

### **14.06 DEPOSITS**

#### **A. Customer Accounts – Service Classification No. 1**

The deposit provided for in paragraphs 5.01, 5.02 and 5.03 shall be the average bill as estimated by the Authority for one billing cycle for the applicable billing period and meter size.

B. Miscellaneous Accounts

1. Temporary Services - \$1,000.00

| [ SIZE       | DEPOSIT REQUIRED |
|--------------|------------------|
| 5/8 inch     | \$1,000.00       |
| 3/4 inch     | \$1,000.00       |
| 1 inch       | \$1,000.00       |
| 1-1/2 inches | \$1,000.00       |
| 2 inches     | \$1,000.00]      |

2. Hydrant Meters      \$1,000.00 for each Meter & backflow device

**[14.07 FEES FOR LABORATORY TESTS**

The Authority's Water Quality Laboratory will provide testing and training services on an availability basis. The cost of testing is detailed in the laboratory's current fee schedule which is available by contacting the Water Quality Department.]

**14.12 SERVICE CHARGES**

A. Service Restoration

[1. At customer request, except after termination for non-payment, providing no unusual expense:]

a. \$30.00 if the customer requests an appointment between 9:00 a.m. to 4:00 p.m., Monday through Friday, exclusive of Holidays

b. \$45.00 [any other time] if the customer requests an appointment outside of the hours listed in (a) above.

[2. At customer request, after termination of service for non-payment, providing no unusual expense:

a. \$40.00 - 9:00 a.m. to 4:00 p.m., Monday through Friday,  
exclusive of Holidays

b. \$60.00 any other time]

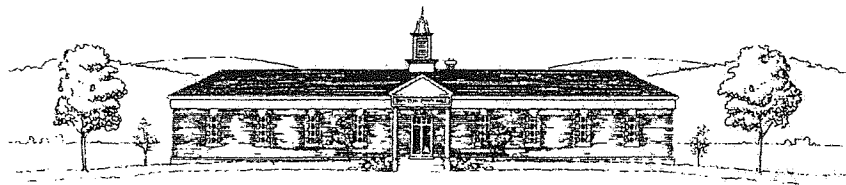
**14.16 WATER SERVICE CONNECTION FEES**

**APPLICABILITY:**

Except for those lots whose water service connections were not installed by the Authority, all water service connections for non-metered purposes or for general metered purposes under Service Classification No. 1:

**RATE:**

| SIZE OF CONNECTION                             | CONNECTION CHARGE            |
|------------------------------------------------|------------------------------|
| Equal to or less than [1 inch] <u>2 inches</u> | [\$2,000.00] <u>2,300.00</u> |
| [Greater than 1 inch but not<br>over 2 inches  | \$2,400.00]                  |
| Over 2 inches                                  | AT ACTUAL COST               |



# TOWN OF BOSTON

## CONSERVATION ADVISORY COUNCIL

**To:** Conservation Advisory Council  
Kelly Martin-Liaison  
Supervisor Jason Keding  
Town Clerk Quinlan  
Town Board Members  
Highway Superintendent Telaak  
Code Enforcement Officer Ferguson  
Sean Costello-Attorney for the Town

**From:** Dawn Boncal, Secretary to the Boards

**Date:** November 23, 2020

RECEIVED  
BOSTON TOWN CLERK  
2020 NOV 23 AM 11:13

The Conservation Advisory Council meeting scheduled for Monday, November 23, 2020 has been cancelled due to lack of quorum.

This meeting is rescheduled for Monday, November 30, 2020 at 7:00 PM via teleconference.

Conservation Advisory Council  
Mon, Nov 30, 2020 7:00 PM - 9:00 PM (EST)

**Please join my meeting from your computer, tablet or smartphone.**  
<https://global.gotomeeting.com/join/202512525>

**You can also dial in using your phone.**  
United States: +1 (571) 317-3122

**Access Code:** 202-512-525

**New to GoToMeeting? Get the app now and be ready when your first meeting starts:**  
<https://global.gotomeeting.com/install/202512525>

TOWN HALL, 8500 BOSTON STATE ROAD, BOSTON, NEW YORK 14025  
PHONE: (716) 941-6113 FAX: (716) 941-6116 TDD: 1-800-662-1220

The Town of Boston is an equal opportunity provider and employer.

If you wish to file a Civil Rights program complaint of discrimination, complete the USDA Program Discrimination Complaint Form, found online at [http://www.ascr.usda.gov/complaint\\_filing\\_cust.html](http://www.ascr.usda.gov/complaint_filing_cust.html), or at any USDA office, or call (866) 632-9992 to request the form. You may also write a letter containing all of the information requested in the form. Send your completed complaint form or letter to us by mail at U.S. Department of Agriculture, Director, Office of Adjudication, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410, by fax (202) 690-7442 or email at [program.intake@usda.gov](mailto:program.intake@usda.gov).



## TOWN OF BOSTON

TOWN OF BOSTON  
ZONING BOARD OF APPEALS

November 25, 2020

TO: Zoning Board of Appeals Members  
Supervisor Keding  
Town Board Members  
Town Clerk Quinlan  
Highway Superintendent Telaak  
Town Attorney Costello  
Code Enforcement Officer Ferguson  
Assessor Fitzner  
ZBA Attorney Kobialka

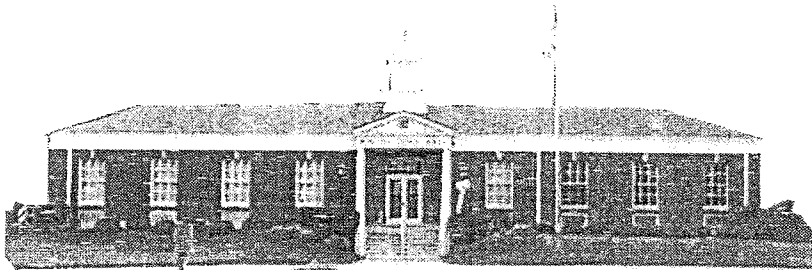
FROM: Secretary to the Boards

RE: Zoning Board of Appeals Meeting

The Zoning Board of Appeals December 3, 2020 meeting is cancelled due to lack of agenda items.  
The next regular meeting will be January 7, 2021 at 7:00 PM.

RECEIVED  
BOSTON TOWN CLERK  
2020 NOV 25 AM 9:52

TOWN HALL  
(716) 941-6113  
Fax (716) 941-6116



## TOWN OF BOSTON

November 25, 2020

Supervisor Keding  
8500 Boston State Road  
Boston, New York 14025

RECEIVED  
BOSTON TOWN CLERK  
2020 NOV 25 AM 9:52

Dear Supervisor Keding,

The Planning Board meeting scheduled for Tuesday, December 8, 2020 is being cancelled due to lack of agenda items.

The next regularly scheduled meeting is Tuesday, January 12, 2021 at 7:30 P.M.

Very truly yours,

*Paul Ziarnowski*  
Paul Ziarnowski  
Chairman

Cc: Planning Board Members  
Town Clerk Office  
Town Board Members  
Town Board Liaison  
Highway Superintendent Telaak  
Town Attorney Costello  
Code Enforcement Officer Ferguson  
Assessor Fitzner  
Planning Board Consultant DesJardins

PZ:db  
TOWN HALL  
(716) 941-6113  
Fax (716) 941-6116

**TOWN OF BOSTON – RESOLUTION NO. 2020- 60**

**MEMBERSHIP IN WNY STORMWATER COALITION**

**WHEREAS**, the Western New York Stormwater Coalition (“WNYSC”) was formed by and among the owners and operators of Municipal Separate Storm Sewer Systems (“MS4s”) in order develop and implement Stormwater Management Programs to fulfill US Environmental Protection Agency stormwater discharge permit requirements and to satisfy appropriate clean water requirements under the NYS Environmental Conservation Law and the Clean Water Act; and

**WHEREAS**, owners and operators of small MS4s, like the Town of Boston, are able to cooperate when implementing their Stormwater Management Programs; and

**WHEREAS**, the WNYSC was created to facilitate cost-effective cooperation between the Coalition Members to achieve improved water quality and flood control and to pool resources to meet administrative and reporting requirements, prepare grant applications, deliver public education and outreach, and other related activities; and

**WHEREAS**, the Town of Boston has been a WNYSC member for multiple years; and

**WHEREAS**, the WNYSC was created pursuant to a Memorandum of Agreement between its small MS4 members and the current agreement expires on December 31, 2020; and

**WHEREAS**, the WNYSC has prepared a new Memorandum of Agreement for its members to establish the WNYSC for a new five-year period beginning December 31, 2020; and

**WHEREAS**, the Town of Boston will pay an annual membership fee to cover WNYSC expenses pursuant to the Memorandum of Agreement, with the current annual membership fee set at \$1,800 per WNYSC member; and

**WHEREAS**, the Town Board of the Town of Boston believes that continued WNYSC membership as a cost-effective way to help to improve water quality and flood control and to meet certain statutory and regulatory requirements;

\* CONTINUED ON NEXT PAGE \*

**NOW THEREFORE BE IT**

**RESOLVED**, that Town Board of the Town of Boston hereby authorizes the Town Supervisor to execute the Memorandum of Agreement to create the Western New York Stormwater Coalition as of December 31, 2020.

On Dec. 2, 2020, the question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

|                          | <b>Yes</b> | <b>No</b> | <b>Abstain</b> | <b>Absent</b> |
|--------------------------|------------|-----------|----------------|---------------|
| Councilmember Cartechine | [    ]     | [    ]    | [    ]         | [    ]        |
| Councilmember Lucachik   | [    ]     | [    ]    | [    ]         | [    ]        |
| Councilmember Martin     | [    ]     | [    ]    | [    ]         | [    ]        |
| Councilmember Selby      | [    ]     | [    ]    | [    ]         | [    ]        |
| Supervisor Keding        | [    ]     | [    ]    | [    ]         | [    ]        |

---

**Sandra L. Quinlan, Town Clerk**



**MEMORANDUM OF AGREEMENT  
WESTERN NEW YORK STORMWATER COALITION**

This MEMORANDUM OF AGREEMENT, by and among owners and operators of small Municipal Separate Storm Sewer Systems (“MS4s”), as follows: Town of Alden, Village of Alden, Town of Amherst, Village of Angola, Town of Aurora, Village of Blasdell, Town of Boston, Buffalo Sewer Authority, Town of Cambria, Town of Cheektowaga, Town of Clarence, Village of Depew, Village of East Aurora, Town of Eden, Town of Elma, Town of Evans, Town of Grand Island, Town of Hamburg, Village of Hamburg, Village of Kenmore, City of Lackawanna, Town of Lancaster, Village of Lancaster, Town of Lewiston, Village of Lewiston, Town of Lockport, Niagara Falls Water Board, City of North Tonawanda, Town of Orchard Park, Village of Orchard Park, Town of Pendleton, Town of Porter, Village of Sloan, City of Tonawanda, Town of Tonawanda, Town of West Seneca, Town of Wheatfield, Village of Williamsville, Village of Youngstown, County of Erie, County of Erie - Sewer District #6, County of Niagara, State University of New York at Buffalo, Niagara Frontier Transportation Authority, hereinafter referred to as “Coalition Members,” hereby creates the Western New York Stormwater Coalition, as of December 31, 2020.

WHEREAS, the U.S. Environmental Protection Agency’s Phase II stormwater regulations (40 C.F.R. Sections 9, 122, 123, and 124) require owners and operators of small MS4s in New York State to obtain/maintain permit coverage under the New York State Department of Environmental Conservation’s SPDES General Permit for Stormwater Discharges from MS4s (GP-0-15-003 and subsequent renewals for the term of this Agreement); and

WHEREAS, the U.S. EPA Phase II Stormwater regulations require owners and operators of small MS4s who obtain general permit coverage to develop and enforce a stormwater management program designed to reduce the discharge of pollutants to the maximum extent practicable in order to protect water quality and to satisfy the appropriate water quality requirements of New York State’s Environmental Conservation Law and the Clean Water Act; and

WHEREAS, the U.S. EPA Phase II Stormwater regulations, as administered by the New York State Department of Environmental Conservation, encourages owners and operators of small MS4s to cooperate when implementing their Stormwater Management Programs; and

WHEREAS, the owners and operators of small MS4s recognize that, because watersheds and separate storm sewer systems cross municipal boundaries and there are opportunities to save time, money, and energy by working collaboratively, the Coalition members should work together to meet the requirements of the U.S. EPA Phase II Stormwater regulations; and

WHEREAS, the Coalition members recognize the benefits of cooperation to achieve improved water quality and flood control, and;

WHEREAS, the Coalition members have met on a monthly basis beginning in February of 2001 to collaborate on a shared Stormwater Management Program and pool resources to meet the requirements of the U.S. EPA Phase II Stormwater regulations.

NOW, THEREFORE, in consideration of the mutual covenants and agreements hereinafter set forth, the parties hereto mutually agree as follows:

**1. TERM.**

The term of this agreement shall be for five years and shall commence on December 31, 2020 and terminate on December 31, 2025, unless extended or renewed.

**2. PURPOSE.**

To authorize the work of the Western New York Stormwater Coalition whose purpose it is to work collectively to:

- A. Facilitate the use of existing or future resources, organizations, and programs for the provision of services necessary to comply with the requirements of the U.S. EPA Phase II Stormwater regulations and the permit conditions of GP-0-15-003 (and subsequent renewals for the term of this Agreement) issued by the New York State Department of Environmental Conservation for all of the Coalition members; and,
- B. Protect and/or improve the water quality of local surface water bodies (i.e., streams, rivers, lakes) in accordance with State, County, and local water quality regulations, planning documents and policies; and,
- C. Research and implement appropriate funding mechanisms to meet the financial needs of compliance with the Phase II Stormwater regulations and GP-0-15-003 (and subsequent renewals for the term of this Agreement); and,
- D. Cooperatively prepare a template for submission of the Annual Report to the New York State Department of Environmental Conservation on behalf of all Coalition members according to GP-0-15-003 (and subsequent renewals for the term of this Agreement).

**3. MEMBERSHIP.**

- A. The Chief Executive Officer of each Coalition Member shall designate a permanent representative and one or more alternates (as it shall see fit) to serve on the Coalition. In the event no permanent representative or alternate has been designated, or no designated permanent representative or alternate is able to act, the supervisor of the town, or mayor of

the village or city, or the Chief Executive Officer, as the case may be, or their designee shall serve as the representative on the Coalition.

- B. Each member of the Coalition shall have one (1) vote at all meetings. Designated representatives attending on behalf of one or more Coalition member municipalities may have one (1) vote per client subject to and in conformance with their respective agreements with the Coalition member municipality they are representing.
- C. In order to take action the Coalition shall utilize the following quorum requirements:
  - 1. 51% of the voting membership constitutes a quorum for all meetings. For approval of meeting minutes, treasurer's reports, voucher payments, annual reports, annual account designation, budgets, grant applications, plans, programs and related items, approval of 51% of those in attendance shall be required.
  - 2. For actions requiring a supermajority, voting may be permitted by proxy, email, video or teleconferencing.
  - 3. A supermajority of 75% of the coalition membership shall be required for approval of capital budgets, adoption of by-laws and future amendments thereto, including amendments to the annual membership fee.
  - 4. For entering into contracts, there must be 75% approval by the Coalition members, indicated by execution of a signature page.
- D. The Coalition shall elect a Chairperson, Vice Chairperson, Treasurer, and Secretary and such other officers as it shall deem appropriate, and for such terms as it shall establish, and shall assign to such officers such responsibility and authority, consistent with this Agreement, as it shall deem appropriate. No member of the Coalition shall receive compensation for services as a member or officer of the Coalition, but members may be reimbursed for expenses previously authorized by the Coalition.
- E. The Coalition shall adopt by-laws relating to the conduct of its proceedings and such other administrative matters as it may deem appropriate.
- F. The Coalition may admit additional members upon execution of this Agreement to undertake all rights and responsibilities included in this Agreement, and further conditioned upon payment of the full annual membership fee for that calendar year.
- G. This Memorandum of Agreement and By-Laws shall be reviewed annually by Coalition Members at the annual meeting of the Coalition.

#### **4. FINANCIAL OBLIGATION.**

- A. Each Coalition Member shall pay an annual membership fee. Membership fees shall be used to fund activities required to fulfill the purposes of the Stormwater Coalition and shall serve as local match funds for federal and state grants awarded to the Coalition. The fee schedule is attached as Appendix A. Future fee schedules shall be established by the Coalition pursuant to Section 3.C.3 above.
- B. The Coalition Treasurer shall submit invoices for the annual fee to the designated representative of each Coalition Member no later than January 30 of each calendar year. If, after receipt of such invoice, any Coalition Member shall fail to pay such fee within 60 days (or, for fiscal years that begin later than January 1, within 60 days of the beginning of its next fiscal year), it shall thereupon cease to be a Coalition Member.
- C. The Coalition Executive Board will review the annual membership fee and projected expenses for the Coalition each year. Should the Coalition determine an increase is necessary, the Coalition membership will receive notice 6 months in advance of the increase taking effect.
- D. The Coalition shall designate and authorize a qualified municipality to hold and manage a separate Account on behalf of the Coalition, where the annual fees shall be deposited. This account shall be identified as the "Western New York Stormwater Coalition." Such designation shall be reviewed and re-authorized on an annual basis at the Annual Meeting of the Coalition.
- E. The Coalition shall not incur any financial obligations in excess of the funds on deposit in the Coalition's account.
- F. The Coalition may not be dissolved until all accounts payable/receivable, grants or applications, works in progress, existing claims or liabilities by or against the Coalition be fully closed, completed, and/or settled and that upon such dissolution any existing Coalition funds shall be held in escrow for one year pending final settlement of any known existing Coalition obligations, accounts, or debts by the Treasurer who shall be authorized to pay and settle all such obligations, accounts, or debts. To the extent that any Coalition funds are then remaining, the Treasurer shall distribute such funds equally (or on a pro-rata basis depending on whether annual membership fees are equal or not) to the Coalition Members having representatives on the Coalition at the time of dissolution.
- G. Any Coalition Member may withdraw from this Agreement upon 60 days written notice to the Chairman of the Coalition. A Coalition Member which elects to withdraw shall be liable for its full annual contribution as provided in Section 4 of this Agreement of the calendar year in which withdrawal occurs.

## **5. TERMS AND CONDITIONS.**

- A. Staff from the Erie County Department of Environment and Planning (ECDEP) may act as contractors for providing administrative services to the Western New York Stormwater

Coalition. Administrative services may include preparation of meeting notices, agendas and minutes; research and application for grant funding; contract oversight; and development of annual report templates and other guidance information to assist the individual MS4s in satisfying the requirements of GP-0-15-003 (and subsequent renewals for the term of this Agreement). Additional services provided by ECDEP may include, but are not limited to, public education and outreach, public involvement initiatives, assistance with illicit discharge detection and elimination, assistance with construction site compliance oversight, and assistance with employee training. If ECDEP will act as a consultant to the Coalition, it must submit a proposed annual budget and work plan, including administrative services, to the Coalition on an annual basis for approval, beginning in January 2021. ECDEP staff time charges may be reimbursed by funds obtained through federal and state grants, unless otherwise approved by the Coalition. The Coalition shall not incur financial obligations to ECDEP for any services outside of the workplan approved by the Coalition.

- B. This Agreement may be modified or amended only in writing duly executed by all Coalition Members, which shall be attached to and become a part of this Agreement.
- C. Each Coalition Member shall be solely responsible and liable for its own activities under this Agreement, for obtaining its permit coverage under the SPDES General Permit for Stormwater Discharges from MS4s (GP-0-15-003 and subsequent renewals for the term of this Agreement ) and for the preparation, implementation, operation and maintenance of its own stormwater management program including, but not limited to, the required minimum control measures.

## **6. MISCELLANEOUS.**

- A. This Agreement constitutes the entire Agreement among and between the Coalition members and supersedes any and all prior Agreements between the parties hereto for the services herein to be provided. The Agreement shall be governed by and construed in accordance with the laws of New York State without regard or reference to its conflict of laws and principles.
- B. If any provision, paragraph, sentence, or clause of this agreement shall, for any reason, be held to be invalid or unenforceable, the invalidity or unenforceability of such shall not affect the remainder of this Agreement and this Agreement shall be construed and enforced, consistent with its expressed purposes, as if such invalid and unenforceable provision, paragraph, sentence, or clause had not been contained herein.
- C. Each Coalition Member represents and warrants to the Coalition, and to the other Coalition Members, that it has been fully authorized to execute and to perform this Agreement, and that its execution and performance of this Agreement will not violate any legal duty or restriction.

## **7. EXECUTION.**

IN WITNESS WHEREOF, the Parties have caused this Agreement to be signed by their duly authorized representatives on the date first written above.

**APPENDIX A  
TO  
MEMORANDUM OF AGREEMENT**

**WESTERN NEW YORK STORMWATER COALITION**

The Fee Schedule commencing January 1, 2021 and ending on December 31, 2025 shall be **\$1,800** per Coalition Member.

# WESTERN NEW YORK STORMWATER COALITION

## BY-LAWS

### ARTICLE I

#### ESTABLISHMENT AND PURPOSES

##### Section 1.1 Establishment.

The Western New York Stormwater Coalition (the "Coalition") was created by a Memorandum of Agreement dated December 31, 2005, and renewed December 31, 2020, referred to as the ("Agreement").

##### Section 1.2 Purpose.

The Coalition shall coordinate and cooperate in efforts to meet the requirements of the Phase II Stormwater regulations (40 C.F.R. Sections 9, 122, 123 and 124 (1999), as amended) and the New York State Department of Environmental Conservation ("NYS DEC") SPDES General Permit for Stormwater Discharges from MS4s (GP-0-15-003 and subsequent renewals for the term of this Agreement) by those signatories to the Agreement ("Coalition Member(s)").

### ARTICLE II

#### GOVERNANCE OF THE COALITION

##### Section 2.1 Representation.

The Chief Executive Officer of each Coalition Member shall designate a permanent representative and one or more alternates (as it shall see fit) to serve on the Coalition. In the event no permanent representative or alternate has been designated, or no designated permanent representative or alternate is able to act, the supervisor of the town, or mayor of the village or city, or the Chief Executive Officer, as the case may be, or their designee shall serve as the representative on the Coalition. Unless otherwise indicated by the context, as used in these By-Laws the term "representative" or "representatives" shall include representatives or alternates.

##### Section 2.2 Duties.

Coalition Members shall carry out the purposes of the Coalition described in the Agreement and any activities deemed necessary to carry out the purposes as may arise from time to time.

##### Section 2.3 Compensation.

A representative to the Coalition shall not receive compensation from the Coalition but may be reimbursed for reasonable expenses incurred in connection with the performance of his or her duties, upon approval of reimbursement by the Coalition.



## ARTICLE III

### MEETINGS

#### Section 3.1 Annual Meetings.

Annual meetings of the Coalition shall be held during the months of January or February on such date and at such time and place as shall be specified by the Coalition, or if no date is agreed to by the Coalition, at such other date, time and place within those months as the Chair may determine.

#### Section 3.2 Regular Meetings.

Regular meetings of the Coalition may be held each month on such date, and at such place and time as the Coalition shall determine. The Coalition shall adopt a schedule of regular meetings for the calendar year at the annual meeting, by motion of the Chair, and may amend such schedules during the course of the year.

#### Section 3.3 Special Meetings.

Special meetings of the Coalition may be held at the call of the Chair or upon written request of five members of the Coalition to the Secretary.

#### Section 3.4 Roberts Rules of Order.

The proceedings of meetings at the Coalition shall be governed by Roberts Rules of Order.

#### Section 3.5 Order of Business.

A. The usual order of business for Coalition meetings shall be as follows:

1. Roll Call (pass sign-in sheet)
2. Call to Order
3. Approval of Minutes
4. Treasurer's Report
5. Correspondence/Report of Secretary
6. Report of Chair
7. Report of Committees
8. New Business
9. Unfinished Business
10. Payment of Vouchers
11. Comments from Public
12. Adjournment

B. The above order may be amended on motion of any voting representative or the, Chair, subject to objection by any voting representative of the Chair. If objection be raised, suspension of the above order of business shall be determined by vote of the majority of the representatives present without regard to the provisions of Section 3.8.

Section 3.6. Open Meetings.

All meetings of the Coalition shall be open to the public, except as permitted to be closed by the New York Public Officers Law.

Section 3.7 Notice of Meetings.

The Secretary shall cause to be delivered by e-mail or sent by regular mail, to each participating Coalition Member, written notice of monthly meetings on an annual basis, and if special meetings are called, notice of such meetings shall be e-mailed or mailed to the Coalition Members at the addresses provided by the Members' representatives, no less than seven (7) days prior to the date of the meeting. Prior notification of each meeting may also be given to The Buffalo News, and to such local newspapers as may request such prior notification.

Section 3.8 Voting.

Each member of the Coalition shall have one (1) vote at all meetings. Designated representatives attending on behalf of one or more Coalition member municipalities may have one (1) vote per client subject to and in conformance with their respective agreements with the Coalition member municipality they are representing.

In order to take action the Coalition shall utilize the following quorum requirements:

1. 51% of the voting membership constitutes a quorum for all meetings. For approval of meeting minutes, treasurer's reports, voucher payments, annual reports, annual account designation, budgets, grant applications, plans, programs and related items, approval of 51% of those in attendance shall be required.
2. For actions requiring a supermajority, voting may be permitted by proxy, email, video or teleconferencing.
3. A supermajority of 75% of the Coalition membership shall be required for approval of capital budgets, adoption of by-laws and future amendments thereto, and establishment of an annual fee.
4. For entering into contracts, there must be 75% approval by the Coalition members, indicated by execution of a signature page.

Section 3.9 Additional Alternates.

The governing body of any participating Coalition Member may authorize the town supervisor or village or city mayor, as the case may be, to designate an alternate other than one previously designated, to represent the participating Coalition Member at any Coalition meeting or meetings in such kinds of contingency situations as the governing body may deem appropriate, and subject to such voting limitations, if any, as it may specify. Such alternate may be a representative or alternate for another participating Coalition Member. The designation of such alternate shall be communicated in writing or by facsimile transmission to the Secretary of the Coalition prior to the transaction of business by the Coalition at any meeting or meetings to be attended by the alternate.

## ARTICLE IV

### OFFICERS

#### Section 4.1 Officers.

The officers of the Coalition shall be a Chair, Vice Chair, Secretary and Treasurer.

#### Section 4.2 Qualification for Office.

An officer shall be an official or employee of his or her respective Coalition Member. Only one officer can be elected from any one Coalition Member.

#### Section 4.3 Elections.

All officers shall be elected by the Coalition at the annual meeting.

#### Section 4.4 Term.

Each officer shall serve a term of one year or until the next annual meeting of the Coalition and the election and qualification of their successors. Officers may serve consecutive terms.

#### Section 4.5 Duties of Officers.

- A. Chair. The Chair shall preside at all meetings of the Coalition, convene special meetings of the Coalition in accordance with these By-Laws; appoint the members, and the chair of each Coalition Committee; represent the Coalition in its relations with elected officials and other official bodies, groups and organizations; and carry out any additional duties as may be assigned by the Coalition.
- B. Vice Chair. The Vice-Chair shall, in the event of absence or disability of the Chair, perform the duties and exercise the responsibilities of the Chair; assist the Chair in disseminating information to the public concerning activities and proceedings of the Coalition; sign checks in the event of the absence or disability of the Treasurer; and carry out any additional duties as may be assigned by the Chair or the Coalition.
- C. Secretary. The Secretary shall attend all meetings of the Coalition and distribute a summary report of each Coalition meeting; give and serve all notices as required by these By-Laws; assist the Chair in attending to all official correspondence of the Coalition, keep a written record of attendance; maintain the records of the Coalition and serve as the Coalition's records management officer; distribute approved minutes to the clerk of each participating Coalition Member; and carry out any additional duties as may be assigned by the Chair or the Coalition.
- D. Treasurer. In conjunction with the chief fiscal officer of the Coalition Member designated to hold the "Western New York Stormwater Coalition" account, the Treasurer shall have care

and custody of the funds of the Coalition; process all payments; keep full and accurate books and records of all financial matters; invoice Coalition Members for the annual fee, and carry out such other duties as may be assigned by the Chair of the Coalition.

Section 4.6. Vacancies.

In the event of a vacancy in the office of the Chair, the Vice-Chair shall automatically become the successor and serve the balance of the term. Vacancies occurring in the offices of Vice Chair, Secretary or Treasurer shall be filled for the balance of the term by the Coalition at the next meeting of the Coalition.

ARTICLE V

COMMITTEES

Section 5.1 Executive Committee.

The Stormwater Coalition Executive Committee shall consist of seven Coalition Members including the Chair, Vice Chair, Secretary and Treasurer, one Village member, one Town member, and one agency or special district member. Members of the Executive Committee shall be elected at a regularly scheduled Stormwater Coalition meeting or the Annual Meeting. Members of the Executive Committee shall serve one year terms.

The Executive Committee shall meet a minimum of two times per year at a date and time established by the Chair. The meetings shall be open for attendance by any interested Stormwater Coalition Member. The Executive Committee shall act on behalf of the Coalition between scheduled meetings based upon decisions by the full Coalition; act on tasks delegated by the full Coalition; make recommendations to the full Coalition regarding the work plan, projects, fees and disbursement of funds toward the purposes of the Coalition. Recommendations of the Executive Committee shall be based upon a majority of those members present at the meeting.

Section 5.2. Ad Hoc Committees.

The Chair shall establish such ad hoc committees or subcommittees as the Coalition deems necessary to promote the purpose and carry on the work of the Coalition.

Section 5.3 Appointment of Committee Members.

The members of each committee or subcommittee and the chair thereof shall be designated by the Chair.

Section 5.4 Ex Officio Membership.

The Chair shall be an ex officio non-voting member of all committees or subcommittees created pursuant to these By-Laws.

ARTICLE VI

Section 6.1 Audit.

The payment of all bills and claims shall be subject to prior approval by the Coalition. Audits may be conducted as determined by the Coalition at the Annual Meeting.

Section 6.2 Administrative Services.

Staff from the Erie County Department of Environment and Planning (ECDEP) may act as contractors for providing administrative services to the Western New York Stormwater Coalition. Administrative services may include preparation of meeting notices, agendas and minutes; research and application for grant funding; contract oversight; and development of annual reports and other documentation required by NYS DEC to satisfy the requirements of GP-0-15-003 and subsequent renewals for the term of this Agreement. Additional services provided by ECDEP may include, but are not limited to, public education and outreach, public involvement initiatives, assistance with illicit discharge detection and elimination, assistance with construction site compliance oversight, and assistance with employee training. If ECDEP will act as a consultant to the Coalition, it must submit a proposed annual budget and work plan, including administrative services, to the Coalition on an annual basis for approval, beginning in January 2021. ECDEP staff time charges shall be reimbursed by funds obtained through federal and state grants, unless otherwise approved by the Coalition. The Coalition shall not incur financial obligations to ECDEP for any services outside of the workplan approved by the Coalition.

ARTICLE VII

ADOPTION AND AMENDMENT

Section 7.1 Adoption of By-Laws.

These By-Laws shall be adopted by affirmative vote as provided by Section 3.8 of these By-Laws, and may be amended in the same manner.

Section 7.2 Adoption of Amendments.

The wording of any proposed amendment to these By-Laws shall be included in the notice of the regular or special meeting at which the amendment is to be considered. Any proposed amendment shall be tabled at the meeting at which it is introduced, and may not be voted upon sooner than the next regular meeting.

TOWN OF BOSTON

BY: \_\_\_\_\_

TITLE: \_\_\_\_\_

DATE: \_\_\_\_\_

# Schedule Public Hearing for Boston Emergency Squad Contract

**NOTICE OF PUBLIC HEARING  
TOWN OF BOSTON**

A public hearing shall be held by the Town Board of the Town of Boston on December 16, 2020, at 7:30 p.m., to be conducted remotely through the use of telephone conference pursuant to Governor Cuomo's Executive Order 202.1 as extended by subsequent Executive Orders, to hear all interested parties on the proposed extension of the contract with Boston Emergency Squad, Inc., for the purpose of furnishing Ambulance Service to the Town for the amount of \$54,423 which will be allocated as follows: \$32,000 General Operating Costs, \$8,000 Liability Insurance and \$14,423 as the annual installment due on Sept. 29, 2021 to Evans Bank for Ambulance Unit #815. All parties in attendance at the hearing through the telephone conference will be permitted an opportunity to speak on the contract extension, and written comments received in the Town Clerk's Office by 4:00 p.m. on December 16, 2020 to be read aloud during the public hearing. To participate in the live hearing dial (224) 501-3412 and enter access code 379-968-157; to submit written comments mail to Town Clerk, 8500 Boston State Road, Boston, NY 14025 or email [townclerk@townofboston.com](mailto:townclerk@townofboston.com).

Dated: December 2, 2020

Published: December 4, 2020

BY ORDER OF THE  
TOWN BOARD

Sandra L. Quinlan,  
Town Clerk



**CODE ENFORCEMENT OFFICER - END OF MONTH REPORT**

**Oct-20**

**RECEIVED  
BOSTON TOWN CLERK  
2020 NOV 23 AM 11:13**

| <b><u>Date</u></b> | <b><u>Applicant<br/>Building Location</u></b> | <b><u>Action completed</u></b>                                        | <b><u>Permit #</u></b> | <b><u>Permit Fee</u></b> | <b><u>Structure<br/>Value</u></b> |
|--------------------|-----------------------------------------------|-----------------------------------------------------------------------|------------------------|--------------------------|-----------------------------------|
| 10/1/2020          | Beverly Marcy<br>7199 Lower East Hill Rd.     | Building permit issued for a barn                                     | 97                     | \$125.00                 | \$4,500                           |
| 10/2/2020          | 7256 Cole Road                                | Foundation inspection for attached garage                             |                        |                          |                                   |
|                    | 7305 Omphalius Road                           | Framing and final inspection for pole barn                            |                        |                          |                                   |
|                    | 7247 Liebler Road                             | Framing and final inspection for accessory building                   |                        |                          |                                   |
|                    | Powerline R.O.W.                              | Met with resident on ddrainage                                        |                        |                          |                                   |
| 10/6/2020          | Donnette Gorecki<br>7070 Taylor Road          | Building permit issued for residential addition                       | 98                     | \$83.00                  | \$67,000                          |
| 10/7/2020          | 5655 Rice Road                                | No entry                                                              |                        |                          |                                   |
|                    | 6585 Colonial                                 | Check structure in rear yard                                          |                        |                          |                                   |
|                    | Homestead                                     | Framing inspection for new roof                                       |                        |                          |                                   |
| 10/8/2020          | Boris Micov<br>7780 Feddick Road              | Building permit issued for pole barn                                  | 99                     | \$120.00                 | \$11,500                          |
|                    | Thomas Kyle<br>4550 Zerner Road               | Demolition permit issued for single family dwelling/detached garage   | 100                    |                          |                                   |
| 10/9/2020          | 5655 Rice Road                                | Rough framing & plumbing for single family dwelling w/attached garage |                        |                          |                                   |
|                    | 7763 Feddick Road                             | Framing and final inspection for pole barn                            |                        |                          |                                   |
|                    | 4861 Eckhardt                                 | Framing and final inspection for pole barn                            |                        |                          |                                   |
|                    | 7558 Boston State Road                        | Framing and final inspection for barn addition                        |                        |                          |                                   |
| 10/12/2020         | 8607 Lower East Hill Rd.                      | Rough framing and final inspection residential addition               |                        |                          |                                   |
| 10/13/2020         | Nick Kessler<br>6255 Rice Road                | Building permit issued for wood deck                                  | 101                    | \$75.00                  | \$4,000                           |
|                    | Alan Herbst<br>7168 Omphalius Road            | Building permit issued for pole barn                                  | 102                    | \$125.00                 | \$20,000                          |
|                    | Nick Dellapenta<br>8676 Feddick Road          | Building permit issued for accessory building                         | 103                    | \$90.00                  | \$12,000                          |
| 10/15/2020         | Chris Kanderfer<br>4614 Eckhardt Road         | Building permit issued for interior alterations                       | 104                    | \$50.00                  | \$15,000                          |
| 10/19/2020         | 8607 Lower East Hill Rd.                      | Insulation inspection for residential addition                        |                        |                          |                                   |
| 10/20/2020         | Mark Wolfley<br>8000 Back Creek Road          | Building permit issued for residential addition                       | 105                    | \$291.50                 | \$50,000                          |

|            |                               |                                                                    |     |                  |
|------------|-------------------------------|--------------------------------------------------------------------|-----|------------------|
| 10/21/2020 | 5655 Rice Road                | Insulation inspection for single family dwelling w/attached garage |     |                  |
| 10/27/2020 | Mark House<br>7422 Back Creek | Building permit issued for pole barn                               | 106 | \$90.00 \$22,000 |

|  |                                               |                                               |     |                  |
|--|-----------------------------------------------|-----------------------------------------------|-----|------------------|
|  | C.I.R. Electrical<br>7458 Lower East Hill Rd. | Building permit issued for solar installation | 107 | \$50.00 \$56,000 |
|--|-----------------------------------------------|-----------------------------------------------|-----|------------------|

|            |                      |                                                                |  |  |
|------------|----------------------|----------------------------------------------------------------|--|--|
| 10/30/2020 | 9031 Back Creek Road | Rough framing and plumbing inspection for residential addition |  |  |
|------------|----------------------|----------------------------------------------------------------|--|--|



William Ferguson  
Code Officer/Building Inspector

\_\_\_\_\_