AGENDA
REGULAR BOARD MEETING - TOWN OF BOSTON
November 4, 2026 – 7:30 P.M.

ITEM NO. I PRELIMINARY MATTERS

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

ITEM NO. II REGULAR BUSINESS

1. Correction and Adoption of the Minutes from October 21, 2026
2. Consideration of all Fund Bills

ITEM NO. III CORRESPONDENCE

1. September 2026 Income Statement & Cash Balances
2. Letter from ROC Affordable Housing Corporation
3. National Fuel Gas Corporation Notification
4. NYS Environmental Facilities Corp, Water Systems Improvements Phase 2, 2026 Water Infrastructure Improvement (WIIA) Grant
5. NYSEG Investing in Critical Transmission Infrastructure to Strengthen Reliability Across New York
6. NYSEG and RG&E's Recloser Program Minimizes Outage Impacts in New York
7. Application for Use of Meeting Facility – Boston Patriots Football
8. Application for Use of Meeting Facility – Great Falls Council – Cub Scout Pack Sign-up
9. Application for Use of Meeting Facility – Erie County Dept for the Aging

ITEM NO. IV NEW BUSINESS

1. Requests from the Floor (3-minute time limit per person)
2. Resolution 2026 – 70 Authorizing Agreement with Boys' and Girls' Club of Orchard Park, Inc.
3. Resolution 2026 – 71 Update Stipend for Board of Assessment Review
4. Resolution 2026 – 72 Resolution Authorizing Notice Pursuant to Civil Service Law § 71

5. Resolution 2026 - 73 Approval of the Staff Leasing Agreement Between Boston Emergency Squad and Town of Hamburg EMS
6. Resolution 2026 – 74 Resolution Authorizing Bids for Used Bucket Truck
7. Schedule a Public Hearing – Extending for an Additional Six (6) Months a Moratorium Prohibiting the Review and Approval of Applications and Issuance of Permits for Battery Energy Storage Systems in the Town of Boston
8. Application for Use of Facility – Boston Young at Heart Seniors
9. Application for Use of Facility – Boston Fire Company

ITEM NO. V OLD BUSINESS

ITEM NO. VI REPORTS AND PRESENTATIONS

1. Highway Superintendent
2. Councilmembers
3. Town Clerk
4. Supervisor

ITEM NO. VII ADJOURNMENT OF MEETING

1. Adjournment of Meeting

REGULAR BOARD MEETING TOWN HALL
NOVEMBER 4, 2026 7:30 P.M.

Present: Supervisor Jason Keding, Councilwoman Kelly Martin, Councilman Robert Penders, and Councilwoman Kathleen Selby.

Also Present: Highway Superintendent Robert Telaak, Town Clerk Sandra Quinlan.

Supervisor Keding called the meeting to order at 7:39 pm.

Pledge of Allegiance.

Supervisor Keding stated there are no other Preliminary matters.

Regular business:

A motion was made by Councilwoman Martin and was seconded by Councilwoman Selby to approve the minutes of the October 21, 2026 regular meeting.

Supervisor Keding	Yes	Councilwoman Martin	Yes
Councilman Penders	Yes	Councilwoman Selby	Yes

four (4) Yes Carried

A motion was made by Councilman Penders and was seconded by Councilwoman Martin upon review by the Town Board, that fund bills in the amount of $64,489.39 be paid.

Supervisor Keding	Yes	Councilwoman Martin	Yes
Councilman Penders	Yes	Councilwoman Selby	Yes

four (4) Yes Carried

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

September 2026 Income Statement & Cash Balances

Letter from ROC Affordable Housing Corporation

National Fuel Gas Corporation Notification

NYS Environmental Facilities Corp, Water Systems Improvements Phase 2, 2026 Water Infrastructure Improvement (WIIA) Grant

NYSEG Investing in Critical Transmission Infrastructure to Strengthen Reliability Across New York

NYSEG and RG&E's Recloser Program Minimizes Outage Impacts in New York

Application for Use of Meeting Facility – Boston Patriots Football

Application for Use of Meeting Facility – Great Falls Council – Cub Scout Pack Sign-up

Application for Use of Meeting Facility – Erie County Dept for the Aging

New business:

Requests from the Floor:

Supervisor Keding stated the floor is open for public comment.

The following persons were heard:

Jill McLean
Jay Jackson
Richard Hawkins
Deputy Miller

Supervisor Keding stated the floor is closed.

A motion was made by Councilwoman Selby and was seconded by Councilman Penders,

RESOLUTION 2026 – 70 AUTHORIZING AGREEMENT WITH BOYS' AND GIRLS' CLUB OF ORCHARD PARK, INC.

WHEREAS, the Town of Boston desires to provide year-round recreation and after-school programming to the youth of the Town without the expense and liability of running its own recreation program; and
WHEREAS, the Boys' and Girls' Club of Orchard Park, Inc. (the "Club"), has offered to provide programming, management, resource development and financial oversight services to improve the recreation programs and services provided for Town of Boston youth; and
WHEREAS, the proposed management agreement between the Town and the Club provides that the Club will provide services to Boston youth in exchange for Town support in the amount of $80,000 for 2027 and $80,000 for 2028 and the use of the Town's existing recreation building; and
WHEREAS, the proposed management agreement contains additional mutually desirable terms and covenants; and
WHEREAS, the Town Board believes that entering into a management agreement with the Club is in the best interests of the Town of Boston;
NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Boston hereby authorizes the Town Supervisor to execute the management agreement with the Boys' and Girls' Club of Orchard Park, Inc., continuing the services provided to the community for the last 6 years.

Supervisor Keding	Yes	Councilwoman Martin	Yes
Councilman Penders	Yes	Councilwoman Selby	Yes

four (4) Yes Carried

A motion was made by Councilwoman Martin and was seconded by Councilwoman Selby,

RESOLUTION 2026 – 71 UPDATE STIPEND FOR BOARD OF ASSESSMENT REVIEW

WHEREAS, the Town of Boston requires three members for its Board of Assessment Review ("BAR"), and has found recruitment and retention of qualified members to be challenging, in part because BAR members must attend training and grievance day(s) that occur during normal business hours; and
WHEREAS, all volunteer members of Town Advisory Boards sacrifice precious time and talent, but most required meetings and trainings for the other Boards can be attended outside of normal business hours, and therefore members of other Town Advisory Boards generally are not required to take paid or unpaid leave from their jobs to participate; and
WHEREAS, on Resolution 2024-24, the Town Board set up a stipend for the Board of Assessment Review members to offset expenses or losses incurred while serving on the BAR; and
WHEREAS, the Town Assessor requested that the 2027 budget include an increase in the stipend amounts set in 2024 to $165/member for Grievance Day and $30/training session;
NOW THEREFORE BE IT RESOLVED, that the Town of Boston does hereby update and re-adopt the following policies and procedures relating to the Board of Assessment Review (BAR) also known as Assessment Board of Review:

Purpose – The purpose of these policies and procedures is to establish guidelines for providing a stipend to members of the Assessment Board of Review for their participation in training sessions and grievance days.

Eligibility – All Members of the Assessment Board of Review may receive a stipend for days they actively participate in training sessions and grievance day proceedings.

Stipend Amounts – Members may receive stipends for their service as follows:

- **Training Sessions:** Members are eligible for a stipend of $30 per training session attended. Training sessions are held by the County using materials provided by New York State which are aimed at detailing pertinent information to the role of a Board of Assessment Review member as well as detailed information on the Grievance Day process and requirements.
- **Grievance Day:** Members are eligible for a stipend of $165/day for their participation on grievance day. Grievance day refers to the specific day or days set aside for property owners to challenge their property assessments before the Assessment Board of Review.

Submission of Claims – Members who wish to receive a stipend must submit a signed voucher to the bookkeeper within 30 days following the training session or grievance day. Along with the voucher, supporting documentation shall include a Form W-9, and proof of attendance in the form of a certificate of completion, sign-in sheet, or verification of attendance by the Town Assessor.
Approval & Payment of Claims – Stipend claims will be reviewed by the bookkeeper and put in front of the town board for approval via abstract at a town board meeting. Payments will be issued by check to the claimant.

Source of Funds - Payment shall be made through funds appropriated in the 2027 budget on line A00-1355-0400 (Assessor-Contractual). Stipends in future years shall be evaluated at budget creation.

Review & Amendments to Policy – These policies and procedures will be subject to periodic review and may be amended by the Town Board to reflect changes in stipend rates, eligibility criteria, or other relevant factors. The Town Board may eliminate stipends, and no stipends shall be available if sufficient funds are not appropriated by the Town Board for that purpose in future years. Any amendments will be communicated to the Assessment Board of Review in a timely manner.

Implementation –These policies and procedures shall take effect immediately upon approval by the Town Board with stipends as described herein available for the 2027 Assessment Board of Review.

Supervisor Keding	Yes	Councilwoman Martin	Yes
Councilman Penders	Yes	Councilwoman Selby	Yes

four (4) Yes Carried

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

RESOLUTION 2026 – 72 **RESOLUTION AUTHORIZING NOTICE PURSUANT TO CIVIL SERVICE LAW § 71**

WHEREAS, the Town Board has reviewed the employment status of Thomas Murphy, Code Enforcement Officer, and the applicable provisions of New York State Civil Service Law § 71; and
WHEREAS, the Town Board desires to provide the employee with appropriate notice and an opportunity to exercise his rights under applicable law;
NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes Town Supervisor Jason Keding to issue a Notice of Proposed Termination of Employment to Thomas Murphy pursuant to Civil Service Law § 71, with a proposed effective termination date of December 14, 2026; and
BE IT FURTHER RESOLVED, that the Town Board hereby authorizes termination of said employment effective December 14, 2026, provided that all applicable notice and procedural requirements have been satisfied, and subject to the employee's rights under Civil Service Law § 71 and other applicable law; and
BE IT FURTHER RESOLVED, that the Town Supervisor is authorized to take such administrative actions as may be necessary to implement this resolution, including extending the proposed termination date if necessary to comply with applicable legal requirements.

Supervisor Keding	Yes	Councilwoman Martin	Yes
Councilman Penders	Yes	Councilwoman Selby	Yes

four (4) Yes Carried

A motion was made by Councilman Penders and was seconded by Councilwoman Selby,

RESOLUTION 2026 – 73 APPROVAL OF THE STAFF LEASING AGREEMENT BETWEEN BOSTON EMERGENCY SQUAD AND TOWN OF HAMBURG EMS

WHEREAS, in 1989 the Town of Boston formed the Town of Boston Ambulance District ("District"), encompassing the entire Town, to provide ambulance service for the Town; and

WHEREAS, Boston Emergency Squad, Inc. ("BES"), has provided ambulance service to the District since it was created, and that not-for-profit, volunteer-run organization proudly has provided ambulance service to the Town since 1967; and

WHEREAS, the District and BES annually enter into a contract that outlines the services to be provided by BES and the consideration to be provided by the Town; and

WHEREAS, pursuant to Town Law § 198(10-f)(a), on behalf of the District the Town Board is empowered with respect to the District to "contract with one or more individuals, municipal corporations, associations, or other organizations… to supply staff and equip emergency medical service or ambulance vehicles suitable for such purposes and operate such vehicles for the furnishing of prehospital emergency treatment;" and

WHEREAS, the Town has been notified that BES has entered into a Staff Leasing Agreement with the Hamburg Volunteer Ambulance Company, Inc. doing business as Town of Hamburg EMS ("HEMS"), for the provision of staffing an Advanced Level Emergency Medical Technician (AEMT) to help with declining volunteerism rates and bolster the level of calls that are able to be responded to within town; and

WHEREAS, the Town Board recognizes the challenges associated with declining volunteer levels and the importance of ensuring that the BES maintains sufficient ability to respond to emergency calls and meet the service demands of the ambulance district; and

WHEREAS, the Town Board understands that the Staff Leasing Agreement with HEMS is an effort to address these volunteer shortages to support reliable and timely emergency medical services to the Town of Boston residents; and

WHEREAS, the Town Board has reviewed the Staff Leasing Agreement and finds the conditions set forth are in the interest in maintaining reliability of ambulance and emergency medical services for the residents of the District;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Boston, acting on behalf of the District, hereby acknowledges and approves the utilization by BES of supplemental emergency medical personnel pursuant to the Staff Leasing Agreement dated October 2, 2026, between BES and HEMS, without the Town becoming a party to said Agreement; and

BE IT FURTHER RESOLVED, that such approval shall not amend, modify, or supersede the Town's existing contractual arrangement with BES, shall not create any additional financial obligation or contractual liability on the part of the Town of Boston or the District, and shall not constitute an assumption by the Town or District of any obligations, responsibilities, or liabilities of either

party under the Staff Leasing Agreement. BES shall remain fully responsible for complying with all of its obligations under both the Staff Leasing Agreement and its existing contractual agreement with the Town, and all rights and remedies of the Town under that existing agreement are expressly reserved. Nothing contained herein shall constitute a waiver or modification of any insurance, indemnification, or defense obligations owed to the Town of Boston or the District pursuant to its existing contractual agreement with BES.; and

BE IT FURTHER RESOLVED, that nothing contained herein shall be construed as creating an employment, agency, or supervisory relationship between the Town of Boston or the District and any personnel furnished pursuant to the Staff Leasing Agreement, and neither the Town nor the District shall assume responsibility for the hiring, training, supervision, compensation, or termination of such personnel; and

BE IT FURTHER RESOLVED, that BES shall promptly provide the Town Board, acting on behalf of the District, with copies of any amendments, renewals, extensions, or material modifications to the Staff Leasing Agreement, and shall promptly notify the Town Board of any termination of said Agreement or material interruption in staffing services.

Supervisor Keding	Yes	Councilwoman Martin	Yes
Councilman Penders	Yes	Councilwoman Selby	Yes

four (4) Yes Carried

A motion was made by Councilwoman Selby and was seconded by Councilman Penders,

RESOLUTION 2026 – 74 RESOLUTION AUTHORIZING BIDS FOR USED BUCKET TRUCK

WHEREAS, the Town Highway Superintendent has advised that a used bucket truck is needed for Town highway operations and has submitted proposed specifications for one vehicle; and

WHEREAS, the Town Board desires to solicit competitive sealed bids in accordance with General Municipal Law § 103, without committing the Town to make a purchase at this time; now, therefore, be it

NOW, THEREFORE, BE IT RESOLVED, that the Town Board approves the specifications for one used bucket truck in substantially the form presented at this meeting, subject to nonmaterial final edits approved by the Town Attorney and Highway Superintendent; and be it further

BE IT FURTHER RESOLVED, that the Town Clerk is authorized and directed to publish an advertisement for sealed bids in the Town's official or designated newspaper and to make the complete bid package available to prospective bidders; bids shall be received and publicly opened at the date, time, and place stated in the advertisement; and be it further

BE IT FURTHER RESOLVED, that the Highway Superintendent may arrange inspections of vehicles offered, and all bids shall be presented to the Town Board for consideration and any award. The Town Board reserves the right to reject all bids and readvertise in accordance with law.

Supervisor Keding	Yes	Councilwoman Martin	Yes
Councilman Penders	Yes	Councilwoman Selby	Yes

four (4) Yes Carried

A motion was made by Supervisor Keding and was seconded by Councilwoman Martin to schedule a public hearing for December 2, 2026 at 7:35 pm, Extending for an Additional Six (6) Months a Moratorium Prohibiting the Review and Approval of Applications and Issuance of Permits for Battery Energy Storage Systems in the Town of Boston.

Supervisor Keding	Yes	Councilwoman Martin	Yes
Councilman Penders	Yes	Councilwoman Selby	Yes

four (4) Yes Carried

A motion was made by Councilwoman Martin and was seconded by Councilwoman Selby to approve the Use of Facility application, Boston Young at Heart Seniors, senior meetings, 2nd and 4th Fridays in 2027, 1:00 pm to 3:00 pm, Community Room, kitchen, and bathroom facilities. Use of Facility fee has been waived.

Supervisor Keding	Yes	Councilwoman Martin	Yes
Councilman Penders	Yes	Councilwoman Selby	Yes

four (4) Yes Carried

Councilman Penders reported that the Boston Fire Company has withdrawn its Use of Facility application, a motion was made by Councilman Penders and was seconded by Supervisor Keding to waive this item in light of the withdrawal.

Supervisor Keding	Yes	Councilwoman Martin	Yes
Councilman Penders	Yes	Councilwoman Selby	Yes

four (4) Yes Carried

Supervisor Keding stated that there is no Old business.

Reports and Presentations:

Highway Superintendent Telaak reported on the following:

Leaf pickup is underway, this week and last week are two busiest weeks. There are a lot of leaves out there, and the highway workers are doing a great job of getting them picked up. We will be picking up leaves for at least two to three more weeks until snowfall. He asked residents to put leaves out as soon as they can.
Plow trucks were essentially ready and the salt barn is full.
Two major trouble spots regarding drainage:
Hillcroft: The ditch behind Hillcroft was last cleaned 22 years ago and had not been a problem until this past Spring. The creek is now filled in and

should be cleaned before winter. He had offered at the previous meeting to clean it with his own machine, on his own time, at no charge. The Town Attorney advised waiting for a resolution, there was no resolution at tonight's meeting..
Colonial Drive: The subdivision dates to roughly the 1960s. In his opinion the creek was rerouted by the developer with a 90-degree bend behind the homes. A resident who owns property there has not allowed access for cleanup.
Boston Cross used to be a major problem area, where the Town spent a couple hundred thousand dollars on piping, a receiver and a trash rack with gravel dams, and no problem has occurred in many years.
On Pin Oak, a berm built along the gutter during his first year, authorized by the Town Board, has kept water in the gutter. Water has reached the Eighteen Mile Creek bridges only during 100-year rainstorms, and the last such event was ten or more years ago. He added that plugged culverts cause most problems. When there is a major storm, every town can have a problem, not just Boston.

Councilwoman Selby reported on the following:

Commended Superintendent Telaak for going above and beyond on drainage. She noted that she had served as drainage liaison for the past six years and expressed confidence in working with the Town's engineers and the Highway Superintendent going forward. Welcomed Deputy Miller back, it's nice to receive updates and thanked for coming.

Councilman Penders reported on the following:

Expressed appreciation for the new contract with Hamburg Emergency Services. He noted that it spares the Town from duplicating equipment and provides an excellent service to the Town. He wished everyone a Happy Thanksgiving, noted that there is one more meeting before that.

Councilwoman Martin reported on the following:

Nothing to report.

Town Clerk Quinlan reported on the following:

Reported that the previous day's Connect Life blood drive was held at the Patchin Fire Hall rather than at Town Hall. It collected 30 units, which could help save the lives of 90 local patients. The next blood drive will be Tuesday, December 1st, in the Town Hall Community Room from 2:00 to 7:00 PM. Also confirmed that HEAP outreach will be offered at Town Hall on December 15, 2026 and March 17, 2027. She invited residents to call her office for information, and flyers were posted at Town Hall and will be distributed around Town.

Supervisor Keding reported on the following:

Speed limit petition: Reported that the Town received a petition on October 26th from residents requesting that the speed limit on Thornwood, Park, and

Willow Drive be lowered from 35 to 25 miles per hour. Under New York State law, the request must be referred to Erie County. A resolution making the referral will be presented at the next meeting. He explained that if the County approves, the Town Board and Town Attorney would need to pass local laws, with public hearings, to remove the three roads from their current designated area and establish a separate 25 mile-per-hour area. He added that the County historically has not often honored such requests, but the Town will do its due diligence.

Route 219 lights: Two Town-maintained streetlights on the northern side of Route 219 toward Hamburg are out and will be repaired in the near future.

Water projects: Phase 1 has one outstanding punch list item, which the Town hopes to complete before Winter. Phase 2 is awaiting DEC and Army Corps of Engineers approvals, which are holding up the bid process.

Town Historian Frank Gamel: The Historian is working with a vendor who has offered to install Pomeroy Foundation markers.

Drainage: Responded to the evening's drainage comments. He stated that the Town is addressing the cumulative effects of years of projects at today's higher costs. He explained that multimillion-dollar projects can realistically be funded only through a drainage district, which creates an additional tax, and that establishing one requires public hearings and local laws. A Town-wide drainage district could be placed before voters by permissive referendum, and other communities have taken this approach. That the decision would ultimately rest with the public and that grant funding is not guaranteed. He noted that the Town has worked with Erie County Soil and Water and commissioned a drainage study with LaBella, and that this Board created the first funding mechanism for drainage. He cited completed projects on Park Drive, near the Patchin Fire Hall, and on Heinrich Road near Zittel's Farms. He stated that a full drainage plan would cost more money and time but would identify all problem areas, and he invited residents to speak with him and review the comprehensive plan and drainage study.

A motion was made by Supervisor Keding and was seconded by Councilwoman Selby to adjourn the meeting at 8:17 p.m.

Supervisor Keding	Yes	Councilwoman Martin	Yes
Councilman Penders	Yes	Councilwoman Selby	Yes

four (4) Yes Carried

Open Meetings Law, Public Officers Law, Article 7, §106. Minutes.
Minutes shall be taken at all open meetings of a public body which shall consist of a record or summary of all motions, proposals, resolutions and any other matter formally voted upon and the vote thereon.

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

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SANDRA L. QUINLAN, BOSTON TOWN CLERK