

## REGULAR MEETING

August 6, 2007

A regular meeting of the Town Board of the Town of Busti was held on August 6, 2007 at 6:45 p.m., at the Town of Busti Administration Building, 121 Chautauqua Avenue, Lakewood, New York, with the following members present:

Supervisor Kathleen A. Sullivan  
Councilman Lyle T. Hajdu  
Councilman Richard a. Sanders  
Councilman Paul R. Hazzard  
Councilwoman Marsha L. Hern - absent

Supervisor Sullivan called the meeting to order with the salute to the flag and a moment of silence was observed.

Roger Bender appeared on behalf the board regarding the Board of Assessment Review.

Michael Higbee, 4362 West Fairmount Avenue requested that his property be rezoned commercial. His request was referred to the Planning Board on August 15, 2007 at 7:00 p.m.

Highway Superintendent Eugene A. Johnson reported that his department will be working on the Forest Avenue water project. He noted that the highway department is cleaning out Crescent Creek

Lakewood-Busti Police Chief John Bentley presented his police report.

Supervisor Sullivan offered the following motion which was duly seconded by Councilman Sanders:

RESOLVED, that payment be made to City of Jamestown Board of Public Utilities in the amount of \$61,508 for the Five Corners Water Project.  
Upon roll call vote, all aye.

Councilman Sanders offered the following resolution which was duly seconded by Councilman Hazzard:

RESOLVED, by Busti Town Board resolution, let it be known that the Town of Chautauqua has withdrawn from the Consolidated Assessment Program (CAP) with the Town of Busti and the City of Jamestown. The Town of Chautauqua has completed their 10-year commitment as of the July 1<sup>st</sup>, 2007 filing of the final assessment roll by Randall G. Holcomb, Assessor, and withdrew from the Consolidated Assessment program by Chautauqua Town Board resolution passed at their July 9, 2007 Town Board meeting.

BE IT FURTHER RESOLVED, that the Consolidated Assessment Program, Chautauqua County CAP #2 (as titled by the NYS Office of Real Property Services) will continue with the participation of the Town of Busti and the City of Jamestown, beginning with 2008 assessment roll.

Upon roll call vote, all aye.

Engineer Brian Pound on behalf of Tolman Engineering appeared before the board regarding Edward F. Loomis Jr. Park regarding the bids for the park. He noted the original bids from LW Parker Ent. Inc. \$499,994 and H&K Services \$464,668 which is out of budget. The proposed building costs bid was removed from the bid making the bid \$206,417.40.

Supervisor Sullivan offered the following motion which was duly seconded by Councilman Hazzard:

RESOLVED, that the town go forward with the recommended contract from Tolman Engineering for Edward F. Loomis Jr. Park Improvements with H& K Services for a grand total of the anticipated contract amount of \$206,417.40.

Upon roll call vote, all aye.

Councilman Sanders offered the following motion which was duly seconded by Supervisor Sullivan:

RESOLVED, that Ann Zahn be appointed to the Hazeltine Library Board.

Upon roll call vote, all aye.

Councilman Hajdu noted that the Chautauqua Lake Management Commission has contracted with TVGA Consultants to do a watershed survey of the county.

Supervisor Sullivan noted the following correspondence:

Melissa Johnson re: accident at the corner of Big Tree Road and Hunt Road – referred to Engineer John Bremmer, Chautauqua Co. DPW.

Pitney Bowes billing statements – no action taken.

Wayne C. Felle, P.C. re: boundary fence at 2346 W. Lake Road.

Joseph M. Giglio, Member of Assembly re: NYS Property Taxpayer Protection Act.

James N. Tedisco, Assembly Republican Leader re: NYS Property Taxpayer Protection Act.

Ashville Fire District re: new secretary Veryl Williams.

Village of Lakewood, Notice of Public Hearing for Bonny Milliner, 16 E. Third Street & James L. Taylor 23 West Third Street.

Receipt of Bond Anticipation Note for \$202,650 for South Main Street Water Extension.

Notice of scheduled Planning Board Meeting for August 15, 2007 for Allen Fire Equipment.

Notice from Time Warner Cable on cable services 7/1/07, 8/1/07.

Beckman & Seachrist re: Options to Improve Loomis Bay Driveways.

Notice of petition re: Wal-Mart Real Estate Business Trust & Ashford Jamestown Corp.

Zoning Board of Appeals Minutes July 25, 2007.

Catharine M. Young re: information of NYS Taxpayer Protection Act.

Supervisor Sullivan made the following motion which was duly seconded by Councilman Hajdu:

RESOLVED, that Supervisor Sullivan be authorized and directed to pay the presented General Fund, Highway Fund, Joint Recreation Fund and Hazeltine Public Library bills for Abstract No. 14 for warrant #529 to and including #582 in the amount of \$135,370.51.

Upon roll call vote, all aye.

Upon motion duly made by Supervisor Sullivan the meeting adjourned at 7:30 p.m.

---

Diane M. VanDewark, Town Clerk