

## REGULAR MEETING

July 7, 2008

A regular meeting of the Town Board of the Town of Busti was held on July 7, 2008 at 6:45 p.m., at the Town Administration Building, 121 Chautauqua Avenue, Lakewood, New York with the following members present:

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

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

Those present at the meeting were: Angelo & Diane Terrano, Tim Young, Chris Bohn, William & Sandra Maning, Lakewood-Busti Police Chief John Bentley, Busti-Lakewood Recreation Director Diana Peterson, Zoning Officer Charles Stafford, and Highway Superintendent Melvin J. Peterson.

William and Sandra Maning appeared before the board regarding dogs running at large on Loomis Bay Road. A sign will be posted on Loomis Bay Road to alert residents of the leash law in the Town of Busti.

Busti-Lakewood Recreation Director Diana Peterson reported that parking lot signs will soon be posted. The summer playground is going good but there was not enough interest to have a tennis program this year.

Highway Superintendent Melvin J. Peterson reported that the Jamestown Board of Public Utilities has loaded the water line on South Main Street Extension. The highway department is paving roads, patching pot holes and fixing shoulder damage on Cowing Road and Shadyside Road.

Chris Bohn requested the board to send a letter to County Executive Gregory Edwards asking that a county engineer look at Winchester Road Bridge to see if it is feasible to save Winchester Road Bridge.

Angelo & Diane Terrano are waiting to hook up to water on South Main Street Extension.

Tim Young reminded the board of the next Busti Hamlet Development meeting which will be held on Thursday July 17<sup>th</sup> at 7:00 p.m. at the Busti Fire Hall.

Lakewood-Busti Police Chief John Bentley reported that there were 731 incidents in June making a total of 4,794 incidents to date.

Supervisor Sullivan made a motion to accept the resignation of KC Kennels for stray dogs effective June 25, 2008 which was duly seconded by Councilman Sanders.  
Upon roll call vote, all aye.

Councilman Sanders moved to adopt the agreement for animal holding with the Chautauqua County Humane Society Inc. subject to waiving the \$5 administrative fee if possible which was duly seconded by Councilman Hazzard:  
Upon roll call vote, all aye.

Councilman Sanders moved to approve the following budget transfers which were duly seconded by Supervisor Sullivan:

Transfers to account:		Transfers from account:	
A7110.400 Parks – Contractual	6,200.62	A1990.400 Contingency	<u>6,936.00</u>
A5010.400 Supt. HW – Cont.	47.00		
A7550.400 Celebrations – Cont.	688.38		
	<u>6,936.00</u>		

A3510.00 Control of Dogs P.S.	<u>3,380.00</u>	A3510.400 Dogs Cont.	<u>.3,380.00</u>
To adjust budget for “A Fund”			

J1620.200 Joint Rec. Equip	<u>20,909.39</u>	J1990.400 Contingency	2,000.00
		J7320.400 Joint Rec. Cont.	18,090.39
			<u>20,090.39</u>
To adjust budget for “J Fund”			

L9060.800 Library-Health Ins.	<u>50.00</u>	L7410.400 Library Cont.	<u>50.00</u>
To adjust budget for “L Fund”			

Upon roll call vote, all aye.

Councilman Hazzard noted the quote for property at 1867 Maple Street from Lakeland Environmental to perform NYS pre-demolition asbestos survey of single-family structure in the amount of \$1,898 and Kingsview Enterprises Inc. in the amount of \$7,400 for the asbestos survey and removal of building.

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

RESOLVED, that the town accept the quotation/authorization from Lakeland Environmental to perform NYS pre-demolition asbestos survey of single-family structure at 1867 Maple Street, Ashville, New York in the amount of \$1,898.

Upon roll call vote, all aye.

Supervisor Sullivan offered the following motion which was duly seconded by Councilwoman Hern:

RESOLVED, that payment be made to Lakeland Environmental in the amount of \$3,149 for the Pre-Demolition Asbestos/Lead Survey and Limited Phase 1 Environmental

Site Assessment of former Pennzoil Gas Station, property located at 1786 Forest Avenue Extension, Jamestown, New York.

Upon roll call vote, all aye.

Supervisor Sullivan noted the following correspondence:

Tri County Tobacco Free Programs resolution.

Workers' Compensation board re: Richard W. Taylor Notice of Decision.

Chautauqua Energy Inc. re: Kidder #1 well.

State of New York, Department of Transportation re: Petition of the Town of Busti pursuant to Section 91 of the Railroad Law to determine hearing date.

Chautauqua County Health Department re: Approval of completed works for public water supply improvement.

Southern Tier West re: Certificate of Appreciation.

Stateline Speedway re: Fireworks June 28<sup>th</sup>.

Zoning Board of Appeals Minutes June 25, 2008.

Association of Towns re: Planning & Zoning Summer Schools schedule.

Bulletin – Jaeckle Fleischmann & Mugel, LLP re: New York State Legislature passes bill amending Brownfield Cleanup Law.

Bulletin – NYS Department of Health re: Small System Operator Training on protecting your water.

Lyle T. Hajdu, Chautauqua Lake Watershed Conservatory re: land proposal.

Chautauqua Watershed Conservancy Workshop on Wednesday July 9, 2008 at 7:00 p.m.

Time Warner Cable re: agreements with programmers.

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

RESOLVED, that Supervisor Sullivan be authorized and directed to pay the presented General Fund, Highway Fund, Joint Recreation and Hazeltine Public Library bills for Abstract No. 12 from warrant #416 to and including #480 in the amount of \$81,622.79.

Upon roll call vote, all aye

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

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Diane M. VanDewark, Town Clerk