

REGULAR MEETING

July 6, 2009

A regular meeting of the Town Board of the Town of Busti was held on July 6, 2009 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 Lyle T. Hajdu
Councilman Richard A. Sanders

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

Those present were: Angelo & Diane Terrano, Thomas Danielson, Leona Anderson, Lawrence Nall, Daniel Butera, Stephen Pownall, Tim Young, Jessie Robbins, Colleen Anderson, Warren VanDewark, County Legislator Rudy Mueller, Zoning Officer Charles Stafford and Lakewood-Busti Police Chief John R. Bentley.

Dan Butera appeared before the board regarding a proposal in 1989-1990 for a retention pond on South Avenue. Councilman Hajdu and Highway Superintendent Melvin J. Peterson will go and look over the area.

Lawrence Null appeared before the board regarding "No Parking" signs being posted on Marietta Place.

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

RESOLVED, that the town highway post "No Parking" signs 25' on either side of his driveway.

Upon roll call vote, all aye.

Stephen Pownall appeared before the board regarding replacement of a sluice pipe which carries water from his neighbor's property and as well as water that comes along the road ditch. Councilman Hazzard, Councilman Sanders and Highway Superintendent Melvin J. Peterson will meet with him and bring their recommendations back to the board.

Rebecca Anderson appeared before the board regarding the purchase of lots on First & Second Avenue (384.12-4-20, 21, 30 & 31) in Cottage Park. No action was taken at this time by the board.

Highway Superintendent Melvin J. Peterson stated that the town has had a lot of storm damage in east corner of the town. Loomis Park is completed and the town can submit the final paperwork for grant money. The Shadyside Road Debris Basin/Constructed Wetland project needs to be done this year for grant money. He reported that he has

received a permit from the New York State Department of Transportation to install the sidewalks at the corner of Forest Avenue and Stillwater Road for the Busti Monument.

Lakewood-Busti Police Chief John R. Bentley reported 794 incidents for June with a total of 5,000 to date.

Highway Superintendent noted the bids received for highway road oils which were received on June 29th at 12:00 noon.

Russell Standard Corporation:

702-4101	CRS-2	\$1.756
702-4101P	CRS-2P	\$1.874

Suit-Kote Corporation:

702-4101	CRS-2	\$1.485
702-4101P	CRS-2P	\$1.885

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

RESOLVED, that upon the recommendation of Highway Superintendent Melvin J. Peterson the town accept the highway bid from Russell Standard Corporation for 702-4101P – CRS-2P for \$1.874 and that all other highway materials be accepted from county bids.

Upon roll call vote, all aye.

Supervisor Sullivan noted the amount due from Pennzoil Gas Station and offered the following motion which was duly seconded by Councilman Hazzard:

RESOLVED, that the amount of \$19,309.71 be levied on their 2010 tax bill for Pennzoil Gas Station, 1786 Forest Avenue Extension, Jamestown, New York known as Section 404.01-2-2.

Upon roll call vote, all aye.

Supervisor Sullivan noted easements from Surveyor Daniel L. Barry for Timothy & Brenda Anderson, Busti Historical Society, Maureen Ryan, John H. Nelson at Nutt Road, Daniel Johnson, Sharon Ross, The Mack Family Trust, Daniel & Theresa Larson and Kevin & Diane Sturzenbecker and will contact them regarding future water lines for the Five Spokes.

Supervisor Sullivan noted receipt from Chautauqua Co. Health Department regarding approval of Plans for water main extension for Park Street & Garfield Road Phase 1 & 2.

Councilman Hajdu reported that he and Highway Superintendent Melvin J. Peterson met with David Bentley, 2105 Shadyside Road to redesign the storm drain on the west side of the road to try to intercept the stream. Councilman Hajdu also visited Cottage Park at First Avenue down to Chautauqua and North & Gleason regarding flooding issues going

on in that area.

Supervisor Sullivan will request a letter of agreement from Attorney Joel H. Seachrist regarding replacement of a tree located at 4615 Cowing Road, Lakewood, New York owned by Steven Gustafson.

Supervisor Robbins noted the following reports and correspondence:

Town's final settlement for 2009 tax collection.
State of New York Unified Court System re: Justice Court Assistant Program Grant (JCAP).
Zoning Board of Appeals Minutes June 24, 2009.

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

RESOLVED, that the building permit fee for agricultural buildings be .08 per square foot in the Town of Busti.
Upon roll call vote, all aye.

Supervisor Sullivan offered 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 the Hazeltine Public Library for Abstract No. 12 from warrant #465 to and including #523 the amount of \$44,883.43.
Upon roll call vote, all aye.

Upon motion duly made by Supervisor Sullivan the meeting adjourned at 8:30 p.m.

Diane M. VanDewark, Town Clerk

