

REGULAR MEETING  
May 6, 2013

A regular meeting of the Town Board of the Town of Busti was held on May 6, 2013 at 6:45 p.m., at the Town Administration Building, 121 Chautauqua Avenue, Lakewood, New York with the following members present:

Supervisor Jesse M. Robbins  
Councilman Kenneth J. Lawton  
Councilman Brett A. Muccheck  
Councilman Richard B. Thor  
Councilman Todd M. Hanson - absent

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

Present at the meeting were: Judy Schultz, Mary Griffin, Lori Robbins, Deputy Clerk Darlene Nygren, Highway Superintendent Melvin J. Peterson, Busti-Lakewood Recreation Director Diana Peterson, Attorney Joel H. Seachrist and Lakewood-Busti Police Chief John Bentley.

Town Clerk Diane VanDewark presented her final town tax collection for 2013.

Lakewood-Busti Police Chief John Bentley reported 732 incidents for April making a total to date 3,425.

Highway Superintendent Melvin J. Peterson reported that two tennis courts were cracked sealed at Earl W. Lawson Town Park, Randy Milks assisted North Harmony with stream restoration at Cheney Creek and Tim Young assisted Village of Lakewood with brush pick up which is all part of shared services. He explained the process of Zero-Sort Recycling for the transfer station.

Supervisor Robbins moved that the transfer station sticker be \$75.00 which was duly seconded by Councilman Thor:  
Upon roll call vote, all aye.

Supervisor Robbins noted request from Joseph Gerace Sr. to make the triangle at the five corners a town park.

Councilman Muccheck moved the following resolution which was duly seconded by Supervisor Robbins:

RESOLVED, the Town of Busti supports the principal of the creation of a town park to honor Paul Busti on the triangle property owned by the Town at the hamlet intersection and requests that interested community members form a committee to preserve the park and raise funds necessary for the creation thereof including for the title search and survey required by the town before it can officially dedicate the triangle as a town park.

Upon roll call vote, all aye.

Supervisor Robbins moved the following resolution which was duly seconded by Thor:

RESOLVED, that the 2013 Town Budget be amended in the highway fund for CHIPS money from \$114,000 to \$146,932 in accounts DB5112.200 Appropriations and DB3501 Revenues which would increase both accounts by \$32,932.

Upon roll call vote, all aye.

Supervisor Robbins moved the following agreement for Southwestern Central School which was duly seconded by Councilman Muccheck:

#### AGREEMENT

This agreement made and entered into this 6th day of May, 2013 by and between:

TOWN OF BUSTI

121 Chautauqua Avenue

Lakewood, New York hereinafter referred to as "Town of Busti"

and

SOUTHWESTERN CENTRAL SCHOOL

600 Hunt Road, W. E.

Jamestown, New York hereinafter referred to as "Southwestern"

#### WITNESSETH

1. Southwestern shall be responsible for sorting tax bills provided by the Chautauqua County Department of Real Property Tax Services and for mailing the same at the school's expense;
2. Southwestern shall provide a lock box system with M & T Bank in conjunction with the tax collection done by the Town of Busti;
3. The Town of Busti shall be responsible for printing of receipts of tax bills as they are paid and/or requested at the Town of Busti;
4. Southwestern shall be responsible for providing envelopes, and postage paid envelopes for mailing receipts;
6. The Town of Busti will mail out late notices to all unpaid homeowners after November 15<sup>th</sup>. Mailings, postage and paper shall be supplied by Southwestern.
5. The Town of Busti will make daily deposits directly to the bank account maintained by Southwestern for its tax collection;
6. The Town of Busti shall provide daily reports to Southwestern of taxes collected by the Town of Busti and deposits made in Southwestern bank account which shall include the lock box payments;

7. The Town of Busti will utilize the Williamson Tax Collection System;
8. The Town of Busti shall be responsible for taking and fielding all calls with any questions about Southwestern taxes during the tax collection period;
9. The Town of Busti will provide Southwestern and the County of Chautauqua with a report of uncollected taxes at the end of the tax season;
10. The Town of Busti will prepare an alphabetical collected report to Southwestern and Chautauqua County Department of Real Property Tax Service at the end of the tax season;
11. The Town of Busti will be paid the sum of \$8,500.00 by Southwestern for the services provided by the Town of Busti to Southwestern pursuant to this understanding; which payment shall be made not later than December 1, 2013;
12. Southwestern shall pay any and all expenses associated with the purchase and installation of any computer software required by the Town of Busti to collect Southwestern School taxes.

Town of Busti

Southwestern Central School

Upon roll call vote, all aye.

Supervisor Robbins noted letter from Judy Schultz, Market Manager, Lakewood Farmers' Market requesting the use of the town parking off Chautauqua Avenue along the wall owned by the Town of Busti.

Councilman Muecheck made the following motion which was duly seconded by Councilman Lawton:

RESOLVED, that the Lakewood Farmer's Market be authorized to use the town parking area along the wall from June 4<sup>th</sup> through September 24, 2013 from Noon to 7:00 p.m. if necessary due to an overflow of vendors.

All aye.

Councilman Muecheck moved the following motion which was duly seconded by Councilman Lawton:

RESOLVED, that Supervisor Robbins be authorized and directed to pay the presented General Fund, Highway Fund, Joint Recreation Fund and the Hazeltine Public Library for Abstract No. 9 from warrant #256 to and including warrant #308 in the amount of \$108,551.99.

Upon roll call vote, all aye.

Supervisor Robbins moved to accept the minutes of April 15, 2013.

All aye.

Supervisor Robbins noted the following reports & correspondence:

Building Report for April 2013.

2013 Tax Collection

Receipt of Local Law No. 1 2013, filed on April 22, 2013.

Time Warner Cable "Take your TV Everywhere with Our TWC TV App".

Councilman Lawton moved to go into executive session regarding negotiations for the police contract which was duly seconded by Supervisor Robbins.

All aye.

Supervisor Robbins moved to return to the regular board meeting.

All aye.

Upon motion duly made by Supervisor Robbins the meeting adjourned at 8:00 p.m.

All aye.

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Diane M. VanDewark, Town Clerk