

REGULAR MEETING
July 1, 2013

A regular meeting of the Town Board of the Town of Busti was held on July 1, 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 Todd M. Hanson
Councilman Kenneth J. Lawton
Councilman Brett A. Muccheck
Councilman Richard B. Thor

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: Lori Robbins, Warren VanDewark, Highway Superintendent Melvin J. Peterson, Busti-Lakewood Recreation Director Diana Peterson, Attorney Joel H. Seachrist, Lakewood-Busti Police Chief John Bentley.

Lakewood-Busti Police Chief John Bentley reported 780 incidents for June with 5,065 to date.

Supervisor Robbins moved the following motion which was duly seconded by Councilman Hanson:

RESOLVED, that upon the recommendation of Highway Superintendent Melvin J. Peterson the town accept the county bids for highway materials.

Upon roll call vote, all aye.

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

RESOLVED, that Jennifer Philips and Chris Anderson be appointed as Hazeltine Public Library Trustees.

All aye.

Supervisor Robbins moved the following resolution designating the Town Clerk to receive notices of claims served upon the Secretary of State which was duly seconded by Councilman Muccheck

WHEREAS, General Municipal Law §53 requires municipalities to file a certificate with the Secretary of State designating the Secretary of State as an agent for service of a notice of claim; and

WHEREAS, General Municipal Law §53 requires the certificate to include the applicable time limit for filing the notice of claim and the name, post office address and electronic mail address, if available, of an officer, person, for the transmittal of notices of claim served upon the Secretary as the Town's agent; and

WHEREAS, pursuant to General Municipal Law §50-e(1)(a) the applicable time limit for the filing of a notice of claim upon a town is 90 days after the claim arises, or in the case of a wrongful death action, 90 days from the appointment of a representative of the decedent's estate;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Busti, County of Chautauqua, designates Diane M. VanDewark, in her capacity as Town Clerk, or the Successor Town Clerk, to receive notices of claims served upon the Secretary of State by mail at 121 Chautauqua Avenue, Lakewood, New York 14750, and by e-mail at clerk@townofbusti.com; and

BE IT FURTHER RESOLVED, that the Town Board hereby directs the Town Clerk to file the required certificate with the Secretary of State informing him of the Town's designation and applicable time limitation for filing a notice of claim with the Town on or before July 15, 2013.

Upon roll call vote, all aye.

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

RESOLVED, that the town board of the Town of Busti upon the recommendation of Town Clerk Diane M. VanDewark will receive sealed bids for a Norstar M7310 Telephone System with 9 phones. The minimum bid will be \$500. Bids will be returnable July 15, 2013 at 6:45 p.m.

Upon roll call vote, all aye.

Supervisor Robbins noted the following reports & correspondence:

May Supervisor's Report on file in office.
Clerk's Monthly Report for May.
New York State Department of Taxation and Finance – Tentative Equalization Rate 100.00
Chautauqua County Board of Election – Notification that they will no longer be using Busti-Lakewood Recreation Center.
Zoning Board of Appeals Minutes June 26, 2013.

Supervisor Robbins made 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, and the Joint Recreation Fund for Abstract No. 13 from warrant #437 to and including warrant #475 in the amount of \$24,046.63.

Upon roll call vote, all aye.

Upon motion duly made by Supervisor Robbins the meeting adjourned at 7:50 p.m.

All aye.

Diane M. VanDewark, Town Clerk