

SPECIAL TOWN BOARD MEETING
April 28, 2014

A special meeting of the Town Board of the Town of Busti was held on April 28, 2014 at 8:30 a.m., at the Town Administration Building, 121 Chautauqua Avenue, Lakewood, New York with the following members present:

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

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: Attorney Joel H. Seachrist, Highway Superintendent Melvin J. Peterson, Eugene Archer, Town Justice Walt Dahlgren, Joyce Dahlgren, Bill Evans III, Bill Chandler, Bonnie Beightol, Gene Johnson, Randy Ridgeway, Rick Sanders, Nancy Bargar, Mike Hogan, Larry Muntz, Jack Knowlton, Sally Ulrich, Chip Ulrich, Kirk Kelly, Cara Birrittieri, David Bargar, Nick Balderi, Mike Volpe, Al Hasson, Bob Schultz, Ellen Barnes, Charlie Anderson, Mary Seger, Village of Lakewood Trustee David DiSalvo, and Post Journal Reporter Mallory Diefenbach.

Attorney Seachrist explained the reason for calling a special meeting; stating the Jamestown Community Area Federal Credit Union has requested that the town adopt a new resolution authorizing the sale of 121 Chautauqua Avenue, Lakewood that would include an environmental review pursuant to Article 8 of the State Environmental Quality Review Act.

Residents voiced their support and/or objection to the sale of 121 Chautauqua Avenue and the purchase of 125 Chautauqua Avenue.

Councilman Lawton moved the following resolution; there was no second to the motion:

RESOLVED to table this meeting until the next regular Town Board meeting on May 5th, 2014.

Attorney Seachrist reviewed 617.20 Appendix B Short Environmental Form which was determined, based on the information and analysis reviewed, and any supporting documentation; that the proposed action will not result in any adverse environmental impacts.

Councilman Thor reviewed the Reasons Supporting This Determination listed on State Environmental Quality Review Negative Declaration Notice of Determination of Non-Significance.

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

RESOLVED, WHEREAS, the Town of Busti has proposed the sale of 121 Chautauqua Avenue to the Jamestown Area Community Federal Credit Union for \$300,000, which is an Unlisted Action for purposes of the New York State Environmental Conservation Law (State Environmental Quality Review Act), and

WHEREAS, the proposed sale has been subject to environmental review pursuant to Article 8 of the State Environmental Quality Review Act, including the preparation and review of a short Environmental Assessment Form, and

WHEREAS, Part 617 of the implementing regulations pertaining to the State Environmental Quality Review Act requires this Board to determine and give notice of the environmental impact of the proposed sale, and

WHEREAS, the Board has determined that the proposed sale will not have a significant environmental impact,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby issues a Notice of Determination of Non-Significance, also known as a Negative Declaration, for the proposed sale of 121 Chautauqua Avenue to the Jamestown Area Community Federal Credit Union.

Upon roll call vote, Supervisor Robbins – aye, Councilman Muchek – aye , Councilman Thor – aye, Councilman Hanson – aye, Councilman Lawton – nay. Carried.

Councilman Thor moved the following resolution, which was duly seconded by Councilman Muchek:

**RESOLUTION AUTHORIZING SALE OF SURPLUS PROPERTY AT 121
CHAUTAUQUA AVENUE TO THE JAMESTOWN AREA COMMUNITY FEDERAL
CREDIT UNION FOR \$300,000, SUBJECT TO PERMISSIVE REFERENDUM**

WHEREAS, the Town owns and has used the property at 121 Chautauqua Avenue, Lakewood, New York, designated on the official tax map as Section 385.07, Block 2, Lots 1 and 78, as and for town offices, and

WHEREAS, the Town has purchased an adjoining property and will re-locate the town offices to a building located thereon, so that it is no longer necessary for the Town to retain the property at 121 Chautauqua Avenue, and

WHEREAS, the Jamestown Area Community Federal Credit Union has proposed to purchase 121 Chautauqua Avenue for \$300,000.00, and

WHEREAS, the sale of a town facility like 121 Chautauqua Avenue is not subject to the Town's policy regarding the sale of town-owned property, and

WHEREAS, the Town Board has determined that the proposed sale is an Unlisted action for purposes of the State Environmental Quality Review Act, has prepared a short Environmental Assessment Form, and has duly adopted a Negative Declaration finding that the proposed sale will not have significant adverse environmental impacts

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Busti, in special session duly convened, does hereby authorize and direct the Supervisor to negotiate and sign a Contract of Sale, and to execute and deliver to the Jamestown Area Community Federal Credit Union such instruments as are necessary to convey the said property for \$300,000.00, all being subject to permissive referendum as permitted by law.

Upon roll call vote, all aye. Carried.

Councilman Lawton moved the following resolution, which was duly seconded by Councilman Muchek:

RESOLVED, an ad hoc committee be formed to look at all viable options relating to the future location of the Town Administration offices.

Upon roll call vote, all aye. Carried.

Upon motion duly made by Supervisor Robbins the meeting adjourned at 9:35 a.m.
All aye.

Susan Huffman, Deputy Town Clerk