

REGULAR MEETING
December 15, 2014

A regular meeting of the Town Board of the Town of Busti was held on December 15, 2014 at 6:45 p.m., at the Busti Lakewood Recreational Center, 9 W. Summit St, Lakewood, New York with the following members present:

Supervisor Jesse M. Robbins
Councilman Richard B. Thor
Councilman Kenneth J. Lawton
Councilman Todd M. Hanson
Councilman Brett A. Muccheck - 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: Tillie Solomonson, Sharon Lisciandro, Sara Vail, Jack Knowlton, Georgiana Suthern, Jason Chinni - YMCA Swimming Instructor, Tim Young, Rosemary Andrews, Cheryl Johnson, Johnneen Hoose, Post Journal Reporter Mallory Diefenbach, Attorney Joel Seachrist, Busti-Lakewood Code Enforcement Officer Jeff Swanson, Highway Superintendent Melvin Peterson, and Busti-Lakewood Recreation Director Diana Peterson.

Anyone to be heard: Sharon Lisciandro – Lakewood Women’s Club, had questions regarding the sale and transition to a new community center. Supervisor Robbins stated that there are plans to have a community center; however, at this point the size and availability have yet to be determined. Other members of the club were present and shared in Ms. Lisciandro’s concerns. Recreation Director Diana Peterson stated that she too was concerned about the transition of the sale of the Community/Recreation Center and the opening of a new center at 125 Chautauqua Avenue and fears that there is a risk that the town will lose the current programs if they are relocated off site. Councilman Hanson stated that the Citizens Advisory Committee suggested in their November 17, 2014 report that a public survey be conducted to determine the support of a new community center facility and programs. After a survey is conducted, the board will make a decision as to where the court and the community center will be located at 125 Chautauqua Avenue. Johnneen Hoose shared the logistics and goals for the “Sharks” swimming program that is currently being run as a Busti Recreational Program which includes swimming instruction, a competitive program that serves as a feeder program for the Southwestern School swim team, and employs local students that are certified for swim instruction. Jacob Chinni noted that the YMCA is willing to take over the swimming program if the town decides that it is no longer able to offer swimming as a recreation program. Councilman Thor stated that the town carries the liability insurance and processes the payroll, and should look at the liability to ensure that the program is properly covered. Ms. Hoose believes that the three swimming programs offered through the Recreation Center offer more for participants than through the YMCA which includes a lower cost, the instructor to swimmer ratio is less and they offer instruction to prepare for competition swimming without participating in meets. She also noted that she needs to know in advance of the town’s decision regarding the swim program, as she advertises and takes in advance registrations. Board discussion followed.

Town Clerk Darlene Nygren reported that the administrative offices have been experiencing an issue with the internet having an extremely slow download time. Windstream and Willow Bay Computer Solution both have investigated what could be causing the system to be slow. Windstream stated the town is only paying for 1.5 Meg and really should look into increasing that amount due to the number of computers accessing the internet. They submitted the following quote: 10 Meg - \$30 additional monthly; 12 Meg - \$30 additional monthly; and 24 Meg - \$60 additional monthly. She recommends the town increasing the Broadband Internet Service to 12 Meg which would be an increase in cost of \$30 per month with the understanding that if the problem continues the town will begin to look at other internet service options. The town is not under any contract with Windstream that would not allow them to change to another server. Town Clerk Nygren noted that Southern Tier West will be submitting a combined municipal grant application for Records Management for 2015; which the Town of Busti can be a part of. Last year the combined application was awarded \$49,996. She will attend a New York State Archives workshop on writing a Records Management Grant to help with the application process.

Code Enforcement Officer Jeff Swanson reported that Calamar will be pouring the foundation at the Senior Housing Complex. He is also working on several property maintenance issues.

Highway Superintendent Melvin Peterson reported that the department was busy last week with snow removal. The FEMA report came back and the town will be receiving \$6,600 to repair park damage from the spring storm.

Councilman Mucheck rode with Superintendent Peterson last week while he was snow plowing last Friday.

Supervisor Robbins noted that the town has been awarded \$50,000 for the State and Municipal Facilities Program grant, with the assistance of Senator Catharine Young. The grant is to be used towards capital improvements to renovate the Town Building, Adding a Courtroom; Renovate Community Center and Administrative Offices.

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

RESOLVED, that the town adopt the following Building Permit and Code Enforcement Schedule of Fees as presented by Code Enforcement Officer Swanson:

TOWN OF BUSTI SCHEDULE OF FEES

BUILDING PERMITS

<u>NEW RESIDENTIAL</u>	<u>FEE SCHEDULE</u>
0 – 1,499 sq ft	\$100.00
1,500 – 2,999 sq ft	\$150.00
3,000sq. feet and above	\$200.00

ADDITIONS (attached-Decks included) Same as Residential

BARNs (NON-AGRICULTURAL USE)

145 – 250 sq ft	\$30.00
251 – 1499 sq ft	\$50.00
1,500 sq ft and above	\$100.00

SHEDS/STORAGE BUILDING (BUILT ON SKID SYSTEM)

ANY SIZE	\$40.00
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SWIMMING POOLS \$50.00

FENCES 6 FEET AND ABOVE \$30.00

COMMERCIAL

UP TO 5,000 sq ft	\$125.00 + .20 per sq ft
5,001 – 15,000 sq ft	\$150.00 + .20 per sq ft
Over 15,000 sq ft	\$200.00 + .20 per sq ft

Code Violation Penalties & Fees

Penalties:

Zoning code Violations: (Per Town Law § 268)	First Offense – Up to \$350 Second Offense - \$350 to \$750 Third offense - \$700 to \$1000 EACH WEEK OF CONTINUED VIOLATION IS A SEPARATE, ADDITIONAL VIOLATION.
N.Y.S. Building Code Violations	Not less than \$100.00 & up to \$1000.00 per day of violation
Violation of Town Of Busti § 386 (junked vehicles)	Up to \$100 per vehicle per day or 15 days Imprisonment, or both Up to \$100 per vehicle per day civil fine Plus towing and storage fees and potential loss of vehicle(s) if unclaimed

Upon roll call vote, all aye.

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

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. 25 from warrant #903 to and including warrant #957 in the amount of \$187,634.73.
Upon roll call vote, all aye.

Supervisor Robbins moved to accept the town board minutes of November 20, 2014 and December 1, 2014.
All aye.

Councilman Thor reported that he attended a meeting with County Executive Horrigan regarding the Governor's mandated tax cap and consolidation report that is due June 5, 2015 to the state. Documentation of Shared Services as of January 2012 will be required to be submitted to the state in the June report. With the town's 2015 tax levy of \$1,664,000, the target shared service consolidation savings should be \$16,645.

Councilman Hanson reported that the public restrooms at 125 Chautauqua Avenue should be completed soon. The goal is to have the new room ready in mid-January to be used by the court and for town board meetings.

Councilman Thor noted that the town, outside the village, does not have a leash law. He is proposing that the town post that leashes are required for any dog that is on town property, including town parks. Attorney Joel Seachrist will look at the current town law.

Supervisor Robbins noted that this would be the last meeting at 9 W. Summit Street. There will be a legal notice published in the newspaper and posted at the town hall of the location of the January 5, 2015 meeting.

Supervisor Robbins moved to adjourn the meeting at 8:24 p.m., which was duly seconded by Councilman Hanson.

Respectfully Submitted by:

Darlene H. Nygren, Town Clerk