

REGULAR MEETING  
November 4, 2013

A regular meeting of the Town Board of the Town of Busti was held on November 4, 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: Legislator P. J. Wendel, Lorie Robbins, Deputy Town Clerk Darlene H. Nygren, Busti Recreation Director Diana Peterson, Court Clerk Elizabeth Davis, Hart Jordan, Part-time Court Clerk Nancy Jordan, Highway Superintendent Melvin J. Peterson and Lakewood-Busti Chief John Bentley.

Legislator P. J. Wendel encouraged residents to vote tomorrow.

Lakewood-Busti Chief John Bentley reported 1,003 incidents for October, 8,900 to date.

Highway Superintendent Melvin J. Peterson stated the highway department will be black topping Cedar Brook and Copper Ridge roads tomorrow.

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

RESOLVED, that upon the request of Highway Superintendent Melvin J. Peterson he be authorized to hire Jeremy A. Hasson in the parks department at \$15.00 per hour.

Upon roll call vote, all aye.

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

RESOLVED, that Highway Superintendent Melvin J. Peterson be authorized to sign the letter of support for the 2013 Water Quality Improvement Project – Round II, in partnership with Chautauqua County Soil & Water Conservation District on demonstration projects to hydro-seed and install erosion control and sedimentation traps on the road banks and in ditches in the town during excavation and maintenance activities during the grant period and

BE IT FURTHER RESOLVED, that the following resolution be approved:

Water Quality Improvement Projects and  
Nonagricultural Nonpoint Source Projects  
Municipal Resolution

Resolution authorizing the items listed below pursuant to the Bond Acts enacted in 1965, 1972 and 1996 and the Environmental Protection Fund, as well as federal grant awards available for such projects.

WHEREAS, the Town of Busti herein called the “Municipality”, after thorough consideration of the various aspects of the problem and study of available data, has hereby determined that certain work, as described in its application and attachments, herein called the “Project”, is desirable, is in the public interest, and is required in order to implement the Project; and

WHEREAS, the Environmental Conservation Law (“ECL”) authorizes State assistance to municipalities for water quality improvement projects by means of a contract and the Municipality deems it to be in the public interest and benefit under this law to enter into a contract therewith;

NOW, THEREFORE, BE IT RESOLVED BY the Town of Busti

1. That Highway Superintendent Melvin J. Peterson or such person's successor in office, is the representative authorized to act in behalf of the Municipality's governing body in all matters related to State assistance under ECL Articles 17, 51 and 56 and/or any applicable federal grant provisions. The representative is also authorized to make application execute the State Assistance Contract, submit Project documentation, and otherwise act for the Municipality's governing body in all matters related to the Project and to State assistance;

2. That the Municipality agrees that it will fund its portion of the cost of the Project and that funds will be available to initiate the Project's field work within twelve (12) months of written approval of its application by the Department of Environmental Conservation;

3. That one (1) certified copy of this Resolution be prepared and sent to the Albany office of the New York State Department of Environmental Conservation

4. That this Resolution take effect immediately.  
Upon roll call vote, all aye.

Supervisor Robbins noted it was 7:00 p.m. and time to open the public hearing for the 2014 Budget.

Proof of publication was placed on file.

Supervisor Robbins noted that the village rate will be \$1.31 and the town rate \$1.68, total of \$2.99 per 1,000 of assessed value.

No one spoke on behalf of the budget.

Supervisor Robbins moved to close the public hearing which was duly seconded by Councilman Hanson;  
All aye.

Supervisor Robbins noted the following correspondence:

Zoning Board of Appeals Minutes September 25<sup>th</sup>.  
Notice of Order for 45 MPH on Wellman Road, a town highway between the Pennsylvania State Line and Baker Street Extension, a distance of 5.5+/- miles.  
Hazeltine Public Library 2014 Budget request.

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

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. 21 from warrant #760 to and including warrant #801 in the amount of \$61,517.57.

Upon roll call vote, all aye.

Supervisor Robbins moved to accept the town board minutes of October 21, 2013.  
All aye.

Supervisor Robbins moved to go into executive session to discuss a real estate transaction and a personnel matter which was duly seconded by Councilman Mucheck.  
All aye.

Supervisor Robbins moved to return to the regular board meeting which was duly seconded by Councilman Mucheck.  
All aye.

Upon motion duly made by Supervisor Robbins the meeting adjourned at 8:46 p.m.  
All aye.

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Diane M. VanDewark, Town Clerk

