

Presiding: Jeffrey A. Piazza, Supervisor

Present: Valerie McDonald, Councilwoman
Kurt Sturzenbecker, Councilman
Kevin Myers, Councilman
Ronald Johnson, Councilman

Also present, Gary Carlson, Highway Superintendent, Paul Webb, Jr. Attorney; Irene Turck, Bookkeeper, Ron Lemon, Chautauqua County Legislator for District 8, Jim Johnson, Zoning Board Chairman, Randy Hutley, Transfer Station Attendant, Pat Harvey, Dog Control Officer, Greg Edwards, Chautauqua County Executive, Rex Tolman, Tolman Engineering, Paul Miceli, Kiantone Home Owner, Melanie Hutley, Town Clerk, as well as other Kiantone Residents and Business Owners.

Supervisor Piazza opened the meeting with the pledge to the Flag.

LEGAL NOTICES

Minutes & Reports

MINUTES & REPORTS

Minutes & Reports: Motion by Councilman Johnson, seconded by Councilwoman McDonald, that January Town Board meeting minutes is approved as submitted and reports of Supervisor, Town Clerk, Justice Ostrander, Justice Kosthorst, Zoning Code Officer be accepted. Yea-5 nay- 0. Carried.

Bills and Bills Paid After Audit

Bills and Bills paid after Audit: Motion by Councilman Sturzenbecker, seconded by Councilman Myers, that the Supervisor is hereby authorized to pay General Fund bills, 24-40, Sewer Fund bills, 4-5, Highway Funds bills 5-16. Yea-5 nay- 0. Carried.

County Executive Greg Edwards CBB994 Bridge Closing Concerns

OLD BUSINESS

Supervisor Piazza gave the floor to Chautauqua County Executive, Greg Edwards, to answer questions on the Bridge Review Process concerning the bridge CB994 on Kiantone Road that the county is proposing to close. The process is from 1-10 years. They have eight bridges they are considering closing. It costs from \$300,000.00 to \$500,000.00 to repair each bridge; there is not enough money in the County Bridge fund to do all of them. They base their findings on which ones to close after they analyze traffic studies; gather data from the engineers and the impact on the surrounding area residents and businesses with traffic flow. If an intersection needs to be modified, what costs would be, over repair costs. Councilwoman McDonald had wanted results from a traffic study and to know if traffic study results would include the time frame when Hidden Valley Campgrounds was open due to the increased number of vehicle with trailers, as well as motor homes that use the bridge, along with when school buses use the bridge. The Town Board as well as Kiantone Residents and Business owners addressed concerns about semi-truck traffic and making a right turn coming from Jamestown on Foote Avenue, NYS Route 60 with a vehicle that has a trailer. There are a lot of things that impact closing the bridge completely instead of repairing it. The Town Board requested the Town Clerk send a letter to the County addressing some of the concerns to be considered by the County in there determinations on whether to repair or close CB994.

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OLD BUSINESS (continued)

- Miceli Property
752 Prosser Hill
Code Enforcement
Policy
- Kiantone Resident Paul Miceli of 752 Prosser Hill Road addressed concerns he has had with Code Enforcement Officer Melanie Eddy in regard to getting information on code violations when his property was built, he has concerns about attic egress in the event of a fire, he had a home inspection done and the stated that the stairs had the wrong number of stringers for support, he said his bathroom is vented improperly through the attic. Code Enforcement Officer Eddy had sent a written report addressing all of Mr. Miceli's concerns and determined it is built with NYS Code compliant plans and inspected as such. Supervisor Piazza advised the Board that his office, specifically his partner, Charles Hall represented Mr. Miceli on the purchase of his home, so he must recuse himself from this matter. Mr. Miceli would like to see some better follow-up and procedures on inspection verification. The Town Board will look into the policy and procedures for building code enforcement.
- Yachetta Property
- Code Enforcement Officer Melanie Eddy had sent a written a letter to Mr. Yachetta. He has been given to March 11st, 2010 to comply with state and local laws. If he fails the March 1st re-inspection. All resources will be used to revoke special use permit and bring property into compliance.
- Tolman Engineering
Crull Road
- Rex Tolman stated they have FEMA approval for the Crull Road Project of \$235,000.00 estimate to replace culvert. They will survey after weather breaks, completion by March 2011. \$100,000.00 needs to be readily available. Discussion of a Bond Anticipation Note that might be needed. They can apply for funding reimbursements on a regular basis during the project, 60-90 days is approximate reimbursement time. Need to determine what part of project is to be bid out, or done by highway department.
- NEW BUSINESS
- Roller Purchase with
Town of Busti
- Highway Superintendent Carlson requested authorization from the Town Board to put this out to bid for a blacktop roller with the Town of Busti as part of Shared Services agreement. The amount will be less than \$30,000.00, Town of Kiantone share is half the amount of purchase. Motion made by Supervisor Piazza, seconded by Councilman Myers. Yea-5 nay-0. Carried.
- Retirement Policy
- Bookkeeper Irene Turck would like the Town board to establish a standard amount of time served with Town of Kiantone to receive a gift and recognition upon retirement.
- Resolution #12-10
- The following resolution was presented by a motion of Supervisor Piazza, seconded by Councilman Johnson that 10 years serving the Town of Kiantone would be the minimum requirement established to receive a gift upon retirement.
Vote: Councilman Johnson, yea; Councilwoman McDonald, yea; Councilman Myers, yea; Councilman Sturzenbecker, yea; Supervisor Piazza, Yea-5 nay- 0. Carried.
- Establish Standard
Work Week for
Justice Court
- Bookkeeper Irene Turck stated the Resolution that is in effect for Town establishing the standard work day and week that is used for the Retirement System does not cover the Justice Court. Irene has asked Justice Ostrander to monitor her hours for the next few months so this can be established. This was tabled for further review when information is available.
- Dog Ordinances
Town of Kiantone
and Carroll
- Dog Control Officer Pat Harvey would like the Town Board to consider revising the current Town ordinance for Dog control in the Town of Kiantone to include some of the restrictions i.e. (At Large) listed in the Town of Carroll's Ordinance. Tabled until March meeting.
- Southern Tier West
CAP membership
- Supervisor Piazza advised Town Clerk to complete paperwork needed, then made a motion, seconded by Councilman Johnson to renew the CAP membership at the current Tier 1 level

- renewal with Southern Tier West RPDB. Yea-5 nay- 0. Carried.
- Monthly Report At the Town Board's request, Attorney Paul Webb, Jr. will send a letter to the Department of Environmental Conservation stating the Town of Kiantone has no objection to NYS DEC to act as lead agency for the Kingsview Enterprises. Inc. Riverside Gravel Pit.
- Highway Superintendent Carlson informed the Town Board National Grid no longer is replacing street lights that have gone out they have an outside source doing it now, there are several out that have been reported, but not fixed as of yet.
- Town Clerk has been busy collecting taxes; they have been coming in slowly. The new computer is up and running, but has a couple problems to work out, between Lantec and Williamson Law. The clerk office lights are finally complete for a vast improvement in lighting. Complaint from Mr. Green about a neighbor's barn that was torn down and not disposed of properly, it has been faxed to Code Enforcement Officer.
- Transfer Station Attendant Hutley has been getting more residents household waste, even with an extra dumpster left at the holidays he has filled them all. Between the rate hikes and burning ban; he stated it has gone from approximately 110-120 on Saturday to 150-165. Supervisor Piazza asked him to try to keep an accurate count of the increase over the next few months, so we can address the matter correctly.
- Annual Audit of the Justice Books Resolution #13-10 The following resolution was presented by a motion of Supervisor Piazza, seconded by Councilman Johnson that the Books of Justice Nelson were found to be in good order, and be approved as reviewed by the Town Board members.
Vote: Councilman Johnson, yea; Councilwoman McDonald, yea; Councilman Myers, yea; Councilman Sturzenbecker, yea; Supervisor Piazza, yea. 5 yea 0 nay Carried.
- Next Meeting The next meeting will be held Thursday March 11, 2010 at 7 PM
- Adjournment Councilman Johnson motioned to adjourn; Councilwoman McDonald seconded. Motion carried with all in favor. Adjourned at 9:05 PM.

Respectfully Submitted:

Melanie Hutley, Town Clerk, Town of Kiantone

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