

Presiding: Jeffrey A. Piazza, Supervisor

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

Also Present: Paul Webb, Jr. Town Attorney, Irene Turck, Bookkeeper, Jim Johnson, Zoning Board of Appeals, Chairman, Carolyn Volk, Zoning Board of Appeals Secretary, Pat Harvey, Dog Control Officer, Jack Henderson, Busti Fire Department Chief, Ron Lemon, County Legislator, Jim Kosthorst, Town Justice,, Melanie Hutley, Town Clerk, Allen Haller, Jerry House, Kiantone Business Owners and other Kiantone residents

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

Legal Notice

Town of Kiantone
 January 14, 2010
 Organizational Meeting

Appointments

Resolution #1-10

The following resolution presented by motion of Supervisor Piazza seconded by Councilman Myers was passed: BE IT RESOLVED THAT the Town Board of the Town of Kiantone agrees to the following appointments for the year 2010.

Board of Review member Leo Wilcox (re-appointed term to expire 9-30-14)
 Planning Board Member, Charles G. Hazenberg (re-appointed term to expire 12-31-15)
 Planning Board Member, Chairman, Steven Leonard (re-appointed term to expire 12-31-15 & 12-31-10)
 Zoning Board of Appeals, Jim Johnson, Chairman (re-appointed term to expire 12-31-10)
 Zoning Board of Appeals, Lee Bennett (re-appointed term to expire 12-31-15)
 Zoning Board of Appeals, Irene Turck (re-appointed term to expire 12-31-15)
 Zoning Board of Appeals Secretary Carolyn Volk (re-appointed term to expire 12-31-10)
 Historian, Jean Brustrom (re-appointed term to expire 12-31-10)
 Building/Grounds Custodian, Becky Hohman (re-appointed term to expire 12-31-10)
 Dog/Animal Control Officer, Pat Harvey (re-appointed term to expire 12-31-10)
 Emergency Management Officer, Steve Reale (re-appointed term to expire 12-31-10)
 1st Deputy Town Clerk, Joseph Carroll (re-appointed term to expire 12-31-10)
 Attorney, Paul Webb, Jr. (re-appointed term to expire 12-31-10)
 Inspection /Code Officer Melanie Eddy (re-appointed term to expire 12-31-10)
 1st Deputy Supervisor, Ronald V. Johnson (re-appointed term to expire 12-31-10)
 2nd Deputy Supervisor, Supervisors Bookkeeper & Budget Officer, Irene Turck (re-appointed term to expire 12-31-10)
 Highway Superintendent's Bookkeeper, Judy Carlson (re-appointed term to expire 12-31-10)
 Registrar of Vital Statistics & Tax Collector, Melanie Hutley (re-appointment term to expire 12-31-10)
 Clerk to Justices, Joan Spontaneo (re-appointed term to expire 12-31-10)

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Designations

Resolution #2-10

The following resolution presented by motion of Supervisor Piazza, seconded by Councilman Johnson, was passed: BE IT RESOLVED THAT the Town Board of the Town of Kiantone hereby agrees to the following designations for the year 2010.

The Community Building will be the official voting place for the town.

The Post-Journal the official newspaper for the town.

Key Bank the official depository of town funds, also named: Jamestown Savings, M & T, HSBC, Norstar, Lake Shore Savings and Community Bank.

Regular Town Board meetings will be held at 7:00 p.m. on the second Thursday of each month except in October and November when the Board meeting will be held to comply with the budget requirement, according to law.

The Tax Collector be authorized to deposit tax collections in interest bearing account as a temporary investment measure.

Payments be authorized for necessary bills to be paid monthly before monthly audit.

Mileage rate set at allowable IRS mileage rate per mile for persons driving their vehicle for town business.

Wage Schedule

Resolution #3-10

The following resolution presented by motion of Supervisor Piazza, seconded by Councilwoman McDonald, was passed: BE IT RESOLVED THAT the Town Board of the Town of Kiantone that the Salary and Wage Schedule for 2010 be retroactive to January 1, 2010 as in 2010 budget, be approved.

Supervisor	\$ 4,910.00 per year
Supervisor's Bookkeeper	\$ 5,372.00 per year
Budget Officer and Annual Report	\$ 741.00 per year
Councilmen (4) each \$1,292.65	\$ 5,171.00 per year
Town Justices (2) each \$4,990.00	\$ 9,980.00 per year
Clerk to Justices	\$ 8.65 per hour
Assessor (contract – Town of Busti)	\$ 5,368.00 per year
Town Clerk \$8,446.00 Tax Collector \$681.00	\$ 9,269.00 per year
Registrar of Vital Statistics \$142.00	
Deputy Town Clerk	\$ 8.04 per hour
Highway Superintendent	\$59,899.00 per year
Highway Superintendent's Bookkeeper/CHIPS	\$ 1,059.90 per year
Attorney for the Town	\$ 5,331.00 per year
Highway Equipment Operators – MEO 1	\$ 20.60 per hour
Highway Part Time Employees	\$ 11.57 per hour
Transfer Station Attendant	\$ 8.66 per hour
Transfer Station Attendant Fill In	\$ 8.04 per hour
Dog/Animal Control Officer	\$ 8.04 per hour
Zoning Board of Appeals Chairman	\$ 16.00 per meeting
Zoning Board of Appeals Members (each)	\$ 10.80 per meeting
Inspection/Code Officer	\$ 5,018.00 per year
Planning Board Chairman	\$ 16.00 per meeting
Planning Board Members (each)	\$ 10.80 per meeting
Board of Review Chairman	\$ 25.75 per meeting
Board of Review Members each \$5.00 school	\$ 20.60 per meeting
Custodian 4 hours per week	\$ 8.04 per hour
Mowing – each time	\$ 37.00 per time
Historian	\$ 275.00 per year

Procurement Policy

Resolution #4-10

The following resolution presented by motion of Supervisor Piazza, seconded by Councilman Sturzenbecker was passed: BE IT RESOLVED THAT the Town Board of the Town of Kiantone has reviewed the Procurement Policy.

Investment Policy

Resolution #5-10

The following resolution presented by motion of Supervisor Piazza, seconded by Councilman Myers was passed: BE IT RESOLVED THAT the Town Board of the Town of Kiantone has reviewed the Investment Policy.

Emergency Response Plan

Resolution #6-10

The following resolution presented by motion of Supervisor Piazza, seconded by Councilman Johnson was passed: BE IT RESOLVED THAT the Town Board of the Town of Kiantone has reviewed the Emergency Response Plan.

Agreement to Spend Town Highway Funds

Resolution #7-10

The following resolution presented by motion of Supervisor Piazza, seconded by Councilwoman McDonald was passed: BE IT RESOLVED THAT the Town Board of the Town of Kiantone has reviewed the Agreement to Spend Town Highway Funds.

Emergency Operation Plan

Resolution #8-10

The following resolution presented by motion of Supervisor Piazza, seconded by Councilman Sturzenbecker was passed: BE IT RESOLVED THAT the Town Board of the Town of Kiantone has reviewed the Emergency Operation Plan.

Minutes & Reports

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

Bills & Bills Paid
After Audit

Bills and Bills paid after Audit: Motion by Councilman Sturzenbecker, seconded by Councilwoman McDonald, that the Supervisor is hereby authorized to pay General Fund bills, 001-020, Sewer Fund bills, 001-003, Highway Funds bills 001-004. Yea-5 nay- 0. Carried.

OLD BUSINESS

Yachetta Property

A complaint has been made about the property. Justice Kosthorst wanted the Town Board and Town Attorney Webb's input on the legal procedure with Mr. Yachetta. Code Enforcement Officer Eddy is to compile his violations and to be in contact with Attorney Webb on how to proceed about pulling the Business Permit for Mr. Yachetta.

Stillwater Cemetery

Town Attorney Webb has drawn up paperwork for the Stillwater Cemetery Association Trustees to sign over the deeds for the Cemetery property to the Town.

FEMA & Mitigation
Funds

Highway Superintendent Carlson has received some of the FEMA funds, there is still more funding to come for the Crull Road. He has been in contact with Rex Tolman and will ask him to attend next meeting..

Community Building
Water Pump

There has been ongoing water problems, not having water at the Community Building, Highway Superintendent Carlson is looking into the possibility of getting a submersible pump

Transfer Station

There is more household waste at the transfer station since the Burn Ban went into effect, Highway Superintendent Carlson will look into the cost of a compactor.

NEW BUSINESS

- Posting of Town Roads
Highway Superintendent Carlson requests to post the roads for weight limits.
- Resolution #9-10
Resolution by Councilwoman McDonald, seconded by Councilman Johnson that the Town Clerk sends a legal notice into the Post-Journal to post the roads.
Vote: Councilman Johnson yea; Councilman Myers, yea, Councilwoman McDonald; yea; Councilman Sturzenbecker, yea; Supervisor Piazza, yea, 5 yea 0 nay Carried
- Shared Services Agreement & Mutual Aid Program for Highway Projects
Shared Services Agreement and Mutual Aid Program for Highway Projects reviewed by Town Board. Highway Superintendent Carlson and the Town Board reviewed the agreement. Supervisor Piazza motioned to accept, seconded by Councilwoman McDonald yea.5 yea 0 nay Carried
- Collectors Warrant Received
Collectors Warrant Received - \$997,648.96

\$ 997,648.96	2010
\$1,048,309.69	2009
\$ <50,660.73>	difference

*Supervisor's Monies \$ 301,572.80	2010
\$ 295,276.17	2009
\$ 6,296.63	difference

*County Monies \$ 696,076.16	2010
\$ 753,033.52	2009
\$ <56,967.36>	difference
- C.C.D. of Finance
Chautauqua County Department of Finance Statement – statement of all monies paid to the Town of Kiantone for the year 2009.
- Town of Busti Shared Services Agreement
Supervisor Piazza made a motion to accept the Town of Busti Shared Services Agreement for the Assessor, seconded by Councilman Myers. yea.5 yea 0 nay Carried
- Kiantone Fire Department Bill
Kiantone Independent Fire Department, Inc., Bill – for fuel, oil, snowplowing billed total amount \$2,764.68 Supervisor Piazza motioned that it be sent, Councilwoman McDonald seconded. yea.5 yea 0 nay Carried
- Kiantone Fire Department Worker's Compensation
Kiantone Independent Fire Department, Inc., Worker's Compensation – letter addressing worker's compensation from Fire Chief Steve Reale explaining various activities Fire Department was involved in.
- Resolution #10-10
Resolution by Supervisor Piazza seconded by Councilwoman McDonald to approve Kiantone Fire Department Worker's Compensation.
Vote: Councilman Johnson yea; Councilman Myers, yea, Councilwoman McDonald; yea; Councilman Sturzenbecker, yea; Supervisor Piazza, yea, 5 yea 0 nay Carried.
- Monthly Report CB994 to close
Highway Superintendent was informed by a Kiantone resident of the County's intent to close the bridge CB994 located on Kiantone Road between Foote Avenue Extension and Busti-Stillwater Road, the County has said they did a study of the traffic on it and they don't have the funds to repair it, it would cost between \$300,000.00 and \$500,000.00 to repair it. Highway Superintendent Carlson stated we need more dialog with the DPW director that is something that has been remised for many years with the current administration, there was no prior communications from them about the bridge closing. . Supervisor Piazza explained what he was told by County Executive Greg Edwards, that the County is reviewing all the bridges in the county and seeing which are not essential to transportation and will close them. Supervisor Piazza would like the Town to be proactive and welcomes any other

- CB994 to close
(continued) suggestions the Town Board members or Kiantone residents may have. Information to be addressed at the February 11th Board meeting. Supervisor Piazza stated the squeaky wheel gets the grease and the Town will be doing some squeaking about the whole matter. Jack Henderson Busti Fire Chief will compose a letter to the Town of Kiantone about the importance of being able to keep the bridge open. Councilman Johnson will see about having the Kiantone Fire Department draft a letter as well. The County has a lot to consider about traffic flow and truck traffic using the bridge, the traffic signal needs to be addressed as well as tractor trailer traffic being able to make turns. This could lead to an increase in the number of traffic accidents at the corner of Peck Settlement Road and Foote Avenue Extension. Legislator Ron Lemon will see what information he is able to find out about the traffic study of the bridge.
- Stillwater Creek
Mr. House Kiantone Business Owner Jerry House stated National Fuel wanted to get in and clean the creek before the spring thaw and wanted to be updated when Julius Leone lets the Town know if there will be funds made available.
- Annual Audit of
Books Audit of the books, Supervisor, Town Justices and Town Clerk's books were audited and The Supervisor's, Town Justice Kosthorst's and Town Clerk's were found to be in good order. Justice Nelson books will be audited in February.
- Resolution #11-10 Resolution by: Councilwoman McDonald that the books and records of the Supervisor, Town Clerks and Town Justice Kosthorst be approved as reviewed by the Town Board members, Seconded by Councilman Johnson.
Vote: Councilman Johnson, yea; Councilman Myers, yea, Councilwoman McDonald; yea; Councilman Sturzenbecker, yea; Supervisor Piazza, yea, 5 yea 0 nay Carried.
- Next Meeting .
The next meeting will be held Thursday, February 11, 2010 at 7 PM.
- Adjournment With no further business on hand, Supervisor Piazza motioned to adjourn; Councilman Johnson seconded. Motion carried with all in favor. Adjourned at 8:24 PM.

Respectfully Submitted:

Melanie Hutley, Town Clerk, Town of Kiantone

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