

Presiding: Jeffrey A. Piazza, Supervisor

Present: Kurt Sturzenbecker, Councilman  
Kevin Myers, Councilman

Absent: Ronald Johnson, Councilman  
Valerie McDonald, Councilwoman

Also present, Gary Carlson, Highway Superintendent, Paul Webb, Jr. Attorney; Irene Turck, Bookkeeper, Ron Lemon, Chautauqua County Legislator for District 8, Pat Harvey. Dog Control Officer, Greg Edwards, Chautauqua County Executive, Paul Miceli, Kiantone Resident, Jerry House and Al Haller, Kiantone Business Owners, and Melanie Hutley, Town Clerk.

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

### LEGAL NOTICES

#### Minutes & Reports

#### MINUTES & REPORTS

Minutes & Reports: Motion by Councilman Sturzenbecker, seconded by Councilman Myers, that February Town Board meeting minutes is approved as submitted and reports of Supervisor, Town Clerk, Assessor, Justice Ostrander, Justice Kosthorst, Zoning Code Officer be accepted. Yea-3 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, 41-71, Sewer Fund bills, 6-8, Highway Funds bills 17-25. Yea-3 nay- 0. Carried.

#### OLD BUSINESS

#### Letter to DEC Kingsview Gravel Pit

At the Town Board's request, Attorney Paul Webb, Jr. has sent 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. Supervisor Piazza thanked Town Attorney Webb for doing so.

#### CB994 Bridge Closing Concerns Letter to Spanos and Edwards

Supervisor Piazza invited DPF Director Spanos to attend the Board's April 8<sup>th</sup> meeting. At the Town Board's request the Town Clerk drafted a letter to the County addressing some of the concerns to be considered by the County in their determinations on whether to repair or close CB994. Supervisor Piazza requested that approximately 2000 cars that use that area be added to the concerns addressed in the letter and copies of the petitions accompany the letter. Supervisor Piazza made a motion, seconded by Councilman Sturzenbecker that after changes were made the Town Clerk was authorized to send the letter to County DPF Director, George Spanos and County Executive, Greg Edwards. Yea-3 nay- 0. Carried.

#### 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. Supervisor Piazza wanted all the Board members present to discuss this. Tabled until April meeting.

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- OLD BUSINESS (continued)
- Roller Bid with  
Town of Busti Bid opening for Tandam Drum Vibratory Roller to be purchased by the Town of Kiantone, was held on March 11, 2010 at 12:05 p.m. at the Town of Kiantone Community Building located at 1521 Peck Settlement Road, Jamestown, NY. Present were Highway Superintendent, Gary Carlson, Highway Equipment Operator, Richard Turk, Busti Highway Superintendent, Melvin Peterson, and Melanie Hutley, Town Clerk. There had been inquiries from Anderson Equipment and Monroe Tractor but no other bids submitted. Bids read aloud, Youngblood Paving, Inc. Wampum, PA; was the only bidder for a 1998 Model Dynapac CC422 with less than 1200 hours, at \$28,000.00 to be paid in full at pickup. Equipment has been previously inspected and operated by both Highway Superintendents.
- Resolution #14-10  
Roller Purchase The following resolution was presented by a motion of Supervisor Piazza, seconded by Councilman Myers the Bid of \$28,000.00 from Youngblood Paving, Inc. Wampum, PA, be accepted with The Town of Busti paying half the amount..  
Vote: Councilman Myers, yea; Councilman Sturzenbecker, yea; Supervisor Piazza, Yea-3 nay- 0. Carried.
- NEW BUSINESS
- DEC Letter Tri  
James Gravel Pit  
Expansion After reviewing all the paperwork submitted, the Town Board has no objections to the request for Tri James Gravel Pit expansion.
- Energy Rebate Highway Superintendent Carlson, with the help of Ahlstrom Schaeffer, has submitted the paperwork to receive a \$1200.00 rebate on the purchase of the new lights in the highway building.
- Workplace Violence  
Policy The Town of Carroll has submitted examples of how they will comply with the Workplace Violence Policy; Highway Superintendent Carlson is already working on training sessions and a policy to be in place for the Town of Kiantone.
- Kiantone Senior  
Citizens The Kiantone Senior Citizens have sent a letter to thank the Town of Kiantone for the \$300.00 donation.
- KIFD Bingo The Town clerk has sent a letter to the Kiantone Independent Fire Department about the Bingo reports being submitted in a timely manner, Supervisor Piazza said if there is no improvement that the Board will address the matter.
- Monthly Report Highway Superintendent Carlson has requested authorization to accept the County Bid price for hot mix macadam road materials, since the price has increased \$6.00 a ton, he would like to pre buy as he did last year, for \$30,000.00
- Resolution #15-10  
for County Bid Price  
for Road Materials Resolution by Supervisor Piazza to accept Chautauqua County bid price for hot mix macadam road materials and allow amount of \$30,000.00 to be prepaid to Jamestown Macadam to lock in the price. Seconded by Councilman Sturzenbecker.  
Vote: Councilman Myers, yea; Councilman Sturzenbecker, yea; Supervisor Piazza, Yea-3 nay- 0. Carried.

- Monthly Report Continued Highway Superintendent Carlson stated the Cemetery Lawn is in need of maintenance and would like to get bids or quotes for the lawn care.
- The Highway Department Employees all have Commercial Driver's Licenses and CDL's are now required to get Medical cards. Councilman Myers suggested going to Occupational Health for the physicals required. Supervisor Piazza made a motion the Town pay for the physicals, seconded by Councilman Sturzenbecker to authorize Highway Superintendent Carlson to get the physicals for his department for the Medical cards. 3 yea 0 nay Carried.
- Town Clerk has been busy collecting taxes; they have been coming in slowly. Complaint from Mr. Green about a neighbor's barn that was torn down and not disposed of properly is being addressed by Code Enforcement Officer Eddy.
- FOIL Request Transfer Station Town Attorney Paul Webb will respond to the FOIL request for the Transfer Station Information.
- Circle Mechanical Property Owner Kiantone property owner Jerry House requested help from the Town to install old concrete sidewalk blocks along the bank of the creek, to stop it from eroding his property. Supervisor Piazza informed him the Town was unable to help on private property.
- Miceli Property 752 Prosser Hill Code Enforcement Policy Kiantone Resident, Paul Miceli of 752 Prosser Hill Road would like to see some better follow-up and procedures on inspection verification. He has requested a copy of the stamped architect blueprint plans for his home. Supervisor Piazza instructed the Town Clerk to inform Code Enforcement Office Eddy to see that he gets them.
- Next Meeting The next meeting will be held Thursday April 8, 2010 at 7 PM
- Adjournment Councilman Sturzenbecker motioned to adjourn; Councilman Myers seconded. Motion carried with all in favor. Adjourned at 7:35 PM.

Respectfully Submitted:

Melanie Hutley, Town Clerk, Town of Kiantone

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