

A regular meeting of the Elma Town Board was held on Monday, May 21, 2018 at 7:00PM, Elma Town Hall, 1600 Bowen Road, Elma, New York, with the following members present:

Supervisor	Dennis Powers
Councilman	Thomas Fallon
Councilman	James Malczewski
Councilman	Michael Nolan
Councilman	Tracy Petrocy

Also:	Building Inspector	Joseph Colern
	Highway Superintendent	Wayne Clark
	Water Superintendent	Eugene Stevenson
	Town Attorney	Phyllis Todoro
	Deputy Town Attorney	Dean Puleo-Absent
	Town Engineer	James Wyzykiewicz-Absent

Approximately 12 people attended the meeting.

The meeting was opened with the reciting of the Pledge of Allegiance.

Supervisor Powers noted that the Public Hearings set for May 23, 2018 will be scheduled for June 20th, 2018 at 7:00PM due to a conflict.

Councilman Malczewski made the motion and Councilman Petrocy seconded the motion to approve the minutes from the May 9th, 2018 meeting. Ayes-4. Noes-0. Carried.

Department Reports:

Water Superintendent Eugene Stevenson noted taps on new homes are in progress, old landscaping jobs are completed, water is on at the parks. Highway Superintendent Wayne Clark noted the highway is mowing and patch work is in progress with the new roller.

Supervisor Powers read a Proclamation for Poppy Days Honoring Veterans.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to issue a negative declaration on a short form SEQR for Northeast Collision at 900 Maple Rd. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to approve amending the Business Use Permit for Northeast Collision at 900 Maple Rd to sell used vehicles-up to 10 vehicles on lot. Building Inspector notes limited to 10 vehicles for sale, sign permits required for advertising. Ayes-5. Noes-0. Carried.

Councilman Petrocy made the motion and Councilman Fallon seconded the motion to issue a negative declaration on a short form SEQR for Todd Huber multiple apartments at 6350 Seneca St. Ayes-5. Noes-0. Carried.

Councilman Petrocy made the motion and Councilman Fallon seconded the motion to approve a final Business Use Permit for Todd Huber multiple apartment at 6350 Seneca St contingent upon a six (6) month leeway to start the construction of (8) eight bay garage and to be completed within (1) year, half the cost of the building permit fee to be paid due to expiration of said permit and a certificate of occupancy must be obtained before tenants occupy said building or revocation of use permit will be issued and a cost of \$250 per day for noncompliance. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to approve Court clerk Brenda Barry attending the NYS Court Clerks Association Annual Training Conference in Lake Placid, NY in September which has been budgeted for at the cost of \$809. Ayes-5. Noes-0. Carried.

Councilman Fallon made the motion and Councilman Nolan seconded the motion to approve the new Highway garage bids on the recommendations of DiDonato Engineering as follows: General Construction-Building Innovations Group \$2,966,454, Mechanical-Greater Niagara \$257,100, Plumbing-MKS-\$306,000 and Electrical CIR \$398,850. Ayes-4. Noes-1. (Councilman Malczewski voted no) Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to approve the SEQR for the new Highway garage. Ayes-4. Noes-1. (Councilman Malczewski voted no) Carried.

Monday, May 21, 2018

Councilman Fallon made the motion and Councilman Nolan seconded the motion to approve a negative declaration on the SEQR for the new Highway garage. Ayes-4. Noes-1. (Councilman Malczewski voted no) Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to approve the Bond Resolution for the new Highway garage as follows: A bond resolution, dated May 21, 2018, of the Town Board of the Town of Elma, Erie County, New York (THE "TOWN"), authorizing a Capital Improvements Project consisting of the construction of a Highway Garage facility and the site thereof, at an estimated maximum cost of \$4,413,750 and authorizing the issuance of Serial Bonds in an aggregate principal amount not to exceed \$4,413,750 pursuant to the local Finance Law to finance said purpose, said amount to be offset by any Federal, State, County and/or local funds received, and delegating the power to issue Bond Anticipation Notes in anticipation of the sale of such Bonds to the Town Supervisor. Ayes-4. Noes-1. (Councilman Malczewski voted no) Carried.

Councilman Fallon made the motion and Councilman Nolan seconded the motion to approve the Bond Council for the new Highway garage to Hodgson Russ LLP. Combined cost of Hodgson Russ LLP and Municipal Solutions will approximately be \$50,000. Ayes-4. Noes-1. (Councilman Malczewski voted no) Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to approve the financing for the new Highway garage to Municipal Solutions. Combined cost of Hodgson Russ LLP and Municipal Solutions will approximately be \$50,000. Ayes-4. Noes-1. (Councilman Malczewski voted no) Carried.

Councilman Nolan made the motion and Councilman Petrocy seconded the motion to approve Supervisor Powers to sign the renewal Hydrant Rental Agreement with the Town of Lancaster at the cost of \$161 per hydrant for a total of 15 hydrants for five (5) years. Ayes-5. Noes-0. Carried.

Councilman Petrocy made the motion and Councilman Nolan seconded the motion to authorize Supervisor Powers to sign the 2018 agreement with EMW Little League Baseball at the cost of \$7000. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to approve Vouchers/Warrant #5 claim #451 thru #589 as follows: General Fund \$106,736.64; Highway Fund \$58,529.66; Water District \$47,432.10; Special District \$12,682.23. Ayes-5. Noes-0. Carried.

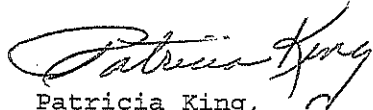
Supervisor Powers set a public hearing date of June 20th, 2018 for the Update Comprehensive Master Plan, Annual Stormwater Report, DD#200 720 North Star, DD#201 7181 Seneca Moog Credit Union and DD#202 Finnegan Dr Forbes Capretto.

The next the next Work Session meeting will be June 20th, 2018 at 6:00pm with the Town Board meeting following at 7:00pm.

All have received the Planning, Zoning, Conservation Boards and Subdivision Code Review Committee agenda and minutes that apply.

Meeting adjourned at 8:00PM. All in favor.

Respectfully submitted,



Patricia King,
Town Clerk