

A regular meeting of the Elma Town Board was held on Wednesday, August 19th, 2020 at 7:00PM, Elma Town Hall, 1600 Bowen Road, Elma, New York, with the following members present:

Supervisor	Wayne Clark
Councilman	Thomas Fallon
Councilman	James Malczewski
Councilman	Michael Nolan
Councilman	Tracy Petrocy

Also:	Building Inspector	Joseph Colern
	Highway Superintendent	Howard Diehl
	Plant Manager	Brian Fiden-Absent
	Town Attorney	Phyllis Todoro
	Town Engineer	James Wyzykiewicz

Approximately 14 people attended the meeting.

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

Councilman Malczewski made the motion and Councilman Petrocy seconded the motion to approve the minutes from the July 15th, 2020 meeting. Ayes-5. Noes-0. Carried.

Building Inspector Joseph Colern presented the July 2020 building report with a combined total of 41 permits issues, fees collected of \$8,796.81 with an estimated value of construction of \$1,468,071.34.

Highway Superintendent Howard Diehl noted that Kettle Run was repaved. Woodard, Chairfactory, Ostrander and Griffin have been oiled. Engineer James Wyzykiewicz noted that some drainage districts are in need repair and the Highland/Sigman drainage project is complete.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to add two items to the agenda. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to approve Mr. Wyzykiewicz to hire off the Eire County bid list for the repair work on drainage district #30 Roycroft and drainage district #115 The Meadows not to exceed for cost of \$5000 on each district. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon second the motion to bid the drainage repairs for drainage district #164 Clark Ct extension. Mr. Wyzykiewicz will create the specification of the bid project. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to rescind the preliminary business use permit for WNY Lawn & Landscape Inc at 8351 Clinton St. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to issue a negative declaration on a short form SEQOR for Deluxe Laserworks Inc at 8351 Clinton St. Ayes-5. Noes-0. Carried.

Councilman Fallon made the motion and Councilman Malczewski seconded the motion to approve a Business Use Permit to Deluxe Laserworks Inc at 8351 Clinton St for laser engraving, decorating and distribution. Building Inspector notes building permit required for interior build-out and sign permits required for advertising. Ayes-5. Noes-0. Carried.

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Councilman Nolan made the motion and Councilman Fallon seconded the motion to issue a negative declaration on a short form SEQR for KMF Auto Inc at 5681 Clinton St. Ayes-5. Noes-0. Carried.

Councilman Malczewski made the motion and Councilman Fallon seconded the motion to approve a Business Use Permit to KMF Auto Inc at 5681 Clinton St for automotive repair service. Building Inspector, notes attached letter to the permit regarding the "use" and sign permits required and no outside storage of junk vehicles or parts. No auto sales. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to approve Sharon Foersch as dog warden starting July 20th, 2020, she is also to dog warden in the Town of Marilla at a stipend of \$5000 a year. Ayes-5. Noes-0. Carried.

Councilman Fallon made the motion and Councilman Malczewski seconded the motion to approve the resolution for a joint services agreement for emergency medical services as follows: WHEREAS, the Town Board of the Town of Elma has identified a need to arrange for the supplemental delivery of emergency medical services in the Town of Elma for the health, safety and general welfare of the residents of the Town, and WHEREAS, the Town of Elma, in conjunction with neighboring municipalities have identified the best option available for providing emergency medical services at a reasonable and responsible cost to the Town, and WHEREAS, the Town of Elma in conjunction with neighboring municipalities have, pursuant to the General Municipal Law, agreed to share the services of an emergency medical services provider in accordance with the principal terms and provisions contained in the Emergency Ambulance Services Agreement attached hereto as Exhibit A, subject to certain edits to be made, NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS: RESOLVED, the Town Board of the Town of Elma hereby approves entering into a Shared Services Agreement with neighboring municipalities for providing emergency medical services in accordance with the principal terms and provisions contained in the Emergency Ambulance Services Agreement attached hereto as Exhibit A, subject to certain edits to be made, and be it further RESOLVED, that the Town Supervisor is authorized to execute the Emergency Ambulance Services Agreement on behalf of the Town of Elma upon the final, edited contract being completed, and be it further RESOLVED, that this Resolution shall take effect immediately. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to table the contract with Drescher & Malecki as the Town of Elma auditors. Councilman Malczewski will obtain three more quotes. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to approve the resolution for authorizing a loan from the general fund to Drainage District #28 to proceed with improvements to the drainage as follows: WHEREAS, the Town wishes to proceed and finish the improvements within Drainage District No. 28, and WHEREAS, the Town has already expended and done a loan in the amount of 10,600 in 2019 with 2,120 of the loan being paid at the beginning of 2020, and WHEREAS, the Town has estimated the remaining cost of the project to be 32,859.60, and WHEREAS, the Town does not currently have such improvements budgeted in Drainage District No. 28, but does having funding available through a loan from the General Fund, NOW, THEREFORE, be it RESOLVED, that the Town Board hereby authorizes the amending of the 2020 adopted budget for Drainage District No. 28 to authorize appropriations of \$32,859.60 for drainage improvements completed this year and to roll the remainder of 8,480 from the first loan into this loan. BE IT FURTHER RESOLVED that the Town Board authorizes a loan from the General Fund to Drainage District No. 28 in the amount of \$41,339.60, with the loan to be repaid over a fifteen-year period. Loan repayment from 2021 until 2034 will be \$393.57 per seven (7) units and the final payment of \$395.66 in the year 2035. Ayes-5. Noes-0. Carried.

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Councilman Malczewski made the motion and Councilman Fallon seconded the motion to approve Vouchers/Warrant #8 claim #577 thru #689 as follows: General Fund \$55,845.61; Highway Fund \$91,765.57; Water District \$45,261.30; Special District \$3,012.88.
Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to add items to the agenda. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to approve the bid for the 2014 Ford F-350 from the Water Department to Aurora Plumbing for \$15,500. Bids from P Grzywna for \$11,500, K Rajathurat for \$5000, T Bauer for \$11,500 and D Ripson \$9,300. A late bid was received on August 19th, 2020 in the mail from L Minkel. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to accept lead agency on the SEQR for 460 E Center LLC at the north west corner of Rice and Girdle Roads for five single family homes and open space development. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to set a public hearing on drainage district #206 for 460 E Center LLC at the north west corner of Rice and Girdle Roads.
Ayes-5. Noes-0. Carried.

The next Work Session meeting will be September 9th, 2020 at 6:00pm and the Town Board meeting will be September 16th, 2020 at 7:00PM.

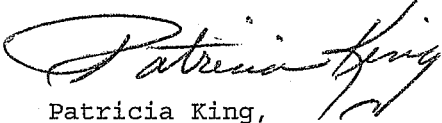
Councilman Nolan made the motion and Councilman Fallon seconded the motion to enter Executive Session at 7:50pm with no motion taken and to adjourn immediately following this session regarding a legal matter on the new highway garage. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to exit Executive Session at 8:05pm. Ayes-5. Noes-0. Carried.

A moment of silence in memory of Howard Walczyk former Jamison Road Fire Chief and Kevin Snyder Third Assistant Chief that has recently passed, a page in the minute book will be left empty in their honor.

Meeting adjourned at 8:05PM. All in favor.

Respectfully submitted,


Patricia King,
Town Clerk