

10/05/11 Town Board Minutes

A regular meeting of the Elma Town Board was held on Wednesday, October 5, 2011 at 7:00 PM, Elma Town Hall, 1600 Bowen Road, Elma, New York, with the following members present:

Supervisor Dennis Powers
Councilman Thomas Fallon
Councilman Michael Nolan
Councilman Tracy Petrocy
Councilman Dean Puleo

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

Approximately 20 people attended the meeting.

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

Making the Legal Notice for the Community Block Development Grant part of the minutes Supervisor Powers opened the public hearing at 7:01PM. No one spoke for or against. Water Superintendent Eugene Stevenson proposed the Elderberry Lane and Geyer Road water line replacement. Supervisor Powers closed the public hearing at 7:03PM.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to authorized Dennis Powers, Supervisor to submit and execute a contract with Erie County Community Development Block Grant (ECCDBG) program upon approval of the: 1. Elderberry Lane & Geyer Road Water Line Replacement & Road Reconstruction Project, requesting \$100,000 in CDBG funds, to be matched using \$200,000 in Town funds from the water reserve line item SW599. 2. Rural Transit Van Service to serve the four Town of Elma, Marilla, Wales and Aurora.

Ayes-4. Noes-0. Carried.

Councilman Petrocy made the motion and Councilman Fallon seconded the motion to approve the minutes from the September 21, 2011 meeting. Ayes-4. Noes-0. Carried.

Councilman Puleo arrived late.

Department Reports:

Building Inspector Joseph Colern stated the correct Town Codes for an issue presented at the last Town Board meeting by Councilman Fallon.

Water Superintendent Eugene Stevenson noted the Billington water tank has had its final inspection; the fire hydrant on Porterville has been replaced with another one on Fernott that needs to be replaced due to an accident. The Moog project is complete with Sylvia's Place and Transit Commons are in progress.

Highway Superintendent Wayne Clark noted rubbish collection is complete and brush will start on Oct. 17, 2011. New Bullis Road project should be paved next week.

Town Attorney Phyllis Todoro noted the easement for Sylvia's Place is just about complete.

Deanna Filipski representing the Pumpkin Festival Committee thanked everyone that helped make it a success.

Councilman Nolan made the motion and Councilman Puleo seconded the motion to issue a negative declaration on a short form SEQR for CarMasters & Glass PC at 5800 Seneca Street. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to issue a Special Use Permit for CarMasters & Glass PC at 5800 Seneca Street.

Building Inspector notes to refer to the Planning Board under chapter 117 Elma Town code for a site plan review. Ayes-5. Noes-0. Carried.

Councilman Puleo made the motion and Councilman Fallon seconded the motion to amend the Special Use Permit for Seasonal Nursery at 1120 Bullis Road to open at 9:00AM on Sundays. Ayes-5. Noes-0. Carried.

Supervisor Powers presented the 2011 Tentative Budget.

Councilman Nolan made the motion and Councilman Petrocy seconded the motion to make the 2012 Tentative Budget the 2012 Preliminary Budget.
Ayes-5. Noes-0. Carried.

Councilman Fallon made the motion and Councilman Nolan seconded the motion to accept the resignation of Alfred Harrington as Chairman of the Zoning Board with great regrets. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Petrocy seconded the motion to approve the resolution for Utility Work Agreement to replace two (2) culverts on Clinton Street by the NYSDOT. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Puleo seconded the motion to approve Supervisor Powers to sign the Service Award Program Service Fee Agreement. Ayes-5. Noes-0. Carried.

Councilman Puleo made the motion and Councilman Fallon seconded the motion to approve the agreement with Tri-Town Aquatic Club \$2500 for 2011.
Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Petrocy seconded the motion to table the stipend for evening work schedule until the Union Contract is approved. Ayes-5. Noes-0. Carried.

Supervisor Powers set a Public Hearing date of October 19, 2011 at 7:00PM for the amended Town of Elma Commercial Sign Codes.

Supervisor Powers noted the next Work Session will be on October 12, 2011 at 7:00PM.

All have received the Agenda and Minutes from the Planning, Zoning and Conservation Boards that apply.

Meeting adjourned at 7:59PM. All in Favor.

Respectfully submitted,

Patricia King,
Town Clerk