

6/2/04 Town Board Minutes

A regular meeting of the Elma Town Board was held on Wednesday, June 2, 2004, at 8:00 PM at the Elma Town Hall, 1910 Bowen Road, Elma, New York, with the following members present:

Supervisor Michael Nolan
Councilman Bill Cirocco
Councilwoman Susan Glownia
Councilman Dennis Powers
Councilman Dean Puleo

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

Approximately 35 people attended the meeting.

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

Making the Legal Notice for the Public Hearing on the Jamison Road Volunteer Fire Company Inc amendment to the Certificate of Incorporation part of the minutes.

Supervisor Nolan opened the Public Hearing at 8:02PM.

Thomas Nolan, President of the Jamison Road Volunteer Fire Co noted that any expenses that might incur for the amendment should be forwarded to the Fire Company. No one spoke in favor or against this amendment.

Supervisor Nolan closed the Public Hearing at 8:03PM.

Councilman Powers made the motion and Councilman Puleo seconded the motion to amend the Jamison Road Volunteer Fire Co Inc pursuant to the provisions of the Not-for-Profit Corporation Law of the State of New York hereby approve the Certificate of Amendment to the Certificate of Incorporation of the Jamison Road Volunteer Fire Company, Inc. (the Corporation) amending the purposes of the Corporation to include the Corporation operating as a tax exempt organization pursuant to 501(c)(3) of

the Internal Revenue Code. Ayes-5. Noes-0. Carried.

Making the Legal Notice for the Public Hearing on Drainage District #167 for St Gabriel RC Church on Clinton Street part of the minutes.

Supervisor Nolan opened the Public Hearing at 8:05PM.

No one spoke in favor or against Drainage District #167.

Supervisor Nolan closed the Public Hearing at 8:06PM.

Councilman Puleo made the motion and Councilwoman Glownia seconded the motion to approve Drainage District #167 for St. Gabriel RC Church on Clinton Street. Ayes-5. Noes-0. Carried.

Councilwoman Glownia made the motion and Councilman Powers seconded the motion to pass a Resolution to establish an Out-of-District Customer Agreement with Erie County Sewer District #4 for St Gabriel's RC Church on Clinton Street. St. Gabriel's RC Church will pay the costs of connecting to the Sewer District and the sewer charges will be on the annual tax bills. The Town of Elma will not incur any costs.

Ayes-5. Noes-0. Carried.

Councilman Cirocco made the motion and Councilwoman Glownia seconded the motion to approve the minutes from May 19, 2004 meeting.

Ayes-5. Noes-0. Carried.

Department Reports

Water Superintendent Eugene Stevenson informed the Town Board that the bids are out for the painting of the Jamison Road water tank and will be opened at the June 9th, 2004 Work Session at 4:00pm. Weather permitting the septic will be installed at the New Town Hall next week, along with the backflow preventor. Also the Water Department will be taking applications for summer help.

Town Attorney Robert Pierce has been reviewing the bids for the phone system at the New Town Hall, and also the specification for the Jamison Road water tank painting.

Highway Superintendent Wayne Clark informed the Town Board that the Highway Department has been patching roads, planted four(4) replacement trees at the Senior Center and the siding on the Transfer Station building is about 75% completed.

Chief Benson from the Erie County Sheriffs has been looking into Mr. Cirocco's request of accident that has occurred at intersection in the Town. Also call the Sheriffs

with any complaints regarding 4-wheelers damaging property.

Supervisor Nolan presented Proclamations to seven new Eagle Scouts from Troop 238, Alex Brehm, Patrick Brennan, Andrew J. Paluch, Bradford L. Phillips, Thomas G. Pirson, Paul A. Ratka and Daniel D. Rosati.

Andrew Paluch then presented to the Town Board The Flag of the United States of America that has been flown over the United States Capitol on September 12, 2003 at the request of Honorable Jack Quinn, Member of Congress to be flown at the New Town Hall.

Councilman Cirocco made the motion and Councilwoman Glownia seconded the motion to approve the Fill Permit for Carole Greenauer on 690 Northrup Road for 3,000 yards of fill which must be completed within 150 days and the roadway must be kept clean. Ayes-5. Noes-0. Carried.

Councilwoman Glownia made the motion and Councilman Powers seconded the motion to accept Spectrum Communications Inc for the phone system at the New Town Hall at the cost of \$9,384.25. Presentations from T.R. Services Inc \$10,651 in April, \$11,893 May 18th and May 28th \$8,595, Advance 2000 Inc \$9,674 and Spring Brook Controls \$10,895. Ayes-5. Noes-0. Carried.

All have received the Zoning Boards Agenda.

Supervisor Nolan announced the next Work Session will be Wednesday, June 9, 2004 at 4:00PM.

Privilege of the Floor

Paul Buckley suggested that a brief explanation be given in the matters of Public Hearings so the public could be informed of the reasons of the Town Board actions. Chuck Konesky from the VFW informed the Town Board that the VFW has taken a vote in favor of moving the Memorial Garden at the corner of Rice and Bowen Roads to the New Town Hall site.

Robert Edwards from 140 Homeward Place would like to purchase 10G+ of property owned by the Town of Elma that adjoins his property. Mr. Edwards was advised to attend the next Work Session on June 9th, 2004.

Meeting adjourned at 8:35PM. All in favor.

Respectfully submitted,

Patricia A. King
Town Clerk