

A regular meeting of the Elma Town Board was held on Wednesday, December 20, 2023, at 7:00PM at Elma Town Hall, 1600 Bowen Road, Elma, New York, with the following members:

Supervisor	Wayne Clark
Councilman	Leroy Kupczyk
Councilman	Joseph Macaluso
Councilman	Daryl Nolan
Councilman	Tracy Petrocy

Also:

Building Inspector	Joseph Colern
Highway Superintendent	Howard Diehl
Plant Manager	Brian Fiden
Town Attorney	Phyllis Todoro
Sewer Plants	Timothy Walczyk
Town Engineer	James Wyzykiewicz-Absent

Approximately 12 people attended the meeting.

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

Making the legal notice on the Public Hearing for the Water Ordinance amendments for section 140-11(plastic water lines),140-19.1(Duplex service lines) and 140-35(Water bill in property owner's name) part of the minutes, Supervisor Clark opened the public hearing at 7:06pm. No one spoke for or against. Supervisor Clark closed the public hearing at 7:07pm.

Councilman Petrocy made the motion and Councilman Macaluso seconded the motion to approve the minutes from the November 15th, 2023, meeting. Ayes-5. Noes-0. Carried.

Department Reports:

Building issued; for Joseph Colern presented the building report for November 2023 with 21 permits issued, fees collected of \$9,566.19 with an estimated value of construction of \$1,774,906.15. Mr. Colern will have yearly report for the next meeting.

Plant Manager Brian Fiden noted the upgrade for the transformer at Jamison Road pump station will be completed tomorrow.

Highway Superintendent Howard Diehl noted the three trucks were sold at Auctions International for a total of \$33,076.18. A large tree was removed from the Elma Village Green.

Councilman Petrocy made the motion and Councilman Nolan seconded the motion to approve a Preliminary Business Use Permit for Triple Nickle Ind. Park at 555 Pound Rd, Elma NY for storage of cars, auto's, tractors, and farm equipment small. Business used for storage.

Building Inspector notes to refer to the Planning Board for Site Plan Review.

Ayes-5. Noes-0. Carried.

Councilman Kupczyk made the motion and Councilman Macaluso seconded the motion to table the Business Use Permit for Jim Dean Off Road Center & Smokeys Towing at 2210 Bowen Rd, Elma NY to operate same business as Jim Dean and to include Smokeys Towing with some flatbed trucks parked in the lot sometimes. Ayes-5. Noes-0. Carried.

Councilman Petrocy made the motion and Councilman Kupczyk seconded the motion to issue a negative declaration on a short form SEQR for Ollie's Perch LLC at 6381 Seneca St, Elma NY. Ayes-5. Noes-0. Carried.

Councilman Petrocy made the motion and Councilman Macaluso seconded the motion to approve a Business Use Permit for Ollie's Perch LLC at 6381 Seneca St, Elma NY for storage of cars, auto's, tractors, and farm equipment. Building Inspector notes permit required for advertising sign. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Macaluso seconded the motion to approve JR's Electric for the Water Department upgrade at the cost of \$11,735. This was the only bid received. Ayes-5. Noes-0. Carried.

Councilman Kupczyk made the motion and Councilman Macaluso seconded the motion to approve Supervisor Clark to sign the On-Site Employee Testing agreement. Pricing is regulated for services rendered. Ayes-5. Noes-0. Carried.

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vCouncilman Nolan made the motion and Councilman Petrocy seconded the motion to approve Supervisor Clark to sign the AMR Ambulance Agreement for three years with increase of first year 4% and 3% for the next two years. Ayes-5. Noes-0. Carried.

Councilman Macaluso made the motion and Councilman Kupczyk seconded the motion to approve Kathy Markowski as Assistant Director at the Senior Center. Ayes-5. Noes-0. Carried.

Councilman Petrocy made the motion and Councilman Kupczyk seconded the motion to approve William Anderson for the truck driver position at the Transfer Station. Ayes-5. Noes-0. Carried.

Councilman Kupczyk made the motion and Councilman Petrocy seconded the motion to approve the following resolution for a budget amendment to increase appropriations for the Town Hall boiler: WHEREAS, the Town wishes to provide for funding for a new boiler for the Town Hall located at 1600 Bowen Road, and WHEREAS, the Town Board wishes to provide funding for such expenses, and WHEREAS, the Town's 2023 adopted budget does not currently include such funding, NOW THEREFORE, be it RESOLVED, that the Town Board hereby authorizes the amendment of budgetary appropriations in the Town's 2023 adopted budget as follows: Increase Appropriations: A1620.201 Building Equipment \$92,643. And Increase Revenue: A4089 Federal Aid-Other \$92,643. Ayes-5. Noes-0. Carried.

Councilman Macaluso made the motion and Councilman Nolan seconded the motion to approve Vouchers/Warrant #12 claim #846 thru # 959 as follows: General Fund \$122,929.53; Highway Fund \$4,196.92; Water District \$64,741.19; Special District \$2,822.42. Ayes-4. Noes-1. (Councilman Kupczyk voted no) Carried.

All have received the Planning, Zoning and Conservation Board agendas and minutes that apply.

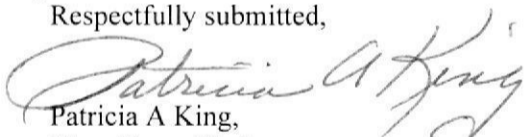
The Organizational Agenda will be on Wednesday January 3<sup>rd</sup>, 2024, at 7:00PM.

Councilman Kupczyk made the motion and Councilman Macaluso seconded the motion to enter Executive Session regarding a personnel matter and will adjourn immediately following with no motion takes at 7:37pm. All in favor.

Councilman Macaluso made the motion and Councilman Kupczyk seconded the motion to exit Executive Session at 8:30pm with no motions taken. All in favor

Motion to adjourn the meeting at 8:30 PM. All in favor. Carried.

Respectfully submitted,

  
Patricia A King,  
Elma Town Clerk

#### Notice of Public Hearing

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Elma, New York will meet at the Elma Town Hall, 1600 Bowen Road, Elma, New York on the 20<sup>th</sup> of December 2023 at 7:00PM for the purpose of conducting a Public Hearing to consider changing Water Ordinance #140-11; #140-91. And #140.35. By Order of the Town Board of the Town of Elma New York