

08/15/12 Town Board Minutes

A regular meeting of the Elma Town Board was held on Wednesday, August 15, 2012 at 7:06PM, 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-Absent
Water Superintendent Eugene Stevenson
Town Attorney Phyllis Todoro
Town Engineer James Wyzykiewicz

Approximately 25 people attended the meeting.

Supervisor Powers introduced Erie County Legislator Joseph Lorgio and Mitch Martin from Senator Patrick Galavin's office.

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

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to approve the minutes from the July 18, 2012 meeting.
Ayes-5. Noes-0. Carried.

Department Reports:

Building Inspector Joseph Colern presented the monthly report for July 2012 with 28 permits issued, fees collected of \$20,050.04 with an

estimated value of construction of \$1,530,060.

Water Superintendent Eugene Stevenson noted that the new truck will be in service and the Elderberry and Geyer water line project should be starting on Monday. Also a cleaning person for the water department will be discussed at a Work Session.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to amend the Business Use Permit name change for Page's Entertainment Center to Cove Seafood and Banquet at 4701 Transit Road. Ayes-5. Noes-0. Carried.

Councilman Fallon made the motion and Councilman Nolan seconded the motion to issue the Special Use (Music) Permit for the Cove Seafood and Banquet at 4701 Transit Road. The permit is for one year and expires on May 31, 2013. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Petrocy seconded the motion to issue a negative declaration on a short form SEQR for PENTA at 2721 Transit Road Suites 111 & 112. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to approve a Business Use Permit for PENTA (Pediatric Ear Nose and Throat Doctors) at 2721 Transit Road Suite 111 & 112. Building Inspector notes a permit is required for any advertising signs. Ayes-5. Noes-0. Carried.

Councilman Malczewski made the motion and Councilman Fallon seconded the motion to approve the agreement with EMW Lacrosse for 2012 in the amount of \$2,000. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to approve the proposal for engineering services from Clark Patterson Lee for a water modeling specific to Steuben Foods increased demand at the cost of \$9,300 and water modeling for the remainder of the Town of Elma at the cost of \$14,500. Ayes-5. Noes-0. Carried.

Councilman Malczewski made the motion and Councilman Petrocy seconded the motion to approve Warrant #8 as follows: #965 thru #1138
General Fund \$183,060.34; Highway Fund \$70,334.18;
Water District \$29,616.72; Special District \$13,371.14;
Capital Projects \$2,768.42. Ayes-5. Noes-0. Carried.

Supervisor Powers noted the NYSDOT established a 35 mph speed limit on Girdle Road in the vicinity of Iroquois School and 40mph speed limit on Schultz Road based on available data that should be maintained.

All have received the Planning, Zoning, Conservation Boards agenda and minutes that apply.

Supervisor Powers noted the next Town Board meetings at 7:00PM on September 5, 2012.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to add an item to the Agenda. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to Officially Congratulate Jacob Kaminski for winning Silver Medal at the 2012 Olympics in London. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to enter Executive Session regarding a personnel matter (Sewer Plants) at 7:45PM and will be adjourning immediately following with no motions taken. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to exit Executive Session at 8:07PM. Ayes-5. Noes-0. Carried.

Meeting adjourned at 8:08PM. All in favor.

Respectfully submitted,

Patricia King,
Town Clerk