

## **10/20/10 Town Board Minutes**

A regular meeting of the Elma Town Board was held on Wednesday, October 20, 2010, at 7:00 PM, Elma Town Hall, 1600 Bowen Road, Elma, New York, with the following members present:

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

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

Approximately 19 people attended the meeting.

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

Councilman Powers made the motion and Councilman Petrocy seconded the motion to approve the minutes from the October 6, 2010 meeting. Ayes-4. Noes-0. Carried.

### Department Reports

Building Inspector Joseph Colern informed the Town Board of the letter from Horbett Heating & Cooling regarding the HVAC for the Library.

Water Superintendent Eugene Stevenson noted the start of winterizing fire hydrants and getting ready for the winter months.

Town Attorney Phyllis Todoro informed the Town Board that she has received the deeds for the Star Davis project.

Councilman Fallon made the motion and Councilman Powers seconded the motion to approve the HVAC bid award for the Elma Library to Commercial Refrigeration Services, Inc at the cost of \$22,281.13. Ayes-4. Noes-0. Carried.

Councilman Fallon made the motion and Councilman Petrocy seconded the motion to authorized Michael Nolan, Supervisor to sign, submit and execute a contract with Erie County Community Development Block Grant (ECCDBG) program for the following projects upon approval of ECCDBG. 1. Elderberry Lane & Geyer Road Water Line Replacement & Road Reconstruction Project, requesting \$100,000in CDBG funds, to be matched using \$165,000 in Town funds from the water reserve line item SW599. 2. Handicapped Accessible Lift at the Elma Historical Society Museum, requesting \$9,975 in CDBG funds, to be matched with \$525 in cash from the Elma Historical Society. 3. Rural Transit Van Service to serve the four Town of Elma, Marilla, Wales and Aurora. Ayes-4. Noes-0. Carried.

Councilman Powers made the motion and Councilman Fallon seconded the motion to approve the following resolution: WHEREAS: The Justice Court Assistance Program (JCAP) was established by the New York State Legislator as an ongoing vehicle by which the State can assist Towns and Villages in the automation and operation of their Justice Courts; WHEREAS: The maximum JCAP grant is \$30,000 and there are no matching funds required by this application; WHEREAS: The grant may be used for a variety of purposes, including but not limited to the acquisition of computer equipment, office equipment, furniture and security measures for the Justice Court and Court office; WHEREAS: The State of New York Unified Court System is entertaining applications for the Justice Court Assistance Program with an October 31, 2010 deadline; WHEREAS: The Elma Justice Court Room is in need of a new laptop for use in the Courtroom during court proceedings, is estimated to cost \$1,711; NOW BE IT RESOLVED that Connie D. Miner & Co. Grant Consultants, the Town=s grants consultants, be authorized and directed to complete the necessary application, forms, etc. to be submitted to the New York State Unified Court System for the purpose of securing this grant; and, BE IT FURTHER RESOLVED that the Town of Elma Town Board does hereby authorize Supervisor Michael P. Nolan to sign and if funded, execute a grant application entitled: NYS UNIFIED COURT SYSTEM JUSTICE COURT

ASSISTANCE PROGRAM and if awarded, to be the official representative in connection with the application, providing any additional information, if required, and to fully comply with the execution of the contract.

Ayes-4. Noes-0. Carried.

Councilman Petrocy made the motion and Councilman Powers seconded the motion to approve the resolution for authorizing a budget amendment for the insurance loss at the Highway Garage; WHEREAS, the Town has experienced an insurance loss at the Highway garage, and WHEREAS, the Town's 2010 adopted budget does not currently include the appropriations for the insurance loss of the materials and supplies NOW, THEREFORE, be it RESOLVED, that the Town Board hereby authorizes the amending of the 2010 adopted budget to include the appropriations for the materials and supplies as follows: Increase Appropriations: DA 5130.402 Material & Supplies–Insurance Loss--\$ 6,000.00, Increase Estimated Revenues: DA 2680-Insurance Recoveries--(\$6,000.00). Ayes-4. Noes-0. Carried.

Supervisor Nolan set a Public Hearing date of November 3, 2010 at 7:00PM for the 2011 Preliminary Budget.

Councilman Powers made the motion and Councilman Fallon seconded the motion to approve Warrant #10 as follows, with noted exceptions; claim #1224 thru #1353 General Fund \$62,945.82; Highway Fund \$151,709.82; Water District \$564,274.91; Special District \$11,622.84 and Capital Projects \$205,427.45.  
Ayes-4. Noes-0. Carried.

All have received the Planning, Zoning and Conservation Board and Design Guidelines Committee minutes that apply.

Meeting adjourned at 7:20PM. All in Favor.

Respectfully submitted,

Patricia King, Town Clerk