

04/02/08 Town Board Minutes

A regular meeting of the Elma Town Board was held on Wednesday, April 2, 2008, at 8:00 PM, Elma Town Hall, 1600 Bowen Road, Elma, New York, with the following members present:

Supervisor Michael Nolan
Councilwoman Susan Glownia
Councilman David Polak
Councilman Dennis Powers
Councilman Dean Puleo

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

Approximately 18 people attended the meeting.

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

Councilman Powers made the motion and Councilwoman Glownia seconded the motion to approve the minutes from the March 19, 2008 meeting. Ayes-5. Noes-0. Carried.

Department Reports

Building Inspector Joseph Colern presented his monthly report for March 2008 with 26 permits issued, fees collected of \$10,896.21 with an estimated value of construction of \$13,946,511.

Water Superintendent Eugene Stevenson reported a water line break on Elderberry, there has been 13 to 14 breaks on the 1300' of water line in the last 20years. If possible Mr. Stevenson would like to replace this line at an approximate cost of \$18,000 in material. Inspection of a fire hydrant on N Blossom Rd and found it needed to be repaired. Mr. Stevenson would like to award the water tank inspection bid. All bids have been reviewed with the Town Attorney.

Highway Superintendent Wayne Clark noted that rubbish pick up starts Monday with

brush starting on April 21st.

Town Attorney Phyllis Todoro is working on the utility easements for the cell antenna on the water tank.

Councilman Powers made the motion and Councilwoman Glownia seconded the motion to support the NYS Association of Towns resolutions: #1 Protect and Strengthen Home Rule, #2 Mandate Relief, #3 Increase in Justice Court Funding, #4 Fund the Unfunded MS4 Mandate, #5 Highway Transportation Funding, #6 Local Road Classification, #7 Speed Limits on Town Roads, #8 Preserve and Strengthen Local Government's Role In The Siting OF energy Generation Facilities, #9 Municipal Deposits in Credit Unions and Thrift Institutions, #10 Reform The Real Property Tax and Assessment System, #11 Reform Condominium Assessments, #12 Preservation of Local Taxation on Certain Lands owned by The State of New York, #13 GML 207-C Disability Benefits for law Enforcement Reform, #14 Restore and secure Equity in Collective Bargaining, #15 Preserve Local Control Over Active and Retiree Healthy Insurance Benefits. Ayes-4. Noes-0. (Councilman Polak voted no)Carried.

Councilman Powers made the motion and Councilman Puleo seconded the motion to appoint Claudia E Stradtman to fill the vacancy on the Assessment Board of Review. Ayes-5. Noes-0. Carried.

Councilman Polak made the motion and Councilman Powers seconded the motion to amend the Preliminary Business Use Permit for EduKids Early Childhood Centers at 6961 Seneca St reducing the building size to 7,178 square feet. Ayes-5. Noes-0. Carried.

Councilman Polak made the motion and Councilwoman Glownia seconded the motion to amend the above motion to amend the Preliminary Business Use Permit for EduKids Early Childhood Centers at 6961 Seneca St correcting the building size to 7,198 square feet. Ayes-5. Noes-0. Carried.

Councilman Polak made the motion and Councilwoman Glownia seconded the motion to approve a negative declaration on a short form SEQR for Elma Collision at 717 Jamison Road Suite #6
Ayes-5. Noes-0. Carried.

Councilman Polak made the motion and Councilwoman Glownia seconded the motion to

approve a Business Use Permit for Elma Collision at 717 Jamison Road Suite #6. Restrictions in "Use" No collision work of auto sales at this location (limited to personal storage for Elma Collision) Building Inspector notes permit required for advertising signs and a fire inspection on an annual basis. Ayes-5. Noes-0. Carried.

Councilman Puleo made the motion and Councilman Powers seconded the motion to add the bids for the water tank inspections to the Agenda. Ayes-5. Noes-0. Carried.

Councilman Polak made the motion and Councilwoman Glowina seconded the motion to approve Conrady Consultant Services at the cost of \$9000 for the water tank inspections. Ayes-5. Noes-0. Carried.

Supervisor Nolan noted that the next Work Session will be on April 9, 2008 at 6:00PM.

All have received the Planning, Zoning, Conservation Board and Code Review Committee that apply.

Supervisor Nolan read a letter from the Town of Marilla Supervisor regarding the placement of an antenna on the Jamison Road Water Tank to improve portable radio reception for the Town of Marilla to be discussed at the next Work Session.

Supervisor Nolan announced an Executive Session in regard to a pending lawsuit with South Blossom Ventures, the Town Board will return to adjourn immediately following the session.

Councilman Puleo made the motion and Councilman Powers seconded the motion to enter Executive Session at 8:27PM. Ayes-5. Noes-0. Carried.

Councilman Powers made the motion and Councilman Polak seconded the motion to exit Executive Session at 9:38PM. Ayes-5. Noes-0. Carried.

Adjourned at 9:39PM.

Respectfully submitted,

Patricia King
Town Clerk