

A regular meeting of the Elma Town Board was held on Wednesday, October 23, 2013 at 7:00PM, 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
Water Superintendent	Eugene Stevenson
Town Attorney	Phyllis Todoro
Town Engineer	James Wyzkiewicz

Approximately 18 people attended the meeting.

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

Councilman Fallon made the motion and Councilman Malczewski seconded the motion to approve the minutes from the October 2, 2013 meeting. Ayes-5. Noes-0. Carried.

Department Reports:

Building Inspector Joseph Colern presented the monthly report for September with 32 permits issued; fees collected of \$15,725.81, with an estimated value of construction of \$2,049,539.

Water Superintendent Eugene Stevenson noted the hydrant on Bullis Road has been repaired and another has been hit on Bowen Road to be repaired. The Water Department will be winterizing the 900 fire hydrants in Town, they are also working on new water taps. Triton Valley's meteris installed but needs to be tested.

Highway Superintendent Wayne Clark noted that there was damage to the lawn at the Elma Village Green and brush pick up is in progress.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to issue a negative declaration on a short form SEQR for HyGloss Kustomz II at 8351 Clinton Street. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to approve a Business Use Permit for HyGloss Kustomz II at 8351 Clinton Street. Restrictions in this "Use" No painting of vehicles at site. No outdoor storage of unlicensed vehicles or car parts. Building Inspector notes a sign permit is required for advertising and fire inspection required with 30 days. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to approve the following resolution:

WHEREAS, following the Public Hearing of October 2, 2013 which was held at the Elma Town Hall for suggestions by the public for projects to be submitted for funding, NOW, THEREFORE BE IT RESOLVED, that the Elma Town Board submits the following projects to be considered for funding by the Erie County Community Development Block Grant Program during the 2014-13 grant cycle: 1st Priority - Senior Center Portico; and 2nd Priority -Rural Transit Service. NOW THEREFORE BE IT RESOLVED BY, that the Elma Town Board authorizes Dennis M. Powers, Town Supervisor, to sign, submit and execute a contract with Erie County Community Development Block Grant (ECCDBG) Program for the cited projects upon approval of the ECCDBG. NOW THEREFORE BE IT FURTHER RESOLVED BY the Elma Town Board to provide matching funds in the amount of (5%, 25% or 50%) for the Installation of a Portico at the Elma Senior Center using funds of \$14,000 from line item A7620.413 and using \$9,000 of Highway Department Force Account Labor. Ayes-5. Noes-0.

Councilman Nolan made the motion and Councilman Petrocy seconded the motion to approve the following NYS Decals System resolution WHEREAS, the Town of Elma has sold conservation licenses on behalf of the NYSDEC for over 2 decades; and WHEREAS, the NYSDEC DECALS system will be starting a new contract commencing on December 1, 2013 with a new vendor for services, and WHEREAS, the NYSDEC is requiring all the towns in New York State to renew their previous contracts to enable them to continue selling conservation licenses on behalf of the DEC; NOW, THEREFORE, BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

1. The Town Board does hereby approve the agreement between the Town of Elma Town Clerk Patricia A King and the NYSDEC commencing on December 1, 2013 in form annexed hereto.
 2. The Town Clerk is hereby authorized to execute such agreement on behalf of the Town of Elma.
 3. This resolution shall take effect immediately.
- Ayes-5. Noes-0. Carried.

Councilman Malczewski made the motion and Councilman Fallon seconded the motion to approve the resolution for Authorizing a Budget Amendment for Additional Appropriations for Road Improvements: WHEREAS, the Town wishes to repair and improve its road infrastructure, and WHEREAS, the Town wishes to allocate additional sales tax revenue to fund such road improvements, and WHEREAS, the Town wishes to proceed with the road repair and improvements NOW, THEREFORE, be it RESOLVED, that the Town Board hereby authorizes the amending of the Town's 2013 adopted budget to recognize the additional sales tax to be received by the Highway Fund and to authorize additional appropriations to provide for cost of road improvements, as follows: Increase Estimated Revenues:DA1120--Non-Property Tax Distribution by County--\$60,000.00 and Increase Appropriations:DA5110.400-Materials and Supplies--\$60,000.00

Ayes-5. Noes-0. Carried.

Councilman Malczewski made the motion and Councilman Nolan seconded the motion to approve Warrant #10 claim #1135 to #1240 as follows: General Fund \$53,575.06; Highway Fund \$66,443.40; Water District \$149,033.37 and Special District \$22,451.55.

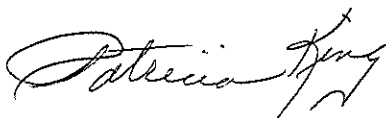
Ayes-5. Noes-0. Carried.

Supervisor Powers noted the next Town Board meeting will be November 6, 2013 at 7:00PM.

All have received the Planning, Zoning, Conservation Boards, Work Session and Multiple Dwelling Code Committee agenda and minutes that apply.

Meeting adjourned at 7:30PM. All in favor.

Respectfully submitted,



Patricia King,
Town Clerk