

A regular meeting of the Elma Town Board was held on Wednesday, January 21, 2015 at 7:00PM, Elma Town Hall, 1600 Bowen Road, Elma, New York, with the following members present:

Supervisor	Dennis Powers
Councilman	Thomas Fallon-Absent
Councilman	James Malczewski
Councilman	Michael Nolan
Councilman	Tracy Petrocy

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

Approximately 41 people attended the meeting.

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

Making the legal notice part of the minutes for Open Space Protection and Land Conservation Easement #2 Post at 371 Jamison Road; Supervisor Powers opened the Public Hearing at 7:01pm. Speaking in favor J. Harman, P. Reile, D. Rohl and W. Jackson no one spoke against the Conservation Easement. Supervisor Powers closed the Public Hearing at 7:05pm.

Councilman Malczewski made the motion and Councilman Petrocy seconded the motion to approve for Open Space Protection and Land Conservation Easement #2 Post Property on 371 Jamison Road. Ayes-4. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to approve the minutes from the January 7, 2015 meeting. Ayes-4. Noes-0. Carried.

Department Reports:

Building Inspector Joseph Colern's presented the yearly report for 2014 as follows: 244 permits issued; fees collected of \$113,885.25 with an estimated value of construction of \$18,172,052.10.

Water Superintendent Eugene Stevenson noted that the flushing program is complete, new water taps are being installed and the new pump project is still in progress.

Deputy Town Attorney Dean Puleo will be working with Town Attorney Todoro on the legal paperwork for the Conservation Easements.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to add items to the Agenda. Ayes-4. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to rescind the Business Use Permits for the branding of Sunoco Express Marts at 6640 Clinton Street and 661 Jamison Road. Ayes-4. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to reinstate the Business Use Permits for the branding of Mobil Express Marts at 6640 Clinton Street and 661 Jamison Road. Ayes-4. Noes-0. Carried.

Supervisor Powers presented a Citation to Harry Kaczmarek for his 19 years of service to the Town of Elma as a member of the Zoning Board of Appeals.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to accept the following Proclamation: Whereas, it is the intention of Supervisor, Dennis Powers, and the Town Council of the Town of Elma to focus attention on note worthy occasions within our community; and, Whereas, on November 18, 2014 Elma received over 6 feet of snow within 24 hours, leaving emergency responders overwhelmed and unable to assist some of those in need; and Whereas, a group of brave firefighters from around the State of New York embarked on a journey to assist Elma's fire companies and residents in the recovery efforts and help reach those in need; and, Whereas, these group of fire companies assisted our emergency responders and fire companies in conducting needed medication deliveries and providing transportation to hospitals, as Elma's own were assisting other residents in need; and,

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Whereas, these companies from around the State included firefighters and emergency personal from the following communities; Rapids, Varick, Cortland, Carlton, Plotterkill, Guilderland, Wellsville, Semprenius, Suffern, Bolivar, Heuvelton, Chaffee Sardinia, Clarksville, Friendship; and, Whereas, through their actions and kindness to those they helped, they provided needed encouragement and support to confront the dangerous and uncertain situations faced during the storm, and, Now, therefore, be it resolved, that the Supervisor Dennis Powers and the Town Board of Elma, NY, hereby recognize and commend these fire companies for their prompt response and professionalism to the people of the Town of Elma: and, Be it further resolved, it is the consensus of the Town Board to send a duplicate of this proclamation to each of the fire companies honoring their valued assistance to the people of the Town of Elma, with this paragraph omitted. Ayes-4. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to approve a negative declaration on a short form SEQR for the Taylor's Springbrook Sweets at 6320 Seneca Street. Ayes-4. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Petrocy seconded the motion to approve the Business Use Permit for Taylor's Springbrook Sweets at 6320 Seneca Street for ice cream desserts and coffee shoppe Restrictions in "use" No drive-through allowed at location. Building Inspector notes building permit required for interior renovations, fire inspection prior to opening and contingent on backflow approval per Water Superintendent. Ayes-4. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to approve a negative declaration on a short form SEQR for the 7 GENS, LLC at 717 Jamison Road. Ayes-4. Noes-0. Carried.

Councilman Malczewski made the motion and Councilman Petrocy seconded the motion to approve the Business Use Permit for 7 GENS, LLC at 717 Jamison Road for storage of gym equipment, seating & office area, lockers, gym pads, chalkboards and cabinets. Building Inspector notes building indoor storage only, permits for any advertising signs. Ayes-4. Noes-0. Carried.

Councilman Malczewski made the motion and Councilman Nolan seconded the motion to approve the Agreement with the Boys and Girls Club OF Elma, Marilla, Wales Inc in the amount of \$57,500 for 2015. Ayes-4. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to approve the Agreement with the Veterans of Foreign Wars #5861 in the amount of \$2,000 for 2015. Ayes-4. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Petrocy seconded the motion to approve the Agreement with the Town of West Seneca to share the Assessor for 2015. Ayes-4. Noes-0. Carried.

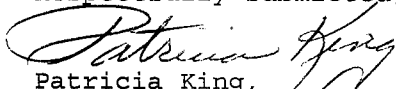
Councilman Nolan made the motion and Councilman Petrocy seconded the motion to approve Warrant #13 for 2014 claim #1815 thru #1890 and #63 thru #73 as follows: General Fund \$38,124.98; Highway Fund \$23,255.16; Water District \$79,958.29; and Special District \$25,126.93. Warrant #1 for 2015 claim #1 thru #62 as follows: General Fund \$100,185.94; Highway Fund \$47,878.32; Water District \$152,547.93; and Special District \$40.95. Ayes-4. Noes-0. Carried.

All have received the Planning, Zoning, Conservation Board and Multiply Dwelling Code Committee agenda and minutes that apply.

The next Town Board meeting will be February 4th and 25th, 2015 at 7:00PM. Work Session will be February 11, 2015 at 6:00PM.

Meeting Adjourned at 7:39PM. All in favor.

Respectfully submitted,


Patricia King,
Town Clerk