

A regular meeting of the Elma Town Board was held on Wednesday, March 19, 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-Absent
Highway Superintendent	Wayne Clark
Water Superintendent	Eugene Stevenson
Town Engineer	James Wyzykiewicz

Approximately 9 people attended the meeting.

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

Making the Legal Notice for Local Law #3-2008 Amending Local Law #4-1985 as "Adoption of Code", adopted by the Town Board of the Town of Elma on 10-16-1985 by amending the Veteran's exemption to provide an exemption for Cold War Veterans part of the minutes Supervisor Nolan opened the public hearing at 8:01PM. Speaking for was J. Sluberski. No one spoke against.

Supervisor Nolan closed the public hearing at 8:02PM.

Councilwoman Glownia made the motion and Councilman Puleo seconded the motion to approve Local Law #3-2008 Amending Local Law #4-1985 as "Adoption of Code", adopted by the Town Board of the Town of Elma on 10-16-1985 by amending the Veteran's exemption to provide an exemption for Cold War Veterans as follows: Section 1. Legislative Intent. This Local Law amends a prior Local Law known as "Adoption of Code" adopted by the Town of Elma on 10-16-85, as amended, relating to the administrative, legislative and general legislation of the Codes within the Town of Elma as herein set forth. Section 2. Chapter 127, Article III, "COLD WAR VETERANS EXEMPTION" Section 127-4 is amended by adopting Article IV and the enumerated sections. The purpose of this Article is to provide a veteran exemption of real property taxation allowable pursuant to Section 458-b of the Real Property Tax Law of the State of New York and shall be known as "Cold War Veterans Exemption Local Law". Section 3. Chapter 127, Section 127-4, Section 184-11 is added to provide for the following in accordance with Real Property Tax Law Section 458-b:A. Qualifying residential real property shall be exempt from taxation to the extent of fifteen percent (15%) of the assessed value of such property; provided, however, that such exemption shall not exceed eighteen thousand dollars (\$18,000.00) or the product of eighteen thousand dollars (\$18,000.00) multiplied by the latest state equalization rate for the Town of Elma, NY. B. In addition to the exemption provided by Paragraph A of this subdivision, where the Cold War Veteran received a compensation rating from the United States Veterans Affairs or from the United States Department of Defense because of service-connected disability, qualifying residential property shall be exempt from taxation to the extent of the product of the assessed valuation of property, multiplied by 50% of the Cold War veteran disability rating; provided, however, that such exemption shall not exceed sixty thousand dollars (\$60,000.00) or the product of sixty thousand dollars (\$60,000.00) multiplied by the latest equalization rate for the Town of Elma, NY. C. The exemption provided by Paragraph A of this subdivision shall be granted for a period of ten (10) years. The commencement of such ten (10) year period shall be governed by Real Property Tax Law Section 458-b. Section 4. Effective date. This Local Law shall take effect immediately upon filing with the Secretary of State. Ayes-5. Noes-0. Carried.

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

Department Reports

Water Superintendent Eugene Stevenson noted that AT&T is in the process of installing the cell phone antenna on the Jamison Road water tank. Highway Superintendent Wayne Clark would like to auction off two pickup trucks.

Town Attorney Phyllis Todoro is working on the contract for the Town of Lancaster regarding the lease of 15 fire hydrants. Also the easements for the water tanks.

Councilman Polak made the motion and Councilman Powers seconded the motion to approve the extension of the time to collect taxes remaining unpaid until June 30th, 2008.
Ayes-5. Noes-0. Carried.

Councilwoman Glowina made the motion and Councilman Powers seconded the motion to approve Raymond Balcerzak as Special Police. Ayes-4. Noes-0. Abstain-1. (Supervisor Nolan abstained) Carried.

Councilman Polak made the motion and Councilwoman Glowina seconded the motion to authorize Supervisor Nolan to sign the Arts Council in Buffalo and Erie County Cultural Services Agreement for 2008 in the amount of \$1,400. Ayes-5. Noes-0. Carried.

Councilwoman Glowina made the motion and Councilman Powers seconded the motion to approve the meter deposit and tapping fee increases for new construction as follows:
Meter deposits ¾" house \$80, ¾" meter pit \$180, 1" house \$180 and 1" meter pit \$280. Also 1 ½" house \$380, 1 ½" meter pit \$480, 2" house \$520 and 2" meter pit \$620. Tapping fee increases are ¾" tap \$756, 1" tap \$908, 1 ½" tap \$1160 and 2" tap \$1633. Ayes-5. Noes-0. Carried.

Councilman Polak made the motion and Councilwoman Glowina seconded the motion to approve the donation of \$500 to Iroquois Intermediate to help fund the DARE Program.
Ayes-5. Noes-0. Carried.

Councilman Powers made the motion Councilman Puleo seconded the motion approve Warrant #3 as follows with noted exceptions: #218 thru #326

General Fund \$91,545.07	Water District \$ 91,896.34
Highway Fund \$76,423.32	Special District \$438,158.87

Ayes-5. Noes-0. Carried.

Councilman Puleo made the motion and Councilman Powers seconded the motion to add the highway trucks to the Agenda. Ayes-5. Noes-0. Carried.

Councilman Polak made the motion and Councilwoman Glowina seconded the motion to approve Highway Superintendent Wayne Clark to auction off a 93 Chevy and 96 Ford pickup trucks.
Ayes-5. Noes-0. Carried.

Councilman Powers made the motion and Councilman Puleo seconded the motion to add the Elma United Methodist Church to the Agenda. Ayes-5. Noes-0. Carried.

Councilman Powers made the motion and Councilman Polak seconded the motion to approve Elma United Methodist Church to use the Elma Village Green Park on May 4th, 2008 for an all day event. Ayes-5. Noes-0. Carried.

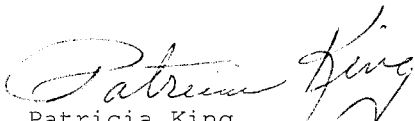
Supervisor Nolan set a public hearing date of April 16, 2008 at 8:00PM for extending Local Law #1-2007 Moratorium on Land Use.

Supervisor Nolan noted that the next Work Session will be on March 26, 2008 at 4:00PM only if all information is available for the Hesse property, this will be the only item on the agenda.

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

Adjourned at 8:22PM.

Respectfully submitted,


Patricia King
Town Clerk