

A regular meeting of the Elma Town Board was held on Wednesday, July 15, 2015 at 7:08PM, 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-Absent
	Water Superintendent	Eugene Stevenson
	Deputy Town Attorney	Dean Puleo
	Town Engineer	James Wyzykiewicz

Approximately 166 (unable to count residents in foyer) 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 Brookside Patio Homes on Bowen Road, Supervisor Powers opened the Public Hearing at 7:09pm. Representing Young Development Attorney Sean Hopkins from Hopkins & Sorgi PLLC spoke regarding the patio home development, Chris Wood was also present. Speaking for the development were residents as follows: Marshall/Old Mill; Augustyn/W Jerge; McCabe (Marilla resident with a letter containing 22 names); Connor/S Jerge; Pease/Bullis; Walker/Bowen; Woloszynski/Oaknoll; Reid/Hidden Valley; Ricketts/Rolling Green; Mariacher/Winspear; Schaefer/Caroline; Valentine/Pondbrook; D'Agostino/Fairway and correspondence from Bach/Old Mill. Speaking against the development were residents as follows: Facklam/W Blood; Ternullo/Bullis; Skinner/Bullis; Cirocco/N Star (concerns); Yunke/Stolle (concerns); Pauly/Woodard; Filipski/Old Mill; Czuba/Bullis; Boulet/Woodside; Goinski/Cemetery; Nichter/Woodside; Gordon/Stolle; Kaczanowski/Old Mill; Synor/Sawmill; Maciejewski/Stolle; Yunke/Stolle; Tokasz/Woodard; Ryan/Maple; Gliss/Bullis; Koch/Bowen and last resident did not state name or address. Supervisor Powers closed the Public Hearing at 8:25pm.

Councilman Nolan made the motion and Councilman Petrocy seconded the motion to close the public hearing, table any motions and the Town Board will accept letters or emails regarding Brookside Patio Homes until July 31st, 2015. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to approve the minutes from the June 17, 2015 meeting. Ayes-5. Noes-0. Carried.

Department Reports:

Town Engineer James Wyzykiewicz requested to have two (2) items added to the agenda from the Work Session.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to add an item to the Agenda. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to approve Clark Patterson Lee to prepare an engineering report for Elma Meadows and Pondbrook wastewater treatment facilities to add de chlorination equipment due to new DEC SPDES permit requirements at the cost of \$3,000. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to add an item to the Agenda. Ayes-5. Noes-0. Carried.

Wednesday, July 15, 2015

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to approve Nature's Way Environmental to remove the fuel tanks at the Highway garage at the cost of \$8,860. Also a quote from The Pump Doctor, Inc at the cost of \$11,977.90 was received.
Ayes-5. Noes-0. Carried.

Building Inspector Joseph Colern reported for the month of June with 40 building permits issues, fees collected of \$12,998.03 with an estimated value of construction of \$1,904,957.79. Also Creek Road Park old building is just about ready to be taken down.
Water Superintendent Eugene Stevenson noted the water main break on Bullis Rd has been repaired with only a culver to be replaced. Also Mr. Stevenson is requesting an item be added to the agenda.

Councilman Malczewski made the motion and Councilman Nolan seconded the motion to add an item to the Agenda. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to approve the purchase of a track vehicle for the Water Department. Ayes-5. Noes-0. Carried.

Councilman Nolan reported for the Highway Superintendent Wayne Clark that the paving of Gaylord Ct & Bridle Ln, and driveway aprons has been completed, some shoulder work needs to be done. Reconstructed 150ft of W Jerge digging existing road completely out, installing drainage & base material & repaved. Did set up & clean up for fireworks. Removed flags along Bowen for the Kiwanis. Mowed Parks, Town Hall & Library. Patched & swept Town Hall parking lot for sealing. Assisted Water Dept with equipment & manpower for water main break on Bullis Rd. Weather permitting the recycling project on Woodard Road is scheduled to begin July 22nd. Also the new Freightliner truck is in service.
Town Attorney Phyllis Todoro advised the Town Board to secure the tennis/basketball courts at the Creek Road Park until repaired.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to authorize Supervisor Powers to sign the agreement with EMW Little League Football in the amount of \$5,000 for 2015.
Ayes-5. Noes-0. Carried.

Councilman Malczewski made the motion and Councilman Petrocy seconded the motion to table the resurfacing of the basketball/tennis courts at the Creek Road Park until sealed bids are received. Ayes-3. Noes-2.
(Councilman Nolan and Supervisor Powers voted no) Carried.

Councilman Malczewski made the motion and Councilman Nolan seconded the motion to approve a negative declaration on a short form SEQR for Steuben Trust Company at 2701 Transit Road. Ayes-5. Noes-0. Carried.

Councilman Malczewski made the motion and Councilman Fallon seconded the motion to approve the Business Use Permit for Steuben Trust Company at 2701 Transit Rd for a general office. Building Inspector notes a sign permit required for any advertising signs.
Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to table the Special Use permit for music at Mariah's on Sixteen at 7200 Seneca Street. Ayes-5. Noes-0. Carried.

Councilman Malczewski made the motion and Councilman Fallon seconded the motion to approve Vouchers/Warrant #7 claim #1055 thru #1184 as follows: General Fund \$49,792.60; Highway Fund \$140,034.59; Water District \$147,604.26; Special District \$4,005.70.
Ayes-5. Noes-0. Carried.

Wednesday, July 15, 2015

Supervisor Powers noted a Special Work Session on August 5th, 2015 at 6:00PM on the Brookside Patio Homes and the next regular Work Session is August 19th, 2015 at 6:00PM with the Town Board meeting to follow on August 19th, 2015 at 7:00PM.

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

Councilman Nolan made the motion and Councilman Fallon seconded the motion to add an item to the Agenda. Ayes-5. Noes-0. Carried.

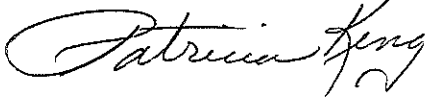
Councilman Nolan made the motion and Councilman Fallon seconded the motion to request a speed studies upon residents request for 3441 Bowen Rd to Woodard Rd approximately 2.2 miles, Maple Road and Ostrander Road. Ayes-5. Noes-0. Carried.

Supervisor Powers noted the Eagle Scout Proclamations will be presented to Michael Riedel and Alex Bergman.

Supervisor Powers noted the Town has been awarded the Community Block Development Grant (CDBG) for the Portico installation and driveway construction at the Senior Center.

Meeting Adjourned at 9:11pm. All in favor.

Respectfully submitted,



Patricia King,
Town Clerk