

A regular meeting of the Elma Town Board was held on Wednesday, March 23, 2016 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-Absent
Highway Superintendent	Wayne Clark-Absent
Water Superintendent	Eugene Stevenson
Town Attorney	Phyllis Todoro
Deputy Town Attorney	Dean Puleo
Town Engineer	James Wyzykiewicz

Approximately 12 people attended the meeting.

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

Councilman Malczewski made the motion to table the minutes from the March 9, 2016 meeting, no one seconded the motion. Motion not carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to approve the minutes from the March 9, 2016 meeting. Ayes-4. Noes-1. (Councilman Malczewski voted no) Carried.

#### Department Reports:

Water Superintendent Eugene Stevenson noted that the Water Department is working on updating the Backflow Prevention list; their annual report and the Quality Control report with the Erie County Health Dept. Town Attorney Phyllis Todoro is working on the easement for Spring Water Estates.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to approve the amending 2015 adopted budget transfers as follows: WHEREAS, as the year has progressed the Town's actual spending has exceeded the 2015 adopted budget in certain line items, and WHEREAS, while these lines have no effect on the total 2015 adopted budget, it is necessary to transfer budgetary appropriations between certain appropriation codes, NOW, THEREFORE, be it RESOLVED, that the Town Board hereby authorizes the following transfers within the 2015 budget: Decrease Appropriations: A1110.111--Clerks-Town Justice O/T--\$775.00, A1110.412--Court Security-Officer--\$2,800.00, A1355.115--Assessment Board of Review--\$74.00, A1355.410--Assessment/Other Expenses \$200.00, A1410.412--Town Clerk-Records Management--\$1,500.00, A1620.100--Buildings-Caretaker P/T, \$2,500.00, A1620.201--Buildings-Furniture & Equipment--\$3,600.00, A1620.401--Buildings-Utilities--\$2,600.00, A1670.400--Central Printing & Mailing--\$1,800.00, A1691.400--Bookkeeper-Other Expenses--\$1,950.00, A1910.400--Unallocated Insurance--\$4,500.00, A1920.400--Municipal Assoc. Dues--\$850.00, A1990.400--Contingency--\$23,961.00, A3120.101--School Crossing Guard P/T--\$930.00, A3120.105--School Resource Officer--\$230.00, A3620.200--Purchase of Equipment-Building Dept--\$1,500.00, A3620.201--Equipment Maint-Building Dept--\$1,100.00, A3620.400--Fire Inspection & Education--\$20,000.00, A4189.400--Public Health--\$4,500.00, A5132.401--Garage -Utilities--\$7,800.00, A7110.200--Parks-Equipment--\$6,300.00, A7310.100--Compensation-TriTown--\$5,400.00, A7310.800--Fringe Benefits-TriTown--\$9,000.00, A7310.810--Fringe Benefits-TTAC--\$3,000.00, A7410.400--Library Repairs--\$28,000.00, A7510.401--Historian - Utilities--\$700.00, A7510.410--Historical Building--\$1,680.00, A7550.403--Celebrations-Elma Night Out--\$950.00, A7620.101--Van Driver--\$4,100.00, A7620.411--Van Expenses--\$3,400.00, A8010.100--Zoning Board-Compensation--\$1,325.00, A8010.410--Zoning-Other Expenses--\$1,200.00, A8020.100--Planning Board Compensation--\$1,950.00, A8020.410--Planning-Other Expenses--\$257.00, A8160.103--Laborer F/T--\$20,500.00, A8160.104--Laborer P/T--\$11,500.00, A8160.200--Refuse Equipment--\$23,000.00, A8160.400--Refuse-Other Expenses--\$19,000.00,

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A8160.406--Outside Contractors-Mulch--\$5,000.00,A9040.803--Workers Compensation--\$4,850.00, DA5110.406 Fuel & Oil--\$6,935.00, SS-1599--Appropriated Fund Balance--\$765.00, SW 599--Appropriated Fund Balance--\$207,340.00, SW8310.419--Cross Control Connection--\$3,395.00, SW8310.424--Water Quality--\$1,650.00,SW8310.490--Contingency--\$3,500.00.Total--\$457,867.00. Increase Appropriations: A1110.110--Clerk-Town Justice--\$600.00, A1110.120--Clerk P/T-Town Justice--\$175.00, A1110.410--Town Justice-Other Expenses--\$2,800.00, A1355.110--Deputy Assessor--\$128.00, A1355.111--Assessor Clerk P/T--\$146.00, A1410.111--Codification of Ordinances--\$4,650.00, A1420.410--Attorney-Other Expenses--\$2,250.00, A1440.410--Engineer-Other Expenses--\$730.00, A1440.415--Engineer-Consulting Services--\$2,155.00, A1620.400--Buildings -Repair--\$11,900.00, A1620.402--Buildings-Supplies & Contracts--\$27,275.00, A1680.100--System Administrator--\$8,615.00, A1691.100--Bookkeeper--\$2,600.00, A1930.400--Judgments & Claims--\$19,575.00, A1990.401--Labor Negotiations--\$2,500.00, A3120.405--SRO-Car Lease--\$1,925.00, A3120.407--SRO-Other Expenses--\$1,850.00, A3310.401--Signals & intersection--\$2,805.00, A3620.100--Code Enforcement Officer--\$ 240.00, A3620.101--Asst Code Enforcement Officer--\$460.00, A3620.104--Clerk P/T-Building Officer--\$1,575.00, A5132.400--Garage-Repairs--\$39,700.00, A6410.400--Publicity--\$3,210.00, A7110.110--Parks-Laborer P/T (Seasonal)--\$608.00, A7110.402--Park Repairs--\$150.00, A7110.403--Park Supplies--\$675.00, A7310.110--Compensation-TTAC--\$6,605.00,A7310.400--Other Expenses-TriTown--\$2,260.00, A7550.400--Celebrations--\$630.00, A7550.402--Celebrations-Pumpkin Festival--\$115.00, A7620.103--Caretaker P/T--\$1,100.00,A7620.410--Seniors- Other Expenses--\$3,340.00, A7620.413--Senior Activity Expenses--\$1,210.00, A8160.101--Motor Equip. Operator-Transfer Station--\$710.00, A8160.102--MEO/CDL--\$11,050.00, A8160.105--Laborer P/T-Highway--\$12,275.00, A8160.402--Refuse Hauling--\$11,810.00, A8160.404--Outside Contractors--\$7,300.00, A8710.400--Conservation-Other Expenses--\$3,000.00, A9010.801--State Retirement--\$17,950.00, A9030.802--Social Security--\$780.00, A9060.805--Hospital & Medical Insurance--\$14,850.00, DA5110.102--Deputy Superintendent Highway--\$1,020.00, DA5110.103--Motor Equipment Operator (HD)--\$420.00, DA5110.104--Motor Equipment Operator (MM )--\$3,100.00, DA5110.108--Truck Driver (RD)--\$800.00, DA5110.403--Liability Insurance--\$470.00, DA5110.404--Miscellaneous--\$150.00, DA5130.400--Purchase of Equipment--\$100.00, DA5142.400--Snow Removal-Materials & Supplies--\$650.00, DA9010.801--State Retirement--\$225.00, SS1 8121.202-Operations Equipment--\$310.00, SS1 8121.404--State Fees--\$230.00, SS1 9010.801--State Retirement--\$225.00,SW8310.200--Road Equipment--\$1,640.00, SW8310.203--Meters--\$17,750.00, SW8310.204--Miscellaneous Pipe Fittings--\$7,610.00, SW8310.401--Purchase of Water--\$145,475.00, SW8310.402--Electric Power--\$14,160.00, SW8310.405--Pipe Line Repairs--\$12,110.00, SW8310.413--Maintenance Contracts--\$2,875.00, SW8310.421--Hydrant Maintenance--\$4,790.00,SW9010.801--State Retirement--\$9,475.00.Total \$457,867.00.Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to award the rebid for the Senior Center Portico to Picone Construction Corp at \$155,580. Northern Dreams Construction Inc rebid was \$175,000. Ayes-4. Noes-1. (Councilman Malczewski voted no) Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to rescind the Business Use Permits for Aurora Sales & Service and Building WNY at 3211 Transit Rd. Ayes-5. Noes-0.Carried.

Councilman Malczewski made the motion and Councilman Petrocy seconded the motion to approve a negative declaration on a short form SEQR for Pet Bistro at 3211 Transit Rd. Ayes-5. Noes-0.Carried.

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Councilman Malczewski made the motion and Councilman Fallon seconded the motion to approve the Business Use Permit for Pet Bristo at 3211 Transit Rd for retail pet food. Building Inspector notes a fire inspection required within 30 days and a permit required for any signage. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to approve the Special Use Permit for Todd Huber at 6091 Seneca St for storage/parking. Ayes-3. Noes-2. (Councilman Malczewski and Councilman Petrocy voted no) Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to approve Vouchers/Warrant #3 claim #213 thru #346 as follows: General Fund \$63,561.68; Highway Fund \$38,201.47; Water District \$18,716.46; Special District \$10,361.38. Ayes-5. Noes-0. Carried.

Supervisor Powers set a Public Hearing date of April 6th, 2016 for a Todd Huber & Dan Palmerton to convert existing structure into a multiple dwelling apartment building.

The next Town Board meeting will be April 6th, 2016 at 7:00PM

All have received the Planning, Zoning Conservation Boards agendas and minutes that apply.

Meeting adjourned at 7:56PM. All in favor.

As per notes taken by Town Attorney Phyllis Todoro

Respectfully submitted,  
Patricia King,  
Town Clerk