

A regular meeting of the Elma Town Board was held on Wednesday, August 21, 2019 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-Absent

Also: Building Inspector	Joseph Colern
Highway Superintendent	Wayne Clark
Plant Manager	Brian Fiden
Town Attorney	Phyllis Todoro
Deputy Town Attorney	Dean Puleo
Town Engineer	James Wyzykiewicz

Approximately 22 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 July 17th, 2019 meeting. Ayes- 4. Noes- 0. Carried.

Department Reports:

Town Engineer James Wyzykiewicz mentioned he would like the Town Board to move forward with the Sigman Lane/Highland Drive Drainage Project pending no issues with residents. Five plans were picked up but only one bid was submitted for \$45,400. Seven residents are affected in this area. The Town Board would like to wait until the next Town Board Meeting on September 4, 2019 to move forward on this project to allow time to hear from all residents affected. Mr. Wyzykiewicz was asked about the status of the Woodard Road easement. Mr. Wyzykiewicz stated that Mr. Hawkins has been non-responsive to any contact and has not signed off on the easement, therefore there will be no moving forward. Building Inspector Joseph Colern presented the monthly report for July with 47 permits issues, fees collected of \$11,732.96 with an estimated value of construction of \$1,581,877.20. Plant Manager Brian Fiden noted last month the Water Dept sold some equipment which included an enclosed trailer. The Water Department has an old generator to dispose of and Building Inspector Joe Colern needs to contact an electrician regarding the generator for use at the Town Hall. If the generator is not able to be used, Brian would like to sell it at auction. Fire hydrants were replaced in front of the school and at the intersection of Northrup and Kinsley Roads. Highway Superintendent Wayne Clark noted the cabin chassey for the new plow truck came in and road repairs are being done on Kinsley Rd and Boll Dr.

Councilman Fallon made the motion and Councilman Malczewski seconded the motion to rescind the Business Use Permit for Gaco Western at 2701 Transit Rd Suite #131. Ayes-4. Noes- 0. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to issue a negative declaration on a short form SEQR for Action Bookkeeping & Tax Service Inc at 2701 Transit Rd Suite #131. Ayes-4. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to approve the Business Use Permit for Action Bookkeeping & Tax Service Inc at 2701 Transit Rd Suite #131 for a general office. Building Inspector notes a permit is required for advertising sign. Ayes-4. Noes-0. Carried.

Councilman Malczewski made the motion and Councilman Nolan seconded the motion to appoint Donald Trzepacz as Chairman of the Zoning Board of Appeals to fill the term of the existing Chairman. Ayes-4. Noes-0. Carried

Councilman Malczewski made the motion and Councilman Fallon seconded the motion to approve Vouchers/Warrant #8 claim #926 thru #1061 as follows: General Fund \$62,227.00; Highway Fund \$66,050.88; Water District \$35,550.29; Special District \$5155.69 and Capital Improvements \$170,449.25.

Ayes- 4. Noes-0. Carried.

Councilman Malczewski made the motion and Councilman Fallon seconded the motion to add an item to the Agenda.

Ayes-4. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to approve the Fill Permit for 8350 Clinton St for John Bierl as 460 E Center LLC for 2500 Cubic yards of fill.

Ayes-4. Noes-0. Carried.

The next Town Board meeting will be September 4<sup>th</sup>, 2019 at 7:00pm and the next Work Session meeting will be September 11<sup>th</sup>, 2019 at 6PM.

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

Supervisor Powers and the Town Board recognized and congratulated Erie County Sheriff David Zamorek on his promotion to Captain of the Communications Division and wish him good luck. Officer Zamorek stated he plans to continue attending the Town Board meetings.

Councilman Fallon made the motion and Councilman Nolan seconded the motion to add an item to the Agenda.

Ayes-4. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to set a public hearing date of September 18, 2019 at 7:00PM for a Drainage District for 8350 Clinton St for John Bierl/460 E Center LLC.

Ayes-4. Noes-0. Carried.

Meeting adjourned at 7:34 PM. All in favor.

Respectfully submitted,



Jennifer Ginter,  
Deputy Town Clerk