

## **05/18/05 Town Board Meeting**

A regular meeting of the Elma Town Board was held on Wednesday, May 18, 2005, at 8:00 PM, Elma Town Hall, 1600 Bowen Road, Elma, New York, with the following members present:

Supervisor Michael Nolan  
Councilman Bill Cirocco  
Councilwoman Susan Glownia  
Councilman Dennis Powers  
Councilman Dean Puleo

Also: Town Attorney Robert Pierce  
Building Inspector Joseph Colern  
Highway Superintendent Wayne Clark  
Water Superintendent Eugene Stevenson  
Town Engineer James Wyzykiewicz

Approximately 22 people attended the meeting.

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

Councilman Cirocco made the motion and Councilman Powers seconded the motion to approve the minutes from the May 4, 2005 meeting. Ayes-5. Noes-0. Carried.

### **Department Reports:**

Water Superintendent Eugene Stevenson informed the Town Board that the Annual Drinking Water Quality Report for 2004 has been completed and mailed to all water customers. The landscaping repairs around Town Hall are complete, fire hydrants are being painted and the clearing right of ways is in progress.

Highway Superintendent Wayne Clark noted that all trash and brush has been picked up with 403 hours spent on brush pick-up with a total of 673 hours for April. The additional playground equipment has been installed at the Elma Village Green Park, a walk way is in progress. Paving at the Transfer Station will be done on Thursday the 19th with road repair to start next week. Also brush can be dropped off at the Highway Garage.

Supervisor Nolan with Supervisor Venditti of Wales presented the Relay for Life Proclamation to Spokesperson Lori Redlinski, Donald Schildkamp and Bob Walczyk as cancer survivors.

WHEREAS, Relay for Life is the nationwide signature event for the American Cancer Society, and

WHEREAS, teams in Elma, New York will join 2.5 million people across America in this overnight event to fight cancer and

WHEREAS, the Relay for Life represents our hope that those lost to cancer will not be forgotten, that those battling cancer will be supported and that one day cancer will be eliminated and

WHEREAS, the American Cancer Society is the nationwide community-based voluntary health organization dedicated to eliminating cancer as a major health problem by preventing cancer, saving lives and diminishing suffering from cancer, through research, education, advocacy and service.

NOW THEREFORE, the Town Board of Elma does hereby proclaim June 17 and 18, 2005 as Relay for Life weekend in Elma, New York and call upon citizens to support the American Cancer Society with voluntary services and donations in an effort to eradicate cancer.

Councilman Cirocco made the motion and Councilman Puleo seconded the motion to approve a negative declaration on a short form SEQR for Upstate Cellular Network d/b/a Verizon Wireless at 591 Pound Road. Ayes-5. Noes-0. Carried.

Councilwoman Glownia made the motion and Councilman Puleo seconded the motion to approve the Special Use Permit for Upstate Cellular Network d/b/a Verizon Wireless to co-locate on the existing telecommunications tower owned by SBA Network Systems, Inc at 591 Pound Road in the Town of Elma. With the recommendations from the Planning Board that no lights on the tower be fenced in building except above the door entry and contingent upon approval of the County Planning Department. The County Planning response has referred it to be a local concern and Verizon Wireless will be responsible for the antenna array cost of removal if it stops broadcasting for six continuous months. Building Inspector notes a building permit is required for all accessory buildings. Ayes-5. Noes -0. Carried.

Councilman Cirocco made the motion and Councilwoman Glownia seconded the motion to approve a Business Use Permit for Frank Southerland, Van City LLC at 5710 Seneca

Street with a negative declaration on a short form SEQR. Building Inspector notes with restrictions Use Permit does not allow for the sale or display of used vehicles. Also a fire inspection within 30 days and a permit is required for any advertising sign. Ayes-5. Noes-0. Carried.

Councilman Cirocco made the motion and Councilwoman Glownia seconded the motion to approve a Business Use Permit for The Marrano/Marc Equity Corporation, at 3181 Transit Road with a negative declaration on a short form SEQR. Building Inspector notes a fire inspection within 30 days and a permit is required for any advertising sign. Ayes-5. Noes-0. Carried.

Councilman Powers made the motion and Councilwoman Glownia seconded the motion to approve authorization to obtain a second opinion on a Geotechnical Engineering report which is included but not limited to soil testing, soil bearing design, and pre-design of any footing/foundation design in possible high water table at SpringBrook Shores proposed subdivision. Also obtaining a second approval on proposed design is a reimbursable cost associated in accordance to section 117-8 Town Ordinance which any fees incurred are subject to the developers expense (Marrano/Marc Equity Corporation). Ayes 5. Noes 0. Carried

Councilman Puleo made the motion and Councilman Powers seconded the motion to approve a Topsoil Removal Permit for Fischione Construction Co Inc on Heritage Heights between old Transit Road and Northrup Road. Estimated number of cubic yards to be removed is 4000yards, with 1500 to 2000 yards to remain on site for Heritage Heights. Ayes-5. Noes-0. Carried.

Councilman Cirocco made the motion and Councilman Powers seconded the motion to approve Supervisor Nolan to sign the NYS Department of Environmental Conservation response to the SPDES permit compliance inspection report for sewer districts #1-Jerge sub-division, #4 Briggswood sub-division, #5 Elma Meadows sub-division, #7 PondBrook townhouses. Ayes-5. Noes-0. Carried.

Councilman Puleo made the motion and Councilman Powers seconded the motion to authorize Town Engineer James Wyzykiewicz to obtain bids for Drainage District #7

Jackman Lane retention pond repairs. Ayes-5. Noes-0. Carried.

Councilman Powers made the motion and Councilwoman Glownia seconded the motion to approve the Roycroft Campus Corporation resolution as follows:

Whereas, the Town of Elma is pleased to take this opportunity to congratulate newly activated Roycroft Campus Corporation (RCC) for their efforts to launch a financially sustainable, not-for-profit entity to ultimately fund the acquisition and restoration of the nationally acclaimed Roycroft Campus in East Aurora, New York.

Whereas, the historic Roycroft Campus was designated as a National Historic Landmark in 1986 and was placed by the national Trust for Historic Preservation on its 11 Most Endangered Places list of historic properties in 1989.

Whereas, the RCC board is a group of committed community volunteers that has pledged to organize a \$2 million fundraising effort to fully restore the Copper Shop as a microcosm of our community's collective vision for the projected \$50 million Campus restoration project.

Whereas, the RCC intends to preserve and promote the ideals, traditions, architectural legacy and business skills of Elbert Hubbard and the Roycrofters through the acquisitions and restoration of the remaining Roycroft Campus buildings and grounds.

Whereas, this important regional economic development project could ultimately create as many as 300 jobs, foster innovative educational programs, encourage and support artisans, as well as expand a compelling tourism effort which could bring more than 100,000 tourists to east Aurora each year.

NOW, THEREFORE BE IT

Resolved, that the Town of Elma hereby joins the Roycroft Campus Corporation in its efforts to secure federal funds for the restoration of the historic Copper Shop, and be it further

Resolved, that the Town of Elma hereby calls upon the Western New York Congressional Delegation to support Roycroft Campus Corporation's request to identify and secure FY06 federal funds in the amount of \$1 million through a Department of Interior Save America's Treasures Appropriation in order to restore the Roycroft Campus Copper Shop, and be it further

Resolved that a certified copy of this resolution be forwarded to members of the Western New York Congressional Delegation, the Town of Aurora and the Roycroft Campus Corporation

Ayes-5. Noes-0. Carried.

Councilman Puleo made the motion and Councilwoman Glownia seconded the motion to approve the Town Engineer James Wyzykiewicz Western New York Stormwater Coalition's Annual Report Year 2 that will be filed yearly until 2007 when completed. Ayes-5. Noes-0. Carried.

Councilman Powers made the motion and Councilwoman Glownia seconded the motion to approve seasonal employees starting rate of pay at \$8.00 per hour, returning seasonal employees will receive a 3% raise each year after. Ayes-5. Noes-0. Carried.

Councilman Powers made the motion and Councilwoman seconded the motion to approve Warrant #5 with noted questions as follows: claim #353 to #472  
General Fund \$97,318.02 Water District \$89,171.95  
Highway Fund 9,823.02 Special District \$ 9,091.70  
New Town Hall \$24,615.17  
Ayes-5. Noes-0. Carried.

All have received the Zoning and Planning Board agenda and minutes.

Supervisor Nolan stated that No Work Session on Wednesday, May 25, 2005, next Town Board meeting will be June 1, 2005 at 8:00PM.

Meeting adjourned at 8:52PM. All in favor.

Respectfully submitted,

Patricia King  
Town Clerk