

A regular meeting of the Elma Town Board was held on Wednesday, September 3, 2014 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
	Highway Superintendent	Wayne Clark-Absent
	Water Superintendent	Eugene Stevenson
	Town Attorney	Phyllis Todoro
	Town Engineer	James Wzykiewicz

Approximately 41 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 Drainage District #197 for McDonnell at 121 Woodside Drive; Supervisor Powers opened the Public Hearing at 7:01pm. No one spoke for or against the Drainage District #197 being formed. Supervisor Powers closed the Public Hearing at 7:02pm.

Councilman Malczewski made the motion and Councilman Fallon seconded the motion to approve Drainage District #197 for McDonnell at 121 Woodside Drive, as stated in the Public Hearing notice.
Ayes-5. Noes-0. Carried.

Making the legal notice part of the minutes for Local Law #5-2014 Establishing a Town Police Department Under the Immediate Supervision of the Town Supervisor of The Town of Elma; Supervisor Powers opened the Public Hearing at 7:03pm. No one spoke against, speaking for D Rohl, M. Campanella, S Valvo, M Gliss and J Warchocki. Supervisor Powers closed the Public Hearing at 7:08pm.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to approve Local Law #5-2014 Establishing a Town Police Department Under the Immediate Supervision of the Town Supervisor of The Town of Elma, as stated in the Public Hearing notice.
Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Petrocy seconded the motion to appoint Joseph J. DePlato as the first Town of Elma Police Officer. Ayes-5. Noes-0. Carried.

Town Justice Robert Pierce officially preformed the swearing in of Joseph J. DePlato as the Town of Elma Police Officer. Mr. DePlato will be working at the Iroquois Central School as the School Resource Officer.

Councilman Malczewski made the motion and Councilman Fallon seconded the motion to approve the minutes from the August 20th, 2014 meeting.
Ayes-5. Noes-0. Carried.

Department Reports:

Water Superintendent Eugene Stevenson noted a water line break Saturday on Meadowbrook Drive, another leak on Girdle Road and the water lines for the press box at the Creek Road Park are completed.

Councilman Fallon made the motion and Councilman Nolan seconded the motion to authorize Supervisor Powers to sign the agreement with Meals on Wheels in the amount of \$1500 for 2014. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Petrocy seconded the motion to authorize Supervisor Powers to sign the agreement with EMW Soccer in the amount of \$5000 for 2014. Ayes-5. Noes-0. Carried.

Councilman Malczewski made the motion and Councilman Fallon seconded the motion to authorize Supervisor Powers to sign the agreement with EMW Lacrosse in the amount of \$2000 for 2014. Ayes-5. Noes-0. Carried.

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Councilman Petrocy made the motion and Councilman Malczewski seconded the motion to authorize Supervisor Powers to sign the agreement with EMW Football in the amount of \$5000 for 2014. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to authorize Supervisor Powers to sign the agreement with the Engineering Company DiDonato for the Pole Barn RFP's. This will be constructed behind the Town Hall for the State Trooper and Sheriffs. Ayes-5. Noes-1. Councilman Malczewski voted no. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to authorize Supervisor Powers to sign the DASNY Grant in the amount of \$50,000 to erect a pole barn behind the Town Hall. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to appoint Kerry Galuski as the Health Care Delegate at no additional salary. Ayes-5. Noes-0. Carried.

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

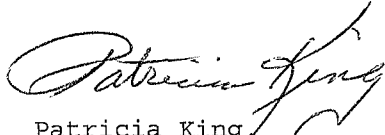
Councilman Nolan made the motion and Councilman Petrocy seconded the motion to terminate Howard Winkler as transfer station sticker inspector. Ayes-5. Noes-0. Carried.

Supervisor Powers noted the next Work Session will be September 10, 2014 at 6:00PM and the next Town Board meeting will be September 17, 2014 at 7:00PM.

All have received the Planning, Zoning Conservation Boards and Multiple Dwelling Code Committees agendas and minutes that apply.

Meeting adjourned at 8:15PM. All in favor.

Respectfully submitted,


Patricia King
Town Clerk

WHEREAS, a petition dated August 20, 2014, has been duly presented to the Town Board of the Town of Elma, according to the law, requesting that a drainage district as hereinafter described, be established in the Town of Elma, and WHEREAS, the boundaries of the proposed drainage district #197 are as follows:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Elma, County of Erie and State of New York, being part of Lot No. 49, Township 10, Range 6 of the Buffalo Creek Reservation, bounded and described as follows: BEGINNING at a point on the north line of Woodside Drive as said Drive is shown on a map recorded in Erie County Clerk's Office in Liber 5573 of Deeds at 416 page, 1101.1 feet easterly from the intersection of said north line of Woodside Drive and the west line of said Lot No. 49, as measured along the north line of said Woodside Drive, thence northerly making a northeast angle of 92° 31' and parallel with the west line of Lot No. 49 a distance of 422.86 feet to the north line of lands conveyed to Lewis F. Winch by deed recorded in Erie County Clerk's Office in Liber 4982 of Deeds at page 248, thence easterly along the north line of said lands so conveyed to Lewis F. Winch 110 feet to a point 133

feet west of the east line of said Lot No. 49, which point is also the northwest corner of lands about to be conveyed to John F. Banks and June Banks, his wife, thence southerly parallel to the east line of said Lot No. 49 and along the west line of said lands about to be conveyed to said Banks a distance of 462.09 feet to a point in the north line of June Road as said road is shown on a map recorded in Erie County Clerk's Office in Liber 5573 of Deeds at page 416, thence northwesterly along said north line of June Road 38.6 feet to the intersection of north line of June Road and the north line of Woodside Drive, thence westerly along the north line of said Woodside Drive 94.3 feet to the place of beginning. ORDERED, that the Town Board of the Town of Elma, shall meet at the Town Hall, 1600 Bowen Road, Elma, New York, on the 3rd day of September 2014 at 7:00 o'clock p.m. to consider such petition and hear all persons interested in the subject thereof, and it is further ORDERED, that the Town Clerk of the Town of Elma is hereby authorized and directed to publish a certified copy of this order in the Elma Review and to post a copy of the same on the signboard of the Town of Elma in the time and manner required by law.

LEGAL NOTICE
NOTICE IS HEREBY GIVEN that the Town Board of the Town of Elma, County of Erie, will meet at the Elma Town Hall, 1600 Bowen Road, Elma, New York, on the 3rd day of September, 2014, at 7:00 p.m. for the purpose of conducting a public hearing to consider and discuss and, if need be, act upon the proposed local law entitled "Local Law #5-2014 Establishment of Police Department." By order of the Town Board of the Town of Elma, Erie County, New York.