

A regular meeting of the Elma Town Board was held on Wednesday, July 19th, 2017 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 Colemn
	Highway Superintendent	Wayne Clark
	Water Superintendent	Eugene Stevenson
	Town Attorney	Phyllis Todoro
	Deputy Town Attorney	Dean Puleo-Late
	Town Engineer	James Wyzykiewicz

Approximately 23 people attended the meeting.

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

Councilman Malczewski made the motion and Councilman Fallon seconded the motion to approve the minutes from the June 14th, 2017 meeting. Ayes-5. Noes-0. Carried.

Department Reports:

Town Engineer James Wyzykiewicz asked to have two items added to the agenda, emergency repair on Jackman Lane and drainage easements for Oaknoll Court.

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

Councilman Fallon made the motion and Councilman Nolan seconded the motion to hire Pat Robert & Sons Inc at the cost of \$3,150 for the emergency repair work on Jackman Lane. Quotes from Strykersville Excavation Service for \$3,900 and Blackstone Construction for \$4,000 were also reviewed. Ayes-5. Noes-0. Carried.

Councilman Malczewski made the motion and Councilman Petrocy 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 direct the Town Attorney to draw up easements for lot 15 and 16 on Oaknoll Court and adjoining property on Woodard Road to install an underground pipe to repair the drainage issue. This will be billed to the drainage district. Ayes-5. Noes-0. Carried.

Building Inspector Joseph Colemn presented the June Building Report with 39 permits issued fees collected of \$7,343.34 with an estimated value of construction of \$1,891,294. Water Superintendent Eugene Stevenson noted that the crew chief will be in command and control of the water department starting July 22, thru July 25th, 2017. Also the Treehaven water line replacement pipe will be tested before final installation with the Erie County Health Department. Highway Superintendent Wayne Clark noted South Ostrander and Cookman roads will be repaved and Ostrander and South Ostrander when complete will be oiled and stoned. Mr. Clark would like to have the truck replacement added to the agenda.

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

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Councilman Nolan made the motion and Councilman Fallon seconded the motion to approve the purchase of two vehicles for the Highway Department off the bid list not to exceed \$30,000 each which has been budgeted for. Ayes-5. Noes-0. Carried.

Councilman Fallon 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 Fallon seconded the motion to approve the purchase of a truck for the Sewer Department off the bid list not to exceed \$30,000 each which has been budgeted for. Ayes-5. Noes-0. Carried.

Supervisor Powers presented a Proclamation to Christian Duane Golan Huels on becoming an Eagle Scout.

Councilman Malczewski made the motion and Councilman Fallon seconded the motion to issue a negative declaration on a short form SEQR for Bargain Closeouts at 651 Bullis Rd. Ayes-5. Noes-0. Carried.

Councilman Malczewski made the motion and Councilman Fallon seconded the motion to approve a Business Use Permit for Bargain Closeouts at 651 Bullis Road for a retail cash and carry, warehouse sale. Baskets, tools, glassware, school supplies etc. Restrictions on this "Use" no outside warehouse sales outside and no outside storage of product. Building Inspector notes exit doors, exit signs, emergency lighting must be brought up to code within 30 days. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to issue a negative declaration on a short form SEQR for Witt Preparations LLC at 1061 Bullis Rd. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to approve a Business Use Permit for Witt Preparations LLC at 1061 Bullis Road for sand blasting self-contained cabinets, nothing outside. Restrictions on this "Use" no outside storage of materials and no painting. Building Inspector notes sign permits required. Fire inspection required within 30 days Ayes-5. Noes-0. Carried.

Councilman Fallon made the motion and Councilman Petrocy seconded the motion to issue a negative declaration on a short form SEQR for Basic Precision at 1061 Bullis Rd. Ayes-5. Noes-0. Carried.

Councilman Fallon made the motion and Councilman Petrocy seconded the motion to approve a Business Use Permit for Basic Precision at 1061 Bullis Road for metal grinding and turning. Building Inspector notes no outside storage of materials. Sign permit required. Ayes-5. Noes-0. Carried

Councilman Nolan made the motion and Councilman Petrocy seconded the motion to issue a negative declaration on a short form SEQR for WNY Spine & Sport Chiropractic LLC at 6320 Seneca St. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Petrocy seconded the motion to approve a Business Use Permit for WNY Sport & Spine Chiropractic LLC at 6320 Seneca St for chiropractic office; health/medical. Building Inspector notes sign permits required. Ayes-5. Noes-0. Carried

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Councilman Nolan made the motion and Councilman Malczewski seconded the motion to issue a negative declaration on a short form SEQR for Cadets Federal Credit Union at 1751 Transit Rd. Ayes-5. Noes-0. Carried.

Councilman Malczewski made the motion and Councilman Fallon seconded the motion to approve a Business Use Permit for Cadets Federal Credit Union at 1751 Transit Rd for a federal credit union office. Ayes-5. 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 Conequip Inc at 611 Jamison Rd. Ayes-5. Noes-0. Carried.

Councilman Malczewski made the motion and Councilman Fallon seconded the motion to approve a Business Use Permit for Conequip Inc at 611 Jamison Rd for back office internet based sales company. Building Inspector notes sign permits required. Fire Inspection required within 30 days. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to issue a negative declaration on a short form SEQR for Windham Professionals Inc at 611 Jamison Rd. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to approve a Business Use Permit for Windham Professionals Inc at 611 Jamison Rd for back office call center operation, collecting/servicing. Building Inspector notes building permit required for interior build out. Sign permits required for advertising. Ayes-5. 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 Global Receivable Services Inc at 611 Jamison Rd. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to approve amending the Business Use Permit for West Asset Management Inc at 611 Jamison Rd to Global Receivable Services Inc name change only, business is the same. Back office call center operation. Building Inspector notes sign permits required for advertising signs and fire inspection required within 30 days. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to approve the Elma Meadows sewer plant line repairs to Sewer Specialty Services Company Inc on the recommendation from Tim Walczyk Sewer Plant Operator. Sewer Specialty Services Company Inc performed the light clean and televise approximately 9000LF, 8" & 10" mainline for Elma Meadows. Cost will include two-man crew at \$4000 per day, chemical grout at \$10 per gallon and 8" x 24" patch at \$650 each. Ayes-5. Noes-0. Carried.

Councilman Fallon made the motion and Councilman Malczewski seconded the motion to authorize Supervisor Powers to sign the 2017 agreement with EMW Little League Football for \$5000. Ayes-5. Noes-0. Carried.

Councilman Fallon made the motion and Councilman Petrocy seconded the motion to approve the following resolution for a budget amendment to increase appropriations for the Comprehensive Plan update grant: WHEREAS, the Town was awarded a grant to do an update to the Comprehensive Plan, and WHEREAS, the Town Board wishes to provide funding for the program, and WHEREAS, the Town's 2017 adopted budget does not currently include such funding NOW, THEREFORE, be it RESOLVED,

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that the Town Board hereby authorizes the amendment of budgetary appropriations in the Town's 2017 adopted budget as follows:
Increase Appropriations: A1440.416--Comprehensive Plan Update Consultant/ \$20,000.00; Increase Estimated Revenues: A2901--Erie County Grant - CDBG/\$20,000.00). Ayes-5. Noes-0. Carried.

Supervisor Powers noted that bids are being accepted for tree removal in the Briggswood retention pond and the Library roof. They will be due back to the Town Hall on August 11, 2017 2:00pm and will be opened at that time.

Councilman Malczewski made the motion and Councilman Fallon seconded the motion to approve Vouchers/Warrant #7 claim #739 thru #873 as follows: General Fund \$78,371.03; Highway Fund \$77,293.13; Water District \$27,020.40; Special District \$10,397.84. Ayes-5. Noes-0. Carried.

The next Work Session will be August 16th, 2017 at 6:00PM and the next Town Board meeting will be August 16th, 2017 at 7:00PM.

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

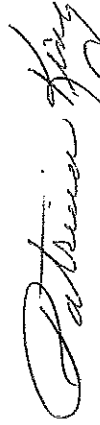
Under privilege of the floor M. Stiles from 2175 Bullis Rd asked that her correspondence be put on record, no motion taken.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to enter Executive Session at 7:58 to discuss a personnel matter in the Water Department and will adjourn immediately following this session, no motions to be made. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to exit Executive session at 8:50PM. Ayes-5. Noes-0. Carried.

Meeting Adjourned at 8:50PM. All in favor.

Respectfully submitted,



Patricia King,
Elma Town Clerk