

A regular meeting of the Elma Town Board was held on Wednesday, January 5, 2022 at 7:00PM, Elma Town Hall, 1600 Bowen Road, Elma, New York, with the following members present:

Supervisor	Wayne Clerk
Councilman	Thomas Kupczyk-Absent
Councilman	Michael Macaluso
Councilman	James Malczewski
Councilman	Tracy Petrocy

Also:	Building Inspector	Joseph Colern
	Highway Superintendent	Howard Diehl
	Plant Manager	Brian Fiden-Absent
	Town Attorney	Phyllis Todoro
	Town Engineer	James Wyzykiewicz

Approximately 3 people attended the meeting.

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

Councilman Malczewski made the motion and Councilman Petrocy seconded the motion to approve the minutes from the December 15th, 2021, meeting. Ayes-4. Noes-0. Carried.

Department Reports:

Building Inspector Joseph Colern presented the building report for December 2021 with 21 permits issues, fees collected of \$4,575.78 with an estimated value of construction of \$1,187,727.47, the annual report will be available for the next meeting. Mr. Colern is asking permission to prosecute the property owner at 120 S Blossom for maintenance of code violations.

Councilman Petrocy made the motion and Councilman Malczewski seconded the motion to add an item to the agenda. Ayes-4. Noes-0. Carried.

Councilman Petrocy made the motion and Councilman Malczewski seconded the motion to approve Mr. Colern to proceed to prosecute the property owner at 120 S Blossom for maintenance violations. Ayes-4. Noes-0. Carried.

Highway Superintendent Howard Diehl has received the second truck that was ordered. The dump truck has not sold, and the highway department is ready of the pending storm.

The Town Clerk read the 2022 Organizational Agenda into the minutes.

The following rules of procedure for the year 2022 shall be adopted:

1. Call to order by the Supervisor. Proceed under "Robert's Rules of Order."
2. Pledge of Allegiance.
3. Minutes of the last meeting approved.
4. Public Hearings.
5. Reports from Department Heads.
6. All persons wishing to be heard in favor or against any item or items on the Agenda shall be heard as they appear on the Agenda.
7. Recess. This is to give the Committee a chance to meet and formulate reports.
8. Reports from Committees.
9. Action on Committee reports.
10. Appointment of new committees to fill vacancies.
11. Reading of Communications. Only communications filed with the Clerk prior to 12:00 p.m. (noon) of the day prior to a meeting shall receive consideration at the meeting and any filed later than that may be considered only upon the unanimous consent of the Board members present.
12. Actions shall be taken on Communications.
13. Approval of Warrant.
14. Privilege of the floor.
15. Adjournment.

Any elected official, who attends the sessions at the Association of Towns meeting in New York City in February 2022 will be allowed the necessary expenses incurred in attending this meeting. Bank Depositories: J.P. Morgan Chase for the Town Clerk, General Fund, Highway Fund, Special District Fund, Water District Fund, Trust and Agency Fund & Capital Reserve Fund and Bank of Holland for the Justices. In addition, funds may also be deposited in First Niagara, M&T Trust, Bank of Alden, Five Star Bank and NY Class.

The Investment Policy adopted February 1, 1995, shall be followed.

Town Hall hours shall be Monday through Friday from 8:00AM to 4:00PM year-round.

January 5, 2022

The Official Newspaper shall be the Elma Review.

The Auditor shall be Drescher and Malecki LLP.

Hodgson Russ LLP may be retained for Labor Employment matters.

The agreement between the Town of Elma and Cy's Pharmacy from 2009 is still valid.

The third Wednesday of each month shall be official regular meeting date for the Town Board to be held at the Town Hall at 7:00 p.m. E.S. or D.S. time. Work Sessions of the Town Board will be the second Wednesday at 6:00 p.m. These meetings are Official Meetings open to the Public. Regular meetings may be omitted, or dates changed where a conflict of such regular meeting exists with Holidays or other official business or at the call of the Supervisor. All other meetings shall be at the call of the Supervisor, the time and place to be made known by him upon notice of such meeting.

All Department Heads, both Elected and Appointed may purchase equipment and goods from the New York State or Erie County bid list providing they comply with the adopted Purchasing Policy of the Town.

All Town Department Heads and Elected Officials are required to pay 10% of the cost of health care insurance provided by the Town. Non-Union employees are to contribute 10% of health insurance cost. Union employees are to contribute 10% of health insurance cost per the Union Contract.

The following shall be the yearly salaries of the Town Official payable bi-weekly:

Supervisor \$77,316, Justices \$39,320 each, Councilmember's each \$21,058, Town Clerk \$70,688 and Highway Superintendent \$70,688.

Officials shall be allowed \$.58.5 per mile for the use of their cars for official TOWN business upon presentation of a mileage log to the Town. Mileage rate is according to the IRS guidelines and will be adjusted during the year if warranted.

The Supervisor is the Police Commissioner.

The Supervisor appoints Councilman Lee Kupczyk as Deputy Town Supervisor.

The Supervisor, Councilmen & Town Attorney are re-appointed as Marriage Officers.

The Supervisor announced the re-appointment of Frank Maciejewski as Town Historian for 2022.

The Highway, Water and Sewer Department wages and benefits are set as per the collective bargaining agreement.

Full time employees with 1-year service shall receive one-week vacation with pay; 3 years' service two weeks with pay; 5 years' service three weeks with pay. Employees with over ten years' service receive four weeks' vacation with pay. Also, twelve days sick leave allowed each year. The twelve days sick leave may be accumulated up to 220 days for non-bargaining employees. Personal leave of 3 days shall be allowed each year.

Joseph Colern is re-appointed as the Affirmative Action Officer, ADA Officer and MS4 Officer.

The salary of Joseph Colern the Building Inspector and Zoning Officer shall be set at \$70,688 for 2022. He shall submit monthly reports of all building permits issued.

Raymond Balcerzak is re-appointed as Assistant Building Inspector and Zoning Officer at \$28.58 per hour.

Barbara Blair is appointed as part time Clerk to the Building Dept. at \$15.60 per hour.

Howard Diehl shall be Superintendent of Parks with a salary of \$16,355.

Howard Diehl shall be Superintendent of Transfer Station with a salary of \$7,916.

Ariel Carlino is re-appointed as Water Clerk at \$17.70 per hour for the year 2022.

January 5, 2022

Diane Petrocy is re-appointed as P/T Clerk Typist at the Water Dept. at \$16.60 per hour.

The Court Clerk Brenda Barry for Town Justice Puleo will receive \$18.65 per hour.

The Court Clerk Andrea Lischer for Town Justice Pierce will receive \$20.45 per hour.

The Court Security Officers are re-appointed at a rate of \$32.62 per hour.

Supervisor Clark re-appoints Kerry Galuski as Bookkeeper full time at an hourly rate of \$33.98 per hour.

Andrea Derkovitz is appointed as P/T Clerk at an hourly rate of \$15.60 per hour.

Patricia King is re-appointed as Records Management Officer at no additional salary. Patricia

King is re-appointed as Registrar of Vital Statistics at a salary of \$1,000.00 for 2022. Jennifer

Ginter is re-appointed as Deputy Registrar of Vital Statistics at a salary of \$500.00 for 2022. All

fees collected will be

payable to the Town.

The Town Clerk re-appoints Jennifer Ginter as Deputy Town Clerk at \$22.25 per hour and Tara

Grambo as second Deputy Town Clerk at \$20.45 per hour.

Doreen Schafer is re-appointed as Deputy Receiver of Taxes and Assessments at an hourly rate of \$22.25 per hour.

Betsy Goinski is re-appointed as Recreation Supervisor, Senior Citizens PT at an hourly rate of \$17.85 per hour.

Sharon Foersch shall be appointed as Dog Control Officer for the year 2022 at a salary of \$6,900.

Joseph Colern, Gary Cervi, Ray Balcerzak and Sharon Foersch shall be re-appointed as Special Police.

Phyllis Todoro is re-appointed as Town Attorney for 2022 at the salary of \$74,044.

Rosemary Bapst is appointed as Deputy Town Attorney for 2022 at the per diem of \$300 a night.

James Wzykiewicz is re-appointed as Town Engineer at the salary of \$25,919 and MS4 Compliance Officer for 2022.

James Millard is re-appointed to a 7-year term on the Planning Board.

Michael Cirocco is designated Chairman of the Planning Board.

January 5, 2022

Thomas Reid is re-appointed as an alternate on the Planning Board.
 Barbara Blair is appointed Planning Board Secretary.
 Harry Kwiek is designated Chairman of the Zoning Board of Appeals.
 Greg Kalinowski is re-appointed to a 5-year term on the Zoning Board of Appeals.
 Robert C. Schafer is appointed as alternate on the Zoning Board of Appeals.
 Kerry Galuski shall be re-appointed Zoning Board Secretary.
 Bryant Zilke is designated Chairman of the Conservation Board.
 Larry Daley is re-appointed to a 7-year term on the Conservation Board.
 Kerry Galuski is re-appointed Conservation Board Secretary.
 Zoning, Planning & Conservation Board members and alternate shall be paid \$45.00 per meeting attended. The Chairman shall be paid \$50.00 per meeting attended.
 Rosa McCabe is appointed as Chairman of the Assessment Board of Review.
 John Fragale is appointed to a 5-year term on the Assessment Board of Review.
 John Clapp is appointed to fill the term of Claudia Stradtman.
 Grievance day for the Assessment Board of Review will be set for May 24, 2022.
 Nate Clinard and Tom Pirrung shall be re-appointed to a 3-year term to the Library Board.
 Daryl Nolan is appointed as Disaster Coordinator with no extra pay.
 Howard Diehl is appointed as Assistant Disaster Coordinator with no extra pay.
 Wayne Clark is appointed the representative for the Worker's Compensation Group. Leroy Kupczyk is the alternate to the Worker's Compensation Group and Howard Diehl is the safety representative for the Workers Compensation Group.
 Town of Elma Disaster Plan for 2022 accepted as is with no changes.
 The Supervisor announced the following committees for 2022.

The first name shall be Chairman:

Sanitation	Petrocy - Macaluso
Street Lighting	Kupczyk - Malczewski
Planning & Zoning	Malczewski - Kupczyk
Subdivision & Highways	Macaluso - Petrocy
Board and Clerk	Petrocy - Malczewski
Assessment	Malczewski - Petrocy
Finance & Audit	Petrocy - Malczewski
Cap Imp & Parks	Kupczyk - Petrocy
Laws, Leg & Signs	Malczewski - Kupczyk
Youth Recreation	Malczewski - Macaluso
Main, Grounds & Equip.	Kupczyk - Petrocy
Personnel	Clark - Macaluso
Business	Petrocy - Malczewski
Senior Rec, Water, Cable	Macaluso - Kupczyk
Fire & Police	Macaluso - Petrocy

Councilman Petrocy made the motion and Councilman Macaluso seconded the motion to approve the 2022 Organizational Agenda as read.
 Ayes-3. Noes-1. (Councilman Malczewski voted no.) Carried.

Councilman Petrocy made the motion and Councilman Macaluso seconded the motion to approve the Erie County, New York Inter-Municipal Highway Shared Services Agreement from August 2021. Ayes-4. Noes-0. Carried.

The next Work Session will be January 12, 2022, at 6:00PM and Town Board meeting will be January 19, 2022 at 7:00PM.

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

Councilman Malczewski made the motion and Councilman Petrocy seconded the motion to enter Executive Session at 7:28pm regarding a legal matter and will adjourn immediately following with no motions taken.
 Ayes-4. Noes-0. Carried.

Councilman Malczewski made the motion and Councilman Macaluso seconded the motion to adjourn the Executive Session at 7:40pm.
 Ayes-4. Noes-0. Carried.

Meeting adjourned at 7:40PM. All in favor.

Respectfully submitted,

Patricia King,
 Town Clerk