

A regular meeting of the Elma Town Board was held on Monday, July 18, 2018 at 7:00PM, Elma Town Hall, 1600 Bowen Road, Elma, New York, with the following members present:

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| Supervisor | Dennis Powers |
| Councilman | Thomas Fallon-Absent |
| - Councilman | James Malczewski |
| Councilman | Michael Nolan |
| Councilman | Tracy Petrocy |

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| Also: Building Inspector | Joseph Colern |
| Highway Superintendent | Wayne Clark |
| Water Superintendent | Eugene Stevenson |
| Town Attorney | Phyllis Todoro |
| Deputy Town Attorney | Dean Puleo |
| Town Engineer | James Wyzykiewicz |

Approximately 13 people attended the meeting.

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

Making the legal notice for the Social Host Law correction part of the minutes Supervisor Powers opened the public hearing at 7:05pm. No one spoke for or against amending the Social Host Law to remove item E under Underage Person section. Supervisor Powers closed the public hearing at 7:06pm.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to approve amending the Social Host Law removing item E. under Underage Person section. Ayes-4. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Petrocy seconded the motion to approve the minutes from the June 20th, 2018 meeting. Ayes-4. Noes-0. Carried.

Department Reports:

Town Engineer James Wyzykiewicz noted that the residents from Highland and Sigman would like the Town Board to approve WM Schutt Associates to do the engineering study for the drainage issue.

Councilman Nolan made the motion and Councilman Petrocy seconded the motion to add and item to the Agenda. Ayes-4. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to approve Wm Schutt Associates for the engineering study on Highland and Sigman drainage issues at the cost of \$6100. Ayes-4. Noes-0. Carried.

Building Inspector Joseph Colern presented the monthly report for June with 50 permits issued, fees collected of \$18,731.23 with an estimated value of construction of \$3,665,820.91.

Water Superintendent Eugene Stevenson noted they are painting fire hydrants and some are doing line value exercising. Next Tuesday and Wednesday Pittsburgh Tank & Tower will be inspecting the insides of the water tanks weather permitting.

Highway Superintendent Wayne Clark noted he needs to bid three (3) open top containers at the Transfer Station for the recycling grant.

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

Councilman Petrocy made the motion and Councilman Malczewski seconded the motion to authorize the Highway Superintendent to bid the three (3) open top containers for the Transfer Station. Ayes-4. Noes-0. Carried.

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Supervisor Powers read a Proclamation to Ethan Daley on becoming an Eagle Scout, he was unable to attend the meeting.

Councilman Petrocy made the motion and Councilman Nolan seconded the motion to authorize Supervisor Powers to sign the agreement for 2018 with EMW Little League Football in the amount of \$5000 that has been budgeted for. Ayes-4. Noes-0. Carried.

Councilman Malczewski made the motion and Councilman Nolan seconded the motion to authorize Supervisor Powers to sign the agreement for 2018 with EMW Lacrosse in the amount of \$2000 that has been budgeted for. Ayes-4. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to approve the appointment of Paula Martinez as part time clerk in the Supervisor office at \$12.50 per hour starting July 23rd, 2018. Ayes-4. Noes-0. Carried.

Councilman Nolan made the motion with regrets and Councilman Malczewski seconded the motion to accept the resignation of Dave Engberg from the Elma Public Board effective July 1st, 2018. Ayes-4. Noes-0. Carried.

Councilman Malczewski made the motion and Councilman Nolan seconded the motion to award the bid for the Senior Center wall repair to Zimmer Construction \$29,800. A bid from Building Solutions \$41,470 was also received. Ayes-4. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Petrocy seconded the motion to approve the new Opt-Out Coverage Policy as follows: If any employee eligible for health insurance does not elect coverage because the employee's spouse currently carries insurance, said employee is eligible for the following incentive if the employee opts out of coverage: Employees hired after January 1, 2018: 25% of the cost of the insurance for the 1st and 2nd year, 30% of the cost of the insurance for the 3rd and 4th year, 40% of the cost of the insurance for the 5th and higher. Employees hired before January 1, 2018: 40% of the cost of the insurance. The Town employee must provide proof of coverage on the spouse's plan before any opt out is paid. However, if said employee's spouse/husband receives health insurance paid for by the Town of Elma, the employee shall NOT be eligible for the "opt out" incentive. Ayes-4. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to approve the following resolution for authorizing a loan from the General Fund to Drainage District #115 and proceed with the improvements to the drainage: WHEREAS, the Town wishes to proceed with improvements within Drainage District No. 115, and WHEREAS, the Town has estimated the total cost of grading and topsoil to be \$1,225.00, and WHEREAS, the Town does not currently have such improvements budgeted in Drainage District No. 115, but does have funding available through a loan from the General Fund, NOW, THEREFORE, be it RESOLVED, that the Town Board hereby authorizes the amending of the 2018 adopted budget for Drainage District No. 115 to authorize appropriations of \$1,225.00 for grading and topsoil improvements. BE IT FURTHER RESOLVED, that the Town Board authorizes a loan from the General Fund to Drainage District No. 115 in the amount of \$1,225.00, with the loan to be repaid over a two-year period. Cost per unit \$15.313 with 40 units. Ayes-4. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to approve the following resolution for authorizing a loan from the General Fund to Drainage District #7 and #164 for repairs to the drainage district: WHEREAS, the Town wishes to proceed with the repairs within Drainage District No. 7 and No. 164, and WHEREAS, the Town has estimated the total cost for the grading and topsoil to be \$826.00, and

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WHEREAS, the Town does not currently have such an improvement budgeted in Drainage District No. 7 and Drainage District No. 164, but does have funding available through a loan from the General Fund, NOW, THEREFORE, be it RESOLVED, that the Town Board hereby authorizes the amending of the 2018 adopted budget for Drainage District No. 7 and Drainage District No. 164 to authorize appropriations of \$826.00 for final grading and topsoil improvements. BE IT FURTHER RESOLVED, that the Town Board authorizes a loan from the General Fund to Drainage District No. 7 and Drainage District No. 164 in the amount of \$826.00, with the loan to be repaid over a one-year period. At the cost of \$14.241 per 58 units. Ayes-4. Noes-0. Carried.

Councilman Malczewski made the motion and Councilman Petrocy seconded the motion to approve Vouchers/Warrant #7 claim #736 thru #887 as follows: General Fund \$124,908.57; Highway Fund \$18,038.32; Water District \$17,467.59; Special District \$11,040.01. Ayes-4. Noes-0. Carried.

Supervisor Powers set a public hearing date of August 15th, 2018 for the Update Comprehensive Master Plan.

The next the next Work Session meeting will be August 15th, 2018 at 6:00pm with the Town Board meeting following at 7:00pm.

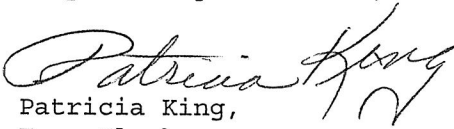
All have received the Planning, Zoning, Conservation Boards and Subdivision Code Review Committee agenda and minutes that apply.

Councilman Malczewski made the motion and Councilman Nolan seconded the motion to enter Executive Session at 7:38pm regarding a personnel matter and will adjourn immediately following this session with no motions taken. Ayes-4. Noes-0. Carried.

Supervisor Powers made the motion and Councilman Nolan seconded the motion to exit Executive Session at 8:00pm. Ayes-4. Noes-0. Carried.

Meeting adjourned at 8:00PM. All in favor.

Respectfully submitted,


Patricia King,
Town Clerk

NOTICE OF PUBLIC HEARING
NOTICE IS HEREBY GIVEN that the Town Board of the Town of Elma, New York will meet at the Elma Town Hall, 1600 Bowen Road, Elma, New York on the 18th of July, 2018, at 7:00 PM for the purpose of conducting a Public Hearing to amend the Social Host Liability Law to consider, and hear any person speaking in favor or against the Social Host Liability Law.
By Order of the Town Board of the Town of Elma, New York
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