

01/19/11 Town Board Minutes

A regular meeting of the Elma Town Board was held on Wednesday, January 19, 2011, at 7:00 PM, Elma Town Hall, 1600 Bowen Road, Elma, New York, with the following members present:

Supervisor Michael Nolan
Councilman Thomas Fallon
Councilman Tracy Petrocy
Councilman Dennis Powers
Councilman Dean Puleo-Absent

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

Approximately 9 people attended the meeting.

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

Councilman Powers made the motion and Councilman Petrocy seconded the motion to approve the minutes from the January 5, 2011 meeting. Ayes-4. Noes-0. Carried.

Department Reports

Building Inspector Joseph Colern submitted this annual 2010 report.
Water Superintendent Eugene Stevenson reported that the flushing program and the 17 backflow prevention tests have been completed, the pumps are being upgraded and the Emergency Plan is being updated.

Councilman Fallon made the motion and Councilman Powers seconded the motion to

issue a negative declaration on a short form SEQR for JPS Labs LLC at 7601 Seneca Street. Ayes-4. Noes-0. Carried.

Councilman Petrocy made the motion and Councilman Fallon seconded the motion to issue a Business Use Permit to JPS Labs LLC at 7601 Seneca Street. Building Inspector notes a fire inspection within 30 days and a permit is required for an advertising signs. Ayes-4. Noes-0. Carried.

Councilman Fallon made the motion and Councilman Petrocy seconded the motion to approve the Special Use "Music" Permit for the Made in America store at 900 Maple Road. Building Inspector notes music not to create a nuisance to adjoining neighbors. Permit expires May 31st, 2011 according to section 73-4 Elma Town Code. Ayes-4. Noes-0. Carried.

Councilman Powers made the motion and Councilman Fallon seconded the motion to table the following items for Sylvia's Place at 2460 Bowen Road, solicit lead agency on the SEQR; preliminary "Special Use" permit and setting a public hearing date for drainage district #188. Ayes-4. Noes-0. Carried.

Councilman Fallon made the motion and Councilman Petrocy seconded the motion to approve the correction to the 2011 Organizational Agenda regarding Donald Trzepacz being appointed to a 5 year term on Zoning Board of Appeals. Ayes-4. Noes-0. Carried.

Councilman Powers made the motion and Councilman Petrocy seconded the motion to approve the correction to the 2011 Organizational Agenda regarding Michael Lischer being appointed to a 5 year term on Assessment Board of Review. Ayes-4. Noes-0. Carried

Councilman Petrocy made the motion and Councilman Fallon seconded the motion to

approve the correction to the 2011 Organizational Agenda regarding Arthur Aigner being appointed to a 7 year term on the Library Board. Ayes-4. Noes-0. Carried

Councilman Petrocy made the motion and Councilman Powers seconded the motion to approve the correction to the 2011 Organizational Agenda regarding a name; amending Henry Winkler to Howard Winkler. Ayes-4. Noes-0. Carried

Councilman Powers made the motion and Councilman Fallon seconded the motion to approve the addition to the 2011 Organizational Agenda regarding the appointment of Joseph Colern as the Affirmative Action Officer. Ayes-4. Noes-0. Carried

Councilman Powers made the motion and Councilman Fallon seconded the motion to approve the agreement with the Boy's and Girl's Club of Elma in the amount of \$52,500. for 2011. Ayes-4. Noes-0. Carried.

Councilman Petrocy made the motion and Councilman Powers seconded the motion to approve the agreement with the Veteran's of Foreign Wars #5861 in the amount of \$2,000. for 2011. Ayes-4. Noes-0. Carried.

Councilman Fallon made the motion and Councilman Powers seconded the motion to approve the standard work day and reporting resolution for the Town Attorney and Deputy Town Attorney as required by the NYS Retirement System. Ayes-4. Noes-0. Carried.

Councilman Powers made the motion and Councilman Fallon seconded the motion to request a study for the intersection of Willardshire and Milestrip Road due to recent accidents. Ayes-4. Noes-0. Carried.

Councilman Powers made the motion and Councilman Petrocy seconded the motion to approve Warrant #13 and #1 with noted exceptions as follows:

Warrant #13 claims, #1686 thru #1800. General Fund \$70,266.01; Highway Fund \$43,031.21; Water District \$15,093.01; Special District \$12,658.52 and Capital Project \$15,145.35. Warrant #1, claims #1 thru #49. General Fund \$88,683.36; Highway Fund \$47,226.17; Water District \$18,084.50 and Special District \$46.18.
Ayes-4. Noes-0. Carried.

Supervisor Nolan stated the next Work Session will be February 9, 2011 at 6PM and the Town Board Meeting will be February 16, 2011 at 7PM.

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

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

Respectfully submitted,

Patricia King,
Town Clerk