

09/07/11 Town Board Minutes

A regular meeting of the Elma Town Board was held on Wednesday, September 7, 2011 at 7:05 PM, Elma Town Hall, 1600 Bowen Road, Elma, New York, with the following members present:

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

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

Approximately 14 people attended the meeting.

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

Councilman Nolan made the motion and Councilman Petrocy seconded the motion to approve the minutes from the August 17, 2011 meeting. Ayes-4. Noes-0. Carried.

Department Reports:

Building Inspector Joseph Colern presented the monthly report for August, 2011 with 47 permits issued; fees collected of \$68,937.13 with an estimated value of construction \$5,099,119.00.

Water Superintendent Eugene Stevenson informed the Town Board of the final inspection regarding the painting of the Billington Water Tank. One of the fire hydrant on Schultz Road needs replacement, which was found during service work. Also water lines are being worked on for Moog, Greenauer and Transit Commons.

Mr. Stevenson reviewed his monthly report.

Supervisor Powers noted for the Highway Superintendent that the paving on Conley Ct,

Golfview Dr and Meadow Ln have been completed. The material cost needs to be reviewed before any more paving can be done.

Councilman Fallon made the motion and Councilman Nolan seconded the motion to extend the Moratorium for Signs (digital, L.E.D, flashing, scrolling and advertising) for an additional ninety (90) days. This will be discussed at the next Work Session. Ayes-4. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to authorize Supervisor Powers to sign the renewal contract for Connie D Miner & Co Grants Consultant at no additional cost of \$15,000 for the year. Ayes-4. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Petrocy seconded the motion to authorize Supervisor Powers to sign the agreement with EMW Little League Soccer for \$5,000. Ayes-4. Noes-0. Carried.

Councilman Petrocy made the motion and Councilman Fallon seconded the motion to authorize Supervisor Powers to sign the SMEC 2011-2012 Natural Gas Hedging Election form to participate. Ayes-4. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Petrocy seconded the motion to approve the resolution for Authorizing a Budget Amendment for additional appropriations for a new dump truck & plow equipment as follows:
Whereas, the Town has wishes to purchase a new dump truck and plow equipment, and
Whereas, the Town wishes to fund the acquisition of this truck with sales tax revenue that is in excess of what was budgeted through August of 2011 and fund balance, Now,
Therefore, be it Resolved, that the Town Board hereby authorizes the amending of the Town's 2011 adopted budget for the General Fund and to authorize additional appropriations to provide for the cost of the equipment as follows: Increase Appropriations: A7110.200-Parks & Playgrounds-Equipment-\$192,500.00. Increase Estimated Revenues: A1120-Sales Tax Revenue-\$125,894.00.
Increase Appropriated Fund Balance: A599-Appropriated Fund Balance-\$66,606.00.
Ayes-4. Noes-0. Carried.

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

approve the following resolution for the NYS & Local Employees' Retirement System:
Be it Resolved, that the Elma Town Board hereby establishes the following as a standard work day for elected and appointed officials and for all employees for the purpose of determining days worked reportable to the NYS & Local Employees' Retirement System:
Six hour work day: Councilmember's(4), Dog Warden, Town Justices(2), Deputy Town Attorney, Town Engineer, P/T Employees. Seven hour work day: Court Clerks (2), Deputy Rec of Taxes/Assessments, Deputy Town Clerks (2), Asst Code Enforcement Officer. Eight hour work day: Assessor, Bookkeeper, Code Enforcement Officer, Town Attorney, Town Supervisor, Town Clerk, Highway Superintendent, Water Superintendent, Water Clerk, Highway, Refuse, Sewer, and Water Dept Union Employees. Ayes-4. Noes-0. Carried.

Councilman Fallon made a motion with two (2) stipulations to be agreeable to both parties for the fill permit for Todd Huber on N Davis Rd; no one seconded the motion, motion denied.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to table the fill permit for Todd Huber at 320 and 330 N Davis Road for 700 to 800 cubic yards until the next Town Board meeting. Both parties must reach a suitable agreement for approval. Ayes-4. Noes-0. Carried.

Councilman Fallon made the motion and Councilman Petrocy seconded the motion to rescind the following Business Use Permits that have moved: Best Western Meats on Jamison Road; Pine Lawn & Garden on Seneca St and Sturm Roofing on Bowen Rd. Ayes-4. Noes-0. Carried.

Supervisor Powers set a Public Hearing date of September 21, 2011 at 7:00PM for DD#191 B Young at 1120 Bullis Rd.

All have received the Agenda and Minutes from the Planning, Zoning and Conservation Boards that apply.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to honorable mention the six (6) members of the Jamison Road Fire Company that assisted in the clean up from Hurricane Irene which devastated the eastern end of NYS part of the minutes. They are Brian W Nolan Sr., Brian Nolan Jr., Billy Nolan, Jim Geary, Dan

Wilson, and Joe Kazmeirski. Ayes-4. Noes-0. Carried.

Supervisor Powers stated the next Town Board meeting will be September 21, 2011 at 7:00PM

Meeting adjourned at 7:38PM. All in Favor.

Respectfully submitted,

Patricia King,
Town Clerk