

A regular meeting of the Elma Town Board was held on Wednesday, May 20, 2015 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 Colern
	Highway Superintendent	Wayne Clark
	Water Superintendent	Eugene Stevenson
	Town Attorney	Phyllis Todoro
	Town Engineer	James Wyzykiewicz

Approximately 12 people attended the meeting.

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

Making the legal notice part of the minutes for Local Law #3-2015 Grievance Day. Supervisor Powers opened the Public Hearing at 7:00pm. No one spoke for or against the Local Law #3-2015. Supervisor Powers closed the Public Hearing at 7:02pm.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to approve Local Law #3-2015 Grievance Day making it to be the first Tuesday in June an alternate date due to the sharing of the Assessor with the Town of West Seneca. Ayes-5. Noes-0. Carried.

Councilman Fallon made the motion and Councilman Petrocy seconded the motion to approve the minutes from the May 6, 2015 meeting. Ayes-5. Noes-0. Carried.

Department Reports:

Town Engineer James Wyzykiewicz noted that a sink whole has appeared on Caroling Lane and needs emergency repairs.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to hire Pat Roberts to do the emergency repairs to the sink whole on Caroline Lane. Ayes-5. Noes-0. Carried.

Building Inspector Joseph Colern has contacted National Fuel and NYSEG for quotes to mover the utility services at the Creek Road Park off the old building that is being taken down. The gutters at the Museum will be repaired next week.

Water Superintendent Eugene Stevenson noted that a hydrant was hit on Bullis Rd causing a break on Crimson and Treehaven last week both have been repaired. A valve at Delacy Ford was replaced due to corrosion. Also the generators are up and running, pumps to completed soon.

Highway Superintendent Wayne Clark noted that three quarters of the brush has been picked up. All Town property is being mowed.

Town Attorney Phyllis Todoro noted there is a problem with property on Seneca Street between a resident and a business, she will check with the Building Inspector for a solution.

Supervisor Powers noted Proclamations for Alex Holdsworth, Douglas Blocho and Joseph Capuano on becoming an Eagle Scout.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to approve a negative declaration on a short form SEQR for Brooks Rigging Corp at 3021 Transit Road. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to approve the Business Use Permit for Brooks Rigging Corp at 3021 Transit Rd for storage of equipment/machinery for current customers. Building Inspector notes storage only kept inside. Permit required for any advertising signs and fire inspection required within 30days. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to request a speed study on Woodard Road due to a letter from Mr. Pauly with concerns to lower the speed limit to 35mph and install School Zone sign. Ayes-5. Noes-0. Carried.

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Councilman Nolan made the motion and Councilman Malczewski seconded the motion to authorize Supervisor Powers to sign the Joint Cooperative Agreement with Iroquois Central School for the use of the fuel storage and distribution facility for one year. Ayes-5. Noes-0. Carried.

Councilman Petrocy made the motion and Councilman Fallon seconded the motion to authorize Supervisor Powers to sign the following resolution WHEREAS, municipal corporations are authorized to create and operate purchasing cooperatives for the purchase of electricity, natural gas and other utility bill management services as provided in Article 5- G of the General Municipal Law; and WHEREAS, the Organizing Local Governments, acting in accordance with section 119-o of the General Municipal Law, cooperatively created the "Municipal Energy Program" otherwise known as the MEP, for the purpose of fulfilling their respective public and governmental purposes, needs, objective and programs; and WHEREAS, the Organizing Local Governments have additionally determined that other municipal corporations and districts, as defined in General Municipal Law §119-n, qualified to do so, should be permitted to join with them through execution of an addendum to their Intermunicipal Cooperation Agreement (hereinafter referred to as the "Agreement"), in order to fulfill their own respective public purposes by participation in the MEP; and WHEREAS, Elma is a "municipal corporation" as defined in General Municipal Law § 119-n; and WHEREAS, Elma is a "district" as defined in General Municipal Law § 119-n; and WHEREAS, this board (council) has reviewed the Agreement creating the MEP and understands its terms and conditions; NOW THEREFORE BE IT RESOLVED, that the Town [city, county village, district], of Elma, in the County of Erie, hereby joins the MEP as a Member and authorizes the Supervisor to sign and execute the Agreement on its behalf; and BE IT FURTHER RESOLVED that this Member hereby authorizes the Organizing Local Governments and Pro-Star, acting as the MEP's energy consultant, to prepare, advertise, disseminate and open bids and to award contracts for the purchase and delivery of natural gas and/or electricity on behalf of the Member, in accordance with such bid specification, to the lowest responsible bidder or the bid that reflects the best value as set forth by General Municipal Law § 103 (16), as is determined by the Organizing Local Governments or to reject any and all such bids; and BE IT FURTHER RESOLVED that the officers and employees of this Member are authorized to execute such other documents and take such other actions as may be necessary or appropriate to carry out the intent of this resolution. This resolution shall take effect immediately. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to award the quote to Kelly Pavement Sealer Co at the cost of \$5,315 for the sealing and striping of the Town Hall parking lot. Quotes from Commercial Sealing Inc \$9,300; Capozzi Paving & Concrete \$9,500 and Tom Greenauer Development Inc \$8,425. Aye-5. Noes-0. Carried.

Councilman Petrocy made the motion and Councilman Malczewski seconded the motion to approve the Certificate of Amendment of the Certificate of Incorporation of The Blossom Fire Company, Inc under section 803 of the Not-For-Profit Corporation Law. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to approve Advanced Technology Recycling (ATR) for the residential recycling at the Transfer Station. Ayes-5. Noes-0. Carried.

Councilman Malczewski made the motion and Councilman Fallon seconded the motion to approve Vouchers/Warrant #5 claim #690 thru #863 as follows: General Fund \$143,313.48; Highway Fund \$19,219.93; Water District \$153,268.88; Special District \$13,010.15 and Capital Project \$234,546.30. Ayes-5. Noes-0. Carried.

The next Work Session will be June 17, 2015 at 6:00PM with the Town Board meeting following at 7:00PM also for July and August.

All have received the Planning, Zoning Conservation Boards and Multiple Dwelling Code Committees agendas and minutes that apply.

Meeting adjourned at 7:39PM. All in favor.

Respectfully submitted, Patricia King, Town Clerk

