

A regular meeting of the Elma Town Board was held on Wednesday, September 7, 2016 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
	Deputy Town Attorney	Dean Puleo
	Town Engineer	James Wyzykiewicz

Approximately 64 people attended the meeting.

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

Making the legal notice for the Public Hearing on National Fuel/Northern Access Project 2016 part of the minutes Supervisor Powers opened the public hearing at 7:01pm. Speaking against the project Dr. Camody from Bullis Rd, Ms Sobczak from Gaylord Ct, Ms Koch from Bowen Rd, Ms Cannova from Bowen Rd also concerned citizens from Sardinia, Wales, Kenmore, Pendleton, Lackawanna, Bowmansville and Clarence were heard. Speaking for the project were representatives from PhillipsLytle LLP and National Fuel Gas whom also explain this project. Supervisor Powers closed the public hearing at 8:30pm.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to approve the Special Use Permit for the National Fuel/Northern Access 2016 Project at the existing Porterville Compressor Station on Hemstreet Rd. Ayes-5. Noes-0. Carried.

Councilman Malczewski made the motion and Councilman Fallon seconded the motion to approve the minutes from the August 24th, 2016 meeting. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Petrocy seconded the motion to take a five (5) minute recess for the room to clear. Ayes-5. Noes-0. Carried.

Department Reports:

Building Inspector Joseph Colern noted the building reports are as follows: July; 14 permits issued, fees collected of \$1,165. with an estimated value of construction of \$251,622. and August; 30 permits issues, fees collected of \$5,648.80 with an estimated value of construction of \$1,242,149.

Water Superintendent Eugene Stevenson noted previous projects are still in progress.

Supervisor Powers introduced Mitch Martin from Senator Gallivan's office that mentioned up coming outreach programs presented by the Senator.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to approve a negative declaration on a short form SEQOR for Scruggs Transmission and Auto Repair at 6440 Seneca St. Ayes-5. Noes-0. Carried.

Councilman Malczewski made the motion and Councilman Fallon seconded the motion to approve the Business Use Permit for Scruggs Transmission and Auto Repair at 6440 Seneca St to fix and repair automobiles, some used vehicle sales (No collision work). Restrictions in "Use" 30 cars limit, total as previous approval by Town Board and Planning Board in 2002. Building Inspector notes no junk vehicles or parts to be stored outside. Sign permits required and fire inspection required within 30 days of occupancy. Ayes-5. Noes-0. Carried.

Wednesday, September 7, 2016

Councilman Fallon made the motion and Councilman Petrocy seconded the motion to approve the Resolution for the Proposed Yellow Dot Program as follows: WHEREAS, the New York State Sheriff's Association Yellow Dot Program was designed to help first responders provide life-saving medical attention during the "golden hour" after a crash or emergency event; and WHEREAS, a Yellow Dot decal adhered to the driver's- side rear window of a vehicle will alert first responders that vital medical information for the driver and or passenger is stored in the vehicle's glove compartment; and WHEREAS, the Yellow Dot Program can be also be utilized at a residence by placing the decal on an entry door(s) of a dwelling as to alert first responders that important medical information for one or more of the residents, within the dwelling, can be located in a clear plastic bag in the freezer compartment of the refrigerator; and WHEREAS, Erie County Sheriff Timothy B. Howard and the sheriff's office has staff and resources dedicated to raising the awareness of the Yellow Dot program in the towns, villages and communities throughout Erie County; and WHEREAS, the sheriff's office has encountered situations where a Yellow Dot decal has been helpful to first responders at the scene of an incident and contributed to the fast and proper triage of a victim. NOW, THEREFORE, BE IT RESOLVED, the Town of Elma does hereby recognize the live-saving potential of the Yellow Dot program; and be it further RESOLVED, that this Honorable Body declares the Town of Elma as a Yellow Dot community and encourages all citizens to sign-up for and participate in the live-saving program Yellow Dot Program. Ayes-5. Noes-0. Carried.

Councilman Malczewski made the motion and Councilman Fallon seconded the motion to approve the Certificate of Amendment of The Blossom Fire Company, Inc pursuant to section 803 of the Not-For-Profit Corporation Law upon the recommendations from the Town Attorney. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to approve the Chairfactory Rd Culvert Replacement Project to the low bidder Michael Serafini Inc \$19,200 per Erie County Soil & Water Conservation District bids. Also received bids as follows: J.Bognar Construction LLC \$28,941; Benson Const & Development LLC \$25,441 and Union Concrete & Construction Corp \$23,941. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Fallon seconded the motion to approve the agreement for EMW Lacrosse in the amount of \$2000.00 for 2016. Ayes-5. Noes-0. Carried.

Councilman Malczewski made the motion and Councilman Petrocy seconded the motion to approve the Meals on Wheels agreement in the amount of \$2000.00 for 2016. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Malczewski seconded the motion to approve the Memorandum of Understanding with DTOP-DWI for 2015 in the amount of \$540. Ayes-5. Noes-0. Carried.

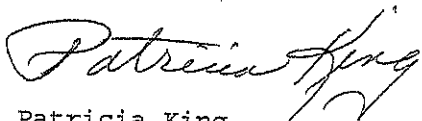
Supervisor Powers noted the 30-day period for inclusion of predominantly viable agriculture lands into existing agricultural districts in Erie County from September 1st through September 30, 2016.

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

Supervisor Powers stated the next Work Session will be September 14th, 2016 at 6:00PM with the Town Board meeting on September 21st, 2016 at 7:00PM.

Meeting Adjourned at 8:55pm. 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, Erie County will meet at the Town Hall, 1600 Bowen Road, Elma, New York on the 7th day of September, 2016 at 7:00 pm for the purpose of conducting a public hearing to review the National Fuel Northern Access 2016 project, at which time and place said Town Board will consider such proposal and hear all persons interested in the subject hereof concerning the same.
By Order of the Town Board of the Town of Elma, New York
Patricia A. King
Town Clerk of Elma