

## **01/20/10 Town Board Meeting**

A regular meeting of the Elma Town Board was held on Wednesday, January 20, 2010, at 8:00 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

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

Approximately 20 people attended the meeting.

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

Supervisor Nolan read a proclamation for Jonathan Gillen for his achievement to Eagle Scout. Mr. Gillen was not present.

Councilman Powers made the motion and Councilman Fallon seconded the motion to approve the minutes from the January 6, 2010 meeting. Ayes-5. Noes-0. Carried.

### Department Reports

Building Inspector Joseph Colern presented the 2009 annual report with 288 permits issued, with an estimated value of construction of \$10,136,687, fees collected of \$72,407.10 and 35 certificates of occupancy issued.

Water Superintendent Eugene Stevenson noted that the flushing and backflow programs are complete. Equipment maintenance is being done.

Highway Superintendent Wayne Clark informed the Town Board of lawn damage done to the football field at Creek Road Park. Installing cameras on the field will be looked into.

Councilman Powers made the motion and Councilman Puleo seconded the motion to issue a negative declaration on a short form SEQR for “Made in America” Store at 900 Maple Road for Mark Andol. Ayes-5. Noes-0. Carried.

Councilman Powers made the motion and Councilman Puleo seconded the motion to issue a Business Use Permit for “Made in America” Store at 900 Maple Road for Mark Andol. Building Inspector notes a permit is required for any advertising sign and a fire inspection within 30 days of occupancy. Ayes-5. Noes-0. Carried.

Councilman Puleo made the motion and Councilman Petrocy seconded the motion to refer Octane Auto Sales to 6535 Seneca Street to the Planning Board per Town code section 60-3 for a site plan review. Ayes-5. Noes-0. Carried.

Councilman Fallon made the motion and Councilman Powers seconded the motion to approve the new yearly inspection fees by square footage as follows:  
0 to 5,000 \$25; 5,001 to 10,000 \$50; 10,001 to 20,000 \$75; 20,001 to 30,000 \$100;  
30,001 to 40,000 \$200; 40,001 to 50,000 \$300 and over 50,000 \$400.  
Ayes-5. Noes-0. Carried.

Councilman Powers made a motion and Councilman Fallon seconded the motion to add the citizen’s committee to the agenda. Ayes-5. Noes-0. Carried.

Councilman Powers made the motion and Councilman Puleo seconded the motion to form a citizen’s committee to assist with Elma Day on June 13, 2010. Mr. Facklam will chair this committee for the events to coincide with the car show and the flag burning ceremony. Ayes-5. Noes-0. Carried.

Councilman Puleo made the motion and Councilman Fallon seconded the motion to accept with regrets the retiring of Marc Schneckenberger from the Conservation Board. Ayes-5. Noes-0. Carried.

Supervisor Nolan announced that request to be on the Citizen’s Committee for Elma Day

and for the Conservation Board will be accepted and approved at the next Town Board meeting on February 10, 2010.

Councilman Powers made the motion and Councilman Puleo seconded the motion to approve Warrant #13 with noted exception as follows:  
#13 General Fund \$121,720.47; Highway Fund \$41,429.70; Water District \$6,115.24 and Special District \$14,816.01. Ayes-5. Noes-0. Carried.

Councilman Fallon made the motion and Councilman Powers seconded the motion to approve Warrant #1 as follows:  
#1 General Fund \$43,217.63; Highway Fund \$42,047.68; Water District \$130,204.22 and Special District \$4,007.40. Ayes-4. Noes-0. Abstain-1. (Councilman Petrocy abstained)  
Carried. Claim #3262 through #3418 for #13 and #1.

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

Supervisor Nolan announced the next Work Session will be Wednesday, February 3, 2010 at 6:00PM and the next Town Board meeting will be February 10, 2010 at 7:00PM due to the Association of Towns in New York City.

Meeting adjourned at 7:25PM. All in Favor.

Respectfully submitted,

Patricia King  
Town Clerk