

08/20/08 Town Board Minutes

A regular meeting of the Elma Town Board was held on Wednesday, August 20, 2008, at 8:00 PM, Elma Town Hall, 1600 Bowen Road, Elma, New York, with the following members present:

Supervisor Michael Nolan
Councilwoman Susan Glownia
Councilman David Polak
Councilman Dennis Powers
Councilman Dean Puleo

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

Approximately 21 people attended the meeting.

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

Councilman Puleo made the motion and Councilman Powers seconded the motion to approve the minutes from the July 16, 2008 meeting. Ayes-4. Noes-0. Carried.

Department Reports

Building Inspector Joseph Colern presented the monthly report for July 2008 with 35 permits issued, fees collected of \$9,878.12 with an estimated value of construction at \$1,741,529.

Water Superintendent Eugene Stevenson noted that the water tank inspections were completed, preliminary observations; Jamison tank-perfect, Transit tank-ok at this time and Billington tank-sandblast and repaint inside, outside needs paint over existing finish this should be done within 3 years. The NYS Health Department 32 water samples were taken for lead and copper content required every 3 years with no samples needing action, report filed. Also to request that the Water Clerk P. Jakubowski attend the Harris Computer Seminar.

Councilman Powers made the motion and Councilman Puleo seconded the motion to approve a negative declaration on a short form SEQR for Balducci Construction Co Inc, on Pound Road.

Ayes-4. Noes-0. Carried.

Councilman Polak arrived late.

Councilman Powers made the motion and Councilman Polak seconded the motion to approve a Business Use Permit for Balducci Construction Co Inc, on Pound Road, office and construction warehouse, hours of operation 7:00AM to 7:00PM with the emergency clause of truck and equipment may be different on emergency situations. Building Inspector notes a sign permit required for advertising signs and no junk vehicles or junk parts/equipment to be on site. No stockpiling of concrete, blacktop or like materials.

Ayes-5. Noes-0. Carried.

Councilman Puleo made the motion and Councilman Polak seconded the motion to approve the substation for NYSEG on Stolle Road under Town code #144-21. Ayes-5. Noes-0. Carried.

Councilman Polak made the motion and Councilman Puleo seconded the motion to approve the Supervisor to sign the stipend of \$1500 for Meals on Wheels. Ayes-5. Noes-0. Carried.

Councilman Powers made the motion and Councilwoman Glowonia seconded the motion to approve the resolution for Acknowledging that the Annual Justice Department Audit Was Conducted as follows: WHEREAS, the Town annually has independent auditors perform an audit of the Town Justices in accordance with Section 2019-a of the Uniform Justice Court Act, and WHEREAS, the Town Board reviewed the results of the audit for the year ended December 31, 2007 at a work session on May 14, 2008, NOW, THEREFORE, be it RESOLVED, that the Town Board hereby acknowledges that the required audit of the Justice Department has been completed for the year ended December 31, 2007. Ayes-5.No es-0.Carried.

Councilwoman Glowonia made the motion and Councilman Puleo seconded the motion to approve the CodeRED System (reverse 911) for the Town of Elma at the cost of \$5,000 a

year.

Ayes-5.Noes-0. Carried.

Councilman Polak made the motion and Councilman Powers seconded the motion to approve TVGA Consultants for the Creek Road Park Grant design at the cost of \$1350. Ayes-5.Noes-0. Carried.

Councilman Puleo made the motion and Councilman Polak seconded the motion to approve the resolution for amending the 2008 Adopted Budget for Budget Adjustments: WHEREAS, as the year has progressed the Town's actual spending has exceeded the 2008 adopted budget in certain line items, and WHEREAS, while these lines have no effect on the total General Fund 2008 adopted budget, it is necessary to transfer budgetary appropriations between certain appropriation codes, NOW, THEREFORE, be it RESOLVED, that the Town Board hereby authorizes the following transfers within the 2008 budget: Decrease Appropriations: A7620.101 Adult Recreation–Van Driver \$5,000.00, A3510.412 Control of Animals–Mileage \$100.00, A3310.401 Traffic Control–Signals & Intersections \$2,000.00, A1620.402 Buildings–Supplies & Contracts \$2,000.00, A1355.410 Assessment–Other Expenses \$2,500.00, A1990.400 Contingency \$1,000.00. Total \$12,600.00. Increase Appropriations: A7620.411 Adult Recreation – Van Expenses \$5,000.00, A3510.410 Control of Animals–Other Expenses \$100.00, A3310.400 Traffic Control–Highway Signs \$2,000.00, A1620.400 Buildings– Repairs \$2,000.00, A1355.111 Assessment-Clerk P/T \$2,500.00, A1440.410 Engineer–Other Expenses \$200.00, A1010.410 Town Board–Other Expenses \$800.00. Total \$12,600.00. Ayes-5.Noes-0.Carried.

Councilman Powers made the motion and Councilman Polak seconded the motion to accept Lead Agency for the Town of Elma Final Draft of Commercial Zoning Districts on the SEQR.

Ayes-5.Noes-0. Carried.

Councilman Powers made the motion and Councilwoman Glownia seconded the motion to approve Warrant #8, #746 to #893 with noted exceptions:

General Fund \$137,457.63 Water District \$24,760.38

Highway Fund \$122,239.48 Special District \$ 9,413.59

Ayes-4. Abstain-1. Noes-0. (Councilman Polak abstained) Carried.

Supervisor Nolan set a Public Hearing date of September 3, 2008 at 8:00PM for Drainage District #183 Smolarek and Augustyniak on Girdle Road and to amend the Town of Elma No Parking Ordinance to include Girdle Road from the Iroquois Central School Campus to Caroline Lane. Also set a Public Hearing date of September 17, 2008 at 8:00PM for the Final Draft of Commercial Zoning Districts.

Councilman Polak made the motion and Councilman Powers seconded the motion to add the Water Superintendents request to the Agenda. Ayes-5. Noes-0. Carried.

Councilman Polak made the motion and Councilwoman Glownia seconded the motion to approve Patricia Jakubowski attending the Harris Computer Seminar on September 15, 2008 at the cost of \$125 plus travel expenses. Ayes-5. Noes-0. Carried.

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

Supervisor Nolan adjourned the meeting in Honor of Elma Fireman Harmon Benzee Jr.

Respectfully submitted,

Patricia King
Town Clerk