

## **04/04/07 Town Board Minutes**

A regular meeting of the Elma Town Board was held on Wednesday, April 4, 2007, at 8:00 PM, Elma Town Hall, 1600 Bowen Road, Elma, New York, with the following members present:

Supervisor Michael Nolan  
Councilwoman Susan Glownia-Absent  
Councilman David Polak  
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 25 people attended the meeting.

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

Councilman Powers made the motion and Councilman Puleo seconded the motion to approve the minutes from the March 21, 2007 meeting. Ayes-4. Noes-0. Carried

### **Department Reports**

Town Engineer Jim Wyzykiewicz mentioned briefly the public hearing for the Stormwater Phase II Regulations is an annual requirement and a report is due to the DEC by June 1, 2007.

Building Inspector Joe Colern presented the monthly reports for February and March with 20 permits issued, \$4,269.50 in fees collected and the estimated value of construction \$1,041,632.00.

Water Superintendent Gene Stevenson presented the 2006 Annual Water Report.

Highway Superintendent Wayne Clark noted the 2007 rubbish pickup began on Monday, April 2 and is almost complete, brush pickup will begin on Monday, April 16. The new traffic signal is up at Bowen & Rice Rds with the flashing red & yellow signal only. The

signal will be fully functional in a few weeks after the County places warning signs notifying the public of the new signal. The Highway Dept summer hours of 4 10 hour days (Monday-Thursday) will begin June 1.

Supervisor Nolan read a Proclamation from Iroquois Central School District and the Superintendent of Schools, Neil A. Rochelle as follows:

WHEREAS, The Iroquois Central School District in the Town of Elma have enjoyed a positive and cooperative relationship for over 50 years;

WHEREAS, The Iroquois Central School District and The Iroquois Board of Education is grateful for the Town's commitment to Children, families and their community;

THEREFORE, The Iroquois Central School District and The Iroquois Board of Education hereby recognize the 150th birthday of the Town of Elma.

HEREBY declare 2007 as the 150th birthday celebration of the Town of Elma and wish to convey our sincere congratulations on this auspicious occasion.

SO RESOLVED, March 12, 2007.

Councilman Polak made the motion and Councilman Powers seconded the motion to issue a negative declaration on a short form SEQR for Johnny J's Family Pizzeria at 2351 Bowen Rd. Ayes-3. Noes-0. Abstained 1. Carried. (Councilman Puleo abstained).

Councilman Polak made the motion and Councilman Powers seconded the motion to approve a Business Use Permit to John Gugino for Johnny J's Family Pizzeria at 2351 Bowen Road for a sit down restaurant and take-out. Building Inspector notes a permit is required for any advertising sign and a fire inspection is required within 30 days of occupancy. Ayes-3. Noes-0. Abstained 1. Carried. (Councilman Puleo abstained).

Councilman Puleo made the motion and Councilman Polak seconded the motion to approve a Special Use Permit for Live Music to Deirdre Greco for The Lodge at 2090 Bowen Rd. Building Inspector notes all live music shall not create a nuisance to the adjoining neighbors. The permit is for indoor music only. The permit expires May 31, 2007. Ayes-4. Noes-0. Carried.

Councilman Powers made the motion and Councilman Puleo seconded the motion to approve Patricia A. King, Receiver of Taxes and Assessments, request to extend the collection of the 2007 County Tax from May 1, 2007 until June 30, 2007, which is requested by the County of Erie Finance Office. Ayes-4. Noes-0. Carried.

Councilman Polak made the motion and Councilman Powers seconded the motion to approve a \$500.00 donation to support the DARE Program at Iroquois Intermediate School, which has been budgeted for. Other Town Supervisors in the area will also be asked to donate due to budget cuts. Ayes-4. Noes-0. Carried.

Councilman Polak made the motion and Councilman Powers seconded the motion to approve a resolution authorizing Supervisor Nolan to send a letter to the County requesting the badly needed road repairs of North Davis Rd, Bullis Road (from Hessland to Bowen Rd) and Townline Road (between Clinton St and Broadway). Ayes-4. Noes-0. Carried.

All have received the Zoning and Conservation Board Agenda and Minutes.

Supervisor Nolan noted there will not be a Work Session on Wednesday, April 11, 2007, but a Work Session will be called, if necessary, before the Town Board Meeting on Wednesday, April 18, 2007.

Meeting Adjourned at 8:35PM.

Respectfully submitted,

Jennifer M. Ginter  
Deputy Town Clerk