

## **04/19/06 Town Board Minutes**

A regular meeting of the Elma Town Board was held on Wednesday, April 19, 2006, at 8:00 PM, Elma Town Hall, 1600 Bowen Road, Elma, New York, with the following members present:

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

Also: Town Attorney Robert Pierce-Absent  
Building Inspector Joseph Colern  
Highway Superintendent Wayne Clark-Absent  
Water Superintendent Eugene Stevenson-Absent  
Town Engineer James Wzykiewicz

Approximately 23 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 Drainage District #174/Kirkwood Drive for Mr. Trumpler part of the minutes. Deputy Supervisor Puleo opened the public hearing at 8:01PM. No one spoke for or against the Drainage District #174. Deputy Supervisor Puleo closed the public hearing at 8:02PM.

Councilman Powers made the motion and Councilwoman Glownia seconded the motion to approve Drainage District #174 on Kirkwood Drive for Mr. Trumpler. Ayes-4. Noes-0. Carried.

Making the Legal Notice for the Public Hearing on Drainage District #175/Seneca Street for Mr. Gough part of the minutes. Deputy Supervisor Puleo opened the public hearing at 8:02PM.

No one spoke for or against the Drainage District #175. Deputy Supervisor Puleo closed the public hearing at 8:03PM.

Councilman Powers made the motion and Councilwoman Glowonia seconded the motion to approve Drainage District #175 on Seneca St for Mr. Gough. Ayes-4. Noes-0. Carried.

Councilman Powers made the motion and Councilwoman Glowonia seconded the motion to approve the minutes from the April 5, 2006 meeting. Ayes-4. Noes-0. Carried.

Department Reports:

Building Inspector Joseph Colern would like to meet with Town Board members to discuss the correct action for the property at 900 Aurora Street due to a recent fire. Town Engineer James Wyzykiewicz noted that the beaver baffle will be installed the first week of May in the West Blood Road area.

Councilwoman Glowonia made the motion and Councilman Powers seconded the motion to approve the fill permit for K & R Day Trucking/Bradley Day at 840 Bullis Road. The property is located on Pound Road and will be raised to existing grade within property limits  
Ayes-4. Noes-0. Carried.

Councilman Powers made the motion and Councilwoman Glowonia seconded the motion to approve the topsoil removal permit for Fischione Construction/Heritage Heights, Northrup between Kinsley and Transit Road. Removal of the last 3500yards of topsoil from the stock pile, contingent upon a \$6000.00 bond or cashiers check to cover any road way damage. Also to hold the last certificate of occupancy for lot #6 making sure any damage to the road way is repaired properly. Ayes-4. Noes-0. Carried.

Councilman Polak made the motion and Councilwoman Glowonia seconded the motion to issue a negative declaration on a short form SEQR and grant a Business Use permit to PagesG+ Entertainment Center at 4701 Transit Road. Building Inspector notes a permit for any advertising signs is required. Ayes-4. Noes-0. Carried.

Councilman Powers made the motion and Councilman Polak seconded the motion to issue a negative declaration on a short form SEQR and grant a Business Use permit to MiaG+s Restaurant at 7200 Seneca Street. Building Inspector notes a permit for any advertising signs and a fire inspection within 30 days of occupancy. Ayes-4. Noes-0. Carried.

Councilman Powers made the motion and Councilman Polak seconded the motion to issue a negative declaration on short form SEQR and grant a Business Use permit to Crown Energy Services, Inc at 2151 Transit Road. Building Inspector notes a permit for any advertising signs and a fire inspection within 30 days of occupancy. Ayes-4. Noes-0. Carried.

Councilwoman Glownia made the motion and Councilman Powers seconded the motion to approve the following resolution:

Whereas: The Justice Court Assistance Program was established by the New York State Legislator as an ongoing vehicle by which the State can assist Towns and Villages in the operation of their Justice Courts;

Whereas: The State of New York Unified Court System is entertaining applications for the Justice Court Assistance Program with a May 1, 2006 deadline;

Be It Resolved: That the Town Board of Elma does hereby authorize the Supervisor to prepare, sign and submit a grant application entitled:

NYS UNIFIED COURT SYSTEM JUSTICE COURT ASSISTANCE PROGRAM and if awarded, to be the official representative in connection with the application, providing any additional information, if required, and to fully comply with the execution of the contract. Ayes-4. Noes-0. Carried.

Councilman Powers made the motion and Councilwoman Glownia seconded the motion to approve Timothy Walczyk attending the NY Rural Water Association's Annual Technical Conference May 22-25, 2006 at a cost of \$85 which includes contact hours for the Operators certification renewal program. Ayes-4. Noes-0. Carried.

Councilman Powers made the motion and Councilwoman Glownia seconded the motion to approve to approve Warrant #4 as follows: claim #311 thru #454 with noted exceptions.

General Fund \$70,028.64 Water District \$22,154.61

Highway Fund \$12,495.17 Special District \$16,021.57

Ayes-4. Noes-0. Carried.

All have received the Planning & Zoning Board Agendas and Minutes.

Deputy Supervisor Puleo stated that the next work session will be April 26, 2006 at

4:00PM.

Councilman Polak made the motion and Councilman Powers seconded the motion to add the Pumpkin Festival/Dave Engberg to the Agenda. Ayes-4. Noes-0. Carried.

Councilwoman Glownia made the motion and Councilman Powers seconded the motion to approve a budget line of \$3000.00 for the October 14, 2006 Pumpkin Festival at the Elma Village Green Park. Ayes-4. Noes-0. Carried.

Councilwoman Glownia made the motion and Councilman Powers seconded the motion to add the Sesquicentennial Committee to the Agenda. Ayes-4. Noes-0. Carried.

Councilman Powers made the motion and Councilwoman Glownia seconded the motion to approve a budget line of \$3000.00 for the Sesquicentennial Committee. Ayes-4. Noes-0. Carried.

Meeting adjourned at 8:35PM. All in favor.

Respectfully submitted,

Patricia A King  
Town Clerk