

January 22, 2018

A meeting of the Town Board of the Town of Aurora took place on Monday, January 22, 2018 at 7:00 p.m. in the Town Hall Auditorium, 300 Glead Avenue, East Aurora, New York.

Members Present:	Jeffrey T. Harris	Councilman
	Susan A. Friess	Councilwoman
	Jolene M. Jeffe	Councilwoman
	Charles D. Snyder	Councilman/Deputy Supervisor
Absent/Excused:	James J. Bach	Supervisor
Others Present:	Ronald P. Bennett	Town Attorney
	Tony Rosati	Zoning Board member
	Shane Krieger	Chief of Police

Deputy Supervisor Snyder opened the meeting at 7:00 p.m. with the Pledge of Allegiance to the Flag.

The first item on the agenda was a PUBLIC HEARING on Local Law Intro 1-2018. This local law is intended to remove the term restriction on exemptions for Cold War Veterans. The notice of public hearing was published in the East Aurora Advertiser and posted on the Town Clerk's bulletin board as evidenced by the affidavits of publication and posting. Deputy Supervisor Snyder opened the hearing at 7:01 p.m. and asked if anyone in the audience wished to comment.

John Voss, Sweet Road, stated he is in favor of eliminating the term restriction and extending the exemption forever. Mr. Voss noted that those veterans who were at Pearl Harbor when it was bombed are Cold War veterans and hero veterans.

Tom Ricci, American Legion Commander, stated he is fully in favor of the local law. Hearing no further comments, the hearing was closed at 7:04 p.m.

Councilwoman Jeffe moved to amend the agenda by adding item 6M – Local Law 1 of 2018. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.	Action #18 Item 6M – LL for veteran exempt added
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Councilwoman Friess moved to approve the minutes of the December 28, 2017 Town Board meeting; seconded by Councilman Harris. Upon a vote being taken: ayes – four noes – none Motion carried.	Action #19 12/28/17 TB min aprvd
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Councilman Harris moved to approve the minutes of the January 8, 2018 Town Board Organizational meeting; seconded by Councilwoman Jeffe. Upon a vote being taken: ayes – four noes – none Motion carried.	Action #20 1/8/18 TB min aprvd
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AUDIENCE I: none

UNFINISHED BUSINESS: none

NEW BUSINESS:

Councilman Harris moved to adopt the following resolution; seconded by Councilwoman Friess:

**RESOLUTION APPROVING AMENDED SITE PLAN AND SPECIAL USE PERMIT
280 Ellicott Road (SBL# 186.00-00-1-27.2)**

WHEREAS, Five Star Equipment/GGBDS Realty Company, Inc. (Five Star) previously applied for a Special Use Permit and Site Plan Review for 280 Ellicott Road, (SBL#186.00-1-27.2) PO West Falls, Town of Aurora, NY; and

WHEREAS, in November 2017, Five Star was granted a Special Use Permit to construct a new 22,484 sf building, parking lot, septic system and storm water retention system and the site plan for the property was approved; and

WHEREAS, in January 2018, Five Star submitted a revised site plan, floor plan and front elevation for the proposed building; and

WHEREAS, the revision adds approximately 13 feet at the north end of the building and approximately 14 feet to the front façade, resulting in an increase in the building area from 22,484 sf to 23,850 sf, with no changes being made to the parking lot, septic system and storm water retention system or to the use of the building.

NOW, THEREFORE, BE IT

RESOLVED, that the Aurora Town Board approves the revisions submitted by Five Star to add approximately 1,366 sf of additional building area to the plans previous approved; and be it further

Action #21
Amended site
plan & SUP
aprvd for Five
Star – 280
Ellicott Rd

RESOLVED, that pursuant to Chapter 95 of the Code of the Town of Aurora, the Aurora Town Board approves the amended site plan submitted for 280 Ellicott Road (SBL#186.00-1-27.2), in the Town of Aurora, New York; and be it further

RESOLVED, that the Special Use Permit is amended to reflect a 23,850 sf building.

Upon a vote being taken: ayes – four noes – none Motion carried.

Councilwoman Friess moved to accept a \$200 donation from Lillian Morgan to be used towards a room divider at the Aurora Senior Center. The donation will be deposited to TA 1000.0090. Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #22
Donation for
SrCtr accepted

Councilman Harris moved to declare a lap top computer from the Senior Center, Town inventory ID# 2144, as surplus inventory to be recycled. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #23
SrCtr lap top
declared
surplus

Councilwoman Friess moved to declare a 1994 Okidata Microline 591 printer, Town inventory ID# 1009, from the Town Clerk's office as surplus inventory to be sold at auction. Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #24
Twn Clk
printer
declared
surplus

Councilman Harris moved to approve a Temporary Use Permit to Aurora Ice Association for use of the parking lot adjacent to the soccer fields at Knox Farm State Park on Saturday, February 24, 2018. The lot will be used for parking for events being held at the stable area of the park. Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes – three noes – none Councilwoman Friess recused herself as she is an Aurora Ice Association Board member. Motion carried.

Action #25
Temp use
permit aprvd
for AIA to use
Knox parking
lot

Councilwoman Friess moved to approve the hiring of Ashley Thompson, 15 Victoria Heights, East Aurora, NY, as a Lifeguard PT at a rate of \$12.50 per hour, with a start date of 1/23/18. Councilman Harris seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #26
A. Thompson
hired as
lifeguard PT

Councilman Harris moved to approve the request from Assessor Richard Dean to attend a 1-day WNY Appraisal Institute Seminar on February 2, 2018 at the Holiday Valley Ski Resort in Ellicottville, NY. The registration fee of \$50 will be disbursed from A1355.404. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #27
R. Dean to
attend seminar

Councilwoman Jeffe moved to approve the request from Dog Control Officer Sheryl Harris to conduct a house-to-house dog census in the Village of East Aurora beginning February 20, 2018 and continuing into spring. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #28
DCO to
conduct dog
census in VEA

Councilwoman Jeffe moved to approve a 16-hour vacation carry-over for Highway employee Richard Smith due to a clerical error. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #29
16hr vacation
carry over
aprvd for Rick
Smith (hwy)

Councilman Harris moved to approve the hiring of Union Concrete and Construction Corp., 105 Center Road, West Seneca, NY, for wood grinding at a rate of \$385 per hour based on the Erie County bid award document. Funds, not to exceed \$5,000.00, will be disbursed from SR8189.200. Mulch created from the wood chipping will be available for Town of Aurora residents. Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #30
Union
Concrete hired
for wood
grinding

Councilwoman Friess moved to authorize the Supervisor to sign engagement letters with Drescher & Malecki, LLP for 1) auditing the 2017 Town of Aurora financial statements, including preparation of the Comprehensive Annual Financial Report (CAFR) and 2) compiling and filing the Annual Update Document (AUD) with the New York State Comptroller's office. The total cost of these services is \$28,425.00, which will be disbursed from A1320.401. Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #31
Supv to sign
engagement
ltrs with
Drescher &
Malecki re
2017 audit &
AUD

Deputy Supervisor/Councilman Snyder moved to designate Town Clerk Martha Librock and Assistant to the Supervisor Kathleen Moffat as Security Administrators for setting up, maintaining, and managing security for Town users of the National Fuel Gas reporting program (for gas wells in Majors Park). Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #32
M. Librock &
K. Moffat
designated
security admin
for NFG users

Councilwoman Friess moved to authorize Deputy Supervisor Snyder to sign the National Fuel Gas System License Agreement. Councilman Harris seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #33
Depty Supv to
sign NFG
license agrmt

Councilwoman Friess moved to authorize Deputy Supervisor Snyder to sign the Agency Agreement for National Fuel Gas. Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #34
Depty Supv to
sign NFG
agency agrmt

Councilwoman Jeffe moved to adopt Local Law 1-2018; seconded by Councilman Harris:

TOWN OF AURORA
LOCAL LAW 1-2018

A LOCAL LAW, TO AMEND LOCAL LAW 1-1990 KNOWN AS "THE CODES OF THE TOWN OF AURORA", ADOPTED BY THE TOWN BOARD OF THE TOWN OF AURORA ON JANUARY 22, 1990, TO AMEND THE COLD WAR VETERAN EXEMPTION BY REMOVAL OF THE TEN (10) YEAR TERM RESTRICTION BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF AURORA AS FOLLOWS:

SECTION 1. LEGISLATIVE INTENT

This Local Law amends a prior Local Law known as “The Codes of the Town of Aurora”, adopted by the Town of Aurora on January 22, 1990, as amended, relating to the administrative, legislative and general legislation of the Codes within the Town of Aurora as herein set forth.

SECTION 2. CHAPTER 101, ARTICLE IV, “COLD WAR VETERANS EXEMPTION”

Chapter 101 Article IV A-Section 101-11.2(c) is deleted in its entirety.

Action #35
Local Law 1
of 2018
adopted re:
Cold War
Veteran
exempt term

SECTION 3. EFFECTIVE DATE This Local Law shall take effect immediately upon filing with the Secretary of State.

Upon a roll call vote being taken:

Councilman Harris – aye; Councilwoman Jeffe – aye; Councilwoman Friess – aye; Councilman/Deputy Supervisor Snyder – aye

ayes – four noes – none Motion carried.

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COMMUNICATIONS – The following communications were received by the Board and filed:

- Town Clerk – 2017 Annual report
- Historian – 2017 Annual report
- Town Clerk/Tax – December 2017 report
- Recreation – December 2017 report
- Water Clerk – December 2017 report
- Supervisor – December 2017 report

BUSINESS FROM BOARD MEMBERS AND LIAISONS:

Councilman Harris attended the West Fall Fire Department installation of officers’ event and thanked all volunteer fire fighters for their hard work.

AUDIENCE II: none

STAFF REPORTS:

Police Chief Shane Krieger stated that a new police officer, Brian Kawalerski, has been hired by the Village to replace Officer Albanese who resigned to take a position with the sheriff’s department.

ABSTRACT OF CLAIMS:

The 2017 Encumbered Prepaid Abstract of Claims dated January 12, 2018, consisting of vouchers numbered 2025 to 2027, was presented to the Board for audit and authorization of payment from the following funds:

General	\$1,858.12
Special Districts	<u>3,981.04</u>
Grand Total Abstract	\$5,839.16

The 2017 Encumbered Abstract of Claims dated January 22, 2018, consisting of vouchers numbered 2028 to 2063, was presented to the Board for audit and authorization of payment from the following funds:

General	\$ 8,170.81
Part Town	40.38
Highway	9,742.34
Trust/Agency	3,450.00
Capital/Firehall	<u>5,000.00</u>
Grant Total Abstract	\$26,403.53

The 2018 Abstract of Claims dated January 22, 2018, consisting of vouchers numbered 31 to 81, was presented to the Board for audit and authorization of payment from the following funds:

General	\$ 57,945.78
Part Town	1,454,402.24
Highway	21,517.71
Special Districts	<u>350,617.00</u>
Grand Total Abstract	\$1,884,482.73

Councilwoman Friess moved to approve the 1/12/18 - 2017 Encumbered Prepaid, 1/22/18 – 2017 Encumbered and 1/22/2018 Abstracts of Claims, and authorize payment of same. Councilman Harris seconded the motion. Upon a vote being taken: ayes – four noes – none
Motion carried.

Action #36
1/12, 1/22 -
2017 enc &
1/22 Abstracts
aprvd

Councilwoman Jeffe moved to adjourn at 7:25 p.m.; seconded by Councilman Harris. Upon a vote being taken: ayes – four noes – none
Motion carried.

Action #37
Meeting
adjourned

Martha L. Librock
Town Clerk