

June 22, 2015

A meeting of the Town Board of the Town of Aurora took place on Monday, June 22, 2015, at 7:00 p.m. in the Town Hall Auditorium, 300 Gleed Avenue, East Aurora, New York.

Members Present:	Jeffrey T. Harris	Councilman
	Susan A. Friess	Councilwoman
	Jolene M. Jeffe	Councilwoman
	Charles D. Snyder	Councilman
	James J. Bach	Supervisor
Others Present:	Ronald P. Bennett	Town Attorney
	David Gunner	Highway Superintendent
	Patrick Blizniak	Superintendent of Building
	Chris Musshafen	Recreation/Aquatics Director
	William Wheeler	CRA/Engineer

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

Councilwoman Friess moved to approve the minutes of the June 8, 2015 Town Board meeting; seconded by Councilman Snyder. Upon a vote being taken: ayes – five noes – none Motion carried. Action #178 6/8/15 mtg minutes aprvd

AUDIENCE I: none

UNFINISHED BUSINESS:

Councilman Snyder moved to refer the Aurora Mills Cluster Subdivision sketch plan to the Planning Board for review and recommendation(s). Councilman Harris seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried. Action #179 Aurora Mills subdivision sketch plan to Planning Brd

NEW BUSINESS:

Councilwoman Friess moved to amend tonight's meeting agenda by adding the following:

- 6A-7 Roller for SSMC parking lot project
- 6F-2 Leaf vacuum parts
- 6M Underhill Rd. ODA
- 6N Highway Superintendent conference
- 6O Justice Court Action
- 6P F.O.I.L request appeal

Action #180 Brd approves addition of six items to agenda

Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #181 Underhill Rd ODA referred to Planning Board

Councilman Snyder moved to refer the Open Development Area application from Jason and April Rudnicki for SBL#188.00-1-18.1 Underhill Road to the Planning Board for review and recommendation(s). Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

The following seven (7) actions taken by the Town Board are in reference to the construction and reconstruction of the parking lot at the Southside Municipal Center, 300 Gleed Avenue, to be paid with proceeds from a \$390,000 bond:

1) American Paving & Excavating will perform finish grading and paving at the following rates from the 2015 Erie County Summer Highway Maintenance bid list:

Asphalt paver with operator and screed man	\$2450/day
10-ton roller with operator	\$1380/day
3-5-ton roller with operator	\$1200/day
Bulldozer D6 or equal	\$1610/day

Councilwoman Jeffe moved to approve the hiring of American Paving & Excavating to perform finish grading and paving of the SSMC parking lot project at the rates stated above. Councilman Harris seconded the motion. Upon a vote being taken: ayes – five noes – none
Motion carried.

Action #182
American Paving hired for SSMC parking lot project

2) County Line Stone, Inc. will provide stone and blacktop at the following rates from the 2015 Erie County Summer Highway Maintenance bid list:

2" crusher stone	\$8.70/ton plus delivery:	trailer - \$4.05/ton	tri-axle - \$5.05/ton
#1 clean stone	\$13.50/ton plus delivery:	trailer - \$4.05/ton	tri-axle - \$5.05/ton
Type 3 binder	\$55.85/ton plus delivery:	\$6.00/ton	
Type 7 top	\$62.95/ton plus delivery:	\$6.00/ton	

Councilwoman Friess moved to approve the purchase of stone and blacktop from County Line Stone, 4515 Crittenden Road, Akron, NY, for the SSMC parking lot project at the rates stated above. Councilman Snyder seconded the motion. Upon a vote being taken: ayes – five noes – none
Motion carried.

Action #183
Stone & blacktop aprvd from County Line for SSMC parking lot

3) Kistner Concrete Products, Inc. will provide approximately seven (7) - 24" x 24" precast catch basins (drainage structures) at the rate of \$426.00 per unit as shown on the 2015 Erie County Summer Highway Maintenance bid list.

Councilman Snyder moved to approve the purchase of approximately seven (7) 24" x 24" precast catch basins from Kistner Concrete Products, Inc., 8713 Read Road, East Pembroke, NY, at a cost of \$426.00 per unit, to be used for the SSMC parking lot project. Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes – five noes – none
Motion carried.

Action #184
Catch basins from Kistner aprvd for SSMC parking lot project

4) Quotes for 12" smooth bore corrugated plastic pipe were received from:

Chemung Supply	\$4.90/foot
Vellano Brothers	\$4.99/foot (Erie County bid pricing)
Tri-County Tool Rental	\$6.25/foot

Highway Superintendent Gunner stated that approximately 1,000 feet of pipe will be needed.

Councilman Harris moved to approve the purchase of approximately 1,000 feet of 12" smooth bore corrugated plastic pipe from Chemung Supply Corporation, Elmira, NY, at a cost of \$4.90 per foot, to be used for the SSMC parking lot project. Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes – five noes – none
Motion carried.

Action #185
Pipe from Chemung for SSMC parking lot project aprvd

- 5) Quotes for the rental of a bulldozer were received from:
- | | |
|------------------------|---|
| Eaton Excavating | \$3,000 per month plus free delivery/pickup |
| Five Star Equipment | \$3,000 per month plus delivery |
| Tri-County Tool Rental | \$4,900 per month |

Councilwoman Friess moved to approve the rental of a bulldozer (John Deere 550 LGP) from Eaton Excavating, 13512 Big Tree Road, East Aurora, NY, at a cost of \$3,000 per month (delivery and pickup included), to be used for the SSMC parking lot project. Councilman Snyder seconded the motion. Upon a vote being taken: ayes – five noes – none
Motion carried.

Action #186
Bulldozer rental from Eaton Exc. aprvd for SSMC parking lot project

- 6) Quotes for the purchase of approximately 15 rolls of 12.5' x 432' Geotextile fabric were received from:

Chemung Supply	\$236/roll
Reboy Supply	\$349/roll
Tri-County Tool Rental	\$385/roll

Councilwoman Friess moved to approve the purchase of approximately 15 rolls of 12.5' x 432' Geotextile fabric from Chemung Supply, Elmira, NY, at a cost of \$236 per roll, to be used for the SSMC parking lot project. Councilman Harris seconded the motion. Upon a vote being taken: ayes – five noes – none
Motion carried.

Action #187
Geotextile fabric from Chemung aprvd for SSMC parking lot project

- 7) Quotes for the rental of a 66" smooth drum parking lot roller were received from:
- | | |
|---------------------|--|
| Five Star Equipment | \$3,000 per month plus \$500 delivery/pickup |
| Anderson Equipment | \$3,580 per month plus \$500 delivery/pickup |
| Baschmann Services | \$3,200 per month plus \$350 delivery/pickup |

Councilman Snyder moved to approve the rental of a 66" smooth drum parking lot roller from Five Star Equipment, 284 Ellicott Rd., Orchard Park, NY, at a cost of \$3,000 per month plus \$500 delivery/pickup, to be used for the SSMC parking lot project. Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes – five noes – none
Motion carried.

Action #188
Drum roller rental from Five Star Eq aprvd for SSMC parking lot project

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Highway Superintendent Gunner explained to the Board that there will be excess dirt/millings from the Southside Municipal Center parking lot project and several residents have expressed interest in having the material delivered to and dumped at their property. The resident would have to provide or have their own bulldozer to spread the material at the drop-off location. Supervisor Bach noted that this offer is open to all Town of Aurora property owners. A right-of-entry agreement is needed from the property owner in order for the Town to dump the materials on private property.

Councilman Snyder moved to approve the Right-of-Entry agreements to allow the Town to deliver surplus dirt/millings from the Southside Municipal Center parking lot project to:

SBL#187.00-1-2 Sweet Road	Neil T. Munro, owner
SBL#176.13-2-6 Olean Road	Jeff Eaton, owner

Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none
Motion carried.

Action #189
Right of entry agreements aprvd for SSMC surplus parking lot dirt/millings

Quotes for a baseball diamond infield groomer were received from:

Cazenovia Equipment Co.	\$14,874.00
Grasslands Equipment Co.	\$16,593.90
MTE Turf Equipment Co.	\$17,315.20

Councilwoman Jeffe moved to approve the purchase of a John Deere 1200 Hydro Rake (baseball diamond infield groomer) from Cazenovia Equipment Co., Inc., Chittenango, NY, at a cost of \$14,874.00 to be paid from the Parks Equipment reserve fund. Councilman Snyder seconded the motion. Upon a vote being taken: ayes – five noes - none
Motion carried.

Action #190
Purchase of
baseball
diamond
groomer aprvd

Highway Superintendent Gunner stated he purchased sand and gravel (stone) from Gernatt Asphalt Products, Inc. using the Erie County bid list. The material was used for the expansion of the baseball diamonds from 60' to 70'. Mr. Gunner is requesting Town Board approval of the invoices, totaling \$5375.75, because they will be paid from the Park budget.

Councilwoman Jeffe moved to approve the purchase of sand and gravel (stone) from Gernatt Asphalt Products, Inc. as follows:

Invoice #50002179MB dated 3/31/15 (260 tons sand)	\$1264.35
Invoice #31000364MB dated 4/30/15 (107 tons gravel)	\$1337.30
Invoice #31000373MB dated 5/15/15 (213 tons gravel)	\$2734.10

to be paid from the Park budget. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none

Action #191
Invoices for
purchase of
sand/gravel
approved for
baseball
diamond
expansion

Motion carried.

Councilman Snyder moved to add the position of Highway Maintenance Clerk to the Town of Aurora job inventory. (The position was previously created by the Town Board and approved by Erie County Civil Service.) Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none
Motion carried.

Action #192
Hwy Maint
Clerk position
added to TOA
job inventory

Highway Superintendent Gunner informed the Board that both leaf vacuum machines are in need of repair and that parts for the ODB unit are only available from the factory. Mr. Gunner received two quotes for the parts needed for the Tarco unit:

Valley Fab	\$1865.50
ODB	\$1860.00

Councilman Snyder moved to the purchase of two (2) impellers and associated parts from ODB Company to repair the ODB and Tarco leaf vacuums. The \$4037.00 cost will be disbursed from SR8189.401 – recycling services. Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes – five noes – none
Motion carried.

Action #193
Parts for leaf
vacuums
aprvd

Councilwoman Friess moved to table the request to purchase bearings for the leaf vacuums until freight costs can be determined. Councilman Snyder seconded the motion. Upon a vote being taken: ayes – five noes – none
Motion carried.

Action #194
Additional leaf
vacuum parts
tabled

Councilman Snyder moved to approve the hiring of non-resident Colleen Milholland, 61 Woodside Drive, Elma, NY, as a Recreation Attendant Part-time Seasonal employee at a rate of \$8.75 per hour. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none
Motion carried.

Action #195
Non-res C.
Milholland
hired as rec
attendant PTS

Councilwoman Jeffe moved to approve the hiring of the following as Lifeguard Part-time Seasonal employees:

Sarah Boyle*	19 Ridge Trail, Glenwood	\$8.75/hour
Alex Christie	1000 Olean Rd, EA	\$8.75/hour
Hannah Gonsiorek	325 Center St., EA	\$8.75/hour
Craig Poturalski	200 Sycamore St., EA	\$8.75/hour
Ryan Storms	170 Oakwood Ave., EA	\$8.75/hour
Erin Weppner	1016 Mill Rd., EA	\$8.75/hour

*non-resident

Councilman Harris seconded the motion. Upon a vote being taken:
eyes – five noes – none Motion carried.

Action #196
PTS lifeguards
approved

Because of the adoption of Local Law 1-2015, Increasing the Compensation of the Superintendent of Highways of the Town of Aurora, budget amendments and transfers are needed to cover the salary increase and additional labor expenses.

Councilwoman Friess moved to approve the following 2015 budget amendments and transfers:

Establish budget line A1620.100 Buildings Director
Establish budget line ER1621.100 Buildings Director
Transfer \$1,104 from A1620.422 to A1620.100
Transfer \$1,104 from ER1621.422 to ER1621.100

Establish budget line A1620.102 Buildings Labor
Establish budget line ER1621.102 Buildings Labor
Transfer \$1,250 from A1620.422 to A1620.102
Transfer \$1,250 from ER1621.422 to ER1621.102

Action #197
Budget
amendments
& transfers
aprvd for Hwy
Supt salary
increase

Councilwoman Jeffe seconded the motion. Upon a vote being taken:
eyes – five noes – none Motion carried.

Councilman Harris moved to declare the following computers and computer equipment as surplus inventory:

3 – Dell Optiplex 320 computers
3 – Dell Optiplex 760 computers
3 – Dell Optiplex 170L computers
1 – Dell Optiplex 210L computer
1 – Seagate USB hard drive
8 monitors
7 keyboards
6 mice

Action #198
Computer
equipment
declared
surplus

Councilwoman Jeffe seconded the motion. Upon a vote being taken:
eyes – five noes – none Motion carried.

Councilman Harris moved to authorize the Supervisor to sign an agreement with Regional Computer Recycling & Recovery, Rochester, NY, whereby Regional CR&R will sanitize, at a rate of \$5.00 per unit, the following items:

Ten (10) Dell computers
One (1) Seagate USB hard drive
One (1) DECALS computer
One (1) previously surplus computer – tag #8HKJWH1
Five (5) hard drives from previously surplus and recycled computers.

Action #199
Supv auth to
sign
agreement to
have computer
hard drives
sanitized

Councilwoman Jeffe seconded the motion. Upon a vote being taken:
eyes – five noes - none Motion carried.

In 2014, CRA Infrastructure & Engineering, Inc. joined the GHD family of companies. Effective July 1, 2015, the integration of the two companies will occur. CRA's contracts will transfer to GHD Consulting Services, Inc.

Councilwoman Jeffe moved to authorize the Supervisor to sign the Assignment Agreement approving the assignment of the following contracts to GHD Consulting Services, Inc., 285 Delaware Avenue, Suite 500, Buffalo, New York, effective July 1, 2015:

- CRA Standard Terms for Professional Service – Aurora Transfer to Direct Service
- Aurora Town Board approval (per meeting minutes) – Engineering Services
- CRA Standard Terms for Professional Service – Gleed Ave. Parking Lot improvements

Councilman Snyder seconded the motion. Upon a vote being taken:
ayes – five noes – none Motion carried.

Action #200
Supv auth to sign Assignment Agreement re: CRA to GHD for engineering svcs

Councilwoman Jeffe moved to establish the standard workday for the following elected and appointed officials as eight (8) hours and will report the officials to the New York State and Local Retirement System based on their record of activities or time keeping system records:

Town Historian Councilman Baseball Commissioner

Councilwoman Friess seconded the motion. Upon a vote being taken:
ayes – five noes – none Motion carried.

Action #201
Standard workday established

Councilwoman Friess moved to approve the request from Highway Superintendent Gunner to attend the 2015 NYS Association of Town Superintendents of Highways conference in Saratoga Springs, NY from September 15-18, 2015. The \$447.00 fee (hotel \$348; registration \$99) will be disbursed from A5010.404. Councilman Snyder seconded the motion. Mr. Gunner stated he would be driving himself to the conference in a Town-owned truck.

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

Action #202
Hwy Supt to attend conference

Councilman Snyder moved to authorize Justice Court Action against Donald Pressing, Sr., 992 Olean Road, East Aurora, NY due to failure to comply with a Restrictive Covenant Agreement dated April 15, 2014. The following items from the Restrictive Covenant are not in compliance as of June 22, 2015:

- 1) Parking and/or storing of motor vehicles: No vehicles of any nature whatsoever, shall be parked between Route 16 (Olean Road) and the rear of the house.
- 2) Accessory Building: Use of a large enclosed trailer as an accessory building shall terminate no later than September 1, 2014 and said trailer shall be removed from the subject premises no later than September 1, 2014.
- 3) New Building: A new 50' x 64' building with a 14' x 50' roofed/3-sided lean-to type enclosure will be completed on or before September 1, 2014.
- 4) Violations: Any violation(s) of the Restrictive Covenant shall be subject to the prosecution and injunction of the defined uses of the property by action of the Town Board.

Councilman Harris seconded the motion. Upon a vote being taken:
ayes – five noes – none Motion carried.

Action #203
Justice Court Action auth for 992 Olean Rd. - Pressing

James P. Collins, E. Main Street, E. Aurora, submitted an appeal to a denial of a Freedom of Information request for information on all aspects of the new position slated for Highway Superintendent Gunner. Mr. Collins was informed by the Town Clerk that there was no written job description.

Councilman Snyder moved to deny the FOIL appeal from Mr. James P. Collins, as there is no written work/job description relative to the additional stipend for the Highway Superintendent. Councilwoman Jeffe seconded the motion. Action #204
FOIL appeal
denied

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

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

- Luther Road/WD 6 bond results
- Senior Center – May 2015 report
- Dog Control – May 2015 report
- EAPD – May 2015 report

AUDIENCE II: none

BUSINESS FROM BOARD MEMBERS:

Councilman Harris stated he is continuing to gather information for interior signage at the Southside Municipal Center.

Councilwoman Friess stated she would be attending the EC Sewer District 8 meeting 6/23/15.

Supervisor Bach made local history by playing his guitar and singing happy birthday to the Town Clerk at tonight's meeting.

STAFF REPORTS

Patrick Blizniak stated that the Town should adopt a property maintenance code, as this issue is becoming very time consuming.

Chris Musshafen noted that Community Pool is open and that Mike Bove, via phone, walked him through a pump malfunction that occurred during a backwash procedure and the pump is working properly at this time.

The "prepaid" Abstract of Claims dated June 12, 2015, consisting of voucher number 822, was presented to the Town Board for audit and authorization of payment from the following fund:

General	\$150.00 (total)
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The Abstract of Claims dated June 22, 2015, consisting of vouchers numbered 823 to 938, was presented to the Town Board for audit and authorization of payment from the following funds:

General	\$ 52,879.02
Part Town	1,852.74
Highway	173,025.67
Gleed/Enterprise	197,366.17
Trust & Agency 2	8,824.09
Trust & Agency	6,000.00
Special Districts	<u>12,099.62</u>
Grand Total Abstract	\$452,047.31

Councilwoman Jeffe moved to approve the June 12, 2015 and June 22, 2015 Abstracts of Claims and authorize payment of same. Councilman Harris seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried. Action #205
Abstract of
Claims aprvd

Councilwoman Jeffe moved to adjourn at 7:55 p.m.; seconded by Councilman Harris. Upon a vote being taken: ayes – five noes – none Motion carried. Action #206
Meeting
adjourned.

Martha L. Librock
Town Clerk