A meeting of the Town Board of the Town of Aurora took place on Monday, February 22, 2016, at 7:00 p.m. in the Town Hall Auditorium, 300 Gleed Avenue, East Aurora, New York.

Members Present: Jeffrey T. Harris Councilman

Jolene M. Jeffe Councilwoman
Susan A. Friess Councilwoman
Charles D. Snyder Councilman
James J. Bach Supervisor

Others Present: Edward Snyder Deputy Town Attorney

David Gunner
Camie Jarrell
Bryan Smith
Robert Goller
Sheryl Miller
Shane Krieger

Highway Superintendent
Engineer/GHD Consulting
Engineer/GHD Consulting
Secretary to Supervisor
Deputy Town Clerk
Chief of Police

William Kramer Code Enforcement Officer

Supervisor Bach 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 the establishment of a Master Water Improvement Area in the Town of Aurora:

Bryan Smith of GHD Engineering gave a PowerPoint presentation on the establishment of a Master Water Improvement Area (MWIA) for the Town. The purpose of the MWIA is to be able to conduct water line, pump station, water tank, and water meter improvements in order to have the Erie County Water Authority (ECWA) take over ownership and management of the Town's entire water system.

The Town Clerk presented affidavits showing that certified copies of the Order Calling said Public Hearing had been published and posted pursuant to the provisions of Article 12-C of the Town Law.

The Supervisor stated that the Public Hearing on the establishment of the Water Improvement Area and the undertaking of improvements therefor was now open and asked if there was any interested person who desired to be heard.

The following persons appeared in favor of the establishment of the Water Improvement Area and the undertaking of improvements therefor:

Earl Jann, ECWA Commissioner

The following persons appeared in opposition to the establishment of the Water Improvement Area and the undertaking of improvements therefor: (none)

The Town Clerk reported that the following pertinent written communications had been received: (none)

The Supervisor inquired as to whether there were any other persons present who wished to be heard. No one appeared, whereupon the Supervisor declared the public hearing closed.

* * *

Councilman Harris moved to approve the minutes of the 2/8/16 Town Board meeting; seconded by Councilman Snyder. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #47 2/8/16 TB min approved 2/22/2016 Town Board Meeting Page 2

Mitch Martin from Senator Patrick Gallivan's office stated that the Senator will be holding a Small Business Summit on March 3, 2016 at 7:30a.m. at the Southside Municipal Center Auditorium.

AUDIENCE I:

The following persons voiced their concerns and objections to the Aurora Mills Cluster Subdivision:

Joyce Walsh, Mill Road Rosemary King, Mill Road Marion Dombrowski, Jewett Holmwood Road Mary Ellen Flynn, Mill Road Valerie Davis, Mill Road

William Bernhardi, Gypsy Lane, spoke in favor of the Mother's Falls project.

UNFINISHED BUSINESS:

Councilman Harris moved to accept the Aurora Mills Cluster Subdivision Sketch Plan, consisting of eighty-five units, conditioned upon receipt of a phase plan from the developer prior to the March 14, 2016 Town Board meeting. Councilwoman Jeffe seconded the motion. Upon a roll call vote being taken: Councilman Snyder – nay; Councilwoman Friess – nay; Supervisor Bach – aye; Councilwoman Jeffe – aye; Councilman Harris – aye

Ayes – three Nays – two Motion carried.

Councilwoman Friess moved to authorize the Supervisor to sign a Cooperating MS4 letter of Commitment as a project partner on the Erie County Department of Environment and Planning's Round 12 Water Quality Improvement Project #52931 (WNY Stormwater Coalition). Councilman Snyder seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Councilwoman Jeffe moved that the Town of Aurora consents to the designation of the East Aurora Union Free School District and its Board of Education as Lead Agency pursuant to SEQRA regulations for proposed school capital improvement projects, and to authorize the Supervisor to sign the Lead Agency Designation form. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Councilman Snyder moved to authorize the Supervisor to sign the Second Amendment to the Erie County 2013-2016 Intermunicipal Snow Removal and Ice Control Agreement whereby the Town of Aurora shall be responsible for an additional 2.2 lane miles of county road effective February 1, 2016. Councilman Harris seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Councilwoman Friess moved to authorize the Supervisor to sign a one-year agreement with Loomis Armored US, LLC, 2500 City West Blvd. Ste. 900, Houston, TX, whereby Loomis will provide armored car service for the Town's Chase Bank deposits. Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #48
Board accepts
Aurora Mills
Cluster
Subdivision
sketch plan –
phase plan
needed.

Action#49
Supv auth to sign ltr of commitment for WNY
Stormwater coalition

Action #50 Board agrees to EAUFSD lead agency on school capital project

Action #51 Supv to sign 2nd amendment to snow/ice control agreement

Action #52 Supv auth to sign agreement with Loomis for armored car service re: bank deposits 2/22/2016 Town Board Meeting Page 3

In 2015 the Town Board declared the residence at 43 Manchester Road, East Aurora, as being unsafe. It was determined that asbestos was present and the demolition would be categorized as a "hot" demolition, meaning asbestos control must be followed during the demolition. Patrick Blizniak, Superintendent of Building, solicited for proposals to demolish the structure. Quotes were received from:

<u>Company</u>	Rough Grade only	Finish Grade & Seed
Rico-Regional Envo Demo	\$17,695.00	\$21,000.00
Apollo Dismantling Services	\$15,400.00	\$17,400.00
Geiter Done of WNY	\$15,350.00	\$16,350.00
Hannah Demolition, Inc.		\$14,000.00

Councilman Snyder moved to accept the quote from Hannah

Demolition, Inc., 205 Baitz Ave., Buffalo, NY 14206, in the amount of
\$14,000.00, contingent upon receipt of proof of insurance and asbestos
abatement certification/license. Councilman Harris seconded the motion.

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

Action #53 Hannah Demo quote for 43 Manchester approved

JaJean Rose-Burney spoke to the Board about the Western New York Land Conservancy's (WNYLC) proposal to purchase 57 acres on the east side of Center Street, south of Hubbard Road. The WNYLC is applying for a grant to be used toward the purchase of what will be known as Mother's Falls Preserve. The WNYLC is looking for a resolution and letter of support from the Town.

Councilwoman Jeffe moved to adopt the following resolution; seconded by Councilman Snyder:

Whereas: The Town of Aurora owns Majors Park, located on Hubbard Rd. and Olean Rd. in the Town of Aurora, NY where three of the parcels (SBL 175.00-2-34, 175.00-2-28, 175.00-2-27.12) comprise 138 acres.

Whereas: The Western New York Land Conservancy will purchase the 57-acre property located at Hubbard Rd. and Center St. (SBL 187.02-1-40) in the Town of Aurora, NY, currently owned by Greg Searl, Robert Searl, and Steven Searl, by October 20, 2016.

Whereas: On this 57-acre property, the Western New York Land Conservancy will create the Mother's Falls Preserve, a publically accessible nature preserve.

Whereas: The Niagara River drains the majority of the Great Lakes Basin, which in total contains 84% of the surface freshwater of North America and 21% of the world's fresh surface water, and Buffalo Niagara Riverkeeper's 2014 Niagara River Habitat Conservation Strategy prioritizes protecting headwater forests like the headwater forests at Mother's Falls to maintain water quality and quantity in the Niagara River.

Whereas: The Western New York Land Conservancy is applying for an application for funding through the Great Lakes Restoration Initiative Joint Venture Habitat Restoration and Protection program to support the Mother's Falls project.

Whereas: Recipients of grant funding through the Great Lakes Restoration Initiative Joint Venture Habitat Restoration and Protection program must attach a Federal interest to real property interests acquired with grant funds or contributed as match.

Whereas: The acreage of land and cash value of the development rights of Majors Park may be contributed as match to the Land Conservancy's application to the Great Lakes Restoration Initiative Joint Venture Habitat Restoration and Protection program if the Town attaches a Federal interest to real property interests at Majors Park.

Now, therefore be it resolved: That pending Town of Aurora legal review and upon notice of funding through the Great Lakes Restoration Initiative Joint Venture Habitat Restoration and Protection program for the Mother's Falls Preserve, the Town of Aurora Board may sign a grant sub-recipient agreement with the Land Conservancy.

Now, therefore be it also resolved: That pending Town of Aurora legal review and upon notice of funding through the Great Lakes Restoration Initiative Joint Venture Habitat Restoration and Protection program for the Mother's Falls Preserve, the Town of Aurora Board may attach a Federal interest to real property interests at Majors Park in the form of a deed restriction that includes a Notice of Federal Participation in three of the Majors Park parcels (SBL 175.00-2-34, 175.00-2-28, 175.00-2-27.12).

Action #54
Board adopts
resolution for
WNYLC
purch of land
on Center St
- Mother's
Falls Preserve

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

Councilwoman Friess moved to authorize the Supervisor to sign and submit a letter of support from the Town of Aurora for the Western New York Land Conservancy's efforts to create the Mother's Falls Preserve.

Councilman Harris seconded the motion. Upon a vote being taken:

ayes – five noes – none Motion carried.

Action #55
Supv to sign letter of support for WNYLC purchase of Mother's
Falls Preserve

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

- Senior Center January 2016 report
- Building Department January 2016 report

BUSINESS FROM BOARD MEMBERS AND LIAISONS: none

AUDIENCE II: none

STAFF REPORTS: none

ABSTRACT OF CLAIMS:

The 2016 Abstract of Claims dated February 22, 2016, consisting of vouchers numbered 191 to 252, was presented to the Board for audit and authorization of payment from the following funds:

General	\$	35,789.95
Part Town		1,392.00
Highway		37,066.92
Enterprise/Gleed		6,027.60
Trust/Agency 2		789.02
Special Districts	_	1,149.19
Grand Total Abstract	\$	82,214.68

Councilwoman Friess moved to approve the February 22, 2016
Abstract of Claims and to authorize payment of same. Councilman Snyder seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #56 2/22/16 Abstracts of Claims approved.

Councilwoman Jeffe moved to adjourn at 8:25 p.m.; seconded by Councilman Harris. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #57 Meeting adjourned.

Martha L. Librock Town Clerk