

March 11, 2024

A meeting of the Town Board of the Town of Aurora took place on Monday, March 11, 2024, beginning at 7:52 p.m., immediately following the work session. The Board met in-person at the Aurora Municipal Center, 575 Oakwood Avenue, East Aurora, New York. The meeting was streamed via Zoom and YouTube.

Present:	Luke Wochensky	Councilman
	Joseph McCann	Councilman
	James F. Granville	Councilman
	Raymond M. Wrazen	Councilman
	Charles D. Snyder	Supervisor
Others Present:	Brigid Maloney	Town Attorney
	David Gunner	Highway Superintendent
	Elizabeth Cassidy	Code Enforcement Officer
	Paul Ernst	ZBA Chairman
	Rod Simeone	ZBA Member
	Douglas Crow	Planning Board Chairman
	Shane Krieger	EA Chief of Police
	Elizabeth Wilber	Live Stream Coordinator

Supervisor Snyder opened the regular meeting at 7:52 p.m. following the work session.

The first item on the agenda was a Public Hearing on the site plan for a Bed and Breakfast (BnB) establishment in the Town.

At 7:52 p.m. Supervisor Snyder opened the Public Hearing for the site plan for the BnB at 1514 Mill Road and asked if anyone wished to comment.

Steve Oubre, property owner, stated that BnB is part of their income and it brings people into the area. Mr. Oubre noted that they are in residence and the bedrooms used for this venture are in the residence.

Hearing no one else, the Supervisor closed the hearing at 7:54 p.m.

Councilman McCann moved to approve the minutes of the February 26, 2024 work session and meeting. Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.	Action #82 2/26/24 minutes aprvd
---	---

AUDIENCE I: (Supervisor Snyder stated that this section of the agenda was reserved for items on the agenda, but due to the length of the work session he would entertain comments from the audience for items not on the agenda.)

The Board was asked if the request for a temporary use permit for KFSP for a race to benefit the American Cancer Society was on the agenda as she thought it would be. The response was, no, the Board had not received the application yet.

Rod Simeone, Byeberry Court, asked if closing the Town office for the whole day for the eclipse was necessary and that the Town should check with the Village of East Aurora to see what they have planned.

Cheryl (Punky) Schenne, Colden, NY, stated that her father, Ron Schenne, built the Veterans Park in West Falls and she is requesting that the Board consider renaming the park to Ronald A. Schenne Veterans Memorial Park. Councilman Granville noted that other people have talked about renaming the park after Ron. Supervisor Snyder stated that the Board will consider the request.

#### UNFINISHED BUSINESS:

Councilman Granville moved that the site plan for a BnB at 1514 Mill Road will not result in any adverse environmental impacts as it does not involve construction or physical alteration of land. Councilman Wrazen seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.	Action #83 Neg Declaration for 1514 Mill BnB site plan
---	--

Councilman Wochensky moved to approve the site plan submitted by Gretchen Oubre for a BnB at 1514 Mill Road. Councilman McCann seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #84  
Site plan for  
1514 Mill  
BnB aprvd

Councilman Granville moved to adopt the following resolution; seconded by Councilman Wrazen:

Whereas, VB BTS II, LLC and Bell Atlantic Mobile Systems, LLC D/B/A Verizon Wireless have submitted applications for Site Plan Review and Special Use Permit for their project to construct a wireless telecommunications facility at 4399 Transit Road, PO Orchard Park, Town of Aurora, NY.

Now, Therefore be it

Resolved, that the Town Board hereby determines that the applications by VB BTS II, LLC and Bell Atlantic Mobile Systems, LLC D/B/A Verizon Wireless are subject to SEQRA and the project is designated as an “unlisted” action; and

Be it further

Resolved, that a coordinated review with involved and interested agencies will be initiated; and

Be it further

Resolved, the Town Board declares its desire to assume Lead Agency status for the purpose of SEQRA review.

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

Action #85  
SEQR lead  
agency  
resolution for  
telecom  
tower at 4399  
Transit  
adopted

Councilman McCann moved to receive the application and approve the dates for Temporary Use Permits for Daemen University Athletics to hold NCAA East Regional Division II Men’s/Women’s Cross Country Championship events on the Town managed side of Knox Farm State Park for November 19 – 21, 2026 and November 4 – 6, 2027 contingent upon receipt of the (to be determined) event and security deposit fees (application fees have been paid). Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #86  
TUP dates for  
Daemen –  
NCAA cross  
country  
events aprvd

Councilman Wrazen moved to receive the application and approve the dates for a Temporary Use Permits for Hilbert College to hold NCAA East Regional Division III Cross Country Championship events on the Town managed side of Knox Farm State Park for November 13 – 15, 2025 and November 11 – 13, 2027 contingent upon receipt of the (to be determined) event and security deposit fees (application fees have been paid). Councilman Granville seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #87  
TUP dates for  
Hilbert –  
NCAA cross  
country  
events aprvd

Councilman Wrazen moved to appoint Kathryn Aures, Snyder Road, East Aurora, to a vacancy on the Board of Assessment review, term 3/11/2024 thru 12/31/2028. Councilman McCann seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #88  
K. Aures appt  
to B.A.R.

NEW BUSINESS

Councilman McCann moved to set 7:00 p.m. March 25, 2024 at the Aurora Municipal Center, 575 Oakwood Ave., East Aurora, NY, as the time, date and place for a public hearing on the proposed Local Law increasing the impoundment boarding fee from \$20 to \$40 for each 24 hours or part thereof that a dog is impounded. Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #89  
 Public hearing set for local law to amend dog boarding fee

Councilman Granville moved to approve amending the Town’s Abuse Prevention Policy by adding the following:

Appropriate/Inappropriate Interactions

Physical: The Town of Aurora’s contact policy promotes a positive, nurturing environment while protecting youth and staff. Inappropriate physical contact by staff will result in disciplinary action, up to and including termination of employment.

<i>Appropriate Physical Interactions</i>	<i>Inappropriate Physical Interactions</i>
<ul style="list-style-type: none"> <li>• Side hugs</li> <li>• Shoulder to shoulder hugs</li> <li>• Pats on the shoulder or back</li> <li>• Handshakes</li> <li>• High-fives and hand slapping</li> <li>• Verbal praise</li> <li>• Pats on the head when culturally appropriate</li> <li>• Touching hands, shoulders, and arms</li> <li>• Arm around shoulders</li> <li>• Holding hands with young children in escorting situations</li> </ul>	<ul style="list-style-type: none"> <li>• Full frontal hugs</li> <li>• Kisses</li> <li>• Showing affection in isolated areas</li> <li>• Lap sitting for children over the age of 7</li> <li>• Wrestling</li> <li>• Piggyback rides</li> <li>• Tickling</li> <li>• Allowing a child or youth to cling to an employee’s leg</li> <li>• Any type of massage</li> <li>• Any form of affection that is unwanted by children, youth or employees</li> <li>• Compliments relating to physique or body development</li> <li>• Touch bottom, chest or genital areas</li> </ul>

Verbal: Employees are prohibited from speaking to children and youth in a way that is, or could be construed by any observer as harsh, coercive, threatening, intimidating, shaming, derogatory, demeaning, or humiliating. Employees must not initiate sexually oriented conversations. Employees are not permitted to discuss their own sexual activities.

<i>Appropriate Verbal Interactions</i>	<i>Inappropriate Verbal Interactions</i>
<ul style="list-style-type: none"> <li>• Positive reinforcement</li> <li>• Appropriate jokes</li> <li>• Encouragement</li> <li>• Praise</li> </ul>	<ul style="list-style-type: none"> <li>• Name-calling</li> <li>• Discussing sexual encounters in any way involving children or youth in the personal problems or issues of employees</li> <li>• Secrets</li> <li>• Cursing</li> <li>• Off-color or sexual jokes</li> <li>• Shaming</li> <li>• Belittling</li> <li>• Derogatory remarks</li> <li>• Harsh language that may frighten, threaten or humiliate</li> <li>• Derogatory remarks about the child, youth or his/her family</li> </ul>

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

Action #90  
 Abuse policy amended

Councilman Wochensky moved to approve the request from Highway Superintendent Gunner to send Roger LeBlanc, Elizabeth Deveso, Jason Buranich and Mike Ingelfinger to the 2024 Dog Control Educational Seminar at the West Webster Fire Hall, 150 Gravel Road, Webster, NY on May 1-2, 2024. The \$100 per attendee registration fee and \$119 per room rate at the Hampton Inn, Webster, NY will be disbursed from A3510.404 dog control expense and travel. Councilman McCann seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #91  
4 employees  
to attend 2-  
day dog  
control  
seminar in  
Webster, NY

Councilman Wrazen moved to forward the Special Use Permit application from Robert Neil Hopkins/RNH 298 LLC for a campground at 298 Ellicott Road to the Planning Board for review and recommendation(s). Councilman Granville seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #92  
SUP for 298  
Ellicott Rd  
campground  
referred to  
Planning Brd

Councilman McCann moved to forward the Special Use Permit application from Robert Neil Hopkins/RNH 298 LLC to hold events such as weddings, graduation parties, family reunions, etc., at 298 Ellicott Road to the Planning Board for review and recommendation(s). Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #93  
SUP for 298  
Ellicott Rd  
events use  
referred to  
Planning Brd

Councilman Granville moved to authorize going out for Requests for Proposals (RFPs) for the services of a planning consultant to develop a comprehensive plan for the Town of Aurora. Councilman Wrazen seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #94  
Board goes  
out for RFPs  
for planning  
consultant for  
Comp. Plan.

Councilman Wochensky moved to authorize going out for Requests for Proposals (RFPs) for the services of a company authorized to provide CDG subscriptions in NY State for a community solar campaign. Councilman McCann seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #95  
Board goes  
out for RFPs  
for solar  
campaign

Councilman Wrazen moved to authorize Justice Court action for James Joyce, 4733 Transit Road, Depew, NY 14043 and Muzhik Corp., 543 Potomac St., Buffalo, NY 14222, for an expired building permit in reference to Town Code Section 65-4I, for 555 South Street, East Aurora, New York. Councilman Granville seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #96  
Justice court  
action auth  
for 555 South  
expired bldg  
permit

Councilman McCann moved to change the Civil Service title of Recreation Clerk Karen Lazickas from Clerk Typist PT to Clerk Typist PT Seasonal for 20 weeks beginning April 8, 2024. Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #97  
K. Lazickas  
Civil Svc title  
from CTPT  
to CTPT  
seasonal

Councilman Wrazen moved to approve the request from Aquatics – Recreation Director Chris Musshafen to attend the ISCA International Senior Cup, March 24-31, 2024, in St. Petersburg, Florida as several EAST swimmers have qualified for this swim meet. Travel expenses will be covered by the EAST Booster Club. Councilman Granville seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #98  
C. Musshafen  
auth to attend  
swim meet in  
Florida

Councilman Wochensky moved to declare a two-drawer letter sized file cabinet, Town inventory no. 17 as surplus inventory to be scrapped by the Highway Department. Councilman McCann seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #99  
File cabinet  
declared  
surplus  
inventory

Councilman Wrazen moved to close the Aurora Town Hall on Monday, April 8, 2024 due to the total solar eclipse that will occur that day and to give employees the day off with pay. Councilman Granville seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #100  
Town Hall  
closed  
4/8/2024 for  
solar eclipse

#### COMMUNICATIONS AND REPORTS:

- Senior Center – February 2024 report
- Town Clerk – February 2024 report
- Town Clerk/Tax – February 2024 report
- Town Clerk/Water – February 2024 report
- Dog Control – February 2024 report
- Work Requisitions – February 2024 report
- EAPD - January 2024 report
- Supervisor – February 2024 report

#### BUSINESS FROM BOARD MEMBERS/LIAISONS:

Councilman McCann stated that he attended an Eclipse meeting; sent out ZBA notifications via CodeRed; and attended the March Planning Board meeting.

Councilman Wochensky stated he attended the recent NY Forward meeting.

Councilman Wrazen stated he attended the February Open Space Committee meeting, noting that Dale Morris resigned as Chairman and Phil Payne is the new Chairman. Mr. Wrazen also attended the NEST meeting and spoke about the Waste Management service where they will pick up hazardous waste and electronics directly from residents' homes.

Supervisor Snyder stated he observed the new power box rake being used. Mr. Snyder attended the first of the NY Forward meetings and stated it was very informative and thanked Councilmen Wochensky, McCann and Wrazen for also attending.

AUDIENCE II: none

#### STAFF REPORTS:

Highway Superintendent Gunner stated he went to Albany, NY and met with Senators Galivan and Kennedy with regard to the Governor's reduction in CHIPS funding.

Planning Board Chairman Doug Crow stated he expects the public hearing for the proposed telecommunications tower to be well attended.

#### ABSTRACT OF CLAIMS:

The March 11, 2024 Abstract of Claims, consisting of vouchers numbered 264 to 340 and prepaid voucher numbered 341, was presented to the Board for audit and authorization of payment from the following funds:

General	\$ 27,848.43
Part Town	10.78
Highway/DB	13,088.74
Special Districts	<u>4,107.81</u>
Grand Total Abstract	\$ 45,055.76

Councilman McCann moved to approve the 3/11/2024 Abstract of Claims and authorize payment of same. Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – five noes – none  
Motion carried.

Action #101  
3/11/24  
Abstract of  
Claims aprvd

Councilman Wrazen moved to adjourn at 8:33 p.m. Seconded by Councilman McCann. Upon a vote being taken: ayes – five noes – none  
Motion carried.

Action #102  
Meeting  
adjourned

Martha L. Librock  
Town Clerk