

May 29, 2012

A meeting of the Town Board of the Town of Aurora took place on Tuesday, May 29, 2012, at 7:00 p.m. in the Town Hall Auditorium, 300 Glead Avenue, East Aurora, New York.

Members Present:	Jolene M. Jeffe	Supervisor
	James F. Collins	Councilman
	Susan A. Friess	Councilwoman
	James J. Bach	Councilman
	Jeffrey T. Harris	Councilman
Others Present:	Ronald Bennett	Town Attorney
	Bryan Smith	Town Engineer
	Patrick Blizniak	Supt. of Building
	David Gunner	Highway Supt.
	William Adams	Planning Board
	Charles Snyder	Planning Board
	Ronald Krowka	Chief of Police
	Robert Lowell Goller	Historian/Webmaster
	Joseph Lorigo	Erie County Legislator

Supervisor Jeffe 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 May 14, 2012 Town Board meeting; seconded by Councilman Harris. Upon a vote being taken: ayes – five noes – none	Motion carried.	Action #179 5/14/12 mtg minutes aprvd
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AUDIENCE I: none

UNFINISHED BUSINESS:

Councilman Bach moved to authorize the Supervisor to sign a contract with iEvolve, 501 John James Audubon Parkway, Amherst, NY, for conversion of the Town website, including adding Google Site Search, and new design features for a cost of \$2325.00. Funds will be disbursed from A1680.401. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none	Motion carried.	Action #180 Website conversion agreement approved.
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A public hearing was held on April 23, 2012 for Aurora Drainage District No. 2 (aka: Reed Hill Drainage District). At that time section number 9 on part two of the SEQR form was questioned by local residents as to why agricultural use was not checked. Supervisor Jeffe noted that this falls under land use and refers to operational farms, of which there are none in the immediate area. The Board reviewed the SEQR form and answered “no” to all the questions asking if there would be a significant environmental impact.

Councilman Collins moved to proclaim a Negative Declaration for Aurora Drainage District No. 2 (aka: Reed Hill Drainage District) for purposes of SEQR. Councilman Harris seconded the motion. Upon a vote being taken: ayes – four noes – none abstain – one (Bach)	Motion carried.	Action #181 SEQR Neg Declaration for Aurora Drainage Dist. 2 (Reed Hill)
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Councilman Harris moved to adopt the following Resolution approving the formation of Aurora Drainage District No. 2; seconded by Councilwoman Friess:

**RESOLUTION APPROVING THE ESTABLISHMENT OF THE
TOWN OF AURORA DRAINAGE DISTRICT NO. 2**

WHEREAS, a map, plan and report relating to the establishment of a proposed Town Aurora Drainage District No. 2 as prepared by Metzger Civil Engineering, PLLC, duly licensed civil engineers of the State of New York, in a manner and in such detail as has been determined by this Town Board, has been duly filed with the Town Clerk, in accordance with the requirements of Article 12 of the Town Law, and

WHEREAS, an Order was duly adopted by this Town Board on the 9th day of April, 2012, reciting the filing of said map, plan and report, the improvements proposed, the boundaries of the proposed District, the proposed method of financing, the fact that the map, plan and report describing the same are on file in the Town Clerk's Office for public inspection, and stating all other matters required by law to be stated, and specifying that a public hearing will be held on the 23rd day of April, 2012 at 7:00 p.m. o'clock, at the Town of Aurora Town Hall, 300 Gleed Avenue, East Aurora, New York as the place where this Town Board would meet and consider said map, plan and report, and to hear all persons interested in the subject thereof, concerning the same, and to take such action thereon as is required or authorized by law, and

WHEREAS, such Order was duly published and posted as required by law, and

WHEREAS, a hearing on said matter was duly held by said Town Board on the 23rd day of April, 2012 at 7:00 p.m. o'clock of said day, in the Town of Aurora Town Hall, 300 Gleed Avenue, East Aurora, New York, and

WHEREAS, pursuant to said Petition, it is the intention of the Petitioner, as sole owner of all the taxable property in said Drainage District, to construct said drainage improvements solely at its own expense, now, after due deliberation, it is

RESOLVED:

- A. That the Notice of Public Hearing was published and posted as required by law, and is otherwise sufficient;
- B. That all property and property owners in the proposed District are benefitted thereby;
- C. That all property and property owners benefitted are included within the limits of the proposed District;
- D. That it is in the public interest to establish said District, and be it further

RESOLVED, that the establishment of the proposed District as set forth in said map, plan and report be approved; that the improvements therein mentioned be constructed by the Petitioner; and such District shall be known and designated as the "Town of Aurora Drainage District No. 2" and shall be bounded and described as set forth as Exhibit "A" attached hereto and made a part hereof, and be it further

RESOLVED, that the improvements for such Drainage District are to be constructed by Jewett Holmwood LLC, the owner of the Exhibit "A" premises, solely at its own expense, and it has offered to convey the same without cost to the Town of Aurora, free and clear of encumbrances except the right of access to said improvements by adjoining land owners; that the costs of maintaining said Drainage District shall be borne by the owners of properties benefitted thereby, and be it further

RESOLVED, that the District charges shall be based equally by each subdivision lot located within the Drainage District, and be it further

RESOLVED, that the Town Clerk be and hereby is authorized and directed to file a certified copy of this Resolution in the office of the Clerk of the County of Erie, which is the County in which the said Town of Aurora is located, and the office of the State Department of Audit and Control, within ten (10) days after the adoption of this Resolution, pursuant to the provisions of Section 194 of the Town Law.

Action #182
Formation of
Aurora
Drainage
District No. 2
(Reed Hill
Subdivision)

Upon a vote being taken:
eyes – four noes – none abstain – one (Bach)

Duly adopted this 29th day of May, 2012.

NEW BUSINESS

Councilman Collins moved to amend tonight's agenda by adding item 6L – Lease agreement with Breaktime vending (300 Gleed). Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried. Action #183 Agenda amended – add Gleed lease item.

Councilman Bach moved to authorize the Supervisor to sign a three-year Lease Agreement with BillIt Accounting and Information Technology, LLC, 300 Gleed Avenue, East Aurora, NY, whereby BillIt will continue to lease 10,000 square feet of office space at 300 Gleed Avenue. Councilman Collins seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried. Action #184 BillIt lease at 300 Gleed approved.

Supervisor Jeffe stated that the Town will be soliciting quotes for gutters and drainage at 300 Gleed. Jeffe noted that the request for quotes for office cabinets and counters in the new Town office space at Gleed is being tabled.

Councilman Harris moved to approve the application from Mike Wolff and Lynn Broderick, Up and Over Dog Sports, to hold a dog agility trial at the Neil and Barb Chur Equestrian Center at Knox Farm State Park on August 4-5, 2012 and to approve 7-8 campers or RV's overnight on site. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried. Action #185 KFSP permit for dog agility trial approved.

Councilman Bach moved to declare the following as surplus equipment and to authorize sale of same via on-line auction:
- 1997 Jacobson Mower MR-15 #705212110 (inventory #1243)
- 1993 Homelite Super XL-925 chainsaw #0800343 (inventory #666)
- 1996 Stihl 039 chainsaw #234203370 (inventory #538)
- 1997 Stihl 021 chainsaw #234248794 (inventory #661)
Councilman Collins seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried. Action #186 Mower and chainsaws declared as surplus equip (hwy/parks)

Councilwoman Friess moved to declare a 1977 Layton Box Paver, ID#H7550-136 (inventory #230) as surplus equipment and authorize it to be auctioned on-line or used as trade-in. Councilman Collins seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried. Action #187 Hwy box paver declared surplus equip

Councilman Collins moved to approve the request from Nicole Serra, Bookkeeper, to attend the NYS GFOA Summer Seminar in Batavia, NY on July 19, 2012. \$75 registration fee and \$39.60 mileage reimbursement will be disbursed from A1220.404. Councilman Bach seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried. Action #188 N. Serra to attend GFOA seminar in Batavia.

Councilwoman Friess moved to accept the donation from the Aurora Arsenal Soccer Club in the amount of \$8000 to be used for maintenance and upkeep of the soccer fields at Knox Farm State Park as per the agreement between the Town and Aurora Arsenal Soccer Club. The funds will be deposited to revenue account A2025.2. Councilman Harris seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried. Action #189 Arsenal Soccer Club \$\$ donation accepted.

Councilman Bach moved to accept the following donations, totaling \$ 7,150.00, to be used exclusively for the Glead baseball/softball diamond project, with funds to be deposited to TA1000.112:

<u>Donor Name</u>	<u>Amount</u>	<u>Date Received</u>
William Laird VSP	\$100.00	5/4/12
Lou & Elizabeth Rozanski	\$500.00	5/7/12
Bank of Holland	\$1,000.00	5/10/12
Seneca Animal Hospital	\$200.00	5/10/12
Shanley Collision	\$500.00	5/10/12
Mary Ann & Anthony DiRienzo	\$50.00	5/11/12
Peter & Lisa Metzger	\$500.00	5/11/12
JVN Enterprises Inc.	\$1,500.00	5/17/12
Landor LTD	\$1,500.00	5/17/12
Sons of Legion Squadron #362	\$500.00	5/18/12
Jennifer & Michael Gutillo	\$250.00	5/18/12
Bennett DiFilippo & Kurtzhaltz	\$500.00	5/21/12
Terrance & Elaine Schiltz	\$50.00	5/26/12

Councilwoman Friess seconded the motion. Upon a vote being taken:
 ayes – five noes – none Motion carried. Action #190

Baseball diamond donations accepted.

Councilman Collins moved to authorize the Supervisor to send a letter to Assemblywoman Marge Markey noting the Town's support of a bill, which already passed in the Senate, authorizing the Office of Parks, Recreation and historic Preservation to enter into a lease or license not to exceed forty years, versus the ten-year limit currently in effect, for the adaptive reuse of buildings and facilities at Knox Farm State Park. Councilman Bach seconded the motion. Upon a vote being taken:
 ayes – five noes – none Motion carried.

Action #191
 Supv to send letter of support re: state park leases

Supervisor Jeffe moved to authorize going out to bid for Baseball Diamond Infield Mix and to set Thursday, June 14, 2012 at 10:00 a.m. at the Aurora Town Hall, 5 South Grove Street, East Aurora, NY as the date, time and place for the bid opening. Councilman Harris seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #192
 Bid opening set for baseball diamond infield mix.

Councilman Collins moved to authorize the Supervisor to sign a three-year lease agreement (6/1/2012 through 5/31/2015) with Breaktime Vending, LLC, 300 Glead Avenue, East Aurora, NY, whereby Breaktime Vending will lease 384 square feet of warehouse space and provide vending services at 300 Glead Avenue. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #193
 Supv. auth to sign lease with Breaktime Vending (300 Glead)

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

- Dog Control – 1st quarter Wales Dog Control report

BUSINESS FROM BOARD MEMBERS:

Supervisor Jeffe stated she: 1) attended the Memorial Day ceremony at the Oakwood Cemetery, the May Rotary meeting and the McDonald's baseball donation presentation; and 2) met with Senator Patrick Gallivan and discussed Knox Farm State Park.

AUDIENCE II: none

STAFF REPORTS:

Highway Superintendent Gunner stated that the Town of West Seneca will be helping with the Glead Ave. baseball/softball diamond construction. He also commented on the rising cost of asphalt.

The May 29, 2012 Abstract of Claims, consisting of vouchers numbered 827 to 916, was presented to the Board for audit and authorization of payment from the following funds:

General	\$ 76,000.96
Highway	1,604.89
Enterprise/Glead	9,590.96
Special Districts	<u>47,838.77</u>
Grand Total Abstract	\$135,035.58

Councilwoman Friess moved to approve the May 29, 2012 Abstracts of Claims as presented and to authorize payment of same. Councilman Bach seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #194
5/29/12
Abstract of
Claims aprvd

Councilman Collins moved to adjourn; seconded by Councilman Bach. Upon a vote being: ayes – five noes – none Motion carried.

Action #195
Meeting
adjourned.

Martha L. Librock
Town Clerk