

TOWN OF AURORA
TOWN BOARD WORK SESSION
August 24, 2010

The following members of the Aurora Town Board met on Tuesday, August 24, 2010 at 7:00 p.m. in the auditorium at 300 Gleed Avenue, East Aurora, NY, for the purpose of holding a work session:

Present:	Jolene M. Jeffe Susan A. Friess James F. Collins James J. Bach	Supervisor Councilwoman Councilman Councilman
Absent/Excused:	Jeffrey T. Harris	Councilman
Others Present:	Ronald Bennett Bryan Smith Patrick Blizniak David Gunner John Mills Gary Zawodzinski	Town Attorney Town Engineer Superintendent of Building Highway Superintendent Erie County Legislator Deputy Commissioner-EC Highways

Supervisor Jeffe opened the work session at 7:00 p.m. with the recitation of the Pledge of Allegiance to the Flag.

1) Public Hearing on Retirement Incentive Local Law

The first item on the Agenda was a Public Hearing on the adoption of a Local Law electing a retirement incentive program as authorized by Chapter 105, Laws of 2010 for eligible employees of the Town of Aurora. Supervisor Jeffe opened the hearing at 7:03 p.m. and asked if anyone in the audience wished to comment. Hearing no comments or questions, the hearing was closed at 7:04 p.m.

Councilman Bach moved to adopt Local Law 5-2010 as follows; seconded by Councilman Collins:

Town of Aurora
Local Law 5-2010

A LOCAL LAW electing a retirement incentive program as authorized by Chapter 105, Laws of 2010 for the eligible employees of the Town of Aurora.

BE IT ENACTED by the Town Board of the Town of Aurora as follows:

1. The Town of Aurora hereby elects to provide all of its eligible employees with a retirement incentive program authorized by Chapter 105, Laws of 2010.
2. The commencement date of the retirement incentive program shall be September 1, 2010.
3. The open period, during which eligible employees may retire and receive the additional retirement benefits, shall be sixty (60) days in length.
4. The actuarial present value of the additional retirement benefits payable pursuant to the provisions of this local law shall be paid as one lump sum, or in five annual installments. The amount of the annual payment shall be determined by the Actuary of the New York State and Local Employees' Retirement system, and it shall be paid by the Town of Aurora for each employee who receives the retirement benefits payable under this local law.
5. This act shall take effect August 24, 2010.

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

Action #278
LL-5 adopted
- retirement
incentive

Councilman Bach moved to adopt the following resolution; seconded by Councilman Collins:

Resolution to Adopt the 2010 Retirement Incentive Program Part A

BE IT RESOLVED that the Town Board of the Town of Aurora does hereby elect to provide the benefits of Part A of Chapter 105 of the Laws of 2010, commencing on September 1, 2010 for all eligible employees who retire with an effective date of retirement set during the sixty (60) day period beginning with and immediately following the commencement date and who are otherwise eligible as specified by Part A of Chapter 105, Laws of 2010; and

BE IT FURTHER RESOLVED that the Town of Aurora will target the positions of Parks Maintenance Worker, Machine Equipment Operator, and Working Crew chief and will permit no more than two (2) employees to participate.

Action #279
Retirement
incentive Part
A benefits to
be offered to
select
employees.

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

2) Erie County Roads in Aurora

County Legislator John Mills and Deputy Highway Commissioner Gary Zawodzinski spoke to the board about the possibility of the Town taking over 4.35 miles of Grover Road that are currently owned and maintained by Erie County. Mr. Zawodzinski stated that the county is in the process of repairing Grover Road. David Gunner, Highway Superintendent, said there pros and cons to the proposal. He believes the Town would lose the revenue it currently receives for plowing Grover Road, but if the Town could add Emery Road from Center to Rt. 16 and Lewis Road from Emery Road to Darling Road to its plowing route it would recoup plowing money lost by taking over Grover Road. Mr. Zawodzinski stated that the three box culverts and one bridge on Grover would still be owned and maintained by the County and that the Town would get CHIPS funding if it took over Grover Road. He stated that the County would like an answer between now and the end of the year.

3) Southtowns Scenic By-Way

The Scenic By-Way committee is asking towns and villages along the By-Way to contribute towards the in-kind funds required for the grant that they've received for signage. Legislator Mills noted that the By-Way opens southern Erie County to more tourists and that the committee will orchestrate, with signage, what the towns and villages have to offer. Mr. Mills suggested that the Board invite Bob Lenarz to attend a work session to further explain the By-Way.

4) DPW/Highway Consolidation Study Committee

Supervisor Jeffe stated that the Village will be appointing committee members at their next meeting and the Town will appoint its choices at the 9/13/10 Town Board meeting.

5) Historian's request to attend conference

Councilman Collins moved to approve the request from Town Historian Robert Goller to attend the fall meeting of the Government Appointed Historians of Western New York State on September 25, 2010 at the Holiday Valley Conference Center in Ellicottville, NY. The \$25 registration fee and mileage reimbursement will be disbursed from A7510.404 Historian Expense and Travel. Councilwoman Friess seconded the motion.

Action #280
R. Goller to
attend
historians
meeting in
Ellicottville,
NY

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

6) Exercise Equipment Donation for Senior Center

Councilwoman Friess moved to accept the donation of a Nautilus exercise machine from Mr. Louis Rozanski, Linden Avenue, East Aurora, to be used at the Aurora Senior Center. Councilman Bach seconded the motion. Upon a vote being taken: ayes – four
noes – none Motion carried.

Action #281
Donation of
Nautilus
exercise
machine for Sr.
Center apprvd

7) Surplus Equipment from Senior Center

Senior Center Director, Donna Bodekor, is requesting to surplus a treadmill that no longer works due to a broken computer panel and refrigerator that needs a new compressor. Both items are at least 10 years old.

Councilman Bach moved to declare the following equipment as surplus and to dispose of each in an appropriate manner:

Image Treadmill (Town inventory #1804)

Victory (commercial) refrigerator (Town inventory #1812)

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

Action #282
Treadmill and
refrigerator
from Sr. Center
declared
surplus.

8) Assessor Request to Attend Seminar

The Town Assessor and Real Property Appraiser are requesting to attend the 2010 NYS Assessors' Association Meeting in Lake Placid, New York. The NYSAA will cover the cost for Assessor to attend and the Real Property Appraiser will pay his own way.

Councilwoman Friess moved to approve the request from Assessor Thelma Hornberger and Real Property Appraiser Roger Pigeon to attend the 2010 NYS Assessors' Association Meeting and Seminar in Lake Placid, NY on September 26-29, 2010, with no expense to the Town of Aurora. Councilman Bach seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #283
T. Hornberger
and R. Pigeon
to attend
NYSAA
meeting in
Lake Placid.

9) Rezoning 232 Ellicott Road

The owner of 232 Ellicott Road previously submitted an application requesting to have her property rezoned from agricultural to industrial. It was referred to the Planning Board who initially recommended the rezoning. The Town Board held a public hearing and, based on comments from the Erie County Department of Planning and neighboring property owners, sent the application back to the Planning Board for further review. At their August 5, 2010 meeting the Planning Board voted to recommend the rezoning of 232 Ellicott Road from agricultural to business 2, not agricultural to industrial. A letter to the Town Board from Planning Board Chairman Don Owens indicates that the property owner was agreeable with this recommendation. Prior to tonight's meeting, the property owner and her husband spoke via telephone with the Town Clerk and indicated that they wanted to stay with their original rezoning request of agricultural to industrial. Supervisor Jeffe stated that this item will be placed on the September 13, 2010 Town Board meeting agenda.

10) Three (3) Month Wind Energy Conversion System Moratorium

The Town is in the process of developing a Town Code that would regulate Wind Energy Conversion Systems in Aurora.

Councilman Collins moved to set Monday, September 13, 2010 at 7:00 p.m. at the Town Hall Auditorium, 300 Gleed Avenue, East Aurora, NY, as the date, time and place for a public hearing on a proposed local

law that would establish a three (3) month moratorium on Wind Energy Conversion Systems in the Town of Aurora. Councilman Bach seconded the motion. Upon a vote being taken: ayes – four noes – none
Motion carried.

Action #284
Public Hrg set
for 3 mo.
WECS
moratorium

11) Request to Purchase Saw for Highway Department

Quotes for a new hydraulic pole chain saw for the Town's basket truck were received from:
Linemen's Supply, Inc. \$1,299
Versalift East \$1,338
Woodcutters Headquarters was asked to bid, but did not respond.

Councilwoman Friess moved to approve the purchase of a new Stanley hydraulic pole chain saw Model #CS28811 from Linemen's Supply, PO Box 1690, 30 Travis Avenue, Binghamton, NY, for \$1,299. Funds will be disbursed from DB5110.433 Highway Materials and Supplies. Councilman Bach seconded the motion. Upon a vote being taken: ayes – four noes – none
Motion carried.

Action #285
Purchase of
hydraulic chain
saw for basket
truck approved.

12) Formation of Special Districts for Reed Hill (Jewett Holmwood Subdivision)

The Board discussed the special districts that will or may be involved if the Reed Hill (formerly called Jewett Holmwood) Subdivision is granted approval. They include lighting, drainage, sewer, water and sidewalk districts. The Board will continue to review these issues.

13) Abstract of Claims

The August 24, 2010 Abstract of Claims, consisting of vouchers numbered 1610 through 1704, was presented to the Board for audit and authorization of payment from the following funds:

General	\$ 56,392.70
Part Town	27.34
Highway	142,591.82
Enterprise (Gleed)	23,848.95
Capital	5,220.00
Trust & Agency	4,883.25
Trust & Agency 2	27,014.35
Special Districts	<u>881.68</u>
Grand Total Abstract	\$260,860.09

Councilwoman Friess moved to approve the August 24, 2010 Abstract of Claims as presented and to authorize payment of same. Councilman Bach seconded the motion. Upon a vote being taken: ayes – four noes - none
Motion carried.

Action #286
8/24/10
Abstract of
Claims aprvd.

Councilman Bach moved to enter into executive session to discuss pending CSEA Union negotiations, with no action to be taken during the session. Councilman Collins seconded the motion. Upon a vote being taken: ayes – four noes – none
Motion carried.

Action #287
Board enters
exec session

Councilman Collins moved to come out of executive session and adjourn the meeting; seconded by Councilwoman Friess. Upon a vote being taken: ayes – four noes – none
Motion carried.

Action #288
Board exits
exec session
and adjourns