

October 11, 2011

A meeting of the Town Board of the Town of Aurora took place on Tuesday, October 11, 2011, at 7:00 p.m. in the Town Hall Auditorium, 300 Gleed Avenue, East Aurora, New York.

Members Present:	Jolene M. Jeffe	Supervisor
	Susan A. Friess	Councilwoman
	James J. Bach	Councilman
	James F. Collins	Councilman
	Jeffrey T. Harris	Councilman
Others Present:	Ronald P. Bennett	Town Attorney
	William Adams	Planning Board member
	Ronald Krowka	Chief of Police

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

Councilwoman Friess moved to approve the September 26, 2011 Special Town Board meeting minutes; seconded by Councilman Collins. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #276
9/26/11 Spec.
meeting minutes
aprvd.

Councilwoman Friess moved to approve the September 26, 2011 Town Board meeting minutes; seconded by Councilman Harris. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #277
9/26/11 Town
Brd meeting
minutes aprvd.

AUDIENCE I:

Marion Dombrowski, Jewett Holmwood Road, thanked the Board for the work they've done regarding the Reed Hill Subdivision, and also noted the loss of woodland habitat, the potential for erosion along the creek bank and the imminent danger of accidents at the intersection of Jewett Holmwood Road, Route 20A and the new entrance to the subdivision.

Melissa Dispensa, Quaker Road, thanked the Board and asked why the subdivision entrance was still hidden and noted that 100% of the people who spoke at the Reed Hill Subdivision public hearing on 9/16/11 were against the location of the entrance to the subdivision.

NEW BUSINESS:

Councilman Bach moved to authorize the Supervisor to sign an agreement with Charles Snyder, 459 Snyder Road, East Aurora, whereby Mr. Snyder will act as an Owner's Representative and Project Coordinator for the renovation/reconstruction project at 300 Gleed Avenue for a lump sum fee of \$5,000. Councilman Collins seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #278
Agreement
with Chas.
Snyder as
owner rep. for
Gleed
renovation
aprvd.

Councilwoman Friess moved to authorize the Supervisor to sign an agreement with Richard Glover, 118 The Meadow, East Aurora, whereby Mr. Glover will act as an Owner's Representative and Project Coordinator for the renovation/reconstruction project at 300 Gleed Avenue for a lump sum fee of \$5,000. Councilman Bach seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #279
Agreement
with Dick
Glover as
owner rep. for
Gleed
renovation
aprvd.

Councilman Collins moved to amend the agenda to remove item 6B- Set Budget Review work session and to add items 6F – Review Tentative Budget and 6G – Tentative Budget Amendments. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #280
Items added
to agenda.

Councilwoman Friess moved to add item 5L – Donation to Historian for digitizing – to the agenda; seconded by Councilman Bach. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #281
Additional item added to agenda.

Councilman Collins moved to approve the following budget transfers due to shortages in the accounts receiving the funds:

From: DB5142.140 Highway – Snow Town	\$16.00
DB5148.140 Highway – Snow Other Govt.	\$16.00
To: DB5140.140 Highway – Overtime	\$32.00
From: DB5142.140 Highway – Snow Town	\$1,403.22
DB5148.140 Highway – Snow Other Govt.	\$1,403.22
To: DB5110.140 Highway – Gen. Repair Overtime	\$2,806.44
From: DB5110.401.1 Hwy. – Fuel to Other Agencies	\$1,146.52
To: DB5110.401 Highway – Fuel and Oil	\$1,146.52
From: DB5110.413 General Repairs – Rental Equip.	\$97.94
To: DB5110.433 General Repairs – Materials	\$97.94
From: S5 8120.402 Sewer Dist. 1 – Repairs	\$2,763.52
To: S5 8120.102 Sewer Dist. 1 – Payroll	\$2,763.52

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

Action #282
Highway budget transfer apvd.

Item 5D – Request to purchase mower – was tabled until the 10/24/11 meeting.

Councilman Bach moved to approve the purchase of a BW Gas Alert Max XTII Portable Detector from DiVAL Safety Equipment, Inc., 1721 Niagara Street, Buffalo, NY, in the amount of \$845.00. The cost will be split between the Town operated water districts. Councilman Harris seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #283
Purchase of gas alert detector apvd.

Councilman Harris moved to approve the request from Patrick Blizniak and William Kramer to attend the Niagara Frontier Building Officials Conference on January 23-25, 2012 in Buffalo, NY. The \$275.00 per member cost (plus mileage) will be disbursed from 2012 budget line A3620.404. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #284
P. Blizniak & W. Kramer auth. to attend 2012 conference.

Councilman Bach moved to authorize the Supervisor to sign a three-year lease extension with Windham Professionals, 300 Gleed Avenue, East Aurora, NY. Councilman Collins seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #285
Supv. authorized to sign Lease extension with Windham (at Gleed).

Councilwoman Friess moved to approve a rate increase for lifeguards Grace DeSantis and Holly Jackson from \$7.35 to \$7.60, effective 10/12/11, due to their completion of the American Red Cross Water Safety Instructor course. Councilman Harris seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #286
Rates for 2 lifeguards increased.

Councilman Collins moved to set a public hearing on the Town's 2012 Preliminary Operating Budget for 7:00 p.m., Monday, October 24, 2011 at the Town Auditorium, 300 Gleed Avenue, East Aurora, NY. Councilman Bach seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #287
Public hearing for 2012 Prelim Budget set

Councilwoman Friess moved to authorize the Supervisor to sign a Polling Location Lease Agreement with the Erie County Board of Elections (BOE), whereby the BOE will use the Aurora Senior Center and the Aurora Highway Garage as polling locations on September 13, 2011 and November 8, 2011. Councilman Bach seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #288
Supv. auth to sign polling place use agreement.

Councilman Harris moved to approve the request from Highway Superintendent David Gunner to surplus the following equipment and authorized the sale of the surplus items via on-line auction:

<u>Highway Department Equipment</u>	<u>Town Property ID#</u>
Hand-held Scanner	0298
Echo Weed-Whacker	1208
Echo Weed-Whacker	no #
(3) National Air Seats	no #

<u>Highway Administration/Parks Equipment</u>	
Calculator	0699
RadioShack answering machine	no #
Smith Corona Typewriter	0700
Home-Lite lawnmower	1533
John Deere Chainsaw	0654
Poulan Chainsaw	no #
Echo Blower	1506
Echo Weed-Whacker	1509
Echo Weed-Whacker	1508
E-V Vac Leaf Vacuum	0473
B&D Grinder	0656
Cub Cadet Mower	2086

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

Action #289
Highway/Parks items declared surplus.

Councilman Bach moved to accept a \$1,000 donation from Geoff Gunner of Badger and Gunner Insurance Co. to be deposited into TA 1000.0084 for digitization of newspapers from the Historian's collection. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #290
\$1000 donation for historian digitization project accepted

UNFINISHED BUSINESS:

The Board reviewed Part II – Impact Assessment of the SEQR Short Environmental Assessment Form for the Aurora Library Roof project and found no significant adverse environmental impacts.

Supervisor Jeffe moved to issue a negative declaration for purposes of SEQR for the Aurora Library Roof project. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #291
Neg. Declaration issued for Library roof project.

Councilman Bach moved to authorize the Supervisor to sign and submit an application to the Erie County Community Development Block Grant (ECCDBG) program for the following project:

Action #292
Supv. auth to
sign & submit
CDBG appl.

1) Continuation of the Rural Transit Service, Inc. program and to authorize the Supervisor to execute contracts for the project upon approval from the ECCDBG. Councilman Harris seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

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

**RESOLUTION ADOPTING FINAL PLAT OF
REED HILL SUBDIVISION**

WHEREAS, Jewett Holmwood LLC (hereinafter referred to as the “Applicant”), has applied for final plat approval for the subdivision of property for one-family residences located on Jewett Holmwood Road in the Town of Aurora, and

WHEREAS, pursuant to Section 99-7 of the Town of Aurora Code, a preliminary plat was previously submitted and approved by the Town Board, and

WHEREAS, the applicant has applied for approval of a final plat pursuant to Section 99-8 of the Town Code, and

WHEREAS, in compliance with Section 99-8(A), the applicant has complied with the terms and provisions of the said section, and

WHEREAS, the Town of Aurora Planning Board has submitted its report of recommendations in writing to the Town Board regarding approval of the final plan, and

WHEREAS, the Town Board has received various traffic studies submitted by the applicant, and has also received communication from Erie County’s Traffic Safety Engineer who has reviewed those reports and has concluded that the access road location is acceptable, which representations the Town Board has relied upon in consideration of the final plat approval, and

WHEREAS, on September 26, 2011, the Town Board held a public hearing on the final plat, at which time the Applicant submitted an Affidavit stating the names and addresses as notified by certified mail, return receipt requested, of each owner of property within 500 feet of any boundary of the subdivision, and

WHEREAS, pursuant to Section 99-8(E) of the Town of Aurora Code, the approval of the final subdivision plat shall expire two (2) years after the date of the Resolution granting conditional approval unless all requirements have been completed as provided by the said section, and

WHEREAS, no final approval will be endorsed on the plat until a review has indicated all requirements of the Resolution have been met, and

WHEREAS, the approval of the final plat is conditioned and based upon all of the documents submitted by the Applicant and others incorporated into this Resolution by reference.

NOW, THEREFORE, be it

RESOLVED, the Town Board of the Town of Aurora does hereby grant approval of the final plat submitted by Jewett Holmwood LLC for the Reed Hill Subdivision (formerly known as Jewett Holmwood Subdivision), subject to the terms, provisions and conditions set forth by the Town Board, and be it further

RESOLVED, that there shall be compliance with all terms, provisions and conditions set fourth herein or included by reference for this final plat approval, and be it further

RESOLVED, upon review by the appropriate officers of the Town, the Town Board shall endorse approval on the plat after all conditions of the Resolution have been satisfied and all improvements satisfactorily completed or bonded, and be it further

RESOLVED, it shall be the responsibility of the Applicant to file the final plat in the Erie County Clerk's office within sixty (60) days of the date of signature and to provide a copy of the filed plat to the Town Clerk.

Action #293
Reed Hill
Subdivision
Final Plat
approved.

Upon a roll call vote:

Councilman Harris – aye; Councilwoman Friess – aye; Councilman Bach – abstain; Councilman Collins – aye; Supervisor Jeffe – aye
Ayes – four Noes – none Abstain - one

Duly adopted this 11th day of October, 2011.

* * * * *

Councilwoman Friess moved to approve the application from Jewett Holmwood LLC (Peter Sorgi, manager/attorney), 9 Olean Street, East Aurora, NY, for a permit to construct public improvements (PIP) – pavement, storm sewer and water line – for the Reed Hill Subdivision, Jewett Holmwood Road, East Aurora, NY, contingent upon receipt of a performance bond from the developer. Councilman Harris seconded the motion.

Action #294
Reed Hill
Subdivision
PIP
application
approved.

Upon a vote being taken: ayes – four noes – none abstain – one (Bach)
Motion carried.

Supervisor Jeffe stated that the 2012 Budget will be under the tax cap calculation, noting that the South Wales and West Falls fire district budgets are not included in the calculation. Jeffe said the General Fund has a 2% increase; Part-Town Fund has an 8.8% increase; and the Highway Fund remains flat.

Councilman Bach moved to approve the following amendments to the 2012 Tentative Budget:

Action #295
2012
Tentative
Budget
amendments
approved.

Tax Items

A1081 Payments in Lieu of Taxes will change from \$22,000 to \$15,000

Departmental Income

A2025.1 Knox Farm Fields Permits will change from \$1,000 to \$2,000

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

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

- Recreation – August and September 2011 Reports
- EAPD – September 2011 Report
- Assessor - September 2011 Report
- Town Clerk - September 2011 Report
- Dog Control - September 2011 Report

- Building Department - September 2011 Report
- Tax Receiver - September 2011 Report

BOARD MEMBERS/LIAISON UPDATES:

Councilwoman Friess stated she had attended a meeting for Sewer Dist. 8 and also met with a resident regarding Major Park fencing.

Councilman Bach stated he had attended the Town of Wales Public Hearing on the proposed Reiter Road compressor station, noting that the public's main concern is noise from the compressors.

Councilman Collins stated he is working with the Supervisor and the State regarding Workers Compensation Insurance.

Supervisor Jeffe stated she attended the retirement party for Porter Lewis (Going Places van driver) and the Erie County Town Clerks October meeting.

AUDIENCE II:

Jim Rifel, Jewett Holmwood Road, thanked the Board, Bryan Smith and Pat Blizniak for their assistance in getting National Fuel to set their gas line deeper so that Erie County can install a minimum 24" drainage pipe to help alleviate water issues on his property.

STAFF REPORTS:

Police Chief Ron Krowka stated that car-deer accidents are on the up-swing and asked everyone to drive carefully.

The October 11, 2011 Abstract of Claims, consisting of vouchers numbered 1887 to 1969, was presented to the Board for audit and authorization of payment from the following funds:

General	\$ 26,686.84
Part Town	278.85
Highway	4,971.30
Enterprise/Gleed	929.00
Gleed Renovations	21,203.29
Special Districts	<u>55,734.54</u>
Grand Total Abstract	\$109,803.82

Councilman Bach moved to approve the October 11, 2011 Abstract of Claims and to authorize payment of same. Councilman Harris seconded the motion. Upon a vote being taken: ayes – five noes – none
Motion carried.

Action #296
10/11/11
Abstract of
Claims aprvd

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

Action #297
Meeting
adjourned.

Martha L. Librock
Town Clerk