

December 28, 2020

A meeting of the Town Board of the Town of Aurora took place on Monday, December 28, 2020 at 7:00 p.m. Due to the coronavirus/Covid19 pandemic, tonight's meeting was live-streamed via Zoom and YouTube in accordance with NYS Executive Order 202.1 – *Suspension of law allowing the attendance of meetings telephonically or similar service: Article 7 of the Public Officers Law, to the extent necessary to permit any public body to meet and take such action authorized by the law without permitting public in-person access to meetings and authorizing such meetings to be held remotely by conference call or similar service, provided that the public has the ability to view or listen to such proceeding and that such meetings are recorded and later transcribed.*

Members in attendance: (via Zoom)	Jolene M. Jeffe Susan A. Friess Luke Wochensky James J. Bach	Councilwoman Councilwoman Councilman Supervisor
Absent/Excused:	Charles D. Snyder	Councilman
Others in attendance: (via Zoom or phone)	Ronald Bennett Martha Libroek Elizabeth Cassidy Tony Rosati Joseph Wetzel Chris Musshafen	Town Attorney Town Clerk Asst. Code Enforcement Officer Zoning Board member GHD/Engineer Recreation/Aquatics Director

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

Councilman Wochensky moved to approve the minutes of the December 14, 2020 Town Board meeting; seconded by Councilwoman Friess. Upon a vote being taken: ayes – four noes – none Motion carried.	Action #399 12/14/20 mtg min aprvd
--	--

AUDIENCE I:

Bob Aronica, Boies Road, spoke about the holiday light show that is occurring at 1840 Boies Road daily from 5 p.m. to 9 p.m. (Item 6D on tonight's meeting agenda.) Mr. Aronica stated the flashing lights shine into his house. Mr. Aronica went on to talk about the traffic and unsafe conditions generated by the light show. He said that he presented a petition from nearby residents requesting that the Town address the issues noted in the petition.

Brian Segulin and Virginia Miori, Boies Road, stated that the cars parked along the road are a safety issue.

Michael Bojanowski, owner/resident at 1840 Boies Road, stated it is a beautiful show and that the neighbor issues go beyond the holiday light show.

Frank Cerny, Walnut Street, E. Aurora, stated there is a need to listen to the legitimacy of the concerns and they should be dealt with in a reasonable way.

Cheryl Engasser, Boies Road, property owner next to 1840 Boies, stated her tenants at that location do not have a problem with the light show.

UNFINISHED BUSINESS:

Councilwoman Friess moved to approve, and authorize the Supervisor to sign, Change Order No. 36 from Telco Construction to add a millwork gate in the Building Department and rework the handicap access part of the Town Clerk's reception counter. Material and labor: \$1,602.00.	Action #400 Telco change order no. 36 for gate and counter work aprvd
--	--

- Original Contract \$3,677,000.00
- Net change by previous change order(s) 558,927.00
- Contract sum prior to this change order 4,235,927.00
- Amount of this change order (No. 36) 1,602.00
- New contract sum including this change order \$4,237,529.00

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

Councilman Wochensky moved to approve final payment to Fontanese Folts Aubrecht Ernst Architects, P.C., 6395 W. Quaker Street, Orchard Park, NY, in the amount of \$49,388.60 as final payment for architectural services rendered for the Aurora Municipal Center project. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – three abstain – one (Jeffe) noes – none Motion carried.

Action #401
FFAE final
payment for
AMC project
aprvd.

NEW BUSINESS:

Councilwoman Jeffe moved to amend tonight’s agenda by adding Items 6H – Senior Center donation and 6I – Vacation carry-over. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #402
Items 6H & I
added to
agenda

Councilwoman Friess moved to approve the following budget transfer to correct an overdrawn budget line:

From: A6772.114 PT Recreation personnel \$2,367.00
To: A7020.110 Recreation Supervisor \$2,367.00

Action #403
Budget trans
aprvd for Rec

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

Councilman Wochensky moved to adopt the following resolution; seconded by Councilwoman Friess:

RESOLUTION DIRECTING THE TOWN ASSESSOR, PURSUANT TO NYS GOVERNOR’S EXECUTIVE ORDER 202.83 CONTINUING TEMPORARY SUSPENSION AND MODIFICATION OF LAWS RELATING TO THE PANDEMIC DISASTER EMERGENCY, SPECIFICALLY AS IT PERTAINS TO SENIOR AND DISABILITY EXEMPTIONS, SECTION 467 AND 459C OF THE REAL PROPERTY TAX LAW, TO GRANT EXEMPTIONS ON THE 2021 ASSESSMENT ROLL TO ALL PROPERTY OWNERS WHO RECEIVED THAT EXEMPTION ON THE 2020 ASSESSMENT ROLL, THEREBY DISPENSING WITH THE NEED FOR RENEWAL APPLICATIONS FROM SUCH PERSONS, AND FURTHER DISPENSING WITH THE REQUIREMENT FOR ASSESSORS TO MAIL RENEWAL APPLICATIONS TO SUCH PERSONS

WHEREAS, on March 7, 2020, Andrew M. Cuomo, Governor of the State of New York issued Executive Order Number 202, declaring a State disaster emergency for the entire State of New York; and

WHEREAS, on December 18, 2020, the Governor issued Executive Order 202.83, a portion of which includes a local option pertaining to Senior Citizens’ and Persons with Disabilities’ partial property tax exemption, Subdivisions 7, 7-a and 8 of Section 459-c of the Real Property Tax Law (Partial Tax Exemption for Persons with Disabilities), and Subdivisions 5, 5-a, 5-b, 5-c and 6 of Section 467 of the Real Property Tax Law (Partial Tax Exemption for Low Income Senior Citizens), to the extent necessary to permit the governing body of an assessing unit to adopt a resolution directing the assessor to grant exemptions pursuant to such section on the 2021 assessment roll to all property owners who received either of those exemptions on the 2020 assessment roll, unless there has been a change in status that would no longer qualify the homeowner, dispensing with the need for renewal applications from such

persons, and further dispensing with the requirement for assessors to mail renewal applications to such persons; and

WHEREAS, the Town is desirous to adopt such resolution while also allowing the assessor to require a renewal application to be filed when the assessor has reason to believe that an owner who qualified for the exemption on the 2020 assessment roll may have since changed primary residence, added another owner to the deed, transferred the property to a new owner, or died;

NOW, THEREFORE, BE IT RESOLVED, the Town Board of the Town of Aurora directs the Town Assessor, pursuant to the NYS Governor's Executive Order 202.83 Continuing Temporary Suspension and Modification of Laws relating to the pandemic disaster emergency, specifically as it pertains to Senior and Disability Exemptions, Section 467 and 459c of the Real Property Tax Law, to grant exemptions on the 2021 Assessment Roll to all property owners who received that exemption on the 2020 Assessment Roll, except in the case that there is a change of status that would no longer qualify the homeowner, thereby dispensing with the need for renewal applications from such persons, and further dispensing with the requirement for assessors to mail renewal applications to such persons.

Action #404
Exemption
resolution re:
how assessor
grants
exemptions for
2021 Tax Roll

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

Councilwoman Jeffe moved to extend all current Town appointments to the January 11, 2021 Organizational meeting. Councilman Wochensky seconded the motion.

Action #405
2020 Town
appointments
extended to
1/11/2021

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

Supervisor Bach stated that when he first spoke with Mr. Aronica regarding the holiday light display at 1840 Boies Road, he noted the property owners are doing nothing against the Town Code and suggested Mr. Aronica present a petition to the Town Board as to what the neighboring residents are looking for from the Town. Mr. Bach he wanted to go on record that his towing company is on the Erie County bid list and the AAA list and did winch several cars out of the ditch on Boies Road. The Town needs to take a hard look at the safety aspects surrounding the light show.

Councilman Wochensky stated there is no violation of Town Code, but safety is a concern. He noted he is hesitant to amend the Town Code.

Assistant Code Enforcement Officer Liz Cassidy stated that the sections of Town Code referenced in the petition do not apply to this situation.

Councilwoman Friess asked when does this become an event, rather than just a display of lights. A solution needs to be found to mitigate the issues. Mrs. Friess suggested the Planning Board might be able to investigate further.

Councilwoman Jeffe stated it might be worth a conversation about an event code, which was discussed several years ago.

Councilman Wochensky stated he would like to see the Town Board take on finding a solution before sending it to the Planning Board.

Supervisor Bach noted that the Town Board will continue this discussion.

Councilwoman Jeffe moved to approve the following Recreation Department and EAST Coach pay rate schedules effective 12/31/2020, when the NYS Minimum wage increases from \$11.80 to \$12.50 per hour:

<u>Recreation:</u>	<u>Yr1</u>	<u>Yr2</u>	<u>Yr3</u>	<u>Yr4</u>	<u>Yr5</u>	<u>Yr6</u>
Recreation Attendants, Sports, Program Assistants, Day Camp,						
Tennis - Junior (HS)	12.50	12.75	13.00	13.25	13.50	13.75
- Senior (other)	12.60	12.85	13.10	13.35	13.60	13.85
STAR/ Theater / Best of Broadway	12.60	12.85	13.10	13.35	13.60	13.85
Lifeguards	12.80	13.05	13.30	13.55	13.80	14.05
Certified Water Safety Instructors (only when teaching)	13.80	14.05	14.30	14.55	14.80	15.05
Day Camp Counselors (college age) / Excl. Little (college age) /STAR(college age)						
Track /Tennis Coach (college age)	12.70	12.95	13.20	13.45	13.70	13.95
Head Lifeguards / Adult Supervisors/ Tennis Head Coach	14.05	14.30	14.55	14.80	15.05	15.30
Swim Lesson Coordinator/ Facility Manager	14.80	15.05	15.30	15.55	15.80	16.05
Day Camp Program Coordinator	14.05	14.30	14.55	14.80	15.05	15.30
Exclusively Little Teacher	13.80	14.05	14.30	14.55	14.80	15.05

EAST Coaches:

	<u>Yr1</u>	<u>Yr2</u>	<u>Yr3</u>	<u>Yr4</u>	<u>Yr5</u>	<u>Yr6</u>	<u>Yr7</u>
Adult Coach (no college swim experience)	13.30	13.40	13.50	13.60	13.70	13.80	13.90
Adult Coach (college swim experience)	13.80	13.90	14.00	14.10	14.20	14.30	14.40

Number of Assistances: added to years – meet entries, parent communication, etc.	<u>1</u>	<u>2</u>	<u>3</u>	<u>4</u>	<u>5</u>
	\$0.15	\$0.30	\$0.45	\$0.60	\$0.75

Action #406
 2021 Rec &
 EAST rate
 schedules
 aprvd

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

Councilman Wochensky moved to approve the wage increases for Recreation employees based on the 2021 pay rate chart:

<u>Name</u>	<u>Civil Service Title</u>	<u>Current Rate</u>	<u>New Rate</u>
Aures, Kathryn	Rec. Attendant PT	\$12.65	\$13.35
Bedard, Michelle	Rec. Attendant PT	\$12.65	\$13.35
Biggs, Audrey	Rec. Attendant PT	\$12.00	\$12.70
Biggs, Oliver	Rec. Attendant PT	\$12.75	\$13.45
Boyle, Margaret	Lifeguard PT	\$12.10	\$12.80
Boyle, Sarah	Lifeguard PT/EAST coach	\$12.60	\$13.30/13.40
Brod, Parker	Lifeguard PT	\$12.60	\$13.30
Brophy, Ella	Lifeguard PT	\$12.35	\$13.05
Cich, Charles	Lifeguard PT/WS instructor	\$12.35/13.10	\$13.05/13.80
Cosgrove, Finnian	Lifeguard PT	\$12.60	\$13.30
Davidson, Anna	Lifeguard RPT/EAST Coach	\$14.70	\$15.50
Dixon, Alissa	Rec. Attendant PT	\$12.25	\$12.95

Drozdowski, Jessica	Lifeguard PT	\$12.10	\$12.80
Egloff, Ethan	Lifeguard PT	\$12.10	\$12.80
Harper, Macuen	Lifeguard PT	\$12.10	\$12.80
Healy, Zach	Lifeguard PT/EAST Coach	\$14.20	\$14.90
Felton, Tess	Lifeguard RPT/EAST Coach	\$14.10	\$14.80
Fee, Dylan	Rec. Attendant PT	\$11.90	\$12.60
Goergen, Katrina	Lifeguard PT/WS instructor	\$12.10/13.10	\$12.80/13.80
Guest, Kaela	Rec. Attendant PT	\$12.25	\$12.95
Herr, William	Lifeguard PT/WS instructor	\$12.35/13.10	\$13.05/13.80
Hyman, Minh	Rec. Attendant PT	\$12.50	\$13.20
Kitson, Jayson	Lifeguard PT	\$12.35	\$13.05
Kloc, Caroline	Lifeguard PT	\$12.10	\$12.80
Kwitek, Grace	Lifeguard PT/WS instructor	\$12.35/13.10	\$13.05/13.80
McCarrison, Kala	Lifeguard RPT/EAST Coach	\$14.30	\$15.00
Montgomery, Nick	Rec. Attendant PT	\$12.75	\$13.45
Murnock, Kevin	Lifeguard PT/EAST Coach	\$12.90/12.85	\$13.60/13.55
“ “	Facility Manager	\$13.25	\$14.05
Nigro, Francis	Rec. Attendant PT	\$13.50	\$14.30
Rignel, Dean	Lifeguard PT	\$12.35	\$13.05
Schweikhard, Daniel	Lifeguard PT/swim lesson supv	\$14.25	\$15.05
Slater, Josey	Lifeguard PT	\$12.35	\$13.05
Tent, Meaghan	Rec. Attendant PT	\$13.75	\$14.45
Tent, Molly	Rec. Attendant PT	\$13.25	\$14.05
Trometer, Josh	Lifeguard PT	\$12.10	\$12.80
Vanner, Cate	Lifeguard PT	\$12.60	\$13.30
Wangelin, Charles	Lifeguard PT/WS instructor	\$12.35/13.10	\$13.05/13.80
Wasner, Madeline	Rec. Attendant PT	\$11.80	\$12.50
Zagobelny, Paula	Lifeguard RPT/EAST Coach	\$14.60	\$15.30

PT=part time RPT=regular part time WS=water safety

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

Action #407
 Pay rate
 increases for
 rec attendants
 & lifeguards
 aprvd

Councilman Wochensky moved to approve the proposal from Southtown Audio Video, 75 Lake Street, Hamburg, NY, to install a connection for the AMC meeting room microphones to a laptop at a cost of \$1,126.25. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #408
 SoTwn audio
 microphone
 proposal aprvd

Councilwoman Friess moved to accept a \$500 donation from the Lillian Morgan of East Aurora and deposit it to TA1000.0090 Senior Center donations. Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes - four noes – none Motion carried.

Action #409
 \$500 donation
 to SrCtr aprvd

Councilwoman Jeffe moved to approve the request from Code Enforcement Officer William Kramer to carry over four (4) vacation days from 2020 to be used in January 2021. Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – four noes - none Motion carried.

Action #410
 B. Kramer to
 carry over 4
 vacation days

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

- Recreation Director – December 2020 report

BUSINESS FROM BOARD MEMBERS AND LIAISONS:

Councilman Wochensky asked what the issue was with a proposed sign for West Falls. Councilwoman Jeffe responded that a NYSDOT permit needs to be completed and submitted. Mrs. Jeffe also stated that she spoke with Police Chief Krieger and he stated they will rotate West Falls into the mix when they start using the mobile speed limit sign.

Supervisor Bach wished everyone a Happy New Year.

AUDIENCE II:

Bob Aronica, Boies Road, spoke again about the holiday light display on Boies Road.

Tony Rosati noted that the first meeting of the Village Board in 2021 will be on Tuesday, January 19.

STAFF REPORTS:

Chris Musshafen stated that the Recreation Department is looking forward to 2021 and getting back into programs.

ABSTRACT OF CLAIMS:

The Abstract of Claims dated December 28, 2020 consisting of vouchers numbered 1464 to 1494, and P-Card voucher 1495, was presented to the Board for audit and authorization of payment from the following funds:

General	\$ 21,589.75
Highway (DB)	13,091.22
Capital/H5	24,676.00
Capital/H7	209.15
Special Districts	<u>56,276.71</u>
Grand Total Abstract	\$115,842.83

Councilman Wochensky moved to approve the December 28, 2020 Abstract of Claims and authorize payment of same. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – four
noes – none Motion carried.

Action #411
12/28/20
Abstract of
Claims aprvd

Councilwoman Jeffe moved to adjourn at 8:05 p.m.; seconded by Councilwoman Friess. Upon a vote being taken: ayes – four
noes – none Motion carried.

Action #412
Meeting
adjourned

Martha L. Librock
Town Clerk