

October 7, 2013

A meeting of the Town Board of the Town of Aurora took place on Monday, October 7, 2013, at 7:00 p.m. in the Town Hall Auditorium, 300 Glead Avenue, East Aurora, New York.

Members Present:	Susan A. Friess James F. Collins Jeffrey T. Harris Jolene M. Jeffe	Councilwoman Councilman Councilman Supervisor
Absent/Excused:	James J. Bach	Councilman
Others Present:	Ronald Bennett Patrick Blizniak Charles Snyder William Adams David Gunner Donna Bodekor	Town Attorney Superintendent of Building Planning Board Planning Board Highway Superintendent Senior Center Director

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

The first item on the agenda was a PUBLIC HEARING on the use of Federal Community Development funds also know as Community Development Block Grant (CDBG). The notice was published and posted as noted by the Affidavits of Publication and Posting. Supervisor Jeffe opened the hearing at 7:03pm and asked if anyone in the audience wished to address this topic. Hearing no one, the public hearing was closed at 7:04pm.

The next item on the agenda was a PUBLIC HEARING on Local Law Intro 2-2013, a local law that amends Chapter 113 Section 113-34 regarding penalty for late water payments. The notice was published and posted as noted by the Affidavits of Publication and Posting. Supervisor Jeffe opened the hearing at 7:05pm and asked if anyone in the audience wished to address this topic. Hearing no one, the public hearing was closed at 7:06pm.

Councilwoman Friess moved to approve the minutes of the September 17, 2013 budget work session; seconded by Councilman Harris. Upon a vote being taken: ayes – four noes – none Motion carried. Action #330 9/17/13 budget work sess min aprvd.

Councilman Harris moved to approve the minutes of the September 17, 2013 work session; seconded by Councilman Collins. Upon a vote being taken: ayes – four noes – none Motion carried. Action #331 9/17/13 work sess min aprvd

Councilman Collins moved to approve the minutes of the September 23, 2013 Town Board meeting; seconded by Councilwoman Friess. Upon a vote being taken: ayes – four noes – none Motion carried. Action #332 9/23/13 Twn Brd meeting min aprvd

AUDIENCE I: none

UNFINISHED BUSINESS:

Councilwoman Friess moved to adopt the following resolution for a Local Law regarding rezoning 992 Olean Road; seconded by Councilman Collins:

RESOLUTION TO SET A PUBLIC HEARING

WHEREAS, Local Law Intro. No. 3-2013 has been introduced to the Town Board on October 7, 2013, and

WHEREAS, such Local Law proposes an amendment to the Codes of the Town of Aurora by amending the Zoning Map, and

WHEREAS, Municipal Home Rule Law Section 20(5) requires a public hearing upon five (5) days notice, and

WHEREAS, Municipal Home Rule Law Section 20(4) provides that no such local law shall be passed until it shall have then in its forum and upon the desks or table of the members at least seven (7) calendar days, exclusive of Sunday, prior to its final passage or mailed to each of them in post-paid properly addressed and secured closed envelopes or wrappers in a post box of a post office of the United States Post Office Department within the local government at least ten (10) calendar days, exclusive of Sunday, prior to its passage,

NOW, THEREFORE, BE IT

RESOLVED, that a public hearing on such Local Law shall be held on the 28th day of October, 2013 at 7:00 p.m., at the Town of Aurora Town Hall located at 300 Gleed Avenue, East Aurora, New York for the purpose of conducting a public hearing to consider proposed Local Law Intro. No. 3-2013, and be it further

Action #333
Public hearing
set for LL re:
rezoning 992
Olean Rd.

RESOLVED, that the Town Clerk is hereby directed to publish a notice of said public hearing in the East Aurora Advertiser.

Upon a vote being taken: ayes – four noes – none
Duly adopted this 7th day of October, 2013.

* * * * *

Councilman Harris moved to authorize the Supervisor to sign, submit and execute contracts with the Erie County Community Development Block Grant (ECCDBG) program for the following projects upon approval of the ECCDBG:

- 1) Aurora Senior Center Programming, Building Improvements and Generator
- 2) Continuation of the Rural Transit Service, Inc. program

Councilwoman Friess seconded the motion.

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

Action #334
Supv. auth to
sign & submit
CDBG
application.

NEW BUSINESS:

Councilman Harris moved to accept the bids from Auctions International for the sale of the following equipment previously declared surplus:

1992 Ford L9000 dump truck	\$4,550.00
Briggs & Stratton Leaf Blower	260.00

Councilman Collins seconded the motion. Upon a vote being taken:

ayes – four noes – none

Motion carried.

Action #335
Auction bid
results accepted
(hwy equip)

Councilwoman Friess moved to add the following to the 2014 Erie County Tax Rolls, in accordance with Town Law Article 12 Section 198, for non-payment of water bills; seconded by Councilman Harris:

<u>Property Owner</u>	<u>Billing Customer</u>	<u>Service Address</u>	<u>Billing Source and Amount</u>
Julie Adrien	Jerry S. Ellis	468 Jewett Holmwood Rd. East Aurora, NY 14052 SBL# 174.00-2-30.21	ECWA \$157.05
Steven Hochwald	Michael C. Penfold	1304 Sweet Road East Aurora, NY 14052 SBL#175.00-4-21	ECWA \$91.15
Joseph Warmus Mary Jane Warmus	Eric C. Eldridge	1680 Mill Road East Aurora, NY 14052 SBL#186.00-3-12.1	ECWA \$105.31
Sunny Sollutions LLC	Wassim Issa Sunny Solutions LLC	7000 Davis Road West Falls, NY 14170 SBL#199.00-4-32	ECWA \$254.11
Michael Mawk Kimberly Mawk	Same	43 Manchester Road East Aurora, NY 14052 SBL#186.01-1-26	ECWA \$178.58
Dennis Hirschfelt Nichole Hirschfelt	Justin Muise	1455 Center Street East Aurora, NY 14052 SBL#187.00-4-24	ECWA \$124.88
Terry White	Laura Clark	2171 Center Street East Aurora, NY 14052 SBL#200.00-1-14	ECWA \$6.77

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

Action #336
 ECWA
 delinquent
 water bills
 added to 2014
 tax roll

Councilman Collins moved to add the following to the 2014 Erie County Tax Rolls, in accordance with Town Law Article 12 Section 198, for non-payment of water bills; seconded by Councilwoman Friess:

<u>Property Owner</u>	<u>Billing Customer</u>	<u>Service Address</u>	<u>Billing Source and Amount</u>
Alexander 46 Inc. c/o Jas. Joyce 4733 Transit Rd. Depew, NY 14043	Same	555 South Street East Aurora, NY 14052 SBL#175.16-1-9	Village of East Aurora \$543.13

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

Action #337
 VEA
 delinquent
 water bill
 added to 2014
 tax roll

Councilwoman Friess moved to add the following to the 2014 Erie County Tax Rolls, in accordance with Town Law Article 12 Section 198, for non-payment of water bills; seconded by Councilman Collins:

<u>Property Owner</u>	<u>Billing Customer</u>	<u>Service Address</u>	<u>Billing Source and Amount</u>
Virginia Beatty Roy Beatty	Same	225 Porterville Road East Aurora, NY 14052 SBL#165.13-4-40	Aurora \$315.29

Councilman Harris moved to appoint Susan A. Friess as a Town of Aurora marriage officer for a term beginning October 7, 2013 and ending December 31, 2013. Councilman Collins seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #346
S. Friess appt
marriage
officer

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

- Town Clerk – September 2013 report
- Recreation Director – September 2013 report
- Tax Receiver – September 2013 report

BUSINESS FROM BOARD MEMBERS:

Supervisor Jeffe stated the Freed Maxick bookkeeping arrangement is working well; new accounting software is being looked into; and the Village and Town are joint hosts for the October Association of Erie County Governments meeting at the Roycroft Inn.

AUDIENCE II:

George and Patricia Roetzer, Kirkwood Drive, addressed the Board on drainage issues and youths partying in the Kirkwood Drive area.

STAFF REPORTS:

Donna Bodekor reported that fall programming has begun at the Senior Center.
David Gunner stated that the Geneva Road paving project is done.

The October 7, 2013 Abstract of Claims, consisting of vouchers numbered 1798 to 1892, was presented to the Board for audit and authorization of payment from the following funds:

General	\$29,231.19
Part Town	954.00
Cemetery	300.00
Highway	8,328.99
Enterprise/Gleed	14,368.67
Trust & Agency	351.46
Trust & Agency II	20,558.28
Special Districts	<u>99,742.19</u>
Grand Total Abstract	\$173,834.78

Councilwoman Friess moved to approve the October 7, 2013 Abstracts of Claims and to authorize payment of same; seconded by Councilman Collins.
Upon a vote being taken: ayes – four noes – none Motion carried.

Action #347
10/7/13
Abstract of
Claims apprvd.

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

Action #348
Board adjourns

Martha L. Librock
Town Clerk