

August 9, 2021

A meeting of the Town Board of the Town of Aurora took place on Monday, August 9, 2021 beginning at 7:00 p.m. immediately after the work session. The Board met in-person at the Aurora Municipal Center, 575 Oakwood Avenue, East Aurora, New York. The meeting was also streamed via Zoom and YouTube:

Present:	Charles D. Snyder	Councilman
	Susan A. Friess	Councilwoman
	Luke Wochensky	Councilman
	James J. Bach	Supervisor
Absent/Excused:	Jolene M. Jeffe	Councilwoman
Others Present:	Ronald Bennett	Town Attorney
	David Gunner	Highway Superintendent
	Elizabeth Wilber	Secretary to Supervisor
	Robert Goller	Historian

Supervisor Bach opened the regular meeting at 7:00 p.m., immediately following the conclusion of the work session.

The first item on the meeting agenda was a PUBLIC HEARING on an Open Development Area Application from Eric Morrow for a vacant lot at SBL#163.00-1-2.2 Willardshire Road. The Notice of Public Hearing was published in the East Aurora Advertiser and posted on the Town Clerk's bulletin board. Supervisor Bach opened the hearing at 7:00 p.m. and asked if anyone wished to be heard.

Robert Kossowski, owner of abutting property immediately west of the ODA lot, spoke to the Board about his opposition to Mr. Morrow's request. Mr. Kossowski had submitted a letter to the Town Board citing the reasons for his opposition – 1) increased traffic on the existing driveway and limited site distances; 2) drainage from lot 4 and potentially from lot 3 going onto his property; and 3) the variances Mr. Morrow is requesting are self-created.

Eric Morrow stated that lot 3 could be bigger but doing so would encumber the existing house. Mr. Morrow said that the density is in conformance with the current code and the plan meets the intent of the code.

Hearing no further comments, Supervisor Bach closed the hearing at 7:11 p.m.

Councilwoman Friess summarized how the Board and Mr. Morrow got to this point:

- Mr. Morrow agreed to combine lots 1 and 2 into one conforming lot.
- Mr. Morrow agreed to a rear yard restriction on lot 3 that prevents a house from being built closer to lot 4.
- The location for a future house on lot 3 is squarely between the houses on lots 2 and 4.

Robert Kossowski stated he wants to make sure the drainage from lot 3 does not go onto his property and he said he does not believe the driveway bump outs were done and Mr. Kramer, former Code Enforcement Officer, acknowledged they were not done.

Councilman Snyder stated he visited the site and the swale has been there forever and noted that bump outs do not have to be blacktopped, they just need to be a hard surface.

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Councilwoman Friess moved to approve the minutes of the July 26, 2021 work session and meeting. Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – four	noes – none	Action #215 7/26/21 minutes aprvd
Motion carried.		

#### AUDIENCE I:

John Roden, Grover Road, spoke about the electric car charging stations. Mr. Roden stated the chargers are not being used a lot now and that charging a fee will discourage use. He suggested an hourly charge for overage to prevent "free loaders".

Joe McCann, Glenridge Road, asked the Board to consider not charging per kWh.

UNFINISHED BUSINESS:

Councilman Snyder moved to table the Willardshire Road ODA. Action #216  
Councilman Wochensky seconded the motion. Upon a vote being taken: Willardshire  
ayes – four noes – none Motion carried. ODA tabled

NEW BUSINESS:

The Town Board engaged in a lengthy discussion on how long the contract should be extended for, whether or not to charge for using the electric car charger and how much to charge. Action #217  
Councilwoman Friess moved to authorize the Supervisor to sign a Supv auth to  
five year software subscription plan renewal with Charge Point, Inc., at a sign 5-yr  
cost of \$2,638.00 (\$527.60 per year) and to approve the modem upgrade to software  
4G, at a cost of \$740.00, that is required for continued use for the two car renewal w/  
charging stations located in the parking lot of the Senior Center. ChargePoint  
Councilman Wochensky seconded the motion. Upon a vote being taken: for car  
ayes – four noes – none Motion carried. charging sta.

Councilman Wochensky moved to approve charging \$2.00 per hour to users of the electric car charging stations beginning 15 minutes after the user's car has finished charging. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – four noes – none Action # 218  
Motion carried. \$2/hr after use  
fee for car  
charging sta.

Councilwoman Friess moved to approve charging a rate of \$0.06 per kwh to users of the electric car charging station during the charging period. Action # 219  
Councilman Snyder seconded the motion. Upon a vote being taken: \$0.06kwh  
ayes – three noes – one (Wochensky) Motion carried. charge for car  
charging sta.  
aprvd

Councilwoman Friess moved to approve a Temporary Use Permit for East Aurora High School Cross Country (Walt McLaughlin) to host the 2021 Knox Cross Country Invitational using portions of the Town managed area of Knox Farm State Park for its cross country event on September 11, 2021 (set up 9/10/2021). Councilman Snyder seconded the motion. Upon a vote being taken: aye – four noes – none Motion carried. Action #220  
TUP for X-  
country event  
at KFSP aprvd

Councilman Snyder moved to authorize the Supervisor to sign a three-year Compost Site agreement with the Town of Orchard Park for January 1, 2022 through December 31, 2024. The Town will pay Orchard Park \$12,500 for year 2022; \$13,000 for year 2023; and \$13,500 for year 2024. Councilwoman Friess seconded the motion. Upon a vote being taken: aye – four noes – none Motion carried. Action #221  
3-yr compost  
site agreement  
w/ OPk aprvd

Councilman Wochensky moved to authorize the Supervisor to sign the GHD Consulting Services, Inc., proposal to review the Stormwater Pollution Prevention Plan for the Rural Outreach Center project at 730 Olean Road at a cost of \$2,000. Rural Outreach Center will reimburse the Town for the cost of the review. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried. Action #222  
SWPPP  
review by  
GHD for ROC  
aprvd

Councilman Wochensky moved to table the proposed No Smoking local law for revisions. Councilman Snyder seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #223  
No Smoking  
LL intro tabled

Councilwoman Friess moved to authorize the Supervisor to sign the amended lane mile confirmation for the 2021-2022 Erie County Snow Removal contract. The amendment adds 3.69 lane miles to the agreement. Councilman Snyder seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #224  
Supv auth to  
sign amended  
EC snow plow  
contract – lane  
mile increase

Councilman Snyder moved to approve the following budget transfer to correct the use of a wrong budget line for cleaning services at the Aurora Municipal Center:

From: A1620.433 Op Building Cleaning Services \$10,508.86

To: A1620.422 Op Building Repair & Maintenance \$10,508.86

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

Action #225  
Budget trans  
to correct  
AMC cleaning  
pymts aprvd

Councilman Wochensky moved to accept a donation of \$569.80 from Janet Fayett to be used toward the repair of exercise equipment at the Aurora Senior Center. Funds will be deposited to TA1000.0090.

Action #226  
Donation to  
SrCtr aprvd

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

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

- Dog Control – June & July 2021 reports
- Work Requisitions – June & July 2021 reports
- Senior Center – July 2021 report
- Town Clerk – July 2021 report
- Water Clerk – July 2021 report
- NYSDOT – Knox Road speed limit reduction denial letter
- Supervisor's Report – July 2021 report

BUSINESS FROM BOARD MEMBERS AND LIAISONS:

Councilman Wochensky thanked Donna Bodekor for delivering face masks to the library.

Councilman Snyder announced that the Aurora Municipal Center renovation project won 1<sup>st</sup> place in Business Buffalo First's Brick by Brick awards.

AUDIENCE II: none

STAFF REPORTS: none

ABSTRACT OF CLAIMS:

The 2021 Abstract of Claims dated August 9, 2021, consisting vouchers numbered 786 to 855 was presented to the Board for audit and authorization of payment from the following funds:

General	\$ 14,216.47
Part town	91.13
Highway/DB	7,770.85
Special Districts	<u>11,548.54</u>
Grand Total Abstract	\$ 33,626.99

Councilwoman Friess moved to approve the 8/9/2021 Abstract of Claims, and authorize payment of same. Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – four noes – none  
Motion carried.

Action #227  
8/9/21  
Abstract of  
Claims  
approved.

Councilwoman Friess moved to adjourn at 7:55 p.m.; seconded by Councilman Snyder. Upon a vote being taken: ayes – four noes – none  
Motion carried.

Action #228  
Meeting  
adjourned

Martha L. Librock  
Town Clerk