

January 23, 2023

A meeting of the Town Board of the Town of Aurora took place on Monday, January 23, 2023, beginning at 7:05 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/Deputy Supervisor
	Luke Wochensky	Councilman
	Joseph McCann	Councilman
	James F. Granville	Councilman
	James J. Bach	Supervisor (via Zoom)
Others Present:	Brigid Maloney	Town Attorney
	Elizabeth Cassidy	Code Enforcement Officer
	David Gunner	Highway Superintendent
	Rod Simeone	Zoning Board Member
	Paul Ernst	Zoning Board Chairman
	Shane Krieger	Chief of Police
	Timothy Stroth	Planning Board Member
	Robert Lowell Goller	Town Historian
	Elizabeth Wilber	Live Stream Coordinator

Deputy Supervisor Snyder opened the regular meeting at 7:05 p.m., following the conclusion of the work session. Supervisor Bach attended the meeting via Zoom from 118 Dolphin Drive, Stewart, Florida, but did not vote on any of the motions.

Councilman Granville moved to approve the minutes of the January 9, 2023 work session and meeting. Councilman McCann seconded the motion.	Action #11
Upon a vote being taken: ayes – four          noes – none	1/9/2023
	minutes
	aprvd
	Motion carried.

Audience I:

Dorota Johnson, E. Fillmore Ave., spoke to the Board about the East Fillmore bridge project and stated that she and her husband do not want anything stored or parked in her yard – no equipment, supplies, etc. Mrs. Johnson stated she is concerned about erosion once the bridge is demolished, as she has seen water in Tannery Brook as high as the underside of the current bridge.

Deputy Supervisor Snyder stated that there will be a public meeting in February regarding the project. Mr. Snyder noted that it might be possible to put up a construction fence to keep equipment off her property. Highway Superintendent Gunner said the meeting will be on February 14<sup>th</sup> and that all work will be done in the right-of-way and no work is being done upstream.

Emma Reynolds, E. Fillmore Ave., asked about road closure signs. Mr. Gunner responded there will be one in front of each barricade, one at E. Fillmore and Martin, and one at E. Fillmore and Pine.

Carol Howard, E. Fillmore Ave., asked about garbage trucks and plows. Mr. Gunner responded that they either have been or will be notified of the closure.

UNFINISHED BUSINESS:

Councilman McCann moved to approve pay request no. 4 from FoitAlbert Associates, 295 Main Street, Suite 200, Buffalo, NY, for consulting work on the Church Street bridge over Tannery Brook project for the period 10/29/2022 to 12/30/2022:	Action #12
▪ Church Street pay app no. 4 \$30,046.31	Pymt#4 to
Councilman Wochensky seconded the motion. Upon a vote being taken:	FoitAlbert –
ayes – four          noes – none	Church St
	bridge
	project
	aprvd
	Motion carried.

Councilman Granville moved to approve pay request no. 4 from FoitAlbert Associates, 295 Main Street, Suite 200, Buffalo, NY, for consulting work on the East Fillmore Ave. bridge over Tannery Brook project for the period 10/29/2022 to 12/30/2022:

- East Fillmore Ave. pay app no. 4 \$40,202.62

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

Action #13  
Pymt#4 to  
FoitAlbert –  
E. Fillmore  
bridge  
project  
aprvd

Councilman Wochensky moved to approve payment to Lippes Mathias LLP, 50 Fountain Plaza, Suite 1700, Buffalo, NY, in the amount of \$10,847.50 for professional services rendered from August 15 to October 31, 2022 for Article 78 proceedings (Zoning Board of Appeals). Funds will be disbursed from A1420.416 Special Counsel. Councilman McCann seconded the motion. Upon a vote being taken: ayes – four      noes – none                      Motion carried.

Action #14  
Pymt to  
Lippes  
Mathias for  
Art 78  
(ZBA) aprvd

#### NEW BUSINESS:

Councilman Granville moved to approve the hiring of Richard Miga, 9657 Darien Rd., W. Falls (Town of Colden) as non-resident (provisional) FT Assistant Code Enforcement Officer at \$28.36 per hour with two weeks of vacation in 2023. Start date will be February 13, 2023. Councilman McCann seconded the motion. Upon a vote being taken: ayes – four      noes – none                      Motion carried.

Action #15  
R. Miga  
hired Asst  
Code Enf  
Officer

Councilman McCann moved to appoint Highway Superintendent David Gunner as Voting Delegate for the Association of Towns 2023 Business meeting in February in New York City. Councilman Granville seconded the motion. Upon a vote being taken: ayes – four      noes – none                      Motion carried.

Action #16  
D. Gunner  
appt voting  
delegate for  
AOT 2023  
mtg in NYC

Councilman McCann moved to approve the 2023 Highway 284 Agreement for the DB fund and authorize the Supervisor and Councilmen to sign the agreement. Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – four      noes – none                      Motion carried.

Action #17  
2023 Hwy  
284 agrmt for  
DB aprvd

Councilman Wochensky moved to approve the 2023 Highway 284 Agreement for the DA fund (Church St. bridge) and authorize the Supervisor and Councilmen to sign the agreement. Councilman Granville seconded the motion. Upon a vote being taken: ayes – four      noes – none                      Motion carried.

Action #18  
2023 Hwy  
284 agrmt for  
DA – Church  
St bridge  
apvd

Councilman Granville moved to approve the 2023 Highway 284 Agreement for the DA fund (E. Fillmore bridge) and authorize the Supervisor and Councilmen to sign the agreement. Councilman McCann seconded the motion. Upon a vote being taken: ayes – four      noes – none                      Motion carried.

Action #19  
2023 Hwy  
284 agrmt for  
DA –  
E.Fillmore  
bridge apvd

Councilman McCann moved to approve the following 2023 budget amendment for Parks truck radios:

- Add appropriation line A7110.420 Parks Mobile Radio Svc Contract
- Reduce appropriation line A7110.424 Equip Maintenance by \$980.00
- Increase appropriation line A7110.420 by \$980.00

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

Action #20  
Budget  
amend for  
Parks truck  
radios aprvd

Councilman Wochensky moved to accept a \$200.00 donation from the Hosta Society for the Senior Center. Funds will be deposited to TA1000.0090. Councilman McCann seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #21  
Hosta Soc  
donation for  
SrCtr  
accepted

Councilman Wochensky moved to accept a \$100.00 donation from Donna Border in memory of Connie Camnitz for the Senior Center. Funds will be deposited to TA1000.0090. Councilman Granville seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #22  
D. Border  
donation for  
SrCtr  
accepted

Councilman Granville moved to accept a \$100.00 donation from the Western Zone of the NYS Retire Teachers Assoc. for the Senior Center. Funds will be deposited to TA1000.0090. Councilman McCann seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #23  
WZNYSRTA  
donation for  
SrCtr  
accepted

Councilman McCann moved to approve payment to Baschmann Services Inc., Maple Road, Elma, NY, in the amount of \$3,768.11 for replacement parts for the Highway Department chipper. Councilman Granville seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #24  
Pymt to  
Baschmann  
for chipper  
part aprvd

Councilman Granville moved to authorize the Supervisor or Deputy Supervisor to sign the letter of engagement with Drescher & Malecki for the Annual Financial Report update and the letter of engagement for the FY2022 audit of financial statements. Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #25  
Supv auth to  
sign ltrs of  
engagement  
for 2022  
audit w/DM

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

- Town Clerk – December 2022 Annual report
- Senior Center – December 2022 report
- EAPD – November 2022 report
- Dog Control – December 2022 report
- Work Requisitions – December 2022 report
- Historian – 2022 Annual report

#### BUSINESS FROM BOARD MEMBERS/LIAISONS

Councilman McCann stated the Open Space Committee meets on January 24<sup>th</sup> and he complemented Dog Control on the recent adoption of a stray dog they had picked up.

Councilman Snyder attended the West Falls Fire Company Installation Dinner.

AUDIENCE II: none

#### STAFF REPORTS:

Town Historian Robert Goller thanked the volunteers who put in over 400 hours working in the Historian's office in 2022. Mr. Goller noted that March 2, 2023 is the date of the Historical Society fund raiser.

Elizabeth Cassidy thanked the Board for approving the hiring of Richard Miga for her department.

David Gunner met with representatives from NYSDOT Region 5 regarding the Route 240 project in West Falls. Mr. Gunner stated the project is delayed to 2024.

ABSTRACT OF CLAIMS:

The January 23, 2023 – 2022 Encumbered Abstract of Claims, consisting of vouchers numbered 1600 to 1618, was presented to the Board for audit and authorization of payment from the following funds:

General	\$ 15,950.78
Highway/DB	16,965.55
Capital H7	<u>70,248.93</u>
Grand Total Abstract	\$103,165.26

The January 2023 PCard – 2022 Encumbered Abstract of Claims, consisting of voucher number 41 was presented to the Board for audit and authorization of payment from the following funds:

General	\$ 9,001.64
Highway	223.16
Special Districts	<u>61,093.30</u>
Grand Total Abstract	\$ 70,318.10

The January 23, 2023 Abstract of Claims, consisting of vouchers numbered 42 to 80, and prepaid voucher number 81, was presented to the Board for audit and authorization of payment from the following funds:

General	\$ 26,206.07
Part Town	1,702,350.00
Highway/DB	12,223.59
Special Districts	<u>13,010.00</u>
Grand Total Abstract	\$ 1,753,789.66

Councilman Granville moved to approve the 1/23/2023 – 2022 Encumbered, the January 2023 PCard – 2022 Encumbered, and the 1/23/2023 Abstracts of Claims and authorize payment of same. Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #26  
1/23/2023  
Abstracts of  
Claims aprvd

Councilman Granville moved to adjourn at 7:50 p.m. Seconded by Councilman McCann. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #27  
Meeting  
adjourned

Martha L. Librock  
Town Clerk