

A meeting of the Town Board of the Town of Aurora took place on Monday, April 12, 2010, at 7:00 p.m. in the Town Hall Auditorium, 300 Glead Avenue, East Aurora, New York.

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| Members Present: | Jolene M. Jeffe | Supervisor |
| | Jeffrey T. Harris | Councilman |
| | James F. Collins | Councilman |
| | James J. Bach | Councilman |
| | Susan A. Friess | Councilwoman |

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| Others Present: | Ronald P. Bennett | Town Attorney |
| | Bryan Smith | Town Engineer |
| | Patrick Blizniak | Supt. of Building |
| | David Gunner | Highway Superintendent |
| | William Adams | Planning Board member |
| | Thelma Hornberger | Assessor |
| | Donna Bodekor | Senior Center Director |
| | Robert Goller | Town Historian |
| | Ronald Krowka | Chief of Police |
| | Peggy Cooke | Recreation Director |

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

Peggy Cooke and Supervisor Jeffe presented Brendan Conron an Award of Recognition for his Eagle Scout project at Majors Park. Brendan identified wildlife and plants in the park.

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| Councilman Collins moved to approve the minutes of the March 22, 2010 Town Board Meeting; seconded by Councilman Harris. Upon a vote being taken: ayes – five noes – none | Motion carried. | Action #129 3/22/10 Town Board minutes approved |
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Business from Audience I:

Earl Jann, Grover Road, stated that a solution to the increasing costs to the Town for the police contract would be a tax based on dwelling units and commercial space rather than on assessed value.

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| Councilwoman Friess moved to revise tonight’s agenda by adding item 6V – request to hire a seasonal part-time highway employee. Councilman Bach seconded the motion. Upon a vote being taken: ayes – five noes - none | Motion carried. | Action #130 Item added to agenda – seasonal hwy employee |
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UNFINISHED BUSINESS: none

NEW BUSINESS:

Wendel Duchscherer is working with the Village of East Aurora on a GIS project that would allow village staff and residents access to general property information and other GIS layers. In order to accomplish this, the Village will need to export the Town’s property tax and ownership data. They are requesting permission to export script on the RPS (real property services) computer from the RPS data base. Town Assessor Thelma Hornberger agrees with the concept if the information is accessed from closed rolls and they are not given full access to the live RPS system. Mrs. Hornberger noted that the state can set up a “dummy” file that the information can be accessed from.

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| Councilman Bach moved to approve the request from the Village of East Aurora and Wendel Duchscherer to access and export information on Village properties from the Town’s RPS data via a “dummy” file set up by the state, not from the “live” RPS file used by the Town. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none | Motion carried. | Action #131 Village given permission to access town RPS (assessment) records |
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Councilman Collins moved to approve the request from Sheryl Harris, Dog Control Officer, to attend the 2010 Animal Control Seminar in Webster, NY on May 17-18, 2010. The \$210.00 cost of the seminar (registration \$55; hotel \$50; mileage \$74.25; meals \$25) will be disbursed from A3510.404 Dog Control – Expense and Travel. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #132
DCO to attend animal control seminar.

Councilwoman Friess moved to approve the request from Donna Bodekor, Senior Center Director, to attend the NYSAAAAA conference in Albany, NY on June 8-9, 2010. The \$442.20 cost of the conference (\$139 hotel; registration \$155; mileage and tolls \$148.20) will be disbursed from A6772.404 Programs for Aging – Expense and Travel. Councilman Bach seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #133
Sr. Center Dir. to attend conference in Albany.

Councilwoman Friess moved to approve the request from Donna Bodekor, Senior Center Director, to attend a Network in Aging Conference on April 27, 2010 in Depew, NY. The \$20 registration fee will be disbursed from A6772.404 Programs for Aging – Expense and Travel. Councilman Bach seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #134
Sr. Ctr. Dir. to attend NAC Conference.

Councilman Collins moved to approve the request from Supervisor Jeffe to attend the NYS Comptroller's Annual Finance School in Rochester, NY on May 5-7, 2010. The \$397 cost for the school (\$200 registration/meals; \$72 mileage; \$125 hotel) will be disbursed from A1220.404 Supervisor – Expense and Travel. Councilman Harris seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #135
Supervisor to attend Finance School.

Councilman Harris moved to approve the request from Peggy Cooke to change the employment titles for Dawn DiFilippo and Patty Monroe from Clerk Typist PT to Clerk PT Seasonal beginning April 15, 2010 and ending September 3, 2010 (20 weeks). Councilman Bach seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #136
Rec. clerks titles changed to Clerk PT Seasonal for 20 weeks.

Councilman Collins moved to approve the request from the Assessor to change Joan Ann Greenwood's employment status from Clerk Part-time Seasonal to Clerk Part-time effective April 1, 2010. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #137
Assessment Clerk title changed to Clerk PT.

Councilman Bach moved to authorize the Supervisor to enter into and sign the 2010 Erie County Department of Senior Services Program Contract entitled: Congregate Dining (also known as the Senior Lunch Program). Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #138
2010 EC Senior Svcs lunch program contract approved.

Councilwoman Friess moved to authorize the Supervisor to enter into and sign the 2010 Erie County Department of Senior Services Program Contract entitled: Transportation and Escort Services (also known as the Senior Van or Going Places Van Program). Councilman Harris seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #139
2010 EC Senior Van contract approved.

NYSEG is proposing to change the light on the pole in the parking lot at 5 South Grove Street (pole next to glass entrance) to a bulb that uses less wattage, provides the same amount of light and costs less to operate. There is no cost to the Town for this exchange.

Councilman Bach moved to authorize the Supervisor to sign the New York State Electric & Gas (NYSEG) Application and Contract for Outdoor Lighting Service whereby NYSEG will change the light on pole 13-1 at 5 South Grove Street to a type HPS. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none

Action #140
 NYSEG to change light on pole 13-1 at Town Hall.

Motion carried.

Quotes for a leaf blower for the Parks Department were received from:

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| Gator Equipment Co., Holland, NY | \$1370.00 |
| Saville's Outdoor Power Equipment, Orchard Park, NY | \$1189.00 |
| Schaub Equipment, Inc., West Seneca, NY | \$1379.96 |

Councilwoman Friess moved to approve the purchase of a Model F902SPS Self Propelled 9 Horsepower leaf blower from Saville's Outdoor Power Equipment, 3906 N. Buffalo Road, Orchard Park, NY, in the amount of \$1189.00. Funds will be disbursed from A7110.444 Park Supplies. Councilman Collins seconded the motion. Upon a vote being taken: ayes – five noes – none

Action #141
 Leaf blower purchase approved. (Parks dept.)

Motion carried.

Quotes for road crack sealant and the rental of a crack sealant melter were received from:

| | <u>Material</u> | <u>Melter rental</u> | <u>Total</u> |
|-----------------------------------|-----------------|----------------------|--------------|
| PMSI, Inc., Worcester, MA | \$7700 | \$2000 | \$9700 |
| Deery America, Grand Junction, CO | \$5320.50 | \$1800 | \$7120.50 |
| Crafco Inc., Chandler, AZ | \$5350 | \$2000 | \$7350 |

Highway Superintendent Gunner recommended that the proposal from Crafco Inc. be approved even though they are not the lowest quote. He noted that Crafco includes the hot air lance and two days of training. Training is not available from PMSI, Inc. and only one day of training is provided by Deery America.

Councilman Collins moved to approve the purchase of 12,000 lbs of NYSDOT approved ASTM 6690 Type 2 crack sealant and the rental of a crack sealant melter from Crafco, Inc., 420 N. Roosevelt Avenue, Chandler, Arizona 85226, in the amount of \$7350.00. (crack sealant \$5350; sealant melter \$2000). Councilman Bach seconded the motion. Upon a vote being taken: ayes – five noes – none

Action #142
 Road crack sealant purch and melter rental aprvd.

Motion carried.

Councilwoman Friess moved to approve the hiring of Patrick Darstein, 1062 Davis Road, West Falls (Town of Aurora) as a Seasonal part-time highway employee at a rate of \$9.00 per hour to be disbursed from DB5140.141 Highway – Part-time brush & weeds. Effective start date is April 19, 2010. Councilman Harris seconded the motion. Upon a vote being taken: ayes – five noes – none

Action #143
 P. Darstein hired SPT hwy dept employee.

Motion carried.

Councilman Collins moved to authorize the Supervisor to enter into and sign a maintenance agreement with Central Copier Service, Inc., 285 Kenmore Avenue, Buffalo, NY, in the amount of \$300 for the BIZHUB160 copier at Town Hall. The maintenance agreement covers labor and all supplies except paper and staples and is in effect from 4/6/10 to 4/5/11. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none

Action #144
 Maintenance agreement for BIZHUB copier aprvd.

Motion carried.

Councilman Harris moved to approve the request from the Town Clerk to enter into an agreement with Biel's Information Technology Systems, 1201 Indian Church Road, West Seneca, NY, to microfilm and digitize Town Board minutes from 1993 through 2009 for the amount of \$1146.00. Councilman Bach seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #145
Microfilming –
digitizing of
Town Board
minutes aprvd.

Councilman Collins moved to approve the following budget transfer to cover the cost of having the 1993-2009 Town Board Minutes microfilmed and digitized:

Action #146
Budget transfer
to cover cost of
microfilming
Town Brd
minutes aprvd.

From: A1410.401 Town Clerk – office expense \$200
A1460.441 Records Management – clerical \$500
To: A1460.440 Records Management – purchased services \$700
(the current balance in this account is \$500)

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

Quotes for lighting/electrical work at the Aurora Town Public Library (Main Street Library) were received from:

Tunney Electric
8565 Roll Road, Clarence Center, NY \$11,740.

Huber Electric, Inc.
231 Chamberlin Drive, Buffalo, NY \$ 9,300.

Warning Electrical Services, Inc.
431 Olean Road, East Aurora, NY \$ 8,625.

Councilman Harris moved to approve the quote from Warning Electrical Services, Inc., 431 Olean Road, East Aurora, NY in the amount of \$8,625 to perform lighting and electrical work at the Aurora Town Public Library, 550 Main Street, East Aurora. Funding for the work is from a grant received by the Library. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #147
Bid from
Warning
Electric for
Library
lighting aprvd.

Councilman Collins moved to authorize Justice Court Action in reference to Aurora Town Code Chapter 116-58 Expiration of Permits for:

Gerald and Barbara McHenry
259 Greenwood Court
East Aurora, NY 14052

Action #148
Justice Court
Action for 259
Greenwood Ct.
authorized.

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

Councilman Bach moved to approve the Agreement for Police Services Contract Extension and authorize the Supervisor to sign the following; seconded by Councilman Collins:

AGREEMENT FOR POLICE SERVICES
CONTRACT EXTENSION

WHEREAS, the Town of Aurora and the Village of East Aurora entered into an Agreement dated June 19, 2007 in regard to police services, and

WHEREAS, the term of said Agreement was effective the 1st day of January, 2007, and terminates on the 31st day of May, 2010, and

WHEREAS, Paragraph 8 of said Agreement provides that the Agreement is automatically extended, commencing on the 1st day of June, 2010 for a 3-year term unless either the Village or the Town give notice to the other party at least sixty (60) days prior to such date that the Agreement shall terminate at the end of the then-existing three-year term, and

WHEREAS, by Resolution dated March 22, 2010, the Town Board voted unanimously to notify the Village of its intent to terminate the Agreement as provided under Paragraph 8 of the Agreement, and

WHEREAS, the Town has expressed such interest to renew or renegotiate the Agreement to provide for the continued police protection, and

WHEREAS, the Town has been well satisfied with the police services provided by the Village Police Department, and wishes to continue the superior service provided by the Police Department in furnishing police protection to both the Village and the Town, and

WHEREAS, there are a few areas of the Agreement that the Town feels merit discussion and consideration, including but not limited to, the issue of decision making related to such areas as police personnel and the utilization of the Advisory Committee, and

WHEREAS, the Town Board and Village Board will consider a resolution approving the extension of the present contract for a period of ninety (90) days commencing on June 1, 2010 and terminating on August 31, 2010, with the provision that the terms and conditions of the new Agreement shall be retroactive to June 1, 2010,

NOW, THEREFORE, be it

RESOLVED, in the event that the Town Board adopts a resolution at its meeting on Monday, April 12, 2010 approving the extension of the Agreement for a period of ninety (90) days commencing on June 1, 2010 and terminating on August 31, 2010, with the provision that the terms and conditions of the Agreement shall be retroactive to June 1, 2010, with said resolution authorizing the Supervisor to execute the Agreement, and be it further

RESOLVED, in the event that the Village Board adopts a resolution at its meeting on Monday April 5, 2010 approving the extension of the Agreement for a period of ninety (90) days commencing on June 1, 2010 and terminating on August 31, 2010, with the provision that the terms and conditions of any new or renegotiated Agreement shall be retroactive to June 1, 2010, with said resolution authorizing the Mayor to execute the Agreement, and be it further

RESOLVED, that it is understood and agreed that the contractual rate for the term beginning June 1, 2010 (53%) shall be the rate in effect during the period of the extension, and be it further

RESOLVED, that the execution of this Agreement by the Mayor of the Village of East Aurora and the Supervisor of the Town of Aurora is the approval of the extension hereinbefore set forth.

Action #149
Police Services
Agreement
extension with
VEA approved.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be signed the day and year as indicated.

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

* * *

Quotes to repair part of the roof at 300 Gleed were received from:

Weaver Metal and Roofing, Inc.
40 Appenheimer Ave., Buffalo, NY \$2,800.

Action Roofing
10267 Crump Road, Glenwood, NY \$3,000.

Councilwoman Friess moved to approve the quote from Weaver Metal and Roofing, Inc., 40 Appenheimer Ave., Buffalo, NY in the amount of \$3,000 to repair a section of the roof that is leaking at 300 Gleed Avenue and to amend the contract with Weaver Metal and Roofing, Inc., to include repair of the roof at Gleed. Councilman Collins seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #150
Weaver
Metal &
Roofing to
repair Gleed
roof leak.

Quotes for 201-10” and 50-12” baseball trophies were received from:

| | | | |
|------------------|------------------|------------------|-----------------|
| Ad Manufacturing | 10” - \$4.05 ea. | 12” - \$4.25 ea. | Total \$1026.55 |
| Trophy Depot | 10” - \$5.40 ea. | 12” - \$6.40 ea. | Total \$1405.40 |
| Dinn Bros. | 10” - \$5.25 ea. | 12” - \$6.50 ea. | Total \$1380.25 |

Councilwoman Friess moved to authorize the purchase of 201 – 10” and 50 – 12” baseball trophies from Ad Manufacturing, Bellview, NY (www.adtrophy.com) for a total amount of \$1026.55. Councilman Collins seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #151
Purchase of
baseball
trophies
aprvd.

Councilman Bach moved to approve the hiring of Paul Kielich, 57 Pine Street, East Aurora, as a seasonal part-time highway employee, effective May 17, 2010, at a rate of \$8.60 per hour to be paid from DB5110.141 Part-time General Road Repairs. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #152
P. Kielich
hired as SPT
highway
emp.

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

- Letter from CSEA representative Thomas Finger giving written notice of the Union’s intent to negotiate a successor to the collective bargaining agreement between the Town and CSEA which expires 12/31/10.
- Fire hydrant update (all 91 town owned hydrants have been recertified)
- Highway Department – March 2010 report
- Building Department - March 2010 report
- Town Clerk - March 2010 report
- Recreation Director - March 2010 report
- Tax Receiver - March 2010 report

Communications continued:

- Senior Center Director - March 2010 report
- Dog Control Officer - March 2010 report
- Supervisor's February 2010 report

BUSINESS FROM AUDIENCE II: none

BUSINESS FROM BOARD MEMBERS AND STAFF:

Councilman Collins stated he has Town's the new insurance policy and is reviewing it.

Councilwoman Friess stated she attended her first official sewer meeting and plans for Geneva Road sewers are being work on.

Supervisor Jeffe noted the following:

- Website is being updated weekly.
- Work sessions are on a night separate from meeting nights which allows for more dialog.
- New microphones for Gleed auditorium have been purchased.
- The Town proceeded properly in terminating the Police Services Agreement with the Village in order to open negotiations.
- The grant application for solar panels on the Highway Garage roof has been submitted.
- Verizon FIOS does not have any plan to expand into the Town of Aurora.
- Erie County will be repairing their portion of Grover Road.
- Erie County will be working on the Blakely Road/Cazenovia Creek project.
- The May work session will include early budget preparation and review of the town board's "plan worksheet" from an earlier work session.

Donna Bodekor invited the Board to the Senior Center's Volunteer Reception on April 21st from 3-5 pm.

Bill Adams noted that the Planning Board has approved the Jewett Holmwood Subdivision Preliminary Plat and is continuing work on the Wind Energy Conversion code.

Police Chief Krowka reminded everyone to drive carefully and watch for motorcycles.

The April 1, 2010 "Prepaid" Abstract of Claims, consisting of vouchers numbered 511 to 523, was presented to the Board for approval and authorization of payment from the following funds:

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|----------------------|-----------------|
| General | \$14,958.02 |
| Part Town | 49,883.00 |
| Special Districts | <u>6,797.40</u> |
| Grand Total Abstract | \$71,638.42 |

The April 12, 2010 Abstract of Claims, consisting of vouchers numbered 524 to 673, was presented to the Board for approval and authorization of payment from the following funds:

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|----------------------|------------------|
| General | \$31,000.88 |
| Part Town | 784.05 |
| Highway | 6,940.57 |
| Enterprise (Gleed) | 4,288.35 |
| Special Districts | <u>42,229.84</u> |
| Grand Total Abstract | \$85,243.69 |

Councilwoman Friess moved to approve the April 1, 2010 "Prepaid" and the April 12, 2010 Abstracts of Claims as presented and authorized payment of same. Councilman Bach seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #153
4/1 and 4/12/10
Abstracts
aprvd.

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

Action #154
Meeting
adjourned.

Martha L. Librock
Town Clerk