

April 22, 2024

A meeting of the Town Board of the Town of Aurora took place on Monday, April 22, 2024, beginning at 6:50 p.m., immediately following the work session. The Board met in-person at the Aurora Municipal Center, 575 Oakwood Avenue, East Aurora, New York. The meeting was streamed via Zoom and YouTube.

Present:	Luke Wochensky	Councilman
	Joseph McCann	Councilman
	Raymond M. Wrazen	Councilman
	Charles D. Snyder	Supervisor
Absent/Excused:	James F. Granville	Councilman
	Brigid Maloney	Town Attorney
Others Present:	David Gunner	Highway Superintendent
	Rich Miga	Asst. Code Enforcement Officer
	Chris Musshafen	Recreation/Aquatics Director
	Paul Ernst	ZBA Chairman
	Rod Simeone	ZBA Member
	Douglas Crow	Planning Board Chairman
	Shane Krieger	Chief of Police
	Elizabeth Wilber	Live Stream Coordinator

Supervisor Snyder opened the regular meeting at 6:50 p.m. following the work session.

The following public hearings were held beginning at 7:00 p.m.:

At 7:00 p.m. Supervisor Snyder opened the public hearing regarding a request from Robert Neil Hopkins for a Special Use Permit for an event center at 298 Ellicott Road and asked if anyone wished to comment. Mr. Hopkins stated that the events that would be held include weddings, wedding receptions and possibly a brass band event. Hearing no one else, the Supervisor closed the hearing at 7:02 p.m.

At 7:03 p.m. Supervisor Snyder opened the public hearing regarding a request from Robert Neil Hopkins for a Special Use Permit for a campground at 298 Ellicott Road and asked if anyone wished to comment. Mr. Hopkins stated that this property was once an 88-site campground. He is looking to have four RV sites and some tent camping and there would not be a sign at the road. Mr. Hopkins stated the camping would be open to the public and he would advertise on Hipcamp and word-of-mouth through family and friends. Hearing no one else, the Supervisor closed the hearing at 7:05 p.m.

At 7:06 p.m. Supervisor Snyder opened the public hearing regarding a request from Ronald Bartsch for a Special Use Permit for an Auto Repair and Undercoating business at 420 Olean Road and asked if anyone wished to comment. Mr. Bartsch stated he wants to have a vehicle undercoating and auto repair business at this location. The site is the former Shanley Collision business. Hearing no one else, the Supervisor closed the hearing at 7:07 p.m.

At 7:07 p.m. Supervisor Snyder opened the public hearing regarding a Local Law amending the C3 code to better define which allowed uses could be held outside of an enclosed building and which need to be in an enclosed building and asked if anyone wished to comment. Hearing no one, the Supervisor closed the hearing at 7:08 p.m.

At 7:09 p.m. Supervisor Snyder opened the public hearing regarding the Site Plan for a proposed golf center at 600 Olean Road and asked if anyone wished to comment. Harrison Kelly, property owner, stated the site plan will be changing, but the development plan has not changed. Mr. Kelly stated that the heavy equipment currently on site is being used by Weil to cap off the two gas wells on the property.

Therese Campanelli, Olean St., questioned the advertising of the public hearing. Councilman McCann noted that the Town does not post on non-town Facebook pages. Hearing no one else, the Supervisor closed the hearing at 7:20 p.m.

Councilman McCann moved to approve the minutes of the April 9, 2024 work session and meeting. Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – four noes – none  
Motion carried.

Action #137  
3/25/24  
minutes  
aprvd

AUDIENCE I: None

UNFINISHED BUSINESS:

Councilman Wrazen moved to table the request for a Special Use Permit for an event center at 298 Ellicott Road until the May 13, 2024 meeting. Councilman McCann seconded the motion. Upon a vote being taken: ayes – four noes – none  
Motion carried.

Action #138  
298 Ellicott  
SUP events  
center tabled

Councilman Wochensky moved to table the request for a Special Use Permit for a campground at 298 Ellicott Road until the May 13, 2024 meeting. Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – four noes – none  
Motion carried.

Action #139  
298 Ellicott  
SUP  
campground  
tabled

Councilman McCann moved to table the request for a Special Use Permit for an Auto Repair and Undercoating business at 420 Olean Road until the May 13, 2024 meeting. Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – four noes – none  
Motion carried.

Action #140  
420 Olean  
SUP auto  
repair tabled

Councilman McCann adopt Local Law 3 of 2024, amending Section 116-8.9 C-3 Commercial of the Town Code are for clarification of uses in the C-3 zoning districts. Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – four noes – none  
Motion carried

Action #141  
LL3 adopted

Councilman Wochensky moved to table the Site Plan for a proposed golf center at 600 Olean Road. Councilman Wrazen seconded the motion. Upon a vote being taken: ayes – four noes – none  
Motion carried.

Action #142  
600 Olean  
site plan  
tabled

Councilman Wrazen moved to set 7:00 p.m. on May 13, 2024 at the Aurora Municipal Center, 575 Oakwood Ave., East Aurora, NY as the time, date, and place for a public hearing on a Site Plan application and a Special Use Permit application from VB BTSII, LLC and Bell Atlantic Mobile Systems, LLC D/B/A Verizon Wireless, for a telecommunication tower at 4399 Transit Road, PO Orchard Park, Town of Aurora, New York. Councilman McCann seconded the motion. Upon a vote being taken: ayes – four noes – none  
Motion carried.

Action #143  
Public hrg set  
for 4399  
Transit cell  
tower site  
plan & SUP

Councilman Wochensky moved to authorize the Supervisor to sign an Independent Contractor/Consultant Agreement with Robbyn Drake, 3508 Wallace Drive, Grand Island, NY, for grant services including identifying grant opportunities, drafting and submitting grant applications and grant administration, including reporting for an hourly rate of \$70.00. Any funds expended in 2024 will come from ARPA funds. Councilman Wrazen seconded the motion. Upon a vote being taken: ayes – four noes – none  
Motion carried.

Action #144  
Supv auth to  
sign  
agreement  
with R Drake  
for grant svcs

Councilman Wochensky moved to approve payment no. 11 in the amount of \$9,628.81 to Foit Albert for professional services rendered from December 30, 2023 through March 29, 2024 for the Church Street bridge replacement project. Funds will be disbursed from H7 5120.210. Councilman McCann seconded the motion. Upon a vote being taken: ayes – four  
noes – none  
Motion carried.

Action #145  
Pymt 11 to  
FoitAlbert for  
Church St  
bridge aprvd

Councilman Wrazen moved to approve payment no. 10 in the amount of \$11,069.89 to Foit Albert for professional services rendered from December 30, 2023 through March 29, 2024 for the E. Fillmore bridge replacement project. Funds will be disbursed from H7 5120.210. Councilman McCann seconded the motion. Upon a vote being taken: ayes – four  
noes – none  
Motion carried.

Action #146  
Pymt 10 to  
FoitAlbert for  
E. Fillmore  
bridge aprvd

### NEW BUSINESS

Councilman Wrazen moved to amend the agenda by adding item 5N – BnB Site Plan for 910 Olean Road. Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – four  
noes – none  
Motion carried.

Action #147  
Item 5N BnB  
site plan  
added to  
agenda

Councilman McCann moved to accept two donations from East Aurora Baseball & Softball, Inc.:

- \$1,000.00 annual donation
- \$3,000.00 for diamond dirt

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

Action #148  
Donations for  
EA Baseball  
accepted

Councilman Wochensky moved to authorize the following budget amendment to record the donations from East Aurora Baseball & Softball, Inc.:

- Increase revenue line A2705.2 Donations EA Baseball supplies by \$4,000
- Increase appropriation line A7110.444 Parks Landscaping by \$4,000

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

Action #149  
Budget  
amend for  
EA Baseball  
donation auth

Councilman Wrazen moved to refer the request to rezone 12 Old Glenwood Road, PO West Falls, from C2 to R3 to the Planning Board for review and recommendation(s). Councilman McCann seconded the motion. Upon a vote being taken: ayes – four  
noes – none  
Motion carried.

Action #150  
12 Old Glen-  
wood  
rezoning  
request sent  
to Plnng Brd

Councilman McCann moved to refer the request to for a Special use Permit to allow camping at 988 Sweet Road and Sweet Road SBL No's 187.01-2-5 and 187.01-2-4, during the weekend of the 2024 Borderland Music Festival, to the Planning Board for review and recommendation(s). Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – four  
noes – none  
Motion carried.

Action #151  
SUP for  
camping @  
988 Sweet  
sent to Plnng  
Brd

Councilman Wochensky moved to refer an ODA application for a single-lot ODA, which will result from the proposed split of a legal building lot from 775 Jewett Holmwood Road, to the Planning Board for review and recommendation(s). Councilman Wrazen seconded the motion. Upon a vote being taken: ayes – four  
noes – none  
Motion carried.

Action #152  
775 Jewett  
Holmwood  
ODA split  
sent to Plnng  
Brd

Councilman McCann moved to approve the hiring of the following as Seasonal Part-time Laborers and to approve their hourly pay rates:

Nathaniel Bender	45 Center Ridge Rd, EA	\$15.50/hr.	Action #153 Hiring of seasonal PT laborers apvd
John Evens	65 Park Place, EA	\$16.00/hr.	
Charles Gerken	1573 Boies Rd, EA	\$16.00/hr.	
Christopher Keller	53 Savage Place, EA	\$15.50/hr.	

Orientation will be considered first day worked. Councilman Wrazen seconded the motion. Upon a vote being taken: ayes – four noes – none  
 Motion carried.

Councilman Wrazen moved to authorize the Supervisor to sign the Intermunicipal Agreement with Erie County for the \$5,000.00 funding granted to the Town for replacement of two (2) hot water tanks at the Aurora Senior Center. Councilman McCann seconded the motion. Upon a vote being taken: ayes – four noes – none  
 Motion carried.

Action #154  
Supv auth to sign agrmt w/ Erie County - \$5k funding hot water tanks

Councilman McCann moved to approve the purchase of two (2) hot water tanks from Grainger (New York State bid) for \$3,996.14 to be installed at the Aurora Senior Center by Town employees. Funds will be disbursed from A6772.401. Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – four noes – none  
 Motion carried.

Action #155  
Purchase of 2 hot water tanks for srctr apvd

Councilman Wrazen moved to authorize the following budget amendment to record the \$5,000 grant funds received from Erie County for the Aurora Senior Center:

- Increase revenue line A2706 Grants from Local Govts. by \$5,000
- Increase appropriation line A6772.401 Senior Center supplies \$5,000

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

Action #156  
Budget amendment for \$5k funding auth

Councilman Wochensky moved to approve a Special Event Permit to Ben Little/RALA/RCC to hold fund raising concerts on Friday, July 26, 2024 and Friday, August 23, 2024 from 5:30 p.m. to 7:45 p.m. at 1054 Olean Road, East Aurora, contingent upon receipt of proof of insurance. Councilman McCann seconded the motion. Upon a vote being taken: ayes – four noes – none  
 Motion carried.

Action #157  
Special Event permit – 1054 Olean concerts for 2024

Councilman Wrazen moved to approve the hiring of the following persons as Seasonal Part-time Lifeguards at the hourly rates listed – orientation will be first day worked:

Community Pool Staff Summer 2024

Name		Address	Position	Year	New Rate
Ivan	Nietopski *	421 Fruitwood (Wmsville) ^	FM/SLC	1	\$19.00
Charles	Cich	428 Fillmore	LG/WSI/HG	6/5/3	\$17.75/\$18.50/\$18.25
Will	Herr	1754 Grover Rd	LG/WSI/HG	6/5/3	\$17.75/\$18.50/\$18.25
Jessica	Drozdzowski	758 Jewett Holmwood Rd	LG/WSI/HG	5/4/2	\$17.50/\$18.25/\$18.00
Alex	Herr	1754 Grover Rd	LG/WSI	4/3	\$17.25/\$18.00
Katie	Shulz	163 South Grove	LG/WSI/HG	4/2/1	\$17.25/\$17.75/17.75
Weston	Valentine	365 South St	LG/WSI	4/3	\$17.25/\$18.00
Lillian	Mruzik	218 Olean St	LG/WSI	4/3	\$17.25/\$18.00
Edward	Randall	1100 Center St	LG/HG	4/1	\$17.25/\$17.75
Anna	Brinker	201 Glenridge Rd	LG	3	\$17.00

Cassie	Kasubowski	252 South St	LG/WSI	3/2	\$17.00/\$17.75
Megan	Valentine	365 South St	LG	3	\$17.00
Gregory	Wilber	100 Byeberry Ct	LG/WSI	3/2	\$17.00/\$17.75
Jacob	Winfield	293 Perry St.	LG/WSI	3/3	\$17.00/\$18.00
Johannes	Aubrecht	127 Center St.	LG	2	\$16.75
Adelle	Ferreira	109 Park Pl.	LG	2	\$16.75
Sydney	Girard	1315 Luther Rd	LG	2	\$16.75
Archer	Green	132 Sycamore	LG	2	\$16.75
Addison	Grubka	59 Greystone Ln., OPark ^	LG	2	\$16.75
Jack	Kwitek	1289 Center St	LG	2	\$16.75
Kira	Lucyshyn	1 Canterbury Ln.	LG	2	\$16.75
Parker	Nagy	138 North Willow	LG	2	\$16.75
Avery	Stahl	76 Simme Rd, Lanc. ^	LG/WSI	2/2	\$16.75/\$17.75
Susannah	Winfield	293 Perry St	LG	2	\$16.75
Erin	Zagrobelny	64 South Willow	LG	2	\$16.75
Ella	Guinta	205 Treehaven	LG	1	\$16.50
Olivia	Strzelec	17 Tolland Bore	LG	1	\$16.50
Mila	Tunkey	2000 Blakeley Rd.	LG	1	\$16.50

- FM Facility Manager
- SLC Swim Lesson Coordinator
- LG Lifeguard
- HG Head Guard- will be paid head guard rate only while working as a head guard
- WSI Water Safety Instructor- will be paid WSI rate only while working as a WSI
- ^ Non-resident
- \* Requesting to pay Ivan \$19.00/hr to be the facility manager

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

Action #158  
 2024 Pool  
 staff and rates  
 aprvd.

Councilman Wrazen moved to approve the hiring of the following  
 persons as Seasonal Part-time Recreation Attendants at the hourly rates listed  
 – orientation will be first day worked:

Park Staff Summer 2024

Name		Address	Position	Year	New Rate
Oliver	Biggs	780 Warren Dr., EA	DCPC	8 <sup>th</sup> /4 <sup>th</sup>	\$18.50
Alissa	Dixon	148 Blake Hill Rd., EA	DCPC	6 <sup>th</sup> /1 <sup>st</sup>	\$19.25
Owen	Borsch	1279 Warren Dr., EA	DCC	1 <sup>st</sup>	\$16.25
Elaine	George	6813 Olean Rd., S. Wales ^	DCC	8 <sup>th</sup> /5 <sup>th</sup>	\$17.25
Nick	Montgomery	43 First St. Franklinville ^	DCC/SP	8 <sup>th</sup>	\$17.50
Matthew	Ferrara	6062 Vermont Hill, S. Wales ^	DCC/SP	3 <sup>rd</sup>	\$16.75
Kara	Moran	7625 Clinton St., Elma ^	DCC	1 <sup>st</sup>	\$16.25
Madeline	Kenney	48 Bridge St., W. Falls	DCC	1 <sup>st</sup>	\$15.75
Madelyn	Pikula	1980 Billington Rd., Elma ^	EXLT/Office	4 <sup>th</sup> /2 <sup>nd</sup>	\$17.50
Elijah	Bennet	265 Glead Ave. EA	EXLT	1 <sup>st</sup>	\$15.75
Shane	Fraser	762 Main St., EA	TRKC	1 <sup>st</sup>	\$15.75
Amelia	Sexton	301 Porterville Rd	THTR/sub	3 <sup>rd</sup>	\$16.25
Kathy	Aures	533 Snyder	PA	18 <sup>th</sup>	\$17.60
Deaglan	Carney	576 Cresent Ave., EA	SP/sub	3 <sup>rd</sup>	\$16.25
Ivan	Collins	928 Olean RD.	SP/sub	3 <sup>rd</sup>	\$16.25
Annabel	Holland	817 Main St., EA	SP/sub	3 <sup>rd</sup>	\$16.25
Jada	Tresmond	160 Blake Hill Rd., EA	SP/sub	3 <sup>rd</sup>	\$16.25
Ben	Zeigler	1643 Hubbard Rd., EA	SP/sub	1 <sup>st</sup>	\$15.75
Nathan	Roorbach	215 Hamlin Ave., EA	SP/sub	1 <sup>st</sup>	\$15.75
Erin	Horn	394 Fillmore Ave., EA	SP/sub	2 <sup>nd</sup>	\$16.00
Scarlette	Barone	371 South St., EA	HTC	2 <sup>nd</sup>	\$18.00
Adeline	Bosela	744 Willardshire Rd., EA	TC	2 <sup>nd</sup>	\$16.25

DCPC Day Camp Program coordinator  
DCC Day Camp Counselor  
EXLT Exclusively Little Teacher  
PA Program Assistant  
HTC Head Tennis Coach  
TC Tennis Coach  
THTR Theater  
TRKC Track College  
SP Sports  
^ non-resident

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

Action #159  
2024 Rec  
attendants &  
rates apvd

Councilman McCann moved to approve a ten-hour, four-day work week for highway employees from April 29, 2024 through August 30, 2024. Councilman Wochensky seconded the motion. Upon a vote being taken:  
ayes – four noes – none Motion carried.

Action #160  
10-hr; 4-day  
work week  
apvd for hwy

Councilman McCann moved to approve the Civil Service title change for Dorothy Bailey from Clerk PT to Clerk PT Seasonal effective May 6 through September 22, 2024, allowing Ms. Bailey to work up to 39.5 hours during the Building Department's busy season. Councilman Wrazen seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #161  
D Bailey civil  
svc title  
change to  
Seasonal CPT  
apvd

Councilman Wochensky moved to approve the following budget transfer to correct an overdrawn appropriation line:

From: A1950 Taxes & Assessments \$2,000  
To: A1910 Unallocated Insurance \$2,000

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

Action #162  
Budget trans  
unallocated  
insurance  
apvd

Councilman McCann moved to refer a Site Plan application for a BnB at 910 Olean Road to the Planning Board for review and recommendation(s). Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried

Action #163  
910 Olean  
BnB site plan  
sent to Plnng  
Brd

#### COMMUNICATIONS AND REPORTS:

- DCO – March 2024 report
- Building Department – March 2024 report
- Work Requisitions – March 2024 report
- EAPC – February 2024 report

#### BUSINESS FROM BOARD MEMBERS/LIAISONS:

Councilman Wrazen stated that the Open Space Committee met at Majors Park on Sunday, April 21, 2024 and marked trails at the Hubbard side of the park.

Councilman Wochensky stated he received one response to the RFP for the services of a company authorized to provide CDG subscriptions in NY State for a community solar campaign.

Councilman McCann stated he recently took part in a Garden Club trash-mob clean-up.

AUDIENCE II:

Patty Meckes, Newton Rd., Orchard Park, spoke to the Board about Citizens Against Wind Turbines In Lake Erie (CAWTILE), noting the issues that would negatively affect Lake Erie, WNY residents and bird migration should wind turbines be permitted to be erected in Lake Erie. Ms. Meckes is requesting that the Board consider adopting the resolution against this proposal.

Mark Wolfling, Center St., East Aurora, stated he is in favor of the resolution objection to turbines in Lake Erie.

Mary Hensen, Pomander Sq., East Aurora, stated she supports the resolution objecting to turbines in Lake Erie.

Emma Doty, Hubbard Rd., East Aurora, asked if a police patrol could be placed at the Majors Park parking lot on Hubbard Road due to the number of cars that speed down that road. Police Chief Krieger responded that he will see that the speed monitoring device is place on Hubbard Road. Ms. Doty stated that the dumping and storage of rocks and gravel at Majors Park is harming the cliff and affects birds and animals. Highway Superintendent Gunner stated his department uses the area as a holding location for stone storage and haven't dumped anything there in the last three years.

Doug F., Quaker Road, asked if the Board would be voting on the cell tower at their May 13<sup>th</sup> meeting. Supervisor Snyder responded, no.

STAFF REPORTS:

Chris Musshafen stated that non-resident registration for summer recreation programs has begun. There are openings for the JP Nicely West Falls Park day camp.

ABSTRACT OF CLAIMS:

The April 22, 2024 Abstract of Claims, vouchers numbered 464 to 524 and PCard voucher number 525, was presented to the Board for audit and authorization of payment from the following funds:

General	\$ 168,924.27
Part Town	76.19
Highway/DB	38,344.78
Capital H7	20,698.70
Special Districts	<u>459,678.69</u>
Grand Total Abstract	\$ 687,722.63

Councilman McCann moved to approve the 4/22/2024 Abstract of Claims and authorize payment of same. Councilman Wrazen seconded the motion. Upon a vote being taken: ayes – four noes – none  
Motion carried.

Action #164  
4/22/24  
Abstract of  
Claims aprvd

Councilman McCann moved to adjourn at 7:57 p.m. Seconded by Councilman Wochensky. Upon a vote being taken: ayes – four noes – none  
Motion carried.

Action #165  
Meeting  
adjourned

Martha L. Librock  
Town Clerk