

December 9, 2024

A meeting of the Town Board of the Town of Aurora took place on Monday, December 9, 2024, beginning at 6:30 p.m. 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
Others Present:	Brigid Maloney	Town Attorney
	Elizabeth Cassidy	Code Enforcement Officer
	Donna Bodekor	Senior Center Director
	Christopher Musshafen	Recreation/Aquatics Director
	Rod Simeone	ZBA Member
	Douglas Crow	Planning Board Chairman
	Timothy Stroth	Planning Board Member
	Patrick Welch	Chief of Police
	Elizabeth Wilber	Live Stream Coordinator

Supervisor Snyder opened the meeting at 6:30 p.m. with the recitation of the Pledge of Allegiance to the Flag.

The first item on the agenda was a Public Hearing on request to rezone 397 Old Glenwood Road, West Falls, NY, from R(residential) to C1(commercial). Supervisor Snyder opened the hearing at 6:31 p.m. and asked if anyone wished to comment.

Conor Schneider, Old Glenwood Road, owner of 397 Old Glenwood, stated he wants to open up the former railroad station to the public in some fashion and wants C1 zoning to be able to do that. Mr. Schneider is in the process of restoring the building. Hearing no further comments, the Supervisor closed the hearing at 6:32 p.m.

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Councilman Wochensky moved to approve the consent agenda consisting of the November 25, 2024 meeting minutes and the December 9, 2024 Abstract of Claims vouchers 1509 to 1566, and prepaid vouchers 1567 to 1570, to be paid from the following funds:

General	\$ 207,450.98
Highway/DA	11,900.00
Highway/DB	102,483.91
Special Districts	<u>53,902.48</u>
Grand Total Abstract	\$ 375,737.37

Action #402
11/25/24
minutes;
12/9/24
abstract
aprvd

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

AUDIENCE I: none

UNFINISHED BUSINESS:

Councilman McCann moved to authorize the Supervisor to sign the bid package documents (construction management plan, right of way clearance certificates and plan set cover sheet) for the Church Street and East Fillmore Avenue culvert replacement (bridge) projects. Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – four
noes – none Motion carried.

Action #403
Supv auth to
sign Church
& E. Fillmore
bridge bid
docs

Councilman Wrazen moved to authorize the Supervisor to sign the land acquisition documents (contracts, tax forms, and transfer forms) for the land acquisitions for the Church Street culvert (bridge) replacement project. Councilman McCann seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #404
Supv auth to sign land acquisition documents for Church St bridge proj

Councilman Wrazen moved to approve the Change Order No. 1 from LaBella for the producing and mailing of 3,158 mailers (postcards) for the community outreach portion of the Comprehensive Plan project in the amount of \$2,388.00:

- Original contract: \$49,960.00
- Net change by previous change order(s): \$0.00
- Contract sum prior to this change order: \$49,960.00
- Amount of this change order: \$2,388.00
- New contract sum including this change order: \$52,348.00

The increase will be disbursed from A7110.454 ARPA.

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

Action #405
LaBella change order #1 for Comp Plan aprvd

Councilman McCann moved to adopt the following resolution; seconded by Councilman Wrazen:

RESOLVED that the Town Board of the Town of Aurora declares itself lead agency with regard to SEQR for the Special Use Permit application for a short-term rental at 59 Cook Road; and further

RESOLVED that after considering the action stated herein, reviewing the criteria contained in Section 617.11 of the Rules and Regulations of the State Environmental Quality Review Act, determines that the action is an Unlisted action; and further

RESOLVED that the Town Board of the Town of Aurora has determined that this Unlisted action will result in no significant adverse impacts on the environment, and therefore, an environmental impact statement need not be prepared; and further

RESOLVED that a negative declaration is issued with regard to the Special Use Permit for a short-term rental at 59 Cook Road.

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

Action #406
59 Cook SUP SEQR – neg declaration

Councilman McCann moved to adopt the following resolution; seconded by Councilman Wochensky:

RESOLUTION APPROVING SPECIAL USE PERMIT

59 Cook Road

WHEREAS, Jennifer Higgins has applied for a Special Use Permit for a short term rental at 59 Cook Road, East Aurora, NY; and

WHEREAS, Chapter 116 of the Aurora Town Code states that this type of use requires a Special Use Permit from the Town Board; and

WHEREAS, the Town Board of the Town of Aurora referred the Special Use Permit application to the Town of Aurora Planning Board for their review and recommendation; and

WHEREAS, the Planning Board voted unanimously to recommend that the Town Board approve the Special Use Permit; and

WHEREAS, as an unlisted action under SEQRA the Town Board found that the project will not result in any significant adverse environmental impacts.

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Chapter 116 – Zoning, Article III of the Code of the Town of Aurora, the Town Board of the Town of Aurora does hereby grant a Special Use Permit, to Jennifer Higgins for a short-term rental at 59 Cook Road, East Aurora, NY.

Action #407
SUP for 59 Cook short term rental aprvd

Upon a vote being taken: ayes - four noes – none Motion carried.
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Councilman Wochensky moved to adopt the following resolution;
seconded by Councilman Wrazen:
RESOLVED that the Town Board of the Town of Aurora declares itself lead agency with regard to SEQR for the Special Use Permit application for a short-term rental at 275 Bowen Road; and further
RESOLVED that after considering the action stated herein, reviewing the criteria contained in Section 617.11 of the Rules and Regulations of the State Environmental Quality Review Act, determines that the action is an Unlisted action; and further
RESOLVED that the Town Board of the Town of Aurora has determined that this Unlisted action will result in no significant adverse impacts on the environment, and therefore, an environmental impact statement need not be prepared; and further
RESOLVED that a negative declaration is issued with regard to the Special Use Permit for a short-term rental at 275 Bowen Road.
Upon a vote being taken: ayes - four noes – none Motion carried.

Action #408
275 Bowen
SUP SEQR –
negative
declaration

RESOLUTION APPROVING SPECIAL USE PERMIT
275 Bowen Road

WHEREAS, James and Donna Atkinson have applied for a Special Use Permit for a short term rental at 275 Bowen Road, East Aurora, NY; and
WHEREAS, Chapter 116 of the Aurora Town Code states that this type of use requires a Special Use Permit from the Town Board; and
WHEREAS, the Town Board of the Town of Aurora referred the Special Use Permit application to the Town of Aurora Planning Board for their review and recommendation; and
WHEREAS, the Planning Board voted unanimously to recommend that the Town Board approve the Special Use Permit; and
WHEREAS, as an unlisted action under SEQRA the Town Board found that the project will not result in any significant adverse environmental impacts.
NOW, THEREFORE, BE IT
RESOLVED, that pursuant to Chapter 116 – Zoning, Article III of the Code of the Town of Aurora, the Town Board of the Town of Aurora does hereby grant a Special Use Permit, to James and Donna Atkinson for a short-term rental at 275 Bowen Road, East Aurora, NY.
Upon a vote being taken: ayes - four noes – none Motion carried.
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Action #409
SUP 275
Bowen SUP
short term
rental aprvd

Councilman Wrazen moved to adopt the following resolution;
seconded by Councilman McCann:

RESOLVED that the Town Board of the Town of Aurora declares itself lead agency with regard to SEQR for the Special Use Permit application for a Bed and Breakfast/short-term rental at 140 Jewett Holmwood; and further
RESOLVED that after considering the action stated herein, reviewing the criteria contained in Section 617.11 of the Rules and Regulations of the State Environmental Quality Review Act, determines that the action is an Unlisted action; and further
RESOLVED that the Town Board of the Town of Aurora has determined that this Unlisted action will result in no significant adverse impacts on the environment, and therefore, an environmental impact statement need not be prepared; and further
RESOLVED that a negative declaration is issued with regard to the Special Use Permit for a Bed and Breakfast/short-term rental at 140 Jewett Holmwood Road.

Action #410
140 Jewett
Holmwood
SUP – SEQR
negative
declaration

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

Councilman McCann moved to adopt the following resolutions;
seconded by Councilman Wrazen:

RESOLUTION APPROVING SPECIAL USE PERMIT
140 Jewett Holmwood Road

WHEREAS, Douglas NemeC has applied for a Special Use Permit for a Bed and Breakfast/short term rental at 140 Jewett Holmwood Road, East Aurora, NY; and
WHEREAS, Chapter 116 of the Aurora Town Code states that this type of use requires a Special Use Permit from the Town Board; and
WHEREAS, the Town Board of the Town of Aurora referred the Special Use Permit application to the Town of Aurora Planning Board for their review and recommendation; and
WHEREAS, the Planning Board voted unanimously to recommend that the Town Board approve the Special Use Permit; and
WHEREAS, as an unlisted action under SEQRA the Town Board found that the project will not result in any significant adverse environmental impacts.
NOW, THEREFORE, BE IT
RESOLVED, that pursuant to Chapter 116 – Zoning, Article III of the Code of the Town of Aurora, the Town Board of the Town of Aurora does hereby grant a Special Use Permit, to Douglas NemeC for a Bed and Breakfast/short-term rental at 140 Jewett Holmwood Road, East Aurora, NY.
Upon a vote being taken: ayes - four noes – none Motion carried.

Action #411
140 Jewett
Holmwood
SUP short
term
rental/BnB
aprvd

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Councilman Wochensky moved to adopt the following resolution;
seconded by Councilman Wrazen:

RESOLVED that the Town Board of the Town of Aurora declares itself lead agency with regard to SEQR for the Special Use Permit application for a Bed and Breakfast at 1150 Underhill Road; and further
RESOLVED that after considering the action stated herein, reviewing the criteria contained in Section 617.11 of the Rules and Regulations of the State Environmental Quality Review Act, determines that the action is an Unlisted action; and further
RESOLVED that the Town Board of the Town of Aurora has determined that this Unlisted action will result in no significant adverse impacts on the environment, and therefore, an environmental impact statement need not be prepared; and further
RESOLVED that a negative declaration is issued with regard to the Special Use Permit for a Bed and Breakfast at 1150 Underhill Road.
Upon a vote being taken: ayes - four noes – none Motion carried.

Action #412
1150
Underhill
SUP – SEQR
negative
declaration

Councilman McCann moved to adopt the following resolution;
seconded by councilman Wochensky:

RESOLUTION APPROVING SPECIAL USE PERMIT
1150 Underhill Road

WHEREAS, John Radford has applied for a Special Use Permit for a Bed and Breakfast at 1150 Underhill Road, East Aurora, NY; and
WHEREAS, Chapter 116 of the Aurora Town Code states that this type of use requires a Special Use Permit from the Town Board; and
WHEREAS, the Town Board of the Town of Aurora referred the Special Use Permit application to the Town of Aurora Planning Board for their review and recommendation; and

WHEREAS, the Planning Board voted unanimously to recommend that the Town Board approve the Special Use Permit; and

WHEREAS, as an unlisted action under SEQRA the Town Board found that the project will not result in any significant adverse environmental impacts.

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Chapter 116 – Zoning, Article III of the Code of the Town of Aurora, the Town Board of the Town of Aurora does hereby grant a Special Use Permit, to John Radford for a Bed and Breakfast at 1150 Underhill Road, East Aurora, NY.

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

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Action #413
1150
Underhill
SUP BnB
aprvd

NEW BUSINESS:

Councilman Wochensky moved to amend the agenda by adding item 6L – NYSERDA agreement. Councilman Wrazen seconded the motion.

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

Action #414
Item 6L –
NYSERDA
agreement
added to
agenda

Councilman McCann moved to authorize the Supervisor to sign the Online Auction Contract – Agreement for sale of Government Assets by Online Auction with Auctions International, Inc., 11167 Big Tree Road, East Aurora, NY. Councilman Wrazen seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #415
Supv auth to
sign Auctions
Int'l agrmt

Councilman Wrazen moved to approve the following Parks Department budget transfers to correct budget deficits:

From: A7110.410 Parks fuel & oil	\$854.00
To: A7110.424 Parks equipment maintenance	\$854.00
From: A7110.410 Parks fuel & oil	\$2,346.00
To: A7110.444 Parks landscaping supplies	\$2,346.00
From: A7110.410 Parks fuel & oil	\$1,456.00
To: A7110.464 Parks R&M	\$1,456.00

Action #416
Parks Dept
budget
transfers
aprvd

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

Councilman McCann moved to approve the following budget amendment to record receipt of the second NYSEG rebate for various LED lighting projects:

- Increase revenue line A2770 Other Unclassified revenue by \$5,593.00
- Increase appropriation line A1620.422 B&G repairs by \$5,593.00

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

Action #417
Budget
amendment
for NYSEG
LED rebate
aprvd

Councilman Wrazen moved to approve the purchase of two life Fitness Aspire elliptical exercise machines from G&G Fitness Equipment (model ASPXSLALLXN-12A) for \$5,949.15 each based on NYS Contract Award#23073/PC#68954. The total amount of \$11,898.30 will be disbursed from A7110.454 ARPA. Councilman McCann seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #418
Purch of 2
ellipticals for
SrCtr aprvd

Councilman McCann moved to approve the purchase of a new 16' Horizon ETZ trailer from Tri-County Tool Rental & Sales, Olean Road, East Aurora, NY, in the amount of \$14,695.00. Funds will be disbursed as follows:

\$8,511.63 from A7110.454 ARPA

\$6,183.37 from 2025 budget line DB5130.217 Highway Equipment
 Councilman Wrazen seconded the motion. Upon a vote being taken:
 ayes – four noes – none Motion carried.

Action #419
 Purch of 16'
 hwy trailer
 aprvd

Councilman McCann moved to approve the following purchases with ARPA funds (A7110.454):

- Relocate HDMI and ethernet connections in Meeting Room \$300
- Storage room shelving from Uline (Town Clerk) \$3,267.00
- Shelving, cart, outdoor ball pit (Recreation) \$1,096.28
- Shelving (Historian) \$2,438.00
- Tablet, two iPhone 16, shelving (Building Dept.) \$4,329.00

Action #420
 Use of ARPA
 funds aprvd –
 shelving,
 iPhones, etc

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

Councilman Wrazen moved to authorize the Supervisor to sign the Memorandum of Agreement Modifying the Collective Bargaining Agreement between the Town of Aurora and CSEA, Local 1000 AFSCME, AFL-CIO Town of Aurora Unit of Erie County Local 815 which increases the Town's maximum monthly contribution toward health insurance premiums:

Article 10.09 HEALTH INSURNACE – the Town's maximum monthly contribution of medical/dental and/or vision coverage for calendar year 2025 shall be modified to read as follows:

	<u>2025</u>
Employee:	\$673
Employee plus spouse:	\$1,339
Employee plus child:	\$1,317
Employee plus two or more:	\$1,925

Action #421
 Supv auth to
 sign MOA
 with CSEA re
 health ins
 contribution

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

Councilman McCann moved to set the credit card use convenience fee for the Recreation Department at 3.1% beginning January 1, 2025 to cover transaction and gateway fees. Councilman Wrazen seconded the motion. Upon a vote being taken: ayes - four noes – none Motion carried.

Action #422
 Rec dept
 credit card
 convenience
 fee rate set at
 3.1%

Councilman McCann moved to approve the following 2025 budget transfer to cover the annual gateway fee associated with Recreation program registrant credit cards fees:

From: A7140.440 program supplies \$219
 To: A7020.409 credit card service charges \$219

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

Action #423
 2025 Rec
 budget
 transfer for
 credit card
 fees aprvd

Councilman Wrazen moved to approve the 2025 Recreation department pay rates effective 1/1/2025 when the NYS minimum wage increases from \$15.00 to \$15.50 per hour:

<u>Recreation:</u>	<u>Yr1</u>	<u>Yr2</u>	<u>Yr3</u>	<u>Yr4</u>	<u>Yr5</u>	<u>Yr6</u>
Recreation Attendants, Sports, Program Assistants, Day Camp,						
Tennis						
- Junior (HS)	16.00	16.25				
- Senior (other)	16.50	16.75	17.00	17.25	17.50	17.75
STAR/ Theater / Best of Broadway	16.50	16.75	17.00	17.25	17.50	17.75
Day Camp Counselors, Excl. Little, STAR, Track, Tennis (all College)	16.50	16.75	17.00	17.25	17.50	17.75

Nietopski, Ivan	Lifeguard PT/EAST Coach	\$19.00	\$20.00
Osucha, Elizabeth	Lifeguard PT/EAST Coach	\$19.50	\$20.50
Patterson, Gianna	Lifeguard PT	\$16.50	\$16.75
Pikula, Madelyn	Rec. Attendant PT	\$17.50	\$17.75
Pratt, Samantha	Lifeguard PT/EAST Coach	\$19.00	\$20.00
Randall, Eddie	Lifeguard PT/Head guard	\$17.25/17.75	\$17.50/18.00
Roorbach, Nathan	Rec. Attendant PT	\$15.75	\$16.00
Schulz, Katie	Lifeguard PT/WSI	\$17.25/17.75	\$17.50/18.75
“ “	Lifeguard PT/Head guard	\$17.57	\$18.00
Sexton, Amelia	Rec. Attendant PT	\$16.75	\$17.00
Stahl, Avery	Lifeguard PT/WSI	\$16.75/17.75	\$17.00/18.75
Stanz, Sarah	Rec. Attendant PT	\$16.25	\$16.50
Strzelec, Olivia	Lifeguard PT	\$16.50	\$16.75
Tresmond, Jada	Rec. Attendant PT	\$16.25	\$16.50
Tunkey, Mila	Lifeguard PT	\$16.50	\$16.75
Valentine, Megan	Lifeguard PT	\$17.00	\$17.25
Valentine, Weston	Lifeguard PT/WSI	\$17.25/18.00	\$17.50/19.00
Vanderbosch, Madelyn	Rec. Attendant PT	\$16.25	\$16.50
Wiedeman, Damian	Rec. Attendant PT	\$16.25	\$16.50
Wilber, Gregory	Lifeguard PT/WSI	\$17.00/17.75	\$17.25/18.75
Winfield, Jacob	Lifeguard PT/WSI	\$17.00/18.00	\$17.25/19.00
Winfield, Susannah	Lifeguard PT/WSI	\$16.75/17.50	\$17.00/18.50
Zagrobelny, Erin	Lifeguard PT/WSI	\$16.75/17.50	\$17.00/18.50
Ziegler, Ben	Rec. Attendant PT	\$15.75	\$16.00

PT=part time RPT=regular part time WSI - water safety instructor

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

Action #425
Rec employee
rates aprvd for
2025

Councilman Wrazen moved to approve the following 2025
Recreation Summer Employee bonus rates and requirements that need to be
met to earn a bonus:

Title	Bonus	Hrs/Wk	Wks/Season	Total Hrs	Bonus/hr	Max staff	Max cost
Facility Mgr	\$600	40	11	440	\$1.36	1	\$600
Swim Lesson Coordinator	\$300	15	6	90	\$3.33	1	\$300
Camp Coordinator	\$400	35	7	245	\$1.63	2	\$800
Camp Counselor	\$300	35	7	245	\$1.22	8	\$2,400
Sports	\$150	20	7	140	\$1.07	4	\$600
Theater	\$ 75	7.5	4	30	\$2.50	2	\$150
Exclus. Little	\$150	12	4	48	\$3.13	2	\$300
Tennis Instructor	\$150	15	6	90	\$1.67	2	\$300
WSI	\$200	2 sessions					
WSI	\$300	3 sessions				7	\$2,100
Lifeguards		435	11	4785	\$1.00/hr	24	\$4,785.00

Total \$12,335.00

- Guard Example: 1 lifeguard works 20 hours each week for 11 weeks for a total of 220 hours times a bonus of \$1.00 per hour equals a maximum of \$220.00 bonus
- Employee must have obtained all required certifications by May 31, 2025 and certifications must be valid until August 8, 2025 for pool staff; June 30, 2025 until August 8, 2025 for park/playground staff
- Facility Manager, Head Guards and Lifeguards must work within 5 hours of their contracted hours per week from June 30, 2025 until August 8, 2025.
- Day Camp, Sport, and Theater staff must work their entire program season (first day of program through last day of program)
- Employee must attend all mandatory orientations, training, in-services, meetings, etc., during the pre-season, regular season and post-season.

- Employee must show up for all their shifts (entire length of shift) or find shift coverage if they are unable to attend. This is for all request-off types. If the department must find shift coverage or there is no coverage, the employee will not qualify for the bonus.
- Employee must have had no disciplinary action for the entire season, including but not limited to verbal, written, final or investigation.
- Employee must have completed sexual harassment training prior to the beginning of the season.
- Employees 18 years of age and older must have completed the background check release form prior to the start of the season. Employees turning 18 years of age during the season must complete the background check release form within one week of receiving an email from Praesidium.
- Employees contracted for less than 5 hours per week are not eligible for a bonus.

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

Action #426
Rec summer
employee
bonus rates
aprvd

Councilman Wochensky moved to authorize the Supervisor to sign the NYSEDA Agreement (Number 242070) for the \$50,000 grant received from NYSEDA toward the purchase of an EV pickup truck. Councilman Wrazen seconded the motion. Upon a vote being taken: ayes – four
noes – none Motion carried.

Action #427
Supv auth to
sign
NYSEDA
agreement

COMMUNICATIONS AND REPORTS:

- Solar Saving Initiative Letter
- Town Clerk – November 2024 report
- Dog Control – November 2024 report
- Work Requisitions – November 2024 report
- Supervisor – November 2024 report

BUSINESS FROM BOARD MEMBERS/LIAISONS:

Councilman Wochensky stated that the Solar Savings Initiative is a new solar project sign-up that has a 10% reduction in someone's utility bill. The primary supplier is retained and solar in the system means lower electric costs. This will help with the Town move toward the Silver Certification goal.

Councilman Wrazen noted that the Comprehensive Plan meeting is tomorrow. An open house date and location need to be decided on. Mr. Wrazen stated that approximately 400 survey responses have been received to date.

Councilman McCann stated he attended an event at the West Falls Center for the Arts.

Supervisor Snyder commended the Highway Department employees on the great job they did with snow removal during the recent snow event.

AUDIENCE II: none

STAFF REPORTS:

Police Chief Welch noted that there have been no issues to date regarding the Boies Road holiday light show.

Donna Bodekor stated she has handed out print copies of the Comprehensive Plan survey and that Erie County has given dish carts to the Center for the plates and silverware that they will be using for the lunch program instead of the plastic plates and cutlery they've been using.

Councilman McCann moved to adjourn at 7:04 p.m. Seconded by
Councilman Wrazen. Upon a vote being taken: ayes – four noes – none
Motion carried.

Action #428
Meeting
adjourned

Martha L. Librock
Town Clerk