

December 23, 2024

A meeting of the Town Board of the Town of Aurora took place on Monday, December 23, 2024, beginning at 11:00 a.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                   |
|                 | James F. Granville    | Councilman                   |
|                 | Raymond M. Wrazen     | Councilman                   |
|                 | Charles D. Snyder     | Supervisor                   |
| Others Present: | Brigid Maloney        | Town Attorney                |
|                 | Elizabeth Cassidy     | Code Enforcement Officer     |
|                 | Donna Bodekor         | Senior Center Director       |
|                 | Christopher Musshafen | Recreation/Aquatics Director |
|                 | David Gunner          | Highway Superintendent       |
|                 | Paul Ernst            | ZBA Chairman                 |
|                 | Rod Simeone           | ZBA Member                   |
|                 | Douglas Crow          | Planning Board Chairman      |
|                 | Timothy Stroth        | Planning Board Member        |
|                 | Elizabeth Wilber      | Live Stream Coordinator      |

Supervisor Snyder opened the meeting at 11:00 a.m. with the recitation of the Pledge of Allegiance to the Flag.

Councilman McCann moved to approve the consent agenda consisting of the December 9, 2024 meeting minutes and the December 23, 2024 Abstract of Claims PCard voucher 1571 and vouchers 1572 to 1622, to be paid from the following funds:

|                      |                  |
|----------------------|------------------|
| General              | \$ 55,263.40     |
| Part Town            | 20.79            |
| Highway/DB           | 20,125.07        |
| Capital/H7           | 5,235.08         |
| Special Districts    | <u>68,558.68</u> |
| Grand Total Abstract | \$149,203.02     |

Action #429  
12/9/24  
minutes;  
12/23/24  
abstract  
aprvd

Councilman Wrazen seconded the motion. Upon a vote being taken:  
ayes – four    noes – none    (Councilman Granville was not present for this vote.)  
Motion carried.

#### AUDIENCE I:

Donna Bodekor, Senior Center Director, stated the Ellipticals were delivered to the Senior Center last Thursday and are in full use by the Seniors.

#### UNFINISHED BUSINESS:

Councilman Wrazen moved to authorize the Town Attorney to prepare a local law for the rezoning request for 1686-1688 Davis Road, West Falls. Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – four    noes – none    (Councilman Granville was not present for this vote.)  
Motion carried.

Action #430  
Twn Atty to  
prepare 1686-  
1688 Davis  
rezoning LL

Councilman Wochensky moved to authorize the Town Attorney to prepare a local law for the rezoning request for 397 Old Glenwood Road, West Falls. Councilman McCann seconded the motion. Upon a vote being taken: ayes – four    noes – none    (Councilman Granville was not present for this vote.)  
Motion carried.

Action #431  
Twn Atty to  
prepare 397  
Old Glenwd  
rezoning LL

Councilman Wrazen moved to approve the use of ARPA funds as amended:

- 1) Recreation purchase of shelving, a cart and outdoor Gaga ball pit:
  - a. Approved: \$1,096.28
  - b. Actual: \$1,108.88
  - c. Difference: \$12.60
  - d. Reason: Pricing fluctuations on Amazon
- 2) Historian purchase of shelving:
  - a. Approved: \$2,438
  - B. Actual: \$2,461.48
  - c. Difference: \$23.48
  - d. Reason: Shipping increase
- 3) Town Clerk purchase of shelving:
  - a. Approved: \$3,267.00
  - b. Actual: \$3,268.05
  - c. Difference: \$1.05
  - d. Reason: Shipping increase
- 4) Building Department purchase of shelving (2):
  - a. Approved: \$983 each/ \$1,966 total
  - b. Actual: \$1,075.11 each/ \$2,150.22 total
  - c. Added Assembly Cost: \$35 each/ \$70 total
  - d. Difference: \$127.11 each/ \$254.22 total
  - e. Reason: order cancelled on Amazon/out of stock. Placed order with WB Mason.
- 5) Building Department purchase of iPhone 16 (2):
  - a. Approved: \$929.99 each/ \$1,859.98 total
  - b. Actual: \$479.99 each/ \$959.98 total
  - c. Difference: (\$900)
  - d. Reason: government pricing received upon placing order
- 6) Remaining Balance to put towards Highway Trailer:
  - a. Approved: \$8,511.63
  - b. Actual: \$12,287.13
  - c. Difference: \$3,775.50
  - d. Reason: updates above; anticipated spending that did not occur

Action #432  
Amended use  
of ARPA  
funds aprvd

Councilman McCann seconded the motion. Upon a vote being taken:  
eyes – four      noes – none      (Councilman Granville was not present for this  
vote.)      Motion carried.

Councilman McCann moved to approve payment no. 15 to Azar Design Co. (formerly Foit Albert) in the amount of \$2,542.08 for professional services rendered from November 2 to November 29, 2024 for the East Fillmore Avenue bridge replacement project. Funds will be disbursed from H7 5120.210. Councilman Wochensky seconded the motion. Upon a vote being taken: eyes – four      noes – none      (Councilman Granville was not present for this vote.)      Motion carried.

Action #433  
Pymt 15 to  
Azar for E.  
Fillmore  
bridge proj  
aprvd

Councilman McCann moved to approve payment no. 15 to Azar Design Co. (formerly Foit Albert) in the amount of \$2,693.00 for professional services rendered from November 2 to November 29, 2024 for the Church Street bridge replacement project. Funds will be disbursed from H7 5120.210. Councilman Wochensky seconded the motion. Upon a vote being taken: eyes – four      noes – none      (Councilman Granville was not present for this vote.)      Motion carried.

Action #434  
Pymt 15 to  
Azar for  
Church St  
bridge proj  
aprvd

Councilman McCann moved to set 6:30p.m. on Monday, January 13, 2025 at the Aurora Municipal Center, 575 Oakwood Avenue, East Aurora, NY as the time, date and place for a Public Hearing on a Special Use Permit

application for a short-term rental at 99 Gypsy Lane. Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – three noes – none (Councilmen Wrazen & Granville were not present for this vote.)  
Motion carried.

Action #435  
Public hrg set  
for 99 Gypsy  
short term  
rental SUP

Councilman Wochensky moved to set 6:30p.m. on Monday, January 13, 2025 at the Aurora Municipal Center, 575 Oakwood Avenue, East Aurora, NY as the time, date and place for a Public Hearing on a Special Use Permit application for a short-term rental at 603 Jewett Holmwood Road. Councilman McCann seconded the motion. Upon a vote being taken: ayes – three noes – none (Councilmen Wrazen & Granville were not present for this vote.)  
Motion carried.

Action #436  
Public hrg set  
for 603  
Jewett  
Holmwood  
short term  
rental SUP

Councilman Wochensky moved to set 6:30p.m. on Monday, January 13, 2025 at the Aurora Municipal Center, 575 Oakwood Avenue, East Aurora, NY as the time, date and place for a Public Hearing on a Site Plan Review for and addition to the building, façade changes and existing parking lot relocation at 1045 Davis Road. Councilman McCann seconded the motion. Upon a vote being taken: ayes – three noes – none (Councilmen Wrazen & Granville were not present for this vote.)  
Motion carried.

Action #437  
Public hrg set  
for 1045  
Davis site  
plan

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

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 910 Olean 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 910 Cook Road.

Upon a vote being taken: ayes - four noes – none (Councilman Granville was not present for this vote.)  
Motion carried.

Action #438  
Neg SEQR  
Declaration  
Issued for  
910 Olean  
short term  
rental SUP

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

**RESOLUTION APPROVING SITE PLAN FOR SHORT TERM RENTAL  
910 Olean Road**

WHEREAS, Monica Johnson had applied for a Site Plan review for a short term rental at 910 Olean Road, East Aurora, NY; and

WHEREAS, when this application was submitted site plan review was required for a short term rental; and

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

WHEREAS, the Planning Board voted unanimously to recommend that the Town Board approve the site plan; 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 the Code of the Town of Aurora, the Town Board of the Town of Aurora does hereby approve the site plan for a short-term rental to Moncia Johnson at 910 Olean Road, East Aurora, NY. Upon a vote being taken: ayes - four noes – none (Councilman Granville was not present for this vote.) Motion carried.

\* \* \* \* \*

Action #439  
Short term  
rental site  
plan aprvd  
for 910 Olean

NEW BUSINESS:

Councilman McCann moved to authorize the Supervisor to sign the proposal from Municipal Solutions, Inc., 62 Main St., Leroy, NY, to assist the Town with Continuing Disclosure filings and regulations in accordance with the Securities and Exchange Commission Rule 15c2-12. Councilman Wrazen seconded the motion. Upon a vote being taken: ayes – four noes – none (Councilman Granville was not present for this vote.)

Motion carried.

Action #440  
Supv auth to  
sign filing  
proposals  
with  
Municipal  
Solutions

Councilman Wrazen moved to authorize the Supervisor to sign the 2025 Boys and Girls Club of East Aurora (“Club”) agreement whereby the Club will provide services and programs, as noted in Exhibit A of the agreement, to the youth of the Town of Aurora and in consideration therefore, the Town will pay the Club the sum of \$35,000.00 in four installments. Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – four noes – none (Councilman Granville was not present for this vote.)

Motion carried.

Action #441  
Supv auth to  
sign 2025  
agreement  
with EA  
Boys & Girls  
Club

Councilman Wochensky moved to accept the following donations for the Aurora Senior Center, to be deposited to TA1000.0090 Senior Center Donations:

- \$100.00 from the Day Lily Society
- \$350.00 from Southtowns Needlenuts

Councilman McCann seconded the motion. Upon a vote being taken: ayes – four noes – none (Councilman Granville was not present for this vote.)

Motion carried.

Action #442  
Two  
donations for  
SrCtr  
accepted

Councilman Wrazen moved to approve the payout of accrued compensation time as follows:

- To Richard Miga, ACOE, \$1,054.71 for 35.5 hours of comp time
- To Elizabeth Casidy, COE, \$492.62 for 14.25 hours of comp time

Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – four noes – none (Councilman Granville was not present for this vote.)

Motion carried.

Action #443  
Accrued  
Comp payout  
for R. Miga  
& E. Cassidy  
aprvd

Councilman McCann moved to approve the following budget transfers to cover the compensation time payout for R. Miga and E. Cassidy:

From: A3620.102 Bldg. Dept. Clerical \$1,189.00  
To: A3620.103 Asst. COE (Miga) \$1,189.00

From: A3620.404 Bldg. Dept. Travel & Expense \$519.00  
To: A3620.100 COE (Cassidy) \$519.00

Councilman Wochensky seconded the motion. Upon a vote being taken: ayes - four noes – none (Councilman Granville was not present for this vote.)

Motion carried.

Action #444  
Budget  
transfers for  
comp payout  
aprvd

Councilman McCann moved to approve John Dean of Dean Electrical Inspections of WNY, LLC as an electrical inspector for the Town of Aurora.

Councilman Wochensky seconded the motion. Upon a vote being taken:  
ayes - four                   noes – none     (Councilman Granville was not present for this vote.)  
Motion carried.

Action #445  
J. Dean aprvd as electrical inspector for Town

Councilman Wochensky moved to engage Authur J. Gallagher Risk Management Services, Inc., as the Town’s insurance broker and to authorize the Supervisor to sign the Broker Letters of Authorization for the Town’s tank pollution, workers compensation, cyber liability and public official’s policies. Councilman Wrazen seconded the motion. Upon a vote being taken:  
ayes – four                   noes – none     (Councilman Granville was not present for this vote.)  
Motion carried.

Action #446  
Supv authorized to sign engagement ltrs with A. J. Gallagher Risk Mgmt for insurance broker svcs

Councilman Wrazen moved to authorize the Supervisor to sign the extension of the agreement (three-years effective 1/1/2025 through 12/31/2027) with Waste Management for Collection, Hauling and disposal of Garbage/Trash/White Goods/Recyclables for the Town at a per unit rate of \$266.97 per unit for the first year of the extension. Councilman McCann seconded the motion. Upon a vote being taken: ayes - four (Councilman Granville was not present for this vote.)     noes – none                   Motion carried.

Action #447  
Supv auth to sign Waste Mgmt 3yr contract extension

(Excerpt from the original agreement: 1.15.3 At the conclusion of the First Renewal Term, if applicable, the Contract shall be automatically renewed a second time, on the same terms and conditions as the Initial Term, for a second renewal term commencing on January 1, 2025 and continuing through and including December 31, 2027 (“Second Renewal Term”), unless the Town *or* the Contractor *provides notice to the other party of their intent not to renew the Contract not less than fourteen (14) calendar days prior to the expiration of the First Renewal Term.*)

Councilman McCann moved to authorize the Supervisor to sign the Audit Letter of Engagement and the Financial Report Letter of Engagement with Drescher & Malecki LLP, for the year ended December 31, 2024. Councilman Wochensky seconded the motion. Upon a vote being taken:  
ayes – five                   noes – none                   Motion carried.

Action #448  
Supv auth to sign audit engagement ltrs with Drescher Malecki

Councilman Wrazen moved to declare a Dayton Grinder, Town inventory #1289, as surplus inventory. Councilman Granville seconded the motion. Upon a vote being taken: ayes – five                   noes – none  
Motion carried.

Action #449  
Dayton grinder declared surplus inventory

Councilman Wrazen moved to authorize the Supervisor to sign the Automated Clearing House (ACH) agreement with the Bank of Holland increasing the exposure limit to \$80,000.00. Councilman McCann seconded the motion. Upon a vote being taken: ayes – five                   noes – none  
Motion carried.

Action #450  
Supv auth to sign ACH agreement with Bank of Holland

Councilman Wochensky moved to approve the request from Highway Superintendent Gunner to promote Michael Ingelfinger from MEO to Working Crew Chief at a rate of \$35.68/hour effective January 1, 2025, contingent upon creation of an additional Working Crew Chief Civil Service Position for the Town. Councilman McCann seconded the motion. Upon a vote being taken: ayes – five                   noes – none                   Motion carried.

Action #451  
M. Ingelfinger promotion to Working crew chief aprv

Councilman Wochensky moved to extend all current Board and Committee appointments to the January 13, 2025 Organizational meeting. Councilman Granville seconded the motion. Upon a vote being taken:  
ayes – five                   noes – none                   Motion carried.

Action #452  
All 2024 appointments extended to 1/13/2025 reorg mtg

COMMUNICATIONS AND REPORTS:

- Comp Alliance award letter
- Town Clerk/Tax – November 2024 report
- Town Clerk/Water – November 2024 report
- Senior Center – November 2024 report
- Recreation – November 2024 report
- Building Dept. – November 2024 report
- EAPD – November 2024 report

BUSINESS FROM BOARD MEMBERS/LIAISONS:

Councilman Wrazen stated that they are finalizing the Comprehensive Plan Public Forum date, time and location.

Councilman Granville wished everyone a Merry Christmas.

Councilman Wochensky spoke about the Climate Smart Community Task Force, possible Silver status by Fall of 2025, and solar on Town property.

Councilman McCann spoke about the tree trimming that has taken place in the Village and will cross over to the Town at Castle Hill and Glenridge Roads. Mr. McCann noted that a Narcan box and the deer population will continue to be discussed in 2025.

Supervisor Snyder noted that the Town received eight grants in 2024, not including the Bridge/Culvert replacement grants. Mr. Snyder wished everyone a Merry Christmas and Happy New Year.

AUDIENCE II:

STAFF REPORTS:

Chris Musshafen stated his department has begun planning for summer programs.

Councilman McCann moved to adjourn at 11:30 a.m. Seconded by Councilman Wrazen. Upon a vote being taken: ayes – five noes – none Motion carried. Action #453 Meeting adjourned

Martha L. Librock  
Town Clerk