

August 24, 2015

A meeting of the Town Board of the Town of Aurora took place on Monday, August 24, 2015, at 7:00 p.m. in the Town Hall Auditorium, 300 Gleed Avenue, East Aurora, New York.

Members Present:	Jeffrey T. Harris	Councilman
	Susan A. Friess	Councilwoman
	Charles D. Snyder	Councilman
	James J. Bach	Supervisor
	Jolene M. Jeffe	Councilwoman
Others Present:	Ronald Bennett	Town Attorney
	William Kramer	Code Enforcement Officer
	William Wheeler	GHD Consulting
	Karl Simmeth	Community Liaison - Assemblyman DiPietro's office

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

Jeff Smith, Municipal Solutions, spoke to the Board about the water district refunding bond savings. In 2013, under former Supervisor Jolene Jeffe, preparations were made to refund the Town's USDA loans for Town water districts, with an anticipated budgetary savings in the \$1.8 million range. In June 2013, a sudden increase in conventional bond rates negated the refunding. In November 2014, the Town refunded its USDA loans for Water Districts 10 ext. 4; 16; 16 ext. 1; 17; 10 ext. 5; and Water Improvement Area 5 with a conventional bond issue underwritten by Roosevelt & Cross. This resulted in a budgetary savings of \$598,566.95. In 2015, using the New York State Environmental Facilities Corporation Drinking Water Loan Fund, the USDA loan for Water District 18 was refunded resulting in \$3,463,120.42 budgetary savings. The refunding bond issues resulted in a combined budgetary savings of \$4,061,687.00.

Councilwoman Jeffe moved to approve the minutes of the August 10, 2015 Town Board meeting; seconded by Councilwoman Friess. Upon a vote being taken: ayes – five noes – none	Motion carried.	Action #255 8/10/15 meeting min approved
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#### AUDIENCE I:

Karl Simmeth, Community Liaison for Assemblyman David DiPietro, reminded those present that information regarding Mr. DiPietro's agenda on SCOPE, Common Core and other issues could be seen on the Assemblyman's Facebook page and website.

UNFINISHED BUSINESS: none

#### NEW BUSINESS:

Councilwoman Friess moved to change the Civil Service title of Elizabeth Cassidy from Clerk Part Time Seasonal to Clerk Part Time effective September 9, 2015. Councilman Snyder seconded the motion. Upon a vote being taken: ayes – five noes – none	Motion carried.	Action #256 E. Cassidy civil service title change aprvd
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Councilman Harris moved to change the Civil Service title of Jason Buranich from Laborer Part Time Seasonal to Laborer Regular Part Time effective August 31, 2015. Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes – five noes – none	Motion carried.	Action #257 J. Buranich civil service title change aprvd
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Councilman Snyder moved to approve the emergency repair to the Castle Hill pump station by CIR Electrical Construction Corp., 400 Ingham Ave., Buffalo, NY 14218 in the amount of \$3,459.00. Funds will be disbursed from ZB 8340.401; W7 8340.401; WB 8340.401 and WM 8340.401. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none	Motion carried.	Action #258 Emergency repair to Castle Hill pump station aprvd
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Councilwoman Friess moved to accept a \$500 donation from Phillip and Cynthia Vance, Orchard Park, NY, for the Baseball Diamond Project. Funds will be deposited to A2705.100 Baseball Diamond Improvement donations. Councilman Snyder seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #259  
Baseball  
diamond  
project  
donation  
accepted.

Councilwoman Jeffe moved to authorize Justice Court Action against Charles Vance, 1963 Davis Road, PO West Falls, Town of Aurora, NY, in accordance with Aurora Town Code Chapter 116 Zoning, Section 116-19 Keeping of animals and fowl in R Districts. Councilman Snyder seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #260  
Justice Court  
Action  
authorized for  
Vance - 1963  
Davis Rd

Councilman Harris moved to authorize Justice Court Action against Paul Pawlak, 1707 Emery Road, PO East Aurora, Town of Aurora, NY, in accordance with Aurora Town Code Chapter 116 Zoning, Section 116-55 paragraph A – Building and occupancy permits and Aurora Town Code Chapter 65, Section 65-15 paragraph A – Certificate of occupancy required. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #261  
Justice Court  
Action  
authorized for  
Pawlak – 1707  
Emery Rd

Councilman Snyder moved to authorize Justice Court Action against Karen Bochicchio, 502 Snyder Road, PO East Aurora, Town of Aurora, NY, (mailing address: 9813 Center Street, Glenwood, NY 14069) in accordance with Aurora Town Code Chapter 116 Zoning, Section 116-55 paragraph A – Building and occupancy permits and Aurora Town Code Chapter 65, Section 65-15 paragraph A – Certificate of occupancy required. Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #262  
Justice Court  
Action  
authorized for  
Bochicchio –  
502 Snyder Rd

Councilman Snyder moved to authorize Justice Court Action against Donald Pressing, Sr., 992 Olean Road, PO East Aurora, Town of Aurora, NY, in accordance with Aurora Town Code Chapter 108 Vehicles Abandoned, Section 108-4 Restriction on open storage and Section 108-6 Abandonment or storage of vehicles. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #263  
Justice Court  
Action  
(vehicles)  
authorized for  
Pressing – 992  
Olean Rd

Councilman Snyder moved to authorize Justice Court Action against Donald Pressing, Sr., 992 Olean Road, PO East Aurora, Town of Aurora, NY, as a result of his failure to comply with the provisions of a Restrictive Covenant Agreement dated April 15, 2014 (filed in the Erie County Clerk's office on May 14, 2014). Councilman Harris seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #264  
Justice Court  
Action  
authorized for  
Pressing – 992  
Olean Rd

Councilman Harris moved to set a Public Hearing for September 14, 2015 at 7:00 p.m. at the Town Hall Auditorium, 300 Gleed Avenue, East Aurora, NY, to hear comments and concerns regarding an unsafe building under Chapter 65, Article I, Section 65-20 of the Code of the Town of Aurora, for property located at 43 Manchester Road, PO East Aurora, New York, 14052; Tax Map #186.01-1-26 reputedly owned by Michael and Kimberly Mawk. Councilman Snyder seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #265  
Public Hrg set  
for unsafe  
building – 43  
Manchester

Supervisor Bach stated that agenda item 6G- Deputy Prosecutor resignation - was withdrawn.

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

- SSMC Parking Lot project – August 1-14, 2015 expense report
- Water Clerk - July 2015 report
- Town Clerk/Tax – July 2015 report
- Building Department – July 2015 report
- Parks/Buildings – July work requisitions
- EAPD – July report
- Erie County Agricultural District: Public Notice – Supervisor Bach read the following:

### **PUBLIC NOTICE**

#### 30-DAY PERIOD FOR INCLUSION OF PREDOMINANTLY VIABLE AGRICULTURAL LANDS INTO EXISTING AGRICULTURAL DISTRICTS

Per New York State Agriculture and Markets Law Section 303-b, the Erie County Legislature designated September 1 through September 30 as the annual thirty-day period during which landowners may submit requests to include predominantly viable agricultural land into an existing certified agricultural district.

Copies of the application form have been provided to Municipal Clerks, Assessors, and Chief Elected Officials for distribution to interested landowners. The application is also available on the DEP website at [www.erie.gov/environment](http://www.erie.gov/environment).

The Erie County Department of Environment and Planning will accept applications from September 1 through September 30. Any questions on this process should be directed to the Erie County Department of Environment and Planning.

A public hearing will also be scheduled at a later date to consider all inclusion requests and the recommendations of the Erie County Agricultural and Farmland Protection Board.

#### **CONTACT:**

Elias Reden, Planner  
Erie County Environment & Planning  
95 Franklin Street, 10<sup>th</sup> Floor  
Buffalo, NY 14202  
Phone: (716) 858-1911  
Fax: (716) 858-7248  
Email: [agriculture@erie.gov](mailto:agriculture@erie.gov)

#### **BUSINESS FROM BOARD MEMBERS:**

Councilman Harris attended the hot dog roast in West Falls sponsored by Erie County Legislators John Mills and Joe Lorigo. He commended the East Aurora Fire Department and complimented them on their new fire hall.

Councilwoman Jeffe thanked the Town Clerk for her efforts in the refunding of WD 18.

Councilwoman Friess echoed Mrs. Jeffe's thanks and also thanked Jeff Smith of Municipal Solutions, for all his hard work and perseverance.

Councilman Snyder also thanked the Town Clerk for her work on this project.

Supervisor Bach thanked the Town Clerk and congratulated the EAFD on their new home.

AUDIENCE II: none

STAFF REPORTS: none

The "Prepaid" Abstract of Claims dated August 17, 2015, consisting of vouchers numbered 1276 to 1282, was presented to the Board for audit and authorization of payment from the following funds:

General	2,938.50
Enterprise/Gleed	74.72
Special Districts	<u>2,311.61</u>
Grand Total Abstract	\$ 5,324.83

The "Prepaid" Abstract of Claims dated August 18, 2015, consisting of vouchers numbered 1283 to 1283, was presented to the Board for audit and authorization of payment from the following funds:

Special Districts	<u>.68</u>
Grand Total Abstract	\$0.68 *

(\*Note: amount is correct – balance due to USDA Rural Development for WD18 interest payment)

The Abstract of Claims dated August 24, 2015, consisting of vouchers numbered 1284 to 1378, was presented to the Board for audit and authorization of payment from the following funds:

General	40,400.76
Highway	20,811.46
Enterprise/Gleed	18,927.06
Special Districts	<u>3,716.13</u>
Grand Total Abstract	\$83,855.41

Councilwoman Jeffe moved to approve the August 17, August 18, and August 24 Abstracts of Claims as presented and authorize payment of same. Councilman Harris seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #266  
10/17; 10/18;  
& 10/24  
Abstracts of  
Claims aprvd

Councilwoman Jeffe moved to adjourn at 7:30p.m.; seconded by Councilwoman Friess. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #267  
Meeting  
adjourned.

Martha L. Librock  
Town Clerk