

March 14, 2011

A meeting of the Town Board of the Town of Aurora took place on Monday, March 14, 2011, at 7:00 p.m. in the Town Hall Auditorium, 300 Gleed Avenue, East Aurora, New York.

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

Others Present:	Ronald P. Bennett	Town Attorney
	Bryan Smith	Town Engineer
	Peggy Cooke	Recreation Director
	David Gunner	Highway Superintendent
	William Adams	Planning Board member

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

The Supervisor stated that there will be a change to the agenda and that SEQR for the Gleed bond resolution and the bond resolution will be tabled, noting that late today another Town Hall option was presented that merits looking at.

Councilwoman Friess moved to approve the minutes of the February 28, 2011 Town Board Work Session; seconded by Councilman Harris. Upon a vote being taken: ayes – five noes – none	Motion carried.	Action #53 2/28/11 Work Session minutes aprvd
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Councilwoman Friess moved to approve the minutes of the February 28, 2011 Town Board Meeting; seconded by Councilman Harris. Upon a vote being taken: ayes – five noes – none	Motion carried.	Action #54 2/28/11 Town Board minutes aprvd.
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AUDIENCE I:

Art Giacalone, Knox Road, asked for more details regarding the tabling of the bond resolution. Councilman Collins responded that a plan to expand the library by adding a two story addition was presented and the financial reduction from previous plans is substantial enough to look at.

UNFINISHED BUSINESS:

Councilman Bach moved to approve the use of MyRec.com by the Town of Aurora Recreation Department for on-line program registration, including payment by credit card and use of health insurance flex cards for a fee of \$2,680.00. Councilman Collins seconded the motion. Upon a vote being taken: ayes – five noes – none	Motion carried.	Action #55 On-line recreation program registration and credit card payment aprvd
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NEW BUSINESS:

Councilman Collins moved to amend the agenda to add item 6N – Networks Services Agreement; seconded by Councilwoman Friess. Upon a vote being taken: ayes – five noes – none	Motion carried.	Action #56 Agenda amended
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Councilman Bach moved to table agenda items 6A (SEQR) and 6B (Gleed Bond Resolution). Councilman Harris seconded the motion. Upon a vote being taken: ayes – five noes – none	Motion carried.	Action #57 Gleed SEQR & bond resolution tabled
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Councilwoman Friess moved to authorize the Supervisor to sign the following inter-municipal agreement with the Town of Wales for Dog Control duties and services:

AGREEMENT made this 14th day of March, 2011, by and between

TOWN OF AURORA
5 South Grove Street
East Aurora, New York 14052

hereinafter referred to as "Aurora", and

TOWN OF WALES
12345 Big Tree Road
Wales Center, New York 14169

hereinafter referred to as "Wales".

WHEREAS, Aurora has a Dog Control Officer who services the Town of Aurora in such capacity, and

WHEREAS, the parties have negotiated an Inter-Municipal Agreement whereby the Aurora Dog Control Officer would perform similar duties in the Town of Wales,

NOW, THEREFORE, the parties agree as follows:

1. TERM: This Agreement shall commence on January 1, 2011 and shall terminate on December 31, 2013. This agreement may be terminated at any time by either party by giving written notice not less than ninety (90) days prior to the date of such termination.
2. COMPENSATION AND COSTS: The services rendered by the Dog Control Officer shall be paid as follows:
 - A. \$2,900.00 as an annual administration fee payable on April 1, 2011 and on the 1st day of April for the years 2012 and 2013.
 - B. For time other than administration, at an hourly rate of \$65.00 per hour and \$.50 per mile on a quarterly basis.
 - C. In the event the Dog Control Officer impounds a dog and after seven (7) days no one claims the dog, Wales shall be responsible for costs to have the dog submitted to the SPCA and/or involved in euthanization. Any impoundment fees shall be paid and retained by Aurora in accordance with Chapter 55 of the Codes of the Town of Aurora, a copy of which is annexed as Exhibit "A".
3. DOG CONTROL OFFICER: The Town of Aurora employs a Dog Control Officer, the duties of which are annexed as Exhibit "B". These duties shall be provided to the Town of Wales by the Dog Control Officer of Aurora.
4. TOWN OF WALES DOG CONTROL: Chapter 79 of the Codes of the Town of Wales sets forth the provisions and regulations for control of dogs, a copy of which is annexed as Exhibit "C". Chapter 79 will be utilized by the Dog Control Officer in the enforcement of such regulations within the Town of Wales.

5. EMPLOYMENT: The Dog Control Officer shall be an employee of Aurora. Aurora shall be responsible and maintain all employment benefits of the Officer, including but not limited to, workers compensation and general liability insurance.
6. ENFORCEMENT: Chapter 79 of the Codes of the Town of Wales shall be enforced by the Dog Control Officer with Wales being responsible for all Court costs and shall receive all Court-mandated fines resulting and arising from Code enforcement. Enforcement shall be provided upon the specific requests of Town Officials, Town residents and law enforcement officials. Aurora shall provide information for contacting the Dog Control Officer for requested services.
7. IDENTIFICATION: Wales shall supply Aurora with a list of licensed dogs to assist the Dog Control Officer in identifying the owner of a dog picked up for the purpose of contacting as soon as possible.
8. LICENSES: If the Dog Control Officer picks up an unlicensed dog, it must be licensed before it is released to the owner. The policy of Aurora is to license the dog through the system of the Town of Aurora and transfer the license information to the municipality where the dog resides.
9. EFFECTIVE: This Agreement shall be effective upon approval by the governing body of the Town of Aurora and the Town of Wales, and upon execution thereof by the authorized official.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement the date and year first above written.

Action #58
Agreement for
Dog Control
svcs with
Town of Wales
approved.

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

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Councilman Bach moved to approve the request from Town Historian Robert Lowell Goller to attend the meeting of the Government Appointed Historians of WNY on Saturday, May 7, 2011 in Batavia, NY. The \$20 registration fee and mileage reimbursement will be disbursed from A7150.404 Historian Expense and Travel. Councilman Collins seconded the motion. Upon a vote being taken: ayes – five noes – none
Motion carried.

Action #59
Historian to
attend
conference in
Batavia, NY.

Councilwoman Friess moved to approve the request from Dog Control Officer Sheryl Harris to attend the Town of Webster/NYS Agriculture and Markets conference in Webster, NY, April 11-13, 2011. The \$279.00 cost for attending the conference (\$55 registration; \$25 Red Cross course; hotel \$100; mileage/tolls \$74.25; and meals \$25) will be disbursed from A3510.404 Dog Control Expense and Travel. Councilman Collins seconded the motion.

Action #60
DCO to attend
conference in
Webster, NY.

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

Councilman Harris moved to approve the request from Town Clerk Martha Librock to attend the 29th Annual NYS Town Clerks Association Conference in Buffalo, NY, May 2-4, 2011. The \$511.00 cost to attending the conference will be disbursed from A1410.401 Town Clerk mileage.

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

Councilman Bach moved to appoint Don Owens, Hubbard Road, East Aurora, NY (current Town Planning and Conservation Board chairman), as the Town's representative to the Erie County Environmental Management Council for a two-year term to expire on May 31, 2013.

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

Councilwoman Friess moved to authorize the Supervisor to sign a contract with Lardon Construction Corp., 108 Lake Avenue, Blasdell, NY, whereby Lardon agrees to remove any and all chips, stumps, leaves and grass, brush, grindings and logs collected by the Highway Department from Highway Department property and dispose of same at no cost to the municipality for the period March 1, 2011 through February 28, 2013, contingent upon receipt of an insurance certificate from Lardon naming the Town of Aurora as additional assured. Councilman Collins seconded the motion. Upon a vote being taken: ayes – five noes – none

Motion carried.

Quotes for a pickup truck lift gate were received from:

Kaminski and Sons Truck Equipment	\$2360.00
Unicel	\$2941.00
STS Truck Equipment & Trailer Sales	\$2650.00
Valley Fab & Equipment, Inc.	\$2587.50

Councilman Bach moved to approve the purchase of a 26" deep two piece Thieman TT12 series pickup lift gate from Kaminski and Sons Truck Equipment, 245 Lewis Street, Buffalo, NY in the amount of \$2360.00 to be disbursed from SR8189.401 Recycling. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none

Motion carried.

Quotes for tires for a Ford 555 Tractor/Backhoe were received from:

Main Tire Exchange, Inc.	\$1944.40
Flynns Omar's Tire Service	\$1177.00
Preischel Brothers Service, Inc.	\$1433.56

Councilwoman Friess moved to approve the purchase of two (rear) tires for the Ford 555 Tractor/Backhoe from Flynns Omar Tire Service, 772 Elk Street, Buffalo, NY in the amount of \$1177.00.

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

Peggy Cooke, Recreation Director, is requesting approval to contribute family pool memberships to various organizations in exchange for recreation services. The value of the membership ranges from \$26-\$89 depending on the number of persons in the family.

Councilman Harris moved to approve the donation of a Community Pool family membership to each of the following organizations for 2011:

- Moose Lodge #370
- Kiwanis Club of East Aurora

Action #61
Town Clerk to attend conference in Buffalo, NY

Action #62
D. Owens appointed to EC Environ. Mgmt. Council

Action #63
Supv. auth. to sign contract with Lardon Construction to remove brush, etc. from hwy property.

Action #64
Purchase of lift gate for pickup truck approved.

Action #65
Purchase of 2 tires for tractor/backhoe approved.

Boys & Girls Club of East Aurora
East Aurora Elementary Parent Teacher Organization
Explore and More Children's Museum
D.A.R.E.
Weslyan Church (of East Aurora)
Immaculate Conception School (East Aurora)

Action #66
Donation of
pool passes
aprvd.

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

Councilman Collins moved to approve the following budget
transfer to cover the cost of the phone line used for the fire alarm at 300
Gleed Ave.:

Action #67
Gleed budget
transfer aprvd.

From: ER1621.420 Gleed Maintenance Contracts \$1000.00
To: ER1621.406 Gleed Telephone \$1000.00

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

Councilman Collins moved to approve the following budget
transfer to cover payroll for the New Programs portion of the Recreation
budget:

Action #68
Recreation
budget transfer
aprvd.

From: A7186.411 Recreation New Programs \$1500.00
To: A7186.100 Recreation New Programs Payroll \$1500.00

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

Action #69
Supv. auth to
sign Reed Hill
Subdiv. water
supply
application

Councilwoman Friess moved to authorize the Supervisor to sign
the NYS Department of Health Application for Approval of Plans for
Public Water Supply Improvement for the Reed Hill Subdivision.

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

Action #70
Supv. auth to
sign Network
Services
computer
support
contract

Councilman Collins moved to approve the 2011 Dedicate
Resource Agreement with Network Services, LLC, whereby Network
Services will provide on-site labor support to the Town for computer
hardware and software related issues for a fee of \$11,700.00.

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

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

- Assessor – February 2011 report
- Senior Center – February 2011 report
- Town Clerk – February 2011 report
- Tax Receiver – February 2011 report
- Supervisor – December 2010 and January 2011 reports
- Work Requisitions – February 2011 report
- East Aurora Police Dept. – February 2011 report

AUDIENCE II:

John Hughes, Blakeley Road, asked if the public could look at the library plan.

Councilwoman Friess stated that the Board would like to look at it first.

Joan Herrold, Prospect Ave., stated that the new plan is great news.

BUSINESS FROM BOARD MEMBERS AND STAFF:

Councilwoman Friess stated that the Board will take two weeks to consider the Main Street Town Hall/Library plan.

Councilman Bach noted that he first saw the new Town Hall plan 20 minutes ago and it is the Board's job to do its due diligence.

Peggy Cooke stated that on-line registration for recreation programs will begin April 4th and applications for part-time seasonal recreation employment are being accepted through the end of March.

OLD BUSINESS (continued)

Ryan Fishback of Boy Scout Troop 513 is proposing, as his Eagle Scout Project, to construct a stairway at the town's Pioneer Cemetery on Oakwood Ave. The stairway will lead from the Oakwood Avenue entrance to the cemetery up to the top of the hill.

Action #71
Pioneer
Cemetery
Eagle Scout
project aprvd.

Councilwoman Friess moved to approve the Eagle Scout project proposed by Ryan Fishback of Boy Scout Troop 513 for building a stairway at the Pioneer Cemetery on Oakwood Avenue. Councilman Bach seconded the motion. Upon a vote being taken: ayes – five
noes – none
Motion carried.

The March 14, 2011 "2010 Encumbered" Abstract of Claims, consisting of voucher number 2533, was presented to the Board for audit and authorization of payment from the following fund:

Water District 10	<u>\$4,534.69</u>
Grand Total Abstract	\$4,534.69

The March 14, 2011 Abstract of Claims, consisting of vouchers numbered 348 to 441, was presented to the Board for audit and authorization of payment from the following funds:

General	\$ 40,752.06
Part Town	201,250.00
Highway	25,928.20
Enterprise/Gleed	4,904.31
Special Districts	<u>100,009.29</u>
Grand Total Abstract	\$372,843.86

Councilwoman Friess moved to approve the March 14, 2011 "2010 Encumbered" and the March 14, 2011 Abstracts of Claims as presented and to authorize payment of same. Councilman Harris seconded the motion. Upon a vote being taken: ayes – five
noes – none
Motion carried.

Action #72
3/14/11
Abstracts of
Claims aprvd.

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

Action #73
Meeting
adjourned.

Martha L. Librock
Town Clerk

