

September 24, 2018

A meeting of the Town Board of the Town of Aurora took place on Monday, September 24, 2018 at 7:00 p.m. in the Town Hall Auditorium, 300 Glead Avenue, East Aurora, New York.

Members Present:	Jeffrey T. Harris	Councilman
	Jolene M. Jeffe	Councilwoman
	Susan A. Friess	Councilwoman
	Charles D. Snyder	Councilman
	James J. Bach	Supervisor

Others Present:	Ronald P. Bennett	Town Attorney
	David Gunner	Highway Superintendent
	Tony Rosati	ZBA member
	Shane Krieger	Chief of Police

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

Councilman Snyder moved to approve the minutes of the September 6, 2018 bid opening and the September 10, 2018 work session and meeting. Councilman Harris seconded the motion. Upon a vote being taken: ayes – five noes – none	Motion carried.	Action #271 9/6 bid opening; 9/10 wk sess & mtg min aprvd
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AUDIENCE I: none

UNFINISHED BUSINESS: none

NEW BUSINESS:

Councilwoman Friess moved to add item 6I – Asset transfer to ECWA; item 6J – refer ODA to Planning Board; item 7D – Building Department report; and item 7E – Audit publication notice, to the agenda. Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes – five noes – none	Motion carried.	Action #272 Items added to agenda.
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Councilwoman Jeffe moved to set Tuesday, October 9, 2018 at 7:00 p.m. at the Town Hall Auditorium, 300 Glead Avenue, East Aurora, NY, as the date, time and place to hold a public hearing on Local Law Intro 1-2018, a local law to amend the maximum annual income for senior citizens with regard to exemptions. Councilman Snyder seconded the motion. Upon a vote being taken: ayes – five noes – none	Motion carried.	Action #273 Public hearing set for LL Intro 1-2018: income for senior exemptions
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Councilman Harris moved to set Tuesday, October 9, 2018 at 7:00 p.m. at the Town Hall Auditorium, 300 Glead Avenue, East Aurora, NY, as the date, time and place to hold a public hearing on projects eligible for CDBG funding. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none	Motion carried.	Action #274 Public hearing set for projects eligible for CDBG funding
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Councilman Snyder moved to authorize the Supervisor to sign and the Aurora Town Justice Court to submit a Justice Court Assistance Program grant application for the 2018-2019 year in the amount of \$2,574.85 for a prisoner's bench and computer hardware, including a router with accessories and wireless access point. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes - none	Motion carried.	Action #275 Supv auth to sign/submit JCAP grant application
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Councilwoman Jeffe moved to accept the 2019 Tentative Budget from the Town Clerk. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none	Motion carried.	Action #276 Board accepts 2019 Tentative Budget
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Supervisor Bach noted that in the Tentative Budget the A (General) Fund increased 4.61%; B (Part Town) Fund decreased 4.14%; and DB (Highway) Fund increased 4.6%. Overall, the budget is under the tax cap by about \$19,000.

Councilman Snyder moved to approve the promotion of highway employee Daniel Harris from Laborer to Truck Driver at a rate of \$21.31/hour effective October 6, 2018. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – four noes – none abstain – one (Harris - Councilman Harris is Daniel’s father) Motion carried.

Action #277
 D. Harris promoted to Truck Driver

Councilwoman Jeffe moved to authorize the Supervisor to sign an agreement (music performance license) with SESAC for the performance of copyrighted music. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #278
 Supv auth to sign SESAC agreement for music performance license

Councilwoman Friess moved to add the following Erie County Water Authority delinquent water bills for Town of Aurora customers to the 2019 Erie County Tax rolls, in accordance with Town Law Article 12 Section 198, for non-payment; seconded by Councilman Snyder:

<u>Property Owner</u>	<u>Billing Customer</u>	<u>Service Address</u>	<u>Billing Source and Amount</u>	<u>Action #279</u>
U.S. Bank National Assoc. Ocwen Loan Servicing, LLC	Arlene M. Lewis	1114 Center Street SBL#187.00-3-58	ECWA \$154.29	Delinquent water bills (ECWA) to be added to 2019 tax roll
Cory M. and Caitlin Wohlhueter	Thomas Weston	686 W. Falls Road SBL#199.00-3-60	ECWA \$24.46	

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

Councilwoman Jeffe moved to declare a 2007 Dell Optiplex 320 computer and monitor (Town inventory no.’s 2037 and 2009) as surplus inventory to be recycled. The hard drive will be recycled by a certified destruction/recycling company. Councilman Harris seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #280
 Computer & monitor declared surplus

Councilman Harris moved to adopt the following resolution; seconded by Councilman Snyder:

**Resolution for Transfer of Real Property
 from the Town of Aurora to
 the Erie County Water Authority**

WHEREAS, the Town of Aurora is a Town of the first class, and

WHEREAS, the Town of Aurora established a Master Water Improvement Area dated September 12, 2016 which was recorded in the Erie County Clerk’s Office on September 15, 2016 in Book 11301 of Deeds at Page 9492, and

WHEREAS, with the establishment of a Master Water Improvement Area, all of the assets in the involved Water Districts were transferred by deed and assignment of easements to facilitate such assets to the Erie County Water Authority, and

WHEREAS, the Office of the State Comptroller, Department of Audit and Control reviewed the application for the establishment of the Master Water Improvement Area on August 22, 2016 at which time the State Comptroller issued an order that such application of the Town Board of the Town for permission to establish the Master Water Improvement Area was approved, and

WHEREAS, New York Town Law Subsection 2 requires that upon the adoption of this resolution to convey real property in the name of the Town, which resolution is subject to a permissive referendum, and

WHEREAS, the proposed transfer of real property by deeds and assignment of easements from the Town of Aurora to the Erie County Water Authority is a requirement for the proposed Direct Service Agreement whereby the Erie County Water Authority would assume complete ownership and management of the Master Water Improvement Area, and its assets including the real estate by deeds and assignment of easements,

NOW, THEREFORE, be it

RESOLVED, that the Town Board does hereby approve the transfer of the real property owned by the Master Water Improvement Area by real property deeds and assignment of interests to the Erie County Water Authority upon approval of the Direct Service Agreement which transfer is subject to permissive referendum by the provisions of Town Law § 64 (2) and § 92, and be it further

RESOLVED, that pursuant to Sections 82 and 90 of the Town Law that within ten days from the date of this resolution the Town Clerk shall post and publish a notice which shall set forth the date of the adoption of the resolution, shall contain an abstract of such resolution concisely setting forth the purpose and effect thereof, shall specify that this resolution was adopted subject to a permissive referendum; and shall publish such notice in the East Aurora Advertiser, a newspaper published in Erie County having general circulation in the Town of Aurora, and in addition thereto the Town Clerk shall post or cause to be posted on the sign-board of the Town of Aurora, a copy of such notice within ten (10) days after the date of the adoption of this resolution.

Action #281
Resolution for
MWIA asset
transfer to
ECWA
adopted –
subject to
permissive
referendum

DULY ADOPTED, this 24th day of September, 2018, by the following vote:

Supervisor Bach	Voted Aye
Councilman Harris	Voted Aye
Councilman Snyder	Voted Aye
Councilwoman Jeffe	Voted Aye
Councilwoman Friess	Voted Aye

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Councilman Snyder moved to refer an Open Development Area (ODA) and ODA variance request for 633 Knox Road to the Planning Board for review and recommendation. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none

Action #282
633 Knox Rd
ODA referred
to Planning
Board

Motion carried.

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

- EAPD – August 2018 report
- Dog Control – August 2018 report
- VEA – 1st quarter police department expense report
- Building Department – August 2018 report
- Notice of NYS Comptroller Audit as published in East Aurora Advertiser

BUSINESS FROM BOARD MEMBERS AND LIAISONS:

Councilman Harris and Councilwoman Jeffe both stated they attended the Borderland concert event at Knox Park and commented on how well the event was run.

Councilman Snyder attended the dedication of the Sojourner Truth plaque dedication in Griffins Mills.

Supervisor Bach stated that there will be an open house/information event in the Auditorium at 300 Glead on Thursday October 25, 2018 for the new Town Hall. Mr. Bach noted that the Town received the NYS Comptroller's audit report for the Town and stated that the Town responded to the items it disagreed with in the report.

AUDIENCE II: none

STAFF REPORTS:

Police Chief Krieger stated a fifteenth officer has been hired and he hopes to add a sixteenth officer next year.

ABSTRACT OF CLAIMS:

The Abstract of Claims dated September 24, 2018, consisting of vouchers numbered 1403 to 1475, was presented to the Board for audit and authorization of payment from the following funds:

General	\$ 48,803.65
Part Town	18.48
Highway	30,262.97
Capital/MWIA	15,000.00
Trust & Agency	13,375.00
Special Districts	<u>529.29</u>
Grand Total Abstract	\$ 107,989.39

Councilwoman Friess moved to approve the 9/24/2018 Abstract of Claims, and authorize payment of same. Councilman Harris seconded the motion. Upon a vote being taken: ayes – five noes – none
Motion carried.

Action #283
9/24/18
Abstract aprvd

Councilwoman Jeffe moved to adjourn at 7:25 p.m.; seconded by Councilman Snyder. Upon a vote being taken: ayes – five noes – none
Motion carried.

Action #284
Meeting
adjourned

Martha L. Librock
Town Clerk