

October 26, 2020

A meeting of the Town Board of the Town of Aurora took place on Monday, October 26, 2020 at 7:00 p.m. in the Town Hall Auditorium, 300 Glead Avenue, East Aurora, New York.

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| Present: | Jolene M. Jeffe Susan A. Friess Charles D. Snyder | Councilwoman Councilwoman Councilman/Deputy Supervisor |
| Absent/Excused: | Luke Wochensky James J. Bach | Councilman Supervisor |
| Others Present: | Ronald Bennett Elizabeth Cassidy David Gunner Tony Rosati Joseph Wetzel Shane Krieger | Town Attorney Asst. Code Enforcement Officer Highway Superintendent Zoning Board Member Engineer/GHD Chief of Police |

Deputy Supervisor Snyder opened the meeting at 7:00 p.m.

The first item on the agenda was a PUBLIC HEARING on the Town of Aurora 2021 Preliminary Budget. The notice of public hearing was published in the East Aurora Advertiser, posted on the Town Clerk's bulletin board and posted on the Town website.

Deputy Supervisor Snyder opened the hearing at 7:01 p.m. and asked if anyone in the audience wished to comment. Hearing no one, Mr. Snyder closed the hearing at 7:02 p.m.

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| Councilwoman Jeffe moved to approve the minutes of the October 13, 2020 Town Board worksession and meeting; seconded by Councilwoman Friess. Upon a vote being taken: ayes – three noes – none | Action #342 10/13/2020 minutes aprvd |
| Motion carried. | |

AUDIENCE I: none

UNFINISHED BUSINESS:

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| Councilwoman Friess moved to approve payment no. 17 to Industrial Power & Lighting, 60 Depot Street, Buffalo, in the amount of \$8,104.15 for work performed at the Aurora Municipal Center through September 30, 2020. Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes – three noes – none | Action #343 Pymt no. 17 to IPL for AMC aprvd |
| Motion carried. | |

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| Councilwoman Friess moved to approve payment no.17 to Telco Construction, Inc., 500 Buffalo Road, E. Aurora, in the amount of \$306,961.30 for work performed at the Aurora Municipal Center through September 30, 2020. Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes – three noes – none | Action #344 Pymt no. 17 to Telco for AMC aprvd |
| Motion carried. | |

NEW BUSINESS:

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| Councilwoman Friess moved to add Item 6I – Board of Elections agreement to tonight's agenda. Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes – three noes – none | Action #345 Item 6I – added to agenda |
| Motion carried. | |

Councilwoman Jeffe moved to adopt the following Resolution setting a public hearing for Local Law Intro 2 of 2020; seconded by Councilwoman Friess:

RESOLUTION AUTHORIZING PUBLIC HEARING

WHEREAS, Local Law Intro. No. 2-2020 has been introduced at a meeting of the Town Board held on the 26th day of October, 2020, and

WHEREAS, the Local Law would create a new chapter to establish a notification policy regarding cyber security breach,

WHEREAS, Municipal Home Rule Law Section 20(5) requires a Public Hearing to be held before the Town Board with at least five (5) days' notice of said Public Hearing,

NOW, THEREFORE, be it

RESOLVED, the Town Board of the Town of Aurora does hereby approve a Public Hearing to be held on said Local Law Intro. 2-2020 at 7:00 p.m. on the 9th day of November, 2020, at the Aurora Municipal Center, 575 Oakwood Avenue, East Aurora, New York, and be it further

Action #346
Pub Hrg set
for Cyber
Security LL

RESOLVED, the Town Clerk is directed to publish notice of said Public Hearing in the official newspaper of the Town of Aurora, said notice being published at least five (5) days prior to the scheduled Public Hearing.

Upon a vote being taken: ayes – three noes – none Motion carried.
Duly adopted this 26th day of October, 2020.

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Councilwoman Friess moved to approve, and authorize the Deputy Supervisor to sign, Change Order No. 35 from Telco Construction to add a fall protection guardrail around RTU #1 at the Aurora Municipal Center. Material and labor: \$3,045.00.

Action #347
Telco CO
#35 aprvd –
AMC

- Original Contract \$3,677,000.00
- Net change by previous change order(s) 555,882.00
- Contract sum prior to this change order 4,232,882.00
- Amount of this change order (No. 34) 3,045.00
- New contract sum including this change order \$4,235,927.00

Councilwoman Jeffe seconded the motion. Upon a vote being taken:

ayes – three noes – none Motion carried.

Councilwoman Jeffe moved to approve payment to Numarco, Inc., 1021 Maple Road, Elma, NY, in the amount of \$4,308.07 for furnishing labor, materials, and equipment for water leak investigation and emergency repair of underground pipes at Community Pool. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – three noes – none

Action #348
Emerg pool
repair pymt
to Numarco
aprvd

Motion carried.

Councilwoman Jeffe moved to approve Change Order no. 1 from Foit Albert and Associates for additional services pertaining to the Whaley Avenue Bridge project - flood level determination in relation to FEMA Flood Maps: \$21,000.00.

Action #349
Foit Albert
CO #1 for
Whaley
Bridge proj
aprvd

- Original Agreement/Contract \$17,000.00
- Net change by previous change order(s) 0.00
- Contract sum prior to this change order 17,000.00
- Amount of this change order (No. 1) 21,000.00
- New contract sum including this change order \$38,000.00

Councilwoman Friess seconded the motion. Upon a vote being taken:

ayes – three noes – none Motion carried.

Councilwoman Friess moved to approve payment to Foit Albert and Associates, 295 Main Street, Buffalo, NY, in the amount of \$21,000.00 for professional services rendered for the Whaley Avenue Bridge project as noted in Change Order no. 1. Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes – three noes – none Motion carried.

Action #350
Pymt to Foit Albert for CO#1 aprvd

Councilwoman Friess moved to declare two 2012 Dell Latitude E6420 laptop computers (TOA inventory #2943 and 2944) as surplus inventory to be recycled. Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes – three noes – none Motion carried.

Action #351
2 laptops declared surplus

Councilwoman Jeffe moved to authorize the Deputy Supervisor to sign the Williamson Law Book Co., 2020-2021 software support agreements for the Building Department (\$2,428.00) and Highway Department (\$768.00). Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – three noes – none Motion carried.

Action #352
Dep. Supv auth to sign Wmson Law software support agrmts

Councilwoman Friess moved to adopt the following Resolution; seconded by Councilwoman Jeffe:

RESOLVED, By the Town Board of the Town of Aurora that *Retention and Disposition Schedule for New York Local Government Records (LGS-1)*, issued pursuant to Article 57 of the Arts and Cultural Affairs Law, and containing legal minimum retention periods for local government records, is hereby adopted for use by all officers in legally disposing of valueless records listed therein; and BE IT

FURTHER RESOLVED, that in accordance with Article 57-A:

(a) only those records will be disposed of that are described in *Retention and Disposition Schedule for New York Local Government Records (LGS-1)*, after they have met the minimum retention periods described therein;

(b) only those records will be disposed of that do not have sufficient administrative, fiscal, legal, or historical value to merit retention beyond established legal minimum periods.

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

Councilwoman Jeffe moved to authorize the Deputy Supervisor to sign a letter of agreement for a month-to-month lease, through 12/31/2020, for 770 square feet of space (540sf warehouse and 230sf court storage) at 300 Gleed Avenue, East Aurora, NY at the following rates: \$7.50 per sf rent; \$2.50 per sf CAM; and \$1.59 per sf utility. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – three noes – none Motion carried.

Action #353
Use of NYS Records mgmt sched LGS-1 aprvd

Councilwoman Friess moved to authorize the Deputy Supervisor to sign the 2020 Early Voting Polling Location Lease Agreement with Erie County Board of Elections for use of the Aurora Senior Center at 101 King Street for early voting from Saturday, October 24 to Sunday, November 1, 2020, whereby the Board of Elections will pay the Town \$900.00. Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes – three noes – none Motion carried.

Action #354
Month to month lease at 300 Gleed aprvd

Councilwoman Friess moved to authorize the Deputy Supervisor to sign the 2020 Early Voting Polling Location Lease Agreement with Erie County Board of Elections for use of the Aurora Senior Center at 101 King Street for early voting from Saturday, October 24 to Sunday, November 1, 2020, whereby the Board of Elections will pay the Town \$900.00. Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes – three noes – none Motion carried.

Action #355
Early voting agreement with ECBOE aprvd for SrCtr

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

- Building Department – September 2020 report
- EAPD – September 2020 report

BUSINESS FROM BOARD MEMBERS AND LIAISONS:

Deputy Supervisor Snyder noted that tonight is the last meeting of the Town Board at Glead Avenue. The next meeting, November 9th, will be held at the Aurora Municipal Center, 575 Oakwood Avenue, East Aurora.

AUDIENCE II:

Tony Rosati, Oakwood Ave., spoke about overflow parking in the AMC parking lot from area restaurants and events. Mr. Rosati also asked about the demand for electric vehicle charging stations.

STAFF REPORTS:

Elizabeth Cassidy stated that the opinion pieces in the newspapers regarding signs are not accurate as the Village of East Aurora changed its sign code.

ABSTRACT OF CLAIMS:

The October 26, 2020 Abstract of Claims, consisting of vouchers numbered 1204 to 1262 and P-Card voucher 1263, was presented to the Board for audit and authorization of payment from the following funds:

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|----------------------|-----------------|
| General | \$ 40,984.91 |
| Part Town | 28.45 |
| Highway (DB) | 6,713.41 |
| Highway (DA) | 987.00 |
| Capital/H4 | 674.88 |
| Capital/H5 | 330,773.34 |
| Capital/H7 | 149,034.17 |
| Special Districts | <u>4,446.73</u> |
| Grand Total Abstract | \$ 533,642.89 |

Councilwoman Friess moved to approve the October 26, 2020 Abstracts of Claims and authorize payment of same. Councilwoman Jeffe seconded the motion. Upon a vote being taken:
ayes – three noes – none Motion carried.

Action #356
10/26/20
abstract aprvd

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

Action #357
Meeting
adjourned

Martha L. Librock
Town Clerk