

February 22, 2021

A meeting of the Town Board of the Town of Aurora took place on Monday, February 22, 2021 at 7:00 p.m. The Board met in-person at the Aurora Municipal Center, 575 Oakwood Avenue, East Aurora, New York. The public attendance was permitted at this meeting. The meeting was live-streamed via Zoom and YouTube.

Members in attendance:	Jolene M. Jeffe	Councilwoman
	Susan A. Friess	Councilwoman
	Charles D. Snyder	Councilman
	Luke Wochensky	Councilman
	James J. Bach	Supervisor
Absent/Excused:	Ronald Bennett	Town Attorney
Others in attendance:	David Gunner	Highway Superintendent
	Elizabeth Cassidy	Asst. Code Enforcement Officer
	Bill Kramer	Retiring Code Enforcement Officer
	Joseph Wetzel	Engineer/GHD (via Zoom)
	Shane Krieger	Chief of Police
	Tony Rosati	ZBA member (via Zoom)

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

Councilwoman Jeffe moved to approve the minutes of the 1/29/2021 special meeting/work session and 2/8/2021 regular meeting; seconded by Councilman Snyder. Upon a vote being taken: ayes – five noes – none	Motion carried.	Action #43 1/29/21 spec mtg & 2/8/21 min aprvd.
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AUDIENCE I: none

UNFINISHED BUSINESS:

At their February 10, 2021 meeting, the Town Planning Board voted to recommend that SBL#199.01-2-25 not be rezoned as it would be considered spot zoning and the lot size is inadequate for the requested zone.		Action #44
Councilman Snyder moved to deny the request from Gary J. Dellaneve, as agent for Eugene Nowak, to rezone SLB#199.01-2-25 Davis Road (vacant lot) from R2 (residential 2) to B1 (business 1). Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – five noes – none	Motion carried.	Request to rezone SBL 199.01-2-25 Davis denied

Councilwoman Friess moved to approve payment no. 14 (final) to Greater Niagara Mechanical, Inc., 7311 Ward Road, N. Tonawanda, NY, in the amount of \$28,011.85 for work performed at the Aurora Municipal Center through February 4, 2021. Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes – five noes – none	Motion carried.	Action #45 Pymt 14/final to Greater Niagara Mech for AMC project aprvd
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Councilwoman Friess moved to approve payment no. 19 (final) to Industrial Power & Lighting, 60 Depot Street, Buffalo, in the amount of \$43,265.38 for work performed at the Aurora Municipal Center through February 28, 2021. Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes – five noes – none	Motion carried.	Action #46 Pymt 19/final to IPL for AMC project aprvd
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NEW BUSINESS:

Councilman Wochensky moved to amend tonight's agenda by adding item 6D – pay rate for Assistant Code Enforcement Officer. Councilman Snyder seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #47
Item 6D added to agenda

Supervisor Bach moved to reappoint/re-designate Don Owens to the Erie County Environmental Management Council (ECEMC) for a two-year term beginning June 1, 2021 and ending May 31, 2023. Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #48
D. Owens reappointment to ECEMC for 2yrs aprvd

Councilwoman Jeffe moved to:

- 1) declare the Town's 2008 Case 721E Wheel Loader as surplus equipment/inventory;
- 2) approve auctioning or trading-in the surplus wheel loader (whichever is the higher amount);
- 3) authorize the Supervisor to sign the NYSDEC grant reimbursement contract to release funds in the amount of \$136,714.37 for a new wheel loader; and
- 4) approve the purchase of a new 2020 Caterpillar 938M Wheel Loader of the NYS Contract, contingent on receiving the funds from Grant #C01278GG for a cost not to exceed \$178,093.00 before trade-in or auction proceeds.

Action #49
2008 wheel loader surplus, auction or trade aprvd. Purchas of 2020 wheel loader aprvd

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

Greg Schneider, Quaker Road, spoke to the Board about his property on Quaker Road that received Open Development Area (ODA) approval in 2010. Mr. Schneider did not split a parcel off until 2019.

The parcel does not meet the current ODA requirements that were established in 2017.

Mr. Schneider stated that the Town accepted the split. Bill Kramer responded that the Town does not accept splits and you can split land anyway you want, but that does not mean you can build on it.

After further discussion regarding Mr. Schneider's plans to subdivide the land and later plans to establish a campground on the property, Supervisor Bach and Councilwoman Jeffe stated that the Board needs to confer with Attorney Bennett with regard to the status of this property.

Discussion with G. Schneider re: property development 682/686 Quaker Rd

Supervisor Bach stated that he and others have been interviewing individuals for the Assistant Code Enforcement Officer position. Mr. Bach stated that Erie County Civil Service has a range for the position from approximately \$38,000 to \$43,000 and he would like to set a rate prior to offering the position to a qualified candidate. Mr. Bach noted that \$20.60 per hour would equate to \$43,013 annually. Councilwoman Jeffe suggested approving a range at this time.

Action #50
Asst. CEO pay rate set at \$20.60/hr or \$43,013 annually.

Councilman Wochensky moved to set the rate of pay for the Town's Assistant Code Enforcement Officer position at \$20.60 per hour or \$43,013 annually. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

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

- Town Clerk/Tax – January 2021 report
- Building Department – January 2021 report
- Work Requisitions – January 2021 report
- NYSDOT letter noting approval of TE-9 speed reduction from 45mph to 35mph on Sweet Road between Grover and Mill

BUSINESS FROM BOARD MEMBERS AND LIAISONS:

Councilwoman Friess stated that she and Councilman Snyder met with representatives of Rural Outreach Center (ROC) to discuss ROC's plans for 730 Olean Road. Mrs. Friess stated she created a spreadsheet with regard to uses, times, etc., and asked ROC's representatives to fill in the blanks.

Councilman Snyder stated that the meeting with ROC was very informative. Mr. Snyder went on to thank the Town Clerk for overseeing the final finish work being performed at the Aurora Municipal Center.

Councilman Wochensky spoke about ambulance service in the Town, noting that we owe it to Town residents to look deeper into alternatives for ambulance service. Mr. Wochensky also spoke about considering a moratorium on development in B zones to possibly rethink B zone classifications. Mr. Wochensky is also continuing to work on the special event code.

Supervisor Bach stated he participated in a Zoom meeting with the Police Reform Committee.

AUDIENCE II:

Bill Kramer thanked the Board for all their support and help over the past sixteen years, noting he was working for and with good people. (Note: Mr. Kramer's first day of retirement will be 2/27/21.)

STAFF REPORTS:

Tony Rosati stated that while the Town is looking at possible changes to the code maybe they could look at garage door heights. The code currently allows for nine feet high doors, but ten feet could be a consideration.

Highway Superintendent Gunner stated he met with Sen. Gallivan regarding a bridge grant and the engineering firm of Foit Albert is looking into a grant for the East Fillmore bridge.

ABSTRACT OF CLAIMS:

The Prepaid 2020 Encumbered Abstract of Claims dated February 9, 2021, consisting of vouchers numbered 1553 to 1557, was presented to the Board for audit and authorization of payment from the following funds:

General	\$ 50.50
Special Districts	<u>2,997.37</u>
Grand Total Abstract	\$ 3,047.87

The 2021 Abstract of Claims dated February 22, 2021, consisting of vouchers numbered 132 to 182 and 2020 Encumbered P-Card voucher 1558, was presented to the Board for audit and authorization of payment from the following funds:

General	\$ 43,142.63
Part Town	12.32
Highway	32,486.83
Trust/Agency	550,650.29
Capital/H5	71,277.23
Capital/H7	2,721.54
Special Districts	<u>717,033.25</u>
Grand Total Abstract	\$ 1,417,324.09

Councilwoman Friess moved to approve the Prepaid 2/9/2021 - 2020 Encumbered and 2/22/2021 Abstracts of Claims, and authorize payment of same. Councilman Snyder seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action # 51
2/9 & 2/22/21
Abstracts of
Claims
approved.

Councilwoman Jeffe moved to adjourn at 8:05 p.m.; seconded by Councilwoman Friess Upon a vote being taken: ayes – five noes – none Motion carried.

Action #52
Meeting
adjourned

Martha L. Librock
Town Clerk