



WS-1

**TOWN OF AURORA  
OPEN DEVELOPMENT AREA APPLICATION**

To Be Completed By Applicant

PETITIONER: Name: Larry E. & Claudia J. Bensink  
Address: 858 Luther Rd.  
E. Aurora, N.Y. 14052  
City State Zip Code  
Phone: 868-9464 Fax: —  
E-Mail: —

PROPERTY OWNER (if different from petitioner):

Name: \_\_\_\_\_

Address: \_\_\_\_\_

PROJECT ADDRESS: 858 LUTHER RD 186.00-2-50  
No. Street SBL No.

PROJECT DESCRIPTION: MAKING THE EXISTING #858 PROPERTY  
AND HOUSE ROAD FRONTAGE 93'  
APPROXIMATE TOTAL Dacreage 1 1/2 acres.

.....

State of New York )  
:SS:  
County of Erie )

On the 3rd day of December, in the year 2013, before me, the undersigned, a notary public in and for said state, personally appeared LARRY E. BENSINK, personally known to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and they by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

[Signature]  
Notary Public

MS 801424406  
Date

**OFFICE USE ONLY:**

File #: \_\_\_\_\_ Number of Lots 1 Total Acreage \_\_\_\_\_

Open Development Area Review Application Fee \$ 100<sup>00</sup> CR# 8899

Materials Received by  
Town Clerk & Fee Paid [Signature] 12/4/13  
Accepted by Date

**TOWN OF AURORA 5 SOUTH GROVE STREET, EAST AURORA, NY 14052  
(716) 652-3280 FAX (716)652-3507**

WS-3

PETITION

TO AMEND THE ZONING MAP OF THE TOWN OF AURORA, NEW YORK, OR FOR USE PERMIT BY THE TOWN BOARD

TO: THE TOWN BOARD OF THE TOWN OF AURORA, NEW YORK

Pursuant to Article IX of the Zoning Ordinance of the Town of Aurora, the undersigned owner(s) and petitioner(s) hereby request that the Zoning Map of the Town of Aurora, be amended as follows:

1. Donald R Pressing SR
Name (First) (Middle Initial) (Last)

2. Location of property to be rezoned: 992 Olean Road (SBC#188.01-2-11.11)
EAST Aurora N.Y 14052

3. Area, in square feet, of the property to be rezoned: 5,603 Acres
Dimension of the property to be rezoned: see survey provided.

4. If the petitioner is not the owner of the property:
Donald R Pressing SR
Owner's Name and Address
992 Olean Road, EAST Aurora N.Y 14052.
Owner's Name and Address

What is the interest of the petitioner in the proposed rezoning?

5. Petitioner understands and agrees to furnish any of the following if requested by the Town Board or its agencies: An accurate survey map prepared by a licensed surveyor showing all dimensions, including interior angles or bearing of lines, and the location, proposed use and height of all buildings; location of all parking and truck loading areas, with access and egress drives thereto; location of outdoor storage, if any; location of all existing or proposed site improvements, including drains, culverts, retaining walls and fences; description of method of sewage disposal and location of such facilities; location and size of all signs; location and proposed development of buffer areas; location and design of lighting facilities; and the amount of building area proposed for retail sales, if any.

6. Attach the legal description of the property to be rezoned.

7. Present zoning classification of the property: 75% zoning "A", 25% zoning B1

8. Proposed zoning classification of the property: ~~B2 or B1~~ A to B2; B1 to A

9. Present use of the property: Residential, Agriculture, and storage

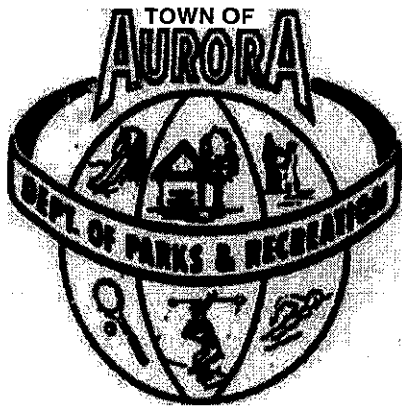
10. Proposed use of the property: Lawn & garden Retailer and Equipment Repairs

DRP
AMENDED
5/11/13
M. GIBRACK
TOWN CLERK

11. Description of uses on all adjacent properties and a general description of the type of neighborhood in which the subject property is located: To the north Judson Hester "A2", To the south Dave Christy "A", Andrew Metzger "A", Beverly Stewart "B1", unknown "B2", Across the street Tara Martin "Iron Kettle" "B2", and Aurora community mobile homes.

12. Names and Addresses of Owners of Abutting Properties:

- 1. Judson Hester 976 Olean Road EA
2. Dave & Amy Christy 1000 Olean Road EA
3. Andrew Metzger 1018 Olean Road EA
4. Unknown Addresses
5. Tara Martin 1009 Olean Road EA
6. Beverly Stewart 1036 Olean Road EA
7.



## TOWN OF AURORA DEPARTMENT OF PARKS & RECREATION

300 Glead Avenue  
East Aurora, New York 14052  
Fax (716) 652-5646  
Office (716) 652-8866  
[recreation@townofaurora.com](mailto:recreation@townofaurora.com)  
[www.aurorarec.com](http://www.aurorarec.com)

WS-4

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To: Town Board  
From: Peggy Cooke  
Date: 12/9/13  
Re: Coach Background checks

Attached please find a proposed package for the background screening of volunteer coaches who work with minors. Every baseball and softball head coach and assistant coach will be asked to sign a Volunteer in Youth Sports Consent/Release Form beginning in the 2014 season. The negotiated price with 'Protect Youth Sports' for the first year is \$8 per coach. The league averages 45-50 coaches, so the cost will be \$360-\$400 and will be paid from Baseball Supplies A7310.440.2. Volunteer coaches in other sports will be given the same form and the cost will be charged to that sport, ie, wrestling.

The important issue is the screening policy which needs to be adopted by the Town. Attached is a *draft* screening policy for your review. This was supplied by the vendor, Protect Youth Sports. They are the exclusive provider for the National Alliance for Youth Sports, an organization that is recognized as a leader in the industry. The attached policy is the most common boiler-plate policy used by other towns. This can be amended as the board sees fit. Any changes and approval of this are requested by the January 13, 2014 Town Board meeting so we can begin to implement the new policy.

# **Town of Aurora Background Screening Policy**

## **Purpose**

It is the intent of this policy to establish certain guidelines wherein the Town of Aurora (hereinafter referred to as "TOA") and its affiliated teams can seek to protect the children of the TOA by investigating the background of volunteers who will be coaching in sanctioned athletic programs.

## **General Guidelines**

1. All recreation clubs shall ensure that all participants 18 years of age or younger shall have at least one (1) approved coach or assistant coach (hereinafter collectively referred to as "Coach") present at each athletic activity, including practices, games and meetings.
2. Any person who has been convicted of or has a pending charges pertaining to any of the disqualifying offenses listed in this policy will be immediately disqualified from coaching (either head or assistant) in any sanctioned athletic program approved by the TOA. A coach who willfully fails to comply with this background screening shall be automatically disqualified.
3. All sports will have one head coach and up to one assistant coach processed for approval. Each coach will have his or her background checked every 12 months for as long as he or she continues coaching.

## **Screening Process**

The TOA's Athletic Staff will establish deadlines by which the Volunteer in Youth Sports Consent/Release Forms are due back to the TOA. These deadlines will be at least two weeks prior to the start of practices for each sport. This will give the TOA time to compile and process the forms, and to conduct the background checks. After the background check, the results will be forwarded to the TOA Athletic Director. The Director will then advise the TOA Recreation department of any coaches who are disqualified. All information pertaining to the background check will remain with the Athletic Director, subject to the applicable laws requiring disclosure. In any of the disqualifying entries are reported in the criminal background check, the TOA shall notify by certified mail the Coach that he or she is disqualified and may notify the coach's recreation club that the coach is disqualified. If a Coach requests the results of the coach's background check, the TOA shall send a copy of the background check to the Coach. The TOA will send an acknowledgement for that the Coach must sign and return to the TOA.

## **Confidentiality**

The criminal background reports shall be kept in secure location for a period as required by applicable law or, the person is no longer a volunteer coach, whichever is later.

## **Accountability**

It is important for the integrity of the background screening program that all recreation club presidents and personnel verify that only those persons who are screened and approved by the TOA be allowed to coach. Also, all recreation clubs should ensure that such persons are only active with the team or teams identified on the Volunteer Youth Sports Consent/Release Form pertaining to that person.

## **Appeals Process**

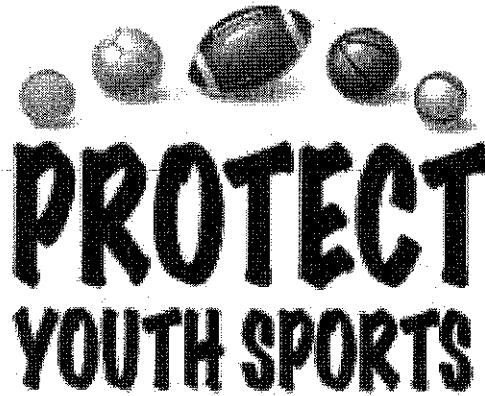
If a coach's background check includes a conviction of a charge that is set forth on the list of disqualifiers below, the TOA shall immediately disqualify a person from volunteering as a coach. There shall be no appeal of a decision to disqualify a coach if the coach's relevant criminal history is accurate.

If a coach wishes to dispute the content of the profile report, the coach shall contact the third party responsible for conducting the background check by calling the telephone number listed on the report. The coach is responsible if or providing any or all documentation to support his or her claim. If the circumstances change regarding the disqualified coach, they must request in writing for a new criminal history back search.

## **Disqualifying Offenses -**

Any person will be disqualified from coaching or assistant coaching with any athletic team in any athletic program approved by the TOA if the coach has been (1.) found guilty or entered a guilty or no contendere plea for any of the disqualifying offense (2).has a charge pending against him or her in which it is alleged that he or she has committed any of the following crimes or (3.) has a record of a conviction of an equivalent offense in another state.

- one or more felonies
- one or more domestic violence charges
- possession of marijuana
- possession of a controlled substance other than marijuana
- assault and battery
- driving while intoxicated
- distribution of any controlled substances
- delivery of any controlled substances to prisoners
- possession with intent to distribute any controlled substances
- possession with intent to distribute marijuana
- murder or manslaughter (voluntary or involuntary)
- malicious wounding by mob
- abduction
- abduction for immoral purposes
- assaults and bodily wounding (this includes, but is not limited to, shooting, stabbing, malicious wounding, and reckless endangerment)
- allowing firearm access to children
- robbery
- armed robbery
- burglary and related offenses
- carjacking
- extortion by threat
- felony stalking
- sexual assault
- arson
- drive by shooting
- use of a machine gun in a crime of violence
- aggressive use of a machine gun
- use of a sawed-off shotgun in a crime of violence
- pandering
- crimes against nature involving children
- incest
- taking indecent liberties with children
- abuse and neglect of children
- failure to secure medical attention for an injured child
- obscenity offenses involving children
- possession of child pornography
- electronic facilitation of pornography
- abuse and neglect of incapacitated adults
- employing or permitting a minor to assist in an act constituting a criminal offense
- escape from jail
- felonies by prisoners



BACKGROUND CHECKS FOR COACHES

3/20/2013

Peggy Cooke  
Town of Aurora

Peggy,

Thank you for allowing us the opportunity to present our background screening services. The proposed background screening services for Town of Aurora by Protect Youth Sports are as follows:

**Packaged Services**

	<b>Package Listing Price</b>	<b>20% Discount Offered</b>
<b>BASIC Package</b> <ul style="list-style-type: none"> <li>• SSN Verification &amp; Address History Trace</li> <li>• National Criminal Database Search</li> <li>• (with Re-Verification of positive records)</li> <li>• National Sex Offender Registry Search</li> <li>• (AKA National Search no additional cost)</li> </ul>	<b>\$10.00</b>	<b>\$8.00</b>

**Recommended Options:**

1. Add a driving history search for anyone responsible for vehicle use.
2. Add a credit history report for anyone entrusted with handling finances.
3. Add employment and/or degree verifications for full time employees.

**Additional Fees (+fees):** Mandatory fees for county court searches, statewide court searches, MVR searches, employment verifications and education verifications will be added to the pricing listed above. Download mandatory fees at <http://protectyouthsports.com/what-we-offer/online-consultation>. When ordering AKA's i.e. Maiden Names, for all county and statewide criminal records, the individual service pricing will apply (+ plus mandatory fees).

**Individual (Ala Carte) Service Offerings:**

• <b>SSN Verification &amp; Address History</b>	<b>\$4.00</b>
• <b>County Criminal Court Search (+ mandatory fees)</b>	<b>\$10.00 *</b>
• <b>Statewide Criminal Court (+ mandatory fees)</b>	<b>\$10.00 *</b>
• <b>National Criminal Database Search</b>	<b>\$8.00</b>
• <b>National Sex Offender Registry Search</b>	<b>\$2.00</b>
• <b>Credit History Report (pre-employment)</b>	<b>\$10.00</b>
• <b>Motor Vehicle Search (any state, + state fees)</b>	<b>\$5.00 *</b>
• <b>Employment or Education Verification (per)</b>	<b>\$8.00 *</b>

***To sign up, please visit [www.protectyouthsports.com](http://www.protectyouthsports.com) and click on the Signup Link.***

Please review and contact us if you are interested in allowing us the opportunity to assist in your background screening needs. In an industry that is driven by cost effectiveness, fast results and data integrity, we at Protect Youth Sports are a step ahead of the competition.

For more information visit [www.protectyouthsports.com](http://www.protectyouthsports.com) or call our offices at 877-319-5587.

Sincerely,

Frank Mignosi  
Regional Sales Representative  
Protect Youth Sports  
877-319-5587 ext. 297 (office)  
800-319-5582 (fax)  
[fmignosi@protectyouthsports.com](mailto:fmignosi@protectyouthsports.com)

WS-5

AGREEMENT TO SPEND HIGHWAY FUNDS

YEAR 2014  
TOWN OF AURORA  
COUNTY OF ERIE

Pursuant to the provisions of Section 284 of the Highway Law, we agree that monies levied and collected for the repair and improvement of highways, and received from New York State for the repair and improvement of highways, shall be expended as follows:

1. GENERAL REPAIRS

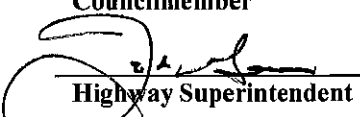
The sum of \$310,200 may be expended for general repairs upon 59.40 miles of town highways, including sluices, culverts and bridges having a span of less than five feet and boardwalks or the renewal thereof.

2. IMPROVEMENTS- The following sum shall be set aside to be expended for the improvement of town highways:

(a) On Reading Road, starting at West Falls Road and ending at Falls Road, a distance of 1.23 miles, there shall be expended not over the sum of \$139,350.  
Type Top: 1A Chip Stone Width of traveled surface: 20 feet  
Thickness Top: 1/4 inches Thickness binder: 4 inches  
Other: 1" and 2" Blend Cold Mix Pave Binder

(b) On \_\_\_\_\_, starting at \_\_\_\_\_ and ending at \_\_\_\_\_, a distance of \_\_\_\_\_ miles, there shall be expended not over the sum of \$ \_\_\_\_\_.  
Type Top: \_\_\_\_\_ inches Width of traveled surface: \_\_\_\_\_ feet  
Thickness Top \_\_\_\_\_ Thickness binder: \_\_\_\_\_ inches  
Other \_\_\_\_\_

(c) On \_\_\_\_\_, starting at \_\_\_\_\_ and ending at \_\_\_\_\_, a distance of \_\_\_\_\_ miles, there shall be expended not over the sum of \$ \_\_\_\_\_.  
Type Top: \_\_\_\_\_ inches Width of traveled surface: \_\_\_\_\_ feet  
Thickness Top \_\_\_\_\_ Thickness binder: \_\_\_\_\_ inches  
Other \_\_\_\_\_

_____ Supervisor	_____ Date	_____ Councilmember	_____ Date
_____ Councilmember	_____ Date	_____ Councilmember	_____ Date
_____ Councilmember	_____ Date	_____ Councilmember	_____ Date
_____ Councilmember	_____ Date	 Highway Superintendent	<u>11/27/13</u> Date

Note: This Agreement must be signed by a majority of the members of the Town Board and by the Town Highway Superintendent. One copy must be filed in the Town Clerk's Office.



SUPERVISOR  
JOLENE M. JEFFE  
(716) 652-7590  
[jjeffe@townofaurora.com](mailto:jjeffe@townofaurora.com)



town

WS-6

ERK  
DCK  
1280  
com

## TOWN OF AURORA

300 Gleed Avenue, East Aurora, NY 14052

[www.townofaurora.com](http://www.townofaurora.com)

December 12, 2013

To: Town Board  
From: Jolene Jaffe  
Re: Annual review of Employee Personnel Policy

Since I originally revised the Employee Personnel Policy a few years back, we have reviewed it each year to make recommended changes (additions, deletions or clarifications). Then its approval is added to the annual Organization Meeting.

We are in the middle of union contract negotiations which often dictates the substantial changes to the policy. Once the CSEA agreement is ratified, we may need to again revise our Policy. In the meantime, there are just a few changes that we need to make effective Jan 1. The first is to include a section on FMLA and a formal FMLA policy for the Town. The second relates to the mandatory offering of health insurance to employees per the Affordable Care Act. Now we must offer the insurance within 90 days of the start of employment. We used to use the 26 week probationary period as the waiting period for benefits. We also need to clarify that employees who are exempt from Civil Service (appointed employees) are not subject to a probationary period nor the waiting period for benefits.

I will bring the revisions to the Work Session for discussion. If I can, I will email them to you over the weekend for your review prior to the meeting.

Thank you.