

December 27, 2021

A meeting of the Town Board of the Town of Aurora took place on Monday, December 27, 2021, beginning at 11:17 a.m. immediately after the work session. The Board met in-person at the Aurora Municipal Center, 575 Oakwood Avenue, East Aurora, New York. The meeting was also streamed via Zoom and YouTube:

Present:	Jolene M. Jeffe	Councilwoman
	Susan A. Friess	Councilwoman
	Charles D. Snyder	Councilman
	Luke Wochensky	Councilman
	James J. Bach	Supervisor
Others Present:	Joel Kurtzhalts	Town Attorney
	David Gunner	Highway Superintendent
	Elizabeth Cassidy	Code Enforcement Officer
	Chris Musshafen	Recreation Director
	Roger Pigeon	Assessor
	Ronald Bennett	Deputy Town Attorney
	Robert Goller	Town Historian
	Doug Crow	Planning Board Member
	Tim Stroth	Planning Board Member
	Shane Krieger	Chief of Police
Greg Keyser	GHD	

Supervisor Bach opened the regular meeting at 11:17 a.m., immediately following the conclusion of the work session.

The first item on the agenda was a PUBLIC HEARING on a Local Law extending the moratorium enacted by Local Law 1-2021, regarding development in B-1, B-2 and I Zoning Districts, by an additional three months. Supervisor Bach opened the hearing at 11:17 a.m. and asked if anyone wished to comment on the proposed law. Hearing no one, the Supervisor closed the hearing at 11:18 a.m.

Councilwoman Friess moved to approve the minutes of the December 13, 2021, work session and meeting. Councilman Snyder seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.	Action #382 12/13/21 minutes aprvd
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AUDIENCE I: none

UNFINISHED BUSINESS:

Councilwoman Jeffe moved to adopt the following resolution; seconded by Councilman Wochensky:

**A RESOLUTION DECLARING LEAD AGENCY AND ADOPTING
A NEGATIVE DECLARATION**

WHEREAS, the Town Board of the Town of Aurora is considering amending Local Law 1-1990 “Adoption of Code” adopted by the Town Board of the Town of Aurora on January 22, 1990, by the reenactment of Chapter 99 Entitled “Subdivision of Land and Open Development Area”; and

WHEREAS, the Town Board of the Town of Aurora is duly qualified to act as lead agency and has requested lead agency status with respect to compliance with SEQRA which requires environmental review of certain actions undertaken by local government; and

WHEREAS, the proposed action appears to be a Type I action pursuant to the Rules and Regulations of the State Environmental Quality Review Act; and

WHEREAS, the Town Board forwarded Part I of the Full Environmental Assessment Form along with copies of the proposed code additions and amendments to Potentially Involved and/or Interested Agencies; and

WHEREAS, the Town Board has reviewed Part II of the Full Environmental Assessment Form.

NOW, THEREFORE, BE IT,

RESOLVED that the Town Board of the Town of Aurora declares itself lead agency with regard to SEQR for this action; and further

RESOLVED that after considering the action proposed herein, reviewing the criteria contained in Section 617.11 of the Rules and Regulations of the State Environmental Quality Review Act, determines that the action is a Type I action; and further

Action #383
Negative
declaration
issued for
LL7-2021
Chapter 99
amendments

RESOLVED that the Town Board of the Town of Aurora has determined that the proposed Type I action will result in no significant adverse impacts on the environment, and therefore, an environmental impact statement need not be prepared; and further

RESOLVED that a negative declaration is issued with regard to this action.

Upon a vote being taken: ayes – five noes – none

DULY ADOPTED, this 27 day of December 2021.

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Councilman Wochensky moved to adopt the following resolution; seconded by Councilwoman Friess:

RESOLUTION TO ADOPT LOCAL LAW NO. 7-2021

WHEREAS, Local Law Intro No. 7-2021 has been submitted to amend the provisions of Chapter 99 of the Code of the Town of Aurora relating to the subdivision of land and open development area, and

WHEREAS, the amendments to the Town Code set forth in the Local Law have been carefully considered by the Town, and

WHEREAS, Chapter 1 of the Town Code provides for amendments to the Town Code, setting forth the procedure requiring a Public Hearing, and

WHEREAS, a Public Hearing was held on December 13, 2021, permitting public comments in regard to the proposed amendments, which included an amendment to the Town Code,

NOW, THEREFORE, be it

RESOLVED, Local Law No. 7-2021 is hereby adopted and shall become effective upon filing of the Local Law with the New York Secretary of State, and be it further

Action #384
LL7-2021
Chapter 99
(ODA)
amendments
adopted

RESOLVED, the Town Clerk is directed to file a copy of the Local Law with the New York State Department of State and forward a copy to General Code Publishers for the purpose of amending the Code Book of the Town of Aurora.

Duly adopted this 27th day of December 2021, by the following roll call vote:

Supervisor Bach	Voted - aye
Councilman Snyder	Voted - aye
Councilwoman Jeffe	Voted - aye
Councilwoman Friess	Voted - aye
Councilman Wochensky	Voted - aye

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

**A RESOLUTION ADOPTING
A NEGATIVE DECLARATION**

WHEREAS, the Town Board of the Town of Aurora is considering amending Local Law 1-1990 "Adoption of Code" adopted by the Town Board of the Town of Aurora on January 22, 1990, by the enactment of a Chapter regulating smoking and vaping in public areas in the Town; and

WHEREAS, the Town Board of the Town of Aurora is duly qualified to act as lead agency and declared lead agency status with respect to compliance with SEQRA which requires environmental review of certain actions undertaken by local government; and

WHEREAS, the proposed action appears to be an unlisted action pursuant to the Rules and Regulations of the State Environmental Quality Review Act; and

WHEREAS, the Town Board has reviewed Part II of the Short Environmental Assessment Form.

NOW, THEREFORE, BE IT,

RESOLVED that the Town Board of the Town of Aurora has determined that the proposed unlisted action will result in no significant adverse impacts on the environment, and therefore, an environmental impact statement need not be prepared; and further

Action #385
Negative
declaration
issued for
LL8-2021
Smoking &
vaping
regulations

RESOLVED that a negative declaration is issued with regard to this action.

Upon a vote being taken: ayes – five noes – none

DULY ADOPTED, this 27th day of December 2021.

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

RESOLUTION TO ADOPT LOCAL LAW NO. 8-2021

WHEREAS, Local Law Intro No. 8-2021 has been submitted to amend the provisions of the Code of the Town of Aurora relating to the regulation of smoking and vaping in public areas within the Town, and

WHEREAS, the amendments to the Town Code set forth in the Local Law have been carefully considered by the Town, and

WHEREAS, Chapter 1 of the Town Code provides for amendments to the Town Code, setting forth the procedure requiring a Public Hearing, and

WHEREAS, a Public Hearing was held on December 13, 2021, permitting public comments in regard to the proposed amendments, which included an amendment to the Town Code,

NOW, THEREFORE, be it

RESOLVED, Local Law No. 8-2021 is hereby adopted and shall become effective upon filing of the Local Law with the New York Secretary of State, and be it further

RESOLVED, the Town Clerk is directed to file a copy of the Local Law with the New York State Department of State and forward a copy to General Code Publishers for the purpose of amending the Code Book of the

Town of Aurora.

Action #386
LL8-2021
smoking &
vaping
regulations
adopted

Duly adopted this 27th day of December 2021, by the following roll
call vote: Supervisor Bach Voted - aye
Councilman Snyder Voted - aye
Councilwoman Jeffe Voted - aye
Councilwoman Friess Voted - aye
Councilman Wochensky Voted - aye

**TOWN OF AURORA
LOCAL LAW NO. 8-2021**

**A LOCAL LAW RELATING TO SMOKING AND VAPING
REGULATIONS IN PUBLIC AREAS WITHIN THE TOWN OF AURORA**

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF AURORA AS FOLLOWS:

SECTION 1. TITLE

This Local Law shall be known as Local Law No. 8 of the year 2021 and titled "Smoking and Vaping Regulations in Public Areas."

SECTION 2. PURPOSE AND INTENT

The purpose of this Local Law is to amend the provisions of the Code of the Town of Aurora to regulate smoking and vaping in public areas within the Town.

SECTION 3. AMENDMENT

The Code of the Town of Aurora is hereby amended to read as follows:

Smoking and Vaping

Purpose.

The purpose of this chapter is to promote and protect the public health, safety and welfare of the Town of Aurora by enacting a chapter which creates smoking- and vaping-free zones in the Town of Aurora.

Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

ELECTRONIC CIGARETTE or E-CIGARETTE

An electronic device intended to be used in connection with vapors, liquids or other vaporizing substances that delivers vapor, which is inhaled by an individual user, and shall include any refill, cartridge, and any other component of such a device, and shall include electronic pipes.

SMOKING

Inhaling or exhaling of lighted tobacco and tobacco products, clove cigarettes, marijuana, and similar substances, including, without limitation, cigarettes, cigars, pipes, or any other smoke producing device, and carrying of lighted products listed in this definition.

VAPING

Using an electronic cigarette (also known as an "e-cigarette") or similar device.

Smoke- and vape-free zones.

- A. The following areas owned by the Town or over which the Town holds an easement are hereby designated as smoke- and vape-free zones: Town buildings and structures and land adjacent to said buildings and structures; and Town parks and recreation areas, including but not limited to trails, sports areas and fields, parking lots, pool facilities, tennis facilities and playgrounds.
- B. Smoking and vaping are strictly prohibited in any smoke- and vape-free zone within the Town of Aurora other than in areas expressly designated by resolution of the Town Board as a smoking and vaping areas.
 - 1) Any "Smoking Permitted" area shall be conspicuously posted and delineated.

Penalties for offenses.

Any person, upon conviction for a violation of this chapter, shall be guilty of a violation as defined in Article 10, § 10.00, Subdivision 3, of the Penal Law, which shall be punishable by payment of a fine not to exceed \$100. In addition to these penalties, the Town Board may revoke for a period of one year any and all Town-issued Park permits, licenses, and/or passes held by an individual in violation of this chapter. Further, any individual in violation of this chapter may be removed from, and refused admission to, any area stated in § xxx-3A.

SECTION 4. SEVERABILITY.

If any part or provision of this Local Law or the application thereof to any person or circumstances be adjudged invalid by any court of competent jurisdiction, such Judgment shall be confined in its operation to the part or provision or application directly involved in the controversy in which such Judgment shall have been rendered and shall not affect or impair the validity of the remainder of this Local Law or the application thereof to other persons or circumstances and the Town Board of the Town of Aurora hereby declares that it would have passed this Local Law or the remainder thereof had such invalid application or invalid provision been apparent.

SECTION 5. EFFECTIVE DATE.

This Local Law shall take effect immediately upon adoption by the Town Board of the Town of Aurora and filing with the Secretary of State.

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

**A RESOLUTION ADOPTING
A NEGATIVE DECLARATION**

WHEREAS, the Town Board of the Town of Aurora is considering amending Local Law 1-1990 “Adoption of Code” adopted by the Town Board of the Town of Aurora on January 22, 1990, by the enactment of a Chapter relating to the regulation of special events within the Town; and

WHEREAS, the Town Board of the Town of Aurora is duly qualified to act as lead agency and declared lead agency status with respect to compliance with SEQRA which requires environmental review of certain actions undertaken by local government; and

WHEREAS, the proposed action appears to be an unlisted action pursuant to the Rules and Regulations of the State Environmental Quality Review Act; and

WHEREAS, the Town Board has reviewed Part II of the Short Environmental Assessment Form.

NOW, THEREFORE, BE IT,

RESOLVED that the Town Board of the Town of Aurora has determined that the proposed unlisted action will result in no significant adverse impacts on the environment, and therefore, an environmental impact statement need not be prepared; and further

Action #387
Negative
declaration
issued for
LL9-2021
Special Events

RESOLVED that a negative declaration is issued with regard to this action.

Upon a vote being taken: ayes – five noes – none

DULY ADOPTED, this 27th day of December 2021.

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

RESOLUTION TO ADOPT LOCAL LAW NO. 9-2021

WHEREAS, Local Law Intro No. 9-2021 has been submitted enact provisions to the Code of the Town of Aurora relating to the regulation of special events within the Town, and

WHEREAS, the provisions in the Town Code set forth in the Local Law have been carefully considered by the Town, and

WHEREAS, a Public Hearing was held on December 13, 2021, permitting public comments in regard to the proposed amendments, which included an amendment to the Town Code,

NOW, THEREFORE, be it

RESOLVED, Local Law No. 9-2021 is hereby adopted and shall become effective upon filing of the Local Law with the New York Secretary of State, and be it further

RESOLVED, the Town Clerk is directed to file a copy of the Local Law with the New York State Department of State and forward a copy to General Code Publishers for the purpose of amending the Code Book of the Town of Aurora.

Action #388
LL9-2021
regulation of
Special
Events
adopted

Duly adopted this 27th day of December 2021, by the following roll call vote:

Supervisor Bach	Voted - aye
Councilman Snyder	Voted - aye
Councilwoman Jeffe	Voted - aye
Councilwoman Friess	Voted - aye
Councilman Wochensky	Voted - aye

**TOWN OF AURORA
LOCAL LAW NO. 9-2021**

**A LOCAL LAW REGARDING THE REGULATION OF
SPECIAL EVENTS WITHIN THE TOWN OF AURORA**

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF AURORA AS FOLLOWS:

SECTION 1. TITLE

This Local Law shall be known as Local Law No. 9 of the year 2021 and titled “Special Events Regulations within the Town of Aurora.”

SECTION 2. PURPOSE AND INTENT

The purpose of this Local Law is to enact provisions to the Code of the Town of Aurora to regulate special events within the Town.

SECTION 3. AMENDMENT

The Code of the Town of Aurora is hereby amended to include the following:

Town of Aurora Special Event Code

1. Purpose

- a. The purpose of this code is to regulate special events within the Town of Aurora to better ensure public safety by requiring adequate parking, traffic control, security, and bathroom facilities and by limiting the noise allowed and the hours of such special events.
- b. This subsection shall apply to all persons and entities, including, without limitation, corporations, companies, partnerships, associations, and non-profit and religious organizations, regardless of the purpose of the event.

2. Definitions

- a. Special Event means an event outside of the scope of normal operations or day to day business that is open to the public and is either in a public right of way or that impedes a public right of way, such as vehicle parking or standing that impedes the flow of traffic or create a safety hazard. Special Event also includes any event so specified or regulated in a special use or other permit.

- b. Person in charge of the Special Event means:
 - i. The person(s) who submits an application to hold the special event; and,
 - ii. The person(s) who owns the premises involved and any adult person who lives in or on the premises at which the Special Event is held; and,
 - iii. Any person who is listed on the Special Event Permit for that special event; and,
 - iv. In the absence of a Special Event Permit, any person who organized or is otherwise responsible for the non-permitted Special Event.
3. Special Event Application and Permit
 - a. The individual or organization that desires to conduct a special event shall file a Special Event Application with the Town Clerk's office for approval and issuance of a Special Event Permit. This application shall be submitted no less than 30 days in advance of the event and may require information including, but not limited to, the following:
 - i. Proposed date(s) for the Special Event and the hours during which such event will be conducted.
 - ii. Total number of persons expected to attend throughout the duration of the event, including the numbers that are anticipated to be present at any given time.
 - iii. Map or sketch showing the location of the event. Such map shall include the following:
 1. Location of parking facilities indicating number of parking spaces being provided, including on street parking and standing.
 2. Location and number of toilet facilities including the location of port-a-potties if they are being provided.
 3. Location of entrance(s) and exit(s) to the event site.
 4. Location of vendor facilities, if applicable, including booths, tents and food service facilities.
 5. Location of all residential structures on the property and adjacent to the property where the event is being held.
 - iv. Application shall include the following:
 1. Written explanation of steps being taken to control traffic
 2. Written plan for providing security for the event, including the organization that is to provide security (if applicable) and the number of security personnel that will be present.
 3. Means and adequacy of sanitary and garbage disposal and other matters which concern the public health.
 4. Means and adequacy of measures to deal with noise, odor or other nuisance caused to surrounding properties and residents.
 5. Explanation of size, content and location of signs related to the event.
(Note: Signs must be in compliance with the Town's sign ordinance.)
 - v. A Special Event Application fee of \$25 and Special Event Permit fee of \$50 shall be required **for each** special event. The Town Board may require an additional fee if Town resources are required, at the reasonable discretion of the Town Board, for the Special Event.
 - vi. Approval
 1. Upon receipt of the Special Event Application and \$25 application fee, the Town Clerk shall review the application for completeness. If any information is lacking or believed to be insufficient, the Town Clerk shall request supplemental information.
 2. Once the Application is deemed complete, the Town Clerk shall refer the Application for review to the Town Board and Police Department. Prior to approval, the Town Board may require additional restroom facilities, traffic control and other provisions deemed necessary for public safety beyond those set forth in the Application and may restrict the time and other parameters of the special event.
 3. Upon Town Board approval and the applicant's payment of the \$50 Permit fee, the Town Clerk shall issue a Special Event Permit.
 4. All Special Events shall be subject to the requirements of any noise law enacted by the Town of Aurora as well as any county or state regulations.

If a temporary use permit is issued by the Town Board, it is not necessary to receive a Special Event Permit.

5. Insurance/Bonding

- a. The Town Board may require a certificate of liability insurance in an amount and character that, in its sole discretion, it may deem reasonable and necessary for the protection of the public under the circumstances.
- b. The Town Board may impose conditions on the issuance of a permit and may require a bond from the Applicant in order to secure the performances of said conditions.

6. Penalties for Offenses

- a. Failure to obtain a Special Event Permit prior to holding a Special Event as set forth herein shall constitute a violation of the Code of the Town of Aurora and will subject the persons in charge of the Special Event to a penalty in the minimum amount of \$200 per violation.
- b. Any such Special Event that is conducted without a Permit may be immediately shut down following the issuance of a violations notice by the Code Enforcement Officer of the Town or by order of the Police Department.
- c. A second subsequent violation shall result in a minimum penalty of \$250 per violation.

SECTION 4. SEVERABILITY.

If any part or provision of this Local Law or the application thereof to any person or circumstances be adjudged invalid by any court of competent jurisdiction, such Judgment shall be confined in its operation to the part or provision or application directly involved in the controversy in which such Judgment shall have been rendered and shall not affect or impair the validity of the remainder of this Local Law or the application thereof to other persons or circumstances and the Town Board of the Town of Aurora hereby declares that it would have passed this Local Law or the remainder thereof had such invalid application or invalid provision been apparent.

SECTION 5. EFFECTIVE DATE.

This Local Law shall take effect immediately upon adoption by the Town Board of the Town of Aurora and filing with the Secretary of State.

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

RESOLUTION TO ADOPT LOCAL LAW NO. 10-2021

WHEREAS, Local Law Intro No. 10-2021 has been submitted declaring a second three (3) month moratorium extension on the use of land and development in B1, B2 and I Zoning Districts within the Town in accordance with the directives of Local Law 1-2021, and

WHEREAS, the moratorium extension set forth in the Local Law has been carefully considered by the Town, and

WHEREAS, a Public Hearing was held on December 27, 2021, permitting public comments in regard to the proposed moratorium extension.

NOW, THEREFORE, be it

RESOLVED, Local Law No. 10-2021 is hereby adopted and shall become effective upon filing of the Local Law with the New York Secretary of State, and be it further

RESOLVED, the Town Clerk is directed to file a copy of the Local Law with the New York State Department of State and forward a copy to General Code Publishers for the purpose of amending the Code Book of the Town of Aurora.

Action #389
LL10-2021
B&I zone – 2nd
moratorium
extension
adopted

Duly adopted this 27th day of December 2021, by the following roll call vote:

Supervisor Bach	Voted - aye
Councilman Snyder	Voted - aye
Councilwoman Jeffe	Voted - aye
Councilwoman Friess	Voted - aye
Councilman Wochensky	Voted - aye

**TOWN OF AURORA
LOCAL LAW 10 - 2021**

A LOCAL LAW, TO AMEND LOCAL LAW 1-1990 KNOWN AS “THE CODES OF THE TOWN OF AURORA”, ADOPTED BY THE TOWN BOARD OF THE TOWN OF AURORA ON JANUARY 22, 1990, TO ESTABLISH A MORATORIUM ON CERTAIN DEVELOPMENT IN ZONING DISTRICTS B-1, B-2 and I.

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF AURORA AS FOLLOWS:

SECTION 1. LEGISLATIVE INTENT

This Local Law amends a prior Local Law known as “The Town of Aurora Code” adopted by the Town of Aurora on January 22, 1990, as amended, relating to the administrative, legislative, and general legislation of Codes within the Town of Aurora as therein set forth.

SECTION 2. PURPOSE

The Town Board of the Town of Aurora has under review regulations in regard to development in B1, B2 and I Zoning Districts within the Town of Aurora. It is acknowledged that Local Law No. 1-2021 previously established a six (6) month moratorium, and the Town Board previously enacted a three-month extension to the moratorium applicable to the use of land and development in B1, B2 and I Zoning Districts in the Town (Local Law 4-2021). Members of the Town Board, Planning Board and others have had numerous sessions reviewing the proposed code together with support of the Town Planning Board. The Town Board of the Town of Aurora finds it prudent and necessary to enact a further extension to a moratorium applicable to the use of land and development in B1, B2 and I Zoning Districts in the Town. This moratorium extension is intended to ensure that no approvals for such land use application be granted or permitted until this Board can complete its planning studies and has had an opportunity to consider and enact appropriate regulations and/or appropriate amendments to existing laws. It is anticipated that the required code revisions shall be under consideration by the Town Board within the timeframe of the additional three (3) month moratorium.

SECTION 3. AUTHORITY

This Local Law is enacted pursuant to the provisions of Article 16 of the New York Town Law and Section 10 of the New York Municipal Home Rule Law.

SECTION 4. MORATORIUM AND DURATION

The Town Board of the Aurora hereby declares a second three (3) month moratorium extension on the use of land and development in B1, B2 and I Zoning Districts within the Town in accordance with the directives of Local Law 1 - 2021.

SECTION 5. SEVERABILITY

The invalidity of any word, section, clause, paragraph, sentence, or part or provision of this Local Law shall not affect the validity of any other part of this Local Law which shall be given effect.

SECTION 6. EFFECTIVE DATE

This Local Law shall become effective immediately upon the adoption by the Town of Aurora Town Board and filing with the New York Secretary of State.

NEW BUSINESS:

Councilman Snyder moved to amend tonight's agenda by adding items 5O – Assessment exemptions and 5P – Architects Proposal for Community Pool Park. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried. Action #390
Items 5O & 5P added to agenda

Councilwoman Friess moved to table the Bridge grants for Church Street and East Fillmore Avenue for further information and guidance from NY State. Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – five noes - none Motion carried. Action #391
Bridge grant tabled

Councilman Snyder moved to authorize the Supervisor to sign the 2022 Agreement with the East Aurora Boys and Girls Club, whereby the Club will provide services and programs for the youth of the Town of Aurora and the Town will pay to the Club the sum of \$35,000 in four installments. Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes – five noes - none Motion carried. Action #392
Supv auth to sign B&G Club 2022 agreement

Councilwoman Friess moved to authorize the Supervisor to sign a Contract for Services with William Kramer (Contractor), whereby the Contractor will provide Code Enforcement Services when needed by the Town at an hourly rate of \$32.00 effective 1/1/2022 through 12/31/2022. Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – five noes - none Motion carried. Action #393
Supv auth to sign CEO svcs agreement with W. Kramer

Councilman Snyder moved to table the GHD Engineering proposal to the January 10, 2022, meeting. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried. Action #394
GHD proposal tabled

Councilwoman Friess moved to authorize the Supervisor to sign the Drescher & Malecki, LLP, Audit and Annual Financial Update Document proposal for FY 2021. Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried. Action #395
Supv auth to sign Drescher Malecki audit proposal

Councilwoman Friess moved to adopt the following resolution establishing an account to fund a future Real Property Tax Revaluation in the Town of Aurora; seconded by Councilman Snyder:

A RESOLUTION ESTABLISHING AN ACCOUNT TO FUND A TAX ASSESSMENT REVALUATION PROJECT IN THE TOWN OF AURORA

WHEREAS, the Town Board of the Town of Aurora believes that a Real Property Tax Assessment Revaluation of all property within the Town of Aurora is deemed advisable in the foreseeable future; and

WHEREAS, the Town Board therefore desires to set aside funds over a period of time to cover costs of a town wide Real Property Tax Assessment revaluation.

NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Aurora as follows:

1. That there is hereby appropriated to a separate account the amount of \$50,000.00, from the General Fund fund balance, to fund the cost of a

town wide tax assessment revaluation project, including defense of claims, to be conducted at such future date as the Town Board shall determine.

2. That such account shall be known as “the Tax Assessment Revaluation Project Account.”
3. That out of the surplus monies of the Town from the 2021 year and not otherwise appropriated, the balance of appropriation line A1355.413 is hereby appropriated to the tax assessment revaluation project account and the Supervisor of the Town is hereby authorized, empowered, and directed to transfer from 2021 year-end surplus funds of the Town the balance of appropriation line A1355.413 to such account.
4. Such additional sums as may hereafter be appropriated shall become part of the account.
5. The Supervisor, in his discretion, may invest the monies in the account in a manner provided in Section 11 of the General Municipal Law of the State of New York. Any interest earned or gains realized on the monies so deposited or invested shall accrue to and become part of the account.
6. This Resolution shall take effect immediately.

Action #396
 Future
 assessment
 reval funding
 resolution
 adopted

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

Councilman Snyder moved to extend all current board and committee appointments to the January 10, 2022, Organizational meeting. Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #397
 Appointments
 extended to
 1/10/2022

Councilwoman Jeffe moved the following budget transfer to prevent an overdrawn appropriation account:
 From: A1990 Contingent \$2,500.00
 To: A7110.454 Park Improvements \$2,500.00
 Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #398
 Park
 improvements
 budget trans
 aprvd

Councilman Snyder moved the following budget transfer to correct an overdrawn appropriation account:
 From: A9790.700 NYPA Interest \$1,803.00
 To: A9790.600 NYPA Principal \$1,803.00
 Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #399
 NYPA loan
 budget trans
 aprvd

Councilwoman Jeffe moved to accept a \$300 donation from the Southtown Needlenuts sewing group for the Aurora Senior Center. Funds will be deposited to TA1000.0090. Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #400
 Donation to
 SrCtr
 accepted

Councilman Wochensky moved to approve the wage increases for Recreation employees based on the 2022 pay rate chart:

<u>Name</u>	<u>Civil Service Title</u>	<u>Current Rate</u>	<u>New Rate</u>
Aures, Kathryn	Rec. Attendant PT	\$13.35	\$14.15
Barone, Russell	Rec. Attendant PT	\$12.70	\$13.80
Bedard, Michelle	Rec. Attendant PT	\$13.95	\$14.65

Biggs, Audrey	Rec. Attendant PT	\$12.95	\$14.05	
Biggs, Oliver	Rec. Attendant PT	\$14.05	\$14.85	
Borges, Sydney	Lifeguard PT	\$14.20	\$14.90	
Brophy, Ella	Lifeguard PT/WS instructor	\$13.30/13.80	\$14.10/14.60	
D'Angelo, Gabriel	Rec. Attendant PT	\$12.85	\$13.65	
Davidson, Anna	Lifeguard RPT/EAST Coach	\$15.50	\$16.20	
Dixon, Alissa	Rec. Attendant PT	\$13.80	\$14.60	
Drozdowski, Jessica	Lifeguard PT/WS instructor	\$13.05/13.80	\$13.85/14.60	
Egloff, Ethan	Lifeguard PT	\$13.05	\$13.85	
Fee, Dylan	Rec. Attendant PT	\$12.85	\$13.65	
Felton, Tess	Lifeguard RPT/EAST Coach	\$14.80	\$15.50	
Ferdara, Matthew	Rec. Attendant PT	\$12.70	\$13.80	
George, Elaine	Rec. Attendant PT	\$12.95	\$14.05	
Guest, Kaela	Rec. Attendant PT	\$12.95	\$14.05	
Harper, Macuen	Lifeguard PT	\$13.05	\$13.85	
Healy, Zach	Lifeguard PT/EAST Coach	\$14.90	\$15.60	
Herr, Alexander	Lifeguard PT	\$12.80	\$13.60	
Herr, William	Lifeguard PT/WS instructor	\$13.30/14.05	\$14.10/14.85	
Hyman, Minh	Rec. Attendant PT	\$13.20	\$14.30	
Kassirer, Natalie	Lifeguard PT	\$12.80	\$13.60	
Kmicinski, Kameron	Red. Attendant PT	\$12.70	\$13.80	
Kwitek, Grace	Lifeguard PT/WS instructor	\$13.30/14.05	\$14.10/14.85	
Lambert, Timothy	Lifeguard PT/EAST Coach	\$14.20	\$14.90	
McCarrison, Kala	Lifeguard RPT/EAST Coach	\$15.25	\$15.95	
McLaughlin, Henry	Rec. Attendant PT	\$12.95	\$14.05	
Moffat, Charles	Rec. Attendant PT	\$12.50	\$13.30	
Modenhauer, Paige	Lifeguard PT	\$12.80	\$13.60	
Montgomery, Nick	Rec. Attendant PT	\$13.70	\$14.80	
Mucklewee, Jordyn	Rec. Attendant PT	\$12.95	\$14.05	
Mruzik, Lilliam	Lifeguard PT	\$12.80	\$13.60	
Nicholl, Montgomery	Rec. Attendant PT	\$12.70	\$13.80	
Nigro, Francis	Rec. Attendant PT	\$14.30	\$15.10	
Randall, Edward	Lifeguard PT	\$12.80	\$13.60	
Regan, Grady	Lifeguard PT	\$12.80	\$13.60	
Rignel, Dean	Lifeguard PT	\$13.30	\$14.10	
Schultz, Katie	Lifeguard PT	\$12.80	\$13.60	
Siener, Abby	Rec. Attendant PT	\$12.75	\$13.55	
Siener, Page	Rec. Attendant PT	\$12.75	\$13.55	
Tent, Meaghan	Rec. Attendant PT	\$14.45	\$15.15	
Tent, Molly	Rec. Attendant PT	\$14.05	\$14.85	
Trometer, Josh	Lifeguard PT/WS instructor	\$13.05/13.80	\$13.85/14.60	
Valentine, Weston	Lifeguard PT	\$12.80	\$13.60	
Wangelin, Sam	Lifeguard PT	\$12.80	\$13.60	Action #401
Wasner, Madeline	Rec. Attendant PT	\$12.50	\$13.30	2022 Rec

PT=part time RPT=regular part time WS=water safety

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

employee pay rates aprvd re: minimum wage increase

Councilwoman Jeffe moved to approve the hiring of Jessie Faulkner, 32 Eastwood Place, Buffalo (non-resident) as a Lifeguard RPT at an hourly rate of \$14.50/hour. Start date will be January 3, 2022. Councilman Snyder seconded the motion. Upon a vote being taken: ayes – five noes – none
 Motion carried.

Action #402
 J. Faulker hired as Lifeguard RPT

Councilwoman Jeffe moved to increase the cost to residents to purchase recycle bins from \$7.00 to \$10.00 per bin effective January 1, 2022, due to an increase in the cost to purchase the bins. Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – five noes – none
 Motion carried.

Action #403
 Recycle bin price increased to \$10 per bin

Action #404
Smithco
infield
grooming
machine
declared
surplus

Councilman Snyder moved to declare the Town's Smithco Infield Machine 1999, Inventory #1554, Model #12260 as surplus inventory to be given to the Village of East Aurora per the Memorandum of Understanding for maintenance of Hamlin Park. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

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

RESOLUTION GIVING TOWN ASSESSOR AUTHORITY TO GRANT EXEMPTIONS ON THE 2022 TAX ASSESSMENT ROLL

WHEREAS, on December 26, 2021, Governor Kathy Hochul issued Executive Order No. 11, declaring a State disaster emergency for the entire State of New York due to the COVID-19 pandemic; and

WHEREAS, this State disaster emergency has resulted in limited hours in municipal offices in the Town of Aurora and rendered senior citizens and individuals with disabilities residing in the Town of Aurora homebound. These factors combined have made it difficult, if not impossible, for many in these populations to file their real property tax exemption applications in person and many, further, lack the ability to file such applications online; and

WHEREAS, in recognition of the above problems caused by the pandemic, Governor Hochul issued Executive Order No. 11.1 on December 26, 2021, thereby extending Executive Order No. 11. This extension of the Governor's Executive Order modifies subdivisions 7, 7-a and 8 of section 459-c of the Real Property Tax Law and subdivisions 5, 5-a, 5-b, 5-c and 6 of section 467 of the Real Property Tax Law, the effect of which permits the governing body of an assessing unit (i.e., the Town Board of the Town of Aurora to adopt a Resolution directing the Assessor to grant exemptions on the 2022 assessment roll to all property owners who received such exemptions on the 2021 assessment roll (i.e., senior citizens and individuals with disabilities with limited income), thereby dispensing with the need for such persons to file renewal applications to request such exemptions, and further dispensing with the requirement that assessors mail renewal applications to such persons; and

WHEREAS, Executive Order 11.1 further allows the governing body of said assessing unit, in any such Resolution, at its option, to include procedures by which its Town Assessor may require a renewal application to be filed if he has reason to believe that an owner who qualified for the exemption on the 2021 assessment roll may have since changed his or her primary residence, added another owner to the deed, transferred the property to a new owner or died; and

WHEREAS, pursuant to said Executive Order, the Town Board of the Town of Aurora wishes to adopt such Resolution directing the Town Assessor of the Town of Aurora to grant exemptions on the 2022 assessment roll to all eligible senior citizens and individuals with disabilities with limited income, and granting the Town Assessor of the Town of Aurora the authority to require renewal applications for due cause, as discussed above, utilizing procedures outlined below;

NOW THEREFORE, BE IT RESOLVED, pursuant to the authority granted by Executive Order No. 11.1, issued by the Governor of the State of New York, that the Town Board of the Town of Aurora hereby directs the Town Assessor of the Town of Aurora to:

1. Grant exemptions on the 2022 assessment roll to all individuals who received the senior exemption on the 2021 assessment roll and all individuals who received the exemption on the 2021 assessment roll because they were recognized as a person with disabilities and limited income, thereby dispensing with the need for any such individuals to file renewal applications for such exemptions, except that;

Councilman Snyder thanked Sue Friess and Jolene Jeffe for their years of service to the Town. Mr. Snyder noted it was an honor to serve on the Town Board with them and that the Town is a lot better off than before they came to work for the Town.

Councilman Wochensky thanked Councilwomen Friess and Jeffe.

Supervisor Bach stated that it has been a pleasure to work with Sue and Jolene. As a taxpayer and a Board member, Mr. Bach thanked them for all their service.

Councilwoman Jeffe noted that she has been on the Town Board for twelve years – four as Supervisor and eight as Councilwoman. Mrs. Jeffe stated she is pleased with the changes that have occurred and where we've come.

Councilwoman Friess stated this has been a great Board to work with noting they always did not agree but worked out a compromise. Mrs. Friess urged all to let the campaign go and make good decisions for the residents.

Councilwoman Jeffe moved to adjourn at 11:52 a.m.; seconded by
Councilwoman Friess. Upon a vote being taken: ayes – five noes – none
Motion carried.

Action #408
Meeting
adjourned

Martha L. Librock
Town Clerk