

WS-1 4A

Application # _____

Application	\$25	<u>X</u>
Permit	\$15	<u>X</u>
Security Deposit	\$200	<u>X</u>
Per Day Event	\$200	<u>X</u>
Additional Services	TBD	_____

Application For Temporary Use Permit

**Neil and Barb Chur Equestrian Park, Soccer Field and/or Polo Field
At Knox Farm State Park**

Submit applications to:
Town of Aurora Parks and Recreation
300 Gileed Ave
East Aurora, NY 14052
Telephone (716) 652-8866 Fax: (716) 652-5646

ALL REQUESTS MUST BE MADE NO LESS THAN 60 DAYS IN ADVANCE OF EVENT/USE.

1. Name of organization: Buffalo Rugby Club

2. Individual responsible for this request: Lex Maccubbin/Jeff Qualey

3. Address:

<u>Lex Maccubbin</u>	<u>Jeff Qualey</u>
<u>599 Parkside Ave</u>	<u>143 Stratford rd</u>
<u>Buffalo, NY 14216</u>	<u>Buffalo NY 14216</u>

4. Telephone number: _____ ex

5. Fax: (716) _____ Jeff Qualey

6. Email: LexM _____ n _____ com

7. Date(s) of event: 30 April 2022 & 01 May 2022

8. Hours of use including set up/take down: Start 8:00am End 5:00pm

9. Description of the event or use: Atlantic North North Super Regional Rugby Festival
The Top Mens and Women's rugby teams from the North
East competing for a spot in the National final 4

10. Specific area(s) request. Please attach a map of the area.

- a. Soccer fields X
- b. Polo Field X
- c. Equestrian Park _____
- d. Other _____

i. Describe _____

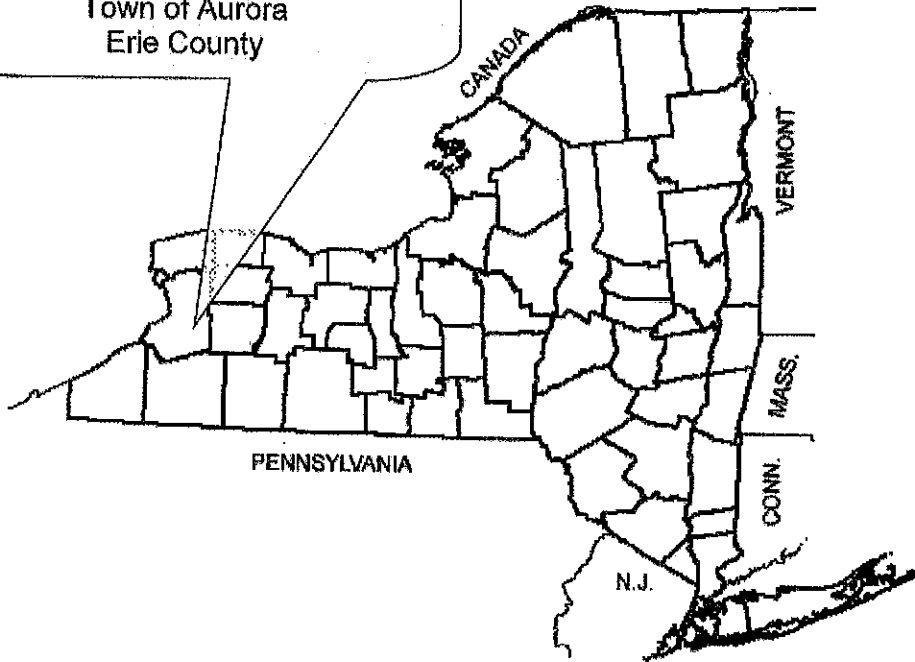
WS-2 5A

TRANSPORTATION

INITIAL PROJECT PROPOSAL

February 2022

Culvert Replacement Project
PIN 5763.87
Church Street over Tannery Brook
Town of Aurora
Erie County



PROJECT REPORT

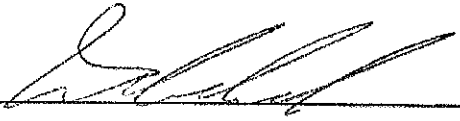


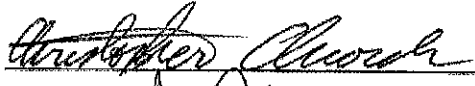
**Department of
Transportation**

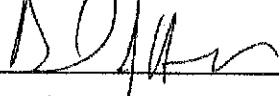
KATHY HOCHUL MARIE THERESE DOMINGUEZ
Governor Commissioner


PROJECT APPROVAL SHEET

(Pursuant to SAFETEA-LU Matrix)

IPP PREPARER:  DATE: 02/10/2022

PROJECT MANAGER:  DATE: Feb 10, 2022

RPPM RECOMMENDATION:  DATE: 02/15/2022

LOCAL SPONSOR CONCURRENCE:  DATE: _____

PIN: 5763.87

PROJECT NAME: Church Street over Tannery Brook

MUNICIPALITY: Town of Aurora

COUNTY: Erie

ROUTE/SH #: N/A

BIN: N/A

LIMITS: **Latitude:** 42.769509
 Longitude: -78.609615

PROJECT LENGTH: N/A CENTERLINE MILES

N/A LANE MILES

FEDERAL AID SYSTEM: N/A

FUNCTIONAL CLASS: 19- Urban local

EXISTING AADT: 500

PERCENT TRUCKS: 2%

EXISTING CHARACTERISTICS OF CONCERN

PROBLEM DESCRIPTION: The culvert has multiple elements in poor condition. There is an approximate 4" hole in the deck that goes through the top of the box. The concrete within the box has map cracking and severe delamination of the structural rebar on the underside of the deck. 15% of the deck has concrete spalling, delamination, and exposed rebar. There are full-length horizontal cracks on all elements of the culvert including the abutments and wingwalls. Vertical cracks are also present. The bottom of the deck and upper portions of both abutments show efflorescence, signifying leaking from the roadway above the culvert. The culvert has been noted to flood annually, causing a shutdown of the road and forcing residents of the surrounding neighborhood to use alternate routes to access the main roads.

PROJECT OBJECTIVE(S):

- Complete replacement of the existing culvert and wingwalls.
- Guide rail will be replaced and brought up to NYSDOT standards.
- Sidewalks on both sides of the road will be replaced.

PROJECT ELEMENT(S) TO BE INVESTIGATED:

- | | |
|--|---|
| <input type="checkbox"/> Deck Replacement | <input type="checkbox"/> Bridge Replacement, New Alignment |
| <input type="checkbox"/> Minor Bridge Rehabilitation | <input type="checkbox"/> Bridge Replacement, Existing Alignment |
| <input type="checkbox"/> Major Bridge Rehabilitation | |
| <input type="checkbox"/> 1R Highway Resurfacing | <input type="checkbox"/> 3R Highway Reconstruction |
| <input type="checkbox"/> 2R Highway Restoration | |
| <input type="checkbox"/> Appurtenance Only | <input type="checkbox"/> Traffic Control |

- Large Culvert Repair
- Large Culvert Replacement
- Other: **Guide rail and sidewalks replacement**

- PRIORITY RESULTS:**
- Mobility & Reliability
 - Safety
 - Security
 - Economic Competitiveness
 - Environmental Stewardship

- FUNDING SOURCE**
- 100% State
 - Federal

ENVIRONMENTAL RECOMMENDED CLASSIFICATION:

- SEQRA Type:
- Type II
 - Exempt

- NEPA Class:
- Class I (EIS)
 - Class II – Categorical Exclusion (CE)
 - Class III (EA)
 - N/A – Project is 100% State funded

The following Checklist(s) is/are attached:

- Regional Environmental Checklist
- Smart Growth Screening Tool
- Complete Streets Checklist
- Public Outreach Screening Tool

FROM BLOCK: N/A

MPO INVOLVEMENT:

- No
- Yes TIP Name: _____ TIP No.: _____

TIP AMENDMENT REQUIRED: No Yes Needed By: _____

STIP STATUS: On STIP Not on STIP

NOTES ON SPECIAL CIRCUMSTANCES:

SPECIAL TECHNICAL ACTIVITIES REQUIRED:

PLANNED PUBLIC INVOLVEMENT:

PROBABLE SCHEDULE AND COST:

DESIRED LETTING: December 2023

SCHEDULED QUALIFIERS:

- Public Hearing
- Major Permits
- Consultant(s) For:
Design & Construction Inspection
- 4(f)/ Section 106 Issues
- Other:
- No Consultant Needed

Project Phase	Activity Duration	Estimated Cost	Fund Source	Obligation Date
Scoping				
DESIGN I-IV		\$80,470	Bridge Initiative PIT	3/2022
Design V-VI		\$80,471	Bridge Initiative PIT	1/2023
ROW Incidentals		\$15,000	Bridge Initiative PIT	3/2022
ROW Acquisition		\$25,000	Bridge Initiative PIT	1/2023
Construction		\$530,830	Bridge Initiative PIT	12/2023
Construction Inspection		\$132,000	Bridge Initiative PIT	12/2023
TOTAL		\$863,771		

NOTES: The project was awarded a total of \$863,771 in Bridge Initiative PIT funds. The Bridge initiative PIT funds are 100% State funds; no match is required. Amounts greater than the award are the responsibility of the Sponsor.

BASIS OF ESTIMATE: Bridge NY application estimate

PROGRAM DISPOSITION: Scheduled for letting in SFY 2023

PROJECT MANAGEMENT GROUP: Simple Moderate Complex

STATEWIDE SIGNIFICANCE: No Yes Remarks:

ASSET MANAGEMENT (OPTIONAL): Applies Not Applicable

ASSIGNED PROJECT MANAGER:
FUNCTIONAL AREA:
PHONE:

IPP PREPARED BY: Mohammad Albayed DATE: 1/28/2022

REGIONAL PROG MGMT INITIAL: DATE:

WS-3

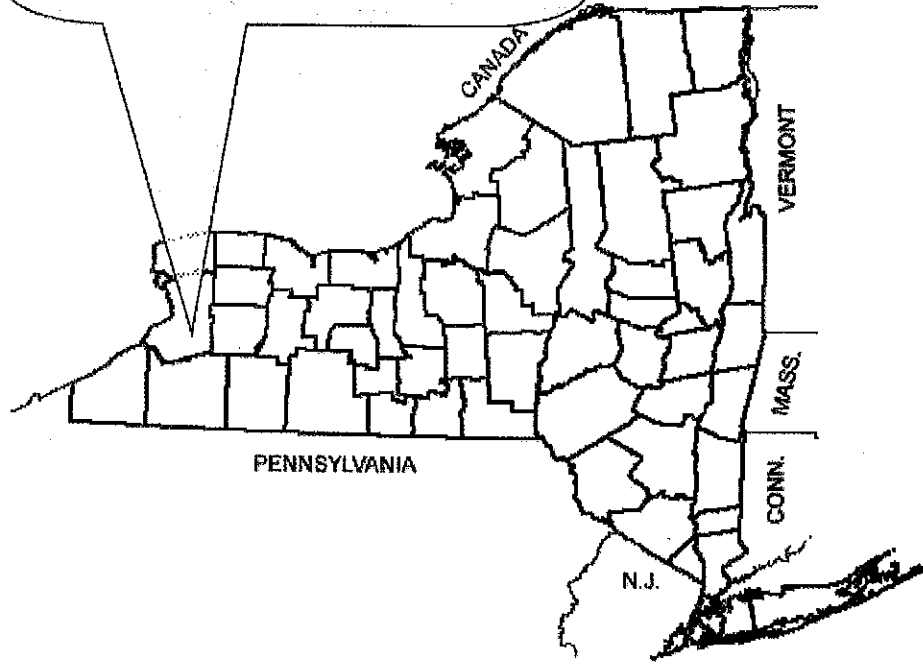
5B

TRANSPORTATION

INITIAL PROJECT PROPOSAL

February 2022

Culvert Replacement Project
 PIN 5763.88
 E. Filmore Ave. over Tannery Brook
 Town of Aurora
 Erie County



PROJECT REPORT

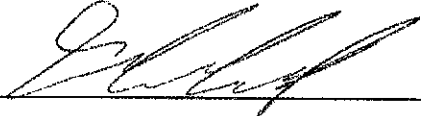


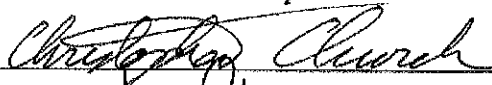
Department of Transportation

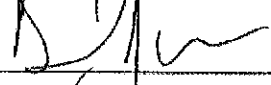
KATHY HOCHUL **MARIE THERESE DOMINGUEZ**
 Governor Commissioner

PROJECT APPROVAL SHEET

(Pursuant to SAFETEA-LU Matrix)

IPP PREPARER:  DATE: 02/10/2022

PROJECT MANAGER:  DATE: Feb 10, 2022

RPPM RECOMMENDATION:  DATE: 02/15/2022

LOCAL SPONSOR CONCURRENCE:  DATE: _____

PIN: 5763.88

PROJECT NAME: E. Filmore Ave. over Tannery Brook

MUNICIPALITY: Town of Aurora

COUNTY: Erie

ROUTE/SH #: N/A

BIN: N/A

LIMITS: Latitude: 42.76986
Longitude: -78.601932

PROJECT LENGTH: N/A CENTERLINE MILES

N/A LANE MILES

FEDERAL AID SYSTEM: N/A

FUNCTIONAL CLASS: 19- Urban local

EXISTING AADT: 500

PERCENT TRUCKS: 2%

EXISTING CHARACTERISTICS OF CONCERN

PROBLEM DESCRIPTION: The fascia beams show spalling of concrete with exposed rebar. The underside of the deck has full length longitudinal and transverse cracking with signs of efflorescence and rusting staining. The stone wingwalls and abutments are deteriorating beyond repair. The wingwalls are near failing and about to collapse. The culvert has been noted to flood annually, causing a shutdown of the road and forcing residents of the surrounding neighborhood to use alternate routes to access the main roads.

PROJECT OBJECTIVE(S):

- Complete replacement of existing culvert and wingwalls.
- The roadway will be widened to accommodate two lanes of travel, shoulders, and sidewalk.
- Guide rail will be replaced and brought up to NYSDOT standards.

PROJECT ELEMENT(S) TO BE INVESTIGATED:

- | | |
|--|---|
| <input type="checkbox"/> Deck Replacement | <input type="checkbox"/> Bridge Replacement, New Alignment |
| <input type="checkbox"/> Minor Bridge Rehabilitation | <input type="checkbox"/> Bridge Replacement, Existing Alignment |
| <input type="checkbox"/> Major Bridge Rehabilitation | |
| <input type="checkbox"/> 1R Highway Resurfacing | <input type="checkbox"/> 3R Highway Reconstruction |
| <input type="checkbox"/> 2R Highway Restoration | |
| <input type="checkbox"/> Appurtenance Only | <input type="checkbox"/> Traffic Control |
| <input type="checkbox"/> Large Culvert Repair | <input checked="" type="checkbox"/> Large Culvert Replacement |
| <input checked="" type="checkbox"/> Other:
Road widening & guide rail replacement | |

PRIORITY RESULTS: Mobility & Reliability Safety Security
 Economic Competitiveness Environmental Stewardship

FUNDING SOURCE 100% State Federal

ENVIRONMENTAL RECOMMENDED CLASSIFICATION:

SEQRA Type: Type II
 Exempt

NEPA Class: Class I (EIS)
 Class II – Categorical Exclusion (CE)
 Class III (EA)
 N/A – Project is 100% State funded

The following Checklist(s) is/are attached:

- Regional Environmental Checklist
- Smart Growth Screening Tool
- Complete Streets Checklist
- Public Outreach Screening Tool

FROM BLOCK: N/A

MPO INVOLVEMENT:

No
 Yes TIP Name: _____ TIP No.: _____

TIP AMENDMENT REQUIRED: No Yes Needed By: _____

STIP STATUS: On STIP Not on STIP

NOTES ON SPECIAL CIRCUMSTANCES

SPECIAL TECHNICAL ACTIVITIES REQUIRED:

PLANNED PUBLIC INVOLVEMENT:

PROBABLE SCHEDULE AND COST:

DESIRED LETTING: December 2023

SCHEDULED QUALIFIERS:

- Public Hearing
- Major Permits
- Consultant(s) For:
Design & Construction Inspection
- 4(f)/ Section 106 Issues
- Other:
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Project Phase	Activity Duration	Estimated Cost	Fund Source	Obligation Date
Scoping				
DESIGN I-IV		\$80,470	Bridge Initiative PIT	3/2022
Design V-VI		\$80,471	Bridge Initiative PIT	1/2023
ROW Incidentals		\$15,000	Bridge Initiative PIT	3/2022
ROW Acquisition		\$25,000	Bridge Initiative PIT	1/2023
Construction		\$466,520	Bridge Initiative PIT	12/2023
Construction Inspection		\$132,000	Bridge Initiative PIT	12/2023
TOTAL		\$799,461		

NOTES: The project was awarded a total of \$799,461 in Bridge Initiative PIT funds. The Bridge initiative PIT funds are 100% State funds; no match is required. Amounts greater than the award are the responsibility of the Sponsor.

BASIS OF ESTIMATE: Bridge NY application estimate

PROGRAM DISPOSITION: Scheduled for letting in SFY 2023

PROJECT MANAGEMENT GROUP: Simple Moderate Complex

STATEWIDE SIGNIFICANCE: No Yes Remarks:

ASSET MANAGEMENT (OPTIONAL): Applies Not Applicable

ASSIGNED PROJECT MANAGER:
FUNCTIONAL AREA:
PHONE:

IPP PREPARED BY: Mohammad Albayed DATE: 1/28/2022

REGIONAL PROG MGMT INITIAL: DATE:

WS-4(A)

5c

Municipal Solutions, Inc.
Municipal Financial Advisors

March 25, 2022

James Bach, Supervisor
Town of Aurora
575 Oakwood Avenue
East Aurora, New York 14052

Dear Supervisor Bach:

Municipal Solutions, Inc. is submitting this contract renewal in connection with the Town's general financial services for your consideration and approval, to become effective at the expiration of our current contract.

Per the Municipal Securities Rulemaking Board's (MSRB) Rule G-42, we must have a current contract in place prior to work commencing. This contract must state fair market value rates and fees and be accepted by both the municipality and Municipal Solutions, Inc. We must, under rule G-42, show that we've acted in good faith with the issuer and to ensure the accuracy of representation in our contracts regarding the agreed upon scope and fees, whether the contract be a Preliminary Authorization to Proceed or a Full Contract.

The Securities and Exchange Commission (SEC) enforces the rules and regulations set by the MSRB. Municipal Solutions, Inc. is registered as a recognized municipal advisor with the SEC (MS ID #867-00383) and the MSRB (MS ID #K0173) as mandated by the Dodd-Frank Wall Street Reform and Consumer Protection Act (the Dodd-Frank Act).

This proposal is divided into the following parts and rates can be found in the attached Appendix B:

- I. Bond Anticipation Note Borrowing Scope of Services
- II. Long-Term Serial Bond Borrowing Scope of Services
- III. General Financial Services
- IV. Conflicts of Interest and Other Required Disclosures
- V. Miscellaneous

I. Bond Anticipation Note Borrowing Scope of Services

The following items will be completed under this portion of the contract:

- 1) Prepare a Notice of Sale to be used in the advertisement of the sale and to prepare an Official Statement.
- 2) If necessary, apply for municipal note insurance.
- 3) Prepare and convert Notice of Sale and Preliminary Official Statement to Municipal Solutions' website and electronic transfer to underwrite the sale.

NO LONGER 2
YEAR CONTRACTS?
CONTRACTS IN EFFECT
UNTIL TERMINATED
BY EITHER PARTY

- 4) Conduct the BAN sale, make recommendation on the acceptance of the bids.
- 5) Prepare, convert and arrange for distribution of the Final Official Statement.

II. Long-Term Serial Bond Borrowing Scope of Services

The following items will be completed under this portion of the contract, if appropriate:

- 1) Plan the optimum maturity date for the annual payment of the bonds.
- 2) Prepare an Official Statement based on information provided to Municipal Solutions by the Town, bond counsel and other third parties.
- 3) Prepare a Notice of Sale to be used in the advertisement of the issue in compliance with the official compilation of codes, rules and regulations of the NYS Comptroller and the NYS Local Finance Law, and coordinate with bond counsel.
- 4) Complete the required debt statement and file with the state comptroller.
- 5) Apply for a credit rating.
- 6) Qualify the issue for municipal bond insurance.
- 7) Prepare and convert Notice of Sale and Preliminary Official Statement files for upload to Municipal Solutions' website, electronic transfer to underwriters and submission of Notice of Sale to the Bond Buyer. Post results to website after the sale.
- 8) When appropriate, qualify the issue to receive bids electronically using the IPREO electronic bidding platform. Conduct the sale and make a recommendation on the acceptance of the bids. Coordinate the closing with bond counsel, Town attorney, the successful bidder and the Depository Trust Company (if necessary).
- 9) Prepare, convert and arrange for distribution of the Final Official Statement.

III. General Financial Services

General financial services that are made available to the Town include:

- 1) Attend construction or other meetings, prepare reports on financial matters of the Town, assist with project and pre-referendum planning, long range and other planning issues, as required.
- 2) Assist the Town in the preparation of financial information that may be used for public or internal discussions or presentation to the bond rating agencies and investors.
- 3) Assist in the development of an operating budget, cash flow and operating expenses and offsetting revenue forecasts.
- 4) Complete a time-frame calendar for all items to be completed in connection with an anticipated borrowing.

- 5) Prepare various maturity schedules for Town officials to determine repayment of anticipated borrowed funds for planning purposes.
- 6) Advise on the timing, amount and maturity of an anticipated borrowing.
- 7) Coordinate board adoption of the bond resolution and other legal documents that may be required.
- 8) Assist with debt service requirements for budgeting purposes.
- 9) Application to secure CUSIP numbers for borrowings, as required.
- 10) Convert financial documents into useable formats for processing, if necessary.
- 11) Compliance with IRS, MSRB and SEC regulations, reviews and updates.
- 12) Provide other financial consulting services as may be requested by the Town.

General Financial Services will be billed at the current hourly rate plus reimbursable expenses (see Appendix B).

If there are services performed beyond the scope of the project, or if the project ceases for any reason, an invoice for work completed will be due at the current hourly rate plus expenses.

The fees may be adjusted annually based on the U.S. Bureau of Labor and Statistics Consumer Price Index -- All Urban Consumers.

Invoices will be submitted periodically. Payment is expected within 45 days of the invoice date.

IV. Conflicts of Interest and Other Required Disclosures

Rule G-42 of the Municipal Securities Rulemaking Board requires us to provide you with certain disclosures regarding conflicts of interest and other required disclosures (the "Disclosures"). Those Disclosures are attached hereto in Appendix A. We further covenant and agree to provide to the Town updated Disclosures as required by Municipal Securities Rulemaking Board Rule G-42 to the extent any arise after the date of this letter. The Disclosures, and each delivery thereof, as provided from time to time, shall be incorporated by reference as of the date thereof into this letter to the same extent as if set forth herein.

We at Municipal Solutions, Inc. operate with a core value of honesty and integrity in all aspects of our business. We pride ourselves in our competent and friendly staff and our services go above and beyond what our contracts call for. We do our very best to keep costs down and pass any savings back to our clients. If you have any concerns that are not addressed in this contract, we would be happy to discuss them with you at your convenience.

V. Miscellaneous

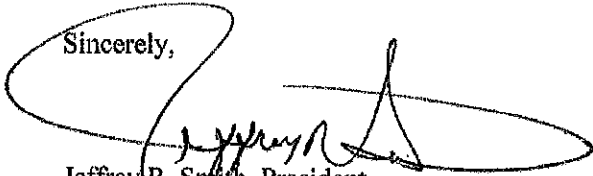
Upon acceptance of this proposal, please execute and return one copy to our LeRoy office located at 62 Main Street, LeRoy, New York 14482 following the next Board meeting. The terms set forth above are subject to change if we do not receive a signed contract within 30 days. This contract will remain in

effect until terminated by either party. You have the right to terminate this contract for any reason at any time.

We agree to promptly amend or supplement this letter to reflect any material changes or additions to the agreement evidenced by this letter.

If you should have any questions concerning this proposal, please do not hesitate to contact me. We look forward to our continued working relationship with the Town.

Sincerely,



Jeffrey R. Smith, President
Certified Independent Professional Municipal Advisor

JRS/slw

**Town of Aurora, New York
Contract Dated March 25, 2022
General Financial Services
Accepted by:**

Signature: _____

Name/Title: _____

Date: _____

APPENDIX A

TOWN OF AURORA, NEW YORK

Contract Dated March 25, 2022

General Financial Services

DISCLOSURE OF CONFLICTS OF INTEREST

Municipal Securities Rulemaking Board Rule G-42 requires us, as your municipal advisor, to provide written disclosure to you about material conflicts of interest.

We have determined, after exercising reasonable diligence, that we have no known material conflicts of interest that would impair our ability to provide advice to the Town in accordance with our fiduciary duty to municipal entity clients. The attached paragraphs outline areas of potential conflicts of interest we have reviewed to make this no material conflict of interest determination.

Our proposal includes compensation for municipal advisory activities to be performed that is contingent on the size or closing of any transaction as to which Municipal Solutions, Inc. is providing advice, the potential conflicts that could occur as a result of this pricing compensation are outlined below.

FORMS OF COMPENSATION AS POTENTIAL CONFLICTS

The forms of compensation for municipal advisors vary according to the nature of the engagement and requirements of the client, among other factors. Various forms of compensation present actual or potential conflicts of interest because they may create an incentive for an advisor to recommend one course of action over another if it is more beneficial to the advisor to do so. This document discusses various forms of compensation and the timing of payments to the advisor.

Fixed fee - Under a fixed fee form of compensation, the municipal advisor is paid a fixed amount established at the outset of the transaction. The amount is usually based upon an analysis by the client and the advisor of, among other things, the expected duration and complexity of the transaction and the agreed-upon scope of work that the advisor will perform. This form of compensation presents a potential conflict of interest because, if the transaction requires more work than originally contemplated, the advisor may suffer a loss. Thus, the advisor may recommend less time-consuming alternatives, or fail to do a thorough analysis of alternatives. There may be additional conflicts of interest if the municipal advisor's fee is contingent upon the successful completion of a financing, as described below.

Hourly fee - Under an hourly fee form of compensation, the municipal advisor is paid an amount equal to the number of hours worked by the advisor times an agreed-upon hourly billing rate. This form of compensation presents a potential conflict of interest if the client and the advisor do not agree on a reasonable maximum amount at the outset of the engagement, because the advisor does not have a financial incentive to recommend alternatives that would result in fewer hours worked. In some cases, an hourly fee may be applied against a retainer (*e.g.*, a retainer payable

monthly), in which case it is payable whether or not a financing closes. Alternatively, it may be contingent upon the successful completion of a financing, in which case there may be additional conflicts of interest, as described below.

Fee contingent upon the completion of a financing or other transaction - Under a contingent fee form of compensation, payment of an advisor's fee is dependent upon the successful completion of a financing or other transaction. Although this form of compensation may be customary for the client, it presents a conflict because the advisor may have an incentive to recommend unnecessary financings or financings that are disadvantageous to the client. For example, when facts or circumstances arise that could cause the financing or other transaction to be delayed or fail to close, an advisor may have an incentive to discourage a full consideration of such facts and circumstances, or to discourage consideration of alternatives that may result in the cancellation of the financing or other transaction.

Fee paid under a retainer agreement - Under a retainer agreement, fees are paid to a municipal advisor periodically (*e.g.*, monthly) and are not contingent upon the completion of a financing or other transaction. Fees paid under a retainer agreement may be calculated on a fixed fee basis (*e.g.*, a fixed fee per month regardless of the number of hours worked) or an hourly basis (*e.g.*, a minimum monthly payment, with additional amounts payable if a certain number of hours worked is exceeded). A retainer agreement does not present the conflicts associated with a contingent fee arrangement (described above).

Fee based upon principal - Under this form of compensation, the municipal advisor's fee is based upon a percentage of the principal amount of an issue of securities (*e.g.*, bonds). This form of compensation presents a conflict of interest because the advisor may have an incentive to advise the client to increase the size of the securities issue for the purpose of increasing the advisor's compensation.

From time to time, Municipal Solutions, Inc. does provide municipal advisory assistance to surrounding municipalities including, but not limited to the Village of East Aurora, the Town of Ellicott, the Town of Elma, and the Village of Orchard Park. Municipal Solutions, Inc. is not aware of any material conflicts of interest that this relationship would bring to our fiduciary responsibility to the Town as of the date of this Agreement. If Municipal Solutions, Inc. becomes aware of any conflict of interest that could interfere with our fiduciary obligations to the Town, Municipal Solutions, Inc. will notify the Town that a conflict has been identified and we will meet with the Town to discuss the impacts of the conflict and possible methods to resolve the identified conflict areas.

RELIANCE ON OUTSIDE INFORMATION

In formulating our recommendations as it comes to the issuance of municipal securities, we often have to rely on information provided by outside sources such as engineering firms, architectural firms, CPAs, attorneys, and other professional entities, as well as the municipality itself. We must rely on the expertise and professional knowledge of these entities in that the information they are providing is reasonable and correct. As part of our fiduciary duty to our clients, we will do our best to make sure this is the case. If we feel that the information provided to us is inaccurate, inconsistent or incomplete, we will ensure to tell you before providing any recommendations based on the material.

LEGAL OR DISCIPLINARY EVENTS

Municipal Solutions, Inc. is registered as a “municipal advisor” pursuant to Section 15B of the Securities Exchange Act and rules and regulations adopted by the United States Securities and Exchange Commission (“SEC”) and the Municipal Securities Rulemaking Board (“MSRB”). As part of this registration, we are required to disclose to the SEC information regarding criminal actions, regulatory actions, investigations, terminations, judgments, liens, civil judicial actions, customer complaints, arbitrations and civil litigation involving Municipal Solutions, Inc. Pursuant to MSRB Rule G-42, Municipal Solutions, Inc. is required to disclose any legal or disciplinary event that is material to the Town’s evaluation of Municipal Solutions, Inc. or the integrity of its management or advisory personnel.

We have determined that no such event exists.

Copies of Municipal Solutions, Inc. filings with the United States Securities and Exchange Commission can currently be found by accessing the SEC’s EDGAR Company Search Page which is currently available at <https://www.sec.gov/edgar/searchedgar/companysearch.html> and searching for either Municipal Solutions, Inc. or for our CIK number which is 0001612999.

The MSRB has made available on its website (www.msrb.org) a municipal advisory client brochure that describes the protections that may be provided by MSRB rules and how to file a complaint with the appropriate regulatory authority.

APPENDIX B

**MUNICIPAL SOLUTIONS, INC.
FEE SCHEDULE – 2022**

Bond Anticipation Notes

Revenue Anticipation Notes

Tax Anticipation Notes

Under \$500,000 (NOS only)	\$1,550	(+ \$500 if no prior issue within 3 years)
\$500,000 – 999,999 (NOS only)	\$2,100	(+ \$500 if no prior issue within 3 years)
\$1,000,000 or more (No OS)	\$2,400	(+ \$500 if no prior issue within 3 years)
\$1,000,000 or more with OS	Base fee \$4,400	(+ \$500 if no prior issue within 3 years) Plus \$175 per million (rounded up to next million)

Serial Bonds

Under \$1,000,000 (NOS)	\$3,500	(+ \$500 if no prior issue within 3 years)
Under \$1,000,000 (No OS, w/ Statement of Financial and Operating Information)	\$4,500	(+ \$500 if no prior issue within 3 years)
With OS (any amount)	Base fee \$8,000	(+ \$500 if no prior issue within 3 years)
\$1,000,000 - \$1,999,999	Plus \$500	
\$2,000,000 - \$5,000,000	Additional \$125 per million	(rounded up to next million)

Hourly Rate * \$135

*** Please note that if the project ceases for any reason, an invoice for work completed will be due at the current hourly rate plus expenses.**

Expenses

Expenses include copies, postage, mileage at the IRS prevailing rate, travel and, if applicable, official statement printing, website fees and any incidental costs.

WS-4(B)

5D

**Municipal
Solutions, Inc.**
Municipal Financial Advisors

March 25, 2022

James J. Bach, Supervisor
Town of Aurora
575 Oakwood Avenue
East Aurora, New York 14052

Dear Supervisor Bach:

When the Town of Aurora issued certain bonds and notes with an Official Statement, it agreed to disclose information on a periodic and continuing basis to the investing public for the life of the issue, pursuant to the provisions of Securities and Exchange Commission (SEC) Rule 15c2-12, as amended (the "Rule"). This information is described in the Disclosure Undertaking section of the issue's Official Statement.

Municipal Solutions, Inc. is submitting this proposal to the Town to assist with Continuing Disclosure filings and regulations pursuant to the Rule, which supersedes any prior disclosure filing currently in place. This information must be disclosed through filings on the Municipal Securities Rulemaking Board's (MSRB) Electronic Municipal Market Access (EMMA) system, the Nationally Recognized Municipal Securities Information Repository (NRMSIR), in the following manners:

- **Limited Disclosure** – Annual Financial Statement filings are required for original Serial Bond issues over \$1,000,000 sold with an Official Statement.
- **Material Event Notice** – Filings are required anytime a material event occurs for any Bond Anticipation Note or Serial Bond issue sold with an Official Statement, whether over or under \$1,000,000. A listing of such Material Events can be found in each issue's Official Statement. These filings **MUST** occur with ten (10) days of such event per the Rule.
- **Full Disclosure** – Statements of Annual Financial Information and Operating Data are required to be prepared and filed for original bond issues over \$1,000,000 prepared with an Official Statement, if at the time of issuance, the Town had \$10,000,000 or more of outstanding debt.

If a municipality fails to complete the required filings on the MSRB EMMA website, it is very unlikely that underwriters will bid on any future borrowings due to potential fines by the Securities Exchange Commission.

The following filings can be completed by Municipal Solutions, Inc. as needed. Please review and indicate your preferences as to whether or not you wish Municipal Solutions, Inc. to post the required filings to EMMA on your behalf.

Municipal Solutions, Inc. is a Member of the National Association of Municipal Advisors

62 Main Street, LeRoy, NY 14482 Phone: 585-768-2136 Fax: 585-394-4092
2528 State Route 21, Canandaigua, NY 14424 Phone: 585-394-4090 Fax: 585-394-4092
www.municipalsolution.com

I. Transmission and electronic filing in a word searchable pdf format of the Town's **Limited Disclosure of Annual Financial Statements and adopted budgets to EMMA.**

The Town will provide full and complete copies of the annual adopted budget, annual update documents and/or audited annual financial statements to Municipal Solutions, Inc. within six (6) months of the subsequent fiscal year. If audited financial statements are prepared, but not available within the six (6) month period, the Town agrees to provide a copy of the annual update document to be filed within the six (6) month period, and to provide a copy of the audit within sixty days from the date of its receipt, but in no event, not later than the end of its next fiscal year.

The filing fee is \$225 per filing.

Yes, please file Annual Financial Statements and budgets on EMMA on our behalf.

No, we will file our own Annual Financial Statements on EMMA.

II. Preparation and filing of **Material Event Notices on the MSRB EMMA website, including bond insurer downgrades, will be filed within 10 days of each event per the Rule.**

The Town will notify Municipal Solutions, Inc. immediately upon the occurrence or immediately upon the Town's knowledge of an occurrence of each Event or noncompliance with the Rule and will immediately provide all information necessary for preparation of the notice of occurrence of each such Event or noncompliance with the Rule.

The Town shall review and provide approval of the content and form of all material event notices, with the exception of the following: bond or note calls, defeasances, rating changes and other required material event notices required to meet timely notice requirements. These exceptions will be filed automatically on the Town's behalf, unless the Town has notified Municipal Solutions, Inc. otherwise in writing.

The filing fee is \$225 per filing.

Yes, please prepare and file Material Event Notices on EMMA on our behalf.

No, we will file our own Material Event Notice on EMMA.

III. Preparation and filing of Statements of Annual Financial Information and Operating Data for those towns subject to **Full Disclosure. The statements will be prepared and filed on EMMA within six (6) months of the end of the fiscal year per the Rule.**

In addition to the filings of the Annual Financial Statements included in Section I. above, the Town agrees to provide to Municipal Solutions, Inc. all information required for preparation of each Statement of Annual Financial Information and Operating Data no later than 30 days prior to the due date of each statement.

The Town shall have the sole responsibility for determining the disclosure to be made in all cases. The Town shall review and provide approval of the content and form of all the information contained within the Statement of Annual Financial Information and Operating Data.

A Full Disclosure filing is NOT required by the Town at this time.

[n/a] Yes, please prepare and file Statements of Annual Financial Information and Operating Data on EMMA on our behalf.

[n/a] No, we will file our own Statements of Annual Financial Information and Operating Data on EMMA.

IV. Conflicts of Interest and Other Required Disclosures

The Town agrees to hold harmless and to indemnify Municipal Solutions, Inc. and its employees from any and all claims, damages, losses, liabilities, reasonable costs and expenses whatsoever (including attorney's fees and expenses) which Municipal Solutions, Inc. may incur by reason of, or in connection with, disclosure information and the distribution of such information in the disclosure reports in accordance with this Agreement, except to the extent such claims, damages, losses, liabilities, costs and expenses results directly from Municipal Solutions, Inc.'s willful misconduct or gross negligence in the distribution of such information.

Municipal Solutions, Inc. is registered as a recognized municipal advisor with the Securities and Exchange Commission (MS ID #867-00383) and the Municipal Securities Rule Making Board (MS ID #K0173) as mandated by the Dodd-Frank Wall Street Reform and Consumer Protection Act (the Dodd-Frank Act).

Rule G-42 of the Municipal Securities Rulemaking Board requires us to provide you with certain disclosures regarding conflicts of interest and other required disclosures (the "Disclosures"). Those Disclosures are attached hereto in Appendix A. We further covenant and agree to provide to the Town updated Disclosures as required by Municipal Securities Rulemaking Board Rule G-42 to the extent any arise after the date of this letter. The Disclosures, and each delivery thereof, as provided from time to time, shall be incorporated by reference as of the date thereof into this letter to the same extent as if set forth herein.

We at Municipal Solutions, Inc. operate with a core value of honesty and integrity in all aspects of our business. We pride ourselves in our competent and friendly staff and our services go above and beyond what our contracts call for. We do our very best to keep costs down and pass any savings back to our clients. If you have any concerns that are not addressed in this contract, we would be happy to discuss them with you at your convenience.

The fees may be adjusted annually based on the U.S. Bureau of Labor and Statistics Consumer Price Index – All Urban Consumers.

V. Miscellaneous

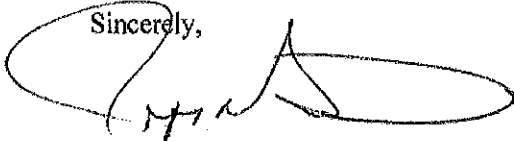
Upon acceptance of this proposal, please execute and return one copy to our LeRoy office located at 62 Main Street, LeRoy, New York 14482 following the next Board meeting. The terms set forth above are

subject to change if we do not receive a signed contract within 30 days. This contract will remain in effect until terminated by either party. You have the right to terminate this contract for any reason at any time.

We agree to promptly amend or supplement this letter to reflect any material changes or additions to the agreement evidenced by this letter.

We look forward to our continued working relationship with the Town.

Sincerely,



Jeffrey R. Smith, President
Certified Independent Professional Municipal Advisor

JRS/slw

**Town of Aurora, New York
Contract Dated March 25, 2022
MSRB Continuing Disclosure Updates
and EMMA Filings
Accepted by:**

Signature: _____

Name/Title: _____

Date: _____

APPENDIX A

TOWN OF AURORA, NEW YORK Contract Dated March 25, 2022 MSRB Continuing Disclosure Updates and EMMA Filings

DISCLOSURE OF CONFLICTS OF INTEREST

Municipal Securities Rulemaking Board Rule G-42 requires us, as your municipal advisor, to provide written disclosure to you about material conflicts of interest.

We have determined, after exercising reasonable diligence, that we have no known material conflicts of interest that would impair our ability to provide advice to the Town in accordance with our fiduciary duty to municipal entity clients. The attached paragraphs outline areas of potential conflicts of interest we have reviewed to make this no material conflict of interest determination.

FORMS OF COMPENSATION AS POTENTIAL CONFLICTS

The forms of compensation for municipal advisors vary according to the nature of the engagement and requirements of the client, among other factors. Various forms of compensation present actual or potential conflicts of interest because they may create an incentive for an advisor to recommend one course of action over another if it is more beneficial to the advisor to do so. This document discusses various forms of compensation and the timing of payments to the advisor.

Fixed fee - Under a fixed fee form of compensation, the municipal advisor is paid a fixed amount established at the outset of the transaction. The amount is usually based upon an analysis by the client and the advisor of, among other things, the expected duration and complexity of the transaction and the agreed-upon scope of work that the advisor will perform. This form of compensation presents a potential conflict of interest because, if the transaction requires more work than originally contemplated, the advisor may suffer a loss. Thus, the advisor may recommend less time-consuming alternatives, or fail to do a thorough analysis of alternatives. There may be additional conflicts of interest if the municipal advisor's fee is contingent upon the successful completion of a financing, as described below.

Hourly fee - Under an hourly fee form of compensation, the municipal advisor is paid an amount equal to the number of hours worked by the advisor times an agreed-upon hourly billing rate. This form of compensation presents a potential conflict of interest if the client and the advisor do not agree on a reasonable maximum amount at the outset of the engagement, because the advisor does not have a financial incentive to recommend alternatives that would result in fewer hours worked. In some cases, an hourly fee may be applied against a retainer (*e.g.*, a retainer payable monthly), in which case it is payable whether or not a financing closes. Alternatively, it may be contingent upon the successful completion of a financing, in which case there may be additional conflicts of interest, as described below.

Fee contingent upon the completion of a financing or other transaction - Under a contingent fee form of compensation, payment of an advisor's fee is dependent upon the successful completion of a financing or other transaction. Although this form of compensation may be customary for the client, it presents a conflict because the advisor may have an incentive to recommend unnecessary financings or financings that are disadvantageous to the client. For example, when facts or circumstances arise that could cause the financing or other transaction to be delayed or fail to close, an advisor may have an incentive to discourage a full consideration of such facts and circumstances, or to discourage consideration of alternatives that may result in the cancellation of the financing or other transaction.

Fee paid under a retainer agreement - Under a retainer agreement, fees are paid to a municipal advisor periodically (*e.g.*, monthly) and are not contingent upon the completion of a financing or other transaction. Fees paid under a retainer agreement may be calculated on a fixed fee basis (*e.g.*, a fixed fee per month regardless of the number of hours worked) or an hourly basis (*e.g.*, a minimum monthly payment, with additional amounts payable if a certain number of hours worked is exceeded). A retainer agreement does not present the conflicts associated with a contingent fee arrangement (described above).

Fee based upon principal - Under this form of compensation, the municipal advisor's fee is based upon a percentage of the principal amount of an issue of securities (*e.g.*, bonds). This form of compensation presents a conflict of interest because the advisor may have an incentive to advise the client to increase the size of the securities issue for the purpose of increasing the advisor's compensation.

From time to time, Municipal Solutions, Inc. does provide municipal advisory assistance to surrounding municipalities including, but not limited to, the Village of East Aurora and the Aurora Colden Fire District. Municipal Solutions, Inc. is not aware of any material conflicts of interest that this relationship would bring to our fiduciary responsibility to the Town as of the date of this Agreement. If Municipal Solutions, Inc. becomes aware of any conflict of interest that could interfere with our fiduciary obligations to the Town, Municipal Solutions, Inc. will notify the Town that a conflict has been identified and we will meet with the Town to discuss the impacts of the conflict and possible methods to resolve the identified conflict areas.

RELIANCE ON OUTSIDE INFORMATION

In formulating our recommendations as it comes to the issuance of municipal securities, we often have to rely on information provided by outside sources such as engineering firms, architectural firms, CPAs, attorneys, and other professional entities, as well as the municipality itself. We must rely on the expertise and professional knowledge of these entities in that the information they are providing is reasonable and correct. As part of our fiduciary duty to our clients, we will do our best to make sure this is the case. If we feel that the information provided to us is inaccurate, inconsistent or incomplete, we will ensure to tell you before providing any recommendations based on the material.

LEGAL OR DISCIPLINARY EVENTS

Municipal Solutions, Inc. is registered as a "municipal advisor" pursuant to Section 15B of the Securities Exchange Act and rules and regulations adopted by the United States Securities and Exchange

Commission (“SEC”) and the Municipal Securities Rulemaking Board (“MSRB”). As part of this registration, we are required to disclose to the SEC information regarding criminal actions, regulatory actions, investigations, terminations, judgments, liens, civil judicial actions, customer complaints, arbitrations and civil litigation involving Municipal Solutions, Inc. Pursuant to MSRB Rule G-42, Municipal Solutions, Inc. is required to disclose any legal or disciplinary event that is material to the Town’s evaluation of Municipal Solutions, Inc. or the integrity of its management or advisory personnel.

We have determined that no such event exists.

Copies of Municipal Solutions, Inc. filings with the United States Securities and Exchange Commission can currently be found by accessing the SEC’s EDGAR Company Search Page which is currently available at <https://www.sec.gov/edgar/searchedgar/companysearch.html> and searching for either Municipal Solutions, Inc. or for our CIK number which is 0001612999.

The MSRB has made available on its website (www.msrb.org) a municipal advisory client brochure that describes the protections that may be provided by MSRB rules and how to file a complaint with the appropriate regulatory authority.

APPENDIX B

TOWN OF AURORA, NEW YORK Contract Dated March 25, 2022

MATERIAL EVENTS

Events that ALWAYS must be disclosed:

- **Principal and interest payment delinquencies (even if 1 day late)**
- Unscheduled draws on debt service reserves reflecting financial difficulties
- Unscheduled draws on credit enhancements (ex. bond insurance) reflecting financial difficulties
- Substitutions of credit or liquidity providers (ex. Bond insurers), or their failure to perform
- IRS issuance of proposed or final determination of taxability or of a Notice of Proposed Issue (IRS Form 5701 TEB)
- Tender offers
- Defeasances
- **Rating changes (including insured rating changes)**
- Bankruptcy, insolvency, receivership or similar event of your municipality
- Default, event of acceleration, termination event, modification of terms or other similar events under a financial obligation of your municipality, if any such event reflects financial difficulties (effective February 27, 2019)

Events that must be disclosed IF MATERIAL:

- Adverse IRS tax opinions or other material notices of determination by the IRS with respect to the tax status of the Notes or Bonds (unless as described above) or other material events affecting the tax status of the Notes or Bonds
- Modifications to the rights of the Note or Bond holders
- Optional, unscheduled or contingent **Note or Bond calls**
- Release, substitution or sale of property securing repayment of the Notes or Bonds.
- Non-payment related defaults
- The consummation of a merger, consolidation or acquisition involving your municipality, or the sale of substantially of your municipality's assets, other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or the termination of a definitive agreement relating to any such actions
- The consummation of a merger, consolidation or acquisition involving your municipality, or the sale of substantially of your municipality's assets, other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or the termination of a definitive agreement relating to any such actions
- **Incurrence of a financial obligation or agreement to covenants, events of default, remedies, priority rights or other similar terms of a financing obligation, any of which affect Note or Bond holders. This most likely means any bank loans, NYS Environmental Facilities Corporation loans, USDA Rural Development loans, installment purchase contracts, or energy performance contract leases your municipality issues** (effective February 27, 2019).

SUPERVISOR
JAMES J. BACH
(716) 652-7590
jbach@townofaurora.com



WS-5(A)

WS-5(B)

RK
CK

(716) 652-3280
townclerk@townofaurora.com

TOWN OF AU
575 Oakwood Avenue, East
www.townofaurora.com

5E-1

5E-2

MEMO _____

TO: Aurora Town Board
FROM: Kathleen Moffat
RE: Request to Purchase Additional Equipment for Fuel Pumps at Highway
DATE: 2/28/22

On 9/27/21 the Town Board approved the purchase of Gasboy software from the Pump Doctor at a cost of \$17,807.12 to be paid out of A 1680.401 Central Data Processing. The signed order was submitted, but due to the pandemic and supply issues the equipment and software have not yet been installed nor has the Town been invoiced. The installation will take place in the near future.

Attached is a quote for an extra piece of equipment, an Ekos Edge Router, that will provide another layer of security. Nick Fodero, the Town's IT consultant, reviewed the quote and recommends the purchase.

1) I respectfully request approval for the Supervisor to sign the 2/15/22 estimate for the Ekos Edge Router from the Pump Doctor at a cost of \$1,587.00. The funds will be disbursed from A 1680.401.

Upon approval, I respectfully request approval to amend the budget to pay for the complete purchase. The amendment is as follows:

- 2)
- Decrease Fund Balance A 599 by \$19,394.12
 - Increase expense line A 1680.401 Central Data Processing by \$19,394.12

The Pump Doctor Inc.

2706 Hemlock Road
 Eden, NY 14057
 office@thepumpdoctorinc.com
 Phone # 716-992-3181
 Fax # 716-992-3186

DATE	ESTIMATE NO.
2/15/2022	935

NAME / ADDRESS
Town of Aurora 251 Quaker Rd. East Aurora, NY 14052 Attn: Dave Gunner

Ship To
Town of Aurora 251 Quaker Rd. East Aurora, NY 14052 Liz

DUE DATE	REP	P.O. NO.
2/15/2022	NDG	

DESCRIPTION	QTY	COST	TOTAL
The Pump Doctor Inc. proposes to supply 1 Ekos Edge Router for installation of the new Fuel management reader. Price is based using customer SourceWell member #115246. EKOS ET (Edge Technology) Router PA04000203	1	1,587.00	1,587.00
QUOTED PRICE GOOD FOR 10 DAYS		TOTAL	\$1,587.00

Sales Tax (8.75%)

\$0.00

SIGNATURE _____



The Pump Doctor Inc.

2706 Hemlock Road

Eden, NY 14057

office@thepumpdoctorinc.com

Phone # 716-992-3181

Fax # 716-992-3186

DATE	ESTIMATE NO.
8/4/2021	639

NAME / ADDRESS
Town of Aurora 251 Quaker Rd. East Aurora, NY 14052 Attn: Dave Gunner

Ship To
Town of Aurora 251 Quaker Rd. East Aurora, NY 14052 Liz

DUE DATE	REP	P.O. NO.
9/30/2021	NDG	

DESCRIPTION	TOTAL
The Pump Doctor Inc. proposes to update and replace the current fuel management software and the outside fuel control system. The new Gasboy Prime system software will be cloud based allowing multiple users over the network. A new network communication cable will be run from the fueling island to the network switch. After new equipment has been installed a factory startup we be performed and any on site personnel will be trained. Any unforeseen issues to complent the project will be addressed at a time and materials extra. *The cloud based software will also involve a monthly charge with the factory. *The Gasboy equipment pricing reflects the Sourcewell purchasing program, using the Gilbarco contract # 022217-GVR and under the sites ID # 115246.	
EKOS Startup Fee - One Time Software Setup	3,000.00
Gasboy Service Offering (Islander PRIME Controller Software Support) - 1 Year	520.80
Islander Prime Electronic - 9800 Series	7,208.00
Pump top panel cover	689.00
Materials - misc. electrical	880.00
Shipping and Handling	220.00
Overhead and Mobilization	1,609.32
Labor - multiple workers	3,360.00
Travel Time - multiple trips	320.00
* Optional Extras *	
Mifare Pod Reader (office programer) - \$986.54	0.00
Blue Mifare Tag - 10 per lot - (vehicle tags) - \$76.80	0.00
QUOTED PRICE GOOD FOR 10 DAYS	
TOTAL	\$17,807.12

Sales Tax (8.75%)

\$0.00

SIGNATURE

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.

Action #275
Public hrg set
for Cannabis
opt out LL

Upon a vote being taken: ayes – five noes – none
Duly adopted this 27th day of September, 2021.

* * * * *

Councilman Wochensky moved to approve the purchase of the cloud-based Gasboy Prime system software from The Pump Doctor Inc., 2706 Hemlock Road, Eden, NY at a cost of \$17,807.12 (off the Sourcewell purchasing program contract #022217-GVR ID#115246) and to approve the \$80 monthly software support cost. Funds will be disbursed from A1680.401. Councilman Snyder seconded the motion. Upon a vote being taken: aye – five noes – none Motion carried.

Action #276
Purch of
Gasboy
software
aprvd

Councilwoman Jeffe moved to approve a Temporary Use Permit to Walter McLaughlin to use the Town managed portion of Knox Farm State Park for the Section 6 Cross Country Race on November 5, 2021 with setup on November 4, 2021. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #277
TUP for Sect
6 cross
country race
at KFSP
aprvd

Councilman Wochensky moved to table the Intermunicipal Agreement with the Village of East Aurora for Hamlin Park for further review. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #278
Hamlin Park
agreement w/
VEA tabled

Councilman Snyder moved to receive the 2022 Tentative Budget from the Town Clerk. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #279
Board
receives 2022
tentative
budget from
Twn Clk

Supervisor Bach stated that so far in the 2022 Budget the A fund is increasing 15¢ per \$1,000 A.V.; B fund is increasing 6¢ per \$1,000 A.V.; DA fund is 2¢ per \$1,000 A.V. and the DB fund increasing 2¢ per \$1,000 A.V. Councilman Wochensky noted that the 2022 Tentative Budget is on the Town's website.

Councilwoman Friess moved to approve the request for Daniel Harris and Michael Evens to attend the Cornell University Right-of-Way Pesticide workshop being held on October 14-15, 2021, in Liverpool, NY. The total cost of \$352 (registration \$75 each and hotel room \$101 each) will be disbursed from Parks Landscaping and Knox Park budget lines. Councilman Snyder seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #280
D. Harris &
M. Evens to
attend
pesticide
workshop

Councilwoman Jeffe moved to approve the promotion of Paul Spahn to Truck Driver effective October 2, 2021 at an hourly rate of \$22.61. Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #281
P. Spahn
promoted to
truck driver

Councilman Snyder moved to set a public informational meeting for Tuesday, October 5, 2021 at 7:00 p.m. in the meeting room at the Aurora Municipal Center, 575 Oakwood Avenue, East Aurora, NY, for the purpose of discussing the use of American Rescue Plan Act funds in the Town of

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE, that a public hearing will be held by the Town Board of the Town of Aurora on the 28th day of February, 2022 at 7:00 p.m. at the Aurora Municipal Center located at 575 Oakwood Avenue, East Aurora, New York, 14052, at which hearing parties and interested citizens shall have an opportunity to be heard on a Local Law for a three month moratorium for the use of land and development in B1, B2 and I zoning districts within the Town.

All interested parties are entitled to be heard upon the said Local Law at said public hearing. Copies of said proposed Local Law are available for review at the offices of the Town Clerk during normal business hours or on the Town website www.townofaurora.com

By Order of the Town Board of the Town of Aurora

Dated: February 14, 2022

Martha L. Librock
Town Clerk
Town of Aurora

TOWN OF AURORA
LOCAL LAW INTRO 1 – 2022
LOCAL LAW NO. ___ - 2022

A LOCAL LAW IMPOSING A THREE-MONTH MORATORIUM ON ZONING
DISTRICTS B-1, B-2 and I.

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

SECTION 1. TITLE

This Local Law is referred to as the “Local Law Imposing a Three-Month Moratorium on Zoning Districts B-1, B-2 and I.”

SECTION 2. PURPOSE

The purpose of this Local Law is to protect the public health, safety, and welfare of Town of Aurora residents by assuring that any future developments comply with the general community plan and to preserve the rural character of the Town of Aurora. The Town Board intends to address, in a careful manner, the uses set forth in the Zoning Code for Districts B-1, B-2 and I on a comprehensive Town-wide basis rather than on an ad hoc basis, and to adopt new Land Use Local Law provisions to specifically provide for uses within the Districts of B-1, B-2 and I and/or within new zones.

SECTION 3. AUTHORITY

This Local Law is enacted under 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

For a period of three months following the date of adoption of this Local Law, the Code Enforcement Officer shall not grant any building permit for construction that would result in a non-residential commercial improvement either in the form of an addition to an existing structure or the

construction of a new structure with the size of 2,500 square feet or larger within Districts B-1, B-2 and I.

For a period of three months following the date of adoption of this Local Law, the Town Board shall not accept any special use permit application that would result in a non-residential commercial improvement either in the form of an addition to an existing structure or the construction of a new structure with the size of 2,500 square feet or larger within Districts B-1, B-2 and I.

For a period of three months following the adoption of this Local Law, the Town Zoning Board of Appeals shall not grant any variance or other permit for the use of a Special Use Permit within the Districts of B-1, B-2 and I which has not been applied for as of the effective date of this Local Law.

The provisions of this Local Law do not apply to site plans, special use permits, and building permits under review by the Town Board as of the effective date of this Local Law.

The Town Board reserves the right to direct the Building Inspector/Code Enforcement Officer to revoke or rescind any Building Permits or Certificates of Occupancy issued in violation of this Local Law.

SECTION 5. EXTENSION OF MORATORIUM

This moratorium may be extended for one additional period of up to three months by resolution of the Town Board upon a finding of necessity for such extension.

SECTION 6. PENALTIES

Any person, firm or corporation that establishes, places, constructs, enlarges or erects any buildings or use requiring a building permit in violation of the provisions of this Local Law or that violate any provisions of this Local Law is subject to:

- a. Penalties as may otherwise be provided within the Codes of the Town of Aurora for violations;

- b. Injunctive relief in favor of the Town of Aurora to cease any and all such actions which conflict with this Local Law and, if necessary, to remove any construction that may have taken place in violation of this Local Law.

SECTION 7. VALIDITY

The invalidity of any provision of this Local Law shall not affect the validity of any other provision of this Local Law that can be given effect without such invalid provision.

SECTION 8. HARDSHIP

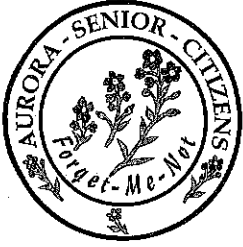
A. Should any owner of property affected by this Local Law suffer an unnecessary hardship in the way of carrying out the strict letter of this Local Law, then the owner of said property may apply to the Town Board, in writing, for a variation from strict compliance with this Local Law upon submission of proof of such unnecessary hardship. For the purposes of this Local Law, unnecessary hardship shall not be the mere delay in being permitted to make an application or waiting for a decision on the application for a variance, special permit, site plan, subdivision or other permit during the period of the moratorium imposed by this Local Law.

B. Procedure. Upon submission of a written application to the Town Clerk by the property owner seeking a variation of this Local Law the Town Board shall, within thirty (30) days of receipt of said application, schedule a Public Hearing on said application upon five (5) days written notice in the official newspaper of the Town. At said Public Hearing, the property owner and any other parties wishing to present evidence with regard to the application shall have an opportunity to be heard, and the Town Board shall, within fifteen (15) days of the close of said Public Hearing, render its decision by duly adopted resolution either granting, modifying, or denying the application for a variance from the strict requirements of this Local Law. If the Town Board determines that a property owner will suffer an unnecessary hardship if this Local Law is strictly applied to a particular property then the

Town Board shall vary the application to this Local Law to the minimum extent necessary to provide the property owner relief from strict compliance with this Local Law.

SECTION 9. EFFECTIVE DATE

This Local Law shall take effect immediately upon filing with the Office of the New York State Secretary of State in accordance with §27 of the Municipal Home Rule Law.



TOWN OF AURORA SENIOR CENTER

101 King Street, Suite A
East Aurora, New York 14052
Phone: (716) 652-7934
Fax: (716) 652-9083

5F

MEMO

TO: SUPERVISOR JAMES BACH & TOWN BOARD MEMBERS

FROM: DONNA BODEKOR, SENIOR CITIZEN RECREATION LEADER

DATE: February 24, 2022

I am asking the Town Board to accept a donation of \$50.00 from Judith Martin.
I am asking that the money be placed in our line TA1000.900



Town of Aurora
Department of Parks & Recreation

575 Oakwood Avenue
East Aurora, New York 14052

5G

recreation@townofaurora.com
www.aurorarec.com

To: Town Board

From: Chris Musshafen

Date: 2/23/2022

Re: Request to Accept Donation

Approval is requested to accept a donation from the Kiwanis Club for \$500.00. The donation is to go towards our annual Easter Egg Hunt at Warren Drive Park.



Town of Aurora
Department of Parks & Recreation

575 Oakwood Avenue
East Aurora, New York 14052

5H

recreation@townofaurora.com
www.aurorarec.com

To: Town Board

From: Chris Musshafen

Date: 2/23/2022

Re: Travel Request

Approval is requested for Chris Musshafen to travel to the ISCA International Senior Cup from March 28th until April 2nd. EAST has several swimmers that have qualified for this meet in St. Petersburg, Florida. Chris's travel expenses will be covered by the East Aurora Swim Team's Booster Club.

TOWN OF AURORA
2021 YE BUDGET TRANSFERS
FEBRUARY, 2022

FROM		TO	
A 1220.404	EXPENSE & TRAVEL	\$ 56.00	A 1220.103 SECRETARY \$ 56.00
A 1620.423	CONTRACTUAL MAINTENANCE	\$ 1,843.00	A 1620.422 BUILDING & GROUNDS-R&M \$ 1,843.00
A 1620.431	VEHICLE MAINTENANCE & GAS	\$ 630.00	A 3310.441 SIGNS \$ 630.00
A 3510.415	BOARDING OF ANIMALS	\$ 29.00	A 3510.401 OFFICE SUPPLIES \$ 29.00
A 6772.115	PT PERSONNEL	\$ 46.00	A 6772.100 PROGRAMS FOR AGING DIRECTOR \$ 46.00
A 7020.112	SECRETARIAL	\$ 442.00	A 7020.113 SECRETARY PT/SEASONAL \$ 442.00
A 7110.414	UTILITIES	\$ 4,241.00	A 7110.444 PARKS LANDSCAPING & SUPPLIES \$ 4,241.00
A 7180.401.2	SWIM SUPPLIES	\$ 238.00	A 7180.414 BEACH & POOL UTILITIES \$ 238.00
A 7189.425	MAINTENANCE	\$ 172.00	A 7189.444 PARK SUPPLIES \$ 172.00
DB 5110.410	FUEL TO OTHER AGENCIES	\$ 498.00	DB 5110.433 MATERIALS & SUPPLIES \$ 498.00
DB 5110.410	FUEL TO OTHER AGENCIES	\$ 1,599.00	DB 5140.401 MISCELLANEOUS CONTRACTUAL \$ 1,599.00
DB 9060.800	HOSPITAL & MEDICAL INSURANCE	\$ 44,910.00	DB 5142.100 SNOW REMOVAL \$ 44,910.00
		\$ 54,704.00	\$ 54,704.00



6A

**East Aurora / Town of Aurora
Police Department
Interdepartmental Correspondence**

To: Mayor Mercurio & Village Board; Supervisor Bach & Town Board

From: Shane Krieger, Chief of Police

Date: February 22, 2022

Re: Monthly Report – January 2022

General Information

- Lt Welch and I interviewed two Officers who have submitted interest of being the next School resource Officer. Once all Boards have approved the position, we will move forward with interviews of the candidates with School Officials.
- I have been working with Saia Communications to improve our radio system where possible.
- We distributed the Village and Town allotment of Covid test kits, (approximately 900) and N95 masks on January 7th, which were handed out in less than an hour.
- The upgrades to the police department security and juvenile area are progressing. The five security doors have been ordered and the DPW is currently working on the area where the dispatch window we be moved to.
- I have been appointed to the New York State Association of Chiefs of Police Board of Governors, representing Zone 10 (Niagara, Erie, Cattaraugus, and Chautauqua counties). I am replacing the Police Chief from Orchard Park who has retired, and I will need to be elected in July to continue in the position.

Meetings:

In addition to Village Board, Town Board and Staff meetings I also attended the following:

- ECACOP monthly meeting
- 5 pistol permit interviews
- Lieutenants Meeting



**East Aurora / Town of Aurora
Police Department
Interdepartmental Correspondence**

Special Events:

- Covid Test kit and N95 mask distribution

Training:

- Officers Schultz and Pinto attended and successfully completed Radar/Ladar school.
- Officer Pinto also attended Breath Analysis Operator course, gaining certification.
- Officer Wilson attended Recognizing Impaired Persons webinar training.
- Detective O'Brien attended Detecting Financial Exploitation webinar.
- Officer Pinto is continuing FTEP training while working with Field Training Officers and is progressing.
- Recruit Officer Shea began his career training at the Erie County Law Enforcement Academy.



**East Aurora / Town of Aurora
Police Department
Interdepartmental Correspondence**

Statistics

Activity	Village	Outside of Village	Total (YTD)
Police calls	981 (981)	551(551)	1,532(1,532)
Fire/EMS calls			415(415)
Response Time	1.4 minutes	3.4 minutes	
Property Damage Acc	12	27	39(39)
Injury Accidents	1/0 Fatal	3/0 Fatal	4(4)0(Fatal)
Leaving Scene Acc	1	1	2 (2)
Arrests-Individuals	9	8	17(17)
Crimes-Persons	5	1	6(6)
Crimes-Drugs	0	0	0(0)
Crimes-Property	12	1	13(13)
Burglary/Trespass	1	2	3(3)
S&R-Lic/Reg	4	3	7(63)
DWI	5	2	7(7)
Warrant Arrests	1	0	1(1)
Traffic Tickets	81(81)	39(39)	120 (120)
Parking Tickets			87(87)
Domestics	1(1)	0(0)	1(1)
9.41 Mental Health Charge	2 (2)	3(3)	5(5)



East Aurora / Town of Aurora Police Department Interdepartmental Correspondence

Arrests / Investigations

- Besides the arrests and reported crimes in the above chart, Officers also investigated the following:
 - On January 29th at around midnight, we received a call of dogs barking at a residence in the town on Quaker Rd. Patrols responded and found six dogs outside in 0' degree temperatures, without proper shelter, food or water. No one was home at this residence and the DCO was contacted. It was determined that the dogs needed to be removed. The next day the SPCA was contacted, and they were able to obtain a search warrant for the home. Twenty-four more dogs were found in the home and Code Enforcement determined that the home was not fit to be occupied. The owner of the home was eventually located several days later and is facing charges from this department as well as from the SPCA.
 - A male from the City of Niagara Falls attempted to cash a fraudulent check at a village bank. The Subject attempted to flee on foot but was caught and arrested. The investigation is ongoing.



6B

www.compalliance.org

Michael E. Kenneally
Executive Director

February 11, 2022

Town of Aurora
Attn: Kathleen Moffat
Aurora Municipal Center 575 Oakwood Avenue
East Aurora, NY 14052

Dear Ms. Moffat:

In appreciation of its members that have stood by the Comp Alliance and contributed to its continued success, the Comp Alliance is again distributing a portion of its surplus to members. **The New York State Municipal Workers' Compensation Alliance (Comp Alliance) is pleased to present the enclosed Member Loyalty Award Check to the Town of Aurora for the 2021-2022 policy year.**

This special monetary award reflects recognition by the Board of Trustees of fiscal challenges faced by municipalities and provides a tangible benefit of municipal cooperation by returning funds to local governments and schools for the betterment of their communities. Loyalty Award amounts are based on the individual member's longevity of membership with the Comp Alliance and its annual funding contribution.

The Comp Alliance is a not-for-profit workers' compensation group self-insurance program for municipalities and school districts, with a focus on improving workplace safety and providing stable funding for its members. When the Alliance was formed in the early 1990's, municipalities in New York struggled to annually budget for unpredictable workers' compensation costs. The Comp Alliance offers its members budgetary stability and the opportunity to achieve significant savings by sharing the costs of workers' compensation insurance. **Today, the Comp Alliance has more than 325 members, \$44 million in contributions and more than \$66 million surplus to help maintain long-term financial stability.**

With sponsorship and oversight by the **Association of Towns of the State of New York and the New York State Conference of Mayors**, the Comp Alliance's mission remains the same as it was 28 years ago —ensuring members are able to meet their long-term workers' compensation liabilities while maintaining stable funding contributions.

For more information on the Member Loyalty Award Program, please contact a Comp Alliance Marketing Manager or your insurance broker. Visit the Comp Alliance at www.compalliance.org for more information, as well as on Twitter and Facebook for additional program enhancements and announcements.



\$1,231.00



Plan Manager: Wright Risk Management
900 Stewart Avenue, Suite 600, Garden City, NY 11530
Phone: 866-697-6922 Fax: 516-227-2352

