

January 11, 2010

A meeting of the Town Board of the Town of Aurora took place on Monday, January 11, 2010, at 7:00 p.m. in the Town Hall Auditorium, 300 Glead Avenue, East Aurora, New York.

Members Present:	Jolene M. Jeffe James F. Collins James J. Bach Susan A. Friess	Supervisor Councilman Councilman Councilwoman
Absent/Excused:	Jeffrey T. Harris	Councilman
Others Present:	Ronald P. Bennett Bryan Smith Patrick Blizniak David Gunner William Kramer Richard Glover William Adams Ronald Krowka Deborah Carr Hoagland	Town Attorney Town Engineer Supt. of Building Highway Superintendent Code Enforcement Officer Planning Board Planning Board Chief of Police Library Board Pres.

Supervisor Jeffe opened the meeting at 7:00 p.m. with the Pledge of Allegiance to the Flag. Jeffe noted two changes to the agenda format – 1) an additional Business from Audience near the end of the meeting; and 2) executive sessions will be called as needed and will no longer be listed on the agenda.

Councilman Bach moved to approve the minutes of the December 28, 2009 Town Board Meeting. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – four	noes – none	Motion carried.	Action #1 12/28/09 Town Board minutes approved.
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## ORGANIZATIONAL CHART

Councilwoman Friess moved to adopt the following items on the 2010 Town of Aurora Organizational Chart; seconded by Councilman Bach:

TITLE	ACTION	TERM
<b>OATH FOR ELECTED OFFICIALS</b>	Town of Aurora newly elected officials <b>Jolene Jeffe, James Collins, Barbara Halt, Martha Librock, Susan Friess, James Bach, Jeffrey Markello and David Gunner</b> took and filed their oaths of office on 1/1/10.	
<b>BUDGET OFFICER</b>	Motion to appoint: <b>Jolene Jeffe</b> to serve a (1) one-year term	<b>1/1/10 – 12/31/10</b>
<b>SECRETARY TO THE SUPERVISOR</b>	Supervisor appointed: <b>Lisa Hoffman</b> to serve a (1) one-year term	<b>1/17/10 – 12/31/10</b>
<b>DEPUTY SUPERVISOR</b>	Supervisor Jeffe appointed: <b>Jeffrey T. Harris</b> to serve a (1) one-year term	<b>1/1/10 – 12/31/10</b>
<b>RECREATION DIRECTOR</b> (Town Code Chapter 28, Section 2)	Motion to appoint: <b>Peggy M. Cooke</b> to serve a (1) one-year term	<b>1/1/10 – 12/31/10</b>
<b>TOWN ATTORNEY &amp; DEPUTY TOWN ATTORNEY</b>	Motion to appoint <b>Ronald Bennett</b> as Town Attorney and <b>Edward J. Snyder</b> as Deputy Town Attorney, to serve a two (2) year term.	<b>1/1/10 – 12/31/11</b>

<b>TOWN PROSECUTOR &amp; DEPUTY TOWN PROSECUTOR</b>	Motion to appoint <b>Edward J. Snyder</b> as Town Prosecutor and <b>Ronald Bennett</b> as Deputy Town Prosecutor, to serve a two (2) year term.	<b>1/1/10 – 12/31/11</b>
<b>CIVIL OFFICER</b>	Motion to appoint: <b>Carlton Wohlheuter</b> to serve a (1) one-year term	<b>1/1/10 – 12/31/10</b>
<b>MARRIAGE OFFICER</b>	Motion to appoint: <b>Jolene M. Jeffe</b> to serve a (1) one-year term	<b>1/1/10 – 12/31/10</b>
<b>TOWN HISTORIAN</b>	Supervisor appointed: <b>Robert Lowell Goller</b> to serve a (1) one-year term	<b>1/1/10 – 12/31/10</b>
<b>DEPUTY TAX RECEIVER</b>	Tax Receiver appoints <b>Patricia Link</b> to serve a (1) one-year term	<b>1/1/10 – 12/31/10</b>
<b>WATER CLERK</b>	Motion to appoint: <b>Barbara A. Halt</b> to serve a (1) one-year term	<b>1/1/10 – 12/31/10</b>
<b>PLANNING BOARD</b>	Motion to appoint: <b>Alvin Fontanese</b> to serve a (7) seven -year term	<b>1/1/10 – 12/31/16</b>
<b>PLANNING BOARD</b>	Motion to appoint: <b>Richard Glover</b> to serve the unexpired term of Millard Irving	<b>1/1/10 – 12/31/13</b>
<b>PLANNING BOARD ALTERNATES</b> ( <i>Town Code Chapter 23, Section 23-4</i> )	(1) one-year term (two vacancies)	<b>1/1/10 – 12/31/10</b>
<b>PLANNING BOARD CHAIRMAN</b>	Motion to appoint: <b>Donald Owens</b> to serve a (1) one-year term	<b>1/1/10 – 12/31/10</b>
<b>PLANNING BOARD MEETINGS</b>	1 <sup>ST</sup> Wednesday of each month at 7:00 PM and if required, 3 <sup>rd</sup> Wednesday at 7:00 PM at Town Hall Auditorium – 300 Gleed Avenue	
<b>PLANNING BOARD SERVICES</b>	Motion to retain <b>CRA Infrastructure &amp; Engineering, Inc.</b> for Planning Board assistance as needed.	<b>1/1/10 – 12/31/10</b>
<b>CONSERVATION BOARD</b> ( <i>Town Code Chapter 5, Section 1</i> )	Motion to appoint: <b>Alvin Fontanese, Donald Owens, Timothy Bailey, James Griffis, William Adams, Richard Glover and Stephen Mayer</b> to serve a (1) one-year term	<b>1/1/10 – 12/31/10</b>
<b>ZONING BOARD OF APPEALS</b> ( <i>Town Code Article VI, Chapter 116, Section 60</i> )	Motion to appoint: <b>Albert Salter</b> to serve a (5) five-year term	<b>1/1/10 – 12/31/14</b>
<b>ZONING BOARD ALTERNATES</b>	Motion to appoint: <b>Cynthia Thompson</b> to serve a (1) one-year term (one vacancy)	<b>1/1/10 – 12/31/10</b>
<b>ZONING BOARD CHAIRMAN</b>	Motion to appoint: <b>Donald Aubrecht</b> to serve a (1) one-year term	<b>1/1/10 – 12/31/10</b>
<b>DISASTER / HAZARDOUS MATERIALS COORDINATOR</b>	Motion to appoint: <b>Mark Hartley</b> , HazMat Coordinator; <b>Randy Taylor</b> , Asst. Disaster Coordinator; <b>Thomas Bender</b> , Asst. Disaster Coordinator; <b>Craig Thrasher</b> , Asst. Disaster Coordinator, to serve a (1) one-year term	<b>1/1/10 – 12/31/10</b>

<b>DISASTER ADVISORY</b>	Motion to appoint: <b>Ronald Krowka, David Thomason, Gary Grote,  Mark Hartley, Randy Taylor, Douglas Hooper,  John Voss,  Superintendent of Buildings – Patrick Blizniak,  Superintendent of Highways – David Gunner,  Dog Control Officer – Sheryl Harris,  Senior Citizen Dir. – Donna Bodekor,  Fire Chiefs: EAFD – Roger LeBlanc,  South Wales – Michael McClure  West Falls – John Wilger  Town Attorney – Ronald Bennett  Engineer – Bryan Smith  Assessor – Thelma Hornberger</b> to serve a (1) one-year term	<b>1/1/10 –  12/31/10</b>
Note: Village of East Aurora and Town of Aurora Supervisor to serve as members ex-officio		
<b>SAFETY COMMITTEE  CHAIRMAN</b>	Motion to appoint <b>Mark Hartley</b> to serve a two (2) year term.	<b>1/1/10 –  12/31/11</b>
<b>SAFETY COMMITTEE</b>	Motion to appoint <b>David Thomason, Dan  Heidt, and Douglas Hooper</b> to serve a two (2) year term.	<b>1/1/10 –  12/31/11</b>
<b>RECREATION ADVISORY</b>	(none at this time)	
<b>COMMUNITY ACCESS  CABLE TV COMMITTEE</b>	Motion to appoint: <b>James Oubre, Martin  Wangelin and Timothy Bailey</b> to serve a (1) one-year term	<b>1/1/10 –  12/31/11</b>
<b>AURORA TOWN LIBRARY  BOARD</b>	Motion to appoint: <b>Carol Griffis</b> to serve a (5) five-year term	<b>1/1/10 –  12/31/14</b>
<b>OPEN SPACE  COMMITTEE</b>	Motion to appoint: <b>Elizabeth Weberg</b> and <b>Nancy Smith</b> to serve a (3) three-year term (meeting schedule to be announced)	<b>1/1/10 –  12/31/12</b>
<b>DEPUTY TOWN  CLERK #1</b>	Town Clerk appoints: <b>Sheryl A. Miller</b> to serve a (1) one-year term	<b>1/1/10 –  12/31/10</b>
<b>DEPUTY TOWN  CLERK #2</b>	Town Clerk appoints: <b>Victoria E. Montagu</b> to serve a (1) one-year term	<b>1/1/10 –  12/31/10</b>
<b>REGISTRAR OF VITAL  STATISTICS</b>	Motion to appoint <b>Martha L. Libroek</b> to serve a four (4) year term.	<b>1/1/10 –  12/31/13</b>
<b>SUB-REGISTRAR OF  VITAL STATISTICS</b>	Registrar appoints: <b>Victoria E. Montagu</b> to serve a (1) one-year term	<b>1/1/10 –  12/31/10</b>
<b>TOWN AUDITORS</b>	Motion to appoint: <b>Drescher &amp; Malecki, LLP</b> to serve a (1) one-year term	<b>1/1/10 –  12/31/10</b>
<b>TOWN ENGINEER</b>	Motion to appoint <b>Bryan Smith</b> to a (2) two- year term	<b>1/1/10 –  12/31/11</b>
<b>ENGINEERING SERVICES</b>	Motion to retain <b>CRA Infrastructure &amp;  Engineering, Inc.</b> at a fee of \$200 per month to cover the cost of general services provided to the Town.	<b>1/1/10 –  12/31/10</b>
<b>MILEAGE  REIMBURSEMENT RATE</b>	Motion to set the rate at <b>\$0.45 per mile</b> as compensation for travel while on Town business.	



1/11/10 Town Board Meeting Page 5	Hourly Rate	Bi Weekly Rate
Clerk to Town Justice	15.84	
Supervisor		1,326.92
Bookkeeper to Supervisor	24.50	
Historian		183.65
Tax Receiver		1,081.88
Deputy Tax Receiver	11.14	
Assessor	24.39	
Assessor Mileage		38.46
Appraiser Mileage		38.46
Real Property Appraiser		951.04
Assessment Clerk	14.29	
Clerk PT	12.30	
Town Clerk		2,060.00
Registrar		23.77
Deputy Town Clerk 1 (FT)	13.91	
Zoning Clerk	13.91	
Deputy Town Clerk 2 (PT)	13.77	
Attorney		1,505.38
Prosecutor		515.00
Deputy Atty - Planning Brd.		87.15
Engineer		357.88
Engineer/Planning Board		79.23
Drivers (minibus)	10.48	
Drivers (minibus)	13.82	
Dog Warden	14.23	
Sup. Of Building	30.64	
Building & Zoning Clerk	14.17	
Planning Clerk	14.17	
Assistant Building Inspector	19.14	
Highway Secretary	11.33	
Parks Secretary	11.33	
Sup. Of Highway		2,060.00
Senior Director	18.68	
Part-Time Kitchen	10.25	
Part-time clerk	10.25	
Part-time clerk	10.25	
Custodian (RPT)	10.61	
Custodian (RPT)	10.61	
Dir. Of Recreation 2	24.50	
Recreation Mileage		46.15
Recreation Mileage		46.15
Recreation Attendant	14.78	
Recreation Attendant	14.78	
Clerk Typist	12.30	
Clerk Typist	12.30	
Laborer	16.12	
Laborer		111.35
Laborer (Union)	20.20	
Motor Equip. Operator (Union)	23.82	
Truck Driver (Union)	23.13	
Motor Equip. Operator (Union)	23.82	
Motor Equip. Operator (Union)	23.82	
Truck Driver (Union)	23.13	
Motor Equip. Operator (Union)	23.82	
Maintenance Worker (Union)	23.13	
Laborer (Union)	14.63	
Parks Main. Worker III (Union)	23.82	
Working Crew Chief (Union)	23.91	

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

Action #5  
2010 pay rate  
chart  
approved

Supervisor Jeffe moved to set the hourly pay rate for the RPT (regular part-time) Secretary to the Supervisor at \$13.25 per hour. Councilwoman Friess seconded the motion.

Discussion prior to vote: Councilman Collins stated he believes this proposed rate will upset the current pay balance and that new employees need to work up to rates of pay. Supervisor Jeffe stated she believes the responsibilities merit \$13.25 per hour. Councilwoman Friess stated that changing the position to regular part-time from full time will save the Town money.

Action #6  
Motion to  
increase Secy  
to Supv pay  
rate – tie vote

Upon a vote being taken: ayes – two (Jeffe, Friess)            noes – two (Collins, Bach)

Councilman Bach suggested that the person filling the position start at the current rate of \$12.96 and be reviewed in six (6) months or so.

Action #7  
Secy to Supv  
pay rate set at  
\$12.96/hr.

Councilman Collins moved to set the hourly pay rate for the RPT (regular part-time) Secretary to the Supervisor at \$12.96 per hour. Councilman Bach seconded the motion. Upon a vote being taken: ayes – three            noes – one (Jeffe)            Motion carried.

Councilman Bach moved to approve the following Organizational Chart items; seconded by Councilman Collins:

**LIMITED SUPPLIES  
PURCHASE**

Motion for the **Highway Superintendent, Deputy Highway Superintendent, Recreation Director and Town Clerk** to purchase supplies, without Town Board approval, with a limit of \$500.00, except computer related purchases, which must first be approved by **Susan Mascia, System Administrator**.

**ASSOCIATION OF TOWNS  
ANNUAL MEETING AND  
DELEGATES**

None at this time.

**ALTERNATE CHECK  
SIGNER**

Motion to authorize: **James Collins, Councilman and Susan Mascia, Bookkeeper**, to sign checks in the absence of and at the request of the Town Supervisor.

**VOUCHER FORM**

Motion to require a voucher to be used by persons having claims from the Town, be substantially in the standard form prescribed by NYS Audit and Control.

**PREPAYMENT OF  
CLAIMS**

Motion that the Town is authorized to pay, in advance of audit, all public utilities, postage, freight and express charges, insurance, and payments for all approved contracts extending over one-year, and such payments shall be presented at the next regular meeting for audit; as used this resolution the term of public utilities shall mean electric, gas, water, sewer, and telephone serves as contained in Section 118, Sub. 2 of the Town Law.

**LIABILITY  
PROTECTION**

Action #168 on 11/11/85 provided that the Town will provide personal liability protection for all employees and elected officials by local law:  
**Selective Insurance Company or Equivalent.**

## **PUBLIC HEARINGS**

Supervisor noted that: for the orderly and efficient conducting of public hearings they will be held at the early part of the meeting. The Board may defer voting on issues discussed at the public hearing for at least two weeks, but may be voted on at the same meeting.

## **INVESTMENT POLICY**

**WHEREAS**, in view of past practices of investing Town of Aurora money, and to prevent the Town from being subjected to the possibilities of losses from their investments,  
**NOW, THEREFORE, BE IT RESOLVED**, that all money, other than money deposited in the designated banks to pay current obligations, contractual obligations, and payroll, be invested only in banks or trust companies located and authorized to do business in New York. State such depositories to be designated by the Town Board. Such monies shall be invested only in U.S. Government Treasury Bills, Treasury Notes, certificates of deposit, or N.O.W. accounts (N.O.W. accounts subject to conditions governing N.O.W. accounts), and further, that all transactions involving investments be handled personally by the Supervisor in its entirety and further that the Supervisor advise the Town Board members of the amount invested, with whom it was invested, the interest rate to be received, and be it further **RESOLVED**, that securities used to collateralize the invested funds in certificates of deposit be securities that are guaranteed by the U.S. Government, and be it further **RESOLVED**, that the time deposits which exceed the F.D.I.C. guarantee to be collateralized as per State banking regulations and that a perpetual record be maintained of the type and amount of collateral pledged by the depositories to secure the safety of the amount of Town deposits, and that a periodic verification of the existence and proper segregation of the collateral obligations be made by the Supervisor and that this report be made to the Town Board members on a quarterly basis.  
**RESOLVED**, that the securities inherited by the Cemetery Fund will be kept and monitored monthly until such time that the board resolves to sell said securities.

## **HOLIDAYS**

Motion to designate:

**New Years Day (1/1/10) / Martin Luther King Day (1/18/10) / Presidents Day (2/15/10) / Good Friday (4/2/10) / Memorial Day (5/31/10) / Independence Day (7/5/10\*) / Labor Day (9/6/10) / Columbus Day (10/11/10) / Veterans Day (Observed) (11/11/10) / Thanksgiving Day (11/25/10) / Day after Thanksgiving (11/26/10) / Christmas Day (12/24/10\*)**

Employees may or may not be granted time off on Election Day at the discretion of the Town Board. This day is not considered a holiday.

\* When any of the above holidays falls on a Saturday, the preceding Friday shall be observed as the holiday. When the holiday falls on a Sunday, the succeeding Monday shall be observed as the holiday.

## **EMPLOYEE BOND COVERAGE**

Supervisor noted that the Blanket Bond is in effect and filed with the Erie County Clerk for **\$1,000,000** for each of the following: **Tax Receiver, Supervisor, Deputy Supervisor, Book keeper, Assistant to the Supervisor, Secretary to the Supervisor.**

**BLANKET BOND  
COVERAGE**

Supervisor noted that the blanket coverage of **\$200,000** is in effect for the following: **Town Clerk, 2 Deputy Town Clerks, 2 Town Justices, 3 Secretaries to Justices, Director of Recreation, Recreation Secretaries and Deputy Receiver of Taxes.**

**PROCUREMENT POLICY**

Adopted 1/17/00 Action #2  
Amended 5/14/01 Action #151

**RESOLUTION**

**WHEREAS**, Section 104-b of the General Municipal Law requires every town to adopt internal policies and procedures governing all procurement of goods and services not subject to the bidding requirements of the General Municipal Law, Section 103 or any other law, and

**WHEREAS**, comments have been solicited from those officers of the Town involved with procurement:

**NOW, THEREFORE**, be it

**RESOLVED**, that the Town of Aurora does hereby adopt the following procurement policies and procedures:

**PURPOSE**

Goods and services which are not required by law to be procured pursuant to competitive bidding must be procured in a manner so as to assure the prudent and economical use of public moneys, in the best interests of the taxpayers, to facilitate the acquisition of goods and services of maximum quality at the lowest possible cost under the circumstances, and to guard against favoritism, improvidence, extravagance, fraud and corruption. To further these objectives, the Town Board is adopting internal policies and procedures governing all procurement of goods and services which are not require to be made pursuant to the competitive bidding requirements of General Municipal Law, Section 103, or of any other general, special or local law.

**PROCEDURE FOR DETERMINING BIDDING AND PROCUREMENT POLICY**

Guideline 1. Every prospective purchase of goods or service shall be evaluated to determine the applicability of General Municipal Law Section 103. Every Town officer, board, department head or other personnel with the requisite purchasing authority (hereinafter called Purchaser) shall, if appropriate, estimate the cumulative amount of the items of supply or equipment needed in a given fiscal year. The information gathered and conclusions reached shall be documented and kept with the file or other documentation supporting the purchase activity.

Guideline 2. All purchases and public works requests (RFP's) for bids or quotes of \$500.00 or more, but less than \$10,000.00, may be solicited by the Purchaser without having prior Town Board approval. The purchase of goods or services as a result of the RFP's shall require Town Board approval and authorization prior to the Purchaser procuring the goods or services.  
(Amended 5/14/01 Action #151)

Guideline 3. All purchases of (a) supplies or equipment from a single individual or entity which will equal or exceed \$10,000.00 in the fiscal year or (b) public works contract equal to or over \$20,000.00 shall be formally bid pursuant to General Municipal Law Section 103.

Guideline 4. All estimated purchases of less than \$10,000.00 but greater than \$3,000.00 require a written request for a proposal (RFP) and written/fax quotes from at least 3 vendors. Estimated purchases of less than \$3,000.00 may be made based upon quotes from less than 3 vendors which quotes need not be in writing. All purchases of less than \$500.00 are left to the discretion of Purchaser, provided they are shown on existing budget and, if applicable, signed vouchers. All estimated public works contracts of less than \$20,000.00 but greater than \$500.00 require written request for proposal and fax/proposals from at least 3 contractors. All estimated public works contracts of less than \$500.00 are left to the discretion of the Purchaser, provided they are shown on existing budget and supported by signed vouchers.



All information gathered in complying with the procedures of this Guideline shall be preserved and filed with the documentation supporting the subsequent purchase or public works contract.

Guideline 5. The lowest responsible proposal or quote shall be awarded the purchase or public works contract unless the Purchaser prepares written justification providing reasons why it is in the best interest of the Town and its taxpayers to make an award to other than the low bidder. If a bidder is not deemed responsible, facts supporting that judgment shall also be documented and filed with the record supporting the procurement. If prices bid or proposed in a quote or response to an RFP are not materially different the, Town reserves the right to award any applicable contract to an individual or business residing or located within the Town.

Guideline 6. A good faith effort shall be made to obtain the required number of proposals or quotations. If the Purchaser is unable to obtain the required number of proposals or quotations, the Purchaser shall document the attempt made at obtaining the proposals. In no event shall the inability to obtain the proposals or quotes be a bar to the procurement.

Guideline 7. Except when directed by the Town Board, no solicitation of written proposals or quotations shall be required under the following circumstances:

- a) Acquisition of professional services;
- b) Emergencies;
- c) Sole source situations;
- d) Goods purchased from agencies for the blind or severely handicapped;
- e) Goods purchased from correctional facilities;
- f) Goods purchased from another governmental agency;
- g) Goods purchased at auctions;
- h) Computer software;
- i) Purchases pursuant to state or county bid.

Under the above exceptions, any such purchase or public works contract shall be forwarded to the Town Board for approval and be described and documented as to the reason for its exception from these guidelines and procedures.

Guideline 8. This policy shall be deemed renewed annually by the Board at its organizational meeting unless otherwise determined by the Board.

Guideline 9. Any unintentional failure to fully comply with the provisions of General Municipal Law Section 104-b or the Town Board's policies and procedures shall not be grounds to void any action taken or given rise to a cause of action against the Town or any officer or employee thereof.

## **RESOLUTION**

The above resolution setting forth the Town's Purchasing Policies and Procedures and guidelines necessary to comply with New York General Municipal Law Section 104-b is duly amended on May 14, 2001, and supersedes any similar resolution heretofore adopted by the Town Board.

The Supervisor appoints the following Town Board Liaison Assignments for 2010:

## **VILLAGE CONTRACTS**

Water, Police & Dog	Jeffe	Bach
Disaster Preparedness, Fire, Ambulance, Alarm	Jeffe	Friess

**TOWN SERVICES**

Budget & Finance	Jeffe	Friess
Personnel	Jeffe	Collins
Insurance & Bonding	Collins	Jeffe
Assessing	Bach	Jeffe
Building, Grounds, Handicapped	Harris	Bach
Building Codes & Zoning Enforcement	Friess	Collins
Cable TV	Collins	Friess
Rubbish & Recycling	Harris	Jeffe
Water & Sewer Districts	Friess	Harris
Library	Collins	Bach
Highway & Street Lighting	Bach	Friess
Recreation, Parks & Senior Citizens	Friess	Harris
Planning Board & Conservation	Harris	Collins
Zoning Board of Appeals	Bach	Harris
Boys & Girls Club	Collins	Harris
Review of Abstract,	1 <sup>st</sup> Quarter	Collins
Vouchers &	2 <sup>nd</sup> Quarter	Friess
Supervisor's Report	3 <sup>rd</sup> Quarter	Harris
	4 <sup>th</sup> Quarter	Bach

Upon a vote being taken: ayes – four    noes – none    Motion carried.    Action #8  
 Remainder of  
 Organizational  
 Chart aprvd.

**BUSINESS FROM AUDIENCE:**

Tony Rosati, Center Street, asked if details of public hearings could be put on the Town's website.

**UNFINISHED BUSINESS:**

Councilman Collins moved to adopt Local Law No. 1 of 2010 amending Chapter 44 of the Aurora Town Code as follows; seconded by Councilwoman Friess:

Local Law 1 – 2010

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, BY AMENDING CHAPTER 44, BUILDING PERMITS.

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. SECTION 44-1, CONDITIONS FOR ISSUANCE OF PERMITS**

Section 44-1, Subsection A is amended to read as follows:

- A. For ingress and egress, each applicant shall furnish proof of a fifty-foot permanent easement or right-of-way or title to an area at least 50 feet in width for ingress and egress, extending from the public street or highway to the building.

SECTION 3. EFFECTIVE DATE

This Local Law shall take effect immediately upon filing with the New York Secretary of State.

Upon a vote being taken: Friess – aye; Bach – aye; Collins – aye; Jeffe – aye  
ayes – four                      noes – none                      Motion carried.

Action #9  
Local Law No.  
1-2010 adopted  
(amend chapter  
44 Town Code)

NEW BUSINESS:

Quotes for a pavement cutting saw were received from:

Gator Equipment, Inc.	\$1950.00
Stone Construction Equipment	\$3648.00
Tri-County Tool Rental	\$2861.00

Councilman Bach moved to approve the request from Highway Superintendent Gunner to purchase a pavement cutting saw and accept the quote from Gator Equipment Co., PO Box 88, Holland, NY in the amount of \$1950.00 for a Stone Devil Saw Model #CS2 pavement cutting saw. Funds will be disbursed from DB5112.433 Permanent Road Repairs. Councilman Collins seconded the motion. Upon a vote being taken: ayes – four      noes – none                      Motion carried.

Action #10  
Purchase of  
pavement  
cutting saw for  
hwy approved.

Councilman Collins moved to authorize himself, Supervisor Jeffe, Councilwoman Friess and Councilman Bach to attend the NYS Association of Towns 2010 Training School for Newly Elected Officials in Rochester, NY, on January 13-15, 2010. The \$150 registration fee for the Supervisor will be disbursed from A1220.404 Exp. and Travel. The \$450 total fee for the Councilpersons will be disbursed from A1010.404 Exp. and Travel. Councilman Bach seconded the motion. Upon a vote being taken: ayes – four      noes – none                      Motion carried.

Action #11  
Town board  
members  
authorized to  
attend AOT  
training school.

At the December 14, 2009 meeting, the Town Board approved the purchase of a custom fabricated (lawn) roller, which will be used to maintain the Knox State Park soccer fields and other Town of Aurora athletic fields, contingent upon receipt of a donation from the Aurora Arsenals.

Councilwoman Friess moved to accept a \$500 donation from the Aurora Arsenal Soccer Club, PO Box 132, East Aurora, NY, to be used toward the purchase of a custom fabricated (lawn) roller from General Welding & Fabricating. Councilman Bach seconded the motion. Upon a vote being taken: ayes – four      noes – none                      Motion carried.

Action #12  
\$500 donation,  
toward lawn  
roller purchase,  
from Aurora  
Arsenals  
accepted

Councilman Collins moved to accept the quote from Warning Electrical Services, Inc. in the amount of \$600.00 to restore power to light poles #26 and #27 on Woodcrest Drive. Councilman Bach seconded the motion. Upon a vote being taken: ayes – four  
noes – none                      Motion carried.

Action #13  
Warning Elec  
authorized to  
fix Woodcrest  
light poles

Supervisor Jeffe stated that she received a letter from ZBA Chairman Don Aubrecht requesting the Town Board's consideration and comments on the current request before the ZBA for a privately owned wind tower. This will be put on the January 19, 2010 work session agenda for further discussion and consideration.

Councilman Bach moved that the Town of Aurora supports the following resolutions presented by the New York State Association of Towns; seconded by Councilman Collins:

**2010 Legislative Resolutions**

- Resolution No. 1      Preserve and Strengthen Home Rule**
  - Resolution No. 2      Preserve Local Democracy – At Large Elections**
  - Resolution No. 3      Mandate Relief**
  - Resolution No. 4      Highway and Transportation Funding**
  - Resolution No. 5      Road Preservation Bonds**
  - Resolution No. 6      Reform of GML §207-c Disability Benefits for Law Enforcement**
  - Resolution No. 7      Preserve and Strengthen Local Government’s Role in the Siting of Energy Generation Facilities**
  - Resolution No. 8      Publication of Legal Notices**
  - Resolution No. 9      Preservation of Town Registrars of Vital Statistics**
  - Resolution No. 10     Municipal Deposits in Credit Unions and Thrift Institutions**
- Special Note on Resolution calling for Pension Reform**

**Resolution No. 1  
Preserve and Strengthen Home Rule**

**WHEREAS**, beginning in 1894, the people of the State of New York have voted repeatedly to approve Constitutional provisions granting broad home rule powers to local governments and corresponding restrictions on the State Legislature to preserve these powers; and

**WHEREAS**, home rule powers encompass a wide range of subjects including but not limited to: the power to adopt, amend and repeal local laws in the exercise of its functions, powers and duties; the power to share services and act cooperatively with other local governments; the power to acquire real and personal property for its corporate purposes; the power to establish recreational facilities; the power to dispose of its real and personal property; the power to levy and collect rents, charges, fees and penalties in a city, village or town; the power to adopt, amend and repeal zoning regulations; and the power to perform comprehensive or other planning work relating to its jurisdiction; and

**WHEREAS**, the exercise of these powers permits local governing bodies to meet the unique and diverse needs of local residents while fostering citizen participation and grassroots involvement in government; and

**WHEREAS**, New York’s diverse communities are best served by maintaining the principles of home rule, including those set forth in the State Constitution, Local Government Bill of Rights, Statute of Local Government and the Municipal Home Rule Law; **NOW THEREFORE BE IT**

**RESOLVED**, that the Association of Towns calls upon the Governor and the Legislature to preserve and strengthen home rule; and be it further

**RESOLVED**, that the Association of Towns will strongly oppose any state initiative to weaken or eliminate New York’s long-standing tradition of home rule and local government authority.

**Resolution No. 2  
Preserve Local Democracy – At Large Elections**

**WHEREAS**, New York benefits from a rich history of diverse cultures and ideas; and

**WHEREAS**, New York supports and preserves its diversity and cultural heritage by giving local governments the ability to shape and govern their communities to best reflect the culture and diversity of their community; and

**WHEREAS**, choice in the means and method of electing local government leaders is reflected in state laws and policies; and

**WHEREAS**, the Town Law provides town voters with a choice in town government structure (Town Law, article 6; Chapter 634 of the Laws of 1932); and

**WHEREAS**, since the inception of the representative form of town government, towns have been governed by local leaders elected at large (Chapter 634 of the Laws of 1932) with the local option to elect town board members by alternative means such as via a ward system (Town Law, §81);

**WHEREAS**, recent legislative proposals (e.g. S.1427/A.4879; S.4471/A.6392) seek to eliminate voter choice in the method of electing town board members by imposing a mandatory ward system; and

**WHEREAS**, not all towns due to their size or population will benefit from the election of town board members via a ward system; **NOW THEREFORE BE IT**

**RESOLVED** that the Association of Towns calls upon the Legislature and the Governor to preserve local choice in the manner of election of town board members, including at large elections; and **BE IT FURTHER**

**RESOLVED** that the Association of Towns is opposed to any legislation mandating a ward system or other means of electing town officials.

### **Resolution No. 3 Mandate Relief**

**WHEREAS**, local governments are in partnership with the state and federal government to protect and preserve the health, safety and welfare of the people and New York State; and

**WHEREAS**, such a partnership requires collaboration in order to effectively accomplish these goals; and

**WHEREAS**, the imposition of tax-shifting unfunded state and federal mandates (commonly occurring in the areas of public works, procurement, personnel management, provision of local service, environmental quality enhancements and loss of local tax base) represents a barrier to effective collaboration and good governance; and

**WHEREAS**, the growing expense of tax-shifting unfunded mandates, both individually and collectively, places financial burdens on local governments and, ultimately, the taxpayer and has in some instances forced local governments to drastically underfund crucial local services such as road maintenance, public safety and recreational and cultural services, and

**WHEREAS**, Governor Paterson penned Executive Orders Nos. 17 and 25 of the year 2009 to address the cost of mandate compliance on local taxpayers to inventory existing mandates and to fully evaluate the actual cost of compliance with future mandates regarding state agency program bills; **NOW THEREFORE BE IT**

**RESOLVED**, that the Association of Towns calls upon the President and Congress to enhance the Unfunded Mandates Reform Act of 1995 (UMRA; P.L. 104-4) to expand the definition of the term “unfunded mandate” and to fully fund Federal programs administered at the state and local level; and **BE IT FURTHER**

**RESOLVED**, that the Association of Towns calls upon the Governor and the New York State Legislature to enact comprehensive mandate relief legislation that would take into consideration the following among other relief measures: (1) inventory and full funding of existing and future mandates and (2) require all future legislation to include specific local fiscal impact notes.

**Resolution No. 4  
Highway And Transportation Funding**

**WHEREAS**, a safe and dependable transportation infrastructure network is necessary in order to protect users of New York's roads, bridges and mass transit and to encourage and sustain economic development; and

**WHEREAS**, the roads and bridges that make up our nation's highway and transit infrastructure are built, operated and maintained through the collaborative financial assistance of federal, state, and local governments with 85% of New York's roads and bridges maintained by local governments; and

**WHEREAS**, the federal "Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users" (SAFETEA-LU) funding program was established to provide federal funding for state and local infrastructure projects and expired in 2009; and

**WHEREAS**, the New York State "Consolidated Local Street and Highway Improvement Program" (CHIPS) was established to assist localities in financing the construction, reconstruction or improvement of local highways, bridges, highway-railroad crossings and/or other local facilities (Highway Law, §10-c) is subject to annual appropriation; and

**WHEREAS**, studies of New York's extensive local road system continue to identify a multi-billion dollar shortfall in funding for local highways and bridges; and

**WHEREAS**, a 2009 State Comptroller report provides that only one-third of the \$30 billion allocated to New York's Dedicated Highway and Bridge Trust Fund has been spent on building and repairing roads and bridges in the state since 1991; and

**WHEREAS**, the Association of Towns is cognizant of the current financial crisis; and

**WHEREAS**, according to the Federal Highway Administration, every \$1.00 spent on street and highway improvements results in \$5.40 in economic benefits; **NOW THEREFORE BE IT**

**RESOLVED**, that the Association of Towns calls upon the Governor, the Legislature and the Department of Transportation to maintain CHIPS funding in the 2010-11 State Budget and to provide a stable and sustainable funding stream for local infrastructure needs; and **BE IT FURTHER**

**RESOLVED**, that the Association of Towns calls upon the Governor, the Legislature and the Department of Transportation to fully fund and preserve the Dedicated Highway and Bridge Trust Fund (DHBTF) for capital infrastructure expenditures and to phase out non-capital expenditures; and **BE IT FURTHER**

**RESOLVED**, that the Association of Towns calls upon the New York Congressional Delegation, to renew SAFETEA-LU and to provide an increased and dedicated funding commitment to New York state and local transportation infrastructure projects.

**Resolution No. 5  
Road Preservation Bonds**

**WHEREAS**, well-maintained roads are important to the economic well-being of towns, and

**WHEREAS**, many commercial endeavors such as timber harvesting, wind, mining and natural gas exploration are dependent on local roads and are important to New York's economy; and

**WHEREAS**, many of these endeavors require the frequent transport of heavy equipment and loads over local highways, occasionally damaging local roads in the process; and

**WHEREAS**, local governments are experiencing record revenue shortfalls; and

**WHEREAS**, current New York State Law does not provide express statutory authority for local governments to require road reconstruction bonds to fund road repairs caused by vehicles moving heavy equipment and loads; **NOW THEREFORE BE IT**

**RESOLVED, that the Association of Towns calls upon the Governor and the State Legislature to provide express statutory authority for local governments to require the posting of road reconstruction bonds to protect local highways from damage attributable to overweight commercial vehicles and loads.**

**Resolution No. 6  
Reform of GML §207-c Disability Benefits for Law Enforcement**

**WHEREAS**, pursuant to General Municipal Law (GML), §207-c, law enforcement personnel are entitled to payment of municipal compensation including payment of salary, fringe benefits and all medical costs when they are injured in the line of duty and these payments are nontaxable and can continue for years or even decades until there is recovery, a disability retirement or attainment of retirement age; and

**WHEREAS**, the New York State Court of Appeals decided (*Matter of Theroux, et al. v. Reilly, et al.*) that pursuant to GML, §207-c, law enforcement officers are entitled to these benefits regardless of the duties performed or the nature of the injury; and

**WHEREAS**, the Office of the New York State Comptroller has the final determination as to when a law enforcement officer is eligible for a disability retirement and historically has been reluctant to issue disability retirements to law enforcement officers who are receiving GML, §207-c benefits; and

**WHEREAS**, law enforcement officers have been known to stay on municipal payrolls receiving GML, §207-c benefits for multiple years thereby occupying a position that could be filled by another officer; and

**WHEREAS**, this interpretation of GML, §207-c by the New York State Court of Appeals will substantially increase municipal compensation costs and create a great hardship to taxpayers at all municipal government levels; **NOW THEREFORE BE IT**

**RESOLVED, that the Association of Towns supports legislation to amend General Municipal Law, §207-c to require disability retirement benefits to be extended to any law enforcement officer who has been receiving GML, §207-c benefits for a period of 36 consecutive months without the ability to return to work.**

**Resolution No. 7  
Preserve and Strengthen Local Government's Role in the Siting of Energy Generation Facilities**

**WHEREAS**, Governor Paterson signed Executive Order 24 of the year 2009 setting forth a goal to reduce current greenhouse gas emissions from all sources within the state 80 percent below levels emitted in the year 1990 by the year 2050; and

**WHEREAS**, the wind energy facilities (WEFs) will likely play a significant role in reducing greenhouse gas emissions; and

**WHEREAS**, the proper regulation of the siting and installation of WEFs is necessary for the purpose of protecting the health, safety and welfare of neighboring property owners and the general public; and

**WHEREAS**, local governments have successfully developed, implemented and administered local WEF siting laws and policies with the input and guidance of local taxpayers, residents, business and agricultural representatives, environmentalists, energy generators, planners and lawyers; and

**WHEREAS**, the Wind Code of Conduct negotiated by the New York State Attorney General's Office and agreed to by the predominate players in the Wind Energy Market has addressed potential conflicts of interests in the siting of wind energy facilities; and

**WHEREAS**, Article X of the Public Service Law (PSL), which set forth the siting procedure to construct and operate major power generation facilities with a capacity of 80 megawatts or more expired December 31, 2002, thereby requiring electric generating project developers to undergo local zoning review and environmental review pursuant to the State Environmental Quality Review Act (Article 8 of the Environmental Conservation Law); **NOW THEREFORE BE IT**

**RESOLVED**, that the Association of Towns calls upon the Governor, State Legislature and State Agencies to develop new laws and regulations that will preserve local authority over the siting of WEFs; and **BE IT FURTHER**

**RESOLVED**, that legislation authorizing the renewal of the state siting procedure for power generation facilities (PSL, article X) should include measures to enhance local government participation in the siting process such as, but not limited to: ad hoc membership on the state siting board, adherence to local siting polices, required community host agreements, and/or access to intervener funds.

### **Resolution No. 8 Publication of Legal Notices**

**WHEREAS**, an informed and engaged electorate is important to the governing process; and

**WHEREAS**, the electorate is notified of many local government actions by means of the publication of a legal notice in a paid daily or weekly newspaper as defined by Public Officers Law §70-a and General Construction Law, §60 (a) and

**WHEREAS**, studies show the decline in paid local daily and weekly newspaper readership is accelerating; and

**WHEREAS**, New Yorkers are increasingly turning to alternative sources of news and information such as the internet and free community newspapers; and

**WHEREAS**, the intent of required public notice is to increase the likelihood that citizens are well-informed regarding local government actions, finances and plans; **NOW THEREFORE BE IT**

**RESOLVED**, that the Association of Towns calls upon the Governor and the Legislature to amend the General Construction Law to allow papers, distributed without charge, but with an established and large circulation, to be considered newspapers in certain instances to permit towns and other local governments to place the legal notices in the local publications which may reach a larger audience and/or be less costly to the taxpayers; and **BE IT FURTHER**

**RESOLVED**, that the Association of Towns supports legislation providing for optional alternative media for publication of legal notices in order to improve the citizen participation and awareness of town programs and expenses.

### **Resolution No. 9 Preservation of Town Registrars of Vital Statistics**

**WHEREAS**, the New York State Local Government Commission on Efficiency and Competitiveness has made certain recommendations to the Governor which affect the operation of local governments; and

**WHEREAS**, one of the recommendations of the Commission was to move all Registrar of Vital Statistics duties to the county level under the direction of the New York State Health Commissioner; and

**WHEREAS**, the NYS Department of Health has developed a program bill that would allow the commissioner to consolidate the function of the local registrars of vital statistics; and



**WHEREAS**, New York State Department of Health has inappropriately attached these proposed changes in the structure of the Registrar of Vital Statistics duties to the “Pandemic Flu and Public Health Emergency Preparedness Law”; and

**WHEREAS**, the commissioner could consolidate these services without county legislative approval; and

**WHEREAS**, the local city, town and village clerks have provided this service professionally and efficiently over the years; and

**WHEREAS**, losing this function would have a financial impact on the local governments; and

**WHEREAS**, many citizens are under financial stress due to fluctuating fuel costs, layoffs, rising food healthcare and utility prices; and

**WHEREAS**, the town, city and village clerk offices are conveniently located thereby reducing the cost and burden to receive this service; **NOW THEREFORE BE IT**

**RESOLVED**, that in the interest of good government and accessibility to the taxpayer, the Association of Towns calls upon the Governor, the State Legislature and the Commissioner of the Department of Health to continue to allow town, city and village clerks to provide this important service; and **BE IT FURTHER**

**RESOLVED**, that the Association of Towns calls upon the Governor, the State Legislature and the Commissioner of the Department of Health to work with local governments to provide the necessary resources (including voluntary cooperation, local opt out or voluntary consolidation) to assist local registrars in the provision of this important service in order to comply with the Federal Intelligence Reform and Terrorism Prevention Act of 2004 and the pending regulations.

**Resolution No. 10**  
**Municipal Deposits in Credit Unions and Thrift Institutions**

**WHEREAS**, the General Municipal Law of the State of New York requires that local governments designate one or more banks or trust companies for the deposit of public funds; and

**WHEREAS**, many state and local governments throughout the United States expressly allow for the deposit of public funds in credit unions, savings banks and savings and loan associations (hereinafter referred to as "thrift institutions"); and

**WHEREAS**, the State of New York remains one of the few states where local governments are statutorily prohibited from using thrift institutions for municipal deposits; and

**WHEREAS**, using local institutions for municipal deposits fosters local economic development because local tax dollars will be used by local institutions to invest in local businesses, mortgages and community development projects; and

**WHEREAS**, using local thrift institutions fosters local government efficiency; and

**WHEREAS**, like banks, credit unions are insured by the National Credit Union Insurance Fund, a federal agency comparable to the Federal Deposit Insurance Company, **NOW THEREFORE BE IT**

**RESOLVED**, that the Association of Towns calls upon the Governor and the New York State Legislature to pass legislation that amends applicable state laws to allow local governments to deposit public funds in credit unions and thrift institutions.

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

Councilwoman Friess moved to approve the 2010 Dedicated Resource Agreement with Network Services, LLC, 2065 Kensington Ave., Amherst, NY, for computer support services for the Town in the amount of \$14,560.00 (208 hours at \$70 per hour) and to authorize the Supervisor to

Action #14  
Board  
supports  
AOT  
resolutions.

sign said agreement. Councilman Bach seconded the motion.

Councilman Collins asked if it was necessary to have them at Town Hall four hours per week and if we cut the time to two hours per week, would they work for the same hourly rate.

Councilwoman Friess moved to table this agenda item to the next Board meeting. Councilman Collins seconded the motion. Upon a vote being taken: ayes – four noes – none  
Motion carried.

Councilman Collins moved to rescind Action #416 (12/28/09 – approval of part-time DCO pay rate). Councilman Bach seconded the motion. Upon a vote being taken: ayes – four noes – none  
Motion carried.

Councilman Collins moved to approve and set the following pay rates and conditions for the Town's part-time Dog Control Officer position:

1) Call-outs (dispatched by the East Aurora Police Dept. or Erie County Sheriffs Department during non-scheduled working hours) are \$10/hour with a four (4) hour minimum.

2) Regular coverage scheduled by the Department Head will be paid at \$10/hour with no guarantee of hours worked per week (including evenings and weekends).

3) Part-time DCO position is less than 20 hours per week.

4) The part-time DCO will be required to make a prompt response to calls and will notify the DCO when he/she is unable to respond to call-outs or cover for the DCO during vacation/sick time.

Councilman Bach seconded the motion. Upon a vote being taken: ayes – four noes – none  
Motion carried.

Councilwoman Friess moved to approve the following 2009 budget transfer:

From: DB5110.433 Highway – General Repairs/Materials & Supplies  
\$3,600

To: DB5112.433 Highway – Perm. Improve./Materials & Supplies  
\$3,600

Councilman Bach seconded the motion. Upon a vote being taken: ayes – four noes – none  
Motion carried.

Councilman Collins moved to approve the use of the Sneakers Fitness Room at 300 Glead by the East Aurora Union Free School District Continuing Education Program for the following classes for the period 2/1/10 through 6/30/10:

- Step Aerobics/Circuit Training M/Th 6:00-7:00 a.m.
- Step Aerobics/Circuit Training T/Th 4:15-5:30 p.m.
- Step Aerobics/Circuit Training W 5:15-6:30 p.m.
- Stronger Bodies/Stronger Bones M 9:00-10:15 a.m.
- Stronger Bodies/Stronger Bones T 6:30-7:45 p.m.
- Stronger Bodies/Stronger Bones W 9:00-10:15 a.m.
- Stronger Bodies/Stronger Bones Th 6:30-7:45 p.m.
- Stronger Bodies/Stronger Bones F 9:00-10:15 a.m.
- Saturday Morning Workout S 9:15-10:30 a.m.

Councilman Bach seconded the motion. Upon a vote being taken: ayes – four noes - none  
Motion carried.

Action #15  
Network  
Services  
computer  
support  
agreement  
tabled

Action #16  
Board  
rescinds  
Action #416  
– 12/28/09.

Action #17  
Part-time  
DCO pay  
rates and  
conditions  
approved/set.

Action #18  
Hwy budget  
transfer  
approved.

Action #19  
EAUFSD use  
of Sneakers  
for adult ed  
approved.

Councilwoman Friess moved to authorize the Supervisor to sign the Amendment to the 2009 Nutrition Program Agreement between the Town and Erie County, whereby Paragraph A-1 of Section 3.1 is amended to increase the reimbursement for clean-up after group meals from twenty-two (22) cents per meal for each meal served to twenty-five (25) cents per meal served effective July 1, 2009 to and inclusive of December 31, 2009, along with several other amendments. Councilman Bach seconded the motion. Upon a vote being taken: ayes – four noes – none  
Motion carried.

Action #20  
Supv auth to sign amendment to 2009 Nutrition Program agreement with County

Recreation Director Peggy Cooke is proposing a new program entitled “Funtastic Family Yoga”. The program will be held in the gymnasium at 300 Gleed Avenue from 2/23/10 through 3/30/10. Classes will have a minimum of 8 students and a maximum of 15 students. 90% of the fee goes to the instructor and the Town retains the remaining 10%.

Councilman Bach moved to approve the addition of a recreation department program entitled “Funtastic Family Yoga” to be held in the gymnasium at 300 Gleed Avenue on Tuesdays from 6:30 – 7:30 p.m. from February 23, 2010 through March 30, 2010. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – four noes – none  
Motion carried.

Action #21  
New yoga recreation program approved.

Councilman Collins moved to approve the request for Richard Smith Sr. and Kenneth Fones to attend the Western New York Water Works Conference being held on February 3, 2010 in Batavia, New York. Registration fees will be disbursed from A8989.411. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – four noes – none  
Motion carried.

Action #22  
R. Smith and K. Fones to attend WNY Water Works Conference in Batavia.

Councilwoman Friess moved to approve a Recreation Department field trip to Cleveland, Ohio for the Cleveland Indians vs. Cincinnati Reds Major League baseball game on Sunday, May 23, 2010. The trip is open to registered players of the Town of Aurora Baseball and Softball League and their parents/guardians. Councilman Collins seconded the motion. Upon a vote being taken: ayes – four noes – none  
Motion carried.

Action #23  
Rec Dept – Baseball field trip to Cleveland OH approved.

Councilwoman Friess moved to authorize the Supervisor to sign a Letter of Agreement with Grantmakers Advantage, Inc. (consultant), whereby the Town engages the consultant to provide interim grant writing (\$100/hour) and grant administration services (\$65/hour). Councilman Collins seconded the motion. Upon a vote being taken: ayes – four noes – none  
Motion carried.

Action #24  
Supv authorized to sign Grantwriter agreement

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

- Recreation Director’s December 2009 Report
- Tax Receiver’s December 2009 Report
- Building Department December 2009 Report
- Building Department 2009 Annual Report
- Town Clerk’s December 2009 Report
- Senior Center Director’s December 2009 Report
- Police Department December 2009 Report
- List of employees who attended a one-man plow training session

BUSINESS FROM AUDIENCE II:

Village Mayor Clark Crook stated that the Village is looking forward to working with the new Town Board.

Joe Logan, South Street, commented on the proposed Network Services technology support contract and stated he believed it should be opened up to bids.

Mark Mann, Emery Road, expressed his concerns about the windmill proposed for a Bailey Road property and stated that the Board needs to take a good look at this proposal since it will set a precedence.

A “pre-paid” Abstract of Claims dated January 4, 2010, consisting of vouchers numbered 1 to 9, was presented to the Board for audit and authorization of payment from the following funds:

General	\$19,726.83
Highway	16,293.36
Trust & Agency	<u>473.15</u>
Grand Total Abstract	\$36,493.34

The “2009 Encumbered” Abstract of Claims dated January 11, 2010, consisting of vouchers numbered 2366 to 2423, was presented to the Board for audit and authorization of payment from the following funds:

General	\$ 10,265.95
Part Town	145.00
Highway	16,500.24
Enterprise/Gleed	1,121.96
Capital	84,951.35
Special Districts	<u>31,366.30</u>
Grand Total Abstract	\$144,350.80

The Abstract of Claims dated January 11, 2010, consisting of vouchers 10 to 35, was presented to the Board for audit and authorization of payment from the following funds:

General	\$11,927.92
Part Town	<u>3,500.00</u>
Grand Total Abstract	\$15,427.92

Councilman Collins moved to approve the January 4, 2010 “pre-paid”, January 11, 2010 “2009 Encumbered” and January 11, 2010 “regular” Abstracts of Claims as presented and to authorize payment of same. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #25  
1/4/10 and  
1/11/10  
Abstracts of  
Claims  
approved.

Councilwoman Friess moved to adjourn the meeting; seconded by Councilman Bach. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #26  
Meeting  
adjourned

Martha L. Librock  
Town Clerk