

WS-1 +A

TOWN OF AURORA
LOCAL LAW INTRO - 2022 - 7
LOCAL LAW NO. _____

A LOCAL LAW, TO AMEND LOCAL LAW 3-2022 KNOWN AS “THE ZONING CODE OF THE TOWN OF AURORA, ERIE COUNTY, AND STATE OF NEW YORK”, ADOPTED BY THE TOWN BOARD OF THE TOWN OF AURORA ON JUNE 20, 2022, BY AMENDING THE ZONING CODE REGARDING THE DEFINITION OF ADULT USE.

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 Zoning Code of the Town of Aurora, Erie County, and State of New York” adopted by the Town of Aurora on June 20, 2022.

SECTION 2. SECTION 116-60, DEFINITIONS.

The definition of “Adult Entertainment Cabaret” is hereby amended to read as follows:

ADULT ENTERTAINMENT CABARET

A public or private establishment which is licensed to serve food and/or alcoholic beverages and which features topless dancers, strippers, or similar entertainers.

SECTION 3. SEVERABILITY.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its

application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

SECTION 4. EFFECTIVE DATE This Local Law shall take effect immediately upon filing with the New York Secretary of State.



Town of Aurora
Department of Parks & Recreation

575 Oakwood Avenue
East Aurora, New York 14052

WS-2 SA

recreation@townofaurora.com
www.aurorarec.com

To: Town Board
From: Chris Musshafen
Date: 12/21/2022
Re: Pool Vacuum Purchase

Approval is requested to purchase a new automated pool vacuum from Commercial Clearwater Company, Inc. The pool has been without an automated pool vacuum for several years due to issues with the pandemic. Having an automated vacuum that can be run overnight, while the pool is closed, reduces staff hours and improves water quality due to its superior filter. Payment for this large purchase was budgeted for the 2022 year in the line A7180.426. Attached are quotes distributors in our area.

Quotes for automated pool vacuum were received from:

| | |
|-------------------------------------|-------------|
| Commercial Clearwater Company, Inc. | \$8,999.00 |
| Frey Technologies, Inc. | \$9,460.54 |
| SP&S Swimming Pool & Spa Equipment | \$12,099.78 |
| B&R Pools & Swim Shop, Inc. | \$9,224.00 |

COMMERCIAL CLEARWATER
COMPANY., INC.

P.O. Box 909
Plandome, NY 11030
(516) 294-7985



Estimate

| | | |
|--------------|------------|------------|
| Fax # | DATE | ESTIMATE # |
| 516-294-7986 | 12/19/2022 | KM 13665 |

| |
|------------------------------|
| NAME / ADDRESS |
| Town of Aurora Parks and Rec |

| |
|---------|
| Ship To |
| |

| | | | |
|-------|--------------------|-----|--------------|
| TERMS | PRICING GOOD UNTIL | REP | PROJECT Name |
| | 12/19/2022 | | |

| ITEM | DESCRIPTION | QTY | COST | TOTAL |
|-----------------|--|-----|----------|----------|
| Dolphin Wave... | Dolphin Wave 200XL Robotic vacuum, caddy, remote control, three year warranty. Current ETA approx 3-5 weeks | 1 | 8,999.00 | 8,999.00 |
| | | | (8.625%) | \$0.00 |

| | | |
|------------------------------|--------------|-------------------|
| Thank you for your business. | TOTAL | \$8,999.00 |
|------------------------------|--------------|-------------------|

Chris Musshafen

From: Mike Wilson <mwilson@freytech.org>
Sent: Wednesday, December 21, 2022 9:43 AM
To: Chris Musshafen
Cc: dfrawley@freytech.org
Subject: Dolphin Wave 200XL 12-21-22 (OPP-4224)
Attachments: Wave 200XL.pdf

Frey Technologies, Inc.
2194 Walworth-Penfield Road
PO Box 403
Walworth, NY 14568



Issued By: Mike Wilson
Telephone: (800) 724-2770
Fax: (315) 986-1332

Town of Aurora Opportunity

Town of Aurora
5 South Grove
East Aurora, NY 14052

Our Reference: OPP-4224
Your Reference:
Document Date: 21st December 2022

Contact Name: Chris Musshafen
Contact Phone: 716-652-8866
Contact Email: chris@townofaurora.com

| Quantity | Product Code | Description | Unit Price | Line Total |
|----------|--------------|--|------------|------------|
| 1.0 | 99997200-US | Dolphin Wave 200 XL | \$9,460.54 | \$9,460.54 |
| 1.0 | SHIPPING | Estimated Shipping & Handling Included | \$0.00 | \$0.00 |

Total: \$9,460.54

****The above listed prices are good for 30 days from the date of quote. A purchase order is required as well as a tax exempt form, if applicable.***

The total price above DOES NOT include the following:

- *Products other than those listed above*
- *The unloading and placement of equipment*
- *Warranties other than those warranties provided by equipment manufacturer*
- *Electrical service or hook-up*
- *Union labor*
- *Any health department submission and any necessary permits or fees*
- *Applicable taxes, including State, Local, Federal, or Sales taxes.*

Payment Terms

- Net 30 days from delivery for approved credit accounts
- Visa & Master Card accepted
- Deposit required for special fabrication (non-returnable)
- Check in advance or C.O.D. required for accounts without credit approval
- Any and all items for return will be subject to a 25% restocking charge.

FREIGHT (Excluded)

Frey Technologies, Inc. is not responsible for the shipping and receiving of product. It is the customer's responsibility to inspect and sign for the product. Once the product is signed for, it is the property of the consumer and an invoice will be produced.

Customer Agreement

Upon the signing and returning of this document, the above contractor/owner agrees to the terms and conditions, to purchase the equipment and services detailed herein.

Any conflicts or changes shall be initialed by both a Frey Technologies Representative and the customer.

Name: _____

Date: _____

Thank you for this opportunity to quote your commercial pool needs. If I can be of further assistance, please call me at 1-800-724-2770.

Regards,



SP&S® ~ SWIMMING POOL & SPA EQUIPMENT
 8-1111 GORHAM STREET, NEWMARKET, ON, L3Y 8X8

Quotation 2023-0249

Date 12/16/2022

Quotation Prepared For

Town of Aurora
 Recreation Department
 575 Oakwood Avenue
 East Aurora, NY 14075

Ship To

Town of Aurora
 Recreation Department
 575 Oakwood Avenue
 East Aurora, NY 14075

| Terms | Rep | FOB | Shipping Date | |
|---|-------------------------------------|------|---------------|----------|
| Visa | DL | SP&S | | |
| Quantity | Description | | Your Price | Total |
| 1 | 99997201-US ~ Maytronics Wave200 XL | | 12,099.78 | 12099.78 |
| <div style="border: 1px dashed black; padding: 10px; width: fit-content; margin: 0 auto;"> <p>We Are Moving! Effective July 1, 2022 1-195 Pony Drive Newmarket ON L3Y 7B5</p> </div> | | | | |

| | | | |
|---|---------------------------|------------------|--------------------------------------|
| Thank you for the opportunity to provide you with this estimate. | | Sales Tax | CAD 0.00 |
| GST/HST No. 725090096 | | Total | CAD 12,099.78 |
| Phone # | Fax # | E-mail | Website |
| 905.838.2747/800.761.4941 | 905.836.0326/800.413.5141 | dan@swimpool.ca | www.swimpool.ca / www.drink-water.ca |

B & R Pools & Swim Shop Inc

1105 Washington Blvd.
Pittsburgh, PA 15206

Voice: 412-661-7665
Fax: 412-661-2128

QUOTATION

Quote Number: JP12162022
Quote Date: Dec 16, 2022
Page: 1

| Quoted To: |
|--------------------|
| Non-Customer Sales |

| Ship To: |
|---|
| Attn: Karen Town of Aurora 575 Oakwood Avenue Aurora, NY 16026 |

| Customer ID | Good Thru | Payment Terms | Sales Rep |
|-------------|-----------|---------------|----------------|
| T-ST000 | 1/15/23 | Net 30 Days | Jerome J. Peny |

| Quantity | Item | Description | Unit Price | Amount |
|----------|------------------|-----------------------|--------------|-----------------|
| 1.00 | MAYT 99997200-US | WAVE 200 XL | 9,099.00 | 9,099.00 |
| 1.00 | BR SHIP | SHIPPING AND HANDLING | 125.00 | 125.00 |
| | | | Subtotal | 9,224.00 |
| | | | Sales Tax | 645.68 |
| | | | TOTAL | 9,869.68 |

SUPERVISOR
James J. Bach
(716) 652-7590
jbach@townofaurora.com



WS-3

5B

TOWN OF AURORA
Aurora Municipal Center
575 Oakwood Avenue, East Aurora, NY 14052
www.townofaurora.com

To: Aurora Town Board

From: Martha Librock, Town Clerk

Date: 12/21/2022

Re: Payment request

Please consider approval of payment no. 1/final to Greater Niagara Mechanical, Inc., for the pool boiler installation. The contract amount and invoice amount are \$39,745.00. Funds will be disbursed from A7110.454 ARPA per Town Board action #245.

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

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

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

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

NOW, THEREFORE, BE IT,

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

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

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

Action #243
SEQR neg
dec for LL3 –
2022 adopted

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

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

NEW BUSINESS:

Councilman Wochensky moved to amend the agenda by adding item 5H – Greenspot electric car charging station and item 5I – Wendell comprehensive plan grant. Councilman Snyder seconded the motion. Upon a vote being taken: ayes – five noes- none Motion carried.

Action #244
Item 5H &
5I added to
agenda

Councilman Snyder moved to approve the use of ARPA funds to pay for the Aurora Community Pool boiler/heater in the amount of \$39,745.00; the Community Pool man door in the amount of \$2,177.50; and the architectural proposal from Fontanese Folts Aubrecht Ernst in the amount of \$13,560.00 for Aurora Community Pool design services. Councilman McCann seconded the motion. Upon a vote being taken: ayes – five noes- none Motion carried.

A-7110.454

Action #245
Designated
use of ARPA
funds aprvd

Councilman Granville moved to approve the promotion of Kyle Olday to union laborer at an hourly rate of \$18.85 effective July 9, 2022. Councilman Snyder seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #246
K. Olday
promoted to
union
laborer



Document G701™ – 2017

WS-4

5C

Change Order

CO#5

| | | |
|---|---|--|
| PROJECT: <i>(Name and address)</i> Updates and Repairs to Town of Aurora Community Pool 690 South Street, East Aurora, NY 14052 | CONTRACT INFORMATION: Contract For: General Construction Date: 09/22/2022 | CHANGE ORDER INFORMATION: Change Order Number: 005 Date: 12/01/2022 |
| OWNER: <i>(Name and address)</i> Town of Aurora 575 Oakwood Avenue East Aurora, NY 14052 | ARCHITECT: <i>(Name and address)</i> Fontanese, Folts, Aubrecht, Ernst Architects, P.C. 6395 West Quaker Street Orchard Park, NY 14127 | CONTRACTOR: <i>(Name and address)</i> The Peyton Barlow Co., Inc. 360 Delaware Avenue, Suite 300 Buffalo, NY 14202 |

THE CONTRACT IS CHANGED AS FOLLOWS:

(Insert a detailed description of the change and, if applicable, attach or reference specific exhibits. Also include agreed upon adjustments attributable to executed Construction Change Directives.)

Change the epoxy floor finish to a quartz broadcast material instead of the vinyl flake. Refer to the attached PBC Job Modification #5 documentation for supplemental information.

| | | |
|--|----|-------------------|
| The original Contract Sum was | \$ | <u>374,670.00</u> |
| The net change by previously authorized Change Orders | \$ | <u>8,047.00</u> |
| The Contract Sum prior to this Change Order was | \$ | <u>382,717.00</u> |
| The Contract Sum will be increased by this Change Order in the amount of | \$ | <u>1,814.00</u> |
| The new Contract Sum including this Change Order will be | \$ | <u>384,531.00</u> |

The Contract Time will be increased by Zero (0) days.
The new date of Substantial Completion will be

NOTE: This Change Order does not include adjustments to the Contract Sum or Guaranteed Maximum Price, or the Contract Time, that have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.

Fontanese, Folts, Aubrecht, Ernst
Architects, P.C.

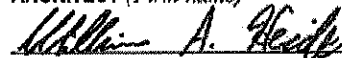
The Peyton Barlow Co., Inc.

Town of Aurora

ARCHITECT *(Firm name)*

CONTRACTOR *(Firm name)*

OWNER *(Firm name)*


SIGNATURE

SIGNATURE

SIGNATURE

William A. Heidi, R.A., Project Architect
PRINTED NAME AND TITLE

PRINTED NAME AND TITLE

PRINTED NAME AND TITLE

12/01/2022
DATE

DATE

DATE

← THE →
PEYTON BARLOW CO.
INCORPORATED

November 1, 2022

William A. Heidt
Fontanese Folts Aubrecht Ernst Architects P.C.
6395 West Quaker Street
Orchard Park, NY 14127

Job Modification #5

RE: TOA – Community Pool

Dear William,

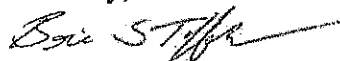
The following is a breakdown of the additional costs to change the epoxy floor finish from the proposed Alt #2 Hybri-Flex EC (FB-616 Wombat) to Hybri-Flex EQ (Q28-21).

| | |
|---|-----------------|
| • Heritage Contract Flooring – Material cost increase | \$ 1,680 |
| • Peyton Barlow Co., Inc. 8% Overhead & Profit | <u>\$ 134</u> |
| Total Modification: | \$ 1,814 |

- Additional time needed to complete project as a result of this change order. **0 Working Days**

Please contact our office at any time should you have questions regarding this change in scope.

Sincerely,



Brian Tofflemire
Project Manager

The above prices, specifications and conditions are satisfactory and are hereby accepted. The Peyton Barlow Co. is authorized to proceed with the above-mentioned changes to the original contract. Please sign and return to our office.

Date of Acceptance 12/1/2022 Signature William A. Heidt



HYBRI-FLEX EQ

DESCRIPTION

HYBRI-FLEX EQ is a 100% solids low odor color quartz system composed of a 1/8" POLY-CRETE SL body coat with a decorative quartz broadcast. It uses a DUR-A-GLAZE #4 broadcast coat, DUR-A-GLAZE #4 grout coat, and an ARMOR TOP topcoat yielding a total nominal system thickness of 3/16" - 1/4".

BENEFITS

- VOC Compliant
- ADA Compliant
- Contributes to LEED Credits
- Meets USDA, FDA and CFIA Standards
- Hygienic - Does Not Harbor Bacteria
- High Chemical Resistance
- High Abrasion Resistance
- Self-Priming for Most Applications
- Wide Service Temperature Range
- Can Be Applied To 5-7 Day Old Concrete

LIMITATIONS

This product is best suited for application in temperatures between 60°F and 85°F. Substrate must be clean, sound and dry.

IMPORTANT: POOL DECK APPLICATIONS

When used for pool deck applications, only the standard slip-resistant texture should be used. A 4' x 4' test patch for customer approval prior to installation is highly recommended. Every pool deck installation must be registered with a Dur-A-Flex, Inc. Sales representative at the completion of installation and before the pool deck is open for use.

TYPICAL USES

HYBRI-FLEX EQ is designed to protect concrete from chemical attack, corrosion, impact and thermal shock. It is also unaffected by freeze/thaw cycles.

- Pharmaceutical Plants
- Manufacturing Areas
- Warehouses
- Restaurants
- Pool Decks

COLORS

HYBRI-FLEX EQ is available in blended colors and in two sizes

(Q11 and Q28). Refer to Quartz Color Blends Selector Chart for available quartz blends.

PACKAGING / STORAGE CONDITIONS

POLY-CRETE SL is available in pre-measured kits that consist of resin, hardener and aggregate. DUR-A-GLAZE #4 is available in 1 and 5-gallon cans and 50-gallon drums. ARMOR TOP is available in pre-measured kits. HYBRI-FLEX EQ components must be stored dry. Do not allow resins to freeze. Do not store near open flame or food. The shelf life of this product is 6 months from ship date in the original unopened container.

SURFACE PREPARATION

This product requires preparation in order to perform as expected. Surface must be profiled, clean, dry, oil free and sound. Please refer to the Surface Preparation Guide on our website for more information.

APPLICATION METHOD

POLY-CRETE SL is applied to a properly prepared area at the required thickness using a 1/2 V" notched squeegee. The freshly placed material is then loop rolled into which the proper size quartz aggregate is broadcast to excess to achieve the desired profile. Allow a minimum of 8 hours for the Base Coat to cure before sweeping, sanding or vacuuming. Apply a second quartz broadcast into DUR-A-GLAZE #4. Apply the DUR-A-GLAZE #4 coats to achieve the required texture. Finish with a top coat of ARMOR TOP. See Application Instructions on our website for a detailed installation procedure.

GUIDE SPECIFICATIONS

This product is part of the DUR-A-FLEX family of polymer systems. Please contact DUR-A-FLEX for complete three part guide specs.

DRAWINGS AND DETAILS

Standard CAD drawings and details are available for coves, drains, breaches, transitions, etc. Please refer to the master Drawings and Details guide for actual drawings.

JOINT GUIDELINES

Refer to the Joint Guidelines for complete details on our website.

MOISTURE CONCERNS

Normal limits for moisture vapor transmission for Hybri-Flex

floor systems are 20 lbs./1,000 sq. ft./24 hour using the calcium chloride test per ASTM F-1869 or 99% relative humidity using In-situ Relative Humidity Testing per ASTM F-2170. Please refer to the Floor Evaluation Guidelines on our website for complete details

CHEMICAL RESISTANCE

HYBRI-FLEX EQ has excellent resistance to organic and inorganic acids, alkalis, fuel and hydraulic oils, as well as aromatic and aliphatic hydrocarbons. Contact the Dur-A-Flex Technical Department for questions about specific chemicals or refer to the Chemical Resistance Chart found in the Contractor Center on our website.

CLEANING

Regular scrubbing will maintain these systems in serviceable condition. However, certain textures and service environments require specific procedures. Please refer to the master Cleaning Guide on our website for more information.

CAUTION

Read, understand and follow Safety Data Sheets and Application Instructions of this flooring system prior to use. Follow the Hazardous Materials Identification System labeling guide for proper personal protective equipment to use when handling this product. Use only as directed

| HYBRI-FLEX EQ TECHNICAL INFORMATION | | | | | | | | |
|--|--|--|---------------------|---------------------|---------------------|--------------------|---------------------|----------------------|
| Physical Property | Test Method | Result | | | | | | |
| Hardness (Shore D) | ASTM D-2240 | 75-80 | | | | | | |
| Compressive Strength | ASTM D-695 ASTM C-579 | 17,500 psi 12,500 psi | | | | | | |
| Tensile Strength | ASTM D-635 ASTM C-307 | 4,000 psi 2,600 psi | | | | | | |
| Tensile Elongation | ASTM D-638 | 7.50% | | | | | | |
| Flexural Strength | ASTM D-790 ASTM C-580 | 6,250 psi 4,500 psi | | | | | | |
| Flexural Modulus of Elasticity | ASTM D-790 | 6.2 x 10 ⁵ | | | | | | |
| Linear Expansion | ASTM D-696 | 2 x 10 ⁻⁵ | | | | | | |
| Bond Strength to Concrete | ASTM D-4541 | 400 psi substrate fails first | | | | | | |
| Indentation | MIL D-3134 | .025 MAX | | | | | | |
| Impact Resistance | ASTM D-2794 | >160 inch-lbs | | | | | | |
| Water Absorption | ASTM D-570 | 0.04% | | | | | | |
| Heat Resistance Limitation | | 140°F - 200°F | | | | | | |
| Flammability | ASTM D-635 | Self Extinguishing | | | | | | |
| Critical Radiant Flux | ASTM E-648 | Class I | | | | | | |
| Taber Abrasion Resistance A&B | ASTM D 4060, 1000 g load, 1000 cycles, CS-17 wheel after full cure | <table border="0"> <tr> <td><u>Gloss Finish</u></td> <td><u>Satin Finish</u></td> </tr> <tr> <td>w/grit - 4 mg. loss</td> <td>w/grit - 8 mg loss</td> </tr> <tr> <td>no grit -10 mg loss</td> <td>no grit - 12 mg loss</td> </tr> </table> | <u>Gloss Finish</u> | <u>Satin Finish</u> | w/grit - 4 mg. loss | w/grit - 8 mg loss | no grit -10 mg loss | no grit - 12 mg loss |
| <u>Gloss Finish</u> | <u>Satin Finish</u> | | | | | | | |
| w/grit - 4 mg. loss | w/grit - 8 mg loss | | | | | | | |
| no grit -10 mg loss | no grit - 12 mg loss | | | | | | | |
| Noise Reduction Coefficient | ASTM C-423 | 0.05 | | | | | | |
| Static Coefficient of Friction* | ANSI B101.1 | >0.6 | | | | | | |
| Dynamic Coefficient of Friction - Wet* | ANSI A326.3 | >0.42 | | | | | | |
| VOC Content | | <5 g/L | | | | | | |

*Dur-A-Flex flooring systems can be built to meet or exceed the requirements of Static or Dynamic Coefficient of Friction testing per Installation. Contact your Dur-A-Flex territory sales manager or tech representative for more information on alternative textures, grit/grip additives, or smooth coatings for your specific environment. A sample should always be obtained and tested prior to purchase for any non-slip flooring system.

IMPORTANT!
Before using DUR-A-FLEX products, read and understand its accompanying Safety Data Sheet & Application Instructions for important safety information.
 STANDARD TERMS AND CONDITIONS OF SALE, INCLUDING STANDARD WARRANTY APPLY - VISIT **DUR-A-FLEX.COM** FOR THE LATEST VERSION



AIA

Document G701™ - 20...

WS-4 5D

Change Order

CO#6

PROJECT: (Name and address)
Updates and Repairs to Town of Aurora
Community Pool
690 South Street, East Aurora, NY 14052

CONTRACT INFORMATION:
Contract For: General Construction
Date: 09/22/2022

CHANGE ORDER INFORMATION:
Change Order Number: 006
Date: 12/21/2022

OWNER: (Name and address)
Town of Aurora

575 Oakwood Avenue
East Aurora, NY 14052

ARCHITECT: (Name and address)
Fontanese, Folts, Aubrecht, Ernst
Architects, P.C.
6395 West Quaker Street
Orchard Park, NY 14127

CONTRACTOR: (Name and address)
The Peyton Barlow Co., Inc.

360 Delaware Avenue, Suite 300
Buffalo, NY 14202

THE CONTRACT IS CHANGED AS FOLLOWS:

(Insert a detailed description of the change and, if applicable, attach or reference specific exhibits. Also include agreed upon adjustments attributable to executed Construction Change Directives.)

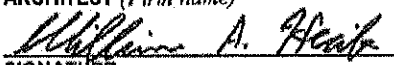
The existing asphalt driveway will not be patched and repaired where damaged during the removal and installation of the concrete sidewalks. The subbase will still be infilled with compacted granular fill. Refer to the attached PBC Job Modification #8 documentation for supplemental information.

| | |
|--|---------------|
| The original Contract Sum was | \$ 374,670.00 |
| The net change by previously authorized Change Orders | \$ 9,861.00 |
| The Contract Sum prior to this Change Order was | \$ 384,531.00 |
| The Contract Sum will be decreased by this Change Order in the amount of | \$ 2,500.00 |
| The new Contract Sum including this Change Order will be | \$ 382,031.00 |

The Contract Time will be increased by Zero (0) days.
The new date of Substantial Completion will be

NOTE: This Change Order does not include adjustments to the Contract Sum or Guaranteed Maximum Price, or the Contract Time, that have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.

Fontanese, Folts, Aubrecht, Ernst
Architects, P.C.
ARCHITECT (Firm name)

SIGNATURE

William A. Heidi, R.A., Project Architect
PRINTED NAME AND TITLE

12/21/2022
DATE

The Peyton Barlow Co., Inc.
CONTRACTOR (Firm name)

SIGNATURE

PRINTED NAME AND TITLE

DATE

Town of Aurora
OWNER (Firm name)

SIGNATURE

PRINTED NAME AND TITLE

DATE

THE
PEYTON BARLOW CO.
INCORPORATED

December 7, 2022

William A. Heidt
Fontanese Folts Aubrecht Ernst Architects P.C.
6395 West Quaker Street
Orchard Park, NY 14127

Job Modification #8

RE: TOA – Community Pool

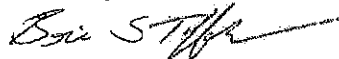
Dear William,

The following is a breakdown of the credit to not patch the existing asphalt that was removed for our work along the sidewalk and new foundation.

- PBC Credit \$ <2,500>
Total Modification: \$ <2,500>
- Additional time needed to complete project as a result of this change order. **0 Working Days**

Please contact our office at any time should you have questions regarding this change in scope.

Sincerely,



Brian Tofflemire
Project Manager

The above prices, specifications and conditions are satisfactory and are hereby accepted. The Peyton Barlow Co. is authorized to proceed with the above-mentioned changes to the original contract. Please sign and return to our office.

Date of Acceptance 12/21/22 Signature William A. Heidt

CONSTRUCTION MANAGEMENT • DESIGN BUILD • CONSULTING

WS-5 SE

APPLICATION AND CERTIFICATE FOR PAYMENT

To(OWNER): TOWN OF AURORA

Project: AURORA COMMUNITY POOL
690 SOUTH STREET
EAST AURORA, NY 14052

Application No: 3
Invoice No: 22052-3
Period To: 12/10/2022

From: THE PEYTON BARLOW CO., INC.
360 DELAWARE AVE.
SUITE 300
BUFFALO, NY 14202

Via(Architect): FFAE ARCHITECTS
6395 WEST QUAKER STREET
ORCHARD PARK, NY 14127

Architect's
Project No:

Contract For: UPDATES & REPAIRS TO TOA COMMUNITY POOL

Contract Date: 9/22/2022

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for Payment, as shown below, in connection with the Contract. Continuation Sheet, AIA Document G703, is attached.

| CHANGE ORDER SUMMARY | ADDITIONS | DEDUCTIONS |
|-----------------------------|-----------|------------|
| Approved previous months | 3,323.00 | 0.00 |
| Approved this month | 4,724.00 | 0.00 |
| TOTALS | 8,047.00 | 0.00 |
| Net change by change orders | 8,047.00 | |

- 1. ORIGINAL CONTRACT SUM..... \$ 374,670.00
- 2. Net change by Change Orders..... \$ 8,047.00
- 3. CONTRACT SUM TO DATE(Line 1 +/- 2).....\$ 382,717.00
- 4. TOTAL COMPLETED & STORED TO DATE.....\$ 318,851.15
(Column G on G703)
- 5. RETAINAGE(Column I on G703).....\$ 31,885.12
- 6. TOTAL EARNED LESS RETAINAGE.....\$ 286,966.03
(Line 4 less Line 5)
- 7. LESS PREVIOUS CERTIFICATES FOR PAYMENT..... \$ 181,552.72
(Line 6 from prior Certificate)
- 8. SALES TAX..... \$ 0.00
- 9. CURRENT PAYMENT DUE.....\$ 105,413.31*
- 10. BALANCE TO FINISH, PLUS RETAINAGE.....\$ 95,750.97
(Line 3 less Line 6)

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates or Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: THE PEYTON BARLOW CO., INC.
By: _____

Date: 12/13/2022

State of: New York County of: ERIE
Subscribed and sworn to before me this 13 day of December

Notary Public: [Signature]
My Commission expires _____

ROBERT K STEVIC
Notary Public - State of New York
No. 015T6392066
Qualified in Erie County
My Comm. Expires May 20, 2023

ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising the above application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED.....\$ 105,413.31
(Attach explanation if amount certified differs from the amount applied for.)

ARCHITECT: [Signature] Date 12/21/22
This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

CONTINUATION SHEET

AIA Document G703

AIA Document G702, APPLICATION AND CERTIFICATE FOR PAYMENT, containing Contractor's signed Certification is attached.

Application Number: 3
 Application Date: 12/6/2022
 Period To: 12/10/2022
 Architect's Project No:

| A ITEM NO. | B DESCRIPTION OF WORK | C SCHEDULED VALUE | E WORK BILLED | | F MATERIALS STORED THIS PERIOD | G TOTAL COMPLETED AND STORED TO DATE (D+E+F) | % G/C | H BALANCE TO FINISH (C-G) | I RETAINAGE |
|---------------|--------------------------|----------------------|-------------------------------------|-------------|-----------------------------------|---|-------|------------------------------|----------------|
| | | | D FROM PREV. APPLICATION (D+E+F) | THIS PERIOD | | | | | |
| 0100 | GENERAL CONDITIONS | 27,870 | 20,903 | 2,787 | 0 | 23,690 | 85 | 4,181 | 2,369 |
| 0213 | SELECT DEMO | 29,600 | 29,600 | 0 | 0 | 29,600 | 100 | 0 | 2,960 |
| 0214 | SITWORK | 22,500 | 22,500 | 0 | 0 | 22,500 | 100 | 0 | 2,250 |
| 0300 | FOUNDATIONS | 25,425 | 25,425 | 0 | 0 | 25,425 | 100 | 0 | 2,543 |
| 0310 | FLATWORK | 31,000 | 0 | 31,000 | 0 | 31,000 | 100 | 0 | 3,100 |
| 0400 | MASONRY | 21,625 | 21,625 | 0 | 0 | 21,625 | 100 | 0 | 2,163 |
| 0600 | ROUGH CARPENTRY | 29,360 | 0 | 29,360 | 0 | 29,360 | 100 | 0 | 2,936 |
| 0730 | ROOFING | 44,650 | 22,325 | 17,860 | 0 | 40,185 | 90 | 4,465 | 4,019 |
| 0800 | DOORS AND FRAMES | 7,451 | 1,863 | 4,843 | 0 | 6,706 | 90 | 745 | 671 |
| 0900 | DRYWALL | 5,800 | 0 | 5,220 | 0 | 5,220 | 90 | 580 | 522 |
| 0940 | PAINTING | 20,170 | 15,128 | 0 | 0 | 15,128 | 75 | 5,043 | 1,513 |
| 0945 | EPOXY FLOORS/WALLS | 20,440 | 0 | 0 | 0 | 0 | 0 | 20,440 | 0 |
| 1000 | TOILET ACCESSORIES | 17,120 | 4,280 | 4,280 | 0 | 8,560 | 50 | 8,560 | 856 |
| 1510 | PLUMBING | 47,600 | 23,800 | 11,900 | 0 | 35,700 | 75 | 11,900 | 3,570 |
| 1600 | ELECTRICAL | 24,059 | 12,030 | 6,015 | 0 | 18,044 | 75 | 6,015 | 1,804 |
| | <u>CHANGE ORDER #1</u> | | | | | | | | |
| JM2 | ADDL SUBPANEL | 1,075 | 0 | 1,075 | 0 | 1,075 | 100 | 0 | 108 |
| | | 1,075 | 0 | 1,075 | 0 | 1,075 | 100 | 0 | 108 |
| | <u>CHANGE ORDER #2</u> | | | | | | | | |
| JM3 | SUBGRADE PREP | 2,248 | 2,248 | 0 | 0 | 2,248 | 100 | 0 | 225 |
| | | 2,248 | 2,248 | 0 | 0 | 2,248 | 100 | 0 | 225 |
| | <u>CHANGE ORDER #3</u> | | | | | | | | |
| JM6 | ROOF FLASHING | 2,786 | 0 | 2,786 | 0 | 2,786 | 100 | 0 | 279 |
| | | 2,786 | 0 | 2,786 | 0 | 2,786 | 100 | 0 | 279 |
| | <u>CHANGE ORDER #4</u> | | | | | | | | |
| JM4 | MASONRY REPAIRS | 1,938 | 0 | 0 | 0 | 0 | 0 | 1,938 | 0 |

CONTINUATION SHEET

AIA Document G703

AIA Document G702, APPLICATION AND CERTIFICATE FOR PAYMENT, containing Contractor's signed Certification is attached.

Application Number: 3
 Application Date: 12/6/2022
 Period To: 12/10/2022
 Architect's Project No:

| A ITEM NO. | B DESCRIPTION OF WORK | C SCHEDULED VALUE | E WORK BILLED | | F MATERIALS STORED THIS PERIOD | G TOTAL COMPLETED AND STORED TO DATE (D+E+F) | H % G/C | H BALANCE TO FINISH (C-G) | I RETAINAGE |
|---------------|--------------------------|----------------------|-------------------------------------|------------------|-----------------------------------|---|------------|------------------------------|----------------|
| | | | D FROM PREV. APPLICATION (D+E+F) | E THIS PERIOD | | | | | |
| | CHANGE ORDER #4 | 1,938 | 0 | 0 | 0 | 0 | 0 | 1,938 | 0 |
| | Totals | 382,717 | 201,725 | 117,126 | 0 | 318,851 | 83 | 63,866 | 31,885 |

WS-6

SF

TOWN OF AURORA, NEW YORK

**RESOLUTION SUPPORTING THE NOMINATION OF THE WEST FALLS DEPOT TO
THE NATIONAL REGISTER OF HISTORIC PLACES**

WHEREAS, historic properties and buildings in the Town of Aurora contribute significantly to the visual character, quality of life, and culture of the community; and

WHEREAS, the New York State and National Registers of Historic Places are the official lists of buildings, structures, districts, objects, and sites significant in the history, architecture, archeology, engineering, and culture of New York and the nation which are worthy of preservation; and

WHEREAS, the 1980 New York State Historic Preservation Act and the 1966 National Historic Preservation Act provide municipalities with the ability to nominate historic resources to the New York State and National Registers of Historic Places; and

WHEREAS, the former Buffalo, Rochester & Pittsburgh Railway West Falls Passenger and Freight Station (“West Falls Depot”) located at 397 Old Glenwood Road, West Falls, New York 14170, has been deemed eligible for listing on the State Register of Historic Places by the New York State Historic Preservation Office; and

WHEREAS, Conor Schneider, the current owner of the West Falls Depot, has submitted an application with the New York State Historic Preservation Office on December 13, 2022, to list the West Falls Depot on the State and National Registers of Historic Places; and

WHEREAS, the West Falls Depot is of primary historical significance to the Town of Aurora and the Hamlet of West Falls for its association with the region’s growth and development and its role related to the expansion and operation of the Buffalo, Rochester & Pittsburgh Railway Company during its period of significance from 1883 to 1955 during which time the West Falls Depot served as the nerve center of the community and principal link to the rest of the country; and

WHEREAS, the West Falls Depot is an exemplary model of the distinctive architectural characteristics of a Queen Anne Style Train Station and is also the only remaining wooden train depot on the Buffalo Division of the former Buffalo, Rochester & Pittsburgh Railway Company and is one of two remaining wooden train depots built by the Buffalo, Rochester & Pittsburgh Railway Company on its mainline track between Buffalo, New York and Pittsburgh, Pennsylvania; and

WHEREAS, the West Falls Depot is prominently located directly between the New York State Route 240 section of the Western New York Southtowns Scenic Byway and the developing multi-use Erie Cattaraugus Rail Trail; and

WHEREAS, the Town of Aurora recognizes the many benefits listing the West Falls Depot on the State and National Registers of Historic Places will have for the preservation and restoration efforts of the West Falls Depot and the positive contribution the West Falls Depot adds as a resource to the development of the multi-use Erie Cattaraugus Rail Trail; now

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TOWN OF AURORA

575 OAKWOOD AVENUE, EAST AURORA, NY 14052
BUILDING DEPARTMENT
(716) 652-7591

MEMO

TO: Supervisor Bach and Town Board Members
FROM: Elizabeth Cassidy, Code Enforcement Officer
DATE: December 21, 2022

I respectfully request approval for a payout for the remaining comp time I have accrued in 2022. The funds would be transferred from the Assistant Code Enforcement Budget line.

liz

37.75 HOURS

5H



BUDGET TRANSFER REQUEST FORM

Please note the following guidelines:

- A shortage of **less than \$750 per line** can be satisfied with this form requesting a budget transfer(s) between lines that are **within the responsibility of a single Department Head**. These will require the **approval of the Supervisor**.
- A shortage of **\$750 or more per line** can be satisfied with this form requesting a budget transfer(s) between lines that are **within the responsibility of a single Department Head**. These will require the approval of the Town Board.
- A shortage of **any amount** can be satisfied with this form requesting a budget transfer(s) between lines which fall under the responsibility of **different Department Heads**. These will require the approval of the Town Board.
- Budget transfers must be made **PRIOR** to the expenditure.
- All budget transfers must be submitted to the **Supervisor's Office** using this form.

DEPARTMENT HEAD NAME (printed): Elizabeth Cassidy
 SIGNATURE: [Signature] DATE: 12/20/22

| | | | |
|----------------------|--|--|--|
| 1. \$ <u>1179.69</u> | FROM: <u>A 3620-103</u> ✓ <small>ACCT NO.</small> | <u>Assistant Code Enf Officer</u> <small>ACCT TITLE</small> | <u>8061.63</u> ✓ <small>CURRENT BALANCE</small> |
| | TO: <u>A 3620-100</u> ✓ <small>ACCT NO.</small> | <u>Code Enf. Officer</u> <small>ACCT TITLE</small> | <u>3750.00</u> ✓ <small>CURRENT BALANCE</small> |
| | REASON: <u>COVER CAMP TIME PAYMENT IN 2022.</u> | | |
| 2. \$ _____ | FROM: _____ <small>ACCT NO.</small> | _____ <small>ACCT TITLE</small> | _____ <small>CURRENT BALANCE</small> |
| | TO: _____ <small>ACCT NO.</small> | _____ <small>ACCT TITLE</small> | _____ <small>CURRENT BALANCE</small> |
| | REASON: _____ | | |
| 3. \$ _____ | FROM: _____ <small>ACCT NO.</small> | _____ <small>ACCT TITLE</small> | _____ <small>CURRENT BALANCE</small> |
| | TO: _____ <small>ACCT NO.</small> | _____ <small>ACCT TITLE</small> | _____ <small>CURRENT BALANCE</small> |
| | REASON: _____ | | |
| 4. \$ _____ | FROM: _____ <small>ACCT NO.</small> | _____ <small>ACCT TITLE</small> | _____ <small>CURRENT BALANCE</small> |
| | TO: _____ <small>ACCT NO.</small> | _____ <small>ACCT TITLE</small> | _____ <small>CURRENT BALANCE</small> |
| | REASON: _____ | | |
| 5. \$ _____ | FROM: _____ <small>ACCT NO.</small> | _____ <small>ACCT TITLE</small> | _____ <small>CURRENT BALANCE</small> |
| | TO: _____ <small>ACCT NO.</small> | _____ <small>ACCT TITLE</small> | _____ <small>CURRENT BALANCE</small> |
| | REASON: _____ | | |

APPROVALS:

SUPERVISOR SIGNATURE : _____
 TOWN BOARD MEETING APPROVAL DATE: _____

Date: _____
 Action #: _____

2023 Pay Rates
 As of 12/31/2022
 Seasonal Employees
 NYS minimum Wage \$14.20 per hour (from \$13.20 2022)

51

| Position/Year | 1 | 2 | 3 | 4 | 5 | 6 | |
|---|----------------|----------|----------|----------|----------|----------|----------|
| Recreation Attendants, Sports, Program Assistants, Day Camp (HS), Tennis (HS) | Junior (HS) | \$ 15.00 | \$ 15.25 | \$ 15.50 | \$ 15.75 | \$ 16.00 | \$ 16.25 |
| | Senior (Other) | \$ 15.10 | \$ 15.35 | \$ 15.60 | \$ 15.85 | \$ 16.10 | \$ 16.35 |
| STAR, Theater, Best of Broadway | \$ 15.10 | \$ 15.35 | \$ 15.60 | \$ 15.85 | \$ 16.10 | \$ 16.35 | |
| Lifeguards | \$ 15.50 | \$ 15.75 | \$ 16.00 | \$ 16.25 | \$ 16.50 | \$ 16.75 | |
| Certified Water Safety Instructors (Only when teaching) | \$ 16.50 | \$ 16.75 | \$ 17.00 | \$ 17.25 | \$ 17.50 | \$ 17.75 | |
| Day Camp Counselors (College), Excl. Little (College), STAR (College), Track (College), Tennis (College) | \$ 15.50 | \$ 15.75 | \$ 16.00 | \$ 16.25 | \$ 16.50 | \$ 16.75 | |
| Head Lifeguard, Adult Supervisors, Head Tennis Coach | \$ 16.75 | \$ 17.00 | \$ 17.25 | \$ 17.50 | \$ 17.75 | \$ 18.00 | |
| Swim Lesson Coordinator, Facility Manager | \$ 17.50 | \$ 17.75 | \$ 18.00 | \$ 18.25 | \$ 18.50 | \$ 18.75 | |
| Day Camp Program Coordinator | \$ 16.75 | \$ 17.00 | \$ 17.25 | \$ 17.50 | \$ 17.75 | \$ 18.00 | |
| Exclusively Little Teacher | \$ 16.50 | \$ 16.75 | \$ 17.00 | \$ 17.25 | \$ 17.50 | \$ 17.75 | |
| EAST Coach | \$ 17.00 | \$ 17.25 | \$ 17.50 | \$ 17.75 | \$ 18.00 | \$ 18.25 | |



Town of Aurora
 Department of Parks & Recreation

575 Oakwood Avenue
 East Aurora, New York 14052

5J

recreation@townofaurora.com
 www.aurorarec.com

To: Town Board
 From: Chris Musshafen
 Date: 12/21/2022
 Re: Wage Rage Increase 2023

Approval is requested to increase the wages of the employees listed below on 12/31/22. These wage increases comply with the pay rate chart for 2023 that was approved during the budget process.

| Employee | Position | Current Rate | 2023 Rate | Position | Current Rate | 2023 Rate |
|---------------------|---------------|--------------|-----------|----------|--------------|-----------|
| AURES, KATHRYN | Rec Attendant | \$14.90 | \$16.60 | | | |
| BEDARD, MICHELLE | Rec Attendant | \$14.90 | \$16.60 | | | |
| BELLO, OLIVIA | EAST Coach | \$14.70 | \$17.50 | | | |
| BIGGS, OLIVER | Day Camp Co. | \$15.10 | \$17.00 | | | |
| BRINKER, ANNA | Lifeguard | \$13.60 | \$15.50 | | | |
| CASSIDY, MEGAN | Rec Attendant | \$13.30 | \$15.00 | | | |
| CARNEY, DEAGLAN | Rec Attendant | \$13.30 | \$15.00 | | | |
| DAVIDSON, ANNA | EAST Coach | \$16.20 | \$19.00 | | | |
| DIXON, ALISSA | DC Counselor | \$14.60 | \$16.25 | | | |
| DROZDOWSKI, JESSICA | Lifeguard | \$14.10 | \$16.00 | WSI | \$14.85 | \$16.75 |
| DVORAK, JAMESON | Lifeguard | \$13.60 | \$15.50 | | | |
| FAULKNER, JESSIE | EAST Coach | \$15.60 | \$17.25 | | | |
| FEE, DYLAN | DC Counselor | \$14.30 | \$16.00 | | | |
| FELTON, TESS | EAST Coach | \$15.50 | \$18.25 | | | |
| GEORGE, ELAINE | DC Counselor | \$14.30 | \$16.00 | | | |
| HOLLAND, ANNABEL | Rec Attendant | \$13.30 | \$15.00 | | | |
| HERR, ALEXANDER | Lifeguard | \$13.85 | \$15.75 | WSI | \$14.60 | \$16.50 |
| KASUBOWSKI, CASSIE | Lifeguard | \$13.60 | \$15.50 | | | |
| LAMBERT, TIMOTHY | EAST Coach | \$14.90 | \$17.25 | | | |
| LITTLE, BRENDEN | Lifeguard | \$13.60 | \$15.50 | | | |
| MARSHALL, ELLIOTT | Lifeguard | \$13.60 | \$15.50 | | | |

| | | | | | | |
|--------------------|--------------------|---------|---------|-----|---------|---------|
| MOFFAT, CHARLES | Rec Attendant | \$13.55 | \$15.25 | | | |
| MRUZIK, LILLIAN | Lifeguard | \$13.85 | \$15.75 | WSI | \$14.60 | \$16.50 |
| MUCKLEWEE, JORDAN | DC Counselor | \$14.30 | \$16.00 | | | |
| OSUCHA, ELIZABETH | EAST Coach | \$15.00 | \$17.50 | | | |
| RANDALL, EDWARD | Lifeguard | \$13.85 | \$15.75 | | | |
| ROBERTS, HENRY | Lifeguard | \$13.60 | \$15.50 | | | |
| SIENER, ABBY | Ex. Little Teacher | \$14.60 | \$16.50 | | | |
| SIENER, PAIGE | Ex. Little Teacher | \$14.60 | \$16.50 | | | |
| TRESMOND, JADA | Rec Attendant | \$13.30 | \$15.00 | | | |
| TRESMOND, JAMES | Rec Attendant | \$13.30 | \$15.00 | | | |
| VALENTINE, MEGAN | Lifeguard | \$13.60 | \$15.50 | | | |
| VALENTINE, WESTON | Lifeguard | \$13.85 | \$15.75 | WSI | \$14.60 | \$16.50 |
| WANGELIN, SAM | Lifeguard | \$13.85 | \$15.75 | | | |
| WILBER, GREGORY | Lifeguard | \$13.60 | \$15.50 | | | |
| WILLIAMS, NICHOLAS | Lifeguard | \$13.60 | \$15.50 | | | |
| WINFIELD, JACOB | Lifeguard | \$13.60 | \$15.50 | WSI | \$14.60 | \$16.50 |



5K

BUDGET TRANSFER REQUEST FORM

Please note the following guidelines:

- A shortage of **less than \$750 per line** can be satisfied with this form requesting a budget transfer(s) between lines that are **within the responsibility of a single Department Head**. These will require the **approval of the Supervisor**.
- A shortage of **\$750 or more per line** can be satisfied with this form requesting a budget transfer(s) between lines that are **within the responsibility of a single Department Head**. These will require the approval of the Town Board.
- A shortage of **any amount** can be satisfied with this form requesting a budget transfer(s) between lines which fall under the **responsibility of different Department Heads**. These will require the approval of the Town Board.
- Budget transfers must be made **PRIOR** to the expenditure.
- **All budget transfers must be submitted to the Supervisor's Office using this form.**

DEPARTMENT HEAD NAME (printed): KATHLEEN MOFFAT
 SIGNATURE: *Kathleen Moffat* DATE: 12/2/12

| | | | |
|---------------------|--|--|--|
| 1. \$ <u>882.00</u> | FROM: <u>A 9790.700</u> <small>ACCT NO.</small> | <u>NYPA INTEREST</u> <small>ACCT TITLE</small> | <u>\$3936.95</u> <small>CURRENT BALANCE</small> |
| | TO: <u>A 9790.600</u> <small>ACCT NO.</small> | <u>NYPA PRINCIPAL</u> <small>ACCT TITLE</small> | <u>(+881.95)</u> <small>CURRENT BALANCE</small> |
| | REASON: <u>Variable Interest Rate Loan</u> | | |
| 2. \$ _____ | FROM: _____ <small>ACCT NO.</small> | _____ <small>ACCT TITLE</small> | _____ <small>CURRENT BALANCE</small> |
| | TO: _____ <small>ACCT NO.</small> | _____ <small>ACCT TITLE</small> | _____ <small>CURRENT BALANCE</small> |
| | REASON: _____ | | |
| 3. \$ _____ | FROM: _____ <small>ACCT NO.</small> | _____ <small>ACCT TITLE</small> | _____ <small>CURRENT BALANCE</small> |
| | TO: _____ <small>ACCT NO.</small> | _____ <small>ACCT TITLE</small> | _____ <small>CURRENT BALANCE</small> |
| | REASON: _____ | | |
| 4. \$ _____ | FROM: _____ <small>ACCT NO.</small> | _____ <small>ACCT TITLE</small> | _____ <small>CURRENT BALANCE</small> |
| | TO: _____ <small>ACCT NO.</small> | _____ <small>ACCT TITLE</small> | _____ <small>CURRENT BALANCE</small> |
| | REASON: _____ | | |
| 5. \$ _____ | FROM: _____ <small>ACCT NO.</small> | _____ <small>ACCT TITLE</small> | _____ <small>CURRENT BALANCE</small> |
| | TO: _____ <small>ACCT NO.</small> | _____ <small>ACCT TITLE</small> | _____ <small>CURRENT BALANCE</small> |
| | REASON: _____ | | |

APPROVALS:
 SUPERVISOR SIGNATURE : _____
 TOWN BOARD MEETING APPROVAL DATE: _____

Date: _____
 Action #: _____

52

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



MARTHA L. LIBROCK
(716) 652-3280
townclerk@townofaurora.com

TOWN OF AURORA

575 Oakwood Avenue, East Aurora, NY 14052

www.townofaurora.com

MEMO

TO: Aurora Town Board
FROM: Kathleen Moffat
RE: Budget Amendment: Insurance Recovery Highway Vehicles
DATE: 12/27/22

I respectfully request approval to amend the budget to record an insurance recovery check sent for an accident that occurred on 10/18/22 between two highway vehicles. The amendment is as follows:

- Increase revenue line DB 2680 Insurance Recoveries by \$5,191.60
- Increase appropriation line DB 5130.432 Materials & Supplies by \$5,191.60

Town of Aurora Building Department
Monthly Report - November 2022

6A

| | Town | Village | Totals |
|-------------------------|--------------|--------------|---------------|
| Permits Issued | | | |
| Number of Permits | 15 | 12 | 27 |
| Current Month Fee Total | \$ 2,233.25 | \$ 9,634.75 | \$ 11,868.00 |
| 2022 Year Fee Total | \$ 95,945.26 | \$ 30,507.95 | \$ 126,453.21 |
| 2021 Year Fee Total | \$ 86,099.83 | \$ 21,283.82 | \$ 107,383.65 |

| | | | |
|------------------------------|----|----|-----|
| Inspections Completed | | | |
| Building Permit | 85 | 25 | 110 |
| Fire Safety | 2 | 14 | 16 |
| Complaint/Violation | 5 | 1 | 6 |

| | | | |
|--------------------------|----|---|----|
| Notices Sent | | | |
| Permits Expiring Soon | 13 | 6 | 19 |
| Permit Expired | 3 | 1 | 4 |
| Violations | 3 | 2 | 5 |
| 2nd Notice Violations | 1 | 1 | 2 |
| Zoning Compliance Letter | 0 | 1 | 1 |
| False Alarm | 4 | - | 4 |

| | | | |
|---------------------------------|---|---|---|
| Reviews | | | |
| Zoning Board Cases - New | 0 | 0 | 0 |
| Site Plan Applications | 1 | 0 | 1 |
| Special Use Permit Applications | 0 | 1 | 1 |
| ODA Applications | 0 | 0 | 0 |

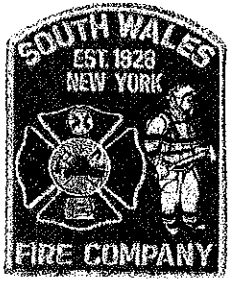
Town of Aurora

Building Permit Fee Report - by Issued Date: 11/01/2022 - 11/30/2022

| Permit# | Location | Issued | Description | Square Ft | Project Cost | Permit Fee | Rec Fee | Water Fee | Sec Dep |
|-----------|------------------------|----------|--|-----------|--------------|------------|---------|-----------|---------|
| 2022-0425 | 192 Center St | 11/01/22 | Addition, kitchen renovations and new co | 1,011.00 | 125,000.00 | 448.75 | | | |
| 2022-0426 | 160 Blake Hill Rd | 11/01/22 | Kitchen Remodel | 171.00 | 50,000.00 | 145.50 | | | |
| 2022-0427 | 319 Windsor Ln | 11/02/22 | Installation of Patio Door; opening larg | | 18,734.00 | 110.00 | | | |
| 2022-0428 | 255-257 South Grove St | 11/03/22 | Repair/Replace 20 LF block foundation wa | | 25,000.00 | 110.00 | | | |
| 2022-0429 | 1897 Davis Rd | 11/04/22 | Concrete slab and plumbing rough-in for | 495.00 | 40,000.00 | 163.75 | | | |
| 2022-0430 | 1266 Surrey Run | 11/07/22 | Fence - wood privacy in rear yard | | 5,000.00 | 50.00 | | | |
| 2022-0431 | 655 Persons St | 11/08/22 | Tenant space buildout - No Illusions Dis | 1,639.00 | 15,000.00 | 879.50 | | | |
| 2022-0432 | 771 Center St | 11/08/22 | (RI 21-384) Shed | 160.00 | | 29.50 | | | |
| 2022-0433 | 167 Walnut St | 11/08/22 | Single Family Dwelling with Attached Gar | 4,180.00 | 410,925.00 | 2165.00 | | | |
| 2022-0434 | 169 Walnut St | 11/08/22 | Single Family Dwelling with Attached Gar | 3,613.00 | 528,675.00 | 1881.50 | | | |
| 2022-0435 | 175 Walnut St | 11/08/22 | Single Family Dwelling with Attached Gar | 3,846.00 | 408,675.00 | 1998.00 | | | |
| 2022-0436 | 185 Walnut St | 11/08/22 | Single Family Dwelling with Attached Gar | 3,115.00 | 371,925.00 | 1632.50 | | | |
| 2022-0437 | 289 Perry St | 11/09/22 | Front porch | 152.00 | 5,000.00 | 78.00 | | | |
| 2022-0438 | 100 Stewart Ct | 11/09/22 | Renovations 1st & 2nd floor | 1,944.00 | 350,000.00 | 546.00 | | | |
| 2022-0439 | 2634 Blakeley Rd | 11/09/22 | Generator | | 8,122.07 | 75.00 | | | |
| 2022-0440 | 598 Buffalo Rd | 11/09/22 | Generator | | 10,399.47 | 75.00 | | | |
| 2022-0441 | 208 Dorchester Rd | 11/10/22 | Interior Renovation-bathroom | 44.00 | 1,000.00 | 110.00 | | | |
| 2022-0442 | 1275 Underhill Rd | 11/10/22 | Pole Barn | 960.00 | 19,460.00 | 280.00 | | | |
| 2022-0443 | 20 Highland Dr | 11/10/22 | Shed | 120.00 | 4,500.00 | 70.00 | | | |
| 2022-0444 | 14 Millstone Dr. | 11/16/22 | Generator installation | | 10,807.00 | 150.00 | | | |
| 2022-0445 | 330 North St | 11/16/22 | Removal of existing one car garage and r | 384.00 | 30,000.00 | 136.00 | | | |
| 2022-0446 | 31 Willis Rd | 11/16/22 | Construct lean to attached to garage | 128.00 | 500.00 | 72.00 | | | |
| 2022-0447 | 13 Creekstone Dr. | 11/28/22 | Generator | | 5,000.00 | 75.00 | | | |
| 2022-0448 | 404 Buffalo Rd | 11/28/22 | Interior Renovations - 1st floor kitchen | 674.00 | 100,000.00 | 397.00 | | | |
| 2022-0449 | 839 Mill Rd | 11/17/22 | Special Permit - Chickens - ZBA #1422 - | | | 25.00 | | | |
| 2022-0450 | 839 Mill Rd | 11/29/22 | Shed | 200.00 | 10,942.00 | 90.00 | | | |
| 2022-0451 | 2762 Blakeley Rd | 11/30/22 | Generator | | 9,400.00 | 75.00 | | | |

Total Count: 27

2,564,064.54 11868.00



South Wales Fire Comj

6406 Olean Rd, South Wales, NY 14139-9775 Phone: (716) 652-6659

CB

December 8, 2022

Jim Bach and Members of the Town Board
Town of Aurora
575 Oakwood Ave.
East Aurora, NY 14052

Dear Supervisor Bach and Members of the Town Board,

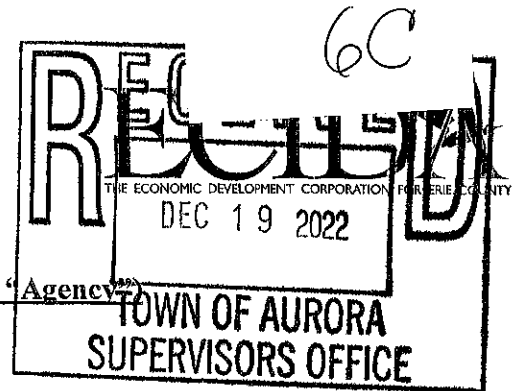
On behalf of the South Wales Fire Company, I want to thank you for your distribution of ARPA (American Rescue Plan Act) funds. These monies that reflect the Town of Aurora portion of our fundraising losses during the height of the COVID pandemic will be used to benefit our ability to communicate with our community and the public at large via a new electronic fire station sign.

We wish you all a happy holiday season and all good things in the year to come.

Sincerely,

Charlene Schneckenberger
President

December 16, 2022



**RE: Erie County Industrial Development Agency (the "Agency")
Amendment to Uniform Tax Exemption Policy
Economic Inclusion PILOT Policy**

Please accept this correspondence as notice from the Agency, pursuant to Section 874 of the New York General Municipal Law ("GML") and pursuant to the Agency's Uniform Tax Exemption Policy ("UTEP"), informing you of the Agency's contemplated action to amend its UTEP.

Enclosed herein is the Agency's proposed draft Economic Inclusion PILOT Policy (the "EIPP"), that is being considered by the Agency for approval as an addendum to the Agency's UTEP.

The purpose of the EIPP is to promote, encourage, and maximize opportunities for minorities and woman to experience economic progress. The EIPP provides additional real property tax abatement benefits, above and beyond those currently provided for in the UTEP, for companies that meet the EIPP minimum 30% MWBE (25% MBE and 5% WBE) utilization rate for construction activities, and a 30% minorities and women (minimum 20% minority and at least 30% minorities or women) job creation and/or retention rate. In support of the EIPP, and in compliance with the UTEP, the Agency is required to consider the following factors prior to approving the proposed EIPP as an addendum/amendment to the UTEP:

1. The extent to which the EIPP will create or retain permanent, private sector jobs. The EIPP encourages job creation and retention by incentivizing minority and women hiring.
2. The estimated value of tax exemptions to be provided. The EIPP will provide additional real property tax abatement beyond the existing UTEP real property tax abatement schedules, the exact value of the exemption/abatement based on each project's individual and unique investment.
3. Whether affected taxing jurisdictions shall be reimbursed by a project occupant if the project does not fulfill the purposes for which an exemption was provided. Existing UTEP reimbursement provisions will continue to apply.
4. The impact of the EIPP on existing and proposed businesses and economic development projects in the vicinity. The impact of the EIPP is a positive one on the community, as it will promote job opportunities, general prosperity and economic welfare for women and minority residents of Erie County.
5. The amount of private sector investment generated or likely to be generated by the EIPP. Given that the EIPP provides only an enhancement to existing real property tax abatements, it will result in the same, or perhaps greater, private sector investment than what is generated under the current UTEP.

6. The demonstrated public support for the EIPP. Elected officials from the City of Buffalo and the County of Erie, as well as local business leaders, have expressed support for the EIPP.
7. The likelihood of accomplishing the proposed EIPP in a timely fashion. It is anticipated that the EIPP will become effective by the first quarter of 2023.
8. The effect of the EIPP upon the environment. The EIPP will not have an adverse impact upon the environment.
9. The extent to which the EIPP will require the provision for additional services. The EIPP will not require any additional services beyond those already in existence.
10. The extent to which the EIPP will provide additional sources of revenue for municipalities and school districts. The EIPP is a positive one economically, in that the PILOT payments made under the EIPP payment schedule will be greater than what would otherwise be collected in the event the project is not undertaken.

Please be advised that representatives from the Agency will be present and discuss the proposed EIPP at a scheduled EIPP information session, to be conducted via Zoom Webinar, and to be held at 12:00 pm on January 9, 2022. As a taxing jurisdiction official, you are invited to attend the EIPP informational session. To register for this webinar, go to:

https://us02web.zoom.us/webinar/register/WN_GsGV5iF7QsCBZAyyINp1jA

In addition, the Agency invites you to provide written comments, which will be reviewed at the Agency's meeting scheduled to be held at 12:00 p.m. on March 22, 2023 at 12:00 p.m. which the Agency contemplates taking action on the EIPP. I also welcome you to attend the Agency's meeting and provide verbal comments and questions.

All written comments can be directed to the Agency at 95 Perry Street, Suite 403, Buffalo, New York 14203. I also welcome and encourage you to contact me with any questions or for additional information regarding the proposed EIPP. I can be reached at jcappell@ecidany.com and at (716) 856-6525.

Very truly yours,



President & CEO

ERIE COUNTY INDUSTRIAL DEVELOPMENT AGENCY

Economic Inclusion PILOT Policy

I. Introduction

The Erie County Industrial Development Agency (the "Agency") recognizes that economic development and inclusion activities associated with Agency financial assistance can create substantial direct and indirect benefits for minorities and women. To enhance the beneficial impact of projects and investments receiving Agency financial assistance, and to further the Agency's goal of advancing opportunities for a Minority Business Enterprise (MBE)¹ and/or a Women Business Enterprise (WBE)² and for purposes herein, the abbreviation "MWBE" shall mean a Minority or Women Owned Business Enterprise), and to also advance employment opportunities for minorities and women in general, the Agency has established the Economic Inclusion PILOT Policy (the "EIP Policy").

II. Goals and Objectives

The goal of the EIP Policy is to promote, encourage, and maximize opportunities for minorities and woman to experience economic progress by establishing a minimum 30% MWBE (25% MBE and 5% WBE) utilization rate for construction activities, and a 30% minorities and women (minimum 20% minority and at least 30% minorities or women) job creation and/or retention rate.

To obtain this goal, the EIP Policy is designed to encourage and incentivize recipients of Agency financial assistance, consisting of a real property tax abatement via an Agency payment-in-lie-of-tax agreement (a "PILOT Agreement"), to: (i) commit to utilizing and employing MWBE construction and professional service companies and firms during a project's construction period, and, (ii) during the post construction period, to commit to certain minority and women hiring goals and/or job retention goals, while also implementing certain procurement, equity and inclusion, training, and mentorship goals. In return for committing to the foregoing, the Agency would then utilize the new EIP PILOT Agreement providing for enhanced real property tax abatement benefits, above and beyond those provided by the standard Agency PILOT Agreements.

¹ Under Article 15-A of the New York Executive Law, an MBE is a business enterprise in which at least fifty-one percent (51%) is owned, operated and controlled by citizens or permanent resident aliens who are meeting the ethnic definitions listed below:

- Black: Persons having origins from any of the Black African racial groups.
- Hispanic: Persons of Mexican, Puerto Rican, Dominican, Cuban, Central or South American descent of either Native American or Latin American origin, regardless of race.
- Asian-Pacific: Persons having origins from the Far East, Southeast Asia or the Pacific Islands.
- Asian-Indian Subcontinent: Persons having origins from the Indian subcontinent.
- Native American or Alaskan Native: Persons having origins in any of the original peoples of North America.

² Under Article 15-A of the New York Executive Law, a WBE is a business enterprise in which at least fifty-one percent (51%) is owned, operated and controlled by citizens or permanent resident aliens who are women.

III. EIP Policy PILOT Schedules

Pursuant to the Agency's Uniform Tax Exemption Policy (the "UTEP"), real property tax abatement benefits are available with varying abatement percentages for either a standard 5-year, 7-year, or 10-year benefit period term (collectively, the "Agency PILOT Programs") determined via Agency staff application of the PILOT Determination Scoring Worksheet for each particular project. In effect, upon receipt of an application for financial assistance, Agency staff identifies the standard PILOT Agreement benefit period term based upon each applicant's individual application and related project information. Under the EIP Policy, the abatement percentages and benefit period term of the standard Agency PILOT Programs can now be enhanced, as depicted below, to encourage utilization of MWBE firms, employment and retention of women and minority employees, as well as procurement, equity and inclusion, training and mentorship goals.

A) Standard Five Year PILOT Schedule and EIP Enhancement

| | 1 | 2 | 3 | 4 | 5 | 6 | 7 |
|----------------------|-----|-----|-----|-----|-----|-----|-----|
| Standard % Abatement | 75% | 65% | 55% | 45% | 35% | 0% | 0% |
| EIP Tier 1 | 80% | 75% | 70% | 65% | 60% | 55% | 0% |
| EIP Tier 2 | 80% | 75% | 70% | 65% | 60% | 55% | 50% |

B) Standard Seven Year PILOT Schedule and EIP Enhancement

| | 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 |
|----------------------|-----|-----|-----|-----|-----|-----|-----|-----|-----|
| Standard % Abatement | 95% | 90% | 85% | 80% | 75% | 70% | 65% | 0% | 0% |
| EIP Tier 1 | 95% | 95% | 90% | 90% | 80% | 75% | 70% | 65% | 0% |
| EIP Tier 2 | 95% | 95% | 90% | 90% | 80% | 75% | 70% | 65% | 50% |

C) Standard Ten Year PILOT Schedule and EIP Enhancement

| | 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 |
|----------------------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|
| Standard % Abatement | 95% | 90% | 85% | 85% | 80% | 80% | 75% | 75% | 70% | 65% | 0% | 0% |
| EIP Tier 1 | 95% | 95% | 90% | 90% | 85% | 85% | 80% | 80% | 75% | 75% | 70% | 0% |
| EIP Tier 2 | 95% | 95% | 90% | 90% | 85% | 85% | 80% | 80% | 75% | 75% | 70% | 50% |

IV. EIP Policy Implementation

Consistent with standard practices, Agency staff will initially evaluate a project, utilizing the PILOT Determination Scoring Worksheet, to determine the standard/initial five, seven or ten year PILOT Agreement term.

An applicant may then opt to work towards qualifying for the EIP Enhancement PILOT by meeting meet *both* Construction Period Obligations and Post-Construction Period Obligations.

A) Construction Period Obligations.

Construction Period Obligations require the applicant to meet a 30% MWBE (25% MBE and 5% WBE) utilization rate, based upon total construction contract value, for construction activities.³ If an applicant is unable to meet the Construction Period Obligations, but has demonstrated good faith efforts to do so, as defined and described within the instructions to the Agency's Application for Financial Assistance, the applicant will be deemed to have met the Construction Period Obligations.

If the Construction Period obligations have been met, the applicant will then need to meet the Post-Construction Period Obligations.

B) Post-Construction Period Obligations

(1) EIP Tier 1 Enhancement Post-Construction Obligations

To meet the EIP Tier 1 Enhancement (at either the 5, 7, or 10 year standard PILOT Agreement term) the applicant will need to: (i) meet the approved job retention and creation goals, (ii) demonstrate that it has met a 30% minority and women (minimum 20% minority and at least 30% minorities or women) job creation requirement as approved per item (i), within two years after project completion, (iii) maintain those hires/percentages during the term of the applicable PILOT Agreement, and (iv) complete at least two (2) of the EIP Policy Best Practices, as described below.

(2) EIP Tier 2 Enhancement Post-Construction Obligations

To meet the EIP Tier 2 Enhancement (at either the 5, 7, or 10 year standard PILOT Agreement term) the applicant will need to: (i) meet the approved job retention goals, (ii) demonstrate that it has total workforce (jobs retained) consisting of 30% minorities and women (minimum 20% minority and at least 30% minorities or women), based upon total workforce commitments as approved per item (i), within two years after project completion, (iii) maintain those percentages during the term of the applicable PILOT Agreement, and (iv) complete at least one (1) of the EIP Policy Best Practices, as described below.

(3) EIP Policy Best Practices

(i) Procurement Practice. Applicant establishment of MWBE procurement goals for operations including supplies, equipment and/or professional services of 10% of applicant's operational contract purchases which are within its local control for the term of the PILOT Agreement, and annual reporting to the Agency during the term of the PILOT Agreement with respect to same.

(ii) Diversity & Inclusion Practice. Applicant creation of a Diversity & Inclusion policy, in alignment with requirements to be developed and amended by the Agency

³ The Agency will utilize and rely upon Erie County, City of Buffalo, and New York State databases to confirm MBE/WBE certification.

from time to time, for its organization with identified goals and objectives metrics for the term of the PILOT Agreement, and annual reporting to the Agency during the term of the PILOT Agreement with respect to same.

(iii) Annual Training Practice. Applicant's management and/or key staff participation in annual training or specified Diversity & Inclusion activities, in alignment with requirements to be developed and amended by the Agency from time to time for the term of the PILOT Agreement, and annual reporting to the Agency during the term of the PILOT Agreement with respect to same.

(iv) Mentorship Practice. Applicant development of and/or participation in mentorship program(s) designed to support MWBE businesses and/or minority and women candidates for leadership positions within its organization or in its occupational field for the term of the PILOT Agreement, and annual reporting to the Agency during the term of the PILOT Agreement with respect to same.

(C) Enforcement

Failure to meet and/or maintain Construction Period Obligations and Post-Construction Period Obligations will result in the applicant being unable to claim or to continue to claim the EIP Enhancement for the remaining term of the PILOT Agreement, and the administrative/procedural amendment of the PILOT Agreement to default to the terms of the otherwise applicable standard Agency PILOT Program.

V. Effective Date

This EIP Policy shall be effective as of March 1, 2023, and shall be applicable and made available to Agency applicants for financial assistance for which the Agency adopts an Inducement Resolution after March 1, 2023.