

July 28, 2014

A meeting of the Town Board of the Town of Aurora took place on Monday, July 28, 2014, at 7:00 p.m. in the Town Hall Auditorium, 300 Gleed Avenue, East Aurora, New York.

Members Present:	Susan A. Friess	Councilwoman
	Jeffrey T. Harris	Councilman
	Charles D. Snyder	Councilman
	Jolene M. Jeffe	Councilwoman
	James J. Bach	Supervisor

Others Present:	Ronald Bennett	Town Attorney
	William Kramer	Code Enforcement Officer
	William Adams	Planning Board
	David Gunner	Highway Superintendent
	William Wheeler	Engineer – CRA
	Ronald Krowka	Chief of Police

Supervisor Bach opened the meeting at 7:00 p.m. with the Pledge of Allegiance to the Flag.

Councilwoman Friess moved to approve the minutes of the July 14, 2014 Town Board meeting; seconded by Councilman Snyder. Upon a vote being taken: ayes – five	noes – none	Motion carried.	Action # 235 7/14/14 TB meeting minutes aprvd.
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AUDIENCE I: none

UNFINISHED BUSINESS: none

NEW BUSINESS:

Councilwoman Jeffe moved to accept a \$200 donation from Greg Merkle for the Gleed Baseball Diamond Project. The funds will be deposited to TA1000.112. Councilman Harris seconded the motion. Upon a vote being taken: ayes – five	noes – none	Motion carried.	Action #236 Donation for Gleed Baseball Diam. Proj accepted
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The Town Board discussed, at length, the request from Donald Pressing Jr. for a one-year extension to complete a building at 992 Olean Road. Attorney Bennett stated that restrictive covenant that dictates when the building is to be completed binds both the Town and the property owner.

Councilman Snyder moved to deny the request from Donald Pressing Jr. for a one-year extension to the restrictive covenant condition that the pole barn he proposed to build at 992 Olean be built by September 1, 2014. Councilwoman Jeffe seconded the motion. Upon a vote being taken: ayes – five	noes – none	Motion carried.	Action #237 Extension to restrictive covenant provision for 992 Olean denied.
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Councilman Snyder moved to table agenda Item 6C – Zoning Board Alternate. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five	noes – none	Motion carried.	Action #238 Agenda Item 6C-ZBA alternate tabled
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Councilman Harris moved to adopt the following resolution; seconded by Councilwoman Friess:

RESOLUTION FOR INSTALLATION OF BYPASS

WHEREAS, the Town of Aurora has ownership of the Emery Tank site serving the Town Water District No. 18, and

WHEREAS, the Erie County Water Authority has requested to install a by-pass at the Emery Tank site for the purpose of tank maintenance at a cost not to exceed \$22,000.00

NOW, THEREFORE, be it

RESOLVED, the Town Board does hereby approve the request of the Erie County Water Authority to install a by-pass at the Emery Tank site for the purpose of tank maintenance at a cost not to exceed \$22,000.00, and be it further

RESOLVED, that the Town Clerk is requested to forward a certified copy of this Resolution to the attention of Robert Gaylord, Director of the Erie County Water Authority, at his offices at 350 Main Street, Buffalo, New York 14202. Action #239
WD18 Emery Tank bypass approved

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

Councilwoman Jeffe moved to approve the following budget transfer: Action #240
Gleed budget transfer approved – health ins.

From: ER1621.420 Gleed Maintenance Contracts	\$2,899
To: ER9060.800 Gleed Health Insurance	\$2,899

to cover the cost of D. Hochadel’s medical insurance for 2014.

Councilman Snyder seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried. Action #241
Gleed budget transfer approved - custodian

Councilwoman Friess moved to approve the following budget transfer: Action #241
Gleed budget transfer approved - custodian

From: ER1621.420 Gleed Maintenance Contracts	\$3,000
To: ER1621.413 Gleed Custodian	\$3,000

to cover a provision of lease agreement with BillIt.

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

Councilman Harris moved to authorize the Supervisor to sign the following:

FIFTH ADDENDUM TO LEASE AGREEMENT

This Addendum is attached to the current lease between the Town of Aurora, 300 Gleed Avenue, East Aurora, NY 14052 (hereinafter “Lessor” or “Town”) and Erie 2-Chautauqua-Cattaraugus BOCES, a Municipal Corporation, 8685 Erie Road, Angola, NY 14006 (hereinafter “Lessee” or “BOCES”), effective September 15, 2008 (hereinafter “the Lease”). The following amendments are hereby made to the lease and are effective July 1, 2014 through June 30, 2015:

1. Section 1. Premises.
 - a. The Lessor agrees to lease portions of 300 Gleed Avenue to the Lessee as follows:
 - i. The classroom (presently used by Lessee as the distance learning classroom) and offices on the 1st floor (Ref. Original Lease 2008)
 - ii. Aerobics Area/Exercise Area, Locker Rooms, and Office of former Sneaker Facility (Ref. 3rd Addendum)
 - b. The Lessee shall have sole use of this space, effective July 1, 2014 through June 30, 2015.
 - c. The Lessee will pay the Lessor for the use of the space as listed above, for the 2014-2015 school year.

2. Section 4. Rent. The Lessee agrees to pay the Town rent in the amount of seventy-five thousand seven hundred twenty-one dollars and 00/100 (\$75,721) for the one year term of this agreement, beginning July 1, 2014 through June 30, 2015.
3. All other terms and provisions of the Lease shall remain in full force and effect.

Action #242
BOCES lease
5th addendum
approved

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

Councilwoman Friess moved to make the following updates to the Town's Employee Personnel Policy to reflect the 2014-2016 CSEA agreement: (changes/updates are underlined)

Modify Section 4.06 (d) as follows:

Employees must work the full day before and after a holiday in order to be entitled to holiday pay. Scheduled vacation and personal days, jury duty and bereavement shall be considered time worked for the purpose of this paragraph.

Modify Section 4.05 (c) as follows:

An employee will not use personal leave in less than one (1) hour increments.

Modify Section 4.04 as follows:

Employees hired before January 1, 2011 shall receive the following longevity pay, per year, based upon their continuous and uninterrupted years of full-time service from the date of hire in the Town of Aurora provided the employee is working for the Town at the time of payment.

<i>Ten (10) years of service</i>	<u><i>\$500.00</i></u>
<i>Fifteen (15) years of service</i>	<u><i>\$600.00</i></u>
<i>Twenty (20) years of service</i>	<u><i>\$700.00</i></u>
<i>Twenty five (25) years of service</i>	<u><i>\$800.00</i></u>

The longevity payment will be made during the month of November.

Action #243
BOCES lease
addendum
approved.

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

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

- DCO – June 2014 report
- EAPD – June 2014 report
- Supervisor's Report - June 2014

BUSINESS FROM BOARD MEMBERS:

Supervisor Bach thanked Councilman Snyder for his help with the Kiwanis Snack Shack.

AUDIENCE II: none

STAFF REPORTS:

Police Chief Krowka noted that the police department may get another K-9 dog in the future.

The July 28, 2014 Abstract of Claims, consisting of vouchers numbered 1238 to 1354, was presented to the Board for audit and authorization of payment from the following funds:

General	\$47,460.61
Part Town	219.65
Highway	72,332.49
Gleed/Enterprise	13,524.14
Trust & Agency	872.80
Capital/Mill Road	17,250.57
Special Districts	<u>14,680.40</u>
Grand Total Abstract	\$166,340.66

Councilwoman Jeffe moved to approve the July 28, 2014 Abstract of Claims as presented and to authorize payment of same. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – five noes – none
Motion carried.

Action #244
7/28/14
Abstract of
Claims aprvd

Councilman Snyder moved to adjourn at 7:25 p.m.; seconded by Councilwoman Jeffe. Upon a vote being taken: ayes – five noes – none
Motion carried.

Action #245
Meeting
adjourned.

Martha L. Librock
Town Clerk