

A meeting of the Town Board of the Town of Aurora took place on Monday, March 8, 2010, at 7:00 p.m. in the Town Hall Auditorium, 300 Gleed Avenue, East Aurora, New York.

Members Present:	Jolene M. Jeffe Jeffrey T. Harris James F. Collins Susan A. Friess	Supervisor Councilman Councilman Councilwoman
Absent/Excused:	James J. Bach	Councilman
Others Present:	Ronald P. Bennett Bryan Smith Patrick Blizniak Peggy Cooke David Gunner Ronald Krowka William Adams	Town Attorney Town Engineer Supt. of Building Recreation Director Highway Superintendent Chief of Police Planning Board member

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

The first item on the agenda was a PUBLIC HEARING on an Open Development Area (ODA) application for 1519 Quaker Road, East Aurora, NY. The notice was published in the East Aurora Advertiser and posted on the Town Clerk's bulletin board as evidenced by the affidavits of publication and posting.

The ODA application, submitted by Russell Harlock, is for a lot on Quaker Road that is accessed by an existing 25' wide easement that consists of a 15' wide hard-packed driveway and 10' for utility installation. There are three contiguous lots in front of the Harlock's property.

The Supervisor opened the hearing at 7:03 p.m. Joe Kausner, builder/developer representing the Harlocks', spoke about their plan to build a single family residence on the 3.7 acre parcel.

Hearing no comments or questions from the audience, the Supervisor closed the hearing at 7:07 p.m. and stated that this will be voted on at the March 22, 2010 Town Board meeting.

Councilman Collins moved to approve the minutes of the February 22, 2010 Town Board meeting; seconded by Councilwoman Friess. Upon a vote being taken: ayes – four	noes – none	Motion carried.	Action #86 2/22/10 minutes approved.
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BUSINESS FROM AUDIENCE I:

Susan Collins, Deepwood Drive, spoke about Knox Farm State Park, its volunteers and the possible revenue that could be generated at the park. She thanked the Town and Village Boards for the resolution in opposition of closing Knox Farm State Park.

Liz O'Donnel, Jewett Holmwood Road, spoke about the East Aurora Driving Society's use of Knox Farm State Park and noted that the Society already has \$16,000 committed for this year's carriage drive event.

UNFINISHED BUSINESS:

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

**RESOLUTION
APPROVING OPEN DEVELOPMENT AREA PLAN
FOR
686 QUAKER ROAD,
TOWN OF AURORA, NEW YORK**

WHEREAS, Chapter 98 of the Code of The Town of Aurora establishes standards for landowners who wish to develop or subdivide land that lacks adequate public road frontage for standard lot development (known as “open development area”); and

WHEREAS, the Applicant has filed an Open Development Area application for 686 Quaker Road and seeks approval to divide the 6.6 acres property into four (4) parcels for future sale or construction; and

WHEREAS, the Applicant has made every reasonable attempt and all necessary effort to comply with specifications of Chapter 98 of the Code of the Town of Aurora; and

WHEREAS, the Planning Board has recommended project approval conditioned upon the following: (1) the applicant will submit a drainage report and plan to the Building Department concurrent with any building permit application for construction on parcels #3 and #4 (rear parcels); and (2) the Town Building Department and/or Town Engineer must approve said report prior to construction of any improvements and the issuance of any permits for said parcels.

NOW THEREFORE BE IT

RESOLVED, that the Town Board of the Town of Aurora approves the Open Development Area application for 686 Quaker Road with the following conditions: (1) the applicant will submit a drainage report and plan to the Building Department concurrent with any building permit application for construction on parcels #3 and #4 (rear parcels); and (2) the Town Building Department and/or Town Engineer must approve said report prior to construction of any improvements and the issuance of any permits for said parcels, and **BE IT FURTHER**

RESOLVED, that the Town Board of the Town of Aurora acknowledges that compliance with all other standards, requirements and conditions, including those specified by the Planning Board as noted above is in the public interest and will substantially secure the objectives of the modified standard; and **BE IT FURTHER**

RESOLVED, that approval with modification by the Town Board of the Town of Aurora is expressly for 686 Quaker Road, and any future development will be subject to the standards and requirements of Chapter 98 of the Code of the Town of Aurora without modification, variance or waiver; and **BE IT FURTHER**

Action #87
686 Quaker
ODA
application
approved
with
conditions.

RESOLVED, that said Open Development Area Plan is approved.

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

NEW BUSINESS:

Councilman Collins moved to approve the request from Explore & More Museum to use the parking lot at the rear (east) of 300 Glead, the parking lot on the south side of the building and a portion of the parking lot on the north side of the building for a special *Touch a Truck* event to be held on Sunday, May 16, 2010 from 12:00 noon to 5:00 p.m. Explore & More will provide the Town with a certificate of insurance covering the event and naming the Town additional insured. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #88
Explore &
More use of
Glead for
special event
approved.

Councilwoman Friess moved to approve the request from Town Historian Robert L. Goller to attend the Association of Government Appointed Historians of Western New York conference on Saturday, May 8, 2010 at the Batavia Party House, Batavia, NY. Reimbursement for mileage to and from the conference will be disbursed from

Action #89
Historian to
attend
AGAHWNY
conference

A7510.404 Historian Expense & Travel (approx. 70 miles x \$0.45).
Councilman Harris seconded the motion. Upon a vote being taken:
ayes – four noes – none Motion carried.

Action #90
W. Voss
appointed
Planning Brd
alternate.

Councilman Collins moved to appoint William J. Voss, 1907
Blakeley Road, East Aurora as an alternate member to the Town of
Aurora Planning Board. The term ends 12/31/2010. Councilwoman
Friess seconded the motion. Upon a vote being taken: ayes – four
noes – none Motion carried.

Action #91
L. Kutina
appointed
Planning Brd
alternate.

Councilwoman Friess moved to appoint Laurie S. Kutina, 681
Olden Road, West Falls (Town of Aurora) as an alternate member to the
Town of Aurora Planning Board. The term ends 12/31/2010.
Councilman Harris seconded the motion. Upon a vote being taken:
ayes – four noes – none Motion carried.

Action #92
W. Kramer to
attend NYS
Fire Marshall
& Inspectors
seminar.

Councilman Harris moved to approve the request from Code
Enforcement Officer William Kramer to attend the NYS Fire Marshals
and Inspectors Association seminar on May 26, 2010 at the Main Transit
Fire Station, 6777 Main Street, Amherst, NY. The registration fee (\$75)
and mileage reimbursement will be disbursed from A3620.404.
Councilman Collins seconded the motion. Upon a vote being taken:
ayes – four noes – none Motion carried.

Action #93
TA account to
be created for
WNY Storm
water coalition
funds
administration

Code Enforcement Officer William Kramer has been named
treasurer of the WNY Storm Water Coalition and will be responsible for
collecting and distributing funds for the coalition.

Councilwoman Friess moved to approve the request from Code
Enforcement Officer William Kramer to administer the funds for the
WNY Storm Water Coalition through the Town of Aurora Trust and
Agency fund and to create Trust & Agency Fund line TA1000.0109 –
Stormwater Coalition General and Trust & Agency Fund line TA
1000.0110 - Stormwater Coalition Conference. Councilman Collins
seconded the motion. Upon a vote being taken: ayes – four
noes – none Motion carried.

Action #94
Tub grinding
proposal tabled
to 3/22/10.

Councilwoman Friess moved to table the highway department
proposal for tub-grinding to the March 22, 2010 meeting. Councilman
Collins seconded the motion. Upon a vote being taken: ayes – four
noes – none Motion carried.

Action #95
NYSERDA
grant
resolution
tabled to
3/22/10

Councilman Collin moved to table the NYSERDA grant
resolution to the March 22, 2010 meeting. Councilwoman Friess
seconded the motion. Upon a vote being taken: ayes – four
noes – none Motion carried.

Councilman Harris moved to adopt the following Resolution; seconded by
Councilwoman Friess:

**TOWN OF AURORA AND VILLAGE OF EAST AURORA
RESOLUTION IN OPPOSITION
TO THE CLOSING OF KNOX FARM STATE PARK**

WHEREAS, as local government officials, we are acutely aware of the current economic crisis facing New York State, the high rate of unemployment across our nation and the reality that during times such as these, many critical, difficult and unpopular decisions must be made, and

WHEREAS, a recent example of one of those decisions is the proposal to close 41 state parks, 7 of which are located in the western New York region, and one specifically, Knox Farm State Park, located in the heart of the Aurora community, and

WHEREAS, we believe that closing state parks will result in vandalism and disrepair as we experienced when Erie County closed Emery Park and Chestnut Ridge Park, and we have doubts as to New York States ability, once they have closed these parks, to have adequate funding available to repair and reopen them in the foreseeable future, and

WHEREAS, the plan to close state parks curtails collection of fees currently being charged, and ignores existing opportunities to consider and implement new park uses that could generate new revenue streams that may be able to support current and future operational costs, and

WHEREAS, a cooperative agreement is in place between the Town of Aurora and the NYS Office of Parks, Recreation and Historic Preservation concerning the use and maintenance of a portion of the park's property to support the community's youth soccer program serving over 1000 youth, and

WHEREAS, several entities including the Buffalo Audubon Society and the East Aurora Driving Society have scheduled and/or financially invested in programs critical to their success to be held in the park during 2010, and

WHEREAS, we are willing to work in a spirit of partnership with our state representatives to develop alternatives to park closings, but *we are not* willing to lose access to 633 acres of green space, natural habitats and recreational areas which are easily accessible by foot, and have become a vital part of our community, and the lives of our residents, our children and visitors.

NOW, THEREFORE BE IT RESOLVED, that the Town of Aurora and the Village of East Aurora stand together in opposition to the plan to close Knox Farm State Park, and are committed to work diligently and tirelessly with our state representatives to find an alternative to the current proposal.

Action #96
Resolution
opposing
closing of
Knox Farm
State Park.

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

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Councilman Collins moved to approve a new Recreation Department program entitled *Field Hockey*. The 2010 budget will be amended if there are enough registrants to allow the program to take place. Councilman Harris seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried

Action #97
New
recreation
program –
Field Hockey
approved.

Quotes for softball uniforms and visors were received from:

	<u>Youth/Adult</u>	<u>Letters/Numbers</u>	<u>Visors</u>
Laux Sporting Goods	\$13.89/14.89	included	\$1.79 ea
League Direct *	\$9.50	\$6.15	\$4.32
Hit, Run, Score	no bid	no bid	\$7.99

*plus color screen charges

Councilwoman Friess moved to approve the purchase of approximately 100 softball uniforms and 115 visors from Laux Sporting Goods, 25 Pineview Drive, Amherst, NY 14228 at the following prices: Youth uniforms - \$13.89 each plus \$3.25 printing fee; Adult uniforms - \$14.89 each plus \$3.25 printing fee; visors - \$1.79 each. Councilman Collins seconded the motion. Upon a vote being taken: ayes – four noes – none
 Motion carried.

Action #98
 Purchase of softball uniforms from Laux approved.

Quotes for baseball uniforms and caps were received from:

	<u>Youth/Adult</u>	<u>Printing</u>	<u>Screen Charge</u>	<u>Caps</u>
Hit, Run, Score	\$21.25/31.25	\$2.80	\$40.00	\$8.99 ea
Laux Sporting Goods	\$11.69/12.49	\$3.25	-0-	\$4.99
League Direct	\$16.99/17.84	\$3.00*	\$18.00	\$4.32

*printing of numbers only

Councilman Harris moved to approve the purchase of approximately 245 baseball uniforms and 300 baseball caps from Laux Sporting Goods, 25 Pineview Drive, Amherst, NY 14228 at the following prices: Youth uniforms - \$11.69 each plus \$3.25 printing fee; Adult uniforms - \$12.49 each plus \$3.25 printing fee; baseball caps - \$4.49 each. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – four noes – none
 Motion carried.

Action #99
 Purchase of baseball uniforms from Laux approved.

Councilman Collins moved to approve Change Order No. 1 for Town of Aurora Highway Garage Floor Drainage project Contract No. 2009-1 and Payment No. 2 in the amount of \$46,603.36 to Kimil Construction, Inc. for the period from November 25, 2009 though January 20, 2010. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – four noes – none
 Motion carried.

Action #100
 Change order and 2nd payment for Hwy drainage project approved.

Councilwoman Friess moved the following PROCLAMATION; seconded by Councilman Collins:

WHEREAS, the East Aurora Middle School Marching Band for East Aurora, New York, has been chosen to represent New York State in the Disney Magic Music Days in Orlando, Florida on April 21, 2010; and

WHEREAS, under the direction of Mr. Ben Davis, who has inspired and encouraged each and every aspiring musician, the East Aurora Middle School Marching band was selected to attend on the basis of their talent, showmanship and commitment; and

WHEREAS, the East Aurora Middle School Marching Band has been selected in past years to march in the Cherry Blossom Parade in Washington, D.C.; St. Patrick's Day Parade in New York City; Preakness Parade in Baltimore, Maryland; the Memorial Day Parade in Gettysburg, Pennsylvania; the Indianapolis Festival 500 Parade in Indianapolis, Indiana; and most recently at the National Memorial Parade in Washington, D.C.; and

WHEREAS, a successful marching band requires a great deal of dedication, practice and self-discipline; and

WHEREAS, the lessons learned while performing their skills will benefit these students later in life as they confront the challenges of college and a career; and

WHEREAS, it is appropriate to recognize the talent and dedication of each member of this band which has earned a reputation for excellence; these outstanding musicians bring great credit to themselves, their families, school, community and state;

NOW, THEREFORE, BE IT RESOLVED, the Town of Aurora Town Board hereby proclaims April 21, 2010, as

EAST AURORA MIDDLE SCHOOL MARCHING BAND DAY

in the Town of Aurora, New York.

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

Action #101
EA Middle
School
Marching
Band
proclamation
adopted.

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Insurance proposals for the Town, covering property, general liability, crime and bond, equipment, automobile liability, automobile physical damage, public officials/employment practices liability and umbrella liability, were received from:

Badger & Gunner, Inc. /Selective Insurance	Total package policy: \$58,319.76
New York Municipal Insurance Reciprocal	Total package policy: \$76,638.33

Councilman Collins moved to approve the quote from Selective Insurance through Badger and Gunner, Inc., in the amount of \$58,319.76 and authorize them as the insurance carrier for the Town effective March 16, 2010. Councilwoman Friess seconded the motion. Upon a vote being taken: ayes – four noes – none Motion carried.

Action #102
Selective
Insurance –
Badger &
Gunner
authorized as
town's ins
carrier.

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

- Parks Department Operations – February 2010 report
- Senior Center – February 2010 Director's report
- Town Clerk – February 2010 report
- EAPD – February 2010 report
- Recreation Director – February 2010 report
- Building Department – February 2010 report
- Tax Receiver – February 2010 report

BUSINESS FROM AUDIENCE II:

Susan Collins, Deepwood Drive, asked if anyone knew what kind of reaction the Knox Farm State Park resolution would bring about with State representatives. Supervisor Jeffe responded that we really don't know.

Tony Rosatti, Center Street, complemented the changes to the Town's website. He also spoke in favor of allowing dogs on leashes in town parks.

BUSINESS FROM BOARD MEMBERS AND STAFF:

Councilman Harris stated that the Recreation Director should be able to add and remove programs as she sees fit.

Councilwoman Friess noted that she and Bryan Smith have met with the ECSA and DEC about sewers in the Town.

Councilman Collins asked what would be the next step in the proposal to sell the Town property at 44 Jewett Holmwood Road. Attorney Bennett responded that an expanded survey is needed.

Supervisor Jeffe thanked all who turned out on Sunday at Knox Farm State Park, raising awareness that we do not want the State to close the park. She also noted that the new microphones for the Glead Auditorium have been delivered and will be installed soon.

Recreation Director Peggy Cooke commented on the activities her department ran, at no cost to the town, during Classic Winter Week. She also noted that the Spring and Summer Recreation Programs are on the website and that registration for residents is April 5th.

Highway Superintendent Gunner updated the Board on parks department activities and noted that his department hauled snow, delivered firewood and did trash pickup for the Classic Winter Week.

The March 8, 2010 Abstract of Claim, consisting of vouchers numbered 302 to 390, were presented to the Board for audit and authorization of payment from the following funds:

General	\$ 24,642.28
Part Town	86.64
Highway	12,740.38
Enterprise (Glead)	718.09
Capital	91,726.68
Trust & Agency	401.02
Special Districts	<u>113,302.31</u>
Grand Total Abstract	\$243,617.40

Councilman Collins moved to approve the March 8, 2010 Abstract 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 #103
3/8/10
Abstract of
Claims aprvd

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

Action #104
Meeting
adjourned.

Martha L. Librock
Town Clerk