

AGENDA
Village Board of East Aurora
January 6, 2020 Regular Meeting at 7 p.m.

1. CALL MEETING TO ORDER

- A. Pledge of Allegiance
- B. Roll Call
- C. Approval of Minutes of Village Board Meeting for December 16, 2019
- D. Approval of Payment of Abstract(s): Voucher Nos. 59270-59334 for a total of \$123,636.22
59268 for a total of \$48.00

2. SPEAKERS & COMMUNICATIONS (I)

- A. Elm Riley Parking Study Discussion

3. PUBLIC HEARING

- A. Special Use Permit for Rosie's Ice Cream at 431 Main Street
- B. Special Use Permit for expansion of the Kornerstone Café and Juice Bar at 33 Elm Street (will vote after Zoning application is complete)
- C. Local Law 1 of 2020, proposal to change parking on Oakwood Avenue

4. OFFICIAL CONSIDERATIONS

- A. Consideration to Approve the Special Use Permit for Rosie's Ice Cream at 431 Main Street
- B. Appoint Election Inspectors for the 2020 Village Elections, as written
- C. Consideration to Approve the Demolition Permit for 273 Girard Avenue with a recommendation for approval from the Historic Preservation Commission
- D. Consideration to Approve an engagement letter with attorney Christopher Trapp for supplemental legal services
- E. Consideration to Approve a Temporary Use Permit for the 42 North event Barrel Jam – Barrel-Aged Beer, Music and Winter Festival at 25 Pine Street on Saturday, February 1, 2:30 to 7 p.m.
- F. Consideration to Adopt Post-Issuance Tax Compliance Procedures
- G. Consideration to Adopt SEC-Driven Continuing Disclosure Compliance Procedures
- H. Consideration to Approve a refunding Bond Resolution (refunding the Village's 2010 Bond)
- I. Consideration to Approve Budget Adjustments
- J. Consideration to Authorize and Approve DCJS LIVESCAN Equipment Program Grant Application
- K. Consideration to Approve an Amendment (Exhibit A) to the Village/Town Police Services Contract, that the parties agree that one position may be added to the Police Department in 2020
- L. Consideration to Adopt the Records Retention and Disposition Schedule MU-1
- M. Consideration to Authorize Local Government Records Management Improvement Fund Grant Application

5. DEPARTMENT HEAD REPORTS

6. SPEAKERS & COMMUNICATIONS (II)

7. ADJOURNMENT

**VILLAGE OF EAST AURORA
VILLAGE BOARD MEETING
December 16, 2019 –7:00 PM**

Present:

Trustee Porter
Trustee Lazickas
Trustee Kimmel-Hurt
Trustee Cameron
Trustee Scheer
Mayor Mercurio
Trustee Schoeneman

Also Present:

Robert Pierce, Village Attorney
Cathie Thomas, Village Administrator
Shane Krieger, Chief of Police
Matthew Hoeh, Superintendent of Public Works
Elizabeth Cassidy, Building Inspector
Maureen Jerackas, Clerk-Treasurer
Gino- Contractor
Jason Haven – Engineer
Dave-NOVA
Paul Gasiewicz-Coordinator
East Aurora Advertiser/ East Aurora Bee
20 Members of the public

A Motion by Trustee Porter to approve the Village Board minutes of December 2, 2019, seconded by Trustee Kimmel-Hurt and carried with unanimous approval.

Trustee Lazickas moved to approve the Payment of Abstract(s) for:
Voucher Nos. 59209-59267 for a total of \$582,999.82
Seconded by Trustee Cameron and unanimously carried.

SPEAKERS AND COMMUNICATIONS (I)

- Tony Rosati-350 Oakwood- Mr. Rosati wants official consideration for the Bail and discovery reform resolutions peered down as there are too many whereas is in his opinion.
- Karen Lee-570 Fillmore Ave-Karen commented that her husband wants business owners to know that salting the sidewalks in front of their business is their responsibility. The Code Enforcement Cassidy said they notify property owners as it comes up. The Mayor asked we could proactively notify the business owners.

PUBLIC HEARING

- A Motion by Trustee Cameron to open a public hearing at 7:08PM for the Special Permit for The Main Street Bakery at 695 Main Street, was seconded by Trustee Porter and carried with unanimous approval.
 - Chrisgeanna The Main Street Bakery owner introduced herself. Karen Lee asked what the special permit is for. The Administrator responded that it was to review the bakery to replace an old bakery.
 - The Administrator gave the Board an updated sheet they can put conditions or restrictions on the permit.
- On a motion by Trustee Cameron seconded by Trustee Porter the public hearing was closed at 7:12PM.
- A Motion by Trustee Schoeneman for a Neg Dec for SEQRA as written as was seconded by Trustee Kimmel-Hurt with unanimous approval.**
- A Motion by Trustee Porter to approve a special use permit for the Main Street Bakery 695 Main Street as submitted, was seconded by Trustee Scheer with unanimous approval. **

OFFICIAL CONSIDERATIONS

- **Resolution of the Village of East Aurora of a Determination of Non-Significance pursuant to the State Environmental Quality Review Act in the Matter of Applications for a Development Plan and Special Permit regarding renovations, additions and improvements to an existing building located at 431 Main Street in the Village of East Aurora, New York**

On a motion by Trustee Porter,

WHEREAS, the applicant has filed Part I of the Short Environmental Assessment Form with this Board, a copy of which is included by reference and made a part hereof, relating to the proposed project at 431 Main Street, East Aurora, New York wherein the applicant proposes to convert empty space in an existing building at the above referenced address into an ice cream shop under the business name of “**Rosie’s Ice Cream Shop**” with interior and exterior modifications to accommodate such use, including the addition of a deck to the front of the building allowing for indoor and outdoor seating, additions to make the building handicap accessible; removal of side entrances; addition of access to the rear of the building and addition of a new trash entrance; all in accordance with detailed architectural plans proposed and submitted with said application by architect Heather N. Nemec; and

WHEREAS, the Erie County Division of Planning, after carefully and fully reviewing a description of the proposed project, along with the application including the Development Plan attached thereto, with any and all amendments and modifications, as submitted by the Village Clerk Treasurer, replied in writing it had “No recommendation; proposed action has been reviewed and determined to be of local concern”; and

WHEREAS, the Village Board held a public hearing on the proposed Development Plan which was properly noticed to the public wherein the project was discussed; and

WHEREAS, the Village Planning Commission after carefully and fully reviewing the application, including the Site/Development Plan attached thereto, with any and all amendments and modifications, and considering comments and documentation presented for and against the project; and

WHEREAS, the Village SEQRA Intake Committee carefully and fully reviewed Part I of the Short Environmental Assessment form submitted by the applicant, including the Development Plan attached thereto, and the above-referenced amendments and modifications; and

WHEREAS, the SEQRA Intake Committee carefully and fully considered the discussions, comments and documentation presented for and against the project reflected in the minutes and attachments thereto of the Village Board meetings; and the minutes of the Village Planning Commission meetings with comments and recommendations, with conditions thereto, and the reply of Erie County Division of Planning; and

WHEREAS, the Village SEQRA Intake Committee after their review of the above prepared a draft Part II of the Short Environmental Assessment Form with a recommendation of the issuance of the Negative Declaration of Environmental Significance for submission to, and consideration by, the Village Board; and

WHEREAS, the Village Board of Trustees, upon taking an independent hard look and reasoned evaluation of the above-referenced information, comments and written documentation, including, but not limited to Part I of the Short Environmental Assessment Form, comments and recommendations of the Planning Commission, the Site/Development Plan and Special Permit, reply of Erie County Division of Planning, minutes of the Village Board meeting and public hearing wherein the project was discussed and the recommendation of the SEQRA Intake Committee and that Committee's completed Part II and Part III of the Short Environmental Assessment Form concerning the potential environmental impact of the project; all of which are incorporated by reference herein; and

WHEREAS, the Village Board, upon carefully and fully reviewing all the information, comments and written documentation in regard to the project, made a finding that there are no significant environmental impacts,

NOW, THEREFORE, be it RESOLVED that the Village Board of East Aurora as Lead Agency has determined that the proposed action described in the Short Environmental Assessment Form, submitted by the applicant, for the renovations, modifications and conversion of empty space for use as an ice cream shop in an existing building located at 431 Main Street, East Aurora, New York in accordance with the Development Plan and Special Permit applications filed with the Village, both of which are included and incorporated by reference herein, will not have a significant environmental impact and a Draft Environmental Impact Statement will not be required nor prepared.

The forgoing Resolution was seconded by Trustee Kimmel-Hurt, and unanimously approved.

- **Resolution of the Village of East Aurora Approving the Development Plan Application regarding the Renovations, Additions, Improvements and Conversion of Empty Space for use as an Ice Cream Shop in and to an Existing Building located at 431 Main Street in the Village of East Aurora**

On a Motion by Trustee Kimmel-Hurt,

WHEREAS, an application has been submitted for a proposed Development Plan for the above-referenced property; and

WHEREAS, the Planning Commission of the Village of East Aurora having considered the application and submitted a recommendation for approval to the Village Board, with any stated conditions to that recommendation; and

WHEREAS, the Village's SEQRA Intake Committee considered the application and reviewed Part I of the Short Environmental Assessment Form submitted by the applicant and completed Parts II and III thereof on behalf of the Village, and it was the determination of the SEQRA Committee that the proposed development plan would have no significant environmental impact; and

WHEREAS, the Village Board held a public hearing and meetings, all of which were properly noticed to the public and reviewed and considered further the comments and all written materials submitted by the applicant and all other information and recommendations before the Board; including minutes of prior Village Board meetings and minutes of the Village Planning Commission where the Development Plan was discussed, along with recommendations of approval by Planning Commission; reply of Erie County Division of Planning and recommendation of the SEQRA Intake Committee; and

WHEREAS, the Village Board received and considered the application for Development Plan with regards to the above-referenced renovations, additions, improvements and conversion, and any and all amendments thereof for the use of presently empty space in the existing building at 431 Main Street as an ice cream shop; and

WHEREAS, the Village Board, as Lead Agency for purposes of the State Environmental Quality Review Act (SEQRA) has separately considered the environmental impacts of the project and issued a Negative Declaration of environmental significance.

NOW, THEREFORE, be it RESOLVED, by the Village Board the following:

1. The recommendations of the Planning Commission; and the Findings of Fact of the SEQRA Intake Committee; and the Site/Development Plan Application, including the above-referenced improvement rendering filed with the Village; all information included in the minutes taken in relation to the abovementioned Village Board meetings, and the reply from the Erie County Division of Planning are attached and incorporated herein by reference.
2. The Resolution of the Village Board, acting as Lead Agency for purposes of the State Environmental Quality Review Act (SEQRA), and upon the determination said application for Development Plan approval is an unlisted action, after considering the environmental impacts of the project and the issuance of a Negative Declaration of non-significance is attached and incorporated herein by reference.
3. Approval is granted for the Development Plan Application made by Deacon and Cassandra Tasker to operate an ice cream shop at 431 Main Street, East Aurora, New York under the business name Rosie's Ice Cream Shop, as written and submitted.

Should any part of the application and Development Plan approval be in conflict with any segment of the underlying Village Code (i.e. Zoning, etc.), adherence shall be with the Village Code provisions. The Village shall have the right to periodically inspect the property for compliance with the Village Code and the approved Development Plan and its conditions. The nature, duration and intensity of the operations which are involved in, or conducted in connection with, this Development Plan shall not be increased or expanded without the approval of the Village Board. Any increase or expansion shall be considered at a public hearing held in accordance with the application requirements

and administrative procedures which have been adopted by the Village Board. This Development Plan approval shall expire if meaningful construction has not been commenced within one year, and has not been completed within two years, of final Development Plan approval or, if no construction is involved, if the use has not been commenced within one year of final Development Plan approval. The Planning Commission will refer to the Village Board with a timestamp. This approval will expire one year from date of the Village Board approval pursuant 285-50.5A of Village Zoning Code. This Development Plan approval shall expire if the use, once begun, ceases operation, for any reason, for more than six consecutive months. For seasonal uses, the use will be considered ceased if there is no operation for at least 12 consecutive months. This Development Plan approval may be revoked by the Village Board if it is found and determined that there has been a material failure of compliance with any one of the terms, conditions, limitations or requirements imposed by the approved Development Plan. Revocation may also occur in the event of Village Code violations occurring at the property. The Village Board shall hold a public hearing to consider whether or not the grantee who received Development Plan approval has violated the terms and conditions of the Development Plan or if any Village Code violations have occurred. The public hearing shall be held only after the grantee has been notified. Notice of the violations and of the date, place and time of the public hearing shall be mailed to the grantee by certified mail, return receipt requested, directed to the last known address of the grantee.

The forgoing resolution was seconded by Trustee Lazickas, and unanimously approved.

- Trustee Kimmel-Hurt asked about parking for Rosie's. Code Enforcement Cassidy responded that they currently have two parking spots but are not required to have any parking. Trustee Porter asked about how parking rules differ in different areas. Code Enforcement Cassidy replied that Zoning dictates that. Deacon Tasker, the owner of Rosie's, commented that they were going to have a total of five parking spots.
- A Motion by Trustee Lazickas set a Public Hearing on January 6, 2020 to approve the Special Permit for 431 Main St, Rosie's, was seconded by Trustee Cameron and unanimously approved.
- A Motion by Trustee Lazickas to refer The Bank 649 Main Street to the Planning Commission meeting on January 7th 2020, was seconded by Trustee Porter and unanimously approved.
 - Trustee Porter asked the Village Attorney Pierce for a recommendation for The Bank. Mr. Pierce said that if a building is over two stories, there needs to be an elevator unless there are exemptions. Mr. Pierce recommended sending The Bank to the Planning Commission. The Administrator made a comment that the new code allows the Village Board to skip planning if there is only a minor change.
- A Motion by Trustee Cameron to Approve the 2020 Fire Chiefs
 - 9 Roger Leblanc
 - 9-1 Mark Hartley
 - 9-2 Don Janish
 - 9-3 Greg Egloff
 - 9-4 Chris Schackwas seconded by Trustee Kimmel-Hurt and unanimously approved.

- **RESOLUTION – SUPPORT LEGISLATION TO HALT NEW CRIMINAL JUSTICE REFORM (BAIL & DISCOVERY REFORM)**

On Motion by Trustee Lazickas,

WHEREAS, protecting the people from harm by enforcing the rule of law is the foundational role of government, and

WHEREAS, County governments are vested by the State of New York with the responsibility to protect the most vulnerable among us, including the socioeconomically disadvantaged, the disabled, the elderly, and children; and

WHEREAS, no group is more vulnerable than the victims of crime, and a just society demands that crime victims should be recognized as key participants within the criminal justice system and be treated with dignity, fairness, and respect; and,

WHEREAS, for the past twenty-five years the State of New York has committed itself to reducing crime, and has succeeded as evidenced by official U.S. Department of Justice Uniform Crime Reporting Statistics showing that New York transformed from the second most dangerous state in America in the early 1990s to the safest large state in America by the early 2000s; and

WHEREAS, in the final stages of adopting its FY 2020 budget, the State of New York enacted sweeping criminal justice reforms including the elimination of cash bail for many specific enumerated crimes and the imposition of stringent discovery mandates on police and prosecutors; and

WHEREAS, under bail reform, beginning January 1, 2020, judges will be stripped of their discretion to set bail for many specific enumerated crimes, which means those suspected of committing these crimes can no longer be held in jail after their arrest, regardless of the strength of the case against these defendants, or the length of the potential sentence faced by these defendants, or the extent of the harm allegedly caused by these defendants, and instead these defendants will be released back into the general public; and

WHEREAS, these crimes include those that result in the deaths of innocent people, including several subcategories of homicide and manslaughter, resulting in those responsible for these deaths being released back into the community of grieving families; and

WHEREAS, these crimes include Making a Terroristic Threat and Money Laundering in Support of Terrorism in the Third and Fourth degree, resulting in those alleged to have supported terrorism in this manner, or who have threatened to commit acts of terrorism, being released immediately from police custody; and

WHEREAS, these crimes include Promoting an Obscene Sexual Performance by a Child; Possessing an Obscene Sexual Performance by a Child; Failure to Register as a Sex Offender; and Patronizing a Person for Prostitution in a School Zone, resulting in suspected child predators being released and returning into our community; and

WHEREAS, these crimes include Aggravated Assault Upon a Person Less than Eleven Years Old; Reckless Assault of a Child by a Daycare Provider; Criminal Sale of a Controlled Substance to a Child; Abandonment of a Child; and Criminal Possession of a Weapon on School Grounds, resulting in those suspected to have physically harmed or endangered children in this manner being free from custody; and

WHEREAS, these crimes include Endangering the Welfare of a Vulnerable Elderly Person or an Incompetent or Physically Disabled Person, resulting in the potential for further endangerment of seniors and these defenseless individuals; and

WHEREAS, these crimes include Aggravated Cruelty to Animals; Torturing Animals and Injuring Animals, resulting in the immediate release of those suspected of deliberately injuring, torturing and killing animals; and

WHEREAS, these crimes include Assault in the Third Degree, Aggravated Vehicular Assault, and other crimes of physical violence against people; and

WHEREAS, these crimes include Burglary of a Residence, resulting in the immediate release of these individuals back into the neighborhoods they are suspected of targeting; and

WHEREAS, these crimes include Bail Jumping and Unlawfully Fleeing a Police Officer in a Motor Vehicle, resulting in release on recognizance of the very individuals who have demonstrated a propensity to evade the law; and

WHEREAS, all of the offenders mentioned heretofore are at risk of not showing up for court, thereby placing a burden on public employees who, under this law, are required to send multiple court appearance reminders to these offenders, as well as police officers and District Attorneys who must commit resources to tracking and pursuing those who evade prosecution; and

WHEREAS, all offenders who are currently being held in custody for non-qualifying crimes including those mentioned heretofore will be eligible for release from custody on January 1, 2020; and

WHEREAS, the discovery mandates imposed by the State of New York will require police and District Attorneys, beginning January 1, 2020, to turn over voluminous trial-related materials to defense attorneys within 15 days, creating a mandate that will inevitably not be achieved in some cases and may result in the inability of the People to properly prosecute cases against criminal defendants; and

WHEREAS, discovery reform will also result in an opportunity for defendants to gain access to crime scenes that may include a victim's residence, thereby giving defendants accused of burglaries, assaults, rapes and other crimes committed in victims' homes the right to return to those same homes; and

WHEREAS, the issues mentioned heretofore will undeniably impact past, present and future victims of crime in a negative manner, and in so doing, the bail and discovery reforms adopted by the State of New York will themselves further victimize these innocent individuals; and

WHEREAS, these bail and discovery laws, in their current form, represent a clear and present danger to society, will tilt the scales of justice in favor of suspected criminals and away from innocent crime victims, and risk reversing decades of bipartisan progress made by the State of New York in reducing crime; and

WHEREAS, the fundamental responsibility of governments to protect the vulnerable in society demands that the shortcomings of these laws be remedied prior to their effective date of January 1, 2020,

BE IT RESOLVED, that the Town Board of the **Village of East Aurora** and the East Aurora Police Department hereby supports legislation (S.6853) introduced by Senator Chris Jacobs and implores the State of New York to immediately amend or otherwise delay implementation of these laws by convening an emergency session of the State Legislature, or by emergency executive

authority, or by any other means deemed possible by the State, and to do so before December 31, 2019; and

BE IT FURTHER RESOLVED, that the East Aurora Village Board asks all counties in New York State to urge their state representatives to take immediate action on the foregoing issues, and

BE IT FURTHER RESOLVED, that copies of this resolution be provided to Attorney General Letitia James, Governor Andrew Cuomo, Lieutenant Governor Kathy Hochul, Senator Charles Schumer, Senator Kirsten Gillibrand, the New York State Association of Counties, the New York State Sheriffs' Association, the New York State Association of Chiefs of Police, the District Attorneys Association of New York, the New York State Defenders Association, the New York State Probation Officers Association, the New York Council of Probation Administrators, the Association of Justices of the Supreme Court of the State of New York, the New York State Association of City Court Judges, the County Judges Association of the State of New York, and the County Attorneys' Association of the State of New York.

The following Resolution was seconded by Trustee Kimmel-Hurt, and put to a roll call vote which resulted in the following:

Trustee Lazickas	Aye
Trustee Porter	Aye
Trustee Kimmel-Hurt	Aye
Trustee Schoeneman	Nay
Trustee Cameron	Aye
Trustee Scheer	Aye

The Resolution is approved.

- The Administrator spoke and said this was a resolution developed by Erie County Association of Village Governments. She said there are public safety concerns and the Police Chief Agreed.
- Trustee Schoeneman said this is a big issue and roll out will not be easy. Trustee Schoeneman said we are dealing with unfairness in the criminal justice system and she believes this will help poor people and people of color. Trustee Schoeneman doesn't feel that a rocky start should mean it should be halted. She feels they do not have all the information, and this will give the information earlier. Trustee Schoeneman will vote Nay on this. Trustee Scheer asked Attorney Pierce is this is a problem and Mr. Pierce responded that it could be more of a problem in the city.
- Trustee Schoeneman spoke about less people in custody. The Police Chief commented that this is a huge mandate on law enforcement with additional technology requirement. He said the DA's office will want all documentation within 24 hours of an arrest. The Chief said they do not have the man power to complete this work on time. Trustee Schoeneman asked the Chief is this is for non-violent offenders and the Chief responded no, it was for everyone. The Chief gave examples of threats people could do or make and he can only give them an appearance ticket. He said there are a lot of issues with it. The Police Chief thinks criminals could cause major harm when they normally would be held in jail. He said this will whittle away at crimes and things will have to be horrific in order to stop. Attorney Pierce said he has a current sheet on what you can and cannot put bail on and will email it to the Administrator to mail out to the rest of the Board.

DEPARTMENT HEAD AND TRUSTEE REPORTS

- DPW- The Superintendent said they had a successful leaf collection.
- Police Chief- Chief Krieger said they have tentatively made a decision on selecting a new Dispatch employee and are waiting on the background check.
- Code- Code Enforcement Cassidy said they are working through the new Zoning Code.
- Administrator- None
- Clerk Treasurer– The Clerk Treasurer said they are currently just looking at a live screening grant that just opened we will spend time looking at it although we may likely not apply for it.
- Trustee Lazickas – None
- Trustee Kimmel Hurt – Trustee Kimmel-Hurt said the Environmental Committee has finalized a memo to send out to businesses to remind them of the banning on single use straws and stir sticks that will go into effect March 1st.
- Trustee Cameron – None
- Trustee Scheer- None
- Trustee Schoeneman-Trustee Schoeneman said the North Grove Bridge has been completed. She asked the Superintendent about the sidewalks and when they will be done, and the Superintendent said that will be completed in the spring. The Mayor asked the Superintendent to put up snow fencing over there. Trustee Schoeneman asked Code Enforcement Officer Cassidy if there was any update on the Boice Lydell property. Code Enforcement Cassidy responded that Code Enforcement Officer Kramer is moving forward with taking action. Code Enforcement Officer Cassidy said they have an outline from the Judge, and they need to start notices over again because they need to follow the process. She also commented that they have to make sure Mr. Lydell has been notified and received his certified mail. Attorney Pierce said March 2019 was the last notice sent to Mr. Lydell and he did receive that letter. Mary Ann Colopy, HPC Chairman, asked Code Enforcement Officer Cassidy about the HPC violations Mr. Lydell has violated and Code Enforcement Officer Cassidy responded they have to start the process over and they only enforce property maintenance violations and building code violations. Mary Ann Colopy asked who will issue the HPC violations and Code Enforcement Officer Cassidy said that if Code enforcement is who must enforce HPC violations per the code then Code Enforcement Officer Kramer would be working on the process. She said that Code Enforcement Kramer will start with an inspection and then issue a letter. The Mayor asked Saxon Deck, from HPC to copy the Administrator and Code Enforcement Officer Kramer in any correspondences to keep track how the process is moving along.
- Trustee Porter-None
- Mayor Mercurio- The Mayor thanked the Holiday Decorating Committee for all the work the volunteers do, and he also thanked the Superintendent and the DPW. He also attended the Fire Department party and had a tour of the new building and congratulated the new Fire Chiefs.

OAKWOOD UPDATE

- The Administrator-All of this season's new waterline installation, main line interconnections and service connections to individual properties are completed. It was considered that work may begin right away on waterline installation on the south side of Oakwood from Park and

continuing westward. However, the construction contractor has decided it is best that the stormwater piping on the northside of Oakwood be installed first. This was a decision based on the constructability of the overall project and project schedule. The waterline on the southside of the roadway will commence once the stormwater piping on the northside has been completed. The last section of Oakwood to be paved this season between King and Park was completed on Tuesday last week. Temperatures were in acceptable range for installing asphalt. The road sub-base conditions, however, were less than ideal, mainly due to considerably wet conditions caused by snow melt and rain. To ensure a plowable road as agreed, the asphalt base and asphalt binder were installed by the contractor, as this was likely one of the last days that the asphalt material would be available from area suppliers. The finished surface is drivable and plowable for the winter. The CPL inspector observed all the asphalt installation and noted areas that will likely not meet specifications when re-examined in the Spring, prior to the final top asphalt layer being installed. For any sections that are substandard, those asphalt layers, and possibly some of the subbase stone will be removed, reinstalled and re-inspected to ensure they meet the specifications and quality standards. At that time the final asphalt top layer may be installed. This week the contractor is cleaning up and closing up, with a planned break of work on the project for the holidays and through mid-January. As discussed earlier (at the 6 p.m. meeting), work may start back up in the mid- to late-January timeframe with the contractor installing stormwater drainage piping on the north side of Oakwood.

- The Mayor opened the floor for comments from the public.
 - Tony Rosati-350 Oakwood- Mr. Rosati asked when the construction starts near Tim Hortons, will they be putting up road signs? Jason, the Engineer said there will not be sign detours for Tim Hortons. Jason said they will try not to do work during peak time of the day. Mr. Rosati asked about taking out the rail between the parking lots for more access and Jason responded that they cannot do that. The Administrator reviewed that the road is closed, and all other traffic should take alternate routes. Jason commented that Main Street is the official legal detour road.
 - Dan Garvy-40 South Grove- Mr. Garvy asked if the road from Tim Hortons to Immaculate Church will be closed. Jason responded that local traffic will only be open on this road.

SPEAKERS AND COMMUNICATIONS (II)

- Jay Diperno- Elm Street Bakery- Mr. Diperno cannot make the January 6th meeting, but he is in support of Mark Mann's request for Pennsylvania Ave. Mr. Diperno doesn't want Mr. Mann to be stuck with a building that can't be used.

ADJOURNMENT

A Motion was made by Trustee Porter to adjourn the meeting at 8:06pm. Seconded by Trustee Kimmel-Hurt and unanimously carried.

Respectfully submitted,

Maureen Jerackas
Clerk-Treasurer

**Attachment 3A

An Application of a Request for a New Special Permit, dated October 23, 2019, is hereby:
APPROVED for applicant Chrisgeanna Keicher, to operate the Main Street Bakery at 695 Main Street. The Village Board shall serve as the Lead Agency for purposes of the State Environmental Quality Review Act (SEQRA). A NEGATIVE declaration is made under SEQRA and said application is determined to be: a Type II Action under SEQRA.

If approved, the following additional language should be part of the approval:

Approval is Granted for the above-referenced Special Permit Application, as written, and with the following modifications and/or conditions*:

Should any part of the application and Special Permit approval be in conflict with any segment of the underlying Village Code (i.e., Zoning, etc.), adherence shall be with the Village Code provisions. The Village shall have the right to periodically inspect the property for compliance with the Village Code, the Special Permit and its conditions.

The nature, duration and intensity of the operations which are involved in, or conducted in connection with, this Special Permit shall not be increased or expanded without the approval of the Village Board. Any increase or expansion shall be considered at a public hearing held in accordance with the application requirements and administrative procedures which have been adopted by the Village Board.

This Special Permit shall expire if meaningful construction has not been commenced within one year, and has not been completed within two years, of final Special Permit approval or, if no construction is involved, if the use has not been commenced within one year of final Special Permit approval.

This Special Permit shall expire if the use, once begun, ceases operation, for any reason, for more than six consecutive months. For seasonal uses, the use will be considered ceased if there is no operation for at least 12 consecutive months.

This Special Permit may be revoked by the Village Board if it is found and determined that there has been a material failure of compliance with any one of the terms, conditions, limitations or requirements imposed by the Special Permit. Revocation may also occur in the event of Village Code violations occurring at the property. The Village Board shall hold a public hearing to consider whether or not the Special Permit grantee has violated the terms and conditions of the Special Permit or if any Village Code violations have occurred. The public hearing shall be held only after the permit grantee has been notified. Notice of the violations and of the date, place and time of the public hearing shall be mailed to the Special Permit grantee by certified mail, return receipt requested, directed to the last known address of the permit grantee.



**Village of East Aurora
1/6/2020 Abstract Report Nova**

Bank Name	Voucher No	Vendor Name	Invoice Date	Invoice No	Invoice Amt	Invoice Description	Fiscal Year	Period	Due Date	Check No	Check Date
BANK OF HOLLAND GEN CHECK - 00100	59288	10-75 EMERGENCY LIGHTING, LLC	12/30/2019	7670	\$1,384.02	EAFD- vehicle lighting	2020	8	01/06/2020		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	EAFD- vehicle lighting		A.5.3410.0460	FIRE DEPARTMENT - VEHICLE MAINTENANCE & PARTS		\$1,384.02			
Total vouchers for 10-75 EMERGENCY LIGHTING, LLC: 1					\$1,384.02						
BANK OF HOLLAND GEN CHECK - 00100	59278	ALLIED MECHANICAL INC.	12/04/2019	14020	\$1,055.00	EAFD Annual Maintenance contract	2020	8	01/06/2020		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	EAFD Annual Maintenance contract		A.5.3410.0420	FIRE DEPARTMENT - DEPARTMENT SUPPLIES		\$1,055.00			
Total vouchers for ALLIED MECHANICAL INC.: 1					\$1,055.00						
BANK OF HOLLAND GEN CHECK - 00100	59274	ALPS ELEVATOR INSPECTION SERVICES	11/29/2019	37714-37715	\$100.00	Routine Elevator Inspection Fire Hall and Village Hall	2020	8	01/06/2020		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	Routine Elevator Inspection Fire Hall and Village Hall		A.5.1620.0420	BUILDINGS - MAINTENANCE & REPAIRS		\$100.00			
Total vouchers for ALPS ELEVATOR INSPECTION SERVICES: 1					\$100.00						
BANK OF HOLLAND GEN CHECK - 00100	59303	Amazon	12/24/2019	1KXN-J6H4-WKML	\$202.97	VEA-Standing desk and Gel pens.	2020	8	01/06/2020		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	VEA-Standing desk and Gel pens.		A.5.1325.0403	VILLAGE ADMINISTRATOR - OFFICE SUPPLIES		\$202.97			
Total vouchers for Amazon: 1					\$202.97						
BANK OF HOLLAND GEN CHECK - 00100	59275	AMERICAN ROCK SALT CO.	12/19/2019	0617580-062657	\$29,508.97	STREET SALT- 200 TONS	2020	8	01/06/2020		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	



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Bank Name	Voucher No	Vendor Name	Invoice Date	Invoice No	Invoice Amt	Invoice Description	Fiscal Year	Period	Due Date	Check No	Check Date
	1				A.5.5142.0470	HIGHWAY SNOW REMOVAL - DEPARTMENTAL SUPPLIES		\$29,508.97	2020000203	11/12/2019	
Total vouchers for AMERICAN ROCK SALT CO.: 1					\$29,508.97						
BANK OF HOLLAND GEN CHECK - 00100	59307	BIEL'S INFO TECH SERVICES	12/19/2019	5072563-IN	\$373.50	EAPD-Film storage	2020	8	01/06/2020		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	EAPD-Film storage		A.5.1460.0403	RECORDS MANAGEMENT - OPERATING EXPENSE		\$373.50			
Total vouchers for BIEL'S INFO TECH SERVICES: 1					\$373.50						
BANK OF HOLLAND GEN CHECK - 00100	59276	BOBCAT OF BUFFALO	12/20/2019	01-101245	\$19.99	Oil Filter	2020	8	01/06/2020		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1			A.5.1640.0460	CENTRAL GARAGE - VEHICLE MAINTENANCE & PARTS		\$19.99	2020000238	12/20/2019	
Total vouchers for BOBCAT OF BUFFALO: 1					\$19.99						
BANK OF HOLLAND GEN CHECK - 00100	59313	BUFFALO PRESS, INC.	12/17/2019	36193	\$43.50	Business Cards for M. Jerackas	2020	8	01/06/2020		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	Business Cards for M. Jerackas		A.5.1325.0403	VILLAGE ADMINISTRATOR - OFFICE SUPPLIES		\$43.50			
Total vouchers for BUFFALO PRESS, INC.: 1					\$43.50						
BANK OF HOLLAND GEN CHECK - 00100	59280	BUFFALO TRUCK CENTER	12/19/2019	54646B	\$33.28	DPW- air hyd parts	2020	8	01/06/2020		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	DPW- air hyd parts		A.5.1640.0460	CENTRAL GARAGE - VEHICLE MAINTENANCE & PARTS		\$33.28			
Total vouchers for BUFFALO TRUCK CENTER: 1					\$33.28						
BANK OF HOLLAND	59277	CARQUEST AUTO PARTS	11/07/2019	439092-439356	\$269.15	cutting tools- DPW; brake pad and wheel weights	2020	8	01/06/2020		



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Bank Name	Voucher No	Vendor Name	Invoice Date	Invoice No	Invoice Amt	Invoice Description	Fiscal Year	Period	Due Date	Check No	Check Date
GEN CHECK - 00100											
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1			A.5.1640.0460	CENTRAL GARAGE - VEHICLE MAINTENANCE & PARTS		\$269.15	2020000196	11/04/2019	
Total vouchers for CARQUEST AUTO PARTS: 1					\$269.15						
BANK OF HOLLAND GEN CHECK - 00100	59325	CLARK PATTERSON LEE	12/03/2019	66187	\$21,392.50	Professional Svcs for period ending Nov. 22, 2019	2020	8	01/06/2020		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	Phase 00006-Construction Observation		H.5.8340.0031	TRANSMISSION AND DISTRIBUTION - OAKWOOD AVE WATERLINE		\$21,392.50			
Total vouchers for CLARK PATTERSON LEE: 1					\$21,392.50						
BANK OF HOLLAND GEN CHECK - 00100	59296	CLEAN MD COMMERCIAL CLEANING INC.	12/10/2019	8505	\$573.33	EAFD Monthly cleaning for 11/10-12/9/19	2020	8	01/06/2020		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	EAFD Monthly cleaning for 11/10-12/9/19		A.5.3410.0470	FIRE DEPARTMENT - JANITORIAL SUPPLIES		\$573.33			
Total vouchers for CLEAN MD COMMERCIAL CLEANING INC.: 1					\$573.33						
BANK OF HOLLAND GEN CHECK - 00100	59281	COUNTY LINE STONE	11/30/2019	127054	\$621.56	DPW paving- 10 tons 7F2 top	2020	8	01/06/2020		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	DPW paving- 10 tons 7F2 top		A.5.5110.0420	STREET MAINTENANCE - ROAD MATERIALS		\$621.56			
Total vouchers for COUNTY LINE STONE: 1					\$621.56						
BANK OF HOLLAND GEN CHECK - 00100	59316	CSEA EMPL BENEFIT FUND	01/06/2020	Jan 2020 12314052	\$5,741.92	8 of 12; Dental & Vision Insurance Group DH123; January 2020	2020	8	01/06/2020		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	Dental Insurance General Fund; January 2020		A.5.9061.0807	DENTAL INSURANCE - DENTAL INSURANCE		\$4,528.96			



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Bank Name	Voucher No	Vendor Name	Invoice Date	Invoice No	Invoice Amt	Invoice Description	Fiscal Year	Period	Due Date	Check No	Check Date
	2		Dental Insurance Water Fund; January 2020		F.5.9061.0807	DENTAL INSURANCE - DENTAL INSURANCE		\$283.06			
	3		Optical Insurance General Fund; January 2020		A.5.9062.0808	OPTICAL - OPTICAL		\$875.20			
	4		Optical Insurance Water Fund; January 2020		F.5.9062.0808	OPTICAL - OPTICAL		\$54.70			

Total vouchers for CSEA EMPL BENEFIT FUND: 1 \$5,741.92

BANK OF HOLLAND GEN CHECK - 00100	59332	D & H Materials, Inc.	12/02/2019	4587	\$2,188.81	Crushed Stone delivered 11/19/19 for N. Grove St.	2020	8	01/06/2020		
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Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date
1	Crushed Stone delivered 11/19/19 for N. Grove St.	F.5.8340.0420	TRANSMISSION AND DISTRIBUTION - MAINT & REPAIRS	\$2,188.81		

BANK OF HOLLAND GEN CHECK - 00100	59333	D & H Materials, Inc.	12/02/2019	19658	\$15,429.59	Operator hours for waterline repair and excavation for N. Grove St for 11/11 & 11/12/19	2020	8	01/06/2020		
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Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date
1	Operator hours for waterline repair and excavation for N. Grove St for 11/11 & 11/12/19	F.5.8340.0420	TRANSMISSION AND DISTRIBUTION - MAINT & REPAIRS	\$15,429.59		

Total vouchers for D & H Materials, Inc.: 2 \$17,618.40

BANK OF HOLLAND GEN CHECK - 00100	59294	DELACY FORD	11/22/2019	FOCS217988	\$304.88	EAPD vehicle service	2020	8	01/06/2020		
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Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date
1	EAPD vehicle service	A.5.3120.0460	POLICE DEPARTMENT - VEHICLE MAINTENANCE & PARTS	\$304.88		

Total vouchers for DELACY FORD: 1 \$304.88

BANK OF HOLLAND GEN CHECK - 00100	59295	DORITEX CORP.	12/30/2019	1252899-1260117	\$373.04	December DPW/Village Hall uniforms and mats	2020	8	01/06/2020		
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Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date
1		A.5.1490.0420	PUBLIC WORKS ADMINISTRATION - MAINTENANCE & REPAIRS	\$112.44	2020000216	12/02/2019
2		A.5.1620.0420	BUILDINGS - MAINTENANCE &	\$154.76	2020000216	12/02/2019



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Bank Name	Voucher No	Vendor Name	Invoice Date	Invoice No	Invoice Amt	Invoice Description	Fiscal Year	Period	Due Date	Check No	Check Date	
	3				A.5.1640.0480	REPAIRS CENTRAL GARAGE - UNIFORMS				\$105.84	2020000216	12/02/2019
Total vouchers for DORITEX CORP.: 1					\$373.04							
BANK OF HOLLAND GEN CHECK - 00100	59321	EAST AURORA AUTO PARTS	12/30/2019	503923-509656	\$1,445.93	DPW/EAPD December 2019	2020	8	01/06/2020			
		Line Number	Detail Description		Account Number	Account Description			Detail Amount	PO Number	PO Date	
		1			A.5.1640.0460	CENTRAL GARAGE - VEHICLE MAINTENANCE & PARTS			\$801.99	2020000217	12/02/2019	
		2			A.5.3120.0460	POLICE DEPARTMENT - VEHICLE MAINTENANCE & PARTS			\$643.94	2020000217		
Total vouchers for EAST AURORA AUTO PARTS: 1					\$1,445.93							
BANK OF HOLLAND GEN CHECK - 00100	59297	EBERL IRON WORKS	01/06/2020	196655	\$125.37	Flashing Sign Lights	2020	8	01/06/2020			
		Line Number	Detail Description		Account Number	Account Description			Detail Amount	PO Number	PO Date	
		1			A.5.1640.0470	CENTRAL GARAGE - DEPARTMENTAL SUPPLIES			\$0.00	2020000235	12/12/2019	
		2	Flashing Sign Lights		A.5.5110.0420	STREET MAINTENANCE - ROAD MATERIALS			\$125.37	2020000235	12/12/2019	
Total vouchers for EBERL IRON WORKS: 1					\$125.37							
BANK OF HOLLAND GEN CHECK - 00100	59272	ERIE COUNTY COMPTROLLER	11/15/2019	1800057270/18 00057274	\$1,947.92	October& November 2019- DPW	2020	8	01/06/2020			
		Line Number	Detail Description		Account Number	Account Description			Detail Amount	PO Number	PO Date	
		1			A.5.5110.0420	STREET MAINTENANCE - ROAD MATERIALS			\$1,947.92	2020000153	10/01/2019	
Total vouchers for ERIE COUNTY COMPTROLLER: 1					\$1,947.92							
BANK OF HOLLAND GEN CHECK - 00100	59270	FIRST OUT RESCUE EQUIP.	10/25/2019	18570-18528- 18867	\$2,649.59	hooks/chains/ratchet binder/couplings, rescue sling/mesh flag and traffic wands	2020	8	01/06/2020			
		Line Number	Detail Description		Account Number	Account Description			Detail Amount	PO Number	PO Date	
		1			A.5.3410.0200	FIRE DEPARTMENT - EQUIPMENT			\$2,181.05	2020000194	11/04/2019	



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Bank Name	Voucher No	Vendor Name	Invoice Date	Invoice No	Invoice Amt	Invoice Description	Fiscal Year	Period	Due Date	Check No	Check Date
	2				A.5.3410.0420	FIRE DEPARTMENT - DEPARTMENT SUPPLIES		\$468.54	2020000194		
Total vouchers for FIRST OUT RESCUE EQUIP.: 1					\$2,649.59						
BANK OF HOLLAND GEN CHECK - 00100	59273	GENERAL WELDING &	12/19/2019	225584	\$119.99	Dec 2019	2020	8	01/06/2020		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1			A.5.1640.0460	CENTRAL GARAGE - VEHICLE MAINTENANCE & PARTS		\$119.99	2020000226	12/02/2019	
Total vouchers for GENERAL WELDING &: 1					\$119.99						
BANK OF HOLLAND GEN CHECK - 00100	59299	GRAINGER	12/10/2019	9381158865	\$636.00	weather proof light switch covers for Main Street poles	2020	8	01/06/2020		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1			A.5.5110.0200	STREET MAINTENANCE - EQUIPMENT		\$0.00	2020000215	12/02/2019	
		2			A.5.5110.0420	STREET MAINTENANCE - ROAD MATERIALS		\$636.00	2020000215		
Total vouchers for GRAINGER: 1					\$636.00						
BANK OF HOLLAND GEN CHECK - 00100	59271	IBS OF GREATER BUFFALO	12/09/2020	185400	\$731.70	EAFD Batteries- Truck 5	2020	8	01/06/2020		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1			A.5.3410.0420	FIRE DEPARTMENT - DEPARTMENT SUPPLIES		\$0.00	2020000230	12/09/2019	
		2	EAFD Batteries- Truck 5		A.5.3410.0460	FIRE DEPARTMENT - VEHICLE MAINTENANCE & PARTS		\$731.70	2020000230	12/09/2019	
Total vouchers for IBS OF GREATER BUFFALO: 1					\$731.70						
BANK OF HOLLAND GEN CHECK - 00100	59300	IRR SUPPLY CTRS INC	11/20/2019	2731316	\$96.29	Metal Pipe- DPW	2020	8	01/06/2020		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1			A.5.1640.0420	CENTRAL GARAGE - MAINTENANCE & REPAIRS		\$96.29	2020000209	11/20/2019	



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Bank Name	Voucher No	Vendor Name	Invoice Date	Invoice No	Invoice Amt	Invoice Description	Fiscal Year	Period	Due Date	Check No	Check Date
Total vouchers for IRR SUPPLY CTRS INC: 1					\$96.29						
BANK OF HOLLAND GEN CHECK - 00100	59282	KINSLEY GROUP INC.	11/18/2019	SVC000128359	\$271.86	Generator repair/maintenance	2020	8	01/06/2020		
	Line Number	Detail Description		Account Number	Account Description	Detail Amount	PO Number	PO Date			
	1	Generator repair/maintenance		A.5.3410.0420	FIRE DEPARTMENT - DEPARTMENT SUPPLIES	\$271.86					
Total vouchers for KINSLEY GROUP INC.: 1					\$271.86						
BANK OF HOLLAND GEN CHECK - 00100	59319	KURK FUEL COMPANY	12/05/2019	595807	\$2,252.25	Diesel fuel 11/7-12/5	2020	8	01/06/2020		
	Line Number	Detail Description		Account Number	Account Description	Detail Amount	PO Number	PO Date			
	1	Diesel fuel 11/7-12/5		A.5.3410.0450	FIRE DEPARTMENT - GASOLINE, OIL & GREASE	\$220.38					
	2	Diesel fuel 11/7-12/5		A.5.1640.0450	CENTRAL GARAGE - GASOLINE, OIL & GREASE	\$2,031.87					
Total vouchers for KURK FUEL COMPANY: 1					\$2,252.25						
BANK OF HOLLAND GEN CHECK - 00100	59301	LAWSON PRODUCTS INC	12/11/2019	9307236196	\$622.39	DPW parts/supplies	2020	8	01/06/2020		
	Line Number	Detail Description		Account Number	Account Description	Detail Amount	PO Number	PO Date			
	1			A.5.1640.0460	CENTRAL GARAGE - VEHICLE MAINTENANCE & PARTS	\$622.39	2020000233	12/10/2019			
Total vouchers for LAWSON PRODUCTS INC: 1					\$622.39						
BANK OF HOLLAND GEN CHECK - 00100	59306	LOGICS	01/01/2020	19271	\$1,237.00	Monthly Hosted Fee-February 2020	2020	8	01/06/2020		
	Line Number	Detail Description		Account Number	Account Description	Detail Amount	PO Number	PO Date			
	1	Monthly Hosted Fee-February 2020		A.5.1480.0410	PUBLIC INFO SERVICES - PUBLIC INFO: SUPPLIES, MAINT AGR, INTERNET, SERVER, GIS	\$1,237.00					
Total vouchers for LOGICS: 1					\$1,237.00						
BANK OF	59334	M and T BANK	01/02/2020	Credit Card	\$730.09	Credit card payment for	2020	8	01/06/2020		



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Bank Name	Voucher No	Vendor Name	Invoice Date	Invoice No	Invoice Amt	Invoice Description	Fiscal Year	Period	Due Date	Check No	Check Date
HOLLAND GEN CHECK - 00100				Dec. 2019		December, 2019					

Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date
1	EAFD replacement hard drive on credit card ****2999	A.5.3410.0420	FIRE DEPARTMENT - DEPARTMENT SUPPLIES	\$54.36		
2	DPW hoover Brush Roll	A.5.1620.0420	BUILDINGS - MAINTENANCE & REPAIRS	\$48.99		
3	DPW Drug & Alcohol Clearinghouse	A.5.1490.0440	PUBLIC WORKS ADMINISTRATION - TRAINING, TRAVEL & DUES	\$25.00		
4	Water (DPW)- online Learning course- NY Rural Water Assoc.	F.5.8340.0440	TRANSMISSION AND DISTRIBUTION - TRAINING, TRAVEL & DUES	\$160.00		
5	Water (DPW)- online Learning course- NY Rural Water Assoc.-J. Ling	F.5.8340.0440	TRANSMISSION AND DISTRIBUTION - TRAINING, TRAVEL & DUES	\$225.00		
6	IBackup Pro Sofnet for VEA	A.5.1480.0410	PUBLIC INFO SERVICES - PUBLIC INFO: SUPPLIES, MAINT AGR, INTERNET, SERVER, GIS	\$99.50		
7	Xmas party supplies-2019	A.5.7550.0200	CELEBRATIONS - EQUIPMENT	\$44.94		
8	EAPD K-9 supplies	A.5.3120.0405	POLICE DEPARTMENT - K-9 SUPPLIES & MAINT.	\$28.88		
9	EAPD office supplies	A.5.3120.0403	POLICE DEPARTMENT - OFFICE SUPPLIES	\$43.42		

Total vouchers for M and T BANK: 1 \$730.09

Bank Name	Voucher No	Vendor Name	Invoice Date	Invoice No	Invoice Amt	Invoice Description	Fiscal Year	Period	Due Date
BANK OF HOLLAND GEN CHECK - 00100	59331	Mary Ann Colopy	12/31/2019	Remittance	\$154.12	HPC Conference/Training, Corning, NY Oct. 25, 2019	2020	8	01/06/2020

Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date
1	HPC Conference/Training, Corning, NY Oct. 25, 2019	A.5.7520.0440	HISTORIC PRESERVATION - TRAINING, TRAVEL & DUES	\$154.12		

Total vouchers for Mary Ann Colopy: 1 \$154.12

Bank Name	Voucher No	Vendor Name	Invoice Date	Invoice No	Invoice Amt	Invoice Description	Fiscal Year	Period	Due Date
BANK OF HOLLAND GEN CHECK - 00100	59302	NEW YORK RURAL WATER ASSO	12/01/2019	1212019	\$347.00	Annual Water Membership	2020	8	01/06/2020

Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date
1	Annual Water Membership	F.5.8340.0440	TRANSMISSION AND DISTRIBUTION - TRAINING, TRAVEL & DUES	\$347.00		

Total vouchers for NEW YORK RURAL WATER ASSO: 1 \$347.00



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Bank Name	Voucher No	Vendor Name	Invoice Date	Invoice No	Invoice Amt	Invoice Description	Fiscal Year	Period	Due Date	Check No	Check Date
BANK OF HOLLAND GEN CHECK - 00100	59314	NOCO ENERGY CORP.	12/05/2019	SP11708869	\$4,180.40	unleaded fuel 11/7/19-12/5/19	2020	8	01/06/2020		
		Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date			
		1	11/7-12/5: 135.142 gallons @ \$2.0902	A.5.3410.0450	FIRE DEPARTMENT - GASOLINE, OIL & GREASE	\$282.47					
		2	11/7-12/5: 1413.497 gallons @ \$2.0902	A.5.3120.0450	POLICE DEPARTMENT - GASOLINE, OIL & GREASE	\$2,954.49					
		3	AADC 25.7736 gallons x 2.0902	A.5.1640.0450	CENTRAL GARAGE - GASOLINE, OIL & GREASE	\$53.87					
		4	DPW: 425.588 gallons x \$2.0902	A.5.1640.0450	CENTRAL GARAGE - GASOLINE, OIL & GREASE	\$889.57					
Total vouchers for NOCO ENERGY CORP.: 1					\$4,180.40						
BANK OF HOLLAND GEN CHECK - 00100	59312	NOTABLE CORPORATION	12/09/2019	220909	\$55.50	W-2 blank sheets and envelopes	2020	8	01/06/2020		
		Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date			
		1	W-2 blank sheets and envelopes	A.5.1670.0403	CENTRAL PRINTING & MAILING - CENTRAL PRINTING AND MAILING	\$55.50					
Total vouchers for NOTABLE CORPORATION: 1					\$55.50						
BANK OF HOLLAND GEN CHECK - 00100	59326	NYS GOVERNMENT FINANCE OFFICERS' ASSOC.	12/26/2019	2020v Conference	\$460.00	Early Bird 2020 Annual Conference-M. Jerackas	2020	8	01/06/2020		
		Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date			
		1	Member registration and 2 sessions. 3/31/20-4/1/20	A.5.1325.0440	VILLAGE ADMINISTRATOR - TRAINING, TRAVEL & DUES	\$460.00					
Total vouchers for NYS GOVERNMENT FINANCE OFFICERS' ASSOC.: 1					\$460.00						
BANK OF HOLLAND GEN CHECK - 00100	59298	NYS LOCAL EMPLOYEE RETIREMENT SYSTEM	12/24/2019	40068P191215 ACS02	\$17,255.00	Supplemental Invoice, Installment 1 of 5	2020	8	01/06/2020		
		Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date			
		1	Supplemental Invoice, Installment 1 of 5	A.5.9010.0801	STATE RETIREMENT - POLICE RETIREMENT	\$17,255.00					
Total vouchers for NYS LOCAL EMPLOYEE RETIREMENT SYSTEM: 1					\$17,255.00						



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Bank Name	Voucher No	Vendor Name	Invoice Date	Invoice No	Invoice Amt	Invoice Description	Fiscal Year	Period	Due Date	Check No	Check Date
BANK OF HOLLAND GEN CHECK - 00100	59285	NYSEG	12/11/2019	1001-0310-448	\$217.77	ELECTRICITY USAGE - 571 MAIN ST.; 11/9-12/10/19	2020	8	01/06/2020		
			Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date		
			1	ELECTRICITY USAGE - 571 MAIN STREET	A.5.5182.0431	STREET LIGHTING - ELECTRIC	\$217.77				
BANK OF HOLLAND GEN CHECK - 00100	59286	NYSEG	12/13/2019	1001-7273-243	\$24.08	ELECTRICITY USAGE-NEAR 650 GIRARD AVE.; 11/13-12/10/19	2020	8	01/06/2020		
			Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date		
			1	GIRARD AVE SIGNAL NYSEG ACCT NO 1001-7273-243	A.5.5182.0431	STREET LIGHTING - ELECTRIC	\$24.08				
BANK OF HOLLAND GEN CHECK - 00100	59287	NYSEG	12/13/2019	1004-8515-430	\$20.92	400 Pine St. Salt Shed; 11/13-12/10/19	2020	8	01/06/2020		
			Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date		
			1	400 Pine St. Salt Shed; 11/13-12/10/19	A.5.1640.0431	CENTRAL GARAGE - ELECTRIC	\$20.92				
BANK OF HOLLAND GEN CHECK - 00100	59289	NYSEG	12/12/2019	1001-111-531	\$19.80	21 Elm St. ; 11/9-12/11/19	2020	8	01/06/2020		
			Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date		
			1	21 Elm St. ; 11/9-12/11/19	A.5.5182.0431	STREET LIGHTING - ELECTRIC	\$19.80				
BANK OF HOLLAND GEN CHECK - 00100	59290	NYSEG	12/19/2019	1001-1111-712	\$30.37	ELECTRICITY USAGE-PINE ST; 11/19-12/17/19	2020	8	01/06/2020		
			Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date		
			1	ELECTRICITY USAGE-ACCT 712-PINE ST	F.5.1620.0431	BUILDINGS - ELECTRIC	\$30.37				
BANK OF HOLLAND GEN CHECK - 00100	59291	NYSEG	12/19/2019	1001-1111-704	\$154.32	ELECTRICITY USAGE-PINE ST;11/19-12/17-19	2020	8	01/06/2020		
			Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date		
			1	400 PINE STREET NYSEG ACCT 1001-1111-704	A.5.1640.0431	CENTRAL GARAGE - ELECTRIC	\$154.32				



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1/6/2020 Abstract Report Nova**

Bank Name	Voucher No	Vendor Name	Invoice Date	Invoice No	Invoice Amt	Invoice Description	Fiscal Year	Period	Due Date	Check No	Check Date
BANK OF HOLLAND GEN CHECK - 00100	59292	NYSEG	12/19/2019	1004-1637-827	\$421.52	ELECTRICITY USAGE AT 33 CENTER ST FIRE HALL11/19-12/17/19	2020	8	01/06/2020		
				Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date	
				1	33 CENTER ST FIRE HALL 1004-1637-827	A.5.3410.0431	FIRE DEPARTMENT - ELECTRIC	\$421.52			
BANK OF HOLLAND GEN CHECK - 00100	59293	NYSEG	12/20/2019	1001-0483-419	\$221.99	ELECTRICITY USAGE-ELMWOOD & CHEST 1PH; 10/19-12/19/19	2020	8	01/06/2020		
				Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date	
				1	ELMWOOD & CHEST 1PH NYSEG ACCT 1001-0483-419	F.5.1620.0431	BUILDINGS - ELECTRIC	\$221.99			
BANK OF HOLLAND GEN CHECK - 00100	59322	NYSEG	12/26/2019	1001-7910-034	\$20.00	ELECTRICITY USAGE-GLENRIDGE RD; 11/23-12/23/19	2020	8	01/06/2020		
				Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date	
				1	GLENRIDGE RD NYSEG ACCT 1001-7910-034	F.5.1620.0431	BUILDINGS - ELECTRIC	\$20.00			
BANK OF HOLLAND GEN CHECK - 00100	59323	NYSEG	12/24/2019	1003-3707-893	\$18.60	ELECTRICITY USAGE - BUFFALO RD @ GREY ST.; 11/20-12/19/19	2020	8	01/06/2020		
				Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date	
				1	ELECTRICITY USAGE-BUFFALO RD @ GREY ST	A.5.5182.0431	STREET LIGHTING - ELECTRIC	\$18.60			
BANK OF HOLLAND GEN CHECK - 00100	59324	NYSEG	12/24/2019	1003-3707-877	\$24.64	ELECTRICITY USAGE-NEAR 163 MAIN ST @TRAFFIC CIR.; 11/20-12/19/19	2020	8	01/06/2020		
				Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date	
				1	CIRCLE NYSEG ACCT NO 1003-3707-877	A.5.5182.0431	STREET LIGHTING - ELECTRIC	\$24.64			
Total vouchers for NYSEG: 11					\$1,174.01						
BANK OF HOLLAND GEN CHECK - 00100	59304	OFFICE DEPOT	12/16/2019	413382260001-416205411001	\$713.95	DPW Office Supplies/Water book keeping supplies	2020	8	01/06/2020		



**Village of East Aurora
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Bank Name	Voucher No	Vendor Name	Invoice Date	Invoice No	Invoice Amt	Invoice Description	Fiscal Year	Period	Due Date	Check No	Check Date
CHECK - 00100											
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	Light bulbs and eye replacements for village light poles		A.5.5110.0420	STREET MAINTENANCE - ROAD MATERIALS		\$301.14			
Total vouchers for SHANOR ELECTRIC SUPPLY: 1					\$301.14						
BANK OF HOLLAND GEN CHECK - 00100	59284	THE HARTFORD	01/06/2020	500321497457	\$1,351.63	8 of 12; Group Life Insurance Policy #0GL 879259; Employees & Retirees; January 2020	2020	8	01/06/2020		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	Group Life Insurance General Fund Active; December 2019		A.5.9045.0803	LIFE INSURANCE - LIFE INSURANCE		\$836.00			
		2	Group Life Insurance General Fund Retirees; December 2019		A.5.9045.0804	LIFE INSURANCE - LIFE INSURANCE-RETIREES		\$434.68			
		3	Group Life Insurance Water Fund Active; December 2019		F.5.9045.0803	LIFE INSURANCE - LIFE INSURANCE		\$66.00			
		4	Group Life Insurance Water Fund Retirees; December 2019		F.5.9045.0804	LIFE INSURANCE - LIFE INSURANCE-RETIREES		\$14.95			
Total vouchers for THE HARTFORD: 1					\$1,351.63						
BANK OF HOLLAND GEN CHECK - 00100	59309	TRI-COUNTY TOOL RENTAL & SALES	12/30/2019	18804-18881	\$246.66	December 2019	2020	8	01/06/2020		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1			A.5.1640.0460	CENTRAL GARAGE - VEHICLE MAINTENANCE & PARTS		\$75.72	2020000218	12/02/2019	
		2			A.5.3410.0420	FIRE DEPARTMENT - DEPARTMENT SUPPLIES		\$170.94	2020000218		
Total vouchers for TRI-COUNTY TOOL RENTAL & SALES: 1					\$246.66						
BANK OF HOLLAND GEN CHECK - 00100	59315	VERIZON - Long Distance	12/10/2019	62592469	\$10.98	LONG DISTANCE ON FAX AND PHONES ALL DEPARTMENTS	2020	8	01/06/2020		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	716-652-0960 DPW		A.5.1490.0434	PUBLIC WORKS ADMINISTRATION - TELEPHONE		\$0.00			
		2	716-652-1111 POLICE		A.5.3120.0434	POLICE DEPARTMENT - TELEPHONE		\$1.32			
		3	716-652-1112 POLICE		A.5.3120.0434	POLICE DEPARTMENT - TELEPHONE		\$0.23			



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Bank Name	Voucher No	Vendor Name	Invoice Date	Invoice No	Invoice Amt	Invoice Description	Fiscal Year	Period	Due Date	Check No	Check Date
	4		716-652-1115	POLICE	A.5.3120.0434	POLICE DEPARTMENT - TELEPHONE		\$4.46			
	5		716-652-1290	ADMINISTRATIVE	A.5.1325.0434	VILLAGE ADMINISTRATOR - TELEPHONE		\$0.03			
	6		716-652-1313	POLICE	A.5.3120.0434	POLICE DEPARTMENT - TELEPHONE		\$0.00			
	7		716-652-6000	ADMINISTRATIVE	A.5.1325.0434	VILLAGE ADMINISTRATOR - TELEPHONE		\$0.21			
	8		716-652-6001	ADMINISTRATIVE	A.5.1325.0434	VILLAGE ADMINISTRATOR - TELEPHONE		\$1.22			
	9		716-652-6002	ADMINISTRATIVE	A.5.1325.0434	VILLAGE ADMINISTRATOR - TELEPHONE		\$0.27			
	10		716-652-6057	DPW	A.5.1490.0434	PUBLIC WORKS ADMINISTRATION - TELEPHONE		\$1.61			
	11		716-652-6109	DPW	A.5.1490.0434	PUBLIC WORKS ADMINISTRATION - TELEPHONE		\$0.00			
	12		716-652-8954	POLICE	A.5.3120.0434	POLICE DEPARTMENT - TELEPHONE		\$0.00			
	13		716-652-2440	POLICE	A.5.3120.0434	POLICE DEPARTMENT - TELEPHONE		\$0.05			
	14		716-652-3760	POLICE	A.5.3120.0434	POLICE DEPARTMENT - TELEPHONE		\$0.02			
	15		716-652-1147	POLICE	A.5.3120.0434	POLICE DEPARTMENT - TELEPHONE		\$0.19			
	16		FEDERAL STATE AND LOCAL SURCHARGES		A.5.1325.0434	VILLAGE ADMINISTRATOR - TELEPHONE		\$1.37			

Total vouchers for VERIZON - Long Distance: 1 \$10.98

BANK OF HOLLAND GEN CHECK - 00100 59318 Verizon-Local Svc. 12/06/2019 Monthly phone charge-local \$936.08 Verizon Local Service:12/7-1/6/2020 2020 8 01/06/2020

Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date
1	716-652-6000 Front office-Clerk's	A.5.1325.0434	VILLAGE ADMINISTRATOR - TELEPHONE	\$234.53		
2	716-652-6057 DPW	A.5.1490.0434	PUBLIC WORKS ADMINISTRATION - TELEPHONE	\$107.70		
3	716-N73-1487 Data Private Line Between Village Hall & DPW	A.5.1490.0434	PUBLIC WORKS ADMINISTRATION - TELEPHONE	\$91.24		
4	716-652-1111 Police	A.5.3120.0434	POLICE DEPARTMENT - TELEPHONE	\$309.61		
5	716-N73-1438 Radio Transmitter Police Station to Boces/Ormsby Center (1010 Center St.)	A.5.3120.0434	POLICE DEPARTMENT - TELEPHONE	\$165.51		
6	716-652-0319 Fire Hall Elevator (33 Center St)	A.5.3410.0434	FIRE DEPARTMENT - TELEPHONE	\$27.49		

Total vouchers for Verizon-Local Svc.: 1 \$936.08

BANK OF 59329 VILLAGE OF EA WATER 12/19/2019 Quarterly \$1,164.80 QUARTERLY WATER BILL 2020 8 01/06/2020



**Village of East Aurora
1/6/2020 Abstract Report Nova**

Bank Name **Voucher No** **Vendor Name** **Invoice Date** **Invoice No** **Invoice Amt** **Invoice Description** **Fiscal Year** **Period** **Due Date** **Check No** **Check Date**

HOLLAND GEN CHECK - 00100 watter bill

Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date
1	575 MAIN ST VILLAGE HALL 51-2500003-0	A.5.1620.0433	BUILDINGS - WATER	\$127.79		
2	CIRCLE (GARDEN CLUB) 51-2500012-1	A.5.1640.0433	CENTRAL GARAGE - WATER	\$195.14		
3	400-419 PINE ST DPW GARAGE 51-2500004-0	A.5.1640.0433	CENTRAL GARAGE - WATER	\$79.63		
4	575 OAKWOOD FIRE HALL 51-2500002-0	A.5.3410.0433	FIRE DEPARTMENT - WATER	\$0.00		
5	166 SOUTH GROVE HAMLIN PARK TENNIS COURT RESTROOM 51-2500005-0	A.5.7140.0433	PLAYGROUNDS & RECREATION CTRS. - WATER	\$87.15		
6	166 SOUTH GROVE HAMLIN PARK PAVILLION RESTROOM 51-2500010-0	A.5.7140.0433	PLAYGROUNDS & RECREATION CTRS. - WATER	\$101.60		
7	400 PINE ST WATER PLANT 51-2500008-0	F.5.1620.0433	BUILDINGS - WATER	\$468.40		
8	33 CENTER ST FIRE HALL 51-1918370-0	A.5.3410.0433	FIRE DEPARTMENT - WATER	\$105.09		

Total vouchers for VILLAGE OF EA WATER: 1 \$1,164.80

BANK OF HOLLAND GEN CHECK - 00100 59283 VSP MARKETING GRAPHIC GROUP 11/04/2019 39930 \$39.00 EAFD- locker nameplates 2020 8 01/06/2020

Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date
1	EAFD- locker nameplates	A.5.3410.0420	FIRE DEPARTMENT - DEPARTMENT SUPPLIES	\$39.00		

Total vouchers for VSP MARKETING GRAPHIC GROUP: 1 \$39.00

BANK OF HOLLAND GEN CHECK - 00100 59327 W.B. MASON CO., INC. 12/27/2019 206265433 \$54.86 VEA office supplies 2020 8 01/06/2020

Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date
1	VEA office supplies	A.5.1325.0403	VILLAGE ADMINISTRATOR - OFFICE SUPPLIES	\$54.86		

BANK OF HOLLAND GEN CHECK - 59328 W.B. MASON CO., INC. 12/26/2019 206229994 \$5.99 Watercooler Rental Fee 2020 8 01/06/2020



**Village of East Aurora
1/6/2020 Abstract Report Nova**

Bank Name	Voucher No	Vendor Name	Invoice Date	Invoice No	Invoice Amt	Invoice Description	Fiscal Year	Period	Due Date	Check No	Check Date
00100											
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	Watercooler Rental Fee		A.5.1620.0433	BUILDINGS - WATER		\$5.99			
Total vouchers for W.B. MASON CO., INC.: 2					\$60.85						
BANK OF HOLLAND GEN CHECK - 00100	59310	WARNING ELECTRICAL SERVICES, INC.	12/04/2019	137552	\$1,851.35	DPW - electrical work at storage barns	2020	8	01/06/2020		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	DPW - electrical work at storage barns		A.5.5142.0470	HIGHWAY SNOW REMOVAL - DEPARTMENTAL SUPPLIES		\$1,851.35			
Total vouchers for WARNING ELECTRICAL SERVICES, INC.: 1					\$1,851.35						



Village of East Aurora
 1/6/2020 Abstract Report Nova

Posted Batch Totals

Fund	Fund Description	Invoice Batch		Manual Checks		Purchase Cards		Total	
		Paid	Unpaid	Paid	Unpaid	Paid	Unpaid	Paid	Unpaid
A	GENERAL FUND	\$0.00	\$82,320.15	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$82,320.15
F	WATER FUND	\$0.00	\$19,923.57	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$19,923.57
H	CAPITAL PROJECTS	\$0.00	\$21,392.50	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$21,392.50
Posted Batch Grand Totals		\$0.00	\$123,636.22	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$123,636.22



Village of East Aurora
1/6/2020 Abstract Report Nova

***** Certificate of Financial Officer *****

I hereby certify that the attached Voucher Listing is complete and accurate to the best of my knowledge, and payment is hereby approved.

Signed: _____

Date: _____

Hello Maureen,

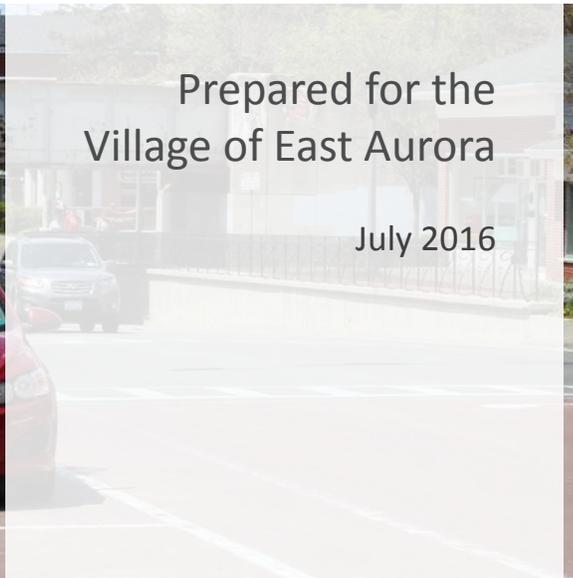
I am writing you to formally request that a discussion about the parking situation and code enforcement on Elm street be put on the Village Board of Trustees meeting agenda as soon as possible, and certainly before any additional Special use permits or granted on Elm Street. Specifically, how the 2016 recommendations of the Elm Riley corridor study will be used in granting Use permits and general code enforcement.. I will be reaching out to the board members as well as the Mayor individually on this matter.

Sincerely

Jay DePerno
Owner Elm Street Bakery



Elm-Riley Corridor Plan



Prepared for the
Village of East Aurora

July 2016



Acknowledgments

Village of East Aurora

Allan Kasprzak, *Village Mayor*

Bryan Gazda, *Village Administrator*

Bill Kramer, *Building Code Inspector*

Joyce Jezewski, *Village Clerk-Treasurer*

Wendy Potter-Behling, *Deputy Clerk*

Village Board

Raymond C. Byrnes, *Trustee*

Deborah Carr-Hoagland, *Trustee*

Alfred McCabe, *Trustee*

Peter Mercurio, *Trustee*

Ernest F. Scheer, *Trustee*

Patrick J. Shea, *Trustee*

Randolph West, *Former Trustee*

Project Steering Committee

Dan Castle, *Planning Commission, Committee Chair*

Cornell (Bud) Babcock, *Planning Commission*

Kristen Cameron, *Planning Commission*

Lowell Dewey, *Planning Commission*

Angela Griffis, *Planning Commission*

Geoffrey Hintz, *Planning Commission*

Allen Ott, Jr., *Planning Commission*

Peggy Cooke, *Aurora Ice Association*

Karen Lee, *Village Resident*

Alixandra Martin, *Business Owner*

John Newton, *Historic Preservation Commission*

Many community members contributed significant time and effort in the development of this Corridor Plan. Their passion and commitment are greatly appreciated.

Consultant

Ingalls Planning & Design

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RECOMMENDATIONS	14
IMPLEMENTATION	23



Introduction

The Village of East Aurora is a vibrant and attractive community located 25 minutes southeast of downtown Buffalo and 45 minutes from Niagara Falls. The Village has a lively Main Street that draws both residents and visitors to many shops, restaurants and businesses. Right in the heart of this downtown area, the Elm-Riley Corridor runs perpendicular to Main Street. Elm Street extends south from Main Street, and Riley Street extends north from the same intersection.

The Elm-Riley Corridor is adjacent to the railway, and has an industrial history that is still evident in today's character. Redevelopment has been occurring organically throughout the area, but the current zoning still reflects the industrial and manufacturing uses of years gone by. The corridor is currently zoned for a mixture of industrial, manufacturing, commercial, and residential uses.

Village residents and business owners have been enthusiastic about the redevelopment that has been occurring in the corridor. Village officials, however, recognize that current zoning and land use controls could inhibit future growth.

To ensure quality future development, Village officials selected Ingalls Planning and Design to assist the Planning Commission in preparing the Elm-Riley Corridor Plan. The goals for this Corridor Plan were to create a guide for future development of the corridor, preserve the industrial heritage of the area, evaluate and protect future development, and preserve the organic redevelopment that is already happening.

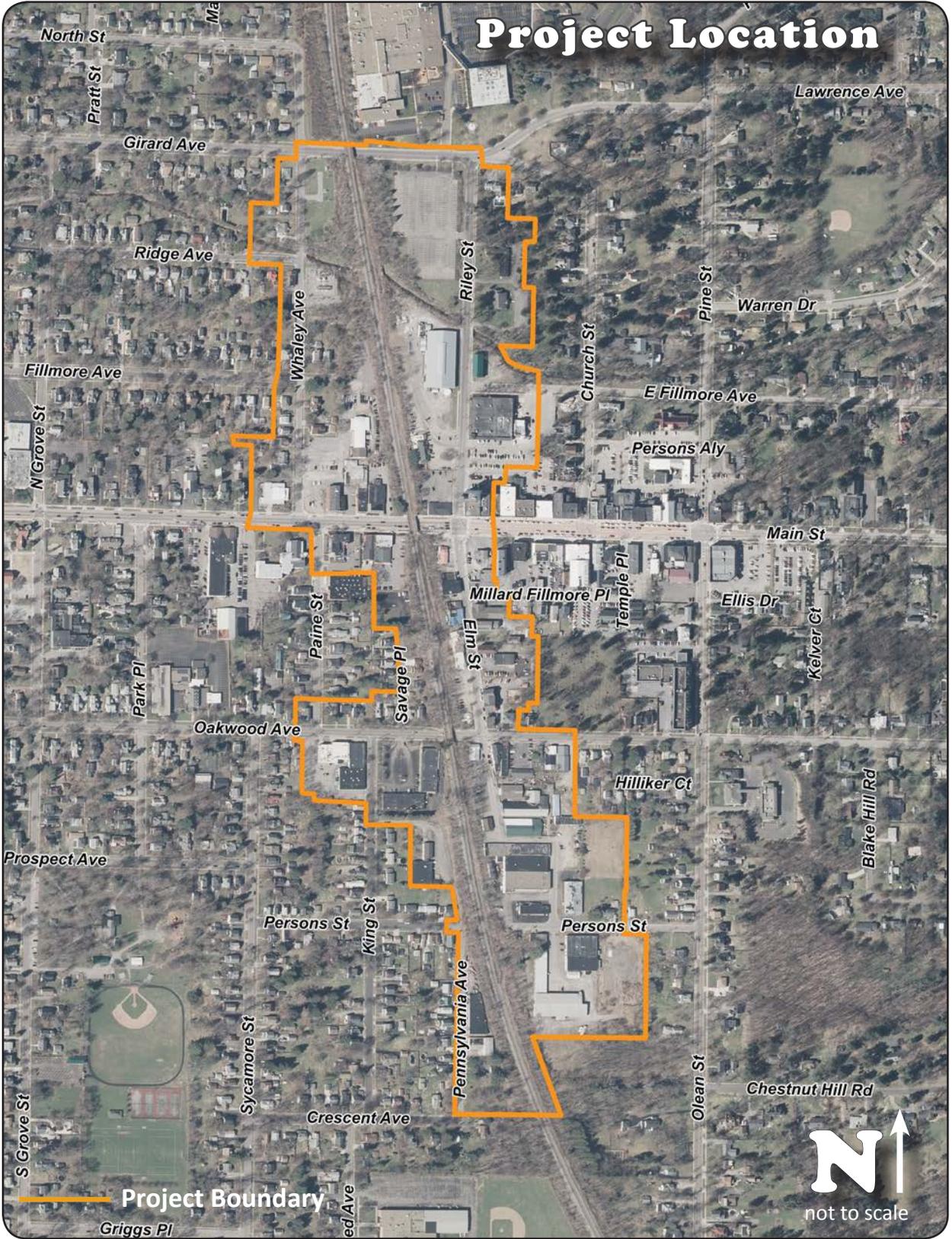
Ingalls Planning and Design (IPD) worked with the Project Steering Committee to review the zoning and land use controls, create a community-based vision for the area, and develop recommendations regarding transportation and parking, streetscape and public space, land use and economic development, and sustainability. The planning process and recommendations are detailed in the following pages.



Historic aerial view of Elm Street

**Redevelopment
has been
occurring
organically
throughout the
area, but the
current zoning
still reflects the
industrial and
manufacturing
uses of years
gone by.**

Project Location



— Project Boundary



Context for Planning

Inventory and Assessment. Before proposing any recommendations for the Village of East Aurora, a number of factors were evaluated, which informed the planning process. This inventory and assessment included a review of community character, demographics, previous planning efforts, zoning, land use, issues and opportunities.



Community Character. Situated in Western New York, the Village of East Aurora is located in the Town of Aurora in Erie County. The Village's rich history remains an integral part of its present-day character. East Aurora was home to U.S. President Millard Fillmore and Elbert Hubbard, the founder of the Roycroft Arts & Crafts movement, as well as the birthplace of Fisher-Price Toys. The Village website describes local character in this way: "A walk down East Aurora's bustling Main Street is, in some ways, a step back in time with a variety of specialty shops, restaurants, churches, municipal buildings and carefully preserved homes. Main Street is home to various local businesses and attractions, including...an old-fashioned five and dime store, an ice cream parlor and a big-screen theatre with a classic neon marquee." The Elm-Riley Corridor inhabits a different aspect of history than one will find on Main Street, with industrial history offering a different kind of character.

Demographics. According to the 2010 U.S. Census, the Village had 6,236 residents. This is a decline of 6.5% from 6,673 residents who lived in the Village during the 2000 Census. The 2014 American Community Survey estimated that 5.9% of the Village population was living below the poverty level. As of 2010, 24.6% of residents were 60 or older, while 25.1% of residents were 19 years of age or younger. 26.4% of households had individuals 65 years and over, while 31.7% of households had individuals under 18 years of age. 93.4% of housing units are occupied, and 72% of occupied units are owner-occupied.

Previous Planning Efforts. The Village of East Aurora completed other planning efforts prior to commencing the planning process for the Elm-Riley Corridor Plan. To create the most effective strategy for the future, the following plans and studies were evaluated to determine how any new proposals could be informed by existing plans:

- Village of East Aurora Commercial Design Guidelines, 2015
- One Region Forward: A New Way to Plan for Buffalo-Niagara, 2015
- Western New York Regional Economic Development Council Progress Report, 2015
- Reconnaissance Level Survey of Historic Architectural Resources, Village of East Aurora NY, 2013
- Western New York Sustainability Plan, 2013
- Village of East Aurora and Town of Aurora Intermodal Transportation Plan, 2009
- 2008 Bicycle and Pedestrian Master Plan for Erie and Niagara Counties
- Regional Comprehensive Plan for the Towns of Aurora, Elma, Holland and Wales and the Village of East Aurora, 2004

Village of East Aurora Commercial Design Guidelines, 2015

The Village worked with a consultant to develop commercial design guidelines intended to preserve the unique visual character and quality of the community. These guidelines outline appropriate design elements and architectural treatments, as well as provide examples of development style that are in context with the surrounding community. The guidelines establish a framework that the Village can use to determine the appropriateness of a proposed design. The guidelines can be used with new construction, as well as modifications to existing properties and redevelopment efforts within the Village's commercial districts. The guidelines are intended to supplement Village Code.

The Design Guidelines identify four primary commercial focus areas that represent distinct business districts in the Village. These districts coincide with existing zoning districts and illustrate the variations in commercial activity throughout the community. The guidelines note, “each focus area has its own identity that should be recognized, preserved and enhanced”. The commercial focus areas include an Elm Street/Riley Street Focus Area.

One Region Forward: A New Way to Plan for Buffalo-Niagara, 2015

The One Region Forward Final Report includes the major research findings about where the region is today and expressions of thousands of citizen voices on the direction people in the region want to see Buffalo Niagara go. The document is designed to help the region coordinate how it invests federal, state and local dollars and will give the Buffalo-Niagara region priority status for future funding opportunities. The study identifies three strategies for future regional development that align with community values, and compares them to a ‘Business as Usual’ path forward: ‘Back to the City’, ‘A Region of Villages’ and ‘Sprawling Smarter’. The document identifies five big ideas to pursue these alternative development strategies:

- Create great places and a thriving economy through efficient land use
- Connect our places by diversifying and expanding our transportation options
- Provide housing choices in neighborhoods that are great places to live
- Conserve our energy, promote renewables and prepare for the impacts of climate change
- Strengthen our food systems for a healthier population and economy

Create great places and a thriving economy through efficient land use.

Provide housing choices in neighborhoods that are great places to live.

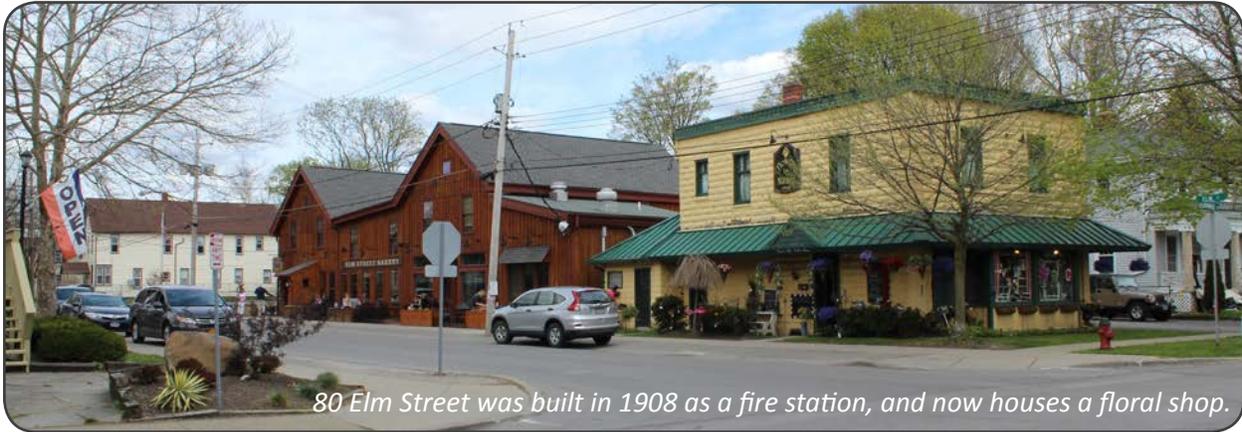
- One Region Forward

These five big ideas are broken down into recommended strategies and action steps. Finally, the plan sets out a path to measure and guide implementation. A series of indicators were derived from the planning process. These metrics are intended to collectively help gauge if the region is moving in the direction outlined in the plan. This plan does not identify strategies or action steps that are specific to the Village of East Aurora. Rather, as a regional plan, there are parts of this plan that are useful and relevant to development in the Village.

Western NY Regional Economic Development Council Progress Report, 2015

This progress report details the recent efforts and accomplishments of the Western NY Regional Economic Development Council. The Western NY region includes the municipalities located in the following five counties: Allegany, Chatauqua, Cattaraugus, Erie, and Niagara. The report reviews the state of the region using general economic indicators, quality of life indicators, core strategy indicators, and key regional indicators by sector. The report also details the progress and status of past priority projects and past Consolidated Funding Application (CFA) funded projects, and efforts to leverage state investments in priority projects and CFA-funded projects. The progress report details the implementation of the 2015 state priorities, the implementation of key regional priorities, and identifies proposed priority projects.

Context for Planning



80 Elm Street was built in 1908 as a fire station, and now houses a floral shop.

Reconnaissance Level Survey of Historic Architectural Resources in the Village of East Aurora, NY, 2013

The Historic Survey identified buildings, structures, and landscapes that are historic resources in the Village of East Aurora, and outlined the historical context of these resources. The consultants identified approximately 580 properties that appeared to “retain a significant amount of remaining historic architectural integrity”. The survey starts with an explanation of the methodology and is followed by an historic and architectural overview of the Village. The final section of the report is an annotated list of properties that appear to be eligible for listing in the National Register of Historic Places and/or designation as local landmarks. The study proposes seven new historic districts, including a district on Fillmore Avenue that intersects with the western boundary of the study area. Of the structures inventoried throughout the Village, 21 are in the study area.

Western New York Sustainability Plan, 2013

The Western NY Sustainability Plan is the product of a region-wide planning effort where stakeholders from throughout the five-county area came together to discuss the strengths of the region and to formulate goals for creating sustainable growth. The planning process identified projects that will significantly improve the economic and environmental health of the area. Intended as a guide to sustainable solutions that improve the quality of life, the plan includes ideas for regional decision-making and addresses the issue of climate adaptation across each of the focus areas (energy, land use and livable communities, transportation, agriculture and forestry, water resources, and waste management). The plan was developed as a starting point, and is designed to evolve over time.



Looking west on Millard Fillmore Place towards the intersection with Elm Street.

Village of East Aurora & Town of Aurora Intermodal Transportation Plan 2009

The Intermodal Transportation Plan was conducted in the Town of Aurora and the Village of East Aurora as a result of the heavily used Main Street that extends through the Village and a perceived lack of parking in the Village’s commercial areas. The plan was intended to evaluate the quality and effectiveness of the Town and Village’s transportation system, and develop creative and cost-effective solutions to resolve vehicular, pedestrian and bicycle circulation issues. Potential short, medium and long-term investments in streets, sidewalks, and trails were detailed to serve as a basis for future transportation funding. The following issues and recommendations are relevant to the Elm-Riley Corridor study area.

Issues (as identified in 2009 Intermodal Transportation Plan):

1. The intersection of Elm Street and Millard Fillmore Place is dangerous because of a building located on the northeast corner of the intersection that limits sight distances. Millard Fillmore Place is also very narrow, approximately 19 feet wide at its narrowest point, which is not sufficient for bicyclists and vehicles to safely travel on the same roadway.
2. The Paine Street/Whaley Avenue intersection is an offset four-way intersection at Main Street, and is awkward and unsafe, particularly for pedestrians.
3. Vehicles parked on Elm Street in the area between the roadway and the sidewalk, as well as parked on the sidewalk.



Parking issues on Elm Street

Recommendations (as identified in 2009 Intermodal Transportation Plan):

1. Make Millard Fillmore Place a one-way roadway and install continuous sidewalks.
2. Make Paine Street one-way northbound and create parking on both sides of the street.
3. Re-align Paine Street and Whaley Avenue to create a four-way intersection, or dead end Whaley Avenue near the library to create a three-way intersection with Main Street.
4. There are several relevant recommendations for parking improvements that relate to the study area including: distinctive and coordinated wayfinding signage, parking designations, shared parking arrangements, and more attractive alleyways.
5. The Village should investigate the possibility of using the parking lot on Elm Street between Niagara Lumber and the trolley ice cream stand as a shared use municipal lot.
6. Replace paved area adjacent to Elm Street with grass strip and add street furniture to discourage parking.
7. Designate an on-street bike route. The proposed route goes through the study area on Whaley Avenue and Paine Street.



Bicyclists on Oakwood Avenue

Bicycle and Pedestrian Master Plan for Erie & Niagara Counties

The purpose of the 2008 Bicycle and Pedestrian Master Plan for Erie and Niagara Counties is to provide coordinated guidance for the implementation of a safe, efficient and accessible transportation system designed for walking and bicycling. The plan recommends projects, programs and policies to encourage an increase in active transportation over a ten-year period. The plan lists regional goals with specific objectives and over one hundred suggested actions to implement the objectives. The plan serves as a framework for facility investments and assists in promoting mobility options, encouraging healthier lifestyles, reducing air pollutants, and decreasing traffic congestion. As a regional plan, there is little content that is specific to East Aurora. Instead, there are many recommendations for improving bicycle and pedestrian infrastructure that can be

Context for Planning

applied to most of the communities in the region. The plan specifically proposes on-street bicycle routes for Maple Road, Buffalo Road, Main Street (20A), Center Street, Olean Street, and Pine Street.

Regional Comprehensive Plan for Aurora, Elma, Holland, Wales, and East Aurora, 2004

The Regional Comprehensive Plan was funded by Erie County to encourage communities to work in a cooperative manner to identify joint opportunities and resolve joint concerns. The plan was individually adopted by each municipality, and became the responsibility of the municipality to implement the items pertaining to their respective community. The communities were encouraged to continue working together on actions determined to have a cross-border influence or regional significance. The plan has goals and objectives specific to each municipality, as well as regional goals and objectives. The following selected goals, objectives and recommendations are relevant to the Elm-Riley Corridor:

Regional Goals and Objectives:

- Maintain community character
- Enhance the economic climate of the region
- Provide and improve recreational opportunities and parks
- Ensure an appropriate and quality housing stock

Goals and Objectives for the Village of East Aurora:

- Preserve Village's traditional neighborhood character
- Properly manage future growth and development
- Encourage investment and economic development
- Provide a safe and efficient transportation network

Recommendations for the Village of East Aurora:

- Promote walking and the preservation of the Village's pedestrian-friendly atmosphere
- Adopt landscaping standards for commercial and industrial development and redevelopment
- Properly manage tourism to aid the local economy but preserve the character of the Village
- Institute appropriate measures to manage traffic in the Village
- Preserve and diversify the housing stock
- Strive to maintain a mix of uses in the business district areas
- Continue to examine the business district to amend the code to match the established vision, including architectural/façade standards, signage, sidewalks/connective features, parking
- Ensure that the Village commercial support area provides connectivity to the surrounding areas; architecture, parking lots, and signage should be consistent with the Village character.
- Create overlay zoning districts to add another dimension of requirements for each specific area (architecture, landscape/streetscape issues, building finishes, etc.)

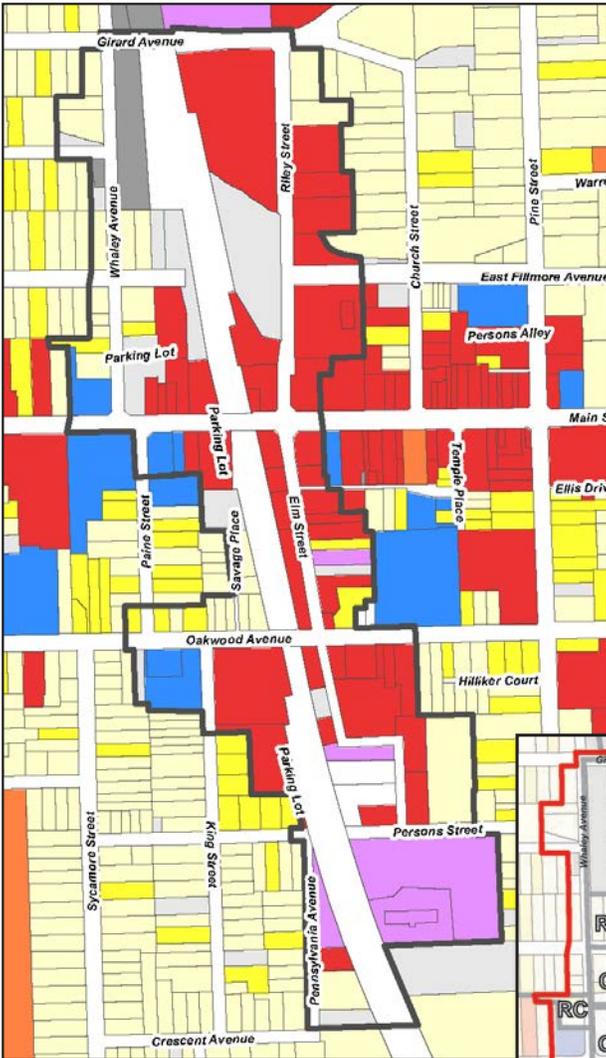
Promote walking and the preservation of the Village's pedestrian-friendly atmosphere.

- *Regional Comprehensive Plan*

Zoning and Land Use. A comparison of existing land use with current zoning reveals that the zoning for the Elm-Riley Corridor is outdated and does not match current land use trends. With the exception of a handful of properties, land use in the corridor has generally moved away from manufacturing and industrial uses that require close proximity to the railway and separation from other uses. The manufacturing and industrial districts, which include Commercial – Manufacturing (CM), Manufacturing – Industrial (MI), and Manufacturing – Processing (MP), are the least restrictive districts. In addition, there are pockets of residential development that are zoned for commercial uses. To ensure that redevelopment in the corridor matches the vision of the community, the zoning should be revised to encourage development of the appropriate size, type, and character.

Issues and Opportunities. All of the information that was gathered during the inventory process was confirmed through site visits, discussions with stakeholders, and meetings with the steering committee in order to provide a context for these planning efforts. The critical issues and opportunities that emerged are included in the diagram on the following page.

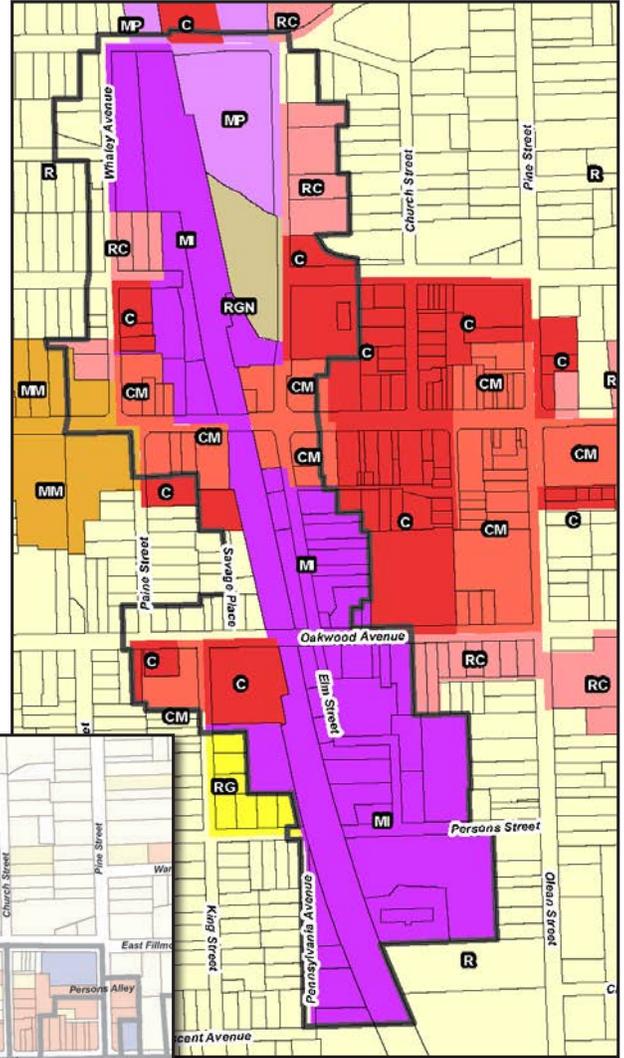
Existing Land Use



Legend
Land Use

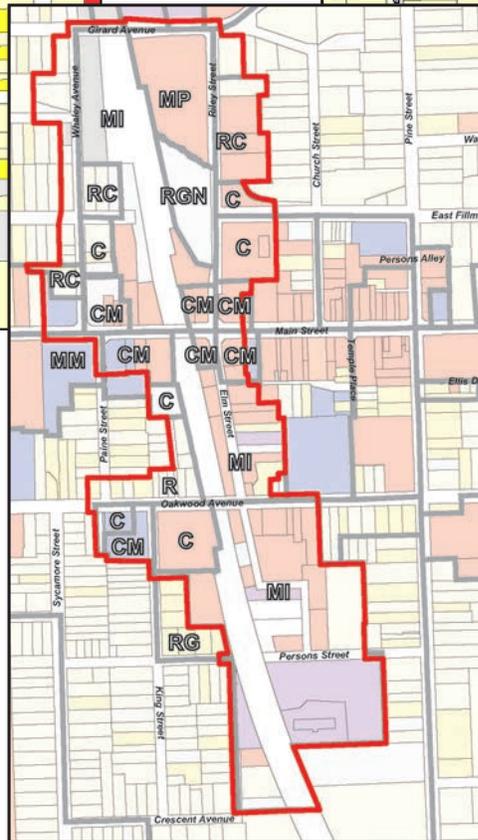
Single-Family Residential
Multi-Family Residential
Vacant
Commercial
Recreation and Entertainment
Community Services
Industrial
Public Services
Parks and Conservation

Existing Zoning



Legend
Existing Zoning

Commercial (C)
Commercial-Manufacturing (CM)
Manufacturing-Industrial (MI)
Manufacturing-Processing (MP)
Mid Main (MM)
Residential-Commercial (RC)
Residential-General (RG)
Residential-Group, New Townhouse (RGN)
Residential-Single Family (R)



Context for Planning

Tannery Brook (Opportunity)
Tannery Brook runs right through the study area. Improving access to the waterway would provide recreational and educational opportunities.

Sidewalks (Issue)
The Elm-Riley Corridor lacks sidewalks in select locations, including the west side of Riley (by the ice rink) and Elm Street (south of Oakwood). In addition, sidewalks are often blocked by parked vehicles along Elm Street. Sidewalks, street trees and other streetscape amenities would enhance the safety and attractiveness of the corridor.

Vacant Parcel (Opportunity)
Property is currently vacant and underutilized. Could be redeveloped for mixed-use, public space, etc.

Historic Character (Opportunity)
The Village of East Aurora has a great deal of historic character. The study area alone contains 21 historic properties. Historic properties and architectural features should be preserved and adapted for re-use where necessary.

Whaley & Main (Opportunity)
The northeast corner of the Whaley Ave and Main St intersection has a property suitable for redevelopment.

Main Street Intersection (Issue & Opportunity)
Each corner at the Elm and Riley intersection with Main Street has a thriving business. However, the street presence of these businesses is very different from one corner to the other. Access to the vehicle-based businesses needs to be balanced with aesthetics and safety. There is an opportunity to enhance the streetscape and reduce curb cuts in this area.

Parking (Issue & Opportunity)
Parking is a challenge in certain areas. Parking options are not always clear, and public/private options are not coordinated. A new municipal lot and better on-street parking are options.

Millard Fillmore Place (Issue)
The building at the northeast corner of the intersection of Elm Street and Millard Fillmore Place abuts the street. Reduced visibility for motorists is a safety issue for all users.

Elm Street Activity (Opportunity)
Businesses on Elm Street are attracting people, but the streetscape is not as attractive and inviting as it could be. The character of the area could be improved for visitors and residents, whether visiting on foot, by bike, or in a vehicle.

Fire Hall (Opportunity)
The old fire hall property is a redevelopment opportunity with close proximity to many Village amenities.

Southern End of Elm Street (Issue)
South of Oakwood Avenue, Elm Street becomes very narrow and uninviting. Sidewalks are gone, and the street abruptly jogs to the left. Visitors are left to wonder if this is a driveway or a street. Wayfinding is confusing, and the street is not pedestrian friendly.

Existing Land Use / Zoning
In many places within the study area, existing land use is inconsistent with the existing zoning.

Issues & Opportunities

Community Input

Steering Committee Kickoff Meeting
January 5, 2016

Steering Committee Meeting #2
February 23, 2016

Stakeholder Meetings
March 3, 2016

Community Planning & Design Workshop
March 14, 2016

Steering Committee Meeting #3
April 5, 2016

Steering Committee Meeting #4
April 21, 2016

Steering Committee Meeting #5
May 10, 2016

Community Open House
May 25, 2016

Draft Elm-Riley Corridor Plan
June 23, 2016

Presentation to the Village Board
July 5, 2016

Phase:
Where
are we
now?



Phase:
Where
do we
want to
go?



Phase:
How do
we get
there?



Community Involvement.

Widespread and meaningful public participation provides the opportunity for residents, property owners, business owners, and community leaders to engage in the planning process. Residents of East Aurora were provided with several opportunities to get involved in the development of the Elm-Riley Corridor Plan between January and July of 2016. These included: steering committee meetings, stakeholder meetings, a planning and design workshop, a community open house, and discussions with the Village Board to review and provide input on the draft plan.



Community Input

Workshop Summary.

In March 2016, community members were invited to the Lodge at the Healthy Zone Ice Rink for a collaborative community planning and design workshop. Approximately 40 community members came together to learn about the Elm-Riley Corridor Plan and share their ideas for the community. Several participation tools were used at the workshop to help attendees focus on community issues, opportunities, and assets and to develop a long-term vision to help guide development and redevelopment in the community. Attendees wrote postcards to a fictional Aunt Sally, describing their vision of the future, and participated in an image preference survey (IPS).



Community Workshop

beautiful streetscapes



attractive buildings



variety of housing



pedestrian friendly



vibrant businesses

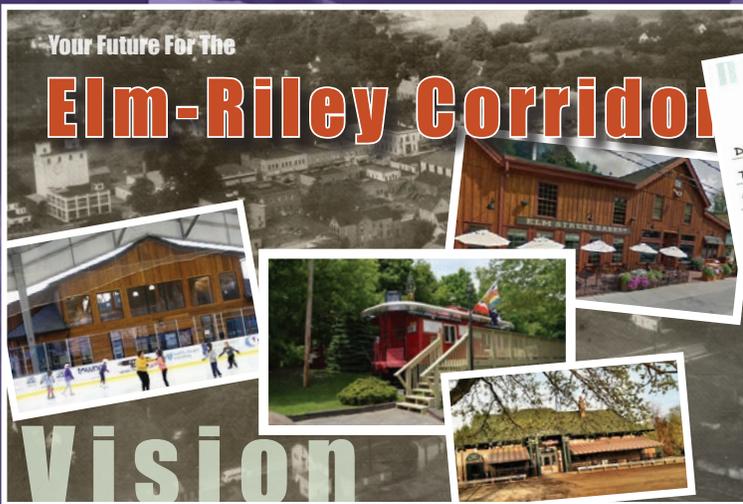
The IPS consisted of a 40-image slideshow where attendees viewed pictures of buildings, streets, public spaces, and more. The slides included scenes of diverse aesthetic quality, building form, and streetscape elements. Attendees were asked to rate the images on a scale of 1 (undesirable) to 10 (highly desirable). These images include the highest and lowest rated images in the IPS.



Vision & Goals

Vision.

East Aurora's historic Elm-Riley corridor will be an eclectic complement to Main Street with restaurants and art studios mixed with a variety of shops and residences. Vibrant buildings will be framed by inviting streetscapes and public spaces that are clean, green, and filled with both residents and visitors. The streets and parking areas will be well defined, well kept, and safe for bicyclists, pedestrians, and motorists. Small businesses and community facilities will be bustling with people of all ages and walks of life.



Aunt Sally Postcards



Least Preferred Images

Goals.

The Elm-Riley Corridor vision will be achieved by focusing on goals in the following areas:

- Transportation & Parking,
- Streetscape & Public Space,
- Land Use & Economic Development, and
- Sustainability.

Community Input

Aunt Sally Postcard Responses: When asked to describe what the Elm-Riley Corridor would look like in 10 years, the following responses emerged from community members.

make it desirable to live here, not just visit

mix of residential, retail and industrial

better planned parking areas

parking lot screening

parking lots look good, have trees

old growth trees

streets are well-kept and safe

reduced speed limit

create park by caboose

places for people to relax

condos and apartments

bike parking pedestrian friendly

paint railroad bridges

combined parking/park across from library

great walkable space

agriculture at schools

quiet/pastoral setting

unique bars & restaurants

welcoming

inviting

nice traffic flow

parking moved to rear of buildings

new benches and trash cans bikeable

factories and shops

calming yet exciting

festivals

increased residential

improved pavement and potholes

cute coffee shops

outdoor dining

plowed sidewalks

easy access from parking to businesses

awnings & paint on manufacturing businesses

really bustling

antique streetlights

renovate and occupy vacant buildings

less industrial/oil change/auto parts businesses

ecological improvements

more retail and dining

clean

cobblestones

green space

variety of businesses

great shopping

public space

places for kids to play

full of people

complement Main Street

new community parking lot

on-street parking - one side only

no parking on sidewalks

mix of young, old, singles, families

people out and about

art studios and restaurants alongside

places for people to relax

condos and apartments

bike parking pedestrian friendly

paint railroad bridges

combined parking/park across from library

great walkable space

agriculture at schools

quiet/pastoral setting

unique bars & restaurants

welcoming

inviting

nice traffic flow

parking moved to rear of buildings

new benches and trash cans bikeable

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ecological improvements

more retail and dining

clean

cobblestones

green space

variety of businesses

great shopping

public space

places for kids to play

full of people

complement Main Street

new community parking lot

on-street parking - one side only

no parking on sidewalks

mix of young, old, singles, families

people out and about

art studios and restaurants alongside

like SoHo - artsy, energetic, a little industrial
people going in and out of shops and offices
Village seems friendlier

streetscape

green

colorful string lights
green energy
green roofs
lawns turned to agriculture
screen parking
cute boutiques
auto parts store relocated

crosswalks
gardens

parking

vibrant

shade solar panels
brick pavers

walkable

paths
pocket parks
parks

bike lanes

great music venues
great public art

tasteful lighting
keep light industrial at end of Riley

places for kids to play

full of people

complement Main Street

new community parking lot

on-street parking - one side only

no parking on sidewalks

mix of young, old, singles, families

small-scale residential

small businesses thriving

services, shops, social

trees, shrubs, flowers

close one area to thru traffic

more parking

roomy new sidewalks

library parking problems solved

gas station restored to original style

Recommendations

The vision and goals for the Elm-Riley Corridor are directly related to the Aunt Sally postcard responses, the results of the image preference survey, and the feedback received during the planning and design session at the community workshop. The vision and goals provide a framework for developing and organizing the recommendations, and the recommendations provide an action strategy for achieving the vision.

The recommended projects that are described in the following pages were developed in partnership with the Steering Committee. Projects were identified through discussions with attendees at the community workshops or at meetings with local stakeholders. This section is not intended to be an exhaustive list. Instead, these recommendations are designed to help redevelopment efforts continue moving forward in a coordinated manner. As things progress, this project list should be updated and expanded to reflect community changes and future opportunities that may arise.

The public process made clear that community members want improvements that reflect the changing character and allow the corridor to complement Main Street. Three priority areas include: appealing streetscape amenities, improved parking and traffic flow, and zoning changes.

Streetscape improvements should include vegetation, lighting, benches, trash cans, and public art. The recommended streetscape section proposes rain gardens. However, other solutions such as a vegetated tree lawn would still be a substantial improvement over existing conditions, if rain gardens are not preferred. The key features of any future streetscape improvements are consistent character and the addition of vegetation.

Transportation and parking improvements are recommended that will improve the safety of all users - bicyclists, pedestrians, and motorists. Parking solutions are designed to better organize parking and include new off-street parking, new on-street parking, and new signage. A woonerf-style public space is proposed for one block of Elm Street between Main Street and Oakwood Avenue to slow traffic and allow different uses to occur in this area.

Zoning was the original impetus for the Elm-Riley Corridor Plan. Throughout the planning process, zoning has continued to be a key part of the discussion. Zoning revisions are an important next step. Preliminary revisions are identified in this plan, but will need to be fully developed in the scope of a separate planning effort.

Creating a memorable experience has as much to do with how a place feels as it does with how a place looks. It is not just one or two of the characteristics mentioned above that create a vibrant community. It takes most, if not all, of those characteristics working together to form an exciting and memorable experience. Close attention must be paid to each development project and public improvement so that, over time, more and more of those characteristics are brought together throughout the Corridor.



Riley Street, looking north



Riley and Elm Intersection



Elm Street



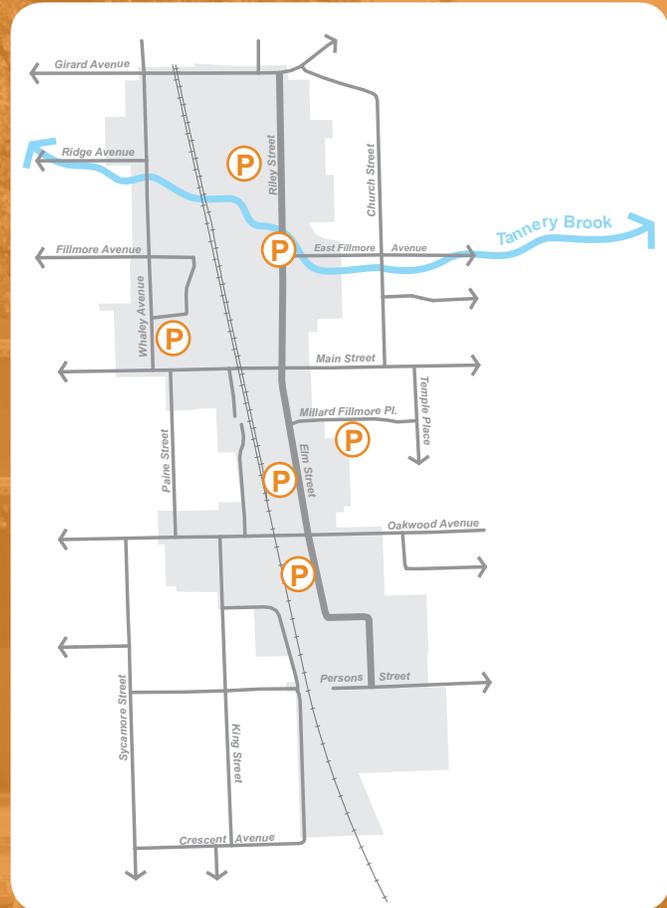
Elm Street, looking south

Transportation & Parking

1 Explore possibilities for new off-street parking.

Some options include:

- Acquire property or negotiate public/private partnerships to create public parking lots (e.g. the lot by the Caboose, south of Oakwood Avenue, and/or Fisher Price).
- Consider expanded parking for the library, such as a combined parking lot and pocket park located across Whaley Street.
- Develop a combined green parking lot and pocket park across from the ice rink.
- Evaluate, and if necessary, modify the layout of the off-street public parking areas on Millard Fillmore Place to maximize the number of spaces.
- Develop diagonal parking on the west side of Riley Street near the ice rink.
- All parking will require safe pedestrian connections.



Locations to consider for off-street parking.

2 Improve aesthetics of existing and future parking lots.

- Require business owners to landscape and/or screen their parking lots along the street frontage.
- Encourage business owners to shift parking from the front to the rear of the buildings when possible.
- Develop Village parking signage that coordinates with an overall wayfinding system.



Parking lot screening.



Coordinated parking & wayfinding signage. These images scored in the top ten in the Image Preference Survey.

Recommendatio

Goal. Enhance multi-modal access and improve neighborhood vitality through the implementation of bicycle and pedestrian infrastructure and creative parking strategies.

3 Improve bicycle and pedestrian infrastructure.

- Recommended improvements include generous sidewalks, bicycle racks, crosswalks, and on-street bicycle infrastructure, such as bike lanes.
- Create small-scale, inviting connections for pedestrians and bicyclists through the development of green alleys and tunnels (e.g. linking businesses with off-street parking).



Green alley, Detroit, MI.

4 Evaluate the need for traffic control devices and safety measures.

Areas to consider include:

- Traffic calming on Oakwood Avenue near Paine Street.
- Signage in the southern part of Elm Street where the roadway jogs to the east.
- Improvements at the intersection of Millard Fillmore Place and Elm Street to address a dangerous pedestrian crossing.
- Possible safety improvements for the crossing at Main Street and Whaley Avenue.

5 Evaluate ways to reduce the impact of vehicular traffic.

- Traffic calming such as street trees, narrow travel lanes, and curb-extensions.
- Design Elm Street, between Main Street and Oakwood Avenue, to be a woonerf-style public space that can be closed at times to automobiles.
- Work with NYS DOT to restrict truck traffic (over a certain size) and/or for local deliveries only on Elm Street and Millard Fillmore Place.



Woonerf: A street with shared space, traffic calming and low speed limits. A woonerf allows the street to be a social space, not just a channel for vehicular mobility. This image received high marks in the Image Preference Survey.

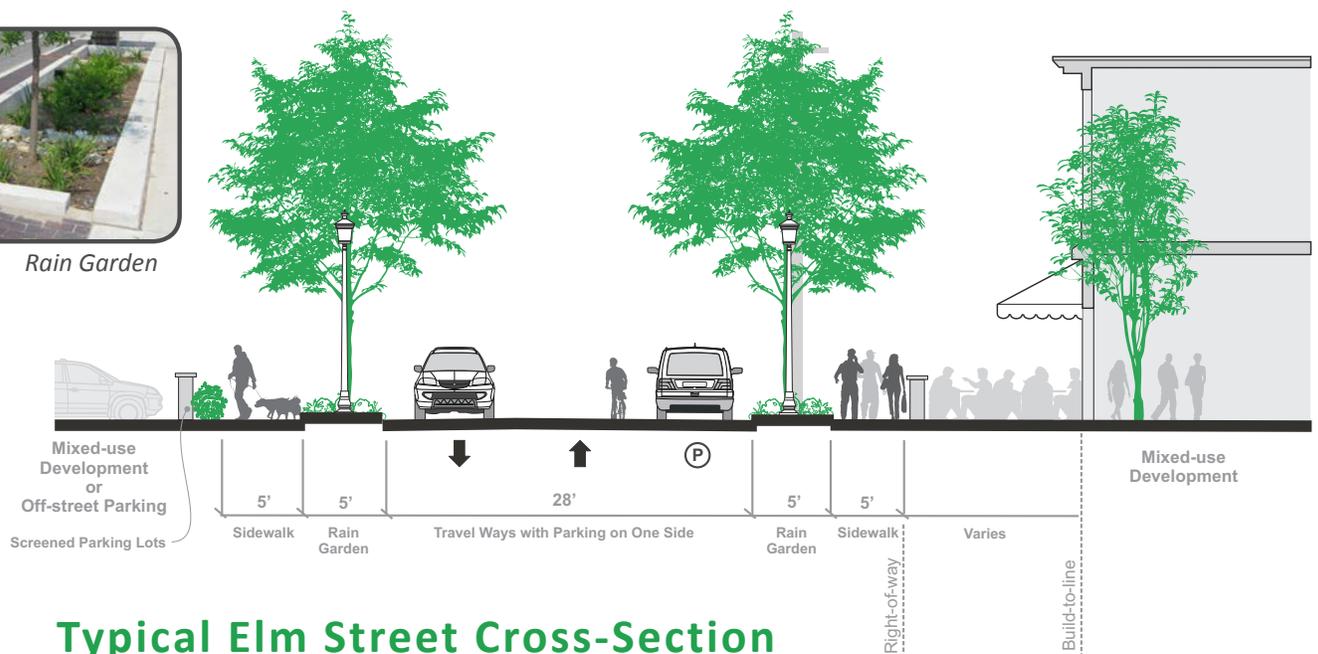
Streetscape & Public Space

6 Enhance streetscape character by developing detailed streetscape plans for the corridor.

- Elm Street between Main Street and Oakwood Avenue should be a high priority.
- Restore tree lawns and plant trees.
- Consider green infrastructure (e.g. rain gardens).
- Incorporate pedestrian scale lighting, locations for sitting areas, and public art.
- Install site furnishings including bike racks, benches, and trash receptacles.
- Develop a solution to prevent the encroachment of on-street parking on tree lawns and sidewalks (e.g. raised tree lawns and/or tree pits).



Rain Garden



Typical Elm Street Cross-Section

7 Make the intersection of Elm and Riley Streets more distinctive.

- Develop better signage to improve wayfinding from Main Street to the corridor.
- Enhance the intersection character to draw people into the corridor.

Recommendatio

Goal. Utilize streetscape amenities and landscaping to make the corridor more welcoming and comfortable, and develop public gathering spaces that provide opportunities for people to rest and relax.

8 Develop attractive public places for people to congregate and rest.

Possibilities include an outdoor public square, unstructured green space, pocket parks, and gardens. Amenities could include benches and tables, fountains, places for children to play, plantings, shade, public art, and games (e.g. shuffleboard). Four season activities should be considered.

Locations that were suggested by the public include:

1. Tannery Brook (and surrounding area) for a pocket park or walkway.
2. South end of Elm Street, near the antique shop and Wallenwein's.
3. Add a garden, park, pathways and/or koi pond behind the old fire hall.
4. Add trees and enhance green space at the intersection of Fillmore and Whaley by the railroad tracks.
5. Create a pocket park near the Caboose on Elm Street.



9 Support efforts to incorporate public art into the corridor.

Possibilities include:

- Permanent and seasonal sculptures and artwork.
- Artistic streetscape amenities, such as benches, bike racks, and other street furnishings.
- Mural panels or "living wall" vegetation installations on the sides of the railroad bridges. Mural panels could be changed periodically, and could reference Village history and character.



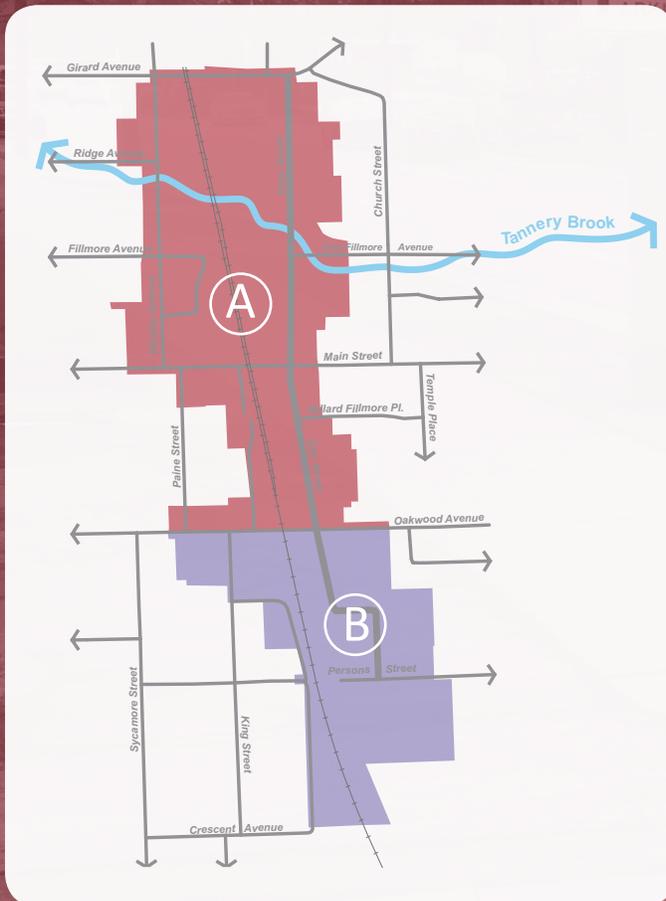
Land Use & Economic Development

10 Promote new residential development that varies in size, scale, and type.

- Possible types: condominiums and garden apartments for seniors, modern lofts for millennials.
- Possible locations: Vacant lot at corner of Whaley Ave and Main St, former fire hall, etc.

11 Update zoning code to maximize land use and development opportunities and improve design.

Areas for consideration include:



- MI district north of Oakwood. (A)
 - o Down-zone and/or new mixed-use type district.
 - o Special use permit for some manufacturing uses.
 - o Building size approx 5,000 SF.
 - o Permit vertical and horizontal mixed-use.
 - o Include design standards.
 - o Prohibit front yard parking.
- MI District south of Oakwood. (B)
 - o Keep MI District.
 - o Revise purpose/intent statement.
 - o Include design standards.
 - o Prohibit front yard parking.
- CM District at Intersection with Main and Paine, Whaley, and Elm/Riley
 - o Should include some mixed-use.
 - o Permit vertical and horizontal mixed-use.
 - o Include design standards.
 - o Prohibit front yard parking (CM permit at 15' back).
- Down-zone existing residential pockets near Whaley and Fillmore currently zoned for commercial uses. Support funding opportunities to businesses that reduce noise, reduce light pollution, and plant natural barriers on their properties.

Recommendatio

Goal. Preserve neighborhood character and stability by aligning zoning regulations with the vision. Encourage a compatible mix of land uses that contribute to the eclectic character of the corridor while limiting adverse impacts.

12

Encourage property owners to repair and improve their existing buildings.

Suggestions from the public include: restoring the gas station to its original style, and improving the street side façade of the Sears building in the mini-mall.

13

Maximize the redevelopment potential of underutilized buildings and properties.

- Encourage the renovation and use of vacant and underutilized buildings.
- Possible locations include the property across the street from the ice rink, and the lumber building on Elm.

14

Preserve historic character.

Old buildings and historic landmarks should be maintained and preserved and where possible, sensitively repurposed.



Locally-owned small businesses in sensitively repurposed historic buildings.

15

Support small business development.

- Promote businesses that encourage people to live in the area, not just visit.
- Encourage new, complementary uses such as: music venues, festivals, an (open air) artisan marketplace, and an indoor/ outdoor farmers market.

Sustainability

16

Ensure that adequate infrastructure is available to meet future demands.

- Permit and promote sustainable infrastructure. Possible solutions include: solar panels, urban agriculture, green roofs, green infrastructure and sustainable energy.
- Study future infrastructure needs during development projects and municipal planning.
- Incorporate green infrastructure and sustainable solutions where appropriate (e.g. rain gardens to alleviate drainage issues, recycling receptacles in commercial areas).
- When addressing maintenance issues, maximize the infrastructure. Investigate possible issues with uneven pavement, potholes, drainage issues, and sewer overflows.



Green roof on a park pavilion, Indianapolis, IN



Rain gardens

Recommendatio

Goal. Promote a culture that balances the social, economic, and environmental aspects of the community to make the corridor a sustainable place to live, visit, and do business.

17 Foster the use of alternative transportation.

- Solutions include public transit and active transportation, such as walking and bicycling.
- Interactive displays, indicating the number of bicycles in use that day or the quantity of emissions reduced, might encourage active transportation.
- Recommended active transportation improvements (as described in **Recommendation 3: Improve Bicycle and Pedestrian Infrastructure**): include generous sidewalks, bike racks, crosswalks, and on-street bicycle infrastructure, such as bike lanes.



Sculptural and functional bike rack

18 Support development that attracts people at all stages of life.

- Provide playful amenities of interest to children that make them feel welcome.
- Support residential development that provides options for singles and families at different stages of life.
- Update the Village's Comprehensive Plan. Consider funding through the NYS Consolidated Funding Application.



Senior citizens aging in place



Amenities for children that are inviting in all seasons

Implementation

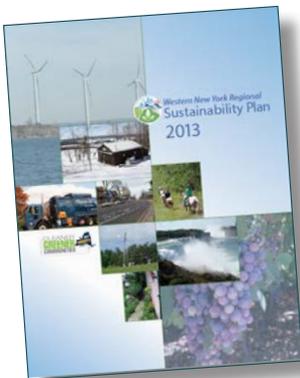
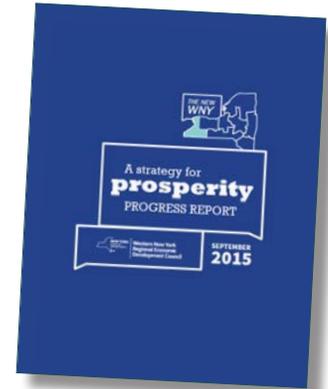
The specific actions to implement this plan are generally described in the previous section. The implementation table on the following pages lists recommended actions and provides a general time frame for completion, a list of possible partners, and potential sources of funding or technical assistance (where applicable).

Funding and Consistency with Regional Planning

2015 Western NY Regional Economic Development Council Progress Report

In 2011, Governor Cuomo created ten Regional Councils to develop long-term strategic plans for economic growth for their regions. These councils are public-private partnerships made up of local experts and stakeholders from business, academia, local government, and non-governmental organizations.

The Village of East Aurora is located in the Western New York Region. To secure funding through the Consolidated Funding Application (CFA) process, projects must align with the strategies in the economic development plan. The concepts of the Elm-Riley Corridor Plan have been aligned with the objectives of the Western NY Regional Economic Development Council Plan to maximize the chances of obtaining funding to support the revitalization efforts of this plan.



2013 Western New York Sustainability Plan

The Cleaner, Greener Communities Program was announced by Governor Andrew M. Cuomo in his 2011 State of the State address. The Program, which is administered by the New York State Energy Research and Development Authority (NYSERDA), provides \$100 million in funding to help New York's ten regions establish sustainability plans and adopt smart growth practices.

The Village of East Aurora must recognize that future actions regarding transportation, land use, economic development, climate adaptation, and water management need to align with the goals and action items outlined in this plan if the Village wants their projects to be eligible for funding.

Leadership Champions. The implementation of each recommendation must be a collaborative effort. The following local agencies and organizations should be involved with the implementation of these recommendations. It is assumed that all these partners would be members of an Elm-Riley Advisory Committee (ERAC) or other organization and just because a member is not listed for a project in the implementation matrix does not mean that they should not be involved in some way.

- Village of East Aurora
- Chamber of Commerce
- Planning Commission
- Local Business Owners / Property Owners
- Historic Preservation Commission
- Other local stakeholders

Moving Projects Forward. Prioritization and timing of project execution are critical to the implementation of the Elm-Riley Corridor Plan. Although each project is important, the priority projects identified below are transformative, motivating, and needed for the corridor.

Identifying and prioritizing short-term, medium-term, and long-term actions can assist in the implementation process.

Short-term actions are typically implemented within one to three years. These actions may address concerns that need immediate attention. Short-term actions are key in continuing the momentum of the planning process. Also, some recommendations are considered short-term to align with time-sensitive funding opportunities.

Medium-term actions are those that may require additional investment of finances and time which build on the successful completion of earlier tasks. These are anticipated to three to five years to complete.

Long-term actions would require significant commitments of time and funding, but are still important to the long-term success of the community. Long-term projects typically take more than five years to implement.

Kick-start implementation by:

- Updating the zoning code to maximize land use and development opportunities and improve design.
- Enhancing streetscape character by developing detailed streetscape plans for the corridor.
- Exploring possibilities for new off-street parking.

The remaining projects should be completed in subsequent phases. Some of these projects require ongoing attention to policies, while others are relatively small projects which can be completed concurrently with other projects.



Considerations

- Continue to build partnerships in both the private and public sectors. Implementing a vision must be a joint effort!
- Develop a committee or organization to lead the implementation of the Plan (e.g. Elm-Riley Advisory Committee)
- Show progress by picking some “low hanging fruit” and getting something done.
- Celebrate successes and let people know about them.
- Emphasize quality in every aspect.

Tools to Keep In Mind

The tools below might not be relevant now but should be kept in mind as larger buildings are re-purposed for mixed-use.

485-A Exemption. One tool available to New York State local governments to incentivize re-purposing older buildings to mixed-use is property tax relief known as the 485-A exemption. After a qualifying project is completed, the owners will continue to pay taxes on the pre-renovation value of the property for a period of eight years. Between years nine and 12 the assessed value of the property gradually rises to its full market value. This gives the property owner a period to stabilize tenancy.

NYSERDA Programs. The New York State Energy Research and Development Authority, known as NYSERDA, promotes energy efficiency and the use of renewable energy sources. The agency has several programs that could assist local efforts to implement projects in the Elm-Riley Corridor.

Historic Tax Credits. Several State and Federal credits are available for use with eligible properties.

Implementation

Recommended Action
Transportation & Parking
1. Explore possibilities for new off-street parking. <i>(e.g. negotiate public/private partnerships to create public parking lots (e.g. the lot by the Caboose, south of Oakwood Avenue, and/or Fisher Price)</i>
2. Improve aesthetics of existing and future parking lots. <i>(e.g. Develop Village parking signage that coordinates with an overall wayfinding system)</i>
3. Improve bicycle and pedestrian infrastructure. <i>(e.g. improvements include generous sidewalks, bicycle racks, crosswalks, and on-street bicycle infrastructure, such as bike lanes)</i>
4. Evaluate the need for traffic control devices and safety measures. <i>(e.g. Improvements at the intersection of Millard Fillmore Place and Elm Street to address a dangerous pedestrian crossing)</i>
5. Evaluate ways to reduce the impact of vehicular traffic. <i>(e.g. Work with NYS DOT to restrict truck traffic (over a certain size) and/or for local deliveries only on Elm Street and Millard Fillmore Place)</i>
Streetscape & Public Space
6. Enhance streetscape character by developing detailed streetscape plans for the corridor.
7. Make the intersection of Elm and Riley Streets more distinctive.
8. Develop attractive public places for people to congregate and rest.
9. Support efforts to incorporate public art into the corridor. <i>(e.g. Artistic streetscape amenities, such as benches, bike racks, and other street furnishings)</i>
Land Use & Economic Development
10. Promote new residential development that varies in size, scale, and type. <i>(e.g. condominiums and garden apartments for seniors, modern lofts for millennials)</i>
11. Update zoning code to maximize land use and development opportunities and improve design.
12. Encourage property owners to repair and improve their existing buildings.
13. Maximize the redevelopment potential of underutilized buildings and properties.
14. Preserve historic character.
15. Support small business development. <i>(e.g. Encourage new, complementary uses such as: music venues, festivals, an (open air) artisan marketplace, and an indoor farmers market, etc.)</i>
Sustainability
16. Ensure that adequate infrastructure is available to meet future demands. <i>(e.g. Permit and promote sustainable infrastructure, study future infrastructure needs, etc.)</i>
17. Foster the use of alternative transportation. <i>(e.g. Interactive displays, indicating the number of bicycles in use that day or the quantity of emissions reduced, might encourage active transportation, active transportation, etc.)</i>
18. Support development that attracts people at all stages of life. <i>(e.g. Update the Village’s Comprehensive Plan. Consider funding through the Consolidated Funding Application, etc.)</i>

Abbreviations

ERAC	Elm-Riley Advisory Committee	NYSDEC	New York State Department of Environmental Conservation
GBNRTC	Greater Buffalo-Niagara Regional Transportation Council	NYSDOS	New York State Department of State
NEA	National Endowment for the Arts	NYS DOT	New York State Department of Transportation
NYMS	New York Main Street Program	NYSERDA	New York State Energy Research & Development Authority
NYSCA	New York Council on the Arts	NYSES D	New York State Empire State Development

Time Frame	Planning Level Implementation Costs	Potential Partners / Funding Resources
Short - Medium	Could vary considerably	VB, PPP
Medium - Long	\$5-10K	PC, PPP
Short	\$10k (racks, benches, etc.)	NYSERDA, TEP
Medium - Long	\$5K (evaluation)	GBNRTC, PC, NYSDOT
Short	\$5K Signs, \$250K+ Woonerf	VB, NYSDOT, PC, PPP
Short - Medium	\$10-15K Plan, \$250K + Implementation	GBNRTC, PC, NYSDOT
Medium	\$10-25K +	VB, NYSDOT, TEP, PC
Short	Could vary considerably based on location	VB, NYSOPRHP, ERAC
Short - Ongoing	\$5-10K +	ERAC, VB, NEA, NYSCA
Short - Ongoing	Part of zoning update + ongoing support for this type of development	VB, PC, PPP
Short	\$50K +	PC, VB, NYSERDA
Short	Funds for facade improvement program	ERAC, NYSESD
Short - Medium	Part of zoning update + ongoing support for this type of development	VB, PC, PPP
Short - Medium	Could be part of zoning update + ongoing support	VB, NYSOPRHP, ERAC
Short - Medium	Could be part of zoning update + ongoing support	VB, PPP, PC, NYSERDA, NYSESD
Medium - Long	Could vary considerably based on need	VB, NYSESD, NYSERDA
Short	Limited + Private Development	VB, PC, GBNRTC, NYSERDA, NYSDOT
Short - Medium	\$50K +	VB, PC, ERAC, PPP

NYSOPRHP New York State Office of Parks, Recreation and Historic Preservation
 PC Planning Commission (Village of East Aurora)
 PPP Public / Private Partnership
 TEP Transportation Enhancement Program (or other Federal Program)
 VB Village Board (Village of East Aurora)

VILLAGE OF EAST AURORA
571 Main Street, East Aurora, NY 14052
Phone: 716.652.6000 Fax: 716.652.1290
www.east-aurora.ny.us

SPECIAL PERMIT APPLICATION

ALL Requests Must Be Received A Minimum of 60 Days in Advance!

**Required for application: one (1) complete file in electronic PDF format
Via e-mail to maureen.jerackas@east-aurora.ny.us**

PUBLIC HEARING FEES: \$100.00 _____ \$25.00 Application Fee _____
\$25.00 Permit Fee _____
Date Application Filed _____
Date of V.B. Action _____ (attach minutes) Approved _____ Disapproved _____

Application is hereby made for a **SPECIAL PERMIT** pursuant to **Section 285.51** of the Code of the Village of East Aurora. Written approvals and other special permits as may be required by law, shall accompany this application.

Section 285.51 Special Permit required for Gasoline Service Stations, Rapid Car Washes, and Restaurants and/or outdoor service of food and beverages when permitted by the Village Board after a public hearing thereon.

Applicant's Name: Deacon + Cassandra Tasker Address 548 Fillmore Ave. East Aurora NY 14052
Location of Premises: 431 Main St. East Aurora NY 14052 SBL # 142401-164-200-0011-005-000
E-mail: deacon-tasker@gmail.com Phone # 716 208 7007
Signature of Applicant [Signature] Date: 9/18/19
Owner of Premises Name: Delicious Holdings LLC Address 431 Main St. East Aurora NY 14052
E-mail: deacon-tasker@gmail.com Phone # 716 208 7007
Signature of Owner: [Signature] Date: 9/18/19

Is this application for an Amended Permit? Yes No **If yes, attach copy of last permit**

Request is for: Restaurant, Indoor Dining Restaurant, Outdoor Dining Gas Station
 Car Wash Other _____

Days and hours of operation (indoor) Sunday - Thursday : 12:00 pm - 10:00 pm Saturday - Sunday 11:00 am - 11 pm
Days and hours of operation (outdoor) Same as indoor

Will alcoholic beverages be served? Yes No
Will there be outdoor music? Yes No If yes, what type of music: _____
Days and times of music _____

Are premises handicap accessible? Yes No If not, premises must be made ADA compliant.
Will there be any renovations? Yes No If yes, contact building department @ 716-652-7591.

Attach a letter detailing your project, along with a schematic drawing of the premises indicating the location of:

area to be occupied entrance/exits restrooms Backflow device & grease trap oil interceptor
 seating diagram (restaurant/indoor) # tables 3 #seats 12 Total Seating # 16
 (restaurant/outdoor) # tables 4 #seats 16 Total Seating # 20

SIGN PERMIT: Town of Aurora Building Dept, 300 Glead Avenue, East Aurora, NY - PH 716.652.7591

VILLAGE OF EAST AURORA
 571 Main Street, East Aurora, New York 14052
 716-652-6000
 In conjunction with
Town of Aurora Building Department
 300 Glead Ave, East Aurora, NY 14052
 716-652-7591

Building Dept:	
Date Received	<u>11/20/19</u>
Complete App	_____
Village Clerk:	
Date Filed	_____
Amount \$	_____
Receipt #	_____

SPECIAL USE PERMIT APPLICATION

PROPOSED PROJECT Expansion of KonaStone Cafe & Juice Bar SBL#: 176.05-1-4
 LOCATION 33 Elm St E Aurora NY 14052 ZONING DISTRICT NC

The applicant agrees to reimburse the Village for any additional fees required for consultant's review.

APPLICANT NAME JAMIE DIAMERD
 ADDRESS 472 Montrose Ave Buffalo NY 14223
 TELEPHONE 716-348-2232 FAX _____ E-MAIL jamie@konestonecoffee.com
 SIGNATURE [Signature]

OWNER NAME 33 Elm St LLC c/o Lisa Hening
 ADDRESS 39 Clarendon Pl Buffalo NY 14209
 TELEPHONE 716-725-1269 FAX _____ E-MAIL lhening@aol.com
 SIGNATURE [Signature] LANDLORD

DEVELOPER NAME SELF
 ADDRESS _____
 TELEPHONE _____ FAX _____ E-MAIL _____
 SIGNATURE [Signature]

THIS APPLICATION MUST INCLUDE THE FOLLOWING:

- One (1) – Cover letter to Village Board, Supporting Documents, and SEQR as required in §285-52.2
- One (1) complete file of submittal package in PDF format via email (under 10MB) to maureen.jerackas@east-aurora.ny.us. Larger files may be submitted on a USB drive or CD Rom.
- Application fee \$25.00, Permit fee \$25.00, and Public Hearing fee \$100.00 – Total \$150 at time of application

OFFICE USE ONLY: Sketch Plan Meeting Date _____

REQUIRED MEETINGS/REFERRALS:

	Mtg/Mail Date	Conditions/Comments, if applicable:
Planning Commission	_____	_____
Safety Committee	_____	_____
VEA DPW	_____	_____
OTHER (specify)	_____	_____

SEQR ACTION:
 ___ Type 1 ___ Type 2 ___ Unlisted

VILLAGE BOARD ACTION:

	Mtg/Mail Date
Public Hearing	_____
Notices Mailed	_____
Posted Notice-VEA Hall	_____
Posted Notice-Prop	_____
Approval/Denial Date	_____

Attach Village Board resolution with noted conditions.



KORNERSTONE COFFEE

November 12, 2019

To: Planning Board/Building Department of the Village of East Aurora

Re: Proposed Expansion of Kornerstone Cafe & Juice Bar @ 33 Elm St.; East Aurora

Kornerstone Cafe & Juice Bar has been a part of the community of the Village of East Aurora since December 11, 2016 and we are so very grateful for the warm welcome we received and the opportunity we've had to serve the community our variety of health menu items and freshly roasted coffee beans.

As a new cafe owner in 2016, I planned on a modest output of coffee, juice and food items on a relatively small scale. Since then, the incredible support of the community has encouraged me to increase our menu offerings and employ more local staff to accommodate the demand for healthy, quality items. We've found that the current space has proved difficult in creating an efficient kitchen production plan. Thus, when the space next door to us became available we were thrilled with the opportunity to expand our cafe.

As you know the former tenant for the proposed new space was a full service restaurant with seating of approximately 46 people. We do not plan to substantially change the use or design of this space, though we do plan on slightly decreasing the amount of seating. In addition, due to the large kitchen area that is already set up and functional in the proposed space, we are excited to offer kitchen time to other small local businesses who may need access to commercial kitchen space.

Highlights of the proposed expansion are as follows:

- ◆ The "bar" and seating area in current space will remain exactly as is.
- ◆ The new space will have flooring and paint to match the current space, including an additional mural by local artist Alixandra Martin.
- ◆ The wall between the current and proposed expansion space will be partly removed, only in non-structural drywall-only areas, as detailed in the attached diagram.
- ◆ The "bar" from the current space will be continued on the new side of the space in order to create continuity.

- ◆ Seating in the new side will be lower in volume than that of the former tenant, with a proposed seating of 40 (including the outdoor patio)
- ◆ Within the dining area we plan to offer space to another small business (and producer of our current baked good offerings), Blue Eyed Baker, to have a display case of their fine handmade baked goods.
- ◆ The kitchen will remain as it currently is from the former tenant, with minor modifications of table/equipment placement, etc.

Details:

- ◆ Proposed permitted hours of operation are Daily 6am - 11pm (though at this time we plan to close at 7pm and all day on Tuesday unless during special events)
- ◆ Maximum seating capacity proposed for the entire space is 70 (with a planned use of 61)
- ◆ Number of employees proposed is 4 full time and 15 part time (with a current staff of 2 FT and 13 PT at this time)
- ◆ Based on our proposed usable area of 2000 sq ft, we would be required to have 8 parking spots. We would have 6 available spots in the driveway located next to the patio (see diagram). In addition, our landlord has designated use of two spots in the shared driveway between 31 and 33 Elm St.

Environmental Impact:

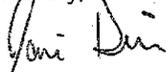
Kornerstone Cafe makes a concerted effort to be good neighbors and stewards of the environment. Throughout our 3 years in East Aurora we have purchased composting services from EcoVerde and recycling services from Republic Service in order to minimize the impact of our waste. We also make every effort to use environmentally sustainable containers, including straw-based carry out containers, paper straws and other available items. We currently offer reusable aluminum water bottles and reusable travel mugs with incentivizing discounts in an effort to encourage our guests to join us in sustainability efforts. We also encourage our guests to walk to our cafe, offering dog leash ties in front of our building and biscuits to canine companions. We plan to install a small bike rack near our patio in order to further encourage healthy activity, as well as decrease air pollution from automobile use. We will continue to pursue all of these efforts throughout and after our proposed expansion project.

Summary:

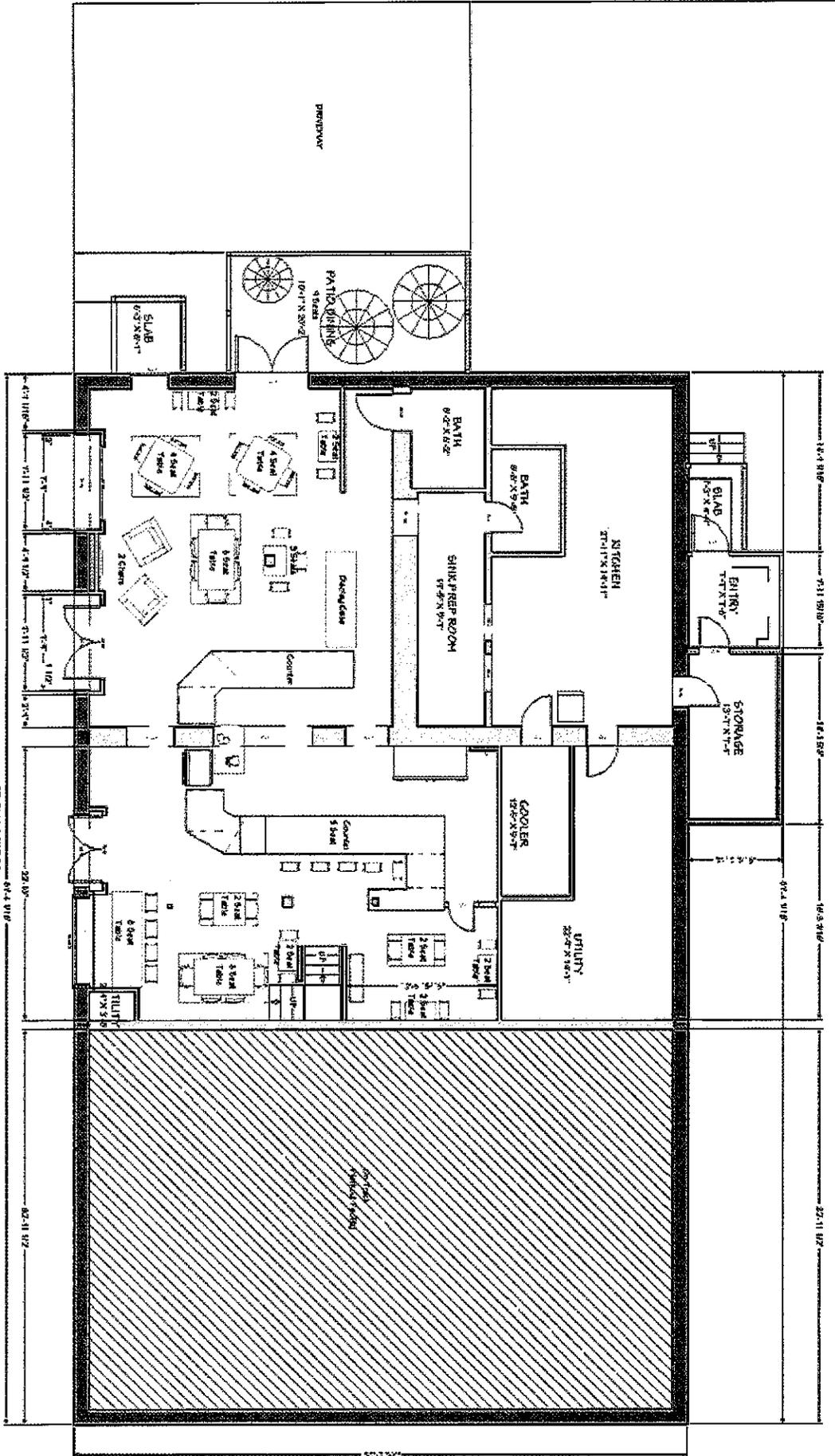
We feel we have been a positive presence in the Elm St neighborhood of the Village of East Aurora and hope to continue to be so as we expand our staff and seating area. Since we are not changing the use of the proposed area we hope that the proposed expansion will be acceptable to the Board.

Thank you for your time in this matter.

Sincerely,



Jamie Dinero,
Owner of Kornerstone Cafe & Juice Bar



39 ELM STREET
 KORNENSTONE CAFE & JUICE BAR
 62 SEATS
 2833 SQ. FT.

20' x 10'

Short Environmental Assessment Form

Part 1 - Project Information

Instructions for Completing

Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information			
Name of Action or Project: <i>Expansion of Kornerstone Cafe & Juice Bar @ 33 Elm St. E. Aurora NY</i>			
Project Location (describe, and attach a location map): <i>33 Elm St. E. Aurora NY 14052</i>			
Brief Description of Proposed Action: <i>Expansion of current cafe into existing restaurant space within building.</i>			
Name of Applicant or Sponsor: <i>Jamie Dinero / Kornerstone Coffee LLC</i>		Telephone: <i>716-348-2232</i>	
Address: <i>472 Montrose Ave</i>		E-Mail: <i>jamie@kornerstonecoffee.com</i>	
City/PO: <i>Buffalo</i>		State: <i>NY</i>	Zip Code: <i>14223</i>
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			NO <input checked="" type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval: <i>Village Planning Bd</i>			YES <input checked="" type="checkbox"/>
3. a. Total acreage of the site of the proposed action? _____ <i>23</i> acres			
b. Total acreage to be physically disturbed? _____ <i>0</i> acres			
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ <i>23</i> acres			
4. Check all land uses that occur on, are adjoining or near the proposed action:			
5. <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input checked="" type="checkbox"/> Industrial <input checked="" type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential (suburban)			
<input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other(Specify):			
<input type="checkbox"/> Parkland			

5. Is the proposed action, a. A permitted use under the zoning regulations? b. Consistent with the adopted comprehensive plan?	NO	YES	N/A
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels? b. Are public transportation services available at or near the site of the proposed action? c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____ _____	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____ _____	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____ _____	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency? b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:		
<input type="checkbox"/> Shoreline <input type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input type="checkbox"/> Wetland <input checked="" type="checkbox"/> Urban <input type="checkbox"/> Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
16. Is the project site located in the 100-year flood plan?	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, a. Will storm water discharges flow to adjacent properties? b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment: _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE Applicant/sponsor name: <u>JAMIE DINERO / Kernerston Coffee</u> Date: <u>11/12/19</u> Signature: <u>[Signature]</u> Title: <u>Owner of Business</u>		

RESOLUTION

JANUARY 6, 2020

APPOINT INSPECTORS OF ELECTION FOR 2020 VILLAGE ELECTION

Trustee _____, offered the following resolution and moved for its adoption:

BE IT RESOLVED, pursuant to Section 15-116 of the Village Election Law of the State of New York, the following Inspectors of Election are hereby appointed to serve at the specified amount of \$135.00/Inspector per day for the General Village Election to be held on Wednesday, March 18, 2020. This list is from Erie County Board of Elections for 2020 Certified Inspectors and will be used to fill the positions and any alternate necessary to adequately run the elections.

Margaret Zagrobelny – 342 North St.
Saxon Deck – 12 Tunbridge Walke
Rodney Simone – 85 ByeBerry Ct
Barbara Dadey – 143 Brooklea Dr

The following resolution was seconded by Trustee _____, and duly put to a roll call vote which resulted in the following:

[§ 249-28 No parking in certain places.](#)

- Oakwood Avenue North Between Hamburg Street and ~~Park Place the east line of Blake Hill Road as extended northward~~
- Oakwood Avenue South Between Hamburg Street and South Willow Street
- ~~Oakwood Avenue South Between Park Place and Olean Street~~
- Oakwood Avenue South From Sycamore Street to a point 35 feet west of Sycamore Street

[§ 249-22 Parking time limited in designated locations.](#)

- Oakwood Avenue ~~South~~North 2 hrs.; 8:00 a.m. to 6:00 p.m./All, except Sunday and legal holidays Between Elm Street and Olean Street
- Oakwood Avenue South 2 hrs.; 6:00 a.m. to 4:30 p.m./All, except Sunday and legal holidays From its intersection with Olean Road (Route 16) to a distance 650 feet east of such intersection

BUILDING DEPARTMENT
Town of Aurora/Village of East Aurora
300 Glead Avenue, East Aurora, NY
Phone (716) 652-7591

Permit # _____
Reissued _____
Date _____

APPLICATION FOR DEMOLITION

Property Owner Name NEUSTY DEVELOPMENT Phone # 716-870-1812
Property Address 273 GIRARD AVE.
SBL # 164-20-1-3 Zoning District R-
Applicant (if not Owner) _____ Phone # _____

6. Brief description of building to be demolished: SINGLE FAMILY 1 1/2 STORY HOME
7. Use: Residential _____ Commercial _____
8. Size of demolished building 34 ft wide 28 ft long 24 ft high 1725 Total sq ft
4. Zone _____
5. Name of Contractor TJS CONSTRUCTION INC.
Address of Contractor 811 GIRARD RD. Phone # 716-870-1812
6. Contractors GL/WC/Disability Insurance Certificates with Town & Village as Certificate holder Yes/No
7. Disconnect Required: _____ WATER _____ SEWER _____ ELECTRIC _____ GAS
8. Water use needed for dust control: Yes/No

Village of East Aurora Requirements:

Is the building over 50 years old? Yes/No *If Yes, please attach Historic Preservation Committee addendum
Is Development Plan Required? Yes/No *If Yes: date approved: _____ Conditions: Yes/No
(*If Yes, please attach)

IMPORTANT

- Site Plan or Survey showing lot and buildings on premises, relationship to adjoining premises or public streets or areas, and giving a detailed description of layout of property **must be submitted with this application**. Indicate distance to nearest building on adjoining lot.
- A written report from a licensed exterminator regarding extermination **must be submitted with application** if applicable.
- Written verification that all utilities (ie. gas, electric, water, and sewer) have been properly shut off and disconnected, **must be submitted with application**.
- No work may commence until an asbestos survey is completed and filed with the commissioner of NYS Dept of Labor in accordance with the Industrial code 56 and the rules and regulations of the Dept of Labor (submit copy to this Dept)
- Debris, including any in-ground storage tanks, must be systematically removed from the site and not allowed to pile up or cause any obstruction.
- Demolition shall be carried out during daylight hours only on normal workdays.
- No explosives can be used in connection with demolition of buildings or structures unless a special permit is first obtained by Village Board of Trustees (village).
- All cellars and basements of demolished buildings or structures shall be filled in and made safe and causing the surface of the location to be on level with the surrounding premises.

(continued on back...)

APPLICATION IS HEREBY MADE to the Code Enforcement Officer for the issuance of a Building Permit pursuant to the NEW YORK UNIFORM FIRE PREVENTION AND BUILDING CODE for the construction of buildings, additions and alterations, as herein described. The applicant agrees to comply with all applicable codes, laws, and regulations. The undersigned hereby certifies that all of the information contained in this application is correct and true.

Owner Name NEUSTY DEVELOPMENT LLC

(Contractor and Corp/LLC must complete affidavit on next page to sign as owner's agent)

716-861-9795

dnaneveaux@gmail.com

Telephone 716-870-1812 E-mail tjstynes@gmail.com


SIGNATURE OF OWNER

11-13-19
DATE

<i>Town or Village</i>	Bldg Dept	ZBA
Permit Fee \$ <u>50.00</u>	Reviewed by _____	Reason _____
	Appr on _____	Approved/Denied on _____
		Case # _____
..... Signature of Code Enforcement Officer		
Receipt is hereby acknowledged of the sum of \$..... equal to the fees schedule established by the Town Board of the Town of Aurora NY..... TC/ DTC Date: _____ Receipt _____		

TO SIGN AS AGENT FOR PROPERTY OWNER:

IN ACCORDANCE WITH THE TOWN OF AURORA BUILDING CODE ORDINANCE (SECTION 65-8 B.2)

I, _____,

STATE THE PROPOSED WORK IS AUTHORIZED BY THE PROPERTY OWNER AND I AM AUTHORIZED TO MAKE SUCH APPLICATION FOR A BUILDING PERMIT.

(Signature of Applicant)

STATE OF _____
COUNTY OF _____
TOWN _____

Sworn to before me this ____ day of _____ 20__

(Signature of Notary)

Notary Seal

IF PROPERTY OWNER IS A CORPORATION, COMPLETE:

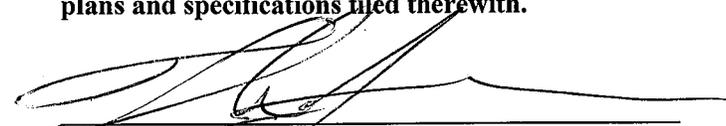
STATE OF NEW YORK
COUNTY OF ERIE

ss

THOMAS J. SYNES being duly sworn deposes and says that he is the applicant
(Name of individual signing application)

above named. He is the VICE PRESIDENT of said owner or owners, and
(Corporate Officer, etc.)

is duly authorized to perform or have performed the said work and to make and file this application: that all statements contained in this application are true to the best of his knowledge and belief, and that the work will be performed in the manner set forth in the application and in the plans and specifications filed therewith.



(Signature of Applicant)

Sworn to before me this 13th day of November 2014

Sheryl A. Miller

(Signature of Notary)

SHERYL A. MILLER
Reg. #01MI6128663
Notary Public, State of New York
Qualified In Erie County
Commission Expires June 13, 2021

Notary Seal

ADDENDUM TO APPLICATION FOR DEMOLITION

VILLAGE OF EAST AURORA

EAST AURORA HISTORIC PRESERVATION COMMISSION

Village Code §112-2(A) requires that, if a property owner wishes to demolish a building or structure that is fifty or more years in age, the demolition application must be referred to the East Aurora Historic Preservation Commission (HPC) to ascertain whether the property may have some historic significance of which the Village Board should be aware in reviewing the demolition application. The purpose of this addendum is to elicit basic information germane to the HPC's input. It is the practice of the HPC to place any demolition application that is referred to it for this purpose upon the HPC's meeting agenda for discussion. The applicant will be notified of the meeting, at which the applicant's attendance is encouraged but not mandatory. In order to furnish informed input to the Village Board, **in its discretion the HPC may require additional information or diligence beyond that set forth in this addendum.**

The following reference sources may be of assistance in completing this addendum: (i) Aurora Town Historian (www.townofaurora.com/departments/historian); (ii) your abstract of title; (iii) property file in Village Clerk's office; (iv) real property tax records (www2.erie.gov/ecrpts); (v) Erie County Clerk's Office.

You are encouraged to consult with the Aurora Town/Village Historian to investigate the historical use and historical significance of the property, both of which are required in this application. Doing so may shorten the HPC's review of your application.

NOTE: This addendum is not intended to be used if the property in question is a local landmark or is within a historic district as designated under Village Code Chapter 156. If a property is so designated, then the property owner must submit to the HPC an Application for Certificate of Appropriateness. This form and instructions are available on the Village website.

Property Address: 273 GIRARD AVE.

Property Owner/Applicant Name: NEUSTY DEVELOPMENT LLC.

Property Owner Contact Information (address, telephone and email):

AMY NEVEAUX, 716-861-9795, dna.neveaux@gmail.com
TOM STYVES, 716-870-1812, tjstyves@gmail.com

Provide information as follows to the best of your knowledge. This addendum should be accompanied by a photograph of the property.

Year of Construction: 1953

If architect designed, name of architect: _____

Names of original and subsequent owners, and dates of ownership if known:

BEVERLY SOBCZAK

What is the historic use of the property?

NONE THAT WE ARE AWARE OF

To the best of your knowledge, is there any historic significance associated with the property?

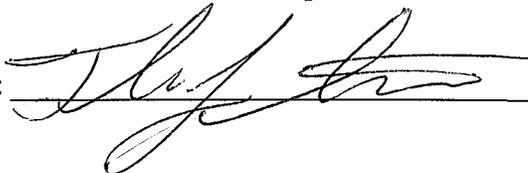
____ Yes / No

If yes, please explain: _____

Did you consult with the Aurora Town/Village Historian about the property's historical use and historical significance?

____ Yes / No

Applicant hereby certifies that, to the best of applicant's knowledge, information and belief, the information set forth above is accurate and complete.

Applicant's Signature:  Date: 10-13-19

289.50' TO THE
EASTERLY LINE OF
NORTH WILLOW STREET
(FORMERLY WILLOW ST.)
(289.50' WIDE)

65.00'

DRIVE
0.80' W.

90°-57'-00"

89°-03'-00"

NOTE:

UNAUTHORIZED REVISIONS OR AD-
DITION TO ANY SURVEY, DRAWING,
DESIGN, SPECIFICATION, PLAN, OR
REPORT IS A VIOLATION OF SECTION
7209, PROVISION 2 OF THE NEW YORK
STATE EDUCATION LAW.



MAP COVER 936

185.00'

CHIMNEY

BRICK
STUCCO
HOUSE
No. 273

CHIMNEY
CONC.
STEPS

BLACKTOP

185.00'

WOOD
DECK

DRIVE
1.0' W.

FR.
GAR.

GAR.
3.16' W.

GAR.
3.07' W.

SUBLOT 49

SUBLOT 50

SUBLOT 51

FRAME
PLAYHOUSE
WITH DECK

Matthew J. Suda, P.E.

65.00'

PARALLEL WITH GIBSON AVE.

S.h. 39

S.h. 39

S.h. 37

NOTE: THIS SURVEY WAS PREPARED WITHOUT THE BENEFIT OF
AN ABSTRACT OF TITLE AND IS SUBJECT TO ANY STATE
OF FACTS THAT MAY BE REVEALED BY AN EXAMINATION
OF SUCH

• PART OF LOT 32; TOWNSHIP 9; RANGE 6.

LOCATION: VILLAGE OF EAST AURORA; COUNTY OF ERIE; STATE OF NEW YORK

SCALE: 1 IN. = 30 FT.

NUSSBAUMER & CLARKE, INC.
ENGINEERS
AND
SURVEYORS
310 DELAWARE AVENUE
BUFFALO, NY
Phone: 853-7582

KIND	DATE	FOR	JOB NO.
SURVEY	10.2.09	MATTHEW J. GARVEY, ESQ.	NC-28708

DRAWING NO. 936-50

Josephine A. Greco

Chris G. Trapp



Earl K. Cantwell, III

Joseph Greco Trapp

Richard C. Slisz, of Counsel

Service by electronic means not accepted

January 2, 2020

Via Electronic Mail

Village of East Aurora
571 Main Street
East Aurora, New York 14052

Attention: Hon. Peter Mercurio, Mayor

Re: General Matters
Our File No. 2024

Honorable Sir:

Please accept the following as a letter of engagement with this firm with respect to performing legal services on behalf of the Village of East Aurora on an as needed basis for the 2019-2020 Village fiscal year. My current municipal hourly rate is One Hundred Ninety Five Dollars (\$195.00) with additional costs and disbursements (service fees, filing fees, expert fees, copying fees, etc.). Our invoices are generated on a monthly basis and specify the work performed, the attorney performing the services, the rate, and the amount of time expended. Disbursements are listed separately and, where relevant, we can forward copies of any invoices for costs such as transcript fees from stenographers to you upon request.

We look forward to being of service to you in the future. If you have any questions, or if you would like to discuss this matter further, please do not hesitate to contact us.

Very truly yours,

GRECO TRAPP, PLLC

Chris G. Trapp

CGT/sb

VILLAGE OF EAST AURORA
APPLICATION FOR TEMPORARY USE PERMIT
Not less than 60 days or more than 75 days before date of activity

12/6
paid w/CHK
#1846-175

\$25.00 Application Fee 0 \$50.00 Permit Fee 0
\$100.00 Mailer Fee (300 feet for road/public parking lot closure and/or outdoor music) 0

Date Application Filed: Nov. 29, 2019
Date of V.B. Action: 1/6/2020

Approved: _____ Disapproved: _____
Conditions of approval will be listed in permit

Sect. 285-52 Participants of an area activity, such as, but not necessarily limited to, a sidewalk sale, art, antique, craft show and/or sales, farmers market, or community/civic promotion activities and similar

Please type or print legibly

Name of Organization 42 NORTH BREWING COMPANY
Is Organization a: not-for-profit Charitable/Service Business School Government
Name & Address of Individual Responsible John CIMPERMAN 25 Pine St
Phone Number 523 8805 E-mail CIMPERMAN10@GMAIL.COM
Event Name _____
Date(s) of Event Feb 1, 2020 Time(s) of Event 2:30-7 PM Estimated # of People 200

Please describe activity/purpose of this event Barrel Aged Beer Festival
Location (include all areas of the event) 42 NORTH BEER GARDEN + PERSONS ALLEY
(attach map)

Will this event be held entirely in the Village of East Aurora? Yes No
If no, specify: _____

Will the event include more than one vendor/organization? Yes No
(if yes, attach list of vendors/participants)

Will the event involve a street or parking lot closure/usage? Yes No If yes, please note:
Road/Lot Name(s) PERSONS ALLEY
Date(s) of Closure FEBRUARY 1, 2020 Time(s) 12:00AM - 7 PM

Will the event include:
Parade or motorcade Yes No (Attach Map of route)
Walk or Run Yes No (Attach Map of route)

Will there be outdoor music? Yes No
Time & Location _____ Live DJ Multiple/Mixed
Amplification Yes No

Will you be providing or selling alcohol? Yes No
Will people be allowed to bring alcohol? Yes No

Will there be Security Guards? Yes No Volunteers or Private Paid Entity
Please List Entity Name _____

Will there be temporary food stands? Yes No
How many? 1
Food Truck? If yes, name of vendor: _____
(additional permit required)

Will tent or other structure be erected for event? Yes No Size _____
Date & Time to be installed _____ Date & Time to be removed _____

Will any prep work be done on/or before the event? Yes No
Please describe _____

Set up Date: _____ Time: _____
Clean up Date: _____ Time: _____

Will additional **garbage cans** be needed? Yes No How many _____ Drop Off Location _____

Will each vendor/organization be responsible for their own garbage? Yes No

Will a **dumpster** be used? Yes No If yes, location _____

Will there be **portable lavatories**? Yes No How Many? _____
Location(s) _____

Will there Bell Jar or Games of Chance? Yes No (if yes, separate permit required)

What is the source of **electric**, if applicable? NA

Please list any extras eg. Light show, loud speakers, decorations, paints or dyes:

Police Services Requested: NO

(Crossing Guards may be required dependent upon event and is a decision of the Police Department)

DPW Services Requested _____
Fire/Other _____

- Attach map or sketch showing the location of the event. Such map shall include:

Location of parking facilities, indicating number of parking spaces being provided; location of toilet facilities including the location of port-a-potties; location of public entrance(s) and exit(s) to the event site; location of vendor facilities (if applicable) including booths, tents and food service facilities; explanation of steps being taken to control traffic and provide security (if applicable) and the number of security personnel that will be present.

Requesting organization shall attach a completed Certificate of Insurance with minimum limits include public liability coverage of limits of \$1,000,000 each occurrence; property damage insurance with limits of \$1,000,000 each occurrence. Policy shall be endorsed to include Village of East Aurora as an additional named insured.

Requesting organization shall attach Indemnification Agreement on organization letterhead, signed by authorized applicant or officer of company and duly notarized (sample included)

"Applicant named herein is fully responsible for obtaining any & all licensing with regard to the presentation or playing of music, pursuant to music copyright laws. The Village of East Aurora assumes no liability in this regard".

- Police Department: Conditions/Comments _____
- Dept of Public Works: Conditions/Comments _____
- Fire Dept/Disaster Coordinator: Conditions/Comments _____

Sign Permits are to be obtained from the Town of Aurora Building Department, 300 Glead Avenue, 716.652.7591



November 29, 2019

East Aurora Village Board,

On Saturday, February 1st, 42 North will be hosting its 1st Annual "Barrel Fest". This ticketed event will feature breweries from across the country to feature their barrel aged beers. A maximum of 200 tickets will be sold.

The event includes beer tastings and live music in the beer garden, as well as outdoor BBQ. We are requesting permission to close Person's Alley to vehicular traffic during the event. The space will have tables for ancillary seating that can be quickly moved, if needed, for emergency vehicles.

All beer tastings, food preparation, and music will be consistent with our current special use permit.

Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read 'John Cimperman', written in a cursive style.

John Cimperman
42 North Brewing Company

Indemnification Agreement

To the fullest extent permitted by law, I/We shall indemnify and hold harmless the Village of East Aurora and its employees from and against claims, damages, losses and expenses, including but not limited to attorney's fees, arising out of or resulting from performance of our work under this contract, provided that such claim, damage, loss or expense is attributable to bodily injury, sickness, disease or death, or to injury to or destruction of tangible property, including loss of use resulting there from but only to the extent caused in whole or in part by negligent acts or omissions of our organization, anyone directly or indirectly employed by us or anyone for whose acts they may be liable, regardless of whether or not such claim, damage, loss or expense is caused in part by a party indemnified hereunder. Such obligation shall not be construed to otherwise exist as to a party or person described in this paragraph.

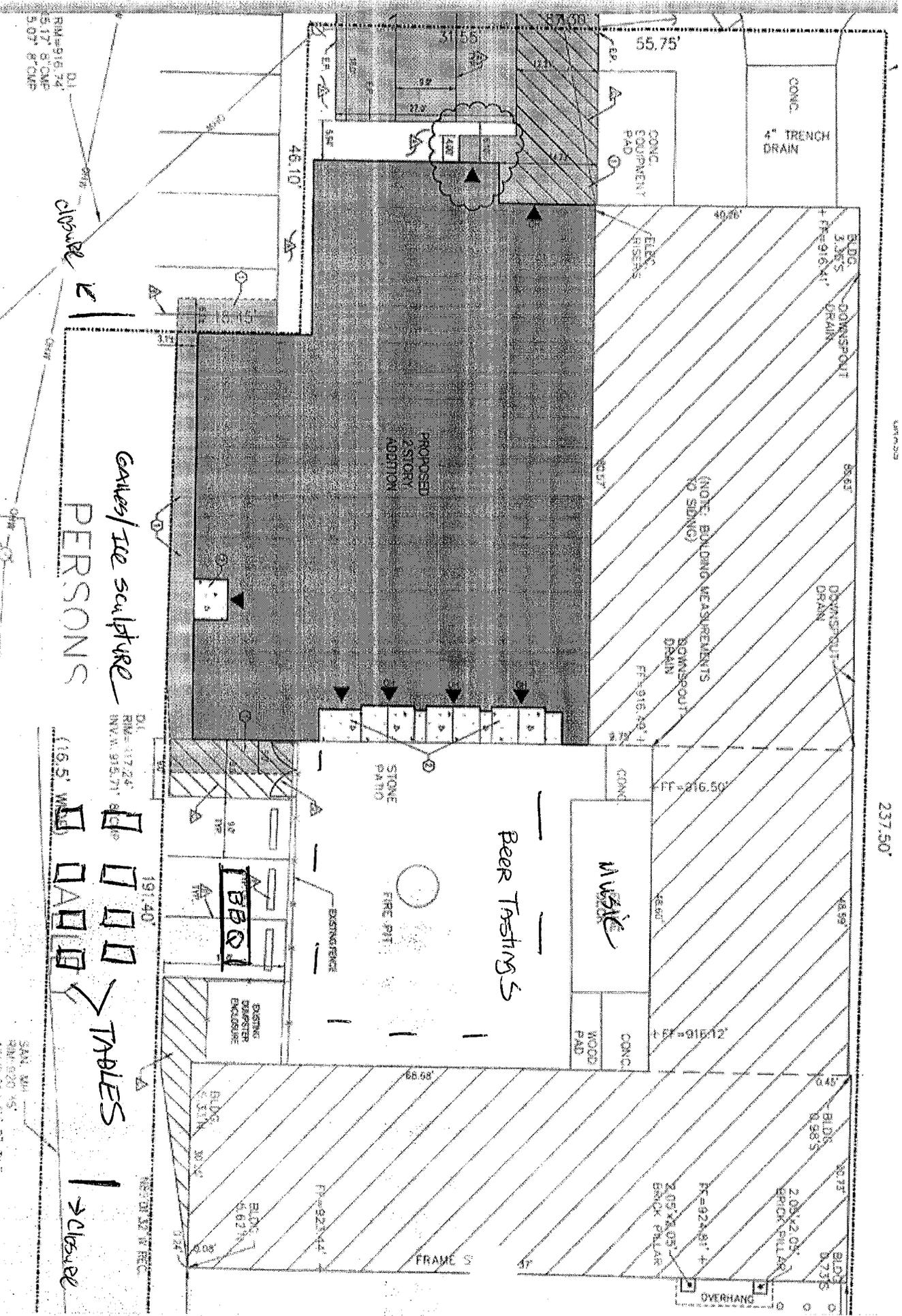


Authorized Applicant or Officer

Subscribed and sworn to before me this 6 day of December, 2019

Laurie A. Cullen
Notary Public

LAURIE A. CULLEN
Notary Public, State of New York
No. 01CU6326714
Qualified in Erie County
My Commission Expires June 22, 2023





CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
12/16/2019

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER BADGER & GUNNER, INC. 24 PINE STREET E. AURORA, NY 14052	CONTACT NAME: PHONE (A/C No, Ext): (716) 652-6350 FAX (A/C No): (716) 652-6350 E-MAIL ADDRESS: INSURER(S) AFFORDING COVERAGE NAIC#: INSURER A: PHILADELPHIA INSURANCE CO. INSURER B: PREFERRED MUTUAL INSURANCE CO INSURER C: UTICA MUTUAL INSURANCE CO INSURER D: INSURER E: INSURER F:
INSURED 42 NORTH BREWING CO. 25 PINE ST. EAST AURORA, NY 14052	

COVERAGES **CERTIFICATE NUMBER:** **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY			PHPK1878604	11-1-19	11-1-20	EACH OCCURRENCE \$ 1,000,000
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY	X	X				DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000
	<input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR						MED EXP (Any one person) \$ 5,000
GEN'L AGGREGATE LIMIT APPLIES PER:							PERSONAL & ADV INJURY \$ 1,000,000
	<input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PROJECT <input type="checkbox"/> LOC						GENERAL AGGREGATE \$ 2,000,000
B	AUTOMOBILE LIABILITY			PCA 0100715623	5-16-19	5-16-20	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000
	<input type="checkbox"/> ANYAUTO	X	X				BODILY INJURY (Per person) \$
	<input type="checkbox"/> ALL OWNED AUTOS						BODILY INJURY (Per accident) \$
<input checked="" type="checkbox"/> HIRED AUTOS			PROPERTY DAMAGE (Per accident) \$				
	<input type="checkbox"/> UMBRELLA LIAB <input type="checkbox"/> OCCUR						EACH OCCURRENCE \$
	<input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE						AGGREGATE \$
	<input type="checkbox"/> DED <input type="checkbox"/> RETENTION \$						\$
C	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY			4851491	5-3-19	5-3-20	WC STATUTORY LIMITS OTH-ER
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)	Y/N	N/A				E.L. EACH ACCIDENT \$ 500,000
	If yes, describe under DESCRIPTION OF OPERATIONS below						E.L. DISEASE - EA EMPLOYEE \$ 500,000
							E.L. DISEASE - POLICY LIMIT \$ 500,000
A	LIQUOR LIABILITY			PHPK1878604	11-1-19	11-1-20	1,000,000 EACH
							2,000,000 AGGREGATE

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)
BREWERY

CERTIFICATE HOLDER VILLAGE OF EAST AURORA 571 MAIN ST EAST AURORA, NY 14052	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE
---	--

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RESOLUTION, DATED JANUARY 6, 2020, OF THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF EAST AURORA, ERIE COUNTY, NEW YORK (THE “VILLAGE”) ADOPTING POST-ISSUANCE TAX COMPLIANCE PROCEDURES

WHEREAS, the Internal Revenue Service has issued regulations requiring issuers of tax-exempt obligations to certify on various forms that they actively monitor compliance with federal tax rules following the issuance of such obligations; and

WHEREAS, the Village is a periodic issuer of tax-exempt obligations and thus is subject to the aforementioned compliance requirements which are critical for the preservation of the preferential tax status of those obligations; and

WHEREAS, it is therefore in the best interest of the Village to adopt formal written procedures to ensure such compliance and to designate an official responsible for ensuring that such procedures are followed; and

WHEREAS, Hodgson Russ LLP, as bond counsel to the Village, has prepared (and has recommended that the Village adopt) post-issuance tax compliance procedures;

NOW THEREFORE, BE IT RESOLVED, that the Village hereby adopts the updated post-issuance tax compliance procedures that are attached hereto as “Schedule A” and resolves to be governed thereby; and be it further

RESOLVED, that the below Schedule A will be placed in its entirety in the official records, files, and minutes of the Village and adhered to going forward; and be it further

RESOLVED, that this resolution shall take effect immediately upon its adoption.

Schedule A

**VILLAGE OF EAST AURORA,
ERIE COUNTY, NEW YORK**

**Post-Issuance Tax Compliance Procedures
for Tax-Exempt Bonds and Notes**

Statement of Purpose

These Post-Issuance Tax Compliance Procedures (the “Procedures”) set forth specific procedures of the **Village of East Aurora, Erie County, New York** (the “Issuer”) designed to monitor, and ensure compliance with, certain requirements of the Internal Revenue Code of 1986, as amended (the “Code”) and the related Treasury regulations, promulgated thereunder (the “Treasury Regulations”) in connection with the Issuer’s issuance of tax-exempt bonds and notes (“Obligations”).

These Procedures describe various systems designed to identify, on a timely basis, facts relevant to demonstrating compliance with the requirements that must be satisfied subsequent to the issuance of Obligations to ensure that the interest on such Obligations is eligible for exclusion from gross income for federal income tax purposes. The federal tax law requirements applicable to the Obligations will be described in the tax questionnaire and/or tax certificate prepared by bond counsel and signed by officials of the Issuer. These Procedures establish a

permanent, ongoing structure of practices that will facilitate compliance with the requirements for individual borrowings.

To ensure compliance with applicable federal tax requirements, the Issuer must monitor the various direct and indirect uses of proceeds of the obligation and the investment of such proceeds, including but not limited to:

- (1) Monitoring the use of financed property over the life of the obligation.
- (2) Determining the sources of debt service payments and security for the obligation.
- (3) Calculating the percentage of any nonqualified use of the financed property.
- (4) Calculating the yield on investments of proceeds.
- (5) Determining appropriate restrictions on investments.
- (6) Determining the amount of any arbitrage on the investments.
- (7) Calculating any arbitrage rebate payments that must be paid to the U.S. Treasury.

The Issuer recognizes that compliance with the pertinent law is an on-going process, necessary during the entire term of the Obligations. Accordingly, the implementation of the Procedures will require on-going monitoring and consultation with bond counsel and the Issuer's accountants and municipal advisor.

General Procedures

The following procedures relate to monitoring post-issuance tax compliance generally.

- A. The **Village Clerk-Treasurer (currently, Maureen Jerackas)** (the "Compliance Officer") shall be responsible for monitoring post-issuance tax compliance issues.
- B. The Compliance Officer will coordinate procedures for record retention and review of such records.
- C. All documents and other records relating to Obligations must be maintained by or at the direction of the Compliance Officer. In maintaining such documents and records, the Compliance Officer will comply with applicable Internal Revenue Service ("IRS") requirements, such as those contained in Revenue Procedure 97-22 (see the reference materials presented herewith, referred to herein as "Reference Materials").
- D. The Compliance Officer shall be aware of remedial actions under Section 1.141-12 of the Treasury Regulations (see Reference Materials) and the Treasury's Tax-Exempt Bonds Voluntary Closing Agreement Program (VCAP) and take such corrective action when necessary and appropriate.
- E. The Compliance Officer will review post-issuance tax compliance procedures and systems on a periodic basis, but not less than annually.
- F. The Compliance Officer will be responsible for training any designated officer or employee who is delegated any responsibility for monitoring compliance pursuant to this procedure. To the extent the Compliance Officer needs training or has any questions with respect to any item in this procedure, he or she should contact bond counsel and/or Issuer's accountants and advisors. The IRS recognizes that the Compliance Officer and any delegated individual are not expected to act as lawyers who know the proper response to all compliance situations that may arise, but they

should be familiar enough with federal tax issues that they know when to ask for legal or other compliance advice.

Issuance of Obligations: Documents and Records

With respect to each issue of Obligations, the Compliance Officer will:

- A. Obtain and store a closing binder and/or CD or other electronic copy of the relevant and customary transaction documents (the "Transcript").
- B. Confirm that the applicable information reports (e.g., Form 8038 series) for such issue are filed timely with the IRS. Issuer should consult with their accountants and/or bond counsel with questions regarding the filing of such forms.
- C. Coordinate receipt and retention of relevant books and records with respect to the investment and expenditure of the proceeds of such Obligations.

Arbitrage

The following procedures relate to the monitoring and calculating of arbitrage and compliance with specific arbitrage rules and regulations.

The Compliance Officer will:

- A. Confirm that a certification of the initial offering prices of the Obligations with such supporting data, if any, required by bond counsel, is included in the Transcript.
- B. Confirm that a computation of the yield on such issue from the Issuer's municipal advisor or bond counsel (or an outside arbitrage rebate specialist) is contained in the Transcript.
- C. Maintain a system for tracking investment earnings on the proceeds of the Obligations.
- D. Coordinate the tracking of expenditures, including the expenditure of any investment earnings. If the project(s) to be financed with the proceeds of the Obligations will be funded with multiple sources of funds, confirm that the Issuer has adopted an accounting methodology that maintains each source of financing separately and monitors the actual expenditure of proceeds of the Obligations.
- E. Maintain a procedure for the allocation of proceeds of the issue and investment earnings to expenditures, including the reimbursement of pre-issuance expenditures. This procedure shall include an examination of the expenditures made with proceeds of the Obligations within 18 months after each project financed by the Obligations is placed in service and, if necessary, a reallocation of expenditures in accordance with Section 1.148-6(d) of the Treasury Regulations (see Reference Materials).
- F. Monitor compliance with the applicable "temporary period" (as defined in the Code and Treasury Regulations) exceptions for the expenditure of proceeds of the issue, and provide for yield restriction on the investment of such proceeds if such exceptions are not satisfied.
- G. Ensure that investments acquired with proceeds of such issue are purchased at fair market value. In determining whether an investment is purchased at fair market value, any applicable Treasury Regulation safe harbor may be used.

- H. Avoid formal or informal creation of funds reasonably expected to be used to pay debt service on such issue without determining in advance whether such funds must be invested at a restricted yield.
- I. Consult with bond counsel prior to engaging in any post-issuance credit enhancement transactions or investments in guaranteed investment contracts.
- J. Identify situations in which compliance with applicable yield restrictions depends upon later investments and monitor implementation of any such restrictions.
- K. Monitor compliance with six-month, 18-month or 2-year spending exceptions to the rebate requirement, as applicable.
- L. Procure a timely computation of any rebate liability and, if rebate is due, to file a Form 8038-T and to arrange for payment of such rebate liability.
- M. Arrange for timely computation and payment of "yield reduction payments" (as such term is defined in the Code and Treasury Regulations), if applicable.

Private Activity: Use of Proceeds

The following procedures relate to the monitoring and tracking of private uses and private payments with respect to facilities financed with the Obligations.

The Compliance Officer will:

- A. Maintain records for determining and tracking facilities financed with specific Obligations and the amount of proceeds spent on each facility.
- B. Maintain records, which should be consistent with those used for arbitrage purposes, to allocate the proceeds of an issue and investment earnings to expenditures, including the reimbursement of pre-issuance expenditures.
- C. Maintain records allocating to a project financed with Obligations any funds from other sources that will be used for otherwise non-qualifying costs.
- D. Monitor the expenditure of proceeds of an issue and investment earnings for qualifying costs.
- E. Monitor private use of financed facilities to ensure compliance with applicable limitations on such use. Examples of potential private use include:
 - 1. Sale of the facilities, including sale of capacity rights;
 - 2. Lease or sub-lease of the facilities (including leases, easements or use arrangements for areas outside the four walls, e.g., hosting of cell phone towers) or leasehold improvement contracts;
 - 3. Management contracts (in which the Issuer authorizes a third party to operate a facility, e.g., cafeteria) and research contracts;
 - 4. Preference arrangements (in which the Issuer permits a third party preference, such as parking in a public parking lot);
 - 5. Joint-ventures, limited liability companies or partnership arrangements;

6. Output contracts or other contracts for use of utility facilities (including contracts with large utility users);
7. Development agreements which provide for guaranteed payments or property values from a developer;
8. Grants or loans made to private entities, including special assessment agreements; and
9. Naming rights arrangements.

Monitoring of private use should include the following:

1. Procedures to review the amount of existing private use on a periodic basis but not less than annually; and
2. Procedures for identifying in advance any new sale, lease or license, management contract, sponsored research arrangement, output or utility contract, development agreement or other arrangement involving private use of financed facilities and for obtaining copies of any sale agreement, lease, license, management contract, research arrangement or other arrangement for review by bond counsel.

If the Compliance Officer identifies private use of facilities financed with tax-exempt debt, the Compliance Officer will consult with bond counsel to determine whether private use will adversely affect the tax status of the issue and if so, what remedial action is appropriate. The Compliance Officer should retain all documents related to any of the above potential private uses.

Reissuance

The following procedures relate to compliance with rules and regulations regarding the reissuance of Obligations for federal law purposes.

The Compliance Officer will identify and consult with bond counsel regarding any post-issuance change to any terms of an issue of Obligations which could potentially be treated as a reissuance for federal tax purposes.

Record Retention

The following procedures relate to retention of records relating to the Obligations issued.

The Compliance Officer will:

- A. Coordinate with staff regarding the records to be maintained by the Issuer to establish and ensure that an issue remains in compliance with applicable federal tax requirements for the life of such issue.
- B. Coordinate with staff to comply with provisions imposing specific recordkeeping requirements and cause compliance with such provisions, where applicable.
- C. Coordinate with staff to generally maintain the following:
 1. The Transcript relating to the transaction (including any arbitrage or other tax questionnaire, tax regulatory agreement, and the bond counsel opinion);
 2. Documentation evidencing expenditure of proceeds of the issue;

3. Documentation regarding the types of facilities financed with the proceeds of an issue, including, but not limited to, whether such facilities are land, buildings or equipment, economic life calculations and information regarding depreciation;
 4. Documentation evidencing use of financed property by public and private entities (e.g., copies of leases, management contracts, utility user agreements, developer agreements and research agreements);
 5. Documentation evidencing all sources of payment or security for the issue; and
 6. Documentation pertaining to any investment of proceeds of the issue (including the purchase and sale of securities, yield calculations for each class of investments, actual investment income received by the investment of proceeds, guaranteed investment contracts, and rebate calculations).
- D. Coordinate the retention of all records in a manner that ensures their complete access to the IRS.
- E. Keep all material records for so long as the issue is outstanding (including any refunding), plus seven years.

The question of the adoption of the foregoing resolution was duly put to a vote, which resulted as follows:

**RESOLUTION, DATED JANUARY 6, 2020, OF THE
VILLAGE BOARD OF TRUSTEES OF THE VILLAGE
OF EAST AURORA, ERIE COUNTY, NEW YORK (THE
“VILLAGE”) ADOPTING SEC-DRIVEN CONTINUING
DISCLOSURE COMPLIANCE PROCEDURES**

WHEREAS, Securities Exchange Commission (“SEC”) Rule 15c2-12 (the “Rule”) generally prohibits underwriters from purchasing or selling municipal securities unless the issuer of such securities has entered into a continuing disclosure obligation; and

WHEREAS, the Village is a periodic issuer of municipal securities and thus has entered into continuing disclosure obligations (or will do so) from time to time; and

WHEREAS, it is therefore in the best interest of the Village to adopt formal written procedures to help ensure continuing disclosure compliance, and to designate an official responsible for ensuring that such procedures are followed;

WHEREAS, Hodgson Russ LLP, as bond counsel to the Village, has prepared (and has recommended that the Village adopt) certain SEC-driven continuing disclosure compliance procedures;

NOW THEREFORE, BE IT RESOLVED, that the Village hereby adopts the continuing disclosure compliance procedures that are attached hereto as “Schedule A” and resolves to be governed thereby; and be it further

RESOLVED, that the below Schedule A will be placed in its entirety in the official records, files, and minutes of the Village and adhered to going forward; and be it further

RESOLVED, that this resolution shall take effect immediately upon its adoption.

Schedule A

**VILLAGE OF EAST AURORA,
ERIE COUNTY, NEW YORK**

**Continuing Disclosure Compliance Procedures for
Tax-Exempt Bonds and Notes**

a. Purpose: The purpose behind implementation of these continuing disclosure compliance procedures is to ensure that the **Village of East Aurora, Erie County, New York** (the “Issuer”) (i) is compliant with its continuing disclosure obligations with respect to the securities it issues, pursuant to Rule 15c2-12, as amended (the “Rule”), promulgated under the Securities Exchange Act of 1934, as amended and (ii) makes accurate reports as to its compliance therewith in connection with its offerings of securities from time to time.

b. Disclosure Compliance Officer Designation, Education and Training: The Issuer will designate a “Disclosure Compliance Officer” who will be the primary official responsible for monitoring compliance with the continuing disclosure requirements listed in the Issuer’s continuing disclosure undertakings. The Disclosure Compliance Officer will attend training and educational seminars that are offered on an annual basis by the Issuer’s bond counsel (the law firm of Hodgson Russ LLP) and will consult with the Issuer’s bond counsel and municipal advisor as needed to keep current on Securities and Exchange Commission regulations and developments relating to continuing disclosure compliance for its obligations. **The Issuer’s designated Disclosure Compliance Officer is the Village Clerk-Treasurer, currently Maureen Jerackas.**

c. Continuing Disclosure Obligations Review: The Disclosure Compliance Officer is responsible for reviewing, with the Issuer’s municipal advisor, the Issuer’s continuing disclosure undertakings to determine the date(s) by which annual financial information and audited financial information, along with any required material events notices and, if applicable, failure to file notices, must be filed with the Municipal Securities Rulemaking Board’s Electronic Municipal Market Access (“EMMA”) system in accordance with the Rule.

d. Preparation of Annual Financial Information and Audited Financial Statements: If the Issuer’s continuing disclosure undertakings require the filing of annual financial information and audited financial statements with EMMA, the Disclosure Compliance Officer will coordinate with the Issuer’s auditor and municipal advisor to ensure that such documents are prepared and submitted in advance of the deadline for such filing.

e. Monitoring Disclosure Compliance: The Disclosure Compliance Officer will monitor the filing with EMMA of any and all documents required under the Issuer’s continuing disclosure undertakings through consultation with the Issuer’s municipal advisor and bond counsel when necessary.

f. Correcting Potential Non-Compliance: Upon discovery of potential or existing non-compliance with the Issuer’s continuing disclosure undertakings, the Disclosure Compliance Officer will promptly take steps, including consultation with the Issuer’s municipal advisor and bond counsel, to correct such non-compliance, such as by filing failure to file notices with EMMA.

g. Official Statements: The Disclosure Compliance Officer will review for accuracy and completeness any descriptions of the Issuer’s continuing disclosure compliance history contained in the initial drafts of notices of sale or official statements that are promulgated by the Issuer in connection with its bond and note issues, and will inform the Issuer’s municipal advisor and bond counsel of any potential inaccuracies or omissions within, so that any discovered inaccuracies or omissions in the draft document(s) can be corrected before such document(s) are finalized and distributed.

The question of the adoption of the foregoing resolution was duly put to a vote, which resulted as follows:



John A. Alessi
Partner
Direct Dial: 716.848.1567
Direct Facsimile: 716.819.4660
jalessi@hodgsonruss.com

December 30, 2019

VIA E-MAIL: maureen.jerackas@east-aurora.ny.us

Maureen Jerackas
Village Clerk-Treasurer
Village of East Aurora
571 Main Street
East Aurora, New York 14052

Dear Maureen:

Re: Village of East Aurora, Erie County, New York;
\$1,475,000 Refunding Bond Resolution, 2020

Following from the recent communications that have been taking place among the working group members (thanks to all for the good input), here is an extract of minutes document containing a resolution authorizing the current refunding (i.e. refinancing) of certain of the remaining outstanding bonds (i.e., those maturing in the years 2021 through 2028) from the Village's \$3,123,000 Public Improvement Serial Bonds, 2010 Series B. As you will recall, those 2010 bonds were issued to finance the reconstruction and construction of improvements to the Village water system.

I understand that this resolution is scheduled to be presented to the Village Board of Trustees for consideration at the meeting on January 6, 2020. Maggie Augugliaro of Municipal Solutions, Inc. has recommended that the Village authorize \$1,475,000.

This draft is based on the formal written proposal that was submitted by Greene County Commercial Bank (dated December 19, 2019) estimating present value savings to the Village of approximately \$96,000.

Please note that this refunding bond resolution must be adopted by at least a two-thirds (2/3) vote of the entire membership of the Village Board of Trustees, not just two-thirds of those in attendance. In other words, the bond resolution must receive at least five affirmative votes. The refunding bond resolution is effective immediately upon adoption.

Maureen Jerackas
Village Clerk-Treasurer
December 30, 2019
Page 2

Also enclosed is the estoppel notice (legal notice) that includes a summary of the refunding bond resolution. This notice should be submitted to the Village's official newspaper(s) for a single publication immediately after the adoption of the refunding bond resolution by the Village Board of Trustees.

Upon adoption by the Village Board of Trustees, kindly forward to us two certified copies of the extract of minutes document containing the refunding bond resolution and two original affidavits of publication (with original newspaper clippings attached) for the estoppel notice when available. For your convenience, I have included a checklist.

Congratulations on having resolved to take advantage of what looks to be a very nice savings opportunity for the Village, and thank you for this opportunity to be of continuing service to the Village as bond counsel. Please call Cathy Schindler (716.848.1696) or me with any questions.

Very truly yours,

John A. Alessi

JAA/cws
Enclosures

cc: Cathie Thomas, Village Administrator (cathie.thomas@east-aurora.ny.us)
Jeffrey R. Smith (jrsmith@municipalsolution.com)
Maggie Augugliaro (maugugliaro@municipalsolution.com)
Jeffrey W. Stone, Esq.
Emily A. Dinsmore, Esq.

To: John A. Alessi, Esq.
Partner
Hodgson Russ LLP
The Guaranty Building
140 Pearl Street, Suite 100
Buffalo, New York 14202



Re: Village of East Aurora, Erie County, New York;
\$1,475,000 Refunding Bond Resolution, 2020

Date: _____, 2020

I enclose the following legal documents:

_____ two certified copies of the extract of minutes document containing the refunding bond resolution and the related Clerk's certificate; and

_____ two original affidavits of publication (with original newspaper clippings attached) relating to the estoppel notice.

Forwarded by: _____ phone: _____

Questions:

	<u>Phone</u>	<u>Fax</u>	<u>E-mail</u>
John A. Alessi, Esq.	716.848.1567	716.819.4660	jalessi@hodgsonruss.com
Catherine Schindler	716.848.1696		cschindl@hodgsonruss.com
Robin Oprean	716.848.1257		roprean@hodgsonruss.com
Ann Staniszewski	716.848.1234		astanisz@hodgsonruss.com

**EXTRACT OF MINUTES OF MEETING
OF THE VILLAGE BOARD OF TRUSTEES OF THE
VILLAGE OF EAST AURORA, ERIE COUNTY, NEW YORK**

A regular meeting of the Village Board of Trustees of the Village of East Aurora, Erie County, New York (the "Village") was convened in public session at the Village Hall located at 571 Main Street, East Aurora, New York on January 6, 2020 at _____ o'clock p.m., local time.

The meeting was called to order by _____ and, upon roll being called, the following members were:

PRESENT:

ABSENT:

ALSO PRESENT:

The following resolution was offered by _____ and seconded
by _____ to wit:

A REFUNDING BOND RESOLUTION, DATED JANUARY 6, 2020, AUTHORIZING THE ISSUANCE OF REFUNDING BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$1,475,000 OF THE VILLAGE OF EAST AURORA, ERIE COUNTY, NEW YORK, PURSUANT TO THE LOCAL FINANCE LAW AND PROVIDING FOR OTHER MATTERS IN RELATION THERETO.

WHEREAS, the Village of East Aurora, Erie County, New York (the “Village”) heretofore issued its Public Improvement Serial Bonds, 2010 Series B, dated April 1, 2010, in the original aggregate principal amount of \$3,123,000, with \$1,440,000 of such bonds being scheduled to mature in the years 2021 through 2028, inclusive (collectively, the “Refunded Bonds”); and

WHEREAS, in order for the Village to realize the potential for certain long-term debt service savings with respect to the Refunded Bonds, the Village Board of Trustees of the Village (the “Board”) has determined, after consultation with the municipal advisory and bond counsel firms retained by the Village, that it would be in the public interest for the Village to refinance the Refunded Bonds by the issuance of refunding bonds of the Village pursuant to Section 90.00 and/or Section 90.10 of the Local Finance Law (the “Refunding Law”); and

WHEREAS, the Refunded Bonds are subject to the possibility of call for redemption prior to their stated maturity dates, and the Village has determined to conduct such a call for redemption, to achieve future debt service savings; and

WHEREAS, the Refunded Bonds were issued pursuant to a bond resolution adopted by the Village Board of Trustees on February 26, 2007 and subsequently amended on April 2, 2007, authorizing the issuance of bonds to finance the reconstruction and construction of improvements to the Village water system (the “Refunded Bond Resolution”), the terms of which are incorporated herein by this reference; and

WHEREAS, the Village has the power and authority to issue refunding bonds of the Village for the purpose of refunding (and thereby refinancing) the Refunded Bonds at more favorable rates of interest, including provision for the payment of incidental costs of issuance in connection therewith, pursuant to the provisions of the Refunding Law; and

WHEREAS, the Village has received a draft refunding summary/refunding financial plan, dated as of December 19, 2019, (the “Refunding Financial Plan”) from Greene County Commercial Bank (the “Underwriter”) in connection with the proposed refunding of the Refunded Bonds, and such Refunding Financial Plan is attached hereto as Exhibit A; and

WHEREAS, the Board has reviewed and considered the Refunding Financial Plan in consultation with the Treasurer of the Village and the municipal advisory firm retained by the Village; and

WHEREAS, the Village desires to refund all or a portion of the Refunded Bonds by issuing certain refunding bonds and selling such bonds pursuant to a private sale to the Underwriter in accordance with the Refunding Financial Plan; and

WHEREAS, the Refunding Law requires that the Village adopt a refunding bond resolution which includes a refunding financial plan setting forth all of the pertinent details in connection with the proposed refunding transaction;

NOW, THEREFORE, BE IT RESOLVED, by the Village Board of Trustees (by the favorable vote of not less than two-thirds of the total voting strength of the Village Board of Trustees) as follows:

SECTION 1. Based on the recommendation of Municipal Solutions, Inc. (“Municipal Solutions”), the municipal advisor retained by the Village, the Board hereby determines to undertake a current refunding of the Refunded Bonds, through the issuance of refunding bonds of the Village, such refunding bonds to be offered and sold at private sale to the Underwriter under arrangements that are to be in general accord with the Refunding Financial Plan.

SECTION 2. For the object or purpose of refunding the Refunded Bonds (scheduled to mature in the years 2021 through and including 2028), including providing moneys which, together with any interest earned from the investment of certain of the proceeds of the refunding bonds herein authorized, shall be sufficient to pay (A) the applicable outstanding principal amount of the Refunded Bonds, (B) the aggregate amount of unmatured interest payable on the Refunded Bonds to and including the date(s) on which the Refunded Bonds mature or are to be redeemed in accordance with the Refunding Financial Plan, (C) redemption premiums, if any, payable on the Refunded Bonds as of such redemption date(s), and (D) the costs and expenses incidental to the issuance of the refunding bonds herein authorized, including, but not limited to, the development of the Refunding Financial Plan, the fees and costs of the municipal advisor to the Village, the fees and costs of the bond counsel to the Village, that are hereby authorized to be issued the Refunding Serial Bonds, 2020 of the Village in an aggregate principal amount not to exceed \$1,475,000 (the “Refunding Bonds”) pursuant to the provisions of the Refunding Law, it being anticipated that the principal amount of the Refunding Bonds actually to be issued will be approximately \$1,465,000 as described in the Refunding Financial Plan and in Section 6 hereof. The Refunding Bonds shall be dated such date as shall hereafter be determined by the Village Treasurer pursuant to Section 6 hereof, shall be in the denominations of \$5,000 or any integral multiple thereof not exceeding the principal amount of each respective maturity (unless a bond of an odd denomination is required), shall mature annually and shall bear interest semi-annually thereafter on such dates as shall be determined by the Village Treasurer pursuant to Section 6 hereof, at the rate or rates of interest per annum as may be necessary to sell the same, all as shall be determined by the Village Treasurer.

SECTION 3. The Village Treasurer is hereby delegated all of the powers of this Board with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for the Refunding Bonds including, but not limited to, the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

SECTION 4. The Refunding Bonds shall be executed in the name of the Village by the manual or facsimile signature of the Village Treasurer and the Village’s corporate seal (or a

facsimile thereof) shall be imprinted thereon and attested by the Village Clerk. The Refunding Bonds shall contain the recital(s) required by the Refunding Law and the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals as the Village Treasurer shall determine.

SECTION 5. It is hereby determined that:

(A) The maximum amount of the Refunding Bonds authorized to be issued pursuant to this resolution does not exceed the limitation imposed by the Local Finance Law; and

(B) The maximum period of probable usefulness permitted by law at the time of the issuance of the Refunded Bonds for each of the objects or purposes for which the Refunded Bonds were issued is as shown in Exhibit B; and

(C) The last installment of the Refunding Bonds will mature not later than the expiration of the maximum period of probable usefulness of each of the objects or purposes for which the Refunded Bonds were issued, or in the alternative, the weighted average remaining period of probable usefulness of the objects or purposes (or classes of objects or purposes) financed with the Refunded Bonds or the weighted average remaining period of probable usefulness of all objects or purposes (or classes of objects or purposes) financed with the Refunded Bonds, in accordance with the provisions of the Refunding Law; and

(D) The estimated present value of the total debt service savings anticipated as a result of the issuance of the Refunding Bonds, computed in accordance with the provisions of the Refunding Law, is as shown in the Refunding Financial Plan described in Section 6 hereof.

SECTION 6. The Refunding Financial Plan showing the sources and amounts of all moneys required to accomplish such refunding, the estimated present value of the total debt service savings and the basis for the computation of the aforesaid estimated present value of total debt service savings, is set forth in Exhibit A attached hereto and hereby made a part of this resolution. The Refunding Financial Plan has been prepared based upon the assumption that the Refunding Bonds will be issued in the aggregate principal amount of \$1,465,000 and that the Refunding Bonds will mature, be of such terms, and bear interest as set forth in Exhibit A. This Village Board of Trustees recognizes that the amount and/or structure of the Refunding Bonds, and the maturities, terms, and interest rate or rates borne by the Refunding Bonds to be issued by the Village will most probably be different from such assumptions and that the final details of the sale will also most probably be different from that attached hereto as Exhibit A. The Village Treasurer is hereby authorized and directed to determine the amount and particular maturities of the Refunded Bonds to be refunded, the details as to the redemption of the Refunded Bonds, including the date and amount of such redemption or redemptions, to cause notice of such redemption, the amount and particular maturities of the Refunding Bonds to be issued, the date of such bonds and the date of issue, maturities and terms thereof, the provisions relating to any redemption of the Refunding Bonds prior to maturity (including the presence or absence of an early call feature, as referred to above), the terms of the private sale of the Refunding Bonds to the Underwriter, the amount of the annual installments of the Refunding Bonds to be paid pursuant to the Refunding Law, whether

the Refunding Bonds shall be sold at a discount in the manner authorized by Section 57.00(e) of the Local Finance Law, and the rate or rates of interest to be borne thereby, and to prepare, or cause to be prepared a final Refunding Financial Plan for the Refunding Bonds, and all powers in connection therewith are hereby delegated to the Village Treasurer; provided, that the terms of the Refunding Bonds to be issued, including the rate or rates of interest borne thereby, shall comply with the requirements of the Refunding Law.

SECTION 7. The Village Treasurer shall file a copy of a certificate determining the details of the Refunding Bonds and the final Refunding Financial Plan with the Village Clerk not later than ten (10) days after the delivery of the Refunding Bonds, as herein provided.

SECTION 8. The faith and credit of the Village are hereby irrevocably pledged for the payment of the principal of and interest on the Refunding Bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such Refunding Bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of the Village a tax sufficient to pay the principal of and interest on such Refunding Bonds as the same become due and payable.

SECTION 9. In accordance with the provisions of Section 53.00 of the Local Finance Law, subject to the determination by the Village Treasurer regarding the redemption of the Refunded Bonds described in Section 6 above, the Village hereby elects to redeem the Refunded Bonds with the proceeds of the Refunding Bonds prior to their stated maturity dates on the date or dates provided in the Refunding Financial Plan. The sums to be paid therefor on such redemption date or dates shall be the par value thereof plus the redemption premium, if any, and the accrued interest to such redemption date or dates. Upon the issuance of the Refunding Bonds, the election to call in and redeem the Refunded Bonds and the direction to cause notice thereof to be given as provided in this section shall become irrevocable, provided that this section may be amended from time to time as may be necessary in order to comply with the publication requirements of Section 53.00(a) of the Local Finance Law, or any successor law thereto.

SECTION 10. The Village Treasurer is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the Refunding Bonds as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and, if applicable, to designate the Refunding Bonds authorized by this resolution as "qualified tax-exempt obligations" in accordance with Section 265 of the Code.

SECTION 11. The Village Treasurer is further authorized to enter into a continuing disclosure agreement with the initial purchaser of the Refunding Bonds authorized by this resolution, if required, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

SECTION 12. The Village hereby determines that the issuance of the Refunding Bonds is a Type II action that will not have a significant effect on the environment and, therefore, no other determination or procedures under the State Environmental Quality Review Act ("SEQRA") is required.

SECTION 13. Subject to compliance with the provisions of the Refunding Law, the Refunding Bonds shall be sold at private sale to the Underwriter and the Village Treasurer is hereby authorized to negotiate on behalf of the Village for such private sale and determine the terms and conditions for the sale and delivery of the Refunding Bonds to the Underwriter. After the Refunding Bonds have been duly executed, they shall be delivered by the Village Treasurer in accordance with the terms of such sale upon the receipt by the Village of such purchase price, including any premium or accrued interest.

SECTION 14. The Village Treasurer and Village Clerk, the Village Attorney and all other officers, employees and agents of the Village are hereby authorized and directed for and on behalf of the Village to execute and deliver all certificates and other documents, perform all acts and do all things required or contemplated to be executed, performed or done by this resolution or any document or agreement approved hereby, including, but not limited to, the term sheet issued in conjunction with such sale.

SECTION 15. All other matters pertaining to the terms and manner and details of issuance of the Refunding Bonds shall be determined by the Village Treasurer and all powers in connection therewith are hereby delegated to the Village Treasurer.

SECTION 16. In the event of the absence or unavailability of the Village Treasurer, the Deputy Treasurer is hereby specifically authorized to exercise the powers delegated to the Village Treasurer in this resolution.

SECTION 17. The Village Clerk is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of such Local Finance Law, in the official newspaper(s) of the Village for such publications.

SECTION 18. The validity of the Refunding Bonds may be thereafter contested only if:

(1) (a) Such obligations are authorized for an object or purpose for which such Village is not authorized to expend money, or

(b) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within 20 days after the date of such publication; or

(2) Such obligations are authorized in violation of the provisions of the Constitution of New York.

SECTION 19. This resolution shall take effect immediately upon its adoption.

The question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted as follows:

AYES:

NOES:

ABSENT:

The foregoing resolution was thereupon declared duly adopted.

EXHIBIT A

REFUNDING FINANCIAL PLAN

PREPARED BY GREENE COUNTY COMMERCIAL BANK
DECEMBER 19, 2019

[PLEASE INSERT THE DECEMBER 19, 2019 REFUNDING ANALYSIS FROM GREENE
COUNTY COMMERCIAL BANK FOLLOWING THIS PAGE]

EXHIBIT B

**DESCRIPTION OF CAPITAL IMPROVEMENTS
FINANCED WITH THE PROCEEDS OF THE REFUNDED BONDS**

<u>Dated Date</u>	<u>Original Amount Financed</u>	<u>Outstanding Amount</u>	<u>Object or Purpose</u>	<u>Period of Probable Usefulness</u>
April 1, 2010	\$3,123,000	\$1,440,000 (for the 2021-2028 maturities that are to be refunded)	The reconstruction and construction of improvements to the Village water system	40 years

CERTIFICATE OF RECORDING OFFICER

The undersigned hereby certifies that:

(1) I am the duly qualified and acting Clerk of the Village of East Aurora, Erie County, New York (hereinafter called the "Village") and the custodian of the records of the Village, including the minutes of the proceedings of the Village Board of Trustees, and is duly authorized to execute this certificate.

(2) Attached hereto is a true and correct copy of a resolution duly adopted at a meeting of the Village Board of Trustees held on January 6, 2020 and entitled:

A REFUNDING BOND RESOLUTION, DATED JANUARY 6, 2020, AUTHORIZING THE ISSUANCE OF REFUNDING BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$1,475,000 OF THE VILLAGE OF EAST AURORA, ERIE COUNTY, NEW YORK, PURSUANT TO THE LOCAL FINANCE LAW AND PROVIDING FOR OTHER MATTERS IN RELATION THERETO.

(3) Such meeting was duly convened and held and such resolution was duly adopted in all material respects in accordance with law and the regulations of the Village. To the extent required by law or such regulations, due and proper notice of such meeting was given. A legal quorum of members of the Village Board of Trustees was present throughout such meeting, and a legally sufficient number of members (2/3 of the Village Board of Trustees) voted in the proper manner for the adoption of the resolution. All other requirements and proceedings under law, such regulations, or otherwise, incident to such meeting and the adoption of the resolution, including any publication, if required by law, have been duly fulfilled, carried out and otherwise observed.

(4) The seal appearing below constitutes the official seal of the Village and was duly affixed by the undersigned at the time this certificate was signed.

IN WITNESS WHEREOF, the undersigned has executed this certificate as of January _____, 2020.

(SEAL)

Village Clerk

**THE FOLLOWING PAGE IS THE
ESTOPPEL NOTICE WITH A
SUMMARY OF THE REFUNDING BOND RESOLUTION
THAT IS TO BE PUBLISHED,
ONE TIME, IN EACH OFFICIAL NEWSPAPER
OF THE VILLAGE
(AFTER ADOPTION BY THE BOARD).**

ESTOPPEL NOTICE OF REFUNDING BOND RESOLUTION

NOTICE IS HEREBY GIVEN that the refunding bond resolution published herewith has been adopted by the Village Board of Trustees of the Village of East Aurora, Erie County, New York (the “Village”), on January 6, 2020, and the validity of the obligations authorized by such resolution may be hereafter contested only if:

(1) (a) such obligations were authorized for an object or purpose for which the Village is not authorized to expend money or

(b) the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or

(2) such obligations were authorized in violation of the provisions of the Constitution of New York.

SUMMARY OF REFUNDING BOND RESOLUTION

The following is a summary of a refunding bond resolution that was duly adopted by the Village Board of Trustees of the Village of East Aurora, Erie County, New York (the “Village”), on January 6, 2020. Such resolution authorizes the issuance and sale by the Village of refunding serial bonds in an amount not to exceed \$1,475,000 (the “Refunding Bonds”). The proceeds from the sale of the Refunding Bonds shall be used for the specific purpose of refunding (i.e. refinancing) certain outstanding serial bonds of the Village that were issued in 2010 and mature in the years 2021-2028, inclusive (collectively, the “Refunded Bonds”), in order to achieve debt service savings for the Village. The Refunding Bonds are being issued in accordance with the terms of an estimated refunding financial plan (the “Refunding Financial Plan”) that was prepared for the Village by Greene County Commercial Bank.

Information regarding the Refunded Bonds is described as follows:

<u>Dated Date</u>	<u>Original Amount Financed</u>	<u>Outstanding Amount</u>	<u>Object or Purpose</u>	<u>Period of Probable Usefulness</u>
April 1, 2010	\$3,123,000	\$1,440,000 (for the 2021-2028 maturities that are to be refunded)	The reconstruction and construction of improvements to the Village water system	40 years

Copies of the resolution summarized herein and the Refunding Financial Plan are available for public inspection during normal business hours at the Office of the Village Clerk, Village of East Aurora, 571 Main Street, East Aurora, New York.

Budget Transfers	2019-2020					
TO				From		
A.5.8010.0410	Zoning - Supplies	\$ 650.00		A.5.1910.0410	unallocated Ins	\$ 650.00
F.5.8340.0420	Water -repair	\$13,000.00		F.5.1990.0000	CONTINGENCY	\$13,000.00
F.5.8340.0420	Water -repair	\$4,700.00		F.5.1380.0410	Water -Financial	\$13,000.00

RESOLUTION

Jan. 6, 2020

Authorization and Appropriation of Local Match (50% local match)

Trustee _____, offered the following resolution and moved for its adoption:

BE IT RESOLVED, that the Village authorizes applying for the Division of Criminal Justice Service LIVESCAN Equipment Program Grant and appropriates a minimum of 50% local match as required by the Division of Criminal Justice Service LIVESCAN Equipment Program for the Village of East Aurora purchase of Equipment. Under the Division of Criminal Justice Service LIVESCAN Equipment Program, this local match must be at least 50% of the total project cost. The maximum local share appropriated, subject to any changes agreed to by the Mayor, and shall be approximately \$10,000.00 based upon a total estimated maximum project cost of \$20,000.00.

The foregoing resolution was seconded by Trustee _____, and was unanimously approved.

EXHIBIT A
REIMBURSEMENT FOR
COMPENSATION AND BENEFITS

<u>Positions</u>	<u>Number of Positions</u>
Chief of Police	1
Police Lieutenants	4
Detectives/Patrol Officers	11 <u>at the commencement of this agreement</u>
	<u>PLUS 1 that may be hired and added Jan. 1, 2020 or after</u>
School Resource Officer (Part-Time to be reimbursed by EA School District)	1
Administrative Assistant (Part-Time, 1040hrs)	1
Vehicle Mechanic (Part-Time, 469hrs)	1

The above list of positions and number of positions is for reimbursement purposes only.

Compensation Categories

1. Compensation to include: Base Salary, Academic Pay, Holiday Pay, Special Stipends (Range Training Officer and K-9 Officer), Shift Differential Pay, Shift Command Pay, Vacation Turn-In Pay, and Field Training Officer Pay.
2. Longevity
3. Deferred Compensation
4. Uniform Allowance
5. Overtime

RESOLUTION

Jan. 6, 2020

Authorization to Apply for records Management grant with LGRMIF

Trustee _____, offered the following resolution and moved for its adoption:

BE IT RESOLVED, that the Village authorizes applying for the Local Government Records Management Improvement Fund Grant for the Village of East Aurora purchase of Records Management Equipment and supplies.

BE IT FURTHER RESOLVED, that the Village may apply in conjunction with the Town of Aurora for records management tools, equipment and supplies for our new shared building and shared records room.

The foregoing resolution was seconded by Trustee _____, and was unanimously approved.