

DRAFT

Village of Aurora Board of Trustees August 17, 2022 Minutes

The meeting was held at the Aurora Firehouse Meeting Room at 6:00 p.m.

Present: Mayor James Orman, Trustees L. John Miller, and Frank Zimdahl

Absent: Trustees Matt Bianconi and Janet Murphy

Others Present

Village Officials: Clerk Ann Balloni, ZBA member Laura Holland, and Historian Dr. Linda Schwab

Members of the Public: Inns of Aurora General Manager Sue Edinger

Call to Order: Mayor Orman called the meeting to order at 6:00 p.m. and all rose for the Pledge of Allegiance

Changes to the Agenda:

- The Village Board will vote to enter into Executive Session following New Business
- Cayuga County Department of Planning & Economic Development Resolution is added under New Business
- Patrick Tavern discussion is added under Old Business

Approval of Minutes: On motion by Trustee Zimdahl, seconded by Trustee Miller, the Village Board voted to approve the July 20, 2022 minutes.

AYES: Miller, Orman, and Zimdahl

NAYS: None

ABSENT: Bianconi and Murphy

Motion carried.

Announcements

Mayor: The Village is working on a NY Forward grant with Cayuga County Planning & Economic Development. The application is a joint effort for funding with Union Springs and Cayuga. AuroraFest is August 27 beginning with a parade at 3:00 p.m., followed by vendors, music, food and beer at the AA Field.

Clerk: A thank you letter was received from Cayuga Lake Watershed Network for the village annual donation of \$50.00.

Treasurer's Report: No report.

Bills: A quorum of the trustees was not available to approve the bills.

On motion by Trustee Zimdahl, seconded by Trustee Miller, the Village Board voted to schedule a special meeting on August 22 at 10:00 a.m. to pay the bills.

AYES: Miller, Orman, and Zimdahl

NAYS: None

ABSENT: Bianconi and Murphy

Motion carried.

Reports

Code Officer (see attached): Officer Green reported on recent permit activity.

Historian (see attached): Dr. Schwab reported on committee work, including a sub-committee of the CPP on tree/plant conservation, a presentation for the Bon Ton Roulet bike tour, Patrick Tavern grant work, and securing space for the village archives.

Old Business

Climate Smart Grant: Ms. Balloni met with Amanda Mezzoni and then, along with Mayor Orman, met with Michael Bocuzzi from Central NY Regional Planning and Development to discuss a plan for the \$5,000.00 grant. Ms. Mezzoni and Mr. Bocuzzi thought a “tree fund” was too broad and asked for specifics such as amount, type, and cost of the trees. Mayor Orman suggested planting evergreens at the Wastewater Treatment Plant as a buffer and for aesthetic purposes. Mr. Bocuzzi agreed that is more likely to get funded.

Trustee Zimdahl recommended attractive, energy efficient streetlights for the village center.

Dr. Schwab advised not to discount the “tree fund” idea as she can help with a detailed description in the Letter of Intent.

Patrick Tavern: Trustee Zimdahl met with contractor, Doug Wood, to get a ballpark figure on renovating Patrick Tavern as a year-round space for housing village archives. Mr. Wood gave an estimate of about \$40,000.00. It was noted that any project over \$35,000.00 requires 3 bids per the Village Procurement Policy.

Trustee Miller questioned the building’s “worth”, meaning what the village taxpayers will get out of it.

Dr. Schwab reminded the Village Board that there is an agreement in place between the Village and the Aurora Historical Society regarding the use of Patrick Tavern and advised reviewing the document. Dr. Schwab also noted that the landmark status includes the “site”, not just the building.

Mayor Orman authorized Trustee Zimdahl to discuss his findings with the Aurora Historical Society.

New Business

Local Law #2 of 2022:

**VILLAGE OF AURORA BOARD OF TRUSTEES
RESOLUTION #22-32 INTRODUCING LOCAL LAW #2 OF 2022 ENTITLED
“A LOCAL LAW ESTABLISHING A LOCAL GOVERNMENT CODE ENFORCEMENT PROGRAM”**

Introduced by: Trustee Miller
Seconded by: Trustee Zimdahl
Dated: August 17, 2022

WHEREAS, pursuant to New York Executive Law § 381(1) and Energy Law § 11-107, the New York State Department of State is authorized to promulgate regulations establishing minimum standards for administration and enforcement of the Uniform Code and Energy Code; and

WHEREAS, the Department of State has announced that new minimum standards for administration and enforcement of the Uniform Code and the Energy Code have been adopted with an effective date of December 30, 2022; and

WHEREAS, Executive Law § 381(2) requires local governments to administer and enforce the Uniform Code and Energy Code and the Village of Aurora is required to adopt the aforementioned new minimum standards prior to December 30, 2022; and

WHEREAS, consistent with these considerations, the Village Board has considered replacing and superseding in its entirety its previously adopted Local Law #1 2007 entitled "Providing for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code" to incorporate the new statutory requirements set forth in New York Executive Law § 381(1) and Energy Law § 11-107; and

WHEREAS, no other agency has the legal authority or jurisdiction to approve or directly undertake the enactment of a Local Law in the Village of Aurora, such that there are no other involved agencies within the meaning of the New York State Environmental Quality Review Act ("SEQRA") with respect to the enactment of said Local Law, therefore the Village of Aurora Board of Trustees shall act as lead agency in this matter; and

WHEREAS, the Local Law is not deemed to have any impact on the environment and thus is not subject to SEQRA pursuant to 6 NYCRR 617.2(b); and

WHEREAS, pursuant an Agreement between the Cayuga County Planning Board and the Village of Aurora adopted on June 25, 2014, the adoption or amendment of a zoning ordinance or local law that does not increase the type or number of uses permitted within a particular zoning district or increase the intensity or density of development permitted within a particular zoning district is not subject to review by the Cayuga County Planning Board pursuant to General Municipal Law § 239(l-m):

NOW, THEREFORE BE IT RESOLVED, as follows:

1. The foregoing recitals are hereby incorporate as if set forth herein at length.
2. The Board of Trustees hereby introduces Proposed Local Law #2 of 2022 in the form annexed hereto for consideration and adoption.
3. The Board of Trustees deem that the adoption of the proposed Local Law is not an "action" as defined by SEQRA in that it will not have an effect on the environment, and thus, is not subject to SEQRA.
4. The Board of Trustees will conduct a Public Hearing at the Village of Aurora Municipal Building on September 21, 2022, at 6:00 p.m., or as soon thereafter as the matter can be heard, for the purpose of taking public comment on, and giving due consideration to, the enactment of proposed Local Law #2 of 2022.

Upon Roll Call Vote:

Mayor James Orman AYE

Trustee Matt Bianconi ABSENT
Trustee John Miller AYE
Trustee Janet Murphy ABSENT
Trustee Frank Zimdahl AYE

Local Law #3 of 2022:

**VILLAGE OF AURORA RESOLUTION #22-33
INTRODUCING PROPOSED LOCAL LAW #3 OF 2022
ENTITLED: VIDEOCONFERENCE ATTENDANCE AT VILLAGE BOARD MEETINGS**

Introduced by: Trustee Miller
Seconded by: Trustee Zimdahl
Dated: August 17, 2022

WHEREAS, the Village Board of Trustees of the Village of Aurora (“Village Board”) has determined that it is necessary to enact a local law addressing attendance at board meetings via videoconference; and

WHEREAS, it is occasionally necessary for Trustees of the Village Board to attend board meetings remotely for various reasons including but not limited to inclement weather, illness, or travel plans and the Village Board wishes to enact a local law allowing for Trustees to attend board meetings via videoconference, with limitations; and

WHEREAS, no other agency has the legal authority or jurisdiction to approve or directly undertake the enactment of a local law in the Village of Aurora, such that there are no other involved agencies within the meaning of the New York State Environmental Quality Review Act (“SEQRA”) with respect to the enactment of said Local Law, with the result that the Village Board of Trustees shall act as lead agency, if applicable, in this matter; and

WHEREAS, the Local Law is not deemed to have any impact on the environment and thus is not subject to SEQRA pursuant to 6 NYCRR 617.2(b); and

WHEREAS, pursuant an Agreement between the Cayuga County Planning Board and the Village of Aurora adopted on June 25, 2014, the adoption or amendment of a zoning ordinance or local law that does not increase the type or number of uses permitted within a particular zoning district or increase the intensity or density of development permitted within a particular zoning district is not subject to review by the Cayuga County Planning Board pursuant to General Municipal Law § 239(l-m):

NOW, THEREFORE BE IT RESOLVED, that the Village Board of the Village of Aurora hereby determines that:

1. The foregoing recitals are hereby incorporated as if set forth herein at length.
2. The Village Board hereby introduces Proposed Local Law #3 of 2022 in the form annexed hereto for consideration and adoption.

3. The Board of Trustees deem that the adoption of the proposed Local Law is not an “action” as defined by SEQRA in that it will not have an effect on the environment, and thus, is not subject to SEQRA.

BE IT FURTHER RESOLVED, that the Village Board of the Village of Aurora will conduct a Public Hearing on September 21, 2022 at 6:00 p.m., or as soon thereafter as the matter can be heard, for the purpose of taking public comment on, and giving due consideration to, the enactment of Proposed Local Law #3 of 2022; and be it further

RESOLVED, that a copy of said Local Law is available for public inspection on the Village Website; auroranewyork.us, or by appointment at the Village Clerk’s Office; and

BE IT FURTHER RESOLVED, that the Village Clerk be and hereby is authorized and directed to publish notice of said Public Hearing in the official newspaper.

Upon Roll Call Vote:

Mayor James Orman	AYE
Trustee Matt Bianconi	ABSENT
Trustee John Miller	AYE
Trustee Janet Murphy	ABSENT
Trustee Frank Zimdahl	AYE

Village Discrimination & Harassment Policy Update:

VB Resolution #22-34

RESOLVED that the Village of Aurora updates the Village Harassment and Discrimination Policy to include the following, per a NY State mandate:

“NY employees may now call 1-800-427-2773 to obtain free legal counseling for any complaint of sexual harassment in the workplace.”

FIRST: Trustee Zimdahl

SECOND: Trustee Miller

AYES: Miller, Orman, and Zimdahl

NAYS: None

ABSENT: Bianconi and Murphy

Cable Franchise Agreement: Discussion ensued on Spectrum service and recent, frequent service outages. Trustee Miller questioned the reliability of service to those present and suggested researching other cable/internet providers. Trustee Miller was advised to consult Trustee Murphy when she returns from vacation as she is the trustee in consultation with Charter Communications.

On motion by Trustee Zimdahl, seconded by Trustee Miller, the Village Board voted to schedule the Public Hearing for the Franchise Agreement on September 21, 2022 at approximately 5:30 p.m.

AYES: Miller, Orman, and Zimdahl

NAYS: None

ABSENT: Bianconi and Murphy
Motion carried.

Cherry Ave Parking: Aurora Fire Chief, JD Balloni, requested lines painted on the north side of Cherry Ave about halfway between Main St and the Jane Morgan's parking lot as well as a "No Parking Here to Corner" sign. Per Chief Balloni, the fire trucks can't make the turn from Main St onto Cherry when cars are parked all the way down to Main St., given the bump outs on the south side.

Trustees Miller and Zimdahl lamented placing another sign in the village unless an existing sign is removed. They suggested painting the lines and monitoring the response.

Cayuga County Planning & Development Contract: Mayor Orman contacted LaBella Associates to release the Village from the Zoning Proposal contract due to the LaBella consultant's resignation during the zoning law revision process. Mayor Orman recommended hiring Cayuga County Planning & Development to assist the village with the zoning law revisions.

VB Resolution #22-35 To Accept the Cayuga County Department of Planning & Economic Development Zoning Amendment Proposal

WHEREAS, The Cayuga County Department of Planning and Economic Development has submitted a proposal to assist the Village of Aurora with preparing amendments to the Village of Aurora Zoning Law at the Village's request; and

WHEREAS, The Village of Aurora Board of Trustees reviewed and discussed the proposal at their August 17, 2022 meeting;

NOW THEREFORE BE IT RESOLVED, that the Village of Aurora Board of Trustees accept the Zoning Amendment Proposal submitted by the Cayuga County Department of Planning & Economic Development, contingent upon LaBella Associates agreeing to withdraw as the village consultant.

FIRST: Trustee Zimdahl
SECOND: Trustee Miller
AYES: Miller, Orman, and Zimdahl
NAYS: None
ABSENT: Bianconi and Murphy
Carried.

Executive Session: On motion by Trustee Miller, seconded by Trustee Zimdahl, the Village Board voted to enter into Executive Session at 6:50 p.m. to discuss a contract negotiation.

AYES: Miller, Orman, and Zimdahl
NAYS: None
ABSENT: Bianconi and Murphy
Motion carried.

No action was taken during Executive Session.

On motion by Trustee Miller, seconded by Trustee Zimdahl, the Village Board voted to adjourn Executive Session at 7:30 p.m.

AYES: Miller, Orman, and Zimdahl
NAYS: None
ABSENT: Bianconi and Murphy
Motion carried.

Adjournment: On motion by Trustee Miller, seconded by Trustee Zimdahl, the Village Board voted to adjourn the meeting at 7:32 p.m.

AYES: Miller, Orman, and Zimdahl
NAYS: None
ABSENT: Bianconi and Murphy
Motion carried unanimously.

Respectfully submitted,

Ann Balloni
Village Clerk

DRAFT