Evans Town Board

At the regular meeting of the Town Board of the Town of Evans, held at the Evans Town Hall, 8787 Erie Road, Angola, New York on Wednesday, March 23, 2011 at 7:00pm there were:

PRESENT:	Keith E. Dash	Councilman
	Paul T. Cooper	Councilman
	Francis J. Pordum	Supervisor
ALSO PRESENT:	Jonica B. DiMartino	Town Clerk
	J. Grant Zajas	Town Attorney
	Jeanne C. Ebersole	Assessor
	Charles LaBarbera	Building Dept. Head
	Lori Szewczyk	Dir. of Community Development
	Drew Eszak	Dir. of Finance
	Sandra Brant	Dir. of Planning
	Ernie Masullo	Police Chief
	Patrick Conrad	St. Pt. Marina Dept. Head/Parks
	Peggy Manning	Supervisor's Dept
	James Guarino	Water Dept.
ABSENT:	Julie Roach	Seniors Dept. Head
	Edward Michalski	Highway Superintendent
	Rob Klavoon	Wendel Duchscherer

RESOLUTION 2011-117 Approve Minutes

Supervisor Pordum moved and Councilman Cooper seconded that the reading of the minutes of the meeting of March 2, 2011 and work session of March 16, 2011 be dispensed with and approved as submitted by the Town Clerk.

VOTE RESULT: ADOPTED
AYES – Dash, Cooper, Pordum
NAYS – none

Public Comment on Meeting Agenda Items

Ed Conboy, Jr, 8168 Hillside, asked questions regarding Item #3 on Agenda Resolutions-Amend Res #103 of 2011 RE: Parks Sticker Fees for Senior Citizens

Dominc Calandra, address not listed on sheet, announced that he is the Community Representative for NYS Senator Patrick Gallivan and that his contact information can be found by using Google to access the website

RESOLUTION 2011-118 Committee and Department Head Reports

Supervisor Pordum moved and Councilman Cooper seconded to approve the Committee and Department Head Reports as reported.

VOTE RESULT: ADOPTED
AYES- Dash, Cooper, Pordum
NAYS- none

RESOLUTION 2011-119 Approve Town Clerk Reports

Supervisor Pordum moved and Councilman Dash seconded,

Town Clerk Monthly Reports

February Monthly	$10,487.39
February Interest	$3.48
February Petty Cash	$0.00
February Water	$128,844.84
February Interest	$35.93

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Dash	aye
Councilman Cooper	aye
Supervisor Pordum	aye

RESOLUTION 2011-2011-120 Prepare and submit application to NYS Housing Trust Fund Corporation 2011 NY Main Street Program for Building Renovations & Streetscape Enhancements in the Lake Erie Beach neighborhood commercial center

Supervisor Pordum moved and Councilman Cooper seconded,

WHEREAS, the Town of Evans recently completed a comprehensive neighborhood revitalization strategy for the Lake Erie Beach residential area, and

WHEREAS, the Town engaged in a public input program to build support and understanding for the plan and to incorporate the visions of the community's stakeholders in the strategy and its development process; and

WHEREAS, the strategy recommends revitalization efforts in the Lake Erie Beach Neighborhood commercial area as a way to enhance economic opportunities and stimulate small business development in the community; and

NOW THEREFORE, BE IT

RESOLVED, that the Evans Town Board intends to prepare and submit an application to the New York State Housing Trust Fund Corporation 2011 New York Main Street Program for Building Renovations and Streetscape Enhancements in the Lake Erie Beach neighborhood commercial center, and

BE IT FINALLY

RESOLVED That the Town Board authorizes Supervisor Pordum and/or appropriate Town Officials to sign, submit and execute a contract with New York State Housing Trust Fund Corporation 2011 New York Main Street Program for an amount not to exceed $500,000 upon approval of NYSHTFC.

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman Dash aye
Councilman Cooper aye
Supervisor Pordum aye

RESOLUTION 2011-121 Declare surplus vehicle in the Parks Dept

Supervisor Pordum moved and Councilman Dash seconded,

WHEREAS, the Evans Police Department declares surplus the 2004 Ford DCO Van, VIN IFTRE14W64HA01514 and transfers the van to the Town of Evans Parks Department.

VOTE RESULT: ADOPTED BY ROLL
Councilman Dash aye
Councilman Cooper aye
Supervisor Pordum aye

RESOLUTION 2011-122 Amend Res# 103 of 2011 RE: Parks Sticker Fees for Senior Citizens

Supervisor Pordum moved and Councilman Dash seconded,

Be it hereby resolved that the town fee schedule previously adopted regarding the fee charged for the issuance of a Town Park permit to senior citizens be amended to eliminate the established fee charged to senior citizen residents 60 years and older (any Town of Evans resident 60 years and older will not be charged a fee to use the Town Park).

VOTE RESULT: ADOPTED BY ROLL
Councilman Dash aye
Councilman Cooper aye
Supervisor Pordum aye

RESOLUTION 2011-123 Urge NYS Legislature to support the Farmland Protection Program & Environmental Protection Fund

Councilman Dash moved and Supervisor Pordum seconded,

RESOLUTION URGING THE NEW YORK STATE LEGISLATURE

TO SUPPORT THE FARMLAND PROTECTION PROGRAM AND ENVIRONMENTAL PROTECTION FUND

WHEREAS, agriculture is a significant contributor to New York's economy; and,

WHEREAS, farms provide jobs, support local businesses and are part of industry sectors that have a $31 billion economic impact annually in New York; and,

WHEREAS, farms comprise 7 million acres of land in New York, roughly 25% of the state's land base; and,

WHEREAS, farmers have a strong track record of pro-active environmental stewardship in New York; and,

WHEREAS, rapidly changing economic conditions threaten the future viability of New York's agricultural industry; and,

WHEREAS, more than 425,000 acres of farmland were lost to development in New York between 1982 and 2007; and,

WHEREAS, the State of New York established a Farmland Protection Program in 1992 to assist towns and counties in developing and implementing local agricultural and farmland protection plans; and,

WHEREAS, over $3 million has been awarded by the Farmland Protection Program to 50 counties and 64 towns to assist in the development of local agricultural and farmland protection plans; and,

WHEREAS, the Farmland Protection Program has awarded more than $173 million to help farmers, local governments and land trusts permanently protect 74,000 acres on 303 farms; and,

WHEREAS, demand for Farmland Protection Program funding has been strong due to the program's popularity, with more than $500 million in applications turned away since the program's inception in 1996; and,

WHEREAS, funding for the Farmland Protection Program is allocated from the state's Environmental Protection Fund (EPF), a dedicated fund whose principle funding source is a state Real Estate Transfer Tax (RETT); and,

WHEREAS, in 2010, funding for the Farmland Protection Program was cut by 51% and EPF funding was reduced by 37%,

WHEREAS, the Governor and State Legislature must take steps this year to protect New York's valuable farmland and strengthen the future for farms across New York;
WHEREAS, in 2002, the Town of Evans accepted the Regional Farmland Protection

Plan for the Towns of Brant, Evans and North Collins as a guide and reference for managing growth and the protection of farmland and open space in the Town; and,

WHEREAS, in 2006, from recommendations from the Regional Farmland Protection Plan, the Town of Evans created three (3) zoning districts, Agricultural and Open Space, Rural Agriculture and Rural Residential, as well as a Right to Farm Law and an Agriculture Advisory Committee in support of the importance of agriculture; and,

NOW, THEREFORE BE IT

RESOLVED, that the Town of Evans does hereby support restoring New York's Environmental Protection Fund and Farmland Protection Program, and, be it further

RESOLVED, That the Town of Evans does hereby urge state lawmakers to support New York's farmers, the state's agricultural economy and protection of valuable farmland by supporting at least $12 million in funding for the Farmland Protection Program and $134 million for the Environmental Protection Fund; and be it further

RESOLVED, That the Clerk of the Town of Evans is hereby directed to forward copies of this resolution to Governor Andrew Cuomo, Senate Majority Leader Dean Skelos, Assembly Speaker Sheldon Silver, Assemblyman Kevin Smardz, Senator Patrick Gallivan, and the American Farmland Trust.

VOTE RESULT: ADOPTED
AYES- Dash, Cooper, Pordum
NAYS- none

RESOLUTION 2011-124 Approve Town Clerk's request to attend NYSTCA conference

Councilman Cooper moved and Councilman Dash seconded,
RESOLVED, that Jonica B. DiMartino, Town Clerk is authorized to attend the 2011 NYS Town Clerks Association Conference to be held on May 1- May 4, 2011 in Buffalo, NY and be it further,

RESOLVED, that the Town Clerk has been awarded a $500.00 scholarship by the NYS Town Clerk's Association to keep the cost to a minimum with all reasonable expenses incurred being a town charge in accordance with the rules and regulations governing travel and education. (See attached letter of receipt of scholarship reward)

VOTE RESULT: ADOPTED BY ROLL

Councilman Dash	aye
Councilman Cooper	aye
Supervisor Pordum	aye

(When asked, the Town Clerk noted that total cost including mileage will come to $487.48 which will be under the $500 award, so all expenses will be reimbursed to the Town after Town Clerk attends and there will be no additional cost to attend.)

RESOLUTION 2011- 125 Audit of Bills

Councilman Dash moved and Councilman Cooper seconded,

BE IT RESOLVED, that all properly audited bills be paid forth out of their respective accounts as set forth in the abstract brought forth on March 23, 2011

Date: 2/23/11
Abstract No. 05
Voucher No. 342-451
Prepaid: 11, 12, 13

GENERAL	259,154.44
PART TOWN	35,594.97
HIGHWAY DA	0.00
HIGHWAY	123,623.11
WATER	117,840.28
CAPITAL PROJECTS	110.95
SPECIAL DISTRICTS	70,232.07
DEBT SERVICE	0.00
COMMUNITY DEVELOPMENT	0.00
TOTAL	606,555.82

Date: 3/23/11
Abstract No. 06
Voucher No. 452-555
Prepaid: 14,15,16

GENERAL	85,774.94
PART TOWN	9,987.11
HIGHWAY DA	0.00
HIGHWAY	9,158.01
WATER	1,066.41
CAPITAL PROJECTS	50,772.88
SPECIAL DISTRICTS	407,320.91
DEBT SERVICE	0.00
COMMUNITY DEVELOPMENT	0.00
TOTAL	564,080.26

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Dash	aye
Councilman Cooper	aye
Supervisor Pordum	aye

RESOLUTION 2011- 126 Adjournment

Supervisor Pordum moved and Councilman Cooper seconded to adjourn to a Work Session on Wednesday, April 6, 2011 at 6:15pm then to an Agenda Meeting on Wednesday, April 13, 2011 at 6:30pm with the regular Town Board meeting immediately following at 7:00pm

VOTE RESULT: ADOPTED
AYES- Dash, Cooper, Pordum
NAYS- none

These minutes are an unofficial copy unless the original signature of the Town Clerk is affixed below. The original official paper minutes are stored in the Town's vault.

Respectfully Submitted,

Jonica B. DiMartino
Town Clerk
Town of Evans

New York State Town Clerks Association, Inc.

Tina Ward Shuart, RMC MMC
President

Town of Cobleskill
PO Box 327
Cobleskill, NY 12043
Phone : 518-234-1719
Fax: 518-234-2068
Email: coby1@nycap.rr.com

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35 Market Street
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Susan A. Haag, RMC, MMC
Town of Austerlitz
PO Box 238
Spencertown, NY 12165

TREASURER
Lisa Cooper, RMC, MMC
Town of Sterling
1290 State Rt. 104A
Sterling, NY 13156

EX-OFFICIO
Rebecca H. Haines, RMC, MMC
Town of Ellery
P.O. Box 429
Bemus Point, NY 14712

DISTRICT DIRECTORS
#1 Jo-Ann Raia
Leslie C. Gross
#2 Lisbeth Fumagalli
Susan Miller
#3 Kimberly Pinkowski
Lisa French
#4 Donna Combs
Anna Halkowich
#5 Malinda Zehr
Debra Allen
#6 Bambi Avery
Joanne Costley
#7 Pamela Kula
Judy Graviano
#8 Kathi Rickman
Annette McNinch
#9 Elaine Sater
Donna Arquiett
#10 Nancy Thomas
Carol Brandon

March 9, 2011

Jonica DiMartino
Town of Evans
8787 Erie Road
Angola, New York 14006

Dear Jonica DiMartino,

Congratulations on your decision to further your education through the New York State Town Clerks Association Conference. The Association administers and has awarded you a $500.00 scholarship towards your goal and will reimburse your expense after attendance at the conference.

Please submit a copy of your attendance certificate along with a completed voucher to the New York State Town Clerks Association, Inc., Lisa Cooper, Treasurer, Town of Sterling 1290 State Route 104A, Sterling, N.Y. 13156.
A Check made payable to your town for $500.00 will be mailed.

Please sign the bottom of this letter to indicate your intention towards this award. If for some reason you will not be able to use this scholarship please sign on the declination line otherwise on the acceptance line. I will need acknowledgement returned to me by April 1st, 2011. If you are unable to attend the Conference please contact me as another Clerk could use the scholarship.

Again, congratulations on your decision and your award. If there are any questions please contact me at toaclerk@frontiernet.net, phone 585-226-2425 ext. 10 or fax: 585-226-9299

Sincerely,

Sharon M. Knight, CMC/RMC

Sharon M. Knight, CMC/RMC
Scholarship Chair/Director
New York State Town Clerks Association, Inc.

Jonica B. DiMartino

Acceptance _____ Decline

Thank you