# TOWN OF EVANS

# ANNUAL ORGANIZATIONAL MEETING

## Minutes

# JANUARY 4, 2012

**Councilmen:**
**Hon. Paul T. Cooper**
**Hon. Dennis M. Feldmann**

**Supervisor:**
**Hon. Keith E. Dash**

*RESOLUTION 2012-001*

Supervisor Dash moved and Councilman Cooper seconded,

RESOLVED: that the voting order for Town Board Meetings is hereby set as follows: Councilman Feldmann, Councilman Cooper, Supervisor Dash, effective January 1, 2012.

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

*RESOLUTION 2012-002*

Councilman Cooper moved and Councilman Dash seconded,

The Supervisor shall serve as the primary administrator of the operations of the Town Hall and in the absence of the Supervisor, the designated Deputy Supervisor shall serve.

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

*RESOLUTION 2012-003*

Councilman Feldmann moved and Councilman Cooper seconded,

RESOLVED: that J. Grant Zajas is hereby appointed Town Attorney for the Town of Evans in accordance with Section 24 of the Town Law, and that he be compensated at a rate of $42,200.00 per year, payable bi-weekly, effective January 1, 2012.

VOTE RESULT: ADOPTED BY ROLL CALL

| | |
|---|---|
| Councilman Feldmann | Aye |
| Councilman Cooper | Aye |
| Supervisor Dash | Aye |

*RESOLUTION 2012-004*

Supervisor Dash moved and Councilman Feldmann seconded,

RESOLVED: that the Town Board acknowledges the Supervisor's appointment of a representative of Johnson and Machowiak, to serve as Interim Director of Finance.

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman Feldmann Aye
Councilman Cooper Aye
Supervisor Dash Aye

*RESOLUTION 2012-005*

Councilman Cooper moved and Supervisor Dash seconded,

RESOLVED: that the Town Board acknowledges the appointment of Diana Cafferty, 1421 Independence Dr, Derby, NY 14047, as Secretary to the Supervisor at an annual salary of $30,000, payable bi-weekly, effective January 1, 2012

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman Feldmann Aye
Councilman Cooper Aye
Supervisor Dash Aye

*RESOLUTION 2012-006*

Councilman Feldmann moved and Councilman Cooper seconded,

RESOLVED: that in all matters of parliamentary procedure Robert's Rules of Order shall prevail, except where such Rules are inconsistent with local rule or resolution pertaining to the conduct of Town Business.

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

*RESOLUTION 2012-007*

Supervisor Dash moved and Councilman Feldmann seconded,

RESOLVED: that the order of business for the conduct of the Town of Evans Town Board Meetings for the year 2012 shall be as follows:

| | |
|---|---|
| I | Call the Meeting to Order |
| II | Pledge of Allegiance |
| III | Roll Call |
| IV | Approval of the Minutes |
| V | Communications |
| VI | Privilege of the Floor on Meeting Agenda Items & other issues |
| VII | Public Hearing and Bid Openings |
| VIII | Committee and Department Head Reports |
| IX | Town Clerk Reports |
| X | Old Business |

| | |
|---|---|
| XI | Resolutions |
| XII | Licenses |
| XIII | Audit of Bills |
| XIV | Adjournment |

BE IT FURTHER RESOLVED: Privilege of the Floor is adopted as follows:

The Town of Evans appreciates input from the General Public during the Privilege of the Floor period which is offered at each Regular Meeting of the Town Board, the following policy will be enforced at every meeting:

- Speakers must be recognized by the presiding officer;
- Speakers must state their name, address and organization, if any;
- The public shall only be allowed to speak during the designated period of the meeting;
- Comments shall be related to Town of Evans business only;
- Speakers will be limited to three minutes per person per period;
- Speakers may not yield any remaining time they may have to another speaker;
- All remarks must be addressed to the Town Board as a body and not to any individual member thereof;
- Speakers shall observe the commonly accepted rules of courtesy, decorum, dignity and good taste;
- Unacceptable behavior will not be tolerated and may result in removal from the building and/or loss of future privileges of the floor.

In addition, interested parties or their representatives may address the Town Board by written communication.

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

***RESOLUTION 2012-008***

Councilman Cooper moved and Supervisor Dash seconded,

RESOLVED: that the following rules will govern the conduct of business for the Town Board Meetings:

A. The agenda shall include resolutions, bills and reports. Items received after 11:00 AM on the Monday preceding the Board Meeting shall be placed on the agenda for the next regular Board Meeting.

B. By 4:00 PM on the Monday preceding the Board Meeting, the Town Clerk or the Town Supervisor shall distribute

a copy of the agenda to each Board Member and the Town Attorney. The copy shall be in a sealed envelope and shall include all written resolutions and important correspondence.

C. The agenda shall not be departed from except with a two-thirds vote of the entire Town Board.

D. If the Town Board has voted to depart from the agenda, as provided above, the Town Board may, by a Two-thirds vote of the entire Town Board, require that any resolutions not on the agenda be produced in written form prior to a vote being taken on such resolution.

E. All matters shall be continued on the agenda until disposed of. All matters not disposed of shall be tabled and taken from the table only by a majority vote of the entire Town Board.

F. Correspondence shall be disposed of at the time of reading in the following manner:

(1) by voting to receive and file by a majority vote of the entire Town Board,
(2) by passage of a resolution concerning the correspondence,
(3) by referring the correspondence to a committee, or
(4) by tabling the matter. If tabled, the item can be taken off the table that same meeting, or it can be left on the table thereby becoming Old Business to remain on the agenda until disposed of.

G. Whenever the Town Board amends a resolution passed at a previous meeting, there shall be added to the official record of minutes of such previous meeting a marginal notation referring to the subsequent amending action.

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

*RESOLUTION 2012-009*

AMENDED: 1-11-2012 pg. 33 #61

Councilman Feldmann moved and Supervisor Dash seconded,

RESOLVED: that the Town Board of the Town of Evans hold its regular meetings at 7:00

PM on the following dates in 2012:

| | | | |
|---|---|---|---|
| January 4, 18 | February 1, 15 | March 1, 15 | April 4, 18 |
| May 2, 16 | June 6, 20 | July 18 | August 15 |
| September 5, 19 | October 3, 17 | November 7, 21 | December 5 |

And be it further

RESOLVED: that each such meeting preceded by an agenda meeting to be held at 6:30 p.m.; and be it further

RESOLVED: that work sessions shall be held on the Wednesday immediately preceding the scheduled regular meeting at 6:15pm, unless otherwise specified.

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

***RESOLUTION 2012-010***

Supervisor Dash moved and Councilman Feldmann seconded,

RESOLVED: that the regular hours of the Evans Town Hall shall be from 8:00 AM to 4:00 PM Monday, Tuesday, Thursday and Friday, and on Wednesday from 10:00 AM to 6:00 PM.

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

***RESOLUTION 2012-011***

Councilman Cooper moved and Councilman Feldmann seconded,

RESOLVED: that the following holidays will be observed as paid holidays by the full-time employees of the Town of Evans not covered by a collective bargaining unit:

| | | | |
|---|---|---|---|
| New Years Day | 1/1 (observed 1/2/2012) | Columbus Day | 10/8 |
| Martin Luther King | 1/16 | Election Day | 11/6 |
| President's Day | 2/20 | Veterans Day | 11/12 |
| Good Friday | 4/6 | Thanksgiving | 11/22 |
| Memorial Day | 5/28 | Day after Thanksgiving | 11/23 |
| Independence Day | 7/4 | Day before Christmas | 12/24 |
| Labor Day | 9/3 | Christmas | 12/25 |

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

*RESOLUTION 2012-012*

Councilman Feldmann moved and Councilman Cooper seconded,

RESOLVED: that Supervisor Dash be and hereby is permitted to sign his signature by facsimile pursuant to Town Law, and be it further

RESOLVED: that Paychex, Inc. is authorized to issue checks in payment of payroll for the Town of Evans under a facsimile as they may designate as long as their services are needed by the Town.

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

*RESOLUTION 2012-013*

Supervisor Dash moved and Councilman Feldmann seconded,

RESOLVED: that Evans Bank, Key Bank, Manufacturers and Traders Trust Company, Charter One Commercial, and/or Chase/JP Morgan Bank be and hereby are designated Depositories in which the Supervisor of the Town of Evans, New York, shall deposit all monies which shall come into his hand by virtue of his office.

VOTE RESULT: ADOPTED BY ROLL CALL

| | |
|---|---|
| Councilman Feldmann | Aye |
| Councilman Cooper | Aye |
| Supervisor Dash | Aye |

*RESOLUTION 2012-014*

Councilman Cooper moved and Supervisor Dash seconded,

RESOLVED: that the Evans Bank, and/or Chase/JP Morgan Bank be and hereby are designated as the depositories for the Town Clerk's accounts. The Town Clerk shall deposit all funds received by her for the Town of Evans therein: these designations being pursuant to the authority contained in Section 64, Subdivision 1 of the Town Law, and be it further

RESOLVED: that the Town Clerk be and the same is hereby authorized to deposit, from time to time, with Evans Bank, Key Bank, Manufacturers and Traders Trust

Company, Charter One Commercial and Chase/JP Morgan Bank, such funds as come into the hands of said Town Clerk in Negotiable Order of Withdrawal accounts, Certificates of Deposit and/or time Deposit Accounts, as the said Town Clerk may from time to time elect, but that any such deposits shall be made in such a fashion that they shall mature, without penalty, sufficiently in advance of any date required for the transmittal of such funds to any municipal body entitled to the same.

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman Feldmann Aye
Councilman Cooper Aye
Supervisor Dash Aye

*RESOLUTION 2012-015*

Councilman Feldmann moved and Supervisor Dash seconded,

RESOLVED: that *The Sun* is hereby designated as the official newspaper of the Town of Evans for the calendar year 2012, and that the Buffalo News may be used if additional coverage is needed.

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

*RESOLUTION 2012-016*

Supervisor Dash moved and Councilman Cooper seconded,

RESOLVED: Investment Policy -- The objectives of the Investment Policy of the Town of Evans are to minimize risk; to insure that investments mature when the cash is required to finance operations; and to insure a competitive rate of return.

In accordance with this policy, the Chief Fiscal Officer is hereby authorized to invest all funds, including proceeds of obligations and reserve funds in:

Certificates of Deposit issued by a bank or trust company authorized to do business in New York State.

Repurchase Agreements involving the purchase and sale of direct obligations of the United States; and

Time Deposits Accounts in a bank or trust company authorized to do business in New York State.

All other Town Officials receiving money in their official capacity must deposit

such funds in negotiable order of withdrawal accounts.

COLLATERAL -- Certificates of deposit shall be fully secured by insurance of the Federal Deposit Insurance Corporation or by obligations of New York State or obligations of the United States or obligations of federal agencies the principal and interest of which are guaranteed by the United States or obligations of New York State local governments. Collateral shall be held by the seller bank's trust department or its designate. The market value of collateral shall at all times equal or exceed the principal amount of the certificate of deposit. Collateral shall be monitored no less frequently than quarterly.

Investments in time deposits, certificates of deposit and repurchase agreements are to be made with banks or trust companies.

The Town will encourage the purchase and sale of investments through a competitive or negotiated process involving telephone solicitation of at least two bids for each transaction.

At the time independent auditors conduct the annual audit of the accounts and financial affairs of the Town the independent auditors shall audit the investments of the Town for compliance with the provisions of these Investment Guidelines.

The provisions of these Investment Guidelines any amendments hereto shall take effect prospectively, and shall not invalidate prior investment.

VOTE RESULT: ADOPTED BY ROLL CALL

| | |
|---|---|
| Councilman Feldmann | Aye |
| Councilman Cooper | Aye |
| Supervisor Dash | Aye |

***RESOLUTION 2012-017***

Councilman Cooper moved and Councilman Feldmann seconded,

RESOLVED: that the wages of all personnel are hereby established for 2012 in accordance with the Union Contracts in effect with the following Collective Bargaining Units:

| | |
|---|---|
| I.B.E.W. Local 41 | C.S.E.A. |
| P.B.A. | S.E.I.U. |
| P.C.A. | |

VOTE RESULT: ADOPTED BY ROLL CALL

| | |
|---|---|
| Councilman Feldmann | Aye |
| Councilman Cooper | Aye |
| Supervisor Dash | Aye |

*RESOLUTION 2012-018*

Councilman Feldmann moved and Supervisor Dash seconded,

RESOLVED: that the part time clerks, seasonal laborers and caretakers are hereby appointed, in accordance with provisions of Civil Service rules, as per the attached list, for the year 2012 with their respective rates. (Exhibit A)

VOTE RESULT: ADOPTED BY ROLL CALL

| | |
|---|---|
| Councilman Feldmann | Aye |
| Councilman Cooper | Aye |
| Supervisor Dash | Aye |

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*RESOLUTION 2012-019*

Supervisor Dash moved and Councilman Cooper seconded,

RESOLVED: that J. Grant Zajas be retained as Town Prosecutor for the calendar year 2012 to prosecute non-criminal violations within the jurisdiction of the Town of Evans Justice Court, subject to the confirmation of the Erie County District Attorney and that he be compensated for the calendar year 2012 in the amount of $21,000.00, payable bi-weekly.

VOTE RESULT: ADOPTED BY ROLL CALL

| | |
|---|---|
| Councilman Feldmann | Aye |
| Councilman Cooper | Aye |
| Supervisor Dash | Aye |

*RESOLUTION 2012-020*

Councilman Cooper moved and Supervisor Dash seconded,

RESOLVED: that the accounting firm of Drescher & Malecki, LLP be employed to prepare the annual audit and also any other services that may be called for by order of the Town Board.

VOTE RESULT: ADOPTED BY ROLL CALL

| | |
|---|---|
| Councilman Feldmann | Aye |
| Councilman Cooper | Aye |
| Supervisor Dash | Aye |

*RESOLUTION 2012-021*

Councilman Feldmann moved and Supervisor Dash seconded,

RESOLVED: that the following appointments are hereby made and pay rates established in the Parks, Marina, Seniors and Water Departments for the year 2012. (Exhibit B)

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman Feldmann Aye
Councilman Cooper Aye
Supervisor Dash Aye

*RESOLUTION 2012-022*

Supervisor Dash moved and Councilman Feldmann seconded,

RESOLVED: the following appointments are hereby made and pay rates established in the Police Department for the Year 2012. (Exhibit C)

VOTE RESULT: Councilman Feldmann Aye
Councilman Cooper Aye
Supervisor Dash Aye

*RESOLUTION 2012-023*

Councilman Cooper moved and Supervisor Dash seconded,

RESOLVED: that the following Town Officials be salaried as budgeted effective January 1, 2012 as follows:

| | |
|---|---|
| Supervisor | $40,000 |
| Councilman (2) | 15,300 |
| Town Comptroller | 65,000 |
| Town Clerk | 56,365 |
| Superintendent of Highways | 60,037 |
| Town Justice (2) | 22,593 |
| Police Chief | 98,086 |
| Registrar of Vital Stats. | 5,635 |
| Deputy Registrar of V.Stats (2) | 1,150 |
| Drainage Coordinator | 13,523 |
| Director of Community Devel. | 41,500 |
| Planning Board Chairman | 24,000 |

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman Feldmann Aye
Councilman Cooper Aye
Supervisor Dash Aye

***RESOLUTION 2012-024***

Councilman Feldmann moved and Supervisor Dash seconded,

RESOLVED: that the Town Board acknowledge the appointment made by the Supervisor of Cheryl Delano of Angola, New York, and Joseph Pisarski of Angola, New York, as Co-Town Historians for the calendar year 2012.

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

***RESOLUTION 2012-025***

Supervisor Dash moved and Councilman Feldmann seconded,

RESOLVED: that the Town Board of the Town of Evans does hereby acknowledge the Town Clerk's appointment of Lynn Stoessel and Lynn Krajacic as Deputies and the Superintendent of Highway's appointment of Nicholas Mecca, Jr. as Deputy Superintendent of Highway, for the year 2012.

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

***RESOLUTION 2012-026***

Councilman Cooper moved and Supervisor Dash seconded,

RESOLVED: that the following Town Officials and/or Department be and are hereby authorized to continue their Petty Cash Funds in the amounts set forth, and further that they present a monthly report to the Town Board concerning their Petty Cash Funds:

| | |
|---|---|
| Jonica DiMartino, Town Clerk | $ 650.00 |
| Justice Department | 100.00 |
| Parks Department | 50.00 |

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman Feldmann Aye

| | |
|---|---|
| Councilman Cooper | Aye |
| Supervisor Dash | Aye |

***RESOLUTION 2012-027***

Councilman Feldmann moved and Councilman Cooper seconded,

WHEREAS: Section 142 of the Highway Law requires the Town Board to approve all purchases of equipment, tools and other implements utilized for the highway maintenance in excess of $1,000.00 per year, and

WHEREAS: Section 103 of the General Municipal Law requires public bidding for purchases of equipment in excess of $10,000.00 for materials only and $20,000.00 for municipal contracts, and

WHEREAS: the Superintendent of Highways of the Town of Evans makes numerous purchases from time to time throughout the year in total not to exceed the detail line Items within the annual budget, and

WHEREAS: pursuant to Section 142 of the Highway Law, it is desirable to the Town Board to authorize the Superintendent of Highways to purchase said equipment, tools and other implements in excess of $1,000.00

NOW THEREFORE BE IT

RESOLVED: that the Superintendent of Highways is hereby authorized to, without prior approval of the Town Board, purchase equipment, tools, and other implements to be used for highway maintenance, construction, or reconstruction, snow plows or other devices for the removal of snow from highways in a sum not to exceed the limitations as prescribed under Section 103 of General Municipal Law as amended from time to time and in accordance with the Town's procurement policy.

VOTE RESULT: ADOPTED BY ROLL CALL

| | |
|---|---|
| Councilman Feldmann | Aye |
| Councilman Cooper | Aye |
| Supervisor Dash | Aye |

***RESOLUTION 2012-028***

Supervisor Dash moved and Councilman Feldmann seconded,

RESOLVED: that Charles LaBarbera is hereby appointed ex-officio member of the Plumbing Board and shall be notified by the chairman of meetings and board actions.

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

***RESOLUTION 2012-029***

Councilman Cooper moved and Supervisor Dash seconded,

RESOLVED: that Joseph Kwilos is hereby appointed to the Town of Evans Agricultural Advisory Committee for term to expire on December 31, 2014

BE IT FURTHER RESOLVED: that Russell Barten of the Erie County Farm Bureau, Keith Dash, Town Board Supervisor and Sandra Brant, Town Planning Director are hereby appointed ex-officio members of the Town of Evans Agricultural Advisory Committee.

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

***RESOLUTION 2012-030***

Councilman Feldmann moved and Supervisor Dash seconded,

RESOLVED: that each member of the Evans Zoning Board of Appeals, Board of Assessment Review, Planning Board and Plumbing Board shall be compensated at the rate of $40.00 per meeting attended, the Chairman be paid $55.00 per meeting attended, and the Secretary be paid $70.00 per meeting attended, to be paid quarterly, and, be it further

RESOLVED: that Andrew Yusick be appointed Chairman, Laurie Wojcik, Secretary, of the Zoning Board of Appeals; Jeffery White, Chairman, Jennifer Renaldo, Secretary of the Board of Assessment Review; Sandra L. Brant, Chairman, Debra Wilson, Secretary of the Planning Board; and Larry Place, Chairman and Cheryl Francoforte, Secretary of the Plumbing Board.; and, be it further

RESOLVED: Sandra L. Brant, Chairperson of the Evans Planning Board, is hereby designated Director of Planning.

VOTE RESULT: ADOPTED BY ROLL CALL

| | |
|---|---|
| Councilman Feldmann | Aye |
| Councilman Cooper | Aye |
| Supervisor Dash | Aye |

*RESOLUTION 2012-031*

Supervisor Dash moved and Councilman Cooper seconded,

RESOLVED: that the following be appointed to the Town of Evans Plumbing Board, term to expire on December 31, 2012.

Ross Guarino Robert Sciarrino Spencer Vail

RESOLVED: that the following be appointed to the Town of Evans Planning Board, term to expire on December 31, 2018.

John McEvoy

RESOLVED: that the following be appointed to the Town of Evans Zoning Board of Appeals, term to expire on December 31, 2015.

Marc Pericak

VOTE RESULT: ADOPTED
AYES- Feldmann. Cooper, Dash
NAYS- none

*RESOLUTION 2012-032*

Councilman Cooper moved and Councilman Feldmann seconded,

RESOLVED: that Wayne Conrad is hereby appointed to the Board of Assessment and Review to fill a vacancy for the term expiring 09/30/2015 and Jeffrey White is hereby appointed to the Board of Assessment Review to a term expiring 09/30/2016.

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

*RESOLUTION 2012-033*

RESOLVED: that Jonica DiMartino is hereby appointed Registrar of Vital Statistics for the Town of Evans and that she and her Deputies receive as their compensation the annual salary as set by the Town Board.

VOTE RESULT: ADOPTED BY ROLL CALL

| | |
|---|---|
| Councilman Feldmann | Aye |
| Councilman Cooper | Aye |
| Supervisor Dash | Aye |

*RESOLUTION 2012-034*

Supervisor Dash moved and Councilman Cooper seconded,

RESOLVED: that Patrick Conrad is hereby appointed Employee Safety Coordinator at an annual salary of $1,700.00, prorated for the year 2012.

| | | |
|---|---|---|
| VOTE RESULT: | ADOPTED BY ROLL CALL | |
| | Councilman Feldmann | Aye |
| | Councilman Cooper | Aye |
| | Supervisor Dash | Aye |

*RESOLUTION 2012-035*

Councilman Cooper moved and Councilman Feldmann seconded,

RESOLVED: that the mileage allowance for town personnel utilizing their own vehicles on Town business shall be $0.45 (45 cents) per miles or the prevailing Federal Guideline, whichever is lower; and be it further,

RESOLVED: that lodging reimbursement rates shall be actual costs incurred. Meal and incidental per diem rates shall be in accordance with the current and prevailing federal guidelines for the respective locations. Individual local lunch rates shall be set at $10.00, for seminars.

| | | |
|---|---|---|
| VOTE RESULT: | ADOPTED BY ROLL CALL | |
| | Councilman Feldmann | Aye |
| | Councilman Cooper | Aye |
| | Supervisor Dash | Aye |

*RESOLUTION 2012-036*

Councilman Feldmann moved and Supervisor Dash seconded,

RESOLVED: That all fixed asset transactions with value exceeding $500 shall be formally recorded for financial statement purposes.

| | | |
|---|---|---|
| VOTE RESULT: | ADOPTED BY ROLL CALL | |
| | Councilman Feldmann | Aye |
| | Councilman Cooper | Aye |
| | Supervisor Dash | Aye |

*RESOLUTION 2012-037*

Supervisor Dash moved and Councilman Cooper seconded,

WHEREAS: the Town of Evans does provide a town-owned vehicle to the Superintendent of Highways, and

WHEREAS: the Town of Evans is subject to Internal Revenue Service Regulations which require substantiation of personal and business use of Town-owned vehicles

NOW THEREFORE BE IT RESOLVED: that the Town of Evans Superintendent of Highways shall maintain a daily mileage log and provide such substantiation to the Payroll Office on a quarterly basis so that proper payroll adjustments are made in accordance with the law.

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman Feldmann Aye
Councilman Cooper Aye
Supervisor Dash Aye

***RESOLUTION 2012-038***

Councilman Cooper moved and Councilman Feldmann seconded,

RESOLVED: that Jonica B. DiMartino, Town Clerk be and hereby is custodian of the Town of Evans records and the vault.

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

***RESOLUTION 2012-039***

Councilman Feldmann moved and Councilman Cooper seconded,

RESOLVED: that all full time employees and elected officials not covered by a collective bargaining agreement shall be entitled to such benefits as the Town Board shall secure or grant incidental to their employment, including, but not limited to life insurance, health insurance, including buy-out at I.B.E.W. rates, dental insurance, and employees shall be paid bi-weekly unless otherwise specified.

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman Feldmann Aye
Councilman Cooper Aye
Supervisor Dash Aye

***RESOLUTION 2012-040***

Supervisor Dash moved and Councilman Cooper seconded,

RESOLVED: that the firm of Jaeckle, Fleishmann & Mugel, Coughlin & Gerhart, LLP, is hereby approved to be retained for Labor Law and Legal Issues as needed at an hourly rate not to exceed $225.00, as needed.

VOTE RESULT: ADOPTED BY ROLL CALL

| | |
|---|---|
| Councilman Feldmann | Aye |
| Councilman Cooper | Aye |
| Supervisor Dash | Aye |

***RESOLUTION 2012-041***

Councilman Cooper moved and Councilman Feldmann seconded,

RESOLVED: that the Town Board acknowledges the Supervisor's appointment of Guy Canonico Jr.,Evans, New York, as Disaster Coordinator for the Town of Evans for the year 2012;

RESOLVED: that the Town Board acknowledges the Supervisor's appointment of William Hamm as Deputy Disaster Coordinator for the Town of Evans for the year 2012;

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

***RESOLUTION 2012-042***

Councilman Feldmann moved and Supervisor Dash seconded,

RESOLVED: that Charles LaBarbera is hereby appointed Stormwater Management Officer for the year 2012.

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

***RESOLUTION 2012-043***

Supervisor Dash moved and Councilman Cooper seconded,

RESOLVED: that the following be appointed to the Sturgeon Point Advisory Board; term to expire on December 31, 2012.

| | | |
|---|---|---|
| Frank Rademacher - Chairman | Mike Franey Sr. - Vice Chairman | |
| Paul Ryerse Sr. | Clifford Schmitz | Manny Tarrio |
| Arthur Buczkowski | Thomas Duminuco | David Sippel |
| Scott J. Addison | Cheri Hahn - Secretary | Jeffrey Jarzynski |

Patrick Conrad - Sturgeon Point Marina

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

*RESOLUTION 2012-044*

Councilman Cooper moved and Supervisor Dash seconded,

RESCINDED
1-25-2012
#76
pg. 42

RESOLVED: the following are hereby appointed to the Town of Evans Veteran's Committee to help local veterans be made aware of their benefits and rights, coordinate events such as Veteran's Day and Memorial Day activities, and to educate our youth on the role our military veterans have played in our Country's history. Said terms to expire December 31, 2012.

Chairman - Eugene Hackemer

| | | |
|---|---|---|
| Frank Mooney | Samuel Lomando, Jr. | Evangeline Conley |
| Joseph Catalano | Joseph Gajdosz | |

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

*RESOLUTION 2012-045*

Councilman Feldmann moved and Supervisor Dash seconded,

RESOLVED: that the following be appointed to the Parks and Recreation Advisory Board; term to expire on December 31, 2012.

| | | |
|---|---|---|
| Julie Roach | Deborah Macpherson | Sheryll Andreozzi |
| James Martino | Joseph Catalano | Barbara Severin |
| Sharon Kwas | Marlene Petrie | James Michalek |
| Cindy Schmitz | | |

Russ Manguso - Parks Commissioner

VOTE RESULT: ADOPTED
AYES- Feldmann, Cooper, Dash

NAYS- none

*RESOLUTION 2012-046*

Supervisor Dash moved and Councilman Cooper seconded,

RESOLVED: that the following be appointed to the Recycling Committee; term to expire on December 31, 2012.

Rose Trask - Chairman
Linda Welka Laura Nosbisch Dave Mosher

William Houston - Village of Angola Liaison

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

*RESOLUTION 2012-047*

Councilman Cooper moved and Supervisor Dash seconded,

RESOLVED: that the following be appointed to the Economic Development Committee, term to expire on December 31, 2012.

Lori A. Szewczyk - Director of Community Development

| | | | |
|---|---|---|---|
| William Houston | Carmen Garozzo | Albert Schallmo | |
| Andrew Yusick | Karen Erickson | John Cappellino | Jerry Bartone |
| Edward Gerecke | Linda Mason | Jeffrey White | Howard Frawley |
| Michael Spence | James Michalek | John Latimore | |

VOTE RESULT ADOPTED
AYES- Feldmann, Cooper, Dash
NAYS- none

*RESOLUTION 2012-048*

Councilman Feldmann moved and Supervisor Dash seconded,

RESOLVED: that the following be appointed to the Conservation Advisory Commission;

term to expire on December 31, 2012.

Tom Marks - Chairman/Secretary

| | | |
|---|---|---|
| Michael Hontz | Daniel Decker | Dr. Joseph Mecca |
| David Mosher | Harry Watkins | John Szydlowski |
| James Snider | Raymond Markiewicz | |

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

*RESOLUTION 2012-049*

Councilman Cooper moved to amend to add Cable and delete EMS from Councilman Feldmann's Liaisons due to omission of Cable and redundancy of EMS and Councilman Feldmann seconded the motion for the listings to be amended and corrected as follows:

Notification by Supervisor of Committee and Liaison appointments for 2012 as follows:

| Councilman Feldmann | Councilman Cooper |
|---|---|
| Cable | Conservation |
| Drainage & Flooding | Fire Companies |
| Courts | Emergency Medical Services |
| Economic Development | Recycling |
| Utilities | Landfill & Solid Waste |
| Highway | Government Liaison |
| Assessor | Water |

In addition to his duties to oversee all Departments, the Supervisor will also be direct liaison to the following:

Seniors
Parks
Police Department
Building Inspector and Zoning
Planning

| Supervisor Dash | All Board Members |
|---|---|
| All Departments | Accounting/ Finance |
| | Audit |

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

***RESOLUTION 2011-050***

Supervisor Dash moved and Councilman Feldmann seconded, to adjourn the annual organizational meeting.

VOTE RESULT: ADOPTED
AYES- Feldmann, Cooper, Dash
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

| EXHIBIT A | | | | | | | |
|---|---|---|---|---|---|---|---|
| | CARETAKER(S) Part-time | | | | 2012 Rate | | |
| Highway | Charles | Nelson | | | $70.00 | (per week) | |
| Maint | Cathy | Johnson | RPT | | $ 8.50 | | |
| Maint | Charles | Nelson | | | $ 8.50 | | |
| Maint | Patrick | Van Remmen | | | $ 8.50 | | |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| | CLERK(S) Part-time | | | | | | |
| | Rita | Burke | | | $ 8.25 | | |
| | Dorothy | Clark | | | $10.00 | | |
| | Jeanne | Dillon | | | $ 9.25 | | |
| | Judith | Dutchess | | | $ 9.00 | | |
| | Dianne | Johnson | | | $ 8.00 | | |
| | Melissa | Kapuszcak | | | $ 9.00 | | |
| | Patricia | Latimore | | | $10.00 | | |
| | Laurie | Ludwig | | | $10.00 | | |
| | Sharon | Majewski | RPT | | $ 9.75 | | |
| | Kimberly | Milks | | | $11.00 | | |
| | Antoinette | Pinter | | | $10.25 | | |
| | Jennifer | Renaldo | RPT | | $10.00 | | |
| | Karen | Sullivan | | | $ 8.50 | | |
| | Laurie | Wojcik | | | $ 9.25 | | |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| | ASSISTANT CODE ENFORCEMENT OFFICER P/T | | | | | | |
| | | | | | | | |
| | James | Manning | | | $12.50 | | |
| | Richard | Vasile | | | $12.50 | | |
| | | | | | | | |
| | HIGHWAY DEPARTMENT | | | | | | |
| | Laborers Part-time (Seasonal) | | | | | | |
| | 1st Year | | | | $9.25 | | |
| | 2nd year | | | | $9.50 | | |
| | 3rd year | | | | $10.00 | | |
| | Truck Driver | | | | $13.00 | | |
| | | | | | | | |

AMENDED
1-11-2012
pg. 33
# 62

| EXHIBIT B | | | | | | | |
|---|---|---|---|---|---|---|---|
| | | | | | | | |
| Parks/Marina/Seniors Personnel | | | | | 2012 Rate | | |
| | | | | | | | |
| | Van Driver(s) Part-time | | | | | | |
| | | | | | | | |
| Seniors | Anthony | Vicaretta | | | $8.50 | | |
| Seniors | Nicholas | Mathewson | | | $8.50 | | |
| Parks | Daniel | Wright | | | $10.00 | | |
| | | | | | | | |
| | | | | | | | |
| Laborer/Gateguard/Nightwatchman Part-time | | | | | | | |
| | | | | | | | |
| Parks | Gerald | Beamish | RPT | | $11.50 | | |
| Parks | Donald | Latimore | RPT | | $11.50 | | |
| Parks | Mark | Postle | RPT | | $11.25 | | |
| Parks | Matt | Rzepka | RPT | | $11.25 | | |
| Parks | Gary | Huber | RPT | | $11.25 | | |
| Parks | Daniel | Wright | RPT | | $10.00 | | |
| | | | | | | | |
| Seniors | Barbara | Severin | | | $9.50 | | |
| Seniors | Dylan | Wentland | | | $8.25 | | |
| Seniors | Nicholas | Matthewson | RPT | | $9.00 | | |
| Seniors | Lauren | Wentland | | | $8.25 | | |
| Seniors | Rebecca | Roach | RPT | | $9.00 | | |
| | WATER DEPARTMENT | | | | | | |
| | | | | | | | |
| | Laborers RPT/PT as Needed | | | | $12.50 | | |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |

## EXHIBIT C

| POLICE DEPARTMENT PERSONNEL | | | 2011 Rate |
|---|---|---|---|
| Police Officer(s) Part-time | | | |
| | Day/afternoon Shift | | $15.10 |
| | Midnight shift | | $16.25 |
| | Richard | Zybert | |
| | Nicholas | Blasz | |
| | Jeffrey | DeVinney | |
| | Nathan | Miller | |
| | Frederick | Garrasi, III | |
| Public Safety Dispatcher(s) Part-time | | | |
| | Michael | Franey | $14.55 |
| | Vincent | Rovnak | $13.55 |
| | Michael | Linstrom | $13.55 |
| | Justin | Zybert | $13.55 |
| | Thomas | Cooper | $13.55 |
| | Donald | Dressel | $13.55 |
| | Matthew | Jurek | $13.55 |
| | Donna | Kraft | $13.55 |
| Dog Control Officer Part-time | | | $10.50 |
| | Joseph | Butler | |
| Part-time Clerk | | | $10.75 |
| | Shirley | Howell | |
| Police Matron | | | $15.00 |
| | Amy | Hamm ECA | |
| | Shirley | Howell | |

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| | Mary Anne | Zolnowski | | | | | |
| | Rachel | Miller | | | | | |
| | Donna | Kraft | | | | | |
| | Catherine | Wilson | | | | | |
| | Shannon | Rovnak | | | | | |
| | Sheri | McMillan | | | | | |
| | Laurie | Wojcik | | | | | |
| | Karin | Stevens | | | | | |
| | | | | | | | |
| | *And as needed | | | | | | |
| | | | | | | | |
| Crossing Guard | | | | | | | |
| | Matthew | Balon | | | $20.00 | Per day | |
| | | | | | | | |