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, May 16, 2012 at 7:00pm there were:

PRESENT:	Paul T. Cooper	Councilman
	Keith E. Dash	Supervisor
ABSENT:	Dennis M. Feldmann	Councilman
ALSO PRESENT:	Lynn R. Stoessel	Deputy Town Clerk
	J. Grant Zajas	Town Attorney
	Jeanne C. Ebersole	Assessor (present in building however didn't attend meeting due to other work obligations)
	Charles LaBarbera	Building Dept. Head
	Lori Szewczyk	Dir. of Community Development
	Scott Dill	Finance Dept.
	Russ Manguso	Parks Commissioner
	Sandra Brant	Dir. of Planning
	Ernie Masullo	Police Chief
	Patrick Conrad	St. Pt. Marina Dept. Head
	Diana Cafferty	Supervisor's Dept.
	Rob Klavoon	Wendel Duchscherer
	Rick Hanavan	Wendel Duchscherer
EXCUSED:	Edward Michalski	Highway Superintendent
	Gary Noel	Water Dept
ABSENT:	Julie Roach	Seniors Dept. Head

RESOLUTION 2012- 183 Approve Minutes

Supervisor Dash moved and Councilman Cooper seconded that the reading of the minutes of the meeting of the regular meeting of May 2, 2012 and the Work Session of May 9, 2012 be dispensed with and approved as submitted by the Town Clerk.

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

RESOLUITON 2012 – 184 Schedule public hearing for Phillips special use permit

Supervisor Dash moved and Councilman Cooper seconded,

WHEREAS, in a letter dated May 10, 2012, the Evans Planning Office has requested that the Town Board set a public hearing regarding the petition of Daryl Phillips (M&D Auto Repair), 9523 Southwood Drive, Angola, NY, for a special use permit

for the purpose of operating an auto repair facility, to be located at 9579 Southwestern Boulevard (a.k.a. US Route 20), Angola, NY 14006. SBL# 252.00-1-36

NOW THEREFORE BE IT

RESOLVED, that the Town Board authorize the Town Clerk to advertise for a public hearing to be held on June 6, 2012 at 7:10pm for the consideration of said special use permit.

AND BE IT FURTHER

RESOLVED, that a copy of this resolution be given to the Planning Office and the Code Enforcement Office.

VOTE RESULT: ADOPTED
Ayes: Cooper, Dash
Nays: None

Privilege of the Floor on Meeting Agenda Items & Other Issues

1. R. Ferrino, 8160 Lake Shore Road, Angola, spoke about property damage caused from run-off from the bike path.

RESOLUTION 2012 – 185 Open the public hearing

Supervisor Dash moved and Councilman Cooper seconded to open the public hearing for the proposed increase in water rates.

VOTE RESULT: ADOPTED
Ayes: Cooper, Dash
Nays: None

7:10pm Public Hearing- Proposed Water Rate Increase

Supervisor Dash asked the Deputy Town Clerk to read the legal notice for the Public Hearing as follows:

NOTICE OF PUBLIC HEARING
TOWN OF EVANS

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Evans, Erie County, New York on May 16, 2012 at 7:10 p.m. at the Town of Evans Town Hall. 8787 Erie Road, Angola, New York 14006 for the receipt of, and consideration of, comments from and input from residents of the town concerning a proposed and potential increase in the water rate charged to customers of the Town in an amount not to exceed $.50 per thousand gallons of water billed.

All interested persons shall have an opportunity to be heard at such public hearing to be held as aforesaid.

By Order of the Town Board
Of the Town of Evans
Jonica B. DiMartino
Town Clerk

Supervisor Dash explained a brief history.

1. Ed Conboy 8168 Hillside spoke in opposition.
2. R. Ferrino, 8160 Lake Shore asked a few questions.
3. Ed Schneider III, 9175 Redwing asked a few questions.
4. Gary Huber asked a few questions.

RESOLUTION 2012-186 Close Public Hearing

Supervisor Dash moved and Councilman Cooper seconded to close the public hearing at 7:24pm.

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

RESOLUTION 2012-187 Proposed Water Rates to be placed under OB on the agenda

Supervisor Dash moved and Councilman Cooper seconded that the proposed water rate increase be placed under old business to be considered for the June 6, 2012 meeting.

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

Supervisor Dash introduced Rob Klavoon, Wendel Duchscherer who stated that the stormwater report will be posted on the Town's website under the Planning Department's page.

Supervisor Dash introduced William Henry who reported on electrical usage at the Town Hall. (Addendum A)

RESOLUTION 2012-188 Reports of Town Clerk

Supervisor Dash moved and Councilman Cooper seconded to approve the reports of the Town Clerk, Jonica B. DiMartino as follows:

Monthly April 2012 $17,238.95

Interest April 2012 $1.61
Petty Cash April 2012 $-0-
Water Receipts April 2012 $69,082.52
Interest April 2012 $10.02

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Feldmann	absent
Councilman Cooper	Aye
Supervisor Dash	Aye

RESOLUTION 2012- 189 Old Business

Supervisor Dash moved and Councilman Cooper seconded to keep the following three items on Old Business:

1. PLL#3 of 2011- RE: Live Band/Special Event Licenses
2. Appt of full-time Patrolman
3. PBA Contract

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

RESOLUTION 2012-190 Appt of part time dispatcher

Supervisor Dash moved and Councilman Cooper seconded,

WHEREAS: Donna Kraft resigned her position of part-time dispatcher;

THEREFORE BE IT

RESOLVED: that Jeffrey Wattie, 6667 Erie Road, Derby, NY is hereby appointed as part-time dispatcher at a rate of $10/hour while in training and $13.55/hour upon completion of training and contingent upon results of background investigation.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Cooper	Aye
Supervisor Dash	Aye

RESOLUTION 2012-191 Appt of 2 Clerk Typists

Councilman Cooper moved and Supervisor Dash seconded,

WHEREAS, the Town of Evans has two (2) openings for Clerk Typist, and

WHEREAS, both positions were approved by the Erie County Personnel Department, and

WHEREAS, both appointments placed in the top three as required by Civil Service Rules,

NOW THEREFORE BE IT RESOLVED that the following be appointed to the position of Clerk Typist effective May 17, 2012 with a six (6) month probationary period:

Laurie Ludwig
53 Sunset Boulevard
Angola NY 14006

Laurie Wojcik
1506 Eden Evans Road
Angola NY 14006

BE IT FURTHER RESOLVED, that the salaries and fringe benefits be set as stipulated for other clerical positions, in the agreement between the Town of Evans and Local 41 of the International Brotherhood of Electrical Workers (IBEW) expiring on December 31, 2012.

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

RESOLUTION 2012-192 Appt of part time clerk

Supervisor Dash moved and Councilman Cooper seconded,

RESOLVED THAT Patricia Buergin, 642 Albeeville Road, Angola NY 14006 be appointed to the position of part time clerk at $9.25 per hour effective May 17, 2012.

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

RESOLUTION 2012-193 Appt of Administrative Assistant

Supervisor Dash moved and Councilman Cooper seconded,

WHEREAS, the Town of Evans evaluated the job duties of the employees in the Director of Finance Office, and

WHEREAS, the title of Administrative Assistant is approved by the Erie County Personnel Department and is more in line with the administrative duties in the department, and

WHEREAS, Maureen Cournyea is currently #1 on the Administrative Assistant list,

NOW THEREFORE BE IT RESOLVED, that Maureen Cournyea is hereby appointed to the position of Administrative Assistant effective May 17, 2012, and

BE IT FURTHER RESOLVED, that her salary remains the same and that she retain all her rights as they exist in her current position as clerk.

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

RESOLUTION 2012-194 Water bill adjustment

Councilman Cooper moved and Supervisor Dash seconded,

RESOLVED: that an adjustment be made to the following water account because of a leak:

William Rogers, 1372 Gowans Road
Acct: 01111982
Adjustment: $850.29 + Penalty

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

RESOLUTION 2012-195 Purchase a 2012 Ford F-550 Cab & Chassis with dump body & options

Supervisor Dash moved and Councilman Cooper seconded,

WHEREAS, the Town of Evans Highway Department is requesting to purchase one (1) 2012 Ford F-550 Cab and Chassis with dump body and options, and

WHEREAS, the funds have been budgeted for in the 2012 budget,

NOW THEREFORE BE IT RESOLVED, that the Superintendent of Highways is hereby authorized to purchase said truck from West Herr Ford, 5025 Camp Road, Hamburg, NY 14075 pursuant to the New York State OGS Contract #PC 20165, Medium Duty Group # 40570, Award # 20774 at a cost from the New York State concession price of $47,984.00.

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

RESOLUTION 2012-196 Award bid for Kennedy Avenue Greenway Path

Councilman Cooper moved and Supervisor Dash seconded,

RESOLUTION
AUTHORIZING THE AWARD OF THE
KENNEDY AVENUE GREENWAY PATH
PROJECT NO. 2589-39

Whereas, Bids on the Town of Evans Kennedy Avenue Greenway Path were received and opened on April 26, 2012 in accordance with the Notice to Bidders previously authorized and,

Whereas, the low bid for the Base Bid was submitted by CVF Inc. with a Total Base Bid of $161,146.25,

Whereas, Wendel has reviewed the proposal from CVF Inc. and held a meeting on May 4, 2012 with the Owner of CVF Inc., and confirmed his understanding of the requirements of this project. The proposal and his responses were satisfactory and,

Whereas, the Evans Town Board has received a grant from the Erie County Department of Environment and Planning and it has been determined that the Town of Evans has sufficient monies for construction of the Base Bid,

Now, therefore be it resolved, that the Evans Town Board authorizes award of the Kennedy Avenue Greenway Path to CVF Inc. contingent upon the Town Attorney's review of the Contractor's Bonds and Insurance's.

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

RESOLUTION 2012-197 Designate caretakers/protectors of & no modifications to or installation at Derby Memorial Site without prior express approval of the Town Board

Supervisor Dash moved and Councilman Cooper seconded,

WHEREAS: the Town has established and maintained a small area in the Town fronting on Route 5 in the often referred to as the Derby Memorial; and

WHEREAS: it is with great reverence that those so having offered their service to this country are to be remembered; and

WHEREAS: the Town has established a Veterans Committee tasked and entrusted with considerationof various matters and issues involving such veterans of the armed forces of this great nation; and

WHEREAS: it is fitting and proper that such memorial be maintained and kept in a condition befitting its serious and solemn purpose; and

WHEREAS: it appears to the Town Board that it is most appropriate, for the present, that such Veterans Committee be entrusted with the care and protection of such Derby Memorial;

NOW THEREFORE BE IT

RESOLVED: that the Veterans Committee of the Town of Evans, comprised of the various members appointed to the same be, for the time being, and until further notice, designated as the caretakers and protectors of such Derby Memorial site under the direction and control of the Town Board; and

BE IT FURTHER

RESOVLED: that no modification to, or installation at, such Derby Memorial site be made or installed without the proper express approval of the Town Board and that such Derby Memorial shall remain under the authority of the Town Board subject to the foregoing provisions.

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

RESLUTION 2012-198 Advertise for Request for Proposals for sources of electricity, either traditional or alternate sources

Councilman Cooper moved and Supervisor Dash seconded,

RESOLVED: that the Town Clerk is hereby authorized and directed to advertise for requests for proposals to provide to the Town sources of electricity, either through traditional suppliers or alternate sources of such electricity, as more fully set forth in information/specifications to be available at the Clerk's Office on or after May 24, 2012 proposals to be received by said Clerk by or before 10:00am on May 29, 2012 at which time and on such date the same shall be opened and reviewed.

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

RESOLUTION 2012-199 Approve Town Licenses

Supervisor Dash moved and Councilman Cooper seconded,

Licenses:

1. KMay Corp D/B/A Grandview Super Freez – Refreshment
2. Michael & Deborah Slawinski - Fireworks

RESOLVED, that the aforesaid licenses be granted pertaining to the report of the Chief of Police and the Department of Health where appropriate.

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

RESOLUTION 2012-200 Audit of Bills

Councilman Cooper moved and Supervisor Dash seconded,

BE IT RESOLVED, that all properly audited bills be paid out of their respective accounts per abstract brought forth on May 16, 2012

Date: 5/2/2012
Abstract No. 8
Voucher No. 671 - 762
Prepaid: 23

GENERAL	54,411.63
PART TOWN	8,990.72
HIGHWAY DA	0
HIGHWAY	10,398.96
WATER	2,329.45
CAPITAL PROJECTS	0
SPECIAL DISTRICTS	215,416.35
DEBT SERVICE	0.00
COMMUNITY DEVELOPMENT	0.00
TOTAL	291,547.11

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

RESOLUTION 2012-201 Adjournment

Supervisor Dash moved and Councilman Cooper seconded, to adjourn to Wednesday, May 30, 2012 at 6:30pm for a Work Session, Wednesday, June 6, 2012 @ 6:30pm for an Agenda Meeting and 7pm for the Town Board Meeting.

VOTE RESULT: ADOPTED
AYES- 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,

Lynn R. Stoessel
Deputy Town Clerk
Town of Evans

Jonica B. DiMartino
Town Clerk
Town of Evans

May 15, 2012

Evans Town Hall Electrical Usage Review

Supervisor Dash,

This review is a direct result of my concerns that I discussed with you over the Electrical usage of the Town Hall following the Solar Presentation given by Solar Liberty. I appreciate your willingness to listen and supply me with the information needed to better inform you of the problem.

The problem I have is the huge amount of power this Town Hall consumes 371240 kwh, as well as the $ 29,699 annual power bill. After contacting Ryan from Solar Liberty, he explained this was the Town Hall Usage, but only an estimate on the cost, the Demand Usage of the building was not figured in. At this point I contacted you and requested copies of the electric bills for the past 2 years. Thanks to your Secretary Diana taking the time from her busy schedule to make these copies I was able to uncover a problem that requires the Town Boards immediate attention.

After reviewing the Bills I found the energy consumption of this Town Hall was 367920 Kwh for 2011 and the cost was not $29,699 as estimated, but found to be $40928.46. This amount doesn't include the late charges the Town incurred for paying some bills late or the Energy efficiency improvements paid to National grid for the NYSERDA lighting updates.

What I found most discouraging and perplexing was after these lighting upgrades the Town Hall Usage went up not down. In Fact the usage has steadily increased for the past 3 years.

The Electricity this Town Hall Consumes could power over 100 average size residential homes in the Town.

The Cost of electricity for this building alone is almost as much as the entire Town of Brant total Electrical Bill for the all their Buildings and general lighting. This includes the Brant

Town Hall which is approximately the same square footage as this Town Hall.

One of the biggest costs of your electric bill is the peak demand charge you pay. This charge is a good portion of your cost. The peak demand charge is best explained as a cost incurred due to spikes in your usage in which you pay for. The lower the peak demand the less you pay. Your peak demand varies from a min of 64.8 to a max of 143.2. This extreme variation is of much concern and tells me this building does not have an Energy management system or an energy policy in place. Also I have found that the lighting in this building was not completely upgraded.

I recommend the following:

- **An immediate formation of an Energy Task Force to review and report directly to the Supervisor and Town Board. This Task force will review all Town Buildings energy usage and costs. This task force shall include town officials such as the Supervisor, Electrical inspector, Accounting, as well as interested taxpayers that have knowledge of energy usage.**
- **I ask that the Town to participate in the FNABGL Communities Gone Green Program. In June we will starting the "Kill the Watt" Campaign which will help the Towns such as ours reach their goal of reducing energy costs.**
- **Since 2008 I have asked the Town to have a full NYSERDA Energy Audit done. This more than ever needs to be done.**
- **Since NY deregulated the utility companies, the Town should look for new companies for it's gas & electric supply. A list can be obtained from the Public Service Commission.**
- **The Town needs to look at all forms of renewable energy to reduce our carbon footprint and energy costs.**
- **All Town Officials and employees take a NYSERDA Certified Energy Conservation class.**

- **Look into the NYSERDA Existing Buildings Programs. There is funding offered for many projects.**
- **The monies received from E-Waste recycling used for immediate energy improvements.**

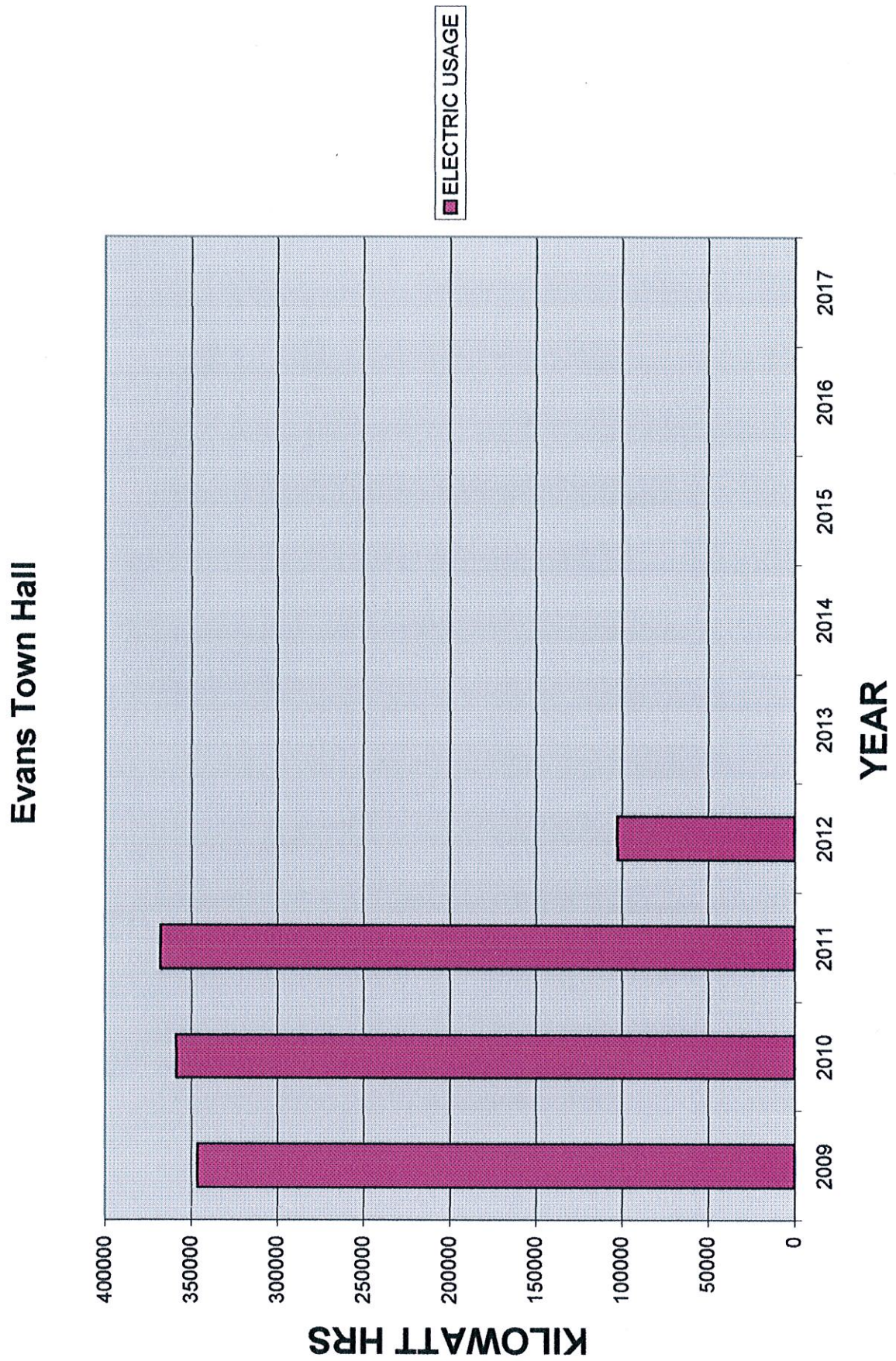
Following these recommendations I can see the Town saving ten of thousands of dollars of hard earned taxpayer money.

In Conclusion I will add this comment. As we approach the July 4th Holiday that we focus and dedicate ourselves to another type of Independence, an Energy Independence. Working together we can accomplish this. I'm sure our founding Fathers would approve. After all wasn't it Ben Franklin who said "A Penny Saved is a Penny Earned"

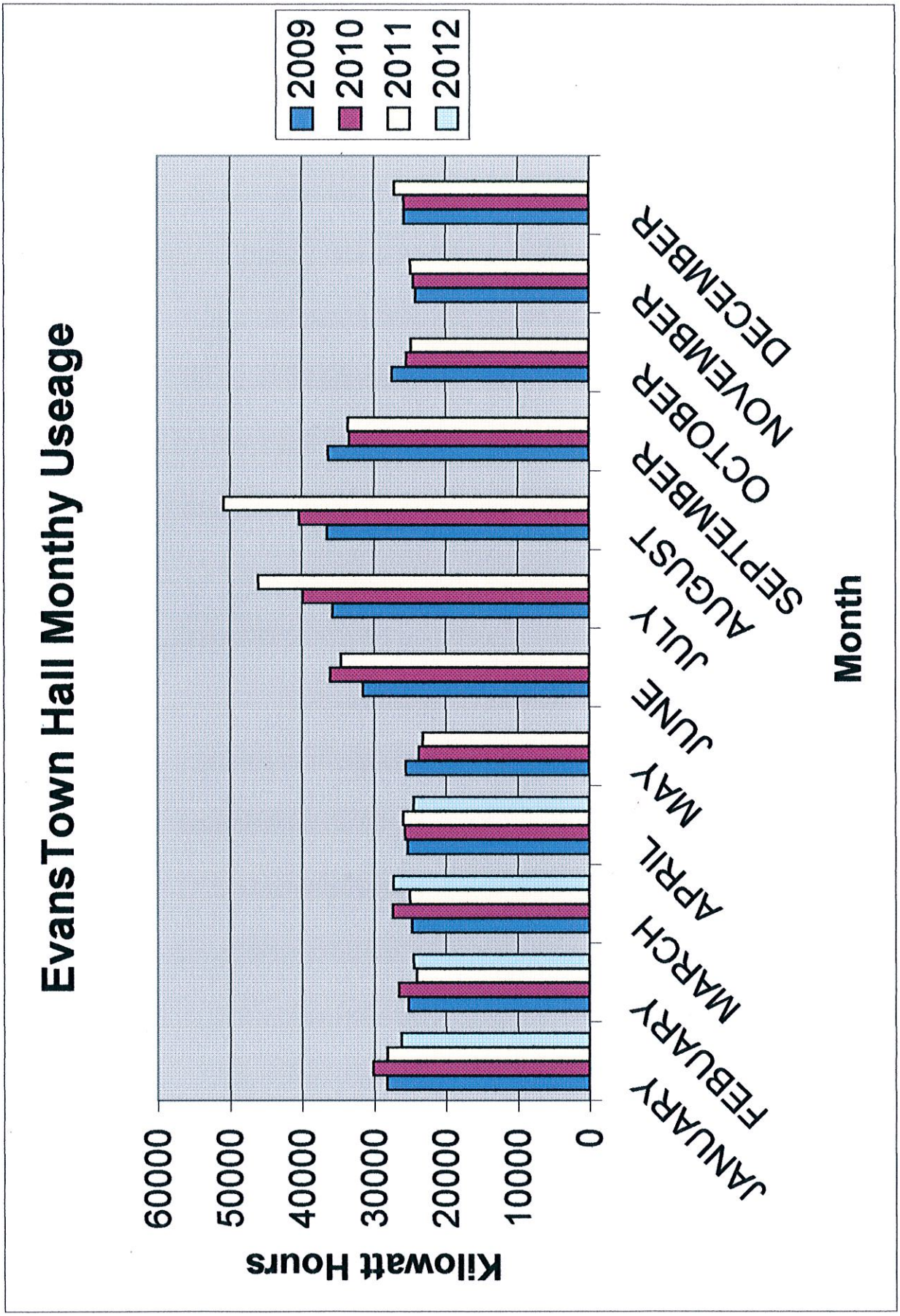
Sincerely



Friends & Neighbors Advocating Better Green Living
FNABGL
10062 Hammond Rd., Angola, New York 14006
"Environmental Watch Dogs of Brant, Evans and Our Neighboring Communities"


Evans Town Hall
ELECTRIC USAGE
KILOWATT HRS
400000
350000
300000
250000
200000
150000
100000
50000
0
2009
2010
2011
2012
2013
2014
2015
2016
2017
YEAR

Evans Town Hall 8787 Erie Road Electric Bills											
		TOTAL ELECTRIC COST									
	2009	2010	2011	2012	2013	2014	2015	2016	2017		
TOTAL	$2,823.74	$42,998.49	$40,928.46	$8,305.60	$0.00	$0.00	$0.00	$0.00	$0.00		
JANUARY		$3,281.93	$2,887.74	$2,309.48						JANUARY	
FEBUARY		$2,864.24	$2,630.33	$1,900.55						FEBUARY	
MARCH		$2,827.41	$2,759.95	$2,159.31						MARCH	
APRIL		$2,965.87	$3,000.36	$1,936.26						APRIL	
MAY		$2,913.46	$2,909.22							MAY	
JUNE		$4,192.68	$4,053.40							JUNE	
JULY		$5,347.83	$5,290.08							JULY	
AUGUST		$5,485.88	$5,817.50							AUGUST	
SEPTEMBER		$4,134.47	$3,562.63							SEPTEMBER	
OCTOBER		$3,343.14	$2,786.83							OCTOBER	
NOVEMBER		$2,789.77	$2,599.57							NOVEMBER	
DECEMBEF	$2,823.74	$2,851.81	$2,630.85							DECEMBER	
		COST PER KILOWATT									
	$0.11	$0.12	$0.11	$0.08	#DIV/0!	#DIV/0!	#DIV/0!	#DIV/0!	#DIV/0!		
			ELECTRIC USAGE KILO WATTS								
	2009	2010	2011	2012	2013	2014	2015	2016	2017		
TOTAL	346160	358560	367920	102480	0	0	0	0	0		
JANUARY	28160	30080	28160	26240						JANUARY	
FEBUARY	25200	26560	24080	24480						FEBUARY	
MARCH	24720	27360	24960	27280						MARCH	
APRIL	25280	25600	25920	24480						APRIL	
MAY	25520	23680	23200							MAY	
JUNE	31440	36080	34560							JUNE	
JULY	35760	39840	46000							JULY	
AUGUST	36480	40320	50800							AUGUST	
SEPTEMBE	36320	33360	33520							SEPTEMBER	
OCTOBER	27360	25440	24800							OCTOBER	
NOVEMBEF	24160	24480	24880							NOVEMBER	
DECEMBEF	25760	25760	27040							DECEMBER	
				AVERAGE MONTHLY USAGE							
	28846.67	29880.00	30660.00	25620.00	#DIV/0!	#DIV/0!	#DIV/0!	#DIV/0!	#DIV/0!		


EvansTown Hall Monthy Useage
2009
2010
2011
2012
Kilowatt Hours
60000
50000
40000
30000
20000
10000
0
JANUARY
FEBUARY
MARCH
APRIL
MAY
JUNE
JULY
AUGUST
SEPTEMBER
OCTOBER
NOVEMBER
DECEMBER
Month



The Evans Town Hall Flag is illuminated by this Light Fixture which costs the taxpayers approximately $160.60 a year in electricity cost. This cost does not include bulb replacement of approx $25.00 per bulb.

400 watt Bulb
x 10 hrs of Daily use
4000 watt hrs
Divided by 1000 watt
4 Kilo Watt Hrs. per day
x 365 days
1440 kilo Watt Hrs per year
x $ .11 per 2011 cost per Kilo Watt Hour rate
$ 160.60

Solar Liberty Lease Program

Your Savings Summary

Organization: **Town of Evans - Town Hall**
Installation Address: **8787 Erie Rd., Angola, NY 14006**

Congratulations! Your building is a good candidate for a solar energy system.

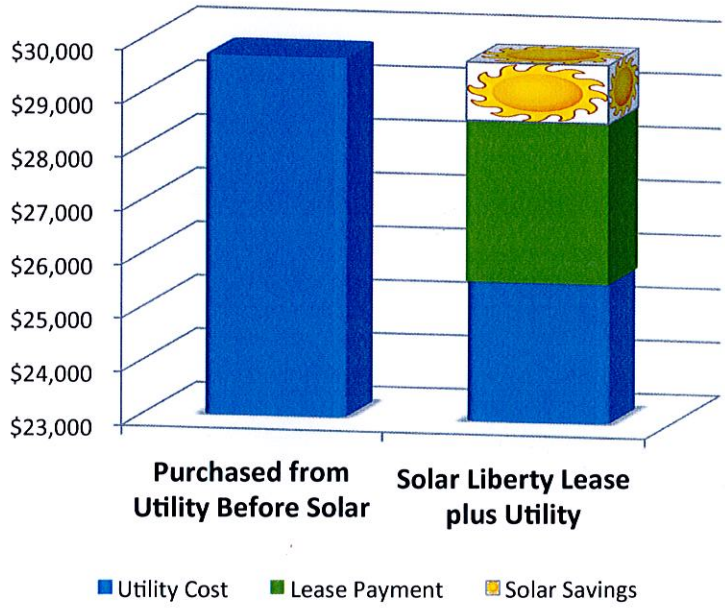
Solar Liberty offers to install a 50kW solar panel system on your building that is *guaranteed* to save you money on your electrical costs. All of the electricity produced by the system is yours for a low lease fee of **$250 per month** locked in for 15 years.

Current Electrical Costs

371,240	Current yearly electrical usage (kWh)
$0.08	Your current cost per kWh purchased
$29,699	**Current yearly electrical bills**

Solar Production with Leased System

51,135	Solar electricity production (kWh)
$4,091	Value of electricity produced
$3,000	New lease payments
$25,608	New yearly electrical bills
$28,608	**New electrical costs with solar**
$1,091	**Your Savings With Solar!**
13.77%	**Electric Offset**

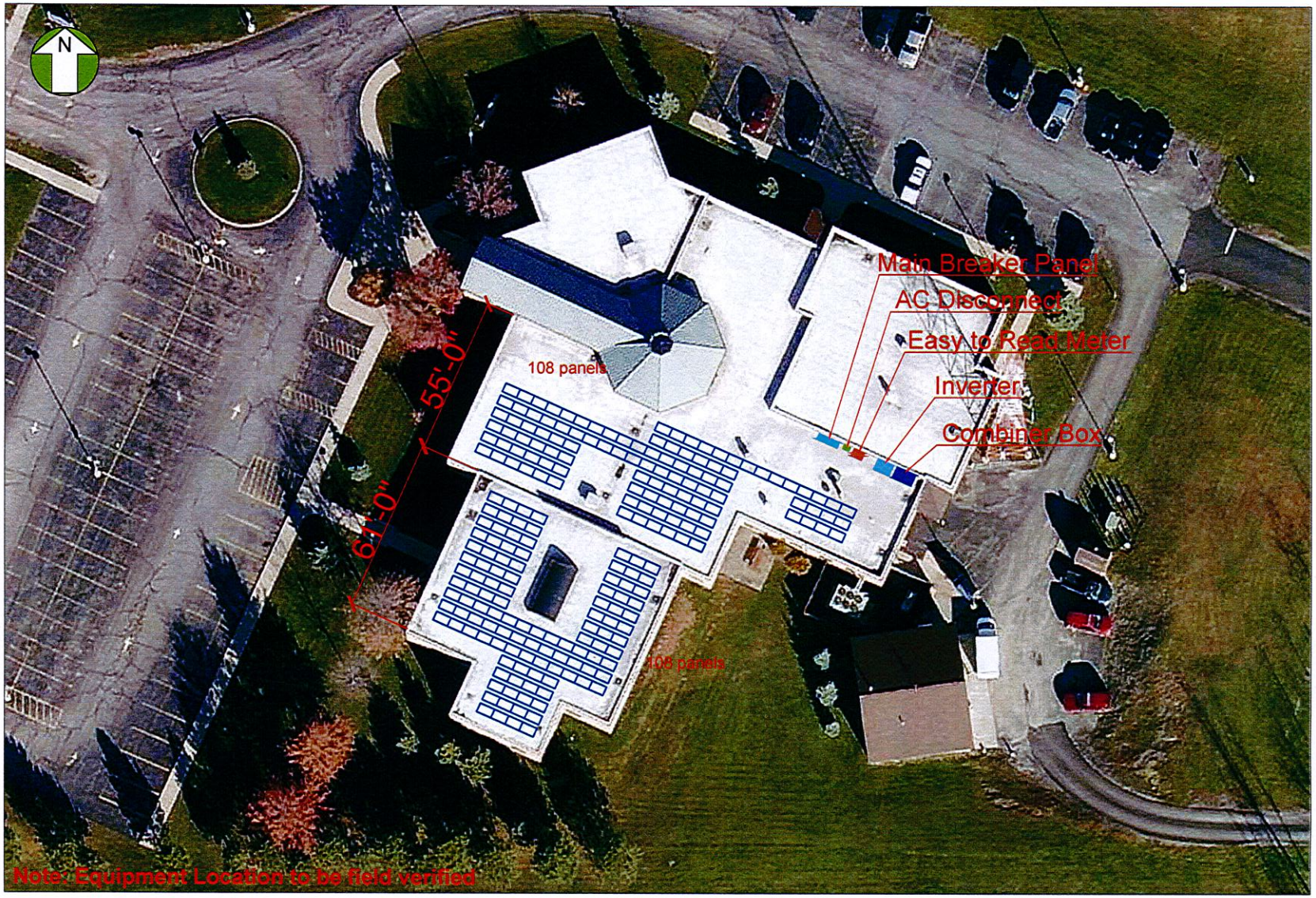


Savings Guarantee:
Solar Liberty guarantees that the lease payments for any annual lease period (12 months) will be less than the amount paid to the utility company in the 12 months prior to signing the lease agreement.

If the lease payments are not less than the utility savings, Solar LIberty will refund the difference.

SOLARLIBERTY®
THE FUTURE OF ENERGY INDEPENDENCE™

6500 Sheridan Drive, Suite 120 | Buffalo, NY 14221
1.866.80.RENEW (73639) | info@solarliberty.com



General Notes

System Details

System Size: 49.68kW
Panel Manufacturer: REC
Panel Model: 230w
Panel Counts: 216
Inverter: 6 x SMA8000w
String Size: 12M x 18S
Tilt of Modules: 10°
Module Orientation: 205°
Roof Height: 15'

Module Information

Size: 65.55" x 39.02" x 1.5"
Weight: 39.6 lbs

No.	Revision/Issue	Date

SOLARLIBERTY
THE FUTURE OF ENERGY INDEPENDENCE
6500 Sheridan Drive
Suite 120
Buffalo, NY 14221
866-80-RENEW

Project Name and Address
Evans Town Hall
8787 Erie Rd., Angola, NY

Drawn By	Sheet
JZ	PV-S1
Date: 04/24/2012	
Scale: N.T.S.	