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, April 16, 2014 there were:

PRESENT:	Paul T. Cooper	Councilman
	Keith E. Dash	Supervisor
ALSO PRESENT:	Kimberly Milks	Deputy Town Clerk
	J. Grant Zajas	Town Attorney
	Jeneen McSkimming	Assessor
	Charles LaBarbera	Building Dept. Head
	Scott Dill	Director of Finance
	Ernie Masullo	Police Chief
	Diana Cafferty	Supervisor's Dept.
Excused:	Lori Szewczyk	Director of Community Development
	Edward Michalski	Highway Superintendent
	Sandra Brant	Director of Planning
Absent:	Dennis M. Feldmann	Councilman

RESOLUTION 2014- 142 Approve Minutes

Councilman Cooper moved and Supervisor Dash seconded that the reading of the minutes of the Town Board Meeting of April 2, 2014 be dispensed with and approved as submitted by the Town Clerk.

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

Communications

Supervisor Dash read a communication from Ernest P. Masullo, Police Chief in recognition of Patrolman Nate Miller and Patrolman Patrick Atler for the excellent job they did in the arrest of a known convicted drug dealer during a traffic stop.

Supervisor Dash read and referred a communication to the Police Department from Maryann Conrad regarding speed limit on Lake Shore Road.

Supervisor Dash read a communication from Jim and Sharon Trembath thanking the Highway Department for clearing the snow from the Hike-Bike Path.

Privilege of the Floor on Meeting Agenda Items & Other Issues

Jamie Rozborski, 407 E. Sterling Avenue, Angola New York regarding zoning changes for chickens.

Committee and Department Head Reports

Supervisor Dash reported on the 100th Anniversary of the Evans Grange. The DEA will be holding the Prescription Drug Drop Off program on April 26, 2014 at the Highland Hose Fire Department. He announced the Adopt A Beach Near You introductory training at SUNY Fredonia on April 23, 2014 from 6pm to 7:30pm

RESOLUTION 2014-143 Town Clerks Report

Supervisor Dash moved and Councilman Cooper seconded to accept the reports of the Town Clerk as presented for the month January:

Water Monthly March 2014	$841.59
Water Interest March 2014	.10
Town Clerk Receipts March 2014	$12,999.67
Town Clerk Interest March	.82

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

RESOLUTION 2014-144 Appointment of Part-time Public Safety Dispatcher

Councilman Cooper moved and Supervisor Dash seconded,

RESOLVED THAT Angela Gardner be appointed to the position of Part-time Public Safety Dispatcher at the current rate of $13.55/hour to be called as needed; and be it further

RESOLVED, that Angela Gardner be appointed as Police Matron at the current rate of $15.00/hour to be called as needed.

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

RESOLUTION 2014-145 Appointment of Part-time Laborer/Gate Guard

Supervisor Dash moved and Councilman Cooper seconded,

RESOLVED: that the following be appointed as part-time laborer/gate guard for the Town of Evans Parks and Marina with an hourly salary listed below:

Fred Bartlett	$8.25 hour
Daniel Haidon	$8.00 hour
James Feldmann	$8.00 hour
Jamie Baumann	$8.00 hour
Daniel Frame	$8.50 hour
Austin Smartz	$8.50 hour
David Ryerse	$8.00 hour
Richard Walker	$8.00 hour
Donald Schiedel	$8.50 hour

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

RESOLUTION 2014-146 Adopt Notice of Claim Form

Councilman Cooper moved and Supervisor Dash seconded,

WHEREAS, periodically residents of the Town of Evans and others have contacted the Town regarding claims for injuries or damage to property felt to have been caused by or contributed to by the Town; and

WHEREAS, the General Municipal Law of the State of New York and related statutes, rules and laws have established procedures and requirements for the filing of, and the making of, any such claim, generally; and

WHEREAS, it is felt that a simplified procedure for putting the Town on notice of any such felt claims; and

WHEREAS, a form for providing information to the Town about such claims in an expeditious and efficient manner; and

WHEREAS, said laws, statutes and rules yet control such procedure and the legal requirements for the proper filing of such notice and claim and prior to the filing of any lawsuit;

NOW THEREFORE BE IT RESOLVED, that a form be made available at the Town Clerk's office substantially in the form of the same attached hereto, subject to modification and amendment by the Town Attorney from time to time and the same is felt appropriate

AND BE IT FURTHER RESOLVED, that the Town Attorney and the Town Clerk are authorized to make such changes to said form from time to time for the aforesaid purposes.

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

RESOLUTION 2014-147 Declare Surplus Equipment

Supervisor Dash moved and Councilman Cooper seconded,

WHEREAS, the Superintendent of Highways has determined that certain equipment is no longer of use to the town due to the cost of repairs which are more than the vehicles are worth,

NOW THEREFORE BE IT RESOLVED, that the following items are declared surplus equipment and are to be sold at public auction:

1) One (1) - 2000 Ford Pickup truck VIN # 1FTNF21L6YEC75220 - Water
2) One (1) - 1994 Chevy Flatbed Truck (Truck # 9)
VIN #1GBM7H1J9RJ106896
3) One (1) - 1993 White Dump Truck (Truck # 23)
VIN # 4V2SABMD4PR512314
4) One (1) - 1997 New Holland Backhoe, Serial # 31006339
5) One (1) - 1995 2-3 ton Vibratory asphalt compact roller and trailer
6) One (10) - 2002 International Crew Cab with dump body (Truck #3)
VIN # 1HTSCABM32h500554

BE IT FURTHER RESOLVED, that a copy of this resolution be sent to the Town's insurance carrier upon the sale of the above mentioned equipment.

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

RESOLUTION 2014-148 Appointment of Part-time Police Officer

Councilman Cooper moved and Supervisor Dash seconded,

RESOLVED, that John Keem III is hereby appointed part-time police officer with the Evans Police Department to be called as needed at the rate of $15.10/hr days and afternoons, $16.25/hour midnights, subject to pre-employment testing results.

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

RESOLUTION 2014-149 Appointment of Full-time Police Officer

Supervisor Dash moved and Councilman Cooper seconded,

RESOLVED, that Thomas Castle is hereby appointed to the position of full-time police officer effective May 3, 2014 subject to Erie County Civil Service Rules at the salary established pursuant to the Collective Bargaining Agreement.

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

RESOLUTION 2014-150 Approve Town Licenses

Supervisor Dash moved and Councilman Cooper seconded,

Licenses:
Nicholas P. Charlap D/B/A Nick Charlaps - Refreshment
Steven N. Meckes D/B/A Steveo's Taco & Subs - Refreshment

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 2014-151 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:

DATE: 04/09/2014
ABSTRACT NO. 7
VOUCHER NO. 538-550/561-651
PREPAID:
For April 16, 2014 Board Meeting

GENERAL	59,943.83
PART TOWN	4,750.00
HIGHWAY DA	
HIGHWAY	2,957.36
WATER	18,164.15
CAPITAL PROJECTS	83,006.25
SPECIAL DISTRICTS	52,973.94
DEBT SERVICE	
COMM DEVELOPMENT	
TOTAL	**$ 221,795.53**

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

RESOLUTION 2014-152 Adjournment

Supervisor Dash moved and Councilman Cooper seconded, to adjourn this meeting to Wednesday, April 30, 2014 at 6:15pm for a Work Session and then to Wednesday May 7, 2014 at 6:30pm for an Agenda meeting and 7:00pm for the regular 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,
Kimberly A. Milks
Kimberly A. Milks
Deputy Town Clerk