At a Work Session of the Town Board of the Town of Evans, held at the Evans Town Hall, 8787 Erie Road, Angola, New York on Wednesday, July 8, 2015 at 6:15pm there were:

PRESENT:	Dennis M. Feldmann	Councilman
	Paul T. Cooper	Councilman (arrived in time for Resolution #223)
	Keith E. Dash	Supervisor
ALSO PRESENT:	Lynn R. Stoessel	Deputy Town Clerk
	J. Grant Zajas	Town Attorney
	Diana Cafferty	Secretary to the Supervisor

Supervisor Dash opened the Work Session.

RESOLUTION 2015 #220 Consolidation Funding Lake Erie Beach neighborhood

Supervisor Dash moved and Councilman Feldmann seconded,

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

WHEREAS, the Town of Evans desires to apply for $20,000 in financial assistance through the 2015 Consolidated Funding Application (CFA) under the New York Main Street Technical Assistance Program; and

WHEREAS, the application proposes funding to develop a feasibility study related to future capital projects such as assisting property owners to complete building renovations to downtown “main street” buildings on Lake Shore Road between Garfield Street and Dawn Avenue; and

WHEREAS, the proposed funding will contribute to ongoing community revitalization efforts;

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 2015 New York Main Street Program for Technical Assistance related to enhancements in the Lake Erie Beach neighborhood commercial center, and

BE IT FINALLY RESOLVED That the Town Board authorizes Supervisor Dash and/or appropriate Town Officials to sign, submit and execute a contract with New York State Housing Trust Fund Corporation 2015 New York Main Street Program for an amount not to exceed $20,000 upon approval of NYSHTFC.

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

RESOLUTION 2015 #221 Funding from New York State Office Park for South Creek Pool

Councilman Feldmann moved and Supervisor Dash seconded,

RESOLVED that Keith E. Dash, as Supervisor of the Town of Evans, or his successor, is hereby authorized and directed to accept funds from the New York State Office of Parks, Recreation and Historic Preservation in accordance with the provisions of (Title 9 of the Environmental Protection Act of 1993 or the Recreational Trails Program), in an amount not to exceed **$150,000**, and enter into and execute a project agreement with the State for such financial assistance to the Town of Evans for the **South Creek Pool/Park Improvement Project** and, if appropriate, a conservation easement/preservation covenant to the deed of the assisted property.

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

RESOLUTION 2015 #222 Funding from New York State Office of Park for South Creek Pool

Supervisor Dash move and Councilman Feldmann seconded,

RESOLVED that Keith E. Dash, as Supervisor of the Town of Evans, or his successor, is hereby authorized to accept funds from the New York State Office of Parks, Recreation and Historic Preservation in accordance with the provisions of (Title 9 of the Environmental Protection Act of 1993 or the Recreational Trails Program), in an amount not to exceed **$75,000**, and upon approval of said request to enter into and execute a project agreement with the State for such financial assistance to the Town of Evans for the **South Creek Pool/Park Improvement Project** and, if appropriate, a conservation easement/preservation covenant to the deed of the assisted property.

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

Councilman Cooper arrived.

RESOLUTION 2015 #223 Fireworks application for 8787 Lake Shore Road

Councilman Feldmann moved and Councilman Cooper seconded,

Whereas an application for a Fireworks License for 2015 has been received; and

Whereas in light of the scheduling of Town Board meetings for the calendar year 2015 had been set at the organizational meeting; and

Whereas an application for the display of fireworks on July 4, 2015 has been filed by Shawn Matt for the display of fireworks as more fully set forth therein; and

Whereas the application was received in a fashion and a time which did not allow consideration of such application at a regularly scheduled Town Board meeting; and

Whereas the application but for its timeliness appeared to be in order

Now Therefore Be It Resolved that the granting of such fireworks license is hereby approved, retroactively, nunc pro tunc, to allow the display of fireworks as specified in said application; and be it further

Resolved that this action is not intended to, and does not, establish a pattern so as to obviate strict compliance with the Code of the Town regarding such license but is solely an action, within the discretion of the Town Board, to address unusual and unique situations and to allow a display in honor of the Independence of the United States of America.

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

RESOLUTION 2015 #224 Appointment of Disability Board Member

Supervisor Dash moved and Councilman Cooper seconded,

RESOLVED that effective July 9, 2015 Mary Webster of Derby NY 14047 is hereby appointed to Town of Evans Disability Board.

VOTE RESULT:	ADOPTED
	Ayes – Feldmann, Cooper, Dash
	Nays - none

RESOLUTION 2015 #225 Appointment of Lifeguards

Councilman Feldmann moved and Councilman Cooper seconded,

RESOLVED: that the following be appointed as lifeguards retroactive as of June 19, 2015:

Ian Widmer-Wick	**$ 12.50**
Lauren Jakiel	**10.00**
James Murphy	**10.00**
Travis Wright	**10.00**
Austin Smith	**9.00**
Emily Ignaczak	**9.00**
Marielle Zanolli	**9.00**
Kara Schambacher	**8.80**
Jenna Mackey	**8.80**
Madison Frew	**8.80**
Kadie McGough	**8.80**
Chris Jakiel	**8.80**
Marissa Kordal	**8.80**
Alexis Addison	**8.80**
Tess Conley	**8.80**
Daria Coleman	**8.75**
Kevin Schambacher	**8.75**
Leya Maser	**8.75**

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Feldmann	Aye
Councilman Cooper	Aye
Supervisor Dash	Aye

RESOLUTION 2015 #226 Appointment of Part Time Clerk

Supervisor Dash moved and Councilman Cooper seconded,

RESOLVED that effective July 9, 2015 Flora M. Dentice of Derby NY 14047 be appointed as a part time Clerk at a rate of $11.00 per hour.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Feldmann	Aye
Councilman Cooper	Aye
Supervisor Dash	Aye

RESOLUTION 2015 #227 Revise Length of Service Award Program

Councilman Feldmann moved and Supervisor Dash seconded,

WHEREAS; in accordance with Article 11-A of the New York State General Municipal Law, eligible voters residing in the Angola Fire Protection District of the Town of Evans approved a proposition to establish the Evans Center & Lake Erie Beach Volunteer Fire Companies Service Award Program effective January 1, 1993 for active volunteer firefighter members of the Evans Center Fire Company and Lake Erie Beach Fire Company; and,

WHEREAS; currently, the Program provisions and Point System state that an active volunteer firefighter cannot earn service credit unless such firefighter is active for the entire calendar year, regardless of the number of points he or she has earned under the Point System during the calendar year; and,

WHEREAS; in a recent audit of another point system by the Office of the New York State Comptroller (OSC), the audit report criticized the municipal sponsor for not crediting "new firefighters" with service credit for earning 50 or more points during the initial, partial calendar year of firefighting service; and,

WHEREAS; in other recent audits of point systems by the OSC, the audit reports criticized the municipal sponsors for having adopted point systems that were not compliant with the current version of Article 11-A, which has been amended since the Town of Evans adopted its program effective January 1, 1993; and,

WHEREAS; after review and consideration, the Town Board has determined that it is prudent to modify the Evans Center & Lake Erie Beach Volunteer Fire Companies Service Award Program provisions and Point System to comply with the current version of Article 11-A and with these recent OSC audit findings;

NOW THEREFORE BE IT RESOLVED; that effective with the 2015 Program Year (calendar year), the following is the revised eligibility provision:

When An Eligible Firefighter Shall Become a Participant: Unless participation is waived, any Eligible Firefighter who meets the following requirements after the Effective Date shall become a Participant on the last day of the Program Year during which he/she first meet the following requirements:

a. Be at least 18 years old by the end of the Program Year; and,
b. Earn Service Credit (see #13) in a Program Year beginning on/after January 1, 1993.

Prior to January 1, 2015, there was an additional requirement to be an active volunteer firefighter member of either Fire Company for the entire Program Year. This requirement was eliminated effective January 1, 2015.

and,

BE IT RESOLVED, that effective with the 2015 Program Year (calendar year), the Town Board hereby adopts the attached Point System for tracking points and awarding Service Award Program Service Credit from this point on; and,

BE IT FURTHER RESOLVED; that the Town Board shall execute a new Plan Document and Point System document, and cause a copy of each executed document to be provided to Penflex, Inc. with instructions to create a new Summary of Program Provisions reflecting the necessary changes; and,

BE IT FURTHER RESOLVED; that a copy of the executed Plan Document and Point System shall be provided to both the Evans Center Fire Company and Lake Erie Beach Fire Company with instructions to post the revised Point System and the new Summary of Program Provisions to be prepared by Penflex, Inc. at each respective firehouse along with a notice communicating these changes to firefighters.

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

RESOLTUION 2015 #228 Budget Amendments

Supervisor Dash moved and Councilman Cooper seconded,

BE IT RESOLVED, that the Town Board does hereby amend the 2015 General Fund to provide the estimated revenue and budgetary appropriations for new Dispatch Contracts to be used for dispatch expenditures as follows:
Increasing Estimated Revenues
AA.01522.0000.00 – Dispatch Agreements
$70,000

Increasing Appropriations
AA.03120.0116.00 – PT Dispatchers
$70,000

BE IT RESOLVED, that the Town Board does hereby amend the 2015 General Fund to provide the estimated revenue and budgetary appropriations for Stonegarden Grant money to be used for additional police expenditures as follows:
Increase Estimated Revenues
AA.04389.0000.00 – Federal Aid – Public Safety
$15,806

Increasing Appropriations
AA.03120.0119.00 – Police OT
$10,314
AA.03120.0431.00 – Gasoline $ 2,000
AA.03120.0204.00 – Computer Equip/Software $ 2,880

AA.03120.0245.00- Public Safety Equipment
$ 612

BE IT RESOLVED, that the Town Board does hereby amend the 2015 General Fund to provide the estimated revenue and budgetary appropriations for a Federal Public Safety Grant to be used for bullet proof vest expenditures as follows:
Increase Estimated Revenues
AA.04389.0000.00 – Federal Aid – Public Safety
$4,497.39

Increase Appropriations
AA.03120.0442.00 – Uniforms – Patrolmen
$4,497.39

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

RESOLUTION 2015 #229 Recognition of Local 55 UAW representing Public Safety Dispatchers

Councilman Feldmann moved and Supervisor Dash seconded,

WHEREAS Evans Communication Association which is the exclusive bargaining representatives for the Public Safety Dispatchers conducted a meeting of its membership; and

WHEREAS after due notice of purpose, conducted a meeting and voted unanimously to affiliate with the United Automobile, Aerospace and Agricultural Implement Workers of America, UAW and its Amalgamated Local 55; and

WHEREAS the officers of said union will remain the same

NOW THEREFORE

BE IT RESOLVED that the Town of Evans does hereby acknowledge and agree to the same.

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

The Deputy Town Clerk was excused as there were no other resolutions to be acted on tonight by the Town Board.

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

Lynn M. Krajacic
Town Clerk