Evans Town Board

At a Special meeting of the Town Board of the Town of Evans, held at the Evans Town Hall, 8787 Erie Road, Angola, New York on Wednesday, November 16, 2015 held at 6:30pm there were:

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| PRESENT: | Dennis M. Feldmann | Councilman |
| | Paul T. Cooper | Councilman |
| | Keith E. Dash | Supervisor |
| ALSO PRESENT: | Lynn Stoessel | Deputy Town Clerk |
| | J. Grant Zajas | Town Attorney |

Supervisor Dash opened the Special Meeting at 6:30pm

***RESOLUTION 2015 #325 Schedule PH for PLL #4***

Supervisor Dash moved and Councilman Cooper seconded,

Whereas it has become apparent that a Local Law to override the tax levy limit established in General Municipal Law Section 3-c is or may be required in that the budget for the fiscal year commencing January 1, 2016 required, or may require, a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law Section 3-c; and

Whereas in consequence of the same and further in consequence of the timing required for submission, presentation and/or filing of such budget a public hearing must be scheduled and advertised for the holding of and conducting of a public hearing for consideration of, and possible adoption of, such local law; and

Whereas in consideration of such time constraints the supervisor has presented a certificate of necessity authorizing presentation to the Town Board of such Local Law and consideration of the same in an expedited and expedient manner; and

Whereas the Supervisor has herein presented to the Town Board the said proposed Local Law; and

Whereas, similarly in light of the time requirements of consideration of, and the scheduling of a public hearing relative to, such Proposed Local Law notice of and for such public hearing was heretofore required to be published by the Town Clerk; and

Whereas the time constraints for consideration of said Proposed Local Law made publication in the *; and be it further News*, rather than *the Sun* prudent and necessary; and

Whereas in consequence of the foregoing the Town Clerk has heretofore arranged for publication of such Notice of Public Hearing in the said *Buffalo News*

Now Therefore Be It Resolved that the Proposed Local Law No. 4 of the year 2015 has properly been presented to the Town Board and that a Certificate of Necessity for the prompt consideration of the same has been executed by the Supervisor and considered by the Town Board; and be it further

Resolved that a Public Hearing to consider any input and/or comments from and by the residents of the Town of Evans concerning Proposed Local Law No. 4 of the year 2015 be advertised for and held on November 18, 2015 at 7:10 pm at the Evans Town Hall, 8787 Erie Road, Evans, New York; and be it further

Resolved the a copy of such Proposed Local Law no. 4 of the year 2015 as herein presented and as heretofore made available at the office of the Town Clerk be and hereby is certified as such Proposed Local Law no. 4 of the year 2015

Resolved that the Town Clerk of the Town of Evans be and is hereby authorized and directed to advertise in the *Buffalo News* a notice for a public hearing to be held on November 18, 2015 at 7:10 pm., at the Town Hall at 8787 Erie Road in the Town of Evans, New York, for consideration of Proposed Local Law # 4 of the year 2015 which seeks to override the tax levy limit established in General Municipal Law §3-c, a copy of which is, and has been, on file and available for inspection in the Office of the Clerk of the Town of Evans and that any advertisement heretofore published in said *Buffalo News* by the Town Clerk is hereby directed, authorized, adopted and ratified by the Town Board in that time constraints for the publication of such notice of public hearing did not allow for timely publication in the *The Sun* and further in that such notice, to timely advertise for such public hearing, was required to be arranged, requested and ordered prior to convening of a board meeting at which the same could otherwise have been authorized, in advance, of such advertisement and notice

VOTE RESULT: ADOPTED BY ROLL CALL

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

***RESOLUTION 2015 #326 Adjournment***

Supervisor Dash moved and Councilman Cooper seconded at 6:35pm to adjourn to Wednesday, November 18, 2015 at 6:30pm for an Agenda Meeting and 7:00pm for the Town Board Meeting and 7:10pm for the Public Hearing then to Wednesday November 25, 2015 @ 6:15pm for a Work Session

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,**

**Lynn R. Stoessel**
**Deputy Town Clerk**

**Lynn M. Krajacic**
**Town Clerk**