Evans Town Board

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, January 27, 2016 there were:

PRESENT:	Dennis Feldmann	Councilman
	Jeanne A. Macko	Councilman
	Mary K. Hosler	Supervisor
ALSO PRESENT:	Lynn Stoessel	Deputy Town Clerk
	Lori Szewczyk	Dir. of Community Development
	Mary Holl	Supervisor's Department

RESOLUTION 2016-103 Resignation of Town Attorney

Supervisor Hosler moved and Councilman Macko seconded,

WHEREAS: the Town of Evans would like to acknowledge and thank attorney Grant Zajas for his many years of dedication, hard work and service to the Town of Evans.

RESOLVED: that the Evans Town Board accepts the resignation of J. Grant Zajas, Attorney for the Town of Evans, effective immediately.

VOTE RESULT: ADOPTED
AYES – Feldmann, Macko, Hosler
NAYS – none

RESOLUTION 2016-104 Appointment of Town Attorney

Supervisor Hosler moved and Councilman Macko seconded,

RESOLVED: that Jennifer Farrell is hereby appointed Town Attorney for the Town of Evans in accordance with Section 24 of the Town Law, and that she be compensated t a rate of $42,200.00 per year, payable bi-weekly, effective immediately.

VOTE RESULT: ADOPTED
AYES – Feldmann, Macko, Hosler
NAYS – none

At this time Deputy Town Clerk, Lynn Stoessel, administered the Oath of Office to Jennifer Farrell as Town Attorney.

RESOLUTION 2016-105 Remove Appointment of Town Attorney, Land Bank (1040 Backus Rd) and Appointment of Truck Driver from Old Business

Supervisor Hosler moved and Councilman Feldmann seconded,

WHEREAS: at the January 20, 2016 Town of Evans Board Meeting the following items were tabled and are no Old Business and;

WHEREAS: due to current circumstances, these items require immediate attention

NOW THEREFORE BE IT

RESOLVED: that the appointment of the Town Attorney and the Land Bank (1040 Backus Rd) and Highway Truck Driver resolutions be removed from Old Business for immediate action.

VOTE RESULT: ADOPTED
AYES – Feldmann, Macko, Hosler
NAYS – none

RESOLUTION 2016-106 Land Bank (1040 Backus Rd)

Councilman Feldmann moved and Supervisor Hosler seconded,

WHEREAS, in July 2011 in recognition of the growing problem of distressed, vacant, abandoned, and tax-delinquent properties, New York State passed the Land Bank Act, as Article 16 of the New York State Not-for-Profit Corporation Law, which authorizes any Foreclosing Governmental Unit (FGU) to create a land bank to strategically acquire, improve, assemble, and sell these properties; and

WHEREAS, under this law, the Buffalo Erie Niagara Land Improvement Corporation (BENLIC) was formed in May 2012 via an inter-municipal agreement among the county's four FGUs: Erie County and the Cities of Buffalo, Lackawanna, and Tonawanda; and

WHEREAS, county-wide land banks have proven highly successful in Michigan, Ohio, and other regions experiencing growing numbers of problem properties by supporting municipal and regional revitalization efforts by strategically acquiring, improving, assembling, and selling these properties; and

WHEREAS, BENLIC (the land bank) seeks to work collaboratively with the cities, towns, and villages within Erie County to address the growing problem of distressed, vacant, abandoned, and tax-delinquent properties; and

WHEREAS, the Town of Evans, Erie County, has recognized the need to address the growing issues of distressed, vacant, abandoned, and tax-delinquent properties and is desirous of partnering with BENLIC to address this problem.

NOW, THEREFORE, BE IT

RESOLVED, that ***Town of Evans*** hereby officially requests that BENLIC acquire the following property:

1040 Backus Road SBL#220.020-1-8.100

; and be it further

RESOLVED, that the Town of Evans has completed the required Standardized Inspector's Reports and Maintenance, Disposition and Reuse Plans (SIR/MDR plans) each property listed above and has attached the SIR/MDR plans to this resolution; and be it further

RESOLVED, that the Town of Evans agrees to maintain each property selected by BENLIC during the time in which BENLIC holds title to the property; and be it further

RESOLVED, that the **Evans Town Board** hereby agrees to the terms and conditions of the BENLIC Pay it Forward Policy, *adopted October 23, 2015** and that pursuant to section 1610 of the New York Not-for-Profit Corporation Law will remit to BENLIC 50% of the real property taxes collected for a period of five years on all of the parcels identified herein for which, upon disposition of the parcel, net proceeds are negative

1040 Backus Road SBL#220.020-1-8.100

; and be it further

RESOLVED, that certified copies of this resolution will be sent to the Executive Director of the Buffalo Erie Niagara Land Improvement Corporation; the Commissioner of the Erie County Department of Environment and Planning; the Director of the City of Buffalo's Office of Strategic Planning; and the Mayors of the cities of Lackawanna and Tonawanda.

VOTE RESULT: ADOPTED
AYES – Feldmann, Macko, Hosler
NAYS – none

RESOLUTION 2016-107 Appointment of Truck Driver

Supervisor Hosler moved and Councilman Macko seconded,

RESOLVED: that Robert Densmore 6633 Wayne Drive Derby be appointed as Truck Driver per CSEA contract effective January 11, 2016.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Feldmann	AYE
Councilman Macko	AYE
Supervisor Hosler	AYE

RESOLUTION 2016-108 Audit of Bills

Supervisor Hosler moved and Councilman Macko seconded that all properly audited bills be paid out of their respective accounts per abstract dated January 27, 2016

DATE: 01/21/2016
ABSTRACT NO. 1
VOUCHER NO. 1 - 73

For January 27, 2016 Work Session

GENERAL		39,864.54
PART TOWN		3,328.25
HIGHWAY DA		
HIGHWAY		9,181.88
WATER		16,675.81
CAPITAL PROJECTS		85,641.33
SPECIAL DISTRICTS		132,964.68
DEBT SERVICE		
COMM DEVELOPMENT		
TOTAL	**$**	**287,656.49**

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman Feldmann AYE
Councilman Macko AYE
Supervisor Hosler AYE

RESOLUTION 2016-109 Adjourn the Work Session

Supervisor Hosler moved and Councilman Macko seconded to adjourn the Work Session to enter an Executive Session.

VOTE RESULT: ADOPTED
AYES – Feldmann, Macko, Hosler
NAYS – none

Lynn Stoessel
Deputy Town Clerk

Lynn M. Krajacic
Town Clerk