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, January 6, 2016 immediately following the January Organizational Meeting there were:

PRESENT:	Dennis Feldmann	Councilman
	Jeanne A. Macko	Councilman
	Mary K. Hosler	Supervisor
ALSO PRESENT:	Lynn Krajacic	Town Clerk
	Charles LaBarbera	Building Dept. Head
	Lori Szewczyk	Dir. of Community Development
	Patrick Conrad	Parks Crew Chief
.	Ernie Masullo	Police Chief
	Julie Roach	Seniors Dept. Head
	James Guarino	Water Crew Chief

RESOLUTION 2016- 059 Approve Minutes

Supervisor Hosler moved and Councilman Feldmann seconded that the reading of the minutes of the meeting of December 22, 2015 be dispensed with and approved as submitted by the Town Clerk.

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

Communications

1. The Supervisor's Monthly Report for November 2015 has been submitted to the Town Board and a copy was filed with the Town Clerk in accordance with Town Law.

Privilege of the Floor on Meeting and Agenda Items

Cheryl Grassia, 843 Thomas Lane, Angola New York 14006 congratulated Mary Hosler and Jeanne Macko. She also thanked the Town of Evans first responders, EMS, EMTs, Volunteer Firefighters and the Town of Evans Police Officers for their service.

Bill Henry, 1456 Pontiac Road, Angola New York 14006 congratulated Mary Hosler and Jeanne Macko, thanked the Board for his appointment to the Climate Smart Committee and spoke about the Governor vetoing the bill on renewable Energy.

Committee and Department Head Reports

Councilman Feldmann reported that the Electronic Recycling will be suspended due to the rising costs, effective Friday, January 8, 2016. Electronic Recycling events will be held throughout the year.

Councilman Macko let everyone know that she is excited to start the new year and is available to the residents at anytime.

Supervisor Hosler thanked everyone for giving her this opportunity and announced that she will be a full-time supervisor and thanked everyone for coming to the meeting and encouraged them to keep attending.

RESOLUTION 2016-060 Town Clerk's Reports

Supervisor Hosler moved and Councilman Macko seconded to accept the reports of the Town Clerk as presented for the month of December:

Town Clerk December 2015	$22,275.73
Interest December	2.26

Town Clerk Annual Report was also submitted

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

RESOLUTION 2016-061 Declare Surplus Vehicle

Councilman Feldmann moved and Councilman Macko seconded,

RESOLVED, that the following vehicle is hereby declared surplus equipment and will be sold at auction with proceeds to be deposited in the Police Department's Revenue Account – A.02660.3120 Sale of Equipment:

2002 Ford Tau VIN 1FAFP58U92G150411

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

RESOLUTION 2016-062 Re-Schedule Public Hearing for Proposed Local Law #5 of the year 2015 (Misc Zoning Code Changes)

Councilman Macko moved and Supervisor Hosler seconded,

WHEREAS, in a letter dated November 12, 2015 the Town's Director of Planning has requested that the Evans Town Board set a public hearing for consideration of adoption of Proposed Local Law No. 5 of 2015 regarding proposed miscellaneous revisions to the Town Zoning Code Chapter 200:
Section 7 – Definitions,
Section 8.1 - Agricultural and Open Space District (A-OS),
Section 8.2 - Rural Agriculture District (R–A),

Section 9 - Rural Residential District (R-R),
Section 17-Provisions applicable to all residential districts,
Section 21 – General Business District (GB),
Section 22 – Motor Service District (MS),
Section 27 - Off-street parking, Section 29 - Sign Regulations, and
Section 42 - Site Plan Waiver, and
Any other matters addressed in such proposed Local Law

WHEREAS, these code revisions will correct redundancy and typographical errors, clarify interpretations and streamline processes, and

WHEREAS the public hearing previously scheduled for December 16, 2015 was not held due to the lack of a quorum for the regularly scheduled Town Board meeting that date, and

WHEREAS a public hearing on such proposed local law must be rescheduled for consideration of the same

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans authorizes the Town Clerk to advertise for a Public Hearing to be held on February 3, 2016 at 7:10 pm for the consideration of Proposed Local Law No. 5 of the year 2015,

AND BE IT FURTHER RESOLVED, that a copy of this resolution be given to the Planning and Code Enforcement Offices.

AND BE IT FURTHER RESOLVED that a copy of such proposed local law be made available for inspection at the Office of the Town Clerk in the manner or manners employed by such Clerk for such purposes.

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

RESOLUTION 2016-063 Water Rate Increase

Supervisor Hosler moved and Councilman Feldmann seconded,

WHEREAS, the Town of Evans entered into a Lease Management Agreement with the Erie County Water Authority effective April 1, 2013; and

WHEREAS, the Town of Evans is responsible for the billing and maintenance of approximately 115 customers on Town of Evans Waterlines, and

WHEREAS, these customers are primarily located on Woodcliff Road, McKinley Road, portions of Independence Drive and portions of Peppertree Drive, and

WHEREAS, the Erie County Water Authority raised their water rate and infrastructure charge on January 1, 2016,

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. That pursuant to Section 106-1 the price of water be $6.07 per 1,000 gallons,

2. The minimum quarterly bill shall be based upon a minimum of 9,000 gallons of water consumed, and

3. A $19.65 per quarter infrastructure charge is established and will be added to the quarterly bill for each metered account

AND BE IT FURTHER RESOLVED that these changes will start effective January 1, 2016.

ADOPTED BY ROLL CALL

Councilman Feldmann	AYE
Councilman Macko	AYE
Supervisor Hosler	AYE

RESOLUTION 2016-064 Enter into Contract with Fire Companies

Councilman Feldmann moved and Supervisor Hosler seconded,

WHEREAS: There has been established in the Town of Evans a fire protective District known as the Evans Fire Protective District, and

WHEREAS: Pursuant to notice duly published according to law, the Town Board of the Town of Evans did conduct a public hearing on November 4 , 2015, at the Evans Town Hall to consider proposed contracts for the fiscal year 2016 for the furnishing of fire protection and/ or emergency ambulance service and heard all persons interested in the same,

NOW THEREFORE BE IT RESOLVED: that the Town Board of the Town of Evans enter into a contract for fire protection and /or emergency ambulance service with the Angola Fire Company, Evans Center Fire Company, Lake Erie Beach Fire Company and the Highland Hose Fire Company and said fire companies shall receive the following amounts:

Angola Fire Company	
Emergency Ambulance Service	$12,000
Fire Protection	$104,100
Capital Improvement	$10,500

Lake Erie Beach Fire Company	
Emergency Ambulance Service	$15,000
Fire Protection	$138,020
Capital Improvement	$94,550
Evans Center Fire Company	
Emergency Ambulance Service	$15,000
Fire Protection	$138,020
Capital Improvement	$94,550
Highland Hose Fire Company	
Emergency Ambulance Service	$15,000

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

RESOLUTION 2016-065 Approve Town Licenses

Supervisor Hosler moved and Councilman Feldmann seconded,

Licenses:

Dustin M. Sharp D/B/A The Beachside Grill- Refreshment

Darrin Heppner D/B/A Subway Soup & Sandwiches, Derby- Refreshment

Kimberly A. Schmitz D/B/A Tim Hortons (Angola)

George P. Williams D/B/A Super Freeze Drive In – Refreshment & Amusement

Eugene Wachala D/B/A Pasquale's Restaurant – Refreshment

Larry Master D/B/A Post 928 American Legion – Refreshment, Amusement & Live Band Commercial

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 – Feldmann, Macko, Hosler
NAYS – none

RESOLUTION 2016-066 Adjournment

Supervisor Hosler moved and Councilman Macko seconded, to adjourn to Wednesday, January 20, 2016 at 5:00pm for a Work Session, Wednesday January 20, 2016 at 6:00pm for an Agenda and 7:00pm for the regular Town Board Meeting.

VOTE RESULT: ADOPTED
AYES- Feldmann, Macko, Hosler
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 Krajacic,
Town Clerk

In Memory of Paul Smith,
Former Town of Evans employee and
Supervisor of the
John K. Thompson Pool