TOWN OF EVANS

ANNUAL ORGANIZATIONAL MEETING Minutes JANUARY 11, 2017

Councilmen:
Hon. Jeanne M. Macko
Hon. Dennis M. Feldmann

Supervisor:
Hon. Mary K. Hosler

RESOLUTION 2017-004

Councilman Feldmann moved and Supervisor Hosler seconded,

RESOLVED: that the voting order for Town Board Meetings is hereby set as follows: Councilman Feldmann, Councilman Macko, Supervisor Hosler, effective January 11, 2017.

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

RESOLUTION 2017-005

Supervisor Hosler moved and Councilman Macko seconded,

The Supervisor shall serve as the primary administrator of the operations of the Town Hall and in the absence of the Supervisor, Lynn Krajacic, the designated Deputy Supervisor shall serve, with no additional compensation.

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

RESOLUTION 2017-006

Councilman Macko moved and Councilman Feldmann seconded,

RESOLVED: that in all matters of parliamentary procedure Robert's Rules of Order shall prevail, except where such Rules are inconsistent with local rule or resolution pertaining to the conduct of Town Business.

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

RESOLUTION 2017-007

Councilman Feldmann moved and Supervisor Hosler seconded,

RESOLVED: that the order of business for the conduct of the Town of Evans Town Board Meetings for the year 2017 shall be as follows:

I. Call the Meeting to Order
II. Pledge of Allegiance
III. Roll Call
IV. Approval of the Minutes

V. Communications
VI. Privilege of the Floor on Meeting Agenda Items & other issues
VII. Public Hearing and Bid Openings
VIII. Committee and Department Head Reports
IX. Town Clerk Reports
X. Old Business
XI. Resolutions
XII. Licenses
XIII. Audit of Bills
XIV. Adjournment

BE IT FURTHER RESOLVED: Privilege of the Floor is adopted as follows:

The Town of Evans appreciates input from the General Public during the Privilege of the Floor period which is offered at each Regular Meeting of the Town Board, the following policy will be enforced at every meeting:

- Speakers must be recognized by the presiding officer;
- Speakers must state their name, address and organization, if any;
- The public shall only be allowed to speak during the designated period of the meeting;
- Comments shall be related to Town of Evans business only;
- Speakers will be limited to three minutes per person per period;
- Speakers may not yield any remaining time they may have to another speaker;
- All remarks must be addressed to the Town Board as a body and not to any individual member thereof;
- Speakers shall observe the commonly accepted rules of courtesy, decorum, dignity and good taste;
- Unacceptable behavior will not be tolerated and may result in removal from the building and/or loss of future privileges of the floor.

In addition, interested parties or their representatives may address the Town Board by written communication.

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

RESOLUTION 2017-008

Councilman Feldmann moved and Supervisor Hosler seconded,

RESOLVED: that the following rules will govern the conduct of business for the Town Board Meetings:

A. The agenda shall include resolutions, bills and reports. All resolutions to be included on the agenda shall be submitted to the Supervisor's Office by 11:00 A.M. on the Monday preceding the Board Meeting,

and the Supervisor's Office shall submit same to the Town Clerk's Office by 3:00 P.M. on the Monday preceding the Board Meeting. Items received after 11:00 A.M. on the Monday preceding the Board Meeting shall be placed on the agenda for the next regular Board Meeting.

B. By 4:00 PM on the Monday preceding the Board Meeting, the Town Clerk or the Town Supervisor shall distribute a copy of the agenda to each Board Member and the Town Attorney in electronic form and shall include all written resolutions and important correspondence.

C. The agenda shall not be departed from except with a two-thirds vote of the entire Town Board.

D. If the Town Board has voted to depart from the agenda, as provided above, the Town Board may, by a two-thirds vote of the entire Town Board, require that any resolutions not on the agenda be produced in written form prior to a vote being taken on such resolution.

E. All matters shall be continued on the agenda until disposed of. All matters not disposed of shall be tabled and taken from the table only by a majority vote of the entire Town Board.

F. Correspondence shall be disposed of at the time of reading in the following manner:

(1) by voting to receive and file by a majority vote of the entire Town Board,
(2) by passage of a resolution concerning the correspondence,
(3) by referring the correspondence to a committee, or
(4) by tabling the matter. If tabled, the item can be taken off the table that same meeting, or it can be left on the table thereby becoming Old Business to remain on the agenda until disposed of.

G. Whenever the Town Board amends a resolution passed at a previous meeting, there shall be added to the official record of minutes of such previous meeting a marginal notation referring to the subsequent amending action.

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

RESOLUTION 2017-009

Supervisor Hosler moved and Councilman Macko seconded,

WHEREAS: the Town Law requires the town board of every town of first class to hold at least one (1) meeting in each month of the year:

RESOLVED: that the Town Board of the Town of Evans shall hold its REGULAR MEETINGS at 7:00 PM on the following dates in 2017:

January 11, 18	February 1, 15	March 1, 15	April 5, 19
May 3, 17	June 7, 21	July 19	August 2, 16
September 6, 20	October 4, 18	November 1, 15	December 6, 20;

and be it further

RESOLVED: that each such meeting shall be preceded by an AGENDA MEETING to be held at 6:00 PM; and be it further

RESOLVED: that WORK SESSIONS of the Town of Evans shall be held at 6:00 PM on the following dates in 2017:

January 4, 18 (at 5:00 p.m.), 25	February 8, 22	March 8, 22	April 12, 26
May 10, 24	June 14, 28	July 26	August 9
September 13, 27	October 11, 25	November 8, 22	December 13, 27

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

RESOLUTION 2017-010

Councilman Macko moved and Councilman Feldmann seconded,

RESOLVED: that the regular hours of the Evans Town Hall shall be from 8:00 AM to 4:00 PM Monday, Tuesday, Thursday, Friday, and Wednesday from 9:00 AM to 5:00 PM.

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

RESOLUTION 2017-011

Councilman Feldmann moved and Supervisor Hosler seconded,

RESOLVED: that the following holidays will be observed as paid holidays by the full-time employees of the Town of Evans not covered by a collective bargaining unit:

New Year's Day	1/2	Columbus Day	10/9
Martin Luther King	1/16	Election Day	11/7
President's Day	2/20	Veterans Day	11/10
Good Friday	4/14	Thanksgiving Day	11/23
Memorial Day	5/29	Day after Thanksgiving	11/24
Independence Day	7/4	Day before Christmas	12/22
Labor Day	9/4	Christmas	12/25

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

RESOLUTION 2017-012

Supervisor Hosler moved and Councilman Macko seconded,

RESOLVED: that Supervisor Hosler be and hereby is permitted to sign her signature by facsimile pursuant to Town Law, and be it further

RESOLVED: that EBC, Inc. is authorized to issue checks in payment of payroll for the Town of Evans under a facsimile as they may designate as long as their services are needed by the Town.

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

RESOLUTION 2017-013

Councilman Macko moved and Councilman Feldmann seconded,

RESOLVED: that Evans Bank, Manufacturers and Traders Trust Company, and/or Chase/JP Morgan Bank be and hereby are designated Depositories in which all Town monies shall be deposited into properly designated accounts.

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

RESOLUTION 2017-014

Councilman Macko moved and Councilman Feldmann seconded,

RESOLVED: that Evans Bank, Manufacturers and Traders Trust Company, and/or Chase/JP Morgan Bank be and hereby are designated as the depositories for the Town Clerk's accounts. The Town Clerk shall deposit all funds received by her for the Town of Evans therein: these designations being pursuant to the authority contained in Section 64, Subdivision 1 of the Town Law, and be it further

RESOLVED: that the Town Clerk be and the same is hereby authorized to deposit, from time to time, with Evans Bank, Manufacturers and Traders Trust Company, and/or Chase/JP Morgan Bank, such funds as come into the hands of said Town Clerk in Negotiable Order of Withdrawal accounts, Certificates of Deposit and/or time Deposit Accounts, as the said Town Clerk may from time to time elect, but that any such deposits shall be made in such a fashion that they shall mature, without penalty, sufficiently in advance of any date required for the transmittal of such funds to any municipal body entitled to the same, so long as same are fully collateralized.

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

RESOLUTION 2017-015

Supervisor Hosler moved and Councilman Macko seconded,

RESOLVED: that the *Dunkirk Observer* is hereby designated as the official newspaper of the Town of Evans for the calendar year 2017, and that the Buffalo News may be used if additional coverage is needed.

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

RESOLUTION 2017-016

Councilman Feldmann moved and Councilman Macko seconded,

RESOLVED: Investment Policy – The objectives of the Investment Policy of the Town of Evans are to minimize risk; to insure that investments mature when the cash is required to finance operations; and to insure a competitive rate of return.

In accordance with the policy, the Chief Fiscal Officer is hereby authorized to invest all funds, including proceeds of obligations and reserve funds in: Certificates of Deposit/Time Deposits Accounts with Evans Bank, Manufacturers and Traders Trust Company, and/or Chase/JP Morgan Bank.; and

Repurchase Agreements involving the purchase and sale of direct obligations of the United States; and

All other Town Officials receiving money in their official capacity must deposit such funds in negotiable order of withdrawal accounts with Evans Bank, Manufacturers and Traders Trust Company, and/or Chase/JP Morgan Bank.

COLLATERAL - All Town deposits shall be fully secured by insurance of the Federal Deposit Insurance Corporation or by obligations of New York State or obligations of the United States or obligations of federal agencies the principal and interest of which are guaranteed by the United States or obligations of New York State local governments. Collateral shall be held by the seller bank's trust department or its designate. The market value of collateral shall at all times equal or exceed the principal amount of the certificate of deposit. Collateral shall be monitored no less frequently than quarterly.

Investments in time deposits/certificates of deposit and repurchase agreements are to be made with banks or trust companies.

The Town will encourage the purchase and sale of investments through a competitive or negotiated process involving telephone solicitation of at least two bids for each transaction.

At the time independent auditors conduct the annual audit of the accounts and financial affairs of the Town, the independent auditors shall audit the investments of the Town for compliance with the provisions of these Investment Guidelines.

The provisions of these Investment Guidelines any amendments hereto shall take effect prospectively, and shall not invalidate prior investment.

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

RESOLUTION 2017-017

Councilman Macko moved and Councilman Feldmann seconded,

RESOLVED, that the following individuals are authorized signatures for the following Town of Evans Accounts with the Evans Bank, Angola, New York 14006:

Asset Forfeiture Fund - Police (xxxxx4000) Police Reserve (x2001)	Douglas Czora, Interim Chief of Police Mary K. Hosler, Supervisor
Combined Checking (xxx2468) Combined Savings (xxxx2400) Certificate of Deposit (xx0030) SRO Account (xx4020) Tax Reserve (xxxxxx4001) BAN Account (xx4000) TA Checking (xxx6573) Payroll (xxxxx0000) T&A Greenspace (xxxxx5000) Grant Reserve (xx4001) Municipal DDA (xx9000) Revolving Loan (xx6000) Statement Savings (xx3360)	Mary K. Hosler, Supervisor Lynn M. Krajacic, Town Clerk

AND, BE IT FURTHER RESOLVED, that Mary K. Hosler, Town of Evans Supervisor will remain as the designated System Administrator of the online banking.

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

RESOLUTION 2017-018

Supervisor Hosler moved and Councilman Feldmann seconded,

RESOLVED: that the wages of all personnel are hereby established for 2017 in accordance with the Union Contracts in effect with the following Collective Bargaining Units:

IBEW #41
PBA (Police Benevolent Association)
CSEA
UAW - Amalgamated Local 55
SEIU

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

CORRECTED
2017-02-01
190
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RESOLUTION 2017-019

Supervisor Hosler moved and Councilman Feldmann seconded,

RESOLVED: that the part time police department personnel, clerks, seasonal laborers and maintenance/custodial workers are hereby appointed, in accordance with provisions of Civil Service rules, as per Exhibit A, for the year 2017 with their respective rates as amended.

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

RESOLUTION 2017-020

Councilman Macko moved and Councilman Feldmann seconded,

RESOLVED: that the appointments and continued service of previous appointments to the Town of Evans Planning Board, Board of Assessment Review, Zoning Board of Appeals, and various advisory boards, committees, and task forces are confirmed as set forth in the attached Exhibit B, with no additional compensation as amended.

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

RESOLUTION 2017-021

Supervisor Hosler moved and Councilman Feldmann seconded,

RESOLVED: that the various miscellaneous appointments to the Town of Evans are confirmed as set forth in Exhibit C, with corresponding compensation, term to expire December 31, 2017.

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

RESOLUTION 2017-022

Councilman Feldmann moved and Councilman Macko seconded,

RESOLVED: that Jennifer Farrell and Andrew Yusick be appointed as Town Prosecutors for the calendar year 2017 to prosecute non-criminal violations within the jurisdiction of the Town of Evans Justice Court, subject to the confirmation of the Erie County District Attorney and that they be compensated for the calendar year 2017 in the amount of $10,605.00 each, payable bi-weekly, and report to the Town Attorney for their duties, responsibilities and assignments as directed by the Town Board.

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

RESOLUTION 2017-023

Supervisor Hosler moved and Councilman Macko seconded,

RESOLVED: that the following Town's elected officials be salaried as budgeted effective January 1, 2017 as follows:

Supervisor	$40,000
Councilman (2)	15,300
Town Clerk	56,365
Superintendent of Highways	69,838
Town Justice (2)	22,819

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

RESOLUTION 2017-024

Councilman Feldmann moved and Supervisor Hosler seconded,

RESOLVED: that the Town Board acknowledges the appointment made by the Supervisor of Keith Young of Angola, New York as the Town of Evans Historian for the calendar year 2017.

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

RESOLUTION 2017-025

Councilman Macko moved and Councilman Feldmann seconded,

RESOLVED: that the Town Board of the Town of Evans does hereby approve Town Justice Barone's appointment of Rachel Miller as Clerk to Town Justice Barone, for the year 2017, and salary as set forth in the IBEW CBA.

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

RESOLUTION 2017-026

Supervisor Hosler moved and Councilman Macko seconded,

RESOLVED: that the Town Board of the Town of Evans does hereby approve Town Justice Glascott's appointment of Amanda Ciccarella as Clerk to Town Justice Glascott, for the year 2017, and salary as set forth in the IBEW CBA; and

BE IT FURTHER RESOLVED, that an additional annual stipend of $4,000, be paid bi-weekly, for the additional duties and responsibilities including but not limited to managing Office of Court Administration compliance issues, scheduling, time sheet review, and best practices to improve the Court's efficiency and effectiveness.

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

RESOLUTION 2017-027

Councilman Feldmann moved and Supervisor Hosler seconded,

RESOLVED: that the Town Justices be authorized to employ court stenographers if and when necessary.

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

RESOLUTION 2017-028

Councilman Macko moved and Councilman Feldmann seconded,

RESOLVED: that the following Town Officials and/or Department be and are hereby authorized to continue their Petty Cash Funds in the amounts set forth, and further that they present a monthly report to the Town Board concerning their Petty Cash Funds:

Lynn M. Krajacic, Town Clerk	$650.00
Water Bills	$100.00
Justice Department	$100.00
Parks Department	$ 50.00

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

RESOLUTION 2017-029

Supervisor Hosler moved and Councilman Macko seconded,

WHEREAS: the Town Board adopted a procurement policy on February 3, 2016, Resolution 2016-116

RESOLVED: that the procurement policy adopted February 3, 2016, Resolution 2016-116 is hereby reaffirmed.

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

RESOLUTION 2017-030

Councilman Feldmann moved and Councilman Macko seconded,

RESOLVED: that the Secretaries of the Zoning Board of Appeals, Board of Assessment Review, and Planning Board shall be an employee of the Town of Evans, and shall receive compensation time equal to the amount of time spent in attendance at meetings required to attend by the Chairman, and may complete the preparation of minutes and notices during normal work hours, and be it further

RESOLVED: that all meeting and public notices of the Zoning Board of Appeals, Board of Assessment Review, and Planning Board shall be published on the calendar on the Town website, and approved meeting minutes shall be posted to the Document Center on the Town website.

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

RESOLUTION 2017-031

Councilman Macko moved and Councilman Feldmann seconded,

RESOLVED: that the mileage allowance for town personnel utilizing their own vehicles on Town business shall be the prevailing Federal Guideline; and be it further,

RESOLVED: that lodging reimbursement rates shall be actual costs incurred. Meal and incidental per diem rates shall be in accordance with the current and prevailing federal guidelines for the respective locations. Individual local lunch rates shall be set at $15.00, for seminars.

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

RESOLUTION 2017-032

Supervisor Hosler moved and Councilman Macko seconded,

RESOLVED: That all fixed asset transactions with value exceeding **$500** shall be formally recorded for financial statement purposes.

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

RESOLUTION 2017-033

Councilman Feldmann moved and Supervisor Hosler seconded,

WHEREAS: the Town of Evans does provide a town-owned vehicle to the Superintendent of Highways, and

WHEREAS: the Town of Evans is subject to Internal Revenue Service Regulations which require substantiation of personal and business use of Town-owned vehicles

NOW THEREFORE BE IT RESOLVED: that the Town of Evans Superintendent of Highways shall maintain a daily mileage log and provide such substantiation to the Payroll Office on a quarterly basis so that proper payroll adjustments are made in accordance with the law.

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

RESOLUTION 2017-034

Councilman Macko moved and Supervisor Hosler seconded,

RESOLVED: that Lynn M. Krajacic, Town Clerk be and hereby is appointed custodian of the Town of Evans records and the vault at no additional compensation.

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

RESOLUTION 2017-035

Supervisor Hosler moved and Councilman Feldmann seconded,

RESOLVED: That the Town Board of the Town of Evans establishes the following as standard work days for its employees and will report days worked to the New York State and Local Employees' Retirement System:

a. Full Time Union and Non Union Employees - 8 hours
b. Regular Part Time (RPT) Employees - 8 hours
c. Part Time Employees - 8 hours
d. Seasonal Employees - 8 hours

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

RESOLUTION 2017-036

Councilman Feldmann moved and Councilman Macko seconded,

BE IT RESOLVED, that the Town Board of the Town of Evans establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body:

ELECTED OFFICIALS:

TITLE:	TOWN JUSTICE
NAME:	DENNIS GLASCOTT
SS #:	XXXX
REG #:	42701714
STANDARD WORK DAY:	8
TERM BEGINS/ENDS:	1/1/2017 - 12/31/2020
PARTICIPATES IN TIME KEEPING SYSTEM:	NO
DAYS/MONTHS:	1.66

APPOINTED OFFICIALS:

TITLE:	SECRETARY TO SUPERVISOR
NAME:	MARY HOLL
SS #:	XXXX
REG #:	61137436
STANDARD WORK DAY:	8
TERM BEGINS/ENDS:	1/1/2017 - 12/31/2017
PARTICIPATES IN TIME KEEPING SYSTEM:	NO
DAYS/MONTHS:	25.61

TITLE:	DIRECTOR OF PLANNING
NAME:	ROBERTA RAPPOCCIO
SS #:	XXXX
REG #:	61252151
STANDARD WORK DAY:	8
TERM BEGINS/ENDS:	1/1/2017 - 12/31/2017
PARTICIPATES IN TIME KEEPING SYSTEM:	NO
DAYS/MONTHS:	28.32

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

RESOLUTION 2017-037

Councilman Macko moved and Supervisor Hosler seconded,

RESOLVED: that the firms of Goldberg, Segalla and Mugel, Bond, Schoeneck & King PLLC and Coughlin & Gerhart, LLP, are hereby approved to be retained for Labor Law and Legal Issues as needed at an hourly rate not to exceed $255.00 and travel time $200.00 per hour as needed.

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

RESOLUTION 2017-038

Supervisor Hosler moved and Councilman Macko seconded,

RESOLVED: that the Drainage Committee will consist of the following members:

Drainage Coordinator/Chair
Stormwater Management Officer
Representative from Town Engineering Firm
Town Supervisor

The dates and times of Drainage meetings will be scheduled and advertised by the Drainage Coordinator/Chair.

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

RESOLUTION 2017-039

Councilman Feldmann moved and Councilman Macko seconded,

RESOLVED: that Supervisor Mary K. Hosler be named as "Appointing Officer" of the Town of Evans. Per Section 2 of the Civil Service Law, the "Appointing Officer" signs appointment forms and personnel changes submitted to his/her office; certified that the Civil Division payroll is accurate and in accordance with Civil Service Law; canvasses eligible lists and performs the functions relating to Civil Service Law; signs PO-1M Forms reporting appointments, terminations and other personnel changes to Erie County Department of Personnel.

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

RESOLUTION 2017-040

Councilman Macko moved and Councilman Feldmann seconded,

RESOLVED: that the firm of Bennett, DiFilippo & Kurtzhalts, LLP, Holland, NY, Leonard Berkowitz, Esq., Orchard Park, NY, and the firm of Bengart & Demarco, LLP, Tonawanda, NY, are hereby approved to be retained for matters regarding real property tax assessment matters and related issues, as needed, at an hourly rate not to exceed $200.00 per hour

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

RESOLUTION 2017-041

Supervisor Hosler moved and Councilman Macko seconded,

RESOLVED: that the firm of Bond, Schoeneck & King PLLC, Buffalo, NY, is hereby approved to be retained for matters regarding land use and related issues, as needed, at an hourly rate not to exceed $230.00 per hour.

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

RESOLUTION 2017-042

Councilman Feldmann moved and Supervisor Hosler seconded,

RESOLVED: that Lynn M. Krajacic, Town Clerk is hereby appointed Records Management Officer at no additional compensation.

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

RESOLUTION 2017-043

Councilman Macko moved and Supervisor Hosler seconded,

RESOLVED: that all full time employees and elected officials not covered by a collective bargaining agreement shall be entitled to such benefits as the Town Board shall secure or grant incidental to their employment, including, but not limited to life insurance, health insurance, including buy-out at IBEW #41 collective bargaining agreement rates, dental insurance, and employees shall be paid bi-weekly unless otherwise specified.

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

RESOLUTION 2017-044

Supervisor Hosler moved and Councilman Macko seconded,

WHEREAS, the State Domestic Relations Law, Section 11-c authorized Town Boards to appoint Marriage Officers who shall have the authority to solemnize marriages with the Town,

BE IT RESOLVED: that Dennis M. Feldmann and Paul T. Cooper are appointed Marriage Officers for the Town of Evans, pursuant to the foregoing, effective January 1, 2017 to December 31, 2017.

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

RESOLUTION 2017-045

Councilman Feldmann moved and Councilman Macko seconded,

RESOLVED: that notification by Supervisor of Committee and Liaison appointments for 2017 are as follows:

Councilman Feldmann
Utilities
Conservation
Recycling
Landfill & Solid Waste
Climate Smart
Veterans Board
Agriculture Board

Councilman Macko
Lake Erie Beach Task Force
Recreation Advisory Board
Emergency Medical Services
Sturgeon Point Advisory Board
Fire Companies
Water and Marina

RESOLVED: that in addition to her duties to oversee all Departments, the Supervisor will also be direct liaison to the following:

Seniors
Government Liaison
Economic Development
Police Department
Building Inspector
Zoning
Planning
Assessor
DPW (Highway, Water, Parks)
Courts

Supervisor Hosler
All Departments

All Board Members
Audits/Abstracts

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

RESOLUTION 2017-046

Councilman Macko moved and Councilman Feldmann seconded,

to adjourn the annual Organizational meeting to the regularly scheduled January 11, 2017 Town Board meeting.

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

Town of Evans

Exhibit A - 2017

Department	Position	G/L Account #	Name	2017 Rate of Pay	Frequency	Increase
Highway	PT Custodian	A5010.111.00	James McMurray	$ 70.00	per week	$ -
Highway	PT Laborer - 1st year	DB5110.112.00		$ 11.00	per hour	$ 1.75
Highway	PT Laborer - 2nd year	DB5110.112.00		$ 11.50	per hour	$ 2.00
Highway	PT Laborer - 3rd year	DB5110.112.00		$ 12.00	per hour	$ 2.00
Highway	Truck Driver	DB5110.112.00		$15.00	per hour	$ 2.00
Plant Operation	Maintenance	A1620.111.00	John Dutchess	$ 11.00	per hour	$ 1.00
Plant Operation	Maintenance	A1620.111.00	Karen Dybowski	$ 11.00	per hour	$ 0.50
Plant Operation	Electrican	A1620.111.00		$ 11.75	per hour	$ -
Plant Operation	PT Laborer	A1620.111.00	John Ruszaj	$ 12.00	per hour	$ -
Plant Operation	Safety Officer	A1620.110.00	John Ruszaj	$2,000	per year	$ -
Safety Inspection	PT Building Inspector	B3620.111.00	Richard Vasile	$ 15.00	per hour	$ -
Safety Inspection	PT Property Maintenance	B3620.111.00	Vincent Guzilizza	$ 12.00	per hour	$ -
Program for the Aging	PT Van Driver	A7610.111.02	John Fowler	$ 10.00	per hour	$ -
Program for the Aging	PT Van Driver	A7610.111.02	John Kurz	$ 10.00	per hour	$ -
Program for the Aging	PT Custodian	A7610.111.01		$ 9.70	per hour	$ 0.25
Program for the Aging	Maintenance	A7610.111.01		$ 9.70	per hour	$ 0.25
Parks	Laborers	A7110.111.00	Troy Richmond	$ 11.00	per hour	$ 1.00
Parks	Laborers	A7110.111.00	Steve Picinski	$ 11.00	per hour	$ 1.00
Parks	Laborers	A7110.111.00	Bill Erickson	$ 11.00	per hour	$ 1.00
Special Rec. Facilities - Marina	Laborers	A7180.111.01	Scott Dillion	$ 11.00	per hour	$ -
Special Rec. Facilities - Marina	Laborers	A7180.111.02	William Erickson	$ 11.00	per hour	$ -

Department	Position	G/L Account #	Name	2017 Rate of Pay	Frequency	Increase
Special Rec. Facilities - Marina	Laborers	A7180.111.02	Daniel Wright	$ 11.00	per hour	$ -
Town Clerk	PT Clerk	A1410.111.00	Judy Dutchess	$ 11.00	per hour	$ -
Town Clerk	PT Clerk	A1410.111.00	Lauren Hamm	$ 11.00	per hour	$ 1.75
Town Clerk	PT Clerk	A1410.111.00	Vacant	$ 11.00	per hour	
Town Clerk	PT Clerk	A1410.111.00	Madison Scheuneman	$ 11.00	per hour	$ 1.75
Clerical Support	PT Clerk/Typist	A1220.111.00	Kathy Buckley	$ 11.00	per hour	$ 1.00
Clerical Support	PT Clerk/Typist	A1220.111.00	Julia Niezada	$ 11.00	per hour	$ 1.00
Clerical Support	PT Clerk/Typist	A1110.111.00	Teresa Wallace	$ 11.00	per hour	$ 1.00
Clerical Support	PT Clerk/Typist	A1110.111.00	Jeanette Rodriquez *	$ 11.00	per hour	$ 1.00
Clerical Support	PT Clerk/Typist		Beth Rammacher	$ 10.50	per hour	$ 0.50
Clerical Support	PT Clerk/Typist		Antoinette Pinter	$ 10.50	per hour	$ -
Clerical Support	PT Clerk/Typist		Nancy Furey	$ 10.50	per hour	$ 0.50
Clerical Support	PT Clerk/Typist		Patricia Latimore	$ 10.50	per hour	$ 0.50
Police Department	PT Patrolmen	A3120.111.05	Graig Leone	$ 17.25	per hour	$ -
Police Department	PT Patrolmen	A3120.111.05	John Arns	$ 17.25	per hour	$ -
Police Department	PT Patrolmen	A3120.111.05	James Bouchard	$ 17.25	per hour	$ -
Police Department	PT Patrolmen	A3120.111.05	Anthony Zolonski	$ 17.25	per hour	$ -
Police Department	PT Patrolmen	A3120.111.05	Joel Raisor	$ 17.25	per hour	$ -
Police Department	PT Dispatchers	A3120.111.04	Thomas Cooper	$ 13.55	per hour	$ -
Police Department	PT Dispatchers	A3120.111.04	Donald Dressel	$ 13.55	per hour	$ -
Police Department	PT Dispatchers	A3120.111.04	Michael Conti	$ 13.55	per hour	$ -
Police Department	PT Dispatchers	A3120.111.04	Eric Hamilton	$ 13.55	per hour	$ -
Police Department	PT Dispatchers	A3120.111.04	Edward Jackson	$ 13.55	per hour	$ -
Police Department	PT Dispatchers	A3120.111.04	Jeffery Reid	$ 13.55	per hour	$ -

*CORRECTED 2017-02-01 #90 pg 49

Department	Position	G/L Account #	Name	2017 Rate of Pay	Frequency	Increase
Police Department	PT Dispatchers	A3120.111.04	Joseph Hart	$ 13.55	per hour	$ -
Police Department	PT Dispatchers	A3120.111.04	Robert Trask	$ 13.55	per hour	$ -
Police Department	PT Dispatchers	A3120.111.04	Michael Gian	$ 13.55	per hour	$ -
Police Department	PT Dispatchers	A3120.111.04	Vincent Rovnak	$ 13.55	per hour	$ -
Police Department	PT Dispatchers	A3120.111.04	Michael Franey	$ 14.55	per hour	$ -
Police Department	PT Dispatchers	A3120.111.04	Bruce Green	$ 14.55	per hour	$ -
Police Department	PT Dispatchers	A3120.111.04	Vacant	$ 13.55	per hour	$ -
Police Department	PT Dispatchers	A3120.111.04	Vacant	$ 13.55	per hour	$ -
Police Department	PT Clerk	A3120.111.01	Shirley Howell	$ 11.00	per hour	$ 0.25
Police Department	PT Clerk	A3120.111.01	Rachel Youngers	$ 10.50	per hour	$ 0.50
Police Department	PT Clerk	A3120.111.01	Mark Trask	$ 10.50	per hour	$ 0.50
Police Department	PT DCO	A3510.111.00	Joseph Butler	$ 10.50	per hour	$ -
Police Department	PT Crossing Guard	A3120.111.02	William Irwin	$20.00	per day	$ -
Police Department	PT Matrons	A3120.111.03	Amy Hamm	$ 15.00	per hour	$ -
Police Department	PT Matrons	A3120.111.03	Mary Anne Zolnowski	$ 15.00	per hour	$ -
Police Department	PT Matrons	A3120.111.03	Rachel Miller	$ 15.00	per hour	$ -
Police Department	PT Matrons	A3120.111.03	Donna Kraft	$ 15.00	per hour	$ -
Police Department	PT Matrons	A3120.111.03	Shannon Rovnak	$ 15.00	per hour	$ -
Police Department	PT Matrons	A3120.111.03	Cheri McMillan	$ 15.00	per hour	$ -
Police Department	PT Matrons	A3120.111.03	Laurie Wojcik	$ 15.00	per hour	$ -
Police Department	PT Matrons	A3120.111.03	Jaime Opie	$ 15.00	per hour	$ -
Police Department	PT Matrons	A3120.111.03	Rachel Youngers	$ 15.00	per hour	$ -

TOWN OF EVANS BOARDS & COMMITTEES

EXHIBIT B -2017

PLANNING BOARD

Name	Term Expires
Roberta Rappoccio	STAFF
Theodore Catalano - Chairman	12/31/2021
Anne H. Sellers	Hold over
Debra Wilson	STAFF
John C. McEvoy	12/31/2018
Michael J. Connors	12/31/2019
Brian Bergum	12/31/2022
Joseph A. Pinter	12/31/2017
Charles A. Castiglia	12/31/2020

BOARD OF ASSESSMENT REVIEW

Name	Term Expires
Jeffrey White - Chairman	Hold over
Jennifer Renaldo	STAFF
Tim Maciejewski	12/31/2020
Paul Michalec	9/30/2018
Kimberly A. Hulburd	9/30/2017
Chris Tucker	9/30/2019

ZONING BOARD OF APPEALS

Name	Term Expires
Andrew Yusick - Chairman	12/31/2020
Paul Ryerse	STAFF
Kim Milks	STAFF
Don Maglich	12/31/2018
Nicole J. Manges	12/31/2019
Tracy Spada	12/31/2020
Carol Borresen	Hold over

AT-RISK VACANT PROPERTY TASK FORCE

Name	Term Expires
Vincent Gugliuzza - Chairman	STAFF
Mary K. Hosler	STAFF
Paul Ryerse	STAFF
Janeen McSkimming	STAFF
Roberta Rappoccio	STAFF
Brian Bergum	12/31/2017
Charles Valvo	12/31/2017
Paul Michalec	12/31/2017

RECREATION ADVISORY BOARD

Name	Term Expires
Melissa Green - Chairman	12/31/2019
Mary K. Hosler	STAFF
Jeanne Macko	12/31/2017
Patrick Conrad	STAFF
Lee-Widmer Wick	12/31/2019
Katherine Nytz	12/31/2019
Jeffrey Connors	12/31/2019
Tracy Swyers	12/31/2019
Brigam Ziehm	12/31/2019

SENIOR ADVISORY BOARD

Name	Term Expires
Kim Milks - Chairman	STAFF
Mary K. Hosler	STAFF
Jill Feldman	12/31/2017
Barbara Schmitt	12/31/2017
Veronica Sullivan	12/31/2017
Tony Montoro	12/31/2017
Truman Partridge	12/31/2017
John Kennedy	12/31/2017
Jeneen McSkimming	12/31/2017

STURGEON POINT ADVISORY BOARD

Name	Term Expires
Frank Rademacher - Chairman	12/31/2017
Mary K. Hosler	STAFF
Jeanne Macko	12/31/2017
Patrick Conrad	STAFF
Mike Franey, Sr.	12/31/2017
Cheri Hahn	12/31/2017
Scott Addison	12/31/2017
Arthur R. Buczkowski	12/31/2017
Eileen Flaherty	12/31/2017
Andrew Supon	12/31/2017
Jeffrey Jarzynski	12/31/2017
Paul Ryerse, Sr.	12/31/2017
David Sippel	12/31/2017
Thomas Smaldino	12/31/2017

LAKE ERIE BEACH TASK FORCE

Name	Term Expires
Roberta Rappoccio - Chairman	STAFF
Mary Hosler	STAFF
Paul Ryerse	STAFF
Doug Czora	STAFF
Jeanne Macko	12/31/2017
Tom Pecora	12/31/2017
Bill Holland	12/31/2017
Mike Slawinski	12/31/2017
Drew Supon	12/31/2017
Brenda Supon	12/31/2017
Kim Frost	12/31/2017
Guy Canonico, Jr.	12/31/2017
Mike Emhof	12/31/2017
Sandy Reynolds	12/31/2017

AG BOARD

Name	Term Expires
Paul Michalec - Chairman	12/31/2017
Mary K. Hosler	STAFF
Paul Ryerse	STAFF
Robert Rappoccio	STAFF
Russell Barten	12/31/2017
Steve Fitzpatrick	12/31/2017
Joe Kwilos	12/31/2017

RECYCLYING COMMITTEE

Name	Term Expires
Truman Partridge - Chairman	12/31/2017
Laura Nosbisch	12/31/2017
Dave Mosher	12/31/2017
John Snyder	12/31/2017
John Wilson	12/31/2017
Dennis Feldmann	12/31/2017

CONSERVATION COMMITTEE

Name	Term Expires
Paul Michalec - Chairman	12/31/2017
David S. Mosher	12/31/2017
Daniel Decker	12/31/2017
Truman Partridge	12/31/2017
Dr. Joseph Mecca	12/31/2017
John Szydlowski	12/31/2017
Harry Watkins	12/31/2017

CLIMATE SMART COMMITTEE

Name	Term Expires
Paul Michalec - Chairman	12/31/2017
Mary K. Hosler	STAFF
Paul Ryerse	STAFF
Robert Trembath	12/31/2017
Mark Gardner	12/31/2017

VETERAN'S COMMITTEE

Name	Term Expires
Anthony LaRusso - Chairman	12/31/2017
Mary K. Hosler	STAFF
Kenneth Currin	12/31/2017
Evangeline Conley	12/31/2017
Jack Frost	12/31/2017
Sam Lomando, Jr.	12/31/2017
Edward Ferber	12/31/2017
Joseph Gajdosz	12/31/2017

DISABILITIES COMMITTEE

Name	Term Expires
Mary Holl - Chairman	12/31/2017
Sharon Valites	12/31/2017
Katherine Nytz	12/31/2017
Patrick Kramer	12/31/2017
Mary Webster	12/31/2017
Bill Montroy	12/31/2017
Alissa Montroy	12/31/2017

DRAINAGE COMMITTEE

Name	Term Expires
Ed Michalski - Chairman	STAFF
Mary Hosler	STAFF
Paul Ryerse	STAFF
Steve Tanner	12/31/2017
David Johnson	12/31/2017

TOWN OF EVANS

Exhibit C

Misc. Appointments

NAME	POSITION	COMPENSATION	TERM EXPIRATION
Mary Holl	ADA Officer	No additional	12/31/2017
Mary Holl	Affirmative Action Officer	No additional	12/31/2017
Mary Hosler	Appointing Officer	No additional	12/31/2017
Doug Czora	Chief of Police		12/31/2017
Edward Michalski	Coordinator Pf Public Works	$ 10,000.00	12/31/2017
Rachel Miller	Court Clerk - Judge Barone	as per I.B.E.W contract	12/31/2017
Amanda Ciccarella	Court Clerk - Judge Glascott	as per I.B.E.W contract	12/31/2017
Lynn Stoessel	Deputy Town Clerk	as per I.B.E.W contract	12/31/2017
Kim Milks	Deputy Town Clerk	as per I.B.E.W contract	12/31/2017
Nicholas Mecca	Deputy Highway Superintendent	as per I.B.E.W contract	12/31/2017
Lynn Stoessel	Deputy of Vital Statistics	$ 1,150.00	12/31/2017
Kimberly Milks	Deputy of Vital Statistics	$ 1,150.00	12/31/2017
Mary Hosler	Director of Budget	$ 15,000.00	12/31/2017
Vacant	Director of Finance		
Roberta Rappoccio	Director of Planning	$49,600.00	12/31/2017
Roberta Rappoccio	Director of Community Development	$ 12,400.00	12/31/2017
Guy Canonico Jr.	Diaster Coordinator	No additional	12/31/2017
William Hamm	Deputy Diaster Coordinator	No additional	12/31/2017
Edward Michalski	Drainage Coordinator	$ 5,000.00	12/31/2017
Paul Ryerse	Electrical Inspector	$ 3,000.00	12/31/2017
Lynn Krajacic	FOIL Officer	No additional	12/31/2017

Keith Young	Historian	No additional	12/31/2017
Mary Hosler	Personnel Director	No additional	12/31/2017
Lynn Krajicic	Registrar of Vital Statistics	$ 5,635.00	12/31/2017
Jennifer Farrell	Town Attorney	$ 45,000.00	12/31/2017
Andrew Yusick	Town Prosecutor	$ 10,605.00	12/31/2017
Jennifer Farrell	Town Prosecutor	$ 10,605.00	12/31/2017
John Rusaj	Safety Coordinator	$ 2,000.00	12/31/2017
Paul Ryerse	Stormwater Management Officer	No additional	12/31/2017
Mary Holl	Supervisor's Assistant	$ 44,000.00	12/31/2017

Evans Town Board

At a Regular Meeting of the Town Board of the Town of Evans, held at the Evans Town Hall, 8787 Erie Road, Angola New York there were:

PRESENT:	Dennis Feldmann	Councilman
	Jeanne Macko	Councilman
	Mary Hosler	Supervisor
ALSO PRESENT:	Lynn Krajacic	Town Clerk
	Jennifer Farrell	Town Attorney
	Jeneen McSkimming	Assessor
	Mary Holl	Supervisor's Department
	Paul Ryerse	Supervising Building Inspector
	Roberta Rappoccio	Community Dev. & Planning
	Doug Czora	Police Chief

RESOLUTION 2017 #047 Approve Minutes

Supervisor Hosler moved and Councilman Macko seconded that the reading of the minutes of the meeting of December 21, 2016 and December 28, 2016 and January 4, 2017 be dispensed with and approved as submitted by the Town Clerk.

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

Communications

Roberta Rappoccio regarding William & Victoria Kurek (Golden Paws Pet Care Services), for a Special Use Permit renewal, with an amendment, to remove the restriction limiting the facility to 5-dogs, which is a condition of their current Special Use Permit at 1759 Sturgeon Point Road, Derby, NY 14047, SBL# 207.00-4-66.

RESOLUTION 2017 #048 Set Public Hearing - Special Permit Renewal for Kurek

Supervisor Hosler moved and Councilman Feldmann seconded,

WHEREAS, in a letter dated December 20, 2016, the Planning Office has requested that the Town Board set a public hearing regarding the petition of William & Victoria Kurek (Golden Paws Pet Care Services), for a Special Use Permit renewal, with an amendment, to remove the restriction limiting the facility to 5-dogs, which is a condition of their current Special Use Permit at 1759 Sturgeon Point Road, Derby, NY 14047, SBL# 207.00-4-66

NOW THEREFORE BE IT RESOLVED, that the Town Board authorize the Town Clerk to advertise for a public hearing to be held on February 1, 2017 at 7:10pm for the consideration of said Special Use Permit renewal and amendment, and

BE IT FURTHER RESOLVED, that this matter be referred to the Planning Office to determine the need for Planning Board review and recommendation prior to the public hearing, and

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

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

Roberta Rappoccio, regarding David Laskowski, dba D&L Trucking and Excavating, for a special use permit renewal for the purpose of storing and dispatching trucks located at 8563 Erie Rd. (a.k.a. NYS Route 5), Angola, NY 14006, part of SBL# 235.06-1-13.

RESOLUTION 2017 #049 Set Public Hearing - Special Use Permit Renewal for D & L Trucking

Supervisor Hosler moved and Councilman Macko seconded,

WHEREAS, in a letter dated January 6, 2017 the Planning Office has requested that the Town Board set a public hearing regarding the petition of David Laskowski, dba D&L Trucking and Excavating, for a special use permit renewal for the purpose of storing and dispatching trucks located at 8563 Erie Rd. (a.k.a. NYS Route 5), Angola, NY 14006, part of SBL# 235.06-1-13.

NOW THEREFORE BE IT RESOLVED, that the Town Board authorize the Town Clerk to advertise for a public hearing to be held on February 1, 2017 at 7:10pm for the consideration of said special use permit renewal, and

BE IT FURTHER RESOLVED, that this matter be referred to the Planning Office to determine the need for Planning Board review and recommendation prior to the public hearing, and

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

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

Privilege of the Floor

Barb McGowan spoke about the increase in Town taxes.

Ed Schneider requested a policy be put in place to have items submitted by residents entered into the official record and spoke about the conduct at Public Hearings.

Tim Diamond asked if the Board was exploring the option of the Erie County Sheriff's Department so correct information on cost could be relayed to the public.

Robert Palmer spoke against moving to the Erie County Sheriffs.

Public Hearing

LEGAL NOTICE
TOWN OF EVANS

Please take notice that the Town Board of the Town of Evans, Erie County, New York will hold a public hearing on January 11, 2017 at 7:10 P.M. at the Evans Town Hall, 8787 Erie Road, Angola, New York 14006 to consider the adoption of Proposed Local Law #1 of the year 2017 which will exercise the opt-out provision afforded local municipalities by Section 487 of the Real Property Tax Law of the State of New York so that the exemption from real property taxation for solar, wind or farm waste energy systems shall not apply, nor be available, for properties within the Town of Evans, Erie County, New York.

Copies of the Proposed Local will be available for inspection by any interested person in the Office of the Town Clerk during normal business hours Monday, Tuesday, Thursday, Friday from 8am - 4pm, Wednesday from 9am - 5pm and the Town's website www.townofevans.org on and after December 31, 2016.

All parties in interest and citizens shall have an opportunity to be heard by the Town Board at the public hearing to be held aforesaid.

By Order of the Town Board
of the Town of Evans
Lynn M. Krajacic
Town Clerk

Supervisor Hosler opened the public hearing for any person present wishing to speak.

The following people spoke in *opposition* of the Proposed Local Law:

David Stout	Mark Hageman Jr.	Robert Palmer
Cheryl St. George	William Henry	Ed Schneider
Edward Conboy	David Woodworth	Mark Hageman
Laura Matthews	Carolanne Constantino	Joel Anders - Ambit Energy
Rob Gauschau - Solar Liberty	Paul Ladoie - Solar Liberty	Ashley Regan - Solar by CIR

The following people spoke in *favor* of the Proposed Local Law:

Vince Gugliuzza

RESOLUTION 2017 #050 Close the Public Hearing

Supervisor Hosler moved and Councilman Macko seconded to close the Public Hearing.

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

Town Clerk Reports

RESOLUTION 2017 #051 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 2017:

Town Clerk Report for December	$14,233.37
Interest for December	$1.46
Greenspace Fees transferred to Trust & Agency Account	$1,400.00

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

RESOLUTION 2017 #052Request BENLIC to Acquire Properties

Supervisor Hosler moved and Councilman Macko seconded to Table this resolution.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Feldmann	Aye
Councilman Macko	Aye
Supervisor Hosler	Aye

RESOLUTION 2017 #053 Contingency Based Audits of Town Utility & Cable Franchise Services

Councilman Feldmann moved and Councilman Macko seconded,

WHEREAS, Troy & Banks, Utility and Telecommunication Consultants, has provided the Town of Evans with information on conducting a contingency-based forensic audit for the Town of Evans; and

NOW THEREFORE BE IT RESOLVED, that the Town of Evans accepts the audit agreement from Troy & Banks to conduct a contingency-based audit of the Town of Evans utility and cable franchise services; and

BE IT FURTHER RESOLVED, that Supervisor Hosler is authorized to execute and enter into the agreement for the project on behalf of the Town of Evans, upon the approval of the Town Attorney.

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

RESOLUTION 2017 #054 Accept Proposal from Town Engineer for 2017 Comprehensive Plan

Supervisor Hosler moved and Councilman Macko seconded,

WHEREAS, Clark Patterson Lee has provided the Town of Evans with a proposal for Engineering and Architectural Services related to the development of a new Town Comprehensive Plan;

NOW THEREFORE BE IT RESOLVED, that the Town of Evans accepts the proposal from Clark Patterson Lee for the 2017 Town Comprehensive Plan; and

BE IT FURTHER RESOLVED, that Supervisor Hosler is authorized to execute and enter into the agreement not to exceed $59,800 to be paid by Grant funding for the project on behalf of the Town of Evans, upon the approval of the Town Attorney.

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

RESOLUTION 2017 #055 Appointment of Chief of Police

AMENDED: January 11, 2017 #305 pg 178

Supervisor Hosler moved and Councilman Macko seconded,

WHEREAS, a vacancy exists in the position of Chief of Police for the Town of Evans Police Department by reason of retirement;

NOW, THEREFORE, BE IT RESOLVED, that on effective immediately, Interim Chief of Police Douglas J. Czora is hereby appointed Chief of Police for the Town of Evans Police Department.

BE IT, FURTHER, RESOLVED, all other relative issues, rules and regulations will be understood to all parties subject to Civil Service Law.

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

RESOLUTION 2017 #056 Appointment of Part Time Building Safety Inspector

Councilman Feldmann moved and Councilman Macko seconded,

WHEREAS, as per the recommendation of the Town of Evans Supervising Code Enforcement Paul Ryerse to appoint Jeneen McSkimming as a part time Building Safety Inspector; and

WHEREAS, Jeneen McSkimming has completed the basic training required by Part 1208 of Title 19 of the Official Compilation of Codes, Rules and Regulations of New York State; and

WHEREAS, this appointment will greatly enhance the Town of Evans Building Department and the ability to become more flexible in scheduling, inspections and office visits to be conducted beyond normal business hours, enhancing our level of service to our town residents; now

NOW, THEREFORE, BE IT RESOLVED, that Jeneen McSkimming shall be appointed part-time Building Safety Inspector, effective immediately, with an annual stipend of $10,000, paid bi-weekly.

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

RESOLUTION 2017 #057 Suspend the Rules

Supervisor Hosler moved and Councilman Feldmann seconded to suspend the rules of order for consideration of an additional resolution,

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

RESOLUTION 2017 #058 Set Public Hearing for Proposed Local Law #1 of 2017 Solar Opt Out

Supervisor Hosler moved and Councilman Macko seconded,

WHEREAS, the State of New York has adopted an exemption from certain taxation for certain solar, wind energy. And farm waste energy systems under Section 487 of the Real Property Tax Law of the State of New York; and

WHEREAS, the aforementioned law further provides that a town may provide that no exemption under this section shall be applicable within its jurisdiction by adopting a Local Law to that affect 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 January 18, 2017 at 7:10 pm for the consideration of Proposed Local Law #1 of 2017 to exercise the opt-out provision afforded local municipalities by Section 48/7 so that the exemption from real property taxation for solar, wind or farm waste energy systems shall not apply, nor be available, within the Town of Evans, Erie County, New York.

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

Licenses

RESOLUTION 2017 #059 Approve Town Licenses

Supervisor Hosler moved and Councilman Feldmann seconded,

Licenses:

Pizza Hut- Refreshment

David Jacobson D/B/A Pats Pizzeria- Refreshment

JJ Parks Pub Inc D/B/A Castaways - Refreshment & Amusement

Vincent J. Cala, Jr. D/B/A Cala's Kitchen & Catering - Refreshment

Thomas Eoannou D/B/A Pt. Breeze RV Resort - Live Band Commercial

Lake Erie Beach Vol. Fire Co. - Refreshment, Amusement & Live Band Commercial

Paulette Combs D/B/A Paulette's Blue Collar Inn - Refreshment & Amusement

William Connors D/B/A Connors Hot Dog Stand - Refreshment

Gary Ballowe D/B/A Turtle Joe's Sand Bar - Refreshment & 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, Hosler
	NAYS -
	ABSTAIN - Macko

RESOLUTION 2017 #060 Audit of Bills

Councilman Macko moved Councilman Feldmann seconded that all properly audited bills be paid out of the respective accounts per abstract 26 dated January 12, 2017 in the amount of $126,172.09.

AUDIT OF BILLS

DATE 1/12/2017

ABSTRACT NO.	26
VOUCHER NO.	2039-2048
CHECK NUMBERS	75742-75749
APPROVED AT	Board Meeting
DATE	1/11/2017
GENERAL	$893.49
PART TOWN	
HIGHWAY DA	
HIGHWAY DB	$3,460.38
WATER	$1,450.19
CAPITAL PROJECTS	
SPECIAL DISTRICTS	$120,368.03
DEBT SERVICE	
TOTAL	$126,172.09

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Feldmann	Aye
Councilman Macko	Aye
Supervisor Hosler	Aye

RESOLUTION 2017 #061 Adjournment

Supervisor Hosler moved and Councilman Macko seconded to adjourn to Wednesday, January 18, 2017 at 5pm for a Work Session, 6pm for an Agenda Meeting, and the 7pm for the Town Board Meeting to follow.

VOTE RESULT: ADOPTED

AYES:	Feldman, 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 M. Krajacic

Lynn M. Krajacic
Town Clerk

AFFIDAVIT OF PUBLICATION

State of New York

County of Chautauqua

City of Dunkirk

LEGAL NOTICE
TOWN OF EVANS

Please take notice that the Town Board of the Town of Evans, Erie County, New York will hold a public hearing on January 11, 2017 at 7:10 P.M. at the Evans Town Hall, 8787 Erie Road, Angola, New York 14006 to consider the adoption of Proposed Local Law #1 of the year 2017 which will exercise the opt-out provision afforded local municipalities by Section 487 of the Real Property Tax Law of the State of New York so that the exemption from real property taxation for solar, wind or farm waste energy systems shall not apply, nor be available for properties within the Town of Evans, Erie County, New York.

Copies of the Proposed Local will be available for inspection by any interested person in the Office of the Town Clerk during normal business hours: Monday, Tuesday, Thursday, Friday from 8am - 4pm, Wednesday from 9am - 5pm and the Town's website www.townofevans.org on and after December 31, 2016.

If parties in interest and citizens shall have an opportunity to be heard by the Town Board at the public hearing to be held aforesaid.

By Order of the
Town Board
of the Town of Evans
Lynn M. Krajacic
Town Clerk

O-161455 Dec. 30, 2016 -Adv.

Sheila McWillson , being duly sworn, deposes and says that she is the Principal Clerk, for Ogden Newspapers of New York Inc. the publisher of The OBSERVER, a daily newspaper published in the City of Dunkirk, Chautauqua County, State of New York, and that a notice of which the annexed is a printed copy, was inserted and published in said newspaper on the following dates

Dec. 30, 2016

Signed Sheila McWillson

Sheila McWillson

Signed before me this 30th day of December 2016

Barbara J Musso

Notary Public

BARBARA J. MUSSO
Notary Public, State of New York
Qualified in Chautauqua County
My Commission Expires 5/4/19