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 there were:

PRESENT:	Dennis Feldmann	Councilman
	Jeanne Macko	Councilman
	Mary Hosler	Supervisor
ALSO PRESENT:	Lynn Krajacic	Town Clerk
	Jennifer Farrell	Town Attorney
	Brittany Gloss	Director of Finance

RESOLUTION 2017 #341 Authorize Supervisor to Enter into Agreement with U & S Services

Supervisor Hosler moved and Councilman Feldmann seconded,

BE IT RESOLVED, that the Town of Evans enter into a HVAC (Heating, Ventilating and Air Conditioning) Preventative and System Software Maintenance and Support agreement for the Municipal Building located at 8787 Erie Road, Angola, New York 14006 with U&S Services, Inc. located at 95 Stark Street, Tonawanda, New York 14150 for the period of January 1, 2017 to December 31, 2019 in the amounts of $6,000 for 2017, $6,000 for 2018 and $6,000 for 2019.
FURTHER, BE IT RESOLVED, that the Supervisor is hereby authorized to execute a contract, upon the approval of the Town Attorney, with U&S Services, Inc.

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

RESOLUTION 2017 #342 Sturgeon Point Marina Improvement Project

Councilman Feldmann moved Councilman Macko seconded,

WHEREAS, the Town Board desires to continue the process of acquiring the funds to complete the Town of Evans's LWRP Project,

WHEREAS, the Town Board desires to provide this type of facility to residents at the lowest possible cost to the Town and Town taxpayers, and

WHEREAS, the Town Board desires to apply for financial assistance from the Department of State's Local Waterfront Revitalization Program, and

WHEREAS, the Town Board commits to providing the required local matching funds to insure the timely implementation of the proposed project.

THEREFORE, BE IT RESOLVED, that the Town Board authorizes and submits an application for the Department of State's Local Waterfront Revitalization Program funds for the Town of Evans's LWRP Sturgeon Point Marina Project in the amount not to exceed $1,161,225 and will match the project total with 75%; $387,075 of Town Funds, and

BE IT FURTHER RESOLVED, that the Town Board authorizes the Supervisor to sign all documents and agreements related to the Department of State's Local Waterfront Revitalization Program application

RESOLVED, that Mary K. Hosler, as Supervisor of the Town of Evans, is hereby authorized and directed to file an application to the Department of State's Local Waterfront Revitalization Program, in a total project amount of $1,548,300.00 and upon approval of said request to enter into and execute a project agreement with the Department of State's Local Waterfront Revitalization Program for such financial assistance to the Town of Evans for the proposed Town of Evans's LWRP Park Improvement Project.

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

RESOLUTION 2017 #343 LOSAP Agreement

Supervisor Hosler moved and Councilman Feldmann seconded,

WHEREAS, an audit has been completed by the Town of Evans Finance Department for the LOSAP (Length of Service Award Program) for the 2016 Lake Erie Beach Volunteer Fire Company, Inc. records listing per Article 11-A of the New York State General Municipal Law.

BE IT RESOLVED, that the Evans Town Board hereby approves the 2016 Firefighter Records listing for Lake Erie Beach Volunteer Fire Company, Inc. and is authorized to execute the 2016 Sponsor Approval Form as required by Article 11-A.

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

RESOLUTION 2017 #344 Settlement Agreement & Mutual Release of Refund to Town of Evans

Councilman Feldmann moved Councilman Macko seconded,

WHEREAS, Troy & Banks notified National Grid on June 16, 2017 that they are in agreement with the Private Area inventory and billing for Account #02472-97007; and

WHEREAS, as a result there is a refund due to the Town of Evans in the amount of $2,180.94 minus fees per the audit agreement between Troy & Banks and the Town of Evans approved through Town Board Resolution #2017-053 (January 11, 2017).

BE IT RESOLVED, that the Supervisor is hereby authorized to execute the settlement agreement with National Grid and mutual release for the above referenced account, upon the approval of the Town Attorney.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Feldmann	Aye
Councilman Macko	Aye
Supervisor Hosler	Aye

RESOLUTION 2017 #345 2017 Sidewalk Replacement - Award of Bid

Councilman Macko moved Councilman Feldmann seconded,

WHEREAS, the Evans Town Board authorized the Town Clerk to advertise for bids for the Sidewalk Replacement for the Town of Evans, New York; and

WHEREAS, Master's Edge Inc., 3409 Broadway Street, Buffalo, New York 14227 submitted the lowest responsible bid satisfactorily meeting specifications as advertised,

NOW, THEREFORE, BE IT RESOLVED, that the aforementioned bid of Master's Edge, Inc. is accepted by the Town of Evans, with a cost not to exceed $38,730.00;

AND BE IT FURTHER RESOLVED, that Supervisor Mary K. Hosler is hereby authorized to execute an agreement regarding same, upon the approval of the Town Attorney.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Feldmann	Aye
Councilman Macko	Aye
Supervisor Hosler	Aye

RESOLUTION 2017 #346 Town Park Green Infrastructure - Award of Bid

Councilman Feldmann moved and Councilman Macko seconded,

WHEREAS, the Evans Town Board authorized the Town Clerk to advertise for bids for the Town Park Green Infrastructure Upgrade for the Town of Evans, New York; and

WHEREAS, Occhino Corporation, 2650 Seneca Street, West Seneca, New York 14224 submitted the lowest responsible bid satisfactorily meeting specifications as advertised,

NOW, THEREFORE, BE IT RESOLVED, that the aforementioned bid of Occhino Corporation is accepted by the Town of Evans, with a cost not to exceed $197,874.25;

AND BE IT FURTHER RESOLVED, that Supervisor Mary K. Hosler is hereby authorized to execute an agreement regarding same, upon the approval of the Town Attorney.

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

RESOLUTION 2017 #347 Erie County Department of Public Works Division of Highways

Councilman Feldmann moved and Supervisor Hosler seconded,

WHEREAS, the Erie County Department of Public Works in conjunction with the Erie County Traffic Safety Engineer have completed a traffic engineering investigation per the Town of Evans' request; and

WHEREAS, per Highway Law painted crosswalks are the responsibility of the individual Towns, even on County roads; and

WHEREAS, Erie County will permit the Town of Evans to install and maintain a pedestrian crosswalk on Old Lake Shore Road at the Waterman Road beach access location;

NOW, THEREFORE, BE IT RESOLVED, that Mary K. Hosler, Supervisor of the Town of Evans, is hereby authorized to execute the agreement with Erie County Department of Public Works, Division of Highways pursuant to the above referenced crosswalk, upon the approval of the Town Attorney; and

FURTHER, BE IT RESOLVED, a copy of the fully executed agreement/permit and this resolution will be forwarded to the Town of Evans Highway Superintendent.

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

RESOLUTION 2017 #348 Waterfront Mixed Use - PH Hearing

Councilman Feldmann moved Councilman Macko seconded,

WHEREAS, the Evans Town Board has previously advertised and held two public hearings regarding Proposed Local Law #8 of the year 2017 to establish a new zoning designation: Waterfront Mixed Use (WMU); and to rezone the following properties currently zoned Neighborhood Business (NB) in the Local Waterfront Revitalization Program area to Waterfront Mixed Use (WMU):

188 Kennedy	250.09-1-46
183 Kennedy	250.09-1-48.1
9544 Lake Shore Road	250.09-1-44.1
9542 Lake Shore Road	250.09-1-43.2
9566 Lake Shore Road	250.09-1-50.1
9536 Lake Shore Road	250.09-1-43.111
9569 Lake Shore Road	250.09-2-43
9553 Lake Shore Road	250.09-2-42
9579 Lake Shore Road	250.09-3-1.11
6892 Lake Shore Road	206.00-1-10
8934 Lake Shore Road	234.16-2-25.1
8921 Lake Shore Road	234.16-4-16.11
8966 Lake Shore Road	234.16-2-31.1
8905 Lake Shore Road	234.16-4-16.151
0 Lake Shore Road	234.16-4-18
8926 Lake Shore Road	234.16-2-24
8861 Lake Shore Road	234.16-4-19

WHEREAS, subsequent to the aforementioned public hearings, the Town of Evans has further amended Proposed Local Law #8;

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 consider Proposed Local Law #8 of the year 2017, as further amended, to be held on August 2, 2017 at 7:10 p.m. to consider the establishment of the new aforesaid zoning designation and rezoning of the aforementioned properties; 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

RESOLUTION 2017 #349 Adjournment

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

VOTE RESULT: ADOPTED
AYES: Macko, Hosler
NAYS: None

Open Meetings Law, Public Officers Law, Article 7, §106. Minutes.
Minutes shall be taken at all open meetings of a public body which shall consist of a record or summary of all motions, proposals, resolutions and any other matter formally voted upon and the vote thereon.
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
Town Clerk