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 held on October 18, 2017 there were:

PRESENT:	Dennis Feldmann	Councilman
	Jeanne Macko	Councilman
	Mary Hosler	Supervisor
ALSO PRESENT:	Lynn R. Stoessel	Deputy Town Clerk
	Jennifer Farrell, Esq	Town Attorney
	Doug Czora	Police Chief
	Edward Michalski	Highway Superintendent
	Brittany Gloss	Director of Finance
	Roberta Rappoccio	Director of Planning & Community Development

RESOLUTION 2017 #438 Approve Minutes

Supervisor Hosler moved and Councilman Feldmann seconded that the reading of the minutes of the October 4, 2017 Town Board meeting, Work Session of October 11, 2017 and Special Meeting of October 16, 2017 be dispensed with and approved as submitted by the Town Clerk.

VOTE RESULT: ADOPTED
AYES: Feldmann, Macko, Hosler
NAYS:

Privilege of the Floor

Michael Masullo, Lieutenant Evans Police Department, spoke about the costs associated with the Evans PBA.

Bill Henry, thanked Supervisor Hosler and Councilman Macko for taking the time to go and look at a raised flower bed that has been a controversy in our Town and why the Code Enforcement Office is citing that location for it.

John Calleri spoke in regards to the Town's financial status and salaries received by the Evans Police and also that he doesn't want the Erie County Sheriffs to come here.

Cheryl St. George-Calleri spoke regarding the Town's financial status, water project and water bill surcharge.

Peter Bogulski supports Law Enforcement and commented on a comparison between Evans Police and Hamburg Police costs and the financial situation.

Barb McGowan stated that she feels the Police did not cause this debt and questioned why the Town purchased a new Police vehicle for $34,000 in 2016 when the Town was in this financial situation.

Cheryl Grassia expressed her support for Law Enforcement.

Cheri Hahn commented that Councilman Macko was the first Councilmember to attend a Sturgeon Point Advisory Board meeting in the years that she has been a member of the Advisory Board. The Marina can help with the money problems and she thanked the Evans Police for showing up within a minute when a call was placed for a burglary attempt at the American Legion.

Chris Tucker commented on the financial situation.

COMMITTEE AND DEPARTMENT HEAD REPORTS

Councilman Macko reported on the successful Trunk or Treat/Movie Night that was held this past Friday, October 13th at the Town Park. Christmas Event will be held Saturday, December 2nd at the Senior Center. Time and activities will be forthcoming.

Supervisor Hosler reported that there will be a Comprehensive Plan Community Input that is a combined meeting with the Planning Board, Town Board and Village Board on October 24 at 6:30pm at Lake Shore Middle School with another meeting December 4th.

RESOLUTION 2017 #439 Schedule PH for PLL #11 of 2017 (Tax Levy Override Limit)

Councilman Macko moved and Councilman Feldmann seconded

BE IT RESOLVED that the Town Clerk be authorized to advertise for a public hearing on Proposed Local Law #11 of 2017. The proposed local law seeks to override the tax levy limit established in General Municipal Law §3-c. The hearing is to be scheduled for November 1, 2017, at 7:10 p.m. local time.

VOTE RESULT:	Councilman Feldmann	Aye
	Councilman Macko	Aye
	Supervisor Hosler	Aye

RESOLUTION 2017 #440 Amend 2017 #418 PLL #10 (Rezone 8766 Erie Road)

Councilman Feldmann moved and Councilman Macko seconded,

BE IT RESOLVED, that Resolution 2017 #418 be amended to reflect that the Town Clerk is authorized to advertise for a public hearing to be held on November 1, 2017 at 7:10 p.m. to consider Proposed Local Law #10 of the year 2017 for the consideration of rezoning as outlined in Resolution 2017 #418.

VOTE RESULT:	Councilman Feldmann	Aye
	Councilman Macko	Aye
	Supervisor Hosler	Aye

RESOLULTION 2017 #441 Appt of Planning Board Member

Supervisor Hosler moved and Councilman Macko seconded,

WHEREAS, there exists a vacancy on the Town of Evans Planning Board; and

NOW, THEREFORE, BE IT RESOLVED, that, effective immediately, Laura Whittinghill is hereby appointed to the Planning Board, term to expire December 31, 2020.

VOTE RESULT:	Councilman Feldmann	Aye
	Councilman Macko	Aye
	Supervisor Hosler	Aye

RESOLUTION 2017 #442 Re-Levy Unpaid ECWA, ECWA Surcharge, Backflow and Clean-Up

CORRECTED 2017-10-25 #449 pg 274

Councilman Feldmann moved and Supervisor Hosler seconded,

BE IT RESOLVED, in accordance with New York State Town Law, Section 198, the Evans Town Board has opted to enforce various unpaid accounts for water, sewer, refuse and other unpaid town services as indicated below; and

BE IT FURTHER RESOLVED, in light of the aforementioned, the Erie County Legislature shall levy in such sums as indicated below and against the applicable properties as provided for on the Town of Evans assessor's master computer assessment roll file:

TOTAL ERIE COUNTY WATER AUTHORITY	$ 5,585.71
TOTAL ERIE COUNTY WATER AUTHORITY SURCHARGE	$ 8,090.87
TOTAL BACKFLOW	$20,368.64
TOTAL CLEAN-UP CHARGES	$18,429.60
TOTAL TOWN WATER	$ 8,425.68

VOTE RESULT:	Councilman Feldmann	Aye
	Councilman Macko	Aye
	Supervisor Hosler	Aye

Resolution #5 on tonight's agenda was tabled - Cell Phone Policy.

RESOLUTION 2017 #443 Injury Incident Reporting Policy

Supervisor Hosler moved and Councilman Feldmann seconded,

WHEREAS, the Town of Evans has established an Injury Incident Report Policy;

NOW, THEREFORE BE IT RESOLVED, the Town Board hereby adopts the above referenced policy, effective immediately.

VOTE RESULT:	Councilman Feldmann	Aye
	Councilman Macko	Aye
	Supervisor Hosler	Aye

RESOLUTION 2017 #444 Safe Driving Policy

Councilman Macko moved and Councilman Feldmann seconded,

WHEREAS, the Town of Evans has established a Safe Driving Policy;

NOW, THEREFORE BE IT RESOLVED, the Town Board hereby adopts the above referenced policy, effective immediately.

VOTE RESULT:	Councilman Feldmann	Aye
	Councilman Macko	Aye
	Supervisor Hosler	Aye

RESOLUTION 2017 #445 Advertise for Angola Fire Protective Fire District Budget Public Hearing

Councilman Feldmann moved and Supervisor Hosler seconded,

WHEREAS, the Angola Protective Fire District has been duly established as a Fire Protection District within the Town of Evans; and

WHEREAS, Town Law requires the Town of Evans to provide fire protection within said Fire District; and

WHEREAS, the Town of Evans utilizes various fire companies within the Town of Evans to provide fire protection services; and

WHEREAS, the Town of Evans utilizes various fire companies within the Town of Evans to provide ambulance services;

NOW, THEREFORE BE IT RESOLVED, that pursuant to Section 184 of Town Law that a Public Hearing be held with reference to the furnishing of such fire protection for the Angola Fire Protective District and ambulance services, which shall be held on 8th day of November, 2017 at 6:10pm and that notice of such hearing shall be published in the official newspaper of the Town of Evans.

VOTE RESULT:	Councilman Feldmann	Aye
	Councilman Macko	Aye

Supervisor Hosler Aye

RESOLUTION 2017 #446 Advertise for 2018 Preliminary Budget Public Hearing

Supervisor Hosler moved and Councilman Macko seconded,

BE IT RESOLVED, that in accordance with Article 8, Section 108 of Town Law, that a Public Hearing be held to hear those individuals wanting to discuss the Preliminary Budget on Wednesday, November 1, 2017 at 7:10pm at the Evans Town Hall; and

BE IT FURTHER RESOLVED, that the Town Clerk advertise said Public Hearing in accordance with Town Law.

VOTE RESULT:	Councilman Feldmann	Aye
	Councilman Macko	Aye
	Supervisor Hosler	Aye

RESOLUTION 2017 #447 Audit of Bills

Councilman Macko moved and Councilman Feldmann seconded,

RESOLVED: that all property audited bills be paid out of their respective account as set forth in Abstract #19 $40,6971.78

AUDIT OF BILLS

DATE	10/19/2017
ABSTRACT NO.	19
VOUCHER NO.	1444 - 1560
CHECK NUMBERS	76962 - 77050
APPROVED AT	Board Meeting
DATE	10/18/2017
GENERAL	$210,870.32
PART TOWN	$8,493.82
HIGHWAY DB	$75,655.65
WATER	$10,232.66
CAPITAL PROJECTS	$3,760.00
SPECIAL DISTRICTS	$97,959.33
DEBT SERVICE	
TA FUND	

TOTAL $406,971.78

VOTE RESULT:	Councilman Feldmann	Aye
	Councilman Macko	Aye
	Supervisor Hosler	Aye

RESOLUTION 2017 #448 Adjournment

Supervisor Hosler moved Councilman Macko seconded to adjourn tonight's meeting till Wednesday, October 25, 2017 for a Work Session at 5:15pm then to Friday, October 27, 2017 for a Special Meeting at 5:15pm for a Public Hearing for the Community Development Block Grant and then to Wednesday, November 1, 2017 for an Agenda Meeting at 6pm and Regular Meeting at 7pm.

VOTE RESULT:	Councilman Feldmann	Aye
	Councilman Macko	Aye
	Supervisor Hosler	Aye

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 R. Stoessel
Deputy Town Clerk

Lynn M. Krajacic
Town Clerk