Evans Town Board

At a meeting of the Town Board of the Town of Evans, the following were present:

PRESENT:	Mary Hosler	Supervisor
	Michael Schraft	Councilman
	Thomas George	Councilman
ALSO PRESENT:	Lynn Krajacic	Town Clerk
	Kenneth Farrell	Town Attorney
	Doug Czora	Chief of Police

RESOLUTION 2020 #405 Accept Minutes

AMENDED 2020-10-21 #406 pg 228

Supervisor Hosler moved and Councilman Schraft seconded that the reading of the minutes of meetings of October 7, 2020 and September 14, 2020 be dispensed with and accepted as submitted by the Town Clerk.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman George	Aye
	Councilman Schraft	Aye
	Supervisor Hosler	Aye

RESOLUTION 2020 #406 Amend Resolution #405

Supervisor Hosler moved and Councilman Schraft seconded that the reading of the minutes of meetings of October 7, 2020 and October 14, 2020 be dispensed with and accepted as submitted by the Town Clerk.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman George	Aye
	Councilman Schraft	Aye
	Supervisor Hosler	Aye

RESOLUTION 2020 #407 Town Clerk's Reports

Supervisor Hosler moved and Councilman Schraft seconded to accept the reports of the Town Clerk as presented for the month of September 2020:

Town Clerk Report	$19,621.82
Interest	$1.51
Greenspace Fee	$ 0
Petty Cash	$650.00

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman George Aye
Councilman Schraft Aye
Supervisor Hosler Aye

RESOLUTION 2020 #408 Declare Lead Agency – 8462 Lake Shore Rd

Supervisor Hosler moved and Councilman Schraft seconded,

WHEREAS, the Town of Evans Town Board has reviewed the SEQR Full Environmental Assessment Form (EAF) Part 1, prepared by Eagle Associates of Niagara Frontier, Inc. ("the Applicant") for the proposed 8462 Lake Shore Road Major Subdivision ("the Project") to develop 22 residential sublots and supporting infrastructure on the 15.97 +/- acre parcel; and

WHEREAS, the Town Board determines that the Project is classified as an Unlisted Action under the State Environmental Quality Review ("SEQR") regulations; and
WHEREAS, the Town Board also determines that the Project is subject to review and approval by the Town of Evans Planning Board as well as other involved and interested agencies under SEQR; and

WHEREAS, the Town Board determines that it is the most appropriate agency to oversee the coordinated review of the Project, and will provide written notification to involved and interested agencies, for the purpose of making a determination of significance under SEQR regulations.

NOW, THEREFORE BE IT RESOLVED, that the Town of Evans Town Board does hereby declare its intent to be designated as lead agency for this Project.

BE IT FURTHER RESOLVED, that the Town of Evans Planning Department is directed to provide notice hereof to the involved and interested agencies, seeking their agreement (or objection thereto) in writing on or before noon on Monday, November 23, 2020; and

BE IT FURTHER RESOLVED, that a copy of this resolution be given to the Planning Department.

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman George Aye
Councilman Schraft Aye
Supervisor Hosler Aye

RESOLUTION 2020 #409 Advertise Public Hearing for Proposed Local Law #6 Override Tax Cap

Councilman Schraft moved and Councilman George seconded,

BE IT RESOLVED that the Town Clerk of the Town of Evans be authorized to advertise for a public hearing on Proposed Local Law #6 of 2020. 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 4, 2020, at 7:10 p.m. local time.

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman George Aye
Councilman Schraft Aye
Supervisor Hosler Aye

RESOLUTION 2020 #410 Execute Contract with Erie County Community Development Block Grant

Councilman George moved and Supervisor Hosler seconded,

WHEREAS, the Town of Evans held a public hearing on October 7, 2020 at 7:10 p.m. for the purpose of eliciting citizen input regarding the Town's Community Development Block Grant application; and

WHEREAS, at such public hearing any input was received and duly considered regarding such application; and

NOW THEREFORE BE IT RESOLVED that the Supervisor of the Town of Evans, or her designee, is hereby authorized and directed to sign, submit and execute a contract with Erie County Community Development Block Grant (ECCDBG) program for the following projects upon approval of ECCDBG.

1) Lake Erie Beach Multi-Use Trail (Kennedy Ave to Point Breeze Drive)
2) Rural Transit

AND BE IT FURTHER RESOLVED that the Supervisor of the Town of Evans, or her designee, is hereby authorized and directed to sign, submit and execute a contract with the ECCDBG under the Community Revitalization Recreation Improvement program for the following project upon approval of ECCDBG.

3) Lake Erie Beach Multi-Use Trail (AJ Schmidt Elementary to Kennedy Avenue)

AND BE IT FURTHER RESOLVED that that upon approval of the application for financial assistance that the Town make available up to $10,000 in matching funds for each application ($20,000 total) towards the Lake Erie Beach Multi-Use Trail.

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman George Aye
Councilman Schraft Aye
Supervisor Hosler Aye

RESOLUTION 2020 #411 Amend Resolution 2020 #383 Preliminary Budget

Councilman George moved and Councilman Schraft 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 Resolution 2020 #383 shall be amended to reflect a new Public Hearing date for the Angola Protective Fire District on the 4th day of November, 2020 at 7:10pm and that the Town Clerk shall advertise notice of such hearing to be published in the official newspaper of the Town of Evans.

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman George Aye
Councilman Schraft Aye
Supervisor Hosler Aye

RESOLUTION 2020 #412 Schedule Public Hearing for 2021 Preliminary Budget

Councilman Schraft moved and Supervisor Hosler 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 4, 2020 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: ADOPTED BY ROLL CALL
Councilman George Aye
Councilman Schraft Aye
Supervisor Hosler Aye

RESOLUTION 2020 #413 Distribution of Coronavirus Relief Funds

Supervisor Hosler moved and Councilman Schraft seconded,

WHEREAS, the Coronavirus Aid, Relief, and Economic Security (CARES) Act was passed by Congress and signed into law on March 27, 2020, which provides over $2 trillion of economic relief; and

WHEREAS, through the Coronavirus Relief Fund, the CARES Act provides for payments to State, Local, and Tribal governments navigating the impact of the COVID-19 outbreak; and

WHEREAS, the County of Erie ("County") is an eligible unit of local government under the CARES Act and has received an allocation of Coronavirus Relief Funds from the U.S. Treasury Department; and

WHEREAS, the Town of Evans ("Town") submitted an application for distribution to the Town of a portion of the County's allocation of Coronavirus Relief Funds, to assist the Town in mitigating the impacts of the COVID-19 emergency; and

WHEREAS, the County has approved the Town's application and will distribute the sum of $946,028.71 to the Town, representing a portion of the County's allocation of Coronavirus Relief Funds; and

WHEREAS, the Town and the County desire to enter into an intermunicipal agreement in order to set forth the terms and conditions pertaining to such distribution of $946,028.71 to the Town.

NOW, THEREFORE BE IT RESOLVED, that the Town shall enter into the attached Intermunicipal Agreement with the County, governing the terms and conditions for distribution of $946,028.71 to the Town, and

BE IT FURTHER RESOLVED, that the Town Supervisor is hereby authorized to sign the aforementioned Intermunicipal Agreement and transmit said Agreement to the County.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman George	Aye
	Councilman Schraft	Aye
	Supervisor Hosler	Aye

RESOLUTION 2020 #414 Audit of Bills

Councilman George moved and Councilman Schraft seconded that all properly audited bills be paid out of their respective accounts as follows:

AUDIT OF BILLS

DATE	10/22/2020
ABSTRACT NO.	19
VOUCHER NO.	7725 - 7799
CHECK NUMBERS	81822 - 81879
APPROVED AT	Board Meeting
DATE	10/21/2020

GENERAL	$29,025.05
PART TOWN	$776.77
HIGHWAY DB	$48,784.38
WATER	
CAPITAL PROJECTS	$0.00
SPECIAL DISTRICTS	$62,580.49
DEBT SERVICE	
TOTAL	**$141,166.69**

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman George Aye
Councilman Schraft Aye
Supervisor Hosler Aye

RESOLUTION 2020 #415 Adjournment

Supervisor Hosler moved and Councilman Schraft seconded to adjourn to Wednesday October 28, 2020 at 6:00pm for a Work Session and then to Wednesday, November 4, 2020 at 6pm a Work Session and Town Board Meeting to follow.

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman George Aye
Councilman Schraft 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 M. Krajacic, RMC
Town Clerk