Meeting #02 Wednesday, January 18th, 2023
Regular X Special _____

AGENDA

Evans Town Board, Evans Town Hall, 8787 Erie Road, Angola, New York
www.townofevans.org

Item	Description	Disp.
I	Call the Meeting to Order	
II	Pledge of Allegiance	
III	Roll Call	
IV	Approval of the Minutes: January 04, 2023 Minutes & Reorganizational	
V	Communications: 1.) William Smith Evans Minor Subdivision Review Committee RE: Minor Subdivision Review - dividing a 25.44+ acre parcel with 327.8+ feet of frontage on Lake Shore Road, known as SBL# 235.09-5-5.212, into two lots to create a 24.26+ acre parcel and a 1.18+ acre parcel. Petitioner: Frank J. Campofelice, 2721 Transit Rd., Suite 114, Elma NY 14059	
VI	Public Hearing & Bid Opening:	
VII	Committee & Department Head Reports:	
VIII	Town Clerk's Reports:	
IX	Old Business:	
X	Privilege of the Floor:	
XI	Resolutions: 1.) Lake Erie Beach Vol Fire Company Accept New Member 2.) Authorization for Director of Planning to Attend Conference 3.) Authorizing Shoreline Trail Project First Instance Payment 4.) Appointment of Police Department Administrative Assistant 5.) Appointment of Security for Zoning Board of Appeals 6.) Appointment of Town Supervising Accountants 7.) Authorization for Assessor to Attend NYS Assessors Association Meeting	
XII	Licenses: 1.) Brenda Shaw D/B/A Suncliff on the Lake (Refreshment, Live Band Commercial) 2.) Shannon Rogers D/B/A Pasquales Italian Restaurant (Refreshment) 3.) Ibrahim Cisse D/B/A Uptown Subway, LLC (Refreshment) 4.) Thomas Eudonnou D/B/A Point Breeze RV Resort (Refresh, Live Band Commercial, Amus)	
XIII	Audit of Bills:	
XIV	Adjournment to: Wednesday, February 01, 2023 at 6:00pm for the Work Session and Regular Meeting immediately to follow.	

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. Get the Agenda and Meeting Packet sent to your email! Subscribe to the Town of Evans Legal Paper:www.Townofevans.org http://www.observertoday.com/store/ (716)366-3000 click Newsletter Signup under the Quick Links

TOWN OF EVANS

ANNUAL ORGANIZATIONAL MEETING MINUTES January 4, 2023

Supervisor:
Hon. Mary K. Hosler

Councilmembers:
Hon. Laurie H. Reitz
Hon. Jeanne M. Macko
Hon. Michael R. Schraft
Hon. Thomas S. George

RESOLUTION 2023-001

Supervisor Hosler moved and Councilman Schraft seconded,

RESOLVED: that the voting order for Town Board Meetings is hereby set as follows: Councilman Reitz, Councilman Macko, Councilman Schraft, Councilman George, Supervisor Hosler, effective January 1, 2023.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-002

Councilman Macko moved and Supervisor Hosler seconded,

BE IT FURTHER RESOLVED: that Brittanylee Penberthy, Esq. is hereby appointed Deputy Town Attorney to the Zoning Board of Appeals, Planning Board and to assist with other matters as needed, effective January 1, 2023 at a compensation of $13,000 annually, payable bi-weekly.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Nay
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-003

Councilman Reitz moved and Supervisor Hosler seconded,

RESOLVED: that the firms of Bond, Schoeneck & King, PLLC at a rate not to exceed $375.00 for labor and $310.00 for land use

Hodgson Russ LLP at a rate not to exceed $339.00 per hour, are hereby approved to be retained for Labor Law, Land Use and Legal Issues as needed.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Nay
Councilman Schraft - Nay
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-004

Councilman Schraft moved and Supervisor Hosler seconded,

RESOLVED: that the firm of Bennett, DiFilippo & Kurtzhalts, LLP, Holland, NY at an hourly rate not to exceed $225.00, and the firm of Bengart & Demarco, LLP, Tonawanda, NY, at an hourly rate not to exceed $210.00 are hereby approved to be retained for matters regarding real property tax assessment matters and related issues.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-005

Supervisor Hosler moved and Councilman Reitz seconded,

RESOLVED: that Thomas George is hereby appointed Deputy Supervisor, with no additional compensation.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Nay
Councilman Schraft - Nay
Councilman George - Aye
Supervisor Hosler - Aye -

RESOLUTION 2023-006

Councilman Macko moved and Supervisor Hosler seconded,

RESOLVED: that Jennifer Farrell, Esq. and Brittanylee Penberthy, Esq. will be appointed as Town Prosecutors for the calendar year 2023 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 2023 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 Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-007

Councilman Schraft moved and Councilman Macko seconded,

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

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-008

Supervisor Hosler moved and Councilman Macko seconded,

RESOLVED: that the order of business for the conduct of the Town of Evans Town Board Meetings for the year 2023 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. Public Hearing and Bid Openings
VII. Committee and Department Head Reports
VIII. Town Clerk Reports
IX. Old Business
X. Privilege of the Floor
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 (3) minutes per person per period which may be timed; time in excess of 3 minutes will be at the discretion of the Town Board.
- 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. Any documents submitted to the Town Board will be accepted and filed for one (1) year.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-009

Councilman Schraft moved and Councilman Macko 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 12:00 P.M. on the Friday preceding the Board Meeting, and the Supervisor's Office shall submit same to the Town Clerk's Office by 2:00 P.M. on the Monday preceding the Board Meeting. When possible copies of resolutions will be sent to the board members by Friday afternoon from the Supervisor's Office.

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 and Deputy 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 simple majority 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 simple majority 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 simple majority vote of the entire Town Board.

F. Correspondence shall be filed with the Town Clerk and

retained for one (1) year, pursuant to the retention schedule.

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 Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-010

Councilman George moved and Supervisor Hosler seconded,

WHEREAS: 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 work sessions and board meetings on the following dates, with the work session starting at 6:00 PM followed by the Town Board agenda meeting published by the Town Clerk:

January 4 and 18
February 1 and 15
March 1 and 15
April 5 and 19
May 3 and 17
June 7 and 21
July 19
August 2 and 16
September 6 and 20 Friday, September 29th - Tentative Budget is due
October 4,11, and 18th 11th will be the meeting with outside organizations
November 1 and 8, 15 Final Budget due November 20th
December 6 and 21

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-011

Councilman Reitz moved and Councilman Macko 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 Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-012

Councilman Schraft moved and Councilman Reitz seconded,

RESOLVED: that the following 2023 holidays will be observed as paid holidays by the full-time employees of the Town of Evans not covered by a collective bargaining unit:

Holiday	Observed	Holiday	Observed
New Year's Day (2023)	1/2	Columbus Day	10/9
Martin Luther King, Jr. Day	1/16	Election Day	11/7
President's Day	2/20	Veterans Day**	11/10
Good Friday	4/7	Thanksgiving Day	11/23
Memorial Day	5/29	Day after Thanksgiving	11/24
Independence Day	7/4	Day before Christmas	12/26
Labor Day	9/4	Christmas Day	12/25

**Note: CSEA 815 Local 1000 members will observe Veterans Day on Monday, November 13, 2023 as per current collective bargaining agreement.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-013

Councilman Macko moved and Supervisor Hosler seconded,

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

RESOLVED: that Paychex, 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 Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-014

Councilman Reitz moved and Supervisor Hosler seconded,

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

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-015

Councilman George moved and Supervisor Hosler seconded,

RESOLVED: that Evans Bank, Manufacturers and Traders Trust Company, Chase/JP Morgan Bank, and/or TD Ameritrade 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, Chase/JP Morgan Bank and/or TD Ameritrade, 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 Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-016

Councilman Schraft moved and Supervisor Hosler seconded,

RESOLVED: that the Dunkirk Observer is hereby designated as the official newspaper of the Town of Evans for the calendar year 2023, and that the Hamburg Sun and/or Buffalo News may be used if additional coverage is needed.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-017

Supervisor Hosler moved and Councilman George seconded,

RESOLVED: Investment Policy -- The objectives of the Investment Policy of the Town of Evans are to minimize risk; to ensure 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, Chase/JP Morgan Bank, NYCLASS and/or TD Ameritrade.; 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, Chase/JP Morgan Bank, NYCLASS and/or TD Ameritrade.

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 Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-018

Councilman Macko moved and Supervisor Hosler 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 (xxxxx6000)	Gregory Szarowicz, Chief of Police
Police Reserve (x2001)	Mary K. Hosler, Supervisor
Combined Checking (xxx2468)	Mary K. Hosler, Supervisor
Combined Savings (xxxx0409)	Thomas George, Deputy Supervisor
BAN Account (xx4000)	
Bid Deposits Account (xx4379)	
Retiree Banks (xxx6573)	
Payroll (xxxxx0000)	
T&A Greenspace (xxxxx5000)	
Grant Reserve (xx4001)	
Revolving Loan (xx6000)	
Senior Meal Plan Account (xx9809)	
Water Surcharge (xx2283)	
Senior Activity Account (xx9775)	Mary K. Hosler, Supervisor Thomas George, Deputy Supervisor

Veronica Yeager, Director of Senior Services;

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 Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-019

Councilman Reitz moved and Councilman Schraft seconded,

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

BE IT RESOLVED: that Paul T. Cooper is appointed Marriage Officer for the Town of Evans, pursuant to the foregoing, effective January 1, 2023 to December 31, 2023.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-020

Councilman Schraft moved and Supervisor Hosler seconded,

RESOLVED: that the wages of all personnel are hereby established for 2023 in accordance with the Union Contracts in effect with the following Collective Bargaining Units:

IBEW #41
PBA (Police Benevolent Association)
CSEA #815
UAW - Amalgamated Local 55
SEIU Local 200United

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye

Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-021

Supervisor Hosler moved and Councilman Macko 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 Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-022

Councilman George moved and Councilman Macko seconded,

RESOLVED: that the following Town's elected officials be salaried as budgeted effective January 1, 2023 as follows:

Supervisor	$40,000
Councilman (4)	15,300
Town Clerk	58,056
Superintendent of Highways	69,838
Town Justice (2)	22,819

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-023

Councilman Schraft 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 2023.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye -

RESOLUTION 2023-024

Councilman Reitz moved and Councilman Macko seconded,

RESOLVED: that the Town Board of the Town of Evans does hereby appoints William Smith as the Director of Planning & Community Development with a salary of $90,000 and benefits as set forth in the Employee Contract for the calendar year of 2023 renewable each year.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-025

Councilman Schraft moved and Councilman Macko seconded,

RESOLVED: that the Town Board of the Town of Evans does hereby appoints Gregory Szarowicz as Chief of Police with a salary of $110,670 with the benefits and terms that have been negotiated and set in an Employee Contract and;

BE IT FURTHER RESOLVED: that Chief Szarowicz will be the FOIL Officer for police and dispatch information at no additional compensation.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-026

Councilman Macko moved and Councilman Reitz seconded,

RESOLVED: that the Town Board of the Town of Evans does hereby appoints Lynn Krajacic as Registrar of Vital Statistics for the Town of Evans for year 2023

BE IT FURTHER RESOLVED, that an additional annual stipend of $6,635 be paid bi-weekly, for the additional duties and responsibilities.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye -

RESOLUTION 2023-027

Councilman Schraft moved and Councilman Macko seconded,

RESOLVED: that the Town Board of the Town of Evans does hereby acknowledge the Town Clerk's appointment of Kim Johnson and Alex Haley as Deputy Town Clerks for the year 2023 with their salary and benefits to follow the IBEW CBA; and

BE IT FURTHER RESOLVED: that an additional annual stipend of $1,150 each, be paid bi-weekly, for the additional duties and responsibilities including but not limited to the duties of Deputy of Vital Statistics.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-028

Supervisor Hosler moved and Councilman Reitz seconded,

RESOLVED: that the Town Board of the Town of Evans does hereby acknowledge the Superintendent of Highway's appointment of Robert Densmore as Deputy Superintendent of Highway for the calendar year of 2023 with a salary of $52,521 and benefits to follow the IBEW Collective Bargaining Agreement

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-029

Councilman George moved and Councilman Reitz seconded,

RESOLVED: that the Town Board of the Town of Evans does hereby accepts Town Justice Glascott's appointment of Maggie Fetterly as Clerk to Town Justice Glascott, for the calendar year of 2023, with her salary and benefits to follow the IBEW CBA

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-030

Councilman Reitz moved and Supervisor Hosler seconded,

RESOLVED: that the Town Board of the Town of Evans does hereby accepts Town Justice Cooper's appointment of Karen Tempski as Clerk to Town Justice Cooper for the calendar year of 2023, with her salary and benefits to follow the IBEW CBA .

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-031

Supervisor Hosler moved and Councilman Reitz seconded,

RESOLVED: effective January 1, 2023, the Town Board hereby appoints Bahgat & Laurito-Bahgat for accounting services as needed at an hourly rate of $145.00.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-032

Supervisor Hosler moved and Councilman Schraft seconded,

RESOLVED: effective January 1, 2023, the Town Board acknowledges the appointment of Mary Holl as Assistant to the Supervisor at an annual salary of $48,410, payable bi-weekly, with her benefits to follow the IBEW CBA.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Nay
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-033

Supervisor Hosler moved and Councilman Reitz seconded,

RESOLVED: as per resolution 2022-468 of the of the year 2022, the board extends the stipend of $5,000 for 2023 to be paid biweekly.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Nay
Councilman Schraft - Nay
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-034

Supervisor Hosler moved and Councilman Reitz seconded,

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

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-035

Councilman Schraft moved and Supervisor Hosler 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

Justice Department	$100.00
Senior Center	$200.00

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-036

Councilman Reitz moved and Supervisor Hosler 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 Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-037

Councilman George moved and Councilman Reitz 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 Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-038

Councilman Schraft moved and Councilman Reitz 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 not to exceed $20.00, for seminars or training.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-039

Supervisor Hosler moved and Councilman Macko seconded,

RESOLVED: That all fixed asset transactions with value exceeding $5,000 for capital assets shall be formally recorded for financial statement purposes.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-040

Councilman Macko moved and Supervisor Hosler seconded,

WHEREAS: the Town of Evans does provide a town-owned vehicle to the Superintendent of Highways and Chief of Police to be used for business use only, and
WHEREAS: the Town of Evans is subject to Internal Revenue Service Regulations which require substantiation of all 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; and

BE IT FURTHER RESOLVED: that the accounting department shall provide the Town Board with a quarterly report of said mileage logs.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-041

Supervisor Hosler moved and Councilman Reitz seconded,

WHEREAS: Section 142 of the Highway Law requires the Town Board to approve all purchases of equipment, tools and other implements utilized for the highway maintenance in excess of $1,000.00 per year; and

WHEREAS: Section 103 of the General Municipal Law requires public bidding for purchases of equipment in excess of $20,000.00 for materials only and $35,000.00 for municipal contracts; and

WHEREAS: the Superintendent of Highways of the Town of Evans makes numerous purchases from time and time throughout the year in total not to exceed the detail line items within the annual budget; and
WHEREAS: pursuant to Section 142 of the Highway Law, it is desirable to the Town Board to authorize the Superintendent of Highways to purchase said equipment, tools and other implements in excess of $1,000.00;

NOW, THEREFORE BE IT RESOLVED, that the Superintendent of Highways is hereby authorized to, without prior approval of the Town Board, purchase equipment, tools, and other implements to be used for highway maintenance, construction, or reconstruction, snow plows or other devices for the removal of snow from highways in a sum not to exceed the limitations as prescribed under Section 103 of General Municipal Law as amended from time to time and in accordance with the Town's procurement policy.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-042

Councilman Reitz moved and Supervisor Hosler seconded,

RESOLVED: that Lynn M. Krajacic, as Town Clerk under her duties and responsibilities is hereby appointed as custodian of the Town of Evans records and the vault and;

BE IT FURTHER RESOLVED: that Lynn M. Krajacic, as Town Clerk is hereby appointed Records Management Officer and FOIL Officer for Town wide information excluding police and dispatch.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-043

Councilman Schraft moved and Councilman Reitz seconded,

RESOLVED: that Kelly Kent, is hereby appointed ADA Officer and Affirmative Action Officer for the calendar year of 2023.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-044

Councilman Macko moved and Councilman Reitz seconded,

BE IT RESOLVED: that Kelly Kent is hereby appointed Safety Officer, effective January 1, 2023 to and including December 31, 2023, at a rate of $2,000 annually, paid bi-weekly.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-045

Councilman Reitz moved and Councilman George seconded,

RESOLVED: that Supervisor Mary Hosler, is hereby appointed as Budget Director with a salary of $15,0000 payable bi-weekly.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Nay
Councilman Schraft - Nay
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-046

Councilman Reitz moved and Councilman George seconded,

RESOLVED: that Supervisor Mary Hosler is hereby appointed Personnel Director at no additional compensation

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Nay
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-047

Councilman Schraft moved and Councilman Macko seconded,

RESOLVED: that Mary K. Hosler, Supervisor, 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; certifies 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 Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-048

Supervisor Hosler moved and Councilman Schraft seconded,

RESOLVED: that the Town Board of the Town of Evans does hereby acknowledge the Evans Police Department's appointment of Pastor Michael Trippett as Police Department Chaplin for the calendar year of 2023 with no compensation.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-049

Councilman Macko moved and Councilman Schraft seconded,

RESOLVED that the Town is required to appoint a Stormwater Management Officer (MS4) to monitor the quantity and quality of stormwater runoff which consists of inspecting 210 outflows throughout the town; and

BE IT FURTHER RESOLVED that the MS4 Officer is required to file a yearly MS4 report, reflecting his findings of the outflow inspections; and

THEREFORE, BE IT RESOLVED that the Town hereby appoints Anthony Fischione to perform the duty of Stormwater Management Officer for the year 2023 with an annual stipend of $3,000 to be paid bi-weekly; and

FURTHER BE IT RESOLVED that flooding is a serious issue within our town boundaries and the Town Board recognizes that stricter controls need to be in place in order to address the flooding issues that our residents have been facing for far too long; and

THEREFORE, BE IT RESOLVED that the Town hereby appoints Anthony Fischione to perform the duties as floodplain manager for the year of 2023 with an annual stipend of $2,000 to be paid bi-weekly. The floodplain manager is required to hold at least four meetings per year with the drainage committee to discuss flooding issues and potential solutions.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-050

Councilman Reitz moved and Councilman George 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 the attached list Exhibit A, for the year 2023 with their respective rates.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-051

Supervisor Hosler moved and Councilman Schraft seconded,

RESOLVED: that the Town Board of the Town of Evans hereby appoints and/or confirms the following people to serve out their term as members on the Town of Evans Zoning Board of Appeals, the term for each member is 5 years with staggered expiration dates:

NAME	TERM (5 year term)
Howard Martin	12/31/2024
Donald Maglich	12/31/2023
Tracy Spada	12/31/2026
Christopher LaRusso	12/31/2026
John Kennedy	12/31/2024
Alternate	open

BE IT FURTHER RESOLVED: that Howard Martin is hereby appointed Chairman of the Zoning Board of Appeals for the calendar year of 2023; and

BE IT FURTHER RESOLVED: that Anthony Fischione as the Code Enforcement Officer is hereby appointed as liaison to the Zoning Board of Appeals for the calendar year of 2023.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-052

Councilman Schraft moved and Councilman Macko seconded,

RESOLVED: that the Town Board of the Town of Evans hereby appoints and/or confirms the following people to serve out their term as members on the Town of Evans Planning Board:

NAME	TERM (7 year terms)
Anne Sellers	12/31/2023
Joseph Pinter	12/31/2024
John Wilson	12/31/2029 Expired in 2022
Melissa Keller	12/31/2026 Appointing in 2023
Lori Szewczyk	12/31/2025
Donald Schiedel, Jr.	12/31/2028
open	12/31/2027

BE IT FURTHER RESOLVED: that Anne Sellers is hereby appointed Chairwoman of the Planning Board for the calendar year of 2023

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-053

Supervisor Hosler moved and Councilman Reitz seconded,

RESOLVED: that Guy Canonico is hereby appointed as Disaster Coordinator for the year of 2023 at no additional compensation and;

BE IT FURTHER RESOLVED: that William Hamm is hereby appointed as Deputy Disaster Coordinator for the year of 2023 at no compensation and;

BE IT FURTHER RESOLVED: that Michael Conti is hereby appointed as Deputy Disaster Coordinator for the year of 2023 at no compensation.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-054

Councilman Schraft moved and Councilman Macko seconded,

BE IT RESOLVED, that membership of the Town of Evans boards and committees listed on Exhibit B attached to the minutes of the organizational meeting shall be as set forth therein.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-055

Councilman George moved and Supervisor Hosler seconded,

RESOLVED: that notification by Supervisor of committee liaison appointments for 2023 calendar year are as follows:

Supervisor Hosler	Councilman George	Councilman Reitz	Councilman Schraft	Councilman Macko
Climate Smart & Conservation	Police	Senior Center	Agriculture	Accessibilities
Veterans	Recycling	Community Events	Highway	Garbage/Landfill
	Parks & Marina		Veterans	Fire/EMS
				Building Dept

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

RESOLUTION 2023-056

Supervisor Hosler moved and Councilman Reitz seconded,
to adjourn the annual Organizational meeting to the board meeting immediately to follow.

VOTE RESULT: ROLL CALL VOTE
Councilman Reitz - Aye
Councilman Macko - Aye
Councilman Schraft - Aye
Councilman George - Aye
Supervisor Hosler - Aye

Town of Evans

Exhibit A - 2023

Minimum Wage: $14.20

Department	Position	G/L Account #	Name	2022 Rate of Pay	2023 rate of pay
Highway	PT Custodian	A5010.111.00	James McMurray	$ 15.20	$ 15.70
Highway	RPT Laborer - 1st Year	DB5110.112.00	open		$ 15.20
Highway	RPT Laborer - 2nd Year	DB5110.112.00	open	$ 15.20	$ 16.20
Highway	PT Truck Driver - CDL required	DB5110.112.00	open	$ 16.20	$ 17.20
Highway	PT Laborer - Seasonal	DB5110.112.00	open	$ 14.20	$ 15.20
Safety Inspection	PT Building Inspector - Property Maint.	B3620.111.00	open	$ 22.00	$ 22.00
Clerical Support	PT Clerk - Code Enforcement	B3620.111.00	MichelleWapniewski	$ 15.00	$ 16.20
Clerical Support	PT Clerk - Code Enforcement	B3620.111.00	Lynn Durusky	$ 14.20	$ 15.20
Planning	Contracted - Associate Planner	B8020.404.00	open	$ 80.00	$ 80.00
Planning	PT - Web,marketing & Communication	B8020.111.00	Shannon Shepherd	$ 20.00	$ 20.00
Buildings & Grounds	Maintenance (with construction exp.)	A1620.111.00	Jon Driscoll	$ 18.00	$ 18.45
Buildings & Grounds	RPT - Laborer	A7110.112.00	Joshua Geiser	$ 15.20	$ 16.20
Buildings & Grounds	RPT - Laborer	A7110.112.00	Matt Timm	$ 15.20	$ 16.20
Buildings & Grounds - Marina	RPT - Laborer	A7180.112.03	William Ericson	$ 15.20	$ 16.20
Buildings & Grounds - Marina	Seasonal Gate Guards & Gas Attendants	A7180.112.03	Summer Hires	$ 13.20	$ 14.20
Buildings & Grounds - Park	Seasonal Gate Guard	A7110.112.00	Summer Hires	$ 13.20	$ 14.20
Buildings & Grounds - Marina	Seasonal Laborer	A7180.112.03	Summer Hires	$ 14.20	$ 15.20
Buildings & Grounds - Parks	Seasonal Laborers	A7110.112.00	Summer Hires	$ 14.20	$ 15.20
Buildings & Grounds - Pool & Beaches	Head Lifeguard	A7110.112.01	open	$ 16.00	$ 17.00
Buildings & Grounds - Pool & Beaches	Captains (3)	A7110.112.01	open	$ 15.00	$ 16.00
Buildings & Grounds - Pool & Beaches	Lifeguards	A7110.112.01	open	$ 14.50	$ 15.50
Buildings & Grounds - Parks	Gate guards	A7110.112.00	open	$ 13.20	$ 14.20
Buildings & Grounds	RPT - Custodial	A1620.111.00	Marilynn Conrad	$ 14.45	$ 15.00
Program for the Aging	PT Van Driver	A7610.111.02	Kathryne Curtin	$ 13.20	$ 14.20
Program for the Aging	PT Van Driver	A7610.111.02	Robert Stoessel	$ 14.70	$ 15.00
Program for the Aging	PT Van Driver	A7610.111.02	open	$ 13.20	$ 14.20
Program for the Aging	PT Van Driver	A7610.111.02	John Rudyk	$ 13.20	$ 14.20
Program for the Aging	RPT - PT Custodian	A7610.111.01	John Rudyk	$ 13.20	$ 14.20
Program for the Aging	PT Clerk	A7610.111.01	Diane Steinhoff	$ 14.70	$ 15.20
Town Clerk	PT Clerk	A1410.111.00	Ruth Davis	$ 15.20	$ 15.70
Clerical Support	Interns	Varies Offices	3 - open	$ 13.20	$ 14.20
Clerical Support	PT Clerk	A1110.111.00	Ida Tripoli	$ 15.20	$ 15.70
Clerical Support	PT Clerk	A1610.111.00	Kolleen Kandra	$ 15.20	$ 16.20
Clerical Support	PT Clerk	A1110.111.00	Elissa Norton	$ 14.70	$ 15.20
Clerical Support	PT Clerk	A7020.111.00/ A7180.112.03	Lisa Krawczyk	$ 15.70	$ 16.20
Police Department	PT Patrolmen	A3120.111.05	James Bouchard	$ 22.00	$ 22.00
Police Department	PT Patrolmen	A3120.111.05	Daniel Welch	$ 22.00	$ 22.00
Police Department	PT Patrolmen	A3120.111.05	Giovanna Schifano	$ 22.00	$ 22.00
Police Department	PT Patrolmen	A3120.111.05	Paul Randall	$ 22.00	$ 22.00
Police Department	PT Patrolmen	A3120.111.05	open	$ 22.00	$ 22.00
Police Department	PT Dispatchers	A3120.111.04	Donald Dressel	$ 20.00	$ 20.00
Police Department	PT Dispatchers	A3120.111.04	Eric Hamilton	$ 20.00	$ 20.00
Police Department	PT Dispatchers	A3120.111.04	Edward Jackson	$ 20.00	$ 20.00
Police Department	PT Dispatchers	A3120.111.04	Joseph Hart	$ 20.00	$ 20.00
Police Department	PT Dispatchers	A3120.111.04	Kristopher Young	$ 20.00	$ 20.00
Police Department	PT Dispatchers	A3120.111.04	Padriac Beanan	$ 20.00	$ 20.00
Police Department	PT Dispatchers	A3120.111.04	Daniel Schnorr	$ 20.00	$ 20.00
Police Department	PT Dispatchers	A3120.111.04	Karin Gruber	$ 20.00	$ 20.00
Police Department	PT Dispatchers	A3120.111.04	Sarah Reiter	$ 20.00	$ 20.00
Police Department	PT DCO	A3510.111.00	John Latimore	$ 15.20	$ 16.20
Police Department	PT Clerk	A3120.111.01	Julie Boedo	$ 15.20	$ 16.20
Police Department	PT Clerk	A3120.112.00	Open	$ 14.70	$ 15.20
Police Department	PT Crossing Guard	A3120.111.02	William Irwin	$ 10.00	$ 14.20
Police Department	PT Matrons	A3120.111.03	Donna Kraft	$ 15.00	$ 15.00
Police Department	PT Matrons	A3120.111.03	Jaime Opie	$ 15.00	$ 15.00
Police Department	PT Matrons	A3120.111.03	Michelle Munro	$ 15.00	$ 15.00
Finance Department	Senior Personnel Clerk (Non-Bargaining)	A1620.100.00	Kelly Kent	$55,000.00	$56,650.00

TOWN OF EVANS BOARDS & COMMITTEES

EXHIBIT B -2023

PLANNING BOARD - 7 yr appointment

Name	Term Expires
William Smith	Staff member assigned
Anne Sellers	12/31/2023
Debra Wilson - Secretary	STAFF
Donald Schiedel, Jr.	12/31/2028
Lori Szewczyk	12/31/2025
Melissa Keller	12/31/2026
John Wilson	12/31/2029
Joseph A. Pinter	12/31/2024
	12/31/2027

Assessment Review Board - 5 year term

Name	Term Expires
Jeneen Hill	
Kimberly Hulburd-Merritt	9/30/2027
Chris Tucker	9/30/2024
Todd Dybdhal	9/30/2025
Kelly Zielinski	9/30/2026
Drew Supon	9/30/2023

ZONING BOARD OF APPEALS - 5 yr appointment

Name	Term Expires
Open - Secretary	STAFF
Tony Fischione	STAFF
Don Maglich	12/31/2023
Howard Martin	12/31/2024
Chirs LaRusso	12/31/2026
Tracy Spada	12/31/2026
John Kennedy	12/31/2024
Alternate	Open

COMMUNITY EVENT BOARD & RECREATION yearly appt.

Name	Term Expires
Richie Galfo	

Karen Schiedel	
Patty Friend	
Jeremy Schifmaker	
Jonica DiMartino	
Diane Culotta	
Mike Masullo	
John Kennedy	

Agricultural Advisory Committee (Town Code 200.8.4)

https://ecode360.com/7076029#7076029		
Name	**Member Role**	**Term Expires**
Tianna Spangenberg	Resident -1year	12/31/2023
Matt Agle	Resident - 2 year term	12/31/2024
Jeanne Ebersole	Resident - 2 year term	12/31/2024
Matt Agle	Resident - 3year term	12/31/2025
Joe Kwilos Jr.	Resident - 3 year term	12/31/2025
Open	Planning Board Member - 3 year term	12/31/2025
Sarah Gatti	Erie County Farm Bureau	Erie County Farm Bureau
Mike Schraft	Town Board Member - Ex-officio	Town Board Member - Ex-officio

ELECTRONIC WASTE TEAM

Name	Term Expires
Mary Holl	12/31/2023
Richie Galfo	12/31/2023
Jack Fritz	12/31/2023
Jason Renaldo - Village of Angola Rep.	12/31/2023

CONSERVATION COMMITTEE - 2 year appointment (9 members)

https://ecode360.com/7073238#7073238

Name	Term Expires
David S. Mosher	12/31/2023
Daniel Decker	12/31/2023
Dr. Joseph Mecca	12/31/2023
Harry Watkins	12/31/2023
Evelyn Ihirke	12/31/2023
Ken West	12/31/2023
Cheryl Caughel	12/31/2023

Bill Henry	12/31/2023
Open	12/31/2023

CLIMATE SMART COMMITTEE - yearly appt.

Name	Term Expires
Cheryl Caughel	12/31/2023
Bill Henry	12/31/2023
Lori Lehnen	12/31/2023

ECONOMIC DEVELOPMENT COMMITTEE - yearly appt.

Name	Position
William Smith	12/31/2023
Matthew Podoba	12/31/2023
Corinne Damerau-Best	12/31/2023
LS School Representative	12/31/2023
Karen Erickson	12/31/2023
John Cappellino	12/31/2023
Robert McFarland	12/31/2023
Valerie Stonitsch - Village Representative	12/31/2023

DRAINAGE COMMITTEE

Name	Member role
Superintendent of Highway	staff member assiged
Supervisor	staff member assiged
Town Engineer- Steve Tanner/Dave Johnson	Town engineers
Rick Manguso	Resident
John Finster	Resident
Richard Janek	Resident
Rob Stoll	Resident
Dan Wright	Resident
Mike Masullo	Resident
Ed Conboy	Resident

SENIOR ADVISORY BOARD

1 year appointments

Name	
Veronica Yeager	staff member assigned
John Kennedy	12/31/2023
Janeen Hill	12/31/2023
Kathy Gray	12/31/2023
Tracey Simchick	12/31/2023

John Fincel	12/31/2023
Judi Ruzycki	12/31/2023
Dawn Strasser	12/31/2023
Judy Dutchess	12/31/2023
Ann Sansone	12/31/2023
Janice Maglic	12/31/2023
Kathy Korhummel	12/31/2023

VETERAN'S COMMITTEE

Name	Term Expires
Anthony LaRusso - Ex offico	12/31/2023
Kenneth Currin	12/31/2023
Evangeline Conley	12/31/2023
Jack Frost	12/31/2023
Chris Roberts	12/31/2023

DISABILITIES COMMITTEE

Name	Term Expires
Ken Saccomando	12/31/2023
Mary Webster	12/31/2023
Patrick Zydel	12/31/2023
Patrick Kramer	12/31/2023
Bob Reed	12/31/2023

CODE REVISION COMMITTEE

Name	Term Expires
Planner	12/31/2023
Assessor	12/31/2023
Planning Board	12/31/2023
Zoning Board	12/31/2023
Code Enforcement	12/31/2023
Town Engineer	12/31/2023
Town Supervisor	12/31/2023

ETHICS COMMITTEE

Open	12/31/2023
Open	12/31/2023
Open	12/31/2023
Open	12/31/2023
Open	12/31/2023

TRANSPORTATION AND CIRCULATION COMMITTEE

William Smith	Staff member assigned

Evans Town Board

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

PRESENT:	Mary Hosler	Supervisor
	Laurie Reitz	Councilman
	Jeanne Macko	Councilman
	Michael Schraft	Councilman
	Thomas George	Councilman
ALSO PRESENT:	Lynn Krajacic	Town Clerk
	Kenneth Farrell	Town Attorney

RESOLUTION 2023 #57 Accept Minutes

Supervisor Hosler moved and Councilman Reitz seconded that the reading of the minutes of December 21, 2022 be dispensed with and accepted as submitted by the Town Clerk.

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

Communications

Supervisor Hosler reported that the Supervisor's Monthly Report for November 2022 has been made to the Town Board and a copy was filed with the Town Clerk's Office.

RESOLUTION 2023 #58 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 December 2022:

Town Clerk Report	$12,119.88
Interest	$ .54
Greenspace Fee	$ 2,100.00
Petty Cash	$ 650.00

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

RESOLUTION 2023 #59 Establish Capital Reserve Fund for the Town of Evans

Councilman Schraft moved and Councilman Macko seconded;

RESOLVED, that pursuant to Section 6-c of the General Municipal Law, as amended, the Town of Evans hereby establishes a capital reserve fund in the general townwide fund known as the 2023 Evans Capital Reserve fund. The purpose of this reserve fund is to accumulate moneys to finance the cost of the attached upcoming capital improvement projects. The estimated maximum cost of such projects is $2,016,100.

The Chief fiscal officer is hereby directed to deposit and secure the moneys of this Reserve Fund in the manner provided by Section 10 of the General Municipal Law. The Chief Fiscal Officer may invest the moneys in the Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the investment policy of the Town of Evans. Any interest earned or capital gains realized on the moneys so deposited or invested shall accrue to and become part of the Reserve Fund. The chief fiscal officer shall account for the Reserve Fund in a manner which maintains the separate identity of the Reserve Fund and shows the date and amount of each sum paid into the fund, interest earned by the fund, capital gains or losses resulting from the sale of investments of the fund, the amount and date of each withdrawal from the fund and the total assets of the fund, showing cash balance and a schedule of investments, and shall, at the end of each fiscal year, render to the Board a detailed report of the operation and condition of the Reserve Fund.

Except as otherwise provided by law, expenditures from this Reserve Fund shall be made only for the purpose for which the Reserve Fund is established. No expenditure shall be made from the Reserve Fund without the approval of this governing board and such additional actions or proceedings as may be required by Section 6-c of the General Municipal Law and any other law.

This resolution is subject to permissive referendum pursuant to subdivision 4 of Section 6-c of the General Municipal Law, as amended.

(See attachment A)

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

RESOLUTION 2023 #60 Establish Tax Stabilization Reserve Fund

Supervisor Hosler moved and Councilman Reitz seconded;

RESOLVED, that the Town of Evans hereby establishes a tax stabilization reserve for the general townwide fund. The purpose of this reserve fund is to accumulate moneys to finance certain unanticipated revenue losses or unanticipated expenditures chargeable to the eligible portion of

the annual budget and to lessen or prevent projected increases in excess of 2.5% percent of the amount of the real property tax levy needed to finance the eligible portion of the annual budget. The source of funds used to fund the reserve may be from budgetary appropriations; unrestricted, unappropriated fund balance; and such revenues not required by law to be paid into any other fund or account. No amount may be appropriated for payment into the tax stabilization reserve that would cause the balance of the fund to exceed 10 percent of the eligible portion of the annual budget for the fiscal year for which the appropriation would be made.

This resolution is subject to permissive referendum pursuant to subdivision 2 of Section 6-E of the General Municipal Law.

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

RESOLUTION 2023 #61 Commit ARPA Fund

Councilman Macko moved and Councilman Reitz seconded;

WHEREAS, the Town of Evans received American Rescue Plan Act (ARPA) State and Local Fiscal Recovery Funds (SLFRF), and

WHEREAS, THE Town Board deems it necessary to commit the remaining unspent ARPA SLFRF funds to projects identified as meeting the requirements of the Final Rule;

THEREFORE, BE IT RESOLVED, that the Town of Evans hereby commits the remaining $1,146,612 of ARPA funds to the attached projects. These funds must be obligated by December 31, 2024 and must be fully expended by December 31, 2026.

(See attachment B)

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

RESOLUTION 2023 #62 Suspend the Rules of Order

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

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Reitz	Aye
Councilman Macko	Aye
Councilman Schraft	Aye
Councilman George	Aye
Supervisor Hosler	Aye

RESOLUTION 2023 #63 Award of Bid for Demolition

Supervisor Hosler moved and Councilman Schraft seconded;

WHEREAS, per resolution #2022-418, fifteen (15) properties in the Town of Evans which were deemed to be unsafe and an endangerment to the public at large, specifically:

8800 Southwestern Boulevard, Angola 14006
170 W Sterling Avenue, Angola 14006
172 W Sterling Avenue, Angola 14006
9687 Erie Road, Angola 14006
9813 Erie Road, Angola 14006
8291 Erie Road, Angola 14006
170 Delavan Avenue, Angola 14006
566 Monroe Avenue, Angola 14006
7254 Erie Road, Angola 14006
1441 Sturgeon Point Road, Derby 14047
7018 Woodcliff Drive, Angola 14006
395 Herr Road, Angola 14006
497 Roanoke Avenue, Angola 14006
197 Pleasant Avenue, Angola 14006
9625 Ivanhoe Avenue, Angola 14006; and

WHEREAS, the Evans Town Board authorized the Town Clerk to advertise for bids for demolition of the aforementioned unsafe and dangerous properties in the Town of Evans, New York; and

WHEREAS, bids were received and opened on December 29, 2022 at 2:00pm, in accordance with the Notice to Bidders previously authorized; and

WHEREAS, the lowest responsible bid was submitted by Geiter Done of WNY, 300 Greene Street, Buffalo, NY 14206; and

WHEREAS, the Town of Evans' Code Enforcement Officer and Town Attorney has reviewed the proposal from Geiter Done of WNY; and

WHEREAS, Town of Evans' Code Enforcement Officer has confirmed and reviewed the contractor's bonds and insurances; and

WHEREAS, the bid for the Base Bid submitted by Geiter Done of WNY was $359,000;

NOW, THEREFORE, BE IT RESOLVED, that the aforementioned bid of Geiter Done WNY, 300 Greene Street, Buffalo, New York 14206, to demolish the fifteen (15) above referenced properties in the Town of

Evans, New York, be and hereby is accepted by the Town of Evans, with a cost not to exceed $359,000; and

BE IT FURTHER RESOLVED, that the Supervisor Mary K. Hosler is authorized to execute all bid award and/or contract documents for such bid award, upon the approval of the Town Attorney.

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

RESOLUTION 2023 #64 Network & Cellular Provider

Councilman George moved and Supervisor Hosler seconded;

WHEREAS, the Town of Evans is currently utilizing Verizon Wireless for its wireless network and cellular provider; and

WHEREAS, the Town of Evans desires to change its' network and cellular provider from Verizon Wireless to FIRSTNET with AT&T Government accounts; and

WHEREAS, at the December 21, 2022 Work Session, the Evans Town Board discussed and verbally approved the Chief of Police move forward with this change in order to secure 2022 pricing, with a resolution to be presented at the January 4, 2023 Town Board meeting;

NOW, THEREFORE, BE IT RESOLVED, the Town of Evans Supervisor and/or the Chief of Police may enter into an agreement for services with FIRSTNET (AT&T Government Accounts) and the Town of Evans Supervisor may execute all documents pertaining to this agreement;

BE IT FURTHER RESOLVED, this resolution is considered nunc pro tunc.

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

RESOLUTION 2023 #65 Appointment of Maintenance 1 Workers

Supervisor Hosler moved;

BE IT RESOLVED, effective Monday, January 9, 2023, Joshua Geiser and Matthew Timm are hereby appointed Full Time Maintenance 1 Workers; and

FURTHER, BE IT RESOLVED, all relative issues, rules and regulations will be understood to all parties subject to Civil Service Law and the IBEW #41 collective bargaining agreement.
Failed for lack of a second

RESOLUTION 2023 #66 Amend Resolution to Appointment of Maintenance 1 Workers

Councilman Schraft moved and Councilman Macko seconded to amend Resolution to Appoint Maintenance 1 Workers

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

RESOLUTION 2023 #67 Amended Resolution to Appointment of DPW Workers

Councilman Schraft moved and Councilman Macko seconded,

BE IT RESOLVED, effective Monday, January 9, 2023, Joshua Geiser and Matthew Timm are hereby appointed Full Time DPW Maintenance Worker B workers; and

FURTHER, BE IT RESOLVED, all relative issues, rules and regulations will be understood to all parties subject to Civil Service Law and the SEIU 200 United collective bargaining agreement, as amended.

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

RESOLUTION 2023 #68 Approve Town Licenses

Councilman Schraft moved and Councilman Macko seconded,

1.) David Smith D/B/A Pappi's Place - Refreshment
2.) Paulette Combs D/B/A Paulette's Blue Collar Inn - Refreshment, Live Band Commercial, Amusement
3.) Vincent J. Cala D/B/A Cala's Kitchen & Catering - Refreshment
4.) Gary T. Ballowe D/B/A Turtle Joes Sandbar - Refreshment, Amusement & Live Band
5.) Norman Gzyl D/B/A Lake Erie Beach Vol Fire Co. - Refreshment, Live Band Commercial, Amusement
6.) Eden Valley Brewing, Inc. D/B/A Tim Hortons (Angola) - Refreshment
7.) TSG Hamburg LLC D/B/A McDonald's #5960 - Refreshment
8.) Robert Pasinski D/B/A Jovial Bar II - Refreshment

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 BY ROLL CALL	
	Councilman Reitz	Aye
	Councilman Macko	Aye
	Councilman Schraft	Aye
	Councilman George	Aye
	Supervisor Hosler	Aye

RESOLUTION 2023 #69 Audit of Bills

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

	AUDIT OF BILLS
DATE	1/5/2023
ABSTRACT NO.	25
VOUCHER NO.	11808 - 11828
CHECK NUMBERS	85138 - 85149
APPROVED AT	Board Meeting
DATE	1/4/2023
GENERAL	$16,805.90
PART TOWN	$20.49
HIGHWAY DB	
WATER	$2,198.37
CAPITAL PROJECTS	
SPECIAL DISTRICTS	$113,396.43
DEBT SERVICE	
TOTAL	$132,421.19

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

RESOLUTION 2023 #70 Adjournment

Supervisor Hosler moved and Councilman Schraft seconded to adjourn Wednesday, January 18, 2023 at 6:00pm for a Work Session and the Regular Meeting to follow.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Reitz	Aye
	Councilman Macko	Aye
	Councilman Schraft	Aye
	Councilman George	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

DRAFT

2023 Evans Capital Reserve Fund	(Attachment A)	
Wendt road Terminas		217,179
Senior Center Windows		220,000
Police - Parking Lot		75,000
Shelter Improvements at Town Park		30,000
Resurface Tennis Courts, relined, lights		200,000
18-Mile Creek Kayak and Fishing Access		196,650
Sewer Capacity Analysis - additional scope alternate and Sturgeon Point Master Plan		131,078
Parks Master Plan		100,000
Senior Center Pavilion		300,000
Energy Perfomance Contract - Building Envelopes & building lights		546,174
		2,016,081

ARPA FUND PROJECTS **(Attachment B)**

Project Name	Amount Local Match
Sturgeon Point Marina Repairs	165,000
Update to the Local Waterfront Revitalization Program	20,000
Lake Erie Beach Park Shoreline Management Solutions (includes survey $12,500)	15,000
Shoreline Trail Design and construction	9,922
Phase IV FINAL Shoreline hike bike trail final phase	588,723
Sturgeon Point Marina Electrical and Sidewalk Repair	65,016
NYSDOT - Derby Road Culvert	58,633
NYSDOS - Sturgeon Point Master Plan	43,750
Erie County Office of Agircultural Funding	10,000
Drainage study	87,000
Accounting program	83,568
	1,146,612

Com1

TOWN OF EVANS

8787 Erie Road • Angola, New York 14006-9600 • www.townofevans.org

WILLIAM B. SMITH
Director of Planning and Community Development
Telephone: (716) 549-0945 / Fax: (716) 549-0456
wsmith@townofevans.org

January 17, 2023

Evans Town Board
Evans Municipal Center
8787 Erie Road
Angola, NY 14006

RE: Minor Subdivision Review – dividing a 25.44± acre parcel with 327.8± feet of frontage on Lake Shore Road, known as SBL# 235.09-5-5.212, into two lots to create a 24.26± acre parcel and a 1.18± acre parcel. Petitioner: Frank J. Campofelice, 2721 Transit Rd., Suite 114, Elma NY 14059

Dear Town Board:

The Town of Evans Minor Subdivision Review Committee has reviewed the above-referenced petition for the division of lands and has recommended approval.

After further review, the committee also found that the subdivision of this property will not result in any significant environmental impacts regarding the SEQR process.

If you have any further questions regarding this matter, please feel free to contact me.

Sincerely,

William Smith

William B. Smith
Evans Minor Subdivision Review Committee

cc: Assessor
Code Enforcement Office
Applicant

COM 1
Res 1

Submitted by Supervisor Hosler for the January 18, 2023 Town Board meeting:

WHEREAS, minor subdivisions are unlisted SEQR actions, and

WHEREAS, the Town Board of the Town of Evans desires the Town of Evans to be the Lead Agency for the SEQR process, and

WHEREAS, the Town has completed a short Environmental Assessment Form for this action, and

WHEREAS, in a letter dated January 17, 2023, the Town of Evans Minor Subdivision Review Committee has recommended a negative declaration regarding the SEQR process for the Frank J. Campofelice Minor Subdivision, and

WHEREAS, it has been determined that the subdivision of this property will not result in any significant impacts regarding the SEQR process.

NOW THEREFORE BE IT RESOLVED, that the Town of Evans shall be the Lead Agency for the SEQR process for the above mentioned minor subdivision, and

RESOLVED, that the Town Board of the Town of Evans considers the findings of the Town of Evans Minor Subdivision Review Committee and issues a SEQR negative declaration for the Frank J. Campofelice Minor Subdivision.
(Addendum_____SEQR Short Environmental Assessment Form),

a division of SBL# 235.09-5-5.212, dividing a 25.44± acre parcel to create:

1. a 24.26± acre parcel with 247.8± feet of frontage on Lake Shore Road, and
2. a 1.18± acre parcel with 80.0± feet of frontage on Lake Shore Road.

Petitioner: Frank J. Campofelice, 2721 Transit Road, Suite 114, Elma NY 14059

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

COM 1
Res 2

Submitted by Supervisor Hosler for the January 18, 2023 Town Board meeting:

WHEREAS, the proposed subdivision was referred to the Erie County Department of Environment and Planning for a 239M Review as required, and

WHEREAS, the Erie County Department of Environment and Planning offered no recommendation, stating the proposed action was determined to be of local concern, and

WHEREAS, the parcel to be subdivided is within the Town's Local Waterfront Revitalization Program (LWRP) boundaries, and therefore is subject to the consistency review law which requires the submittal of a Waterfront Assessment Form in conjunction with the NYS Department of Environmental Conservation (NYSDEC), and

WHEREAS, the applicant submitted the required Waterfront Assessment Form for review and contacted the NYSDEC whom confirmed no further state or federal regulated permits were required as the property is not within the NYSDEC regulated Coastal Erosion Hazard Area (CEHA), and

WHEREAS, the Town of Evans Minor Subdivision Review Committee has completed a review and recommended approval, and

WHEREAS, the Evans Town Board, as Lead Agent, issued a negative declaration regarding the SEQR process.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans hereby considers the findings of the Town of Evans Minor Subdivision Review Committee and approves the Frank J. Campofelice Minor Subdivision,

a division of SBL# 235.09-5-5.212, dividing a 25.44± acre parcel to create:

1. a 24.26± acre parcel with 247.8± feet of frontage on Lake Shore Road, and
2. a 1.18± acre parcel with 80.0± feet of frontage on Lake Shore Road.

Petitioner: Frank J. Campofelice, 2721 Transit Road, Suite 114, Elma NY 14059

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

Com1
Res3

TOWN OF EVANS

8787 Erie Road • Angola, New York 14006-9600 • www.townofevans.org

WILLIAM B. SMITH
Director of Planning and Community Development
Telephone: (716) 549-0945 / Fax: (716) 549-0456
wsmith@townofevans.org

PAID
NOV 18 2022
Lynn M. Krajacic
Evans Town Clerk

APPLICATION FOR MINOR SUBDIVISION

DATE: **FILE #** 22-37

TO BE COMPLETED BY APPLICANT

OWNER: NAME Frank J. Campofelice
STREET ADDRESS 2721 Transit Rd., Suite 114 STATE NY
CITY/ZIP Elma 14059 PH/FAX 716-837-0833
CELL # 716-912-5555 EMAIL ADDR frank@bcampo.com

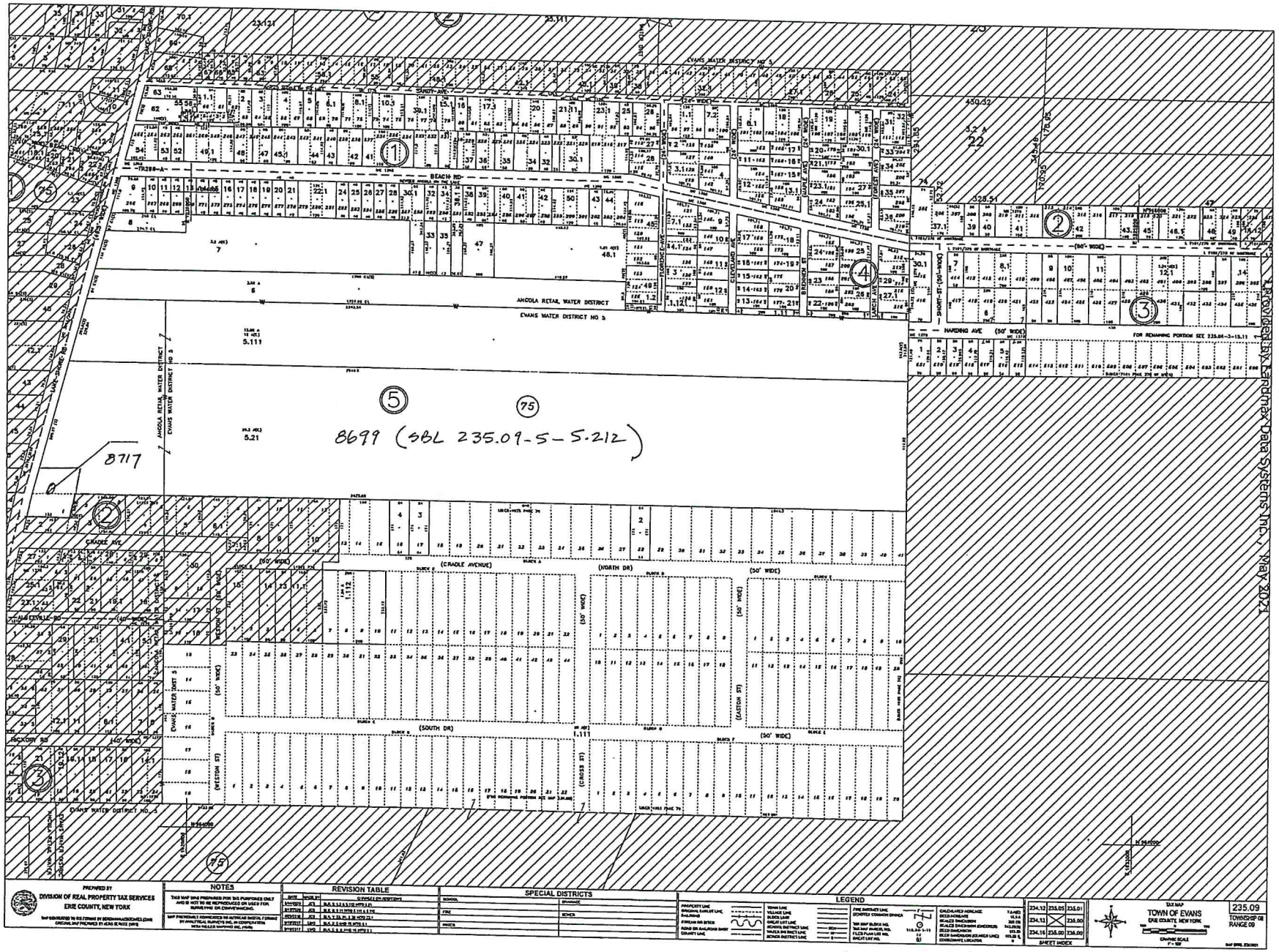
CONSULTANT: NAME Wm Schutt Associates
STREET ADDRESS 37 Central Ave. STATE NY
CITY/ZIP Lancaster 14086 PH/FAX 716-683-5961
CELL # 716-574-9891 EMAIL ADDR wschutt@wmschutt.com

SUBDIVISION LOCATION 8699 Lake Shore Road
ZONING DISTRICT R-2 SBL# 235.09-5-5.212

	ROAD NAME	FRONTAGE	ACRES
ORIGINAL LOT:	8699 Lake Shore Road	327.8	25.44
PROPOSED LOTS: LOT # 1	8699 Lake Shore Road	247.8	24.26
LOT #2	Lake Shore Road	80.0	1.18
LOT #3			
LOT #4			

APPLICATION SUBMITTAL APPOINTMENT n/a FEE (First Lot) $ 100.00 Pd 11-17-22
+$50 per each additional lot FEE TOTAL $ 50.00 Ck#21231
(Non-Refundable – Payable to Town of Evans)

DATE RCVD: 11-7-22 MATERIALS CHKD BY: 11-7-22/11-16-22
REVIEWED BY: dlw CKD BY: dlw
PB WORK SESSION DATE: n/a PB MEETING DATE: n/a
TOWN BOARD PUBLIC HEARING DATE: 1-18-23
TOWN BOARD RESOLUTION DATE: 1-18-23



Campofelice F
Minor Subdivision
8699 Lake Shore Rd.
SBL#235.09-5-5.212

COM
RES

COM1
Res 5

Short Environmental Assessment Form
Part 1 - Project Information

Instructions for Completing

Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information

Name of Action or Project:
8699 Lake Shore Road, T Evans, Erie Co., NY - Minor Subdivision divide a 25.44 acre parcel zoned R-2 into two lots

Project Location (describe, and attach a location map):
8699 Lake Shore Road, T Evans, Erie Co., NY

Brief Description of Proposed Action:
8699 Lake Shore, T Evans, Erie Co., NY - Minor Subdivision (Lot Split) divide an existing 25.44 +/- acre parcel at 8699 Lake Shore road into two lots creating a 24.26 +/- acre parcel at 8699 Lake Shore Road and a 1.18+/- acre parcel at 8709 Lake Shore Road.

Name of Applicant or Sponsor:	Telephone: 716-837-0833
Frank J. Campofelice	E-Mail: frank@bcampo.com

Address:
2721 Transit Road, Suite 114

City/PO:	State:	Zip Code:
Elma	NY	14059

	NO	YES
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.	☑	☐
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval:	☐	☑

3. a. Total acreage of the site of the proposed action? 25.44 acres
   b. Total acreage to be physically disturbed? 0 acres
   c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 26.0 acres

4. Check all land uses that occur on, are adjoining or near the proposed action:

5. ☐ Urban ☐ Rural (non-agriculture) ☐ Industrial ☐ Commercial ☑ Residential (suburban)
   ☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other(Specify):
   ☐ Parkland

Com'l Res'l

	NO	YES	N/A
5. Is the proposed action,			
a. A permitted use under the zoning regulations?	☐	☑	☐
b. Consistent with the adopted comprehensive plan?	☐	☑	☐

	NO	YES
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	☐	☑

	NO	YES
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?		
If Yes, identify: _____	☑	☐

	NO	YES
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	☑	☐
b. Are public transportation services available at or near the site of the proposed action?	☑	☐
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	☐	☑

	NO	YES
9. Does the proposed action meet or exceed the state energy code requirements?		
If the proposed action will exceed requirements, describe design features and technologies: _____ _____	☑	☐

	NO	YES
10. Will the proposed action connect to an existing public/private water supply?		
If No, describe method for providing potable water: _____ _____	☐	☑

	NO	YES
11. Will the proposed action connect to existing wastewater utilities?		
If No, describe method for providing wastewater treatment: _____ _____	☐	☑

	NO	YES
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?	☑	☐
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	☐	☑

	NO	YES
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	☐	☑
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?	☑	☐
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____		

COM 1
Res 7

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:

☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☑ Early mid-successional

☐ Wetland ☐ Urban ☑ Suburban

	NO	YES
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	☑	☐
16. Is the project site located in the 100-year flood plan?	☑	☐
17. Will the proposed action create storm water discharge, either from point or non-point sources?	☑	☐
If Yes, a. Will storm water discharges flow to adjacent properties?	☑	☐
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?	☐	☑
If Yes, briefly describe: Lake Shore Road Storm Collection System		
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment:	☑	☐
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:	☑	☐
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe:	☑	☐

I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE

Applicant/sponsor/name: William Schutt, PE Date: October 31, 2022

Signature: _____ Title: Consultant & Agent for Applicant

PRINT FORM

Res1

RESOLUTION – LAKE ERIE BEACH VOLUNTEER FIRE COMPANY, INC. ELECTED MEMBERSHIP

WHEREAS, Lake Erie Beach Fire Company, Inc. has accepted applications for new candidates for membership; and

WHEREAS, each candidate was interviewed thoroughly and found to meet or exceed the qualifications; and

WHEREAS, the following candidate was elected into membership of the Lake Erie Volunteer Fire Company, Inc. during the July 1, 2021 General Membership Meeting;

NOW, THEREFORE, BE IT RESOLVED, based on the above, the Evans Town Board hereby approves the following member elected into membership to Lake Erie Beach Volunteer Fire Company, Inc.;

Clark Schmidt

ROLL CALL VOTE

Res 2

Submitted for the January 18, 2023 Town Board Meeting:

WHEREAS; the Director of Planning & Community Development requests permission to attend the 2023 Annual New York Planning Federation Conference; and

WHEREAS; said training will be held in Saratoga, NY on April 16 — April 18, 2023; and

WHEREAS; conference registration and hotel reservations are required well in advance to secure attendance; and

WHEREAS; all appropriate and reasonable expenses shall be paid per Town policy and budget transfer.

NOW THEREFORE BE IT RESOLVED; the Town Board of the Town of Evans grants permission to William Smith, Director of Planning & Community Development, to attend said training and all appropriate and reasonable expenses shall be paid by the Town.

Res 3

Submitted by Department of Planning and Community Development for the January 18, 2023 Town Board Meeting:

RESOLUTION – AUTHORIZATION EVANS SHORELINE TRAIL FIRST INSTANCE PROJECT PAYMENT

Authorizing the implementation, and funding in the first instance 100% of the federal-aid and State "Marchiselli" Program-aid eligible costs, of a transportation federal-aid project, and appropriating funds therefore.

WHEREAS, a Project for the Evans Shoreline Trail – Beaches Section Phase 4, P.I.N. 576469 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, the Town of Evans desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of Engineering and Right-of-Way Incidentals phases;

NOW, THEREFORE, the Evans Town Board, duly convened does hereby

RESOLVE, that the Evans Town Board hereby approves the above-subject project; and it is hereby further

RESOLVED, that the Evans Town Board hereby authorizes the Town of Evans to pay in the first instance 100% of the federal and non-federal share of the cost of $612,500.00 work for the Project or portions thereof; and it is further

RESOLVED, that the sum of $612,500.00 is hereby appropriated from the 2023 Adopted Budget and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Town of Evans shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Town Supervisor thereof, and it is further

RESOLVED, that the Supervisor of the Town of Evans be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Town of Evans with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, this Resolution shall take effect immediately.

ROLL CALL VOTE:

Res 4

RESOLUTION – Police Department: Administrative Assistant Appointment

Submitted for the January 18, 2023 Board Meeting

WHEREAS, Nicole Sullivan currently holds the Civil Service title of Clerk Typist for the Evans Police Department and;

WHEREAS, Nicole Sullivan took the Erie County Civil Service Administrative Assistant civil service exam and scored number (1) one County wide;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Evans hereby appoints Nicole Sullivan to the title of Administrative Assistant in the Town of Evans Police Department at a salary of $40,061 per year, effective 1/14/2023. Salary is set per the CBA of the current IBEW Local #41 (January 1, 2013 to December 17, 2017).

FURTHER, BE IT RESOLVED, all other relative issues, rules and regulations will be understood to all parties subject to Civil Service Law and the IBEW Local 41.

FURTHER, BE IT RESOLVED, this resolution is nunc pro tunc and a copy of this resolution will be given to the Human Resource department.

ROLL CALL VOTE:

Res 5

RESOLUTION – APPOINTMENT OF SECRETARY FOR ZONING BOARD OF APPEALS

BE IT RESOLVED, that Shannon Shepherd is hereby appointed the Secretary for the Zoning Board of Appeals, at the hourly rate of $20.00 per hour.

ROLL CALL VOTE:

Res 6

RESOLUTION – APPOINTMENT OF SUPERVISING ACCOUNTANTS

BE IT RESOLVED, the Evans Town Board hereby accepts the accounting and bookkeeping professional services of Lumsden McCormick as the Supervising Accountants for the Town of Evans, effective immediately through and including December 31, 2023; and

FURTHER BE IT RESOLVED, the services, which are outlined in the letter of engagement, are billable on a monthly basis; and

FURTHER BE IT RESOLVED, that Supervisor Mary Hosler is authorized to execute the above referenced engagement letter, upon review of the Town Attorney.

ROLL CALL VOTE:

Res 7

WHEREAS; the Assessor Jeneen Hill request permission to attend the New York State Assessors' Association meeting; and

WHEREAS; Assessor Jeneen Hill, is Past President and Executive Board of the New York State Assessor's Association; and

WHEREAS; said meeting will be held in Liverpool, New York on January 20, 2023 thru January 21, 2023; and

NOW, THEREFORE, BE IT RESOLVED that the Board of the Town of Evans shall grant permission to Assessor Jeneen Hill, Past President and Executive Board member of the New York State Assessors' Association to attend said meeting and all appropriate and reasonable expenses shall be paid by the New York State Assessor's Association.

VOTE:

Councilman George_____

Councilman Schraft_____

Councilwoman Macko_____

Councilman Reitz _____

Supervisor Hosler _____