Meeting #05
Regular _X_ Special _____

Wednesday, March 1st, 2023

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: February 15th, 2023 Minutes	
V	Communications: 1.) William Smith Evans Minor Subdivision Review Committee RE: Minor Subdivision Review - Dividing a 55.78 ± acre parcel to create 4 parcels; a 0.8± acre parcel, a 1.0± acre parcel, a 1.0± acre parcel and a 52.89± parcel all with frontage on Cradle Avenue, Angola NY, SBL# 235.09-5-1.111. Petitioner: Marguerite Hogg, 676 Cradle Avenue, Angola NY 14006.	
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.) Assessment Review Board Appointments 2.) Authorization To Advertise For Emergency Tree Removal Services 3.) Appointment Of Planning Board Member 4.) Hourly Adjustment For Part Time Employee 5.) Reimbursement For Notary Training On 2/24/2023 6.) Town Board Members Provided Requested Documentation 7.) Appointment Of Climate Smart Committee Member 8.) Advertise For 3-Year Sturgeon Point Marina Concessions Bid	
XII	Licenses: 1.) Peter Muscarella D/B/A American Legion Post 928 (Ref, Amusement, Live Band Com)	
XIII	Audit of Bills:	
XIV	Adjournment to: Wednesday, March 15th, 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

Evans Town Board

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

PRESENT:	Mary Hosler	Supervisor
	Jeanne Macko	Councilman
	Michael Schraft	Councilman
	Thomas George	Councilman
ALSO PRESENT:	Alex Haley	Deputy Town Clerk
	Kenneth Farrell	Town Attorney
ABSENT:	Laurie Reitz	Councilman

Public Hearing

LEGAL NOTICE
TOWN OF EVANS

Please take notice that the Town Board of the Town of Evans, Erie County, New York will hold a Public Hearing on Wednesday, February 15 at 7:10 P.M. via Zoom, to which a link will be provided on the Homepage of the Town's website, and/or In-person Public Meeting to consider the adoption of Proposed Local Law #1 of the year 2023 which will amend Chapter 200, Article IIIA of the Town Code regulating structures and uses within the Town's Agricultural Districts which shall apply to all Agribusiness and Agritourism enterprises. Copies of the Proposed Local Law will be available for inspection by any interested person in the Office of the Town Clerk during normal business hours Monday, Tuesday, Thursday, Friday from 8am - 4pm, Wednesday from 9am - 5pm and the Town's website www.townofevans.org on or after February 3, 2023. Questions and comments may be forwarded to the Planning Office by USPS or by email to planning@townofevans.org; any written questions or comments forwarded to the Planning Department will be included in the record of the Public Hearing. All parties in interest and citizens shall have an opportunity to be heard by the Town Board at the Zoom and/or In-Person Public Hearing to be held aforesaid.

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

RESOLUTION 2023 #103 Open the Public Hearing

Supervisor Hosler moved and Councilman Schraft seconded to open the public hearing.

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

Councilman George	Aye
Supervisor Hosler	Aye

There was nobody wishing to speak in favor or opposition

RESOLUTION 2023 #104 Close the Public Hearing

Supervisor Hosler moved and Councilman Schraft seconded to close the public hearing.

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2023 #105 Declare Lead Agency Law #1 - Agritourism and Agribusiness Uses

Supervisor Hosler moved and Councilman Schraft seconded;

WHEREAS, the Evans Town Board wishes to amend Chapter 200, Article IIIA of the Town Code regulating structures and uses within the Town's Agricultural Districts; and

WHEREAS, the Town Board of the Town of Evans desires to be the Lead Agency for the SEQR process regarding said amendment.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans shall be the Lead Agency for the SEQR process for proposed Local Law #1 of the year 2023; and

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

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2023 #106 SEQR Negative Declaration Law #1 - Agritourism and Agribusiness Uses

Supervisor Hosler moved and Councilman Macko seconded;

WHEREAS, the Evans Town Board wishes to amend Chapter 200, Article IIIA of the Town Code regulating structures and uses within the Town's Agricultural Districts; and

WHEREAS, the Town Board of the Town of Evans has declared Lead Agency for the SEQR process, and

WHEREAS, the Town Board of the Town of Evans has reviewed the Environmental Assessment Form and has determined that the proposed amendment will not result in any significant impacts.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans issues a negative declaration for Local Law #1 of 2023; and

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

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2023 #107 Adopt Local Law #1 of 2023 - Agritourism and Agribusiness Uses

Supervisor Hosler moved and Councilman George seconded;

WHEREAS, the Evans Town Board held a public hearing on February 15, 2023 for consideration of Proposed Local Law #1of the year 2023, to amend Chapter 200, Article IIIA of the Town Code regulating structures and uses within the Town's Agricultural Districts; and

WHEREAS, the Planning Board has reviewed the proposed Local Law #1 and recommended the code amendment for approval by unanimous vote at their January 25, 2023 public meeting; and

WHEREAS, the Planning Department has submitted a full statement of the proposed action to the Erie County Division of Planning pursuant to GMU Section 239-M and has addressed their comments; and

WHEREAS, the Town Board of the Town of Evans declared Lead Agency in accordance with the SEQR process and issued a negative declaration for this action.

NOW, THEREFORE BE IT RESOLVED, that Proposed Local Law #1 of the year 2023, as amended, be adopted as Local Law #1 of the year 2023; and

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

VOTE RESULT: ADOPTED BY ROLL CALL

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

LEGAL NOTICE
TOWN OF EVANS

Please take notice that the Town Board of the Town of Evans, Erie County, New York will hold a Public Hearing on Wednesday, February 15 at 7:10 P.M. via Zoom, to which a link will be provided on the Homepage of the Town's website, and/or In-person Public Meeting to consider the adoption of Proposed Local Law #2 of the year 2023 to add a new subsection to Chapter 200 of the Town Code regulating Battery Energy Storage Systems throughout all Zoning Districts. Copies of the Proposed Local Law will be available for inspection by any interested person in the Office of the Town Clerk during normal business hours Monday, Tuesday, Thursday, Friday from 8am - 4pm, Wednesday from 9am - 5pm and the Town's website www.townofevans.org on or after February 3, 2023. Questions and comments may be forwarded to the Planning Office by USPS or by email to planning@townofevans.org; any written questions or comments forwarded to the Planning Department will be included in the record of the Public Hearing. All parties in interest and citizens shall have an opportunity to be heard by the Town Board at the Zoom and/or In-Person Public Hearing to be held aforesaid.

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

RESOLUTION 2023 #108 Open the Public Hearing

Supervisor Hosler moved and Councilman Macko seconded to open the public hearing.

VOTE RESULT: ADOPTED BY ROLL CALL

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

Bill Henry spoke in opposition

RESOLUTION 2023 #109 Close the Public Hearing

Supervisor Hosler moved and Councilman Macko seconded to close the public hearing.

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2023 #110 Declare Lead Agency Law #2 - Battery Energy Storage

Councilman Macko moved and Supervisor Hosler seconded;

WHEREAS, the Evans Town Board wishes to add a new subsection to Chapter 200 of the Town Code regulating Battery Energy Storage Systems throughout all zoning districts; and

WHEREAS, the Town Board of the Town of Evans desires to be the Lead Agency for the SEQR process regarding said amendment.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans shall be the Lead Agency for the SEQR process for proposed Local Law #2 of the year 2023; and

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

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2023 #111 SEQR Negative Declaration Law #2 - Battery Energy Storage

Councilman Macko moved and Supervisor Hosler seconded;

WHEREAS, the Evans Town Board wishes to add a new subsection to Chapter 200 of the Town Code regulating Battery Energy Storage Systems throughout all zoning districts; and

WHEREAS, the Town Board of the Town of Evans has declared Lead Agency for the SEQR process, and

WHEREAS, the Town Board of the Town of Evans has reviewed the Environmental Assessment Form and has determined that the proposed amendment will not result in any significant impacts.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans issues a negative declaration for Local Law #2 of 2023; and

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

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2023 #112 Adopt Local Law #2 of 2023 - Battery Energy Storage

Councilman Macko moved and Supervisor Hosler seconded;

WHEREAS, the Evans Town Board held a public hearing on February 15, 2023 for consideration of Proposed Local Law #2 of the year 2023 to add a new subsection to Chapter 200 of the Town Code regulating Battery Energy Storage Systems throughout all zoning districts; and

WHEREAS, the Planning Board has reviewed the proposed Local Law #2 and recommended the code amendment for approval by unanimous vote at their January 25, 2023 public meeting; and

WHEREAS, the Planning Department has submitted a full statement of the proposed action to the Erie County Division of Planning pursuant to GMU Section 239-M and has addressed their comments; and

WHEREAS, the Town Board of the Town of Evans declared Lead Agency in accordance with the SEQR process and issued a negative declaration for this action.

NOW, THEREFORE BE IT RESOLVED, that Proposed Local Law #2 of the year 2023, as amended, be adopted as Local Law #2 of the year 2023; and

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

VOTE RESULT: ADOPTED BY ROLL CALL

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

LEGAL NOTICE
TOWN OF EVANS

Please take notice that the Town Board of the Town of Evans, Erie County, New York will hold a Public Hearing on Wednesday, February 15 at 7:10 P.M. via Zoom, to which a link will be provided on the Homepage of the Town's website, and/or In-person Public Meeting to consider the adoption of Proposed Local Law #3 of the year 2023 to amend Chapter 200, Article VI of the

Town Code regulating the design of structures within the Town's Business Districts. Copies of the Proposed Local Law will be available for inspection by any interested person in the Office of the Town Clerk during normal business hours Monday, Tuesday, Thursday, Friday from 8am - 4pm, Wednesday from 9am - 5pm and the Town's website www.townofevans.org on or after February 3, 2023. Questions and comments may be forwarded to the Planning Office by USPS or by email to planning@townofevans.org; any written questions or comments forwarded to the Planning Department will be included in the record of the Public Hearing. All parties in interest and citizens shall have an opportunity to be heard by the Town Board at the Zoom and/or In-Person Public Hearing to be held aforesaid.

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

RESOLUTION 2023 #113 Open the Public Hearing

Supervisor Hosler moved and Councilman Schraft seconded to open the public hearing.

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

Nobody spoke in favor or opposition

RESOLUTION 2023 #114 Close the Public Hearing

Supervisor Hosler moved and Councilman Schraft seconded to close the public hearing.

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

RESOLUTION 2023 #115 Declare Lead Agency Law #3 - Regulating the Design of Structures

Councilman Schraft moved and Councilman Macko seconded;

WHEREAS, the Evans Town Board wishes to amend Chapter 200. Article VI of the Town Code regulating the architectural design of structures within the Town's Business Districts; and

WHEREAS, the Town Board of the Town of Evans desires to be the Lead Agency for the SEQR process regarding said amendment.
NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans shall be the Lead Agency for the SEQR process for proposed Local Law #3 of the year 2023; and

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

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

RESOLUTION 2023 #116 SEQR Negative Declaration Law #3 - Regulating the Design of Structures

Councilman Schraft moved and Councilman George seconded;

WHEREAS, the Evans Town Board wishes to amend Chapter 200. Article VI of the Town Code regulating the architectural design of structures within the Town's Business Districts; and

WHEREAS, the Town Board of the Town of Evans has declared Lead Agency for the SEQR process, and

WHEREAS, the Town Board of the Town of Evans has reviewed the Environmental Assessment Form and has determined that the proposed amendment will not result in any significant impacts.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans issues a negative declaration for Local Law #3 of 2023; and

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

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

RESOLUTION 2023 #117 Adopt Local Law #3 of 2023 - Regulating the Design of Structures

Councilman Schraft moved and Supervisor Hosler seconded;

WHEREAS, the Evans Town Board held a public hearing on February 15, 2023 for consideration of Proposed Local Law #3 of the year 2023 to amend Chapter 200. Article VI of

the Town Code regulating the architectural design of structures within the Town's Business Districts; and
WHEREAS, the Planning Board has reviewed the proposed Local Law #3 and recommended the code amendment for approval by unanimous vote at their January 25, 2023 public meeting; and

WHEREAS, the Planning Department has submitted a full statement of the proposed action to the Erie County Division of Planning pursuant to GMU Section 239-M and has addressed their comments; and

WHEREAS, the Town Board of the Town of Evans declared Lead Agency in accordance with the SEQR process and issued a negative declaration for this action.

NOW, THEREFORE BE IT RESOLVED, that Proposed Local Law #3 of the year 2023, as amended, be adopted as Local Law #3 of the year 2023; and

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

VOTE RESULT: ADOPTED BY ROLL CALL

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

LEGAL NOTICE
TOWN OF EVANS

Please take notice that the Town Board of the Town of Evans, Erie County, New York will hold a public hearing on February 15, 2023 at 7:10 P.M. via a Zoom and/or In-person Public Meeting to consider the adoption of Proposed Local Law #4 of the year 2023 which will amend Local Law #8 of the year 1987, commonly known as the Zoning Law and any amendments thereto, specifically Town Code Chapter 200: Zoning, Section 200-4(B) - Provision for Official Zoning Map, for the purpose of rezoning a 1.10± acre vacant parcel on Erie Road, SBL# 220.19-1-5, located 8328 Erie Road, Angola, NY 14006 from General Business (GB) to Multi-Family Residential-3 (MFR-3) on the Town's official map. Copies of the Proposed Local Law will be available for inspection by any interested person in the Office of the Town Clerk during normal business hours Monday, Tuesday, Thursday, Friday from 8am - 4pm or Wednesday from 9am - 5pm and the Town's website www.townofevans.org on or after February 3, 2023. Questions and comments may be forwarded to the Planning Office by USPS or by email to planning@townofevans.org; any written questions or comments forwarded to the Planning Department will be included in the record of the Public Hearing. All parties in interest and citizens shall have an opportunity to be heard by the Town Board at the Zoom Public Hearing to be held aforesaid.

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

RESOLUTION 2023 #118 Open the Public Hearing

Supervisor Hosler moved and Councilman Schraft seconded to open the public hearing.

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

The following spoke in opposition of Local Law #4
Judith Woodman Stanley Kwilos Lisa Snyder

The following spoke in favor of Local Law #4
John Miller Bill Henry Doug Nichols Norm Sandusky

Robert Densmore, Deputy Highway Superintendent spoke about the Highway issues

RESOLUTION 2023 #119 Close the Public Hearing

Supervisor Hosler moved and Councilman Macko seconded to close the public hearing.

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

RESOLUTION 2023 #120 Declare Lead Agency Law #4 - Lead Agency - 8328 Erie Road

Councilman George moved and Supervisor Hosler seconded;

WHEREAS, Northeast Property Partners, LLC. has requested that the Town Board of the Town of Evans rezone a 1.10± acre parcel from General Business (GB) to Multi-Family Residential-3 (MFR-3) for the purpose of developing the property for residential use at 8328 Erie Road (SBL# 220.19-1-5); and

WHEREAS, the Town Board of the Town of Evans desires to be Lead Agency for the SEQR process regarding said rezone.

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Evans shall be the Lead Agency for the SEQR process for proposed Local Law #4 of the year 2023; and

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

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2023 #121 SEQR Negative Declaration Law #4 - 8328 Erie Road

Councilman George moved and Supervisor Hosler seconded;

WHEREAS, Northeast Property Partners, LLC. has requested that the Town Board of the Town of Evans rezone a 1.10+ acre parcel from General Business (GB) to Multi-Family Residential-3 (MFR-3) for the purpose of developing the property for residential use at 8328 Erie Road (SBL# 220.19-1-5); and

WHEREAS, the Town Board of the Town of Evans has declared Lead Agency for the SEQR process, and

WHEREAS, the Town Board of the Town of Evans has reviewed the Environmental Assessment Form and has determined that the proposed rezone will not result in any significant impacts.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans issues a negative declaration for Local Law #4 of 2023.

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2023 #122 Adopt Local Law #4 of 2023 - 8328 Erie Road

Councilman George moved and Supervisor Hosler seconded;

WHEREAS, the Town Board of the Town of Evans held a public hearing on February 15, 2023 for consideration of the rezone of a 1.10+ acre parcel from General Business (GB) to Multi-Family Residential-3 (MFR-3) for the purpose of developing the property for residential use at 8328 Erie Road (SBL# 220.19-1-5); and

WHEREAS, the Planning Board has reviewed the proposed Local Law #4 of 2023 and recommended the rezone for approval by a unanimous vote at their January 25, 2023 public meeting for reasons that the action will constitute the use of an underutilized property and is not expected to result in any significant adverse impacts; and

WHEREAS, the applicant Northeast Property, LLC is also required to obtain an area variance of regarding minimum front and side yard setbacks from a dedicated street as a condition for approval of the rezone; and

WHEREAS, the Zoning Board of Appeals will be voting on the requested variances at their February 22, 2023 public meeting; and

WHEREAS, the Planning Department submitted a full statement of the proposed action to the Erie County Division of Environment and Planning pursuant to GMU Section 239-M, which was deemed a matter of local concern; and

WHEREAS, the Town Board of the Town of Evans declared Lead Agency in accordance with the SEQR process and issued a negative declaration for this action.

NOW, THEREFORE BE IT RESOLVED, that Proposed Local Law #4 of the year 2023, as amended, which will amend Local Law #8 of the year 1987, commonly known as the Zoning Law, and any amendments thereto, specifically Town Code Chapter 200: Zoning, Section 200-4(B) - Provision for Official Zoning Map, for the purpose of rezoning the 1.10+ acre parcel located 8328 Erie Road (SBL# 220.19-1-5) from General Business (GB) to Multi-Family Residential-3 (MFR-3) on the Town's official zoning map be adopted as Local Law # 4 of the year 2023 contingent and to be enacted only upon the ZBA's approval of the area variances for front and side yard setback of the preexisting nonconforming structure on the site; and

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

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

RESOLUTION 2023 #123 Accept Minutes

Supervisor Hosler moved and Councilman Macko seconded that the reading of the minutes of February 1, 2023 be dispensed with and accepted as submitted by the Town Clerk.

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

Councilman George	Aye
Supervisor Hosler	Aye

RESOLUTION 2023 #124 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 January 2023:

Town Clerk Report	$25,427.23
Interest	$1.25
Greenspace Fee	$ 0
Petty Cash	$650.00

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2023 #125 Part Time Dog Control Officer

Councilman Schraft moved and Supervisor Hosler seconded,

WHEREAS, the Town of Evans and Town of Brant have entered into a shared services agreement for Dog Control Services and the Town of Evans will be providing Dog Control Services for the Town of Brant which will increase the calls for service for our Dog Control Officers; and

WHEREAS, Melissa Sciarrino has completed a certification program in small animal science and has successfully completed an internship with the Town of Evans Dog Control;
NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Evans hereby appoints Melissa Sciarrino as a Part Time Dog Control Officer effective February 27, 2023 at an hourly salary of $15.20; and

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; and
FURTHER, BE IT RESOLVED, a copy of this resolution will be provided to HR Department and the Chief of Police.

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2023 #126 Authorization to Attend NYS Floodplain & Stormwater Conference

Supervisor Hosler moved and Councilman Macko seconded,

WHEREAS; Code Enforcement Officer/MS4 Officer Tony Fischione requests permission to attend the 2023 Annual NYS Floodplain and Stormwater Managers Association Conference; and

WHEREAS; said training will be held in Syracuse, NY on April 18 – April 20, 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;

NOW THEREFORE BE IT RESOLVED; the Town Board of the Town of Evans grants permission to Tony Fischione, Code Enforcement Officer/MS4 Officer, to attend said training and all appropriate and reasonable expenses shall be paid by the Town.

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2023 #127 Authorization to Execute Contract with Municipal Solutions Inc

Councilman George and Councilman Schraft seconded,

WHEREAS, Municipal Solutions, Inc. submitted a proposal to the Town to assist with Continuing Disclosure filings and regulations pursuant to the Rule, which supersedes any prior disclosure filing currently in place. This information must be disclosed through filings on the Municipal Securities Rulemaking Board's (MSRB) Electronic Municipal Market Access (EMMA) system, the Nationally Recognized Municipal Securities Information Repository (NRMSIR);
BE IT RESOLVED, the Town of Evans enter into a renewal agreement (Contract dated March 30, 2023) for the Town of Evans MSRB Continuing Disclosure Updates and EMMA filings) with Municipal Solutions, Inc. Western New York Office located at 65 Main Street, LeRoy, New York 14482, with the terms and conditions per the proposal submitted to the Town of Evans; and
FURTHER, BE IT RESOLVED, that the Supervisor Hosler is hereby authorized to execute the contract, upon the approval of the Town Attorney.

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2023 #128 Accept New Member - Lake Erie Beach Volunteer Fire Company

Supervisor Hosler moved and Councilman Schraft seconded,

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 February 1, 2023 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.;

Christopher Paine

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2023 #129 Part Time Seasonal Laborer Appointments - Highway Dept.

Councilman Macko moved and Councilman Schraft seconded,

BE IT RESOLVED, effective February, 21, 2023, the following individuals be appointed as PT Seasonal Laborer positions for the Town of Evans Highway Department, for up to a five (5) month period (July 21, 2023), working up to 39.5 hours per week, at the hourly rated indicted below;

NAME	SALARY
Kurtiss Driscoll	$15.20
Jonathan Hammond	$15.20; and

FURTHER, BE IT RESOLVED, the Town Clerk will give a copy of this resolution to Human Resources and the Superintendent of Highways.

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2023 #130 Advertise for Bids for Garbage and Recycling Services.

Councilman George moved and Supervisor Hosler seconded,

WHEREAS, the current contract for the collection, hauling and processing of municipal solid waste, bulk waste and recyclables is about to expire; and

WHEREAS, the Town wishes to solicit and request proposals for the provision of such services in the future;

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk is authorized to advertise for a request for proposals for the collection, hauling and processing of municipal solid waste, bulk waste and recyclables to be received in response to such published request and said proposals are to be received no later than 2:00pm on Thursday, March 9, 2023 and opened then.

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2023 #131 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	Absent
Councilman Macko	Aye
Councilman Schraft	Aye
Councilman George	Aye
Supervisor Hosler	Aye

RESOLUTION 2023 #132 Approve Town Licenses

Councilman Schraft moved and Supervisor Hosler seconded,

1.) William Paladino D/B/A The Beach Club at Mickey Rats - Refreshment, Amusement Live Band Commercial
RESOLVED, that the aforesaid licenses be granted pertaining to the report of the Chief of Police and the Department of Health where appropriate.

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

RESOLUTION 2023 #133 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	2/16/2023
ABSTRACT NO.	4
VOUCHER NO.	12018 - 12076
CHECK NUMBERS	85316 - 85368
APPROVED AT	Board Meeting
DATE	2/15/2023
GENERAL	$297,505.12
PART TOWN	$5,038.25
HIGHWAY DB	$58,912.97
WATER	$6,073.60
CAPITAL PROJECTS	
SPECIAL DISTRICTS	$1,754,376.32
DEBT SERVICE	
TOTAL	$2,121,906.26

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

RESOLUTION 2023 #134 Adjournment

Supervisor Hosler moved and Councilman Schraft seconded to adjourn Wednesday, February 15, 2023 at 6:00pm for a Work Session and the Regular Meeting to follow.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Reitz	Absent
	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

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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

February 23, 2023

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

RE: Minor Subdivision Review – dividing a 55.78± acre parcel to create 4 parcels; a 0.8± acre parcel, a 1.0± acre parcel, a 1.0± acre parcel and a 52.89± acre parcel all with frontage on Cradle Avenue, Angola NY, SBL# 235.09-5-1.111. Petitioner: Marguerite Hogg, 676 Cradle Avenue, Angola NY 14006.

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

Submitted for the March 1, 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 February 23, 2023, the Town of Evans Minor Subdivision Review Committee has recommended a negative declaration regarding the SEQR process for the Marguerite Hogg 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 Marguerite Hogg, Minor Subdivision.
(Addendum_____SEQR Short Environmental Assessment Form),

a division of SBL# 235.09-5-1.111, dividing a 55.78± acre parcel to create:

1. a 0.8± acre parcel with 200± feet of frontage on Cradle Avenue,
2. a 1.0± acre parcel with 200± feet of frontage on Cradle Avenue,
3. a 1.0± acre parcel with 200± feet of frontage on Cradle Avenue, and
4. a 52.89± acre parcel with 1,267.72± feet of frontage on Cradle Avenue.

Petitioner: Marguerite Hogg, 676 Cradle Avenue, Angola NY 14006

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

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Submitted for the March 1, 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 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 Marguerite Hogg Minor Subdivision,

a division of SBL# 235.09-5-1.111, dividing a 55.78± acre parcel to create:

1. a 0.8± acre parcel with 200± feet of frontage on Cradle Avenue,
2. a 1.0± acre parcel with 200± feet of frontage on Cradle Avenue,
3. a 1.0± acre parcel with 200± feet of frontage on Cradle Avenue, and
4. a 52.89± acre parcel with 1,267.72± feet of frontage on Cradle Avenue.

Petitioner: Marguerite Hogg, 676 Cradle Avenue, Angola NY 14006

AND BE IT FURTHER RESOLVED, in keeping with the Town's Minor Subdivision policy, no further subdivision of the remaining 52.89± acre parcel shall be permitted for a 10-year period, and

BE IT FURTHER RESOLVED, that a copy of this resolution be given to the Planning and Assessor's Offices.

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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
FEB 23 2023
Lynn M. Krajacic
Evans Town Clerk

APPLICATION FOR MINOR SUBDIVISION

DATE:

FILE # 21-46

TO BE COMPLETED BY APPLICANT

OWNER: NAME MARGUERITE HOGG
STREET ADDRESS 6760 CRADLE AVE STATE NY
CITY/ZIP ANGOLA / 14006 PH/FAX
CELL # 716-864-0222 EMAIL ADDR MHEGYT1@GMAIL.COM

CONSULTANT: NAME TRACY MANGUSO
STREET ADDRESS 9569 LAKESHORE RD STATE NY
CITY/ZIP ANGOLA / 14006 PH/FAX 716-549-4717
CELL # EMAIL ADDR TSPADA@MANGUSOLANDSURVEYING.COM

SUBDIVISION LOCATION END OF CRADLE AVE, ANGOLA, NY 14006
ZONING DISTRICT R2 SBL# 235.09-5-1.111

	ROAD NAME	FRONTAGE	ACRES
ORIGINAL LOT:	CRADLE AVE	1,667.72'	55.78+/-
PROPOSED LOTS:			
LOT # 1	CRADLE AVE	200'	0.8+/-
LOT #2	CRADLE AVE	200'	1.0+/-
LOT #3	CRADLE AVE	200'	1.0+/-
LOT #4	CRADLE AVE	1,267.72'	52.89+/-

APPLICATION SUBMITTAL APPOINTMENT n/a FEE (First Lot) $ 100.00
+$50 per each additional lot FEE TOTAL $ 250.00
(Non-Refundable – Payable to Town of Evans)

DATE RCVD: 2-22-23 MATERIALS CHKD BY: dw
REVIEWED BY: dw/wsc CKD BY: dw
PB WORK SESSION DATE: n/a PB MEETING DATE: n/a
TOWN BOARD PUBLIC HEARING DATE: 3/1/23
TOWN BOARD RESOLUTION DATE: 3/1/23

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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:
HOGG MINOR - CRADLE

Project Location (describe, and attach a location map):
END OF CRADLE AVE., ANGOLA, NY

Brief Description of Proposed Action:
Minor Subdivision - Dividing a 55.78+/- parcel into 4 lots; a 0.8+/-acre parcel, a 1.0+/-acre parcel, a 1.0+/-acre parcel and a 52.89+/-acre parcel; all with frontage on Cradle Ave.

Name of Applicant or Sponsor:	Telephone: 716-864-0222
MARGUERITE HOGG	E-Mail: MARGOHOGG@MSN.COM

Address:
676 CRADLE AVE.

City/PO:	State:	Zip Code:
ANGOLA	NY	14006

	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 governmental Agency? If Yes, list agency(s) name and permit or approval:	☒	☐

3.a. Total acreage of the site of the proposed action? 55.78 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? 55.78 acres

4. Check all land uses that occur on, adjoining and near the proposed action.
☐ Urban ☐ Rural (non-agriculture) ☐ Industrial ☐ Commercial ☒ Residential (suburban)
☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other (specify): _____
☐ Parkland

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	NO	YES	N/A
5. Is the proposed action, a. A permitted use under the zoning regulations?	☐	☒	☐
b. Consistent with the adopted comprehensive plan?	☐	☒	☐
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	☐	☒	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	☒	☐	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	☒	☐	
b. Are public transportation service(s) available at or near the site of the proposed action?	☒	☐	
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	☒	☐	
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:	☒	☐	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____	☐	☒	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____	☐	☒	
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places?	☒	☐	
b. Is the proposed action located in an archeological sensitive area?	☒	☐	
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: _____	☒	☐	

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 plain?	☒	☐
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? ☒ NO ☐ YES	☐	☒
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: ☒ NO ☐ YES		

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	NO	YES
18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size: _____	X	
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: _____	X	
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: _____	X	

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

Applicant/sponsor name: MARGUERITE HOGG Date: 2-22-2023

Signature: Marguerite Hogg

PRINT FORM

Res 1

Resolution - Appointment of Assessment Review Member

WHEREAS; the Town of Evans Board of Assessment Review has one (1) vacancy due to resignations; and

WHEREAS; the Town desires to fill the vacancy for the remainder of the terms for those specific vacancy;

BE IT RESOLVED; effective immediately, that Laura Smith is hereby appointed to the Town of Evans Board of Assessment Review for the term ending September 30, 2023; and

FURTHER, BE IT RESOLVED; the above referenced appointments shall not receive compensation from the Town of Evans.

Res 2

Resolution - Advertise the RFP for 2023 Emergency Tree Removal Services for the Town of Evans

WHEREAS, the Town of Evans is issuing a Request for Proposals (RFP) for the 2023 Emergency Tree Removal Services for the purpose of removing Town owned trees from Town property and completing stump grinding afterwards; and

WHEREAS, a full copy of the Request for Proposal shall be available by emailing the Consulting Town Engineer from Clark Patterson Lee, Steve Tanner at stanner@cplteam.com;

RESOLVED, the Evans Town Board shall authorize the Town Clerk to advertise a Request for Proposal regarding the above reference project; and

BE IT FURTHER RESOLVED, that sealed proposals are due to the Town of Evans Town's Clerk Office at 8787 Erie Road, Angola, NY 14006 by 2:00 p.m. (local time) on Tuesday, March 21, 2023, at which time the sealed proposals will be opened.

ROLL CALL VOTE:

Res 3

Submitted by Director of Planning and Community Development for the March 1, 2023 Town Board meeting:

RESOLUTION: APPOINTMENT OF TOWN OF EVANS PLANNING BOARD MEMBER

WHEREAS, there is a currently vacancy on the Evans Planning Board; and

WHEREAS, Joseph M. Mesi meets the membership requirements of the Evans Planning Board being a resident of the Town and having work experience as a business owner and licensed contractor on large scale projects; and

WHEREAS, the Planning Director, William Smith has recommended the appointment of Joseph M. Mesi to fill the remainder of the term previously held by Michael Connors; and

WHEREAS, Joseph M. Mesi has agreed to serve as a member of the Planning Board.

NOW THEREFORE BE IT RESOLVED, that the Evans Town Board hereby appoints Joseph M. Mesi as a member of the Evans Planning Board for a term which will expire on December 31, 2026; and

FURTHER BE IT RESOLVED, a copy of this resolution will be given to the Town Clerk's office for record.

ROLL CALL VOTE:

Res 4

RESOLUTION – HOURLY ADJUSTMENT FOR PART-TIME EMPLOYEE

WHEREAS, with the increased volume in passport applications, there is a need for an additional Passport Agent in the Evans Town Clerk's office; and

WHEREAS, Ruth Davis has begun the process of training for the above referenced Passport Agent duties; and

WHEREAS, Town Clerk Lynn Krajacic will inform Human Resources/Payroll of the completion of said training;

NOW, THEREFORE, BE IT RESOLVED, upon completion of the Passport Agent training, Ruth Davis will assume the responsibilities of the aforementioned service; and

FURTHER BE IT RESOLVED, her hourly rate will be adjusted to $16.70 per hour to reflect these additional duties.

ROLL CALL VOTE:

Res5

RESOLUTION – NOTARY TRAINING REIMBURSEMENT

WHEREAS, Town of Evans employees enrolled in on-site notary training course; and

WHEREAS, the training was held on Friday, February 24, 2023 at the Evans Town Hall at a cost of $50.00 per person, paid by the employee;

NOW, THEREFORE, BE IT RESOLVED, the following employees, who have successfully completed the training, will be reimbursed $50.00 each, which is the cost of the training per person:

Alex Haley
Jeneen Hill
Kelly Kent
Karen Tempski

ROLL CALL VOTE:

Res 6

RESOLUTION - TOWN BOARD MEMBERS PROVIDED REQUESTED DOCUMENTATION

WHEREAS, the Town Board is the legislative body of the Town of Evans and as per NYS Town Law, general powers of the Town Board include, but are not limited to, adopting budgets, managing and controlling Town finances and Town property, establishing policies and procedures, and adopting local laws; and

WHEREAS, Town Board members requesting documentation for review to perform and/or carry out the duties of their office shall direct all such request(s) to the appropriate Department Head;

NOW, THEREFORE, BE IT RESOLVED, Town Board members shall be provided with a copy of requested documentation solely necessary to address items appearing on the current agenda for the upcoming Town Board meeting, as long as such document(s) are not of a confidential nature or fall within a recognized exemption under the Freedom of Information Law, and

FURTHER, BE IT RESOLVED, if there is a question regarding whether documentation requested is of a confidential nature and/or exempt under the Freedom of Information Law, the Department Head shall not deliver such documents and notify the Town Supervisor accordingly; and

FURTHER, BE IT RESOLVED, the Town Clerk shall provide a copy of this resolution to all Department Heads.

ROLL CALL VOTE:

Res 7

RESOLUTION – CLIMATE SMART COMMITTEE APPOINTMENT

Be it resolved, effective immediately and upon successful completion of the mandated background checks for all Review Boards, Advisory Boards and/or Town Committees, Edward Schneider is hereby appointed to the 2023 Town of Evans Climate Smart Committee.

ROLL CALL VOTE

Res 8

RESOLUTION – STURGEON POINT CONCESSION REQUEST FOR PROPOSALS

WHEREAS, the agreement with the concessionaire to provide food and beverage concessions at Sturgeon Point Marina, Town of Evans, New York, has expired; and

WHEREAS, the Town of Evans desires to contract with a concessionaire to continue to provide food and beverage services at Sturgeon Point Marina, Town of Evans, New York; and

THEREFORE, BE IT RESOLVED that the Town of Evans is hereby authorized to prepare a Request for Proposals relating to furnishing food and beverage concessions at Sturgeon Point Marina in the Town of Evans for the 2023, 2024 and 2025 Seasons, which runs May 1 through and including October 15 each year; and

BE IT FURTHER RESOLVED that a copy of the proposal questionnaire may be obtained from Evans Town Hall located at 8787 Erie Road, Angola, New York 14006; and

BE IT FURTHER RESOLVED that the Request for Proposals are due to the Town Clerk's office by 11:00 a.m. on Tuesday, March 21, 2023; and

BE IT FURTHER RESOLVES that the Town Clerk is authorized to advertise said RFP in the Town's legal paper.

ROLL CALL VOTE: