Evans Town Board

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

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

RESOLUTION 2023 #237 Accept Minutes

Deputy Supervisor George moved and Councilman Schraft seconded that the reading of the minutes of May 3, 2023 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
	Deputy Supervisor George	Aye

Communications

Supervisor Hosler reported that the Supervisor's March 2023 Monthly Report has been made to the Town Board and a copy was filed with the Town Clerk's Office.

RESOLUTION 2023 #238 Amend Resolution 2023 #234 Appointment of Part Time Seasonal Parks Department

Councilman Schraft moved and Deputy Supervisor George seconded;

WHEREAS, resolution #2023-234 was unanimously passed by the Evans Town Board on May 3, 2023; and

WHEREAS, Jacob Logan's start date was approved as May 22, 2023; and

WHEREAS, at the request of the Parks Crew Chief Richard Galfo, there is a need for Parks Department Laborer's to start employment earlier than the previous date of May 22, 2023, to prepare for the upcoming season; and

WHEREAS, Jacob Logan is available to start employment with the Town of Evans on Tuesday, May 16, 2023;

BE IT RESOLVED, that Jacob Logan is hereby approved to start employment with the Town of Evans on Tuesday, May 16, 2023 as PT Seasonal Laborer, for up to a five (5) month period (October 2023), working up to 39.5 hours per week, at the hourly rate of $15.20; and

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

FURTHER, BE IT RESOLVED, the Town Clerk will give a copy of this resolution to Human Resources and the Parks Crew Chief; and

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

RESOLUTION 2023 #239 Appointment of Part Time Seasonal Laborer

Councilman Schraft moved and Deputy Supervisor George seconded to remove resolution from the Agenda.

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

RESOLUTION 2023 #240 Appointment of Part Time Season Employee

Deputy Supervisor George moved and Councilman Macko seconded;

BE IT RESOLVED, the following individual be appointed as PT Seasonal position, for up to a five (5) month period (October 2023), working up to 39.5 hours per week, at the hourly rated indicted below;

NAME	SALARY	POSITION	START DATE
Maxfield Michalec	$15.20	LABORER	May 16, 2023

FURTHER, BE IT RESOLVED, the Town Clerk will give a copy of this resolution to Human Resources and the Parks Crew Chief; and

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

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

RESOLUTION 2023 #241 Appoint to Accessibilities Committee

Councilman Macko moved and Councilman Reitz seconded;

BE IT RESOLVED, effective immediately, Debra Ludwig is hereby appointed to the Town of Evans Accessibilities Committee.

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

RESOLUTION 2023 #242 Lake Erie Beach Volunteer Fire Company Inc – Elected Member

Councilman Reitz moved and Deputy Supervisor George 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 candidates were 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 members elected into membership to Lake Erie Beach Volunteer Fire Company, Inc.;

Robert Pfeffer

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

RESOLUTION 2023 #243 Authorize Deputy Supervisor to Enter Into Contract with Ring Central

Councilman Macko moved and Councilman Reitz seconded;

WHEREAS, there is an immediate need for the Town of Evans phone system to be upgraded, due to the existing phone system equipment and software is beyond end of service life; and

WHEREAS, quotes were received and reviewed from various vendors; and

WHEREAS, meetings, presentations and demos have been conducted with our IT Department based on the Town of Evans specific needs, including the complex requirements of the Town of Evans Police Department; and

WHEREAS, the above referenced information was presented to the Evans Town Board, discussing various options and vendors; and

WHEREAS, the Town Board has given authorization to proceed with RingCentral as the service provider, located at 20 Davis Drive, Belmont, California 94002, for a service commitment period of an initial term of 36 months, with a renewal term of 36 months;

BE IT RESOLVED, that Deputy Supervisor Thomas George is authorized to execute all necessary contract documents with RingCentral, Inc., upon the approval of the Town Attorney.

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

RESOLUTION 2023 #244 Lead Agency – SEQR – 7612 and 7690 Southwestern Blvd

Deputy Supervisor George moved and Councilman Reitz seconded;

WHEREAS, the Town Board has reviewed Part 1 of the SEQR Full Environmental Assessment Form prepared by Solar Liberty ("the Applicant") for the proposed construction of a Type 1 Solar Photovoltaic System to be located at 7612 and 7690 Southwestern Blvd ("the Project"); and

WHEREAS, the Project includes the development of two solar facilities generating 4.25 megawatts and 4.0 megawatts of electricity on approximately 30 acres of vacant land located within the designated Solar Overlay District; and

WHEREAS, according to Section 200-73 of the Evans Town Code, any SPS Type 1 utility-scale solar photovoltaic system in the Town of Evans requires the issuance and approval of a special use permit and site plan approval; and

WHEREAS, the Project is also subject to the full site plan review and recommendation of the Planning Board prior to Town Board approval; and

WHEREAS, the Town Board determines that the Project is classified as a Type 1 Action under the State Environmental Quality Review ("SEQR") regulations; and

WHEREAS, the Town Board also determines that the Project is subject to review and approval by other involved and interested agencies under SEQR; and

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

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

BE IT FURTHER RESOLVED, that the Town of Evans Planning Department is directed to provide notice hereof to the involved and

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

RESOLUTION 2023 #245 Budget Transfers – Highway

Councilman Schraft moved and Councilman Reitz seconded;

WHEREAS, the Town is obligated by general municipal law to maintain a balanced budget;

NOW, THEREFORE, BE IT RESOLVED, the Town Board of the Town of Evans hereby authorizes the Supervising Accountant to make the following budget transfer to reappropriate funds for costs associated with the purchase of the emergency heating system replacement for the Highway Barn:

Transfer From:

A1990.400.00	General Fund – Contingent	$23,900

Transfer To:

A5010.412.00	Highway – Facility Maintenance	$23,900

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

RESOLUTION 2023 #246 Suspend the Rules of Order

Councilman Schraft moved Councilman Reitz seconded to suspend the rules of order for the consideration of additional resolutions.

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

RESOLUTION 2023 #247 Authorization to Execute Stop DWI Contract

Deputy Supervisor George moved and Councilman Reitz seconded;

WHEREAS, the Town of Evans intends to continue its participation in the Erie County STOP-DWI program which provides grant funding to communities in support of stop-DWI measures;

NOW, THEREFORE, BE IT RESOLVED, that Deputy Supervisor Thomas S. George and Chief of Police Gregory Szarowicz are hereby authorized to execute and any all documents regarding the Erie County STOP-DWI contract (January 1, 2023 to December 31, 2023) on behalf of the Town of Evans; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to prepare a verified copy of this resolution to be attached to the STOP-DWI contract package.

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

Amended 06/07/2023
Res: 2023-#254
PG: 227

RESOLUTION 2023 #248 Appointment of Code Enforcement Officer

Councilman Macko moved and Councilman Reitz seconded;

WHEREAS; A vacancy exists for a Code Enforcement Officer; and

WHEREAS; John Flading is currently the Assistant Code Enforcement Officer; and

WHEREAS; John Flading is currently executing the duties and responsibilities of the Code Enforcement Officer; and

WHEREAS; Civil Service canvassing is actively being performed to fill the vacancy;

NOW, THEREFORE, BE IT RESOLVED, that John Flading is hereby appointed provisionally as a Code Enforcement Officer for the Town of Evans, effective May 17, 2023, at an annual salary of $59,372 and all terms and conditions of the IBEW Local #41 current collective bargaining agreement; 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 Local #41 collective bargaining agreement.

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

RESOLUTION 2023 #249 Appointment of Full Time Police Officer

Councilman Schraft moved and Deputy Supervisor George seconded;

WHEREAS, there is an opening for a Full Time Police Officer in the Evans Police Department; and,

WHEREAS, Giovanni Schifano is currently a part-time Police Officer for the Town of Evans and meets the requirements necessary to be a full-time Town of Evans Police Officer; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Evans hereby appoints, Giovanni Schifano, effective May 27, 2023, upon the approval of the Erie County Civil Service Department; and

FURTHER, BE IT RESOLVED, all other relative issues, rules and regulations will be understood to all parties subject to Civil Service Law and Evans Police Benevolent Association (PBA) collective bargaining agreement; and

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

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

RESOLUTION 2023 #250 Audit of Bills

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

AUDIT OF BILLS

DATE	5/18/2023
ABSTRACT NO.	10
VOUCHER NO.	12465 - 12533
CHECK NUMBERS	85728 - 85785
APPROVED AT	Board Meeting
DATE	5/17/2023
GENERAL	$33,403.22
PART TOWN	$227,777.81
HIGHWAY DB	$20,740.45
WATER	

CAPITAL PROJECTS	$76,596.60
SPECIAL DISTRICTS	$25.00
DEBT SERVICE	
TOTAL	**$358,543.08**

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Reitz	Aye
Councilman Macko	Aye
Councilman Schraft	Aye
Deputy Supervisor George	Aye

RESOLUTION 2023 #251 Adjournment

Deputy Supervisor George moved and Councilman Schraft seconded to adjourn to Wednesday, June 7, 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
Deputy Supervisor George	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