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 #494 Accept Minutes

Deputy Supervisor George moved and Councilman Reitz seconded that the reading of the minutes of November 8, 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

Minor Subdivision – dividing a 8.45± acre parcel on Wisconsin Road, Derby NY, known as SBL# 206.00-4-9.1 into two parcels; a 1.0± acre vacant parcel and a 7.452± acre parcel. Petitioner: Derby Warehousing, LLC, 1393 Wisconsin Road, Derby, NY 14047

RESOLUTION 2023 #495 SEQR Negative Declaration – Derby Warehousing

Councilman Schraft moved and Councilman Macko seconded;

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 November 13, 2023, the Town of Evans Minor Subdivision Review Committee has recommended a negative declaration regarding the SEQR process for the Derby Warehousing, LLC Minor Subdivision, and

WHEREAS, it has been determined that the subdivision of this property will not result in any significant environmental 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 Derby Warehousing, LLC Minor Subdivision
(Addendum A SEQR Short Environmental Assessment Form),

a division of SBL# 206.00-4-9.1, dividing a 8.45± acre parcel to create:

1. a 1.0± acre vacant parcel with 110± feet of frontage on Wisconsin Road, and
2. a 7.452± acre parcel with 255± feet of frontage on Wisconsin Road

Petitioner: Derby Warehousing, LLC, 1393 Wisconsin Road, Derby, NY 14047

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	Aye
	Councilman Macko	Aye
	Councilman Schraft	Aye
	Deputy Supervisor George	Aye

RESOLUTION 2023 #496 Minor Subdivision Approval – Derby Warehousing LLC

Councilman Macko moved and Councilman Schraft seconded;

WHEREAS, the proposed subdivision was not referred to the Erie County Department of Environment and Planning for a 239M Review as it did not meet their criteria for review, 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 Derby Warehousing, LLC Minor Subdivision,

a division of SBL# 206.00-4-9.1, dividing a 8.45± acre parcel to create:

1. a 1.0± acre vacant parcel with 110± feet of frontage on Wisconsin Road, and
2. a 7.452± acre parcel with 255± feet of frontage on Wisconsin Road.

Petitioner: Derby Warehousing, LLC, 1393 Wisconsin Road, Derby, NY 14047

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	Aye
	Councilman Macko	Aye
	Councilman Schraft	Aye
	Deputy Supervisor George	Aye

RESOLUTION 2023 #497 Advertise for Request for Proposal for Transportation Master Plan

Councilman Macko moved and Councilman Reitz seconded;

WHEREAS, the Town of Evans wishes to develop a Transportation Master Plan to identify improvements, policies, programs, strategies, projects, schedules, responsibilities, costs and funding sources needed to assure that the Evans transportation system adequately serves the Town's travel needs; and

WHEREAS, the Town is seeking to retain a professional transportation planning and engineering consultant firm and/or teams licensed to practice in New York State to provide master planning services; and

WHEREAS, the Director of Planning and Community Development is hereby authorized to prepare a Request for Proposals (RFP) for the Town of Evans for the Transportation Master Plan; and

WHEREAS, the RFP will be posted and made available at the Evans Planning Office, 8787 Erie Road, Angola, NY 14006, beginning Monday, November 20th, 2023.

NOW, THEREFORE BE IT RESOLVED, the Planning Office shall advertise a notice of invitation for proposals for the Transportation Master Plan; and

BE IT FURTHER RESOLVED, that proposals are due to the Evans Planning Office, 8787 Erie Road, Angola, New York, by 2:00 p.m. (local time) on Monday, January 15th of 2024.

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

RESOLUTION 2023 #498 Appointment of Part Time Assistant Code Enforcement Officer

Deputy Supervisor George moved and Councilman Macko seconded,

WHEREAS; A vacancy exists for a Part Time Assistant Code Enforcement Officer; and

WHEREAS; The Town posted the position for Part Time Code Enforcement Officer; and

WHEREAS; HR – Kelly Kent and Code Enforcement Officer – John Flading conducted interviews; and

NOW, THEREFORE, BE IT RESOLVED, that Jared Elliott is hereby appointed as Part Time Code Enforcement Officer for the Town of Evans effective December 4, 2023 at an hourly rate of $21.40 and a maximum of 19.5 hours per week.

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

RESOLUTION 2023 #499 Enter Agreement with Angola Fire Protection District

Councilman Reitz moved and Deputy Supervisor George seconded,

WHEREAS, the Town Clerk of the Town of Evans advertised for a public hearing to be held on November 8, 2023 at 7:10 p.m. in accordance with Section 184 of the Town Law for the purpose of considering proposed contracts with the Village of Angola and the Village of Angola Fire Company, Evans Center Fire Company, Lake Erie Beach Fire Company and Highland Hose Fire Company for fire protection and/or emergency ambulance service to be furnished by said fire departments to the Angola Fire Protection District; and

WHEREAS, said public hearing was held on November 8, 2023,

NOW, THEREFORE, BE IT RESOLVED, that the Town of Evans enter into an agreement with the Village of Angola and the Village of Angola Fire Company, Evans Center Fire Company, Lake Erie Beach Fire Company and Highland Hose Fire Company for fire protection and/or emergency services for the calendar year 2024, pursuant to the advertised amounts.

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

RESOLUTION 2023 #500 Amend and Adopt Preliminary 2024 Budget

Councilman Schraft moved and Councilman Reitz seconded,

WHEREAS, officers and employees in charge of various administrative units of the government of the Town of Evans have submitted estimates of revenues and expenditures for the fiscal year ending December 31, 2024; and

WHEREAS the Supervisor, as the Town's Budget Officer, has caused a tentative ad valorem budget to be prepared, and the Town Clerk has presented such budget to the Town Board; and

WHEREAS, the Supervisor filed a preliminary budget with the Town Clerk on October 27, 2023; and

WHEREAS, the Town Board has met and considered the preliminary budget for the year ending December 31, 2024 and made amendments to same, and a public meeting was conducted on November 8, 2023 as required by Section 108 of Town Law;

NOW, THEREFORE, BE IT RESOLVED, that the preliminary budget as amended and as hereinafter set forth, is hereby adopted as the annual benefit basis budget of the Town of Evans for the fiscal year ending December 31, 2024.

Increased	SF3410.400.04	$4,000
Increased	Appropriated Fund Balance	$4,000

To reflect changes on proposed LOSAP fee structure for 2024.

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

RESOLUTION 2023 #501 Audit of Bills

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

AUDIT OF BILLS	
DATE	11/16/2023
ABSTRACT NO.	21
VOUCHER NO.	13510 - 13586
CHECK NUMBERS	86561 - 86618
APPROVED AT	Board Meeting
DATE	11/15/2023
GENERAL	$984,886.26

PART TOWN	$51,003.23
HIGHWAY DB	$105,835.82
WATER	$0.00
CAPITAL PROJECTS	$411,379.16
SPECIAL DISTRICTS	$25.00
DEBT SERVICE	
TOTAL	$1,553,129.47

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2023 #502 Adjournment

Deputy Supervisor George moved and Councilman Macko seconded to adjourn Wednesday, December 6, 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