Evans Town Board

At a Regular Meeting of the Town Board of the Town of Evans, held at the Evans Town Hall, 8787 Erie Road, Angola New York there were:

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

RESOLUTION 2023 #459 Execute Right of Way Agreements

Councilman Macko moved and Councilman Schraft seconded,

RESOLUTION - Authorization to Execute Right of Way Agreements – Derby Road Culvert Replacement Over Pike Creek

WHEREAS, the Town previously authorized C & S Companies to provide the remaining design, engineering and right-of-way services for the Derby Road Culvert Replacement Over Pike Creek (herein and after known as the "Project"); and

WHEREAS, the project requires the fee acquisition for the construction or reconstruction of the highway and bridge replacement and other facilities associated with the project; and

WHEREAS, C & S Companies' project engineer has identified specific real property which the Town shall need to acquire in fee or as permanent easements or as temporary easements in order to best accomplish this project; and

WHEREAS, acquisition of the land for right of way and temporary easements must be completed; and

WHEREAS, C & S Companies has been negotiating with the owners of these necessary parcel portions for their acquisition as required for the construction of the Project; and

WHEREAS, based upon examination of an appraisal for a portion of certain real property located at 7547 Derby Road (Tax ID 206.04-2-7), C & S Companies, in consult with the Town Planning Director, agree with the recommended compensation of $1,000 for said property; and

WHEREAS, based upon examination of an appraisal for a portion of certain real property located at 7523 Derby Road (Tax ID 206.04-2-9), C & S Companies, in consult with the Town Planning Director, agree with the recommended compensation of $1,100 for said property; and be it

RESOLVED, that the Town Board hereby authorizes C & S Companies to complete negotiations with the property owner of the above parcel for the acquisition of that portion of the real property on behalf of the Town at the recommended compensation fee; and, be it further

RESOLVED, the Town Board authorizes Acting Deputy Supervisor Thomas George to execute any purchase agreements for right-of-way incidental and acquisition costs relative to a portion of certain real property located at 7547 and 7523 Derby Road as a Town right of way in furtherance of the Derby Road Culvert Replacement Over Pike Creek project.

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

RESOLUTION 2023 #460 Re-levy Charges to 2024 Town & County Bill

Councilman Schraft moved and Councilman Reitz seconded,

BE IT RESOLVED, in accordance with New York State Town Law, Section 198, the Evans Town Board has opted to enforce various unpaid accounts for water, sewer, refuse and other unpaid town services as indicated below; and

BE IT FURTHER RESOLVED, in light of the aforementioned, the Erie County Legislature shall levy in such sums as indicated below and against the applicable properties as provided for on the Town of Evans Assessor's master computer assessment roll file:

TOTAL Unpaid Water Evans $7,615.58

TOTAL Unpaid Water ECWA $24,120.32

TOTAL Unpaid Water Surcharge ECWA $23,880.38

TOTAL Clean-Up Charges $507,830.00

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

RESOLUTION 2023 #461 Adjournment

Deputy Supervisor George moved and Councilman Reitz seconded to adjourn the Work Session to Wednesday October 18, 2023 for a Work Session at 6pm 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