Meeting #17
Regular _X_ Special _____

Wednesday September 18, 2024

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: September 4, 2024 Regular Town Board Meeting Minutes	
V	Communications:	
VI	Public Hearing & Bid Opening:	
VII	Committee & Department Head Reports:	
VIII	Town Clerk's Reports: August 2024 Town Clerk Report $38,510.62 Interest $3.54 Greenspace Fee $2100.00 Petty Cash $650.00	
IX	Old Business:	
X	Privilege of the Floor:	
XI	Resolutions: 1.) Appointment of Part time Van Driver (Going Places Van) 2.) Advertise for Public Hearing CDBG - 2025-2026 3.) Appointment of Part Time Dispatcher 4.) Highland Hose Special Event/Live Band Application Approval 5.) Request permission to Attend Association of Towns Planning And Zoning School	
XII	Licenses: 1.) David Jacobson d/b/a Pat's Pizzeria (LakeShore Rd) - Refreshment	
XIII	Audit of Bills:	
XIV	Adjournment to: Wednesday October 2, 2024 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:	Michael Schraft	Councilman
	John Wilson	Councilman
	Jeanne Macko	Councilman
	Laurie Reitz	Councilman
	Raymond Ashton	Supervisor
ALSO PRESENT:	Lynn Krajacic	Town Clerk
	Lisa Poch	Town Attorney

RESOLUTION 2024 #313 Accept Minutes

Supervisor Ashton moved and Councilman Macko seconded that the reading of the August 21, 2024 meeting minutes dispensed with and accepted as submitted by the Town Clerk.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Schraft	Aye
	Councilman Wilson	Aye
	Councilman Macko	Aye
	Councilman Reitz	Aye
	Supervisor Ashton	Aye

RESOLUTION 2024 #314 Appointment of Part Time Seasonal Laborer - Highway

Councilman Macko moved and Councilman Schraft Seconded;

BE IT RESOLVED, effective September 3, 2024, the following individual be appointed to a Part Time Seasonal Laborer position for the Town of Evans Highway Department, for up to a five (5) month period, working up to 39.5 hours per week, at the hourly rate indicated below;

Lawrence Jenkins $17.20; and

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

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

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Schraft	Aye
	Councilman Wilson	Aye

Councilman Macko	Aye
Councilman Reitz	Aye
Supervisor Ashton	Aye

RESOLUTION 2024 #315 New York State Standard Work Days Reporting

Councilman Schraft moved and Councilman Macko seconded;

BE IT RESOLVED, that the Town Board of the Town of Evans establishes the following as Standard Work Days for Elected and Appointed Officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body (see below):

Title	Standard Work Day	Name	Current Term Begin/End Date	ROA Results	Not Submitted
(Elected Officials)					
Councilwoman	6	Macko, Jeanne	01/01/2022 - 12/31/2025	9.80	
Councilman	6	Schraft, Michael	01/01/2022 - 12/31/2025	11.37	
Councilman	6	Wilson, John	01/01/2024 - 12/31/2027	8.06	
Town Clerk	6	Krajacic, Lynn	01/01/2022 - 12/31/2025	21.96	
Town Justice	6	Cooper, Moira	01/01/2023 - 12/31/2026	3.78	
Town Justice	6	Glascott, Dennis	01/01/2021 - 12/31/2024	2.23	
(Appointed Officials)					
Town Assessor	6	Hill, Jeneen	10/01/2019 - 09/30/2025	22.18	
Town Prosecutor	6	Farrell, Jennifer	01/01/2024 - 12/31/2024	2.24	
Town Attorney	6	Poch, Lisa	01/01/2024 - 12/31/2025	4.05	
Deputy Town Attorney And Town Prosecutor	6	Penberthy, Brittanylee	01/01/2024 - 12/31/2024	3.04	
Secretary to Supervisor	6	Holl, Mary	01/01/2024 - 12/31/2024	33.93	

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Schraft	Aye
	Councilman Wilson	Aye
	Councilman Macko	Aye
	Councilman Reitz	Aye
	Supervisor Ashton	Aye

RESOLUTION 2024 #316 Authorize Court Clerk to Attend NYS Magistrates Clerk's Conference

Councilman Wilson moved and Councilman Reitz Seconded;

WHEREAS; Court Clerk Kristen Meyer requests permission to attend the New York State Magistrates Court Clerk's Annual Conference; and

WHEREAS; said annual conference will be held in Niagara Falls, New York from Sunday, September 29, 2024 to Wednesday, October 2, 2024; and

NOW, THEREFORE, BE IT RESOLVED, that the Board of the Town of Evans shall grant permission to Kristen Meyer, to attend said conference and all appropriate and reasonable expenses shall be paid by the Town, per Town policy.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Schraft	Aye
	Councilman Wilson	Aye
	Councilman Macko	Aye
	Councilman Reitz	Aye
	Supervisor Ashton	Aye

RESOLUTION 2024 #317 Town Justice to Attend NYS Magistrates Conference

Councilman Wilson moved and Councilman Reitz Seconded;

WHEREAS; Town Justice Moira Cooper requests permission to attend the New York State Magistrates Association 114th Annual Conference; and

WHEREAS; said annual conference will be held in Niagara Falls, New York from Sunday, September 22, 2024 to Wednesday, September 25, 2024;

NOW, THEREFORE, BE IT RESOLVED, that the Board of the Town of Evans shall grant permission to Judge Moira Cooper, to attend said conference and all appropriate and reasonable expenses shall be paid by the Town, per Town policy.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Schraft	Aye
	Councilman Wilson	Aye
	Councilman Macko	Aye
	Councilman Reitz	Aye
	Supervisor Ashton	Aye

RESOLUTION 2024 #318 Award Bid for Sale of Property - 146 Potomac Avenue

Supervisor Ashton moved and Councilman Reitz Seconded;

WHEREAS; per resolution 2024-265, two (2) Town owned properties went up for sale in the Town of Evans, which were bought from BENLIC:

273 Dawn Avenue, Angola, NY 14006 and
146 Potomac Avenue, Angola, NY 14006; and

WHEREAS; the Evans Town Board authorized the Town Clerk to advertise for bids for the sale of the aforementioned properties in the Town of Evans; and

WHEREAS; bids were received and opened on Tuesday, August 6, 2024 at 2:00pm, in accordance with the Notice to Bidders previously authorized; and

WHEREAS; the highest bid and/or the most potential benefits for the sale of the above referenced properties was submitted by Mark A. Riley of 9816 Virginia Street, Angola, NY 14006 for the purchase of 146 Potomac Avenue, Angola, NY 14006; and

WHEREAS; no bids were submitted for the purchase of 273 Dawn Ave, Angola, NY 14006; and

WHEREAS; the Town of Evans' Code Enforcement Officer and Town Assessor have reviewed the proposal from Mark A. Riley of 9816 Virginia Street, Angola, NY 14006; and

WHEREAS; the bid submitted by Mark A. Riley of 9816 Virginia Street, Angola, NY14006 was $10,000 for the property that is located at 146 Potomac Avenue, Angola, NY 14006;

NOW, THEREFORE, BE IT RESOLVED; that the aforementioned bid of Mark A. Riley of 9816 Virginia Street, Angola, NY14006 to purchase the 146 Potomac Avenue, Angola, NY 14006 property in the Town of Evans, NY, is hereby accepted by the Town of Evans, with a purchase amount of $10,000; and

FURTHER, BE IT RESOLVED; the Town of Evans will retain ownership of the property located at 273 Dawn Avenue, Angola, NY 14006 since no bids were submitted; and

FURTHER, BE IT RESOLVED, Supervisor Ray Ashton is authorized to execute all bid and/or contract documents for said bid award, upon the approval of the Town Attorney.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Schraft	Aye
Councilman Wilson	Aye
Councilman Macko	Aye
Councilman Reitz	Aye
Supervisor Ashton	Aye

RESOLUTION 2024 #319 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	9/5/2024
ABSTRACT NO.	16
VOUCHER NO.	15118 - 15199
CHECK NUMBERS	87871 - 87933

APPROVED AT	Board Meeting
DATE	9/4/2024
GENERAL	$363,019.50
PART TOWN	$9,154.60
HIGHWAY DB	$42,522.86
WATER	$4,759.02
CAPITAL PROJECTS	$12,231.86
SPECIAL DISTRICTS	$113,442.12
DEBT SERVICE	
TOTAL	$545,129.96

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Schraft	Aye
Councilman Wilson	Aye
Councilman Macko	Aye
Councilman Reitz	Aye
Supervisor Ashton	Aye

RESOLUTION 2024 #320 Adjournment

Supervisor Ashton moved and Councilman Reitz seconded to adjourn to Wednesday, September 4, 2024 at 6:00pm for a Work Session and the Regular Meeting to follow.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Schraft	Aye
Councilman Wilson	Aye
Councilman Macko	Aye
Councilman Reitz	Aye
Supervisor Ashton	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
Town Clerk

TOWN OF EVANS

LYNN M. KRAJACIC, TOWN CLERK

8787 Erie Road • Angola, NY 14006-9600

Telephone (716) 549-8787

September 4, 2024

Raymond Ashton, Supervisor
8787 Erie Road
Angola, New York 14006

Dear Supervisor Ashton,

Per transfer through Evans Bank, $40,614.16 was transferred to the Town of Evans Savings & Green Space account.

This represents the following:

Town Clerk August 1, 2024 - August 31, 2024 Includes $31.90 from FORTE for Credit Card service charge refunded in error for the disputed Boat Slip Charge in July	$38,510.62
Interest Earned on Checking Account August 1, 2024 - August 31, 2024	$ 3.54
Greenspace Fees/Trust & Agency Account August 1, 2024 - August 31, 2024	$ 2,100.00
Petty Cash Fund Balance	$ 650.00

These funds were received by me as Town Clerk for the Town of Evans.

Best Regards,

Lynn Krajacic

Lynn Krajacic, RMC
Town Clerk

Cc: Finance Dept
Councilman Wilson
Councilman Schraft
Councilman Macko
Councilman Reitz

Res 1

RESOLUTION- APPOINTMENT OF PART TIME VAN DRIVER

WHEREAS, there is a vacancy for a part time van driver for the Going Places Van; and

WHEREAS, the above referenced position was posted accordingly;

BE IT RESOLVED, Susan Lonkey is hereby appointed to the position, effective September 4, 2024, at an hourly rate of $15.30 payable biweekly; and

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

FURTHER BE IT RESOLVED, the Town Clerk shall give a copy of this resolution to the HR Department and the Parks Department.

ROLL CALL VOTE:

Res 2

Resolution – Advertise for Public Hearing – Community Development Block Grant 2025-2026

WHEREAS, the Town of Evans will be applying for a Community Development Block Grant for the year 2025-2026; and

WHEREAS, the Evans Town Board authorizes the Town Clerk to advertise a public hearing on October 2, 2024 at 7:10pm for the purpose of soliciting citizen input regarding the Town's Community Block Development Grant.

THEREFORE, BE IT RESOLVED, that the Evans Town Board authorizes Supervisor Ashton and/or appropriate Town Officials to sign, submit and execute a contract with Erie County Community Development Grant Program; and

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

ROLL CALL VOTE:

Res 3

RESOLUTION – APPOINTMENT OF PART-TIME DISPATCHER

Submitted for the September 18, 2024 Board Meeting by Police Department

WHEREAS; there is an opening for a part time Public Safety Dispatcher in the Evans Police Department; and

WHEREAS; Nicholas Emhof has been interviewed and has met the qualifications to be a Public Safety Dispatcher;

NOW, THEREFORE BE IT RESOLVED; the Town Board of the Town of Evans hereby appoints Nicholas Emhof, effective 9/19/2024, to the position of part time Police Dispatcher with the Evans Police Department, at an hourly rate set forth in the 2024 reorganizational resolution; and

FURTHER, BE IT RESOLVED, all other relative issues, rules and regulations will be understood to all parties subject to Civil Service Law; and

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

ROLL CALL VOTE:

Authorized by _____
Chief of Police

Res 4

RESOLUTION – HIGHLAND HOSE VOLUNTEER FIRE COMPANY, INC. - SPECIAL EVENT AND LIVE BAND APPLICATION (SEPTEMBER 13th & SEPTEMBER 14TH)

WHEREAS, both a special event and live band application for the Highland Hose Volunteer Fire Company, Inc., (Highland Happenings) beginning at 7:00pm to 11:00pm on September 13, 2024 and 7:00pm to 11:00pm on September 14, 2024, was filed by Michael Conti of the Highland Hose Volunteer Fire Company, Inc. on August 28, 2024, and approved by the Chief of Police, Code Enforcement Officer and all other applicable Town of Evans' Departments, with all documentation submitted;

NOW, THEREFORE, BE IT RESOLVED, that the above referenced Special Event and Live Band Applications are hereby granted; and

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

ROLL CALL VOTE:

Res 5

Resolution – Request Permission to attend Association of Towns Planning and Zoning School

WHEREAS; the Planning and Community Development Specialist requests permission to attend the 2024 Annual Association of Towns Planning and Zoning School; and

WHEREAS; said training will be held in Amherst, NY on October 28, 2024; and

WHEREAS; conference registration is required 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 Jigar Sandhu, Planning and Community Development Specialist, to attend said training and all appropriate and reasonable expenses shall be paid by the Town.

ROLL CALL VOTE: