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 #207 Accept Minutes

Supervisor Ashton moved Councilman Macko and seconded that the reading of the May 1, 2024 meeting minutes be 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 #208 Town Clerk's Reports

Supervisor Ashton moved and Councilman Schraft seconded to accept the reports of the Town Clerk as presented for the month of April 2024:

Town Clerk Report	$71,882.19
Interest	$3.92
Greenspace Fee	$2,800.00
Petty Cash	$650.00

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

RESOLUTION 2024 #209 Advertise for Vacancy in Planning & Community Development Department

Councilman Reitz moved and Councilman Wilson seconded;

WHEREAS, the position of Planner will be created in the Planning and Community Development Department and whereby a vacancy for a full time Planner position will exist; and

WHEREAS, the certified list for the Civil Service title of Planner will be canvassed; and

WHEREAS, in the event the Civil Service canvassed list is exhausted and whereby a vacancy will still exist;

NOW, THERFORE, BE IT RESOLVED, that the Director of Planning and the Human Resource Department request authorization from the Town Board to advertise for said referenced position within the Planning and Community Development Department; and

FURTHER, BE IT RESOLVED, the position will be filled provisionally in conjunction with all Civil Service requirements, rules and regulations and in accordance with the IBEW #41 collective bargaining agreement.

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

RESOLUTION 2024 #210 Appointment of Part Time Dispatcher

Councilman Wilson moved and Councilman Reitz seconded;

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

WHEREAS, Austin Lederhouse has been interviewed and has met the qualifications to be a Public Safety Dispatcher; and

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans hereby appoints Austin Lederhouse, effective 5/17/2024, 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.

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

RESOLUTION 2024 #211 Appointment of Part Time Dispatcher

Councilman Schraft moved and Councilman Reitz seconded,

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

WHEREAS, Jason Kraft has been interviewed and has met the qualifications to be a Public Safety Dispatcher; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Evans hereby appoints Jason Kraft, effective 5/17/2024, 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.

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

RESOLUTION 2024 #212 Authorize Director of Finance to Attend NY Government Finance Officers Association Annual Conference

Supervisor Ashton moved and Councilman Wilson seconded;

WHEREAS, Director of Finance William Reece request permission to attend the New York Government Finance Officers' Association (NYGFOA) Annual Conference; and

WHEREAS, said training will be held in Albany, New York on April 17-19, 2024;

NOW, THEREFORE, BE IT RESOLVED, that the Evans Town Board shall grant permission to Director of Finance William Reece to attend said training with all appropriate and reasonable expenses to be paid by the Town, per Town policy; and

FURTHER, BE IT RESOLVED, this resolution is 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 #213 Authorize Payment of Hotel Accommodations for Highway Superintendent Conference

Councilman Macko moved and Councilman Wilson seconded;

WHEREAS, Town Highway Superintendent Jack Fritz will be attending the NYS Highway Superintendent Conference in Ithaca, NY from June 2nd- June 5th 2024.

NOW, THEREFORE, BE IT RESOLVED, that the Board of the Town of Evans shall grant permission for all appropriate and reasonable expenses related to said conference to 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 #214 Change Order #4 Approval for Water Tank & System Improvements

Councilman Reitz moved and Councilman Macko seconded;

WHEREAS, the Town of Evans (Owner) has a contract with Kandey Company (Contractor) to complete the installation of a new pump station and water storage tank, along with associated water main, along Eden Evans Center Road; and

WHEREAS, several changes are being proposed to the project, additional work to include the following:

Installation of snow stops on the pump station roof
Installation of antennae cable on water tank
Exterior of fiber network to tank
Ethernet for the generator
Fuel for the generator and additional insurance costs;

BE IT RESOLVED, that the Town Board of the Town of Evans hereby resolves to approve Change Order #4 to the Kandey Company in the increased amount of $28,866.74; and

BE IT FURTHER RESOLVED, that the Town Board authorizes the Supervisor to sign change order paperwork related to this change.

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2024 #215 Change Order #5 Approval - Water Tank & System Improvements

Councilman Wilson moved and Councilman Macko seconded;

WHEREAS, the Town of Evans (Owner) has a contract with Kandey Company (Contractor) to complete the installation of a new pump station and water storage tank, along with associated water main, along Eden Evans Center Road; and

WHEREAS, several changes are being proposed to the project, additional work to include the following:

Piping modification of the approved design plans per a request from the Erie County Water Authority (ECWA);

BE IT RESOLVED, that the Town Board of the Town of Evans hereby resolves to approve Change Order #5 to the Kandey Company in the increased amount of $12,463.00; and

BE IT FURTHER RESOLVED, that the Town Board authorizes the Supervisor to sign change order paperwork related to this change.

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2024 #216 Installation of New Fire Hydrants on Lake Shore Road - Lake Erie Beach Trail Project

Councilman Schraft moved and Councilman Wilson seconded;

WHEREAS, the Town of Evans desires to replace the existing water main along Lake Shore Road, from Dawn Ave to the northern driveway of AJ Schmidt Elementary School, in conjunction with the Lake Erie Beach Trail Project; and

WHEREAS, the installation of two additional fire hydrants is required during the course of construction to satisfy current design standards regarding hydrant spacing on a public potable water distribution system; and

WHEREAS, the hydrants will become the property of the Town of Evans under the Lease Management Agreement with Erie County Water Authority (ECWA);

NOW, THEREFORE, BE IT RESOLVED, the Evans Town Board approves the installation of the aforementioned hydrants;

FURTHER, BE IT RESOLVED, that the Town Clerk is authorized to pay the annual maintenance fee of $160.80 per hydrant.

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

RESOLUTION 2024 #217 Lake Erie Beach Trail Project Change Order #3 – Water Main Replacement

Councilman Macko moved and Councilman Reitz seconded;

WHEREAS, the Town of Evans and S. St. George Enterprises, Inc. entered into a contract regarding the Lake Erie Beach Trail project; and

WHEREAS, the following conditions are the circumstances for Change Order 03 pursuant to the above referenced project;

1. Water main replacement from Dawn Ave to the northern driveway of AJ Schmidt Elementary School;

NOW, THEREFORE, BE IT RESOLVED, the Evans Town Board authorizes Change Order 03 to increase the aforementioned contract amount in the amount of $949,388.00.

FURTHER, BE IT RESOLVED, that Supervisor Ray Ashton is authorized to sign any and all documents pursuant to Change Order 03.

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

RESOLUTION 2024 #218 Lake Erie Beach Volunteer Fire Company, Inc. Elected Membership

Supervisor Ashton moved and Councilman Reitz seconded,

WHEREAS, the Lake Erie Beach Volunteer 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 Beach Volunteer Fire Company, Inc. during the May 2, 2024 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 the Lake Erie Beach Volunteer Fire Company, Inc.;

Jeremy Schiffmaker

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

RESOLUTION 2024 #219 Safety Officer Appointment

Councilman Wilson moved (no second)

RESOLUTION 2024 #220 Amend the Resolution – Appointment of Safety Officer

Councilman Macko moved and Councilman Reitz seconded to Amend the Resolution – Appointment of Safety Officer

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2024 #221 Safety Officer Appointment as Amended

Councilman Reitz moved and Councilman Reitz seconded;

BE IT RESOLVED, Kelly Kent has resigned at the Town of Evans Safety Officer and,

BE IT RESOLVED, that Mary Holl shall be appointed to assume the duties of Town of Evans Safety Officer, effective May 15, 2024; and

BE IT FURTHER, RESOLVED, that Mary Holl be paid a stipend of $2,000 annually, pro-rata, for the additional duties and responsibilities of Safety Officer, to be paid bi-weekly, effective May 15, 2024.

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2024 #222 Approve & Retain Law Firm for Legal, Labor, Land Use & Real Property Tax Assessment Matters

Councilman Reitz moved and Councilman Wilson seconded;

RESOLVED, effective immediately, Lippes Mathias, LLP, at a rate not to exceed $350 per hour (Partner), and $325 per hour (Associates) for legal and labor law matters; are hereby approved to be retained for legal issues and labor law as needed; and

FURTHER, BE IT RESOLVED, effective immediately, Lippes Mathias, LLP, at a rate not to exceed $225 per hour (Partner), and $200 per hour (Associates) for real property tax assessment matters and related issues and land use matters; are hereby approved to be retained for real property tax assessment and related issues and land use matters as needed.

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2024 #223 Approve Town Licenses

Councilman Schraft moved and Councilman Reitz seconded,

Chick's Restaurant & Lanes – Refreshment, Amusement & Live Band Commercial
Frederick Garrasi Memorial 5K – Special Events
Gordon F. Scheffer d/b/a Fattie G's Pizzeria - Refreshment

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

RESOLUTION 2024 #224 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	5/16/2024
ABSTRACT NO.	10
VOUCHER NO.	14449 - 14556
CHECK NUMBERS	87349 - 87432
APPROVED AT	Board Meeting
DATE	5/15/2024
GENERAL	$292,564.68
PART TOWN	$8,642.44
HIGHWAY DB	$34,294.35

WATER	$2,969.50
CAPITAL PROJECTS	$43,875.00
SPECIAL DISTRICTS	$109,914.96
DEBT SERVICE	
TOTAL	$492,260.93

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2024 #225 Adjournment

Supervisor Ashton moved and Councilman Reitz seconded to adjourn to Wednesday June 5, 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