Meeting #3
Regular _X_ Special _____

Wednesday February 5, 2025

AGENDA

Evans Town Board, Evans Town Hall, 8787 Erie Road, Angola, New York
www.townofevansny.gov

Item	Description	Disp.
I	**Call the Meeting to Order**	
II	**Pledge of Allegiance**	
III	**Roll Call**	
IV	**Approval of the Minutes:** January 22, 2025 Regular Town Board Meeting Minutes	
V	**Communications:** ***Minor Subdivision*** - dividing an 89.33 ± acre parcel to create 2 parcels. Petitioner: Marjorie Barney, 8000 Delamater Rd, Angola NY 14006.	
VI	**Public Hearing & Bid Opening:**	
VII	**Committee & Department Head Reports:**	
VIII	**Town Clerk's Reports:** January 2025 Town Clerk Report $ 40,787.58 Interest $ 1.82 Greenspace Fee $ 0 Petty Cash $ 650.00	
IX	**Old Business:**	
X	**Privilege of the Floor:**	
XI	**Resolutions:** 1.) Advertise invitation to bid for Sturgeon Point Marina Dredging 2.) Advertise RFP for Construction of Evans Town Park Basketball, Tennis, Pickleball, and Roller Hockey Rinks 3.) Approve CSEA proposed Collective Bargaining Successor Agreement 4.) WNY Imaging Copier Lease for Supervisor's Office 5.) Sturgeon Point Concession RFP - 2025, 2026, 2027	
XII	**Licenses:** 1.) Mobile Home Development License (Triton Valley - Derby) 2.) Mobile Home Development License (Triton Valley - Angola)	
XIII	**Audit of Bills:**	
XIV	**Adjournment to:** Wednesday February 19, 2025 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	Absent
	Laurie Reitz	Councilman
	Raymond Ashton	Supervisor
ALSO PRESENT:	Kristen Bauer	Deputy Town Clerk
	Lisa Poch	Town Attorney

RESOLUTION 2025 #67 Accept Minutes

Supervisor Ashton moved and Councilman Schraft seconded that the reading of the January 8 2025 Organizational Meeting Minutes and the January 8 2025 Town Board 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	Absent
	Councilman Reitz	Aye
	Supervisor Ashton	Aye

RESOLUTION 2025 #68 Amend Resolution 2025-022

Councilman Schraft moved and Councilman Wilson seconded;

RESOLVED, that the following Town's elected officials be salaried as budgeted effective January 1, 2025 as follows:

Councilman (4) each $16,153

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

RESOLUTION 2025 #69 Agreement between Town of Evans and AMR

Councilman Wilson moved and Councilman Reitz seconded;

WHEREAS, the contract for services between the Town of Evans and American Medical Response (AMR) has expired; and

WHEREAS, pursuant to the terms of the aforementioned contract, the contract is hereby extended from January 1, 2025 to and including December 31, 2027;

NOW, THEREFORE, BE IT RESOLVED, that Supervisor Ray Ashton is hereby authorized to execute any documents necessary pursuant to the above referenced agreement, upon approval of the Town Attorney, as amended, nunc pro tunc.

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

RESOLUTION 2025 #70 Appointment of Full Time Truck Driver - Highway Dept.

Councilman Reitz moved and Councilman Wilson seconded,

WHEREAS, there is a vacant position at the Town of Evans Highway Department for a full-time truck driver; and

WHEREAS, Lawrence Jenkins has passed and obtained his CDL Class B license; and

WHEREAS, Lawrence Jenkins is currently a part-time seasonal laborer for the Town of Evans Highway Department;

NOW, BE IT RESOLVED, effective Monday, January 13, 2025, the Evans Town Board hereby acknowledges Lawrence Jenkins appointment to the position of full-time driver; and

FURTHER, BE IT RESOLVED; effective Monday, January 13, 2025, the payroll department is directed to increase Lawrence Jenkins rate of pay from $18.00 per hour to $21.89 per hour, in accordance with the current CSEA Local 815 collective bargaining agreement; and

FURTHER, BE IT RESOLVED, that all requirements pursuant to NYS DOT rules and regulations regarding CDL licensing for the above referenced employee is current and in compliance; and

FURTHER, BE IT RESOLVED, all other relative issues, rules and regulations will be understood to all parties subject to Civil Service Law and CSEA Local 815 collective bargaining agreement; 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	Absent
Councilman Reitz	Aye
Supervisor Ashton	Aye

RESOLUTION 2025 #71 Appointment of Marriage Officer

Supervisor Ashton moved and Councilman Reitz seconded;

WHEREAS, the State Domestic Relations Law, Section 11-c authorized Town Boards to appoint Marriage Officer(s) who shall have the authority to solemnize marriages with the Town;

NOW, THEREFORE, BE IT RESOLVED, that Kimberly Partridge is hereby appointed Marriage Officer for the Town of Evans, pursuant to the foregoing, effective January 22, 2025 to December 31, 2025

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2025 #72 Assistant Code Enforcement Officer Full Time Permanent Appointment

Councilman Schraft moved, and Councilman Wilson seconded,

WHEREAS, a vacancy exists for a full time Assistant Code Enforcement Officers; and

WHEREAS, Jared Elliott is currently employed as a Regular Part Time Assistant Code Enforcement Officer; and

WHEREAS, Jared Elliott has successfully passed his Code Enforcement Training; and

WHEREAS, Jared Elliott has passed the Erie County Civil Service Assistant Code Enforcement Officer exam, is on the list and meets all the requirements;

NOW, THEREFORE, BE IT RESOLVED, that effective January 22, 2025, Jared Elliott is hereby appointed full time permanent Assistant Code Enforcement Officer for the Town of Evans at an annual salary of $55,628, payable bi-weekly; 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 #41 collective bargaining agreement; and

FURTHER, BE IT RESOLVED, the Town Clerk's office is to give a copy of this resolution to the Director of Finance and the Human Resource Department

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2025 #73 Authorize Hotel Accommodations for Town Highway Superintendent to attend NYSAOTSOH Advocacy Day

Councilman Wilson moved and Councilman Reitz seconded,

WHEREAS, Town of Evans Highway Superintendent Jack Fritz will be attending the NYS Association of Town Superintendents of Highways Advocacy Day in Albany on March 4th and March 5th, 2025;

NOW, THEREFORE, BE IT RESOLVED, the Board of the Town of Evans shall grant permission for all appropriate and reasonable hotel accommodations during said stay, to be paid by the Town, per Town policy.

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2025 #74 Evans Police Dispatch and Radio Communication Upgrades (Accept Funds from NYSDOS Local Efficiency Grant Program

Councilman Reitz moved and Councilman Wilson seconded,

WHEREAS, the Town of Evans desires to pursue funding from the NYS Department of State Local Government Efficiency Grant Program for critical upgrades to the Evans Police Dispatch and Radio Communications Systems; and

WHEREAS, the Evans Police Department has executed a shared service agreement with the neighboring Town of Brant to provide consolidated emergency and communications services; and

WHEREAS, the proposed upgrades to the shared dispatch and radio communications system prioritizes officer safety, ensures effective communication, and leverages modern technology; and

WHEREAS, the Town Board commits to providing the required local matching funds to ensure the timely implementation of the proposed Project.

NOW, THEREFORE BE IT RESOLVED, that Ray Ashton, as Supervisor of the Town of Evans, is hereby authorized and directed to accept funds from NYSDOS in an amount not to exceed $250,000, and enter into and execute a Project Agreement with the State for such financial assistance; and

BE IT RESOLVED, that upon approval of the application for financial assistance that the Town make available an amount not to exceed $43,646.72 in matching funds to satisfy the requirements of the funding program; and

BE IT FURTHER RESOLVED, that the Town Board authorizes the Supervisor to sign all documents and agreements related to the NYSDOS Local Government Efficiency Grant Program.

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

RESOLUTION 2025 #75 Approve Town Licenses

Councilman Wilson moved and Councilman Reitz seconded,

1.) Eric Robinson d/b/a Overseas Vets of Evans (Refreshment)
2.) Edmundo Estrada d/b/a The Tilted Taco (Refreshment)
3.) Shannon Rogers d/b/a Pasquales Italian Restaurant (Refreshment)
4.) The Bagel Jar (Refreshment)

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2025 #76 Audit of the Bills

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

AUDIT OF BILLS

DATE	1/23/2025
ABSTRACT NO.	25 (2024)
VOUCHER NO.	15887 - 15919
CHECK NUMBERS	88475 - 88504
APPROVED AT	Board Meeting
DATE	1/22/2025
GENERAL	$18,213.87
PART TOWN	$123,162.09
HIGHWAY DB	$9,683.49
WATER	$7,137.04
CAPITAL PROJECTS	$71,532.18
SPECIAL DISTRICTS	$3,189.50
DEBT SERVICE	
TOTAL	**$232,918.17**

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2025 #77 Audit of the Bills

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

AUDIT OF BILLS

DATE	1/23/2025
ABSTRACT NO.	2 (2025)
VOUCHER NO.	15920 - 15968
CHECK NUMBERS	88505 - 88547
APPROVED AT	Board Meeting
DATE	1/22/2025
GENERAL	$78,652.20
PART TOWN	$7,168.52
HIGHWAY DB	$6,200.46
WATER	$745.72
CAPITAL PROJECTS	
SPECIAL DISTRICTS	$1,874.63
DEBT SERVICE	
TOTAL	**$94,641.53**

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2025 #78 Adjournment

Supervisor Ashton moved and Councilman Wilson seconded to adjourn to Wednesday February 5, 2025 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	Absent
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,

Kristen Bauer
Deputy Town Clerk

Lynn M. Krajacic
Town Clerk

Communication
pg 1

Submitted for the February 5th, 2025 Town Board meeting:

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 January 30th, 2025, the Town of Evans Minor Subdivision Review Committee has recommended a negative declaration regarding the SEQR process for the Marjorie Barney 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 Marjorie Barney Minor Subdivision
(Addendum SEQR Short Environmental Assessment Form),

a division of SBL# 221.00-5-10.111, dividing a 89.33± acre parcel to create:

8000 Delamater Rd, (SBL 221.00-5-10.111) to create two parcels; a 3.18 ± acre, and an 86.15 ± acre parcel.

1. A 3.18 ± acre parcel with 190 ± feet of frontage on Backus Rd, and
2. An 86.15 ± acre parcel with 1540 ± feet of frontage on Delamater Rd.

Petitioner: Marjorie Barney, 8000 Delamater Rd, Angola NY 14006.

AND BE IT FURTHER RESOLVED, that a copy of this resolution be given to the Planning Office.

Communication
Pg 2

Submitted for the February 5th, 2025 Town Board meeting:

WHEREAS, the proposed subdivision was referred to the Erie County Department of Environment and Planning for a 239M Review as required; they offered no recommendation, stating the proposed action was determined to be of local concern, 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 Marjorie Barney Minor Subdivision,

8000 Delamater Rd, (SBL 221.00-5-10.111) to create two parcels; a 3.18 ± acre, and an 86.15 ± acre parcel.

1. A 3.18 ± acre parcel with 190 ± feet of frontage on Backus Rd, and
2. An 86.15 ± acre parcel with 1540 ± feet of frontage on Delamater Rd.

Petitioner: Marjorie Barney, 8000 Delamater Rd, Angola NY 14006.

AND BE IT FURTHER RESOLVED, that a copy of this resolution be given to the Planning Office.

TOWN OF EVANS

8787 Erie Road • Angola, NY 14006-9600

LYNN M. KRAJACIC, TOWN CLERK

Telephone (716) 549-8787

February 3, 2025

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

Dear Supervisor Ashton,

Per transfer through Evans Bank, $40,789.40 was transferred to the Town of Evans Savings & Green Space account.

This represents the following:

Town Clerk January 1, 2025 - January 31, 2025	$ 40,787.58
Interest Earned on Checking Account January 1, 2025 - January 31, 2025	$ 1.82
Greenspace Fees/Trust & Agency Account January 1, 2025 - January 31, 2025	$ 0
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
Town Clerk

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

Res 1

RESOLUTION -- Advertise Invitation to Bid for Dredging Services for Sturgeon Point Marina

WHEREAS, the Town Engineer is hereby authorized to prepare an invitation to bid for Dredging Services for the Sturgeon Point Marina; and

WHEREAS, the specifications for the invitation to bid shall be available at the Office of the Engineer, Clark Patterson Lee (CPL) Engineers, Architects and Planners, 726 Exchange Street, Suite 920 Buffalo, NY 14210, beginning Monday, February 10, 2025;

NOW, BE IT RESOLVED, the Town Clerk shall advertise a notice of invitation to bid; and

BE IT FURTHER RESOLVED, that the bids are due to the Evans Town Clerk's Office, 8787 Erie Road, Angola, New York, by 2:00 p.m. (local time) on Friday, February 28, 2025, at which time the bids will be publicly opened and read aloud.

ROLL CALL VOTE:

Res 2

RESOLUTION – Advertise Request for Proposals for Removal and Construction of Combined Basketball, Tennis, Two (2) Pickleball and Roller Hockey Courts

WHEREAS, the Town of Evans Parks & Recreation Department has reviewed and determined that the current tennis/basketball/roller hockey courts are in desperate need of a complete renovation, which includes removal and newly constructed courts at the Evans Town Park located at 8965 Lake Shore Road, Angola, New York 14006; and

WHEREAS, the Town of Evans Parks and Recreation Department was authorized to prepare a Request for Proposals (RFP) for the for the removal of the current courts located at the Evans Town Park, to be replaced with a combined basketball, tennis, two (2) pickleball, and roller hockey courts; and

WHEREAS, the Request for Proposals (RFPs) will be posted and made available at the Evans Town Clerk's Office, 8787 Erie Road, Angola, NY 14006, beginning Thursday, February 6, 2025, during Town Hall normal business hours (Monday, Tuesday, Thursday and Friday, 8:00am to 4:00pm and Wednesday, 9:00am to 5:00pm);

NOW, THEREFORE, BE IT RESOLVED, the Town Clerk shall advertise a Request for Proposals for the construction of the above referenced courts at the Evans Town Park; and

BE IT FURTHER RESOLVED, that proposals will be received at the Evans Town Clerk's Office, located at 8787 Erie Road, Angola, New York 14006, until 2:00pm (local time) on Friday, February 21, 2025, at which time the proposals will be opened and read aloud.

ROLL CALL VOTE:

Res 3

RESOLUTION – APPROVE CSEA COLLECTIVE BARGAINING AGREEMENT 1/1/2025 THROUGH 12/31/2028

WHEREAS, the collective bargaining agreement between the Town of Evans and Civil Service Employees Association Local 1000 AFSCME, AFL-CIO, Town of Evans Highway Unit Local 815 Unit 6704 (hereinafter "CSEA") expired on December 31, 2024; and

WHEREAS, the Town of Evans and CSEA have negotiated a proposed collective bargaining agreement for the period of January 1, 2025 through December 31, 2028; and

WHEREAS, the Evans Town Board has reviewed and discussed the proposed collective bargaining agreement packet;

NOW, THEREFORE, BE IT RESOLVED, that the Town of Evans hereby approves the proposed collective bargaining agreement with CSEA for the period of January 1, 2025 through December 31, 2028; and

FURTHER BE IT RESOLVED, that Supervisor Ray Ashton is hereby authorized to execute the collective bargaining agreement between CSEA and the Town of Evans, on behalf of the Town of Evans.

ROLL CALL VOTE:

Res 4

RESOLUTION – WNY Imaging Copier Agreement – Supervisor's Office

BE IT RESOLVED, that the Town of Evans enter into a Lease/Maintenance agreement for the Town of Evans copier located in the Supervisor's Office with WNY Imaging located at 411 Maryvale Drive, Buffalo, New York 14225 for the period of 60 months (FMV Usage Plan) at $130.00 per month; and

FURTHER, BE IT RESOLVED, that Supervisor Ashton is hereby authorized to execute all necessary documents pursuant to the above referenced agreement, upon the approval of the Town Attorney; and

FURTHER, BE IT RESOLVED, the Supervisor's Office current copier will be relocated for use to the archive area located at the Evans Town Hall, 8787 Erie Road, Angola, NY 14006, which is overseen by the Evans Town Clerk.

ROLL CALL VOTE:

Res 5

RESOLUTION – STURGEON POINT CONCESSION REQUEST FOR PROPOSALS (2025, 2026, and 2027)

WHEREAS, the agreement with the concessionaire to provide food and beverage concessions at Sturgeon Point Marina, Town of Evans, New York, has expired; and

WHEREAS, the Town of Evans desires to contract with a concessionaire to continue to provide food and beverage services at Sturgeon Point Marina, Town of Evans, New York; and

THEREFORE, BE IT RESOLVED that the Town of Evans is hereby authorized to prepare a Request for Proposals relating to furnishing food and beverage concessions at Sturgeon Point Marina in the Town of Evans for the 2025, 2026 and 2027 Seasons, which runs May 1 through and including October 15 each year; and

BE IT FURTHER RESOLVED that a copy of the proposal questionnaire may be obtained from Evans Town Hall located at 8787 Erie Road, Angola, New York 14006; and

BE IT FURTHER RESOLVED that the Request for Proposals are due to the Town Clerk's office by 11:00 a.m. on Thursday, February 27, 2025; and

BE IT FURTHER RESOLVES that the Town Clerk is authorized to advertise said RFP in the Town's legal paper.

ROLL CALL VOTE: