

Evans Town Board

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

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|---------------|------------------|---------------------|
| PRESENT: | Dennis Feldmann | Councilman |
| | Jeanne Macko | Councilman |
| | Mary Hosler | Supervisor |
| ALSO PRESENT: | Lynn Krajacic | Town Clerk |
| | Jennifer Farrell | Town Attorney |
| | Brittany Gloss | Director of Finance |

RESOLUTION 2017 #409 Relevy of Delinquent Water Accounts

Councilman Feldmann moved and Councilman Macko seconded,

WHEREAS, there is presently an outstanding amount to be collected of \$9,448.74 for delinquent water accounts,

NOW, THEREFORE, BE IT RESOLVED, that all delinquent water accounts collected by the Town of Evans not paid by October 6, 2017 will be relevied to the 2018 County and Town tax bills WITH NOEXCEPTIONS.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Feldmann	Aye
	Councilman Macko	Aye
	Supervisor Hosler	Aye

RESOLUTION 2017 #410 Kennedy Avenue Phase 3

Councilman Feldmann moved and Supervisor Hosler seconded,

RESOLVED, that the Town Engineer is hereby authorized to advertise an invitation to bid for the Phase 3 Kennedy Avenue Sidewalk installation in the Town of Evans, New York, and

BE IT FURTHER RESOLVED, that the specifications for the invitation to bid shall be available at the Office of the Engineer, Clark Patterson Lee, 26 Mississippi Street, Buffalo, NY 14203, beginning September 28, 2017; and

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

BE IT FURTHER RESOLVED, that the bids are due to the Town Clerk's office by 10:00 a.m. local time on October 17, 2017, at which time the bids will be publicly opened and read aloud.

VOTE RESULT: ADOPTED BY ROLL CALL
 Councilman Feldmann Aye
 Councilman Macko Aye
 Supervisor Hosler Aye

RESOLUTION 2017 #411 Cancel Invitation to Bid

Councilman Feldmann moved and Supervisor Hosler seconded,

WHEREAS, the Town of Evans previously authorized preparation of an invitation to bid for demolition of various properties located in the Tow of Evans with bids due on October 10, 2017;

NOW, THEREFORE, BE IT RESOLVED, that the invitation to bid for demolition of various properties located in the Town of Evans with bids due on October 10, 2017 is hereby cancelled.

VOTE RESULT: ADOPTED BY ROLL CALL
 Councilman Feldmann Aye
 Councilman Macko Aye
 Supervisor Hosler Aye

RESOLUTION 2017 #412 Demolition order for Unsafe Buildings

Councilman Feldmann moved and Councilman Macko seconded,

WHEREAS, the condition of various properties located in the Town of Evans have been deemed by the Building Safety Inspector to be unsafe and an endangerment to the public at large, specifically the following properties:

- | | |
|-----------------------------|--------------------|
| 1035 Eden-Evans Center Road | SBL #235.07-3-6.2 |
| 9112 Newcomb Road | SBL #236.00-4-5.12 |
| 540 Adams | SBL #250.12-1-36 |
| 532 Adams | SBL #250.12-1-38.1 |
| 139 Rosewood | SBL #250.17-7-3 |
| 231 Sterling | SBL #250.14-10-41 |
| 229 Sterling | SBL #250.14-10-40 |
| 170 Delevan | SBL #250.17-9-17 |
| 511 Roanoke | SBL #250.11-4-6 |
| 9430 Peach Street | SBL #250.08-6-25 |
| 371 Pleasant | SBL #250.14-6-36 |
| 9396 Jamestown | SBL #250.07-4-21.1 |
| 9406 Jamestown | SBL #250.07-4-26.1 |
| 680 Beach Road | SBL #235.09-1-41 |
| 6794 Gates | SBL #192.20-9-28 |

655 Lake Street
9707 Erie Road

SBL #234.16-4-3
SBL #251.13-4-1; and

WHEREAS, it was the determination of the Building Safety Inspector based on his formal inspection and report that said properties are unsafe and an endangerment to the public at large to the extent that demolition of the above referenced properties is necessary; and

WHEREAS, the Building Safety Inspector has caused a notice to be served upon the owner and all other interested parties, and notice to be posted in a conspicuous place upon the property, all as prescribed by Town Code Section 74-4B, for each of the above referenced properties; and

WHEREAS, more than ten (10) days has passed since the completion of the above referenced service of such notice; and

WHEREAS, the Town has not received a written request for a hearing by the owner nor any interested party regarding any of the properties as set forth in Town Code Section 74-4B, nor has any remedial work been undertaken on any of the properties to alleviate the known hazards. Currently the unsafe conditions which persist on each of properties only have become more hazardous to the public;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board, based on the report of the Building Safety Inspector and the absence of response by the property owner or any interested party, hereby orders the demolition of the unsafe buildings referenced above and complete removal of all unsafe debris and refuse left on the properties; and

BE IT FURTHER RESOLVED, the Town Board authorizes the Building Safety Inspector to administer the demolition of said properties including the necessary remedial work to render the properties safe; and

BE IT FURTHER RESOLVED, that the Code Enforcement Office is hereby authorized to prepare an invitation to bid for the demolition, and controlled demolition with and without asbestos abatement of said properties as appropriate; and

BE IT FURTHER RESOLVED, that the specifications for the invitation to bid shall be available at the Office of the Evans Town Clerk, 8787 Erie Road, Angola, New York 14006; and

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

BE IT FURTHER RESOLVED, that the bids are due to the Town Clerk's Office by 11:00 a.m. on October 17, 2017, at which time the bids will be publicly opened and read aloud.

BE IT FURTHER RESOLVED, that all costs for said demolition work shall be paid for by the Restore New York Communities Initiative Grant from Empire State Development Corporation received by the Town of Evans; and

BE IT FURTHER RESOLVED, that the Town Board authorizes the Town Assessor to institute the appropriate actions against the property owners of the above referenced properties for recovery of costs incurred by the Town in connection with these proceedings as provided by Town Code Section 74-8.

VOTE RESULT: ADOPTED BY ROLL CALL
 Councilman Feldmann Aye
 Councilman Macko Aye
 Supervisor Hosler Aye

RESOLUTION 2017 #413 Executive Session

Supervisor Hosler moved and Councilman Feldmann seconded,

WHEREAS: the Evans Town Board wishes to enter Executive Session, and;

BE IT RESOLVED: that the public shall be excluded from discussion of and action upon hereinafter specified subject matter.

The general nature of the subject matter to be discussed as follows: Litigation

NOW THEREFORE BE IT RESOLVED: Brittany Gloss, Director of Finance, Jennifer Farrell, Town Attorney and Lynn Krajacic, Town Clerk are invited to attend the Evans Town Board Executive Session.

VOTE RESULT: ADOPTED BY ROLL CALL
 Councilman Feldmann Aye
 Councilman Macko Aye
 Supervisor Hosler Aye

RESOLUTION 2017 #414 Close Executive Session

Councilman Feldmann moved and Councilman Macko seconded to close Executive Session,

VOTE RESULT: ADOPTED BY ROLL CALL
 Councilman Feldmann Aye
 Councilman Macko Aye
 Supervisor Hosler Aye

RESOLUTION 2017 #415 Adjournment

Councilman Feldmann moved and Councilman Macko seconded to adjourn the Work Session.

VOTE RESULT: ADOPTED
 AYES:Feldmann, Macko, Hosler
 NAYS: None

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