

AGENDA  
 Evans Town Board, Evans Town Hall, 8787 Erie Road, Angola, New York  
[www.townofevans.org](http://www.townofevans.org)

Item	Description	Disp.
I	Call the Meeting to Order	
II	Pledge of Allegiance	
III	Roll Call	
IV	Approval of the Minutes: August 16 2023	
V	Communications: William Smith, Director of Planning & Community Development Re: Special Use Permit - Development, construction and operation of two solar arrays, totaling approximately 10 Megawatt AC located in the Solar Overlay District on Southwestern Blvd. (AKA U.S. Route 20), SBL# 207.00-4-11.11, (formerly two abutting parcels known as SBL#'s 207.00-4-21.1 & 207.00-4-11.1). Petitioner: Solar Liberty Energy Systems, Inc., (DBA SL Evans, LLC), 6500 Sheridan Dr., Suite 120, Buffalo NY 14221.	
VI	Public Hearing & Bid Opening:	
VII	Committee & Department Head Reports:	
VIII	Town Clerk's Reports: Town Clerk \$57,104.50 Interest \$3.94 Greenspace \$1400.00 Petty Cash \$650.00	
IX	Old Business: 1.) Filling Seats on Ethics Committee 2.) Budget Amendment - Highway 3.) Part Time Dog Control Officer	
X	Privilege of the Floor:	
XI	Resolutions: 1.) Appointment of full time dispatcher provisional to permanent-Klepp. 2.) Appointment of full time dispatcher provisional to permanent - Hassan. 3.) Salary structure for part time/seasonal police officers. 4.) Appointment of part time police officer - Davis. 5.) Appointment of part time clerk - highway department 6.) Appointment of Stormwater Management officer (SMO) 7.) Appointment to Climate Smart Committee 8.) Authorization to advertise for bids- Lake Erie Beach Park pedestrian bridge & stone revetment 9.) Award bid for Lake Erie Beach multi-use trail project 10.) Final plat approval of The Bay at St. Vincents.	
XII	Licenses:	
XIII	Audit of Bills:	
XIV	Adjournment to: Wednesday, September 20, 2023 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.Townofevans.org) <http://www.observeertoday.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:	Laurie Reitz	Councilman
	Jeanne Macko	Councilman
	Michael Schraft	Councilman
	Thomas George	Deputy Supervisor

ALSO PRESENT:	Lynn Krajacic	Town Clerk
	Kenneth Farrell	Town Attorney

**RESOLUTION 2023 #383 Enter Executive Session**

Deputy Supervisor George moved and Councilman Schraft 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: matters relating to collective negotiations under the Taylor Law.

NOW THEREFORE BE IT RESOLVED: Ken Farrell, Town Attorney, and Kelly Kent, Human Resources are invited to attend the Evans Town Board Executive Session.

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

**RESOLUTION 2023 #384 Accept Minutes**

Deputy Supervisor George moved and Councilman Schraft seconded that the reading of the minutes of August 2, 2023 and August 8, 2023 dispensed with and accepted as submitted by the Town Clerk.

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

**PUBLIC HEARING**

LEGAL NOTICE  
TOWN OF EVANS

Please take notice that the Town Board of the Town of Evans, Erie County, New York will hold a public hearing on August 16, 2023 at 7:10 P.M. via a Zoom and/or In-person Public Meeting to consider the adoption of Proposed Local Law #8 of the year 2023 which will amend Local Law #8 of the year 1987, commonly known as the Zoning Law and any amendments thereto, specifically Town Code Chapter 200: Zoning, Section 200-4(B) - Provision for Official Zoning Map, for the purpose of rezoning a 20.485± acre vacant parcel on Sturgeon Point Road, near the corner of Delamater Road, Angola, NY 14006 a part of SBL# 206.00-5-37.1 from Rural Residential (RR) to Rural Agriculture (RA) on the Town's official map. Copies of the Proposed Local Law will be available for inspection by any interested person in the Office of the Town Clerk during normal business hours Monday, Tuesday, Thursday, Friday from 8am - 4pm or Wednesday from 9am - 5pm and the Town's website [www.townofevans.org](http://www.townofevans.org) on or after August 4, 2023. Questions and comments may be forwarded to the Planning Office by USPS or by email to [planning@townofevans.org](mailto:planning@townofevans.org); any written questions or comments forwarded to the Planning Department will be included in the record of the Public Hearing. All parties in interest, and citizens, shall have an opportunity to be heard by the Town Board at the Zoom Public Hearing to be held aforesaid.

By Order of the Town Board of the Town of Evans  
Lynn M. Krajacic  
Town Clerk

**RESOLUTION 2023 #385 Open the Public Hearing**

Deputy Supervisor George moved and Councilman Macko seconded to open the public hearing.

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

There was nobody wishing to speak in favor or opposition

**RESOLUTION 2023 #386 Close the Public Hearing**

Deputy Supervisor George moved and Councilman Schraft seconded to close the public hearing.

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

Jeff Magavern explained the project  
 Michael J. Ellis, Rich Fox spoke in favor  
 Thomas Uhl spoke about the project  
 Patricia Fulcher and Diane Winters spoke in opposition  
 Anthony Casucci needed more information

**RESOLUTION 2023 #387 SEQR Lead Agency Proposed Local Law #8 - Uhl**

Councilman Schraft moved and Deputy Supervisor George seconded;

WHEREAS, David J & Theresa M DiPietro, property owners, and Thomas & Patricia Snyder Uhl, potential buyers, have requested that the Town Board of the Town of Evans rezone a 20.485+ acre vacant parcel on Sturgeon Point Road near the corner of Delamater Road from Rural Residential (RR) to Rural Agriculture (RA) for the purpose of operating a small farm and spreading compost, part of SBL# 206.00-5-37.1; and

WHEREAS, the Town Board of the Town of Evans desires to be Lead Agency for the SEQR process regarding said rezone.

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Evans shall be the Lead Agency for the SEQR process for proposed Local Law #8 of the year 2023; and

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

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

**RESOLUTION 2023 #388 SEQR Proposed Local Law #8 - Uhl**

Deputy Supervisor George moved and Councilman Reitz seconded;

WHEREAS, the Town Board of the Town of Evans held a public hearing on August 16, 2023 for consideration of the rezone of a 20.485+ acre vacant parcel on Sturgeon Point Road near the corner of Delamater Road from Rural Residential (RR) to Rural Agriculture (RA) for the purpose of operating a small farm and spreading compost, part of SBL# 206.00-5-37.1; and

WHEREAS, the Planning Board has reviewed the proposed Local Law #8 of 2023 and recommended the rezone for approval by a unanimous vote at their July 26, 2023 public

meeting for reasons that the action is consistent with the Town of Evans Comprehensive Plan, is in character with the surrounding community, will constitute the use of an underutilized property and is not expected to result in any significant adverse impacts; and

WHEREAS, the Planning Department submitted a full statement of the proposed action to the Erie County Division of Environment and Planning pursuant to GMU Section 239-M, which was deemed a matter of local concern; and

WHEREAS, the Town Board of the Town of Evans declared Lead Agency in accordance with the SEQR process and issued a negative declaration for this action.

NOW, THEREFORE BE IT RESOLVED, that Proposed Local Law #8 of the year 2023, as amended, which will amend Local Law #8 of the year 1987, commonly known as the Zoning Law, and any amendments thereto, specifically Town Code Chapter 200: Zoning, Section 200-4(B) - Provision for Official Zoning Map, for the purpose of rezoning the 20.485+ acre vacant parcel on Sturgeon Point Road near the corner of Delamater Road on the Town's official zoning map be adopted as Local Law # 8 of the year 2023;

AND BE IT FURTHER RESOLVED, that a copy of this resolution be given to the Planning, Assessment and Code Enforcement Offices.

VOTE RESULT:      ADOPTED BY ROLL CALL

Councilman Reitz	Aye
Councilman Macko	Aye
Councilman Schraft	Aye
Deputy Supervisor George	Aye

**RESOLUTION 2023 #389 Adopt Local Law #8 2023 - UHL**

Deputy Supervisor George moved and Councilman Reitz seconded;

WHEREAS, David J & Theresa M DiPietro, property owners, and Thomas & Patricia Snyder Uhl, potential buyers, have requested that the Town Board of the Town of Evans rezone a 20.485+ acre vacant parcel on Sturgeon Point Road near the corner of Delamater Road from Rural Residential (RR) to Rural Agriculture (RA) for the purpose of operating a small farm and spreading compost, part of SBL# 206.00-5-37.1; and

WHEREAS, the Town Board of the Town of Evans has declared Lead Agency for the SEQR process, and

WHEREAS, the Town Board of the Town of Evans has reviewed the Environmental Assessment Form and has determined that the proposed rezone will not result in any significant impacts.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans issues a negative declaration for Local Law #8 of 2023.

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

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Reitz	Aye
Councilman Macko	Aye
Councilman Schraft	Aye
Deputy Supervisor George	Aye

**RESOLUTION 2023 #390 Town Clerk's Reports**

Deputy Supervisor George moved and Councilman Schraft seconded to accept the reports of the Town Clerk as presented for the month of July 2023:

Town Clerk Report	\$76,891.46
Interest	\$4.90
Greenspace Fee	\$700.00
Petty Cash	\$650.00

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Reitz	Aye
Councilman Macko	Aye
Councilman Schraft	Aye
Deputy Supervisor George	Aye

**RESOLUTION 2023 #391 Authorize Town Justice Cooper to attend NYS Magistrates Annual Conference**

Councilman Schraft moved and Councilman Macko seconded;

WHEREAS; Town Justice Moira Cooper requests permission to attend the New York State Magistrates Association 113<sup>th</sup> Annual Conference; and

WHEREAS; said annual conference will be held in Syracuse, New York from Sunday, October 1, 2023 to Wednesday, October 4, 2023;

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 Reitz	Aye
Councilman Macko	Aye
Councilman Schraft	Aye
Deputy Supervisor George	Aye

**RESOLUTION 2023 #392 Grandview Bay WMU Project Sub Division Plat Review**

Councilman Macko moved and Councilman Reitz seconded;

WHEREAS, the Town Board has reviewed the proposed revision to the previously approved subdivision plat prepared by Grandview Bay, LLC. (the "Applicant"); and

WHEREAS, the applicant is requesting to revise the previously approved plat from the development of 8 separate tax parcels to 6 parcels for the purpose of retaining and renovating the existing restaurant building, constructing a new mixed use building, and constructing 4 single family homes located along the waterfront portion of the site; and

WHEREAS, per Section 178-6.b of the Town Code pertaining to procedures for obtaining subdivision approval, the Planning Board shall review the plat for compliance with Town requirements as well as SEQR and make its recommendation to the Town Board; and

WHEREAS, the Planning Board carefully reviewed the proposed site plan amendment and considered all of the criteria for determination of significance listed in the SEQR regulations and approved the revised site plan at their meeting on May 24, 2023 and has found that the proposed action is not anticipated to result in any significant adverse impacts to the environment.

NOW, THEREFORE BE IT RESOLVED, that the Town Board hereby accepts Planning Board's recommendation and approves the amendment to the subdivision plat; and

BE IT FURTHER RESOLVED, that the Town Board issues a negative declaration, thereby concluding that the amendment to the previously approved plat will not adversely affect the natural resources of the State and/or health, safety, and welfare of the public and is consistent with social and economic considerations.

VOTE RESULT:      ADOPTED BY ROLL CALL

Councilman Reitz	Aye
Councilman Macko	Aye
Councilman Schraft	Aye
Deputy Supervisor George	Aye

**RESOLUTION 2023 #393 Appointments to Climate Smart Committee**

Councilman Reitz moved and Councilman Macko seconded;

BE IT RESOLVED, effective immediately, Dr. Joseph Mecca and Ken West is hereby appointed to the Town of Evans Climate Smart Committee.

VOTE RESULT:      ADOPTED BY ROLL CALL

Councilman Reitz	Aye
Councilman Macko	Aye
Councilman Schraft	Aye
Deputy Supervisor George	Aye

**RESOLUTION 2023 #394 Approve IBEW Proposed Collective Bargaining Successor Agreement**

Deputy Supervisor George moved and Councilman Macko seconded;

WHEREAS, the collective bargaining agreement between the Town of Evans and the International Brotherhood of Electrical Workers Local 41 (hereinafter "IBEW") expired on December 31, 2017; and

WHEREAS, the Town of Evans and IBEW have negotiated a proposed collective bargaining agreement for the period of January 1, 2018 through December 31, 2025; 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 IBEW for the period of January 1, 2018 through December 31, 2025; and

FURTHER BE IT RESOLVED, that Deputy Supervisor Thomas George is hereby authorized to execute the above referenced proposed agreement between IBEW and the Town of Evans, on behalf of the Town of Evans.

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

**RESOLUTION 2023 #395 Budget Amendment - Highway**

Councilman Schraft moved

WHEREAS, the Town of Evans Town Board approved the 2023 budget on November 16, 2022 by resolution 2022-425; and,

WHEREAS, the Town finds it necessary to amend the 2023 budget to recognize the receipt of funds associated Resolution 2022 #463 (Heavy Duty In-Ground Lift) - Highway Department;

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans hereby amends the 2023 budget; and,

BE IT FURTHER RESOLVED, that the Town Board of the Town of Evans hereby authorizes the Supervising Accountant to make the following budget amendments:

Increase:	
DB.5100.220	\$324,710.13



**RESOLUTION 2023 #396 Table Budget Amendment - Highway**

Councilman Schraft moved and Councilman Macko seconded to Table the resolution for the Highway Budget Amendment

VOTE RESULT:     ADOPTED BY ROLL CALL

Councilman Reitz	Aye
Councilman Macko	Aye
Councilman Schraft	Aye
Deputy Supervisor George	Aye

**RESOLUTION 2023 #397 Suspend the Rules of Order**

Deputy Supervisor George moved and Councilman Schraft seconded;

VOTE RESULT:     ADOPTED BY ROLL CALL

Councilman Reitz	Aye
Councilman Macko	Aye
Councilman Schraft	Aye
Deputy Supervisor George	Aye

**RESOLUTION 2023 #398 Part Time Laborer Appointments - Highway Department**

Councilman Macko moved and Councilman Schraft seconded,

BE IT RESOLVED, effective September 11th, 2023, the following individuals are to be appointed as PT Seasonal Laborers 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;

<u>NAME</u>	<u>SALARY</u>
Russell Dean	\$15.20; and
Cameron Skinner	\$15.20; and

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

VOTE RESULT:     ADOPTED BY ROLL CALL

Councilman Reitz	Aye
Councilman Macko	Aye
Councilman Schraft	Aye
Deputy Supervisor George	Aye

**RESOLUTION 2023 #399 Town Licenses**

Councilman Schraft moved and Councilman Reitz seconded,

- 1) Dance Connection 1 George Nablo Pkwy, Derby, NY 14047 - Special Event - 8/26/2023
- 2) Matt Shaw D/B/A Skylighters of NY LLC 8234 Lake Shore Road Angola 9/2/2023 - Fireworks

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 Reitz	Aye
Councilman Macko	Aye
Councilman Schraft	Aye
Deputy Supervisor George	Aye

RESOLUTION 2023 #400 Audit of Bills

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

	<u>AUDIT OF BILLS</u>
DATE	8/17/2023
ABSTRACT NO.	15
VOUCHER NO.	12986 - 13063
CHECK NUMBERS	86127 - 86192
APPROVED AT	Board Meeting
DATE	8/16/2023
GENERAL	\$158,924.09
PART TOWN	\$3,603.24
HIGHWAY DB	\$26,213.20
WATER	\$2,194.11
CAPITAL PROJECTS	\$618,054.42
SPECIAL DISTRICTS	\$25.00
DEBT SERVICE	
TOTAL	\$809,014.06

VOTE RESULT:     ADOPTED BY ROLL CALL

Councilman Reitz	Aye
Councilman Macko	Aye
Councilman Schraft	Aye
Deputy Supervisor George	Aye

**RESOLUTION 2023 #401 Adjournment**

Deputy Supervisor George moved and Councilman Macko seconded to adjourn to Wednesday, September 6, 2023 at 6:00pm for a Work Session and the Regular Meeting to follow. This meeting was adjourned in Memory of David Sippell.

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



# TOWN OF EVANS

Communication

8787 Erie Road • Angola, New York 14006-9600 • [www.townofevans.org](http://www.townofevans.org)

**WILLIAM B. SMITH**

*Director of Planning and Community Development*

Telephone: (716) 549-0945 / Fax: (716) 549-0456

[wsmith@townofevans.org](mailto:wsmith@townofevans.org)

September 1, 2023

Evans Town Board  
Evans Municipal Center  
8787 Erie Road  
Angola, NY 14006

Re: Special Use Permit - Development, construction and operation of two solar arrays, totaling approximately 10 Megawatt AC located in the Solar Overlay District on Southwestern Blvd. (AKA U.S. Route 20), SBL# 207.00-4-11.11, (formerly two abutting parcels known as SBL#'s 207.00-4-21.1 & 207.00-4-11.1). Petitioner: Solar Liberty Energy Systems, Inc., (DBA SL Evans, LLC), 6500 Sheridan Dr., Suite 120, Buffalo NY 14221.

Dear Town Board:

Please be advised at the August 23, 2023 meeting of the Evans Planning Board, the Board voted unanimously to recommend approval of the above-referenced petition for a Special Use Permit. Please set a public hearing for this Special Use Permit as required by Town Code Section 200-45.

If you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

William B. Smith, Director  
Planning & Community Development

cc: Planning Board Members  
Town Attorney  
Code Enforcement Office  
Assessor  
Applicant/Representative

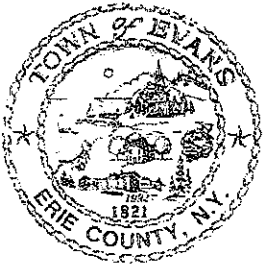
Comm  
1

Submitted for the September 6, 2023 Town Board meeting:

**WHEREAS**, in a letter dated September 1, 2023, the Planning Board has requested that the Town Board set a public hearing regarding the petition of Solar Liberty Energy Systems, Inc. (DBA SL Evans, LLC), 6500 Sheridan Dr., Suite 120, Buffalo NY 14221 for a Special Use Permit for proposed development, construction and operation of two solar arrays, totaling approximately 10 MW AC located in the Solar Overlay District on Southwestern Blvd. (AKA U.S. Route 20), SBL# 207.00-4-11.11, (formerly two abutting parcels known as SBL#'s 207.00-4-21.1 & 207.00-4-11.1).

**NOW THEREFORE BE IT RESOLVED**, that the Town Board authorize the Town Clerk to advertise for a public hearing to be held on September 20, 2023 at 7:10pm for the consideration of said Special Use Permit; and

**BE IT FURTHER RESOLVED**, that a copy of this resolution be given to the Planning and Code Enforcement Offices.



# TOWN OF EVANS

8787 Erie Road • Angola, NY 14006-9600

LYNN M. KRAJACIC, TOWN CLERK

Telephone (716) 549-8787

September 1, 2023

Thomas George, Deputy Supervisor  
8787 Erie Road  
Angola, New York 14006

Dear Deputy Supervisor George,

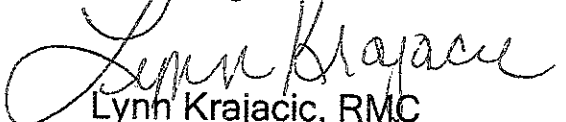
Per transfer through Evans Bank, \$58,508.44 was transferred to the Town of Evans Savings & Green Space account.

This represents the following:

Town Clerk August 1, 2023 - August 31, 2023	\$57,104.50
Interest Earned on Checking Account August 1, 2023 - August 31, 2023	\$ 3.94
Greenspace Fees/Trust & Agency Account August 1, 2023 - August 31, 2023	\$ 1,400.00
<hr/> Petty Cash Fund Balance	<hr/> \$ 650.00

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

Best Regards,

  
Lynn Krajacic, RMC  
Town Clerk

Cc: Finance Dept  
Councilman Schraft  
Councilman Macko  
Councilman Reitz

Res 1

**RESOLUTION – APPOINTMENT OF FULL-TIME DISPATCHER “PROVISIONAL to PERMANENT”**

*Submitted for the September 6, 2023 Board Meeting*

*WHEREAS* on November 9, 2022 Kristan Klepp was hired “Provisionally” as a full Time Public Safety Dispatcher in the Evans Police Department; and

*WHEREAS*, The Town of Evans Police Department has canvassed the current Erie County Civil Service Public Safety Dispatcher list # 66-684; and

*WHEREAS*, Kristan Klepp is on the aforementioned list and meets all the requirements;

*NOW, THEREFORE, BE IT RESOLVED*, that the Town Board of the Town of Evans hereby appoints Kristan Klepp, to the position of full-time Public Safety Dispatcher with the Evans Police Department; and

*FURTHER, BE IT RESOLVED*, all other relative issues, rules and regulations will be understood to all parties subject to Civil Service Law and the U.A.W Local 55 collective bargaining agreement.

ROLL CALL VOTE:

Authorized by \_\_\_\_\_  
Chief of Police

Res 2

**RESOLUTION – APPOINTMENT OF FULL-TIME DISPATCHER “PROVISIONAL to PERMANENT”**

*Submitted for the September 6, 2023 Board Meeting*

*WHEREAS*, on December 21, 2022 Rose Hassan was hired “Provisionally” as a full Time Public Safety Dispatcher in the Evans Police Department; and

*WHEREAS*, The Town of Evans Police Department has canvassed the current Erie County Civil Service Public Safety Dispatcher list # 66-684; and

*WHEREAS*, Rose Hassan is on the aforementioned list and meets all the requirements;

*NOW, THEREFORE, BE IT RESOLVED*, that the Town Board of the Town of Evans hereby appoints Rose Hassan, to the position of full time Public Safety Dispatcher with the Evans Police Department; and

*FURTHER, BE IT RESOLVED*, all other relative issues, rules and regulations will be understood to all parties subject to Civil Service Law and the U.A.W Local 55 collective bargaining agreement.

ROLL CALL VOTE:

Authorized by \_\_\_\_\_  
Chief of Police



Res 3

**RESOLUTION – Salary Structure for Part Time/Seasonal Police Officers**

*Submitted for the September 6, 2023 Board Meeting*

*WHEREAS;* Part Time Police Officers are utilized to supplement full-time police officers and aid in the smooth operation of the Police Department; and

*WHEREAS;* the current rate of pay set forth in the 2023 Reorganizational Town of Evans Board Meeting was \$22.00 dollars per hour;

*NOW, THEREFORE, BE IT RESOLVED;* that the Town Board of the Town of Evans hereby sets the Part Time/Seasonal Police Officer hourly salaries based on years of experience as a certified Police Officer to the following hourly salary, and shall be effective immediately upon approval of the Town Board:

- Academy: \$20 dollars per hour
- 1 -5 Years Experience: \$24 dollars per hour
- 6 -10 Years Experience: \$26 dollars per hour
- 11-15 Years Experience: \$28 dollars per hour
- 16 years + Experience: \$30 dollars per hour

*FURTHER, BE IT RESOLVED;* that a copy of this resolution will be provided to the Chief of Police, Human Resources and Payroll Department.

ROLL CALL VOTE:

Authorized by \_\_\_\_\_  
Chief of Police

RES 4

**RESOLUTION – APPOINTMENT OF PART TIME POLICE OFFICER**

*Submitted for the September 6, 2023 Board Meeting*

*WHEREAS;* there is an opening for a Part Time Police Officer in the Town of Evans Police Department;  
and

*WHEREAS;* Patrick Davis is a certified Police Officer and worked for the Village of Angola Police Department, and the Village of North Collins and;

*WHEREAS;* Patrick Davis has successfully interviewed and passed all aspects of the Town of Evans Police Department Background check;

*NOW, THEREFOR, BE IT RESOLVED,* that the Town Board of the Town of Evans hereby appoints Patrick Davis, effective on 9/7/2023, to the position of Part-Time Police Officer with the Town of Evans Police Department; and

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

ROLL CALL VOTE:

Authorized by \_\_\_\_\_  
Chief of Police

RES 5

RESOLUTION - Part Time Clerk Appointment – Highway Department

BE IT RESOLVED, effective September 11, 2023, the following individual is hereby appointed as Part-Time Clerk for the Town of Evans Highway Department, working up to 19.5 hours per week, at the hourly rate indicated below;

NAME

SALARY

Tracy Naab

\$16.20 per hour; and

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

ROLL CALL VOTE:

RES 6

Resolution – Appointment of Stormwater Management Officer (SMO)

BE IT RESOLVED, effective immediately, the Evans Town Board hereby appoints Code Enforcement Officer John Flading as the Town of Evans' SMO (Stormwater Management Officer) with no additional compensation for appointed position.

ROLL CALL VOTE:

RES 7

RESOLUTION – APPOINTMENT TO CLIMATE SMART COMMITTEE

BE IT RESOLVED, effective immediately, Diane Brent is hereby appointed to the Town of Evans Climate Smart Committee.

ROLL CALL VOTE:

RES 9

RESOLUTION - AWARDING BID FOR LAKE ERIE BEACH MULTI-USE TRAIL

WHEREAS, bids were solicited for the Lake Erie Beach Multi-Use Trail project that is proposed along Lake Shore Road from Point Breeze Drive to A.J. Schmidt Elementary School in the Town of Evans; and

WHEREAS, bids were received and opened on June 29, 2023 at 2:00 P.M., in accordance with the Notice to Bidders previously authorized; and

WHEREAS, the lowest responsible bid was submitted by S. St. George Enterprises, Inc. at PO Box 348, Fredonia, NY 14063; and

WHEREAS, the Town has reviewed and discussed the bid from S. St. George Enterprises and have confirmed the company's understanding of the requirements of this project; and

WHEREAS, the bid for the project submitted by S. St. George Enterprises was \$848,148;

NOW, THEREFORE, BE IT RESOLVED, that the Evans Town Board authorizes the award of the contract for the Lake Erie Beach Multi-Use Trail project to S. St. George Enterprises, Inc. PO Box 348, Fredonia, NY 14063.

BE IT FURTHER RESOLVED, that the Supervisor is authorized to execute any necessary contract documents regarding said bid award, upon the approval of the Town Attorney.

ROLL CALL VOTE:

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RESOLUTION – FINAL PLAT APPROVAL OF THE BAY AT SAINT VINCENT

**The Bay at St. Vincent – Eagle Associates**

**Final Plat Approval**

**9/6/23**

**WHEREAS**, on June 21, 2023, the Town Board reapproved the Preliminary Plat for the proposed The Bay at Saint Vincent Major Subdivision (“the Project”); and

**WHEREAS**, the Project involves the creation and development of 22 residential lots and supporting infrastructure on the 15.97 +/- acre parcel located at 8462 Lake Shore Rd (SBL# 220.00-1-22); and

**WHEREAS**, the Final Plat has been submitted by the applicant for review by the by Planning Director, Code Enforcement Officer, Town Engineer and Town Attorney for their review and comments; and

**WHEREAS**, the Eagle Associates of Niagara Frontier, Inc. (“the Applicant”) has addressed all internal comments as well as those received by any involved agencies throughout the review process; and

**WHEREAS**, the Applicant has addressed the conditions for Final Plat approval and provided a signed Letter of Resolution from the NYS Department of Environmental Conservation and NYS Office of Parks, Recreation and Historic Preservation;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board hereby approves the Final Plat for The Bay at Saint Vincent Major Subdivision; and

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

ROLL CALL VOTE: