

Evans Town Board

At a Regular Meeting 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 |
| | Mary Holl | Supervisor's Department |
| | Paul Ryerse | Supervising Building Inspector |
| | Doug Czora | Police Chief |

RESOLUTION 2016 #543 Approve Minutes

Supervisor Hosler moved and Councilman Feldmann seconded that the reading of the minutes of the meeting of December 7, 2016 and December 14, 2016 be dispensed with and approved as submitted by the Town Clerk.

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

Communications

Supervisor Hosler submitted her report for the month of October 2016 to the Town Board and the Town Clerk.

Privilege of the Floor

Cheryl St. George spoke about a proposal to consolidate the Police Department with the Erie County Sheriff's Department.

Stanley Radwan spoke about a proposal to consolidate the Police Department with the Erie County Sheriff's Department on behalf of the Evans Tax Payers United.

William Henry spoke in opposition to the proposal to opt out of the tax exemption for renewable energy.

David Stout spoke in favor of a pilot program for renewable energy.

Penny Chapman spoke about the tax increase and flooding issues in Highland.

Dave Beers requested the Town Board decrease the taxes.

Rob Gauchat spoke about the opt out for renewable energy.

John O'Donnell spoke against the ETU proposal to consolidate the Police Department with the Erie County Sheriff's Department.

Ed Schneider spoke about Lake Erie Beach Park and the approval of the Zoning Board this week and also his opposition to the opt out proposal for renewable energy.

Chris Tucker spoke in favor of the proposed consolidation of the Police Department and the Erie County Sheriff's Department.

John Calleri spoke about a proposal to consolidate the Police Department with the Erie County Sheriff's Department.

Committee and Department Head Reports

Councilman Macko spoke about Active Shooter Training held between the Fire Departments and the Police Department.

Councilman Feldman announced the Town has received resumes for the Director of Finance and Director of Senior and Rec positions.

RESOLUTION 2016 #544 Appointment of Police Lieutenant

Councilman Macko moved and Councilman Feldmann seconded,

WHEREBY, due to a vacancy existing in the position of Lieutenant for the Town of Evans Police Department by reason of retirement;

NOW, THEREOFRE, BE IT RESOLVED, that on effective December 24, 2016, Patrolman Thomas Crupe will be promoted to the rank of Lieutenant for the Town of Evans Police Department.

BE IT, FURTHER, RESOLVED, all other relative issues, rules and regulations will be understood to all parties subject to Civil Service Law and the Police Benevolent Association collective bargaining agreement.

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

RESOLUTION 2016 #545 Appointment of Police Lieutenant

Councilman Feldmann moved and Supervisor Hosler seconded,

WHEREBY, due to a vacancy existing in the position of Lieutenant for the Town of Evans Police Department by reason of promotion;

NOW, THEREFORE, BE IT RESOLVED, that on effective January 7, 2017, Patrolman Gregory Szarowicz will be promoted to the rank of Lieutenant for the Town of Evans Police Department and assigned to the Detective Bureau and under the direction of the Chief of Police.

BE IT, FURTHER, RESOLVED, all other relative issues, rules and regulations will be understood to all parties subject to Civil Service Law and the Police Benevolent Association collective bargaining agreement.

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

RESOLUTION 2016 #546 Set Public Hearing for Proposed Local Law #1 of 2017

Supervisor Hosler moved and Councilman Feldmann seconded,

WHEREAS, the State of New York has adopted an exemption from certain taxation for certain solar, wind energy, and farm waster energy systems under Section 487 of the Real Property Tax Law of the State of New York; and

WHEREAS, the aforementioned law further provides that a town may provide that no exemption under this section shall be applicable within its jurisdiction by adopting a Local Law to that effect same;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Evans authorizes the Town Clerk to advertise for a public hearing to be held on January 11, 2017 at 7:10 p.m. for the consideration of Proposed Local Law # 9 of 2016 to exercise the opt-out provision afforded local municipalities by Section 487 so that the exemption from real property taxation for solar, wind or farm waste energy systems shall not apply, nor be available, within the Town of Evans, Erie County, New York.

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

RESOLUTION 2016 #547 Appointment of Clerk

Councilman Feldmann moved and Councilman Macko seconded,

WHEREBY, on February 1, 2017, a vacancy will exist in the position of Town of Evans' Safety Inspection (Building) Department by reason of the retirement of Gloria Hogle; and

WHEREBY, as a result of the consolidation of three (3) Town Departments (Assessors, Planning and Safety Inspection (Building), which represents a saving to the Town of Evans;

NOW, THEREFORE, BE IT RESOLVED, that Jennifer Renaldo shall be appointed Safety Inspection (Building) Clerk, effective February 1, 2017;

BE IT, FURTHER, RESOLVED, all relative issues, rules and regulations will be understood to all parties subject to Civil Service Law and the IBEW Local #41 collective bargaining agreement.

VOTE RESULT: ADOPTED BY ROLL CALL

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| Councilman Feldmann | Aye |
| Councilman Macko | Aye |
| Supervisor Hosler | Aye |

RESOLUTION 2016 #548 Erie County 2017 Nutrition Agreement

Councilman Macko moved and Councilman Feldmann seconded,

WHEREAS, Erie County, wishes to continue the Department of Senior Services Congregate Dining contract (Nutrition Contract) with the Town of Evans;

NOW THEREFORE BE IT RESOLVED, that the Town of Evans enter into a Department of Senior Services Congregate Dining Contract (Nutrition Contract) with Erie County for services for 2017;

BE IT FURTHER RESOLVED, that Supervisor Hosler is authorized to execute and enter into the contract on behalf of the Town of Evans, upon the approval of the Town Attorney.

VOTE RESULT: ADOPTED BY ROLL CALL

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| Councilman Feldmann | Aye |
| Councilman Macko | Aye |
| Supervisor Hosler | Aye |

RESOLUTION 2016 #549 Bike Path Management Agreement

Councilman Feldmann moved and Councilman Macko seconded,

WHEREAS, Erie County, wishes to enter into a Multi-Use Pathway - Phase III Maintenance Agreement with the Town of Evans;

NOW THEREFORE BE IT RESOLVED, that the Town of Evans enter into a Multi-Use Pathway - Phase III Maintenance Agreement - Phase III with Erie County;

BE IT FURTHER RESOLVED, that Supervisor Hosler is authorized to execute and enter into the contract on behalf of the Town of Evans, upon the approval of the Town Attorney.

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

RESOLUTION 2016 #550 Erie County Van Agreement

Councilman Feldmann moved and Councilman Macko seconded,

WHEREAS, Erie County, wishes to continue the Department of Senior Services contract for the Transportation and Escort Services (Van contract) with the Town of Evans;

NOW THEREFORE BE IT RESOLVED, that the Town of Evans enter into the Department of Senior Services contract (Van Contract) with Erie County for services for 2017;

BE IT FURTHER RESOLVED, that Supervisor Hosler is authorized to execute and enter into the contract on behalf of the Town of Evans, upon the approval of the Town Attorney.

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

RESOLUTION 2016 #551 Audit of Bills

Councilman Macko moved Councilman Feldmann seconded that all properly audited bills be paid out of the respective accounts per abstract 23 dated December 22, 2016 in the amount of \$11,089.15.

DATE: 12/22/16
ABSTRACT NO. 23
VOUCHER NO. 1939-1941, 1964-1970
CHECK NUMBERS 75678- 75687

Approved as per
Board Meeting 12/21/2016 audit of bills

| | |
|-------------------|---------------------|
| GENERAL | 6,537.81 |
| PART TOWN | 154.87 |
| HIGHWAY DA | |
| HIGHWAY | 1,777.87 |
| WATER | 118.60 |
| CAPITAL PROJECTS | |
| SPECIAL DISTRICTS | 2,500.00 |
| DEBT SERVICE | |
| COMM DEVELOPMENT | |
| TOTAL | \$ 11,089.15 |

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

RESOLUTION 2016 #552 Adjournment

Supervisor Hosler moved and Councilman Macko seconded to adjourn to Wednesday, December 28, 2016 at 6pm for a Work Session then to Wednesday, January 11, 2017 at 6pm for an Agenda Meeting, the Organizational Meeting at 7pm and the Regular Meeting to follow.

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

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