

At a properly scheduled work session of the Town Board of the Town of Evans held at the Town Hall on September 8, 2010,

Councilman Dash moved and
Supervisor Pordum Seconded

Whereas the Town of Evans owns and maintains a tower for the placement of certain radio equipment of the Town of Evans, and other items; and

Whereas to facilitate the efficient operation of the communications systems employed by the Transportation Department of the Evans-Brant School District, also known as Lake Shore Central School District, hereinafter termed the District, said District has sought permission to install certain equipment on said tower; and

Whereas the installation of such equipment will benefit the District and will not impair the use of or operation of the equipment currently situated, or in the future to be situated, by the Town on such tower;

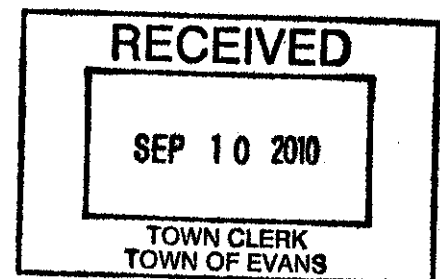
Now Therefore Be It Resolved that, subject to the approval of the Town Attorney and the Chief of Police and upon provision to the Town of evidence of insurance to be deemed sufficient by the Town and for the benefit and protection of the Town, the District shall be allowed to install such equipment which shall be described to and deemed appropriate to the Town for use by the District for radio communications by the Transportation Department of said District, which permission may be revoked and/or rescinded by either the District or the Town upon 30 days written notice by one to the other and upon the delivery of such notice the District shall, at the sole cost and expense of the District, remove such equipment and restore the tower to the condition of the said tower prior to such installation;

And Be It Further Resolved that such permission by the Town to the District is conditioned upon the indemnification of the Town by the District and the assumption by the District of, for and against any and all claims and/or liability for injury, damage and loss, of any kind or nature, and all claims and expenses, including legal fees, costs and disbursements, which may at any time in the future arise, whether, valid, frivolous or otherwise, which obligation and burden is accepted and undertaken by the District as evidenced by the installation of such equipment herein referenced.

Vote result:

Councilman Dash
Councilman Cooper
Supervisor Pordum

Aye
Aye
Aye



Supervisor Pordum moved and
Councilman Dash Seconded

Whereas the Town of Evans will be applying for the Community Development Block Grant for the year 2011-2012; and

Be It Resolved that the Town Board authorizes the Town Clerk to advertise for a public hearing to be held on September 29, 2010 at 7:20 p.m. for the purpose of eliciting citizen input regarding the Town's applications for Community Block Development Grants;

And Be It Further Resolved that the Town Board authorizes the Supervisor to sign, submit and execute a contract with the Erie Community Development Grant Program as may be appropriate;

And Be It Further Resolved that a certified copy of this resolution be given to the Supervisor's office.

Vote result:

Councilman Dash	Aye
Councilman Cooper	Aye
Supervisor Pordum	Aye

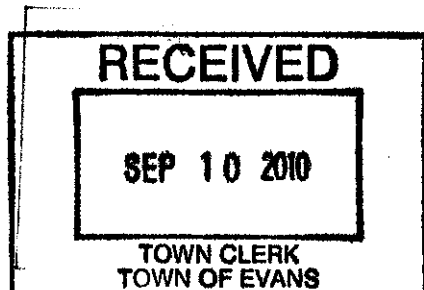
Supervisor Pordum moved and
Councilman Dash Seconded

Be it Resolved that in consequence of an emergency situation that arose at the Sturgeon Point Marina affecting the septic system thereat which potentially could endanger the health, safety and welfare of those using or patronizing said marina, the expenditure of a sum not to exceed \$9,900 to correct and repair said septic system is hereby authorized.

Vote result:

Councilman Dash	Aye
Councilman Cooper	Aye
Supervisor Pordum	Aye

Respectfully submitted September 10, 2010



J. Grant Zajas
Town Attorney