

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 on Wednesday, May 9, 2012 at 6:30pm there were:

PRESENT:	Dennis M. Feldmann	Councilman
	Paul T. Cooper	Councilman
	Keith E. Dash	Supervisor
ALSO PRESENT:	Jonica B. DiMartino	Town Clerk
	J. Grant Zajas	Town Attorney
	Scott Dill	Finance Dept.
	Rob Klavoon	Wendel
	Rick Hanavan	Wendel
	Ernie Waddell	

Supervisor Dash opened the Work Session at 6:30pm.

RESOLUTION 2012-181 Credit Card Processing at Sturgeon Point Marina

Supervisor Dash moved and Councilman Cooper seconded,

WHEREAS, the Town of Evans is in need of credit card processing services at the Sturgeon Point Marina, and

WHEREAS, it was determined that the Town will be able to reduce it's credit card processing costs by over twenty-two (22) % on a monthly basis through a reduction in rates and fees,

NOW THEREFORE BE IT RESOLVED, that the Supervisor is authorized to enter into a contract with Genesis Payment Processing Group to provide credit card processing services at the Sturgeon Point Marina for the 2012 season, subject to the approval of the Town Attorney and the Director of Finance.

VOTE RESULT:	ADOPTED BY ROLL	
	Councilman Feldmann	Aye
	Councilman Cooper	Aye
	Supervisor Dash	Aye

1. Supervisor Dash reported for the record that there was a water line break on Stevenson St. No Crew Chief was available and the Village of Angola assisted. The Town Board would like to thank Bill Hosler, Bill Haberer, and the Village of Angola for going above and beyond to resolve the issue.

RESOLUTION 2012-182 Waiver for proposed Erie County Emergency Services Communications Tower

Supervisor Dash moved and Councilman Feldmann seconded,

WHEREAS, Erie County Emergency Services has submitted an application to the Town of Evans to construct a 140' emergency communications tower funded by the Department of Homeland Security on the Sturgeon Point Marina site; and

WHEREAS, Article X of the Evans Town Code sets forth standards for the construction of communication towers; and

WHEREAS, Section 200-52 B. (2) (a) of the Evans Town Code requires that all communication towers be set back from adjacent residential dwellings by 500'; and

WHEREAS, there are 4 adjacent residential dwellings that are within 500' of the proposed emergency communications tower location, the closest being 321' away which is more than twice the height of the tower; and

WHEREAS, Section 200-56 A. of the Evans Town Code states that the Town Board may waive or vary any requirements in the communications towers article for good cause shown; and

WHEREAS, the visual impacts of the proposed emergency communications tower are outweighed by the safety and security benefits that the tower will provide at this location.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans waives the required 500' setback of the proposed emergency communications tower from adjacent residential dwellings and sets the required setback at 300'.

VOTE RESULT:	ADOPTED BY ROLL	
	Councilman Feldmann	Aye
	Councilman Cooper	Aye
	Supervisor Dash	Aye

There being no further action to be taken, the Town Clerk was excused from the remainder of the work session at 6:40pm.

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,

**Jonica B. DiMartino
Town Clerk
Town of Evans**