

Evans Town Board

At the 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, October 30, 2013 there were:

PRESENT:	Dennis M. Feldmann	Councilman
	Keith E. Dash	Supervisor
	J. Grant Zajas	Town Attorney
ABSENT:	Paul T. Cooper	Councilman
ALSO PRESENT:	Lynn Krajacic	Deputy Town Clerk
	Diana A. Cafferty	Supervisor's Office
	Scott Dill	Director of Finance

RESOLUTION 2013-393 Change Order-Replacement of New Waterlines

Supervisor Dash moved and Councilman Feldmann seconded,

Whereas, New Frontier Excavating and Paving, Inc. was retained by the Town of Evans to complete Contract No. 13-2, Replacement and New Waterlines, and

Whereas, due to unforeseen field conditions, additional materials and labor were needed in order to facilitate replacement of waterlines,

Now, therefore be it resolved, that the Evans Town Board authorizes Change Order No. 1 as outlined in Attachment A.

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

RESOLUTION 2013-394 Approve Erie County Snow Plowing Contract

Supervisor Dash moved and Councilman Feldmann seconded,

WHEREAS, the Town of Evans has in the past entered into a contract with the County of Erie to provide snow removal and to control ice and snow on County roads within the Town of Evans; and

WHEREAS, the County has provide a contract for similar services for a three (3) years, term commencing September 1, 2013 through August 31, 2016, a copy of which is to filed in the Town Clerk's office; and

WHEREAS, it is deemed to be reasonable and prudent for the Town to enter into such contract

NOW THEREFORE BE IT RESOLVED that the Town Supervisor is hereby authorized and directed to execute such contract in as many counterparts as deemed appropriate; and

BE IT FURTHER RESOLVED that such contract and appropriate copies be delivered to the County of

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

RESOLUTION 2013-395 Waiver of Sign Fee at Town Park

Supervisor Dash moved and Councilman Feldmann seconded,

RESOLVED, that per Town of Evans code 200.29, Sign Regulations, Fee Schedule, that the Town Board does hereby grant a waiver of the signage fee to the Town of Evans Parks Department and to have the portable sign at the Town Park to advertise for Santa in the Park which will be held on December 19, 2013.

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

RESOLUTION 2013-396 Unpaid accounts to be added to the 2014 Tax Roll

Supervisor Dash moved and Councilman Feldmann seconded,

RESOLVED, that in accordance with New York State Town Law, section 198, that the Town Board has the authority to place unpaid accounts for water, sewer, refuse and other unpaid town services by placing a lien upon the real property for which services were provided.

NOW THEREFORE BE IT RESOLVED that the Assessor of the Town of Evans is hereby authorized to place the following on the 2014 Tax Roll:

Total Unpaid Water Bills	\$264,798.16
Total Omitted Taxes	\$ 1,794.49
Total Demolition Charges (Including Surcharge)	\$219,542.50

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

RESOLUTION 2013-397 Execute agreement with Thomas E. Smith

Supervisor Dash moved and Councilman Feldmann seconded,

WHEREAS, Thomas E. Smith has been employed as a laborer with the Town of Evans:
and

WHEREAS, Thomas E. Smith was injured in the course of such employment unable to
continue employment in such capacity or with the Town; and

WHEREAS, an agreement has been negotiated with the said Thomas E. Smith which
proposed is deemed to be appropriate and proper;

NOW THEREFORE BE IT RESOLVED

that the supervisor by and is hereby authorized, subject to approval of the town accountant
and the town attorney to execute such agreement, as may be deemed appropriate and
that the same be delivered to the said Thomas E. Smith for his execution of the same.

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

There being no further action to be taken the Deputy Town Clerk Krajacic was
excused.

**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 Krajacic
Deputy Town Clerk**

**Jonica B. DiMartino, RMC
Town Clerk**



Change Order

Change Order No.: 1 Date: October 17, 2013
 Contract No.: 13-2 Sheet 1 of 1
 Owner File No.: _____
 Wendel Project No.: 258932
 Project: Replacement and New Waterlines
 Owner's Name: Town of Evans
 Contractor's Name: New Frontier Excavating & Paving, Inc.

DESCRIPTION OF CHANGE TO CONTRACT OR EXTRA WORK:

- Relocating water meters from current location to a new tileset at 6 addresses throughout the town.
- Revised original contract amount.

REASON FOR MODIFICATION OR NEED FOR EXTRA WORK:

- Relocation of meters is required to meet Erie County Water Authority requirements.
- Adjusting items to actual items installed

CHANGE IN CONTRACT PRICE:

Original Contract Price
 \$ 796,396.00

Net changes from previous Change Orders No. ___ to No. ___
 \$ N/A

Net Increase (decrease) of this Change Order
 \$ 122,204.64

Contract Price with all approved Change Orders
 \$ 918,600.64

CHANGE IN CONTRACT SCHEDULE:

Original Contract Schedule
 Substantial Completion: November 1, 2013
 Ready for final payment: May 1, 2014
 days or dates

Net change from previous Change Orders No. ___ to No. ___
 N/A

Net Increase (decrease) of this Change Order
 N/A

Contract Schedule with all approved Change Orders
 Substantial Completion: November 1, 2013
 Ready for final payment: May 1, 2014
 days or dates

APPROVALS:

Contractor Name Mike Halloran, New Frontier Excavating and Paving, Inc

Contractor Signature _____ Date: _____

Engineer Name Robert D. Klavoon, PE Wendel

Engineer Signature _____ Date: _____

Owner Name Keith Dash, Town of Evans Supervisor

Owner Signature _____ Date: _____