

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:

- PRESENT: Michael Schraft Councilman
 Jeanne Macko Councilman
 Mary Hosler Supervisor
- ALSO PRESENT: Lynn Krajacic Town Clerk
 Jennifer Farrell Town Attorney
 Mary Holl Supervisor’s Secretary
 Roberta Rappoccio Director of Planning
 Ed Michalski Highway Superintendent
 Douglas Czora Police Chief

RESOLUTION 2018 #545 Approve Minutes

Supervisor Hosler moved and Councilman Macko seconded that the reading of the minutes of the Meeting of December 5, 2018 and Work Session of December 19, 2018 be dispensed with and accepted as submitted by the Town Clerk.

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

RESOLUTION 2018 #546 Town Clerk’s Reports

Supervisor Hosler moved and Councilman Macko seconded to accept the reports of the Town Clerk as presented for the month of November 2018:

Town Clerk Report November	\$18,444.85
Interest for November	\$1.89
Greenspace Fee	\$700.00

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

RESOLUTION 2018 #547 Remove Comprehensive Plan - Lead Agency from Old Business

Supervisor Hosler moved and Councilman Schraft seconded,

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

RESOLUTION 2018 #548 Comprehensive Plan - Lead Agency

Supervisor Hosler moved and Councilman Schraft seconded,

WHEREAS, the Town Board of the Town of Evans (the “Board”) and the Village of Angola (the “Village”) received funding from Erie County through the Community Development Block Grant program to update their respective Comprehensive Plans through a joint effort, pursuant to Section 272-a of the New York State Town Law and Section 7-722 of the New York State Village Law; and

WHEREAS, a steering committee (the “Committee”) of volunteers, including Town and Village residents, elected officials, local Board members, and other representative stakeholders was created and charged with the update to the Plan together with the planning consultant, Clark Patterson Lee (CPL); and

WHEREAS, numerous committee meetings, public meetings and workshops, and other avenues for community outreach were held through the duration of the project to receive public input on the update to the Plan; and

WHEREAS, the Committee and the planning consultant undertook a comprehensive study of the historic and existing conditions in the Town and Village; identified issues and opportunities; analyzed numerous topics and potential options; and developed goals, objectives, policy recommendations and implementation strategies which resulted in the Comprehensive Plan Update; and

WHEREAS, the Committee provided the Board and the Village with the final draft of the Plan prior to the regular Board meeting on November 7, 2018 for review and consideration of adoption pending a public hearing; and

WHEREAS, on August 31, 2018 the Plan was referred the Plan to Erie County Department of Planning under Section 239m of the General Municipal Law; and

WHEREAS, Erie County Department of Planning reviewed the Plan and provided minor comments including the addition of other County-level plans that are pertinent for reference in the Plan and general comments on future infrastructure and implementation, which were incorporated accordingly into the Plan; and

WHEREAS, Pursuant to Section 272-a.6 of Town Law of the State of New York and Section 7-722.6 of Village Law, joint public hearings were held on August 15, 2018 and December 5, 2018 at Evans Town Hall to provide an opportunity for citizen comment prior to final adoption; and

WHEREAS, in accordance with the provisions of 6 NYCRR Part 617 (SEQRA), an environmental review is required to be undertaken for the adoption of the Comprehensive Plan, as the “Proposed Action.”

NOW, THEREFORE BE IT RESOLVED, that the Board, hereby designates itself as Lead Agency for as the Proposed Action pursuant to 6 NYCRR Part 617.

BE IT FUTHER RESOLVED, that based upon examination of the Environmental Assessment Form (EAF), its own independent analysis of the Proposed Action, and comparison with the criteria for determining significance under 6 NYCRR 617.7, the Board finds that the Proposed Action will not have a significant environmental impact and hereby issues a Negative Declaration.

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

RESOLUTION 2018 #549 Remove Joint Comprehensive Plan from Old Business

Supervisor Hosler moved and Councilman Schraft seconded,

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

RESOLUTION 2018 #550 Joint Comprehensive Plan

Councilman Macko moved,

WHEREAS, the Town Board of the Town of Evans (the “Board”) is responsible for the preparation and adoption of the Town of Evans-Village of Angola Comprehensive Plan (the “Plan”), pursuant to Section 272-a of the New York State Town Law; and

WHEREAS, the Plan was funded by Erie County through the Community Development Block Grant program; and

WHEREAS, a steering committee (the “Committee”) of volunteers, including Town and Village residents, elected officials, local Board members, and other representative stakeholders was created and charged with the update to the Plan together with the planning consultant, Clark Patterson Lee; and

WHEREAS, numerous committee meetings, public meetings and workshops, and other avenues for community outreach were held through the duration of the project to receive public input on the update to the Plan; and

WHEREAS, the Committee and the planning consultant undertook a comprehensive study of the historic and existing conditions in the Town and Village; identified issues and opportunities; analyzed numerous topics and potential options; and developed goals, objectives, policy recommendations and implementation strategies which resulted in the Comprehensive Plan Update; and

WHEREAS, the Committee provided the Board with the final draft of the Plan prior to the regular Board meeting on November 7, 2018 for review and consideration of adoption pending a public hearing; and

WHEREAS, on August 31, 2018 the Board referred the Plan to Erie County Department of Planning under Section 239m of the General Municipal Law; and

WHEREAS, Erie County Department of Planning reviewed the Plan and provided minor comments including the addition of other County-level plans that are pertinent for reference in the Plan and general comments on future infrastructure and implementation, which were incorporated accordingly into the Plan; and

WHEREAS, Pursuant to Section 272-a.6 of Town Law of the State of New York, the Board did hold public hearings on August 15, 2018 and December 5, 2018 at Town Hall to provide an opportunity for citizen comment prior to final adoption; and

WHEREAS, the Board, as the designated Lead Agency, conducted an environmental review under the State Environmental Quality Review Act and issued a Negative Declaration on December 5, 2018.

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans does hereby adopt and place on file the update to the Comprehensive Plan, as an important planning tool for the future of the community which identifies a wide range of issues, initiatives, studies, projects and programs which can be undertaken by various entities in the short- and long-term.

Motion failed due to lack of a second.

RESOLUTION 2018 #551 Table Joint Comprehensive Plan

Councilman Schraft moved and Supervisor Hosler seconded to keep Comprehensive Plan on Old Business.

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

RESOLUTION 2018 #552 SPCA Agreement

Councilman Schraft moved and Supervisor Hosler seconded,

WHEREAS, the agreement between the Town of Evans and the SPCA Serving Erie County will expire on December 31, 2018; and

WHEREAS, the Town desires to enter into a new agreement with the SPCA Serving Erie County to avoid a lapse;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Evans authorizes Supervisor Mary K. Hosler to execute the Agreement between the Town of Evans and SPCA Serving Erie County, upon the approval of the Town Attorney.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Macko	Aye
Councilman Schraft	Aye
Supervisor Hosler	Aye

RESOLUTION 2018 #553 Water Rates per Erie County Water

Councilman Schraft moved and Councilman Macko seconded,

WHEREAS, the Town of Evans entered into a Lease Management Agreement with the Erie County Water Authority, effective April 1, 2013; and

WHEREAS, the Town of Evans is responsible for the billing and maintenance of approximately 115 customers on Town of Evans waterlines; and

WHEREAS, these customers are primarily located on Woodcliff Road, McKinley Road, portions of Independence Drive and portions of Peppertree Drive; and

WHEREAS, the Erie County Water Authority raised their water rate charge on November 1, 2018, by their adopted budget, taking effect on January 1, 2019.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. That pursuant to Section 106-1 the price of water will be \$7.14 per 1,000 gallons; and
2. The minimum quarterly bill shall continue to be based upon a minimum of 9,000 gallons of water consumed; and
3. The \$19.65 per quarter infrastructure charge has been established and will continue to be added to the quarterly bill for each metered account; and

BE IT FURTHER RESOLVED that the above referenced change (price of water #1) will start effective January 1, 2019.

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

RESOLUTION 2018 # 554 Town Licenses

Supervisor Hosler moved and Councilman Schraft seconded,

RESOLVED, that the aforesaid licenses be granted pertaining to the report of the Chief of Police and the Department of Health where appropriate.

Licenses

- Shannon M. Rogers D/B/A Pasquales Italian Restaurant - Refreshment
- David Skoczylas D/B/A Overseas Veterans of Evans - Refreshment
- Deebe Ann Brown D/B/A Scallywags Grub & Spirits - Refreshment & Amusement
- TE Connors D/B/A Connors Hot Dog Stand (Sturgeon Point Marina) - Refreshment
- TE Connors D/B/A Connors Hot Dog Stand (Lake Shore Road) - Refreshment
- Ya Xing Wang D/B/A China King - Refreshment

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

RESOLUTION 2018 # 555 Audit of Bills

Councilman Macko moved and seconded Supervisor Hosler seconded that all properly audited bills be paid out of their respective accounts per abstract

	<u>AUDIT OF BILLS</u>
DATE	12/20/2018
ABSTRACT NO.	23
VOUCHER NO.	3944 - 4037
CHECK NUMBERS	78834 - 78906
APPROVED AT	Board Meeting
DATE	12/19/2018
GENERAL	\$61,214.51
PART TOWN	\$3,568.46
HIGHWAY DB	\$23,622.51
WATER	\$731.50
CAPITAL PROJECTS	\$0.00

SPECIAL DISTRICTS	\$8,606.52
DEBT SERVICE	
TOTAL	\$97,743.50

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

RESOLUTION 2018 #556 Adjournment

Supervisor Hosler moved to adjourn to Thursday, December 27, 2018 at 8am for a Special Work Session then to Wednesday, January 9, 2019 at 6pm for a Work Session, Agenda Meeting, Organizational Meeting and Regular Meeting. This meeting was adjourned in Memory of Andrew Masse, Honorary Town of Evans Policeman and Firefighter.

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