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<tr>
<th>Item</th>
<th>Description</th>
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<tbody>
<tr>
<td>I</td>
<td>Call the Meeting to Order</td>
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<td>II</td>
<td>Pledge of Allegiance</td>
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<td>III</td>
<td>Roll Call</td>
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<td>IV</td>
<td>Approval of the Minutes: November 13, 2019 Work Session November 13, 2019</td>
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<tr>
<td>V</td>
<td>Communications: 1.)William Smith, Planning &amp; Community Development RE: Planning Board Vacancies 2.)William Smith, Planning &amp; Community Development RE: PLL #11 - Rezone 8926 Lake Shore Road from WMU to R-2 3.)Evans Minor Subdivision Review Committee Rechin Minor Subdivision SBL#193.13-2-19 South Creek Road</td>
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<td>VI</td>
<td>Privilege of the Floor</td>
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<td>VII</td>
<td>Public Hearing &amp; Bid Opening</td>
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<tr>
<td>VIII</td>
<td>Committee &amp; Department Head Reports</td>
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<td>IX</td>
<td>Town Clerk Reports:</td>
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<td>X</td>
<td>Old Business: 1.)Health Insurance</td>
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<tr>
<td>XI</td>
<td>Resolutions: 1.)SEQR Lead Agency for Water System Improvement Project 2.)BENLIC to Acquire 10 Properties 3.)Accept Funds from NYS Department of Conservation Urban &amp; Community Forestry Program Grant Application</td>
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<td>XII</td>
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<td>XIII</td>
<td>Audit of Bills:</td>
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<td>XIV</td>
<td>Adjournment to: Wednesday, December 4, 2019, 2019 at 6pm for a Work Session and Regular Meeting at 7pm and Work Session Friday, December 27, 2019 at 8am</td>
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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.

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 at 6:00pm there were:

PRESENT:  
Jeanne Macko  
Michael Schraft  
Mary Hosler  
Councilman  
Councilman  
Supervisor

ALSO PRESENT:  
Sean Beiter  
Lynn Krajacic  
Town Counsel  
Town Clerk

RESOLUTION 2019 #449 Enter Executive Session

Supervisor Hosler moved and Councilman Schraft seconded,

WHEREAS: the Evans Town Board wishes to enter Executive Session, and;

BE IT RESOLVED: that the public shall be excluded from discussion of and action upon hereinafter specified subject matter.

The general nature of the subject matter to be discussed as follows: Matters relating to collective negotiations under the Taylor Law

NOW THEREFORE BE IT RESOLVED:  Sean Beiter, Counsel for the Town of Evans is invited to attend the Evans Town Board Executive Session.

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

ALSO PRESENT: 
Lynn M. Krajacic Town Clerk
Sean Beiter Counsel to the Town of Evans
Ed Michalski Highway Superintendent

RESOLUTION 2019 #450 Approve Minutes

Supervisor Hosler moved and Councilman Schraft seconded that the reading of the minutes of the meetings of November 6, 2019 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 2019 #451 Declare Surplus Equipment - Highway Department

Councilman Macko moved and Supervisor Hosler seconded,

RESOLVED, that the following highway equipment is hereby declared surplus equipment and will be sold "as is" at public auction with proceeds being deposited in the Highway Fund and the General Fund respectively.

Truck #5 - 2001 Ford F-350 Vin #1FDWF37L4IED79210
And
Samsung Multi Express Copier Model #6322DM (Town of Evans Fixed Asset #3250)

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

RESOLUTION 2019 #452 Amend Preliminary 2020 Budget and Adopt 2020 Budget

Councilman Schraft moved and Supervisor Hosler seconded,
WHEREAS, officers and employees in charge of various administrative units of the government of the Town of Evans have submitted estimates of revenues and expenditures for the fiscal year ending December 31, 2020; and

WHEREAS the Supervisor, as the Town’s Budget Officer, has caused a tentative ad valorem budget to be prepared, and the Town Clerk has presented such budget to the Town Board; and

WHEREAS, the Supervisor filed a preliminary budget with the Town Clerk on November 1, 2019; and

WHEREAS, the Town Board has met and considered the preliminary budget for the year ending December 31, 2020 and made amendments to same, and a public meeting was conducted on November 6, 2019 as required by Section 108 of Town Law;

NOW, THEREFORE, BE IT RESOLVED, that the preliminary budget as amended and as hereinafter set forth, is hereby adopted as the annual benefit basis budget of the Town of Evans for the fiscal year ending December 31, 2020.

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

RESOLUTION 2019 #453 Audit of Bills
Councilman Macko moved and Supervisor Hosler seconded that all properly audited bills be paid out of their respective accounts.

<table>
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<tr>
<th>AUDIT OF BILLS</th>
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<tbody>
<tr>
<td>DATE</td>
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<td>CAPITAL PROJECTS</td>
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<td>SPECIAL DISTRICTS</td>
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<tr>
<td>DEBT SERVICE</td>
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TOTAL $44,138.59

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

RESOLUTION 2019 #454 Adjournment

Supervisor Hosler moved and Councilman Macko seconded to adjourn to Wednesday, November 20, 2019 at 6pm for a Work Session at 6pm and 7pm for a Regular Town Board Meeting.

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
November 14, 2019

Evans Town Board
Evans Municipal Center
8787 Erie Road
Angola, NY 14006

Re: Town of Evans Planning Board Appointments

Dear Town Board:

As Director of Planning and Community Development for the Town of Evans, and on behalf of the Evans Planning Board, we respectively request the Town Board appoint Donald P. Schiedel, II and Lori Szewczyk as members of the Evans Planning Board.

If you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

William B. Smith, Director
Planning and Community Development

cc: Planning Board Members
Town Counsel
WHEREAS, there are two vacancies on the Evans Planning Board due to the resignations of Theodore Catalano and John McEvoy; and

WHEREAS, Donald P. Schiedel, II meets the requirements needed to be a member of the Evans Planning Board, having 15 years’ experience in market and business development, has worked with Architecture and Engineering Firms to foster development of capital improvement projects and is a life-long resident of the Town; and

WHEREAS, Lori Szewczyk meets the requirements needed to be a member of the Evans Planning Board, having worked for the Town of Evans for 14 years, her familiarization with the workings of municipal government, her vast knowledge of the Town of Evans and surrounding communities and is a long-time resident of the Town; and

WHEREAS, the Planning Director William Smith, on behalf of the Evans Planning Board, has recommended the appointment of Donald P. Schiedel, II to finish out Theodore Catalano’s vacant seat which expires on December 31, 2021; and the appointment of Lori Szewczyk to finish out John C. McEvoy’s vacant seat which expires on December 31, 2025; and

WHEREAS, Donald P. Schiedel, II and Lori Szewczyk have agreed to serve as members of the Evans Planning Board.

NOW THEREFORE BE IT RESOLVED, that the Evans Town Board hereby appoints Donald P. Schiedel, II and Lori Szewczyk as members of the Evans Planning Board.
November 14, 2019

Evans Town Board
Evans Municipal Center
8787 Erie Road
Angola, NY 14006

Re: Rezone – proposed rezone of a 0.49± acre parcel located at 8926 Lake Shore Road, Angola NY from Waterfront Mixed Use (WMU) to Residential Two-Family (R-2), SBL# 234.16-2-24. Petitioner: Amy Vassallo, 8917 Sandrock Road, Eden, NY 14057.

Dear Town Board:

At the November 13, 2019 meeting of the Evans Planning Board the rezone request of the above-referenced property was unanimously recommended.

This favorable recommendation was based on the following reasons:

- The action is not expected to result in any significant adverse impacts, and
- The rezone will not result in any changes to the character of the surrounding community.

Please set a public hearing for the above-referenced request for Rezoning as required by Town Code.

Sincerely,

William B. Smith, Director
Planning and Community Development

cc: Planning Board Members
    Town Counsel
    Code Enforcement Office
    Assessor
    Applicant/Representative
WHEREAS, in a letter dated September 30, 2019, Amy Vassallo requested that the Evans Town Board rezone a 0.49± acre parcel located at 8926 Lake Shore Road, Angola, NY, SBL# 234.16-2-24, from Waterfront Mixed Use (WMU) to Residential Two-Family (R-2), and

WHEREAS, in a letter dated November 14, 2019, the Evans Planning Board has requested that the Town Board set a public hearing regarding the request of Amy Vassallo.

NOW THEREFORE BE IT

RESOLVED, that the Town Board of the Town of Evans authorize the Town Clerk to advertise for a public hearing to be held on December 4, 2019 at 7:10pm for the consideration of said Rezoning request.

AND BE IT FURTHER

RESOLVED, that a copy of this resolution be given to the Planning Office.
November 18, 2019

Evans Town Board
Evans Municipal Center
8787 Erie Road
Angola, NY 14006

RE: Minor Subdivision Review – dividing a 2.0± acre parcel on South Creek Road, known as 1441 South Creek Road, SBL# 193.13-2-19, to create an 1.28± acre parcel on South Creek Road, and a 1.48± acre parcel on South Creek Road, Derby, NY 14047. Petitioner: Donna Rechin Schaefer, Executrix of the Estate of Patricia Rechin, 118 Meadow Drive, Beaver Falls, PA 15010

Dear Town Board:

The Town of Evans Minor Subdivision Review Committee has reviewed the above-referenced petition for the division of lands and has recommended approval.

After further review, the committee also found that the subdivision of this property will not result in any significant environmental impacts regarding the SEQR process.

If you have any further questions regarding this matter, please feel free to contact me.

Sincerely,

William B. Smith
Evans Minor Subdivision Review Committee

cc: Assessor
Code Enforcement Office
Applicant
Submitted by Supervisor Hosler for the November 20, 2019 Town Board meeting:

WHEREAS, minor subdivisions are unlisted SEQR actions, and

WHEREAS, the Town Board of the Town of Evans desires the Town of Evans to be the Lead Agency for the SEQR process:

WHEREAS, the Town has completed a short Environmental Assessment Form for this action, and

WHEREAS, in a letter dated November 18, 2019, the Town of Evans Minor Subdivision Review Committee has recommended a negative declaration regarding the SEQR process for the Estate of Patricia Rechin Minor Subdivision, and

WHEREAS, it has been determined that the subdivision of this property will not result in any significant impacts regarding the SEQR process.

NOW THEREFORE BE IT

RESOLVED, that the Town of Evans shall be the Lead Agency for the SEQR process for the above mentioned minor subdivision; and

RESOLVED, that the Town Board of the Town of Evans adopts the findings of the Town of Evans Minor Subdivision Review Committee and issues a SEQR negative declaration for the Estate of Patricia Rechin Minor Subdivision.

(Addendum ______ SEQR Short Environmental Assessment Form),

a division of SBL# 193.13-2-19, dividing a 2.0± acre parcel to create:

1. a 1.28± acre parcel with 90.95± feet of frontage on South Creek Road, and
2. a 0.72± acre portion to be annexed to an adjacent parcel with 84.30± feet of frontage on South Creek Road, known as 1421 South Creek Road, SBL# 193.13-2-20, to form a 1.48± acre parcel with 352.38± feet of frontage on South Creek Road, Derby, NY 14047.

Petitioner: Donna Rechin Schaefer, Executrix for the Estate of Patricia Rechin, 118 Meadow Drive, Beaver Falls, PA 15010

AND BE IT FURTHER

RESOLVED, that a copy of this resolution be given to the Planning Office.
Submitted by Supervisor Hosler for the November 20, 2019 Town Board meeting:

WHEREAS, the Town of Evans Minor Subdivision Review Committee has completed a review and recommended approval, and

WHEREAS, the Evans Town Board, as Lead Agent, issued a negative declaration regarding the SEQR process.

NOW THEREFORE BE IT

RESOLVED, that the Town Board of the Town of Evans hereby adopts the findings of the Town of Evans Minor Subdivision Review Committee and approves the Estate of Patricia Rechin Minor Subdivision, a division of SBL# 193.13-2-19, dividing a 2.0± acre parcel to create:

1. a 1.28± acre parcel with 90.95± feet of frontage on South Creek Rd., Derby, and
2. a 0.72± acre portion to be annexed to an adjacent parcel with 84.30± feet of frontage on South Creek Road, known as1421 South Creek Road, SBL# 193.13-2-20, to form a 1.48± acre parcel with 352.38± feet of frontage on South Creek Road, Derby, NY 14047.

Petitioner: Donna Rechin Schaefer, Executrix for the Estate of Patricia Rechin, 118 Meadow Drive, Beaver Falls, PA 15010

AND BE IT FURTHER

RESOLVED, that a copy of this resolution be given to the Planning Office.
Old Business

1.) Health Insurance
Submitted by Supervisor Hosler for the November 20, 2019 Evans Town Board meeting:

RESOLUTION – Evans Water System Improvements – Lead Agency

WHEREAS, the Town of Evans is undertaking a major Water System Improvements Project to address the current lack of adequate water capacity to meet peak demands and provide sufficient fire protection; and

WHEREAS, the Water System Improvements will involve the construction of a new Elevated Water Tank on Greninger Road, as well as new Water Main running along Greninger Road to Southwestern Blvd, and new Pump Station on Eden-Evans Center Road; and

WHEREAS, the new Elevated Water Tank, Pump Station and Water Main will provide the Town of Evans with effective water storage and firefighting capabilities; and

WHEREAS, the Town Board of the Town of Evans wishes to declare Lead Agency status and conduct a coordinated review of the Water System Improvements Project.

NOW THEREFORE BE IT

RESOLVED, that the Town Board of the Town of Evans shall be the Lead Agency for the SEQR process for the Water System Improvements Project.

AND BE IT FURTHER

RESOLVED, that a copy of this resolution be given to the Planning Office.

ROLL CALL VOTE:
A RESOLUTION SUBMITTED

WHEREAS, in July 2011 in recognition of the growing problem of distressed, vacant, abandoned, and tax-delinquent properties, New York State passed the Land Bank Act, as Article 16 of the New York State Not-for-Profit Corporation Law, which authorizes any Foreclosing Governmental Unit (FGU) to create a land bank to strategically acquire, improve, assemble, and sell these properties; and

WHEREAS, under this law, the Buffalo Erie Niagara Land Improvement Corporation (BENLIC) was formed in May 2012 via an intermunicipal agreement among the county’s four FGUs: Erie County and the Cities of Buffalo, Lackawanna, and Tonawanda; and

WHEREAS, county-wide land banks have proven highly successful in Michigan, Ohio, and other regions experiencing growing numbers of problem properties by supporting municipal and regional revitalization efforts by strategically acquiring, improving, assembling, and selling these properties; and

WHEREAS, BENLIC (the land bank) seeks to work collaboratively with the cities, towns, and villages within Erie County to address the growing problem of distressed, vacant, abandoned, and tax-delinquent properties; and

WHEREAS, the Town of Evans, Erie County, has recognized the need to address the growing issues of distressed, vacant, abandoned, and tax-delinquent properties and is desirous of partnering with BENLIC to address this problem.

NOW, THEREFORE, BE IT

RESOLVED, that Town of Evans hereby officially requests that BENLIC acquire the following property:

138 Lancaster Avenue, SBL# 250.17-9-54
39 Long Beach Lane SBL# 249.20-3-13
6884 Revere Drive, SBL# 192.20-6-21
0 Rosewood Avenue, SBL# 250.17-7-4
0 South Creek Road SBL# 193.13-2-13 was previously known as SBL# 193.00-1-17
9838 Utica Street SBL# 250.17-4-30
0 Poplar Avenue SBL# 250.07-3-51
0 Poplar Avenue SBL# 250.07-3-52
146 Potomac Avenue SBL# 250.17-7-18.1
273 Dawn Avenue SBL# 250.14-2-21

; and be it further

RESOLVED, that the Town of Evans has completed the required Standardized Inspector’s Reports and Maintenance, Disposition and Reuse Plans (SIR/MDR plans) each property listed above and has attached the SIR/MDR plans to this resolution; and be it further
RESOLVED, that the Town of Evans agrees to maintain each property selected by BENLIC during the time in which BENLIC holds title to the property; and be it further

RESOLVED, that the Evans Town Board hereby agrees to the terms and conditions of the BENLIC Pay it Forward Policy, adopted October 23, 2015* and that pursuant to section 1610 of the New York Not-for-Profit Corporation Law will remit to BENLIC 50% of the real property taxes collected for a period of five years on all of the parcels identified herein for which, upon disposition of the parcel, net proceeds are negative

138 Lancaster Avenue, SBL# 250.17-9-54
39 Long Beach Lane SBL# 249.20-3-13
6884 Revere Drive, SBL# 192.20-6-21
0 Rosewood Avenue, SBL# 250.17-7-4
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0 Poplar Avenue SBL# 250.07-3-51
0 Poplar Avenue SBL# 250.07-3-52
146 Potomac Avenue SBL# 250.17-7-18.1
273 Dawn Avenue SBL# 250.14-2-21

; and be it further

RESOLVED, that certified copies of this resolution will be sent to the Executive Director of the Buffalo Erie Niagara Land Improvement Corporation; the Commissioner of the Erie County Department of Environment and Planning; the Director of the City of Buffalo’s Office of Strategic Planning; and the Mayors of the cities of Lackawanna and Tonawanda.

ROLL CALL VOTE:
WHEREAS, the Town Board desires to pursue funding opportunities to improve the quality of the community forest inside public right-of-ways, municipal lands and parks within the Town of Evans and Village of Angola; and

WHEREAS, the Town Board recognizes the importance of a healthy community forest in terms of creating wildlife habitat, improving air and water quality, increasing property values, revitalizing the local economy, promoting public health and safety, and improving quality of life for residents; and

WHEREAS, the New York State Department of Environmental Conservation’s Urban and Community Forestry Program requires that a Tree Inventory and Management Plan be developed by the Town and Village every eight years in order to receive future funding for Community Forest Management; and

WHEREAS, the Town Board wishes to work with an ISA Certified Arborist to conduct a Tree Inventory and Community Forest Management Plan that defines best practices and policies for the Town and Village; and

WHEREAS, the Town Board desires to apply for financial assistance from New York State Department of Environmental Conservation’s Urban and Community Forestry Program for the development of said Tree Inventory and Management Plan; and

WHEREAS, the Town Board commits to providing the required local matching share of funds to ensure the timely implementation of the proposed project.

NOW, THEREFORE BE IT

RESOLVED, that Mary Hosler, as Supervisor of the Town of Evans, is hereby authorized and directed to accept funds from the New York State Department of Environmental Conservation in an amount not to exceed $50,000 and enter into and execute a project agreement with the State for such financial assistance to the Town of Evans; and

RESOLVED, that upon approval of the application for financial assistance that the Town make available $10,000 in matching funds, and be it further

RESOLVED, that the Town Board authorizes the Supervisor to sign all documents and agreements related to the New York State Department of Environmental Conservation’s Urban and Community Forestry Program Grant application.