

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 on Wednesday, June 21, 2006 at 7:30pm there were

PRESENT:	Karen C. Erickson	Councilman
	Kathleen A. Bartus	Councilman
	Michael M. Spence	Councilman
	Gifford M. Swyers	Councilman
	Robert R. Catalino, II	Supervisor
ALSO PRESENT:	Carol A. Meissner	Town Clerk
	Jonica DiMartino	2 nd Deputy Town Clerk
	J. Grant Zajas	Town Attorney
	Mary Ann Conrad	Assessment
	Ronald Milks	Building Department
	Lori Szewczyk	Community Development
	Charles Katra	Finance Department
	Edward Michalski	Highway Superintendent
	Peter DelPrince	Parks Department
	Sandra Brant	Planning Division
	Robert Ferguson	Police
	Julie Roach	Seniors
	Patrick Conrad	St Pt Marina
	Lynn Krajacic	Deputy Rec. Of Taxes
	Tom Kait	Water Department
	Rick Hanavan	Wendel Duscherer
	Rob Klavoon	Wendel Duscherer

RESOLUTION 245 Approve minutes

Supervisor Catalino moved and Councilman Erickson seconded that the reading of the minutes of the meeting of June 7, 2006 be dispensed with and approved as submitted by the Town Clerk.

Carried.

Supervisor Catalino extended the privilege of the floor to any and all persons present.

Robert L. Palmer, 1780 Eden Evans Center Road has a couple of questions regarding Lake Erie Beach Park:

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-rocks across the parks at the basketball court have no reflective material on them

-Town Code Section 200.27 - off Street Parking. There is a problem with the basketball court whereby it has cut down on the number of parking spaces in the parks. Perhaps overflow parking could be on the grass.

-referred to a letter dated July 25, 2002 from the Town Attorney to Mr. Mauer regarding flowers at Lake Erie Beach Park.

Charles Militello, 6840 Prescott Drive, Derby thanked the Town Board for addressing some of the dead tree issues up in the Highland/Derby area. There are dead trees on South Creek Road in front of the Clark residence, Sturgeon Point Road on the left side just past the railroad tracks heading towards Route 20 and Lake Street just before the new SOP sign, at the detour, on the right hand side going towards the lake.

-Electricity for Lions Veterans Parks

-Previously Reed Petroleum wrote a letter to the Town to purchase a paper road which was refused. The Lions Club would like to pave a path through that area with permanent park benches.

Mark Hageman, 9644 Oakland Street informed the Town that the Friends of Evangola State Park are holding a Pirate Fest July 29 and 30, 2006. Any support from the Town would be appreciated.

Robert Catalino, 340 N. Main Street appreciates the work the Town Board has done. He will provide the Town Board proof of individuals fraud, illegal acts by individuals that have accused the Town Board of wasting tax dollars.

At this time 7:50pm a public hearing is scheduled and duly advertised in the Town Crier, official newspaper of the Town of Evans to consider the adoption of Proposed Local Law #3 of the year 2006 which will amend Local Law #1 of the year 1993 commonly known as the Vehicles and Traffic Law and any amendments thereto, Town Code, Chapter 193, Article II, Section 193-5 and Chapter 193, Article VIII, Section 193-35 Schedule II: Speed Limits on Dennis Road from 55m.p.h. to 45m.p.h.

Wendy Ald, 8036 Dennis Road, is in favor of the speed limit reduction as there are children in the neighborhood and people speed regularly causing an unsafe condition.

Mary Brumagin, 8119 Dennis Road is in favor of the speed reduction and would like to see a 35 mph speed limit. She also feels the road needs to be widened.

Cheri Hahn, 603 Fulton is in favor of the speed limit reduction.

There being no one else wishing to speak, the public hearing was closed at 7:58pm.

County Legislator Bob Reynolds explained lifeguards would be on duty next week at Wendt Beach and Buffalo Beach. He thanked the Supervisor and Town Board for all their efforts in this process of opening and manning lifeguards at the beaches. On Thursday, June 29, 2006 at 3:00pm budget meetings will be taking place with County Department heads at County Hall on Franklin Street. Work is progressing with Councilman Swyers for funding for the Hike/Bike Path.

Town Attorney Zajas reported freedom of speech is one of the most wonderful and cherished freedoms we have but it should be understood that freedom of speech doesn't give the right to defame, slander or liable other people or public officials. Care should be taken.

Councilman Spence presented the following reports:

- July 3, 2006 for fireworks will be displaced at Lake Erie Beach Park with a rain date of July 4, 2006. Ten port-a-potties will be provided.
- Thanked the Town Clerk and her staff for taking on the task of providing passport photos. The fee will be established tonight.

Supervisor Catalino thanked Town Clerk Meissner for initiating the whole passport process. He believes the pictures and the whole process will be successful.

Councilman Bartus presented the following reports:

- June 12, 2006 through July 20, 2006 Gowans Road will have restricted access for railroad bridge repairs.
- First Church of Evans has been listed on National Register of Historic Places.

Councilman Erickson presented the following reports:

- Town Clerk's office will advertise the DMV telephone number 1-800-CALL DMV because of the overwhelming response to the DMV and no local number to call for information.
- Attended the ground breaking on June 19, 2006 at Graycliff for their new work project located at 6472 Lakeshore Road. The telephone number is 947-9217.
- Business First had an article in its publication regarding the Southtowns Enhancement Coalition.
- Also in Business First an article regarding brain power was published addressing 175 cities and towns in Western New York and Evans was rated 46th.
- Building Department report.

Supervisor Catalino presented the following reports:

- Town of Evans is fiscally stable even with all the increases in pension and health insurance costs.

-Thanked department heads and employees for the extended hours and Wenesdays.
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Lori Szewczyk, Director of Community Development explained the small business loan program the Town of Evans oversees.

RESOLUTION 247 PLL #2 of the year 2005 (Zoning/Licensing)

Supervisor Catalino moved and Councilman Erickson seconded that Proposed Local Law #2 of the year 2005 (Zoning/Licensing) remain under old business on the agenda.

Carried.

RESOLUTION 248 Passport photographs and fee

Councilman Spence moved and Councilman Bartus seconded,

WHEREAS: the Town of Evans Town Clerk's Office is a Passport Acceptance Agent, and

WHEREAS: to better serve the public and provide "one stop shopping" the Town Clerk's Office will be taking passport photographs effective immediately

NOW THEREFORE BE IT

RESOLVED: that the fee for said passport photograph is hereby established at \$8.50 per sheet.

VOTE RESULT:	Councilman Spence	aye
	Councilman Bartus	aye
	Councilman Swyers	aye
	Councilman Erickson	aye
	Supervisor Catalino	aye

RESOLUTION 249 Authorization for the Supervisor to enter into an agreement with Wendel Duchscherer for the design of a new monitoring well and vent cap for the Town of Evans landfill on Townline Road

Councilman Swyers moved and Councilman Erickson seconded,

WHEREAS: a proposal for services has been submitted by Wendel Duchscherer, town engineers, by letter addressed to Supervisor Catalino, and dated June 12, 2006, for the design of a new monitoring well and vent cap cover related to the Town of Evans Landfill on Townline Road and to provide on site inspection services during the installation of the monitoring well, as well as to provide other services outlined in said letter at a

cost not to exceed \$6,700.00; and

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WHEREAS: in addition to said services necessary construction costs will be incurred, for which quotes will be solicited

NOW THEREFORE BE IT

RESOLVED: that Supervisor Catalino or his designate is hereby authorized and directed to execute the acceptance/authorization to proceed with such work to be done by Wendel Duchscherer and payment to the same for such services is hereby further authorized.

VOTE RESULT: Councilman Swyers aye
Councilman Erickson aye
Councilman Spence aye
Councilman Bartus aye
Supervisor Catalino aye

RESOLUTION 250 Water bill adjustment

Councilman Bartus moved and Councilman Swyers seconded,

RESOLVED: that an adjustment be made to the following account because of a water leak:

Joseph Martino, 7020 Dotter Road
Account #02070858
Adjustment: \$390.53 + penalty

VOTE RESULT: Councilman Bartus aye
Councilman Swyers aye
Councilman Spence aye
Councilman Erickson aye
Supervisor Catalino aye

RESOLUTION 251 Amendment to resolution number 244 of the year 2006 regarding street lighting on a temporary basis at the Lake Shore Road and Lake Street detour

Councilman Erickson moved and Councilman Swyers seconded,

RESOLVED: to amend resolution #244 of the year 2006 to read for the installation and lighting of three (3) high pressure sodium lights to service the Lake

Shore Road Lake Street detour on a temporary basis for a period of least one year and not to exceed two (2) years.

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Carried.

RESOLUTION 252 Audit of Bills

Councilman Spence moved and Councilman Erickson seconded that all properly audited bills be paid out of their respective funds as set forth under abstract of claims on this date as follows:

	Abstract #11 Voucher #1090-1188	
GENERAL		88,240.89
PART TOWN		37,463.72
HIGHWAY		23,994.46
WATER		77,362.63
SPECIAL DISTRICTS		295,008.75

VOTE RESULT:	Councilman Spence	aye
	Councilman Erickson	aye
	Councilman Bartus	aye
	Councilman Swyers	aye
	Supervisor Catalino	aye

RESOLUTION 253 Adjournment

Supervisor Catalino moved and Councilman Erickson seconded to adjourn to Wednesday, June 28, 2006 for a work session at 5:00pm and then to the next Town Board meeting on Wednesday, July 12, 2006 at 7:30pm.

Carried.

Respectfully submitted,

Carol A. Meissner
Town Clerk