Meeting #16 Wednesday August 5, 2026
Regular _X_ Special _____

AGENDA

Evans Town Board, Evans Town Hall, 8787 Erie Road, Angola, New York
www.townofevansny.gov

Item	Description	Disp.
I	Call the Meeting to Order	
II	Pledge of Allegiance	
III	Roll Call	
IV	Approval of the Minutes: July 15, 2026 Regular Town Board Meeting Minutes and July 22, 2026 Special Town Board Meeting Minutes	
V	Communications: Supervisor's Monthly Report for March and April 2026	
VI	Public Hearing & Bid Opening:	
VII	Committee & Department Head Reports:	
VIII	Town Clerk's Reports: July 2026 Town Clerk Report $ 89, 711.52 Interest $ 7.01 Greenspace Fee $ 1,400.00 Petty Cash $ 650.00	
IX	Old Business:	
X	Privilege of the Floor:	
XI	Resolutions: 1.) Advertise Notice of Invitation to Bid - Demolitions 2.) Appointment of Part Time Police Officer 3.) Appointment to Climate Smart Committee and Conservation Advisory Commission 4.) Boat Slip and Dry Dock Fees 2026 Prorated Effective August 15, 2026 5.) Lake Erie Beach Volunteer Fire Company Inc- LOSAP Approval Form for 2025	
XII	Licenses: 1.) John Kennedy - Live Band Special Event 2.) Lisa Vidal - Live Band Special Event	
XIII	Audit of Bills:	
XIV	Adjournment to: Wednesday August 19, 2026 at 6:00pm for the Work Session and Regular Meeting immediately to follow.	

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. Get the Agenda and Meeting Packet sent to your email! Subscribe to the Town of Evans Legal Paper: http://www.observertoday.com/store/ (716)366-3000 click Newsletter Signup under the Quick Links

Evans Town Board

At a meeting of the Town Board of the Town of Evans, the following were present:

PRESENT:	John Wilson	Councilman
	Laurie Reitz	Councilman
	Steve Paluch	Councilman
	Jonica DiMartino	Councilman
	Raymond Ashton	Supervisor
ALSO PRESENT:	Kristen Bauer	Deputy Town Clerk
	Brittanylee Penberthy	Town Attorney

RESOLUTION 2026 #248 Accept Minutes

Supervisor Ashton moved and Councilman Wilson seconded that the reading of the June 17, 2026 Town Board Meeting minutes and the July 6, 2026 Special Town Board Meeting minutes be dispensed with and accepted as submitted by the Town Clerk.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Wilson	Aye
	Councilman Reitz	Aye
	Councilman Paluch	Aye
	Councilman DiMartino	Aye
	Supervisor Ashton	Aye

RESOLUTION 2026 #249 Town Clerk Reports

Supervisor Aston moved and Councilman Reitz seconded to accept the reports of the Town Clerk as presented for the month of June 2026

Town Clerk Report	$52, 587.87
Interest	$3.57
Greenspace Fee	$700.00
Petty Cash	$650.00

LEGAL NOTICE
TOWN OF EVANS

Please take notice that the Town Board of the Town of Evans, Erie County, New York will hold a Public Hearing on July 15th, 2026 at 6:10 P.M. at the Evans Town Hall, 8787 Erie Road, Angola, NY 14006 (with Zoom access listed on the Town website) to consider the petition of William and Gina Barrett for a Special Use Permit for the operation of a Health and Wellness business to be located at 6975 Sweetland Road, Derby, NY 14047, SBL# 206.00-2-14. Questions and

comments may be forwarded to the Planning Office by USPS or by email to planning@townofevans.org; any written questions or comments forwarded to the Planning Department will be included in the record of the Public Hearing. All interested parties and citizens shall have an opportunity to be heard by the Town Board at the Public Hearing in-person and/or via Zoom to be held aforesaid.

By Order of the Town Board of the Town of Evans
Lynn M. Krajacic
Town Clerk

RESOLUTION 2026 #250 Open the Public Hearing
Supervisor Ashton moved and Councilman DiMartino seconded to open the public hearing.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Wilson	Aye
	Councilman Reitz	Aye
	Councilman Paluch	Aye
	Councilman DiMartino	Aye
	Supervisor Ashton	Aye

The following spoke in favor or opposition:
Bill & Gina Barrett - talked about the project and was in favor
David Zelak - was in favor
Patrick Zydel - opposition

RESOLUTION 2026 #251 Close the Public Hearing
Supervisor Ashton moved and Councilman Wilson seconded to close the public hearing.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Wilson	Aye
	Councilman Reitz	Aye
	Councilman Paluch	Aye
	Councilman DiMartino	Aye
	Supervisor Ashton	Aye

RESOLUTION 2026 #252 Amend Resolution #2025-378 Parks and Marina Fees for 2026
Councilman Paluch moved and Councilman Wilson seconded,

BE IT RESOLVED, effective immediately, the Town Board shall amend and approve the pricing for the dry dock fee for Jet Skis; and

FURTHER, BE IT RESOLVED, the fee for a single Jet Ski will be amended to $450; and

FURTHER, BE IT RESOLVED, if an extra Jet Ski is added to the dry dock location an additional $100 fee would be applied.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Wilson	Aye
	Councilman Reitz	Aye
	Councilman Paluch	Aye
	Councilman DiMartino	Aye
	Supervisor Ashton	Aye

RESOLUTION 2026 #253 Amend Resolution #2025-412 Town of Evans 2026 Fee Schedule

Councilman Wilson moved and Councilman DiMartino seconded,

WHEREAS, the Town of Evans approved the fee schedules for the 2026 year per Resolution #2025-412; and

WHEREAS, some of those fees have been updated pursuant to the Temporary Sign fee for 2026;

NOW, THEREFORE, BE IT RESOLVED, effective immediately, the Town of Evans 2026 Fee Schedule will be amended and approved as follows;

Temporary Sign Fee $25.00; and

BE IT FURTHER RESOLVED, this resolution is considered nunc pro tunc.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Wilson	Aye
	Councilman Reitz	Aye
	Councilman Paluch	Aye
	Councilman DiMartino	Aye
	Supervisor Ashton	Aye

RESOLUTION 2026 #254 Appointment of Part Time Seasonal Laborer/Gate Guard - Parks Dept.

Supervisor Ashton moved and Councilman Wilson seconded,

BE IT RESOLVED, effective June 30, 2026, the following individuals are hereby appointed as a Part Time Seasonal Laborer and Gate Guard for a five (5) month period, working up to 39.5 hours per week, at the hourly rates indicated:

NAME	TITLE	HOURLY RATE
Lynette Ellison	Gate Guard	$16.55
Tristen Norton	Laborer	$18.60; and

FURTHER BE IT RESOLVED, this resolution is considered nunc pro tunc.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Wilson	Aye
Councilman Reitz	Aye
Councilman Paluch	Aye
Councilman DiMartino	Aye
Supervisor Ashton	Aye

RESOLUTION 2026 #255 Appointment of Part Time Seasonal Lifeguard - Parks Dept.
Councilman DiMartino moved and Councilman Reitz seconded,

BE IT RESOLVED, effective July 1, 2026, the following individual are hereby appointed as a Part Time Seasonal Lifeguard for a five (5) month period, working up to 39.5 hours per week, at the hourly rates indicated:

NAME	TITLE	HOURLY RATE
Saniya Seneca	Lifeguard	$18.55; and

FURTHER BE IT RESOLVED, this resolution is considered nunc pro tunc.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Wilson	Aye
Councilman Reitz	Aye
Councilman Paluch	Aye
Councilman DiMartino	Aye
Supervisor Ashton	Aye

RESOLUTION 2026 #256 Approval of Collection Site Recycling Service Agreement with Sunnking -8752 Delamater Rd Location
Councilman Reitz moved and Councilman DiMartino seconded,

BE IT RESOLVED, that the Evans Town Board does hereby re-enter into a Collection Site Recycling Service Agreement between the Town of Evans and Sunnking pursuant to the electronic waste events for the location at 8752 Delamater Road, Angola, New York 14006; and

BE IT FURTHER RESOLVED, Supervisor Ashton is hereby authorized to sign any and all related documents pursuant to the Collection Site Recycling Service Agreement, upon approval of the Town Attorney.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Wilson	Aye
	Councilman Reitz	Aye
	Councilman Paluch	Aye
	Councilman DiMartino	Aye
	Supervisor Ashton	Aye

RESOLUTION 2026 #257 Approve Designation for Shelter Contribution on Dog License Renewal Form

Councilman Paluch moved and Councilman Reitz seconded,

WHEREAS, the Town of Evans dog license renewal form has a check box for a shelter contribution, which is optional;

BE IT RESOLVED, the Evans Town Board hereby approves the SPCA Serving Erie County as the Town of Evans designation for the optional contribution.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Wilson	Aye
	Councilman Reitz	Aye
	Councilman Paluch	Aye
	Councilman DiMartino	Aye
	Supervisor Ashton	Aye

RESOLUTION 2026 #258 Authorize Supervisor to Enter Into Contract With Premcom for Police Server Upgrade

Councilman Wilson moved and Councilman Reitz seconded,

WHEREAS, there is an immediate need for the server for Town of Evans Police Department to be upgraded, due to the server being outdated; and

WHEREAS, more specifically, current server upgrade will enhance the processing, memory and storage capabilities for the Town of Evans Police Department; and

WHEREAS, a quote from Premcom was obtained, which incorporates the above referenced server upgrade, at a cost of $38,901.00; and

WHEREAS, the Town of Evans IT Consultants recommend entering into a contract with Premcom for the above referenced Police Department server upgrade as the above referenced work in specific to the Town of Evans;

BE IT RESOLVED, that Supervisor Ashton is authorized to execute all necessary contract documents with Premcom, upon the approval of the Town Attorney.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Wilson	Aye
	Councilman Reitz	Aye
	Councilman Paluch	Aye
	Councilman DiMartino	Aye
	Supervisor Ashton	Aye

RESOLUTION 2026 #259 Empire State Development Regional Council Capital Fund for Sturgeon Point Marina Phase One Improvements Approval

Supervisor Ashton moved and Councilman Wilson seconded,

WHEREAS, the Town Board desires to apply for financial assistance from Empire State Development Regional Council Capital Fund towards implementation of the Sturgeon Point Marina Phase One Improvements project, including for the installation and reconfiguration of new docks and amenities; and

WHEREAS, the requested financial assistance will supplement funding previously awarded for this project from the NYS Department of State Local Waterfront Revitalization Program; and

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

NOW, THEREFORE, BE IT RESOLVED, that Ray Ashton, as Supervisor of the Town of Evans, is hereby authorized and directed to accept funds from the Empire State Development Regional Council Capital Fund in an amount not to exceed $680,000 or 20% of the total construction cost for the Sturgeon Point Marina Improvements project; and

BE IT FURTHER RESOLVED, that Supervisor Ashton is hereby authorized and directed to file an application to Empire State Development with a total project cost not to exceed $3,400,000; and

BE IT FURTHER RESOLVED, that upon approval of said funding request, Supervisor Ashton is hereby authorized to execute a project agreement and sign all documents.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Wilson	Aye
	Councilman Reitz	Aye
	Councilman Paluch	Aye
	Councilman DiMartino	Aye
	Supervisor Ashton	Aye

RESOLUTION 2026 #260 Lake Erie Beach Volunteer Fire Company, Inc. Elected Membership
Councilman DiMartino moved and Councilman Reitz seconded,

WHEREAS, the Lake Erie Beach Volunteer Fire Company, Inc. has accepted applications for new candidates for membership; and

WHEREAS, each candidate was interviewed thoroughly and found to meet or exceed the qualifications; and

WHEREAS, the following candidate was elected into membership of the Lake Erie Beach Volunteer Fire Company, Inc. during the July 2, 2026 General Membership Meeting;

NOW, THEREFORE, BE IT RESOLVED, based on the above, the Evans Town Board hereby approves the following member elected into membership to the Lake Erie Beach Volunteer Fire Company, Inc.;

Mariah Emhof

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Wilson	Aye
	Councilman Reitz	Aye
	Councilman Paluch	Aye
	Councilman DiMartino	Aye
	Supervisor Ashton	Aye

RESOLUTION 2026 #261 NYS Department of Environmental Conservation's Water Quality Improvements Program - Sturgeon Point Marina Sanitary Sewer Extension Project Approval
Councilman Reitz moved and Councilman DiMartino seconded,

WHEREAS, the Town Board desires to apply for financial assistance from the NYS Department of Environmental Conservation Water Quality Improvements Program to extend sanitary sewer infrastructure along Sturgeon Point Road to its terminus at Sturgeon Point Marina; and

WHEREAS, Lu Engineers and Fisher Associates ("the consultants") conducted a hydraulic study with preliminary design as part of the Sturgeon Point Marina Master Plan ; and

WHEREAS, the consultants have also provided a total project cost estimate of $3,291,836; and

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

NOW, THEREFORE, BE IT RESOLVED, that Ray Ashton, as Supervisor of the Town of Evans, is hereby authorized and directed to accept funds from the NYS Department of Environmental Conservation in an amount not to exceed $2,468,877 for the Sturgeon Point Marina Sanitary Sewer Extension; and

BE IT FURTHER RESOLVED, that upon approval of the application for financial assistance that the Town make available $822,959 in matching funds to satisfy the requirements of the funding program; and

BE IT FURTHER RESOLVED, that Supervisor Ashton is hereby authorized and directed to file an application to the NYS Department of Environmental Conservation with a total project not to exceed $3,291,836; and

BE IT FURTHER RESOLVED, that upon approval of said funding request, Supervisor Ashton is hereby authorized to execute a project agreement and sign all documents with the NYS Department of Environmental Conservation for the Sturgeon Point Marina Sanitary Sewer Extension Project

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Wilson	Aye
	Councilman Reitz	Aye
	Councilman Paluch	Aye
	Councilman DiMartino	Aye
	Supervisor Ashton	Aye

RESOLUTION 2026 #262 NYS Water Infrastructure Improvement Act - 2026 NYS Water Grant Authorizing and Match

Councilman Paluch moved and Councilman Wilson seconded,

WHEREAS, the Town of Evans, after thorough consideration of the various aspects of the problem and review of available data, has hereby determined that certain work, as described in its NYS Drinking Water Infrastructure Grant Program application and attachments, to address the repair and maintenance of the Water System Improvements - Phase 1A, herein called the "Project", is desirable, is in the public interest, and is required in order to implement the Project and address said compliance requirements; and

WHEREAS, the NYS Environmental Facilities Corporation (EFC) authorizes State assistance to municipalities for drinking water quality improvement projects by means of a contract, and the Town of Evans deems it to be in the public interest and benefit under this law to enter into a contract therewith.

NOW, THEREFORE, BE IT RESOLVED BY the Evans Town Board, that:

1. Ray Ashton, Supervisor, or his representative or successor in office, is the representative authorized to act on behalf of the Evans Town Board in all matters related to State assistance under the New York State Environmental Facilities Corporation (EFC) and/or any applicable State grant provisions.

2. Deputy Supervisor, or his representative, is also authorized to make an application in the amount of $5,500,000.00 which the Town is requesting $3,850,000 of the total project cost in grant funding;

3. The Town of Evans Town Board agrees to fund its portion of the cost of the Project, of $1,650,000 by way of a General Obligation Bond or a series of Bond Anticipation Notes, and that funds will be made available to initiate the Project efforts within 12 months of written approval of its application by the NYS Department of Health and the New York State Environmental Facilities Corporation authority;

4. The one certified copy of this Resolution be prepared and sent to the Albany office of the NYS Environmental Facilities Corporation; and

5. This Resolution takes effect immediately.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Wilson	Aye
Councilman Reitz	Aye
Councilman Paluch	Aye
Councilman DiMartino	Aye
Supervisor Ashton	Aye

RESOLUTION 2026 #263 Vacuum Trucks in MS4 Areas - Combined Vacuum Truck with Street Sweeper (Town of Evans and Village of Angola) Approval

Councilman Wilson moved and Councilman Reitz seconded,

WHEREAS, the Town Board of the Town of Evans desires to partner with the Village of Angola to acquire funds to purchase a combination Vacuum Truck with Street Sweeper for the regular cleaning and maintenance of streets and stormwater catch basins throughout the Town and Village; and

WHEREAS, the Town of Evans wishes to desires to serve as a co-applicant on for financial assistance from the NYS Department of Environmental Conservation's (NYSDEC) Water Quality Improvement Program for Vacuum Trucks in Municipal Separate Storm Sewer System (MS4) Areas for the purchase of a combined Vacuum Truck with Street Sweeper; and

WHEREAS, the Town of Evans Town Board commits to partnering with the Village of Angola to provide the required 12.5% local matching funds totaling $46,532.50 for the cost of the Sweeper/Vacuum truck and its local match, in accordance with the grant programs requirements.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes to pay the 12.5% match totaling $46,532.50 for the cost of the Sweeper/Vacuum truck, subject to the award of the grant; and

BE IT, FURTHER, RESOLVED, that Supervisor Ray Ashton is hereby authorized to execute any and all necessary documents to effectuate the intent of this resolution, including terms and agreements with the Village of Angola.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Wilson	Aye
Councilman Reitz	Aye
Councilman Paluch	Aye
Councilman DiMartino	Aye
Supervisor Ashton	Aye

RESOLUTION 2026 #264 Approve Lead Agency for SEQR - Minor Subdivision - Dodson

Supervisor Ashton moved and Councilman DiMartino seconded,

WHEREAS, MaryJo Dodson has applied for a Minor Subdivision application brought before the Town Board for approval to subdivide a 33.97 ± acre parcel to create 2 parcels, and

WHEREAS, minor subdivisions are unlisted SEQR actions, and

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

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

WHEREAS, the Town of Evans Minor Subdivision Review Committee has recommended a negative declaration regarding the SEQR process for the Mary Jo Dodson Minor Subdivisions, and

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

NOW THEREFORE BE IT RESOLVED, that the Town of Evans shall be Lead Agency for the SEQR process for the above mentioned minor subdivisions; and

RESOLVED, that the Town Board of the Town of Evans considers the findings of the Town of Evans Minor Subdivision Review Committee and issues a SEQR negative declaration for the Dodson Minor Subdivisions.

a division of SBL# 253.00-3-25.2, dividing a 33.97± acre parcel to create two parcels:

1. a 10.78± acre parcel to be annexed to 1846 Cain Rd., SBL # 253.00-3-27.2 with 20± feet of frontage on Cain Rd., and

2. a 23.18± acre parcel to be annexed to 1824 Cain Rd., SBL # 253.00-3-25.1 with 531.92± feet of frontage on Cain Rd.

Petitioner: Mary Jo Dodson, 1824 Cain Road, North Collins, NY 14111

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Wilson	Aye
Councilman Reitz	Aye
Councilman Paluch	Aye
Councilman DiMartino	Aye
Supervisor Ashton	Aye

RESOLUTION 2026 #265 Approve Minor Subdivision - Dodson
Councilman DiMartino moved and Councilman Reitz seconded,

WHEREAS, the proposed subdivisions were referred to the Erie County Department of Environment and Planning for a 239M Review as required; they stated the proposed actions have been reviewed and determined to be of local concern, and

WHEREAS, the proposed subdivision was also referred to the Erie County Agriculture and Farmland Protection Board for review of the Agricultural Data Statement in which no comment was offered, and

WHEREAS, notification was mailed to all addresses occurring on property within an agricultural district containing a farm operation, or on property within 500 feet of an active farm operation with no comments being received, and

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

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

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans hereby considers the findings of the Town of Evans Minor Subdivision Review Committee and approves the Mary Jo Dodson Minor Subdivisions,

a division of SBL# 253.00-3-25.2, dividing a 33.97± acre parcel to create two parcels:

1. a 10.78± acre parcel to be annexed to 1846 Cain Rd., SBL # 253.00-3-27.2 with 20± feet of frontage on Cain Rd., and

2. a 23.18± acre parcel to be annexed to 1824 Cain Rd., SBL # 253.00-3-25.1 with 531.92± feet of frontage on Cain Rd.

Petitioner: Mary Jo Dodson, 1824 Cain Road, North Collins, NY 14111

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Wilson	Aye
Councilman Reitz	Aye
Councilman Paluch	Aye
Councilman DiMartino	Aye
Supervisor Ashton	Aye

RESOLUION 2026 #266 Lead Agency for SEQR - Barrett Special Use Permit
Councilman Reitz moved and Councilman Paluch seconded,

WHEREAS, the Evans Planning Board unanimously recommended approval of the William and Gina Barrett Special Use Permit for the operation of a Health and Wellness business to be located at 6975 Sweetland Road, Derby, NY 14047, SBL# 206.00-2-14, and

WHEREAS, the Evans Town Board desires to be Lead Agency for the SEQR process regarding Special Use Permit, and

WHEREAS, the Town Board of the Town of Evans has reviewed the Environmental Assessment Form for this property and has determined that the amendment will not result in any significant impacts to the environment.

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 Barrett Special Use Permit; and

RESOLVED, that the Town Board of the Town of Evans issues a negative declaration in accordance with the SEQR requirements for the Barrett Special Use Permit for the operation of a Health and Wellness business to be located at 6975 Sweetland Road, Derby, NY 14047, SBL# 206.00-2-14

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Wilson	Aye
Councilman Reitz	Aye
Councilman Paluch	Aye
Councilman DiMartino	Aye
Supervisor Ashton	Aye

RESOLUTION 2026 #267 Approval of Barrett Special Use Permit
Councilman Paluch moved and Councilman DiMartino seconded,

WHEREAS, William and Gina Barrett have requested a Special Use Permit for the operation of a Health and Wellness business to be located at 6975 Sweetland Road, Derby, NY 14047, SBL# 206.00-2-14, and

WHEREAS, the Town Board of the Town of Evans has held a public hearing on July 15, 2026 for consideration of said Special Use Permit, and

WHEREAS, the Town of Evans Planning Board has recommended the issuance of a Special Use Permit of said property based on the following reasons:

· The action is not expected to result in any significant adverse impacts, and

WHEREAS, the Planning Board would also like to recommend that the following conditions be placed on the approval of this action:

1. Indoor and outdoor programming related to the occupant's health and wellness instructional business shall be limited to quiet educational and therapeutic activities, including yoga, meditation, art, writing, and business classes.

2. The total number of guests on site shall be limited to fifteen at any time based on the occupancy load of 25% of the total ground floor area of the principal structure.

3. All programming shall be limited to one additional staff member and/or instructor at any time.

4. Formal indoor and outdoor programming affiliated with the business (not including normal leisure) shall be limited to the hours of 6:00 A.M. to 10:00 P.M.

5. Vehicle parking shall be contained to the area located on the property as identified in the submitted site plan. Any updates to this area shall be done in coordination with the Code Enforcement Officer to ensure compliance with all regulations.

6. All required fire and safety measures per Building Code must be implemented to the satisfaction of the Code Enforcement Officer.

7. Any alterations to the approved site plan, facilities, or the affiliated programming shall be reviewed by the Planning Director and Code Enforcement Officer to determine if additional Planning Board and Town Board approvals shall be required.

WHEREAS, the Town Board of the Town of Evans has issued a SEQR negative declaration for this action.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Evans grants a Special Use Permit to William and Gina Barrett for the operation of a Health and Wellness business to be located at 6975 Sweetland Road, Derby, NY 14047, SBL# 206.00-2-14, with the above noted conditions.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Wilson	Aye
Councilman Reitz	Aye
Councilman Paluch	Aye
Councilman DiMartino	Aye
Supervisor Ashton	Aye

RESOLUTION 2026 #268 Approve Town Licenses

Councilman Wilson moved and Councilman Reitz seconded,

1) Brandon Willet d/b/a Subway (refreshment)
2) Vincent Cala Jr. d/b/a Cala's Kitchen and Catering (Refreshment, Live Band - Commercial)
3) Graycliff Conservancy - Special Event (Farmer's Market)

RESOLVED, that the aforesaid licenses be granted pertaining to the report of the Code Enforcement Officer and the Chief of Police, as appropriate.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Wilson	Aye
Councilman Reitz	Aye
Councilman Paluch	Aye
Councilman DiMartino	Aye
Supervisor Ashton	Aye

RESOLUTION 2026 #269 Audit of Bills

Councilman DiMartino moved and Councilman Reitz seconded the properly audited bills be paid out of their respective accounts:

AUDIT OF BILLS	
DATE	7/16/2026
ABSTRACT NO.	14
VOUCHER NO.	19425-19523
CHECK NUMBERS	91573-91655
APPROVED AT	Board Meeting
DATE	7/15/2026
GENERAL	$241,394.56
PART TOWN	$4,473.32

HIGHWAY DB	$55,530.99
WATER	$0.00
CAPITAL PROJECTS	$0.00
SPECIAL DISTRICTS	$14,712.41
TOTAL	**$316,111.28**

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Wilson	Aye
Councilman Reitz	Aye
Councilman Paluch	Aye
Councilman DiMartino	Aye
Supervisor Ashton	Aye

RESOLUTION 2026 #270 Adjournment

Supervisor Ashton moved and Councilman DiMartino seconded to adjourn to Wednesday, August 5, 2026 at 6:00pm for a Work Session and the Regular Meeting to follow.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Wilson	Aye
Councilman Reitz	Aye
Councilman Paluch	Aye
Councilman DiMartino	Aye
Supervisor Ashton	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,

Kristen Bauer
Deputy Town Clerk

Lynn M. Krajacic
Town Clerk

Evans Town Board

At a Special meeting of the Town Board of the Town of Evans, the following were present:

PRESENT:		
	John Wilson	Councilman
	Laurie Reitz	Councilman
	Steve Paluch	Councilman
	Jonica DiMartino	Councilman
	Raymond Ashton	Supervisor
ALSO PRESENT:	Kristen Bauer	Deputy Town Clerk
	Brittany Penberthy	Town Attorney
ABSENT	John Wilson	Councilman

RESOLUTION 2026 #271 Authorization for Submittal of Funding Application from the Department of State's Local Waterfront Revitalization Program (LWRP)

Councilman Paluch moved and Councilman DiMartino seconded,

WHEREAS, the Town Board desires to apply for financial assistance from the NYS Department of State's Local Waterfront Revitalization Program (LWRP) update to the original 2014 Evans LWRP to reflect current conditions and projects within the Town's waterfront area; and

WHEREAS, Fisher Associates has prepared a scope of work and cost estimate based on NYS Department of State requirements and previous experience; and

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

NOW THEREFORE BE IT RESOLVED, that the Town Board authorizes the submittal of an application for funding from the Department of State's Local Waterfront Revitalization Program for updates to the original 2014 Evans LWRP in an amount not to exceed $135,000 with a 75% grant amount of $101,250 and a required 25% local match amount of $33,750 of Town funds; and

BE IT FURTHER RESOLVED, that Supervisor Ray Ashton is hereby authorized and directed to file an application to the Department of State's Local Waterfront Revitalization Program in a total project amount of $135,000 and upon approval of said request to enter into and execute a project agreement with the Department of State's Local Waterfront Revitalization Program for such financial assistance to the Town of Evans for the proposed project.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Wilson	Absent
Councilman Reitz	Aye
Councilman Paluch	Aye
Councilman DiMartino	Aye
Supervisor Ashton	Aye

RESOLUTION 2026 #272 Suspend the Rules of Order

Supervisor Ashton moved and Councilman Paluch seconded to suspend the rules of order for additional resolutions.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Wilson	Absent
Councilman Reitz	Aye
Councilman Paluch	Aye
Councilman DiMartino	Aye
Supervisor Ashton	Aye

RESOLUTION 2026 #273 Highway Department Mechanic A to Truck Driver Position

Supervisor Ashton moved and Councilman Reitz seconded,

WHEREAS, the Evans Town Board approved the promotion of Michal Sciarrino from Truck Driver to Mechanic A;

NOW, BE IT RESOLVED, effective July 22, 2026, Mr. Sciarrino will be moved to his former position of Truck Driver, with an hourly rate of $29.03 per hour; and

BE IT FURTHER RESOLVED, the Town Clerk will give a copy of this resolution to Human Resources.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Wilson	Absent
Councilman Reitz	Aye
Councilman Paluch	Aye
Councilman DiMartino	Aye
Supervisor Ashton	Aye

RESOLUTION 2026 #274 Adjournment

Supervisor Ashton moved and Councilman Retiz seconded to adjourn the Special Meeting to Wednesday August 5, 2026 at 6:00pm for a Work Session, if needed, and Regular Meeting to follow

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Wilson	Absent
Councilman Reitz	Aye
Councilman Paluch	Aye
Councilman DiMartino	Aye
Supervisor Ashton	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,

Kristen Bauer
Deputy Town Clerk

Lynn M. Krajacic
Town Clerk

Communication

The Supervisor's Monthly report has been made to the Town Board and a copy was filed with the Town Clerk's office in accordance with Town Law.

(A *Second* or a *Vote* is **NOT** required for the Supervisor's Report. It is only a ***Communication***)

March & April, 2026

TOWN OF EVANS

LYNN M. KRAJACIC, TOWN CLERK

8787 Erie Road • Angola, NY 14006-9600

Telephone (716) 549-8787

August 2, 2026

Raymond Ashton, Supervisor
8787 Erie Road
Angola, New York 14006

Dear Supervisor Ashton,

Per transfer through NBT Bank, $91,118.53 was transferred to the Town of Evans Savings & Green Space account.

This represents the following:

Town Clerk July 1, 2026 - July 31, 2026	$89,711.52
Interest Earned on Checking Account July 1, 2026 - July 31, 2026	$ 7.01
Greenspace Fees/Trust & Agency Account July 1, 2026 - July 31, 2026	$ 1,400.00
Petty Cash Fund Balance	$ 650.00

These funds were received by me as Town Clerk for the Town of Evans.

Best Regards,

Lynn Krajacic
Town Clerk

Cc: Finance Dept
Councilman Wilson
Councilman DiMartino
Councilman Paluch
Councilman Reitz

Res 1

RESOLUTION – ADVERTISE NOTICE OF INVITATION TO BID - DEMOLITION CONTRACTOR BID

WHEREAS, the prior bid and contract documents provided for a two (2) year term, while the corresponding Town Board resolution authorized a three (3) year term; and

WHEREAS, the Town intended a three (3) year term and desires to correct the discrepancy by re-advertising with revised bid and contract documents; and

WHEREAS, Chapter 74 ("Buildings, Unsafe") of the Code of the Town of Evans authorizes the Town to address, secure, and remove buildings and structures determined to be unsafe or dangerous; and

WHEREAS, the demolition and removal of unsafe and dangerous buildings is necessary to protect the public health, safety, and welfare of the residents of the Town of Evans; and

WHEREAS, the Town desires to procure the services of a qualified contractor to perform demolition and controlled demolition services, excluding asbestos abatement, on an as-needed basis for a period of three (3) years;

NOW, THEREFORE, BE IT RESOLVED, that the Code Enforcement Office is hereby authorized to prepare an invitation to bid for the demolition, and controlled demolition without asbestos abatement for a period of 3 years; and

BE IT FURTHER RESOLVED, that the bid specifications and related contract documents shall be available through CPL, 726 Exchange Street, Suite 920, Buffalo, New York 14210. Interested bidders may obtain copies of the bid documents by contacting Kelly McConnaughey, Project Representative for CPL; and

BE IT FURTHER RESOLVED, that the Town Clerk shall advertise a notice of invitation to bid; and

BE IT FURTHER RESOLVED, that the bids are due to the Town Clerk's Office by 2:00 pm on Friday, August 14, 2026, at which time the bids will be publicly opened and read aloud; and

BE IT FURTHER RESOLVED, that all costs for said demolition work shall be initially paid for by the Town, and that those specific costs incurred shall be a placed as a lien on the subject parcels; and

BE IT FURTHER RESOLVED, that the Town Board authorizes the Town Assessor to institute the appropriate actions against the property owners of the above referenced properties for recovery of costs incurred by the Town in connection with these proceedings as provided by Evans Town Code Section 74-8.

ROLL CALL VOTE:

Res 2

RESOLUTION – APPOINTMENT OF PART TIME POLICE OFFICER

Submitted for the August 5, 2026 Board Meeting

WHEREAS, there is an opening for a Part Time Police Officer in the Town of Evans Police Department; and

WHEREAS, an interview process was conducted; and

WHEREAS, Matthew Budniewski successfully interviewed and passed all aspects of the Town of Evans Police Department Background check;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Evans hereby appoints, Matthew Budniewski to the position of Part Time Police Officer with the Town of Evans Police Department effective 08/06/2026; and is subject to the successful completion of the 149th Basic Course for Police Officers at the Erie County Law Enforcement Training Academy; and

FURTHER, BE IT RESOLVED, all other relative issues, rules and regulations will be understood to all parties subject to Civil Service Law and Evans Police Benevolent Association collective bargaining agreement. Furthermore, the hourly salary will be as set forth in the Town of Evans 2026 Reorganizational meeting; and

FURTHER, BE IT RESOLVED, the Town Clerk will give a copy of this resolution to Human Resources and the Chief of Police.

ROLL CALL VOTE

Res 3

RESOLUTION – APPOINTMENT TO CLIMATE SMART COMMITTEE AND CONSERVATION ADVISORY COMMISSION

WHEREAS, the Town of Evans has established a Climate Smart Committee and Conservation Advisory Commission to inform, education, and advise the Town and its' residents on how to adapt to the changing climate and lower greenhouse gas emissions; and

WHEREAS, there is a vacant seat on both the Climate Smart Committee and the Conservation Advisory Commission;

NOW, THEREFORE, BE IT RESOLVED, effective July 17, 2026, Sandra Holland is hereby appointed to the Climate Smart Committee and the Conservation Advisory Commission for the remainder of the 2026 year; and

FURTHER, BE IT RESOLVED, this resolution is considered nunc pro tunc.

ROLL CALL VOTE:

Res 4

RESOLUTION – BOAT SLIP & DRY DOCK FEES 2026 – PRO-RATED EFFECTIVE AUGUST 15, 2026

WHEREAS, the Town Board set rates for various items at the Sturgeon Point Marina, including boat slips and dry dock;

BE IT RESOLVED, effective Saturday, August 15, 2026, the Town Board hereby approves the pro-rated marina boat slip and dry dock fees (listed below) for the remainder of the 2026 season for new applicants:

18 ft. Slip	$ 418.00
20 ft. Slip	$ 478.00
22 ft. Slip	$ 598.00
24 ft. Slip	$ 657.00
Dry Dock (price per foot)	$ 13.00

FURTHER, BE IT RESOLVED, no other rebates and/or credits will apply other than those referenced above for new applicants and all other contract terms and conditions will continue to apply.

ROLL CALL VOTE:

Res 5

RESOLUTION – LAKE ERIE BEACH VOLUNTEER FIRE COMPANY, INC. - LOSAP APPROVAL FORM FOR 2025

WHEREAS, an audit has been completed by the Town of Evans Finance Department for the Length of Service Award Program ("LOSAP") for the 2025 Lake Erie Beach Volunteer Fire Company, Inc. records listing per Article 11-A for the New York State General Municipal Law.

BE IT RESOLVED, that the Evans Town Board hereby approves the 2025 Firefighter Records listing for Lake Erie Beach Volunteer Fire Company, Inc. and is authorized to execute the 2025 Sponsor Approval for as required by Article 11-A.

ROLL CALL VOTE: