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:	Lynn Krajacic	Town Clerk
	Brittanylee Penberthy	Town Attorney

RESOLUTION 2026 #322 Accept Minutes

Supervisor Ashton moved and Councilman DiMartino seconded that the reading of the September 16, 2026 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 #323 Hearings for Unsafe Structures

Councilman Wilson moved and Councilman Paluch seconded to open the three Hearings for unsafe structures

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

RESOLUTION 2026 #324 Decision for Hearing on 9320 Erie Road - Adjournment for 45 Days

Supervisor Ashton moved and Councilman DiMartino seconded the motion to approve the request from Steven Pasinski for a 45 day extension for the repairs of the structure.

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

RESOLUTION 2026 #325 Decision for Hearing on 7956 Southwestern Blvd - Demolish

Councilman Reitz moved and Councilman Paluch seconded the motion to demolish this structure with all costs being levied to the appropriate Town and County tax bill. There was nobody present to speak at this Hearing.

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

RESOLUTION 2026 #326 Decision for Hearing on 6828 Schuyler Road – Adjournment for 30 Days

Supervisor Ashton moved and Councilman DiMartino seconded the motion to approve the request from Elizabeth Franklin for a 30 day extension for the repairs of the structure.

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

RESOLUTION 2026 #327 Town Clerk's Reports

Supervisor Ashton moved and Councilman DiMartino seconded to accept the reports of the Town Clerk as presented for the month of September 2026:

Town Clerk Report	$38,739.99
Interest	$3.56
Greenspace Fee	$700.00
Petty Cash	$650.00

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

RESOLUTION 2026 #328 Advertise Public Hearing – Community Development Block Grant

Councilman Paluch moved and Councilman Wilson seconded,

WHEREAS, the Town of Evans will be applying for a Community Development Block Grant for the year 2027-2028; and

WHEREAS, the Evans Town Board authorizes the Town Clerk to advertise a public hearing on October 21, 2026 at 6:05pm for the purpose of soliciting citizen input regarding the Town's Community Block Development Grant;

THEREFORE, BE IT RESOLVED, that the Evans Town Board authorize Supervisor Ashton and/or appropriate Town Officials to sign, submit and execute a contract with Erie County Community Development Grant Program; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be given to the Office of Planning and Community Development.

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

RESOLUTION 2026 #329 Declare SEQR Lead Agency - Anderson
Councilman Wilson moved and Supervisor Ashton seconded,

WHEREAS, James Anderson has applied for a Minor Subdivision application brought before the Town Board for approval to subdivide a 39.46 ± 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 James Anderson Minor Subdivision, 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 subdivision; 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 Anderson Minor Subdivision.

a division of SBL# 237.00-4-33.1, dividing a 39.46± acre parcel to create two parcels:

1. a 2.4± acre parcel to be annexed to the parcel 1968 New Jerusalem Rd., SBL# 237.00-4-33.2 with 398.19± feet of frontage on New Jerusalem Rd., and

2. a 37.18± acre parcel with 309.35± feet of frontage on New Jerusalem Rd.
Petitioner: James Anderson, 1968 New Jerusalem Rd., Eden, NY 14057

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2026 #330 Approval of Minor Subdivision - Anderson

Supervisor Ashton moved and Councilman Wilson seconded,

WHEREAS, the proposed subdivisions were referred to the Erie County Department of Environment and Planning for a 239M Review as required; the stated 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 James Anderson Minor Subdivision,

a division of SBL# 237.00-4-33.1, dividing a 39.46± acre parcel to create two parcels:

1. a 2.4± acre parcel to be annexed to the parcel 1968 New Jerusalem Rd., SBL# 237.00-4-33.2 with 398.19± feet of frontage on New Jerusalem Rd., and

2. a 37.18± acre parcel with 309.35± feet of frontage on New Jerusalem Rd.

Petitioner: James Anderson, 1968 New Jerusalem Rd., Eden, NY 14057

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2026 #331 Authorize Evans Justices to Submit Justice Court Assistance Program (JCAP) Grant

Councilman DiMartino moved and Councilman Reitz seconded,

WHEREAS, the Town Justices request permission to submit the Justice Court Assistance Program (JCAP) grant to the New York Unified Court System for the year 2026-2027;

NOW, THEREFORE, BE IT RESOLVED, the Board of the Town of Evans authorizes the Evans Town Court to apply for a JCAP grant in the 2026-2027 grant cycle up to $30,000.00.

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

RESOLUTION 2026 #332 Budget Transfer

Councilman Reitz moved and Councilman DiMartino seconded,

WHEREAS, the Town is obligated by general municipal law to maintain a balanced budget;

NOW, THEREFORE, BE IT RESOLVED, the Town Board of the Town of Evans hereby authorizes the Director of Finance to make the following budget transfer for the purchase of a bucket truck:

Transfer From:
A1990.400.00 Contingent $68,000.00

Transfer To:
A7110.240.00 Equipment (Parks) $68,000.00

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

RESOLUTION 2026 #333 Declare Surplus - Highway

Councilman Paluch moved and Councilman Reitz seconded,

BE IT RESOLVED, that the following highway department vehicle is hereby declared surplus and will be sold to the Town of Evans Parks Department for $5,000 with proceeds being deposited in the Town's DB Fund account, as amended:

2012 Ford F550 VIN: 1FDUF5HT3CEB50683

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2026 #334 Part Time Seasonal Laborer Appointment – Highway

Councilman Wilson moved and Councilman DiMartino seconded,

BE IT RESOLVED, effective Monday, October 13, 2026, the following individual is hereby appointed to a Part-Time Seasonal Laborer position for the Town of Evans Highway Department, for up to a five (5) month period (February 12, 2027), working up to 39.5 hours per week, at the hourly rate indicated below:

NAME SALARY
Parker Klepfer $17.55; and

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

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2026 #335 Approval of Preventive Maintenance Agreement - HVAC – Highway

Supervisor Ashton moved and Councilman Reitz seconded,

BE IT RESOLVED; that Supervisor Ray Ashton is hereby authorized to execute any and all documents pursuant to the HVAC Preventive Maintenance Agreement with Tri-R Mechanical, 150 Empire Drive, West Seneca, New York 14224, upon the approval of the Town Attorney; and

FURTHER BE IT RESOLVED; four (4) inspections will be for the cooling Spring/Summer (May and July) and heating Fall/ Winter (October and January) to include Town of Evans Municipal Building located at 8787 Erie Road and Town of Evans Senior Center located at 999 Sturgeon Point Road; and

FURTHER BE IT RESOLVED, two (2) inspections will be for the Town of Evans Pool located at 1525 South Creek Road for the May and September pool heater inspection, winterization and preventive maintenance checks; and

FURTHER BE IT RESOLVED, this agreement shall become effective October 1, 2026 for one year, with the agreement pricing of $15,350; and

FURTHER BE IT RESOLVED, a copy of this resolution shall be given to the Finance Department by the Town Clerk.

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 #336 Purchase of Ford F550 Bucket Truck
Councilman DiMartino moved and Councilman Reitz seconded,

WHEREAS, the Town of Evans Parks Department is in need of a bucket truck; and

WHEREAS, the appropriate balance transfer has been made;

NOW, THEREFORE, BE IT RESOLVED, the Evans Town Board hereby authorizes the purchase of a 2017 Ford F550 Bucket Truck; and

FURTHER, BE IT RESOLVED, that the Town Board of the Town of Evans authorizes Supervisor Ray Ashton to execute all documentation pursuant to the purchase of the above referenced vehicle, 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 #337 Relevy Delinquent Water Charges to 2027 Town & County Bill
Councilman Retiz moved and Supervisor Ashton seconded,

BE IT RESOLVED, in accordance with New York State Town Law, Section 198, the Evans Town Board has opted to enforce various unpaid accounts for water, sewer, refuse and other unpaid town services as indicated below; and

BE IT FURTHER RESOLVED, in light of the aforementioned, the Erie County Legislature shall levy in such sums as indicated below and against the applicable properties as provided for on the Town of Evans Assessor's master computer assessment roll file, as amended:

TOTAL Unpaid Water Evans $9,399.24
TOTAL Unpaid Water ECWA $293,196.56
TOTAL Unpaid Water Surcharge ECWA $180,776.94
TOTAL Clean-Up Charges $165,043.75

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2026 #338 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	10/8/2026
ABSTRACT NO.	19
VOUCHER NO.	19949-20123
CHECK NUMBERS	92006-92135
APPROVED AT	Board Meeting
DATE	10/7/2026
GENERAL	$284,466.34
PART TOWN	$11,684.51
HIGHWAY DB	$96,015.55
WATER	$5,687.73
CAPITAL PROJECTS	$648,913.75
SPECIAL DISTRICTS	$128,661.18
DEBT SERVICE	$43,596.79
TOTAL	$1,219,025.85

VOTE RESULT: ADOPTED BY ROLL CALL

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

RESOLUTION 2026 #339 Adjournment

Supervisor Ashton moved and Councilman Reitz seconded to adjourn to Wednesday, October 21, 2026 at 6:00pm for a Work Session, if needed, 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,

Lynn M. Krajacic
Town Clerk