

Town Board Minutes

June 6, 2016

Meeting No. 14

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at 21 Central Avenue, Lancaster, New York on the 6th day of June 2016 at 7:00 P.M. and there were

PRESENT: JOHN ABRAHAM, COUNCIL MEMBER
DAWN GACZEWSKI, COUNCIL MEMBER
RONALD RUFFINO, COUNCIL MEMBER
MATTHEW WALTER, COUNCIL MEMBER
JOHANNA COLEMAN, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: DIANE TERRANOVA, TOWN CLERK
KEVIN LOFTUS, TOWN ATTORNEY
MATTHEW FISCHIONE, CODE ENFORCEMENT OFFICER
WILLIAM KARN, POLICE CAPTAIN
MARK LUBERA, PARK CREW CHIEF
DANIEL AMATURA, HIGHWAY SUPERINTENDENT
ROBERT HARRIS, ENGINEER, WM. SCHUTT & ASSOCIATES
JOHN TROJANOWSKY, EXEC. DIRECTOR, YOUTH BUREAU

EXECUTIVE SESSION:

AT 8:20 P.M., UPON A MOTION DULY MADE BY COUNCIL MEMBER WALTER, SECONDED BY COUNCIL MEMBER GACZEWSKI AND CARRIED, the Town Board entered into Executive Session to deliberate on the announced purpose of discussing the proposed, pending or current litigation, and matters of a contractual nature.

At 8:50 P.M., the Town Board reconvened with all members present. The Town Clerk reported that no official actions were taken by the Town Board in Executive Session.

PERSONS ADDRESSING TOWN BOARD:

Chowaniec, Lee, spoke to the Town Board on the following matters:

- Questions on the Site Plan Review for 31 Peppermint Road.
- Question on the 2015 Town Audit by Drescher & Malecki, LLP.
- Asked about the time table for the new website.

Hangauer, Carmen, spoke to the Town Board on the following matters:

- Question about a new laborer position at the Parks & Recreation Department.
- Asked when the Town will go paperless.
- Asked about the sponsorship of resolutions.

Johnson, Heather, to the Town Board on the following matter:

- Asked if the NYS DEC has responded to the Town's request to look into hunting regulations.

Maddock, Frank, to the Town Board on the following matters:

- Thanked the Town Board for the millings for the Lancaster Rural Cemetery.
- Thanked the Town Board for asking the County Executive to meet with him concerning the state of Como Lake Park.

Malark, Ken, to the Town Board on the following matter:

- Questions regarding trees on Warner Road.

Rozler, Sue, to the Town Board on the following matter:

- Comments regarding the speed limit on Bowen Road between Broadway and William Street.

Travis, Sonny, to the Town Board on the following matter:

- Questions regarding the Public Hearing for 00 Broadway.

PUBLIC HEARING SCHEDULED FOR 7:15 P.M.: No. 1: Local Law: Residency Requirements

ON MOTION BY COUNCIL MEMBER ABRAHAM, SECONDED BY COUNCIL MEMBER GACZEWSKI AND CARRIED, the public hearing was opened.

At 7:15 P.M., the Town Board held a Public Hearing to hear all interested persons upon a Residency Requirements, amend Hiring of Employees matter.

The affidavits of publication and posting of this Public Hearing are on file and a copy of the Legal Notice has been posted.

NAME OF PERSONS ADDRESSING THE BOARD ON THIS SUBJECT	Proponent/ Opponent/ Comments/Question
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NONE

ON MOTION BY COUNCIL MEMBER RUFFINO, SECONDED BY COUNCIL MEMBER WALTER AND CARRIED, the public hearing was closed at 7:16 P.M.

Decision on this matter was reserved.

June 6, 2016

PUBLIC HEARING SCHEDULED FOR 7:15 P.M.: No. 2: Time Warner Cable Franchise Agreement

ON MOTION BY COUNCIL MEMBER WALTER, SECONDED BY COUNCIL MEMBER ABRAHAM AND CARRIED, the public hearing was opened.

At 7:16 P.M., the Town Board held a Public Hearing to hear all interested persons upon a Time Warner Cable Franchise Agreement matter.

The affidavits of publication and posting of this Public Hearing are on file and a copy of the Legal Notice has been posted.

NAME OF PERSONS ADDRESSING THE BOARD ON THIS SUBJECT	Proponent/ Opponent/ Comments/Question
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Ken Malark

Questions

ON MOTION BY COUNCIL MEMBER RUFFINO, SECONDED BY COUNCIL MEMBER GACZEWSKI AND CARRIED, the public hearing was closed at 7:22 P.M.

Decision on this matter was reserved.

June 6, 2016

PRESENTATION OF PREFILED RESOLUTIONS:

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR COLEMAN, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

RESOLVED, that the minutes of the Regular Meeting of the Town Board held May 16, 2016 be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

June 6, 2016

File: RMIN (P1)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR COLEMAN, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered
paid from their respective accounts as per abstract to be filed in the Office of the Town Clerk
by the Assistant to the Supervisor, to wit:

Claim No. 44358 to Claim No. 44511 Inclusive

Total amount hereby authorized to be paid: \$ 795,399.66

The question of the foregoing resolution was duly put to a vote on roll call
which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

June 6, 2016

File: Rclaims

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER ABRAHAM, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER WALTER, TO WIT:

RESOLVED that the following Building Permit applications be and are hereby reaffirmed:

CODES:

- (SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town of Lancaster are waived for this permit.
(CSW) = Conditional sidewalk waiver
(V/L) = Village of Lancaster

NEW PERMITS:

Pmt #	SW	Applicant Name	Address	STRUCTURE	Village
25260		Daryl Pierce	66 Brunck Rd	Er. Pool-Abv Grnd	
25261		Eric & Michelle Offhaus	41 Sagebrush Ln	Er. Pool-Abv Grnd	
25262		Jennifer Moore	49 Cambria St	Er. Fence	(V/L)
25263		Debra Obstarczyk	15 Oxford Ave	Er. Shed	(V/L)
25264		James & Karen Burchalewski	2 Via Donato W	Er. Shed	
25265		Stockmohr Co. Inc.	18 Ashwood Ct	Re-Roof	
25266		Claudia J. Sydoriak	16 St Joseph St	Er. Res. Alt.	(V/L)
25267		Pleasant Meadows Assoc. LLC	38 Newberry Ln	Er. Fence	
25268		Neth & Sons, Inc.	63 Central Ave	Re-Roof	(V/L)
25269		Thomas & Jennifer Williams	3 Tranquility Trl	Er. Fence	
25270		Young Development Inc.	5828 Broadway	Er. Res. Apartment	
25271		C. Kelkenberg Construction Inc	220 Schwartz Rd	Er. Dwlg.-Sin.	
25272		Swimco Manufacturing Inc.	52 Williamsburg Ln	Er. Fence	
25273		Swimco Manufacturing Inc.	52 Williamsburg Ln	Er. Pool-In Grnd	
25274		Anthony & Samantha Lattuca	656 Harris Hill Rd	Er. Fence	
25275		Primo & Dawn Marotto	51 Stony Brook Dr	Re-Roof	
25276		Superior Decks & Gazebos Inc.	19 Stream View Ln	Er. Deck	
25277		Superior Decks & Gazebos Inc.	658 Ransom Rd	Er. Deck	
25278		Steven & Suzanne Przybl	21 Jonquille Ct	Inst. Ingrmd. Sprinkler	
25279		Daniel & Michelle Gasiecki	47 Newberry Ln	Er. Fence	
25280		Cheri Kwiatek	1091 Ransom Rd	Er. Pool-Abv Grnd	
25281		Huron Sprinklers	23 Jonquille Ct	Inst. Ingrmd. Sprinkler	
25282		Premier Sun Room Solutions	51 Roosevelt Ave	Er. Res. Add.	(V/L)
25283		Building Solutions	1 Heathrow Ct	Re-Roof	
25284		Thomas & Janeen Bolender II	682 Pleasant View Dr	Er. Pool-Abv Grnd	
25285		Christopher D. Brem	9 Schiffler Ct	Er. Fence	
25286		Elizabeth Anne Wood	53 Worthington Ln	Inst. Ingrmd. Sprinkler	
25287		Timothy & Sheriann Schuman	19 Americo Ct	Er. Res. Alt.	
25288		Marrano/Marc Equity Corp.	5 Denton Dr	Er. Townhouses	
25289		RGGT LLC	17 Beatrix Cir	Re-Roof	
25290		RGGT LLC	17 Windcroft Ln	Re-Roof	
25291		Lakestone Development Inc.	59 Rehm Rd	Er. Pool-In Grnd	
25292		Joseph & Cynthia Rivera	12 Wendtworth Ct	Er. Shed	
25293		Marrano/Marc Equity Corp.	7 Denton Dr	Er. Townhouses	
25294		Debbie Allinger	14 Donna Lea Dr	Re-Roof	
25295		Brian & Jennifer Smith	5076 William St	Er. Res. Alt.	
25296		Angelo Ciminelli, Jr.	153 Wendel St	Er. Fence	
25297		Deborah L. Edwards	99S Irwinwood Rd	Er. Fence	(V/L)
25298		Schuster Construction LLC	64 Sixth Ave	Re-Roof	(V/L)
25299		Danielle Fox	72 Freeman Dr	Er. Fence	
25300		12 Roses Construction Inc.	9 Prairie Ln	Er. Deck	
25301		William R. Tourot	48 Banner Ave	Er. Fence	(V/L)
25302		City Fence Inc.	44 Summit St	Er. Fence	
25303		Myra & Zoe Ann Ryan	150 Harvey Dr	Er. Fence	(V/L)
25304		City Fence Inc.	1862 Como Park Blvd	Er. Fence	(V/L)
25305		Ryan Homes - NVR Inc.	48 Middlebury Ln	Er. Dwlg.-Sin.	
25306		Ryan Homes - NVR Inc.	3 Bennington Ln	Er. Dwlg.-Sin.	
25307		Valentine Samulski	626 Lake Ave	Re-Roof	
25308		43 Central Holdings LLC	43 Central Ave	Er. Comm. Add./Alt.	(V/L)
25309		Anthony R. Maryniewski	181 Irwinwood Rd	Dem. Bldg	(V/L)
25310		David Fulciniti	242 Enchanted Forest N	Er. Shed	

25311	Darren P. Kenner	30 Wainwright Ct	Er. Res. Alt.	
25312	Kenneth & Karen Jarosz	165 Schwartz Rd	Er. Pool-In Grnd	
25313	Ronald J. Bieber	16 Quail Run Ln	Er. Fence	
25314	Ronald J. Bieber	16 Quail Run Ln	Er. Pool-In Grnd	
25315	Henry & Lewanda Wright	305 Enchanted Forest N	Er. Shed	
25316	David & Randi Dressel	5011 William St	Er. Shed	
25317	Michael R. Baiocco	1 Cobblestone Ct	Er. Fence	
25318	Schuster Construction LLC	4 Robins Nest Ct	Er. Res. Add.	
25319	Majestic Pools Inc.	274 Schwartz Rd	Er. Pool-In Grnd	
25320	Majestic Pools Ins.	274 Schwartz Rd	Er. Fence	
25321	Turkmasters Contracting LLC	7 Nottingham Ln	Re-Roof	
25322	Thomas Czeriejewski	17 Glendale Dr	Er. Shed	
25323	Thomas & Janeen Bolender II	682 Pleasant View Dr	Er. Deck	
25324	Michele M. Zygaj	378 Central Ave	Er. Fence	
25325	Richard & Debrah Lett	547 Lake Ave	Er. Fence	
25326	Scheible	20 Daniel Dr	Er. Res. Alt.	
25327	Diane M. Terranova	560 Lake Ave	Er. Garage	
25328	William & Donna Tunis	105 Field Ave	Re-Roof	(V/L)
25329	The Vinyl Outlet Inc.	13 Logan Ln	Er. Deck	
25330	Stockmohr Co. Inc.	79 Madison St	Re-Roof	(V/L)
25331	Joseph W. Herdzik	10 Rose Hill Cir	Re-Roof	
25332	Jason Kempinski	80 Sixth Ave	Er. Res. Add.	(V/L)
25333	Huron Sprinklers	24 Crabapple Ln	Inst. Ingrnd. Sprinkler	
25334	Town of Lancaster IDA	4334 Walden Ave	Er. Deck	
25335	William & Jill Szaflarski	30 Middlebury Ln	Er. Shed	
25336	William & Jill Szaflarski	30 Middlebury Ln	Er. Shed	
25337	Village of Lancaster Com Devel	11W Main St	Er. Sign – Wall	(V/L)
25338	Jim Banach	38 Whitestone Ln	Er. Fence	
25339	Besroi Construction	5500 Genesee St	Re-Roof	
25340	Besroi Construction	30 Katelyn Ln	Re-Roof	
25341	Kenneth & Joanie Kumiega	3724 Bowen Rd	Er. Res. Alt.	
25342	Paulette M. Hamilton	8 Sterling Pl	Er. Porch	
25343	Gregg D. Cianfrini	34 Sawgrass Ln	Er. Shed	
25344	BP Haen Mechanical Contracting	11 Huntley Pl	Er. Deck	(V/L)
25345	Brian & Michele Stockman	35 Newberry Ln	Er. Fence	
25346	JoAnne M. Turcotte	125 Iroquois Ave	Er. Fence	
25347	Windsor Ridge Partners LLC	46 Worthington Ln	Er. Shed	
25348	Crow Enterprises	2 Impala Pky	Er. Res. Alt.	
25349	Daniel & Mary Giza	130S Irwinwood Rd	Er. Shed	(V/L)
25350	Pleasant Meadows Assoc. LLC	22 Magrum Ln	Er. Shed	
25351	Steven Buscaglia	22 Magrum Ln	Er. Deck	
25352	Jerimiah Johnson	5683 Broadway	Re-Roof	
25353	Pacific Pools & Spas	6375 Genesee St	Er. Fence	
25354	Pacific Pools & Spas	6375 Genesee St	Er. Pool-In Grnd	
25355	RGGT LLC	19 Windsor Ridge Dr	Re-Roof	
25356	Keith Bednarz	33 Summerfield Dr	Re-Roof	
25357	Joe Christ	22 Crabapple Ln	Er. Res. Alt.	
25358	Sally Eggink	18 Ellie Ct	Er. Pool-Abv Grnd	
25359	The Pool Guy	25 Apple Blossom Blvd	Er. Pool-Abv Grnd	
25360	Aronn & Karen Hazel	69 Michael Anthony Ln	Er. Pool-Abv Grnd	
25361	Joseph & Priscilla Magiera	40 Rue Madeleine Way	Er. Res. Alt.	
25362	Marcia Ann Kolb	7 Highland Pl	Re-Roof	(V/L)
25363	Colley's Pool Sales Inc.	23 Apple Blossom Blvd	Er. Pool-In Grnd	
25364	Colley's Pool Sales Inc.	23 Apple Blossom Blvd	Er. Fence	
25365	Richard & Vanessa Marino	6 Villa Pl	Er. Fence	(V/L)
25366	David & Marie Deutschlander	96 Holland Ave	Re-Roof	(V/L)
25367	New Buffalo Impact Inc.	21 School St	Re-Roof	(V/L)
25368	Adam & Joanne Matuszewski	676 Townline Rd	Er. Pool-Abv Grnd	
25369	Besroi Construction	9 Wren Ave	Re-Roof	(V/L)
25370	Besroi Construction	652 Pavement Rd	Re-Roof	
25371	Stockmohr Co., Inc.	83 Court St	Re-Roof	(V/L)

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

June 6, 2016

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR COLEMAN, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the Park Crew Chief of the Town of Lancaster, by letter dated May 3, 2016 has requested to upgrade the position held by Dennis Komrek from full-time Laborer Aide to full-time Laborer in the Parks, Recreation & Forestry Department

NOW, THEREFORE, BE IT

RESOLVED, that Dennis Komrek be and is hereby upgraded from full-time Laborer Aide to full-time Laborer, effective July 1, 2016 with salary and benefits in accordance with the current CSEA white collar contract, and

BE IT FURTHER,

RESOLVED, that the following budget transfers be and hereby are approved to provide the necessary funding in the 2016 Adopted budget of the Town of Lancaster for this upgrade: Transfer \$5,980 from A1990.411 Contingency to A1620.0101 Buildings - Wages, Hourly and \$457 from A1990.411 Contingency to A9030.0803 Employee Benefits - Social Security Taxes, and

BE IT FURTHER,

RESOLVED, that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

June 6, 2016

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER ABRAHAM, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER GACZEWSKI, TO WIT:

WHEREAS, on May 16, 2016, the Town Board of the Town of Lancaster has heretofore held a public hearing pursuant to Chapter 50-Zoning Section 17(F) of the Code of the Town of Lancaster, upon the application of **Daniel E. Bedell II**, for a Special Use Permit for a Home Occupation (Gunsmithing and Sales) on premises located at 3976 Walden Avenue, Lancaster, New York, and

WHEREAS, persons for and against such Special Use Permit have had an opportunity to be heard;

**NOW, THEREFORE, BE IT
RESOLVED,**

1. That pursuant to Chapter 50-Zoning, Section 17(F), entitled "Home Occupations" of the Code of the Town of Lancaster, the Town Board of the Town of Lancaster does hereby grant a Special Use Permit to **Daniel E. Bedell II**, for a Home Occupation (Gunsmithing and Sales) on premises located at 3976 Walden Avenue, Lancaster, New York, upon the terms and conditions as set forth in the Zoning Ordinance, and

2. That the applicant will continue in compliance with conditions as set forth in Chapter 50 Section 17(F), of the Code of the Town of Lancaster as long as the applicant continues to engage in the home occupation on the premises, namely:

- a) There shall be no outdoor sign advertising this business.
- b) This Special Use Permit terminates when the applicant no longer resides on the premises.
- c) Permit must be renewed every two (2) years at no additional cost to applicant. Renewal is considered upon the property owner submitting an application to the Town Clerk, on or before June 6, 2018.
- d) Applicant will authorize representatives from the Building Inspector's Office to enter the premises upon reasonable notice to inspect the premises to verify compliance with this permit.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

June 6, 2016

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN ABRAHAM, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER WALTER, TO WIT:

WHEREAS, §1660 (18) Vehicle and Traffic Law of the State of New York authorizes the Town to restrict and prohibit the parking of vehicles on all roads within the Town except State Highways, and

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to make certain amendments to the Town Ordinance entitled, "VEHICLE AND TRAFFIC ORDINANCE OF THE TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK, DESIGNATED AS CHAPTER 46 OF THE CODE OF THE TOWN OF LANCASTER";

NOW, THEREFORE,

BE IT RESOLVED, that pursuant to Section 130 of the Town Law of the State of New York, a public hearing on proposed amendments to the Vehicle and Traffic Ordinance, Chapter 46 of the Code of the Town of Lancaster, County of Erie and State of New York, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 20th day of June, 2016, at 7:15 o'clock P.M., Local Time, and that Notice of the Time and Place of such hearing be published in the Official Newspaper, being a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

June 6, 2016

**LEGAL NOTICE
PUBLIC HEARING
AMENDMENT TO VEHICLE & TRAFFIC ORDINANCE
TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK
DESIGNATED AS CHAPTER 46 OF THE CODE OF THE TOWN OF LANCASTER**

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 6th day of June, 2016, the said Town Board will hold a Public Hearing on the 20th day of June, 2016 at 7:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all persons upon the following amendments to the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated as Chapter 46 of the Code of said Town:

CHAPTER 46

ARTICLE X – Parking, Standing, and Stopping

46-12. Parking prohibited in designated locations, is hereby amended by adding thereto the following:

A. The parking of vehicles is hereby prohibited in any of the following locations:

(73) Hidden Pines Subdivision

Delete: (a) On both sides of Silent Meadow Lane from lot number 19 to the dead end.

(b) In the turnaround on the east and west sides and at the dead end.

Add: (a) **In the turnaround on the east and west sides and at the dead end.**

AND

46-13. Standing prohibited in designated locations, is hereby amended by adding thereto the following:

A. The standing of vehicles is hereby prohibited in any of the following locations:

(73) Hidden Pines Subdivision

Delete: (a) On both sides of Silent Meadow Lane from lot number 19 to the dead end.

(b) In the turnaround on the east and west sides and at the dead end.

Add: (a) **In the turnaround on the east and west sides and at the dead end.**

**TOWN BOARD OF THE
TOWN OF LANCASTER**

By: **DIANE M. TERRANOVA**
Town Clerk

June 9, 2016

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER GACZEWSKI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

WHEREAS, the Town Board has previously duly advertised for bids for One (1) new and unused **2016 Ford F150 4 x 2 Regular Cab, 8' Box Pick up**, for use by the Highway Department, and

WHEREAS, two bids were received, opened and reviewed on May 19, 2016, and

WHEREAS, by letter dated May 20, 2016, Highway Superintendent Daniel Amatura, has recommended awarding the bid for the **2016 Ford F150 4 x 2 Regular Cab, 8' Box Pick up**, to Delacy Ford, 3061 Transit Road, Elma, New York, being the sole responsible bidder in the amount of \$22,230.20, and

WHEREAS, the Highway Department will receive a trade-in allowance for their 2006 Ford F250 4 x 2 Regular Cab 8' Box (Vin# 1FTNF20506EA49545 w/99,000 mi.) in the amount of \$3,120.00 which will bring the total expenditure for the new **2016 Ford F150 4 x 2 Regular Cab, 8' Box Pick up** to \$19,110.20;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster, upon the recommendation of Daniel Amatura, Highway Superintendent, hereby awards the bid for one (1) new and unused **2016 Ford F150 4 x 2 Regular Cab, 8' Box Pick up**, to Delacy Ford, 3061 Transit Road, Elma, New York 14059, for use by the Highway Department as it conforms to the specifications on file in the office of the Town Clerk., for a total amount not to exceed \$19,110.20 which will be paid for with funds approved from the 2016 Highway Budget Line Items 13-5110-0220 (Passenger Vehicles) and 13-5110-0225 (Miscellaneous Equipment).

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

June 6, 2016

THE FOLLOWING RESOLUTION WAS OFFERED
 BY SUPERVISOR COLEMAN, WHO
 MOVED ITS ADOPTION, SECONDED BY
 COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the Deputy Highway Superintendent of the Town of Lancaster, by letter dated May 25, 2016 has recommended the appointment of the following individual(s) to the following part-time temporary seasonal position(s).

NOW, THEREFORE, BE IT

RESOLVED, that the following individual(s) are hereby appointed to the following part-time temporary seasonal position(s) in the Highway Department, for a period not to exceed five (5) months, and that these being part-time position(s) provide no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time temporary employees:

<u>NAME</u>	<u>POSITION</u>	<u>PAY RATE PER HOUR</u>	<u>EFFECTIVE DATE</u>
Jacob Concannon (re-hire) Lancaster, NY	Laborer	\$9.00	June 7, 2016
Joseph Zagarrío (new hire) Lancaster, NY	Laborer	\$9.00	June 27, 2016

BE IT FURTHER,

RESOLVED, that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

June 6, 2016

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR COLEMAN, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the Bowmansville Volunteer Fire Association, Inc., by letter received May 9, 2016 has requested the addition of one member to the roster of said fire association.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms the following addition to the membership of the Bowmansville Volunteer Fire Association:

ADDITION:

Aaron Stewart
Lancaster, NY

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

June 6, 2016

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN ABRAHAM, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER GACZEWSKI, TO WIT:

WHEREAS, contact youth sports are central to the growth and development to many young people in the Town of Lancaster as well as across Erie County; and

WHEREAS, healthcare professionals have expressed serious concerns about the impact of concussions on young people; and

WHEREAS, research has shown that young people take longer to recover from concussions; and

WHEREAS, concussions can effect brain development in young people; and

WHEREAS, steps should be taken to prevent traumatic brain injuries in young people playing contact sports; and

WHEREAS, organizations such as the Center for Disease Control and the University at Buffalo have created programs to aid parents and coaches in concussion prevention training; and

WHEREAS, Erie County Legislators Patrick Burke (D-Buffalo) and Joseph Lorigo (C-West Seneca) have introduced a local law in Erie County to require youth sports coaches to take a course in concussion safety; and

NOW, THEREFORE BE IT

RESOLVED, that the Town Board of the Town of Lancaster is on record in supporting a local law in Erie County to require youth sports coaches to take a course in concussion safety; and

BE IT FURTHER

RESOLVED, that copies of this resolution be transmitted by the Lancaster Town Clerk to the clerk of the Erie County Legislature, Erie County Legislator Ted Morton, Erie County Health Commissioner Gale Burstein, and Erie County Executive Mark Poloncarz.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR COLEMAN, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER WALTER, TO WIT:

WHEREAS, the Town of Lancaster (the “Town”) and Southwestern Bell Mobile Systems, LLC, a Delaware limited liability company, dba Cingular Wireless entered into that certain unrecorded Ground Lease Agreement, dated September 24, 2004, and ultimately assigned to SBA Towers II LLC (“SBA”) pursuant to that certain unrecorded Assignment and Assumption Agreement dated October 20, 2008 (collectively, “Agreement”) for SBA’s use of a portion of the real property located at Penora Street, Lancaster, NY 14086 (SBL No. 115.18-1-10) (“Leased Property”), and

WHEREAS, the original term of the Agreement was five (5) years, which commenced on December 1, 2004, and ended on November 30, 2009, with four (4) renewal terms of five (5) years each., and

WHEREAS, the Town and SBA desire and intend to amend and supplement the Agreement to provide for five (5) additional successive terms of five (5) years (each an “Additional Extended Term”) pursuant to a Memorandum and Amendment to Ground Lease Agreement (the “Amendment”). Each Additional Extended Term shall be deemed automatically extended, unless SBA notifies the Town of its intention not to renew the Agreement at least six (6) months prior to the commencement of the succeeding Additional Extended Term. The first Additional Extended Term shall commence on December 1, 2029, upon the expiration of the extended term expiring on November 30, 2029, and

WHEREAS, the Town Board has reviewed the Amendment, and all other materials submitted in connection therewith;

NOW, THEREFORE, BE IT

RESOLVED, that, the Board hereby (a) approves the Amendment with SBA, in the form presented to the Board, for an extension of the Agreement to lease the Leased Property; (b) authorizes the Supervisor to execute the Amendment (with such non-material amendments, additions or alterations as may be determined appropriate by the Town’s legal counsel) along with such other documents necessary to deliver and record the Amendment; (c) authorizes the Supervisor and other appropriate Town officials to proceed with the implementation of all steps reasonably necessary and appropriate to allow for the Town’s performance of the Amendment; and (d) this resolution is effective immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

June 6, 2016

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER GACZEWSKI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, Lancaster Rural Cemetery President, Frank Maddock, by letter dated May 23, 2016 has requested that the Town of Lancaster deliver millings to their property if said millings are deemed of no use to the Town of Lancaster; and

WHEREAS, Daniel Amatura, the Highway Superintendent of the Town of Lancaster, has advised the Town Board that the Highway Department has millings that are deemed surplus; and

WHEREAS, the Town Board has given due consideration to the request of the Lancaster Rural Cemetery President and deems it in the public interest to declare the before mentioned millings to be surplus property; and

WHEREAS, the Town of Lancaster and the Lancaster Rural Cemetery maintain a mutually cooperative relationship wherein services and facilities are shared for the benefit of the community; and

WHEREAS, after discussion with the Highway Superintendent, it will be at no extra cost to donate the millings at no charge to the Lancaster Rural Cemetery.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby declares the before mentioned millings to be surplus property and authorizes the Highway Superintendent to deliver an amount not to exceed ten loads of millings to the Lancaster Rural Cemetery property at no charge.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

June 6, 2016

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER WALTER, TO WIT:

WHEREAS, Mark Lubera, Park Crew Chief of the Town of Lancaster's Parks Recreation & Forestry Department, has informed the Town Board that the subdivision sign located at The Meadows at Lancaster subdivision needs to be replaced due to weathering, and

WHEREAS, the Park Crew Chief, obtained a price quote for the purchase and installation of a new subdivision sign from Santoro Signs in the amount of \$1,870.00 in accordance with the Town of Lancaster's Procurement Policy, and

WHEREAS, by letter dated June 1, 2016 Mark Lubera has recommended that the Town of Lancaster purchase the sign from Santoro Signs Inc., 3180 Genesee Street, Cheektowaga, NY for an amount not to exceed \$1,870.00 per their quote dated May 19, 2016;

NOW, THEREFORE, BE IT

RESOLVED, The Town Board of the Town of Lancaster hereby approves the purchase and installation of a new subdivision sign to be located at the entrance of The Meadows at Lancaster Subdivision from Santoro Signs Inc., 3180 Genesee Street, Cheektowaga, NY 14225 as proposed by Park Crew Chief, Mark Lubera for an amount not to exceed \$1,870.00 per their quote dated May 19, 2016; this sum will be paid from the Parks, Recreation and Forestry Department's 2016 Forestry and Community Beautification Budget, line item #01-8510-0260.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

June 6, 2016

THE FOLLOWING RESOLUTION WAS OFFERED
 BY SUPERVISOR COLEMAN, WHO
 MOVED ITS ADOPTION, SECONDED BY
 COUNCIL MEMBER ABRAHAM, TO WIT:

WHEREAS, the Park Crew Chief of the Parks, Recreation and Forestry Department of the Town of Lancaster, by letter dated May 31, 2016, has recommended the appointment of the following individual(s) to the following part-time temporary seasonal position(s).

NOW, THEREFORE, BE IT

RESOLVED, that the following individual(s) are hereby appointed to the following part-time temporary seasonal position(s) in the Parks, Recreation and Forestry Department, for a period not to exceed five (5) months, and that these being part-time position(s), provide no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time temporary employees:

<u>NAME</u>	<u>POSITION</u>	<u>PAY RATE PER HOUR</u>	<u>EFFECTIVE DATE</u>
Ian Shelly (new hire) Lancaster, NY	Lifeguard	\$10.00	June 7, 2016
Robert Wilkowski (new hire) Lancaster, NY	Lifeguard	\$10.00	June 7, 2016
James Zagarrio (new hire) Lancaster, NY	Lifeguard	\$10.00	June 7, 2016

BE IT FURTHER,

RESOLVED, that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

June 6, 2016

THE FOLLOWING RESOLUTION WAS OFFERED
 BY SUPERVISOR COLEMAN, WHO
 MOVED ITS ADOPTION, SECONDED BY
 COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the Executive Director of the Youth Bureau of the Town of Lancaster, by letter dated June 1, 2016, has recommended the appointment of the following individual(s) to the following part-time temporary seasonal position(s).

NOW, THEREFORE, BE IT

RESOLVED, that the following individual(s) are hereby appointed to the following part-time temporary seasonal position(s) in the Youth Bureau, for a period not to exceed five (5) months, and that these being part-time position(s), provide no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time temporary employees:

<u>NAME</u>	<u>POSITION</u>	<u>PAY RATE PER HOUR</u>	<u>EFFECTIVE DATE</u>
Lauren Nickles (rehire) Lancaster, NY	Tutor	\$15.00 hr.	May 31, 2016
Daniel Archdeacon (rehire) Williamsville, NY	Tutor	\$15.00 hr.	May 31, 2016
Donna Greene (rehire) Cheektowaga, NY	Tutor	\$16.50 hr.	June 7, 2016
Suzanne Mix (rehire) West Seneca, NY	Tutor	\$15.00 hr.	June 7, 2016
Kristin Lozinsky (new hire) Tonawanda, NY	Tutor	\$15.00 hr.	June 7, 2016
Kim Pesany-Au (rehire) Lancaster, NY	Tutor	\$17.50 hr.	June 7, 2016
Lynn Dalfonso (rehire) Lancaster, NY	Tutor	\$19.00 hr.	June 7, 2016
Robert Pacillo (rehire) Lewiston, NY	Tutor	\$19.00 hr.	June 7, 2016
Lisa Ludwig (new hire) Buffalo, NY	Tutor	\$15.00 hr.	June 7, 2016
Ryan Kaminski (rehire) Buffalo, NY	Tutor	\$16.50 hr.	June 7, 2016
Richard Needham (rehire) Depew, NY	Tutor	\$14.00 hr.	June 7, 2016
Leah Voit (new hire) Depew, NY	Tutor	\$10.00 hr.	June 7, 2016

Kevin Koperski (rehire) Millersville, MD	Tutor	\$13.00 hr.	June 7, 2016
Lise Harty (rehire) Williamsville, NY	Tutor	\$10.50 hr.	June 7, 2016
Karen Harty (new hire) Williamsville, NY	Tutor	\$12.50 hr.	June 7, 2016

BE IT FURTHER,

RESOLVED, that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

June 6, 2016

THE FOLLOWING RESOLUTION WAS OFFERED
 BY SUPERVISOR COLEMAN, WHO
 MOVED ITS ADOPTION, SECONDED BY
 COUNCIL MEMBER GACZEWSKI, TO WIT:

WHEREAS, the Park Crew Chief of the Parks, Recreation and Forestry Department of the Town of Lancaster, by letter dated June 2, 2016 has recommended the appointment of the following individual(s) to the following part-time permanent position(s).

NOW, THEREFORE, BE IT

RESOLVED, that the following individual(s) are hereby appointed to the following part-time permanent position(s) in the Parks, Recreation and Forestry Department, working not more than nineteen and three-quarter hours per week, and that these being part-time position(s), provide no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time permanent employees:

<u>NAME</u>	<u>POSITION</u>	<u>PAY RATE PER HOUR</u>	<u>EFFECTIVE DATE</u>
Martha Skolikas New hire Lancaster, NY 14086	Recreation Attendant	\$14.25	February 9, 2016
Debbie Saffire-Hensen New hire Lancaster, NY 14086	Recreation Attendant	\$9.25	February 9, 2016
Miranda Hensen New hire Lancaster, NY 14086	Recreation Attendant	\$9.00	February 9, 2016
Michele Saffire New hire Lancaster, NY 14086	Recreation Attendant	\$11.25	February 9, 2016

BE IT FURTHER,

RESOLVED, that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

June 6, 2016

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER ABRAHAM, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER GACZEWSKI, TO WIT:

WHEREAS, Young Development, Inc., C/O Hopkins, Sorgi & Romanowski, PLLC, 5500 Main Street, Suite 343, Williamsville, New York 14221, has petitioned the Town Board of the Town of the Town of Lancaster for the rezone of a parcel of land located at 00 Broadway (SBL Nos. 116.00-1-8.1 & 116.00-1-8.2), Lancaster, New York from a General Business District (GB) and Agriculture Residential District (A-R) to Multifamily Residential District Four (MFR-4), and

WHEREAS, the Petition has been referred to the Planning Board of the Town of Lancaster for its recommendation and was approved at their June 1, 2016 meeting.

NOW, THEREFORE

BE IT RESOLVED, that pursuant to Sections 130 and 265 of the Town Law of New York a Public Hearing on the proposed rezone will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 20th day of June, 2016, at 7:15 o'clock P.M., Local Time, and that Notice of the Time and Place of such Hearing be published in the local newspaper of general circulation in said Town and be on the Town Bulletin Board, and that Notice of such Hearing be referred to the Erie County Department of Planning, pursuant to Section 239 (m) of the General Municipal Law, which Notice shall be in form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	ABSTAINED *	
SUPERVISOR COLEMAN	VOTED	YES

* Council Member Walter abstained because he has business dealings with Young Development, Inc.

June 6, 2016

LEGAL NOTICE
REZONE-PUBLIC HEARING
00 BROADWAY
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster adopted on June 6, 2016, the said Town Board will hold a Public Hearing on the 20th day of June, 2016 at 7:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the following proposed amendment to the Zoning Ordinance and Zoning Map of the Town of Lancaster, rezoning the following described real property from a General Business District (GB) and Agriculture Residential District (A-R) to Multifamily Residential District Four (MFR-4) for the property known as 00 Broadway (S.B.L. No.116.00-1-8.1 & 116.00-1-8.2) within the Town of Lancaster, New York.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**TOWN BOARD OF THE TOWN
OF LANCASTER**

BY: DIANE M. TERRANOVA
Town Clerk

June 9, 2016

SUSPENDED RESOLUTION:

Supervisor Coleman requested a suspension of the necessary rules for immediate consideration of the following resolution:

UPON A MOTION DULY MADE BY COUNCIL MEMBER WALTER, SECONDED BY COUNCIL MEMBER ABRAHAM AND CARRIED, a suspension was granted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCIL MEMBER GACZEWSKI, WHO MOVED ITS ADOPTION, SECONDED BY COUNCIL MEMBER WALTER, TO WIT:

WHEREAS, MGR Constructors, Inc., P.O. Box 61, Bowmansville, New York 14026, the contractor for the general building system contractor for the Highway Department’s Pre-engineered Building located at 525 Pavement Road has submitted Change Order No. 2 in the amount of \$17,598.00 to the Town Board for their approval, based on additional material and work needed to provide bollards, snow guards and enclosures which was provided to the Town Board;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves Change Order No. 2 to **MGR Constructors, Inc. (Contract G)**, with respect to the outlined descriptions provided to the Town Board:

DESCRIPTION OF CHANGE ORDER NO. 2:

Additional compensation for material and work needed to:

- 1) Provide four steel bollards.
- 2) Provide an enclosure over the exterior gas meter.
- 3) Provide snow guards along the roof line between the already protected overhead doors.
- 4) Provide an interior enclosure around electrical equipment.

CHANGE ORDER NO. 2 (CONTRACT G):

The original Contract Sum was	\$ 625,400.00
The Contract Sum will be increased by Change Order #1 in the amount of....	\$ 24,308.00
The Contract Sum will be increased by this Change Order in the amount of....	\$ 17,598.00
The new Contract Sum increased including this Change Order will be	\$ 667,306.00

BE IT FURTHER

RESOLVED, that the Supervisor be and is hereby authorized to execute this Change Order on behalf of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

June 6, 2016

COMMUNICATIONS & REPORTS

285. **Planning Board Chairman to Town Clerk –
Agenda for May 18, 2016 Planning Board Meeting.
Disposition = Planning Committee**
286. **Park Crew Chief to Supervisor and Town Board –
Request for Town Board to deem certain items as surplus and allow them to go for
public auction. Disposition = For Resolution**
287. **VFW Post No. 7275 to Town Clerk –
Request for support of a “Pulled Pork” Dinner on June 12, 2016 at
3741 Walden Ave. Disposition = Received & Filed**
288. **Town Clerk to Joanne Rocco –
Notice that Special Use Permit to operate a home occupation at 5300 William St.
will expire on August 4, 2016. Disposition = Planning Committee**
289. **Code Enforcement Officer to Town Board –
Request by property owners of 69 Michael Anthony Lane to encroach in the
Conservation Easement and request by Code Enforcement Officer to remove this
Conservation Easement. Disposition = Planning Committee**
290. **Park Crew Chief to Supervisor and Town Board –
Request for Dennis Komrek to be upgraded to the position of Laborer.
Disposition = Resolution 6/6/16**
291. **Town Attorney to NYSDEC, Erie County DPW, Erie County Health Dept.,
Division of Sewerage, NYSDOT, and Erie County DEP –
Request for lead agency designation regarding P.M. Peppermint, 31 Peppermint
Road, Lancaster, NY. Disposition = Planning Committee**
292. **Town Attorney to NYSDEC, Erie County DPW, Erie County Health Dept.,
Division of Sewerage, NYSDOT, and Erie County DEP –
Request for lead agency designation regarding O’Connell Electric, Lancaster
Parkway, Lancaster, NY. Disposition = Planning Committee**
293. **Town Attorney to NYSDEC, Erie County DPW, Erie County Health Dept.,
Division of Sewerage, NYSDOT, and Erie County DEP –
Request for lead agency designation regarding Freeman Road Hotel
Re-development, 48 Freeman Road, Lancaster, N.Y.
Disposition = Planning Committee**
294. **Town Assessor to property owners –
Information regarding the restructured STAR program.
Disposition = Received & Filed**
295. **Erie County Dept. of Public Works to Supervisor –
Public Information Meeting for Stony Road Bridge and Culvert Replacement
on May 25, 2016 at 6:00PM at Bowmansville Fire Hall.
Disposition = Planning Board Chairman, Town Engineer & Highway
Superintendent**
296. **Park Crew Chief to Planning Board and Town Board –
No issues with site plan application for Freeman Road Hotel Development,
48 Freeman Road (Proj. #8203). Disposition = Planning Committee**
297. **Park Crew Chief to Planning Board and Town Board –
No landscaping plan provided for O’Connell Electric Co., Lancaster Parkway,
(Proj. #6039). Disposition = Planning Committee**

298. Highway Superintendent to Town Board –
Request for Board approval to contact Clark Patterson Engineering, Inc. regarding the Central Avenue Bridge. Disposition = Highway Committee
299. Time Warner Cable to Town Clerk –
Update on developments affecting Time Warner Cable subscribers in the Western New York Division. Disposition = Received & Filed
300. Alden Town Clerk to Supervisor –
Copy of Local Law #1 of 2016 entitled “Rezoning of Real Property on Broadway and Zoning Map Amendment”. Disposition = Planning Committee
301. Duplicate communication.
302. President Lancaster Rural Cemetery to Town Board –
Request for delivery of some loads of millings from the various road repairs throughout the Town to be used within Lancaster Rural Cemetery.
Disposition = Resolution 6/6/16
303. Highway Superintendent to Town Board –
Request for resolution to award the bid for a 2016 Ford F150 4X2 Regular Cab 8’ box pick-up truck to Delacy Ford, Inc., 3061 Transit Road, Elma, NY 14059.
Disposition = Resolution 6/6/16
304. Town Clerk to Various News Media –
Notice of Special Meeting of the Municipal Review Committee on June 6, 2016 at 6:00PM at 21 Central Avenue for the SEQRA Review: Site Plan: Hellenic Orthodox Church New Worship and Banquet Facility.
Disposition = Planning Committee
305. Donna Hafner to Town Board –
Letter of opposition to proposed compost/mulch facility on Peppermint Road.
Disposition = Planning Committee & Planning Board
306. Douglas and Mary Eileen Priszano to Supervisor –
Thank you for update on progress towards getting street lights repaired on the island at the entrance to Heritage Dr. Disposition = Received & Filed
307. Town Attorney to NYSDEC, Erie County DPW, Erie County Health Dept., Division of Sewerage, NYSDOT, and Erie County DEP –
Request for lead agency designation regarding Sealing Devices, Inc., Manufacturing Facility Expansion in 2 Phases, 4400 Walden Ave., Lancaster, NY (Proj. #2887). Disposition = Planning Committee
308. Town Attorney to NYSDEC, Erie County DPW, Erie County Health Dept., Division of Sewerage, NYSDOT, and Erie County DEP –
Request for lead agency designation regarding Autowave, Inc., 1035/00 Ransom Rd., Lancaster, N.Y. (Proj. #8442). Disposition = Planning Committee
309. Ethics Board of the Town of Lancaster to Town Board –
Copy of minutes from a regular meeting of the Ethics Board of the Town of Lancaster held on May 26, 2016. Disposition = Received & Filed
310. Charter Communications to Supervisor –
Information regarding cable franchise merger between Time Warner Cable, Bright House Networks, LLC and New Charter which has assumed the name Charter Communications. Disposition = Received & Filed
311. Deputy Highway Superintendent to Town Board –
Request for resolution to appoint two individuals for the 2016 summer season in the Town Highway Department. Disposition = Resolution 6/6/16

- 312. Jim Kemp to Town Board --
Letter of opposition to proposed compost/mulch facility on Peppermint Road.
Disposition = Planning Committee & Planning Board**
- 313. Town of Lancaster Planning Board Chairman to Town Clerk –
Agenda for June 1, 2016 Planning Board Meeting.
Disposition = Planning Committee**
- 314. The Murschel Family to Planning Board Chairman –
Letter of opposition to proposed compost/mulch facility on Peppermint Road.
Disposition = Planning Committee & Planning Board**
- 315. Bowmanville Volunteer Fire Association to Town Clerk –
Change in roster. Disposition = Resolution 6/6/16**
- 316. Planning Board Chairman to Town Board, Planning Board, Engineering
Consultant, Town Attorney, Highway Superintendent, and Building Inspector –
Draft copy of minutes from May 18, 2016 Planning Board meeting.
Disposition = Planning Committee**
- 317. Planning Board to Town Board –
Recommend approval of site plan review for O’Connell Electric Co., Lancaster
Parkway (Proj. #6039); conditions noted. Disposition = Planning Committee**
- 318. Planning Board to Town Board –
Recommend denial of site plan review for 455 Pleasantview Drive, 3-Lot
Development (Proj. #5051). Disposition = Planning Committee**
- 319. Planning Board to Town Board –
Recommend approval of site plan review for Freeman Road Hotel Development,
48 Freeman Road (Proj. #8203); conditions noted.
Disposition = Planning Committee**
- 320. Erie County Dept. of Public Works to Supervisor –
Public information brochure regarding replacement of Stony Rd. bridge over
Ellicott Creek and replacement of Stony Rd. culvert over tributary to Ellicott
Creek. Disposition = Highway Superintendent & Town Engineer**
- 321. Lancaster Police Dept. to Town Clerk –
No objection to fireworks permit for Lancaster Country Club for July 3, 2016.
Disposition = Received & Filed**
- 322. Lancaster Police Dept. to Town Clerk –
No objection to fireworks permit for Fox Valley Country Club for July 3, 2016.
Disposition =Received & Filed**
- 323. Lancaster Police Dept. to Town Clerk –
No objection to fireworks permit for Lancaster Country Club for June 4, 2016.
Disposition =Received & Filed**
- 324. Dog Control Officer to Town Clerk –
Dog Control Report for May 2016. Disposition = Received & Filed**
- 325. Park Crew Chief to Supervisor –
Request for resolution for construction and placement of a sign at Running Brook
entrance island to be done by Santoro Signs, 3180 Genesee St., Buffalo, NY.
Disposition = Resolution 6/6/16**

- 326. Park Crew Chief to Supervisor –
Notice that Joseph Zagarrio will not be working for the Parks, Recreation, and Forestry Department in the summer maintenance program. He will be working for the Town of Lancaster Highway Department’s summer program.
Disposition = Received & Filed**
- 327. Charter Communications to Supervisor –
Update on developments affecting Time Warner Cable subscribers in the Western New York Division. Disposition = Received & Filed**
- 328. Youth Bureau Executive Director to Supervisor –
Recommendation for individuals to be appointed to various positions in the Youth Bureau’s Special Exam Prep Session and the Youth Bureau’s Summer Skills Building Program, Safe Summer Reinforcement & Enrichment Programs, and Summer Performing Arts Academy. Disposition = Resolution 6/6/16**
- 329. Park Crew Chief to Supervisor and Town Board –
Request for three individuals to be appointed to the position of part-time temporary seasonal employee in the Parks, Recreation & Forestry Dept. for the summer of 2016. Disposition = Resolution 6/6/16**
- 330. Town Clerk to Mark Maier, Lancaster Country Club –
Transmittal of Fireworks Permit for June 4, 2016. Disposition = Received & Filed**
- 331. Town Clerk to Town Board –
Transmittal of Special Use Permit Application for Sandbanks, Gravel Pits and Stone Quarries for C.J. Krantz Topsoil, Inc., 4106 Walden Avenue.
Disposition = Received & Filed**
- 332. Town Clerk to Town Board –
Transmittal of Special Use Permit Application for Heather R. Mayer, 734 Ransom Road. Disposition = Received & Filed**
- 333. Melissa Smith to Supervisor –
Follow-up on status of the “No Parking” signs on Silent Meadow Lane.
Disposition = Police Chief, Public Safety Committee & Highway Superintendent**
- 334. Roy and Sally Altheide to Supervisor –
Letter of opposition to proposed compost/mulch facility on Peppermint Road.
Disposition = Planning Committee & Planning Board**
- 335. Paul Scully to Supervisor --
Comments and concerns regarding parking plans for Via Tripodi and Via Donato West/East.
Disposition = Police Chief, Highway Superintendent & Public Safety Committee**
- 336. Park Crew Chief to Supervisor and Town Board –
Request for four individuals to be appointed to the position of part-time permanent employees in the Parks, Recreation & Forestry Dept.
Disposition = Resolution 6/6/16**
- 337. Police Chief to Town Clerk –
Articles and communications. Disposition = Received & Filed**

ADJOURNMENT:

**ON MOTION OF COUNCIL MEMBER WALTER AND SECONDED BY
COUNCIL MEMBER ABRAHAM AND CARRIED,** the meeting was adjourned
At 8:51 P.M.

Signed _____

Diane M. Terranova, Town Clerk