TOWN OF LANCASTER
HIGHWAY DEPARTMENT
525 PAVEMENT ROAD
LANCASTER, NY 14086

Daniel Amatura
Highway Superintendent
Tel (716)683-3426
Fax (716)685-0271

July 17, 2013

Neil Connelly
Planning Board Chairman
2255 Como Park Boulevard
Lancaster, NY 14086

Re: Try-It Distribution
Site Plan Project #4642

Dear Mr. Connelly:

After reviewing the above-proposed project, I do not have any concerns that would impede the continuation of this project.

Should you have any other questions, please do not hesitate to contact me.

Very truly yours,

Dan Amatura
Highway Superintendent
Town of Lancaster

DA/mb
Cc: Jeffrey H. Simme, Building Inspector
Johanna Coleman, Town Clerk

RECEIVED
TOWN OF LANCASTER, NY
JUL 19 2013
JOHANNA M. COLEMAN
TOWN CLERK

TOWN OF LANCASTER
HIGHWAY DEPARTMENT
525 PAVEMENT ROAD
LANCASTER, NY 14086

Daniel Amatura
Highway Superintendent
Tel (716)683-3426
Fax (716)685-0271

COMMUNICATIONS

July 22, 2013

Honorable Town Board
21 Central Avenue
Lancaster, NY 14086

Re: One New and Unused Class 7 – 4 x 2 Cab/Chassis

Dear Honorable Town Board

I respectfully request that the Town Board authorize publication of a bid for a New and Unused Class 7 – 4 x 2 Cab/Chassis with advertising to begin on Thursday, August 8, 2013 and with the bids to be opened up at 10:00 AM on Thursday, August 22, 2013. This Class 7 – 4 x 2 Cab/Chassis will be paid for out of the bond authorized April 15, 2013 for Highway Equipment.

Attached please find the proposed bid specifications for the Class 7 – 4 x 2 Cab/Chassis. If you have any further questions, please do not hesitate to contact me.

Respectfully yours,

Daniel Amatura
Highway Superintendent
Town of Lancaster

DA/mb
Attachments

Cc: Dino Fudoli, Supervisor
John Dudziak, Town Attorney
Johanna Coleman, Town Clerk
David Brown, Director of Administration and Finance

RECEIVED
TOWN OF LANCASTER, NY
JUL 19 2013
JOHANNA M. COLEMAN
TOWN CLERK

TOWN OF LANCASTER, NEW YORK

SPECIFICATIONS

FOR

ONE NEW AND UNUSED CLASS 7 - 4 x 2 CAB/CHASSIS

NOTICE TO BIDDERS:

Sealed bids will be received by the Town Clerk of the Town of Lancaster, or his designee, at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York, until 10:00 o'clock AM, local time, on Thursday, August 22, 2013 furnishing to the Town of Lancaster, the following equipment:

ONE NEW AND UNUSED CLASS 7 - 4 x 2 CAB/CHASSIS

GENERAL SPECIFICATIONS:

TAX:

No federal, state, county, or local taxes are to be included in the purchase price. Purchases by the Town of Lancaster are exempt from these taxes.

PRICE:

Price shall be net, F.O.B. point of delivery, Town Highway Department Garage, 525 Pavement Road, Lancaster, New York 14086.

INFORMATION TO BE FURNISHED WITH BID:

Bidder must submit with his bid detailed specifications, circulars, and all other necessary data on the equipment he proposes to furnish.

INFORMATION TO BE FUNISHED BY SUCCESSFUL BIDDER:

The successful bidder, at time of delivery, must provide to the Town of Lancaster, a resume of specific specifications applicable solely to the equipment being delivered.

REJECTION OF BIDS:

The Town Board of the Town of Lancaster reserves the right to reject any or all bids and to waive any informalities.

QUALIFICATION OF BIDDERS:

No bid will be considered unless the firm submitting the bid is representative of a manufacturer who can meet the following conditions:

1) That it has in operation, a factory adequate for and devoted to the manufacture of the equipment, which it proposes to furnish.

2) That it has in operation, and has had at least twelve (12) months prior to the time of bid opening, a service facility within a reasonable distance of the using agency equipped with spare parts, which can be delivered and installed within twenty-four (24) hours.

3) That there are at least twenty-five (25) units of the type and size bid upon which have been in satisfactory operation for a period of one (1) year.

WITHDRAWAL OF BID:

No bidder may withdraw his bid within sixty (60) days after the opening thereof, but may withdraw at any time prior to the opening thereof.

BID SECURITY:

A certified check or bid bond, in an amount representing five percent (5%) of the "Gross Bid", to the Supervisor of the Town of Lancaster, shall accompany each bid.

DELIVERTY DATE:

Delivery date is to be not more than ninety (90) days from date of Contract Award. Bidder to state exception if any.

DELIVERY PLACE:

The equipment is to be delivered complete as per specifications to the Town of Lancaster Highway Department Garage, 525 Pavement Road, Lancaster, New York 14086.

ADDRESSING BIDS:

All bids shall be submitted in sealed envelopes, plainly marked "ONE NEW AND UNUSED CLASS 7 - 4 x 2 CAB/CHASSIS" and addressed to:

Johanna Coleman, Town Clerk
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

EXTENSION OF CONTRACT

Bidder acknowledges that this bid may be extended to other municipalities, qualifying agencies or political subdivision as set forth under New York State General Municipal Law section (103), subdivision (3) section (1).

BID FORM

NAME OF
BIDDER: _____

ADDRESS OF
BIDDER: _____

We, the undersigned, agree to furnish as per specifications to the Town of Lancaster, New York:

ONE NEW AND UNUSED CLASS 7 - 4 x 2 CAB/CHASSIS

FOR THE TOTAL SUM OF: $ _____

_____
TOTAL COST TO TOWN OF LANCASTER

A certified check or bid bond, in an amount representing five percent (5%) of the "Gross Bid" payable to the Supervisor of the Town of Lancaster is enclosed.

Attached, hereto, and separately executed is the Non-Collusive Bidding Certificate of the undersigned, and the Manufacturer's specifications.

Date this _____ day of

_____, 2013

_____
(Name of Bidder)

Signed _____
(Authorized Representative)

SEAL
OF CORPORATION

BID FORM:

The "Bid Form" and "Specification Resume Form" (see attached sheets) must be filled out completely and accompany any and all bids. Failure to complete these forms shall be reason for disqualification.

WARRANTY:

The successful bidder shall provide a full three (3) year warranty from date of delivery, or manufacturer's standard warranty, whichever is greater. The warranty period shall not limit operating hours.

NON-COLLUSIVE BIDDING CERTIFICATE:

Each bid or proposal shall contain a Non-Collusive Bidding Certificate in accordance with Section 103-d of the General Municipal Law.

IMMUNITY WAIVER:

"The vendor hereby agrees, pursuant to the provisions of Section 103-a of the General Municipal Law, which requires that upon refusal of a person when called before a grand jury, head of a state department, temporary state commission or other state agency, the organized crime task force in the department of law, head of a city department, or other city agency, which is empowered to compel the attendance of witnesses and examine them under oath to testify in an investigation concerning any transaction or contract had with the state, any political subdivision thereof, public authority or with any public department, agency or official of the state or of any political subdivision thereof or of a public authority, to sign a waiver of immunity against subsequent criminal prosecution or to answer any relevant question concerning such transaction or contract".

a) Such person, and any firm, partnership or corporation of which he is a member, partner, director or officer shall be disqualified from thereafter selling to or submitting bids to or receiving awards from thereafter selling to or submitting bids to or receiving awards from or entering into any contracts with any municipal corporation or fire district, or any public department, agency or official thereof, for goods, work or services, for a period of five years after such refusal, and to provide also that

b) Any and all contracts made with any municipal corporation or any public department, agency or official thereof on or after the first day of July, 1959, or with any fire district or any agency or official thereof on or after the first day of September, 1960, by such person, and by any firm, partnership or corporation of which he is a member, partner, director or officer may be canceled or terminated by the municipal corporation or fire district without incurring any penalty or damages on account of such cancellation or termination, by any monies owing by the municipal corporation or fire district for goods delivered or work done prior to the cancellation of termination shall be paid."

NON-COLLUSIVE BIDDING CERTIFICATION

By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in case of a joint bid, each party thereto certifies as to its own organization, under penalty of perjury, that to the best of his knowledge and belief:

1) The prices in this bid have been arrived at independently without collusion, consultation, communication or agreement, for the purpose of restricting competition, as to any matter relating to such prices with any other bidder or with any competitor.

2) Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the bidder and will not knowingly be disclosed by the bidder prior to opening, directly or indirectly, to any other bidder or to any competitor, and

3) No attempt has been made or will be made by the bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

_____

Bidder

SPECIFICATIONS FOR A NEW & UNUSED CLASS 7
4X2 CAB/CHASSIS FOR USE AS A DUMP/TRAILER TOWING UNIT

1. ENGINE	**YES**	**NO**	**DEVIATION**
1.1. Engine shall be a Cummins ISB 6.7 OR Paccar PX-7. NO EXCEPTIONS			
1.2. Power output shall be rated at 300 hp./ 660 lb-ft Torque			
1.3. Shall utilize spin-on filters which includes oil,fuel & coolant. Air filter shall be under the hood.			
1.4. Shall use a Kysor fan clutch or equal.			
1.5. Air compressor shall be 15.6 CFM minimum.			
1.6. Alternator shall be 180 AMP minimum.			
1.7. Coolant shall be a long life type to -30F.			
1.8. Radiator shall be a heavy duty, high capacity type.			
1.9. Exhaust system to be horizontally mounted on the right side of the chassis.			
1.10. Air dryer shall be a Bendix AD-IS heated mounted behind cab.			
2. AUTOMATIC TRANSMISSION			
2.1. Transmission shall be an Allison 3000RDS series 6 speed			
2.2. Shall use Synthetic transmision fluid.			
2.3. Transmission ECM shall located either in the cab or on the firewall.			
2.4. Shifter shall be mounted within easy reach for the driver.			
2.5. Shall be PTO ready with a dash mounted switch to engage.			
3. FRONT AXLE & EQUIPMENT			
3.1. Axle and springs shall be rated at 10,000 lbs.			
3.2. Steering stops shall be adjusted for maximum wheel cut.			
3.3. Springs shall be leaf type.			
3.4. Wheel hub bearings shall be synthetic oil with Stemco seals or equal.			
3.5. Shall have S-cam air brakes with automatic slack adjusters.			
3.6. Shall have shock absorbers.			
3.7. Steering shall be Sheppard M-90 or TRW equal.			

4. REAR AXLE & EQUIPMENT			
4.1. Rear axle shall be a Spicer 21,000 lb.,capacity with a 6.14 to1 gear ratio.			
4.2. Differential lock shall be air engaged by a dashboard mounted switch.			
4.3. Shall have automatic slack adjusters & dust shields.			
4.4. Shall have S-cam air brakes mounted to the backside of the axle.			
4.5. Suspension shall be a Reyco 79KB rated @ 21,000 lbs., with shock absorbers & auxiliary springs.			
4.6. Rear axle shall be filled with Synthetic oil.			
5. FRAME & FRAME MOUNTED EQUIPMENT			
5.1. Frame shall have a minimum strength of 120,000 psi yield and 2,134,800 RBM. Size shall be 10.25" x 3.1" x 0.4375" minimum.			
5.2. CA dimension shall be 84".			
5.3. Fuel tank shall mounted on the left side of the frame,under the door, with steps for cab access. Fuel capacity shall be 50 gallons minimum.			
5.4. The DEF tank shall be mounted next to the tank on the same side.			
5.5. The battery box shall be mounted on the left side of the frame behind the DEF tank.			
5.6. Batteries shall be rated at 1400 CCA minimum.			
5.7. Front bumper shall be manufacturer's standard.			
5.8. Air tanks shall be frame mounted between back of cab & rear axle.			
5.9. Tow hooks shall be mounted on the front & rear of frame.			
5.10 Body builder harness to end of frame shall be installed.			

6. CAB			
6.1. Cab shall be a conventional type with a fiberglass or metton tilt hood.			
6.2. Shall have tinted glass.			
6.3. Stainless steel 7"x 16" mirrors with 6" convex mirrors.			
6.4. Grab assist handles for safe cab access.			
6.5. Air & electric horns.			
6.6. Turn signals on fenders.			
6.7. Complete gauge package included transmission temperature.			
6.8. Air suspended vinyl driver & passenger seats.			
6.9. Full cab climate control.			
6.10. Tilt steering.			
6.11. Heavy Duty floor covering.			
6.12. Four dash mounted switches for upfitter equipment.			
6.13. AM-FM Weatherband radio.			
6.14. Intermittent windshield wipers.			
6.15. Glove compartment or back of cab storage.			
6.16. Cab interior lights.			
6.17. Sound dampening insulation.			
6.18. Fire extingisher & safety triangles.			
7. TIRES & WHEELS			
7.1. Tire size shall be 11R22.5(14PR)			
7.2. Rear tires shall have mud & snow tread.			
7.3. Wheels shall be 10 hole hub piloted 22.5 x 7.5 painted white.			
7.4. One spare tire & wheel shall be provided.			
7.5 Tires shall be North America sourced.			
8. OTHER/GENERAL			
8.1. A 3 year warranty on complete truck & drivetrain components.			
8.2. All parts & service manual shall be provided.			
8.3. One set of all filters shall be provided.			
8.4. Truck to be delivered to selected Body Installer then to Town Highway Department after installation is complete.			
8.5. Truck Color shall be Omaha Orange.			

436

TOWN OF LANCASTER
HIGHWAY DEPARTMENT
525 PAVEMENT ROAD
LANCASTER, NY 14086

Daniel Amatura
Highway Superintendent
Tel (716)683-3426
Fax (716)685-0271

COMMUNICATIONS

July 22, 2013

Honorable Town Board
21 Central Avenue
Lancaster, NY 14086

Re: One New and Unused 10' Dump Body, Trailer Hitch and Related Equipment

Dear Honorable Town Board

I respectfully request that the Town Board authorize publication of a bid for a New and Unused 10' Dump Body, Trailer Hitch and Related Equipment with advertising to begin on Thursday, August 8, 2013 and with the bids to be opened up at 10:00 AM on Thursday, August 22, 2013. This 10' Dump Body, Trailer Hitch and Related Equipment will be paid for out of the bond authorized April 15, 2013 for Highway Equipment.

Attached please find the proposed bid specifications for the 10' Dump Body, Trailer Hitch and Related Equipment. If you have any further questions, please do not hesitate to contact me.

Respectfully yours,

Daniel Amatura
Highway Superintendent
Town of Lancaster

DA/mb
Attachments

Cc: Dino Fudoli, Supervisor
John Dudziak, Town Attorney
Johanna Coleman, Town Clerk
David Brown, Director of Administration and Finance

RECEIVED
TOWN OF LANCASTER, NY
JUL 19 2013
JOHANNA M. COLEMAN
TOWN CLERK

TOWN OF LANCASTER, NEW YORK

SPECIFICATIONS

FOR

ONE NEW AND UNUSED 10' DUMP BODY, TRAILER HITCH AND RELATED EQUIPMENT

NOTICE TO BIDDERS:

Sealed bids will be received by the Town Clerk of the Town of Lancaster, or his designee, at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York, until 10:00 o'clock AM, local time, on Thursday, August 22, 2013 furnishing to the Town of Lancaster, the following equipment:

ONE NEW AND UNUSED 10' DUMP BODY, TRAILER HITCH AND RELATED EQUIPMENT

GENERAL SPECIFICATIONS:

TAX:

No federal, state, county, or local taxes are to be included in the purchase price. Purchases by the Town of Lancaster are exempt from these taxes.

PRICE:

Price shall be net, F.O.B. point of delivery, Town Highway Department Garage, 525 Pavement Road, Lancaster, New York 14086.

INFORMATION TO BE FURNISHED WITH BID:

Bidder must submit with his bid detailed specifications, circulars, and all other necessary data on the equipment he proposes to furnish.

INFORMATION TO BE FUNISHED BY SUCCESSFUL BIDDER:

The successful bidder, at time of delivery, must provide to the Town of Lancaster, a resume of specific specifications applicable solely to the equipment being delivered.

REJECTION OF BIDS:

The Town Board of the Town of Lancaster reserves the right to reject any or all bids and to waive any informalities.

QUALIFICATION OF BIDDERS:

No bid will be considered unless the firm submitting the bid is representative of a manufacturer who can meet the following conditions:

1) That it has in operation, a factory adequate for and devoted to the manufacture of the equipment, which it proposes to furnish.

2) That it has in operation, and has had at least twelve (12) months prior to the time of bid opening, a service facility within a reasonable distance of the using agency equipped with spare parts, which can be delivered and installed within twenty-four (24) hours.

3) That there are at least twenty-five (25) units of the type and size bid upon which have been in satisfactory operation for a period of one (1) year.

WITHDRAWAL OF BID:

No bidder may withdraw his bid within sixty (60) days after the opening thereof, but may withdraw at any time prior to the opening thereof.

BID SECURITY:

A certified check or bid bond, in an amount representing five percent (5%) of the "Gross Bid", to the Supervisor of the Town of Lancaster, shall accompany each bid.

DELIVERTY DATE:

Delivery date is to be not more than ninety (90) days from date of Contract Award. Bidder to state exception if any.

DELIVERY PLACE:

The equipment is to be delivered complete as per specifications to the Town of Lancaster Highway Department Garage, 525 Pavement Road, Lancaster, New York 14086.

ADDRESSING BIDS:

All bids shall be submitted in sealed envelopes, plainly marked "ONE NEW AND UNUSED 10' DUMP BODY, TRAILER HITCH AND RELATED EQUIPMENT" and addressed to:

Johanna Coleman, Town Clerk
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

BID FORM:

The "Bid Form" and "Specification Resume Form" (see attached sheets) must be filled out completely and accompany any and all bids. Failure to complete these forms shall be reason for disqualification.

WARRANTY:

The successful bidder shall provide a full one (1) year warranty from date of delivery, or manufacturer's standard warranty, whichever is greater. The warranty period shall not limit operating hours.

NON-COLLUSIVE BIDDING CERTIFICATE:

Each bid or proposal shall contain a Non-Collusive Bidding Certificate in accordance with Section 103-d of the General Municipal Law.

IMMUNITY WAIVER:

"The vendor hereby agrees, pursuant to the provisions of Section 103-a of the General Municipal Law, which requires that upon refusal of a person when called before a grand jury, head of a state department, temporary state commission or other state agency, the organized crime task force in the department of law, head of a city department, or other city agency, which is empowered to compel the attendance of witnesses and examine them under oath to testify in an investigation concerning any transaction or contract had with the state, any political subdivision thereof, public authority or with any public department, agency or official of the state or of any political subdivision thereof or of a public authority, to sign a waiver of immunity against subsequent criminal prosecution or to answer any relevant question concerning such transaction or contract".

a) Such person, and any firm, partnership or corporation of which he is a member, partner, director or officer shall be disqualified from thereafter selling to or submitting bids to or receiving awards from thereafter selling to or submitting bids to or receiving awards from or entering into any contracts with any municipal corporation or fire district, or any public department, agency or official thereof, for goods, work or services, for a period of five years after such refusal, and to provide also that

b) Any and all contracts made with any municipal corporation or any public department, agency or official thereof on or after the first day of July, 1959, or with any fire district or any agency or official thereof on or after the first day of September, 1960, by such person, and by any firm, partnership or corporation of which he is a member, partner, director or officer may be canceled or terminated by the municipal corporation or fire district without incurring any penalty or damages on account of such cancellation or termination, by any monies owing by the municipal corporation or fire district for goods delivered or work done prior to the cancellation of termination shall be paid."

EXTENSION OF CONTRACT

Bidder acknowledges that this bid may be extended to other municipalities, qualifying agencies or political subdivision as set forth under New York State General Municipal Law section (103), subdivision (3) section (1).

BID FORM

NAME OF
BIDDER: _____

ADDRESS OF
BIDDER: _____

We, the undersigned, agree to furnish as per specifications to the Town of Lancaster, New York:

ONE NEW AND UNUSED 10' DUMP BODY, TRAILER HITCH AND RELATED EQUIPMENT

FOR THE TOTAL SUM OF: $ _____

_____
TOTAL COST TO TOWN OF LANCASTER

A certified check or bid bond, in an amount representing five percent (5%) of the "Gross Bid" payable to the Supervisor of the Town of Lancaster is enclosed.

Attached, hereto, and separately executed is the Non-Collusive Bidding Certificate of the undersigned, and the Manufacturer's specifications.

Date this _____ day of

_____, 2013

_____
(Name of Bidder)

Signed _____
(Authorized Representative)

SEAL
OF CORPORATION

NON-COLLUSIVE BIDDING CERTIFICATION

By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in case of a joint bid, each party thereto certifies as to its own organization, under penalty of perjury, that to the best of his knowledge and belief:

1) The prices in this bid have been arrived at independently without collusion, consultation, communication or agreement, for the purpose of restricting competition, as to any matter relating to such prices with any other bidder or with any competitor.

2) Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the bidder and will not knowingly be disclosed by the bidder prior to opening, directly or indirectly, to any other bidder or to any competitor, and

3) No attempt has been made or will be made by the bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

_____

Bidder

TOWN OF LANCASTER HIGHWAY DEPARTMENT
SPECIFICATIONS FOR A NEW & UNUSED 10' DUMP BODY,
TRAILER HITCH AND RELATED EQUIPMENT

This equipment is to be installed on a Class 7 chassis with :
*** 31,000 lbs. GVW and approximately an 84 inch CA.**
*** Cummins ISB engine / Allison 3000RDS series transmission**
*** Horizontal exhaust on right side**

Description	Yes	No	Deviation or Comment
1. Crossmemberless Dump Body			
1.1. Body & hoist frame shall be constructed of 3/16" Grade 50 steel.			
1.2. Floor shall be constructed of 1/4" AR 400 steel.			
1.3. Body dimensions shall be: A. Length -10' inside			
B. Side & tailgate height -36-38"			
C. Front height - 48-52"			
D. Cab shield to extend 24" over cab			
1.4. Horizontal or vertical reinforcing bracing & walk/tie down rail on sides.			
1.5. **NO** sideboard pockets			
1.6. Reinforced tailgate with one center coal door.			
1.7. Double acting tailgate with chains.			
1.8. Tailgate latch to be air operated.			
1.9. 2 cutouts on each rear post for type 6000 stop,tail,turn & backup lights.			
1.10. A 6" bolt-on spreader plate to be installed.			
1.11. Cab shield shall clear cab by 4" & extend over cab 24".			
1.12. A heavy duty Class 40 underbody hoist frame shall be installed.			
1.13. Hoist frame shall be gusseted in corners.			
1.14. A double acting hoist cylinder shall be installed.			
1.15. 15 GPM PTO driven hydraulic pump			
1.16. Shall have an inline spin-on hydraulic filter.			
1.17. The hydraulic resevoir shall be mounted on the right side of the frame.			

Description	Yes	No	Deviation or Comment
1.18. Abrasion resistant hydraulic hoses securely installed.			
1.19. Rotating 7"x16" beacon mounted to the front center of the cab shield using a stainless steel self leveling bracket.			
1.20. LED lights and reflectors to be installed to Dot requirements.Connections to be coated with dielectric grease & sealed with heat shrink.			
1.21. Body props			
1.22. Mudflaps mounted front & rear of rear tires with anti-sail brackets front.			
1.23. Folding ladder on left front side of body			
1.24. Automatic Electric Tarp System			
2. Rear Hitch			
2.1. Mounting plate to be rate to pull a 15 ton load.			
2.2. 15 ton forged swivel pintle hook with a saddle height of 27 ".			
2.3. Two D-rings			
2.4. Hook for breakaway cable			
2.5. 7 pin trailer electrical connector mounted to upper left side of hitch plate.			
2.6. Chassis OEM rear lights mounted in upper section of hitch plate.			
3. Other Required Items			
3.1. Heavy duty electric brake controller installed in cab ready to work.			
3.2. Hoist, air gate and auto tarp controls to installed on tower mounted on cab floor within easy reach of driver.			
3.3. All components to be cleaned & primed with an epoxy primer.			
3.4. Imron Paint color on body shall match cab.			
3.5. Underside of body,hoist frame & rear hitch shall be painted Imron black.			
3.6. All moving parts shall be greaseable.			
3.7. Hydraulic filter number to be specified.			
3.8. ALL parts, service and operator's manuals on ALL components.			
3.9. One year written warranty on ALL components.			

TC 439
TB

GREAT FUTURES START HERE

July 15, 2013

RECEIVED
TOWN OF LANCASTER, NY
JUL 17 2013
SUPERVISOR

BOYS & GIRLS CLUBS OF BUFFALO

Boys & Girls Clubs of Buffalo
282 Babcock St.
Buffalo, NY 14210
Tel (716) 825-1016
Fax (716) 825-0243
www.bgcbuffalo.org

Officers
George W. Collins Jr., Esq.
Chief Volunteer Officer

Thomas R. Rybarczyk, CPA
Treasurer

Robert J. Fluskey Jr., Esq.
Secretary

Board of Directors
Joseph T. Beecher
Christopher B. Burke
Michael W. Burns, CFP
Arthur W. Cryer
Christine Dougherty
Paul Lamparelli
Arthur Marshall
Nicholas J. Paradiso III
Marc A. Romanowski, Esq.
Bruce Saunders
Richard Schneider
Patricia J. Zimmerman

Chief Professional Officer
Diane L. Rowe

Dino Fudoli, Town Supervisor
Town of Lancaster
21 Central Avenue
Lancaster, NY 14086

Dear Mr. Fudoli,

On Friday, August 16, 2013 the Boys & Girls Clubs of Buffalo & Western New York, WGRZ Channel 2 News and Walmart will team up to collect needed school supplies and backpacks at our annual ***2 Pack a Backpack School Supply Drive*** at nine (9) local Walmart stores across Buffalo and Western New York.

These school supplies and backpacks will be distributed to all Boys & Girls Clubs throughout Western New York that are in need of help. This year's goal is to fill 6,500 backpacks and with the help of our local businesses, we are sure to reach this goal.

This year we would like to once again include the Lancaster Walmart Store as a collection site for school supplies. When we met with the store manager, she advised us that we must obtain permission from the Town of Lancaster to hold a sidewalk event.

During this event we would like to set up on the Market & Pharmacy Side and have a pop up tent with tables, chairs & labeled grocery carts. In addition, we would like to have a hot dog sale from 11am – 3pm and the First Student school bus parked in Row 2 with a banner hung over the top of the bus promoting the 2 Pack A Backpack Supply Drive.

I will follow up with you next week. However, if you have questions please feel free to call me at 825-1016 ext. 221.

Thank you for your support in helping to make our ***2 Pack a Backpack School Supply Drive*** a huge success.

Sincerely,

Timothy G. Brennan
Chief Development Officer

07-22-13A10:55 RCVD

RECEIVED
TOWN OF LANCASTER, NY
JUL 22 2013
JOHANNA M. COLEMAN
TOWN CLERK

United Way

GREAT FUTURES START HERE.

438

Town of Lancaster

OFFICE OF THE SUPERVISOR
21 Central Avenue
Lancaster, New York 14086
(716) 683-1610
Fax (716) 683-0512

DINO J. FUDOLI
Supervisor

MEMO

To: John Dudziak, Esq., Town Attorney

From: Supervisor Dino Fudoli DJF/ls

Re: Meadow Lea Drive Parking

Date: July 22, 2013

In response to resident concerns regarding parking on Meadow Lea Drive and Donna Lea Drive during school hours, Lieutenant Ronald Rozler has made a recommendation to impose a two hour parking limit.

I respectfully request that you take the necessary steps to schedule a public hearing and prepare a resolution in support of this change in road signage.

Thank you for your prompt attention to this matter.

Enclosure

DJF/ls
Cc: Gerald Gill, Chief of Police
Marco Laurienzo, Police Captain
Ronald Rozler, Police Lieutenant
Town Board Members ✓
Daniel Amatura, Highway Superintendent

07-23-13A09:57 RCVD

RECEIVED
TOWN OF LANCASTER, NY
JUL 23 2013
JOHANNA M. COLEMAN
TOWN CLERK

439

COUNTY OF ERIE

MARK C. POLONCARZ
COUNTY EXECUTIVE

JOHN C. LOFFREDO, PE
COMMISSIONER

DEPARTMENT OF PUBLIC WORKS
RATH BUILDING 14TH FLOOR

TEL:716.858.8300
FAX: 716.858.8303

July 23, 2013

Ms. Harriet DiRienzo
Owner
A & A Painting
74 Creed Circle
Campbell, Ohio 44405

07-23-13P04:46 RCVD

RECEIVED
TOWN OF LANCASTER, NY
JUL 23 2013
JOHANNA M. COLEMAN
TOWN CLERK

Reference: **Pre-Construction/EEO Meeting**
Bridge Deck Sealing
Project No. FA-DECK SEALING-13; P.I.N. 5760.29
Various Towns
Erie County

Dear Sir:

The above-noted contract was awarded to your firm by the Erie County Legislature on July 18, 2013, and we have scheduled a Pre-Construction/EEO Meeting for Thursday, July 25, 2013, at 12:00 p.m. (noon) in the Highway Conference Room at 95 Franklin Street, Buffalo, New York, at which time all interested parties will exchange information and coordinate their activities with your operation. A qualified representative of your organization must be present to submit a list of material suppliers and subcontractors, update your prior schedule submission, discuss all phases of the project (including Apprenticeship Program and OSHA Safety Training Course) and be prepared to sign and seal the contract documents.

Please submit your insurance certificate and performance bond as soon as possible for review and approval by the County Attorney. Please note that the NYS Worker's Compensation Board and the NYS Insurance Department have determined that the only acceptable proof of insurance for Worker's Compensation is as follows:

- For Worker's Compensation coverage written through the State Insurance Fund, FORM U26.3 must be utilized;
- For Worker's Compensation coverage written through any other carrier, FORM C-105.2 must be utilized

The only acceptable proof for disability coverage in NYS is:

- FORM DB 120.1

The contractor shall also submit the site specific Health and Safety Plan. Additionally, the following forms must be submitted at this time: NYSDOT AAP-15 and NYSDOT AAP-35.

Upon approval of all required submittals and upon execution of the contract by Erie County, the County will issue you a Notice to Proceed. Please acknowledge receipt of this notice by contacting Edward J. Conboy, Jr., P.E., Project Manager, at 858-7801, and be prepared to name your representative who will attend this meeting.

Sincerely,

ERIE COUNTY DEPARTMENT OF PUBLIC WORKS

Charles A. Sickler, P.E.
Director of Engineering

CAS/EJC/cas

440

July 12, 2013

Town Board
Town Clerk
Highway Superintendent
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

Ladies and Gentlemen:

In consideration of a Retirement Agreement that I have executed this day, I hereby resign for purposes of retirement from my employment with the Town of Lancaster effective July 13, 2013.

Very truly yours,

Louis Cacciotti

RECEIVED
TOWN OF LANCASTER, NY
JUL 15 2013
JOHANNA M. COLEMAN
TOWN CLERK

441

July 14, 2013

Town Board
Town Clerk
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

Ladies and Gentlemen:

I hereby appoint Louis Cacciotti as Deputy Highway Superintendent effective July 14, 2013.

Very truly yours,

Daniel Amatura
Highway Superintendent

RECEIVED
TOWN OF LANCASTER, NY
JUL 15 2013
JOHANNA M. COLEMAN
TOWN CLERK

442

610 Columbia Ave.
Lancaster, NY 14086-1240
July 18, 2013

RECEIVED
TOWN OF LANCASTER, NY
JUL 24 2013
JOHANNA M. COLEMAN
TOWN CLERK

Honorable Lancaster Town Board
Town Hall
21 Central Ave.
Lancaster, NY 14086

Re: Refuse District

Dear Members of the Honorable Town Board:

07-24-13A11:36 RCVD

Following the July 1st, 2013 Town Board meeting, during which a Riemers Avenue couple expressed concern over an alleged rat problem in their neighborhood, a plethora of opinions have been offered in the press, online, etc. on the subject. The Riemers couple focused on required usage of either latched lids on garbage cans or totes. Recognizing the hardship that such a mandate would impose upon many handicapped residents in our community, I then mentioned to the Town Board that this subject was discussed numerous times in the past, including when the Refuse District was initially formed. Enclosed is copy of my September 27, 2006 note to the Town Board.

Simply put, many aged and/or handicapped residents- particularly those living alone are physically unable to handle either a tote or a covered can for curbside garbage collection, especially on windy winter days. An exemption should be applied to these individuals to enable them to remain living at home. Consequently, an alternate approach is required. **One successful method is for the resident to keep (especially the putrescible) garbage within properly covered containers inside his or her house, garage or vehicle until the day of scheduled pick up, and then only after 6 AM, deposit plastic garbage bag(s) at the curb for collection.** Use of plastic garbage bags is both a benefit to all residents as well as to collectors because such bags are easily handled and can be readily tossed onto the truck by collection personnel, thus reducing collection costs.

Totes and lidded cans are indeed beneficial in rat control; however, more rigorous additional measures are clearly required. As an example, a Depew resident living in very well-kept premises recently dug up a small hole in his rear yard and found several newly-born rats, despite the fact that he has been using a tote since last year. More rigorous added measures should include:

- Town monitoring on how garbage is stored outdoors prior to it being placed curbside or when it is placed at the curb is important. If garbage is allowed to remain outdoors for as much as a week in uncovered cans, or when curbside garbage (either in bags or cans- where tipping by raccoons can occur), food exposure to rodents is a given.

- Identifying and eliminating rat food sources, such as typical bird feeders, dog feces (both along the road right of way and on private property), litter in the form of uneaten fast food, plus improperly stored grease at restaurants and fast food establishments, etc.

Rats have been on earth for a long time and likely the best we can do is to control them. The required steps to accomplish this include enforcement of existing codes and continued education of the public.

-Cont'd-

-Cont'd-

Yours truly

Donald G. Symer

DGS/s

Encl

CC:

Supervisor D. Fudoli

Individual Town Board Members

J. Dudziak, Town Atty.

J. Simme / S. Pease, Bldg. Insp.

D. Horn, Dog Control Officer

610 Columbia Ave.
Lancaster, NY 14086-1240
September 27, 2006

-COPY-

Honorable Lancaster Town Board
Town Hall
21 Central Ave.
Lancaster, NY 14086

Re: Refuse District

Dear Members of the Honorable Town Board:

Enclosed is a copy of a March 16, 2006 Lancaster Bee article by Supervisor Giza, together with a September 19, 2006 Buffalo News article by Harold McNeil. I fully agree with the position taken by Mr. Giza with regard to totes. I drive into Buffalo several mornings each week and frequently observe their ineffectiveness. However, requiring Town residents outside both villages to place curbside garbage in covered cans is unwise for several reasons:

- In fifty plus years on Columbia Avenue, I have lost dozens of garbage cans on windy days and have never seen a rat in the area. Like most roads in the Town, Columbia is a virtual wind tunnel on such days. Blowing garbage cans and lids are a public safety hazard with vehicles trying to avoid them. This past Monday, with top wind speeds of only about 25 mph, a neighbor and I retrieved and returned several blowing cans to their owners.

- To effectively address a potential local rodent problem, the Town should instead focus on how garbage is stored outdoors prior to it being placed curbside. When garbage is allowed to remain outdoors for as much as six days per week and not in covered cans, food exposure to rodents is obvious. Use of covered cans should certainly be required at that time because rodents then have a very opportune time. Rodents don't limit their travel to within the confines of a highway right of way.

- Some residents routinely place their garbage bags at the curb as early as 9AM on Sunday, preceding scheduled pickup the following day and two days or more if the scheduled pickup happens to fall on a holiday. Placement of plastic bags should not be permitted at curbside before 6 AM on collection day. Enforcement of present rules would prevent unnecessary exposure to rodents, etc.

- Use of plastic garbage bags is both a benefit to the residents as well as to collectors. Bags are easily handled and can be readily tossed onto the truck by collectors. Conversely, use of cans requires additional moves and effort by collection personnel, thus adding to collection costs.

-continued-

I fully appreciate your efforts to head off a potential problem, but feel that to require covered cans at the curb in the Town would be both regressive and expensive to the taxpayers

Yours truly,

Donald G. Symer

Donald G. Symer

Encl

CC:

Individual Town Board Members
Richard Sherwood, Esq, Town Attorney
Stanley J. Keysa, Esq. (Chmn of District's Formation Committee)

Town of Sardinia

12320 Savage Road
PO. Box 219
Sardinia, NY 14134
Tel. (716) 496-8900
Fax (716) 496-8917

Supervisor: Mary L. Hannon
Councilmen: Cheryl L. Earl
Daniel L. Miller
David L. Montgomery
Douglas J Morrell
Town Clerk: Betsy A. Marsh
Hwy. Supt.: Donald W. Hopkins

TO WHOM IT MAY CONCERN:

I hereby certify that at a meeting of the Sardinia Town Board, held at the Town Hall in the Town of Sardinia on the 11th day of July 2013, a resolution was adopted of which the following is a true copy.

Present:
Councilmen Cheryl Earl
Councilmen Daniel Miller
Councilmen David Montgomery
Councilmen Douglas Morrell
Supervisor May Hannon

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TOWN OF LANCASTER, NY
JUL 24 2013
JOHANNA M. COLEMAN
TOWN CLERK

Resolution introduced by Earl, seconded by Miller
Upon roll call vote, Earl, aye, Miller, aye, Montgomery, aye, Morrell, aye, Hannon, aye

RESOLUTION # 47-2013
APPROVAL TO SUPPORT
RESOLVING ISSUES OF CONTRACT BETWEEN ERIE COUNTY DEPARTMENT OF PUBLIC WORKS AND 25 TOWNS IN ERIE COUNTY FOR SNOWPLOWING DE-ICING SERVICES

WHEREAS, the Town of Sardinia recognizes that plowing and de-icing the town, as well as county roads, is in the best interest and safety of its residents, and

WHEREAS, Erie County and the 25 towns within the county have negotiated contracts which assure that the majority of the county roads within the towns would be maintained according to the same snow and ice control methods used on al town roads, and

WHEREAS, such methods have been approved by the Erie County Department of Public Works, and

WHEREAS, in the past, all costs of manpower, equipment, and materials have been calculated to the satisfaction of all parties, and

WHEREAS, any issues that have arisen during snow and ice control in previous years have been resolved by all parties involved, and

WHEREAS, a new contract between the Towns and Erie County is currently being negotiated, and

WHEREAS, on March 20, 2013, there was a tentative agreement between the towns and Erie County which included a 3-year term with an annual increase of 5.0% as was past practice, and

WHEREAS, this agreement was considered fair and within the budgeting confines of Erie County, and

WHEREAS, ON April 16, 2013, Erie County made a counter proposal to increase the contract from 3 years to 5 years and to reduce the monetary increase to 0.5% and

WHEREAS, the county proposed rate is one the towns cannot afford, and

WHEREAS, the budgetary planning for 2014 is going to be starting in many municipalities, and

WHEREAS, the deadline for towns to order road salt de-icer is now past,

NOW, THEREFORE, BE IT RESOLVED, that the Town of Sardinia calls on the Erie County Executive and the Erie County Legislature to help resolve the issue between the Erie County Department of Public Works and the 25 towns within the County of Erie with regards to snow removal and de-icing of county roads within the towns that is fair and equitable to all parties, and

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Sardinia is to transmit copies of this resolution to Erie County Mark Poloncarz, Erie County Legislator John Mills, Erie County Legislature Chairwoman Betty Jean Grant, and Erie County Department of Public Works Commissioner John Loffredo, and the other towns within Erie County.

Town of Collins – Erie County, N. Y.

14093 MILL STREET
PO BOX 420
COLLINS, NY 14034-0420
716 532-4887

State of New York }
County of Erie } ss:
Town of Collins }

RECEIVED
TOWN OF LANCASTER, NY
JUL. 24 2013
JOHANNA M. COLEMAN
TOWN CLERK

RESOLUTION # 2013 - 174

I, Becky Jo Summers, Town Clerk of the Town of Collins, Erie County, New York, do hereby certify that at a Regular Meeting of the Town Board of the aforesaid town, held on the 8th of July, 2013, at the Collins Town Hall, 14093 Mill Street, Collins, New York the following is a true and correct transcript of the aforementioned meeting, which was called, constituted and duly posted for the public. This excerpt from said original minutes, the whole thereof, and the resolution which was duly adopted by said Town Board, is on file in my office, every member present therefore, to wit:

Motion made by Supervisor Tessmer, seconded by Councilman Clark that the following resolution is:

ADOPTED Aye 5 Martin, Stelley, Gaylord, Clark, Tessmer
Nay 0

WHEREAS, THE Town of Collins recognizes that plowing and de-icing Town, as well as County roads, is in the best interest and safety of its residents, and

WHEREAS, Erie County and the 25 towns within the County have negotiated contracts which assure that the majority of the county roads within the towns would be maintained according to the same snow and ice control methods used on all Town roads, and

WHEREAS, these methods have been approved by the Erie County Department of Public Works, and

WHEREAS, in the past, all costs of manpower, equipment, and materials have been calculated to the satisfaction of all parties, and

WHEREAS, an issues that have arisen during snow and ice control in previous years have been resolved by all parties involved, and

WHEREAS, a new contract between the Towns and Erie County is currently being negotiated, and

WHEREAS, on March 20, 2013, there was a tentative agreement between the Towns and Erie County which included a 3-year term with an annual increase on 5% as was past practice, and

WHEREAS, this agreement was considered fair and within the budgeting confines of Erie County, and

WHEREAS, on April 16, 2013, Erie County made a counter proposal to increase the contract from 3 to 5 years and reduce the monetary increase to 0.5%, and

WHEREAS, the Country propose rate is one the Towns cannot afford, and

WHEREAS, the budgetary planning for 2014 will be starting soon in many municipalities, and

WHEREAS, the deadline for Towns to order road salt is now past.

NOW, THEREFORE BE IT RESOLVED, that the Town of Collins calls on the County Executive and the Erie County Legislature to help resolve the issue between the Erie County Department of Public Works and the 25 towns within Erie County with regard to snow removal and de-icing of County roads that is fair and equitable to all parties, and

BE IT FURTHER RESOLVED that the Town Clerk of the Town of Collins is to transmit copies of this resolution to Erie County Executive Mark Poloncarz, Erie County Legislator John Mills, Erie County Legislature Chairwoman Betty Jean Grant, and Erie County Department of Public Works Commissioner John Loffredo, and the other towns within Erie County.

State of New York }
County of Erie } ss:
Town of Collins }

This is to certify that I, Becky Jo Summers, Town Clerk of the Town of Collins, in said County of Erie, New York, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Collins in said County of Erie, on Monday, July 8, 2013, and that the same is a correct and true transcript of such original resolution and the whole thereof.

Seal

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town on Thursday, July 11, 2013.

Becky Jo Summers

Becky Jo Summers
Town Clerk, Town of Collins, NY

Town of Lancaster

OFFICE OF THE SUPERVISOR
21 Central Avenue
Lancaster, New York 14086
(716) 683-1610
Fax (716) 683-0512

DINO J. FUDOLI
Supervisor

July 23, 2013

David R. Christopher, PE
NYSDOT - North Erie Region
11 Indian Road
Depew, NY 14043

Gary Zawodzinski
Erie County Highway Department
5105 Salt Road
Clarence, NY 14031

Daniel Amatura
Highway Superintendent
Town of Lancaster
525 Pavement Road
Lancaster, NY 14086

Re: Town Resident Complaint

Gentlemen:

A Town resident paid a visit to my office yesterday to register a complaint with the Town regarding the maintenance of bike lanes on roadways in the Town of Lancaster. The gentleman rides his bicycle to work almost daily and he is concerned about gravel and stone in the bike lanes being a hazard.

The specific roads he has concerns about are:

Walden Avenue	Townline Road	Schwartz Road
	Pavement Road	Hall Road

As maintenance of these roadways is the responsibility of various agencies, I am notifying the New York State Department of Transportation, the Erie County Highway Department and the Town of Lancaster Highway Department of these concerns.

Should you have any questions or if I can be of further assistance, please feel free to call my office at 683-1610. Thank you.

Sincerely,

Dino J. Fudoli
Supervisor

07-24-13P03:39 RCVD

Cc: Honorable Town Board
Johanna M. Coleman, Town Clerk
John Dudziak, Town Attorney

RECEIVED
TOWN OF LANCASTER, NY
JUL 24 2013
JOHANNA M. COLEMAN
TOWN CLERK

VILLAGE OF LANCASTER, NY

July 8, 2013

OFFICIAL MEETING MINUTES

The regular meeting of the Village of Lancaster Board of Trustees was held in the Municipal Building Council Chambers, 5423 Broadway, Lancaster, NY, on Monday, July 8, 2013, at 7:00 P.M.

RECEIVED
TOWN OF LANCASTER, NY
JUL 25 2013
JOHANNA M. COLEMAN
TOWN CLERK

Special Attorney Paul Weiss led the pledge to the flag.

MEETINGS TO DATE	**7**
NO. OF REGULARS	**6**
NO. OF SPECIALS	**1**

Attendance:

		Attended / Absent
Paul M. Maute	**Mayor**	5 / 2
Kenneth L. O'Brien III	**Trustee / Deputy Mayor**	6 / 1
Dawn M. Robinson	**Trustee**	7 / 0
William C. Schroeder	**Trustee**	7 / 0
Russell W. Sugg	**Trustee**	7 / 0

Also Present:

Michael E. Stegmeier	**Clerk – Treasurer**
Paul D. Weiss	**Special Attorney**
William G. Cansdale	**DPW Superintendent**
Jeffrey Stribing	**Director of Community Development**
James Allein	**Planning Commission Chairperson**
Ryan McNichol	**Code Enforcement Officer**
Dawn Gaczewski	**Special Events**

Motion by **Trustee O'Brien** and seconded by **Trustee Schroeder** to accept the minutes of the June 24, 2013 regular meeting.

Adopted Resolution: **168** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

ABSTRACT OF AUDITED VOUCHERS

Motion by **Trustee Robinson** and seconded by **Trustee O'Brien** that the Treasurer be authorized to pay, from the vouchers, all the claims against the GENERAL, WATER, SEWER, TRUST, CAPITAL, EQUIPMENT RESERVE, COMMUNITY DEVELOPMENT and SPECIAL REPAIR RESERVE FUNDS for the period from 6/25/13 to 7/8/13.

Further, that the report of the Finance Committee be accepted from the abstract of the audited vouchers, a total of 128 claims were approved, and that all claims were paid against the:

GENERAL FUND	**in the amount of**	**$**	165,393.83
WATER FUND	**in the amount of**	**$**	--
SEWER FUND	**in the amount of**	**$**	20,148.49
TRUST FUND	**in the amount of**	**$**	3,648.31
CAPITAL FUND	**in the amount of**	**$**	--
EQUIPMENT RESERVE	**in the amount of**	**$**	--
COMMUNITY DEVELOPMENT	**in the amount of**	**$**	--
SPECIAL REPAIR RESERVE FUND	**in the amount of**	**$**	--

For the period from 6/11/13 To 6/24/13

Claims that were processed and paid are identified by the following check numbers:

General Fund checks # 76578 through # 76659
Sewer Fund checks # 10229 through # 10234
Trust Fund checks # 2155 through # 2156

Adopted Resolution: **169** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

CORRESPONDENCE:

Motion by **Trustee O'Brien** and seconded by **Trustee Robinson** to approve the permanent appointment of Jonathan Stoldt as a Laborer for the Department of Public Works based upon the successful completion of his probationary period on June 25, 2013, per the recommendation of Superintendent Cansdale.

Correspondence was received from Superintendent Cansdale recommending Mr. Stoldt for permanent appointment to the Department of Public Works.

Adopted Resolution: **170** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

Motion by **Trustee Schroeder** and seconded by **Trustee Robinson** to approve the permanent appointment of Michael Krafchak as a Laborer for the Department of Public Works contingent upon the successful completion of his probationary period ending on July 18, 2013, per the recommendation of Superintendent Cansdale.

Correspondence was received from Superintendent Cansdale recommending Mr. Krafchak for permanent appointment to the Department of Public Works.

Adopted Resolution: **171** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

Motion by **Mayor Maute** and seconded by **Trustee Sugg** to receive and file correspondence from Joe Argentieri, 40 Park Boulevard, stating his concerns for the safety of children on the street and requesting the installation of stop signs to reduce the speed of traffic; and further to refer this matter to the Public Safety Committee for review.

Adopted Resolution: **172** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

Motion by **Trustee Schroeder** and seconded by **Trustee Sugg** to grant permission to the American Legion Depew Post No. 1528 to install an American Legion memorial plaque in Veterans' Park at no cost to the village, and further directing the Department of Public Works to provide assistance for this project.

Correspondence was received from Commander Jacob E. Schu from the American Legion Depew Post requesting permission to install the memorial plaque in Veterans' Park.

Adopted Resolution: **173** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

RESOLUTIONS:

Motion by **Trustee O'Brien** and seconded by **Trustee Schroeder** authorizing Mayor Maute to sign and execute an agreement with Drescher & Malecki, LLP for services to perform an independent audit of the financial statements for the fiscal year ended May 31, 2013.

Adopted Resolution: **174** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

Motion by **Trustee O'Brien** and seconded by **Trustee Schroeder** to adopt the following resolution:

WHEREAS there has been proposed a "NEW YORK STATE MUNICIPAL WORKERS' COMPENSATION ALLIANCE PLAN DOCUMENT" pursuant to Section 50 3-a of the Workers' Compensation Law (hereinafter "the Plan"); and

WHEREAS the Village of Lancaster is eligible for membership in the Plan; and

WHEREAS the Village of Lancaster has made an independent investigation of the Plan and reviewed the Plan document, and has concluded that it would be in the interests of the Village of Lancaster to participate therein; now, therefore, be it

RESOLVED that the Village of Lancaster, at its June 24, 2013 board meeting, has authorized to enter into membership in the Plan pursuant to Section 50 Subdivision 3-a of the Workers' Compensation Law; and be it further

RESOLVED that Mayor Maute be and hereby is authorized and instructed to execute the Plan's charter document on behalf of the Village of Lancaster; and be it further

RESOLVED that the custody of all joint Plan moneys by the Plan Administrator under the Plan be and the same hereby is approved.

Adopted Resolution: **175** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

Motion by **Trustee Robinson** and seconded by **Trustee O'Brien** to adopt the following resolution:

RESOLVED that the Village of Lancaster hereby elects, pursuant to Subdivision 3-a of Section 50 of the Workers' Compensation Law, to become a self-insurer as to Workers' Compensation claims against this Municipality; and be it further

RESOLVED that pursuant to Section 50 Subdivision 3-a of said Workers' Compensation Law, notice of such election shall be filed forthwith with the Chairperson of the Workers' Compensation Board, Self-Insurance Section; and be it further

RESOLVED that this election shall become effective on July 1, 2013.

Adopted Resolution: **176** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

BUILDING PERMITS:

Motion by **Trustee Sugg** and seconded by **Trustee O'Brien** to accept the report of building permits issued by the Town of Lancaster Building Department for properties within the Village of Lancaster as follows:

PERMIT NO	LAST NAME	ADDRESS	PURPOSE OF PERMIT
13-21698	Adolf	32 Carter St	Fence
13-21703	White	14 Garfield St	Roof
13-21704	Smith	2082 Como Park Blvd	Roof
13-21708	Adamec	14 Wilkshire Pl	Roof
13-21711	Gummo	70 Doris Ave	Fence
13-21717	Sunoco Inc.	5424 Broadway	Pole Sign
13-21721	Rupp	126 Albert Dr	Fence
13-21722	Injaychock	122 Albert Dr	Fence
13-21729	Clark	129 Lake Ave	Roof
13-21730	Tutak	53 Robert Dr	Residential Addition
13-21746	Benaglio	15 Court St	Fence
13-21754	Miller	270 Aurora St	Fence
13-21770	Pempsell	12 Brady Ave	Roof
13-21773	Urban	76 Wilkshire Pl	Roof
13-21777	McIntyre	77 St. John St	Roof
13-21781	Brodziak	49 Southwest Pkwy	Generator

Adopted Resolution: **177** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

AUDIENCE PARTICIPATION:

Paul Nosbisch, Jr. – 31 Newell Avenue: He commented on the proposed expansion of the Buffalo Lancaster Regional Airport that was discussed at a public hearing held by the Town of Lancaster Board. He submitted and reviewed a resource guide for "Aircraft Fire Fighting & Rescue". He is concerned with the flight path of planes over the village and the ability to respond to an aircraft emergency. There are financial considerations that may prohibit the purchase of proper equipment needed to handle such emergencies.

Trustee Schroeder commented on provisions that are in place to respond to an aircraft disaster. There is a response plan with the Buffalo Niagara International Airport which has the appropriate safety materials on hand to deal with a plane crash.

Trustee Robinson will research the steps that have been implemented following a plane crash in Clarence that occurred a few years ago.

Nancy Volpe – 89 Wilma Drive: She stated concerns related to the carnival ride company at the 4th of July celebration. Some rides were rusty and she noticed smoke from a belt under a ride while it was operating with passengers. She was concerned for the safety of children during the event. She also witnessed that teenagers were not allowed to exit the Ferris wheel when they indicated that their cart was not latched properly.

Trustee Robinson stated that there was a post-meeting and she received many complaints regarding the ride company.

Trustee Schroeder indicated that the Code Enforcement Officer (Doug Lahnen) was on site and that violations were issued as appropriate. The Ferris wheel was shut down immediately when the safety issue was identified.

COMMITTEE REPORTS & FOLLOW UPS:

➢ **FINANCE & CLAIMS** – Trustee Robinson

No report.

➢ **PUBLIC WORKS** – Trustee Schroeder

The new sidewalk plow was delivered last week. The department is still working on specifications for two (2) new medium dump trucks to pull the leafers.

The milling of streets will take place on July 15th and paving will be done on July 18 – 26 according to the street paving schedule.

The Department of Public Works employees were commended for their efforts during the Independence Days event.

➢ **PUBLIC SAFETY** – Trustee Robinson

She received a report on the street lighting inventory from Code Enforcement Officer Doug Lahnen. He will continue to follow up with NYSEG to verify the inventory and identify cost savings to the village.

There is a light missing at Broadway and Aurora Street from a prior accident a few years ago. The light was not replaced following the accident investigation and follow up. There will be a review of the insurance claim history to identify funds received to replace the light.

The Town of Lancaster held a public hearing on July 1st to discuss issues related to the Lancaster Airport. Trustee Sugg and Fire Chief Kuhlmey attended the public hearing. Email correspondence was submitted from Fire Chief Kuhlmey stating that public safety risks will need to be evaluated in the event of any future expansions at the airport.

➢ **BUILDING, LIGHTS & CODES** – Trustee Sugg

Motion by **Trustee O'Brien** and seconded by **Trustee Robinson** to cancel the next regular board meeting scheduled for Monday, July 22, 2013 at 7:00 p.m.

Trustee Sugg noted that a Building, Lights & Codes Committee meeting was scheduled to take place on the same night prior to the board meeting.

Adopted Resolution:	**178**	Ayes:	Mayor Maute, Trustees O'Brien, Robinson, and Schroeder
		Noes:	Trustee Sugg

The committee meeting scheduled for July 22nd was rescheduled to Monday, August 12th at 5:30 p.m. prior to the board meeting.

Trustee Sugg questioned the status of signs directing motorists to public parking lots in the village.

The Department of Public Works is working to get these parking lot signs erected. Superintendent Cansdale will provide an update at the next meeting.

➢ **HUMAN RESOURCES** – Trustee O'Brien

Motion by **Trustee O'Brien** and seconded by **Trustee Robinson** to appoint Karl Schurkus, Jr. to the position of Automotive Mechanic I, effective on July 9, 2013, in accordance with the terms of the collective bargaining agreement and per the recommendation of DPW Superintendent Cansdale.

Adopted Resolution: **179** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

➢ **COMMUNITY EVENTS** – Trustee Schroeder

He provided an update on the 4th of July celebration. It was a successful event and there was a good turnout in the community. There was a positive response for the Events Director who organized the event for the first time.

➢ **ECONOMIC DEVELOPMENT** – Trustee Sugg

No report.

➢ **SEWER** – Trustee O'Brien

No report.

DEPARTMENT HEAD REPORTS & FOLLOW UPS:

➢ **ATTORNEY** – Paul D. Weiss (Special Attorney)

No report.

➢ **COMMUNITY DEVELOPMENT** – Jeff Stribing

He commented on the signs for the Clark Street parking lot and the types of signs that are required in the Central Business District.

He received interest from an artisan gallery and an entrepreneurship program to occupy space within the LVP Complex owned by the Community Development Corporation.

There is a pre-bid meeting for contractors on Wednesday, July 10th at 10:00 a.m. related to the demolition of sections of the LVP Complex. The sealed bids are due on July 18th and he expects to award the contract by the end of the month.

➢ **CODE ENFORCEMENT OFFICER** – Ryan McNichol

No report.

➢ **SPECIAL EVENTS** – Dawn Gaczewski

She reported on the 4th of July event and commended the former Events Director for the quality of entertainment and fireworks that were contracted for the event prior to her start date.

She is working to finalize the activities for the Arts in the Village and Taste of Lancaster events.

➢ **PLANNING COMMISSION** – James Allein

No report.

➢ **DPW** – William Cansdale

Motion by **Trustee Schroeder** and seconded by **Trustee O'Brien** authorizing a formal thank you to the NYS Department of Environmental Conservation for its prompt response trimming down grass along the creek bank prior to the 4th of July event to provide a viewing area for residents during the fireworks display.

Adopted Resolution: **180** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

Superintendent Cansdale stated his displeasure with the anonymous comments that are published in the local newspapers without verification. There are hardships dealing with residents who accept these comments as fact when they may be incorrect. He recommends that the Village Board should consider responding to these comments through social media and the village website.

One of the college students hired as summer help did not respond to the DPW office. The Village Board may consider other candidates to fill the position dependent upon available work.

Paul Welker (96 Bowen Avenue) and Paul Nosbisch, Jr. (31 Newell Avenue) stated their support of the Department of Public Works and commented on the positive efforts to respond to residents' concerns.

➢ **VILLAGE CLERK-TREASURER** – Michael E. Stegmeier

Motion by **Trustee Schroeder** and seconded by **Trustee O'Brien** authorizing Mayor Maute to sign and execute an agreement with TechNet Task Group for backup and disaster recovery services for the computer network server including off-site virtualization, technical support, and account management through a Datto ALTO Small Business Data Protection plan with a maximum cost of $275.00/ month.

Adopted Resolution: **181** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

The NYS Office of Parks, Recreation and Historic Preservation (SHPO) has awarded a $10,000 grant to the Village of Lancaster through the Certified Local Government (CLG) Program to support work on a National Register District Nomination project. A proposed budget was presented which includes a village match of $10,000 to cover 50% of the total cost of the project. There was no objection to the proposed budget, and SHPO will move forward to prepare contract documents for the grant program.

Interviews are taking place for the part-time office / billing clerk. He will provide a recommendation prior to the end of the month.

He will be attending the Cornell Municipal Clerks Institute from July 14 – 18. It will be his 5th year at the Institute and his 2nd year in the Masters program. He will be available in the office on Friday, July 19th to address any issues that may arise during the week.

MISCELLANEOUS:

Mayor Maute is working on a proposal to raise fines for parking violations after having discussions with the Town Police Department. He will be reviewing the issue with the Village Attorney prior to consideration by the Village Board.

A graffiti program is being developed for community service with the assistance of the Town Police Department.

ADJOURNMENT:

Motion by **Mayor Maute** and seconded by **Trustee Schroeder** to adjourn the meeting at 8:06 p.m. in memory of Patty Young, Shirley Wulf, Allie Luedke, and June Pajak.

Adopted Resolution: **182** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

Respectfully submitted,

Michael E. Stegmeier
Village Clerk – Treasurer

447

Town of Lancaster

OFFICE OF THE TOWN ATTORNEY
21 Central Avenue
Lancaster, New York 14086
PHONE: (716) 684-3342
FAX: (716) 681-7475

JOHN M. DUDZIAK
Town Attorney

MEMO

To: Supervisor, Town Board Members, Planning Board Members, Building Inspector, Town Engineer and Town Clerk

From: John M. Dudziak, Town Attorney

Date: July 25, 2013

Subject: **SEQR Review – Site-Plan**; Mays' Tree Service Addition, 73 Cemetery Rd. Project # 1368

PLEASE NOTE:

There will be a SEQR Review on the above-referenced project on Monday **August 5, 2013** at 6:15 P.M. in the Town Hall located at 21 Central Avenue, Lancaster, New York.

If you have any questions please feel free to this office.

John M. Dudziak, Esq.
Town Attorney
JMD:lb
Encs.
CC: Clyde Mays

RECEIVED
TOWN OF LANCASTER, NY
JUL 25 2013
JOHANNA M. COLEMAN
TOWN CLERK

07-25-13P04:37 RCVD

448

JOHANNA M. COLEMAN, TOWN CLERK
TOWN OF LANCASTER
21 CENTRAL AVE.
LANCASTER, N.Y. 14086
AREA CODE 1-716 683-9028

COPY

July 26, 2013

Buffalo News
Lancaster Correspondent
1 News Plaza
Buffalo, New York 14240

Lancaster Bee
5564 Main St
Williamsville, New York 14221

Lancaster Source
75 Boxwood Lane
Cheektowaga, New York 14227

COPY

NOTICE OF SPECIAL MEETING OF THE TOWN BOARD AND PLANNING BOARD OF THE TOWN OF LANCASTER

Notice is hereby given that the Municipal Review Committee, comprised of the Town Board and the Planning Board of the Town of Lancaster, will hold a meeting on Monday August 5, 2013 at 6:15 P.M. at the Town Hall, 21 Central Avenue, Lancaster, New York for the SEQRA review of the Site Plan for May's Tree Service Addition, 73 Cemetery Road, Lancaster, New York.

Thank you for your cooperation in disseminating this information to the public. Please call me at 683-9028 if you have any questions.

Sincerely yours,

OFFICE OF THE TOWN CLERK

COPY

Johanna M. Coleman, Town Clerk

JMC/dt

cc: Town Board

NOTE: Post on Town Clerk's Bulletin Board

COPY COPY

RECEIVED
TOWN OF LANCASTER, NY
JUL 26 2013
JOHANNA M. COLEMAN
TOWN CLERK

STATE OF NEW YORK)
COUNTY OF ERIE)
TOWN OF AURORA)

I, Martha L. Librock, Town Clerk of the Town of Aurora, Erie County, New York, do hereby certify that at a regular meeting of the Town Board of aforesaid town, on the 22nd day of July , 2013, at Town Hall Auditorium, 300 Gleed Avenue, East Aurora, New York, the following resolution was adopted, every member present voting therefore, to wit:

Councilman Collins moved to adopt the following resolution; seconded by Councilwoman Friess:

ERIE COUNTY SNOW PLOW RESOLUTION

WHEREAS, The Town of Aurora recognizes that plowing and de-icing town, as well as county roads, is in the best interest and safety of its residents, and

WHEREAS, Erie County and the 25 towns within the county have negotiated contracts which assure that the majority of the county roads within the towns would be maintained according to the same snow and ice control methods used on all town roads, and

WHEREAS, such methods have been approved by the Erie County Department of Public Works, and

WHEREAS, in the past, all costs of manpower, equipment, and materials have been calculated to the satisfaction of all parties, and

WHEREAS, any issues that have arisen during snow and ice control in previous years have been resolved by all parties involved, and

WHEREAS, a new contract between the Towns and Erie County is currently being negotiated, and

WHEREAS, on March 20, 2013, there was a tentative agreement between the towns and Erie County which included a 3 year term with an annual increase of 5.0% as was past practice, and

WHEREAS, this agreement was considered fair and within the budgeting confines of Erie County, and

WHEREAS, on April 16, 2013, Erie County made a counter proposal to increase the contract from 3 years to 5 years and to reduce the monetary increase to 0.5%, and

WHEREAS, the county proposed rate is one the towns cannot afford, and

WHEREAS, the budgetary planning for 2014 is going to be starting in many municipalities, and

WHEREAS, the deadline for towns to order road salt de-icer is now.

NOW THEREFORE BE IT RESOLVED, that the Town of Aurora call on the Erie County Executive and the Erie County Legislature to help resolve the issue between the Erie County Department of Public Works and the 25 towns within the County of Erie with regards to snow removal and de-icing of county roads within the towns that is fair and equitable to all parties, and

BE IT FURTHER RESOLVED that the Town Clerk of the Town of Aurora is to transmit copies of this resolution to Erie County Executive Mark Poloncarz, Erie County Legislator Joseph Lorigo, Erie County Legislature Chairwoman Betty Jean Grant, and Erie County Department of Public Works Commissioner John Loffredo, and the other towns within Erie County.

Duly adopted this 22nd day of July, 2013 by the following vote:
Ayes – five Noes – none

* * * * *

I do further certify that I have compared the foregoing with the original minutes of the regular meeting of the Town Board of said Town held on the 22nd day of July, 2013, and the foregoing is a true and correct transcript of said original minutes and the whole thereof, and that the resolutions duly adopted by the said Town Board are on file in my office.

I do further certify that the following members of the Town Board were present at such meeting, namely:

James F. Collins, Councilman
James J. Bach, Councilman
Jeffrey T. Harris, Councilman
Susan A. Friess, Councilwoman
Jolene M. Jeffe, Supervisor

Being the persons constituting said Town Board of the Town of Aurora, Erie County, New York.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the said Town of Aurora, Erie County, New York, this 25d day of July, 2013.

Martha L. Librock
Town Clerk

SEAL

Town of Lancaster

BUILDING DEPARTMENT
21 CENTRAL AVENUE
LANCASTER, NEW YORK 14086
716-684-4171
FAX 685-5317

JEFFREY H. SIMME, CCI
Building & Zoning Inspector

TOWN BOARD
Supervisor
Dino J. Fudoli

Councilmembers
John M. Abraham, Jr.
Mark S. Aquino
Ronald Ruffino, Sr.
Donna G. Stempniak

MEMO

TO: Planning Board Members

FROM: Jeffrey H. Simme, Code Enforcement Officer

DATE: July 24, 2013

RE: Preliminary Plat for Hidden Pines Subdivision, Ph2
22 Single Family Homes
Project #2513
Property located S. of Branch Way

Transmitted is an "Application for Approval of Subdivision Preliminary Plat" for the above referenced subdivision.

Transmitted, also, is a Preliminary Plat Plan for this subdivision prepared by Greenman – Pedersen, Inc., dated June 23, 2013.

This preliminary plat plan has been reviewed and my findings are that the plan is in compliance with all applicable codes.

I am sending a copy of this memorandum and its attachments to the officials, boards and members listed below with a request for their review and comments. I am also requesting that your comments be in writing and directed to Neil Connelly, Planning Board Chairman, 2255 Como Park Blvd., Lancaster, New York 14086 within 10 days, with a copy of the comment letter to this office and the Town Clerk for charting purposes.

cc: Dino J. Fudoli, Supervisor (Encl.)
Council Members (Encl. 4)
Johanna M. Coleman, Town Clerk (Encl.)
John M. Dudziak., Town Attorney (Encl. 7)
Gerald Gill Jr., Police Chief (Encl.)
Town Assessor (Encl.)
Bob Harris, Engineer (Encl.)
Terrence McCracken, General Crew Chief (Encl.)

07-26-13A10:16 RCVD

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Daniel Amatura, Highway Superintendent (Encl.)
Fire Chief, (Encl.)
Michael Alspaugh, Erie County Dept. of Planning (Encl.)
U.S. Post Office (Encl.)
Lancaster School District (Encl. 2)
LVAC (Encl.)

SITE PLAN OR ZONING REFERRAL TO COUNTY OF ERIE, N.Y. AND REPLY TO MUNICIPALITY

DO NOT WRITE IN THIS SPACE

Case No.: _____

Received: _____

Note: Please complete in triplicate. Send original and one copy (with attachments) to Erie County Division of Planning, Room 1053, 95 Franklin Street, Buffalo, N.Y. 14202 Retain last copy for your files.

The proposed action described herein is referred in accordance with the provisions of the General Municipal Law, which provides that if no reply is received in 30 days after receipt of full information including a SEQR EAF if applicable, the municipal agency may take final action without considering such reply. If, however, reply is received at any time prior to municpal action, such reply must be considered.

Description of Proposed Action

1. Name of Municipality: Town of Lancaster
2. Hearing Schedule: Date 8/7/13 Time 8:00 Location 21 Central Ave.
3. Action is before: ☐ Legislative Body ☐ Board of Appeals ☒ Planning Board
4. Action consists of: ☐ New Ordinance ☐ Rezone/Map Change ☐ Ordinance Amendment
   ☐ Site Plan ☐ Variance ☐ Special Use Permit ☐ Other
5. Location of Property: ☐ Entire Municipality ☐ Specific as follows S. of Branch Way Lancaster, NY 14086 (Location/Sketch Map Required)
6. Referral required as site is within 500' of: ☐ State or County Property/Institution ☒ Municipal boundary ☐ Farm Operation located in an Agricultural District
   ☐ Expressway ☐ County Road ☐ State Highway ☐ Proposed State or County Road, Property, Building/ Institution, or Drainageway
7. Proposed change or use (be specific): Preliminary Plat - 22± Lots (Single Family)
8. Other remarks: (ID#, SBL#, etc.) _____
9. Submitted by: Jeff Simme, Supervising Code Enforcement (Name & Title) 7/25/13 (Date)
   21 Central Ave, Lancaster, NY 14086 (Mailing Address-Please include zip code)

Reply to Municipality by Erie County Division of Planning

Receipt of the above-described proposed action is acknowledged on _____. The Division herewith submits its review and reply under the provisions of applicable state and local law, based on the information submitted with this referral.

RECEIVED
TOWN OF LANCASTER, NY
JUL 26 2013
JOHANNA M. COLEMAN
TOWN CLERK

1. ☐ The proposed action is not subject to review under the law.
2. ☐ Form ZR-3, **Comment on Proposed Action**, is attached hereto.
3. ☐ The proposed action is subject to review; the Division makes the recommendation shown on Form ZR-4, **Recommendation on Proposed Action**, which is attached hereto.
4. ☐ No recommendation; proposed action has been reviewed and determined to be of local concern.

By the Division of Planning: _____ Date: _____

ZR-1, ECDEP (Rev. 12/95)

Town of Lancaster

BUILDING DEPARTMENT
21 CENTRAL AVENUE
LANCASTER, NEW YORK 14086
716-684-4171
FAX 685-5317

JEFFREY H. SIMME, CCI
Building & Zoning Inspector

TOWN BOARD
Supervisor
Dino J. Fudoli

Councilmembers
John M. Abraham, Jr.
Mark S. Aquino
Ronald Ruffino, Sr.
Donna G. Stempniak

MEMO

TO: Planning Board Members

FROM: Jeffrey H. Simme, Supervising Code Enforcement Officer

DATE: July 24, 2013

RE: Site Plan Project #1729
Pleasant Meadows Apartments
E. Side of Juniper Blvd., 1000 ft N. of Walden Avenue
205 Apartments, Clubhouse, Pool, Dog Park

Transmitted is an "Application for a Site Plan Approval" for the above referenced project.

Enclosed, also, is a site improvement plan for this project prepared by Passero Associates Engineering Architecture dated, July 2013. Upon my review of the application and site improvement my findings are that the plans meet all building and fire code regulations.

I am sending a copy of this memorandum and its attachments to the officials, boards and agencies listed below with a request for their review and comments. I am also requesting that their comments be in writing and directed to Neil Connelly, Planning Board Chairman, 2255 Como Park Blvd., Lancaster, New York 14086 within 10 days, with a copy of the comment letter to this office and the Town Clerk for charting purposes.

cc: Dino J. Fudoli, Supervisor
Council Members
Johanna M. Coleman, Town Clerk
John Dudziak, Town Attorney
Gerald Gill Jr., Police Chief
Daniel Amatura, Highway Superintendent

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TOWN CLERK

Assessor
Robert Harris, Engineer
Terrence McCracken, General Crew Chief
Fire Chief

SITE PLAN OR ZONING REFERRAL TO COUNTY OF ERIE, N.Y. AND REPLY TO MUNICIPALITY

DO NOT WRITE IN THIS SPACE

Case No.: _____

Received: _____

Note: Please complete in triplicate. Send original and one copy (with attachments) to Erie County Division of Planning, Room 1053, 95 Franklin Street, Buffalo, N.Y. 14202 Retain last copy for your files.

The proposed action described herein is referred in accordance with the provisions of the General Municipal Law, which provides that if no reply is received in 30 days after receipt of full information including a SEQR EAF if applicable, the municipal agency may take final action without considering such reply. If, however, reply is received at any time prior to municpal action, such reply must be considered.

Description of Proposed Action

1. Name of Municipality: Town of Lancaster
2. Hearing Schedule: Date 8/7/13 Time 7 45 Location 21 Central Ave.
3. Action is before: ☐ Legislative Body ☐ Board of Appeals ☒ Planning Board
4. Action consists of: ☐ New Ordinance ☐ Rezone/Map Change ☐ Ordinance Amendment
   ☐ Site Plan ☐ Variance ☐ Special Use Permit ☐ Other
5. Location of Property: ☐ Entire Municipality ☐ Specific as follows Juniper Blvd. (Pleasent meadows) Lancaster, NY 14086 (Location/Sketch Map Required)
6. Referral required as site is within 500' of: ☐ State or County Property/Institution ☒ Municipal boundary ☐ Farm Operation located in an Agricultural District
   ☐ Expressway ☐ County Road ☐ State Highway ☐ Proposed State or County Road, Property, Building/ Institution, or Drainageway
7. Proposed change or use (be specific): 205 Rental Apartments
8. Other remarks: (ID#, SBL#, etc.) _____
9. Submitted by: Jeff Simme, Supervising Code Enforcement (Name & Title) 7/25/13 (Date)
   21 Central Ave. Lancaster, NY 14086 (Mailing Address-Please include zip code)

Reply to Municipality by Erie County Division of Planning

Receipt of the above-described proposed action is acknowledged on _____. The Division herewith submits its review and reply under the provisions of applicable state and local law, based on the information submitted with this referral.

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JOHANNA M. COLEMAN
TOWN CLERK

1. ☐ The proposed action is not subject to review under the law.
2. ☐ Form ZR-3, **Comment on Proposed Action**, is attached hereto.
3. ☐ The proposed action is subject to review; the Division makes the recommendation shown on Form ZR-4, **Recommendation on Proposed Action**, which is attached hereto.
4. ☐ No recommendation; proposed action has been reviewed and determined to be of local concern.

By the Division of Planning: _____ Date: _____

ZR-1, ECDEP (Rev. 12/95)

PASSERO ASSOCIATES
engineering architecture

July 23, 2013

Mr. Neil Connelly
Planning Board Chairman
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

Re: Letter of Intent
Pleasant Meadows Apartments - Juniper Road
Lancaster, NY

Mr. Connelly:

On behalf of our client, Mark Stevens, of Ashley Management Corporation, we request to be placed on the August 7, 2013 Planning Board agenda for a site plan recommendation for the proposed Pleasant View Meadows Apartments project. The proposal includes the development of approximately 205 rental apartments on a 36 acre portion of land. The parcel is situated on the east side of Juniper Boulevard approximately 1,000 feet north of Walden Avenue. It is bound by a NYSDEC Freshwater Wetland to the north, Scajaquada Creek to the south and single family homes to the east. The subject parcel represents one of the last remaining parcels of land within the Pleasant Meadows Development.

The approved density for the parcel (based on the MF-4 Zoning) allows in excess of 500 units with previous concepts containing between 250 and 400 units. The current concept presents a less dense development with 205 units which equates to approximately 5.5 units/acre. The Apartments include two different styles with one style having 2-Story units and the other being single story ranch units. They are positioned through the development to provide clustered areas of each unit type. Additional project amenities include a clubhouse, pool, dog park, individual refuse totes and a pedestrian trail system that connects the various aspects of the project both internally and to Juniper Boulevard. Each of the units will also have private garages with overflow parking provided throughout the site for visitors. The site has been designed to provide multiple points of access for emergency vehicles with appropriately sized turnarounds at the few dead end streets.

Ashley Management, is a well established property manager with developments across New York State. Through extensive research and analysis, they have identified the Town of Lancaster as having a strong demand for this type of Apartment development.

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TOWN OF LANCASTER, NY
JUL 26 2013
JOHANNA M. COLEMAN
TOWN CLERK

242 West Main Street, Suite 100 Rochester, NY 14614 T 585.325.1000 F 585.325.1691 www.passero.com

In support of our request attached please find:

31 Letters of Intent
1 Owner Permission Letter
1 Site Plan Fee $7,025
    Public Notice Fee: $50
    SEQRA (Long Form): $250
    Site Plan Review: $6,725 ($600 + 35 acres @ $175 per acre)
1 SWPPP Fee $2,350 - ($850 + $300 x 5 acres)
31 Copies of Site Plan
31 Long EAF
31 Copies of Building Elevations and Floor plans (11 X 17)
2 Copies of Stormwater Pollution Prevention Plan
2 Copies of Engineers Report

We look forward to meeting with the Board on the 7th, in the interim, please contact me directly with any questions.

Sincerely,

Jess D. Sudol, PE, CPESC, CPSWQ
Associate & Project Manager

JDS/cmb
Enclosures

cc: Mark Stevens, Ashley Management Corp.
File

PA

452

WILSON ELSER
WILSON ELSER MOSKOWITZ EDELMAN & DICKER LLP

JUL 26 2013

July 25, 2013

Theresa Russo
518.449.8893 (direct)
theresa.russo@wilsonelser.com

BY FEDERAL EXPRESS

Town Clerk
Town of Lancaster
21 Central Ave
Lancaster, NY 14086

Re: Original Application Notice Form for:
QLS of Buffalo, Inc.
d/b/a Quaker Steak and Lube
Lancaster, NY 14221

Dear Town Clerk:

Please find enclosed herein a 30 day notice regarding the above-referenced applicant's intent to file a On Premises license application with the New York State Liquor Authority ("NYSLA") for the sale of beer, wine and liquor at the above-referenced premises. The applicant would like to submit their application to the NYSLA as soon as possible. As such, we would respectfully request a waiver of the 30 day notice period. If the Town is amenable to issuing the waiver, I would ask that you fax same to me at (518) 449-8927 or e-mail it to me at theresa.russo@wilsonelser.com.

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

Sincerely yours,

Wilson Elser Moskowitz Edelman & Dicker LLP

Theresa M. Russo

Enclosure

07-26-13A10:17 RCVD

TOWN OF LANCASTER, NY
JUL 26 2013
JOHANNA M. CLEMAN
TOWN CLERK

STATE OF NEW YORK
EXECUTIVE DEPARTMENT
DIVISION OF ALCOHOLIC BEVERAGE CONTROL
STATE LIQUOR AUTHORITY

Standardized **NOTICE FORM** *for Providing a* **30-Day Advance Notice** *to a* **Local Municipality or Community Board** *in connection with the submission to the State Liquor Authority of a (check one)*

[x] **New Application** [ ] **Renewal Application** [ ] **Alteration Application**
[ ] **Corporate Change** for an On-Premises Alcoholic Beverage License

1.	Date the original copy of this Notice was mailed to the Local Municipality or Community Board:	Month 0 7 Day 2 5 Year 2 0 1 3

THIS 30-DAY ADVANCE NOTICE IS BEING PROVIDED TO THE CLERK OF THE FOLLOWING LOCAL MUNICIPALITY OR COMMUNITY BOARD

2.	Name of the Local Municipality or Community Board:	

ATTORNEY REPRESENTING THE APPLICANT IN CONNECTION WITH THE APPLICANT'S LICENSE APPLICATION NOTED AS ABOVE FOR THE ESTABLISHMENT IDENTIFIED IN THIS NOTICE

3.	Attorney's Full Name is:	Theresa M. Russo, Esq.- Wilson Elser Moskowitz Edelman & Dicker, LLP		
4.	Attorney's Street Address:	677 Broadway, 9th Floor		
5.	City, Town or Village:	Albany	State: NY	Zip Code: 12207
6.	Business Telephone Number of Attorney:	(518)449-8893		

FOR NEW APPLICANTS, PROVIDE DESCRIPTION BELOW USING ALL INFORMATION KNOWN TO DATE
FOR ALTERATION APPLICANTS, ATTACH COMPLETE DESCRIPTION AND DIAGRAM OF PROPOSED ALTERATION(S)
FOR CURRENT LICENSEES, SET FORTH APPROVED METHOD OF OPERATION ONLY
DO NOT USE THIS FORM TO CHANGE YOUR METHOD OF OPERATION

7.	Type(s) of alcohol sold or to be sold under the license: ("X" One)	[ ] Beer Only [ ] Wine and Beer Only [x] Liquor, Wine and Beer
8.	Extent of Food Service: ("X" One)	[x] Restaurant (Sale of food primarily; Full food menu; Kitchen run by chef) [ ] Tavern/Cocktail Lounge/Adult Venue/Bar (Alcohol sales primarily-meets legal minimum food availability requirements)
9.	Type of establishment: ("X" all that apply)	[x] Recorded Music [x] Live Music [x] Disc Jockey [x] Juke Box [x] Patron Dancing (Small scale) [ ] Karaoke Bar [ ] Cabaret, Night Club,(Large Scale Dance Club) [ ] Capacity of 600 or more patrons [ ] Hotel [ ] Bed & Breakfast [x] Restaurant [ ] Club (e.g. Golf/Fraternal Org.) [ ] Catering Facility [ ] Stage Shows [ ] Topless Entertainment [ ] Recreational Facility (Sports Facility/Vessel)
10.	Licensed outdoor area: ("X" all that apply)	[ ] None [ ] Rooftop [x] Patio or Deck [ ] Freestanding Covered Structure [ ] Garden/Grounds [ ] Sidewalk Café [ ] Other (Specify):None
11.	Is the premises located within 500' of three or more on-premises liquor establishments?	[ ] Yes [x] No
12.	Will the license holder or a manager be physically present within the establishment during all hours of operation? ("X" one)	[x] Yes [ ] No
13.	License serial number: N/A	Expiration Date: N/A
14.	The applicant's or license holder's full name, as it appears or will appear on the license:	QSL of Buffalo, Inc.
15.	The Trade name, if any, under which the establishment conducts or will conduct business:	Quaker Steak and Lube
16.	The establishment is located within the building which has the following street address:	6727 Transit Road
17.	City, Town, or Village: Lancaster	NY Zip Code: 14221
18.	The establishment is located on the following floor(s) of the building at the above address:	1st
19.	Within the building at the above address, the establishment is located within the room(s) numbered as follows:	N/A
20.	Business telephone number of applicant/licensee: (716) 204-9293	Business fax number of applicant/licensee:
21.	Business e-mail address of applicant/licensee:	
22.	Does the applicant or license holder own the building in which the establishment is located? ("X" one)	[x] Yes (If "Yes", SKIP items 22-25) [ ] No

OWNER OF THE BUILDING IN WHICH THE LICENSED ESTABLISHMENT IS LOCATED

23.	Building owner's full name is:		
24.	Building owner's street address:		
25.	City, Town, or Village:	State	Zip Code:
26.	Business telephone number of building owner:	- -	

27. I am the applicant or hold the license or am a principal of the legal entity that holds or is applying for the license. Representations in this form are in conformity with representations made in submitted documents relied upon by the Authority when granting the license. I understand that representations made in this form will also be relied upon, and that false representations may result in disapproval of the application or revocation of the license.

By my signature, I affirm – under **Penalty of Perjury** – that the representations made in this form are true.

Printed Name	Title	Signature
Theresa M. Russo, Esq.	Attorney for Applicant	X

Rev 05/16/13

JOHANNA M. COLEMAN
Town Clerk

Town of Lancaster

21 CENTRAL AVENUE
LANCASTER, NEW YORK 14086
PHONE: (716) 683-9028
FAX: (716) 683-2094
WWW.LANCASTERNY.GOV

MEMO TO: Town Board Members

FROM: Johanna M. Coleman, Town Clerk

DATE: July 26, 2013

RE: 30 Day Liquor License Waiver

The Office of the Town Clerk received a letter on July 26, 2013 regarding a 30 day waiver of a liquor license for QSL of Buffalo, Inc. If the Town Board wishes to waive the 30 day notice period, please inform me on or before Wednesday, July 31, 2013 and I will prepare a resolution.

cc: J. Dudziak, Town Attorney
G. Gill, Police Chief
Theresa Russo, Esq.