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TC
TB



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

December 6, 2013

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

Re: Resident Concern

Dear Mr. Christopher:

I received an e-mail from Mr. James Bushey regarding the lack of a left turn signal on Broadway at the intersection of Broadway and Lake Avenue / School Street. Traffic signals at the adjacent intersections, Broadway and Aurora Street and Broadway and Bowen Road, allow for left turns off Broadway. A copy of the email correspondence from Mr. Bushey is attached for your reference.

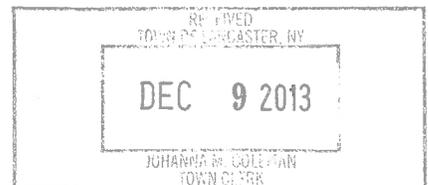
I respectfully request a review of the traffic flow at the intersection of Broadway and Lake Avenue / School Street to determine if a left turn signal from Broadway is warranted, especially during high volume travel times.

Should you have any questions, please feel free to call my office at 683-1610. Thank you for your assistance with this matter.

Sincerely,

Dino J. Fudoli
Supervisor

Cc: Honorable Town Board
Daniel Amatura, Highway Superintendent



Lynn Sacha, Lancaster NY

From:

Sent: Thursday, December 05, 2013 4:12 PM

To:

Subject: Answer

hey Dino not sure if this should go to you or transportation but was curious if there was a possibility of changing the light at lake and Broadway to include an arrow on the Broadway side . there are arrows coming off lake and turning onto Broadway but not turning off Broadway onto lake. i live at the end of fourth ave. and use that intersection alot and during rush hour it is almost impossible to make that turn. there is a turning lane but no arrow and the amount of traffic limits the amount of vehicles turning to 1 or 2 vehicles before it turns red again. again not sure if this would be in your department or not but it would be greatly appreciated if you could look into this for me

thank you,
James Bushey

Sent from my Verizon Wireless 4G LTE smartphone

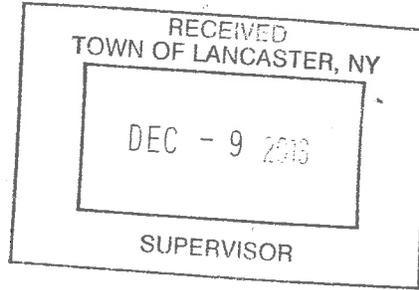
749



NYSEG

James A. Carrigg Center | 18 Link Drive
P.O. Box 5224 | Binghamton, NY 13902-5224

*Notice of tree
and brush work*



FIRST CLASS MAIL
U.S. POSTAGE
PAID
BINGHAMTON, NY
PERMIT NO. 300

TC
TB

TOWN OF LANCASTER
21 CENTRAL AVE
LANCASTER, NY 14086-2128

Mailed on 12/4/2013



PROVIDING RELIABLE SERVICE

Dear Customer:

Notice of Tree and Brush Work >> Trees are an important part of our environment. However, they can sometimes interfere with the delivery of electricity. To help maintain safe, reliable electricity service, ***we will soon be pruning or removing trees and brush near power lines in your area.*** This work will not involve the wires that run from the utility pole to your house or place of business.

Jaflo Tree Service will be doing the work using cutting techniques recommended by the Tree Care Industry Association to promote growth away from power lines. In yards and landscaped areas, they will chip branches and brush and haul away the chips. Wood will be left in easy-to-handle lengths. In non-landscaped areas, cuttings will be left to decompose naturally.

If you have any questions about this work, please contact me at 716.651.5228, within five business days.

Thank you,

Gheorghe Nicula, Lead Analyst – Vegetation

Erie 202



Tc 750
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Dino J Fudoli, Supervisor
Town of Lancaster
21 Central Ave
Lancaster, New York 14086

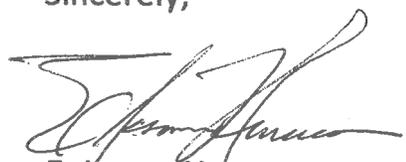
December 5, 2013

Dear Dino,

This letter will serve as my request to be appointed for another one year term on the Lancaster Industrial Development Agency board of directors. I have served on the board for over twenty years and look forward to continuing my service to the Lancaster Community.

If any further information is needed please feel free to contact me.

Sincerely,


E. James Nunan

RECEIVED
TOWN OF LANCASTER, NY
DEC 10 2013
TOWN OF LANCASTER, NY
TOWN CLERK

RECEIVED
TOWN OF LANCASTER, NY
DEC 10 2013
SUPERVISOR

VILLAGE OF LANCASTER, NY

751
November 25, 2013

OFFICIAL MEETING MINUTES

Page 1 of 11

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, November 25, 2013, at 7:00 P.M.

Attorney Herdzik led the pledge to the flag.

MEETINGS TO DATE 15
NO. OF REGULARS 12
NO. OF SPECIALS 3



Attendance:

| | | |
|-------------------------------|-------------------------------|--------------------------|
| Paul M. Maute | Mayor | Attended / Absent |
| Kenneth L. O'Brien III | Trustee / Deputy Mayor | 13 / 2 |
| Dawn M. Robinson | Trustee | 14 / 1 |
| William C. Schroeder | Trustee | 15 / 0 |
| Russell W. Sugg | Trustee | 15 / 0 |

Also Present:

| | |
|-----------------------------|--|
| Michael E. Stegmeier | Clerk - Treasurer |
| Arthur A. Herdzik | Village Attorney |
| William G. Cansdale | DPW Superintendent |
| Ryan McNichol | Code Enforcement Officer |
| James Allein | Planning Commission Chairperson |

Motion by Trustee O'Brien and seconded by Trustee Robinson to accept the minutes of the October 28, 2013 regular meeting.

Adopted Resolution: 305 Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

ABSTRACT OF AUDITED VOUCHERS

Motion by Trustee Robinson and seconded by Trustee Sugg 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 10/29/13 to 11/25/13.

Further, that the report of the Finance Committee be accepted from the abstract of the audited vouchers, a total of 66 claims were approved, and that all claims were paid against the:

| | | | |
|--|-------------------------|-----------|-------------------|
| GENERAL FUND ----- | in the amount of | \$ | 117,038.22 |
| WATER FUND ----- | in the amount of | \$ | -- |
| SEWER FUND ----- | in the amount of | \$ | 13,721.26 |
| TRUST FUND ----- | in the amount of | \$ | 5,249.46 |
| 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 10/15/13 To 10/28/13

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

- General Fund checks # 77130 through # 77172
- Sewer Fund checks # 10267 through # 10272
- Trust Fund checks # 2163 through # 2164

Adopted Resolution: **306** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

Motion by Trustee Robinson and seconded by Trustee Sugg that the report of the Finance Committee be accepted from the abstract of the audited vouchers, a total of 73 claims were approved, and that all claims were paid against the:

| | | |
|--|----|------------|
| GENERAL FUND -----in the amount of | \$ | 186,587.41 |
| WATER FUND -----in the amount of | \$ | -- |
| SEWER FUND -----in the amount of | \$ | 11,383.61 |
| TRUST FUND -----in the amount of | \$ | 686.28 |
| 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 <u>10/29/13</u> To <u>11/11/13</u> | | |

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

- General Fund checks # 77173 through # 77226
- Sewer Fund checks # 10273 through # 10274

Adopted Resolution: **307** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

CORRESPONDENCE:

Motion by Trustee Sugg and seconded by Trustee Robinson to receive and file correspondence from John Latella, President of Fireside Inn at 205 Central Avenue, providing notice of his intent to apply for a 2-year renewal of its liquor license.

Adopted Resolution: **308** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

Motion by Trustee O'Brien and seconded by Trustee Schroeder to receive and file correspondence from Kimberley A. Minkel, Executive Director of NFTA-Metro, requesting assistance during the winter season to keep bus stops and shelters clear of snow and to provide a path from the sidewalk to the street.

Trustee O'Brien requested that the local newspapers advise residents to keep sidewalks and hydrants clear of snow during the winter season.

Adopted Resolution: **309** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

Motion by Trustee Robinson and seconded by Trustee Sugg to receive and file correspondence from Bill Mauro, Vice President of Empire Green Technology, Inc., providing information regarding its services and offering to share a proposal for the replacement of lighting in the fire department.

Adopted Resolution: **310** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

Motion by Trustee Robinson and seconded by Trustee O'Brien to receive and file correspondence from Macken Sewer & Drain providing a bid to purchase a 1995 Street Sweeper from the Village of Lancaster, as the only bidder for this surplus equipment, as received by the Village Clerk and opened on November 19, 2013; and further to award the bid to Macken Sewer & Drain at the purchase price of \$1,000.00 contingent upon a 10-day waiting period following deposit of the bid check to verify that the funds are available and the check clears the bank.

Adopted Resolution: **311** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

Motion by Trustee Robinson and seconded by Trustee O'Brien to refer correspondence from Computer Consultants providing information regarding a consulting agreement for services through the NYCOM Utility Savings Audit Program, to the Village Attorney for review.

Adopted Resolution: **312** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

Motion by Trustee Sugg and seconded by Trustee Robinson to receive and file the following Demolition Policy for unsafe buildings as prepared by Trustee Sugg and Village Attorney Herdzyk:

- Bids requests will be issued by the Superintendent of Public Works. Abatements, air quality and demolition bids are to be combined into one complete bid process.
- Notices published in the Buffalo News and Lancaster Bee. Additionally, other potential candidates known to the Superintendent of Public Works can also be notified.
- If the date of demolition can be ascertained, notification attempts to the following parties will proceed:
 - Property owner or, if known, attorney of property owner
 - Financial institutions if known
 - Adjacent property owners
- Abatement & demolition to commence.

Adopted Resolution: **313** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

RESOLUTIONS:

Motion by Trustee O'Brien and seconded by Trustee Schroeder to accept the following resignations from the Lancaster Volunteer Fire Department:

- John Hughey, 208 Calumet St, Depew, from the Rescue, Hook & Ladder Company,
- Rebecca Dickerson, 12 Fourth Avenue, from the Rescue, Hook & Ladder Company,
- Christopher Fiegl, 78 Wilkshire Place, from the Eagle Hose Company, and
- Krista Cook, 1225 Townline Road, Elma, from the Eagle Hose Company.

Adopted Resolution: **314** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

Motion by Trustee Sugg and seconded by Trustee O'Brien authorizing Mayor Maute to sign and execute the Memorandum of Understanding with Erie County STOP-DWI Office for calendar year 2013.

Adopted Resolution: **315** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

Motion by Trustee O'Brien and seconded by Trustee Sugg authorizing Mayor Maute to sign and execute the Polling Location Lease Agreement with the Erie County Board of Elections for use of the North End Fire Hall on West Drullard Avenue during the primary and general elections in 2013.

Adopted Resolution: **316** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

Motion by Trustee O'Brien and seconded by Trustee Robinson authorizing Mayor Maute to sign and execute the following contracts for services during the Tree Lighting event on November 30, 2013:

- Antler Ridge \$400.00
- Lancaster HS Show Choir \$100.00
- Barry Productions \$600.00

Adopted Resolution: **317** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

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

BE IT RESOLVED, that the Village of Lancaster hereby establishes the following as the standard work day for this elected official and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by this official to the clerk of this body:

| Title | Name | Registration Number | Standard Work Day (Hrs / day) | Term Begins/Ends | Participates in Employer's Time Keeping System (Y/N) | Days / Month (based on Record of Activities) |
|--------------------------|----------------------|---------------------|-------------------------------|-------------------------|--|--|
| Elected Officials | | | | | | |
| Trustee | William C. Schroeder | 31342272 | 6 | 04/01/2013 - 04/03/2017 | N | 4.22 |

Adopted Resolution: **318** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

Motion by **Trustee O'Brien** and seconded by **Trustee Sugg** to certify the report of unpaid village taxes totaling \$157,567.79 as filed with the Commissioner of Finance of Erie County on November 15, 2013.

Adopted Resolution: **319** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

Motion by **Mayor Maute** and seconded by **Trustee O'Brien** to approve final budget transfers in the General Fund, Sewer Fund, and Water Fund for the fiscal year ended May 31, 2013 as presented on the attached spreadsheets.

Adopted Resolution: **320** 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 |
|-----------|-----------------------|---------------------|----------------------|
| 13-22262 | Campbell | 8 Ellicott Pl | Fence |
| 13-22264 | Dobmeier | 1986 Como Park Blvd | Roof |
| 13-22286 | Eustace | 110 Court St | Roof |
| 13-22287 | Bosse | 54 Hinchey Ave | Roof |
| 13-22294 | Passucci | 45 Southwest Pkwy | Roof |
| 13-22296 | Metz-McGowan | 40 Livingston St | Fence |
| 13-22297 | Metz-McGowan | 40 Livingston St | In-Ground Pool |
| 13-22300 | PRZ Property Holdings | 5496 Broadway St | Deck |
| 13-22304 | Mergi | 11 Oxford Ave | Roof |
| 13-22305 | Gattuso | 84 Robert Dr | Roof |
| 13-22309 | Vanecek | 2117 Como Park Blvd | Roof |
| 13-22310 | Burns | 9 Milton Dr | Roof |
| 13-22311 | McNichol | 60 Christen Ct | Residential Addition |
| 13-22314 | Browinski | 40 Wren Ave | Fence |
| 13-22317 | Vlg of Lancaster CDC | 10 Aurora St | Demolition |
| 13-22319 | McHenry | 162 Central Ave | Roof |
| 13-22320 | 36 Brunswick Rd LLC | 36 Brunswick Rd | Roof |
| 13-22324 | Duszynski | 142 Harvey Dr | Shed |
| 13-22327 | Burns | 72 Brandel Ave | Roof |

Adopted Resolution: **321** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

AUDIENCE PARTICIPATION:

Mitch Martin – Senator Gallivan’s Office: He reported on the Senator’s regulatory reform hearings and indicated that his office has partnered with the Chamber of Commerce to hold a business summit on December 5, 2013 at Try-It Distributing to discuss assistance for local businesses.

Richard Groblewski – 14 Lombardy Street: He is the founder of the Lancaster Garden Walk and provided ideas to expand the annual event. His suggestions include starting the event on Friday night, having musicians and artists in the gardens, and making changes to the signage pick-up party.

Trustee O'Brien suggested using the Municipal Building for sign pick up.

Bill Buchholz: A Christmas Party will be held on December 14th at the Lancaster Country Club to benefit the Bryce Buchholz Fund. He indicated that the group has raised \$225,000 towards the total cost of \$273,500 for the construction of a skate park.

Frank Maddock – 43 Wren Avenue: He noted that many home improvements are occurring throughout the village which helps to provide a clean and fresh look for the community. He will work on cleaning up the downtown area along Central Avenue prior to the fire truck parade this weekend.

Leonard Ziolkowski – 25 Wren Avenue: He has concerns for safety related to children playing sports on streets in his neighborhood. There has been damage to lawns and property. The problem usually occurs during times when children are not in school.

Mayor Maute had called and left him a message to discuss the safety issue but did not receive a response. He will set up a meeting with Mr. Ziolkowski to review the situation.

PUBLIC HEARING @ 7:15 PM -**FINES – PARKING VIOLATIONS**

Mayor Maute opened the public hearing at 7:15 p.m. The following is an abstract of the public notice advertised in the Lancaster Bee.

PLEASE TAKE NOTICE that the Village of Lancaster Board of Trustees passed a resolution at their October 28, 2013 Village Board meeting to conduct a public hearing in the Council Chambers of the Lancaster Municipal Building, 5423 Broadway, Lancaster, NY on Monday, November 25, 2013 at 7:15 p.m.

The purpose of this hearing is to consider amending the Code of the Village of Lancaster to increase fines from \$10 to \$25 with respect to most parking violations within the Village of Lancaster. Fines will be increased from \$10 to \$100 for illegal parking in handicapped areas. Also, as specified below, penalties will be imposed for late payments.

If adopted, the proposed amendments would revise sections of the Village Code as follows:

1) Section 68-9 "Designation of Fines" of Chapter 68 "Traffic Violations Bureau" of the Village Code shall be amended to read as follows:

The Justice Court shall designate the fines to be paid for offenses which may be satisfied at the Bureau, as provided in this chapter, provided that such fines are in the amount of or are within the limits established as penalties for such offenses.

2) Section 325-48 "Penalties for Offenses" of Chapter 325 "Vehicle and Traffic" shall be amended as follows:

i) Subparagraph (A) shall be amended to read as follows:

A. Except as provided within Subsections B, C, D and E, every person convicted of a traffic infraction for a violation of any provision of this chapter which is not a violation of any provision of the Vehicle and Traffic Law of the State of New York shall, for a first conviction thereof, be punished by a fine of not more than \$50 or by imprisonment for not more than 15 days, or by both such fine and imprisonment; for a second such conviction within 18 months thereafter, such person shall be

punished by a fine of not more than \$100 or by imprisonment for not more than 45 days, or by both such fine and imprisonment; upon a third or subsequent conviction within 18 months after the first conviction, such person shall be punished by a fine of not more than \$250 or by imprisonment for not more than 90 days, or by both such fine and imprisonment.

ii) Subparagraphs (C) (D) and (E) shall be enacted which shall provide as follows:

C. Except as further provided within subparagraph E fines for the violation of any provision of Article III "Parking, Stopping and Standing" other than a violation of Section 325-31 "Handicapped and Disabled Parking" shall be in the amount of \$25.00 to be increased to \$75.00 if not paid within 30 days of the offense. Fines for a violation of 325-31 "Handicapped and Disabled Parking" shall be in the amount of \$100.00 to be increased to \$200.00 if not paid within 30 days of the offense.

D. Except as further provided within subparagraph E fines for the violation of any provision of Article 32 of the New York State Vehicle and Traffic Law: "Stopping Standing and Parking" other than a violation of Section 1203-b "Parking Spaces; Handicapped" shall be in the amount of \$25.00 to be increased to \$75.00 if not paid within 30 days of the offense. Fines for a violation of Section 1203-b "Parking Spaces; Handicapped" shall be in the amount of \$100.00 to be increased to \$200.00 if not paid within 30 days of the offense.

E. Subparagraphs (C) and (D) shall not apply to convictions resulting from a plea of guilty in conjunction with the dismissal of a charged violation of any other provision of Title VII of the New York State Vehicle and Traffic Law: "Rules of the Road". In such instances fines shall be subject to the discretion of the Court.

At said hearing all persons so desiring shall have the opportunity to be heard.

*Michael E. Stegmeier
Village Clerk*

Audience Participation:

Richard Groblewski – 14 Lombardy Street: He questioned whether surcharges would be imposed by New York State on these parking fines.

Attorney Herdzik clarified that the NYS surcharges apply to moving violations which are reduced to parking tickets. This proposal only applies to violations that are issued for improper parking.

It was confirmed that the funds received from these parking fines will remain with the Village of Lancaster.

Motion by **Trustee O'Brien** and seconded by **Trustee Schroeder** to close the public hearing.

Adopted Resolution: **322** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

Motion by **Trustee O'Brien** and seconded by **Trustee Schroeder** to adopt the local law as presented.

Adopted Resolution: **323** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

COMMITTEE REPORTS & FOLLOW UPS:**➤ FINANCE & CLAIMS – Trustee Robinson**

No report.

➤ PUBLIC WORKS – Trustee Schroeder

He commended the Department of Public Works for its efforts picking up leaves and making preparations for the upcoming village events.

Motion by **Trustee Schroeder** and seconded by **Trustee O'Brien** to approve the purchase of a Ford F550 Diesel Dump Truck from Basil Ford, in the amount of \$53,170.00, for the Department of Public Works as previously authorized on an emergency basis on October 28, 2013 (*Adopted Resolution #302*).

Adopted Resolution: **324** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

➤ PUBLIC SAFETY – Trustee Robinson

The street light inventory issue has been stalled due to internal issues at NYSEG.

Motion by **Trustee Robinson** and seconded by **Trustee Schroeder** authorizing Mayor Maute to amend and sign the Air Bank Compressor Filling Station Agreement with the Lancaster / Alden Fire Chief's Association with the cost covered by a budget transfer as previously approved on August 12, 2013 (*Adopted Resolution #209*).

Adopted Resolution: **325** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

➤ BUILDING, LIGHTS & CODES – Trustee Sugg

The Demolition Policy for unsafe buildings was presented and filed at tonight's meeting.

There is a committee meeting on Monday, December 2, 2013 at 6:00 p.m. to discuss backlit signs. There is a sign committee that has been formed to review the issue. Business owners are also welcome to attend and join the discussion.

➤ HUMAN RESOURCES – Trustee O'Brien

A grievance was received on November 19, 2013 from CSEA representatives regarding the Superintendent's decision pertaining to mechanics working on the salt truck. The Village Board is in agreement with the CSEA's position and has advised the Superintendent to remove the mechanics from the salt truck rotation. A letter will be sent to the CSEA representatives to document this decision.

Motion by **Trustee Schroeder** and seconded by **Trustee Sugg** to hire Zachary Bruening as a seasonal employee (Laborer) for the Department of Public Works at the same rate of pay (\$7.50 / hour) received during the past summer, for a period not to exceed four (4) weeks.

Adopted Resolution: **326** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

Motion by Trustee O'Brien and seconded by Trustee Robinson to schedule a special board meeting for Monday, December 2, 2013 at 5:30 p.m. in Council Chambers to discuss a personnel matter related to the Department of Public Works in executive session.

Adopted Resolution: **327** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

➤ **COMMUNITY EVENTS** – Trustee Schroeder

The tree lighting event is scheduled for Saturday, November 30, 2013. The fire truck parade will begin at 6:00 p.m. immediately followed by the lighting of the village decorations.

➤ **ECONOMIC DEVELOPMENT** – Trustee Sugg

The engineering bids were received for the West Main Street extension. They will be reviewed at a future committee meeting or work session.

➤ **SEWER** – Trustee O'Brien

No report.

| |
|--|
| DEPARTMENT HEAD REPORTS & FOLLOW UPS: |
|--|

➤ **ATTORNEY** – Arthur A. Herdzik

He commented on a newspaper article regarding a temporary sign at the Broadway Deli. The article stated the village's position regarding the sign over the past year. He noted that there was a recent change in the sign ordinance which resulted in different regulations and explained what is currently allowed by the Village Code.

Representatives from New Wave Energy attended the work session prior to the board meeting to explain a variance in the fixed rate that is being charged for electricity supply. It was explained that there were market factors that caused the price to increase and they passed along a fraction of that increase to the village in the amount of \$.01 / kWh since January 2013. The New Wave Energy representatives were unable to establish that they had a contractual right to set any increase upon the village according to Attorney Herdzik's interpretation. The Village Board has discretion as to how they want to proceed on the matter.

It was noted that New Wave Energy is going to provide information from another representative whom was unable to attend the work session. The issue will be further reviewed and considered in committee once the additional documentation is received from New Wave Energy.

➤ **PLANNING COMMISSION** – James Allein

He provided an update on the demolition of the former BOCES building. A construction meeting was held and the contractor is one week behind due to an unexpected sewer issue.

➤ **CODE ENFORCEMENT OFFICER** – Ryan McNichol

He noted that the Broadway Deli is located in the Historic District which provides a different set of regulations than other businesses located within the Central Business District. This distinction is the reason that the Broadway Deli is in court regarding its temporary sign.

752



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

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

December 6, 2013

Johanna Coleman, Town Clerk
Town of Lancaster
21 Central Avenue
Lancaster, NY 14086

Re: Appointment of Louis Cacciotti

Dear Johanna

I hereby request reappointment for Louis Cacciotti to the full-time position of Deputy Highway Superintendent effective January 1, 2014.

Should you require any further information, please do not hesitate to contact me.

Respectfully yours,

Daniel Amatura
Highway Superintendent
Town of Lancaster

DA/mb

Cc: Town Board
Dino Fudoli, Supervisor

RECEIVED
TOWN OF LANCASTER, NY
DEC 10 2013
JOHANNA COLEMAN
TOWN CLERK

0753



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

Communications

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

December 9, 2013

Lancaster Town Board
21 Central Avenue
Lancaster, NY 14086

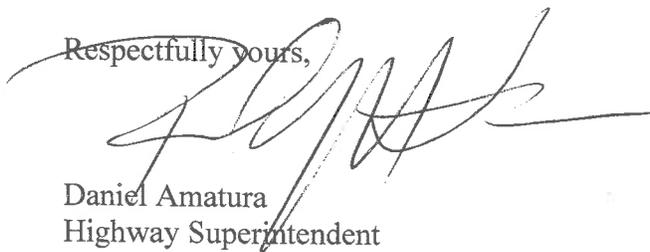
RE: Agreement to Spend Highway Funds

Dear Board Members:

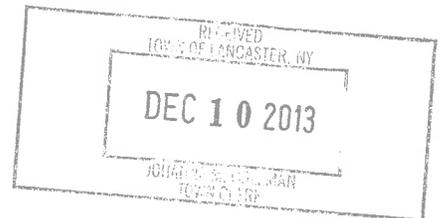
Please find enclosed the Annual Agreement to Spend Town Highway Funds requiring your signature. There will be various Town Roads that we will be paving this year.

Should you have any questions, please do not hesitate to contact me at your earliest convenience.

Respectfully yours,


Daniel Amatura
Highway Superintendent
Town of Lancaster

DA/mb
Enclosure
Cc: Johanna Coleman, Town Clerk



AGREEMENT TO SPEND TOWN HIGHWAY FUNDS

YEAR 2014

TOWN OF Lancaster
COUNTY OF Erie

Pursuant to the provisions of Section 284 of the Highway Law, we agree that monies levied and collected for the repair and improvement of highways, and received from New York State for the repair and improvement of highways, shall be expended as follows:

1. **GENERAL REPAIRS**

The sum of \$ 1,450,053 may be expended for general repairs upon 74.56 miles of town highways, including sluices, culverts and bridges having a span of less than five feet and boardwalks or the renewal thereof.

2. **IMPROVEMENTS** - The following sum shall be set aside to be expended for the improvement of town highways: VARIOUS TOWN ROADS

(a) On _____, starting at _____ and ending at _____, a distance of _____ miles, there shall be expended not over the sum of \$ _____.
Type Top: _____ Width of traveled surface: _____ feet
Thickness Top: _____ inches Thickness binder: _____ inches
Other _____

(b) On _____, starting at _____ and ending at _____, a distance of _____ miles, there shall be expended not over the sum of \$ _____.
Type Top: _____ Width of traveled surface: _____ feet
Thickness Top: _____ inches Thickness binder: _____ inches
Other _____

(c) On _____, starting at _____ and ending at _____, a distance of _____ miles, there shall be expended not over the sum of \$ _____.
Type Top: _____ Width of traveled surface: _____ feet
Thickness Top: _____ inches Thickness binder: _____ inches
Other _____



| | | | |
|------------------------|---------------|---------------------------------|---------------|
| _____ Supervisor | _____ Date | _____ Councilmember | _____ Date |
| _____ Councilmember | _____ Date | _____ Councilmember | _____ Date |
| _____ Councilmember | _____ Date | _____ Councilmember | _____ Date |
| _____ Councilmember | _____ Date | _____ Highway Superintendent | _____ Date |

NOTE: This Agreement must be signed by a majority of the members of the Town Board and by the Town Highway Superintendent. One copy must be filed in the Town Clerk's Office

754

**DEPARTMENT OF PARKS
RECREATION & FORESTRY**

GENERAL CREW CHIEF

Terrence D. McCracken

525 Pavement Road
Lancaster, NY 14086
Phone: (716) 684-3320
Fax: (716) 685-3497



SUPERVISOR

Dino J. Fudoli

COUNCIL MEMBERS

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

December 6, 2013

Ronald Ruffino, Sr., Tree Program Chairman
Town of Lancaster
21 Central Avenue
Lancaster, NY 14086

Dear Council Member Ruffino:

I respectfully request that a resolution be drafted and placed on the agenda for the December 16, 2013 Town Board meeting to advertise to bidders the specifications for the Town of Lancaster's Tree Planting Program for 2014. I would like to recommend that the bid opening be scheduled for Thursday, January 23, 2014.

This year's bid specifies a total of 369 trees for the spring tree planting program.

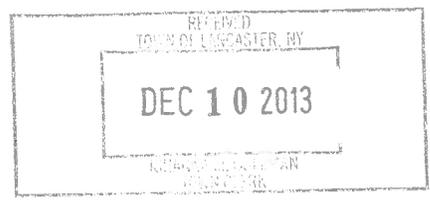
Please do not hesitate to call if you would like to discuss this matter.

Respectfully submitted,

Terrence D. McCracken
General Crew Chief

TDM:jw
Attachment

cc: Dino Fudoli, Supervisor
Honorable Council Members



TREE PLANTING PROGRAM
SPRING 2014

| | |
|-----------------------|------------|
| BRADFORD CALLERY PEAR | 35 |
| COLUMNAR NORWAY MAPLE | 1 |
| CRIMSON KING MAPLE | 63 |
| FLOWERING CRABAPPLE | 20 |
| GLELEVEN LINDEN | 5 |
| JAPANESE TREE LILAC | 71 |
| RED SUNSET MAPLE | 165 |
| SHADEMASTER LOCUST | <u>9</u> |
| TOTAL | <u>369</u> |

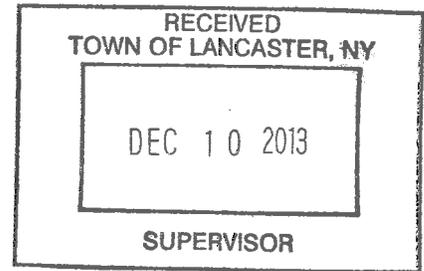
TC 755
TB

12-11-13

TO: LANCASTER TOWN BOARD

FROM: ROBERT KLACZYK

RE: REAPPOINTMENT TO LIDA BOARD



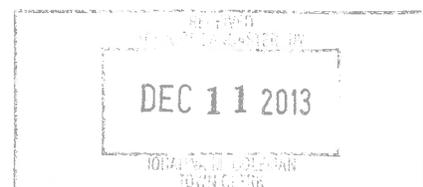
Hello and thank you for a successful year in 2013 working with the town of Lancaster LIDA team. We look forward to 2014 and I'm requesting your reappointment to the LIDA.

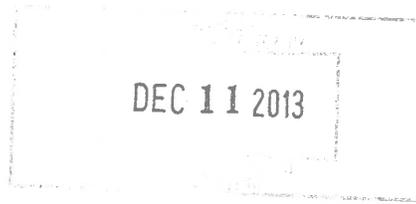
We continue to develop projects and work for the best interest of the Lancaster community. Building new projects and development in business, that create new jobs in Lancaster is my reason to ask for your Appointment.

If you have any questions please contact me to review the 2014 Assignment of the LIDA

SINCERELY

ROBERT KLACZYK





December 10, 2013

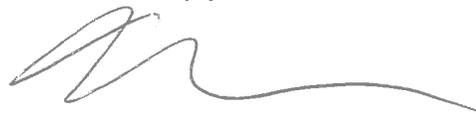
Johanna M. Coleman, Town Clerk
Town of Lancaster
21 Central Avenue
Lancaster, NY 14086

Re: Deputy Town Attorney and Town Prosecutor Positions

Dear Mrs. Coleman:

Please be informed that I am resigning my positions as Lancaster Deputy Town Attorney and Town Prosecutor effective January 1, 2014. As I understand it, I will be appointed Lancaster Town Judge on January 1, 2014. Therefore, this resignation is to procedurally make my new appointment possible.

Very truly yours,



Nicholas L. LoCicero

NLL/naw



RONALD J. ROZLER



757

TC
TB

December 11, 2013

Town of Lancaster
C/O Supervisor Dino Fidoli
21 Central Av.
Lancaster, N.Y. 14086

Dear Supervisor Fidoli & Town Board Members;

I am requesting to be considered for re-appointment to the position of **Natural Disaster Services Coordinator**. Since my appointment in June 2013, I have been able to make a number of positive changes within the Office of Emergency Management and have identified ways to cut at least 10% in spending.

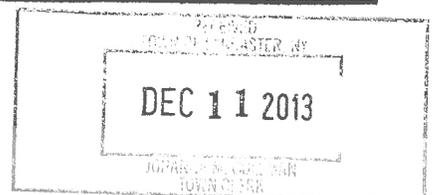
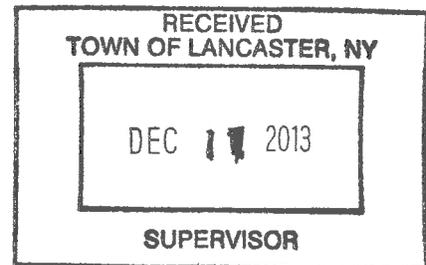
I have been working hard to foster a cooperative spirit amongst all of the emergency service organizations within the town, and will continue to do so. Some other projects that I have been able to complete in the short time that I have held this position are:

- All town controlled traffic signal now have generator capability
- the majority of State controlled traffic signals have generator capability and have started working with the State to complete this project by the end of 2014
- Combined training & meeting dates with the OEM & CERT Teams. This will allow both groups to train together and share ideas.
- Updated a number the Town Emergency Operation Plans

I look forward to continuing in this position and continuing to make progress and updates to ensure that the Town of Lancaster Office of Emergency Management is a premier, progressive and cost efficient agency.

Sincerely,

Ronald J. Rozler



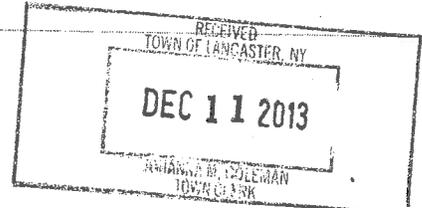
Mark A. Montour

Attorney at Law

Fire House Square
2901 Bowen Road
P.O. Box 393
Elma, N.Y. 14059-0393
Phone: (716) 655-7100
Fax: (716) 655-7117

Email: mmontour@montourlaw.com

December 11, 2013



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

Re: Lancaster Town Justice Position

Dear Ms. Coleman:

Please be advised that effective the close of the day December 31, 2013 I hereby irrevocably resign my position as Town Justice for the Town of Lancaster.

Throughout my years of service to the Lancaster residents, first as a Town Councilman and for the last six years as Town Justice, I have been most honored to serve the residents and fortunate to work with many professional such as yourself, Town Board Members, Department Heads and Staff Members.

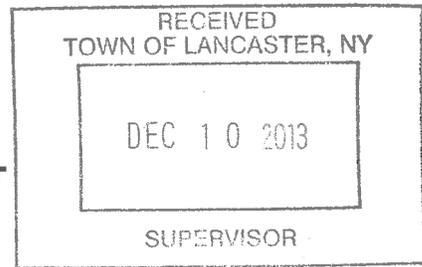
I am most proud of the efforts made by my staff and myself in the Courts to initiate the Lancaster Problem Solving Court. Throughout the years we have seen many successes including the birth of seven healthy babies to drug free mothers. Clearly this program is an asset to the Lancaster community and it must be continued.

I leave my position as Town Justice with a heavy heart and at the same time welcome the challenges and opportunities that lie ahead in my new position as New York State Supreme Court Justice.

Best wishes and Happy Holidays!

Sincerely and Respectfully,

Mark A. Montour
Lancaster Town Justice



LANCASTER TOWN COURT

**525 Pavement Road
Lancaster, NY 14086**

J. Michael Kelleher
Town Justice

(716) 683-1814
(716) 685-5313

December 5, 2013

Dino J. Fudoli, Supervisor
Lancaster Town Board
21 Central Avenue
Lancaster, NY 14086

Gentlemen:

At this time we would like to hire our substitute part time court officer:

Donald Maund

Cheektowaga, NY 14227

Mr. Maund will be working on a substitute basis at \$14.47 per hour, three hours minimum per court session, usually two court sessions a week.

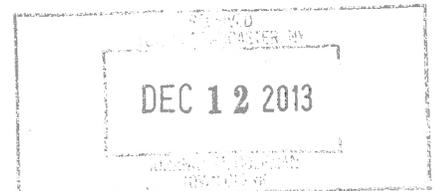
Due to a change in work availability for Ryan M. Gerevics, we are, therefore, hiring Mr. Maund.

Your prompt response to our request will be greatly appreciated.

Very truly yours,

J. Michael Kelleher
Town Justice

Mark A. Montour
Town Justice





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

December 11, 2013

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

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

RE: Transit-Wehrle Regal Center #6373
6703-6733 Transit Road
Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

Enclosed please find a SEQR response dated December 9, 2013 from the Erie County Department of Environment and Planning on the above-referenced project for you review.

Should you have any questions or concerns, please call me.

Very truly yours,

John M. Dudziak, Esq.
Town Attorney

JMD:lb

Enc.

CC: Supervisor
Town Clerk
Building Inspector
Town Engineer





RECEIVED
TOWN OF LANCASTER N.Y.

DEC 11 2013

JOHN M. DUDZIAK
TOWN ATTORNEY

COUNTY OF ERIE

MARK C. POLONCARZ

COUNTY EXECUTIVE
DEPARTMENT OF ENVIRONMENT & PLANNING

MARIA R. WHYTE
COMMISSIONER

JOSEPH L. FIEGL, P.E.
DEPUTY COMMISSIONER

December 9, 2013

John M. Dudziak, Town Attorney
Town of Lancaster
21 Central Avenue
Lancaster, NY 14086

Re: ECSD #4 SEQR CP-13-53
Transit Wehrle Regal Center Site Modifications
6703-6733 Transit Road
Town of Lancaster, NY

Dear Mr. Dudziak,

The Division of Sewerage Management (DSM) has reviewed the SEQR application for the above mentioned project and has the following comments:

1. The project is located within Erie County Sewer District No. 4 (ECSD #4).
2. The DSM concurs that the Town of Lancaster should be the lead agency for this project.
3. DSM must approve sanitary sewer plans and the design must be in accordance with Erie County Sewer District Design Requirements.
4. The Design Engineer is encouraged to discuss preliminary sanitary sewer plans in advance of completing sewer design.

The above comments do not constitute DSM approval or disapproval of this project. If you have any questions, please call me at 858-6697.

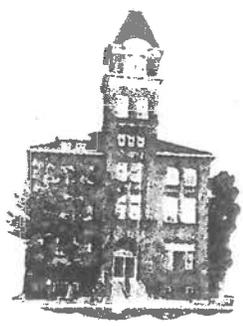
Sincerely,


Rosaleen B. Nogle, P.E.
Asst. Public Health Engineer

cc: M. Salah/ 4.2.5.SEQR
R. Chrostowski

V:\Sewerage Management\Administration\Documents\Valerie\Nogle\2013 Typing\Comments to Lancaster- Transit Wehrle Regal Center.doc

761



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

December 11, 2013

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

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

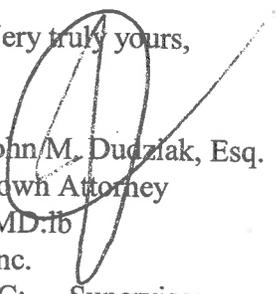
RE: Springhill Suites Hotel #1625
6651 Transit Road
Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

Enclosed please find a SEQR response dated December 9, 2013 from the Erie County Department of Environment and Planning on the above-referenced project for you review.

Should you have any questions or concerns, please call me.

Very truly yours,


John M. Dudziak, Esq.
Town Attorney
JMD:ib

Enc.
CC: Supervisor
Town Clerk
Building Inspector
Town Engineer

DEC 12 2013



COUNTY OF ERIE

MARK C. POLONCARZ

COUNTY EXECUTIVE
DEPARTMENT OF ENVIRONMENT & PLANNING

MARIA R. WHYTE
COMMISSIONER

JOSEPH L. FIEGL, P.E.
DEPUTY COMMISSIONER

December 9, 2013

John M. Dudziak, Town Attorney
Town of Lancaster
21 Central Avenue
Lancaster, NY 14086

Re: ECSD #4 SEQR CP-13-54
Springhill Suites Hotel
6651 Transit Road
108 Rooms and Paved Parking
Town of Lancaster, NY

Dear Mr. Dudziak,

The Division of Sewerage Management (DSM) has reviewed the SEQR application for the above mentioned project and has the following comments:

1. The project is located within Erie County Sewer District No. 4 (ECSD #4).
2. The DSM concurs that the Town of Lancaster should be the lead agency for this project.
3. DSM must approve sanitary sewer plans and the design must be in accordance with Erie County Sewer District Design Requirements.
4. The Design Engineer is encouraged to discuss preliminary sanitary sewer plans in advance of completing sewer design.

The above comments do not constitute DSM approval or disapproval of this project. If you have any questions, please call me at 858-6697.

Sincerely,

Rosaleen B. Nogle, P.E.
Asst. Public Health Engineer

cc: M. Salah/ 4.2.5.SEQR
R. Chrostowski

V:\Sewerage Management\Administration\Documents\Valerie\Nogle\2013 Typing\Comments to Lancaster- Springhill Suites Hotel.doc

TC 762



Town of Lancaster

TOWN PLANNING BOARD

21 Central Avenue
LANCASTER, NEW YORK 14086



December 4, 2013

Planning Board Members:

Neil Connelly, Chairman
Rebecca Anderson
Anthony Gorski
Joseph Keefe
Lawrence Korzeniewski
Kristin McCracken
Melvin Szymanski

Town Board Members:

Dino Fudoli, Supervisor
John M. Abraham
Mark Aquino
Ronald Ruffino, Sr.
Donna G. Stempniak

Engineering Consultant:

Robert Harris, Wm. Schutt & Associates

Town Attorney:

John M Dudziak

Town Highway Superintendent:

Daniel J. Amatura

Building & Zoning Inspector:

Jeffrey H. Simme

Gentlemen/Ladies:

Enclosed is a draft copy of the minutes of a meeting of the Planning Board of Lancaster which was held December 4, 2013. Please review it for errors and completeness. These minutes will not become final until approved at a subsequent Planning Board meeting, and may be amended before approval.

Sincerely yours,

Neil Connelly
Planning Board Chairman

NC:mn
Encl.

A meeting of the Planning Board of the Town of Lancaster, Erie County, New York was held at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York, on the fourth day of December 2013 at 7:30 P.M, and there were present:

PRESENT: Neil Connelly, Chairman
Rebecca Anderson, Member
Anthony Gorski, Member
Joseph Keefe, Member
Lawrence Korzeniewski, Member
Kristen McCracken, Member
Melvin Szymanski, Member

EXCUSED: None

ABSENT: None

ALSO PRESENT:

Town Board Members: Donna G. Stempniak

Other Elected Officials: None

Town Staff: Robert Harris, Engineering Consultant-Wm. Schutt & Assoc.
Jeffrey H. Simme, Building & Zoning Inspector
Scott Pease, Assistant Building Inspector
Nicholas LoCicero, Town Prosecutor
Mary Nowak, Recording Secretary

Meeting called to order by Chair Connelly at 7:30 P.M.

Pledge of Allegiance led by Member Melvin Szymanski.

Minutes – A motion was made by Joseph Keefe to approve the minutes from the October 2, 2013 Planning Board Meeting. Motion seconded by Melvin Szymanski and unanimously carried.

Administrative Items – Tentative Schedule of Planning Board Meeting Dates for 2014 was provided to the Planning Board. Following a brief discussion and two changes to the schedule, the Planning Board accepted the revised Planning Board Meeting Schedule for 2014. (See attached schedule).

Member McCracken asked the Chairman if the meeting time for the Planning Board would be changed to 7:00 PM beginning in January 2014. The Planning Board decided that the meeting time for Planning Board Meetings will remain at 7:30 PM.

Council Member Donna Stempniak reminded the Chairman that a letter must be sent to the Town Board requesting reappointment for the Chairman of the Planning Board for 2014. The letter can be sent to the Town Board through the Town Clerk's Office.

Communications List – 12/04/2013

- 12.04.01 Transmittal from Town Clerk with comments from Erie County Planning, Division of Sewerage Management, and Public Works, regarding Harris Hill Road proposed rezone for the development of 252 apartment units. (Dated October 9, 2013)
- 12.04.02 Copy of FOIL request from Steven Ricca of Jaeckle, Fleishmann, and Mugel, dated October 1, 2013, along with response from Johanna Coleman, Town Clerk, in regards to applications and approvals concerning residential subdivisions since January 1, 2012.
- 12.04.03 SEQR response from NYSDEC regarding rezoning / construction of Townhomes at 00 & 5828 Broadway.
- 12.04.04 SEQR response from Erie County Department of Health regarding rezoning / construction of Townhomes at 00 & 5828 Broadway.
- 12.04.05 Memo from Jeff Simme cancelling October 16, 2013 Planning Board meeting.
- 12.04.06 Zoning Board minutes from meeting of October 10, 2013.
- 12.04.07 Letter from ECDPW dated 10/21/13 to Ken Zollitsch of Greenman-Pedersen, Inc., with no additional comments regarding Autumnwood Subdivision.
- 12.04.08 SEQR response from ECDEP dated 10/21/13 with comments regarding rezone of 00 & 5828 Broadway.
- 12.04.09 Memo from Jeffrey Simme, Code Enforcement, with a final revised and approved sketch plan for Summerfield Farms Subdivision, Part 6.

- 12.04.10 Memo from General Crew Chief McCracken dated 10/30/13, stating he has no issues with Summerfield Farms Subdivision, Part 6.
- 12.04.11 Memo from Jeffrey Simme, cancelling the 11/06/13 Planning Board meeting.
- 12.04.12 Minutes from Special Meeting of Municipal Review Committee on 11/16/13.
- 12.04.13 Notice of SEQR review to be held 11/18/13 from John Dudziak, Town Attorney, regarding the grant for the Town of Lancaster Tree Planting Program.
- 12.04.14 Letter from Robert Harris, Town Engineer, dated 11/25/13, with comments regarding the proposed Springhill Suites, Transit Rd.
- 12.04.16 Notice of SEQR review to be held 12/02/13 from John Dudziak, Town Attorney, regarding the rezone at 00 & 5828 Broadway.
- 12.04.17 Letter to Neil Connelly, Planning Board Chairman, from Morgan Fay, Payroll Supervisor, regarding Planning Board semi-annual pay. Payment will be made December 27, 2013.
- 12.04.18 Letter from Robert Harris, Town Engineer, dated 12/02/13, with comments regarding the Transit Wehrle Regal Center proposal from Benderson Development for site plan modifications.
- 12.04.19 Minutes from Special Meeting of Municipal Review Committee on 12/02/13.
- 12.04.20 Letter from Cheryl Henry, Young Wright, with list of requested variances for proposed Springhill Suites Hotel, Proj. #1625.
- 12.04.21 Letter from Kyle Blackall, Carmina Wood Morris, PC addressing comments provided by Wm. Schutt & Assoc. regarding Transit Wehrle Proposed Retail Building, Proj. #6373.

ACTION ITEMS -

SITE PLAN REVIEW – SPRINGHILL SUITES HOTEL, 6651 TRANSIT ROAD (AT FREEMAN ROAD). NEW HOTEL & PAVED PARKING, 108 ROOMS. PROJECT NO. 1625. CONTACT PERSON: ANDREW MARINO OF TREDO ENGINEERS.

Andrew Marino of Tredo Engineers presented to the Planning Board the site plan review for Springhill Suites Hotel (owned by Scott's Development) located at 6651 Transit Road at Freeman Road behind the existing Friendly's Restaurant. The two-story hotel will have 108 rooms and a conference room. The 235' wide front of the hotel will face toward Russell's Steak, Chops & More Restaurant and the existing roundabout. The site plan shows two entrances with a fire access road around the hotel. The main entrance will have a drive-under. The hotel will have a pool with a covered patio. The site plan also shows sidewalks and curbs around the entire hotel. A stack-step dry stone retaining wall is shown along the north property line. Mr. Marino told the Planning Board that this project will require several variances from the Zoning Board of Appeals. The following items were discussed:

Property Survey – Mr. Marino told the Planning Board that there are two conflicting surveys for this parcel and that the applicant is in the process of having the proper survey determined. The Planning Board stated that this project will require a clean survey to go before the Town Board.

Height of Buildings – The site plan shows the height of the building to be 57'10" which will require a variance. Town code building height is 35'

Parking Spaces – The site plan shows 213 parking spaces. There was a discussion regarding how many parking spaces are required for the conference room portion of the project. The parking space requirement for the conference room needs to be clarified. If additional spaces are required, a variance will be required.

Setback – The site plan shows a 5' setback for parking along the south side of the project at Freeman Road. Town code setback is 25'. This setback will require a variance. Mr. Marino stated that a solid hedgerow barrier will be put in along the property line.

Drainage – Site plan shows two retention beds. There will be underground detention under the parking lot.

Greenspace – Mr. Marino told the Planning Board that the site plan presented this evening shows 25% greenspace on this parcel. However, this may not remain permanent greenspace. The undeveloped area to the east may not remain undeveloped permanently.

Signage – Both the monumented ground sign at the front of the project and the pole sign to be located near the NYS Thruway will need variances. The pole sign will require two variances: one for height and one for square footage of sign.

The Planning Board stated that this is an archeologically sensitive area and must be addressed by the applicant.

DETERMINATION

At the request of the applicant this project is tabled to a future Planning Board Meeting at which time the applicant will provide the Planning Board with clarification regarding the survey for this property, and resolve issues with Russ Salvatore. Motion was made by Melvin Szymanski to table this project. Motion seconded by Kristin McCracken and unanimously carried. Roll call vote as follows:

Chair Connelly – Yes
Rebecca Anderson – Yes
Anthony Gorski - Yes
Joseph Keefe – Yes

Lawrence Korzeniewski – Yes
Kristen McCracken – Yes
Melvin Szymanski – Yes

SITE PLAN REVIEW – TRANSIT WEHRLE REGAL CENTER, 6703 – 6733 TRANSIT ROAD. 8,000 SQ. FT. RETAIL BUILDING LOCATED WITHIN EXISTING PARKING LOT OF THE REGAL CENTER. MODIFICATIONS TO THE PARKING LOT IN FRONT OF THE HOBBY LOBBY BUILDING ALONG WITH THE CONSOLIDATION OF TWO CUTS INTO ONE ALONG WEHRLE DRIVE. PROJECT NO. 6373. CONTACT PERSON: JAMES BOGLIOLI OF TRANWER, LLC.

James Boglioli of Tranwer, LLC presented to the Planning Board the site plan for Transit Wehrle Regal Center located at 6703 – 6733 Transit Road. The site plans shows a proposed 8,000 sq. ft. building located within the existing parking lot. This building will be for retail use. Greenspace will be increased around the proposed building. The building will match the existing building at the northwest corner of the parking lot. The site plan also shows modifications to the entrances on Wehrle Drive into the parking lot. The entrance to the east will be left as is. The two driveways near Transit Road will be combined and located east of the current driveway near Transit Road. The proposed driveway will run past the proposed new building and to the parking lot of the existing Steak and Lube Restaurant. Required parking spaces for the entire project is 974. The number of proposed parking spaces is 1,242. No variances will be required for this project.

SEQR – Councilmember Donna Stempniak questioned some of the information provided by the applicant on the SEQR application. As she went over the items in question, Mr. Boglioli did acknowledge that some of the information was inaccurate and that it would be corrected. Also, some of the details in the answers need to be clarified.

Connection with Dairy Queen parking lot – There was a question regarding whether the owner of the existing Dairy Queen Grill & Chill would be removing the barrier and allow interconnectivity with the Transit/Wehrle Regal Center. Mr. Boglioli stated that he has been in contact with the owner of Dairy Queen and that Dairy Queen is not interested in interconnectivity. Mr. Boglioli told the Planning Board that if the Town wants to meet with Mr. Boglioli and the owner of Dairy Queen to discuss the removal of the barrier, he would be happy to do so.

DETERMINATION

Based on the information provided to the Planning Board, a motion was made by Lawrence Korzeniewski to approve the site plan with the following condition: 1.) Subject to approval by Town Engineer of applicant's submittals. Motion seconded by Kristin McCracken and unanimously carried.

Roll call vote as follows:

Chair Connelly – Yes
Rebecca Anderson – Yes
Anthony Gorski - Yes
Joseph Keefe – Yes

Lawrence Korzeniewski – Yes
Kristen McCracken – Yes
Melvin Szymanski – Yes

OTHER MATTERS – Member Anderson asked to be excused from the next scheduled Planning Board Meeting on December 18, 2013.

At 8:50PM a motion was made by Rebecca Anderson to adjourn the meeting. Motion seconded by Joseph Keefe and unanimously carried.



Town of Lancaster

TOWN PLANNING BOARD

21 Central Avenue
LANCASTER, NEW YORK 14086

PLANNING BOARD MEETING SCHEDULE FOR 2014

| <u>Meeting Date</u> | | <u>Submission Date</u> |
|---------------------|----------------------------------|--|
| January | 8, 2014 22, 2014 | December 24, 2013 January 7, 2014 |
| February | 5, 2014 19, 2014 – No Meeting | January 21, 2014 XXXXXX |
| March | 5, 2014 19, 2014 | February 18, 2014 March 4, 2014 |
| April | 2, 2014 16, 2014 | March 18, 2014 April 1, 2014 |
| May | 7, 2014 21, 2014 | April 22, 2014 May 6, 2014 |
| June | 4, 2014 18, 2014 | May 20, 2014 June 3, 2014 |
| July | 2, 2014 16, 2014 | June 17, 2014 July 1, 2014 |
| August | 6, 2014 20, 2014 – No Meeting | July 22, 2014 XXXXXX |
| September | 3, 2014 17, 2014 | August 19, 2014 September 12, 2014 |
| October | 1, 2014 15, 2014 | September 16, 2014 September 30, 2014 |
| November | 5, 2014 19, 2014 | October 21, 2014 November 4, 2014 |
| December | 3, 2014 17, 2014 | November 18, 2014 December 2, 2014 |



Town of Lancaster

TOWN PLANNING BOARD

21 Central Avenue
LANCASTER, NEW YORK 14086

MEMO

TO: The Honorable Town Board
Town of Lancaster

FROM: The Town of Lancaster Planning Board

DATE: December 4, 2013

RE: Springhill Suites Hotel

PROJECT #: 1625

LOCATION: 6651 Transit Road (at Freeman Road)

TYPE: Site Plan Review

RECOMMENDATION: Tabled to a future Planning Board Meeting

Roll call vote:

Chair Connelly - Yes

Rebecca Anderson - Yes

Anthony Gorski - Yes

Joseph Keefe - Yes

Lawrence Korzeniewski - Yes

Kristen McCracken - Yes

Melvin Szymanski - Yes

CONDITIONS: 1. Applicant to provide clarification regarding survey for this property.
2. Issues with Russ Salvatore to be resolved.

COMMENTS: None



Town of Lancaster

TOWN PLANNING BOARD

21 Central Avenue
LANCASTER, NEW YORK 14086

MEMO

TO: The Honorable Town Board
Town of Lancaster

FROM: The Town of Lancaster Planning Board

DATE: December 4, 2013

RE: Transit Wehrle Regal Center

PROJECT #: 6373

LOCATION: 6703 – 6733 Transit Road

TYPE: Site Plan Review

RECOMMENDATION: Approval

Roll call vote:

Chair Connelly - Yes

Rebecca Anderson – Yes

Anthony Gorski – Yes

Joseph Keefe - Yes

Lawrence Korzeniewski - Yes

Kristen McCracken – Yes

Melvin Szymanski – Yes

CONDITIONS: Subject to approval by Town Engineer of applicant's submittals.

COMMENTS: None

Civil Engineering
Environmental Engineering
Municipal Engineering
Land Surveying



Project Management
Construction Support Services
Landscape Architecture
SWPPP Services

December 10, 2013

Honorable Town Board
Town of Lancaster
Lancaster, NY 14086

Re: Creekside at Pleasant Meadows Subdivision 6 Phase 2
Water Line, and Pavement and Curb, and Storm Sewers

Dear Board Members:

The above improvements installed at Creekside at Pleasant Meadows Subdivision 6 Phase 2 have been constructed in accordance with Town specifications.

We therefore recommend that Public Improvement #705 for waterline, Public Improvement Permit #706 for pavement and curb and Public Improvement Permit #707 for storm sewers be accepted by the Town.

This subdivision includes the following footages of pavement and number of hydrants:

| | |
|---------------|----------|
| Newberry Lane | 860 L.F. |
| Hydrant | 1 |

A Public Improvement Permit for street lighting will be required for this subdivision.

If you have any questions or comments please call.

Very truly yours,

Robert R. Harris, P.E.
Town Engineer

Cc Town Clerk
Town Attorney



13-12-10-06168B-PM Creekside2-TB-1-rrh.doc

764



MEMORANDUM

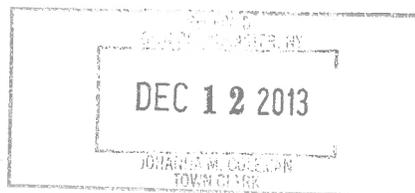
DATE: December 12, 2013
TO: Johanna Coleman, Town Clerk
FROM: Chief Gerald J. Gill, Jr.
SUBJECT: Articles/Communications

A handwritten signature in dark ink, appearing to read "Gerald J. Gill, Jr.", is written over the "FROM:" line of the memorandum.

Please place the attached documents on communications.

If there are any questions, please feel free to contact me.

Enclosures



Adopted Resolution: 301

Ayes: Mayor Maute, Trustees O'Brien, Robinson,
Schroeder, and Sugg

➤ **FIRE CHIEF** – Scott Kuhlmeier

The Fire Department Ladies Auxiliary Halloween parade will be held on October 30th at 6:00 p.m.

He provided an update on the air bank compressor filling station agreement. He has received verbal agreements from four (4) of the six (6) parties. He is awaiting formal signatures. The department is still able to get its air bottles filled at the current time.

➤ **CODE ENFORCEMENT OFFICER** – Ryan McNichol

He provided an update on the property located at 5268 Broadway. The owner has filed paperwork with the Erie County Rehabilitation Loan program for a new roof.

* He is working on a house number inventory for the Police Department.

There is a rodent issue at 20 Vandenberg Avenue. He referred the owner to the Erie County Vector Control program.

➤ **COMMUNITY DEVELOPMENT** – Jeff Stribing

The contractor has completed the asbestos abatement inside the LVP Complex. The abatement of the exterior portion of the building has started. A wall is being put up this week for the interior division of the remaining section, and the electric service is being done. A schedule has been prepared for the deconstruction of the building.

The application for a Community Development Block Grant (CDBG) was submitted by the grant writers for a proposed project to improve sidewalks on Central Avenue.

➤ **PLANNING COMMISSION** – James Allein

No report.

➤ **DPW** – William Cansdale

Mayor Maute requested that the lighting project and landscaping be completed for the Veterans Park Memorial Re-dedication during the upcoming weekend.

Motion by **Trustee Schroeder** and seconded by **Trustee Sugg** to authorize the purchase of a medium size dump truck on an emergency basis, for an amount not to exceed \$75,000.00, to replace a truck with a burnt out engine that is required for leaf pick up; and further directing Superintendent Cansdale to submit such purchase to the grant writers to apply for reimbursement through a recycling grant.

Adopted Resolution: 302

Ayes: Mayor Maute, Trustees O'Brien, Robinson,
Schroeder, and Sugg

Motion by **Trustee Schroeder** and seconded by **Trustee O'Brien** to declare a 1995 Ford Sweeper as surplus equipment and authorizing Superintendent Cansdale to advertise to receive sealed bids for the sale of said equipment.

Christmas Bells



I heard the bells on Christmas Day
Their old, familiar carols play,
And wild and sweet
The words repeat
Of peace on earth, good-will to men!

And thought how, as the day had come,
The belfries of all Christendom
Had rolled along
The unbroken song
Of peace on earth, good-will to men!

Till, ringing, singing on its way,
The world revolved from night to day,
A voice, a chime,
A chant sublime
Of peace on earth, good-will to men!

Then from each black, accursed mouth
The cannon thundered in the South,
And with the sound
The carols drowned
Of peace on earth, good-will to men!

And in despair I bowed my head:
"There is no peace on earth," I said;
"For hate is strong,
And mocks the song
Of peace on earth, good-will to men!"

Then pealed the bells more loud and deep:
"God is not dead; nor doth he sleep!
The Wrong shall fail,
The Right prevail,
With peace on earth, good-will to men!"

By Henry Wadsworth Longfellow

To the officer who gave a Gift Card at Tim Hortons

Ring out the message of
peace and goodwill.

Merry Christmas!

Just a note to say thank you for the nice gesture of
giving a gift card for customer coffee at the Tim Hortons
at Aurora St and Wexham St on 11/24/13. It was a long
morning - needed my coffee - and to my surprise the clerk
told me it was free - I asked by who and he said an officer
dropped off a gift card. I asked what dept - he stated Lancaster.
Thank you again! I will pass on the same kindness. Rosanne M.

Pesany family's personal appeal

*Dear friends, neighbors
and colleagues:*

Tragic events happen to other people's families...until July 1, 2013. That was the day we nearly lost our 15-year-old son, JJ.

On that ordinary summer day after the conclusion of a football camp held at Lancaster High School, JJ along with two other athletes and their coach sustained a horrific electrical shock from a portable goal post and a high voltage power line. JJ would not be with us today if it hadn't been for the immediate and heroic life-saving efforts of Lancaster Det. Keith Kerl, the resuscitation support of Lancaster Police Officer Robert Cornell, the vital stabilization efforts and urgent transport of the first responders from the Lancaster Volunteer Ambulance Corps, and the specialized treatment at Women & Children's Hospital Pediatric Intensive Care Unit (PICU).

In the surreal and terrifying hours after the incident, it was the remarkable medical team at the PICU that not only provided the extreme critical care JJ needed to survive, but offered support and hope for

our family as we tried to cope with this tragedy. During the anxious days that followed, it was the skill and dedication of the entire PICU staff that nurtured JJ through his numerous injuries and helped our family channel positive energy towards his recovery.

Our family is grateful for the extraordinary efforts of dozens of outstanding people who touched our lives that day. We are also thankful for the continued thoughts and prayers from the Western New York community as JJ and our family continue to heal from this tragic event.

It is because we are so thankful to everyone at the PICU in helping to save JJ's life that we are reaching out to the community. As you contemplate your year-end giving, we hope you will please consider joining us in supporting one of our region's most vital assets.

We hope you and your family will never be in need of the PICU, though many children in Western New York have, and unfortunately many more will in the future. We never imagined this trauma would happen to our family, but we are forever grateful for the

PICU in our gravest time of need.

Please join us in supporting this invaluable institution we are so lucky to have in our community.

If you would like to contribute in JJ's honor, please make checks payable to:

Women & Children's Hospital of Buffalo c/o PICU or send to 55 Stony Brook Drive, Lancaster, NY, 14086.

In collaboration with our family's efforts to support Women & Children's Hospital PICU, our entire neighborhood is recognizing JJ's story in an annual festival of white lights known as "Stony Brook Shines for Others." Every holiday season our neighbors celebrate and support a dedicated children's charity, and this year the 300 plus participating families and the hundreds of Western New Yorkers who visit our neighborhood will join forces to raise funds for the PICU. A community gathering and check presentation is planned at 7 p.m. Thursday, Dec. 19.

Sincerely,
Joe and Jennifer Pesany
Lancaster, NY

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Private Page



Lancaster Police Department

★★★★★

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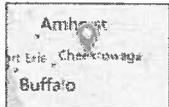
Update Page Info

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Police Station
525 Pavement Road, Lancaster, New York, U.S.A. This page is not constantly monitored. For emergencies, dial 9-1-1. For other complaints that require prompt attention, please call



3,479 Likes



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What have you been up to?

Lancaster Police Department 21 minutes ago

LANCASTER POLICE DEPARTMENT OFFICER HONORED

Officer Robert Cornell was recently recognized by the Western New York Regional Traffic Alliance, which endeavors to ensure the region's roadways are safe. Officer Cornell was honored for his enforcement efforts which he performs "with respect to the citizens he encounters- always performing his duties with sound judgment and restraint."

Like · Comment · Share

Janel Lewandowski, Janet Rusinski and 2 others like this.

Janet Rusinski Great job!! 7 minutes ago · Like

Terri Holtz Congratulations!! 5 minutes ago · Like

Write a comment...

339 people saw this post

Boost Post

Lancaster Police Department 2 hours ago

An old photo of West Main Street in Lancaster looking east

Recent Posts by Others on Lancaster Police Department

See All

Town Line Volunteer Fire Department Thank you to the Lancaster Police Department and Lanca... 2 · December 10 at 9:29am

Lisa Dzwigal Are you still doing the toy drive? I posted it on my wall and I... 1 · 3 · December 4 at 7:46pm

Town Line Volunteer Fire Department Thanks to the Lancaster Police Department for their escor... 7 · December 2 at 10:42am

Town Line Volunteer Fire Department Thanks to the Lancaster Police Department for their escor... 7 · December 2 at 10:42am

Lisa Dzwigal I know I always post on here that the cemetery needs more... 1 · November 28 at 12:22am

More Posts

Reviews

See All

765

Michael J. LoCicero, Esq.
25 Central Avenue
Lancaster, New York 14086
Telephone: (716) 684-8600
Facsimile: (716) 681-8601

December 12, 2013

Via E-mail

Honorable Town Board of Lancaster
C/O Joanna Coleman, Town Clerk
Attn: Lynn Sasha
21 Central Avenue
Lancaster, New York 14086

Re: Lancaster Industrial Development Agency Reappointment

Dear Sirs/Madams :

Let this letter serve as my official request for reappointment to the Lancaster Industrial Development Agency for 2014.

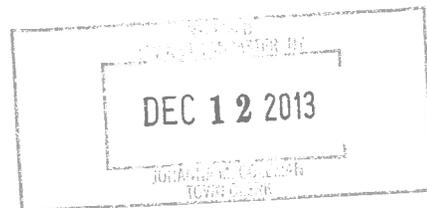
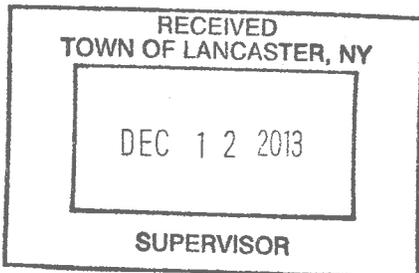
As a life-long resident, and as an attorney working out of the Town of Lancaster, I am very much interested in the town's industrial and commercial development and would like to continue to be involved in helping ensure that the quality of businesses that are located in our town are of the highest caliber and help promote economic growth.

My resume is attached hereto for your convenience.

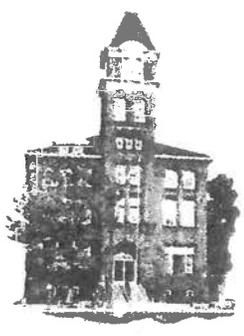
I appreciate your consideration in regards to this matter.

Truly yours,

Michael J. LoCicero, Esq.



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Town of Lancaster

OFFICE OF THE TOWN ATTORNEY

21 Central Avenue
Lancaster, New York 14086

PHONE: (716) 684-3342

FAX: (716) 681-7475

MEMO

JOHN M. DUDZIAK

Town Attorney

To: Johanna Coleman, Town Clerk

From: John M. Dudziak, Town Attorney

Date: December 12, 2013

Subject: P.I.P- Pleasant Meadows Subdivision 6/Creekside Phase 2

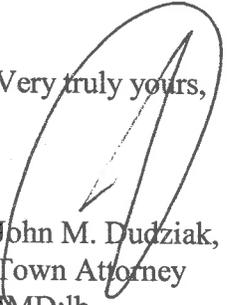
Dear Mrs. Coleman:

Enclosed please find the Maintenance Bonds for the Pavement and Curb, Storm Sewer and Water Line public improvements within the Pleasant Meadows Subdivision 5 for your records.

Please prepare a resolution accepting P.I.P. No. 705 (Water Line), P.I.P. No. 706 (Pavement and Curb), and P.I.P. No. 707 (Storm Sewer) for the above-referenced subdivision.

If there are any questions, please call.

Very truly yours,



John M. Dudziak, Esq.
Town Attorney
JMD:lb

Enc.

TOWN OF LANCASTER, NY
DEC 12 2013