

**PRESENTATION OF PREFILED RESOLUTIONS:**

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

**RESOLVED**, that the minutes of the Joint Meeting of the Town Board and the Planning Board held August 19, 2013 and the Regular Meeting of the Town Board held August 19, 2013 be and are hereby approved.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPNIAK	VOTED
SUPERVISOR FUDOLI	VOTED

September 3, 2013

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

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

Claim No. 32179 to Claim No. 32345 Inclusive

Total amount hereby authorized to be paid: \$850,039.47

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPNIAK	VOTED
SUPERVISOR FUDOLI	VOTED

September 3, 2013

File: Rclaims

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

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

**CODES:**

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

**NEW PERMITS:**

Pmt #	SW	Applicant Name	Address	Structure	Village
22008		Richard & Karen Snyder	13 Chicory Ln	Er. Fence	
22009		Amy Addesa	29 Riemers Ave	Re-Roof	
22010		Riverside Door & Windows, Inc.	5623 Broadway	Re-Roof	(V/L)
22011		Riverside Door & Windows Inc.	37 Woodgate Dr	Re-Roof	
22012		John & Christine Kowal	65 Pleasant View Dr	Re-Roof	
22013		Matthew Schwab	54 Lancaster Ave	Er. Fence	(V/L)
22014		John & Rosemary Conrad	45 Brady Ave	Re-Roof	(V/L)
22015		Mark & Danielle Wendell	17 Schilling Ct	Er. Garage	
22016		D Allen & Son Contracting	134 Stony Rd	Re-Roof	
22017		Wood Tex Products LLC	10 Sawgrass Ln	Er. Gazebo	
22018		Marrano/Marc Equity Corp	3 Kent Pl	Er. Dwlg.-Sin.	
22019		Silvan Pool and Construction	259 Pavement Rd	Er. Pool-Abv Grnd	
22020		Collingwood Construction Corp	5902 Broadway	Re-Roof	
22021		Todd Miklas	92 Lake Ave	Er. Shed	(V/L)
22022		DJC Land Development	6 Branch Way	Er. Dwlg.-Sin.	
22023		Patio Enclosures	6 Pheasant Run Ln	Er. Porch	
22024		David & Karen Pinkowski	100 Hinchey Ave	Er. Fence	(V/L)
22025		Mark Rusinek	48 Markey Ave	Re-Roof	
22026		James Walters	64 Williamsburg Ln	Inst. Generator	
22027		Katelyn McKenna	22 Creekwood Dr	Er. Shed	
22028		Eugene & Helen Kocz	12 Veterans Dr	Er. Shed	(V/L)
22029		Ann Ciszewski	59 Cotton St	Re-Roof	(V/L)
22030		A Best Inc	54 Village View	Re-Roof	
22031		Kristie Hammer	45 Banner Ave	Er. Fence	(V/L)
22032		Benderson Properties Inc	3615 Walden Ave	Er. Sign – Wall	(V/L)
22033		Robert Hudson Jr.	1 Sawgrass Ln	Er. Shed	
22034		Stockmohr Co. Inc	4797 William St	Re-Roof	
22035		David Yeomans	459 Central Ave	Er. Fence	
22036		Dan Frayne	9 Candlestick Ct	Re-Roof	
22037		Michael & Amy Pilat	11 Candlestick Ct	Re-Roof	
22038		Beauty Pools Inc.	67 Avian Way	Er. Pool-In Grnd	
22039		Kenneth Karl	95 Richmond Ave	Re-Roof	(V/L)
22040		Besroi Construction	15 Carlisle St	Er. Deck	
22041		F & D Construction Inc.	43 Church St	Re-Roof	(V/L)
22042		Paul & Elizabeth Penner	151 Fourth Ave	Er. Fence	(V/L)
22043		Nine/Ten Builders, LLC	116 Michael's Walk	Re-Roof	
22044		Anthony Mordino	7 Bentley Cir	Er. Fence	
22045		Paul & Susan Muldoon	80 Pheasant Run Ln	Er. Shed	
22046		Wilcox Brothers Sign Co.	4733 William St	Er. Sign - Wall	
22047		Wilcox Brothers Sign Co.	4733 William St	Er. Sign - Pole	
22048		Mark & Danielle Wendell	17 Schilling Ct	Er. Deck	
22049		Try-Lock Roofing Co. Inc.	110 Michael's Walk	Re-Roof	
22050		Sturm Roofing LC	1871 Como Park Blvd	Re-Roof	(V/L)
22051		Lynn Woods	8 Thomas Dr	Inst. Generator	
22052		Ronald & Rebecca Stock	6320 Genesee St	Er. Shed	
22053		Edward & Lynn Pizzarelli	11 Clermont Ct	Er. Shed	
22054		Marrano/Marc Equity Corp	7 Jonquille Ct	Er. Dwlg.-Sin.	
22055		Joseph Polniak Jr.	2 Sawgrass Ln	Er. Shed	
22056		Lawrence & Nagy Rozbicki	320 Seneca Pl	Er. Shed	
22057		5123 Transit LLC	5123 Transit Rd	Er. Comm. Add./Alt.	
22058		Sun Enterprises Inc.	19 Sterling Pl	Er. Shed	

**BE IT FURTHER**

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

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

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPNIAK	VOTED
SUPERVISOR FUDOLI	VOTED

September 3, 2013

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

**WHEREAS**, Wm. Schutt Associates, P.C., the Town of Lancaster's consulting engineer, has requested that the Town Board authorize an invitation to bid for the 2013 Sidewalk Ramp Replacement Project within the Town of Lancaster, and

**WHEREAS**, the Town Board has given due review and consideration to the request and deems it in the public interest to invite public bids in conformance with General Municipal Law Section 103 of the State of New York;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby invites public bids for the 2013 Sidewalk Ramp Replacement Project, said bids are to be in conformance with the plans and specifications which are available at the office of Wm. Schutt & Associates, P.C., 37 Central Avenue, Lancaster, New York 14086 and to be received in the Office of the Town Clerk, 21 Central Avenue, Lancaster, New York, no later than 10:00 A.M. Local Time on September 26, 2013 and opened thereafter.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

September 3, 2013

**NOTICE TO BIDDERS**

FOR THE

**TOWN LANCASTER**

**TOWN HIGHWAY DEPARTMENT 2013 SIDEWALK RAMP REPLACEMENT  
PROJECT**

Sealed bids for the proposed of the Town of Lancaster 2013 Sidewalk Ramp Replacement project in the Town of Lancaster will be received by the Town Clerk at her office in the Town Hall, 21 Central Avenue, Lancaster, New York on or before 10:00 A.M. local time on September 26, 2013, at which time they will be publicly opened and read aloud.

Contract Documents may be examined at the office of the Town Clerk and at the office of the ENGINEER, Wm. Schutt & Associates, P.C., 37 Central Avenue, Lancaster, New York 14086 between the hours of 9:00 A.M. and 4:00 P.M., except Saturdays, Sundays and Holidays.

Contract Documents for the Sidewalk Ramp Replacement Project may be obtained at the office of the ENGINEER upon deposit of \$50.00 per set [two (2) checks of \$25.00 each payable to the ENGINEER]. If requested in writing, the ENGINEER will mail the Contract Documents to those wishing to obtain a set upon receipt of the \$50.00 deposit plus a non-refundable mailing charge of \$25.00 per set, made payable to the ENGINEER. Bidders will receive a refund of the entire deposit upon returning plans and specifications in good condition within thirty (30) days of the bid award; non-bidders will be refunded one-half of the deposit upon the return of such plans and specifications in good condition within the thirty (30) days following the award of the Contract.

Proposals shall be made and received upon the following conditions:

Each proposal must be accompanied by the deposit of a certified check, payable to the Town of Lancaster, for a sum equal to five percentum (5%) of the total amount of the Bid, or a bond with sufficient sureties in a penal sum equal to five percentum (5%) of such total bid amount, conditioned that if the proposal is accepted, that he will execute within fifteen (15) days from the date of the acceptance of the proposal, a suitable security bond in the amount of the Contract, conditioned for the faithful and prompt performance and completion of the Work specified in the Contract.

All bid deposits except that of the successful bidder will be returned.

Upon acceptance of his Bid, if the successful bidder fails to enter into a Contract pursuant to the requirements of the Contract Documents, or fails to give the further security prescribed in this Notice, with the same time limited therein, then the check deposited as aforesaid and the monies standing to the credit of the same, shall be forfeited to the Town as liquidated damages, or the payment of the bond enforced for the benefit of the Town. The Town of Lancaster reserves the right to waive informalities in or to reject any and all bids.

This contract will be funded wholly or in part with federal funds, and as such, subject to all federal rules and regulations pertinent thereto, including but not limited to federal policy of encouraging the participation of minority and women business enterprises as sources of suppliers, equipment, construction and services.

Consulting Engineers:  
William Schutt & Associates, P.C.  
37 Central Avenue  
Lancaster, NY 14086-2143  
(716) 683-5961  
Date: September 5, 2013

By the Order of the Town Board of  
Lancaster, Erie County, New York

Johanna Coleman  
Town Clerk

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

**WHEREAS**, the Town Board is considering a proposed Local Law to clarify permitted uses in the Town's Neighborhood Business Zoning District; and

**WHEREAS**, the proposed Local Law was referred to the Planning Board for its review and recommendation, and the Planning Board recommended that the proposed Local Law be adopted at their August 7, 2013 meeting; and

**WHEREAS**, pursuant to the Town of Lancaster Code and the Municipal Home Rule Law, a public hearing is required on the proposed Local Law;

**NOW, THEREFORE,**

**BE IT RESOLVED** by the Town Board of the Town of Lancaster that:

1. A public hearing for the proposed Local Law is hereby set for September 16, 2013 at 7:15 o'clock P.M.
2. The Town Clerk is directed to provide notice of the public hearing as required by law.
3. This resolution is effective immediately.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPNIAK	VOTED
SUPERVISOR FUDOLI	VOTED

September 3, 2013

**LEGAL NOTICE**  
**PUBLIC HEARING**  
**TOWN OF LANCASTER**

**LEGAL NOTICE IS HEREBY GIVEN**, that pursuant to the Municipal Home Rule Law of the State of New York and Chapter 26 of the Code of the Town of Lancaster and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted September 3, 2013, the said Town Board will hold a Public Hearing on the 16<sup>th</sup> day of September, 2013 at 7:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, for the purposes of considering and possibly adopting a Local Law to amend the Town of Lancaster Zoning Code to clarify permitted uses in the Neighborhood Business Zoning District (NB). Copies of the proposed Local Law can be reviewed at Town Hall. At the time and place stated above, all interested members of the public shall be heard.

**TOWN BOARD OF THE  
TOWN OF LANCASTER**

**By: JOHANNA M. COLEMAN**  
**Town Clerk**  
**September 3, 2013**

**Town of Lancaster**  
**Local Law No. \_\_\_\_ of 2013**

**A Local Law Amending the Town of Lancaster Zoning Code to Clarify Permitted Uses  
in the Neighborhood Business District**

**Be it hereby enacted by the Town Board of the Town of Lancaster as follows:**

**Section 1:** Section 50-18(B)(1) of the Town of Lancaster Town Code is amended to add subparagraph (j) to read in its entirety as follows:

- (j) Attached dwelling units as permitted and regulated in the Multifamily Residential District 3 (MR3).

**Section 2:** Severability. Should any provision of this Local Law be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of this Local Law as a whole or any part thereof other than the part so decided to be unconstitutional or invalid.

**Section 3:** Effective Date. This Local Law shall be effective upon its filing with the Secretary of State in accordance with the Municipal Home Rule Law.

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

**WHEREAS**, the Town Board is considering the proposed **Try-It Distribution** Company's installation of a Compressed Natural Gas (CNG) fueling station for CNG vehicles located at 4437 Walden Avenue, Lancaster, New York, and

**WHEREAS**, THE Town of Lancaster Municipal Review Committee has reviewed the construction request and recommended its approval at their meeting on August 19, 2013, and

**WHEREAS**, the Town Board has duly considered the plans for the building, the Long Environmental Assessment Form, the criteria for determining significance set forth in 6 N.Y.C.R.R. § 617.7(c) of the State Environmental Quality Review Act ("SEQRA") regulations, and such other information deemed appropriate, including the recommendation of the Municipal Review Committee; and

**WHEREAS**, the Town Board has identified the relevant areas of environmental concern, has taken a hard look at these areas, and has made a reasoned elaboration of the basis for its determination; and

**WHEREAS**, the proposed action has been labeled an "Unlisted" action under SEQRA.

**NOW, THEREFORE,**

**BE IT RESOLVED** by the Town Board of the Town of Lancaster that:

1. The proposed Try-It Distribution Company's installation of a Compressed Natural Gas (CNG) fueling station for CNG vehicles located at 4437 Walden Avenue, will not result in any large and important impacts and, therefore, it is an action which will not have a significant adverse impact on the environment, and therefore the Board issues the attached negative declaration of environmental significance for the reasons stated therein.

2. The Town Clerk shall file a copy of the Negative Declaration in the file for the Project.

3. The Town Attorney's Office shall prepare and file a Notice of Determination of Non-Significance with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal.

4. This resolution is effective immediately.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPNIAK	VOTED
SUPERVISOR FUDOLI	VOTED

September 3, 2013

**NEGATIVE DECLARATION**  
**Determination of Non-Significance**

**Town of Lancaster Town Board**

**Dated: September 3, 2013**

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Town of Lancaster Town Board (the "Town Board"), has reviewed the proposed Try-It Distribution Company's installation of a Compressed Natural Gas (CNG) fueling station for CNG vehicles (the "Project"). The Town Board has determined the Project will not have a significant adverse environmental impact and that a Draft Environmental Impact Statement will not be prepared.

**Name of Action:** Try-It Distribution CNG Fueling Station

**Location of Action:** 4437 Walden Avenue, Lancaster, New York

**SEQR Status:** Unlisted Action.

**Description of Action:** The proposed action involves the installation of a Compressed Natural Gas (CNG) fueling station for CNG vehicles.

**Reasons Supporting this Determination:** Potential environmental impacts associated with the Project were identified in the Environmental Assessment Form. The Town analyzed the project under the criteria for determining significance identified in 6 NYCRR § 617.7(c)(1) and in accordance with 6 NYCRR § 617.7(c)(2) and (3). As indicated below based on each criterion specified in 6 NYCRR § 617.7(c)(1), the Project will not have a significant adverse impact on the environment.

1. The proposed action will not result in a physical change to the project site.
2. The proposed action will not affect any unique or unusual land forms found on the site.
3. The proposed action will not affect any water body designated as protected.
4. The proposed action will not affect any non-protected existing or new body of water.
5. The proposed action will have a small to moderate impact on surface or ground water quality or quantity.
  - It is noted that a State Pollution Discharge Elimination System (SPDES) General Permit for Discharge from Construction Activities is not required during construction, however, best management practices are required.
6. The proposed action will not alter drainage flow patterns or surface water runoff.

7. The proposed action will not affect air quality.
8. The proposed action will not affect any threatened or endangered species.
9. The proposed action will not substantially affect non-threatened or non-endangered species.
10. The proposed action will not affect agricultural land resources.
11. The proposed action will not affect aesthetic resources.
12. The proposed action will not impact any site or structure of historic, pre-historic or paleontological importance.
13. The proposed action will not affect the quantity or quality of existing or future open spaces or recreational opportunities.
14. The Town of Lancaster has not established a critical environmental area (CEA) pursuant to subdivision 6NYCRR617.14(g).
15. The proposed action will not affect existing transportation systems.
16. The proposed action will not affect the community's sources of fuel or energy supply.
17. There will not be objectionable odors, noise, or vibration as a result of this proposed action.
18. The proposed action will have a small to moderate affect on public health and safety.
  - It is noted that there is a small risk of explosion.
19. The proposed action will not effect the character of the existing community.
20. There is not, nor is there likely to be, public controversy related to potential adverse environmental impacts.

**For Further Information:**

Contact Person:	John M. Dudziak, Town Attorney
Address:	Town of Lancaster 21 Central Avenue Lancaster, New York 14086
Telephone Number:	(716) 684-3342

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

**WHEREAS** Jeff Gicewicz, has submitted a site plan prepared by Wendel, dated July 12, 2013, for the proposed construction of a Compressed Natural Gas (CNG) fueling station for CNG vehicles, for Try-It Distribution located at 4155 Walden Avenue, in the Town of Lancaster, and

**WHEREAS**, the site plan for this project was submitted to the Planning Board and was approved at their July 17, 2013 meeting, and

**WHEREAS**, a SEQR Review of this project was held and a negative declaration was issued on September 3, 2013;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby approves the site plan submitted by Jeff Gicewicz and prepared by Wendel, dated July 12, 2013, for the proposed construction of a Compressed Natural Gas (CNG) fueling station for CNG vehicles, for Try-It Distribution located at 4155 Walden Avenue in the Town of Lancaster.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPNIAK	VOTED
SUPERVISOR FUDOLI	VOTED

September 3, 2013

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

**WHEREAS**, the Town Board of the Town of Lancaster has held a public hearing pursuant to Chapter 50-Zoning, Section 24 (B)(1)(a) of the Code of the Town of Lancaster, upon the application of **Jeffrey Gicewicz**, on behalf of **Try-It Distribution**, for a Special Use Permit to install a Compressed Natural Gas (CNG) fueling station for CNG vehicles on premises located at 4155 Walden Avenue in the Town of Lancaster, Erie County, New York, and

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

**NOW, THEREFORE, BE IT**

**RESOLVED**, that to Chapter 50-Zoning, Section 24 (B)(1)(a), entitled "Light Industrial District (LI)" of the Code of Town of Lancaster, the Town Board of the Town of Lancaster does hereby grant a Special Use Permit to **Jeffrey Gicewicz**, on behalf of **Try-It Distribution**, for the property locally known as 4155 Walden Avenue in the Town of Lancaster, New York, upon the conditions as set forth in the Zoning Ordinance.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPNIAK	VOTED
SUPERVISOR FUDOLI	VOTED

September 3, 2013

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

**WHEREAS**, The Town Board has previously duly advertised for bids for the Lancaster Police Headquarters and Court Building (Public Safety Building) Building Furniture, and

**WHEREAS**, bids were received, opened and reviewed on July 30, 2013, and

**WHEREAS**, by letter dated July 31, 2013, Wm Schutt & Associates P.C., consulting Engineer for the Town of Lancaster, has recommended awarding the bid to Buffalo Office Interiors, being the lowest responsible bidder in the amount of \$312,661.71.

**NOW, THEREFORE, BE IT  
RESOLVED**, that the Town Board of the Town of Lancaster, hereby awards the bid for the Lancaster Police Headquarters and Court Building (Public Safety Building) Building Furniture, to Buffalo Office Interiors, 1418 Niagara Street, Buffalo, New York, 14213, in conformance with the specifications on file in the office of Wm Schutt & Associates P.C., in the total amount not to exceed \$312,661.71

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPNIAK	VOTED
SUPERVISOR FUDOLI	VOTED

September 3, 2013

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

**WHEREAS**, the Town Board has previously duly advertised for bids for the purchase of one (1) new and unused **10' Dump Body, Trailer Hitch and Related Equipment** for use by the Highway Department, and

**WHEREAS**, three (3) bids were received, opened and reviewed on August 22, 2013, and

**WHEREAS**, by letter dated August 22, 2013 the Highway Superintendent, Daniel Amatura, has recommended award of the bid to Valley Fab and Equipment, Inc., in the amount of \$20,696.00;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster, upon the recommendation of the Highway Superintendent, hereby awards the bid for one (1) new and unused **10' Dump Body, Trailer Hitch and Related Equipment** for use by the Highway Department, to Valley Fab and Equipment, Inc., 9776 Trevett Road, Boston, NY 14025 in conformance with the specifications on file in the office of the Town Clerk., in the total amount of \$20,696.00, with funds available from April 15, 2013 Bond for Highway Equipment.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

September 3, 2013

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

**WHEREAS**, the Town Board has previously duly advertised for bids for the purchase of one (1) new and unused **Class 7-4 x2 Cab/Chassis** for use by the Highway Department, and

**WHEREAS**, four (4) bids were received, opened and reviewed on August 22, 2013, and

**WHEREAS**, by letter dated August 22, 2013 the Highway Superintendent, Daniel Amatura, has recommended award of the bid to Fleet Maintenance, Inc., in the amount of \$72,968.00;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster, upon the recommendation of the Highway Superintendent, hereby awards the bid for one (1) new and unused **Class 7-4 x2 Cab/Chassis** for use by the Highway Department, to Fleet Maintenance, Inc., 67 Ransier Drive, West Seneca, NY 14224 in conformance with the specifications on file in the office of the Town Clerk., in the total amount of \$72,968.00, with funds available from April 15, 2013 Bond for Highway Equipment.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPNIAK	VOTED
SUPERVISOR FUDOLI	VOTED

September 3, 2013

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

**WHEREAS**, Daniel Amatura, Highway Superintendent of the Town of Lancaster by letter dated August 22, 2013 has requested the purchase of one (1) new and unused **2013 644K John Deere Wheel Loader** for the use of the Highway Department, and

**WHEREAS**, this truck is available from a New York State Bid Contract which eliminates the need for competitive bidding pursuant to §103 of General Municipal Law, and

**WHEREAS**, the Highway Superintendent will be trading in a 1996 John Deere 644G Wheel Loader, VIN# DW644GD5583 for an allowance of \$34,000.00, and

**WHEREAS**, the Town Board deems it in the public interest to approve the purchase of said Wheel Loader;

**NOW, THEREFORE, BE IT**

**RESOLVED**, as follows: The Town Board of the Town of Lancaster hereby approves the purchase of one (1) new and unused **2013 644K John Deere Wheel Loader** from the 2013 authorized state bid contractor Five Star Equipment, Inc., 284 Ellicott Road, Orchard Park, New York 14127 under State Bid Contract PC65307, as proposed by the Superintendent of Highways of the Town of Lancaster in the sum not to exceed the state contract price of \$220,355.25 minus the trade-in allowance of \$34,000.00 which brings the total expenditure sum to \$186,355.25 and shall be paid for with funds available from the April 15, 2013 Bond for Highway Equipment.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPNIAK	VOTED
SUPERVISOR FUDOLI	VOTED

September 3, 2013

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

**WHEREAS**, Daniel Amatura, Highway Superintendent of the Town of Lancaster, by letter dated August 20, 2013 has requested authorization to solicit bids for the purchase of One (1) new and unused **Vacuum Air Sweeper Mounted on a 4 x 2 Cab Forward Chasis**, for the use by the Highway Department, and

**WHEREAS**, the purchase will be paid for with funds from the Bond authorized on April 15, 2013 for Highway Equipment, and

**WHEREAS**, the Town Board has given due review and consideration to the request and deems it in the public's interest to invite public bids in conformance with General Municipal Law §103 of the State of New York;

**NOW, THEREFORE, BE IT  
RESOLVED**, as follows:

1. That Bids be received in the Office the Town Clerk by September 26, 2013, at 10:15 A.M. Local Time at the Town Hall, 21 Central Avenue, Lancaster, New York, for the purpose of purchasing One (1) new and unused Vacuum Air Sweeper Mounted on a 4 x 2 Cab Forward Chasis, for the use of the Highway Department in accordance with specifications on file in the Town Clerk's Office, and
2. That the Town Clerk be and is hereby authorized to place a Notice to Bidders in the Lancaster Bee and post notices thereof as required by Law, which Notice shall be in the form attached hereto and made a part hereof

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPNIAK	VOTED
SUPERVISOR FUDOLI	VOTED

September 3, 2013

**LEGAL NOTICE  
TOWN OF LANCASTER  
NOTICE TO BIDDERS**

**NOTICE IS HEREBY GIVEN**, that sealed bids will be received by the Town Clerk of the Town of Lancaster, Erie County, New York, in the Council Chamber of the Town Hall, 21 Central Avenue, Lancaster, New York, up to **10:15 A.M.**, Local Time, on the **26<sup>th</sup> day of September, 2013**, for the purpose of providing to the Town of Lancaster One (1) new and unused **Vacuum Air Sweeper Mounted on a 4 x 2 Cab Forward Chasis**, for the use by the Highway Department, in accordance with specifications on file in the Town Clerk's Office in the Town Hall, 21 Central Avenue, Lancaster, New York.

A Certified Check or Bid Bond in an amount representing five (5%) of the Total Gross Bid, payable to the Supervisor of the Town of Lancaster, and a Non-Collusive Bidding Certificate must accompany each bid.

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

**TOWN BOARD OF THE  
TOWN OF LANCASTER**

**BY: JOHANNA M. COLEMAN  
Town Clerk**

September 3, 2013

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

**NOW, THEREFORE BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster, upon the recommendation of the Director of Administration and Finance, hereby approves, as presented, the Services Proposal for Risk Management (Claims/Loss Control) with Lawley Service, Inc. for purposes of implementing a program to effectively control the town's workers compensation liabilities and costs.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPNIAK	VOTED
SUPERVISOR FUDOLI	VOTED

September 3, 2013

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

**NOW THEREFORE BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster, upon the recommendation of the Director of Administration and Finance, hereby (a) approves the Town's participation in the Chase Corporate Flex Card with Ultimate Rewards program, and the execution of all necessary documents for such participation, in order to facilitate greater efficiency in the Town's procurement program and in order to generate revenue for the Town as a result of Town procurement, and (b) approves the Town "Credit Card Use Policy," as presented, in order to ensure accountability and control for the use of Town-issued credit cards.

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

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPNIAK	VOTED
SUPERVISOR FUDOLI	VOTED

September 3, 2013