

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 Regular Meeting of the Town Board held September 16, 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

October 7, 2013

File: RMIN (P1)

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. 32503 to Claim No. 32745 Inclusive

Total amount hereby authorized to be paid: \$1,577,760.47

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

October 7, 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
22114		Robert E. Steinel	31 Stone Hedge Dr	Inst. Generator	
22119		Cynthia A. Stofer	11 Hunters Dr	Er. Res. Alt.	
22120		Todd & Anne Adamec	728 Aurora St	Er. Res. Alt.	
22121		Neth & Son Inc.	183 Enchanted Forest S	Re-Roof	
22122		Neth & Son Inc.	15 Sussex Ln	Re-Roof	
22123		Neth & Son Inc.	163 Westwood Rd	Re-Roof	
22124		PDQ Forestream Center LLC	4729-4731 Transit Rd	Re-Roof	
22125		Mark A. Zogaria, Jr.	27 Cobblestone Ct	Re-Roof	
22126		The Pool Guy	129 Theresa Dr	Er. Pool-Abv Grnd	
22127		Beauty Pools Inc.	64 Kennedy Ct	Er. Pool-In Grnd	
22128		Beauty Pools Inc.	64 Kennedy Ct	Er. Fence	
22129		Beauty Pools Inc.	18 Sawgrass Ln	Er. Pool-In Grnd	
22130		Beauty Pools Inc.	18 Sawgrass Ln	Er. Fence	
22131		Bulwark Construction	5797 Broadway	Er. Res. Alt.	
22132		Bulwark Construction	5799 Broadway	Er. Deck	
22133		Daniel Klein	5797 Broadway	Er. Res. Alt.	
22134		Bulwark Construction	5797 Broadway	Er. Res. Alt.	
22135		Bulwark Construction	5799 Broadway	Er. Deck	
22136		Bulwark Construction	5797 Broadway	Er. Res. Alt.	
22137		Bulwark Construction	5799 Broadway	Er. Deck	
22138		Bulwark Construction	5799 Broadway	Er. Deck	
22139		Frank & Maureen Bushley	24 Sawyer Ave	Dem. Bldg	(V/L)
22140		Steven Apple	204 Cemetery Rd	Er. Gazebo	
22141		Kevin Hopkins	43 Woodgate Dr	Er. Fence	
22142		Richard Greenawalt	78 Sterling Pl	Er. Fence	
22143		Gregory Giambra	318 Broezel Ave	Re-Roof	
22144		Paul Paprocki	507 Ransom Rd	Re-Roof	
22145		Stephen Asposto	51 Burwell Ave	Er. Garage	V/L)
22146		Dennis & Carol Talani	41 Sagebrush Ln	Re-Roof	
22147		Hometeck Roofing & Remodeling	21 Randolph St	Re-Roof	(V/L)
22148		Transit Road Apartments LLC	4845 Transit Rd	Re-Roof	
22149		Sahlems Roofing and Siding Inc	2 Sugar Mill Ct	Re-Roof	
22150		Sahlems Roofing and Siding	287 Enchanted Forest N	Re-Roof	
22151		Paul & Joann Switalski	126 Siebert Rd	Re-Roof	
22152		McCoy Five Properties LLC	166 Central Ave	Dem. Bldg	(V/L)
22153		McCoy Five Properties LLC	166 Central Ave	Er. Garage	(V/L)
22154		John & Kathleen Miskey	56 Simme Rd	Er. Dwlg.-Sin.	
22155		Majestic Pools Inc.	12 Ryan St	Er. Pool-In Grnd	
22156		Marrano/Marc Equity Corp.	22 Kent Pl	Er. Dwlg.-Sin.	
22157		Kevin King	56 Middlebury Ln	Er. Fence	
22158		Kevin King	56 Middlebury Ln	Er. Pool-In Grnd	
22159		Douglas & Marianne Buszka	145 William Kidder Rd	Er. Fence	
22160		Colley's Pool Sales Inc.	145 William Kidder Rd	Er. Pool-In Grnd	
22161		Vanda Istvan	67 Country Pl	Er. Fence	
22162		Jeffrey Toczek	49 Middlebury Ln	Er. Shed	
22163		Sun Enterprises Inc.	1802 Como Park Blvd	Er. Shed	
22164		David Tur	161 Brunck Rd	Er. Deck	
22165		Emiliano Geldres	105 Livingston St	Er. Res. Alt.	(V/L)
22166		Town of Lancaster	175 Pavement Rd	Er. Comm. Bldg.	
22167		The Vinyl Outlet Inc.	39 Southpoint Dr	Er. Deck	
22168		Premier Fence, Inc.	105 Field Ave	Er. Fence	(V/L)
22169		Franks Commercial & Home	55 Court St	Er. Res. Alt.	(V/L)
22170		Eric & Jennifer Engasser	7 Huntley Dr	Er. Shed	(V/L)
22171		Essex Homes of WNY Inc	46 Tranquility Trl	Er. Dwlg.-Sin.	
22172		Michael & Ann Lawandus	42 Sagebrush Ln	Re-Roof	
22173		H Cope Enterprises Inc.	41 Trentwood Trl N	Re-Roof	
22174		H Cope Enterprises Inc.	44 Broezel Ave	Re-Roof	(V/L)

22175	Opacic Momir	16 Prairie Ln	Er. Shed	
22176	Christopher E. Koenig	34 Tranquility Trl	Er. Fence	
22177	Kenneth Karl	95 Richmond Ave	Er. Res. Alt.	(V/L)
22178	Kenneth Karl	95 Richmond Ave	Er. Garage	(V/L)
22179	Jeffrey H Sime	12 St Davids Rd	Er. Deck	
22180	Mark & Gail Fahey	100 Pleasant Ave	Re-Roof	(V/L)
22181	Judith Diebold	97 Harvey Dr	Re-Roof	(V/L)
22182	Louis a Becht	450 Pleasant View Dr	Er. Garage	
22183	Jonathan & Sharon Clemons	3 Alyssum Ct	Er. Deck	
22184	Nicholas Flume	24 Milton Dr	Er. Fence	(V/L)
22185	Gerald Lewis DBA	14 Rollingwood Dr	Re-Roof	
22186	Bruce & Tracey Bucher	2 Nottingham Ln	Er. Shed	
22187	Kevin & Ann Marie McCarthy	26 Jonquille Ct	Er. Shed	
22188	Frederick Murschel	45 Tranquility Trl	Er. Shed	
22189	Miletic Dragan	10 Prairie Ln	Er. Shed	
22190	John & Karen Stock	219 Warner Rd	Re-Roof	
22191	Kevin King	56 Middlebury Ln	Er. Shed	
22192	Zenner & Ritter Co. Inc.	1436 Townline Rd	Inst. Generator	
22193	Steven Saporito	35E Drullard Ave	Er. Shed	(V/L)
22194	D Allen & Son Contracting Inc.	24 Lombardy St	Re-Roof	(V/L)
22195	Linda Bonsack	68 Freeman Dr	Er. Shed	
22196	Lori Anne Dexter	9 Villa Pl	Er. Pool-Abv Grnd	(V/L)
22197	Robert Tarbox	51S Irwinwood Rd	Er. Fence	(V/L)
22198	Beauty Pools Inc.	35 Chicory Ln	Er. Pool-In Grnd	
22199	Beauty Pools Inc.	35 Chicory Ln	Er. Fence	
22200	Gordon Smith	27 Holland Ave	Re-Roof	(V/L)
22201	Kenneth & Amarlys Trometer	48 Hedge Ln	Re-Roof	
22202	Michael & Donna Powell	300 Aurora St	Er. Fence	(V/L)
22203	D Allen & Son Contracting	57 Livingston St	Re-Roof	(V/L)
22204	Bill Wirth Roofing & Siding	5589 William St	Re-Roof	
22205	DJC Land Development	9 Silent Meadow Lane	Inst. Ingrnd. Sprinkler	
22206	Graffiti Grafix & Signs	6733 Transit Rd	Er. Sign - Wall	
22207	S.A.G. Construction	35 Newell Ave	Er. Res. Add.	(V/L)
22208	Monty & Beverly Schriau	179 Cemetery Rd	Inst. Generator	
22209	Joseph Biondolilo	43 Greenbriar Dr	Er. Shed	
22210	D Allen & Son Contracting Inc.	63 Sawyer Ave	Re-Roof	(V/L)
22211	Town of Lancaster	21 Central Ave	Er. Fence	(V/L)
22212	5123 Transit LLC	5123 Transit Rd	Er. Fence	
22213	The Vinyl Outlet Inc.	374 Townline Rd	Er. Fence	
22214	James & Georgia Harter	56 Church St	Re-Roof	(V/L)
22215	Francis Volpe	574 Hall Rd	Re-Roof	
22216	Kevin & Ann Marie McCarthy	26 Jonquille Ct	Er. Deck	
22217	James & Dawn Pagano	5086 William St	Er. Fence	
22218	John & Rebecca Kasinski	71 Burwell Ave	Er. Shed	(V/L)

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

BE IT FURTHER

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

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

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

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

WHEREAS, Alvin & Jamie Shrock, 6181 Broadway, Lancaster, New York have applied for a Dumping Permit for property situated at 6181 Broadway, within the Town of Lancaster, pursuant to Chapter 22-8 of the Code of the Town of Lancaster, and

WHEREAS, the application was referred to the Building Inspector and Town Engineer for review and recommendation, and

WHEREAS, the Building Inspector and Town Engineer have completed their review and by letter dated September 18, 2013 made a formal, favorable recommendation to the Town Board.

NOW, THEREFORE, BE IT

RESOLVED, that Alvin & Jamie Shrock, 6181 Broadway, Lancaster, New York be and are hereby authorized to dump and dispose of materials outside permitted sanitary landfills within the Town of Lancaster, namely on premises owned by the applicant at 6181 Broadway, said dumping to be in strict conformance with the application of the petitioner as filed in the Office of the Town Clerk, and,

BE IT FURTHER

RESOLVED, that **this permit is conditioned** in accordance with the recommendations of the Town Engineer and Building Inspector as follows:

1. Fill shall consist of dirt. No building demolition material such as wood, asphalt shingles, asbestos tiles, etc. are permitted.
2. Access to the site shall be controlled to prevent unauthorized dumping of non-permitted material.
3. Dirt tracked on the road must be cleaned on a daily basis and more often if necessary. The Town of Lancaster Police shall stop operation immediately upon complaint of dirty road.
4. Fill area shall be graded and seeded upon completion of filling.
5. Dumping will be allowed between the hours of 7 A.M. and 8 P.M. Monday thru Saturday. No dumping shall be allowed on Sunday.
6. Dust from the site shall also be prevented from migrating off site.

7. Fill shall only be placed in the areas which are indicated on the plot plan.
8. No signage for dumping allowed.
9. The source of the fill is St. Adalbert's Cemetery.
10. All drainage from the proposed fill area must flow to the southwest of the applicants property.

BE IT FURTHER

RESOLVED, that no building permit for the construction of any structure on the SBL premises upon which this dumping permit is issued shall be approved by the Town Building Inspector until such time as the Building Inspector certifies in writing to the Town Board that the conditions enumerated in this resolution have been fully complied with, and

BE IT FURTHER

RESOLVED, that pursuant to Chapter 22-8(D)(6) of the Code of the Town of Lancaster the permit authorization granted herein **expires one year from date of this resolution.**

The question of the adoption of the following 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

October 7, 2013

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

WHEREAS, the Town of Lancaster provides a leasehold in a town-owned building located at 525 Pavement Road to the Dormitory Authority of The State of New York for Office of Mental Health Buffalo Psychiatric Center, Lancaster Clinic, and

WHEREAS, the Town Board deems it in the public interest to continue this lease and enter into a five (5) year Lease Agreement, commencing April 1, 2013 and terminating March 30, 2018, with an option to renew for an additional five (5) years by the Dormitory Authority of The State of New York for Office of Mental Health Buffalo Psychiatric Center giving written notice of its intentions to the Town of Lancaster prior to the termination of the current agreement and giving assurance to the Town of an escalating rent payment for the occupancy of this space which is otherwise unused by the Town;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster, hereby authorizes the Supervisor of the Town of Lancaster to execute a Lease Agreement in the form approved by the Town Attorney, with the Dormitory Authority of The State of New York for Office of Mental Health Buffalo Psychiatric Center, Lancaster Clinic, for space in a town-owned building located at 525 Pavement Road, commencing April 1, 2013 and terminating March 30, 2018, with an option to renew for an additional five (5) years with an assurance to the Town of an escalating rent payment for the occupancy of this space

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

October 7, 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 September 16, 2013, has advised the Town Board that the Highway Department is in need of a location to dispose of leaves that are collected within the Town for purpose of composting, and

WHEREAS, the Town has a history of disposing leaves at Adam's Nurseries, Inc., located at 5799 Genesee Street, Lancaster, New York, and

WHEREAS, Adam's Nurseries, Inc., has indicated their willingness to enter into a yearlong agreement with the Town to accept up to 2,000 cubic yards per year of leaves for the purpose of composting, and

WHEREAS, Adam's has agreed to accept the delivered leaves for composting at no cost to the Town.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Highway Superintendent to enter into a contract with Adams Nurseries, Inc., for the purpose of composting, to be effective November 1, 2013 and terminating October 31, 2014, with no added costs to the Town, provided the appropriate insurance is in place, and subject to the approval of the Town Attorney.

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

October 7, 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 September 16, 2013, has advised the Town Board that the Town is being requested to deliver green waste materials to Good Earth Organics Corp., and

WHEREAS, the Town has been approached by a Green Earth Organics Corp., to dispose of leaves at their facility located at 5960 Broadway, Lancaster, New York, , and

WHEREAS, Green Earth Organics Corp., has indicated their willingness to enter into a yearlong agreement with the Town to accept up to 1,500 cubic yards per year of leaves for the purpose of composting, and

WHEREAS, Green Earth Organics Corp., has agreed to accept the delivered leaves for composting at no cost to the Town, provided that every driver of a Town of Lancaster vehicle, sign in each time they deliver a load to Green Earth Organics' site per New York State Department of Environmental Conservation requirements.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Highway Superintendent to enter into a contract with Green Earth Organics Corp., for the purpose of composting, to be effective November 1, 2013 and terminating October 31, 2014, with no added costs to the Town, provided the appropriate insurance is in place, and subject to the approval of the Town Attorney.

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

October 7, 2013

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

WHEREAS, the Town Board of the Town of Lancaster ("Town Board") has considered and evaluated a proposed Local Law which adds a permitted use within the Town's Neighborhood Business Zoning District; and

WHEREAS, the Town Board, acting as Lead Agency under the State Environmental Quality Review Act ("SEQRA") has performed the required environmental review and has issued a Negative Declaration for the proposed Local Law; and

WHEREAS, the Town Planning Board has reviewed and recommended approval of the proposed Local Law; and

WHEREAS, the Town referred the proposed local law to the Erie County Department of Environment and Planning in accordance with the General Municipal Law; and

WHEREAS, the Erie County Department of Environment and Planning responded that the proposed Local Law is a matter of local concern and presents no significant countywide or inter-community impact; and

WHEREAS, the Town Board called for, noticed, and held a public hearing on the proposed Local Law on September 16, 2013, where all interested parties were allowed to address the proposed Local Law;

NOW, THEREFORE,
BE IT RESOLVED by the Town Board of the Town of Lancaster that:

1. The attached **Local Law No. 2 of 2013** is hereby adopted.
2. The Local Law shall be effective upon its filing with the Secretary of State pursuant to the Municipal Home Rule Law.

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

October 7, 2013

**LEGAL NOTICE-
NOTICE OF ADOPTION
LOCAL LAW NO. 2 OF THE YEAR 2013
TOWN OF LANCASTER**

PLEASE TAKE NOTICE that there has been adopted by the Town Board of the Town of Lancaster, Erie County, New York, on October 7, 2013, Local Law No. 2 of the Year 2013, which amends Chapter 50, "Zoning", by amending Section 50-18(B)(1) of the Code of the said Town, to add subparagraph (j), briefly described as follows:

"A LOCAL LAW AMENDING THE TOWN OF LANCASTER ZONING CODE TO ADD ATTACHED DWELLING UNITS AS A PERMITTED USE IN THE NEIGHBORHOOD BUSINESS DISTRICT."

**TOWN BOARD OF THE
TOWN OF LANCASTER**

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

October 7, 2013

**Town of Lancaster
Local Law No. 2 of 2013**

A Local Law Amending the Town of Lancaster Zoning Code to Add a Permitted Use 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
 SUPERVISOR FUDOLI, WHO
 MOVED ITS ADOPTION, SECONDED BY
 COUNCIL MEMBER , TO WIT:

NOW, THEREFORE, BE IT

RESOLVED, that the Town of Lancaster hereby establishes the following as standard work days for the following appointed official and will report the 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 Lancaster Town Clerk:

Title	Name	SSN	Standard Work Day	Term Begins/ Ends	Participates in Employer's Time Keeping System	Registration #	Days/ Month
APPOINTED OFFICIAL							
Planning Board Member	Joseph Keefe		7	6/4/13 – 12/31/13	No		0.61

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

October 7, 2013

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

WHEREAS, the Recreation Leader of the Senior Center of the Town of Lancaster, by letter dated September 27, 2013 has recommended the appointment of Jane Davis of Depew, New York, due to a resignation, to the position of Recreation Instructor part-time permanent to teach Line Dance class at the Senior Center, working not more than nineteen and three-quarter hours per week.

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

1. That Jane Davis be and is hereby appointed to the position of Recreation Instructor part-time permanent in the Town of Lancaster Senior Center to teach Line Dancing class at the Senior Center, working not more than nineteen and three-quarter hours per week. Line Dance class is currently scheduled to meet once per week for approximately two hours per class.
2. That Jane Davis shall be compensated at an hourly rate of \$15.00.
3. That this appointment shall be retroactive to September 24, 2013.
4. That this being a part-time position, provides no health insurance, sick days, vacation, or other fringe benefits not specifically mandated for part-time employees.
5. That the Supervisor of the Town of Lancaster shall be authorized to take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

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

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

October 7, 2013

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

WHEREAS, The Town Board has previously duly advertised for bids for the proposed Town of Lancaster's 2013 Sidewalk Ramp Replacement Project, and

WHEREAS, bids were received, opened and reviewed on September 26, 2013, and

WHEREAS, Wm. Schutt, the Town of Lancaster's engineering consultant, by letter dated September 27, 2013, has recommended award of the bid to Surianello General Concrete Contractors, being the lowest responsible bidder in the amount of \$56,700.00;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby awards the bid for the Town of Lancaster's 2013 Sidewalk Ramp Replacement Project to Surianello General Concrete Contractors, Inc., 635 Wyoming Avenue, Buffalo, New York 14215 in the amount of \$56,700.00 being the lowest responsible bidder in conformance with the specifications on file in the office of the Town Engineer, Wm. Schutt and Associates;

BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized to execute this contract on behalf of the Town of Lancaster and to do all things necessary to effectuate the intent of this resolution.

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

October 7, 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 September 30, 2013 has requested authorization to solicit bids for the purchase of One (1) new and unused (**12” Disc Style**) **Brush Chipper**, for the use by the Highway Department, and

WHEREAS, the purchase will be paid for with funds from the monies received from previous equipment auctions held this year, 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; and

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

1. That Bids be received in the Office the Town Clerk by October 23, 2013, at 10:00 A.M. Local Time at the Town Hall, 21 Central Avenue, Lancaster, New York, for the purpose of purchasing One (1) new and unused (12” Disc Style) Brush Chipper, 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

October 7, 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 **10:00 A.M.**, Local Time, on the **23rd day of October, 2013**, for the purpose of providing to the Town of Lancaster One (1) new and unused (**12” Disc Style**) **Brush Chipper**, 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**

October 7, 2013

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

WHEREAS, the Town of Lancaster has heretofore established a Joint Social Work Counselor Program with the Lancaster Central School District and desires to continue this program, and

WHEREAS, the Town Board has received assurance of participation in funding by the Lancaster Central School District.

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

1. That the Lancaster Town Board hereby agrees to continue a joint program for a Social Work Counselor to work in the Town of Lancaster with Lancaster Central School children in response to a demonstrated need for such services in order to reduce juvenile delinquency; enhance educational and social opportunities for youth of the Town of Lancaster and to reduce the impact of drug use, truancy, vandalism, and juvenile pregnancy, and otherwise reduce the impact of social pressures upon single-parent youth, for the period commencing July 1, 2013 and ending June 30, 2014, and

2. The program has a total annual cost of approximately \$88,560.00 which includes \$52,285.00 for direct salary and \$36,275.00 for contractual expenses and fringe benefits for the period of July 1, 2013 to June 30, 2014, and the New York State Office of Children and Family Services shall contribute funding for said program in the amount of approximately \$1,034.00 of the direct salary portion; the Town of Lancaster will pay approximately forty-nine (49%) of the direct salary, plus fifty percent (50%) of the contractual expenses and fringe benefit costs for a grand total of \$43,763.00 to be drawn from the General Fund Account "Social Work Counselor Program", additionally the Lancaster Central School District will contribute approximately \$43,763.00 or forty-nine (49%) of the direct salary plus fifty percent (50%) of contractual expenses and fringe benefit costs as well, and

3. That Dino J. Fudoli, Supervisor of the Town of Lancaster is authorized to sign an Agreement, subject to the approval of the Town Attorney, to renew said program, said Agreement to be drawn by the Town Attorney, providing for participation in said program by the Town of Lancaster, and the Lancaster Central School District.

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

October 7, 2013

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

WHEREAS, the Executive Director of the Youth Bureau by letter dated August 28, 2013 recommends that the Town of Lancaster continue to participate in the collaborative effort with Lancaster Central School District by providing 50% of the annual compensation and 50% of the annual cost of health insurance coverage for the Coordinator for the Family Support Center within the Lancaster Central School District, and

WHEREAS, the annual compensation cost is approximately \$47,814.00; and the annual health insurance cost is approximately \$17,760.48, and

WHEREAS, the Town Board deems it in the public's interest to provide 50% of the annual compensation cost and annual health insurance cost to the District to ensure this service is maintained for the community.

NOW, THEREFORE, BE IT

RESOLVED, as follows:

That the Supervisor of the Town of Lancaster is hereby authorized to enter into an Agreement with the Lancaster Central School District for the purpose of providing a Coordinator for the Family Support Center for the period of September 1, 2013 to June 30, 2014 with the Town paying 50% of the annual compensation (\$23,907.00) and 50% of the annual health insurance (\$8,880.24) for the Program Coordinator to the Lancaster Central School District, subject to the approval of the Town Attorney.

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 STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

October 7, 2013

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

WHEREAS, the Town Board of the Town of Lancaster approved an Intermunicipal Agreement between the Town of Clarence and the Town of Lancaster to share duties of their Town's Assessor, Christine A. Fusco on April 2, 2012 for a term ending on December 31, 2013, and

WHEREAS, the Town of Lancaster desires to continue the Intermunicipal Agreement for a period of one year beginning on January 1, 2014 and ending December 31, 2014, renewing the terms and conditions of the current contract that expires on December 31, 2013.

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

1. That Christine A. Fusco is hereby designated to act as Assessor for the Town of Lancaster for the period January 1, 2014 through and including December 31, 2014, in accordance with law and the terms of the intermunicipal agreement between the Town of Lancaster and the Town of Clarence for such period; and
2. That the Town Supervisor be and is hereby directed to sign an Amendment to the Agreement, as presented, between the Town of Lancaster and the Town of Clarence to share duties of their Town's Assessor, Christine A. Fusco.

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

October 7, 2013

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

WHEREAS, the Recreation Leader of the Senior Center of the Town of Lancaster, by letter dated October 2, 2013 has recommended the appointment of Debra Thomson of Lancaster, New York, to the position of Recreation Attendant part-time permanent at the Senior Center, working not more than nineteen and three-quarter hours per week.

NOW, THEREFORE, BE IT

RESOLVED, that Debra Thomson be and is hereby appointed to the position of Recreation Attendant part-time permanent at the Senior Center at the rate of \$9.50 per hour, effective October 10, 2013, and that this being a part-time position, provides no health insurance, sick days, vacation, or other fringe benefits not specifically mandated for part-time employees, and

BE IT FURTHER,

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

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

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

October 7, 2013

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

WHEREAS, the Youth Board of the Town of Lancaster has recommended to the Town Board the reappointment of one (1) member and the appointment of one (1) additional member to serve on the Town of Lancaster Youth Board; and

WHEREAS, the Youth Board of the Town of Lancaster has recommended to the Town Board the reappointment of Reverend Leon Biernat as well as the appointment of John Zeis as a members of the Town of Lancaster Youth Board.

NOW, THEREFORE, BE IT

RESOLVED, that Reverend Leon Biernat, of Lancaster, New York and John Zeis of Bowmansville, New York be and are hereby appointed as members of the Town of Lancaster Youth Board for the term of October 8, 2013 through December 31, 2015.

BE IT FURTHER,

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

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

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

October 7, 2013

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

WHEREAS, Drescher & Malecki LLP, Certified Public Accountants has duly examined and audited the fiscal affairs of the Town of Lancaster, including the records and fiscal affairs of the Departments of the Town Clerk and Town Justices for the year ended December 31, 2012.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster accepts the December 31, 2012 audits by Drescher & Malecki LLP entitled “Statement of Changes in Cash Balances and Statements of Cash Receipts and Disbursements of the Town Clerk and Town Justices and Independent Auditors’ Report”.

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

October 7, 2013

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

WHEREAS, Drescher & Malecki LLP, Certified Public Accountants has
duly examined and audited the fiscal affairs of the Town of Lancaster for the year ended
December 31, 2012.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster accepts the
December 31, 2012 audit by Drescher & Malecki LLP entitled “Basic Financial Statements
with Independent Auditors’ Report”.

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

October 7, 2013

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

WHEREAS, Terrence McCracken, General Crew Chief of the Parks Recreation & Forestry Department of the Town of Lancaster, has requested that a cosmetic update be done to the original Town Hall Building located at 21 Central Avenue by having the lower level and first floor areas re-tiled, and

WHEREAS, the General Crew Chief of the Parks Recreation & Forestry Department of the Town of Lancaster, has requested that Wm. Schutt & Associates provide a scope of work and solicit bids to re-tile the lower level and first floor areas of the Original Town Hall Building, and

WHEREAS, John Wilson, Sr. Engineering Technician for Wm. Schutt & Associates, has obtained three price quotes for the re-tiling of the lower level and first floor areas in accordance with the Town of Lancaster's Procurement Policy, and

WHEREAS, by letter dated October 2, 2013, the General Crew Chief has recommended that the Town of Lancaster award the task of re-tiling of the lower level and first floor areas within the original Town Hall to **Milan Tile Co.**, 196 Bielak Road, Orchard Park, New York 14127, and

WHEREAS, funding for updating was anticipated during the bonding process for the Town Hall addition and is still available, therefore, there will be no budgetary impact on the 2013 Town budget.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor of the Town of Lancaster to sign the Acceptance of Proposal with **Milan Tile Co.**, 196 Bielak Road, Orchard Park, New York 14127 in accordance with their quote dated April 1, 2013 in the amount not to exceed \$26,635.69 to re-tile the lower level and first floor areas within the original Town Hall and to be paid for with funds available from the Town Hall Addition Bond.

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

October 7, 2013