

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
February 18, 2014 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

March 3, 2014

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 Assistant to the Supervisor, to wit:

Claim No. 34455 to Claim No. 34619 Inclusive

Total amount hereby authorized to be paid: \$1,362,138.04

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

March 3, 2014

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
22379		Craig Hausrath	7 Prairie Ln	Er. Fence	
22395		James E. Thibault	240 Westwood Rd	Er. Res. Alt.	
22396		Steven Andrea	17 Newell Ave	Er. Res. Add.	(V/L)
22397		Geoffrey Goodwin	6 Fieldstone Ln	Inst. Generator	
22398		Marrano/Marc Equity	3 Jonquille Ct	Er. Dwlg.-Sin.	
22399		Ryan Homes - NVR Inc.	55 Middlebury Ln	Er. Dwlg.-Sin.	

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 STEMPNIAK	VOTED
SUPERVISOR FUDOLI	VOTED

March 3, 2014

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

WHEREAS, Fairway Hills Development, LLC, 2730 Transit Road, West Seneca, New York 14224 has applied to the Town Board of the Town of Lancaster for permits for Public Improvements upon real property in the Town of Lancaster within Summerfield Farms Subdivision Phase V, and

WHEREAS, the Town Engineer of the Town of Lancaster has certified on the following permit applications that he has reviewed the improvement plans and permit applications for the installation of the public improvements requested, and that they conform to the Ordinances of the Town of Lancaster.

NOW, THEREFORE, BE IT

RESOLVED, that Public Improvement Permit Application Nos. 718, 719, 720 and 721 of Fairway Hills Development, LLC, 2730 Transit Road, West Seneca, New York 14224 which are permits for Public Improvements for the installation of:

P.I.P. No. 718 (Pavement & Curb)	Summerfield Farms Subdivision, Phase V, Pear Tree Lane, Willow Tree Walk and Crabapple Lane. Installation of 3,632± LF 28' wide asphaltic conc. pavement, Mirafi 140N Fabric, 12" sub-base No. 2 (NYSDOT 304.02), 4" Base Type 1 (NYSDOT 403.11), 2 ½ " Dense Binder Type 3 (NYSDOT 403.13), 1 ½ " Top Type 7F (NYSDOT 403.1901), 7,034± LF upright concrete curb w/6" underdrain.
P.I.P. No. 719 (Detention Basin)	Summerfield Farms Subdivision, Phase V, west of Crabapple Lane, rear of sublots 23 thru 31 - Installation of detention basin, along with all erosion control devices depicted on sheets 20 and 21 and as per detail sheet 22.
P.I.P. No. 720 (Storm Sewer)	Summerfield Farms Subdivision, Phase V on Pear Tree Lane, Willow Tree Walk and Crabapple Lane. Installation of approx. 411± LF of 6" PVC, 640± of 10" HDPE, 1,306± of 12" HDPE, 80± LF of 15" HDPE, 906± of 18" HDPE, 1,238± LF of 24" HDPE, 35± LF of 28" x 20" CMPA, Standard rcvrs - 17 ea., LD rcvrs - 10 ea., Backyard rcvrs - 15 ea., Standard manholes - 12 ea., Sediment Chamber - 2 ea., Outfall Structure - 1, 485± LF of regraded ditch.
P.I.P. No. 721 (Water Line)	Summerfield Farms Subdivision, Phase V, on Pear Tree Lane, Willow Tree Walk and Crabapple Lane. Installation of approx. 106± LF 8" D.I.P. Class 52, 1,598± LF 8" PVC, 50± LF 10" D.I.P. Class 52, 2,004± LF 10" PVC, hydrant assemblies - 6 ea., 8" and 10" line valves, reducers, permanent blow-off assemblies and all other appurtenances for a complete installation.

be and are hereby authorized conditioned on the construction of a temporary turnaround at the north end of Willow Tree Walk.

NOW THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster agrees to commit to pay the Erie County Water Authority's annual fire hydrant maintenance fee for six (6) fire hydrants within Summerfield Farms Subdivision, Phase V, once the hydrants are installed, tested, approved and placed in service.

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

March 3, 2014

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

WHEREAS, the Lancaster Rural Cemetery Association is seeking contribution for its operating expenses from the Town of Lancaster, and

WHEREAS, the Town Board previously reviewed this matter and has discovered that in the event that this not-for-profit organization ceases to exist, the Town of Lancaster would become responsible for the maintenance and upkeep of said cemetery pursuant to Town Law, which would place a significant financial burden on town taxpayers, and

WHEREAS, said funding was approved in the adopted 2014 Town of Lancaster budget in the sum of ten-thousand dollars (\$10,000.00), and

WHEREAS, the Town Board deems it in the public interest to provide financial assistance to the Lancaster Rural Cemetery Association so that this not-for-profit organization can continue to operate and maintain the Lancaster Rural Cemetery without this obligation falling to the Town, and

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor to provide the sum of ten-thousand dollars (\$10,000.00) to the Lancaster Rural Cemetery Association for its continued operation and maintenance of the before-mentioned cemetery, with said funds being provided in the adopted 2014 Town of Lancaster budget (line # A8810.449). The payments shall be dispersed in two (2) equal amounts of five-thousand dollars (\$5,000.00) each and be made during the months of May and October in the year 2014.

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

March 3, 2014

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

WHEREAS, by resolution adopted on February 18, 2014, the Town Board of the Town of Lancaster adopted a resolution appointing Matthew Fischione to the position of Assistant Code Enforcement Officer, part-time temporary in the Building Department, and

WHEREAS, due to an amendment to the resolution as presented to the Town Board, the amended resolution incorrectly stated the classification of this position as part-time temporary.

NOW, THEREFORE, BE IT

RESOLVED, that the resolution adopted on February 18, 2014, appointing Matthew Fischione to the position of Assistant Code Enforcement Officer, part-time temporary in the Building Department, is hereby rescinded.

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

March 3, 2014

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

WHEREAS, Jeffrey H. Simme, Code Enforcement Officer of the Town of Lancaster, by letter dated February 13, 2013, has requested the appointment of Matthew Fischione of Lancaster, New York to the position of Assistant Code Enforcement Officer, part-time permanent in the Building Department, working not more than nineteen and three-quarter hours per week, due to the anticipated medical leave of a full-time employee.

NOW, THEREFORE, BE IT

RESOLVED, that Matthew Fischione be and is hereby appointed to the position of Assistant Code Enforcement Officer, part-time permanent in the Building Department, effective February 19, 2014 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 Matthew Fischione be compensated on step in accordance with the following schedule:

85%	0 to 1820 hours cumulative service	\$14.73 per hour
90%	1821 to 2730 hours cumulative service	\$15.60 per hour
95%	2731 to 3640 hours cumulative service	\$16.46 per hour
100%	3641 hours cumulative service	\$17.33 per hour

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

March 3, 2014

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

WHEREAS, Town of Lancaster Police Patrol Captain, Marco Laurienzo, by letter dated February 26, 2014 has requested the purchase of one (1) new and unused 2014 Chevrolet Tahoe Special Service Vehicle, 4 wheel drive 4 door for the use of the Patrol Supervisor within the Police Department, and

WHEREAS, the above-referenced vehicles are available from the Onondaga County Division of Purchase, Bid Reference No. 7418, through authorized police vehicle dealer Burdick Chevrolet, which eliminates the need for competitive bidding pursuant to §103 of General Municipal Law, and

WHEREAS, Captain Laurienzo has recommended the purchase of the before mentioned vehicle, in accordance with said specifications, from Burdick Chevrolet, 604 Old Liverpool Road, Liverpool, New York 13033.

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

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

- 1) The Town Board of the Town of Lancaster hereby approves the purchases of one (1) new and unused 2014 Chevrolet Tahoe Special Service Vehicle, 4 wheel drive 4 door and that an order for this vehicle is to be placed by the Police Patrol Captain as follows:
 - The purchase of one (1) new and unused 2014 Chevrolet Tahoe Special Service Vehicle, 4 wheel drive 4 door, at a unit price of \$33,595.59 for a for a total expenditure of \$27,595.59, which includes the trade-in allowance for the vehicle listed as follows:.

- 2) That the following vehicle be traded to Burdick Chevrolet, as per the trade-in allowance referenced on and attached to the February 26, 2014 letter:
 - One (1) 2006 Ford Expedition \$6,000.00
Vin # 1FMPU14576LA25415 (LTP-36)

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

March 3, 2014

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

WHEREAS, the Town Board has become aware of the potential need to clarify the uses allowed in the Light Industrial Zoning District with a special use permit; and

WHEREAS, any clarification would best be achieved through an amendment to the Town of Lancaster Zoning Code; and

WHEREAS, Town of Lancaster Code § 50-42(A)(2) provides that amendments to the zoning code “shall be referred to the Planning Board for review and recommendation”;

NOW, THEREFORE, BE IT

RESOLVED by the Town Board of the Town of Lancaster that:

1. The attached proposed local law amending the Town of Lancaster Zoning Code to clarify permitted uses in the Light Industrial District is hereby introduced.
2. The attached proposed local law is hereby referred to the Planning Board for a recommendation.
3. 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 STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

March 3, 2014

Town of Lancaster
Local Law No. ____ of 2014

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

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

Section 1: Section 50-24(B)(1)(f) of the Town of Lancaster Town Code is amended to read in its entirety as follows:

(f) Any commercial recreation activity including, but not limited to, private commercial airports (special use permit required).

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.