

Town Board Minutes

January 16, 2018

Meeting No. 3

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at 21 Central Avenue, Lancaster, New York on the 16th day of January 2018 at 7:00 P.M. and there were

PRESENT: ADAM DICKMAN, COUNCIL MEMBER
DAWN GACZEWSKI, COUNCIL MEMBER
RONALD RUFFINO, COUNCIL MEMBER
MATTHEW WALTER, COUNCIL MEMBER
JOHANNA COLEMAN, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: DIANE TERRANOVA, TOWN CLERK
KEVIN LOFTUS, TOWN ATTORNEY
MATTHEW FISCHIONE, CODE ENFORCEMENT OFFICER
GERALD GILL, CHIEF OF POLICE
MICHELLE BARBARO, PARK CREW CHIEF
EDWARD SCHILLER, ENGINEER, WM. SCHUTT & ASSOC.

EXECUTIVE SESSION:

AT 7:36 P.M., UPON A MOTION DULY MADE BY COUNCIL MEMBER WALTER, SECONDED BY COUNCIL MEMBER GACZEWSKI AND CARRIED, the Town Board entered into Executive Session to deliberate on the announced purpose of discussing the medical information for a particular person and discussing a collective bargaining agreement.

At 7:50 P.M., the Town Board reconvened with all members present. The Town Clerk reported that no official actions were taken by the Town Board in Executive Session.

PERSONS ADDRESSING TOWN BOARD:

Welker, Paul, spoke to the Town Board on the following matter:

- Comments regarding the growth of the Lancaster Volunteer Ambulance Corps, their increased responsibilities and number of calls handled.

PUBLIC HEARING SCHEDULED FOR 7:15 P.M.: Local Law – Taxation – Amend Cold War Veteran Exemption

ON MOTION BY COUNCIL MEMBER WALTER, SECONDED BY COUNCIL MEMBER GACZEWSKI AND CARRIED, the public hearing was opened.

At 7:15 P.M., the Town Board held a Public Hearing to hear all interested persons upon a Local Law – Taxation – Amend Cold War Veteran Exemption matter.

The affidavits of publication and posting of this Public Hearing are on file and a copy of the Legal Notice has been posted.

| NAME OF PERSONS ADDRESSING THE BOARD ON THIS SUBJECT | Proponent/ Opponent/ Comments/Question |
|---|---|
| Michael Harzewski | Proponent |
| Norbert Tatko | Proponent |
| Chris Davies | Questions |
| Patrick Loftus | Proponent |

ON MOTION BY COUNCIL MEMBER RUFFINO, SECONDED BY COUNCIL MEMBER GACZEWSKI AND CARRIED, the public hearing was closed at 7:26 P.M.

Decision on this matter was reserved.

January 16, 2018

PRESENTATION OF PREFILED RESOLUTIONS:

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

RESOLVED, that the minutes of the Regular Meeting of the Town Board
held January 2, 2018 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 DICKMAN | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO | VOTED | YES |
| COUNCIL MEMBER WALTER | VOTED | YES |
| SUPERVISOR COLEMAN | VOTED | YES |

January 16, 2018

File: RMIN (P1)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR COLEMAN, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER WALTER, 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. 51038 to Claim No. 51203 Inclusive

Total amount hereby authorized to be paid: \$638,092.44

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

| | | |
|--------------------------|-------|-----|
| COUNCIL MEMBER DICKMAN | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO | VOTED | YES |
| COUNCIL MEMBER WALTER | VOTED | YES |
| SUPERVISOR COLEMAN | VOTED | YES |

January 16, 2018

File: Rclaims

THE FOLLOWING RESOLUTION WAS OFFERED
 BY SUPERVISOR COLEMAN, WHO
 MOVED ITS ADOPTION, SECONDED BY
 COUNCIL MEMBER DICKMAN, 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 |
|-------|----|---------------------------|----------------------|-----------------|---------|
| 27752 | | North Forest Development | 2829 Wehrle Dr | Er. Comm. Alt. | |
| 27753 | | George Pease | 22 St Joseph St | Er. Res. Alt. | (V/L) |
| 27754 | | Benderson Development Co. | 4931 Transit Rd | Er. Comm. Alt. | |
| 27755 | | Benderson Development Co. | 4931 Transit Rd | Er. Comm. Alt. | |
| 27756 | | Louis A. Becht | 450 Pleasant View Dr | Install Tank(s) | |
| 27757 | | RodneyHutchings | 40 Sagebrush Ln | Re-Roof | |
| 27758 | | Zenner & Ritter Co. Inc. | 3 Silent Meadow Lane | Inst. Generator | |
| 27759 | | Bob Veal Corp. | 3805 Walden Ave | Er. Comm. Add. | (V/L) |
| 27760 | | Schuster Construction LLC | 100 Bowen Ave | Re-Roof | (V/L) |
| 27761 | | Neth & Son Inc. | 50 Lombardy St | Re-Roof | (V/L) |
| 27762 | | Fairway Hills Development | 8 Saybrook Dr | Er. Dwlg.-Sin. | |
| 27763 | | Fairway Hills Development | 12 Saybrook Dr | Er. Dwlg.-Sin. | |
| 27764 | | Comfort Window Co. Inc. | 8 Worthington Ln | Er. Res. Add. | |
| 27765 | | Comfort Window Co. Inc. | 39 Brockton Dr | Er. Res. Alt. | |

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 DICKMAN | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO | VOTED | YES |
| COUNCIL MEMBER WALTER | VOTED | YES |
| SUPERVISOR COLEMAN | VOTED | YES |

January 16, 2018

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

WHEREAS, the Town Board of the Town of Lancaster has heretofore held a public hearing pursuant to Chapter 50-Zoning Section 17 (F) of the Code of the Town of Lancaster, upon the application of **Daniel A. Dintino**, of **Kenworth Northeast Group, Inc.**, for a Special Use Permit to conduct an automotive service and repair business on premises located at 561/563 Pavement Road, in the Town of Lancaster, New York, and the Board issued such Special Use Permit on December 21, 2015, this Special Use Permit is subject to renewal upon application by the property owner, and

WHEREAS, **Daniel A. Dintino**, of **Kenworth Northeast Group, Inc.**, has requested that the Town Board renew the Special Use Permit for an additional two (2) year period, and

WHEREAS, the Code Enforcement Officer has recommended approval of this Special Use Permit renewal in his letter dated December 26, 2017;

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

1. That pursuant to Chapter 50-Zoning, Section 20 (B)(1)(j), entitled "Commercial and Motor Service District (CMS)", of the Code of the Town of Lancaster, the Town Board of the Town of Lancaster does hereby grant renewal of the Special Use Permit to **Daniel A. Dintino**, of **Kenworth Northeast Group, Inc.** to conduct an automotive service and repair business on premises located at 561/563 Pavement Road in the Town of Lancaster, upon the terms and conditions as set forth in the Zoning Ordinance for the period beginning December 21, 2017 and ending December 20, 2019, and

2. That the applicant will continue in compliance with conditions as set forth in Chapter 50, Section F, of the Code of the Town of Lancaster as long as the applicant continues to engage in an automotive repair business on the premises, namely

- A. Permit must be renewed every two (2) years at no additional cost to the applicant. Renewal request is considered upon the property owner submitting an application to the Town Clerk, on or before November 1, 2019.
- B. Applicant will obtain and provide proof of a valid New York State Business License from the appropriate regulatory agency for the service being provided.
- C. This Special Use Permit terminates when the applicant no longer owns the business.

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

| | | |
|--------------------------|-------|-----|
| COUNCIL MEMBER DICKMAN | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO | VOTED | YES |
| COUNCIL MEMBER WALTER | VOTED | YES |
| SUPERVISOR COLEMAN | VOTED | YES |

January 16, 2018

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

WHEREAS, the Town of Lancaster received a site plan application from Mark Dean, AIA, proposing to construct a new 14,000 S.F. mixed use commercial/residential building on property located at 473 Aurora Street (SBL No. 115.14-8-21.1) on a ± 1.075 acre parcel (the “Action”); and

WHEREAS, the Town Board of the Town of Lancaster (the “Town Board”) must comply with SEQRA and its implementing regulations at 6 N.Y.C.R.R. Part 617 in the review of the Action; and

WHEREAS, the Town Board is an involved agency pursuant to SEQRA; and

WHEREAS, the Town Board has determined that the Action is a “Type I” action under SEQRA, requiring a coordinated review; and

WHEREAS, the Town Board intends to serve as the Lead Agency for the coordinated SEQRA review of the Action; and

NOW, THEREFORE,

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

1. The Action is hereby determined to be a Type I action under SEQRA.
2. The Town Board hereby declares its intent to act as Lead Agency, pursuant to SEQRA, for the purpose of conducting the environmental review of the Action.
3. The Town Board hereby directs the Town Attorney to send the Notice of Intent to Act as Lead Agency to the other involved/interested agencies, pursuant to SEQRA.
4. This Resolution shall be 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 DICKMAN | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO | VOTED | YES |
| COUNCIL MEMBER WALTER | VOTED | YES |
| SUPERVISOR COLEMAN | VOTED | YES |

January 16, 2018

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

WHEREAS, the Town Board of the Town of Lancaster has heretofore annually authorized the administration of a Tree Planting Program for the purpose of beautifying the rights-of-way of public highways and streets of the Town of Lancaster by furnishing shade trees, and

WHEREAS, funds have been provided in the current 2018 General Town Budget for the 2018 Tree Planting Program, and

WHEREAS, the Tree Planting Committee of the Town Board has reviewed the Town of Lancaster's Tree Planting Program and recommends the planting of certain species of trees on certain streets in accordance with the official Tree Planting Master Plan of the Town of Lancaster and specifications on file in the Town Clerk's Office in the Town Hall, Lancaster, New York,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That sealed bids be received by the Town Clerk up to 10:00 A.M., Local Time, on February 8, 2018, for meeting the requirements of the Town of Lancaster's 2018 Tree Planting Program and for supplying trees in accordance with specifications on file in the Town Clerk's Office, and
2. That the Town Clerk be and is hereby authorized to have a Notice to Bidders and Nurserymen published in the Lancaster Bee, and to have said Notice posted 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 following resolution was duly put to a vote on roll call which resulted as follows:

| | | |
|--------------------------|-------|-----|
| COUNCIL MEMBER DICKMAN | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO | VOTED | YES |
| COUNCIL MEMBER WALTER | VOTED | YES |
| SUPERVISOR COLEMAN | VOTED | YES |

January 16, 2018

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

NOTICE IS HEREBY GIVEN that sealed bids for the Town of Lancaster's 2018 Tree Planting Program will be received by the Town Clerk or her designee at her office in the Town Hall, 21 Central Avenue, Lancaster, New York on or before 10:00 A.M., Local Time, on February 8, 2018, at which time they will be publicly opened and read aloud.

Each proposal must be accompanied by a check payable to the Town of Lancaster or a bid bond, having as surety thereon a surety company acceptable to the Town Attorney, in the amount of One Thousand Five Hundred Dollars (\$1,500.00) conditioned that, if the proposal is accepted, the bidder will enter into a contract for the same and that the bidder will execute any such further security as may be required for the faithful performance of the contract.

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

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

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: DIANE M. TERRANOVA
Town Clerk

January 16, 2018

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

WHEREAS, the Town of Lancaster's Senior Center Recreation Supervisor, Mary Beth Gianni, by letter dated January 3, 2018 as advised the Town Board that the Senior Center no longer has use for a Laser Star Jukebox (Model CD-100c/Serial #70208) and a 4-Tray Servolift Warming Table (Model 30122) and has requested that the Town Board therefore deem these items to be surplus equipment and permit them to be placed on an online auction, and

WHEREAS, the Town Board has given due consideration to the request of the Recreation Supervisor and deems it in the public interest to declare the beforementioned items to be surplus equipment and permit placement of said items on an online auction;

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby declares the beforementioned items to be surplus equipment and authorizes the Senior Center Recreation Supervisor, Mary Beth Gianni, to place said items up for public bid at an online auction with Auctions International, www.auctionsinternational.com; 11167 Big Tree Road, East Aurora, New York 14052 beginning January 18, 2018 and concluding on January 27, 2018, with the funds received from said auction to be made payable to the Town of Lancaster and delivered to the Town Supervisor's Office.

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

| | | |
|--------------------------|-------|-----|
| COUNCIL MEMBER DICKMAN | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO | VOTED | YES |
| COUNCIL MEMBER WALTER | VOTED | YES |
| SUPERVISOR COLEMAN | VOTED | YES |

January 16, 2018

PUBLIC AUCTION
OF TOWN OWNED SURPLUS EQUIPMENT

Notice is hereby given that the Town Board of the Town of Lancaster has deemed a Laser Star Jukebox (Model CD-100c/Serial #70208) and a 4-Tray Servolift Warming Table (Model 30122) as surplus.

This surplus equipment and will be auctioned at an online auction with Auctions International, <http://www.auctionsinternational.com>; 11167 Big Tree Road, East Aurora, New York 14052 beginning January 18, 2018 and concluding on January 27, 2018.

Successful bidders must provide a payment of 100% of the bid price offered payable to the Town of Lancaster prior to taking possession of the equipment.

The surplus equipment may be inspected at the Town of Lancaster's Senior Center, 100 Oxford Avenue, Lancaster, New York by contacting the Recreation Supervisor, Mary Beth Gianni at 685-3498 to make an appointment.

TOWN BOARD
TOWN OF LANCASTER

By: DIANE M. TERRANOVA
TOWN CLERK

January 18, 2018

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

RESOLVED, that Kevin E. Loftus be and hereby is appointed as
Deputy Town Prosecutor for the Town of Lancaster effective January 1, 2018 to act
on occasions when the Town Prosecutor is unavailable; and

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

| | | |
|--------------------------|-------|-----|
| COUNCIL MEMBER DICKMAN | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO | VOTED | YES |
| COUNCIL MEMBER WALTER | VOTED | YES |
| SUPERVISOR COLEMAN | VOTED | YES |

January 16, 2018

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

WHEREAS, the Chief of Police of the Town of Lancaster, by letter dated January 9, 2018, has recommended the appointment of Philip J. Carcaci of Lancaster, New York, to the position of Police Officer to fill an existing vacancy, and

WHEREAS, Philip J. Carcaci is eligible for appointment as a result of his placement on the applicable Erie County Department of Personnel Eligible List, and

NOW, THEREFORE, BE IT

RESOLVED, that Philip J. Carcaci be and is hereby appointed to the position of Police Officer in the Town of Lancaster Police Department effective January 30, 2018, contingent upon approval by Erie County Department of Personnel, and that such appointment shall be subject to all applicable provisions of the collective negotiations agreement between the Town of Lancaster and the Cayuga Club Police Benevolent Association and all applicable provisions of law, 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 DICKMAN | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO | VOTED | NO |
| COUNCIL MEMBER WALTER | VOTED | YES |
| SUPERVISOR COLEMAN | VOTED | YES |

January 16, 2018

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

WHEREAS, Town of Lancaster’s Department of Parks, Recreation and Forestry Crew Chief, Michelle Barbaro, by letter dated January 8, 2018 has requested the purchase of **one (1) new and unused 2018 Jacobsen HR700 ROPS – 14 Ft Wide Mower** for use by the Parks, Recreation and Forestry Department, and

WHEREAS, the mower is available from the New York State Contract No. PC67073, Group 40625, and Award No. 22792, through authorized State Dealer Moffett Turf Equipment, Inc., in the amount of \$69,518.31 which eliminates the need for competitive bidding pursuant to §103 of General Municipal Law, and

WHEREAS, the Parks Department will receive trade-in allowances for their 2004 New Holland Tractor (serial# HJS007547 w/2,310 hrs.) with the 2008 Land Pride attachment (serial # 648447) in the amount of \$21,500.00 which will bring the total expenditure for the new mower to \$48,018.31, and

WHEREAS, the Town Board deems it in the public interest to approve the purchase of one (1) new **2018 Jacobsen HR700 ROPS – 14 Ft Wide Mower**;

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 2018 Jacobsen HR700 ROPS – 14 Ft Wide Mower** under New York State Contract No. PC67073, Group 40625, and Award No. 22792 from authorized New York State Dealer Moffett Turf Equipment, Inc., 33 Thruway Park Drive, West Henrietta, New York 14586 as proposed by Park Crew Chief, Michelle Barbaro for an amount not to exceed \$48,018.31, per their quote (01-28277) dated December 29, 2017, which will be paid for with funds in the 2018 Forestry and Community Beautification Budget Line Item 01-8510-0225.

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

| | | |
|--------------------------|-------|-----|
| COUNCIL MEMBER DICKMAN | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO | VOTED | YES |
| COUNCIL MEMBER WALTER | VOTED | YES |
| SUPERVISOR COLEMAN | VOTED | YES |

January 16, 2018

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

WHEREAS, Daniel Amatura, Highway Superintendent of the Town of Lancaster, by letter dated January 9, 2018 has requested authorization to solicit bids for the purchase of One (1) new and unused **2018 Ford F-450 XL 4 x 2 DRW Reg Cab/Chassis to be used with Aluminum Chipper Body**, for the use by the Highway Department, and

WHEREAS, the Highway Department will be considering a trade-in allowance for a 2008 Chevrolet 4500 4 x 2 Cab/Chassis (Vin# 1GBC4C1928F416063 w/122,405 mi.) to offset the cost, and

WHEREAS, the purchase will be paid for with funds available from the 2018 Highway Equipment, Passenger Vehicles Budget Line Item 13-5110-0220, 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 February 1, 2018, 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 **2018 Ford F-450 XL 4 x 2 DRW Reg Cab/Chassis to be used with Aluminum Chipper Body**, 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 DICKMAN | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO | VOTED | YES |
| COUNCIL MEMBER WALTER | VOTED | YES |
| SUPERVISOR COLEMAN | VOTED | YES |

January 16, 2018

**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 **1st day of February, 2018**, for the purpose of providing to the Town of Lancaster One (1) new and unused **2018 Ford F-450 XL 4 x 2 DRW Reg Cab/Chassis to be used with Aluminum Chipper Body**, 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: DIANE M. TERRANOVA
Town Clerk**

January 18, 2018

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

WHEREAS, the Town of Lancaster has an interest in assuring the health and safety of the Senior Citizens who reside in Lancaster and utilize the Town's Senior Center, and

WHEREAS, pursuant to the New York State Education Department, Regulation 155.17, the Lancaster Central School District is allowed to close for the public's safety during inclement weather conditions, and

WHEREAS, in the interest of public safety, the Town of Lancaster has decided to close the Town's Senior Center upon confirmation that the Lancaster School District has closed due to severe winter weather conditions, and

WHEREAS, the Senior Center Van Service would still be operating for only medically necessary transportation, all other non-essential runs would be cancelled, and

WHEREAS, once the determination to close the Senior Center has been made, announcements of the closing will be made public as soon as possible and posted throughout the Senior Center, placed on the Town's Website (<https://lancasterny.gov>), and the Town's Emergency Management Officer will notify all necessary news channels for inclusion in their broadcast;

NOW, THEREFORE,
BE IT RESOLVED as follows: that the Town Board of the Town of Lancaster hereby authorizes the Town's Senior Center to close during severe winter weather conditions upon confirmation of the Lancaster Central School District closing and to post notices of said closings at the Senior Center, on the Town's Website (<https://lancasterny.gov>) and to be broadcast on all the necessary News channels.

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

| | | |
|--------------------------|-------|-----|
| COUNCIL MEMBER DICKMAN | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO | VOTED | YES |
| COUNCIL MEMBER WALTER | VOTED | YES |
| SUPERVISOR COLEMAN | VOTED | YES |

January 16, 2018

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR COLEMAN, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER GACZEWSKI, 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 Renewal Agreement, commencing April 1, 2018 and terminating March 31, 2023, per the terms and conditions contained within the original Lease Agreement dated 10/2012;

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 the Lease Renewal Letter, and associated required documents, 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, 2018 and terminating March 31, 2023.

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

| | | |
|--------------------------|-------|-----|
| COUNCIL MEMBER DICKMAN | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO | VOTED | YES |
| COUNCIL MEMBER WALTER | VOTED | YES |
| SUPERVISOR COLEMAN | VOTED | YES |

January 16, 2018

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

WHEREAS there is a need for a new copy machine to replace an
obsolete copy machine in the Town of Lancaster Police Department, and

WHEREAS, Copier Fax Business Technologies Inc., 465 Ellicott St.,
Buffalo, NY 14203, an authorized Konica Minolta dealer under NYS Contract No. PT66607
has provided a proposal for same,

NOW THEREFORE,

BE IT RESOLVED that the Town Board of the Town of Lancaster
hereby authorizes the purchase of a Konica Minolta Model C227 and accessories as described
in Sales Order No. 601191 provided by Copier Fax Business Technologies Inc., an authorized
Konica Minolta dealer under NYS Contract No. PT66607 at a cost of \$4,810.64, and

BE IT FURTHER RESOLVED, that the Supervisor is hereby
authorized to sign the Order Acceptance for Copier Fax Business Technologies Inc. Sales
Order No. 601191, subject to the terms and conditions thereto and upon final approval of said
terms and conditions by the Town Attorney, and

BE IT FURTHER RESOLVED, that the Supervisor is hereby
authorized to sign the Maintenance Agreement attached to the above-referenced Sales Order
No. 601191 subject to the terms and conditions thereto and upon final approval of said terms
by the Town Attorney, and

BE IT FURTHER RESOLVED, that payment for the purchase
authorized herein is to be made from the Equipment budget in the 2018 Police Department
budget

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

| | | |
|--------------------------|-------|-----|
| COUNCIL MEMBER DICKMAN | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO | VOTED | YES |
| COUNCIL MEMBER WALTER | VOTED | YES |
| SUPERVISOR COLEMAN | VOTED | YES |

January 16, 2018

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

WHEREAS, the Town Board previously duly advertised for bids for the purchase of One (1) new and unused **2018 Ford Transit 250 Low Roof Long Cargo Van**, for the use by the Highway Department, and

WHEREAS, one bid was received, opened and reviewed on December 21, 2017, and

WHEREAS, by letter dated January 3, 2018 Highway Superintendent, Dan Amatura has requested that the Town Board reject the bid due to failure of the bidder to calculate pricing correctly, and

WHEREAS, the Town Board, after due review and consideration has determined to execute its right reserved in the bid documents, to reject all bids received for the purchase of One (1) new and unused **2018 Ford Transit 250 Low Roof Long Cargo Van**.

NOW, THEREFORE,
BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby rejects all bids received for the purchase of One (1) new and unused **2018 Ford Transit 250 Low Roof Long Cargo Van**, for the use by the Highway Department, pursuant to the rights reserved to the Town in the bid documents and directs the Clerk to so advise the bidders and return any bid bond posted in accordance with the bid specifications.

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

| | | |
|--------------------------|-------|-----|
| COUNCIL MEMBER DICKMAN | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO | VOTED | YES |
| COUNCIL MEMBER WALTER | VOTED | YES |
| SUPERVISOR COLEMAN | VOTED | YES |

January 16, 2018

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

WHEREAS, Daniel Amatura, Highway Superintendent of the Town of Lancaster, by letter dated January 3, 2018 has requested authorization to solicit bids for the purchase of One (1) new and unused **2018 Ford Transit 250 Low Roof Long Cargo Van**, for the use by the Highway Department, and

WHEREAS, the Highway Department will be considering a trade-in allowance for a 2013 Ford Escape SE (Vin# 1FMCU9G96DUB16422 w/80,000 mi.) to offset the cost, and

WHEREAS, the purchase will be paid for with funds available from the Highway Equipment Bond authorized on May 15, 2017, 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 February 1, 2018, 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 **2018 Ford Transit 250 Low Roof Long Cargo Van**, for the use of the Highway Department in accordance with specifications on file in the Town Clerk's Office, and
3. 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 DICKMAN | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO | VOTED | YES |
| COUNCIL MEMBER WALTER | VOTED | YES |
| SUPERVISOR COLEMAN | VOTED | YES |

January 16, 2018

**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 **1st day of February, 2018**, for the purpose of providing to the Town of Lancaster One (1) new and unused **2018 Ford Transit 250 Low Roof Long Cargo Van**, 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: DIANE M. TERRANOVA
Town Clerk**

January 18, 2018

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

NOW THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby requests proposals from qualified firms to assist with completing BridgeNY program applications as outlined in the attached Request for Proposal.

BE IT FURTHER

RESOLVED, as follows:

1. That Proposals be submitted to the Highway Superintendent at 525 Pavement Road, Lancaster, New York and postmarked by January 26, 2018.
2. That the Town Clerk be and is hereby authorized to place Notice of Request for Proposal in the Lancaster Bee and the New York State Contract Reporter and will post notices 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 DICKMAN | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO | VOTED | YES |
| COUNCIL MEMBER WALTER | VOTED | YES |
| SUPERVISOR COLEMAN | VOTED | YES |

January 16, 2018

Request for Proposal

For

PROFESSIONAL CONSULTING SERVICES RELATED TO:

BridgeNY Program

The Town of Lancaster is seeking qualifications for professional consulting services related to the BridgeNY Program. The successful Consultant will work with the Town to identify and select bridges and culverts that are the best candidates for the upcoming BridgeNY Program. The Town will approve up to two (2) bridges and three (3) culverts for submission for each year of the program. The program is for 2 years so the Consultant should be prepared to submit up to a total of four (4) bridge applications and six (6) culvert applications. This work includes, but is not limited to, preparation of a draft submission to NYSDOT for review, revisions per any NYSDOT comments, estimate of the project costs (design, right-of-way, utility relocations, construction inspection, and construction), and a feasibility review letter (stamped by a NYS Professional Engineer) of the proposed work.

A fee to complete the BridgeNY Applications will be negotiated with the selected consultant, prior to entering into an agreement.

Submission Requirements

Letters of interest must contain, at a minimum, the following information. **(Please limit your response to 2 pages):**

1. Firm's experience with BridgeNY and/or Locally Administered Federal-Aid (LAFA) projects.
2. Describe your firm's proposed approach for the BridgeNY Application Process.
3. Proposed project team that will complete the applications and their experience with this type of work.

Selection Criteria

1. Experience with BridgeNY and/or LAFA projects (50 pts).
2. Approach to the BridgeNY Application Process (30 pts).
3. Key personnel assigned to complete BridgeNY Applications (20 pts).

Submit three (3) copies of your submission to the attention of:

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

Proposals shall be postmarked by January 26, 2018.

If you require further information, please contact:

Daniel Amatura
Highway Superintendent
Phone: (716) 683-3426
Email: damatura@lancasterny.gov

**TOWN OF LANCASTER
REQUEST FOR PROPOSAL**

Town of Lancaster is seeking proposals from qualified firms to assist with completing BridgeNY Program Applications. If you are interested in submitting a proposal, please contact the Town of Lancaster at (716) 683-9028. Proposals are to be postmarked by January 26, 2018.

The proposal shall be addressed to:

Daniel Amatura
Highway Superintendent
525 Pavement Road
Lancaster, New York 14086

COMMUNICATIONS & REPORTS

39. **Planning Board Chairman to Planning Board, Town Board, Engineering Consultant, Town Attorney and Building & Zoning Inspector -- Draft copy of minutes from December 20, 2017 Planning Board meeting. Disposition = Planning Committee**
40. **Planning Board to Town Board – Recommend denial of rezone for Eastport Commerce Center, 0 Walden Avenue. Disposition = Planning Committee**
41. **Town Attorney to Town Board and Planning Board – SEQR response from Erie County DEP regarding Site Plan: The Rock Child Care Center, Walden Avenue, Proj. #1709. Disposition = Planning Committee**
42. **Dog Control Officer to Town Board – Dog Report for December 2017. Disposition = Received & Filed**
43. **Superintendent Iroquois Central School District to Town of Lancaster – 2017 Amendment to 2016 Capital Project. Disposition = Received & Filed**
44. **Park Crew Chief to Supervisor and Town Board – Request for resolution for publication of specifications for the Town of Lancaster’s Tree Planting Program for 2018. Disposition = Resolution 1/16/18**
45. **Recreation Supervisor to Supervisor and Town Board – Request for two items to be deemed surplus property and go to public auction. Disposition = Resolution 1/16/18**
46. **Town Clerk to Town Board – Town Clerk Monthly Report for December 2017. Disposition = Received & Filed**
47. **Highway Superintendent to Town Board – Request for resolution to publish a (re)bid for one new and unused 2018 Ford Transit 250 Low Roof Long Cargo Van. Disposition = Resolution 1/16/18**
48. **Clerk of Legislature of Erie County to Supervisor – Resolution adopting the inclusion of eleven parcels into an adjacent existing agricultural district and the rejection of inclusion of twelve parcels into an existing agricultural district. Disposition = Code Enforcement**
49. **Park Crew Chief to Town Board – Request for resolution for the closing of the Senior Citizen Building to Senior Citizens when the Lancaster School District is closed due to weather. Disposition = Resolution 1/16/18**
50. **Town Clerk to Waste Management of New York, LLC – Transmittal of decals and a copy of Exhibit “B” for 2018 Solid Waste Collection within the Town of Lancaster. Disposition = Received & Filed**
51. **Legislature of Erie County to Town Clerk – Warrant to collect 2018 Town/County taxes. Disposition = Received & Filed**
52. **Highway Superintendent to Town Board – Request for resolution to publish a bid for one new and unused 2018 Ford F-450 XL 4 X 2 DRW Regular Cab/Chassis to be used with Aluminum Chipper Body. Disposition = Resolution 1/16/18**
53. **Lee Chowaniec to Planning Board – Concerns and objection to the rezone of application for Delta Sonic, 4817 Transit Road unless it is conditioned that signalization is installed at Delta Sonic and Jessica Lane intersection. Disposition = Planning Committee**

- 54. Park Crew Chief to Town Board –
Request for resolution to purchase one new and unused 2018 Jacobsen HR700 ROPS – 14 Foot Wide Mower from Moffett Turf Equipment, Inc., 33 Thruway Park Dr., West Henrietta, NY. Disposition = Resolution 1/16/18**
- 55. Police Chief to Town Board –
Request for resolution to approve appointment of Phillip J. Carcaci to the position of Patrol Officer effective January 30, 2018.
Disposition = Resolution 1/16/18**
- 56. Erie County Dept. of Environment & Planning to Supervisor –
Community Development Block Grant Report (Cumulative) – 04/01/17 – 03/31/18. Disposition = Received & Filed**
- 57. Town Attorney to Supervisor, Town Board, Planning Board, Building Inspector, Town Engineer and Town Clerk --
Notice of SEQR Review Meeting regarding rezone & site plan: The Rock Child Care Center, Walden Ave. (Proj. 1709) on January 16, 2018 at 6:15PM.
Disposition = Received & Filed**
- 58. Town Clerk to Various News Media –
Notice of Municipal Review Committee meeting on January 16, 2018 at 6:15PM for the SEQRA Review: The Rock and Child Care Center, Walden Ave.
Disposition = Received & Filed**
- 59. Lt. Col. Matt Urban V.F.W. Post 7275 to Town Clerk –
2018 – Lt. Col. Matt Urban V.F.W. Post 7275 Events.
Disposition = Received & Filed**
- 60. Erie County Dept. of Public Works to Supervisor –
Information regarding Central Avenue (CR 57) crosswalk at Lancaster High School. Disposition = Highway Superintendent, Town Attorney & Police Chief**
- 61. Charter Communications to Supervisor –
Notice of upcoming changes. Disposition = Received & Filed**

ADJOURNMENT:

**ON MOTION OF COUNCIL MEMBER WALTER AND SECONDED BY
COUNCIL MEMBER RUFFINO AND CARRIED,** the meeting was adjourned in memory
of Thomas Kaska at 7:52 P.M.

Signed _____

Diane M. Terranova, Town Clerk