

Town Board Minutes

August 20, 2018

Meeting No. 25

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 20th day of August 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
EDWARD SCHILLER, ENGINEER, WM. SCHUTT & ASSOC.
JOHN TROJANOWSKY, EXEC. DIRECTOR, YOUTH BUREAU
RONALD ROZLER, DISASTER COORDINATOR

EXECUTIVE SESSION:

AT 8:20 P.M., UPON A MOTION DULY MADE BY COUNCIL MEMBER GACZEWSKI, SECONDED BY COUNCIL MEMBER RUFFINO AND CARRIED, the Town Board entered into Executive Session to deliberate on the announced purpose of discussing a matter of a particular person and a pending litigation.

At 8:44 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:

Kazmierczak, Tom, spoke to the Town Board on the following matter:

- Questioned the Supervisor's vote on resolution number five.

Kilchyk, Viktor, spoke to the Town Board on the following matter:

- Concerns regarding Hillview Elementary school pollution from a gas station.

Rybak, Lynn, on behalf of Legislature John Brusco spoke to the Town Board on the following matter:

- Presented information regarding the Community Conversation on Substance Abuse, Tuesday September 18, 2018 at the Lancaster Opera House 6 – 8:30 P.M.

Schlager, Georgia, spoke to the Town Board on the following matters:

- Expressed her agreement for a change in the Town's Procurement Policy.
- Questions regarding refuse contract.
- Comments on the development of 4106 Walden Avenue.

Sojka, Greg, spoke to the Town Board on the following matters:

- Commended the Town Board on moving forward with garbage totes.
- Questioned the possibility of a future sports facility.

Wittlief, Dale, spoke to the Town Board on the following matter:

- Thanked the Town Board for their support for his Special Use Permit.

PRESENTATION OF PREFILED RESOLUTIONS:

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

RESOLVED, that the minutes of the Joint Meeting of the Town Board and the Planning Board held August 6, 2018 and the Regular Meeting of the Town Board held August 6, 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

August 20, 2018

File: RMIN (P1)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR COLEMAN, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER GACZEWSKI, 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. 53543 to Claim No. 53822 Inclusive

Total amount hereby authorized to be paid: \$1,922,809.05

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

August 20, 2018

File: Rclaims

THE FOLLOWING RESOLUTION WAS OFFERED
 BY SUPERVISOR COLEMAN, WHO
 MOVED ITS ADOPTION, SECONDED BY
 COUNCIL MEMBER WALTER, 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
28685		Justin Halleck	159 Fourth Ave	Er. Shed	(V/L)
28686		Mark & Dawn Nowak	73 Avian Way	Er. Shed	
28687		Randaccio Builders	52 Chestnut Corner	Er. Dwlg.-Sin.	
28688		William Olewiczak	9 Crabapple Ln	Er. Shed	
28689		Joe Tantillo	25 Stream View Ln	Er. Porch Cover	
28690		The Marrano/Marc Equity Corp.	38 Saybrook Dr	Er. Patio Home	
28691		Hora General Construction LLC	1 Pleasant Ave W	Er. Comm. Alt.	(V/L)
28692		Cortese Brothers Construction	730 Pavement Rd	Er. Res. Add.	
28693		Kenneth Wieczoresk	46 Pardee Ave	Re-Roof	(V/L)
28694		Louis Plotnicki	24 Garfield St	Er. Fence	(V/L)
28695		Sahlems's Roofing & Siding	282 Iroquois Ave	Re-Roof	
28696		Patrick & Cathleen Welch	85 Country Pl	Er. Fence	
28697		Jeffrey Hamill	42 Wilkshire Pl	Er. Deck	(V/L)
28698		Leo M. Cudney Construction	250 Pleasant View Dr	Re-Roof	
28699		Mark Visbisky	11 Pear Tree Ln	Er. Garage	
28700		Daniel Strohmenger	118 Albert Dr	Er. Fence	(V/L)
28701		Dennis Szuder	36 Kelly Ct	Er. Deck	(V/L)
28702		Oasis Irrigation	36 Hill Valley Dr	Inst. Ingrmd. Sprinkler	
28703		Mary Podlesak	9 Bradley Dr	Er. Deck	
28704		David Homebuilders Inc.	65 Tranquility Trl	Er. Dwlg.-Sin.	
28705		Solcius, LLC	16 Sherwood Rd	Inst. Solar Panels	(V/L)
28706		Solcius, LLC	15 Cedar Brook Dr	Inst. Solar Panels	
28707		Anthony Bianchi	39 Windcroft Ln	Er. Fence	
28708		Superior Decks & Gazebos Inc.	19 Tranquility Trl	Er. Deck	
28709		Jeffrey Zgoda	14 Camner Ave	Er. Fence	(V/L)
28710		Thomas Wukovits	239 Pleasant View Dr	Er. Deck	
28711		James Knight	56 Briarwood Dr	Er. Fence	(V/L)
28712		Kenneth & Sharon Clark	22 Briarwood Dr	Er. Fence	(V/L)
28713		Race Storage Sheds LLC	18 Park Walk	Er. Garage	
28714		William & Brenda Cansdale	34 Briarwood Dr	Er. Fence	(V/L)
28715		Marc Beebe	236 Peppermint Rd	Er. Fence	
28716		Antoinette Bosse	247 Pleasant View Dr	Er. Dwlg.-Sin.	
28717		Patrick & Cathleen Welch	85 Country Pl	Er. Fence	
28718		Raymond Machlowski	48 Chestnut Corner	Er. Pool-In Grnd	
28719		Raymond Machlowski	48 Chestnut Corner	Er. Fence	
28720		Christopher & Tina Kaplan	11 Katelyn Ln	Re-Roof	
28722		Renee Ando	6 Chicory Ln	Re-Roof	
28723		Penelope Ritz	41 Quincy Ave	Er. Fence	(V/L)
28724		Forbes Homes, Inc.	35 Hidden Meadow Cros	Er. Dwlg.-Sin.	
28725		Andrew Bukaty	9 Red Clover Ln	Re-Roof	
28726		Gregory Galardo	39 Woodgate Dr	Er. Shed	
28727		Up State Tower Co., LLC	255 Peppermint Rd	Cell Tower	
28728		Fairways at Lancaster Holdings	5354 Genesee St	Er. Comm. Add./Alt.	
28729		Kevin Davenport	36 Sawgrass Ln	Er. Fence	
28730		Laurie Texido	12 Hidden Meadow Cros	Er. Fence	
28731		Gladys Vetter Living Trust	22 Parkside Dr	Dumpster - Temp.	(V/L)
28732		Bernard Jemiolo	146 Pleasant View Dr	Er. Fence	
28733		Franks Commercial & Home	19 Cobblestone Ct	Er. Res. Alt.	
28734		Franks Commercial & Home	147 Aurora St	Er. Res. Alt.	(V/L)
28735		Franks Commercial & Home	5 Ashwood Ct	Er. Res. Alt.	

28736	Precision Electrical Services	14 Evergreen Dr	Inst. Generator	
28737	Brent & Jennifer Sala	16 Hampton Ct	Er. Fence	
28738	Edward Mikula	88 Church St	Re-Roof	(V/L)
28739	David & Brenda Hopkins	74 Grant St	Er. Shed	(V/L)
28740	Jessica Carnduff	387 Seneca Pl	Er. Shed	
28741	Zenner & Ritter Co. Inc.	15 Kent Pl	Inst. Generator	
28742	H Young's Home Improvement	841 Erie St	Re-Roof	
28743	Colley's Pool Sales Inc.	12 Hidden Meadow Cros	Er. Pool-In Grnd	
28744	Daniel Tracz	52 Middlebury Ln	Er. Shed	
28745	David J. Zalenski	17 Lake Forest Pky W	Er. Deck	
28746	Douglas & Janet Frazier	147 Wendel St	Er. Shed	
28747	Jonathan Silvestri	16 Hill Valley Dr	Er. Shed	
28748	NOCO Express Prop. LLC	370 Central Ave	Er. Sign - Pole	
28749	Majestic Pools Inc.	25 Chicory Ln	Er. Pool-In Grnd	
28750	Majestic Pools Inc.	14 Idlebrook Ct	Er. Fence	
28751	Jeffry Jones	6 Oakwood Comm	Er. Pool-In Grnd	
28752	Majestic Pools Inc.	14 Idlebrook Ct	Er. Pool-In Grnd	
28753	Jeffry Jones	6 Oakwood Comm	Er. Fence	
28754	Gregory Maziarz	1150 Ransom Rd	Er. Fence	
28755	J-Cap Construction LLC	36 Creekwood Dr	Re-Roof	
28756	CMK Builders of Alden Inc.	282 Westwood Rd	Er. Dwlg.-Sin.	
28757	Daniel Magee	17 Pear Tree Ln	Er. Fence	
28758	Brian Piekarski	521 Pleasant View Dr	Er. Pool-Abv Grnd	
28759	Stockmohr Co. Inc.	46 Impala Pky	Re-Roof	
28760	Stockmohr Co. Inc.	28 Markey Ave	Re-Roof	
28761	Dale & Mary Roselle	12 Bridgewater Ct	Inst. Generator	
28762	Forbes Homes, Inc.	55 Worthington Ln	Er. Dwlg.-Sin.	

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

August 20, 2018

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

WHEREAS, the Town Board of the Town of Lancaster adopted a Procurement Policy on January 2, 2018, and

WHEREAS, the Town Board of the Town of Lancaster wishes to amend the portion of said policy related to the procurement of professional services,

NOW, THEREFORE,

BE IT RESOLVED, that section F.(1) of the Procurement Policy adopted by the Town Board on January 2, 2018 shall be amended by adding the following “, except that any new professional service engagements entered into on or after August 20, 2018 which are reasonably anticipated to cost seventy-five thousand dollars (\$75,000) or more per fiscal year shall require issuance of a written request for proposals.”, and

BE IT FURTHER,

RESOLVED, that this policy, as presented, shall supersede any previous versions of such policies.

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

August 20, 2018

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

WHEREAS, Rich's Sports Fields, Inc., has offered to donate a metal Buffalo on a stone boulder base placed in front of the pavilion within the Town of Lancaster's Westwood Park valued at not more than \$2,500.00, and

WHEREAS, the placement will be done by the Town's Department of Parks, Recreation and Forestry's employees so the Town will not incur any additional costs, and

WHEREAS, after due consideration, the Town Board of the Town of Lancaster has determined that it is in the interest of the community to accept this generous donation.

NOW, THEREFORE,
BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby accepts the donation of a metal Buffalo on a stone boulder base to be placed within the Town's Westwood Park valued at not more than \$2,500.00 and to be installed by the Town's Recreation Department.

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	NO

August 20, 2018

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

WHEREAS, Geoffrey D. Buza, 146 Nichter Road, Lancaster, New York 14086 was approved for a Dumping Permit for property situated on 5497 Genesee Street, within the Town of Lancaster, pursuant to Chapter 22-8 of the Code of the Town of Lancaster, and

WHEREAS, the permit was issued with conditions for one year, and

WHEREAS, the applicant has requested in a letter dated August 2, 2018 to extend the Dumping Permit, and

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

WHEREAS, the Building Inspector and Town Engineer, by letter dated August 6, 2018 have completed their review and made a formal, favorable recommendation to the Town Board.

NOW, THEREFORE,

BE IT RESOLVED, that Geoffrey D. Buza, 146 Nichter Road, Lancaster, New York be and is hereby authorized to dump and dispose of materials outside permitted sanitary landfills within the Town of Lancaster, namely on premises owned by the applicant situated on 5497 Genesee Street, 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. The limits of the Floodplain be physically marked on site prior to dumping activity.
2. Fill shall consist of clean dirt fill. No building demolition material such as wood, asphalt shingles, asbestos tiles, etc. are permitted.
3. Fill shall only be placed in the areas which are indicated on the plot plan.
4. Dust from the site shall also be prevented from migrating off site.
5. Dirt, silt or sediment is prohibited from being tracked onto Genesee Street. 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.

6. 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.
7. Access to the site shall be controlled to prevent unauthorized dumping of non-permitted material.
8. Fill area is to be graded and seeded with finished grade elevations noted on a survey with respect to Flood Plain Elevations submitted to the Building Department upon completion of the fill operation.

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 October 16, 2019**.

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 COLEMAM	VOTED	YES

August 20, 2018

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

WHEREAS, the Assessor of the Town of Lancaster has recommended to the
Town Board the reappointment of Frank J. Fialkiewicz II as a member of the Town of
Lancaster Assessment Review Board.

NOW, THEREFORE,

BE IT RESOLVED, that Frank J. Falkiewicz II, Lancaster, New York be
and is hereby appointed to the position of Member, Board of Assessment Review for the term
of October 1, 2018 through September 30, 2023.

BE IT FURTHER,

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

BE IT FURTHER,

RESOLVED, that according to Section 523 of the Real Property Tax Law,
the Town Clerk shall notify the Erie County Director of Real Property Services within twenty
(20) days of this appointment.

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

August 20, 2018

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

WHEREAS, pursuant to the NYS Domestic Relations Law, Article 3, Section 11-C, the governing body of any village, town or city is authorized to appoint one or more marriage officers who have the authority to solemnize a marriage, and

WHEREAS, the number of marriage officers appointed by a municipality shall be determined by the governing body of the municipality, and

WHEREAS, the term of marriage officers is to be determined by the governing body which makes the appointment, but the term of office cannot exceed four years.

NOW, THEREFORE,

BE IT RESOLVED that the Lancaster Town Board appoint Diane M. Terranova as a marriage officer for the term commencing August 21, 2018 through December 31, 2019.

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

August 20, 2018

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

WHEREAS, the Town Board is considering renovating to ADA standard, two public restrooms within the Lancaster Public Library located at 5466 Broadway in the Town of Lancaster; and

WHEREAS, the Town of Lancaster Municipal Review Committee has reviewed the environmental impact of this renovation project pursuant to SEQR regulations at their meeting on August 6, 2018 and recommended that a Negative Declaration be issued; and

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

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

WHEREAS, the proposed action has been labeled an “Unlisted” action under SEQRA.

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

1. This project is described as the renovation of two (2) public restrooms, to meet current ADA requirements as well as ability to function as non-gender specific and each is to be equipped with changing stations for infants as well, will not result in any large and important impacts and, therefore, it is an action which will not have a significant adverse impact on the environment, and therefore the Board issues the attached negative declaration of environmental significance for the reasons stated therein.
2. The Town Clerk shall file a copy of the Negative Declaration in the file for the Project.
3. The Town Attorney's Office shall prepare and file a Notice of Determination of Non-Significance with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal.
4. This resolution is effective immediately.

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

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

August 20, 2018

NEGATIVE DECLARATION
Determination of Non-Significance

Town of Lancaster Town Board

Dated: August 20, 2018

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

The Town of Lancaster Town Board (the "Town Board"), has reviewed the proposed renovation of two (2) public restrooms within the Lancaster Public Library located at 5466 Broadway. The Town Board has determined the Project will not have a significant adverse environmental impact and that a Draft Environmental Impact Statement will not be prepared.

Name of Action: Lancaster Library Restroom Renovation

Location of Action: 5466 Broadway, Lancaster, New York 14086, Erie County.

SEQR Status: Unlisted

Description of Action: the renovation of two (2) public restrooms, to meet current ADA requirements as well as ability to function as non-gender specific. Each to be equipped with changing stations for infants as well.

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

1. The proposed action will not create a material conflict with an adopted land use plan or zoning regulations.
2. The proposed action will not result in a change in the use or intensity of use of land.
3. The proposed action will not impair the character or quality of the existing community.
4. The Town of Lancaster has not established a Critical Environmental Area (CEA).
5. The proposed action will not result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway.
6. The proposed action will not cause an increase in the use of energy or fail to incorporate reasonably available energy conservation or renewable energy opportunities.
7. The proposed action will not impact existing public/private water supplies or public/private wastewater treatment utilities.

8. The proposed action will not impair the character or quality of important historic, archaeological, architectural or aesthetic resources.
9. The proposed action will not result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora or fauna).
10. The proposed action will not result in an increase in the potential for erosion, flooding or drainage problems.
11. The proposed action will not create a hazard to environmental resources or human health.

For Further Information:

Contact Person: Kevin E. Loftus, Town Attorney

Address: Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

Telephone Number: (716) 684-3342

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

WHEREAS, the Town of Lancaster is the owner of the Lancaster Library located at 5466 Broadway and maintains the facility as part of an operations and maintenance agreement with the Buffalo and Erie County Public Library System; and

WHEREAS, the Lancaster Library requires the renovation of two single user restrooms to meet current standards for the Americans with Disabilities Act (ADA), to accommodate Library patrons; and

WHEREAS, the New York State Education Department, Division of Library Development offers matching grants to Library Systems for library construction and renovation.

NOW THEREFORE,

BE IT RESOLVED, that the Town of Lancaster hereby encourages the Lancaster Public Library to make application to the New York State Education Department, Division of Library Development for funding to renovate the two single use restrooms, and

BE IT FURTHER

RESOLVED, that as owner of the Lancaster Library, the Town of Lancaster recognizes its responsibility to maintain the facility and, in accordance with this responsibility, hereby commits the amount of \$71,142.00, minus the grant award amount, to be used as matching funds toward this renovation grant; and

BE IT FURTHER

RESOLVED, that this Board does hereby approve the Grant Agreement between the Town of Lancaster and Town of Lancaster Public Library dated August 16, 2018 and

BE IT FURTHER

RESOLVED, that as further evidence of its role as owner of the facility and in recognition of the Town's interest in maintaining the library, the Town of Lancaster hereby authorizes and directs Grantmakers Advantage, the Town's grant consultant, to complete the necessary application, forms, etc. to be submitted to the New York State Education Department, Division of Library Development for the purpose of securing this grant, and

BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute all documents pertaining to the application and acquisition of said funding, including the Grant Agreement between the Town and Lancaster Library Board.

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

August 20, 2018

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

WHEREAS, the Town of Lancaster has previously negotiated a Lease with the Lancaster New York Historical Society, a duly chartered not-for-profit educational corporation under the laws of New York, for the leasing of the Lancaster District School No. 6, a Town-owned building, located at 3703 Bowen Road in the Town of Lancaster, and

WHEREAS, said Lease has expired according to its terms on May 13, 2018, and

WHEREAS, the Historical Society desires to continue to use said leased premises known as the Little Red Schoolhouse, and

WHEREAS, it is the intention of the Town Board of the Town of Lancaster, on behalf of the Town of Lancaster to jointly maintain said historical edifice for public use and enjoyment with the Historical Society.

NOW THEREFORE,

BE IT RESOLVED, that the Supervisor be and is hereby authorized and directed to execute a lease with the Lancaster New York Historical Society leasing the Lancaster District School No. 6 “the Little Red Schoolhouse” at 3703 Bowen Road in the Town of Lancaster for use as the Little Red Schoolhouse for a term commencing May 13, 2018 and terminating May 13, 2028, and further subject to the terms and conditions contained therein.

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

August 20, 2018

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

WHEREAS, the Town Board is considering construction of a two-building storage site consisting of office space, warehouse and storage area to be located at 0 Walden Avenue, (SBL No. 95.00-4.43.21) in the Town of Lancaster, and

WHEREAS, the Town of Lancaster Municipal Review Committee has reviewed the environmental impact of this restoration project pursuant to SEQR regulations at their meeting on August 6, 2018 and recommended that a Negative Declaration be issued, and

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

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

WHEREAS, the proposed action has been labeled an “Unlisted” action under SEQRA.

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

1. This project is described as the development of a storage site located at 0 Walden Avenue, a 2.20 acre lot in the Town of Lancaster, New York. The completed site will include two buildings: a 1,300 ± sq. ft. office with a 6,400 ± sq. ft. warehouse/storage building, and a 12,800 ± sq. ft. warehouse/storage building and also includes all site related site improvements; and will not result in any large and important impacts and, therefore, it is an action which will not have a significant adverse impact on the environment, and therefore the Board issues the attached negative declaration of environmental significance for the reasons stated therein..
2. The Town Clerk shall file a copy of the Negative Declaration in the file for the Project.
3. The Town Attorney's Office shall prepare and file a Notice of Determination of Non-Significance with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal.
4. This resolution is effective immediately.

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

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

August 20, 2018

NEGATIVE DECLARATION
Determination of Non-Significance

Town of Lancaster Town Board

Dated: August 20, 2018

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

The Town of Lancaster Town Board (the "Town Board"), has reviewed the proposed two-building storage site consisting of office space, warehouse and storage area to be located at 0 Walden Avenue, (SBL No. 95.00-4.43.21). The Town Board has determined the Project will not have a significant adverse environmental impact and that a Draft Environmental Impact Statement will not be prepared.

Name of Action: Walden Avenue Storage Site

Location of Action: 0 Walden Avenue, (SBL No. 95.00-4.43.21), Lancaster, New York 14086, Erie County.

SEQR Status: Unlisted

Description of Action: The development of a storage site located at 0 Walden Avenue, 1 2.20 acre lot in the Town of Lancaster, New York. The completed site will include two buildings: a 1,300 ± sq. ft. office with a 6,400 ± sq. ft. warehouse/storage building, and a 12,800 ± sq. ft. warehouse/storage building. The action also includes all site related site improvements.

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

1. The proposed action will not create a material conflict with an adopted land use plan or zoning regulations.
2. The proposed action will not result in a change in the use or intensity of use of land.
3. The proposed action will not impair the character or quality of the existing community.
4. The Town of Lancaster has not established a Critical Environmental Area (CEA).
5. The proposed action will not result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway.
6. The proposed action will not cause an increase in the use of energy or fail to incorporate reasonably available energy conservation or renewable energy opportunities.
7. The proposed action will not impact existing public/private water supplies or public/private wastewater treatment utilities.

8. The proposed action will not impair the character or quality of important historic, archaeological, architectural or aesthetic resources.
9. The proposed action will not result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora or fauna).
10. The proposed action will not result in an increase in the potential for erosion, flooding or drainage problems.
11. The proposed action will not create a hazard to environmental resources or human health.

For Further Information:

Contact Person: Kevin E. Loftus, Town Attorney

Address: Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

Telephone Number: (716) 684-3342

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

WHEREAS, the Town Board is considering the restoration of the Lancaster Historical Society Building Improvements, at 40 Clark Street and Dog Control Facility Improvements, at 525 Pavement Road, in the Town of Lancaster, and

WHEREAS, as an involved agency, the Dormitory Authority of the State of New York's Proposed Action would consist of its authorization of the expenditure of approximately \$125,000 of the proceeds of the SAM program bond issuance for the Proposed Project, and

WHEREAS, the Town of Lancaster Municipal Review Committee has reviewed the environmental impact of this restoration project pursuant to SEQR regulations at their meeting on August 6, 2018 and recommended that a Negative Declaration be issued, and

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

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

WHEREAS, the proposed action has been labeled a "Type 1" action under SEQRA.

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

1. These projects are described as the Historical Building – install window storm panels and remediate/repaint exterior and Dog Control Facility – Install 7' high (1' buried, 6' above grade) fence, will not result in any large and important impacts and, therefore, it is an action which will not have a significant adverse impact on the environment, and therefore the Board issues the attached negative declaration of environmental significance for the reasons stated therein..
2. The Town Clerk shall file a copy of the Negative Declaration in the file for the Project.
3. The Town Attorney's Office shall prepare and file a Notice of Determination of Non-Significance with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal.
4. This resolution is effective immediately.

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

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

August 20, 2018

NEGATIVE DECLARATION
Determination of Non-Significance

Town of Lancaster Town Board

Dated: August 20, 2018

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

The Town of Lancaster Town Board (the “Town Board”), has reviewed the proposed Lancaster Historical Building Improvements and the Dog Control Facility Improvements located at 40 Clark Street and 525 Pavement Road respectively. The Town Board has hereby determined the Projects will not have significant adverse environmental impacts and that a Draft Environmental Impact Statement will not be prepared.

Name of Action: Town of Lancaster Facility Improvement Project

Location of Action: 40 Clark Street and 525 Pavement Road, Lancaster, New York 14086, Erie County.

SEQR Status: Type I

Description of Action: These projects are described as the Historical Building – Repair windows and Remediate/Repaint exterior and Dog Control Facility – Install 7' high (1' buried, 6' above grade) fence.

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

1. **Impact on land – No impact.**
2. **Impact on Geological Features – No impact.**
3. **Impacts on Surface Water – No impact.**
4. **Impact on Groundwater – No impact.**
5. **Impact on Flooding – No impact.**
6. **Impact on Air – No impact.**
7. **Impact on Plants and Animals – No impact.**
8. **Impact on Agricultural Resources – No impact.**
9. **Impact on Aesthetic Resources – No impact.**

- 10. Impact on Historic and Archeological Resources – No Negative Impact.**
Per SHPO only window protective storm coverings, per architect's recommendation, are permissible. Any window repairs/replacements will require additional SHPO review.
- 11. Impact on Open Space and Recreation – No impact.**
- 12. Impact on Critical Environmental Areas – N/A**
 - The Town of Lancaster has not established a Critical Environmental Area (CEA).
- 13. Impact on Transportation – No impact.**
- 14. Impact on Energy – No impact.**
- 15. Impact on Noise, Odor and Light – No impact.**
- 16. Impact on Human Health – No impact.**
- 17. Consistency with Community Plans – No impact.**
- 18. Consistency with Community Character – No impact.**

For Further Information:

Contact Person: Kevin E. Loftus, Town Attorney

Address: Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

Telephone Number: (716) 684-3342

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

WHEREAS, the Municipal Home Rule Law of the State of New York and Chapter 26 of the Town of Lancaster Town Code provide for the adoption and enactment of local laws, and

WHEREAS, a proposed Local Law of the Year 2018 entitled “**Abolishing the Town of Lancaster Municipal Review Committee**”, of the Code of the Town of Lancaster, was introduced to the Town Board of the Town of Lancaster by Supervisor Coleman on the 16th day of July, 2018, and

WHEREAS, the Town Board called for, noticed, and held a public hearing on the proposed Local Law on August 6, 2018, where all interested parties were allowed to address the proposed Local Law;

WHEREAS, the Town Board of the Town of Lancaster after due review and deliberation finds it in the best interest of the Town to adopt said Local Law which shall be effective for all Town projects coordinated on or after September 1, 2018.

NOW, THEREFORE,

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

1. The attached Local Law No. 4 of 2018 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 DICKMAN	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

August 20, 2018

**LEGAL NOTICE
NOTICE OF ADOPTION
LOCAL LAW NO. 4 OF THE YEAR 2018
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 August 20, 2018 Local Law No. 4 of the Year 2018, which abolishes the Town of Lancaster Municipal Review Committee; and which is on file for review in the Town Hall and on the Town of Lancaster's website, <http://www.lancasterny.gov>.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

**By: DIANE M. TERRANOVA
Town Clerk**

August 23, 2018

**Town of Lancaster
Local Law No. 4 of 2018**

A Local Law to Abolish the Town of Lancaster Municipal Review Committee.

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

Section 1: Purpose and Findings. The Town of Lancaster Municipal Review Committee (“MRC”) was created by the Town Board to serve in an advisory role in the New York State Environmental Quality Review Act (“SEQRA”) process. As the MRC does not have jurisdiction over any action, its role could be no more than advisory. The Town Board determines that the MRC function adds duplication to the existing State and Town review requirements for actions and is inefficient. For actions where the Planning Board has review authority, the Planning Board will serve as the SEQRA advisory body, in addition to the Town’s Engineer, Supervising Code Enforcement Officer and Town Attorney. Therefore, the Town Board has determined to abolish the MRC.

Section 2: The Town of Lancaster Municipal Review Committee is hereby abolished.

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.

PREFILED RESOLUTION NO. 15 – MEETING OF 8/20/2018

Coleman/_____ Deny Zoning Map Change Re: Petition Of Uniland Development
Company 4106 Walden Avenue

At the request of Supervisor Coleman, this resolution was tabled for further study.

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

WHEREAS, the Highway Superintendent of the Town of Lancaster, by letter dated August 9, 2018, has recommended the appointment of the following individual(s) to the following part-time permanent position(s).

NOW, THEREFORE,

BE IT RESOLVED, that the following individual(s) are hereby appointed to the following part-time permanent position(s) in the Highway Department, working not more than nineteen and three-quarter hours per week, and that these being part-time position(s), provide no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time permanent employees:

<u>NAME</u>	<u>POSITION</u>	<u>PAY RATE PER HOUR</u>	<u>EFFECTIVE DATE</u>
Marian Rizzo Buffalo, NY	Clerk	\$14.00	August 13, 2018

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	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

August 20, 2018

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

WHEREAS, the Executive Director of the Youth Bureau of the Town of Lancaster, by letter dated August 13, 2018 has recommended the appointment of the following individual(s) to the following part-time temporary seasonal position(s).

NOW, THEREFORE,

BE IT RESOLVED, that the following individual(s) are hereby appointed to the following part-time temporary seasonal position(s) in the Youth Bureau, for a period not to exceed five (5) months, and that these being part-time position(s), provide no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time temporary employees:

<u>NAME</u>	<u>POSITION</u>	<u>PAY RATE PER HOUR</u>	<u>EFFECTIVE DATE</u>
Jessica Mokan Alden, NY	Tutor	\$16.00	Aug 8, 2018- Aug 31, 2018

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	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

August 20, 2018

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

WHEREAS, Town of Lancaster Disaster Coordinator, Ronald Rozler, by letter dated August 2, 2018 has requested to purchase **one (1) new and unused 2018 Ford F-150 Police Responder SuperCrew 4WD Pickup Truck** for use by the Town of Lancaster's Office of Emergency Management, and

WHEREAS, the above-referenced vehicle is available under New York State Contract PC66774, Group 40451 Award No. 22898, Mini-Bid No. 18070140, from authorized State Contractor, DeLacy Ford, for a cost of \$38,609.37, which eliminates the need for competitive bidding pursuant to §103 of General Municipal Law, and

WHEREAS, the Office of Emergency Management will receive a trade-in allowance for their 2007 Chevy Tahoe (VIN # 1GNFK13067J317086 w/85,000 miles) in the amount of \$5,000.00 which will bring the total expenditure for the new Pick up Truck to \$33,609.37, and

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

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby approves the purchase of **one (1) new and unused 2018 Ford F-150 Police Responder SuperCrew 4WD Pickup Truck** from the 2018 authorized State Contractor DeLacy Ford, Inc., 3061 Transit Road, Elma, New York 14059 under State Contract PC66774, Group 40451 Award No. 22898, Mini-Bid No. 18070140, as proposed by the Town of Lancaster Disaster Coordinator, Ronald Rozler, which includes a trade-in allowance of \$5,000.00 for a 2007 Chevy Tahoe (VIN # 1GNFK13067J317086 w/85,000 miles) bringing the total cost to an amount not to exceed \$33,609.37 and shall be paid for with funds from the Town of Lancaster's Disaster Preparedness Equipment Budget, Line Item 3670-0225.

BE IT FURTHER

RESOLVED, that the 2018 adopted budget for the Town of Lancaster be and hereby is amended to increase appropriations in the Disaster Preparedness budget to fund the above vehicle purchase as follows:

GENERAL FUND – TOWN OUTSIDE VILLAGES	Increase
B599 Appropriated Fund Balance	\$33,700
B960 Appropriations	\$33,700
B3670.225 Disaster Preparedness – Trucks & Related	\$33,700

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 WLATER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

August 20, 2018

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER DICKMAN, 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 **Joanne Rocco**, for a Special Use Permit for a Home Occupation (Antiques, Home Decor, and Handcrafted Items Retail Store) on premises located at 5300 William Street, Lancaster, New York, and the Board originally issued such Special Use Permit on August 4, 2008, this Special Use Permit is subject to renewal upon application by the property owner, and

WHEREAS, **Joanne Rocco** has requested that the Town Board renew the Special Use Permit for an additional two (2) year period;

NOW THEREFORE,

BE IT RESOLVED, as follows:

1. That pursuant to Chapter 50-Zoning, Section 17 (F), entitled "Home Occupation", of the Code of the Town of Lancaster, the Town Board of the Town of Lancaster does hereby grant a Special Use Permit to **Joanne Rocco**, for a Home Occupation (Antiques, Home Decor, and Handcrafted Items Retail Store) on premises located at 5300 William Street, Lancaster, New York, upon the terms and conditions as set forth in the Zoning Ordinance for the period beginning August 4, 2018 and continuing through August 3, 2020, 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 the home occupation on the premises, namely

- a. This Special Use Permit terminates when the applicant no longer resides on the premises.
- b. Permit must be renewed every two (2) years at no additional cost to applicant. Renewal is considered upon the property owner submitting a written renewal request to the Town Clerk on or before August 4, 2020.
- c. Applicant will authorize representatives from the Building Inspector's Office to enter the premises upon reasonable notice to inspect the premises to verify compliance with this permit.
- d. Provide proof of a valid New York State Business License from the appropriate regulatory agency for the business being conducted.

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

August 20, 2018

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

WHEREAS, on August 6, 2018, the Town Board of the Town of Lancaster has heretofore held a public hearing pursuant to Chapter 50-Zoning Section 17(F)(1) of the Code of the Town of Lancaster, upon the application of **Dale M. Wittlief**, for a Special Use Permit for a Home Occupation (Junk Removal & Recycling Franchise “Junk King”) on premises located at 34 Summerfield Drive, Lancaster, New York, and

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

**NOW, THEREFORE,
BE IT RESOLVED,**

1. That pursuant to Chapter 50-Zoning, Section 17(F), entitled "Home Occupations" of the Code of the Town of Lancaster, the Town Board of the Town of Lancaster does hereby grant a Special Use Permit to **Dale M. Wittlief**, for a Home Occupation (Junk Removal & Recycling Franchise “Junk King”) on premises located at 34 Summerfield Drive, Lancaster, New York, upon the terms and conditions as set forth in the Zoning Ordinance, and

2. That the applicant will continue in compliance with conditions as set forth in Chapter 50 Section 17(F), of the Code of the Town of Lancaster as long as the applicant continues to engage in the home occupation on the premises, namely:

- a) Only persons residing on the premises shall be engaged in such occupation.
- b) There shall be no change in the outside appearance of the building or premises or visible evidence of the conduct of such home occupation.
- c) This Special Use Permit terminates when the applicant no longer resides on the premises.
- d) Applicant shall obtain and provide proof of a valid New York State Business License from the appropriate regulatory agency for the service being provided.
- e) Special Use Permit must be renewed every two (2) years at no additional cost to applicant. Renewal is considered upon the property owner submitting a written renewal request to the Town Clerk on or before August 20, 2020.
- f) Applicant will authorize representatives from the Building Inspector’s Office to enter the premises upon reasonable notice to inspect the premises to verify compliance with this permit.

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

August 20, 2018

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

WHEREAS, Concrete Applied Technologies Corporation d/b/a CATCO, 1266 Town Line Road, Alden, NY 14004 the contractor for the Town of Lancaster's Highway Capital Improvements Project involving reconstruction of the Brunck Road and Holland Avenue Culverts has submitted Change Order No. 1 in the amount of \$0 to the Town Board for their approval, based on the description of work previously provided to the Town Board;

NOW, THEREFORE,
BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby approves Change Order No. 1 to **CATCO**, with respect to the outlined descriptions provided to the Town Board:

DESCRIPTION OF CHANGE ORDER NO. 1:

Reline existing arch culvert on Holland Avenue in lieu of replacing culvert.

CHANGE ORDER NO. 1:

The original Contract Sum was	\$	868,595.00
The Contract Sum will be increased by this Change Order in the amount of....	\$	0.00
The new Contract Sum increased including this Change Order will be	\$	868,595.00

BE IT FURTHER
RESOLVED, that the Supervisor be and is hereby authorized to execute this Change Order on behalf of the Town of Lancaster.

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

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

August 20, 2018

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR COLEMAN, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER WALTER, 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 Town Clerk and Town Justices for the year ended December 31, 2017.

NOW, THEREFORE,

BE IT RESOLVED that the Town Board of the Town of Lancaster hereby accepts the December 31, 2017 audits by Drescher & Malecki LLP, Certified Public Accountants entitled “Statement of Changes in Cash Balances and Statements of Cash Receipts and Cash Disbursements of the Town Clerk and the Town Justices for the Year Ended December 31, 2017 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 DICKMAN	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

August 20, 2018

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR COLEMAN, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER WALTER, 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, 2017.

NOW, THEREFORE,

BE IT RESOLVED that the Town Board of the Town of Lancaster accepts the December 31, 2017 audit by Drescher & Malecki LLP entitled “Basic Financial Statements, Required Supplementary Information and Other Information for the Year Ended December 31, 2017 and Independent Auditors’ Reports”.

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

August 20, 2018

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

WHEREAS, the Executive Director of the Youth Bureau of the Town of Lancaster, by letter dated August 15, 2018 has recommended the appointment of the following individual(s) to the following part-time temporary seasonal position(s).

NOW, THEREFORE,

BE IT RESOLVED, that the following individual(s) are hereby appointed to the following part-time temporary seasonal position(s) in the Youth Bureau, for a period not to exceed five (5) months, and that these being part-time position(s), provide no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time temporary employees:

<u>NAME</u>	<u>POSITION</u>	<u>PAY RATE PER HOUR</u>	<u>EFFECTIVE DATE</u>
Lisa Johnson Rochester, NY	Tutor	\$40.00	July 12, 2018- Aug 31, 2018

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	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

August 20, 2018

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

WHEREAS, the Park Crew Chief of the Town of Lancaster, by letter dated August 14, 2018, has requested an adjustment to the rate of pay for the following individual(s), for the Parks & Recreation Department.

NOW, THEREFORE,

BE IT RESOLVED, that the rate of pay be and hereby is adjusted from \$12.00 to \$14.00 per hour for the following part-time permanent employees:

<u>NAME</u>	<u>POSITION</u>	<u>OLD RATE-NEW RATE</u>	<u>EFFECTIVE DATE</u>
Thomas Monin Lancaster, NY	Laborer	\$12.00 to \$14.00	August 21, 2018
John Cook Lancaster, NY	Laborer	\$12.00 to \$14.00	August 21, 2018

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	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

August 20, 2018

PREFILED RESOLUTION NO. 26 – MEETING OF 8/20/2018

Ruffino/_____Amend Procurement Policy

At the request of Council Member Ruffino, this resolution was tabled for further study.

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

NOW, THEREFORE,
BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Town Supervisor to execute on behalf of the Town, a Right of Entry Agreement between the Town of Lancaster and New York State Electric & Gas (NYSEG) as presented, subject to the terms and conditions listed herein, which will allow NYSEG, to use Town owned property located on Vandenberg Avenue to access NYSEG's Erie Street Substation in order to conduct testing within and around their property.

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

August 20, 2018

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

WHEREAS, Nova Site Company, LLC, 6 Lena Court, West Seneca, NY 14224 the contractor for the Town of Lancaster’s Highway Capital Improvements Project involving the Bridge & Culvert Improvements on Iroquois Avenue, Broezel Avenue, and Seneca Place has submitted Change Orders No. 2 and No. 3 in the amount of \$13,888.52 to the Town Board for their approval, based on the description of work previously provided to the Town Board;

NOW, THEREFORE,
BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby approves Change Order No. 2 and No. 3 to **Nova Site Company, LLC**, with respect to the outlined descriptions provided to the Town Board:

DESCRIPTION OF CHANGE ORDER NO. 2:

Removal of 54” tree on Broezel Avenue.

CHANGE ORDER NO. 2:

The original Contract Sum was	\$	741,051.32
The Contract Sum was increased by Change Order #1 in the amount of....	\$	7,365.42
The Contract Sum will be increased by this Change Order in the amount of....	\$	2,074.56
The new Contract Sum increased including this Change Order will be	\$	750,491.30

DESCRIPTION OF CHANGE ORDER NO. 3:

Installation of sheeting to protect waterline on Seneca Place in lieu of relocation of water and sewer lines.

CHANGE ORDER NO. 3:

The original Contract Sum was	\$	750,491.30
The Contract Sum will be increased by this Change Order in the amount of....	\$	11,813.96
The new Contract Sum increased including this Change Order will be	\$	762,305.26

BE IT FURTHER
RESOLVED, that the Supervisor be and is hereby authorized to execute this Change Order on behalf of the Town of Lancaster.

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

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

August 20, 2018

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

WHEREAS, the Town of Lancaster implemented a self-insured workers' compensation program effective July 1, 2014, and

WHEREAS, the Town of Lancaster engaged the services of Lawley Agency, LLC to provide Workers' Compensation Self Insurance Plan Management for successive one year periods beginning with the period July 1, 2014 through July 1, 2015, and

WHEREAS, the Town of Lancaster also engaged the services of Lawley Agency, LLC to provide Risk Management – Claims/Loss Control for successive one year periods beginning with the period July 1, 2014 through July 1, 2015, and

WHEREAS, the Town of Lancaster wishes to renew the above agreements for the one year period July 1, 2018 to July 1, 2019.

NOW, THEREFORE,

BE IT RESOLVED that the Town Board hereby approves the agreements with Lawley Agency, LLC for Workers' Compensation Self Insurance Plan Management and Risk Management – Claims/Loss Control for the one year period July 1, 2018 through July 1, 2019, as presented.

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

August 20, 2018

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

WHEREAS, the Town of Lancaster Department of Parks, Recreation & Forestry's Park Crew Chief, Michelle Barbaro, by letter dated August 14, 2018 has advised the Town Board that the Parks, Recreation & Forestry Department no longer has use for twelve (12) portable basketball standards and has requested that the Town Board deem these items to be surplus equipment, and

WHEREAS, the Park Crew Chief would like to dispose of these items by either donating or scrapping them as the Parks Department no longer has use for them, and

WHEREAS, the Town Board has given due consideration to the request of the Park Crew Chief and deems it judicious to declare the beforementioned basketball standards to be surplus equipment.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby declares the beforementioned twelve (12) portable basketball standards to be surplus equipment and authorizes the Park Crew Chief of the Parks, Recreation and Forestry Department, Michelle Barbaro, to dispose of these items by either donating or scrapping them as the Parks Department no longer has use for them.

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

August 20, 2018

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

WHEREAS, Jeremy Colby, Town Justice of the Town of Lancaster, by letter dated August 15, 2018, has recommended the appointment of the following individual to the following part-time temporary seasonal position.

NOW, THEREFORE,

BE IT RESOLVED, that the following individual is hereby appointed to the following part-time temporary seasonal position in the Town Justice Court Department, for a period not to exceed five (5) months, and that this being a part-time position, provides no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time temporary employees:

<u>NAME</u>	<u>POSITION</u>	<u>PAY RATE PER HOUR</u>	<u>EFFECTIVE DATE</u>
Jillian Ciccarelli Lancaster, NY	Clerk	\$16.47	August 13, 2018- August 17, 2018

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	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

August 20, 2018

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

WHEREAS, Jeremy Colby, Town Justice of the Town of Lancaster, by letter dated August 15, 2018, has recommended the appointment of Jillian Ciccarelli to the position of Clerk to Town Justice in the Town Justice Department.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby appoints Jillian Ciccarelli of Lancaster, New York to the position of Clerk to Town Justice in the Town Justice Department, effective August 20, 2018, at an annual salary of \$38,587.00 on step which represents 85% of the full salary of \$45,397.00, and that such appointment shall be subject to all applicable provisions of law and shall be governed by the same terms and conditions as apply to other non-represented, full-time permanent Town 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 DICKMAN	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

August 20, 2018

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

WHEREAS, Anthony Cervi, Town Justice of the Town of Lancaster, by letter dated August 15, 2018, has recommended the appointment of Lisa Keppner to the position of Clerk to Town Justice in the Town Justice Department.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby appoints Lisa Keppner of Lancaster, New York to the position of Clerk to Town Justice in the Town Justice Department, effective August 20, 2018, at an annual salary of \$38,587.00 on step which represents 85% of the full salary of \$45,397.00, and that such appointment shall be subject to all applicable provisions of law and shall be governed by the same terms and conditions as apply to other non-represented, full-time permanent Town 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 DICKMAN	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

August 20, 2018

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

WHEREAS, Michelle Barbaro, the Town of Lancaster Parks, Recreation & Forestry Department's Crew Chief, has requested the Town Board approve expending funds to purchase and have installed a Lennox 70,000 btu/hr. high efficiency furnace and a 4 ton (48,000 btu/hr) Central Air Conditioner within the Town's Recreation Department, and

WHEREAS, the Park Crew Chief, obtained two quotes per her discretion, in accordance with the Town of Lancaster's Procurement Policy, and

WHEREAS, by letter dated August 15, 2018, Michelle Barbaro has recommended that the Town of Lancaster authorize Horbett Heating & Cooling to furnish and install a Lennox 70,000 btu/hr. high efficiency furnace and a 4 ton (48,000 btu/hr) Central Air Conditioner within the Town's Recreation Department for an amount not to exceed \$9,800.00 per their proposal dated August 6, 2018, and

WHEREAS, funding for the purchase and installation of a Lennox 70,000 btu/hr. high efficiency furnace and a 4 ton (48,000 btu/hr) Central Air Conditioner will be paid for with funds from the Town's 2018 Buildings Contractual Services Budget, Line Item 01-1620-0411.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor to execute and accept the quote for the purchase and installation of a Lennox 70,000 btu/hr. high efficiency furnace and a 4 ton (48,000 btu/hr) Central Air Conditioner within the Town's Recreation Department, from Horbett Heating & Cooling, 3725 Genesee Street, Cheektowaga, NY, in accordance with their proposal dated August 6, 2018 for an amount not to exceed \$9,800.00 and to be paid for with funds from the 2018 Buildings Contractual Services Budget, Line Item 01-1620-0411.

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

August 20, 2018

COMMUNICATIONS & REPORTS

495. Town Clerk to Town Board –
Town Clerk Monthly Report for July 2018. Disposition = Received & Filed
496. Town Clerk to Town Board –
Copy of request for continuance of “Special Use Permit” for David Hawk,
255 Peppermint Road. Disposition = For Resolution
497. Erie County Water Authority to Supervisor –
Information regarding 2019 Construction Projects.
Disposition = Director of Finance & Town Engineer
498. Town Engineer to Town Board –
Request for execution of Change Order No. 1 for Reconstruction of Brunck Rd.
and Holland Ave. Culverts Design Change. Disposition = Resolution 8/20/18
499. Ronald Rozler, Disaster Coordinator to Town Board –
Request for budget transfer and resolution to purchase a 2018 Ford F-150
Special Services 4WD pickup truck. Disposition = Resolution 8/20/18
500. Code Enforcement Officer to Town Board –
Recommend Dumping Permit Extension for Geoffrey D. Buza, 5497 Genesee St.
Disposition = Resolution 8/20/18
501. Lancaster Volunteer Ambulance Corp. to Town Clerk –
LVAC calls for June 2018. Disposition = Received & Filed
502. Code Enforcement Officer to Drainage & Storm Sewer Committee --
MS4 Report for June 2018. Disposition = Received & Filed
503. Katarina Haumesser to Town Board and Planning Board –
Comments, concerns and opposition to proposed subdivision at 185 Siebert Road.
Disposition = Planning Committee & Code Enforcement
504. Wyoming Erie Regional EMS Council to Supervisor –
Notice of Public Hearing concerning application of the Town of Alden EMS for a
new ambulance service with the primary operating area of the Town of Alden
including the Village of Alden. Disposition = Received & Filed
505. Michael J. Emser to Town Board and Planning Board –
Comments, concerns and opposition to proposed Siebert Road subdivision.
Disposition = Planning Board, Building Inspector
506. Planning Board Chair to Planning Board, Town Board, Engineering Consultant,
Town Attorney, Highway Superintendent and Building Inspector --
Draft copy of minutes from August 1, 2018 Planning Board meeting.
Disposition = Planning Committee
507. Supervising Code Enforcement Officer to Town Board –
Recommend renewal of Special Use Permit for 5300 William Street for Home
Occupation (Antiques, Home Décor and Handcrafted Items Retail Store).
Disposition = Resolution 8/20/18
508. Planning Board to Town Board –
Memo recommending approval of revised sketch plan review for Siebert Road
Subdivision. Disposition = Planning Committee
509. Park Crew Chief to Town Board –
Request for resolution to accept a donation from Rich’s Sports Fields, Inc.,
110 Pavement Road of a Metal Buffalo on a stone boulder base.
Disposition = Resolution 8/20/18

- 510. Rachel Dennis to Supervisor –
Letter of resignation from position of Court Clerk effective August 18, 2018.
Disposition = Payroll Supervisor**
- 511. Town Clerk to Various News Media –
Meeting date for Town Zoning Board of Appeals changed to September 6, 2018
at 7:00PM. Disposition = Received & Filed**
- 512. Town Clerk to Chief, Twin District V.F.C., Inc., Chief, Town Line V.F.D., Inc.,
Chief, Millgrove, V.F.D., Inc., Chief, Bowmansville V.F.A., Inc., President, Twin
District V.F.C., Inc., President, Town Line V.F.D., Inc., President, Millgrove
V.F.D., Inc., President, Bowmansville V.F.A., Inc. and Ronald Rozler, Office of
Emergency Management –
Reminder that Annual Inspection hosted by Bowmansville V.F.A. will be on
Monday, September 24, 2018 at 6:00PM. Disposition = Received & Filed**
- 513. Town Attorney to NYSDEC, US Army Corps of Engineers, Erie County Water
Authority, Erie County Health Dept., Div. of Sewerage Management, Erie
County DPW, Erie County DEP –
Request for lead agency designation regarding Thomann Asphalt Addition, 56
Gunnville Road, Proj. #1637. Disposition = Planning Committee**
- 514. Town Attorney to Town Board and Planning Board –
SEQR response from Erie County DEP regarding Walmart Amendment –
Canopy, 4975 Transit Road, Proj. #8161. Disposition = Planning Committee**
- 515. Town Attorney to Town Board and Planning Board –
SEQR response from Erie County DEP regarding Parker Hannifin Addition,
4087 Walden Ave., Proj. #3426. Disposition = Planning Committee**
- 516. Town Engineer to Town Clerk and Dep. Town Clerk –
Notice of Brunck Road closure between Bowen Road and Siebert Road for
culvert replacement on Tuesday, August 14 for approximately 2 months.
Disposition = Receive & Filed**
- 517. Frank J. Fialkiewicz II to Supervisor –
Request for reappointment to the Town of Lancaster Assessment Review Board.
Disposition = Resolution 8/20/18**
- 518. Marc G. Gulliford to Town Board –
Notice of retirement from position in Town of Lancaster Highway Department
effective August 25, 2018. Disposition = Received & Filed**
- 519. Town Engineer to Town Board –
Recommend approval of Change Order 2 Nova Site Company regarding
Highway Capital Improvements Project, Culvert #10, #11 & #12 Replacement –
Broezel Avenue. Disposition = Resolution 8/20/18**
- 520. Town Engineer to Town Board –
Recommend approval of Change Orders #3, #4, #5 & #6 Concrete Applied
Technologies Corp. regarding Highway Capital Improvements Project Old Post
Road, Erie Street, Maple Drive, Lake Ave. Disposition = For Resolution**
- 521. Dennis and Michelle Grimm to Supervisor –
Comments, concerns and opposition to proposed Siebert Road subdivision.
Disposition = Planning Committee, Town Engineer & Code Enforcement Officer**
- 522. Sheryl Ziolkowski to Planning Board –
Comments, concerns and opposition to proposed subdivision off of Stutzman
Road.
Disposition = Planning Board, Town Engineer & Code Enforcement Officer**

- 523. Highway Superintendent to Town Board –
Request for resolution to appoint Marian Rizzo to the position of Clerk, part-time permanent in the Highway Department effective August 13, 2018.
Disposition = Resolution 8/20/18**
- 524. Town Engineer to Town Board –
Recommend approval of Change Order 3 Nova Site Company regarding Highway Capital Improvements Project, Culvert #10, #11 & #12 Replacement – Seneca Place. Disposition = Resolution 8/20/18**
- 525. Executive Director Youth Bureau to Supervisor and Town Board –
Request for resolution appointing Jessica Moka to the position of tutor for the Youth Bureau’s Safe Summer Skills Reinforcement Program effective August 8, 2018 through August 31, 2018. Disposition = Resolution 8/20/18**
- 526. Town Clerk to Town Board –
Copy of final report of the 2018 County/Town tax collection.
Disposition = Received & Filed**
- 527. Executive Director Youth Bureau to Supervisor and Town Board –
Request for resolution appointing Lisa Johnson to the position of tutor for the Youth Bureau’s Safe Summer Skills Reinforcement & Enrichment Program effective July 12, 2018 to August 31, 2018. Disposition = Resolution 8/20/18**
- 528. Park Crew Chief to Town Board –
Request for resolution increasing the rate of pay for two part-time permanent laborers in the Parks and Recreation Dept. effective August 21, 2018.
Disposition = Resolution 8/20/18**
- 529. Park Crew Chief to Town Board –
Request for resolution to deem 12 portable basketball standards as surplus equipment. Disposition = Resolution 8/20/18**
- 530. Park Crew Chief to Town Board –
Request for resolution to install a Lennox 70,000 btu/hr. 95% high efficiency furnace and one 4-ton (48,000 btu/hr) central air conditioning unit at the Recreation Dept. by Horbett Heating & Cooling, 3725 Genesee St., Cheektowaga, NY. Disposition = Resolution 8/20/18**
- 531. Park Crew Chief to Town Board –
Request for resolution to perform the scope of work for the clearing and restoring of Lake Forest Stormwater Pond by Wolf’s Nursery, 6083 Fisk Rd., Lockport, NY.
Disposition = For Resolution**
- 532. Charter Communications to Supervisor –
Notice of upcoming changes to channel lineup. Disposition = Received & Filed**
- 533. Denise Larsen to Supervisor –
Comments, concerns and opposition to the proposed subdivision on Siebert Road.
Disposition = Town Engineer, Code Enforcement Officer & Planning Committee**
- 534. Town Engineer to Town Board –
Recommend approval of Change Order 2 Revised Nova Site Company regarding Highway Capital Improvements Project, Culvert #10, #11 & #12 Replacement – Broezel Avenue. Disposition = Resolution 8/20/18**
- 535. Town Justice Anthony Cervi to Town Clerk –
Request for resolution appointing Lisa Keppner to the position of Clerk to Town Justice effective August 15, 2018. Disposition = Resolution 8/20/18**

- 536. Town Justice Jeremy Colby to Town Clerk –
Request for resolution appointing Jillian Ciccarelli to the position of Part-Time Seasonal Clerk effective August 13, 2018. Also, request for resolution appointing Jillian Ciccarelli to the full-time position of Clerk to Town Justice effective August 20, 2018. Disposition = Resolution 8/20/18**
- 537. Chairman Lancaster Industrial Development Agency to Town Clerk –
2019 Proposed Budget for Town of Lancaster Industrial Development Agency.
Disposition = Received & Filed**
- 538. Erie County Dept. of Environment & Planning to Town Clerk –
Information and Public Notice regarding Agricultural District Annual Enrollment Period. Disposition = Received & Filed**

ADJOURNMENT:

**ON MOTION OF COUNCIL MEMBER WALTER AND SECONDED BY
COUNCIL MEMBER GACZEWSKI AND CARRIED,** the meeting was adjourned in
memory of Elaine M. Domino, Karen Owens and Onalee Sauer at 8:45 P.M.

Signed _____

Diane M. Terranova, Town Clerk