

Town Board Minutes

May 3, 2021

Meeting No. 9

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held via teleconference on the 3rd day of May 2021 at 7:00 P.M. and there were

PRESENT: ADAM DICKMAN, COUNCIL MEMBER
ROBERT LEARY, COUNCIL MEMBER
DAVID MAZUR, COUNCIL MEMBER
MICHAEL WOZNIAK, COUNCIL MEMBER
RONALD RUFFINO, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: DIANE TERRANOVA, TOWN CLERK
KEVIN LOFTUS, TOWN ATTORNEY
MATTHEW FISCHIONE, CODE ENFORCEMENT OFFICER
WILLIAM KARN, CHIEF OF POLICE
DANIEL AMATURA, HIGHWAY SUPERINTENDENT
EDWARD SCHILLER, ENGINEER, WM. SCHUTT & ASSOC.

EXECUTIVE SESSION:

AT 8:32 P.M., UPON A MOTION DULY MADE BY COUNCIL MEMBER DICKMAN, SECONDED BY COUNCIL MEMBER LEARY AND CARRIED, the Town Board entered into Executive Session to deliberate on the announced purpose of discussing the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation and to discuss the proposed acquisition/sale/lease of real property.

At 9:02 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:

Buchwald, Terry, spoke to the Town Board on the following matter:

- Spoke about the dangerous truck drivers on Pleasant View Drive and the proposed sidewalk project.

Chowaniec, Lee, spoke to the Town Board on the following matters:

- Dog Control Facility questions.
- Questioned the new position at the Highway Department.

Cinelli, Jamie, spoke to the Town Board on the following matter:

- Asked for more information regarding the sidewalk project.

Lemaster, Kevin, spoke to the Town Board on the following matter:

- Commented about postings on County roads.

Lewandowski, Jeannette, spoke to the Town Board on the following matters:

- Asked for a public, in-person meeting regarding the sidewalk project.
- Commented that some homeowners do not want the liability of sidewalks.

Mackay, Brian, spoke to the Town Board on the following matter:

- Commented on the Pleasant View Drive sidewalk project and the loss of privacy and parking spaces.

PUBLIC HEARING SCHEDULED FOR 7:15 P.M.: No. 1 V&T Ordinance

Pleasant View Drive

ON MOTION BY COUNCIL MEMBER WOZNIAK, SECONDED BY COUNCIL MEMBER LEARY AND CARRIED, the public hearing was opened.

At 7:16 P.M., the Town Board held a Public Hearing to hear all interested persons upon an amendment to V&T Ordinance Speed Regulations Pleasant View Drive 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
Terry Buchwald	Proponent/Questions

ON MOTION BY COUNCIL MEMBER LEARY, SECONDED BY COUNCIL MEMBER MAZUR AND CARRIED, the public hearing was closed at 7:22 P.M.

Decision on this matter was reserved.

May 3, 2021

PUBLIC HEARING SCHEDULED FOR 7:15 P.M.: No. 2 Codifying Town Code

ON MOTION BY COUNCIL MEMBER DICKMAN, SECONDED BY COUNCIL MEMBER MAZUR AND CARRIED, the public hearing was opened.

At 7:23 P.M., the Town Board held a Public Hearing to hear all interested persons upon codifying Lancaster Town Code 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
None	

ON MOTION BY COUNCIL MEMBER MAZUR, SECONDED BY COUNCIL MEMBER LEARY AND CARRIED, the public hearing was closed at 7:24 P.M.

Decision on this matter was reserved

May 3, 2021

PRESENTATION OF PREFILED RESOLUTIONS:

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

RESOLVED, that the minutes of the Regular Meeting of the Town Board held
April 19, 2021 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 LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

May 3, 2021

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER DICKMAN, 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. 64821 to Claim No. 64967 Inclusive

Total amount hereby authorized to be paid: \$1,447,237.41

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 LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

May 3, 2021

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCIL MEMBER MAZUR WHO
 MOVED ITS ADOPTION, SECONDED BY
 COUNCIL MEMBER WOZNIAK, 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
31072		Seibold Construction	14 Clermont Ct	Re-Roof	
31302		WNY Property Kings	4832 William St	Er. Deck	
31940		Sahlem's Roofing & Siding Inc.	3740 Bowen Rd	Re-Roof	
32065		Scott Page	33 Sagebrush Ln	Er. Deck	
32297		Buffalo Power Systems LLC	24 Hidden Meadow Cros	Inst. Generator	
32300		Jason Ciesielski	68 Old Post Rd	Er. Res. Alt.	
32315		Michael Shemendera	396 Aurora St	Er. Shed	(V/L)
32327		Paul Gregg	39 Benson Dr	Er. Fence	(V/L)
32328		Data Professional Contraacting	5106 William St	Er. Fence	
32337		Marrano/Marc Equity Corp.	¼ Sawgrass Ln	Er. Dwlg.-Sin.	
32340		Valinti's Meats	25 Central Ave	Er. Comm. Add./Alt.	(V/L)
32350		Switala's Siding Cedar Inc.	187 Belmont St	Re-Roof	
32364		R&D Contracting	9 Blackstone Ct	Er. Dwlg.-Sin.	
32365		Robin Kelly	157N Maple Dr	Er. Pool-Abv Grnd	
32366		Stephen Dabrowski	19 Grace Way	Er. Pool-Abv Grnd	
32380		Timothy Luthart	42 Village View	Er. Fence	
32401		Joseph Mailhot	52 Creekwood Dr	Er. Pool-Abv Grnd	
32406		Wise Carpentry LLC	4 Overlook Ct	Er. Gazebo	
32410		Christos Manolakis dba Black	18 Holland Ave	Dumpster - Temp.	(V/L)
32425		Colley's Pool Sales Inc.	36 Worthington Ln	Er. Pool-In Grnd	
32426		Joseph Mailhot	52 Creekwood Dr	Er. Fence	
32433		Dreamscapes Landscaping	7 Tanglewood Dr	Er. Deck	
32435		Goetz Energy Corporation	5341 Broadway	Er. Comm. Add./Alt.	(V/L)
32448		Christopher Platt	46 Wainwright Ct	Er. Pool-Abv Grnd	
32453		Sitzmans Appliance Center	31 Heritage Dr	Inst. Generator	
32456		Colt Hart	19 Pheasant Run Ln	Er. Fence	
32458		Christos Manolakis dba Black	18 Holland Ave	Er. Res. Alt.	(V/L)
32459		Schuster Construction LL;C	25 Redlein Dr	Er. Porch/Porch Cover	
32461		Daniel Dudek	17 Avian Way	Er. Shed	
32462		Coty Brawday	1 St Anthony St	Er. Fence	
32463		Fineline Construction	65 Old Post Rd	Er. Fence	
32464		Kolb Family Trust	5918 Broadway	Er. Fence	
32465		Marrano/Marc Equity Corp.	64 Grambo Dr	Er. Patio Home	
32466		Marrano/Marc Equity Corp.	25 Sedge Run	Er. Patio Home	
32467		Eric Miller	7 Kevwood Ln	Er. Deck	
32468		Switala's Siding Cedar Inc.	2143 Como Park Blvd	Re-Roof	(V/L)
32470		Kenneth Ostrowski	63 Caswell St	Er. Garage	(V/L)
32471		Mark Kraft	23 Sedge Run	Er. Deck	
32472		McFarland Properties LLC	21 Clermont Ct	Er. Res. Add.	
32473		J-Cap Contractors LLC	143 Sixth Ave	Re-Roof	(V/L)
32474		Andrew Zalenski	43 Michaels Walk	Er. Fence	
32477		Daniel McConnell	17 Sugarbush Ln	Er. Fence	
32478		Colley's Pool Sales Inc.	70 Avian Way	Er. Pool-In Grnd	
32479		James Enright	12 Country Pl	Er. Fence	
32480		Dave Matters Jr. Masonry	14 Sawyer Ave	Er. Res. Alt.	(V/L)
32482		Buscaglia Decks	33 Sedge Run	Er. Deck	
32484		Try It Distributing	4155 Walden Ave	Er. Sign - Temp	
32486		House Crafters LLC	50 Rehm Rd	Er. Porch/Porch Cover	
32487		Gilds Bros. Craftsmen Co.	28 Chicory Ln	Er. Res. Add.	
32488		Clifford Tompkins	82 Holland Ave	Er. Res. Alt.	(V/L)
32489		Groom Construction Co. Inc.	4835 Transit Rd	Er. Comm. Add./Alt.	
32490		Luther Enterprises	3 Joseph Dr	Er. Pool-In Grnd	
32491		Active Fence	3 Joseph Dr	Er. Fence	

32492	Luther Enterprises	2 Magrum Ln	Er. Pool-In Grnd	
32493	Luther Enterprises	2 Magrum Ln	Er. Fence	
32494	Colley's Pool Sales Inc.	68 Avian Way	Er. Pool-In Grnd	
32495	Happy Home Exteriors LLC	22 Christen Ct	Re-Roof	(V/L)
32496	Besroi Construction	1178 Penora St	Re-Roof	
32497	Besroi Construction	2 Nashua Ct	Re-Roof	
32498	Dalex Construction Inc.	43W Home Rd	Re-Roof	
32499	Dalex Construction Inc.	23 Red Clover Ln	Re-Roof	
32500	Dalex Construction Inc.	15 Petersbrook Cir	Re-Roof	
32501	Dalex Construction Inc.	2017 Como Park Blvd	Re-Roof	(V/L)
32502	Dalex Construction Inc.	15 Irwinwood Rd	Re-Roof	(V/L)
32503	Ryan Besecker	75 Elm Pl	Er. Fence	(V/L)
32504	Ryan Besecker	79 Elm Pl	Er. Fence	(V/L)
32505	John Rutherford	15 Quail Run Ln	Er. Fence	
32506	LJ Construction WNY LLC	61 Middlebury Ln	Er. Porch/Porch Cover	
32507	John Mawer	41 Hemlock Ln	Er. Fence	
32508	Ford Fence LLC	46 Pheasant Run Ln	Er. Fence	
32510	ECC Electrical Construction	26 Logan Ln	Inst. Generator	
32512	Irwin Roofing	107 Pleasant Ave	Re-Roof	(V/L)
32513	Zenner & Ritter Co. Inc.	15 Hillside Pky	Inst. Generator	
32514	Robert Schlager	47 Worthington Ln	Er. Fence	
32515	Charles Kotarski	19 Nicholas Ln	Er. Shed	
32516	Brian Barber	23 Whitestone Ln	Er. Shed	
32517	American Fence Company LLC	4 Sussex Ln	Er. Fence	
32518	Neil Soscia	5 Chestnut Corner	Er. Fence	
32519	Thomas Nugent	4 Sussex Ln	Er. Pool-In Grnd	
32520	JLB Installations	47 Worthington Ln	Er. Pool-In Grnd	
32521	Thomas Bulera	594 Lake Ave	Inst. Generator	
32522	Mizanur Rahman	32 Lake Ave	Er. Fence	(V/L)
32523	Jenna Nye	26 Magrum Ln	Er. Shed	
32524	Peter Franger	3 Benson Dr	Re-Roof	(V/L)
32530	The KAZ Company	1 Alyssum Ct	Er. Res. Alt.	
32531	Eastern Remodeling LLC	234 Aurora St	Re-Roof	(V/L)
32532	Forbes Homes, Inc.	41 Deepwood Pl	Er. Dwlg.-Sin.	
32533	William C. Rott & Sons Inc.	399 Lake Ave	Re-Roof	
32534	Aaron Heltz	217 Warner Rd	Er. Fence	
32536	F&D Construction Inc.	38 Quail Run Ln	Er. Res. Alt.	
32537	David Cervi	117 Harvey Dr	Er. Fence	(V/L)
32538	Cynthia Klein	24 Running Brook Dr	Er. Fence	
32539	Thomas Kowalski	45 Chestnut Corner	Er. Porch/Porch Cover	
32540	Brad Davidzik	70 Avian Way	Er. Fence	
32541	Expert Contracting	26 Brady Ave	Re-Roof	(V/L)
32542	Stanley Gregor	690 Pleasant View Dr	Er. Fence	
32545	Superior Decks & Gazebos Inc.	8 Fieldstone Ln	Er. Deck	
32547	Joshua Strell	5898 Broadway	Er. Sign - Temp	
32548	Daniel Church	143 S Irwinwood Rd	Er. Fence	(V/L)
32549	Donald Toy	845 Erie St	Er. Fence	
32551	Cheyenne Cleveland	79 Court St	Er. Fence	(V/L)
32553	Joseph Greco	3 Whitestone Ln	Er. Fence	
32554	H. Youngs Home Improvements	4 Red Clover Ln	Re-Roof	
32555	Donna Ezzo	27 Steinfeldt Rd	Er. Fence	
32558	Castle Home Improvements	14 Greenmeadow Dr	Re-Roof	
32559	Castle Home Improvements	37 Chicory Ln	Re-Roof	
32560	Castle Home Improvements	18 Greenbriar Dr	Re-Roof	
32565	Daniel Kisiel	1133 Penora St	Re-Roof	

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 LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

May 3, 2021

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

WHEREAS, Jean Karn, the Dog Control Officer of the Town of Lancaster, by letter dated April 19, 2021 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 of Lancaster Dog Control 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>
Elizabeth Bertozzi Depew, NY	Dog Control Officer	\$ 14.00	May 20, 2021

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 LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

May 3, 2021

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

WHEREAS, the Town Board is considering the proposed construction of a +/- 6,000 S.F. storage building addition submitted by H. Christopher Streng of Kubacks, on behalf of Rolite Manufacturing, Inc., on a +/- 3.67 acre parcel located at 10 Wendling Court (SBL No. 105.00-1-21.2) in the Town of Lancaster, and

WHEREAS, the Town of Lancaster Planning Board has reviewed the environmental impact of this expansion project pursuant to SEQR regulations at their meeting on April 7, 2021 and recommended a Negative Declaration be issued, and

WHEREAS, the Town Board has duly considered the plans for the project 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 Town of Lancaster Planning Board, 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 proposed construction of a +/- 6,000 S.F. storage building accessory to manufacturing use at 10 Wendling Court (SBL No.105.00-1-21.2) 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 LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

May 3, 2021

NEGATIVE DECLARATION
Determination of Non-Significance

Town of Lancaster Town Board

Dated: April 19, 2021

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 Board of the Town of Lancaster has reviewed the proposed construction of a +/-6,000 S.F. storage building accessory to manufacturing use submitted by H. Christopher Streng of Kubacks, on behalf of Rolite Manufacturing, Inc., on a +/- 3.67 acre parcel located at 10 Wendling Court (SBL No. 105.00-1-21.2); and the Town Board has determined that the Project will not have a significant adverse environmental impact and that a Draft Environmental Impact Statement will not be prepared.

Name of Action: Rolite Manufacturing, Inc. #1703

Location of Action: 10 Wendling Court (SBL No. 105.00-1-21.2), Lancaster, New York 14086, Erie County.

SEQR Status: Unlisted

Description of Action: Construction of a proposed +/- 6,000 S.F. storage building accessory to manufacturing use.

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. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations? **No impact.**
2. Will the proposed action result in a change in the use or intensity of use of land? **No impact.**
3. Will the proposed action impair the character or quality of the existing community? **No impact.**
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)? **The Town of Lancaster has not established a Critical Environmental Area (CEA).**
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway? **No impact.**
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities? **No impact.**

7. Will the proposed action impact existing:
 - a. public/private water supplies? **No impact.**
 - b. public/private wastewater treatment utilities? **No impact.**
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources? **No impact.**
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora or fauna)? **No impact.**
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems? **No impact.**
11. Will the proposed action create a hazard to environmental resources or human health? **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 COUNCIL MEMBER MAZUR, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER LEARY, TO WIT:

WHEREAS, H. Christopher Streng of Kulbacks, on behalf of Rolite Manufacturing, Inc., has submitted an amended site plan prepared by Tredo Engineers, which consisted of a Survey dated January 29 & 30, 2018, Drawing SP-101 dated February 4, 2021 with a revision date of March 10, 2021 and received by the Town on March 12, 2021, Drawings SP-102 and SP-201 both dated February 4, 2021 and received by the Town on February 8, 2021 for the proposed 6,000 Sq. Ft. storage building addition on the existing site located at 10 Wendling Court (SBL No. 105.00-1-21.2), in the Town of Lancaster, and

WHEREAS, the site plan for this project was submitted to the Planning Board and was approved at their April 7, 2021 meeting, and

WHEREAS, the Planning Board completed an environmental review on April 7, 2021, in conformance with SEQR (State Environmental Quality Review) regulations; and the Town Board, acting as Lead Agency, issued a Negative Declaration on April 19, 2021.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby approves the amended site plan submitted by H. Christopher Streng, of Kulbacks, on behalf of Rolite Manufacturing, Inc., prepared by Tredo Engineers, which consisted of a Survey dated January 29 & 30, 2018, Drawing SP-101 dated February 4, 2021 with a revision date of March 10, 2021 and received by the Town on March 12, 2021, Drawings SP-102 and SP-201 both dated February 4, 2021 and received by the Town on February 8, 2021 for the proposed 6,000 Sq. Ft. storage building addition on the existing site located at 10 Wendling Court (SBL No. 105.00-1-21.2)) in the Town of Lancaster with the following conditions:

1. Property owner to return two (2) executed originals of the Stormwater Control Facility Maintenance Agreement to the Town Attorney's Office. This Agreement shall be binding on all subsequent landowners **and shall be filed in the office of the County Clerk** as a deed restriction on the property and proof of filing to be provided to the Town Attorney prior to any Certificates of Compliance/Occupancy being issued.
2. Contractor to provide an "As-built" survey to the Building Department prior to any Certificates of Compliance/Occupancy being issued.
3. Private Improvement Permit will be required to initiate site construction.

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 LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

May 3, 2021

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

WHEREAS, the Town of Lancaster is committed to recognizing that its growth and strength depends on the safety and economic value of the homes, buildings and infrastructure that serves our citizens, both in everyday life and in times of natural disaster, and

WHEREAS, our confidence in the resilience of these buildings that make up our community is achieved through the devotion of vigilant guardians—building safety and fire prevention officials, architects, engineers, builders, tradespeople, design professionals, laborers, plumbers and others in the construction industry—who work year-round to ensure the safe construction of buildings, and

WHEREAS, these guardians are dedicated members of the International Code Council, a nonprofit that brings together local, state and federal officials that are experts in the built environment to create and implement the highest-quality codes to protect us in the buildings where we live, learn, work, play, and

WHEREAS, our nation benefits economically and technologically from using the International Codes that are developed by a national, voluntary consensus codes and standards developing organization, our government is able to avoid the high cost and complexity of developing and maintaining these codes, which are the most widely adopted building safety and fire prevention codes in the world, and

WHEREAS, these modern building codes include safeguards to protect the public from hazards such as hurricanes, snowstorms, tornadoes, wildland fires, floods and earthquakes, and

WHEREAS, Building Safety Month is sponsored by the International Code Council to remind the public about the critical role of our communities' largely unknown protectors of public safety—our local code officials—who assure us of safe, sustainable, energy efficient and livable buildings that are essential to America's prosperity, and

WHEREAS, "Prevent, Prepare, Protect. Building Codes Save," the theme for Building Safety Month 2021, encourages all Americans to raise awareness about the importance of safe and resilient construction; fire prevention; disaster mitigation, energy conservation; water safety; training the next generation; and new technologies in the construction industry, and

WHEREAS, each year, in observance of Building Safety Month, people all over the world are asked to consider the commitment to improve building safety, resilience and economic investment at home and in the community, and to acknowledge the essential service provided to all of us by local and state building departments, fire prevention bureaus and federal agencies in protecting lives and property.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town Lancaster does hereby proclaim the month of May 2021 as Building Safety Month and authorizes the Town Supervisor to execute the Building Safety Proclamation, and encourages our citizens to join with their communities in participation in Building Safety Month activities.

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 LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

May 3, 2021

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

WHEREAS, Ryan Klein of Boy Scout Troop 545 has offered to build and donate two (2) wooden benches, improve landscaping by creating a center island and remove any refuse and debris along the Town of Lancaster's Heritage Trail Bike Path between Walter Winter Drive and Cemetery Road, as part of his Eagle Scout project, and

WHEREAS, all materials required for this project will be provided by Mr. Klein, and

WHEREAS, by letter dated April 19, 2021, Park Crew Chief, Michelle Barbaro has requested that the Town accept the donation of Ryan Klein for 2 wooden benches, landscaping and refuse removal along the Town of Lancaster's Heritage Trail Bike Path valued at not more than approximately seven-hundred dollars (\$700.00), and

WHEREAS, after due consideration, the Town Board of the Town of Lancaster has determined that it can make use of such a generous donation and that it is the interest of the community to accept this benevolent gift.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby accepts the generous offer of Ryan Klein, to build and donate two (2) wooden benches, improve the landscaping to create a center island and remove any refuse and debris along the Town of Lancaster's Heritage Trail Bike Path between Walter Winter Drive and Cemetery Road, as part of his Eagle Scout Project, and which has a value of no more than approximately seven-hundred dollars (\$700.00).

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 LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

May 3, 2021

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

WHEREAS, Twin District Volunteer Fire Company, Inc., by letter received April 26, 2021, has requested the addition of the following members to the roster of said fire association.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby confirms the additions to the membership of the Twin District Volunteer Fire Company the following individuals:

ADDITIONS:

Josh Tomaszewski	Richard Jaszka
Lancaster, NY	Lancaster, NY

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 LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

May 3, 2021

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

WHEREAS, Daniel Amatura, Highway Superintendent of the Town of Lancaster, by letter dated April 20, 2021, has appointed Joseph Zagarrio to the position of Laborer – Highways in the Town of Lancaster Highway Department, pursuant to New York State Highway Law.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby recognizes the appointment of Joseph Zagarrio of Lancaster, New York to the position of Laborer –Highways in the Town of Lancaster Highway Department effective April 26, 2021, 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 CSEA Blue Collar Union 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 LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

May 3, 2021

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

WHEREAS, William J. Karn, Jr., Chief of Police for the Town of Lancaster, by letter dated April 26, 2021 has recommended the appointment of Paige Viera to the position of Public Safety Dispatcher in the Town of Lancaster Police Department, and

WHEREAS, Paige Viera is eligible for appointment to this position pursuant to the standards and procedures as set forth in the Civil Service Law.

NOW, THEREFORE,

BE IT RESOLVED, that Paige Viera of Lancaster, New York, be and is hereby appointed to the full-time position of Public Safety Dispatcher, in the Town of Lancaster Police Department, at an annual salary of \$46,163.00 on step which represents 75% of the full salary of \$61,550.00, contingent upon approval by Erie County Department of Personnel, effective May 17, 2021 and that such appointment shall be subject to all applicable provisions of the collective negotiations agreement between the Town of Lancaster and the Lancaster Dispatch Employee Association and all applicable provisions of law.

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 LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

May 3, 2021

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

WHEREAS, the Town Board of the Town of Lancaster has heretofore held a public hearing pursuant to Chapter 50-Zoning, Article XIV Administration and Enforcement, §50-78 Special use permits, of the Code of the Town of Lancaster, upon the application of **Joshua Strell**, for a Special Use Permit for a Home Occupation (Seasonal Rental Business Office) on premises located at **5898 Broadway**, Lancaster, New York, and the Board issued such Special Use Permit on May 1, 2017, this Special Use Permit is subject to renewal upon application by the property owner, and

WHEREAS, by letter dated April 12, 2021, **Joshua Strell** has requested that the Town Board renew the Special Use Permit for an additional two (2) year period, and

WHEREAS, the Supervising Code Enforcement Officer has recommended his approval of this Special Use Permit Renewal in his letter dated April 19, 2021.

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

1. That pursuant to Chapter 50-Zoning, Article IV. Residential Districts, §50-16 (F)"Home Occupations", of the Code of the Town of Lancaster, the Town Board of the Town of Lancaster does hereby grant the renewal of a Special Use Permit to **Joshua Strell**, for a Home Occupation (Seasonal Rental Business Office) on premises located at **5898 Broadway**, Lancaster, New York, upon the terms and conditions as set forth in the Zoning Ordinance for the period beginning May 1, 2021 and ending April 30, 2023, and

2. That the applicant will continue in compliance with conditions as set forth §50-16 (F), and §50-78 Special use permits, of the Code of the Town of Lancaster as long as the applicant continues to engage in the Seasons Rental Business home occupation on the premises, and to any additional conditions listed herein, 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 written application to the Town Clerk, on or before April 30, 2023.
- C. Provide a copy of the business' New York State Tax Employer Identification Number and, where required, a copy of a valid State License issued by the appropriate regulatory agency for the service being provided.
- D. Only persons residing on the premises shall be engaged in such occupation.
- E. 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 LEARY	VOTED	YES
	COUNCIL MEMBER MAZUR	VOTED	YES
	COUNCIL MEMBER WOZNIAK	VOTED	YES
May 3, 2021	SUPERVISOR RUFFINO	VOTED	YES

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

WHEREAS, Herbert Schaub, of BrewFun Enterprises, 185 Sunburst Circle, East Amherst New York 14051 has applied to the Town Board of the Town of Lancaster for a permit for Private Improvements upon real property in the Town of Lancaster within 5839 Genesee Street, and

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

NOW, THEREFORE,

BE IT RESOLVED, that Private Improvement Permit Application No. 829 for 5839 Genesee Street, Lancaster, New York 14086 which is a permit for Private Improvements for:

- Improvements associated with new construction of Brewery/Taproom at 5839 Genesee Street, Lancaster, New York. Specific improvements are site clearing, demo and removal of trees and collapsed garage – additional permits for future work required.

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 LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

May 3, 2021

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

WHEREAS, by resolution adopted June 1, 2020, the Town of Lancaster entered into a maintenance agreement with Mollenberg-Betz, Inc., to provide maintenance services on the HVAC systems within the Town's Highway Office Building, Mental Health Center, Recreation Department, Senior Center, Town Hall and Youth Bureau, and

WHEREAS, the agreement is set to expire according to their terms on May 31, 2021, and

WHEREAS, by letter dated April 19, 2021, Michelle Barbaro has requested that the Town enter into a renewal agreement with Mollenberg-Betz, Inc., to provide semi-annual HVAC inspections and preventative maintenance services on the systems within the above-referenced Town facilities and to include the Office of Emergency Management located at 525 Pavement Road, for an annual cost of \$9,787.00 per their quotes dated April 16, 2021 (#RS2021-064 & 065).

NOW THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Town Supervisor to execute the agreements with Mollenberg-Betz, Inc., 300 Scott Street, Buffalo, New York 14204, to provide semi-annual HVAC inspections and necessary preventative maintenance on the systems located within the Highway Office Building, Mental Health Center, Recreation Department, Senior Center, Town Hall, Youth Bureau and Office of Emergency Management for a cost not to exceed \$9,787.00 per their quotes dated April 16, 2021 (#RS2021-064 & 065), and

BE IT FURTHER,

RESOLVED, that the contract will commence May 1, 2021 and terminate on April 30, 2022 and will be paid for with funds available from the Town's 2021 Buildings, Misc. 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 LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

May 3, 2021

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

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Town Supervisor to accept and execute on behalf of the Town of Lancaster, the Plans for National Fuel Gas Supply Corporation's 2021 Line UNY-B3 Valve Replacement within the Town's Right-of-Way of Barton Road, as presented, per the terms and conditions listed 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 LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

May 3, 2021

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

WHEREAS, the Town of Lancaster has been awarded a NYS Companion Animal Capital Projects Fund 2021-2020 Grant through the New York State Department of Agriculture and Markets, for the construction of the Lancaster 2020 Dog Shelter Project to be located at 525 Pavement Road, Lancaster, New York, and

WHEREAS, Wm. Schutt Associates, P.C., the Town of Lancaster's consulting engineer, has requested that the Town Board authorize an invitation to bid for the Dog Shelter Grant project within the Town of Lancaster, and

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

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

1. That the Town Board of the Town of Lancaster hereby invites public bids for the Town of Lancaster's 2020 Dog Shelter Grant Project, said bids are to be in conformance with the plans and specifications which are available at the office of Wm. Schutt & Associates, P.C., 37 Central Avenue, Lancaster, New York 14086; all bids are to be received in the office of the Town Clerk, 21 Central Avenue, Lancaster, New York, no later than 10:00 A.M. Local Time on Wednesday May 26, 2021 and opened thereafter, and

2. That the Town Clerk be and is hereby authorized to have a Notice to Bidders 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, and

3. That the Town Engineer is hereby authorized to attend to having the Notice to Bidders published in the State Contract Reporter and Construction Exchange, and

4. That partial funding of this project is being made available through New York State Agriculture and Markets. Minority and Women-Owned Business Enterprises ("MWBE") are encouraged to submit responses, an overall goal of 30% MWBE has been established for this project.

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 LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

May 3, 2021

NOTICE TO BIDDERS

FOR THE

**TOWN OF LANCASTER
DOG CONTROL FACILITY 525 PAVEMENT RD.**

Sealed bids for the Lancaster 2020 Dog Shelter Project – 1,680 Sq. Ft. (with optional 392 Sq. Ft. garage) will be received by the Town Clerk at her office in the Town Hall, 21 Central Avenue, Lancaster, New York on or before 10:00 A.M. local time on May 26, 2021 at which time they will be publicly opened and read aloud.

This contract will be funded wholly or partially with NYS funds, and as such, is subject to all State rules and regulations pertinent thereto, including, but not limited to, State policy of encouraging the participation of minority and women business enterprises as sources of suppliers, equipment, construction and services. A 30% goal is required for this project.

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

Contract Documents may be obtained at the office of the ENGINEER.

Proposals shall be made and received upon the following conditions:

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

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

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

Consulting Engineers:
William Schutt & Associates, P.C.
37 Central Avenue
Lancaster, NY 14086-2143
(716) 683-5961
Date: May 6, 2021

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

Diane Terranova
Town Clerk

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

WHEREAS, the Town of Lancaster’s Senior Center Recreation Supervisor, Marybeth Gianni, by letter dated April 22, 2021 as advised the Town Board that the Senior Center no longer has use for their Steinway Piano, serial number 244-121 as it is currently unplayable and broken beyond repair due to its age and damage, and

WHEREAS, Marybeth Gianni has therefore requested that the Town Board deem this item to be surplus equipment and permit it to be donated as scrap for parts to Illos Piano Restorations, Inc., 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 Steinway Piano to be surplus equipment and permit donation of said item as scrap for parts.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby declares the beforementioned Steinway Piano, serial number 244-121 to be surplus equipment and authorizes the Senior Center Recreation Supervisor, Mary Beth Gianni, to donate said piano as scrap for parts to Illos Piano Restorations, Inc., 2944 Main Street, Buffalo, New York 14214.

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 LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

May 3, 2021

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

WHEREAS, the Town Board has previously duly advertised for bids for one (1) new and unused **2022 Ford F-250 XL 4x4 Super Cab Short Bed Pickup with Snowplow**, for use by the Parks, Recreation and Forestry Department, and

WHEREAS, one (1) bid was received, opened and reviewed on April 22, 2021, and

WHEREAS, by letter dated April 22, 2021, Park Crew Chief, Michelle Barbaro, has recommended awarding the bid for the one (1) new and unused **2022 Ford F-250 XL 4x4 Super Cab Short Bed Pickup with Snowplow** to West Herr Ford, being the sole responsible bidder in the amount of \$40, 559.56, and

WHEREAS, the Parks Department will receive a trade-in allowance for their a 2015 Ford F-350 4x4 Regular Cab 8' Box Pick-up (VIN# 1FTRF3B68FEC26758 (w/approx. 57,2000 mi.) in the amount of \$23,000.00 which will bring the total expenditure for the new 2022 Ford F-250 XL 4x4 Super Cab Short Bed Pickup with Snowplow to **\$17,559.56**.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster, upon the recommendation of Michelle Barbaro, Parks Crew Chief, hereby awards the bid for one (1) new and unused **2022 Ford F-250 XL 4x4 Super Cab Short Bed Pickup with Snowplow**, which includes a Trade-in Allowance for a 2015 Ford F-350 4x4 Regular Cab 8' Box Pick-up (VIN# 1FTRF3B68FEC26758 (w/approx. 57,2000 mi.) in the amount of \$23,000.00, to West Herr Ford of Hamburg, 5025 Camp Road, Hamburg, New York, for use by the Parks, Recreation and Forestry Department as it conforms to the specifications on file in the office of the Town Clerk, for a total amount not to exceed **\$17,559.56** and which will be paid from the Town's 2021 Parks Equipment, Passenger Vehicles Budget (Line item # 01-7110-0220).

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 LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

May 3, 2021

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

WHEREAS, the Town Supervisor is seeking to replace eighteen (18) copier/printers located within various Town Departments with 15 new and 3 redeployed versions that will be more efficient and cost effective for the Town, and

WHEREAS, the new machines are available through New York State Contract No. PM68149, Group 73600, and Award No. 22802, from State Contractor Konica Minolta Business Solutions USA, Inc., through authorized re-seller, Copier Fax Business Technologies, Inc., which eliminates the need for competitive bidding pursuant to §103 of General Municipal Law, and

WHEREAS, the monthly lease fee for eighteen machines will be two-thousand seventy-seven dollars and nineteen cents (\$2077.19) per their proposal (order # 604485) dated April 14, 2021, and will be paid for with funds available in the Town's 2021 Central Printing and Mailing Contracted Rental Expense Budget.

NOW THEREFORE,

BE IT RESOLVED as follows:

The Town Board of the Town of Lancaster hereby approves and authorizes the Supervisor to execute the lease agreement for fifteen (15) new and three (3) redeployed copier/printers for use in various Town Departments and available under New York State Contract No. PM68149, Group 73600, and Award No. 22802 from New York State Contractor Konica Minolta Business Solutions USA, Inc., through authorized re-seller, Copier Fax Business Technologies, Inc., 465 Ellicott Street, Buffalo, NY 14203, as proposed by the Supervisor, for a monthly cost of two-thousand seventy-seven dollars and nineteen cents (\$2077.19) per their proposal (order # 604485) dated April 14, 2021, and

BE IT FURTHER,

RESOLVED, this lease shall commence on May 3, 2021 and terminate May 2, 2026 and will be paid for with funds from the Town's 2021 Central Printing and Mailing Contracted Rental Expense Budget (Line Item 01-1670-409).

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 LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

May 3, 2021

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

WHEREAS, Town of Lancaster's Police Chief, William J. Karn, Jr., has requested that the Town Board authorize expending funds to purchase an Online Scheduling & Workforce Management Solution to include technical support, for use within the Lancaster Police Department, and

WHEREAS, Chief Karn, obtained a one-year Subscription Agreement for the purchase and technical support of an Online Scheduling & Workforce Management Solution from Aladtec, Inc., in the amount of \$4,752.00 per their quote dated April 26, 2021 in accordance with the Town of Lancaster's Procurement Policy, and

WHEREAS, by letter dated April 27, 2021, Chief Karn has recommended that the Town of Lancaster approve the Subscription Agreement for an Online Scheduling & Workforce Management Solution installation from Aladtec, Inc., 387 Arrow Court, River Falls, Wisconsin, for an annual fee not to exceed \$4,752.00 to commence June 1, 2021 and automatically renew each year thereafter unless written notice is provided prior to the end of the current term.

NOW, THEREFORE,

BE IT RESOLVED, the Town Board of the Town of Lancaster hereby approves the Subscription Agreement for an Online Scheduling & Workforce Management Solution from Aladtec, Inc., 387 Arrow Court, River Falls, Wisconsin, for use by the Lancaster Police Department staff, as proposed by the Chief of Police William J. Karn, Jr. for an annual fee not to exceed \$4,752.00 per their quote dated April 26, 2021 and which will be paid for with funds from the Town's 2021 Police Public Safety Equipment Budget (Line Item 005-3120-245).

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 LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

May 3, 2021

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

WHEREAS, Town of Lancaster’s Patrol Captain, Marco Laurienzo, by letter dated April 26, 2021 has requested to purchase a new NICE R10.0 911 call and Radio Transmission Recording System for use by the Town’s Law Enforcement personnel as the current system in use is no longer supported and needs to be replaced, and

WHEREAS, the NICE equipment is available from the New York State Contract No. PM68145, Group 73600, and Award No. 22802, from State Contractor NICE Systems, Inc., through authorized reseller Wilmac Business Equipment, Co., Inc., D/B/A Wilmac Company, in the amount of \$13,738.75 per their quote (# S-5093) dated April 23, 2021, which eliminates the need for competitive bidding pursuant to §103 of General Municipal Law, and

WHEREAS, the agreement includes an annual maintenance fee for the system so there will be not be any additional expense for this service.

NOW, THEREFORE,

BE IT RESOLVED as follows:

The Town Board of the Town of Lancaster hereby approves the purchase and authorizes the Supervisor to execute the quote for a new NICE Inform Essential R10.0 Recording System under New York State Contract No. PM68145, Group 73600, and Award No. 22802, from State Contractor NICE Systems, Inc., through authorized reseller Wilmac Business Equipment, Co., Inc., D/B/A Wilmac Company, 73 State Street, Suite 200, Rochester, NY 14614, as proposed by the Lancaster Police Patrol Captain, for an amount not to exceed \$13,738.75 per their quote (# S-5093) dated April 23, 2021; and which will be paid for with funds from the Town’s 2021 Police Public Safety Equipment Budget (Line Item 005-3120-245).

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 LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

May 3, 2021

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

WHEREAS, Selmar K. Dorsey, II, the owner of real property located at 387 Schwartz Road (SBL No. 117.00-3-33.2), Lancaster, New York, has submitted an application for a Special Use Permit for a Home Occupation (Dog Kennel) in accordance with the provisions of Chapter 50 Zoning, Article IV Residential Districts, §50-16(F) Supplementary regulations for A-R, R, and MFMU districts, Home Occupations of the Code of the Town of Lancaster, and

WHEREAS, Chapter 50-Zoning, Article XIV Administration and Enforcement, §50-78 Special use permits, of the Code of the Town of Lancaster requires the issuance of a Special Use Permit and a public hearing for the proposed use.

NOW THEREFORE,

BE IT RESOLVED, as follows:

That pursuant to Chapter 50 Zoning, Article IV Residential Districts, §50-16(F) Supplementary regulations for A-R, R, and MFMU districts, Home Occupations and Chapter 50-Zoning, Article XIV Administration and Enforcement, §50-78 Special use permits, of the Code of the Town of Lancaster, a Public Hearing on the proposed Home Occupation (Dog Kennel) Special Use Permit Application of **Selmar K. Dorsey, II** for premises locally known as 387 Schwartz Road, Lancaster, New York, will be held via teleconference (1-716-800-4267 Access Pin 1232), on the 17th day of May, 2021, at 7:15 o'clock P.M., Local Time, and the notice of the time and place of such hearing be published in a newspaper of general circulation in said Town, and posted on the Town Bulletin Board and that a copy of such Notice of Hearing be referred to the Erie County Department of Planning, pursuant to Section 239(m) of the General Municipal 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 LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

May 3, 2021

**LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER
SPECIAL USE PERMIT – SELMAR DORSEY II**

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the authority set forth in Article XIV Administration and Enforcement, §50-78 Special use permits of the Code of the Town of Lancaster, and the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 3rd day of May, 2021 the Town Board will hold a Public Hearing on the **17th day of May, 2021 at 7:15 o'clock P.M.**, Local Time, via teleconference (1-716-800-4267 Access Pin 1232), to hear all interested persons upon the application of **Selmar K. Dorsey, II**, for a Special Use Permit for a Home Occupation (Dog Kennel) on premises locally known as 387 Schwartz Road, in the Town of Lancaster, County of Erie, State of New York.

Full opportunity to be heard will be given to any and all parties in interest.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

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

May 6, 2021

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR 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 April 26, 2021, has appointed Douglas Thielman of Lancaster, New York, who previously held the title of Maintenance Worker, to the position of Light Equipment Operator.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby recognizes the appointment Douglas Thielman of Lancaster, New York to the position of Light Equipment Operator in the Town of Lancaster Highway Department, effective April 26, 2021, and that such appointment shall be subject to all applicable provisions of the collective negotiations agreement between the Town of Lancaster and the CSEA Blue Collar Union 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 LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

May 3, 2021

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

WHEREAS, the Town of Lancaster Assessor, Rebecca Baker, has compiled existing information pertaining to policies relating to Special Districts for use by Town Departments and residents to provide information regarding how Special Districts were founded, what their boundaries are, and what their fee schedules are, and

WHEREAS, the Town Board has given due review and consideration to the adoption of the Special District reference booklet as prepared by the Town Assessor and finds it to be in the best interest of the Town to adopt said booklet, and

WHEREAS, the Assessor's Office shall be responsible for the maintenance and updating of the Special District reference booklet and should any other Town department or employee become aware of any changes to the information contained therein, they shall notify the Assessor's Office to ensure that the booklet contains accurate information.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby adopts the Special District reference booklet as presented by the Town Assessor, Rebecca Baker, to be effective immediately, and which shall supersede any previous versions of such compilation, and

BE IT FURTHER,

RESOLVED, that the Assessor's Office shall be responsible for keeping the Special District reference booklet updated and accurate; and shall provide an official copy of the booklet to each of the following Town Offices: Assessor, Supervisor, Clerk, Attorney, and Code Enforcement by the Assessor'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 LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

May 3, 2021

COMMUNICATIONS & REPORTS

270. Town Clerk to Code Enforcement Officer –
Transmittal of Special Use Permit Application for 6260 Genesee Street, Kevin Lewandowski. Disposition = Town Attorney
271. Town Clerk to Code Enforcement Officer –
Transmittal of Special Use Permit Application for 387 Schwartz Road, Selmar Dorsey II. Disposition = Town Attorney
272. Andrew Niescier, Court Officer to Judge Jeremy Colby –
Letter of resignation from the position of Court Officer in Lancaster Town Court effective 4/22/2021. Disposition = Received & Filed
273. Supervisor to residents of Town of Lancaster –
Emergency Executive Order declaring a local State of Emergency in the Town of Lancaster effective April 3, 2021 and remaining in effect for 5 days or until removed due to Covid-19 disease. Disposition = Received & Filed
274. Supervisor to residents of Town of Lancaster –
Emergency Executive Order declaring a local State of Emergency in the Town of Lancaster effective April 8, 2021 and remaining in effect for 5 days or until removed due to Covid-19 disease. Disposition = Received & Filed
275. Supervisor to residents of Town of Lancaster –
Emergency Executive Order declaring a local State of Emergency in the Town of Lancaster effective April 13, 2021 and remaining in effect for 5 days or until removed due to Covid-19 disease. Disposition = Received & Filed
276. Supervisor to residents of Town of Lancaster –
Local State of Emergency declared in the Town of Lancaster beginning April 15, 2021 and remaining in effect for a period not to exceed 30 days due to Covid-19 disease. Disposition = Received & Filed
277. Town Clerk to Code Enforcement Officer –
Transmittal of Special Use Permit Application for Wehrle Drive, Angry Buffalo. Disposition = Town Attorney
278. Supervisor to residents of Town of Lancaster –
Emergency Executive Order declaring a State of Emergency in the Town of Lancaster effective April 18, 2021 and remaining in effect for 5 days or until removed due to Covid-19 disease. Disposition = Received & Filed
279. Town Clerk to Charles Giambrone, Quad 4 Wheel Drive, Inc. –
Second notice regarding expired Special Use Permit to operate an Automotive Repair Business at 505 Erie Street, Building A. Disposition = Received & Filed
280. Town Clerk to Thomas and Patricia Manko –
Second notice regarding expired Special Use Permit to conduct an automotive service and repair business at 4885 Transit Road. Disposition = Received & Filed
281. Town Clerk to Lynette Metzger-Truslow --
Second notice regarding renewal of Special Use Permit for a Home Occupation (Dog Grooming Service) at 33 Meadow Lea Drive.
Disposition = Received & Filed
282. Town Clerk to Tonya Bradford –
Second notice regarding renewal of a Special Use Permit for Home Occupation (Hair Salon) at 30 Woodgate Drive. Disposition = Received & Filed

283. **Supervising Code Enforcement Officer to Town Board –**
Recommend approval of renewal of Special Use Permit for a Home Occupation
(Seasonal Rental Business Office) at 5898 Broadway.
Disposition = Resolution 5/3/21
284. **John Mills, Erie County Legislator to Supervisor –**
Congratulations on being named to the Association of Erie County Governments
Board of Directors for 2021. Disposition = Received & Filed
285. **NextEra Energy Transmission New York, Inc. to Supervisor –**
Notice of Construction on the Empire State Line project to begin within a few
weeks. Disposition = Received & Filed
286. **Paul Friedrich to Supervisor –**
Request for the Town to consider bait and shoot to control the amount of deer
in the Town. Disposition = Received & Filed
287. **Dog Control Officer to Supervisor and Town Board –**
Request for resolution appointing Elizabeth Bertozzi to the position of
temporary seasonal Assistant Dog Control Officer effective May 20, 2021.
Disposition = Resolution 5/3/21
288. **Park Crew Chief to Town Board –**
Request for resolution to accept a donation from Ryan Klein for two benches
and landscaping of an island on the Heritage Trail.
Disposition = Resolution 5/3/21
289. **Town Attorney to Town Board and Planning Board –**
SEQR responses from Erie County DEP and the Division of Sewerage
Management regarding Site Plan Amendment: The Rock Child Care Center,
3970 Walden Ave., Proj. #1709. Disposition = Planning Committee
290. **Town Attorney to NYSDEC, Erie County Water Authority, Erie County Health**
Dept., Erie County DPW, Division of Sewerage Management, US Army Corp of
Engineers and Erie County DEP –
Request for lead agency designation regarding Integrated Review, Site Plan:
Pleasant View Garden Apts., 538 Pavement Rd., Proj. #1468.
Disposition = Planning Committee
291. **Park Crew Chief to Town Board –**
Request for resolution to renew two service agreements for testing and inspecting
HVAC units in various Town facilities with Mollenberg-Betz, Inc., 300 Scott St.,
Buffalo, NY. Disposition = Resolution 5/3/21
292. **Matt Fischione to Town Board –**
Comments on request from Uniland Development to return a portion of a
deeded Right of Way within the parcel at Eastport Commerce Center.
Disposition = Planning Committee
293. **Highway Superintendent to Town Board –**
Request for resolution appointing Joseph Zagarrio, Lancaster, NY to the
position of Laborer Grade #1 in the Town Highway Department effective
April 26, 2021. Disposition = Resolution 5/3/21
294. **Town Attorney to Town Board and Planning Board –**
SEQR response from Erie County Division of Sewerage Management regarding
Pleasant View Garden Apts., 538 Pavement Road, Proj. #1468.
Disposition = Planning Committee
295. **Twin District Fire Company to Town Clerk –**
Change in roster. Disposition = Resolution 5/3/21

296. **Town Clerk to Code Enforcement Officer –**
Copy of letter from Tom Manko, CEO/President Manko’s Truck & Auto Repair requesting a renewal of his Special Use Permit to conduct an automotive service and repair business at 4885 Transit Rd.
Disposition = Code Enforcement
297. **Donna Wiczorek to Town Board –**
Request for Deer Crossing sign to be erected between 449 and 465 Lake Ave.
Disposition = Received & Filed, Public Safety Committee
298. **FOCUS to Supervisor –**
Information regarding a ceremony to recognize For Our Community Unity & Support in their efforts to create a sustainable fiscal resource for Lancaster/Depew youth addiction prevention services on May 7, 2021.
Disposition = Received & Filed
299. **Planning Board Chairman to Planning Board, Town Board, Engineering Consultant, Town Attorney, Highway Superintendent and Building Inspector –**
Draft copy of minutes from April 21, 2021 Planning Board Meeting.
Disposition = Received & Filed
300. **Code Enforcement Officer to Town Board –**
Recommend issuance of Special Use Permit for 387 Schwartz Rd., Home Occupation (Dog Kennel). Disposition = For Resolution
301. **Code Enforcement Officer to Town Board –**
Application for Special Use Permit, 6260 Genesee St., Home Occupation (Plants, Honey & Firewood) cannot be completed due to lack of information.
Disposition = For Resolution
302. **Park Crew Chief to Town Board –**
Request for resolution to purchase one new and unused 2022 Ford F-250 XL 4X4 Super Cab, Short Bed Pickup with Snowplow from West Herr Ford of Hamburg, 5025 Camp Road, Hamburg, NY. Disposition = Resolution 5/3/21
303. **Chief of Police to Supervisor and Town Board –**
Request for resolution appointing Paige Viera to the position of Public Safety Dispatcher in the Lancaster Police Dept. effective May 17, 2021.
Disposition = Resolution 5/3/21
304. **Supervisor to residents of Town of Lancaster –**
Emergency Executive Order declaring a local State of Emergency in the Town of Lancaster effective April 23, 2021 and remaining in effect for 5 days or until removed due to Covid-19 disease. Disposition = Received & Filed
305. **Town Clerk to Code Enforcement Officer –**
Copy of letter requesting a renewal of a Special Use Permit for 33 Meadow Lea Dr., Home Occupation (Dog Grooming). Disposition = Code Enforcement
306. **Supervisor to residents of Town of Lancaster –**
Emergency Executive Order declaring a local State of Emergency in the Town of Lancaster effective April 28, 2021 and remaining in effect for 5 days or until removed due to Covid-19 disease. Disposition = Received & Filed
307. **Patrol Captain Laurienzo to Supervisor –**
Request for resolution authorizing the purchase of the new NICE recording system for use in the Lancaster Police Department.
Disposition = Resolution 5/3/21
308. **Code Enforcement Officer to Town Board –**
Comments regarding Application for a Special Use Permit to operate a Restaurant/Bar with Outdoor Seating and Athletic Fields at 2753 Wehrle Drive, Angry Buffalo. Disposition = Planning Committee

- 309. Chief of Police to Supervisor and Town Board –
Request for resolution allowing the Police Department to contract with Aladtech, Inc. to supply the Police Department with an online scheduling system for all department members. Disposition = Resolution 5/3/21**
- 310. Highway Superintendent to Town Board –
Request for resolution appointing Douglas Thielman, Lancaster, NY to the position of Light Equipment Operator in the Town Highway Dept. effective April 26, 2021. Disposition = Resolution 5/3/21**
- 311. Town Clerk to Tony Distefano, Redland Quarries Inc. –
Transmittal of Special Use Permit for 2021 to excavate sand, gravel and stone aggregates at the site outlined. Disposition = Town Attorney**
- 312. Chief of Police to Town Clerk –
Articles and communications. Disposition = Received & Filed**

ADJOURNMENT:

**ON MOTION OF COUNCIL MEMBER LEARY AND SECONDED BY
COUNCIL MEMBER MAZUR AND CARRIED,** the meeting was adjourned in memory
of David Konsek at 9:03 P.M.

Signed _____

Diane M. Terranova, Town Clerk