

PRESENTATION OF PREFILED RESOLUTIONS:

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

RESOLVED, that the minutes of the Joint Meeting of the Town Board and the Planning Board held March 19, 2018 and the Regular Meeting of the Town Board held March 19, 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
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

April 2, 2018

File: RMIN (P1)

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

RESOLVED, that the following Audited Claims be and are hereby ordered paid from their respective accounts as per abstract to be filed in the Office of the Town Clerk by the Assistant to the Supervisor, to wit:

Claim No. 51982 to Claim No. 52121 Inclusive

Total amount hereby authorized to be paid: \$3,878,602.72

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

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

April 2, 2018

File: Rclaims

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

RESOLVED that the following Building Permit applications be and are hereby reaffirmed:

CODES:

- (SW) = Sidewalks as required by Chapter 12-1B of the Code of the Town of Lancaster are waived for this permit.
 (CSW) = Conditional sidewalk waiver
 (V/L) = Village of Lancaster

NEW PERMITS:

Pmt #	SW	Applicant Name	Address	STRUCTURE	Village
27857		Edward & Lynne Gehen	27 Hidden Meadow Cros	Er. Shed	
27858		DPL Delaware Corp.	10 W Main St	Dumpster - Temp.	(V/L)
27859		Matthew Blackwell	69 Briarwood Dr	Er. Shed	(V/L)
27860		Mark & Kimberly Passucci	5113 William St	Er. Fence	
27861		Kelkenberg Homes	3600 Commerce Pky W	Er. Comm. Bldg.	(V/L)
27862		David Schneider	40 Albert Dr	Er. Res. Add.	(V/L)
27863		Robert Monti	5813 Broadway	Er. Sign - Temp	
27864		JBC Properties LLC	5111 Transit Rd	Er. Sign - Pole	
27865		Marrano/Marc Equity Corp.	30 Saybrook Dr	Er. Patio Home	
27866		Marrano/Marc Equity Corp.	14 Saybrook Dr	Er. Patio Home	
27867		William Price	4 Carlisle St	Er. Deck	
27868		Marrano/Marc Equity Corp.	13 Saybrook Dr	Er. Patio Home	
27869		Bradley Walters	21 Biscayne Dr	Er. Fence	
27870		Kevin & Debra Kozlowski	51 Michael Anthony Ln	Er. Shed	
27871		Samuel Gerace	5 Bennington Ln	Er. Porch	
27872		David Ridgeway	215 Westwood Rd	Re-Roof	
27873		David Ridgeway	50 Brady Ave	Re-Roof	(V/L)
27874		Richard & Linda McDonnell	34 Apple Blossom Blvd	Er. Deck	
27875		Mike Hora	1 Pleasant Ave W	Er. Comm. Alt	(V/L)
27876		Besroi Construction	22 Cayuga Ave	Re-Roof	(V/L)
27877		Besroi Construction	2 Lenox Ave	Re-Roof	(V/L)
27878		Besroi Construction	20 Erie St	Re-Roof	(V/L)
27879		Daniel W. Utech	2 Pheasant Run Ln	Er. Fence	
27880		Derek Malke	25 Lombardy St	Er. Res. Alt.	(V/L)
27881		Northeast Mechanical Inc.	65 Pleasant View Dr	Inst. Generator	
27882		Charles Kohorst	205 Central Ave	Er. Res. Alt.	(V/L)
27883		Daniel & Kathryn Magee	17 Pear Tree Ln	Er. Fence	
27884		Marrano/Marc Equity Corp.	36 Saybrook Dr	Er. Dwlg.-Sin.	
27885		Guy & Linnette Ramey	34 Sagebrush Ln	Er. Fence	
27886		Graffiti Grafix & Signs	6733 Transit Rd	Er. Sign - Wall	
27887		Neth & Son Inc.	4493 Walden Ave	Re-Roof	
27888		John D. Fagant	35W Drullard Ave	Er. Shed	(V/L)
27889		Jill Casullo	5 Farmview Ct	Inst. Solar Panels	
27890		JMM Construction of WNY	171 Nichter Rd	Dem. Garage	
27893		VGM Construction, Inc.	101 Christen Ct	Er. Res. Add.	(V/L)
27895		Robyn Hoffman	26S Irwinwood Rd	Er. Fence	(V/L)
27896		Barbara Bak	28 Pheasant Run Ln	Er. Fence	
27897		Michael Wetzell	613 Columbia Ave	Er. Fence	
27898		Michael Reiter	5 Bridgewater Ct	Er. Fence	
27899		Dino J. Garrett	33 Hampton Ct	Er. Fence	
27900		ARB Heating & Cooling	27 Gale Dr	Inst. Generator	
27901		Frank & Cheryl Gregory	17 Randolph St	Er. Fence	(V/L)
27902		Transit Rd. Acquisitions, LLC	4779 Transit Rd	Er. Sign - Temp	
27903		LJ Construction WNY, LLC	6 Chapin Cir	Re-Roof	
27904		LJ Construction WNY, LLC	38 Wilkshire Pl	Re-Roof	(V/L)
27905		LJ Construction WNY, LLC	23 Lake Forest Pky W	Re-Roof	
27912		Robert Ostermeier	647 Erie St	Er. Shed	
27913		Michael & Susan Hammann	60 Irwinwood Rd	Er. Garage	(V/L)
27915		Dalex Construction Inc.	16 St Joseph St	Re-Roof	(V/L)
27916		Paul Schiavone	30 Magrum Ln	Er. Fence	
27917		Mark Kubicki	3463 Walden Ave	Er. Res. Alt.	(V/L)
27918		Mister Pool Enterprises	39 Signal Dr	Er. Fence	
27919		Mister Pool Enterprises	39 Signal Dr	Er. Pool-In Grnd	
27920		Keith Maute	29 Quincy Ave	Er. Res. Alt.	(V/L)

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

April 2, 2018

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

WHEREAS, Twin District Volunteer Fire Company, Inc., by letter
Dated March 13, 2018, has requested the addition of the following member to the roster of
said fire association,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirm
the addition to the membership of the Twin District Volunteer Fire Company the following
individual:

ADDITION:

James Sutch
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
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

April 2, 2018

File: RFIRE (P5)

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

WHEREAS, the Town Board is considering the Rezone and Subdivision applications submitted by Bryan Young of Young Development for property located at the 00 Broadway (SBL No. 116.00-1-5.131) from Residential District One (R-1) to Multifamily Residential District Three (MFR-3) for the proposed construction of a 39 lot private single family patio home subdivision to be known as **“Plumb Creek Subdivision”** within the Town of Lancaster, and

WHEREAS, the Town of Lancaster Municipal Review Committee has reviewed the potential adverse environmental impacts of rezoning the property and constructing a subdivision pursuant to SEQR regulations at their meeting on March 19, 2018 and recommended that a Negative Declaration be issued, and

WHEREAS, the Town Board has duly considered the plans for the Rezone, and Subdivision 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. The proposed Rezone of 00 Broadway (SBL No. 116.00-1-5.131) from Residential District One (R-1) to Multifamily Residential District Three (MFR-3) for the proposed construction of a 39 lot private single family patio home subdivision to be known as **“Plumb Creek Subdivision”** submitted by Bryan Young of Young Development, 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
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

April 2, 2018

**NEGATIVE DECLARATION
Determination of Non-Significance**

Town of Lancaster Town Board

Dated: April 2, 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 Rezone & Subdivision applications submitted by Bryan Young of Young Development for property located at 00 Broadway (SBL No. 116.00-1-5.131) from Residential District One (R-1) to Multifamily Residential District Three (MFR-3) for the proposed construction of a 39 lot private single family patio home subdivision to be known as “**Plumb Creek Subdivision**” within the Town of Lancaster. The Town Board has determined this project will not have a significant adverse environmental impact and that a Draft Environmental Impact Statement will not be prepared.

Name of Action: Rezone & Subdivision – Plumb Creek Patio Homes

Location of Action: 00 Broadway (SBL No. 116.00-1-5.131), Lancaster, New York 14086, Erie County

SEQR Status: Type 1.

Description of Actions:

Rezone:

This project is described as the rezoning of approximately 8.58 acres from Residential District one (R-1) to Multifamily Residential District Three (MFR-3) to accommodate a proposed residential project consisting of 39 detached single-family patio homes. The layout of the proposed residential project is depicted on the Site Plan prepared by Carmina Wood Morris DPC dated June 29, 2017. The proposed residential project is an Unlisted Action pursuant to the State Environmental Quality Review Act (“SEQRA”) since none of the impacts will cross any of the thresholds for a Type 1 action per 6 NYCCRR Part 617.4. It is anticipated that the Town of Lancaster Town Board will be the lead agency for the required environmental review of the proposed project since the rezoning of the Project Site falls within the jurisdiction of the Town Board. The proposed residential project will also require Preliminary Plat and Final Plat Approval. Detailed information regarding the proposed residential project is provided on the fully engineered plans and Stormwater Pollution Prevention Plan and Engineer’s Report prepared by Christopher Wood, P.E., of Carmina Wood Morris DPC with the Rezoning Application. The Project Sponsor is requesting that the lead agency issue a negative declaration pursuant to SEQRA since the proposed residential project will not result in any potentially significant adverse environmental impacts.

Subdivision:

The action involves a 39 lot subdivision consisting of detached patio homes as depicted on the fully engineered plans prepared by Carmina Wood Morris DPC accompanying the Preliminary Plat Application dated January 26, 2018. The proposed residential project requires Preliminary Plat and Final Plat Approval and the rezoning of a portion of the Project Site from R-1 to MFR-3 is pending before the Town Board. The proposed action has been defined broadly to include all required discretionary approvals and permits as well as all proposed site improvements including proposed detached single family homes, internal roadways, driveways, parking spaces, grading activities, a storm water management system, and all required utility improvements and connections. The Project Sponsor is requesting that the Town on Lancaster issue a negative declaration pursuant to SEQRA since the proposed residential project will not result in any potentially significant adverse environmental impacts.

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. **Impact on land - Small impact.**
2. **Impact on Geological Features – No impact.**
3. **Impacts on Surface Water – Small impact.**
 - The wetland investigation letter indicates there is a 0.60 acre federal wetland on the northernmost portion of the project site. This wetland will be preserved in its entirety.
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 impact.**
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 – Small impact during construction.**
16. **Impact on Human Health – No impact.**

17. Consistency with Community Plans – Small impact.

- It is noted that this project is a rezone from R1 to MFR3 and will be consistent with the Comprehensive Master Plan update.

18. Consistency with Community Character – No impact.

For Further Information:

Contact Person: Kevin E. Loftus , Town Attorney
Town of Lancaster
Address: 21 Central Avenue
Lancaster, New York 14086
Telephone Number: (716) 684-3342

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

WHEREAS, on June 5, 2017 the Lancaster Town Board awarded the Town of Lancaster's Highway Capital Improvements Project involving the reconstruction/replacement of the culverts on Old Post Road, Maple Drive, and two on Erie Street, as well as improvements to deteriorated portions of the Lake Avenue Bridge over Cayuga Creek to Concrete Applied Technologies, Corp. (CATCO) with a specified completion date of November 17, 2017, and

WHEREAS, by letter dated November 15, 2017, CATCO is requesting an extension of the completion date for this project to June 1, 2018, and

WHEREAS, Town Engineer, Edward Schiller, PE, has recommended granting the extension per his November 30, 2017 and March 8, 2018 letters to the Town Board, and

WHEREAS, the Town Board, in conjunction with other Town Officials, has duly reviewed and considered CATCO's request and deems it to be in the public's best interest to grant the extension until June 1, 2018.

NOW THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby grants the extension for completion of the Town of Lancaster's Highway Capital Improvements Project involving the reconstruction/replacement of the culverts on Old Post Road, Maple Drive, and two on Erie Street, as well as improvements to deteriorated portions of the Lake Avenue Bridge over Cayuga Creek to Concrete Applied Technologies, Corp. (CATCO) from November 17, 2017 to June 1, 2018 with no additional charges to the Town with the following conditions:

1. Any temporary facilities, construction, signage, etc. and associated costs incurred due to the inability to place asphalt on Erie Street resulting in non-paved roadways through the Winter and early Spring will be the responsibility of CATCO.
2. Any repair and maintenance of said temporary facilities, construction, signage, etc. will be the responsibility of CATCO.

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

April 2, 2018

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

WHEREAS, on September 18, 2017, the Town Board of Lancaster adopted a local law establishing a six-month moratorium on applications for rezoning; and

WHEREAS, the Town Board determined that the moratorium was necessary and appropriate given the Town's efforts to revise the Comprehensive Plan as well as review and revise Town-wide Zoning; and

WHEREAS, the Town has been diligently undertaking its review of the revised Comprehensive Plan and a draft has been prepared for public review; and

WHEREAS, the Town Board has determined that additional time is necessary to receive public input on the Comprehensive Plan and to complete the steps necessary for its adoption; and

WHEREAS, the Town Board has further determined that additional time is also necessary to review and revise Town-wide zoning and to complete the necessary steps for its implementation; and

WHEREAS, Local Law No. 6 of 2017, establishing the moratorium, provides in Section 4 that the term may be extended for an additional six months by resolution of the Town Board;

**NOW THEREFORE, BE IT
RESOLVED,**

1. The Term of the Moratorium set forth in Local Law No. 6 of 2017 is hereby extended for an additional six (6) months.
2. This resolution is effective immediately.

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

April 2, 2018

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

WHEREAS, the Town Board is considering the adoption of a revised Comprehensive Plan; and

WHEREAS, the Town Board has determined that it is of critical importance to obtain input from the public and local and regional agencies and boards with relevant expertise;

**NOW THEREFORE,
BE IT RESOLVED AS FOLLOWS:**

1. Pursuant to Town Law § 272-a(5)(a), the Town Board has determined to refer the draft revised Comprehensive Plan to the Town Planning Board for its review and recommendation, which shall be provided within 30-days following the adoption of this Resolution.
2. The Town Board has determined that this is a Type I action under the New York State Environmental Quality Review Act (SEQRA) requiring a coordinated review and intends to act as the Lead Agency for the SEQRA review.
3. The draft revised Comprehensive Plan shall be referred to the Erie County Department of Environment and Planning, as required in General Municipal Law § 239-m.
4. The Town Board will hold a public hearing on the draft revised Comprehensive Plan. Such hearing shall be conducted at Town Hall on April 16, 2018 at 7:15 p.m. Pursuant to Town Law § 272-a(6)(c), notice of the public hearing shall be published in a newspaper of general circulation in the Town at least ten (10) calendar days in advance of the hearing.
5. The Town Board has determined to allow written public comment on the draft revised Comprehensive Plan through May 4, 2018 at 4:00 p.m.
6. The draft revised Comprehensive Plan shall be made available for public review in the office of the Town Clerk.
7. This Resolution is effective immediately.

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

April 2, 2018

**LEGAL NOTICE
PUBLIC HEARING AND
REQUEST FOR PUBLIC COMMENT
TOWN OF LANCASTER**

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to Town Law §272-a(6)(c) and to a resolution of the Town Board of the Town of Lancaster, adopted April 2, 2018, the said Town Board will hold a Public Hearing on the 16th day of April, 2018 at 7:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, for the purposes of considering the draft revised Comprehensive Plan. In addition, the Town will allow the public to submit written comments to the Town Clerk at 21 Central Avenue, Lancaster, NY 14086 or electronic submissions can be sent via email to LancasterDepew@wendelcompanies.com through 4:00 P.M. May 4, 2018.

All interested members of the public shall be heard.

Copies of the proposed draft Comprehensive Plan can be reviewed at Town Hall at its address listed above, between the hours of 9:00 A.M. and 4:00 P.M. and online at <https://lancasterny.gov>.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

**By: Diane M. Terranova
Town Clerk**

April 5, 2018

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

WHEREAS, Mary Beth Gianni, Recreation Leader of the Senior Center for the Town of Lancaster, by letters dated March 16, 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 Lancaster Senior Center, 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>
Alan Herdzik Lancaster, NY	Van Driver	\$13.00	April 3, 2018
Robert Gaffney Tonawanda, NY	Recreation Instructor	\$30.00	April 3, 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
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

April 2, 2018

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER, 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 “**FLOODPLAIN MAP REVISION**”, was introduced to the Town Board of the Town of Lancaster by Council Member Ruffino on the 5th day of March, 2018, and

WHEREAS, the Town Board called for, noticed, and held a public hearing on the proposed Local Law on March 19, 2018, where all interested parties were allowed to address the proposed Local Law, and

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.

NOW, THEREFORE,

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

1. The attached Local Law No. 3 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
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

April 2, 2018

**LEGAL NOTICE
NOTICE OF ADOPTION
LOCAL LAW NO. 3 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 April 2, 2018 Local Law No. 3 of the Year 2018, which amends the Town of Lancaster Code, by adding Section 21-6(A)(5). Floodplains. Article III. General Provisions. Section 6. Basis for establishing areas of special flood hazard. Subsection (5) within Chapter 21 “Floodplains.”, which is on file for review in the Town Hall.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

**By: DIANE TERRANOVA
Town Clerk**

April 5, 2018

**Town of Lancaster
Local Law No. 3 of 2018**

A Local Law which will adopt a Flood Plain Map Revision promulgated by the Federal Emergency Management Agency (FEMA) by Adding Section 21-6(A)(5).

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

Section 1: Chapter 21. Floodplains. Article III. General Provisions. Section 6. Basis for establishing areas of special flood hazard. Subsection (5) of the Town of Lancaster Town Code, is hereby added to read in its entirety as follows:

§21-6(A)(5). LOMR effective July 19, 2018, FEMA case number 17-02-0955P, revising FIRM panels 3602490010C and 3602490011C and Flood Insurance Study Profile 17P.

Section 2: Severability. Should any provision of this Local Law be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of this Local Law as a whole or any part thereof other than the part so decided to be unconstitutional or invalid.

Section 3: Effective Date. This Local Law shall be effective upon its filing with the Secretary of State in accordance with the Municipal Home Rule Law.

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

WHEREAS, by resolution adopted on February 5, 2018, the Town Board of the Town of Lancaster authorized the soliciting of bids for the restoration of the Lancaster Historical Society Building located at 40 Clark Street, and

WHEREAS, two (2) bids were received, opened and reviewed on March 6, 2018, and

WHEREAS, by letter dated March 16, 2018 Town Engineer, Edward Schiller, has requested that the Town Board reject the bids due to failure of the bids to conform to budgetary constraints, and

WHEREAS, the Town Board, after due review and consideration has determined to execute its right reserved in the bid documents, to reject all bids received for restoration of the Lancaster Historical Society Building located at 40 Clark Street.

NOW, THEREFORE,
BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby rejects all bids received for restoration of the Lancaster Historical Society Building located at 40 Clark Street, pursuant to the rights reserved to the Town in the bid documents and directs the Clerk to so advise the bidders and return any bid bond posted in accordance with the bid specifications.

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

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

April 2, 2018

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

WHEREAS, Flynn Battaglia Architects, P.C., 617 Main Street,
Buffalo, NY 14203 the architect overseeing the restoration of the Lancaster Historical Society
Building located at 40 Clark Street, has submitted Change Order No. 1 in the amount of
\$1,800.00 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 **Flynn Battaglia Architects, P.C.,** with respect to the outlined
descriptions provided to the Town Board:

DESCRIPTION OF CHANGE ORDER NO. 1:

Additional compensation for re-packaging of the bid documents and the re-bid of the project.

CHANGE ORDER NO. 1:

The original Contract Sum was	\$	18,218.00
The Contract Sum will be increased by this Change Order in the amount of....	\$	1,800.00
new Contract Sum increased including this Change Order will be	\$	20,018.00

**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
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

April 2, 2018

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

WHEREAS, the Town of Lancaster has been awarded a grant through the Dormitory Authority of New York State (DASNY), for restoration of the Lancaster Historical Society Building located at 40 Clark Street, Lancaster, New York, and

WHEREAS, on June 5, 2017, the Lancaster Town Board entered into an agreement with Flynn Battaglia Architects, P.C. to provide engineering services for the Town of Lancaster's Exterior Restoration Project at 40 Clark Street, and

WHEREAS, Flynn Battaglia Architects, P.C. has requested that the Town Board authorize an invitation to bid for the Town of Lancaster's Exterior Restoration Project (proposed Bid Packages #1, #2, #3, and #4) at 40 Clark Street within the Town of Lancaster, and

WHEREAS, the Town Board has given due review and consideration to the request and deems it in the interest of the Town's historical preservation, to invite public bids for the Town of Lancaster's Exterior Restoration Project (proposed Bid Packages #1, #2, #3, and #4) at 40 Clark Street in conformance with General Municipal Law § 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 Exterior Restoration Project (proposed Bid Packages #1, #2, #3, and #4) at 40 Clark Street, said bids are to be in conformance with the plans and specifications which are available at the office of Flynn Battaglia Architects, P.C., 617 Main Street, Suite S-401, Buffalo, New York 14203 and 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 April 26, 2018 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 funding of this project is being made available through DASNY. Minority and Women-Owned Business Enterprises ("MWBE") are encouraged to submit responses. No formal MWBE goals have 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
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

NOTICE TO BIDDERS

FOR THE

**TOWN of LANCASTER
EXTERIOR RESTORATION - 40 CLARK
STREET
(Lancaster Historical Society Building)**

Sealed bids for the proposed Bid Packages #1, #2, #3, and #4, of the Town of Lancaster Exterior Restoration Project, at 40 Clark Street in the Village of Lancaster 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 April 26, 2018, at which time they will be publicly opened and read aloud.

Contract Documents may be examined at the office of the Town Clerk and at the office of the ARCHITECT, Flynn Battaglia Architects, P.C., 617 Main Street, Suite S-401, Buffalo, New York 14203 between the hours of 9:00 A.M. and 4:00 P.M., except Saturdays, Sundays and Holidays.

Contract Documents for the Exterior Restoration – 40 Clark St. project may be obtained at the office of the ARCHITECT upon deposit of \$50.00 per set. If requested in writing, the ARCHITECT will issue the Contract Documents to those wishing to obtain a set upon receipt of the \$50.00 deposit plus a non-refundable mailing charge of \$25.00 per set, made payable to the ARCHITECT. Bidders will receive a refund of the entire deposit upon returning plans and specifications in good condition within thirty (30) days of the bid award; non-bidders will be refunded one-half of the deposit upon the return of such plans and specifications in good condition within the thirty (30) days following the award of the Contract.

A walk through of the Project will be conducted on April 19, 2018 at 9:00 AM at the project site. Bidders are encouraged to attend to examine the existing conditions and site constraints at that time. Representatives of the Architect will be available to answer questions.

Proposals for Bid Packages 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 percentum (5%) of the total amount of the Bid, or a bond with sufficient sureties in a penal sum equal to five percentum (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.

Architect:
Flynn Battaglia Architects, P.C.
New York 617 Main Street, Suite S-401
Buffalo, NY 14203
Ph. (716) 854-2424; f. (716) 854-2428
Date: April 5, 2018

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

Diane Terranova
Town Clerk

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

WHEREAS, the Town Board of the Town of Lancaster, acting on behalf of the Fire Protection District of the Town of Lancaster has heretofore contracted with Water District No. 1 of the Town of Elma for a supply of water and for the furnishing, erection, maintenance, care and replacement of fire hydrants within the boundaries of the Town of Elma along the southerly line of Hall Road, between Bowen Road and Ransom Road, and which Contract is set to expire on March 31, 2018, and

WHEREAS, such contract eliminates the need for the Town of Lancaster Fire Protection District to provide fire hydrants on the north side of Hall Road in the Town of Lancaster, thereby resulting in a savings to the taxpayers of Lancaster, and

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to renew said Contract;

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

1. That the Town Board of the Town of Lancaster, acting on behalf on the Fire Protection District of the Town of Lancaster, Erie County, New York, shall hold a public hearing on the question of the execution of a contract between the said Fire Protection District of the Town of Lancaster and Water District No. 1 of the Town of Elma, in accordance with the provisions of Section 184a of the Town Law of the State of New York, upon the following terms and conditions and such terms and conditions as the Town Boards of the Towns of Lancaster and Elma shall deem appropriate:

- A. The Contract shall be for a supply of water for fire purposes and for the furnishing, erection maintenance, care and replacement of fire hydrants within the boundaries of the Town of Elma along the southerly line of Hall Road between Bowen Road and Ransom Road, including the erection and maintenance of markers therefor, may terminate this Agreement upon thirty (30) days written notice, each to the other;
- B. The contract shall provide for payment by the Fire Protection District of the Town of Lancaster to Water District No. 1 of the Town of Elma, the sum of \$161.00 per hydrant per year for a total of fifteen hydrants along the southerly line of Hall Road between Bowen Road and Ransom Road, for a period of five (5) years, commencing April 1, 2018 and terminating March 31, 2023; and

C. The contract shall further provide that Water District No. 1 of the Town of Elma shall install additional hydrant or hydrant as future construction shall require. If such hydrants shall benefit the Town of Lancaster, rental for same to be paid in accordance with Paragraph (b).

2. That the Public Hearing shall be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 16th day of April, 2018 at 8:15 o'clock P.M. Local time, at which time all citizens or parties in interest may be heard upon the said proposed Contract.

3. That the Town Clerk of the Town of Lancaster be directed to publish a Notice of such hearing in the Lancaster Bee and post a copy of the Notice of said Public Hearing on the Town Bulletin Board, said Notice shall be in the form attached hereto and made apart 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
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

April 2, 2018

**PUBLIC HEARING
TOWN OF LANCASTER
FIRE PROTECTION DISTRICT**

NOTICE IS HEREBY GIVEN, that a public hearing will be held by the Town Board of the Town of Lancaster at the Town Hall, 21 Central Avenue, Lancaster, New York, at 7:15 o'clock P.M., Local Time, on the 16th day of April, 2018, upon a proposed contract between the fire Protection District of the Town of Lancaster and Water District No. 1 of the Town of Elma, in accordance with the provisions of Section 184-a of the Town Law of the State of New York, upon the following terms and conditions as the Town Board of the Town of Lancaster and the Town of Elma deem appropriate.

- A. The Contract shall be for a supply of water for fire purposes and for the furnishing, erection, maintenance, care and replacement of fire hydrants within the boundaries of the Town of Elma along the southerly line of Hall Road between Bowen Road and Ransom Road, including the erection and maintenance of markers therefore, for a period of five (5) years, provided however, that either party may terminate this Agreement upon thirty (30) days written notice each to the other.
- B. The Contract shall provide for payment by the Fire Protection District of the Town of Lancaster to Water District No. 1 of the Town of Elma, the sum of \$161.00 per hydrant per year for a total of fifteen (15) hydrants along the southerly line of Hall Road between Bowen Road and Ransom Road, for a period of five (5) years commencing April 1, 2018 and terminating March 31, 2023.
- C. The Contract shall further provide that Water District No. 1 of the Town of Elma shall install additional hydrant or hydrants as future construction shall require, rental for same to be paid in accordance with Paragraph (2).

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

BY ORDER OF THE

TOWN BOARD OF THE
TOWN OF LANCASTER

By: DIANE TERRANOVA
Town Clerk

April 5, 2018

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

WHEREAS, the Town of Lancaster's Department of Parks, Recreation & Forestry's Park Crew Chief, Michelle Barbaro, by letter dated March 26, 2018 as advised the Town Board that the Parks, Recreation & Forestry Department no longer has use for four (4) pole saws, a rototiller, an echo trimmer, and two (2) blowers 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 and strip them for parts 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 items to be surplus equipment and permit to be stripped for parts;

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby declares the beforementioned four (4) pole saws, a rototiller, an echo trimmer, and two (2) blowers 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 stripping them for parts 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
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

April 2, 2018

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

WHEREAS, the Town of Lancaster's Department of Parks, Recreation & Forestry's Park Crew Chief, Michelle Barbaro, by letter dated March 26, 2018 has advised the Town Board that the playground equipment within Walden Pond Park is outdated and non-ADA compliant and has requested that the Town Board deem it to be surplus equipment, and

WHEREAS, the Park Crew Chief has requested that the Town Board permit any salvageable items from the old playground unit, after its removal, to be placed on an online auction at a future date, and

WHEREAS, by resolution dated November 20, 2017 the Town Board authorized the purchase of new ADA-compliant playground units as replacements within Walden Pond Park, 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 playground equipment to be surplus equipment and permit any salvageable items to be placed on an online auction;

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby declares the beforementioned playground equipment within Walden Pond Park to be surplus equipment and authorizes the Park Crew Chief of the Parks, Recreation and Forestry Department, Michelle Barbaro, to place any salvageable items on an online auction at a future date.

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

April 2, 2018

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

WHEREAS, the security of schools and the students within is
of the utmost importance, and

WHEREAS, a disturbing and growing trend in the United States
has seen a rise in school-based violence, and

WHEREAS, our municipalities and school districts often lack the
available resources to retain School Resource Officers within all of our schools, and

WHEREAS, School Resource Officers serve many roles for schools
including but not limited to: providing law enforcement and investigation, developing crime
prevention programs, training and securing school personnel, establishing a working
relationship with school and students, assisting students in conflict resolution, and being
positive role models; and

WHEREAS, the New York State Senate has already adopted its School
Safety Package of legislation which includes Gallivan S.7810-A, S.7811, S.1144-A, and
S.7791, which would create funding opportunities for school districts to provide Resource
Officers, as well as adjust earning limitations and Peace Officer status for retired police
officers.

NOW, THEREFORE,

BE IT RESOLVED, that the Town of Lancaster does hereby support the
School Safety Package, specifically Gallivan S.7810-A, S.7811, S.1144-A, and S.7791~ and
asks the honorable members of the New York State Assembly and the Governor of the State
of New York to follow in the New York State Senate's example and include funding for these
necessary programs in this year's budget and provide our schools this valuable resource and
security; and

BE IT FURTHER

RESOLVED, that these mandated safety programs be fully funded by New
York State with specific, additional resources so as to not negatively, financially impact
existing valuable education programs; and

BE IT FURTHER,

RESOLVED, that a certified copy of this resolution be forwarded to Honorable Governor Andrew M. Cuomo, Honorable Speaker of the Assembly Carl E. Heastie, Honorable Senate Majority Leader John Flanagan, Leader of Independent Democratic Caucus Jeffrey Klein, Honorable Democratic Conference Leader Andrea Stewart-Cousins, Honorable Majority Leader of the Assembly Joseph Morelle, Honorable Minority Leader of the Assembly Brian Kolb, and the Western New York Delegation and Erie County Executive Mark Poloncarz and the Erie County Legislature.

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

April 2, 2018