

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 July 16, 2018 and the Regular Meeting of the Town Board held July 16, 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

August 6, 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. 53333 to Claim No. 53542 Inclusive

Total amount hereby authorized to be paid: \$3,549,846.48

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

August 6, 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
28554		David Smith	258 Miller Ave	Er. Shed	
28555		Lindsay Selapack	131 Richmond Ave	Er. Deck	(V/L)
28556		Paul Hatt	5797 Broadway	Re-Roof	
28557		Brian Thurnherr	29 Ronald Dr	Re-Roof	
28558		Castle Home Improvements	18 Holland Ave	Re-Roof	(V/L)
28559		Jennifer A. Smith	41 Court St	Re-Roof	(V/L)
28560		Castle Home Improvements	62 Cotton St	Re-Roof	(V/L)
28561		Vincent Porzio	259 Broezel Ave	Inst. Solar Panels	
28562		Solcius, LLC	84 Country Pl	Inst. Solar Panels	
28563		David M. Franger	5689 Broadway	Er. Deck	
28564		Bryan Stockman	35 Newberry Ln	Er. Garage	
28565		Jason Denué	10 Jonquille Ct	Er. Shed	
28566		Gerard Dunne	13 Magrum Ln	Er. Pool-In Grnd	
28567		Summers & Sons Construction	34 Logan Ln	Er. Deck	
28568		David Williams	772 Schwartz Rd	Re-Roof	
28569		Albert Luzi	26 Pear Tree Ln	Er. Fence	
28570		Helen Wilczak	17 Wren Ave	Re-Roof	(V/L)
28571		Jeffrey Seward	73 Country Pl	Er. Pool-Abv Grnd	
28572		The Pool Guy	61 Old Post Rd	Er. Pool-Abv Grnd	
28573		James & Karen Doyle	13 Schiffler Ct	Re-Roof	
28574		Philip Gonser	6 Pear Tree Ln	Er. Fence	
28575		Earl Gorenflo, Jr.	91 Banner Ave	Re-Roof	(V/L)
28576		House Crafter, LL C	364 Aurora St	Re-Roof	(V/L)
28577		Dale & Amy Miklas	15 Sussex Ln	Er. Fence	
28578		Rebecca Waite	31 Tanglewood Dr	Re-Roof	
28579		Solar Liberty Energy Systems 1	5 Peachtree Ct	Inst. Solar Panels	
28580		Robert & Carol Field	10S Irwinwood Rd	Er. Fence	(V/L)
28581		Ulrich Signs	4907 Transit Rd	Er. Sign - Pole	
28582		Walter Koneski	152 Hinchey Ave	Er. Porch	(V/L)
28583		John Cordon	25 Spruceland Ter	Er. Fence	
28584		DPL Delaware Corp.	10W Main St	Er. Sign – Wall	(V/L)
28585		Vanessa Shady	38 Rose St	Er. Pool-Abv Grnd	
28586		Heritage Homes	19 Rue Madeleine Way	Er. Porch Cover	
28587		David & Nicole Ehrle	25 Fieldstone Ln	Er. Fence	
28588		Iroquois Fence Inc.	20 Middlebury Ln	Er. Fence	
28589		KKR Fencing & Outdoor Serv.	655 Harris Hill Rd	Er. Fence	
28590		NAS Sign Company	4891 Transit Rd	Er. Sign - Wall	
28591		John Costello	12 Fairfield Ave	Er. Res. Alt.	(V/L)
28592		Lawrence Pignataro	38 Lombardy St	Dumpster - Temp.	(V/L)
28593		Arthur Weibel	31 Spruceland Ter	Inst. Fireplace/Stove	
28594		Scott Chamberlain	36 Worthington Ln	Er. Porch	
28595		Jonathan Wolf	7 Old Orchard Comm	Re-Roof	
28596		Mark & Cynthia Braun	291 Ransom Rd	Er. Shed	
28597		Real Estate Funding Solutions	27 Central Ave	Er. Sign – Wall	(V/L)
28598		Buffalo Roofing Co., LLC	60 Kennedy Ct	Re-Roof	
28599		Janet Penna	169 Lake Ave	Er. Fence	(V/L)
28600		Joseph Franjoine	30 Logan Ln	Er. Deck	
28601		Cassandra Martin	23 Pardee Ave	Re-Roof	(V/L)
28602		Craig Chadwell	61 Worthington Ln	Er. Fence	
28603		Joseph Prybylski	11 St Joseph St	Er. Comm. Alt.	(V/L)
28604		Matthew Phillips	4853 William St	Er. Porch Cover	
28605		David Waggoner	648 Pleasant View Dr	Er. Shed	

28606	David's Exterior Home Improve	126 Harvey Dr	Re-Roof	(V/L)
28607	Jonathan & Jennifer Silvestri	16 Hill Valley Dr	Er. Fence	
28608	Jonathan & Jennifer Silvestri	16 Hill Valley Dr	Er. Pool-In Grnd	
28609	Kramer Contracting	229 Warner Rd	Er. Deck	
28610	Nicholas & Laura Rand	23 Chicory Ln	Er. Fence	
28611	Betty Aquila	1W Main St	Er. Sign – Wall	(V/L)
28612	Majestic Pools Inc.	849 Erie St	Er. Pool-In Grnd	
28613	James & Michelle Nawojski	849 Erie St	Er. Fence	
28614	Adam Schwab	5 Peachtree Ct	Er. Pool-In Grnd	
28615	Douglas Wragge	37 Tranquility Trl	Er. Pool-In Grnd	
28616	Douglas Wragge	37 Tranquility Trl	Er. Fence	
28617	Jeffrey Rogowski	3 Michael's Walk	Er. Fence	
28618	Crist Construction	81 Middlebury Ln	Er. Porch Cover	
28619	Amy Jaworski	51 Rose St	Er. Pool-In Grnd	
28620	Amy Jaworski	51 Rose St	Er. Fence	
28621	Seibold Construction Inc.	97 Bowen Ave	Re-Roof	(V/L)
28622	Jeffrey Rogowski	3 Michael's Walk	Er. Pool-In Grnd	
28623	Solcius, LLC	16 Buckingham Ct	Inst. Solar Panels	
28624	Linda Brainard	66 Nichter Rd	Er. Pool-Abv Grnd	
28625	Joseph Cavaretta	49 Norris Ave	Re-Roof	(V/L)
28626	Michael Curran	748 Schwartz Rd	Re-Roof	
28627	Lynn Kaiser	6 Nicholas Ln	Er. Spa	
28628	Phillip & Terry Walter	454 Lake Ave	Er. Fence	
28629	Ann Marie Cockran	266 Miller Ave	Er. Deck	
28630	Brian Juda	70 Fairfield Ave	Er. Res. Alt.	(V/L)
28631	The Vinyl Outlet	9 Americo Ct	Er. Deck	
28632	Switala's Siding Cedar Inc.	102 Pheasant Run Ln	Re-Roof	
28633	Carol Poliner	131 Broezel Ave	Re-Roof	
28634	Switala's Siding Cedar Inc.	83 Brunck Rd	Re-Roof	
28635	MEG Rental Properties LLC	5201 Broadway	Er. Fence	(V/L)
28636	Robert Brennan	14 Michael Anthony Ln	Re-Roof	
28637	Jason Graves	24 Pear Tree Ln	Er. Shed	
28638	Mary Feldmann	837 Ransom Rd	Re-Roof	
28639	Buffalo Sign Rental	2699 Wehrle Dr	Er. Sign - Temp	
28640	Ummey & Mahabub Rahman	186 Central Ave	Er. Res. Alt.	(V/L)
28641	Joseph Szeffel	49 Trentwood Trl N	Er. Shed	
28642	Dianne Hewett	19 Cotton St	Re-Roof	(V/L)
28643	Joseph Marshall	11W Main St	Er. Fence	(V/L)
28644	Elizabeth Klausen Irrov. Trust	22 Hanover St	Er. Fence	
28645	Michael & Lisa Diebold	256 Enchanted Forest N	Re-Roof	
28646	X-Press Signs Inc.	447 Pavement Rd	Er. Sign	
28647	Jay Stanley	176 Cemetery Rd	Er. Garage	
28648	Willard Hunter	62 Village View	Er. Shed	
28649	Steven & Deveso Orel	6 Clermont Ct	Er. Shed	
28650	Julie & Sean Smyth	12 Livingston St	Er. Fence	(V/L)
28651	Richard & Debora Binner	4 Old Mill Run	Er. Res. Add.	
28652	Roger Murray	420 Townline Rd	Er. Fence	
28653	Daniel & Denise Rozek	63 Avian Way	Re-Roof	
28654	Domanack's Enterprises LLC	46 Wren Ave	Er. Deck	(V/L)
28655	Besroi Construction	14 Sugarbush Ln	Re-Roof	
28656	Bilt-Rite Concrete	135 Stony Rd	Er. Porch	
28657	Braymiller Builders of WNY Inc	17 Country Pl	Er. Res. Alt.	
28658	Schuster Construction LLC	157 Wendel St	Er. Porch	
28659	Kohurst Construction	205 Central Ave	Er. Comm. Alt	(V/L)
28660	ECC Electrical Construction	18 Ravenwood Dr	Inst. Generator	
28661	Maple Guy Construction Inc.	48 Rehm Rd	Re-Roof	
28662	Arthur & Cheryl Tubisz	1236 Penora St	Er. Fence	
28663	Cleary Construction LLC	5007 Transit Rd	Er. Comm. Add./Alt.	
28664	Dean Architects	4891 Transit Rd	Er. Comm. Add./Alt.	
28665	Scrufari Construction Co.	6200 Broadway	Er. Comm. Add./Alt.	
28666	Gerald & Lorraine Soltis	279 Enchanted Forest N	Er. Fence	
28667	Joseph See	32 Chicory Ln	Er. Pool-In Grnd	
28668	Joshua Hagner	5141 William St	Er. Res. Add.	
28669	Milton Sheehan, III	412 Townline Rd	Er. Dwlg.-Sin.	
28670	Anthony Dobucki	71 Camner Ave	Er. Pool-In Grnd	(V/L)
28671	Craig Orłowski & Karen Farmar	37 Lenox Ave	Re-Roof	(V/L)
28672	4893 Transit Road LLC	4893 Transit Rd	Er. Sign - Temp	
28673	Davis-Ulmer Sprinkler Co.	150 Erie St	Er. Comm. Alt.	(V/L)

28674	Jennifer Kuenzi	739 Erie St	Er. Dwlg.-Sin.
28675	Sturdi Built Sheds LLC	1718 Como Park Blvd	Er. Shed
28676	Joseph Polniak	2 Sawgrass Ln	Er. Fence
28677	AGNL Pastry LLC	3765 Walden Ave	Re-Roof (V/L)
28678	CentiMark Corporation	4907 Transit Rd	Re-Roof
28679	David & Carolyn Gierke	1276 Ransom Rd	Er. Fence
28680	Buffalo Roof Appeal LLC	3 Buckingham Ct	Re-Roof
28681	Amit Lugade	47 Middlebury Ln	Er. Shed
28682	Charles Muscarella	15 Pear Tree Ln	Er. Pool-Abv Grnd
28683	Charles Muscarella	15 Pear Tree Ln	Install Gas Line
28684	Timothy Joyner	5 Ann Marie Dr	Er. Fence

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

August 6, 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 Rezone and Site Plan applications submitted by David Kulbacki of TDB Properties, LLC, for property located on Como Park Boulevard between Penora Street and Transit Road (SBL No. 115-10-1-1, 115.10-1-2 , 115.10-1-3, 115.01-2-13 & 115.01-2-2.13) from Residential District Two (R-2) to Multifamily Residential District Three (MFR-3) for the proposed construction of a single-story six (6) unit attached Townhouse development 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 townhouse development pursuant to SEQR regulations at their meeting on July 16, 2018 and recommended that a Negative Declaration be issued, and

WHEREAS, the Town Board has duly considered the plans for the Rezone, and townhouse development 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 Como Park Boulevard between Penora Street and Transit Road (SBL No. 115-10-1-1, 115.10-1-2 , 115.10-1-3, 115.01-2-13 & 115.01-2-2.13) from Residential District Two (R-2) to Multifamily Residential District Three (MFR-3) for the proposed construction of a single-story six (6) unit attached Townhouse development submitted by David Kulbacki of TDB Properties, LLC, 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

August 6, 2018

NEGATIVE DECLARATION
Determination of Non-Significance

Town of Lancaster Town Board

Dated: August 6, 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 of Como Park Boulevard between Penora Street and Transit Road (SBL No. 115-10-1-1, 115.10-1-2 , 115.10-1-3 & 115.01-2-2.13) from Residential District Two (R-2) to Multifamily Residential District Three (MFR-3) for the proposed construction of a single-story six (6) unit attached Townhouse development 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 & Site Plan – Como Park Townhouse Development

Location of Action: Como Park Boulevard between Penora Street and Transit Road (SBL No. 115-10-1-1, 115.10-1-2 , 115.10-1-3, 115.01-2-13 & 115.01-2-2.13), Lancaster, New York 14086, Erie County

SEQR Status: Type 1.

Description of Actions: A 6-unit, one-story townhouse development on a 0.97 acre undeveloped parcel, to include associated paved parking, utilities and landscape improvements.

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

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

9. **Impact on Aesthetic Resources – No impact.**
10. **Impact on Historic and Archeological Resources – No 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 – No impact.**
16. **Impact on Human Health – No impact.**
 - It is noted that the proposed action is within 1500 feet of a school and a licensed day care center.
17. **Consistency with Community Plans – No impact.**
 - Although this project needs to be rezoned, it will be in compliance with the Town’s adopted Comprehensive Master Plan.
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 SUPERVISOR COLEMAN, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER, TO WIT:

WHEREAS, the Town of Lancaster received a site plan application from Elizabeth Holmes of Barclay Damon LLP, on behalf of Linguine’s Italian Restaurant, proposing to renovate existing structure for modern Italian restaurant with a 1,000 sq. ft. kitchen addition on property located at 5354 Genesee Street (SBL No. 82.19-1-5.1) on a ± 5.6 acre parcel (the “Action”); and

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

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

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

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

NOW, THEREFORE,

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

1. The Action is hereby determined to be a Type I action under SEQRA.
2. The Town Board hereby declares its intent to act as Lead Agency, pursuant to SEQRA, for the purpose of conducting the environmental review of the Action.
3. The Town Board hereby directs the Town Attorney to send the Notice of Intent to Act as Lead Agency to the other involved/interested agencies, pursuant to SEQRA.
4. This Resolution shall be effective immediately.

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

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

August 6, 2018

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

WHEREAS, Nick Ciccarelli, 809 Erie Street, Lancaster, New York 14086 has applied for a Dumping Permit for property situated on the corner of Schwartz Road and Erie Street, within the Town of Lancaster, pursuant to Chapter 22-8 of the Code of the Town of Lancaster, and

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

WHEREAS, the Building Inspector and Town Engineer have completed their review of this application and by letter July 25, 2018 the Building Inspector made a formal, favorable recommendation to the Town Board.

NOW, THEREFORE, BE IT

RESOLVED, that Nick Ciccarelli, 809 Erie Street, Lancaster, New York be and is hereby authorized to dump and dispose of materials outside permitted sanitary landfills within the Town of Lancaster, namely on premises owned by the applicant situated on the corner of Schwartz Road and Erie Street, said dumping to be in strict conformance with the application of the petitioner as filed in the Office of the Town Clerk, and

BE IT FURTHER

RESOLVED, that **this permit is conditioned** in accordance with the recommendations of the Town Engineer and Building Inspector as follows:

1. Fill shall consist of dirt. No building demolition material such as wood, asphalt shingles, asbestos tiles, etc. are permitted.
2. Access to the site shall be controlled to prevent unauthorized dumping of non-permitted material.
3. Dirt tracked on the road must be cleaned on a daily basis and more often if necessary. The Town of Lancaster Police shall stop operation immediately upon complaint of dirty road.
4. Upon completion of the grading and seeding, an as built topography survey is submitted to the Lancaster Building Department to confirm the proposed work and record keeping.
5. Dumping will be allowed between the hours of 7 A.M. and 8 P.M. Monday thru Saturday. No dumping shall be allowed on Sunday.
6. Dust from the site shall also be prevented from migrating off site.
7. Fill shall only be placed in the areas which are indicated on the plot plan.
8. No signage for dumping allowed.
9. The source of fill is from various water & sewer jobs.

BE IT FURTHER

RESOLVED, that no building permit for the construction of any structure on the SBL premises upon which this dumping permit is issued shall be approved by the Town Building Inspector until such time as the Building Inspector certifies in writing to the Town Board that the conditions enumerated in this resolution have been fully complied with, and

BE IT FURTHER

RESOLVED, that pursuant to Chapter 22-8(D)(6) of the Code of the Town of Lancaster the permit authorization granted herein **expires one year from date of this resolution.**

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

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

August 6, 2018

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

WHEREAS, Darrt Amusement (AMF Bowling Centers- Lancaster Lanes), has applied for a license to operate and maintain a Game Room on premises located at 4913 Transit Road, within the Town of Lancaster, pursuant to Chapter 17 of the Code of the Town of Lancaster, and

WHEREAS, the application was referred to the Building Inspector and Police Chief for review and recommendation, and

WHEREAS, the Building Inspector and Police Chief have completed their review and made a formal, favorable recommendation to the Town Board on the issuance of this license.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and is hereby authorized to issue a license to Dart Amusement (AMF Bowling Centers- Lancaster Lanes) to operate and maintain a Game Room on premises located at 4913 Transit Road, Lancaster, New York, with the following conditions:

1. Applications for renewal of licenses shall be submitted at least 30 days before the existing license to the Town Clerk, who shall forward same to the Building Inspector and Chief of Police for review and comment, and, upon receipt of same, the Town Clerk shall forward the renewal application and report of the Police Chief and Building and Building Inspector to the Town Board for review.
2. A copy of the entity Business Certificate is submitted to the Town Clerk's Office.
3. A new Capacity Certificate is issued after an onsite inspection by the Building Department.

BE IT FURTHER

RESOLVED, that said license shall be issued for the **one (1) year period of August 7, 2018 to August 6, 2019** in accordance with the application of the petitioner, as filed in the Town Clerk's Office, accompanied with a license fee of \$660.00 for nine (9) amusement devices.

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

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

August 6, 2018

File: RLICENSE (P2)

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

WHEREAS, the Town of Lancaster has, pursuant to a proposed Request for Proposals (RFP) to provide municipal refuse collection, disposal and recyclable materials collection and processing, has received comments within the statutory sixty(60)-day comment period, and

WHEREAS, a review of the comments has been undertaken and the Town Board now desires to cause the invitation for final proposals from perspective proposers;

NOW THEREFORE,
BE IT RESOLVED, that the Town Board of the Town of Lancaster will hereby receive final proposals to provide municipal refuse collection and disposal; and recyclable materials collection and processing within the Town of Lancaster Garbage and Refuse District pursuant to an RFP generated by the Town of Lancaster and which will be available for review on **August 16, 2018** in the office of the Town Clerk and online at <http://www.lancasterny.gov>; all proposals are to be received at the Town of Lancaster Town Hall, Office of the Town Clerk, 21 Central Avenue, Lancaster, New York no later than 1:00 P.M. Local Time on September 20, 2018 and opened thereafter.

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

August 6, 2018

NOTICE TO PROPOSERS

NOTICE OF ISSUANCE OF FINAL REQUEST FOR PROPOSALS

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the authority set forth in New York State General Municipal Law Sec 120-w, the Town of Lancaster will be issuing its FINAL Request for Proposals to Provide Refuse Collection and Disposal and Recyclable Materials Collection and Processing. Said FINAL copy of the proposal will be available online at <http://www.lancasterny.gov> and in paper form at the Town of Lancaster Town Clerk's Office at 21 Central Ave., Lancaster NY 14086. The Town will receive FINAL RFP proposals at the Town of Lancaster Town Hall, Office of the Town Clerk, until 1:00 P.M. September 20, 2018.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF LANCASTER

DIANE M. TERRANOVA
Town Clerk

August 16, 2018

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

WHEREAS, the Park Crew Chief of the Parks, Recreation and Forestry Department of the Town of Lancaster, by letter dated July 31, 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 Parks, Recreation and Forestry Department, working not more than nineteen and three-quarter hours per week, and that these being part-time position(s), provide no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time permanent employees:

<u>NAME</u>	<u>POSITION</u>	<u>PAY RATE PER HOUR</u>	<u>EFFECTIVE DATE</u>
Patricia Pawlak Depew, NY	Cleaner	\$15.00	August 7, 2018
Daniel Speyer Lancaster, NY	Cleaner	\$15.00	August 7, 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

August 6, 2018

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

WHEREAS, the Park Crew Chief of the Parks, Recreation and Forestry Department of the Town of Lancaster, by letter dated July 24, 2018 has recommended the appointment of the following individual(s) to the following part-time temporary seasonal position(s).

NOW, THEREFORE, BE IT

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

<u>NAME</u>	<u>POSITION</u>	<u>PAY RATE PER HOUR</u>	<u>EFFECTIVE DATE</u>
Kenetria Redfern Cheektowaga, NY	Recreation Attendant	\$12.00	July 23, 2018
Taliyah Hopkins Kenmore, NY	Recreation Attendant	\$12.00	July 23, 2018
Jessica Kranz Depew, NY	Lifeguard	\$12.00	July 23, 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

August 6, 2018

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

WHEREAS, the Village of Lancaster requested that the Town of Lancaster assist the Village with various Building Inspection Department services, duties and responsibilities, and

WHEREAS, the Town of Lancaster and the Village of Lancaster have negotiated the terms and conditions of an agreement, previously provided to the Town Board and Building Department, whereby the Village will compensate the Town for undertaking this responsibility, and

WHEREAS, the Village of Lancaster has approved the Municipal Cooperative Agreement at their Village Board Meeting held July 23, 2018, and

WHEREAS, the Town Board of the Town of Lancaster has given due review and consideration to the proposed agreement and finds that it is in the public interest of the taxpayers of the Town and Village of Lancaster to enter into said Agreement.

NOW, THEREFORE,

BE IT RESOLVED, that the Supervisor be and is hereby authorized to execute an Agreement between the Town of Lancaster and the Village of Lancaster to provide building inspection services, according to the terms and conditions contained therein, for the Village of Lancaster, commencing on July 1, 2018 and terminating on June 30, 2021.

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

August 6, 2018

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

WHEREAS, Michelle Barbaro, Park Crew Chief of the Town of Lancaster, by letter dated July 26, 2018 has requested authorization to solicit bids for the purchase of One (1) new and unused **2018 Ford Escape Four Wheel Drive, SUV** for the use by the Department of Parks, Recreation & Forestry, and

WHEREAS, the Parks Department will be considering a trade-in allowance for a 2009 Ford 250 4 x 4 Reg. Cab 8' Box Pick-up (VIN# 1FTWF31529EA55294 w/132,856 mi.) to offset the cost, and

WHEREAS, the Town Board has given due review and consideration to the request and deems it in the public's interest to invite public bids in conformance with General Municipal Law §103 of the State of New York; and

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

1. That Bids be received in the Office the Town Clerk by August 23, 2018, at 10:00 A.M. Local Time at the Town Hall, 21 Central Avenue, Lancaster, New York, for the purpose of purchasing One (1) new and unused **2018 Ford Escape Four Wheel Drive, SUV**, for the use of the Parks Department in accordance with specifications on file in the Town Clerk's Office, and
2. That the Town Clerk be and is hereby authorized to place a Notice to Bidders in the Lancaster Bee and post notices thereof as required by Law, which Notice shall be in the form attached hereto and made a part hereof;

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

GENERAL FUND – TOWNWIDE	Increase
A599 Appropriated Fund Balance	\$25,000
A960 Appropriations	\$25,000
A7110.220 Parks – Passenger Vehicles	\$25,000

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

August 6, 2018

LEGAL NOTICE
TOWN OF LANCASTER
NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN, that sealed bids will be received by the Town Clerk of the Town of Lancaster, Erie County, New York, in the Council Chamber of the Town Hall, 21 Central Avenue, Lancaster, New York, up to **10:00 A.M.**, Local Time, on the **23rd day of August, 2018**, for the purpose of providing to the Town of Lancaster One (1) new and unused **2018 Ford Escape Four Wheel Drive, SUV**, for the use by the Parks Department, in accordance with specifications on file in the Town Clerk's Office in the Town Hall, 21 Central Avenue, Lancaster, New York.

A Certified Check or Bid Bond in an amount representing five (5%) of the Total Gross Bid, payable to the Supervisor of the Town of Lancaster, and a Non-Collusive Bidding Certificate must accompany each bid.

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

**TOWN BOARD OF THE
TOWN OF LANCASTER**

BY: DIANE M. TERRANOVA
Town Clerk

August 9, 2018

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

WHEREAS, Gerald Gill, Police Chief of the Town of Lancaster, by memorandum to the Town Board dated July 11, 2018, has recommended the appointment of James N. Robinson Jr. of Lancaster, New York, to the position of Police Officer, and

WHEREAS, James N. Robinson Jr. 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 James N. Robinson Jr., and is hereby appointed to the position of Police Officer in the Town of Lancaster Police Department effective August 6, 2018, contingent upon approval by Erie County Department of Personnel, and that such appointment shall be subject to all applicable provisions of the collective negotiations agreement between the Town of Lancaster and the Cayuga Club Police Benevolent Association and all applicable provisions of law, and

BE IT FURTHER,

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

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

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

August 6, 2018

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

WHEREAS, the Town Board of the Town of Lancaster acknowledges that professional services (attorneys, engineers, and other services requiring specialized or technical skills, expertise or knowledge, or a high degree of creativity) are not subject to competitive bidding yet they must be chosen on the basis of accountability, reliability, responsibility, skill, education and training, judgment and integrity, and not simply price, and

WHEREAS, General Municipal Law §104-b (1) provides that goods and services not required to be competitively bid must be procured in a manner to assure the prudent and economical use of public moneys in the best interest of the taxpayers; to facilitate the acquisition of goods and services of maximum quality at the lowest possible cost; and, to guard against favoritism, improvidence, extravagance, fraud and corruption.

NOW THEREFORE,

BE IT RESOLVED, the Town Board authorizes the following change to the Town Procurement Policy:

“If the estimated cost of a particular Professional Service contract is \$50,000 or more, the Department Head will issue a Request for Proposals (RFP) along with the scope of work that, at a minimum, requires submission of pricing and qualifications by potential service providers so long as it’s not prohibited by any State or Federal law or regulation.”

BE IT FURTHER,

RESOLVED, there is no requirement in Section 104-b on the frequency of solicitation. Periodic solicitation can be made at reasonable intervals.

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 GASZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

August 6, 2018

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

WHEREAS, the property owners of 412 Town Line Road and 739 Erie Street, have requested that the Town Board of the Town of Lancaster waive the requirement for the installment of sidewalks as stated in §12-1(B)(1) of the Town Code, and

WHEREAS, by letters dated July 24 and July 30, 2018 respectively, Matt Fischione, Code Enforcement Officer, has recommended approval of this request in order to maintain consistency with the existing character of the area, and

WHEREAS, after reviewing the project and considering the opinion of the Code Enforcement Officer, the Town Board of the Town of Lancaster has determined this to be a reasonable request;

NOW, THEREFORE, BE IT

RESOLVED, the Town Board of the Town of Lancaster hereby exercises its right as stated in §12-1(B)(1) of the Town Code, and grants a waiver of the requirement for the installation of sidewalks along the street frontage for lots located at 412 Town Line Road (SBL No. 128.00-4-69.111) and 739 Erie Street (SBL No. 105.00-4-50.2), within the Town of Lancaster and is conditioned as follows:

- This waiver is effective immediately and shall remain in effect so long as it's not prohibited by any Town, County, State or Federal law or regulation.

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

August 6, 2018