

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 Regular Meeting of the Town Board held October 15, 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

November 5, 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. 54425 to Claim No. 54642 Inclusive

Total amount hereby authorized to be paid: \$1,362,995.02

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

November 5, 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
28961		Michael Haynes	169N Maple Dr	Re-Roof	
28995		Stephen Priola	6 Avian Way	Re-Roof	
28996		Francis Pepi	17 Cambria St	Re-Roof	(V/L)
29010		Stephen Campbell	7 Lombardy St	Er. Pool-In Grnd	(V/L)
29011		David & Donna Czuprynski	13 Katelyn Ln	Er. Fence	
29012		Marrano/Marc Equity Corp.	24 Cherryfield Ln	Er. Patio Home	
29013		James Mackinnon	141 Aurora St	Dumpster - Temp.	(V/L)
29014		Buffalo Solar Solutions Inc.	26W Home Rd	Inst. Solar Panels	
29015		Jonathan Dundon	59S Irwinwood Rd	Re-Roof	(V/L)
29016		Kerry Watson	9 Dorchester Ct	Inst. Generator	
29017		Andrew Dorn	27 Chicory Ln	Re-Roof	
29018		David Lewis	52 Worthington Ln	Er. Fence	
29019		Kevin Fox	6 Sussex Ln	Er. Shed	
29020		James K. Barwell	5464 Genesee St	Dem. Garage	
29021		Domanick's Enterprises	94 Pardee Ave	Er. Res. Alt.	(V/L)
29022		Patricia Bruce	5639 Broadway	Er. Fence	(V/L)
29023		Maggie Ovitt	23 Weathersfield Ln	Er. Shed	
29024		Castanza Building Corp.	152 Pavement Rd	Er. Deck	
29025		Paul Pionessa	111 Aurora St	Er. Fence	(V/L)
29026		Joseph Witkowski	35 Pear Tree Ln	Er. Shed	
29027		Lamparelli Construction Co. In	4493 Walden Ave	Er. Comm. Add./Alt.	
29028		Marion Alley	10 Cemetery Rd	Er. Fence	
29029		Rick Shipman Construction Inc.	4975 Transit Rd	Er. Comm. Add./Alt.	
29030		Village of Lancaster Comm Dev	11W Main St	Er. Sign – Wall	(V/L)
29031		IQ Modular Homes Inc.	1351 Ransom Rd	Er. Fence	
29032		Bryan Asposto	75 Wilkshire Pl	Er. Res. Add.	(V/L)
29033		Robert & Barbara Helminiak	699 Schwartz Rd	Er. Res. Alt.	
29034		C. Keith Eckert	13 Apple Blossom Blvd	Er. Porch Cover	
29035		FASTSIGNS	5007 Transit Rd	Er. Sign - Wall	
29036		John Smigiel	71 Pardee Ave	Re-Roof	(V/L)
29037		Solcius, LLC	3459 Walden Ave	Inst. Solar Panels	(V/L)
29038		AVA Roofing & Siding Inc.	4 Pershing Ave	Re-Roof	(V/L)
29039		Schuster Construction LLC	36 St Marys St	Er. Porch	(V/L)
29040		Ivan Ereiz	66 Tranquility Trl	Er. Garage	
29041		Thomas Kazmierczak	41 Whitestone Ln	Er. Fence	
29042		Dean DeAnthony	14 Kent Pl	Er. Deck	
29043		Solar Liberty Energy Systems 1	464 Pleasant View Dr	Inst. Solar Panels	
29044		Mark Steinel	22 Windsor Ridge Dr	Er. Garage	
29045		Stonybrook South Assn. Inc.	0 Hedge Ln	Er. Fence	
29046		Jay Lawrence	60 Norris Ave	Er. Fence	(V/L)
29047		Aerial Roofing & Exterior, Inc	26-48 Olde Stone Ln	Re-Roof	
29048		Airosmith Development	0 Barton Rd	Cell Tower -Alteration	
29049		Linda Berger	55 Holland Ave	Re-Roof	(V/L)
29050		Designed Conveyor Systems	4201 Walden Ave	Er. Comm. Add./Alt.	
29051		Forbes Homes, Inc.	21 Hidden Meadow Cros	Er. Dwlg.-Sin.	
29052		Essex Homes of WNY, Inc.	5 Weathersfield Ln	Er. Dwlg.-Sin.	
29053		Bryan Donovan	34 Magrum Ln	Er. Shed	
29054		Alex Schmidt	51 Gale Dr	Er. Fence	
29055		Ulrich Sign Co. Inc.	4791 William St	Er. Sign	
29056		Melissa Blaszak	1143 Penora St	Re-Roof	
29057		Donald Crane & Beth Kobza	18 Biscayne Dr	Re-Roof	
29058		Michael Yager	287 Aurora St	Re-Roof	(V/L)
29059		Sturm Roofing	125 Nichter Rd	Re-Roof	
29060		Winnomotive Properties LLC	4304 Walden Ave	Er. Fence	

29061	Paws Play and Stay	5395 Genesee St	Er. Fence	
29062	Gary Karmelek	16 Clermont Ct	Er. Shed	
29063	Michael Davis	6 Darien Ct	Er. Shed	
29064	LJ Construction	123 Garfield St	Er. Res. Alt.	(V/L)
29065	NAS Sign Company	370 Central Ave	Er. Sign – Pole	
29066	Marrano/Marc Equity Corp.	31 Saybrook Dr	Er. Patio Home	
29067	Marrano/Marc Equity Corp.	39 Saybrook Dr	Er. Patio Home	
29068	Marrano/Marc Equity Corp.	83 Avian Way	Er. Dwlg.-Sin.	
29069	American All Star	100 Aurora St	Re-Roof	(V/L)
29070	Randaccio Builders	34 Worthington Ln	Er. Dwlg.-Sin.	
29071	William Hirsch	15 Butler Dr	Er. Res. Add.	
29072	Capital Heat, Inc.	32 Wetherby Way	Inst. Generator	
29073	Capital Heat, Inc.	44 Hillside Pky	Inst. Generator	
29074	Waldemar & Janina Palka	342 Westwood Rd	Er. Pole Barn	
29075	Solar Liberty Energy Systems 1	83 Brunck Rd	Inst. Solar Panels	
29076	Thomas Rost	45 Wainwright Ct	Er. Fence	
29077	Paul Kouvousakis	95 Pheasant Run Ln	Re-Roof	
29078	31 Central Avenue Inc.	32 Central Ave	Er. Sign	(V/L)
29079	Bill Rogala Services LLC	21N Aurora St	Er. Fence	(V/L)
29080	DNR Home Improvements	9 Heritage Dr	Re-Roof	
29081	Joe Kern	37 Pear Tree Ln	Er. Deck	
29082	Matthew & Bonnie Piatkowski	22 Riemers Ave	Er. Res. Add.	
29083	JMK Construction	351 Broezel Ave	Er. Fence	
29084	Josh Koch	88 Sawyer Ave	Er. Res. Add.	(V/L)
29085	House Crafters LLC	291 Westwood Rd	Er. Porch Cover	
29086	Catherine Aquino	38 Doris Ave	Re-Roof	(V/L)
29087	Great Day Improvements	58 Creekwood Dr	Er. Porch	
29088	Daniel Spisiak	130 Pleasant View Dr	Inst. Generator	
29089	Michael Cervino	25 Regency Ct	Inst. Generator	
29090	Mark Repka	213 Schwartz Rd	Inst. Generator	
29091	Lampka Construction	22 Jonquille Ct	Er. Porch Cover	
29092	Zimmer Construction	5918 Broadway	Er. Garage	
29093	First Buffalo Total Basement	5088 William St	Er. Res. Alt.	

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

November 5, 2018

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

WHEREAS, Gerald Gill, Jr., Chief of Police for the Town of Lancaster's Police Department, has requested to purchase two (2) mobile data terminals (removable car computers) for use by the Lancaster Police Department, and

WHEREAS, the Police Chief, solicited three (3) proposals for the purchase of the mobile data terminals in accordance with the Town of Lancaster's Procurement Policy, and

WHEREAS, by memo dated September 18, 2018, Chief Gill has recommended that the Town of Lancaster purchase the two (2) mobile data units from Patrol PC, for an amount not to exceed \$10,207.00 per their quotes dated June 12, 2018 (Invoice Nos. 8264975 & 8264976);

NOW, THEREFORE,

BE IT RESOLVED, The Town Board of the Town of Lancaster hereby approves the purchase of two (2) new mobile data terminals (removable car computers) from PatrolPC, 344 John Dietsch Boulevard, #2, North Attleboro, MA 02763 as proposed by Police Chief, Gerald Gill, Jr. for an amount not to exceed \$10,270.00 per their quotes dated June 12, 2018 (Invoice Nos. 8264975 & 8264976) and which will be paid for with funds from Police Department's Asset Forfeiture Fund.

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

November 5, 2018

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

WHEREAS, Town of Lancaster's Police Detectives' Captain, William Karn, Jr., has requested that the Town Board authorize the purchase and installation of a Cogan Security Enclosure to be installed within the Police Department's Garage, and

WHEREAS, Captain Karn, obtained a price quote for the purchase and installation of a Cogan Security Enclosure from Kraftwerks in the amount of \$9,963.00 in accordance with the Town of Lancaster's Procurement Policy, and

WHEREAS, by letter dated October 16, 2018, Captain Karn has recommended that the Town of Lancaster award the purchase and installation of the Cogan Security Enclosure to Kraftwerks, 92 Cooper Avenue, Tonawanda, NY for an amount not to exceed \$9,963.00 per their quote dated October 12, 2018 (#AAAQ15622-01);

NOW, THEREFORE,

BE IT RESOLVED, The Town Board of the Town of Lancaster hereby approves the purchase and installation of a Cogan Security Enclosure from Kraftwerks, 92 Cooper Avenue, Tonawanda, NY 14150, which will be placed within the Police Department's Garage, as proposed by Police Detective Captain William Karn, Jr. for an amount not to exceed \$9,963.00 per their quote dated October 12, 2018 (#AAAQ15622-01) and which will be paid for with funds available in the Town's 2018 Police Equipment, Other Capital Outlay Budget, Line Item # P3120-260.

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

November 5, 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 October 18, 2018, has recommended the appointment of the following individuals to the following part-time permanent positions.

NOW, THEREFORE, BE IT

RESOLVED, that the following individuals are hereby appointed to the following part-time permanent positions in the Parks, Recreation and Forestry Department, working not more than nineteen and three-quarter hours per week, and that these being part-time positions, 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>
Tyler Lis Lancaster, NY	Recreation Attendant	\$12.00	November 3, 2018
Joseph Mescall Lancaster, NY	Recreation Attendant	\$12.00	November 3, 2018
Maggie Speyer Lancaster, NY	Recreation Attendant	\$12.00	November 3, 2018
Samantha Wozniak Lancaster, NY	Recreation Attendant	\$12.00	November 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

November 5, 2018

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

WHEREAS, Barrett Greene, has submitted a site plan prepared by Greenman-Pedersen, Inc., dated April, 2018, and received May 22, 2018 for the proposed construction of two-buildings; one consisting of 1,300 sq. ft. office and 6,400 sq. ft. warehouse /storage the other consisting of 12,800 sq. ft. warehouse/storage along with related site improvements to be located at 0 Walden Avenue (SBL No. 95.00-4-43.21), in the Town of Lancaster, and

WHEREAS, the site plan for this project was submitted to the Planning Board and was approved at their June 20, 2018 meeting, and

WHEREAS, the Town, acting as lead agency has completed an environmental review on August 6, 2018, in conformance with SEQR (State Environmental Quality Review) regulations and on August 20, 2018 a Negative Declaration was issued.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves the site plan submitted by Barrett Greene, prepared by Greenman-Pedersen, Inc., dated April, 2018, and received May 22, 2018 for the proposed construction of two-buildings; one consisting of 1,300 sq. ft. office and 6,400 sq. ft. warehouse /storage the other consisting of 12,800 sq. ft. warehouse/storage along with related site improvements to be located at 0 Walden Avenue (SBL No. 95.00-4-43.21), in the Town of Lancaster subject to 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.
2. Contractor is to provide a Stormwater Management Performance guarantee and a Maintenance guarantee listing the Town of Lancaster as beneficiary as required per Town Code §42-8(A)(B)(C).
3. Contractor to provide an "As-built" survey to the Building Department prior to any Certificates of Compliance/Occupancy being issued.

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

November 5, 2018

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR COLEMAN, 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 provide for the adoption and enactment of local laws, and

WHEREAS, a proposed Local Law of the year 2018 has been introduced, entitled “**ZONING REVISION**”, which will amend the Code of the Town of Lancaster by adding Section 50-17(A)(5) to Article IV Residential Districts and Section 50-43(D)(4)&(5)(a)(b) to Article VIII Administration and Enforcement, of Chapter 50 “Zoning” of the Code of the Town of Lancaster, which reads as follows:

A LOCAL LAW OF THE YEAR 2018 ENTITLED “ZONING REVISION”, WHICH WILL AMEND THE CODE OF THE TOWN OF LANCASTER BY ADDING SECTION 50-17(A)(5), UNDER ARTICLE IV RESIDENTIAL DISTRICTS AND SECTION 50-43(D)(4)&(5)(a)(b) UNDER ARTICLE IV ADMINISTRATION AND ENFORCEMENT, TO **CHAPTER 50** “ZONING”, AND

Chapter 50. Zoning

Article IV. Residential Districts

§50-17. Supplementary regulation for all residential districts.

A. Supplemental yard regulations.

.....

ADD (5) **All structures other than fencing are hereby prohibited within any drainage or access easement.**

And

Article VIII. Administration and Enforcement.

§50-43. Site plan review.

D. Enforcement of site plan, security; penalty.

.....

ADD (4) **All drainage systems’ “as-built” elevations for inverts, receiver rims and finished grade topography shall be submitted to the Town Engineer for review and acceptance prior to issuance of a Certificate of Occupancy/Compliance. This shall apply for all Commercial Projects, Residential Subdivisions and any improvements conveyed to the Town of Lancaster.**

(5) **To assist future lot buildouts in residential subdivisions;**

(a) **Piped rear yard drainage systems, drain risers shall be marked with design finished grade.**

(b) **Non-piped rear yard drainage systems, grade stakes indicating finished grade shall be set and maintained until lot completion.**

WHEREAS, pursuant to the Town of Lancaster Code and the Municipal Home Rule Law, a public hearing is required on the proposed Local Law;

NOW, THEREFORE,

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

1. A public hearing for the proposed Local Law is hereby set for the 19TH day of November 2018 at 7:15 o'clock P.M.
2. The Town Clerk is directed to provide notice of the public hearing as required by law.
3. 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

November 5, 2018

LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the Municipal Home Rule Law of the State of New York and Chapter 26 of the Code of the Town of Lancaster and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted November 5, 2018, the said Town Board will hold a Public Hearing on the 19th day of November, 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 and possibly adopting a Local Law to of the year 2018 entitled “Zoning Revision”, which will amend the Code of the Town of Lancaster by adding Section 50-17(A)(5) to Article IV Residential Districts and Section 50-43(D)(4)&(5)(a)(b) to Article VIII Administration and Enforcement of **Chapter 50 “ZONING.”** Copies of the proposed Local Law can be reviewed at Lancaster Town Hall, 21 Central Avenue, during normal business hours. All interested members of the public shall be heard.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

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

November 8, 2018

Town of Lancaster
Local Law No. ____ of 2018

A Local Law which will amend the Code of the Town of Lancaster by adding Section 50-17(A)(5) to Article IV Residential Districts and Section 50-43(D)(4)&(5)(a)(b) to Article VIII Administration and Enforcement of Chapter 50 “ZONING.”

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

Section 1: Chapter 50. Zoning, Article IV. Residential Districts, §17. Supplementary regulation for all residential districts, Subsection (A) Supplemental yard regulations, of the Town of Lancaster Town Code, is hereby amended to read as follows:

Article IV. Residential Districts

§50-17. Supplementary regulation for all residential districts.

A. Supplemental yard regulations.

.....

(5) All structures other than fencing are hereby prohibited within any drainage or access easement.

Section 2: Chapter 50. Zoning, Article VIII. Administration and Enforcement, §43. Site plan review, Subsection (D). Enforcement of site plan, security; penalty, of the Town of Lancaster Town Code, is hereby amended to read as follows:

Article VIII. Administration and Enforcement.

§50-43. Site plan review.

D. Enforcement of site plan, security; penalty.

.....

(4) All drainage systems’ “as-built” elevations for inverts, receiver rims and finished grade topography shall be submitted to the Town Engineer for review and acceptance prior to issuance of a Certificate of Occupancy/Compliance. This shall apply for all Commercial Projects, Residential Subdivisions and any improvements conveyed to the Town of Lancaster.

(5) To assist future lot buildouts in residential subdivisions;

(a) Piped rear yard drainage systems, drain risers shall be marked with design finished grade.

(b) Non-piped rear yard drainage systems, grade stakes indicating finished grade shall be set and maintained until lot completion.

Section 3: 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 4: 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 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 provide for the adoption and enactment of local laws, and

WHEREAS, a proposed Local Law of the year 2018 has been introduced, entitled “**ZONING-COMMUNICATIONS TOWERS REVISION**”, which will amend the Code of the Town of Lancaster by adding Section 50-41.6(A)(12) and amending Section 50-41.8 under Article VIIA. Communications Towers, of Chapter 50 “Zoning” of the Code of the Town of Lancaster, which reads as follows:

A LOCAL LAW OF THE YEAR 2018 ENTITLED “ZONING-COMMUNICATIONS TOWERS REVISION”, WHICH WILL AMEND THE CODE OF THE TOWN OF LANCASTER BY ADDING SECTION 50-41.6(A)(12) AND AMENDING SECTION 50-41.8 UNDER ARTICLE VIIA. COMMUNICATIONS TOWERS, WITHIN **CHAPTER 50 “ZONING”**, AND

Chapter 50. Zoning

Article VIIA. Communications Towers.

§50-41.6. Special use permit requirements.

A. Application and site plan.

.....

ADD (12) **Proof of notification (Certified Mail return receipts) by the applicant to all property owners within 500 feet of the boundaries of the property that the communications tower is to be constructed on.**

And

§50-41.8. Procedure.

AMEND **Upon receipt of a completed application, the Town Board shall hold a public hearing and shall comply with all of the requirements of Chapter 50-46 of the Code of the Town of Lancaster for the approval of special use permits. The Town Board shall review the application for compliance with the provisions of this Chapter and shall determine that the location of the proposed communications tower has been made known to residents within a 500 foot radius (Pursuant to §50-41.6(A)(12)), and that it is in accordance with the principles and requirements stated herein.**

WHEREAS, pursuant to the Town of Lancaster Code and the Municipal Home Rule Law, a public hearing is required on the proposed Local Law;

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

1. A public hearing for the proposed Local Law is hereby set for the 19TH day of November 2018 at 7:15 o'clock P.M.

2. The Town Clerk is directed to provide notice of the public hearing as required by law.
3. 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

November 5, 2018

LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the Municipal Home Rule Law of the State of New York and Chapter 26 of the Code of the Town of Lancaster and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted November 5, 2018, the said Town Board will hold a Public Hearing on the 19th day of November, 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 and possibly adopting a Local Law to of the year 2018 entitled “Zoning Communications Towers Revision”, which will amend the Code of the Town of Lancaster by adding Section 50-41.6(A)(12) and amending Section 50-41.8 to Article VIIA. Communications Towers, of **Chapter 50 “ZONING.”** Copies of the proposed Local Law can be reviewed at Lancaster Town Hall, 21 Central Avenue, during normal business hours. All interested members of the public shall be heard.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

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

November 8, 2018

Town of Lancaster
Local Law No. ____ of 2018

A Local Law which will amend the Code of the Town of Lancaster by adding Section 50-41.6(A)(12) and amending Section 50-41.8 within Article VIIA. Communications Towers, of Chapter 50 “ZONING.”

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

Section 1: Chapter 50. Zoning, Article VIIA. Communications Towers, §41.6 Special use permit requirements, Subsection (A) Application and site plan, of the Town of Lancaster Town Code, is hereby amended to add subparagraph (A)(12) to read in its entirety as follows:

**(12) Proof of notification (Certified Mail return receipts)
by the applicant to all property owners within 500
feet of the boundaries of the property that the
communications tower is to be constructed on.**

Section 2: Chapter 50. Zoning, Article VIIA. Communications Towers, §41.8. Procedure, of the Town of Lancaster Town Code, is hereby amended to read in its entirety as follows:

§50-41.8. Procedure.

Upon receipt of a completed application, the Town Board shall hold a public hearing and shall comply with all of the requirements of Chapter 50-46 of the Code of the Town of Lancaster for the approval of special use permits. The Town Board shall review the application for compliance with the provisions of this Chapter and shall determine that the location of the proposed communications tower has been made known to residents within a 500 feet radius (Pursuant to §50-41.6(A)(12)), and that it is in accordance with the principles and requirements stated herein.

Section 3: 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 4: 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 COUNCIL MEMBER DICKMAN, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER TO WIT:

WHEREAS, the developer has requested the Town Board of the Town of Lancaster accept work completed under Sidewalks Public Improvement within Summerfield Farms Subdivision, Phase VI, within the Town of Lancaster, and

WHEREAS, the Town Engineer has inspected the improvement and has recommended the approval thereof, and

WHEREAS, the Town Attorney, by letter to the Town Clerk dated October 23, 2018, has reported his favorable review for the acceptance of this public improvement.

NOW, THEREFORE,

BE IT RESOLVED, that the following completed Sidewalks Public Improvement within Summerfield Farms Subdivision, Phase VI, be and is hereby approved and accepted by the Town Board of the Town of Lancaster:

P.I.P. No. 770 - Sidewalks

and,

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

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

November 5, 2018

File: RPIP (P4)

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

WHEREAS, Hidden Meadow Lancaster, LLC, 470 Cayuga Road, Cheektowaga, New York 14225 has applied to the Town Board of the Town of Lancaster for a permit for Public Improvements upon real property in the Town of Lancaster within Hidden Meadow Phase II, 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 public improvements requested, and that they conform to the Ordinances of the Town of Lancaster.

NOW, THEREFORE, BE IT

RESOLVED, that Public Improvement Permit Application No. 796 of Hidden Meadow Lancaster, LLC, 470 Cayuga Road, Cheektowaga, New York 14225 which is a permit for Public Improvements for the installation of:

- Pavement and Curb, Detention Basin, Storm Sewer and Water Line

Hidden Meadow Phase II, sublots 1-7, 78-88, 31-45. Installation of ± 49,000 sq. ft. asphalt, ± 3,500 LF curb, ± 3,800 LF storm sewer (all sizes), ± 1,900 LF waterline -8" with 5 hydrants be and are hereby authorized.

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

November 5, 2018

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

WHEREAS, the Town of Lancaster is required to have its elevators located within the Town Hall, Police Department and Public Library inspected and tested for safety per the American National Standards Institute as required by New York State, and

WHEREAS, the Park Crew Chief solicited a professional services contract for the performance of periodic elevator inspections and witnessing of elevator testing from ALPS Elevator Inspection Services, Inc., an independent third-party certified elevator inspection company pursuant to the Town of Lancaster's procurement policy, and

WHEREAS, the contract will be for a term of one year with automatic renewal thereafter, with an estimated annual cost of \$436.50 which will be paid for with funds from the Town's 2018 Buildings Contractual Expenses Services Budget, Line Item 01-1620-0411, and

WHEREAS, the Town Board and Town Attorney have reviewed the terms and conditions of ALPS Elevator Inspection Services' contract and given their approval.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor to execute the contract, as presented, between the Town of Lancaster and ALPS Elevator Inspection Services, Inc., P.O. Box 605, Buffalo, NY, to provide annual periodic elevator inspections and witnessing of elevator testing on the Town's elevators located within Town Hall, the Police Department and the Lancaster Library, for an estimated annual cost of \$436.50 and which will be paid for with funds from the 2018 Buildings Contractual Expenses Budget, Line Item 01-1620-0411;

BE IT FURTHER,

RESOLVED, this contract will commence September 20, 2018 and automatically renew each year thereafter according to its terms unless a 30 day written notice is given by either party requesting termination; updated insurance certificates are to be provided each year.

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

November 5, 2018

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

WHEREAS, Chris Wood, of Carmina, Wood, Morris, DPC, on behalf of **Frank's Grille**, has prepared and submitted a site plan, dated September 18, 2018 and received September 21, 2018 for the proposed construction of a 640 sq. ft. permanent addition to replace the seasonal patio enclosure off of the existing building and includes new striping for handicapped parking spaces located at 5820 Broadway (SBL No. 116.00-1-7), in the Town of Lancaster, and

WHEREAS, the site plan for this project was submitted to the Planning Board and was approved at their October 17, 2018 meeting, and

WHEREAS, the Town, acting as Lead Agency under the State Environmental Quality Review Act ("SEQRA") has identified the relevant areas of environmental concern and determined the action to be a Type II action under SEQRA.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby approves the site plan prepared and submitted by Chris Wood, of Carmina, Wood, Morris, DPC, on behalf of Frank's Grille, dated September 18, 2018 and received September 21, 2018 for the proposed construction of a 640 sq. ft. permanent addition to replace the seasonal patio enclosure off the existing building and includes new striping for handicapped parking spaces located at 5820 Broadway (SBL No. 116.00-1-7), in the Town of Lancaster with the following condition:

- Contractor to provide an "As-built" survey to the Building Department prior to any Certificates of Compliance/Occupancy being issued.

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

November 5, 2018

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

WHEREAS, the Executive Director of the Youth Bureau of the Town of Lancaster, by letter dated October 30, 2018 has recommended the appointment of the following individual to the following part-time permanent position.

NOW, THEREFORE, BE IT

RESOLVED, that the following individual is hereby appointed to the following part-time permanent position at the Youth Bureau, working not more than nineteen and three-quarter hours per week, 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 permanent employees:

<u>NAME</u>	<u>POSITION</u>	<u>PAY RATE PER HOUR</u>	<u>EFFECTIVE DATE</u>
Krista Gardziella West Seneca, NY	Tutor	\$16.00	November 6, 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

November 5, 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 Parks Recreation & Forestry Department of the Town of Lancaster, has requested permission to purchase one (1) new and unused 2018 Smithco Sand Star II Infield Finisher with Attachments for use by the Parks Recreation & Forestry Department, and

WHEREAS, the Park Crew Chief, obtained three (3) price quotes for the purchase of a new and unused 2018 Smithco Sand Star II Infield Finisher with Attachments in accordance with the Town of Lancaster's Procurement Policy, and

WHEREAS, by letter dated October 17, 2018, Michelle Barbaro, has recommended that the Town of Lancaster purchase the 2018 Smithco Sand Star II Infield Finisher from MTE Turf Equipment Solutions, for a unit price of \$19,998.16 per their quote 01-33052 dated October 15, 2018, and

WHEREAS, the Parks Department will receive trade-in allowances for a 1996 Toro Sand Pro 5000 (Serial #60879 w/1,421 hrs) in the amount of \$1,000.00, and a 2005 Toro Sand Pro 5020 (Serial #250000166 w/1,622 hrs.) in the amount of \$500.00 for a total trade-in allowance of \$1,500.00 which will bring the total expenditure for the new and unused 2018 Smithco Sand Star II Infield Finisher with Attachments to \$18,498.16, and

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby approves the purchase of one new and unused 2018 Smithco Sand Star II Infield Finisher with Attachments from MTE Turf Equipment Solutions, 33 Thruway Park Drive, West Henrietta, NY 14586 in accordance with their quote (01-33052) dated October 17, 2018, for a cost not to exceed \$18,498.16, which includes trade-in allowances of \$1,500.00 and which will be paid for with funds from 2018 Parks Trucks and Related Equipment Budget, Line Item 01-7110-0225 and

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 purchase as follows:

GENERAL FUND – TOWNWIDE	Increase
A599 Appropriated Fund Balance	\$18,500
A960 Appropriations	\$18,500
A7110.225 Parks – Trucks & Related Equipment	\$18,500

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

November 5, 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 proposed construction of a 12,070 sq. ft. addition to the back of an existing building submitted by Apple Rubber Products, Inc. on a +/- 44.86 acre parcel located at 204 Cemetery Road, in the Town of Lancaster, Erie County, New York, and

WHEREAS, the Town of Lancaster Planning Board has reviewed the environmental impact of this construction project pursuant to SEQR regulations at their meeting on October 17, 2018 and recommended that a Negative Declaration be issued, and

WHEREAS, the Town Board has duly considered the plans for the project, 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 Town of Lancaster's 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 a "Type I" action under SEQRA.

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

1. Based upon the Town Board's thorough and careful review of the proposed construction described as a proposed 12,070 sq. ft addition to the rear of an existing building on a +/- 44.86 acre parcel located at 204 Cemetery Road, will not result in any significant environmental impacts and hereby issues a negative declaration pursuant to SEQRA 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

November 5, 2018

NEGATIVE DECLARATION
Determination of Non-Significance

Town of Lancaster Town Board

Dated: November 5, 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 construction of a 12,070 sq. ft. addition to the rear of an existing building as submitted by Apple Rubber Products, Inc., on a +/- 44.86 acre parcel. The Town Board has determined the Project will not have a significant adverse environmental impact and that a Draft Environmental Impact Statement will not be prepared.

Name of Action: Apple Rubber Site Plan Amendment

Location of Action: 204 Cemetery Road (SBL No. 105.00-1-25.2) Lancaster, New York 14086, Erie County.

SEQR Status: Type I Action.

Description of Action: The construction of a proposed light manufacturing building. One story, 18,888 square feet with associated access drives and parking.

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 - No impact.**
2. **Impact on Geological Features – No impact.**
3. **Impacts on Surface Water – No impact.**
4. **Impact on Groundwater – No impact.**
5. **Impact on Flooding – No impact.**
6. **Impact on Air – No impact.**
7. **Impact on Plants and Animals – No impact.**
8. **Impact on Agricultural Resources – No impact.**
9. **Impact on Aesthetic Resources – No impact.**
10. **Impact on Historic and Archeological Resources – No 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.**
- 17. Consistency with Community Plans – No impact.**
- 18. Consistency with Community Character – No impact.**

For Further Information:

Contact Person: Kevin E. Loftus, Town Attorney

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

Telephone Number: (716) 684-3342

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

**ORDER CALLING PUBLIC
HEARING TO BE HELD ON
NOVEMBER 19, 2018**

WHEREAS, the Town Board of the Town of Lancaster (herein called “Town Board” and “Town”, respectively), in the County of Erie, New York, has, pursuant to Town Law, created the Town of Lancaster Garbage and Refuse District (the “District”); and

WHEREAS, the Town Board has a report outlining the cost associated with an acquisition project for the District; and

WHEREAS, such project will generally consist of (but not be limited to), the acquisition of wheeled garbage and recycling carts/totes for the District, as well as other such improvements as more fully identified in (or contemplated by) such report referred to above, all of the forgoing to include all equipment, apparatus and other improvements and costs incidental hereto and in connection with the financing thereof (collectively, the “District Improvement”); and

WHEREAS, such report for such increase and improvement of facilities of the District has been filed at the Town and the Town Board has estimated the total cost thereof to be at an estimated maximum amount of \$1,600,000; said cost to be financed by the issuance of serial bonds of the Town in an aggregate principal amount not to exceed \$1,600,000, offset by any available funds and by any federal, state, county and/or local funds received.

NOW, THEREFORE,

BE IT ORDERED that a meeting of the Town Board of the Town of Lancaster will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on November 19, 2018 at 7:15 p.m. o'clock p.m. (prevailing Time) or shortly thereafter to consider said increase and improvement of facilities of the District and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it

FURTHER ORDERED, that the expense of said increase and improvement of the facilities shall be financed by the issuance of serial bonds of the Town in an aggregate principal amount not to exceed \$1,600,000, said amount to be offset by any available funds and by any federal, state, county and/or local funds received, and, unless paid from other sources or charges, the costs of said increase and improvement of facilities shall be paid by the assessment, levy and collection of special assessments from the several lots and parcels of land within the District, which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall be in just proportion to the amount of benefit conferred upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable, except as provided by law; and be it

FURTHER ORDERED, that the Town Clerk publish at least once in each newspaper designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten nor more than 20 days before the date of such public hearing.

DATED: November 5, 2018

TOWN BOARD OF THE
TOWN OF LANCASTER

The adoption of the foregoing Order Calling for Public Hearing 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

The Order Calling for Public Hearing was declared adopted/denied.

LEGAL NOTICE

A meeting of the Town Board of the Town of Lancaster, in the County of Erie, New York, was held at the Town Hall, in said Town, on November 5, 2018.

PRESENT:

Hon. Johanna M. Coleman, Supervisor
Adam Dickman, Councilmember
Dawn Gaczewski, Councilmember
Ronald Ruffino, Sr., Councilmember
Matthew Walter, Councilmember

In the Matter

of the

Increase and Improvement of Facilities of the
Town of Lancaster Garbage and Refuse District
in the Town of Lancaster, County of Erie, New York,
pursuant to Section 202-b of the Town Law.

ORDER CALLING PUBLIC HEARING TO BE HELD ON NOVEMBER 19, 2018

WHEREAS, the Town Board of the Town of Lancaster (herein called "Town Board" and "Town", respectively), in the County of Erie, New York, has, pursuant to Town Law, created the Town of Lancaster Garbage and Refuse District (the "District"); and

WHEREAS, the Town Board has a report outlining the cost associated with an acquisition project for the District; and

WHEREAS, such project will generally consist of (but not be limited to), the acquisition of wheeled garbage and recycling carts/totes for the District, as well as other such improvements as more fully identified in (or contemplated by) such report referred to above, all of the forgoing to include all equipment, apparatus and other improvements and costs incidental hereto and in connection with the financing thereof (collectively, the "District Improvement"); and

WHEREAS, such report for such increase and improvement of facilities of the District has been filed at the Town and the Town Board has estimated the total cost thereof to be at an estimated maximum amount of \$1,600,000; said cost to be financed by the issuance of serial bonds of the Town in an aggregate principal amount not to exceed \$1,600,000, offset by any available funds and by any federal, state, county and/or local funds received.

NOW, THEREFORE, BE IT

ORDERED that a meeting of the Town Board of the Town of Lancaster will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on November 19, 2018 at 7:15 o'clock p.m. (prevailing Time) or shortly thereafter to consider said increase and improvement of facilities of the District and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it

FURTHER ORDERED, that the expense of said increase and improvement of the facilities shall be financed by the issuance of serial bonds of the Town in an aggregate principal amount not to exceed \$1,600,000, said amount to be offset by any available funds and by any federal, state, county and/or local funds received, and, unless paid from other sources or charges, the costs of said increase and improvement of facilities shall be paid by the assessment,

levy and collection of special assessments from the several lots and parcels of land within the District, which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall be in just proportion to the amount of benefit conferred upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable, except as provided by law; and be it

FURTHER ORDERED, that the Town Clerk publish at least once in each newspaper designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten nor more than 20 days before the date of such public hearing.

DATED: November 5, 2018

TOWN BOARD OF THE
TOWN OF LANCASTER

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

**ORDER CALLING PUBLIC
HEARING TO BE HELD ON
NOVEMBER 19, 2018**

WHEREAS, the Town Board of the Town of Lancaster (herein called “Town Board” and “Town”, respectively), in the County of Erie, New York, has, pursuant to Town Law, created the Town of Lancaster Lighting District (the “District”); and

WHEREAS, the Town Board has directed Wendel, competent engineers licensed in New York, to prepare a map, plan and report for a lighting district capital improvements project within the District; and

WHEREAS, such lighting district capital improvements project will generally consist of (but not be limited to), the purchase of existing lighting facilities from New York State Electric and Gas Corporation (NYSEG) and the retrofitting of street lights in the Town to include LED technology including, but not limited to lighting controls and associated equipment, as well as other such improvements as more fully identified in (or contemplated by) such map, plan and report referred to above, all of the forgoing to include all necessary site work, equipment, apparatus and other improvements and costs incidental thereto and in connection with the financing thereof (collectively, the “District Improvement”); and

WHEREAS, pursuant to the direction of the Town, the Engineer has completed and filed with the Town Board such preliminary map, plan and report for such increase and improvement of facilities of the District and has estimated the total cost thereof to be an estimated maximum amount of \$3,000,000; said cost to be financed by the issuance of serial bonds of the Town in an aggregate principal amount not to exceed \$3,000,000, offset by any federal, state, county and/or local funds received.

NOW, THEREFORE,

BE IT ORDERED that a meeting of the Town Board of the Town of Lancaster will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on November 19, 2018 at 7:15 p.m. o’clock p.m. (prevailing Time) or shortly thereafter to consider said increase and improvement of facilities of the District and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it

FURTHER ORDERED, that the expense of said increase and improvement of the facilities shall be financed by the issuance of serial bonds of the Town in an aggregate principal amount not to exceed \$3,000,000, said amount to be offset by any federal, state, county and/or local funds received, and, unless paid from other sources or charges, the costs of said increase and improvement of facilities shall be paid by the assessment, levy and collection from the several lots and parcels of land within the District for such purpose in the same manner and at the same time as other Town charges to pay the principal of and interest on said bonds as the same shall become due and payable, except as otherwise provided by law; and be it

FURTHER ORDERED, that the Town Clerk publish at least once in each newspaper designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten nor more than 20 days before the date of such public hearing.

DATED: November 5, 2018

TOWN BOARD OF THE
TOWN OF LANCASTER

The adoption of the foregoing Order Calling for Public Hearing 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

The Order Calling for Public Hearing was declared adopted/denied.

LEGAL NOTICE

A meeting of the Town Board of the Town of Lancaster, in the County of Erie, New York, was held at the Town Hall, in said Town, on November 5, 2018.

PRESENT:

Hon. Johanna M. Coleman, Supervisor
Adam Dickman, Councilmember
Dawn Gaczewski, Councilmember
Ronald Ruffino, Sr., Councilmember
Matthew Walter, Councilmember

In the Matter

of the

Increase and Improvement of Facilities of the
Town of Lancaster Lighting District
in the Town of Lancaster, County of Erie, New York,
pursuant to Section 202-b of the Town Law.

ORDER CALLING PUBLIC HEARING TO BE HELD ON November 19, 2018

WHEREAS, the Town Board of the Town of Lancaster (herein called “Town Board” and “Town”, respectively), in the County of Erie, New York, has, pursuant to Town Law, created the Town of Lancaster Lighting District (the “District”); and

WHEREAS, the Town Board has directed Wendel, competent engineers licensed in New York, to prepare a map, plan and report for a lighting district capital improvements project within the District; and

WHEREAS, such lighting district capital improvements project will generally consist of (but not be limited to), the purchase of existing lighting facilities from New York State Electric and Gas Corporation (NYSEG) and the retrofitting of street lights in the Town to include LED technology including, but not limited to lighting controls and associated equipment, as well as other such improvements as more fully identified in (or contemplated by) such map, plan and report referred to above, all of the forgoing to include all necessary site work, equipment, apparatus and other improvements and costs incidental thereto and in connection with the financing thereof (collectively, the “District Improvement”); and

WHEREAS, pursuant to the direction of the Town, the Engineer has completed and filed with the Town Board such preliminary map, plan and report for such increase and improvement of facilities of the District and has estimated the total cost thereof to be an estimated maximum amount of \$3,000,000; said cost to be financed by the issuance of serial bonds of the Town in an aggregate principal amount not to exceed \$3,000,000, offset by any federal, state, county and/or local funds received.

NOW, THEREFORE, BE IT

ORDERED that a meeting of the Town Board of the Town of Lancaster will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on November 19, 2018 at 7:15 o’clock p.m. (prevailing Time) or shortly thereafter to consider said increase and improvement of facilities of the District and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it

FURTHER ORDERED, that the expense of said increase and improvement of the facilities shall be financed by the issuance of serial bonds of the Town in an aggregate principal amount not to exceed \$3,000,000, said amount to be offset by any federal, state,

county and/or local funds received, and, unless paid from other sources or charges, the costs of said increase and improvement of facilities shall be paid by the assessment, levy and collection from the several lots and parcels of land within the District for such purpose in the same manner and at the same time as other Town charges to pay the principal of and interest on said bonds as the same shall become due and payable, except as otherwise provided by law; and be it

FURTHER ORDERED, that the Town Clerk publish at least once in each newspaper designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten nor more than 20 days before the date of such public hearing.

DATED: November 5, 2018

TOWN BOARD OF THE
TOWN OF LANCASTER

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

**ORDER CALLING
PUBLIC HEARING TO BE HELD ON
NOVEMBER 19, 2018**

WHEREAS, the Town Board of the Town of Lancaster (herein called “Town Board” and “Town”, respectively), in the County of Erie, New York, has, pursuant to Town Law, created the Town of Lancaster Consolidated Water District (the “District”); and

WHEREAS, in April of 2016, the Town Board directed Wm. Schutt & Associates, P.C., competent engineers licensed in New York, to prepare a map, plan and report for a water system capital improvements project within the District; and

WHEREAS, in May of 2016, the Town approved the original capital improvements project, through Town Law Section 202-b proceedings and other resolutions and adopted a bond resolution on May 16, 2016; and

WHEREAS, the Town has determined that the scope of such original capital project should be increased to include additional improvements in the District; and

WHEREAS, the Town has directed Wm. Schutt & Associates, P.C., competent engineers licensed in New York, to prepare a revised map, plan and report (dated October 2018) to include additional improvements in the District; and

WHEREAS, such revised map, plan and report amends a certain prior map, plan and report (dated April 2016) for the purposes of (a) modifying the scope of the project to include additional improvements, (b) increasing the estimated maximum cost of such project, and (c) increasing the amount of bonds (and notes) for such project; and

WHEREAS, such revised and expanded project will generally consist of the installation of approximately 29,975 linear feet of water main along various roads in the Town including, but not limited to, Westwood Road, Schlemmer Road, Stutzman Road, Pavement Road, Pleasantview Drive, Townline Road and Genesee Street, along with the installation of new fire hydrants and the transfer of existing services to the new waterline, as well as other such improvements as more fully identified in (or contemplated by) such revised map, plan and report referred to above, all of the forgoing to include all necessary site work, equipment, apparatus and other improvements and costs incidental thereto and in connection with the financing thereof (collectively, and as so expanded, the “Project”); and

WHEREAS, the October 2018 revised map, plan and report: (a) expands the scope of the project, (b) increases the estimated maximum cost of the project from \$4,500,000 to \$7,000,000 and (c) increases the aggregate principal amount of bonds from \$4,500,000 to \$7,000,000; and

WHEREAS, pursuant to the direction of the Town, the Engineer has completed and filed with the Town Board such revised map, plan and report (as so amended) for such increase and improvement of facilities of the District and has estimated the total cost thereof to be an increased estimated maximum amount of \$7,000,000; said cost to be financed by the issuance of serial bonds of the Town in an increased aggregate principal amount not to exceed \$7,000,000, such amount to be offset by any federal, state, county and/or local funds received; and

WHEREAS, such revised map, plan and report (hereinafter referred to as map, plan and report) has not been modified in any material respect other than as described above;

NOW, THEREFORE,

BE IT ORDERED that a meeting of the Town Board of the Town of Lancaster will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on November 19, 2018 at 7:15 o’clock p.m. or shortly thereafter (prevailing Time) to consider said increase and improvement of facilities of the District and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it

FURTHER ORDERED, that the expense of said increase and improvement of the facilities shall be financed by the issuance of serial bonds of the Town in an aggregate principal amount not to exceed \$7,000,000 said amount to be offset by any federal, state, county and/or local funds received, and unless paid from other sources or charges, the costs of said increase and improvement of facilities shall be paid by the assessment, levy and collection of special assessments from the several lots and parcels of land within the District, which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall be in just proportion to the amount of benefit conferred upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable, except as provided by law; and be it

FURTHER ORDERED, that the Town Clerk publish at least once in each newspaper designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten nor more than 20 days before the date of such public hearing.

DATED: November 5, 2018

TOWN BOARD OF THE
TOWN OF LANCASTER

The adoption of the foregoing Order Calling for Public Hearing 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

The Order Calling for Public Hearing was declared adopted/denied.

LEGAL NOTICE

A meeting of the Town Board of the Town of Lancaster, in the County of Erie, New York, was held at the Town Hall, in said Town, on November 5, 2018.

PRESENT:

Hon. Johanna M. Coleman, Supervisor
Adam Dickman, Councilmember
Dawn Gaczewski, Councilmember
Ronald Ruffino, Sr., Councilmember
Matthew Walter, Councilmember

In the Matter

of the

Increase and Improvement of Facilities of the
Town of Lancaster Consolidated Water District in
the Town of Lancaster, County of Erie, New York,
pursuant to Section 202-b of the Town Law.

ORDER CALLING PUBLIC HEARING TO BE HELD ON NOVEMBER 19, 2018

WHEREAS, the Town Board of the Town of Lancaster (herein called “Town Board” and “Town”, respectively), in the County of Erie, New York, has, pursuant to Town Law, created the Town of Lancaster Consolidated Water District (the “District”); and

WHEREAS, in April of 2016, the Town Board directed Wm. Schutt & Associates, P.C., competent engineers licensed in New York, to prepare a map, plan and report for a water system capital improvements project within the District; and

WHEREAS, in May of 2016, the Town approved the original capital improvements project, through Town Law Section 202-b proceedings and other resolutions and adopted a bond resolution on May 16, 2016; and

WHEREAS, the Town has determined that the scope of such original capital project should be increased to include additional improvements in the District; and

WHEREAS, the Town has directed Wm. Schutt & Associates, P.C., competent engineers licensed in New York, to prepare a revised map, plan and report (dated October 2018) to include additional improvements in the District; and

WHEREAS, such revised map, plan and report amends a certain prior map, plan and report (dated April 2016) for the purposes of (a) modifying the scope of the project to include additional improvements, (b) increasing the estimated maximum cost of such project, and (c) increasing the amount of bonds (and notes) for such project; and

WHEREAS, such revised and expanded project will generally consist of the installation of approximately 29,975 linear feet of water main along various roads in the Town including, but not limited to, Westwood Road, Schlemmer Road, Stutzman Road, Pavement Road, Pleasantview Drive, Townline Road and Genesee Street, along with the installation of new fire hydrants and the transfer of existing services to the new waterline, as well as other such improvements as more fully identified in (or contemplated by) such revised map, plan and report referred to above, all of the forgoing to include all necessary site work, equipment, apparatus and other improvements and costs incidental thereto and in connection with the financing thereof (collectively, and as so expanded, the “Project”); and

WHEREAS, the October 2018 revised map, plan and report: (a) expands the scope of the project, (b) increases the estimated maximum cost of the project from \$4,500,000 to \$7,000,000 and (c) increases the aggregate principal amount of bonds from \$4,500,000 to \$7,000,000; and

WHEREAS, pursuant to the direction of the Town, the Engineer has completed and filed with the Town Board such revised map, plan and report (as so amended) for such increase and improvement of facilities of the District and has estimated the total cost thereof to be an increased estimated maximum amount of \$7,000,000; said cost to be financed by the issuance of serial bonds of the Town in an increased aggregate principal amount not to exceed \$7,000,000, such amount to be offset by any federal, state, county and/or local funds received; and

WHEREAS, such revised map, plan and report (hereinafter referred to as map, plan and report) has not been modified in any material respect other than as described above;

NOW, THEREFORE,

BE IT ORDERED that a meeting of the Town Board of the Town of Lancaster will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on November 19, 2018 at 7:15 o'clock p.m. or shortly thereafter (prevailing Time) to consider said increase and improvement of facilities of the District and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it

FURTHER ORDERED, that the expense of said increase and improvement of the facilities shall be financed by the issuance of serial bonds of the Town in an aggregate principal amount not to exceed \$7,000,000 said amount to be offset by any federal, state, county and/or local funds received, and unless paid from other sources or charges, the costs of said increase and improvement of facilities shall be paid by the assessment, levy and collection of special assessments from the several lots and parcels of land within the District, which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall be in just proportion to the amount of benefit conferred upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable, except as provided by law; and be it

FURTHER ORDERED, that the Town Clerk publish at least once in each newspaper designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten nor more than 20 days before the date of such public hearing.

DATED: November 5, 2018

TOWN BOARD OF THE
TOWN OF LANCASTER

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

WHEREAS, the Town Board of the Town of Lancaster issued a Request for Proposals (“RFP”) dated August 16, 2018 for the provision of refuse collection, disposal and recyclable materials collection and processing services, within the Town’s Refuse and Garbage District, and

WHEREAS, two (2) respondent proposals were received on September 20, 2018, and

WHEREAS, Town representatives have duly reviewed and considered the proposals received, consistent with the evaluation criteria specified in the RFP, and have consulted with the Town’s legal counsel, and

WHEREAS, Town representatives have recommended to the Town Board that negotiations be commenced with respondent Waste Management, Inc., 100 Ransier Drive, West Seneca, NY 14224, for a contract for the services specified in the RFP;

NOW THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby determines that it is in the best interests of the Town and the Town’s Refuse and Garbage District to commence negotiations for a contract for refuse collection and disposal, and recyclable materials collection and processing services, with respondent Waste Management, Inc., 100 Ransier Drive, West Seneca, NY 14224, consistent with the terms of the RFP; and

BE IT FURTHER,

RESOLVED, that the Town Board hereby authorizes and directs the Town Supervisor, and other appropriate Town representatives so designated by the Supervisor, to commence negotiations with Waste Management, Inc., consistent with the terms of this Resolution and the RFP; and

BE IT FURTHER,

RESOLVED, that the Town Board hereby directs that any contract so negotiated be presented to the Town Board for consideration and, in the Town Board’s discretion, final approval.

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

November 5, 2018

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

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby designates Kathleen O'Hara, 348 Parker Avenue, Buffalo, New York, as hearing officer for purposes of conducting a hearing pursuant to Section 207-c of the General Municipal 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
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

November 5, 2018

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

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby approves the Agreement between the Town and Park Crew Chief, Michelle Barbaro, as presented.

**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

November 5, 2018

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

WHEREAS, Daniel Amatura, Highway Superintendent for the Town of Lancaster, by letter dated October 31, 2018, has appointed Tyler Galenski 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 Tyler Galenski of Lancaster, New York to the position of Laborer – Highways in the Town of Lancaster Highway Department, effective November 5, 2018, 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
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

November 5, 2018

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

WHEREAS, the Town Board of the Town of Lancaster has considered and reviewed the 2019 budget estimates and assessment roll for Special Districts spreading the costs on a benefit basis, and

WHEREAS, a public hearing on said 2019 Special Districts Budget estimates and assessment roll was held by the Town Board of the Town of Lancaster on October 15, 2018.

NOW, THEREFORE, BE IT

RESOLVED, that the 2019 budget estimates and assessment roll for Special Districts, spreading costs on a benefit basis, as filed with the Town Clerk on September 14, 2018 as modified as shown on Schedule A, be and are hereby adopted as the Final 2019 Budget for Special Districts for the Town of Lancaster for the fiscal year beginning on January 1, 2019 and ending December 31, 2019, and that such Budget, as adopted, and as summarized below, be entered in detail in the minutes of the proceedings of this Town Board:

	APPROPRIATIONS	ESTIMATED REVENUES	APPROPRIATED FUND BALANCE	APPROPRIATED RESERVE	AMOUNT TO BE RAISED BY TAXATION
Refuse District	2,485,610	55,000	35,000	-	2,395,610
Lighting Districts	298,000	2,500	-	-	295,500
Fire Protection District	3,936,336	15,500	15,000	-	3,905,836
Water Districts	<u>802,366</u>	<u>10,000</u>		<u>45,000</u>	<u>747,366</u>
Subtotal-Special Districts	7,522,312	83,000	50,000	45,000	7,344,312

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 COLEMAN	VOTED

November 5, 2018

Schedule A

			Amount in		
			Preliminary	Adopted	Adjustment
			Budget	Budget	
ADJUSTMENTS - REFUSE AND GARBAGE DISTRICT					
APPROPRIATIONS					
Acct. No.	Department	Item			
SR8160.40 6	Refuse and Garbage	Disposal of White Goods	1,000	0	(1,000)
SR8160.40 7	Refuse and Garbage	Disposal of Tires	6,000	0	(6,000)
SR8160.41 0	Refuse and Garbage	Freon Charges	1,000	0	(1,000)
SR8160.41 1	Refuse and Garbage	Garbage Collection	1,785,000	1,005,000	(780,000)
SR8160.41 2	Refuse and Garbage	Garbage Disposal	530,000	720,000	190,000
SR8160.41 4	Refuse and Garbage	Recycling Col. & Processing	0	710,000	710,000
SR8160.42 6	Refuse and Garbage	Cart Maintenance	0	17,000	17,000
Total Net Refuse and Garbage District Appropriations					129,000
AMOUNT TO BE RAISED BY TAXATION			2,266,610	2,395,610	129,000

SUMMARY OF ADJUSTMENTS TO PRELIMINARY BUDGET FOR ADOPTED BUDGET

TOTAL NET ADJUSTMENTS - APPROPRIATIONS	129,000
TOTAL NET ADJUSTMENTS - ESTIMATED REVENUES	0
TOTAL NET ADJUSTMENTS - APPROPRIATED FUND BALANCE	0
TOTAL NET ADJUSTMENTS - APPROPRIATED DEBT RESERVES	0
TOTAL NET ADJUSTMENTS - AMOUNT TO BE RAISED BY TAXATION	129,000

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

WHEREAS, the Town Board of the Town of Lancaster has reviewed the 2019 Preliminary Town Budget, and

WHEREAS, a public hearing on said 2019 Preliminary Town Budget was held by the Town Board of the Town of Lancaster on October 15, 2018.

NOW, THEREFORE,
BE IT RESOLVED, as follows:

Section 1. That the 2019 Preliminary Budget, without modification, be and is hereby adopted as the 2019 Final Budget of the Town of Lancaster for the fiscal year beginning on January 1, 2019 and ending December 31, 2019, and that such Budget, as adopted, be entered in detail in the minutes of the proceedings of this Town Board:

	APPROPRIATIONS	ESTIMATED REVENUES	APPROPRIATED FUND BALANCE	APPROPRIATED RESERVE	AMOUNT TO BE RAISED BY TAXATION
General Fund -Townwide	\$10,387,709	\$2,213,660	\$260,000	\$170,000	\$7,744,049
General Fund -					
Town Outside Villages	1,144,745	831,400	175,000	--	138,345
Police Fund	10,407,772	6,468,200	225,000	--	3,714,572
Highway Fund -Townwide	522,435	25,500	50,000	35,000	411,935
Highway Fund -					
Town Outside Villages	4,822,105	588,600	385,000	35,000	3,813,505
Misc. Special Revenue-					
Tree Planting Fee	20,000	12,000	8,000	--	--
Misc. Special Revenue-					
Police Asset Forfeitures	46,000	11,000	35,000	--	--
Misc. Special Revenue-					
Recreation Filing Fee	150,000	83,000	67,000	--	--
Misc. Special Revenue-					
Memorial Garden Fund	<u>2,000</u>	<u>500</u>	<u>1,500</u>	<u>--</u>	<u>--</u>
Subtotal-General Budget	27,502,766	10,233,860	1,206,500	240,000	15,822,406
Other Items:					
Delinquent Water Bills - Erie County Water Authority					4,349.44
Property Cleanup Charges					2,460.00
Grand Total					\$15,829,215.44

Section 2. That the Town Clerk of the Town of Lancaster prepare and certify in duplicate copies of said Annual 2019 Budget, as adopted by the Town Board, together with the assessment rolls for benefit improvements, if any, adopted pursuant to Section 202-A of the Town Law and deliver one (1) copy thereof to the Supervisor.

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 COLEMAN	VOTED

November 5, 2018

TOWN OF LANCASTER

NOTICE OF ADOPTION OF
2019 BUDGET OF THE
TOWN OF LANCASTER

NOTICE TO THE CITIZENS OF THE TOWN OF LANCASTER

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Lancaster has adopted the 2019 Budget of the Town of Lancaster, which includes a summary of the entire proposed 2019 Budget of the Town of Lancaster, and that said Budget is on file with the Town Clerk, 21 Central Avenue, Lancaster, New York, and available for public inspection from 8:00 A.M. to 5:00 P.M., on Monday through Friday.

TOWN OF LANCASTER

DIANE M. TERRANOVA
Town Clerk

November 8, 2018

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

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor to execute the agreement, as presented, between the Town of Lancaster and the Lancaster Industrial Development Agency which provides for payment of \$30,000 for 2018 from the Lancaster Industrial Development Agency to the Town of Lancaster for administrative services and overhead support provided by the Town to the Lancaster Industrial Development Agency.

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

November 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 Department of Parks, Recreation & Forestry's Park Crew Chief, Michelle Barbaro, by letter dated October 31, 2018 has advised the Town Board that the Parks, Recreation & Forestry Department no longer has use for a 100' radio tower, and has requested that the Town Board deem this item to be surplus equipment and permit it to be placed on an online auction, and

WHEREAS, the Town Board has given due consideration to the request of the Park Crew Chief and deems it a judicious decision to declare the beforementioned item to be surplus equipment and permit placement of said item on an online auction;

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby declares the 100' radio tower to be surplus equipment and authorizes the Park Crew Chief of the Parks, Recreation and Forestry Department, to place said item up for public bid at an online auction with Auctions International, www.auctionsinternational.com; 11167 Big Tree Road, East Aurora, New York 14052 commencing November 7, 2018 and concluding on November 21, 2018, with the funds received from said auction to be made payable to the Town of Lancaster and delivered to the Town Supervisor's Office.

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

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

November 5, 2018

PUBLIC AUCTION
OF TOWN OWNED SURPLUS EQUIPMENT

Notice is hereby given that the Town Board of the Town of Lancaster has deemed a 100' radio tower as surplus equipment.

This surplus equipment and will be auctioned at an online auction with Auctions International, <http://www.auctionsinternational.com>; 11167 Big Tree Road, East Aurora, New York 14052 beginning November 7, 2018 and concluding on November 21, 2018.

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

The surplus equipment may be inspected at the Town of Lancaster's Department of Parks and Recreation, 525 Pavement Road, Lancaster, New York by contacting the Park Crew Chief, Michelle Barbaro at 684-3320 to make an appointment.

TOWN BOARD
TOWN OF LANCASTER

By: DIANE M. TERRANOVA
TOWN CLERK

November 8, 2018

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

WHEREAS, on August 1, 2016 the Town Board of the Town of Lancaster entered into a contract with Wm. Schutt & Associates, P.C. to undertake the performance of services associated with the Topographic Survey, Mapping, Design, General Construction and Resident Inspection as proposed on 2016 Waterline Replacement Project (TLN 7 & TLN 8) Task Order #9 for the installation of 19,100 LF of water main located on Westwood Road between Ransom Road and Town Line Road, Schlemmer Road between Ransom Road and Town Line Road, Pavement Road between Genesee Street and Walden Avenue and Stutzman Road between Genesee Street and Pleasant View Drive, and

WHEREAS, the Town desires to amend the contract for Task Order #9 to include additional waterline work be done on segments of Pleasant View Drive, Town Line Road and Genesee Street to resolve various issues raised by the Erie County Water Authority, and

WHEREAS, Wm. Schutt & Associates, P.C. has drafted an amendment to Task Order #9 to perform the tasks specified in the Town's 2018-2019 Waterline Replacement Project (TLN-9) previously submitted to the Town Board for issues on segments of Pleasant View Drive, Town Line Road and Genesee Street, and

WHEREAS, the Town Board has given due consideration to the amendment proposed by Wm. Schutt & Associates, P.C. to undertake this additional work for the Town beyond the original 2016 Waterline Replacement Project (TLN 7 & TLN 8) Task Order #9 and deems it in the public interest to move forward with the engagement of Wm. Schutt & Associates, P.C. for the professional services as proposed on their Amendment to Task Order #9, and

WHEREAS, Wm. Schutt & Associates, P.C. has committed to a fee for the proposed professional services that will be on a cost per lineal foot of waterline construction basis that provided for Task Order #9;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor of the Town of Lancaster to execute the Amendment to Task Order #9 with Wm. Schutt & Associates, P.C. to provide engineering services associated with the Topographic Survey, Mapping, Design, General Construction and Resident Inspection as proposed on 2018-2019 Waterline Replacement Project (TLN 9) which will take effect November 6, 2018 for a total increase for Task Order #9 not to exceed \$235,000.00 and to be paid for with funds from the May 16, 2016 Capital Improvements Project (2016) Consolidated Water District Bond.

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