

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

RESOLVED, that the minutes of the Regular Meeting of the Town Board held August 17, 2020 and the Special Meeting of the Town Board held August 24, 2020 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 LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
SUPERVISOR RUFFINO	VOTED

September 8, 2020

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR RUFFINO, 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. 62073 to Claim No. 62282 Inclusive

Total amount hereby authorized to be paid: \$1,426,356.88

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 LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
SUPERVISOR RUFFINO	VOTED

September 8, 2020

File: Reclaims

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	Village		
Name	Address	STRUCTURE			
30984		HMC Home Improvements	5990 Broadway	Re-Roof	
31140		LJ Construction WNY LLC	16 Hemlock Ln	Re-Roof	
31226		LJ Construction WNY LLC	123 Richmond Ave	Re-Roof	(V/L)
31227		LJ Construction WNY LLC	61 Harvey Dr	Re-Roof	(V/L)
31333		Susan Gilmour	58 Village View	Er. Pool-Abv Grnd	
31402		Samantha Pilote	21 Ivy Way	Er. Fence	(V/L)
31429		William Mekarski	55 Brunck Rd	Er. Res. Alt.	
31453		A-1 Construction & Painting	21 Central Ave	Er. Porch	(V/L)
31454		Excel Fence, Inc.	9 Rollingwood Dr	Er. Fence	
31474		Cayuga Landing LLC	6026 Broadway	Dem. Sin. Dwlg	
31475		Buffalo Modular Homes	74 Church St	Er. Dwlg.-Sin.	(V/L)
31478		Robert Derrick	1 Biscayne Dr	Er. Fence	
31493		Stockmohr Co. Inc.	53 Michaels Walk	Re-Roof	
31495		Home Power Systems LLC	30 Heritage Dr	Inst. Generator	
31509		Adam Connors	3 Robinwood Ct	Er. Fence	
31512		Colley's Pool Sales Inc.	11 Lucia Ct	Er. Pool-In Grnd	
31514		Robert Bauer	30 Ashwood Ct	Er. Porch Cover	
31515		Joseph Magiera	40 Rue Madeleine Way	Er. Pool-Abv Grnd	
31517		Jebadiah Smith	55 Tranquility Trl	Er. Shed	
31518		Patrick Logue	35 Roosevelt Ave	Er. Fence	(V/L)
31520		Daniel Luderman	11 Broezel Ave	Re-Roof	(V/L)
31521		Dwayne Dewyea	110 Michaels Walk	Er. Fence	
31523		Ronald Planter	1200 Penora St	Er. Res. Alt.	
31524		David Malkowski	46 Squirrel Run	Er. Shed	
31525		Capital Fence Co.	119 Avian Way	Er. Fence	
31526		Bradley Refermat	2 Squirrel Run	Er. Fence	
31527		Brandon Suchan	1337 Ransom Rd	Er. Res. Add.	
31528		Kevin Colvin	205 Peppermint Rd	Re-Roof	
31529		Village of Lancaster Comm. Dev	10 N Aurora St	Dumpster - Temp.	(V/L)
31531		Sylvia Spencer	161 Hinchey Ave	Er. Gazebo	(V/L)
31532		Robert Mesanovic	60 Hidden Meadow Cros	Er. Shed	
31533		Premier Fencing LLC	98 Irwinwood Rd	Er. Fence	(V/L)
31534		Daniel Brown	3 Montauk Ln	Er. Shed	
31536		Marrano/Marc Equity Corp.	10 Henslow Way	Er. Dwlg.-Sin.	
31537		Alliance Homes	17 Kevwood Ln	Er. Dwlg.-Sin.	
31538		Alliance Homes	19 Kevwood Ln	Er. Dwlg.-Sin.	
31539		Marrano/Marc Equity Corp.	95 Avian Way	Er. Dwlg.-Sin.	
31540		Kenneth Malecki	27 Saybrook Dr	Er. Deck	
31541		Hurricane Home Solutions Inc.	57 Didion Rd	Inst. Generator	
31542		Hurricane Home Solutions Inc.	9 Kent Pl	Inst. Generator	
31543		Leah Bradley	7 Woodlawn Ave	Er. Fence	(V/L)
31544		Great Day Improvements	4 Mason Pl	Er. Porch	(V/L)
31545		David Chase	174 Siebert Rd	Er. Fence	
31546		Richard Gaenzler	4 Country Pl	Er. Pool-In Grnd	
31547		Richard Gaenzler	4 Country Pl	Er. Fence	
31548		James Rozler	625 Lake Ave	Er. Garage	
31549		James Rozler	625 Lake Ave	Er. Porch	
31550		Hidden Meadow Land LLC	42 Hidden Meadow Cros	Er. Dwlg.-Sin.	
31551		Robert Henrich	100 Robert Dr	Er. Shed	(V/L)
31552		Scott Hejmanowski	96 Avian Way	Er. Fence	
31554		Sahlems Roofing & Siding Inc.	149 Robert Dr	Re-Roof	(V/L)
31555		Elizabeth Vealey	39 Partridge Walk	Er. Fence	
31556		Richard Baecker	72 Country Pl	Er. Shed	
31557		HMC Home Improvements	105 Pavement Rd	Re-Roof	
31558		Leonard Stepien	5 Robinwood Ct	Er. Fence	
31560		Newstead Homes & Improve.	5298 William St	Re-Roof	

31561	Ledge Creek Development Inc.	5111-5127 Transit Rd	Er. Comm. Add./Alt.	
31562	Severyn Dev. Inc.	102 Brunswick Rd	Er. Dwlg.-Sin.	(V/L)
31564	Sahlems Roofing & Siding Inc.	577 Ransom Rd	Re-Roof	
31565	Brian Danahy	28 Katelyn Ln	Er. Fence	
31566	Brian Danahy	28 Katelyn Ln	Er. Pool-In Grnd	
31568	Gregory Ferry	586 Pavement Rd	Er. Pool-Abv Grnd	
31569	Gregory Ferry	586 Pavement Rd	Er. Spa	
31570	Marrano/Marc Equity Corp.	112 Avian Way	Er. Dwlg.-Sin.	
31571	Marrano/Marc Equity Corp.	138 Avian Way	Er. Dwlg.-Sin.	
31572	Marrano/Marc Equity Corp.	123 Avian Way	Er. Dwlg.-Sin.	
31573	Marrano/Marc Equity Corp.	116 Avian Way	Er. Dwlg.-Sin.	
31574	Marrano/Marc Equity Corp.	114 Avian Way	Er. Dwlg.-Sin.	
31575	John Aquino	24 Saybrook Dr	Er. Porch Cover	
31576	Robert Korosi	72 Middlebury Ln	Er. Shed	
31577	Michael Pytlak	11 Newell Ave	Re-Roof	(V/L)
31578	F&D Construction Inc.	42 Cowing St	Re-Roof	(V/L)
31579	Empire Telecom USA, LLC	933 Ransom Rd	Cell Tower - Alteration	
31582	Ulrich Sign Co. Inc.	0 Juliette Dr	Er. Sign	
31583	Ulrich Sign Co. Inc.	5580 Genesee St	Er. Sign	
31585	Sheridan Surgical Inc.	3911 Bowen Rd	Er. Comm. Add./Alt.	
31586	Sitzmans Appliance Center	53 Hidden Meadow Cros	Inst. Generator	
31587	Zenner & Ritter Co. Inc.	9 Squirrel Run	Inst. Generator	
31588	Travis Copece	46 Sawyer Ave	Dumpster - Temp.	(V/L)
31589	LJ Construction WNY LLC	99 Sawyer Ave	Re-Roof	(V/L)
31590	David Czuprynski	135 Avian Way	Er. Fence	
31591	Ashley Breier	47 Court St	Er. Porch/Porch Cover	(V/L)
31592	Stephen Kosowski	55 Quail Run Ln	Er. Porch Cover	
31593	Chad Ferge	58 N Aurora St	Er. Res. Alt.	(V/L)
31594	Marian Kotlak	11 Via Donato W	Er. Shed	
31596	House Crafters LLC	29 Hidden Meadow Cros	Er. Porch/Porch Cover	
31597	Amos Acree	108 Eastwood Pky	Er. Deck	
31598	Dennis Weiss	3 Petersbrook Cir	Er. Res. Add.	
31599	Donald D'Amato	43 Greenmeadow Dr	Er. Fence	
31600	JLB Installations	4 Windsor Ridge Dr	Er. Pool-In Grnd	
31601	JLB Installations	2 Fox Trace	Er. Pool-In Grnd	
31602	JLB Installations	10 Summerfield Dr	Er. Pool-In Grnd	
31603	Iroquois Fence	10 Summerfield Dr	Er. Fence	
31604	Timothy Labenski	4 Fieldstone Ln	Er. Deck	
31605	Majestic Pools Inc.	5063 William St	Er. Pool-In Grnd	
31606	Majestic Pools Inc.	5063 William St	Er. Fence	
31607	James Banach	84 Avian Way	Er. Shed	
31608	Superior Decks & Gazebos Inc.	28 Spruceland Ter	Er. Deck	
31609	Superior Decks & Gazebos Inc.	62 Avian Way	Er. Deck	
31610	First Buffalo Total Basement	48 Worthington Ln	Er. Res. Alt.	
31611	Susan Kelledy	206 Seneca Pl	Er. Fence	
31612	Ashley M. Lamendola	23 St John St	Er. Fence	(V/L)
31613	Colley's Pool Sales Inc.	137 Siebert Rd	Er. Fence	
31614	Colley's Pool Sales Inc.	137 Siebert Rd	Er. Pool-In Grnd	
31615	Action Roofing, Inc.	310 Erie St	Re-Roof	
31616	Norma Sluce	135 Slate Bottom Dr	Er. Deck	
31617	Irwin Roofing	107 Pleasant Ave	Re-Roof	(V/L)
31618	Lisa Adams	17 Juniper Blvd	Re-Roof	
31619	ARB Heating & Cooling	28 Hemlock Ln	Inst. Generator	
31620	Paul Schiske	8 Cloverside Dr	Er. Pool-Abv Grnd	(V/L)
31621	Jeffrey Kish	5051 William St	Er. Pool-Abv Grnd	
31622	Robert Maciejewski	516 Hall Rd	Er. Shed	
31623	Quinton Cusimano	725 Aurora St	Re-Roof	
31624	M H White Siding & Roofing	283 Miller St	Re-Roof	
31625	Peter Todenhagen	71 Sawyer Ave	Er. Res. Alt.	(V/L)
31626	Apollo Steel Corp.	10 N Aurora St	Er. Comm. Add./Alt.	(V/L)
31628	Schuster Construction LLC	84 Grant St	Re-Roof	(V/L)
31629	Parco Building Systems, Inc.	5730 Broadway	Er. Porch/Porch Cover	
31631	Thomas Marinaro	78 Pleasant Ave	Re-Roof	(V/L)
31632	Thomas Marinaro	78 Pleasant Ave	Dumpster - Temp	(V/L)
31633	Atlantic Garages	16 Sagebrush Ln	Er. Porch/Porch Cover	
31634	Zenner & Ritter Co. Inc.	74 Williamsburg Ln	Inst. Generator	
31637	Earl Malone	4807 William St	Er. Fence	
31638	Zenner & Ritter Co. Inc.	43 Northwood Dr	Inst. Generator	
31639	Gregory Wener	15 Red Clover Ln	Er. Shed	
31640	Eric Glenn	38 Hidden Meadow Cros	Er. Fence	
31641	LJ Construction WNY LLC	396 Central Ave	Re-Roof	
31642	Wayne Bachowski	30 Katelyn Ln	Er. Fence	
31644	The Vinyl Outlet Inc.	53 Hidden Meadow Cros	Er. Deck	
31645	Ryan Winegarden	34 Livingston St	Er. Shed	(V/L)

31646	Christopher Heim	24 Sawgrass Ln	Er. Porch/Porch Cover
31647	Matthew Wascak	37 Avian Way	Er. Pool-Abv Grnd
31651	Eric Percy	21 Stutzman Rd	Er. Garage
31653	North Forest Development	2813 Wehrle Dr	Er. Comm. Add./Alt.
31655	Scott Hejmanowski	96 Avian Way	Er. Shed
31656	Modern Deck & Rail	127 Lake Ave	Er. Porch/Porch Cover (V/L)
31657	Mario & Kathleen Anibaldi	44 Deepwood Pl	Er. Shed
31658	Paul Scherbak	35 Grafton Ct	Inst. Generator
31661	Gen-Tech Power Systems LLC	17 Cherryfield Ln	Inst. Generator
31664	Gen-Tech Power Systems LLC	85 Michaels Walk	Inst. Generator
31665	LJ Construction	40 Middlebury Ln	Er. Porch Cover
31667	Florence Dewolf	269 Erie St	Re-Roof
31672	Lawrence Brudz	149 Sixth Ave	Re-Roof (V/L)

BE IT FURTHER,

RESOLVED, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

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

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
SUPERVISOR RUFFINO	VOTED

September 8, 2020

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

4

WHEREAS, John Trojanowsky, Executive Director of the Youth Bureau has recommended that the Town of Lancaster continue to participate in the collaborative effort with Lancaster Central School District by providing 50% of the direct salary and 50% of the annual cost of certain fringe benefits (health insurance coverage) for the Program Coordinator for the jointly funded Family Support Center within the Lancaster Central School District, and

WHEREAS, the annual direct salary cost is approximately \$60,211.20; and the annual health insurance coverage cost is approximately \$8,628.96, and

WHEREAS, the Board deems it in the public's interest to provide 50% of the annual direct salary cost and annual health insurance cost to the District to ensure this service is maintained for the community.

NOW, THEREFORE,

BE IT RESOLVED, as follows:

That the Supervisor of the Town of Lancaster is hereby authorized to enter into an Agreement with the Lancaster Central School District for the purpose of providing a Coordinator for the Family Support Center for the period of September 1, 2020 to June 30, 2021 with the Town paying 50% of the annual direct salary (\$30,105.60) and 50% of the annual health insurance (\$4,314.48) for a total contribution of \$34,420.08 for the jointly funded Program Coordinator to the Lancaster Central School District, to paid in four quarterly installments with funds from budget line A4320.411 Youth-At-Risk Programs.

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 LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
SUPERVISOR RUFFINO	VOTED

September 8, 2020

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

5

WHEREAS, the Executive Director of the Youth Bureau has recommended that the Town of Lancaster continue to participate in the collaborative effort with Lancaster Central School District by providing 50% of the annual compensation and 50% of the annual cost of health insurance coverage for the Psychologist or Social Worker for the jointly funded School and Community Support Program within the Lancaster Central School District, and

WHEREAS, the annual direct salary cost is approximately \$62,534.00; and the annual contractual and fringe benefit cost is approximately \$29,922.12, and

WHEREAS, the Town Board deems it in the public's interest to provide 50% of the annual compensation cost and annual contractual and fringe benefit cost to the School District to ensure this service is maintained for the community.

NOW, THEREFORE,

BE IT RESOLVED, as follows:

That the Supervisor of the Town of Lancaster is hereby authorized to enter into an Agreement with the Lancaster Central School District for the purpose of providing a Psychologist for the School and Community Support Program for the period of September 1, 2020 to June 25, 2021 with the Town paying 50% of the annual compensation (\$31,267.00) and 50% of the annual contractual and fringe benefit expenses (\$14,961.06) for a total contribution of \$46,228.06 for the joint funding of the Psychologist to the Lancaster Central School District, to paid with funds from budget line A4240.411 School Social Worker/Counselor.

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 LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
SUPERVISOR RUFFINO	VOTED

September 8, 2020

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

WHEREAS, by letter dated August 17, 2020 Supervising Code Enforcement Officer, Matthew Fischione, has requested the previously approved dumping permits for 6181 and 6177 Broadway be revoked pursuant to Chapter 22-9 of the Lancaster Town Code; and

WHEREAS, said request is as a result of an ongoing inspection and review of the subject plans by both the Building Department and Engineering Department which revealed that the fill areas greatly exceeded the proposed elevations set forth in the original submittals; and

WHEREAS, the Town Board has fully considered such request and has determined that a public hearing pursuant to Lancaster Town Code Chapter 22-9 is warranted.

NOW THEREFORE,

BE IT RESOLVED, pursuant to §22-9 of the Code of the Town of Lancaster, a Public Hearing on the proposed revocation of the dumping permits for 6181 and 6177 Broadway St. is hereby scheduled telephonically for the 21st day of September, 2020 at 7:15 o'clock P.M., Local Time, to elicit from the owner and/or parties of interest, comments relative to the proposed revocation of the dumping permits.

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 LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
SUPERVISOR RUFFINO	VOTED

September 8, 2020

**LEGAL NOTICE
PUBLIC HEARING
29 HESS PLACE
TOWN OF LANCASTER**

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted September 8, 2020, the said Town Board will hold a telephonic Public Hearing on the 21st day of September, 2020 at 7:15 o'clock P.M. Local Time, (1-716-800-4267 Access Pin 1232), to hear all interested persons on the following proposed revocation of the dumping permits for 6181 and 6177 Broadway, Lancaster, New York 14086 (SBL No. 116.00-3-26 & 116.00-3-25).

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

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: DIANE M. TERRANOVA
Town Clerk
September 10, 2020

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

7

WHEREAS, Mickey Reali, 3979 Walden Avenue, Lancaster, New York 14086 has applied to the Town Board of the Town of Lancaster for a permit for Private Improvements upon real property in the Town of Lancaster within Orville's, 3979 Walden Avenue, and

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

NOW, THEREFORE,

BE IT RESOLVED, that Private Improvement Permit Application No. 823 for Orville's, 3979 Walden Avenue, Lancaster, New York 14086 which is a permit for Private Improvements for the installation of:

- 33,000 square foot addition to Orville's, 3979 Walden Avenue. Asphalt paving 27,900 square feet, storm system 270 feet, 24" pipe, 100' 18" pipe HDPE, bio bed 4,800 square feet fire service with hot box 600'

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 LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
SUPERVISOR COLEMAN	VOTED

September 8, 2020

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

8

WHEREAS, A-1 Construction and Painting Inc., 299 Kenmore Avenue, Tonawanda, New York 14223, the contractor for the repair of the Portico of the Lancaster Historical Society Building at 40 Clark St. has submitted Change Order No. 1 for an extension of time for completion of the project due to Covid-19 delays and restrictions, to the Town Board for their approval, and

WHEREAS, Article 4 (Contract Time) Section 1 will be changed to read: “The Work will be substantially completed by November 30, 2020 and completed and ready for final payment in accordance with paragraph 14.9 of the General Conditions by December 31, 2020”, and

WHEREAS, both William Schutt Associates by letter dated August 27, 2020, and consulting Architect Flynn Battaglia 671 Main St. Buffalo NY 14202, have recommended approval of said Change Order No.1, and

WHEREAS, there is no cost associated with this Change Order.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby approves Change Order No. 1 to A-1 Construction and Painting Inc., 299 Kenmore Avenue, Tonawanda, New York 14223, with respect to the outlined descriptions previously provided to the Town Board and referenced above, and

BE IT FURTHER,

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

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

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
SUPERVISOR RUFFINO	VOTED

September 8, 2020

THE FOLLOWING RESOLUTION WAS OFFERED BY
SUPERVISOR RUFFINO,
MOVED ITS ADOPTION,
COUNCIL MEMBER,

9
WHO
SECONDED BY
TO WIT:

WHEREAS, Town of Lancaster Police Detective Captain Jeffrey Smith, by letter dated August 25, 2020 has advised the Town Board that the Police Department no longer has use for a 2008 Ford Fusion, VIN #3FAHPO7168R259610, and has therefore requested that the Town Board deem this vehicle to be surplus and permit it to be placed on an online auction, and

WHEREAS, the Town Board has given due consideration to the request of Captain Jeffrey Smith, and deems it in the public interest to declare the 2008 Ford Fusion to be surplus and permits placement of said vehicle on an online auction.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby declares the 2008 Ford Fusion with 57,481 miles, VIN #3FAHPO7168R259610, to be surplus and authorizes Captain Jeffrey Smith, to place said vehicle up for public bid at an online auction with Auctions International, <http://www.auctionsinternational.com>, 11167 Big Tree Road, East Aurora, New York 14052, beginning September 10, 2020 and concluding on September 24, 2020, 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 LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
SUPERVISOR RUFFINO	VOTED

September 8, 2020

PUBLIC AUCTION
OF TOWN OWNED SURPLUS VEHICLE

Notice is hereby given that the Town Board of the Town of Lancaster has deemed a 2008 Ford Fusion, VIN #3FAHPO7168R259610 as surplus.

This vehicle will be auctioned at an online auction with Auctions International, <http://www.auctionsinternational.com> , 11167 Big Tree Road, East Aurora New York, 14052, beginning September 10, 2020 and concluding on September 24, 2020.

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 vehicle.

The surplus vehicle may be inspected at the Town of Lancaster Police Department, 525 Pavement Road, Lancaster New York, by calling the Detective Bureau 716-683-3120 to make an appointment.

TOWN BOARD
TOWN OF TOWN OF LANCASTER

By: DIANE M. TERRANOVA
TOWN CLERK

September 8, 2020

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

10

WHEREAS, the Town of Lancaster, in order to preserve public safety and in the face of eminent danger to the public, must consider whether the property located at 6026 Broadway Street (SBL No. 116.00-2-11.1) should be condemned and/or demolished; and

WHEREAS, the above-referenced property is vacant and has unresolved Property Maintenance violations spanning several years; and

WHEREAS, by virtue of the issuance of Property Maintenance violations, the owners or agents of the owners have been provided notice of the violation as required by Town Code § 44-1(2), had the opportunity to remedy the deficiencies listed in the notice, failed to remedy those deficiencies, and the time to do so has passed; and

WHEREAS, the above-referenced property represents a public nuisance and poses a threat to the health, welfare, and safety of the public and is believed to be a danger given its current condition; and

WHEREAS, the Town Board wishes to afford the public notice of the intent to consider condemning, demolition, and taking all other necessary and appropriate action concerning the above-referenced property to prevent further harm to the public and remove the existing threat the property poses to the public; and

WHEREAS, a public hearing addressing the issues and concerns pertaining to the above-referenced properties is therefore necessary.

NOW THEREFORE,

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

1. Pursuant to Chapter 44 of the Town Code, to ensure the public health, welfare, and safety is protected, the Town Board will schedule a public hearing concerning 6026 Broadway Street (SBL No. 116.00-2-11.1) telephonically at the September 21, 2020 Town Board meeting at 7:15PM, to determine whether it should be condemned and/or demolished, and assess what other necessary actions are necessary.

2. A copy of this resolution along with any notice of the public hearing concerning the above-referenced properties shall be served upon the owner of the above-referenced property, or their agent, either personally or by registered mail to the last known address, if any, of said individuals.

3. This Resolution shall be effective immediately upon its adoption.

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 LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
SUPERVISOR RUFFINO	VOTED

September 8, 2020

LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that the Town Board of the Town of Lancaster shall hold a public hearing at 7:15PM on September 21, 2020 during the Town Board meeting which will be held via teleconference, (1-716-800-4267 Access Pin 1232) for the purposes of considering and possibly carrying out the condemnation and/or demolition of 6026 Broadway Street (SBL No.116.00-2-11-1). Copies of the resolution authorizing this public hearing are available at the Office of the Town Clerk at the above address. At the time and place above, all members of the public shall be heard.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

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

September 10, 2020

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

11

WHEREAS, by letter dated August 27, 2020 Town of Lancaster Youth Bureau Director John Trojanowsky requested permission to allow the Erie County Health Department's Special Needs Division to utilize the Youth Bureau Building every Tuesday and Thursday for the upcoming school year in order to provide in person Speech, Occupational and/or Physical Therapy to preschool students from the Lancaster Community, and

WHEREAS, the Therapists would utilize one room for the 30-minute therapy sessions and then disinfect the area following each session and each student will be screened and have their temperature taken at the beginning of each session.

NOW, THEREFORE,
BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Erie County Health Department's Special Needs Division to utilize the Town of Lancaster Youth Bureau every Tuesday and Thursday of the 2020-2021 school year in order to provide in person speech, Occupational and/or Physical Therapy to preschool students from the Lancaster Community.

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 LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
SUPERVISOR RUFFINO	VOTED

September 8, 2020

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

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WHEREAS, the Twin District Volunteer Fire Company, Inc., by letter dated August 24, 2020, has requested the deletion of two members from the active roster of said fire association,

NOW, THEREFORE,

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

DELETIONS:

Brian Nosbisch	Tyler Fraterrigo
Lancaster, New York	Lancaster, New York

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 LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
SUPERVISOR RUFFINO	VOTED

September 8, 2020

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

WHEREAS, Michelle Barbaro, Park Crew Chief for the Town of Lancaster, by letter dated September 1, 2020 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 in the Town of Lancaster Parks, Recreation & Forestry Department, 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>
John Pilato Lancaster, NY	Forestry Supervisor	\$28.42	September 13, 2020

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 LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
SUPERVISOR RUFFINO	VOTED

September 8, 2020

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

NOW THEREFORE,

BE IT RESOLVED, the Town Board of the Town of Lancaster (a) hereby approves, as presented, the 2020-2021 Tactical Diversion Squad Task Force Agreement and the Case Specific Tactical Diversion Task Force Agreement, between the Town of Lancaster Police Department and the United States Department of Justice, Drug Enforcement Administration, and (b) hereby authorizes William J. Karn, Jr., the Town’s Chief of Police, to execute said Agreements on behalf of the Town.

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 LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
SUPERVISOR RUFFINO	VOTED

September 8, 2020

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR RUFFINO,
MOVED ITS ADOPTION,
COUNCIL MEMBER,

WHO
SECONDED BY
TO WIT:

WHEREAS, by letter dated September 8, 2020 Drescher and Malecki LLP, the Town of Lancaster’s current Auditor, has furnished a proposed engagement letter requesting an extension of the current contractual relationship to provide independent audit services through 2024, and

WHEREAS, Drescher and Malecki’s proposal includes the following fee schedule:

	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>	<u>2024</u>
Audit	\$22,600	\$22,600	\$22,700	\$22,800	\$22,900

WHEREAS, the Town Board deems it to be in the public’s interest to extend the agreement with Drescher and Malecki LLP to provide the Town its independent auditing services for the years 2020-2024 in accordance with the terms and conditions contained therein.

NOW, THEREFORE,
BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Town Supervisor to execute the engagement letter with Drescher and Malecki LLP, 3083 William St. Buffalo, New York 14227 for the purpose of providing independent audit services to the Town of Lancaster for the years 2020 through 2024 in accordance with the terms and conditions contained therein.

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

COUNCIL MEMBER DICKMAN VOTED
COUNCIL MEMBER LEARY VOTED
COUNCIL MEMBER MAZUR VOTED
SUPERVISOR RUFFINO VOTED

September 8, 2020

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 acknowledge the completion of the work regarding Private Improvements within Plumb Creek Private Subdivision within the Town of Lancaster, and

WHEREAS, the Town Engineer by letter to the Town Board dated September 3, 2020 has inspected the improvements and has recommended them to be deemed complete, and

WHEREAS, the Town Attorney, by email to the Town Clerk dated September 3, 2020, has reported his favorable review for acknowledging the completion of these private improvements.

NOW, THEREFORE,

BE IT RESOLVED, that completed Private Improvement No. 794 for Pavement & Curbs, Waterline, Storm Sewer and Basin within Plumb Creek Private Subdivision be and are hereby approved and acknowledged as complete by the Town Board of the Town of Lancaster.

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

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
SUPERVISOR RUFFINO	VOTED

September 8, 2020

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

WHEREAS, Jeremy A. Colby, Town Justice for the Town of Lancaster, by letter dated August 26, 2020, has recommended the appointment of Jillian Ciccarelli to the position of Clerk Typist in the Town of Lancaster Justice Court, and

WHEREAS, Jillian Ciccarelli 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 Jillian Ciccarelli of Lancaster, New York, be and is hereby appointed to the position of Clerk Typist, in the Town of Lancaster Justice Court, contingent upon approval by Erie County Department of Personnel, effective September 8, 2020 and that such appointment shall be subject to all applicable provisions of the collective negotiations agreement between the Town of Lancaster and the CSEA White 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 LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
SUPERVISOR RUFFINO	VOTED

September 8, 2020

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

WHEREAS, the Town Board is considering an 11,400 square foot high bay storage building submitted by Michael Metzger of Metzger Civil Engineering PLLC, on a +/- 11 acre parcel located at 9 Lancaster Parkway, (SBL No. 94.00-3-33.2) in the Town of Lancaster, and

WHEREAS, the Town of Lancaster Planning Board has reviewed the environmental impact of this expansion project pursuant to SEQR regulations at their meeting on August 19, 2020 and recommended a Negative Declaration be issued, and

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

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

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

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

1. This project is described as an 11,400 square foot high bay storage building submitted by Michael Metzger of Metzger Civil Engineering PLLC, on a +/- 11 acre parcel located at 9 Lancaster Parkway, (SBL No. 94.00-3-33.2) in the Town of Lancaster, 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 LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
SUPERVISOR RUFFINO	VOTED

September 8, 2020

NEGATIVE DECLARATION
Determination of Non-Significance

Town of Lancaster Town Board

Dated: September 8, 2020

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

The Town Board of the Town of Lancaster has reviewed the 11,400 square foot high bay storage building submitted by Michael Metzger of Metzger Civil Engineering PLLC, on a +/- 11 acre parcel located at 9 Lancaster Parkway, (SBL No. 94.00-3-33.2) in the Town of Lancaster, and the Town Board has determined that the Project will not have a significant adverse environmental impact and that a Draft Environmental Impact Statement will not be prepared.

Name of Action: Lancaster Parkway Commercial Development – Project #1856

Location of Action: 9 Lancaster Parkway, (SBL No. 94.00-3-33.2), Lancaster, New York 14086, Erie County.

SEQR Status: Unlisted

Description of Action: The project is described as an 11,400 square foot high bay storage building utilized for lease space for small commercial businesses.

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

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

8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources? **No impact.**
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora or fauna)? **No impact.**
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems? **No impact.**
11. Will the proposed action create a hazard to environmental resources or human health? **No impact.**

For Further Information:

Contact Person: Kevin E. Loftus, Town Attorney

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

Telephone Number: (716) 684-3342