

Town Board Minutes

November 6, 2017

Meeting No. 34

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at 21 Central Avenue, Lancaster, New York on the 6th day November of 2017 at 7:00 P.M. and there were

PRESENT: JOHN ABRAHAM, COUNCIL MEMBER
DAWN GACZEWSKI, COUNCIL MEMBER
RONALD RUFFINO, COUNCIL MEMBER
MATTHEW WALTER, COUNCIL MEMBER
JOHANNA COLEMAN, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: DIANE TERRANOVA, TOWN CLERK
KEVIN LOFTUS, TOWN ATTORNEY
MATTHEW FISCHIONE, CODE ENFORCEMENT OFFICER
GERALD GILL, CHIEF OF POLICE
DANIEL AMATURA, HIGHWAY SUPERINTENDENT
ED SCHILLER, ENGINEER, WM. SCHUTT & ASSOCIATES

PERSONS ADDRESSING TOWN BOARD:

Gill, Gerald, Chief of Police, spoke to the Town Board on the following matter:

- Reported that the Lancaster Police Department is in receipt of their Certificate of Accreditation.

Meyers, Jackie, spoke to the Town Board on the following matter:

- Comments regarding flooding on Aurora Street.

Schaefer, Tammy, spoke to the Town Board on the following matter:

- Comments regarding the Lancaster Dispatcher Employee Association contract.

Schlager, Georgia, spoke to the Town Board on the following matter:

- Asked about the details of the Lancaster Dispatcher Employee Association contract.

PUBLIC HEARING SCHEDULED FOR 7:15 P.M.: No. 1 Special Use Permit – Royal Car Wash 6645 Transit Road

ON MOTION BY COUNCIL MEMBER RUFFINO, SECONDED BY COUNCIL MEMBER WALTER AND CARRIED, the public hearing was opened.

At 7:15 P.M., the Town Board held a Public Hearing to hear all interested persons upon a Special Use Permit Royal Car Wash, 6645 Transit Road to operate an express exterior car wash matter.

The affidavits of publication and posting of this Public Hearing are on file and a copy of the Legal Notice has been posted.

**NAME OF PERSONS ADDRESSING
THE BOARD ON THIS SUBJECT**

**Proponent/
Opponent/
Comments/Question**

None

ON MOTION BY COUNCIL MEMBER RUFFINO, SECONDED BY COUNCIL MEMBER GACZEWSKI AND CARRIED, the public hearing was closed at 7:16 P.M.

Decision on this matter was reserved.

November 6, 2017

PUBLIC HEARING SCHEDULED FOR 7:15 P.M.: No. 2 V & T Ordinance Hidden Meadows Subdivision

ON MOTION BY COUNCIL MEMBER WALTER, SECONDED BY COUNCIL MEMBER ABRAHAM AND CARRIED, the public hearing was opened.

At 7:16 P.M., the Town Board held a Public Hearing to hear all interested persons upon a V & T Ordinance, Hidden Meadows Subdivision stop intersections; non-intersection stops; yield intersections matter.

The affidavits of publication and posting of this Public Hearing are on file and a copy of the Legal Notice has been posted.

**NAME OF PERSONS ADDRESSING
THE BOARD ON THIS SUBJECT**

**Proponent/
Opponent/
Comments/Question**

None

ON MOTION BY COUNCIL MEMBER GACZEWSKI, SECONDED BY COUNCIL MEMBER ABRAHAM AND CARRIED, the public hearing was closed at 7:18 P.M.

Decision on this matter was reserved.

November 6, 2017

PRESENTATION OF PREFILED RESOLUTIONS:

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

RESOLVED, that the minutes of the Joint Meeting of the Town Board and the Planning Board held October 16, 2017 and the Regular Meeting of the Town Board held October 16, 2017 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 ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

November 6, 2017

File: RMIN (P1)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR COLEMAN, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER WALTER, 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. 50298 to Claim No. 50482 Inclusive

Total amount hereby authorized to be paid: \$1,017,643.37

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

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

November 6, 2017

File: Rclaims

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER ABRAHAM, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER GACZEWSKI, 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
27551		Bonn Electrical Construction	53 Chestnut Corner	Inst. Generator	
27552		Steve Dofitas	4819 William St	Re-Roof	
27553		Peter & Michelle Ertl	33 Summerfield Dr	Er. Fence	
27554		Olivia Kern	37 Pear Tree Ln	Er. Fence	
27555		Jaime Fetes	4 Ann Marie Dr	Er. Shed	
27556		Henry & Diane Sitz	9 Westbury Ln	Er. Fence	
27557		Joe Christ	4964 William St	Re-Roof	
27558		Joe Christ	85 Wilkshire Pl	Re-Roof	(V/L)
27559		Gary & Suzanne Blank	16 Shadyside Ln	Er. Shed	
27560		The Vinyl Outlet Inc.	5306 Broadway	Er. Fence	(V/L)
27561		Dennis Raczyk	28 Pear Tree Ln	Er. Shed	
27562		Mary E. Stoberl	25 Logan Ln	Er. Res. Add.	
27563		Frank Hoffman	541 Aurora St	Re-Roof	
27564		Jacqueline Meyers	538 Aurora St	Re-Roof	
27565		Kevin Impastato	3710 Walden Ave	Re-Roof	
27566		Seibold Construction Inc.	48 Trentwood Trl N	Re-Roof	
27567		Timothy & Nicolette Norek	44 Middlebury Ln	Inst. Generator	
27568		Jacqueline Memminger	15 Cherryfield Ln	Er. Deck	
27569		Timothy & Carol Barrett	17 Cherryfield Ln	Er. Deck	
27570		H. Wilson & Linda Johnson	3 Spring Way	Er. Deck	
27571		Tramontana Contracting Cojrp.	13 Beatrix Cir	Re-Roof	
27572		Mary Scheeler	610 Hall Rd	Er. Res. Add.	
27573		John & Denise Sweet	203 Westwood Rd	Re-Roof	
27574		Neth & Sons Inc.	362 Westwood Rd	Re-Roof	
27575		Mark & Louise Coffed	8 Elm Pl	Er. Shed	(V/L)
27576		Richard Thurnherr II	131 Pavement Rd	Er. Fence	
27577		Witka Inc.	5809 Broadway	Er. Sign - Temp	
27578		Superior Painting Remodeling	39 Stream View Ln	Er. Res. Add.	
27579		Dean & Cheryl Prout	341 Westwood Rd	Er. Shed	
27580		David Homes	25 Weathersfield Ln	Er. Dwlg.-Sin.	
27581		Michael Bartolone	43 Heritage Dr	Er. Fence	
27582		Amber Streicher	3 Liberty Ave	Er. Fence	(V/L)
27583		Marrano/Marc Equity Corp.	10 Cherryfield Ln	Er. Dwlg.-Sin.	
27584		Gregory J. Banas	15 Deerpath Dr	Er. Res. Add.	
27585		The Vinyl Outlet Inc.	34 Middlebury Ln	Er. Fence	
27586		Sahlems Roofing & Siding Inc.	99 Southwest Pky	Re-Roof	(V/L)
27587		Sahlems Roofing & Siding Inc.	68 Ward Rd	Re-Roof	
27588		Flexlume Sign Corporation	48 Freeman Dr	Er. Sign - Pole	
27589		Maple Guy Construction Inc.	16 Nottingham Ln	Re-Roof	
27590		David & Anne Palumbo	81 Michael's Walk	Er. Res. Alt.	
27591		Lampke Construction	8 Cambridge Ct	Er. Res. Add.	
27592		Lamka Construction	8 Cambridge Ct	Er. Porch	
27593		Scott & Gayle Dalton	3 Stream View Ln	Er. Porch	
27594		Wendy Buza	38 Stony Brook Dr	Er. Shed	
27595		Sturdi Built Sheds LLC	6 Peachtree Ct	Er. Shed	
27596		Buffalo Roofing Co., LLC	281 Aurora St	Re-Roof	(V/L)
27597		Essex Homes of Western NY Inc.	76 Tranquility Trl	Er. Dwlg.-Sin.	
27598		Brian Lorentz	651 Aurora St	Er. Fence	
27599		Raymond Banaszak	18 Hinchey Ave	Er. Fence	(V/L)
27600		Buffalo Roof Appeal LLC	32 Quail Run Ln	Re-Roof	
27601		James & Karen Walsh	121 Peppermint Rd	Inst. Generator	
27602		Zenner & Ritter Co. Inc.	31 Spruceland Ter	Inst. Generator	
27603		DeGroff Outdoor	5 Peachtree Ct	Er. Porch Cover	

27604	Steven R. Saporito	35E Drullard Ave	Er. Shed	(V/L)
27605	Mary M. Farrell	212 Enchanted Forest N	Er. Res. Add.	
27606	H Young's Home Improvements	8 Westbury Ln	Re-Roof	
27607	House Crafters LLC	136 Sixth Ave	Re-Roof	(V/L)
27608	Forbes Homes Inc.	49 Worthington Ln	Er. Dwlg.-Sin.	
27609	Michael & Margaret Okal	9 Cloverside Dr	Re-Roof	(V//L)
27610	Michael Salva	46 St John St	Re-Roof	(V/L)
27611	Paul Blatner	48 Sterling Pl	Inst. Generator	
27612	65 Lake Avenue LLC	4678 Walden Ave	Er. Shed	
27614	Patrick Griffin	4 Chestnut Corner	Er. Fence	
27615	Roy & Sally Altheide	220 Peppermint Rd	Re-Roof	
27616	Nickel City Contractors	35 Sawyer Ave	Dem. Garage	(V/L)
27617	Nickel City Contractors	35 Sawyer Ave	Dumpster - Temp.	(V/L)
27618	John & Mary Zoratti	5545 William St	Inst. Generator	
27619	457 Niagara, LLC	480 Aurora St	Er. Sign – Temp	
27620	Olivia Kern	37 Pear Tree Ln	Er. Shed	
27621	D Allen & Son Contracting Inc.	219 Warner Rd	Re-Roof	
27622	Maple Guy Construction Inc.	75 Tomahawk Trl	Re-Roof	
27623	JP Contracting	35 Sawyer Ave	Re-Roof	(V/L)
27624	Thomas & Erin Rajczak	74 Tranquility Trl	Er. Fence	
27625	Thomas & Erin Rajczak	74 Tranquility Trl	Er. Pool-In Grnd	
27626	Gen-Tech Power Systems LLC	540 Ransom Rd	Inst. Generator	
27627	Andrew & Rebecca Roneker	11 Avian Way	Er. Shed	
27628	Richard J. Borosky	79 Fairfield Ave	Er. Res. Alt.	(V/L)
27629	Joseph E. Neubert Roofing Inc.	5324 Broadway	Re-Roof	(V/L)

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance requirement for sidewalks, and

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

November 6, 2017

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

WHEREAS, the Town Board is considering the restoration of the Lancaster Historical Society Building located at 40 Clark Street in the Town of Lancaster, and

WHEREAS, the Town of Lancaster Municipal Review Committee has reviewed the environmental impact of this restoration project pursuant to SEQR regulations at their meeting on October 16, 2017 and recommended that a Negative Declaration be issued, and

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

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

WHEREAS, the proposed action has been labeled a “Type 1” action under SEQRA.

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

1. This project is described as the complete restoration of the interior and exterior of the existing Lancaster Historical Society Building in conformance with the requirements of restoration of a registered historical building with a total site disturbance of .63 acres, 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 ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

November 6, 2017

NEGATIVE DECLARATION
Determination of Non-Significance

Town of Lancaster Town Board

Dated: November 6, 2017

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 restoration of the Lancaster Historical Building located at 40 Clark Street. 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: Restoration of the Lancaster Historical Society Building

Location of Action: 40 Clark Street, Lancaster, New York 14086, Erie County.

SEQR Status: Type I

Description of Action: the complete restoration of the interior and exterior of the existing Lancaster Historical Society Building in conformance with the requirements of restoration of a registered historical building.

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 – Small Impact.

- It is noted that in the opinion of the New York State Office of Parks, Recreation and Historic Preservation that the project will have No Adverse Impact on the building, on the following condition: The storm windows will have a factory applied finish that matches the color of the windows.

11. Impact on Open Space and Recreation – No impact.

12. Impact on Critical Environmental Areas – N/A

- The Town of Lancaster has not established a Critical Environmental Area (CEA).

13. Impact on Transportation – No impact.

14. Impact on Energy – No impact.

15. Impact on Noise, Odor and Light – No impact.

16. Impact on Human Health – No impact.

- It is noted that if lead paint is discovered proper measures will be taken to limit exposure.

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 COUNCIL MEMBER ABRAHAM, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER WALTER, TO WIT:

WHEREAS, Richard M. Blau, of **7-Eleven, Inc.**, has submitted an application for a Special Use Permit to operate a convenience store with gas station and car wash on premises located at 4949 Transit Road in the Town of Lancaster in accordance with provisions of Chapter 50-Zoning, Section 20 (B)(1)(h)(k) of the Code of the Town of Lancaster, and

WHEREAS, the Zoning Code of the Town of Lancaster requires that the Town Board conduct a public hearing before the issuance of a special use permit for a use as proposed;

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Chapter 50-Zoning, Section 46, entitled "SPECIAL USE PERMITS" of the Code of the Town of Lancaster, a Public Hearing on the proposed Special Use Permit for **7-Eleven, Inc.**, to operate a convenience store with gas station and car wash on premises located at 4949 Transit Road in the Town of Lancaster, New York, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 20th day of November, 2017, at 7:15 o'clock P.M., Local Time, and that Notice of the time and place of such Hearing be published in the Lancaster Bee, a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board and that a copy of such Notice of Hearing be referred to the Erie County Department of Planning, pursuant to Section 239(m) of the General Municipal Law, which Notice shall be in the form attached hereto and made a part hereof.

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

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

November 6, 2017

**LEGAL NOTICE
PUBLIC HEARING
SPECIAL USE PERMIT – 7-ELEVEN, INC.
4949 TRANSIT ROAD, LANCASTER**

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the authority set forth in Chapter 50-Zoning, Section 46 "SPECIAL USE PERMITS" of the Code of the Town of Lancaster, and the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster adopted on the 6th day of November, 2017 the said Town Board will hold a Public Hearing on the 20th day of November, 2017, at 7:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the application of Richard M. Blau, of **7-Eleven, Inc.**, for a Special Use Permit to operate a convenience store with gas station and car wash on premises located at 4949 Transit Road, in the Town of Lancaster, County of Erie, State of New York.

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

**TOWN BOARD OF THE
TOWN OF LANCASTER**

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

November 9, 2017

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

WHEREAS, by resolution adopted on March 6, 2017, the Town Board of the Town of Lancaster granted a Special Use Permit to **Paul Marinaccio**, the President of **PM Peppermint, Inc.**, for mining operations at the property locally known as 31 Peppermint Road, in the Town of Lancaster, New York, which listed seven (7) conditions, and

WHEREAS, due to an administrative error, the seventh (7th) condition stated: “The original applicant can renew the permit at no additional cost provided it is for the same location that the original permit was issued under”, which was incorrect, it should have read: “The original applicant can renew the permit for a fee based on Chapter 18-29(B)(1)(a)(b) provided it is for the same location that the original permit was issued under”, and

WHEREAS, the Town Board of the Town of Lancaster has determined that the March 6, 2017 resolution should be amended.

NOW, THEREFORE, BE IT

RESOLVED, that the resolution adopted March 6, 2017, granting a Special Use Permit to **Paul Marinaccio**, the President of **PM Peppermint, Inc.**, for mining operations at the property locally known as 31 Peppermint Road, in the Town of Lancaster, New York, listing seven (7) conditions, be and is hereby amended to indicate the correct renewal fee under condition No. 7 which will read as follows:

- 7) The original applicant can renew the permit for a fee based on Chapter 18-29(B) (1)(a)(b), provided it is for the same location that the original permit was issued under.

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

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

November 6, 2017

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

WHEREAS, the developer has requested the Town Board of the Town of Lancaster accept work completed under Street Lighting Public Improvement within The Windsor Ridge South Subdivision, Phase 1B, 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 20, 2017, has reported his favorable review for the acceptance of this public improvement.

NOW, THEREFORE, BE IT

RESOLVED, that the following completed Street Lighting Public Improvement within The Windsor Ridge South Subdivision, Phase 1B, be and is hereby approved and accepted by the Town Board of the Town of Lancaster:

P.I.P. No. 712 - Street Lights

and,

BE IT FURTHER

RESOLVED, that a copy of this resolution be directed by the Town Clerk to the New York State Electric & Gas Corporation with a request to energize the street lights herein.

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

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

November 6, 2017

File: RPIP (P4)

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

WHEREAS, the Town Board of the Town of Lancaster entered into an agreement with New York State Industries for the Disabled to provide cleaning services for the Lancaster Police Headquarters and Court Building (Public Safety Building) located at 525 Pavement Road, Lancaster, New York, for the period of January 1, 2014 through December 31, 2014 through Southeast Works and K & K Janitorial Service, Inc., a Preferred Source Provider, and

WHEREAS, pursuant to the terms and conditions of the previous agreement, the contract can be extended annually by the Town for up to an additional five (5) years, subject to the approval of the Town Attorney and satisfaction of services provided to the Town, and

WHEREAS, the Town Board of the Town of Lancaster continues to be satisfied with the services provided at the Public Safety Building and deems it in the best interest of the community to exercise its right to extend the Cleaning Services Agreement with New York State Industries for the Disabled, a Preferred Source Provider whose services are provided through Southeast Works and K & K Janitorial Service, Inc., for a fourth renewal year, beginning January 1, 2018 and terminating December 31, 2018.

NOW THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized and directed to execute the fourth Renewal Option with New York State Industries for the Disabled to provide cleaning services for the Lancaster Police Headquarters and Court Building (Public Safety Building) located at 525 Pavement Road, Lancaster, New York for a term commencing January 1, 2018 and terminating December 31, 2018 through services provided by Southeast Works and K & K Janitorial Service, Inc., Preferred Source Providers, pursuant to the terms and conditions of the original contract from 2014.

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

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

November 6, 2017

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

WHEREAS, the Town Board has previously duly advertised for bids for One (1) new and unused **2018 Class 7 Freightliner M2-106 Dual Steer 4x2 35,000 GVWR Cab/Chassis w/Truck Mounted ODB 25 Cubic Yard Vacuum Leaf Loader**, for use by the Highway Department, and

WHEREAS, one bid was received, opened and reviewed on October 19, 2017, and

WHEREAS, by letter dated October 20, 2017, Highway Superintendent Daniel Amatura, has recommended awarding the bid for the **2018 Class 7 Freightliner M2-106 Dual Steer 4x2 35,000 GVWR Cab/Chassis w/Truck Mounted ODB 25 Cubic Yard Vacuum Leaf Loader**, to Fleet Maintenance, Inc., 67 Ransier Drive, West Seneca, New York, being the sole responsible bidder in the amount of \$171,867.00;

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster, upon the recommendation of Daniel Amatura, Highway Superintendent, hereby awards the bid for one (1) new and unused **Class 7 Freightliner M2-106 Dual Steer 4x2 35,000 GVWR Cab/Chassis w/Truck Mounted ODB 25 Cubic Yard Vacuum Leaf Loader**, to Fleet Maintenance, Inc., 67 Ransier Drive, West Seneca, New York 14224 for use by the Highway Department as it conforms to the specifications on file in the office of the Town Clerk, for a total amount not to exceed \$171,867.00 which will be paid for with funds available from the Bond authorized on May 15, 2017 for Highway Equipment.

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

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

November 6, 2017

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

WHEREAS, Daemen College, Division of Health and Human Services, Department of Social Work and Sociology desires to have an affiliation with the Town of Lancaster for the purpose of allowing college interns from the Social Work Program to participate in a Field Education Program through the Town of Lancaster Youth Bureau, and

WHEREAS, it would be in the public's interest for the Supervisor, to renew the Memorandum of Agreement with Daemen College, Division of Health and Human Services, Department of Social Work and Sociology, to allow the continued involvement of college interns from the Social Work Program to participate in a Field Education Program within the Lancaster community under the guidance of the Town's Youth Bureau Director and Program Coordinator.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster, hereby authorizes the Supervisor to renew the Memorandum of Agreement with Daemen College, Division of Health and Human Services, Department of Social Work and Sociology, allowing college interns to continue to participate in a Field Education Program under the supervision of the Program Coordinator through the Town's Youth Bureau.

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

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

November 6, 2017

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

WHEREAS, the Park Crew Chief position of the Town of Lancaster Parks and Recreation Department is currently vacant due to the retirement of Mark Lubera.

NOW, THEREFORE, BE IT

RESOLVED, that Michelle Barbaro is hereby appointed to the title of Park Crew Chief, in the Parks, Recreation and Forestry Department, effective November 6, 2017, at an hourly rate of \$27.88, subject to the further terms of the Town's policies relating to non-union supervisory personnel, and

BE IT FURTHER,

RESOLVED, that the Town Board of the Town of Lancaster shall grant Michelle Barbaro a leave of absence, from her current position of Clerk Typist at the Town of Lancaster Highway Department, without pay, for a period not to exceed one (1) year, pursuant to CSEA White Collar Contract, Section 7.2;

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

November 6, 2017

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

WHEREAS, according to New York State Election Law, effective January 1, 2006, the Erie County Board of Elections assumed the duties/responsibilities for conducting Primary and General Elections, and

WHEREAS, the Erie County Board of Elections has notified the Town Clerk that they have need of the use of certain Town of Lancaster buildings as polling places for the conduct of the September Primary and November General Election in 2017, and

WHEREAS, the Erie County Board of Elections has requested a lease agreement for such use.

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor is authorized to execute an agreement with the Erie County Board of Elections to permit use of certain buildings, namely the Youth Bureau, Senior Citizens Center, the Town Hall and the old Town Court Building as polling places for the conduct of the September Primary and November General Election in 2017.

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

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

November 6, 2017

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

RESOLVED, that the Town Board of the Town of Lancaster hereby approves the Collective Negotiations Settlement Memorandum between the Town of Lancaster and the Lancaster Dispatcher Employee Association, as presented, for a successor collective negotiations agreement with a stated term of January 1, 2012 through and including December 31, 2018.

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

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

November 6, 2017

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

WHEREAS, Town Justice Jeremy Colby, by letter dated October 31, 2017, has recommended the appointment of the following individual(s) to the position of Court Officer part-time permanent in the Town Justice Court Department of the Town of Lancaster; and

WHEREAS, the following individual(s) qualify 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 the following individual(s) are hereby appointed to the position of Court Officer part-time permanent in the Town Justice Court Department in the Town of Lancaster, working not more than nineteen and three-quarter hours per week and that these being part-time positions, provide no health insurance, sick days, vacation, or other fringe benefits not specifically mandated for part-time employees:

<u>NAME</u>	<u>POSITION</u>	<u>PAY RATE PER HOUR</u>	<u>EFFECTIVE DATE</u>
Andrew Niescier Lancaster, NY	Court Officer	\$14.47	November 8, 2017

BE IT FURTHER,

RESOLVED, that when Mr. Niescier is called upon to serve as a Court Officer, he shall receive a minimum of three (3) hours pay, or pay for the actual number of hours worked, whichever is greater, 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 ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

November 6, 2017

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

WHEREAS, WNY Plumbing Company, 487 Erie Street, Lancaster, New York 14086 has applied to the Town Board of the Town of Lancaster for permits for Private Improvements upon real property in the Town of Lancaster within Pleasant View Estates Subdivision, and

WHEREAS, the Town Engineer of the Town of Lancaster has certified on the following permit applications that he has reviewed the improvement plans and permit applications 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 Nos. 776, 777 and 778 of WNY Plumbing Company, 487 Erie Street, Lancaster, New York 14086 which are permits for Private Improvements for the installation of:

P.I.P. No.776 (Pavement & Curb)	Pleasant View Estates, 455 Pleasantview Drive Installation of 120' X 800 LF new road (Private).
P.I.P. No. 777 (Water Line)	Pleasant View Estates, 455 Pleasantview Drive Installation of 1- fire hydrant, 1- domestic water line, dual check valve, and RPZ assembly 800 LF 2" PVC (Domestic) and 330 LF 8" PVC (fire supply).
P.I.P. No. 778 (Storm Sewer)	Pleasant View Estates, 455 Pleasantview Drive Installation of 800 LF 10" Pipe, 8 yard drains, 24 LF 12" pipe, 1 receiver.

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

November 6, 2017

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

WHEREAS, Daniel Amatura, Highway Superintendent of the Town of Lancaster, by letter dated October 27, 2017 has requested authorization to solicit bids for the purchase of One (1) new and unused **2018 Ford Transit 250 Low Roof Cargo Van**, for the use by the Highway Department, and

WHEREAS, the Highway Department will be considering a trade-in allowance for a 2013 Ford Escape SE (Vin# 1FMCU9G96DUB16422 w/80,000 mi.) to offset the cost, and

WHEREAS, the purchase will be paid for with funds available from the Bond authorized on May 15, 2017 for Highway Equipment, and

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

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

1. That Bids be received in the Office the Town Clerk by November 27, 2017, at 10:00 A.M. Local Time at the Town Hall, 21 Central Avenue, Lancaster, New York, for the purpose of purchasing One (1) new and unused **2018 Ford Transit 250 Low Roof Cargo Van**, for the use of the Highway Department in accordance with specifications on file in the Town Clerk's Office, and
2. That the Town Clerk be and is hereby authorized to place a Notice to Bidders in the Lancaster Bee and post notices thereof as required by Law, which Notice shall be in the form attached hereto and made a part hereof

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

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

November 6, 2017

**LEGAL NOTICE
TOWN OF LANCASTER
NOTICE TO BIDDERS**

NOTICE IS HEREBY GIVEN, that sealed bids will be received by the Town Clerk of the Town of Lancaster, Erie County, New York, in the Council Chamber of the Town Hall, 21 Central Avenue, Lancaster, New York, up to **10:00 A.M.**, Local Time, on the **27th day of November, 2017**, for the purpose of providing to the Town of Lancaster One (1) new and unused **2018 Ford Transit 250 Low Roof Cargo Van**, for the use by the Highway Department, in accordance with specifications on file in the Town Clerk's Office in the Town Hall, 21 Central Avenue, Lancaster, New York.

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

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

**TOWN BOARD OF THE
TOWN OF LANCASTER**

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

November 9, 2017

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

WHEREAS, the tennis courts at the Mechanic Street Park are in need of painting and the Town of Lancaster has applied for a grant through the United States Tennis Association to cover the costs associated with the renovation, and

WHEREAS, by letter dated November 1, 2017, Daniel Amatura, on behalf of the Parks, Recreation and Forestry Department has requested that the painting project be awarded to Courts & More, LLC for an amount not to exceed \$800.00 per their quote dated September 29, 2017, and

WHEREAS, the tennis court painting project will be paid for with funds available through the Town's Recreational Filing Fees, and

WHEREAS, upon completion of the project the Town will be reimbursed the \$800.00 by the United States Tennis Association Project #10773 Grant.

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 proposal for the installation of u 10 lines on two (2) courts within the Mechanic Street Park to Courts & More, LLC, 9 St Margarets Court, Buffalo, NY 14216, in accordance with their quote dated September 29, 2017 in the amount not to exceed \$800.00 and to be paid for with funds available from the Town's Recreational Filing Fees with reimbursement forthcoming from the United States Tennis Association Project #10773 Grant.

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

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

November 6, 2017

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

WHEREAS, Daniel Amatura, Highway Superintendent of the Town of Lancaster, by letter dated November 1, 2017 has requested authorization to solicit bids for the purchase of two (2) new and unused **2018 Ford F-550 XL Reg Cab/Chassis equipped with 11' Dump Bodies, Rear Hitches and Components**, for the use by the Highway Department, and

WHEREAS, the Highway Department will be considering trade-in allowances for two (2) 2002 Ford F-450 4 x 2 Dump Trucks (Vin# 1FDXF46F02ED27449 w/132,802 mi. and Vin# 1FDXF46F92ED27448 w/92,383 mi.) to offset the cost, and

WHEREAS, the purchase will be paid for with funds available from the Bond authorized on May 15, 2017 for Highway Equipment, and

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. That Bids be received in the Office the Town Clerk by November 27, 2017, at 10:00 A.M. Local Time at the Town Hall, 21 Central Avenue, Lancaster, New York, for the purpose of purchasing two (2) new and unused **2018 Ford F-550 XL Reg Cab/Chassis equipped with 11' Dump Bodies, Rear Hitches and Components**, for the use of the Highway Department in accordance with specifications on file in the Town Clerk's Office, and
3. That the Town Clerk be and is hereby authorized to place a Notice to Bidders in the Lancaster Bee and post notices thereof as required by Law, which Notice shall be in the form attached hereto and made a part hereof

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

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

November 6, 2017

**LEGAL NOTICE
TOWN OF LANCASTER
NOTICE TO BIDDERS**

NOTICE IS HEREBY GIVEN, that sealed bids will be received by the Town Clerk of the Town of Lancaster, Erie County, New York, in the Council Chamber of the Town Hall, 21 Central Avenue, Lancaster, New York, up to **10:00 A.M.**, Local Time, on the **27th day of November, 2017**, for the purpose of providing to the Town of Lancaster two (2) new and unused **2018 Ford F-550 XL Reg Cab/Chassis equipped with 11' Dump Bodies, Rear Hitches and Components**, for the use by the Highway Department, in accordance with specifications on file in the Town Clerk's Office in the Town Hall, 21 Central Avenue, Lancaster, New York.

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

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

**TOWN BOARD OF THE
TOWN OF LANCASTER**

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

November 9, 2017

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

WHEREAS, the Town Board of the Town of Lancaster has considered and reviewed the 2018 budget estimates and assessment roll for Special Districts spreading the costs on a benefit basis, and

WHEREAS, a public hearing on said 2018 Special Districts Budget estimates and assessment roll was held by the Town Board of the Town of Lancaster on October 26, 2017.

NOW, THEREFORE, BE IT

RESOLVED, that the 2018 budget estimates and assessment roll for Special Districts, spreading costs on a benefit basis, as filed with the Town Clerk on September 15, 2017 be and are hereby adopted as the Final 2018 Budget for Special Districts for the Town of Lancaster for the fiscal year beginning on January 1, 2018 and ending December 31, 2018, 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	2,338,745	55,500	35,000	-	2,248,245
Lighting Districts	296,058	-	-	-	296,058
Fire Protection District	3,855,342	6,000	15,000	-	3,834,342
Water Districts	<u>752,779</u>	<u>5,200</u>	<u>10,000</u>	<u>45,000</u>	<u>692,579</u>
Subtotal-Special Districts	7,242,924	66,700	60,000	45,000	7,071,224

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

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

November 6, 2017

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

WHEREAS, the Town Board of the Town of Lancaster has reviewed the 2018 Preliminary Town Budget, and

WHEREAS, a public hearing on said 2018 Preliminary Town Budget was held by the Town Board of the Town of Lancaster on October 16, 2017.

NOW, THEREFORE, BE IT

RESOLVED, as follows:

Section 1. That the 2018 Preliminary Budget, without modification, be and is hereby adopted as the 2018 Final Budget of the Town of Lancaster for the fiscal year beginning on January 1, 2018 and ending December 31, 2018, 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	\$9,747,766	\$2,123,735	\$240,000	\$220,000	\$7,164,031
General Fund -					
Town Outside Villages	1,071,623	791,900	125,000	--	154,723
Police Fund	9,952,860	6,041,500	70,000	--	3,841,360
Highway Fund -Townwide	481,111	19,550	35,000	40,000	386,561
Highway Fund -					
Town Outside Villages	4,672,977	454,400	385,000	35,000	3,798,577
Misc. Special Revenue- Tree Planting Fee	25,000	25,000	--	--	--
Misc. Special Revenue- Police Asset Forfeitures	46,000	10,050	35,950	--	--
Misc. Special Revenue- Recreation Filing Fee	150,000	100,000	50,000	--	--
Misc. Special Revenue- Memorial Garden Fund	<u>2,000</u>	<u>500</u>	<u>1,500</u>	<u>--</u>	<u>--</u>
Subtotal-General Budget	26,149,337	9,566,635	942,450	295,000	15,345,252
Other Items:					
Delinquent Water Bills - Erie County Water Authority					5,148.26
Property Cleanup Charges					3,105.80
Grand Total					\$15,353,506.06

Section 2. That the Town Clerk of the Town of Lancaster prepare and certify in duplicate copies of said Annual 2018 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 ABRAHAM	VOTED	YES
COUNCIL MEMBER GACZEWSKI	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	NO
COUNCIL MEMBER WALTER	VOTED	YES
SUPERVISOR COLEMAN	VOTED	YES

November 6, 2017

TOWN OF LANCASTER

NOTICE OF ADOPTION OF
2018 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 2018 Budget of the Town of Lancaster, which includes a summary of the entire proposed 2018 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 9:00 A.M. to 5:00 P.M., on Monday through Friday.

TOWN OF LANCASTER

DIANE M. TERRANOVA
Town Clerk

November 9, 2017

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

WHEREAS, Wm Schutt Associates on behalf of **the Town of Lancaster Highway Department** has prepared and submitted a site plan, dated September 2017 and received September 21, 2017 for the proposed construction of a 30 x 30 Salt Barn on less than an acre site, located at 525 Pavement Road, 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 4, 2017 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 SEQR.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves the site plan prepared and submitted by Wm Schutt Associates on behalf of the Town of Lancaster Highway Department, dated September 2017 and received September 21, 2017 for the proposed construction of a 30 x 30 Salt Barn on less than an acre site, located at 525 Pavement Road in the Town of Lancaster with the following condition:

- A location survey will be provided to the Town Building Department upon the completion of the project.

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

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

November 6, 2017

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

WHEREAS, §1660 (18) Vehicle and Traffic Law of the State of New York authorizes the Town to restrict and prohibit the parking of vehicles on all roads within the Town except State Highways, and

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to make certain amendments to the Town Ordinance entitled, "VEHICLE AND TRAFFIC ORDINANCE OF THE TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK, DESIGNATED AS CHAPTER 46 OF THE CODE OF THE TOWN OF LANCASTER";

NOW, THEREFORE,

BE IT RESOLVED, that pursuant to Section 130 of the Town Law of the State of New York, a public hearing on proposed amendments to the Vehicle and Traffic Ordinance, Chapter 46 of the Code of the Town of Lancaster, County of Erie and State of New York, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 20th day of November, 2017, at 7:15 o'clock P.M., Local Time, and that Notice of the Time and Place of such hearing be published in the Lancaster Bee newspaper, being a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

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

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

November 6, 2017

**LEGAL NOTICE
PUBLIC HEARING
AMENDMENT TO VEHICLE & TRAFFIC ORDINANCE
TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK
DESIGNATED AS CHAPTER 46 OF THE CODE OF THE 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 on the 6th day of November, 2017, the said Town Board will hold a Public Hearing on the 20th day of November, 2017 at 7:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all persons upon the following amendments to the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated as Chapter 46 of the Code of said Town:

CHAPTER 46

ARTICLE X – Parking, Standing, and Stopping

46-14. Parking time limited in designated locations; is hereby amended by adding thereto the following:

D. The parking of a vehicle is hereby prohibited in the following locations between the hours of 6:00 a.m. and 5:00 p.m. on school days:

(2) Hidden Meadow Subdivision

(a) On the both sides of Hidden Meadow Crossing at lot 8 and 10.

(b) On the eastern terminus and within the turnaround.

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**

November 9, 2017

COMMUNICATIONS & REPORTS

696. **Planning Board Chairman to Planning Board, Town Board, Engineering Consultant, Town Attorney, Highway Superintendent, and Building Inspector – Draft copy of minutes from October 4, 2017 Planning Board Meeting. Disposition = Planning Committee**
697. **Planning Board to Town Board – Memo recommending approval of site plan for Highway Dept. Salt Barn, Pavement Road, Proj. #6168. Disposition = Resolution 11/6/17**
698. **Planning Board to Town Board – Memo recommending approval of rezone application for Delta Sonic Car Wash, 4817 Transit Road. Disposition = Planning Committee**
699. **Planning Board to Town Board – Memo recommending approval of site plan for Deep South Taco, 6727 Transit Road. Disposition = Planning Committee**
700. **Town Clerk to Town Board – Transmittal of Special Use Application for 7-Eleven, Inc., 4949 Transit Road. Disposition = Planning Committee**
701. **President of Larkspur East Condominium Assoc. to Supervisor – Signed petition letter requesting a traffic light at the intersection of Wehrle Dr./North Maple Dr. and a reduction in the speed limit on Wehrle Dr. between Transit Rd. and Harris Hill. Disposition = Public Safety Committee, Police Chief, Captain Laurienzo**
702. **Town Attorney to Town Board and Planning Board – SEQR response from Erie County Div. of Sewerage Management regarding Rezone Delta Sonic, 4817 Transit Rd. from GB to CMS. Disposition = Planning Committee**
703. **Town Attorney to Town Board and Planning Board – SEQR response from Erie County Div. of Sewerage Management regarding Rezone Uniland, 4106 Walden Ave. from LI to MFR-3. Disposition = Planning Committee**
704. **Town Engineer to Town Board – Recommend acceptance of Public Improvement Permit #712 for Windsor Ridge South Phase 1B - Street Lighting. Disposition = Resolution 11/6/17**
705. **Code Enforcement Officer to Town Board – Recommend approval of Special Use Permit for 7-Eleven, 4949 Transit Rd., stipulations noted. Disposition = For Resolution**
706. **Town Attorney to Town Board and Planning Board – SEQR response from NYS Dept. of Environmental Conservation regarding Rezone Uniland, 4106 Walden Ave. Disposition = Planning Committee**
707. **Town Attorney to Town Board and Planning Board – SEQR response from NYSDOT regarding Rezone Delta Sonic, 4817 Transit Rd. Disposition = Planning Committee**
708. **Town Attorney to NYSDEC, NYSDOT, Erie County DPW, Erie County DEP, Erie County Health Dept. and Division of Sewerage Management – Request for lead agency designation regarding 0 Broadway – Plumb Creek Patio Homes, rezone from R-1 to MFR-3. Disposition = Planning Committee**

709. Carol Boyd-Simcoe to Town Board –
 Comments regarding parking on Kennedy Court and request for alternate parking signs.
 Disposition = Public Safety Committee, Police Chief & Highway Superintendent
710. Michelle Barbaro to Flo Tripi, Western Region Office –
 Request for 2-year leave of absence from the CSEA White Collar Unit of the Town of Lancaster. Disposition = Resolution 11/6/17
711. Town Attorney to Town Clerk –
 Transmittal of Maintenance Bond for the street lights improvement for Windsor Ridge South Subdivision, Phase 1B and request for resolution accepting P.I.P. No. 712. Disposition = Resolution 11/6/17
712. Town Justice Cervi and Town Justice Colby to Supervisor and Town Board –
 Request for resolution increasing the hourly rate of pay for Town of Lancaster Court Officers to \$18.00 per hour. Disposition = Future Resolution
713. Amy MacPeck, Lancaster Town Band to Supervisor and Town Board –
 Request for Town Board to consider installing electronic handicapped accessible doors at the Lancaster Youth Bureau.
 Disposition = Sue Barnes, Grantwriter
714. Highway Superintendent to Town Board =
 Request for resolution to purchase one new and unused 2018 Class 7 Freightliner M2-106 Dual Steer 4X2 35,000 GVWR Cab/Chassis with Truck Mounted ODB 25 Cubic Yard Vacuum Leaf Loader from Fleet Maintenance, Inc., 67 Ransier Dr., West Seneca, NY.
 Disposition = Resolution 11/6/17
715. Greater Buffalo Niagara Regional Transportation Council to Supervisor –
 Information regarding availability of funding for pedestrian safety projects as identified in the NYS Pedestrian Safety Action Plan, June 2016.
 Disposition = Sue Barnes, Grantwriter
716. Town Attorney to Town Board and Planning Board –
 SEQR response from NYS Dept. of Environmental Conservation regarding Rezone Delta Sonic, 4817 Transit Rd. from GB to CMS.
 Disposition = Planning Committee
717. Town Attorney to Town Board and Planning Board –
 SEQR response from Erie County Dept. of Health and Dept. of Environment & Planning regarding Rezone Delta Sonic, 4817 Transit Rd. from GB to CMS.
 Disposition = Planning Committee
718. Town Attorney to Town Board and Planning Board –
 SEQR response from Erie County Dept. of Public Works regarding Town of Lancaster Highway Dept. 30 X 30 Salt Barn, 525 Pavement Rd., Proj. #6168.
 Disposition = Planning Committee
719. Rebecca Anderson to Supervisor and Town Board –
 Request for reappointment to the Town of Lancaster Planning Board for another term. Disposition = For Resolution
720. Highway Superintendent to Town Board –
 Request for resolution to appoint Michelle Barbaro to Parks Crew Chief effective November 6, 2017. Disposition = Resolution 11/6/17
721. Highway Superintendent to Town Board –
 Request for resolution to approve Michelle Barbaro to take a leave of absence from her current position as clerk typist at the Highway Dept.
 Disposition = Resolution 11/6/17

722. **Planning Board Chairman to Planning Board, Town Board, Engineering Consultant, Town Attorney, Highway Superintendent and Building Inspector – Draft copy of minutes from October 18, 2017 Planning Board meeting. Disposition = Planning Committee**
723. **Planning Board to Town Board – Recommend approval of sketch plan for Siebert Road Subdivision, southeast corner of William St. & Siebert Rd., Proj. #5680; conditions noted. Disposition = Planning Committee**
724. **Erie County Board of Elections to Supervisor – Lease agreement between Town of Lancaster and the Erie County Board of Elections as well as a self-insurance notice. Disposition = Resolution 11/6/17**
725. **Highway Superintendent to David Brown – Request that work performed by the Highway Dept. for other departments be funded by the appropriate general or district funds. Disposition = Town Attorney**
726. **David Brown to Highway Superintendent – Response to Highway Superintendent’s request that work performed for other department be funded by the appropriate general or district funds. Disposition = Town Attorney**
727. **Lancaster Seniors to Supervisor – Letter of support for the wonderful job Mary Beth Gianni has been doing as the interim Senior Center Director. Disposition = Received & Filed**
728. **Erin R. Myers to Supervisor – Notice of intention to retire from the Lancaster Police Department effective January 25, 2018. Disposition = Received & Filed**
729. **Highway Superintendent to Town Board – Request for Town Board to authorize publication of a bid for one new and unused 2018 Ford Transit 250 Low Roof Long Cargo Van. Disposition = Resolution 11/6/17**
730. **William Buchholz to Supervisor and Town Board – Thank you for continued support for the Bryce Buchholz BMX Park and information regarding Phase 2 expansion of the park. Disposition = Recreation Committee**
731. **Town Justice Colby to Supervisor and Town Board – Request for resolution to hire Andrew Niescier as a Substitute Part-Time Court Officer effective November 8, 2017. Disposition = Resolution 11/6/17**
732. **Dog Control Officer to Town Board – Dog report for October 2017. Disposition = Received & Filed**
733. **Dan Amatura, Parks Department to Town Board – Request for resolution to award the job for the grant from the United States Tennis Association, Proj. #10773 Mechanic Street tennis courts to Courts & More, 9 St. Margarets Ct., Buffalo, NY 14216. Disposition = Resolution 11/6/17**
734. **Deputy Highway Superintendent to Town Board – Request for Town Board to authorize publication of a bid for two new and unused 2018 Ford F-550XL regular Cab/Chassis to be equipped with 11’ Dump Bodies, rear hitches & components. Disposition = Resolution 11/6/17**
735. **Town Attorney to Supervisor, Town Board, Planning Board, Building Inspector, Town Engineer and Town Clerk – Notice of SEQR Review for Site Plan – Revised Deep South Taco, Proj. #1748 on November 6, 2017 at 6:15PM. Disposition = Received & Filed**

- 736. Highway Superintendent to Town Board –
Request for transfer of \$70,000.00 from the General Fund to the Drainage
Account. Disposition = For Resolution**
- 737. Town Clerk to Various News Media –
Notice of Municipal Review Committee meeting on November 6, 2017 at 6:30PM
for the SEQRA Review: Revised Deep South Taco, 6727 Transit Road.
Disposition = Received & Filed**
- 738. Town Clerk to Various News Media –
Press Release reminding all residents of the Town of Lancaster regarding the
winter parking ban on all streets in the Town of Lancaster from November 15 to
March 15. Disposition = Received & Filed**
- 739. Highway Superintendent to Town Board –
Request for resolution authorizing Wendel Engineering Services, 375 Essjay
Road, Suite 200, Williamsville, NY 14221 to perform engineering services on
Simme Road guardrail. Disposition = For Resolution**
- 740. Police Chief to Town Clerk –
Articles and communications. Disposition = Received & Filed**
- 741. Town Attorney to Town Board and Planning Board –
SEQR response from Erie County Dept. of Public Works regarding Rezone Delta
Sonic GB to CMS, 4817 Transit Rd. Disposition = Planning Committee**
- 742. Town Attorney to Town Board and Planning Board –
SEQR response from Erie County Dept. of Public Works regarding Rezone
Uniland LI to MFR-3, 4106 Walden Ave. Disposition = Planning Committee**
- 743. Town Attorney to Town Board and Planning Board –
SEQR response from Erie County Division of Sewerage Management regarding
Rezone 0 Broadway R-1 to MFR-3, Plumb Creek Patio Homes.
Disposition = Planning Committee**
- 744. Town Attorney to Town Board and Planning Board –
SEQR response from Erie County Dept. of Environment and Planning regarding
Town of Lancaster Highway Department 30' X 30' Salt Barn, Proj. #6168,
525 Pavement Road. Disposition = Planning Committee**

ADJOURNMENT:

**ON MOTION OF COUNCIL MEMBER RUFFINO AND SECONDED BY
COUNCIL MEMBER ABRAHAM AND CARRIED,** the meeting was adjourned in
memory of James J. Allen, Richard P. Blatner Sr. and Sharon Sikora at 7:53 P.M.

Signed _____

Diane M. Terranova, Town Clerk