

## **Town Board Minutes**

September 20, 2021

Meeting No. 18

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 20<sup>th</sup> day of September 2021 at 7:00 P.M. and there were

**PRESENT:** ADAM DICKMAN, COUNCIL MEMBER  
ROBERT LEARY, COUNCIL MEMBER  
DAVID MAZUR, COUNCIL MEMBER  
MICHAEL WOZNIAK, COUNCIL MEMBER  
RONALD RUFFINO, SUPERVISOR

**ABSENT:** NONE

**ALSO PRESENT:** DIANE TERRANOVA, TOWN CLERK  
KEVIN LOFTUS, TOWN ATTORNEY  
MATTHEW FISCHIONE, CODE ENFORCEMENT OFFICER  
WILLIAM KARN, CHIEF OF POLICE  
MICHELLE BARBARO, PARK CREW CHIEF  
EDWARD SCHILLER, ENGINEER, WM. SCHUTT & ASSOC.  
JOHN TROJANOWSKY, EXEC. DIRECTOR, YOUTH BUREAU

### **EXECUTIVE SESSION:**

AT 8:15 P.M., UPON A MOTION DULY MADE BY COUNCIL MEMBER DICKMAN, SECONDED BY COUNCIL MEMBER LEARY AND CARRIED, the Town Board entered into Executive Session to deliberate on the announced purpose of discussing the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation and the collective bargaining negotiations per Article 14 of Civil Service Law.

At 9:28 P.M., the Town Board reconvened with all members present. The Town Clerk reported that no official actions were taken by the Town Board in Executive Session.

**PERSONS ADDRESSING TOWN BOARD:**

**O'Brien, Dan**, spoke to the Town Board on the following matter:

- Questions regarding vacant property on Markey Street.

**Ostroff, James**, spoke to the Town Board on the following matters:

- Asked Town Attorney to look into building moratoriums.
- Comments regarding the proposed resolution for limited left turn from Stutzman Road to Pleasant View Drive.

**Tulumello, Sal**, spoke to the Town Board on the following matter:

- Proponent of the proposed resolution for limited left turn from Stutzman Road to Pleasant View Drive.

**White, Christopher**, spoke to the Town Board on the following matter:

- Opposes the proposed resolution for limited left turn from Stutzman Road to Pleasant View Drive.

**PRESENTATION OF PREFILED RESOLUTIONS:**

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

**RESOLVED**, that the minutes of the Regular Meeting of the Town Board held  
September 7, 2021 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	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

September 20, 2021

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

Check Run # 092121

Total amount hereby authorized to be paid: \$447,664.54

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

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

September 20, 2021

THE FOLLOWING RESOLUTION WAS OFFERED  
 BY COUNCIL MEMBER MAZUR WHO  
 MOVED ITS ADOPTION, SECONDED BY  
 COUNCIL MEMBER LEARY, 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
2021003		House Crafters LLC	311 Stony Rd	Develop Floodplain	
31089		Superior Pallets, Inc.	3981 Walden Ave	Er. Fence	
32571		Visone Construction Inc.	66 Sheldon Ave	Er. Fence	(V/L)
33138		Indoor Air Professionals, Inc.	800 Commerce Pkwy	Inst. Generator	(V/L)
33218		Daniel Tracz	52 Middlebury Ln	Er. Fence	
33260		Colley's Pool Sales Inc.	43 Deepwood Pl	Er. Pool-In Grnd	
33265		Switala's Siding Cedar Inc.	5247 William St	Re-Roof	
33278		Sitzman's Appliance Center	156 Wendel St	Inst. Generator	
33279		Black Rock Roofing	225 Lake Ave	Re-Roof	(V/L)
33281		Franks Cjcommercial & Home	568 Aurora St	Inst. Res. Plumbing	
33282		Benjamin Hollander	116 Avian Way	Er. Fence	
33283		Besroi Construction	5601 Genesee St	Re-Roof	
33284		Besroi Construction	3 Spring Way	Re-Roof	
33286		Michael Curran	748 Schwartz Rd	Er. Res. Alt.	
33287		House Crafters LLC	311 Stony Rd	Er. Res. Add.	
33288		Colley's Pool Sales Inc.	60 Tomahawk Trl	Er. Pool-In Grnd	
33289		Visual Impact Signs	4493 Walden Ave	Er. Sign - Pole	
33290		Aqua Systems of WNY	42 Hidden Meadow Cros	Inst. Ingrnd. Sprinkler	
33291		Aqua Systems of WNY	38 Tranquility Trl	Inst. Ingrnd. Sprinkler	
33292		Jon Stockslader	22 Cobblestone Ct	Er. Shed	
33293		Marrano/Marc Equity Corp.	54 Grambo Dr	Er. Patio Home	
33294		Crist Construction	14 Whitestone Ln	Er. Porch Cover	
33295		Frank's Bar & Grill	5820 Broadway	Er. Shed	
33296		Kevin Schilling	304 Westwood Rd	Er. Shed	
33297		Gwen Cassidy	24 Parkdale Dr	Er. Fence	
33298		Decks Unlimited Construction	110 Avian Way	Er. Porch/Porch Cover	
33299		The Vinyl Outlet Inc.	1789 Como Park Blvd	Er. Deck	
33301		Tom Bunk	23 Northfield Ln	Er. Fence	
33302		Tom Bunk	23 Northfield Ln	Er. Shed	
33303		Jack Kmjaich	11 Sussex Ln	Inst. Generator	
33304		Anthony Martin	58 Avian Way	Er. Fence	
33305		Raymond Skorupski	66 S Irwinwood Rd	Dumpster - Temp.	(V/L)
33306		Stephen McPherson	143 Sixth Ave	Er. Fence	(V/L)
33307		Stephen Blask	196 Enchanted Forest S	Er. Shed	
33308		Glorified Development	162 Central Ave	Er. Garage	(V/L)
33309		Thomas Chojnacki	96 Erie St	Re-Roof	(V/L)
33310		Marrano/Marc Equity Corp.	32 Sedge Run	Er. Patio Home	
33312		Marrano/Marc Equity Corp.	71 Grambo Dr	Er. Patio Home	
33314		Kamholz Enterprises, LLC	8 Ryan St	Er. Deck	
33316		Besroi Construction	88 Field Ave	Re-Roof	(V/L)
33317		Besroi Construction	2 Lakeside Cres	Re-Roof	(V/L)
33318		Besroi Construction	32 Kennedy Ct	Re-Roof	
33319		Jennifer Cuttitta	510 Townline Rd	Er. Gazebo	
33320		John Cuttitta	510 Townline Rd	Er. Pool-Abv Grnd	
33321		Nathan Aldinger	88 Southpoint Dr	Er. Fence	
33322		Leandro Petronio	99 Avian Way	Er. Fence	
33323		Sahlems Roofing and Siding Inc	3765 Walden Ave	Re-Roof	(V/L)
33324		Besroi Construction	259 Warner Rd	Re-Roof	
33325		Luther Enterprises	49 Tranquility Trl	Er. Pool-In Grnd	
33326		Luther Enterprises	49 Tranquility Trl	Er. Fence	
33327		Zenner & Ritter Co. Inc.	76 Country Pl	Inst. Generator	
33328		Paul Cudeck	49 Parkdale Dr	Dem. Sin. Dwlg	
33329		Black Rock Roofing	65 Kennedy Ct	Re-Roof	
33330		Henry Furman, III	64 Running Brook Dr	Er. Pool-Abv Grnd	

33331	Eastern Remodeling LLC	22 Washington St	Re-Roof	(V/L)
33332	Mitchell Foster	22 Northfield Ln	Er. Fence	
33333	Todd Kreutzer	6 Muirfield Ln	Er. Fence	
33334	Lorianne Jasinski	70 Brunck Rd	Er. Deck	
33336	Jason Ciesielski	68 Old Post Rd	Er. Fence	
33337	Jason Ciesielski	68 Old Post Rd	Er. Pool-In Grnd	
33338	James Roncone	105 Irwinwood Rd	Er. Fence	(V/L)
33340	Gen-Tech Power Systems LLC	27 Deerpath Dr	Inst. Generator	
33341	Gen-Tech Power Systems LLC	117 Harvey Dr	Inst. Generator	(V/L)
33342	Gen-Tech Power Systems LLC	2 Branch Way	Inst. Generator	
33343	Gen-Tech Power Systems LLC	11 Branch Way	Inst. Generator	
33344	William C. Rott & Son Inc.	21 Southpoint Dr	Re-Roof	
33345	Laurie Mangold	98 S Irwinwood Rd	Re-Roof	(V/L)
33346	Daniel Brandel	31 Doris Ave	Er. Pool-Abv Grnd	(V/L)
33347	Carol Bechtel	89 Wilma Dr	Er. Fence	(V/L)
33348	Ed Young's Towne Hardware Inc.	75 S Irwinwood Rd	Inst. Res. Plumbing	(V/L)
33349	Andrew Keil	52 Hidden Meadow Cros	Er. Shed	
33350	Christopher Colvin	89 Livingston St	Re-Roof	(V/L)
33351	Buffalo Alarm, Inc.	50 School St	Re-Roof	(V/L)
33353	David Morlock	5294 William St	Re-Roof	
33354	All Access Builders LLC	15 Villa Pl	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	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

September 20, 2021

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

**WHEREAS**, Michelle Barbaro, Parks Crew Chief of the Parks Recreation & Forestry Department of the Town of Lancaster, has notified the Town Board that the capacitor in the police department's APC-MGE UPS System located at 525 Pavement Road needs replacing, and

**WHEREAS**, the Park Crew Chief has obtained a quote from H.C. Zang Agency, Inc., that the Town is under contract with, for replacing the capacitor at cost of \$6,091.00, per the quote dated August 31, 2021 (project# APC-1070-G) in accordance with the Town of Lancaster's Procurement Policy, and

**WHEREAS**, by letter dated August 31, 2021, the Park Crew Chief has recommended that the Town of Lancaster accept H.C. Zang Agency, Inc.'s quote with funding for this project being available from the Town's 2021 Buildings, Miscellaneous Contractual Services Budget, line item 01-1620-0411.

**NOW, THEREFORE,**

**BE IT RESOLVED**, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor, to accept the quote dated August 31, 2021 (project# APC-1070-G), from H.C. Zang Agency, Inc., 6204 Goodrich Road, Clarence Center, New York, to replace the capacitor in the police department's APC-MGE UPS System at 525 Pavement Road, for an amount not to exceed \$6,091.00 which will be paid for with funds available from the Town's 2021 Buildings, Miscellaneous Contractual Services Budget, line item 01-1620-0411.

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	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

September 20, 2021

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

**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 \$62,171.20; and the annual health insurance coverage cost is approximately \$9,592.92, 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, 2021 to June 30, 2022 with the Town paying 50% of the annual direct salary (\$31,085.60) and 50% of the annual health insurance (\$4,796.46) for a total contribution of \$35,882.06 for the jointly funded Program Coordinator to the Lancaster Central School District, to paid in two (2) installments of \$7,176.41 each on or about October and December 1, 2021 and the final two (2) installments of \$10,764.62 each on or about February and April 1, 2022, with funds from the Town's 2021 Youth-At-Risk-Programs Budget (line Item A4320.411).

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

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

September 20, 2021



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

**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 annual compensation and 50% of the annual cost of health insurance coverage for a School 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 \$64,984.00; and the annual contractual expenses and fringe benefit cost is approximately \$32,830.94, 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 School Psychologist or Social Worker for the School and Community Support Program for the period of August 31, 2021 to June 24, 2022 with the Town paying 50% of the annual salary (\$32,492.00) and 50% of the annual contractual expenses and fringe benefits expenses (\$16,415.47) for a total contribution of \$48,907.47 for the joint funding of the Psychologist to the Lancaster Central School District, to be paid as follows: \$9,781.49 each on or about October and December 1, 2021 and one (1) installment of \$14,672.24 on or about February 1, 2021 and the final payment of \$14,672.25 on or about April 1, 2022, with funds from the Town's 2021 School Social Worker/Counselor Budget (line Item A4240.411).

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

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

September 20, 2021

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

**WHEREAS**, grant monies are available to the Lancaster Police Department's emergency response team for the purchase of Ballistic Helmets through the New York State Division of Criminal Justice Services program "Ballistic Helmets" (Application/Document #DCJ01-LG-2021-00129) to provide up to \$15,000.00 of the funding necessary to purchase these helmets.

**NOW, THEREFORE,**  
**BE IT RESOLVED**, that Rotella Grant Management be authorized to complete the necessary application, forms, etc. to be submitted to the New York State Division of Criminal Justice Services for the purpose of securing this grant and payment shall not exceed the monthly retainer amount listed in the 2020 agreement letter (\$1,800.00), and

**BE IT FURTHER,**  
**RESOLVED**, that the Supervisor be and hereby is authorized and directed to execute all documents pertaining to the application and the acquisition of said funding.

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	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

September 20, 2021

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

**WHEREAS**, the Town Line Volunteer Fire Department, Inc., by letter dated September 7, 2021, has requested the addition of members to the roster of said fire association.

**NOW, THEREFORE,**

**BE IT RESOLVED**, that the Town Board of the Town of Lancaster hereby confirms the additions to the membership of the Town Line Volunteer Fire Department the following individual:

**ADDITIONS:**

Ms. Lorin Brown  
Lancaster, New York

Ms. Courtney Caput  
Lancaster, New York

Ms. Jennifer Peterson  
Depew, New York

Mr. Alex Witkowski  
N. Tonawanda, 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	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

September 20, 2021

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

**WHEREAS**, the Town of Lancaster has been asked to authorize use of the main roadway within the Town’s Westwood Park for an outdoor “Drive Thru Trunk or Treat” event sponsored by the Lancaster Police Department, Lancaster Volunteer Ambulance Corps., and all Lancaster Fire Companies, and

**WHEREAS**, the Town is agreeable to allowing such an event to promote camaraderie between first responders and the community;

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

The Town Board of the Town of Lancaster does hereby grant the use of the main roadway within the Town’s Westwood Park for hosting an outdoor “Drive Thru Trunk or Treat” event on Saturday October 23, 2021, from 3:00 P.M. to 5:00 P.M. starting at the Schwartz Road entrance and ending at the Pavement Road exit, where candy will be provided upon exiting the park.

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

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

September 20, 2021

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR RUFFINO, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER MAZUR, 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,** the Town desires to assist students in pursuing this course of study by renewing the Memorandum of Agreement with Daemen College, 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 Executive Director and Program Coordinator.

**NOW, THEREFORE,**

**BE IT RESOLVED,** that the Town Board of the Town of Lancaster, hereby authorizes the Youth Bureau's Executive Director and Program Coordinator to execute the annual Memorandum of Agreement with Daemen College, Division of Health and Human Services, Department of Social Work and Sociology, Bachelor of Arts in Social Work Program, which will allow college interns to participate in a Field Education Program under the supervision of the Program Coordinator within the Town's Youth Bureau to be retroactively effective September 7, 2021.

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

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

September 20, 2021

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

**WHEREAS**, on July 20, 2020, the Lancaster Town Board authorized the Supervisor to enter into an agreement with Wendel WD Architecture, Engineering, Surveying & Landscape Architecture, P.C. (“Wendel”) to provide Construction Administration and Resident Observation Services related to the Public Improvement Permits (PIP) Inspection program in the Town of Lancaster, and

**WHEREAS**, Wendel has submitted a revised proposal for said services dated March 27, 2020, with a revision date of September 8, 2021, which updates its scope of services, fees and insurance requirements, and

**WHEREAS**, the Highway Superintendent has reviewed the revised agreement and approves its content to perform Construction Administration for its quoted lump sum of \$7,900.00, and Resident Observation Services at \$105.00 per hour related to the Public Improvement Permits (PIP) Inspection program.

**NOW, THEREFORE,**

**BE IT RESOLVED**, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor to execute the revised agreement to provide Construction Administration and Resident Observation Services related to the Public Improvement Permits (PIP) Inspection program, as proposed by Wendel, to be effective September 20, 2021 and terminate September 19, 2022.

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	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

September 20, 2021

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

**WHEREAS**, the Town Board of the Town of Lancaster has held a public hearing on September 7, 2021, pursuant to Chapter 400 Zoning Article XIV Administration and Enforcement, §400-78 Special Use Permits, of the Code of the Town Lancaster, upon the application of Timothy Schmitt, Manager of **Towne AVW, Inc.**, d/b/a **Audi Buffalo and Towne Volkswagen**, on behalf of Towne RE6 LLC (Franklin Downing) for a Special Use Permit to operate an automobile dealership which includes service, repair, painting, and parts sales of motor vehicles on premises located at 5255 Genesee Street (SBL No. 93.06-3-38.11) Bowmansville, in the Town of Lancaster, Erie County, New York, and

**WHEREAS**, persons for and against such Special Use Permit have had an opportunity to be heard, and

**WHEREAS**, Matt Fischione, the Code Enforcement Officer, has recommended the approval of this Special Use Permit by his letter dated August 10, 2021.

**NOW, THEREFORE,**  
**BE IT RESOLVED**, that

1. Pursuant to Chapter 400-Zoning, Article V Commercial Districts, Section 18 (B)(1)(a), General Commercial(GC), Permitted uses of the Code of Town of Lancaster, the Town Board of the Town of Lancaster does hereby grant a Special Use Permit to Timothy Schmitt, Manager of **Towne AVW, Inc.**, d/b/a **Audi Buffalo and Towne Volkswagen**, on behalf of Towne RE6 LLC (Franklin Downing) to operate an automobile dealership which includes service, repair, painting, and parts sales of motor vehicles on premises located at 5255 Genesee Street (SBL No. 93.06-3-38.11) Bowmansville, in the Town of Lancaster, New York, upon the conditions as set forth in the Zoning Ordinance for the period beginning September 20, 2021 and ending September 19, 2023, and
2. That the applicant will continue in compliance with conditions as set forth in §400-18 General Commercial District (GC), §400-19 Supplementary regulations for LI and GC District, and §400-78 Special use permits, of the Code of the Town of Lancaster, and to any additional conditions listed herein, as long as the applicant continues to engage in the occupation listed above on the premises namely:
  - A. Business must operate within all confines of the Town of Lancaster's Noise Ordinance.
  - B. Permit must be renewed every two (2) years at no additional cost to applicant. Renewal request is considered upon the property owner submitting a written request to the Town Clerk, **on or before September 19, 2023.**
  - C. Applicant will authorize representatives from the Building Inspector's Office to enter the premises upon reasonable notice to inspect the premises to verify compliance with this permit.
  - D. Provide a copy of the business' New York State Tax Employer Identification Number and a copy of a valid Repair Shop Business Certificate issued by the New York State Department of Motor Vehicles.

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	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

September 20, 2021



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

**WHEREAS**, the Town Board of the Town of Lancaster has heretofore held a public hearing pursuant to Chapter 400-Zoning, Article XIV Administration and Enforcement, §400-78 Special use permits, of the Code of the Town of Lancaster, upon the application of **Diane M. D'arcy**, for a Special Use Permit for a Home Occupation (Dog Grooming Service) on premises located at **208 Ransom Road (SBL No. 128.00-3-2)**, Lancaster, New York, and the Board issued such Special Use Permit on September 18, 2017, and

**WHEREAS**, per its terms and conditions, this Special Use Permit is currently up for renewal, and

**WHEREAS**, by letter dated August 31, 2021, **Diane M. D'arcy** has requested that the Town Board renew the Special Use Permit for an additional two (2) year term, and

**WHEREAS**, the Supervising Code Enforcement Officer has recommended his approval of this Special Use Permit Renewal per his letter dated September 2, 2021.

**NOW, THEREFORE,**

**BE IT RESOLVED, as follows:**

1. That pursuant to Chapter 400-Zoning, Article IV. Residential Districts, §400-16(F) Home Occupations, of the Code of the Town of Lancaster, the Town Board of the Town of Lancaster does hereby grant renewal of the Special Use Permit to **Diane M. D'arcy**, for a Home Occupation (Dog Grooming Service) on premises located **208 Ransom Road (SBL No. 128.00-3-2)**, Lancaster, New York, upon the terms and conditions as set forth in the Zoning Ordinance for the period beginning September 18, 2021 and ending September 17, 2023, and

2. That the applicant will continue in compliance with conditions as set forth §400-16(F) Home Occupations and §400-78 Special use permits, of the Code of the Town of Lancaster as long as the applicant continues to engage in this home occupation on the premises, and to any additional conditions listed herein, namely:

- A. There shall be no change in the outside appearance of the building or premises or other visible evidence of the conduct of such occupation.
- B. Only persons residing on the premises shall be engaged in such an occupation.
- C. This Special Use Permit terminates when the applicant no longer resides on the premises.
- D. Permit must be renewed every two (2) years at no additional cost to the applicant. Renewal is considered upon the property owner submitting an application to the Town Clerk, **on or before September 17, 2023.**
- E. Applicant will authorize representatives from the Building Inspector's Office to enter the premises upon reasonable notice to inspect the premises to verify compliance with this permit.
- F. Applicant will obtain and provide proof of a valid New York State Business License from the appropriate regulatory agency for the service being provided upon application to renew permit.

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	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

September 20, 2021

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

**WHEREAS**, Daniel Amatura, Highway Superintendent of the Town of Lancaster, by letter dated September 13, 2021, has requested authorization to solicit bids for the purchase of one (1) new and unused **2021 (or newer) Ford F150 XL Super Cab, Short Bed Four-Wheel Drive Pickup truck**, for the use by the Highway Department, and

**WHEREAS**, the Highway Department will be considering a trade-in allowance for one (1) 2018 Ford F-150 XL Super Cab Short Bed 4-Wheel Drive Pickup (VIN# 1FTFX1E52JFB32904 w/approx. 66,000 mi.) to offset the cost, and

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

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

1. That Bids be received in the Office the Town Clerk by October 7, 2021, 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 **2021 (or newer) Ford F150 XL Super Cab, Short Bed Four-Wheel Drive Pickup truck**, 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 DICKMAN	VOTED	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

September 20, 2021

**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 **7<sup>th</sup> day of October, 2021**, for the purpose of providing to the Town of Lancaster one (1) new and unused **2021 (or newer) Ford F150 XL Super Cab, Short Bed Four-Wheel Drive Pickup truck,** 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**

September 23, 2021

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

**WHEREAS**, Daniel Amatura, Highway Superintendent of the Town of Lancaster, by letter dated September 13, 2021, has requested authorization to solicit bids for the purchase of one (1) new and unused **2021 (or newer) Ford F150 XL 4x2 Regular Cab, Long Bed Pickup truck**, for the use by the Highway Department, and

**WHEREAS**, the Highway Department will be considering a trade-in allowance for one (1) 2016 Ford F150 XL Regular Cab/Long bed 4 x 2 (VIN# 1FTMF1C88GKF33817 w/approx. 54,000 mi.) to offset the cost, and

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

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

1. That Bids be received in the Office the Town Clerk by October 7, 2021, 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 **2021(or newer) Ford F150 XL 4x2 Regular Cab, Long Bed Pickup truck**, 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 DICKMAN	VOTED	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

September 20, 2021

**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 **7<sup>th</sup> day of October, 2021**, for the purpose of providing to the Town of Lancaster one (1) new and unused **2021 (or newer) Ford F150 XL 4x2 Regular Cab, Long Bed Pickup truck**, 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**

September 23, 2021

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

**WHEREAS**, Michelle Barbaro, Parks Crew Chief of the Parks Recreation & Forestry Department of the Town of Lancaster, has requested that a new Ductless mini-Split System which includes an Airtemp Heat Pump System, an Outdoor Condensing Unit, and a 3-ton Central Air Conditioning Unit be provided for the Town's Police Department located at 525 Pavement Road, and

**WHEREAS**, the Park Crew Chief has solicited two (2) quotes for a new Ductless Mini-Split System in accordance with the Town of Lancaster's Procurement Policy, and

**WHEREAS**, by letter dated September 8, 2021, the Park Crew Chief has recommended that the Town of Lancaster accept Horbett Heating & Cooling's quote dated September 3, 2021, in the amount of \$7,900.00.

**NOW, THEREFORE,**

**BE IT RESOLVED**, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor, to accept the quote dated September 3, 2021, from Horbett Heating & Cooling, 3725 Genesee Street, Cheektowaga, New York, to provide and install a new Ductless mini-Split System which includes an Airtemp Heat Pump System, an Outdoor Condensing Unit, and a 3-ton Central Air Conditioning Unit for the Lancaster Police Department at 525 Pavement Road, for an amount not to exceed \$7,900.00 and which will be paid for with funds available from the Town's 2021 Buildings, Equipment, Other Capital Outlay Budget, line item 01-1620-0260.

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	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

September 20, 2021

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

**WHEREAS**, Jeffrey D. Smith, Detective Captain, of the Town of Lancaster Police Department, by letter dated September 13, 2021, has requested authorization for three (3) members of the Lancaster Police Department to attend the 2021 Narcotic Investigators Conference in Ocean City, Maryland from October 4-7, 2021.

**NOW, THEREFORE,**

**BE IT RESOLVED**, that Detectives Thomas Bulera, Jason Batt and Mark Fowler of the Town of Lancaster Police Department, are hereby authorized to attend the 2021 Narcotic Investigators Conference in Ocean City, Maryland from October 4-7, 2021.

**BE IT FURTHER,**

**RESOLVED**, that the total cost of attendance for three (3) detectives at the above mentioned training course is hereby authorized in an amount not-to-exceed \$1635.00 for actual and necessary expenses, including the cost of registration, lodging, travel and meal expenses for four (4) days on the specified dates of training, and

**BE IT FURTHER,**

**RESOLVED**, that all requests for reimbursement must be presented in the form of original, itemized receipts for actual and necessary expenses upon submission of proper documentation to the Accounting Department 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	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

September 20, 2021



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

**WHEREAS**, the Municipal Home Rule Law of the State of New York and Chapter 26 of the Town of Lancaster Town Code provide for the adoption and enactment of local laws, and

**WHEREAS**, a proposed Local Law of the Year 2021 entitled “**CHAPTER 158 AMENDMENT**”, of the Code of the Town of Lancaster, was introduced to the Town Board of the Town of Lancaster by Council Member Leary on the 23<sup>rd</sup> day of August, 2021, and

**WHEREAS**, the Town Board, acting as Lead Agency under the State Environmental Quality Review Act (“SEQRA”) has determined the action is a Type II action under 6NYCRR Part 617.5(c)(33), and

**WHEREAS**, the Town Board called for, noticed, and held a public hearing on the proposed Local Law on the 7<sup>th</sup> day of September, 2021, where all interested parties were allowed to address the proposed Local Law, and

**WHEREAS**, the Town Board of the Town of Lancaster after due review and deliberation finds it in the best interest of the Town to adopt said Local Law.

**NOW, THEREFORE,**

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

1. The attached Local Law No. 3 of 2021 is hereby adopted.
2. The Local Law shall be effective upon its filing with the Secretary of State pursuant to the Municipal Home Rule Law.

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

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

September 20, 2021

**LEGAL NOTICE  
NOTICE OF ADOPTION  
LOCAL LAW NO. 3 OF THE YEAR 2021  
TOWN OF LANCASTER**

**PLEASE TAKE NOTICE** that there has been adopted by the Town Board of the Town of Lancaster, County of Erie, State of New York, on September 20, 2021, Local Law No. 3 of the Year 2021, which amends the Code of the Town of Lancaster's Chapter 158 Electrical Inspections, by adding §158-1(D)(5) to incorporate the New York State's Workers' Compensation Law.

**TOWN BOARD OF THE  
TOWN OF LANCASTER**

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

September 23, 2021

**Town of Lancaster  
Local Law No. 3 of 2021**

**A Local Law Amending Chapter 158 of the Town Code of the Town of Lancaster to  
update information relating to the Town's Electrical Inspections**

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

**Section 1:** §158-1(D)(5) of the Town of Lancaster Town Code is added to read in its entirety as follows:

**(5) Proof of Workers Compensation and New York State Disability insurance**  
must be provided as follows:

Coverage provided for NYS domiciled employees require Forms C 105.2 for Workers Compensation and DB 120.1 for NYS DBL.

- a. **Workers Compensation:**  
Part 1: Workers Compensation: Statutory  
Part 2: Employers Liability: \$1,000,000.

Note: If New York State domiciled employees are used, coverage to be New York Statutory for both Parts 1 and 2

- b. **New York Disability Benefits Liability:** Statutory coverage if New York State domiciled employees are used.
- c. **Affidavit of Exemption: Form CE-200:** Proof that the business listed is exempt from providing workers' compensation and/or disability coverage in New York State.

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

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

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

**WHEREAS**, the Municipal Home Rule Law of the State of New York and Chapter 26 of the Town of Lancaster Town Code provide for the adoption and enactment of local laws, and

**WHEREAS**, a proposed Local Law of the Year 2021 entitled “**CHAPTER 206 AMENDMENT**”, of the Code of the Town of Lancaster, was introduced to the Town Board of the Town of Lancaster by Council Member Mazur on the 23<sup>rd</sup> day of August, 2021, and

**WHEREAS**, the Town Board, acting as Lead Agency under the State Environmental Quality Review Act (“SEQRA”) has determined the action is a Type II action under 6NYCRR Part 617.5(c)(33), and

**WHEREAS**, the Town Board called for, noticed, and held a public hearing on the proposed Local Law on the 7<sup>th</sup> day of September, 2021, where all interested parties were allowed to address the proposed Local Law, and

**WHEREAS**, the Town Board of the Town of Lancaster after due review and deliberation finds it in the best interest of the Town to adopt said Local Law.

**NOW, THEREFORE,**

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

1. The attached Local Law No. 4 of 2021 is hereby adopted.
2. The Local Law shall be effective upon its filing with the Secretary of State pursuant to the Municipal Home Rule Law.

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

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

September 20, 2021

**LEGAL NOTICE  
NOTICE OF ADOPTION  
LOCAL LAW NO. 4 OF THE YEAR 2021  
TOWN OF LANCASTER**

**PLEASE TAKE NOTICE** that there has been adopted by the Town Board of the Town of Lancaster, County of Erie, State of New York, on September 20, 2021, Local Law No. 4 of the Year 2021, which amends the Code of the Town of Lancaster's Chapter 206 Improvements, Public and Private, by adding §205-5(A) to identify the Standard Specifications the Town is currently enforcing.

**TOWN BOARD OF THE  
TOWN OF LANCASTER**

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

September 23, 2021

**Town of Lancaster  
Local Law No. 4 of 2021**

**A Local Law Amending Chapter 206 of the Town Code of the Town of Lancaster to  
Identify the Standard Specification the Town is Currently Enforcing.**

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

**Section 1:** §206-5(A) of the Town of Lancaster Town Code is added to read in its entirety as follows:

**A) Standard Specifications – September 2020 (Wendel) including  
Appendixes A and B.**

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

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

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

**WHEREAS**, by letter dated September 14, 2021, Michelle Barbaro, Parks Crew Chief, has requested that the Town Board accept the monetary donation of Twenty-five Thousand dollars (\$25,000.00) from Ann M. Fron, to be used for Walden Pond Park's Diamond #6, to provide a backstop, dugouts, and cement in memory of her husband, Jan M. Fron, and

**WHEREAS**, after due consideration, the Town Board of the Town of Lancaster has determined that it is in the interest of the community to accept this very generous benevolent donation.

**NOW, THEREFORE,**

**BE IT RESOLVED** that the Town Board of the Town of Lancaster hereby accepts the monetary donation of Twenty-five Thousand dollars (\$25,000.00) from Ann M. Fron, to be used for Walden Pond Park's Diamond #6, to provide a backstop, dugouts, and cement in memory of her husband, Jan M. Fron, and

**BE IT FURTHER,**

**RESOLVED**, that Michelle Barbaro has requested that the donation be deposited into the Town's 2021 Capital Account to be used when the project commences in 2022.

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	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

September 20, 2021

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

**WHEREAS**, John Trojanowsky, Executive Director of the Youth Bureau of the Town of Lancaster, by letter dated September 9, 2021 has recommended the appointment of the following individual to the following part-time permanent position in the Town of Lancaster Youth Bureau.

**NOW, THEREFORE,**

**BE IT RESOLVED**, that the following individual is hereby appointed to the following part-time permanent position in the Town of Lancaster Youth Bureau, working not more than nineteen and three-quarter hours per week, and that this being a part-time position, provides no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time employees:

<b>NAME</b>	<b>ADDRESS</b>	<b>POSITION</b>	<b>HOURLY RATE</b>	<b>EFFECTIVE DATE</b>
Jenna Lettieri	West Seneca, NY	Tutor	\$17.00	October 1, 2021

**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	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

September 20, 2021



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

**WHEREAS**, the Town of Lancaster has previously entered into a service contract with H.C. Zang Agency, Inc., to provide the current Advantage Ultra Service Plan and the Battery Preventative Maintenance Visit for the APC-MGE UPS System within the Town's Police Department, and

**WHEREAS**, the above-referenced service contract has expired according to its term and conditions on September 12, 2021, and

**WHEREAS**, by letter dated September 9, 2021, the Park Crew Chief has requested that the Town Board renew this contract with H.C. Zang Agency, Inc., which will include a one (1) year EEA Preventative Service Upgrade for a one (1) year period for an amount of \$5,685.20.

**NOW, THEREFORE,**

**BE IT RESOLVED**, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor to execute the contract, as presented, between the Town of Lancaster and H.C. Zang Agency, Inc., 6204 Goodrich Road, Clarence Center, NY, to provide preventative maintenance services for the APC-MGE UPS System located within the Police Department, for an amount not to exceed \$5,685.20 and which will be paid for with funds from the 2021 Buildings Contractual Expenses, Misc. Contractual Services Budget, (Line Item 01-1620-0411).

**BE IT FURTHER,**

**RESOLVED**, that this contract will commence September 13, 2021 and continue through September 12, 2022.

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	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

September 20, 2021

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

**WHEREAS**, the Town of Lancaster has previously entered into a service agreement with U & S Services, Inc. for software modification and updating of the current HVAC and computer systems within the Town's Parks and Recreation Department, and

**WHEREAS**, the above-referenced service agreement is set to expire according to its term and conditions on October 31, 2021, and

**WHEREAS**, by letter dated September 9, 2021, the Park Crew Chief has requested that the Town Board renew this agreement with U & S Services, Inc. for a one (1) year period for an amount of \$5,200.00.

**NOW, THEREFORE,**

**BE IT RESOLVED**, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor to execute the agreement, as presented, between the Town of Lancaster and U & S Services, Inc., 95 Stark Street, Tonawanda, NY, to provide software modification and updating of the Parks' Department's current HVAC and computer systems, for an amount not to exceed \$5,200.00 and which will be paid for with funds from the 2021 Buildings Contractual Expenses, Misc. Contractual Services Budget, (Line Item 01-1620-0411).

**BE IT FURTHER,**

**RESOLVED**, that this contract will commence November 1, 2021 and automatically renew each year thereafter according to its terms unless written notice is given at least thirty (30) days prior to expiring by either party requesting a modification or termination.

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	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
COUNCIL MEMBER WOZNIAK	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

September 20, 2021

**PREFILED RESOLUTION NO. 24 – MEETING OF SEPTEMBER 20, 2021**

24. Dickman/\_\_\_\_\_Award Bid For Meadow Lea Drive Storm Sewer Project To E&R  
General Construction, Inc.

This resolution was withdrawn by Council Member Dickman for further study.

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

**WHEREAS**, the Town of Lancaster received a site plan application from H. Christopher Streng, of Kulback’s Inc., on behalf of National Grid for the proposed construction and operation of a 55,000 Sq. Ft. emergency response facility to be located at 293 Cemetery Road, on a +/- 37.75-acre parcel as (the “Action”); and

**WHEREAS**, the Town Board of the Town of Lancaster (the “Town Board”) must comply with SEQRA and its implementing regulations at 6 CRR-NY Part 617.4 in the review of the Action; and

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

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

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

**NOW, THEREFORE,**

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

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

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

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

September 20, 2021

**SUSPENDED RESOLUTION:**

Supervisor Ruffino requested a suspension of the necessary rules for immediate consideration of the following resolution:

UPON A MOTION DULY MADE BY COUNCIL MEMBER MAZUR, SECONDED BY COUNCIL MEMBER WOZNIAK AND CARRIED, a suspension was granted.

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

**WHEREAS**, the State of New York Unified Court System is soliciting applications from local governments under the Justice Court Assistance Program (JCAP) to assist local Justice Departments with needed equipment, automation, furniture, supplies and security, and

**WHEREAS**, the Office of Justice Court Support has made \$30,000.00 available for the 2021-2022 grant cycle, and

**WHEREAS**, by letter dated September 1, 2021, Honorable Anthony J. Cervi has requested authorization to pursue this grant funding to provide new security equipment, file drawers, and drop box.

**NOW, THEREFORE,**

**BE IT RESOLVED**, that the Town of Lancaster's Justice Court is hereby authorized and directed to file the necessary application, forms, etc. with the Justice Court Assistance Program for the purpose of securing the \$30,000.00 in grant funding, and

**BE IT FURTHER,**

**RESOLVED**, that the Supervisor and other appropriate Town officials are hereby authorized and directed to execute all documents pertaining to the application and to the acquisition of said funding.

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

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

September 20, 2021

## **COMMUNICATIONS & REPORTS**

- 755. Kevin Lemaster to Town of Lancaster Planning Board –  
Concerns regarding Solar Project Public Hearing held on  
September 1, 2021. Disposition = Received & Filed**
- 756. Town Clerk to Town Board –  
Town Clerk Monthly Report for August 2021. Disposition = Received & Filed**
- 757. Planning Board Chairman to Town Board, Planning Board, Town Engineer,  
Town Attorney, Highway Superintendent and Building Inspector –  
Draft copy of minutes from September 1, 2021 Planning Board Meeting.  
Disposition = Received & Filed**
- 758. Lt. Col. Matt Urban VFW Post 7275 to Town Clerk –  
Spaghetti Dinner on September 18, 2021 Noon until sold out; and Rock’N  
Roll Dance on October 16, 2021 7:00PM to 11:00PM.  
Disposition = Received & Filed**
- 759. Code Enforcement Officer to Drainage & Storm Sewer Committee –  
MS4 Report for August 2021. Disposition = Received & Filed**
- 760. James Ostroff to Town Clerk –  
Comments and concerns regarding traffic on Pleasant View Dr. resulting  
from “No Left Turn” sign on Stutzman Rd., increased traffic due to increase in  
Town’s population, and a need for a building moratorium in the Town.  
Disposition = Received & Filed**
- 761. Town Clerk to Various News Media --  
Press Release announcing that the Lancaster Town Board will be conducting  
fire inspections with the Office of Emergency Management and the four fire  
companies on September 27, 2021 at Twin District VFC, 4999 William St.  
Disposition = Received & Filed**
- 762. Town Attorney to NYSDEC, Erie County Water Authority, Erie County Health  
Dept., Erie County DPW, US Army Corp of Engineers, Erie County DEP, and  
Division of Sewerage Management –  
Request for lead agency designation regarding Coordinated Amended Site Plan  
Review Apple Rubber Products, 2-Phase Office Additions, 204 Cemetery Rd.  
Disposition = Planning Committee**
- 763. Town Line Volunteer Fire Department, Inc. to Town Clerk –  
Change in roster. Disposition = Resolution 9/20/21**
- 764. James Ostroff to Town Clerk –  
Copy of 7/19/2021 Press Release from Assemblymember Monica Wallace  
regarding traffic on Stutzman Road. Disposition = Received & Filed**
- 765. James Ostroff to Town Clerk –  
Copy of letter dated 7/30/2021 from Assemblymember Monica Wallace  
supporting signage restricting left turns at rush hour from Stutzman Rd. onto  
Pleasant View Dr. Disposition = Received & Filed**
- 766. James Ostroff to Town Clerk –  
Letter of apology regarding statements he posted on the Town’s communication  
website. Disposition = Received & Filed**
- 767. NYS Dept of Public Service to Supervisor –  
Information regarding National Telephone Discount Lifeline Awareness Week.  
Disposition = Received & Filed**

- 768. Buffalo Business First to Town Clerk –  
Information regarding publication of the 9<sup>th</sup> Annual Build Western New York.  
Disposition = Received & Filed**
- 769. Town Clerk to Code Enforcement Officer –  
Copy of Special Use Permit Application for 530 Aurora Street.  
Disposition = Code Enforcement & For Resolution**
- 770. Park Crew Chief to Town Board –  
Request for resolution to have a new Ductless Mini-Split System installed at the  
Police Station by Horbett Heating & Cooling, 3725 Genesee St., Cheektowaga,  
NY. Disposition = Resolution 9/20/21**
- 771. Park Crew Chief to Town Board –  
Request for resolution to renew the service agreement for a one-year Advantage  
Ultra Service Plan and one Battery Preventative Maintenance Visit at the  
Lancaster Police Dept. with H.C. Zang Agency, Inc., 6204 Goodrich Rd.,  
Clarence Center, NY. Disposition = Resolution 9/20/21**
- 772. Park Crew Chief to Town Board –  
Request for resolution to enter into a one-year service agreement for software  
modification and updating of the current U&S service HVAC and computer  
systems with U&S Services, Inc., 95 Stark St., Tonawanda, NY.  
Disposition = Resolution 9/20/21**
- 773. Superintendent Depew Union Free School District to Supervisor –  
Information regarding Capital Improvements Project, 2021.  
Disposition = Received & Filed**
- 774. Highway Superintendent to Town Board –  
Revised request for resolution to authorize publication of a bid for one new and  
unused 2021 or newer Ford F150 XL Supercab, Short Bed, Four Wheel Drive.  
Disposition = Resolution 9/20/21**
- 775. Highway Superintendent to Town Board –  
Revised request for resolution to authorize publication of a bid for one new and  
unused 2021 or newer Ford F150 XL 4X2 Regular Cab, Long Bed Pickup.  
Disposition = Resolution 9/20/21**
- 776. Erie County Legislature to Receiver/Collector of Taxes for Town of Lancaster –  
School Tax Warrant for 2021 – 2022 School Tax for Lancaster Central School  
Dist. #1. Disposition = Received & Filed**
- 777. Erie County Legislature to Receiver/Collector of Taxes for Town of Lancaster –  
School Tax Warrant for 2021 – 2022 School Tax for Iroquois Central School  
District #1. Disposition = Received & Filed**
- 778. Erie County Legislature to Receiver/Collector of Taxes for Town of Lancaster –  
School Tax Warrant for 2021 – 2022 School Tax for Depew Union Free School  
DUFC. Disposition = Received & Filed**
- 779. Erie County Legislature to Receiver/Collector of Taxes for Town of Lancaster –  
School Tax Warrant for 2021 – 2022 School Tax for Clarence Central School  
District. Disposition = Received & Filed**
- 780. Erie County Legislature to Receiver/Collector of Taxes for Town of Lancaster –  
School Tax Warrant for 2021 – 2022 School Tax for Alden Central School  
Dist. #1. Disposition = Received & Filed**
- 781. Lee Chowanec to Supervisor –  
Comments regarding streaming Lancaster Town Board Meetings and request for  
updates on current Town business. Disposition = Received & Filed**

- 782. Metro Roberts Realty to Town Clerk –  
Information regarding rehab of 15 Ellie Ct., Lancaster, NY.  
Disposition = Received & Filed**
- 783. Det. Capt. Jeffrey Smith to Supervisor and Town Board –  
Request for resolution authorizing the Police Department to send three detectives to the Narcotic Investigators Conference in Ocean City, Maryland on October 4-7, 2021. Disposition = Resolution 9/20/21**
- 784. Town Attorney to NYSDEC, Erie County Water Authority, Erie County Health Dept., US Army Corp of Engineers, Erie County DEP, NYSDOT and Division of Sewerage Management –  
Request for lead agency designation for 4781 Transit Road Rezone, General Commercial to Multi Family Multi Use, 3-Story Mixed Use Bldg.  
Disposition = Planning Committee**
- 785. Town Attorney to NYSDEC, Erie County Water Authority, Erie County Health Dept., US Army Corp of Engineers, Erie County DEP, NYSDOT, Division of Sewerage Management and Erie County DPW --  
Request for lead agency designation for (Ensol) Soil Recycling Facility, 6125 Genesee St., Proj. #3001. Disposition = Planning Committee**
- 786. Town Attorney to NYSDEC, Erie County Water Authority, Erie County Health Dept., US Army Corp of Engineers, Erie County DEP, NYSDOT and Division of Sewerage Management –  
Request for lead agency designation for Coordinated Site Plan Review Lancaster Parkway Commercial Development, 11 Lancaster Parkway. Proj. #1621.  
Disposition = Planning Committee**
- 787. Park Crew Chief to Town Board –  
Request for resolution to accept a donation from Anne M. Fron, Freeville, NY to be used on Diamond 6 at Walden Pond Park. Disposition = Resolution 9/20/21**
- 788. Executive Director Youth Bureau to Supervisor and Town Board –  
Recommend one individual for hire as a regular part-time tutor for the Lancaster Youth Bureau effective October 1, 2021.  
Disposition = Resolution 9/20/21**
- 789. Dog Control Officer to Town Board –  
Dog Control Monthly Report for August 2021. Disposition = Received & Filed**
- 790. Executive Director Niagara Frontier Transportation Authority to Supervisor –  
Reminder to keep bus stops and shelters in the Town of Lancaster clear of snow.  
Disposition = Received & Filed**



**ADJOURNMENT:**

**ON MOTION OF COUNCIL MEMBER DICKMAN AND SECONDED BY  
COUNCIL MEMBER MAZUR AND CARRIED,** the meeting was adjourned in memory  
of Ruth Monin, Marveen Pease, Damon Praefke and John S. Raichel at 9:29 P.M.

Signed \_\_\_\_\_

Diane M. Terranova, Town Clerk