

PRESENTATION OF PREFILED RESOLUTIONS:

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

RESOLVED, that the minutes of the Regular Meeting of the Town Board held
January 3, 2023 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 BURKARD	VOTED
COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
SUPERVISOR RUFFINO	VOTED

January 17, 2023

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

RESOLVED, that the following Audited Claims be and are hereby ordered paid from their respective accounts as per abstract to be filed in the Office of the Town Clerk by the Supervisor's Office, to wit:

Check Run #

Total amount hereby authorized to be paid: \$

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

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

January 17, 2023

RESOLVED that the following Building Permit applications be and are hereby reaffirmed:

CODES:

(SW) = Sidewalks as required by Chapter 310 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	
20220006		Michael Tojek	24 Haskell Dr	Develop Floodplain
20227998		J's Home and Design, LLC	39 Garfield St	Er. Res. Alt. (V/L)
20228625		Santoro Sign Inc.	5615 Broadway	Er. Sign (V/L)
20228639		Therese Aquilina	11 Fifth Ave	Er. Res. Alt. (V/L)
20228670		Michael Tojek	24 Haskell Dr	Er. Res. Add.
20228681		Ice General Construction LLC	19 W Main St	Er. Comm. Add./Alt(V/L)
20228692		LJ Construction WNY LLC	12 Harold Pl	Re-Roof (V/L)
20238697		Besroi Construction	95 Stutzman Rd	Re-Roof
20238698		Side Door Deli	5813 Broadway	Er. Sign - Temp
20238699		John Guida	6425 Transit Rd	Er. Sign - Temp
20238702		JR's Electric Construction Inc	52 Erie St	Demo Interior Bldg. (V/L)
20238706		John Cook	11 Kelly Ann Dr	Inst. Fireplace/Stove
20238707		AVA Roofing & Siding Inc.	7 Plumb Creek Trl	Re-Roof
20238708		AVA Roofing & Siding Inc.	8 Ashwood Ct	Re-Roof
20238709		Kimberly Stribing	99 Sixth Ave	Dumpster – Temp (V/L)

NOW, THEREFORE,

BE IT 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 BURKARD	VOTED
COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
SUPERVISOR RUFFINO	VOTED

January 17, 2023

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

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby approves the Agreement, between the Town of Lancaster and the Depew-Lancaster Boys' and Girls' Club, Inc., in order to provide financial assistance for the operation of a Youth Development Program for the benefit of youth in the Town of Lancaster, in the amount of \$245,000.00 as appropriated in account code A7320.411 in the Town of Lancaster, New York's 2023 Adopted Budget, and

BE IT FURTHER,

RESOLVED, that the Lancaster Town Board hereby authorizes the Supervisor to execute said agreement which will cover the period January 1, 2023 through December 31, 2023.

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

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

January 17, 2023

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

WHEREAS, the Lancaster Senior Center, located at 100 Oxford Avenue, in conjunction with Erie County provides a frozen meal service for the Town's residents, and

WHEREAS, James Lynch, owner of Green Buffalo Pub, and patrons of that establishment have offered to donate one new and unused standing freezer (including delivery) to the Town's Senior Center to accommodate the increasing number of frozen meals needed for the Senior Center's service, and

WHEREAS, by letter dated January 3, 2023, Marybeth Gianni, Recreation Supervisor, has requested that the Town accept the donation of one new and unused standing freezer (including delivery), valued at approximately \$1,042.86, from James Lynch, owner of Green Buffalo Pub, and the patrons of his establishment, and

WHEREAS, after due consideration, the Town Board of the Town of Lancaster has determined that the Senior Center can make use of such a benevolent donation and accepts this generous gift.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby accepts the donation of one new and unused standing freezer (including delivery), valued at approximately \$1,042.86, from James Lynch, owner of Green Buffalo Pub, and the patrons of his establishment for placement and use within the Town of Lancaster's Senior Center, located at 100 Oxford Avenue.

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

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

January 17, 2023

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

6

WHEREAS, the Town of Lancaster Town Board has previously applied for and been approved to receive funds from the New York State Community Development Block Grant (CDBG), Grant No. 2628CVPF41-21, through the Coronavirus Aid, Relief and Economic Security Act (CARES) in an amount not to exceed \$367,385 to complete the Senior Center Improvements Project, and

WHEREAS, a requirement for the grant funding to be released to the Town is that the Town Board designate a Certifying Officer for all activities associated with the Environmental Review Process, and

WHEREAS, the Town's Consulting Engineer, Edward Schiller, has volunteered to take on this responsibility for the New York State Community Development Block Grant (CDBG), Grant No. 2628CVPF41-21.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster does hereby appoint Consulting Town Engineer, Edward Schiller, as the Town's Certifying Officer for all Environmental Review Processes associated with the New York State Community Development Block Grant (CDBG), Grant No. 2628CVPF41-21 only.

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

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

January 17, 2023

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

7

WHEREAS, the Highway Superintendent has submitted a proposed Agreement to the Town Board of the Town of Lancaster for the expenditure of highway funds for the year 2023, pursuant to the requirements of the Highway Law of the State of New York, and

WHEREAS, the Highway Superintendent has advised that the allocation of money in the proposed Agreement for general repairs to be carried out includes the cost of labor and materials, and

WHEREAS, the Town Board of the Town of Lancaster has reviewed the proposal by the Highway Superintendent.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster does hereby authorize the execution of the proposed Agreement to Spend Town Highway Funds for the year 2023, as submitted by the Superintendent of Highways.

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

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

January 17, 2023

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

8

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 proposal for said services dated December 12, 2022, and received January 5, 2022 via email which updates the fees and liability requirements, and

WHEREAS, by memo dated December 13, 2022, consulting Engineer, Edward Schiller, has reviewed and approved the revised agreement to perform Construction Administration for its quoted lump sum of \$8,900.00 (\$1,000.00 increase from 2022), and Resident Observation Services at \$120.00 per hour (\$15.00 increase from 2022) related to the Public Improvement Permits (PIP) Inspection program.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby approves the agreement between the Town of Lancaster and Wendel to provide Construction Administration and Resident Observation Services related to the Public Improvement Permits (PIP) Inspections program, to be effective January 17, 2023 through January 16, 2024, and which will be paid for with funds from the appropriate Highway Budget Account.

BE IT FURTHER,

RESOLVED, the Town Board hereby authorizes the Supervisor to execute said agreement.

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

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

January 17, 2023

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

9

WHEREAS, on December 5, 2011, the Town of Lancaster entered into an agreement with Wendel WD Architecture Engineering Surveying & Landscape Architecture, P.C. (“Wendell”) to provide professional services which included upgrades to the Town’s Functional Geographic Information System (GIS) for the development and implementation of ArcGIS Server Web Mapping Application (WMA) Integration and Update of Culvert Layer, Drainage Analysis and GIS technical support and training, and

WHEREAS, the contract with Wendel to provide annual GIS Web Map Application Hosting and ArcGIS Online Administrative and GIS/GPS Support services for the Town of Lancaster’s GIS program, has expired according to its contract terms, and

WHEREAS, by letter dated December 13, 2022, Highway Superintendent, John Pilato, has requested that the Town renew said agreement with Wendel for ArcGIS Online Administrative and GIS/GPS Support services and GIS Web Map Application Hosting services as included in the Software Subscription Agreement for the 2023 Calendar year, and

WHEREAS, the 2023 cost for Wendel’s ArcGIS Online Administrative and GIS/GPS Support services is \$4,000.00 (no increase from 2022) and the cost for GIS Web Map Application Hosting is \$4,620.00 (\$220.00 increase from 2022) per Wendel’s proposal dated November 15, 2022, with a revision date of January 5, 2023.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby approves the GIS Services Agreement between the Town of Lancaster and Wendel to provide the Town’s Highway Department professional GIS Support Services which includes ArcGIS Online Administrative and GIS/GPS Support services and GIS Web map Application Hosting services, for an amount not to exceed \$8,620.00, per their proposal dated November 15, 2022, with a revision date of January 5, 2023, and which will be paid for with funds available in the Town’s 2023 Drainage, Contractual Expenses, Professional Services Budget (Line Item 01-8540-0451), and

BE IT FURTHER,

RESOLVED, that the Town Board hereby authorizes the Town Supervisor to execute the 2023 GIS Services agreement with Wendel effective January 1, 2023 through December 31, 2023 and the software subscription agreement which will also be effective January 1, 2023 through December 31, 2023, pending receipt and approval of Professional Liability coverage effective 1/1/23 by the Town Attorneys’ Office.

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

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

January 17, 2023

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

10

WHEREAS, J. Renkas and Sons Inc., d/b/a AJ's Auto, LLC, 955 Ransom Road, Lancaster, New York 14086 has applied for a license to conduct a salvage yard on premises situate at 955 Ransom Road within the Town of Lancaster, pursuant to Chapter 275 Salvage Yards and Chapter 400-23 D Junkyard/Salvage Yard Design Standards of the Code of the Town of Lancaster, and

WHEREAS, the application was referred to the Town Board for review, and

WHEREAS, the Building Inspector, by letter dated January 9, 2023, has notified the Town Board that he has completed his review and made a favorable recommendation thereto.

NOW, THEREFORE,

BE IT RESOLVED, that J. Renkas and Sons Inc., d/b/a AJ's Auto LLC, 955 Ransom Road, Lancaster, New York be and is hereby authorized to conduct a salvage yard on premises situate at 955 Ransom Road, Lancaster, New York for the period January 1, 2023 to December 31, 2023 in strict conformance with the application of the petitioner as filed in the Office of the Town Clerk.

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

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

January 17, 2023

THE FOLLOWING RESOLUTION WAS OFFERED 11
BY COUNCIL MEMBER DICKMAN, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER TO WIT:

WHEREAS, Advantage Trucks.com LLC, 933 Ransom Road, Lancaster, New York 14086 has applied for a renewal license to conduct a salvage yard on premises situate at 933 Ransom Road within the Town of Lancaster, pursuant to Chapter 275 Salvage Yard and Chapter 400-23 D Junkyard/Salvage Yard Design Standards of the Code of the Town of Lancaster, and

WHEREAS, the application was referred to the Town Board for review, and

WHEREAS, the Building Inspector, by letter dated January 9, 2023, has notified the Town Board that he has completed his review and made a favorable recommendation thereto.

NOW, THEREFORE,

BE IT RESOLVED, that Advantage Trucks.com LLC, 933 Ransom Road, Lancaster, New York be and is hereby authorized to conduct a salvage yard on premises situated at 933 Ransom Road, Lancaster, New York for the period January 1, 2023 to December 31, 2023 in strict conformance with the application of the petitioner as filed in the Office of the Town Clerk.

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

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

January 17, 2023

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

WHEREAS, the Town of Lancaster Senior Center provides excursions to area Western New York attractions and casinos, using the Niagara Scenic Tours/Know How transportation company, and

WHEREAS, the company will provide vehicles and drivers to transport participants round-trip from the Senior Center to the event for a fee that is paid for by the participants, and

WHEREAS, the Town Attorney's Office has reviewed the insurance certificates for indemnification purposes and approves their contents, and

WHEREAS, the Town Board of the Town of Lancaster has determined that this is a desired service within the community, and it is in the best interest of the Town to continue having Niagara Scenic Tours/Know How provide transportation services for the Senior Center events' participants.

NOW, THEREFORE,

BE IT RESOLVED, that the Senior Center Recreation Supervisor be and is hereby authorized to execute the Transportation Orders with Niagara Scenic Tours/Know How company, to provide transportation services for the Senior Center events' participants during the 2023 calendar year with fees to be paid for by the participants, should there be a balance owed the remainder will be paid for with funds available in the Town's 2023 Programs for the Aging, Rentals Budget, Line Item 01.7610.0409.

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

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

June 7, 2021

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

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Town Supervisor to execute on behalf of the Town of Lancaster the Memorandum of Agreement between the Town and the Hull House Foundation, in order to provide financial assistance for the support of the historical edifice located, at 5976 Genesee Street, within the Town the amount of \$3,500.00 as appropriated in the Town of Lancaster's 2023 Other Culture and Recreation, Contractual Expenses Budget (Account Code A7989.449).

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

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

January 17, 2023

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

WHO
SECONDED BY
TO WIT:

WHEREAS, the Deputy Highway Superintendent of the Town of Lancaster, has requested an adjustment to the rate of pay for the following individuals, for the Parks, Recreation & Forestry Department of the Town of Lancaster.

NOW, THEREFORE,

BE IT RESOLVED, that the rate of pay be and hereby is adjusted from \$15.00 to \$15.50 per hour for the following part-time permanent employees:

<u>NAME</u>	<u>POSITION</u>	<u>OLD RATE-NEW RATE</u>	<u>EFFECTIVE DATE</u>
Allyson Koedel	Lifeguard	\$15.00 - \$15.50	January 1, 2023
Madison Massaro	Lifeguard	\$15.00 - \$15.50	January 1, 2023
Hanna Wozniak	Lifeguard	\$15.00 - \$15.50	January 1, 2023
James Wilkowski	Lifeguard	\$15.00 - \$15.50	January 1, 2023

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

January 17, 2023

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

15

WHEREAS, Ronald Ruffino, Sr., Town Supervisor of the Town of Lancaster has recommended the appointment of Michael Haen as a member of the Town of Lancaster Zoning Board of Appeals.

NOW, THEREFORE,

BE IT RESOLVED, that Michael Haen, Lancaster, New York be and is hereby appointed a member of the Town of Lancaster Zoning Board of Appeals for the term expiring December 31, 2027, with a start date effective on January 12, 2023.

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

January 17, 2023

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

16

WHEREAS, Ronald Ruffino, Sr. Supervisor of the Town of Lancaster has recommended the reappointment of Cynthia Barnhardt as a member of the Town of Lancaster Recreation Commission.

NOW, THEREFORE,

BE IT RESOLVED, that Cynthia Barnhardt, Lancaster, New York be and is hereby reappointed as a member of the Town of Lancaster Recreation Commission for the term of January 1, 2023 through December 31, 2026.

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

January 17, 2023

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

WHEREAS, Twin District Volunteer Fire Company, Inc., by letter received January 12, 2023, has requested the addition of the following member to the roster of said fire association.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby confirms the addition to the membership of the Twin District Volunteer Fire Company the following individual:

ADDITION:

Adam Dickman

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

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

January 17, 2023

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

WHEREAS, the Town board of the Town of Lancaster has reviewed Memorandums of Agreement which have been reached between the negotiating team representing the Town of Lancaster in its police contract negotiations with the collective bargaining unit of the Town of Lancaster Police Department known as the Cayuga Club Police Benevolent Association, Inc. (Cayuga Club), and

WHEREAS, the Cayuga Club membership has heretofore ratified the Memorandums of Agreement, and

WHEREAS, after due review and consideration the Town Board deems it in the public interest to ratify the Memorandums of Agreement which will be incorporated into a five (5) year contract between the Town of Lancaster and the Cayuga Club.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby adopts and ratifies the Memorandums of Agreement as negotiated with the beforementioned Cayuga Club which will be incorporated into a five (5) year contract between the Town of Lancaster and the Cayuga Club, and further the Town Board authorizes the Supervisor of the Town of Lancaster to execute the full contract when prepared.

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

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

January 17, 2023

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

WHEREAS, the Bowmansville Volunteer Fire Association, by letter received January 12, 2023, has requested the addition of two (2) members and the deletion of two (2) 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 addition to the membership of the Bowmansville Volunteer fire Association the following individuals:

ADDITIONS:

Austin Calloway Robert Callaway

BE IT FURTHER,

RESOLVED, that the Town Board of the Town of Lancaster hereby confirm the deletions to the membership of the Bowmansville Volunteer Fire Association the following individuals:

DELETIONS:

James Safe Brianna Safe

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

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

January 17, 2023

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

20

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby approves, as presented, the Agreement for Leave of Absence between the Town, the CSEA White Collar Unit and Connor O'Brien.

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

January 17, 2023

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

21

WHEREAS, John Pilato, Highway Superintendent of the Town of Lancaster, by letter dated December 20, 2022, has requested authorization for the Highway Superintendent and the Deputy Highway Superintendent to attend the 2023 New York State Association of Towns Training and Annual Meeting in New York, New York from February 19-22, 2023.

NOW, THEREFORE,

BE IT RESOLVED, that John Pilato, Highway Superintendent and Michelle Barbaro, Deputy Highway Superintendent of the Town of Lancaster Highway Department, are hereby authorized to attend the 2023 Association of Towns Training and Annual Meeting in New York, New York from February 19-22, 2023.

BE IT FURTHER,

RESOLVED, that the total cost of attendance at the above mentioned training course is hereby authorized in an amount not-to-exceed \$1400.00 per person for actual and necessary expenses, including the cost of registration, lodging, travel, cab fares 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 Finance Director 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 BURKARD	VOTED
COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER LEARY	VOTED
COUNCIL MEMBER MAZUR	VOTED
SUPERVISOR RUFFINO	VOTED

January 17, 2023

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

WHEREAS, the Deputy Highway Superintendent of the Town of Lancaster, has notified the Town Board that the Packaged Terminal Air Conditioning (Ptac) Unit needs to be replaced at the Lancaster Library located at 5466 Broadway, and

WHEREAS, she has obtained a quote from Horbett Heating & Cooling in the amount of \$3,000.00 in accordance with the Town of Lancaster's Procurement Policy, and

WHEREAS, by letter dated January 4, 2023, the Deputy Highway Superintendent has recommended that the Town of Lancaster accept Horbett Heating & Cooling's proposal dated December 7, 2022, in the amount of \$3,000.00 with funding for this replacement being available in the Town's 2022 Buildings, Contractual Expenses, Miscellaneous 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 proposal dated December 7, 2022, from Horbett Heating & Cooling, 3725 Genesee Street, Cheektowaga, New York, to replace the Packaged Terminal Air Conditioning (Ptac) Unit at the Lancaster Library located at 5466 Broadway, for an amount not to exceed \$3,000.00 and which will be paid for with funds available from the Town's 2022 Buildings, Contractual Expenses, Miscellaneous Budget (Line item 01-1620-0411) pending receipt of a revised proposal with the required verbiage being included..

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

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

January 17, 2023

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

23

WHEREAS, the Town Board of the Town of Lancaster has heretofore annually authorized the administration of a Tree Planting Program for the purpose of beautifying the rights-of-way of public highways and streets of the Town of Lancaster by furnishing shade trees, and

WHEREAS, funds for the 2023 Tree Planting Program have been allocated in the Town of Lancaster 2023 Adopted Budget, and

WHEREAS, the Tree Planting Committee of the Town Board has reviewed the Town of Lancaster's Tree Planting Program and recommends the planting of certain species of trees on certain streets in accordance with the official Tree Planting Master Plan of the Town of Lancaster and specifications on file in the Town Clerk's Office in the Town Hall, Lancaster, New York,

NOW, THEREFORE,
BE IT RESOLVED, as follows:

1. That sealed bids be received by the Town Clerk up to 10:00 A.M., Local Time, on February 7, 2023, for meeting the requirements of the Town of Lancaster's 2023 Tree Planting Program and for supplying trees in accordance with specifications on file in the Town Clerk's Office, and

2. That the Town Clerk be and is hereby authorized to have a Notice to Bidders and Nurserymen published in the Lancaster Bee and to have said Notice posted as required by Law, which Notice shall be in the form attached hereto and made a part hereof, and

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

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

January 17, 2023

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

NOTICE IS HEREBY GIVEN that sealed bids for the Town of Lancaster's 2023 Tree Planting Program will be received by the Town Clerk or her designee at her office in the Town Hall, 21 Central Avenue, Lancaster, New York on or before 10:00 A.M., Local Time, on February 7, 2023, at which time they will be publicly opened and read aloud.

Each proposal must be accompanied by a check payable to the Town of Lancaster or a bid bond, having as surety thereon a surety company acceptable to the Town Attorney, in the amount of One Thousand Five Hundred Dollars (\$1,500.00) conditioned that, if the proposal is accepted, the bidder will enter into a contract for the same and that the bidder will execute any such further security as may be required for the faithful performance of the contract.

All bid deposits, except that of the successful bidder, will be returned.

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

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF LANCASTER**

**BY: DIANE M. TERRANOVA
TOWN CLERK**

January 26, 2023

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

WHEREAS, the Town of Lancaster previously entered into an agreement with PENN POWER SYSTEMS, to provide inspection and maintenance services for seven (7) generators located within various Town Buildings, and

WHEREAS, said contract is set to expire according to its terms on January 31, 2023, and

WHEREAS, by email dated January 10, 2023, the Deputy Highway Superintendent, has requested to continue the agreement for inspection and preventative maintenance services for seven (7) generators with PENN POWER SYSTEMS for another two (2) year period, and

WHEREAS, the renewal agreement (2247 CA5B-LF dated January 9, 2023) has been reviewed by the Town Attorney's office, and a revision has been requested regarding the indemnification coverage, and

WHEREAS, funding for this service is available from the Town's Buildings, Miscellaneous Contractual Services Budget (Line Item 01-1620-411).

NOW, THEREFORE,

BE IT RESOLVED, pending receipt of a revised renewal agreement (2247 CA5B-LF dated January 9, 2023) which will incorporate removal of the last sentence of Paragraph D on page 2 of the renewal agreement, the Town Board of the Town of Lancaster will authorize the Supervisor to execute said revised renewal agreement between the Town of Lancaster and PENN POWER SYSTEMS, to continue to provide preventative maintenance and inspection services to the generators located within the Highway Building and Storage Building, OEM Building and Garage, Police Department, Senior Center and Town Hall, and

BE IT FURTHER,

RESOLVED, the cost for services provided under this agreement shall not to exceed \$4,998.00 per year, and will be paid for with funds available from the Town's Buildings, Miscellaneous Contractual Services Budget (Line Item 01-1620-411) commencing February 1, 2023 and terminating January 31, 2025.

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

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

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

WHEREAS, on January 19, 2021, the Town Board of the Town of Lancaster approved a site plan submitted by Michael Metzger of Metzger Civil Engineering PLLC, on behalf of **Lancaster Parkway Commercial Development** for the proposed construction of an 11,400 square foot high bay storage building to be utilized for Internet Distribution Service, Dental Supply Storage, Health Care Video Production and lease space for 6 small commercial businesses with additional site improvements to include service utilities to serve the building as well as asphalt pavement and storm water management infrastructure located at located at 9 Lancaster Parkway in the Town of Lancaster, and

WHEREAS, due to hardships and uncertainties brought on by the COVID 19 Pandemic constructed was not initiated and Mike Metzger has now requested that the Town Board grant an **extension** to the site plan approval per his letter dated January 9, 2023, and

WHEREAS, the Town Code Section **400-75(D)(9)** provides that the Town Board may grant a one-time one-year extension for the commencement of development from the date of approval of a site plan, and

WHEREAS, the Town Board's liaison to the Planning Board has requested that the requirement of Planning Board approval for an extension request (400-75(D)(9)(4) be waived, and

WHEREAS, the Town Board has given due review and consideration to the request for the extension.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster using the authority granted to it under Section **400-75(D)(9)** **does** hereby extends a one-time one-year extension for the site plan previously approved for Michael Metzger of Metzger Civil Engineering PLLC, on behalf of **Lancaster Parkway Commercial Development** for the proposed construction of an 11,400 square foot high bay storage building to be utilized for Internet Distribution Service, Dental Supply Storage, Health Care Video Production and lease space for 6 small commercial businesses with additional site improvements to include service utilities to serve the building as well as asphalt pavement and storm water management infrastructure to commence January 19, 2023 and terminate January 18, 2024, and

BE IT FURTHER,

RESOLVED, that all terms and conditions which are recited in the original Town Board resolution approving the site plan on January 19, 2021 shall remain in effect, and any updated Lancaster Town Code, County, State, and/or Federal regulations which are currently applicable are to be included relative to the granting of this extension.

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

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

January 17, 2023