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Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 3rd day of January, 1984 at 7:00 o'clock P.M., Eastern Standard Time, there were:

PRESENT: Supervisor Daniel E. Weber
Councilman Thomas M. Johnson, Jr.
Councilman William P. Rogowski
Councilman John V. Rogowski
Councilman Patricia A. Jaworowicz
Councilman Christopher J. Kowal
Councilman Dennis H. Gabryszak

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; Chester Bryan, Town Engineer; Theodore DeFedericis, Chief of Police; Matt Kawczynski, Fire Inspector; James Kirisits, Town Attorney; Kenneth Kopacz, Executive Director of Youth Bureau; Sal LaGreca, Employment and Training Services, Director II; Earl Loder, Natural Disaster Services Co-ordinator; Ronald Marten, Building Inspector; Richard Slisz, Chairman, Erie County Legislature; Al Thrun, Representative of Cheektowaga Traffic Safety Commission; Dr. Louis A. Vendetti, Town Health Officer; Donald Wegner, Chairman of Zoning Board of Appeals; Pat Wojcik, Recreation Supervisor-Senior Citizens; Bernard J. Wojtkowiak, Mayor of Sloan; and Alfred Zalenski, Foreman of Sewer Treatment Plant No. 5.

I. PUBLIC HEARING

Item No. 2 This was the time and place advertised for a public hearing to consider the advisability of adopting an amendment to the Fire Prevention Code of the Town of Cheektowaga, hereinafter more particularly described. The Supervisor directed the Town Clerk to present proof of publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor such proof was duly filed. Said proposed amendment being as follows:

* * * * *

*SEE NEXT THREE (3) PAGES FOR COPY OF PROPOSED AMENDMENT TO FIRE PREVENTION CODE.

ARTICLE 14 A

Smoke Detectors

Section 14 A.1 Smoke Detectors Required

It shall be the responsibility of every owner of an occupied dwelling unit situate in the Town of Cheektowaga to install and maintain smoke detector(s) in compliance with this Article.

Section 14 A.2 General Requirements

(a) Installation and Location of Smoke Detectors. At least one (1) smoke detector, as hereinafter approved, shall be installed for each sleeping area in every dwelling unit in the Town. Every smoke detector shall be installed and located so as to avoid dead air space and shall be placed on or near the ceiling.

(b) Maintenance of Smoke Detectors. The owner of every occupied dwelling unit in the Town shall be required to maintain all smoke detectors required by this Article in proper working condition.

(c) Types of Smoke Detectors Required. Every smoke detector required to be installed and maintained pursuant to this Article shall be of a type approved by Underwriters Laboratory (UL) or Factory Mutual. The smoke detector must be capable of detecting visible or invisible particles of combustion relating to a fire. Upon the presence of such particles, the smoke detector must be capable of automatically activating a suitable alarm which is audible in adjoining sleeping areas with the intervening doors closed. The smoke detector must also provide a visible indication that the alarm is energized and shall be reasonably free from false alarms.

Section 14 A.3 Requirements for Specific Dwelling Units

(a) New One- and Two-family Dwellings. Smoke detectors shall be installed and maintained as provided in the New York State Uniform Fire Prevention and Building Code.

(b) Existing One- and Two-family Dwellings.

(1) In addition to the requirements of Section 14 A.2(b) of this Article, at least one (1) smoke detector shall be installed in every existing one- and two-family dwelling at the head of each stairway leading to an occupied area in such a manner as to assure that rising smoke is not obstructed in reaching the detector and that the detector intercepts rising smoke before it reaches the sleeping area.

(2) Smoke detectors installed in one- and two-family dwellings may be wired directly to the power supply or operated by a self-monitored battery or connected to a plug-in outlet. However, in no event may any smoke detector required by this subsection be controlled by any switch other than the main power supply, and any plug-in outlet must be fitted with a plug restrainer device.

(c) New Multiple Dwellings. Smoke detectors shall be installed and maintained as provided in the New York State Uniform Fire Prevention and Building Code.

(d) Existing Multiple Dwellings.

(1) At least one (1) smoke detector shall be installed in every dwelling unit in existing multiple dwellings in the Town. In addition, a smoke detector system, as approved by the Town Fire Inspector, shall be installed in all public halls and stairways in every existing multiple dwelling.

(2) Smoke detectors required pursuant to this subsection may be wired directly to the power supply or operated by a self-monitored battery or connected to a plug-in outlet. However, in no event may any smoke detector required by this subsection be controlled by any switch other than the main power supply, and any plug-in outlet must be fitted with a plug restrainer device. All smoke detector systems required pursuant to this subsection shall be connected to an alarm which is clearly audible throughout the building and shall be installed in a manner that the Town Fire Inspector shall direct.

(3) If a battery-operated smoke detector is installed in an existing multiple dwelling, then either the owner, manager or agent thereof shall be required to maintain a record showing that he has, at least once every three months, checked the battery condition of all smoke detectors installed in such multiple dwelling to insure that they are in proper working order. These records shall be open to inspection by the Town Fire Inspector.

Section 14 A.4 When Effective

This Article shall become effective and shall be enforced as of the 1st day of July, 1984.

Item No. 2 Cont'd.

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. Comments were heard, after which the Supervisor declared the hearing closed; decision was reserved.

II. RESOLUTIONS

Item No. 3 Motion by Councilman W. P. Rogowski, seconded by Councilman Johnson

BE IT RESOLVED that Christopher J. Kowal, 344 Reiman Street, Sloan, New York, be and hereby is granted a leave of absence from his position as Laborer in the Sanitation Department, without pay, for a period not to exceed one year, effective January 1, 1984.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz and Gabryszak
NAYES: 0
ABSENT: 0
ABSTAINED: Councilman Kowal

Item No. 4 Motion by Councilman J. V. Rogowski, seconded by Councilman Kowal

BE IT RESOLVED that the regular Town Board meetings of the Town of Cheektowaga shall be held on the first and third Mondays of the month during the year 1984 at 7:00 P.M.; to be held in the Council Chambers, Town Hall, Cheektowaga, New York.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 5 Motion by Councilman Gabryszak, seconded by Councilman Jaworowicz

BE IT RESOLVED that the Town Board shall hold work sessions every second Saturday of the month at 10:00 A.M. during the year 1984; said work sessions shall be held in the Council Chambers, Town Hall, Cheektowaga, New York.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 6 Motion by Supervisor Weber, seconded by Councilman W. P. Rogowski

BE IT RESOLVED that the Marine Midland Bank N.A. (Cheektowaga Office), Liberty National Bank and Trust Company (Harlem Road Office), Bank of New York (Cheektowaga Office), Chase Manhattan Bank of Western New York N.A. (Depew Office), Manufacturers and Traders Trust Company (Airport Plaza Office), Citibank (Airport Plaza), and Manufacturers Hanover Trust Company Western, N.A. (Depew Office), as designated depositories of the Town of Cheektowaga, be and they hereby are requested, authorized and directed to honor checks, notes and other instruments for the payment of money against Town funds on deposit therein, including those payable to the individual order of the person whose name appears thereon as signer, when bearing or purporting to bear the facsimile signature of Daniel E. Weber, Supervisor--

and the Marine Midland Bank N.A. (Cheektowaga Office), Liberty National Bank and Trust Company (Harlem Road Office), Bank of New York (Cheektowaga Office), Chase Manhattan Bank of Western New York, N.A. (Depew Office), Citibank (Airport Plaza), and Manufacturers and Traders Trust Company (Airport Plaza Office), shall be entitled to honor and to charge the proper bank account of the Town of Cheektowaga for such checks, notes, and other instruments, regardless of by whom or by what means the actual or purported facsimile signature thereon may have been

Item No. 6 Cont'd.

affixed thereto, if such signature resembles the facsimile specimen or specimens duly certified to or filed with the said banks by the Supervisor, the Town Clerk or other officer of the Town of Cheektowaga.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, and Kowal
NAYES: 0
ABSENT: 0
ABSTAINED: Councilman Gabryszak

Item No. 7 Motion by Councilman W. P. Rogowski, seconded by Councilman Gabryszak

RESOLVED that the Town Board of the Town of Cheektowaga, pursuant to Section 25 of the Town Law and Section 11(2) of the Public Officers Law, hereby approves the execution of a Public Employees' Blanket Bond issued by the Fidelity and Deposit Company of Maryland, a surety company authorized to transact business in the State of New York, covering all officers and employees, including the Supervisor, Deputy Supervisor, Town Clerk, Superintendent of HIGHways, Receiver of Taxes and two Justices of the Peace for the sum of \$100,000.00 per occurrence, and

BE IT FURTHER RESOLVED that the aforementioned undertaking shall include an additional coverage of \$200,000.00 each for the following officers of the Town:

Supervisor
Deputy Supervisor
Receiver of Taxes,

and

BE IT FURTHER RESOLVED that the following Town Officers shall execute an undertaking in the sum of \$5,000.00 each:

Library Board Chairman
Library Board Secretary,

and

BE IT FURTHER RESOLVED that the expense of the aforementioned undertakings shall be a charge against the Town of Cheektowaga, and

BE IT FURTHER RESOLVED that the aforementioned undertakings shall be effective January 1, 1984.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 8 Motion by Supervisor Weber, seconded by Councilman Johnson

WHEREAS, Section 24, paragraph 11 of the Town Law empowers the Town Board to designate as the official paper of the Town any newspaper regularly published in the Town if such newspaper has been entered as Second Class Mail material, AND

WHEREAS, the CHEEKTOWAGA TIMES, is published and circulated on a regular weekly basis in the Town of Cheektowaga, AND

WHEREAS, the office of said newspaper is located in the Town, NOW, THEREFORE, BE IT

Item No. 8 Cont'd.

RESOLVED that the CHEEKTOWAGA TIMES, located at 343 Maryvale Drive, be and hereby is designated as the officla paper of the Town of Cheektowaga.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 9 Motion by Supervisor Weber, seconded by Councilman Johnson

WHEREAS, the Town Board of the Town of Cheektowaga has previously created the position of Deputy Supervisor by Town Board Resolution dated January 2, 1976, AND

WHEREAS, Section 42 of the Town Law of the State of New York provides for an appointment to the position of Deputy Supervisor, said appointment to be made by the Supervisor of the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED that Bernard J. Wojtkowiak, residing at Sloan, New York, be and hereby is appointed to the position of Deputy Supervisor, effective January 1, 1984.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, Jaworowicz,
Kowal and Gabryszak
NAYES: Councilman J. V. Rogowski
ABSENT: 0

Item No. 10 Motion by Councilman W. P. Rogowski, seconded by Councilman Johnson

BE IT RESOLVED that James J. Kirisits of 3 Redwood Drive, Cheektowaga, New York be and hereby is appointed Town Attorney, effective January 1, 1984.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 11 Appointment of First Deputy Town Attorney.

Motion by Councilman Jaworowicz, seconded by Councilman J. V. Rogowski to table the above item.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 12 Appointment of Deputy Town Attorney

Motion by Councilman Kowal, seconded by Councilman Gabryszak to table the above item.

Upon roll call.....

AYES: Supervisor Weber, Councilman Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 13 Re-appointment of Prosecuting Attorney to the Justice Court.
This item was withdrawn.

Item No. 14 Motion by Councilman Johnson, seconded by Councilman Kowal

BE IT RESOLVED that Chester L. Bryan, 24 Woodside Lane, Cheektowaga, New York, be and hereby is appointed Town Engineer, effective January 1, 1984.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 15 Motion by Councilman Johnson, seconded by Councilman Gabryszak

BE IT RESOLVED that William L. Wielinski of Cheektowaga, New York, be and hereby is appointed as Supervising Accountant to the Supervisor, effective January 1, 1984.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 16 Motion by Councilman Kowal, seconded by Councilman J. V. Rogowski

BE IT RESOLVED that Thomas Kolbert, residing at Cheektowaga, New York, be and hereby is appointed Clerk of the Justice Court, effective January 1, 1984.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 17 Motion by Councilman Kowal, seconded by Councilman Gabryszak

BE IT RESOLVED that Robert Kapron, residing at Cheektowaga, New York, be and hereby is appointed Clerk to the Town Justice, effective January 1, 1984.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 18 Motion by Councilman Gabryszak, seconded by Councilman W. P. Rogowski

BE IT RESOLVED that Ronald Zoeller, residing at Cheektowaga, New York, be and hereby is appointed to the position of Working Foreman in the Sanitation Department, effective as of January 1, 1984.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 19 Motion by Councilman Johnson, seconded by Councilman W. P. Rogowski

BE IT RESOLVED that Jerome J. Gabryszak, residing at 590 Roycroft Boulevard, Cheektowaga, New York, be and hereby is appointed Community Development Director of the Town of Cheektowaga, effective as of January 1, 1984.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 20 Motion by Councilman W. P. Rogowski, seconded by Councilman Johnson

BE IT RESOLVED that James Matecki, , Cheektowaga, New York, be and hereby is appointed as Director of the Facilities Department for the Town of Cheektowaga, effective January 1, 1984.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 21 Motion by Councilman W. P. Rogowski, seconded by Councilman Gabryszak

BE IT RESOLVED that Michael Miecznikowski, residing at Depew, New York, be and hereby is appointed as Director of Recreation for the Town of Cheektowaga, effective January 1, 1984.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 22 Motion by Councilman Kowal, seconded by Councilman Johnson

BE IT RESOLVED that Ted Brayer, residing at Cheektowaga, New York, be and hereby is appointed to the position of Director of Personal Services in the Town of Cheektowaga, effective January 1, 1984.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 23 Motion by Councilman Johnson, seconded by Supervisor Weber

BE IT RESOLVED that Earl Loder, of Cheektowaga, New York, be and hereby is appointed to the Part-time position of "Natural Disaster Services Coordinator", effective January 1, 1984.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 24 Termination of Bingo Inspector.
This item was withdrawn.

Item No. 25 Re-appointment of Town Bingo Inspectors and Bingo Inspector Chairman
Motion by Councilman J. V. Rogowski, seconded by Councilman Jaworowicz
to table the above item.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 26 Re-appointment of Bingo Inspectors.
Motion by Councilman Gabryszak, seconded by Councilman Kowal to table
the above item.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 27 Motion by Councilman Johnson, seconded by Councilman Jaworowicz

WHEREAS, the three-year term of certain members of the Cheektowaga
Traffic Safety Commission expires December 31, 1983, NOW, THEREFORE, BE IT

RESOLVED that the following re-appointments to the Cheektowaga Traf-
fic Safety Commission be and hereby are made commencing January 1, 1984 and expiring
December 31, 1986:

Alex Thrun	John Sandilands
Cheektowaga, NY 14225	Marilla, NY 14102
Charles Getz	Patrick Costrine
Cheektowaga, NY 14227	Cheektowaga, NY 14225
Theodore Kurk	
Cheektowaga, NY 14227	

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 28 Motion by Councilman Johnson, seconded by Councilman W. P. Rogowski

WHEREAS, the Town Board desires the services of a Certified Public Ac-
counting Firm for services in the areas of:

Annual Audit - A complete certified audit of the Town records will
be performed to include:

- a. Preparation of the Annual Financial Report to the New York State
Department of Audit and Control
- b. Preparation of audit report on regular Town audit
- c. Preparation of management letter relative to regular audit

Item No. 31 Motion by Councilman W. P. Rogowski, seconded by Supervisor Weber

BE IT RESOLVED that the following individuals be and hereby are hired as Seasonal Trainees in the Facilities Department at the rate of \$3.10 per hour, effective January 4, 1984:

Steven Dunkowski

Gregory Szafranski

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 32 Motion by Councilman W. P. Rogowski, seconded by Supervisor Weber

BE IT RESOLVED that the following be and hereby are hired as seasonal, part-time clerical employees to assist Joan E. Dudek Receiver of Taxes and Assessments in the 1984-85 tax collection, as needed, and that the salary be fixed at the sum of \$23.50 per day:

Arlene C. Jankowski
Patricia Jaroszewski
Alice T. Nowicki
Waltraud Piffle
Margaret Trautman
Susanne Urshel
Eleanore Yantomasi
Edwina Bobek
Dorothea Gielinski
Geraldine Glascott
Diane Kasinski
Karen A. Klager
Marcia A. Kucharski
Gertrude Napierski
Irene Sajdak
Mary Urbanski
Michelle Westphal
Barbara Wiedemer
Lori Ann Gerace
Joan Wojtkowski
Lisa Ann Zanghi
Carol Chandler
Linda Dietl
Patricia Miller

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 33 Motion by Councilman W. P. Rogowski, seconded by Councilman Jaworowicz

WHEREAS, the Town of Cheektowaga is operating daily transportation services for Senior Citizens of the Town, AND

WHEREAS, an agreement between the Town of Cheektowaga and the County of Erie has been drafted relative to the operation of the vans for the year 1984, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Cheektowaga be and hereby is authorized to sign the agreement on behalf of the Town of Cheektowaga retroactive to January 1, 1984.

Item No. 33 Cont'd.

Upon roll call.....

AYES: Supervisor Weber, Councilman Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 34 Motion by Councilman W. P. Rogowski, seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga currently has a non-exclusive franchise agreement with International Cable for cable television services in the Town, and

WHEREAS, the City of Buffalo recently negotiated a renewal of its cable television package with Cable Scope Inc., which package includes, among other things, a provision mandating Cable Scope Inc. to upgrade its system from 36 to 54 channels, and

WHEREAS, this Town Board feels that residents of the Town of Cheektowaga should have more channels and other services available to them when purchasing a cable television package, and

WHEREAS, one of the ways a more beneficial cable television package can be realized is to invite competition from other cable companies, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby invites informal proposals from cable television companies to operate in the Town in conjunction with International Cable.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 35 Motion by Councilman W. P. Rogowski, seconded by Councilman Jaworowicz

WHEREAS, the Town of Cheektowaga is operating a nutrition program for the elderly at the facilities of: St. John Gualbert's Parish, located at 83 Gualbert Avenue, Cheektowaga, New York; Our Lady of Czestochowa Parish, located at 23 Willowlawn Parkway, Cheektowaga, New York; Maryvale Drive Presbyterian Church, located at 425 Maryvale Drive, Cheektowaga, New York; and Infant of Prague Parish, located at 921 Cleveland Drive, Cheektowaga, New York, AND

WHEREAS, an agreement between the Town of Cheektowaga and the above churches has been drafted relative to the operation of the said nutrition program for the year 1984, AND

WHEREAS, an agreement between the Town of Cheektowaga and the above churches has been drafted relative to the operation of the said nutrition program for the year 1984, AND

WHEREAS, an agreement between the Town of Cheektowaga and the County of Erie has been drafted relative to the operation of the said nutrition program for the year 1984, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Cheektowaga be and hereby is authorized to sign all the said agreements on behalf of the Town of Cheektowaga retroactive to January 1, 1984.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal AND Gabryszak
NAYES: 0
ABSENT: 0

Item No. 36 Motion by Councilman Johnson, seconded by Councilman W. P. Rogowski

WHEREAS, the Town's consultant, Ernest A. Holfoth, has recommended continuation of Excess Workers Compensation insurances and Workers Compensation Self-Insurance Claims Administration and Loss Control Services with the present providers of such insurances and services, AND

WHEREAS, the Town has received a proposal for a continuation of the following insurances and services:

1. \$2,000,000 Excess Workers Compensation Insurance with General Reinsurance Corporation and Laverack & Haines, Inc., at an annual advance premium of \$8,400.
2. \$100,000 Principal Sum Catastrophe Occupational Death, Dismemberment, and Paralysis Insurance with Insurance Company of North America and Pierce & Cash, Inc., at an annual premium of \$9,693, payable semi-annually.
3. Workers Compensation Claims Administration services with Fred S. James & Co. of New York, Inc., at an annual flat fee of \$10,000.
4. Workers Compensation Loss Control services with Fred S. James & Co. of New York, Inc., at the proposed annual cost of \$7,880.

NOW, THEREFORE, BE IT

RESOLVED that the above stated insurances and services be renewed, effective January 1, 1984, AND BE IT

FURTHER RESOLVED that the Supervisor be and hereby is authorized to sign the insurances and services contracts as proposed.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
 NAYES: 0
 ABSENT: 0

Item No. 37 Motion by Councilman Johnson, seconded by Councilman W. P. Rogowski

WHEREAS, Tom Greenauer Development, Inc. has submitted Change Order No. 3 for the Cedargrove Heights Park Improvements Project, AND

WHEREAS, certain additions and deletions have been deemed necessary and appropriate for the rehabilitation of Cedargrove Heights Park, AND

WHEREAS, said additions include \$4,227.00 for fencing, bollards, chain, one gate, and the relocation of a player bench and \$3,615.00 for drywells, grading and seeding, and said deletion included \$1,450.00 for the elimination of one backstop, AND

WHEREAS, said Change Order No. 3 has been approved by Stuart Alexander and Associates, NOW, THEREFORE, BE IT

RESOLVED, that the final contract price for the Cedargrove Heights Park Improvements Project be and hereby is amended from \$63,225.82 to \$69,617.82, AND BE IT

FURTHER RESOLVED, that the Supervisor be and hereby is authorized to sign Change Order No. 3 on behalf of the Town of Cheektowaga.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
 NAYES: 0
 ABSENT: 0

Item No. 38 Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, the Town of Cheektowaga is eligible to receive up to \$1,019,000 in Community Development Block Grant funds for fiscal year 1984-85, AND

WHEREAS, the Town of Cheektowaga has entered in Cooperation Agreements with the Village of Sloan, Depew, and Williamsville to procure these funds, AND

WHEREAS, the Town of Cheektowaga, as required by federal rules and regulations, must hold a public hearing for the purpose of obtaining the views of Town citizens regarding community development and housing needs, NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held on February 6, 1984, at 6:30 P.M., at Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, for the above said purpose, AND BE IT

FURTHER RESOLVED that a Notice of such public hearing, to also contain a notice of proposed community development objectives and use of funds and a statement of the range of allowed activities under the Community Development Program, be published in the Cheektowaga Times on Thursday, January 26, 1984.

*SEE NEXT PAGE FOR COPY OF NOTICE OF PUBLIC HEARING AND STATEMENT OF OBJECTIVES AND PROPOSED USE OF FUNDS

NOTICE OF PUBLIC HEARING
STATEMENT OF OBJECTIVES AND PROPOSED USE OF FUNDS

The Town of Cheektowaga will hold a Public Hearing on Monday, February 6, 1984, at 6:30 P.M. at Cheektowaga Town Hall, Broadway and Union Road, Cheektowaga, New York, regarding the Town's 1984-85 Community Development Block Grant Program.

The Town of Cheektowaga and the Villages of Depew, Sloan, and Williamsville are eligible to receive up to \$1,019,000 under Title I of the Housing and Community Development Act of 1974, as amended, during the fiscal year 1984. The purpose of this hearing is to provide the citizens of the Town of Cheektowaga with the opportunity to express their views and opinions on housing and community development needs in the Town. Eligible activities for which these funds can be used include housing rehabilitation, street and drainage improvements, parks, playgrounds and recreational facilities, water and sewer facilities, economic development activities and code enforcement. A complete listing of eligible activities can be obtained from the Town Community Development Office at the address listed below.

It is the intent and purpose of the Town of Cheektowaga and the Villages of Sloan, Depew, and Williamsville to foster and maintain strong and viable communities through the use and expenditure of federal Community Development Block Grant funds. Further, said funds shall be assigned to areas deemed most needy on the basis of social, economic and physical conditions; this represents the highest objective. The Town and Villages shall prioritize community needs including but not limited to housing, neighborhood revitalization and stabilization, recreation, and industrial development. It is the explicit intent of the Town and Villages to accomplish implementation of program goals and objectives through the cooperation and input of the citizens in these communities.

A full presentation of CDBG program goals and objectives for housing, neighborhood revitalization and stabilization, code enforcement, recreation, industrial development, public services and facilities and citizen participation can be obtained in the Office of Community Development, 2600 Harlem Road, Cheektowaga, New York 14225, between the hours of 9:00 A.M. and 4:30 P.M., weekdays, or can be discussed with the Community Development Director by calling 896-1700 between 9:00 A.M. and 4:30 P.M., Monday through Friday.

Item No. 38 Cont'd.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

*SEE AFFIDAVIT ON NEXT PAGE.

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Barbara A Weiss, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*Clert*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks;
first publication.....*January 26, 1984*.....;
last publication.....*January 26, 1984*.....;
and that no more than six days intervined be-
tween publications.

Barbara A Weiss.....

Sworn to before me this*27th*.....

day of*January*....., 19.....*84*.....

.....*Dorothy J. Turner*.....

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19.....*85*.....

**NOTICE OF PUBLIC HEARING
STATEMENT OF OBJECTIVES
AND PROPOSED USE OF
FUNDS**

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It is the intent and purpose of the Town of Cheektowaga and the Villages of Sloan, Depew, and Williamsville to foster and maintain strong and viable communities through the use and expenditure of federal Community Development Block Grant funds. Further, said funds shall be assigned to areas deemed most needy on the basis of social, economic and physical conditions; this represents the highest objective. The Town and Villages shall prioritize community needs including but not limited to housing, neighborhood revitalization and stabilization, recreation, and industrial development. It is the explicit intent of the Town and Villages to accomplish implementation of program goals and objectives through the cooperation and input of the citizens in these communities.

A full presentation of CDBG program goals and objectives for housing, neighborhood revitalization and stabilization, code enforcement, recreation, industrial development, public services and facilities and citizen participation can be obtained in the Office of Community Development, 2400 Harlem Road, Cheektowaga, New

York 14225, between the hours of 9:00 A.M. and 4:30 P.M. weekdays or can be discussed with the Community Development Director by calling 896-1700 between 9:00 A.M. and 4:30 P.M., Monday through Friday.

PUBLISH: January 26, 1984.

Item No. 39 Motion by Councilman W. P. Rogowski, seconded by Councilman Jaworowicz

WHEREAS, Kenneth J. Kopacz, Executive Director of the Cheektowaga Youth Bureau has been elected as President of the Association of New York State Youth Bureaus, AND

WHEREAS, this requires him to attend various meetings on behalf of the Association, AND

WHEREAS, the Town Council has already established a policy for unionized employees in its agreement with the Town of Cheektowaga Employee's Association, through Section 10.06, BE IT

RESOLVED that Kenneth J. Kopacz be permitted excused leave to attend said meetings, necessary travel expenses to be paid by The Association of New York State Youth Bureaus, AND BE IT FURTHER

RESOLVED that Kenneth J. Kopacz follow the guidelines as established in Section 10.06 of the Town's Agreement with the Town of Cheektowaga Employee's Association.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 40 Motion by Supervisor Weber, seconded by Councilman Johnson

BE IT RESOLVED that the following vouchers and warrants submitted to the Town of Cheektowaga prior to January 3, L984 are hereby approved and the Supervisor is ordered to pay said warrants.

FUND	AMOUNT
HUD-CDBG FUND	\$ 96,205.34
CAPITAL FUND	24,097.80
GENERAL FUND	89,016.52
SPECIAL DISTRICTS FUND	10,728.49
HIGHWAY FUND	31,224.00
TRUST AND AGENCY FUND	1,462.50
PART TOWN FUND	25.00
	<u>\$252,759.65</u>

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

III. DEPARTMENTAL COMMUNICATIONS

Item No. 41 Building Permits.
Received and filed.

Item No. 42 Joan E. Dudek, Receiver of Taxes and Assessments: Report of monies received and disbursed during 1983 Tax Collection. received and filed.

Item No. 43 Cheektowaga Library Board: Minutes of November 18, 1983 meeting. Received and filed.

IV. GENERAL COMMUNICATIONS

Item No. 44 Order to Show Cause: Michael J. & Lorraine R. Billi for Michael A. Billi, Infant vs. Town of Cheektowaga. Received and filed.

Item No. 45A Summons & Complaint: Michael J. and Lorraine R. Billi for Michael A. Billi, Infant vs. Town of Cheektowaga. Received and filed.

Item No. 45B Summons & Complaint: Judith Houck Nowlan for Eric Houck, Infant vs. Town of Cheektowaga. Received and filed.

Item No. 46A Notice of Claim: Michael J. and Lorraine R. Billi for Michael A. Billi, Infant vs. Town of Cheektowaga. Received and filed.

Item No. 46B Notice of Claim: Judith Houck Nowlan for Eric Houck, Infant vs. Town of Cheektowaga, Received and filed.

Item No. 46C Notice of Claim: James J. Matecki vs. Town of Cheektowaga. Received and filed.

Item No. 46D Notice of Claim: Michael B. Rattle vs. Town of Cheektowaga. Received and filed.

* * * * *

Motion by Councilman J. V. Rogowski, seconded by Councilman W. P. Rogowski to suspend the rules to include the following item:

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

* * * * *

V. SUSPENSION OF RULES

Item No. 47 Appointment of Town Historian

Motion by Supervisor Weber, seconded by Councilman J. V. Rogowski

BE IT RESOLVED that Julia Boyer Reinstein be and hereby is appointed Town Historian of the Town of Cheektowaga, New York for a term of four (4) years, commencing January 1, 1984.

Item No. 47 Cont'd.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 48 Motion by Councilman J. V. Rogowski, seconded by Councilman Kowal to adjourn the meeting.

January 3, 1984

RICHARD M. MOLESKI
Town Clerk

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 16th day of January, 1984 at 7:00 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT: Supervisor Daniel E. Weber
Councilman Thomas M. Johnson, Jr.
Councilman William P. Rogowski
Councilman John V. Rogowski
Councilman Patricia A. Jaworowicz
Councilman Christopher J. Kowal
Councilman Dennis H. Gabryszak

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Pat Wojcik, Recreation Supervisor, Senior Citizens; Bernard Wojtkowiak, Deputy Supervisor, and Mayor of Sloan; Richard Slisz, Legislator; Alfred Wnek, Highway Superintendent; Sal LaGreca, Employment & Training Services Director II; Mike Miecznikowski, Recreation Director; Ron Zoeller, Working Foreman in the Sanitation Department; Chester Bryan, Town Engineer; Julia Reinstein, Town Historian; Dennis Ciotuszynski, Prosecuting Attorney to the Justice Court; Donald Wegner, Chairman of Zoning Board of Appeals; Theodore DeFedericis, Chief of Police; Ron Marten, Building and Plumbing Inspector; Earl Loder, Natural Disaster Services Coordinator.

I. RESOLUTIONS

Item No. 2 Motion by Councilman Johnson, seconded by Unanimously

WHEREAS, in order to protect lives and property from the hazards of fire, the Town Fire Inspector and the Cheektowaga Fire Chiefs Mutual Aid Association requested this Town Board to amend the "Fire Prevention Code of the Town of Cheektowaga" to make smoke detectors mandatory in dwellings, and

WHEREAS, this Town Board duly called a public hearing to consider the advisability of adopting said recommended changes to the "Fire Prevention Code of the Town of Cheektowaga" and gave due notice thereof as required by law, and

WHEREAS, a public hearing on said proposed amendments was duly held by this Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York on the 3rd day of January, 1984 at 7:00 o'clock P.M.; at such hearing all parties in interest and citizens had an opportunity to be heard and were heard, and

WHEREAS, it is in the public interest to amend the "Fire Prevention Code of the Town of Cheektowaga" as hereinafter set forth, NOW, THEREFORE, BE IT

RESOLVED that the Fire Prevention Code of the Town of Cheektowaga, New York be and the same is hereby amended and changed as follows:

* See next three (3) pages for ARTICLE 14 A, Smoke Detectors.

ARTICLE 14 A

Smoke Detectors

Section 14 A.1 Smoke Detectors Required

It shall be the responsibility of every owner of an occupied dwelling unit situate in the Town of Cheektowaga to install and maintain smoke detector(s) in compliance with this Article.

Section 14 A.2 Definitions

SLEEPING AREA(S) - the area or areas of the family living unit in which the bedrooms or sleeping rooms are located. Bedrooms or sleeping rooms separated by other use areas, such as kitchens or living rooms (but not bathrooms), shall be considered as sleeping areas for purposes of this standard.

Section 14 A.3 General Requirements

(a) Installation and Location of Smoke Detectors. At least one (1) smoke detector, as hereinafter approved, shall be installed for each sleeping area in every dwelling unit in the Town. Every smoke detector shall be installed and located so as to avoid dead air space and shall be placed on or near the ceiling, as per standards as recommended by the National Fire Protection Association (NFPA).

(b) Maintenance of Smoke Detectors. The owner of every occupied dwelling unit in the Town shall be required to maintain all smoke detectors required by this Article in proper working condition.

(c) Types of Smoke Detectors Required. Every smoke detector required to be installed and maintained pursuant to this Article shall be of a type

approved by Underwriters Laboratory (UL) or Factory Mutual. The smoke detector must be capable of detecting visible or invisible particles of combustion relating to a fire. Upon the presence of such particles, the smoke detector must be capable of automatically activating a suitable alarm which is audible in adjoining sleeping areas with the intervening doors closed. The smoke detector must also provide a visible indication that the alarm is energized and shall be reasonably free from false alarms.

(d) NFPA Standards Applicable. Standards for the installation, operation, etc. of smoke detectors, as recommended by the NFPA, shall be applicable under this Article.

Section 14 A.4 Requirements for Specific Dwelling Units

(a) New One- and Two-family Dwellings. Smoke detectors shall be installed and maintained as provided in the New York State Uniform Fire Prevention and Building Code.

(b) Existing One- and Two-family Dwellings.

(1) In addition to the requirements of Section 14 A.2 (a) and (b) of this Article, at least one (1) smoke detector shall be installed in every existing one- and two-family dwelling at the head of each stairway leading to an occupied area in such a manner as to assure that rising smoke is not obstructed in reaching the detector and that the detector intercepts rising smoke before it reaches the sleeping area.

(2) Smoke detectors installed in one- and two-family dwellings may be wired directly to the power supply or operated by a self-monitored battery or connected to a plug-in outlet. However, in no event may any smoke detector required by this subsection be controlled by any switch other than the main power supply, and any plug-in outlet must be fitted with a plug retainer device.

(c) New Multiple Dwellings. Smoke detectors shall be installed and maintained as provided in the New York State Uniform Fire Prevention and Building Code.

(d) Existing Multiple Dwellings.

(1) At least one (1) smoke detector shall be installed in every dwelling unit in existing multiple dwellings in the Town. In addition, a smoke detector system acceptable under NFPA standards shall be installed in all public halls and stairways in every existing multiple dwelling.

(2) Smoke detectors required pursuant to this subsection may be wired directly to the power supply or operated by a self-monitored battery or connected to a plug-in outlet. However, in no event may any smoke detector required by this subsection be controlled by any switch other than the main power supply, and any plug-in outlet must be fitted with a plug retainer device. All smoke detector systems required pursuant to this subsection shall be connected to an alarm which is clearly audible throughout the building and shall be installed in a manner acceptable under NFPA standards.

(3) If a battery-operated smoke detector is installed in an existing multiple dwelling, then either the owner, manager or agent thereof shall be required to maintain a record showing that he has, at least once every three months, checked the battery condition of all smoke detectors installed in such multiple dwelling to insure that they are in proper working order. These records shall be open to inspection by the Town Fire Inspector.

Section 14 A.5 When Effective

This Article shall become effective and shall be enforced as of the 1st day of July, '1984.

Item No. 2 cont'd

and BE IT FURTHER

RESOLVED that a copy of this Resolution be entered in the minutes of the meeting of the Town Board of the Town of Cheektowaga held on January 16, 1984; and that a certified copy thereof be published in the CHEEKTOWAGA TIMES, a newspaper published in the Town of Cheektowaga and having a general circulation therein; and the affidavit of such publication shall be filed with the Town Clerk, and BE IT FURTHER

RESOLVED that the aforementioned amendments to the "Fire Prevention Code of the Town of Chekeotwaga" shall be effective and shall be enforced as of the 1st day of July, 1984.

Upon Roll Call....

AYES: Supervisor Weber , Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Barbara A. Weiss, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clint* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for 1 weeks:
first publication *January 19, 1984* ;
last publication *January 19, 1984* ;
and that no more than six days intervened be-
tween publications.

Barbara A. Weiss

Sworn to before me this *23rd*

day of *January*, 19 *84*

..... *Dorothy J. Turner*

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19 *85*

**EXTRACT FROM MINUTES
OF CHEEKTOWAGA
TOWN BOARD**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads in said Town on the 16th day of January, 1984 at 7:00 o'clock p.m. Eastern Standard Time there were:

PRESENT:

Supervisor:

Daniel E. Weber

Councilmen:

Thomas M. Johnson, Jr.

William P. Rogowski

John V. Rogowski

Patricia A. Jaworowicz

Christopher J. Kowal

Dennis H. Gabryszak

ABSENT: 0

Motion by Councilman Johnson.

Seconded by Unanimous.

WHEREAS, in order to protect lives and property from the hazards of fire, the Town Fire Inspector and the Cheektowaga Fire Chiefs Mutual Aid Association requested this Town Board to amend the "Fire Prevention Code of the Town of Cheektowaga" to make smoke detectors mandatory in dwellings, and

WHEREAS, this Town Board duly called a public hearing to consider the advisability of adopting said recommended changes to the "Fire Prevention Code of the Town of Cheektowaga" and gave due notice thereof as required by law, and

WHEREAS, a public hearing on said proposed amendments was duly held by this Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York on the 3rd day of January, 1984 at 7:00 o'clock P.M.; at such hearing all parties in interest and citizens had an opportunity to be heard and were heard, and

WHEREAS, it is in the public interest to amend the "Fire Prevention Code of the Town of Cheektowaga" as hereinafter set forth, NOW, THEREFORE, BE IT

RESOLVED, that the Fire Prevention Code of the Town of Cheektowaga, New York be and the same is hereby amended and changed as follows:

ARTICLE 14 A

Smoke Detectors

Section 14 A.1 Smoke Detectors Required.

It shall be the responsibility of every owner of an occupied dwelling unit situate in the Town of Cheektowaga to install and maintain smoke detector(s) in compliance with this Article.

Section 14. A.2 Definitions.

SLEEPING AREA(S) — the area or areas of the family living unit in which the bedrooms or sleeping rooms are located. Bedrooms or sleeping rooms separated by other use areas, such as kitchens or living rooms (but not bathrooms), shall be considered as sleeping areas for purposes of this standard.

Section 14 A.3 General Requirements

(a) Installation and Location of Smoke Detectors. At least one (1) smoke detector, as hereinafter approved, shall be installed for each sleeping area in every dwelling unit in the Town. Every smoke detector shall be installed and located so as to avoid dead air space and shall be placed on or near the ceiling, as per standards as recommended by the National Fire Protection Association (NFPA).

(b) Maintenance of Smoke Detectors. The owner of every occupied dwelling unit in the Town shall be required to maintain all smoke detectors required by this Article in proper working condition.

(c) Types of Smoke Detectors Required. Every smoke detector required to be installed and maintained pursuant to this Article

(d) NFPA Standards Applicable. Standards for the installation, operation, etc. of smoke detectors, as recommended by the NFPA, shall be applicable under this Article.

Section 14 A.4 Requirements for Specific Dwelling Units.

(a) New One- and Two-family Dwellings. Smoke detectors shall be installed and maintained as provided in the New York State Uniform Fire Prevention and Building Code.

(b) Existing One- and Two-family Dwellings.

(1) In addition to the requirements of Section 14 A.3 (a) and (b) of this Article, at least one (1) smoke detector shall be installed in every existing one- and two-family dwelling at the head of each stairway leading to an occupied area in such a manner as to assure that rising smoke is not obstructed in reaching the detector and that the detector intercepts rising smoke before it reaches the sleeping area.

(2) Smoke detectors installed in one- and two-family dwellings may be wired directly to the power supply or operated by a self-monitored battery or connected to a plug-in outlet. However, in no event may any smoke detector required by this subsection be controlled by any switch other than the main power supply, and any plug-in outlet must be fitted with a plug retainer device.

(c) New Multiple Dwellings. Smoke detectors shall be installed and maintained as provided in the New York State Uniform Fire Prevention and Building Code.

(d) Existing Multiple Dwellings.

(1) At least one (1) smoke detector shall be installed in every dwelling unit in existing multiple dwellings in the Town. In addition, a smoke detector system acceptable under NFPA standards shall be installed in all public halls and stairways in every existing multiple dwelling.

(2) Smoke detectors required pursuant to this subsection may be wired directly to the power supply or operated by a self-monitored battery or connected to a plug-in outlet. However, in no event may any smoke detector required by this subsection be controlled by any switch other than the main power supply, and any plug-in outlet must be fitted with a plug retainer device. All smoke detector systems required pursuant to this subsection shall be connected to an alarm which is clearly audible throughout the building and shall be installed in a manner acceptable under NFPA standards.

(3) If a battery-operated smoke detector is installed in an existing multiple dwelling, then either the owner, manager or agent thereof shall be required to maintain a record showing that he has, at least once every three months, checked the battery condition of all smoke detectors installed in such multiple dwelling to insure that they are in proper working order. These records shall be open to inspection by the Town Fire Inspector.

Section 14 A.5 When Effective.

This Article shall become effective and shall be enforced as of the 1st day of July, 1984.

and, BE IT FURTHER

RESOLVED, that a copy of this Resolution be entered in the minutes of the meeting of the Town Board of the Town of Cheektowaga held on January 16, 1984; and that a certified copy thereof be published in the CHEEKTOWAGA TIMES, a newspaper published in the Town of Cheektowaga and having a general circulation therein; and the affidavit of such publication shall be filed with the Town Clerk, and BE IT FURTHER

RESOLVED, that the aforementioned amendments to the "Fire Prevention Code of the Town of Cheektowaga" shall be effective

**STATE OF NEW YORK
COUNTY OF ERIE**

I, RICHARD M. MOLESKI, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on January 16, 1984, and minutes of said meeting have been duly recorded in the Minute Book by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at item

No. 2, inclusive, of said

2. I have compared the extract with said recorded and said copy of said minutes whole thereof insofar as minutes relate to matter to in said extract.

3. Said minutes were prepared at the time when said meeting was held and members of said Board attended said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and official corporate seal of said Town

day of January, 1984.

RICHARD M. MOLESKI

Town Clerk

PUBLISH: January 19

Item No. 3 Motion by Councilman Johnson, seconded by Councilman W.P. Rogowski

WHEREAS, the Fire Inspector of the Town of Cheektowaga has recommended that certain provisions of the Fire Prevention Code of the Town of Cheektowaga, New York be amended or repealed;

NOW, THEREFORE, BE IT RESOLVED, in accordance with the provisions of the Town Law of the State of New York, a public hearing be held on the 6th day of February, 1984 at 7:00 o'clock P.M., at a meeting of the Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard; and at which time and place it shall be determined by the Town Board whether the Fire Prevention Code of the Town of Cheektowaga, New York shall be amended as provided in the attached Notice of Hearing; and

BE IT FURTHER RESOLVED that the Town Clerk shall publish the attached Notice of Hearing in the CHEEKTOWAGA TIMES, a newspaper published in the Town of Cheektowaga and having a general circulation therein, not less than ten (10) days prior to the date of such hearing.

* * * * *

NOTICE OF HEARING

ON PROPOSAL TO AMEND FIRE PREVENTION CODE

NOTICE IS HEREBY GIVEN THAT in pursuance of a Resolution of the Town Board of the Town of Cheektowaga, which was duly passed on the 16th day of January, 1984, and in accordance with the provisions of the Town Law of the State of New York, a Public Hearing will be held on the 6th day of February, 1984 at 7:00 o'clock P.M., at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at which hearing all parties in interest and citizens shall be an opportunity to be heard and at which time and place it shall be determined by the Town Board whether various provisions of the Fire Prevention Code of the Town of Cheketowaga, New York shall be amended and changed as follows:

1. RESOLVED that Section 1.2, which relates to the application of the Fire Prevention Code, shall be amended by adding a new subdivision designated 1.2a, which shall read as follows:

- a. In the event a provision of the New York State Uniform Fire Prevention and Building Code is more stringent than a provision of this Code, the New York State Fire Prevention and Building Code provision shall be applicable; otherwise this Code shall be applicable;

and subdivision 1.2a shall be renumbered subdivision 1.2b and subdivision 1.2b shall be renumbered subdivision 1.2c.

2. RESOLVED that subdivision a of Section 21.3, which relates to permits for the installation of containers for liquefied petroleum gases, shall be amended by substituting "500 gallons" in place of "2000 gallons."

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.

RICHARD M. MOLESKI
Town Clerk

DATED: January 16, 1984

* * * * *

Upon Roll Call....

AYES: Supervisor Weber , Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

NO. 5

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Barbara A Weiss, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks;
first publication *January 19, 1984* ;
last publication *January 19, 1984* ;
and that no more than six days intervened be-
tween publications.

Barbara A Weiss

Sworn to before me this *23rd*

day of *January*, 19 *84*

Dorothy J. Turner

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19 *85*

**NOTICE OF HEARING
ON PROPOSAL TO AMEND
FIRE PREVENTION CODE**

NOTICE IS HEREBY GIVEN THAT in pursuance of a Resolution of the Town Board of the Town of Cheektowaga, which was duly passed on the 16th day of January, 1984, and in accordance with the provisions of the Town Law of the State of New York, a Public Hearing will be held on the 6th day of February, 1984 at 7:00 o'clock P.M., at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard and at which time and place it shall be determined by the Town Board whether various provisions of the Fire Prevention Code of the Town of Cheektowaga, New York shall be amended and changed as follows:

1. **RESOLVED**, that Section 1.2, which relates to the application of the Fire Prevention Code, shall be amended by adding a new subdivision designated 1.2a, which shall read as follows:

a. In the event a provision of the New York State Uniform Fire Prevention and Building Code is more stringent than a provision of this Code, the New York State Fire Prevention and Building Code provision shall be applicable; otherwise this Code shall be applicable; and subdivision 1.2a shall be renumbered subdivision 1.2b and subdivision 1.2b shall be renumbered subdivision 1.2c.

2. **RESOLVED**, that subdivision

a of Section 21.3, which relates to permits for the installation of containers for liquefied petroleum gases, shall be amended by substituting "500 gallons" in place of "2000 gallons."

**BY ORDER OF THE TOWN
BOARD OF THE TOWN OF
CHEEKTOWAGA, ERIE COUNTY,
NEW YORK**

RICHARD M. MOLESKI

Town Clerk

DATED: January 16, 1984

PUBLISH: January 19, 1984

Item No. 4 Motion by Supervisor Weber, seconded by Councilman W.P. Rogowski

BE IT RESOLVED that the following Holidays shall be observed by the Town of Cheektowaga in 1984:

New Year's Day	January 2, 1984 (Monday)
Patriot's Day	February 20, 1984 (Monday)
Good Friday	April 20, 1984 (Friday)
Memorial Day	May 28, 1984 (Monday)
Independence Day	July 4, 1984 (Wednesday)
Labor Day	September 3, 1984 (Monday)
Columbus Day	October 8, 1984 (Monday)
Election Day	November 6, 1984 (Tuesday)
Veterans' Day	November 12, 1984 (Monday)
Thanksgiving Day	November 22, 1984 (Thursday)
Day After Thanksgiving	November 23, 1984 (Friday)
Christmas Eve	December 24, 1984 (Monday)
Christmas	December 25, 1984 (Tuesday)

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 5 Motion by Councilman Johnson, seconded by Councilman J.V. Rogowski

WHEREAS, effective January 1, 1984, the New York State Uniform Fire Prevention and Building Code ("State Code") became applicable in the Town of Cheektowaga, and

WHEREAS, said State Code supercedes the "Housing Code" of the Town of Cheektowaga, until such time that the Town Board petitions the New York State Fire Prevention and Building Code Council ("Code Council") to retain the Town Housing Code, and said Code Council approves the Town's request, and

WHEREAS, the Housing Inspectors of the Town of Cheektowaga and the Town Building and Plumbing Inspector believe that the Town Housing Code is more stringent than the State Code and should be retained by the Town, and

WHEREAS, this Town Board is in agreement with the Town Housing Inspectors and the Town Building and Plumbing Inspector and believes that the Town Housing Code is better designed to meet the needs of the Town, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby formally petitions the New York State Fire Prevention and Building Code Council for a determination as to whether the existing Town Housing Code is more stringent than the State Code, and BE IT FURTHER

RESOLVED that this Town Board hereby goes on record to state that it believes the Town Housing Code is more stringent than the State Code, and BE IT FURTHER

RESOLVED that, pending a determination by the Code Council concerning the aforesaid, the Town Housing Code shall remain in full force and effect, and BE IT FURTHER

RESOLVED that a certified copy of this resolution, along with a copy of the Housing Code of the Town of Cheektowaga, be forwarded to the New York State Fire Prevention and Building Code Council, Division of Housing and Community Renewal, Two World Trade Center, New York, New York 10047.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 6 Motion by Councilman W.P. Rogowski, seconded by Councilman Johnson

WHEREAS, pursuant to Section 467 of the Real Property Tax Law, the Town Board of the Town of Cheektowaga adopted a resolution dated November 1, 1982, providing for an exemption from town taxes to the extent of 50% of the assessed valuation of the real property owned by qualified persons 65 years of age or over, provided such person or persons do not have income, as defined in the law, in excess of \$10,500.00 for the income tax year immediately preceeding the date of making application for such exemption, and

WHEREAS, Chapter 991 of the Laws of 1983 authorizes municipalities, which have granted a real property tax exemption to persons 65 years of age or older, to amend its existing resolution so as to provide for a graduated income scale for eligibility under that exemption, and

WHEREAS, the graduated income scale provides that eligible seniors with incomes exceeding the income eligibility limit of \$10,500.00 as established by the Town as aforesaid, by less than \$500.00 may receive a 45% exemption, with the percentage of exemption decreasing by five percent for each \$500.00 in income until the sadi exempt amount is exceeded by more than \$3,000.00, at which time no exemption is allowed, and

WHEREAS, it appears to be unfair and unequitable for those elderly property owners who are deserving, but who have incomes slightly above the present income eligibility ceiling of \$10,500.00, from receiving any relief from town real property taxes,

NOW, THEREFORE, BE IT RESOLVED that the maximum income eligibility level of \$10,500.00 as set forth in the aforesaid resolution dated November 1, 1982 is hereby modified pursuant to and in accordance with section 467-d of the Real Property Tax Law. The percentage of exemption from town taxes shall be based on the maximum annual income range specified herein as follows:

<u>Income Range</u>	<u>Percentage of Exemption</u>
1. Under \$10,500.00	50%
2. \$10,500.00 to \$10,999.00	45%
3. \$11,000.00 to \$11,499.00	40%
4. \$11,500.00 to \$11,999.00	35%
5. \$12,000.00 to \$12,499.00	30%
6. \$12,500.00 to \$12,999.00	25%
7. \$13,000.00 to \$13,499.00	20%
8. Over \$13,500.00	0%

and BE IT FURTHER

RESOLVED that the exemptions hereby granted shall be applicable to all approved applications therefor filed in the Assessor's Office on or before the 1984 taxable status date in the Town of Cheektowaga, and BE IT FURTHER

RESOLVED that a copy of this resolution be forwarded to the Assessor of the Town of Cheektowaga.

Upon Roll Call....

- AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
- NAYES: 0
- ABSENT: 0

Item No. 7 Motion by Supervisor Weber, seconded by Councilman W.P. Rogowski

WHEREAS, the Town of Cheektowaga, through and by its Receiver of Taxes and Assessments, receives and collects Town taxes, and

Item No. 7 cont'd

WHEREAS, it is advantageous to the Town to invest these moneys, in short-term savings accounts, certificates of deposit, municipal repurchase agreements, etc., thereby creating increased revenues to the Town, and

WHEREAS, the Town Receiver of Taxes and Assessments is knowledgeable about the methods of investment and institutions in which investments could best be made, and

WHEREAS, the New York State Comptroller's Office has stated in Opinion Number 80-242 that a town board may authorize its receiver of taxes and assessments to temporarily invest Town tax moneys, and

WHEREAS, the County of Erie has also authorized the Receiver of Taxes and Assessments to invest County tax moneys which the Town collects and to retain any interest therefrom to the Town's credit, NOW, THEREFORE, BE IT

RESOLVED that Joan E. Dudek, Receiver of Taxes and Assessments for the Town of Cheektowaga, be and hereby is authorized to invest Town real property tax moneys on a short-term basis, and BE IT FURTHER

RESOLVED that any interest earned on such Town or County tax moneys shall be turned over to the Town of Cheektowaga General Fund.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 8 Motion by Councilman Jaworowicz, seconded by Councilman W.P. Rogowski

WHEREAS, the Town of Cheektowaga has not been able to provide direct library service to the French Road - Southline Area, and

WHEREAS, that area has grown to sufficient size and density so as to justify direct service, and

WHEREAS, Store Front Libraries have been very successful throughout the United States as well as in Erie County, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Council charges the Director of the Cheektowaga Library to study the feasibility of a Store Front Library in the French Road - Southline Area, and BE IT FURTHER

RESOLVED that the Library Director shall submit a written report within thirty (30) days to the Town Council which shall include, but not be limited to the following:

1. Site and size of facility
2. Population to be served
3. Annual costs to be borne by the Town of Cheektowaga
4. Expected hours of service
5. Expected usage

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 9 Motion by Councilman W.P. Rogowski, seconded by Councilman Johnson

WHEREAS, M. Passucci General Construction, Inc., General Contractor for John C. Stiglmeier Park Development, has requested permission to submit Governmental Bonds of equal value to the amount currently representing the retention of payment for work performed to date, and

WHEREAS, the Supervising Accountant has approved such a transaction

Item No.9 cont'd

pending receipt of the Governmental Bonds, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board agrees to accept Governmental Bonds of an equal value of the amount currently being retained, from M. Passucci General Construction, Inc., 4499 Clinton Street, West Seneca, New York 14224.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 10 Motion by Councilman Johnson, seconded by Councilman Gabryszak

WHEREAS, the Town of Cheektowaga is eligible to apply for and receive a public works grant available through the Economic Development Administration under the Emergency Jobs Act (Public Law 98-8), and

WHEREAS, the Town has been informed that supplemental grant funds may be made available for projects which will result in both short - and long-term jobs creation, and

WHEREAS, the Gardenville Industrial Park Project will provide sites for future industrial development in the Town of Cheektowaga, improve the Town's tax-base and provide short - and long-term job opportunities, and

WHEREAS, the Town's matching share of the federal grant request will be made available from the municipal bond providing for public improvements on said property as per a Town Board Resolution dated December 20, 1982, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor of the Town of Cheektowaga be and hereby is authorized to submit an application on behalf of the Town of Cheektowaga to the Economic Development Administration, U.S. Department of Commerce, for a grant in an amount not to exceed \$430,000 to aid in financing the construction of the Gardenville Industrial Park Project.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal, and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 11 Motion by Councilman W.P. Rogowski, seconded by Supervisor Weber

WHEREAS, the Town Board is desirous of procuring the best possible rates for insurance coverage for the Town of Cheektowaga, and

WHEREAS, one of the methods the Town can achieve this objective with is to form an Insurance Committee to periodically review the Town's insurance needs and to investigate new, innovative and inexpensive ways to provide insurance coverage to the Town, and

WHEREAS, this Town Board has met with various insurance carriers and has reviewed the qualifications of such carriers to perform the aforesaid services as required by the Town, NOW, THEREFORE, BE IT

RESOLVED that the following insurance agencies be and hereby are appointed to serve on the Town's Insurance Committee:

Moss & Sullivan, Inc.

Schmitt & Kraft, Inc.

Joseph J. Naples & Assoc., Inc.

John Kotz Insurance

Item No. 11 cont'd

Ben Hoey Agency
3521 Union Road
683-4110

and BE IT FURTHER

RESOLVED that Ernest A. Holfoth, CPCU, ARM be designated as adviser to the Committeee, and BE IT FURTHER

RESOLVED that the Insurance Committee shall report to the Town Board Finance Committee and Town Board as required.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 12 Motion by Councilman Johnson, seconded by Councilman Jaworowicz

WHEREAS, the Town Board is desirous of utilizing a risk management supervisory service to provide both advice to the Town and the Town's Insurance Committee, and to supervise the self-insured portions of the Town's risk management program, and

WHEREAS, Ernest A. Holfoth has submitted a proposal to perform the aforesaid consulting services on a contract basis, and

WHEREAS, Ernest A. Holfoth has experience in this area and has proven himself to be competent, cooperative and well qualified to perform these services for the Town, and

WHEREAS, the Town finds the proposal of Ernest A. Holfoth, CPCU, ARM, acceptable, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized to execute the attached Agreement between the Town and Ernest A. Holfoth, CPCU,ARM, for risk management supervisory services, said Agreement being effective from January 1, 1984 to December 31, 1984, at a compensation not to exceed \$9,000 for services rendered, and BE IT FURTHER

RESOLVED that in addition to such other correspondence as may be contractually required, Mr. Holfoth shall file a semi-annual audit of insurance coverages with the Town's Insurance Committee and the Town Board.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 13a Award of bid for Baseball equipment for Recreation Department
This item was withdrawn.

Item No. 13b Motion by Councilman W.P. Rogowski, seconded by Councilman Jaworowicz

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the purchase of six (6) new or used Voting Machines, which bids were duly received and opened on January 9, 1984, and

WHEREAS, said bids were referred to the Town Engineer, along with the Town Clerk, for analysis, tabulation and report which said analysis, tabulation and report is hereto attached and contained in a letter dated January 11, 1984, NOW, THEREFORE, BE IT

RESOLVED that the bid for the purchase of six (6) used Automatic Voting Machines of the 9 party row, 30 office column size, Removable Pointer

Item No. 13b cont'd

Print-O-Matic type be awarded to Voting Machine Service Center, Inc., P.O. Box 261, Gerry, New York 14740 at a total bid price of \$14,970.00 (\$2,495.00 per machine), said being the sole bidder meeting all the requirements of the specifications, and BE IT FURTHER

RESOLVED that the funds have been allocated for said Voting Machines in General Fund Account No. 1450.2207.

* See next page for letter



Town of Cheektowaga

TOWN HALL - BROADWAY AND UNION ROAD - CHEEKTOWAGA, NEW YORK 14227

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-686-3447

January 11, 1984

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

Re: Purchase of Six (6)
Used Voting Machines

Gentlemen:

At a public bid opening held on January 9, 1984, bids were received and opened for the purchase of six (6) new or used 930 Removable Pointer Print-O-Matic Voting Machines on the unit price basis. Only one (1) bid was received as follows:

<u>BIDDER</u>	<u>TYPE</u>	<u>TOTAL BID PRICE</u>
Voting Machine Service Center Inc.	Used	\$ 14,970.00

It is therefore recommended that the bid be awarded to Voting Machine Service Center Inc., P.O. Box 261, Gerry, New York 14740, for submitting the only bid of \$2,495.00 (unit price) and a total bid price of \$14,970.00 for the six (6) used Voting Machines, said bid meeting the requirements of the specifications.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.
Town Engineer

CLB:HB:mjh

Item No. 13b cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 13c Motion by Councilman Johnson, seconded by Councilman J.V. Rogowski

WHEREAS, bids were received at a public bid opening on January 9, 1984 for the demolition of various structures, Phase IV, at the obsolete Treatment Plant No. 5 in the Town of Cheektowaga, and

WHEREAS, the bids were referred to the Town Engineer for analysis, tabulation and report, and

WHEREAS, said analysis, tabulation and report is noted in a letter dated January 11, 1984 and is attached and considered part of this resolution, NOW, THEREFORE, BE IT

RESOLVED that the contract for the demolition of various structures, Phase IV, be awarded to Walt's Tree Service, 69 Cemetery Road, Lancaster, New York 14086 for submitting the lowest responsible bid in the total amount of \$29,500.00, and BE IT FURTHER

RESOLVED that funds have been allocated in Account #54-8135-4546 for demolition of Item I and Alternate 2, and in Account #54-8135-4547 for sludge removal Alternate I.

* See next page for letter



Town of Cheektowaga

TOWN HALL - BROADWAY AND UNION ROAD - CHEEKTOWAGA, NEW YORK 14227

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-686-3448

January 12, 1984

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Award of Bid for
Demolition of Various
Structures at Wastewater
Treatment Plant No. 5
Phase IV

Gentlemen:

At a public bid opening on January 9, 1984, bids were received and publicly opened for the demolition of various structures, Phase IV, at the obsolete Treatment Plant No. 5 in the Town of Cheektowaga. Five (5) bids were received and are as follows:

<u>BIDDER</u>	<u>ITEM I</u>	<u>ALT-1</u>	<u>ALT-2</u>	<u>TOTAL</u>
Walt's Tree Service	24,000.00	1,500.00	4,000.00	29,500.00
Custom Topsoil	38,000.00	500.00	8,000.00	46,500.00
Don Braasch Const.	31,950.00	3,000.00	12,200.00	47,150.00
Lebis Construction	38,500.00	5,000.00	8,800.00	52,300.00
M. Falgiano Const.	74,700.00	2,750.00	39,700.00	117,150.00

It is, therefore, recommended that the contract for the demolition of various structures, Phase IV, be awarded to Walt's Tree Service, 69 Cemetery Road, Lancaster, New York 14086 for submitting the lowest total bid of \$29,500.00. Said bid meeting all the requirements of the specifications.

Very truly yours,

TOWN OF CHEEKTOWAGA


Allan B. Blachowski

Sr. Engineer Assistant

ABB:dms

Item No. 13c cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal, and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 14a Motion by Councilman Kowal, seconded by Councilman Jaworowicz

WHEREAS, it is in order that bids be advertised to cover the purchase of work uniforms for the year of 1984 for the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of work uniforms for the Town of Cheektowaga for the year of 1984, notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that sealed bids will be received on the 6th day of February, 1984 at 11:00 A.M., Eastern Standard Time, at a public bid opening to be held in the Council Chambers in the Cheektowaga Town Hall.

* * * * *

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town of Cheektowaga on February 6, 1984 at 11:00 A.M., Eastern Standard Time, at the Town hall, corner of Broadway and Union Roads, for work uniforms for the year of 1984.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town Hall.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interest of the Town, or reject any or all bids.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.

RICHARD M. MOLESKI
Town Clerk

DATED: January 12, 1984

* * * * *

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Barbara A Weiss, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks;
first publication *January 19, 1984* ;
last publication *January 19, 1984* ;
and that no more than six days intervened be-
tween publications.

Barbara A Weiss

Sworn to before me this *23rd*

day of *January*, 19*84*

..... *Dorothy J. Turner*

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19*85*

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town of Cheektowaga on February 6, 1984 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for work uniforms for the year of 1984.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interest of the Town, or reject any or all bids.

By order of the Town Board of the Town of Cheektowaga, Erie County, New York.

RICHARD M. MOLESKI

Town Clerk

DATED: January 12, 1984

PUBLISH: January 19, 1984

Item No. 14b Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogoski

WHEREAS, the Town Clerk desires to continue competitive bidding for the moving of election machines to and from various locations in the Town for the year of 1984, NOW, THEREFORE, BE IT

RESOLVED that the request be granted and that the Town Clerk be directed to publish a Notice to Bidders in connection with said moving of election machines, notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that sealed bids will be received on the 6th day of February, 1984 at 11:00 A.M., Eastern Standard Time, at a public bid opening to be held in the Council Chambers at Cheektowaga Town Hall.

* * * * *

NOTICE TO BIDDERS

Sealed proposals will be received by the Town of Cheektowaga on February 6, 1984 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads to move election machines to and from election polling locations.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interest of the Town, or reject any or all bids.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.

RICHARD M. MOLESKI
Town Clerk

DATED: January 12, 1984

* * * * *

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Barbara A Weiss, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks;
first publication *January 19, 1984* ;
last publication *January 19, 1984* ;
and that no more than six days intervened be-
tween publications.

Barbara A Weiss

Sworn to before me this *23rd*

day of *January*, 19*84*

Dorothy J. Turner

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19*85*

NOTICE TO BIDDERS

Sealed proposals will be received by the Town of Cheektowaga on February 6, 1984 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, to move election machines to and from election polling locations.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interest of the Town, or reject any or all bids.

By order of the Town Board of the Town of Cheektowaga, Erie County, New York.

RICHARD M. MOLESKI

Town Clerk

DATED: January 12, 1984

PUBLISH: January 19, 1984

Item No. 15 Motion by Councilman Johnson, seconded by Councilman Gabryszak

WHEREAS, N.A.I. Construction Co., Inc., has requested an extension of their contract for work performed at Nob Hill Park to June 15, 1984, and

WHEREAS, Stuart Alexander & Associates has approved said request as being reasonable and in the best interests of the Town, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board hereby approves the request of N.A.I. Construction Co., Inc., General Contractors, P.O. Box 32, Station B, Buffalo, New York, 14207, for a contract extension at Nob Hill Park to June 15, 1984.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 16a Motion by Councilman Johnson, seconded by Councilman J.V. Rogowski

WHEREAS, there is need to extend contracts 3E and 3F for the Sewer District No. 5 Main Pump Station Project, NOW, THEREFORE, BE IT

RESOLVED that Change Order #7 of the Electrical and Instrumentation Contracts 3E and 3F of Ferguson Electric Construction Company, Inc., 333 Ellicott Street, Buffalo, New York 14203, as an extension of the contract to March 30, 1984 at no additional cost in order to complete punch list items as noted in the letter of the Town Engineer dated January 12, 1984, be approved, and BE IT FURTHER

RESOLVED that this Town Board, acting as the Board of Managers of Sewer District No. 5 directs and authorizes the Supervisor to sign said Change Order #7 on behalf of Sewer District No. 5.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 16b Motion by Councilman W.P. Rogowski, seconded by Councilman Johnson

WHEREAS, N.A.I. Construction Co., Inc., General Contractor, has submitted Change Order #1 to install 150 linear feet of 10" diameter corrugated metal pipe, one 10" diameter "Y" connection and 25 square feet of rip-rap, 1" depth at Nob Hill Park, and

WHEREAS, Stuart Alexander & Associates has reviewed and approved said Change Order #1, as being necessary to provide positive drainage of the parking lot and access road, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board hereby approves Change Order #1 in the amount of \$2,525.00 as submitted by N.A.I. Construction Co., Inc., P.O. Box 32, Station B, Buffalo, New York 14207.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 17 Motion by Supervisor Weber, seconded by Councilman Kowal

RESOLVED that the following individuals be and hereby are authorized to attend the annual Association of Towns Convention held in New York City, February 19 - 22, 1984 and that their reasonable and proper travel expenses be reimbursed by the Town:

Item No. 17 cont'd

John V. Rogowski, Councilman - Designated as the Official
Voting Delegate representing
the Town of Cheektowaga

Christopher Kowal, Councilman

Alfred Wnek, Highway Superintendent

Richard M. Moleski, Town Clerk

William Wielinski, Supervising Accountant

Julia Reinstein, Town Historian

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 18 Motion by Councilman Kowal, seconded by Councilman W.P. Rogowski

WHEREAS a resolution dated July 18, 1983, had terminated Ralph
Reister of Depew, New York, as an employee of the Town of Cheektowaga,
and

WHEREAS, various disciplinary and grievance proceedings have occurred
between the Town of Cheektowaga and the Town of Cheektowaga Employee's Association
involving Mr. Reister, both prior and subsequent to the aforesaid resolution, and

WHEREAS, the disposition of labor disputes by settlement and
compromise is favored by the courts, administrative tribunals and this Town
Board,

NOW, THEREFORE, BE IT RESOLVED that the resolution of the Town
Board of the Town of Cheektowaga, dated July 18, 1983, be and the same is hereby
rescinded, and BE IT FURTHER

RESOLVED that this Town Board hereby accepts the terms and
conditions specified in a certain compromise and settlement agreement signed by
Ralph Reister and the Town of Cheektowaga Employee's Association; and hereby
authorizes the Supervisor to sign such settlement and compromise on behalf of
the Town of Cheektowaga.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 19 Appointment of negotiator for the Town
This item was withdrawn.

Item No. 20 Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, Dennis Ciotuszynski was appointed to the position of
Prosecuting Attorney to the Town Justice Court, effective January 1, 1982, and

WHEREAS, Mr. Ciotuszynski has performed the duties of Prosecuting
Attorney in an exemplary manner, NOW, THEREFORE, BE IT

RESOLVED that Dennis Ciotuszynski of _____, Cheektowaga,
New York be and hereby is re-appointed Prosecuting Attorney to the Justice Court,
effective January 1, 1984.

Upon Roll Call....

AYES: Supervisor Weber, Councilman Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 21 Re-appointment of prosecuting attorney
This item was withdrawn.

Item No. 22 Motion by Councilman J.V. Rogowski seconded by Councilman W.P. Rogowski

RESOLVED that the salaries of the following Town Officials and employees who are not covered by any bargaining unit be and hereby are established and set forth as follows, effective January 1, 1984:

Town Attorney	\$29,610
First Deputy Town Attorney	16,800
Second Deputy Town Attorney (Special Prosecutor)	14,700
Town Engineer	40,558
Supervising Accountant	26,743
Building & Plumbing Inspector	30,122
Assessor	28,528
Real Property Appraiser	26,743
Executive Director - Youth Bureau	27,979
Director of Personal Services	21,644
Director of Recreation	26,440
Senior Recreation Supervisor	18,974
Clerk of Justice Court	25,261
Clerk to Justice Court	19,670
Director of Community Development	26,053
Secretary to Supervisor	19,311
Deputy Receiver of Taxes	18,760
First Deputy Town Clerk	19,906
Second Deputy Town Clerk	18,760
Council Secretary	19,311
Working Foreman Sanitation	28,116
Senior Citizens Director	20,288
Employment & Training Services Director	32,334
Program Coordinator - Youth Bureau	18,525
Deputy Highway Superintendent	29,373
Supervisor	37,987
Councilman	12,558
Town Clerk	27,400
Highway Superintendent	31,668
Justice of Peace (2)	26,451
Receiver of Taxes	25,000
Disaster Coordinator	7,665
Mail Clerk part-Time	4,200
Health Officer	19,425
Bingo Inspectors (5)	4,410
Chairman (1)	4,620
Planning Commission (5)	2,132
Secretary (1)	2,700
Chairman (1)	3,150
Zoning Board (4)	2,468
Chairman (1)	3,490
Assessment Review Board (4)	880
Chairman (1)	1,100
Police Matrons (2)	6,032
Recreation Attendant (Part-time Recreation)	6,300
Recreation Attendant (Part-Time)	5,927
Part-Time Clerical (daily rate)	\$24.80/day
Tax Receiver - Seasonal Clerks	\$24.80/day
Election Inspectors	\$ 3.35/hour

Funds for this action are available from the source as stated in the resolution and have been approved by the Bookkeeper to the Supervisor.

William L. Wielinski

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 23 Motion by Councilman Johnson, seconded by Councilman W.P. Rogowski

WHEREAS, the Consolidated Rail Corporation ("Conrail") has abandoned its Lehigh & Lake Erie railroad right-of-way, and

WHEREAS, a portion of such right-of-way is situate in the Town and runs from William Street south to the Buffalo River, and

WHEREAS, the New York State Department of Transportation has granted the Town a preferential right to acquire the aforesaid portion of this right-of-way from Conrail, and

WHEREAS, the Town Engineer has stated that such railroad right-of-way land should be procured so that the Town could construct a drainage system to alleviate flooding in the southwest section of Town, and

WHEREAS, the Town is desirous of negotiating with Conrail over the purchase of the abandoned railroad right-of-way and wishes to hire an appraiser to determine the value of the right-of-way, and

WHEREAS, the Town has received informal estimates from various appraisal companies to perform the appraisal and has evaluated them, NOW, THEREFORE, BE IT

RESOLVED that Northeastern Appraisal Associates, Suite 2300 Rand Building, Buffalo, New York 14203 be and hereby is retained to perform the aforesaid appraisal services as per their letter of November 17, 1983, at a cost not to exceed \$300.00, and BE IT FURTHER

RESOLVED that the necessary money for the aforesaid appraisal shall be appropriated from the Sanitary Sewer District 3 Budget, line item 308123.4821.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 24a Motion by Councilman W.P. Rogowski, seconded by Councilman Gabryszak

BE IT RESOLVED that the following individuals be and hereby are terminated as Seasonal Trainees in the Facilities Department effective as of the dates listed:

Gene N. Dudek

(effective 12/30/83)

Ronald M. Kasprzak

(effective 1/22/84)

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 24b Motion by Councilman Kowal, seconded by Councilman J.V. Rogowski

BE IT RESOLVED that the following individual employed as a seasonal laborer at the Wastewater Treatment Plant No. 5 is hereby terminated effective January 1, 1984:

Edward O'Sheehan

Cheektowaga, New York 14227

Item No. 24b cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 24c Motion by Councilman W.P. Rogowski, seconded by Councilman Johnson

BE IT RESOLVED that the following individuals be and hereby are terminated as Seasonal Trainees in the Departments as listed, effective as follows:

SEWER MAINTENANCE DEPARTMENT

Edward Hamerski Depew, N.Y.
(effective 1/6/84)

SANITATION DEPARTMENT

Michael Hubert Cheektowaga, N.Y.
(effective 1/13/84)

Alan Oryszak Cheektowaga, N.Y.
(effective 1/6/84)

Audrey Majchrzycki Sloan, N.Y.
(effective 1/27/84)

Ken Wagner Cheektowaga, N.Y.
(effective 1/27/84)

John Wieberg Sloan, N.Y.
(effective 1/27/84)

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal, and Gabryszak
NAYES: 0
ABSENT:: 0

Item No. 25 Motion by Councilman W.P. Rogowski, seconded by Councilman Jaworowicz

BE IT RESOLVED that the following named people be reappointed to the Cheektowaga Youth Board with the designated terms:

--Robert Brandon

Cheektowaga, New York 14225
Term to expire December 31, 1986

--James Garbacz

Cheektowaga, New York 14206
Term to expire December 31, 1986

--Alan Klembczyk

Cheektowaga, New York 14225
Term to expire December 31, 1986

--Sylvia Lipowski

Depew, New York 14043
Term to expire December 31, 1986

--Sylvia Tokasz

Cheektowaga, New York 14227
Term to expire December 31, 1986

Item No. 25

--Richard Velez

Cheektowaga, New York 14225
Term to expire December 31, 1986

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 26 Motion by Councilman Jaworowicz, seconded by Councilman W.P. Rogowski

BE IT RESOLVED that the following individuals be and hereby are hired in the Departments as listed at the rate of \$3.10 per hour effective immediately unless otherwise stated:

SANITATION DEPARTMENT - Seasonal Trainees

Ken Wagner
(effective 1/30/84)
Michael Hubert
(retroactive to 12/27/83)
John Wieberg
(effective 1/30/84)
Kenneth Lorca
William Johnson
Kenneth Dalka
Joseph Kwiatkowski, Jr.
Paul Strzelczyk

FACILITIES DEPARTMENT - Seasonal Trainee

Richard R. Floss

SUPERVISOR'S OFFICE - Part-time Clerk

Patricia Levorchick

POLICE DEPARTMENT - Part-Time Clerk

Laurie Jeris

TOWN CLERK'S OFFICE - Part-Time Clerk at \$3.35 per hour

Mary Jane Kaczmarek

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 27 Motion by Councilman W.P. Rogowski, seconded by Councilman Jaworowicz

WHEREAS, a vacancy exists in the Cheektowaga Youth Bureau's Adapted Recreation Program (7310.1803), BE IT

RESOLVED that the below listed individual be hired as a Counselor Aid in the Adapted Recreation Program, at a salary rate of \$2.75 per hour, effective January 21, 1984

--Justine Emmanuele

Cheektowaga, New York 14225

Item No. 27 cont'd

RESOLVED that the following individuals presently employed as Counselors for the Adapred Recreation Program (7310.1803) be elevated to Senior Counselors at the following change in salary, \$4.00 per hour

--Lisa Dombrowski

Cheektowaga, New York 14227

--Kimberly Ott

Cheektowaga, New York 14225

and BE IT FURTHER

RESOLVED That the below listed individual be hired as a Clerk in the Administrative Intern Program (7310.1804), at a salary rate of \$3.35 per hour, effective immediately

--Mark Vedella

Cheektowaga, New York 14227

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 28a Motion by Councilman Johnson, seconded by Supervisor Weber

WHEREAS, street light standards #1 and #2 on Union Road in the Town of Cheektowaga are deteriorated and are in need of replacement, and

WHEREAS, New York State Electric & Gas Corporation has submitted a proposal to relocate said street lighting facilities, presently on steel standards, to existing overhead wood poles, and

WHEREAS, relocation of said street lighting facilities to existing wood poles would result in an annual decrease in the charges to the General Lighting District in the amount of \$124.07, NOW, THEREFORE, BE IT

RESOLVED that New York State Electric & Gas Corporation be and hereby is authorized to remove 2 - 45000 lumen high pressure sodium lamps, 2 steel standards, and 197 feet of cable and conduit on Union Road, Standards #1 and #2, and to install 2 - 45000 lumen high pressure sodium lamps and 2 - 20-foot brackets on existing wood poles, in accordance with the attached proposal which is hereby made a part of this resolution.

* See next two (2) pages for proposal

January 6, 1984

STREET LIGHTING PROPOSAL
TOWN OF CHEEKTOWAGA

Union Road

Install 2 - 45000 lumen HPS lamps @ \$175.64 ea. ----- \$ 351.28

Install 2 - 20' brackets @ \$14.88 ea. ----- \$ 29.76

Annual Increase - \$ 351.28

Remove 2 - 45000 lumen HPS lamps @ \$175.64 ea. ----- \$ 351.28

Remove 2 - steel standards @ \$28.05 ea. ----- \$ 56.10

(Stds. 1,2)

Remove 197 ft. cable & conduit @ \$.4961/ft. ----- \$ 97.73

Annual Decrease - \$ 505.11

TOTAL ANNUAL DECREASE - \$ 124.07

Existing steel standards and underground conductors will have to be replaced. To eliminate the charges associated with this equipment, NYSEG will relocate existing 45000 lumen HPS to wood poles fed overhead (see attached sketch)

NEW YORK STATE ELECTRIC & GAS CORPORATION

←
TO BROADWAY,
TOWN HALL

→
TO BROADWAY

- ~~400~~ 45000 Lx HPS REMOVE
- ~~400~~ 45000 Lx HPS INSTALL
- STEEL STANDARD
- WOOD POLE

○ 400

~~400~~ #1

UNION RD

~~400~~ #2

○ 400

↓
N

UNION ROAD
TOWN OF CHEKTOWAH

BROADWAY

BRIDGE

Item No. 28a cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 28b Motion by Councilman Johnson, seconded by Supervisor Weber

WHEREAS, the Town no longer requires certain lighting facilities at its Sewage Treatment Plant #5 on Central Boulevard, and

WHEREAS, New York State Electric & Gas Corporation has submitted a proposal to remove 3 - 45000 lumen high pressure sodium lights at a cost of \$2,923,71 for unrecovered costs and labor less \$1,052.23, the present day value of equipment being removed, for a one-time charge of \$1,871.48, and

WHEREAS, removal of said lighting facilities will decrease the charges to the Town's General Lighting District in the amount of \$526.92 annually, NOW, THEREFORE, BE IT

RESOLVED that New York State Electric & Gas Corporation be and hereby is authorized to remove 3 - 45000 lumen high pressure sodium lights at Sewage Treatment Plant #5 for a one-time charge of \$1,871.48, in accordance with the attached proposal which is hereby made a part of this resolution, and BE IT FURTHER

RESOLVED that said cost of \$1,871.48 shall be charged to Sewer District #5/Plant #5, Account No. 548135-4211.

* See next page for proposal

January 6, 1984

STREET LIGHTING PROPOSAL
TOWN OF CHEEKTOWAGA

Central Blvd (Sewage Treatment Plant)

Remove 3 - 45000 lumen HPS lamps @ \$175.64 ea. ----- \$ 526.92
(P-25-3-2, 25-5-1, 25-5-2, L-551)

Total annual decrease - \$ 526.92

There will be a one-time charge for unrecovered cost plus labor to remove the following equipment installed in November of 1975.

1 - 35' wood pole, 3 - 40' wood poles, 685' poly alum. duplex wire,
1 - 6' street light bracket, 2 - 8' street light brackets,
3 - 400 watt high-pressure sodium fixtures, 4 anchors

Unrecovered cost plus labor ----- \$ 2923.71
Less present day value of above material --- \$ 1052.23
TOTAL ----- \$ 1871.48

The one-time charge of \$1871.48 will be billed to the Town of Cheektowaga when work is field completed. The billing for the above lights was discontinued 1/1/84

NEW YORK STATE ELECTRIC & GAS CORPORATION

Item No. 28b cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 29 Motion by Supervisor Weber, seconded by Councilman Johnson

BE IT RESOLVED that the following vouchers and warrants submitted to the Town of Cheektowaga prior to January 16th, 1984 are hereby approved and the Supervisor is ordered to pay said warrants.

<u>FUND</u>	<u>AMOUNT</u>
GENERAL FUND	\$ 42,662.06
SPECIAL DISTRICTS FUND	78,954.24
HIGHWAY FUND	41,908.65
TRUST AND AGENCY FUND	6,115.64
PART TOWN FUND	10.00
CAPITAL FUND	47,657.31
HUD-CDBG FUND	55,395.83
HUD REHABILITATION FUND	<u>2,646.00</u>
	<u>\$275,349.73</u>

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

II. FROM THE TABLE

Item No. 30a Motion by Supervisor Weber, seconded by Councilman W.P. Rogowski

BE IT RESOLVED that Brian Lewandowski, residing at Cheektowaga, New York, be and hereby is appointed as First Deputy Town Attorney, effective immediately.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 30b Appointment of Deputy Town Attorney
This item was withdrawn. See Item #30a.

Item No. 31a Reappointment of Town Bingo Inspectors & Bingo Inspector Chairman
This item was withdrawn. See item #40.

Item No. 31b Reappointment of Bingo Inspectors
This item was withdrawn. See Item #40.

III. DEPARTMENTAL COMMUNICATIONS

Item No. 32 Health report for December
This item was Received and Filed.

IV. GENERAL COMMUNICATIONS

- Item No. 33 The Association of Towns of the State of New York - letter regarding annual meeting
Received and Filed.
- Item No. 34a NOTICE OF CLAIM - Paul Marinaccio vs Town of Cheektowaga
Copies were sent to: Kenneth J. Meyers, Supervisor; James Kirisits, Town Attorney; Thomas Johnson, Councilman; Alfred Wnek, Highway Superintendent; E.T. Clauss, Insurance Carrier.
Received and Filed.
- Item No. 34b NOTICE OF CLAIM - Mark Strength vs Town of Cheektowaga
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Thomas Johnson, Councilman; Alfred Wnek, Highway Superintendent; E.T. Clauss, Insurance Carrier.
Received and Filed.
- Item No. 34c NOTICE OF CLAIM - Jon J. Maroone, Jr. vs Town of Cheektowaga
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits Town Attorney; Thomas Johnson, Councilman; Alfred Wnek, Highway Superintendent; E.T. Clauss, Insurance Carrier.
Received and Filed.
- Item No. 34d NOTICE OF CLAIM - Fred Hornung vs Town of Cheektowaga
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Thomas Johnson, Councilman; Alfred Wnek, Highway Superintendent; E.T. Clauss, Insurance Carrier.
Received and Filed.
- Item No. 34e NOTICE OF CLAIM - Raymond P. Brown vs Town of Cheektowaga
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Thomas Johnson, Councilman; Theodore DeFedericis, Chief of Police; E.T. Clauss, Insurance Carrier.
Received and Filed.
- Item No. 34f NOTICE OF CLAIM - Randene M. Blackley (Como Park Agency, Inc.) vs Town of Cheektowaga
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits Town Attorney; Thomas Johnson, Councilman; Alfred Wnek, Highway Superintendent; E.T. Clauss, Insurance Carrier.
Received and Filed.
- Item No. 34g NOTICE OF CLAIM - Troy Louis Pelino vs Town of Cheektowaga
Copies were sent to; Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Thomas Johnson, Councilman; Theodore DeFedericis, Chief of Police; Schmitt & Kraft, Insurance Carrier.
Received and Filed.
- Item No. 34h NOTICE OF CLAIM - John W. Galbraith vs Town of Cheektowaga
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Thomas Johnson, Councilman; James Burst, Working Foreman in Sewer Maintenance Department; Joseph J. Naples, Insurance Carrier.
Received and Filed.
- Item No. 34i NOTICE OF CLAIM - William K. & Ruth G. White vs Town of Cheektowaga
Copies were went to: Daniel E. Weber, Supervisor; James Kirisits Town Attorney; Thomas Johnson, Councilman; Alfred Wnek, Highway Superintendent; E.T. Clauss, Insurance Carrier.
Received and Filed.

Item No. 34j NOTICE OF CLAIM - Michael Phelan vs Town of Cheektowaga
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Thomas Johnson, Councilman; Alfred Wnek, Highway Superintendent; E.T. Clauss, Insurance Carrier.
Received and Filed.

Item No. 35 SUMMONS & COMPLAINT - Edmund, Kathleen & Peter Cichocki vs Town of Cheektowaga
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Thomas Johnson, Councilman; Theodore DeFedericis, Chief of Police; Schmitt & Kraft, Insurance Carrier.
Received and Filed.

Item No. 36 Letter from Town Resident re: Cayuga Creek
Copies were sent to: James Kirisits, Town Attorney
Received and Filed.

V. SUSPENSION OF RULES

Motion by Councilman W.P. Rogowski, seconded by Councilman Gabryszak to suspend the rules to include the following four (4) items.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No.37 Motion by Councilman Gabryszak, seconded by Councilman J.V. Rogowski

WHEREAS, the owners of property located at 812 Borden Road (formerly known as the Tree Pickle Works Factory) have offered to sell said property to the Town of Cheektowaga for \$700,000.00, and

WHEREAS, the Town Highway Superintendent and other department heads have expressed an interest in obtaining the aforesaid property to be used for office space and for storage of Town equipment, and

WHEREAS, this Town Board feels that, before negotiating with the owners of 812 Borden Road, it should have the property appraised to determine its fair market value, NOW, THEREFORE, BE IT

RESOLVED that Robert C. Laport, Appraiser, 290 Main Street, Buffalo, New York, be and hereby is retained to perform an appraisal of 812 Borden Road for a reasonable fee, as approved by this Town Board.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 38 Motion by Councilman Kowal, seconded by Councilman Jaworowicz

WHEREAS, there presently exist three (3) vacancies for the position of Police Officer in the Cheektowaga Police Department, and

WHEREAS, candidates appearing on the Erie County Civil Service list of eligibles for this position have been canvassed and interviewed and recommendations for appointment have been made, NOW, THEREFORE, BE IT

RESOLVED that the following named individuals be and hereby are appointed to the position of Police Officer, effective January 23, 1984 at a salary in accordance with the current bargaining agreement in effect between the Town of Cheektowaga and the Cheketowaga Police Club:

Item No. 38 cont'd

Gary N. Martz

Cheektowaga, New York

Michael J. Koch

Cheektowaga, New York

Mark J. Petruniak

Cheektowaga, New York

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak

NAYES: 0

ABSENT: 0

Item No. 39 Motion by Councilman Johnson, seconded by Councilman Jaworowicz

WHEREAS, the operators of Town police vehicles, while in the performance of their duties, are continuously subjected to hazards which operators of non-emergency vehicles are not, and

WHEREAS, the Buffalo-Niagara Frontier Safety Council is offering an Emergency Vehicles Operators Course to the 135 members of the Cheektowaga Police Department at a cost of \$6,000.00, and

WHEREAS, said Emergency Vehicles Operators Course is designed to reduce the serious accident rate and damage to Town vehicles, thus resulting in a substantial savings to the Town, and

WHEREAS, the Chief of Police and the Town's Insurance Consultant have recommended that the Town sponsor the Emergency Vehicles Operators Course, NOW, THEREFORE, BE IT

RESOLVED that the Town of Cheektowaga participate in the aforesaid Emergency Vehicles Operators Course, upon the terms as stated in the attached letter from the Buffalo-Niagara Frontier Safety Council to the Chief of Police, and BE IT FURTHER

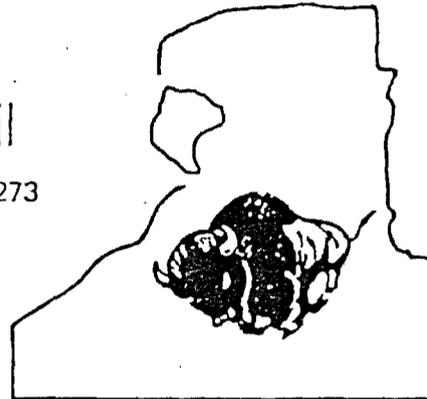
RESOLVED that the Supervisor be and hereby is authorized and directed to execute any and all papers necessary to effectuate said course, and BE IT FURTHER

RESOLVED that the \$6,000.00 cost for the aforesaid course shall be appropriated from budget line item number 1910.4090.

* See next page for letter

Buffalo-Niagara Frontier Safety Council

4140 Southwestern Blvd. • Orchard Park, New York 14127 • 716 / 648 - 6273



November 7, 1983

Chief Theodore Fredericis
Cheektowaga Police Department
3223 Union Road
Cheektowaga, New York 14227

Dear Sir:

As stated at our meeting with you and Capt. Lis, Jim Makowski and George Dougherty will conduct an Emergency Vehicle Operators Course (crash avoidance) for one hundred thirty-five (135) members of the Police Department.

The class will be held once a week at the Buffalo Airport. A maximum of six (6) police officers will attend each session. The Town will provide two (2) vehicles. This allows the officers to use vehicles that the Town normally uses and the officers are familiar with these vehicles. The scheduling will be done by the police department to accommodate manpower needs.

The class will be held on a day mutually agreed upon by the instructors and department and can float to meet unforeseen problems. The class will run eight (8) hours. Two (2) hours of classroom instruction and six (6) hours in the car. Scheduling will be determined so that part of the driving will be done using daylight and part night time hours.

The cost of the course to the Town for the entire 135 person class will be six thousand dollars (\$6000.00). A demonstration for you, the Town Board and other interested individuals can be arranged. We can begin instruction immediately.

Yours truly,

A handwritten signature in cursive script that reads "James J. Makowski". The signature is written in dark ink and is positioned above the printed name and title.

James J. Makowski
Vice President

cc: Insurance Consultant



Member of The National Safety Council

Item No. 39 cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 40 Motion by Councilman J.V. Rogowski, seconded by Councilman Johnson

BE IT RESOLVED that the following individuals be and hereby are
reappointed as Town Bingo Inspectors, effective January 1, 1984 to December 31,
1984:

Leonard Kogut	Cheektowaga, N.Y.
Kenneth Jeffords	, Depew, N.Y.
Stanley Sliwinski, Jr.	, Cheektowaga, N.Y.
Fred Smith	, Cheektowaga, N.Y.
Charlotte Janiak	Cheketowaga, N.Y.

and BE IT FURTHER

RESOLVED that Alexander Mazgajewski of 35 Edmund Street, be
and hereby is appointed Bingo Inspector Chairman, effective January 1, 1984 to
December 31, 1984.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 41 Motion by Councilman J.V. Rogowski, seconded by Councilman Kowal
to adjourn the meeting in memory of Matt Piwowarski and Edward Slisz.

RICHARD M. MOLESKI
Town Clerk

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 6th day of February, 1984 at 7:00 o'clock P.M., Eastern Standard Time, there were:

PRESENT: Supervisor Daniel E. Weber
Councilman Thomas M. Johnson, Jr.
Councilman William P. Rogowski
Councilman John V. Rogowski
Councilman Patricia A. Jaworowicz
Councilman Christopher J. Kowal
Councilman Dennis H. Gabryszak

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk, Stuart Alexander, Town's Planning Consultant; Chester Bryan, Town Engineer; Theodore DeFedericis, Chief of Police; Jerome Gabryszak, Director of Community Development; Matt Kawczynski, Fire Inspector; James Kirisits, Town Attorney; Sal LaGreca, Employment and Training Services Director II; Earl Loder, Disaster Preparedness Director; Ronald Marten, Building Inspector; Michael Miecznikowski, Director of Recreation; Julia Reinstein, Town Historian; Patricia Wojcik, Director of Senior Services; and Ronald Zoeller, Foreman, Sanitation Department.

I. PUBLIC HEARINGS

Item No. 2 This being the time and place advertised for a public hearing to consider the advisability of adopting an amendment to the Fire Prevention Code of the Town of Cheektowaga, hereinafter more particularly described, the Supervisor directed the Town Clerk to present proof of publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor such proof was duly filed. Said proposed amendment being as follows:

* * * * *

1. RESOLVED, that Section 2.3, which relates to the application of the Fire Prevention Code, shall be amended by adding a new subdivision designated 1.2a, which shall read as follows:

- a. In the event a provision of the New York State Uniform Fire Prevention and Building Code is more stringent than a provision of this Code, the New York State Fire Prevention and Building Code provision shall be applicable; otherwise this Code shall be applicable;

and subdivision 1.2a shall be renumbered subdivision 1.2b and subdivision 1.2b shall be renumbered subdivision 1.2c.

2. RESOLVED, that subdivision a of Section 21.3, which relates to permits for the installation of containers for liquefied petroleum gases, shall be amended by substituting "500 Gallons" in place of "2000 gallons."

* * * * *

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. Comments were heard, after which the Supervisor declared the hearing closed; decision was reserved.

II. RESOLUTIONS

Item No. 3 Motion by Supervisor Weber, seconded by Councilman W. P. Rogowski

WHEREAS, the next regularly scheduled Town Board meeting date is Monday, February 20, 1984, AND

WHEREAS, Monday, February 20, 1984 is a Holiday; namely, "Washington's Birthday," NOW, THEREFORE, BE IT

RESOLVED that the next regularly scheduled Town Board meeting shall be held on Wednesday, February 22, 1984, at 7:00 P.M.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 4 Motion by Councilman Johnson, seconded by Supervisor Weber

WHEREAS, the Fire Inspector of the Town of Cheektowaga has recommended that certain provisions of the "Fire Prevention Code of the Town of Cheektowaga" be amended or repealed, and

WHEREAS, this Town Board duly called a public hearing to consider the advisability of adopting said recommended changes to the "Fire Prevention Code of the Town of Cheektowaga" and gave due notice thereof as required by law, and

WHEREAS, a public hearing on said proposed amendments was duly held by this Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York on the 6th day of February, 1984 at 7:00 o'clock P.M.; at such hearing all parties in interest and citizens had an opportunity to be heard and were heard, and

WHEREAS, it is in the public interest to amend the "Fire Prevention Code of the Town of Cheektowaga" as hereinafter set forth, NOW, THEREFORE, BE IT

RESOLVED, that the Fire Prevention Code of the Town of Cheektowaga, New York be and the same is hereby amended and changed as follows:

1. RESOLVED, that Section 1.2, which relates to the application of the Fire Prevention Code, shall be amended by adding a new subdivision designated 1.2a, which shall read as follows:

- a. In the event a provision of the New York State Uniform Fire Prevention and Building Code is more stringent than a provision of this Code, the New York State Fire Prevention and Building Code provision shall be applicable; otherwise this Code shall be applicable;

and subdivision 1.2a shall be renumbered subdivision 1.2b and subdivision 1.2b shall be renumbered subdivision 1.2c.

2. RESOLVED, that subdivision a of Section 21.3, which relates to permits for the installation of containers for liquefied petroleum gases, shall be amended by substituting "500 gallons" in place of "2000 gallons." and, BE IT FURTHER

RESOLVED, that a copy of this Resolution be entered in the minutes of the meeting of the Town Board of the Town of Cheektowaga held on February 6, 1984; and that a certified copy thereof be published in the CHEEKTOWAGA TIMES, a newspaper published in the Town of Cheektowaga and having a general circulation therein; and the affidavit of publication shall be filed with the Town Clerk, and BE IT FURTHER

RESOLVED, that the aforementioned amendments to the "Fire Prevention Code of the Town of Cheektowaga" shall take effect ten (10) days after such publication

Item No. 4 Cont'd.

but said changes shall take effect from the date of their service as against a person served personally with a copy thereof certified by the Town Clerk under the corporate seal of the Town and showing the date of their passage and entry into the minutes.

Upon roll call.....

AYES:	Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES:	0
ABSENT:	0

*SEE AFFIDAVIT ON NEXT PAGE.

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Barbara A. Weiss, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*Clint*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for¹..... weeks:
first publication.....*February 9, 1984*.....;
last publication.....*February 9, 1984*.....;
and that no more than six days intervened be-
tween publications.

Barbara A. Weiss

Sworn to before me this*10th*.....

day of*February*....., 19*84*.....

.....*Dorothy J. Turner*.....

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19*85*

**EXTRACTS FROM MINUTES OF
CHEEKTOWAGA TOWN BOARD**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 6th day of February, 1984 at 7:00 o'clock p.m. Eastern Standard Time there were:

PRESENT:

Supervisor:

Daniel E. Weber

Councilman:

Thomas M. Johnson, Jr.

William P. Rogowski

John V. Rogowski

Patricia A. Jaworowicz

Christopher J. Kowal

Dennis H. Gabryszak

ABSENT: 0

Motion by Councilman Johnson,
Seconded by Supervisor Weber.

WHEREAS, the Fire Inspector of the Town of Cheektowaga has recommended that certain provisions of the "Fire Prevention Code of the Town of Cheektowaga" be amended or repealed, and

WHEREAS, this Town Board duly called a public hearing to consider the advisability of adopting said recommended changes to the "Fire Prevention Code of the Town of Cheektowaga" and gave due notice thereof as required by law, and

WHEREAS, a public hearing on said proposed amendments was duly held by this Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York on the 6th day of February, 1984 at 7:00 o'clock P.M.; at such hearing all parties in interest and citizens had an opportunity to be heard and were heard, and

WHEREAS, it is in the public interest to amend the "Fire Prevention Code of the Town of Cheektowaga" as hereinafter set forth, NOW, THEREFORE, BE IT RESOLVED, that the Fire Prevention Code of the Town of Cheektowaga, New York be and the same is hereby amended and changed as follows:

1. RESOLVED, that Section 1.2, which relates to the application of the Fire Prevention Code, shall be amended by adding a new subdivision designated 1.2a, which shall read as follows:

a. In the event a provision of the New York State Uniform Fire Prevention and Building Code is more stringent than a provision of this Code, the New York State Fire Prevention and Building Code provision shall be applicable; otherwise this Code shall be applicable; and subdivision 1.2a shall be renumbered subdivision 1.2b and subdivision 1.2b shall be renumbered subdivision 1.2c.

2. RESOLVED, that subdivision a of Section 21.3 which relates to permits for the installation of containers for liquefied petroleum gases, shall be amended by substituting "500 gallons" in place of "2000 gallons." and, BE IT FURTHER

RESOLVED, that a copy of this Resolution be entered in the minutes of the meeting of the Town Board of the Town of Cheektowaga held on February 6, 1984; and that a certified copy thereof be published in the CHEEKTOWAGA TIMES, a newspaper published in the Town of Cheektowaga and having a general circulation therein; and the affidavit of publication shall be filed with the Town Clerk, and BE IT FURTHER

RESOLVED, that the aforementioned amendments to the "Fire Prevention Code of the Town of Cheektowaga" shall take effect ten (10) days after such publication, but said changes shall take effect from the date of their service as against a person served personally with a copy thereof certified by the Town Clerk under the corporate seal of the Town and showing the date of their passage and entry into the minutes.

Upon roll call....

Supervisor Weber Voting AYE

Councilmen:

W.P. Rogowski Voting AYE

J.V. Rogowski Voting AYE

Jaworowicz Voting AYE

Kowal Voting AYE

Gabryszak Voting AYE

AYES: 7

NAYES: 0

ABSENT: 0

STATE OF NEW YORK)

COUNTY OF ERIE)

I, RICHARD M. MOLESKI,
Town Clerk of the Town
hereinafter described, DO

HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on February 6, 1984, and minutes of said meeting have been duly recorded in the Minute Book by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at item No. 4, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 6th day of February, 1984.

RICHARD M. MOLESKI

Town Clerk

PUBLISH: February 9, 1984

Item No. 5 Motion by Councilman Johnson, seconded by Supervisor Weber

WHEREAS, effective January 1, 1984, the New York State Uniform Fire Prevention and Building Code ("State Code") became applicable to the Town of Cheektowaga, and

WHEREAS, said State Code supercedes the "Fire Prevention Code" of the Town of Cheektowaga, until such time that the Town Board petitions the New York State Fire Prevention and Building Code Council ("Code Council") to retain all or a portion of the Town Fire Prevention Code, and said Code Council approves the Town's request, and

WHEREAS, the Fire Inspector and the Building and Plumbing Inspector of the Town of Cheektowaga, as well as the volunteer firemen of the Town through the Cheektowaga Fire Chiefs Mutual Aid Association, are firmly convinced that the Fire Prevention Code of the Town of Cheektowaga is more stringent than the State Code and should be retained by the Town, and

WHEREAS, after due and considered deliberation, this Town Board hereby announces its unanimous agreement with the conviction expressed by the aforementioned Town and Fire Company officials and believes that the Town Fire Prevention Code is better designed to meet the needs of the Town, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby formally petitions the New York State Fire Prevention and Building Code Council for a determination as to whether the Town Fire Prevention code is more stringent than the State Code, and BE IT FURTHER

RESOLVED, that this Town Board hereby goes on record to state that it believes the Town Fire Prevention Code is more stringent than the State Code, and BE IT FURTHER

RESOLVED, that, pending a determination of the Code Council concerning the aforesaid, the Town Fire Prevention Code shall remain in full force and effect, and BE IT FURTHER

RESOLVED, that a certified copy of this resolution, along with a copy of the Fire Prevention Code of the Town of Cheektowaga be forwarded to the New York State Fire Prevention and Building Code Council, Division of Housing and Community Renewal, Two World Trade Center, New York, New York 10047.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 6 Motion by Councilman Jaworowicz, seconded by Councilman J. V. Rogowski

WHEREAS, David D. Glian has applied for a rezoning from C-Retail Business District to CM-General Commercial for the property owned by Mary Bosela at Cheektowaga, New York; and, in addition, has made application for a Special Permit to sell used automobiles on this property, and

WHEREAS, the law requires that a public hearing be held on the aforementioned applications,

NOW, THEREFORE, BE IT RESOLVED that, in accordance with the provisions of Section 264 of the Town Law and Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, a public hearing be held before this Town Board on the aforementioned applications on the 22nd day of February, 1984 at 6:30 P.M., and, BE IT FURTHER

RESOLVED that the Town Clerk publish the attached Notice of Hearing in the CHEEKTOWAGA TIMES, the official newspaper of the Town, at least 10 days prior to the date of the hearing.

*SEE NEXT FOUR (4) PAGES FOR NOTICES OF HEARING AND LEGAL DESCRIPTION.

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 22nd day of February 1984, at 6:30 o'clock P.M., Eastern Standard Time of said day for the purpose of considering the application of David D. Glian

_____ for a Special Permit to _____

sell used automobiles

on property located at 440 Cayuga Road

pursuant to Section 6-01 and Section 6-012 of the Zoning Ordinance of the Town of Cheektowaga, New York.

All parties in interest and citizens will be given an opportunity to be heard in regard to such proposed application.

* *See call for Public Hearing for rezoning for legal description of property.*

BY ORDER OF THE TOWN BOARD

Supervisor Daniel E. Weber
Councilman Thomas M. Johnson, Jr.
Councilman William P. Rogowski
Councilman John V. Rogowski
Councilman Patricia A. Jaworowicz
Councilman Christopher J. Kowal
Councilman Dennis H. Gabryszak

RICHARD M. MOLESKI
Town Clerk

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 22nd day of February 19⁸⁴, at 6:30 o'clock P.M., Eastern Standard Time of said day for the purpose of considering the application of David D. Glian _____ to Rezone from C-Retail Business _____ District to CM-General Commercial _____ District on property located at 440 Cayuga Road _____ and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York.

All parties in interest and citizens will be given an opportunity to be heard in regard to such proposed application.

BY ORDER OF THE TOWN BOARD

Supervisor Daniel E. Weber
Councilman Thomas M. Johnson, Jr.
Councilman William P. Rogowski
Councilman John V. Rogowski
Councilman Patricia A. Jaworowicz
Councilman Christopher J. Kowal
Councilman Dennis H. Gabryszak

RICHARD M. MOLESKI
Town Clerk

All that tract or parcel of land situate
in the Town of Cheektowaga, County of Erie and
State of New York, being part of Lot No. 14, Town-
ship 11, Range 7 of the Holland Land Company's
Survey and according to map filed in Erie County
Clerk's Office under Cover No. 1628 is known as
subdivision lot number sixty-three (63), situate
on the west side of Cayuga Road.

All that tract or parcel of land
situate in the Town of Cheektowaga, County
of Erie and State of New York, being part
of Lot N° 14, Township 11, Range 7 of the
Holland Land Company's Survey and according
to map filed in Erie County Clerk's Office
under Cover N° 1628, is known as subdivision
lot number sixty-four (64), being sixty (60)
feet front and rear by one hundred twenty (120)
feet in depth, situate on the west side of
Cayuga Road, commencing one hundred forty and
seventeen hundredths (140.17) feet north of
Cleveland Drive.

Item No. 6 Cont'd.

Upon roll call....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

*SEE AFFIDAVIT ON NEXT PAGE.

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Barbara A. Weiss, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks:
first publication..... *February 9, 1984* ;
last publication..... *February 9, 1984* ;
and that no more than six days intervened be-
tween publications.

Barbara A. Weiss

Sworn to before me this *10th*

day of *February*, 19 *84*

..... *Dorothy J. Turner*

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19 *85*

LEGAL NOTICE

NOTICE IS HEREBY GIVEN

that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 22nd day of February 1984, at 6:30 o'clock P.M., Eastern Standard Time of said day for the purpose of considering the application of David D. Glian to Rezone from C-Retail Business District to CM-General Commercial District on property located at 440 Cayuga Road and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York.

All parties in interest and citizens will be given an opportunity to be heard in regard to such proposed application.

LEGAL DESCRIPTION

ALL THAT TRACT OR parcel of land situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 14, Township 11, Range 7 of the Holland Land Company's Survey and according to map filed in Erie County Clerk's Office under Cover No. 1628, is known as subdivision lot number sixty-four (64), being sixty (60) feet front and rear by one hundred twenty (120) feet in depth, situate on the west side of Cayuga Road, commencing one hundred forty and seventeen hundredths (140.17) feet north of Cleveland Drive.

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 14, Township 11, Range 7 of the Holland Land Company's Survey and according to map filed in Erie County Clerk's Office under Cover No. 1628 is known as subdivision lot number sixty-three (63), situate on the west side of Cayuga Road.

BY ORDER OF THE TOWN BOARD

Supervisor:

Daniel E. Weber

Councillmen:

Thomas M. Johnson, Jr.

William P. Rogowski

John V. Rogowski

Patricia A. Jaworowicz

Christopher J. Kowal

Dennis H. Gabryszak

RICHARD M. MOLESKI

Town Clerk

PUBLISH: February 9, 1984

LEGAL NOTICE

NOTICE IS HEREBY GIVEN

that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 22nd day of February 1984, at 6:30 o'clock P.M., Eastern Standard Time of said day for the purpose of considering the application of David D. Glian for a Special Permit to sell used automobiles on property located at 440 Cayuga Road pursuant to Section 6-01 and Section 6-012 of the Zoning Ordinance of the Town of Cheektowaga, New York.

All parties in interest and citizens will be given an opportunity to be heard in regard to such proposed application.

*See call for Public Hearing for rezoning for legal description of property.

BY ORDER OF THE TOWN BOARD

Supervisor:

Daniel E. Weber

Councillmen:

Thomas M. Johnson, Jr.

William P. Rogowski

John V. Rogowski

Patricia A. Jaworowicz

Christopher J. Kowal

Dennis H. Gabryszak

RICHARD M. MOLESKI

Town Clerk

PUBLISH: February 9, 1984

Item No. 7 Motion by Councilman W. P. Rogowski, seconded by Councilman Jaworowicz

WHEREAS, BERN-STAN-ZYG Development Corporation has applied for a rezoning from C-Retail Business District to CM-General Commercial District for the property owned by it at 2912 William Street, Cheektowaga, New York; and, in addition, has made application for a Special Permit to use a portion of the aforementioned premises as a patio and volleyball court, and

WHEREAS, the law requires that a public hearing be held on the aforementioned applications,

NOW, THEREFORE, BE IT RESOLVED that, in accordance with the provisions of section 264 of the Town Law and section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, a public hearing be held before this Town Board on the aforementioned applications on the 22nd day of February, 1984 at 6:30 P.M., and, BE IT FURTHER

RESOLVED that the Town Clerk publish the attached Notice of Hearing in in the CHEEKTOWAGA TIMES, the official newspaper of the Town, at least 10 days prior to the date of the hearing.

*SEE NEXT THREE (3) PAGES FOR NOTICES OF HEARING AND LEGAL DESCRIPTION.

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 22nd day of February 1984, at 6:30 o'clock P.M., Eastern Standard Time of said day for the purpose of considering the application of _____
BERN-STAN-ZYG Development Corporation to Rezone from
C-Retail Business District
to CM-General Commercial District
on property located at 2912 William Street
and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York.

All parties in interest and citizens will be given an opportunity to be heard in regard to such proposed application.

BY ORDER OF THE TOWN BOARD

Supervisor Daniel E. Weber
Councilman Thomas M. Johnson, Jr.
Councilman William P. Rogowski
Councilman John V. Rogowski
Councilman Patricia A. Jaworowicz
Councilman Christopher J. Kowal
Councilman Dennis H. Gabryszak

RICHARD M. MOLESKI
Town Clerk

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 22nd day of February 19 84, at 6:30 o'clock P.M., Eastern Standard Time of said day for the purpose of considering the application of BERN-STAN-ZYG Development Corporation for a Special Permit to use a portion of the premises as a patio and volleyball court on property located at 2912 William Street pursuant to Section 6-01 and Section 6-012 of the Zoning Ordinance of the Town of Cheektowaga, New York.

All parties in interest and citizens will be given an opportunity to be heard in regard to such proposed application.

** See call for public hearing for legal rezoning for legal description of property.*
BY ORDER OF THE TOWN BOARD

Supervisor Daniel E. Weber
Councilman Thomas M. Johnson, Jr.
Councilman William P. Rogowski
Councilman John V. Rogowski
Councilman Patricia A. Jaworowicz
Councilman Christopher J. Kowal
Councilman Dennis H. Gabryszak

RICHARD M. MOLESKI
Town Clerk

2912 WILLIAM STREET
TOWN OF CHEEKTOWAGA
OUR DRAWING NO. D-1663

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, State of New York, being part of Lot 15, Township 11, Range 7 of the Holland Land Companys Survey and more particularly bounded and described as follows:

BEGINNING at a point located on the northerly highway boundary of William Street (66.0 ft. wide) said point being 260.004 feet easterly from the easterly highway boundary of Vern Lane (60.0 ft. wide) as measured along the northerly highway boundary of William Street; thence northerly parallel with Vern Lane a distance of 350.0 feet; thence easterly at an interior angle of $89^{\circ}-30'-40''$ a distance of 97.04 feet; thence southerly parallel with Vern Lane a distance of 346.91 feet; thence westerly along the northerly lands acquired for the reconstruction of William Street C.R.207-S.K. 197-25, Parcel No. 24 dated April 3, 1967 a distance of 12.45 feet; thence southerly at right angles a distance of 3.14 feet; thence westerly along the northerly highway boundary of William Street (66.0 feet wide) a distance of 84.59 feet to the place or point of beginning.

Subject to any easements, right-of-ways, agreements, etc. of record.

September 6, 1983

Item No. 7 Cont'd.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

*SEE AFFIDAVIT ON NEXT PAGE.

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Barbara A. Weiss, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Client* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks;
first publication *February 9, 1984* ;
last publication *February 9, 1984* ;
and that no more than six days intervened be-
tween publications.

Barbara A. Weiss.....

Sworn to before me this *10th*

day of *February*, 19*84*

Dorothy J. Turner.....

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19*85*

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 22nd day of February 1984, at 6:30 o'clock P.M., Eastern Standard Time of said day for the purpose of considering the application of BERN-STAN-ZYG Development Corporation to Rezone from C-Retail Business District to CM-General Commercial District on property located at 2912 William Street and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York.

All parties in interest and citizens will be given an opportunity to be heard in regard to such proposed application.

2912 WILLIAM STREET
TOWN OF CHEEKTOWAGA
OUR DRAWING NO. D-1663

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot 15, Township 11, Range 7 of the Holland Land Company's Survey and more particularly bounded and described as follows: BEGINNING at a point located on the northerly highway boundary of William Street (66.0 ft. wide) said point being 260.004 feet easterly from the easterly highway boundary of Vern Lane (60.0 ft. wide) as measured along the northerly boundary of William Street; thence northerly parallel with Vern Lane a distance of 350.0 feet; thence easterly at an interior angle of 89°-30'-40" a distance of 97.04 feet; thence southerly parallel with Vern Lane a distance of 348.91 feet; thence westerly along the northerly lands acquired for the reconstruction of William Street C.R. 207-S.K. 197-25, Parcel No. 24 dated April 3, 1967 a distance of 12.45 feet; thence southerly at right angles a distance of 3.14 feet; thence westerly along the northerly highway boundary of William Street (66.0 feet wide) a distance of 84.59 feet to the place or point of beginning.

Subject to any easements, right-of-ways, agreements, etc. of record.

September 6, 1983

BY ORDER OF THE TOWN BOARD

Supervisor:

Daniel E. Weber

Councilmen:

Thomas M. Johnson, Jr.

William P. Rogowski

John V. Rogowski

Patricia A. Jaworowicz

Christopher J. Kowal

Dennis H. Gabryszak

RICHARD M. MOLESKI

Town Clerk

PUBLISH: February 9, 1984

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 22nd day of February 1984, at 6:30 o'clock P.M., Eastern Standard Time of said day for the purpose of considering the application of BERN-STAN-ZYG Development Corporation for a Special Permit to use a portion of the premises as a patio and volleyball court on property located at 2912 William Street pursuant to Section 6-01 and Section 6-012 of the Zoning Ordinance of the Town of Cheektowaga, New York.

All parties in interest and citizens will be given an opportunity to be heard in regard to such proposed application.

*See call for Public Hearing for rezoning for legal description of property.

BY ORDER OF THE TOWN BOARD

Supervisor:

Daniel E. Weber

Councilmen:

Thomas M. Johnson, Jr.

William P. Rogowski

John V. Rogowski

Patricia A. Jaworowicz

Christopher J. Kowal

Dennis H. Gabryszak

RICHARD M. MOLESKI

Town Clerk

PUBLISH: February 9, 1984

Item No. 8 Motion by Councilman W. P. Rogowski, seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga Facilities Department, Parks Division, requires Athletic White Stripe for the purpose of lining athletic fields, NOW, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the purchase of Athletic White Stripe, AND BE IT FURTHER

RESOLVED, that the Specifications for said Athletic White Stripe may be obtained from the Town Clerk's Office in Cheektowaga Town Hall, AND BE IT FURTHER

RESOLVED, that sealed bids will be received on the 22nd day of February, 1984 at 11:00 A.M., Eastern Standard Time at a public bid opening to be held in the Council Chambers at Cheektowaga Town Hall.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

*SEE AFFIDAVIT ON NEXT PAGE.

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Barbara A. Weiss, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks;
first publication *February 9, 1984* ;
last publication *February 9, 1984* ;
and that no more than six days intervened be-
tween publications.

Barbara A. Weiss.....

Sworn to before me this *10th*.....

day of *February*....., 19*84*.....

Dorothy J. Turner.....

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19*85*

NOTICE TO BIDDERS

Scaled proposals will be received and considered by the Town of Cheektowaga on February 22, 1984 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the supplying of Athletic White Stripe for the year, 1984.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interest of the Town, or reject any or all bids.

By order of the Town Board of the Town of Cheektowaga, Erie County, New York.

RICHARD M. MOLESKI

Town Clerk

DATED: February 6, 1984

PUBLISH: February 9, 1984

ANTOROD

1984 FEB 10 10 10 AM

1984 FEB 10 10 10 AM

1984 FEB 10 10 10 AM

Item No. 9 Motion by Councilman W. P. Rogowski, seconded by Councilman Gabryszak

WHEREAS, the Town of Cheektowaga Facilities Department, Parks Division, annually requires Pool Maintenance Chemicals for the year, 1984, NOW, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of Pool Maintenance Chemicals, AND, BE IT FURTHER

RESOLVED, that the specifications for said Pool Maintenance Chemicals be obtained from the Town Clerk's Office in Cheektowaga Town Hall, AND BE IT FURTHER

RESOLVED, that sealed bids will be received on the 22nd day of February, 1984 at 11:00 A.M., Eastern Standard Time, at a public bid opening to be held in the Council Chambers at cheektowaga Town Hall.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak

NAYES: 0

ABSENT: 0

*SEE AFFIDAVIT ON NEXT PAGE.

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Barbara A. Weiss, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks;
first publication..... *February 9, 1984*;
last publication..... *February 9, 1984*;
and that no more than six days intervened be-
tween publications.

Barbara A. Weiss

Sworn to before me this *10th*

day of *February*, 19 *84*

Dorothy J. Turner

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19 *85*

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town of Cheektowaga on February 22, 1984 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the furnishing of Pool Maintenance Chemicals for the year, 1984.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interest of the Town, or reject any or all bids.

By order of the Town Board of the Town of Cheektowaga, Erie County, New York.

RICHARD M. MOLESKI
Town Clerk

DATED: February 6, 1984
PUBLISH: February 9, 1984

Item No. 10 Motion by Councilman Johnson, seconded by Councilman W. P. Rogowski

WHEREAS, the Town of Cheektowaga Facilities Department, Parks Division, utilizes Portable Chemical Toilets at various locations to service Recreation Department activities and Special Events, NOW, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the Leasing and Servicing of Portable Chemical Toilets, AND, BE IT FURTHER

RESOLVED, that the specifications for said Leasing and Servicing of Portable Chemical Toilets be obtained from the Town Clerk's Office in Cheektowaga Town Hall, AND BE IT FURTHER

RESOLVED, that sealed bids will be received on the 22nd day of February, 1984 at 11:00 A.M., Eastern Standard Time at a public bid opening to be held in the Council Chambers at cheektowaga Town Hall.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

*SEE AFFIDAVIT ON NEXT PAGE.

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Barbara A. Weiss, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Alert* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks:
first publication... *February 9, 1984* ;
last publication... *February 9, 1984* ;
and that no more than six days intervened be-
tween publications.

Barbara A. Weiss

Sworn to before me this *10th*

day of *February*, 19 *84*

..... *Dorothy J. Turner*

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19 *85*

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town of Cheektowaga on February 22, 1984 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the Leasing and Servicing of Portable Chemical Toilets for the year 1984.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interest of the Town, or reject any or all bids.

By order of the Town Board of the Town of Cheektowaga, Erie County, New York.

RICHARD M. MOLESKI

Town Clerk

DATED: February 6, 1984

PUBLISH: February 9, 1984

CORROTHY & YHTOROO
TOWN OF CHEEKTOWAGA, N.Y.

Item No. 11 Motion by Councilman Gabryszak, seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga Facilities Department, Parks Division, annually requires Topsoil and Sand-Clay-Loam, NOW, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the purchase and delivery of said Topsoil and Sand-Clay-Loam, AND BE IT FURTHER

RESOLVED, that the Specifications for said Topsoil and Sand-Clay-Loam, be obtained from the Town Clerk's Office in Cheektowaga Town Hall, AND BE IT FURTHER

RESOLVED, that sealed bids will be received on the 22nd day of February, 1984 at 11:00 A.M., Eastern Standard Time at a public bid opening to be held in the Council Chambers at Cheektowaga Town Hall.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

*SEE AFFIDAVIT ON NEXT PAGE.

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Barbara A. Weiss, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks;
first publication *February 9, 1984* ;
last publication *February 9, 1984* ;
and that no more than six days intervened be-
tween publications.

Barbara A. Weiss

Sworn to before me this *10th*

day of *February*, 19 *84*

Dorothy J. Turner

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19 *85*

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town of Cheektowaga on February 22, 1984 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the furnishing of Topsoil and Sand-Clay-Loam for the year, 1984.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interest of the Town, or reject any or all bids.

By order of the Town Board of the Town of Cheektowaga, Erie County, New York.

RICHARD M. MOLESKI

Town Clerk

DATED: February 6, 1984

PUBLISH: February 9, 1984

Item No. 12 Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, it is in order that bids be advertised to cover the purchase of vitrified clay pipe and materials required for repairing sanitary sewers for the 1984 fiscal year, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of vitrified clay pipe and materials required for repairing sanitary sewers, notice to be published in the CHEEKTOWAGA TIMES, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 22nd day of February, 1984, at 11:00 A.M., Eastern Standard Time, at a public bid opening to be held in the Council Chambers in the Cheektowaga Town Hall.

Upon roll call.....

AYES: Supevisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
 Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

*SEE AFFIDAVIT ON NEXT PAGE.

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Barbara A. Weiss, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for¹..... weeks:
first publication.....*February 9, 1984*.....;
last publication.....*February 9, 1984*.....;
and that no more than six days intervned be-
tween publications.

Barbara A. Weiss

Sworn to before me this*10th*.....

day of*February*....., 19*84*.....

.....*Dorothy J. Turner*.....

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19*85*

NOTICE TO BIDDERS

Sealed proposals will be received by the Town of Cheektowaga on February 22, 1984 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the furnishing of vitrified clay pipe and materials needed for sanitary sewer repairs for the year of 1984.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interest of the Town, or reject any or all bids.

By order of the Town Board of the Town of Cheektowaga, Erie County, New York.

RICHARD M. MOLESKI
Town Clerk

DATED: February 6, 1984

PUBLISH: February 9, 1984

Item No. 13 Motion by Councilman Johnson, seconded by Councilman Gabryszak

WHEREAS, it is in order that bids be advertised to cover the purchase of corrugated metal pipe and reinforced concrete pipe requirements for the 1984 fiscal year, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of corrugated metal pipe and reinforced concrete pipe, notice to be published in the CHEEKTOWAGA TIMES, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 22nd day of February, 1984 at 11:00 A.M., Eastern Standard Time, at a public bid opening to be held in the Council Chambers at Cheektowaga Town Hall.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

*SEE AFFIDAVIT ON NEXT PAGE.

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Barbara A. Weiss, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks;
first publication..... *February 9, 1984* ;
last publication..... *February 9, 1984* ;
and that no more than six days intervened be-
tween publications.

Barbara A. Weiss

Sworn to before me this *10th*

day of *February*, 19.. *84*

..... *Dorothy J. Turner*

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19.. *85*

NOTICE TO BIDDERS

Sealed proposals will be received by the Town of Cheektowaga on February 22, 1984 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the furnishing of corrugated metal pipe and reinforced concrete pipe for the year of 1984.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interest of the Town, or reject any or all bids.

By order of the Town Board of the Town of Cheektowaga, Erie County, New York.

RICHARD M. MOLESKI
Town Clerk

DATED: February 6, 1984
PUBLISH: February 9, 1984

TOWN OF CHEEKTOWAGA
TOWN CLERK'S OFFICE
100 BROADWAY
CHEEKTOWAGA, N.Y. 14224

Item No. 14 Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, there is need to prevent entry of storm waters into low-lying sanitary manholes through the purchase of manhole frames with self-sealing covers and in conjunction using manhole frames with grate type covers for venting purposes, AND

WHEREAS, funds have been budgeted for such remedial work, NOW, THEREFORE, BE IT

RESOLVED, that this request be granted and that the Town Clerk be directed to publish a Notice to Bidders in connection with the furnishing of manhole frames with self-sealing covers and manhole frames with grate type covers, notice to be published in the CHEEKTOWAGA TIMES, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 22nd day of February, 1984 at 11:00 A.M., Eastern Standard Time, at a public bid opening to be held in the Council Chambers in the Cheektowaga Town Hall.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

*SEE AFFIDAVIT ON NEXT PAGE.

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Barbara A. Weiss, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks;
first publication..... *February 9, 1984*;
last publication..... *February 9, 1984*;
and that no more than six days intervened be-
tween publications.

Barbara A. Weiss

Sworn to before me this *10th*

day of *February*, 19 *84*

..... *Dorothy J. Turner*

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19 *85*

NOTICE TO BIDDERS

Sealed proposals will be received by the Town of Cheektowaga on February 22, 1984 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the furnishing of manhole frames and 24" diameter covers for the Sewer Maintenance Department

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interest of the Town, or reject any or all bids.

By order of the Town Board of the Town of Cheektowaga, Erie County, New York.

RICHARD M. MOLESKI

Town Clerk

DATED: February 6, 1984

PUBLISH: February 9, 1984

Item No. 15 Motion by Councilman Johnson, seconded by Councilman Gabryszak

WHEREAS, the Sanitary Sewer Maintenance Department is in need of one (1) 1984 3/4 ton pick-up truck, AND

WHEREAS, funds are available for that purpose, NOW, THEREFORE, BE IT

RESOLVED, that the request be granted and that the Town Clerk be directed to publish a Notice to Bidders in connection with said vehicle, notice to be published in the CHEEKTOWAGA TIMES, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 22nd day of February, 1984 at 11:00 A.M., Eastern Standard Time, at a public bid opening to be held in the Council Chambers in the Cheektowaga Town Hall.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak

NAYES: 0

ABSENT: 0

*SEE AFFIDAVIT ON NEXT PAGE.

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Barbara A. Weiss, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clint* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks;
first publication..... *February 9, 1984* ;
last publication..... *February 9, 1984* ;
and that no more than six days intervened be-
tween publications.

Barbara A. Weiss

Sworn to before me this *10th*

day of *February*, 19.. *84*

..... *Dorothy J. Turner*

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19.. *85*

NOTICE TO BIDDERS

Sealed proposals will be received by the Town of Cheektowaga on February 22, 1984 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the furnishing of a 1984 ¾ ton pick-up truck for the Sanitary Sewer Maintenance Department of the Town of Cheektowaga.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interest of the Town, or reject any or all bids.

By order of the Town Board of the Town of Cheektowaga, Erie County, New York.

RICHARD M. MOLESKI

Town Clerk

DATED: February 6, 1984

PUBLISH: February 9, 1984

ROBERT L. YATOSOD
TOWN CLERK

Item No. 16 Motion by Councilman W. P. Rogowski, seconded by Councilman Johnson

WHEREAS, the Facilities Department is in need of one (1) dump truck with snow plow, one (1) 3/4 ton pick-up truck with snow plow, one (1) 3/4 ton van and one (1) tractor with flail mower, AND

WHEREAS, funds have been budgeted for that purpose, NOW, THEREFORE, BE IT

RESOLVED, that this request be granted and that the Town Clerk be directed to publish a Notice to Bidders in connection with said vehicles, said notice to be published in the CHEEKTOWAGA TIMES, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 22nd day of February, 1984 at 11:00 A.M., Eastern Standard Time, at a public bid opening to be held in the Council Chambers in the Cheektowaga Town Hall.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

*SEE AFFIDAVIT ON NEXT PAGE.

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Barbara A. Weiss, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks;
first publication *February 9, 1984* ;
last publication *February 9, 1984* ;
and that no more than six days intervened be-
tween publications.

Barbara A. Weiss

Sworn to before me this *10th*

day of *February*, 19*84*

..... *Dorothy J. Turner*

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19*85*

NOTICE TO BIDDERS

Sealed proposals will be received by the Town of Cheektowaga on February 22, 1984 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the purchase of one (1) 1984 dump truck with snow plow, one (1) ¾ ton pick-up truck with snow plow, one (1) ¾ ton van and one (1) tractor with flail mower for the Facilities Department.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interest of the Town, or reject any or all bids.

By order of the Town Board of the Town of Cheektowaga, Erie County, New York.

RICHARD M. MOLESKI
Town Clerk

DATED: February 6, 1984
PUBLISH: February 8, 1984

DOROTHY J. TUNNEY
NOTARY PUBLIC
2000 BROADWAY
Erie County, New York

Item No. 17 Motion by Councilman W. P. Rogowski, seconded by Councilman Johnson

WHEREAS, bids were duly received by this Town Board at a meeting thereof, for the purchase of baseball equipment for use in the Cheektowaga Recreation Department, as a result of advertisement therefore, and such bids were referred to the Director of Recreation for analysis, tabulation and report, and

WHEREAS, such analysis, tabulation, and report has been completed, and reviewed by the Chairman of the Parks and Recreation Committee, and members of the Town Board, therefore,

BE IT RESOLVED that the bid be awarded to the following bidders meeting specifications as follows: (see attached)

Laux Sporting Goods	Jim Ludtka Sporting Goods	Amherst Wholesalers, Inc.
441 Broadway	3383 Harlem Road	241 Patrice Terrace
Buffalo, New York 14212	Cheektowaga, NY 14225	Amherst, New York 14221

*SEE NEXT THIRTEEN (13) PAGES FOR ANALYSIS, TABULATION AND REPORT.

Replacement Pad B26P
Amount ordered _____

LAUX
Bid price each 4.15
Total price _____

Replacement harness
Amount ordered _____

LAUX
Bid price each 2.95
Total price _____

B) Macgregor B25 Little League Approved masks, durable plasticol coated lightweight wire frame, foam filled vinyl snap on pack and adjustable harness.

Amount ordered _____

LAUX
Bid price each 6.55
Total price _____

Macgregor B25P replacement pad
Amount ordered _____

LAUX
Bid price each 4.25
Total price _____

Macgregor B25H replacement harness
Amount ordered _____

LAUX
Bid price each 3.65
Total price _____

C) Macgregor B24 Little League Approved masks, durable plasticol coated lightweight wire frame, foam filled vinyl snap on pack and adjustable harness.

Amount ordered _____

LAUX
Bid price each 7.55
Total price _____

Replacement pad Macgregor B24P
Amount ordered _____

LAUX
Bid price each 4.95
Total price _____

Replacement harness Macgregor M24H
Amount ordered _____

LAUX
Bid price each 3.95
Total price _____

D) Gladiator GCM-W/F, side deflector flaps, full vision, elasticized web harness and soft vinyl pads.

Amount ordered _____

LAUX
Bid price each 17.95
Total price _____

Replacement pad Gladiator GCMP
Amount ordered _____

LAUX
Bid price each 7.95
Total price _____

Replacement harness Gladiator GM Pro H
Amount ordered _____

LAUX
Bid price each 6.50 LAUX
Total price _____

- E) Rawlings PWM-1, pro use, nylon coated wire frame snap on padding, vinyl covering, harness with triple adjustment.

Amount ordered _____

LAUX
Bid price each 16.95
Total price _____

Replacement pad Rawlings PWMP-1

Amount ordered _____

LAUX
Bid price each 4.35
Total price _____

Replacement harness Rawlings PWMH-1

Amount ordered _____

LAUX
Bid price each 3.60
Total price _____

Item 4

THROAT PROTECTORS

- A) Macgregor B28 rugged molded vinyl with heavy foam padding. Fits any make of mask.

Amount ordered _____

LAUX
Bid price each 2.25
Total price _____

- B) Cooper TP molded of high density polyethylene laces to Cooper masks.

Amount ordered _____

AMHERST
Bid price each 2.40
Total price _____

Item 5

BODY PROTECTORS

- A) Wilson A3250-JZ Little League Approved, adjustable neck pad, cotton padding, adjustable body straps, water repellent, vinyl bound for durability.

Amount ordered _____

LUOTKA
Bid price each 11.60
Total price _____

- B) Rawlings LLBP Little League Approved, adjustable and replaceable body straps.

Amount ordered _____

LAUX
Bid price each 11.90
Total price _____

- C) Wilson A3212-JR, adjustable neck pad and body straps, cotton padding, water repellent.

Amount ordered _____

LUOTKA
Bid price each 14.60
Total price _____

D) Rawlings - Pro-model, nylon twill, cotton back, ribbed padding, extended shoulder piece.

Amount ordered _____

LAUX
Bid price each 16.95
Total price _____

E) Macgregor B78 (outside) chest protectors.

Amount ordered _____

LAUX
Bid price each 16.95
Total price _____

F) All Star CPU-2 Umpire chest protectors (inside)

Amount ordered _____

LUDTKA
Bid price each 29.50
Total price _____

G) Wilson A3314 UGP umpire chest protectors (inside)

Amount ordered _____

LUDTKA
Bid price each 34.50
Total price _____

H) Macgregor B79 pro umpire chest protectors (inside)

Amount ordered _____

LAUX
Bid price each 24.95
Total price _____

am 6 SHIN GUARDS

A) Rawlings 9C Little League Approved, combination calf and ankle pad, armor lite plastic caps, shin and instep pieces, adjustable elastic straps.

Amount ordered _____

LAUX
Bid price each 12.95
Total price _____

B) Rawlings 76C-1 Youth Model Approved, combination calf and ankle pad, armor lite plastic caps, shin and pieces, adjustable elastic straps.

Amount ordered _____

LAUX
Bid price each 14.50
Total price _____

C) Gladiator GLG-BR, Babe Ruth use, 11" shin plate, ultra lite padding, replaceable straps.

Amount ordered _____

LAUX
Bid price each 21.95
Total price _____

- D) Gladiator GLG-Pro Model, double knee cap protect, 12" shin plate, ultra lite padding, replacement straps.

Amount ordered _____

LAUX
Bid price each 40.95
Total price _____

- E) Wilson A3420 shin plate, calf and ankle pad, elastic caps, shin and instep pieces, adjustable elastic straps.

Amount ordered _____

LUDTKA
Bid price each 17.95
Total Price _____

- F) Rawlings, OMW Pro leg guards hinged double knee vinyl padding, calf and ankle wing, adjustable elastic straps.

Amount ordered _____

LAUX
Bid price each 36.95
Total price _____

Wilson A3504 Pro Model

- G) umpire leg protector GLG-MLU.

Amount ordered _____

LUDTKA
Bid price each 30.00
Total Price _____

7

CATCHERS GLOVES

- A) Cooper 662 single flex, leather (steer hide) extended palm pro toe feature, hinged webs skip crotch lacing.

Amount ordered _____

AMHERST
Bid price each 24.00
Total price _____

- B) Cooper 242- single flex leather (steer hide) pro toe feature, open style strap, leather lined.

Amount ordered _____

AMHERST
Bid price each 21.60
Total price _____

- C) Macgregor Mill top grain cowhide deep scoop web, leather thumb and finger loops, fast back model, nylon stitched throughout, pro-model.

Amount ordered _____

AMHERST
Bid price each 29.16
Total price _____

- D) Cooper 862 Superline Deluxe extra large size big flex strap. Pro scoop toe.

LUDTKA
Bid Price each 31.75
Total Price _____

BASEBALLS

A) Wilson A1074
Amount ordered _____

LAUX
Bid price per
dozen 24.80
Total price _____

B) Wilson A1082
Amount ordered _____

LAUX
Bid price per
dozen 24.80
Total price _____

C) De Beers official little league #91
Amount ordered _____

LAUX
Bid price per
dozen 28.50
Total price _____

D) De Beers Babe Ruth #93
Amount ordered _____

LAUX
Bid price per
dozen 31.90
Total price _____

E) De Beers Major League #101
Amount ordered _____

LAUX
Bid price per
dozen 46.90
Total price _____

F) Wilson A1010
Amount ordered _____

LAUX
Bid price per
dozen 37.70
Total price _____

SOFTBALLS

A) Dudley - SB12LND
Amount ordered _____

LAUX
Bid price per
dozen 41.70
Total price _____

B) Dudley P-12
Amount ordered _____

LAUX
Bid price per
dozen 32.58
Total price _____

C) Worth Red Dot
Amount ordered _____

LAUX
Bid price per
dozen 45.70
Total price _____

Item 9

BATS Note: Order in dozen or half dozen units
ONLY for each lettered item except
aluminum bats.

A) Rawlings 21BE softball wood bat
Amount ordered
Assorted sizes 27" to 32") _____

LAUX
Bid price per
dozen 64.95
Total price _____

B) Adirondak 311G Official girls softball bats
Amount ordered (27" _____)
(28" _____)
(assorted Packs) (29" _____)
(30" _____)
(31" _____)
(32" _____)

LAUX
Bid price per
dozen 58.80
Total price _____

C) Power Flite SBO softball aluminum bat
Amount ordered 29" _____
30" _____
31" _____
32" _____
Power Flite SB1 33" _____
34" _____

LUDTKA
Bid price per
dozen 120.00
Total price _____

D) Adirondak TBWB 26"
Amount ordered _____

LAUX
Bid price per
dozen 49.80
Total price _____

E) Adirondak models 302F & 302JF wood baseball bat.

Amount ordered (JF) 26" _____
 27" _____
 28" _____
 29" _____
 30" _____
 31" _____
 32" _____

LAUX
 Bid price per dozen 71.95
 Total price _____

(F) 32" _____
 33" _____
 34" _____
 35" _____
 36" _____

LAUX
 Bid price per dozen 82.75
 Total price _____

F) Louisville wood baseball bat

Amount ordered 125LL 26" _____
 27" _____
 28" _____
 29" _____
 30" _____
 31" _____
 32" _____

LAUX
 Bid price per dozen 84.60
 Total price _____

Amount ordered 125 31" _____
 32" _____
 33" _____
 34" _____
 35" _____
 36" _____

LAUX
 Bid price per dozen 109.40
 Total price _____

G) Louisville Power Flite little league baseball bat

Amount ordered PFS 26" _____

LAUX
 Bid price per dozen 83.70
 Total price _____

Power Flite LL1
 Amount ordered

27" _____
 28" _____
 29" _____
 30" _____
 31" _____

LAUX
 Bid price per dozen 91.80
 Total price _____

H) Power Flite PRO 4 Babe Ruth Aluminum baseball bat

Amount ordered 29" _____
 30" _____
 31" _____
 32" _____
 33" _____
 34" _____

LAUX
 Bid price per dozen 186.60
 Total price _____

Item 10

EQUIPMENT BAGS

A) Everlast 6890 - extra large, heavy duty army duffle utility bag to hold all types baseball equipment, heavy duty reinforced canvas material.

Amount ordered _____

LUDTKA
 Bid price each 7.95
 Total price _____

B) Collegiate BCN 1 nylon carrier, 4" square mesh, knotted nylon with drawstring.

Amount ordered _____

LUDTKA
 Bid price each 7.90
 Total price _____

C) Everlast 6885 standard bat bag holds 18 bats

Amount ordered _____

LUDTKA
 Bid price each _____
 Total price 12.70

D) Macgregor B12B heavy off-white linen laminated to vinyl lining holds 12 bats
Amount ordered _____

AMHERST
Bid price each 12.42
Total price _____

Item 11 UMPIRE INDICATORS

A) Champion P1, palm sized, plastic counter keeps track of ball, strikes and outs.
Amount ordered _____

LUOTKA
Bid price each _____
Total price 1.20

B) Everlast 6878 official stainless steel keeps track of balls, strikes and outs.
Amount ordered _____

LAUX
Bid price each 1.29
Total price _____

C) Macgregor B99 molded plastic keeps track of balls, strikes and outs.
Amount ordered _____

LAUX
Bid price each .98
Total price _____

Item 12 SCOREBOOKS

A) Macgregor B83 deluxe score-rite 30 games HARD COVER 8 3/4 x 12"
Amount ordered _____

AMHERST
Bid price each 23.04 dozen
Total price _____

B) Official baseball-softball HARD COVER
Bidders note: list manufacturer, number of games and size
Amount ordered Score-Rite 40 games

LUOTKA
Bid price each 2.25
Total price _____

Item 13. A) COLLEGIATE HEAVY DUTY T-BALL SETS BT 70
Amount ordered _____

LUOTKA
Bid price each 18.75
Total price _____

B) MACGREGOR B7 HEAVY DUTY T-BALL SETS
Amount ordered _____

LUOTKA
Bid price each 18.75
Total price _____

Item 14

BASES

A) Everlast model #6815 nylon and canvas

Amount ordered _____

LAUX
 Bid price set 43.75
 Total price _____

B) Macgregor "Major League" bases B101
15"x15"x3" set of 3 bases and anchors

Amount ordered _____

AMHERST
 Bid price set 96.00
 Total price _____

C) B95 base anchor for Macgregor "Major League"
base.

Amount ordered _____

LAUX
 Bid price set 8.50
 Total price _____

D) Everlast model #6830 nylon hardball base

Amount ordered _____

LAUX
 Bid price set 27.50
 Total price _____

E) Everlast #6850 nylon softball base

Amount ordered _____

LAUX
 Bid price set 20.50
 Total price _____

F) Everlast #6861 Home Plate

Amount ordered _____

LUDTKA
 Bid price each 24.00
 Total price _____

G) Everlast #6867 Pitchers Plate

Amount ordered _____

LUDTKA
 Bid price each 17.00
 Total price _____

H) Macgregor "Youth and Little League" size
B103 set of 3 bases 14"x14"x2" with anchor

Amount ordered _____

AMHERST
 Bid price set 28.20
 Total price _____

1) DRY LINE MARKER - steel tank, four 10" rubber
wheels three way control, 100 lb. capacity.

BIDDERS NOTE: LIST MANUFACTURER

Amount ordered _____

LUDTKA
 Bid price each 220.00
 Total price _____

Item 15

- 2) DRY LINE MARKER - steel tank 2 rubber wheels, adjustable line from 2 - 4". 20 lb. capacity.

BIDDERS NOTE: LIST MANUFACTURER GLAD. DM 20

Amount ordered _____

LAUX
Bid price each 79.80
Total price _____

Item 16 FIRST AID SUPPLIES

- A) COLD PACK - regular instant chemical ice compress approximate size 5 $\frac{1}{4}$ x 9. Doubled wall outer bag. MEDI-COLD 16 per case

BIDDERS NOTE: LIST MANUFACTURER

Amount ordered _____

LAUX
Bid price per dozen 6.49 per doz.
Total price _____

- B) JR. SIZE COLD PACK - instant chemical ice compress approximate size 4 $\frac{5}{8}$ x 7 $\frac{3}{8}$

BIDDERS NOTE: LIST MANUFACTURER MED.

Amount ordered _____

LAUX
Bid price each 6.49 per doz.
Total price _____

- C) RE-USABLE/^{ELEXIBLE}COLD PACK ice compress size 5 $\frac{1}{4}$ x 9.

BIDDERS NOTE: LIST MANUFACTURER

Amount ordered CRAMER

LAUX
Bid price per dozen 9.90 per doz.
Total price _____

Item 17 MISCELLANEOUS ACCESSORIES

- A) Umpire plate brush Macgregor B91

Amount ordered _____

LAUX
Bid price each 1.35
Total price _____

- B) Umpire plate brush

BIDDERS NOTE: LIST MANUFACTURER UBS

Amount ordered _____

LUDTKA
Bid price each 2.95
Total price _____

- C) Baseball glove
Relacing kit Macgregor B110

Amount ordered _____

LAUX
Bid price each 1.35 each
Total price _____

D) Baseball glove relacing kit

BIDDERS NOTE: LIST MANUFACTURER

Amount ordered _____

Bid price each no award

Total price _____

E) SSK bat rap tape DPB-5, 12 pack

Amount ordered _____

Bid price each no award

Total price _____

F) Bat rap tape

BIDDERS NOTE: LIST MANUFACTURER

Amount ordered _____

Bid price each no award

Total price _____

Item No. 17 Cont'd.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 18 Motion by Councilman Johnson, seconded by Supervisor Weber

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the construction of the Crandon Boulevard/Dick Road Sanitary Sewer Project, which bids were duly received and publicly opened on January 16, 1984 AND

WHEREAS, said bids were referred to the consulting firm of Nussbaumer & Clarke, Inc. and the Town Engineer for analysis, tabulation and report, which said analysis, tabulation and report is hereto attached and contained in a letter from the Town Engineer to the Town Board dated February 2, 1984, AND

WHEREAS, said report recommends that the contract be awarded to Janik Paving and Construction Inc. for their submission of the lowest bid meeting the requirements of the specifications, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the construction of the Crandon Boulevard/Dick Road Sanitary Sewer Project be and hereby is awarded to Janik Paving and Construction Inc., 250 Lein Road, West Seneca, New York 14224 for the bid price of \$97,159.75 for Sections A and B, said bid being the lowest meeting the requirements of the specifications, AND, BE IT FURTHER

RESOLVED, that the Supervisor, on behalf of this Town Board, sign the agreement with Janik Paving and Construction Inc. for the construction of the Crandon Boulevard/Dick Road Sanitary Sewer Project, AND, BE IT FURTHER

RESOLVED, that funding for this construction project is to be charged to the Remedial Program Budget, Item 508125.4543.

*SEE NEXT TWO (2) PAGES FOR LETTER FROM TOWN ENGINEER CONTAINING ANALYSIS, TABULATION, AND REPORT.



Town of Cheektowaga

TOWN HALL - BROADWAY AND UNION ROAD - CHEEKTOWAGA, NEW YORK 14227

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-686-3448

February 2, 1984

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Crandon Boulevard/Dick Road
Sanitary Sewer Project

Gentlemen:

On January 16, 1984, bids were received and publicly opened for sanitary sewer improvements on Crandon Boulevard in District #7, totaling 1050 feet of sewer replacement, and on Dick Road in District #5 from the expressway north to Genesee Street, totaling 315 feet of sewer replacement.

Following is a list of the bids. There were thirteen (13) bids received. The engineer's estimate was \$86,050.00 for the Crandon Sewer and \$22,050.00 for the Dick Road sewer totaling \$108,100.00.

	CRANDON	DICK RD.	TOTAL
1) Janik Paving & Constr. Co.	71,802.45	25,357.30	97,159.75
2) Video Seal Corporation	79,846.00	19,445.00	99,291.00
3) Kissell Landscaping, Inc.	82,754.25	23,680.00	106,434.25
4) Knab Brothers, Inc.	89,210.00	19,400.00	108,610.00
5) Charlie Z. Constr. Inc.	86,482.25	25,367.50	111,849.75
6) M.C. Morgan Contractors	87,694.25	28,688.00	116,382.25
7) Donald J. Braasch Const.	92,926.00	26,095.00	119,021.00
8) Accadia Enterprises, Inc.	84,760.50	35,270.00	120,030.50
9) Wagner Excavating, Inc.	108,327.80	23,360.85	131,688.65
10) Tom Greenauer Development	123,891.00	25,600.00	149,491.00
11) Samcost Const. Ltd.	127,584.00	31,299.00	158,883.00
12) Dan Marzec Plbg & Htg.	139,245.00	28,820.00	168,065.00
13) Lebis Contracting, Inc.	133,002.50	50,045.00	183,047.50

TO THE SUPERVISOR AND
TOWN BOARD MEMBERS

February 2, 1984
Page 2

The bids were reviewed and checked by the consultant, Nussbaumer & Clarke, Inc. It is the recommendation of the consultants and ourselves that the contract be awarded for the entire project consisting of Sections A and B. The contract should be awarded to Janik Paving and Construction Inc., 250 Lein Road, West Seneca, New York 14224 for their submission of the lowest total bid price of \$97,159.75 meeting the requirements of the specifications.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.
Town Engineer



BY: Allan B. Blachowski
Sr. Engineer Assistant

CLB:ABB:dms

Item No. 18 Cont'd.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 19 Motion by Councilman Johnson, seconded by Councilman Kowal

BE IT RESOLVED that an hourly rate of \$8.40 be established for 1984 for Loris Durfee, employed as a part-time Housing Inspector for the Community Development Block Grant Program, said salary to be paid from the Community Development Block Grant Code Enforcement Account.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 20 Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, the necessary PO-17 forms have been submitted to the Erie County Department of Personnel for the creation of a "Housing Inspector" position in the Office of Community Development, and

WHEREAS, the Erie County Department of Personnel has approved the creation of said position, NOW, THEREFORE, BE IT

RESOLVED that the position of "Housing Inspector" in the Office of Community Development, be and hereby is created.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak

Item No. 21A Motion by Councilman W. P. Rogowski, seconded by Councilman Rogowski

BE IT RESOLVED that the following individuals are hereby terminated from the Cheektowaga Facilities Department:

<u>Employee</u>	<u>Address</u>	<u>Effective Date</u>
Richard R. Floss		1/17/84
Anthony Siergiej		1/21/84
John Kochel		3/5/84
Douglas Dixon		3/7/84
Richard Coffta		3/11/84
Donald Surdej		3/11/84
Pamela Wiacek		3/11/84
Edward Clark		3/11/84
Linda Ruhland		3/11/84
William Duquette		3/11/84
Eugene Ruszkowski		3/11/84
James Wozniak		3/11/84
Edward Kaczmarowski		3/12/84
Joseph Ruhlmann		3/12/84
David Taberski		3/26/84

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item no. 21B Motion by Councilman Gabryszak, seconded by Councilman Kowal

BE IT RESOLVED, that the following individuals be and hereby are terminated as Seasonal Trainees in the Sanitation Department as listed below effective as follows:

Hoffman, Timothy
(Effective 2/3/84)
Mallwitz, Marc
(Effective 2/24/84)
Thompson, Michael
(Effective 2/3/84)

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 21C Motion by Councilman W. P. Rogowski, seconded by Councilman Kowal

BE IT RESOLVED that the following individuals be and hereby are terminated as Seasonal Trainees in the Office of the Receiver of Taxes, effective immediately:

Dolores Carlin
Virginia Dankowski
Jenny Dudek
Delores Godfrey
Karen Klager
Marcia Kucharski
Lucille McCabe
Gertrude Napierski
Geraldin Narowski
Patricia Nickel
Marcia Peperone
Cecelia Rudzinski
Theresa Skurzewski
Evelyn Tokasz
Patricia Truax
Francis Zale

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 21D Motion by Councilman Gabryszak, seconded by Councilman W. P. Rogowski

BE IT RESOLVED that the following individual be terminated as a Seasonal Employee in the Department listed:

SANITATION DEPARTMENT

Kenneth Dalka

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 21E Motion by Councilman Kowal, seconded by Councilman Johnson

BE IT RESOLVED that Nancy Jaworowicz of _____, part-time secretary in the Council Office, be and hereby is terminated effective immediately.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 21F Motion by Councilman Kowal, seconded by Councilman Gabryszak

WHEREAS, Michael J. Koch, _____ has submitted a letter of resignation as a member of the Cheektowaga Police Department, NOW, THEREFORE, BE IT

RESOLVED that Michael J. Koch be and hereby is terminated as an employee of the Cheektowaga Police Department, effective February 2, 1984.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 22 Motion by Councilman Kowal, seconded by Councilman Jaworowicz

WHEREAS, there presently exist three (3) vacancies for the position of Police Officer in the Cheektowaga Police Department, AND

WHEREAS, candidates appearing on the Erie County Civil Service list of eligibles for this position have been canvassed and interviewed and recommendations for appointment have been made, NOW, THEREFORE, BE IT

RESOLVED that the following named individuals be and hereby are appointed to the position of Police Officer, effective February 7, 1984, at a salary in accordance with the current bargaining agreement in effect between the Town of Cheektowaga and the Cheektowaga Police Club:

- Michael F. Dorobiala
- Cheektowaga, New York
- Mark A. Kwitzer
- Cheektowaga, New York
- Ronald R. Ziemba
- Cheektowaga, New York

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 23 Motion by Councilman W. P. Rogowski, seconded by Councilman Johnson

RESOLVED, that Mr. Bernard L. Drozdowski, _____, Cheektowaga, New York, 14225, is hereby appointed to the position of General Mechanic in the Cheektowaga Facilities Department, Parks Division.

Item No. 23 Cont'd.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No.24 Motion by Councilman Kowal, seconded by Councilman J. V. Rogowski

WHEREAS, there is a need for two (2) Sewer Maintenance Men in the Sewer Maintenance Department, AND

WHEREAS, the openings were properly posted for a period of ten (10) working days as per the current bargaining agreement between the Town of Cheektowaga and the Cheektowaga Employees Association, AND

WHEREAS, bids for these vacancies have been properly reviewed, NOW, THEREFORE, BE IT

RESOLVED, that the following employees, the most senior applicants willing to accept the position, be and hereby are appointed to the position of Sewer Maintenance Men in the Sewer Maintenance Department at the current wage rate for said position effective February 7, 1984.

Jerome Borowski

Cheektowaga, New York 14211

Joseph Wodowski

Cheektowaga, New York 14211

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 25 Motion by Councilman W. P. Rogowski, seconded by Councilman Jaworowicz

RESOLVED that Helen Ochal of Cheektowaga, NY be and hereby is appointed to the position of part-time Arts and Craft Instructor in the Department of Senior Services, at the rate of \$3.50 per hour, said appointment effective February 2, 1984.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 26 Motion by Councilman W. P. Rogowski, seconded by Councilman Gabryszak

BE IT RESOLVED that the following individuals be and hereby are hired as Seasonal Trainees in the Facilities Department at the rate of \$3.10 per hour, effective as follows:

<u>Employee</u>	<u>Address</u>	<u>Effective Date</u>
Willard Kratzke		retroactive to 1/20/84
Robert Kwiatkowski		2/7/84

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 27 Motion by Councilman Gabryszak, seconded by Councilman Kowal

BE IT RESOLVED that the following individuals be and hereby are hired as Seasonal Trainees in the Sanitation Department at a rate of \$3.10 per hour effective immediately:

Joseph Krzeminski
Robert Ostempowski
Mark Grzeskowiak
Joseph Fredricks
Michael Bratek
Thaddeus F. Brudz
Allan Oryszak
Bryan Kazmierczak
Joseph Mazur
James W. Birkbeck

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 28 Motion by Councilman W. P. Rogowski, seconded by Councilman Jaworowicz

BE IT RESOLVED that the below listed individual be re-appointed to the Cheektowaga Youth Board with the designated term:

--Peggy McDonnell

Cheektowaga, New York 14215
Term to expire December 31, 1987

BE IT FURTHER RESOLVED that the below listed individuals be appointed to the Cheektowaga Youth Board with the designated terms:

--Kathy Bauers

Cheektowaga, New York 14225
Term to expire December 31, 1987

--Ciro Gerace

Cheektowaga, New York 14227
Term to expire December 31, 1987

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 29 Motion by Councilman W. P. Rogowski, seconded by Supervisor Weber

BE IT RESOLVED that the below listed individual be hired as a seasonal employee in the Youth Bureau's Administrative Intern Program (7310.1804) at a salary rate of \$5.00 per hour, for a twenty-four week period beginning February 6, 1984 through July 20, 1984:

--Carol White

Cheektowaga, New York 14225

Item No. 29 Cont'd.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 30 Motion by Councilman Johnson, seconded by Councilman Gabryszak

WHEREAS, there is need for obtaining technical services that are not included in the scope of any current project, AND

WHEREAS, such services are needed in resolving erosion control problems, NOW, THEREFORE, BE IT

RESOLVED, that the Town Engineer is hereby authorized to secure the services of Merriman Conservation Consultants, 504 Ridge Avenue, East Aurora, New York 14052, as needed at the rate of twenty-eight (\$28.00) per hour for the services of a Conservation Consultant, said rate to apply for the calendar year of 1984, AND BE IT FURTHER

RESOLVED, that payment for said services shall be made only where authorized by the Town Engineer in writing to said consultant and that services are charged to the Miscellaneous Erosion Control Budget Item No. 008540.4571.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 31 Motion by Councilman Johnson, seconded by Councilman W. P. Rogowski

WHEREAS, the Town of Cheektowaga is committed to developing an equitable tax base and to equitably distributing assessments throughout the Town, and

WHEREAS, in order to achieve this objective, the Town Board of the Town of Cheektowaga, by resolution dated October 17, 1983, retained the services of Grant Appraisal and Research Corporation ("Grant Appraisal") to produce a management alternative study regarding assessment equality in the Town, and

WHEREAS, the agreement between the Town and Grant Appraisal for the aforesaid services provides that Grant Appraisal would be compensated for its services based on 90 man hours at \$55.00 per hour for a total of \$4,950.00, and

WHEREAS, it has become necessary for Grant Appraisal to expend an additional 42 man hours for the aforesaid study and this Town Board feels Grant Appraisal should be adequately compensated therefor, NOW, THEREFORE, BE IT

RESOLVED, that Grant Appraisal be paid an additional sum of \$2,310.00 as compensation for the 42 man hours it expended in addition to the 90 man hours required by the above referenced agreement, and, BE IT FURTHER

RESOLVED, that the aforesaid money shall be charged to Account No. 11-1355-4561.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 32 Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, the Town has entered into an agreement dated November 2, 1981 with Nussbaumer & Clarke, Inc. to provide services related to a Step II Design of Sewer Rehabilitation in District #3, AND

WHEREAS, a Federal Grant C-36-1290-01 was awarded to the Town, which grant included funds for said Step II design, AND

WHEREAS, conditional upon said grant was the acceptance by the Town of restrictions on development within the 100 year flood plain and on wetlands as defined by United States Environmental Protection Agency policy for 50 years, AND

WHEREAS, additional services were required by Nussbaumer & Clarke, Inc. to prepare flood plain maps and other submittals and to prepare for and assist the Town in conducting a public hearing for said restrictions, AND

WHEREAS, this Town Board desires to close out the design phase of the project, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board authorizes and directs the Supervisor to submit a final grant amendment to the NYSDEC.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 33 Motion by Councilman Johnson, seconded by Councilman Gabryszak

WHEREAS, the Town Board on September 8, 1982 directed the Supervisor to submit a grant application to the NYSDEC to obtain USEPA funding for the proposed Sewer Rehabilitation Project in District #3, AND

WHEREAS, that application was submitted on September 29, 1982 and revised and resubmitted as required by NYSDEC on October 22, 1982, AND

WHEREAS, according to recent correspondence from the NYSDEC, new regulations are now in effect which require a complete new grant application including a revised Step III Engineering Services Draft Agreement, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board authorizes and directs the Supervisor to submit the revised Step III Engineering Services Draft Agreement, AND, BE IT FURTHER

RESOLVED, that this Town Board authorizes and directs the Supervisor to sign and submit a revised Step III Grant Application to the NYSDEC, AND BE IT FURTHER

RESOLVED, that upon receipt of the Step III Grant, this Town Board authorizes and directs the Supervisor to sign the Agreement as submitted by Nussbaumer & Clarke, Inc. by letter dated January 31, 1984 to the Town Engineer, for engineering services during construction.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 34 Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, the Town of Cheektowaga has completed a Sewer Rehabilitation Program in Sewer District #5 under Federal Grant No. C-36-323-04, AND

Item No. 34 Cont'd.

WHEREAS, various grant actions by the NYSDEC and USEPA and completion of engineering and construction on the project make it necessary to file a final grant amendment for the project, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board authorizes and directs the Supervisor to submit a final grant amendment to the NYSDEC.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 35 Motion by Councilman Johnson, seconded by Councilman Gabryszak

WHEREAS, in separate action this date this Town Board authorized a revised 1984 grant application for USEPA funding of the District 3 Sewer Rehabilitation Project which requires new engineering services, AND

WHEREAS, engineering services were required and provided by Nussbaumer & Clarke, Inc. during preparation and submittal of the original 1982 application and supporting documentation, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board authorizes and directs the Supervisor to sign the Agreement with Nussbaumer & Clarke, Inc. for payment for the original 1982 grant application work as requested by Nussbaumer & Clarke, Inc. by letter dated January 26, 1984.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 36 Motion by Supervisor Weber, seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga has received notification of an unsafe concrete block structure at 1281 Walden Avenue, Cheektowaga, New York, S.B.L. #102.53-6-18/B, that is vacant and open to unauthorized entry, and

WHEREAS, according to the Assessors' Office said structure is owned by Geiger Enterprises, P.O. Box 2661, Snyder, New York 14226, and

WHEREAS, this condition requires that immediate steps be taken to board over and secure this structure to protect the health and safety of others, NOW, THEREFORE, BE IT

RESOLVED, that this structure be boarded over and secured and all costs incurred be assessed against the property owner hereinbefore described.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 37 Motion by Councilman W. P. Rogowski, seconded by Councilman Gabryszak

WHEREAS, the Boy Scouts of America, Steel District, have requested permission to conduct a Klondike Derby at John C. Stiglmeier Park on February 18, 1984 between the hours of 8:00 A.M. and 3:00 P.M., AND

Item No. 37 Cont'd.

WHEREAS, the Greater Niagara Frontier Council No. 380 has submitted a Certificate of Insurance for Bodily Injury and Property Damage in the amount of \$500,000.00 per occurrence naming the Town of Cheektowaga as the additional insured, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby grants permission to the Boy Scouts of America, Steel District, to conduct a Klondike Derby at John C. Stiglmeier Park on February 18, 1984.

Upon roll call.....

AYES: Supervisor Weber, Councilman Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 38 Motion by Councilman W. P. Rogowski, seconded by Councilman Johnson

WHEREAS, Global Cable Television Company is in the process of wiring the Town of Lancaster for the expansion of cable television service, and

WHEREAS, the Town of Lancaster lies adjacent to and to the east of the Town of Cheektowaga, and

WHEREAS, Global Cable Television Company has requested permission from the Town to install cable lines to two (2) utility poles located on the south side of Genesee Street just west of Transit Road (Pole Numbers $\frac{296-1}{102}$ and $\frac{298-1}{101}$ in the Town of Cheektowaga near the Town of Lancaster border, and

WHEREAS, Global Cable Television Company by virtue of such hookup will not in any way provide cable television service to the Town nor will it interfere with the franchise agreement presently in effect between the Town of Cheektowaga and International Cable, and

WHEREAS, New York State Electric & Gas Corporation has agreed to allow Global Cable Television Company to attach its cable lines to poles owned by them and referred to above, NOW, THEREFORE, BE IT

RESOLVED, that the Town of Cheektowaga hereby consents to having Global Cable Television Company attach its cable lines to the above referenced utility poles situate in the Town of Cheektowaga, and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to forward a copy of this resolution to Mr. Michael A. Gast, General Manager, Global Cable Television, 37 Central Avenue, Lancaster, New York 14086.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 39 Motion by Supervisor Weber, seconded by Councilman Johnson

BE IT RESOLVED that the following transfer of funds is hereby approved.

SPECIAL DISTRICT FUND

From:

909 (Fund Balance -- SD #5) \$100,000.00

To:

508125.4543 (WWFR Remedial-Crandon Dick Sanitary Sewer) \$100,000.00

Item No. 39 Cont'd.

Funds for this action are available from the source as stated in the resolution and have been approved by the Bookkeeper to the Supervisor.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 40 Motion by Supervisor Weber, seconded by Councilman Johnson

BE IT RESOLVED that the following vouchers and warrants submitted to the Town of Cheektowaga prior to February 6, 1984 are hereby approved and the Supervisor is ordered to pay said warrants.

FUND	AMOUNT
GENERAL FUND-1983 Budget	\$ 80,758.34
GENERAL FUND-1984 Budget	115,628.01
SPECIAL DISTRICT FUND-1983 Budget	71,949.84
SPECIAL DISTRICT FUND-1984 Budget	1,382,223.51
HIGHWAY FUND-1983 Budget	17,497.82
HIGHWAY FUND-1984 Budget	49,507.58
PART TOWN FUND-1983 Budget	541.25
PART TOWN FUND-1984 Budget	2,763.53
HUD-CDBG FUND	121,178.07
CAPITAL FUND	9,102.02
TRUST AND AGENCY FUND	15,713.32
DEBT SERVICE FUND	57,355.50
SPECIAL ASSESSMENT FUND	162.75
	<u>\$1,924,381.54</u>

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

III. DEPARTMENTAL COMMUNICATIONS

Item No. 41 Building Permits.
Received and filed.

Item No. 42 Joan E. Dudek, Receiver of Taxes and Assessments: Report of interest earned on investments for 1983 Town, County and Supplemental Cleveland Hill taxes.
Received and filed.

Item No. 43 Richard M. Moleski, Town Clerk: Annual Report of Fees Collected for 1983.
Received and filed.

- Item No. 44 Henry R. Gabryszak and Dennis L. Repka, Town Justices: Justice Report for 1983.
Received and filed.
- Item No. 45 Michael Miecznikowski: Annual Report of Recreation Department.
Received and filed.
- Item No. 46 Julia Boyer Reinstein: Annual Report of Town Historian
Received and filed.
- Item No. 47 Cheektowaga Planning Board: Minutes of December, 1983 meeting.
Received and filed.

IV. GENERAL COMMUNICATIONS

- Item No. 48 New York State Department of Transportation: Notice of Order establishing STOP sign on Postal Road.
A copy of this Notice was sent to the Cheektowaga Traffic Safety Commission.
Received and filed.
- Item No. 49 Erie County Department of Public Works, Division of Highways: Agreement for expenditure of Highway Moneys.
A copy of this agreement was sent to Alfred Wnek, Highway Superintendent.
Received and filed.
- Item No. 50 Town of Wales: Copy of resolution requesting Erie County Executive and the Erie County Legislature to identify, secure and appropriate capital project funds to complete Erie County Real Property Information System Project.
Copies of this Resolution were sent to: Daniel E. Weber, Supervisor; Karen McAuley, Council Secretary and Andrew Schwenk, Town Assessor.
Received and filed.
- Item No. 51A Notice of Claim: Fred Hornung (Lumberman's Mutual Casualty Co).
Copies of this Notice were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Town's Insurance Company; Councilman Thomas M. Johnson, Jr.
Received and filed.
- Item No. 51B Notice of Claim: Allstate Insurance as subrogee of Walter Grzyb
Copies of this Notice were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney (had own copy); Town's Insurance Carrier notified by Maryland Casualty; Thomas M. Johnson, Jr. Councilman; and Alfred Wnek, Highway Superintendent.
received and filed.
- Item No. 51C Notice of Claim: Francis A. Stalteri
Copies of this Notice were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; E. T. Clauss & Co., Town's Insurance Carrier; Thomas M. Johnson, Jr., Councilman; and Alfred Wnek, Highway Superintendent.
- Item No. 51D Notice of Claim: Jeanette L. Ferry vs. Town of Cheektowaga.
Copies of this Notice were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; E. T. Clauss & Co., Town's Insurance Carrier; Thomas M. Johnson, Jr., Councilman; and Alfred Wnek, Highway Superintendent.

Item No. 52 Mr. Robert Hyslop: Letter regarding water problem on Smallwood Terrace. Copies of this letter were sent to: Daniel E. Weber, Supervisor; Karen McAuley, Council Secretary; Chester Bryan, Town Engineer; and Alfred Wnek, Highway Superintendent.
Received and filed.

* * * * *

Motion by Councilman W. P. Rogowski, seconded by Supervisor Weber to suspend the rules to include the following item:

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

* * * * *

V. SUSPENSION OF RULES

Item No. 53 Appointment of Auto Mechanic in Central Garage.

Motion by Councilman Gabryszak, seconded by Councilman Kowal

WHEREAS, there is an opening in the Central Garage for a Auto Mechanic & Automotive Body Repairman, and

WHEREAS, the job opportunity has been posted on bulletin boards in accordance with the Cheektowaga Employees Association agreement, NOW, THEREFORE, BE IT

RESOLVED that the following is hereby appointed to the position of Auto Mechanic & Automotive Body Repairman at the wages shown in the wage schedule of the Cheektowaga Employees Association agreement. Said wages shall become effective February 7, 1984:

Arthur J. Ferdinand

Cheektowaga, N.Y. 14225

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES; 0
ABSENT: 0

Item No. 54 Motion by Councilman Gabryszak, seconded by Councilman Kowal to adjourn the meeting in memory of Helen Gorkczyka.

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 22nd day of February, 1984 at 7:00 o'clock P.M., Eastern Standard Time, there were:

PRESENT: Supervisor Daniel E. Weber
Councilman Thomas M. Johnson, Jr.
Councilman William P. Rogowski
Councilman Patricia A. Jaworowicz
Councilman Christopher J. Kowal
Councilman Dennis H. Gabryszak

ABSENT: Councilman John V. Rogowski

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Sal LaGreca, Employment & Training Services Director II; Chester Bryan, Town Engineer; Bernard Wojtkowiak, Deputy Supervisor; Mike Miecznikowski, Recreation Director; Ron Zoeller, Working Foreman in Sanitation Department.

I. RESOLUTIONS

Item No. 2 Motion by Supervisor Weber, seconded by Councilman Kowal

WHEREAS, in 1954, the Town of Cheektowaga, to commemorate its 125th birthday, designated the Town Seal to be gold, black and green, featuring a flowering crabapple tree encircled by small Indian arrowheads, and

WHEREAS, a resolution adopted by the Town Board on the 3rd day of April, 1967, changed the Town Seal to a four quadrant, multi-colored seal incorporating various symbols which are indicative of the history of industry and commerce of the Town of Cheektowaga, and

WHEREAS, a resolution adopted by the Town Board on the 18th day of May, 1981, reinstated the original Town Seal; and

WHEREAS, the present Town Board is desirous of utilizing a Town Seal which is more reflective of teh history, tradition, industry and commerce of the Town of Cheektowaga;

NOW, THEREFORE, BE IT RESOLVED that the four quadrant multi-colored seal, incorporating various symbols which are significant to the Town, as described in the aforementioned resolution of April 3, 1967, be and hereby is adopted as the seal of the Town of Cheektowaga.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz, Kowal and Gabryszak

NAYES: 0

ABSENT: Councilman J.V. Rogowski

Item No. 3 Motion by Councilman Johnson, seconded by Councilman Jaworowicz

WHEREAS, the Town Board engaged the services of Grant Appraisal & Research to review the current status of property assessments in the Town of Cheektowaga, and

WHEREAS, Grant Appraisal & Research has also reviewed assessment procedures and has developed certain management options that may be available to the Town to pursue a program of fair assessments, and

WHEREAS, Grant Appraisal & Research has informed the Town Board that its review process is completed, NOW, THEREFORE, BE IT

Item No. 3 cont'd

RESOLVED that a Public Hearing be held for the purpose of presenting the results of Grant Appraisal's study to the Town Board and to all interested parties in March 5, 1984 at 6:30 P.M., Eastern Standard Time at Cheektowaga Town Hall, Broadway and Union Roads.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman J.V. Rogowski

Item No. 4a Motion by Councilman Jaworowicz, seconded by Councilman Johnson

BE IT RESOLVED that a Public Hearing on a proposed amendment to the Traffic Ordinance of the Town of Cheektowaga, which was adopted on July 17, 1967, be held on March 19, 1984 at 7:00 P.M. at the Town Hall, corner of Broadway and Union Road in said Town of Cheektowaga for the purpose of considering the advisability of adopting said amendment and the Town Clerk is hereby directed to publish the following Notice of Hearing in the CHEEKTOWAGA TIMES on the 1st day of March, 1984; said amendment being set forth in the Notice of Hearing.

* * * * *

NOTICE OF HEARING

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York will hold a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 19th day of March, 1984, at 7:00 P.M., Eastern Standard Time, to consider the advisability of adopting an amendment to the Traffic Ordinance of the said Town of Cheektowaga which was adopted on July 17, 1967, said proposed amendment being as follows:

ARTICLE VIII

Stop and Yield Intersections

<u>Street</u>	<u>Direction</u>	<u>Entrance Street</u>	<u>Traffic Stops</u>	<u>Sign Location</u>
HUTH ROAD	East-West	ONTARIO DRIVE	Southbound	N.W. Corner

ARTICLE X

Parking, Standing and Stopping

Section 102. Parking prohibited in designated locations shall be amended by adding thereto the following:

B. No Parking Anytime

WILSHIRE ROAD West side from the north curblin of Cleveland Drive to a point 115+ feet north of the north curblin of Cleveland Drive

* * * * *

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.

RICHARD M. MOLESKI
Town Clerk

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. rogowski, Jaworowicz,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman J.V. Rogowski

AFFIDAVIT - NEXT PAGE

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

.....*Anna E. Mika*....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*Clerk*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks;
first publication.....*March 1, 1984*.....;
last publication.....*March 1, 1984*.....;
and that no more than six days intervened be-
tween publications.

.....*Anna E. Mika*.....

Sworn to before me this*2nd*.....

day of*March*....., 19..*84*..

.....*Dorothy J. Turner*.....

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19..*85*..

LEGAL NOTICE

NOTICE OF HEARING

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York will hold a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 19th day of March, 1984, at 7:00 P.M., Eastern Daylight Time, to consider the advisability of adopting an amendment to the Traffic Ordinance of the said Town of Cheektowaga which was adopted on July 17, 1967, said proposed amendment being as follows:

ARTICLE VIII

Stop and Yield Intersections
Street, HUTH ROAD; Direction, East-west; Entrance Street, ONTARIO DRIVE; Traffic Stops, Southbound; Sign Location, N.W. Corner

ARTICLE X

Parking, Standing and Stopping
Section 102. Parking prohibited in designated locations shall be amended by adding thereto the following:

B. No Parking Anytime
WILSHIRE ROAD, West side, from the north curbline of Cleveland Drive to a point 115± feet north of the north curbline of Cleveland Drive

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK

RICHARD M. MOLESKI
Town Clerk

PUBLISH: March 1, 1984

ROBERT J. TURNER
TOWN CLERK
TOWN OF CHEEKTOWAGA
100 BROADWAY
CHEEKTOWAGA, N.Y. 14224

Item No. 4b Motion by Councilman Jaworowicz, seconded by Councilman Johnson

WHEREAS, the Chief of Police of the Town of Cheektowaga has recommended that certain provisions of the Air Guns and Rifles Ordinance (Ordinance No. 25A) of the Town of Cheektowaga, New York be amended or repealed;

NOW, THEREFORE, BE IT RESOLVED, in accordance with the provisions of the Town Law of the State of New York, a public hearing be held on the 19th day of March, 1984 at 7:00 o'clock P.M., at a meeting of the Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheketowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard; and at which time and place it shall be determined by the Town Board whether Ordinance No. 25A of the Town of Cheektowaga, New York shall be amended as provided in the attached Notice of Hearing; and

BE IT FURTHER RESOLVED that the Town Clerk shall publish the attached Notice of Hearing in the CHEEKTOWAGA TIMES, a newspaper published in Town of Cheektowaga and having a general circulation therein, not less than ten (10) days prior to the date of such hearing.

* * * * *

NOTICE OF HEARING

ON PROPOSAL TO AMEND AIR GUNS
AND RIFLES ORDINANCE
(ORDINANCE No. 25A.)

NOTICE IS HEREBY GIVEN THAT in pursuance of a Resolution of the Town Board of the Town of Cheektowaga, which was duly passed on the 22nd day of February, 1984, and in accordance with the provisions of the Town Law of the State of New York, a Public Hearing will be held on the 19th day of March, 1984 at 7:00 o'clock P.M., at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard and at which time and place it shall be determined by the Town Board whether various provisions of the Air Guns and Rifles Ordinance (Ordinance No. 25A) of the Town of Cheketowaga, New York shall be amended and changed as follows:

- 1. RESOLVED, that Paragraph number one, which relates to the unlawful discharge of certain weapons within the Town of Cheektowaga, shall be amended by substituting the words "rifle, shotgun or any other firearm" in place of the words "or any rifle".

BY ORDER OF THE TOWN BOARD OF THE TOWN
OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.

RICHARD M. MOLESKI
Town Clerk

DATED: February 22, 1984

* * * * *

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman J.V. Rogowski

AFFIDAVIT - NEXT PAGE

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

.....*Sam F. Mika*....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*Chief*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for¹..... weeks;
first publication.....*March 1, 1984*.....;
last publication.....*March 1, 1984*.....;
and that no more than six days intervened be-
tween publications.

.....*Sam F. Mika*.....

Sworn to before me this*2nd*.....

day of*March*....., 19*84*..

.....*Dorothy J. Turner*.....

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19*85*

**LEGAL NOTICE
NOTICE OF HEARING
ON PROPOSAL TO AMEND
AIR GUNS AND RIFLES
ORDINANCE**

(ORDINANCE No. 25 A.)

NOTICE IS HEREBY GIVEN THAT in pursuance of a Resolution of the Town Board of the Town of Cheektowaga, which was duly passed on the 22nd day of February, 1984, and in accordance with the provisions of the Town Law of the State of New York, a **Public Hearing** will be held on the **19th day of March, 1984 at 7:00 o'clock P.M.**, at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard and at which time and place it shall be determined by the Town Board whether various provisions of the Air Guns and Rifles Ordinance (Ordinance No. 25 A) of the Town of Cheektowaga, New York shall be amended and changed as follows:

1. **RESOLVED** that Paragraph number one, which relates to the unlawful discharge of certain weapons within the Town of Cheektowaga, shall be amended by substituting the words "rifle, shotgun or any other firearm" in place of the words "or any rifle".

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.

RICHARD M. MOLESKI
Town Clerk

DATED: February 22, 1984
PUBLISH: March 1, 1984

Item No. 5 Motion by Councilman Johnson, seconded by Councilman W.P. Rogowski

WHEREAS, Notice to Bidders was duly published for the receipt of bids for the Rehabilitation of the Union Road Pump Station, which bids were duly received and opened on January 23, 1984, and

WHEREAS, said bids were referred to the Town Engineer and the consulting firm of Nussbaumer & Clarke, Inc. for analysis, tabulation and report, which said analysis, tabulation and report is hereto attached and contained in a letter from the Town Engineer to the Town Board dated February 16, 1984, and

WHEREAS, said report recommends that the bid for Contract A-1, Alternate 1, (General Construction and Mechanical) be awarded to Donald J. Braasch Construction and Contract B (Electrical) be awarded to Weydman Electric, Inc., said submitting the lowest bids meeting the requirements of the specifications, NOW, THEREFORE, BE IT

RESOLVED that the contract for the Rehabilitation of the Union Road Pump Station be and hereby is awarded to Donald J. Braasch Construction, 1661 Lake View Road, Lake View, New York 14085 for Bid Item A-1, Alternate 1, for the bid price of \$152,600.00 and to Weydman Electric, Inc., 747 Young Street, Tonawanda, New York 14150 for Bid item B-1 for the bid price of \$18,395.00, said being the lowest bids meeting the requirements of the specifications, and BE IT FURTHER

RESOLVED that the Supervisor, on behalf of this Town Board, is directed and authorized to sign the agreements with said Donald J. Braasch Construction and Weydman Electric, Inc. for the Rehabilitation of the Union Road Pump Station, and BE IT FURTHER

RESOLVED that the Supervisor, on behalf of this Town Board, is directed and authorized to sign the agreements with said Donald J. Braasch Construction and Weydman Electric, Inc. for the Rehabilitation of the Union Road Pump Station, AND BE IT FURTHER

RESOLVED that funds for said Union Road Pump Station are to be charged to the Sewer District #5 Union Road Pump Station Account.

* See next two (2) pages for letter



Town of Cheektowaga

TOWN HALL - BROADWAY AND UNION ROAD - CHEEKTOWAGA, NEW YORK 14227

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-686-3448

February 16, 1984

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Award of Bid
Rehabilitation of Union
Road Pump Station

Gentlemen:

On January 23, 1984, bids were received and opened for the Rehabilitation of the Union Road Pump Station. Ten (10) bids were received for Contract A-1 (General Construction & Mechanical) and four (4) bids were received for Contract B (Electrical). The bids are as follows:

Contract A - General Construction & Mechanical

<u>NAME</u>	<u>BID ITEM A-1</u>	
	<u>ALTERNATE 1</u>	<u>ALTERNATE 2</u>
1) Donald J. Braasch Construction	\$152,600	\$146,400
2) Dan Marzec Plbg & Htg, Inc.	\$168,471	\$161,191
3) Freeway Contracting Co., Inc.	\$171,000	\$166,000
4) Robert Caldwell Trenching & Exc. Inc.	\$179,140	
5) Anastasi Trucking, Inc.	\$189,000	\$181,000
6) Municipal Contracting Co. of WNY, Inc.	\$191,272	\$182,272
7) Videoseal Corporation	\$200,000	\$190,000
8) Amherst Construction, Inc.	\$201,359	\$197,359
9) NAI Construction Co., Inc.	\$216,580	\$211,080
10) Wilsandra Construction Co., Inc.	\$219,900	\$210,226

TO THE SUPERVISOR AND
TOWN BOARD MEMBERS

February 16, 1984
Page 2

Contract B - Electrical

<u>NAME</u>	<u>BID ITEM B-1</u>
1) Weydman Electric, Inc.	\$18,395
2) Ferguson Electric	\$19,950
3) Buffalo Electric Const. Co., Inc.	\$19,970
4) Knorz, Inc.	\$21,000

The bids were reviewed by Nussbaumer & Clarke, Inc., Consulting Engineers. It is the recommendation that the "Contract A" bid be awarded to Donald J. Braasch Construction for their bid Alternate 1 in the amount of \$152,600 and the "Contract B" bid to Weydman Electric, Inc. for their bid of \$18,395. Both bidders submitted the lowest bids meeting the requirements of the specifications.

It should be noted that we recommend the higher priced alternate. This alternate is for supplying "Flygt" submersible pumps. This permits us to standardize our submersible pump installations. We have six (6) such pumps in Sewer District #8. The Town had sent three (3) Sewer Maintenance Department personnel for several days of maintenance instruction on these pumps at an out of state school. Our men are now familiar enough with these pumps to disassemble and repair.

Very truly yours,

TOWN OF CHEEKTOWAGA

C L Bryan

Chester L. Bryan, P.E.
Town Engineer

CLB:dms

Item No. 5 cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman J.V. Rogowski

Item No. 6 Motion by Councilman Jaworowicz, seconded by Councilman W.P. Rogowski

WHEREAS, the need exists in the Cheektowaga Police Department for fourteen (14) new police cars, and

WHEREAS, funds have been allocated in the 1984 budget for the purchase of these vehicles, and

WHEREAS, South Union Chrysler Plymouth has been awarded a contract by the State of New York for the sale of law enforcement passenger cars, NOW, THEREFORE, BE IT

RESOLVED that the Chief of the Cheektowaga Police Department be and hereby is authorized to purchase the following vehicles:

Fourteen (14) 1984 four-door Plymouth Gran-Furys specially constructed for law enforcement purposes and equipped with air conditioning and limited slip differential; State Contract P-14981 at a cost of \$10,529.00 each, for a total cost of \$147,406.00.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman J.V. Rogowski

Item No. 7 Motion by Councilman Jaworowicz, seconded by Councilman W.P. Rogowski

WHEREAS, bids were duly received by this Town Board at a public bid opening on February 6, 1984 for the moving of election machines for 1984 for the Town of Cheektowaga, which bids were referred to the Town Clerk for analysis, tabulation and report, and

WHEREAS, the Town Clerk has recommended rejection of said bids, NOW, THEREFORE, BE IT

RESOLVED that the Town Board hereby rejects both bids opened at said meeting held on February 6, 1984, and BE IT FURTHER

RESOLVED that the Town Clerk of the Town of Cheektowaga be and hereby is directed to publish a Notice to Bidders for the moving of election machines for the year of 1984 for the Town of Cheektowaga. Specifications may be obtained from the Town Clerk's Office, Town Hall, Broadway and Union Roads, Cheektowaga, New York; said notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that sealed bids will be received on the 5th day of March, 1984 at 11:00 A.M., Eastern Standard Time, at a public bid opening to be held in the Council Chambers at Cheektowaga Town Hall.

* * * * *

NOTICE TO BIDDERS

Sealed proposals will be received by the Town of Cheektowaga on March 5, 1984 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, to move election machines to and from election polling locations.

Item No. 7 cont'd

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interest of the Town, or reject any or all bids.

BY ORDER OF THE TOWN BOARD OF THE TOWN
OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.

RICHARD M. MOLESKI
Town Clerk

DATED: February 22, 1984

* * * * *

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz,
Kowal and Gabryszak

NAYES: 0

ABSENT: Councilman J.V. Rogowski

AFFIDAVIT - NEXT PAGE

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

.....*Ann T. Mika*....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*Clerk*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks;
first publication.....*February 23, 1984*.....;
last publication.....*February 23, 1984*.....;
and that no more than six days intervned be-
tween publications.

.....*Ann T. Mika*.....

Sworn to before me this*24th*.....

day of*February*....., 19*84*.....

.....*Dorothy J. Turner*.....

RECEIVED

Notary public in and for Erie County, N. Y.

FEB 28 1984

DOROTHY J. TURNER

NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY

My Commission Expires March 30, 19*85*

LEGAL NOTICE

NOTICE TO BIDDERS

Sealed proposals will be received by the Town of Cheektowaga, on March 5, 1984 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, to move election machines to and from election polling locations.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interest of the Town, or reject any or all bids.

By order of the Town Board of the Town of Cheektowaga, Erie County, New York.

RICHARD M. MOLESKI
Town Clerk

DATED: February 22, 1984
PUBLISH: February 23, 1984

RECEIVED

Richard M. Moleski, Town Clerk

FEB 27 1984

A.M. P.M.
6 | 7 | 8 | 9 | 10 | 11 | 12 | 1 | 2 | 3 | 4 | 5 | 6

Item No. 8a Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, it is in order that bids be advertised for the furnishing of equipment and operators for public works projects in the Town of Cheektowaga, and

WHEREAS, funds have been budgeted for this purpose, NOW, THEREFORE, BE IT

RESOLVED that this request be granted and that the Town Clerk be directed to publish a Notice to Bidders in connection with the furnishing of equipment and operators for said public works projects, notice to be published in the CHEEKTOWAGA TIMES and the BUFFALO CRITERION, and BE IT FURTHER

RESOLVED that sealed bids will be received on the 7th day of March, 1984 at 11:00 A.M., Eastern Standard Time at a public bid opening to be held in the Council Chambers at the Cheektowaga Town Hall.

* * * * *

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on March 7, 1984 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York, for the furnishing of equipment, operators and laborers for public works projects in the Town of Cheektowaga.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town.

Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Bid for Furnishing Equipment, Operators and Laborers for Public Works Projects: and submitted to the Town Clerk prior to bid opening.

No bidder may withdraw his bid within sixty (60) days after the actual date of the opening thereof.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interest of the Town, or reject any and all bids.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.

RICHARD M. MOLESKI
Town Clerk

DATED: February 22, 1984

* * * * *

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman J.V. Rogowski

AFFIDAVIT - NEXT PAGE

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

.....*Ann F. Mika*....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*clerk*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks:
first publication.....*March 1, 1984*..... ;
last publication.....*March 1, 1984*..... ;
and that no more than six days intervened be-
tween publications.

.....*Ann F. Mika*.....

Sworn to before me this*2nd*.....

day of*March*....., 19..*84*..

.....*Dorothy J. Turner*.....

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19..*85*..

**LEGAL NOTICE
NOTICE TO BIDDERS**

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on March 7, 1984 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York, for the furnishing of equipment, operators and laborers for public works projects in the Town of Cheektowaga.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town.

Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Bid for Furnishing Equipment, Operators and Laborers for Public Works Projects" and submitted to the Town Clerk prior to bid opening.

No bidder may withdraw his bid within sixty (60) days after the actual date of the opening thereof.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interest of the Town, or reject any and all bids.

By order of the Town Board of the Town of Cheektowaga, Erie County, New York.

RICHARD M. MOLESKI
Town Clerk

DATED: February 22, 1984
PUBLISH: March 1, 1984

STATE OF NEW YORK
Erie County, City of Buffalo

The BUFFALO CRITERION

623-25 WILLIAM ST. BUFFALO 6, N. Y.

Notice to Bidders

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on March 7, 1984 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York, for the furnishing of equipment, operators and laborers for public works projects in the Town of Cheektowaga.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town.

Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Bid for Furnishing Equipment, Operators and Laborers for Public Works Projects" and submitted to the Town Clerk prior to bid opening.

No bidder may withdraw his bid within sixty [60] days after the actual date of the opening thereof.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interest of the Town, or reject any and all bids.

By order of the Town Board of the Town of Cheektowaga, Erie County, New York.

RICHARD M. MOLESKI
Town Clerk

..... Frank E. Merriweather
of the City of Buffalo, being duly sworn deposes and says,
that ...he is Editor-Publisher..... of The Buffalo
Criterion, a weekly newspaper published in said City, that
the notice, of which the annexed printed slip taken from
said newspaper is a copy, was inserted and published there-
in once a week for one
weeks, the first insertion being on the 29th day of
..February....., 19...84. and the last insertion be-
ing on the day of
19.....

Frank E. Merriweather

FRANK E. MERRIWEATHER
(Affidavit of Publication)

Sworn to before me this 20th day of
..... March....., 19...84..

Frank E. Merriweather

~~Notary Public~~
Commissioner of Deeds

Item No. 8b Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, it is in order that bids be advertised for the furnishing of chemical fertilizers and herbicides in the Town of Cheektowaga, and

WHEREAS, funds have been budgeted for this purpose, NOW, THEREFORE, BE IT

RESOLVED That this request be granted and that the Town Clerk be directed to publish a Notice to Bidders in connection with furnishing of chemical fertilizers and herbicides, notice to be published in the CHEEKTOWAGA TIMES, AND BE IT FURTHER

RESOLVED that sealed bids will be received on March 7, 1984 at 11:00 A.M., Eastern Standard Time, at a public bid opening to be held in the Council Chambers in the Cheektowaga Town Hall.

* * * * *

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on March 7, 1984 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the application for chemical fertilizers and herbicides in the Town of Cheektowaga, New York.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town Hall.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interest of the Town, or reject any or all bids.

Each proposal must be accompanied by a certified check for a sum equal to five percent (5%) of the amount of the bid, payable to the Town of Cheektowaga, New York, or bond with sufficient sureties to be approved by the attorney for the Town of Cheektowaga, New York.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.

RICHARD M. MOLESKI
Town Clerk

DATED: February 22, 1984

* * * * *

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman J.V. Rogowski

AFFIDAVIT - NEXT PAGE

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

..... *Ann E. Mika*, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for¹..... weeks;
first publication..... *March 1, 1984* ;
last publication..... *March 1, 1984* ;
and that no more than six days intervened be-
tween publications.

..... *Ann E. Mika*

Sworn to before me this *2nd*

day of *March*, 19 *84*

..... *Dorothy J. Turner*

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19 *85*

**LEGAL NOTICE
NOTICE TO BIDDERS**

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on March 7, 1984 at 11:00 A.M., Eastern Daylight Savings Time, at the Town Hall, corner of Broadway and Union Roads, for the application of chemical fertilizers and herbicides in the Town of Cheektowaga, New York.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town Hall.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interest of the Town, or reject any or all bids.

Each proposal must be accompanied by a certified check for a sum equal to five percent (5 percent) of the amount of the bid, payable to the Town of Cheektowaga, New York, or bond with sufficient sureties to be approved by the attorney for the Town of Cheektowaga, New York.

By order of the Town Board of the Town of Cheektowaga, Erie County, New York.

RICHARD M. MOLESKI

Town Clerk

DATED: February 22, 1984

PUBLISH: March 1, 1984

Item No. 8c Motion by Councilman Gabryszak, seconded by Councilman Kowal

WHEREAS, the Town of Cheektowaga Central Garage desires to purchase (1) one, 1984 Model, 3/4 ton, pick-up truck for use by the Central Garage, NOW, THEREFORE, BE IT

RESOLVED that the request be granted and that the Town Clerk be directed to publish a Notice to Bidders in connection with said purchase of (1) one, 1984 Model 3/4 ton, pick up truck. Notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that sealed bids will be received on the 5th day of March, 1984 at 11:00 A.M., Eastern Standard Time, at a public bid opening to be held in the Council Chambers at the Cheektowaga Town Hall.

* * * * *

NOTICE TO BIDDERS

Sealed proposals will be received by the Town of Cheektowaga on March 5, 1984 at 11:00 Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for the purchase of one (1) 1984 Model, 3/4 ton, pick up truck for use by the Central Garage.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interests of the Town, or reject any or all bids.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.

RICHARD M. MOLESKI
Town Clerk

DATED: February 21, 1984

* * * * *

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz, Kowal and Gabryszak

NAYES: 0

ABSENT: Councilman J.V. Rogowski

AFFIDAVIT - NEXT PAGE

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Anne F. Mika, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for1..... weeks:
first publication.....*February 23, 1984*.....;
last publication.....*February 23, 1984*.....;
and that no more than six days intervened be-
tween publications.

Anne F. Mika

Sworn to before me this *24th*

day of *February*, 19*84*.

Dorothy J. Turner

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19*85*

LEGAL NOTICE

NOTICE TO BIDDERS

Sealed proposals will be received by the Town of Cheektowaga on March 5, 1984 at 11:00 Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for the purchase of one (1) 1984 Model, ¾ ton, Pick Up Truck for use by the Central Garage.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interests of the Town, or reject any or all bids.

By order of the Town Board of the Town of Cheektowaga, Erie County, New York.

RICHARD M. MOLESKI

Town Clerk

DATED: February 21, 1984

PUBLISH: February 23, 1984

RECEIVED

Richard M. Moleski, Town Clerk

FEB 27 1984

P.M.

7 | 8 | 9 | 10 | 11 | 12 | 1 | 2 | 3 | 4 | 5 | 6

Item No. 9 Motion by Councilman Jaworowicz, seconded by Councilman Johnson

WHEREAS, the County of Erie, at a tax foreclosure proceeding conducted on July 14, 1981, became the owner of an irregularly sized parcel of land situate between Como Park Boulevard and Cayuga Creek (Tax Account No. 114-06-2-43) in the Town, and

WHEREAS, the County of Erie Lands Task Force has determined that such land is of no use to the County and has recommended that such land be transferred to the Town of Cheektowaga, and

WHEREAS, the Town of Cheektowaga previously expressed an interest in the aforesaid land and wishes to utilize such land for recreation and drainage purposes, NOW, THEREFORE, BE IT

RESOLVED that the Town of Cheektowaga hereby agrees to accept such land, as the same is more particularly described on the attached copy of the proposed Quit Claim Deed from the County of Erie, and BE IT FURTHER

RESOLVED that the Town hereby agrees to accept the aforereferenced deed from the County of Erie with the conditions contained therein.

* See next two (2) pages for proposed Quit Claim Deed.

This Indenture,

Made the _____ day of
Nineteen Hundred and Eighty-four.

Between THE COUNTY OF ERIE, a municipal corporation organized under the laws of the State of New York, whose principal place of business is at 95 Franklin Street, Buffalo, New York 14202

part y of the first part, and

THE TOWN OF CHEEKTOWAGA, a municipal corporation organized under the laws of the State of New York, whose principal place of business is at Broadway and Union Road, Cheektowaga, New York 14227

part y of the second part,

Witnesseth that the party of the first part, in consideration of payment waived-----Dollar (\$) lawful money of the United States, paid by the party of the second part, does hereby remise, release and quitclaim unto the party of the second part, its successors and assigns forever, all

THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie, State of New York, being part of Lot One (1), Township Eleven (11) and Range Seven (7) of the Holland Land Co. Survey, having a tax description as follows:

Being a 22.19 acre lot, 600' x 700' Irregular, 1400' east of Indian Road, acquired in In Rem #137 Serial #199, as shown on Tax Map No. 114.06.

Reserving to the grantors, any drainage easements and other utility easements as they presently exist, and further reserving a temporary easement as necessary for the Rowley Road Railroad Bridge Demolition and Landscape Restoration project adjacent to the parcel.

This conveyance is made to the party of the 2nd part for so long as the land is used only for public purposes such as open space public recreation activities, and drainage, with the ownership interest automatically reverting to the party of the 1st part if such use ceases.

Together with the appurtenances and all the estate and rights of the party of the first part in and to said premises,

To have and to hold the premises herein granted unto the party of the second part, its successors and assigns forever.

In Witness Whereof, the party of the first part has hereunto set its hand and seal the day and year first above written.

In Presence of

EDWARD J. RUTKOWSKI

State of New York } ss. On this day of
County of Erie } Nineteen Hundred and Eighty-four
before me, the subscriber, personally appeared

EDWARD J. RUTKOWSKI

to me personally known and known to me to be the same person described in and who executed the within Instrument, and he acknowledged to me that he executed the same.

State of New York } ss. On this day of
County of Erie } Nineteen Hundred and Eighty-three
before me, the subscriber, personally appeared

to me personally known and known to me to be the same person described in and who executed the within Instrument, and he acknowledged to me that he executed the same.

APPROVED AS TO CONTENT
DATE 1-12-84
Director-Real Property Tax

APPROVED AS TO FORM
ERIE COUNTY LAW DEPARTMENT
BY
DATE 1/15/84 DOC NO. 84-116-81

Quit Claim

QUIT CLAIM

THE COUNTY OF ERIE

TO

THE TOWN OF CHEEKTOWAGA

Dated,

19 84

Item No.9 cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman J.V. Rogowski

Item No. 10 Motion by Councilman Johnson, seconded by Councilman Gabryszak

WHEREAS, the Town authorized the installment of a traffic signal at the Dick Road/North Creek Drive intersection, together with the provision of a new traffic signal controller at Dick Road and George Urban Boulevard as Phase I of traffic improvement along this section of Dick Road, and

WHEREAS, it is desired to proceed with a portion of Phase II in order to improve traffic control at the George Urban Boulevard and Dick Road intersection, NOW, THEREFORE, BE IT

RESOLVED that the proposal of Andco Technical Services, Inc., 2005 Walden Avenue, P.O. Box 988, Buffalo, New York 14240 as submitted to the Town Engineer in the letter dated February 8, 1984 for the provision of professional services for said traffic improvement at Dick Road and George Urban Boulevard is approved, and BE IT FURTHER

RESOLVED that the cost for said technical services is to be charged to the Traffic Control Signal Upgrade Budget, Item 3310.4478.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman J.V. Rogowski

Item No. 11 Motion by Councilman Johnson, seconded by Councilman W.P. Rogowski

WHEREAS, the Town has been notified by the U.S. Department of Housing and Urban Development of a 17.6 percent reduction in its Community Development Block Grant allocation, and

WHEREAS, it is the opinion of the Town, the Director of Community Development, and its Community Development Block Grant Consultant that said reduction is unwarranted, and

WHEREAS, said reduction is based upon a statistical formula which disregards obsolescence, poverty, and overcrowding after 1960, and

WHEREAS, the Town has experienced in real numbers an increase in families below the poverty level between 1970-1980 and shows more dramatic adverse conditions than comparable neighboring communities, and

WHEREAS, the Town is seeking parity in its Community Development Block Grant allocation commensurate with its statistical profile, THEREFORE, BE IT

RESOLVED the Town herein is authorizing Stuart Alexander, Community Development Block Grant Consultant, to meet with federal officials in Washington to present the above concerns, and BE IT FURTHER

RESOLVED that the Town authorizes its consultant to establish in concert with federal officials the Town's eligibility in ranking for participation in Urban Development Action Grant funding, and BE IT FURTHER

RESOLVED that certified copies of this resolution be forwarded to Congressman Henry Nowak, Congressman Jack Kemp, Senator Daniel Moynihan, and Senator Alfonse D'Amato.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman J.V. Rogowski

Item No. 12 Motion by Councilman W.P. Rogowski, seconded by Councilman Gabryszak

WHEREAS, it is the intention of the Town of Cheektowaga to sponsor a "Polish-American Arts Festival" within the Town during the month of August, 1984, and

WHEREAS, the goal of such a Festival is the cultural enrichment of area and State residents, and the preservation of the Polish-American cultural heritage, and

WHEREAS, such a Festival will include presentations by various professional singing and dancing companies and societies, and

WHEREAS, financial assistance is available through the New York State Council on the Arts to help defray the costs and expenses of said presentations, and

WHEREAS, an application to the New York State Council on the Arts is being prepared requesting the amount of up to \$5,000 for the presentation of the Cheektowaga "Polish-American Arts Festival", NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized to sign said application on behalf of the Town Board, and any and all related documents for submission to the New York State Council on the Arts, and BE IT FURTHER

RESOLVED that a certified copy of this resolution be forwarded to State Assemblyman Dennis Gorski and State Senator Dale Volker.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman J.V. Rogowski

Item No. 13 Motion by Councilman Johnson, seconded by Councilman Gabryszak

WHEREAS, the Charlotte Road, Wilshire Road area is subjected to flooding with resultant inflow and infiltration of storm waters into the sanitary sewer system, NOW, THEREFORE, BE IT

RESOLVED that in its aim for controlling storm water intrusion into the sanitary sewer system this Town Board approves and accepts the proposal of Nussbaumer & Clarke, Inc. as submitted to the Town Engineer and dated February 6, 1984 for the preparation of plans for a storm sewer system to relieve the flooding, and BE IT FURTHER

RESOLVED that the Supervisor is directed and authorized to sign said proposal with Nussbaumer & Clarke, Inc., and BE IT FURTHER

RESOLVED that the costs for said professional services are to be charged to the Sewer District #5 Sewer Remedial Budget Item, account Number 02-508125-4-0-4543-001, and shall not exceed \$4,800.00.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman J.V. Rogowski

Item No. 14a Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, the Town of Cheektowaga has jurisdictional responsibility for the street identified as Ludwig Avenue, which street crosses the Consolidated Rail Corporation, and

WHEREAS, the State of New York, in accord with Regulatory Order dated October 9, 1979 in Case 28875 and in accord with the provisions of Section 94 of the Railroad Law, has prepared plans and specifications for the demolition of the Ludwig Avenue Bridge and has acquired, or will acquire, the necessary lands and easements therefor, and intends to let a contract for the work outlined

Item No. 14a cont'd

therein and will supervise the work performed under such contract, and

WHEREAS, the State, in accord with the provisions of Subdivision 5 of Section 94 of the Railroad Law, shall pay in the first instance the expense of all work which the Department of Transportation performs in connection with the project, including municipal share of expense of such work stipulated in Subdivision 3 of Section 94 of the Railroad Law to be fifteen percentum (15%), and

WHEREAS, it is the intent of the Town Board to pay for the Town's portion of said demolition by bonding; the entire amount in the year 1985, NOW, THEREFORE, BE IT

RESOLVED that in consideration of the benefits moving to the Town of Cheektowaga and in recognition of the financial obligation incurred, the Town hereby acknowledges and accepts said financial obligation and agrees to repay the State for advances made by the State for the municipal share upon presentation by the Commissioner of a final or intermediate accounting in accord with the provisions of Subdivision 6 of Section 94 of the Railroad Law; provided that the Town shall not be obligated to reimburse the State for its portion until January 1, 1985, and BE IT FURTHER

RESOLVED that the Supervisor is directed and authorized to sign the attached agreement and any further agreements or letters of understanding which the Town Attorney's Office may deem necessary and advisable with the State of New York for the demolition of the Ludwig Avenue Bridge.

* See next pages for agreement

NEW YORK STATE DEPARTMENT OF TRANSPORTATION

AGREEMENT OF INTENT TO REIMBURSE THE STATE
FOR FIRST INSTANCE EXPENDITURES INCURRED BY THE STATE FOR
MUNICIPAL SHARE OF COST OF HIGHWAY-RAILROAD CROSSING
ALTERATION ORDERED PURSUANT TO SECTION 91 OF THE RAILROAD LAW

This agreement made this 26th day of January 1984, by and between THE PEOPLE OF THE STATE OF NEW YORK (hereinafter called "STATE"), acting by and through the Commissioner of Transportation (hereinafter called "COMMISSIONER"), whose office is in the Department of Transportation Administration and Engineering Building, State Campus in the City and County of Albany and State of New York, and

The Town of Cheektowaga

(hereinafter called "Municipality"), a municipal corporation organized under and existing by virtue of the laws of the State.

WITNESSETH:

WHEREAS, the Municipality has jurisdictional responsibility for the highway or street identified as Ludwig Avenue which crosses the Consolidated Rail Corporation

WHEREAS, the State, in accord with Regulatory Order dated October 9, 1979 in Case 28875 and in accord with the provisions of Section 94 of the Railroad Law, has prepared plans and specifications for the demolition of the Ludwig Avenue Bridge

(hereinafter called PROJECT) and has acquired or will acquire the necessary lands and easements therefor and intends to let a contract for the work outlined therein and will supervise the work performed under such contract, and

WHEREAS, the State, in accord with the provisions of Subdivision 5 of Section 94 of the Railroad Law, shall pay in the first instance the expense of all work which the Department of Transportation performs in connection with the PROJECT, including municipal share of expense of such work stipulated in Subdivision 3 of Section 94 of the Railroad Law to be fifteen per centum (15%).

NOW, THEREFORE, in consideration of the benefits moving to the Municipality and in recognition of the financial obligation incurred, the Municipality hereby acknowledges and accepts said financial obligation and agrees to repay the State for advances made by the State for the Municipal share upon presentation by the Commissioner of a final or intermediate accounting in accord with the provisions of Subdivision 6 of Section 94 of the Railroad Law.

RECEIVED

Richard M. Moleski, Town Clerk

MAR 1 1984
A.M. 6|7|8|9|10|11|12|1|2|3|4|5|6 P.M.

THE PEOPLE OF THE STATE OF NEW YORK (L.S.)

THE MUNICIPAL CORPORATION

BY: Michael J. Sheehy

of TOWN OF CHEEKTOWAGA

TITLE:

DIRECTOR - RAILROAD EMP. SUR

BY: Daniel E. Weber
Daniel E. Weber, Supervisor

STATE OF NEW YORK)

) SS:

COUNTY OF ERIE)

On this 22nd day of February

in the year One Thousand Nine Hundred Eighty -Four before me personally

came DANIEL E. WEBER to me known, who, being by me duly sworn

did depose and say that he resides at Cheektowaga;

the he is the Supervisor of the Municipal Corporation described

in and which executed the above instrument; that he knows the Seal of said

Municipal Corporation; that the Seal affixed to said instrument is such

Corporate Seal; that it was affixed by order of the Board of Supervisors of said

Municipal Corporation pursuant to a resolution which duly adopted on February

22, 1984 and to which a certified copy is attached and made a

part hereof; and that he signed his name thereto by like order.

James J. Kirisits

NOTARY PUBLIC

JAMES J. KIRISITS

Notary Public, State of New York

Qualified in Erie County

My Commission Expires March 30, 1984

Item No. 14a cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman J.V. Rogowski

Item No. 14b Motion by Councilman W.P. Rogowski, seconded by Councilman Johnson

WHEREAS, the Goldome National Corporation ("Goldome") is the owner of a parcel of property commonly known as the Thruway Mall located at the corner of Harlem Road and Walden Avenue in the Town of Cheektowaga; and

WHEREAS, situate along the southern boundary of the Thruway Mall there is an impounding basin for the collection of rainwater and run-off from the Thruway Mall proper, which Basin is currently owned and maintained by Goldome; and

WHEREAS, the Town of Cheektowaga has reviewed and assessed the operation of the Impounding Basin and its impact upon flooding in the Town of Cheektowaga, and more particularly, the Village of Sloan; and

WHEREAS, the Town Board has found that it would be in the best interest of the residents of the Town of Cheektowaga for the Town to acquire the Impounding Basin and assume responsibility for its maintenance and operation; and

WHEREAS, the Town of Cheektowaga and Goldome, after substantial negotiations, have arrived at a mutually acceptable agreement whereby Goldome will convey title to the Impounding Basin to the Town of Cheektowaga in consideration of the Town's agreement to improve and maintain the same;

NOW, THEREFORE, BE IT RESOLVED that the Supervisor is hereby directed and authorized to execute, on behalf of the Town of Cheektowaga, the Collateral Agreement dated the 30th day of January, 1984, between Goldome and the Town of Cheektowaga for the conveyance of the Impounding Basin; and BE IT FURTHER

RESOLVED that the Supervisor is directed and authorized to take any and all further action which he deems necessary and proper to carry out the transactions contemplated in the aforementioned Collateral Agreement.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman J.V. Rogowski

Item No. 15 Motion by Councilman Jaworowicz, seconded by Councilman Johnson

BE IT RESOLVED that Dennis M. Mavromatis of 80 Haller Avenue, Cheektowaga, New York, is hereby re-appointed to serve a full five-year term as a member of the Cheektowaga Library Board; said appointment is being made retroactive to January 1, 1984.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman J.V. Rogowski

Item No. 16a Motion by Councilman W.P. Rogowski, seconded by Councilman Kowal

BE IT RESOLVED that the following individual employed as a seasonal laborer at the Wastewater Treatment Plant No. 5 is hereby terminated effective February 24, 1984:

James Kazmierczak

Cheektowaga, New York 14225

Item No. 16a cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman J.V. Rogowski

Item No. 16b Motion by Councilman Kowal, seconded by Councilman W.P. Rogowski

BE IT RESOLVED that the following individuals be and hereby are terminated as Seasonal Employees in the various Departments as listed:

SEWER MAINTENANCE DEPARTMENT

Jerome Bernfeld
(eff. 2/6/84)

TAX OFFICE

Carol Chandler
(eff. 2/22/84)

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman J.V. Rogowski

Item No. 17a Motion by Councilman Kowal, seconded by Councilman W.P. Rogowski

BE IT RESOLVED that Carol Chandler,
be and hereby is hired as a seasonal employee in the Central Garage at an hourly rate of \$3.10; said appointment effective February 23, 1984.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman J.V. Rogowski

Item No. 17b Motion by Councilman W.P. Rogowski, seconded by Councilman Johnson

RESOLVED that the following individuals are hereby hired in the Cheektowaga Facilities Department, Maintenance Division on the following effective dates:

Seasonal Employees @ \$3.10 per hour. Account #01-001625-1-0-1491-001

<u>Name</u>	<u>Address</u>	<u>Tele.#</u>	<u>Effective Date</u>
Edward Clark			3/12/84

Part-Time Clerical @ \$3.10 per hour. Account #01-001625-1-0-1391-001

Linda Ruhland			3/12/84
---------------	--	--	---------

Seasonal Employees @ \$3.10 per hour. Account #02-905182-1-0-1492-001

William Duquette			3/12/84
Eugene Ruszkowski			3/12/84
James Wozniak			3/12/84

UPon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman J.V. Rogowski

Item No. 17c Motion by Councilman W.P.Rogowski, seconded by Councilman Gabryszak

RESOLVED, that the following individuals are hereby hired in the Cheektowaga Facilities Department, Parks Division, effective as follows:

Seasonal Employees @ \$3.10 per hour - Account No.01-007110-1-0-1491-

001:

<u>Name</u>	<u>Address</u>	<u>Tele. #</u>	<u>Effective Date</u>
Douglas Dixon			3/8/84
John Kochel			3/6/84
Richard Coffta			3/12/84
Donald Surdej			3/12/84
Edward Kaczmarowski			3/13/84
Joseph Ruhlmann			3/13/84
David Taberski			3/27/84
Thomas Gandy			2/22/84

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: J.V. Rogowski

Item No. 17d Motion by Councilman Kowal, seconded by Councilman W.P. Rogowski

BE IT RESOLVED that the following individuals be and hereby are hired as Seasonal Employees in the Departments as listed:

TAX OFFICE - \$24.80 per day

Patricia M. Dudas
(retroactive to 2/13/84)

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P.Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman J.V. Rogowski

Item No. 18 Motion by Councilman Jaworowicz, seconded by Councilman Johnson

BE IT RESOLVED that an hourly rate of \$7.35 be established for 1984 for Loris L. Durfee, employed as a part-time Assistant Plumbing Inspector in the Building and Plumbing Department.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman J.V. Rogowski

Item No. 19 Motion by Councilman Jaworowicz, seconded by Councilman Gabryszak

WHEREAS, Lieutenant Thomas Rowan of the Cheektowaga Police Department has been accepted as a candidate to attend the 137th Session of the F.B.I. National Academy being held April 1 through June 15, 1984, and

WHEREAS, there is no charge to the Town for attendance at this session by Lieutenant Rowan and will include all lodging and meals, and

WHEREAS, Theodore DeFedericis, Chief of Police, has recommended that Lieutenant Rowan attend the F.B.I. National Academy, NOW, THEREFORE, BE IT

RESOLVED that Lieutenant Rowan be and hereby is authorized to attend the F.B.I. National Academy from April 1st through June 15th, 1984 and BE IT FURTHER

RESOLVED that Lieutenant Rowan be reimbursed for all necessary and

Item No. 19 Cont'd.

reasonable expenses as follows:

Transportation	- not to exceed -	\$480.00
Miscellaneous Expenses (books, study supplies, etc.)	- not to exceed -	\$350.00

and BE IT FURTHER

RESOLVED that said expenses be charged to General Fund Account No. 1910.4082.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman J.V. Rogowski

Item No. 20 Motion by Councilman Jaworowicz, seconded by Councilman Kowal

WHEREAS, Detective Walter Lorka of the Cheektowaga Police Department has been accepted as a candidate to attend the first Police Arson Crime Scene School, which is being sponsored by the F.B.I. in Quantico, Virginia, March 18-23, 1984, and

WHEREAS, there is no charge to the Town for attendance at this school by Detective Lorka and will include all lodging and meals, and

WHEREAS, Theodore DeFedericis, Chief of Police, has recommended that Detective Lorka attend the Police Arson Crime Scene School, NOW, THEREFORE, BE IT

RESOLVED that Detective Lorka be and hereby is authorized to attend said school from March 18 through March 23, 1984, and BE IT FURTHER

RESOLVED that Detective Lorka be reimbursed for all necessary and reasonable miscellaneous expenses (books, study supplies, etc.), not to exceed the sum of \$60.00, and BE IT FURTHER

RESOLVED that said expenses shall be charged to Account No. 1910.4082.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman J.V. Rogowski

Item No. 21 Motion by Councilman W.P. Rogowski, seconded by Councilman Gabryszak

BE IT RESOLVED that Michael Miecznikowski, Director of Recreation, be and hereby is authorized to attend the New York State Recreation and Parks Conference to be held in South Fallsburg, New York, from March 25 to March 28, 1984, and BE IT FURTHER

RESOLVED that a Town vehicle be made available for use as transportation to and from the conference, and BE IT FURTHER

RESOLVED that Michael Miecznikowski be reimbursed for his expenses of said trip, not to exceed two hundred and fifty dollars (\$250.00).

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman J.V. Rogowski

Item No. 22 Motion by Councilman Johnson, seconded by Councilman W.P. Rogowski

WHEREAS, there is a need to approve Change Order No. 1 to the Cedargrove Heights contract for engineering services of Nussbaumer & Clarke, Inc., dated July 6, 1982, as amended, relating to Stage II, Phases III and IV, as documented in the letter from the Town Director of Community Development dated February 16, 1984, NOW, THEREFORE, BE IT

RESOLVED, that Change Order No. 1 as an addition to said contract with Nussbaumer & Clarke, Inc., in the amount of \$2,230.85, be and hereby is approved, and that the Supervisor is authorized and directed to sign Change Order No. 1 on behalf of the Town Board, and that such funds shall be paid from the 1982-83 Cedargrove Heights Community Development Block Grant Account.

*See next few pages for copy of Change Order and Correspondence.

Item No. 22 Cont'd.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman J.V. Rogowski

Item No. 23 Motion by Supervisor Weber, seconded by Councilman Johnson

BE IT RESOLVED that the following fund transfers are hereby approved and made a part hereof.

COMMUNITY DEVELOPMENT FUND

FROM: Depew-Contingency 1983-84 \$4,879.80
TO: Depew-Emergency Repairs-West End No. 6 \$4,879.80
Fire Hall 1983-84

SPECIAL DISTRICTS FUND

FROM: 909 (Fund Balance) \$69,779.72
TO: Treatment Plant No. 5-Buffalo Sewer \$69,779.72
Authority (548135-4356)

Funds for this action are available from the source as stated in the resolution and have been approved by the Bookkeeper to the Supervisor.

WILLIAM L. WIELINSKI

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman J.V. Rogowski

Item No. 24 Motion by Supervisor Weber, seconded by Councilman Johnson

BE IT RESOLVED that the following vouchers and warrants submitted to the Town of Cheektowaga prior to February 22nd, 1984 are hereby approved and the Supervisor is ordered to pay said warrants:

<u>FUND</u>	<u>AMOUNT</u>
GENERAL FUND	\$ 72,053.01
SPECIAL DISTRICTS FUND	24,451.37
HIGHWAY FUND	36,100.97
TRUST AND AGENCY FUND	16,604.59
PART TOWN FUND	74.23
COMMUNITY DEVELOPMENT FUND	44,775.69
CAPITAL FUND	<u>1,996.59</u>
	<u>\$ 196,056.45</u>

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman J.V. Rogowski

II. DEPARTMENTAL COMMUNICATIONS

- Item No. 25 Minutes of Planning Board Meeting of January, 1984.
Item received and filed.
- Item No. 26 Cheektowaga Public Library Board - Minutes of January, 1984, Meeting.
Item received and filed.
- Item No. 27 Annual report of Cheektowaga Public Libraries.
Item received and filed.
- Item No. 28 Feasibility study of Store Front Library in French Road -
Southline area.
Item received and filed.

III. GENERAL COMMUNICATIONS

- Item No. 29 Letter and resolution from Town of Boston regarding Erie County
Real Property Information System Project.
Item referred to Town Attorney, Jim Kirisits; received and filed.
- Item No. 30 Mary Jo Nealen, Citizens for Equitable Assessment - Request to
speak regarding same.
Item referred to Honorable Town Board Members; received and filed.
- Item No. 31a Notice of Claim - James Basil vs. Town of Cheektowaga.
Item referred to Town Attorney, Jim Kirisits; Supervisor Weber;
E.T. Clauss, Insurance Carrier; Councilman Thomas M. Johnson; Ron Zoeller,
Sanitation Department; received and filed.
- Item No. 31b Notice of Claim - James V. Lincoln vs. Town of Cheektowaga.
Item referred to Town Attorney, Jim Kirisits; Supervisor Weber;
Joseph J. Naples, Insurance Carrier; Councilman Thomas M. Johnson; Jim Burst,
Sewer Department; Alfred Wnek, Highway Department; received and filed.
- Item No. 31c Notice of Claim - Brian Walkowski vs. Town of Cheektowaga.
Item referred to Town Attorney, Jim Kirisits; Supervisor Weber;
Joseph J. Naples, Insurance Carrier; Councilman Thomas M. Johnson; Alfred Wnek,
Highway Department; received and filed.
- Item No. 31d Notice of Claim - Adam R. Berebro vs. Town of Cheektowaga.
Item referred to Town Attorney, Jim Kirisits; Supervisor Weber;
Joseph J. Naples, Insurance Carrier; Councilman Thomas M. Johnson; Alfred Wnek,
Highway Department; received and filed.
- Item No. 31e Notice of Claim - Lynn M. Cavaliere vs. Town of Cheektowaga.
Item referred to Town Attorney, Jim Kirisits; Supervisor Weber;
Joseph J. Naples, Insurance Carrier; Councilman Thomas M. Johnson; Alfred Wnek,
Highway Department; received and filed.

* * * * *

Motion made by Supervisor Weber, seconded by Councilman Johnson
to Waive the Rules to include the following items.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman J.V. Rogowski

IV. SUSPENSION OF RULES

Item No. 32 Appointment to position of Clerk-Typist in Justice Department.

Motion by Councilman Johnson, seconded by Councilman Gabryszak

WHEREAS, Iris Kolbert has resigned as a part-time Clerk in the Justice Department, and

WHEREAS, there appears to be a dire need of a full time Clerk-Typist in the Justice Department, hours being 2:00 P.M. to 9:30 P.M., Monday through Friday, and

WHEREAS, this position has been properly posted in accordance with the bargaining agreement between the Town of Cheektowaga and the Cheektowaga Employees Association, and

WHEREAS, Deborah K. Kozell of Depew, New York, appears on the current list of eligibles from the Erie County Department of Personnel as a result of a recent Clerk-Typist examination, NOW, THEREFORE, BE IT

RESOLVED that Deborah K. Kozell, having bid on the above position, be and hereby is appointed to the position of Clerk-Typist in the Justice Department, at a salary in accordance with the bargaining agreement between the Town of Cheektowaga and the Cheektowaga Employees Association; said appointment being effective February 23, 1984.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman J.V. Rogowski

Item No. 33 Award of bid for one (1) tractor with flail mowing system for the Facilities Department.

Motion by Councilman W.P. Rogowski, seconded by Councilman Johnson

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the furnishing of one (1) tractor with flail mowing system for the Facilities Department, which bids were duly received and opened at a public bid opening called for that purpose, and

WHEREAS, said bids were referred to the Town Engineer for analysis, tabulation and report, and

WHEREAS, said Town Engineer has submitted the same, which is hereto attached and made a part hereof, NOW, THEREFORE, BE IT

RESOLVED that the contract for the furnishing of one (1) tractor with flail mowing system be awarded to Buffalo Tractor and Implement Company, Inc., 3045 Seneca Street, West Seneca, New York 14224 for their bid in the amount of \$38,382.00 for a 1984 Ford 6610 tractor with flail mowing system, said bid being the lowest bid meeting the requirements of the specifications.

*See next page for analysis, tabulation and report.



Town of Cheektowaga

TOWN HALL - BROADWAY AND UNION ROAD - CHEEKTOWAGA, NEW YORK 14227

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-686-3448

February 22, 1984

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Bid Award
Tractor With Flail
Mowing System

Gentlemen:

At a public bid opening on February 22, 1984, bids were received and opened for the furnishing of one (1) tractor with flail mowing system for use by the Facilities Department. Seven (7) sets of specifications were distributed but only one (1) bid was submitted.

<u>BIDDER</u>	<u>BID PRICE</u>
Buffalo Tractor & Implement Co., Inc.	\$38,382.00

This bid was reviewed with James Matecki of the Facilities Department. It is, therefore, recommended that the bid for the 1984 tractor with flail mowing system be awarded to Buffalo Tractor and Implement Company, Inc., 3045 Seneca Street, West Seneca, New York 14224 for their submission of the only bid, which bid also meets all the requirements of the specifications.

Very truly yours,

TOWN OF CHEEKTOWAGA

Allan B. Blachowski
Sr. Engineer Assistant

ABB:dms

Item No. 33 Cont'd.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz,
Kowal and Gabryszak
NAYES: 0
ABSENT: J.V. Rogowski

Item No. 34 Memorialize New York State Legislature to appropriate funds for "Reinstein Woods".

Motion by Councilman Johnson, seconded by Councilman W.P. Rogowski

WHEREAS, a nature preserve comprising approximately 200 acres is located in the Town of Cheektowaga, and

WHEREAS, the preserve exhibits undisturbed stands of trees, wild flowers, bird and other animal habitat, now unique in Western New York, and

WHEREAS, this preserve is contiguous with Stiglmeier Park and portions of the Cayuga Creek Flood Plain, and

WHEREAS, the Town Board has successfully petitioned the New York State Department of Environmental Conservation for classification of the preserve as a "wetlands" to protect this resource from development, and

WHEREAS, the Town has a long-standing request with the federal government to designate the preserve as a Natural Landmark, and

WHEREAS, Dr. Victor Reinstein, owner of the subject preserve, is seeking to donate this land to the State of New York, and

WHEREAS, acceptance by the State is conditioned upon providing a caretaker or manager for the site, and

WHEREAS, the New York State Department of Conservation has submitted a request to the New York State Legislature for an appropriation of funds in the amount of \$25,000 annually for the position of Reinstein Woods manager or caretaker, and

WHEREAS, the New York State Department of Environmental Conservation is requesting that said monies be drawn from the Gift to Wildlife Fund, established by voluntary contributions made by New York State taxpayers, and

WHEREAS, the Town Board of the Town of Cheektowaga fully supports such appropriation for the acquisition and management of the Reinstein Woods, NOW, THEREFORE, BE IT

RESOLVED that the New York State Legislature is hereby memorialized to approve the requisite appropriation from the Gift to Wildlife Fund for the establishment of a State-owned and operated nature preserve to be known as the Reinstein Woods, and BE IT FURTHER

RESOLVED that certified copies of this resolution be sent to Assemblyman Dennis Gorski, Senator Dale Volker, and the Clerk of the New York State Legislature.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, Jaworowicz,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman J.V. Rogowski

Item No. 35 Motion by Supervisor Weber, seconded by Councilman Kowal to adjourn the meeting in memory of Dr. Louis Vendetti and Eugene Pokrywczynski.

RICHARD M. MOLESKI
TOWN CLERK

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 5th day of March, 1984 at 7:00 o'clock P.M., Eastern Standard Time, there were:

PRESENT: Deputy Supervisor Bernard J. Wojtkowiak
Councilman Thomas M. Johnson, Jr.
Councilman William P. Rogowski
Councilman John V. Rogowski
Councilman Patricia A. Jaworowicz
Councilman Christopher J. Kowal
Councilman Dennis H. Gabryszak

ABSENT: Supervisor Daniel E. Weber

Also present were: Richard M. Moleski, Town Clerk; Chester Bryan, Town Engineer; Theodore DeFedericis, Chief of Police; James Kirisits, Town Attorney; Casimir Kozminski, Real Property Appraiser; Sal LaGreca, Employment and Training Services Director II; Ronald Marten, Building Inspector; Julia Reinstein, Town Historian; Al Thrun, Representative of Traffic Safety Commission; Pat Wojcik, Director of Senior Services; and Ronald Zoeller, Foreman, Sanitation Department.

I. RESOLUTIONS

Item No. 2 Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, this Town Board, pursuant to Section 459 of the Real Property Tax Law of the State of New York, is empowered, by local law, to authorize exemptions to the extent of any increase in assessed value for improvements to residences which facilitate the use by a resident who is physically disabled, and

WHEREAS, the construction of a ramp, etc. to make a home accessible by a physically disabled person may be an important consideration in a disabled individual's decision to remain in his or her own home and thus to live an independent and productive lifestyle, and

WHEREAS, the aforementioned exemption will remove the property tax disincentive with which disabled individuals are faced when they undertake to make the type of improvements to their home which will enable them to lead independent and self-sufficient lives, NOW, THEREFORE, BE IT

RESOLVED, that a Public Hearing be held on the 19th day of March, 1984 at the Town Hall to consider the advisability of adopting a Local Law authorizing the aforementioned exemption for physically disabled individuals, and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to publish the following Notice of Public Hearing in the CHEEKTOWAGA TIMES on March 8, 1984.

*SEE NEXT PAGE FOR COPY OF NOTICE OF PUBLIC HEARING

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that pursuant to the Municipal Home Rule Law of the State of New York a Public Hearing will be held before the Town Board of the Town of Cheektowaga, on the 19th day of March, 1984 at 7:00 P.M. at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York to consider and discuss and, if need be, act upon the proposed enactment of Local Law No. 1 of the Year 1984, entitled "A Local Law Relating to the Exemption from Real Property Taxes of Particular Improvements to Property Owned by Certain Physically Disabled Persons." Local Law No. 1 of the Year 1984 shall read as follows:

Town of Cheektowaga

Local Law No. 1 of the Year 1984.

A local law relating to the exemption from real property taxes of particular improvements to property owned by certain physically disabled persons.

Be it enacted by the Town Board of the Town of Cheektowaga as follows:

Section 1. The purpose of this local law is to exempt from real property taxes particular improvements to property owned by certain physically disabled persons, as authorized by section four hundred fifty-nine of the Real Property Tax Law.

Section 2. An improvement to any real property used solely for residential purposes as a one, two or three family residence shall be exempt from taxation to the extent of any increase in value attributable to such improvement if such improvement is used for the purpose of facilitating and accommodating the use and accessibility of such real property by (a) a resident owner of the real property who is physically disabled, or (b) a member of the resident owner's household who is physically disabled, if such member resides in the real property.

Section 3. Any such real property tax exemption will apply to improvements constructed prior to the effective date of this local law.

Section 4. This local law shall apply to assessment rolls prepared on the basis of taxable status dates occurring on or after June 1, 1984.

Section 5. This local law shall take effect immediately upon its filing with the Secretary of State.

Dated: Cheektowaga, New York
March 5, 1984

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY,
NEW YORK.

RICHARD M. MOLESKI
Town Clerk

Item No. 2 Cont'd.

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal
and Gabryszak

NAYES: 0

ABSENT: Supervisor Weber

*SEE AFFIDAVIT ON NEXT PAGE.

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Ann E. Mika, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for¹..... weeks:
first publication.....*March 8, 1984*..... ;
last publication.....*March 8, 1984*..... ;
and that no more than six days intervened be-
tween publications.

Ann E. Mika

Sworn to before me this *9th*

day of *March*, 19*84*

Dorothy J. Turner

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19*85*

LEGAL NOTICE

NOTICE OF PUBLIC HEARING

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Section 2. An improvement to any real property used solely for residential purposes as a one, two or three family residence shall be exempt from taxation to the extent of any increase in value attributable to such improvement if such improvement is used for the purpose of facilitating and accommodating the use and accessibility of such real property by (a) a resident or owner of the real property who is physically disabled, or (b) a member of the resident owner's household who is physically disabled, if such member resides in the real property.

Section 3. Any such real property tax exemption will apply to improvements constructed prior to the effective date of this local law.

Section 4. This local law shall apply to assessment rolls prepared on the basis of taxable status dates occurring on or after June 1, 1984.

Section 5. This local law shall take effect immediately upon its filing with the Secretary of State.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.

RICHARD M. MOLESKI

Town Clerk

DATED: Cheektowaga, New York

March 5, 1984

PUBLISH: March 8, 1984

Item No. 3 Motion by Councilman Gabryszak, seconded by Councilman Johnson

WHEREAS, a majority of the cases heard in local Town courts involve traffic and vehicular matters, and

WHEREAS, presently, State law directs that Town courts receive only five dollars (\$5.00) of each fine levied for handling traffic and vehicular matters, and

WHEREAS, the revenues generated by Town courts should be used to support the courts and not considered primarily as a source of income for the State, and

WHEREAS, rather than depending on taxpayer dollars to fund the local courts, a greater share of the fines levied and collected by Town courts for violations of State law should be returned to them, and

WHEREAS, the additional funds collected would ease the burden upon the taxpayers, and

WHEREAS, it is recognized that local courts are providing a state service, and since the state is deriving fine monies as a result of such service, the state should reimburse the local government for its court costs, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board does hereby voice its support for an increase in the maximum amount of a traffic fine that is refundable to Town courts from five dollars (\$5.00) to ten dollars (\$10.00), and BE IT FURTHER

RESOLVED, that this Town Board does hereby strongly urge the Senate, Assembly and Governor to act favorably on pending legislation, Senate Bill S. 2505-A and Assembly Bill A. 3241-A, which would amend General Municipal Law, Section 99-1 by increasing the amount returned to Towns and Villages to ten dollars (\$10.00) instead of the present five dollar (\$5.00) limit as set by the present provisions of law, and BE IT FURTHER

RESOLVED, that certified copies of this resolution be forwarded to Governor Cuomo, State Assemblyman Dennis Gorski and State Senator Dale Volker.

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: Supervisor Weber

Item No. 4a Motion by Councilman Johnson, seconded by Councilman Gabryszak

WHEREAS, Bid Proposals were received for the Leasing and Servicing of Portable Chemical Toilets on February 22, 1984, AND

WHEREAS, said proposals have been reviewed for compliance under the terms of the Specifications, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby awards said Bid for the Leasing and Servicing of Portable Chemical Toilets to:

Johnny On The Spot
986 Oliver Street
North Tonawanda, NY 14120

for

Category I

Item I and II - @ \$50.00 per month

Category II

Item III and IV - @ \$900.00 per month

Item No. 4a Cont'd.

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal
and Gabryszak
NAYES: 0
ABSENT: Supervisor Weber

Item No. 4b Motion by Councilman Gabryszak, seconded by Councilman W. P. Rogowski

WHEREAS, Bid Proposals were received for furnishing Topsoil and Sand-Clay-Loam to the Facilities Department, on February 22, 1984, AND

WHEREAS, said proposals have been reviewed for compliance under the terms of the Specifications, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby awards said Bid for Topsoil to Custom Topsoil, Inc. 320 Losson Road, Cheektowaga, New York, 14227 for Category I @ \$13.00 per cubic yard, AND, BE IT FURTHER

RESOLVED, that no responsible bid was received for Category II, Sand-Clay-Loam Mixture, Delivered and Category III, Sand-Clay-Loam Mixture, Picked Up.

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal
and Gabryszak
NAYES: 0
ABSENT: Supervisor Weber

Item No. 4c Motion by Councilman W. P. Rogowski, seconded by Councilman Johnson

WHEREAS, Bid Proposals were received for furnishing Athletic White Stripe to the Facilities Department on February 22, 1984, AND

WHEREAS, said Proposals have been reviewed for compliance under the terms of the Specifications, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby awards said Bid for Athletic White Stripe to:

Quikrete-Buffalo
P.O. Box B
Lackawanna, New York 14218
824-3900

at the Unit Bid Price of \$.0488

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal
and Gabryszak
NAYES: 0
ABSENT: Supervisor Weber

Item No. 4d Motion by Councilman W. P. Rogowski, seconded by Councilman Johnson

WHEREAS, Bid Proposals were received for the furnishing of Pool Maintenance Chemicals for the Facilities Department, on February 22, 1984, AND

WHEREAS, said Proposals have been reviewed for compliance under the terms of the Specifications, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby awards said Bid for Pool Maintenance Chemicals to:

Item No.4d Cont'd.

Jones Chemicals, Inc, 100 Sunny Sol Blvd. Caledonia, NY 14423 538-2311	-	<u>Item I</u> Bromine @ \$2.05 per lb. <u>Item III</u> Sodium Bicarbonate @\$.248 per lb <u>Item IV</u> Soda Ash @\$.164 per lb.
Alden Pools Inc. 12890 Broadway Alden, NY 14004 937-3341	-	<u>Item III</u> Diatomaceous Earth @\$.215 per lb.

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal
and Gabryszak
NAYES: 0
ABSENT: Supervisor Weber

Item No. 4e Motion by Councilman W. P. Rogowski, seconded by Councilman Johnson

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the furnishing of one (1) 1984 G-20 van for the Facilities Department, which bids were duly received and opened at a public bid opening, AND

WHEREAS, said bids were referred to the Town Engineer for analysis, tabulation and report, AND

WHEREAS, said Town Engineer has submitted the same, which is hereto attached and made a part hereof, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the furnishing of one (1) 1984 G-20 van be awarded to Mernan Chevrolet, 2751 Bailey Avenue, Buffalo, New York 14215 for their bid in the amount of \$8,600.23, said bid being the lowest meeting the specifications.

*SEE NEXT PAGE FOR LETTER FROM TOWN ENGINEER CONTAINING ANALYSIS, TABULATION AND REPORT.



Town of Cheektowaga

TOWN HALL - BROADWAY AND UNION ROAD - CHEEKTOWAGA, NEW YORK 14227

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-686-3448

March 1, 1984

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Award of Bid
G-20 Van for
Facilities Dept. .

Gentlemen:

At a public bid opening on February 22, 1984 bids were received and opened for one (1) 1984 G-20 Van for the Facilities Department. Three (3) bids were received and are as follows:

<u>BIDDER</u>	<u>NET BID</u>	<u>TRADE-IN ALLOWANCE</u>
Mernan Chevrolet	\$8,600.23	\$455.23
Gillogly Chevrolet	\$8,697.00	\$356.00
Keller Chevrolet	\$8,951.34	\$300.00

These bids were reviewed with the Central Garage Foremen, and upon his recommendation, the bid should be awarded to Mernan Chevrolet, 2751 Bailey Avenue, Buffalo, New York, for submitting a net bid of \$8,600.23, said bid meeting the requirements of the specifications. The vehicles to be traded in will be kept due to the low trade-in value. The Town, at a later date, will put the vehicles up for public auction.

Very truly yours,

TOWN OF CHEEKTOWAGA

Allan B. Blachowski
Sr. Engineer Assistant

ABB:dms

Item No. 4e Cont'd.

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal
and Gabryszak
NAYES: 0
ABSENT: Supervisor Weber

Item No. 4f Motion by Councilman Johnson, seconded by Councilman Gabryszak

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the furnishing of one (1) 1984 model 3/4 ton pick-up truck for the Sanitary Sewer Maintenance Department, which bids were duly opened at a public bid opening on February 22, 1984, AND

WHEREAS, said bids were referred to the Town Engineer for analysis, tabulation and report, AND

WHEREAS, said Town Engineer has submitted the same, which is hereto attached and made a part hereof, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the furnishing of one (1) 1984 model 3/4 ton pick-up truck be awarded to Don Nowak Ford, 8259 North Main Street, Eden, New York 14057 for their bid in the amount of \$7,610.00, said bid being the lowest bid meeting the requirements of the specifications, AND, BE IT FURTHER

RESOLVED, that funds are to be chargeable to Sewer District #5 Account #508125.2304 and Sewer District #3 Account #308123.4431.

*SEE NEXT PAGE FOR LETTER FROM TOWN ENGINEER CONTAINING ANALYSIS, TABULATION AND REPORT.



Town of Cheektowaga

TOWN HALL - BROADWAY AND UNION ROAD - CHEEKTOWAGA, NEW YORK 14227

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-686-3448

March 1, 1984

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Award of Bid
3/4 Ton Pick-Up Truck

Gentlemen:

At a public bid opening on February 22, 1984 bids were received and opened for one (1) 1984 model 3/4 Ton Pick-Up Truck for the Sanitary Sewer Maintenance Department. Six (6) bids were received, which are as follows:

<u>BIDDER</u>	<u>BID</u>	<u>TRADE-IN VALUE</u>	<u>NET PRICE</u>
Don Nowak Ford	\$8,710.00	\$1,100.00	\$7,610.00
Maier-Schule G.M.C.	\$8,775.00	\$850.00	\$7,925.00
Delia Chrysler Plymouth	\$8,734.00	\$500.00	\$8,234.00
Mernan Chevrolet	\$9,191.21	\$651.21	\$8,540.00
Gillogly Chevrolet	\$8,994.00	\$168.00	\$8,826.00
Keller Chevrolet	\$9,715.91	\$600.00	\$9,115.91

These bids were reviewed with the Central Garage Foreman, and upon his recommendation, the bid should be awarded to Don Nowak Ford, 8259 North Main Street, Eden, New York, for submitting a net bid of \$7,610.00, said bid meeting the requirements of the specifications.

Very truly yours,

TOWN OF CHEEKTOWAGA

Allan B. Blachowski
Sr. Engineer Assistant

ABB:dms

Item No. 4f Cont'd.

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: Supervisor Weber

Item No. 4g Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the furnishing of manhole frames with self-sealing covers and manhole frames with grate type covers, which bids were duly received and opened at the February 22, 1984 public bid opening, AND

WHEREAS, said bids were referred to the Town Engineer for analysis, tabulation and report, AND

WHEREAS, bids were reviewed and it is recommended that the award be made to the lowest responsible bidder meeting the requirements of the specifications, AND

WHEREAS, funds are available in the WWFR Remedial Program Account #508125.4543, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the furnishing of manhole frames and covers be hereby awarded to the following for following bid prices:

	<u>QUANTITY</u>	<u>UNIT BID PRICE*</u>
Neenah Foundry Co. P.O. Box 729 Neenah, WI 54956	Frame w/24" dia self-sealing cover (set) 150	\$102.00 ea.
	Manhole Cover Lift 20	\$ 21.00 ea.
	Replacement Gasket 25	\$ 2.00 ea.
Syracuse Castings Sales Corporation P.O. Drawer N South Bay Road Cicero, New York 13039	Frame w/24" dia vented cover (set) 25	\$110.00 ea.

*Delivered Price

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: Supervisor Weber

Item No. 4h Motion by Councilman Kowal, seconded by Councilman Jaworowicz

WHEREAS, bids were duly received and opened at the February 22, 1984 public bid opening as the result of advertisement, therefore, for the furnishing of work uniforms to the Town of Cheektowaga employees, and said bids were referred to the Town Engineer for analysis, tabulation and report, which said analysis, tabulation and report is hereto attached and contained in a letter to the Town Board dated March 1, 1984, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the furnishing of work uniforms to the Town of Cheektowaga employees, as recommended by the Town Engineer, be and the same is hereby awarded to:

Item No. 4h Cont'd.

Amherst Wholesalers, INC.
241 Patric Terrace
Amherst, New York 14221

for: Work Pants (sizes up to 42)	\$9.08 each
Work Pants (sizes 44 and up)	\$9.75 each
Shirts (long sleeve, sizes up to 17½)	\$8.15 each
Shirts (long sleeve, sizes 18 and up)	\$8.75 each
Chambray Shirts (long sleeve, sizes up to 17½)	\$6.60 each
Chambray Shirts (long sleeve, sizes 18 and up)	\$7.45 each
Shirts (short sleeve) sizes up to 17½	\$7.05 each
Shirts (short sleeve) sizes 18 and up	\$7.75 each
Coveralls (long sleeve)	\$14.50 each
Denim Jeans (sizes up to 42)	\$8.55 each
Denim Jeans (sizes 44 and up)	\$9.90 each
Bib Overalls	\$12.55 each

said bid being a responsible bidder meeting the requirements of the specifications.

*SEE NEXT TWO PAGES FOR LETTER FROM TOWN ENGINEER CONTAINING ANALYSIS, TABULATION, AND REPORT.



Town of Cheektowaga

TOWN HALL - BROADWAY AND UNION ROAD - CHEEKTOWAGA, NEW YORK 14227

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-686-3448

March 1, 1984

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Work Uniforms
Award of Bid

Gentlemen:

At the public bid opening of February 22, 1984, bids were received and opened for the furnishing of work uniforms to Town employees as required thru the Cheektowaga Employees Association Agreement. Seven (7) bidders submitted bids on eight (8) items of the specifications. The totals of the bids submitted are as follows:

<u>BIDDER</u>	<u>TOTAL BID</u>
Amherst Wholesalers, Inc.	\$10,221.20
Steinwachs Safety Supply	\$10,463.00
Jim & Janes Work Clothes	\$10,514.75
Sears Contract Sales	\$10,693.60
American Allsafe Company	\$12,047.75
United Uniform Co., Inc.	\$12,910.30
Doritex Corporation	\$13,175.60

American Linen Supply Company did not submit a total bid price.

It is, therefore, recommended that the bid be awarded to Amherst Wholesalers, Inc., 241 Patrice Terrace, Amherst, New York 14221 for their low bid meeting Town requirements.

This bid will be awarded on the basis of unit prices which are quoted as follows:

Work Pants (sizes up to 42)	\$9.08 each
Work Pants (sizes 44 and up)	\$9.75 each

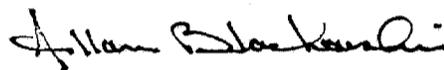
TO THE SUPERVISOR AND
TOWN BOARD MEMBERS

March 1, 1984
Page 2

Shirts (long sleeve, sizes up to 17½)	\$8.15 each
Shirts (long sleeve, sizes 18 and up)	\$8.75 each
Chambray Shirts (long sleeve, sizes up to 17½)	\$6.60 each
Chambray Shirts (long sleeve, sizes 18 and up)	\$7.45 each
Shirts (short sleeve, sizes up to 17½)	\$7.05 each
Shirts (short sleeve, sizes 18 and up)	\$7.75 each
Coveralls (long sleeve)	\$14.50 each
Denim Jeans (sizes up to 42)	\$8.55 each
Denim Jeans (sizes 44 and up)	\$9.90 each
Bib Overalls	\$12.55 each

Very truly yours,

TOWN OF CHEEKTOWAGA



Allan B. Blachowski
Sr. Engineer Assistant

ABB:dms

Item No. 4h Cont'd.

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal
and Gabryszak
NAYES: 0
ABSENT: Supervisor Weber

Item No. 4i Motion by Councilman Johnson, seconded by Councilman Gabryszak

WHEREAS, bids were duly received on February 22, 1984 as the result of advertisement, therefore, for the furnishing of all corrugated metal, metal slotted and reinforced concrete pipe requirements to the Town of Cheektowaga for the year of 1984. Said bids were referred to the Town Engineer for analysis, tabulation and report, which said analysis, tabulation and report is hereto attached and contained in a letter to the Town Board dated March 1, 1984, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the furnishing of pipe to the Town for the year of 1984 as per said unit prices and as recommended by the Town Engineer is hereby awarded to the following for corrugated metal and metal slotted pipe and reinforced concrete pipe:

Lane Metal Products Company, Inc.
Box 711
Bath, New York 14810

6" dia. C.M.P.	\$2.50/ft.
8" dia. C.M.P.	\$3.25/ft.
10" dia. C.M.P.	\$4.05/ft.
12" dia. C.M.P.	\$4.55/ft.
15" dia. C.M.P.	\$5.65/ft.
18" dia. C.M.P.	\$6.70/ft.
21" dia. C.M.P.	\$7.80/ft.
24" dia. C.M.P.	\$10.40/ft.
30" dia. C.M.P.	\$12.95/ft.
36" dia. C.M.P.	\$15.50/ft.
42" dia. C.M.P.	\$23.40/ft.
48" dia. C.M.P.	\$26.70/ft.
54" dia. C.M.P.	\$30.00/ft.
60" dia. C.M.P.	\$43.05/ft.
43" X 27" C.M.P.	\$16.40/ft.
43" X 27" C.M.P. Paved Invert	\$19.25/ft.
50" X 31" C.M.P.	\$18.95/ft.
50" X 31" C.M.P. Paved Invert	\$23.50/ft.
58" X 36" C.M.P.	\$27.95/ft.
58" X 36" C.M.P. Paved Invert	\$33.00/ft.
65" X 36" C.M.P.	\$31.55/ft.
65" X 36" C.M.P. Paved Invert	\$37.75/ft.
72" X 44" C.M.P.	\$35.00/ft.
72" X 44" C.M.P. Paved Invert	\$43.50/ft.
6" C.M.P. Perforated U.D.	\$2.45/ft.
8" C.M.P. Perforated U.D.	\$3.25/ft.
12" C.M.P. Perforated U.D.	\$4.65/ft.
15" C.M.P. Perforated U.D.	\$5.70/ft.
30" C.M.P. End Section	\$135.00/each
36" C.M.P. End Section	\$200.00/each
12" dia. Plastic Liner/C.M.P.	\$9.60/ft.
15" dia. Plastic Liner/C.M.P.	\$11.90/ft.
18" dia. Plastic Liner/C.M.P.	\$14.20/ft.
21" dia. Plastic Liner/C.M.P.	\$16.55/ft.
24" dia. Plastic Liner/C.M.P.	\$18.85/ft.
30" dia. Plastic Liner/C.M.P.	\$23.50/ft.
36" dia. Plastic Liner/C.M.P.	\$28.15/ft.
42" dia. Plastic Liner/C.M.P.	\$32.75/ft.
48" dia. Plastic Liner/C.M.P.	\$37.45/ft.

Chemung Supply Corporation
P.O. Box 527
Elmira, New York 14902

72" C.M.P.	\$54.89/ft.
84" C.M.P.	\$63.08/ft.
12" C.M.P. End Section	\$27.14 each
15" C.M.P. End Section	\$35.24 each
18" C.M.P. End Section	\$47.44 each
21" C.M.P. End Section	\$57.44 each
24" C.M.P. End Section	\$72.87 each
12" - 2½" Slotted Drain Pipe	\$21.97/ft.
12" - 6" Slotted Drain Pipe	\$29.56/ft.
12" Slotted Drain Band	\$18.97 each
15" - 2½" Slotted Drain Pipe	\$24.69/ft.
15" - 6" Slotted Drain Pipe	\$30.49/ft.
15" Slotted Drain Band	\$21.21 each
18" - 2½" Slotted Drain Pipe	\$27.39/ft.
18" - 6" Slotted Drain Pipe	\$34.89/ft.
18" Slotted Drain Band	\$23.39 each
10" C.M.P. Perforated U.D.	\$4.32/ft.

K & S Contractors Supply
1971 Bunville Road
Lancaster, New York 14086

12" R.C.P. - Class III	\$5.25/ft.
- Class IV	\$5.25/ft.
15" R.C.P. - Class III	\$6.20/ft.
- Class IV	6.20/ft.
18" R.C.P. - Class III	\$7.60/ft.
- Class IV	\$8.10/ft.
21" R.C.P. - Class III	\$9.25/ft.
- Class IV	\$10.55/ft.
24" R.C.P. - Class III	\$11.40/ft.
- Class IV	\$14.20/ft.
30" R.C.P. - Class III	\$17.50/ft.
- Class IV	\$20.00/ft.
33" R.C.P. - Class III	\$25.75/ft.
- Class IV	\$29.80/ft.
36" R.C.P. - Class III	\$25.75/ft.
- Class IV	\$29.80/ft.
42" R.C.P. - Class III	\$34.65/ft.
- Class IV	\$39.05/ft.
48" R.C.P. - Class III	\$42.90/ft.
- Class IV	\$50.60/ft.
54" R.C.P. - Class III	\$56.45/ft.
- Class IV	\$65.25/ft.
60" R.C.P. - Class III	\$69.60/ft.
- Class IV	\$84.40/ft.
66" R.C.P. - Class III	\$84.15/ft.
- Class IV	\$100.65/ft.
72" R.C.P. - Class III	\$88.00/ft.
- Class IV	\$110.00/ft.
84" R.C.P. - Class III	\$135.00/ft.
- Class IV	\$162.45/ft.

*SEE NEXT PAGE FOR LETTER FROM TOWN ENGINEER.



Town of Cheektowaga

TOWN HALL - BROADWAY AND UNION ROAD - CHEEKTOWAGA, NEW YORK 14227

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-686-3448

March 1, 1984

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Bid Award, Corrugated Metal,
Metal Slotted Drain and
Reinforced Concrete Pipe

Gentlemen:

At a public bid opening on February 22, 1984, bids were received and publicly opened for the purchase of corrugated metal, metal slotted and reinforced concrete pipe in various sizes for the year of 1984. Due to the large quantity of items that were bid, the lowest bidders in each item are listed on the attached resolution. Their bid items cover each unit price for seventy five (75) different sizes of pipe and related items.

It is, therefore, recommended that the bid be awarded to the attached listed bidders for their submission of the lowest bid meeting the requirements of the specifications, with the exception of plastic lined corrugated metal pipe. This should be awarded to Lane Metal Products Company on the basis of the 25% increase in flow capacity, which is more cost effective to the Town.

Very truly yours,

TOWN OF CHEEKTOWAGA

Allan B. Blachowski
Sr. Engineer Assistant

ABB:dms

Item No. 4i Cont'd.

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal
and Gabryszak
NAYES: 0
ABSENT: Supervisor Weber

Item No. 4j Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the furnishing of vitrified clay pipe and materials needed in making sanitary sewer repairs, which bids were duly received and opened at the February 22, 1984 public bid opening, AND

WHEREAS, said bids were referred to the Town Engineer for analysis, tabulation and report, AND

WHEREAS, said Town Engineer has submitted the same which is hereto attached and made a part hereof, AND

WHEREAS, said funds are available in the Sanitary Sewer District #5 Account #508125.4543 and Sanitary Sewer District #3 Account #308123.4543, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the furnishing of said vitrified clay pipe and materials needed in making sanitary sewer repairs as per said unit prices and as recommended by the Town Engineer be and the same are hereby awarded to:

K & S Contractors Supply
1971 Gunnville Road
Lancaster, NY 14086

Item A	1 - 6"	\$1.72/ft.
Vitrified	2 - 8"	\$2.95/ft.
Clay Pipe	3 - 10"	\$4.75/ft.
	4 - 12"	\$6.30/ft.

Item B	1 - 6"	\$5.80/each
Mission	2 - 8"	\$9.01/each
Couplings	3 - 10"	\$15.71/each
	4 - 12"	\$18.57/each

Item C	50 lb.	\$24.00/each
Water		
Plug		

*SEE NEXT PAGE FOR LETTER FROM TOWN ENGINEER CONTAINING ANALYSIS, TABULATION AND REPORT.



Town of Cheektowaga

TOWN HALL - BROADWAY AND UNION ROAD - CHEEKTOWAGA, NEW YORK 14227

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-686-3448

March 1, 1984

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Vitrified Clay Pipe and
Materials for Making
Sanitary Sewer Repairs

Gentlemen:

At a public bid opening of February 22, 1984, bids were received and opened for the furnishing of vitrified clay pipe and materials for making sanitary sewer repairs for the year of 1984.

One (1) bid was received as follows:

<u>NAME</u>	<u>A-1</u>	<u>A-2</u>	<u>A-3</u>	<u>A-4</u>	<u>B-1</u>	<u>B-2</u>	<u>B-3</u>	<u>B-4</u>	<u>C</u>
K & S Contractors Supply	1.72	2.95	4.75	6.30	5.80	9.01	15.71	18.57	24.00

Bids were reviewed by the Engineering Department and it is, therefore, recommended that the bids be awarded to the lowest responsible bidder meeting the requirements of the specifications as listed on the attached resolution.

Very truly yours,

TOWN OF CHEEKTOWAGA

Allan B. Blachowski
Sr. Engineer Assistant

ABB:dms

Item No. 4j

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal
and Gabryszak
NAYES: 0
ABSENT: Supervisor Weber

Item No. 5 Motion by Councilman Gabryszak, seconded by Councilman Kowal

BE IT RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of quantities of road materials for use by the Cheektowaga Highway Department. Information for bidders and specifications may be obtained from the office of the Superintendent of Highways located at 3145 Union Road, Cheektowaga, New York 14227, between the hours of 8:00 A.M. and 3:30 P.M., Monday through Friday, and BE IT FURTHER

RESOLVED that the Town Clerk is hereby designated as the officer to open bids on the aforesaid items at 11:00 A.M. on March 19, 1984 at the Cheektowaga Town Hall.

*SEE NEXT PAGE FOR COPY OF LEGAL NOTICE TO BIDDERS.

TOWN OF CHEEKTOWAGA, NEW YORK

LEGAL NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN, in compliance with Section 103 of the General Municipal Law, that the Town of Cheektowaga will receive proposals for seasonal requirements at a public bid opening March 19, 1984, at 11 A.M. Eastern Standard Time, to be held in the Council Chambers at the Cheektowaga Town Hall.

STONE	VARIOUS SIZES
ASPHALT	PLANT MIX, BLACK TOP - various sizes
WINTER MIX	PLANT MIXED - ALL WEATHER STOCKPILE
	PATCHING MATERIAL - various sizes
ROAD OIL	LIQUID AND TAR PENETRATION AND SURFACE
	TREATING - various sizes
PLANT MIXED CONCRETE	various sizes - (bulk & bagged)
TOP SOIL	REGULAR, SHREDDED AND SCREENED
CONCRETE BLOCKS, CEMENT, MORTAR, GRAVEL AND GRIT	

Note: Pick-up by the Town Highway trucks to be within a 15 mile distance.

INFORMATION FOR BIDDERS AND SPECIFICATIONS MAY BE OBTAINED FROM THE OFFICE OF ALFRED F. WNEK, SUPT. OF HIGHWAYS AT HIS OFFICE LOCATED AT 3145 UNION ROAD, CHEEKTOWAGA, NEW YORK, PROPOSALS MUST BE ENCLOSED AND SEALED IN AN OPAQUE ENVELOPE PLAINLY MARKED "SEASONAL BID FOR SEASONAL ROAD MATERIALS FOR THE TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT".

NON-COLLUSION FORMS MUST BE SIGNED AND SUBMITTED WITH EACH BID, ALTHOUGH THE SUPT. OF HIGHWAYS MAY REJECT ANY OR ALL BIDS SUBMITTED.

RICHARD MOLESKI - TOWN CLERK

Dated

Published

Item No. 5 Cont'd.

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal
and Gabryszak
NAYES: 0
ABSENT: Supervisor Weber

*SEE AFFIDAVIT ON NEXT PAGE.

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Anna E. Mika....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks;
first publication *March 8, 1984* ;
last publication *March 8, 1984* ;
and that no more than six days intervened be-
tween publications.

Anna E. Mika.....

Sworn to before me this *9th*

day of *March*, 19 *84*

..... *Dorothy J. Turner*

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19 *85*

**LEGAL NOTICE
TOWN OF CHEEKTOWAGA,
NEW YORK**

LEGAL NOTICE TO BIDDERS
NOTICE IS HEREBY GIVEN in compliance with Section 103 of the General Municipal Law, that the Town of Cheektowaga will receive proposals for seasonal requirements at a public bid opening March 19, 1984, at 11 A.M. Eastern Standard Time, to be held in the Council Chambers at the Cheektowaga Town Hall.

Stone: Various sizes

Asphalt: Plant mix, black top — various sizes

Winter Mix: Plant mixed — all weather stockpile patching material — various sizes

Road Oil: Liquid and tar penetration and surface treating — various sizes

Plant Mixed Concrete: Various sizes — (bulk & bagged)

Top Soil: Regular, shredded and screened concrete blocks, cement, mortar, gravel and grit

Note: Pick-up by the Town Highway trucks to be within a 15 mile distance.

Information for bidders and specifications may be obtained from the office of Alfred F. Wnek, Supt. of Highways at his office located at 3145 Union Road, Cheektowaga, New York, proposals must be enclosed and sealed in an opaque envelope plainly marked "Seasonal Bid for Seasonal Road Materials for the Town of Cheektowaga Highway Department."

Non-collusion forms must be signed and submitted with each bid, although the Supt. of Highways may reject any or all bids submitted.

RICHARD M. MOLESKI

Town Clerk

DATED: March 5, 1984

PUBLISH: March 8, 1984

Item No. 6 Request Erie County Executive and Erie County Legislature to secure funds to complete Erie County Real Property Information System Project.
This item was withdrawn.

Item No. 7 Motion by Councilman Johnson, seconded by Councilman Gabryszak

WHEREAS, there is need for obtaining technical services that may not be included within the scope of any on-going project, AND

WHEREAS, said services are essential in helping coordinate the development of drainage systems, sanitary sewer systems and open areas, AND

WHEREAS, Nussbaumer & Clarke, Inc. has been found to be qualified to perform such services, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor is authorized and directed to sign an agreement with Nussbaumer & Clarke, Inc., as submitted to the Town Engineer with their letter of March 1, 1984, whereby said firm will perform said services at the per diem rates listed in said agreement, AND, BE IT FURTHER

RESOLVED, that the scope of said services shall be specified by the Town Engineer, AND, BE IT FURTHER

RESOLVED, that the Town Engineer is authorized to sign a Work Authorization Form specifying the scope and cost of each project conducted under said agreement.

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: Supervisor Weber

Item No. 8 Motion by Councilman Johnson, seconded by Councilman Gabryszak

WHEREAS, the Master Plan of Library Service for the Town of Cheektowaga formulated in the early 1960's planned the building of five libraries in the Town, and

WHEREAS, presently there are only three libraries in the Town, all of which are in an area to the west of Union Road, and

WHEREAS, the County of Erie is unable to provide funding for a full service library facility in the area south of Genesee Street, east of Union Road, to Transit, and north of Broadway, that would otherwise have been served by a previously designated library site at Dick Road and North Creek Drive, and

WHEREAS, this area is of sufficient size and density as to justify some type of library service, and

WHEREAS, Store Front Libraries appear to be a cost-effective alternative to full service libraries, NOW, THEREFORE, BE IT

RESOLVED, that Edward Kieczkowski, Director of the Cheektowaga Libraries, be and hereby is requested to study the feasibility of locating a Store Front Library in the general Dick Road-North Creek Drive area and submit a written report to the Board addressing the following concerns:

1. Site and size of facility
2. Population to be served
3. Annual costs to be borne by the Town of Cheektowaga
4. Expected hours of service
5. Expected usage.

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: Supervisor Weber

Item No. 9 Motion by Councilman Jaworowicz, seconded by Councilman Johnson

WHEREAS, Arthur J. Caprio, Registered Professional Reporter, has performed court reporting duties for the Town Board and the Town Zoning Board of Appeals since 1970, and

WHEREAS, the services performed by Mr. Caprio has proved to be exemplary and expedient, and

WHEREAS, this Board wishes to continue to use the services of Mr. Caprio for Town Board meetings and meetings of the Town Zoning Board of Appeals, NOW, THEREFORE, BE IT

RESOLVED, that Arthur J. Caprio, 1036 ellicott Square Building, Buffalo, New York 14203 be and hereby is retained by the Town for court reporting duties for the Town Board and the Town Zoning Board of Appeals, and BE IT FURTHER

RESOLVED, that Arthur J. Caprio be compensated by the Town for the afore-said services at the rate of \$50.00 per appearance plus \$7.00 per page.

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: Supervisor Weber

Item No. 10 Motion by Councilman Kowal, seconded by Councilman J. V. Rogowski

WHEREAS, a permanent job opening for Clerk-Typist exists in the Cheektowaga Police Department, AND

WHEREAS, said job opening was properly posted in accordance with the bargaining agreement presently in effect between the Town of Cheektowaga and the Cheektowaga Employees' Association, NOW, THEREFORE, BE IT

RESOLVED, that Bernadette Zubek of 351 Terrace Boulevard, Depew, New York 14043, presently employed as a Clerk-Typist in the Justice Department be and hereby is transferred to the Police Department at her present salary, effective immediately.

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: Supervisor Weber

Item No. 11 Motion by Councilman Kowal, seconded by Councilman Gabryszak

WHEREAS, a position was created for a full time clerk-typist in the Justice Department for Deborah K. Kozell of Depew, New York, hours being 2:00 pm to 9:30 pm, Monday through Friday, said appointment being effective February 23, 1984, and

WHEREAS, a letter of resignation in writing was received by the Justice Department from Deborah K. Kozell on February 27, 1984, NOW, THEREFORE, BE IT

RESOLVED that Deborah K. Kozell be and hereby is terminated as Clerk-Typist in the Justice Department.

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: Supervisor Weber

Item No. 12 Motion by Councilman Kowal, seconded by Councilman Gabryszak

WHEREAS, a vacancy exists in the Justice Department for the position of Clerk-Typist, hours being 2:00 pm to 9:30 pm, Monday through Friday, and

WHEREAS, Nancy M. Scarafia of _____, Cheektowaga, New York appears on the current list of eligibles from the Erie County Department of Personnel as a result of a recent Clerk-Typist examination, NOW, THEREFORE, BE IT

RESOLVED that Nancy M. Scarafia having bid on the above position, be and hereby is appointed to the position of Clerk-Typist in the Justice Department, at a salary in accordance with the bargaining agreement between the Town of Cheektowaga and the Cheektowaga Employees Association; said appointment being effective March 6, 1984.

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: Supervisor Weber

Item No. 13 Motion by Councilman Kowal, seconded by Councilman Jaworowicz

WHEREAS, the need exists in the Town Clerk's Office for the promotional position of "Senior Clerk-Typist", AND

WHEREAS, the necessary PO-17 forms have been sent to the Erie County Department of Personnel, and upon review and consideration will be approved for the creation of this position, NOW, THEREFORE, BE IT

RESOLVED, that the promotional position of "Senior Clerk-Typist" in the Town Clerk's Office be and hereby is created, AND, BE IT FURTHER

RESOLVED, that in accordance with the agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, this new position be posted for a period of ten days.

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: Supervisor Weber

Item No. 14 Motion by Councilman Kowal, seconded by Councilman Gabryszak

WHEREAS, there appears to be a need for a part-time filing Court Clerk in the Justice Department, and, NOW, THEREFORE BE IT

RESOLVED that Cheryl Wasielewski residing at _____ Depew, New York, be and hereby is hired as a part-time filing court clerk in the Justice Department on an as needed basis, at a rate of \$3.10 per hour. Such person shall not work more than twenty (20) hours per week; said appointment being effective March 6, 1984.

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: Supervisor Weber

Item No. 15a Motion by Councilman W. P. Rogowski, seconded by Councilman Gabryszak

BE IT RESOLVED that the following individual be and hereby is terminated as a Seasonal Employee in the Department of Senior Services effective March 2, 1984:

Patricia Ann Wnek

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal
and Gabryszak
NAYES: 0
ABSENT: Supervisor Weber

Item No. 15b Motion by Councilman Johnson, seconded by Councilman W. P. Rogowski

BE IT RESOLVED that the following individuals be and hereby are terminated as Seasonal Employees in the Sewer Maintenance Department effective March 16, 1984:

Mark Bessing

Robert Latshaw

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal
and Gabryszak
NAYES: 0
ABSENT: Supervisor Weber

Item No. 16a Motion by Councilman W. P. Rogowski, seconded by Councilman Kowal

RESOLVED that Pamela Wiacek of Cheektowaga, NY,
is hereby hired in the Cheektowaga Facilities Department, Parks Division as a Seasonal
Clerk @ \$3.75 per hr. effective 3/12/84, AND BE IT FURTHER

RESOLVED that funds for said action are available in Account
#01-007110-1-0-1391-001.

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal
and Gabryszak
NAYES: 0
ABSENT: Supervisor Weber

Item No. 16b Motion by Councilman W. P. Rogowski, seconded by Councilman Kowal

BE IT RESOLVED that the following be and hereby are hired as Seasonal
Employees in the Departments as listed at a rate of \$3.10 per hour:

SEWER TREATMENT PLANT #5

James P. Kazmierczak
(effective immediately)

FACILITIES DEPARTMENT

Josephine Ratajczak
(effective 3/5/84)

Item No. 16b Cont'd.

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: Supervisor Weber

Item No. 17 Motion by Councilman Jaworowicz, seconded by Councilman Johnson

WHEREAS, by resolution dated January 16, 1984, this Town Board requested the Director of the Cheektowaga Libraries to prepare a report explaining the feasibility of opening a Store Front Library in the French Road-Southline area, and

WHEREAS, such report has been completed and this Board is in receipt of same, and

WHEREAS, such report concludes that the French Road-Southline area is sufficiently populated to warrant direct library service, and

WHEREAS, there is a store front available on Kelly Drive at French Road for use as a store front library, and

WHEREAS, the County of Erie has given the Cheektowaga Library a \$15,000.00 commitment for books for 1984 should a Store Front Library be opened this year, and

WHEREAS, this Board wishes to establish a Store Front Library in the aforesaid location at Kelly Drive and French Road, NOW, THEREFORE, BE IT

RESOLVED, that \$14,000.00 be transferred to the 1984 Town Library Budget (Department No. 7410) and that such appropriation be charged to the General Account, and, BE IT FURTHER

RESOLVED, that the funds transferred pursuant to the aforesaid transfer be used to establish and operate the Store Front Library at Kelly Drive and French Road.

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: Supervisor Weber

Item No. 18 Motion by Councilmen Johnson, seconded by Councilman W. P. Rogowski

BE IT RESOLVED that the following vouchers and warrants submitted to the Town of Cheektowaga prior to March 5th, 1984 are hereby approved and the Supervisor is ordered to pay said warrants.

FUND	AMOUNT
GENERAL FUND	\$ 48,548.23
SPECIAL DISTRICTS FUND	51,992.83
HIGHWAY FUND	24,584.02
FEDERAL REVENUE SHARING FUND	28,600.00
TRUST AND AGENCY FUND	116.27
PART TOWN FUND	49.39
HUD-CDBG FUND	4,936.97
CAPITAL FUND	8,844.19
	<u>\$ 167,672.40</u>

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: Supervisor Weber

II. DEPARTMENTAL COMMUNICATIONS

Item No. 19 Building Permits.
Received and filed.

III. GENERAL COMMUNICATIONS

Item No. 20 Resolutions from Towns of Brant, Lancaster & Concord regarding the completion of Erie County Real Property Information System Project. These resolutions were received and filed.

Item No. 21 Summons & Complaint: Motors Insurance Corporation and Josephine Kupiec vs. Town of Cheektowaga.
Copies of this Summons were sent to: Daniel E. Weber, Supervisor, James Kirisits, Town Attorney; E. T. Clauss & Co., Town's Insurance Carrier; and Thomas M. Johnson, Councilman.
Received and filed.

Item No. 22a Notice of Claim: Anthony Bylewski vs. Town of Cheektowaga.
Copies of this Notice were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Joseph Naples, Inc., Town's Insurance Carrier; Thomas Johnson, Councilman and Alfred Wnek, Highway Superintendent.
Received and filed.

Item No. 22b Notice of Claim: Richard J. Helda vs. Town of Cheektowaga.
Copies of this Notice were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Joseph Naples, Inc., Town's Insurance Carrier; Thomas Johnson, Councilman and Alfred Wnek, Highway Superintendent.
Received and filed.

Item No. 22c Notice of Claim : Anthony J. Menno vs. Town of Cheektowaga.
Copies of this Notice were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Joseph Naples, Inc., Town's Insurance Carrier; Thomas Johnson, Councilman and Alfred Wnek, Highway Superintendent.
Received and filed.

Item No. 22d Notice of Claim: Bronislaus Orlikowski vs. Town of Cheektowaga.
Copies of this Notice were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; E. T. Clauss & Co., Inc., Town's Insurance Carrier; Thomas Johnson, Councilman and Alfred Wnek, Highway Superintendent.
Received and filed.

Item No. 22e Notice of Claim: Edward Hamilton vs. Town of Cheektowaga.
Copies of this Notice were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Joseph Naples, Inc., Town's Insurance Carrier; Thomas Johnson, Councilman and Alfred Wnek, Highway Superintendent.
Received and filed.

Item No. 22f Notice of Claim: Christina Grubka vs. Town of Cheektowaga.
Copies of this Notice were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Joseph Naples, Inc., Town's Insurance Carrier; Thomas Johnson, Councilman and Alfred Wnek, Highway Superintendent.
Received and filed.

Item No. 22g Notice of Claim: Tom Truax vs. Town of Cheektowaga.
Copies of this Notice were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Joseph Naples, Inc., Town's Insurance Carrier; Thomas Johnson, Councilman and Alfred Wnek, Highway Superintendent.
Received and filed.

Item No. 22h Notice of Claim: Sue Stenger vs. Town of Cheektowaga.
Copies of this Notice were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Joseph Naples, Inc., Town's Insurance Carrier; Thomas Johnson, Councilman and Alfred Wnek, Highway Superintendent.
Received and filed.

Item No. 22i Notice of Claim: Dolores Adams vs. Town of Cheektowaga.
Copies of this Notice were sent to: Daniel e. Weber, Supervisor; James Kirisits, Town Attorney; E. T. Clauss & Co., Inc., Town's Insurance Carrier; Thomas Johnson, Councilman.
received and filed.

* * * * *

Motion by Councilman J. V. Rogowski, seconded by Councilman Kowal to suspend the rules to include the following three items:

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: Supervisor Weber

* * * * *

IV. SUSPENSION OF RULES

Item No. 23 Award of Bid for moving of Election Machines

Motion by Councilman Jaworowicz, seconded by Councilman W. P. Rogowski

WHEREAS, bids were duly received at a public bid opening held on March 5, 1984 for the moving of election machines to and from various locations in the Town for the year of 1984 as a result of advertisement, AND

WHEREAS, such bids were referred to the Town Engineer for analysis, tabulation and report, which said analysis, tabulation and report is attached hereto and made a part hereof, NOW, THEREFORE, BE IT

RESOLVED, that the bid for the moving of election machines to and from various locations in the Town be awarded to P.J. Garvey Carting and Storage, Inc., 465 Cornwall Avenue, Buffalo, New York 14215 for their submission of the lowest bid of \$8,397.00 meeting the requirements of the specifications.

*SEE NEXT PAGE FOR LETTER FROM TOWN ENGINEER CONTAINING ANALYSIS, TABULATION AND REPORT.



Town of Cheektowaga

TOWN HALL - BROADWAY AND UNION ROAD - CHEEKTOWAGA, NEW YORK 14227

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-686-3448

March 5, 1984

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Bid for Moving
Election Machines
for Year of 1984

Gentlemen:

At a public bid opening on March 5, 1984 bids were received and publicly opened for moving election machines to and from various locations in the Town of Cheektowaga. Two (2) bids were received as follows:

<u>BIDDER</u>	<u>BID PRICE (ONE MOVE)</u>	<u>TOTAL BID (THREE MOVES)</u>
P.J. Garvey Carting and Storage, Inc.	\$2,799.00	\$8,397.00
Good & Fair	\$3,360.00	\$10,080.00

It is, therefore, recommended that the bid be awarded to P.J. Garvey Carting & Storage, Inc., 465 Cornwall Avenue, Buffalo, New York 14215 for submitting the lowest total bid of \$8,397.00 meeting the requirements of the specifications.

Very truly yours,

TOWN OF CHEEKTOWAGA

Allan B. Blachowski
Sr. Engineer Assistant

ABB:dms

Item No. 23 Cont'd.

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: Supervisor Weber

Item No. 24 Memorialize Erie County to increase reimbursement to Town for each alcohol-related matter handled by Town Justice Court.

Motion by Councilman Johnson, seconded by Councilman Gabryszak

WHEREAS, the County of Erie, pursuant to State Law, has created a Special Traffic Options Program for Driving While Intoxicated (STOP-DWI), and

WHEREAS, the Town of Cheektowaga, in 1982 and 1983, entered into Agreements with the County of Erie under the STOP-DWI Program, wherein the Town received \$10.00 per matter for each alcohol-related case handled by the Town Justice Court, and

WHEREAS, the County has or is about to submit its proposed STOP-DWI program and payment schedule to the State Commissioner of Motor Vehicles for his approval, and

WHEREAS, the Town Justices feel that the amount of reimbursement to the Town for the services of the Town Justice Court under future STOP-DWI Agreements should be increased to \$15.00 per alcohol-related matter, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby memorializes the County of Erie, in its 1984 and subsequent STOP-DWI programs, to establish \$15.00 as the amount of reimbursement to the Town for each alcohol-related matter handled by the Town Justice Court, and BE IT FURTHER

RESOLVED, that all towns and villages in the County of Erie which have entered into STOP-DWI Agreements with the County be and hereby are requested to join the Town of Cheektowaga in its aforesaid request to the County, and BE IT FURTHER

RESOLVED, that certified copies of this resolution be forwarded to the County Legislature, the County Office of Criminal Justice Planning, and to all towns and villages in the County of Erie.

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: Supervisor Weber

Item No. 25 Authorization for Supervisor to sign loan agreement regarding Community Development Housing Rehabilitation Loan Funds.

Motion by Councilman Johnson, seconded by Councilman Gabryszak

WHEREAS, the Town of Cheektowaga has received Community Development Block Grant funds from the Department of Housing and Urban Development, AND

WHEREAS, application for said funds includes provisions for a Housing Rehabilitation Loan Program which provides direct housing rehabilitation loans to eligible Town homeowners, AND

WHEREAS, Town Housing Rehabilitation is an eligible activity under the Community Development Block Grant Program, AND

Item No. 25 Cont'd.

WHEREAS, the Town Community Development Director has received application(s) for assistance under said program and has determined that the owner(s) of the property listed below are eligible for participation in said loan program, NOW, THEREFORE, BE IT

RESOLVED, that Community Development Housing Rehabilitation Loan funds, in the amount listed below, be approved for the owner(s) of the property listed below:

53 Hyland, Depew - \$697.93

AND,

BE IT FURTHER RESOLVED that the Supervisor of the Town of Cheektowaga be and hereby is authorized to sign a Loan Agreement with the owner(s) of the above listed property and any and all other necessary and related documents on behalf of the Town, AND

BE IT FURTHER RESOLVED that the Supervisor be and hereby is authorized to sign checks, prior to Town Board Warrant List approval, necessary for the timely disbursement of said loan funds, provided that the rehabilitation work to be performed has been carried out to the satisfaction of the Town Housing Inspector and that all program regulations have been complied with to the satisfaction of the Town Community Development Director.

Upon roll call.....

AYES: Councilmen Johnson, W. P. Rogowski, J. V. Rogowski, Jaworowicz, Kowal
and Gabryszak
NAYES: 0
ABSENT: Supervisor Weber

Item No. 26 Motion by Councilman Jaworowicz, seconded by Councilman Kowal to adjourn the meeting in memory of William S. Szymanski, Father of Town Employees Sandra Metros and Sharon Styborski, brother-in-law of Supervisor Daniel E. Weber, and also in memory of Raymond Sunday, husband of Town Employee Sophie Sunday.

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P U B L I C H E A R I N G S
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2	Amend to T.O. Art. VIII Stop & Yield Int. (Huth Rd.); Art. X-PSS (Wilshire Rd.)	1
3	Amend to Air Guns & Rifles Ord. (Ord. #25A)	2
4	Proposed enactment of Local Law #1 of the 1984 entitled "A Local Law re: Exemption from Real Property Taxes of Particular Improvements to property owned by Certain Physically Disabled Persons."	2
	<u>Meeting No. 7 April 2, 1984</u>	
2	Amend to T.O. Art. X: PSS - Maryvale Drive	1
3	Amend to Parks Ord. (Ord. #38): Sec. 14a	2
	<u>Meeting No. 8 Arpil 16, 1984</u>	
2	Enactment of proposed Sewer Use Ordinance	1

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 R E S O L U T I O N S
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5b	Decision on Special Use Permit - 991 Aero Drive	5-6
5c	Decision on Special Use Permit - 3833 Broadway	7-8
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5e	Decision on Rezoning - 65 Concord Drive	8-9
5f	Rezoning-SW corner of French Rd.&Garden Village Dr.	10-11
5g	Decision Special Use Permit SW corner French Rd.&Garden V.Dr.	12-13
5h	Decision on Special Use Permit 2335 Genesee Street	14-15
5i	Decision on Rezoning - 2912 William Street	15-17
5j	Decision on Special Use Permit - 2912 William Street	18-19
6a	Call for Public Hearing re: amend to T.O. Art.X PSS Maryvale	20-21
6b	Call for Public Hearing re: amend to Parks Ord. #38 Sec.14a	21-22
6c	Call for Public Hearing re: Enactment of Sewer-Use Ord.	22-23
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8	Request donations for Smoke Detectors for Needy Program and transfer of funds regarding same	25
9	Authorization to forward invoice to City St. Sanitation Comm. re: clearing of city streets during recent snowstorm	25-27
10	Authorization for Topsoil Removal Permit	27-28
11	Appointment to position of "Housing Inspector"	28
12	Maternity leave of absence for Clerk-Steno in Youth Bureau	28
13	Set salary of part-time Dog Control Officer	28-29
14a	Termination of seasonal employees - Facilities Department	29
14b	Termination of seasonal employees - Sanitation Department	29
14c	Termination of seasonal employees - Police Department	29
15	Hiring of seasonal employees in Various Departments	30
16	Change Order - Beach Rd. Drainage Improvements Proj.-Phase III	30-31
17	Authorization for NYS Elec. & Gas to remove lamps & poles on Como Pk.Blvd. between Indian Rd. & Wyndmoor Ct.	31-32
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* * * * *
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S U S P E N S I O N O F R U L E S

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Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on 19th day of March, 1984 at 7:00 o'clock P.M., Eastern Standard Time, there were:

PRESENT: Supervisor Daniel E. Weber
Councilman Thomas M. Johnson, Jr.
Councilman William P. Rogowski
Councilman John V. Rogowski
Councilman Patricia A. Jaworowicz
Councilman Christopher J. Kowal
Councilman Dennis H. Gabryszak

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Ron Marten, Building and Plumbing Inspector; Mike Miecznikowski, Recreation Director; Barney Wojtkowiak, Deputy Supervisor; Chester Bryan, Town Engineer; Julia Reinstein, Town Historian; Jerry Gabryszak, Community Development Director; Pat Wojcik, Recreation Supervisor, Senior Citizens; Theodore DeFedericis, Chief of Police.

I. PUBLIC HEARINGS

Item No. 2 This being the time and place advertised for a public hearing to consider the advisability of adopting an amendment to the Traffic Ordinance of the said Town of Cheektowaga, which was adopted on July 17, 1967, hereinafter more particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor such proof was duly filed. Said proposed amendment being as follows:

* * * * *

ARTICLE VIII

Stop and Yield Intersections

<u>Street</u>	<u>Direction</u>	<u>Entrance Street</u>	<u>Traffic Stops</u>	<u>Sign Location</u>
HUTH ROAD	East-West	ONTARIO DRIVE	Southbound	N.W. Corner

ARTICLE X

Parking, Standing and Stopping

Section 102. Parking prohibited in designated locations shall be amended by adding thereto the following:

B. No Parking Anytime

WILSHIRE ROAD	West side	from the north curbline of Cleveland Drive to a point 115+ feet north of the north curbline of Cleveland Drive
---------------	-----------	--

* * * * *

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. Comments were heard, after which the Supervisor declared the hearing closed; decision was reserved.

Item No. 3 This being the time and place advertised for a public hearing to consider the advisability of adopting an amendment to the Air Guns and Rifles Ordinance (Ordinance No. 25 A) of the said Town of Cheektowaga, hereinafter more particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor such proof was duly filed. Said proposed amendment being as follows:

* * * * *

1. RESOLVED that Paragraph number one, which relates to the unlawful discharge of certain weapons within the Town of Cheektowaga, shall be amended by substituting the words "rifle, shotgun or any other firearm" in place of the words "or any rifle".

* * * * *

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. Comments were heard, after which the Supervisor declared the hearing closed; decision was reserved.

Item No. 4 This being the time and place advertised for a public hearing to consider and discuss and, if need be, act upon the proposed enactment of Local Law No. 1 of the year 1984, entitled "A Local Law Relating to the Exemption from Real Property Taxes of Particular Improvements to Property Owned by Certain Physically Disabled Persons", hereinafter more particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor such proof was duly filed. Local Law No. 1 of the Year 1984 shall read as follows:

Town of Cheektowaga

Local Law No. 1 of the Year 1984

A local law relating to the exemption from real property taxes of particular improvements to property owned by certain physically disabled persons

Be it enacted by the Town Board of the Town of Cheektowaga as follows:

Section 1. The purpose of this local law is to exempt from real property taxes particular improvements to property owned by certain physically disabled persons, as authorized by section four hundred fifty-nine of the Real Property Tax Law.

Section 2. An improvement to any real property used solely for residential purposes as a one, two or three family residence shall be exempt from taxation to the extent of any increase in value attributable to such improvement if such improvement is used for the purpose of facilitating and accommodating the use and accessibility of such real property by (a) a resident owner of the real property who is physically disabled, or (b) a member of the resident owner's household who is physically disabled, if such member resides in the real property.

Section 3. Any such real property tax exemption will apply to improvements constructed prior to the effective date of this local law.

Section 4. This local law shall apply to assessment rolls prepared on the basis of taxable status dates occurring on or after June 1, 1984.

Section 5. This local law shall take effect immediately upon its filing with the Secretary of State

* * * * *

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. Comments were heard, after which the Supervisor declared the hearing closed; decision was reserved.

II. RESOLUTIONS

Item No. 5a Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogoski

WHEREAS, Santo S. Scrufari, owner of Spectrum Enterprises, has petitioned for the rezoning from M1-Light Manufacturing District to M2-General Manufacturing District of property owned by him and located at 991 Aero Drive, Cheektowaga, New York, which property is more particularly described in the attached legal description, and

WHEREAS, a public hearing on such petition was held before this Town Board on the 6th day of September, 1983 at 6:30 o'clock P.M., after publication and service of the notices required by the provisions of the Zoning Ordinance and the Town Law; and all interested parties were given an opportunity to be heard at such hearing, and

WHEREAS, the Cheektowaga Planning Board has reviewed said application and has recommended approval subject to the applicant abiding by Section 10-10 of the Zoning Ordinance of the Town of Cheektowaga, and

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga, pursuant to the "Environmental Impact Review Ordinance of the Town of Cheektowaga," has also duly considered the application for the aforementioned rezoning and has rendered a determination that such rezoning will not have a significant effect on the environment.

NOW, THEREFORE, BE IT RESOLVED that the application of Santo S. Scrufari for the rezoning from M1-Light Manufacturing District to M2-General Manufacturing District of the property specified in the attached legal description be and the same is hereby granted, subject to the aforesaid condition recommended by the Cheektowaga Planning Board, and

BE IT FURTHER RESOLVED that the Zoning Map and Ordinance be amended in accordance with the above.

* See next page for legal description.

metes and bounds

Hodgson, Russ, Andrews, Woods and Goodyear, Attorneys at Law

174.47 X 460 Aero Drive, Cheektowaga

August 17, 1971

Parcel "A": All that plot of land situated in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 80, Township 11, Range 7 of the Holland Land Company's survey, bounded and described as follows:

Beginning at a point in the southerly line of Aero Drive distant 74.47 feet westerly from the westerly line of lands of the Niagara Mohawk Power Corporation as measured along said southerly line of Aero Drive; thence running southerly and parallel to the lands of the Niagara Mohawk Power Corporation 300 feet to a point; thence southwesterly and parallel to the southerly line of Aero Drive 100 feet to a point; thence northerly and parallel to said line of the Niagara Mohawk Power Corporation 300 feet to the southerly line of Aero Drive; thence northeasterly along said southerly line of Aero Drive to the point of beginning.

Parcel "B": All that plot of land situated in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 80, Township 11, Range 7 of the Holland Land Company's survey, bounded and described as follows:

Commencing at a point in the southerly line of Aero Drive distant 340 feet easterly from the westerly line of Lot No. 80 and measured along said line of Aero Drive said point of beginning being also the northwest corner of lands conveyed to Eugene Borowicz and Frances Borowicz by deed recorded in Erie County Clerk's Office in Liber 7375 of Deeds page 49; thence southerly parallel with the west line of Lot No. 80 and along the east line of lands so deeded to Borowicz 300 feet to the southeast corner thereof; thence westerly parallel to the south line of Aero Drive and along the southerly line of Borowicz 100 feet; thence southerly parallel with the west line of Lot No. 80 117.52 feet; thence easterly at right angles to last mentioned line 169.22 feet to the west line of lands of Niagara Mohawk Power Corporation and thence northerly along the lands of said Niagara Mohawk Power Corporation 460 feet to the southerly line of Aero Drive and thence westerly along the southerly line of Aero Drive 74.47 feet to the place of beginning.

"A"	Abstract Title	82511	Dec. 12, 1969	12-16-69
"B"	Abstract Title	80594	Dec. 12, 1969	10-2-69

Krehbiel-Guay No. 48140, house located Nov. 19, 1969

None

Item No. 5a cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

.....*Ann L. Miko*....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*clerk*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks:
first publication.....*March 23, 1984*.....;
last publication.....*March 23, 1984*.....;
and that no more than six days intervened be-
tween publications.

.....*Ann L. Miko*.....

Sworn to before me this *23rd*.....

day of *March*....., 19*84*.....

.....*Dorothy J. Turner*.....

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19*85*

**LEGAL NOTICE
EXTRACTS FROM MINUTES
OF CHEEKTOWAGA
TOWN BOARD**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 19th day of March, 1984 at 7:00 o'clock p.m. Eastern Standard Time there were:

PRESENT:

Supervisor:

Daniel E. Weber

Councilmen:

Thomas M. Johnson, Jr.

William P. Rogowski

John V. Rogowski

Patricia A. Jaworowicz

Christopher J. Kowal

Dennis H. Gabryszak

ABSENT: 0

Motion by Councilman Jaworowicz

Seconded by Councilman John V. Rogowski

WHEREAS, Santo S. Scrufari, owner of Spectrum Enterprises, has petitioned for the rezoning from M1-Light Manufacturing District to M2-General Manufacturing District of property owned by him and located at 991 Aero Drive, Cheektowaga, New York, which property is more particularly described in the attached legal description, and

WHEREAS, a public hearing on such petition was held before this Cheektowaga Town Board on the 6th day of September, 1983, at 6:30 o'clock P.M. after publication and service of the notices required by the provisions of the Zoning Ordinance and the Town Law; and all interested parties were given an opportunity to be heard at such hearing, and

WHEREAS, the Cheektowaga Planning Board has reviewed said application and has recommended approval subject to the applicant abiding by Section 10-10 of the Zoning Ordinance of the Town of Cheektowaga, and

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga, pursuant to the "Environmental Impact Review Ordinance of the Town of Cheektowaga," has also duly considered the application for the aforementioned rezoning, and has rendered a determination that such rezoning will not have a significant effect on the environment.

NOW, THEREFORE, BE IT RESOLVED that the application of Santo S. Scrufari for the rezoning from M1-Light Manufacturing District to M2-General Manufacturing District of the property specified in the attached legal description be and the same is hereby granted, subject to the aforesaid condition recommended by the Cheektowaga Planning Board, and

BE IT FURTHER RESOLVED that the Zoning Map and Ordinance be amended in accordance with the above.

Parcel "A": All that plot of land situated in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 80, Township 11, Range 7 of the Holland Land Company's survey, bounded and described as follows:

Beginning at a point in the southerly line of Aero Drive distant 74.47 feet westerly from the westerly line of lands of the Niagara Mohawk Power Corporation as measured along said southerly line of Aero Drive; thence running southerly and parallel to the lands of the Niagara Mohawk Power Corporation 300 feet to a point; thence southwesterly and parallel to the southerly line of Aero Drive 100 feet to a point; thence northerly and parallel to said line of the Niagara Mohawk Power Corporation 300 feet to the southerly line of Aero Drive; thence northeasterly along said southerly line of Aero Drive to the point of beginning.

Parcel "B": All that plot of land situated in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 80, Township 11, Range 7 of the Holland Land Company's survey, bounded and described as follows:

Commencing at a point in the southerly line of Aero Drive distant 340 feet easterly from the westerly line of Lot No. 80 and measured along said line of Aero Drive said point of beginning being also the

northwest corner of lands conveyed to Eugene Borowicz and Frances Borowicz by deed recorded in Erie County Clerk's Office in Liber 7375 of Deeds page 49; thence southerly parallel with the west line of Lot No. 80 and along the east line of lands so deeded to Borowicz 300 feet to the southeast corner thereof; thence westerly parallel to the south line of Aero Drive and along the southerly line of Borowicz 100 feet; thence southerly parallel with the west line of Lot No. 80 117.52 feet; thence easterly at right angles to last mentioned line 169.22 feet to the west line of lands of Niagara Mohawk Power Corporation and thence northerly along the lands of said Niagara Mohawk Power Corporation 460 feet to the southerly line of Aero Drive and thence westerly along the southerly line of Aero Drive 74.47 feet to the place of beginning. Upon roll call...

Supervisor:

Weber

Voting AYE

Councilmen:

Johnson

Voting AYE

W.P. Rogowski

Voting AYE

J.V. Rogowski

Voting AYE

Jaworowicz

Voting AYE

Kowal

Voting AYE

Gabryszak

Voting AYE

AYES: 7

NAYES: 0

ABSENT: 0

STATE OF NEW YORK)

COUNTY OF ERIE)

I, RICHARD M. MOLESKI, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on March 19, 1984, and minutes of said meeting have been duly recorded in the Minute Book by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at item No. 5a, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 19th day of March, 1984.

RICHARD M. MOLESKI

Town Clerk

PUBLISH: March 22, 1984

No. 7

No. 8

No. 9

Item No. 5b Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, Santo S. Scrufari, owner of Spectrum Enterprises, has applied for a Special Permit for a warehouse, office building and automotive/truck repairs on property located at 991 Aero Drive, Cheektowaga, New York pursuant to Sections 6-01 and 6-02 of the Zoning Ordinance of the Town of Cheektowaga; said property being further described in the attached copy of the legal description thereto, and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on the 6th day of September, 1983 at 6:30 o'clock P.M. of said day for the purpose of considering said application for a Special Permit, after publication and service of the notices required by the provisions of the Zoning Ordinance and the Town Law; and all interested parties were given an opportunity to be heard at such hearing, and

WHEREAS, the Cheektowaga Planning Board has recommended approval of the Special Permit, subject to the condition that Section 10-10 of the Zoning Ordinance of the Town of Cheektowaga be complied with, and

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga, pursuant to the "Environmental Impact Review Ordinance of the Town of Cheektowaga," has also duly considered the application for the Special Permit for the above-referenced property located at 991 Aero Drive, and has rendered a determination that the Special Permit will not have a significant effect on the environment.

NOW, THEREFORE, BE IT RESOLVED that said Special Use Permit be and hereby is granted subject to the above-noted condition as recommended by the Cheektowaga Planning Board.

* See next page for legal description

metes and bounds

Hodgson, Russ, Andrews, Woods and Goodyear, Attorneys at Law

174.47 X 460 Aero Drive, Cheektowaga

August 17, 1971

Parcel "A": All that plot of land situated in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 80, Township 11, Range 7 of the Holland Land Company's survey, bounded and described as follows:

Beginning at a point in the southerly line of Aero Drive distant 74.47 feet westerly from the westerly line of lands of the Niagara Mohawk Power Corporation as measured along said southerly line of Aero Drive; thence running southerly and parallel to the lands of the Niagara Mohawk Power Corporation 300 feet to a point; thence southwesterly and parallel to the southerly line of Aero Drive 100 feet to a point; thence northerly and parallel to said line of the Niagara Mohawk Power Corporation 300 feet to the southerly line of Aero Drive; thence northeasterly along said southerly line of Aero Drive to the point of beginning.

Parcel "B": All that plot of land situated in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 80, Township 11, Range 7 of the Holland Land Company's survey, bounded and described as follows:

Commencing at a point in the southerly line of Aero Drive distant 340 feet easterly from the westerly line of Lot No. 80 and measured along said line of Aero Drive said point of beginning being also the northwest corner of lands conveyed to Eugene Borowicz and Frances Borowicz by deed recorded in Erie County Clerk's Office in Liber 7375 of Deeds page 49; thence southerly parallel with the west line of Lot No. 80 and along the east line of lands so deeded to Borowicz 300 feet to the southeast corner thereof; thence westerly parallel to the south line of Aero Drive and along the southerly line of Borowicz 100 feet; thence southerly parallel with the west line of Lot No. 80 117.52 feet; thence easterly at right angles to last mentioned line 169.22 feet to the west line of lands of Niagara Mohawk Power Corporation and thence northerly along the lands of said Niagara Mohawk Power Corporation 460 feet to the southerly line of Aero Drive and thence westerly along the southerly line of Aero Drive 74.47 feet to the place of beginning.

"A"	Abstract Title	82511	Dec. 12, 1969	12-16-69
"B"	Abstract Title	80594	Dec. 12, 1969	10-2-69

Krehbiel-Guay No. 48140, house located Nov. 19, 1969

None

Item No. 5b cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

.....*Anna E. Miller*....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*Editor*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks;
first publication.....*March 22, 1984*.....;
last publication.....*March 22, 1984*.....;
and that no more than six days intervened be-
tween publications.

.....*Anna E. Miller*.....

Sworn to before me this *23rd*

day of *March*, 19*84*..

.....*Dorothy J. Turner*.....

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19*85*

**LEGAL NOTICE
EXTRACTS FROM MINUTES
OF CHEEKTOWAGA
TOWN BOARD**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 19th day of March, 1984 at 7:00 o'clock p.m. Eastern Standard Time there were:

PRESENT:

Supervisor:

Daniel E. Weber

Councilmen:

Thomas M. Johnson, Jr.

William P. Rogowski

John V. Rogowski

Patricia A. Jaworowicz

Christopher J. Kowal

Dennis H. Gabryszak

ABSENT: 0

Motion by Councilman Jaworowicz

Seconded by Councilman John V. Rogowski

WHEREAS, Santo S. Scufari, owner of Spectrum Enterprises, has applied for a Special Permit for a warehouse, office building and automotive/truck repairs on property located at 991 Aero Drive, Cheektowaga, New York pursuant to Sections 6-01 and 6-02 of the Zoning Ordinance of the Town of Cheektowaga; said property being further described in the attached copy of the legal description thereto, and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on the 6th day of September, 1983, at 6:30 o'clock P.M. of said day for the purpose of considering said application for Special Permit, after publication and service of the notices required by the provisions of the Zoning Ordinance and the Town Law; and all interested parties were given an opportunity to be heard at such hearing, and

WHEREAS, the Cheektowaga Planning Board has recommended approval of the Special Permit, subject to the condition that Section 10-10 of the Zoning Ordinance of the Town of Cheektowaga be complied with, and

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga, pursuant to the "Environmental Impact Review Ordinance of the Town of Cheektowaga," has also duly considered the application for the Special Permit for the above-referenced property located at 991 Aero Drive, and has rendered a determination that the Special Permit will not have a significant effect on the environment.

NOW, THEREFORE, BE IT RESOLVED that said Special Use Permit be and hereby is granted subject to the above-noted condition as recommended by the Cheektowaga Planning Board.

Parcel "A": All that plot of land situated in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 80, Township 11, Range 7 of the Holland Land Company's survey, bounded and described as follows:

beginning at a point in the southerly line of Aero Drive distant 74.47 feet westerly from the westerly line of lands of the Niagara Mohawk Power Corporation as measured along said southerly line of Aero Drive; thence running southerly and parallel to the lands of the Niagara Mohawk Power Corporation 300 feet to a point; thence southwesterly and parallel to the southerly line of Aero Drive 100 feet to a point; thence northerly and parallel to said line of the Niagara Mohawk Power Corporation 300 feet to the southerly line of Aero Drive; thence northeasterly along said southerly line of Aero Drive to the point of beginning.

Parcel "B": All that plot of land situated in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 80, Township 11, Range 7 of the Holland Land Company's survey, bounded and described as follows:

Commencing at a point in the southerly line of Aero Drive distant 340 feet easterly from the westerly line of Lot No. 80 and measured along said line of Aero Drive said point of beginning being also the northwest corner of lands conveyed to Eugene Borowicz and Frances Borowicz by deed recorded in Erie County Clerk's Office in Liber 7375 of Deeds page 49; thence southerly parallel with the west

line of Lot No. 80 and along the east line of lands so decided to Borowicz 300 feet to the southeast corner thereof; thence westerly parallel to the south line of Aero Drive and along the southerly line of Borowicz 100 feet; thence southerly parallel with the west line of Lot No. 80 117.52 feet; thence easterly at right angles to last mentioned line 169.22 feet to the west line of lands of Niagara Mohawk Power Corporation and thence northerly along the lands of said Niagara Mohawk Power Corporation 460 feet to the southerly line of Aero Drive and thence westerly along the southerly line of Aero Drive 74.47 feet to the place of beginning. Upon roll call...

Supervisor:

Weber

Voting AYE

Councilmen:

Johnson

Voting AYE

W.P. Rogowski

Voting AYE

J.V. Rogowski

Voting AYE

Jaworowicz

Voting AYE

Kowal

Voting AYE

Gabryszak

Voting AYE

AYES: 7

NAYES: 0

ABSENT: 0

STATE OF NEW YORK
COUNTY OF ERIE

I, RICHARD M. MOLESKI,
Town Clerk of the Town
hereinafter described, DO
HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on March 19, 1984, and minutes of said meeting have been duly recorded in the Minute Book by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at item No. 5b, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 19th day of March, 1984.

RICHARD M. MOLESKI

Town Clerk

PUBLISH: March 22, 1984

NO. 7

NO. 8

NO. 9

Item No. 5c Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, Stanley Clute has applied for a Special Permit for a public garage on property located at 3833 Broadway, Cheektowaga, New York pursuant to Section 6-01 and 6-012 of the Zoning Ordinance of the Town of Cheektowaga; said property being further described in the attached copy of the legal description thereto, and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on the 19th day of September, 1983 at 6:30 o'clock P.M. of said day for the purpose of considering said application for a Special Permit, and

WHEREAS, the Cheektowaga Planning Board has recommended denial of the Special Permit, and

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga, pursuant to the "Environmental Impact Review Ordinance of the Town of Cheektowaga," has also duly considered the application for the Special Permit for the above-referenced property located at 3833 Broadway and has rendered a determination that the Special Permit may have a significant effect on the environment and has requested the applicant to submit a Draft Environmental Impact Statement, and

WHEREAS, the applicant has not submitted the Draft Environmental Impact Statement within a reasonable time and, as such, the processing of applicant's request for a Special Permit has ceased,

NOW, THEREFORE, BE IT RESOLVED that said Special Use Permit be and hereby is denied.

* See next page for legal description.

LEGAL DESCRIPTION

FOR

3833 Broadway

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 2, Township 11, Range 7 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING, at a point 75.00 east from the intersection of the south boundary line of Old Broadway with the east boundary line of Indian Road; thence south a distance of 273.85 feet to a point; thence easterly at an angle of $73^{\circ} 30' 25''$ a distance of 78.22 feet to a point; thence north a distance of 251.64 feet to a point on the south boundary line of Old Broadway; thence west along the south boundary of Old Broadway a distance of 75.00 feet to the point or place of beginning.

Item No. 5c cont'd

Upon Roll call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 5d Decision on Rezoning - 1246 Cleveland Drive
This item was withdrawn.

Item No. 5e Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, Leo Piotrowski has petitioned for the rezoning from R-Residential District to RA-Apartment District of property owned by him and located at 65 Concord Drive, Cheektowaga, New York, which property is more particularly described in the attached legal description, and

WHEREAS, a public hearing on such petition was held before this Town Board on the 5th day of April, 1983 at 6:30 o'clock P.M., after publication and service of the notices required by the provisions of the Zoning Ordinance and the Town Law; and all interested parties were given an opportunity to be heard at such hearings, and

WHEREAS, the Cheketowaga Planning Board has reviewed said application and has recommended approval thereof subject to the conditions that the applicant comply with Section 10-10 of the Zoning Ordinance of the Town of Cheektowaga and relocate the driveway to the south side of the lot, and

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga, pursuant to the "Environmental Impact Review Ordinance of the Town of Cheektowaga," has also duly considered the application for the aforementioned rezoning, and has rendered a determination that such rezoning will not have a significant effect on the environment contingent upon proper drainage and screening of the proposed parking area,

NOW, THEREFORE, BE IT RESOLVED that the application of Leo Piotrowski for the rezoning from R-Residential District to RA-Apartment District of the property specified in the attached legal description be and the same is hereby granted, subject to the aforesaid conditions recommended by the Cheektowaga Planning Board, and the Cheektowaga Environmental Advisory Committee, and

BE IT FURTHER RESOLVED that the Zoning Map and Ordinance be amended in accordance with the above.

* See next page for legal description.

Property commonly known as 65 Concord, Cheektowaga, NY
being part of lot 36 Township 11, Range 7, map cover 1533,
known as sublots 11, 12, 13 and 14, total frontage 160'
by 170' indepth, located on the east side of Concord.

Beginning at a point on the east side of Concord 479,378 +
north of the northline of Cleveland Drive thence traveling
easterly a distance of 170' thence traveling northerly a
distance of 160', thence traveling westerly a distance of
170', thence traveling southerly a distance of 160' to the
point of beginning.

Item No. 5e cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

.....*Ann T. Mika*....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*Clerk*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for¹..... weeks;
first publication.....*March 22, 1984*.....;
last publication.....*March 22, 1984*.....;
and that no more than six days intervened be-
tween publications.

.....*Ann T. Mika*.....

Sworn to before me this *23rd*.....

day of *March*....., 19*84*.....

.....*Dorothy J. Turner*.....

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19*85*

**LEGAL NOTICE
EXTRACTS FROM MINUTES
OF CHEEKTOWAGA
TOWN BOARD**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 19th day of March, 1984 at 7:00 o'clock p.m. Eastern Standard Time there were:

PRESENT:

Supervisor:
Daniel E. Weber
Councilmen:
Thomas M. Johnson, Jr.
William P. Rogowski
John V. Rogowski
Patricia A. Jaworowicz
Christopher J. Kowal
Dennis H. Gabryszak

ABSENT: 0

Motion by Councilman Jaworowicz

Seconded by Councilman John V. Rogowski

WHEREAS, Leo Piotrowski has petitioned for the rezoning from R-Residential District to RA-Apartment District of property owned by him and located at 65 Concord Drive, Cheektowaga, New York, which property is more particularly described in the attached legal description, and

WHEREAS, a public hearing on such petition was held before this Town Board on the 5th day of April, 1983, at 6:30 o'clock P.M. after publication and service of the notices required by the provisions of the Zoning Ordinance and the Town Law; and all interested parties were given an opportunity to be heard at such hearing, and

WHEREAS, the Cheektowaga Planning Board has reviewed said application and has recommended approval thereof subject to the conditions that the applicant comply with Section 10-10 of the Zoning Ordinance of the Town of Cheektowaga and relocate the driveway to the south side of the lot, and

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga, pursuant to the "Environmental Impact Review Ordinance of the Town of Cheektowaga," has also duly considered the application for the aforementioned rezoning, and has rendered a determination that such rezoning will not have a significant effect on the environment contingent upon proper drainage and screening of the proposed parking area,

NOW, THEREFORE, BE IT RESOLVED, that the application of Leo Piotrowski for the rezoning from R-Residential District to RA-Apartment District of the property specified in the attached legal description be and the same is hereby granted, subject to the aforesaid conditions recommended by the Cheektowaga Planning Board, and the Cheektowaga Environmental Advisory Committee, and

BE IT FURTHER RESOLVED, that the Zoning Map and Ordinance be amended in accordance with the above.

Property commonly known as 65 Concord, Cheektowaga, NY being part of lot 36 Township 11, Range 7, map cover 1533, known as sublots 11, 12, 13 and 14, total frontage 160' by 170' in depth, located on the east side of Concord.

Beginning at a point on the east side of concord 479.378' north of the northline of Cleveland Drive thence traveling easterly a distance of 170' thence traveling northerly a distance of 160', thence traveling westerly a distance of 170', thence traveling southerly a distance of 160' to the point of beginning.

Upon roll call...

Supervisor:

Weber	Voting	AYE
Councilmen:		
Johnson	Voting	AYE
W.P. Rogowski	Voting	AYE
J.V. Rogowski	Voting	AYE
Jaworowicz	Voting	AYE
Kowal	Voting	AYE
Gabryszak	Voting	AYE

AYES: 7

NAYES: 0

ABSENT: 0

STATE OF NEW YORK)
COUNTY OF ERIE)

I, RICHARD M. MOLESKI, Town Clerk of the Town hereinafter described, DO

HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of

Cheektowaga, a town located in the County of Erie, State of New York, was duly held on March 19, 1984, and minutes of said meeting have been duly recorded in the Minute Book by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at item No. 5e, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 19th day of March, 1984.

RICHARD M. MOLESKI
Town Clerk

PUBLISH: March 22, 1984

No. 7

No. 8

No. 9

Item No. 5f Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, James A. Zaepfel has petitioned for the rezoning from C-Retail Business District to CM-General Commercial District of property owned by him and located at the southwest corner of French Road and Garden Village Drive, Cheektowaga, New York, which property is more particularly described in the attached legal description, and

WHEREAS, a public hearing on such petition was held before this Town Board on the 5th day of December, 1983 at 6:30 o'clock P.M., after publication and service of the notices required by the provisions of the Zoning Ordinance and the Town Law; and all interested parties were given an opportunity to be heard at such hearings, and

WHEREAS, the Cheektowaga Planning Board has reviewed said application and has recommended approval subject to the conditions that green acres be maintained; a hedge row (now to exceed four feet in height) be planted immediately in front of the five parking spaces facing French Road and the four parking spaces facing Garden Village Drive; and the Development/Site Plan submitted by the applicant be adhered to, and

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga, pursuant to the "Environmental Impact Review Ordinance of the Town of Cheektowaga," has also duly considered the application for the aforementioned rezoning, and has rendered a determination that such rezoning will not have a significant effect on the environment.

NOW, THEREFORE, BE IT RESOLVED that the application of James A. Zaepfel for the rezoning from C-Retail Business District to CM-General Commercial District of the property specified in the attached legal description be and the same is hereby granted, subject to the aforesaid conditions recommended by the Cheektowaga Planning Board, and

BE IT FURTHER RESOLVED that the Zoning Map and Ordinance be amended in accordance with the above.

* See next page for description.

SCHEDULE A

French Road & Garden Village
Cheektowaga, New York

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 113, Township 10, Range 7 of the Buffalo Creek Reservation, bounded and described as follows:

BEGINNING at the intersection of the Southerly line of French Road as now laid out and the westerly line of Garden Village Drive; thence South 1 degree 34 minutes 37 seconds west a distance of 160.90 feet; thence North 88 degrees 25 minutes 23 seconds west 200 feet to a point; thence North 1 degree 34 minutes 37 seconds east 130.88 feet; thence easterly along a radial line having a radius of 1095.92 feet an arc distance of 202.53 feet said line being the southerly line of French Road as now laid out to the point of beginning.

SCHEDULE B

1 - 1,000 Gallon Underground Tank

Item No. 5f cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

.....*Ann F. Milsa*....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*Clark*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks;
first publication.....*March 22, 1984*.....;
last publication.....*March 22, 1984*.....;
and that no more than six days intervened be-
tween publications.

.....*Ann F. Milsa*.....

Sworn to before me this *23rd*.....

day of *March*....., 19*84*.....

.....*Dorothy J. Turner*.....

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19*85*

**LEGAL NOTICE
EXTRACTS FROM MINUTES
OF CHEEKTOWAGA
TOWN BOARD**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 19th day of March, 1984 at 7:00 o'clock p.m. Eastern Standard Time there were:

PRESENT:

Supervisor:

Daniel E. Weber

Councilmen:

Thomas M. Johnson, Jr.

William P. Rogowski

John V. Rogowski

Patricia A. Jaworowicz

Christopher J. Kowal

Dennis H. Gabryszak

ABSENT: 0

Motion by Councilman Jaworowicz

Seconded by Councilman John V. Rogowski

WHEREAS, James A. Zaepfel has petitioned for the rezoning from C-Retail Business District to CM-General Commercial District of property owned by him and located at the southwest corner of French Road and Garden Village Drive, Cheektowaga, New York, which property is more particularly described in the attached legal description, and

WHEREAS, a public hearing on such petition was held before this Town Board on the 5th day of December, 1983, at 6:30 o'clock P.M. after publication and service of the notices required by the provisions of the Zoning Ordinance and the Town Law; and all interested parties were given an opportunity to be heard at such hearing, and

WHEREAS, the Cheektowaga Planning Board has reviewed said application and has recommended approval subject to the conditions that green areas be maintained; a hedge row (not to exceed four feet in height) be planted immediately in front of the five parking spaces facing French Road and the four parking spaces facing Garden Village Drive; and the Development/Site Plan submitted by the applicant be adhered to, and

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga, pursuant to the "Environmental Impact Review Ordinance of the Town of Cheektowaga," has also duly considered the application for the aforementioned rezoning, and has rendered a determination that such rezoning will not have a significant effect on the environment.

NOW, THEREFORE, BE IT RESOLVED that the application of James A. Zaepfel for the rezoning from C-Retail Business District to CM-General Commercial District of the property specified in the attached legal description be and the same is hereby granted, subject to the aforesaid condition recommended by the Cheektowaga Planning Board, and

BE IT FURTHER RESOLVED that the Zoning Map and Ordinance be amended in accordance with the above.

**SCHEDULE A
French Road &
Garden Village**

Cheektowaga, New York

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 113, Township 10, Range 7 of the Buffalo Creek Reservation, bounded and described as follows:

BEGINNING at the intersection of the Southerly line of French Road as now laid out and the westerly line of Garden Village Drive; thence South 1 degree 34 minutes 37 seconds west a distance of 160.90 feet; thence North 88 degrees 25 minutes 23 seconds west 200 feet to a point; thence north 1 degree 34 minutes 37 seconds east 130.88 feet; thence easterly along a radial line having a radius of 1095.92 feet an arc distance of 202.53 feet said line being the southerly line of French Road as now laid out to the point of beginning.

SCHEDULE B

1 - 1,000 Gallon Underground Tank

Upon roll call...

Supervisor:

Weber

Voting AYE

Councilmen:

Johnson

Voting AYE

W.P. Rogowski

Voting AYE

J.V. Rogowski

Voting AYE

Jaworowicz

Voting AYE

Kowal

Voting AYE

Gabryszak

Voting AYE

AYES: 7

NAYES: 0

ABSENT: 0

STATE OF NEW YORK)

COUNTY OF ERIE)

I, RICHARD M. MOLESKI, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on March 19, 1984, and minutes of said meeting have been duly recorded in the Minute Book by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at item No. 5f, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 19th day of March, 1984.

RICHARD M. MOLESKI

Town Clerk

PUBLISH: March 22, 1984

No. 7

No. 8

No. 9

Item No. 5g Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, James A. Zaepfel has applied for a Special Permit for a public garage on property located at the southwest corner of French Road and Garden Village Drive, Cheektowaga, New York pursuant to Section 6-01 and Section 6-012 of the Zoning Ordinance of the Town of Cheektowaga; said property being further described in the attached copy of the legal description thereto, and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on the 5th day of December, 1983 at 6:30 o'clock P.M. of said day for the purpose of considering said application for a Special Permit, and

WHEREAS, the Cheektowaga Planning Board has recommended approval of the Special Permit, subject to the conditions that green acres be maintained; a hedge row (not to exceed four feet in height) be planted immediately in front of the five parking spaces facing French Road and the four parking spaces facing Garden Village Drive; and the Development/Site Plan submitted by the applicant be adhered to, and

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga, pursuant to the "Environmental Impact Review Ordinance of the Town of Cheektowaga," has also duly considered this application for the Special Permit for the above-referenced property, and has rendered a determination that the Special Permit will not have a significant effect on the environment.

NOW, THEREFORE, BE IT RESOLVED that said Special Use Permit be and hereby is granted subject to the above-noted conditions as recommended by the Cheektowaga Planning Board.

* See next page for legal description.

SCHEDULE A

French Road & Garden Village
Cheektowaga, New York

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 113, Township 10, Range 7 of the Buffalo Creek Reservation, bounded and described as follows:

BEGINNING at the intersection of the Southerly line of French Road as now laid out and the westerly line of Garden Village Drive; thence South 1 degree 34 minutes 37 seconds west a distance of 160.90 feet; thence North 88 degrees 25 minutes 23 seconds west 200 feet to a point; thence North 1 degree 34 minutes 37 seconds east 130.88 feet; thence easterly along a radial line having a radius of 1095.92 feet an arc distance of 202.53 feet said line being the southerly line of French Road as now laid out to the point of beginning.

SCHEDULE B

1 - 1,000 Gallon Underground Tank

Item No. 5g cont'd

Upon Roll Call....

AYES:	Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES:	0
ABSENT:	0

AFFIDAVIT - NEXT PAGE

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Anna T. Mills....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Chief* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks;
first publication.....*March 22, 1984*.....;
last publication.....*March 22, 1984*.....;
and that no more than six days intervened be-
tween publications.

Anna T. Mills.....

Sworn to before me this *23rd*.....

day of *March*....., 19*84*.

Dorothy J. Turner.....

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19*85*

**LEGAL NOTICE
EXTRACTS FROM MINUTES
OF CHEEKTOWAGA
TOWN BOARD**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 19th day of March, 1984 at 7:00 o'clock p.m. Eastern Standard Time there were:

PRESENT:

Supervisor:
Daniel E. Weber

Councilmen:
Thomas M. Johnson, Jr.
William P. Rogowski
John V. Rogowski
Patricia A. Jaworowicz
Christopher J. Kowal
Dennis H. Gabryszak

ABSENT: 0

Motion by Councilman Jaworowicz

Seconded by Councilman John V. Rogowski

WHEREAS, James A. Zaepfel has applied for a Special Permit for a public garage on property located at the southwest corner of French Road and Garden Village Drive, Cheektowaga, New York pursuant to Section 6-01 and Section 6-012 of the Zoning Ordinance of the Town of Cheektowaga; and property being further described in the attached copy of the legal description thereto, and

WHEREAS, a public hearing on such petition was held before the Cheektowaga Town Board on the 5th day of December, 1983, at 6:30 o'clock P.M. of said day for the purpose of considering said application for a Special Permit, and

WHEREAS, the Cheektowaga Planning Board has recommended approval of the Special Permit, subject to the conditions that green areas be maintained; a hedge row (not to exceed four feet in height) be planted immediately in front of the five parking spaces facing French Road and the four parking spaces facing Garden Village Drive; and the Development/Site Plan submitted by the applicant be adhered to, and

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga, pursuant to the "Environmental Impact Review Ordinance of the Town of Cheektowaga," has also duly considered the application for the Special Permit for the above-referenced property, and has rendered a determination that the Special Permit will not have a significant effect on the environment.

NOW, THEREFORE, BE IT RESOLVED that said Special Use Permit be and hereby is granted subject to the above-noted conditions as recommended by the Cheektowaga Planning Board.

**SCHEDULE A
French Road &
Garden Village**

Cheektowaga, New York

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 113, Township 10, Range 7 of the Buffalo Creek Reservation, bounded and described as follows:

BEGINNING at the intersection of the Southerly line of French Road as now laid out and the westerly line of Garden Village Drive; thence South 1 degree 34 minutes 37 seconds west a distance of 150.90 feet; thence North 88 degrees 25 minutes 23 seconds west 200 feet to a point; thence north 1 degree 34 minutes 37 seconds east 130.80 feet; thence easterly along a radial line having a radius of 1096.92 feet an arc distance of 202.53 feet said line being the southerly line of French Road as now laid out to the point of beginning.

SCHEDULE B

1 -- 1,000 Gallon Underground Tank

Upon roll call...

Supervisor:

Weber

Voting AYE

Councilmen:

Johnson

Voting AYE

W.P. Rogowski

Voting AYE

J.V. Rogowski

Voting AYE

Jaworowicz

Voting AYE

Kowal

Voting AYE

Gabryszak

Voting AYE

AYES: 7

NAYES: 0

ABSENT: 0

STATE OF NEW YORK)

COUNTY OF ERIE)

I, RICHARD M. MOLESKI, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the

County of Erie, State of New York was duly held on March 19, 1984 and minutes of said meeting have been duly recorded in the Town Book by me in accordance with the provisions of the Town Law for the purpose of recording the minutes of meetings of said Town and such minutes appear in Book No. 5g, inclusive, of said Town.

2. I have compared the minutes with said minutes extract and said minutes have been duly recorded and said extract is a true and correct copy of said minutes in whole thereof insofar as the same relate to matter in said extract.

3. Said minutes correct as of the time when said meeting convened, the place where said meeting was held and the members of said Board who attended said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town on this 19th day of March, 1984.

RICHARD M. MOLESKI

Town Clerk

PUBLISH: March 22, 1984

Item No. 5h Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, Jeffrey E. Jurens, has applied for a Special Permit for a public garage on property located at 2335 Genesee Street, Cheektowaga, New York pursuant to Section 3-11 A, 11(e) of the Zoning Ordinance of the Town of Cheektowaga; said property being further described in the attached copy of the legal description thereto, and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on the 5th day of July, 1983, at 6:30 o'clock P.M. of said day for the purpose of considering said application for a Special Permit, and

WHEREAS, the Cheektowaga Planning Board has recommended denial of the Special Permit, based upon their belief that such use would not be compatible with present uses to the east and west of the subject property, and

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga, pursuant to the "Environmental Impact Review Ordinance of the Town of Cheektowaga," has also duly considered the application for the Special Permit for the above-referenced property located at 2335 Genesee Street and has rendered a determination that the Special Permit may have a significant effect on the environment and requested applicant to submit a Draft Environmental Impact Statement to them, and

WHEREAS, the applicant has not submitted the Draft Environmental Impact Statement and, as such, the processing of applicant's request for a Special Permit has ceased,

NOW, THEREFORE, BE IT RESOLVED that said Special Use Permit be and hereby is denied.

* See next page for description.

ALL THAT TRACT OR PARCEL OF LAND, SITUATE IN THE TOWN OF
CHEEKTOWAGA, COUNTY OF ERIE, STATE OF NEW YORK, BEING PART
OF LOT NO. 34, TOWNSHIP 11, RANGE 7 OF THE HOLLAND LAND
COMPANY'S SURVEY AND ACCORDING TO A MAP FILED IN ERIE
COUNTY CLERK'S OFFICE UNDER COVER NO. 520 IS KNOWN AND
DISTINGUISHED AS SUBDIVISION LOTS NOS. 153 TO 160
INCLUSIVE, 162, 163, 166 AND 167.
EXCEPTING AND RESERVING THEREFROM THE EASTERLY 6 FEET OF
SUBDIVISION LOT NO. 160.

THIS IS THE DESCRIPTION OF PROPERTY FORMERLY KNOWN AS
NEMMER FURNITURE .

2335 Genesee Street

Item No. 5h cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 5i Motion by Councilman W.P. Rogowski, seconded by Councilman Kowal

WHEREAS, BERN-STAN-ZYG Development Corporation has petitioned for the rezoning from C-Retail Business District to CM-General Commercial District of property owned by it and located at 2912 William Street, Cheektowaga, New York, which property is more particularly described in the attached legal description, and

WHEREAS, a public hearing on such petition was held before this Town Board on the 22nd day of February, 1983 at 6:30 o'clock P.M., after publication and service of the notices required by the provisions of the Zoning Ordinance and the Town Law; and all interested parties were given an opportunity to be heard at such hearing, and

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga, pursuant to the "Environmental Impact Review Ordinance of the Town of Cheektowaga," has also duly considered the application for the aforementioned rezoning, and has expressed their views, and

WHEREAS, adverse environmental effects, if any, will be minimized or entirely avoided by compliance by the applicant, its successors and/or assigns, with each of the following conditions:

1. The owner shall file a deed restriction or declaration of covenants in the Erie County Clerk's Office reciting that the subject property shall continue to be zoned CM-General Commercial District so long as the portion of the property is used for volleyball purposes and that when such property is no longer so used, it shall revert to its C-Retail Business District zoning classification.
2. The volleyball court shall be in operation only from May 1st to September 30th in any given year;
3. At no time shall the volleyball court use conclude later than 10:00 P.M. on any given day.
4. The applicant shall erect a six foot stockade-type fence around the north, east and west sides of the volleyball court in a manner acceptable to the Town Building and Plumbing Inspector; and
5. The applicant shall provide for lighting of the volleyball court in a manner acceptable to the Town Building and Plumbing Inspector so as to not cause a glare or reflection thereof onto properties bordering subject property;

WHEREAS, applicant has more than adequate on-site parking available to handle the patrons of the subject property, and

WHEREAS, in the past three to five years, there have been no reports made to either the Cheektowaga Police Department or the New York State Liquor Authority relative to unruly conduct and/or objectionable noise at 2912 William Street, and

WHEREAS, this Town Board has reviewed the determination of the Town's Environmental Advisory Committee and believes that the above mentioned conditions as applied to the subject property should alleviate their concerns, NOW, THEREFORE BE IT

RESOLVED that the application of BERN-STAN-ZYG Development Corporation for the rezoning from C-Retail Business District to CM-General Commercial District of the property specified in the attached legal description be and the same is

Item No. 5i cont'd

hereby granted, subject to each of the enumerated conditions set forth above, and
BE IT FURTHER

RESOLVED that the Zoning Map and Ordinance be amended in accordance
with the above.

* See next page for legal description.

2912 WILLIAM STREET
TOWN OF CHEEKTOWAGA
OUR DRAWING NO. D-1663

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, State of New York, being part of Lot 15, Township 11, Range 7 of the Holland Land Companys Survey and more particularly bounded and described as follows:

BEGINNING at a point located on the northerly highway boundar of William Street (66.0 ft. wide) said point being 260.004 feet easterly from the easterly highway boundary of Vern Lane (60.0 ft. wide as measured along the northerly highway boundary of William Street; thence northerly parallel with Vern Lane a distance of 350.0 feet; thence easterly at an interior angle of $89^{\circ}-30'-40''$ a distance of 97.04 feet; thence southerly parallel with Vern Lane a distance of 346.91 feet; thence westerly along the northerly lands acquired for the reconstruction of William Street C.R.207-S.K. 197-25, Parcel No. 24 dated April 3, 1967 a distance of 12.45 feet; thence southerly at right angles a distance of 3.14 feet; thence westerly along the northerly highway boundary of William Street (66.0 feet wide) a distanc of 84.59 feet to the place or point of beginning.

Subject to any easements, right-of-ways, agreements, etc. of record.

September 6, 1983

Item No. 5i cont'd

Upon Roll Call.....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Alan P. Mike....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*clerk*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks;
first publication.....*March 22, 1984*.....;
last publication.....*March 22, 1984*.....;
and that no more than six days intervened be-
tween publications.

Alan P. Mike.....

Sworn to before me this *23rd*.....

day of *March*....., 19*84*.....

Dorothy J. Turner.....

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19*85*

**LEGAL NOTICE
EXTRACTS FROM MINUTES
OF CHEEKTOWAGA
TOWN BOARD**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 19th day of March, 1984 at 7:00 o'clock p.m. Eastern Standard Time there were:

PRESENT:

Supervisor:
Daniel E. Weber
Councilmen:
Thomas M. Johnson, Jr.
William P. Rogowski
John V. Rogowski
Patricia A. Jaworowicz
Christopher J. Kowal
Dennis H. Gabryszak

ABSENT: 0

Motion by Councilman W.P. Rogowski

Seconded by Councilman Kowal

WHEREAS, BERN-STAN-ZYG Development Corporation has petitioned for the rezoning from C-Retail Business District to CM-General Commercial District of property owned by it and located at 2912 William Street, Cheektowaga, New York, which property is more particularly described in the attached legal description, and

WHEREAS, a public hearing on such petition was held before this Town Board on the 22nd day of February, 1984, at 8:30 o'clock P.M. after publication and service of the notices required by the provisions of the Zoning Ordinance and the Town Law, and all interested parties were given an opportunity to be heard at such hearing, and

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga, pursuant to the "Environmental Impact Review Ordinance of the Town of Cheektowaga," has also duly considered the application for the aforementioned rezoning, and has expressed their views, and

WHEREAS, adverse environmental effects, if any, will be minimized or entirely avoided by compliance by the applicant, its successors and/or assigns, with each of the following conditions:

1. The owner shall file a deed restriction or declaration of covenants in the Erie County Clerk's Office reciting that the subject property shall continue to be zoned CM-General Commercial District so long as the rear portion of the property is used for volleyball purposes and that when such property is no longer so used, it shall revert to its C-Retail Business District zoning classification;

2. The volleyball court shall be in operation only from May 1st to September 30th in any given year;

3. At no time shall the volleyball court use conclude later than 10:00 P.M. on any given day.

4. The applicant shall erect a six foot stockade-type fence around the north, east and west sides of the volleyball court in a manner acceptable to the Town Building and Plumbing Inspector; and

5. The applicant shall provide for lighting of the volleyball court in a manner acceptable to the Town Building and Plumbing Inspector so as to not cause a glare or reflection thereof onto properties bordering subject property; and

WHEREAS, applicant has more than adequate on-site parking available to handle the patrons of the subject property, and

WHEREAS, in the past three to five years, there have been no reports made to either the Cheektowaga Police Department or the New York State Liquor Authority relative to unruly conduct and/or objectionable noise at 2912 William Street, and

WHEREAS, this Town Board has reviewed the determination of the Town's Environmental Advisory Committee and believes that the above-mentioned conditions as applied to the subject property should alleviate their concerns, NOW, THEREFORE, BE IT

RESOLVED, that the application of BERN-STAN-ZYG Development Corporation for rezoning from C-Retail Business District to CM-General Commercial District of the property specified in the attached legal description be and the same is hereby granted, subject to each of the enumerated conditions set forth above, and BE IT FURTHER

RESOLVED, that the Zoning Map and Ordinance be amended in accordance with the above.

2912 WILLIAM STREET
TOWN OF
CHEEKTOWAGA
OUR DRAWING
NO. D-1863

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, State of New York, being part of Lot 15, Township 11, Range 7 of the Holland Land Company's Survey and more particularly bounded and described as follows:

BEGINNING at a point located on the northerly highway boundary of William Street (66.0 ft. wide) said point being 260.004 feet easterly from the easterly highway boundary of Vern Lane (60.0 ft. wide) as measured along the northerly highway boundary of William Street; thence northerly parallel with Vern Lane a distance of 350.0 feet; thence easterly at an interior angle of 89 degrees-30'-40" a distance of 97.04 feet; thence southerly parallel with Vern Lane a distance of 346.91 feet; thence westerly along the northerly lands acquired for the reconstruction of William Street C.R. 207 S.K. 197.25, Parcel No. 24 dated April 3, 1967 a distance of 12.45 feet; thence southerly at right angles a distance of 3.14 feet; thence westerly along the northerly highway boundary of William Street (66.0 feet wide) a distance of 84.59 feet to the place or point of beginning.

Subject to any easements, right-of-ways, agreements, etc. of record.

Sept. 6, 1983

Upon roll call...

Supervisor:

Weber	Voting	AYE
Councilmen:		
Johnson	Voting	AYE
W.P. Rogowski	Voting	AYE
J.V. Rogowski	Voting	AYE
Jaworowicz	Voting	AYE
Kowal	Voting	AYE
Gabryszak	Voting	AYE

AYES: 7

NAYES: 0

ABSENT: 0

STATE OF NEW YORK)
COUNTY OF ERIE)

I, RICHARD M. MOLESKI, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on March 19, 1984, and minutes of said meeting have been duly recorded in the Minute Book by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at item No. 51, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 19th day of March, 1984.

RICHARD M. MOLESKI
Town Clerk
PUBLISH: March 22, 1984

No. 7

No. 8

No. 9

Item No. 5j Motion by Councilman W.P. Rogowski, seconded by Councilman Kowal

WHEREAS, BERN-STAN-ZYG Development Corporation has applied for a Special Permit for an outdoor patio and volleyball court on property located at 2912 William Street, Cheektowaga, New York pursuant to Section 3-11 A.11 of the Zoning Ordinance of the Town of Cheektowaga; said property described as being 60 feet in width and 80 feet in depth to the north of the existing building known as the Four Stallions Lounge, and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on the 22nd day of February, 1984 at 6:30 o'clock P.M. of said day for the purpose of considering said application for a Special Permit, after publication and service of the notices required by the provisions of the Zoning Ordinance and the Town Law; and all interested parties were given an opportunity to be heard at such hearing, and

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga, pursuant to the "Environmental Impact Review Ordinance of the Town of Cheektowaga," has duly considered the application for the Special Permit for the above-referenced property and have expressed their views, and

WHEREAS, adverse environmental effects, if any, will be minimized or entirely avoided by compliance by the applicant, its successors and/or assigns, with each of the following conditions:

1. The owner shall file a deed restriction or declaration of covenants in the Erie County Clerk's Office reciting that the subject property shall continue to be zoned CM-General Commercial District so long as the rear portion of the property is used for volleyball purposes and that when such property is no longer so used, it shall revert to its C-Retail Business District zoning classification;
2. The volleyball court shall be in operation only from May 1st to September 30th in any given year;
3. At no time shall the volleyball court use conclude later than 10:00 P.M. on any given day;
4. The applicant shall erect a six foot stockade-type fence around the north, east and west sides of the volleyball court in a manner acceptable to the Town Building and Plumbing Inspector; and
5. The applicant shall provide for lighting of the volleyball court in a manner acceptable to the Town Building and Plumbing Inspector so as to not cause a glare or reflection thereof onto properties bordering subject property;
6. Should the applicant sell, transfer or otherwise dispose of any interest in the subject premises or in any portion of the premises used for a volleyball court, then this Special Permit shall terminate,

WHEREAS, applicant has more than adequate on-site parking available to handle the patrons of the subject property, and

WHEREAS, in the past three to five years, there have been no reports made to either the Cheektowaga Police Department or the New York State Liquor Authority relative to unruly conduct and/or objectionable noise at 2912 William Street, and

WHEREAS, this Town Board has reviewed the determination of the Town's Environmental Advisory Committee and believes that the above-mentioned conditions as applied to the subject property should alleviate their concerns, NOW, THEREFORE, BE IT

RESOLVED that the application of BERN-STAN-ZYG Development Corporation for a Special Permit for an outdoor patio and volleyball court be and hereby is granted subject to the enumerated conditions set forth above.

Item No. 5j cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

..... *Ann T. Mink*, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Chief* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for!..... weeks:
first publication... *March 22, 1984* ;
last publication... *March 22, 1984* ;
and that no more than six days intervened be-
tween publications.

..... *Ann T. Mink*

Sworn to before me this *23rd*
day of *March*, 19*84*

..... *Dorothy J. Turner*

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19*85*

**LEGAL NOTICE
EXTRACTS FROM MINUTES
OF CHEEKTOWAGA
TOWN BOARD**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 19th day of March, 1984 at 7:00 o'clock p.m. Eastern Standard Time there were:

PRESENT:

Supervisor:

Daniel E. Weber

Councilmen:

Thomas M. Johnson, Jr.

William P. Rogowski

John V. Rogowski

Patricia A. Jaworowicz

Christopher J. Kowal

Dennis H. Gabryszak

ABSENT: 0

Motion by Councilman W.P. Rogowski

Seconded by Councilman Kowal

WHEREAS, BERN-STAN-ZYG Development Corporation has applied for a Special Permit for an outdoor patio and volleyball court on property located at 2912 William Street, Cheektowaga, New York pursuant to Section 3-11 A.11 of the Zoning Ordinance of the Town of Cheektowaga; said property described as being 60 feet in width and 80 feet in depth to the north of the existing building known as the Four Stallions Lounge, and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on the 22nd day of February, 1984, at 8:30 o'clock P.M. of said day for the purpose of considering said application for a Special Permit, after publication and service of the notices required by the provisions of the Zoning Ordinance and the Town Law; and all interested parties were given an opportunity to be heard at such hearing, and

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga, pursuant to the "Environmental Impact Review Ordinance of the Town of Cheektowaga," has also duly considered the application for the Special Permit for the above-referenced property, and have expressed their views, and

WHEREAS, adverse environmental effects, if any, will be minimized or entirely avoided by compliance by the applicant, its successors and/or assigns, with each of the following conditions:

1. The owner shall file a deed restriction or declaration of covenants in the Erie County Clerk's Office reciting that the subject property shall continue to be

zoned CM-General Commercial District so long as the rear portion of the property is used for volleyball purposes and that when such property is no longer so used, it shall revert to its C-Retail Business District Zoning Classification;

2. The volleyball court shall be in operation only from May 1st to September 30th in any given year;

3. At no time shall the volleyball court use conclude later than 10:00 P.M. on any given day;

4. The applicant shall erect a six foot stockade-type fence around the north, east and west sides of the volleyball court in a manner acceptable to the Town Building and Plumbing Inspector; and

5. The applicant shall provide for lighting of the volleyball court in a manner acceptable to the Town Building and Plumbing Inspector so as to not cause a glare or reflection thereof onto properties bordering subject property;

6. Should the applicant sell, transfer or otherwise dispose of any interest in the subject premises or in any portion of the premises used for a volleyball court, then this Special Permit shall terminate, and

WHEREAS, applicant has more than adequate on-site parking available to handle the patrons of the subject property, and

WHEREAS, in the past three to five years, there have been no reports made to either the Cheektowaga Police Department or the New York State Liquor Authority relative to unruly conduct and/or objectionable noise at 2912 William Street, and

WHEREAS, this Town Board has reviewed the determination of the Town's Environmental Advisory Committee and believes that the above-mentioned conditions as applied to the subject property should alleviate their concerns

NOW, THEREFORE, BE IT

RESOLVED, that the application of BERN-STAN-ZYG Development Corporation for a Special Permit for an outdoor patio and volleyball court be and hereby is granted subject to the enumerated conditions set forth above.

Upon roll call...

Supervisor:

Weber

Voting AYE

Councilmen:

Johnson

Voting AYE

W.P. Rogowski

Voting AYE

J.V. Rogowski

Voting AYE

Jaworowicz

Voting AYE

Kowal

Voting AYE

Gabryszak

Voting AYE

AYES: 7

NAYES: 0

ABSENT: 0

STATE OF NEW YORK)
COUNTY OF ERIE)

I, RICHARD M. MOLESKI, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on March 19, 1984, and minutes of said meeting have been duly recorded in the Minute Book by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at item No. 5j, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 19th day of March, 1984.

RICHARD M. MOLESKI

Town Clerk

PUBLISH: March 22, 1984

BE IT RESOLVED that a Public Hearing on a proposed amendment to the Traffic Ordinance of the Town of Cheektowaga, which was adopted on July 17, 1967 be held on April 2, 1984 at 7:00 P.M. at the Town hall, corner of Broadway and Union Road in said Town of Cheketowaga for the purpose of considering the advisability of adopting said amendment and the Town Clerk is hereby directed to publish the following Notice of Hearing in the CHEEKTOWAGA TIMES on the 22nd day of March, 1984; said amendment being set forth in the Notice of Hearing.

* * * * *

NOTICE OF HEARING

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York will hold a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 2nd day of April, 1984 at 7:00 P.M., Eastern Standard Time to consider the advisability of adopting an amendment to the Traffic Ordinance of the said Town of Cheektowaga which was adopted on July 17, 1967, said proposed amendment being as follows:

ARTICLE X

Parking, Standing and Stopping

Section 102. Parking prohibited in designated locations shall be amended by adding thereto the following:

B. No Parking Anytime

- | | | |
|----------------------------|------------|--|
| MARYVALE DRIVE | South side | from the west curbline of Cayuga Road to the east curbline of Union Road |
| MARYVALE DRIVE | North side | from the west curbline of Union Road to terminus at Kensington Expressway-New York State Thruway |
| MARYVALE DRIVE at terminus | West side | from the north curb to south curbline of Maryvale Drive |

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.

RICHARD M. MOLESKI
Town Clerk

DATED: March 19, 1984

* * * * *

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

.....*Ann L. Miska*....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*Club*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks;
first publication.....*March 22, 1984*..... ;
last publication.....*March 22, 1984*..... ;
and that no more than six days intervened be-
tween publications.

.....*Ann L. Miska*.....

Sworn to before me this ..*23rd*.....

day of ..*March*....., 19*84*..

.....*Dorothy J. Turner*.....

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19*85*

LEGAL NOTICE

NOTICE OF HEARING

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York will hold a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 2nd day of April, 1984, at 7:00 P.M., Eastern Standard Time to consider the advisability of adopting an amendment to the Traffic Ordinance of the said Town of Cheektowaga which was adopted on July 17, 1967, said proposed amendment being as follows:

ARTICLE X

Parking, Standing and Stopping

Section 102. Parking prohibited in designated locations shall be amended by adding thereto the following:

B. No Parking Anytime

MARYVALE DRIVE, South side, from the west curblineline of Cayuga Road to the east curblineline of Union Road

MARYVALE DRIVE, North side, from the west curblineline of Union Road to terminus at Kensington Expressway-New York State Thruway

MARYVALE DRIVE at terminus, West side from the north curb to south curblineline of Maryvale Drive

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK

RICHARD M. MOLESKI

Town Clerk

DATED: March 19, 1984

PUBLISH: March 22, 1984

Item No. 6b Motion by Councilman W.P. Rogowski, seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga has previously adopted a Park Ordinance (Ordinance No. 38) with amendments thereto and Rules and Regulations governing Cheektowaga Town Parks which apply to all public parks and public park approaches owned by the Town of Cheektowaga, and

WHEREAS, said Park Ordinance and Rules and Regulations give ample authority and control by the Town for the use of said Parks and their facilities and to control the movement and activities of persons using the same, and

WHEREAS, the Parks and Recreation Committee of the Town of Cheektowaga has recommended that certain provisions of the Park Ordinance be amended;

NOW, THEREFORE, BE IT RESOLVED that in accordance with the provisions of Section 130 of the Town Law of the State of New York, a public hearing be held on the 2nd day of April, 1984 at 7:00 o'clock Eastern Standard Time, at a meeting of the Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York; at which hearing all parties in interest and citizens shall have an opportunity to be heard and at which time and place it shall be determined by the Town Board whether the "Park Ordinance" of the Town of Cheektowaga, New York shall be amended as provided in the attached Notice of Hearing; and

BE IT FURTHER RESOLVED that the Town Clerk shall publish the attached Notice of Hearing in the CHEEKTOWAGA TIMES, a newspaper published in the Town of Cheektowaga not less than ten (10) days prior to the date of the hearing.

* * * * *

NOTICE OF HEARING

ON PROPOSAL TO AMEND PARK ORDINANCE

NOTICE IS HEREBY GIVEN THAT in pursuance of a Resolution of the Town Board of the Town of Cheektowaga, which was duly passed on the 19th day of March, 1984, and in accordance with the provisions of Section 130 of the Town Law of the State of New York, a Public Hearing will be held on the 2nd day of April, 1984 at 7:00 o'clock P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard and at which time and place it shall be determined by the Town Board whether the "Park Ordinance" of the Town of Cheektowaga, New York shall be amended and changed as follows;

That Section 14 A, which relates to the prohibition against snowmobiles, ski-doors and ski-daddlers, shall be amended to read:

Section 14 A The following vehicles shall not be allowed in any part of the parks, driveways of the parks and/or park approaches:

- 1.) Snowmobiles, ski-doos, ski-daddlers or any such mechanized motor-driven sled or vehicle on runners.
- 2.) All Terrain Vehicles or any such one (1), two (2) or more passenger vehicles equipped with between two (2) to six (6) high flotation or similar type tires per vehicle designed for operation primarily on off-highway trails or in off-highway competitions and only incidentally operated on public highways.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.

RICHARD M. MOLESKI, Town Clerk

DATED: March 19, 1984

Item No. 6b cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

.....*Ann T. Mink*....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*Chief*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks:
first publication.....*March 22, 1984*.....;
last publication.....*March 22, 1984*.....;
and that no more than six days intervened be-
tween publications.

.....*Ann T. Mink*.....

Sworn to before me this ..*23rd*.....

day of ..*March*....., 19..*84*..

.....*Dorothy J. Turner*.....

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
* My Commission Expires March 30, 19..*85*

**LEGAL NOTICE
NOTICE OF HEARING
ON PROPOSAL TO AMEND
PARK ORDINANCE**

NOTICE IS HEREBY GIVEN THAT in pursuance of a Resolution of the Town Board of the Town of Cheektowaga, which was duly passed on the 19th day of March, 1984, and in accordance with the provisions of Section 130 of the Town Law of the State of New York, a Public Hearing will be held on the 2nd day of April, 1984 at 7:00 o'clock P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard and at which time and place it shall be determined by the Town Board whether the "Park Ordinance" of the Town of Cheektowaga, New York shall be amended and changed as follows:

That Section 14 A, which relates to the prohibition against snowmobiles, ski-doods and ski-daddlers, shall be amended to read:

Section 14 A

The following vehicles shall not be allowed in any part of the parks, driveways of the parks and/or park approaches:

1.) Snowmobiles, ski-doods, ski-daddlers or any such mechanized motor-driven sled or vehicle on runners.

2.) All Terrain Vehicles or any such one (1), two (2) or more passenger vehicles equipped with between two (2) to six (6) high flotation or similar type tires per vehicle designed for operation primarily on off-highway trails or in off-highway competitions and only incidentally operated on public highways.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.

RICHARD M. MOLESKI

Town Clerk

DATED: March 19, 1984

PUBLISH: March 22, 1984

Item No. 6c Motion by Councilman Johnson, seconded by Councilman Gabryszak

WHEREAS, the Federal government has enacted and amended the Federal Water Pollution Control Act now known as the Federal Clean Water Act (33 U.S.C. §1150, et seq.) and the Town of Cheektowaga desires to remain in compliance therewith, and

WHEREAS, the Town of Cheektowaga desires to ensure that the use of the public wastewater system operated by it will conform to the best sanitary engineering practices, and

WHEREAS, the Town of Cheektowaga desires to regulate the use of the public wastewater system operated by it, and

WHEREAS, a Local Law for regulating sewer use in the Town has been prepared and the Town Engineer of the Town of Cheektowaga has reviewed such and recommended the adoption thereof for the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED that a Public Hearing be held on the 16th day of April, 1984 at Cheektowaga Town Hall to consider the advisability of adopting a Local Law for Sewer Use, and BE IT FURTHER

RESOLVED that the Town Clerk be and hereby is directed to publish the following Notice of Hearing in the CHEEKTOWAGA TIMES on March 22, 1984.

* * * * *

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that pursuant to the Municipal Home Rule Law of the State of New York a Public Hearing will be held before the Town Board of the Town of Cheektowaga, on the 16th day of April, 1984 at 7:00 P.M. at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York to consider and discuss and, if need be, act upon the proposed enactment of Local Law No. 2 of the year 1984, entitled "A Local Law Relating to Sewer Use." A brief description on the contents of Local Law No. 2 of the year 1984 is as follows:

Town of Cheektowaga

Local Law No. 2 of the year 1984.

A local law regulating the use of public and private sewers and drains, private wastewater disposal, the installation and connection of building sewers, and the discharge of water and wastes into the public sewer system(s) and providing penalties for violations thereof.

A copy of the complete text of "Local Law No. 2 of the Year 1984" shall be on file in the Town Clerk's Office, where the same may be examined during regular business hours.

FURTHER NOTICE IS HEREBY GIVEN THAT, at the aforementioned hearing, consideration will be given to repealing the Sewer Use Ordinance (Ordinance No. 42) of the Town of Cheektowaga, which was enacted on February 20, 1967.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.

RICHARD M. MOLESKI
Town Clerk

* * * * *

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

..... *Ann L. Mika*, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Chief* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for¹..... weeks;
first publication..... *March 22, 1984* ;
last publication..... *March 22, 1984* ;
and that no more than six days intervened be-
tween publications.

..... *Ann L. Mika*

Sworn to before me this ..*23rd*.....

day of ..*March*....., 19*84*..

..... *Dorothy J. Turner*

Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19*85*

LEGAL NOTICE

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that pursuant to the Municipal Home Rule Law of the State of New York a Public Hearing will be held before the Town Board of the Town of Cheektowaga, on the 16th day of April, 1984 at 7:00 P.M. at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York to consider and discuss and, if need be, act upon the proposed enactment of Local Law No. 2 of the Year 1984, entitled "A Local Law Relating to Sewer Use." A brief description on the contents of Local Law No. 2 of the Year 1984 is as follows:

Town of Cheektowaga
Local Law No. 2 of the Year 1984.

A local law regulating the use of public and private sewers and drains, private wastewater disposal, the installation and connection of building sewers, and the discharge of water and wastes into the public sewer system(s) and providing penalties for violations thereof.

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FURTHER NOTICE IS HEREBY GIVEN THAT, at the aforementioned hearing, consideration will be given to repealing the Sewer Use Ordinance (Ordinance No. 42) of the Town of Cheektowaga, which was enacted on February 20, 1967.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.

RICHARD M. MOLESKI

Town Clerk

DATED: March 19, 1984

PUBLISHED: March 22, 1984

Item No. 7a Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, bids were received on March 7, 1984 for the application of chemical fertilizers and herbicides, and

WHEREAS, Wright Lawn and Tree Care, Inc., 9905 High Street, Clarence Center, New York, 14032 was the sole bidder, and

WHEREAS, the above mentioned company has met the requirements of the specifications, NOW, THEREFORE, BE IT

RESOLVED that the contract for the application of chemical fertilizers and herbicides for the year of 1984 be awarded to Wright Lawn and Tree Care, Inc. at the following total and unit bid prices:

Item 1 - \$5,595.57
Item 2 - \$1,461.65
Item 3 - \$1,324.58
Item 4 - \$0.0064 per square foot
Item 5 - \$0.0042 per square foot
Item 6 - \$0.0068 per square foot
Item 7 - \$459.18
Item 8 - \$18.10
Item 9 - \$363.78
Item 10 - \$2,116.43

Total bid for Items 1, 2, 3, 7, 8, 9 and 10 - \$11,339.29

and BE IT FURTHER

RESOLVED that payment for the application of chemical fertilizers and herbicides be funded from Weed Control Account No. 04-8540-4587.

Funds for this action are available from the source as stated in the resolution and have been approved by the Bookkeeper to the Supervisor.

William L. Wielinski

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak

NAYES: 0

ABSENT: 0

Item No. 7b Motion by Councilman Gabryszak, seconded by Councilman Kowal

WHEREAS, Notice to Bidders was duly published for the receipt of bids for the furnishing of one (1) 1984 3/4 ton, pick up truck, for the Central Garage, which bids were duly received and opened at a Public Bid Opening, and

WHEREAS, bids were referred to the Central Garage for analysis, tabulation and report, and

WHEREAS, said Central Garage has submitted the same, NOW, THEREFORE BE IT

RESOLVED that the contract for the furnishing of one (1) 3/4 ton pick-up truck be awarded to Maier-Schule G M C, Inc., 1745 Walden Avenue, Cheektowaga, New York, for their bid in the amount of \$8,616.00, said bid being the only bid meeting the specifications, and BE IT FURTHER

RESOLVED that said funds have been allocated in the Central Garage budget account #001640-2304.

Item No. 7b cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 8 Motion by Councilman Johnson, seconded by Councilman Gabryszak

WHEREAS, the Fire Prevention Code of the Town of Cheektowaga requires the installation of smoke detectors in every dwelling in the Town, effective July 1, 1984, and

WHEREAS, this Town Board desires to alleviate the financial burden imposed upon the owners of dwellings in purchasing such smoke detectors, and

WHEREAS, the Town receives state funds for activities related to the administration and enforcement of the Fire Prevention Code and Federal Community Development funds, both of which may be used for supplying smoke detectors to the needy, and

WHEREAS, WECK Radio (Station 1230 AM) has volunteered its services for the purpose of assisting the Town to raise funds for the purchase of smoke detectors, which will then be given to the needy residing in the Town, NOW, THEREFORE, BE IT

RESOLVED that \$2,500.00 (representing a portion of the monies received by the Town from the State for the administration and enforcement of the Fire Prevention Code) be transferred from the General Fund to a separate account established exclusively for the Smoke Detectors for the Needy Program, and BE IT FURTHER

RESOLVED that Community Development Block Grant funds in the amount of \$2,500.00 be and hereby are transferred from the 1983-84 Contingency Account to a Smoke Detector line item account of the same year, to be vouchered at the time smoke detectors are purchased, and BE IT FURTHER

RESOLVED that this Town Board hereby goes on record to request donations from individuals, organizations and corporations on behalf of the Smoke Detectors for the Needy Program, and BE IT FURTHER

RESOLVED that this Town Board acknowledges and gratefully appreciates WECK Radio's offer to co-sponsor the fund drive for the Smoke Detectors for the Needy Program, and BE IT FURTHER

RESOLVED that any contribution made to the Smoke Detectors for the Needy Program shall be sent to: Smoke Detectors for the Needy, c/o Town of Cheektowaga, Accounting Department, Town Hall, Broadway and Union Road, Cheektowaga, New York 14227, and BE IT FURTHER

RESOLVED that any funds collected be deposited in the Town account established by the Town Accounting Department for the Smoke Detectors for the Needy Program, and BE IT FURTHER

RESOLVED that information concerning terms of eligibility and application forms for smoke detectors for needy persons will be made available by the Town no later than April 1, 1984.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 9 Motion by Councilman Johnson, seconded by Councilman Gabryszak

WHEREAS, Town Highway Department equipment and personnel were used in the City of Buffalo during the recent snowstorm which began on February 28, 1984

Item No. 9 cont'd

for the purpose of clearing snow-clogged City streets, and

WHEREAS, certain costs, including but not limited to employees' wages and gasoline, were incurred by the Town for its assistance to the City, and

WHEREAS, the City Street Sanitation Commissioner had agreed to reimburse the Town for any expenses incurred in the removal of snow from City streets, and

WHEREAS, this Board directed the Town's Supervising Accountant and Highway Superintendent to prepare an invoice to the City, said invoice to adequately reflect costs incurred by the Town only for wages and gasoline, and

WHEREAS, such invoice was duly prepared and a copy thereof is attached hereto, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby acknowledges the actions of the Town highway Superintendent in assisting the City of Buffalo in the removal of snow caused by the above mentioned snowstorm, and BE IT FURTHER

RESOLVED that such invoice be forwarded to the City Street Sanitation Commissioner with a request that the Common Council and Mayor of the City of Buffalo promptly authorize payment to the Town therefor, and BE IT FURTHER

RESOLVED that the Common Council and Mayor of the City of Buffalo be and hereby are requested to give the Town a written assurance that they will hold the Town of Cheektowaga, its agents, servants and employees harmless from any and all damages caused by the Town equipment and personnel while assisting the City of Buffalo as hereinbefore mentioned, and BE IT FURTHER

RESOLVED that copies of this resolution and invoice be forwarded by the Town Clerk to the Mayor of Buffalo, the Common Council of Buffalo, the City Clerk of Buffalo, the Street Sanitation Commissioner of Buffalo and the President of the Common Council of Buffalo.

* See next page for copy of invoice

INVOICE

0539

TOWN OF CHEEKTOWAGA

CHEEKTOWAGA, NEW YORK 14225

DATE March 8, 1984

City of Buffalo Highway Department
c/o Commissioner J. Tomasulo
City Hall, Room 508
Buffalo NY 14202

ALL CHECKS SHOULD BE MADE
PAYABLE TO TOWN OF
CHEEKTOWAGA, NEW YORK

The following is a list of money due for storm cleanup in the City of Buffalo
from March 2,3,4, 1984:

Wages plus benefits (schedule attached)	\$10,134.71
Fuel Used (Schedule attached)	505.40
Replace window on truck (invoice attached)	43.21
	<hr/>
Total	\$10,683.32

RECEIVED

OF RNEY

Item No. 9 cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 10 Motion by Councilman Johnson, seconded by Councilman Gabryszak

WHEREAS, Anthony J. Russo has made application to the Town for a Topsoil Removal Permit for the purpose of removing previously stockpiled topsoil from his property located at #4878 Transit Road, and

WHEREAS, said applicant has complied with the necessary requirements and has paid the necessary fees, therefore, to comply with the provisions of Ordinance No. 16 of the Town of Cheektowaga Code (regulating sand bank and gravel pits, topsoil removal and other excavations) and has submitted a performance bond in the amount of \$2,000, and

WHEREAS, access to the site shall be gained only from Transit Road,
NOW, THEREFORE, BE IT

RESOLVED that the Town grants a permit to Anthony J. Russo to remove stockpiled topsoil on his land, the survey of which land is attached hereto and made a part hereof. The Engineering Department has also submitted its recommendation attached hereto and made a part hereof, and BE IT FURTHER

RESOLVED that the Town Board be and hereby is authorized to sign said Topsoil Removal Permit.

* See next four (4) pages for Toposil Permit and Memo from Engineering Department



Memo ENGINEERING DEPARTMENT

Cheektowaga Town Hall — Broadway and Union Road — Cheektowaga, New York 14227

Phone: (716) 686-3447 — 686-3448

From: William Pugh
Junior Engineer

Date: March 13, 1984

To: Supervisor Weber and
Honorable Town Board Members
Town of Cheektowaga

RE: Topsoil Removal Permit
Applicant: Anthony J. Russo

The applicant, Mr. Russo, has removed only a portion of the topsoil previously stockpiled on his property located at #4878 Transit Road under permits issued over the past four (4) years. This stockpile is located adjacent to the Madeira Retention Basin and the applicant has conducted previous years activities in a responsible manner. The removal of this topsoil stockpile should not cause any local drainage problems due to the existing topography and the adjacent retention basin.

The following is recommended as a condition of permit issuance:

- 1) Access to site shall be only from Transit Road.
- 2) The area shall be reseeded in accordance with the attached letter from Merriman Conservation Consultants, Inc.
- 3) All debris (i.e. brush and small trees associated with this stockpile) shall be removed from the site and be properly disposed of.
- 4) The removal activities shall not cause any inconvenience to the tenants or any nuisance (dust, noise, etc.) to neighboring property owners.
- 5) Removal activities shall be confined to property owned by Mr. Russo and shall not encroach onto lands recently acquired by the Town of Cheektowaga for storm water retention purposes.

WRP:dms

Phone (716) ~~676-1939~~ 652-7577

Merriman Conservation Consultants Inc.

Conservation Planning and Development

~~XXXXXXXXXXXX~~

~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~

504 Ridge Avenue, East Aurora, New York 14052

April 1, 1980

Comments on Drainage Area South Of

Madiera Subdivision
for the
Town of Cheektowaga

The soils of this area are deep and somewhat poorly to poorly drained. They are classified as Madalin and Niagara silt loam soils with silty glacial till subsoils or shaley glacial till subsoils. In either case, water percolation is very slow and drainage is usually a critical factor.

The good depth of these soils however, usually provides a fair to good source of topsoil if it is stripped carefully leaving at least six inches in place and if adequate provision is made for proper drainage.

A tour of the site with a soil auger indicates that most of the area has been left with sufficient topsoil to support a good grass cover. The only exception is a small area in the easterly quarter of the temporary impoundment basin where the shaley glacial till substratum is exposed. This should be recovered with topsoil because the bare till has a very poor water handling capacity. (Saturated during wet seasons and parched dry during summer periods.) In addition, frost action in the bare till shifts the shale particles significantly and tends to shear through tender grass roots if indeed grass does become established.

The best time to seed such an area is as early in the season as possible. This helps assure that the usual spring rains will help germinate the seed and a good ground cover is established before the dry summer months. Usually this can be accomplished without mulching but mulch is a good form of insurance especially if the seeding is done later in the season. These calcareous soils do not require additional lime but 500 lbs. of a 5-10-5 fertilizer or its equivalent per acre should be worked into the soil prior to seeding.

A good seeding mixture for this site would consist of the following per acre:

10 lbs. Creeping red fescue
20 lbs. Pennfire perennial ryegrass
10 lbs. Pennlawn red fescue
5 lbs. Garrison creeping foxtail
5 lbs. Kentucky bluegrass

If there are any questions, please let us know.

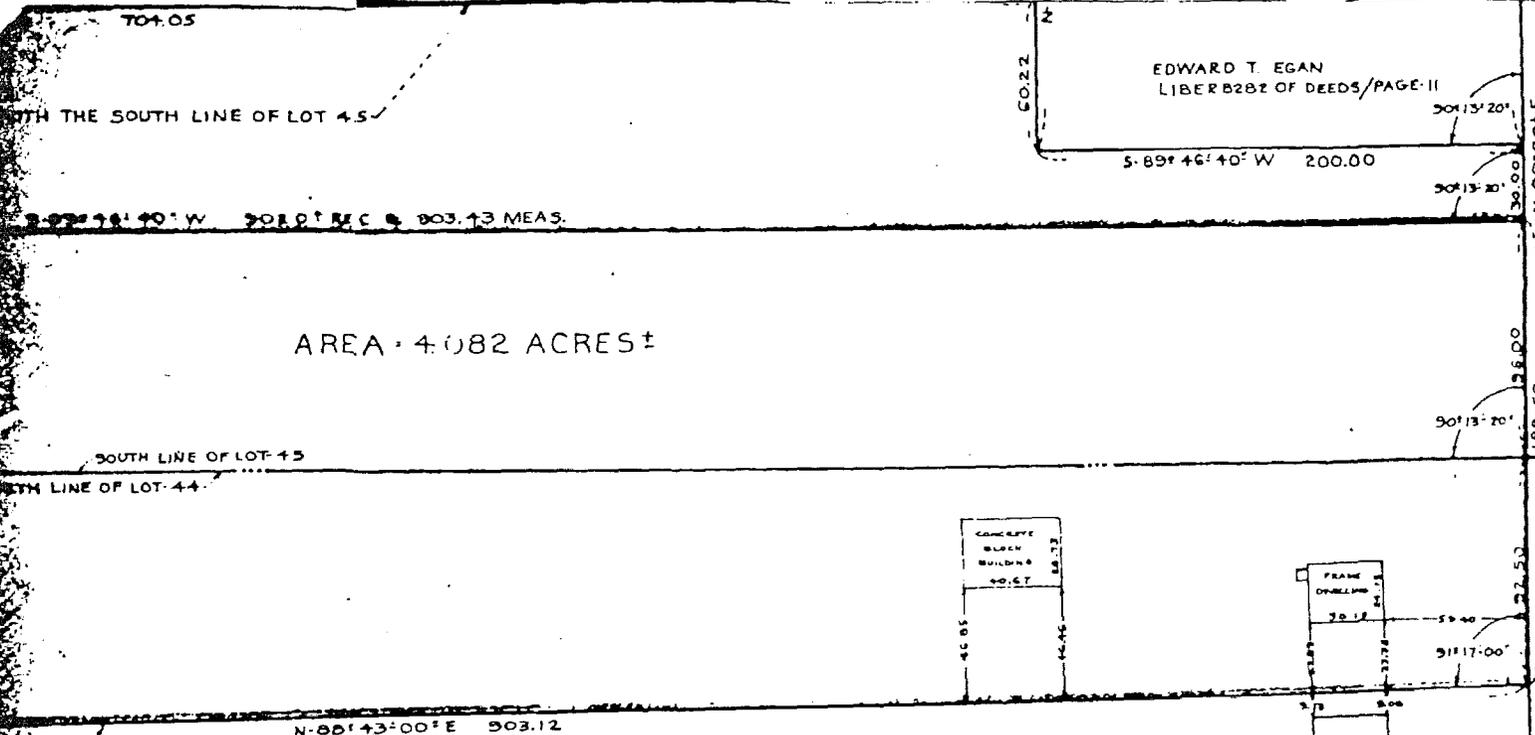
Respectfully submitted,



Edwin R. Merriman
President

90°00'
90.22 MEAS.
213.01 REC. & 205.23 M.
N. 00° 08' 15" W.
86° 51' 45"

PARALLEL WITH THE SOUTH LINE OF LOT 45

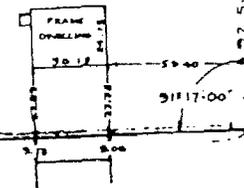
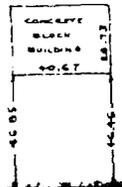


AREA 4.082 ACRES ±

SOUTH LINE OF LOT 45

NORTH LINE OF LOT 44

NORTH LINE OF (NOW OR FORMERLY) STEPHANIA P. WOODAN
LIBER 3933/PAGE 506



670.0 TO THE EAST
LINE OF SUB-LOT 37
MAP COVER 2260

PARALLEL WITH THE SOUTH LINE OF LOT

SURVEY OF
PART OF LOTS 44 & 45, TWP. 10, R-7
TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK

MARCH 8, 1982 SCALE: 1" = 50'

NOTE: Unauthorized alteration or addition to this
survey map is a violation of Section 7209
Provision 2 of the New York State Education Law

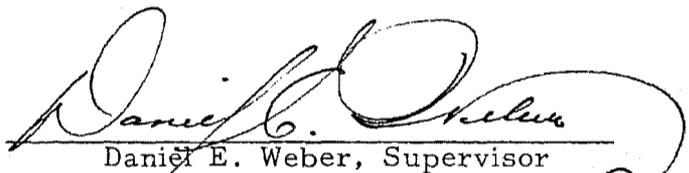
ELWOOD D. HUMMEL
Licensed Land Surveyor N. Y. S. 35609
341 South Street 652-8585
EAST AURORA, NEW YORK 14052

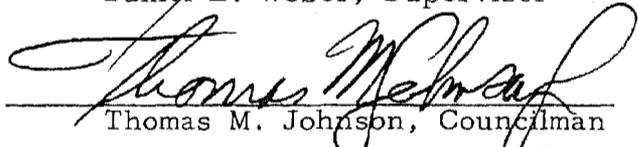
SURVEY NO. C-221679

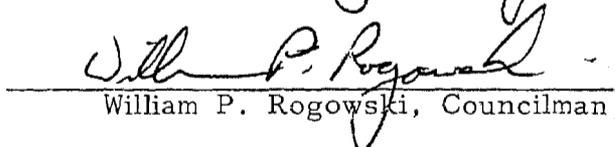
PERMIT
for
TOPSOIL REMOVAL

The undersigned members of the Town Board hereby approve and issue a Permit to Anthony J. Russo to remove topsoil on lands owned by him/her and in accordance with all the provisions and attachments of a resolution duly passed by the Town Board at a regular Town Board Meeting held on March 19, 1984.

DATED: March 20, 1984
CHEEKTOWAGA, NEW YORK.

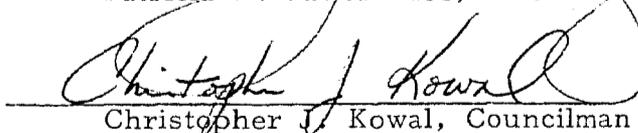

Daniel E. Weber, Supervisor

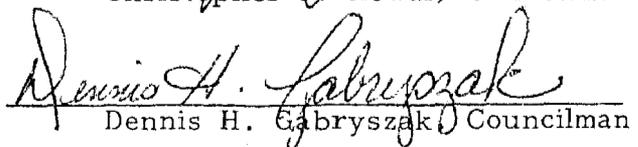

Thomas M. Johnson, Councilman


William P. Rogowski, Councilman


John V. Rogowski, Councilman


Patricia A. Jaworowicz, Councilman


Christopher J. Kowal, Councilman


Dennis H. Gabryszak, Councilman

Item No. 10 cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 11 Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, the position of "Housing Inspector" in the Office of Community Development has previously been created, and

WHEREAS, the position has been posted for a period of ten working days, in accordance with the current bargaining agreement between the Town of Cheektowaga and the Cheektowaga Employees Association, and

WHEREAS, interviews have been conducted from among those candidates appearing on the present Erie County Civil Service list of eligibles for the position of "Housing Inspector", NOW, THEREFORE, BE IT

RESOLVED that Lawrence Kensy, of Cheketowaga, be and hereby is permanently appointed to the position of "Housing Inspector" in the Office of Community Development; said appointment effective immediately, and at a starting salary of \$19,732.85, and BE IT FURTHER

RESOLVED that the salary for this position will be paid from Community Development Block Grant Funds from the 1983-84 program year, Code Enforcement Account.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 12 Motion by Councilman W.P. Rogowski, seconded by Councilman Jaworowicz

WHEREAS, Linda Porter, Clerk-Stenographer, has requested a maternity leave of absence from her position in the Youth Bureau for a period of approximately four (4) months, commencing on March 9, 1984, and

WHEREAS, Linda Porter will utilize any accumulative sick leave, personal and/or vacation days occurred prior to her commencing two (2) month unpaid leave of absence on or about July 11, 1984, NOW, THEREFORE, BE IT

RESOLVED that Linda Porter be and hereby is granted a four (4) month maternity leave to be followed by a two (2) month leave of absence without pay.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 13 Motion by Councilman Jaworowicz, seconded by Councilman Kowal

WHEREAS, Lori Lonczak, , Cheektowaga, New York, is currently employed as a Part-Time Dog Control Officer, and

WHEREAS, Lori Lonczak has been performing the many duties of a Dog Control Officer prescribed by New York State Law, and

WHEREAS, the funds are generated through the performance of these duties, NOW, THEREFORE, BE IT

RESOLVED that the salary of Lori Lonczak be set at the rate of \$5.00 per hour, effective March 19, 1984, and BE IT FURTHER

Item No. 13 cont'd

RESOLVED that this salary be appropriated from the Dog Revenue Funds.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 14a Motion by Councilman W.P. Rogowski, seconded by Councilman Gabryszak

BE IT RESOLVED that the following individual be and hereby is terminated as a Seasonal Trainee in the Facilities Department on the following effective date:

Edward Kaczmarowski

(effective 3/1/84)

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 14b Motion by Councilman Gabryszak, seconded by Councilman Kowal

BE IT RESOLVED that the following individuals be and hereby are terminated as Seasonal Trainees in the Sanitation Department as listed below effective as follows:

Cycon, Richard
(effective 3/23/84)

Jeffords, Kenneth
(effective 3/23/84)

Miller, Gregory
(effective 3/23/84)

Szcepanik, John
(effective 3/23/84)

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 14c Motion by Councilman Kowal, seconded by Councilman Gabryszak

BE IT RESOLVED that the following individual be and hereby is terminated from the Cheektowaga Police Department as a seasonal employee, effective immediately:

Mark Baumeister

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 15 Motion by Councilman Johnson, seconded by Councilman Kowal

BE IT RESOLVED that the following individuals be and hereby are hired as Seasonal Employees in the various Departments as listed, at a rate of \$3.10 per hour:

SEWER MAINTENANCE DEPARTMENT

Robert Latshaw
(effective immediately)

Mark Bessing
(effective immediately)

DEPARTMENT OF SENIOR SERVICES

Patricia Wnek

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 16 Motion by Councilman Johnson, seconded by Councilman Gabryszak

WHEREAS, the consulting engineering firm of Pratt & Huth Associates have recommended approval of Change Order No. 1 on the Beach Road Drainage Improvements Project, Phase III, and

WHEREAS, the scope of work in Change Order No. 1 is described in a letter from the Town Engineer dated March 13, 1984 and considered part of this resolution, NOW, THEREFORE, BE IT

RESOLVED that Change Order No. 1 on the Beach Road Drainage Improvements Project, Phase III, in the sum of \$16,464.52 as an addition to the contract of Marin Excavating, Inc. be approved, and BE IT FURTHER

RESOLVED that the Supervisor is hereby authorized to sign said Change Order on behalf of the Town of Cheektowaga.

* See next two (2) pages for letter from Town Engineer.



Town of Cheektowaga

TOWN HALL - BROADWAY AND UNION ROAD - CHEEKTOWAGA, NEW YORK 14227

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-686-3448

March 13, 1984

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

Re: Change Order No. 1
Beach Road Drainage
Improvements, Phase III

Gentlemen:

The consulting engineering firm of Pratt & Huth Associates have recommended the approval of Change Order No. 1 for the above referenced project for an addition of \$16,454.52 to the contract of Marin Excavating, Inc. Said Change Order No. 1 involves the following items:

PURPOSE NO. 1

Provide for the relocation and reconnection of existing six inch (6") diameter sanitary sewer house laterals at #639, #649, #767, #769, #771, #773, #779 and #815 Beach Road from the twelve inch (12") sanitary sewer main located on the west side of Beach Road to the eighteen inch (18") sanitary sewer main located on the east side of Beach Road. The above mentioned sewer laterals were encountered at a conflicting grade while installing the storm sewer on the west side of Beach Road necessitating said relocation. The resulting cost of this work is \$14,164.70.

PURPOSE NO. 2

The existing eight inch (8") diameter sanitary sewer on Yeager Drive at the intersection of Beach Road conflicted in both grade and alignment with the storm sewer improvements as designed and partially installed. The storm sewer and manhole had to be reoriented and a section of eight inch (8") sanitary sewer main replaced. The resulting cost of this work is \$2,299.82.

Original Contract	\$ 235,938.00
Change Order No. 1	<u>16,464.52</u>
Revised Total Contract	\$ 252,402.52

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.
Town Engineer

By:

William R. Pugh
William R. Pugh
Junior Engineer

WRP:mjh

Item No. 16 cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 17 Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, the New York State Department of Transportation has awarded a contract to reconstruct a portion of Como Park Boulevard between Indian Road and Wyndmoor Court in the Town of Cheektowaga, and

WHEREAS, said project necessitates the removal of 6 - 7000 lumen mercury vapor lamps and poles and 2 - 9400 lumen mercury vapor lamps and poles, and

WHEREAS, the above-mentioned street lights will not be removed until necessitated by said reconstruction and will be reinstalled in accordance with an approved proposal for (HPS) High Pressure Sodium lamps once the project is completed, NOW, THEREFORE, BE IT

RESOLVED that New York State Electric & Gas Corporation be and hereby is authorized to remove the above stated lamps and poles on Como Park Boulevard for a total annual decrease in the Town's General Lighting District of \$686.04, in accordance with the attached proposal which is hereby made a part of this resolution.

* See next page for proposal

March 6, 1984

STREET LIGHTING PROPOSAL
TOWN OF CHEEKTOWAGA

Como Park Boulevard

Remove 6 - 7000 lumen MV lamps @ \$80.06 ea. ----- \$ 480.36
(P-64,65,66,67,70,71, L-415)

Remove 2 - 9400 lumen MV lamps @ \$102.84 ea. ----- \$ 205.68
(P-68,69, L-415)

Above poles and street lights in way of highway reconstruction and bridge removal project. Street lights will not be removed until necessitated by construction, or this section of highway is closed. When project is completed, NYSEG will submit a proposal to install new street lights in this area.

TOTAL ANNUAL DECREASE ----- \$ 686.04

NEW YORK STATE ELECTRIC & GAS CORPORATION

Item No. 17 cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 18 Motion by Supervisor Weber, seconded by Councilman Johnson

BE IT RESOLVED that the following fund transfers are hereby approved and made a part hereof.

PART TOWN FUND

From: 909 (Fund Balance) \$2,500.00
To: 3620.4321 (Building and Plumbing-Computer Exp.) \$2,500.00

GENERAL FUND

From: 2039.000 (Polish Festival Revenues) \$4,600.00
To: 7550.4374 (Polish Festival Expenses) \$4,600.00

Funds for this action are available from the source as stated in the resolution and have been approved by the Bookkeeper to the Supervisor.

William L. Wielinski

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 19 Motion by Supervisor Weber, seconded by Councilman Johnson

BE IT RESOLVED that the following vouchers and warrants submitted to the TOWN OF CHEEKTOWAGA prior to March 19th, 1984 are hereby approved and the Supervisor is ordered to pay said warrants.

FUND	AMOUNT
GENERAL FUND	\$ 44,859.19
SPECIAL DISTRICT FUND	89,698.71
HIGHWAY FUND	21,346.28
TRUST AND AGENCY FUND	3,855.01
PART TOWN FUND	3,714.00
CAPITAL PROJECTS FUND	19,278.95
HUD-CDBG FUND	67,297.47
DEBT SERVICE FUND	2,180.00
HUD REHABILITATION FUND	3,017.00
	<u>\$255,246.61</u>

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

III. DEPARTMENTAL COMMUNICATIONS

- Item No. 20 Library Board - Minutes of meeting of February
Received and Filed.
- Item No. 21 Cheektowaga Planning Board - minutes of meeting of February
Received and Filed.
- Item No. 22 Letter from Bldg. Department regarding vacancy on SEQR Advisory
Committee.
Received and Filed.

IV. GENERAL COMMUNICATIONS

- Item No. 23 E.C. Dept. of Public Works - Designation of Restricted Highway -
William St. from Union Road to St. Felix
Received and Filed.
- Item No. 24 Resolutions from Towns of Amherst, Clarence & Tonawanda requesting
funding from Erie County to complete E.C. Real Property Information
System Project
Received and Filed.
- Item No. 25 SUMMONS & COMPLAINT - Wilfred & Rose Rodier Individually and for
Michael Rodier vs Town of Cheektowaga
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits,
Town Attorney; Thomas Johnson, Jr., Councilman; Theodore DeFedericis,
Chief of Police; Alfred Wnek, Highway Superintendent; Joseph J.
Naples, Insurance Company.
Received and Filed.
- Item No. 26a NOTICE OF CLAIM - Bonito Slimko & Gregory Slimko vs Town of Cheektowaga
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits,
Town Attorney; Thomas Johnson, Jr., Councilman; Mike Miecznikowski,
Recreation Department; Joseph J. Naples, Insurance Company.
Received and Filed.
- Item No. 26b NOTICE OF CLAIM - Dolores Berenot vs Town of Cheektowaga
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits,
Town Attorney; Thomas Johnson, Jr., Councilman; Alfred Wnek,
Highway Superintendent; Joseph J. Naples, Insurance Company.
Received and Filed.
- Item No. 26c NOTICE OF CLAIM - Carl & Diane Metzger vs Town of Cheektowaga
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits,
Town Attorney; Thomas Johnson, Jr., Councilman; Alfred Wnek,
Highway Superintendent; Joseph J. Naples, Insurance Company.
Received and Filed.
- Item No. 26d NOTICE OF CLAIM - Ann O'Connor vs Town of Cheketowaga
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits,
Town Attorney; Thomas Johnson, Jr., Councilman; Ron Zoeller,
Working Foreman-Sanitation Department; Joseph J. Naples, Insurance
Company.
Received and Filed.

Item No. 26e NOTICE OF CLAIM - John Blackley III & Randene Blackley vs Town of Cheektowaga
copies were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Thomas Johnson, Jr., Councilman; Alfred Wnek, Highway Superintendent; E.T. Clauss, Insurance Company.
Received and Filed.

V. SUSPENSION OF RULES

Motion by Councilman Johnson, seconded by Supervisor Weber to suspend the rules to include the following two (2) items.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 27 Motion by Councilman Johnson, seconded by Councilman Gabryszak

WHEREAS, during the recent snowstorm which began on February 28, 1984, the Cheektowaga Highway Department assisted the City of Buffalo with snow removal, and

WHEREAS, due to the fact that there was no prior written agreement between Buffalo and Cheektowaga concerning terms and conditions of the aid, questions remained as to the amount of reimbursement, insurance liability, etc., and

WHEREAS, there may be instances in the future when the City of Buffalo will again need the assistance of the Town of Cheektowaga in the removal of snow from City streets, and

WHEREAS, this Board believes that there should be a municipal cooperation agreement between the Town and the City to be used in the event of future requests for aid by the City, NOW, THEREFORE, BE IT

RESOLVED that the Town Attorney be and hereby is directed to draft a renewable snow removal agreement between the Town and the City to be used for future emergency situations, and BE IT FURTHER

RESOLVED that such agreement should cover terms of compensation for manpower, equipment and gasoline; and insurance, and BE IT FURTHER

RESOLVED that such agreement shall condition any assistance to the City upon a determination by the Town Highway Superintendent and Town Supervisor that Town streets are adequately plowed, and BE IT FURTHER

RESOLVED that such agreement shall also provide for mutual aid by Buffalo to the Town, and BE IT FURTHER

RESOLVED that the Town Attorney shall work in conjunction with the Town Highway Superintendent, the Supervising Accountant and the Highway and Sanitation Committee, and forward any draft to the Town Board for their review.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 28 Motion by Councilman J.V. Rogowski, seconded by Councilman Kowal

WHEREAS, the City of Buffalo, New York has recently experienced an unexpected and serious snowstorm of enormous proportions, and

WHEREAS, it appears that the City of Buffalo was unable to cope with the complete and satisfactory removal of the snow and clearing of streets

Item No. 28 cont'd

because of lack of sufficient equipment and manpower, and

WHEREAS, a request for aid and assistance was made by the City of Buffalo for immediate action by the Town of Cheektowaga and other municipalities surrounding the City of Buffalo, and

WHEREAS, the Town Highway Superintendent, Mr. Alfred Wnek, responded to said request after assessing the emergency nature of the circumstances by furnishing manpower and equipment to the City of Buffalo in conjunction with several other municipalities, and

WHEREAS, the City of Buffalo has been notified of the charges for said manpower, fuel and damage to said equipment, and voucher for same has been submitted by the Town, NOW, THEREFORE, BE IT

RESOLVED that the actions of said Highway Superintendent in assisting the City of Buffalo and assessing said City for the expenses as aforesaid, be and hereby are ratified.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak

NAYES: 0

ABSENT: 0

Item No. 29 Motion by Councilman Kowal, seconded by Councilman Gabryszak to adjourn the meeting in memory of Willard Allis, Editor of the CHEEKTOWAGA TIMES.

RICHARD M. MOLESKI
Town Clerk