

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 4th day of April, 1977 at 7:00 o'clock P.M., Eastern Standard Time, there were:

PRESENT: Supervisor Kenneth J. Meyers
Councilman Frank E. Swiatek
Councilman Raymond J. Wasielewski
Councilman Thomas M. Johnson, Jr.
Councilman Frank J. Dux
Councilman George Kaczmarek
Councilman James R. Burst

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; John V. Rogowski, Town Attorney; Chester L. Bryan, Town Engineer; Andrew Schwenk, Sole Assessor; Ron Marten, Building & Plumbing Inspector; Alfred Wnek, Town Highway Superintendent; Ronald Zoeller, Working Foreman of the Sanitation Dept.; Sal LaGreca, Assistant Manpower Program Director I; Ed Leak, Recreation Director; Jim Matecki, Parks Foreman; Julia Reinstein, Town Historian; Dr. Louis Vendetti, Town Health Officer.

I. BIDS

Item No. 2 Engineering Department - Sanitary Sewer Remedial Work - 1977 -
Part I (Sewer Districts 3, 5 and 7).
Referred to Chester L. Bryan, Town Engineer.

Item No. 3 Engineering Department - Corrugated Metal Pipe for the year, 1977.
Referred to Chester L. Bryan, Town Engineer.

Item No. 4 Engineering Department - Sand-Clay-Loam and Topsoil for the year, 1977.
Referred to Chester L. Bryan, Town Engineer.

Item No. 5 Highway Department - Cement and Concrete Mix (relating to road materials).
Referred to Alfred Wnek, Highway Superintendent.

Item No. 6 Highway Department - Snow Plow Blades, Wing Blades, Cutting Edges, etc.
Referred to Alfred Wnek, Highway Superintendent.

Item No. 7 Highway Department - Street Sweeper Brooms and Push Brooms.
Referred to Alfred Wnek, Highway Superintendent.

Item No. 8 Police Department - Two (2) Mobile Transmitter-Receiver Combinations.
Referred to John Gruber, Acting Chief of Police.

Item No. 9 Recreation Department - Baseball Diamond Supplies for the year, 1977.
Referred to Ed Leak, Recreation Director.

Item No. 10 Recreation Department - Baseball Equipment.
Referred to Ed Leak, Recreation Director.

II. PUBLIC HEARINGS

Item No. 11 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 X

Parking, Standing and Stopping

Section 102 is amended by adding thereto the following:

No Parking Anytime

VEGOLA AVENUE - Westside: from a point 60 feet north of GENESEE STREET to the south line of WINSTON AVENUE

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. 12 This was the time and place advertised for a public hearing to gather both written and oral comments on the possible uses of Federal Revenue Sharing Funds during the balance of the year, 1977. 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.

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. Comments were heard (written comments were received), after which the Supervisor declared the hearing closed until April 18, 1977 at 7:00 P.M. at which time a second hearing will be held to discuss suggested specific appropriations to be provided by the Town Board.

III. GENERAL COMMUNICATIONS

Item No. 13 Erie County Department of Public Works - Certificate and Notice of Closing Highway: C.R. #316 George Urban Boulevard, from Ledyard Avenue to Transit Road.

Received and Filed.

Published in the CHEEKTOWAGA TIMES on April 7th, 1977.

AFFIDAVIT-NEXT PAGE

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

Gladys M. Seckter, 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.....*April 2, 1977*.....;
last publication.....*April 3, 1977*.....;
and that no more than six days intervened be-
tween publications.

Gladys M. Seckter
Sworn to before me this*11th*.....
day of*April*....., 19*77*..
.....*Naidine C. Williams*.....

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*79*

**CERTIFICATE AND ORDER
CLOSING HIGHWAY
STATE OF NEW YORK**

County of Erie

This is to certify the undersigned Deputy Commissioner of Highways, having jurisdiction of the highways of the County of Erie, does hereby close that portion of the highway in the Town of Cheektowaga, Village of Depew in said County, known as road C.R. No. 318 George Urban Blvd., described as follows: C.R. No. 318 George Urban Blvd., in the Town of Cheektowaga, Village of Depew, from Leeward Ave. to Transit Rd., a distance of approximately 0.7 miles. Purpose of closure is reconstruction of bridge east of Colgate & culvert west of Colgate under Project No. RWP CR 318-74. Closure to be in effect April 4, 1977 to June 30, 1977.

The necessity for such closing consists in the fact that such highway is a County Road and is being improved under Article VI of the Highway Law, and the work of improving such highway cannot be properly conducted and completed unless the portion thereof described be closed during the time such work is being performed.

In witness whereof the undersigned has, on this 28th day of March, 1977 set his hand at Buffalo, New York.

Deputy Commissioner - Highways
By Fred P. Osborne
Permit Engineer

To the Town Superintendent:
Town of Cheektowaga, County of Erie.

A certificate, of which the foregoing is a copy, having been executed by me under the authority conferred by Section 104 of the Highway Law, and filed in the office of the Town Clerk of the Town of Cheektowaga, County of Erie, New York, on the 28th day of March, 1977 you are hereby notified to close the highway therein described to public travel by erecting suitable obstruction and posting conspicuous notice to the effect the highway is closed, in accordance with the provisions of such Section 104.

You are also directed to provide a suitable detour or side road and use the usual precaution to protect traffic.

Dated at Buffalo, New York, this 28th day of March, 1977.

Deputy Commissioner - Highways
By Fred P. Osborne
Permit Engineer

Item No. 14 NOTICE OF CLAIM - Russell S. Albano vs. Town of Cheektowaga and
Town of Cheektowaga Highway Department.
Received and Filed.

IV. DEPARTMENTAL COMMUNICATIONS

Item No. 15 Building Permits.
Received and Filed.

V. RESOLUTIONS

Item No. 16a Motion by Councilman Wasielewski, seconded by Councilman Kaczmarek

WHEREAS, Patrick A. Cosentino II, Vice President of Dynamic Enterprises, Inc., has made application and requested the rezoning of property located at 4243 Genesee Street from M1-Light Manufacturing District to CM-General Commercial District, said applicant being the owner of property aforementioned, NOW, THEREFORE, BE IT

RESOLVED that a Public Hearing be held regarding said request under the provisions of the Zoning Ordinance on May 2nd, 1977 at 6:30 o'clock P.M., Eastern Daylight Saving Time, at the Cheektowaga Town Hall, corner of Broadway and Union Road.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst

NAYES: 0

ABSENT: 0

AFFIDAVIT-NEXT PAGE

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

Gladys M. Sedate, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Charles* 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..... *April 21, 1977*;
last publication..... *April 21, 1977*;
and that no more than six days intervened be-
tween publications.

Gladys M. Sedate
Sworn to before me this *22nd*
day of *April*, 19*77*..
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*79*

The 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 2nd day of May 1977, at 6:30 o'clock P.M., Eastern Standard Time of said day for the purpose of considering the application of Patrick A. Cosentino II of Dynamic Enterprises, Inc. to change from M-1 Field Manufacturing District to CM-General Commercial District an property located at 6485 Genesee 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.

PROPOSED REZONING

DESCRIPTION - Job No. 18115

All that Certain Piece or Parcel of Land, situate, lying and being in the Town of Cheektowaga, County of Erie and State of New York, being Part of Lot 5, Township 11, Range 7 of the Redland Land Company's survey and being more particularly bounded and described as follows:

Beginning at the Point of Intersection of the East line of Liber 6465, Page 189, and the South Right-of-Way of Genesee Street, as now laid out; Thence Southerly along the East line of Liber 6465, Page 189, a distance of 100.00 feet to a Point; Thence Easterly along a line having an Interior Angle of 49 degrees -09' -40", a distance of 61.19 feet to a Point; Thence Northerly along a line, said line being Parallel to the East line of Liber 6465, Page 189, a distance of 583.44 feet to a Point on the South Right-of-Way of Genesee Street, as now laid out; Thence Southwesterly along the said South Right-of-Way, a distance of 70.46 feet to the Point or Place of Beginning, containing 0.90 Acres more or less.

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 Kenneth J. Meyers

Councilmen:

Frank E. Swiatek
Raymond J. Wasilowski
Thomas M. Johnson, Jr.

Frank J. Dux

George Kaczmarek

James R. Durr

RICHARD M. MOJASKE
Town Clerk

Item No. 16b Motion by Councilman Wasielewski, seconded by Councilman Kaczmarek

WHEREAS, Patrick A. Cosentino II, Vice President of Dynamic Enterprises, Inc., has made application and requested a special permit for the sale of classic and antique automobiles on the property located at 4243 Genesee Street, said applicant being the owner of property aforementioned, NOW, THEREFORE, BE IT

RESOLVED that a Public Hearing be held regarding said request under the provisions of the Zoning Ordinance on May 2nd, 1977 at 6:30 o'clock P.M., Eastern Daylight Saving Time at the Cheektowaga Town Hall, corner of Broadway and Union Road.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

AFFIDAVIT-NEXT PAGE

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

Clayton M. Schutte, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clayton* 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..... *April 21, 1977* ;
last publication..... *April 21, 1977* ;
and that no more than six days intervened be-
tween publications.

Clayton M. Schutte
Sworn to before me this *22nd*
day of *April*, 19 *77*
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *79*

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 2nd day of May 1977, at 6:30 o'clock P.M., Eastern Standard Time of said day for the purpose of considering the application of Patrick A. Cosentino II of Dynamic Enterprises, Inc. for a Special Permit to use classic and antique automobiles on property located at 4243 Genesee 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.

BY ORDER OF THE TOWN BOARD
Supervisor Kenneth J. Meyers

Councilmen:

Frank E. Swiatek
Raymond J. Wasielewski
Thomas M. Johnson, Jr.
Frank J. Dux
George Kaczmarek
James R. Burst

RICHARD M. MOLESKI
Town Clerk

Item No. 17 Motion by Supervisor Meyers, seconded by Councilman Wasielewski

WHEREAS, bids were duly received by this Town Board at a meeting thereof held on March 21, 1977 for the purchase of trees for the Town of Cheek-towaga Highway Department spring planting, as a result of advertisement therefor, and such bids were referred to the Superintendent of Highways for analysis, tabulation and report, and

WHEREAS, such analysis, tabulation and report has been completed, therefore, BE IT

RESOLVED that the bids be awarded to the lowest responsible bidders meeting specifications as set forth in the list attached hereto and made a part hereof.

*SEE NEXT PAGE

ALFRED F. WNEK
SUPERINTENDENT
OFFICE: 683-4775



ERIE COUNTY, NEW YORK
OFFICE OF
SUPERINTENDENT OF HIGHWAYS
3145 UNION ROAD
CHEEKTOWAGA, NEW YORK 14227

March 31, 1977

HONORABLE KENNETH MEYERS, SUPERVISOR
HONORABLE MEMBERS OF THE TOWN BOARD
Town of Cheektowaga, New York 14227

Gentlemen:

As a result of bidding on new trees at the March 21, 1977
Town Board meeting, the following are my findings:

NORWAY MAPLES	-----Schichtel Nursery @ \$7.45 ea.
LITTLELEAF LINDEN MAPLE	-----Schichtel Nurrsery @ \$9.45 ea.
PYRUS BRADFORD	-----Elma Nursery @ \$9.10 ea.
MALUS AMERICAN BEAUTY	-----Schichtel Nursery \$8.45 ea.
COL. NORWAY MAPLE	-----Schichtel Nursery @ 10.45 ea.
KWANZAN CHERRY	-----Elma Nursery @ 8.05 ea.
SHADEMASTER LOCUST	-----Schichtel Nursery @ 10.45 ea.
CRIMSON KING MAPLE	-----Schichtel Nursery @ 10.45 ea.

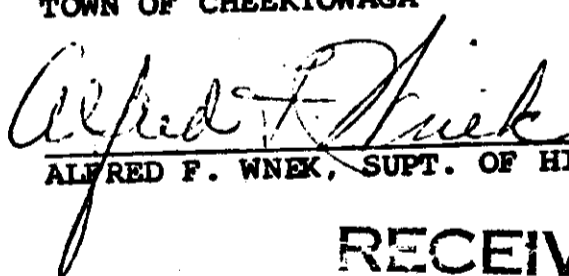
Two of the bidders (M.J. Tree Service and Lincoln Park
Nursery) have submitted substitutes for Malus American Beauty,
and which I have decided not to consider substitutes.

Therefore, my recommendation is to award the contract to the
above lowest responsible bidders.

I trust this will meet with your honorable approval.

Very truly yours,

TOWN OF CHEEKTOWAGA


ALFRED F. WNEK, SUPT. OF HIGHWAYS

RECEIVED

AFW/bg

cc: Schichtel Nursery
Elma Nursery
John Rogowski, Atty.
Richard Moleski, Town Clerk

MAR 31 1977

Richard M. Moleski, Town Clerk

"When better roads are built — Cheektowaga will build them"

Item No. 17 Cont'd.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 18 Motion by Councilman Johnson, seconded by Councilman Wasielewski

WHEREAS, Notice to Bidders was duly published for the receipt of bids for the construction of a storm sewer system identified as St. Felix Drainage Project - Phase II, which project is also identified by the E.D.A. Number of L-NY-1689, and which bids were duly received and opened at the special Town Board Meeting on March 28, 1977 called for the purpose of receiving said bids, AND

WHEREAS, said bids were referred to the consulting firm of Nussbaumer and Clarke, Inc. and the Town Engineer for analysis, tabulation and report, which said analysis, tabulation and report is hereby attached and contained in the letter of the Town Engineer to the Town Board dated March 31, 1977, AND

WHEREAS, said report recommended that the bid be awarded to Caradori Construction Co., Inc., 192 Erie Street, Lancaster, New York 14086 at the bid price of \$996,993.00, said bid being the lowest bid complying with specifications, NOW THEREFORE BE IT

RESOLVED, that the construction for the storm sewers known as St. Felix Drainage Project - Phase II be and hereby is awarded to Caradori Construction Co., Inc. for their submission of the lowest bid complying with requirements of the specification, said bidder being a responsible bidder.

*SEE NEXT PAGE



Town of Cheektowaga

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

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-683-2200

March 31, 1977

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: St. Felix Drainage Project - Phase II

Gentlemen:


At the special Town Board Meeting of March 28, 1977, which meeting was scheduled specifically for the receipt of bids for the construction of storm sewers for the St. Felix Drainage Project - Phase II, bids were received and opened. This project is being constructed under the Public Works Employment Act thru the Economic Development Administration. Seven (7) bids were received as follows:

1. Caradori Construction Co., Inc.	\$ 996,993.00
2. Amadori Construction Company, Inc.	\$1,154,842.00
3. Freeway Contracting Co., Inc.	\$1,184,186.50
4. C. M. H. Company Inc.	\$1,222,357.00
5. Cimato Bros., Inc.	\$1,222,964.50
6. Marin Concrete Company, Inc.	\$1,234,928.15
7. Seacoast Construction Corporation	\$1,397,214.00

These bids were reviewed by the consulting engineering firm of Nussbaumer & Clarke, Inc. with the tabulation and report submitted to our office in their letter of March 30, 1977. It is the recommendation of said consultants that the bid be awarded to Caradori Construction Co., Inc., 192 Erie Street, Lancaster New York 14086, for their submission of the lowest bid meeting the requirements of the specification. This bid award will be in the amount of \$996,993.00.

Yours truly,

TOWN OF CHEEKTOWAGA


Chester L. Bryan, P.E.
Town Engineer

CLB:mjh

Item No. 18 Cont'd.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 19 Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, bids were received by this Town Board on March 21, 1977 for the furnishing of chlorine for the Town Sewage Treatment Plants, AND

WHEREAS, Jones Chemical Inc., 100 Sunny Sol Boulevard, Caledonia, New York 14423, was the sole bidder for the furnishing of chlorine to the Town of Cheektowaga for the year 1977, AND

WHEREAS, the above mentioned corporation has met the requirements of the specifications, NOW THEREFORE BE IT

RESOLVED, that the contract for the furnishing of chlorine to the Town of Cheektowaga for the year 1977 be awarded to Jones Chemicals Inc., the sole bidder, at the following quotations:

One-ton cylinders	\$275.00
Plus	\$400.00 deposit for each cylinder
One hundred fifty pound	\$23.00 per cwt.
(150) cylinders	\$50.00 deposit for each cylinder
Plus	

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 20 Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, Notice to Bidders was duly published for the receipt of bids for the purchase of two (2) Wastewater Samplers for the Town of Cheektowaga Treatment Plant, 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 bid be awarded to Burgh & Schoenberger Associates, 10108 Starr Road, Wyoming, New York 14591 for the submission of a bid of \$2,046.75, said bid meeting all the requirements of the specifications.

*SEE NEXT PAGE



Town of Cheektowaga

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

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-683-2200

March 30, 1977

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Award of Bid
Wastewater Samplers

Gentlemen:

The New York State Department of Environmental Quality requested more accurate control of wastewater sampling so the Treatment Plant leased (2) Samplers to determine the purchase of the desired style of Sampler. Bids were opened for the purchase of two Samplers on March 21, 1977. Only one bid was received from Burgh & Schoenburger Associates, who also leased the two Samplers which proved very satisfactory. The Lease Agreement specified that 75% of lease cost would be applied toward the purchase if he were the successful bidder.

The base price for the two Samplers and attachments is \$2,757.00 less 75% of the two month lease of \$947.00 (\$710.25) leaves a balance of \$2,046.75 to be paid to the bidder. Attorney John Rogowski was consulted and he stated that this procedure is acceptable inasmuch as one bid was received.

Attached for your consideration is a resolution authorizing the purchase of the two Samplers from Burgh & Schoenberger Associates for a total cost of \$2,757.00 with a balance due of \$2,046.75 based on the Lease Agreement.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.
Town Engineer

BY: Steven T. Marcynski
Sr. Engineer Assistant

CLB:STM:dmr

Item No. 20 Cont'd.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst

NAYES: 0

ABSENT: 0

Item No. 21 Motion by Councilman Swiatek, seconded by Councilman Kaczmarek

WHEREAS, bids were duly received on March 21, 1977 as a result of advertisement for the purchase of one (1) tractor-drawn turf sprayer for the Town's Parks Department, AND

WHEREAS, such bids were referred to the Town Engineer for analysis, tabulation and report, which said analysis, tabulation and report is attached and considered part of this resolution, NOW, THEREFORE, BE IT

RESOLVED that the bid for the purchase of the turf sprayer be awarded to Eatons Equipment Corporation, 23 Lake Street, Hamburg, New York 14075 for their submission of the lowest bid of \$2,470.00 meeting the requirements of the specifications.

*SEE NEXT PAGE



Town of Cheektowaga

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

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-683-2200

March 31, 1977

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Bid Award - Turf Sprayer
Parks Department

Gentlemen:

On March 21, 1977 bids were received and opened for the furnishing of a turf sprayer for the Parks Department. Two bids were submitted as follows:

BIDDER

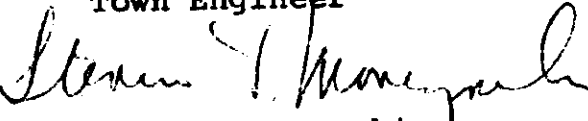
Eatons Equipment Corporation	\$2,470.00
S. V. Moffett Company, Inc.	\$2,875.00

It is recommended that the bid be awarded to Eatons Equipment Corporation, 23 Lake Avenue, Hamburg, New York, 14075 for submitting the lowest bid of \$2,470.00 meeting all the requirements of the specifications.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.
Town Engineer


BY: Steven T. Marcynski
Sr. Engineer Assistant

CLB:STMDMR

Item No. 21 Cont'd.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 22 Motion by Councilman Burst, seconded by Councilman Dux

WHEREAS, the Police Department is in need of one (1) new automobile,
AND

WHEREAS, this purchase is to replace a Patrol Auto that was demolished
in an accident, 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 the Town Board of the Town of Cheektowaga will meet
on the 18th day of April, 1977 at 7:00 P.M., Eastern Standard Time for the purpose
of receiving sealed bids at which time they will be publicly opened by the Town
Board at a public meeting called for that purpose.

* * * * *

N O T I C E T O B I D D E R S

Sealed proposals will be received and considered by the Town Board
of the Town of Cheektowaga on April 18, 1977 at 7:00 P.M., Local Time at the Town
Hall, corner of Broadway and Union Road for one (1) automobile for the Police Depart-
ment.

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 and all bids.

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

RICHARD M. MOLESKI
TOWN CLERK

DATED: April 4, 1977

* * * * *

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

AFFIDAVIT-NEXT PAGE

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

Gladys M. Hechter, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... Chairman 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..... April 7, 1977 ;
last publication..... April 7, 1977 ;
and that no more than six days intervened be-
tween publications.

Gladys M. Hechter
Sworn to before me this 11th
day of April, 19 77
..... Naidine C. Williams

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 79

and considered by the Town Board of the Town of Cheektowaga on April 18, 1977 at 7:00 P.M., Local Time at the Town Hall, corner of Broadway and Union Road for one (1) automobile for the Police Department.

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 informality, 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: April 4, 1977

Item No. 23 Motion by Councilman Swiatek, seconded by Councilman Wasielewski

WHEREAS, it is in order that bids be advertised to cover fencing construction needs in the Town of Cheektowaga for the year of 1977, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of fencing for the year of 1977, notice to be published in the CHEEKTOWAGA TIMES, and, BE IT FURTHER

RESOLVED that the Town Board meet on the 18th day of April, 1977 at 7:00 P.M., Local Time, at the Town Hall, Broadway and Union Road, Cheektowaga, New York for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

N O T I C E T O B I D D E R S

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on April 18, 1977 at 7:00 P.M., Local Time at the Town Hall, corner of Broadway and Union Road for the furnishing of fencing for the year of 1977.

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 and all bids.

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

RICHARD M. MOLESKI
TOWN CLERK

DATED: April 4, 1977

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
 Kaczmarek and Burst
NAYES: 0
ABSENT: 0

AFFIDAVIT-NEXT PAGE

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

Gladys M. Hunter of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clash* 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..... *April 7, 1977*;
last publication..... *April 7, 1977*;
and that no more than six days intervened be-
tween publications.

Gladys M. Hunter
Sworn to before me this *11th*
day of *April*, 19*77*..
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*79*

the Town of Cheektowaga on April 12, 1977 at 7:00 P.M., Local Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of starch for the year of 1977.

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 accept or reject any and all bids, and may waive any informalities, 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: April 4, 1977

Item No. 24 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, it is in order that bids be advertised to cover the purchase of Maintenance Chemicals and Grass Seed for the year of 1977 for the Parks, Treatment Plant, Highway and Sewer Maintenance Departments of 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 Maintenance Chemicals and Grass Seed for the Town of Cheektowaga for the year of 1977, notice to be published in the CHEEKTOWAGA TIMES, and, BE IT FURTHER

RESOLVED that the Town Board meet on the 18th day of April, 1977 at 7:00 P.M., Eastern Standard Time, at the Town Hall, Broadway and Union Road, Cheektowaga, New York for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a meeting called for that purpose.

* * * * *

N O T I C E T O B I D D E R S

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on April 18, 1977 at 7:00 P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of Maintenance Chemicals and Grass Seed for various departments of the Town of Cheektowaga for the year 1977.

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 and all bids.

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

RICHARD M. MOLESKI
TOWN CLERK

DATED: April 4, 1977

* * * * *

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
 Kaczmarek and Burst
NAYES: 0
ABSENT: 0

AFFIDAVIT-NEXT PAGE

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

Charles M. Sisk, 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 weeks:
first publication..... *April 7, 1977*;
last publication..... *April 7, 1977*;
and that no more than six days intervened be-
tween publications.

Charles M. Sisk
Sworn to before me this *15th*
day of *April*, 19... *77*
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *79*

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on April 14, 1977 at 7:00 P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of Maintenance Chemicals and Grass Seed for various departments of the Town of Cheektowaga for the year 1977.

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 and all bids.

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

RICHARD M. MOLESKI

Town Clerk

DATED: April 4, 1977

Item No. 25 Motion by Supervisor Meyers, seconded by Councilman Wasielewski

WHEREAS, this Town Board duly held a Public Hearing on the 21st day of March, 1977 to consider the advisability of adoption of proposed amendments to the Traffic Ordinance of the Town of Cheektowaga which was adopted on July 17, 1967, said Hearing being held in accordance with Notice thereof which was duly published as required by law, at which Hearing an opportunity to be heard was afforded all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1.

That this Town Board determine that it is in the public interest to adopt the following amendments to the Traffic Ordinance of the Town of Cheektowaga, County of Erie and State of New York, and said amendments are herewith adopted and enacted:

ARTICLE X

Parking, Standing and Stopping

Section 102 is amended by deleting therefrom the following:

NO PARKING ANYTIME

BIGELOW ROAD	North side:	from east curb of MAPLEVIEW ROAD to HUTH ROAD
WEST GRAND BOULEVARD	West side:	from entrance of ST. JOSEPH'S HOSPITAL lot to south curb of SOUTHERN PARKWAY

Section 102 is amended by adding thereto the following:

NO PARKING ANYTIME

AIRPORT AVENUE	South side:	east from BANKO DRIVE to DEAN ROAD
AIRPORT AVENUE	North side:	east from BANKO DRIVE to DEAN ROAD
BIGELOW ROAD	South side:	from MAPLEVIEW ROAD to HUTH ROAD
CLAUDE DRIVE	East side:	from DINGENS STREET north to HURD STREET
COREY COURT	North side:	from HARLEM ROAD to MAPLEVIEW ROAD
COREY COURT	Southwest side:	from MAPLEVIEW ROAD to a point 160 feet northwesterly therefrom
HENRY STREET	West side:	from WILLIAM STREET south to bridge over New York State Thruway
HOMESGARTH AVENUE	North side:	from HARLEM ROAD to SOUTH ROYCROFT BOULEVARD
MAPLEVIEW ROAD	West side:	from ROST PLACE to HOMESGARTH AVENUE
MERRYMONT DRIVE	East side:	from CLEVELAND DRIVE to MAPLEVIEW ROAD
NORTH MEADOWBROOK PKWY.	West side:	from DINGENS STREET north to BISMARCK STREET
NORTH PLEASANT PKWY.	West side:	from DINGENS STREET north to RICHARD DRIVE
NORTH WILLOWLAWN PKWY.	West side:	from DINGENS STREET north to BISMARCK STREET
PARKER STREET	North side:	west from GARLAND AVENUE to CASS AVENUE

Item No. 25 Cont'd.

SOUTH ROYCROFT BLVD.	West side:	from CLEVELAND DRIVE to terminus of street
<u>NO PARKING HERE TO CORNER</u>		
BRIGHT AVENUE	East side:	from south curb line of WILLIAM STREET to a point 100 feet southerly therefrom
EDMUND STREET	West side:	from south curb line of WILLIAM STREET to a point 100 feet southerly therefrom
GARLAND AVENUE	East side:	from south curb line of WILLIAM STREET to a point 100 feet southerly therefrom
HEDLEY STREET	East side:	from south curb line of WILLIAM STREET to a point 100 feet southerly therefrom
WARSAW STREET	East side:	from north curb line of WILLIAM STREET to a point 100 feet northerly therefrom

Section 103 is amended by deleting therefrom the following:

NO STANDING 7:30 AM to 3:30 PM SCHOOLDAYS

BIGELOW ROAD	South side:	from MAPLEVIEW ROAD to HUTH ROAD
--------------	-------------	----------------------------------

NO PARKING 7:00 AM to 4:00 PM

MAPLEVIEW ROAD	East side:	from north line of HOMESGARTH AVENUE to 109 MAPLEVIEW ROAD
MAPLEVIEW ROAD	West side:	from north line of COREY COURT to south line of ROST PLACE

Section 103 is amended by adding thereto the following:

NO PARKING 7:00 AM to 4:00 PM SCHOOLDAYS

BIGELOW ROAD	North side:	from MAPLEVIEW ROAD to HUTH ROAD
COREY COURT	South side:	from HARLEM ROAD to a point 160 feet northwest of MAPLEVIEW ROAD
MAPLEVIEW ROAD	East side:	from traffic circle to HOMESGARTH AVENUE

NO STANDING ANYTIME

WEST GRAND BOULEVARD	West side:	north from ST. JOSEPH'S HOSPITAL lot to south curb of SOUTHERN PARKWAY
WEST GRAND BOULEVARD	East side:	north from ST. JOSEPH'S HOSPITAL lot to south curb of SOUTHERN PARKWAY

Section 2. Time to take effect.

(a) These amendments shall take effect immediately except those parts, if any, which are subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York.

(b) Any part or parts of these amendments which are subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York shall take effect from and after the day on which approval in writing is received from the New York State Traffic Commission.

Item No. 25 Cont'd.

Section 3. Territorial application.

This amendment shall apply to all of the Town of Cheektowaga, Erie County, New York, outside of the villages of Depew and Sloan.

Section 4. Publication and Posting.

That these amendments to the Traffic Ordinance shall be entered in the minutes of this Town Board and shall be published in the CHEEKTOWAGA TIMES, a newspaper published in this Town, and a printed copy thereof shall be posted on the signboard maintained by the Town Clerk pursuant to Subdivision 6 of Section 30 of the Town Law of the State of New York, and affidavits of such publication and posting shall be filed with the Town Clerk and the Town Clerk shall likewise enter in the Ordinance Book a copy of this amendment specifying the date of adoption thereof.

Upon Roll Call....

AYES:	Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES:	0
ABSENT:	0

AFFIDAVIT-NEXT PAGE

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

Gladys M. Seibert 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 weeks:
first publication..... *April 7, 1977* ;
last publication..... *April 7, 1977* ;
and that no more than six days intervened be-
tween publications.

Gladys M. Seibert
Sworn to before me this *11th*
day of *April*, 19.. *77*
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *79*

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 4th day of April, 1977 at 7:00 o'clock P.M. Eastern Standard Time there were:

PRESENT:

Supervisor Kenneth J. Meyers
Councilmen:

Frank E. Swiatek
Raymond J. Wasielewski
Thomas M. Johnson, Jr.
Frank J. Dux
George Kaczmarek
James R. Burst

ABSENT: 0

Motion by Supervisor Meyers Seconded by Councilman Wasielewski.

WHEREAS, this Town Board duly held a Public Hearing on the 21st day of March, 1977 to consider the advisability of adoption of proposed amendments to the Traffic Ordinance of the Town of Cheektowaga which was adopted on July 17, 1967, said Hearing being held in accordance with Notice thereof which was duly published as required by law, at which Hearing an opportunity to be heard was afforded all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1.

That this Town Board determine that it is in the public interest to adopt the following amendments to the Traffic Ordinance of the Town of Cheektowaga, County of Erie and State of New York, and said amendments are herewith adopted and enacted:

ARTICLE X

Parking, Standing and Stopping
Section 102 is amended by deleting therefrom the following:

NO PARKING ANYTIME

BIGELOW ROAD North side: from east curb of MAPLEVIEW ROAD to HUTH ROAD

WEST GRAND BOULEVARD West side: from entrance of ST. JOSEPH'S HOSPITAL lot to south curb of SOUTHERN PARKWAY

Section 102 is amended by adding thereto the following:

NO PARKING ANYTIME

AIRPORT AVENUE South side: east from BANKO DRIVE to DEAN ROAD

AIRPORT AVENUE North side: east from BANKO DRIVE to DEAN ROAD

CLAUDE DRIVE East side: from MAPLEVIEW ROAD to HUTH ROAD

CLAUDE DRIVE East side: from DINGENS STREET north to HURD STREET

COREY COURT North side: from HARLEM ROAD to MAPLEVIEW ROAD

COREY COURT Southwest side: from MAPLEVIEW ROAD to a point 100 feet northwesterly therefrom

HENRY STREET West side: from WILLIAM STREET south to bridge over New York State Thruway

HOMESGARTH AVENUE North side: from HARLEM ROAD to SOUTH ROYCROFT BOULEVARD
MAPLEVIEW ROAD West side: from ROST PLACE to HOMESGARTH AVENUE

MERRYMONT DRIVE East side: from CLEVELAND DRIVE to MAPLEVIEW ROAD

NORTH MEADOWBROOK PKWY. West side: from DINGENS STREET north to BISMARCK STREET

NORTH PLEASANT PKWY. West side: from DINGENS STREET north to RICHARD DRIVE

NORTH WILLOWLAWN PKWY. West side: from DINGENS STREET north to BISMARCK STREET

PARKER STREET North side: west from GARLAND AVENUE to CASS AVENUE

SOUTH ROYCROFT BLVD. West side: from CLEVELAND DRIVE to terminus of street

NO PARKING HERE TO CORNER
BRIGHT AVENUE East side: from south curb line of WILLIAM STREET to a point 100 feet southerly therefrom

EDMUND STREET West side: from south curb line of WILLIAM STREET to a point 100 feet southerly therefrom

GARLAND AVENUE East side: from south curb line of WILLIAM STREET to a point 100 feet southerly therefrom

HEDLEY STREET East side: from south curb line of WILLIAM STREET to a point 100 feet southerly therefrom

WARSAW STREET East side: from north curb line of WILLIAM STREET to a point 100 feet northerly therefrom

Section 103 is amended by deleting therefrom the following:

NO STANDING 7:30 AM to 3:30 PM SCHOOLDAYS

BIGELOW ROAD South side: from

NO PARKING 7:00 AM to 4:00 PM

MAPLEVIEW ROAD East side: from north line of HOMESGARTH AVENUE to 100 MAPLEVIEW ROAD

MAPLEVIEW ROAD West side: from north line of COREY COURT to south line of ROST PLACE

Section 103 is amended by adding thereto the following:

NO PARKING 7:00 AM to 4:00 PM SCHOOLDAYS

BIGELOW ROAD North side: from MAPLEVIEW ROAD to HUTH ROAD

COREY COURT South side: from HARLEM ROAD to a point 100 feet northwest of MAPLEVIEW ROAD
MAPLEVIEW ROAD East side: from traffic circle to HOMESGARTH AVENUE

NO STANDING ANYTIME

WEST GRAND BOULEVARD West side: north from ST. JOSEPH'S HOSPITAL lot to south curb of SOUTHERN PARKWAY

WEST GRAND BOULEVARD East side: north from ST. JOSEPH'S HOSPITAL lot to south curb of SOUTHERN PARKWAY

Section 2. Time to take effect.

(a) These amendments shall take effect immediately except those parts, if any, which are subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York.

(b) Any part or parts of these amendments which are subject to approval under section 1684 of the Vehicle and Traffic Law of the State of New York shall take effect from and after the day on which approval in writing is received from the New York State Traffic Commission.

Section 3. Territorial application.

This amendment shall apply to all of the Town of Cheektowaga, Erie County, New York, outside of the villages of Depew and Sloan.

Section 4. Publication and Posting.

That these amendments to the Traffic Ordinance shall be entered in the minutes of this Town Board and shall be published in the CHEEKTOWAGA TIMES, a newspaper published in this Town, and a printed copy thereof shall be posted on the signboard maintained by the Town Clerk pursuant to Subdivision 6 of Section 30 of the Town Law of the State of New York, and affidavits of such publication and posting shall be filed with the Town Clerk and Town Clerk shall likewise enter in the Ordinance Book a copy of this amendment specifying the date of adoption thereof.

Upon roll call

Supervisor Meyers Voting AYE
Councilmen:

Swiatek Voting AYE
Wasielewski voting AYE
Johnson Voting AYE
Dux Voting AYE
Kaczmarek voting AYE
Burst 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 April 4, 1977, 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. 25, 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 5th day of April, 1977.

RICHARD M. MOLESKI

Town Clerk

Item No. 26 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the Town is required to hold public hearings relative to the proposed use of Federal Revenue Sharing funds during the balance of the year 1977, therefore, BE IT

RESOLVED that the attached Notice of Hearing be published in the CHEEKTOWAGA TIMES on April 7, 1977 calling for a Public Hearing to be held in the Cheektowaga Town Hall on April 18, 1977 at 7:00; said hearing shall be held during the regular Town Board meeting of April 18, 1977.

* * * * *

N O T I C E O F B U D G E T H E A R I N G

TOWN OF CHEEKTOWAGA, NEW YORK

FEDERAL REVENUE SHARING FUNDS

The Town Board of the Town of Cheektowaga, New York will hold a Public Hearing on a proposed supplemental Federal Revenue Sharing Budget for the year ending December 31, 1977. This hearing will be held at 7:00 P.M., April 18, 1977 in the first floor Council Chambers, Cheektowaga Town Hall, Broadway and Union Roads, Cheektowaga, New York.

The intended use of the supplemental Federal Revenue Sharing Funds includes:

Drainage Development and Improvement	\$ 370,000.00
Erosion Control Improvements	\$ 20,000.00
Park and Recreation Development and Improvement	\$ 390,000.00
	<u>\$ 780,000.00</u>

The above funds will supplement the previously adopted 1977 budgets of the General, General-Outside Villages, Federal Revenue Sharing and Highway Funds which are summarized below:

General Government	\$ 1,938,593.00
Public Safety	2,647,485.00
Health	21,190.00
Transportation	1,663,021.00
Economic Assistance and Development	1,044,100.00
Culture and Recreation	1,115,027.00
Home and Community Services	47,197.00
Employee Benefits	2,019,185.00
Debt Service	<u>453,430.00</u>
	<u>\$10,949,228.00</u>

The detailed previously adopted 1977 budgets are on file in the office of the Town Clerk, Cheektowaga Town Hall.

Item No. 26 Cont'd.

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

RICHARD M. MOLESKI, TOWN CLERK

DATED: April 4, 1977

* * * * *

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst

NAYES: 0

ABSENT: 0

AFFIDAVIT-NEXT PAGE

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

Gladys M. Huston 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..... *April 7, 1977* ;
last publication..... *April 7, 1977* ;
and that no more than six days intervened be-
tween publications.

Gladys M. Huston
Sworn to before me this *11th*
day of *April*, 19*77*..
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*79*

FEDERAL REVENUE SHARING FUNDS

The Town Board of the Town of Cheektowaga, New York will hold a Public Hearing on a proposed supplemental Federal Revenue Sharing Budget for the year ending December 31, 1977. This hearing will be held at 7:00 P.M., April 18, 1977 in the first floor Council Chambers, Cheektowaga Town Hall, Broadway and Union Roads, Cheektowaga, New York.

The intended use of the supplemental Federal Revenue Sharing Funds includes:

Drainage Development and Improvement	\$ 370,000.00
Erosion Control Improvements	20,000.00
Park and Recreation development and improvement	300,000.00
	\$ 700,000.00

The above funds will supplement the previously adopted 1977 budgets of the General, General-Outside Villages, Federal Revenue Sharing and Highway Funds which are summarized below:

General Government	\$ 1,938,583.00
Public Safety	2,647,485.00
Health	21,190.00
Transportation	1,063,021.00
Economic Assistance and Development	1,044,100.00
Culture and Recreation	1,115,637.00
Home and Community Services	47,197.00
Employee Benefits	2,019,185.00
Debt Service	453,430.00
	\$10,940,228.00

The detailed previously adopted 1977 budgets are on file in the office of the Town Clerk, Cheektowaga Town Hall.

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

RICHARD M. MOLESKI
Town Clerk

DATED: April 4, 1977

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

BE IT RESOLVED that a Public Hearing on proposed repeal of the exemption on real property provided by Section 485-b of the Real Property Tax Law be held on the 15th day of April, 1977 at 7:00 p.m. Eastern Standard Time 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 repeal of the exemption on real property provided by Section 485-b of the Real Property Tax Law and the Town Clerk is hereby directed to publish the following Notice of Public Hearing in the CHEEKTOWAGA TIMES on April 7, 1977; the said proposal being set forth in the Notice of Public Hearing.

* * * * *

N O T I C E O F P U B L I C H E A R I N G

NOTICE IS HEREBY GIVEN that a Public Hearing will be held before the Town Board of Cheektowaga, and the Supervisor of said Town as Chief Elective Officer, on the 15th day of April, 1977 at 7:00 P.M. Eastern Standard Time at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York to consider and discuss and if need be, act upon the following proposed Local Law:

Local Law No. 1 of the Year 1977

A Local Law repealing the exemption on real property provided by Section 485-b of the Real Property Tax Law.

Section 1. Pursuant to the authority of Subdivision 7 of Section 485-b of the Real Property Tax Law, the partial exemption from taxation, special ad valorem levies and service charges provided by such Section 485-b is hereby repealed insofar as such exemption would have been applicable to real property assessed for town purposes.

Section 2. This Local Law shall take effect immediately upon filing with the Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

All Citizens and persons in interest are urged to attend and they shall be heard.

DATED: Cheektowaga, New York
April 4, 1977

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 Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

*SEE NEXT TWO (2) PAGES FOR COPY OF CERTIFICATION AND AFFIDAVIT

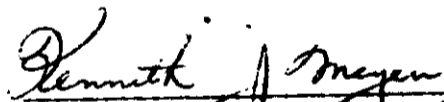
C E R T I F I C A T I O N

Pursuant to Section 20, Subdivision 4 of the
Municipal Home Rule Law

I, KENNETH J. MEYERS, being the elective chief executive officer, to wit: Supervisor, of the Town of Cheektowaga, Erie County, New York, do hereby certify that it is necessary that Local Law No. 1 for the year 1977, eliminating real property tax exemptions, pursuant to Section 485-b of the Real Property Tax Law, be enacted immediately.

The necessity for such immediate passage is the statutory time schedule which would create difficulties in meeting the assessing procedures schedule for the next fiscal year if the statutory waiting period set forth in Section 20, Subdivision 4 is adhered to.

Dated: Cheektowaga, New York
April 4, 1977


Kenneth J. Meyers, Supervisor and
Chief Executive Officer, Town of
Cheektowaga, New York

Town Board of Cheektowaga, and the Supervisor of said Town as Chief Elective Officer, on the 18th day of April, 1977 at 7:00 P.M., Eastern Standard Time at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York to consider and discuss and if need be, act upon the following mentioned Local Law:

Local Law No. 1 of the Year 1977

A Local Law amending the general laws of the State of New York relating to the taxation of real property.

Section 1. Notwithstanding the provisions of Section 485-b of the General Laws of the State of New York, the partial exemption from taxation, special ad valorem levies and service charges provided by such Section 485-b is hereby repealed insofar as such exemption would have been applicable to real property assessed for town purposes.

Section 2. This Local Law shall take effect immediately upon filing with the Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

All citizens and persons in interest are urged to attend and they shall be heard.

Dated: Cheektowaga, New York
April 4, 1977

BY ORDER OF THE TOWN
BOARD OF THE TOWN OF CHEEK-
TOWAGA, ERIE COUNTY, NEW
YORK.

Richard M. McDonald
Town Clerk

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

Charles M. Sedate, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Charles* 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 *April 7, 1977* ;
last publication *April 7, 1977* ;
and that no more than six days intervened be-
tween publications.

Charles M. Sedate
Sworn to before me this *11th*
day of *April*, 19 *77*
..... *Naidine C. Williams*
Notary public in and for Erie County, N. Y.

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *79*

**Pursuant to Section 20, Subdivision 4
of the Municipal Finance Law**

I, **KENNETH J. MEYERS**, being
the elective chief executive officer, to
wit: Supervisor, of the Town of
Cheektowaga, Erie County, New
York, do hereby certify that it is
necessary that Local Law No. 1 for the
year 1977, eliminating real property
tax exemptions, pursuant to Section
405-b of the Real Property Tax Law,
be enacted immediately.

The necessity for such immediate
passage is the statutory time schedule
which would create difficulties in
meeting the assessing procedures
schedule for the next fiscal year if the
statutory waiting period set forth in
Section 20, Subdivision 4 is adhered to.

Dated: Cheektowaga, New York

April 4, 1977

**Kenneth J. Meyers, Supervisor and
Chief Executive Officer, Town of
Cheektowaga, New York**

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

Clayton M. Hutchins, 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 weeks:
first publication..... *April 7, 1977* ;
last publication..... *April 7, 1977* ;
and that no more than six days intervened be-
tween publications.

Clayton M. Hutchins
Sworn to before me this *11th*
day of *April*, 19 *77*
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *79*

Item No. 28 Motion by Supervisor Meyers, seconded by Councilman Dux

WHEREAS, the Town of Cheektowaga at a regular Town Board meeting held on October 18, 1976 authorized the retainer of George F. Christie of DeWitt, New York to prepare insurance bidding specifications on behalf of the Town, and

WHEREAS, said resolution authorized a fee not to exceed the sum of \$2,800.00, and

WHEREAS, additional expenses over and above \$2,800.00 were necessarily incurred by said George F. Christie, said additional amount being the sum of \$122.22 and vouchers have been submitted therefor, and

WHEREAS, it appears that the additional amounts were reasonable and necessary expenses, therefore, BE IT

RESOLVED, that the Town is hereby authorized to pay the sum of \$122.22 to George F. Christie in addition to the authorized fee of \$2,800.00, and BE IT FURTHER

RESOLVED, that the Accounting Office make said payment to the claimant.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

Item No. 29 Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, it was required that the Town undertake the expense of lowering the Sanitary Sewer Trunk Line on George Urban Boulevard as a requirement of the Erie County George Urban Boulevard Road Improvement Project and the U.S. Corps of Engineers Flood Control Project for Scajaquada Creek, AND

WHEREAS, this sewer relocation is a critical part of the Sewer District No. 5 sewer system and it is necessary to undertake all safeguards to insure that this trunk sewer is constructed according to the plans and specifications drawn by the engineering firm of Nussbaumer & Clarke, Inc., NOW THEREFORE BE IT

RESOLVED that the consulting firm of Nussbaumer & Clarke, Inc. is to provide general services during construction with the payment for such services to be on a per diem basis outlined in their letter of March 29, 1977 to Mr. Chester L. Bryan, Town Engineer.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

Item No. 30 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga is eligible for Economic Development Administration Funds for our St. Felix Drainage Project, NOW, THEREFORE, BE IT

RESOLVED that Chase Manhattan Bank be named Official Town Depositors for our St. Felix-Economic Development Administration Funds.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

Item No. 31 Motion by Councilman Burst, seconded by Councilman Dux

WHEREAS, continuous complaints have been received by the Town Board regarding the unsafe condition of a partially constructed single dwelling located at _____, in the Town of Cheektowaga and according to the Assessor's Office records is owned by Kenneth Anderhalt, doing business as Homes by Ander, Inc., whose address is listed as 68 Frantzen Terrace, Cheektowaga, New York, and

WHEREAS, these conditions require that some positive steps be taken to rectify this condition by boarding over the open windows and doors and removing the standing water in the cellar to prevent the premises from becoming a hazard to the health and safety of others, now, therefore, BE IT

RESOLVED that pursuant to Section 1, Subdivision 2D of the Town of Cheektowaga Building Code that the boarding up and securing of this structure be commenced by the Town and any cost be assessed against the landowner hereinbefore described.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 32 Motion by Supervisor Meyers, seconded by Councilman Kaczmarek

WHEREAS, it will be necessary to deliver Bond Anticipation Notes in the sum of \$1,000,000.00 and to close said bond transaction in New York City on April 8, 1977, now, therefore, BE IT

RESOLVED that the Town Clerk, Richard M. Moleski, and the Town Attorney, John V. Rogowski, be and hereby are authorized to deliver said Bond Anticipation Notes and to close said bond transaction in New York City, and BE IT FURTHER

RESOLVED that all reasonable and necessary expenses incurred in said delivery and closing will be reimbursed by the Town.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 33 Motion by Councilman Burst, seconded by Councilman Johnson

WHEREAS, various sanitary and storm sewer projects and other capital improvement projects are pending and need additional input between the Town of Cheektowaga and certain state offices in Albany, therefore, BE IT

RESOLVED, that the Town Attorney or Deputy Town Attorneys and Town Engineer be and hereby are authorized to travel to Albany, New York for the purpose of meeting with certain state agencies during the next sixty (60) day period, and BE IT FURTHER

RESOLVED, that the reasonable costs and expenses incurred by said Town Attorney or Deputy Town Attorneys and Town Engineer be reimbursed by the Town.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 34 Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, this Town Board, by resolution dated February 7, 1977, authorized Thomas Skowronski, Wastewater Treatment Plant Operator Trainee, to attend the required Sewage Treatment Plant Operator School during the period of

Item No. 34 Cont'd.

March 7 thru 18, 1977, AND

WHEREAS, said school was canceled for that time period, AND

WHEREAS, the Sewage Treatment Plant Operator Course of Instruction has been rescheduled to May 16 thru 27, 1977, with a tuition fee of \$210.00, NOW THEREFORE BE IT

RESOLVED, that Thomas Skowronski, Wastewater Treatment Plant Operator Trainee be and hereby is authorized to attend this required training school at the State University College at Buffalo during the period of May 16 thru 27, 1977 with all legal expenses to be reimbursed by the Town, AND, BE IT FURTHER

RESOLVED that should these schooling dates be canceled again that Thomas Skowronski, Wastewater Treatment Plant Operator Trainee be and hereby is authorized to attend the required training school at Syracuse University during the period of May 16 thru 27, 1977 with all legal expenses to be reimbursed by the Town, and said legal expenses to include the \$280.00 tuition fee and for transportation, lodging and meal costs not to exceed \$340.00.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 35 Motion by Councilman Swiatek, seconded by Supervisor Meyers

BE IT RESOLVED that Edward J. Leak, Director of Recreation be allowed to attend a meeting of the Executive Council of the New York State Recreation and Parks Society on Tuesday, April 5th, in Cohoes, New York, and, BE IT FURTHER

RESOLVED that there will be no expense to the Town.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: Councilman Burst
ABSENT: 0

Item No. 36 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the Town Board has previously adopted a resolution creating the position of Sewage Treatment Plant Operator Trainee in the Wastewater Treatment Plant No. 5 and said position was approved by the Erie County Personnel Office, AND

WHEREAS, said position was posted in accordance with the Agreement between the Town of Cheektowaga and Local 1026, AFL-CIO, NOW THEREFORE BE IT

RESOLVED, that the following is hereby appointed to the position of Sewage Treatment Plant Operator Trainee at the rate with increments as specified in the Town Agreement with Local 1026 and with said appointment effective on April 25, 1977.

Dennis Turkasz

Cheektowaga, New York 14227

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 37 Motion by Supervisor Meyers, seconded by Councilman Kaczmarek

BE IT RESOLVED that Diane Corkins, residing at Cheektowaga, New York be and hereby is hired as Clerk, part time, in the Building Inspector's Office at a salary of \$22.00 per day, effective immediately.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 38 Motion by Supervisor Meyers, seconded by Councilman Dux

WHEREAS, funds are presently available under the Comprehensive Employment and Training Act of 1973, Title VI, NOW THEREFORE BE IT

RESOLVED, that the following persons be and hereby are hired as Laborers, at a salary rate of \$4.6141 per hour, starting date as established by the department head:

Augustyn, Daniel W. , Sloan, NY 14212
Mosey, James J. . Depew, New York 14043
Olek, Stanley J. , Depew, NY 14043
Trzaska, John Chktg., NY 14206
Unger, Sidney , Chktg., NY 14225
Witzaszek, Edward L. , Chktg., NY 14227

Assignment to be as follows: 2 in Sanitation Dept.
2 in Parks Dept.
1 in Sewer Treatment Plant
1 in Police Garage

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 39 Motion by Supervisor Meyers, seconded by Councilman Swiatek

BE IT RESOLVED that the following vouchers and warrants submitted to the TOWN OF CHEEKTOWAGA for the period ending April 4, 1977, be and hereby are approved and the Supervisor pay said warrants:

<u>FUND</u>	<u>CHECK NO.</u> <u>FROM TO</u>	<u>AMOUNT</u>
GENERAL	592-781, 813,9612	\$ 438,768.72
SPECIAL DISTRICTS	2734-2796	172,516.06
HIGHWAY	2324-2396	132,307.30
PART TOWN	574-587	4,426.23
SPECIAL ASSESSMENTS	4	3,178.55

Item No. 39 Cont'd.

<u>FUND</u>	<u>CHECK NO.</u> <u>FROM TO</u>	<u>AMOUNT</u>
FEDERAL REVENUE SHARING	29	\$ 2,000.00
TRUST AND AGENCY	391-400	<u>199,430.50</u>
		<u>\$ 952,627.36</u>

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Motion by Councilman Wasielewski, seconded by Councilman Johnson
to Waive the Rules.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

VI. SUSPENSION OF RULES

Item No. 40 Engineering Department - Advertise for Bids for one (1) front
Loading Bucket with attachments for use by the Parks Department.

Motion by Councilman Burst, seconded by Councilman Dux

WHEREAS, the Parks Department is in need of a front end loading
bucket to fit an existing tractor, AND

WHEREAS, a tractor operated loading bucket to pick up and deposit
soil or materials into a dump truck is an improved method, 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 loading bucket,
notice to be published in the CHEEKTOWAGA TIMES, and, BE IT FURTHER

RESOLVED, that the Town Board will meet on the 18th day of April,
1977, at 7:00 P.M., Eastern Standard Time for the purpose of receiving sealed bids
at which time they will be publicly opened by the Town Board at a public meeting
called for that purpose.

N O T I C E T O B I D D E R S

Sealed proposals will be received and considered by the Town Board
of the Town of Cheektowaga on April 18, 1977 at 7:00 P.M., at the Town Hall, corner
of Broadway and Union Road for (1) Front Loading Bucket with attachments for a Ford
2000 Tractor.

Item No. 40 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: April 4, 1977

* * * * *

Upon Roll Call....

AYES:	Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES:	0
ABSENT:	0

AFFIDAVIT-NEXT PAGE

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

Gladys M. Schuster, 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 April 7, 1977;
last publication April 7, 1977;
and that no more than six days intervened be-
tween publications.

Gladys M. Schuster
Sworn to before me this 11th
day of April, 1977
Naidine C. Williams

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1979

the Town of Cheektowaga on April 4, 1977 at 7:00 P.M., at the Town Hall, corner of Broadway and Union Road for (1) Front Loading Bucket with attachments for a Ford 2000 Tractor.

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 informality, 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: April 4, 1977

Item No. 41 Youth Board - Appointment of Coordinator of Cheektowaga Summer Day Camp for disabled youngsters.

Motion by Councilman Swiatek, seconded by Supervisor Meyers

RESOLVED that Karen Gerlach residing at _____, Cheektowaga, New York 14215 be hereby hired to work for the Youth Bureau as the Coordinator of the Cheektowaga Summer Day Camp for Developmentally Disabled Youngsters at the rate of \$3.25 per hour.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 42 Retention of John D. Kocieniewski for appraisal of land parcels in connection with Northeast Interceptor Sewer Project and St. Felix St. Projects.

Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga is presently engaged in various sanitary and storm sewer projects which require appraisals of certain parcels of property within the Town for the purpose of obtaining easements on behalf of the Town, now, therefore, BE IT

RESOLVED that John D. Kocieniewski, residing at _____, West Seneca, New York be and hereby is retained to appraise said parcels of property in connection with the Northeast Interceptor Sewer Project and the St. Felix Street Projects for the purpose of obtaining easements on behalf of the Town, and BE IT FURTHER

RESOLVED that John D. Kocieniewski be paid the reasonable fees for said services, said fees not to exceed the sum of \$3,500.00 for seven appraisals.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 43 Appointment of "Laborer" in the Sanitation Department.

Motion by Supervisor Meyers, seconded by Councilman Kaczmarek

WHEREAS, a vacancy presently exists in the Town of Cheektowaga Sanitation Department for the position of "Laborer", and

WHEREAS, said vacancy has been posted in accordance with the bargaining agreement between the Town of Cheektowaga and Local 1026, A.F.S.C.M.E., NOW, THEREFORE, BE IT

RESOLVED that Eugene Martin, _____, currently employed with the Town of Cheektowaga under the C.E.T.A. Program, be and hereby is appointed to the permanent position of "Laborer" in the Sanitation Department, at the rate of \$5.38 per hour, effective April 6, 1977.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 44 Call for Public Hearing on Environmental Assessments.

Motion by Councilman Johnson, seconded by Supervisor Meyers

WHEREAS, the Town of Cheektowaga is applying for federal aid on

Item No. 44 Cont'd.

collector systems in proposed Sanitary Sewer District No. 8 in order to provide sewer service to existing residential, commercial and industrial developments as a continuation of its efforts to reduce water pollution of surface waters, AND

WHEREAS, the Federal Environmental Protection Agency on February 23, 1973, promulgated rules and regulations pertaining to such pollution abatement programs, requiring an environmental assessment hearing to be held during the preparation of said statement, NOW, THEREFORE, BE IT

RESOLVED that the Consulting Firm of Nussbaumer & Clarke, Inc., 310 Delaware Avenue, Buffalo, New York 14202, is hereby authorized and directed to assist the Town in receiving and reviewing input at the required environmental assessment hearing, and, BE IT FURTHER

RESOLVED that a public hearing be held on the environmental assessment as required by said Federal Environmental Protection Agency on May 12, 1977, at 7:00 P.M. Local Time at the Cheektowaga Town Hall, and, BE IT FURTHER

RESOLVED that the Town Clerk is hereby directed to publish in the Buffalo Evening News, the Courier Express and the Cheektowaga Times, a Notice for Public Hearing not less than 30 days prior to the date of the hearing and that the Town Clerk post conspicuously or cause to be posted conspicuously said Notice for a Public Hearing on the signboard of the Town maintained pursuant to Subdivision 6 of Section 30 of the Town Law not less than 30 days prior to the date fixed for such hearing, and, BE IT FURTHER

RESOLVED that the Town Clerk secure proof of publication from said Buffalo Evening News, Courier Express and Cheektowaga Times.

* * * * *

P U B L I C N O T I C E

PLEASE TAKE NOTICE THAT, in compliance with the United States Environmental Protection Agency's Rules and Regulations, the Town of Cheektowaga acting on behalf of the residential, commercial and industrial establishments in the northeast portion of the Town, has called for a public hearing on the proposed sewage collector systems with the hearing to be held on May 12, 1977 at 7:00 P.M. at the Town Hall, Broadway and Union Road, Cheektowaga, New York.

This project shall provide sewage service for the residential, commercial and industrial establishments in the northeast area of the Town of Cheektowaga.

Briefly, the project consists of the construction of local collector sewers and associated pump stations and force mains and thence conveying the untreated municipal wastes to the Northeast Interceptor Sewer.

This hearing is open to all. The public, all interested organizations, Municipalities, Environmental and Conservation groups, Planning Agencies and others, are encouraged to speak for or against the project. One of the purposes of this hearing is to discuss the environmental effects of the project.

Documents and plans are available for inspection to all interested parties at the Town Engineer's Office, Town Hall, Broadway and Union Road, Town of Cheektowaga, Monday through Friday from 9:00 A.M. to 4:30 P.M. after April 28th.

If additional information is required, please contact the Town Engineer of Cheektowaga whose telephone number is 683-2200.

Written statements are welcome, however, verbal presentations will be noted and given equal consideration, since all persons will be given an opportunity to be heard at this hearing.

Item No. 44 Cont'd.

Please mail all statements to:

Mr. Chester L. Bryan, P.E.
Town Engineer
Town of Cheektowaga, Town Hall
Broadway and Union Road
Cheektowaga, New York 14227

DATED: April 4, 1977

RICHARD M. MOLESKI
TOWN CLERK

* * * * *

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

AFFIDAVITS-NEXT PAGE

STATE OF NEW YORK
Erie County, City of Buffalo, } ss.

This project shall provide service for the residential, commercial and industrial establishments in the northeast area of the Town of Chesham.

Specifically, the project consists of the administration of local collector sewers and associated pump stations and force mains and channels conveying the untreated municipal wastes to the northeast intercepting sewer.

This hearing is open to all. The public, as interested organizations, Municipalities, Environmental and Conservation groups, Planning Agencies and others, are encouraged to speak for or against the project. One of the purposes of this hearing is to discuss the environmental effects of the project.

Written statements and plans are available for inspection to all interested parties at the Town Engineer's Office, Town Hall, Broadway and Union Road, Town of Chesham, Monday through Friday from 9 AM until 4 PM after April 28th.

If additional information is required, please contact the Town Engineer of Chesham where telephone number is 607-2224.

Written statements are welcome, however, verbal presentations will be heard and given due consideration, since all persons will be given an opportunity to be heard at this hearing.

Please mail all statements to:

Town Engineer
Town of Chesham
Town Hall
Broadway and Union Road
Chesham, New York 12527

April 4, 1977

RICHARD M. MOLESKI,
TOWN CLERK

Alice Anderson

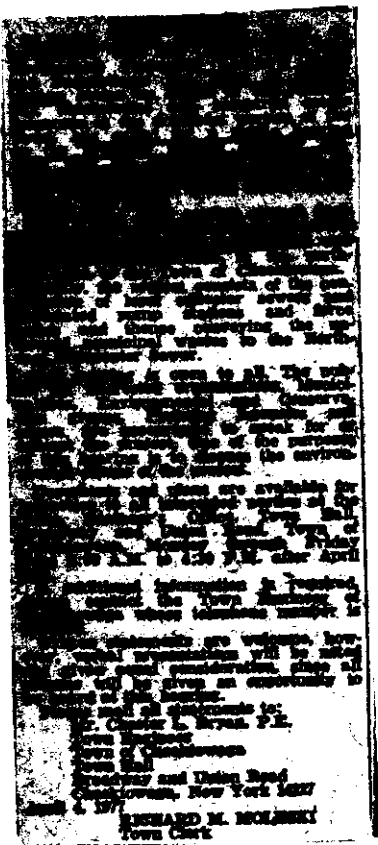
of the City of Buffalo, being duly sworn, deposes and says, that he is chief clerk in the office of BUFFALO COURIER-EXPRESS a daily newspaper published in said City, that the notice, of which the annexed printed slip taken from said newspaper is a copy, was inserted and published therein once a week for weeks the first insertion being on the . . 7 day of . . April 19 77 and the last insertion being on the day of, 19, and not more than days intervened between any two publications thereof.

Sworn before me this 7... day
of April 19 77 .

STENOGRAPHIC SCHOOL
 Notary Public, State of New York
 Resided in Erie County
 My Commission Expires March 30,

State of New York

ERIE COUNTY
CITY OF BUFFALO



D. Eileen Perry

of the City of Buffalo, New York, being duly sworn,
deposes and says that she is Principal Clerk
of the BUFFALO EVENING NEWS, INC.,
Publisher of the BUFFALO EVENING NEWS, a
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
therein ONCE ~~XXXXXXXXXXXXXXXXXXXX~~
~~XXXXXX~~ the first insertion being on the 7th
day of April 19 77 and the last
insertion being on the 8th day of April 19 77

D. Eileen Perry

Sworn to before me this 8th day
of April 19 77

Robert L. Moore

Notary Public, Erie County, N.Y.

ROBERT L. MOORE
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1979

Public Hearing Notice
In accordance with the Federal Clean Water Act, the Environmental Protection Agency's Rules and Regulations, the Town of Cheektowaga acting on behalf of the residential, commercial and industrial establishments in the northeast portion of the Town, has called for a public hearing on the proposed sewage collector systems with the hearing to be held on May 12, 1977 at 7:00 P.M. at the Town Hall, Broadway and Union Road, Cheektowaga, New York.

This project shall provide sewage service for the residential, commercial and industrial establishments in the northeast area of the Town of Cheektowaga.

Briefly, the project consists of the construction of local collector sewers and associated pump stations and force mains and thence conveying the pretreated municipal wastes to the Northeast Interceptor Sewer.

This hearing is open to all. The public, all interested organizations, Municipalities, Environmental and Conservation groups, Planning Agencies and others, are encouraged to speak for or against the project. One of the purposes of this hearing is to discuss the environmental effects of the project.

Documents and plans are available for inspection to all interested parties at the Town Engineer's Office, Town Hall, Broadway and Union Road, Town of Cheektowaga, Monday through Friday from 9:00 A.M. to 4:30 P.M. after April 28th.

If additional information is required, please contact the Town Engineer of Cheektowaga whose telephone number is 663-2300.

Written statements are welcome, however, verbal presentations will be noted and given equal consideration, since all persons will be given an opportunity to be heard at this hearing.

Please mail all statements to:
Mr. Chester L. Bryan, P.E.
Town Engineer
Town of Cheektowaga
Town Hall

Broadway and Union Road
Cheektowaga, New York 14227

April 4, 1977

RICHARD M. MCGLENN
Town Clerk

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

Clady M. Sedate of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... Clady 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..... April 7, 1977 ;
last publication..... April 7, 1977 ;
and that no more than six days intervened be-
tween publications.

Clady M. Sedate
Sworn to before me this 11th
day of April, 1977.
..... Naidine C. Williams

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1979

Item No. 45 Motion by Councilman Swiatek, seconded by Councilman Johnson
to adjourn this meeting until April 15th, 1977 at 7:00 P.M. Eastern Standard Time.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst

NAYES: 0

ABSENT: 0

RICHARD M. MOLESKI
TOWN CLERK

Item No. 1 At a regular adjourned 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 15th day of April, 1977 at 7:00 o'clock P.M., Eastern Standard Time, there were:

PRESENT: Supervisor Kenneth J. Meyers
Councilman Raymond J. Wasielewski
Councilman Thomas M. Johnson, Jr.
Councilman Frank J. Dux
Councilman James R. Burst

EXCUSED: Councilman Frank E. Swiatek
Councilman George Kaczmarek

Also present were: Richard M. Moleski, Town Clerk; John V. Rogowski, Town Attorney; Robert Miller, Deputy Town Attorney; Ronald Marten, Building and Plumbing Inspector; Andrew Schwenk, Sole Assessor.

Item No. 2A This was the time and place advertised for a public hearing to consider, discuss and act upon the following proposed Local Law:

Local Law No. 1 of the Year 1977

A Local Law repealing the exemption on real property provided by Section 485-b of the Real Property Tax Law.

Section 1. Pursuant to the authority of Subdivision 7 of Section 485-b of the Real Property Tax Law, the partial exemption from taxation, special ad valorem levies and service charges provided by such Section 485-b is hereby repealed insofar as such exemption would have been applicable to real property assessed for town purposes.

Section 2. This Local Law shall take effect immediately upon filing with the Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

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.

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. Oral comments were heard, written comments were read (see Item Nos. 2B, 2C and 2D) after which the Supervisor declared the hearing closed.

Item No. 2B Town Park Home Owner's Association - Correspondence re: Opposition to Chapter 278 of the Real Property Tax Law: Section 485-b, Business Investment Exemption.

Received and Filed.

Item No. 2C Delavan Industries, Inc. - Correspondence re: Support of Chapter 278 of Real Property Tax Law: Section 485-b, Business Investment Exemption.
Received and Filed.

Item No. 2D Walden District Taxpayers Association - Correspondence re: Opposition to Chapter 278 of the Real Property Tax Law: Section 485-b, Business Investment Exemption.

Received and Filed.

Item No. 2E Motion by Councilman Johnson, seconded by Supervisor Meyers

WHEREAS, the Town Board duly called a public hearing to consider the advisability of enacting a Local Law repealing the exemption on real property provided by Section 485-b of the Real Property Tax Law, and gave due notice thereof as required by law; and

WHEREAS, a public hearing on said proposed Local Law was duly held by this Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York on the 15th day of April, 1977 at 7:00 p.m. Eastern Standard Time, and at which 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 enact the following Local Law as set forth below,

NOW, THEREFORE, BE IT RESOLVED that Local Law No. 1 of the Year 1977 repealing the exemption on real property provided by Section 485-b of the Real Property Tax Law be and the same hereby is enacted as follows:

Local Law No. 1 of the Year 1977

A Local Law repealing the exemption on real property provided by Section 485-b of the Real Property Tax Law.

Section 1. Pursuant to the authority of subdivision 7 of Section 485-b of the Real Property Tax Law, the partial exemption from taxation, special ad valorem levies and service charges provided by such Section 485-b is hereby repealed insofar as such exemption would have been applicable to real property assessed for town purposes.

Section 2. This Local Law shall take effect immediately upon filing with the Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

BE IT FURTHER RESOLVED, that within five (5) days of its adoption the Town Clerk will file a certified copy of the Local Law in his office, a certified copy with the State Comptroller and four (4) certified copies with the Secretary of State, and, BE IT FURTHER

RESOLVED, that the Town Attorney must certify that the text of the law is correct and that all legally required steps have been taken in passing the law, and BE IT FURTHER

RESOLVED, that this Local Law No. 1 of the Year 1977 shall take effect immediately upon filing with the Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Wasielewski, Johnson, Dux and Burst
NAYES: 0
ABSENT: 0
EXCUSED: Councilmen Swiatek and Kaczmarek

*See next few pages

redetermined is less than the assessed value of such exemption as shown on the assessment rolls for such year, then a tax shall be levied at the rate of tax for such year upon so much of the assessed valuation of such exemption, as shown on such assessment rolls, as may be ineligible or excessive. Such tax shall be levied as an omitted assessment in the manner provided in section five hundred fifty of this chapter for each such year. Any such redetermination shall be made no later than three years after the applicant for exemption last received benefit of any exemption under this section.

As amended L.1976, c. 798, §§ 5, 6.

1976 Amendment. Subd. 3. L.1976, c. 798, § 6, eff. July 24, 1976, substituted "the date upon which the area in which the eligible business facility is located became an eligible area pursuant to section one hundred fifteen of the commerce law" for "July first, nineteen hundred sixty-eight, in the case of such eligible business facilities located in a city having a population of one hundred twenty-five thousand or more, or commenced on or after July first, nineteen hundred seventy, in the case of such eligible business facilities located in a city having a population of fifty thousand or more but less than one hundred twenty-five thousand."

Subd. 4. L.1976, c. 798, § 5, eff. July 24, 1976, added subd. 4. Former subd. 4 renumbered 5.

Subd. 5. L.1976, c. 798, § 5, eff. July 24, 1976, renumbered former subd. 4 as 5.

Subd. 6. L.1976, c. 798, § 5, eff. July 24, 1976, renumbered former subd. 5 as 6.

Subd. 7. L.1976, c. 798, § 5, eff. July 24, 1976, renumbered former subd. 6 as 7.

1. Village taxes

The Village of Westfield, since it is not located within a rural county, cannot adopt a local law providing an exemption from village taxes and special ad valorem taxes for business facilities certified by the New York State Job Incentive Board. 1976, Op.Atty.Gen. (Inf.) Apr. 7.

§ 485-a. Exemption from taxation of certain real property used in the manufacture of steel

Separate Assessment of Certain Items of Property. Section 3 of L. 1972, c. 274, as amended L.1973, c. 112, § 1, provided: "Notwithstanding any other provision of this act, the specified items of property which are entitled to exemption from taxation pursuant to section two of this act and which were assessed as taxable real property on the assessment roll next preceding the first assessment roll to which this act applies regardless of whether or not such items were separately assessed on such preceding assessment roll, shall be separately assessed as a parcel on the taxable portion of the first assessment roll prepared after the effective date of this act and the next succeeding three assessment rolls. In separately assessing said real property, the assessor shall take into consideration and be guided by the latest appraisal of said real property made by the state board of equalization and assessment, if any, together with the state equalization rate established for the assessment roll next preceding the assessment roll on which said real prop-

erty is being assessed. Said real property shall be exempt from taxation to the extent of twenty percent of the assessed valuation on said first assessment roll, forty percent of the assessed valuation on the said second assessment roll, sixty percent of the assessed valuation on the said third assessment roll and eighty percent of the assessed valuation on the said fourth assessment roll. Said partial exemption on each of said four assessment rolls shall in no event exceed an amount computed by applying the exemption percentage applicable for that year to the full exemption to which said real property would have been entitled as computed pursuant to section two of this act after application of the 23.85 percent limitation set forth in said section two. Thereafter said real property shall be entitled to the full exemption accorded by section two of this act."

Section 2 of L.1973, c. 112, provided that said c. 112 was effective Mar. 27, 1973, and applicable to all assessment rolls completed in 1972 and thereafter.

§ 485-b. Business investment exemption

"1. Real property constructed, altered, installed or improved pursuant to the first day of July, nineteen hundred seventy-six, or

REAL PROPERTY TAX LAW § 495-b

purpose of commercial, business or industrial activity shall be exempt from taxation, special ad valorem levies and service charges to the extent hereinafter provided.

2. (a) Such real property shall be exempt for a period of one year to the extent of fifty per centum of the increase in assessed value thereof attributable to such construction, alteration, installation or improvement and for an additional period of nine years provided, however, that the extent of such exemption shall be decreased by five per centum each year during such additional period of nine years. The following table shall illustrate the computation of the tax exemption:

Year of exemption	Percentage of exemption
1	50
2	45
3	40
4	35
5	30
6	25
7	20
8	15
9	10
10	5

(b) No such exemption shall be granted unless

(1) such construction, alteration, installation or improvement was commenced subsequent to the first day of January, nineteen hundred seventy-six; and

(2) the cost of such construction, alteration, installation or improvement exceeds the sum of ten thousand dollars.

(c) For purposes of this section the terms construction, alteration, installation and improvement shall not include ordinary maintenance and repairs.

3. Such exemption shall be granted only upon application by the owner of such real property on a form prescribed by the state board. The original of such application shall be filed with the assessor of the city, town, village, or county having the power to assess property for taxation on or before the appropriate taxable status date of such city, town, village or county. A copy thereof shall be filed with the state board.

4. If the assessor is satisfied that the applicant is entitled to an exemption pursuant to this section, he shall approve the application and such real property shall thereafter be exempt from taxation, special ad valorem levies and service charges as herein provided commencing with the assessment roll prepared after the taxable status date referred to in subdivision three of this section. The assessed value of any exemption granted pursuant to this section shall be entered by the assessor on the portion of the assessment roll provided for property exempt from taxation.

5. The provisions of this section shall apply to real property used primarily for the buying, selling, storing or developing goods or services, the manufacture or assembly of goods or the processing of raw materials. This section shall not apply to property used primarily for the furnishing of dwelling space or accommodations to either residents or transients other than hotels or motels.

6. In the event that real property granted an exemption pursuant to this section ceases to be used primarily for eligible purposes, the exemption granted pursuant to this section shall cease.

7. A county, city, town or village may, by local law, and a school district which levies school taxes may, by resolution, reduce the per centum of exemption otherwise allowed pursuant to this section. A copy of any such local law or resolution shall be filed with the state board.

8. A county, city, town or village may, by local law, and a school district which levies school taxes may, by resolution, establish a board to be known as the industrial and commercial incentive board for the purpose of advising the governing board thereof of the exercise of their options available pursuant to subdivision seven of this section. Such board may also review the economic conditions of the county, city, town, village, or school district, as the case may be and make recommendations on the basis of such review to the appropriate governing board with respect to actions it deems desirable to improve the economic climate therein. The membership and composition of such board shall be set forth in the local law or resolution. The powers and duties of an industrial and commercial incentive board may be assigned by the governing board to any other appropriate officer, board, body or commission of the county, city, town, village or school district, as the case may be.

9. The provisions of this section shall not apply to the city of New York.

Added L.1976, c. 278, § 1.

Effective Date. Section effective June 8, 1976, pursuant to L.1976, c. 278, § 2.

Library references

Taxation § 211, 212.
C.J.S. Taxation §§ 232 et seq., 262, 280, 293, 1098.

§ 486-a. Non-profit corporations operating as health maintenance organizations

Real property owned by a not-for-profit corporation operating as a health maintenance organization subject to the provisions of article forty-four of the public health law and used exclusively for its corporate purposes shall be exempt from taxation.

As amended L.1976, c. 938, § 12.

1976 Amendment. L.1976, c. 938, § 12, eff. July 27, 1976, included corporations operating as health maintenance organizations and real property owned by Not-For-Profit corporation operating as a health maintenance organization.

Library references

Taxation § 211.
C.J.S. Taxation §§ 232 et seq., 262, 280, 293.

§ 489. Exemption from taxation of alterations and improvements to multiple dwellings to eliminate fire and health hazards; abatement

1. (a) Any city to which the multiple dwelling law is applicable, acting through its local legislative body or other governing agency, is hereby authorized and empowered, to and including June first, nineteen hundred seventy-six, to adopt and amend local laws or ordinances providing that any increase in assessed valuation resulting from alterations and improvement to (1) class B multiple dwellings or other buildings or structures converted to class A multiple dwellings not used in whole or in part for single room occupancy or (2) existing class A multiple dwellings or buildings consisting of one or two dwelling units over space used for commercial occupancy to eliminate presently existing unhealthy or dangerous conditions in any such multiple dwelling, or to replace inadequate and obsolete sanitary facilities any of which represent fire or health hazards, except insofar as the gross cubic content of the building is increased thereby, shall be exempt from taxation for local purposes for a period not to exceed twelve years after the taxable status date immediately following the completion thereof, provided that the alterations or improvements for which the benefits of any such law or ordinance are claimed were started after March first, nineteen hundred fifty-five, and completed within two years from the date on which they were started and in any event prior to December thirty-first nineteen hundred seventy-eight.

REAL PROPERTY TAX LAW

(See additional provisions of law)

2. Any such local law or ordinance may also provide for the abatement of taxes on such property, including the land, by an amount no greater than eight and one-third per centum of the cost of such alterations and improvements each year for a period not to exceed twelve years commencing with the first tax bill after the completion of such alterations and improvements, except that abatement of taxes on property aided by a loan made pursuant to article eight of the private housing finance law shall commence with the first tax bill after such alterations and improvements were started but such abatement of taxes in any consecutive twelve-month period shall in no event exceed the amount of taxes payable in such twelve-month period. It may also provide for the abatement of taxes on such property including the land, at such per centum of the cost of such alterations and improvements each year for a period of not less than thirteen nor more than twenty years commencing as to property aided by a loan made pursuant to article eight of the private housing finance law with the first tax bill after such alterations and improvements were started and as to all other property with the first tax bill after completion of such alterations and improvements as will not in the aggregate exceed the total cost of such alterations and improvements, but such abatement of taxes in any consecutive twelve-month period shall in no event exceed the amount of taxes payable in such twelve-month period.

[See main volume for text of 3]

4. Any such local law or ordinance may also provide that its benefits shall not become available to any multiple dwelling, building or structure as provided in paragraph (a) of subdivision one of this section unless and until such multiple dwelling, building or structure as provided in paragraph (a) of subdivision one of this section complies with the applicable provisions of law. Any such law or ordinance may make provision as to the date as of which particular improvements and alterations shall be deemed to have been completed or commenced therefor, as the case may be, for the purpose of qualifying for the benefits thereof. Any such local law or ordinance may make provision authorizing the adoption of rules and regulations by the local agencies of government for the effectuation of the purposes of this section.

[See main volume for text of 5 to 9]

As amended L.1973, c. 409, § 1; L.1975, c. 852, §§ 1, 2.

1975 Amendment. Subd. 2. L.1973, c. 852, § 1, eff. Aug. 9, 1973, provided for abatement of taxes on property aided by a loan made pursuant to article 8 of the Private Housing Finance law, commencing with the first tax bill after the alterations and improvements were started.

Subd. 4. L.1973, c. 852, § 2, eff. Aug. 9, 1973, inserted "or commenced therefor, as the case may be."

1973 Amendment. Subd. 1, par. (a). L.1973, c. 409, § 1, eff. June 5, 1973, substituted "June first, nineteen hundred seventy-six" and "December thirty-first nineteen hundred seventy-eight" for "June first, nineteen hundred seventy-two" and "December thirty-first nineteen hundred seventy-four" respectively, and inserted reference to buildings consisting of one or two dwelling units over space used for commercial occupancy.

Forms for RPTL

The following form appears in West's McKimney's TPP Forms for the RPTL under section 450:

Petition to Article 10 Proceeding to Review Determination of Alteration and Improvement Costs by New York City for Tax Abatement, use Form 1.

Item No. 3 Motion by Councilman Dux, seconded by Councilman Wasielewski
to adjourn this meeting.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Wasielewski, Johnson, Dux and Burst
NAYES: 0
ABSENT: 0
EXCUSED: Councilmen Swiatek and Kaczmarek

RICHARD M. MOLESKI
TOWN CLERK

BIDS

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10	E.C. Dept. of Public Works - designation of restricted highway; George Urban from Kaufman to Union	2
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8	Mr. & Mrs. Joseph Kogutek, Town residents - correspondence re: property flooding at	1
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4	Buffalo Zoological Gardens - letter requesting support for Zoo	1
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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 the 18th day of April, 1977 at 7:00 o'clock P.M., Eastern Standard Time, there were:

PRESENT: Supervisor Kenneth J. Meyers
Councilman Frank E. Swiatek
Councilman Raymond J. Wasielewski
Councilman Thomas M. Johnson
Councilman Frank J. Dux
Councilman George Kaczmarek
Councilman James R. Burst

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; John V. Rogowski, Town Attorney; Chester Bryan, Town Engineer; Sal LaGreca, Assistant Manpower Program Director I; Dr. Louis Vendetti, Health Officer; Ron Zoeller, Working Foreman in the Sanitation Department; Ken Kopacz, Executive Director of the Youth Bureau; Julia Reinstein, Town Historian; Ron Marten, Building and Plumbing Inspector; Ray Matot, Superintendent of Buildings and Grounds; Ed Leak, Recreation Director.

I. BIDS

Item No. 2 Engineering - Equipment, etc. for construction of Interceptor Sewer and related works.

This item was withdrawn until May 2, 1977.

Item No. 3 Engineering - maintenance chemicals & grass seed
Referred to Chester Bryan, Town Engineer.

Item No. 4 Engineering - front loading bucket with attachments for a Ford 2000 Tractor for Parks Department.
Referred to Chester Bryan, Town Engineer.

Item No. 5 Engineering - One (1) new auto for Police Department
Referred to Chester Bryan, Town Engineer.

Item No. 6 Engineering - fencing for 1977
Referred to Chester Bryan, Town Engineer.

II. PUBLIC HEARINGS

Item No. 7 Proposed supplemental Federal Revenue Sharing Budget
This hearing was held and closed.

III. GENERAL COMMUNICATIONS

Item No. 8 Richard Slisz, E.C. Legislator - resolution submitted by same & letter from N.Y.S. Dept. of Transportation regarding widening of Harelm Road
Received and Filed.

Item No. 9 N.Y.S. Dept. of Transportation - letter regarding signal 252S on Union Road @ exit drive of Cheektowaga Central School.
Received and Filed.

Item No. 10 E.C. Dept. of Public Works - designation of restricted highway; George Urban from Kaufman to Union.
Received and Filed.

Item No. 11 Residents of Carol Drive - letter regarding corner of Carol Drive across from Pine Hill School.
Received and Filed.

Item No. 12 NOTICE OF CLAIM - Regina Marszalek vs Town of Cheektowaga
Received and Filed.

Item No. 13 NOTICE OF CLAIM - P.J. Garvey Carting & Storage, Inc. vs Village of Depew, Town of Cheektowaga and County of Erie.
Received and Filed.

IV. DEPARTMENTAL COMMUNICATIONS

Item No. 14 Building Permits
Received and Filed

Item No. 15 Cheektowaga Air Pollution Control Board - appointment of Mr. James Voelker
Referred to the Town Board.

Item No. 16 Supervisor's Statement of Funds
Received and Filed.

Item No. 17 Health report for March, 1977
Received and Filed.

V. RESOLUTIONS

Item No. 18 Motion by Councilman Burst, seconded by Councilman Johnson

WHEREAS, this Town Board duly held a public hearing on the 4th day of April, 1977 to consider the advisability of adoption of a proposed amendment to the Traffic Ordinance of the Town of Cheektowaga which was adopted on July 17, 1967, said hearing being held in accordance with Notice thereof which was duly published as required by law, at which hearing an opportunity to be heard was afforded all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

Section 1.

That this Town Board determine that it is in the public interest to adopt the following amendment to the Traffic Ordinance of the Town of Cheektowaga, County of Erie, and State of New York, and said amendment is herewith adopted and enacted:

ARTICLE X

Parking, Standing and Stopping

No Parking Anytime

VEGOLA AVENUE - Westside: from a point 60 feet north of GENESEE STREET to the south line of WINSTON AVENUE.

Section 2. Time to take effect.

(a) This amendment shall take effect immediately except those parts, if any, which are subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York.

(b) Any part or parts of this amendment which is subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York shall take effect from and after the day on which approval in writing is received from the New York State Traffic Commission.

Section 3. Territorial application.

This amendment shall apply to all of the Town of Cheektowaga, Erie County, New York outside of the villages of Depew and Sloan.

Section 4. Publication and Posting

That this amendment to the Traffic Ordinance shall be entered in the minutes of this Town Board and shall be published in the CHEEKTOWAGA TIMES, a newspaper published in this Town, and a printed copy thereof shall be posted on the signboard maintained by the Town Clerk pursuant to Subdivision 6 of Section 30 of the Town Law of the State of New York, and affidavits of such publication and posting shall be filed with the Town Clerk and the Town Clerk shall likewise enter in the Ordinance Book a copy of this amendment specifying the date of adopting thereof.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

AFFIDAVIT-NEXT PAGE

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

Madys M. Sediter 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..... *April 21, 1977*;
last publication..... *April 21, 1977*;
and that no more than six days intervened be-
tween publications.

Madys M. Sediter.....

Sworn to before me this *22nd*

day of *April*, 19*77*

..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*79*

Minutes of the Town Board of the Town of Cheektowaga, Erie County, New York

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 18th day of April, 1977 at 7:00 o'clock p.m. Eastern Standard Time there were:

PRESENT:

Supervisor Kenneth J. Meyers
Councilman:

Frank E. Swiatek
Raymond J. Wasielewski
Thomas M. Johnson, Jr.
Frank J. Dux
George Kaczmarek
James R. Burst

ABSENT: 0

Motion by Councilman Burst
Seconded by Councilman Johnson

WHEREAS, this Town Board duly held a public hearing on the 4th day of April, 1977 to consider the advisability of adoption of a proposed amendment to the Traffic Ordinance of the Town of Cheektowaga which was adopted on July 17, 1967, said hearing being held in accordance with Notice thereof which was duly published as required by law, at which hearing an opportunity to be heard was afforded all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1.

That this Town Board determine that it is in the public interest to adopt the following amendment to the Traffic Ordinance of the Town of Cheektowaga, County of Erie and State of New York, and said amendment is herewith adopted and enacted:

ARTICLE X

Parking, Standing and Stopping
No Parking Anytime

VEGOLA AVENUE - Westside: from a point 60 feet north of GENESEE STREET to the south line of WINSTON AVENUE

Section 2. Time to take effect.

(a) This amendment shall take effect immediately except those parts, if any, which are subject to approval under Section 1604 of the Vehicle and Traffic Law of the State of New York.

(b) Any part or parts of this amendment which is subject to approval under Section 1604 of the Vehicle and Traffic Law of the State of New York shall take effect from and after the day on which approval in writing is received from the New York State Traffic Commission.

Section 3. Territorial application.

This amendment to the Traffic Ordinance shall be entered in the minutes of this Town Board and shall be published in the CHEEKTOWAGA TIMES, a newspaper published in this Town, and a printed copy thereof shall be posted on the signboard maintained by the Town Clerk pursuant to Subdivision 6 of Section 30 of the Town Law of the State of New York, and affidavits of such publication and posting shall be filed with the Town Clerk and the Town Clerk shall likewise enter in the Ordinance Book a copy of this amendment specifying the date of adoption thereof.

Upon roll call

Supervisor Meyers	Voting AYE
Councilmen:	
Swiatek	Voting AYE
Wasielewski	voting AYE
Johnson	Voting AYE
Dux	Voting AYE
Kaczmarek	Voting AYE
Burst	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 April 18, 1977, 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 18, 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 April, 1977.

RICHARD M. MOLESKI
Town Clerk

Item No. 19 Motion by Supervisor Meyers, seconded by Councilman Wasielewski

WHEREAS, the Town Board of the Town of Cheektowaga, Erie County, New York, presently has a cable television franchise agreement with International Cable, Inc., and

WHEREAS, International Cable, Inc. has applied to said Town Board for an increase in the authorized rates for cable television services rendered pursuant to said cable television franchise agreement, and

WHEREAS, a public hearing was held on March 7, 1977, said hearing being held in accordance with notice thereof which was duly published as required by law, at which hearing an opportunity to be heard was afforded all persons interested in the subject thereof, and

WHEREAS, the Town Board has fully and adequately considered the application for the rate increase, the memorandum and documents submitted on behalf of International Cable, Inc., NOW, THEREFORE, BE IT

RESOLVED that the aforesaid franchise agreement is amended to provide for increase to the following rates:

1. Basic subscriber service (primary outlet)
\$1.00 per month

and BE IT FURTHER

RESOLVED that the initiation of the aforesaid increased rates is contingent upon the prior approval of the New York State Commission on Cable Television, and BE IT FURTHER

RESOLVED that the effective date of said increase be and hereby is September 1, 1977.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 20 Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, Notice to Bidders was duly published for the receipt of bids for the construction of Storm Drainage Improvement - Kaufman Road, which bids were duly received and opened at the regular Town Board meeting of September 20, 1976, and

WHEREAS, said bids were referred to the consulting firm of McFarland Johnson Engineers, Inc. and the Town Engineer for analysis, tabulation and report, which said analysis, tabulation and report is hereto attached and contained in the letter from the Town Engineer to the Town Board dated April 15, 1977, and

WHEREAS, said report recommended that the bid be awarded to Destro & Brothers Concrete Company, Inc., 3150 Seneca Street, West Seneca, New York 14224 for the bid price of \$73,702.00 said bid being the lowest meeting the requirements of the specifications, NOW, THEREFORE, BE IT

RESOLVED that the contract for the construction of storm sewers be and hereby is awarded to Destro & Brothers Concrete Company, Inc. for their submission of the bid of \$73,702.00, 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 said contractor for these storm sewer systems.

* See next pages for letter.



Town of Cheektowaga

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

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-683-2200

April 15, 1977

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Drainage Improvements -
Kaufman Road

Gentlemen:

At the regular Town Board Meeting of September 20, 1976, bids were received for the construction of storm sewers on Kaufman Road, Parkedge Drive and David Avenue. Fourteen (14) bids were received ranging in total price from \$73,702.00 to \$112,680.00. The three (3) lowest bids are as follows:

Destro & Brothers Concrete Company, Inc.	\$73,702.00
Ecol Construction Systems, Inc.	\$74,436.00
Kissell Landscaping, Inc.	\$81,000.00

The lowest bidder submitted a bid bond which was not executed properly in its entirety. We were advised by Mr. Jim Kirsits, Deputy Town Attorney, that this irregularity could be waived.

It is understood that funds are now available thru Federal Revenue Sharing to pay for this project, such funds were not available when bids were opened. The Town had applied for, but was not successful in obtaining funds thru the Federal Economic Development Administration. Mr. Paul Destro, Vice President of Destro & Brothers Concrete Company, Inc. stated on April 15, 1977 that the bid price of September 20, 1976 is still firm.

It is recommended that the bid be awarded to Destro &

TO THE SUPERVISOR AND
TOWN BOARD MEMBERS

April 15, 1977

Brothers Concrete Company, Inc., 3150 Seneca Street, West
Seneca, New York 14224, for submitting the lowest bid in
the amount of \$73,702.00.

Yours truly,

TOWN OF CHEEKTOWAGA



Chester L. Bryan, P.E.
Town Engineer

CLB:dmr

CC: Mr. Jim Kirsits
Deputy Town Attorney

Item No. 20 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 21 Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the construction of storm sewers on Ellen Drive, Fairhaven Drive and Rosedale Drive, which bids were duly received and opened at the regular Town Board meeting of March 7, 1977, and

WHEREAS, said bids were referred to the consulting firm of McFarland Johnson Engineers, Inc. and the Town Engineer for analysis, tabulation and report, which said analysis, tabulation and report is hereto attached and contained in the letter from the Town Engineer to the Town Board dated March 16, 1977, and

WHEREAS, said report recommended that the bid be awarded to Firstrhyme Construction Corporation, Inc., 133 Ransom Road, Lancaster, New York 14086 for the bid price of \$126,247.00, said bid being the lowest meeting the requirements of the specification, NOW, THEREFORE, BE IT

RESOLVED that the contract for the construction of storm sewers be and hereby is awarded to Firstrhyme Construction Corporation, Inc. for their submission of the bid of \$126,247.00, said bid being the lowest meeting the requirements of the specification, and BE IT FURTHER

RESOLVED that the Supervisor on behalf of this Town Board sign the agreement with said contractor for these storm sewer systems.

* 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
716-683-2200

March 16, 1977

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Ellen Drive, Fairhaven Drive
and Rosedale Drive Storm Sewers

Gentlemen:

At the regular Town Board meeting of March 7, 1977, bids were received for the construction of storm sewers on Ellen Drive, Fairhaven Drive and Rosedale Drive. This project was also identified as Union Road Laterals since the effectiveness of these drainage systems are dependent on the construction of the Union Road Drainage System for the State of New York. The Union Road Contract was awarded and work is under way at this time. Fifteen (15) bids were received and opened at the Town Board meeting of March 7, 1977.

The lowest five (5) bids are as follows:

- | | |
|--|-----------|
| 1. Firstrhyme Construction Corporation, Inc. | \$126,247 |
| 2. Bee Line Contracting, Inc. | \$129,430 |
| 3. Destro & Brothers Concrete Company, Inc. | \$135,105 |
| 4. Delaware American Corporation | \$138,988 |
| 5. Freeway Contracting Company, Inc. | \$152,657 |

The bids were received by the consulting firm of McFarland Johnson Engineers, Inc., which firm submitted their tabulation and report in their letter of March 9, 1977 to this office.

It is recommended that the bid be awarded to Firstrhyme Construction Corporation, Inc., 133 Ransom Road, Lancaster,

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS

March 16, 1977

New York 14086 for the submission of their bid in the amount of \$126,247.00. This bid being the lowest meeting the requirements of the specification.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan

Chester L. Bryan, P.E.
Town Engineer

CLB:dmr

Item No. 21 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

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

WHEREAS, bids were duly received and opened at the regularly scheduled Town Board meeting of April 4, 1977 as the result of advertisement for Sanitary Sewer Remedial Work in Sewer Districts No. 5 and No. 7, 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 April 14, 1977, NOW, THEREFORE, BE IT

RESOLVED that the contract for the remedial work in Sanitary Sewer Districts #5 and #7 as recommended by the Town Engineer be and the same hereby be awarded to Pagels Contracting Company, Inc., 33 Homewood Road, Cheektowaga, New York 14227 for the work defined in Schedule A - Items IA thru XXIIIA at a total bid price of \$15,800.00 and to R.W. Dorss Plumbing, 67 Schlenker Avenue, Cheektowaga, New York 14225 for the work defined in schedule B - Items IB thru XVIIB at a total bid price of \$10,400.00, both bids being the lowest bid in each category meeting the requirements of the specifications.

* 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
716-683-2200

April 14, 1977

TO THE SUPERVISOR AND THE
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Sewer Districts No. 7 and
No. 5 Remedial Work

Gentlemen:

At the regular Town Board meeting of April 4, 1977, bids were received and publically opened for sewer remedial work in Sanitary Sewer Districts No. 5 and No. 7. Three bids were received as follows:

BIDDER	ITEM IA - XXIIIA	ITEM IB - XVIIB
Pagels Contracting Company, Inc.	\$15,800.00	\$12,500.00
R.W. Dorss Plumbing	\$15,900.00	\$10,400.00
Marin Concrete Company, Inc.	\$21,850.00	\$13,600.00


The Town of Cheektowaga has used the services of R.W. Dorss Plumbing and Pagels Contracting Company, Inc. on emergency sewer repairs and found their work acceptable.

It is, therefore, recommended that the bid be awarded to Pagels Contracting Company, Inc., 33 Homewood Road, Cheektowaga, New York 14227 for the work defined in Schedule A - Items IA thru XXIIIA at a total bid price of \$15,800.00 and to R.W. Dorss Plumbing, 67 Schlenker Avenue, Cheektowaga, New York 14225 for the work defined in Schedule B Items IB thru XVIIB at a total bid price of \$10,400.00, both bids being the lowest bid in each category meeting the requirements of the specifications.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.
Town Engineer

BY: 
Steven T. Marcynski
Sr. Engineer Assistant

CLB:STM:dmr

Item No. 22 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 23 Motion by Councilman Swiatek, seconded by Councilman Wasielewski

WHEREAS, Notice to Bidders was duly published for the receipt of bids for the furnishing of topsoil and sand-clay mixtures, which bids were duly received and opened at this meeting, 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 sand-clay-loam mixtures be awarded to Wilfred Schultz, 337 North Ogden Street, Buffalo, New York 14206, for their bid in the amount of \$8.00 per cubic yard for delivered sand-clay-loam mixture and \$7.00 per cubic yard for sand-clay-loam mixture picked up in a Town vehicle, and BE IT FURTHER

RESOLVED that the contract for furnishing general purpose top soil be awarded to Alden Evergreen Nursery, 12648 Main Street, Alden, New York 14004 for their bid of \$7.45 per cubic yard of delivered general purpose top soil and \$7.00 per cubic yard for general purpose top soil picked up in a Town vehicle.

* 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
716-683-2200

April 14, 1977

TO THE SUPERVISOR AND THE
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Topsoil and Sand-Clay Loam

Gentlemen:

At the regular Town Board meeting of April 4, 1977, bids were received and publicly opened for the purchase of Topsoil and Sand-Clay Loam for the year of 1977. Three (3) bids were received as follows:

Bidder	Item I-Topsoil General Purpose Delivered/cu.yd.	Item IA Picked up per cu. yd.	Item II Sand-Clay Loam, Delivered cu. yd.	Item IIA Picked up per cu. yd.
Wilfred Schultz	\$8.00	\$7.00	\$8.00	\$7.00
Alden Evergreen Nursery	\$7.45	\$7.00	\$9.75	\$9.00
Custom Top Soil	\$9.00	\$8.00	\$9.00	\$8.00

It is, therefore, recommended that the bid be awarded to Wilfred Schultz, 337 North Ogden Street, Buffalo, New York for the purchase of delivered or picked-up Sand-Clay Loam and to Alden Evergreen Nursery, 12648 Main Street, Alden, New York 14004 for the purchase of delivered or picked-up General Purpose Topsoil, said bids meeting all the requirements of the specifications.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.
Town Engineer

Steven T. Marcynski
BY: Steven T. Marcynski
Sr. Engineer Assistant

CLB:STM:DMR

Item No. 23 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 24 Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, bids were duly received on April 4, 1977, as the result of advertisement therefore, for the furnishing to the Town of Cheektowaga of all corrugated metal pipe requirements for the year of 1977, 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 April 14, 1977, NOW, THEREFORE, BE IT

RESOLVED that the contract for the furnishing of all corrugated metal pipe to the Town for the year of 1977 as per said unit prices and as recommended by the Town Engineer be and the same hereby is awarded to Chemung Supply Corp., P.O. Box 527, Elmira, New York 14902, for the following prices:

6" dia.	\$1.59/ft.	43 X 27	\$10.96/ft.
8" dia.	\$2.11/ft.	43 X 27 Paved	\$13.39/ft.
10" dia.	\$2.59/ft.	50 X 31	\$12.89/ft.
12" dia.	\$3.19/ft.	50 X 31 Paved	\$15.79/ft.
15" dia.	\$3.49/ft.	58 X 36	\$17.93/ft.
18" dia.	\$4.49/ft.	58 X 36 Paved	\$21.17/ft.
21" dia.	\$5.24/ft.	65 X 36	\$22.44/ft.
24" dia.	\$7.07/ft.	65 X 36 Paved	\$26.16/ft.
30" dia.	\$8.63/ft.	72 X 44	\$23.99/ft.
36" dia.	\$10.64/ft.	72 X 44 Paved	\$28.12/ft.
48" dia.	\$17.54/ft.		
60" dia.	\$28.54/ft.		
72" dia.	\$34.67/ft.		
84" dia.	\$43.15/ft.		

* 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
716-683-2200

April 14, 1977

TO THE SUPERVISOR AND THE
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Corrugated Metal Pipe
Bid Award

Gentlemen:

At the regular Town Board meeting of April 4, 1977, bids were received and publicly opened for the purchase of Corrugated Metal Pipe in various sizes and quantities for the year of 1977. Six (6) bids were received as follows:

BIDDER	TOTAL BID PRICE
Chemung Supply	\$22,763.80
Lane Metal Products Co., Inc.	\$23,358.20
Republic Steel Corp.	\$23,617.60
James R. Hanna, Inc.	\$25,610.40
Armco Steel Corp.	\$26,790.80
Empire Municipal Supply Corp.	\$34,157.48


These bids cover unit prices for twenty-four (24) different sizes of pipe. The bids, as received, were based on quantities of various sizes anticipated for this year. The bidders are not guaranteed by the Town that quantities listed are firm.

It is, therefore, recommended that the bid be awarded to Chemung Supply Corp. for the submission of the lowest bid meeting the requirements of the specifications.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.
Town Engineer

BY: 
Steven T. Marcynski
Sr. Engineer Assistant

CLB:STM:dmr

Item No. 24 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 25 Motion by Councilman Swiatek, seconded by Councilman Wasielewski

WHEREAS, bids were duly received on April 4, 1977, as the result of advertisement, therefore, for the furnishing to the Town of Cheektowaga of Baseball Diamond Supplies for the year of 1977, 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 April 14, 1977, NOW, THEREFORE, BE IT

RESOLVED that the contract for the furnishing of Baseball Diamond Supplies to the Town thru 1977, as per said unit prices and as recommended by the Town Engineer be and the same hereby is awarded to Frank P. Kick Athletic Goods, Inc., 2421 Harlem Road, Cheektowaga, New York 14225 for nylon/canvas hard ball bases at \$29.95 per set of 3, nylon hard ball bases at \$19.95 per set of 3, softball bases at \$17.95 per set of 3, home plate at \$11.50 per unit and pitchers plate at \$6.50 per unit, said bid being the lowest bid meeting the requirements of the specifications.

* 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
716-683-2200

April 14, 1977

TO THE SUPERVISOR AND THE
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Baseball Diamond Supplies
Award of Bid

Gentlemen:

At the regular Town Board meeting of April 4, 1977, bids were received and publicly opened for the purchase of Baseball Diamond Supplies for the year of 1977 for the Town of Cheektowaga. Three (3) bids were received as follows:

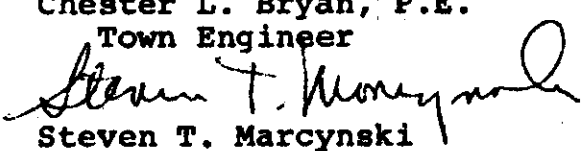
Bidder	Item I Canvas Hardball Bases (Set of 3)	Item II Nylon Hardball Bases (Set of 3)	Item III Softball Bases (Set of 3)	Item IV Home Plate	Item V Pitchers Plate
Frank P. Kick	\$29.95	\$19.95	\$17.95	\$11.50	\$6.50
Jim Ludtka Sporting Good	\$33.50	\$24.95	\$22.50	\$15.95	\$9.95
Laux Sporting Goods Inc.	\$36.68	\$24.44	\$20.95	\$11.90	\$7.95

Anticipated quantities for purchase were not specified in the Bid Proposal. It is recommended that all five (5) items be awarded to Frank P. Kick Athletic Goods, Inc. for the submission of the lowest bid meeting all the requirements of the specifications.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.
Town Engineer

BY: 
Steven T. Marcynski
Sr. Engineer Assistant

CLB:STM:dmr

CC: James Matecki

Item No. 25 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 26 Motion by Supervisor Meyers, seconded by Councilman Wasielewski

WHEREAS, bids were duly received by this Town Board at a meeting thereof held on April 4, 1977 for the purchase of snow plow blades, wing blades, cutting edges, wing and snow plow shoes, grader blades, receiver grates, frames, curboxes for storm receivers, extension rings, frames and covers for the Cheektowaga Highway Department, as a result of advertisement therefor, and such bids were referred to the Superintendent of Highways for analysis, tabulation and report, and

WHEREAS, such analysis, tabulation and report has been completed,
therefore, BE IT

RESOLVED that the bids be awarded to the lowest responsible bidders meeting specifications as set forth in the list attached hereto and made a part hereof.

* See next pages for tabulations.

ALFRED F. WNEK
SUPERINTENDENT
OFFICE: 683-4775



TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK
OFFICE OF
SUPERINTENDENT OF HIGHWAYS
3145 UNION ROAD
CHEEKTOWAGA, NEW YORK 14227

April 13, 1977

Honorable Kenneth J. Meyers, Supervisor
Honorable Town Board
Town Hall, Cheektowaga, New York

Gentlemen:

Bids were opened at the Town Board meeting of April 4th, 1977 for Snow Plow Blades, Wing Blades, Cutting Edges, Wing and Snow Plow Shoes, Grader Blades, Receiver Grates, Frames, Curboxes for Storm Receivers, Extension Rings, Frames and Covers. After checking and tabulating the bids, I recommend awarding to the lowest responsible bidders as per attached copy of tabulation.

Very truly yours,
TOWN OF CHEEKTOWAGA

Alfred F. Wnek
Superintendent of Highways

AFW/mss

Copies: Richard Moleski, Town Clerk
John Rogowski, Town Attorney
Town Board Members
Files

PLEASE NOTE: WE HAVE DUCTILE IRON ON BIDS, HOWEVER, WE DO NOT USE DUFFILE IRON.

RECEIVED

APR 14 1977

Richard M. Moleski, Town Clerk

"When better roads are built — Cheektowaga will build them"

	JAMESTOWN IRON WORKS			NATIONAL UTILITY PROD.			GYRACUSE CASTING SALES		
	Per Dozen	Per 1/2 Dz.	Per Unit	Per Dozen	Per 1/2 Dz.	Per Unit	Per Dozen	Per 1/2 Dz.	Per Unit
EXTENSION RINGS FOR MANHOLES (Machined to Prevent Rocking)									
22" dia. x 1" Gray Iron	588.48	303.84	53.30	720.00	360.00	60.00	585.25	301.47	52.
22" dia. x 1" Ductile "	732.00	377.88	66.30	720.00	360.00	60.00	n/b	n/b	n/b
22" dia. x 2" Gray Iron	603.84	311.76	54.70	720.00	360.00	60.00	597.88	303.22	52.4
22" dia. x 2" Ductile "	747.36	385.86	67.70	720.00	360.00	60.00	n/b	n/b	n/b
22" dia. x 3" Gray Iron	621.36	320.82	56.28	720.00	360.00	60.00	600.00	316.20	53.7
22" dia. x 3" Ductile "	764.88	394.92	69.28	720.00	360.00	60.00	n/b	n/b	n/b
22 1/2" dia. x 2" Gray Iron	625.92	323.16	56.70	720.00	360.00	60.00	611.17	317.28	54.2
22 1/2" dia. x 2" Ductile "	769.44	397.26	69.70	720.00	360.00	60.00	n/b	n/b	n/b
23" dia. x 1" Gray Iron	625.92	323.16	56.70	732.00	366.00	61.00	611.17	317.28	55.
23" dia. x 1" Ductile "	769.44	397.26	69.70	732.00	366.00	61.00	n/b	n/b	n/b
23" dia. x 1 1/2" Gray Iron	625.92	323.16	56.70	732.00	366.00	61.00	614.00	320.00	56.
23" dia. x 1 1/2" Ductile "	769.44	397.26	69.70	732.00	366.00	61.00	n/b	n/b	n/b
23" dia. x 2" Gray Iron	636.96	328.86	57.70	732.00	366.00	61.00	628.00	324.00	56.
23" dia. x 2" Ductile "	780.48	402.96	70.70	732.00	366.00	61.00	n/b	n/b	n/b
23" dia. x 3" Gray Iron	648.00	334.56	58.70	732.00	366.00	61.00	629.75	326.00	56.6
23" dia. x 3" Ductile "	791.52	408.66	71.70	732.00	366.00	61.00	n/b	n/b	n/b
24" dia. x 1" Gray Iron	636.96	328.86	57.70	732.00	366.00	61.00	614.00	320.00	56.90
24" dia. x 1" Ductile "	780.48	402.96	70.70	732.00	366.00	61.00	n/b	n/b	n/b

[illegible]

[illegible]

[illegible]

[illegible]

REVERSIBLE BLADES FOR ONE WAY PLOW	CHEMUNG SUPPLY CORP.			NUTTALL EQUIPT. CO.			WALTER M. ROBERTS ENT. INC.		
	Per Dozen	Per 1/2 Dz.	Per Unit	Per Dozen	Per 1/2 Dz.	Per Unit	Per Dozen	Per 1/2 Dz.	Per Unit
Frink #501-40 (5/8x8x132) 17 holes	695.88	347.94	57.99	869.40	447.00	76.00	790.72 No Bid	495.36 No Bid	82.56
Frink #501-30 (5/8x8x116) 15 holes	633.34	316.62	52.77	792.00	408.00	70.00	912.62 No Bid	451.26 No Bid	75.21
#20176-B Ross FNR295 (8"W-9 1/2"L-1" thick) 5/8 dia. - 12 holes)	613.68	306.84	51.14	708.20	368.86	63.93	880.68 No Bid	440.34 No Bid	73.39
Ross 20176B 1 1/2 ft. x 1/2)	567.24	283.62	47.27	708.20	368.86	63.93	No Bid	No Bid	No Bid
Ross 304B (8 1/2 ft. x 1/2)	419.76	209.88	34.98	484.70	252.45	43.76	No Bid	No Bid	No Bid
WING BLADES									
All holes to be 1 inch from top and 8 inch centers									
Viking #80028 (1/2x6x118) 15 holes	467.28	233.64	38.94	539.20	280.83	48.68	553.20 No Bid	276.60 No Bid	46.10
Ross 13280B (6"W-8 1/2"L-1/2" thick) 5/8 dia. - 11 holes)	401.76	200.88	33.48	464.11	241.73	41.90	477.72 No Bid	237.36 No Bid	39.56
#80032 Viking Model 140 (1/2x6 1/2x134) 17 holes	554.04	277.02	46.17	638.99	332.81	57.68	660.24 No Bid	330.12 No Bid	55.02
#2121-11 Frink Model 11AR - 1st 3 holes 6" centers - balance 8" (1/2x6x116 - 15 holes)	465.24	232.62	38.77	536.66	279.51	48.44	550.68 No Bid	275.34 No Bid	45.89
Frink 11FHR (1/2x6x104) 13 holes	419.76	209.88	34.98	498.00	255.00	44.00	505.80 No Bid	252.90 No Bid	42.15
SHOES #17206B (for wings)	413.88	206.94	34.49	413.42	215.33	37.32	399.60 No Bid	199.80 No Bid	33.30
Wing - Ross #1341-C	151.08	75.54	12.59	151.12	78.71	13.64	144.76 No Bid	72.48 No Bid	12.08

	CHEMUNG SUPPLY CORP.			NUTTALL EQUIPT. CO.			WALTER M. ROBERTS ENT. INC.		
	Per Dozen	Per 1/2 Dz.	Per Unit	Per Dozen	Per 1/2 Dz.	Per Unit	Per Dozen	Per 1/2 Dz.	Per Unit
One Way Plow - FW3232-1-A	263.88	131.94	21.99	264.68	137.86	23.89	253.08 No Bid	126.54 No Bid	21.09
Viking 80200 - Nose Piece	No Bid	No Bid	No Bid	No Bid	No Bid	No Bid	173.40 No Bid	86.70 No Bid	14.45
Frink WF3027-1A Mold Board Shoe	189.48	94.74	15.79	189.76	98.84	17.13	219.00 No Bid	109.50 No Bid	18.25
#30271-A Viking 70200 Mold Board Shoe	189.48	94.74	15.79	189.76	98.84	17.13	219.00 No Bid	109.50 No Bid	18.25
Frink 2084x3 Wing Shoe	243.48	121.74	20.29	243.78	126.97	22.01	291.60 No Bid	145.80 No Bid	24.30
Frink 541-R Nose Piece	149.88	74.94	12.49	150.16	78.21	13.55	173.40 No Bid	86.70 No Bid	14.45
#21048 V-Flow Frink 21048M Nose Piece Shoe	230.88	115.44	19.24	230.79	120.21	20.83	232.20 No Bid	116.10 No Bid	19.35
SA17837B Nose Piece	377.88	188.94	31.49	377.78	196.77	34.11	No Bid	No Bid	No Bid
GRADER BLADES 5/8"x6"x6'	270.48	135.24	22.54	301.25	156.90	27.20	595.08 No Bid	297.54 No Bid	49.59
5/8"x6"x7'	315.48	157.74	26.29	351.36	183.00	31.72	698.28 No Bid	349.14 No Bid	58.19

	CHEMUNG SUPPLY CORP.			NUTTALL EQUIPT. CO.			WALTER M. ROBERTS ENT. INC.			TRELLEBORG RUBBER		
	Per Dozen	Per 1/2 Dz.	Per Unit	Per Dozen	Per 1/2 Dz.	Per Unit	Per Dozen	Per 1/2 Dz.	Per Unit	1-50 ft.	51- 200 ft.	Over 200 ft.
<u>RUBBER SNOW PLOW BLADES & CUTTING EDGES</u>	(Rubber snow plow blades (or equal) manufactured from highly abrasion resistant 60 duro natural rubber stock)											
<u>WAY FLOW</u>												
Link 501-40 (1½"x10"x132") 17 slotted holes	2121.48	1060.74	176.79	1346.40	752.40	132.00	N/B	N/B	200.00	Plus .75 per hole 13.50 f	11.80	10.
Link 501-30 (1½"x10"x116") 15 slotted holes	1919.76	959.88	159.98	1183.20	661.20	116.00	N/B	N/B	190.00	Plus .75 per hole 13.50 f	11.80	10.
Link 20176B (9½"x1½"x10") 5/8"Dia.	1789.44	894.72	149.12	1162.80	649.80	114.00	N/B	N/B	N/B	Plus .75 per hole 13.50 f	11.80	10.
<u>ING BLADES</u>												
Link 80028 (1½"x8"x118") 15 slotted holes	1611.36	805.68	134.28	991.20	556.40	100.30	N/B	N/B	190.00	Plus .75 per hole 11.00 f	9.75	8.
Link Model 11FHR (1½"x8"x104") 13 slotted holes	1441.92	720.96	120.16	873.60	499.20	88.40	N/B	N/B	N/B	Plus .75 per hole 11.00 f	9.75	8.6
Link Model 140 (1½"x8"x134") 17 slotted holes	1849.20	924.60	154.10	1125.60	643.20	113.90	N/B	N/B	200.00	Plus .75 per hole 11.00 f	9.75	8.6
Link Model 11AR (1½"x8"x116") 15 slotted holes	1610.88	805.44	134.24	974.40	556.80	98.60	N/B	N/B	190.00	Plus .75 per hole 11.00 f	9.75	8.6
Link Flow 13280B (8½"x1½"x8") 5/8" dia.	1341.48	670.74	111.79	856.80	489.60	86.70	N/B	N/B	N/B	Plus .75 per hole 11.00 f	9.75	8.

Item No. 26 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 27 Motion by Supervisor Meyers, seconded by Councilman Dux

WHEREAS, bids were duly received by this Town Board at a meeting thereof held on April 4, 1977 for the purchase of cement for use by the Cheektowaga Highway Department, as a result of advertisement therefor, and such bids were referred to the Superintendent of Highways for analysis, tabulation and report, and

WHEREAS, such analysis, tabulation and report has been completed,
THEREFORE, BE IT

RESOLVED that the bids be awarded to the lowest responsible bidders meeting specifications as set forth in the list attached hereto and made a part hereof.

* See next pages for tabulation.

ALFRED F. WNEK
SUPERINTENDENT
OFFICE: 683-4775



TO THE TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

OFFICE OF
SUPERINTENDENT OF HIGHWAYS
3145 UNION ROAD
CHEEKTOWAGA, NEW YORK 14227

April 13, 1977

Honorable Kenneth J. Meyers, Supervisor
Honorable Town Board
Town Hall, Cheektowaga, New York

Gentlemen:

Bids were opened at the Town Board meeting of April 4th, 1977 for Cement. After checking and tabulating the bids, we recommend awarding the bids to the lowest responsible bidders as per attached copy of tabulation.

Very truly yours,
TOWN OF CHEEKTOWAGA

Alfred F. Wnek
Alfred F. Wnek
Superintendent of Highways

AFW/msa

Copies: Richard Moleski, Town Clerk
John Rogowski, Town Attorney
Town Board Members
Files

RECEIVED

APR 14 1977

Richard M. Moleski, Town Clerk

"When better roads are built — Cheektowaga will build them"

CUBIC YARD	PREY CONCRETE	PINE HILL CONCRETE MIX	ROBERT BUYER INC.	
1/4	42.875	43.35	6 Bag 42.93	1-2-3 mix 42.75
1/2	50.75	51.70	50.87	50.60
3/4	58.625	60.05	58.80	58.40
1	59.50	61.40	59.75	59.25
1 1/4	67.375	69.75	69.65	67.05
1 1/2	75.25	78.10	77.60	74.85
1 3/4	83.125	86.45	85.50	82.65
2	84.00	87.80	84.50	83.50
2 1/4	91.875	96.15	92.40	91.30
2 1/2	99.75	104.50	100.35	99.10
2 3/4	107.625	112.88	108.25	106.90
3	108.50	114.20	109.25	107.75
3 1/4	116.375	122.55	117.15	115.55
3 1/2	124.75	130.90	125.10	123.35
3 3/4	118.125 + 14.00 <i>3 yd. 3/4</i>	139.25	133.00	131.15

CUBIC YARD	FREY CONCRETE	PINE HILL CONCRETE MIX	ROBERT BUYER, INC.	
4	133.00	140.60	6 Bag 134.00	1-2-3 mix 132.00
4 1/4	140.875	148.95	148.90	139.80
4 1/2	148.75	157.30	149.85	147.60
4 3/4	156.675	165.65	157.80	155.40
5	157.50	167.00	158.75	156.25
5 1/4	165.375	175.35	166.65	164.00
5 1/2	173.25	183.70	174.60	171.85
5 3/4	181.125	192.05	182.50	179.65
6	189.00	200.40	190.50	187.50
6 1/4	196.75	208.75	198.40	195.30
6 1/2	204.75	217.10	206.35	203.10
6 3/4	212.625	225.45	214.25	210.90
7	220.05	233.80	222.25	218.75
7 1/4	228.375	242.15	230.15	226.50
7 1/2	236.25	250.50	238.10	234.30

CUBIC YARD	FREY CONCRETE	PINE HILL CONCRETE MIX	ROBERT BUYER, INC.
7 3/4	244.125	258.85	246.00 242.00
8	252.00	267.20	254.00 250.00
8 1/4	259.875	275.55	261.90 257.80
8 1/2	267.75	283.90	269.75 265.60
8 3/4	275.625	292.25	277.75 273.40
9	283.50	301.10	285.75 281.25
9 1/4	291.375	309.45	293.65 289.05
9 1/2	299.25	317.80	301.60 296.85
9 3/4	307.125	326.15	309.50 304.65
10	315.00	334.50	317.40 312.45

*Pozzolith - Add \$1.00
per cubic yard

5 minutes per cubic yard
unloading time allowed
after which a waiting time
charge of \$.50 per minute

	FREY CONCRETE	PINE HILL CONCRETE	ROBERT F. BUYER, INC.
FINE AGGREGATE FOR CONCRETE	No Bid	\$3.50 per T F.O.B. our pits	No Bid
CEMENT			
Item 15-2A Portland	No Bid	No Bid	No Bid
Class A Concrete Aggregate Only	No Bid	15.75 plus 5.00 trucking - \$20.75	No Bid
Class B Concrete Aggregate Only	No Bid	15.75 plus 5.00 trucking - \$20.75	No Bid
Class B Concrete W/Possolith	No Bid	15.75 plus 5.00 trucking - \$20.75 plus .25 per 100# cement	No Bid
Concrete Mix	No Bid	33.95 CYD 3000 PSI (5 1/2 bag) - \$32.85 cyd.	31.75 - 6 bag
1-2-3 Mix	31.50 per cu. yd. 33.50 heated	(Approx. 5 3/4 bag) 33.40 Heated - \$2.00 extra	31.25 per cu. yd.
Calcium 1/2%	0.275	Add .05 per bag of cement	Add \$1.00 per load
1 %	0.55	" .10 " " " " "	" 2.00 " " " "
1 1/2%	0.825	" .15 " " " " "	" 3.00 " " " "
2 %	1.10	" .20 " " " " "	" 4.00 " " " "
1-2-3 Mix W/Calcium @ 1%	37.05 per cu. yd.	No Bid	No Bid

In Transit Mix Trucks

CONCRETE BLOCKS	ANCHOR CONCRETE		HENRY R. DUCH		LOBUOLIO BLOCK CO.		THRUWAY BLDRS.	
	Each	Per Cube	Each	Per Cube	Each	Per Cube	Each	Per Cube
6" Standard - Hollow 100/cube	.24	24.00	No Bid		.243	27.95	.38	38.00
6" Half Block " 200/cube	.16	32.00	No Bid		.162	32.40	.25	50.00
8" Standard " 90/cube	.31	27.90	No Bid		.315	28.35	.49	44.10
8" Half Block " 140/cube	.195	27.30	No Bid	15 Reg. .315 120/cube .198	4.73 23.76		.31	43.40
10" Standard " 65/cube	.375	24.38	No Bid	67/cube	.378	25.33	.59	38.35
10" Half Block " 120/cube	.2275	27.30	No Bid	134/cube	.229	30.69	.35	42.00
Concrete Brick-Standard 784/cube	720/cube .07	50.40	No Bid	720/cube	.69	30M 49.90		92.12
CEMENT	Per Bag 3.00	Each 3.00	Per Bag 2.81		35 bags per cube 94#-3.00 bag		Per Bag 3.30	
MORTAR	2.63	2.63	2.47		45 bags per cube 70#-2.60 bag		2.89	
		Wood Pallets Chg. @ 8.00 ea. Credit upon Return		Deposit on Pallets @ 8.00		Above prices are less 2% Disc.		

*out of
business*

Item No. 27 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 28 Motion by Supervisor Meyers, seconded by Councilman Kaczmarek

WHEREAS, bids were duly received by this Town Board at a meeting thereof held on April 4, 1977 for the purchase of sweeper brooms and push brooms for use by the Town of Cheektowaga Highway Department, as a result of advertisement therefor, and such bids were referred to the Superintendent of Highways for analysis, tabulation and report, and

WHEREAS, such analysis, tabulation and report has been completed,
THEREFORE, BE IT

RESOLVED that the bids be awarded to the lowest responsible bidders meeting specifications as set forth in the list attached hereto and made a part hereof.

* See next pages for tabulation.

ALFRED F. WNEK
SUPERINTENDENT
OFFICE: 683-4775



TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

OFFICE OF
SUPERINTENDENT OF HIGHWAYS
3145 UNION ROAD
CHEEKTOWAGA, NEW YORK 14227

April 13, 1977

Honorable Kenneth J. Meyers, Supervisor
Honorable Town Board
Town Hall, Cheektowaga, New York

Gentlemen:

Bids were opened and read the the Town Board meeting of April 4th, 1977 at 7:00 P.M. for Sweeper Brooms and Push Brooms for the Town of Cheektowaga Highway Department. After checking and tabulating the bids, we recommend awarding the bids to the lowest responsible bidders as per attached copy of tabulation.

I trust this meets with your approval.

Sincerely,
TOWN OF CHEEKTOWAGA

Alfred F. Wnek
Alfred F. Wnek
Superintendent of Highways

AFW/mss
Copies:

Richard Moleski, Town Clerk
John Rogowski, Town Attorney
Town Board Members
Files

RECEIVED

APR 14 1977

Richard M. Moleski, Town Clerk

"When better roads are built — Cheektowaga will build them"

RECAP OF BIDS SUBMITTED FOR SWEEPER BROOMS AND PICK BROOMS AT MEETING OF APRIL 4, 1977

	Walter Roberts Ent. Inc. 829 Sheridan Dr.	E.G. Schultz 1297 Fillmore Ave. Buffalo, NY	Young & Swartz, 39 Cherry St. Buffalo, NY		
				Cable wrap	Tube style Spiral
66 Elgin, White wing Sweeper #475					
MAIN PICK UP BROOM	\$ 182.00 **	159.00	185.00	202.00	182.00
SIDE BROOM	76.00 *	54.95	64.00	-----	-----
71 Elgin, White wing Sweeper #475					
MAIN PICK UP BROOM	182.00 **	159.00	185.00	202.00	182.00
SIDE BROOM	76.00 *	54.95	64.00	-----	-----
62 Wayne Sweeper #880					
GUTTER BR. VERT. DIG. TYPE	76.00 *	54.95	64.00	-----	-----
PICK UP BROOM	177.00 **	149.00	179.00	179.00	154.00
55 Wayne Sweeper #990					
GUTTER BROOM	76.00 *	54.95	64.00	-----	-----
PICK UP BROOM	177.00 **	149.00	179.00	179.00	154.00
9-1970-1974 Wayne #984					
GUTTER BROOM (regular)	76.00 *	54.95	64.00	-----	-----
GUTTER BR. (THROW-AWAY)	76.00 *	-----	64.00	-----	-----
PICK UP BROOM	177.00 **	149.00	179.00	179.00	154.00
ALL SWEEPERS					
SPEED SWEEP WITH COMPRESSION LOCK CORE	NB	-----			Elgin-322.00 Wayne-293.00
MILWAUKEE BROOMS	Elgin-182.00 Wayne-177.00	-----			Elgin-202.00 Wayne-179.00
	** Footnote attached * Footnote attached				

(from April 19, 1977 thru March 31, 1978)

RECAP OF BIDS SUBMITTED FOR PUSH BROOMS - MEETING OF APRIL 4, 1977 for Highway Dept.

from April 19, 1977 through March 31, 1978

PUSH BROOMS	WALTER ROBERTS ENT. INC. 829 Sheridan Dr. Tona. NY	ED. SCHULTZ & SON 1297 Fillmore Ave. Buffalo, NY	YOUNG & SWARTZ 39 Cherry St. Bflo. NY 14204			
	per ea.	per doz.	per dozen	per ea.	per doz.	per dozen
14"-3-3/8" with handles	NO BID	NO BID		Y & S Poly with handles #1114 5.85	(4.68 ea) 28.08	(3.87 e) 46.44
16" - 3 1/2" with handles	NO BID		81.40	Y & S Poly with handles #1116 6.15	(4.92 ea) 29.52	(4.09 e) 49.08
Handles for brooms	NO BID		15.00	1.50	(1.20 ea) 7.20	(.95 ea) 11.40

SIGNED *Walter M. Roberts*
Owner - Agent - Representative

COMPANY Walter M. Roberts Ent., Inc.

ADDRESS 829 Sheridan Dr., Tonawanda, NY

DATE April 4, 1977

- * We are furnishing a Tuff-Grip Type Gutter Broom Segments. We will also furnish one bolt-on gutter broom plate for each of your 7 sweepers at no additional charge. If you select our segmented gutter broom, any additional plates that will be required will run \$190.00 each for either the Wayne or Elgin Sweeper.
- ** We are furnishing an FMC tube type sweeper broom to fit on Milwaukee Jetless compression lock core.

Item No. 28 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 29 Motion by Supervisor Meyers, seconded by Councilman Wasielewski

WHEREAS, funds are presently available under the Comprehensive Employment and Training Act of 1973, Title VI, NOW, THEREFORE, BE IT

RESOLVED that the following persons be and hereby are hired under the position listed below, at a salary rate as specified, starting date established by the department head:

Laborer in the Plant #5 Department at a rate of \$4.6141 an hour

Lannon, Patrick Cheek., N.Y. 14227

School Nurse in Cheektowaga Central at a yearly rate of \$8,386

Borucki, Patricia , N.Y. 14225

Upon Roll Call....

AYES: Supervisor Meyers, Councilman Johnson, Swiatek, Wasielewski, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 29A Motion by Supervisor Meyers, seconded by Councilman Wasielewski

WHEREAS, a vacancy presently exists in the Cheektowaga Sanitation Department in the position of "laborer", and

WHEREAS, said vacancy has been posted in accordance with the bargaining agreement between the Town of Cheektowaga and Local 1026, AFL-CIO, NOW, THEREFORE, BE IT

RESOLVED that Brian T. McGloin, of , currently a C.E.T.A. Employee, be appointed to said permanent position of "laborer" in the Sanitation Department, at a salary in accordance with the Union contract, said appointment to become effective on April 25, 1977.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 30 Motion by Supervisor Meyers, seconded by Councilman Dux

WHEREAS, a training refresher course in Law Enforcement Photography will be held at the Winona School of Professional Photography, in Winona Lake, Indiana, operated by the Professional Photographers of America, and

WHEREAS, this school is recognized by the Photography industry as one of the foremost schools in the Country for continuing education in photography, and

WHEREAS, a Law Enforcement Photography Course, Course 701 will be held from May 22 - May 27, 1977, which will include the latest techniques in Criminal Science Photography, Photography Surveillance, Preservation of Photographic Evidence and a seminar in Presentation of Photographic Evidence in Court, and

WHEREAS Patrolman Thomas Rowan, of the Cheektowaga Police Department, is a professional photographer, whose services to the Cheektowaga Police Department would be greatly enhanced by his participation in this course, NOW, THEREFORE, BE IT

4/18/77

Item No. 30 cont'd

RESOLVED that Patrolman Rowan be and hereby is authorized to attend said course, from May 22 - May 27, 1977 in Winona Lake, Indiana, at a sum not to exceed \$602.50, reimbursement for said course to be made by the County of Erie Central Police Services Training Grant, up to the amount of \$600.00, and BE IT FURTHER

RESOLVED that Patrolman Rowan receive his regular salary from the Town of Cheektowaga during this period.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 31 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the Town Board has previously adopted a resolution creating the position of Sewage Treatment Plant Operator Trainee in the Wastewater Treatment Plant No. 5 and said position was approved by the Erie County Personnel Office, and

WHEREAS, said position was posted in accordance with the Agreement between the Town of Cheektowaga and Local 1026 AFL-CIO, and

WHEREAS, the Town Board adopted a resolution dated April 4, 1977, which established the effective date of appointment as April 25, 1977, and

WHEREAS, the employee was told in error to report for work on April 11, 1977, NOW, THEREFORE, BE IT

RESOLVED that the resolution of April 4, 1977 be and hereby rescinded, and BE IT FURTHER

RESOLVED that the following is hereby appointed to the position of Sewage Treatment Plant Operator Trainee at the rate with increments as specified in the Town Agreement with Local 1026 and with said appointment retroactive to April 11, 1977.

Dennis Turkasz

Cheektowaga, New York 14227

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 32 Retain Marzak & Powell to prepare specs for an enclosure to Police & Court Building (Juvenile Entrance)

Motion by Councilman Dux, seconded by Councilman Burst to table this item.

Item No. 33 Motion by Councilman Swiatek, seconded by Councilman Burst

WHEREAS, the Town of Cheektowaga requires the completion of specifications and updating of existing plans for the Cheektowaga Community Center, Losson Park, in the Town of Cheektowaga, and

WHEREAS, the Town of Cheektowaga designates the architectural firm of Donald T. Maharan Associates, P.C., 505 Delaware Avenue to complete said plans and specifications. Fee shall be maximum of 12 per cent of the Base Bid construction costs, less \$9,079.48 paid for services rendered on this project to date, but not to exceed \$5,000.00, and BE IT FURTHER

Item No. 33 cont'd

RESOLVED that the Town Board, Town of Cheektowaga, retain the architectural firm of Donald T. Maharan Associates, P.C., 505 Delaware Avenue to complete plans and specifications and provide architectural services related to the Losson Community Center, Losson Park, Town of Cheektowaga.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Kaczmarek and Burst
NAYES: Councilman Dux
ABSENT: 0

Item No. 34 Motion by Councilman Swiatek, seconded by Councilman Burst

BE IT RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the construction work at the Losson Community Center, Losson Park, Town of Cheektowaga. Said Notice to Bidders will include general construction, plumbing, heating and ventilating, air conditioning and electric. Information for bidders and specifications may be obtained from the office of the Town Clerk upon deposit of \$25.00, said notice to be published in the Cheektowaga Times, and BE IT FURTHER

RESOLVED that the Town Board will meet at 7:00 P.M., Eastern Daylight Saving Time on May 16, 1977, for the purpose of properly opening and reading the sealed bids.

* * * * *

N O T I C E T O B I D D E R S

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of the Town of Cheektowaga, in Erie County, New York, sealed proposals shall be received and considered by said Town Board on the 16th day of May, 1977 at 7:00 P.M., Eastern Daylight Saving Time, at a meeting of the Board in the Council Chambers of the Town Hall, corner of Broadway and Union Road, Cheektowaga, together with labor, for the General Construction Work, Heating and Ventilating Work, Plumbing Work and Electric Work for the Losson Park Community Center located at 1010 Losson Road, Cheektowaga, New York, in accordance with the working drawings and specifications prepared by Donald T. Maharan Associates, P.C. and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall corner of Broadway and Union Road, Cheektowaga, New York. Copies of working drawings and specifications may be examined at the offices of Donald T. Maharan Associates, P.C., 505 Delaware Avenue, Buffalo, New York. One copy of each of said working drawings and specifications may be obtained upon deposit of \$25.00. Any bidder, upon returning such copy in good condition, within thirty days following the award of the contract, or the rejection of the bid of such bidder, will be refunded \$25.00. Deposit will be forfeited by non-bidders, but documents must be returned to Architect's office.

Each proposal must be accompanied by a certified check in the sum of Ten Per Centum (10%) of the amount of the bid payable to the order of Town of Cheektowaga, or a bond with sufficient sureties to be approved by the Town of Cheektowaga, in the sum of Ten Per Centum (10%) of the bid, conditioned that is the bid is accepted, the bidder will enter into a contract for the same, and that he will execute such further security as may be required for the faithful performance of the contract.

Attention of the bidders is particularly called to the requirements as to the conditions of employment to be observed, and the minimum wage rates to be paid under the contract.

No bidder may withdraw his bid within forty-five (45) days after the actual date of the opening thereof.

The Town Board reserves the right to waive any informalities in, or to reject, any or all bids, if in its judgement it shall deem it to be in the best interests of the Town of Cheektowaga so to do and as permitted by law.

Item No. 34 cont'd

In order to be considered, all bids must be filed with the undersigned Town Clerk to the time of opening thereof.

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

RICHARD M. MOLESKI
Town Clerk

DATED: April 18, 1977

* * * * *

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Kaczmarek
and Burst
NAYES: Councilman Dux
ABSENT: 0

AFFIDAVIT-NEXT PAGE

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

Gladys M. Supter, 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..... *April 28, 1977* ;
last publication..... *April 28, 1977* ;
and that no more than six days intervened be-
tween publications.

Gladys M. Supter
Sworn to before me this *29th*
day of *April*, 19.. *77*
..... *Naidine C. Williams*
Notary public in and for Erie County, N. Y.

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1979

**TOWN OF CHEEKTOWAGA
CHEEKTOWAGA, NEW YORK**

NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN, that pursuant to a resolution of the Town Board of the Town of Cheektowaga, in Erie County, New York, sealed proposals shall be received and considered by said Town Board on the 16th day of May, 1977 at 7:00 P.M. Eastern Daylight Saving Time, at a meeting of the Board in the Council Chambers of the Town Hall, corner of Broadway and Union Road, Cheektowaga, together with labor, for the General Construction Work, Heating and Ventilating Work, Plumbing Work and Electrical Work for the Lossen Park Community Center located at 1000 Lossen Road, Cheektowaga, New York. The drawings with working drawings and specifications prepared by Donald T. Maharan Associates, P.C. and approved by the Town Board of which are on file with the Town Clerk at his office in the Town Hall corner of Broadway and Union Road, Cheektowaga, New York. Copies of working drawings and specifications may be examined at the offices of Donald T. Maharan Associates, P.C., 565 Delaware Avenue, Buffalo, New York. One copy of each of said working drawings and specifications may be obtained upon deposit of \$25.00. Any bidder, upon returning such copy in good condition, within thirty days following the award of the contract, or the rejection of the bid of such bidder, will be refunded \$25.00. Deposit will be forfeited by non-bidders, but documents must be returned to Architect's office.

Each proposal must be accompanied by a certified check in the sum of Ten Per Centum (10 per cent) of the amount of the bid payable to the order of the Town of Cheektowaga, or a bond with sufficient sureties to be approved by the Town of Cheektowaga, in the sum of Ten Per Centum (10 per cent) of the bid, conditioned that the bid is accepted, the bidder will enter into a contract for the same, and that he will execute such further security as may be required for the faithful performance of the Contract.

Attention of the bidders is particularly called to the requirements as to the conditions of employment to be observed, and the minimum wage rates to be paid under the contract.

No bidder may withdraw his bid within forty-five (45) days after the actual date of the opening thereof.

The Town Board reserves the right to waive any informalities in, or to reject, any or all bids, if in its judgement it shall deem to it to be in the best interests of the Town of Cheektowaga so to do and as permitted by law. In order to be considered, all bids must be filed with the undersigned Town Clerk to the time of opening thereof.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF CHEEKTOWAGA,
ERIE COUNTY, NEW YORK
RICHARD MOLESKI
Town Clerk

Item No. 35 Motion by Councilman Swiatek, seconded by Councilman Wasielewski

WHEREAS, it is in order that bids be advertised to cover the construction of one, two or three asphaltic tennis courts at the Maryvale East School grounds, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for the construction of Tennis Courts, notice to be published in the CHEKETOWAGA TIMES, and BE IT FURTHER

RESOLVED that the Town Board meet on the 2nd day of May, 1977 at 7:00 P.M., Eastern Daylight Saving Time, at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

* * * * *

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on May 2, 1977 at 7:00 P.M., Eastern Daylight Saving Time at the Town Hall, corner of Broadway and Union Road, for the installation of one, two or three asphaltic tennis courts at Maryvale East School Grounds in the Town of Cheektowaga.

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 per cent (5%) of the amount of the bid, payable to the order of the Town of Cheektowaga, New York, or bond with sufficient sureties to be approved by the attorney for the Town of Cheektowaga, New York.

The successful bidder will be required to furnish a performance bond acceptable to the Owner, in an amount equal to the Contract award.

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

RICHARD M. MOLESKI
Town Clerk

DATED: April 18, 1977

* * * * *

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
 Kaczmarek and Burst
NAYES: 0
ABSENT: 0

AFFIDAVIT-NEXT PAGE

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

Gladys M. Hunter, 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 weeks;
first publication *April 21, 1977* ;
last publication *April 21, 1977* ;
and that no more than six days intervened be-
tween publications.

Gladys M. Hunter

Sworn to before me this *22nd*

day of *April*, 19.. *77*

..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *79*

the Town of Cheektowaga on May 1, 1977 at 7:00 P.M., Eastern Daylight Savings Time at the Town Hall, corner of Broadway and Union Road, for the installation of one, two or three asphaltic tennis courts at Maryvale East School Grounds in the Town of Cheektowaga.

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 per cent (5 per cent) of the amount of the bid, payable to the order of the Town of Cheektowaga, New York, or bond with sufficient sureties to be approved by the attorney for the Town of Cheektowaga, New York.

The successful bidder will be required to furnish a performance bond acceptable to the Owner, in an amount equal to the Contract award.

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

RICHARD M. MOLESKI
Town Clerk

DATED: April 18, 1977

Item No. 36 Motion by Councilman Swiatek, seconded by Councilman Burst

WHEREAS, bids were duly received by this Town Board at a meeting thereof for the purchase of various items of baseball equipment for use in the Cheektowaga Recreation Department, as a result of advertisement therefor, 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,
THEREFORE, BE IT

RESOLVED that the bids be awarded to the lowest responsible bidders meeting specifications as set forth in the list attached hereto and made a part hereof.

* See next pages for tabulation

BID ITEMS

Item 1 BATTERS HELMETS

- A) Gladiator BH Little League approved helmet. High impact shell, ensolite padding - or comparable.

List price and make / dozen Sizes S 67.85
M "
L "
X "

LauX

Item 2 CATCHERS HELMETS

- A) ABC Little league approved catchers helmet. Impact composition padding, full ear coverage, includes strap and buckle to attach mask - or comparable.

LLC
List price and make / dozen Sizes S 105.00
M "
L "
X "

Ludtka

Item 3 MASKS

- A) Sportcraft softball mask with replaceable stretch straps - or comparable.

06330
List price and make / dozen 78.00 Ludtka

- B) Premier B25 little league approved mask, durable plasticol coated lightweight wire frame, foam filled vinyl snap on pack and adjustable harness - or comparable.

List price and make / dozen 61.80 Kicks

- C) Premier B24 little league approved mask, durable plasticol coated lightweight wire frame, foam filled vinyl snap on pack and adjustable harness - or comparable.

List price and make / dozen 76.20 Kicks

- D) Gladiator GCM-W/F, side deflector flaps, full vision, elasticized web harness and soft vinyl pads - or comparable.

List price and make / dozen 143.40 Lawx

- E) Rawlings PWM-1, pro use, nylon coated wire frame, snap on padding, vinyl covering, harness with triple adjustment - or comparable.

List price and make / dozen 215.40 Lawx

Item 4 BODY PROTECTORS

- A) Wilson A3250-JZ, little league approved, adjustable neck pad, cotton padding, adjustable body straps, water repellent, vinyl bound for durability - or comparable.

List price and make / dozen 106.80 Luchka

- B) Gladiator YPBR little league approved, adjustable and replaceable body straps - or comparable.

List price and make / dozen 119.40 Lawx

- C) Wilson A3212-JR, adjustable neck pad and body straps, cotton padding, water repellent - or comparable.

List price and make / dozen 130.80 Luchka

- D) Rawlings - Pro model, nylon twill, cotton back, ribbed padding, extended shoulder piece - or comparable.

List price and make / dozen 150.00 Kicks

- E) Premier B78 umpire use outside body protector - or comparable.

List price and make / dozen 179.40 Kicks

Item 5 SHIN GUARDS

- A) Rawlings 9C - Little league approved, combination calf and ankle pad, armor lite plastic caps, shin and instep pieces, adjustable elastic straps - or comparable.

List price and make / dozen 95.40 Kicks

- B) Rawlings 76C-1 Youth model approved, combination calf and ankle pad, armor lite plastic caps, shin and instep pieces, adjustable elastic straps - or comparable.

List price and make / dozen 109.95 Kicks

- C) Gladiator GLC-BR, Babe Ruth use, 11" shin plate, ultra lite padding, replaceable straps - or comparable.

List price and make / dozen 199.20 Lawx

- D) Wilson A3420 shin plate, calf and ankle pad, plastic caps, shin and instep pieces, adjustable elastic straps - or comparable.

List price and make / dozen 149.95 Kicks

Item 6 CATCHERS GLOVES

- A) Wilson A2516 double flax, leather (steer hide) split X laced webs, finger control cut out, skip crotch lacing - or comparable.

List price and make / dozen 190.80 Kicks

- B) Cooper 652 single flex, leather (steer hide) extended palm pro toe feature, hinged webs skip crotch lacing or comparable.

List price and make / dozen 203.95 Kicks

- C) Rawlings MJDE - single flex, leather (steer hide) - or comparable.

List price and make / dozen 254.40 Kicks

Item 7 BASEBALLS

- A) Wilson - A1074 - or comparable

List price and make / dozen 21.95 Kicks

- B) Wilson - A1082 - or comparable

List price and make / dozen 21.95 Kicks

- C) Dudley - SB12LND (softball) or comparable

List price and make / dozen 27.50 Ludtka

- D) Wilson - A1010P or comparable

List price and make / dozen 29.95 Ludtka

Item 8 BATS

A) Louisville or Adirondack models 125 LL and 125

List price and make / dozen	<u>39.20</u>	125 LL	
	<u>51.30</u>	125	Kicks

B) Little League aluminum bat

Louisville 506 AL

List price and make / dozen	<u>114.00</u>	Ludtka
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C) Softball wood bat

Adirondack - 16/

List price and make / dozen	<u>27.95</u>	Kicks
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Softball aluminum bat

Adirondack SB/ALST

List price and make / dozen	<u>143.40</u>	Ludtka
-----------------------------	---------------	--------

Item 9 EQUIPMENT BAGS

Extra large utility bag to hold all types baseball equipment, heavy duty reinforced canvas material.

List price and make / dozen	<u>72.00</u>	Lauv
<i>Everlast 6892</i>		

Item 10 UMPIRE INDICATORS

Palm sized, plastic counter keeps track of balls, strikes, and outs.

List price and make / dozen	<u>7.50</u>	Kicks
<i>Premier B-99</i>		

Item 11 SCOREBOOKS

25 Game schedule

List price and make / dozen	<u>11.76</u>	Lauv
<i>VortusB</i>		

↓ Bases

Hard ball base - Everlast

33.50/set nylon and canvas

" " - "

24.95/set nylon

Softball " - "

Kicks

22.50/set nylon

Home plate - "

15.95/each

Pitchers plate - "

9.95/each

↑ Parks Dept Bid

(omit Below)

Item No. 36 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 37 Motion by Councilman Kaczmarek, seconded by Councilman Johnson

WHEREAS, the firemen of Forks Fire Company have difficulty in making steamer connections with hydrants at the following locations:

1. 2345 Walden Avenue west of F.N. Burt Company driveway
2. 2525 Walden Avenue at Uncle Sams
3. 2685 Walden Avenue - east of driveway at General Electric
4. Walden Avenue - first hydrant west of Dick Road

and

WHEREAS, the Board of Fire Commissioners of Forks Fire District No. 3 have requested by letter dated April 6, 1977 that the hydrant be raised to meet standard specifications, NOW, THEREFORE, BE IT

RESOLVED that the Erie County Water Authority be requested to raise the hydrants as required.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 38 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga has undertaken a sewer district improvement project in Sanitary Sewer District No. 5, said project also being known as the Northeast Interceptor Project, and

WHEREAS, in order to commence and eventually complete said project it is necessary that the Town obtain various easements within said sewer district, and

WHEREAS, the Town has heretofore obtained numerous easements for said project and presently needs to obtain additional easements located on premises of certain property owners who have requested consideration for granting said easements, and

WHEREAS, the following property owners have requested consideration or reimbursement of expenses for said easements; the County of Erie requested the sum of \$50.00 as a nominal charge for its expenses in processing said easement and the Town shall not be required to pay any other consideration for obtaining said easement; the Cheektowaga-Maryvale School system requested the sum of \$200.00 as a nominal charge for its expenses in processing said easement and that Town shall not be required to pay any other consideration for obtaining said easement; and the Cheektowaga Central School system has requested the sum of \$2,500 as consideration and expenses for granting said easement to the Town of Cheektowaga, and

WHEREAS, the above mentioned Cheektowaga Central School property has been appraised by the Town of Cheektowaga and the sum of \$2,500 is less than the appraised valuation, THEREFORE, BE IT

RESOLVED that the Town be and hereby is authorized to pay the following sums:

Item No. 38 cont'd

County of Erie	\$ 50.00
Cheektowaga-Maryvale	
School system	200.00
Cheektowaga Central	
School system	2500.00

and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is authorized to sign any and all documents which may be necessary to obtain the easements from said parties.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: 0

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

WHEREAS, the Town of Cheektowaga plans on the improvement of a drainage system identified as the Marrano-Kelly Drainage Project, which drainage system will receive storm waters from the Town of West Seneca, and

WHEREAS, restrictions are necessary to limit the rate of storm water flow from the Town of West Seneca to this drainage system, and

WHEREAS, an agreement was prepared to limit such storm water flows from the Town of West Seneca to the Marrano-Kelly Drainage System, NOW, THEREFORE, BE IT

RESOLVED that this Town Board shall accept the conditions of the agreement with the Town of West Seneca and that this Town Board will sign said agreement and submit same to the Town of West Seneca for their acceptance and signatures.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 40 Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, emergency sewer repairs were required on sanitary sewers at 29 Dennis Lane in Sanitary Sewer District No. 3, at Eastland Parkway near Central Boulevard and at 4 Amurra Court in Sanitary Sewer District No. 5, which repairs were ordered by the Town Engineer, NOW, THEREFORE, BE IT

RESOLVED that the vouchers of Pagels Contracting Company, 33 Homewood, Street, Cheektowaga, New York 14227 in the amount of \$641.57, \$641.57 and \$576.26 to do the work and furnish the materials for said sewer repair be approved and ordered paid.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 41 Motion by Councilman Johnson, seconded by Councilman Wasielewski

WHEREAS, the N.Y.S. Department of Transportation proposes the construction of Union Road (S.H. 9215, 1733, 371) from French Road in the Town of Cheektowaga southerly to the Aurora Expressway in the Town of West Seneca, and

Item No. 41 cont'd

WHEREAS, the State will include as part of said construction of the above mentioned project the construction of sidewalks pursuant to Section 151 of the Highway Law, as shown on the contract plans relating to the project, and

WHEREAS, the State will provide for the construction of the above mentioned work, as shown on the contract plans relating to the project, NOW, THEREFORE, BE IT

RESOLVED that the Town of Cheektowaga approve the construction of new sidewalks and the above mentioned work performed on the project and shown on the contract plans relating to the project and that the Town of Cheektowaga will maintain the constructed new sidewalk performed as above stated and as shown on the contract plans, and BE IT FURTHER

RESOLVED that the Town Clerk of this Town Board is hereby directed to transmit six (6) certified copies of the foregoing resolution to the State Department of Transportation.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 42 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, the Town of Cheektowaga, through the Cheektowaga Recreation Department, is sponsoring a Philharmonic Concert to be presented by the Buffalo Philharmonic Orchestra on August 4, 1977, at the Cheektowaga Town Park, 2600 Harlem Road, Cheektowaga, New York, and

WHEREAS, an agreement between said Town and said Orchestra has been negotiated whereby the Town agrees to pay the sum of \$3,000.00 to the said Orchestra for the presentation, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized to sign the agreement for said concert between the Town of Cheektowaga and the Buffalo Philharmonic Orchestra, a copy of which is attached hereto and made a part hereof, and BE IT FURTHER

RESOLVED that the Supervisor is hereby authorized to pay the sum of \$3,000.00 to the Buffalo Philharmonic Orchestra in accordance with the terms of said agreement.

* See next page for agreement.

Buffalo Philharmonic Orchestra

AGREEMENT made this 25th day of March, 1977,
by and between the BUFFALO PHILHARMONIC ORCHESTRA SOCIETY, INC.

("Society") and Town of Cheektowaga ("Local Presentor")
Leonath Meyers, Supervisor
whose address is Broadway and Union Road, Cheektowaga, Town Hall
Cheektowaga, New York 14225

WITNESSETH that:

The Society agrees to provide a concert(s) by the
Buffalo Philharmonic Orchestra, Peter Perrot, conducting
to be given on Thursday, August 4, 1977 at 7:00 pm in
Cheektowaga Town Park, 2000 Harper Road, Cheektowaga, New York 14225
and to furnish a reasonable supply of advertising material.

In consideration of the concert services as above set
forth, the Local Presentor agrees to pay to the Society, at or
before the close of the concert(s), the sum of \$3000.00-----
(Three thousand dollars)-----

The Local Presentor further agrees to furnish at no
expense to the Society: the above-mentioned hall on the date
above named, properly seated, lighted, heated and cleaned; loaders
and stagehands to assist in unloading trucks, receiving and plac-
ing baggage and instruments and removing and loading of same after
the concert(s); at least 90 chairs on the stage; separate, clean
dressing rooms near the stage for the male and female musicians
and for the Conductor; and, on request of the Society, if the
musical program so requires, a suitable piano, properly tuned and
in good repair.

The Local Presentor further agrees that the program
shall be determined by the Society and that the concert(s) shall
not be recorded or broadcast without the prior written consent of
the Society.

It is mutually agreed that if performance of the
concert(s) is prevented or delayed on account of illness, accident,
or if for any cause beyond the reasonable control of the Society,
the Conductor or any members of the above-mentioned performing
ensemble are unable to appear, the Society shall not be liable
for any damages or otherwise.

IN WITNESS WHEREOF each party has hereunto set its hand
the day and year first above written.

BUFFALO PHILHARMONIC ORCHESTRA SOCIETY, INC.

By Fred Leis

Town of Cheektowaga

(Local Presentor)

By Leonath J. Meyers

Item No. 42 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 43 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, both a Proposed Use Hearing and a Budget Hearing have been held to discuss the supplemental 1977 Federal Revenue Sharing appropriations, NOW, THEREFORE, BE IT

RESOLVED that the following appropriations be approved for the balance of the 1977 fiscal year:

Drainage Development & Improvements	\$370,000.00
Erosion Control	20,000.00
Parks and Recreation Development and Improvement	<u>390,000.00</u>
TOTAL	\$780,000.00

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 44 Motion by Supervisor Meyers,, seconded by Councilman Wasielewski

WHEREAS, the developer of Rowley Hollow South has submitted a 27-lot revised subdivision plot plan to eliminate double lots and with the exception of two (2) lots on Rowley Road to construct single family homes, and

WHEREAS, the Cheektowaga Planning Board can offer no objections to said revision, NOW, THEREFORE, BE IT

RESOLVED that the Rowley Hollow South subdivision plot plan be and hereby is accepted as revised to 27 lots.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 45 Motion by Councilman Wasielewski, seconded by Councilman Burst

WHEREAS, continuous complaints have been received by the Town Board regarding the unsafe condition of a partially boarded over storefront located at 1078 Walden Avenue, in the Town of Cheektowaga and according to the Assessor's Office records is owned by Bronislaus Nikonowicz and one, whose address is listed as Depew, New York, and

WHEREAS, these conditions require that some positive steps be taken to rectify this condition by boarding over and safeguarding the storefront to prevent the premises from becoming a hazard to the health and safety of others, NOW, THEREFORE, BE IT

RESOLVED that pursuant to Section 1, Subdivision 2D of the Town of Cheektowaga Building Code that the boarding up and securing of this structure be commenced by the Town and any cost be assessed against the landowner hereinbefore described.

Item No. 45 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 46 Motion by Councilman Johnson, seconded by Councilman Wasielewski

BE IT RESOLVED that permission is hereby given to Niagara Mohawk Power Corporation to install two (2) 175 watt mercury vapor colonial post top type luminaires and two (2) Niagara Mohawk owned 16' steel standards, standard underground service, on George Urban Boulevard between Kaufman Road and Harlem Road, in the Town of Cheektowaga, at an annual cost not to exceed \$316.00.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 47 Motion by Supervisor Meyers, seconded by Councilman Swiatek

BE IT RESOLVED that the following vouchers and warrants submitted to the TOWN OF CHEEKOWAGA for the period ending April 18, 1977, be and hereby are approved and the Supervisor pay said warrants:

<u>FUND</u>	<u>CHECK NO.</u>		<u>AMOUNT</u>
	<u>FROM</u>	<u>TO</u>	
General Fund	783 -	928	\$ 424,423.44
Special Districts Fund	2797 -	2857	530,824.05
Highway Fund	2398 -	2439	79,893.99
Part Town Fund	588 -	597	3,452.96
Trust and Agency Fund	401 -	404	892.50
Federal Revenue Sharing Fund	30 -	35	293,746.58
Capital Fund		6	1,413.00
H.U.D. - C.D.B.G. Fund		3	848.27
			<u>\$1,335,494.79</u>

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 48 Motion by Supervisor Meyers, seconded by Councilman Wasielewski

BE IT RESOLVED that the budget transfers, per the attached listing, be and hereby are approved.

* See next page for listing

TOWN OF CHEEKTOWAGA

TRANSFERS

FROM		TO		
ACCOUNT NUMBER	TITLE	AMOUNT	ACCOUNT NUMBER	TITLE
A.909	GENERAL FUND-BALANCE	\$52,824.00		CAPITAL FUND-CAPITAL PROJECT LOSSON ROAD LIBRARY
A.909	GENERAL FUND-BALANCE	\$135,000.00	A.1910.430	UNALLOCATED INSURANCE
A.909	GENERAL FUND-BALANCE	\$135,000.00	A.9040.813	COMPENSATION INSURANCE
S.909	SPECIAL DIST. FUND- BALANCE	\$358,236.00	S.8125.300	GEORGE URBAN SANITARY SEWER REPAIRS-S.D. No. 5
	FEDERAL PUBLIC WORKS- ANTI RECESSION AID	\$101,087.00	DR.5110.170	HIGHWAY FUND-LABOR

Item No. 48 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

VI. SUSPENSION OF RULES

Motion by Councilman Wasielewski, seconded by Councilman Kaczmarek to suspend the rules to include the following items.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 49 Motion by Supervisor Meyers, seconded by Councilman Wasielewski

WHEREAS, Henry Fronckowiak has made application to the Town for a topsoil removal permit, and

WHEREAS, said applicant has paid the necessary fees therefor and has signed the necessary documents agreeing to comply with the provisions of Section 25-5 of the Town of Cheektwoaga Code (Excavations - Article I), and

WHEREAS, the requirement for a permit from the Department of Agriculture and markets relating to a permit indicate that said soil is free from the Golden Nematode of Potatoes is hereby waived as shown by a letter from said Department, a copy of which letter is attached hereto and made a part hereof, THEREFORE, BE IT

RESOLVED that the Town grants a permit to Henry Fronckowiak to remove topsoil on his land, the description of which land is attached hereto and made a part hereof; and the Engineering Department has also submitted its approval which is attached to said resolution, and BE IT FURTHER

RESOLVED that the Town Board be and hereby is authorized to sign said topsoil removal permit, and BE IT FURTHER

RESOLVED that the applicant must provide a Performance Bond in the sum of \$2,000.00.

* See next pages for letters

APPLICATION FOR BUILDING PERMIT

Town of Cheektowaga, Erie County, N. Y.

Meeting Date.....

TO THE HONORABLE TOWN BOARD:

Permit No..... Date..... 19..

RECEIVED
GENTLEMEN

Applied For..... 8/19..... 19..76

APPLICATION IS HEREBY
MADE FOR PERMISSION TO
Remove Topsoil,
gravel or fill

TO BE USED AS A

Erect	Frame	Concrete Bld.	STRUCTURE
Remodel	Brick	" Reinforced	
Alter	" Veneer	Mill	
Extend	Stone	Steel	
Repair	Move	Plastic	
Single Dwelling	Priv. Garage	Tank	Sign
Obj. Dwelling	Store Bldg.	Pub. Garage	Factory
Apartment	Office Bldg.	Service Sts.	Warehouse
Add. to S. D.	Shed	Swim. Pool	Dormer
		Motel	Patio

Size of completed EXTENSION BUILDING..... feet wide..... feet long..... feet high..... stories

EXTENSION BUILDING..... feet wide..... feet long..... feet high..... stories

FRONT M.C. No..... Lot No..... House No.....

REAR M.C. No..... Lot No..... House No.....

N.E.W. side of CROOK CREEK Road..... Street, beginning..... feet from front lot line,..... feet from rear lot line,..... feet from side lot line,..... feet from rear of house.

The estimated cost of structure and site work is \$..... What other buildings if any, are located on same lot?..... NONE

How many employees will be employed on building when completed?..... Zoning.....

Restrictions.....

Name of building contractor..... Address.....

Name of plumbing contractor..... Address.....

I, the undersigned, have been advised as to the requirements of the Workmen's Compensation law and declare that, (check the following):

A. ☐ I have filed the required report, as required by my insurance carrier.

B. ☐ I have no people working directly for me, therefore I require no Workmen's Compensation.

Should there be any change in my status during the course of this permit, I will so advise the Building Dept. and immediately comply with all requirements.

The undersigned has submitted plans, specifications and a plot in duplicate which are hereto attached, incorporated into and made a part of this application.

In consideration of the granting of the permit herein petitioned for, the undersigned hereby agrees that if such permit is granted he will comply with the terms thereof, the Laws of the State of New York, the Ordinances of the Town of Cheektowaga and the regulations of the various departments of the Town, County of Erie, and the State of New York, and he will preserve the established building line; give full notification to the building inspector, and that he will not use or permit to be used the structure or structures covered by the permit until satisfactory facilities are completely furnished.

The undersigned hereby certifies that all of the information in this petition is correct and true.

Ray Rapka & Custom Topsoil, Inc.
320 Lonsen Road - 14227
675-1500 665-4444
Address Phone Number

MAY TO Custom Topsoil Inc.
Subscribed and sworn to before me this 7th day of Sept, 1976
Mary J. [Signature]
Notary Public, Erie County, New York

I do certify that I have examined the foregoing application and it conforms to Ordinances of the Town of Cheektowaga.

Building and Plumbing Inspector

Receipt is hereby acknowledged of the sum of \$2150.00, being the permit fee

as established by the Town Board of Cheektowaga, N.Y. [Signature]
Original
Permit No 730

NOTICE - PERMIT FOR THIS STRUCTURE IS VOID WITHOUT THE FIRST MINUTE'S SIGNATURE



STATE OF NEW YORK
DEPARTMENT OF AGRICULTURE AND MARKETS
J. ROGER BARBER, COMMISSIONER
ALBANY, NEW YORK 12235

DIVISION OF PLANT INDUSTRY
BUREL H. LANE, DIRECTOR
R. O. BARRETT, ASST. DIRECTOR

March 24, 1977

Mr. John V. Rogowski
Town Attorney
3223 Union Road
Cheektowaga, New York 14227

Dear Sir:

Please find the enclosed Golden Nematode Quarantine Part 127 that we discussed on March 21, 1977.

Because Cheektowaga is not located in a regulated or quarantined area, it would not be necessary to issue state or federal permits.

Sincerely,

Peter S. Deth
Supervising Horticultural Inspector

PSD:jpr
Encl.

cc: Brian Bohne
Martin Davis
Custom Topsoil, Inc.

RECEIVED

MAR 2 1977

Town Attorney

UNION

OSHTOWAGA TOWN ENGINEER

Mr. Henry Fronkowiak, Town Engineer

1000 Main Street, Building 2, Plattsburgh, New York

Application for Topsoil Removal

Mr. Henry Fronkowiak stopped into the Engineering Office this morning asking whether the Town would grant him a permit for topsoil removal in the Cayuga Creek Flood Plain. This is a Town Board prerogative. However, we decided to check with the U.S.D.E.C. to determine if the State has any restrictions on the removal of topsoil in the flood plain. We talked to Mr. R. J. Abrahams, U.S.D.E.C. Engineer and he advised that neither the State of the U.S. Corps of Engineers required permits. We understood the present ordinance does not allow topsoil removal from October 1st to March 1st. The ordinance also states that the removal of topsoil shall be in accordance with the plan and specifications of the Town Engineer. The Town Engineer shall also be responsible for the removal of topsoil from the flood plain.

1. The level of the removed area should not be higher than the level of the creek bed. A two foot (2') height should be maintained.
2. Topsoil should not be removed so as to cause erosion in any area.
3. Mr. Fronkowiak advised that he would construct a levee along the area so as to provide access to the creek for maintenance purposes and to contain the creek within its present channel.
4. It would not be desirable to stockpile topsoil in the flood plain area.
5. As soon as section completed with topsoil removal, the area should be leveled and seeded for erosion control.

C. N. DUST
Road

cc: Town Board Members

RECEIVED
OCT 14 1971
Town Attorney

Item No. 49 cont'd

Upon Roll Call.....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 50 Motion by Councilman Wasielewski, seconded by Councilman Burst
to adjourn the meeting.

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 2nd day of May, 1977 at 7:00 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT: Supervisor Kenneth J. Meyers
Councilman Frank E. Swiatek
Councilman Thomas M. Johnson, Jr.
Councilman Frank J. Dux
Councilman George Kaczmarek
Councilman James R. Burst

ABSENT: Councilman Raymond J. Wasielewski

Also present were: Richard M. Moleski, Town Clerk; Robert Miller, Deputy Town Attorney; Chester Bryan, Town Engineer; Alfred Wnek, Town Highway Superintendent; Andrew Schwenk, Sole Assessor; Ronald Marten, Building & Plumbing Inspector; Ken Kopacz, Executive Director of the Youth Board; Sal LaGreca, Assistant Manpower Program Director I; Ed Leak, Recreation Director; Julia Reinstein, Town Historian; Dr. Louis Vendetti, Town Health Officer.

I. BIDS

Item No. 2 Engineering Dept. - Furnishing of equipment, materials, etc. for construction of Northeast Interceptor Sewer (Withdrawn from meeting of 4/18/77).
Referred to Chester L. Bryan, Town Engineer.

Item No. 3 Engineering Dept. - Installation of Tennis Courts at Maryvale East School Grounds.
Referred to Chester L. Bryan, Town Engineer.

II. GENERAL COMMUNICATIONS

Item No. 4 Erie County Health Department - Notice of Public Hearing re: Repeal of Section 14.2c in Article IV of Erie County Sanitary Code.
Received and Filed.

Item No. 5 Organization of Public Employer Negotiators - Correspondence re: Seventh Labor Relations Workshop.
Received and Filed.

Item No. 6 Peter Gilbert, President, International Cable - Correspondence re: Cable Rate Increase--Town of Cheektowaga.
Received and Filed.

Item No. 7 Mr. Raymond D. Bienik - Request on behalf of Paul J. Schifferli Chapter 150, Disabled American Veterans to conduct carnival and flea market at Pulaski Park.
Received and Filed.

Item No. 8 Mr. & Mrs. Joseph Kogutek, Town Residents - Correspondence re: Property flooding at
Received and Filed.

III. DEPARTMENTAL COMMUNICATIONS

Item No. 9 Building Permits.
Approved; Received and Filed.

IV. RESOLUTIONS

Item No. 10 Motion by Councilman Burst, seconded by Councilman Kaczmarek

WHEREAS, Robert E. Dunn has made application and requested the rezoning of property located at 1067 French Road (said parcel of property being situated on the south side of French Road, between Pheasant Lane and Suzette Drive) from R-Residential District to RC-Restricted Business District, said applicant being the owner of property aforementioned, NOW, THEREFORE, BE IT

RESOLVED that a Public Hearing be held regarding said request under the provisions of the Zoning Ordinance on May 16, 1977 at 6:30 o'clock P.M., Eastern Daylight Saving Time, at the Cheektowaga Town Hall, corner of Broadway and Union Road.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

AFFIDAVIT-NEXT PAGE

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

Clayton M. Seibert, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clayton* 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..... *May 5, 1977* ;
last publication..... *May 5, 1977* ;
and that no more than six days intervened be-
tween publications.

Clayton M. Seibert

Sworn to before me this *6th*

day of *May*, 19 *77*

..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *79*

Board of the Town of Cheektowaga, Erie County, New York of the Town Hall in the said Town of Cheektowaga, crossing of Broadway and Union Road, on the 16th day of May 1977, at 8:30 o'clock P.M., Eastern Daylight Savings Time of said day for the purpose of considering the application of Robert E. Dunn to change from R-Residential District to RC-Restricted Business District on property located at 1687 French Road and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-60 of the Zoning Ordinance of the Town of Cheektowaga, New York.

**LEGAL DESCRIPTION OF 1687
FRENCH ROAD**

All that tract or parcel of land situated in the Town of Cheektowaga lying on the south side of French Road, 1161 feet west of Borden Road. The property is also 1161 west of the east line of farm lot 51. Thence south 366 feet, thence west 132.43 feet, thence north 350 feet, thence east 131.43 feet to a place of beginning. The above property is wholly within farm lot 51.

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 Kenneth J. Meyers

Councilmen: -
Frank E. Swiatek
Raymond J. Wasielewski
Thomas M. Johnson, Jr.
Frank J. Dix
George Kozmerek
James R. Burt

RICHARD M. BODANSKI
Town Clerk

Item No. 11 Motion by Councilman Kaczmarek, seconded by Councilman Burst

WHEREAS, bids were duly received by this Town Board at a meeting thereof held on March 21, 1977 for the moving of election machines to and from various locations in the Town, as a result of advertisement therefor, AND

WHEREAS, such bids were referred to the Town Clerk 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 \$3,409.00 meeting the requirements of the specifications.

*See next page



Town of Cheektowaga

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

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-683-2200

April 28, 1977

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Bids for Moving Election Machines

Gentlemen:

At the regular Town Board meeting of March 21, 1977 bids were received and publicly opened for moving election machines to and from various locations in the Town of Cheektowaga.

Three (3) bids were received as follows:

<u>Bidder</u>	<u>Bid Price</u>
P.J. Garvey Carting and Storage	\$3,409.00
National Van Lines Inc.	\$3,800.00
Cook Moving	\$3,843.00

It is, therefore, recommended that the bid be awarded to P.J. Garvey Carting and Storage Inc., 465 Cornwall Avenue, Buffalo, New York 14215 for submitting the lowest bid of \$3,409.00 meeting the requirements of the specifications.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.
Town Engineer

BY: Steven T. Marcynski
Sr. Engineer Assistant

CLB:STM:dmr

Item No. 11 Cont'd.

Upon Roll Call.....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 12 Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, bids were duly received by this Town Board at a meeting held on April 4, 1977, for the purchase of two (2) Mobile Transmitter-Receiver Combinations for use by the Cheektowaga Police Department, and such bids were referred to the Acting Chief of Police for analysis, tabulation and report, AND

WHEREAS, such analysis, tabulation and report has been completed,
NOW, THEREFORE, BE IT

RESOLVED that the bid for the purchase of two (2) Mobile Transmitter-Receiver Combinations be awarded to the General Electric Company, 2658 Walden Avenue, P. O. Box 1087, Buffalo, New York 14240, in the sum of \$1,718.00; said bidder being the lowest responsible bidder meeting specifications.

Upon Roll Call.....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 13 Motion by Councilman Burst, seconded by Councilman Dux

WHEREAS, Notice to Bidders was duly published for the receipt of bids for the furnishing of one (1) 1977 automobile for the Police Department, which bids were duly received and opened at a public meeting 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) 1977 automobile be awarded to Mernan Chevrolet, Inc., 2751 Bailey Avenue, Buffalo, New York for their bid in the amount of \$5,005.77, said bid being the lowest bid meeting the specifications for the Police Department.

*See next page



Town of Cheektowaga

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

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-683-2200

April 28, 1977

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Automobile Bid -
Police Department

Gentlemen:

At the regular Town Board Meeting of April 18, 1977, bids were received and opened for the replacement automobile for the Police Department. One (1) bid was received as follows:

BIDDER	BID
Mernan Chevrolet, Inc.	\$5,005.77

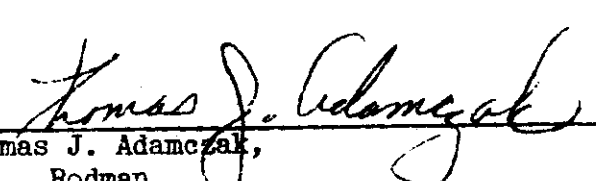
It is recommended that the bid be awarded to Mernan Chevrolet, Inc. 2751 Bailey Avenue, Buffalo, New York for the Police Automobile, for the submission of the lowest bid meeting the requirements of the specification.

Yours truly,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.
Town Engineer

BY


Thomas J. Adamczak,
Rodman

CLB:TJA:mjh

Item No. 13 Cont'd.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 14 Motion by Councilman Burst, seconded by Councilman Dux

WHEREAS, Notice to Bidders was duly published for the receipt of bids for the furnishing of one (1) front bucket loader for an existing tractor for the Parks Department, which bids were duly received and opened at the Town Board Meeting of April 18, 1977, AND

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

WHEREAS, said Town Engineer has submitted same, which is hereto attached and made a part hereof, NOW THEREFORE BE IT

RESOLVED that the contract for the furnishing of one (1) front bucket loader be awarded to Buffalo Tractor & Equipment Inc., 3045 Seneca Street, Buffalo, New York 14224, for their bid in the amount of \$2,042.00 for the bucket loader, said bid being the lowest bid meeting the specification.

*See next page



Town of Cheektowaga

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

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-683-2200

April 28, 1977

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Bid Award - Front Bucket Loader
for existing Tractor - Parks Dept.

Gentlemen:

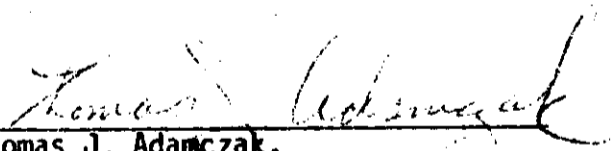
On April 18, 1977 bids were received and opened for the
furnishing of one (1) front bucket loader for the Parks Department.
One (1) bidder submitted a bid as follows:

BIDDER	BID PRICE	DELIVERY
Buffalo Tractor & Equipment Inc.	\$ 2,042.00	2 weeks

It is recommended that the bid be awarded to the lowest
bidder meeting the specification as designated in the bid proposal.
Buffalo Tractor & Equipment Inc., 3045 Seneca Street, Buffalo, New
York 14224 should receive the bid award at this time and would be
in the amount of \$2,042.00.

Yours truly,
TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.
Town Engineer

BY 
Thomas J. Adamczak,
Rodman

CLB/TJA/mjh

Item No. 14 Cont'd.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

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

WHEREAS, as part of the Town of Cheektowaga Water Pollution Control Program for Sanitary Sewer District No. 3 the Town of Cheektowaga has submitted plans and specifications for funding under the Federal Water Pollution Abatement Program (PL92-500), AND

WHEREAS, the New York State Department of Environmental Conservation and the United States Environmental Protection Agency have approved the first phase of the construction program, namely the construction of a pipeline connection to the Erie County Sewer District No. 4 Interceptor with federal funding of seventy-five percent (75%), state funding of twelve and one-half percent (12½%) and Sewer District No. 3 funding of twelve and one-half percent (12½%), AND

WHEREAS, the Town Engineer has informed this Town Board that said sewer connection is ready for bidding, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk is directed to publish a Notice to Bidders for said connection of Sewer District No. 3 to Erie County Sewer District No. 4, notice to be published in the Buffalo Evening News, Courier Express and Cheektowaga Times, and, BE IT FURTHER

RESOLVED, that the Town Clerk is to obtain certified copies of the said publication of the Notice to Bidders from all these newspapers, and, BE IT FURTHER

RESOLVED, that this Town Board meet on the 6th day of June, 1977, at 7:00 P.M., Local Time, for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at the public meeting held for that purpose.

* * * * *

N O T I C E T O B I D D E R S

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, New York, sealed proposals will be received and considered by the Town Board of Cheektowaga on the 6th day of June, 1977, at 7:00 P.M. Local Time, in the Town Clerk's Office, Town of Cheektowaga Town Hall, Broadway and Union Road, Town of Cheektowaga, New York 14227, for furnishing all tools, equipment, materials and labor for the connection of Sewer District No. 3 to Erie County Sewer District No. 4, all complete, in place, tested and ready for use, in accordance with the Contract Documents therefor, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer & Clarke, Inc., Consulting Engineers for the said project.

Plans are on file in the office of the Town Engineer of Cheektowaga, Town Hall, Broadway and Union Road, Cheektowaga, New York 14227.

Copies of the proposed Contract Documents, Plans, Specifications and Instructions to Bidders may be examined at the above office, and at the office of the Engineers at 310 Delaware Avenue, Buffalo, New York 14202, from which latter office copies may be secured upon payment of \$50.00 per set of documents. Checks shall be made payable to the Town of Cheektowaga.

Any bidder returning such Plans and Specifications in good condition within 30 days following the award of the contract or the rejection of the bids, will be refunded the full amount of the deposit. Similarly, non-bidders will be refunded one-half the deposit. Material suppliers and anyone returning the Plans and

Item No. 15 Cont'd.

Specifications before the bid opening will also be classed as non-bidders. Any bidders requesting more than one (1) set of Plans and Specifications may purchase the excess, but it is understood that they are not returnable.

All bids must be enclosed in a separate sealed envelope and shall be addressed to the Town Board of the Town of Cheektowaga, New York, and marked as "Proposal for the Construction of a Connection to the Erie County Sewer District No. 4, Contract No. 20, at Sewage Treatment Plant No. 3."

The right to reject any or all bids, to waive any informalities in, or to make an award to other than the low bidder, should it be deemed to be in the best interest of the Town of Cheektowaga, and in accordance with law, are herewith reserved.

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 order of the Town of Cheektowaga, New York, or bond with sufficient sureties to be approved by the Attorney for the Town of Cheektowaga, New York, in a sum equal to five percent (5%) of the amount of the bid, conditioned that, if his proposal is accepted, he will enter into a contract for the same, and that he will execute such further security as may be required for the faithful performance of the contract.

Any contract or contracts awarded under this Invitation for Bids are expected to be funded in part by a grant from the United States Environmental Protection Agency. Neither the United States nor any of its departments, agencies or employees is or will be a party to this Invitation for Bids or any resulting contract. This procurement will be subject to regulations contained in 40 CFR 35.936, 35.938 and 35.939.

No bidder may withdraw his bid within 45 days after the date set for the opening thereof, but may withdraw same any time prior to the scheduled time for the opening of bids.

The successful bidder will be required to furnish a performance bond acceptable to the Owner, in an amount equal to the Contract Award.

Attention of the bidders is called to the requirements as to conditions of employment to be observed and minimum wage rates to be paid under this Contract.

Attention of the bidders is further called to Section 2604 of the Public Authority Law which requires a bidder's certificate of non-collusion. Such certificate is part of the bid or proposal form and unless complied with, such bid will not be accepted.

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH
THE PRESIDENT'S EXECUTIVE ORDERS NO. 11246 and 11375.
THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER
THESE ORDERS, WHICH CONCERN NONDISCRIMINATION IN
EMPLOYMENT, ARE EXPLAINED IN THE SPECIFICATIONS.

The Town of Cheektowaga is an exempt organization under the Tax Law and is exempt from payment of Sales and Compensating Use Taxes of the State of New York and cities and counties of the State on all materials which are to be incorporated into the sewer system, pursuant to the provisions of the Contract. These taxes are not to be included in the bid.

The work on this contract shall be completed within 180 consecutive calendar days which would begin five days after the "Order to Commence Work" is issued.

TOWN OF CHEEKTOWAGA, NEW YORK
RICHARD M. MOLESKI, TOWN CLERK

Dated: May 2, 1977

Published: May 5, 1977

* * * * *

*See next two (2) pages for correspondence and notices of publication (Affidavits).

5/2/77



Town of Cheektowaga

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

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-683-2200

April 28, 1977

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Sewer District No. 3

Gentlemen:

We have been informed by Erie County Sewer District No. 4 that they will be ready to start discharging to the Buffalo Sewer Authority System on or about July 1, 1977. We are, therefore, submitting to you at this time a resolution authorizing the receipt of bids for the Town of Cheektowaga Sanitary Sewer District No. 3 connection to the Erie County Sewer District No. 4 interceptor. The attached Notice to Bidders calls for the receipt of bids at the regular Town Board Meeting of June 6, 1977. At the time that this connection to the Erie County Sewer District No. 4 interceptor is made we will be ready to transmit all wastewaters for treatment by the Buffalo Sewer Authority System and stop any wastewater treatment by the Town in Sewer District No. 3.

Yours truly,

TOWN OF CHEEKTOWAGA

A handwritten signature in cursive script, reading "Chester L. Bryan".

Chester L. Bryan, P.E.
Town Engineer

CLB:mjh

STATE OF NEW YORK
Erie ~~County~~ City of Buffalo, } ss.

Plans are on file in the office of the Town Engineer of Cheektowaga, Town Hall, Broadway and Union Road, Cheektowaga, New York 14337.

When New York 10377.
Copies of the proposed Contract Documents, Plans, Specifications and Instructions to Bidders may be examined at the above office, and at the office of the Engineers at 310 Delaware Avenue, Buffalo, New York 10202, from which latter office copies may be secured upon payment of \$20.00 per set of documents. Checks shall be made payable to the Town of Cheektowaga.

Any Bidder returning such Plans and Specifications in good condition within 30 days following the award of the contract or the rejection of the bid, will be refunded the full amount of the deposit. Bidders, non-bidders will be refunded the deposit. Material suppliers and carriers returning the Plans and Specifications before the bid opening will also be classed as non-bidders. Any bidders requesting more than one (1) set of Plans and Specifications may purchase the extras, but it is understood that they are not returnable.

All bids must be enclosed in a separate sealed envelope and shall be addressed to the Town Board of the Town of Cheektowaga, New York, and marked as "Proposals for the Construction of a Connection to the Erie County Sewer District No. 4 Contract No. 26, at Sewage Treatment Plant No. 1."

The right to reject any or all bids, to waive any informalities in, or to make an award to other than the low bidder, should it be deemed to be in the best interest of the Town of Cheektowaga, and in accordance with law, are herewith reserved.

Each proposal must be accompanied by a certified check for a sum equal to five per cent (5%) of the amount of the bid payable to the order of the Town of Cheektowaga. New York, or bond with sufficient sureties to be approved by the Attorney for the Town of Cheektowaga, New York, in a sum equal to five per cent (5%) of the amount of the bid. If his proposal is accepted, he will enter into a contract for the same, and that he will execute and further security may be required for the performance of the contract.

Any contract or contracts awarded under this Invitation for Bids are expected to be funded in part by a grant from the United States Environmental Protection Agency. Neither the United States nor any of its departments, agencies or employees will be a party to this Invitation for Bids or any resulting contract. This procurement will be subject to revisions contained in 40 CFR 25.502, 25.503 and 25.504.

No bidder may withdraw his bid within 45 days after the date set for the opening thereof, but may withdraw same any time prior to the scheduled time for the opening of bids.

The successful bidder will be required to furnish a performance bond acceptable to the Owner, in an amount equal to the Contract Award.

Attention of the bidders is called to the requirements as to conditions of compliance to be observed and minimums to be met to be paid under this Contract.

Attention of the bidders is further called to Section 3004 of the Public Authorities Law which requires a bidder's certificate of non-collusion. Such certificate is part of the bid or proposal form and unless accompanied with, such bid will not be accepted.

stated with such aid will not be accepted
 submitted on this work will
 submitted to COMNAV with a
 President's Executive Order
 NO. 11248 AND 11251. THE REASON
 THESE TWO BIDDINGS AND COSTS
 TWO OTHER BIDDING COSTS WITH
 SHARED MONOPOLIZATION
 DISCLOSED AND EXPLAINED
 THE SPECIFICATIONS.

THE ASSOCIATIONS.
The Town of Chebuctoos is an association under the Tax Law and exempt from payment of Rates and Contributions. The Taxes of the State of Nova Scotia and cities and counties of the State on all materials which are to be conveyed into the sewer system, pursuant to the provisions of the Contract. Taxes are not to be included in the bill.

The work on this contract shall be completed within 180 consecutive calendar days which would begin five days after the "Order to Commence Work" is issued.

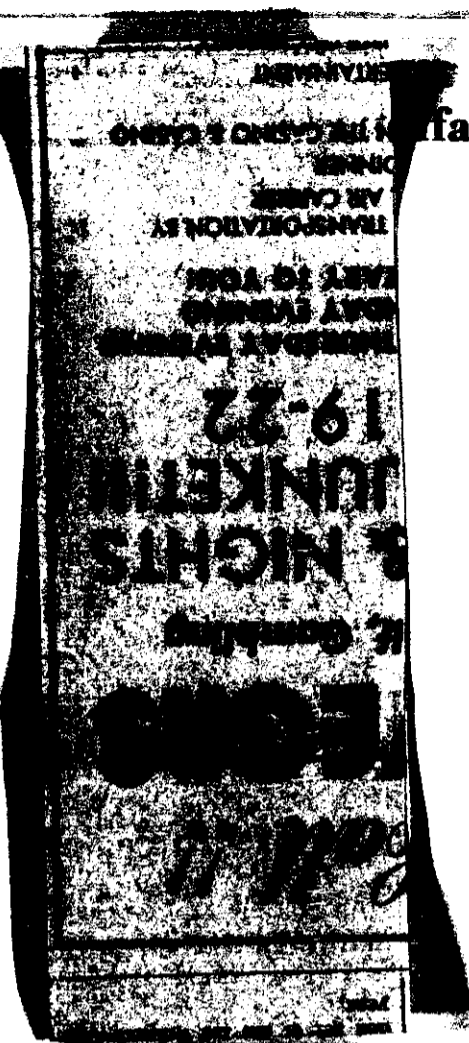
TOWN OF CHESTERTOWN
NEW YORK
RICHARD W. MOLES
TOWN CLERK

Date: May 2, 1977

of the City of Buffalo, being duly sworn, deposes and says, that he is chief clerk in the office of BUFFALO COURIER-EXPRESS a daily 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 therein... once ... a week for weeks the first insertion being on the ..5... day of ...May..... 1977 and the last insertion being on the day of, 19 .., and not more than days intervened between any two publications thereof.

Eric

of the City of Buffalo, } ss.



Alice Anderson

of the City of Buffalo, being duly sworn, deposes and says, that he is chief clerk in the office of BUFFALO COURIER-EXPRESS a daily 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 therein . . . once . . . a week for . . . weeks the first insertion being on the . . . 5 . . . day of . . . May . . . 1977 and the last insertion being on the . . . day of . . . , 19 . . . , and not more than . . . days intervened between any two publications thereof.

Sworn before me this 12... day
of . . . May . . . 19 77

SENATOR ROBINSON
Notary Public, State of New York

Qualified in Erie County
Notary Public, Erie County, N.Y., 1978

Alice Anderson
Pro

State of New York }
ERIE COUNTY
CITY OF BUFFALO

D. Eileen Perry

of the City of Buffalo, New York, being duly sworn,
deposes and says that she is Principal Clerk
of the BUFFALO EVENING NEWS, INC.,
Publisher of the BUFFALO EVENING NEWS, a
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
therein ONCE
insertion being on the 5th
day of May 1977
insertion being on the 5th

D. Eileen Perry

Sworn to before me on the 5th day
of May 1977

Robert L. Moore

ROBERT L. MOORE
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1979

TOWN OF CHEEKTOWAGA, NEW YORK
EDWARD M. MOLESKI, Town Clerk
Date: May 2, 1977
Published: May 2, 1977

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

Charles M. Hester of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Charles* 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..... *May 5, 1977* ;
last publication..... *May 5, 1977* ;
and that no more than six days intervened be-
tween publications.

Charles M. Hester
Sworn to before me this *6th*
day of *May*, 19.. *77*
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19.. *79*

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, New York, sealed proposals will be received and considered by the Town Board of Cheektowaga on the 6th day of June, 1977, at 7:30 P.M. Local Time, in the Town Clerk's Office, Town of Cheektowaga, Town Hall, Broadway and Union Road, Town of Cheektowaga, New York 14227, for furnishing all tools, equipment, materials and labor for the Connection of Sewer District No. 4 to Erie County Sewer District No. 5, all complete, in place, tested and ready for use, in accordance with the Contract Documents therefor, including plans, specifications, instructions to bidders, etc., prepared by Kuehsehauser & Clarke, Inc., Consulting Engineers for the said project.

Plans are on file in the office of the Town Engineer of Cheektowaga, Town Hall, Broadway and Union Road, Cheektowaga, New York 14227.

Copies of the proposed Contract Documents, Plans, Specifications and Instructions to Bidders may be examined at the above office, and at the office of the Engineers at 310 Delaware Avenue, Buffalo, New York 14203, from which latter office copies may be secured upon payment of \$25.00 per set of documents. Checks shall be made payable to the Town of Cheektowaga.

Any bidder returning such Plans and Specifications in good condition within 30 days following the award of the contract or the rejection of the bid, will be refunded the full amount of the deposit. Similarly, non-bidders will be refunded one-half the deposit. Material suppliers and anyone regarding the Plans and Specifications before the bid opening will also be charged as non-bidders. Any bidders requesting more than one (1) set of Plans and Specifications may purchase the excess, but it is understood that they are not refundable.

All bids must be enclosed in a separate sealed envelope and shall be addressed to the Town Board of the Town of Cheektowaga, New York, and marked as "Proposal for the Construction of a Connection to the Erie County Sewer District No. 4, Contract No. 10, at Sewage Treatment Plant No. 2."

The right to reject any or all bids, to waive any informalities in, or to make award to other than the low bidder, should it be deemed to be in the best interest of the Town of Cheektowaga, and in accordance with law, are hereby reserved.

Each proposal must be accompanied by a certified check for a sum equal to five per cent (5 per cent) of the amount of the bid, payable to the order of the Town of Cheektowaga.

New York or bond with sufficient sureties to be approved by the Attorney for the Town of Cheektowaga, New York, in a sum equal to five per cent (5 per cent) of the amount of the bid, conditioned that, if his proposal is accepted, he will enter into a contract for the same, and that he will execute such further security as may be required for the faithful performance of the contract.

Any contract or contracts awarded under this Invitation for Bids are expected to be funded in part by a grant from the United States Environmental Protection Agency. Neither the United States nor any of its departments, agencies or employees is or will be a party to this Invitation for Bids or any resulting contract. This procurement will be subject to regulations contained in 40 CFR 25.936, 25.938 and 25.939.

No bidder may withdraw his bid within 45 days after the date set for the opening thereof, but may withdraw same any time prior to the scheduled time for the opening of bids.

The successful bidder will be required to furnish a performance bond acceptable to the Owner, in an amount equal to the Contract Award.

Attention of the bidders is called to the requirements as to conditions of employment to be observed and minimum wage rates to be paid under this Contract.

Attention of the bidders is further called to Section 2004 of the Public Authority Law which requires a bidder's certificate of non-collusion. Such certificate is part of the bid or proposal form and unless complied with, such bid will not be accepted.

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDERS NO. 11366 AND 11375. THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER THESE ORDERS, WHICH CONCERN NONDISCRIMINATION IN EMPLOYMENT, ARE EXPLAINED IN THE SPECIFICATIONS.

The Town of Cheektowaga is an exempt organization under the Tax Law and is exempt from payment of Sales and Compensating Use Taxes of the State of New York and cities and counties of the State on all materials which are to be incorporated into the sewer system, pursuant to the provisions of the Contract. These taxes are not to be included in the bid.

The work on this contract shall be completed within 180 consecutive calendar days which would begin five days after the "Order to Commence Work" is issued.

**TOWN OF CHEEKTOWAGA,
NEW YORK
RICHARD M. MOLESKI
TOWN CLERK**

Dated: May 2, 1977
Published: May 2, 1977

Item No. 15 Cont'd.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 16 Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, land developers must install water mains along the right-of-ways of new subdivisions, AND

WHEREAS, fire hydrants must be installed by the subdividers before the Erie County Water Authority accepts these water main extensions as part of their water transmission system, NOW THEREFORE BE IT

RESOLVED that permission is hereby granted to the land developer to install one (1) hydrant in the Bellevue Fire District No. 9. Said location is approved by Frank Gerspacher, Commissioner of Bellevue Fire District No. 9. The location of the hydrant is to be at or in the close proximity of the following location as shown on Map Cover 2383 (Rowley Hollow South).

Fawn Court - in front of Sub Lot No. 10

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 17 Motion by Supervisor Meyers, seconded by Councilman Kaczmarek

WHEREAS, the Pine Hill Fire District No. 5 requested the Town of Cheektowaga and the Cheektowaga Central School District to provide a water line and fire hydrant to improve the fire protection services for the Town Recreation Center and the Alexander School, AND

WHEREAS, such a need is recognized by this Town Board and the Board of Trustees of the Cheektowaga Central School District with the understanding that the Town and the School District will share equally in the construction of said water line and provide a 30' easement to the Erie County Water Authority for said water line, NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Water Authority is hereby requested to design and construct an 8" diameter water line connecting the Alexander Street water line with the Greenleaf Lane water line with the cost to the Town of Cheektowaga for said water line not to exceed \$12,000.00. Said sum to include construction and easement cost, and, BE IT FURTHER

RESOLVED, that the Town Attorney shall submit the necessary agreement with the Erie County Water Authority and that the Supervisor on behalf of this Town Board shall enter into said agreement with the Erie County Water Authority for the Town's share of the construction of the necessary water line.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 18 Motion by Councilman Kaczmarek, seconded by Councilman Burst

WHEREAS, the Town of Cheektowaga has an annual Paint-Up, Clean-Up and Fix-Up Drive, NOW, THEREFORE, BE IT

RESOLVED, that this drive be held beginning May 9th and ending May 20th, 1977.

5/2/77

Item No. 18 Cont'd.

BE IT FURTHER RESOLVED, that the Sanitation Department be and they are hereby authorized to advertise in the Cheektowaga Times and The Pennysaver, for a two (2) week period, informing everyone to cooperate.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 19 Motion by Councilman Kaczmarek, seconded by Councilman Dux

RESOLVED that the following be hired in the Sanitation Department as part-time vacation Laborers, not to exceed 120 days, settlement of Union grievance, at an hourly rate of \$3.50 per hour, effective May 3, 1977:

Robert Walczyk	--	Chktg., NY 14206
Ronald J. Fenske	--	Chktg., NY 14206
David Chowanec	--	Chktg., NY 14211

BE IT FURTHER RESOLVED that the following be hired in the Sanitation Department as part-time vacation Laborers, to be called as needed, at an hourly rate of \$2.50 per hour:

Jeffrey Bolis	--	, Chktg., NY 14211
Anthony J. Chirico	--	, Chktg., NY 14225
Guy Fuqua	--	, Chktg., NY 14227
Kenneth W. Kasprzak	--	Chktg., NY 14225
Daniel Majchrzycki	--	, Chktg., NY 14227
Michael Winnicki	--	, Chktg., NY 14225
Arthur Blachowski Jr.	--	, Chktg., NY 14225
Kenneth Krupski	--	Chktg., NY 14227

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 20 Motion by Councilman Kaczmarek, seconded by Councilman Burst

WHEREAS, Emil E. Wieszala has applied for a rezoning from C-Retail Business District to CM-General Commercial District the property located at 756 French Road, Cheektowaga, New York, and being more particularly described as follows:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, distinguished as being part of Lot No. 96, Township 10, Range 7 of the Buffalo Creek Reservation, bounded and described as follows:

COMMENCING in the south line of said Lot No. 96 at a distance of four (4) chains and thirty-six (36) links east from the southwest corner thereof; thence north and parallel with the west line of said Lot No. 96, two hundred eighty-one (281) feet; thence east and parallel with the south line of said Lot No. 96, one hundred (100) feet; thence south and parallel with the west line of said Lot No. 96, two hundred eighty-one (281) feet to the south line of said lot; thence west along the south line of said Lot No. 96, one hundred (100) feet to the point or place of beginning.

This conveyance is made and accepted subject to the rights of the public in and to the use of such

Item No. 20 Cont'd.

portion of the above described premises lying within the boundaries of French Road for highway purposes.

and to amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York, and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on the 18th day of April, 1977 at 6:30 o'clock p.m. Eastern Standard Time after publication of the notice as required by the provisions of the Town Ordinance and the Town Law of the State of New York and all interested parties were given an opportunity to be heard at said hearing, and

WHEREAS, the Erie County Department of Planning and the Cheektowaga Planning Board have both recommended denial of said application, and

WHEREAS, the proposed rezoning of said premises would be detrimental to the surrounding residential properties, therefore, BE IT

RESOLVED, that the said application for rezoning be and hereby is denied.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 21 Motion by Supervisor Meyers, seconded by Councilman Kaczmarek

WHEREAS, the Town of Cheektowaga has undertaken a sewer district improvement project in Sanitary Sewer District No. 5, said project also being known as the Northeast Interceptor Project, and

WHEREAS, in order to commence and eventually complete said project it is necessary that the Town obtain various easements within said sewer district, and

WHEREAS, the Town has heretofore obtained numerous easements for said project and presently needs to obtain additional easement located on premises of certain property owners who have requested consideration for granting said easements, and

WHEREAS, the following property owner has requested consideration or reimbursement for the expenses of engineers' fees and legal fees for said easement: Paul L. Snyder, premises at , Cheektowaga, New York, therefore, BE IT

RESOLVED that the Town be and hereby is authorized to pay the following sum:

<u>Paul L. Snyder</u>	<u>\$5,000.00</u>
-----------------------	-------------------

and, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized to sign any and all documents which may be necessary to obtain the easements from said parties.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 22 Motion by Supervisor Meyers, seconded by Councilman Kaczmarek

WHEREAS, this Town Board has committed itself to the construction of certain storm drainage projects, AND

Item No. 22 Cont'd.

WHEREAS, it is necessary to acquire certain drainage easements for said projects, NOW, THEREFORE, BE IT

RESOLVED, that Henry Szymanski, Buffalo, New York, be and hereby is appointed to obtain drainage easements at a cost not to exceed seventy-five (\$75.00), per easement.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 23 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, the Town of Cheektowaga Union Agreement provides for a granting of a Leave of Absence, NOW THEREFORE BE IT

RESOLVED, that Norbert Skibinski, Working Foreman, is hereby granted a six (6) month Leave of Absence with no pay, effective April 22, 1977.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 24 Motion by Supervisor Meyers, seconded by Councilman Dux

WHEREAS, the Bi-Ennial Convention of New York State Council 66 of AFSCME, AFL-CIO will be held in Liberty, New York, May 19th through May 21st, 1977, AND

WHEREAS, Local 1026 of American Federation of State, County and Municipal Employees, AFL-CIO has requested excusable leaves of absence for Joseph F. Klosko, Edward A. Kowal and Christopher Taber to attend said convention pursuant to the terms of the present Working Agreement, Article 10, Section 10.06, NOW, THEREFORE, BE IT

RESOLVED that Joseph F. Klosko, Edward A. Kowal and Christopher Taber be and hereby are granted excusable leaves of absence to attend said Bi-Ennial Convention of New York State Council 66 of AFSCME, AFL-CIO to be held in Liberty, New York May 19th through May 21st, 1977.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 25 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, funds are presently available under the Comprehensive Employment and Training Act of 1973, Title VI, NOW THEREFORE BE IT

RESOLVED that the following persons be and hereby are hired under the positions listed below, at a salary rate as specified, starting date established by the department head:

Laborer in the Sanitation Department at a rate of 4.6141 an hour

Miller, Melvin

, Chktg., NY 14227

Item No. 25 Cont'd.

Laborer in the Plant No. 5 Department at a rate of 4.6141 an hour

Sherk, Sharon

, Sloan, NY 14212

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 26 Motion by Councilman Kaczmarek, seconded by Councilman Burst

BE IT RESOLVED, that the following named person be and hereby is
appointed as a temporary School Crossing Guard, effective immediately:

Catherine T. Hellems

Cheektowaga, New York 14212

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 27 Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, a vacancy exists for an Industrial Member of the Cheektowaga
Air Pollution Board, as a result of the resignation of William Millershoen, NOW
THEREFORE BE IT

RESOLVED that James Voelker, of , Cheektowaga, New
York, be appointed as the Industrial Member of the Cheektowaga Air Pollution Board,
to fill the unexpired term of Mr. Millershoen, said appointment effective immediately,
said term to expire on August 1, 1978.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 28 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, there is a need for a petty cash fund at Senior Citizens'
nutrition sites as a result of a new bus fare reimbursement program offered by the
Erie County Office of the Aging, AND

WHEREAS, the fund will be replenished by funds from the Erie County
Office of the Aging, NOW, THEREFORE, BE IT

RESOLVED, that two (2) pettycash funds of twenty-five dollars (\$25.00)
each are hereby set up at the following nutrition sites:

Maryvale Presbyterian Church
425 Maryvale Drive
Mrs. Dorothy McManus, Site Manager

St. John Gualbert's Church
120 Alexander Street
Mrs. Carol Malkiewicz, Site Manager

Item No. 28 Cont'd.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 29 Motion by Supervisor Meyers, seconded by Councilman Swiatek

BE IT RESOLVED that funds in the amount of \$21,595.00 be transferred from Account No. G8160-443 (Sanitation - Equipment Repairs) to Account No. G8160-201 (Sanitation - Trucks, Packers).

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 30 Motion by Supervisor Meyers, seconded by Councilman Swiatek

BE IT RESOLVED that the following vouchers and warrants submitted to the TOWN OF CHEEKTOWAGA prior to May 2nd, 1977 be and hereby are approved and the Supervisor pay said warrants:

<u>FUND</u>	<u>C H E C K</u> <u>FROM</u>	<u>N O.</u> <u>TO</u>	<u>AMOUNT</u>
GENERAL FUND	928	1098	\$ 332,329.48
SPECIAL DISTRICT FUND	2858	2917	180,182.32
HIGHWAY FUND	2440	2480	64,420.62
PART TOWN FUND	598	609	4,449.54
TRUST AND AGENCY FUND	405	406	134,424.90
FEDERAL REVENUE SHARING	36	40	7,811.75
CAPITAL FUND	3	4	14,535.00
SPECIAL ASSESSMENT FUND	5	-	<u>1,526.60</u>
			<u>\$ 739,680.21</u>

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

V. FROM THE TABLE

Item No. 31 Authorization for Architects to prepare drawings and provide supervision relative to construction of enclosure at Police & Court Bldg.
Item Withdrawn.

* * * * *

Motion by Councilman Johnson, seconded by Councilman Swiatek
to Waive the Rules.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

* * * * *

VI. SUSPENSION OF RULES

Item No. 32 Authorization for Niagara Mohawk Power Corporation to convert street
lighting on improved portion of George Urban Blvd.

Motion by Councilman Johnson, seconded by Councilman Kaczmarek

BE IT RESOLVED that the Town Board hereby authorizes conversion of
24 - 175 watt mercury vapor street lamps on George Urban Boulevard between Harlem
Road and the Thruway, in the Town of Cheektowaga, to 150 watt high pressure sodium
fixtures at a projected 2602 KWHRS power consumption savings, and annual installation
charge of \$584.00, as per the attached proposal from Niagara Mohawk Power Corporation.

*See next page for proposal

NIAGARA MOHAWK POWER CORPORATION

NIAGARA MOHAWK

535 WASHINGTON STREET

BUFFALO, N. Y. 14203

April 21, 1977

Mr. Thomas M. Johnson
Councilman - Town of Cheektowaga
Town Hall - Broadway & Union Road
Cheektowaga, New York 14227

RE: George Urban Boulevard
Conversion

Dear Councilman:

As per our conversation of April 18, 1977, the following is a comparison of existing mercury vapor street lighting on George Urban Boulevard versus utilizing a newer light source called the High Pressure Sodium. The comparison is as follows:

- A. Existing 175 watt mercury
208 watts 7150 lumens cost \$59.75 annually
- B. Proposed 150 watt High Pressure Sodium
182 watts 16000 lumens cost \$83.25 annually
- C. Wattage savings/lamp 26 watts
Proposed number of lamps to be installed 24
$$\frac{24 \text{ lamps} \times 26 \text{ watts} \times 4170 \text{ hours}}{1000} = 2602 \text{ KWRS Savings}$$
- D. Annual cost charge \$584.00 for installation of
24-150 watt High Pressure Sodium street lights and
1 additional wood pole.

A Town Board resolution will be required for this installation.
Should you have any questions, please call me at 856-2424, Extension 211.

Very truly yours,

John F. Jakubowski
Consumer Advisor

JFJ/cag

RECEIVE

APR 23 1977

TOWN COUNCIL

Item No. 32 Cont'd.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 33 Retain firm to review drainage requirements for Beach Road area from Cleveland Dr. south to Scajaquada Creek Tributary T-2A.

Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, the Town of Cheektowaga is actively pursuing a long-range program for town wide drainage improvements, AND

WHEREAS, the drainage area tributary to, and including, Beach Road is greatly in need of storm water relief, AND

WHEREAS, the Town is desirous of retaining the services of a consulting engineering firm to review the drainage requirements for the Beach Road area from Cleveland Drive south to Scajaquada Creek Tributary T-2A, NOW, THEREFORE, BE IT

RESOLVED, that the engineering firm of McFarland-Johnson Engineers, Inc. be and hereby is engaged to perform said engineering study, including determining the right-of-way requirements, and, BE IT FURTHER

RESOLVED, that the retainer fee to be charged and the scope of service shall be in accordance with the letter of McFarland-Johnson Engineers, Inc. to the Town Engineer dated March 17, 1977, and, BE IT FURTHER

RESOLVED, that the Supervisor on behalf of this Town Board will sign said agreement of March 17, 1977 as submitted by the consulting engineers, and, BE IT FURTHER

RESOLVED that said fees be charged against the General Revenue Sharing Fund in accordance with the supplementary appropriation for drainage construction and studies.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 34 Authorization for New York State Electric & Gas Corporation to install street light on West Cavalier Drive.

Motion by Councilman Johnson, seconded by Councilman Swiatek

BE IT RESOLVED that permission is hereby given to New York State Electric and Gas Corporation to install 1 - 7000 lumen mercury lamp @ \$50.00 (Pole 13, Line 3343) on West Cavalier Drive in the Town of Cheektowaga, according to the attached street lighting proposal, which is hereby made a part of this resolution.

*See next page for proposal

April 29, 1977

STREET LIGHTING PROPOSAL
TOWN OF CHEEKTOWAGA

PRW w/o Cavalier Drive

Install 1 - 7000 lumen mercury lamp @ \$50.00 ea. ----- \$ 50.00
(P-13, L-3343 - behind 86 W. Cavalier Drive
facing into park)

Annual Increase ----- \$ 50.00

NEW YORK STATE ELECTRIC & GAS CORPORATION

Item No. 34 Cont'd.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 35 Motion by Councilman Swiatek, seconded by Councilman Burst to adjourn
this meeting until May 9th, 1977 at 7:00 o'clock p.m., Eastern Daylight Saving Time.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

RICHARD M. MOLESKI
TOWN CLERK

Item No. 1 At a regular adjourned 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 9th day of May, 1977 at 7:00 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT: Supervisor Kenneth J. Meyers
Councilman Frank E. Swiatek
Councilman Thomas M. Johnson, Jr.
Councilman Frank J. Dux
Councilman George Kaczmarek
Councilman James R. Burst

ABSENT: Councilman Raymond J. Wasielewski

Also present were: Richard M. Moleski, Town Clerk; Robert Miller, Deputy Town Attorney; Chester L. Bryan, Town Engineer; John Malloy, C.P.A.

I. GENERAL COMMUNICATIONS

Item No. 2 ORDER TO SHOW CAUSE - Eronic, Inc. and Ernest Paolini vs. Kenneth J. Meyers, as Supervisor of the Town of Chktg. and John Gruber, as Acting Chief of Police of the Town of Chktg.

Referred to John V. Rogowski, Town Attorney.

II. RESOLUTIONS

Item No. 3 Agreement with the Order of Felician Sisters of St. Francis re: Easement, relative to St. Felix Drainage Project - Part II.

Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga has undertaken a drainage district project known as the St. Felix Drainage Project, Part II, and

WHEREAS, in order to commence and eventually complete said project it is necessary that the Town obtain an easement on property owned by The Order of the Felician Sisters of St. Francis, located at William Street and Kennedy Road, in the Town of Cheektowaga, County of Erie and State of New York, and

WHEREAS, the said property owner has requested consideration for said easement, therefore, BE IT

RESOLVED that the Town be and hereby is authorized to pay the following sum in consideration for said easement:

The Order of the Felician Sisters of St. Francis \$5,000.00

and, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized to sign any and all documents which may be necessary to obtain the easement from said party.

*See next few pages for copy of Agreement

THIS AGREEMENT, made this 11th day of May, 1977, between the Order of Pelican Sisters of St. Francis, a corporation organized under the laws of the State of New York with its principal office and place of business located at 600 Dean Street, Buffalo, New York, party of the first part, and the TOWN OF CHESTOTONAGA, a municipal corporation, having its principal office and place of business located at the Town Hall, Broadway and Union Road, in the Town of Chestotonga, County of Erie and State of New York, party of the second part.

WITNESSETH:

That the party of the first part, in consideration of Five Thousand (\$5,000.00) Dollars, lawful money of the United States, paid by the party of the second part, does hereby grant and release unto the party of the second part, its successors and assigns a permanent right of way and easement which includes the right to construct, lay, operate, maintain and repair at its sole cost and expense storm sewer pipes and appurtenances under the following described real property:

ALL THAT TRACT OR PARCEL OF LAND situated in the Town of Chestotonga, County of Erie and State of New York being part of Lot 23, Township 11, Range 7 of the Holland Land Company's survey, more particularly bounded and described as follows:

Bounded on the west by the easterly line of Kennedy Road (49.5 foot right of way); Bounded on the east by the westerly line of St. Felix Street (60 foot right of way); Bounded on the south by the northerly line of William Street (66 foot right of way); bounded on the north by a line parallel to said northerly line of William Street and 20 feet distant northerly therefrom, measured at right angles thereto.

The above describing a proposed 20 feet by 712 feet, more or less, permanent storm drainage easement to be used for the construction and maintenance of a proposed 18" diameter and 42" diameter storm sewer. All as shown on Drawing No. A-1298-6 made by Henschel & Clarke, Inc., Engineers and Surveyors, Buffalo, New York.

TOGETHER with the right of reasonable ingress and egress over the premises of the party of the first part within the confines of the above

conveyed heretofore.

TO HAVE AND TO HOLD the rights and easements herein granted unto the party of the second part, its successors and assigns forever.

All pipes and appurtenances laid or to be laid by or for the party of the second part, its successors or assigns, and/or its contractors, shall be and remain the property of the party of the second part, its successors and assigns, forever.

TOWN OF CHESTNUT HILL agrees that during construction of any sanitary or storm sewer the property of the Grantor shall be protected from damage by the contractor by all reasonable means and the Town of Chestnut Hill shall cause the contractor to restore the property as nearly as possible to its original condition by the repair or replacement of sidewalks, driveways, lawns, shrubbery, small trees and underground facilities. The TOWN OF CHESTNUT HILL agrees that a fence currently located at the premises of the easement shall be replaced by a fence of equal or better quality and erected at the same place where the fence is currently situated. The Town of Chestnut Hill shall require each contractor to maintain adequate liability and Workmen's Compensation insurance during construction. The Town of Chestnut Hill further agrees to hold the party of the first part harmless as a result of any personal or property injury or damage caused by itself or its agents occurring during the aforementioned construction and use of the land described herein.

The Town of Chestnut Hill agrees that it will install man holes during the above mentioned storm sewer construction at the following described locations:

- a) Approximately mid-way between property chamber 13 and property chamber 14 as described on drawings No. C-6654-7 and C-6654-8 prepared by Munshausen and Clarke, Inc., Engineers;
- b) Approximately mid-way between property chamber 13 and the planned property standard man-hole to be located near the intersection of William and Kennedy Streets as per the above described drawings;
- c) And that there will be a man-hole at the gathering chamber at property chamber 13 per above described drawings.

The Town of Chestnut Hill further agrees that the party of the first part, its successors and assigns shall have the right and privilege of free access at the aforementioned man holes to the storm sewer pipe to be installed and that this right of access shall be perpetual.

the undersigned, the party of the first part and the party of the second part have hereunto set their hands and seals the day and year first above written.

TWO COUNSEL OF THE RELIGIOUS SISTERS OF
ST. FRANCIS

TOWN OF CHESTOWAGA

By *M. Mary Antonski, S.F.* (L.S.)

By *James J. Ryan* (L.S.)

STATE OF NEW YORK
COUNTY OF ERIE

On this 11th day of May, 1977, before me personally came *M. Mary Antonski*, who, being personally known, she, being by me duly sworn, did depose and say that she resides at 600 East Street in the City of Buffalo, County of Erie and State of New York, that she is the Secretary of the Order of the Religious Sisters of St. Francis, the corporation described in, and which executed, the within instrument; that she knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation; and that she signed her name thereto by like order.

STATE OF NEW YORK
COUNTY OF ERIE

*Richard D. K...
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1978*

On this 11th day of May, 1977, before me personally came *James J. Ryan*, who, being personally known, he, being by me duly sworn, did depose and say that he resides at 305 McNaughton Avenue, Cheektowaga, New York, that he is the Supervisor of the Town of Cheektowaga, the municipality corporation described in, and which executed, the within instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Supervisors of said corporation; and that he signed his name thereto by like order.

James J. Ryan

*James J. Ryan
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1978*

Item No. 3 Cont'd.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 4 Appointment of Law Firm to begin condemnation proceedings on Cayuga
Creek Road properties re: St. Felix Drainage Project - Part I.

Motion by Supervisor Meyers, seconded by Councilman Johnson

BE IT RESOLVED that the law firm of Kavinoky, Cook, Hepp, Sandler,
Gardner and Wisbaum, located at 120 Delaware Avenue, Buffalo, New York, be and
hereby is retained to represent the Town of Cheektowaga in any necessary condemnation
proceedings involving easements on properties located on Cayuga Creek Road and in
connection with the St. Felix Drainage Project, Part I, and BE IT FURTHER

RESOLVED that their reasonable fees and expenses be paid by the Town.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 5 Authorization for Supervisor to execute Agreement with Niagara
Frontier Services, Inc. re: Use of driveway at Chktg.-Maryvale Recreation Center.

Motion by Councilman Swiatek, seconded by Councilman Kaczmarek

WHEREAS, a letter, dated April 27, 1977, has been received from the
Niagara Frontier Services, Inc. stating that said Niagara Frontier Services, Inc.
elects to extend the terms and conditions set forth in a letter agreement dated
May 17, 1976, a copy of which is attached hereto, for a further period of one (1)
year, such one (1) year period to commence on May 18, 1977 and to expire on May 16,
1978, now, therefore, BE IT

RESOLVED, that the Supervisor be and hereby is authorized to execute
the notation on said letter on behalf of the Town. A copy of said letter is attached
hereto and made a part hereof.

*See next two (2) pages

Niagara Frontier Services, Inc.

60 DINGENS STREET
BUFFALO, NEW YORK 14206
716/823-3712

April 27, 1977

Town of Cheektowaga
Town Hall, Broadway and Union Road
Cheektowaga, New York 14227

Attention: Mr. Ronald Marten
Building & Plumbing Inspector

RECEIVED
MAY - 2 1977
BLDG. & PLBG. DEPT.

Dear Mr. Marten:

Pursuant to our phone conversation earlier this week, please be advised that, by copy hereof, we hereby elect to extend the terms and conditions set forth in a letter agreement dated May 17, 1976, a copy of which is attached hereto, for a further period of 1 year, such 1 year period to commence on May 18, 1977 and to expire on May 16, 1978. It is understood and agreed, however, that all other terms and provisions of said letter of May 17, 1976 shall remain in full force and effect.

If the foregoing terms and provisions of this letter are satisfactory to you, your signature in the space provided below will constitute your acceptance of and agreement to abide by same.

Sincerely,

NIAGARA FRONTIER SERVICES, INC.

Robert J. Castellani
Robert J. Castellani
Vice President

RJC/pa

Accepted and Agreed:

TOWN OF CHEEKTOWAGA

By *Kenneth J. Mayan*
Date: *May 16, 1977*

Niagara Frontier Services, Inc.

60 DINGENS STREET
BUFFALO, NEW YORK 14206
716/823-3712

REC

MAY -

BLDG. & PL

May 17, 1976

Town of Cheektowaga
Town Hall, Broadway and Union Road
Cheektowaga, New York 14227

Attention: Mr. Ronald Marten
Building & Plumbing Inspector

Dear Mr. Marten:

In response to your letter to me of May 12, 1976, please be advised that we have no objection to your utilizing the east driveway of our premises in the manner requested by your letter. However, our consent is subject to the following terms and conditions:

1. Our approval is only applicable to you and only so long as you operate the Maryvale Recreation Center.
2. Our approval shall expire one year from the date of this letter and may be terminated any time thereafter by us upon thirty (30) days prior written notice unless, however, we again extend our approval for another year period by a written agreement subscribed by us.
3. Any damage to any person or property on our premises caused by any of your vehicles shall be your responsibility and you will indemnify and hold us harmless in all respects in connection therewith.
4. Our approval is for authorization for you to use the east driveway of our premises only as a driveway for egress from your premises to Genesee Street and for no other purpose.

If the foregoing terms and provisions of this letter are satisfactory to you, your signature in the space provided below will constitute your acceptance of and agreement to abide by same.

Very truly yours,

NIAGARA FRONTIER SERVICES, INC.

Robert J. Castellani
Robert J. Castellani
Vice President

RJC/ad

Accepted and Agreed:

TOWN OF CHEEKTOWAGA

By *Lenneth J. Meyen*

Date: *July 19, 1976*

Item No. 5 Cont'd.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

**Item No. 6 Order calling for Public Hearing on Sanitary Sewer District No. 8.
Motion by Councilman Johnson, seconded by Supervisor Meyers

*See next eleven (11) pages for copy of Order and Proposed Financial Data!

**This Order will be rescinded at the next scheduled Town Board Meeting of May 16, 1977.

At a regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, held at the Town Hall, Broadway and Union Road, in said Town, on the 9th day of May, 1977.

PRESENT:

Hon. Kenneth J. Meyers,	Supervisor
<u>Frank E. Swiatek</u> ,	Councilman
<u>Thomas M. Johnson, Jr.</u> ,	Councilman
<u>Frank J. Dux</u> ,	Councilman
<u>George Kaczmarek</u> ,	Councilman
<u>James R. Burst</u> ,	Councilman

ABSENT: Raymond J. Wasielewski, Councilman X

In the Matter :

of the :

ORDER CALLING
PUBLIC HEARING

The Proposed Establishment of Sanitary Sewer District No. 8, in the Town of Cheektowaga, Erie County, New York :

: May 23, 1977

X

WHEREAS, the Town Board of the Town of Cheektowaga (herein called "Town Board" and "Town", respectively), in the County of Erie, New York, has caused Nussbaumer & Clarke, Inc., consulting engineers of the State of New York, to prepare a general map, plan and report for the construction of a sewer system, including sewer mains, manholes, pumping facilities, buildings, acquisition of necessary land and rights in land and original equipment, machinery and apparatus, in Sanitary Sewer District No. 8 (herein called "District"), in the Town, proposed to be established, which map, plan and report, dated May 1976 and amended May, 1977, have been duly filed in the office of the Town Clerk of the Town for public inspection;

WHEREAS, the Town Board has determined to proceed with the establishment of the District and the construction of such sewer system therein;

WHEREAS, the District is more particularly bounded and described as follows:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, bounded and described as follows:

Beginning at the point of intersection of a northerly line of the Village of Depew and the easterly right-of-way line of the New York Central Terminal Railroad.

Thence northerly along said easterly right-of-way line of the New York Central Terminal Railroad a distance of 2,380 feet, more or less, to a point;

Thence westerly at right angles to the last described line a distance of 80 feet, more or less, to a point on the westerly right-of-way line of the New York Central Terminal Railroad, the aforementioned described lines being also the easterly boundary lines of the existing Sanitary Sewer District No. 7, Extension No. 1;

Thence northeasterly along the westerly right-of-way line of the New York Central Terminal Railroad for a distance of 1,278 feet, more or less, to a point;

Thence northerly at right angles to the northerly right-of-way line of the West Shore Railroad for a distance of 316.37 feet, more or less, to said northerly right-of-way line of the Lehigh Valley Railroad and the southerly right-of-way line of Genesee Street;

Thence northeasterly along the northerly right-of-way line of the West Shore Railroad to its intersection with the westerly right-of-way line of the Lehigh Valley Railroad and the southerly right-of-way line of Genesee Street;

Thence westerly along said southerly right-of-way line of Genesee Street to its intersection with the centerline of Sugg Road, the aforementioned described lines being also the easterly and northerly boundary lines of existing Sanitary Sewer District No. 7;

Thence northerly along said centerline of Sugg Road to its intersection with the southerly right-of-way line of the Lehigh Valley Railroad;

Thence northwesterly along said southerly right-of-way line of the Lehigh Valley Railroad to its intersection with the easterly property line of the Greater Buffalo International Airport, the aforementioned described lines being also the easterly and northerly boundary lines of the existing Sanitary Sewer District No. 6;

Thence northeasterly along said easterly property line of the Greater Buffalo International Airport to the centerline of Ellicott Creek;

Thence southeasterly and easterly along said centerline of Ellicott Creek to the Town Line between the Town of Lancaster to the east and the Town of Cheektowaga to the west;

Thence southerly along the last mentioned Town Line, (being also the centerline of Transit Road) to its intersection with a north line of the Village of Depew;

Thence westerly, southerly, westerly along the centerline of Rein Road, southerly, and westerly along the northerly and westerly boundary lines of the Village of Depew to the point or place of beginning.

WHEREAS, the maximum amount proposed to be expended for the construction of said sewer system, as hereinabove described, is \$2,747,681 of which \$2,292,283 is to be financed from Federal and State aid and only \$452,398 of which is planned to be financed by the issuance of serial bonds of the Town and the assessment, levy and collection of special assessments upon the several lots and parcels of land in the District, which the Town Board shall deem especially benefited by said sewer system, so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same, and the establishment and collection of sewer rents, pursuant to the Town Law, to pay the principal of and interest on said bonds, and the cost of operation, maintenance and repair;

now, therefore, be it

ORDERED, that a meeting of the Town Board of the Town be held at the Town Hall, in the Town, on the 23rd day of May, 1977, at 7:00 o'clock P.M (D.S.T.), to consider the proposed establishment of the District and the construction of such sewer system therein, as herein referred to, and to hear all persons interested in the subject thereof, concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law, and be it

FURTHER ORDERED, that the Town publish at least once in "CHEEKTOWAGA TIMES", a newspaper published in Cheektowaga, New York, and the official newspaper of the Town, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law and conspicuously in at least five (5) public places within the proposed District, a copy of this Order, certified by the Town Clerk, the first publication thereof and said posting

to be not less than ten (10) nor more than twenty (20) days
before the date of such public hearing.

DATED: May 9, 1977

TOWN OF CHEEKTOWAGA

Kenneth J. Meyen
Supervisor

Frank E. Swartz
Councilman

George Kayman
Councilman

Frank J. [unclear]
Councilman

Thomas [unclear]
Councilman

James R. Burst
Councilman

Members of the Town Board of
the Town of Cheektowaga, New
York.

SEAL

ABSENT: Raymond J. Wasielewski
Councilman

STATE OF NEW YORK

COUNTY OF ERIE

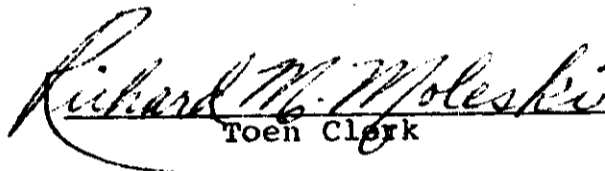
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SS:

I, RICHARD M. MOLESKI, Town Clerk of the Town of Cheektowaga, in the County of Erie, New York, DO HEREBY CERTIFY that I have compared the preceding Order Calling Public Hearing with the original thereof filed in my office on the 9th day of May, 1977, and the same is a true and correct copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed the corporate seal of said
Town this 9th day of May, 1977.

SEAL


Town Clerk

Temporary File

w/ Town Clerk

PROPOSED SANITARY DISTRICT NO. 8

FINANCIAL DATA

Until New Typed report is ready

The following data is prepared and presented upon the premise ~~that~~ State and Federal Aid is received no growth achieved

I. Project Essential Facts

Cost \$ 320,887 452,398
District
Valuation ~~2,045,185~~ 1,502,738

Valuation Detail

Type	Units	Valuation	
Residential	45 39	\$ 100,750	137.035
Vacant Parcels	57 28	138,500	100.200
Commercials, etc.	65 43	1,742,115	1,265.503
		\$2,045,185	1,502,738

Bond Amortization - 30 years @ ~~6%~~ (conservative assumed)
Projected Annual Operation and Maintenance Costs \$ ~~48,000~~

II. Projected Costs

A - First Year Debt Service 32,500 29,210
O & M 40,000 13,888
52,500 53,098

B - Fifteenth Year Debt Service 32,500 31,382
O & M 40,000 13,888
52,500 45,270

C - Thirtieth Year Debt Service 32,500 17,914
O & M 40,000 13,888
52,500 31,802

32,500	29,210
40,000	13,888
52,500	53,098
32,500	31,382
40,000	13,888
52,500	45,270
32,500	17,914
40,000	13,888
52,500	31,802

III. Projected Benefit Formula -

Unit Charge - Residential \$20
Vacant 10
Commercials, etc. 30

Water Consumption Charge -
(Annual Consumption)
(000 gals)

0	-	199	\$ -0-
200	-	299	25
300	-	499	50
450	-	599	100
600	-	999	150
1,000	-	1,999	250
2,000	-	4,999	500
5,000	-	9,999	1,000
10,000	-	over	1,500

Valuation Charge - Balance of annual levy after deducting unit and consumption charges to be raised by valuation charge

TOWN OF CHEEKTOWAGA

PROPOSED SANITARY SEWER DISTRICT NO. 8

FINANCIAL DATA

IV. Projected Formula Application to Annual
Projected Costs -

A - First Year

Total Levy

~~\$72,000~~ ✓ 53,098

Unit Charges

28 ~~57~~ @ \$10 = ~~\$570~~ 280
39 ~~48~~ @ \$20 = ~~\$900~~ 780
43 ~~63~~ @ \$30 = ~~\$1,890~~ 1,290 ~~\$2,350~~ ✓ 2,350

Consumption Charges

(Estimated)

28 ~~57~~ @ 0 = ~~\$570~~ 0
39 ~~48~~ @ 0 = ~~\$900~~ 0
43 ~~63~~ @ 150 = ~~\$9,450~~ 6,450 ~~\$12,000~~ 8,800
~~\$22,000~~ ✓ 8,800

Valuation Charges

Total Levy

~~\$72,000~~ ✓ 53,098

Less Unit and

Consumption Revenue

~~12,000~~ 8,800
~~\$60,000~~ ✓ 44,298

Valuation Rate. ✓ 29.48 ~~\$29.48~~ per \$000

B - Fifteenth Year

Total Levy

~~\$65,000~~ ✓ 45,270

Unit Charges

28 ~~57~~ @ \$10 = ~~\$570~~ 280
39 ~~48~~ @ 20 = ~~\$900~~ 780
43 ~~63~~ @ 30 = ~~\$1,890~~ 1,290 ~~\$2,350~~ ✓ 2,350

Consumption Charges

(Estimated)

28 ~~57~~ @ 0 = ~~\$570~~ 0
39 ~~48~~ @ 0 = ~~\$900~~ 0
43 ~~63~~ @ 150 = ~~\$9,450~~ 6,450 ~~\$12,000~~ 8,800
~~\$22,000~~ ✓ 8,800

Valuation Charges

Total Levy

~~\$65,000~~ ✓ 45,270

Less Unit and

Consumption Revenues

~~8,800~~ 8,800
~~\$56,200~~ ✓ 36,470

Valuation Rate - 24.27 ~~\$24.27~~ per \$000

JOAN OF ARCADE

PROPOSED SANITARY SEWER DISTRICT NO. 8

IV. Projected Formula Application to Annual Projected Costs (concluded)

C - Thirtieth Year	Total Levy
--------------------	------------

\$ ~~30,000~~ 31,802

Unit Charges

28 ~~57~~ @ \$10 = \$ ~~280~~ 280
39 ~~45~~ @ \$20 = ~~780~~ 780
43 ~~60~~ @ \$30 = ~~1,290~~ 1,290 \$ ~~2,350~~ 2,350

Consumption Charges

(Estimated)

28		e \$	0 =	\$ [REDACTED]	0	
39		e	0 =	[REDACTED]	0	
42	63	e	150 =	<u>92.50</u>	<u>6.450</u>	
					<u>9.450</u>	
					\$ <u>100.00</u>	
						<u>6.450</u>
						<u>8.300</u>

Valuation Charges

Total Levy

Less Unit and

Consumption Revenue

~~\$52,200~~

31,802

12-930

8806

541-200

* 23.002

Valuation Rate

- \$^{15.31}~~20.57~~ per \$000

V. Cost per Unit Projection -

A - Residence - \$2,800 Valuation

First Year

Unit Charge
Valuation

Fifteenth Year

Unit Charge
Valuation

Thirtieth Year

Unit Charge
Valuation

20.00	✓	20.00
81.59		82.54
\$ 101.59		<u>102.54</u>
20.00	✓	20.00
71.46		67.96
\$ 91.46		<u>87.96</u>
20.00	✓	20.00
56.80		42.87
\$ 76.80		<u>62.87</u>

TOWN OF CHEEKTONAGA
PROPOSED SANITARY SEWER DISTRICT NO. 8
FINANCIAL DATA

V. Cost per Unit Projection - concluded

B - Vacant Lot - \$1,500 Valuation

First Year	-	Unit Charge
		Valuation
 Fifteenth Year	 -	 Unit Charge
		Valuation
 Thirtieth Year	 -	 Unit Charge
		Valuation

\$ 15.00	\$ 10.00
\$ 3.71	44.22
\$ 3.71	54.22
\$ 10.00	10.00
\$ 3.71	36.41
\$ 48.30	46.41
\$ 10.00	10.00
\$ 20.00	22.97
\$ 30.00	32.97

C - Commercial - \$16,000 Valuation

First Year	-	Unit Charge
		Consumption
		Charge
		Valuation
 Fifteenth Year	 -	 Unit Charge
		Consumption
		Charge
		Valuation
 Thirtieth Year	 -	 Unit Charge
		Consumption
		Charge
		Valuation

\$ 30.00	\$ 30.00
\$ 150.00	150.00
\$ 471.68	471.68
\$ 651.68	651.68
\$ 30.00	30.00
\$ 150.00	150.00
\$ 328.32	328.32
\$ 568.32	568.32
\$ 30.00	30.00
\$ 150.00	150.00
\$ 244.96	244.96
\$ 424.96	424.96

TOWN OF CHEEKTOWAGA, NEW YORK
PROPOSED SANITARY SEWER DISTRICT NO. 8

DEBT AMORTIZATION SCHEDULE

452,398 - 6% - 30 years
~~520,000 - 6% - 30 years~~

Year	Principal Balance	Principal	Interest	Total
1	452,398	12,000	27,144	39,210
2		12,032		
3		12		
4		12		
5		12		
6		12.7		
7		12.7		
8		13.4		
9		14.1		
10		14.1		
11		14.8		
12		14.8		
13		15.5		
14		15.5		
15	264,700	15,500	15,882	31,382
16		15.5		
17		16.2		
18		16.2		
19		16.2		
20		16.2		
21		16.9		
22		16.9		
23		16.9		
24		16.9		
25		16.9		
26		16.9		
27		16.9		
28		16.9		
29	16,900	16,900	1,014	17,914
30		452,398		

Item No. 7 Appointment of part-time Clerk.

Motion by Supervisor Meyers, seconded by Councilman Swiatek

RESOLVED that the following person be and hereby is hired as a part-time clerical employee to assist in Town Hall Departments at a salary of \$22.00 per day, effective May 10, 1977:

Cathleen A. Kozell

Cheektowaga, New York

Upon Roll Call.....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: Councilman Wasielewski

Item No. 8 Motion by Councilman Johnson, seconded by Councilman Swiatek to adjourn the meeting.

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 May, 1977 at 7:00 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT: Supervisor Kenneth J. Meyers
Councilman Frank E. Swiatek
Councilman Raymond J. Wasielewski
Councilman Thomas M. Johnson
Councilman Frank J. Dux
Councilman George Kaczmarek
Councilman James R. Burst

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; Robert Miller, Deputy Town Attorney; Sal LaGreca, Assistant Manpower Program Director I; Chester Bryan, Town Engineer; Dr. Louis Vendetti, Town Health Officer; Ron Marten, Building and Plumbing Inspector; Ed Leak, Recreation Director; Ron Zoeller, Working Foreman in the Sanitation Department.

I. BIDS

Item No. 2 Losson Community Center, general construction, plumbing, heating & ventilating work and electrical work.
Referred to Chester Bryan, Town Engineer.

II. GENERAL COMMUNICATIONS

Item No. 3 E.C. Highway Dept. - notice of closing highway - Goerge Urban Blvd. between Union and Harlem
Received and Filed.

Item No. 4 Buffalo Zoological Gardens - letter requesting support for Zoo
Received and Filed.

Item No. 5 SUMMONS & COMPLAINT - P.J. Garvey Carting & Storage, Inc. vs Village of Depew, Town of Cheektowaga and County of Erie
Received and Filed.

Item No. 6 NOTICE OF CLAIM - David Greene, damage to his property during snow removal
Received and Filed.

Item No. 7 Letter from S. Zaczek, regarding parking lot next to his property
Received and Filed.

Item No. 8 Letter from Mr. & Mrs. Sloan, regarding swampy area next to their property
Received and Filed.

III. DEPARTMENTAL COMMUNICATIONS

Item No. 9 Building Permits
Received and Filed.

Item No. 10 Supervisor's Statement of Funds
Received and Filed.

Item No. 11 Health report
Received and Filed.

IV. RESOLUTIONS

Item No. 12 Motion by Councilman Wasielewski, seconded by Councilman Dux

WHEREAS, John Ogiony, John Nasca & Joseph Nasca of Clared Land Development Co., Inc. have made application and requested the rezoning of property located at 2730 Transit Road from M1 - Light Manufacturing to 3.05 acres to C - Retail Business District and 121.32 acres to R - Residential District, said applicant being the owner of property aforementioned, NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held regarding said request under the provisions of the Zoning Ordinance on June 20, 1977 at 6:30 P.M., Eastern Daylight Saving Time, at the Cheektowaga Town Hall, corner of Broadway and Union Road.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst

NAYES: 0

ABSENT: 0

AFFIDAVIT-NEXT PAGE

This resolution will be rescinded at the June 6th, 1977 meeting. Will be published after that meeting.

Item No. 13 Motion by Councilman Wasielewski, seconded by Councilman Dux

WHEREAS, Samuel Tadio, President of Pagas Land Co., Inc. has made application and requested the rezoning of property located at 4942 Genesee Street from M1-Light Manufacturing District to CM-General Commercial District, said applicant being the owner of property aforementioned, NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held regarding said request under the provisions of the Zoning Ordinance on June 20, 1977 at 6:30 P.M., Eastern Daylight Saving Time at the Cheektowaga Town Hall, corner of Broadway and Union Road.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

AFFIDAVIT-NEXT PAGE

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

Gladys M. Hester, 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 weeks:
first publication..... *June 9, 1977* ;
last publication..... *June 9, 1977* ;
and that no more than six days intervened be-
tween publications.

Gladys M. Hester
Sworn to before me this *10th*
day of *June*, 19*77*..
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*79*

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 28th day of June, 1977, at 6:30 o'clock P.M., Eastern Daylight Savings Time of said day for the purpose of considering the application of Samuel W. Pappas, President Pappas Land Co., Inc. to Rezone from M-1 Light Manufacturing District to CM-General Commercial District on property located at 4942 Genesee Street and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-08 of the Zoning Ordinance of the Town of Cheektowaga, New York.

DESCRIPTION

Those certain premises, locally known as No. 4942 Genesee Street situate in the Town of Cheektowaga, County of Erie and State of New York, and more particularly described as being a lot on the north side of Genesee Street, front width of 137 ft., rear width 148.45 ft., west side depth of 354.75, east side depth of lot 340.70, commonly known as 4942 Genesee Street, Cheektowaga, New York, small frame one floor building on lot.

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 Kenneth J. Meyers

Comptroller:

Frank E. Swiatek
Raymond J. Wasielewski
Thomas M. Johnson, Jr.
Frank J. Dux
George Kaczmarek
James R. Burst

RICHARD M. MOLESKI
Town Clerk

Item No. 14 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, bids were duly received on April 18, 1977 as the result of advertisement, therefore, for the furnishing of maintenance chemicals for various Town of Cheektowaga requirements for the year of 1977, and

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

WHEREAS, said Town Engineer submitted same which is hereto attached and made a part hereof, NOW, THEREFORE, BE IT

, RESOLVED that a contract for the furnishing of said maintenance chemicals as per said unit prices and as recommended by the Town Engineer be and the same is hereby awarded to:

Central O-B Products Co., Inc. 1230-1232 Genesee Street Buffalo, N.Y. 14211	Item III - Sodium Bicarbonate	\$.1265/lb.
Certified Laboratories 35 State Street Tonawanda, N.Y. 14150	Item XI - Deodorizer (dry)	\$.59/lb.
Duke Sales and Service, Inc. 1020 Hiawatha Blvd. West Syracuse, N.Y. 13204	Item XIV - Vaporooter Item XV - Vaporooter	\$23.59/gal. \$19.00/gal.
Ertag, Inc. P.O. Box 4127 Jersey City, N.Y. 07304	Item VIII - Grass Seed Item IX - Grass Seed	\$.82/lb. \$.69/lb.
Jones Chemicals, Inc. 100 Sunny Sol Blvd. Caledonia, N.Y. 14423	Item II - Diatomaceous earth Item IV - Soda Ash	\$.06/lb. \$.08/lb.
Riverside Chemical Co. 871 River Road North Tonawanda, N.Y. 14120	Item VI - Lime	\$.04/lb.
Russel B. Mason Co., Inc. Webster, N.Y. 14580	Item I - Bromine Item V - Vertilizer	\$ 1.76/lb. \$.084/lb.
Thames Chemical Ltd. 3806 Union Road Cheektowaga, N.Y. 14225	Item X - Deodorizer (liquid) Item XII - Enzymes	\$ 3.75/gal. \$ 3.25/gal.
Voelker Analysis, Inc. 878 Broadway Avenue Buffalo, N.H. 14206	Item XIII - Degreaser	\$ 3.75/gal.

* See next pages for letter.



Town of Cheektowaga

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

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-683-2200

May 12, 1977

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Maintenance Chemicals

Gentlemen:

At the regular Town Board Meeting of April 18, 1977, bids were received and opened for the furnishing of maintenance chemicals to meet the requirements of various departments for the year of 1977. Eighteen (18) bidders submitted bids for fifteen (15) items (list attached). It is, therefore, recommended that the bids be awarded as follows:

NAME	ITEM	PRICE
Central O-B Products Co, Inc. 1230-1232 Genesee St. Buffalo, N.Y. 14211	III - Sodium Bicarbonate	\$.1265/lb.
Certified Laboratories 35 State St. Tonawanda, N.Y. 14150	XI - Deodorizer (dry)	\$.59/lb.
Duke Sales and Service, Inc. 1020 Hiawatha Blvd. West Syracuse, N.Y. 13204	XIV - Vaporooter XV - Vaporooter	\$23.50/gal. \$19.00/gal.
Ertag Inc. P.O. Box 4127 Jersey City, N.J. 07304	VIII - Grass Seed IX - Grass Seed	\$.82/lb. \$.69/lb.
Jones Chemicals, Inc. 100 Sunny Sol Blvd. Caledonia, N.Y. 14423	II - Diatomaceous Earth IV - Soda Ash	\$.06/lb. \$.08/lb.
Riverside Chemical Co. 871 River Road North Tonawanda, N.Y. 14120	VI - Lime	\$.04/lb.

SUPERVISOR MEYERS AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

May 12, 1977

NAME	ITEM	PRICE
Russel B. Mason Co., Inc. Webster, N.Y. 14580	I - Bromine V - Fertilizer	\$1.76/lb. \$.084/lb.
Thames Chemical Ltd. 3806 Union Road Cheektowaga, N.Y. 14225	X - Deodorizer (liquid) XII - Enzymes	\$3.75/gal. \$3.25/lb.
Voelker Analysis, Inc. 878 Bailey Avenue Buffalo, N.Y. 14206	XIII - Degreaser	\$3.75/gal.

Yours truly,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.
Town Engineer

BY Thomas J. Adamczak
Thomas J. Adamczak, Rodman

CLB/TJA/mjh

Item No. 14 cont'd

Upon Roll Call.....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 15 Motion by Councilman Swiatek, seconded by Councilman Burst

WHEREAS, Notice to Bidders was duly published for the receipt of bids for the installation of one, two or three tennis courts on the Maryvale East school grounds in the Town of Cheektowaga, which bids were duly received and opened at a public meeting 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 installation of three (3) tennis courts at Maryvale East school grounds as per bid prices and as recommended by the Town Engineer be and the same is hereby awarded to Louis DelPrince and Sons, Inc., 3463 Genesee Street, Cheektowaga, New York 14225, said bid being the lowest meeting the requirements of the specifications, said bid price being \$27,860.00.

* 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
716-683-2200

May 12, 1977

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Tennis Court Bid Award

Gentlemen:

At the regular Town Board meeting on May 2, 1977, bids were received and opened for the installation of one, two, or three tennis courts to be located on the Maryvale East school grounds in the Town of Cheektowaga. Four (4) bids were received as follows:

ITEM	LOUIS DELPRINCE	CEMULINI CONST.	JANIK PAVING	D & H PAVING INC.
A) One Court	\$14,450	\$14,780	\$14,100	\$13,764
B) Two Courts	\$20,890	\$21,880	\$21,540	\$22,458
C) Three Courts	\$27,860	\$28,680	\$28,870	\$30,717

It is, therefore, recommended that the bid be awarded to the lowest bidder meeting the requirements of the specifications. Mr. James Matecki indicated the Town's preference would be to construct three (3) courts, if that remains the choice of the Board, the lowest bidder would be Louis DelPrince and Sons Inc., 3463 Genesee Street, Cheektowaga, New York 14225.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.
Town Engineer

BY: *Myron Shisler*
Myron Shisler
Principal Engineer

CLB:MS:dmr

Item No. 15 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 16 Motion by Councilman Swiatek, seconded by Councilman Wasielewski

WHEREAS, Notice to Bidders was duly published for the receipt of bids for the furnishing and installation of fencing for Town requirements for the year of 1977, which bids were duly received and opened at a public meeting 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 and installation of the four foot (4') galvanized wire mesh fencing, the four foot (4') galvanized gate, the four foot (4') corner posts, the six foot (6') galvanized wire mesh fencing, the six foot (6') corner posts, the six foot (6') vinyl coated mesh, the six foot (6') corner posts and the softball backstop fence for the year of 1977 as per unit bid prices and as recommended by the Town Engineer be and the same is hereto awarded to Garmone Fence Co., Inc. 3335 Genesee Street, Cheektowaga, New York 14225, said bid being the lowest meeting the requirements of the specifications.

* See next pages for letter



Town of Cheektowaga

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

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-683-2200

May 12, 1977

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Fencing Bids

Gentlemen:

At the regular Town Board Meeting of April 18, 1977, bids were received and opened for the furnishing and installation of fencing to satisfy various Town requirements throughout the year of 1977. Four (4) bids were received with the totals listed below:

	Ace Fence Co.	Garmone Fence Co., Inc.	Smith Fence Co.	Wire Products Co., Inc.
Item I				
4' galvanized	\$4,593.20	\$3,730.00	\$4,552.00	\$4,290.00
Item II				
4' gate	690.00	535.00	671.00	715.00
Item III	1,633.20	1,270.00	1,816.00	1,835.00
Item IV	1,520.00	1,290.00	1,342.00	1,495.00

It is, therefore, recommended that the bid be awarded to the lowest bidder meeting the requirements of the specifications. Items I thru IV of the bid should be awarded to Garmone Fence Co., Inc., 3335 Genesee Street, Cheektowaga, New York 14225.

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

May 12, 1977

All bid awards are to be made on a unit price basis. The totals, as listed, were established for bid award purposes only.

Yours truly,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.
Town Engineer

BY Thomas J. Adamczak
Thomas J. Adamczak, Rodman

CLB/TJA/mjh

Item No. 16 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 17 Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, the Town Board at an adjourned meeting thereof held on the 9th day of May, 1977 duly adopted an Order Calling for a Public Hearing to be held on May 23, 1977 in the matter of the proposed establishment of Sanitary Sewer District No. 8, in the Town of Cheektowaga, Erie County, New York, and

WHEREAS, since the aforesaid meeting an informal meeting was held with various residents and property owners to consider the boundaries of the proposed district, and

WHEREAS, as a result of the informal meeting it appears that the proposed district lines as set forth in the order calling for the public hearing should be changed and a new order presented with the respective new district lines and cost basis, THEREFORE, BE IT

RESOLVED that the Order calling for said Public Hearing, duly adopted by the Town Board at its May 9, 1977 meeting, be and hereby is rescinded.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Eux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 18 Order calling for public hearing on proposed Sanitary Sewer District #8.

* See next 7 pages

At a regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, held at the Town Hall, Broadway and Union Road, in said Town, on the 16th day of May, 1977.

PRESENT:

Hon. Kenneth J. Meyers,	Supervisor
<u>Frank E. Swiatek</u> ,	Councilman
<u>Raymond J. Wasielewski</u> ,	Councilman
<u>Thomas M. Johnson, Jr.</u> ,	Councilman
<u>Frank J. Dux</u> ,	Councilman
<u>George Kaczmarek</u> ,	Councilman
<u>James R. Burst</u> ,	Councilman

X

In the Matter

:

of the

: ORDER CALLING
: PUBLIC HEARING

The Proposed Establishment of Sanitary Sewer District No. 8, in the Town of Cheektowaga, Erie County, New York

:

: May 31st, 1977

:

X

WHEREAS, the Town Board of the Town of Cheektowaga (herein called "Town Board" and "Town", respectively), in the County of Erie, New York, has caused Nussbaumer & Clarke, Inc., consulting engineers of the State of New York, to prepare a general map, plan and report for the construction of a sewer system, including sewer mains, manholes, pumping facilities, buildings, acquisition of necessary land and rights in land and original equipment, machinery and apparatus, in Sanitary Sewer District No. 8 (herein called "District"), in the Town, proposed to be established, which map, plan and report, dated May 1976 and amended May, 1977, have been duly filed in the office of the Town Clerk of the Town for public inspection;

WHEREAS, the Town Board has determined to proceed with the establishment of the District and the construction of such sewer system therein;

WHEREAS, the district is more particularly bounded and described as follows:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, bounded and described as follows:

Beginning at the point of intersection of a northerly line of the Village of Depew and the easterly right-of-way line of the New York Central Terminal Railroad.

Thence northerly along said easterly right-of-way line of the New York Central Terminal Railroad a distance of 2,380 feet, more or less, to a point;

Thence westerly at right angles to the last described line a distance of 80 feet, more or less, to a point on the westerly right-of-way line of the New York Central Terminal Railroad, the aforementioned described lines being also the easterly boundary lines of the existing Sanitary Sewer District No. 7, Extension No. 1;

Thence northeasterly along the westerly right-of-way line of the New York Central Terminal Railroad for a distance of 1,278 feet, more or less, to a point;

Thence northerly at right angles to the northerly right-of-way line of the West Shore Railroad for a distance of 316.37 feet, more or less, to said northerly right-of-way line of the Lehigh Valley Railroad and the southerly right-of-way line of Genesee Street;

Thence northeasterly along the northerly right-of-way line of the West Shore Railroad to its intersection with the westerly right-of-way line of the Lehigh Valley Railroad and the southerly right-of-way line of Genesee Street;

Thence westerly along said southerly right-of-way line of Genesee Street to its intersection with the centerline of Sugg Road, the aforementioned described lines being also the easterly and northerly boundary lines of existing Sanitary Sewer District No. 7;

Thence northerly along said centerline of Sugg Road to its intersection with the southerly right-of-way line of the Lehigh Valley Railroad;

Thence northwesterly along said southerly right-of-way line of the Lehigh Valley Railroad to its intersection with the easterly property line of the Greater Buffalo International Airport, the aforementioned described lines being also the easterly and northerly boundary lines of the existing Sanitary Sewer District No. 6;

Thence northeasterly along said easterly property line of the Greater Buffalo International Airport to its intersection with the Town Line between the Town of Amherst to the north and the Town of Cheektowaga to the South;

Thence easterly along said Town Line to the Town Line between the Town of Lancaster to the east and the Town of Cheektowaga to the west;

Thence southerly along the last mentioned Town Line, (being also the centerline of Transit Road) to its intersection with a north line of the Village of Depew;

Thence westerly, southerly, westerly along the centerline of Rein Road, southerly, and westerly along the northerly and westerly boundary lines of the Village of Depew to the point or place of beginning.

WHEREAS, the maximum amount proposed to be expended for the construction of said sewer system, as hereinabove described, is \$ 3,047,544 which is planned to be financed by the issuance of serial bonds of the Town and the assessment, levy and collection of special assessments upon the several lots and parcels of land in the District which the Town Board shall deem especially benefited by said sewer system, so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same, and the establishment and collection of sewer rents, pursuant to the Town Law, to pay the principal of and interest on said bonds, and the cost of operation, maintenance and repair;
now, therefore, be it

ORDERED, that a meeting of the Town Board of the Town be held at the Town Hall, in the Town, on the 31st day of May, 1977, at 7:00 o'clock P.M (D.S.T.), to consider the proposed establishment of the District and the construction of such sewer system therein, as herein referred to, and to hear all persons interested in the subject thereof, concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law, and be it

FURTHER ORDERED, that the Town publish at least once in "CHEEKTOWAGA TIMES", a newspaper published in Cheektowaga, New York, and the official newspaper of the Town, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law and conspicuously in at least five (5) public places within the proposed District, a copy of this Order, certified by the Town Clerk, the first publication thereof and said posting

to be not less than ten (10) nor more than twenty (20) days
before the date of such public hearing.

DATED: May 16, 1977

TOWN OF CHEEKTOWAGA

Raymond J. Wasickowski
Councilman

James R. Burt
Councilman

Kenneth J. Meyen
Supervisor

Frank E. Summit
Councilman

George Kaczmarek
Councilman

Frank J. Dwyer
Councilman

Thomas W. Schaefer
Councilman

SEAL

Members of the Town Board of
the Town of Cheektowaga, New
York.

STATE OF NEW YORK

)

COUNTY OF ERIE

:

SS:

)

I, RICHARD M. MOLESKI, Town Clerk of the Town of Cheektowaga, in the County of Erie, New York, DO HEREBY CERTIFY that I have compared the preceding Order Calling Public Hearing with the original thereof filed in my office on the 16th day of May, 1977, and the same is a true and correct copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and

affixed the corporate seal of said

Town this 16th day of May, 1977.

SEAL

Richard M. Moleski
Town Clerk

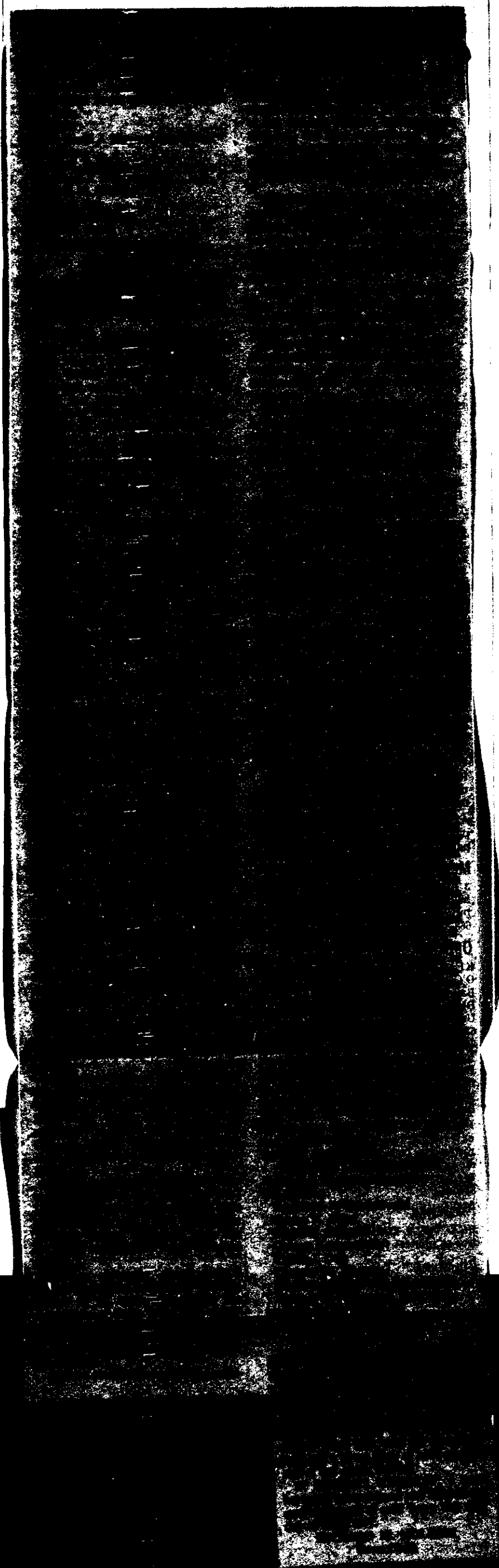
STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Charles M. Rustin, 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 weeks:
first publication..... *May 19, 1977*;
last publication..... *May 19, 1977*;
and that no more than six days intervened be-
tween publications.

Charles M. Rustin
Sworn to before me this *20th*
day of *May*, 19.....
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*79*



Item No. 19 Authorization for Supervisor to sign State-Town agreement in reference to the proposed Scajaquada Creek Flood Protection Project.
This item was withdrawn.

Item No. 20 Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, in order for the Town of Cheektowaga to remain in the Federal Flood Insurance Program it is required that the Town enact a Flood Plain Management Program and adopt the flood plain and floodway map furnished by the Federal Insurance Administration of the Department of Housing and Urban Development, and

WHEREAS, in the review of the flood plain maps submitted for the Ellicott Creek watershed situated within the Town of Cheektowaga boundaries it was found that the flood plain boundaries are inaccurate, and

WHEREAS, the floodway boundary for Ellicott Creek is not defined in a manner that would permit the Town to accurately determine the areas where no building will be permitted, NOW, THEREFORE, BE IT

RESOLVED that this Town Board petition the Department of Housing and Urban Development and Representative Jack F. Kemp of the 38th Congressional District to direct that an accurate topographic study be made in the Ellicott Creek watershed in the Town of Cheektowaga and that said information be used to amend the floodway and flood plain information for the use of the Town in properly enforcing its Flood Plain Management Program.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 21 Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, the Army Corps of Engineers has presented an Agreement regarding Army Corps Permit No. 76-976-16 for the proposed Scajaquada Creek crossing (NCI File No. 75-105), and

WHEREAS, it appears that the Town of Cheektowaga shall benefit by accepting the terms and conditions of said permit, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized to sign said Agreement accepting the terms and conditions of the permit.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 22 Authorization for Alfred Wnek, to attend seminar
This item was withdrawn.

Item No. 23 Motion by Supervisor Meyers, seconded by Councilman Swiatek

BE IT RESOLVED that the following be appointed as part-time summer employees for Sewer Maintenance, Wastewater Plants or Plumbing Departments as assigned by the Town Engineer effective May 23, 1977 at the rate of \$2.50 per hour:

John Bodkin
Ronald Kaczmarek
Michael Kirisits

Item No. 23 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 24 Motion by Councilman Dux, seconded by Councilman Burst

WHEREAS, the position of full-time Dog Warden in the Town of Cheektowaga Police Department has previously been created, and

WHEREAS, this position has been posted in compliance with the bargaining agreement between the Town of Cheektowaga and Local 1026, AFL-CIO,
NOW, THEREFORE, BE IT

RESOLVED that Earl T. Passmore, of , Cheektowaga, New York, currently employed as a part-time Dog Warden, be and hereby is appointed to the position of full-time Dog Warden, at a salary in compliance with the Union Agreement, effective immediately.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 25 Motion by Supervisor Meyers, seconded by Councilman Swiatek

BE IT RESOLVED that Marcyann Strumpf, , Cheektowaga, New York 14211 be hired as part-time van driver at \$2.75 per hour, at a maximum of 20 hours weekly, retroactive to May 10, 1977.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 26 Motion by Councilman Burst, seconded by Councilman Johnson

RESOLVED that Joseph Lipowski, , Depew, New York be reappointed to the Cheektowaga Planning Commission effective May 20, 1977 for a term of seven (7) years.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 27 Motion by Councilman Swiatek, seconded by Councilman Burst

BE IT RESOLVED that the following employees be hired by the Recreation Department to conduct 1977 summer recreation programs in the parks and pools:

Playground Supervisor - \$1,500 for 10 weeks

1. Suzanne Ciambor
2. Peter Odrobina
3. Paul Ruda
4. Charles Geary
5. Douglas Conley
6. Michael Diggins
7. Charles O'Brien
8. Ken Maciejewski
9. Joseph Farugia
10. Jean Olson

Item No. 27 cont'd

11. Joseph Piscopo
12. Eugene Pacer

Arts and Crafts Supervisor - \$1,000 for 10 weeks

1. Jacqueline Jachin
2. Patricia Herweg
3. Sharon Sell
4. Diane Urso
5. Elaine Bartczak
6. Jerome Chesley
7. Janet Glogowski
8. Diane Gervase
9. Julie Munro

Pool Director - \$2,500 for 10 weeks

1. Brian Hansen

Special Events Pool Supervisor - \$1,800 for 10 weeks

1. John Hartman

Pool Supervisors - \$1,400 for 10 weeks

1. Michael Cirbus
2. Thomas Buyea
3. John Zastempowski
4. Jeffrey Sifkovits
5. Katherine Bauers
6. Gary Grote
7. Mary Lou Dion

Tennis Director - \$1,500 for 10 weeks

* See 27A.

Tennis Instructors - \$1,200 for 10 weeks

* See 27A.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 27A Motion by Councilman Swiatek, seconded by Councilman Burst

WHEREAS, a resolution was passed by the Town Board meeting on May 16, 1977 for the hiring of employees to conduct 1977 summer Recreation programs in the parks and pools, and

WHEREAS, employees were not hired for the positions of Tennis Director and Tennis Instructors on said resolutions, NOW, THEREFORE, BE IT

RESOLVED that said resolution be amended and the following names be added:

Tennis Director - \$1,500 for 10 weeks

1. Terry McMahon

Tennis Instructors - \$1,200 for 10 weeks

1. Damian Courtin
2. Russell Reingel
3. Kathleen Mulligan

5/16/77

Item No. 27A cont'd

4. Chris White
5. Greg Shalke
6. Randy Syracuse
7. Warren DeBien
8. Janice Warren
9. Allen Syracuse

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 28 Motion by Councilman Swiatek, seconded by Supervisor Meyers

RESOLVED that the following individuals be hired to work for the Cheektowaga Youth Bureau as clerks in the Administrative Intern Program at the rate of \$2.75 per hour:

Eugene Rudzinski

Cheektowaga, New York 14206

James Butters

Depew, New York 14043

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 29a Motion by Supervisor Meyers, seconded by Councilman Swiatek

BE IT RESOLVED that funds in the amount of \$2,900.00 be transferred from account No. A1990.480 (General Fund-Contingent) to account No. A.5132.445 (Highway Garage-Renovation and Repairs). This is to enable payment for architectural services rendered on the Cheektowaga Highway Garage which was approved by a resolution dated December 2, 1974.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0

Item No. 29b Motion by Supervisor Meyers, seconded by Councilman Swiatek

BE IT RESOLVED that funds in the amount of \$10,000.00 be transferred from account No. DM.5130.209 (Highway-Radios) to account No. DM.4130.200 (Highway-Equipment).

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 30 Motion by Supervisor Meyers, seconded by Councilman Swiatek

BE IT RESOLVED that funds in the amount of \$400.00 be transferred from account No. S.8133.414 (Plant No. 3-Chemicals) to account No. S.8133.420 (Plant No. 3-Telephone)

Item No. 30 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 31 Motion by Supervisor Meyers, seconded by Councilman Swiatek

BE IT RESOLVED that funds in the amount of \$500.00 be transferred from account No. A.7310.162 (Hometown Beautification) to account No. A.7310.468 (Hometown Beautification-Equipment and Supplies), and BE IT FURTHER

RESOLVED that funds in the amount of \$1,000.00 be transferred from account No. A.7310.467 (Youth-Service Projects) to account No. A7310.491 (Youth-Publications, Printing), and BE IT FURTHER

RESOLVED that funds in the amount of \$9,000.00 be transferred from account No. A.7310.488 (Youth-Developmentally Disabled Program) to account No. A.7310.140 (Youth-Retarded Children Program Staff.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 32 Motion by Supervisor Meyers, seconded by Councilman Swiatek

BE IT RESOLVED that the folowing vouchers and warrants submitted to the TOWN OF CHEEKTOWAGA prior to May 16th, 1977 be and hereby are approved and the Supervisor pay said warrants:

<u>FUND</u>	<u>CHECK NO.</u>	<u>AMOUNT</u>
General Fund	1099-1268	\$ 336,450.43
General Fund - Investments	None	700,000.00
Special District Fund	2918-2963	173,447.35
Highway Fund	2481-2521	69,052.93
Highway Fund - Investments	None	200,000.00
Part Town Fund	610- 621	3,916.01
Trust and Agency Fund	407-410	266,601.34
Federal Revenue Sharing Fund	41	1,000.00
Capital Fund	5,7	29,664.00
H.U.D. _ C.D.B.G. Fund	4	2,600.00
	<u>TOTAL WARRANT</u>	<u>\$1,782,732.06</u>

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

V. SUSPENSION OF RULES

Motion by Councilman Dux, seconded by Councilman Wasielewski to suspend the rules to include the following items:

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

5/16/77

Item No. 33

Hiring under C.E.T.A.

Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, funds are presently available under the Comprehensive Employment and Training Act of 1973, Title II, NOW, THEREFORE, BE IT

RESOLVED that the following person be and hereby is hired under the position listed below, at a salary rate as specified, starting date established by the Department head:

Laborer in the Sewer Maintenance Dept. at a rate of \$4.6141/hr.

Ruda, Thaddeus , Cheek., N.Y. 14212

Laborer in Plant #5 Dept. at a rate of \$4.6151 per hour

Banas, Edward , N.Y. 14225

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES : 0

ABSENT : 0

Item No. 34 Parks Dept. - Hiring of part-time summer employees

Motion by Councilman Swiatek, seconded by Councilman Burst

BE IT RESOLVED that the following be hired as part-time summer employees in the Town of Cheektowaga Parks Department, effective May 17, 1977:

Laborers - \$2.50 per hour

Donald Halicki, Jr.
Thomas Przybyl
Eric Krupski
Sam Sciolino
Dennis Strasser
John T. Klosko
Nicholas Leonardi
Dave Ederer
Bernard R. Was
John A. Kirisitis
John Rosenberry
William C. Lapare
Samuel F. Ruggiero

Park Attendant - \$2.25 per hour

Gordon Heyden

Upon Roll Call...

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

Item No. 35 Hiring of architectural firm to provide report of damage to Losson
Road Park comfort station

Motion by Councilman Swiatek, seconded by Councilman Burst

WHEREAS, the Losson Road Park comfort station has suffered extensive damage of exterior and interior walls due to frost action over the winter period,
NOW, THEREFORE, BE IT

Item No. 35 cont'd

BE IT RESOLVED that the architectural firm of Marzak and Powell, 385 Cleveland Drive, Cheektowaga, New York, is hereby hired to provide a report of the damage to the Town Board, as well as recommendations for correcting said damage, at a cost not to exceed \$1,000.00

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 36 Authorization for American Cancer Society to use Town lands for fund-raising event

Motion by Councilman Swiatek, seconded by Councilman Burst

WHEREAS, the American Cancer Society has requested permission for the use of Town lands adjacent to the Cheektowaga Town Hall for a fund-raising event called, "High School Challenge", NOW, THEREFORE, BE IT

RESOLVED that permission is hereby granted to the American Cancer Society for use of such lands, and BE IT FURTHER

RESOLVED that the American Cancer Society will take full responsibility for clean up after the event, maintenance during the event, and will supply the Town with a certificate of liability insurance.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 37 Hiring of summer help - Buildings and Grounds Dept.

Motion by Councilman Dux, seconded by Councilman Burst

BE IT RESOLVED that the following individuals be hired in the Town of Cheektowaga for the 1977 summer-help season in the Buildings and Grounds Department as needed at the rate of \$2.50 per hour:

1. Steven Koehler
2. Frank Dalka
3. Paul Staszak
4. Joseph Shivers
5. Dennis Miesowicz
6. Robert Malicki
7. David Longo

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 38a Award of bid for Baseballs

Motion by Councilman Swiatek, seconded by Councilman Burst

WHEREAS, bids were opened by the Cheektowaga Town Board on April 18, 1977 for the purchase of baseball bases and baseballs to be used by the Town in its Recreation Department, and

WHEREAS, Kick's Athletic Goods, Inc. submitted a low bid on providing bases and various types of baseballs and thereafter the Town has been informed that Kick's Athletic Goods, Inc. may not be able to obtain delivery of said bases and Wilson 1084 or comparable baseballs, NOW, THEREFORE, BE IT

Item No. 38a cont'd

RESOLVED that said bid award for baseball bases and Wilson 1084 type baseballs to Kick's Athletic Goods, Inc., be and hereby is rescinded.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Motion by Councilman Swiatek, seconded by Councilman Burst

WHEREAS, bids were opened by the Cheektowaga Town Board on April 18, 1977 for the purchase of Wilson 1074 and Wilson 1082 baseballs to be used by the Town in its Recreation Department, and

WHEREAS, Kick's Athletic Goods, Inc. submitted a low bid on providing Wilson 1074 and Wilson 1082 baseballs and thereafter the Town has been informed that the low bidder may not be able to obtain delivery of the Wilson 1082 or comparable baseballs as called for in the specifications, and

WHEREAS, the Town has been informed that Laux Sporting Goods is able to deliver Rawlings BRO baseballs which are comparable to the Wilson 1082 baseballs whenever the Wilsons are not available, and is the second lowest responsible bidder, NOW, THEREFORE, BE IT

RESOLVED that Laux Sporting Goods be and hereby is awarded the bid to provide the Town with said Wilson 1082 or Rawlings BRO baseballs, Laux Sporting Goods now being the lowest responsible bidder meeting specifications.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 38b Award of bid for Bases

Motion by Councilman Swiatek, seconded by Councilman Burst

WHEREAS, bids were opened by the Cheektowaga Town Board on April 18, 1977 for the purchase of baseball bases to be used by the Town in its Recreation Department, and

WHEREAS, Kick's Athletic Goods, Inc. submitted a low bid on providing bases and thereafter the Town has been informed that the low bidder may not be able to obtain delivery of the bases called for in the specifications, and

WHEREAS, the Town has been informed that the bids also called for comparable bases and have been further informed that Laux Sporting Goods is able to deliver bases when needed, NOW, THEREFORE, BE IT

RESOLVED that Laux Sporting Goods be and hereby is awarded the bid to provide the Town with said bases, Laux Sporting Goods now being the lowest responsible bidder meeting specifications.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 39 Authorization for Patrolman Fenske to attend Traffic Conference

Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, the annual Ontario Traffic Conference will be held at the Holiday Inn, Sault Ste. Marie, Ontario, Canada, on May 29, 30, 31, and June 1, 1977, and

Item No. 39 cont'd

WHEREAS, this Conference provides a great deal of information regarding pedestrian and bicycle safety, NOW, THEREFORE, BE IT

RESOLVED that Patrolman William Fenske, Traffic Safety Officer for the Cheektowaga Police Department, be granted the necessary time to attend said Conference, and BE IT FURTHER

RESOLVED that Patrolman Fenske be reimbursed for the necessary registration fee and travel expenses in connection with said Conference at a sum not to exceed \$405.00.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

Item No. 40 Motion by Councilman Swiatek, seconded by Councilman Dux to adjourn the meeting until May 31, 1977 at 7:00 P.M.

RICHARD M. MOLESKI
Town Clerk

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B I D S
* * * * *

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 18 June 6, 1977</u>		
2	Engineering Dept. - Furnishing all tools, equipment, materials and labor for connection of Sewer District No. 3 to Erie County Sewer District No. 4.	1
<u>Meeting No. 19 June 20, 1977</u>		
2	Engineering Dept. - Traffic Control Signs, Blanks, Decals, etc.	1
3	Engineering Dept. - Dimensioned Lumber and Plywood.	1
4	Engineering Dept. - Installation and Construction of Sidewalks.	1
5	Highway Dept. - Diesel Fuel Oil, Motor Oil, Lubricants, Fluids, etc.	1
6	Police Dept. - Three (3) Portable Radio Transceivers and Accessories.	1
<u>Meeting No. 21 July 5, 1977</u>		
2	Highway Department - One (1) 1977 Service Car.	1

P U B L I C H E A R I N G S

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 19 June 20, 1977</u>		
7	Proposed Sanitary Sewer District No. 8.	1
<u>Meeting No. 21 July 5, 1977</u>		
3	Amendment to the Plumbing and Drainage Ordinance.	1
4	Adoption of "Flood Damage Prevention Ordinance".	1-2

 GENERAL COMMUNICATIONS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 18 June 6, 1977</u>		
3	N.Y.S. Dept. of Transportation - Two (2) Notices of Order re: Parking prohibitions on certain portions of Harlem Road.	1
4	Erie Cty. Dept. of Health - Notice of Public Hearing to discuss repeal of Section 14 in Article IV of Erie County Sanitary Code re: Use of septic tanks in subdivisions.	1
5	Erie Cty. Emergency Medical Care Committee - Urge Town to support enabling legislation re: Emergency Medical Services.	1
6	SUMMONS & COMPLAINT - Joseph D. Przepiora vs. Town of Chktg.	1
7	AMENDED NOTICE OF CLAIM/SUMMONS - Shirley Ann Rios & Arcadio Rios vs. Town of Cheektowaga.	1
8	Chktg. Central School District - Notification of resolution adopted by Board of Education on 5/9/77 re: Installation of hydrant and 8" water line.	1
9	Norman Nash, representing S. Rossler Taxpayers - Correspondence re: Maintenance of Valu Plaza and widening of bridge on S. Rossler Avenue.	2
10	Mrs. Jerome Edbauer, representing Chktg. Garden Club - Correspondence re: Possibility of constructing "Greenhouse" on Town property.	2
<u>Meeting No. 19 June 20, 1977</u>		
8	Richard Maussner, Publisher, Chktg. Examiner - Request that all legal notices be printed in the <u>Examiner</u> .	1
9	IN THE MATTER OF CLAIM - P.J. Garvey Carting & Storage, Inc., vs. Village of Depew, Town of Chktg. and County of Erie.	1
10	Mr. & Mrs. Joseph Kogutek, - Letter re: Promised drainage system at rear of his property.	2
11	Petition to install stop signs at S.E. and S.W. Corners of North Meadowbrook and Bismarck.	2
12	Letter from Gerald Bergman requesting to speak at meeting re: "No Parking" sign in Harlem-Cleveland Drive area.	2
13	Letter from Mrs. Michael Newton re: Guardrail on Brentwood Dr. over Slate Bottom Creek.	2
<u>Meeting No. 21 July 5, 1977</u>		
5	N.Y.S. Dept. of Transportation - Notices of Order: One-way control on southerly driveway at A.W. Plaza on Harlem Road @ Mafalda Drive.	2

 DEPARTMENTAL COMMUNICATIONS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 18 June 6, 1977</u>		
11	Building Permits.	2
12	Supervisor's Statement of Funds - April, 1977.	2
13	Dr. Louis Vendetti, Town Health Officer - Health report for month of May, 1977.	2

Meeting No. 19 June 20, 1977

14	Building Permits.	2
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Meeting No. 21 July 5, 1977

6	Building Permits.	2
7	John B. Gruber, Acting Chief of Police - Correspondence re: Police Department Manpower.	2

* * * * *

R E S O L U T I O N S

* * * * *

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 18 June 6, 1977</u>		
14A	Town Clerk's Office - Rescind resolution of 5/16/77 re: Call for Public Hearing for Rezoning submitted by Clared Land Development Co., Inc.	2
14B	Town Clerk's Office - Call for Public Hearing for Rezoning on Losson Road near Union Road.	2-3
15	Town Clerk's Office - Call for Public Hearing for Rezoning on William Street and Kennedy Road.	4
16	Order calling for Public Hearing re: Creation of Sanitary Sewer District No. 8.	5
17A	Decision on Rezoning - 4243 Genesee Street.	6
17B	Decision on Special Permit - 4243 Genesee Street.	7
18	Police Dept. - Advertise for Bids for three (3) Portable Radio Transceivers and Accessories.	8
19	Highway Dept. - Advertise for Bids for one (1) 1977 Service Car.	9
20	Highway Dept. - Advertise for Bids for Diesel & various Oils, etc.	9
21	Engineering Dept. - Award of Bid for addition & alteration of the 10-11 of the Losson Park Community Center.	10-11
22	Engineering Dept. - Advertise for Bids for Traffic Control Signs, Blanks, Posts & Decals for the year 7/1/77 - 6/30/78.	11
23	Engineering Dept. - Advertise for Bids for Dimensioned Lumber & Plywood for the year 1977 for use by Chktg. Parks Dept.	12
24	Engineering Dept. - Advertise for Bids for the installation and construction of Sidewalks, including incidental piping.	13
25	Engineering Dept. - Sidewalk Installation: William St. - south side; French Road - north & south side.	14-17
26	Engineering Dept. - Emergency Sanitary Sewer Repairs.	17
27	Engineering Dept. - Two (2) Appointments to permanent positions of "Sewage Treatment Plant Operator".	17
28	Amend resolution of 7/19/76 re: Appointment of part-time Clerk Typist for Sanitation Dept.	17-18
29	Hiring of Summer Help for various Department.	18
30	Hiring of Summer Help for Parks and Recreation Departments.	18-24
31	Youth Board - Hiring for the 1977 summer-help season.	24-25
32	Leave of Absence for Employee in Central Garage.	25
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17	Call for Public Hearing to determine whether to enact a "Flood Damage Prevention Ordinance".	3-4
18	Installation of Sidewalks on Beach Road.	4
19	Engineering Dept. - Award of Bid for Sanitary Sewer District #3 connection to Erie County Sewer District #4.	4-5
20	Highway Dept. - Notice to Bidders for one (1) 1977 Service Car.	5
21	Purchase of Highway Equipment.	6
22	Authorize Supervisor to sign State-Town Agreement in reference to Scajaquada Creek.	6-7
23	Approval to construct 4' high trash rack across Scajaquada Creek.	7-8
24	Request Erie County Highway to undertake Engineering Survey for "No Turn on Red" throughout Town.	8
25	Select Project L-NY--1681-1 for alterations and additions to Town Hall.	8-9
26	Reaffirmation of contract for updating construction plans for Town Hall alterations.	9
27	Clean-up of Property at 415 Pine Ridge Road.	9
28	Authorization to contract for summer children's theatre program.	9-11
29	Summer Help in various departments:	
	29a.) Building and Grounds	11
	29b.) Parks & Recreation	11-12
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30	Hiring under C.E.T.A., Title II, Catholic Charities.	13
31	Hiring under C.E.T.A., Title VI, at Plant No. 5.	13
32	Authorization for Town to allocate funds to Erie County for three (3) C.E.T.A. Positions.	13
33	Authorize Henry Szymanski to obtain easement for Marrano-Kelly Project.	14
34	Correction of rate of Administrative Intern in Youth Bureau.	14
35	Authorize Detective Schaller to attend Conference.	14
36	Authorize Acting Chief Gruber to attend F.B.I. Training Session.	14-15
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38	Create Position of Chief Sewage Treatment Plant Operator.	15
39a	Hiring of School Crossing Guard.	15
39b	Hiring of School Crossing Guard.	16
40	Transfer of Funds - Town Clerk's Office	16
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43	Warrant List.	16-17

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<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 21 July 5, 1977</u>		
8	Decision re: Adoption of "Flood Damage Prevention Ordinance".	2-3
9	Highway Department - Award of Bids for Diesel Fuel Oil, Motor Oils, Lubricants, Fluids, etc.	4-5
10	Highway Department - Advertise for Bids for Highway Machinery and Equipment.	5-6
11	Engineering Dept. - Award of Bid for Dimensioned Lumber and Plywood.	7-8
12	Engineering Dept. - Award of Bid for Construction of Sidewalks, including incidental piping for the year, 1977.	8-9
13	Engineering Dept. - Advertise for Bids for the furnishing of Riprap Material, for use in ditch and creek bank protection.	9
14	Engineering Dept. - Advertise for Bids for Sanitary Sewer Cleaning Work @ various locations in Town.	10
15	Engineering Dept. - Request of Doyle Fire District No. 1 for installation of Fire Hydrant on Stradtman Street.	11
16	Youth Board - Hiring of Recreation Attendant for Summer Day Camp Program.	11
17	Hiring of Summer Help for Parks and Recreation Department.	11
18	Warrant List.	12
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<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 18 June 6, 1977</u>		
35	Authorization to obtain various Easements relative to St. Felix Drainage Project, Part I.	26-27
36	Authorization for three (3) Youth Board Employees to attend Conference in Batavia, New York.	27
37	Leave of Absence for Employee in Highway Department.	27
38	Authorization for Lieutenant Kelly to attend Seminar at Erie Community College.	27-28
39	Authorization for Spiritual Assembly to hold Arts & Crafts Show at Town Park.	28
<u>Meeting No. 19 June 20, 1977</u>		
44	Deposit of funds regarding Easements for St. Felix Drainage Project, Part I.	17
45	Call for Public Hearing to amend provisions of the Plumbing and Drainage Ordinance.	17-25
<u>Meeting No. 21 July 5, 1977</u>		
20	Military Leave of Absence for Executive Director of the Youth Bureau.	13
21	Authorization for Town Attorney to submit petition for appointment of Acting Justice.	13-14

 REGULAR ADJOURNED MEETINGS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 17 May 31, 1977</u>		
2	Public Hearing: Proposed Sanitary Sewer District No. 8.	1
3	Engineering Dept. - Award of Bid for Northeast Interceptor, Sewer District No. 5 Project.	1-3
4	Authorization to retain an Appraiser.	3
5	Hiring of Summer Help - Various Departments.	3
6	Hiring of Summer Help - Sanitation Department.	3-4
7	Hiring of Summer Help - Buildings and Grounds Department.	4
8	Authorization for Niagara Mohawk Power Corp. to install two (2) street lights on Herbert Street.	4
9	Authorization for Supervisor to apply for N.Y.S. Thruway Permit with regard to the Northeast Interceptor Sewer.	4-5
10	Rescind Resolution calling for Public Hearing regarding Proposed Sanitary Sewer District No. 8.	5
<u>Meeting No. 20 June 27, 1977</u>		
2	Re-advertise for Bids for three (3) portable Radio Transceivers and Accessories.	1-2
3a	Military Leave of Absence for Police Officer.	3
3b	Military Leave of Absence for Police Officer.	3
4	Creation of two (2) new Senior Citizen Clubs in Town.	3
5	Hiring under C.E.T.A., Title VI.	3-4
6	Summer Help in Parks and Recreation Departments.	4
7	Retain legal counsel for continuation of departmental charges and proceedings.	5
8	Intention to use services of Village of Depew Justice and act as assigned Town Justice of Town of Cheektowaga.	5-6
9	Retain legal counsel regarding condemnation proceedings on part of 3044 Genesee Street at Beryl Drive.	6
10	Authorize payment of \$5,000 as settlement of condemnation lawsuit.	6-7
11	Request County of Erie make traffic study for French-Towers signal.	7

 S P E C I A L M E E T I N G S

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 16 May 25, 1977</u>	
2	Warrant List.	1
3	Authorization for Union Official to attend Conference.	1
4	Hiring of part-time Park Attendant.	1-2
5	Authorization to retain an Appraiser.	2
6	Authorization for Alfred Wnek to attend Seminar.	2
7	Hiring of Administrative Intern in Recreation Department.	2
8	Resolution requesting N.Y.S. Legislature to amend Highway Law in relation to the limitation on the amount of expenditure on Highway Machinery.	2-3

Item No. 1 At a special 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 25th day of May, 1977 at 6:00 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT: Supervisor Kenneth J. Meyers
Councilman Raymond J. Wasielewski
Councilman Thomas M. Johnson
Councilman George Kaczmarek
Councilman James R. Burst

ABSENT: Councilman Frank E. Swiatek
Councilman Frank J. Dux

Also present were: Richard M. Moleski, Town Clerk; John V. Rogowski, Town Attorney; Chester Bryan, Town Engineer.

Item No. 2 Warrant List

Motion by Supervisor Meyers, seconded by Councilman Johnson

BE IT RESOLVED that the following voucher and warrant submitted to the Town of Cheektowaga prior to May 25th, 1977 be adn the same are hereby approved and the Supervisor pay said warrants:

<u>FUND</u>	<u>CHECK NO.</u>	<u>AMOUNT</u>
Capital Fund	-9-	\$46,509.89
		<u>\$46,509.89</u>

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Wasielewski, Johnson, Kaczmarek & Burst
NAYES: 0
ABSENT: Councilman Swiatek and Dux

Item No. 3 Authorization for Union official to attend conference

Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the International Union of AFSCME, AFL-CIO, had invited all locals in New York State to participate in its Spring Legislative Conference in Albany, New York, on May 24th and 25th, 1977, and

WHEREAS, Local 1026, AFSCME, AFL-CIO, had requested excusable leave of absence for Edward Kowal to attend said Conference, pursuant to the terms of the present working agreement, Article X, Section 10.06, NOW, THEREFORE, BE IT

RESOLVED that Edward Kowal, Union Steward, be granted the necessary two days excusable leave to attend said conference.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Wasielewski, Johnson, Kaczmarek & Burst
NAYES: 0
ABSENT: Councilman Swiatek and Dux

Item No. 4 Hiring of part-time Park Attendant

Motion by Supervisor Meyers, seconded by Councilman Johnson

RESOLVED that Roy Wicken,s of , Cheektowaga, New York, be hired as a part attendant, part-time in the Parks Department, at a salary of \$2.25 per hour, effective immediately.

Item No. 4 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Wasielewski, Johnson, Kaczmarek & Burst
NAYES: 0
ABSENT: Councilmen Swiatek and Dux

Item No. 5 Authorization to retain an appraiser
This item was withdrawn.

Item No. 6 Authorization for Alfred Wnek to attend seminar

Motion by Supervisor Meyers, seconded by Councilman Kaczmarek

WHEREAS, the New York State Seminar of Town Superintendents of Highways, Inc., will be held at Cornell University in Ithaca, New York on June 6th, 7th, and 8th, 1977, and

WHEREAS, the Superintendent of Highways has requested authorization to attend said seminar, NOW, THEREFORE, BE IT

RESOLVED that the Superintendent of Highways be and hereby is authorized to attend the New York State Seminar of Town Superintendents of Highways on June 6th, 7th, and 8th, 1977, and BE IT FURTHER

RESOLVED that the reasonable expenses incurred by the Superintendent of Highways will be reimbursed by the Town in a sum not to exceed \$200.00.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Wasielewski, Johnson, Kaczmarek & Burst
NAYES: 0
ABSENT: Councilmen Swiatek and Dux

Councilman Dux joined the meeting at this point.

Item No. 7 Hiring of Administrative Intern in Recreation Department

Motion by Supervisor Meyers, seconded by Councilman Johnson

RESOLVED that Michael Burzynski, of Cheektowaga, New York, be hired as an Administrative Intern in the Recreation Department, at a salary of \$2.75 per hour, effective May 31, 1977.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: Councilman Swiatek

Item No. 8 Resolution requesting N.Y.S. Legislature to amend Highway Law in relation to the limitation on the amount of expenditure on Highway Machinery

Motion by Supervisor Meyers, seconded by Councilman Wasielewski

WHEREAS, Senator James T. McFarland of the New York State Senate and Assemblyman G. James Fremming of the New York State Assembly have introduced a bill entitled, "AN ACT to amend the highway law, in relation to the limitation on the amount of expenditures for highway machinery in towns of the first class in the County of Erie", known as Senate Bill No. S.4637 and Assembly Bill No. A.6921 at the 1977-78 Regular Session of the State Legislature, and

Item No. 8 cont'd

WHEREAS, the said proposed bill amends the Highway Law of the State of New York to allow increased amount of expenditures for highway machinery in towns of the first class in Erie County. Amount of increase is from \$200,000 to \$400,000, and

WHEREAS, said proposed bill increases the amount a first class town in Erie County may spend for highway machinery, and

WHEREAS, the dollar amount mentioned in this section of the law has not changed for over seventeen years and inflation during the past seventeen years has almost doubled the cost of equipment, thus severely restricting towns from providing desired maintenance to highways without voter approval, and

WHEREAS, the amount that a first class town in Erie County can spend should be doubled to keep up with changing times, NOW, THEREFORE, BE IT

RESOLVED that the Town Board of the Town of Cheektowaga hereby requests the New York State Legislature to enact Senate Bill No. S.4637 and Assembly Bill No. A.6921 entitled, "AN ACT to amend the highway law, in relation to the limitation on the amount of expenditures for highway machinery in towns of the first class in the County of Erie.

Upon Roll Call.....

AYES: Supervisor Meyers, Councilmen Wasielewski, Johnson, Dux, Kaczmarek, and Burst

NAYES: 0

ABSENT: Councilman Swiatek

Item No. 9 Motion by Councilman Wasielewski, seconded by Councilman Burst to adjourn the meeting until Tuesday, May 31, 1977 at 7:00 p.m.

RICHARD M. MOLESKI
Town Clerk

Item No. 1 At a regular adjourned 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 31st day of May, 1977 at 7:00 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT: Supervisor Kenneth J. Meyers
Councilman Frank E. Swiatek
Councilman Raymond J. Wasielewski
Councilman Thomas M. Johnson
Councilman Frank J. Dux
Councilman George Kaczmarek
Councilman James R. Burst

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; John V. Rogowski, Town Attorney; John Malloy, CPA; Chester Bryan, Town Engineer; Ron Zoeller, Working Foreman in the Sanitation Department; Ray Matot, Superintendent of Buildings and Grounds.

I. PUBLIC HEARING

Item No. 2 Proposed Sanitary Sewer District #8
The public hearing was rescinded. (Refer to Item #10)

II. RESOLUTIONS

Item No. 3 Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the Northeast Interceptor Sewer as part of the Town of Cheektowaga Sewer District No. 5 Water Pollution Abatement Program, and which bids were duly received and opened at the regular Town Board meeting of May 2, 1977, and

WHEREAS, said bids were referred to the consulting firm of Nussbaumer and Clarke, Inc. and the Town Engineer for analysis, tabulation and report, which said analysis, tabulation and report is hereby attached and contained in the letter of the Town Engineer to the Town Board dated May 26, 1977, and

WHEREAS, said report recommended that the Contract No. 1 bid be awarded to Herbert F. Darling, Inc., 131 California Drive, Williamsville, New York at the bid price of \$3,462,581.50, said bid being the lowest bid complying with specifications, and

WHEREAS, said report recommended that the Contract No. 2 bid be awarded to Amadori Construction Company, Inc., 65 Johnson Street, Lackawanna, New York at the bid price of \$2,543,980.00, said bid being the lowest bid complying with specifications, NOW, THEREFORE, BE IT

RESOLVED that the contract for the construction of the Northeast Interceptor Sewer under Contract No. 1 be and hereby is awarded to Herbert F. Darling, Inc. for their submission of the bid of \$3,462,581.50, said bid being the lowest bid complying with the requirements of the specifications, AND BE IT FURTHER

RESOLVED that the contract for the construction of the Northeast Interceptor Sewer under Contract No. 2 be and hereby is awarded to Amadori Construction Co., Inc. for their submission of the bid of \$2,543,980.00, said bid being the lowest bid complying with the requirements of the specifications, and BE IT FURTHER

Item No. 3 cont'd

RESOLVED that said Contract No. 1 bid award to Herbert F. Darling, Inc. is conditional upon the Town's receipt of a New York State Thruway Authority Permit for the Herbert F. Darling, Inc. alternate construction method, and BE IT FURTHER

RESOLVED that said bid awards to Herbert F. Darling, Inc. for Contract No. 1 and Amadori Construction Co., Inc. for Contract No. 2 are conditional upon the approval of each bid award by the New York State Department of Environmental Conservation and the United States Environmental Protection Agency, and BE IT FURTHER

RESOLVED that the Supervisor on behalf of this Town Board sign the agreement with Herbert F. Darling, Inc. for Contract No. 1 of the Northeast Interceptor Sewer Construction and with Amadori Construction Co., Inc. for Contract No. 2 of the Northeast Interceptor Sewer Construction, after approval of each bid award is granted by both the New York State Department of Environmental Conservation and the U.S. Environmental Protection Agency.

* See next pages for report.



Town of Cheektowaga

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

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-683-2200

May 26, 1977

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Northeast Interceptor Bids
Sewer District No. 5 Project

Gentlemen:

At the regular Town Board meeting of May 2, 1977, bids were received and opened for the construction of the Northeast Interceptor Sewer which is the first phase of the Town Sewer District No. 5 Water Pollution Abatement Program. The specifications prepared by the consulting firm of Nussbaumer & Clarke, Inc. separated this sewer project into 2 parts in order to secure more competitive bidding.

Under Contract No. 1, eleven (11) bids were received ranging in price from \$3,462,581.50 to \$4,525,528.00. The three (3) lowest bids are as follows:

	<u>Amadori</u>	<u>Mulligan</u>	<u>H.F. Darling</u>
Base Bid:	\$3,512,030	\$3,516,616.40	\$3,519,541.50
Alternate:	\$3,496,030	No Bid	\$3,462,581.50

Under Contract No. 2, eight (8) bids were received ranging in price from \$2,543,980.00 to \$3,710,862.50. The three (3) lowest bids are as follows:

	<u>Amadori</u>	<u>Olin Const.</u>	<u>Wm. W. Kimmins</u>
Base Bid	\$2,564,600	\$2,569,155	\$2,609,461.85
Alternate	\$2,543,980	\$2,568,130	No Bid

These bids were reviewed by Nussbaumer & Clarke, Inc. These consulting engineers submitted a tabulation and report to our office in their letter of May 20, 1977. The letter and tabulation are attached.

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS

May 26, 1977
Page 2

After a review of the base bids and alternates, it is recommended that the bid for Contract No. 1 be awarded to Herbert F. Darling, Inc., 131 California Drive, Williamsville, New York 14221 for the alternate bid price of \$3,462,581.50. This is the lowest bid meeting the requirements of the specifications. Since the bidder had to add a liner pipe in order to receive approval for the New York State Thruway Crossing, this bid award is conditional upon the Town's receipt of a permit for this method from the New York State Thruway Authority.

For Contract No. 2, it is recommended that the bid be awarded to Amadori Construction Co., Inc., 65 Jackson Street, Lackawanna, New York 14218 for their alternate bid price of \$2,543,980.00. This is the lowest bid meeting the requirements of the specifications.

The bid awards are conditional upon their approval by the NYSDEC and the U.S.E.P.A. This total bid award is in the amount of \$6,006,561.50. This compares to the engineers estimate of \$7,419,765.00.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan

Chester L. Bryan, P.E.
Town Engineer

CLB:dmr

CC: J.V. Rogowski
Town Attorney

COPY

DANIEL J. HURLEY, Chairman
VITO J. CARUSO, President
RICHARD F. VANDERBROOK, Vice President
WALTER E. ROEDER, Secretary

SIEGFRIED SAKBASCH, Chief Engineer
FELIX J. GRANZA, Controller



Nussbaumer & Clarke, Inc.
Consulting Engineers
310 Delaware Avenue
Buffalo, New York 14202
(716) 851-7582

Surveyors

May 20, 1977

Re: Town of Cheektowaga, New York
Sewer District No. 5
Northeast Interceptor Sewer
Contracts 1 and 2
C-36-323-01
NCI File No. 75-105

WASTE WATER TREATMENT
WATER SUPPLY
SOLID WASTE DISPOSAL
SEWERS
LAND SURVEYING
DRAINAGE-FLOOD CONTROL

Mr. Chester L. Bryan, P. E.
Town Engineer of Cheektowaga
Broadway and Union Road
Cheektowaga, New York 14227

Dear Mr. Bryan:

On May 2, 1977, bids were received for the Northeast Interceptor Sewer Project, Contracts 1 and 2. Eleven (11) bids were received for Contract No. 1, ranging from \$3,512,030 to \$4,525,528. Eight (8) bids were received for Contract No. 2, ranging from \$2,564,600 to \$3,710,862.50.

Our estimate for Contract No. 1 is \$4,270,740 and for Contract No. 2 is \$3,149,025.

A comparison of the three low bidders for Contract No. 1 is as follows:

	<u>Amadori</u>	<u>Mulligan</u>	<u>H. F. Darling</u>
Base Bid:	\$3,512,030	\$3,516,616.40	\$3,519,541.50
Alternate:	\$3,496,030	No Bid	\$3,462,581.50

The alternate total includes an alternate write-in method and bid price for crossing the New York State Thruway which is different from the base bid method proposed in the Plans and Specifications.

After a careful review of the bids, it is apparent that the H. F. Darling Co. is the low bidder using the alternate bid total and should be awarded the Contract in the amount of \$3,462,581.50.

Our recommendation for Contract No. 1 is conditioned upon the Town's being able to secure approval from the New York State Thruway Authority of a modification of the Thruway's Occupancy Permit No. 2438 issued in conjunction with the crossing of this interceptor line of the Thruway incorporating an alternate method of crossing with materials and installation consistent in capacity, quality, strength and performance to those required by the Plans and Specifications, with said alternate method of crossing to be accomplished at a cost to the Town not in excess of the Alternate Bid of the Contractor under Bid Item No. 19A.

Mr. Chester L. Bryan, P. E.

- 2 -

May 20, 1977

If an approval from the New York State Thruway cannot be obtained with a modification to the permit, then the Town should award the contract to Amadori Construction.

A comparison of the three low bidders for Contract No. 2 is as follows:

	<u>Amadori</u>	<u>Olin Const.</u>	<u>Wm. W. Kimmins</u>
Base Bid	\$2,564,600	\$2,569,155	\$2,609,461.85
Alternate	\$2,543,980	\$2,568,130	No Bid

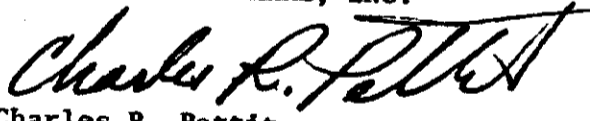
The alternate total includes alternate write-in methods and bid prices for crossing State and County highways which is different from the base bid methods proposed in the Plans and Specifications.

The bid proposal included a requirement that the Contractor sign a statement agreeing to the selection by the Town of the alternate methods and bid prices. Amadori Construction Co. did not sign this agreement item; therefore, after careful review, Amadori Construction Co. is the low bidder for Contract No. 2 and we recommend they be awarded the contract using the base bid total in the amount of \$2,564,600.

Both H. F. Darling, Inc. of 131 California Drive, Williamsville, New York and the Amadori Construction Co., Inc. of 65 Jackson Street, Lackwanna, New York, have successfully performed sanitary sewer construction designed by our firm in the past. The type of construction work has been similar to that which is required for this project.

Yours truly,

NUSSBAUMER & CLARKE, INC.


Charles R. Pettit

CRP/b

RECEIVED ENGR. DEPT.

MAY 23 1977

C. L. BRYAN

Item No. 3 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 4 Authorization to retain an appraiser.
This item was withdrawn.

Item No. 5 Motion by Supervisor Meyers, seconded by Councilman Burst
RESOLVED that the following persons be hired as summer part-time laborers at the rate of \$2.50 per hour in the following departments:

PARKS DEPARTMENT

Ed Silvestri David Stang

SEWER MAINTENANCE AND TREATMENT PLANT 5:

Howard Lukaszewski	Tim Pastewski
Mark Malek	Chester Kasprzyk
John Lynch	Robert Bartosz
Robert Ruggiero	Richard Ogrodnik

AIDE IN THE LAW DEPARTMENT AT \$2.75/hr.:

Dennis Ciotuszynski

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 6 Motion by Councilman Kaczmarek, seconded by Councilman Dux

RESOLVED that the following be hired in the Sanitation Department as part-time vacation laborers, not to exceed 120 days, to be called as needed. Hourly rate of \$2.50 per hour.

Wayne Accardi,	
Philip Czechowski,	
Kurt Emmanuele,	
Mark Jackson,	
James Rieck,	
Kenneth Zoeller,	
Raymond Jablonski,	
Terence Miller,	
Stephen Hoffman,	
David Koehler,	, Depew
Gary Pacer,	
James Frank,	
Robert Prynn,	
Gerald Calhoon,	
John Kaniecki,	, Sloan
John Pochylski,	
Lawrence Chirico,	
Frank Ladowski,	

Item No. 6 cont'd

Robert Jarnot,
Craig Mack,
David Zolnowski,
Timothy Nowak,

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 7 Motion by Councilman Dux, seconded by Councilman Burst

BE IT RESOLVED that the following individuals be hired in the Town of Cheektowaga for the 1977 summer-help season in the Buildings and Grounds Department as needed, at the rate of \$2.50 per hour:

Donald Scheeler
Dale M. Selbert

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 8 Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, the Town Board is advised that additional street lighting is required on Herbert Street in the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED that Niagara Mohawk Power Corporation is hereby authorized to install 2 - 175 watt mercury vapor street lights at the following locations:

Pole #12 - Herbert Street near City Line
Pole #90R - Herbert Street between Avery and Olcott

at an annual cost increase to the General Lighting District of \$107.50, according to the attached proposal which is hereby made a part of this resolution.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

III. SUSPENSION OF RULES

Motion by Councilman Wasielewski, seconded by Councilman Johnson to suspend the rules to include the following items:

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 9 Authorization for Supervisor to apply for N.Y.S. Thruway Permit with regard to the Northeast Interceptor Sewer

Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, the Town of Cheektowaga, as part of its Sanitary Sewer

Item No. 6 cont'd

Robert Jarnot,
Craig Mack,
David Zolnowski,
Timothy Nowak,

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 7 Motion by Councilman Dux, seconded by Councilman Burst

BE IT RESOLVED that the following individuals be hired in the Town of Cheektowaga for the 1977 summer-help season in the Buildings and Grounds Department as needed, at the rate of \$2.50 per hour:

Donald Scheeler
Dale M. Selbert

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 8 Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, the Town Board is advised that additional street lighting is required on Herbert Street in the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED that Niagara Mohawk Power Corporation is hereby authorized to install 2 - 175 watt mercury vapor street lights at the following locations:

Pole #12 - Herbert Street near City Line
Pole #90R - Herbert Street between Avery and Olcott

at an annual cost increase to the General Lighting District of \$107.50, according to the attached proposal which is hereby made a part of this resolution.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

III. SUSPENSION OF RULES

Motion by Councilman Wasielewski, seconded by Councilman Johnson to suspend the rules to include the following items:

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 9 Authorization for Supervisor to apply for N.Y.S. Thruway Permit with regard to the Northeast Interceptor Sewer

Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, the Town of Cheektowaga, as part of its Sanitary Sewer

Item No. 9 cont'd

District No. 5 Pollution Abatement Program has awarded a bid on a sanitary sewer more commonly identified as the Northeast Interceptor Sewer, and

WHEREAS, said Northeast Interceptor Sewer has to be constructed under and within the right-of-way of the New York State Thruway, and

WHEREAS, the Town of Cheektowaga applied for a permit and entered into an agreement with the New York State Thruway Authority, and which permit dated August 18, 1975 needs to be modified, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor is authorized to make application with the New York State Thruway Authority for a revised permit and is further authorized to sign the Authority's Standard Undertaking Agreement on behalf of the Town of Cheektowaga.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 10 Rescind resolution calling for public hearing regarding proposed Sanitary Sewer District #8

Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, the Town Board at a regular meeting thereof held on the 16th day of May, 1977 duly adopted an Order Calling for a Public Hearing to be held on May 31, 1977 in the matter of the proposed establishment of Sanitary Sewer District No. 8, in the Town of Cheektowaga, Erie County, New York, and

WHEREAS, as a result of a request of the United States Environmental Protection Agency the Town agrees to exclude from development an area in the vicinity of the New York State Thruway, Depew interchange, said area consisting of a pond and its immediate surrounding area, and

WHEREAS, such exclusion will require a new description map and plan for the proceedings to create and establish said proposed Sanitary Sewer District No. 8, NOW, THEREFORE, BE IT

RESOLVED that the Order calling for said Public Hearing, duly adopted by the Town Board at its May 16, 1977 meeting, be and hereby is rescinded.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 11 Motion by Councilman Swiatek, seconded by Councilman Dux to adjourn the meeting.

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 6th day of June, 1977 at 7:00 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT: Supervisor Kenneth J. Meyers
Councilman Frank E. Swiatek
Councilman Raymond J. Wasielewski
Councilman Thomas M. Johnson, Jr.
Councilman Frank J. Dux
Councilman George Kaczmarek
Councilman James R. Burst

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; John V. Rogowski, Town Attorney; Robert Miller, Deputy Town Attorney; Chester L. Bryan, Town Engineer; Ron Marten, Building and Plumbing Inspector; Sal LaGreca, Assistant Manpower Program Director I; Ed Leak, Recreation Director; Jim Matecki, Parks Foreman; Dr. Louis Vendetti, Town Health Officer.

I. BIDS

Item No. 2 Engineering Department - Furnishing all tools, equipment, materials and labor for connection of Sewer District No. 3 to Erie County Sewer District No. 4. Referred to Chester L. Bryan, Town Engineer.

II. GENERAL COMMUNICATIONS

Item No. 3 N.Y.S. Dept. of Transportation - Two (2) Notices of Order re: Parking prohibitions on certain portions of Harlem Road.
Item Received and Filed; Copies sent to the Traffic Safety Commission, Honorable Town Board Members, Acting Chief Gruber and Captain Kistowski.

Item No. 4 Erie County Department of Health - Notice of Public Hearing to discuss repeal of Section 14 in Article IV of Erie County Sanitary Code re: Use of septic tanks in subdivisions.
Item Received and Filed; Copies sent to Honorable Town Board Members, Sal LaGreca, Planning Commission Chairman, Town Engineer and Building Inspector.

Item No. 5 Erie County Emergency Medical Care Committee - Urge Town to support enabling legislation re: Emergency Medical Services.
Item Received and Filed; Copies sent to the Honorable Town Board Members.

Item No. 6 SUMMONS & COMPLAINT - Joseph D. Przepiora vs. Town of Cheektowaga.
Item referred to John V. Rogowski, Town Attorney.

Item No. 7 AMENDED NOTICE OF CLAIM/SUMMONS - Shirley Ann Rios & Arcadio Rios vs. Town of Cheektowaga.
Item referred to John V. Rogowski, Town Attorney.

Item No. 8 Chktg. Central School District - Notification of resolution adopted by Board of Education on 5/9/77 re: Installation of hydrant and 8" water line.
Item Received and Filed; Copies sent to the Honorable Town Board Members and Town Engineer.

Item No. 9 Norman Nash, representing S. Rossler Taxpayers - Correspondence re: Maintenance of Valu Plaza and widening of bridge on S. Rossler Avenue.
Item Received and Filed; Copies sent to the Honorable Town Board Members and the Traffic Safety Commission.

Item No. 10 Mrs. Jerome Edbauer, representing Cheektowaga Garden Club - Correspondence re: Possibility of constructing "Greenhouse" on Town property.
Item Received and Filed; Copies sent to the Honorable Town Board Members.

III. DEPARTMENTAL COMMUNICATIONS

Item No. 11 Building Permits.
Approved; Item Received and Filed.

Item No. 12 Supervisor's Statement of Funds - April, 1977.
Item Received and Filed.

Item No. 13 Dr. Louis Vendetti, Town Health Officer - Health report for month of May, 1977.
Item Received and Filed.

IV. RESOLUTIONS

Item No. 14A Motion by Councilman Wasielewski, seconded by Councilman Kaczmarek

WHEREAS, this Town Board duly approved a resolution at a regular meeting held on May 16, 1977, to call for a public hearing to consider the request of Clared Land Development Company, Inc. to rezone property at 2730 Transit Road from M1-Light Manufacturing District to (3.05 acres) C-Retail Business District and (121.32 acres) R-Residential District, AND

WHEREAS, the property location was listed incorrectly on said resolution as 2730 Transit Road instead of Losson Road near Union Road, NOW, THEREFORE, BE IT

RESOLVED that said resolution of May 16, 1977, be and hereby is rescinded.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

Item No. 14B Motion by Councilman Wasielewski, seconded by Councilman Kaczmarek

WHEREAS, John Ogiony, John Nasca and Joseph Nasca representing Clared Land Development Company, Inc. have made application and requested the rezoning of property located on Losson Road near Union Road from M1-Light Manufacturing District to (3.05 acres) C-Retail Business District and (121.32 acres) R-Residential District, said applicant being owner of property aforementioned, NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held regarding said request under the provisions of the Zoning Ordinance on June 20, 1977 at 6:30 o'clock P.M., Eastern Daylight Saving Time, at the Cheektowaga Town Hall, corner of Broadway and Union Road.

Item No. 14B Cont'd.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst

NAYES: 0

ABSENT: 0

AFFIDAVIT-BELOW

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

Wladyslaw M. Burst, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....Chairman..... 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.....June 9, 1977.....;
last publication.....June 9, 1977.....;
and that no more than six days intervened be-
tween publications.

Wladyslaw M. Burst
Sworn to before me this10th.....
day ofJune....., 19..77..
.....Naidine C. Williams.....

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1979

Item No. 14B Cont'd.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

AFFIDAVIT-BELOW

6/6/77

ALL THAT CERTAIN TRACT OF
LAND, OF 1.125 ACRES, BEING
PART OF THE ESTATE OF JOHN
J. BURKE, DECEASED, AND BEING
MORE PARTICULARLY DESCRIBED
AS A TRIANGULAR STRIP OF LAND
BETWEEN THE EASTER LINE OF
SAID TRAIL AND THE EASTER LINE
OF SAID JAMES ROAD, BEING
THE SAME AS SHOWN ON THE
PLAT OF SAID TRAIL AND SAID
ROAD, AND BEING MORE
FULLY DESCRIBED AS FOLLOWS:

BEFORE ME, the undersigned
Notary Public for the State
of New York, personally
appeared _____, known
to me to be the person whose
name is subscribed to the
 foregoing instrument, and
acknowledged to me that he
executed the same for the
 purposes and consideration
 therein expressed.

Given under my hand and
the seal of my office, this
 _____ day of _____,
 1977.

Notary Public for the State
of New York.

page 2012 County, New York in the
Town Hall in the said Town of
Chester, corner of Broadway
and Union Road, on the 22nd day of
June 1977 at 8:30 o'clock P.M.
Eastern Daylight Savings Time of
said day for the purpose of consider-
ing the application of Cleared Land
Development Co., Inc. to change from
the Residential District to
Industrial (121.22 Acres) & C-
1 Small Business District on property
located at Lorton Road near Union
Road (12.21 Acres) and along the
 zoning Map and Ordinance accord-
 ing pursuant to Section 10-60 of the
 zoning Ordinance of the Town of
 Chester, New York.

PROPOSED ZONING

ALL OF THAT PARCEL OF LAND
located in the Town of Chester,
County of Erie, State of New
York, being part of Lots 20 & 21
County 14, Range 7, being land
described as follows:

BEGINNING AT THE POINT
of intersection of the south line of
existing Lorton Road (60' wide) and
the north line of the proposed
existing Lorton Road (60' wide);
thence along the north line of the
proposed existing Lorton Road (60'
wide) 710' more or less to a point
thence north at right angles to the
proposed existing Lorton Road for
distance 100' more or less to a point
thence northwest along a line per-
pendicular to existing Lorton Road
distance 100' more or less to a point
thence south line of existing Lorton
Road (60' wide); thence southeast
along the south line of Lorton Road
distance 110' more or less to the
beginning.

Containing an area more or less

and that part of the property
of 12.21 Acres in the Town of
Chester, County of Erie, State of
New York, being part of Lots 20 &
21 County 14, Range 7, being land
described as follows:

BEGINNING AT THE POINT
of intersection of the south line of
existing Lorton Road (60' wide) and
the north line of the proposed
existing Lorton Road (60' wide);
thence along the north line of the
proposed existing Lorton Road (60'
wide) 710' more or less to a point
thence north at right angles to the
proposed existing Lorton Road for
distance 100' more or less to a point
thence northwest along a line per-
pendicular to existing Lorton Road
distance 100' more or less to a point
thence south line of existing Lorton
Road (60' wide); thence southeast
along the south line of Lorton Road
distance 110' more or less to the
beginning.

Containing an area more or less

and that part of the property
of 12.21 Acres in the Town of
Chester, County of Erie, State of
New York, being part of Lots 20 &
21 County 14, Range 7, being land
described as follows:

BEGINNING AT THE POINT
of intersection of the south line of
existing Lorton Road (60' wide) and
the north line of the proposed
existing Lorton Road (60' wide);
thence along the north line of the
proposed existing Lorton Road (60'
wide) 710' more or less to a point
thence north at right angles to the
proposed existing Lorton Road for
distance 100' more or less to a point
thence northwest along a line per-
pendicular to existing Lorton Road
distance 100' more or less to a point
thence south line of existing Lorton
Road (60' wide); thence southeast
along the south line of Lorton Road
distance 110' more or less to the
beginning.

Containing an area more or less

and that part of the property
of 12.21 Acres in the Town of
Chester, County of Erie, State of
New York, being part of Lots 20 &
21 County 14, Range 7, being land
described as follows:

BEGINNING AT THE POINT
of intersection of the south line of
existing Lorton Road (60' wide) and
the north line of the proposed
existing Lorton Road (60' wide);
thence along the north line of the
proposed existing Lorton Road (60'
wide) 710' more or less to a point
thence north at right angles to the
proposed existing Lorton Road for
distance 100' more or less to a point
thence northwest along a line per-
pendicular to existing Lorton Road
distance 100' more or less to a point
thence south line of existing Lorton
Road (60' wide); thence southeast
along the south line of Lorton Road
distance 110' more or less to the
beginning.

Containing an area more or less

and that part of the property

of 12.21 Acres in the Town of

Chester, County of Erie, State of

New York, being part of Lots 20 &

21 County 14, Range 7, being land

described as follows:

BEGINNING AT THE POINT

of intersection of the south line of

existing Lorton Road (60' wide) and

the north line of the proposed

existing Lorton Road (60' wide);

thence along the north line of the

proposed existing Lorton Road (60'

wide) 710' more or less to a point

thence north at right angles to the

proposed existing Lorton Road for

distance 100' more or less to a point

thence northwest along a line per-

Item No. 15 Motion by Councilman Wasielewski, seconded by Councilman Kaczmarek

WHEREAS, M. Mary Antonelle, President of the Order of Felician Sisters of Saint Francis, has made application and requested the rezoning of property located at William Street and Kennedy Road from R-Residential District to RC-Restricted Business District, said applicant being owner of property aforementioned, NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held regarding said request under the provisions of the Zoning Ordinance on June 20, 1977 at 6:30 o'clock P.M., Eastern Daylight Saving Time, at the Cheektowaga Town Hall, corner of Broadway and Union Road.

Upon Roll Call.....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
 Kaczmarek and Burst

NAYES: 0

ABSENT: 0

AFFIDAVIT-NEXT PAGE

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

Gladys M. Hunter, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*Charles*..... 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.....*June 9, 1977*.....;
last publication.....*June 9, 1977*.....;
and that no more than six days intervened be-
tween publications.

Gladys M. Hunter
Sworn to before me this*10th*.....
day of*June 10, 1977*.....
.....*Naidine C. Williams*.....

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*79*

NOTICE OF PUBLIC HEARING
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 20th day of June 1977, at 4:30 o'clock P.M., Eastern Daylight Savings Time of said day for the purpose of considering the application of Order of the Police Board of St. Francis to Rezone from R-Residential District to B-1 Restricted Business District on property located at William & Kennedy and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York.

LEGAL DESCRIPTION

ALL THAT TRACT OR PARCELS OF LAND situate in the Town of Cheektowaga, County of Erie, State of New York being part of Lot 22, Township 11, Range 7 of the Holland Land Company's survey, more particularly bounded and described as follows:

Bounded on the west by the easterly line of Kennedy Road (49.5 foot right of way); bounded on the east by the westerly line of St. Felix Street (60 foot right of way); bounded on the south by a line parallel and 120 feet north of the northerly line of William Street (66 foot right of way) and at right angles thereto; bounded on the north by a line parallel to the said northerly line of Williams Street and 140 feet distant northerly therefrom, measured at right angles thereto.

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 Kenneth J. Meyers
Councilmen:

Frank E. Swiatek

Raymond J. Wasielewski

Thomas M. Johnson, Jr.

Frank J. Dux

George Kaczmarek

James R. Burst

RICHARD M. MOLESKI

Town Clerk

*Item No. 16 Motion by Supervisor Meyers, seconded by Councilman Burst

*See next nine (9) pages for copy of Order Calling for a Public Hearing re: Creation of Sanitary Sewer District No. 8; also, proof of publication!

At a regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, held at the Town Hall, Broadway and Union Road, in said Town, on the 6th day of June, 1977.

PRESENT:

Hon. Kenneth J. Meyers,	Supervisor
Frank E. Swiatek	Councilman
Raymond J. Wasielewski,	Councilman
Thomas M. Johnson, Jr.,	Councilman
Frank J. Dux	Councilman
George Kaczmarek	Councilman
James R. Burst	Councilman

----- X

In the Matter	:	
of the	:	ORDER CALLING
	:	PUBLIC HEARING
The Proposed Establishment of Sanitary Sewer District No. 8, in the Town of Cheektowaga, Erie County, New York	:	June 20th, 1977
	:	

----- X

WHEREAS, the Town Board of the Town of Cheektowaga (herein called "Town Board" and "Town", respectively), in the County of Erie, New York, has caused Nussbaumer & Clarke, Inc., consulting engineers of the State of New York, to prepare a general map, plan and report for the construction of a sewer system, including sewer mains, manholes, pumping facilities, buildings, acquisition of necessary land and rights in land and original equipment, machinery and apparatus, in Sanitary Sewer District No. 8 (herein called "District"), in the Town, proposed to be established, which map, plan and report, dated May 1976 and amended June, 1977, have been duly filed in the office of the Town Clerk of the Town for public inspection;

WHEREAS, the Town Board has determined to proceed with the establishment of the District and the construction of such sewer system therein;

WHEREAS, the district is more particularly bounded and described as follows:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of erie, State of New York, bounded and described as follows:

Beginning at the northeast corner of the Town of Cheektowaga, being also the northeast corner of Lot 79, Township 11, Range 7 of the Holland Land Company's survey;

Thence southerly along the east line of the Town of Cheektowaga, being also the centerline of Transit Road, being also the east line of Lots 79 and 75, Township 11, Range 7, for a distance of 7,940 feet, more or less, to a point in the north line of the Village of Depew;

Thence along said Village line the following courses and distances:

Westerly 450 feet, more or less;

Southerly 185 feet, more or less;

Westerly 1,220 feet, more or less, to the east line of Lot 76, Township 11, Range 7;

Southerly 420 feet, more or less, along said east line of Lot 76 to the south line of said Lot 76, being also the centerline of Rehm, Rhem or Rein Road;

Westerly along said south line of Lot 76, 1,940 feet, more or less, to the southwest corner of said Lot 76;

Southerly 2,160 feet, more or less;

Westerly 1,690 feet, more or less, to the easterly line of the New York Central Railroad right-of-way;

Thence northerly along said easterly right-of-way line of New York Central Terminal Railroad for a distance of 2,380 feet, more or less;

Thence westerly at right angles to the last described line for a distance of 80 feet, more or less, to a point where the easterly right-of-way line of the northwesterly branch of the New York Central Terminal Railroad meets the westerly right-of-way line of the northeasterly branch of the New York Central Terminal Railroad;

Thence northerly and westerly along said easterly line of the northwesterly branch for a distance of 300 feet, more or less;

Thence easterly radial to said westerly line of the northeasterly branch for a distance of 123 feet, more or less, to a point in said westerly line of the northeasterly branch;

Thence northerly and easterly along said westerly line of the northeasterly branch for a distance of 1,040.67 feet, more or less;

Thence northwesterly at right angles to the northwesterly right-of-way line of the West Shore Railroad for a distance of 310 feet, more or less, to a point in said northwesterly line of West Shore Railroad opposite railroad chaining station 2200 plus 700;

Thence northeasterly along said northwesterly line of West Shore Railroad to the westerly right-of-way line of Lehigh Valley Railroad;

Thence northwesterly along said westerly line of Lehigh Valley Railroad for a distance of 33 feet to the centerline of Genesee Street;

Thence westerly along said centerline of Genesee Street for a distance of 1,130 feet, more or less, to a point in the southerly extension of the westerly right-of-way line of Sugg Road;

Thence northerly along said westerly line of Sugg Road for a distance of 1,420 feet, more or less, to a point in the southwesterly right-of-way line of Lehigh Valley Railroad;

Thence northwesterly along said southwesterly line of Lehigh Valley Railroad for a distance of 2,140 feet, more or less, to a point in the southwesterly extension of the southeasterly property line of lands of the Greater Buffalo International Airport;

Thence northeasterly along said extension and along said property line and along the northeasterly extension thereof, for a distance of 890 feet, more or less, to a point in the northeasterly right-of-way line of Aero Drive;

Thence southeasterly along said line of Aero Drive for a distance of 90 feet, more or less;

Thence northeasterly along the southeasterly property line of lands of said Greater Buffalo International Airport to the centerline of Ellicott Creek;

Thence northwesterly along said centerline of Ellicott Creek to the easterly line of lands of said Airport;

Thence northeasterly along the southeasterly property line of lands of said Airport for a distance of 2,960 feet, more or less, to the southerly right-of-way line of the Governor Thomas E. Dewey Thruway;

Thence southerly at right angles to said southerly line of Thruway for a distance of 870 feet, more or less;

Thence easterly at right angles to the last described line for a distance of 1,125 feet, more or less, to the easterly line of lands of Niagara Mohawk Power Corporation;

Thence southerly along said easterly line of lands of Niagara Mohawk Power Corporation for a distance of 600 feet, more or less;

Thence easterly at right angles to the last described line for a distance of 1,380 feet, more or less, to a point in the westerly line of Lot 79, Township 11, Range 7;

Thence northerly along said westerly line of said Lot 79 for a distance of 1,800 feet, more or less, to the northerly line of said Lot 79, being also the north line of the Town of Cheektowaga;

Thence easterly along said northerly line of the Town of Cheektowaga for a distance of 1,680 feet, more or less, to the northeast corner of the Town of Cheektowaga, the point or place of beginning.

WHEREAS, the maximum amount proposed to be expended for the construction of said sewer system, as hereinabove described, is \$ 3,614,581.00 which is planned to be financed by the issuance of serial bonds of the Town and the assessment, levy and collection of special assessments upon the several lots and parcels of land in the District which the Town Board shall deem especially benefited by said sewer system, so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same, and the establishment and collection of sewer rents, pursuant to the Town Law, to pay the principal of and interest on said bonds, and the cost of operation, maintenance and repair;
now, therefore, be it

ORDERED, that a meeting of the Town Board of the Town be held at the Town Hall, in the Town, on the 20th day of June, 1977, at 7:00 o'clock P.M (D.S.T.), to consider the proposed establishment of the District and the construction of such sewer system therein, as herein referred to, and to hear all persons interested in the subject thereof, concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law, and be it

FURTHER ORDERED, that the Town publish at least once in "CHEEKTOWAGA TIMES", a newspaper published in Cheektowaga, New York, and the official newspaper of the Town, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law and conspicuously in at least five (5) public places within the proposed District, a copy of this Order, certified by the Town Clerk, the first publication thereof and said posting

to be not less than ten (10) nor more than twenty (20) days
before the date of such public hearing.

DATED: June 6th, 1977

TOWN OF CHEEKTOWAGA

James R. Burst
Councilman
Thomas M. Johnson
Councilman

Kenneth J. Meyen
Supervisor
Frank E. Smith
Councilman
George Kuzmarch
Councilman
Frank Dore
Councilman
Raymond J. Wasielewski
Councilman

SEAL

Members of the Town Board of
the Town of Cheektowaga, New
York.

STATE OF NEW YORK

COUNTY OF ERIE

)
:
)

SS:

I, RICHARD M. MOLESKI, Town Clerk of the Town of Cheektowaga, in the County of Erie, New York, DO HEREBY CERTIFY that I have compared the preceding Order Calling Public Hearing with the original thereof filed in my office on the 6th day of June, 1977, and the same is a true and correct copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town this 6th day of June, 1977.

SEAL


Richard M. Moleski
Town Clerk

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

Gladys M. Schuster 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 *June 9, 1977* ;
last publication *June 9, 1977* ;
and that no more than six days intervened be-
tween publications.

Gladys M. Schuster
Sworn to before me this *10th*
day of *June*, 19*77*..
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*79*

Board of the Town of Cheektowaga, in the County of Erie, New York, held at the Town Hall, Broadway and Union Road, in said Town, on the 6th day of June, 1977.

PRESENT:

Supervisor Kenneth J. Meyers
COUNCILMEN:

Frank E. Swiatek
Raymond J. Wasielewski
Thomas M. Johnson, Jr.
Frank J. Dux
George Kaczmarek
James R. Burst

**ORDER CALLING
PUBLIC HEARING**

June 26th, 1977
In the Matter of the

**The Proposed Establishment of
Sanitary Sewer District No. 8,
in the Town of Cheektowaga,
Erie County, New York**

WHEREAS, the Town Board of the Town of Cheektowaga (herein called "Town Board" and "Town", respectively), in the County of Erie, New York, has caused Nussbaumer & Clarke, Inc., consulting engineers of the State of New York, to prepare a general map, plan and report for the construction of a sewer system, including sewer mains, manholes, pumping facilities, buildings, acquisition of necessary land and rights in land and original equipment machinery and apparatus, in Sanitary Sewer District No. 8 (herein called "District"), in the Town, proposed to be established, which map, plan and report, dated May 1976 and amended June, 1977, have been duly filed in the office of the Town Clerk of the Town for public inspection;

WHEREAS, the Town Board has determined to proceed with the establishment of the District and the construction of such sewer system therein;

WHEREAS, the district is more particularly bounded and described as follows:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, State of New York, bounded and described as follows:

Beginning at the northeast corner of the Town of Cheektowaga, being also the northeast corner of Lot 79, Township 11, Range 7 of the Holland Land Company's survey;

Thence southerly along the east line of the Town of Cheektowaga, being also the centerline of Transit Road, being also the east line of Lots 79 and 75, Township 11, Range 7, for a distance of 7,940 feet, more or less, to a point in the north line of the Village of Depew;

Thence along said Village line the following courses and distances:

Westerly 450 feet, more or less;

Southerly 185 feet, more or less;

Westerly 1,220 feet, more or less, to the east line of Lot 76, Township 11, Range 7;

Southerly 420 feet, more or less, along said east line of Lot 76 to the south line of said Lot 76, being also the centerline of Rehm, Rhein or Rein Road;

Westerly along said south line of Lot 76, 1,940 feet, more or less, to the southwest corner of said Lot 76;

Southerly 2,160 feet, more or less;

Westerly 1,690 feet, more or less, to the easterly line of the New York Central Railroad right-of-way;

Thence northerly along said easterly right-of-way line of New York Central Terminal Railroad for a distance of 2,380 feet, more or less;

Thence westerly at right angles to the last described line for a distance of 80 feet, more or less, to a point where the easterly right-of-way line of the northwesterly branch of the New York Central Terminal Railroad meets the westerly right-of-way line of the northeasterly branch of the New York Central Terminal Railroad;

Thence northerly and westerly along said easterly line of the northwesterly branch for a distance of 300 feet, more or less;

Thence easterly radial to said westerly line of the northwesterly branch for a distance of 128 feet, more or less, to a point in said westerly line of the northeasterly branch;

Thence northerly and easterly along said westerly line of the northeasterly branch for a distance of 1,040.67 feet, more or less;

Thence northwesterly at right angles to the northwesterly right-of-way line of the West Shore Railroad for a distance of 310 feet, more or less, to a point in said northwesterly line of West Shore Railroad opposite railroad chaining station 2200 plus 700;

Thence northeasterly along said northwesterly line of West Shore Railroad to the westerly right-of-way line of Lehigh Valley Railroad;

Thence northwesterly along said westerly line of Lehigh Valley Railroad for a distance of 23 feet to the centerline of Genesee Street;

1,130 feet, more or less, to a point in the southerly expansion of the westerly right-of-way line of Sugg Road;

Thence northerly along said westerly line of Sugg Road for a distance of 1,420 feet, more or less, to a point in the southwesterly right-of-way line of Lehigh Valley Railroad;

Thence northwesterly along said southwesterly line of Lehigh Valley Railroad for a distance of 2,140 feet, more or less, to a point in the southwesterly extension of the southwesterly property line of lands of the Greater Buffalo International Airport

Thence northeasterly along said extension and along said property line and along the northeasterly extension thereof, for a distance of 890 feet, more or less, to a point in the northeasterly right-of-way line of Aero Drive;

Thence southeasterly along said line of Aero Drive for a distance of 90 feet, more or less;

Thence northeasterly along the southeasterly property line of lands of said Greater Buffalo International Airport to the centerline of Ellicott Creek;

Thence northwesterly along said centerline of Ellicott Creek to the easterly line of lands of said Airport;

Thence northeasterly along the southeasterly property line of lands of said Airport for a distance of 2,980 feet, more or less, to the southerly right-of-way line of the Governor Thomas E. Dewey Thruway;

Thence southerly at right angles to said southerly line of Thruway for a distance of 870 feet, more or less;

Thence easterly at right angles to the last described line for a distance of 1,125 feet, more or less, to the easterly line of lands of Niagara Mohawk Power Corporation;

Thence southerly along said easterly line of lands of Niagara Mohawk Power Corporation for a distance of 600 feet, more or less;

Thence easterly at right angles to the last described line for a distance of 1,380 feet, more or less, to a point in the westerly line of Lot 79, Township 11, Range 7.

Thence northerly along said westerly line of said Lot 79 for a distance of 1,800 feet, more or less, to the northerly line of said Lot 79, being also the north line of the Town of Cheektowaga;

Thence easterly along said northerly line of the Town of Cheektowaga for a distance of 1,680 feet, more or less, to the northeast corner of the Town of Cheektowaga; the point or place of beginning.

WHEREAS, the maximum amount proposed to be expended for the construction of said sewer system, as hereinabove described, is \$3,614,581.00 which is planned to be financed by the issuance of serial bonds of the Town and the assessment, levy and collection of special assessments upon the several lots and parcels of land in the District which the Town Board shall deem especially benefited by said sewer system, so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same, and the establishment and collection of sewer rents, pursuant to the Town Law, to pay the principal of and interest on said bonds, and the cost of operation, maintenance and repair;

now, therefore, be it

ORDERED, that a meeting of the Town Board of the Town be held at the Town Hall, in the Town, on the 20th day of June, 1977, at 7:00 o'clock P.M. (D.S.T.), to consider the proposed establishment of the District and the construction of such sewer system therein, as herein referred to, and to hear all persons interested in the subject thereof, concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law, and be it

FURTHER ORDERED, that the Town publish at least once in "CHEEKTOWAGA TIMES" a newspaper published in Cheektowaga, New York, and the official newspaper of the Town, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law and conspicuously in at least five (5) public places within the proposed District, a copy of this Order, certified by the Town Clerk, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the date of such public hearing.

DATED: June 6th, 1977

TOWN OF CHEEKTOWAGA
Supervisor Kenneth J. Meyers
COUNCILMEN:

Frank E. Swiatek
George Kaczmarek
Frank J. Dux
Raymond J. Wasielewski
James R. Burst
Thomas M. Johnson Jr.

STATE OF NEW YORK)

102:

COUNTY OF ERIE)

I, RICHARD M. MOLESKI, Town Clerk of the Town of Cheektowaga, in the County of Erie, New York, DO HEREBY CERTIFY that I have compared the preceding Order Calling Public Hearing with the original thereof filed in my office on the 6th day of June, 1977, and the same is a true and correct copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town this 6th day of June, 1977.

RICHARD M. MOLESKI
Town Clerk

Item No. 17A Motion by Councilman Wasielewski, seconded by Councilman Burst

WHEREAS, Patrick A. Cosentino II of Dynamic Enterprises, Inc. has applied for a rezoning from M1-Light Manufacturing District to CM-General Commercial District on property located at 4243 Genesee Street, Cheektowaga, New York, and being more particularly described as follows:

ALL THAT CERTAIN PIECE OR PARCEL OF LAND, situate, lying and being in the Town of Cheektowaga, County of Erie and State of New York, being Part of Lot 5, Township 11, Range 7 of the Holland Land Company's survey and being more particularly bounded and described as follows:

BEGINNING at the Point of Intersection of the East line of Liber 6455, Page 199, and the South Right-of-Way of Genesee Street as now laid out; Thence Southerly along the East line of Liber 6455, Page 199, a distance of 565.00 feet to a Point; Thence Easterly along a line having an Interior Angle of 90 degrees -00' -00", a distance of 58.00 feet to a Point; Thence Northerly along a line, said line being Parallel to the East line of Liber 6455, Page 199, a distance of 583.44 feet to a Point on the South Right-of-Way of Genesee Street, as now laid out; Thence Southwesterly along the said South Right-of-Way, a distance of 70.46 feet to the Point or Place of Beginning, containing 0.90 Acres more or less.

and to amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York, and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on the 2nd day of May, 1977 at 6:30 o'clock p.m. Eastern Daylight Saving Time after publication of the notice as required by the provisions of the Town Ordinance and the Town Law of the State of New York and all interested parties were given an opportunity to be heard at said hearing, and

WHEREAS, it appears that the proposed rezoning would not interfere with the use and enjoyment of the surrounding properties by the owners or occupants thereof, NOW, THEREFORE, BE IT

RESOLVED that the above described premises be and hereby are rezoned from M1-Light Manufacturing District to CM-General Commercial District, and BE IT FURTHER

RESOLVED that the Zoning Map in the Town Clerk's Office be changed accordingly.

Upon Roll Call.....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

AFFIDAVIT-NEXT PAGE

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

Charles M. Schute of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Charles* 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..... *June 2, 1977*;
last publication..... *June 2, 1977*;
and that no more than six days intervened be-
tween publications.

Charles M. Schute
Sworn to before me this *1st*
day of *June*, 19 *77*
..... *Naidine C. Williams*
Notary public in and for Erie County, N. Y.

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *79*

Supervisor Kenneth J. Meyers
COUNCILMEN:
Frank E. Swiatek
Raymond J. Wasielewski
Thomas M. Johnson, Jr.
Frank J. Dux
George Kaczmarek
James R. Burst

ABSENT: 0
Motion by Councilman Wasielewski
Seconded by Councilman Burst

WHEREAS, Patrick A. Conestoga II
of Dynamic Enterprises, Inc. has
applied for a rezoning from M-1 Light
Manufacturing District to CM -
General Commercial District on
property located at 4243 Genesee
Street, Cheektowaga, New York, and
being more particularly described as
follows:

All that Certain Piece or Parcel of
Land, situate, lying and being in the
Town of Cheektowaga, County of Erie
and State of New York, being Part of
Lot 1, Block 11, Sheet 7 of the
Cheektowaga Company's map and
being more particularly bounded and
described as follows:

Beginning at the Point at South
End of the East line of Lot 1,
Page 160, and the South Right-of-Way
of Genesee Street as now laid out;
Thence Southerly along the East line
of Liber 6455, Page 199, a distance of
565.46 feet to a Point; Thence Easterly
along a line having an Interior Angle
of 89 degrees -00' -00", a distance of
68.00 feet to a Point; Thence Northerly
along a line, said line being Parallel to
the East line of Liber 6455, Page 199, a
distance of 563.44 feet to a Point on the
South Right-of-Way of Genesee Street,
as now laid out; Thence Southwesterly
along the said South Right-of-Way, a
distance of 70.46 feet to the Point or
Place of Beginning, containing 0.30
Acres more or less.

and to amend the Zoning Map and
Ordinance accordingly, pursuant to
Section 10-40 of the Zoning Ordinance
of the Town of Cheektowaga, New
York, and

WHEREAS, a public hearing was
held before the Cheektowaga Town
Board on the 2nd day of May, 1977 at
6:30 o'clock p.m. Eastern Daylight
Saving Time after publication of the
notice as required by the provisions of
the Town Ordinance and the Town
Law of the State of New York and all
interested parties were given an
opportunity to be heard at said
hearing, and

WHEREAS, it appears that the
proposed rezoning would not interfere
with the use and enjoyment of the
surrounding properties by the owners
or occupants thereof, now, therefore,
BE IT

RESOLVED that the above de-
scribed premises be and hereby are
zoned from M-1 Light Manufac-
turing District to CM-General Com-
mercial District and BE IT
FURTHER

RESOLVED that the Zoning Map in
the Town Clerk's Office be changed
accordingly.

Upon roll call
Supervisor Meyers Voting AYE
Councilmen:
Swiatek Voting AYE
Wasielewski Voting AYE
Johnson Voting AYE
Dux Voting AYE
Kaczmarek Voting AYE
Burst 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
June 6, 1977, 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.
17-A, 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 con-
vened, 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 7th day of June, 1977.

RICHARD M. MOLESKI
Town Clerk

Item No. 17B Motion by Councilman Wasielewski, seconded by Councilman Burst

WHEREAS, Patrick A. Cosentino II of Dynamic Enterprises, Inc. has applied for a Special Permit to sell classic and antique automobiles on property located at 4243 Genesee Street, Cheektowaga, New York pursuant to Section 6-01 and Section 6-012 of the Zoning Ordinance of the Town of Cheektowaga, and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on the 2nd day of May, 1977 at 6:30 p.m. Eastern Daylight Saving Time of said day for the purpose of considering said application for a Special Permit, and

WHEREAS, there were no objections to the issuance of said Special Permit for the sale of classic and antique automobiles on property located at 4243 Genesee Street, Cheektowaga, New York, therefore, BE IT

RESOLVED that said Special Permit be and hereby is granted.

Upon Roll Call.....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

AFFIDAVIT-NEXT PAGE

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

Charles M. Sedate, 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 for1..... weeks;
first publication.....June 9, 1977.....;
last publication.....June 9, 1977.....;
and that no more than six days intervened be-
tween publications.

Charles M. Sedate
Sworn to before me this10th.....
day ofJune....., 1977.
.....Naidine C. Williams.....

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1979

[illegible]

Item No. 18 Motion by Supervisor Meyers, seconded by Councilman Wasielewski

BE IT RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of three (3) Portable Radio Transceivers and Accessories for use in the Cheektowaga Police Department. Information for bidders and specifications may be obtained from the Town Clerk's Office located in the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York; said Notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that the Town Board will meet at 7:00 p.m. on June 20, 1977 for the purpose of properly opening and reading the sealed bids.

* * * * *

L E G A L N O T I C E

N O T I C E T O B I D D E R S

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga at a meeting thereof to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York at 7:00 p.m., Eastern Daylight Saving Time, on June 20th, 1977 for the furnishing of three (3) Portable Radio Transceivers and Accessories for use in the Cheektowaga Police Department.

Information for bidders and specifications may be obtained from the Town Clerk's Office located in the Town Hall, Broadway and Union Road, Cheektowaga, New York.

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: June 6, 1977

* * * * *

Upon Roll Call....

AYES:	Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES:	0
ABSENT:	0

AFFIDAVIT-NEXT PAGE

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

Charles M. Ruston, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Charles* 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..... *June 9, 1977* ;
last publication..... *June 9, 1977* ;
and that no more than six days intervened be-
tween publications.

Charles M. Ruston
Sworn to before me this *10th*
day of *June*, 19 *77*
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *79*

and considered by the Town Board of the Town of Cheektowaga at a meeting thereof to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York at 7:00 p.m., Eastern Daylight Saving Time, on June 28th, 1977 for the furnishing of Three (3) Portable Radio Transceivers and Accessories for use in the Cheektowaga Police Department.

Information for bidders and specifications may be obtained from the Town Clerk's Office located in the Town Hall, Broadway and Union Road, Cheektowaga, New York.

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 information, 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: June 6, 1977

Item No. 19 Highway Department - Advertise for Bids for one (1) 1977 Service Car.

Item Withdrawn until next scheduled Town Board Meeting to be held on June 20, 1977 at 7:00 o'clock p.m., Eastern Daylight Saving Time.

Item No. 20 Motion by Councilman Burst, seconded by Councilman Wasielewski

BE IT RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of quantities of Diesel Fuel Oil, Motor Oil, Compressor Oil, Gear Oil, Penetrating Oils, Hydraulic Oil, Kerosene Oil, Lubricants, Fluids, Anti-Freeze, etc. 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; said Notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that the Town Board will meet at 7:00 p.m. on June 20, 1977 for the purpose of properly opening and reading the sealed bids.

N O T I C E T O B I D D E R S

The Town of Cheektowaga hereby requires sealed bids for the purchase of Diesel Fuel Oil, Motor Oil, Compressor Oil, Gear Oil, Penetrating Oils, Hydraulic Oil, Kerosene Oil, Lubricants, Fluids, Anti-Freeze, etc. for the use by the Town of Cheektowaga Highway Department.

Specifications and information are available at the Town of Cheektowaga Highway Office located at 3145 Union Road, S. Cheektowaga, New York.

In order to be considered, all bids must be filed with the undersigned Town Clerk prior to the time of opening on June 20th, 1977 at 7:00 P.M. Proposals must be enclosed and sealed in opaque envelopes plainly marked with the name of the bidder, also marked "SEALED BID FOR DIESEL & VARIOUS OILS, ETC. FOR THE TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT".

The Town of Cheektowaga reserves the right to reject any or all bids if it be in the public interest of the Town of Cheektowaga to do so. Non-collusion forms must be signed and submitted with bids.

SIGNED _____
RICHARD M. MOLESKI
TOWN CLERK

DATED: May 27, 1977
PUBLISHED: June 9, 1977

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

AFFIDAVIT-NEXT PAGE

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

Clady M. Seukter, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*Clady*..... 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.....*June 9, 1977*.....;
last publication.....*June 9, 1977*.....;
and that no more than six days intervened be-
tween publications.

Clady M. Seukter
Sworn to before me this*10th*.....
day of*June*....., 19*77*.
.....*Naidine C. Williams*.....

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*79*

The Town of Cheektowaga hereby
requests sealed bids for the purchase
of Diesel Fuel Oil, Motor Oil,
Compressor Oil, Gear Oil, Penetrat-
ing Oil, Hydraulic Oil, Kerosene Oil,
Lubricants, Fluids, Anti-Freeze, etc.
for the use by the Town of
Cheektowaga Highway Department.

Specifications and information are
available at the Town of Cheektowaga
Highway office located at 3145 Union
Road, S. Cheektowaga, New York.

In order to be considered, all bids
must be filed with the undersigned
Town Clerk prior to the time of
opening on June 20th, 1977 at 7:00 P.M.
Proposals must be enclosed and
sealed in opaque envelopes plainly
marked with the name of the bidder,
also marked "SEALED BID FOR
DIESEL & VARIOUS OILS, ETC.
FOR THE TOWN OF CHEEKTO-
WAGA HIGHWAY DEPARTMENT."

The Town of Cheektowaga reserves
the right to reject any or all bids if it
be in the public interest of the Town of
Cheektowaga to do so. Non-collusion
forms must be signed and submitted
with bids.

RICHARD M. MOLESKI
Town Clerk

DATED: May 27, 1977
PUBLISHED: June 9, 1977

Item No. 21 Motion by Councilman Swiatek, seconded by Councilman Burst

WHEREAS, bids were duly received by this Town Board at a meeting thereof held on May 16, 1977 for the Addition and Alteration of the Losson Park Community Center at the Losson Road Park, as a result of advertisement therefor, and such bids were referred to Donald T. Maharan Associates P.C., Architects and Engineers, for analysis, tabulation and report, AND

WHEREAS, such analysis, tabulation and report has been made and noted in a letter dated June 2, 1977 and is attached and part of this resolution, NOW, THEREFORE, BE IT

RESOLVED, that the contracts for the Addition and Alteration of the Losson Park Community Center be and hereby are awarded to the following low bidders in each category for the bid price noted:

General Construction

Lib-Mac Construction Company	
301 Meyer Road, West Seneca, NY 14224	\$ 95,539.00

Plumbing Construction

McCauley's Plumbing & Heating Inc.	
777 Sheridan Drive, Tonawanda, NY 14150	\$ 9,059.00

Heating Construction

Rudy Slazyk Plumbing & Heating Co., Inc.	
1680 Clinton Street, Buffalo, NY 14206	\$ 12,994.00

Electrical Construction

Warren's Electric	
215 Salem Street, Blasdell, NY 14219	\$ 9,984.00

Total of construction bids awarded:	<u>\$127,576.00</u>
-------------------------------------	---------------------

*See next two (2) pages for copy of Report!



Town of Cheektowaga

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

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-683-2200

June 2, 1977

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Losson Park Community Center

Gentlemen:

Bids were opened and read for "Additions and Alterations to the Losson Park Community Center" at a regular Town Board Meeting on May 16, 1977. All bids were referred to Donald T. Maharan Associates, P.C., Architects and Engineers, for analysis, tabulation and report. The architects have submitted a recommendation in their letter of May 27, 1977 with the bid tabulations.

Noted below are the three (3) lowest bidders in each category as being qualified and meeting the requirements of the specifications.

GENERAL CONSTRUCTION

BID

- | | |
|-------------------------------|--------------|
| 1. Lib-Mac Construction Co. | \$95,539.00 |
| 2. Michael A. Wagner and Sons | \$99,577.00 |
| 3. Balling Construction | \$104,000.00 |

PLUMBING CONSTRUCTION

BID

- | | |
|----------------------------------|-------------|
| 1. McCaluey's Plumbing & Heating | \$9,059.00 |
| 2. Rudy Slazyk | \$10,213.00 |
| 3. Westside Plumbing & Heating | \$11,381.00 |

HEATING CONSTRUCTION

BID

- | | |
|--------------------------------|-------------|
| 1. Rudy Slazyk Plumbing | \$12,994.00 |
| 2. Frank C. Kellner Co., Inc. | \$13,330.00 |
| 3. Westside Plumbing & Heating | \$14,873.00 |

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS

June 2, 1977
Page 2

ELECTRICAL CONSTRUCTION

BID

1. Warrens Electric	\$9,984.00
2. Zablotney Electric	\$10,745.00
3. Dobkin and Gold Electric	\$13,180.00

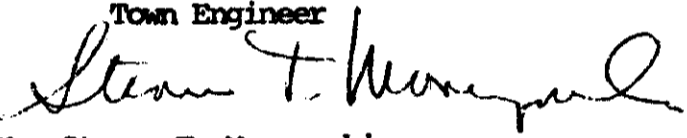
The four low bids totaled \$127,576.00 and was \$2,576.00 above the architects estimated cost of construction. However, due to the nature of the project, they felt the estimate was rather accurate.

Attached for your consideration is a resolution awarding the contracts to the lowest bidder of each category.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.
Town Engineer


BY: Steven T. Marcynski
Sr. Engineer Assistant

CLB:STM:dmr

Item No. 21 Cont'd.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Kaczmarek
and Burst
NAYES: Councilman Dux
ABSENT: 0

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

WHEREAS, it is in order that bids be advertised to cover the purchases of signs, sign blanks, decals, sign posts and brackets for the year of July 1, 1977 to June 30, 1978, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for the purchase of signs, sign blanks, decals, sign posts and brackets for the year of July 1, 1977 to June 30, 1978, notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that the Town Board meet on the 20th day of June, 1977 at 7:00 P.M., Eastern Daylight Saving Time, at the Town Hall, Broadway and Union Road, Cheektowaga, New York, for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

* * * * *

N O T I C E T O B I D D E R S

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on June 20, 1977 at 7:00 P.M., Daylight Saving Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of Traffic Control Signs, Blanks, Posts and Decals for the year of July 1, 1977 to June 30, 1978.

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 and all bids.

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

RICHARD M. MOLESKI
TOWN CLERK

DATED: June 3, 1977

* * * * *

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

AFFIDAVIT-NEXT PAGE

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

Charles M. Hunte, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*Charles*..... 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.....*June 9, 1977*.....;
last publication.....*June 9, 1977*.....;
and that no more than six days intervened be-
tween publications.

Charles M. Hunte
Sworn to before me this*10th*.....
day of*June*....., 19*77*.
.....*Naidine C. Williams*.....

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*79*

Resolution No. 1977-10
Resolved, that the following be approved and considered by the Town Board of the Town of Cheektowaga on June 30, 1977 at 7:00 P.M. Daylight Savings Time, at the Town Hall corner of Broadway and Union Road, for the furnishing of Traffic Control Signs, Blanks, Posts and Decals for the year of July 1, 1977 to June 30, 1978.

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 and all bids.

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

RICHARD M. MOLESKI
Town Clerk

DATED: June 6, 1977

Item No. 23 Motion by Councilman Swiatek, seconded by Councilman Burst

WHEREAS, it is in order that bids be advertised to cover the purchase of Dimensioned Lumber and Plywood for the year of 1977 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 Dimensioned Lumber and Plywood for the Town of Cheektowaga, for the year of 1977, notice to be published in the CHEEKTOWAGA TIMES, and, BE IT FURTHER

RESOLVED that the Town Board meet on the 20th day of June, 1977 at 7:00 P.M., Eastern Daylight Saving Time, at the Town Hall, Broadway and Union Road, Cheektowaga, New York, for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a meeting called for that purpose.

* * * * *

N O T I C E T O B I D D E R S

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on June 20, 1977 at 7:00 P.M., Eastern Daylight Saving Time at the Town Hall, corner of Broadway and Union Road, for the furnishing of Dimensioned Lumber and Plywood for the year of 1977.

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 and all bids.

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

RICHARD M. MOLESKI
TOWN CLERK

DATED: June 6, 1977

* * * * *

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

AFFIDAVIT-NEXT PAGE

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

Clayton M. Dickstein of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clayton* 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..... *June 9, 1977*;
last publication..... *June 9, 1977*;
and that no more than six days intervened be-
tween publications.

Clayton M. Dickstein
Sworn to before me this *10th*
day of *June*, 19*77*
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, Erie County, New York
Qualified in Erie County
My Commission Expires March 30, 1979

Notice of Intent to Award
Sealed proposals will be received and opened by the Town Board of the Town of Cheektowaga on June 24, 1977 at 2:00 P.M., Eastern Daylight Savings Time at the Town Hall, corner of Broadway and Union Road, for the furnishing of Dimensioned Lumber and Plywood for the year of 1977.

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 and all bids.

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

RICHARD M. MOLESKI
Town Clerk Dated: June 6, 1977

Item No. 24 Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, sidewalks are to be installed in accordance with the sidewalk ordinance, being local ordinance No. 20, NOW, THEREFORE, BE IT

RESOLVED, that authorization for the construction of said sidewalks is hereby granted, and, BE IT FURTHER

RESOLVED that the Town Board meet on the 20th day of June, 1977 at 7:00 P.M., Daylight Saving Time, at the Town Hall, Broadway and Union Road, Cheektowaga, New York, for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

N O T I C E T O B I D D E R S

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on June 20, 1977 at 7:00 P.M., Daylight Saving Time, at the Town Hall, Broadway and Union Road, Cheektowaga, New York, for the installation and construction of sidewalks, including incidental piping.

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

Each proposal must be accompanied by a certified check or bid bond in the amount of five percent (5%) of the bid, payable to the order of Kenneth J. Meyers, Supervisor of the Town of Cheektowaga. The bond shall be approved by the Town Attorney.

Proposals shall be submitted in sealed envelopes, plainly marked on the outside "Bid for the Construction of Town Sidewalks" 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.

A surety bond by a company satisfactory to the Town Board and in an amount not less than 100% of the contract price will be required of the successful bidder.

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 and all bids.

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

RICHARD M. MOLESKI
TOWN CLERK

DATED: June 6, 1977

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

AFFIDAVIT-NEXT PAGE

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

Charles M. Seduto, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*Charles*..... 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.....*June 9, 1977*.....;
last publication.....*June 9, 1977*.....;
and that no more than six days intervened be-
tween publications.

Charles M. Seduto
Sworn to before me this*10th*.....
day of*June*....., 19*77*.....
.....*Naidine C. Williams*.....

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*79*

Resolution No. 100-100-100
The Town Board of the Town of Cheektowaga on June 28, 1977 at 7:00 P.M. David H. Savino, Town Clerk, at the Town Hall, Broadway and Union Road, Cheektowaga, New York, for the installation and construction of sidewalks, including incidental piping.

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

Each proposal must be accompanied by a certified check or bid bond in the amount of five per cent (5 per cent) of the bid, payable to the order of Kenneth J. Meyers, Supervisor of the Town of Cheektowaga. The bond shall be approved by the Town Attorney.

Proposals shall be submitted in sealed envelopes, plainly marked on the outside "Bid for The Construction of Town Sidewalks" 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.

A surety bond by a company satisfactory to the Town Board and in an amount not less than 100 per cent of the contract price will be required of the successful bidder.

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. The Town Board may award the contract to any bidder, should it be in the best interests 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: June 6, 1977

Item No. 25 Motion by Councilman Johnson, seconded by Councilman Wasielewski

BE IT RESOLVED, that the owners of the parcels of land bearing the following descriptions and setting forth the assessment roll of this Town, are hereby ordered to construct a sidewalk in the streets on which their properties are abut, in accordance with the ordinance adopted June 6, 1955, and known as the "Sidewalk Ordinance" and the Town Clerk shall give notice of this order by registered mail addressed to each such owner at his aforementioned address, with return receipt requested, and such letter shall specify that said owner shall construct said sidewalk within thirty (30) days from date of said letter and that such sidewalk required to be so built shall not have been constructed within said time prescribed, the Town Board will cause the same to be done and audit and pay the expense thereof against the property benefited, as provided in Section 200A of the Town Law of New York.

WILLIAM STREET - SOUTH SIDE

Aloisius Kaminski	3-879
Cheektowaga, NY 14227	
Henry A. Orlowski	3-879-10
Kenmore, NY 14223	
Stanley Senko	3-880
Cheektowaga, NY 14227	
Same as Above	3-881
Boleslaus Skonecki	3-882
Cheektowaga, New York 14227	
Same as Above	3-883
Elizabeth Rabent	3-884
Cheektowaga, NY 14227	
Henry Sobierai	3-885
Cheektowaga, NY 14227	
Florence Lewandowski	3-886
Cheektowaga, NY 14227	
Florence Zyblewski	3-888
Cheektowaga, NY 14227	
Frank Malicki	3-889
Cheektowaga, NY 14227	
Leo Zyblewski	3-891-10
Cheektowaga, NY 14227	
Kathryn Egan	3-891
Cheektowaga, NY 14227	
Leonard R. Zyblewski	1-602-10
Cheektowaga, NY 14227	

Item No. 25 Cont'd.

WILLIAM STREET - SOUTH SIDE (continued)

New York State Electric & Gas 150 Erie Street Lancaster, NY 14086	3-893-10
Pitt Orchard Inc. 3189 Delaware Avenue Kenmore, NY 14217	3-893
Same as Above	3-893-40
Sunoco Mobil Oil Co., Inc. Attention: C.M. Nelson 670 White Plains Road Scarsdale, NY 10583	3-895

FRENCH ROAD - SOUTH SIDE

Owner Unknown	2-369-10
Mr. Harold Sager	2-373
Cheektowaga, NY 14227	
Curtis J. Lehde	2-374
Cheektowaga, NY 14227	
George Sheehan	2-375
Cheektowaga, NY 14227	
Philip A. Peschie & Wife	2-375-10
Derby, New York 14047	
Albert G. Hess	2-376
Cheektowaga, NY 14227	
Nantucket Estates Bldg., Corp. 7 Pheasant Lane Cheektowaga, NY 14227	2-377
Southline Fire District No. 10 1049 French Road Cheektowaga, NY 14227	2-378-100
Robert E. Dunn & Wife	2-378
Cheektowaga, NY 14227	
Same as Above	2-380
William J. Andrews & Wife	2-382
Cheektowaga, NY 14227	
Dennis B. Bulgrin & Wife	2-383
Cheektowaga, NY 14227	

FRENCH ROAD - SOUTH SIDE (continued)

Frank E. Hanulec & Wife	40-135
	2197-1
Cheektowaga, NY 14227	
June K. Bruso	2-383-10
Alden, NY 14004	
Franchise Realty Interests	2-386
P.O. Box 66207	
A.M.F. O'Hara Airport	
Chicago, Ill. 60666	

FRENCH ROAD - NORTH SIDE

Charles W. Zawazki	2-340-10
Buffalo, NY 14202	
Arthur F. Keicher & Wife	2-340-5
Cheektowaga, NY 14227	
Edward R. Bender	2-339
Cheektowaga, NY 14227	
Robert J. Keicher Etal.	2-340
948 French Road	
Cheektowaga, NY 14227	
Willibald A. Heider	2-341
Cheektowaga, NY 14227	
Andrew Schwenk	2-341-10
Cheektowaga, NY 14227	
Thomas P. Kaminski	2-342
Cheektowaga, NY 14227	
Alan J. Cooper	2-343
Cheektowaga, NY 14227	
Coor Development Corp.	2-345
405 Walbridge Building	
Buffalo, NY 14202	
Louis G. Bohn	2-345-10
Cheektowaga, NY 14227	
Joseph P. Bohn	2-346
Cheektowaga, NY 14227	
Raymond W. Close	2-347
Cheektowaga, NY 14227	

Item No. 25 Cont'd.

FRENCH ROAD - NORTH SIDE (continued)

New York Telephone Co. 2-347-10
140 West Street
New York, New York

Mobil Oil Corp. 1-250-100
Attention: C.M. Nelson
670 White Plains Road
Scarsdale, NY 10583

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 26 Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, emergency sanitary sewer repairs were required at various locations in Cheektowaga, which repairs were considered as urgent and then ordered by the Town Engineer, NOW, THEREFORE, BE IT

RESOLVED, that the vouchers of Pagels Contracting Co., Inc., 33 Homewood Street, Cheektowaga, New York 14227 in the total amount of \$2,668.04 for three (3) such repairs and the voucher of Dorss Plumbing and Heating, 67 Schlenker Avenue, Cheektowaga, New York 14225 in the amount of \$350.80 for one repair and the voucher of Amherst Builders Supply, 5274 Main Street, Williamsville, New York 14221 in the amount of \$404.68 for pipe and coupling furnished to Pagels Contracting in completing the emergency repairs at Union Road and Roycroft Boulevard be approved and ordered paid for services rendered.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 27 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, Lawrence E. Golas and Walter L. Mika obtained their grade II-B Sewage Treatment Plant Operator Certificates issued by the New York State Department of Health, and

WHEREAS, said individuals were listed on the eligibility list for the position of Sewage Treatment Plant Operator, as a result of an open competitive examination, NOW, THEREFORE, BE IT

RESOLVED, that Mr. Lawrence E. Golas and Mr. Walter L. Mika are hereby removed from the rolls of the Town of Cheektowaga as provisional operators and are hereby appointed to permanent positions as Sewage Treatment Plant Operators in the Town of Cheektowaga, effective June 6, 1977.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 28 Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, a resolution was passed by the Town Board on July 19, 1976, appointing a part-time Clerk Typist in the Sanitation Department, NOW, THEREFORE, BE IT

Item No. 28 Cont'd.

RESOLVED that said resolution be amended to read as follows:

RESOLVED that Carol Bannister, of , Cheektowaga, New York, be hired as a part-time Clerk Typist in the Sanitation Department, and Town Hall Departments to substitute for vacation and sick leave of the regular employees to be called as needed, at a daily rate of \$22.00.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 29 Motion by Supervisor Meyers, seconded by Councilman Burst

RESOLVED that the following persons be hired as summer part-time laborers at the rate of \$2.50/hr. in the following Departments:

Sewer Maintenance Department and Disposal Plant No. 5:

Brian A. Kempski	Ed Wolowiec
Depew, New York	Cheektowaga, NY
Timothy Andrews	Tim Churchill
Cheektowaga, NY	Cheektowaga, NY
Larry Moskal	Gerald M. Caito
Cheektowaga, NY	Cheektowaga, NY
Mark D. Pyc	Robert Klosko
Cheektowaga, NY	Cheektowaga, NY

Central Garage:

Patrick Oddi Jr.
Cheektowaga, NY
Michael Zotter
Cheektowaga, NY
Keith Baran
Cheektowaga, NY

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 30 Motion by Councilman Swiatek, seconded by Councilman Burst

BE IT RESOLVED that the following individuals be hired in the Town of Cheektowaga for the 1977 summer-help season in the Parks and Recreation Departments at the following rates:

BASKET CHECKERS - \$2.00 PER HOUR

Pat O'Donnell

Kathleen A. Frainier

6/6/77

Item No. 30 Cont'd.

BASKET CHECKERS - \$2.00 PER HOUR

Glen Fitzsimmons
Kevin Meegan
Sandra Szydlowski
JoAnn Kosiorek
Donna Marinaccio
Richard Kowalski
Kevin Lizak
Catherine Lynch
Michael Storm
Randall Krolewicz
Kenneth W. Chapman
Sue Tiedeman
Diane Krawczyk
Michael Carroll
James V. Jagodzinski
Kathleen Mangold
Debbi Juda
John P. Sutton
Michael Dolan
Cindy Meyers
Donald E. Karl
Thomas Truax
Deborah Biedron
Carl Staszak
Richard Mumm
Deborah Healy
Sandra Smith
Suzanna Kwietniak
Patrick J. McCann
Lisa Backes
Irene Gemerek
Marilyn Kurz
Dawn Shreve
Elaine Kobel
Michele Szafranski
John Eckel
David Sieracki
Bill Shivens
Larry Zygmunt
Robert Zygmunt
Diane Buchbinder
Diana Koczon
Marian Lerner
Lisa L. Odien
Kathy M. Moleski
Andrew Rutski
Carrine Trzaska
Larry R. Miller
Ronald Szary
Mark Cywinski
Michael E. Bobeck
Richard Krueger
Thomas Kucharski
Brian E. Lew
Steve Rogers
Susan Pietrzak
Tim Grapczynski
Nancy Klosko
David Zielinski
David Chmielewski
Thomas R. Pilat
William Bannister
David Kosobucki
Maureen Spadinger
Keith P. Jacobe
Mark Dolan

6/6/77

Item No. 30 Cont'd.

BASKET CHECKERS - \$2.00 PER HOUR (continued)

Judith Moskal
Kathie Gaiek
Timothy Palka
Monica Muehleisen
Mike Gilliland
Nancy Morningstar
Sandra Reger
William Harrer
Karen Koehler
Michael Kipler
Allen Havernick
Donald Havernick
Wendy Smith
Barbara Saniewski
Michael R. Babicz
Pamela Emmanuele
Bonnie Burzynski
Ronald Dux
Doreen Kreutzer
Michael Torgalski
Barbara Baldi
Wendy Bernfeld
Michelle Jensen
Lynn Russo
Lynne Wolentarski
Michele Jagodzinski
Linda Scherer
John Ferdinand
Kim Roth
Ellen Koch
Ann Fabianski
Sandra A. Klima
Catherine A. Gerace
Laurie Licata
Edward J. Ziarnowski
Tom Swiatek
Roger Karlinski
Tina Urso
Dean Szymkowiak
Mark Erhardt
James Gabryszak
Nancy Grzybek
Carol Yamarino
Natalie Allessandro
Helen Forth

LIFEGUARDS - \$2.60 PER HOUR

Kathleen M. Daly
Catherine D. Giles
Wendy A. Hansen
William J. Hochul
Donna Jaworowicz
Regina A. Johnson
Mary Lizak
Colleen McManus
Keith R. Schessl
Peggy Ann State
Susan Turner
James Walczak
Robert A. Weber
Daniel Whitehead
Timothy P. Williams
Joseph W. Ward
Nancy Ann Bork

6/6/77

Item No. 30 Cont'd.

LIFEGUARDS - \$2.60 PER HOUR (continued)

James Walentynowicz
Carol Anne Tanski
Linda A. Nicholson
Cheryl Deubell
Candyce M. Costrine
Janine A. Weber
Joseph G. Galuszka
Mary L. Bermel
Janet Jagodzinski
Mark C. Zimmerman
Linda Franzek
Sandra L. Baran
Juli Meyers
Ronald E. Schranz
Dennis Siwinski
Kathleen M. Dechert
Roseanne Danzi
Jeanne M. Kurzawa
Susan E. Heeks
Michelle Buyea
Karen L. Podyma
Michael P. Kasprzak
Stan L. Zwolinski
William R. Purucker III
Henry T. Armatys
Sharon Ann Daly
Susan Sopczyk
David K. Getz
Lynda J. Morris
Michael Heidenreich
Dorothy Holtz
Mark E. Kensy
Susan M. Grupp
Lynn Weigel
Karen Lynn Conwell
Janice Gryglewicz

HOMETOWN BEAUTIFICATION - \$2.35 PER HOUR

Daniel Casacci
Mark Winkowski
Jeff Frank
Robert Sieczkarek
Anthony M. Reger
Joseph Trautmann
Thomas R. Luksch
Jerome Wydro
Tammy L. Dickey
Patrick Buchnowski
Ronald Schenk
Darlene Cammeleri
Richard Marinaccio
Andrew Lennox
Dale Zielonka
Mark Zglinicki
David J. Kulik, Jr.
Gary Pecynski
Timothy M. Glowny
David Szymanski
Kenneth Kozminski
Robert J. Weitz
John Sullivan
Patrick Glascott
Mark Dolan
Mike Shaw

6/6/77

Item No. 30 Cont'd.

HOMETOWN BEAUTIFICATION - \$2.35 PER HOUR (continued)

Dan Szustakowski
Mark Balmas
Scott D. Neubauer
Steve Rogers
William J. Even
Bill Matuski
John A. Franczyk
James Kowal
Robert Getz
Stan Sacha
Kurt Preisigke
Douglas Wegner
Dale T. Saskowski
David Mahoney
Patrick Farrance

PARK ATTENDANTS - \$2.50 PER HOUR

Colleen Lester
David Gasiewicz
Carolyn M. Stawasz
Pamela M. Stempniak
Nancy A. Hochul
Mary P. Mazikowski
Lita A. Murawski
John Ward
Elaine Szrama
Edward R. Granda II
Lynne Janik
Nanette M. Harvey
Gerard J. Owczarczak
Susan Lumadue
Cynthia A. Duke
Kristin L. Stirratt
Denise Vicario
Denise J. Rabent
Mary Bilski
David J. Herweg
Karen Matuski
Barbara Fiorello
Margaret Mackiewicz
Mark E. Kensy
Joseph V. Kaminski
Brian Januszkiewicz
Kathleen F. Moriarity
Nancy Sztukowski
Joel Greenauer
Virginia Leonardi
Ruth Ann Glogowski
Judy Goldsmith
Carol A. DeSantis
Janet L. Daumen
Raymond Morningstar, Jr.
Thomas M. Block
Diane F. Peacock
Roseline Derylak
Diana M. Koczon
Gerald W. Klas
Timothy J. White
Gary Schwarzenholzer
Marjorie A. Zulawski
Michael A. Baker
Steven J. Kolis
Frank Portanova
Donna Bartkowiak

Item No. 30 Cont'd.

PARK ATTENDANTS - \$2.50 PER HOUR (continued)

Joann Gruber
Carol L. White
Keith R. Lee
Amy L. Conway
Lawrence Onucz
Thomas McGinty
Gail T. Baumgardner
Karen L. DeLuke
Stacy Reinacher
Kathy Stoltman
Debora Blendowski
Richard Binner
Deborah Cegielski
Lorinda Burgess
Linda S. Benner
Cynthia Domagala
Michael J. Golubski
Paul Hardman
Michael Koch
Debbie Karpinski
Robert J. Karlinski
Sharon Linda Champagne
Kathleen Karaszewski
Nancy LaRuffa
James J. Kurek
Marie Odojewski
Paul A. Miller
Michael J. McCann
Daniel T. O'Neill
Denise F. Przepasniak
Michael W. Sliwinski
Robert Velez
Mark P. Welch
Raymond Zasada
Mark Zalemski
Melanie Kaczmarek

PARK ATTENDANTS - SENIOR CITIZENS - \$2.50 PER HOUR

Winifred Mongiovi
Melinda Sager
Kathleen Dombrowski

RECREATION SUPERVISOR - \$1500 PER SEASON

Francis M. Maroney

PARKS LABORER - \$2.50 PER HOUR

Ronald D. Boyle
Robert Binner, Jr.
David Dynowski
James Trzaska
Michael Zadrozny
Mark Zielonka

TENNIS INSTRUCTOR - \$1200 PER SEASON

April D. Zolczer

Item No. 30 Cont'd.

SEASONAL BEACH & POOL - \$2.50 PER HOUR

Ray Schieder

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 31 Motion by Councilman Swiatek, seconded by Supervisor Meyers

BE IT RESOLVED that the following individuals be hired to work for the Cheektowaga Youth Bureau for the 1977 summer-help season:

CLERK IN THE ADMINISTRATIVE INTERN PROGRAM @ \$2.50 per hour

Lisa Marie Kozerski
Cheektowaga, New York 14225
Linda J. Fenske
Cheektowaga, New York 14211

SUMMER DAY CAMP - RECREATION SUPERVISORS @ \$2.75 per hour

Diane Pappas
Cheektowaga, New York 14227
Joyce Auster
Cheektowaga, New York 14227
Linda Zawilski
Cheektowaga, New York 14227

SUMMER DAY CAMP - RECREATION ATTENDANT @ \$2.50 per hour

Donna Piatkowski
Cheektowaga, New York 14206
Stephanie Michalski
Cheektowaga, New York 14225
Robin Zon
Cheektowaga, New York 14225
Sue Bojaro
Cheektowaga, New York 14206
Elizabeth Schneider
Cheektowaga, New York 14225

Item No. 31 Cont'd.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 32 Motion by Councilman Burst, seconded by Councilman Dux

BE IT RESOLVED that Lawrence E. Kowal, Laborer in the Central Garage, be granted a two-week leave of absence from June 11th, 1977 thru June 25th, 1977 to attend annual training with the National Guard Unit.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 33A Motion by Supervisor Meyers, seconded by Councilman Kaczmarek

BE IT RESOLVED that funds in the amount of \$10,000.00 be transferred from Account No. G.8160.460 (Sanitation-Operation of Disposal Site) to Account No. G.8160.445 (Sanitation-Building Maintenance).

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 33B Motion by Supervisor Meyers, seconded by Councilman Wasielewski

BE IT RESOLVED that funds in the amount of \$25.63 be transferred from Account No. A.1355.400 (Assessor's-Office Supplies) to Account No. A.1355.222 (Assessor's-Equipment) to allow payment of a typewriter purchased under state contract.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 33C Motion by Councilman Johnson, seconded by Councilman Wasielewski

WHEREAS, three previous resolutions have been approved allocating 1976-77 HUD Community Development Funds at Town Board Meetings of February 17 and March 7, 1977, AND

WHEREAS, these resolutions were incomplete since they did not specify the sources of the funding allocations, NOW, THEREFORE, BE IT

RESOLVED that those previous three resolutions are hereby amended to include the following information regarding the Town of Cheektowaga's 1976 Community Development Block Grant fund transfers:

<u>AMOUNT</u>	<u>FROM</u>	<u>TO</u>
\$ 848.27	St. Felix Drainage, Pt. I	Scajaquada Creek T-2A Diversion
8,900.00	St. Felix Drainage, Pt. I	Walden Avenue Revitalization
60,856.38	St. Felix Drainage, Pt. I	Princeton-Sandra- Rogers Drainage

Item No. 33C Cont'd.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 34 Motion by Supervisor Meyers, seconded by Councilman Swiatek

BE IT RESOLVED that the following vouchers and warrants submitted to the TOWN OF CHEEKTOWAGA prior to June 6th, 1977 be and the same are hereby approved and the Supervisor pay said warrants:

<u>FUND</u>	<u>CHECK NO.</u>	<u>AMOUNT</u>
GENERAL FUND	1269-1462,1465,1466	\$1,387,917.01
GENERAL FUND-INVESTMENTS	---	700,000.00
SPECIAL DISTRICT FUND	2964-3040	573,617.95
SPECIAL DIST. FUND - INVESTMENTS	---	2,700,000.00
HIGHWAY FUND	2522-2569	328,544.44
HIGHWAY FUND - INVESTMENTS	---	450,000.00
PART TOWN FUND	622-638	31,196.63
FEDERAL REVENUE SHARING FUND	43-43	309,087.00
FEDERAL REV. SHAR. - INVESTMENTS	---	100,000.00
CAPITAL FUND	8,10,11,12,13	42,989.45
TRUST AND AGENCY FUND	411-413	55,715.87
		<u>\$6,679,068.35</u>

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

* * * * *

Motion by Councilman Swiatek, seconded by Councilman Kaczmarek to Waive the Rules.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

* * * * *

V. WAIVER OF RULES

Item No. 35 Authorization to obtain various Easements relative to St. Felix Drainage Project, Part I.

Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga has undertaken a drainage district project known as the St. Felix Drainage Project Part I, and

WHEREAS, in order to commence and eventually complete said project it is necessary that the Town obtain an easement on property owned by Rita Buczkowski,

Item No. 35 Cont'd.

, David Owczarczak, , Lawrence Owczarczak,
and Katherine Nolan, in the Town of Cheek-
towaga, County of Erie and State of New York, and

WHEREAS, the said property owners have requested consideration for
said easement, NOW, THEREFORE, BE IT

RESOLVED that the Town be and hereby is authorized to pay the following
sum in consideration for said easement:

Rita Buczkowski	
David Owczarczak	
Lawrence Owczarczak	\$4,000.00
Katherine Nolan	

and be it FURTHER

RESOLVED that the Supervisor be and hereby is authorized to sign
any and all documents which may be necessary to obtain the easement from said party.

Upon Roll Call....

AYES:	Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES:	0
ABSENT:	0

Item No. 36 Authorization for three (3) Youth Board Employees to attend Conference
in Batavia, New York.

Motion by Councilman Swiatek, seconded by Supervisor Meyers

RESOLVED that the following individuals be and hereby are authorized
to attend the Western Regional Conference of the New York State Association for
Human Services, Inc. to be held at Genesee Community College, Tuesday, June 7th
from 9:00 a.m. to 3:30 p.m. in Batavia, New York:

Bonnie Przybylak
Greg Kimmel
Sandra Lennert

Upon Roll Call....

AYES:	Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES:	0
ABSENT:	0

Item No. 37 Leave of Absence for Employee in Highway Department.

Motion by Councilman Burst, seconded by Councilman Dux

BE IT RESOLVED that Christopher Kowal, Motor Equipment Operator,
Class B, employed in the Cheektowaga Highway Department, be granted a two-week
leave of absence from June 11th, 1977 thru June 25th, 1977 to attend annual training
with the National Guard Unit.

Upon Roll Call....

AYES:	Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES:	0
ABSENT:	0

Item No. 38 Authorization for Lt. Kelly to attend Seminar at Erie Community College.

Motion by Supervisor Meyers, seconded by Councilman Dux

Item No. 38 Cont'd.

WHEREAS, Cornell University is sponsoring a Labor Relations Institute for Law Enforcement Personnel, in cooperation with the Erie County Department of Central Police Services on June 7, 8, 9, 1977, to be held at Erie Community College - South Campus, NOW, THEREFORE, BE IT

RESOLVED that Lieutenant Francis J. Kelly, of the Cheektowaga Police Department is hereby authorized and granted the necessary time to attend said seminar, and, BE IT FURTHER

RESOLVED that Lieutenant Kelly be reimbursed for all necessary registration fees and expenses in connection with said seminar at a sum not to exceed \$50.00.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 39 Authorization for Spiritual Assembly to hold Arts & Crafts Show at Town Park.

Motion by Councilman Swiatek, seconded by Supervisor Meyers

WHEREAS, the Spiritual Assembly of the Baha'is of Cheektowaga is desirous of sponsoring an Arts and Crafts Show for the sole purpose of raising funds for Muscular Dystrophy, and

WHEREAS, the Spiritual Assembly of the Baha'is of Cheektowaga, has agreed to supply liability insurance for \$300,000.00 with the Hartford Insurance Company to include coverage of the Town of Cheektowaga, and

WHEREAS, the Cheektowaga Town Park, located at 2600 Harlem Road, Cheektowaga, New York has been the site requested, and

WHEREAS, the area West of the Cheektowaga Parks Department Garage, in Town Park, has been deemed advantageous to both the Spiritual Assembly and to the Cheektowaga Parks Department, as for available parking and exposure, and

WHEREAS, invitations will be extended to artists and craftsmen in the Western New York area and High Schools and Colleges in Cheektowaga to participate in the show, and

WHEREAS, an entry fee from participants is required with all proceeds going to the Muscular Dystrophy Association, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board authorizes the Spiritual Assembly of the Baha'is of Cheektowaga, the use of Cheektowaga Town Park on July 31, 1977 from 12:00 noon to dusk, with a rain date of August 21, 1977 from 12:00 noon to dusk.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

*The following Proclamation was presented by Supervisor Meyers at this time, declaring the month of June 1977 as "ROSE MONTH IN THE TOWN OF CHEEKTOWAGA".

*See next page



Proclamation

Whereas, the GREATER BUFFALO ROSE SOCIETY, established in 1950 as an affiliate of the AMERICAN ROSE SOCIETY, is a membership organization with the objectives and goals to encourage interest in and cultivation of the ROSE; and

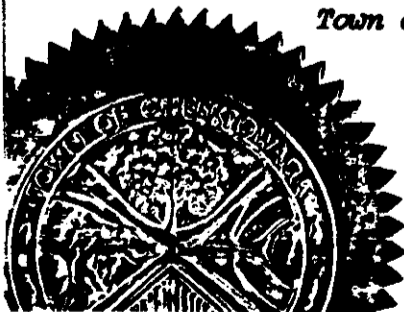
WHEREAS, the ROSE is the State Flower of the State of New York, the favorite flower of the American people and is grown by gardeners in every part of the Town of Cheektowaga bringing sources of pleasure from late Spring until Fall's first frost; and

WHEREAS, since June is the month in which ROSES are in greatest profusion everywhere, June has been proclaimed by Congress as "NATIONAL ROSE MONTH" to be celebrated throughout the United States and Canada with rose shows, demonstrations and exhibitions in public rose gardens and other festivities to which the public is invited; and

WHEREAS, this year's National Rose Month's Theme is "WEAR A ROSE, SHARE A ROSE" as the ROSE is the finest expression of beauty that God and man can produce and symbolizes peace, loyalty, love, devotion, freedom and courage,

NOW, THEREFORE, I, Kenneth J. Meyers, Supervisor of the Town of Cheektowaga do hereby PROCLAIM June 1977 as "ROSE MONTH IN THE TOWN OF CHEEKTOWAGA" and ask all the Town's residents to join me and the GREATER BUFFALO ROSE SOCIETY in appreciating the beauty and tradition of the ROSE - "The Queen of Flowers" - admired every day of the year.

IN WITNESS WHEREOF, I have caused to be affixed the Seal of the Town of Cheektowaga, this 6th day of June, 1977.



Item No. 40 Motion by Councilman Wasielewski, seconded by Councilman Dux
to adjourn the meeting.

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 20th day of June, 1977 at 7:00 P.M., Eastern Daylight Saving Time, there were:

PRESENT: Supervisor Kenneth J. Meyers
Councilman Frank E. Swiatek
Councilman Raymond J. Wasielewski
Councilman Thomas M. Johnson
Councilman Frank J. Dux
Councilman George Kaczmarek
Councilman James R. Burst

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk, John Rogowski, Town Attorney; John Malloy, CPA; Steve Marcinski, Senior Engineer Assistant; Alfred Wnek, Superintendent of Highways; Ronald Marten, Building and Plumbing Inspector; Ray Matot, Superintendent of Buildings and Grounds; Andrew Schwenk, Sole Assessor; Ron Zoeller, Working Foreman in the Sanitation Department; Julia Reinstein, Town Historian; Dr Louis Vendetti, Town Health Officer.

I. BIDS

- Item No. 2 Engineering - Traffic Control signs, blanks, decals, etc.
Referred to Chester Bryan, Town Engineer
- Item No. 3 Engineering - Dimensioned lumber and plywood
Referred to Chester Bryan, Town Engineer
- Item No. 4 Engineering - installation and construction of sidewalks
Referred to Chester Bryan, Town Engineer
- Item No. 5 Highway - Diesel Fuel Oil, Motor Oil, Lubricants, Fluids, etc.
Referred to Alfred Wnek, Superintendent of Highways
- Item No. 6 Police - Three (3) portable radio transceivers and accessories
No bids were received

II. PUBLIC HEARINGS

- Item No. 7 Proposed Sanitary Sewer District #8.
The public hearing was held and closed.

III. GENERAL COMMUNICATIONS

- Item No. 8 Richard Maussner, Publisher, Chktg. Examiner - request that all legal notices be printed in the Examiner.
Received and Filed.

- Item No. 9 IN THE MATTER OF CLAIM - P.J. Garvey Carting & Storage, Inc. vs Village of Depew, Town of Cheektowaga and County of Erie
Received and Filed.

Item No. 10 Mr. & Mrs. Joseph Kogutek, - letter re: promised
drainage system at rear of his property
Received and Filed.

Item No. 11 Petition to install stop signs at S.E. and S.W. Corners of N.
Meadowbrook and Bismarck
Received and Filed.

Item No. 12 Letter from Gerald Bergman requesting to speak at meeting regarding
"No Parking" sign in Harlem-Cleveland area
Received and Filed.

Item No. 13 Letter from Mrs. Michael Newton regarding guardrail on Brentwood
Drive over Slate Bottom Creek
Received and Filed.

IV. DEPARTMENTAL COMMUNICATIONS

Item No. 14 Building Permits
Received and Filed.

V. RESOLUTIONS

Item No. 15 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, Monday, July 4, 1977, is the next regularly scheduled date
for the Cheektowaga Town Board Meeting, and

WHEREAS, Monday, July 4, 1977 is a legal holiday, namely, "Independence
Day", NOW, THEREFORE, BE IT

RESOLVED that the date of the next regularly scheduled Town Board
Meeting be changed to Tuesday, July 5, 1977.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst

NAYES: 0

ABSENT: 0

Item No. 16a Proposed Sanitary Sewer District #8

Item No. 16b. Directing publication of posting and abstract of resolution
approving establishment of Sanitary Sewer District #8

** See next pages for both items.

EXTRACT OF MINUTES

Meeting of the Town Board of the Town of Cheektowaga,
in the County of Erie, New York.

June 20, 1977

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*

A. A regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, was held at the Town Hall, Broadway and Union Road, in said Town, on June 20, 1977, at 7:00 o'clock P.M. (D.S.T.).

There were present: Honorable Kenneth J. Meyers, Supervisor,
and

Councilmen: Frank E. Swiatek
Raymond J. Wasielewski
Thomas M. Johnson, Jr.
Frank J. Dux
George Kaczmarek
James R. Burst

There were absent: 0

Also present: Richard M. Moleski, Town Clerk
John V. Rogowski, Town Attorney

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At 7:00 o'clock P.M. (D.S.T.) the Town Clerk stated that a public hearing had been called for this meeting at the Town Hall, in said Town, at 7:00 o'clock P.M. (D.S.T.) to consider the proposed establishment of Sanitary Sewer District No. 8, in said Town, and construction of a sewer system therein. The Town Clerk presented affidavits showing that certified copies of the Order Calling said Public Hearing had been published and posted pursuant to the provisions of Article 12-A of the Town Law.

The Supervisor stated that the public hearing on the establishment of said Sanitary Sewer District No. 8 in the Town of Cheektowaga, and the construction of a sewer system therein was now open and asked if there was any interested person who desired to be heard.

The following persons appeared in favor of the establishment of said proposed Sanitary Sewer District No. 8 and construction of a sewer system therein: Louis P. Dudek, Stewart Davis (no address), William Smith, Ed Werick, Robert Pfohl, Marie Tadio (no address), Sam Tadio (no address), Harry Bojan, Robert Martzolf, and Mrs. Phillips,

The following persons appeared in opposition to the establishment of said Sanitary Sewer District No. 8 and construction of a sewer system therein: Gary F. Hunsberger,

The Town Clerk reported that the following pertinent written communications had been received:

Fiscal data statement of Percival G. Bixby & Co., Accountants for the Town of Cheektowaga

The Supervisor inquired as to whether there were any other persons present who wished to be heard. No one appeared, whereupon the Supervisor declared the public hearing closed.

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On motion of Councilman Burst seconded by Supervisor Meyers, the following resolution was adopted on roll call vote, as follows:

AYES: 7

NOES: 0

RESOLUTION OF THE TOWN OF CHEEKTOWAGA, NEW YORK,
ADOPTED JUNE 20, 1977, APPROVING THE ESTABLISHMENT
OF SANITARY SEWER DISTRICT NO. 8, IN SAID TOWN,
AND CONSTRUCTION OF A SEWER SYSTEM THEREIN AND
PROVIDING THAT SUCH RESOLUTION SHALL BE SUBJECT
TO PERMISSIVE REFERENDUM.

Recitals

WHEREAS, the Town Board of the Town of Cheektowaga (herein called "Town Board" and "Town," respectively), in the County of Erie, New York, has caused Nussbaumer & Clarke, Inc., consulting engineers of the State of New York, to prepare a general map, plan and report for the construction of a sewer system, including sewer mains, manholes, pumping facilities, buildings, acquisition of necessary land and rights in land and original equipment, machinery and apparatus, in Sanitary Sewer District No. 8 (herein called "District"); in the Town, proposed to be established, which map, plan and report, dated May 1976 and amended June, 1977, have been duly filed in the office of the Town Clerk of the Town for public inspection; and

WHEREAS, pursuant to Order duly adopted on June 6, 1977, the Town Board determined to proceed with the establishment of the District and the construction of such sewer system therein and adopted an Order reciting a description of the boundaries of the District in a manner sufficient to identify the lands included therein as in a deed of conveyance, the improvements proposed, the maximum amount proposed to be expended for such improvements, including acquisition of necessary land and rights in land, the proposed method of financing to be employed, the fact that a map, plan and report describing the same are on file in the Town Clerk's

Office for public inspection and specifying June 20, 1977, at 7:00 o'clock P.M. (D.S.T.) as the time when, and the Town Hall, in the Town, as the place where, the Town Board would meet to consider establishment of the District and the construction of a sewer system therein, and to hear all persons interested in the subject thereof concerning the same, and for such other action on the part of the Town Board in relation thereto, as may be required by Law; and

WHEREAS, certified copies of such Order were duly published and posted pursuant to the provisions of Article 12-A of the Town Law; and

WHEREAS, a public hearing in the matter was duly held by the Town Board on this 20th day of June, 1977, commencing at 7:00 o'clock P.M. (D.S.T.), at said Town Hall, at which all interested persons desiring to be heard were heard, including those in favor of, and those opposed to, the establishment of the District and construction therein of such sewer sytem; now, therefore, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. It is hereby determined that

(a) the notice of public hearing was published and posted as required by law, and is otherwise sufficient;

(b) all the property and property owners included within the District hereinabove referred to in the Recitals hereof are benefited thereby;

(c) all the property and property owners benefited are included within the limits of the District; and

(d) it is in the public interest to establish the District.

Section 2. The establishment of the District is hereby approved as hereinafter described and the proposed sewer system, shall be constructed as set forth in the said Order Calling the Public Hearing and the District shall be designated and known as Sanitary Sewer District No. 8, in the Town of Cheektowaga, situate wholly outside of any incorporated village or city, and shall be bounded and described as follows:

ALL THAT TRACT OR PARCEL OF LAND situate in the
Town of Cheektowaga, County of erie, State of New York,
bounded and described as follows:

Beginning at the northeast corner of the Town of
Cheektowaga, being also the northeast corner of Lot 79,
Township 11, Range 7 of the Holland Land Company's survey;

Thence southerly along the east line of the Town
of Cheektowaga, being also the centerline of Transit Road,
being also the east line of Lots 79 and 75, Township 11,
Range 7, for a distance of 7,940 feet, more or less, to a
point in the north line of the Village of Depew;

Thence along said Village line the following
courses and distances:

Westerly 450 feet, more or less;

Southerly 185 feet, more or less;

Westerly 1,220 feet, more or less, to the east
line of Lot 76, Township 11, Range 7;

Southerly 420 feet, more or less, along said east
line of Lot 76 to the south line of said Lot 76, being also
the centerline of Rehm, Rhem or Rein Road;

Westerly along said south line of Lot 76, 1,940
feet, more or less, to the southwest corner of said Lot 76;

Southerly 2,160 feet, more or less;

Westerly 1,690 feet, more or less, to the easterly line of the New York Central Railroad right-of-way;

Thence northerly along said easterly right-of-way line of New York Central Terminal Railroad for a distance of 2,380 feet, more or less;

Thence westerly at right angles to the last described line for a distance of 80 feet, more or less, to a point where the easterly right-of-way line of the northwesterly branch of the New York Central Terminal Railroad meets the westerly right-of-way line of the northeasterly branch of the New York Central Terminal Railroad;

Thence northerly and westerly along said easterly line of the northwesterly branch for a distance of 300 feet, more or less;

Thence easterly radial to said westerly line of the northeasterly branch for a distance of 123 feet, more or less, to a point in said westerly line of the northeasterly branch;

Thence northerly and easterly along said westerly line of the northeasterly branch for a distance of 1,040.67 feet, more or less;

Thence northwesterly at right angles to the northwesterly right-of-way line of the West Shore Railroad for a distance of 310 feet, more or less, to a point in said northwesterly line of West Shore Railroad opposite railroad chaining station 2200 plus 700;

Thence northeasterly along said northwesterly line of West Shore Railroad to the westerly right-of-way line of Lehigh Valley Railroad;

Thence northwesterly along said westerly line of Lehigh Valley Railroad for a distance of 33 feet to the centerline of Genesee Street;

Thence westerly along said centerline of Genesee Street for a distance of 1,130 feet, more or less, to a point in the southerly extension of the westerly right-of-way line of Sugg Road;

Thence northerly along said westerly line of Sugg Road for a distance of 1,420 feet, more or less, to a point in the southwesterly right-of-way line of Lehigh Valley Railroad;

Thence northwesterly along said southwesterly line of Lehigh Valley Railroad for a distance of 2,140 feet, more or less, to a point in the southwesterly extension of the southeasterly property line of lands of the Greater Buffalo International Airport;

Thence northeasterly along said extension and along said property line and along the northeasterly extension thereof, for a distance of 890 feet, more or less, to a point in the northeasterly right-of-way line of Aero Drive;

Thence southeasterly along said line of Aero Drive for a distance of 90 feet, more or less;

Thence northeasterly along the southeasterly property line of lands of said Greater Buffalo International Airport to the centerline of Ellicott Creek;

Thence northwesterly along said centerline of Ellicott Creek to the easterly line of lands of said Airport;

Thence northeasterly along the southeasterly property line of lands of said Airport for a distance of 2,960 feet, more or less, to the southerly right-of-way line of the Governor Thomas E. Dewey Thruway;

Thence southerly at right angles to said southerly line of Thruway for a distance of 870 feet, more or less;

Thence easterly at right angles to the last described line for a distance of 1,125 feet, more or less, to the easterly line of lands of Niagara Mohawk Power Corporation;

Thence southerly along said easterly line of lands of Niagara Mohawk Power Corporation for a distance of 600 feet, more or less;

Thence easterly at right angles to the last described line for a distance of 1,380 feet, more or less, to a point in the westerly line of Lot 79, Township 11, Range 7;

Thence northerly along said westerly line of said Lot 79 for a distance of 1,800 feet, more or less, to the northerly line of said Lot 79, being also the north line of the Town of Cheektowaga;

Thence easterly along said northerly line of the Town of Cheektowaga for a distance of 1,680 feet, more or less, to the northeast corner of the Town of Cheektowaga, the point or place of beginning.

Section 3. The maximum amount proposed to be expended for the construction of said sewer system, consisting of sewer mains, manholes, pumping facilities, buildings, acquisition of necessary land and rights in land and original equipment, machinery and apparatus, is \$3,614,581, which is planned to be financed by the issuance of serial bonds of the Town and the assessment, levy and collection of special assessments upon the several lots and parcels of land in the District which the Town Board shall deem especially benefited by said sewer system so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same and the establishment and collection of sewer rents, pursuant to the Town Law, to pay the principal of and interest on said bonds and the costs of operation, maintenance and repair; and any amounts received from grants of Federal and State funds are planned to be expended towards the cost of construction of said sewer system or to redemption of the bonds or any bond anticipation notes issued in anticipation of the sale of said bonds, or budgeted as an offset to the taxes, assessments and/or sewer rents for the payment of principal of and interest on said bonds. The Town will apply to the State Department of Audit and Control for permission to establish the District and for consent to the expenditure of said \$3,614,581 provided that no indebtedness shall be contracted by the Town over and above the costs of preliminary plans and detailed plans, unless and until the Town has received written commitments from the appropriate federal and state authorities for the funding thereby of the portions of the costs of the improvements over and above the estimated local share.

Section 4. The Town Clerk of the Town is hereby authorized and directed within ten (10) days after the adoption of the resolution, to file certified copies of this resolution, in duplicate, in the office of the State Department of Audit and Control at Albany,

New York, together with an application by the Town Board, in duplicate, for permission to establish the District, in the Town, as herein described, pursuant to the provisions of said Town Law and that such application shall be executed and verified by and in behalf of the Town Board by the Supervisor of the Town.

Section 5. This resolution is subject to a permissive referendum.

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The adoption of the foregoing resolution was seconded by Supervisor Meyers and duly put to a vote on roll call, which resulted as follows:

AYES: 7

NOES: 0

The resolution was declared adopted.

B. Councilman Burst offered the following resolution and moved its adoption:

RESOLUTION OF THE TOWN OF CHEEKTOWAGA,
NEW YORK, ADOPTED JUNE 20, 1977, DIRECTING
THE PUBLICATION AND POSTING OF NOTICE AND
ABSTRACT OF THE RESOLUTION APPROVING THE
ESTABLISHMENT OF SANITARY SEWER DISTRICT
NO. 8, IN THE TOWN OF CHEEKTOWAGA AND THE
CONSTRUCTION OF A SEWER SYSTEM THEREIN.

RESOLVED BY THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA,
IN THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. The Town Clerk of the Town of Cheektowaga, in
the County of Erie, New York, shall, within ten (10) days after
the adoption by the Town Board of said Town, of the resolution
entitled:

"Resolution of the Town of Cheektowaga, New York, adopted
June 20, 1977, approving the establishment of Sanitary Sewer District
No. 8, in said Town, and construction of a sewer system therein
and providing that such resolution shall be subject to permissive
referendum,"

cause to be published at least once in the "CHEEKTOWAGA TIMES",
the official newspaper of the Town, and to be posted on the sign
board of the Town maintained pursuant to subdivision 6 of Section
30 of the Town Law and in at least five (5) public places in the
proposed Sanitary Sewer District No. 8, in said Town of Cheektowaga,
a notice which shall set forth the date of adoption of said fore-
going resolution and contain an abstract thereof concisely stating
its purpose and effect.

Section 2. Said Notice shall be in substantially the
following form:

TOWN OF CHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on June 20, 1977, the Town Board of the Town of Cheektowaga, in the County of Erie, New York, adopted a resolution entitled:

"Resolution of the Town of Cheektowaga, New York, adopted June 20, 1977, approving the establishment of Sanitary Sewer District No. 8, in said Town, and construction of a sewer system therein and providing that such resolution shall be subject to permissive referendum,"

an abstract of such resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: RECITING that the Town Board of the Town of Cheektowaga ("Town Board" and "Town", respectively), New York, has heretofore duly caused the preparation of a general map, plan and report relating to the establishment of proposed Sanitary Sewer District No. 8, in the Town ("District"), therein described and for the construction of a sewer system therein, and has duly appropriated a specific amount to pay the cost thereof, which map, plan and report have been duly filed in the office of the Town Clerk of the Town for public inspection; that an Order was duly adopted on June 6, 1977, reciting a description of the boundaries of the District in a manner sufficient to identify the lands included therein as in a deed of conveyance, the improvements proposed, the maximum amount proposed to be expended for such improvements, including acquisition of necessary land and rights in land, the proposed method of financing to be employed, the fact that a map, plan and report describing the same are on file in the Town Clerk's Office for public inspection and specifying the time and the place of a public hearing to hear all persons interested in the subject thereof concerning the same; that copies of such Order have been duly published and posted and that such hearing has been held June 20, 1977 at the time and place specified;

SECOND: RESOLVING AND DETERMINING THAT (a) the notice of hearing was published and posted as required by law and is otherwise sufficient; (b) all the property and property owners within the District are benefited thereby; (c) all the property and property owners benefited are included within the limits of the District and (d) that the establishment of the District is in the public interest;

THIRD: FURTHER RESOLVING AND DETERMINING that the establishment of the District be approved, that the proposed sewer system shall be constructed therein; DESIGNATING such District as Sanitary Sewer District No. 8, in the Town of Cheektowaga, and DESCRIBING the District by metes and bounds;

FOURTH: RESOLVING that the maximum amount proposed to be expended for the construction of said sewer system, consisting of sewer mains, manholes, pumping facilities, buildings, acquisition of necessary land and rights in land and original equipment, machinery and apparatus, is \$3,614,581, which is planned to be financed by the issuance of serial bonds of the Town and the assessment, levy and collection of special assessments upon the several lots and parcels of land in the District which the Town Board shall deem especially benefited by said sewer system so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same and the establishment and collection of sewer rents, pursuant to the Town Law, to pay the principal of and interest on said bonds and the costs of operation, maintenance and repair; any amounts received from grants of Federal and State funds are planned to be expended towards the construction of the sewer system or to redemption of the bonds or any bond anticipation notes issued in anticipation of the sale of said bonds, or budgeted as an offset to the taxes, assessments and/or sewer rents for the payment of principal of and interest on said bonds. The Town will apply to the State Department of Audit and Control for permission to establish the District and for consent to the expenditure of said \$3,614,581, provided that no indebtedness shall be contracted by the Town over and above the costs of preliminary plans and detailed plans, unless and until the Town has received written commitments from the appropriate federal and state authorities for the funding thereby of the portions of the costs of the improvements over and above the estimated local share.

FIFTH: FURTHER RESOLVING that the Town Clerk shall, within ten (10) days after adoption of this resolution, file certified copies in the office of the Department of Audit and Control, together with an application by the Town Board for permission to establish the District and that such application shall be executed by the Supervisor; and

SIXTH: STATING that this resolution is subject to a permissive referendum.

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

DATED: June 20, 1977

RICHARD M. MOLESKI,

Town Clerk

Section 3. This resolution shall take effect immediately.

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The adoption of the foregoing resolution was seconded by
Supervisor Meyers and duly put to a vote on roll call,
which resulted as follows:

AYES: 7

NOES: 0

The resolution was declared adopted.

CERTIFICATE

I, RICHARD M. MOLESKI, Town Clerk of the Town of
Cheektowaga, in the County of Erie,

State of New York, HEREBY CERTIFY that the foregoing
annexed extract from the minutes of a meeting of the
Town Board of said Town,
duly called and held on June 20, 1977, has been
compared by me with the original minutes as officially recorded in my
office in the Minute Book of said Town Board
and is a true, complete and correct copy thereof and of the whole of said
original minutes so far as the same relate to the subject matters referred
to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the
corporate seal of said Town
this 20th day of June, 1977.

Town Clerk

(Seal)

STATE OF NEW YORK)

: SS:
COUNTY OF ERIE)

RICHARD M. MOLESKI, being duly sworn upon his oath,
deposes and says:

That he is and at all the times hereinafter mentioned was the duly elected, qualified and acting Town Clerk of the Town of Cheektowaga, in the County of Erie, New York; that on the 23rd day of June, 1977, he caused to be conspicuously posted and fastened up a certified copy of Notice with an abstract of a resolution duly adopted by the Town Board of said Town on June 20, 1977, a true copy of which is annexed hereto and made a part hereof, on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law and in the following places, and that said places constitute five (5) of the most public places within the proposed Sanitary Sewer District No. 8, in the Town of Cheektowaga:

1. Radio Trailer Park - 4795 Genesee Street, Cheektowaga, N. Y.
2. Telephone pole No. 275 101 NYT, YL 298 - 1 NYSE&G, located in front of 5111 Genesee Street, Cheektowaga, New York
3. Telephone pole No. 3 NYT, 1908 - 8 NYSE&G, located at the corner of Pfohl and Rein Roads, Cheektowaga, New York
4. Telephone pole No. 11 - 1 NYT, 4 - 1 NYSE&G, located in front of 810 Rein Road, Cheektowaga, New York
5. Telephone pole No. 23 - 5 NYT, 3534 20 NYSE&G, located at the corner of Scott Place and Aero Drive, Cheektowaga, N. Y.

Richard M. Moleski
Town Clerk

Subscribed and sworn to before

me this 27th day of June, 1977.

John V. Rogowski
Notary Public, State of New York

JOHN V. ROGOWSKI
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1977

TOWN OF CHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on June 20, 1977, the Town Board of the Town of Cheektowaga, in the County of Erie, New York, adopted a resolution entitled:

"Resolution of the Town of Cheektowaga, New York, adopted June 20, 1977, approving the establishment of Sanitary Sewer District No. 8, in said Town, and construction of a sewer system therein and providing that such resolution shall be subject to permissive referendum,"

an abstract of such resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: RECITING that the Town Board of the Town of Cheektowaga ("Town Board" and "Town", respectively), New York, has heretofore duly caused the preparation of a general map, plan and report relating to the establishment of proposed Sanitary Sewer District No. 8, in the Town ("District"), therein described and for the construction of a sewer system therein, and has duly appropriated a specific amount to pay the cost thereof, which map, plan and report have been duly filed in the office of the Town Clerk of the Town for public inspection; that an Order was duly adopted on June 6, 1977, reciting a description of the boundaries of the District in a manner sufficient to identify the lands included therein as in a deed of conveyance, the improvements proposed, the maximum amount proposed to be expended for such improvements, including acquisition of necessary land and rights in land, the proposed method of financing to be employed, the fact that a map, plan and report describing the same are on file in the Town Clerk's Office for public inspection and specifying the time and the place of a public hearing to hear all persons interested in the subject thereof concerning the same; that copies of such Order have been duly published and posted and that such hearing has been held June 20, 1977 at the time and place specified;

SECOND: RESOLVING AND DETERMINING THAT (a) the notice of hearing was published and posted as required by law and is otherwise sufficient; (b) all the property and property owners within the District are benefited thereby; (c) all the property and property owners benefited are included within the limits of the District and (d) that the establishment of the District is in the public interest;

THIRD: FURTHER RESOLVING AND DETERMINING that the establishment of the District be approved, that the proposed sewer system shall be constructed therein; DESIGNATING such District as Sanitary Sewer District No. 8, in the Town of Cheektowaga, and DESCRIBING the District by metes and bounds;

FOURTH: RESOLVING that the maximum amount proposed to be expended for the construction of said sewer system, consisting of sewer mains, manholes, pumping facilities, buildings, acquisition of necessary land and rights in land and original equipment, machinery and apparatus, is \$3,614,581, which is planned to be financed by the issuance of serial bonds of the Town and the assessment, levy and collection of special assessments upon the several lots and parcels of land in the District which the Town Board shall deem especially benefited by said sewer system so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same and the establishment and collection of sewer rents, pursuant to the Town Law, to pay the principal of and interest on said bonds and the costs of operation, maintenance and repair; any amounts received from grants of Federal and State funds are planned to be expended towards the construction of the sewer system or to redemption of the bonds or any bond anticipation notes issued in anticipation of the sale of said bonds, or budgeted as an offset to the taxes, assessments and/or sewer rents for the payment of principal of and interest on said bonds. The Town will apply to the State Department of Audit and Control for permission to establish the District and for consent to the expenditure of said \$3,614,581, provided that no indebtedness shall be contracted by the Town over and above the costs of preliminary plans and detailed plans, unless and until the Town has received written commitments from the appropriate federal and state authorities for the funding thereby of the portions of the costs of the improvements over and above the estimated local share.

FIFTH: FURTHER RESOLVING that the Town Clerk shall, within ten (10) days after adoption of this resolution, file certified copies in the office of the Department of Audit and Control, together with an application by the Town Board for permission to establish the District and that such application shall be executed by the Supervisor; and

SIXTH: STATING that this resolution is subject to a permissive referendum.

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

DATED: June 20, 1977

RICHARD M. MOLESKI,

Town Clerk

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

Chadys M. Xelity of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*Chadys M. Xelity*..... 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.....*June 23, 1977*.....;
last publication.....*June 23, 1977*.....;
and that no more than six days intervened be-
tween publications.

Chadys M. Xelity
Sworn to before me this*24th*.....
day of*June*....., 19..*77*..
.....*Naidine C. Williams*.....

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*79*

PLEASE TAKE NOTICE that on June 20, 1977, the Town Board of the Town of Cheektowaga, in the County of Erie, New York, adopted a resolution entitled:

"Resolution of the Town of Cheektowaga, New York, adopted June 20, 1977, approving the establishment of Sanitary Sewer District No. 8, in said Town, and construction of a sewer system therein and providing that such resolution shall be subject to permissive referendum," an abstract of such resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: RECITING that the Town Board of the Town of Cheektowaga ("Town Board" and "Town", respectively), New York, has heretofore duly caused the preparation of a general map, plan and report relating to the establishment of proposed Sanitary Sewer District No. 8, in the Town ("District"), therein described and for the construction of a sewer system therein, and has duly appropriated a specific amount to pay the cost thereof, which map, plan and report have been duly filed in the office of the Town Clerk of the Town for public inspection; that an Order was duly adopted on June 6, 1977, reciting a description of the boundaries of the District in a manner sufficient to identify the lands included therein as in a deed of conveyance, the improvements proposed, the maximum amount proposed to be expended for such improvements, including acquisition of necessary land and rights in land, the proposed method of financing to be employed, the fact that a map, plan and report describing the same are on file in the Town Clerk's Office for public inspection and specifying the time and the place of a public hearing to hear all persons interested in the subject thereof concerning the proposed establishment of such District, and copies of such Order have been duly published and posted and that such hearing has been held June 20, 1977 at the time and place specified;

SECOND: RESOLVING AND DETERMINING THAT (a) the notice of hearing was published and posted as required by law and is otherwise sufficient; (b) all the property and property owners within the District are benefited thereby; (c) all the property and property owners benefited are included within the limits of the District and (d) that the establishment of the District is in the public interest;

THIRD: FURTHER RESOLVING AND DETERMINING that the establishment of the District be approved, that the proposed sewer system shall be constructed therein; DESIGNATING such District as Sanitary Sewer District No. 8, in the Town of Cheektowaga, and DESCRIBING the District by metes and bounds;

FOURTH: RESOLVING that the maximum amount proposed to be expended for the construction of said sewer system, consisting of sewer mains, manholes, pumping facilities, buildings, acquisition of necessary land and rights in land and original equipment, machinery and apparatus, is \$3,614,581, which is planned to be financed by the issuance of serial bonds of the Town and the assessment, levy and collection of special assessments upon the several lots and parcels of land in the District which the Town Board shall deem especially benefited by said sewer system so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same and the establishment and collection of sewer rents, pursuant to the Town Law, to pay the principal of and interest on said bonds and the costs of operation, maintenance and repair; any amounts received from grants of Federal and State funds are planned to be expended towards the construction of the sewer system or to redemption of the bonds or any bond anticipation notes issued in anticipation of the sale of said bonds, or budgeted as an offset to the taxes, assessments and/or sewer rents for the payment of principal of and interest on said bonds. The Town will apply to the State Department of Audit and Control for permission to establish the District and for consent to the expenditure of said \$3,614,581, provided that no indebtedness shall be contracted by the Town over and above the costs of preliminary plans and detailed plans, unless and until the Town has received written commitments from the appropriate federal and state authorities for the funding thereby of the portions of the costs of the improvements over and above the estimated local share.

FIFTH: FURTHER RESOLVING that the Town Clerk shall, within ten (10) days after adoption of this resolution, file certified copies in the office of the Department of Audit and Control, together with an application by the Town Board for permission to establish the District and that such application shall be executed by the Supervisor; and

SIXTH: STATING that this resolution is subject to a permissive referendum.

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

DATED: June 20, 1977

RICHARD M. MOLESKI
Town Clerk

Item No. 17 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, certain areas of the Town of Cheektowaga are subject to periodic flooding from streams, creeks or other watercourses, causing serious damage to properties within those areas; and

WHEREAS, relief is available to residents and property owners in the form of Federally subsidized flood insurance as authorized by the National Flood Insurance Act of 1968, as amended; provided the Town of Cheektowaga adopts land use and control measures to reduce future flood losses in compliance with the regulatory measures specified in the Federal Insurance Administration Rules and Regulations adopted pursuant to said National Flood Insurance Act of 1968, as amended.

NOW, THEREFORE, BE IT RESOLVED that in accordance with the provisions of the Town Law of the State of New York, a public hearing be held on the 5th day of July, 1977 at 7:00 o'clock p.m., Eastern Daylight Saving 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 a "FLOOD DAMAGE PREVENTION ORDINANCE" shall be enacted; 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 nor more than twenty (20) days prior to the date of hearing.

* * * * *

NOTICE OF HEARING ON PROPOSAL TO ENACT

FLOOD DAMAGE PREVENTION 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 20th day of June, 1977, and in accordance with the provisions of the Town Law of the State of New York, a Public Hearing will be held on the 5th day of July, 1977 at 7:00 o'clock P.M., Eastern Daylight Saving Time, 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 a "FLOOD DAMAGE PREVENTION ORDINANCE" shall be adopted and enacted, which ORDINANCE adopts, prescribes, controls, regulates and specifies flood plain management measures, including prohibiting any person, firm or cooperation from erecting, constructing, enlarging, repairing, or engaging in any development activity involving any man-made changes to improved or unimproved real estate, including but not limited to buildings or other structures, mining, dredging, filling, grading, paving, excavating, or drilling in the designated flood hazard areas of the Town of Cheektowaga, without first obtaining a separate development permit for each such activity from the Town. A copy of the proposed "FLOOD DAMAGE PREVENTION ORDINANCE" is on file in the Town Clerk's Office where the same may be examined during regular business hours.

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

RICHARD M. MOLESKI
Town Clerk

DATED: June 20, 1977

* * * * *

** See next pages for copy of proposed Ordinance and Affidavit

FLOOD DAMAGE PREVENTION ORDINANCE

Section 1.0 STATUTORY AUTHORIZATION, FINDINGS OF FACT, PURPOSE AND OBJECTIVES

1.1 STATUTORY AUTHORIZATION

The Legislature of the State of New York has in the Environmental Conservation Law and Town Law delegated the responsibility to local governmental units to adopt regulations designed to promote the public health, safety, and general welfare of its citizenry. Therefore, the Town Board of the Town of Cheektowaga, New York does ordain as follows:

1.2 FINDINGS OF FACT

(1) The flood hazard areas of the Town of Cheektowaga are subject to periodic inundation which results in loss of life, property, health and safety hazards, disruption of commerce and governmental services, extraordinary public expenditures for flood protection and relief, and impairment of the tax base, all of which adversely affect the public health, safety and general welfare.

(2) These flood losses are caused by the cumulative effect of obstructions in flood plains causing increases in flood heights and velocities, and by the occupancy in flood hazard areas by uses vulnerable to floods or hazardous to other lands which are inadequately elevated, floodproofed, or otherwise protected from flood damages.

1.3 STATEMENT OF PURPOSE

It is the purpose of this ordinance to promote the public health, safety and general welfare and to minimize public and private losses due to flood conditions in specific areas by provisions designed to:

- (1) To protect human life and health;
- (2) To minimize expenditure of public money for costly flood control projects;

- (3) To minimize the need for rescue and relief efforts associated with flooding and generally undertaken at the expense of the general public;
- (4) To minimize prolonged business interruptions;
- (5) To minimize damage to public facilities and utilities such as water and gas mains, electric, telephone and sewer lines, streets and bridges located in flood plains;
- (6) To help maintain a stable tax base by providing for the sound use and development of flood-prone areas in such a manner as to minimize future flood blight areas;
- (7) To insure that potential home buyers are notified that property is in a flood area;
- (8) To make residents and property owners eligible for purchase of Federally subsidized flood insurance authorized by the National Flood Insurance Act of 1968, as amended; and
- (9) To comply with the regulatory measures specified in the Federal Insurance Administration Rules and Regulations adopted pursuant to the National Flood Insurance Act of 1968, as amended, specifically Section 1910.3(b), (c), and (d) thereof, as they become applicable and as they may be amended.

1.4 METHODS OF REDUCING FLOOD LOSSES

In order to accomplish its purposes, this ordinance uses the following methods:

- (1) Restrict or prohibit uses which are dangerous to health, safety and property due to water or erosion or in flood heights or velocities.
- (2) Require that uses vulnerable to floods, including facilities which serve such uses, be protected against flood damage at the time of initial construction.
- (3) Control the alteration of natural flood plains, stream channels, and natural protective barriers, which are involved in the accommodation of flood waters.

- (4) Control filling, grading, dredging and other development which may increase flood damage.
- (5) Prevent or regulate the construction of flood barriers which will unnaturally divert flood waters or which may increase flood hazards to other lands.

Section 2.0 DEFINITIONS

Unless specifically defined below, words or phrases used in this ordinance shall be interpreted so as to give them the meaning they have in common usage and to give this ordinance its most reasonable application.

"Appeal" means a request for a review of the Town Engineer's interpretation of any provision of this ordinance or a request for a variance.

"Area of shallow flooding" means a designated AO or VO Zone on a community's Flood Insurance Rate Map (FIRM) with base flood depths of from one to three feet where a clearly defined channel does not exist, where the path of flooding is unpredictable and indeterminate, and where velocity flow may be evident.

"Area of special flood hazard" is the land in the flood plain within a community subject to a one percent or greater chance of flooding in any given year.

"Base flood" means the flood having a one percent chance of being equalled or exceeded in any given year.

"Development" means any man-made change to improved or unimproved real estate, including but not limited to buildings or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations located within the area of special flood hazard.

"Existing mobile home park or mobile home subdivision" means a parcel (or contiguous parcels) of land divided into two or more mobile home lots for rent or sale for which the construction of facilities for servicing the lot on which the mobile home is to be affixed (includ-

ing, at a minimum, the installation of utilities, either final site grading or the pouring of concrete pads, and the construction of streets) is completed before the effective date of this ordinance.

"Expansion to an existing mobile home park or mobile home subdivision" means the preparation of additional sites by the construction of facilities for servicing the lots on which the mobile homes are to be affixed (including the installation of utilities, either final site grading or pouring of concrete pads, or the construction of streets).

"Flood" or "flooding" means a general and temporary condition of partial or complete inundation of normally dry land areas from:

- (1) The overflow of inland or tidal waters
- (2) The unusual and rapid accumulation or runoff of surface waters from any source.

"Flood Insurance Rate Map" (FIRM) means the official map on which the Federal Insurance Administration has delineated both the areas of special flood hazards and the risk premium zones applicable to the community.

"Flood Insurance Study" means the official report in which the Federal Insurance Administration has provided flood profiles, as well as the Flood Hazard Boundary-Floodway Map and the water surface elevation of the base flood.

"Floodway" means the channel of a river, stream, creek or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than one foot.

"Habitable floor" means any floor usable for living purposes, which includes working, sleeping, eating, cooking or recreation, or a combination thereof. A floor used only for storage purposes is not a "habitable floor".

"Mobile home" means a structure, transportable in one or more sections, which is built on a permanent chassis and designed to be used with or without a permanent foundation when connected to the required utilities. It does not include recreational vehicles or travel trailers.

"New construction" means structures for which the "start of construction" commenced on or after the effective date of this ordinance.

"New mobile home park or mobile home subdivision" means a parcel (or contiguous parcels) of land divided into two or more mobile home lots for rent or sale for which the construction of facilities for servicing the lot on which the mobile home is to be affixed (including, at a minimum, the installation of utilities, either final site grading or the pouring of concrete pads, and the construction of streets) is completed on or after the effective date of this ordinance.

"Start of construction" means the first placement of permanent construction of a structure (other than a mobile home) on a site, such as the pouring of slabs or footings or any work beyond the stage of excavation. Permanent construction does not include land preparation, such as clearing, grading, and filling, nor does it include the installation of streets and/or walkways; nor does it include excavation for a basement, footings, piers or foundations or the erection of temporary forms; nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not as part of the main structure. For a structure (other than a mobile home) without a basement or poured footings, the "start of construction" includes the first permanent framing or assembly of the structure or any part thereof on its piling or foundation. For mobile homes not within a mobile home park or mobile home subdivision, "start of construction"

means the affixing of the mobile home to its permanent site. For mobile homes within mobile home parks or mobile home subdivisions, "start of construction" is the date on which the construction of facilities for servicing the site on which the mobile home is to be affixed (including, at a minimum, the construction of streets, either final site grading or the pouring of concrete pads, and installation of utilities) is completed.

"Structure" means a walled and roofed building that is principally above ground, as well as a mobile home.

"Substantial improvement" means any repair, reconstruction, or improvement of a structure, the cost of which equals or exceeds fifty percent (50%) of the market value of the structure either:

- (1) before the improvement or repair is started, or
- (2) if the structure has been damaged and is being restored, before the damage occurred. For the purposes of this definition "substantial improvement" is considered to occur when the first alteration of any wall, ceiling, floor, or other structural part of the building commences, whether or not that alteration affects the external dimensions of the structure. The term does not, however, include either:

- (1) any project for improvement of a structure to comply with existing state or local health, sanitary, or safety code specifications which are solely necessary to assure safe living conditions, or
- (2) any alteration of a structure listed on the National Register of Historic Places or a State Inventory of Historic Places.

"Variance" is a grant of relief to a person from the requirements of this ordinance which permits construction in a manner otherwise prohibited by this ordinance where specific enforcement would result in unnecessary hardship.

Section 3.0 GENERAL PROVISIONS

3.1 LANDS TO WHICH THIS ORDINANCE APPLIES

This ordinance shall apply to all areas of special flood hazards within the jurisdiction of the Town of Cheektowaga exclusive of the Villages of Sloan and Depew.

3.2 BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD

The areas of special flood hazard identified by the Federal Insurance Administration through a scientific and engineering report entitled "The Flood Insurance Study for the Town of Cheektowaga, dated March, 1974, as edited and prepared for publication by Dewberry, Nealon and Davis, Consulting Engineers, Arlington Boulevard, Fairfax, Virginia 22030, December, 1975", with accompanying Flood Insurance Rate Maps and Flood Boundary-Floodway Maps and any revision thereto are hereby adopted by reference and declared to be a part of this ordinance.

3.3 COMPLIANCE

No structure or land shall hereafter be located, extended, converted, or structurally altered without full compliance with the terms of this ordinance and other applicable regulations.

3.4 ABROGATION AND GREATER RESTRICTIONS

This ordinance is not intended to repeal, abrogate, or impair any existing easements, covenants, or deed restrictions. However, where this ordinance and another ordinance, easement, covenant, or deed restriction conflict or overlap, whichever imposes the more stringent restrictions shall prevail.

3.5 INTERPRETATION

In the interpretation and application of this ordinance, all provisions shall be:

- (1) Considered as minimum requirements.
- (2) Liberally construed in favor of the governing body.

(3) Deemed neither to limit nor repeal any other powers granted under state statutes.

(4) Should any section or provision of this ordinance be declared by the courts to be unconstitutional or invalid, such declaration shall not affect the validity of this ordinance as a whole or any part thereof, other than the part so declared to be unconstitutional or invalid.

3.6 WARNING AND DISCLAIMER OF LIABILITY

The degree of flood protection required by this ordinance is considered reasonable for regulatory purposes and is based on scientific and engineering considerations. Larger floods can and will occur on rare occasions. Flood heights may be increased by man-made or natural causes. This ordinance does not imply that land outside the areas of special flood hazards or that uses permitted within such areas will be free from flooding or flood damages. This ordinance shall not create liability on the part of the Town of Cheektowaga, or any officer or employee thereof, for any flood damage that result from reliance on this ordinance or any administrative decision lawfully made thereunder.

3.7 VIOLATIONS

The violation of any of the provisions of this ordinance is an offense for which the violator shall be subject to a fine of not more than two hundred and fifty dollars (\$250.00) or to imprisonment for a period of not more than fifteen (15) days, or both. Each week's continued violation shall constitute a separate and additional violation and shall be punishable hereunder.

In addition to the foregoing penalties, the Town of Cheektowaga may institute any appropriate action or proceeding to prevent, correct or restrain any violation of this ordinance.

3.8 EFFECTIVE DATE

Upon adoption by the Town Board, this ordinance shall take effect ten (10) days after its publication and posting as required by the laws of the State of New York, except that this ordinance shall take effect from the date of its service as against a person served personally with a copy thereof, certified by the Town Clerk under the corporate seal of the Town, showing the date of its passage and entry in the minutes.

Section 4.0 ADMINISTRATION

4.1 ESTABLISHMENT OF DEVELOPMENT PERMIT

A Development Permit shall be obtained before construction or development begins within any area of special flood hazard established in Section 3.2. Application for a Development Permit shall be made to the Town Engineer on forms furnished by him and may include, but not be limited to, the following plans in duplicate drawn to scale showing the nature, location, dimensions, and elevations of the area in question; existing or proposed structures, fill storage of materials; drainage facilities, and the location of the foregoing. Specifically, the following information is required:

- (1) Elevation in relation to mean sea level, of the lowest floor (including basement) of all structures.
- (2) Elevation in relation to mean sea level to which any non-residential structure has been floodproofed.
- (3) Plans showing how any non-residential floodproofed structure will meet the floodproofing criteria of Section 5.2-2 and after the structure is built, a certification by a registered professional engineer or architect that the structure as built meets the criteria of Section 5.2-2.
- (4) Description of the extent to which any watercourse will be altered or relocated as a result of proposed development.

(5) A fee of _____ dollars (\$))
shall be paid to the Town Clerk for each Development Permit
prior to issuance.

Section 4.2 DESIGNATION OF TOWN ENGINEER AS ADMINISTRATOR

The Town Engineer is hereby appointed to administer and implement this ordinance by granting or denying development permit applications in accordance with its provisions.

4.3 DUTIES AND RESPONSIBILITIES OF THE TOWN ENGINEER

Duties of the Town Engineer shall include, but not be limited to:

4.3-1 PERMIT REVIEW

- (1) Review all development permits to determine that the permit requirements of this ordinance have been satisfied.
- (2) Review all development permits to require that all necessary permits have been obtained from those federal, state or local governmental agencies from which prior approval is required.
- (3) Review all development permits to determine if such proposed development is located within the floodway. If the proposed development is to be located in the floodway, a certification shall be obtained in accordance with Section 5.2-4(1).

4.3-2 USE OF OTHER BASE FLOOD DATA

When base flood elevation data has not been provided in accordance with Section 3.2, BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD, then the Town Engineer shall obtain, review, and reasonably utilize any base flood elevation data available from a federal, state or other source, in order to administer Section 5.2, SPECIFIC STANDARDS.

4.3-3 INFORMATION TO BE OBTAINED AND MAINTAINED

- (1) Verify and record the actual elevation (in relation to

mean sea level) of the lowest habitable floor (including basement) of all new or substantially improved structures.

(2) For all new or substantially improved floodproofed structures

(i) verify and record the actual elevation (in relation to mean sea level), and

(ii) maintain the floodproofing certifications required in Section 4.1(3).

(3) Maintain for public inspection all records pertaining to the provisions of this ordinance.

4.3-4 ALTERATION OF WATERCOURSES

(1) Notify adjacent communities and the New York State Department of Environmental Conservation prior to any alteration or relocation of a watercourse, and submit evidence of such notification to the Federal Insurance Administration.

(2) Require that maintenance is provided within the altered or relocated portion of said watercourse so that the flood carrying capacity is not diminished.

4.3-5 INTERPRETATION OF FIRM BOUNDARIES

Make interpretations where needed, as to the exact location of the boundaries of the areas of special flood hazards (for example, where there appears to be a conflict between a mapped boundary and actual field conditions). The person contesting the location of the boundary shall be given a reasonable opportunity to appeal the interpretation as provided in this article.

4.4 VARIANCE PROCEDURE

4.4-1 APPEAL BOARD

(1) The Town Board of the Town of Cheektowaga shall hear and decide appeals and requests for variances from the requirements

of this ordinance.

(2) The Town Board shall hear and decide appeals when it is alleged there is an error in any requirement, decision, or determination made by the Town Engineer in the enforcement or administration of this ordinance.

(3) Any person aggrieved by the decision of the Town Board or any taxpayer may appeal such decision to the Supreme Court of the State of New York, as provided in Article 78 of the Civil Practice Law and Rules.

(4) In passing upon such applications, the Town Board shall consider all technical evaluations, all relevant factors, standards specified in other sections of this ordinance, and:

- (i) the danger that materials may be swept onto other lands to the injury of others;
- (ii) the danger to life and property due to flooding or erosion damage;
- (iii) the susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner;
- (iv) the importance of the services provided by the proposed facility to the community;
- (v) the necessity to the facility of a waterfront location, where applicable;
- (vi) the availability of alternative locations, not subject to flooding or erosion damage, for the proposed use;
- (vii) the compatibility of the proposed use with existing and anticipated development;
- (viii) the relationship of the proposed use to the comprehensive plan and flood plain management program for that area;
- (ix) the safety of access to the property in times of flood for ordinary and emergency vehicles;

(x) the expected heights, velocity, duration, rate of rise and sediment transport of the flood waters and the effects of wave action, if applicable, expected at the site; and,

(xi) the costs of providing governmental services during and after flood conditions including maintenance and repair of public utilities and facilities such as sewer, gas, electrical, and water systems, and streets and bridges.

(xii) generally, variances may be issued for new construction and substantial improvements to be erected on a lot of one-half acre or less in size contiguous to and surrounded by lots with existing structures constructed below the base flood level, providing items (i-xi) have been fully considered. As the lot size increases beyond the one-half acre, the technical justification required for issuing the variance increases.

(5) Upon consideration of the factors listed above and the purposes of this ordinance, the Town Board may attach such conditions to the granting of variances as it deems necessary to further the purposes of this ordinance.

(6) The Town Engineer shall maintain the records of all appeal actions and report any variances to the Federal Insurance Administration upon request.

4.4-2 CONDITIONS FOR VARIANCES

(1) Variances may be issued for the reconstruction, rehabilitation or restoration of structures listed on the National Register of Historic Places or the State Inventory of Historic Places, without regard to the procedures set forth in the remainder of this section.

(2) Variances shall not be issued within any designated floodway if any increase in flood levels during the base flood discharge

would result.

(3) Variances shall only be issued upon a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.

(4) Variances shall only be issued upon:

(i) a showing of good and sufficient cause,

(ii) a determination that failure to grant the variance would result in exceptional hardship to the applicant, and

(iii) a determination that the granting of a variance will not result in increased flood heights, additional threats to public safety, extraordinary public expense, create nuisances, cause fraud on or victimization of the public as identified in Section 4.1-4(4), existing local laws or ordinances.

(5) Any applicant to whom a variance is granted shall be given written notice that the structure will be permitted to be built with a lowest floor elevation _____ feet below the base flood elevation, and that the cost of flood insurance will be commensurate with the increased risk resulting from the reduced lowest floor elevation.

Section 5.0 PROVISIONS FOR FLOOD HAZARD REDUCTION

5.1 GENERAL STANDARDS

In all areas of special flood hazards the following provisions are required:

5.1-1 ANCHORING

(1) All new construction and substantial improvements shall be anchored to prevent flotation, collapse or lateral movement of the structure.

(2) All mobile homes shall be anchored to resist flotation,

would result.

(3) Variances shall only be issued upon a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.

(4) Variances shall only be issued upon:

(i) a showing of good and sufficient cause,

(ii) a determination that failure to grant the variance would result in exceptional hardship to the applicant, and

(iii) a determination that the granting of a variance will not result in increased flood heights, additional threats to public safety, extraordinary public expense, create nuisances, cause fraud on or victimization of the public as identified in Section 4.1-4(4), existing local laws or ordinances.

(5) Any applicant to whom a variance is granted shall be given written notice that the structure will be permitted to be built with a lowest floor elevation _____ feet below the base flood elevation, and that the cost of flood insurance will be commensurate with the increased risk resulting from the reduced lowest floor elevation.

Section 5.0 PROVISIONS FOR FLOOD HAZARD REDUCTION

5.1 GENERAL STANDARDS

In all areas of special flood hazards the following provisions are required:

5.1-1 ANCHORING

(1) All new construction and substantial improvements shall be anchored to prevent flotation, collapse or lateral movement of the structure.

(2) All mobile homes shall be anchored to resist flotation,

collapse, or lateral movement by providing over-the-top and frame ties to ground anchors. Specific requirements shall be that:

- (i) over-the-top ties be provided at each side of the mobile home, with two additional ties per side at intermediate locations and mobile homes less than 50 feet long requiring one additional tie per side;
- (ii) frame ties be provided at each corner of the home with five additional ties per side at intermediate points and mobile homes less than 50 feet long requiring four additional ties per side;
- (iii) all components of the anchoring system be capable of carrying a force of 4,800 pounds; and,
- (iv) any additions to the mobile home be similarly anchored.

5.1-2 CONSTRUCTION MATERIALS AND METHODS

- (1) All new construction and substantial improvements shall be constructed with materials and utility equipment resistant to flood damage.
- (2) All new construction or substantial improvements shall be constructed by methods and practices that minimize flood damage.

5.1-3 UTILITIES

- (1) All new and replacement water supply systems shall be designed to minimize or eliminate infiltration of flood waters into the system;
- (2) New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of flood waters into the systems and discharges from the systems into flood waters; and,

- (3) On-site waste disposal systems shall be located to avoid impairment to them or contamination from them during flooding.

5.1-4 SUBDIVISION PROPOSALS

- (1) All subdivision proposals shall be consistent with the need to minimize flood damage.
- (2) All subdivision proposals shall have public utilities and facilities such as sewer, gas, electrical and water systems located and constructed to minimize flood damage.
- (3) All subdivision proposals shall have adequate drainage provided to reduce exposure to flood damage.
- (4) Base flood elevation data shall be provided for subdivision proposals and other proposed development which is greater than the lesser of 50 lots or 5 acres.

5.2 SPECIFIC STANDARDS

In all areas of special flood hazards where base flood elevation data has been provided as set forth in Section 3.2 BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD or Section 4.3-2 USE OF OTHER BASE FLOOD DATA, the following provisions are required:

5.2-1 RESIDENTIAL CONSTRUCTION

New construction or substantial improvement of any residential structure shall have the lowest floor, including basement, elevated to or above base flood elevation.

5.2-2 NONRESIDENTIAL CONSTRUCTION

New construction or substantial improvement of any commercial, industrial or other nonresidential structure shall either have the lowest floor, including basement, elevated to the level of the base flood elevation or, together with attendant utility and sanitary facilities, be floodproofed so that below the base flood level the

5.3 FLOODWAYS

Located within areas of special flood hazard established in Section 3.2 are areas designated as floodways. Since the floodway is an extremely hazardous area due to the velocity of flood waters which carry debris, potential projectiles and erosion potential, the following provisions apply:

- (1) Prohibit encroachments, including fill, new construction, substantial improvements and other developments unless certification by a professional registered engineer or architect is provided demonstrating that encroachments shall not result in any increase in flood levels during the occurrence of the base flood discharge.
- (2) If Section 5.3(1) is satisfied, all new construction and substantial improvements shall comply with all applicable flood hazard reduction provisions of Section 5.0 PROVISIONS FOR FLOOD HAZARD REDUCTION.
- (3) Prohibit the placement of any mobile homes, except in an existing mobile home park or existing mobile home subdivision.

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

Alfred M. Seditz, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Charles* 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..... *June 23, 1977*;
last publication..... *June 23, 1977*;
and that no more than six days intervened be-
tween publications.

Alfred M. Seditz
Sworn to before me this *24th*
day of *June*, 19 *77*
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *79*

NOTICE IS HEREBY GIVEN
that pursuant to a Resolution of
the Town Board of the Town of
Cheektowaga, which was duly passed
on the 20th day of June, 1977, and in
accordance with the provisions of the
Town Law of the State of New York, a
Public Hearing will be held on the 5th
day of July, 1977 at 7:00 o'clock p.m.

at the Town Board Office,
10000 Cheektowaga Road, Cheektowaga,
New York 14307, at which hearing
any person or persons desiring to
be heard, and at which time and place it shall be
determined by the Town Board
whether a "FLOOD DAMAGE PRE-
VENTION ORDINANCE" shall be
adopted and enacted, which ORDI-
NANCE adopts, prescribes, controls,
regulates and specifies flood plain
management measures, including
prohibiting any person, firm or
corporation from erecting, construct-
ing, enlarging, repairing, or engaging
in any development activity involving
any man-made changes to improved
or unimproved real estate, including
but not limited to buildings or other
structures, mining, dredging, filling,
grading, paving, excavating, or
drilling in the designated flood hazard
areas of the Town of Cheektowaga,
without first obtaining a separate
development permit for each such
activity from the Town. A copy of the
proposed "FLOOD DAMAGE PRE-
VENTION ORDINANCE" is on file
in the Town Clerk's Office where the
same may be examined during
regular business hours.

BY ORDER OF THE TOWN
BOARD OF THE TOWN OF CHEEK-
TOWAGA, ERIE COUNTY, NEW
YORK.

Dated: June 20, 1977

RICHARD M. MOLESKI

Town Clerk

Item No. 17 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 18 Motion by Councilman Johnson, seconded by Councilman Wasielewski

BE IT RESOLVED that the owner of the parcel of land bearing the following descriptions and setting forth the assessment roll of this Town, is hereby ordered to construct a sidewalk in the streets on which his properties are abut, in accordance with the ordinance adopted June 6, 1955, and known as the "Sidewalk Ordinance" and the Town Clerk shall give notice of this order by registered mail addressed to such owner at his aforementioned address, with return receipt requested, and such letter shall specify that said owner shall construct said sidewalk within thirty (30) days from date of said letter and that such sidewalk required to be so built shall not have been constructed within said time prescribed, the Town Board will cause the same to be done and audit and pay the expense thereof against the property benefited, as provided in Section 200A of the Town Law of New York. This is in addition to a list of parcel owners directed to install sidewalks in a resolution approved June 6th, 1977.

Harold J. Bauman and Wife

Cheektowaga, New York

-1-188

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 19 Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, Notice to Bidders was duly published for the receipt of bids for the construction of the Town Sanitary Sewer District No. 3 connection to the Erie County Sewer District No. 4 Interceptor, which project is a part of the Water Pollution Abatement Program from Sanitary Sewer District No. 3 and which bids were duly received and opened at the regular Town Board Meeting of June 6, 1977, and

WHEREAS, said bids were referred to the consulting firm of Nussbaumer and Clarke, Inc., and the Town Engineer for analysis, tabulation and report, which said analysis, tabulation and report is hereby attached and contained in the letter of the Town Engineer to the Town Board dated July 15, 1977, and

WHEREAS, said report recommended that the contract be awarded to Copece Construction Corp., at the bid price of \$143,925.00, said bid being the lowest bid meeting the requirements of the specifications, NOW, THEREFORE, BE IT

RESOLVED that the contract for the construction of Sanitary Sewer District No. 3 connection to Erie County Sewer District No. 4 be and hereby is awarded to Copece Construction Corp., 3135 Walden Avenue, Depew, New York 14043, for their submission of the bid of \$143,925.00 said being the lowest bid complying with the requirements of the specifications, and BE IT FURTHER

RESOLVED that said bid award to Copece Construction Corp. is conditional upon the approval of this bid award by the New York State Department of Environmental Conservation and the United States Environmental Protection Agency, and BE IT FURTHER

RESOLVED that the Supervisor, on behalf of this Town Board, sign the agreement with Copece Construction Corp. after approval of the bid award is granted by both the New York State Department of Environmental Conservation and the United States Environmental Protection Agency.

Item No. 19 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 20 Motion by Councilman Burst, seconded by Councilman Dux

BE IT RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of one (1) 1977 Service Car 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; said Notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that the Town Board will meet at 7:00 p.m. on July 5, 1977 for the purpose of properly opening and reading the sealed bids.

N O T I C E T O B I D D E R S

NOTICE IS HEREBY GIVEN that separate sealed proposals will be received and opened and read by the Town Board of the Town of Cheektowaga at a meeting thereof to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York at 7:00 P.M., on July 5, 1977 for one (1) Service Car.

In order to be considered, all bids must be filed with the undersigned Town Clerk prior to the time of opening thereof. Information for bidders and specifications may be obtained from Alfred F. Wnek, Superintendent of Highways, at his office located at the Town Garage, 3145 Union Road, (near Broadway) s. Cheektowaga, N.Y. Proposals must be enclosed and sealed in opaque envelopes plainly marked with the name of the bidder, also marked "SEALED BID FOR 1977 SERVICE CAR FOR THE TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT." Non-collusion forms must be signed and submitted with bids.

RICHARD M. MOLESKI
Town Clerk

DATED: June 20, 1977
PUBLISHED: June 23, 1977

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

AFFIDAVIT-NEXT PAGE

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

Shadya M. Richter, 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..... *June 23, 1977*;
last publication..... *June 29, 1977*;
and that no more than six days intervened be-
tween publications.

Shadya M. Richter
Sworn to before me this *24th*
day of *June*, 19*77*..
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*79*

Resolution No. 1977-001, read by the Town Board of the Town of Cheektowaga at a meeting thereof to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York at 7:00 P.M. on July 5, 1977 for app (1) 1977 Service Car.

In order to be considered, all bids must be filed with the undersigned Town Clerk prior to the time of opening thereof. Information for bidders and specifications may be obtained from Alfred F. Wnek, Superintendent of Highways, at his office located at the Town Highway Garage, 3145 Union Road (near Broadway) S. Cheektowaga, N.Y. Proposals must be enclosed and sealed in opaque envelopes plainly marked with the name of the bidder, also marked "SEALED BID FOR 1977 SERVICE CAR FOR THE TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT." Non-Collusion forms must be signed and submitted with bids.

RICHARD M. MOLESKI

Town Clerk

DATED: June 28, 1977

PUBLISHED: June 23, 1977

Item No. 21 Motion by Councilman Burst, seconded by Councilman Kaczmarek

WHEREAS, as a result of the severe winter, several pieces of equipment used in the Cheektowaga Highway Department must be replaced, and

WHEREAS, it will be necessary to finance said equipment with a Bond Anticipation Note, now, THEREFORE, BE IT

RESOLVED that the Town Attorney's Office be and hereby is authorized to initiate bonding procedures in the sum of \$700,000.00 for the purchase of said highway equipment.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

Item No. 22 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the Office of Regional Operations Water Management Group of the New York State Department of Environmental Conservation has presented to the Town an Agreement between the State of New York and the Town of Cheektowaga for Local Cooperation in the Scajaquada Creek and Tributaries Flood Protection Project, and

WHEREAS, construction of the Scajaquada Creek and Tributaries Flood Protection Project (hereinafter referred to as the "PROJECT") in the Town of Cheektowaga, New York was authorized by the Flood Control Act of 1965 (P.L. 89-298, 89th Congress, 1st Session) is contingent upon execution of a formal agreement for local cooperation between the STATE and the United States of America, acting through the Department of Defense, Corps of Engineers (hereinafter referred to as the "GOVERNMENT"); and

WHEREAS, the execution of such agreement is necessary in order that the benefits of the flood protection project may be realized; and

WHEREAS, the STATE is authorized under Chapter 862 of the Laws of 1936, as amended, to enter into such an agreement with the GOVERNMENT, and

WHEREAS, it appears that the Town has the authority and capability to furnish the cooperation provided in such agreement, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized to sign the agreement hereinbefore mentioned, a copy of which is attached hereto and made a part hereof.

* See next pages for agreement

Item No. 22 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 23 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, the City of Buffalo and the County of Erie request cooperation from the Town of Cheektowaga for the construction of a trash rack to control the amount of debris carried by Scajaquada Creek into the Delaware Park Lake, and

WHEREAS, this Town Board in the spirit of neighborly cooperation and in the interest of providing a better environment agrees to the construction of a 4' high trash rack on Scajaquada Creek east of Pine Ridge Road providing that there should be no detrimental effects on such a rack installation to the residents of the Town of Cheektowaga, and

WHEREAS, the Town was assured by the U.S. Army Corps of Engineers that the construction of a trash rack at a height of 4' will not adversely affect the Town providing that compensatory channel enlargement is provided, and

WHEREAS, the U.S. Army Corps of Engineers is willing to provide such compensatory channel enlargement as part of the Scajaquada Creek Flood Control Project, and

WHEREAS, the County of Erie has agreed to assume all local costs associated with the construction of the rack and enlargement of the Scajaquada Creek Channel, NOW, THEREFORE, BE IT

RESOLVED that this Town Board agrees to the construction of a 4' high trash rack across Scajaquada Creek east of Pine Ridge Road providing that the following conditions are adhered to:

1. The U.S. Army Corps of Engineers is to provide Compensatory channel enlargement for Scajaquada Creek between Pine Ridge Road and Harlem Road.
2. The County of Erie is to assume the local cost share for the additional costs of channel enlargement.
3. The County of Erie is to assume all costs involved in the design and construction and installation of the trash rack.
4. The trash rack must be designed for ease of removal.
5. The trash rack design must be Town approved before construction bids are awarded.
6. The Town of Cheektowaga shall have the authority when, in its opinion, stream conditions dictate that the rack be removed such as during an ice build-up.
7. After the approved design is constructed and installed there shall be no modifications made to the trash rack without Town Board approval.

AND BE IT FURTHER

RESOLVED that the ownership of said trash rack will revert to the Town after a final inspection and acceptance by the Town, and BE IT FURTHER

Item No. 23 cont'd

RESOLVED that the Town of Cheektowaga will assume routine maintenance of the rack and the Town Highway Department will be responsible for the periodic removal of all debris accumulations at this rack, and BE IT FURTHER

RESOLVED that the Town will have the right to remove the rack if, in its opinion, the rack creates flooding problems to its residents.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Dux & Kaczmarek
NAYES: Councilmen Johnson and Burst
ABSENT: 0

Item No. 24 Motion by Councilman Burst, seconded by Councilman Dux

WHEREAS, the Cheektowaga Traffic Safety Commission has requested the Erie County Highway Department to undertake an engineering survey for "No Turn on Red" at several locations throughout the Town of Cheektowaga, and

WHEREAS, due to the 1977 County Budget - Highways Division fund, and staff reductions, operations will be reduced and will affect many services previously provided by the Erie County Highway Department, and

WHEREAS, as a result of these cut-backs, the Erie County Highway Department has requested the Town of Cheektowaga pay the necessary costs involved in said survey, NOW, THEREFORE, BE IT

RESOLVED that the Town of Cheektowaga request the Erie County Highway Department to undertake an engineering survey for "No Turn on Red" at the following locations:

- 1) on Cayuga Road at Cleveland Drive and Maryvale Drive
- 2) Walden Avenue and Dick Road
- 3) Maryvale Drive at the Senior High School entrance
- 4) Dingens Street and South Colby Street
- 5) French Road at Kelly Drive
- 6) Walden Avenue and Union Road (survey to be done on Walden)
- 7) Cleveland Drive and Thruway exit.

and BE IT FURTHER

RESOLVED that the Town of Cheektowaga agrees to pay to the Erie County Highway Department all costs involved in connection with said survey at a sum not to exceed \$280.00.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 25 Motion by Supervisor Meyers, seconded by Councilman Dux

WHEREAS, the Town of Cheektowaga was notified by the United States Department of Commerce, Economic Development Administration, that a grant of \$301,000.00 has been awarded to the Town under the Public Works Employment Act of 1977 (Pub. L. 95-28), and

WHEREAS, the Town is to consider all eligible Public Works Projects within its corporate limits for allocation of these monies, and

WHEREAS, consideration was given to all such eligible Public Works Projects, NOW, THEREFORE, BE IT

RESOLVED that this Town Board has determined that in the best interests of the provisions of the Public Works Employment Act of 1977 and the public served by the Town of Cheektowaga that EDA Project No. L-NY-1686-1 for alterations and additions to the Town Hall is selected as the Town project to be funded under this grant.

Item No. 25 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Dux, Kaczmarek and Burst
NAYES: Councilman Johnson
ABSENT: 0

Item No. 26 Motion by Supervisor Meyers, seconded by Councilman Wasielewski

WHEREAS, the Town of Cheektowaga desires to undertake alterations and additions to the Cheektowaga Town Hall under the Local Public Works Act, Round II, and

WHEREAS, the Town has retained professional service for an on behalf of the Town for updating of the construction plans and for services in connection with construction inspection and related work on said Town Hall alterations and additions in Round I of the Local Public Works Act, and

WHEREAS, the Town Board has at a regular Town Board meeting dated November 15, 1976, passed a resolution to engage the architectural firm of Donald T. Maharan Associates to perform said professional services, and

WHEREAS, the Supervisor has authorized by this resolution to sign an agreement with Donald T. Maharan Associates that defined the retainer fee and scope of services, and

WHEREAS, the term of this agreement was for a period of one year from November 15, 1976, NOW, THEREFORE, BE IT

RESOLVED that the proposal as submitted in a letter from Donald T. Maharan Associates dated June 16, 1977 that reaffirmed the contract of November 15, 1976 be accepted.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 27 Motion by Councilman Wasielewski, seconded by Councilman Burst

WHEREAS, continuous complaints have been received by the Town Board regarding the cleaning up of property located at 415 Pine Ridge Road, in the Town of Cheektowaga (Map Cover 1417, Sublot 15), and according to the Assessor's Office records is owned by Ettore Leonardi, residing at , Buffalo, New York 14215, and

WHEREAS, these conditions require that some positive steps be taken to rectify this condition by cleaning up the weeds and debris and by the demolition of a run-down wooden structure located on the property to prevent the premises from becoming a hazard to the health and safety of others, NOW, THEREFORE, BE IT

RESOLVED that pursuant to Article 4, Section 64, paragraph 5a of the Town Law of the State of New York, clean-up be commenced by the Town and any cost be assessed against the landowner hereinbefore described.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 28 Motion by Councilman Swiatek, seconded by Councilman Burst

WHEREAS, the Town of Cheektowaga, through the Youth Bureau in cooperation with the Parks and Recreation Departments, is desirous of sponsoring children's theater performances as part of its cultural enrichment program, and

Item No. 28 cont'd

WHEREAS, the Atreus Theatre Company agrees to present four (4) performances at various locations throughout the Town this summer, and

WHEREAS, the sum of \$1,050.00 shall be paid by the Town to cover the cost of the productions, said sum to be taken from the Youth Service Project budget, NOW, THEREFORE, BE IT

RESOLVED that the Town enter into agreement with the Atreus Theatre Company, and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is authorized to sign the agreement between said parties which is attached hereto and made a part of this resolution.

* See next pages for agreement

AGREEMENT

AGREEMENT dated this 21st day of June, 1977,

by and between the Town of Cheektowaga, New York, a municipal corporation, with offices at Broadway and Union Roads, Cheektowaga, New York, 14227, and the atreus theatre company with offices at 138 Herkimer Street, Buffalo, New York 14213.

WITNESSETH:

WHEREAS, the atreus theatre company, hereinafter called atc, is a professional troupe of actors who perform plays and conduct drama workshops for youth, and

WHEREAS, the Town of Cheektowaga, hereinafter called the Town, through the Youth Bureau, is desirous of sponsoring performances as part of its Cultural Enrichment Program.

NOW, THEREFORE, it is mutually understood and agreed as follows:

1. The atc agrees to present four (4) performances to be held on Monday, July 4, Wednesday, July 20, Tuesday, August 2, and Thursday, August 11, 1977.
2. The atc will supply and/or maintain all props and technical equipment required for the presentation of said production; and will remove all equipment from the Town facilities within one (1) hour after the completion of the performances.
3. In the event of cancellation due to weather conditions, the Town will be amenable to a mutually agreed rescheduling. The rescheduling will not result in any penalty to either party.
4. A sum not to exceed One thousand fifty dollars (\$1,050.00) shall be paid by the Town to cover the cost of four (4) performances and this constitutes

the Town's full consequences arising therefrom. Payment is due upon the completion of each performance; the first payment being Three hundred dollars (\$300.00) and each subsequent payment being Two hundred fifty dollars (\$250.00). It is understood that the fee must be paid irregardless of attendance, income, etc. or if performance is cancelled by the Town less than seventy-two (72) hours prior to performance time. The Town of Cheektowaga will be entitled to apply for state reimbursement of fifty percent (50%) of the total cost of the program.

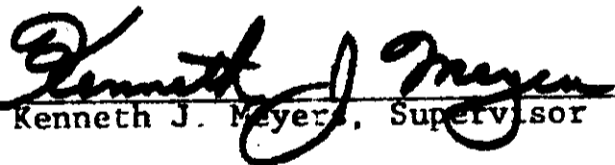
5. The Town, through the Youth Bureau, agrees to be responsible for the promotion of said production with collaboration on content with the ātc; and to make available copies of promotional material bearing the ātc name.

This agreement is to take effect as of July 1, 1977

1977.

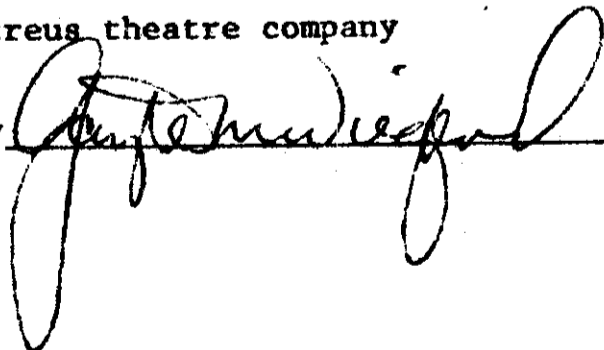
TOWN OF CHEEKTOWAGA

By


Kenneth J. Meyer, Supervisor

ātreus theatre company

By



Item No. 28 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 29a Motion by Councilman Dux, seconded by Councilman Wasielewski

BE IT RESOLVED that the following individuals be hired in the Town of Cheektowaga for the 1977 summer-help season in the Buildings and Grounds Department as needed, at the rate of \$2.50 per hour:

Paul Buczynski

Thomas Leszkowicz

Michael McCann

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 29b Motion by Councilman Swiatek, seconded by Councilman Burst

BE IT RESOLVED that the following individuals be hired in the Town of Cheektowaga for the 1977 summer-help season in the Parks and Recreation Departments at the following rates:

BASKET CHECKERS - DINGENS & MARYVALE POOLS - \$2.00 PER HOUR

Mark Ksiazek
Debbie Ryniec
Diane Dombrowski
James Kowal
Jeffrey R. Mamott
Salvatore Russo
Pat Stoklosa
John Cieply
Gerard Wiesner
Dawn Cyrankowski
Patricia Marciniak
Holly Morris
Cheryl Szczerbiak
Donald Wesolowski

HOMETOWN BEAUTIFICATION - \$2.35 PER HOUR

Victor Stachura
Linda Jennings
Peter Smaczniak
Anthony Pijacki
Jay Peck
Mark Zygaj
Paul Konieczny
Stephen Fialkowski
Paul Branka
Robert Jaworski
Mark Kasprzyk
William Ertel
James Chmielewski

Item No. 29b cont'd

PARK ATTENDANTS - \$2.50 PER HOUR

Roberta Cianciosi
Elaine Bartczak
Laura Grote
Carol Grudniewski
Kenneth Roth
Sandra Zygmunt
Susan Grupp
Diane Maciejewski
Cynthia L. Schell

LIFEGUARDS - \$2.60 PER HOUR

Karen Whitehead
Carol Wild
Janet Walentynowicz
Audrey Gill
Denise Nowak
Sue Anger
Deborah Healy

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 29c Motion by Supervisor Meyers, seconded by Councilman Swiatek

RESOLVED that the following individuals be hired as summer help
for the Town of Cheektowaga in the Departments and at the salaries listed below:

Recreation Department - Basket Checkers at \$2.00/hr.:

John Crawford Darlene Copeland Frances Coleman

Engineering Department - part-time summer laborer at rate of
\$2.50/hr. to replace an individual who refused employment:

James Gasiecki, , Sloan, New York

Sewer Maintenance - transferred from Parks Department as
laborer at rate of \$2.50/hr.

David Dynowski, , Cheektowaga, New York

Recreation Department - transferred from Sewer Maintenance to
Recreation Department as a Park Attendant at the rate of \$2.50/hr.

John Bodkin, , Cheektowaga, New York

Town Clerk's Office - part-time summer help at rate of \$2.30/hr.

Michaeline Mahoney, , Cheektowaga, New York
Anne Brudz, , Cheektowaga, New York

Central Garage - full-time summer help at the rate of \$2.50/hr

Craig Boundy, 685-2112

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

6/20/77

Item No. 30 Motion by Supervisor Meyers, seconded by Councilman Wasielewski

WHEREAS, funds are presently available under the Comprehensive Employment and Training Act of 1973, Title II, NOW, THEREFORE, BE IT

RESOLVED that the following person be and hereby is hired under the position listed below, at a salary rate as specified, starting date established by the department head:

Caseworker #1 in Catholic Charities School Dropout Program
at a salary of \$\$8,505.00

Reformat, Joyce , Sloan, N.Y. 14212

Junior Career Trainee in the Youth Bureau at a salary of \$8,639.58

Przybylak, Bernadette , Cheek., N.Y. 14227

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

Item No. 31 Motion by Supervisor Meyers, seconded by Councilman Kaczmarek

WHEREAS, funds are presently available under the Comprehensive Employment and Training Act of 1973, Title VI, NOW, THEREFORE, BE IT

RESOLVED that the following persons be and hereby are hired under the position listed below, at a salary rate as specified, starting date established by the department head:

Laborer in Plant #5 Department at a rate of \$4.6141/hr.

Glowicki, Henry , N.Y. 14206

(Temporary replacement for Edward Witaszek)

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

Item No. 32 Motion by Supervisor Meyers, seconded by Councilman Wasielewski

WHEREAS, funds are presently available under the Comprehensive Employment and Training Act of 1973, Title II, and

WHEREAS, for the purpose of hiring three Motor Vehicle Registration Clerks the Town of Cheektowaga has authorized the County of Erie three Cheektowaga CETA slots, and NOW, THEREFORE, BE IT

RESOLVED that the County of Erie is authorized three position of Motor Vehicle Registration Clerks with an annual salary of \$8,708.00 a year, Grade 4, Step 1, plus fringe benefits, and BE IT FURTHER

RESOLVED that the said amount is to be deducted from the Cheektowaga portion of the Erie County Consortium allocation.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

Item No. 33 Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, this Town Board has committed itself to the construction of a Storm Sewer Project, namely, the Marrano-Kelly Drainage Project, and

WHEREAS, it is necessary to acquire drainage easements for said storm drainage system, NOW, THEREFORE, BE IT

RESOLVED that Henry Szymanski, with offices located at 934 Fillmore Avenue, Buffalo, New York, be and hereby is appointed to obtain said drainage easements at a cost of nine (9) easements at \$75.00 and two (2) easements at \$200.00.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

Item No. 34 Motion by Councilman Swiatek, seconded by Supervisor Meyers

WHEREAS, Eugene Rudzinski was hired by the 1977 summer help season as an Administrative Intern for the Youth Bureau Department at the rate of \$2.75 per hour, and

WHEREAS, the rate of \$2.75 per hour was erroneously computed, BE IT HEREBY

RESOLVED that the rate of \$2.75 per hour be changed to the correct rate of \$3.00 per hour, retroactive to June 6, 1977.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

Item No. 35 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, the 21st Annual Training Conference of the International Juvenile Officers Association will be held on June 26-29, 1977, at the Sheraton-Homewood Inn, in Homewood, Illinois, and

WHEREAS, this conference will provide a great deal of information and material to assist Juvenile Aid Officers in performing their duties, NOW, THEREFORE, BE IT

RESOLVED that Detective John F. Schaller, of the Juvenile Aid Division, Cheektowaga Police Department, be granted the necessary time to attend said Conference, and BE IT FURTHER

RESOLVED that Detective Schaller shall be reimbursed for all necessary travel and registration expenses in connection with said Conference at a sum not to exceed \$371.00.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

Item No. 36 Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, the Annual FBI Retraining Session will be held on June 26-29, 1977 at Bolton Landing, New York, and

WHEREAS, the subjects presented at these retraining sessions are current and of value to police administration, NOW, THEREFORE, BE IT

RESOLVED that Acting Chief of Police John B. Gruber, of the

Item No. 36 cont'd

Cheektowaga Police Department, be granted the necessary time to attend the FBI Retraining Session, and BE IT FURTHER

RESOLVED that Acting Chief John Gruber be reimbursed for all necessary travel and registration expenses in connection with said Session, at a sum not to exceed \$200.00.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 37 Motion by Supervisor Meyers, seconded by Councilman Dux

WHEREAS, a legislative conference on PERB was held on June 13, 14, and 15, 1977 for AFSCME leaders and members from Councils throughout the State of New York, in Albany, New York, and

WHEREAS, Local 1026, AFSCME, AFL-CIO, had requested an excusable leave of absence for Edward A. Kowal, to attend said conference, pursuant to the terms of the present working agreement, Article 10, Section 10.06, NOW, THEREFORE, BE IT

RESOLVED that Edward A. Kowal be and hereby is granted an excusable leave of absence for his attendance at said conference, June 13, 14, and 15, 1977 in Albany, New York.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 38 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the necessary PO-17 forms have previously been submitted to the Erie County Department of Personnel for the creation of a "Chief Sewage Treatment Plant Operator" position, and

WHEREAS, the County Personnel Department has approved creation of this position in the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED that the position of "Chief Sewage Treatment Plant Operator" be and hereby is created.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 39a Motion by Councilman Burst, seconded by Councilman Wasielewski

BE IT RESOLVED that the following named person be and hereby is appointed to the position of School Crossing Guard at a salary of \$3.00 per hour, effective immediately:

Emily W. Kosieracki

Cheektowaga, New York 14211

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 39b Motion by Councilman Johnson, seconded by Councilman Wasielewski

BE IT RESOLVED that the following named person be and hereby is appointed to the position of School Crossing Guard at a salary of \$3.00 per hour, effective immediately:

Raymond J. Fix

Cheektowaga, New York 14225

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

Item No. 40 Motion by Supervisor Meyers, seconded by Councilman Wasielewski

BE IT RESOLVED that funds in the amount of \$500.00 be transferred from Account No. A.1990.480 (General Fund-Contingent Account) to Account No. A.1410.455 (Town Clerk-Contractual Stenographic).

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

Item No. 41 Motion by Supervisor Meyers, seconded by Councilman Johnson

BE IT RESOLVED that funds in the amount of \$538.49 be transferred from Account No. S.8125.493 (S.D. No. 5 - remedial work) to Account No. S.8125.505 (S.D. No. 5-Rent to B.S.A.)

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

Item No. 42 Motion by Supervisor Meyers, seconded by Councilman Swiatek

BE IT RESOLVED that funds in the amount of \$200.00 be transferred from Account No. A.7310.488 (Youth Bureau-Developmentally Disabled Program) to Account No. A.7310.490 (Youth Bureau-In Service Training Staff).

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

Item No. 43 Motion by Supervisor Meyers, seconded by Councilman Swiatek

BE IT RESOLVED that the following vouchers and warrants submitted to the TOWN OF CHEEKTOWAGA prior to June 20th, 1977 be and the same are hereby approved and the Supervisor pay said warrants:

<u>FUND</u>	<u>CHECK NO.</u>	<u>AMOUNT</u>
General Fund	1463, 1464, 1467-1639	\$365,433.08
Special District Fund	3041-3102	357,309.00
Highway Fund	2570-2614	53,377.93
Part Town Fund	639-647	22,735.57

Item No. 43 cont'd

<u>FUND</u>	<u>CHECK NO.</u>	<u>AMOUNT</u>
Federal Revenue Sharing Fund	-	-
Capital Fund	14-23	
Trust and Agency Fund	414-416	13,275.51
H.U.D. - C.D.B.G. Fund	5-8	69,393.20
		<u>\$911,166.91</u>

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

VI. SUSPENSION OF RULES

Motion by Councilman Swiatek, seconded by Councilman Wasielewski
to suspend the rules to include the following items:

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 44 Deposit of funds regarding Easements for St. Felix, Part I

Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, the attorney, David L. Jones, of Kavinoky, Cook, Hepp,
Sandler, Gardner and Wisbaum, has requested that \$9,700.00 be deposited in the
Court and such funds should be made payable to the Commissioner of Finance, and

WHEREAS, such funds represent a deposit on certain real property
condemnations, NOW, THEREFORE, BE IT

RESOLVED that that sum of \$9,700.00 be obtained from contingency
funds and sent to attorney David L. Jones for deposit in the Court.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 45 Call for public hearing to amend provisions of Plumbing and Drainage
Ordinance of Town of Cheektowaga

Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, the Plumbing Board of the Town of Cheektowaga has recommended
that certain provisions of the "Plumbing and Drainage Ordinance of the Town of
Cheektowaga, New York" be amended;

NOW, THEREFORE, BE IT RESOLVED, that in accordance with the provisions
of Article 9 of the Town Law of the State of New York, a public hearing to be held
on the 5th day of July, 1977 at 7:00 o'clock p.m., Eastern Daylight Saving 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

Item No. 45 cont'd

shall be determined by the Town Board whether the "Plumbing and Drainage 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 and having a general circulation therein, not less than 10 nor more than 20 days prior to the date of said hearing.

* * * * *

NOTICE OF HEARING ON PROPOSAL

TO AMEND

PLUMBING AND DRAINAGE 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 20th day of June, 1977, and in accordance with the provisions of Article 9 of the Town Law of the State of New York, a Public Hearing will be held on the 5th day of July, 1977 at 7:00 o'clock p.m., Eastern Daylight Saving Time, 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 "Plumbing and Drainage Ordinance of the Town of Cheektowaga, New York" shall be amended and changed as follows (changes or additions in text are indicated by underline, deletions by ~~strikeouts~~):

1. RESOLVED that Section 1, Subdivision 1 of the Plumbing and Drainage Ordinance which reads:

No person, firm or corporation shall do any plumbing work on any premises in the Town of Cheektowaga exclusive of the Villages of Sloan and Depew unless such person, firm or corporation shall first be duly licensed in manner provided by this ordinance.

~~This section shall not apply to a person or member of his household doing plumbing work on premises owned by him, provided he has permission from the inspector to do such work.~~

shall be amended to read:

No person, firm or corporation shall do any plumbing work on any premises in the Town of Cheektowaga exclusive of the Villages of Sloan and Depew unless such person, firm or corporation shall first be duly licensed in manner provided by this ordinance.

A permit to do plumbing work shall be issued only to a Master Plumber duly licensed by the Town of Cheektowaga or to an individual resident owner, who has proved to the satisfaction of the Building and Plumbing Inspector that he is personally qualified to perform such plumbing work within his own home.

2. RESOLVED that Section 1, Subdivision 2, paragraph (B) of the Plumbing and Drainage Ordinance which reads:

Each licensee shall file with the Town Clerk, a bond in the sum of \$2,000.00 by an indemnity company or individuals with no less than two sureties satisfactory to the Town Board of Cheektowaga conditioned to indemnify and save harmless the Town of Cheektowaga and from all damages and losses which may result from the work of said licensee or officers, agents or employees being done carelessly or imperfectly or in such a way that injury or loss results to persons or property thereby, or by reason of the Licensee failing to comply with all and singular, the rules and regulations as now or may hereafter be established by the Board of

Item No. 45 cont'd

Plumbing and Drainage Examiners, or with any ordinances of the Town of Cheektowaga in relation to making excavations in the public streets or with any provision of the ordinances of the Town of Cheektowaga and the Laws of the State of New York applicable.

The fee for the license required by this Ordinance shall be \$10.00 per year, or part thereof, each license expiring on the December 31st, next after issuance.

shall be amended to read:

Each licensee shall file with the Town Clerk, a bond in the sum of \$2,000.00, a personal liability of \$50,000.00 and a property damage liability of \$10,000.00, by an indemnity company or individuals with no less than two sureties satisfactory to the Town Board of Cheektowaga conditioned to indemnify and save harmless the Town of Cheektowaga and from all damages and losses which may result from the work of said licensee of officers, agents or employees being done carelessly or imperfectly or in such a way that injury or loss results to persons or property thereby, or by reason of the Licensee failing to comply with all and singular, the rules and regulations as now or may hereafter be established by the Board of Plumbing and Draining Examiners, or with any ordinances of the Town of Cheektowaga in relation to making excavations in the public streets or with any provision of the ordinances of the Town of Cheektowaga and the Laws of the State of New York applicable.

The fee for the license required by this Ordinance shall be \$50.00 per year, or part thereof, each license expiring on the December 31st, next after issuance.

3. RESOLVED that Section 1, Subdivision 3, Paragraph (B) of the Plumbing and Drainage Ordinance which reads:

Each member of the Board, except the Town Engineer and the Town Building and Plumbing Inspector, shall receive, as compensation as such Board Member, such amount as a majority of said Board shall determine, but in no event shall such compensation for any one (1) member total more than ~~fifty-dollars~~ (\$50) per year. The Town Engineer and the Town Building and Plumbing Inspector shall serve without compensation.

shall be amended to read:

Each member of the Board, except the Town Engineer and the Town Building and Plumbing Inspector, shall receive, as compensation as such Board member, such amount as a majority of said Board shall determine, but in no event shall such compensation for any one (1) member total more than two hundred fifty dollars (\$250) per year. The Town Engineer and the Town Building and Plumbing Inspector shall serve without compensation.

4. RESOLVED that Section 1, Subdivision 5, Paragraph (A) of the Plumbing and Drainage Ordinance which reads:

The Board shall have jurisdiction over and examine all persons desiring or intending to engage in the trade, business or calling of plumbing as employing plumbers in the Town of Cheektowaga with the power of examining persons applying for certificates of competency as such employing or master plumbers or as inspectors of plumbing to determine their fitness and qualifications for conducting the business of master plumbers or to act as inspector of plumbing and to issue certificates of competency to all such persons who shall have satisfactorily passed the examination before such Board and shall be by it determined to be qualified for conducting the business as employing or master plumbers or competent to act as inspectors of plumbing.

shall be amended to read:

The Board shall have jurisdiction over and examine all persons desiring or intending to engage in the trade, business or calling of plumbing as employing plumbers in the Town of Cheektowaga with the power of examining

Item No. 45 cont'd

persons applying for certificates of competency as such employing or master plumbers as assistant inspectors of plumbing or as special inspectors of plumbing to determine their fitness and qualifications for conducting the business of master plumbers or to act as inspector of plumbing and to issue certificates of competency to all such persons who shall have satisfactorily passed the examination before such Board and shall be by it determined to be qualified for conducting the business as employing or master plumbers or competent to act as assistant inspectors of plumbing or as special inspectors of plumbing.

5. RESOLVED that Section 1, Subdivision 5, Paragraph (B) of the Plumbing and Drainage Ordinance which reads:

The Board shall hold an examination during each June and December hereafter, for each of which the entrance fee shall be \$5.00.

A special examination may be held at any time, at the discretion of the Board. The expense of such special examination to wit: \$50.00 shall be deposited with the Town Clerk by the applicant for such special examination, pro rated among the applicants if there be more than one, but in no case shall the examination fee for each applicant be less than \$5.00.

An examination within the meaning of this section shall mean an examination of all applicants who apply for such and shall be held on the same day.

Before an applicant shall be admitted to an examination he shall file his application therefore in writing with the Town Clerk at least five-days before the examination day and shall pay to the Town Clerk the required examination fee. The names and addresses of applicants shall be forwarded by the Town Clerk to the Secretary of the Board.

shall be amended to read:

The Board shall hold an examination during each June and December hereafter, for each of which the entrance fee shall be \$25.00.

A special examination may be held at any time, at the discretion of the Board. The expense of such special examination to wit: \$50.00 shall be deposited with the Town Clerk by the applicant for such special examination, pro rated among the applicants if there be more than one, but in no case shall the examination fee for each applicant be less than \$25.00.

An examination within the meaning of this section shall mean an examination of all applicant who apply for such and shall be held on the same day.

Before an applicant shall be admitted to an examination he shall file his application therefore in writing with the Town Clerk at least thirty days before the examination day and shall pay to the Town Clerk the required examination fee. The names and addresses of applicants shall be forwarded by the Town Clerk to the Secretary of the Board.

Any plumbers desiring to take the Examination for a Master Plumber's Certificate of Competency must be an American Citizen, at least twenty-five (25) years of age, and a Journeyman Plumber for a minimum of 8,000 hours as an employee of a Licensed Master Plumber.

6. RESOLVED that Section 1, Subdivision 5, Paragraph (C) of the Plumbing and Drainage Ordinance which reads:

The Board shall publish in the Town newspaper for two consecutive weeks, notice of the date and place where each regular semi-annual examination shall be held, the last notice to be published at least ten days before the examination date.

shall be amended to read:

The Board shall publish in the Town newspaper for two consecutive weeks, notice of the date and place where each regular semi-annual examination shall be held, the last notice to be published at least forty days before the examination date

7. RESOLVED that Section 1, Subdivision 9 of the Plumbing and Drainage Ordinance which reads:

Item No. 45 cont'd

PLUMBING FEES

Sewer Permit ----- \$3.00
\$1.00-per-fixture-including:
Basin, Kitchen Sink, Slop Sink, Laundry Tray, Closet, Bath Tub, Shower,
Water Heater, Urinal, Drinking Fountain, Dental Lavatory, Automatic
Washer, Water Softener, Sump Pump, Catch Basin.

shall be amended to read:

PLUMBING FEES

Sewer Permit -----	\$10.00
Plan Filing Fee (Commercial) -----	\$10.00
Plan Filing Fee (Residential) -----	\$ 5.00
Fee Per Fixture -----	\$ 2.00

8. RESOLVED that Section 2, Subdivision 5 of the Plumbing and Drainage Ordinance which reads:

~~The main sewer from the building to the street sewer may be of cast iron or tile, but in no case shall the same be less than six inches in diameter unless permission is obtained from the Board and the Superintendent of Public Works to decrease the size. Within five feet of front cellar wall or the foundation wall of any building, tile may be used, and from this point on into the building, the house drain shall start and must be continued on with cast iron pipe. A 4-in C.I. pipe may be used where the fixtures do not exceed 84 units.~~

shall be amended to read:

The sanitary sewer between any building and the sanitary street sewer must be of either cast-iron, transite, vitrified tile or other manufactured pipe as approved by the Board, except that only cast-iron pipe may be used within a five-foot radius of any building. Vitrified tile must be at least six (6) inches in diameter. A four-inch cast-iron or transite pipe sewer may be used where the fixtures do not exceed eighty-four (84) units and the total number of closets connected does not exceed six (6).

9. RESOLVED that Section 2, Subdivision 6 of the Plumbing and Drainage Ordinance which reads:

The tile pipe for sewers must be of the best, sound, salt-glazed vitrified tile, free from cracks or breaks, with socket joints of uniform shape. No pipe shall have a thickness of less than one-twelfth of the internal diameter and it must be uniform in thickness. The joints for all tile sewers or drains to be thoroughly caulked with dry unsoiled hemp and not to exceed more than one-fourth of the annular space, the balance to be heated and poured bituminous sewer joint compound, approved by the Board.

shall be amended to read:

The tile pipe for sewers must be of the best, sound, salt-glazed vitrified tile, free from cracks or breaks, with socket joints of uniform shape. No pipe shall have a thickness of less than one-twelfth of the internal diameter and it must be uniform in thickness. The joints for all tile sewers or drains to be approved slip seal or thoroughly caulked with dry unsoiled hemp and not to exceed more than one-fourth of the annular space, the balance to be a heated and poured bituminous sewer joint compound, approved by the Board.

10. RESOLVED that Section 2, Subdivision 12 of the Plumbing and Drainage Ordinance which reads:

There must be a main trap placed in all sewers to buildings, same to be provided with a fresh air inlet to ventilate the system in which the plumbing fixtures are to be placed. Where there is a cellar under any given house or building, the main trap should be placed just inside the cellar wall with the exception of a cellar remote from point of entry

Item No. 45 cont'd

or upon permission of Board through special request of owner according to Section 2, Subdivision 13. The main trap must be provided with double hand-hole-clean-outs. Clean-outs shall be of type approved having iron pipe threads. A TY Branch must be placed directly back of house trap in main sewer. A fresh air inlet pipe, not less than four inches in diameter shall be run from "T.Y." branch through wall of building to above grade of premises and provided with a suitable vent cap flush with outside wall. A fresh air inlet must not be placed under a window or door.

shall be amended to read:

There must be a main trap placed in all sewers to buildings, same to be provided with a fresh air inlet to ventilate the system in which the plumbing fixtures are to be placed. Where there is a cellar under any given house or building, the main trap should be placed just inside the cellar wall with the exception of a cellar remote from point of entry or upon permission of Board through special request of owner according to Section 2, Subdivision 13. The main trap must be provided with single or double hand hole clean-outs not less than four inches in diameter. Clean-outs shall be of type approved having iron pipe threads. A TY Branch must be placed directly back of house trap in main sewer. A fresh air inlet pipe, not less than three inches in diameter shall be run from "T.Y." Branch through wall of building to above grade of premises and provided with a suitable vent cap flush with outside wall. A fresh air inlet must not be placed under a window or door.

11. RESOLVED that Section 3, Subdivision 1 of the Plumbing and Drainage Ordinance which reads:

TABLES FOR FIXTURE UNITS

Fixture Units: The following table, based on the rate of discharge from a lavatory as the unit, shall be employed to determine fixture equivalents, and shall be known as fixture units:

Fixtures	Units
1-Lavatory-or-Wash-Basin	-1-
1-Kitchen-Sink	-2-
1-Bath-Tub	-2-
1-Laundry-Tray	-3-
1-Combination-Fixture	-3-
1-Urinal	-3-
1-Shower	-3-
1-Floor-Drain	-3-
1-Stop-Sink	-3-
1-Closet	-6-

shall be amended to read:

TABLES FOR FIXTURE UNITS

Fixture Units: The following table, based on the rate of discharge from a lavatory as the unit, shall be employed to determine the fixture equivalents, and shall be known as fixture units:

FIXTURE	UNITS	MINIMUM TRAP SIZE
Bathtub 1½" Trap	2	1½"
Bathtub 2" Trap	3	2"
Bidet 1½" Trap	3	1½"
Combination Sink and Washtrey	3	1½"
Dental Unit or Cuspidor	1	1½"
Dental Lavatory	1	1½"
Drinking Fountain	½	1½"
Dishwasher, Domestic Type	2	1½"
Dishwasher, Commercial Type	3	2"
Floor Drain	3	2"
Kitchen Sink, Domestic	2	1½"
Kitchen Sink, Domestic Type with Food Waste Grinder	3	
Lavatory with 1½" or 1 3/8" Tailpiece ..	1	1½"

Item No. 45 cont'd

<u>Lavatory, Barber Shop or Beauty Parlor</u>		
<u>or Surgeons</u>	2	1½"
<u>Lavatory with 1½" Tailpiece</u>	2	1½"
<u>Laundry Tray, 1-2-3 Compartment</u>	2	1½"
<u>Shower Stall</u>	2	2"
<u>Showers, group per head</u>	3	
<u>Sink, Surgeons</u>	3	2"
<u>Sink, Flushing Rim, Direct Flush Valve</u> .	8	3"
<u>Sink, Service Type with P Trap</u>	2	1½"
<u>Sink, Pot, Scullery or Similar Type</u>	4	2"
<u>Urinal 1" Flush Valve</u>	8	2"
<u>Urinal ¾" Flush Valve</u>	4	2"
<u>Wash Sink, Straight per pair Faucets</u> ...	2	1½"
<u>Wash Sink, Round or Semi-Circular</u>		
<u>Per 18" of circumference</u>	2	1½"
<u>Water Closet, Direct Flush Valve</u>	8	3"
<u>Water Closet, Flush Tank</u>	4	3"
<u>Commercial Washing Machine</u>	2	2"
<u>Swimming Pools, Per each 1000 Gallons</u>		
<u>Capacity</u>	1	
<u>Unlisted fixtures 1½" or less Fixture</u>		
<u>Trap</u>	1	1½"
<u>Unlisted fixtures 1½" Fixture Trap</u>	2	1½"
<u>Unlisted fixtures 2" Fixture Trap</u>	3	2"
<u>Unlisted fixtures 3" Fixture Trap</u>	5	3"
<u>Unlisted fixtures 4" Fixture Trap</u>	6	3"

12. RESOLVED that Section 5, Subdivision 1 of the Plumbing and Drainage Ordinance which reads:

~~No soil pipe or vent line shall open within ten feet of any window, door, ventilating shaft or air duct.~~

shall be amended to read:

No vent terminal shall be located within 10 feet directly beneath any door, window, or ventilating opening. Vent terminals shall not be located within 10 feet horizontally of such openings unless the vent terminal is at least 3 feet above the top of the opening.

13. RESOLVED that Section 5, Subdivision 2 of the Plumbing and Drainage Ordinance which reads:

All soil and waste pipes must be of cast iron bell and spigot known in commerce as extra heavy, galvanized wrought iron pipe, galvanized steel pipe, cast iron ^{pipe} approved, brass pipe or copper pipe approved. Waste lines two and one-half inches or larger, of black wrought iron coated with tar or asphaltum may be used. All soil and vent pipes shall not extend less than ten inches and not more than two feet above any roof of building. In no case shall soil or vent lines pass through a "hip" or "French" type roof less than ten feet from lower end of roof.

shall be amended to read:

All soil and waste pipes must be of cast iron bell and spigot known in commerce as extra heavy, galvanized wrought iron pipe, galvanized steel pipe, cast iron approved, brass pipe, copper pipe or other pipe as approved by the Board. Waste lines two and one-half inches or larger, of black wrought iron coated with tar or asphaltum may be used. All soil and vent pipes shall not extend less than ten inches and not more than two feet above any roof of building. In no case shall soil or vent lines pass through a "hip" or "French" type roof less than ten feet from lower end of roof.

14. RESOLVED that Section 5, Subdivision 8 of the Plumbing and Drainage Ordinance which reads:

Item No. 45 cont'd

The size of soil and waste pipes must not be less than those set forth in the following tables, and not more than one water closet may be placed on a three inch horizontal branch, and not more than three closets may be placed on a three inch vertical stack.

Size of Pipe	Branch Fixtures	Main Fixtures	Branch W.C.	Main W.C.
1½ in. (lead)	1	Lavatory	..	...
1½ inches	2	2	..	...
2 inches	6	12	..	...
2½ inches	12	36	..	...
3 inches	24	48	1	3
4 inches	60	180	10	30
5 inches	120	360	20	60
6 inches	240	720	40	120
8 inches	480	1440	80	240

shall be amended to read:

The size of soil and waste pipes must not be less than those set forth in the following tables, and not more than two water closets may be placed on a three inch horizontal branch, and not more than three closets may be placed on a three inch vertical stack.

Size of Pipe	Branch Fixtures	Main Fixtures	Branch W.C.	Main W.C.
1½ in. (Lead)	1	Lavatory	..	...
1½ inches	2	2	..	...
2 inches	6	12	..	...
2½ inches	12	36	..	...
3 inches	24	48	2	3
4 inches	60	180	10	30
5 inches	120	360	20	60
6 inches	240	720	40	120
8 inches	480	1440	80	240

15. RESOLVED that Section 5, Subdivision 20 of the Plumbing and Drainage Ordinance which reads:

~~Closet-traps-must-have-a-heavy-brass-floor-or-wall-plate,-not-less than-three-sixteenths-of-an-inch-in-thickness,-lead-pipe-not-more-than twelve-inches-long,-may-be-caulked-into-a-Boozy-Bend-with-dry-ferrule-or where-wrought-iron-or-brass-soil-pipe-is-used-it-shall-be-screwed-to-same, and-bolted-to-the-trap,-and-the-joint-shall-be-made-gas-and-water-tight without-the-use-of-putty,-cement,-plaster,-lead,-rubber-or-leather-washers.~~

shall be amended to read:

Floor flanges for water closets and similar fixtures when caulked shall be brass at least one eighth inch thick with a minimum of 1½ inch caulking depth. When used with lead pipe, they shall be brass at least one eighth inch thick with a minimum of three quarter inch soldering collar. When used with copper tube they shall be wrought copper or cast brass at least one eighth inch thick with a minimum of one inch collar for sweating.

16. RESOLVED that Section 6, Subdivision 5 of the Plumbing and Drainage Ordinance which reads:

~~All vent pipes and fittings must be galvanized wrought iron, or galvanized steel pipe,-however, cast iron hub and spigot pipe, known in commerce as extra heavy, or cast iron screw pipe and-fittings-approved, may-be-used.~~

shall be amended to read:

All vent pipes and fittings must be galvanized wrought iron, galvanized steel, cast iron hub and spigot known in commerce as extra heavy, cast iron screw pipe or such other equipment, systems and materials as accepted and approved by the Board.

Item No. 45 cont'd

17. RESOLVED that Section 6, Subdivision 14 of the Plumbing and Drainage Ordinance which reads:

Trap back-vent pipes shall be continuous. Where the vent pipes are continuous and traps are ventilated through the waste fitting, the center of the outlet of such fitting shall not be set below the water seal of the trap and the trap shall not be more than three feet from the waste fitting. No crown venting will be permitted.

shall be amended to read:

Trap back-vent pipes shall be continuous. Where the vent pipes are continuous and traps are ventilated through the waste fitting, the center of the outlet of such fitting shall not be set below the water seal of the trap and the trap shall not be more than five feet from the waste fitting. No crown venting will be permitted.

18. RESOLVED that Section 7, Subdivision 2 of the Plumbing and Drainage Ordinance which reads:

When within house or building, the leader must be of cast iron, bell and spigot known in commerce as extra heavy, galvanized wrought iron, galvanized steel pipe, cast iron screw pipe approved or brass and copper pipe approved, ~~and spouts shall be copper or lead with ferrule or solder nipple or other conductor heads approved by the Board.~~

shall be amended to read:

When within house or building, the leader must be of cast iron, bell and spigot known in commerce as extra heavy, galvanized wrought iron, galvanized steel pipe, cast iron screw pipe approved, brass pipe, copper pipe or other equipment, systems and material as accepted and approved by the Board. Spouts shall be copper, lead or other material as accepted and approved by the Board.

* * * * *

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: 0

AFFIDAVIT-NEXT PAGE

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

Gladys M. Schultz, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clck* 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..... *June 23, 1977*;
last publication..... *June 23, 1977*;
and that no more than six days intervened be-
tween publications.

Gladys M. Schultz
Sworn to before me this *24th*
day of *June*, 19 *77*
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *79*

**NOTICE OF HEARING ON
PROPOSAL TO AMEND
PLUMBING AND DRAINAGE
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 20th day of June 1977, and in accordance with the provisions of Article 9 of the Town Law of the State of New York, a Public Hearing will be held on the 5th day of July, 1977 at 7:00 o'clock p.m. Eastern Daylight Saving Time, 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 "Plumbing and Drainage Ordinance of the Town of Cheektowaga, New York" shall be amended and changed as follows (changes or additions in text are indicated by underline, deletions by ~~strikeouts~~):

**PLUMBING AND DRAINAGE
ORDINANCE**

1. RESOLVED that Section 1, Subdivision 1 of the Plumbing and Drainage Ordinance which reads:

No person, firm or corporation shall do any plumbing work on any premises in the Town of Cheektowaga exclusive of the Villages of Sloan and Depew unless such person, firm or corporation shall first be duly licensed in manner provided by this ordinance.

~~This section shall not apply to a person or member of his household doing plumbing work on premises owned by him; provided he has permission from the Inspector to do such work.~~

shall be amended to read:

No person, firm or corporation shall do any plumbing work on any premises in the Town of Cheektowaga exclusive of the Villages of Sloan and Depew unless such person, firm or corporation shall first be duly licensed in manner provided by this ordinance.

A permit to do plumbing work shall be issued only to a Master Plumber duly licensed by the Town of Cheektowaga or to an individual resident owner, who has proved to the satisfaction of the Building and Plumbing Inspector that he is personally qualified to perform such plumbing work within his own home.

2. RESOLVED that Section 1, Subdivision 2, Paragraph (B) of the Plumbing and Drainage Ordinance which reads:

Each licensee shall file with the Town Clerk, a bond in the sum of \$2,000.00 by an indemnity company or individuals with no less than two sureties satisfactory to the Town Board of Cheektowaga conditioned to indemnify and save harmless the Town of Cheektowaga and from all damages and losses which may result from the work of said licensee or officers, agents or employees being done carelessly or imperfectly or in such a way that injury or loss results to persons or property thereby, or by reason of the Licensee failing to comply with all and singular, the rules and regulations as now or may hereafter be established by the Board of Plumbing and Draining Examiners, or with any ordinances of the Town of Cheektowaga in relation to making excavations in the public streets or with any provision of the ordinances of the Town of Cheektowaga and the Laws of the State of New York applicable.

The fee for the license required by this Ordinance shall be \$10.00 per year, or part thereof, each license expiring on the December 31st, next after issuance.

shall be amended to read:

Each licensee shall file with the Town Clerk, a bond in the sum of \$2,000.00, a personal liability of \$50,000.00 and a property damage liability of \$10,000, by an indemnity company or individuals with no less than two sureties satisfactory to the Town Board of Cheektowaga conditioned to indemnify and save harmless the Town of Cheektowaga and from all damages and losses which may result from the work of said licensee or officers, agents or employees being done carelessly or imperfectly or in such a way that injury or loss results to persons or property thereby, or by reason of the Licensee failing to comply with all and singular, the rules and regulations as now or may hereafter be established by the Board of Plumbing and Draining Examiners, or with any ordinances of the Town of Cheektowaga in relation to making excavations in the public streets or with any provision of the ordinances of the Town of Cheektowaga and the Laws of the State of New York applicable.

The fee for the license required by this Ordinance shall be ~~\$50.00~~ per year, or part thereof, each license expiring on the December 31st, next after issuance.

3. RESOLVED that Section 1, Subdivision 3, Paragraph (B) of the Plumbing and Drainage Ordinance which reads:

Each member of the Board, except the Town Engineer and the Town Building and Plumbing Inspector, shall receive, as compensation as such Board member, such amount as a majority of said Board shall determine, but in no event shall such compensation for any one (1) member total more than fifty dollars (\$50) per year. The Town Engineer and the Town Building and Plumbing Inspector shall serve without compensation.

shall be amended to read:

Each member of the Board, except the Town Engineer and the Town Building and Plumbing Inspector, shall receive, as compensation as such Board member, such amount as a majority of said Board shall determine, but in no event shall such compensation for any one (1) member total more than two hundred fifty dollars (\$250) per year. The Town Engineer and the Town Building and Plumbing Inspector shall serve without compensation.

4. RESOLVED that Section 1, Subdivision 5, Paragraph (A) of the Plumbing and Drainage Ordinance which reads:

The Board shall have jurisdiction over and examine all persons desiring or intending to engage in the trade, business or calling of plumbing as employing plumbers in the Town of Cheektowaga with the power of examining persons applying for certificates of competency as such employing or master plumbers or as inspectors of plumbing to determine their fitness and qualifications for conducting the business of master plumbers or to act as inspectors of plumbing and to issue certificates of competency to all such persons who shall have satisfactorily passed the examination before such Board and shall be by it determined to be qualified for conducting the business as employing or master plumbers or competent to act as inspectors of plumbing.

shall be amended to read:

The Board shall have jurisdiction over and examine all persons desiring or intending to engage in the trade, business or calling of plumbing as employing plumbers in the Town of Cheektowaga with the power of examining persons applying for certificates of competency as such employing or master plumbers or as assistant inspectors of plumbing or as special inspectors of plumbing to determine their fitness and qualifications for conducting the business of master plumbers or to act as inspector of plumbing and to issue certificates of competency to all such persons who shall have satisfactorily passed the examination before such Board and shall be by it determined to be qualified for conducting the business as employing or master plumbers or competent to act as assistant inspectors of plumbing or as special inspectors of plumbing.

5. RESOLVED that Section 1, Subdivision 5, Paragraph (B) of the Plumbing and Drainage Ordinance which reads:

The Board shall hold an examination during each June and December hereafter, for each of which the entrance fee shall be ~~\$5.00~~.

A special examination may be held at any time, at the discretion of the Board. The expense of such special examination to wit: \$50.00 shall be deposited with the Town Clerk by the applicant for such special examination, pro rated among the applicants if there be more than one, but in no case shall the examination fee for each applicant be less than \$5.00.

An examination within the meaning of this section shall mean an examination of all applicants who apply for such and shall be held on the same day.

Before an applicant shall be admitted to an examination he shall file his application therefore in writing with the Town Clerk at least five days before the examination day and shall pay to the Town Clerk the required examination fee. The names and addresses of applicants shall be forwarded by the Town Clerk to the Secretary of the Board.

The Board shall hold an examination during each June and December hereafter, for each of which the entrance fee shall be ~~\$5.00~~.

A special examination may be held at any time, at the discretion of the Board. The expense of such special examination to wit: \$50.00 shall be deposited with the Town Clerk by the applicant for such special examination, pro rated among the applicants if there be more than one, but in no case shall the examination fee for each applicant be less than \$25.00.

An examination within the meaning of this section shall mean an examination of all applicants who apply for such and shall be held on the same day.

Before an applicant shall be admitted to an examination he shall file his application therefore in writing with the Town Clerk at least thirty days before the examination day and shall pay to the Town Clerk the required examination fee. The names and addresses of applicants shall be forwarded by the Town Clerk to the Secretary of the Board.

Any plumbers desiring to take the Examination for a Master Plumber's Certificate of Competency must be an American citizen, at least twenty-five (25) years of age, and a Journeyman Plumber for a minimum of 8,000 hours as an employee of a Licensed Master Plumber.

6. RESOLVED that Section 1, Subdivision 5, Paragraph (C) of the Plumbing and Drainage Ordinance which reads:

The Board shall publish in the Town newspaper for two consecutive weeks, notice of the date and place where each regular semi-annual examination shall be held, the last notice to be published at least 40 days before the examination date. shall be amended to read:

The Board shall publish in the Town newspaper for two consecutive weeks, notice of the date and place where each regular semi-annual examination shall be held, the last notice to be published at least forty days before the examination date.

7. RESOLVED that Section 1, Subdivision 9 of the Plumbing and Drainage Ordinance which reads:

PLUMBING FEES

Sewer Permit ————— \$1.00.

\$1.00 per fixture including:

Basin, Kitchen Sink, Slop Sink, Laundry Tray, Closet, Bath Tub, Shower, Water Heater, Urinal, Drinking Fountain, Dental Lavatory, Automatic Washer, Water Softener, Sump Pump, Catch Basin.

shall be amended to read:

PLUMBING FEES

Sewer Permit ————— \$10.00

Plan Filing (Commercial) — \$10.00

Plan Filing Fee (Residential) — \$ 5.00

Fee Per Fixture ————— \$2.00

8. RESOLVED that Section 2, Subdivision 5 of the Plumbing and Drainage Ordinance which reads:

The main sewer from the building to the street sewer may be of cast iron or tile, but in no case shall the same be less than six inches in diameter unless permission is obtained from the Board and the Superintendent of Public Works to decrease the size. Within five feet of front cellar wall or the foundation wall of any building, tile may be used; and from this point on into the building, the house drain shall start and must be continued on with cast iron pipe. A 4-in. C.I. pipe may be used where the fixtures do not exceed 84 units.

shall be amended to read:

The sanitary sewer between any building and the sanitary street sewer must be of either cast iron, transite, vitrified tile or other manufactured pipe as approved by the Board, except that only cast iron pipe may be used within a five-foot radius of any building. Vitrified tile must be at least six (6) inches in diameter. A four-inch cast iron or transite pipe sewer may be used where the fixtures do not exceed eighty-four (84) units and the total number of closets connected does not exceed six (6).

9. RESOLVED that Section 2, Subdivision 6 of the Plumbing and Drainage Ordinance which reads:

The tile pipe for sewers must be of the best, sound, salt-glazed vitrified tile, free from cracks or breaks, with socket joints of uniform shape. No pipe shall have a thickness of less than one-twelfth of the internal diameter and it must be uniform in thickness. The joints for all tile sewers or drains to be thoroughly caulked with dry unroiled hemp and not to exceed more than one-fourth of the annular space, the balance to be a heated and poured bituminous sewer joint compound, approved by the Board.

shall be amended to read:

The tile pipe for sewers must be of the best, sound, salt-glazed vitrified tile, free from cracks or breaks, with socket joints of uniform shape. No pipe shall have a thickness of less than one-twelfth of the internal diameter and it must be uniform in thickness. The joints for all tile

sewers or drains to be approved slip seal or thoroughly caulked with dry unroiled hemp and not to exceed more than one-fourth of the annular space, the balance to be a heated and poured bituminous sewer joint compound, approved by the Board.

10. RESOLVED that Section 2, Subdivision 12 of the Plumbing and Drainage Ordinance which reads:

There must be a main trap placed in all sewers to buildings, same to be provided with a fresh air inlet to ventilate the system in which the plumbing fixtures are to be placed. Where there is a cellar under any given house or building, the main trap should be placed just inside the cellar wall with the exception of a cellar remote from point of entry or upon permission of Board through special request of owner according to Section 2, Subdivision 13. The main trap must be provided with double hand-hole clean-outs. Clean-outs shall be of type approved having iron pipe threads. A TY Branch must be placed directly back of house trap in main sewer. A fresh air inlet pipe, not less than four inches in diameter shall be run from "T.Y." branch through wall of building to above-grade of premises and provided with a suitable vent cap flush with outside wall. A fresh air inlet must not be placed under a window or door.

shall be amended to read:

There must be a main trap placed in all sewers to buildings, same to be provided with a fresh air inlet to ventilate the system in which the plumbing fixtures are to be placed. Where there is a cellar under any given house or building, the main trap should be placed just inside the cellar wall with the exception of a cellar remote from point of entry or upon permission of Board through special request of owner according to Section 2, Subdivision 13. The main trap must be provided with single or double hand hole clean-outs not less than four inches in diameter. Clean-outs shall be of type approved having iron pipe threads. A TY Branch must be placed directly back of house trap in main sewer. A fresh air inlet pipe, not less than three inches in diameter shall be run from "T.Y." branch through wall of building to above grade of premises and provided with a suitable vent cap flush with outside wall. A fresh air inlet must not be placed under a window or door.

11. RESOLVED that Section 3, Subdivision 1 of the Plumbing and Drainage Ordinance which reads:

TABLES FOR FIXTURE UNITS

Fixture Units: The following table, based on the rate of discharge from a lavatory as the unit, shall be employed to determine fixture equivalents, and shall be known as fixture units:

Fixtures	Units
1 Lavatory or Wash-Basin.....	1-1
1 Kitchen Sink.....	2-
1 Bath-Tub.....	2-
1 Laundry-Tray.....	3-
1 Combination-Fixture.....	3-
1 Urinal.....	3-
1 Shower.....	3-
1 Floor-Drain.....	3-
1 Slop-Sink.....	3-
1 Closet.....	6-

shall be amended to read:

TABLES FOR FIXTURE UNITS

Fixture Units: The following table, based on the rate of discharge from a lavatory as the unit, shall be employed to determine the fixture equivalents, and shall be known as fixture units:

FIXTURE	UNITS	MINIMUM TRAP SIZE
Bathtub 1½" Trap.....	2	1½"
Bathtub 2" Trap.....	3	2"
Bidet 1½" Trap.....	3	1½"
Combination Sink and Washtrey.....	3	1½"
Dental Unit or Cuspidor.....	1	1½"
Dental Lavatory.....	1	1½"
Drinking Fountain.....	1	1½"
Dishwasher, Domestic Type.....	2	1½"
Dishwasher, Commercial Type.....	3	2"
Floor Drain.....	3	2"
Kitchen Sink, Domestic Type.....	2	1½"
Kitchen Sink, Domestic Type with Food Waste Grinder.....	3	
Lavatory with 1½" or 1 3/8" Tailpiece.....	1	1½"
Lavatory, Barber Shop or Beauty Parlor or Surgeons.....	2	1½"
Lavatory with 1½" Tailpiece.....	2	1½"
Laundry Tray, 1-2-3 Compartment.....	2	1½"
Shower Stall.....	2	2"
Showers, group per head.....	3	
Sink, Surgeons.....	3	2"

NOTICE OF SALE

TAKE NOTICE that, pursuant to Section 202 of the Lien Law, there will be sold at Public Sale a 1972 Volkswagen sedan, vehicle identification number 112-326-4822, license plate number 53EHZ, owned by JANE PORTER, 65 Mayner Homes, Buffalo, New York.

SUCH SALE will take place on July 18, 1977 at 10:00 o'clock in the forenoon of that day, on the premises of the Lienor, Jim Kelly's, Inc., 3325 Genesee Street, Cheektowaga, New York. Said Lienor shall, not later than August 1, 1977 execute and deliver to purchaser all documents necessary to the registration of said vehicle by the Department of Motor Vehicles of the State of New York.

EDWARD J. DESMOND
Attorney for Lienor
1064 Ellicott Square

Buffalo, New York 14203

DATED: June 13, 1977

(J16,23)

LEGAL NOTICE

CHEEKTOWAGA CENTRAL
DISTRICT OF THE TOWN OF
CHEEKTOWAGA, ERIE COUNTY,
NEW YORK

NOTICE OF SPECIAL SCHOOL DISTRICT MEETING

NOTICE IS HEREBY GIVEN that voting on the budget (Proposition No. 1) for the school year 1977-78, which proposition is set forth in full below, shall be held on Thursday, July 7, 1977, in the Earl J. Boggan Auditorium of the said Cheektowaga Central High School, and that the polls shall be opened for voters desiring to vote at 1 o'clock P.M., Eastern Daylight Saving Time and shall be kept open until 9 o'clock P.M., Eastern Daylight Saving Time. TAKE FURTHER NOTICE that voting on the budget for the school year 1977-1978 shall consist of voting on the following proposition to wit:

PROPOSITION NO. 1

Shall the following resolution be adopted, to wit: RESOLVED that the budget for Cheektowaga Central School District for the school year 1977-1978 as approved by the Board of Education on June 20, 1977 is hereby approved and adopted and the required funds therefor are hereby appropriated and the necessary real property taxes required shall be raised by a tax on the taxable property of said School District to be levied and collected as required by law.

TAKE FURTHER NOTICE that voting machines will be used to record the vote on the proposition and proof of residence is required. TAKE FURTHER NOTICE THAT the Board of Education of said School District has adopted rules for the use of voting machines and the submission of questions or propositions to be placed thereon and printed copies for general distribution in the district are available at the central offices located in the said Cheektowaga Central High School Building.

TAKE FURTHER NOTICE that the Board of Education of said School District will have prepared and completed a detailed statement in writing of the amount of money which will be required for the ensuing fiscal year 1977-1978, for school purposes, specifying the several purposes and the amount of each, which statement constitutes the budget for the school year 1977-1978, and copies of such statement will be available upon request to taxpayers within the said School District during the hours of 9 A.M. to 3 P.M., Eastern Daylight Saving Time from June 30th to July 7, 1977 exclusive of July 2nd, July 3rd and July 4th, 1977, at the following schools, to wit: Cheektowaga Central High School, Pine Hill, Alexander Middle School, Union Road and Union East.

BY ORDER OF THE BOARD OF
EDUCATION

CONSTANCE M. GIAMBELLUCA,
President

LEON S. REGENT, Vice President
MONIKA C. ARENDT, Trustee
STANLEY J. KAZNOWSKI, Jr.,

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 a "FLOOD DAMAGE PREVENTION ORDINANCE" shall be adopted and enacted, which ORDINANCE adopts, prescribes, controls, regulates and specifies flood plain management measures, including prohibiting any person, firm or corporation from erecting, constructing, enlarging, repairing, or engaging in any development activity involving any man-made changes to improved or unimproved real estate, including but not limited to buildings or other structures, mining, dredging, filling, grading, paving, excavating, or drilling in the designated flood hazard areas of the Town of Cheektowaga, without first obtaining a separate development permit for each such activity from the Town. A copy of the proposed "FLOOD DAMAGE PREVENTION ORDINANCE" is on file in the Town Clerk's Office where the same may be examined during regular business hours.

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

Dated: June 20, 1977

RICHARD M. MOLESKI
Town Clerk

NOTICE TO BIDDERS

NOTICE IS HEREBY given that separate sealed proposals will be received and opened and read by the Town Board of the Town of Cheektowaga at a meeting thereof to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York at 7:00 P.M. on July 5, 1977 for one (1) 1977 Service Car.

In order to be considered, all bids must be filed with the undersigned Town Clerk prior to the time of opening thereof. Information for bidders and specifications may be obtained from Alfred F. Wnek, Superintendent of Highways, at his office located at the Town Highway Garage, 3145 Union Road (near Broadway) S. Cheektowaga, N.Y. Proposals must be enclosed and sealed in opaque envelopes plainly marked with the name of the bidder, also marked "SEALED BID FOR 1977 SERVICE CAR FOR THE TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT." Non-Collusion forms must be signed and submitted with bids.

RICHARD M. MOLESKI
Town Clerk

DATED: June 20, 1977

PUBLISHED: June 23, 1977

LEGAL NOTICE

The Board of Fire Commissioners of the Cleveland Hill Fire District No. 6 has postponed its regular June meeting to Thursday, June 23, 1977 at 7:00 P.M. at the Fire Hall.

This change is in accordance with the Open Meeting Law.

Frank Martin,
District Secretary
Dated: June 13, 1977

TOWN OF CHEEKTOWAGA NEW YORK

PLEASE TAKE NOTICE that on June 20, 1977, the Town Board of the Town of Cheektowaga, in the County of Erie, New York, adopted a resolution entitled:

"Resolution of the Town of Cheektowaga, New York, adopted June 20, 1977, approving the establishment of Sanitary Sewer District No. 8, in said Town, and construction of a sewer system therein and providing that such resolution shall be subject to permissive referendum."

an abstract of such resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: RECITING that the Town Board of the Town of Cheektowaga ("Town Board" and "Town", respectively), New York, has heretofore duly caused the preparation of a general map, plan and report relating to the establishment of proposed Sanitary Sewer District No. 8, in the Town ("District"), therein described and for the construction of a sewer system therein, and has duly appropriated a specific amount to pay the cost thereof, which map, plan and report have been duly filed in the office of the Town Clerk of the Town for public inspection; that an Order was duly adopted on June 6, 1977, reciting a description of the boundaries of the District in a manner sufficient to identify the lands included therein as in a deed of conveyance, the improvements proposed, the maximum amount proposed to be expended for such improvements, including acquisition of necessary land and rights in land, the proposed method of financing to be employed, the fact that a map, plan and report describing the same are on file in the Town Clerk's Office for public inspection and specifying the time and the place of a public

hearing to hear all persons interested in the subject thereof concerning the same; that copies of such Order have been duly published and posted and that such hearing has been held June 20, 1977 at the time and place specified;

SECOND: RESOLVING AND DETERMINING THAT (a) the notice of hearing was published and posted as required by law and is otherwise sufficient; (b) all the property and property owners within the District are benefited thereby; (c) all the property and property owners benefited are included within the limits of the District and (d) that the establishment of the District is in the public interest;

THIRD: FURTHER RESOLVING AND DETERMINING that the establishment of the District be approved, that the proposed sewer system shall be constructed therein; DESIGNATING such District as Sanitary Sewer District No. 8, in the Town of Cheektowaga, and DESCRIBING the District by metes and bounds;

FOURTH: RESOLVING that the maximum amount proposed to be expended for the construction of said sewer system, consisting of sewer mains, manholes, pumping facilities, buildings, acquisition of necessary land and rights in land and original equipment, machinery and apparatus, is \$3,614,581, which is planned to be financed by the issuance of serial bonds of the Town and the assessment, levy and collection of special assessments upon the several lots and parcels of land in the District which the Town Board shall deem especially benefited by said sewer system so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same and the establishment and collection of sewer rents, pursuant to the Town Law, to pay the principal of and interest on said bonds and the costs of operation, maintenance and repair; any amounts received from grants of Federal and State funds are planned to be expended towards the construction of the sewer system or to redemption of the bonds or any bond anticipation notes issued in anticipation of the sale of said bonds, or budgeted as an offset to the taxes, assessments and/or sewer rents for the payment of principal of and interest on said bonds. The Town will apply to the State Department of Audit and Control for permission to establish the District and for consent to the expenditure of said \$3,614,581 provided that no indebtedness shall be contracted by the Town over and above the costs of preliminary plans and detailed plans, unless and until the Town has received written commitments from the appropriate federal and state authorities for the funding thereby of the portions of the costs of the improvements over and above the estimated local share.

FIFTH: FURTHER RESOLVING that the Town Clerk shall, within ten (10) days after adoption of this resolution, file certified copies in the office of the Department of Audit and Control, together with an application by the Town Board for permission to establish the District and that such application shall be executed by the Supervisor; and

SIXTH: STATING that this resolution is subject to a permissive referendum.

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

DATED: June 20, 1977

RICHARD M. MOLESKI
Town Clerk

NOTICE OF PUBLIC MEETING

PLEASE TAKE NOTICE that a adjourned, public meeting of the Cheektowaga Town Board will be held in the Council Chambers, located in the Town Hall at Broadway and Union Road, Cheektowaga, New York on Monday, June 27th, 1977 at 7:00 o'clock P.M., Eastern Daylight Saving Time.

RICHARD M. MOLESKI
Town Clerk

NOTICE OF PUBLIC MEETING

PLEASE TAKE NOTICE that a Regular, public meeting of the Cheektowaga Town Board will be held in the Council Chambers, located in the Town Hall at Broadway and Union Road, Cheektowaga, New York on Tuesday, July 5th, 1977 at 7:00 o'clock P.M., Eastern Daylight Saving Time.

RICHARD M. MOLESKI
Town Clerk

Lucky Dollar 10094

(Worth at Least \$10.00 in Cash)

TABLE FOR FIXTURE UNITS cont.

FIXTURE	UNITS	MINIMUM TRAP SIZE
Sink, Flushing Rim, Direct Flush Valve.....	8	3"
Sink, Service Type with P Trap.....	2	1 1/2"
Sink, Pot, Scullery of Similar Type.....	4	2"
Urinal 1" Flush Valve.....	8	2"
Urinal 3/4" Flush Valve.....	4	1 1/2"
Wash Sink, Straight per pair Faucets.....	2	
Wash Sink, Round or Semi-Circular		
Per 18" of circumference.....	2	1 1/2"
Water Closet, Direct Flush Valve.....	8	3"
Water Closet, Flush Tank.....	4	3"
Commercial Washing Machine.....	2	2"
Swimming Pools, Per each 1000 Gallons		
Capacity.....	1	
Unlisted fixtures 1 1/2" or less Fixture Trap	1	1 1/2"
Unlisted fixtures 1 1/2" Fixture Trap.....	2	1 1/2"
Unlisted fixtures 2" Fixture Trap.....	3	2"
Unlisted fixtures 3" Fixture Trap.....	5	3"
Unlisted fixtures 4" Fixture Trap.....	6	3"

12. RESOLVED that Section 5, Subdivision 1 of the Plumbing and Drainage Ordinance which reads:

No soil pipe or vent line shall open within ten feet of any window, door, ventilating shaft or air duct, shall be amended to read:

No vent terminal shall be located within 10 feet directly beneath any door, window, or ventilating opening. Vent terminals shall not be located within 10 feet horizontally of such openings unless the vent terminal is at least 3 feet above the top of the opening.

13. RESOLVED that Section 5, Sub-

division 2 of the Plumbing and Drainage Ordinance which reads:

All soil and waste pipes must be of cast iron bell and spigot known in commerce as extra heavy, galvanized wrought iron pipe, galvanized steel pipe, cast iron pipe approved, brass pipe or copper pipe approved. Waste lines two and one-half inches or larger, of black wrought iron coated with tar or asphaltum may be used. All soil and vent pipes shall not extend less than ten inches and not more than two feet above any roof of building. In no case shall soil or vent lines pass through a "hip" or "French" type roof less than ten feet from lower end of roof.

shall be amended to read:

All soil and waste pipes must be of cast iron bell and spigot known in commerce as extra heavy, galvanized wrought iron pipe, galvanized steel pipe, cast iron approved, brass pipe, copper pipe or other pipe as approved by the Board. Waste lines two and one-half inches or larger, or black wrought iron coated with tar or asphaltum may be used. All soil and vent pipes shall not extend less than ten inches and not more than two feet above any roof of building. In no case shall soil or vent lines pass through a "hip" or "French" type roof less than ten feet from lower end of roof.

14. RESOLVED that Section 5, Subdivision 3 of the Plumbing and Drainage Ordinance which reads:

The size of soil and waste pipes must not be less than those set forth in the following tables, and not more than

one water closet may be placed on a three inch horizontal branch, and not more than three closets may be placed on a three inch vertical stack.

Size of Pipe

11-4 in. (Lead)
1 1/2 inches
2 inches
2 1/2 inches
3 inches
4 inches
5 inches
6 inches
8 inches

Branch Fixtures	Main Fixtures
1	1
2	2
6	12
12	24
24	48
48	96
96	192
192	384
384	768
768	1536

Branch W.C.

....
....
....
....
4	3
10	20
20	60
40	120
80	240

shall be amended to read:

Size of Pipe

11-4 in. (Lead)
1 1/2 inches
2 inches
2 1/2 inches
3 inches
4 inches
5 inches
6 inches
8 inches

Branch Fixtures	Main Fixtures
1	1
2	2
6	12
12	24
24	48
48	96
96	192
192	384
384	768
768	1536

Branch W.C.

....
....
....
....
4	3
10	20
20	60
40	120
80	240

15. RESOLVED that Section 5, Subdivision 20 of the Plumbing and Drainage Ordinance which reads:

Closet traps must have a heavy brass floor or wall plate, not less than three sixteenths of an inch in thickness, lead pipe not more than twelve inches long, may be coated with a heavy coat of lead or where wrought iron or brass soil pipe is used it shall be covered to same, and bolted to the trap, and the joint shall be made gas and water tight, without the use of putty, cement, plaster, lead, rubber or leather washers.

shall be amended to read:

Floor flanges for water closets and similar fixtures when casted shall be brass at least one eighth inch thick with a minimum of 1 1/2 inch casting depth. When used with lead pipe, they shall be brass at least one eighth inch thick with a minimum of three quarter inch soldering collar. When used with copper tube they shall be wrought copper or cast brass at least one eighth inch thick with a minimum of one inch collar for sweating.

16. RESOLVED that Section 6, Subdivision 5 of the Plumbing and Drainage Ordinance which reads:

All vent pipes and fittings must be galvanized wrought iron, or galvanized steel pipe, however, cast iron hub and spigot pipe, known in commerce as extra heavy, or cast iron screw pipe and fittings approved, may be used.

shall be amended to read:

All vent pipes and fittings must be galvanized wrought iron, galvanized steel, cast iron hub and spigot known in commerce as extra heavy, cast iron screw pipe or such other equipment, systems and materials as accepted and approved by the Board.

17. RESOLVED that Section 6, Subdivision 14 of the Plumbing and Drainage Ordinance which reads:

Trap back-vent pipes shall be continuous. Where the vent pipes are continuous and traps are ventilated through the waste fitting, the center of the outlet of such fitting shall not be set below the water seal of the trap and the trap shall not be more than three feet from the waste fitting. No crown venting will be permitted.

shall be amended to read:

Trap back-vent pipes shall be continuous. Where the vent pipes are continuous and traps are ventilated through the waste fitting, the center of the outlet of such fitting shall not be set below the water seal of the trap and the trap shall not be more than five feet from the waste fitting. No crown venting will be permitted.

18. RESOLVED that Section 7, Subdivision 2 of the Plumbing and Drainage Ordinance which reads:

When within house or building, the leader must be of cast iron, bell and spigot known in commerce as extra heavy, galvanized wrought iron, galvanized steel pipe, cast iron screw pipe approved or brass and copper pipe approved, and spouts shall be copper or lead with ferrule or solder nipple or other conductor heads approved by the Board.

shall be amended to read:

When within house or building, the leader must be of cast iron, bell and spigot known in commerce as extra heavy, galvanized wrought iron, galvanized steel pipe, cast iron, screw pipe approved, brass pipe, copper pipe or other equipment, systems and material as accepted and approved by the Board. Spouts shall be copper, lead or other material as accepted and approved by the Board.

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

Dated: June 20, 1977

RICHARD M. MOLESKI
Town Clerk

Item No. 46 Motion by Councilman Dux, seconded by Councilman Kaczmarek
to adjourn the meeting until Monday, June 27, 1977 at 7:00 P.M.

RICHARD M. MOLESKI
Town Clerk

Item No. 1 At a regular adjourned 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 27th day of June, 1977 at 7:00 P.M., Eastern Daylight Saving Time, there were:

PRESENT: Supervisor Kenneth J. Meyers
Councilman Frank E. Swiatek
Councilman Raymond J. Wasielewski
Councilman Thomas M. Johnson
Councilman Frank J. Dux
Councilman George Kaczmarek
Councilman James R. Burst

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; John V. Rogowski, Town Attorney.

I. RESOLUTIONS

Item No. 2 Re-Advertise for bids for three (3) portable radio transceivers and accessories

Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, at a June 20, 1977 Town Board meeting, no bids were received for the purchase of three (3) Portable Radio Transceivers and Accessories for use in the Cheektowaga Police Department, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk is hereby directed to re-advertise and publish a Notice to Bidders for the purchase of three (3) Portable Radio Transceivers and Accessories for use in the Cheektowaga Police Department. Information for bidders and specifications may be obtained from the Town Clerk's Office located in the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York; said Notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that the Town Board will meet at 7:00 p.m. on Monday, July 18, 1977 for the purpose of properly opening and reading the sealed bids.

* * * * *

L E G A L N O T I C E

N O T I C E T O B I D D E R S

Sealed proposals will be recieved and considered by the Town Board of the Town of Cheektowaga at a meeting thereof to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York at 7:00 p.m., Eastern Daylight Savings Time on July 18, 1977 for the furnishing of three (3) Portable Radio Transceivers and Accessories for use in the Cheektowaga Police Department.

Information for bidders and specifications may be obtained from the Town Clerk's Office located in the Town Hall, Broadway and Union Road, Cheektowaga, New York.

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
-1-

Item No. 2 cont'd

Upon Roll Call.....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

AFFIDAVIT-NEXT PAGE

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

Gladys M. Hechler, 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..... June 30, 1977 ;
last publication..... June 30, 1977 ;
and that no more than six days intervened be-
tween publications.

Gladys M. Hechler

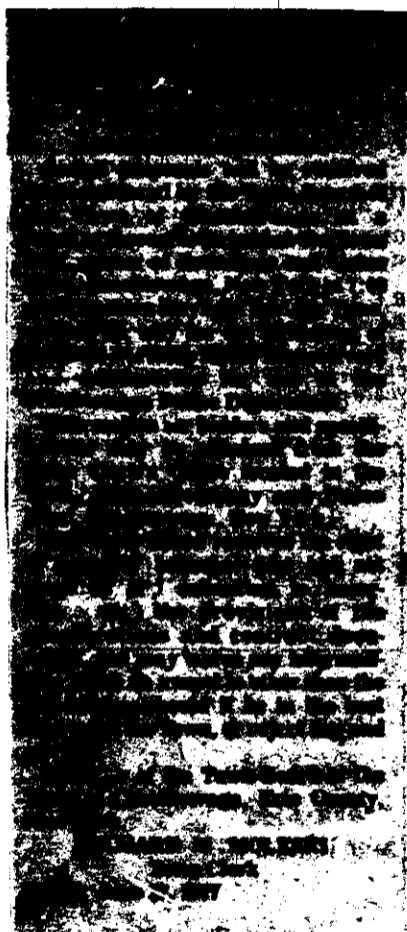
Sworn to before me this 1st

day of July, 19.. 77

..... Naidine C. Williams

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 79



Item No. 3a Military leave of absence for Police Officer

Motion by Supervisor Meyers, seconded by Councilman Dux

BE IT RESOLVED that Richard J. Kozell, Police Officer in the Cheektowaga Police Department, be granted a leave of absence from July 7th through July 23rd, 1977 to attend active duty training in the New York Army National Guard.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

Item No. 3b Military leave of absence for Police Officer

Motion by Supervisor Meyers, seconded by Councilman Dux

BE IT RESOLVED that Gary M. Schmidt, Police Officer in the Cheektowaga Police Department, be granted a leave of absence from July 9th through July 23rd, 1977 to attend active duty training in the New York Army National Guard.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

Item No. 4 Creation of two (2) new Senior Citizen Clubs in Town

Motion by Councilman Swiatek, seconded by Supervisor Meyers

WHEREAS, the Town of Cheektowaga is committed to providing programs and services for as many of the Town's older residents as possible, and

WHEREAS, two new groups of senior citizens have organized, and are developing recreational, social and educational programs for their members, namely, the Maryvale Center Tuesday Men's Group, and the Cheektowaga Senior Citizen's Travel Club, and

WHEREAS, these groups are open to all older Cheektowaga residents, NOW, THEREFORE, BE IT

RESOLVED that the Maryvale Center Men's Group, and the Cheektowaga Senior Citizen's Travel Club be considered recognized senior citizen groups with an activity allotment of \$600.00 each annually which is currently available in the present 1977 budget under Account 7620.483, Groups' Activities, the former group (the Maryvale Center Men's Group) to be considered Group #19 and the latter group (the Cheektowaga Senior Citizen Travel Club) be considered Group #20 and BE IT FURTHER

RESOLVED that no Town funds be used for transportation or other costs for overnight trips in keeping with Town policy to involve as large a number of older persons as possible in activities by prohibiting the use of Town funds for overnight travel costs.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

Item No. 5 Hiring under C.E.T.A., Title VI

Motion by Supervisor Meyers, seconded by Councilman Wasielewski

WHEREAS, funds are presently available under the Comprehensive

Item No. 5 cont'd

Employment and Training Act of 1973, Title VI, NOW, THEREFORE, BE IT

RESOLVED that the following person be and hereby is hired under the position listed below, at a salary rate as specified, starting date established the the department head:

Laborer in Plant #5 department at a salary of \$4.6141 an hour

Sczepanik, John , Cheekt, N.Y. 14225

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

Item No. 6 Summer help in Parks and Recreation

Motion by Councilman Swiatek, seconded by Councilman Kaczmarek

BE IT RESOLVED that the following individuals be hired in the Town of Cheektowaga for the 1977 summer-help season in the Parks and Recreation Departments at the following rates:

PARK ATTENDANTS - \$2.50 PER HOUR

Donald Wesolowski
Gregory Grandits
Cindy Feyrer
David Pralow
Kenneth Bonk
Brian Kempinski
Robert Olejniczak
Al Lonczak, Jr.
Elizabeth Denaro

BASKET CHECKERS - \$2.00 PER HOUR

Anthony Oddi
David Grupp

LIFEGUARDS - \$2.60 PER HOUR

Debbie Konopa

HOMETOWN BEAUTIFICATION - \$2.35 PER HOUR

Mark Popiela
Mark Giczkowski
Michael Brunner
Gregory Gemerek
David Czeka

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

Motion by Councilman Wasielewski, seconded by Councilman Kaczmarek to suspend the rules to include the following items.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

* * * * *

II. SUSPENSION OF RULES

Item No. 7 Retain legal counsel for continuation of departmental charges and proceedings.

Motion by Supervisor Meyers, seconded by Councilman Kaczmarek

WHEREAS, the Town Board has previously retained the services of Louis M. Cacciato, attorney at law, for the purpose of representing the Town relative to departmental charges brought against Police Chief Benedict Kostrzewski; said services included preparation of a hearing and representing the Town during said hearing, and

WHEREAS, it appears proper and feasible that the services of said Louis M. Cacciato be continued for the purpose of representing the Town Board in its further proceedings in said matter, including the final decision of the Board, and any subsequent appeals, if any, THEREFORE, BE IT

RESOLVED that Louis M. Cacciato, attorney, with offices at 69 Delaware Avenue, Buffalo, New York, be and hereby is retained to represent the Town relative to a final decision in said proceedings and any appeals or other proceedings thereto, and BE IT FURTHER

RESOLVED that his reasonable fees and expenses be paid by the Town.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 8 Intention to use services of Village of Depew Justice to act as assigned Town Justice of Town of Cheektowaga

Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, Section 106 of the Uniform Justice Court Act of the State of New York, as amended, provides for the selection of a Judge in an adjacent or nearby Town or Village to act on behalf of a Town where the Judge is unable to act because of absence, and

WHEREAS, Judge Joseph E. Pyszczyński, Town Justice of the Town of Cheektowaga has been absent from his duties as a result of suspending himself voluntarily from presiding in the Cheektowaga Town Justice Court and having given due notice thereof to the Supreme Court of New York State, Appellate Division, Fourth Department; and

WHEREAS, Elma Town Justice Joseph R. Glowina has thereafter been designated as an Assigned Town Justice on behalf of the Town of Cheektowaga by an Order of the Supreme Court of the State of New York, appellate Division, Fourth Judicial Department, dated July 19, 1976 and signed by Presiding Justice Reid S. Moule, and

WHEREAS, said Joseph R. Glowina has performed his duties as Assigned Town Justice on behalf of the Town of Cheektowaga since said designation and until his resignation which was effective as of June 19, 1977, and

WHEREAS, as a result of said resignation there is no Assigned Town Justice acting on behalf of the Town of Cheektowaga, and the term of the absent Town Justice, Joseph E. Pyszczyński expires on December 31, 1977, and

Item No. 8 cont'd

WHEREAS, there is an immediate need for the services of an Assigned Town Justice for the Town of Cheektowaga, and

WHEREAS, preliminary inquiries have been made with the Village of Depew for the purpose of obtaining the temporary services of the Depew Village Justice, NOW, THEREFORE, BE IT

RESOLVED that the Town of Cheektowaga hereby asserts and confirms its intention to join into a mutual consent arrangement or agreement between the Town of Cheektowaga and the Village of Depew to use the services of Village Justice Thaddeus J. Piusinski in the Cheektowaga Town Court during the absence of Judge Pyszczyński, and BE IT FURTHER

RESOLVED that the implementation of said program is conditional upon obtaining the consent of the Village of Depew and Justice Thaddeus J. Piusinski and the confirmation and approval by the Appellate Division of the State of New York.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 9 Retain legal counsel regarding condemnation proceedings of part of 3044 Genesee at Beryl Drive

Motion by Supervisor Meyers, seconded by Councilman Burst

BE IT RESOLVED that the law firm of Kavinoky, Cook, Hepp, Sandler, Gardner and Wisbaum, located at 120 Delaware Avenue, Buffalo, New York, be and hereby is retained to represent the Town of Cheektowaga in the commencement and handling of condemnation proceedings regarding a portion of certain real property commonly known as 3044 Genesee Street, Cheektowaga, New York at its intersection with Beryl Drive, and BE IT FURTHER

RESOLVED that their reasonable fees and expenses be paid by the Town.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 10 Authorize payment of \$5,000.00 as settlement of condemnation lawsuits

Motion by Supervisor Meyers, Councilman Burst

WHEREAS, the Town Board has recently retained the law firm of Kavinoky, Cook, Hepp, Sandler, Gardner and Wisbaum, attorneys at law, to represent the Town in a condemnation proceeding entitled:

The Town of Cheektowaga, New York

vs

Richard J. Owczarczak and
Kathleen Owczarczak, his wife

Cheektowaga, New York,

and

WHEREAS, the Town has been informed that negotiations and settlement have been initiated since the commencement of said action and it appears that the Easement sought to be obtained by the Town on the subject premises may be obtained by the Town for the sum of \$5,000.00 in full settlement and compromise in said proceeding, and

6/27/77

Item No. 10 cont'd

WHEREAS, the Town has been informed by its retained counsel that said settlement offer is reasonable in view of all the circumstances and the nature of said proceedings, THEREFORE, BE IT

RESOLVED that the Town hereby accepts the settlement offer in the sum of \$5,000.00, and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is authorized to sign any and all agreements and stipulations to consummate the said settlement and to obtain the Easement rights for the Town of Cheektowaga.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

Item No. 11 Request County make traffic study for French-Towers signal

Motion by Councilman Burst, seconded by Councilman Swiatek

WHEREAS, French Road in the Town of Cheektowaga is a heavily travelled thoroughfare, and

WHEREAS, Towers Boulevard intersects French Road, NOW, THEREFORE, BE IT

RESOLVED that a traffic study of said area by the County of Erie be and hereby is requested by the Town of Cheektowaga, and BE IT FURTHER

RESOLVED that it be requested that the County of Erie issue a permit for the Town of Cheektowaga to install a pedestrian and vehicular accuated signal at the intersection of Towers Boulevard and French Road, and BE IT FURTHER

RESOLVED that a certified copy of this resolution be forwarded to Deputy Commissioner Kenneth L. Reitmeier, Erie County Department of Public Works, Division of Highways.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

Item No. 12 Motion by Councilman Swiatek, seconded by Councilman Kaczmarek to adjourn the meeting.

RICHARD M. MOLESKI
Town Clerk