

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 5th day of July, 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; Jim Kirisits, Deputy Town Attorney; Chester L. Bryan, Town Engineer; Ronald Marten, Building & Plumbing Inspector; Alfred Wnek, Town Highway Superintendent; Ken Kopacz, Executive Director of the Youth Board; Sal LaGreca, Assistant Manpower Program Director I; Julia Reinstein, Town Historian; Dr. Louis Vendetti, Town Health Officer.

I. BIDS

Item No. 2 Highway Department - One (1) 1977 Service Car.
Referred to Alfred Wnek, Town Highway Superintendent.

II. PUBLIC HEARINGS

Item No. 3 This was the time and place advertised for a public hearing to consider the advisability of amending the "Plumbing and Drainage Ordinance" of the Town of Cheektowaga, New York. 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, after which the Supervisor declared the hearing closed; decision was reserved.

Item No. 4 This was the time and place advertised for a public hearing to consider the advisability of adopting a "Flood Damage Prevention Ordinance" in the Town of Cheektowaga, New York. Such 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.

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, after which the Supervisor declared the hearing closed; at the conclusion thereof, the Town Board determined that it was in the public interest to adopt and enact a "Flood Damage

Item No. 4 Cont'd.

Prevention Ordinance" *(please refer to Item No. 8).

III. GENERAL COMMUNICATIONS

Item No. 5 N.Y.S. Dept. of Transportation - Notice of Order: One-way control on southerly driveway at A. W. Plaza on Harlem Road @ Mafalda Drive.
Copies sent to Acting Chief John B. Gruber, Captain Kistowski and Cheektowaga Traffic Safety Commission; Item Received and Filed.

IV. DEPARTMENTAL COMMUNICATIONS

Item No. 6 Building Permits.
Accepted and Approved by the Honorable Members of the Town Board;
Item Received and Filed.

Item No. 7 John B. Gruber, Acting Chief of Police - Correspondence re: Police Department Manpower.
Copies sent to the Honorable Members of the Town Board; Item Received and Filed.

V. RESOLUTIONS

*Item No. 8 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, this Town Board, at a regular meeting held on the 20th day of June, 1977, duly adopted a Resolution calling for a public hearing to be held at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 5th day of July, 1977 at 7:00 o'clock p.m., Eastern Daylight Saving Time, to consider the advisability of adopting and enacting a "FLOOD DAMAGE PREVENTION ORDINANCE"; and

WHEREAS, notice of said public hearing was duly published as required by law, not less than ten (10) days prior to the date of the hearing; and

WHEREAS, pursuant to said Resolution, a public hearing on said "FLOOD DAMAGE PREVENTION ORDINANCE" was duly held by this Town Board at the Cheektowaga Town Hall in the Town of Cheektowaga, New York, on the 5th day of July, 1977 at 7:00 o'clock p.m., Eastern Daylight Saving Time; and at which hearing all persons interested in the subject matter had an opportunity to be heard, and were heard; and, at the conclusion thereof, this Town Board determined that it was in the public interest to adopt and enact a "FLOOD DAMAGE PREVENTION ORDINANCE".

NOW, THEREFORE, BE IT RESOLVED, that a "FLOOD DAMAGE PREVENTION ORDINANCE" be, and the same hereby is, adopted and enacted, providing as follows:

*See next eighteen (18) pages for copy of Ordinance!

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 July 5, 1977, 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 Ten ----- dollars (\$10.00) 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 5.3.

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,

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

structure is watertight with walls substantially impermeable to the passage of water and with structural components having the capability of resisting hydrostatic and hydrodynamic loads and effects of buoyancy. A registered professional engineer or architect shall certify that the standards of this subsection are satisfied. Such certification shall be provided to the official as set forth in Section 4.3-3(2).

5.2-3 MOBILE HOMES

(1) Mobile homes shall be anchored in accordance with Section 5.1-1(2).

(2) For new mobile home parks and subdivisions; for expansions to existing mobile home parks and subdivisions; for existing mobile home parks and subdivisions where the repair, reconstruction or improvement of the streets, utilities and pads equals or exceeds 50 percent of value of the streets, utilities and pads before the repair, reconstruction or improvement has commenced; and for mobile homes not placed in a mobile home park or subdivision require:

(i) stands or lots are elevated on compacted fill or on pilings so that the lowest floor of the mobile home will be at or above the base flood level;

(ii) adequate surface drainage and access for a hauler are provided; and,

(iii) in the instance of elevation on pilings, that:

--lots are large enough to permit steps

--piling foundations are placed in stable soil

no more than ten feet apart, and

--reinforcement is provided for pilings more than six feet above the ground level.

(3) No mobile home shall be placed in a floodway, except in an existing mobile home park or existing mobile home subdivision.

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.

Item No. 8 Cont'd.

BE IT FURTHER RESOLVED, that a copy of this Resolution, and the "FLOOD DAMAGE PREVENTION ORDINANCE" hereby adopted and enacted, shall be entered in the minutes, and published at least once in the CHEEKTOWAGA TIMES, a newspaper published in the Town of Cheektowaga and having a general circulation therein; and

BE IT FURTHER RESOLVED, that the affidavit of such publication shall be filed with the 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 Certification and Affidavit!

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 July 5 19.77....., 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. 8 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 July
19.....77.

Richard M. Moleski
.....
Town Clerk

Legal Notice

EXTRACTS FROM MINUTES OF CHEEKTOWAGA TOWN BOARD

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 5th day of July, 1977 at 7:00 o'clock p.m., Eastern Daylight Saving 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 Johnson

WHEREAS, this Town Board, at a regular meeting held on the 20th day of June, 1977, duly adopted a Resolution calling for a public hearing to be held at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 5th day of July, 1977 at 7:00 o'clock p.m., Eastern Daylight Saving Time, to consider the advisability of adopting and enacting a "FLOOD DAMAGE PREVENTION ORDINANCE"; and

WHEREAS, notice of said public hearing was duly published as required by law, not less than ten (10) days prior to the date of the hearing; and

WHEREAS, pursuant to said Resolution, a public hearing on said "FLOOD DAMAGE PREVENTION ORDINANCE" was duly held by this Town Board at the Cheektowaga Town Hall in the Town of Cheektowaga, New York, on the 5th day of July, 1977 at 7:00 o'clock p.m., Eastern Daylight Saving Time; and at which hearing all persons interested in the subject matter had an opportunity to be heard, and were heard; and, at the conclusion thereof, this Town Board determined that it was in the public interest to adopt and enact a "FLOOD DAMAGE PREVENTION ORDINANCE".

NOW, THEREFORE, BE IT RESOLVED, that a FLOOD DAMAGE PREVENTION ORDINANCE be, and the same hereby is, adopted and enacted, providing as follows:

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 (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 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 hazard 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 per cent) 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 July 5, 1977, with accompanying Flood Insurance Rate Maps and Flood Boundary-Floodway Maps and any revisions 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 results 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 ten dollars (\$10.00) 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 5.3.

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

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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 REDUC- TION

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 structure is watertight with walls substantially impermeable to the passage of water and with structural components having the capability of resisting hydrostatic and hydrodynamic loads and effects of buoyancy. A registered professional engineer or architect shall certify that the standards of this subsection are satisfied. Such certification shall be provided to the official as set forth in Section 4.3-3(2).

5.2-3. MOBILE HOMES

(1) Mobile homes shall be anchored in accordance with Section 5.1-1(2).

(2) For new mobile home parks and subdivisions; for expansions to existing mobile home parks and subdivisions; for existing mobile home parks and subdivisions where the

repair, reconstruction or improvement of the streets, utilities and pads equals or exceeds 50 percent of value of the streets, utilities and pads before the repair, reconstruction or improvement has commenced; and for mobile homes not placed in a mobile home park or subdivision require:

(i) stands or lots are elevated on compacted fill or on pilings so that the lowest floor of the mobile home will be at or above the base flood level;

(ii) adequate surface drainage and access for a hauler are provided; and,

(iii) in the instance of elevation on pilings, that:

—lots are large enough to permit steps

—piling foundations are placed in stable soil no more than ten feet apart, and

—reinforcement is provided for pilings more than six feet above the ground level.

(3) No mobile home shall be placed in a floodway, except in an existing mobile home park or existing mobile home subdivision.

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.

BE IT FURTHER RESOLVED, that a copy of this Resolution, and the "FLOOD DAMAGE PREVENTION ORDINANCE" hereby adopted and enacted, shall be entered in the minutes, and published at least once in the CHEEKTOWAGA TIMES, a newspaper published in the Town of Cheektowaga and having a general circulation therein; and

BE IT FURTHER RESOLVED, that the affidavit of such publication shall be filed with the Town Clerk.

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

Item No. 9 Motion by Councilman Burst, seconded by Councilman Kaczmarek

WHEREAS, bids were duly received by this Town Board at a meeting thereof held on June 20, 1977 for the purchase of Diesel Fuel oil, motor oils, etc. 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 tabulation attached hereto and made a part hereof.

*See next few pages for Tabulation!

ALFRED F. WNEK
SUPERINTENDENT
OFFICE: 683-4775



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

June 29, 1977

Honorable Kenneth Meyers, Supervisor
Honorable Town Board
Town of Cheektowaga, New York 14227

Gentlemen:

Bids were opened at the Town Board meeting
of June 20th, 1977 at 7:00 P.M. for Diesel Fuel oil,
motor oils, etc.

I recommend awarding the contract to the
lowest responsible bidders as per attached tabulation.

I trust this meets with your approval.

Very truly yours,

TOWN OF CHEEKTOWAGA

Alfred F. Wnek
Alfred F. Wnek
Superintendent of Highways

AFW/mss

Copies: Richard Moleski - Town Clerk
John Rogowski - Town Attorney
bidders upon request
file

RECEIVED

JUN 30 1977

Richard M. Moleski, Town Clerk

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

ALFRED J. WNEK
SUPERINTENDENT
 OFFICE: 683-4775



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

June 29, 1977

Tabulation of Bids on Fuel Oil, Motor Oils, etc. (Bids opened June 20, 1977)

#2 Diesel Fuel Oil	Kurk Fuel Oil Co.	\$.49 per gal.
Kerosene Oil	Kurk Fuel Oil Co.	.49 per gal.
#300 R/O Hydraulic Oil	Chester C. Sitarski	1.23 per gal. 67.65 per 55/g. drum
Penetrating Oil (In aerosol cans)	WNY Filling & Mfg. Co.	18.00 per case of 12
<u>MOTOR OILS</u>		
SAE 30 - ND	White Arrow Serv.Sta.Inc. Chester C. Sitarski	9.70 per case 66.00 per 55/g.drum
XHD #30	American Lubricant Chester C. Sitarski	10.44 per case 75.35 per 55/g.drum
Super D#30, Service #CACECCCD	American Lubricant White Arrow Serv.Sta.Inc.	79.20 per 55/g.drum (\$1.44 per gal) 11.00 per case
Special 10W-40	White Arrow Serv.Sta.Inc. Davis Howland Oil Co.	12.15 per case 85.25 per 55/g.drum
<u>GEAR & TRANSMISSION OIL</u>		
Transmission Type A	White Arrow Serv.Sta.Inc.	11.60 per case 85.35 per 55/g.drum
Multi-Purpose Gear Oil SAE90	American Lubricant	2.14 per gal.-120 lb. dr
Multi-purpose Gear Oil SAE-140	American Lubricant	2.20 per gal.-120 lb.dr.
PWD#50	Chester C. Sitarski	13.00 per 5 gal. pail 31.00 per 120 lb. drum

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

ALFRED J. WNEK
SUPERINTENDENT
OFFICE: 683-4775



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

June 29, 1977

Tabulation of Bids on Fuel Oil, Motor Oils, etc. (Page 2)

LUBRICANTS

Lubriplate 630-2	Davis Howland Oil Co.	\$.80 per lb./35# pail .70 per lb./120# drum
Lubriplate 70	Davis Howland Oil Co.	.69 per lb./35# pail .59 per lb./120# drum

FLUIDS

X-Heavy Duty Brake Fluid	White Arrow Serv.Sta.Inc.	9.20 per gal. 45.35 per 5 gal. pail
Permanent Anti-Freeze	Niagara Lubricants	2.75 per gal. 151.25 per 55 gal. drum
Drum Deposits: \$13.00	American Lubricants	
12.00	White Arrow Service Station Inc.	
12.00	Davis Howland Oil Co.	
15.00	Chester C. Sitarski	
12.00	Niagara Lubricants Inc.	

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

Item No. 9 Cont'd.

Upon Roll Call....

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

Item No. 10 Motion by Councilman Burst, seconded by Councilman Kaczmarek

BE IT RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the following equipment for the Highway Department:

- Five (5) 1977 All wheel drive chassis and dump body,
hoist and snow removal equipment
- Five (5) Self-contained heavy duty hopper type
spreaders
- One (1) 1978 Diesel Tractor
- One (1) Thirty-five ton detachable gooseneck trailer
that is compatible with 1978 Diesel Tractor
- Two (2) 4 wheel drive, 4 wheel steer graders
- One (1) 1977 Tractor Shovel with additional 2½ cubic
yard side dump bucket.

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 18, 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, 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., July 18th, 1977 for the following equipment for the Highway Department:

- Five (5) 1977 All wheel drive chassis and dump body,
hoist and snow removal equipment
- Five (5) Self-contained heavy duty hopper type
spreaders
- One (1) 1978 Diesel Tractor
- One (1) Thirty-five ton detachable gooseneck trailer
that is compatible with 1978 Diesel Tractor
- Two (2) 4 wheel drive, 4 wheel steer graders
- One (1) 1977 Tractor Shovel with additional 2½ cubic
yard side dump bucket.

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 3145 Union Road (near Broadway) S. Cheektowaga, New York. Proposals must be enclosed and sealed in opaque envelopes plainly marked with the name of the bidder, also marked "SEALED BID FOR EQUIPMENT FOR THE TOWN OF CHEEKTOWAGA

Item No. 10 Cont'd.

HIGHWAY DEPARTMENT".

Non-collusion forms must be signed and submitted with bids.

SIGNED

RICHARD MOLESKI
TOWN CLERK

DATED: July 1, 1977
PUBLISHED: July 7, 1977

Upon Roll Call....

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

AFFIDAVIT-NEXT PAGE

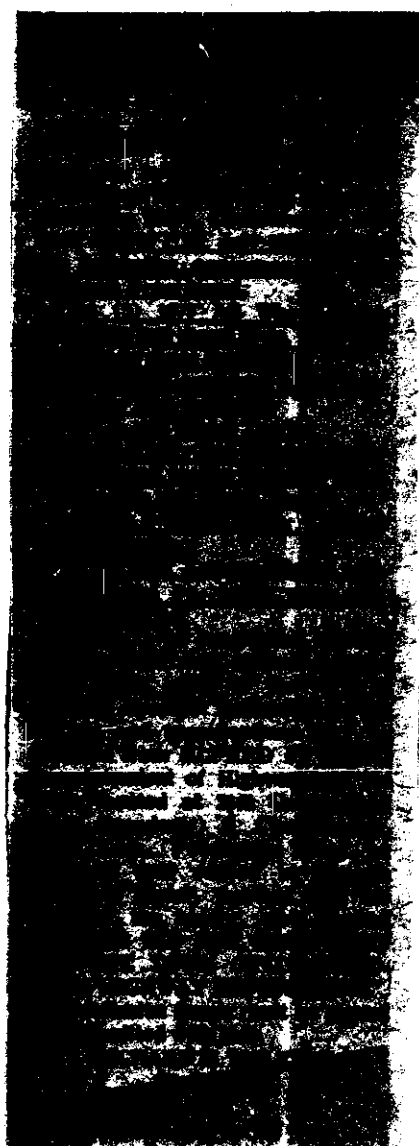
STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

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

Gladys M. Decker
Sworn to before me this *8th*
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. 11 Motion by Councilman Swiatek, seconded by Councilman Burst

WHEREAS, bids were duly received on June 20, 1977, as the result of advertisement, therefore, for the furnishing to the Town of Cheektowaga of Dimensioned Lumber and Plywood 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 June 30, 1977, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the furnishing of dimensioned lumber and plywood be awarded to Forest Materials, Inc., 1665 Harlem Road, Buffalo, New York 14206 for submitting a bid meeting the requirements of the specifications.

Item I Dimensioned Lumber:

Total bid price per foot of ten(10) various sizes \$ 4.64

Item II Plywood:

Total bid price per piece of six (6) various types \$74.42

Item III Roofing:

Bid price per 100 square feet \$24.95

*See next page for Tabulation!



Town of Cheektowaga

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

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

June 30, 1977

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

Gentlemen:

At the Regular Town Board Meeting of June 20, 1977, bids were received and publicly opened for the purchase of Dimensioned Lumber and Plywood for the year of 1977. One bid was received as follows:

BIDDER - FOREST MATERIALS, INC.

Item I Dimensioned Lumber:

Total bid price per foot of ten (10) various sizes \$4.64

Item II Plywood:

Total bid price per piece of six (6) various types \$74.42

Item III Roofing:

Bid price per 100 sq. feet \$24.95

Another Town resident lumber supplier received the Bid Proposal and Specifications but did not submit a bid. He was hesitant due to market price fluctuation. He was not aware that the Bid Proposal covered this condition. Bid prices were compared with this lumber supplier and some were found to be under and some items over, but, overall competitive.

It is, therefore, recommended that bid be awarded to Forest Materials, Inc. for the submission of a bid meeting 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. 11 Cont'd.

Upon Roll Call....

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

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

WHEREAS, bids were duly received by this Town Board at a meeting thereof, held on June 20, 1977 for the construction of sidewalks including incidental piping for the year of 1977, as the result of advertisement, therefore, and such bids were referred to the Town Engineer for analysis, tabulation and report, AND

WHEREAS, such analysis, tabulation and report is hereto attached and contained in a letter to the Town Board dated June 30, 1977, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the construction of sidewalks including incidental piping for the year of 1977 is hereby awarded to Collana Brothers Construction Company, Inc., 60 Cunard Road, Buffalo, New York 14216, bid award at unit prices, said company being the lowest responsible bidder meeting specifications.

Item I	4" Thick Sidewalk	\$1.14/sq. ft.
Item II	6" Thick Sidewalk	\$1.30/sq. ft.
Item III	Pipe	\$.75/lin. ft.
Item IV	6" Thick Reinforced Sidewalk	\$1.40/sq. ft.
Item V	Fill	\$8.00/cu. yd.

*See next page for Tabulation!



Town of Cheektowaga

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

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

June 30, 1977

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Sidewalk Construction
Bid Award

Gentlemen:

At the regular Town Board meeting of June 20, 1977, bids were received and opened for the construction of sidewalks. Four (4) bids were received as follows:

BIDDER	ITEM 1 4" Thick \$/sq.ft.	ITEM 2 6" Thick \$/sq.ft.	ITEM 3 P.V.C. Pipe \$/ft	ITEM 4 6" Rein- forced	ITEM 5 Soil Rem. \$/cu yd	TOTAL
Collana Bros. Const. Co., Inc.	1.14	1.30	.75	1.40	8.00	47,575.00
Mar-Wal Const. Co., Inc.	1.18	1.38	.50	1.48	.01	48,711.00
M. Falgiano Const. Co., Inc.	1.18	1.33	1.00	1.43	5.00	48,785.00
Nichter Assoc., Inc.	1.68	1.88	2.50	1.95	12.75	69,890.00

It is recommended that the bid be awarded to Collana Brothers Construction Company, Inc., 60 Cunard Road, Buffalo, New York 14216, for submission of the lowest bid meeting the requirements of the specifications. The bid is awarded on the basis of unit prices as quoted.

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. 12 Cont'd.

Upon Roll Call....

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

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

WHEREAS, it is in order that bids be advertised to cover the purchase of riprap materials for the Town for 1977, NOW, THEREFORE, BE IT

RESOLVED, that this request be granted and that the Town Clerk be directed to publish a Notice to Bidders in connection with the furnishing of riprap material, notice to be published in the CHEEKTOWAGA TIMES, and, BE IT FURTHER

RESOLVED, that the Town Board meet on the 18th day of July, 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 July 18, 1977 at 7:00 P.M., Local Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of riprap material for the year of 1977, for use in the ditch and creek bank protection.

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

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

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

RICHARD M. MOLESKI
TOWN CLERK

DATED: July 5, 1977

* * * * *

Upon Roll Call....

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

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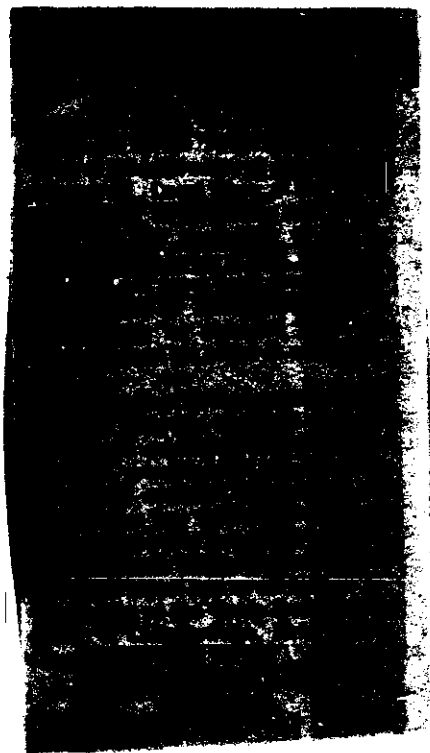
STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Charles M. Heston 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 *July 7, 1977* ;
last publication *July 7, 1977* ;
and that no more than six days intervened be-
tween publications.

Charles M. Heston
Sworn to before me this *8th*
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. 14 Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, one segment of the Town sewer remedial program is to obtain the fullest use of the sanitary sewer pipes by the removal of extraneous objects such as stone, grit and roots, and where benefit of such a program provides immediate reduction of back-up conditions, AND

WHEREAS, the Town Engineering Department is requesting that sewer cleaning work be contracted in order to supplement work done by the Town Sewer Maintenance crews, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk is directed to publish a Notice to Bidders for the furnishing of all tools, equipment, labor and appurtenances required for sewer cleaning work from July 1, 1977 to April 1, 1978 in accordance with plans and specifications prepared by the Town of Cheektowaga Engineering Department, 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 July 18, 1977 for the purpose of properly opening the bids and reading them.

* * * * *

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 July 18, 1977 at 7:00 P.M., Eastern Daylight Saving Time, at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, for Sanitary Sewer Cleaning Work at various locations in the Town of Cheektowaga.

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

Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Bid for Sewer Cleaning Work" and submitted to the Town Clerk prior to bid opening.

No bidder may withdraw his bid within sixty (60) days after the actual date of the opening thereof.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best 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: July 5, 1977

* * * * *

Upon Roll Call....

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

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7/5/77

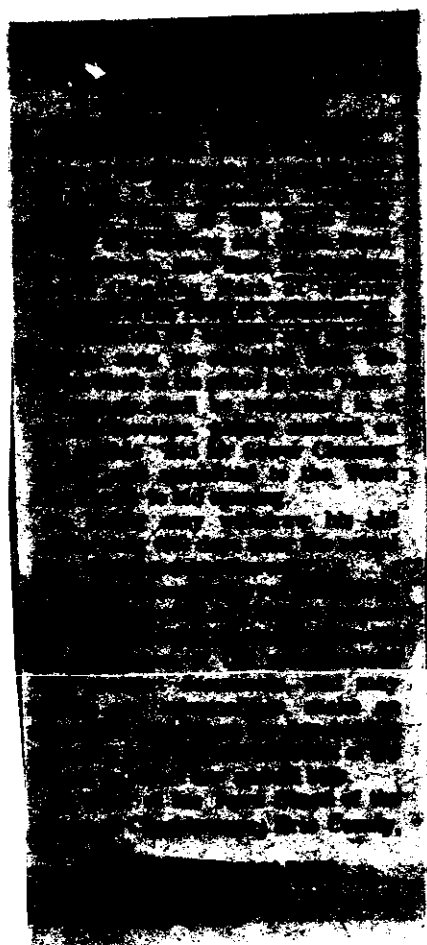
STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Clady M. Decker, 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 *July 7, 1977* ;
last publication *July 7, 1977* ;
and that no more than six days intervened be-
tween publications.

Clady M. Decker
Sworn to before me this *8th*
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. 15 Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, Doyle Fire District No. 1 is in need of one fire hydrant in the vicinity of "Forest Materials" on Stradtman Street near Harlem Road, AND

WHEREAS, the Board of Fire Commissioners have specified the location of the new fire hydrant as follows: on the north side of Stradtman Street directly opposite New York State Electric and Gas Power Pole #1951, #1, NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Water Authority be directed to install a fire hydrant at the location specified.

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 Supervisor Meyers

BE IT RESOLVED that Daniel Golubski Jr., residing at Depew, New York 14043, be hired to work for the Cheektowaga Youth Bureau for the 1977 summer-help season as a Recreation Attendant for the Summer Day Camp at the rate of \$2.50 per hour.

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 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)

Constance T. Kozell

Larry Jagodzinski

BASKET CHECKERS - \$2.00 (PER HOUR)

Hugh Allan

Collette Podgorski

and, be it further

RESOLVED that the following individual be hired in the Town of Cheektowaga for the 1977 summer-help season in the Utility Department at the following rate:

LABORER - \$2.50 (PER HOUR)

Kenneth Bakowski

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 18 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 July 5th, 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	1640-1777	\$ 302,255.69
GENERAL FUND-SAVINGS	---	500,000.00
SPECIAL DISTRICT FUND	3103-3169	250,619.39
HIGHWAY FUND		46,151.19
HIGHWAY FUND-SAVINGS	---	200,000.00
PART TOWN FUND	648-656	4,368.44
FEDERAL REVENUE SHARING	44	8,829.56
CAPITAL FUND	24-35	144,270.80
TRUST AND AGENCY FUND	426-430	92,083.63
H.U.D.-C.D.B.G. FUND	9	32,056.00
ST. FELIX-E.D.A. FUND	1	92,029.50
SPECIAL ASSESSMENT FUND	6-7	5,105.46
		<u>\$1,677,769.66</u>

Upon Roll Call....

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

Item No. 19a Motion by Supervisor Meyers, seconded by Councilman Burst

BE IT RESOLVED that funds in the amount of \$15,000.00 be transferred from Account No. A1910.430 (General Fund - Unallocated Ins.) to Account No. A1640.444 (Central Garage - Collision Repairs) to provide funds for the self insurance of vehicles under \$5,000.00 in insurable value.

Upon Roll Call....

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

Item No. 19b Motion by Supervisor Meyers, seconded by Councilman Burst

BE IT RESOLVED that funds in the amount of \$140.00 be transferred from Account No. B.8020.456 (Planning Services - Planning Consultant) to Account No. B.8020.406 (Planning - Annual Dues).

Upon Roll Call....

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

Item No. 19c Motion by Supervisor Meyers, seconded by Councilman Burst

BE IT RESOLVED that funds in the amount of \$35,000.00 be transferred from Account No. DM.909 (Highway Fund - Item III - Fund Balance) to Account No. DM.9550.000 (Highway Fund - Transfer to Capital Fund) for the Local Share of the Highway Equipment Bond Issue.

Item No. 19c Cont'd.

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 Waive the Rules.

Upon Roll Call....

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

VI. WAIVER OF RULES

Item No. 20 Military Leave of Absence for Executive Director of the Youth Bureau.

Motion by Councilman Swiatek, seconded by Supervisor Meyers

BE IT RESOLVED that Kenneth J. Kopacz, Executive Director of the
Cheektowaga Youth Bureau, be granted a leave of absence from July 16th through
July 30th, 1977 to attend active duty training with the United States Army Reserves.

Upon Roll Call....

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

Item No. 21 Authorization for Town Attorney to submit petition for appointment
of Acting Justice.

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 per-
form his duties, and

WHEREAS, the Town of Cheektowaga requested the services of Depew
Village Justice Thaddeus J. Piusiensi to act on behalf of the Town of Cheektowaga
in the Town Justice Court during the absence of Cheektowaga Town Justice Joseph E.
Pyszczyński whose absence is caused by a voluntary suspension, and

WHEREAS, the Cheektowaga Town Board duly adopted a resolution at its
regular Town Board meeting on June 27, 1977 confirming its intention to enter into
a mutual agreement with the Village of Depew to use the temporary services of the
Depew Village Justice, and

WHEREAS, the Depew Village Board of the Village of Depew has duly
adopted a resolution at its regular Village Board meeting on June 29, 1977 consenting
to the use of the Depew Village Justice's services by the Town of Cheektowaga and
agreeing to accept as compensation to the Town from the Town of Cheektowaga for
providing such judicial service an amount equal and proportionate to the sum presently
being paid by the Town of Cheektowaga to its Town Justice, on a weekly basis, and

WHEREAS, the Village of Depew agreed to reimburse Judge Piusiensi
for his reasonable and necessary expenses in an amount equal to that received by
the Village of Depew from the Town of Cheektowaga for such services on a weekly

Item No. 21 Cont'd.

basis and upon a submission of a statement of his expenses to the Village of Depew by Judge Piusiensi, and

WHEREAS, Judge Piusiensi has submitted his consent to such assignment of assisting the Justice Court of the Town of Cheektowaga, therefore, BE IT

RESOLVED that the Town of Cheektowaga hereby accepts the services of Depew Village Justice, Thaddeus J. Piusiensi, to take over the duties of Cheektowaga Town Justice Joseph E. Pyszczyński in the Cheektowaga Town Court during the absence of Judge Pyszczyński, and BE IT FURTHER

RESOLVED that the Town Board agrees to pay for said services to the Village of Depew a sum equal to the sum presently being paid by the Town of Cheektowaga to its Town Justice on a weekly basis, to wit, the sum of \$328.84, and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is authorized to sign any and all written instruments relating to said agreement on behalf of the Town of Cheektowaga, and BE IT FURTHER

RESOLVED that the Town Attorney be and hereby is authorized to submit any and all documents to the Appellate Division of the State of New York which may be necessary to implement this arrangement and to effectuate the provisions of Section 106 of the Uniform Justice Court Act 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. 22 Motion by Councilman Wasielewski, seconded by Councilman Kaczmarek to adjourn the meeting in memory of Patrolman Robert A. Burgess.

RICHARD M. MOLESKI
TOWN CLERK

BIDS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 22 July 18, 1977</u>		
2	Police Department - Three (3) portable radio transceivers and accessories.	1
3	Engineering - Furnishing of rip-rap material for use in ditch and creek bank protection.	1
4	Engineering - Sanitary Sewer cleaning work at various locations in Town.	1
5	Highway Dept. - Trucks, equipment, etc.	1
<u>Meeting No. 24 August 15, 1977</u>		
2	Sanitary Sewer Remedial Work.	1
3	Sandra-Rogers Drainage District.	1
4	Autumnwood Drive Drainage District, Part I.	1
<u>Meeting No. 26 September 7, 1977</u>		
2	Engineering - Sanitary Sewer Remedial Work, 1977, Part IIA.	1
3	Engineering - Storm Sewer Cleaning Work at various locations in Town.	1
4	Highway Dept. - Repairs and Replacements of Concrete Curbs and Approaches.	1
5	Highway Dept. - One (1) 1978 Diesel Tractor.	1
6	Highway Dept. - Seasonal Requirements: Cinders, Sodium Chloride, Calcium, Snow Fence, Tee Posts & Tie Wires.	1
7	Recreation - General Construction, Plumbing Work and Electrical Work for Construction of Outdoor Cultural & Recreational Facility at Town Park.	1
8	Recreation - Football Helmets.	1

PUBLIC HEARINGS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 23 August 1, 1977</u>		
2	Public Hearing and Decision on Street Lighting - CROYDON DRIVE.	1-2
<u>Meeting No. 26 September 7, 1977</u>		
9	Amendments to the Traffic Ordinance - Article X: "Parking, Standing, Stopping" (Leroy, Woodcliff, Tudor, etc.); Article VIII: "Stop & Yield" (Heather, Sherry, Crescent).	1-3

GENERAL COMMUNICATIONS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 22 July 18, 1977</u>		
6	N.Y.S. Department of Environmental Conservation - letter instructing local governments on an Environmental Commission.	1
7	Erie County Department of Public Works, Kenneth Reitmeier - letter regarding study for signal on Towers Blvd. & French Road requested by Town Board.	1
8	Erie County Department of Public Works, Kenneth Reitmeier - letter regarding "No Turn on Red" traffic study requested by Town.	1
9	Niagara Mohawk Power Corp. - letter expressing approval of act to amend tax law.	1
10	Board of Fire Commissioners, U-Crest Dist. #4 - request one side parking on Wellworth Place, Kokomo Place & Bernice Drive.	2
11	NOTICE OF CLAIM - Aim Corrugated Container Corp. vs. Town of Cheektowaga.	2
12	Letter from Homeowners of Old Farm Road regarding land fill area on Indian Road.	2
13	Letter from Roy Mussell regarding three signals in Town.	2

Meeting No. 23 August 1, 1977

3	N.Y.S. Dept. of Transportation - Three (3) Notices of Order: 1.) Installation of Signal on Rt. 20, Transit Rd. @ Zurbrick; 2.) Repeal of 20 mph school speed limit on Transit; 3.) Repeal of Stop Sign on Zurbrick @ Rt.20, Transit Road.	2
4	NOTICE OF CLAIM - Aim Corrugated Container Corp. vs. Town of Cheektowaga.	2
5	NOTICE OF CLAIM - Roger M. Harper, vs. Town of Cheektowaga, relative to Flood Damage.	2
6	Residents of Eggert Road - Petition re: Repaving, Curbing, Reduction of Speed Limit and Enforcement of Speed Limit on Eggert Road.	2

Meeting No. 24 August 15, 1977

5	Erie Cty. Dept. of Environmental Quality - letter re: citizen petition regarding Land Reclamation.	1
6	NOTICE OF CLAIM - Helen Jurgielewicz vs. Town of Chktg.	1
7	SUMMONS & COMPLAINT - Richard & Christine Marciczkievicz vs. Town of Cheektowaga, Erie Cty. Dept. of Environmental Quality and Health Dept.	1
8	3230 Union Road, Inc. - letter re: purchase of property by the Town at 3230 Union Road.	1
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GENERAL COMMUNICATIONS CONT'D.

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10	ORDER TO SHOW CAUSE - B. Indelicato, J. Tewey, D. Battistoni, A. Iacono, D. Weber and residents of "Brookedge Subdivision" vs. Alfred Wnek, Highway Superintendent, Town of Cheektowaga.	3
11	NOTICE OF MOTION TO DISMISS INFORMATION AS BEING INSUFFICIENT - People of the State of New York vs. Raymond Frost, Jr.	3
12	William P. Rogowski, Sloan Village Mayor - Correspondence relative to Flooding.	3
13	Residents of Greenleaf Lane & Westchester Dr. - Petition relative to Flooding Situation.	3
14	Residents of Fontaine Dr., Nina Pl. and Mafalda Dr. - Petition relative to Flooding Conditions.	3

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15	Building Permits.	2
16	Health Report for June, 1977.	2
<u>Meeting No. 23 August 1, 1977</u>		
7	Building Permits.	3
8	Police Department - Correspondence from Acting Chief John Gruber and Captain Robert Lis re: Commendation of Police Officers for efforts and initiatives in handling the Plane Crash @ Westinghouse Corp.	3
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<u>Meeting No. 24 August 15, 1977</u>		
10	Building Permits.	2
11	Ronald Norman, Receiver of Taxes & Assessments - Report of Monies.	2
12	Health Report for July, 1977.	2
<u>Meeting No. 26 September 7, 1977</u>		
15	Building Permits.	3
16	Cheektowaga Traffic Safety Commission - Correspondence re: Proposed signal installation on Genesee Street near Union Road.	3

RESOLUTIONS

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18	Decision on Amendment to Plumbing and Drainage Ord.	4-5
19	Decision on Rezoning - Losson Road (121.32 acres) and Union Road (3.25 acres).	6-7
20	Installation, Improvements and Widening of Peppy Pl.	8
21	Authorization for Town Attorney to commence law suit against Three Coins Vending.	8
22	Engineering - Notice to Bidders for Drainage Improvements: Rogers Drive-Sandra Drive Project.	8-9
23	Engineering - Notice to Bidders for storm sewer const. for Autumnwood Drive Drainage Project, Part I.	10-11
24	Engineering - Award of Bid for traffic control signs, blanks, posts and decals.	12-13
25	Proclamation of "Cheektowaga Day" at Buffalo Breskis', San Jose softball game.	13
26	Town Board requests County of Erie to proceed with Walden Avenue Project.	13
27	Clean-up of property at North Pleasant Parkway, Sub-lots 16-20.	13-14
28	Bond Resolution for Highway Equipment.	14;21
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31	Appointment of Acting Assistant Chief of Police.	16
32	Hiring under C.E.T.A., Title II.	16-17
33	Appointment of temporary acting Senior Clerk in Assessor's Office.	17
34	Military leave of absence for laborer in Utility Dept.	17
35	Military leave of absence for Police Officer.	17
36	Authorization for Captain to attend Drug Conference.	17-18
37	Authorization for Councilman Frank Swiatek to attend three (3) day Workshop in New York City.	18
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RESOLUTIONS CONT'D.

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12	Authorization for law firm to appoint appraisers relative to condemnation proceedings.	4
13	Appointment of appraiser re: Property located @ Towers Blvd. & French Rd.	4
14	Retention of architectural firm to prepare plans and specs relative to Chktg. Cultural Center at Town Park.	4-5
15	Hiring of third appraiser for Losson Road Park Extension.	5
16	Authorization for Supervisor to sign Pavement Marking Demonstration Program Contract.	5-6
17	Engineering Dept. - Award of Bid for Riprap Material for the year, 1977.	6-7
18	Engineering Dept. - Award of Bid for Sanitary Sewer Cleaning Work at various locations in Town.	7-8
19	Engineering Dept. - Advertise for Bids for Sanitary Sewer Remedial Work--Part II, 1977 at various locations in Town.	8-9
20	Engineering Dept. - Change Order resolution relative to St. Felix Drainage Project (EDA #L-NY-1679-0).	10
21	Engineering Dept. - Change Order resolution relative to Kaufman Drainage Project.	10
22	Police Dept., Acting Chief Gruber - Award of Bid for three (3) Portable Radio Transceivers & Accessories.	10
23	Appointment of two (2) Laborers in the Sewer Maintenance Department.	10-11
24	Hiring of Summer Help - Various Departments.	11
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26	Authorization for Town Attorney and Town Engineer to attend conferences and meetings relative to various business transactions on behalf of the Town.	11-12

RESOLUTIONS CONT'D.

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28	Authorization of payment to Henry Szymanski re: Additional expenses and costs incurred in obtaining easements for various drainage projects.	12
29	Manpower Office - Hiring under C.E.T.A., Title VI.	13
30	Manpower Office - Transfer of employees from C.E.T.A., Title VI to C.E.T.A., Title II.	13
31	Warrant List.	13-14
<u>Meeting No. 24 August 15, 1977</u>		
13	Change date of next Town Board Meeting.	2
14	Call for Public Hearing for Amendment to Traffic Ordinance - Article X and Article VIII (various streets).	2-4
15	Rescind resolution of July 18, 1977 re: Decision on Rezoning for property located at Losson Road near Union Road.	5
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17	Decision on Rezoning - 4942 Genesee Street.	7
18	Decision on Sign Permits for Santoro Sign Co.	8
19	Highway Dept. - Acceptance of Fawn Court.	8-9
20	Highway Dept. - Notice to Bidders for Rock Salt, Cinders and Calcium.	9-10
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22	Highway Dept. - Notice to Bidders for Diesel Tractor.	12
23	Engineering Dept. - Award of Bid for Sanitary Sewer District No. 3.	13
24	Engineering Dept. - Award of Bid for Riprap Material.	13-14
25	Recreation Dept. - Notice to Bidders for Football Helmets.	14
26	Recreation Dept. - Notice to Bidders for Outdoor Cultural & Recreational Facilities.	15-16
27	Authorization to make payments in consideration of easements for Sandra-Rogers Dr. Drainage Project.	17
28	Permission for Erie County Water Authority to install four (4) fire hydrants.	17
29	Emergency Sewer Repairs at Plant No. 5.	17
30	Emergency Sewer Repairs at Union & Maryvale.	18
31	Clean-up of Property at 43 View Court.	18
32	Authorization for Supervisor to sign Change Order GC-1 re: Losson Park Community Center.	18-19

RESOLUTIONS CONT'D.

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 24 August 15, 1977 Cont'd.</u>		
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34	Hiring of Dog Enumerators for 1978 Dog Census.	20
35	Reappointment of Andrew Schwenk as Sole Assessor.	21
36	Authorization for Town Clerk and Town Attorney to deliver Bond Anticipation Notes to New York City.	21
37	H. Kryzkowski, Parks Department - Request for Military Leave of Absence.	21
38	Highway Department - Request for Sick Leave.	21-22
39	Create five (5) Police Officer Positions.	22
40	Hiring of Maintenance Man in Parks Department.	22
41	Authorization for Tom Kolbert, Justice Dept. to attend Conference.	22-23
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43	Warrant List.	23
<u>Meeting No. 26 September 7, 1977</u>		
17	Town Clerk's Office - Call for Public Hearing for Rezoning at 756 Dick Road.	3-4
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19	Decision on Rezoning - William St. & Kennedy Road.	6
20	Decision on Rezoning - 2789 Union Road.	7
21	Decision on Rezoning - 1067 French Road.	7-8
22	Notice of Public Hearing - Proposed use of Federal Revenue Sharing Funds.	8-9
23	Resolution directing Town Attorney to prepare an "Animal Control Ordinance" for Town of Cheektowaga.	10
24	Engage services of Planning Consultants relative to Tiorunda Neighborhood Restoration Project.	10
25	Highway Dept. - Advertise for Bids for a 4,000 gallon fuel storage tank, including installation.	11
26	Highway Dept. - Advertise for Bids for new tires, tubes and recapped tires.	11
27	Engineering Dept. - Advertise for Bids for storm sewer construction relative to "Rosary Boulevard Drainage Project."	12-13
28	Engineering Dept. - Advertise for Bids for storm sewer construction relative to "Marrano Drive-Kelly Park Drainage Project."	14-15
29	Engineering Dept. - Advertise for Bids for storm sewer construction relative to "Kokomo Pl. Drainage Improvement Project."	16-17

RESOLUTIONS CONT'D.

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 26 September 7, 1977 Cont'd.</u>		
30	Engineering Dept. - Advertise for Bids for storm sewer construction relative to "Chapel, Northcrest, South-crest Drainage Improvement Project."	18-19
31	Building & Plumbing Dept. - Clean up of Property located on Hyland Road, Sublot No. 133.	20
32	Building & Plumbing Dept. - Clean up of Property located on Hyland Road, Sublot No. 134.	20
33	Create Position of "Assistant Working Foreman" in the Sewer Maintenance Dept.	20
34	Appointment to the Position of "Assistant Working Foreman" in the Sewer Maintenance Dept.	20-21
35	Appointment of "Laborer" to fill vacancy in the Plumbing Department.	21
36	Recreation Dept. - Hiring of Rink Personnel to run various winter recreation programs.	21-22
37	Extension of Sick Leave for Laborer in the Highway Department.	22
38	Leave of Absence for Clerk in the Assessor's Office.	22
39	Manpower Office - Leave of Absence for employee under C.E.T.A., Title VI, Laborer in the Village of Sloan.	22
40	Manpower Office - Employee Title Changes (from C.E.T.A., Title VI to C.E.T.A., Title II).	22-23
41	Manpower Office - Hiring under C.E.T.A., Title II.	23
42	Appointment of "General Mechanic" in the Parks Dept.	23
43	Hiring of part-time, seasonal help in the Tax Office.	23-24
44	Transfer of Funds - Building Maintenance Dept.	24
45	Warrant List.	24

 WAIVER OF RULES

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 22 July 18, 1977</u>		
44	Retain law firm to represent Town in any condemnation proceedings involving easements on properties necessary for Marrano-Kelly Drainage Project.	22
45	Authorization for Highway Superintendent to purchase station wagon under state contract prices.	22
<u>Meeting No. 23 August 1, 1977</u>		
32	Leave of Absence for Employee in the Utility Dept.	14
33	Allocation of additional funds for E.D.A. Project No. L-NY-1686-1: "Alterations & Additions to Chtkg. Town Hall."	14-15
34	Authorize Supervisor to sign rights-of-entry relative to Scajaquada Creek Flood Control Project.	15
<u>Meeting No. 26 September 7, 1977</u>		
46	Cancellation of Award - N.E. Interceptor Sewer Project, Contract #1 (Herbert F. Darling, Inc.); Award of Bid to Amadori Construction Co.	25-26
47	License Agreements between Town of Cheektowaga and Consolidated Rail Corp. re: N.E. Interceptor work at Conrail Crossing.	26-27
48	Authorization for Officer Thurnherr to attend Conference in Albany.	27
49	Military Leave of Absence for Police Officer.	27
50	Award of Bid for Sanitary Sewer Remedial Work - Part IIA.	27-28
51	Award of Bid for Storm Sewer Cleaning Work at various locations in Town.	28

REGULAR ADJOURNED MEETINGS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 25 August 22, 1977</u>		
2	Call for Public Hearing for Housing Code.	1
3	Call for Public Hearing for Special Permit at 4942 Genesee Street.	1
4	Engineering - Notice to Bidders for Sewer Cleaning Work.	1-2
5	Engineering - Notice to Bidders for Sanitary Sewer Remedial Work, Part IIA.	3-4
6	Engineering - Award of Bid for Sandra-Rogers Dr. Drainage Project.	5-6
7	Engineering - Award of Bid for Autumnwood Drive Drainage Project, Part I.	6-7
8	Highway - Award of Bid for various Equipment.	7-8
9	Emergency Sewer Repairs.	8
10	Authorize use of Town Car by Town Engineer on 24 hour basis.	9
11	Award consideration of easement for Sandra-Rogers Dr. Drainage Project.	9
12	Retain firm regarding necessary legal proceedings for Oehman Drainage Project.	9
13	Retain Hanes & Co. to design a Town Flag.	10
14	Appointment of seven (7) Police Officers.	10
15	Leave of Absence for Laborer in the Highway Dept.	10-11
16	Hiring of part-time Police Matron.	11
17	Hiring of part-time help in Accounting Department.	11
18	Hiring of part-time help in the Tax Office.	11
19	Warrant List.	11-12
20	Petition N.Y.S. Thruway to allow Town to clean drainage ditch from Genesee Street to Laurentian Drive.	12

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 July, 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; Chester Bryan, Town Engineer; Julia Reinstein, Town Historian; Alfred Wnek, Superintendent of Highways; Sal LaGreca, Assistant Manpower Program Director I; Ron Zoeller, Working Foreman in the Sanitation Department; Ron Marten, Building and Plumbing Inspector; Dr. Louis Vendett, Health Officer.

I. BIDS

Item No. 2 Police Department - Three (3) portable radio transceivers & accessories.

Referred to John B. Gruber, Acting Chief of Police.

Item No. 3 Engineering - furnishing of rip-rap material for use in ditch and creek bank protection.

Referred to Chester Bryan, Town Engineer.

Item No. 4 Engineering - Sanitary Sewer cleaning work at various locations
Referred to Chester Bryan, Town Engineer.

Item No. 5 Highway - trucks, equipment, etc.
Referred to Alfred Wnek, Superintendent of Highways

II. GENERAL COMMUNICATIONS

Item No. 6 N.Y.S. Department of Environmental Conservation - letter instructing local governments on an Environmental Commission.
Received and Filed.

Item No. 7 Erie County Department of Public Works, Kenneth Reitmeier - letter regarding study for signal on Towers Blvd. & French Rd. requested by Town Board.
Received and Filed.

Item No. 8 Erie County Department of Public Works, Kenneth Reitmeier - letter regarding "No Turn on Red" traffic study requested by Town.
Received and Filed.

Item No. 9 Niagara Mohawk - letter expressing approval of act to amend tax law.
Received and Filed.

Item No. 10 Board of Fire Commissioners, U-Crest Dist. #4 - request one side parking on Wellworth Place, Kokomo Place & Bernice Drive.
Received and Filed.

Item No. 11 NOTICE OF CLAIM - Air Corrugated Container Corp. vs Town of Cheektowaga
Received and Filed.

Item No. 12 Letter from Homeowners of Old Farm Road regarding land fill area on Indian Road.
Received and Filed.

Item No. 13 Letter from Roy Mussell regarding three signals in Town.
Received and Filed.

Item No. 14 Petition from residents of Standard Parkway requesting posting of "5-Ton Limit" sign.
Received and Filed.

III. DEPARTMENTAL COMMUNICATIONS

Item No. 15 Building Permits
Received and Filed.

Item No. 16 Health report for June, 1977
Received and Filed.

IV. RESOLUTIONS

Item No. 17 Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, a petition for the improvement of both sides of the public highway in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Board on the 18th day of July, 1977.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
CROYDON DRIVE	The west property line of subplot 128 easterly, thence northerly on both sides	The intersection of Cromwell Drive or the north property line of subplot 104.

TYPE OF STREET LIGHTING INSTALLATION

Nine (9) 7000 lumen electrical post top type mercury units.

Estimated cost per year for two years - \$8.50 per lot (45 lots).

and

WHEREAS, Andrew H. Schwenk and Casimir A. Koaminski, Assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of said highway to be improved as aforesaid, and

WHEREAS, the said highway to be improved as aforesaid is situated entirely in said Town outside of any incorporated village or city therein, NOW, THEREFORE,

7/18/77

Item No. 17 cont'd

IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 1st day of August, 1977 at 7:00 o'clock P.M., Eastern Daylight Saving Time, to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the CHEEKTOWAGA TIMES, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to Subdivision six of Section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

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. Siskter, 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..... *July 21, 1977* ;
last publication..... *July 21, 1977* ;
and that no more than six days intervened be-
tween publications.

Gladys M. Siskter
Sworn to before me this *22nd*
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*

1977

7/18/77

Item No. 18 Motion by Councilman Wasielewski, seconded by Supervisor Meyers

WHEREAS, the Building and Plumbing Inspector's Office 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, and

WHEREAS, the Town Board duly called a public hearing to consider the advisability of adopting said amendments to said "Plumbing and Drainage Ordinance" and gave due notice thereof as required by law, and

WHEREAS, a public hearing on said proposed amendments was duly held by this Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York on the 5th day of July, 1977 at 7:00 o'clock p.m., Eastern Daylight Saving Time; 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 adopt the following amendments to the "Plumbing and Drainage Ordinance" as set forth below.

NOW, THEREFORE, BE IT RESOLVED that the "Plumbing and Drainage Ordinance" of the Town of Cheektowaga, New York be and the same hereby is amended and changed by the following textual additions and deletions: (changes or additions in text are indicated by underline, deletions by ~~strikeouts~~).

* See next eight (8) pages for copy of Plumbing and Drainage Ordinance

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 \$10,000.00, 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 \$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 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.

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 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 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:

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 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 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 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-Shop-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 Washtray	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"
Sink, Flushing Rim, Direct Flush Valve.....	8	3"
Sink, Service Type with P Trap.....	2	1½"
Sink, Pot, Scullery or Similar Type.....	4	2"
Urinal 1" Flush Valve.....	8	2"
Urinal 3/4" Flush Valve.....	4	2"
Wash Sink, Straight per pair Faucets.....	2	1½"
Wash Sink, Round or Semi-Circular Per 18" of circumference.....	2	1½"
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 1½" or less Fixture Trap	1	1½"
Unlisted fixtures 1½" Fixture Trap.....	2	1½"
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, 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:

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 Boozey 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.

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.

Item No. 18 cont'd

BE IT RESOLVED that a copy of this resolution be entered in the minutes of the meeting of the Town Board of the Town of Cheektowaga held on the 18th day of July, 1977; and that a certified copy thereof be published in the CHEEKTOWAGA TIMES, a newspaper published in the Town of Cheektowaga and having a general circulation therein.

That the Town Clerk post or cause to be posted on the signboard maintained by him at the entrance of the Town Clerk's Office a certified copy of this resolution, and affidavits of publication and posting thereof shall be filed with the Town Clerk.

The aforementioned amendments to the Plumbing and Drainage Ordinance of the Town of Cheektowaga, New York shall take effect ten (10) days after such publication and posting, but such amendments shall take effect from the date of their service as against a person served personally with a copy thereof certified by the Town Clerk under the corporate seal of the Town and showing the date of their passage and entry into the minutes.

Upon Roll Call....

AYES:	Supervisor 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.

Chadys M. Hechtle of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Chadys M. Hechtle* 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 *July 21, 1927* ;
last publication *July 21, 1927* ;
and that no more than six days intervened be-
tween publications.

Chadys M. Hechtle
Sworn to before me this *22nd*
day of *July*, 19 *27*
..... *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 *29*

EXTRACTS FROM MINUTES OF CHEEKTOWAGA TOWN BOARD
At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 18th day of July, 1977 at 7:00 o'clock p.m. Eastern Daylight Saving 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
Motion by Councilman Wasielewski
Seconded by Supervisor Meyers.

WHEREAS, the Building and Plumbing Inspector's Office 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, and

WHEREAS, the Town Board duly called a public hearing to consider the advisability of adopting said amendments to said "Plumbing and Drainage Ordinance" and gave due notice thereof as required by law, and

WHEREAS, a public hearing on said proposed amendments was duly held by this Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York on the 5th day of July, 1977 at 7:00 o'clock p.m., Eastern Daylight Saving Time; 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 adopt the following amendments to the "Plumbing and Drainage Ordinance" as set forth below.

NOW, THEREFORE, BE IT RESOLVED, that the "Plumbing and Drainage Ordinance" of the Town of Cheektowaga, New York be and the same hereby is amended and changed by the following textual additions and deletions: (changes or additions in text are indicated by bold type, 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 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.

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 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.

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 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 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.

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 \$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 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.

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 ————— \$10.00

\$1.00 per fixture including:

Basin, Kitchen Sink, Slop Sink,

Laundry Tray, Closet, Bath-Tub,

Showers, Water-Heater, Urinal, Drink-

ing Fountain, Dental-Lavatory, Auto-

matic Washes, 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, Sub-

division 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 64 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, Sub-

division 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 dia-

meter and it must be uniform in thick-

ness. The joints for all tile sewers or

drains to be thoroughly caulked with

dry unbleached hemp and not to exceed

more than one-fourth of the annular

space, the balance to be a heated and

poured bituminous sewer joint com-

pound, approved by the Board.

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 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 TV 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.

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 TV 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:

TABLE FOR FIXTURE UNITS cont.

FIXTURE	UNITS	MINIMUM TRAP SIZE
Lavatory, Barber Shop or Beauty Parlor or Surgeons.....	2	1 1/2"
Lavatory with 1 1/2" Tailpiece.....	2	1 1/2"
Laundry Tray, 1-2-3 Compartment.....	2	1 1/2"
Shower Stall.....	2	2"
Showers, group per head.....	3	2"
Sink, Surgeons.....	3	3"
Sink, Flushing Rim, Direct Flush Valve.....	8	1 1/2"
Sink, Service Type with P Trap.....	2	2"
Sink, Pot, Scullery or 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	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	1 1/2"
Unlisted fixtures 1 1/2" or less Fixture Trap.....	1	1 1/2"
Unlisted fixtures 1 1/2" Fixture Trap.....	2	2"
Unlisted fixtures 2" Fixture Trap.....	3	3"
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.

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 opening unless the vent terminal is at least 3 feet above the top of the opening.

13. RESOLVED that Section 5, Subdivision 1 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

Size of Pipe	Branch Fixtures	Main Fixtures	Branch W.C.	Main W.C.
1 1/4 in. (Lead)	1	Lavatory	.....	.....
1 1/2 inches	2	2	.....	.....
2 inches	6	12	.....	.....
2 1/2 inches	12	36	.....	.....
3 inches	24	48	10	30
4 inches	60	180	20	60
5 inches	120	360	40	120
6 inches	240	720	80	240
8 inches	480	1440	.....	.....

shall be amended to read:

Size of Pipe	Branch Fixtures	Main Fixtures	Branch W.C.	Main W.C.
1 1/4 in. (Lead)	1	Lavatory	.....	.....
1 1/2 inches	2	2	.....	.....
2 inches	6	12	.....	.....
2 1/2 inches	12	36	.....	.....
3 inches	24	48	10	30
4 inches	60	180	20	60
5 inches	120	360	40	120
6 inches	240	720	80	240
8 inches	480	1440	.....	.....

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 Booby Band with dry sawdust 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 1 1/4 inch caulk 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, 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 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.

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.
1 1/4 in. (Lead)	1	Lavatory	.....	.....
1 1/2 inches	2	2	.....	.....
2 inches	6	12	.....	.....
2 1/2 inches	12	36	.....	.....
3 inches	24	48	10	30
4 inches	60	180	20	60
5 inches	120	360	40	120
6 inches	240	720	80	240
8 inches	480	1440	.....	.....

shall be amended to read:

Size of Pipe	Branch Fixtures	Main Fixtures	Branch W.C.	Main W.C.
1 1/4 in. (Lead)	1	Lavatory	.....	.....
1 1/2 inches	2	2	.....	.....
2 inches	6	12	.....	.....
2 1/2 inches	12	36	.....	.....
3 inches	24	48	10	30
4 inches	60	180	20	60
5 inches	120	360	40	120
6 inches	240	720	80	240
8 inches	480	1440	.....	.....

division 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, 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 five feet from the waste fitting. No crown venting will be permitted.

18. RESOLVED that Section 7, Sub-

division 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, 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.

TABLE FOR FIXTURE UNITS

	<u>1½"</u>
	<u>1½"</u>
	<u>1½"</u>
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	<u>3"</u>

EXTRACTS FROM MINUTES OF CHEEKTOWAGA TOWN BOARD

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 18th day of July, 1977 at 7:00 o'clock p.m. Eastern Daylight Saving 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 Councilman Wasielewski
Seconded by Councilman Kaczmarek

WHEREAS, Clared Land Development Co., Inc. has applied for a rezoning from M-1 Light Manufacturing District to R-Residential (121.32 Acres) and C-Retail Business District (3.05 Acres), on property located at 4243 Genesee Street, Cheektowaga, New York, and being more particularly described as follows:

ALL OF THAT PARCEL OF LAND SITUATE in the Town of Cheektowaga, County of Erie, State of New York, being part of Lots 59 & 60 Township 10, Range 7, being bound and described as follows:

Deeds at page 560 on August 11, 1969.

Easement for water mains to Erie County Water Authority by instrument recorded in Liber 7636 of Deeds at page 473 on October 8, 1969, 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 20th day of June, 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 121.32 Acres be rezoned from M-1 Light Manufacturing District to R-Residential District and that the above described 3.05 Acres be rezoned from M-1 Light Manufacturing District to C-Retail Business District, and **BE IT FURTHER**

RESOLVED that the Zoning Map in the Town Clerk's Office be changed accordingly.

levy and collection of a tax on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable;

SECOND: AUTHORIZING the issuance of \$541,500.00 serial bonds pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Local Finance Law ("Law") to finance the balance of the appropriation not provided by current funds;

THIRD: DETERMINING AND STATING that the period of probable usefulness of said specific object or purpose as defined by Section 11.00a.28 of the Law is fifteen (15) years; that current funds are required by the Law to be provided prior to the issuance of the bonds authorized by this resolution or any bond anticipation notes issued in anticipation thereof and such current funds will be provided from moneys now available in the 1977 budget of the Town; **AUTHORIZING AND DIRECTING** the Supervisor to set aside said current funds and to apply the same solely to the said specific object or purpose; **DETERMINING AND STATING** said serial bonds will have a maturity in excess of five (5) years;

FOURTH: DETERMINING that said bonds and notes issued in anticipation of said bonds shall be general obligations of the Town and **PLEDGING** to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to issuance of said bonds and any bond anticipation notes, including renewals thereof; and

SIXTH: PROVIDING that this resolution shall be subject to a permissive referendum.

DATED: JULY 18, 1977

RICHARD M. MOLESKI
Town Clerk

EXTRACTS FROM MINUTES OF CHEEKTOWAGA TOWN BOARD

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 18th day of July, 1977 at 7:00 o'clock p.m. Eastern Daylight Saving 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
Item No. 17 Councilman Thomas M. Johnson presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Board on the 18th day of July, 1977.

PUBLIC HIGHWAY TO BE

IMPROVED

Name of Highway

CROYDON DRIVE

From

The west property line of subplot 128 easterly, thence northerly on both sides.

To

The intersection of Cromwell Drive or the north property line of subplot 104.

TYPE OF STREET LIGHTING

INSTALLATION

Nine (9) 7000 lumen electrical post top type mercury units. Estimated cost per year for two years - \$8.50 per lot (45 lots).

WHEREAS Andrew H. Schwenk and Casimir A. Kozminski, Assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of said highway to be improved as aforesaid, and

WHEREAS, the said highway to be

improved as aforesaid is situated entirely in said Town outside of any incorporated village or city therein; **NOW, THEREFORE,**

IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 1st day of August, 1977, at 7:00 o'clock P.M., Eastern Daylight Saving Time, to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the CHEEKTOWAGA TIMES newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to Subdivision six of Section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

Seconded by Councilman Burst and duly put to a vote which resulted as follows:

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 July 18, 1977, and minutes of said meeting have been duly recorded in the Minute Book kept 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, 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 member 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 July, 1977.

RICHARD M. MOLESKI
Town Clerk

LEGAL NOTICE

ADVERTISEMENT FOR BIDS
NOTICE IS HEREBY GIVEN, that sealed bids will be considered by the Village of Sloan, New York on August 9, 1977 at 8:30 p.m. at the Sloan Municipal Building, 425 Reiman Street, Sloan, New York for the purchase of Street Paver.

All bids shall be submitted in sealed envelopes plainly marked "Bid for Street Paver" and may be filed with

the Village Clerk. Bids will be accepted until 4:00 p.m. August 9, 1977.

Detailed specifications for the Street Paver are on file in the undersigned Village Clerk's office, 425 Reiman Street, Sloan, New York and may be examined during business hours.

The Board of Trustees reserves the right to reject any or all bids, or to waive any informalities, or to make the award to other than the low bidder.

FLORENCE M. PAJAK
Clerk-Treasurer

Dated: July 21, 1977

Town resident heads department

Edward Tanski is in charge of the mechanical department at Niagara Frontier Transit Metro System which recently was praised after NFT Metro Mechanical Division received recognition for initiative in bus modification from the Urban Mass Transportation Administration.

Tanski, a Town resident, is superintendent of equipment at NFT Metro.

Only eight such awards have been made across the country since the program began. Bus modifications made by NFT Metro mechanics under Tanski include changes to correct design weakness and to improve operation and safety during several climatic conditions.

Lang gets assignment

Army Specialist 4 David A. Lang has been assigned as a wheeled-vehicle mechanic with the 3rd Armored Division in Frankfurt, Germany.

Spec. Lang, whose wife, Linda lives on Bonita Dr., Depew, is a 1971 graduate of Maryvale High School. Lang, who entered the Army in 1975 is the son of Mr. and Mrs. James Lang of 20 Balbach Dr.

Hy-View lawn fete begins tonight

Hy-View Hose Co. will conduct its second annual lawn fete tonight through Sunday in the fire hall at Airport Dr. Tonight's program from 6 to 10 p.m., features all rides for a single price.

Tomorrow's schedule features music by the New York Transferers German Band will perform Sunday, with a parade at 6 p.m. and Sunday will feature a chicken barbecue from 1 to 6 p.m. Music by the Krew Brothers Po Band.

Custom Contracting and Interiors

by R. Tinklepaugh

★ New Homes ★ Additions ★ Remodeling

★ Kitchens ★ Ceramic Baths

Free Estimates

882-2800 or 625-8945 Ext.

4909 Meyer Road, Pondleton, N.Y.

JUNK CARS WANTED - \$35.00 & up

CITY LINE AUTO PARTS

2070 William Street

Buffalo, New York 14206

PHONE 893-2957

WE SELL ALL USED PARTS

SOMMERFELD

WE WILL SELL YOUR REAL

839-4562

...satisfied home buyers and sell our loyal clients -- and our best advertisement!

Desire -- means effort ... a continuous work in your best interest. In fact, confident we'll measure up to expectations that we'll even guarantee, our new 12 Point Homeowning Program designed especially it's mighty tough to beat!

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

WHEREAS, Clared Land Development Co., Inc. has applied for a rezoning from M-1 Light Manufacturing District to R-Residential (121.32 Acres) and C-Retail Business District (3.05 Acres), on property located at 4243 Genesee Street, Cheektowaga, New York, and being more particularly described as follows:

ALL OF THAT PARCEL OF LAND SITUATE in the Town of Cheektowaga, County of Erie, State of New York, being part of Lots 59 & 60, Township 10, Range 7, being bound and described as follows:

BEGINNING AT THE POINT OF intersection of the south line of existing Losson Road (66' wide) and the north line of the proposed relocated Losson Road (80' wide); thence east along the north line of proposed relocated Losson Road (80' wide) 710' more or less to a point; thence north at right angles to the proposed relocated Losson Road (80' wide) 160' more or less to a point; thence northwest along a line perpendicular to existing Losson Road (66' wide) 215' more or less to a point on the south line of existing Losson Road (66' wide); thence southwest along the south line of Losson Road (66' wide) 700' more or less to the POINT OF BEGINNING. Containing 3.05 acres more or less

PARCEL A

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lots Nos. 57, 58, 59, 60 and 90, Township 10, Range 7 of the Buffalo Creek Reservation, described as follows:

BEGINNING at the point of intersection of the west line of Lot No. 60, Township 10, Range 7 and the south line of Losson Road; thence southerly along the west line of said Lot No. 60, Township 10, Range 7, 1497.21 feet to the intersection of said west line of said Lot No. 60, Township 10, Range 7 and the centerline of Slate Bottom Creek; thence southeasterly along the centerline of Slate Bottom Creek 799.30 feet to a point; thence southeasterly at an exterior angle of 163 degrees 03' 30", 443.65 feet to a point on the centerline of the Penn-Central, formerly New York Central Railroad Track No. 250; thence northeasterly along the centerline of said Track No. 250 to its intersection with the south line of Losson Road; thence northwesterly and southwesterly along the south line of Losson Road to the point of beginning.

PARCEL B

ALSO ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot 57, Township 10, Range 7 of the Buffalo Creek Reservation and is described as a triangular strip of land bounded north by the monumented center line of Track 250 of the New York Central Railroad Company and southerly by the center line of said Tract 250 as now laid out, easterly by the southwesterly line of Losson Road.

SUBJECT to the following Easements, covenants and rights of way of record:

Easements and covenants contained in Deed from Penn Central Company and Despatch Shops, Inc., to Wolsher, Inc. dated December 26, 1968 and recorded June 30, 1969 in Liber 7602 of Deeds at page 399,

Easement made by The New York Central Railroad Company to New York State Electric & Gas Corporation, dated December 21, 1967 and recorded January 5, 1968 in Liber 7433 of Deeds at page 75.

Item No. 19 cont'd

Easement made by the New York Central Railroad Company to New York State Electric & Gas Corporation, dated December 21, 1967 and recorded January 5, 1968 in Liber 7433 of Deeds at page 267.

Easement for water mains to Erie County Water Authority by instrument recorded in Liber 7616 of Deeds at page 541 on August 11, 1969.

Temporary right of ingress and egress for construction of a 36 inch transmission main as set out in easement recorded in Liber 7616 of Deeds at page 560 on August 11, 1969.

Easement for water mains to Erie County Water Authority by instrument recorded in Liber 7636 of Deeds at page 473 on October 8, 1969,

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 20th day of June, 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 121.32 Acres be rezoned from M-1 Light Manufacturing District to R-Residential District and that the above described 3.05 Acres be rezoned from M-1 Light Manufacuturing District to C-Retail Business 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.

Shady M. Sedite, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*Shady M. Sedite*..... 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*h*..... weeks:
first publication.....*July 21, 1977*.....;
last publication.....*July 21, 1977*.....;
and that no more than six days intervened be-
tween publications.

Shady M. Sedite.....
Sworn to before me this*22nd*.....
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*

**EXTRACTS FROM MINUTES OF
CHEEKTOWAGA TOWN BOARD**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 18th day of July, 1977 at 7:00 o'clock p.m. Eastern Daylight Saving 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 Councilman Wasielewski
Seconded by Councilman Kaczmarek

WHEREAS, Clared Land Development Co., Inc. has applied for a rezoning from M-1 Light Manufacturing District to R-Residential (121.32 Acres) and C-Retail Business District (3.05 Acres), on property located at 4243 Genesee Street, Cheektowaga, New York, and being more particularly described as follows:

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BEGINNING AT THE POINT OF intersection of the south line of existing Losson Road (66' wide) and the north line of the proposed relocated Losson Road (80' wide); thence east along the north line of proposed relocated Losson Road (80' wide) 710' more or less to a point; thence north at right angles to the proposed relocated Losson Road (80' wide) 160' more or less to a point; thence northwest along a line perpendicular to existing Losson Road (66' wide) 215' more or less to a point on the south line of existing Losson Road (66' wide); thence southwest along the south line of Losson Road (66' wide) 700' more or less to the POINT OF BEGINNING.

Containing 3.05 acres more or less

PARCEL A

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lots Nos. 57, 58, 59, 60 and 90, Township 10, Range 7 of the Buffalo Creek Reservation, described as follows:

BEGINNING at the point of intersection of the west line of Lot No. 60, Township 10, Range 7 and the south line of Losson Road; thence southerly along the west line of said Lot No. 60, Township 10, Range 7, 1497.21 feet to the intersection of said west line of said Lot No. 60, Township 10, Range 7 and the centerline of Slate Bottom Creek; thence southeasterly along the centerline of Slate Bottom Creek 799.30 feet to a point; thence southeasterly at an exterior angle of 163 degrees 03' 30", 443.65 feet to a point on the centerline of the Penn-Central, formerly New York Central Railroad Track No. 250; thence northeasterly along the centerline of said Track No. 250 to its intersection with the south line of Losson Road; thence northeasterly and southwesterly along the south line of Losson Road to the point of beginning.

PARCEL B

ALSO ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot 57, Township 10, Range 7 of the Buffalo Creek Reservation and is described as a triangular strip of land bounded north by the monumented center line of Track 250 of the New York Central Railroad Company and southerly by the center line of said Tract 250 as now laid out, easterly by the southwesterly line of Losson Road.

SUBJECT to the following Easements, covenants and rights of way of record:

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Easement made by The New York Central Railroad Company to New York State Electric & Gas Corporation, dated December 21, 1967 and recorded January 5, 1968 in Liber 7433 of Deeds at page 75.

Easement made by the New York Central Railroad Company to New York State Electric & Gas Corporation, dated December 21, 1967 and recorded January 5, 1968 in Liber 7433 of Deeds at page 267.

Easement for water mains to Erie County Water Authority by instrument recorded in Liber 7616 of Deeds at page 541 on August 11, 1969.

Temporary right of ingress and egress for construction of a 36 inch transmission main as set out in easement recorded in Liber 7616 of

Deeds at page 589 on August 11, 1969.

Easement for water mains to Erie County Water Authority by instrument recorded in Liber 7636 of Deeds at page 473 on October 8, 1969, 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 20th day of June, 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 121.32 Acres be rezoned from M-1 Light Manufacturing District to R-Residential District and that the above described 3.05 Acres be rezoned from M-1 Light Manufacturing District to C-Retail Business 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 July 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 19, 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 July, 1977.

RICHARD M. MOLESKI

Town Clerk

Item No. 20 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the Highway Superintendent has submitted a road widening and improvement project plan relative to Peppy Place located in the Town of Cheektowaga, and

WHEREAS, as part of said project United National Corporation, owners of the Thruway Plaza located in the Town of Cheektowaga and part of the property of said Thruway Plaza is located along Dale Road which intersects said Peppy Place, and

WHEREAS, the Thruway Plaza owners have agreed at various conferences and meetings with Town officials to provide and pay for the installations of curbing on Peppy Place at no expense to the Town, and

WHEREAS, Section 64(8) of the Town Law of the State of New York permits the Town to accept a gift of personal or real property, and

WHEREAS, it appears that the improvement of Peppy Place by widening and repaving said street and the installation of curbing will inure to the benefit of the Town, and, in particular, to the users of said Peppy Place, NOW, THEREFORE, BE IT

RESOLVED that the Town Board hereby accepts the highway improvement plan submitted by the Highway Department, and BE IT FURTHER

RESOLVED that the Town repave and widen Peppy Place within its right-of-way at Town expense, and BE IT FURTHER

RESOLVED that the Town Board hereby accepts the gift of United National Corporation consisting of the installation of curbing on both sides of Peppy Place from its intersection with the northerly line of Dale Road to a point where said road meets the right-of-way of Walden Avenue in the Town of Cheektowaga, and BE IT FURTHER

RESOLVED that said United National Corporation upon commencement of said curbing installation submit a maintenance bond as may be required by the Highway Superintendent, said bond to be in effect for a period of two years.

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 Supervisor Meyers

RESOLVED that the Town hereby authorizes the Town Attorney to commence a law suit against Three Coins Vending for the sum of nine thousand dollars (\$9,000).

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 Burst

WHEREAS, the Town Engineer has informed the Town Board members that final plans and specifications are ready for the "Drainage Improvement - Robers Drive - Sandra Drive Project", and

WHEREAS, Federal Revenue Sharing Funds have been appropriated for this project, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be directed to publish a Notice to Bidders in connection with said storm sewers construction, notice to be published in the BUFFALO EVENING NEWS, COURIER EXPRESS and the CHEEKTOWAGA TIMES, and BE IT FURTHER

Item No. 22 cont'd

RESOLVED that the Town Clerk obtain certified copies of the publication of said Notice to Bidders from each newspaper, and BE IT FURTHER

RESOLVED that this Town Board will meet on the 15th day of August, 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.

INVITATION FOR BIDS

The Town of Cheektowaga will receive bids for construction of Storm Drainage until 7:00 P.M. on the Fifteenth day of August, 1977 at the Town Engineer's Office, Town Hall, Broadway and Union Road, Cheektowaga, New York 14227 at which time and place all bids will be publicly opened and read aloud.

Contract documents, including Drawings and Technical Specifications, are on file at the office of the Town Engineer at Town Hall, Broadway and Union Road, Cheektowaga, New York 14227.

Copies of the Contract Documents may be obtained by depositing \$25.00 with the Town of Cheektowaga for each set of documents so obtained. Each such deposit will be refunded if the Drawings and Contract Documents are returned in good condition within 10 days after Bid Opening.

A certified check or bank draft, payable to the order of Town of Cheektowaga; negotiable U.S. Government bonds (at par value), or a satisfactory Bid Bond executed by the bidder and an acceptable surety, in an amount equal to five percent (5%) of the total Bid shall be submitted with each bid.

Attention is called to the fact that not less than the minimum salaries and wages as set forth in the Contract Documents must be paid on this project, and that the Contractor must ensure that employees and applicants for employment are not discriminated against because of their face, color, religion, sex, or national origin.

The Town of Cheektowaga reserves the right to reject any or all bids or to waive any informalities in the bidding.

Bids may be held by the Town of Cheektowaga for a period not to exceed thirty (30) days from the date of the opening of bids for the purpose of reviewing the bids and investigating the qualifications of bidder, prior to awarding of the Contract.

TOWN OF CHEEKTOWAGA

RICHARD M. MOLESKI
Town Clerk

DATED: July 18, 1977

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
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Gladys M. Siskter, 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..... *July 21, 1977*;
last publication..... *July 21, 1977*;
and that no more than six days intervened be-
tween publications.

Gladys M. Siskter
Sworn to before me this *22nd*
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*

[illegible]

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

NOTICE TO BIDDERS
The Town of Cheektowaga will receive bids for the construction of a new building, to be located on the site of the former building, at the intersection of Cheektowaga Road and Union Road, Cheektowaga, New York 14227, at which time and place all bids will be publicly opened and read aloud.
Contract Documents, including Drawings and Technical Specifications, are on file at the office of the Town Engineer at Town Hall, Broadway & Union Road, Cheektowaga, New York 14227.
Copies of the Contract Documents may be obtained by depositing \$25.00 with the Town of Cheektowaga for each set of documents so obtained. Each such deposit will be refunded if the Drawings and Contract Documents are returned in good condition within 10 days after Bid Opening.
A certified check or bank draft, payable to the order of Town of Cheektowaga, in the sum of \$25.00 (at par value), or a satisfactory Bid Bond amounting to the bidder and an acceptable surety, in the amount equal to five per cent (5%) of the total Bid shall be submitted with each bid.
Attention is called to the fact that not less than the minimum salaries and wages as set forth in the Contract Documents must be paid on this project, and that the Contractor must assure that employees and applicants for employment are not discriminated against because of their race, color, religion, sex, or national origin.
The Town of Cheektowaga reserves the right to reject any or all bids or to waive any formalities in the bidding.
Bids may be held by the Town of Cheektowaga for a period not to exceed thirty (30) days from the date of the opening of bids for the purpose of reviewing the bids and investigating the qualifications of bidders, prior to awarding of the Contract.
TOWN OF CHEEKTOWAGA
BY Richard M. Mohr
TOWN Clerk
DATE: July 18, 1977

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 a week for weeks the first insertion being on the . . . 21 . . . day of . . . July . . . 1977 and the last insertion being on the . . . day of . . . , 19 . . . , and not more than . . . days intervened between any two publications thereof.

Alice Anderson

Sworn before me this . . . 22 . . day
of July 19 77 . }

SEYMOUR ROSING
Notary Public, State of New York
Qualified in Erie County
Commission Expires March 30, 1978

Notary Public, Erie County, N. Y.

Sworn to before me this . . . 22nd . . day
of . . . July . . 19 77

Francis X. Vollmer Jr.

FRANCIS X. VOLLMER JR.
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1979
Notary Public, Erie County, N. Y.

**ERIE COUNTY
CITY OF BUFFALO**

The Town of Cheektowaga reserves the right to reject any or all bids or to award any intermediate in the Morning.
 Bids may be held by the Town of Cheektowaga for a period not to exceed thirty (30) days from the date of the opening of bids for the purposes of re-opening the bids and investigating the qualifications of bidders, prior to awarding of the Contract.
TOWN OF CHEEKTOWAGA
 BY RICHARD H. WOLESKEI
 Title, Town Clerk
 Date: July 14, 1977

of the City of Buffalo, New York, being duly sworn,
deposes and says that he 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 ~~xxxxxx for xxxxxxxxxxx~~
~~xxxxxx~~ ~~the first~~ insertion being on the 21st
day of July 19 77 ~~and the last~~
~~insertion was made on xxxxxxxxxxxxxxx~~

FRANCIS X. VOLLMER JR.
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1979
Erie County, N. Y.

Sworn to before me this 22nd day
of July 19 77

Item No. 23 Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, the Town Engineer has informed the Town Board members that final plans and specifications are ready for the Autumnwood Drive Drainage Project, Part I, and

WHEREAS, an application has been made to the U.S. Department of Commerce Economic Development Administration to apply the unexpended balance of funds from E.D.A. - LPW Project Number 01-51-03603 "St. Felix Drainage Project" to the Autumnwood Drive Drainage Project, and

WHEREAS, the project manager at E.D.A. has recommended that bids be received during the application review period but not awarded until final approval is received, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be directed to publish a Notice to Bidders in connection with said storm sewers construction, notice to be published in the BUFFALO EVENING NEWS, COURIER EXPRESS and the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that the Town Clerk obtain certified copies of the publication of said Notice to Bidders from each newspaper, and BE IT FURTHER

RESOLVED that this Town Board will meet on the 15th day of August, 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 a 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 sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, County of Erie, State of New York, on the 15th day of August, 1977 at 7:00 P.M., Local Time in the Town Hall in the Town of Cheektowaga, New York, for furnishing all tools, equipment, materials and labor for the construction of Autumnwood Drive Drain - Part I, including chambers, manholes, receivers and related work, complete, in place, 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 said project, and approved by the Town Board of the Town of Cheektowaga, all of which are on file with the Town Engineer in his office in the Town Hall,

Copies of 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. Copies may be secured at the office of Nussbaumer & Clarke, Inc. 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 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 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 Clerk of the Town of Cheektowaga, Town Hall, Cheektowaga, New York 14227, and marked as "Proposal for the Construction of Autumnwood Drive Drain, Part I."

The right to reject any and 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.

Item No. 23 cont'd

Each proposal must be accompanied by a certified check for a sum equal to ten percent (10%) 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 ten percent (10%) 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.

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 bidders 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 further called to Section 2604 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 complied with, such bid will not be accepted.

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDER NO. 11246. THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER THIS ORDER, WHICH CONCERN NON-DISCRIMINATION IN EMPLOYMENT, ARE EXPLAINED IN THE SPECIFICATIONS.

TOWN OF CHEEKTOWAGA, NEW YORK
RICHARD M. MOLESKI, Town Clerk

DATED: July 18, 1977

PUBLISHED: July 21, 1977

* * * * *

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
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Gladys M. Suster, 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 July 21, 1977 ;
last publication July 21, 1977 ;
and that no more than six days intervened be-
tween publications.

Gladys M. Suster
Sworn to before me this 22nd
day of July, 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]

1. The first of these is the fact that the
2. second of these is the fact that the
3. third of these is the fact that the
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10. tenth of these is the fact that the

1. The first step in the process is to identify the problem. This involves gathering information about the situation and determining what needs to be done. Once the problem is identified, the next step is to develop a plan. This plan should outline the steps that need to be taken to solve the problem. After the plan is developed, the next step is to implement it. This involves putting the plan into action and monitoring progress. Finally, the last step is to evaluate the results. This involves assessing whether the problem has been solved and whether the plan was effective. If the problem has not been solved, the process may need to be repeated.

[illegible]

The judge may withdraw in the
case, in days after the defendant for the
case, the court, the judge may withdraw
the case, the judge may withdraw the
case, the judge may withdraw the case.

...to furnish a performance bond acceptable to the Owner, in accordance with the contract award.

...of the bidders is further called to Section 2004 of the Public

THE PRESIDENT'S STATEMENT
ORDER NO. 1181. THE REASON
MOVING FOR REFORM AND OUT
REACHING UNDER THE ORDER
WHICH COUNCILS GOVERNANCE
NATION IN REFORMATION. ARE
EXPLAINED IN THE SPECIFICA
TIONS.

Town of Chateaugay, New York
RICHARD M. MILENI
Town Clerk

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

and the Town Board of the Town of Cheektowame, New York, and the Town Board of the Town of Cheektowame, New York, on the 14th day of August, 1971 at 7:00 P.M. Local Time to the Town Hall in the Town of Cheektowame, New York, for furnishing all tools, equipment, materials and labor for the construction of Antennawood Drive Drain - Part I, including manholes, manholes, receivers and related work, complete, in place, and ready for use in accordance with the Contract Documents therefor, including Plans, Specifications, Instructions to Bidders, etc., prepared by Newbatter & Clarke Inc., Consulting Engineers for said project, and approved by the Town Board of the Town of Cheektowame, all of which are on file with the Town Engineer in his office in the Town Hall.

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 218 Delaware Avenue, Buffalo, New York 10202. Copies may be secured at the office of Munshamner & Clark, Inc. 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. Non-bidders will be refunded the deposit. Material suppliers and anyone returning the Plans and Specifications before the bid opening will also be classed as non-bidders. Any bidder requesting more than one (1) set of Plans and Specifications may purchase the Plans, 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 Clerk of the Town of Cheektowatch, Town Hall, Cheektowatch, New York 11508, and marked as "Proposal for the Construction of Automobile Drive Drain, Lot 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829,

The right to reject any and all bids, to waive any informality in, or to make an award to other than the low bidder, should be deemed to be in the best interest of the Town of Chesham, and in accordance with law, are herewith reserved. Each proposal must be accompanied by a certified check for a sum equal to ten per cent. (10%) of the amount of the bid, payable to the order of the Town of

that the water order in this town at Cheektowaga, New York, or bond with sufficient credits to be approved by the attorney for the Town of Cheektowaga, New York, in a sum equal to ten 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.

The bidder may withdraw his bid within 10 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 further called to Section 2804 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 completed with, such bid will not be accepted.

PERSONS ON THIS WORK WILL BE
REQUIRED TO COMPLY WITH THE
PATIENT'S EXECUTIVE ORDER
NO. 11596. THE REQUIREMENTS FOR
DOORS AND CONTRACTORS UNDER
THIS ORDER, WHICH CON-
TAINS NON-DISCRIMINATION IN
EMPLOYMENT, ARE EXPLAINED IN
THE SPECIFICATIONS.

Town of Cheektowaga, New York
Richard M. Molenki, Town Clerk
dated: 7/18/77
sifted: 7/21/77

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 . . 21 day of . . July 19 77 and the last insertion being on the day of , 19 . . , and not more than days intervened between any two publications thereof.

Alice Audesson

SEYMOUR DODGING
Notary Public, State of New York
Qualified in Erie County
Commission Expires March 30, 19

Sworn
of

y.

E

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 21 day of July 19 77 and the last insertion being on the day of , 19 , and not more than days intervened between any two publications thereof.

Alice Anderson

Sworn before me this 22 day
of July 19 77 }

SEYMOUR ROGING

Notary Public, State of New York
Qualified in Erie County

Commission Expires March 30, 19 78

Notary Public, Erie County, N.Y.

State of New York
ERIE COUNTY
CITY OF BUFFALO

NOTICE TO BIDDERS
 The Town of Cheektowaga, County of Erie, State of New York, on the 14th day of August, 1977 at 7:00 P.M. Local Time in the Town Hall in the Town of Cheektowaga, New York, for furnishing all labor, equipment, materials and labor for the construction of Autumnwood Drive Drain Part I, including chambers, manholes, receivers and related work, complete, in place and ready for use in accordance with the Contract Documents therefore, including Plans, Specifications, Instructions to Bidders, etc., prepared by Messrs. H. & C. Clark, Inc., Consulting Engineers for said project, and approved by the Town Board of the Town of Cheektowaga, all of which are on file with the Town Engineer in his office in the Town Hall.

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 Engineer at 325 Delaware Avenue, Buffalo, New York 14202. Copies may be secured at the office of H. & C. Clark, Inc., 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 bid, will be refunded the full amount of the deposit. Bidders, not-bidders will be refunded the deposit. Materials suppliers and anyone returning the Plans and Specifications before the bid opening will also be classed as non-bidders. Any bidder requesting more than one (1) set of Plans and Specifications may purchase the same, but it is understood that they are not refundable.

All bids must be enclosed in a separate sealed envelope and shall be submitted to the Town Clerk of the Town of Cheektowaga, Town Hall, Cheektowaga, New York 14227, and marked as "Proposal for the Construction of Autumnwood Drive Drain, Part I."

The right to reject any and 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 ten percent (10%) 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 ten percent (10%) 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.

No bidder may withdraw his bid within 48 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 further called to Section 2604 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 completed with such bid will not be accepted.

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDER NO. 11848. THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER THIS ORDER, WHICH COULD BEAN NON-DISCRIMINATION IN EMPLOYMENT, ARE EXPLAINED IN THE SPECIFICATIONS.

Town of Cheektowaga, New York
 RICHARD M. MOLESKI
 Town Clerk
 Dated: July 12, 1977.

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

~~XXXXXX~~ insertion being on the 21st
 day of July 19 77 ~~and the last~~

~~XXXXXX~~
D. Eileen Perry

22nd day

19 77

FRANK X. VOLLMER JR.
 Notary Public, State of New York
 Qualified in Erie County
 My Commission Expires March 30, 19 79
 Notary Public, Erie County, N. Y.

NEW YORK, July 21 — Nabisco Inc., which operates plants in the Niagara Frontier area and is the parent of Riesen of Queen Foods Inc. of Buffalo, reported a drop in second-quarter net earnings from \$77.5 million, or 21.13 per share, last quarter, to \$75 million, or 20.55 cents a share, in the most recent quarter, in the most recent quarter.

Nabisco Profit Declines Despite Rise in Sales

Mr. Gisel said. "About 500 Bell employees on the Niagara Frontier will ultimately be laid off beginning July 25 as a result of the shutdown," he said. "They are working hard on this and we receive reports daily concerning their progress." Mr. Gisel said. "Congress who are heading the effort to reverse the termination order. They are working hard on this and we receive reports daily concerning their progress." Mr. Gisel said. "About 500 Bell employees on the Niagara Frontier will ultimately be laid off beginning July 25 as a result of the shutdown," he said.

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 XXXXXXXXXXXXXXXXXXXXXXXX XXXXXXXX insertion being on the 21st day of July 19 77 and the last XXXXXXXXXXXXXXXXXXXXXXXX XXXXXXXX

D. Eileen Perry

Sworn to before me this 22nd day of July 19 77

Francis X. Vollmer Jr.
Notary Public, Erie County, N. Y.

FRANCIS X. VOLLMER JR.
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1979

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

WHEREAS, Notice to Bidders was duly published for the receipt of bids for the purchase of traffic control signs, blanks, posts and decals for the Town of Cheektowaga, and

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

WHEREAS, said Town Engineer has submitted the same, which is hereto attached and made a part hereof, and

WHEREAS, it is proven that it is more economical to purchase finished signs in various sizes than to purchase blanks and decals with the bonding to be done by our Town employees, NOW, THEREFORE, BE IT

RESOLVED that the bid be awarded to the following bidders submitting the lowest responsible bid meeting the requirements of the specifications in the categories noted:

- 1) Finished Signs - All Categories
Eastern Metal of Elmira
Elmira, New York 14902
- 2) Posts - 10' Long
Unistrut Buffalo, Inc.
128 Sycamore Street
Buffalo, New York 14204
- 3) Street Sign Brackets
Vulcan Sign & Stamping, Inc.
P.O. Box 850
Foley, Alabama 36535

* See next two (2) pages for letter.



Town of Cheektowaga

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

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

July 15, 1977

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Bid for Traffic
Control Signs

Gentlemen:

At a regular Town Board Meeting of June 20, 1977, bids were received and opened for the purchase of traffic control signs for the Town of Cheektowaga for the period of July 1, 1977 thru June 31, 1978. Specifications were drawn to obtain bids for blanks, decals or finished signs to determine which is the most economical as the Town does have the capability to make our own signs with purchased blanks and decals. Specifications also noted different categories such as square, rectangle, octagon or triangle in sizes, as type and size determines the cost,

Bids submitted for blanks and decals indicated that it is more economical to purchase finished signs than it is to purchase and stock blanks and decals and have our Town employees bond the decals to the blanks. The price of some sizes of finished signs bid by Eastern Metals were less than the total cost of blanks and decals. Award for the purchase of blanks and decals will not be made at this time.

1) Finished Signs - All Categories

Eastern Metal of Elmira
Elmira, New York 14902

2) Posts - 10' Long

Unistrut Buffalo, Inc.
128 Sycamore Street
Buffalo, New York 14204

3) Street Sign Brackets

Vulcan Sign & Stamping, Inc.
P.O. Box 850
Foley, Alabama 36535

TO THE SUPERVISOR AND
TOWN BOARD MEMBERS

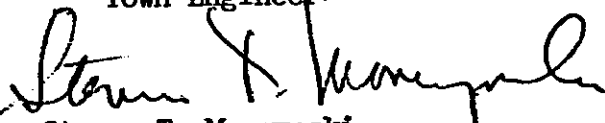
July 15, 1977
Page 2

It is, therefore, recommended that bids be awarded to the following bidder submitting the lowest responsible bid meeting the requirements of the specifications in the categories noted. Prices for each size and type are not listed as it would make this report too lengthy.

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 Supervisor Meyers

WHEREAS, Leonard Kosobucki of , Depew, New York, has recently been appointed Manager of the Buffalo Breskis' Softball Team, and has been a faithful and loyal employee of the Town of Cheektowaga for many years, and

WHEREAS, Helen Nikiel, a Cheektowaga resident for many years, has distinguished herself as a member of the Buffalo Breskis', NOW, THEREFORE, BE IT

RESOLVED that Thrusday, August 11, 1977 is hereby proclaimed "Cheektowaga Day" at the Buffalo Breskis' - San Jose softball game in Lackawanna Stadium.

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 Johnson

WHEREAS, the Town of Cheektowaga has received and reviewed the preliminary planning report for the proposed reconstruction of Walden Avenue by Erie County Department of Public Works, and

WHEREAS, the Town of Cheektowaga is desirous of seeing the improvement of the pavement and storm drainage system made to Walden Avenue so as to make it a safer highway for the general motoring public, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby requests the County of Erie to proceed with said Walden Avenue Project as outlined in the preliminary design report, and BE IT FURTHER

RESOLVED that a copy of this resolution be sent to Edward V. Regan, County Executive, Erie County Department of Public Works and Richard Slisz, Erie County Legislator.

Upon Roll Call....

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

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

WHEREAS, continuous complaints have been received by the Town Board regarding the cleaning up of property located at North Pleasant Pkwy., Sublots 16 through 20, in the Town of Cheektowaga and according to the Assessor's Office records is owned by Peter C. Schmitt, Jr. and one, 111 Ruskin Road, Amherst, New York, 14226, and

WHEREAS, these conditions require that some positive steps be taken to rectify this condition by cleaning up the weeds and debris, 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.

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. 28A & 28B

This item was taken out of context and brought up under Suspension
of Rules after Item #43. See end of meeting.

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

BE IT RESOLVED that Mark Feness, residing at , Depew, New York 14043, be hired to work for the Cheektowaga Youth Bureau for the 1977 summer-help season as a Recreation Attendant for the Summer Day Camp at the rate of \$2.50 per hour.

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 Supervisor Meyers

BE IT RESOLVED that the following individuals be hired to work in the Hometown Beautification Program for the 1977 summer-help season at the rate of \$2.35 per hour:

Michael Kozakiewicz	14227
Craig M. Cygan	14212
Michael Lonczak	14227
Paul Biedny	14227
Larry Darmstetter	14206
Daniel Dorobiala	14206

Upon Roll Call....

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

Item No. 29C Motion by Councilmen Swiatek, seconded by Supervisor Meyers

BE IT RESOLVED that the Cheektowaga Recreation Department be authorized to hire the following people as Park Attendants at a rate of \$2.50 per hour to work in the summer of 1977, effective immediately:

Andre Filippi	Alan Bziadosz
Larry Brownell	Barbara Michalski
Jerry Proehl	Jim Proehl
David Warmus	

and BE IT FURTHER

RESOLVED that Dennis John Loudenslager, Cheektowaga, New York 14227 be hired as part-time laborer in Parks, Recreation and Sanitation at the rate of \$2.50 per hour, to be called as needed.

Upon Roll Call....

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

Item No. 29D Motion by Supervisor Meyers, seconded by Councilman Swiatek

RESOLVED that the following be hired as Basket Checkers for the Recreation Department at a salary of \$2.00/hr.:

Pamela Sovinsky	Robert Ward
Cheektowaga, NY 14227	Cheektowaga, NY 14227
Robert Sprada	Charlene Buchwald
Cheektowaga, NY 14227	Depew, NY 14043

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

WHEREAS, a request has been made for the creation of one (1) position of Captain in the Cheektowaga Police Department, and

WHEREAS, the necessary "PO-17" forms required by the Erie County Personnel Office have been submitted and approved, NOW, THEREFORE, BE IT

RESOLVED that one (1) Captain position be and hereby is created in the Cheektowaga Police Department.

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 Burst

WHEREAS, Captain Theodore DeFedericis of the Cheektowaga Police Department has been performing the duties of Assistant Police Chief and has assumed the duties and responsibilities of the Assistant Chief of Police during the absence from such office by Acting Chief John B. Gruber, NOW, THEREFORE, BE IT

RESOLVED that Captain Theodore DeFedericis be and hereby is appointed Acting Assistant Chief of Police in the Cheektowaga Police Department, and BE IT FURTHER

RESOLVED that Captain Theodore DeFedericis be paid a salary equal to the salary of the Assistant Chief of Police; said appointment effective July 19, 1977.

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

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:

Item No. 32 cont'd

Junior Career Trainee in the Youth Bureau at a salary of \$8,639.58

Kimmel, Gregory

Cheek., NY 14225

Upon Roll Call....

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

Item No. 33 Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, Lorraine Kaminski, Senior Clerk in the Assessor's Office has been on sick leave for an extended period, and

WHEREAS, Jeanne Morand, Clerk Typist in the Assessor's Office has been fulfilling the duties of Senior Clerk since June 13, 1977, NOW, THEREFORE, BE IT

RESOLVED that Jeanne Morand be appointed temporary acting Senior Clerk from June 13, 1977 until such time that Lorraine Kaminski returns to her position, and BE IT FURTHER

RESOLVED that the difference in wage rates is to be paid in accordance with the AFSCME Local 1026 union contract.

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 Robert H. Sosnowski, Laborer in the Utility Department be granted an excusable military leave of absence from July 25 through August 5, 1977 to attend active duty training with the U.S. Air Force Reserve.

Upon Roll Call....

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

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

BE IT RESOLVED that Harry Bollman, Police Officer in the Cheektowaga Police Department be granted an excusable military leave of absence from August 6 through August 20, 1977, to attend active duty training at Fort Gordon, Georgia.

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 Swiatek

WHEREAS, the International Narcotic Enforcement Officers Association will conduct an International Drug Conference Institute to be held August 21-26, 1977 in Toronto, Canada, and

WHEREAS, this Institute brings together expertise in the field of drug enforcement and abuse from throughout the world and is geared to deliver the

Item No. 36 cont'd

latest studies and effective approaches in dealing with drug problems, and

WHEREAS, Captain Leonard J. Smolarek, head of the Detective Division of the Cheektowaga Police Department, of which narcotic enforcement is a major activity, has requested permission to attend said Institute, NOW, THEREFORE, BE IT

RESOLVED that Captain Smolarek be granted the necessary time to attend said Institute, and BE IT FURTHER

RESOLVED that Captain Smolarek be reimbursed for all necessary registration fees and travel expenses in connection with said Institute, at a sum not to exceed \$300.00.

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 Burst

WHEREAS, increasing governmental productivity has become a major concern for local governments, and

WHEREAS, the Center for Productive Public Management at John Jay College is conducting a three-day workshop on government productivity in New York City on Tuesday, July 19th, Wednesday, July 20th and Thursday, July 21, 1977, NOW, THEREFORE, BE IT

RESOLVED that Councilman Frank E. Swiatek is hereby authorized to attend the three-day workshop and that his reasonable and fair expenses be reimbursed in an amount not to exceed the sum of \$600.00, including tuition fee of \$295.00.

Upon Roll Call....

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

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

WHEREAS, the Town of Cheektowaga is pursuing a program of erosion control, and

WHEREAS, the Town needs to retain the services of a consultant for lay-out, design and supervision of the construction work to be undertaken, NOW, THEREFORE, BE IT

RESOLVED that the consulting firm of Merriman Conservation Consultants, Inc., be and hereby is engaged to perform said layout, design and supervision of the construction work, and BE IT FURTHER

RESOLVED that the retainer fee to be charged and the scope of service shall be in accordance with the proposal of Merriman Conservation Consultants, Inc., dated July 15, 1977, and BE IT FURTHER

RESOLVED that the Supervisor, on behalf of this Town Board, will sign an agreement with said consultant for these services, and BE IT FURTHER

RESOLVED that said fee shall be charged against the SUPPLEMENTARY REVENUE SHARING BUDGET for EROSION CONTROL.

Item No. 38 cont'd

Upon Roll Call....

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

Item No. 39 Hiring of third appraiser for Losson Road Park extension
This item was withdrawn.

Item No. 40 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 Sandra-Rogers 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 Avenue, Buffalo, New York, be and hereby is appointed to obtain said drainage easements at a cost of seven (7) easements at \$55.00 each, and BE IT FURTHER

RESOLVED that said fee shall be charged against the SUPPLEMENTARY REVENUE SHARING BUDGET for DRAINAGE IMPROVEMENTS.

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 Kaczmarek

BE IT RESOLVED that permission is hereby given to New York State Electric and Gas Corporation to install 3-7000 lumen mercury lamps @ \$50.00 each on St. Felix Avenue in the Town of Cheektowaga at an annual increase of \$150.00; to install 1 - 16000 lumen HPS lamp @ \$75.00 each and remove 1 - 7000 lumen mercury lamp @ \$5.00 each on Columbus Street in the Town of Cheektowaga at an annual increase of \$25.00, with a Total Annual Increase of \$175.00, according to the attached proposal, which is hereby made a part of this resolution.

* See next page for proposal

July 1, 1977

STREET LIGHTING PROPOSAL
TOWN OF CHEEKTOWAGA

Columbus Street

Install 1 - 16000 lumen HPS lamp @ \$75.00 ea. ----- \$ 75.00
(P-10 (new pole), L-441)

Remove 1 - 7000 lumen mercury lamp @ \$50.00 ea. ----- \$ 50.00
(P-9, L-441)

Annual Increase ---- \$ 25.00

St. Felix Avenue

Install 3 - 7000 lumen mercury lamps @ \$50.00 ea. ----- \$150.00
(P-1A-1*, 5-1*, 8-1*, L-2824)

Annual Increase ---- \$150.00

* new pole

TOTAL ANNUAL INCREASE ----- \$175.00

NEW YORK STATE ELECTRIC & GAS CORPORATION

Item No. 41 cont'd

Upon Roll Call....

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

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

BE IT RESOLVED that funds in the amount of \$500.00 be transferred from account No. A8135.459 (Plant No. 5 - Consulting Engineers) to account No. A8135.492 (Plant No. 5 - Emergency Repairs).

Upon Roll Call....

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

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

BE IT RESOLVED that funds in the amount of \$6,500.00 be transferred from account No. A1625.144 (Utility Dept. - Laborers) to account No. A1625.149 (Utility Dept. - Summer Help).

Upon Roll Call....

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

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

BE IT RESOLVED that the following transfers of funds be and the same are hereby approved:

<u>FROM</u>		<u>AMOUNT</u>	<u>TO</u>	
ACCOUNT NO.	ACCOUNT NAME		ACCOUNT NO.	ACCOUNT NAME
A.980 A4737.	Antirecession Aid	\$10,000.00	A.1621.144	Bldg. Maint - Laborers
"	"	\$14,228.00	A.1640.128	Central Garage - Mechanics
"	"	\$10,000.00	A.7140.161	Recreation Attend.
"	"	\$15,000.00	A.7141.142	Recreation Ctr. - General Mechanics
"	"	\$10,000.00	A.7180.169	Beach and Pool Lifeguards
"	"	\$10,000.00	A.5010.102	Highway - Deputy Superintendent
"	"	\$15,000.00	A.1110.133	Justice - Clerical
"	"	\$15,000.00	A.7110.149	Parks Laborers

The above are to allocate 1st and 2nd quarter Anti-Recession Aid throughout various wage accounts.

BE IT ALSO RESOLVED that funds in the amount of \$1,500.00 be transferred from account No. A.1990.480 (General Fund - Contingent) to account No. A.1440.459 (Engineering - Rodent Control).

Item No. 42C 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

BE IT RESOLVED that the following vouchers and warrants submitted to the TOWN OF CHEEKTOWAGA prior to July 18th, 1977 be and the same are hereby approved and the Supervisor pay said warrants:

FUND	CHECK NO.		AMOUNT
	FROM	TO	
General Fund	1778 -	1969	\$ 427,052.38
Special District Fund	3170 -	3211	271,377.77
Part Town Fund	657 -	668	3,408.64
Highway Fund	2652 -	2690	175,111.47
Federal Revenue Sharing Fund	45 -	46	99,628.00
H.U.D. - C.D.B.G. Fund	10		4,000.00
Capital Fund	36 -	44	320,167.47
Trust and Agency Fund	430 -	438	19,441.52
St. Felix EDA Fund	2		268,546.87
			<u>\$1,588,734.12</u>

Upon Roll Call....

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

Councilman Swiatek was excused at this point of the meeting.

Motion by Councilman Johnson, seconded by Councilman Burst to suspend the rules to include the following items,

Upon Roll Call....

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

Item No. 28A & 28B

Bond Resolution for Highway Equipment

This item was taken out of context because bids had to be tabulated from Item #5.

* See next pages for Bond Resolution

EXTRACT OF MINUTES

Meeting of the Town Board of the Town of Cheektowaga,
in County of Erie, New York

July 18, 1977

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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, corner of Broadway and Union Road, in said Town, on July 18, 1977, at 7:00 o'clock P.M. (D.S.T.).

There were present:

Hon. Kenneth J. Meyers, Supervisor
and

Councilmen:

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

There were absent: Councilman Frank E. Swiatek

Also present:

Richard M. Moleski, Town Clerk
John V. Rogowski, Attorney

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Councilman Burst offered the following
resolution and moved its adoption:

BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA, NEW YORK,
ADOPTED JULY 18, 1977, AUTHORIZING THE PURCHASE OF
VARIOUS MACHINERY AND APPARATUS FOR USE BY THE
HIGHWAY DEPARTMENT IN REMOVING SNOW AND ICE, AT THE
ESTIMATED MAXIMUM COST OF \$ 570,000.00 , APPROPRIATING
SAID AMOUNT THEREFOR, INCLUDING AN APPROPRIATION OF
\$ 28,500.00 CURRENT FUNDS TO PROVIDE THE DOWN PAYMENT, AND
AUTHORIZING THE ISSUANCE OF \$ 541,500.00 SERIAL BONDS
OF THE TOWN TO FINANCE THE BALANCE OF SAID APPROPRIATION.

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY
ERIE, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less
than two-thirds of all the members of said Board), AS FOLLOWS:

Section 1. The Town of Cheektowaga, in the County of Erie,
New York (herein called "Town"), is hereby authorized to purchase
various machinery and apparatus including trucks fully equipped with
plows and dump bodies, tractor with trailer, Hi-Lift with extra buckets,
hydraulic sanders and graders, for use by the Highway Department in
removing snow and ice from any physical public betterment or improve-
ment in the Town. The estimated maximum cost of said specific object
or purpose, including preliminary costs and costs incidental thereto
and the financing thereof, is \$ 570,000.00 and the said amount
is hereby appropriated therefor, including a budgetary appropriation
of current funds in the amount of \$ 28,500.00 to provide the down
payment as required by the Local Finance Law. The plan of financing
includes the expenditure of said \$ 28,500.00 curent funds, the issuance
of \$ 541,500.00 serial bonds of the Town to finance the balance of
said appropriation and the levy and collection of a tax on all the
taxable real property within the Town to pay the principal of said
bonds and the interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Town in the principal
amount of \$ 541,500.00 are hereby authorized to be issued pursuant to
the provisions of the Local Finance Law, constituting Chapter

33-a of the Consolidated Laws of the State of New York (the "Law"), to finance the balance of the appropriation not provided by said current funds.

Section 3. The following additional matters are hereby determined and stated:

(a) The period of probable usefulness of said specific object or purpose for which the serial bonds authorized by this resolution are to be issued within the limitations of Section 11.00a.28 of the Law, is fifteen (15) years.

(b) Current funds are required to be provided prior to the issuance of the bonds authorized pursuant to this resolution or of any notes issued in anticipation of the sale of said bonds, and such current funds are available therefor in the amount of \$28,500.00 in the 1977 budget under the heading "Machinery Fund Balance," and the Supervisor is hereby authorized and directed to set aside said current funds and expend same solely towards the cost of said specific object or purpose.

(c) The proposed maturity of the bonds authorized by this resolution will be in excess of five (5) years.

Section 4. Each of the bonds authorized pursuant to this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and any bond anticipation notes issued in anticipation of said

bonds, shall be general obligations of the Town payable as to both principal and interest by a general tax upon all the taxable real property within the Town, without limitation as to rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal and interest on said bonds and provisions shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and details and as to the sale and issuance of the bonds and any notes issued in anticipation of said bonds, and the renewals thereof, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized pursuant to this resolution, and of any notes issued in anticipation of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of publication of such resolution, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution shall be 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: 6

NOES: 0

ABSENT: 1

The resolution was declared adopted.

28 B. Councilman Burst offered the following resolution
and moved its adoption:

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK, HEREBY RESOLVES 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 of the bond resolution referred to in the form of the Notice hereinafter set forth in Section 2 hereof, cause to be published at least once in the "CHEEKTOWAGA TIMES"; a newspaper published in Cheektowaga, New York, having a general circulation within said Town, and hereby designated as the official newspaper of said Town, and to be posted on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a Notice which shall set forth the date of adoption of said foregoing bond resolution and contain an abstract thereof concisely stating its purpose and effect.

Section 2. The Notice referred to in Section 1 hereof shall be in substantially the following form:

TOWN OF CHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on July 18, 1977, the Town of Cheektowaga, in the County of Erie, New York, adopted the bond resolution entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted July 18, 1977, authorizing the purchase of various machinery and apparatus for use by the Highway Department in removing snow and ice, at the estimated maximum cost of \$570,000.00, appropriating said amount therefor, including an appropriation of \$28,500.00 current funds to provide the down payment, and authorizing the issuance of \$541,000.00 serial bonds of the Town to finance the balance of said appropriation,"

an abstract of such resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING the Town of Cheektowaga ("Town"), to purchase various machinery and apparatus including trucks fully equipped with plows and dump bodies, tractor with trailer, Hi-Lift with extra buckets, hydraulic sanders and graders, for use by the Highway Department in removing snow and ice from any physical betterment or improvement in the Town; STATING the estimated maximum cost thereof is \$570,000; APPROPRIATING said amount therefor, including the appropriation of \$28,500 current funds to provide the down payment; STATING the plan of financing includes the expenditure of said \$28,500.00 current funds, and the issuance of \$541,500.00 serial bonds of the Town to finance the balance of said appropriation and the levy and collection of a tax on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable;

SECOND: AUTHORIZING the issuance of \$541,000.00 serial bonds pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Local Finance Law ("Law") to finance the balance of the appropriation not provided by current funds;

THIRD: DETERMINING AND STATING that the period of probable usefulness of said specific object or purpose as defined by Section 11.00a.28 of the Law is fifteen (15) years; that current funds are required by the Law to be provided prior to the issuance of the bonds authorized by this resolution or any bond anticipation notes issued in anticipation thereof and such current funds will be provided from moneys now available in the 1977 budget of the Town; AUTHORIZING AND DIRECTING the Supervisor to set aside said current funds and to apply the same solely to the said specific object or purpose; DETERMINING AND STATING said serial bonds will have a maturity in excess of five (5) years;

FOURTH: DETERMINING that said bonds and notes issued in anticipation of said bonds shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to issuance of said bonds and any bond anticipation notes, including renewals thereof; and

SIXTH: PROVIDING that this resolution shall be subject to a permissive referendum.

DATED: JULY 18, 1977

Richard M. Molecki
Town Clerk

Section 3. After said bond resolution shall take effect, the Town Clerk is hereby directed to cause said bond resolution to be published, in full, in the newspaper hereinabove referred to in Section 1 hereof, and hereby designated the official newspaper for said publication, together with a notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

Section 4. 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: 6

NOES: 0

ABSENT: 1

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 July 18, 19 77, 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 18th day of July, 19 77.

(Seal)

Richard M. Moleski
Town Clerk

STATE OF NEW YORK)

COUNTY OF ERIE)

SS:

RICHARD M. MOLESKI, being duly sworn, deposes and says:

That he is now and at all the times hereinafter mentioned he was the duly appointed, qualified and acting Town Clerk of the Town of Cheektowaga, in the County of Erie, New York;

That on the 21st day of July, 1977, he caused to be conspicuously posted and fastened up a Notice setting forth an abstract of the bond resolution duly adopted by the Town Board of said Town on July 18, 1977, a 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 the said places constitute at least five (5) of the most public places within the Town:

1. Cheektowaga Recreation Center - 2600 Harlem Road
2. Doyle Hose Co. No. 1 - William and Alaska Streets
3. South Line Fire Hall - 1049 French Road
4. Bellevue Fire Hall - Como Park Blvd. and Bennett Road
5. Hyview Fire Hall - 8 Airport Drive

Richard M. Moleski
Town Clerk

Subscribed and sworn to before me

this 21st day of July, 1977.

Linda Baer
Notary Public, State of New York

LINDA BAER
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1978

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

Gladys M. Heister, 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.....*July 21, 1977*.....;
last publication.....*July 21, 1977*.....;
and that no more than six days intervened be-
tween publications.

Gladys M. Heister
Sworn to before me this*22nd*.....
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. 44 Motion by Councilman Johnson, seconded by Supervisor Meyers

BE IT RESOLVED that the law firm of Kavinsky, 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 any properties necessary for the Marrano-Kelly Drainage Project, and BE IT FURTHER

RESOLVED that their reasonable fees and expenses be paid by the Town.

Upon Roll Call....

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

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

WHEREAS, the Highway Superintendent has requested that the Town Board ask for bids for the purchase of an automobile for the Highway Department, and

WHEREAS, the said bids were opened and thereafter the Highway Superintendent recommended that said bids were rejected, and

WHEREAS, the Highway Superintendent recommended that the Town purchase a station wagon vehicle with legally permitted State Contract funds, NOW, THEREFORE, BE IT

RESOLVED that the Highway Superintendent be and hereby is authorized to purchase a 1977 Station Wagon vehicle for the Highway Department for the amount specified under the State Contract prices without need for competitive bidding.

Upon Roll Call....

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

Item No. 46 Motion by Councilman Wasielewski, seconded by Councilman Kaczmarek 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 1st day of August, 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; Chester L. Bryan, Town Engineer; Ron Marten, Building and Plumbing Inspector; Andrew Schwenk, Sole Assessor; Ron Zoeller, Sanitation Foreman; Sal LaGreca, Assistant Manpower Program Director I; Ken Kopacz, Executive Director of the Youth Board; Dr. Louis Vendetti, Town Health Officer.

I. PUBLIC HEARINGS

Item No. 2 This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment 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.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
CROYDON DRIVE	The west property line of subplot 128 easterly, thence northerly on both sides.	The intersection of Cromwell Drive or the north property line of subplot 104.

TYPE OF STREET LIGHTING INSTALLATION

Nine (9) 7000 lumen electrical post top type mercury units.
Estimated cost per year for two years - \$8.50 per lot. (45 lots)

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. No persons appearing in opposition to the proposed improvement, the Supervisor declared the hearing closed.

Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, this Town Board has this day held a public hearing on the petition requesting the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described.

Item No. 2 Cont'd.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
CROYDON DRIVE	The west property line of subplot 128 easterly, thence northerly on both sides.	The intersection of Cromwell Drive or the north property line of subplot 104.

TYPE OF STREET LIGHTING INSTALLATION

Nine (9) 7000 lumen electrical post top type mercury units.
Estimated cost per year for two years - \$8.50 per lot. (45 lots)

and heard all persons interested in the subject thereof; NOW, THEREFORE,

BE IT RESOLVED that this Town Board does hereby decide at such public hearing and upon the evidence given thereat,

(a) that such petition is signed and acknowledged as required by law and is otherwise sufficient, and

(b) that it is in the public interest to grant in whole the relief sought, and be it

FURTHER RESOLVED, that such petition is hereby approved and the installation of such street lighting equipment along said highway is hereby authorized, and that the Town Board is hereby authorized to purchase and to have installed said street lighting equipment, and be it

FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York, within ten (10) days after the adoption thereof, in conformity with Section 195 of the Town Law.

Upon Roll Call....

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

II. GENERAL COMMUNICATIONS

Item No. 3 N.Y.S. Dept. of Transportation - Three (3) Notices of Order: (1) Installation of Signal on Rt. 20, Transit Road @ Zurbrick; (2) Repeal of 20 mph school speed limit on Transit Rd.; (3) Repeal of Stop Sign on Zurbrick @ Rt. 20, Transit Rd.

Item Received and Filed; copies previously sent to Honorable Town Board Members, Acting Chief Gruber, Captain Kistowski, Traffic Safety Commission.

Item No. 4 NOTICE OF CLAIM - Aim Corrugated Container Corp. vs. Town of Cheek-towaga.

Item Received and Filed; copies previously sent to Supervisor Meyers, Town Attorney, Insurance Company.

Item No. 5 NOTICE OF CLAIM - Roger M. Harper, vs. Town of Cheek-towaga, relative to Flood Damage.

Item Received and Filed; copies previously sent to Honorable Town Board Members, Town Attorney.

Item No. 6 Residents of Eggert Road - Petition re: Repaving, Curbing, Reduction of Speed Limit and Enforcement of Speed Limit on Eggert Road.

Item Received and Filed; copies previously sent to Honorable Town Board Members, Acting Chief Gruber, Captain Kistowski, Highway Superintendent, Traffic Safety Commission.

III. DEPARTMENTAL COMMUNICATIONS

Item No. 7 Building Permits.
Item Approved; Received and Filed.

Item No. 8 Police Department - Correspondence from Acting Chief John Gruber
and Captain Robert Lis re: Commendation of Police Officers for efforts and ini-
tiatives in handling the Plane Crash at Westinghouse Corporation.
Item Received and Filed.

Item No. 9 Supervisor's Statement of Funds - June, 1977.
Item Received and Filed.

IV. RESOLUTIONS

Item No. 10 Resolution setting date, places and proposition with regard to
referendum on Sanitary Sewer District No. 8.

*See next eleven (11) pages for copy of said resolution, certification and
affidavits of publication!

EXTRACTS FROM MINUTES OF TOWN BOARD

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road in said Town, on the 1st day of August, 1977 at 7:00 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:	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

ABSENT: 0

* * * * *

Councilman Johnson offered the following resolution and moved its adoption:

WHEREAS, the Town Board of the Town of Cheektowaga, in the County of Erie, in the State of New York, after holding a hearing on a map, plan and report providing for the establishment of a Sanitary Sewer District in said Town, to be designated "Sanitary Sewer District No. 8", and the construction of a sewer system therein and consisting of sewer mains, manholes, pumping facilities, buildings, acquisition of necessary land and rights in land and original equipment, machinery and apparatus, has adopted on the 20th day of June, 1977, a resolution which (1) determines that notice of said hearing was duly published and posted as required by law and is otherwise sufficient, and that all property and property owners within said proposed Sanitary Sewer District No. 8 are benefited by the establishment of said district and by the making of the improvements in accordance with said map, plan and report, and that all property and property owners benefited thereby are included within the limits of said proposed Sanitary Sewer District, and that the establishment of said Sanitary Sewer District is in the public interest, and that the maximum amount proposed to be expended therefor is \$3,614,581 which is to be raised by the issuance of bonds of the Town of Cheektowaga, and that the cost of making said improvements shall be assessed by the Town Board in proportion as nearly as may be to the benefit which each lot or parcel of land within the district will derive therefrom; 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 and interest on said bonds, provided that no indebtedness shall be contracted by the Town over and above the costs of preliminary

I
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; and (2) approves the establishment of said Sanitary Sewer District and the construction of the improvements provided for in said map, plan and report; and said resolution is subject to a permissive referendum under the provisions of the Town Law of New York, and

II
WHEREAS, a notice setting forth the date of the adoption of said resolution and containing an abstract of such resolution concisely stating the purpose and effect thereof, was duly published on June 23, 1977, in the CHEEKTOWAGA TIMES, a newspaper published in the Town of Cheektowaga, and copies thereof were duly posted on June 23, 1977, in not less than five conspicuous places in said Town, and

WHEREAS, a petition duly subscribed and acknowledged by owners of taxable real property situate in the proposed district as shown upon the latest completed assessment-roll of said Town, in number equal to at least five per cent (5%) of the total number of such owners, protesting against such resolution and requesting that it be submitted to the qualified electors in said district for their approval or disapproval, was filed on July 18, 1977 with the Town Clerk; NOW THEREFORE,

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

II
(1) A Referendum shall be held in said proposed Sanitary Sewer District No. 8 on the 23rd day of August, 1977, for the purpose of submitting to the qualified electors of said district

the proposition stated in the Notice of Referendum hereinafter set forth. For the purposes of said Referendum the qualified electors shall be qualified registered voters in said proposed Sanitary Sewer District as shown upon the latest Board of Elections registration roll.

(2) The polls for said Referendum shall open at the hour of 12:00 o'clock (Eastern Daylight Saving Time) noon and shall close at the hour of 8:00 o'clock p.m. (Eastern Daylight Saving Time) in the evening. The vote upon such proposition shall be taken by the use of voting machines in the manner provided by law.

(3) The notice of said Referendum to be published and posted in the manner provided by law shall be in substantially the following form:

TOWN OF CHEEKTOWAGA,
IN THE COUNTY OF ERIE,
NEW YORK

NOTICE OF
REFERENDUM

PLEASE TAKE NOTICE that the Town Board of the Town of Cheektowaga, in the County of Erie and State of New York, will hold a REFERENDUM on the 23rd day of August, 1977 in the proposed Sanitary Sewer District No. 8 of said Town and that there will be submitted at said referendum the following proposition:

"Shall the resolution adopted by the Town Board of the Town of Cheektowaga, Erie County, New York, on June 20, 1977 approving the establishment of Sanitary Sewer District No. 8, in said Town and construction of a sewer system therein at a maximum estimated cost of \$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; 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; 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:

Estimated costs:

Total Costs	\$3,614,581
Anticipated Federal and State Aid	\$2,878,408
Local Cost	\$ 736,173 ; and

providing that the Sanitary Sewer District shall have the boundaries described in the resolution, be approved?"

The polls at said referendum shall open at the hour of 12:00 o'clock (Eastern Daylight Saving Time) noon and shall close at the hour of 8:00 o'clock p.m. (Eastern Daylight Saving Time) in the evening, and the vote on such proposition shall be taken by the use of voting machines in the manner provided by law.

The places designated by the Town Board for the holding of said referendum are as follows:

<u>Polling Place</u>	<u>Voting Place</u>
1. Area within District lying south of the center line of Genesee Street	Trailer, 4925 Genesee Street
2. Area within District lying north of the center line of Genesee Street	Forty-Eight Voiture Building 810 Rein Road

No person is entitled to vote at said referendum other than a qualified registered voter in said proposed Sanitary Sewer District No. 8 as shown upon the latest Board of Elections registration roll. The boundaries of said proposed District as approved by resolution adopted by the Town Board of said Town on June 20, 1977, are as follows:

Detailed Description of Proposed Drainage District
Boundaries

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.

BY THE ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA.

Dated: August 1, 1977

RICHARD M. MOLESKI
Town Clerk

(4) The proposed Sanitary Sewer District shall be divided into the following polling precincts and the voting place in each such polling precinct shall be as follows:

<u>Polling Precinct</u>	<u>Voting Place</u>
1. Area within District lying south of the center line of Genesee Street	Trailer, 4925 Genesee Street
2. Area within District lying north of the center line of Genesee Street	Forty-Eight Voiture Building 810 Rein Road

(5) The Town Clerk is hereby directed to publish a copy of said Notice of Referendum in the CHEEKTOWAGA TIMES, a newspaper published in the Town of Cheektowaga, and to post or cause to be posted in not less than five conspicuous places in said proposed district, copies of such notice, at least ten days prior to the date of such Referendum.

Seconded by Supervisor Meyers

and duly put to a vote which resulted as follows:

Supervisor Meyers	Voting	AYE
Councilman Swiatek	Voting	AYE
Councilman Wasielewski	Voting	AYE
Councilman Johnson	Voting	AYE
Councilman Dux	Voting	AYE
Councilman Kaczmarek	Voting	AYE
Councilman 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. Aregular..... 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
onAugust 1..... 19.77., 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. 10....., 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.....1st..... day ofAugust.....
19....77.

Richard M. Moleski
.....
Town Clerk

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

Gladys M. Siebte, 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..... *August 4, 1977*;
last publication..... *August 4, 1977*;
and that no more than six days intervened be-
tween publications.

Gladys M. Siebte
Sworn to before me this *5th*
day of *August*, 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 REFERENDUM
IN THE COUNTY OF ERIE,
NEW YORK**

PLEASE TAKE NOTICE that the Town Board of the Town of Cheektowaga, in the County of Erie and State of New York, will hold a **REFERENDUM** on the 2nd day of August, 1977 in the proposed Sanitary Sewer District No. 8 of said Town and that there will be submitted at said referendum the following proposition:

"Shall the resolution adopted by the Town Board of the Town of Cheektowaga, Erie County, New York, on June 20, 1977 approving the establishment of Sanitary Sewer District No. 8, in said Town and construction of a sewer system therein at a maximum estimated cost of \$3,614,561, 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; 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; 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:

- Estimated costs: \$3,614,561
Anticipated Federal and State Aid \$2,878,468
Local Cost \$736,173;
District shall have the boundaries

The polls at said referendum shall open at the hour of 12:00 o'clock (Eastern Daylight Saving Time) noon and shall close at the hour of 8:00 o'clock p.m. (Eastern Daylight Saving Time) in the evening, and the vote on such proposition shall be taken by the use of voting machines in the manner provided by law.

The places designated by the Town Board for the holding of said referendum are as follows:

Polling Place

1. Area within District lying south of the center line of Genesee Street, Vesting Place - Trailer, 4625 Genesee Street.

2. Area within District lying north of the center line of Genesee Street, Vesting Place - Forty-Eight Venture Building, 810 Bain Road.

No person is entitled to vote at said referendum other than a qualified registered voter in said proposed Sanitary Sewer District No. 8 as shown upon the latest Board of Elections registration roll. The boundaries of said proposed District as approved by resolution adopted by the Town Board of said Town on June 20, 1977, are as follows:

**Detailed Descriptions of
Proposed Drainage Districts**

Remainder

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:

Southerly 125 feet, more or less, to the east line of Lot 76, Township 11, Range 7;

Southerly 489 feet, more or less, along said east line of Lot 76 to the south line of said Lot 76, being also the centerline of Robbin, Egan or Bain 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 1,680 feet, more or less, to the easterly line of the New York Central Railroad right-of-way;

Thence northerly along said 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 2,390 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 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 northeasterly branch for a distance of 360 feet, more or less;

Thence easterly radial to said westerly line of the northeasterly branch for a distance of 125 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 1,098.67 feet, more or less;

Thence northwesterly at right angles to the north-westerly right-of-way line of the West Shore Railroad for a distance of 516 feet, more or less, to a point in said northwesterly line of West Shore Railroad opposite railroad crossing station 220 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 Rail-

road for a distance of 95 feet to the centerline of Genesee Street;

Thence westerly along said centerline of Genesee Street for a distance of 1,139 feet, more or less, to a point in the southerly extension of the westerly right-of-way line of Saggs Road;

Thence northerly along said westerly line of Saggs 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 2,149 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 northwesterly extension thereof, for a distance of 869 feet, more or less, to a point in the north-easterly right-of-way line of Aero Drive;

Thence southeasterly along said line of Aero Drive for a distance of 80 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 670 feet, more or less;

Thence easterly at right angles to the last described line for a distance of 1,135 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 609 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 1,880 feet, more or less, to the northeast corner of the Town of Cheektowaga, the point or place of beginning;

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF CHEEKTOWAGA.**

Dated: August 1, 1977
RICHARD M. MONECKI
Town Clerk

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

Gladys M. Keute 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. *August 11, 1977* ;
last publication. *August 11, 1977* ;
and that no more than six days intervened be-
tween publications.

Gladys M. Keute
Sworn to before me this *12th*
day of *August*, 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*

TOWN OF CHEEKTOWAGA,
IN THE COUNTY OF ERIE,
NEW YORK.

NOTICE OF REFERENDUM

PLEASE TAKE NOTICE that the
TOWN BOARD of the Town of Cheektowaga,
in the County of Erie and State
of New York, will hold a REFERENDUM
on the 2nd day of August, 1977 in
the proposed Sanitary Sewer District
No. 8 of said Town and that there will
be submitted at said referendum the
following proposition:

That the resolution adopted by the
Town Board of the Town of Cheektowaga,
Erie County, New York, on
June 29, 1977 approving the establish-
ment of Sanitary Sewer District No. 8,
in said Town and construction of a
sewer system therein at a maximum
estimated cost of \$3,614,381, 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; 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 anticipa-
tion 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; provided that
no indebtedness shall be contracted by
the Town over and above the costs of
preliminary plans and detailed plans,
and until the Town has received
written commitments from the appro-
priate Federal and state authorities for
the funding thereby of the portions of
the costs of the improvements over
and above the estimated local share:

Estimated costs: \$3,614,381
Total Costs \$3,614,381
Anticipated Federal and
State Aid \$2,878,488
Local Cost \$726,173;

and providing that the Sanitary Sewer
District shall have the boundaries
described in the resolution, be
approved?"

The polls at said referendum shall
open at the hour of 12:00 o'clock
(Eastern Daylight Saving Time) noon
and shall close at the hour of 8:00
o'clock, p.m. (Eastern Daylight
Saving Time) in the evening, and the
vote on such proposition shall be taken
by the use of voting machines in the
manner provided by law.

The places designated by the Town
Board for the holding of said referen-
dam are as follows:

Polling Place

1. Area within District lying south of
the center line of Genesee Street
Voting Place - Trail, 4625 Genesee
Street.

2. Area within District lying north of
the center line of Genesee Street.
Voting Place - Forty-Eight Venture
Building, 816 Rein Road.

No person is entitled to vote at said
referendum other than a qualified
registered voter in said proposed
Sanitary Sewer District No. 8 as
shown upon the latest Board of
Electors registration roll. The bound-
aries of said proposed District, as
approved by resolution adopted by the
Town Board of said Town on June 29,
1977, are as follows:

Detailed Description of
Proposed Drainage District

Boundaries

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 450 feet, more or less,
along said east line of Lot 76 to the
south line of said Lot 76, being also the
centerline of Reuben, 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 2,180 feet, more or less;

Westerly 1,980 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 2,280 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
northerly branch of the New York
Central Terminal Railroad meets the
westerly right-of-way line of the
northerly branch of the New York
Central Terminal Railroad;

Thence northerly and westerly
along said easterly line of the north-
westerly branch for a distance of 300
feet, more or less;

Thence easterly radial to said
westerly line of the northerly
branch for a distance of 125 feet, more
or less, to a point in said westerly line
of the northerly branch;

Thence northerly and easterly along
said westerly line of the northerly
branch for a distance of 1,098.67 feet,
more or less;

Thence northerly 45° right
angles to the north-westerly right-of-
way line of the West Shore Railroad
for a distance of 310 feet, more or less,
to a point in said north-westerly line of
West Shore Railroad opposite railroad
station 2200 plus 700;

Thence northerly along said
north-westerly line of West Shore
Railroad to the westerly right-of-way
line of Lehigh Valley Railroad;

Thence northerly along said
westerly line of Lehigh Valley Rail-
road for a distance of 23 feet to the
centerline of Genesee Street;

Thence westerly along said center-
line of Genesee Street for a distance of
1,150 feet, more or less, to a point in
the southerly extension of the westerly
right-of-way line of Saggs Road;

Thence northerly along said westerly
line of Saggs Road for a distance of
1,450 feet, more or less, to a point in
the south-westerly right-of-way line of
Lehigh Valley Railroad;

Thence northerly along said
south-westerly line of Lehigh Valley
Railroad for a distance of 2,140 feet,
more or less, to a point in the
south-westerly extension of the south-
easterly property line of lands of the
Greater Buffalo International Air-
port;

Thence northerly along said
extension along said property line
and along the north-westerly extension
thereof, for a distance of 800 feet,
more or less, to a point in the north-
easterly right-of-way line of Aero
Drive;

Thence south-easterly along said line
of Aero Drive for a distance of 50 feet,
more or less;

Thence northerly along the
south-easterly property line of lands of
said Greater Buffalo International
Airport to the centerline of Ellcott
Creek;

Thence northerly along said
centerline of Ellcott Creek to the
easterly line of lands of said Airport;

Thence northerly along the
south-easterly 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 east-
erly 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 75, Township
11, Range 7;

Thence northerly along said westerly
line of said Lot 75 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.

BY ORDER OF THE TOWN BOARD,
OF THE TOWN OF CHEEKTOWAGA,
WAGA.

Dated: August 1, 1977

RICHARD M. MOLESKI
Town Clerk

Item No. 11 Motion by Councilman Wasielewski, seconded by Supervisor Meyers

WHEREAS, continuous complaints have been received by the Town Board about the cleaning up of property located at numbers 39, 43 and 47 Audet Drive, in the Town of Cheektowaga, New York and according to the Assessor's Office records is owned by Landsight, Inc., with offices located at 2730 Transit Road, West Seneca, New York 14224, and

WHEREAS, these conditions require that some positive steps be taken to rectify this condition by cleaning up the high weeds 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. 12 Motion by Supervisor Meyers, seconded by Councilman Johnson

BE IT RESOLVED that the law firm of Kavinoky, Cook, Hepp, Sandler, Gardner and Wisbaum, with offices located at 120 Delaware Avenue, Buffalo, New York, who have been retained by the Town for legal services related to condemnation proceedings are hereby authorized to obtain the services of real property appraisers related to the condemnation proceedings whenever necessary, and, BE IT FURTHER

RESOLVED that the cost of retaining said appraisers by Kavinoky, Cook, Hepp, Sandler, Gardner and Wisbaum shall 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. 13 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga is interested in purchasing property located at Towers Boulevard and French Road in said Town for the purpose of straightening Towers Boulevard, and

WHEREAS, an appraisal of said property is required, now, therefore, BE IT

RESOLVED, that Virginia Krauss, with offices located at 1029 Walden Avenue, Cheektowaga, New York, be and hereby is appointed to appraise said property, at a cost 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. 14 Motion by Councilman Swiatek, seconded by Supervisor Meyers

WHEREAS, Marzak & Powell Architects have prepared preliminary plans for the Cheektowaga Town Park Cultural Center, AND

WHEREAS, the State of New York, through its supplemental budget, has appropriated funds to construct such center, NOW THEREFORE BE IT

RESOLVED that the firm of Marzak and Powell Architects, P.C. be and hereby is retained to prepare detailed plans and specifications for the Cheektowaga

Item No. 14 Cont'd.

Cultural Center in Town Park.

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 Johnson

WHEREAS, it would benefit the Town of Cheektowaga to acquire land in the Cayuga Creek Flood Plain as a natural extension of the existing Losson Road Park Site, AND

WHEREAS, appraisals of the premises have been made by Frank H. Szeliga, S.R.A., located at Williamsville, New York 14221 and by John D. Kocieniewski, located at , West Seneca, New York 14224, AND

WHEREAS, a third appraisal is necessary in order to comply with the standard and usual appraisal format required by the New York State Office of Parks and Recreation and the Federal Bureau of Outdoor Recreation, NOW THEREFORE BE IT

RESOLVED that John F. Kreitner, Consultant-Appraiser, of 10365 Main Street, Clarence, New York, be and hereby is retained to appraise the premises being considered for the proposed extension of the Losson Road Park Site, consisting of approximately 250 acres, of the Cayuga Creek Flood Plain, at a fee not to exceed \$2,200.00, AND, BE IT FURTHER

RESOLVED that a transfer of funds from the Contingency Fund of the Town of Cheektowaga be effectuated for the payment of such fee.

Upon Roll Call....

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

Item No. 16 Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, the Town Board, by a resolution passed on February 17, 1977 authorized the submission of an application for the funding of a pavement marking demonstration program under the 1976 Highway Safety Act, and

WHEREAS, the said application has been approved by the New York State Department of Transportation in the amount of \$23,532.80, NOW THEREFORE BE IT

RESOLVED that the Town of Cheektowaga hereby approves the performance of the pavement marking demonstration program, according to the terms and provisions of the attached formal agreement between the Town of Cheektowaga and the State of New York, and, BE IT FURTHER

RESOLVED that the Supervisor of the Town of Cheektowaga be and hereby is authorized to sign and execute the attached agreement on behalf of the Town of Cheektowaga.

*See next thirteen (13) pages for complete copy of Agreement!

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 Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, Notice to Bidders was duly published for the receipt of bids for the purchase of riprap material for the Town of Cheektowaga during the year of 1977, 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 riprap material be awarded to Merriman Conversation Consultants, 1325 Union Road, West Seneca, New York 14224 for their bid in the amount of \$2.73 per slab or \$1.07 per square foot, said bid meeting the requirements of the specifications.

*See next page 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

July 28, 1977

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Bid for Riprap Material

Gentlemen:

At the regular Town Board Meeting of July 18, 1977, bids were received and publicly opened for the purchase of riprap material for the Town of Cheektowaga during the year of 1977 for erosion control of creek banks.

Only one (1) bid was received, that being from Merriman Conservation Consultants, for a bid price of \$2.73 per slab or \$1.07 per square foot.

It is recommended that the bid be awarded to Merriman Conservation Consultants, 1325 Union Road, West Seneca, New York 14224, for submitting the lowest bid meeting all specification requirements.

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. 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 Supervisor Meyers

WHEREAS, Notice to Bidders was duly published for the receipt of bids for cleaning sanitary sewers at various locations 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 part hereof, NOW THEREFORE BE IT

RESOLVED, that contract for cleaning sanitary sewers be awarded to Superior Pipe Cleaning, Inc., 168 Woodlawn Avenue, Woodlawn, New York 14219, said unit bid prices being the lowest responsible bid meeting the requirements of the specifications.

8" dia. pipe	-	\$.35 per lineal foot
10" dia. pipe	-	\$.35 per lineal foot
12" dia. pipe	-	\$.50 per lineal foot
15" dia. pipe	-	\$.50 per lineal foot
18" dia. pipe	-	\$1.40 per lineal foot
24" dia. pipe	-	\$1.80 per lineal foot
30" dia. pipe	-	\$2.50 per lineal foot
36" dia. pipe	-	\$3.00 per lineal foot
42" dia. pipe	-	\$3.50 per lineal foot

*See next page for copy of Report!



Town of Cheektowaga

TOWN HALL - BROADWAY AND UNION ROAD - CHEEKTOWAGA, NEW YORK 14225

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

July 28, 1977

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Sanitary Sewer Cleaning

Gentlemen:

At the regular Town Board meeting of July 18, 1977, bids were received and opened to clean sanitary sewers of nine (9) sizes of pipe and estimated lengths in the Town of Cheektowaga. Two (2) bids were received with totals listed below:

Superior Pipe Cleaning, Inc. Woodlawn, New York	\$48,250.00
--	-------------

Penetryn Systems, Inc. Latham, New York	\$60,080.00
--	-------------

Penetryn Systems, Inc. has submitted an alternate proposal of \$48,960 to clean the sewers but their alternate method did not meet the requirements of the specifications and was above the low bid.

The estimated lengths of pipe to be cleaned was for bid purposes only and the bid proposal stated that the Town of Cheektowaga did not guarantee that all sizes and estimated lengths would be cleaned.

It is, therefore, recommended that the bid be awarded to Superior Pipe Cleaning, Inc., 168 Woodlawn Avenue, Woodlawn, New York 14219, being the lowest responsible bidder meeting the requirements of the specifications based on the unit bid price for each diameter of pipe submitted in the bid proposal.

Yours truly,

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. 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, there is a need for sanitary sewer repair work of sewers crossing Union Road in the area of the State Reconstruction Project, AND

WHEREAS, it is urgent that the repair is completed before completion of the road, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk is directed to publish a Notice to Bidders for the furnishing of all tools, equipment, labor and appurtenances required for construction for remedial purposes to implement the Sewer System Correction Program in accordance with plans and specifications prepared by the Town of Cheektowaga, Engineering Department, said notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that the Town Board meet on the 15th day of August, 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.

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 August 15, 1977 at 7:00 P.M., Eastern Daylight Saving Time at the Town Hall, Broadway and Union Road, Cheektowaga, New York for Sanitary Sewer Remedial Work at various locations in the Town of Cheektowaga.

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

Proposals shall be submitted in sealed envelopes, plainly marked on the outside, BID FOR SANITARY SEWER REMEDIAL WORK - 1977 - PART II and submitted to the Town Clerk prior to bid opening.

A surety bond by a company satisfactory to the Town Board and in an amount not less than one hundred percent (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.

RICHARD M. MOLESKI
TOWN CLERK

DATED: August 1, 1977

Item No. 19 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.

Clady M. Sechta, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clady M. Sechta* 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 *August 4, 1977*;
last publication *August 4, 1977*;
and that no more than six days intervened be-
tween publications.

Clady M. Sechta
Sworn to before me this *5th*
day of *August* 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. 19 Cont'd.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

AFFIDAVIT-BELOW

Resolved by the Town Board of the Town of Cheektowaga on August 1, 1977, at 7:00 P.M. Eastern Daylight Savings Time at the Town Hall, Broadway and Union Road, Cheektowaga, New York, for Sanitary Sewer Remedial Work at various locations in the Town of Cheektowaga.

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

Proposals shall be submitted in sealed envelopes, plainly marked on the outside, BID FOR SANITARY SEWER REMEDIAL WORK - 1977 - PART II and submitted to the Town Clerk prior to bid opening.

A surety bond by a company satisfactory to the Town Board and in an amount not less than one hundred per cent (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 waive any informalities and award to other than the successful bidder, should it be in the best interests of the Town, or reject any and all bids.

Attest of the Town Board of the Town of Cheektowaga, Erie County.

RICHARD M. BOGLEWICK

Town Clerk

DATED: August 1, 1977

Item No. 20 Motion by Councilman Johnson, seconded by Supervisor Meyers

BE IT RESOLVED, that Change Orders G-1, G-2, G-3 and G-4 for the St. Felix Drainage Project (EDA #L-NY-1679-0) to Caradori Construction Co., for construction work in the amounts of \$3,176.25, \$8,833.00, \$7,260.00 and \$40,229.85, respectively in addition to the contract sum be approved and the Supervisor is hereby authorized to sign the same in 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. 21 Motion by Councilman Johnson, seconded by Supervisor Meyers

BE IT RESOLVED, that Change Order No. 1 for the Kaufman Drainage Project for Destro Brothers Concrete Co., Inc., for construction work in the amount of \$2,250.48 in addition to the contract sum be approved and the Supervisor is hereby authorized to sign same 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. 22 Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, bids were duly received by this Town Board at a meeting held on July 18, 1977, for the purchase of three (3) Transceivers and accessories 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 three (3) Transceivers and accessories be awarded to the General Electric Company, 2658 Walden Avenue, P. O. Box 1087, Buffalo, New York 14240, in the sum of \$1,833.00; said bidder 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. 23 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, there is need in the Sewer Maintenance Department for additional laborers to maintain a full force, AND

WHEREAS, the job opportunity has been posted on bulletin boards in accordance with Local 1026, AFL-CIO Agreement, NOW, THEREFORE, BE IT

RESOLVED that the following are hereby hired as laborers at the current wage rate for said position, effective August 22, 1977.

Edward H. Gasiecki

Sloan, New York 14212

John Knoph

Cheektowaga, New York 14225

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 Supervisor Meyers, seconded by Councilman Swiatek

RESOLVED that the following individuals be hired as summer help in the Town of Cheektowaga in the various Departments at the salaries listed below:

Laborer - Various Town Departments at \$2.50/hr.

Michael Dolan

Thomas Owczarczak

Mark Haberly

Paul Kaczmarek

Laborer - Utility Department at \$2.50/hr.

Robert Bommer

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, James Piniewski has been absent from work due to illness and during said absence he has used up his accumulated sick leave time, and

WHEREAS, said employee has requested an extension of his sick leave benefits pursuant to the limitations specified in the Collective Bargaining Agreement between the Town of Cheektowaga and the employees' representative, NOW THEREFORE, BE IT

RESOLVED that said James Piniewski be and hereby is granted extended sick leave with pay not to exceed fifteen (15) working days and subject to the provisions of the Collective Bargaining Agreement between the Town of Cheektowaga and the employees' representative, commencing Tuesday, August 2, 1977 through August 22, 1977, inclusive.

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 Supervisor Meyers

WHEREAS, various business matters, especially associated with the Town Wastewater Projects and Drainage Projects are presently pending between the Town of Cheektowaga and a number of state agencies and departments in Albany, New York and the U.S. Environmental Protection Agency in New York City, AND

Item No. 26 Cont'd.

WHEREAS, conferences, meetings and consultations are expected to be held between representatives of State and Federal Agencies and Town of Cheektowaga Officials to transact business on behalf of the Town during the coming months, NOW, THEREFORE, BE IT

RESOLVED that the Town Engineer and the Town Attorney be and hereby are authorized to attend such meetings as are necessary to transact business on behalf of the Town for a period ending July 1, 1978, AND, BE IT FURTHER

RESOLVED that all reasonable and necessary expenses to attend such meetings 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. 27 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, the New York State Association of Traffic Safety Boards will hold their annual meeting in Albany, New York, on August 28 through August 31, 1977, AND

WHEREAS, Theodore Kurk, Chairman and James Makowski, Secretary of the Cheektowaga Traffic Safety Commission have requested permission to attend said annual meeting, NOW THEREFORE BE IT

RESOLVED that the above named individuals are hereby authorized to attend said meeting in Albany, New York, August 28 through August 31, 1977, and BE IT FURTHER

RESOLVED that they be reimbursed for all necessary and reasonable travel expenses and registration fees in connection with said meeting at a sum not to exceed \$250.00 per person.

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 Johnson

WHEREAS, Henry Szymanski has previously been retained by a resolution of the Town Board for the purpose of obtaining various easements on sewer and drainage projects at a specific amount per easement, and

WHEREAS, said Henry Szymanski has incurred additional costs and expenses which have not been included and authorized in said prior resolution; said costs and expenses being connected with the obtaining of said easements and being reasonable in amount, NOW THEREFORE BE IT

RESOLVED that the bill for said costs and expenses submitted by Henry Szymanski in the sum of \$218.50 be hereby ratified and confirmed, and BE IT FURTHER

RESOLVED that the Supervisor is hereby authorized to pay for same 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. 29 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, funds are presently available under the Comprehensive 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 by the department head:

Laborer in the Depew School System at a salary of \$4.6141/per hour

Brockner, Erwin

, Chktg., NY 14225

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

WHEREAS, the following have been Town Employees under the Comprehensive Employment and Training Act of 1973, Title VI, NOW THEREFORE BE IT

RESOLVED that the Title of the following be changed from Title VI to Title II, effective August 1, 1977:

Ciesel, Henry

Sloan School

Laborer - \$5.3841/hr.

Witaszek, Edward

Sewer Maintenance

Laborer - \$4.6141/hr.

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 the following vouchers and warrants submitted to the TOWN OF CHEEKTOWAGA prior to August 1st, 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	1970-2096	\$ 326,743.19
SPECIAL DISTRICT FUND	3212-3280	461,886.44
PART TOWN FUND	669-676	4,714.24
HIGHWAY FUND	2691-2735	195,322.52
FEDERAL REVENUE SHARING FUND	47	250,000.00
H.U.D.-C.D.B.G. FUND	11-12	65,734.95
CAPITAL FUND	45-54	26,052.87
TRUST AND AGENCY FUND	439-446	336,616.87

Item No. 31 Cont'd.

<u>FUND</u>	<u>CHECK NO.</u>	<u>AMOUNT</u>
ST. FELIX EDA FUND	3-4	\$ 103,844.61
SPECIAL ASSESSMENT FUND	8	<u>7,076.00</u>
TOTAL WARRANT		<u>\$1,777,991.69</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 Dux
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. 32 Leave of Absence for Employee in the Utility Department.

Motion by Supervisor Meyers, seconded by Councilman Kaczmarek

WHEREAS, the Town of Cheektowaga Union Agreement provides for a
granting of a Leave of Absence, NOW THEREFORE BE IT

RESOLVED that Edward Grubka, Laborer in the Utility Department, is
hereby granted a two (2) month Leave of Absence with no pay, effective August 1,
1977.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 33 Allocation of additional funds for E.D.A. Project No. L-NY-1686-1:
"Alterations and Additions to Cheektowaga Town Hall".

Motion by Supervisor Meyers, seconded by Councilman Dux

WHEREAS, the Town of Cheektowaga has approved the allocation of a
planning target of \$301,000.00 from the United States Department of Commerce,
Economic Development Administration to be used for E.D.A. Project No. L-NY-1686-1,
"Alterations and additions to the Cheektowaga Town Hall", in a resolution dated
June 20, 1977, AND

WHEREAS, E.D.A. has informed the Town of Cheektowaga that the planning
target has been increased \$43,000.00 due to a re-evaluation of all projects in a
communication dated July 19, 1977, NOW THEREFORE BE IT

RESOLVED that this Town Board allocate this additional \$43,000.00
to the project of "Alterations and additions to the Cheektowaga Town Hall", for
a grant of \$344,000.00.

Item No. 33 Cont'd.

Upon Roll Call....

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

Item No. 34 Authorize Supervisor to sign rights-of-entry relative to Scajaquada Creek Flood Control Project.

Motion by Councilman Johnson, seconded by Supervisor Meyers

WHEREAS, the U.S. Corps of Engineers, Buffalo District, is preparing the construction contract plans and specifications for the first phase of the Scajaquada Creek Flood Control Project, AND

WHEREAS, once said plans and specifications are completed and the District receives approval from its higher authority, the Corps of Engineers will be ready to advertise the construction contract, AND

WHEREAS, before the contract can be advertised, the Corps of Engineers must have available rights-of-entry to the lands necessary for construction of the project, AND

WHEREAS, it is necessary that the affected landowners execute and deliver completed rights-of-entry documents to the Corps of Engineers by August 15, 1977, AND

WHEREAS, the Town is the owner of certain lands upon which rights-of-entry will be necessary, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized to sign any and all rights-of-entry on behalf of the Town affecting Town owned property related to the Scajaquada Creek Flood Control Project.

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 Councilman Wasielewski 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 15th day of August, 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; Chester Bryan, Town Engineer; Ron Marten, Building and Plumbing Inspector; Julia Reinstein, Town Historian; Alfred Wnek, Superintendent of Highways; Ray Matot, Superintendent of Buildings and Grounds; Sal LaGreca, Assistant Manpower Program Director I; Dr. Louis Vendetti, Town Health Officer; Andrew Schwenk, Sole Assessor; Ron Zoeller, Working Foreman in the Sanitation Department.

I. BIDS

Item No. 2 Sanitary Sewer Remedial Work
Referred to Chester Bryan, Town Engineer.

Item No. 3 Sandra-Rogers Drainage District
Referred to Chester Bryan, Town Engineer.

Item No. 4 Autumnwood Drive Drainage District, Part I
Referred to Chester Bryan, Town Engineer.

II. GENERAL COMMUNICATIONS

Item No. 5 E.C. Dept. of Environmental Quality - letter regarding citizen petition regarding Land Reclamation.
Received and Filed.

Item No. 6 NOTICE OF CLAIM - Helen Jurgielewicz vs Town of Cheektowaga
Received and Filed.

Item No. 7 SUMMONS & COMPLAINT - Richard & Christine Marciczkievicz vs Town of Cheektowaga, E.C. Dept. of Environmental Quality and Health Department.
Received and Filed

Item No. 8 3230 Union Road Inc. - letter regarding purchase of property by the Town at 3230 Union Road.
Received and Filed.

Item No. 9 Letter from S. Rossler Taxpayers regarding traffic problem at Valu Plaza.
Received and Filed.

III. DEPARTMENTAL COMMUNICATIONS

- Item No. 10 Building Permits
Received and Filed.
- Item No. 11 Ronald Norman, Receiver of Taxes and Assessments - report of monies
Received and Filed.
- Item No. 12 Health report for July, 1977
Received and Filed.

IV. RESOLUTIONS

- Item No. 13 Motion by Supervisor Meyers, seconded by Councilman Wasielewski

WHEREAS, September 5, 1977, the date of a regularly scheduled Town Board Meeting is a Legal Holiday, NOW, THEREFORE, BE IT

RESOLVED that the next regularly scheduled Town Board meeting will be held on Wednesday, September 7, 1977.

Upon Roll Call....

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

- Item No. 14 Motion by Councilman Johnson, seconded by Councilman Burst

BE IT RESOLVED that a Public Hearing on proposed amendments to the Traffic Ordinance of the Town of Cheektowaga, which was adopted on July 17, 1967 be held on the 7th day of September, 1977 at 7:00 p.m., Eastern Daylight Saving 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 amendments and the Town Clerk is hereby directed to publish the following Notice of Hearing in the CHEEKTOWAGA TIMES on August 18, 1977; the said amendments being set forth in the Notice of Hearing.

* * * * *

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

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York will hold a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 7th day of September, 1977 at 7:00 p.m., Eastern Daylight Saving Time, to consider the advisability of adopting amendments to the Traffic Ordinance of the said Town of Cheektowaga which was adopted on July 17, 1967, said proposed amendments being as follows:

ARTICLE X

Parking, Standing and Stopping

Section 102 is amended by adding thereto the following:

The Parking of vehicles is hereby prohibited in any of the following locations:

A. No Parking this side or one-side parking

LEROY ROAD	West side:	from AURORA DRIVE to CLEVELAND DRIVE
WOODCLIFF TERRACE	North side:	from MARSDALE ROAD to HARLEM ROAD
TUDOR ROAD	North side:	from EGGERT ROAD to CEDAR ROAD
	West side:	

Item No. 14 cont'd

CEDAR ROAD	South side:	from TUDOR ROAD to EGGERT ROAD
CAMPBELL ROAD	South side:	from CEDAR ROAD to TUDOR ROAD
BETTY LANE	West side:	from KENVILLE ROAD to SOUTHGATE ROAD
SOUTH CENTURY ROAD	West side:	from SOUTHGATE ROAD to KENSINGTON
HIGHVIEW ROAD	West side:	from SOUTHGATE ROAD to CLEVELAND DRIVE
SOUTHGATE ROAD	South side:	from HIGHVIEW ROAD to CITY OF BUFFALO
ALLENDALE ROAD	East side:	from SOUTHGATE ROAD to CENTURY ROAD
	Southeast side:	
KENDALE ROAD	Northwest side:	from ALLENDALE ROAD to ALLENDALE COURT
ALLENDALE COURT	West side:	from ALLENDALE ROAD to terminus
ROSWELL ROAD	West side:	from CLEVELAND DRIVE to SOUTHGATE ROAD
MEAFORD ROAD	North side:	from SOUTH CENTURY ROAD to HIGHVIEW
FURLONG ROAD	West side:	from MEAFORD ROAD to SOUTHGATE ROAD
KENVIEW BLVD.	West side:	from CLEVELAND DRIVE to KENSINGTON
CHARNWOOD DRIVE	West side:	from KENSINGTON AVE. to CLEVELAND DR.
CORALWOOD COURT	West side:	from CHARNWOOD DRIVE to terminus
CHARNWOOD COURT	North side:	from CHARNWOOD DRIVE to terminus
CAMPWOOD COURT	North side:	from CHARNWOOD DRIVE to terminus
MT. VERNON ROAD	East side:	from CLEVELAND DRIVE to KENSINGTON AVE.
NAGEL DRIVE	West side:	from south curb of GEORGE URBAN BLVD. to north curb of WALDEN AVENUE
JOSEPH DRIVE	North side:	from the east curb of WELLINGTON ROAD to west curb of BERNICE DRIVE
BERNICE DRIVE	East side:	from the north curb of NO. CREEK DRIVE to south curb of GEORGE URBAN BLVD.
WELLWORTH PLACE	South side:	from the west curb of UNION ROAD to east curb of MEADOW PLACE
KOKOMO PLACE	East side:	from the north curb of CHEROKEE DRIVE to the south curb of CLOVER PLACE
ANDRES PLACE	East side:	from south curb line of GENESEE STREET to north curb line of GEORGE URBAN BLVD.
MILDRED DRIVE	West side:	from south curb line of GENESEE STREET to north curb line of GEORGE URBAN BLVD.
TOELSIN ROAD	East side:	from south curb line of GENESEE STREET to north curb line of GEORGE URBAN BLVD.
WHEATON DRIVE	West side:	from south curb line of GENESEE STREET to north curb line of GEORGE URBAN BLVD.
CRESTWOOD PLACE	East side:	from north curb line of GENESEE STREET to the terminus
DELLWOOD PLACE	West side:	from north curb line of GENESEE STREET to the terminus
BERYL DRIVE	South side:	from the east curb line of LUCID DRIVE to the north curb line of GENESEE STREET
FLORIES COURT	West side: South side:	from the south curb line of BERYL DRIVE to the terminus
LUCID DRIVE	East side:	from the south curb line of BERYL DRIVE to the north curb line of THRUWAY COURT
THRUWAY COURT	East side: South side:	from north curb line of BERYL DRIVE to west curb line of LUCID DRIVE
CRESCENT COURT	North side: West side:	from east curb line of WHEATON DRIVE to south curb line of CAMEL ROAD

Item No. 14 cont'd

CAMEL ROAD	South side:	from east curb line of CRESCENT COURT to west curb line of MELCOURT DRIVE E.
MELCOURT DRIVE E.	East side:	from north curb line of SHARON COURT to the terminus
SHARON COURT	North side:	from east curb line of MELCOURT DRIVE E. to west curb line of MELCOURT DRIVE W.
MELCOURT DRIVE W.	East side:	from south curb line of SHARON COURT to north curb line of CAMEL ROAD
CRESCENT COURT	East side:	from north curb line of CAMEL ROAD to south curb line of DAWN ROAD
DAWN ROAD	South side:	from west curb line of MELCOURT DRIVE W. to east curb line of WHEATON DRIVE

No Diagonal Parking

MAFALDA DRIVE	North side:	from HARLEM ROAD to the east curb line of the exit of the Manor Oaks Nursing Home
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ARTICLE VIII

Stop and Yield Intersections

Section 80 is amended by adding thereto the following:

<u>STREET</u>	<u>DIRECTION</u>	<u>ENTRANCE STREET</u>	<u>TRAFFIC STOPS</u>	<u>SIGN LOCATION</u>
HEATHER ROAD	North-south	HUTH ROAD	Eastbound	S.W. Corner
HEATHER ROAD	North-south	HUTH ROAD	Westbound	N.E. Corner
SHERRY DRIVE	East-west	BORDEAUX DRIVE	Northbound	S.E. Corner
CRESCENT COURT	North-south	CRESCENT COURT	Eastbound	S.W. Corner
CRESCENT COURT	North-south	CRESCENT COURT	Southbound	N.W. Corner

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

RICHARD M. MOLESKI
Town Clerk

DATED: August 15, 1977

* * * * *

Upon Roll Call....

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

AFFIDAVITS-NEXT PAGE

8/15/77

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

Charles M. Sediter, 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.....*August 18, 1977*.....;
last publication.....*August 18, 1977*.....;
and that no more than six days intervened be-
tween publications.

Charles M. Sediter
Sworn to before me this*19th*.....
day of*August*....., 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

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York will hold a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 7th day of September, 1977 at 7:00 p.m. Eastern Daylight Saving Time, to consider the advisability of adopting amendments to the Traffic Ordinance of the said Town of Cheektowaga which was adopted on July 17, 1967, said proposed amendments being as follows:

ARTICLE X

Parking, Standing and Stopping
Section 102 is amended by adding thereto the following:

The parking of vehicles is hereby prohibited in any of the following locations:

A. No parking this side or one-side parking

LEROY ROAD - West side: from AURORA DRIVE to CLEVELAND DRIVE

WOODCLIFF TERRACE - North side: from MARSDALE ROAD to HARLEM ROAD

TUDOR ROAD - North side: West side: from EGGERT ROAD to CEDAR ROAD

CEDAR ROAD - South side: from TUDOR ROAD to EGGERT ROAD

CAMPBELL ROAD - South side: from CEDAR ROAD to TUDOR ROAD

BETTY LANE - West side: from KENNVILLE ROAD to SOUTHGATE ROAD

SOUTH CENTURY ROAD - West side: from SOUTHGATE ROAD to KENSINGTON

HIGHVIEW ROAD - West side: from SOUTHGATE ROAD to CLEVELAND DRIVE

SOUTHGATE ROAD - South side: from HIGHVIEW ROAD to CITY OF BUFFALO

ALLENDALE ROAD - East side: Southeast side: from SOUTHGATE ROAD to CENTURY ROAD

KENDALE ROAD - Northwest side: from ALLENDALE ROAD to ALLENDALE COURT

ALLENDALE COURT - West side: from ALLENDALE ROAD to terminus

ROSWELL ROAD - West side: from CLEVELAND DRIVE to SOUTHGATE ROAD

MEAFORD ROAD - North side: from SOUTH CENTURY ROAD to HIGHVIEW

FURLONG ROAD - West side: from MEAFORD ROAD to SOUTHGATE ROAD

KENVIEW BLVD. - West side: from CLEVELAND DRIVE to KENSINGTON

CHARWOOD DRIVE - West side: from KENSINGTON AVE. to CLEVELAND DR.

CORALWOOD COURT - West side: from CHARWOOD DRIVE to terminus

CHARWOOD COURT - North side: from CHARWOOD DRIVE to terminus

CAMPWOOD COURT - North side: from CHARWOOD DRIVE to terminus

MT. VERNON ROAD - East side: from CLEVELAND DRIVE to KENSINGTON AVE.

NAGEL DRIVE - West side: from south curb of GEORGE URBAN BLVD. to north curb of WALDEN AVENUE

JOSEPH DRIVE - North side: from the east curb of WELLINGTON ROAD to west curb of BERNICE DRIVE

BERNICE DRIVE - East side: from the north curb of NO. CREEK DRIVE to south curb of GEORGE URBAN BLVD.

WELLWORTH PLACE - South side: from the west curb of UNION ROAD to east curb of MEADOW PLACE

KOKOMO PLACE - East side: from the north curb of CHEROKEE DRIVE to the south curb of CLOVER PLACE

ANDRES PLACE - East side: from south curb line of GENESEE STREET to north curb line of GEORGE URBAN BOULEVARD

MILDRED DRIVE - West side: from south curb line of GENESEE STREET to north curb line of GEORGE URBAN BOULEVARD

TOELSIN ROAD - East side: from south curb line of GENESEE STREET to north curb line of GEORGE URBAN BOULEVARD

WHEATON DRIVE - West side: from south curb line of GENESEE STREET to north curb line of GEORGE URBAN BOULEVARD

CRESTWOOD PLACE - East side: from north curb line of GENESEE STREET to the terminus

DELLWOOD PLACE - West side: from north curb line of GENESEE STREET to the terminus

BERYL DRIVE - South side: from the east curb line of LUCID DR. to north curb line of GENESEE STREET

FLANNES COURT - West side: South

south curb line of BERYL DRIVE to north curb line of THRUWAY COURT

THRUWAY COURT - East side: South side: from north curb line of BERYL DRIVE to west curb line of LUCID DRIVE

CRESCENT COURT - North side: West side: from east curb line of WHEATON DRIVE to south curb line of CAMEL ROAD

CAMEL ROAD - South side: from east curb line of CRESCENT COURT to west curb line of MELCOURT DRIVE E.

MELCOURT DRIVE E. - East side: from north curb line of SHARON COURT to the terminus

SHARON COURT - North side: from east curb line of MELCOURT DRIVE E. to west curb line of MELCOURT DRIVE W.

MELCOURT DRIVE W. - East side: from south curb line of SHARON COURT to north curb line of CAMEL ROAD

CRESCENT COURT - East side: from north curb line of CAMEL ROAD to south curb line of DAWN ROAD

DAWN ROAD - South side: from west curb line of MELCOURT DRIVE W. to east curb line of WHEATON DRIVE

No Diagonal Parking

MAFALDA DRIVE - North side: from HARLEM ROAD to the east curb line of the exit of the Manor Oaks Nursing Home.

ARTICLE VIII

Stop and Yield Intersections

Section 80 is amended by adding thereto the following:

Street - HEATHER ROAD; Direction, North-south; Entrance Street, HUTH ROAD; Traffic Stops, Eastbound; Sign Location - S.W. Corner.

Street - HEATHER ROAD; Direction, North-South; Entrance Street, HUTH ROAD; Traffic Stops, Westbound; Sign Location - N.E. Corner.

Street - SHERRY DRIVE; Direction, East-west; Entrance Street, BORDEAUX DRIVE; Traffic Stops, Northbound; Sign Location - S.E. Corner.

Street - CRESCENT COURT; Direction, North-south; Entrance Street CRESCENT COURT; Traffic Stops, Eastbound; Sign Location - S.W. Corner.

Street CRESCENT COURT; Direction, North-south; Entrance Street, CRESCENT COURT; Traffic Stops, Southbound; Sign Location - N.W. Corner.

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

Dated: August 15, 1977

RICHARD M. MOLESKI

Town Clerk

Item No. 15 Motion by Councilman Wasielewski, seconded by Councilman Swiatek

WHEREAS, a resolution was adopted by this Town Board at a regular meeting thereof on July 18, 1977 regarding the rezoning application of Clared Development Co., Inc. for property located at Losson near Union Road, and

WHEREAS, said resolution contained the incorrect address of the property to be rezoned, NOW, THEREFORE, BE IT

RESOLVED that said resolution adopted by this Town Board on July 18, 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. 16 Motion by Councilman Wasielewski, seconded by Councilman Kaczmarek

WHEREAS, Clared Land Development Co., Inc. has applied for a rezoning from M-1 Light Manufacturing District to R-Residential (121.32 Acres) and C-Retail Business District (3.05 Acres), on property located at Losson Road near Union Road, Cheektowaga, New York, and being more particularly described as follows:

ALL THAT PARCEL OF LAND SITUATE in the Town of Cheektowaga, County of Erie, State of New York, being part of Lots 59 & 60, Township 10, Range 7, being bound and described as follows:

BEGINNING AT THE POINT OF intersection of the south line of existing Losson Road (66' wide) and the north line of the proposed relocated Losson Road (80' wide); thence east along the north line of proposed relocated Losson Road (80' wide) 710' more or less to a point; thence north at right angles to the proposed relocated Losson Road (80' wide) 160' more or less to a point; thence northwest along a line perpendicular to existing Losson Road (66' wide) 215' more or less to a point on the south line of existing Losson Road (66' wide); thence southwest along the south line of Losson Road (66' wide) 700' more or less to the POINT OF BEGINNING.

Containing 3.05 acres more or less

PARCEL A

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lots Nos. 57, 58, 59, 60 and 90, Township 10, Range 7 of the Buffalo Creek Reservation, described as follows:

BEGINNING at the point of intersection of the west line of Lot No. 60, Township 10, Range 7 and the south line of Losson Road, thence southerly along the west line of said Lot No. 60, Township 10, Range 7, 1497.21 feet to the intersection of said west line of said Lot No. 60, Township 10, Range 7 and the centerline of Slate Bottom Creek; thence southeasterly along the centerline of Slate Bottom Creek 799.30 feet to a point; thence southeasterly at an exterior angle to 163 degrees 03'30", 44.365 feet to a point on the centerline of the Penn-Central, formerly New York Central Railroad Track No. 250; thence northeasterly along the centerline of said Track No. 250 to its intersection with the south line of Losson Road; thence northwesterly and southwesterly along the south line of Losson Road, to the point of beginning.

PARCEL B

ALSO ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie, and State of

Item No. 16 cont'd

New York, being part of Lot 57, Township 10, Range 7 of the Buffalo Creek Reservation and is described as a triangular strip of land bounded north by the monumented center line of Track 250 of the New York Central Railroad Company and southerly by the center line of said Tract 250 as now laid out, easterly by the southwesterly line of Losson Road.

SUBJECT to the following Easements, covenants and rights of way of record:

Easements and covenants contained in Deed from Penn Central Company and Despatch Shops, Inc. to Wolsher, Inc. dated December 26, 1968 and recorded June 30, 1969 in Liber 7602 of Deeds at page 399.

Easement made by the New York Central Railroad Company to New York State Electric & Gas Corporation dated December 21, 1967 and recorded January 5, 1968 in Liber 7433 of Deeds at page 75.

Easement made by the New York Central Railroad to New York State Electric & Gas Corporation, dated December 21, 1967 and recorded January 5, 1968 in Liber 7433 of Deeds at page 267.

Easement for water mains to Erie County Water Authority by instrument recorded in Liber 7616 of Deeds at page 541 on August 11, 1969.

Temporary right of ingress and egress for construction of a 36 inch transmission main as set out in easement recorded in Liber 7616 of Deeds at page 560 on August 11, 1969.

Easement for water mains to Erie County Water Authority by instrument recorded in Liber 7636 of Deeds at page 473 on October 8, 1969.

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 20th day of June, 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 121.32 acres be rezoned from M-1 Light Manufacturing District to R-Residential District and that the above described 3.05 acres be rezoned from M-1 Light Manufacturing District to C-Retail Business 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. Sedate, 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 *August 18, 1977*;
last publication *August 18, 1977*;
and that no more than six days intervened be-
tween publications.

Charles M. Sedate
Sworn to before me this *19th*
day of *August*, 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 held at the
Town Hall, corner of Broadway and
Union Roads, in said Town on the 15th
day of August, 1977 at 7:00 o'clock
p.m. Eastern Daylight Saving 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 Wasielewski
Seconded by Councilman Kaczmarek

WHEREAS, Clared Land Develop-
ment Co., Inc. has applied for a
rezoneing from M-1 Light Manu-
facturing District to R-Residential
(121.32 Acres) and C-Retail Business
District (3.06 Acres), on property
located at Losson Road near Union
Road, Cheektowaga, New York, and
being more particularly described as
follows:

ALL OF THAT PARCEL OF LAND
SITUATE in the town of Cheekto-
waga, County of Erie, State of New
York, being part of Lots 59 & 60
Township 10, Range 7, being bound
and described as follows:

BEGINNING AT THE POINT OF
intersection of the south line of
existing Losson Road (66' wide) and
the north line of the proposed
relocation Losson Road (80' wide);
thence east along the north line of
proposed relocated Losson Road (80'
wide) 716' more or less to a point;
thence north at right angles to the
proposed relocated Losson Road (80'
wide) 180' more or less to a point;
thence northwest along a line perpen-
dicular to existing Losson Road (66'
wide) 215' more or less to a point on
the south line of existing Losson Road

thence south along the south line of
existing Losson Road (66' wide) 100'
more or less to the POINT OF

ENCLOSURE
Containing 3.06 acres more or less
PARCEL A

ALL THAT TRACT OR PARCEL
OF LAND, situate in the Town of
Cheektowaga, County of Erie and
State of New York, being part of Lots
Nos. 57, 58, 59, 60 and 60, Township 10,
Range 7 of the Buffalo Creek
Reservation, described as follows:

BEGINNING at the point of inter-
section of the west line of Lot No. 60,
Township 10, Range 7 and the south
line of Losson Road; thence southerly
along the west line of said Lot No. 60,
Township 10, Range 7, 1487.21 feet to
the intersection of said west line of
said Lot No. 60, Township 10, Range 7
and the centerline of Slate Bottom
Creek; thence southeasterly along the
centerline of Slate Bottom Creek
789.30 feet to a point; thence south-
easterly at an exterior angle of 163
degrees 03' 30", 44.365 feet to a point
on the centerline of the Penn-Central,
formerly New York Central Railroad
Track No. 250; thence northeasterly
along the centerline of said Track No.
250 to its intersection with the south
line of Losson Road; thence north-
westerly and southwesterly along the
south line of Losson Road to the point
of the beginning.

PARCEL B

ALSO ALL THAT TRACT OR
PARCEL OF LAND, situate in the
Town of Cheektowaga, County of Erie
and State of New York, being part of
Lot 57, Township 10, Range 7 of the
Buffalo Creek Reservation and is
described as a triangular strip of land
bounded north by the monumented
center line of Track 250 of the New
York Central Railroad Company and
southerly by the center line of said
track 250 as now laid out, easterly by
the southwesterly line of Losson Road.

SUBJECT to the following Ease-
ments, covenants and rights of way of
record:

Easements and covenants contain-
ed in Deed from Penn Central
Company and Despatch Shops, Inc. to
Wolsher, Inc. dated December 26, 1966
and recorded June 30, 1969 in Liber
7602 of Deeds at page 399.

Easement made by The New York
Central Railroad Company to New
York State Electric & Gas Corpora-
tion, dated December 21, 1967 and
recorded January 5, 1968 in Liber 7433
of Deeds at page 75.

Easement made by the New York
Central Railroad Company to New
York State Electric & Gas Corpora-
tion, dated December 21, 1967 and
recorded January 5, 1968 in Liber 7433
of Deeds at page 267.

Easement for water mains to Erie
County Water Authority by instru-
ment recorded in Liber 7616 of Deeds
at page 541 on August 11, 1969.

Temporary right of ingress and
egress for construction of a 36 inch
transmission main as set out in

State of New York, was duly held on
August 15, 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.
16, 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 16th day of August,
1977.

RICHARD M. MOLESKI
Town Clerk

Consolidated Railways Company of New York State Electric & Gas Corporation, dated December 21, 1967 and recorded January 3, 1968 in Liber 7433 of Deeds at page 267.

Easement for water mains to Erie County Water Authority by instrument recorded in Liber 7616 of Deeds at page 541 on August 11, 1969.

Temporary right of ingress and egress for construction of a 36 inch transmission main as set out in easement recorded in Liber 7616 of Deeds at page 560 on August 11, 1969.

Easement for water mains to Erie County Water Authority by instrument recorded in Liber 7636 of Deeds at page 473 on October 2, 1969, 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 26th day of June, 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 121.32 Acres be rezoned from M-1 Light Manufacturing District to R-Residential District and that the above described 3.65 Acres be rezoned from M-1 Light Manufacturing District to C-Retail Business 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 designated, DO HEREBY CERTIFY as follows:

Item No. 17 Motion by Councilman Wasielewski, seconded by Councilman Burst

WHEREAS, Samuel W. Tadio, President, Pagas Land Co., Inc. has applied for a rezoning from M-1 Light Manufacturing District to CM-General Commercial District for property located at 4942 Genesee Street, Cheektowaga, New York, and being more particularly described as follows:

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 127 feet, rear width 148.45 feet, west side depth of 354.75, east side depth of lot 340.70 commonly known as 4942 Genesee Street, Cheektowaga, New York, small frame on floor building on lot,

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 20th day of June, 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 property be nad hereby is rezoned from M-1 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

AFFIDAVITS-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
.....*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.....*August 18, 1977*.....;
last publication.....*August 18, 1977*.....;
and that no more than six days intervened be-
tween publications.

Gladys M. Seibert
Sworn to before me this*19th*.....
day of*August*....., 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 held at the
Town Hall, corner of Broadway and
Chalmers Roads, in said Town on the 15th
day of August, 1977 at 7:00 o'clock
p.m. Eastern Daylight Saving 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 Councilman Wasielewski
Seconded by Councilman Burst.

WHEREAS, Samuel W. Tadio,
President, Pagas Land Co., Inc. has
applied for a rezoning from M-1 Light
Manufacturing District to CM -
General Commercial District for
property located at 4942 Genesee
Street, Cheektowaga, New York, and
being more particularly described as
follows:

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 127 feet,
rear width 148.45 feet, 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,
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 20th day of June, 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, THERE-
FORE, BE IT

RESOLVED that the above des-
cribed property be and hereby is
rezoned from M-1 Light Manu-
facturing 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....

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
August 15, 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, 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 conven-
ed, 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 16th day of August,
1977.

RICHARD M. MOLESKI
Town Clerk

Item No. 18 Motion by Councilman Wasielewski, seconded by Supervisor Meyers

WHEREAS, Santoro Sign Co., located at 3180 Genesee Street, Cheektowaga, New York has requested permission to erect six (6) advertising signs at various locations in the Town, pursuant to Article III, Section 3-01 of the Zoning Ordinance of the Town of Cheektowaga, and

WHEREAS, said applications were referred to the Building Inspector of the Town of Cheektowaga, and

WHEREAS, said Building Inspector has made recommendations on said sign applications, now, THEREFORE, BE IT

RESOLVED that Santoro Sign Co., be and hereby is granted permission to erect signs as follows:

North and South abutments of Penn Central Railroad overpass,
West side of Dick Road, between Broadway and Walden Avenue
(2 signs).

West abutment of Lehigh Valley Railroad overpass, South
side of Dingens Street, between Medina Street and Claude
Drive (1 sign).

and BE IT FURTHER

RESOLVED that Santoro Sign Co. be and hereby is denied permission to erect signs as follows:

East abutment of Lehigh Valley Railroad overpass, South
side of Dingens Street, between Medina and Claude Drive
(1 sign).

Penn Central Railroad property 200 feet East of Harlem
Road between railroad tracks and Broadway (2 signs).

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

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

BE IT RESOLVED that the following named highway, as more particularly described in the letter of the Highway Superintendent attached hereto and made a part hereof, be accepted as set forth in the letter:

FAWN COURT

and BE IT FURTHER

RESOLVED that the Town Attorney's Office be and hereby is directed to record the Deed in connection with the above acceptance in the Erie County Clerk's Office.

* See next page for letter.

683-4775



SUPERINTENDENT
3145 UNION P
CHEEKTOWAGA, NEW YORK

August 5, 1977

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

RE: Acceptance of Fawn Court

Gentlemen:

Ted Skowron, the Highway Department Engineer, and I have inspected the following portion of Fawn Court and find that it meets the specifications as set forth by the Town of Cheektowaga and is described as follows:

FAWN COURT: 60' R.O.W. - 746' long
Beginning at a point in the south line of Rowley Road then southerly and easterly a distance of 746' to end in the center of a cul de sac having a radius of 60'. Fronting sublots 1-22 and 27.

A maintenance bond was received in the Highway Department. John Rogowski, the Town Attorney, has the deed and after it is recorded it will be returned to the Highway Department for filing.

Therefore, I recommend acceptance of the above-mentioned road as described as a Town Highway.

I trust this meets with your approval. I remain,

Very truly yours,

TOWN OF CHEEKTOWAGA

Alfred P. Wnek
Alfred P. Wnek
Superintendent of Highways

APW/mss

Copies: Richard Moleski - Town Clerk
Ron Martin - Bldg. Inspector
John Rogowski - Town Attorney
Town Board Members

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

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 Kaczmarek, 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 quantities of Sodium Chloride (Rock Salt), cinders and calcium for the maintenance of roads during the winter season. Also included in the advertisement for bids will be snow fence, posts and tie wires 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 September 7, 1977 for the purpose of properly opening and reading the sealed bids.

* * * * *

LEGAL NOTICE TO BIDDERS

NOTICE IS HEREBY given in compliance with Section 103 of the General Municipal Finance Law, that the Town of Cheektowaga will receive proposals for seasonal requirements before 7:00 P.M. on September 7th, 1977. All sealed bids received will be publicly opened and read. Each sealed bid to be plainly marked, "SEALED BID FOR SEASONAL REQUIREMENTS OF THE TOWN OF CHEEKTOWAGA".

CINDERS: Washed, screened, grated 1/8" - 1/4" only. No clinkers or lumps acceptable. Delivery on 24 hour call.

SODIUM CHLORIDE: (Rock Salt) Price per ton in bulk at 1345 Union Road, Cheektowaga, New York. Delivery by truck FOB and price per ton at Retsof, New York.

CALCIUM: Per 100 lb. bag - delivered to 3145 Union Road, S. Cheektowaga, New York.

SNOW FENCE: Delivered to Cheektowaga Highway Dept. - 48" high in 50 foot rolls.

6 FOOT TEE POSTS: To be used in erecting the 48" high fencing - to be delivered to the Cheektowaga Highway Department, 3145 Union Road, S. Cheektowaga, New York.

TIE WIRES: 11 inch/14 guage to be used in conjunction with snow fence and posts

The Superintendent of Highways reserves the right to reject any or all bids. All bids to be in accordance with the specifications and instructions to bidders, prepared by Alfred F. Wnek, Superintendent of Highways, for the Town of Cheektowaga, all of which are on file in the Highway Department, 3145 Union Road, S. Cheektowaga, New York.

All bids to be publicly opened and read at the time and place as specified - at the Town Hall, Broadway and Union Roads, S. Cheektowaga, New York. Bidders may attend the public opening thereof if they so desire.

SIGNED _____

RICHARD MOLESKI, Town Clerk

DATED: August 2, 1977
PUBLISHED: August 18, 1977

* * * * *

8/15/77

Item No. 20 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.

Clady M. Swiatek of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clady M. Swiatek* 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..... *August 18, 1977*;
last publication..... *August 18, 1977*;
and that no more than six days intervened be-
tween publications.

Clady M. Swiatek
Sworn to before me this *19th*
day of *August* 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. 20 cont'd

Upon Roll Call....

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

AFFIDAVIT-BELOW

...with Section 100 of the General Municipal Finance Law, that the Town of Cheektowaga will receive proposals for seasonal requirements before 7:00 P.M. on September 7th, 1977. All sealed bids received will be publicly opened and read. Each sealed bid to be plainly marked, "SEALED BID FOR SEASONAL REQUIREMENTS OF THE TOWN OF CHEEKTOWAGA".

CINDERS: Washed, screened, graded 1-2" - 1-4" only. No clinkers or lumps acceptable. Delivery on 24 hour call.

SODIUM CHLORIDE: (rock Salt)
Price per ton in bulk at 3145 Union Road, Cheektowaga, New York.
Delivery by truck FOB and price per ton at Retsof, New York.

CALCIUM: Per 100 lb. bag - delivered to 3145 Union Road, S. Cheektowaga, New York.

SNOW FENCE: Delivered to Cheektowaga Highway Dept. - 48" high in 50 foot rolls.

6 FOOT TEE POSTS: To be used in erecting the 48" high fencing - to be delivered to the Cheektowaga Highway Department 3145 Union Road, S. Cheektowaga, New York.

THE WIRES: 11 inch-14 gauge to be used in conjunction with snow fence and posts.

The Superintendent of Highways reserves the right to reject any or all bids. All bids to be in accordance with the specifications and instructions to bidders, prepared by Alfred F. Wnek, Superintendent of Highways, for the Town of Cheektowaga, N.Y.

...at 3145 Union Road, S. Cheektowaga, N.Y.

...to be publicly opened at the Town Hall, Broadway and Union Road, S. Cheektowaga, New York. Bidders may attend the public opening thereof, if they so desire.

RICHARD M. MOLESKI

Town Clerk

DATED: August 2, 1977

PUBLISHED: August 18, 1977

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

BE IT RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders to replace and repair damaged approaches and curbs throughout the Town. 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 September 7, 1977 for the purpose of properly opening and reading the sealed bids.

* * * * *

LEGAL NOTICE TO BIDDERS

Separate and sealed proposals will be received and opened and read at the Town Board meeting to be held September 7, 1977 at 7:00 P.M., at the Town Hall, Broadway and Union Road, Cheektowaga, New York for the repair and replacement of concrete curbs and approaches. Each sealed bid to be plainly marked "SEALED BID FOR REPAIRS AND REPLACEMENTS OF CONCRETE CURBS, AND APPROACHES IN THE TOWN OF CHEEKTOWAGA". Non-collusion forms must be signed and submitted with bids.

Information for bidders and specifications may be obtained from the office of Alfred F. Wnek, Superintendent of Highways, 3145 Union Road, Cheektowaga, New York. The Superintendent of Highways reserves the right to reject any or all bids. Bidders may attend the public opening of the bids if they so desire.

SIGNED _____

RICHARD M. MOLESKI, Town Clerk

DATED: August 10, 1977
PUBLISHED: August 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.

Clady M. Schute 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 *August 18, 1977*;
last publication *August 18, 1977*;
and that no more than six days intervened be-
tween publications.

Clady M. Schute
Sworn to before me this *19th*
day of *August* 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*

be received and opened and read at the Town Board meeting to be held September 7th, 1977 at 7:00 P.M. at the Town Hall, Broadway and Union Road, Cheektowaga, New York for the repair and replacement of concrete curbs and approaches. Each sealed bid to be plainly marked "SEALED BID FOR REPAIRS AND REPLACEMENTS OF CONCRETE CURBS, AND APPROACHES IN THE TOWN OF CHEEKTOWAGA." Non-collusion forms must be signed and submitted with bids.

Information for bidders and specifications may be obtained from the office of Alfred F. Wnek, Superintendent of Highways, 3145 Union Road, Cheektowaga, New York. The Superintendent of Highways reserves the right to reject any or all bids. Bidders may attend the public opening of the bids if they so desire.

RICHARD M. MOLESKI

Town Clerk

Dated: August 10, 1977

Published: August 12, 1977

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

WHEREAS, bids were opened at a Town Board meeting on August 1, 1977 relating to various items of highway equipment, and

WHEREAS, the Highway Department has made a preliminary study of the bid proposals, and

WHEREAS, the Highway Superintendent has informed the Town Board that all the bids submitted for the 1978 Diesel Tractor do not meet specifications, and said Highway Superintendent has requested that the Town Board rebid said item of equipment, THEREFORE, BE IT

RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of a 1978 Diesel Tractor for use in 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 September 7, 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, 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., September 7, 1977 for One (1) 1978 Diesel Tractor.

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 3145 Union Road (near Broadway) S. Cheektowaga, New York. Proposals must be enclosed and sealed in opaque envelopes plainly marked "SEALED BID FOR DIESEL TRACTOR FOR THE TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT".

Non-collusion forms must be signed and submitted with bids.

SIGNED _____

RICHARD M. MOLESKI, Town Clerk

DATED: August 11, 1977

PUBLISHED: August 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.

Glady 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*1*..... weeks:
first publication.....*August 18, 1977*.....;
last publication.....*August 18, 1977*.....;
and that no more than six days intervened be-
tween publications.

Glady M. Schute
Sworn to before me this*19th*.....
day of*August*....., 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*..

received, 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., September 7th, 1977 for One (1) 1978 Diesel Tractor.

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 3145 Union Road (near Broadway) S. Cheektowaga, New York. Proposals must be enclosed and sealed in opaque envelopes plainly marked with the name of the bidder, also, marked "SEALED-BID FOR DIESEL TRACTOR FOR THE TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT."

Non-collusion forms must be signed and submitted with bids.

RICHARD M. MOLESKI

Town Clerk

Dated: August 11, 1977

Published: August 18, 1977

Item No. 23 Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, a 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 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 & 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 June 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, and

WHEREAS, said report was in error and stated a bid price of \$143,925.00 instead of the correct bid price of \$143,926.00, NOW, THEREFORE, BE IT

RESOLVED that the resolution of the 20th day of June, 1977 be rescinded, and BE IT FURTHER

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 \$143,926.00, 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 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.

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, Notice to Bidders was duly published for the receipt of bids for the purchase of riprap material for the Town of Cheektowaga during the year of 1977, and

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

WHEREAS, said Town Engineer has submitted the same, which is hereto attached and made a part hereof, and

WHEREAS, the Town Board approved a resolution dated August 1, 1977 that was in error, NOW, THEREFORE, BE IT

RESOLVED that the resolution of August 1, 1977 be rescinded and BE IT FURTHER

RESOLVED that the contract for the furnishing of riprap material be awarded to Soil Stabilization, Inc., Route 22, P.O. Box 298, Croton Falls, New York 10519 for their bid in the amount of \$2.73 per slab or \$1.07 per square foot, said bid meeting the requirements of the specifications.

* See next page for letter.

8/15/77



Town of Cheektowaga

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

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

August 11, 1977

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Bid for Riprap Material

Gentlemen:

At the regular Town Board Meeting of July 18, 1977, bids were received and publicly opened for the purchase of riprap material for the Town of Cheektowaga during the year of 1977 for erosion control of creek banks.

A Letter of Recommendation of Award and a Resolution were prepared for the August 1, 1977 Regular Town Board Meeting. The resolution was adopted. This letter and resolution were in error as it was assumed that the one company that picked up the only set of specifications and proposal was the one that submitted the proposal.


Merriman Conservation Consultants picked up the only set of specifications, who in turn mailed it to their recommended supplier "Soil Stabilization, Inc." of Croton Falls, New York. It was Soil Stabilization, Inc. who submitted the one bid.

Attached for your consideration is a resolution to rescind the resolution of August 1, 1977 and to award the contract to Soil Stabilization, Inc. of Croton Falls, New York for submitting a unit bid of \$1.07 per square foot or \$2.73 per slab of riprap material, 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 Burst

BE IT RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for furnishing football helmets to the Town of Cheektowaga Recreation Department. Information for bidders and specifications may be obtained from the office of Richard M. Moleski, Town Clerk; 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., Daylight Savings Time on September 7, 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

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on September 7, 1977 at 7:00 P.M., Daylight Savings Time at the Town Hall, corner of Broadway and Union Road, for football helmets.

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

* * * * *

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. Richter, 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 *August 18, 1977*;
last publication *August 18, 1977*;
and that no more than six days intervened be-
tween publications.

Gladys M. Richter
Sworn to before me this *19th*
day of *August* 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 September 7, 1977 at 7:00 P.M. Daylight savings time at the Town Hall, corner of Broadway and Union Road, for football helmets.

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

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

BE IT RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the Outdoor Cultural and Recreation Facility to be located in the Cheektowaga Town Park, Harlem Road, Cheektowaga, New York for:

Item #1 General Construction Work
Item #2 Plumbing Work
Item #3 Electrical Work

and BE IT FURTHER

RESOLVED that information for bidders, Form of Bid, drawings and specifications may be examined and copies thereof may be obtained at the office of Marzak and Powell Architects, P.C., 385 Cleveland Drive, Cheektowaga, New York 14251 and BE IT FURTHER

RESOLVED that the Town Board will meet at 7:00 p.m., Eastern Daylight Savings Time, September 7, 1977 at which time said proposals shall be publicly opened and read.

* * * * *

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

Separate and distinct proposals for construction of the Outdoor Cultural & Recreation Facility to be located in the Town Park, Harlem Road, Cheektowaga, New York for:

General Construction Work
Plumbing Work
Electrical Work

shall be received at the office of the Town Clerk, Cheektowaga Town Hall, Broadway and Union Road, Cheektowaga, New York, 14225, as provided for and set forth in the specifications therefore until:

7:00 P.M. Eastern Daylight Saving Time
September 7, 1977

at which time said proposals shall be publicly opened and read aloud.

The information for bidders, Form of Bid, Drawings and Specifications may be examined and copies thereof may be obtained at the offices of Marzak and Powell Architects, P.C., 385 Cleveland Drive, Buffalo, New York 14215.

Each prospective bidder shall be furnished one (1) complete set of plans, specifications and other contract documents upon the deposit of \$30.00 to insure their return in good condition. Bidders may obtain additional sets, if available, at a cost of \$30.00 per set. All plans, specifications and contract documents, including those purchased must be returned within thirty days after the award of the contract or the rejection of all bids. Upon return in good condition of all sets issued to the Bidders, a total refund of \$30.00 shall be given. Any non-bidder, upon return of such sets shall be refunded \$15.00.

No proposal shall be considered unless it is accompanied by either a certified check or bid bond for each individual contract. If a certified check is submitted it shall be payable to the Town of Cheektowaga for ten percent (10%) of the amount of the bid. If a bid bond is submitted in lieu of a certified check, the amount thereof shall be not less than ten percent (10%) of the amount of the bid.

The successful bidders shall be required to furnish and pay the satisfactory performance and payment bonds.

Proposals must be made on the bid forms furnished by the Architect.

No less than the minimum salaries and wages as set forth in the specifications shall be paid on this work.

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

8/15/77

Item No. 26 cont'd

The Town council reserves the right to waive any informalities in,
or to reject any or all bids.

By order of the Council of Town of Cheektowaga, New York.

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
..... *Clara* 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 *August 18, 1977*;
last publication *August 18, 1977*;
and that no more than six days intervened be-
tween publications.

Gladys M. Schuster
Sworn to before me this *19th*
day of *August*, 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*

plans for construction of a
Cultural & Recreational Facility to be
located in the Town Park, Harless
Road, Cheektowaga, New York for:

General Construction Work

Plumbing Work

Electrical Work

shall be received at the office of the
Town Clerk, Cheektowaga Town Hall,
Broadway & Union Road, Cheekto-
waga, New York, 14225, as provided
for and set forth in the specifications
thereof until:

7:00 p.m. Eastern Daylight Saving
Time September 7, 1977

at which time said proposals shall be
publicly opened and read aloud.

The information for Bidders, Form
of Bid, Drawings and Specifications
may be examined and copies thereof
may be obtained at the offices of
Marzak and Powell Architects, P.C.,
385 Cleveland Drive, Buffalo, New
York 14215.

Each prospective bidder shall be
furnished one (1) complete set of
plans, specifications and other con-
tract documents upon the deposit of
\$50.00 to insure their return in good
condition. Bidders may obtain addi-
tional sets, if available, at a cost of
\$20.00 per set. All plans, specifications
and contract documents, including
those purchased must be returned
within thirty days after the award of
the contract or the rejection of all
bids. Upon return in good condition of
all sets issued to the Bidders, a total
refund of \$50.00 shall be given. Any
non-bidder, upon return of such sets,
shall be refunded \$15.00.

No proposal shall be considered
unless it is accompanied by either a
certified check or bid bond for each
individual contract. If a certified
check is submitted it shall be payable
to the Town of Cheektowaga for ten
per cent (10 per cent) of the amount of
the bid. If a bid bond is submitted in
lieu of a certified check, the amount
thereof shall be not less than ten per
cent (10 per cent) of the amount of the
bid.

The successful bidders shall be
required to furnish and pay the satis-
factory performance and payment
bonds.

Proposals must be made on the bid
forms furnished by the Architect.

No less than the minimum salaries
and wages as set forth in the
specifications shall be paid on this
work.

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

The Town Council reserves the right
to waive any informalities in, or to
reject any or all bids.

By order of the Council of Town of
Cheektowaga, New York.

RICHARD M. MOLESKI
Town Clerk

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

WHEREAS, the Town of Cheektowaga has undertaken a drainage district project known as the Sandra-Rogers Project, and

WHEREAS, in order to commence and eventually complete said project it is necessary that the Town obtain easements on properties located in said project boundaries, and

WHEREAS, the said property owners have requested consideration for said easements, THEREFORE, BE IT

RESOLVED that the Town be and hereby is authorized to pay the following sums in consideration for said easements:

Gary O. Goodheart & Christina Goodheart	\$125.00
Harold F. Sturm & Dorothy F. Sturm	\$125.00
Matthew C. Seidel & Victoria H. Seidel	\$125.00
Theodore S. Makowski & Emily D. Makowski	\$250.00
Elmer H. Fischer & Pauline M. Fischer	\$125.00
Donald F. McEvoy & Margaret E. McEvoy	\$125.00
Michael Zach & Mary Zach	\$125.00

Upon Roll Call....

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

Item No. 28 Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, it is necessary that four (4) fire hydrants be moved in order to install sidewalks in their proper location on French Road, NOW, THEREFORE, BE IT

RESOLVED that the Erie County Water Authority is hereby requested to relocate the following fire hydrants in order to permit the proper installation of sidewalks along the south side of French Road:

1085 French Road
1033 French Road
899 French Road and across from
940 French Road

Upon Roll Call....

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

Item No. 29 Emergency Sewer Repairs at Plant #5
This item was withdrawn.

Item No. 30 Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, emergency sanitary sewer repairs were required at Union Road and Maryvale Drive, which repairs were considered as urgent and then ordered by the Town Engineer, NOW, THEREFORE, BE IT

RESOLVED that vouchers of Albert Elia Building Co., Inc., 2749 Lockport Road, Niagara Falls, New York 14302, in the total amount of \$1,588.72 for one such repair for emergency at Union Road at Maryvale Drive 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. 31 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 constructed single dwelling located at 43 View Court, in the Town of Cheektowaga and according to the Assessor's Office records is owned by Kenneth Anderhaldt, doing business as Homes by Ander, Inc., whose address is listed as , 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 basement 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 herinbefore described.

Upon Roll Call....

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

Item No. 32 Motion by Councilman Swiatek, seconded by Councilman Burst

WHEREAS, the firm of Lib-Mac Construction Co., Inc. General Contractors, has submitted Change Order GC-1 for the Losson Park Community Center, and

WHEREAS, Change Order GC-1 is in the amount of One thousand two hundred and twenty two dollars (\$1,222.00); for sealing of two (2) foundation wall cracks in accordance with the architectural firms letter of July 18, 1977, and

WHEREAS, Lib-Mac Construction Co., Inc. has included a written guarantee for said work for a period of five (5) years from the date of final acceptance of the project by the (Town of Cheektowaga), owner and

WHEREAS, the firm of Donald T. Maharan Associates, P.C. Architects - Engineers; the Town of Cheektowaga's architectural representative for the Losson Park Community Center has approved Change Order GC-1 as per signed documents, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board approve Change Order GC-1 as submitted by Lib-Mac Construction Co., Inc. 301 Meyer Road, West Seneca, New York 14224 in the amount of One thousand, two hudnred and twenty two dollars (\$1,222.00) and BE IT FURTHER

RESOLVED that the Cheektowaga Town Board authorize Supervisor Kenneth J. Meyers to sign all pertinent documents related to Change Order GC-1

See next pages for Change Order GC-1

Item No. 32 cont'd

Upon Roll Call....

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

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

WHEREAS, the firm of Lib-Mac Construction Co., Inc. General Contractors has submitted Change Order GC-2 for the Losson Park Community Center, and

WHEREAS, Change Order GC-2 is in the amount of One hundred and nine dollars (\$109.00) for the vacuuming of all spaces between the first floor joists (above new basement ceiling), the cleaning of the entire area free of dirt and all other debris, and the removal of all nails from floor joists in storage room 03, and

WHEREAS, the firm of Donald T. Maharan Associates, P.C. Architects - Engineers; the Town of Cheektowaga's architectural representative for the Losson Park Community Center has approved Change Order GC-2 as per signed documents, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board approve Change Order GC-2 as submitted by Lib-Mac Construction Co., Inc. 301 Meyer Road, West Seneca, New York 14224 in the amount of one hundred and nine dollars (\$109.00) and BE IT FURTHER

RESOLVED that the Cheektowaga Town Board authorize Supervisor Kenneth J. Meyers to sign all pertinent documents related to Change Order GC-2

* See next pages for Change Order GC-2

Item No. 33 cont'd

Upon Roll Call....

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

Item No. 34 Motion by Councilman Wasielewski, seconded by Councilman Kaczmarek

WHEREAS, it is necessary to employe thirty (30) Dog Enumerators to take the 1978 Dog Census, NOW, THEREFORE, BE IT

RESOLVED that the following be appointed as Dog Enumerators:

1. Cecelia Brzyski	Cheektowaga	14227
2. Florence Hajduk	Cheektowaga	14227
3. Deloris Karpinski	Cheektowaga	14227
4. Eileen Nowak	Cheektowaga	14227
5. Joan Cuddihy	, Cheektowaga	14225
6. Frances Vesona	, Cheektowaga	14225
7. Rose Gawel	Depew	14043
8. Kim Kwiatkowski	, Cheektowaga	14225
9. Lita Murawski	, Cheektowaga	14225
10. Joan Kantorski	, Sloan	14212
11. Louise Tabone	, Depew	14043
12. Phyllis Nicosia	, Depew	14043
13. Lydia Herkey	, Cheektowaga	14227
14. Lee Stachura	, Cheektowaga	14227
15. Lucy Szrama	, Cheektowaga	14225
16. Norma Lizak	, Cheektowaga	14211
17. Joanne Babiarz	, Cheektowaga	14225
18. Maryann Nadrowski	, Cheektowaga	14225
19. Florence Young	, Cheektowaga	14206
20. Pat Healy	, Cheektowaga	14225
21. Alice Nowak	, Cheektowaga	14227
22. Pat Mangold	, Cheektowaga	14225
23. Helen Kozell	, Cheektowaga	14225
24. Betty Bules	, Cheektowaga	14225
25. Chris McEwen	, Cheektowaga	14225
26. Betty Dedline	, Cheektowaga	14225
27. Shirley Kurdziel	, Depew	14043
28. Irene Grzybowski	, Cheektowaga	14211
29. John P. Miller	, Depew	14043
30. Barbara Wiedemer	, Depew	14043

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 term of office of Andrew H. Schwenk, as Assessor IV (Sole Assessor) in the office of the Assessor of the Town of Cheektowaga expires on October 1, 1977, THEREFORE, BE IT

RESOLVED that Andrew H. Schwenk, residing at Cheektowaga, New York be and is hereby reappointed to the position of Assessor IV (Sole Assessor) in the office of the Assessor of the Town of Cheektowaga pursuant to the provisions of Real Property Tax Law, Article 15A of the State of New York, effective October 1, 1977 for a term of six (6) years from said date at a salary as set forth in the present schedule of salaries for the position of Assessor IV.

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 Wasielewski

WHEREAS, it will be necessary to deliver Bond Anticipation Notes in the sum of \$740,000 and to close said bond transaction in New York City on August 26, 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. 37 Motion by Councilman Swiatek, seconded by Councilman Burst

WHEREAS, Mr. Henry Kryzkowski, a C.E.T.A. laborer employed in the Cheektowaga Parks Department is enrolled in the Department of the Army, Armed Forces Reserve, and

WHEREAS, Mr. Henry Kryzkowski has received orders to report for Active Duty Training effective August 15, 1977 through August 28, 1977, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board approve a leave of absence for Mr. Henry Kryzkowski, , Cheektowaga, New York for the period of August 15 thru August 28, 1977.

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 Wasielewski

WHEREAS, Joseph Wodowski has been absent from work due to illness and during said absence he has used up his accumulated sick leave time, and

WHEREAS, said employee has requested an extension of his sick leave benefits pursuant to the limitations specified in the Collective Bargaining Agreement between the Town of Cheektowaga and the employees' representative, NOW, THEREFORE, BE IT

Item No. 38 cont'd

RESOLVED that said Joseph Wodowski be and hereby is granted extended sick leave with pay not to exceed fifteen (15) working days and subject to the provisions of the Collective Bargaining Agreement between the Town of Cheektowaga and the employees' representative commencing Thursday, August 18, 1977 through September 8, 1977 inclusive.

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

WHEREAS, the necessary PO-17 forms have been submitted to the Erie County Department of Personnel for the creation of five (5) Police Officer positions in the Cheektowaga Police Department, and

WHEREAS, the creation of said five (5) Police Officer positions has been approved by the Erie County Department of Personnel, NOW, THEREFORE, BE IT

RESOLVED that five (5) Police Officer positions in the Cheektowaga Police Department are hereby created.

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 Swiatek

WHEREAS, a vacancy presently exists in the Cheektowaga Parks Department for one (1) "Maintenance Man" position, and

WHEREAS, this position has previously been created and posted in accordance with the Erie County Department of Personnel, NOW, THEREFORE, BE IT

RESOLVED that Lawrence Kowal, , Cheektowaga, New York be removed from the C.E.T.A. Program, and hired as "Maintenance Man", in the Cheektowaga Parks Department at the salary of \$5.82 per hour; as specified in Appendix "c", Wage Schedule, of the Agreement between the Town of Cheektowaga and Local 1026 A.F.S.C.M.E., AFL-CIO, effective immediately.

Upon Roll Call....

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

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

WHEREAS, the New York State Association of Magistrates annual Judicial Conference will be held at Ellenville, New York beginning September 18th through September 21, 1977, and

WHEREAS, a request has been made that Thomas Kolbert of the Town Justice Court be authorized to attend said conference, NOW, THEREFORE, BE IT

RESOLVED that Thomas Kolbert be and hereby is authorized to attend the New York State Association of Magistrates Judicial Conference on September 18th through 21st, 1977, and BE IT FURTHER

RESOLVED that the reasonable expenses incurred will be reimbursed by the Town in a sum not to exceed \$350.00.

Item No. 41 cont'd

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.7310.467 (Youth Service Projects) to account No. A.7310.481 (Police and Student P.A.S.T. Topics).

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 August 15th, 1977 be and the same are hereby approved and the supervisor pay said warrants.

<u>FUND</u>	<u>CHECK NO.</u> <u>FROM TO</u>	<u>AMOUNT</u>
GENERAL FUND	2067-2267	\$ 409,090.61
GENERAL FUND-SAVINGS Invest.	-	600,000.00
SPECIAL DISTRICT FUND	3281-3329	176,177.62
HIGHWAY FUND	2736-2777	54,951.64
PART TOWN FUND	677-691	4,555.89
CAPITAL FUND	55-62	79,745.33
TRUST AND AGENCIES	447-449	13,331.05
H.U.D.-C.D.B.G.	13	<u>2,320.00</u>
		<u>\$1,340,172.14</u>

Upon Roll Call....

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

Item No. 44 Motion by Councilman Swiatek, seconded by Councilman Wasielewski to adjourn the meeting until Monday, August 22, 1977 at 7:00 P.M.

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 22nd day of August, 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; Robert Miller, Deputy Town Attorney; Chester Bryan, Town Engineer.

Item No. 2 Call for public hearing for Housing Code
This item was withdrawn until September 7, 1977 at 7:00 P.M.

Item No. 3 Call for public hearing for special permit at 4942 Genesee Street
Motion by Councilman Wasielewski, seconded by Councilman Kaczmarek

WHEREAS, Samuel Tadio, President of Pagas Land Co., Inc. has made application and requested a special permit for land located at 4942 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 September 7, 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

Item No. 4 Engineering - Notice to Bidders for Sewer Cleaning Work

WHEREAS, the Town efforts to reduce sanitary sewer inflow are dependent on the minimizing of street flooding, and

WHEREAS, maximum use of the existing storm sewer system can only be accomplished by a storm sewer cleaning system, and

WHEREAS, the Town Engineering Department is requesting that storm sewer cleaning work be contracted in order to fully utilize the existing Town storm sewer system, and

WHEREAS, this program of storm sewer cleaning will be funded from the Town Highway Department operating budget, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk is directed to publish a Notice to Bidders for the furnishing of all tools, equipment, labor and appurtenances for storm sewer cleaning work from September 7, 1977 to April 1, 1978, in accordance with specifications prepared by the Town of Cheektowaga Engineering Department, said notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

Item No. 4 cont'd

RESOLVED that the Town Board will meet at 7:00 p.m., Local Time, on the 7th day of September, 1977 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, and BE IT FURTHER

RESOLVED that in view of the urgency to commence said sanitary sewer inflow prevention, that the Town Board award the contract for storm sewer cleaning at said Town Board meeting on the 7th day of September, 1977.

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 September 7, 1977 at 7:00 P.M., Eastern Daylight Savings Time, at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, for Storm Sewer Cleaning Work at various locations in the Town of Cheektowaga.

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

Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Bid for Sewer Cleaning Work" and submitted to the Town Clerk prior to bid opening.

No bidder may withdraw his bid within sixty (60) days after the actual date of the opening thereof.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best 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: August 22, 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.

Harry M. Seichter 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 *August 25, 1977*;
last publication *August 25, 1977*;
and that no more than six days intervened be-
tween publications.

Harry M. Seichter
Sworn to before me this *29th*
day of *August*, 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 September 7, 1977 at 7:00 P.M., Eastern Daylight Savings Time, at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, for Storm Sewer Cleaning Work at various locations in the Town of Cheektowaga.

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

Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Bid for Sewer Cleaning Work" and submitted to the Town Clerk prior to bid opening.

No bidder may withdraw his bid within sixty (60) days after the actual date of the opening thereof.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best 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: August 22, 1977

Item No. 5 Engineering - Notice to Bidders for sewer remedial work, Part IIA

Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, there is a need for sanitary sewer repair work of sewers crossing Union Road in the area of the State Reconstruction Project, and

WHEREAS, it is urgent that the repair is completed before completion of the road, NOW, THEREFORE, BE IT

RESOLVED that the Town Board reject the one (1) bid opened and read at the Regular Town Board Meeting held on August 15, 1977, as the single bid could not be compared and the total bid price was considered excessive, and BE IT FURTHER

RESOLVED that the Town Clerk is directed to publish a Notice to Bidders for the furnishing of all tools, equipment, labor and appurtenances required for construction for remedial purposes to implement the Sewer System Correction Program in accordance with plans and specifications prepared by the Town of Cheektowaga, Engineering Department, said notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that the Town Board meet on the 7th day of September, 1977 at 7:00 P.M., Eastern Daylight Savings 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, and BE IT FURTHER

RESOLVED that the Town Board award the contract or contracts to the bidder submitting the lowest bid in each category of the Bid Proposal meeting the requirements of the specifications on the same date as Bid Opening to expedite completion of the repairs.

* * * * *

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 September 7, 1977 at 7:00 P.M., Eastern Daylight Savings Time at the Town Hall, Broadway and Union Road, Cheektowaga, New York, for Sanitary Sewer Remedial Work at various locations in the Town of Cheektowaga.

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

Proposals shall be submitted in sealed envelopes, plainly marked on the outside, BID FOR SANITARY SEWER REMEDIAL WORK - 1977 - PART IIA and submitted to the Town Clerk prior to bid opening.

A surety bond by a company satisfactory to the Town Board and in an amount not less than one hundred percent (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: August 22, 1977

* * * * *

8/22/77

Item No. 5 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.

Gladys M. Dux, 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 weeks:
first publication *August 25, 1977*;
last publication *August 25, 1977*;
and that no more than six days intervened be-
tween publications.

Gladys M. Dux
Sworn to before me this *29th*

day of *August*, 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. 5 cont'd

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

AFFIDAVIT - BELOW

RESOLUTION NO. 11-1-77
The Town of Cheektowaga on September 7, 1977, at 7:00 P.M., Eastern Daylight Savings Time at the Town Board Meeting, held at the Town Board Room, 10000 Chester Avenue, Cheektowaga, Ohio, did hereby resolve that the following be adopted:

The Town of Cheektowaga, Ohio, is hereby opening bids for the construction of sanitary sewer remedial work, Part IIA, to be located in the area of the Town of Cheektowaga, Ohio, as shown on the plans and specifications for the same, which may be obtained from the Town Clerk at his office in said Town.

Proposals shall be submitted in sealed envelopes, plainly marked on the outside, BID FOR SANITARY SEWER REMEDIAL WORK - 1977 - PART IIA and submitted to the Town Clerk prior to bid opening.

A surety bond by a company satisfactory to the Town Board and in an amount not less than one hundred percent (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, 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.
RICHARD M. MOLESKI
Town Clerk
DATED: August 22, 1977

Item No. 6

Engineering - Award of bid for Sandra-Rogers Drainage Project

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 - Rogers - Sandra Drive, which bids were duly received and opened at the regular Town Board meeting of August 15, 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 August 19, 1977, and

WHEREAS, said report recommended that the bid be awarded to C.M.H. Company, Inc., 11 Tristan Lane, Williamsville, New York 14221 for the bid price of \$101,926.50, 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 C.M.H. Company, Inc. for their submission of the bids of \$101,926.50, 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 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

August 19, 1977

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Drainage Improvements
Rogers - Sandra Drive

Gentlemen:

At the regular Town Board Meeting of August 15, 1977, bids were received for the construction of storm sewers for Rogers - Sandra Drives. Ten (10) bids were received ranging in total price from \$101,926.50 to \$167,300.00. The three (3) lowest bids are as follows:

C.M.H. Company, Inc.	\$101,926.50
L. Puma Bros. Construction Co., Inc.	\$104,118.85
John R. Schuler, Inc.	\$129,185.00

Federal Revenue Sharing Funds have been appropriated for this project, therefore, it is recommended that the bid be awarded to C.M.H. Company, Inc., 11 Tristan Lane, Williamsville, New York 14221 for submitting the lowest bid in the amount of \$101,926.50.

Yours truly,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.
Town Engineer

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

CLB:SIM:dmr

Item No. 6 cont'd

Upon Roll Call....

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

Item No. 7 Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the Autumnwood Drainage Project - Part I, which bids were duly received and opened at the regular Town Board meeting of August 15, 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 hereto attached and contained in the letter from the Town Engineer to the Town Board dated August 22, 1977, and

WHEREAS, said report recommended that the bid be awarded to John R. Schuler, Inc., 5055 Glenwood Drive, Williamsville, New York 14221 for the bid price of \$79,029.26, 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 John R. Schuler, Inc. for their submission of the bid of \$79,029.26, said bid being the lowest meeting the requirements of the specifications, and BE IT FURTHER

RESOLVED that said bid award is conditional upon the approval of the bid award by the U.S. Department, Economic Development Administration for use of local public work funds, 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

August 22, 1977

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Autumnwood Drainage Project
Part I

Gentlemen:

At the regular Town Board Meeting of August 15, 1977, bids were received for the construction of storm sewers for Autumnwood Drive. Nine (9) bids were received ranging in total price from \$79,029.26 to \$166,032.00. The three (3) lowest bids are as follows:

J.R. Schuler, Inc.	\$79,029.26
C.M.H. Company, Inc.	\$93,980.00
Kissel Landscaping, Inc.	\$97,895.00

The Town of Cheektowaga has made application to the U.S. Department of Commerce, Economic Development Administration to apply the unused funds of the St. Felix Project towards the Autumnwood Project. E.D.A. stated that it would be acceptable to obtain bids for the project while the application is being reviewed, but, that firm award cannot be made until approval has been received.

Attached for your consideration is a resolution awarding the contract to John R. Schuler, Inc. for submitting the lowest bid in the amount of \$79,029.26 contingent of firm approval of fund transfer from the Economic Development Administration.

Yours truly,

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. 7 cont'd

Upon Roll Call....

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

Item No. 8 Highway - Award of bid for various equipment

Motion by Councilman Burst, seconded by Councilman Wasielewski

WHEREAS, bids were duly received by this Town Board at a meeting thereof held on July 18, 1977 for the purchase of various equipment 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 and the Highway Superintendent has submitted the following report:

"1. FIVE (5) 1977 ALL WHEEL DRIVE CHASSIS AND
DUMP BODY, HOIST & SNOW REMOVAL EQUIPMENT

After reviewing the bids, I have decided to disqualify the low bidder, which is Buffalo Mack, Inc. because they do not meet the delivery time as per our specifications. Therefore, we are awarding the bid to H.K. Nuttall Equipment Co. of Sherman, New York for five (5) Oshkosh Dump Trucks fully equipped with snow plows at the bid price of \$62,423.00 each - total bid price \$312,115.00.

2. 4 WHEEL DRIVE, 4 WHEEL STEER GRADERS (TWO)

We have disqualified four low bidders because they do not meet our specifications. We bid a 4 wheel drive and steer and the disqualified bids were all for 6 wheel drive. The maneuverability of the vehicle in the lowest bid is not in compliance with the specifications. Therefore, I feel the Graders should be awarded to Gateway Equipment Corp., 1875 Harlem Road, Buffalo, New York for two Clark Austin Western Pacer 301 Graders at the bid price of \$119,174.00.

3. ONE (1) THIRTY-FIVE TON DETACHABLE GOOSENECK
TRAILER THAT IS COMPATIBLE WITH 1978 DIESEL TRACTOR

We are awarding this bid to Case Power & Equipment, 1 Case Way, Buffalo, New York who is the lowest responsible bidder which meets specifications for the Eager Beaver model at the bid price of \$12,294.00.

4. FIVE (5) SELF-CONTAINED HEAVY DUTY HOPPER TYPE SPREADERS

We are awarding the bid to P-D Service, Inc., 3813 Broadway, Buffalo, New York who is the lowest responsible bidder for the five (5) Hi-Way Model E2020 spreaders at the bid price of \$15,779.00 for five spreaders.

5. ONE (1) 1977 TRACTOR SHOVE WITH ADDITIONAL
2½ CUBIC YARD SIDE DUMP BUCKET

We are disqualifying the lowest bidder because he does not meet specifications. The dumping height is 6" too short, their bid specified one (1) cylinder and we require two (2), also we specify air brakes where their bid includes hydraulic brakes. We are awarding this bid to the next low responsible bidder P-D Service, Inc., 3813 Broadway, Buffalo, New York for the one Yale Model 2000 Loader at the bid price of \$53,891.00," and

Item No. 8 cont'd

WHEREAS, in accordance with the above mentioned tabulation report of the Highway Superintendent the lowest responsible bidders meeting specifications are set forth therein, and the reasons for disqualifying some of the apparent low bidders are sufficiently set forth, THEREFORE, BE IT

RESOLVED that the following bids be and hereby are awarded to the lowest responsible bidders meeting specifications as follows:

1. FIVE (5) 1977 ALL WHEEL DRIVE CHASSIS AND DUMP BODY, HOIST & SNOW REMOVAL EQUIPMENT to H.K. Nuttall Equipment Co. of Sherman, New York at a bid price of \$62,423.00 each for a total bid price of \$312,115.00.
2. 4 WHEEL DRIVE, 4 WHEEL GRADERS (TWO) to Gateway Equipment Corp., 1875 Harlem Road, Buffalo, New York at a total bid price of \$119,174.00.
3. ONE (1) THIRTY-FIVE TON DETACHABLE GOOSENECK TRAILER THAT IS COMPATIBLE WITH 1978 DIESEL TRACTOR to Power & Equipment, 1 Case Way, Buffalo, New York at a bid price of \$12,294.00.
4. FIVE (5) SELF-CONTAINED HEAVY DUTY HOPPER TYPE SPREADERS to P-D Service, Inc., 3813 Broadway, Buffalo, New York at the bid price of \$15,779.00 for five spreaders.
5. ONE (1) 1977 TRACTOR SHOVEL WITH ADDITIONAL 2½ CUBIC YARD SIDE DUMP BUCKET to P-D Service, Inc., 3813 Broadway, Buffalo, New York at the bid price of \$53,891.00.

Upon Roll Call....

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

Item No. 9 Emergency Sewer Repairs

Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, emergency sanitary sewer repairs were required at Union Road and Maryvale Drive, which repairs were considered as urgent and then ordered by the Town Engineer, and

WHEREAS, the voucher received from Albert Elia Building Company, Inc. had an error in addition, and

WHEREAS, the incorrect total of \$1,588.72 was approved to be paid in a resolution dated August 15, 1977, NOW, THEREFORE, BE IT

RESOLVED that the resolution dated August 15, 1977 be rescinded, and BE IT FURTHER

RESOLVED that vouchers of Albert Elia Building Company, Inc., 2749 Lockport Road, Niagara Falls, New York 14302, in the total amount of \$1,657.72 for one such repair for emergency at Union Road and Maryvale Drive 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. 10 Authorize use of Town Car by Town Engineer on 24 hour basis

Motion by Councilman Burst, seconded by Councilman Dux

WHEREAS, the Town Engineer's duties require him to be on call for various flooding, drainage and other problems, at various times of the day and night and said Town Engineer is also required to attend various meetings within the Town as well as outside the Town limits and it appears that the use of a Town vehicle should be provided to the Town Engineer on a 24-hour basis, NOW, THEREFORE, BE IT

RESOLVED that the Town Engineer be and hereby is authorized the use of a Town vehicle on a 24-hour basis and shall be allowed to keep same in his possession and control for use on Town business.

Upon Roll Call....

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

Item No. 11 Award consideration of easement for Sandra-Rogers Drainage Project

Motion by Councilman Johnson, seconded by Supervisor Meyers

WHEREAS, the Town of Cheektowaga has undertaken a drainage district project known as the Sandra-Rogers Project, and

WHEREAS, in order to commence and eventually complete said project, it is necessary that the Town obtain easements on properties located in said project boundaries, and

WHEREAS, the said property owners have requested consideration for said easements, NOW, THEREFORE, BE IT

RESOLVED that the Town be and hereby is authorized to pay the following sum in consideration for one of said easements:

Harold DePirro and
Hedwige G. DePirro 54 Rogers Drive \$250.00

Upon Roll Call....

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

Item No. 12 Retain firm regarding necessary legal proceedings for Oehman Drainage Project

Motion by Councilman Johnson, seconded by Councilman Wasielewski

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 appraisals, legal proceedings or condemnation proceedings with respect to easement acquisition for the Oehman-Rosary-Tiorunda drainage improvement project, and BE IT FURTHER

RESOLVED that their reasonable fees and expenses in connection therewith 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. 13 Retain Hames & Co. to design a Town flag

Motion by Supervisor Meyers, seconded by Councilman Wasielewski

BE IT RESOLVED that Hames Window Display Service of 571 E. Delavan Avenue, Buffalo, New York, be and hereby is retained by the Town to design a Town flag and provide 10 proofs thereof to the Town at a fee not to exceed the sum of \$400.00.

Upon Roll Call....

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

Item No. 14 Appointment of seven (7) Police Officers

Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, there are two (2) vacancies and five (5) recently created Police Officer positions in the Cheektowaga Police Department, NOW, THEREFORE, BE IT

RESOLVED that the following eligible candidates be and hereby are appointed Police Officers in the Cheektowaga Police Department at an annual starting salary of \$12,285.00, effective September 7, 1977:

Ronald Robida	Chauncey W. Stewart
Cheektowaga, N.Y.	Cheektowaga, N.Y.
James P. Morath	Philip D. Williams
Cheektowaga, N.Y.	Cheektowaga, N.Y.
Angelo T. Neri	Gary Edenhofer
Cheektowaga, N.Y.	Cheektowaga, N.Y.
Cheryl A. Rucinski	
Cheektowaga, New York	

Upon Roll Call....

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

Item No. 15 Leave of absence for laborer in the Highway Department.

WHEREAS, Christopher Kowal, a motor equipment operator, Class B, in the Highway Department has applied for a military leave of absence for a period of 82 days commencing August 26, 1977 and his order to report for military duty has been forwarded to the Town Clerk, and

WHEREAS, Section 242 of the Military Law of the State of New York allows a military leave for the purpose of attending service schools or reporting for military duty pursuant to an order up to a period of six months, and

WHEREAS, said Section 242 of the Military Law also provides for the payment of the salary of such public employee for a period of 30 days while on said military duty, THEREFORE, BE IT

RESOLVED that Christopher Kowal, an employee of the Town Highway Department be and hereby is granted a military leave of 82 days commencing August 26, 1977, and BE IT FURTHER

Item No. 15 cont'd

RESOLVED that said Christopher Kowal be paid his salary or other compensation for a period of 30 days while on such military leave, and BE IT FURTHER

RESOLVED that the balance of such military leave continuing after the 30-day compensation period be granted without pay.

Upon Roll Call....

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

Item No. 16 Hiring of part-time Police Matron

Motion by Supervisor Meyers, seconded by Councilman Burst

RESOLVED that Katherine Zydel of be hired as Police Matron, part-time, in the Cheektowaga Police Department at a rate of \$2,290.00 annually.

Upon Roll Call....

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

Item No. 17 Hiring of part-time help in Accounting Department

Motion by Supervisor Meyers, seconded by Councilman Wasielewski

RESOLVED that Julia O'Donnell of Drive be hired in the Accounting Office as needed at a rate of \$22.00 per day.

Upon Roll Call....

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

Item No. 18 Hiring of part-time help in the Tax Office

Motion by Councilman Wasielewski, seconded by Councilman Kaczmarek

BE IT RESOLVED that the following persons be hired as part-time, seasonal Clerks in the Tax Office at a salary of \$22.00 per day, effective the week of September 1, 1977:

Waltraud Piffl	Cheektowaga, New York 14225
Florence Kazinski	, Cheektowaga, New York 14215
Alice M. Burroughs	, Cheektowaga, New York 14225

Upon Roll Call....

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

Item No. 19 Warrant List

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 August 22nd, 1977, be and the same are hereby approved and the Supervisor pay said warrants.

Item No. 19 cont'd

<u>FUND</u>	<u>CHECK NO.</u> <u>FROM TO</u>	<u>AMOUNT</u>
General Fund	2409-2412	\$ 504.15
Special Dist. Fund	3331-3332	2,091.96
Capital Fund	63-65	60,315.00
H.U.D.-C.D.B.G. Fund	14	31,746.60
St. Felix E.D.A. Fund	5	<u>116,129.81</u>
		<u>\$210,787.52</u>

Upon Roll Call....

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

SUSPENSION OF RULES

Item No. 20 Petition N.Y.S. Thruway Authority to allow Town to clean drainage ditch from Genesee Street to Laurentian Drive

Motion by Councilman Johnson, seconded by Supervisor Meyers

WHEREAS, the U.S. Army Corps of Engineers constructed a diversion channel along the west side of the New York State Thruway in order to drain off waters from the area north of Genesee Street and east of the New York State Thruway, and

WHEREAS, further improvement in this drainage system is necessary in order to carry off waters into said diversion channel, NOW, THEREFORE, BE IT

RESOLVED that the New York State Thruway Authority be petitioned for a permit to allow the Town of Cheektowaga to clean the drainage ditch known as Tributary T-2A along the east side of the Town north from Genesee Street to Laurentian Drive.

Upon Roll Call....

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

Item No. 21 Motion by Councilman Wasielewski, seconded by Councilman Kaczmarek 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 7th day of September, 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 Rogowski, Town Attorney; Chester Bryan, Town Engineer; Ron Marten, Building and Plumbing Inspector; Ron Norman, Receiver of Taxes and Assessments; Ron Zoeller, Working Foreman in the Sanitation Department; Sal LaGreca, Assistant Manpower Program Director I; Richard Slisz, County Legislator-4th District; Julia Reinstein, Town Historian; Dr. Louis Vendetti, Town Health Officer.

I. BIDS

Item No. 2 Engineering Dept. - Sanitary Sewer Remedial Work, 1977, Part IIA. Referred to Chester L. Bryan, Town Engineer (please refer to Item No. 50).

Item No. 3 Engineering Dept. - Storm Sewer Cleaning Work at various locations in Town.
Referred to Chester L. Bryan, Town Engineer (please refer to Item No. 51).

Item No. 4 Highway Dept. - Repairs and Replacements of Concrete Curbs and Approaches.
Referred to Alfred Wnek, Highway Superintendent.

Item No. 5 Highway Dept. - One (1) 1978 Diesel Tractor.
Referred to Alfred Wnek, Highway Superintendent.

Item No. 6 Highway Dept. - Seasonal Requirements: Cinders, Sodium Chloride, Calcium, Snow Fence, Tee Posts and Tie Wires.
Referred to Alfred Wnek, Highway Superintendent.

Item No. 7 Recreation Dept. - General Construction, Plumbing Work & Electrical Work for Construction of Outdoor Cultural and Recreational Facility at Town Park.
Referred to Chester L. Bryan, Town Engineer.

Item No. 8 Recreation Dept. - Football Helmets.
Referred to Ed Leak, Recreation Director.

II. PUBLIC HEARINGS

Item No. 9 This being the time and place advertised for a public hearing to consider the advisability of adopting amendments to the Traffic Ordinance of the

Item No. 9 Cont'd.

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 amendments being as follows:

*See next page

Legal Notice

NOTICE OF HEARING
TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York will hold a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 7th day of September, 1977 at 7:00 p.m. Eastern Daylight Saving Time, to consider the advisability of adopting amendments to the Traffic Ordinance of the said Town of Cheektowaga which was adopted on July 17, 1967, said proposed amendments being as follows:

ARTICLE X

Parking, Standing and Stopping
Section 102 is amended by adding thereto the following:

The parking of vehicles is hereby prohibited in any of the following locations:

A. No parking this side or one-side parking

LEROY ROAD - West side: from AURORA DRIVE to CLEVELAND DRIVE

WOODCLIFF TERRACE - North side: from MARSDALE ROAD to HARLEM ROAD

TUDOR ROAD - North side: West side: from EGGERT ROAD to CEDAR ROAD

CEDAR ROAD - South side: from TUDOR ROAD to EGGERT ROAD

CAMPBELL ROAD - South side: from CEDAR ROAD to TUDOR ROAD

BETTY LANE - West side: from KENVILLE ROAD to SOUTHGATE ROAD

SOUTH CENTURY ROAD - West side: from SOUTHGATE ROAD to KENSINGTON

HIGHVIEW ROAD - West side: from SOUTHGATE ROAD to CLEVELAND DRIVE

SOUTHGATE ROAD - South side: from HIGHVIEW ROAD to CITY OF BUFFALO

ALLENDAL ROAD - East side: Southeast side: from SOUTHGATE ROAD to CENTURY ROAD

KENDALE ROAD - Northwest side: from ALLENDALE ROAD to ALLENDALE COURT

ALLENDAL COURT - West side: from ALLENDALE ROAD to terminus

ROSWELL ROAD - West side: from CLEVELAND DRIVE to SOUTHGATE ROAD

MEAFORD ROAD - North side: from SOUTH CENTURY ROAD to HIGHVIEW

FURLONG ROAD - West side: from MEAFORD ROAD to SOUTHGATE ROAD

KENVIEW BLVD. - West side: from CLEVELAND DRIVE to KENSINGTON

CHARWOOD DRIVE - West side: from KENSINGTON AVE. to CLEVELAND DR.

CORALWOOD COURT - West side: from CHARWOOD DRIVE to terminus

CHARWOOD COURT - North side: from CHARWOOD DRIVE to terminus

CAMPWOOD COURT - North side: from CHARWOOD DRIVE to terminus

MT. VERNON ROAD - East side: from CLEVELAND DRIVE to KENSINGTON AVE.

NAGEL DRIVE - West side: from south curb of GEORGE URBAN BLVD. to north curb of WALDEN AVENUE

JOSEPH DRIVE - North side: from the east curb of WELLINGTON ROAD to west curb of BERNICE DRIVE

BERNICE DRIVE - East side: from the north curb of NO. CREEK DRIVE to south curb of GEORGE URBAN BLVD.

WELLWORTH PLACE - South side: from the west curb of UNION ROAD to east curb of MEADOW PLACE

KOKOMO PLACE - East side: from the north curb of CHEROKEE DRIVE to the south curb of CLOVER PLACE

ANDRES PLACE - East side: from south curb line of GENESEE STREET to north curb line of GEORGE URBAN BOULEVARD

MILDRED DRIVE - West side: from south curb line of GENESEE STREET to north curb line of GEORGE URBAN BOULEVARD

TOELSON ROAD - East side: from south curb line of GENESEE STREET to north curb line of GEORGE URBAN BOULEVARD

WHEATON DRIVE - West side: from south curb line of GENESEE STREET to north curb line of GEORGE URBAN BOULEVARD

CRESTWOOD PLACE - East side: from north curb line of GENESEE STREET to the terminus

DELLWOOD PLACE - West side: from north curb line of GENESEE STREET to the terminus

BERYL DRIVE - South side: from the east curb line of LUCID DR. to north curb line of GENESEE STREET

FLORIES COURT - West side: South

side: from the south curb line of BERYL DRIVE to the terminus

LUCID DRIVE - East side: from the south curb line of BERYL DRIVE to north curb line of THRUWAY COURT

THRUWAY COURT - East side: South side: from north curb line of BERYL DRIVE to west curb line of LUCID DRIVE

CRESCENT COURT - North side: West side: from east curb line of WHEATON DRIVE to south curb line of CAMEL ROAD

CAMEL ROAD - South side: from east curb line of CRESCENT COURT to west curb line of MELCOURT DRIVE E.

MELCOURT DRIVE E. - East side: from north curb line of SHARON COURT to the terminus

SHARON COURT - North side: from east curb line of MELCOURT DRIVE E. to west curb line of MELCOURT DRIVE W.

MELCOURT DRIVE W. - East side: from south curb line of SHARON COURT to north curb line of CAMEL ROAD

CRESCENT COURT - East side: from north curb line of CAMEL ROAD to south curb line of DAWN ROAD

DAWN ROAD - South side: from west curb line of MELCOURT DRIVE W. to east curb line of WHEATON DRIVE

No Diagonal Parking

MAFALDA DRIVE - North side: from HARLEM ROAD to the east curb line of the exit of the Manor Oaks Nursing Home.

ARTICLE VIII

Stop and Yield Intersections

Section 80 is amended by adding thereto the following:

Street - HEATHER ROAD; Direction, North-south; Entrance Street, HUTH ROAD; Traffic Stops, Eastbound; Sign Location - S.W. Corner.

Street - HEATHER ROAD; Direction, North-South; Entrance Street, HUTH ROAD; Traffic Stops, Westbound; Sign Location - N.E. Corner.

Street - SHERRY DRIVE; Direction, East-west; Entrance Street, BORDEAUX DRIVE; Traffic Stops, Northbound; Sign Location - S.E. Corner.

Street - CRESCENT COURT; Direction, North-south; Entrance Street, CRESCENT COURT; Traffic Stops, Eastbound; Sign Location - S.W. Corner.

Street - CRESCENT COURT; Direction, North-south; Entrance Street, CRESCENT COURT; Traffic Stops, Southbound; Sign Location - N.W. Corner.

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

Dated: August 15, 1977

RICHARD M. MOLESKI
Town Clerk

Item No. 9 Cont'd.

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

III. GENERAL COMMUNICATIONS

Item No. 10 ORDER TO SHOW CAUSE - B. Indelicato, J. Tewey, D. Battistoni, A. Iacono, D. Weber and residents of "Brookedge Subdivision" vs. Alfred Wnek, Highway Superintendent, Town of Cheektowaga.

Referred to John V. Rogowski, Town Attorney and Supervisor Kenneth J. Meyers; Received and Filed.

Item No. 11 NOTICE OF MOTION TO DISMISS INFORMATION AS BEING INSUFFICIENT - People of the State of New York vs. Raymond Frost, Jr.

Referred to John V. Rogowski, Town Attorney and Supervisor Kenneth J. Meyers; Received and Filed.

Item No. 12 William P. Rogowski, Sloan Village Mayor - Correspondence relative to Flooding.

Referred to the Honorable Town Board Members and Chester L. Bryan, Town Engineer; Received and Filed.

Item No. 13 Residents of Greenleaf Lane and Westchester Drive - Petition relative to Flooding Situation.

Referred to the Honorable Town Board Members, Chester L. Bryan--Town Engineer and Alfred Wnek--Highway Superintendent; Received and Filed.

Item No. 14 Residents of Fontaine Drive, Nina Place and Mafalda Drive - Petition relative to Flooding Conditions.

Referred to the Honorable Town Board Members, Chester L. Bryan--Town Engineer and Alfred Wnek--Highway Superintendent; Received and Filed.

IV. DEPARTMENTAL COMMUNICATIONS

Item No. 15 Building Permits.
Approved.

Item No. 16 Cheektowaga Traffic Safety Commission - Correspondence re: Proposed signal installation on Genesee Street near Union Road.

Item Received and Filed.

V. RESOLUTIONS

Item No. 17 Motion by Councilman Wasielewski, seconded by Councilman Kaczmarek

WHEREAS, Michael A. Hanna, Senior Vice President of The Western New York Savings Bank, has made application and requested the rezoning of property located at 756 Dick Road from RA-Apartment District to C-Retail Business District, said applicant representing (The Western New York Savings Bank) 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 October 3, 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. 17 Cont'd.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

AFFIDAVIT-BELOW

*Error made in publication; public hearing will be reset for October 17, 1977!

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

WHEREAS, Sam Perpetus, owner of property located at 3117 Genesee Street, and John Tewuy of Royal Collision, have made application and requested a Special Permit for a used car lot on said property located at 3117 Genesee Street, in the Town of Cheektowaga, NOW THEREFORE BE IT

RESOLVED that a Public Hearing be held regarding said request under the provisions of the Zoning Ordinance on September 19, 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. Hesketh, 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, September 8, 1977;
last publication, September 8, 1977;
and that no more than six days intervened be-
tween publications.

Gladys M. Hesketh
Sworn to before me this 13th
day of September 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

Public Hearing 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 18th day of
September 1977, at 5:30 o'clock P.M.,
Eastern Daylight Savings Time of
said day for the purpose of consider-
ing the application of Sam Peropina,
owner and John Tewny of Royal
Collision for a Special Permit to
operate a used car lot on property
located at 3117 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. 19 Motion by Councilman Wasielewski, seconded by Councilman Kaczmarek

WHEREAS, the Order of the Felician Sisters of St. Francis has applied for a rezoning from R-Residential District to RC-Restricted Business District on property located at William Street and Kennedy 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 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 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 William Street and 140 feet distant northerly therefrom, measured at right angles,

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 20th day of June, 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 is an extension to an existing RC District and 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 property be and hereby is rezoned from R-Residential to RC-Restricted Business 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.

Gladys M. Dechty, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... Chlor 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, September 8, 1977;
last publication, September 8, 1977;
and that no more than six days intervened be-
tween publications.

Gladys M. Dechty
Sworn to before me this 13th
day of September 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

CHEEKTOWAGA TOWN BOARD

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 7th day of September, 1977 at 7:00 o'clock p.m. Eastern Daylight Saving 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 Councilman Wasielewski
Seconded by Councilman Kaczmarek

WHEREAS, the Order of the
Palmer Sisters of St. Francis has
applied for a rezoning from R-
Residential District to RC-Restricted
Business District on property located
at William Street and Kennedy Road,
Cheektowaga, New York, and being
more particularly described as fol-
lows:

ALL THAT TRACT OR PARCEL
OF LAND, situated in the Town of
Cheektowaga, County of Erie and
State of New York being part of Lot
26, Township 11, Range 7 of the
Holland Land Company's survey,
more particularly bounded and de-
scribed as follows:

Bounded on the west by the easterly
line of Kennedy Road (40.5-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 William Street and
140 feet distant northerly therefrom,
measured at right angles,
and to amend the Zoning Map and
Ordinance accordingly, pursuant to
Section 10-60 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 28th day of June, 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 is an extension to
an existing RC District and 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 property be and hereby is
rezoned from R-Residential to RC-
Restricted Business 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
September 7, 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.
19, 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 September,
1977.

RICHARD M. MOLESKI
Town Clerk

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

WHEREAS, Benderson Development Co., Inc. has applied for a rezoning from C-Retail Business District to CM-General Commercial District the property located at 2789 Union 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, being part of Lot No. 10, Township 11, Range 7 of the Holland Land Company's Survey bounded and described as follows:

BEGINNING at a point on the east line of Union Road as presently monumented as a 100 foot street and 42' south of the southerly line of Bennett Road, as a 49.50 foot street; thence southerly along the east line of Union Road 103.0 feet; thence easterly and parallel with the south line of Bennett Road 110 feet; thence northerly and parallel with the east line of Union Road 145 feet to the south line of Bennett Road; thence westerly along the south line of Bennett Road 71.3 feet; and thence southwesterly to the point or place of beginning.

TOGETHER with a right-of-way or easement to provide ingress and egress for vehicles and pedestrians on, over and across a triangular parcel of land adjacent to the southwest portion of the above described premises, bounded and described as follows: BEGINNING at the point of intersection of the southerly line of the above-described premises with the easterly line of Union Road; thence southerly along the easterly line of Union Road, 23 feet; thence northeasterly 35 feet to a point in the southerly line of the above described premises 25 feet east of the point of beginning; and thence westerly along the southerly line of said premises, 25 feet to the easterly line of Union Road at the point of beginning,

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 21st day of March, 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 properties, therefore, BE IT

RESOLVED, that the said application for rezoning be and hereby is denied.

Upon Roll Call....

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

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

WHEREAS, Robert E. Dunn has applied for a rezoning from R-Residential District to RC-Restricted Business the property located at 1067 French Road, Cheektowaga, New York, and being more particularly described as follows:

ALL THAT TRACT OR PARCEL of land situated in the Town of Cheektowaga being on the south side of French

Item No. 21 Cont'd.

Road, 1101 feet west of Borden Road. The property is also 1101 feet west of the east line of farm lot 51. Thence south 350 feet, thence west 132.43 feet, thence north 350 feet, thence east 132.43 feet to a place of beginning. The above property is wholly within farm lot 51,

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 16th 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 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, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 22 Motion by Supervisor Meyers, seconded by Councilman Wasielewski

WHEREAS, the current Federal Revenue Sharing Act encourages public participation, and

WHEREAS, a major part of this participation is a Proposed Use Hearing for public input, and

WHEREAS, the Town is in the process of considering 1978 appropriations, NOW THEREFORE BE IT

RESOLVED that a Proposed Use Hearing be held on Monday, September 19, 1977 at 7:00 o'clock P.M. Eastern Daylight Saving Time, in the Council Chambers of the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, and, BE IT FURTHER

RESOLVED that notice of such hearing be published in the CHEEKTOWAGA TIMES on September 8, 1977.

* * * * *

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

PROPOSED USE OF FEDERAL REVENUE SHARING FUNDS

7:00 P.M., Eastern Daylight Saving Time -- Monday, September 19, 1977 at the Cheektowaga Town Hall, corner of Broadway and Union Road, Town of Cheektowaga, New York.

At this time all residents of the Town of Cheektowaga may present written and oral comments on the proposed use of Federal Revenue Sharing Funds for the balance of 1977 and the full year 1978.

The Town annually receives approximately \$900,000.00 of such funds. If you cannot attend such hearing please direct written comments to the Office of the Supervisor, Cheektowaga Town Hall.

Item No. 22 Cont'd.

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

RICHARD M. MOLESKI
TOWN CLERK

DATED: September 7, 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. Sediter, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... Clara 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, September 8, 1977;
last publication, September 8, 1977;
and that no more than six days intervened be-
tween publications.

Gladys M. Sediter

Sworn to before me this 13th

day of September, 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

7:00 P.M. - Public Hearing
Time - Monday, September 12, 1977 at
the Cheektowaga Town Hall, corner of
Broadway and Union Road, Town of
Cheektowaga, New York.

At this time all residents of the Town of Cheektowaga may present written and oral comments on the proposed use of Federal Revenue Sharing Funds for the balance of 1977 and the full year 1978.

The Town annually receives approximately \$800,000 of such funds. If you cannot attend such hearing please direct written comments to the Office of the Supervisor, Cheektowaga Town Hall.

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

RICHARD M. MOLESKI

Town Clerk

DATED: September 7, 1977

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

WHEREAS, the Town of Cheektowaga has received numerous complaints regarding the control of various animals, AND

WHEREAS, the Town of Cheektowaga has no ordinance to control the sheltering of various animals, AND

WHEREAS, Dr. Louis Vendetti, Town Health Officer, has recommended that the Town Board enact an ordinance to enforce animal control, NOW THEREFORE BE IT

RESOLVED that the Town Attorney be directed to prepare an animal control ordinance 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. 24 Motion by Councilman Johnson, seconded by Supervisor Meyers

WHEREAS, the Town of Cheektowaga desires to pursue a program of neighborhood restoration in the Tiorunda section of Cheektowaga, and

WHEREAS, the Tiorunda area has been targeted by the Town as a restoration area, and for various federal housing rehabilitation programs, and

WHEREAS, Cheektowaga's 1977 Community Development Block Grant application, which includes an appropriation of funds for such a neighborhood restoration program and the retention of a planning consultant, has been approved by the U.S. Department of Housing & Urban Development, and

WHEREAS, the firm of Stuart Alexander & Associates has been engaged by the Town of Cheektowaga to complete a study defining specific target areas and programs for neighborhood restoration, and

WHEREAS, the firm of Stuart Alexander & Associates has submitted a proposal to the Town for the planning, design and implementation of a neighborhood restoration program for the Tiorunda area, NOW THEREFORE

BE IT RESOLVED, that the firm of Stuart Alexander & Associates be and hereby is retained by the Town of Cheektowaga for professional planning and design services in relation to the neighborhood restoration program for Tiorunda, as per the attached memorandum, dated January 12, 1977, and

BE IT FURTHER RESOLVED that the fee for such services shall not exceed the sum of \$40,000, which shall be drawn from 1977 Community Development Block Grant funds.

Upon Roll Call.....

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

*See next two pages for copy of memo!

STUART ALEXANDER AND ASSOCIATES

47 WEST HURON STREET
SUITE 300
BUFFALO, NEW YORK 14202
716-847-1410

January 12, 1977

MEMORANDUM

To: Supervisor K. Meyers
Councilman T. Johnson

From: Stuart Alexander

Subject: Cost Break-down: planning, site design, project design, landscape plan and design specifications for Tiorunda Restoration Project.

Introduction:

The Tiorunda Restoration Project, Stage I Target Area, comprises approximately 67 structures and 200 housing units. The Stage I area is about 36 acres.

A fee of \$40,000 has been budgeted for the preparation of preliminary and final site plans, a landscaping plan, and design specifications for project implementation. The following itemized cost break-down reflects time and materials for over-all project design.

1. Preparation of Base Maps for: \$ 4,700

- A. public presentation
- B. site design schemes
- C. final site design and layout

(To include site measurements for utility easements and coordination of specification drawings)

2. Preparation of schematic and final designs to include: 7,965

- A. pedestrian pathway system
- B. parking areas
- C. lighting configurations
 - court area
 - major streets
- D. location and design of supportive site facilities
 - signing
 - post delineators
 - benches
 - tables

3. Preliminary and final design recommendations and drawings for:	4,230
A. childrens play area	
B. interior court passive recreation improvements	
4. Preparation of alternative design schemes for entrances to Tiorunda (Circle Drive and Community Street) and coordination with community groups.	2,250
5. A. Location/coordination of underground utility easements and public pay-phone sites with utility companies.	1,920
B. Preparation of detailed base maps at specification detail for utility companies.	
6. Preparation of landscape plan, and landscape specifications to include trees and shrubbery by variety and costs.	2,120
7. Inspection of Stage I Target Area structures and units:	4,175
A. analysis of conformity with existing codes/ordinances including fire, building and health codes.	
B. Recommended rehabilitation strategy for deteriorated structures.	
C. cost estimates for unit/structure rehabilitation.	
8. Public meetings/coordination with participating agencies.	2,400
9. Cost estimates for project implementation by unit and on a project basis.	975
10. Monitoring project implementation/project administration.	3,500 (6,000)
	<hr/>
	\$ 34,235 (40,235)
BUDGETED AMOUNT	\$ 40,000

Item No. 25 Highway Department - Advertise for Bids for a 4,000 gallon fuel storage tank, including installation.
Item Withdrawn for further study!

Item No. 26 Motion by Councilman Kaczmarek, 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 new tires, tubes and recapped tires for use in 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 September 19, 1977 for the purpose of properly opening and reading the sealed bids.

* * * * *

L E G A L N O T I C E T O B I D D E R S

NOTICE is hereby given in compliance with Section 142 of the Highway Law as amended and Section 103 of the General Municipal Law, that, Alfred F. Wnek, Superintendent of Highways of the Town of Cheektowaga, Erie County, New York has recommended the purchase of tires, tubes and recapped tires in excess of \$1,000.00 as follows:

NEW TIRES AND TUBES - All tires to be nylon per specifications for Heavy Duty Trucks, Tractors and other equipment.

RECAPPED TIRES - As per specifications

Specifications and bid forms may be obtained from the Town of Cheektowaga Highway Department, 3145 Union Road, S. Cheektowaga, New York during regular business hours. The Superintendent of Highways reserves the right to reject any or all bids. All bids to be furnished must be sealed in opaque envelopes and sent to the Town Hall, c/o Richard Moleski, Town Clerk, Broadway and Union Road, S. Cheektowaga, New York and clearly marked:

"BIDS FOR TIRES, TUBES AND RECAPPED TIRES FOR THE TOWN OF CHEEKTOWAGA HIGHWAY DEPT."

Non-collusion forms must be signed and submitted with bids. All bids to be publicly opened and read at the Town Board meeting September 19th, 1977 at 7:00 P.M. Bidders may attend the public opening if they so desire.

SIGNED _____

Richard M. Moleski, Town Clerk

DATED: August 30, 1977
PUBLISHED: September 8, 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. Heston, 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, *September 8, 1977*;
last publication, *September 8, 1977*;
and that no more than six days intervened be-
tween publications.

Gladys M. Heston
Sworn to before me this *13th*
day of *September* 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*

TOWN OF CHEEKTOWAGA

Section 143 of the Highway Law as amended and Section 143 of the General Municipal Law, that Alfred E. Wink, Superintendent of Highways of the Town of Cheektowaga, Erie County, New York has recommended the purchase of tires, tubes and recapped tires in excess of \$2000.00 as follows:

NEW TIRES AND TUBES - All tires to be nylon per specifications for Heavy Duty Trucks, Tractors and other equipment.

RECAPPED TIRES - As per specifications

Specifications and bid forms may be obtained from the Town of Cheektowaga Highway Department, 3146 Union Road, S. Cheektowaga, New York during regular business hours. The Superintendent of Highways reserves the right to reject any or all bids. All bids to be furnished must be sealed in opaque envelopes and sent to the Town Hall, c-o Richard Molaski, Town Clerk, Broadway and Union Road, S. Cheektowaga, New York and clearly marked:

"BIDS FOR TIRES, TUBES AND RECAPPED TIRES FOR THE TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT."

Non-collusion forms must be signed and submitted with bids. All bids to be publicly opened and read at the Town Board meeting September 14th, 1977 at 7:00 P.M. Bidders may attend the public opening if they so desire.

RICHARD M. MOLESKI

Town Clerk

DATED: August 30, 1977

PUBLISHED: September 8, 1977

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

WHEREAS, the Town Engineer has informed the Town Board Members that final plans and specifications will be ready for the "Rosary Boulevard Drainage Project", AND

WHEREAS, Community Development Funds have been appropriated for this project, NOW THEREFORE BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders in connection with said storm sewers construction, notice to be published in the BUFFALO EVENING NEWS, COURIER EXPRESS and THE CHEEKTOWAGA TIMES and as per the requirements of the attached memo, and BE IT FURTHER

RESOLVED, that the Town Clerk obtain certified copies of the publication of said Notice to Bidders from each newspaper, and BE IT FURTHER

RESOLVED, that this Town Board will meet on the 3rd day of October, 1977 at 7:00 P.M. Local Time, for the purpose of receiving sealed bids at which time they will be publically 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 sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, County of Erie, State of New York, on the 3rd day of October, 1977 at 7:00 P.M. Local Time, in the Town Hall in the Town of Cheektowaga, New York, for furnishing all tools, equipment, materials and labor for the construction of the Rosary Boulevard Drain, including chambers, manholes, receivers and related work, complete, in place, 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 said project, and approved by the Town Board of the Town of Cheektowaga, all of which are on file with the Town Engineer in his office in the Town Hall.

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. Copies may be secured at the office of Nussbaumer & Clarke, Inc. upon payment of \$50.00 per set of documents. Two checks, each for one-half the amount of the deposit, 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 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 Clerk of the Town of Cheektowaga, Town Hall, Cheektowaga, New York 14227, and marked as "Proposal for the Construction of the Rosary Boulevard Drain."

The right to reject any and 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

Item No. 27 Cont'd.

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.

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 further called to Section 2604 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 complied with, such bid will not be accepted.

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDER NO. 11246. THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER THIS ORDER, WHICH CONCERN NON-DISCRIMINATION IN EMPLOYMENT, ARE EXPLAINED IN THE SPECIFICATIONS.

Town of Cheektowaga, New York
Richard M. Moleski, Town Clerk

DATED: September 7, 1977
PUBLISHED: September 15, 1977

* * * * *

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 memo; AFFIDAVITS FOLLOW!



County of Erie

EDWARD V. REGAN
COUNTY EXECUTIVE

DIVISION OF PLANNING

CHARLES O. BROWN
DIRECTOR

PHONE: 716 - 84

June 27, 1977

TO: Village Mayors/Town Supervisors
FROM: William J. Donohue, Director, Community Development Program
SUBJECT: Equal Opportunity Advertisement

This memo serves to revise the memo sent to you which required advertisement for Community Development project bids being placed in the Buffalo Challenger.

The County's Equal Opportunity Director has asked us to broaden the scope of that memo. Thus Community Development project bid advertisements must be placed in any one of the following minority media in addition to your municipal newspaper:

Newspapers

Buffalo Challenger
1303 Fillmore Avenue
Buffalo, New York 14211
Theresa McDonald, Editor
Ben Frazier, Adv. Manager
897-0442

Fine Print News
P. O. Box 973
1490 Jefferson Avenue
Ronald H. Fleming, Editor
and Publisher
852-3232

--over--

Buffalo Criterion
625 William Street
Buffalo, New York 14206
Frank E. Merriweather, Editor
853-2373

City Campus News
Eric Community City Campus
1305 Main Street
Buffalo, New York 14209
881-4200

Radio:

WUFO Radio
89 LaSalle
Buffalo, New York 14214
834-1080

WBLK-FM
429 Franklin Street
Buffalo, New York 14202
882-1500

Please send us a copy of whatever advertisements you place in minority media.

Thank you.

WJD/sm

Erie

alo, 5 22.

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 . 15 day of September . . . 19 77 and the last insertion being on the day of, 19 . . . , and not more than days intervened between any two publications thereof.

Elice Anderson

SEYMOUR WEISS
Notary Public, State of New York
Qualified in Erie County
Commission Expires March 30, 1998

**Sworn
of...**

[illegible]

Copies of the proposed Contract Documents, Plans, Specifications and Instructions to Bidders may be examined at the above address and at the office of the Engineers at 310 Delaware Avenue, Buffalo, New York 10202. Copies may be secured at the office of Munroe & Clarke, Inc. upon payment of \$50.00 per set of documents. Two checks, each for one-half the amount of the deposit, shall be made payable to the firm of Cheekwood.

Any bidder returning with Plans and Specifications in good condition within 30 days following the award of the contract, at the option of the bidder will be refunded the full amount of the deposit. Non-bidders will be refunded one-half the deposit. Material suppliers and persons returning the Plans and Specifications before the bid opening will also be classified as non-bidders. Any bidders who return more than one (1) set of Plans and Specifications may purchase the entire set. It is understood that they are not to be resold.

All bids must be enclosed in a separate sealed envelope and shall be addressed to the Town Clerk of the Town of Ossining, Town Hall, Ossining, New York 10562, and marked as "Proposal" for the construction of the Rotary Boulevard.

...right to reject any and all bids
to receive any information in, or to make
any statement to other than the law bidder
...it be deemed to be in the best
interest of the Town of Chatham, and
...compliance with law, are hereby

... request must be accompanied by a cash check for a sum equal to five percent (5%) of the amount of the loan, to be in the order of the Town of Chatham, New York, or held with sufficient security to be approved by the Advisory Board of Chatham, New York. (5%) of the amount of the loan, provided that, if it is not possible to obtain such security as may be required for the initial performance of the work...

may withdraw his bid within 48 days after the date set for the opening of bids, but may withdraw some or all of his bid at any time before 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.

Admission of the bidders is further governed by Section 3004 of the Public Authorities Law which requires a bidder's certificate of non-collusion. Such certificate is part of the bid or proposed form and must be completed with, such bid will not be accepted.

MEMBERS ON THIS WORK WILL BE
 REQUIRED TO COMPLY WITH THE
 GOVERNMENT'S EXECUTIVE ORDER
 NO. 11631 THE REQUIREMENTS FOR
 EMPLOYERS AND CONTRACTORS US-
 ING THIS ORDER, WHICH COVER
 DISCRIMINATION IN EMPLOY-
 MENT, ARE EXPLAINED IN THE
 SPECIFICATIONS.

Town of Cheektowaga, New York
 Richard M. Molinski, Town Clerk
 Dated: September 7, 1977

Erie

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 15 day of September 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 15 day
of September 1977 }

SEYMOUR ROSSING
Notary Public, State of New York
Qualified in Erie County
Commission Expires March 30, 1978

Notary Public, Erie County, N.Y.

**ERIE COUNTY
CITY OF BUFFALO**

Complete in place, and ready for use in accordance with the Content Documents thereof, including Plans, Specifications, Instructions to Builders, etc., prepared by Nashumner & Carter, Inc., Consulting Engineers, for and subject to the approval of the Board of Engineers, City of New York.

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 330 Delaware Avenue, Buffalo, New York 14202. Copies may be secured at the office of Munbaurer & Clarke, Inc. upon payment of \$50.00 per set of documents. Two checks, each for one-half the amount of the deposit, shall be made payable to the order of the Engineers.

...of the contract in the rejection of the bid, will be forfeited the full amount of the deposit. Successful bidders will be refunded one-half the deposit. Material suppliers and anyone returning the Plans and Specifications before the bid opening will also be charged as non-bidders. Any bidders receiving more than one (1) set of Plans and Specifications may purchase the Plans, but understand that they are not refundable.

...the work of the Town of Chesham,
Tolp. 1881, Chesham, New York 1881
and marked as "Pavement for the Court-
of the Rensselaer Boulevard Drain."

The right to reject any and all bids, under any circumstances in, or to make award to other than the low bidder, should be deemed to be in the best interest of Town of Cheektowaga, and in accordance with the provisions of the Town Charter.

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 Cheesbrough, New York or bond with sufficient sureties to be approved by the Attorney for the Town of Cheesbrough, New York, in a sum equal to five per cent (5%) of the amount of the bid, conditional 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.

No bidder may withdraw his bid
days after the date set for the opening of
but may withdraw same any time prior
to the time for the opening of bids.

The successful bidder will be required to furnish a performance bond acceptable to the Center in an amount equal to the cost of the work.

Attention of the bidders is further called to Section 2004 of the Public Authorities Act, 1963, which requires a bidder's certificate of solvency. Such certificate is part of the proposal form and unless completed will not be accepted.

BIDDERS ON THIS WORK WILL
REQUIRED TO COMPLY WITH
PRESIDENT'S EXECUTIVE ORDER
11246. THE REQUIREMENTS FOR
AND CONTRACTORS UNDER THIS
WHICH CONCERN NON-DISCRIMINATION
COMPLIANCE. ARE EXPLAINED

THE SPECIFICATIONS:
Town of Cheektowaga, N.Y.
RICHARD M. MOLESKI

Town Clerk
September 7, 1977

of the City of Buffalo, New York, being duly sworn,
deposes and says that he 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~~

First insertion being on the 15th
September 19 77 and the last

day of _____ at _____

D. Hilary Keeny



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~~
~~XXXXXXXXXXXX~~ What insertion being on the 15th
day of September 1977 and the ~~15th~~
~~XXXXXXXXXXXXXXXXXXXX~~

D. Eileen Perry

Sworn to before me this 20th day
of September 1977

Francis X. Vollmer Jr.

FRANCIS X. VOLLMER JR.
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1979
Buffalo, Erie County, N. Y.

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
..... *Clara* 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 *Sept. 15, 1977* ;
last publication *Sept. 15, 1977* ;
and that no more than six days intervened be-
tween publications.

Gladys M. Hunter

Sworn to before me this *16th*

day of *September*, 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*

considered by the Town Board of the Town of Cheektowaga, County of Erie, State of New York, on the 3rd day of October, 1977 at 7:00 P.M. Local Time in the Town Hall in the Town of Cheektowaga, New York, for furnishing all tools, equipment, materials and labor for the construction of the Rosary Boulevard Drain, including chambers, manholes, receivers and related work, complete, in place, 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 said project, and approved by the Town Board of the Town of Cheektowaga, all of which are on file with the Town Engineer in his office in the Town Hall.

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. Copies may be secured at the office of Nussbaumer & Clarke, Inc. upon payment of \$50.00 per set of documents. Two checks, each for one-half the amount of the deposit, 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 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 Clerk of the Town of Cheektowaga, Town Hall, Cheektowaga, New York 14227, and marked as "Proposal for the Construction of the Rosary Boulevard Drain."

The right to reject any and 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 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 percent (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.

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 further called to Section 2804 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 complied with, such bid will not be accepted.

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDER NO. 11246. THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER THIS ORDER, WHICH CONCERN NON-DISCRIMINATION IN EMPLOYMENT, ARE EXPLAINED IN THE SPECIFICATIONS.

Town of Cheektowaga, New York
RICHARD M. MOLESKI

Town Clerk

Dated: September 7, 1977

Published: September 15, 1977

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

The BUFFALO CRITERION
62-25 WILLIAM ST. BUFFALO 4, N. Y.

.....Frank E. Merriweather.....
of the City of Buffalo, being duly sworn deposes and says,
that ...he is ...Editor-Publisher of The Buffalo
Criterion, a weekly newspaper published in said City, that
the notice, of which the annexed printed slip taken from
said newspaper is a copy, was inserted and published there-
in ...ONCE..... a week for ...ONCE....
weeks, the first insertion being on the14th day of
..September....., 1977.. and the last insertion be-
ing on the day of

19.....
Frank E. Merriweather
FRANK E. MERRIWEATHER

(Affiant of Publication)

Sworn to before me this *3rd* day of
October, 1977..

William Sims
NOTARY PUBLIC, No.
WILLIAM SIMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 20, 1979

NOTICE IS HEREBY GIVEN that sealed proposals will be received and considered by the Town Board of the Town of Chateaugay, County of Erie, State of New York, on the 3rd day of October, 1977 at 7:00 P.M. Local Time in the Town Hall in the Town of Chateaugay, New York, for furnishing all earth and rock materials and labor for the construction of the Henry J. Kaufman Truck Loading Station, including excavation and related work, equipment, in place, and work, for use in connection with the Buffalo Bypass thereon, including Truss, Superstructure, Interchange to Buffalo, etc., proposed by Kaufman, J. Oglethorpe, Inc., Consulting Engineers for said project, and approved by the Town Board of the Town of Chateaugay, all of which are on file with the Town Engineer in his office in the Town Hall.

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. Copies may be obtained at the office of Kaufman, J. Oglethorpe, Inc., upon payment of \$25.00 per set of documents. Two checks, each for one-half the amount of the deposit, shall be made payable to the Town of Chateaugay.

Any bidder intending 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 supplied and anyone retaining the Plans and Specifications before the bid opening will also be responsible for their return. Any bidders requesting same then use them at their own risk and Specifications may purchase the same, but it is understood that they are not returnable.

All bids must be included in a separate sealed envelope and shall be submitted to the Town Clerk of the Town of Chateaugay, Town Hall, Chateaugay, New York 14227, and marked as "Proposal for the Construction of the Henry J. Kaufman Bypass."

The right to reject any and all bids, to waive any irregularities 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 Chateaugay, 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 Chateaugay, New York, or held with sufficient sureties to be approved by the Attorney for the Town of Chateaugay, New York, in a sum equal to five percent [5%] of the amount of the bid, conditioned that, if the proposal is accepted, the bidder 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.

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 further called to Section 2604 of the Public Authorities Law which requires a bidder's certificate of non-discrimination. Such certificate is part of the bid or proposal form and unless completed with, such bids will not be accepted.

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDER NO. 11246. THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER THIS ORDER, WHICH CONCERN NON-DISCRIMINATION IN EMPLOYMENT, ARE EXPLAINED IN THE SPECIFICATIONS.

Town of Chateaugay, New York
Richard M. Malachuk, Town Clerk

Dated: September 7, 1977

Item No. 28 Motion by Councilman Johnson, seconded by Councilman Wasielewski

WHEREAS, the Town Engineer has informed the Town Board Members that final plans and specifications will be ready for the "Marrano Drive-Kelly Park Drainage Project", AND

WHEREAS, Community Development Funds have been appropriated for this project, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders in connection with said storm sewers construction, notice to be published in the BUFFALO EVENING NEWS, COURIER EXPRESS and THE CHEEKTOWAGA TIMES and as per the requirements of the attached memo, and BE IT FURTHER

RESOLVED, that the Town Clerk obtain certified copies of the publication of said Notice to Bidders from each newspaper, and BE IT FURTHER

RESOLVED, that this Town Board will meet on the 17th day of October, 1977 at 7:00 P.M. Local Time, for the purpose of receiving sealed bids at which time they will be publically 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 sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, County of Erie, State of New York, on the 17th day of October, 1977 at 7:00 P.M. Local Time, in the Town Hall in the Town of Cheektowaga, New York, for furnishing all tools, equipment, materials and labor for the construction of the Marrano Drive-Kelly Park Drain - Phase I, including chambers, manholes, receivers and related work, complete, in place, 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 said project, and approved by the Town Board of the Town of Cheektowaga, all of which are on file with the Town Engineer in his office in the Town Hall.

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. Copies may be secured at the office of Nussbaumer & Clarke, Inc. upon payment of \$50.00 per set of documents. Two checks, each for one-half the amount of the deposit, 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 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 Clerk of the Town of Cheektowaga, Town Hall, Cheektowaga, New York 14227, and marked as "Proposal for the Construction of the Marrano Drive-Kelly Park Drain - Phase I."

The right to reject any and 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

Item No. 28 Cont'd.

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.

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 further called to Section 2604 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 complied with, such bid will not be accepted.

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH
THE PRESIDENT'S EXECUTIVE ORDER NO. 11246. THE RE-
QUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER THIS ORDER,
WHICH CONCERN NON-DISCRIMINATION IN EMPLOYMENT, ARE
EXPLAINED IN THE SPECIFICATIONS.

Town of Cheektowaga, New York
Richard M. Moleski, Town Clerk

DATED: September 7, 1977
PUBLISHED: September 15, 1977

* * * * *

Upon Roll Call....

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

*See Item No. 27 for copy of memo!

AFFIDAVITS-NEXT PAGE

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

NOTICE TO BIDDERS
NOTICE IS HEREBY GIVEN that sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, County of Erie, State of New York, on the 15th day of October, 1977 at 7:00 P.M. Local Time in the Town Hall in the Town of Cheektowaga, New York, for furnishing all tools, equipment, materials and labor for the construction of the Marrano Drive-Kelly Park Drain-Phase I, including chambers, manholes, receivers and related work, complete, in place, and ready for use in accordance with the Contract Documents therefor, including Plans, Specifications, Instructions to Bidders, etc., prepared by Ruscumner & Clarke, Inc., Consulting Engineers for said project, and approved by the Town Board of the Town of Cheektowaga, all of which are on file with the Town of Engineer in his office in the Town Hall.

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 316 Delaware Avenue, Buffalo, New York 14202. Copies may be secured at the office of Ruscumner & Clarke, Inc. upon payment of \$50.00 per set of documents. Two checks, each for one-half the amount of the deposit, 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 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 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 Clerk of the Town of Cheektowaga, Town Hall, Cheektowaga, New York 14227, and marked as "Proposal for the Construction of the Marrano Drive-Kelly Park Drain-Phase I."

The right to reject any and all bids, to waive any informalties 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.

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 further called to Section 3804 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 complied with, such bid will not be accepted.

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDER NO. 11246, THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER THIS ORDER, WHICH CONCERN NON-DISCRIMINATION IN EMPLOYMENT, ARE EXPLAINED IN THE SPECIFICATIONS.

Dated: September 7, 1977
Town of Cheektowaga, New York
Richard M. Molezzi, Town Clerk
Published: September 15, 1977

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 15th day of September 1977 and the last insertion being on the day of 19 , and not more than days intervened between any two publications thereof.

Alice Anderson

JOSEPH P. ROSSING
City of New York
Erie County
Commission Expires March 30, 1978

Sworn
of....

Er

ss.

Alice Anderson

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 15 day of September 19 77 and the last insertion being on the day of 19 , and not more than days intervened between any two publications thereof.

Alice Anderson

Sworn before me this 15... day
of.....September... 19 77 . }

SEYMOUR ROSING

Notary Public, State of New York
Qualified in Erie County
Commission Expires March 30, 19 78

Notary Public, Erie County, N.Y.

Erie

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 . . 15 . . . day of September . . 19 77 and the last insertion being on the . . . day of , 19 . . , and not more than days intervened between any two publications thereof.

Alice Anderson

Sworn before me this 15 . . day
of September . . . 19 77 . }

SEYMOUR ROSING

Notary Public, State of New York
Qualified in Erie County
Commission Expires March 30, 19 78

Notary Public, Erie County, N.Y.

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

the insertion being on the 15th
day of September 19 77

and the last

D. Eileen Perry

20th day

77

FRANCIS X. VOLLMER JR.
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1979

Notary Public, Erie County, N. Y.

Sworn

of

NOTICE TO BIDDERS
NOTICE IS HEREBY GIVEN that sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, County of Erie, State of New York, on the 15th day of October, 1977 at 1:00 P.M. Local Time in the Town Hall in the Town of Cheektowaga, New York, for furnishing all tools, equipment, materials and labor for the construction of the **MARRONE DRIVE-KELLY PARK DRAIN - Phase I**, including chambers, manholes, receivers and related work, complete, in place, and ready for use in accordance with the Contract Documents therefor, including Plans, Specifications, Instruction to Bidders, etc., prepared by **Muesel & Carter, Inc., Consulting Engineers** for said project, and approved by the Town Board of the Town of Cheektowaga, all of which are on file with the Town Engineer in his office in the Town Hall.

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 338 Delaware Street, Buffalo, New York 14203. Copies may be obtained at the office of Muesel & Carter, Inc. upon payment of \$25.00 per set of documents. Five checks, each for one-half the amount of the deposit, 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 returned and copies returned the Plans and Specifications before the bid opening will also be deemed 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 Clerk of the Town of Cheektowaga, Town Hall, Cheektowaga, New York 14227, and marked as "Proposal for the Construction of the Marrone Drive-Kelly Park Drain - Phase I."

The right to reject any and all bids, to receive any information 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 laws 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, conditionally 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.

The 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 stipulated 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 further called to Section 204 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 complied with, such bid will not be accepted.

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDER NO. 11888, THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER THIS ORDER, WHICH CONCERN NON-DISCRIMINATION IN EMPLOYMENT, ARE EXPLAINED IN THE SPECIFICATIONS.

Town of Cheektowaga, New York
RICHARD M. MOLESKI
Town Clerk
September 7, 1977



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~~
~~XXXXXXXXXXXX~~ insertion being on the 15th
day of September 1977 ~~XXXXXXXXXXXX~~
~~XXXXXXXXXXXXXXXXXXXX~~

D. Eileen Perry

Sworn to before me this 20th day
of September 19 77

Francis X. Vollmer Jr.

FRANCIS X. VOLLMER JR.
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 28, 1979
Notary Public, Erie County, N. Y.

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

Gladys M. Heston, 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..... *Sept. 15, 1977*;
last publication..... *Sept. 15, 1977*;
and that no more than six days intervened be-
tween publications.

Gladys M. Heston
Sworn to before me this *16th*
day of *September*, 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*

considered by the Town Board of the Town of Cheektowaga, County of Erie, State of New York, on the 17th day of October, 1977 at 7:00 P.M. Local Time in the Town Hall in the Town of Cheektowaga, New York, for furnishing all tools, equipment, materials and labor for the construction of the Marrano Drive-Kelly Park Drain - Phase I, including chambers, manholes, receivers and related work, complete, in place, 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 said project, and approved by the Town Board of the Town of Cheektowaga; all of which are on file with the Town Engineer in his office in the Town Hall.

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. Copies may be secured at the office of Nussbaumer & Clarke, Inc. upon payment of \$50.00 per set of documents. Two checks, each for one-half the amount of the deposit, 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 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 Clerk of the Town of Cheektowaga, Town Hall, Cheektowaga, New York 14227, and marked as "Proposal for the Construction of the Marrano Drive-Kelly Park Drain - Phase I."

The right to reject any and 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 per cent) of the amount of the bid, payable to the order of the Town of Cheektowaga, New York, or bond with sufficient assets to be approved by the Attorney for the Town of Cheektowaga, New York, in a sum equal to five percent (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.

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 further called to Section 2604 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 complied with, such bid will not be accepted.

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDER NO. 11246. THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER THIS ORDER, WHICH CONCERN NON-DISCRIMINATION IN EMPLOYMENT, ARE EXPLAINED IN THE SPECIFICATIONS.

Town of Cheektowaga, New York
RICHARD M. MOLESKI
Town Clerk

Dated: 9-7-77
Published: 9-15-77

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

WHEREAS, the Town Engineer has informed the Town Board Members that final plans and specifications will be ready for the "Kokomo Place Drainage Improvement Project", AND

WHEREAS, Community Development Funds have been appropriated for this project, NOW THEREFORE BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders in connection with said storm sewers construction, notice to be published in the BUFFALO EVENING NEWS, COURIER EXPRESS and THE CHEEKTOWAGA TIMES and as per the requirements of the attached memo, and BE IT FURTHER

RESOLVED, that the Town Clerk obtain certified copies of the publication of said Notice to Bidders from each newspaper, and BE IT FURTHER

RESOLVED, that this Town Board will meet on the 3rd day of October, 1977 at 7:00 P.M. Local Time, for the purpose of receiving sealed bids at which time they will be publically 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 SEALED PROPOSALS will be received and considered by the Town Board of the Town of Cheektowaga, County of Erie, State of New York, on the 3rd day of October, 1977 at 7:00 P.M., Local Time in the Town Hall in the Town of Cheektowaga, New York, for furnishing all tools, equipment, materials and labor for the construction of Kokomo Place Drainage Improvements. Plans, specifications, instructions to bidders, etc., prepared by McFarland-Johnson Engineers for said project, and approved by the Town Board of the Town of Cheektowaga, all of which are on file with the Town Engineer in his office in the Town Hall.

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 Town Clerk, Broadway and Union Road, Cheektowaga, New York 14227. Copies may be secured at the Office of the Town Clerk 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 10 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 specifications before the bid opening will also be classed as non-bidders.

All bids must be enclosed in a separate sealed envelope and shall be addressed to the Town Clerk of the Town of Cheektowaga, Town Hall, Cheektowaga, New York 14227, and marked as "Proposal for the Construction of Kokomo Place Drainage Improvements".

The right to reject any and 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 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, 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.

No bidder may withdraw his bid within forty-five (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.

Bidders on this work will be required to comply with the President's

Item No. 29 Cont'd.

Executive Order No. 11246. The requirements for bidders and contractors under this order which concern non-discrimination in employment, are explained in the specifications.

Richard M. Moleski, Town Clerk
Town of Cheektowaga, New York

DATED: September 7, 1977
PUBLISHED: September 15, 1977

* * * * *

Upon Roll Call....

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

*See Item No. 27 for copy of memo!

AFFIDAVITS-NEXT PAGE

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

LEGAL NOTICE - TOWN, Sept. 15-1977
NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, County of Erie, State of New York, on the 3rd day of October, 1977, at 1:00 P.M., Local Time in the Town Hall, 14227, for the construction of Kokomo Place Drainage Improvements. Plans, specifications, instructions to bidders, etc., prepared by McParland-Johnson Engineers for said project, and approved by the Town Board of the Town of Cheektowaga, all of which are on file with the Town Engineer in his office in the Town Hall.

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 Town Clerk, Broadway and Union Road, Cheektowaga, New York 14227. Copies may be secured at the Office of the Town Clerk 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 10 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 specifications before the bid opening will also be classed as non-bidders.

All bids must be enclosed in a separate sealed envelope and shall be addressed to the Town Clerk of the Town of Cheektowaga, Town Hall, Cheektowaga, New York 14227, and marked as "Proposal for the Construction of Kokomo Place Drainage Improvements."

The right to reject any and 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 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, 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.

No bidder may withdraw his bid within forty-five (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.

Bidders on this work will be required to comply with the President's Executive Order No. 11246. The requirements for bidders and contractors under this order which concern non-discrimination in employment, are explained in the specifications.

Richard M. Molaski
Town Clerk
Town of Cheektowaga
New York

DATED: September 7, 1977

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 ..15.... day of September.. 19 77 and the last insertion being on the day of, 19 , and not more than days intervened between any two publications thereof.

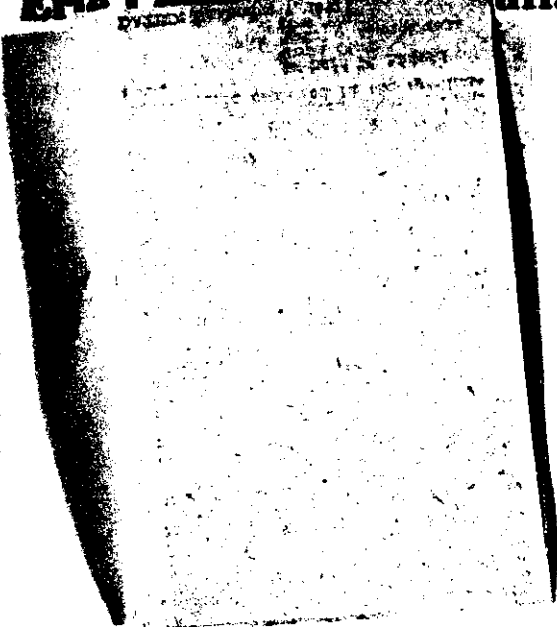
Alice Anderson
J. Rao

Notary Public in and for the State of New York

Commission Expires March 30, 1978

Sworn
of....

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



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 ..15.... day of September.. 19 77 and the last insertion being on the day of, 19 .., and not more than days intervened between any two publications thereof.

Alice Anderson

Sworn before me this .15.. day }
of September 19 77 . } SEYMOUR DIXON
Notary Public, State of New York
Qualified in Erie County
Commission Expires March 30, 1978

Notary Public, Erie County, N.Y.

State of New York
ERIE COUNTY
CITY OF BUFFALO

NOTICE TO BIDDERS
 NOTICE IS HEREBY GIVEN that sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, County of Erie, State of New York, on the 20th day of October, 1977 at 1:30 P.M. Local Time in the Town Hall in the Town of Cheektowaga, New York, for supplying all tools, equipment, materials and labor for the construction of Kellogg Place Drainage Improvements. Plans, specifications, instructions to bidders, etc., prepared by McFarland-Johnson Engineers for said project, can be obtained in the Town Board of the Town of Cheektowaga.

at which time on the 20th day of October 1977, his office in the Town Hall.
 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 Town Clerk, Broadway and Union Road, Cheektowaga, New York 14227. Copies may be secured at the Office of the Town Clerk 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 10 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 submitted after the bid opening will also be returned to the bidder.
 All bids must be enclosed in a separate sealed envelope and shall be addressed to the Town Clerk of the Town of Cheektowaga, Town Hall, Cheektowaga, New York 14227, and marked as "Proposal for the Construction of Kellogg Place Drainage Improvements".
 The right to accept or reject any bid, or to waive any informalities, is reserved to the Town Board of the Town of Cheektowaga, should it be deemed to be in the best interest of the Town of Cheektowaga 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 bank with sufficient assets, 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.
 No bidder may withdraw his bid within forty-five (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.
 Bidders on this work will be required to comply with the President's Executive Order No. 11368. The requirements for bidders and contractors under this order which concern non-discrimination in employment, are explained in the specifications.
RICHARD M. MOLENTI
 Town Clerk
 Town of Cheektowaga
 New York
 September 7, 1977

Sworn
 of

20th day
 19 77

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 XXXXXXXXXXXX
XXXXXXXXXX insertion being on the 15th
 day of September 19 77 XXXXXXXX
XXXXXXXXXXXXXXXXXXXXXXXXXXXX
D. Eileen Perry

FRANCIS X. VOLLMER JR.
 Notary Public, State of New York
 Qualified in Erie County
 My Commission Expires March 30, 1979

Notary Public, Erie County, N. Y.

State of New York
ERIE COUNTY
CITY OF BUFFALO

NOTICE TO BIDDERS
 FOR THE CONSTRUCTION OF THE
 BUFFALO EVENING NEWS, INC.
 The Buffalo Evening News, Inc., is
 desirous of receiving bids for the
 construction of the Buffalo Evening
 News, Inc., building, located at
 1000 Broadway, Buffalo, New York.
 The plans and specifications for the
 building are on file in the office of
 the Principal Clerk of the Buffalo
 Evening News, Inc., at 1000 Broadway,
 Buffalo, New York.
 Bids must be accompanied by a
 check or cash in the amount of \$100.00
 to be held as earnest money. The
 check or cash must be payable to the
 order of the Buffalo Evening News, Inc.,
 and must be deposited with the
 Principal Clerk of the Buffalo Evening
 News, Inc., at 1000 Broadway, Buffalo,
 New York.
 Bids must be received by the
 Principal Clerk of the Buffalo Evening
 News, Inc., at 1000 Broadway, Buffalo,
 New York, on or before September 15th,
 1977.
 The bids must be sealed and
 marked "Bids for the Buffalo Evening
 News, Inc. Building". The bids must
 be opened in the presence of the
 Principal Clerk of the Buffalo Evening
 News, Inc., at 1000 Broadway, Buffalo,
 New York, on September 15th, 1977.
 The bids must be accompanied by a
 check or cash in the amount of \$100.00
 to be held as earnest money. The
 check or cash must be payable to the
 order of the Buffalo Evening News, Inc.,
 and must be deposited with the
 Principal Clerk of the Buffalo Evening
 News, Inc., at 1000 Broadway, Buffalo,
 New York.
 Bids must be received by the
 Principal Clerk of the Buffalo Evening
 News, Inc., at 1000 Broadway, Buffalo,
 New York, on or before September 15th,
 1977.
 The bids must be sealed and
 marked "Bids for the Buffalo Evening
 News, Inc. Building". The bids must
 be opened in the presence of the
 Principal Clerk of the Buffalo Evening
 News, Inc., at 1000 Broadway, Buffalo,
 New York, on September 15th, 1977.
 The bids must be accompanied by a
 check or cash in the amount of \$100.00
 to be held as earnest money. The
 check or cash must be payable to the
 order of the Buffalo Evening News, Inc.,
 and must be deposited with the
 Principal Clerk of the Buffalo Evening
 News, Inc., at 1000 Broadway, Buffalo,
 New York.

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 on or about September 15th, 1977
 whereupon insertion being on the 15th
 day of September 1977
 D. Eileen Perry

Sworn to before me this 20th day
 of September 1977

Francis X. Vollmer Jr.
 Notary Public, Erie County, N. Y.

FRANCIS X. VOLLMER JR.
 Notary Public, State of New York
 Qualified in Erie County
 My Commission Expires March 30, 1979

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

Gladys M. Schubert, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clara* 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..... *Sept 15, 1977*;
last publication..... *Sept 15, 1977*;
and that no more than six days intervened be-
tween publications.

Gladys M. Schubert
Sworn to before me this *16th*
day of *September*, 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*

considered by the Town Board of the Town of Cheektowaga, County of Erie, State of New York, on the 2nd day of October, 1977 at 7:00 P.M. Local Time in the Town Hall in the Town of Cheektowaga, New York, for furnish-
~~ing all work, equipment, materials and labor for the construction of Kokomo Place Drainage Improvements, Plans, specifications, instruct-~~
~~ing to bidders, etc., prepared by McFarland-Johnson Engineers for said project, and approved by the Town Board of the Town of Cheektowaga, all of which are on file with the Town Engineer in his office in the Town Hall.~~

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 Town Clerk, Broadway and Union Road, Cheektowaga, New York 14227. Copies may be secured at the Office of the Town Clerk 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 returning the plans and specifications before the bid opening will also be deemed as non-bidders.

All bids must be enclosed in a separate sealed envelope and shall be addressed to the Town Clerk of the Town of Cheektowaga, Town Hall, Cheektowaga, New York 14227, and marked as "Proposal for the Construction of Kokomo Place Drainage Improvements".

The right to reject any and all bids, to waive any informality 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 are herewith reserved.

Each proposal must be accompanied by a certified check for a sum equal to five percent (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, in a sum equal to five percent (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.

No bidder may withdraw his bid within forty-five (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.

Bidders on this work will be required to comply with the President's Executive Order No. 11294. The requirements for bidders and contractors under this order which concern non-discrimination in employment, are explained in the specifications.

RICHARD M. MOLESKI

Town Clerk

Town of Cheektowaga, New York

DATED: September 7, 1977

STATE OF NEW YORK

County of Erie

}

ss Carolyn Fleming

City of Buffalo

being duly sworn says that she resides at 806 Fillmore Avenue

in the City of Buffalo

she further states that she is Editor of Fine Print News a weekly newspaper of general circulation, printed and published at 1490 Jefferson Avenue and that the advertisement, a copy of which is here to annexed, was printed and published in every copy of each issue of said newspaper for a period of 1 (one) week.

To wit:

DATES OF PUBLICATION

9-16-77 #1167 Vol.2 No.31 Amt. \$56.00

Note-----Invoice and tear sheets attached

Carolyn Fleming L.S.
Carolyn Fleming

City of Buffalo
County of Erie
State of New York

Sworn to before me this 27th
day of September 19 77

NOTARY PUBLIC

RUTH L. KENNEDY
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 22, 1979

STATE OF NEW YORK

County of Erie

} ss Carolyn Fleming

City of Buffalo

being duly sworn says that she resides at 806 Fillmore Avenue

in the City of Buffalo

she further states that she is Editor of Fine Print News a weekly newspaper of general circulation, printed and published at 1490 Jefferson Avenue and that the advertisement, a copy of which is here to annexed, was printed and published in every copy of each issue of said newspaper for a period of 1 (one) week.

To wit:

DATES OF PUBLICATION

9-16-77

#1167

Vol.2 No.31

Amt. \$56.00

Note-----Invoice and tear sheets attached

Carolyn Fleming L.S.
Carolyn Fleming

City of Buffalo
County of Erie
State of New York

NOTICE TO BIDDERS OPENED: All sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, County of Erie, State of New York, on the 2nd day of October, 1977 at 7:00 p.m., Local Time in the Town Hall in the Town of Cheektowaga, New York, for furnishing all tools, equipment, materials and labor for the construction of Mahoning Place Drainage Improvements. Plans, specifications, instructions to bidders, etc., prepared by McFarland & Johnson Engineers for said project, and approved by the Town Engineer in his office in the Town Hall.

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 Town Clerk, Broadway and Union Road, Cheektowaga, New York 14227. Copies may be secured at the Office of the Town Clerk 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 10 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 specifications before the bid opening will also be classed as non-bidders.

All bids must be enclosed in a separate sealed envelope and shall be addressed to the Town Clerk of the Town of Cheektowaga, Town Hall, Cheektowaga, New York 14227, and marked as "Proposals for the Construction of Mahoning Place Drainage Improvements".

The right to reject any and all bids, to waive any informality, 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 are herewith reserved.

Each proposal must be accompanied by a certified check a sum equal to five percent (5 percent) of the amount of the bid, payable to the order of the Town of Cheektowaga, New York, or bond with sufficient sureties, in a sum equal to five percent (5 percent) 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.

No bidder may withdraw his bid within forty-five (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.

Bidders on this work will be required to comply with the President's Executive Order No. 11246. The requirements for bidders and contractors under this order which concern non-discrimination in employment, are explained in the specifications.

Richard M. Molaski
Town Clerk
Town of Cheektowaga
New York

Item No. 30 Motion by Councilman Johnson, seconded by Councilman Wasielewski

WHEREAS, the Town Engineer has informed the Town Board Members that final plans and specifications will be ready for "The Chapel, Northcrest, Southcrest Drainage Improvement Project", AND

WHEREAS, Community Development Funds have been appropriated for this project, NOW THEREFORE BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders in connection with said storm sewers construction, notice to be published in the BUFFALO EVENING NEWS, COURIER EXPRESS and THE CHEEKTOWAGA TIMES and as per the requirements of the attached memo, and BE IT FURTHER

RESOLVED, that the Town Clerk obtain certified copies of the publication of said Notice to Bidders from each newspaper, and BE IT FURTHER

RESOLVED, that this Town Board will meet on the 3rd day of October, 1977 at 7:00 P.M. Local Time, for the purpose of receiving sealed bids at which time they will be publically 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 sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, County of Erie, State of New York, on the 3rd day of October, 1977 at 7:00 P.M., Local Time in the Town Hall in the Town of Cheektowaga, New York, for furnishing all tools, equipment, materials and labor for the construction of Chapel, Northcrest, Southcrest Drainage Improvements. Plans, specifications, instructions to bidders, etc., prepared by McFarland-Johnson Engineers for said project, and approved by the Town Board of the Town of Cheektowaga, all of which are on file with the Town Engineer in his office in the Town Hall.

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 Town Clerk, Broadway and Union Road, Cheektowaga, New York 14227. Copies may be secured at the office of the Town Clerk 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 10 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 specifications before the bid opening will also be classed as non-bidders.

All bids must be enclosed in a separate sealed envelope and shall be addressed to the Town Clerk of the Town of Cheektowaga, Town Hall, Cheektowaga, New York 14227, and marked as "Proposal for the Construction of Chapel, Northcrest, Southcrest Drainage Improvements".

The right to reject any and 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 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, in a sum equal to five percent (5%) of the amount of the bid, conditioned that, if 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.

No bidder may withdraw his bid within forty-five (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.

Item No. 30 Cont'd.

Bidders on this work will be required to comply with the President's Executive Order No. 11246. The requirements for bidders and contractors under this order which concern non-discrimination in employment, are explained in the specifications.

Richard M. Moleski, Town Clerk
Town of Cheektowaga, New York

DATED: September 7, 1977
PUBLISHED: September 15, 1977

* * * * *

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

*See Item No. 27 for copy of memo!

AFFIDAVITS-NEXT PAGE

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

NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, County of Erie, State of New York, on the 2nd day of October, 1977 at 7:00 P.M., local time in the Town Hall in the Town of Cheektowaga, New York for the building of a new apartment building and for the construction of Chapel, North-Southwest Drainage Improvements. Plans, specifications, instructions to bidders, etc., prepared by McFarland-Johnson Engineers for said project, and approved by the Town Board of the Town of Cheektowaga, all of which are on file with the Town Engineer in his office in the Town Hall.

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 Town Clerk, Broadway and Union Road, Cheektowaga, New York 14227. Copies may be secured at the office of the Town Clerk 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 15 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 specifications before the bid opening will also be classed as non-bidders.

All bids must be enclosed in a separate sealed envelope and shall be addressed to the Town Clerk of the Town of Cheektowaga, Town Hall, Cheektowaga, New York 14227, and marked as "Proposal for the Construction of Chapel, Northwest-Southeast Drainage Improvements."

The right to reject any and 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 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, in a sum equal to five percent (5%) of the amount of the bid, conditioned that, if 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.

No bidder may withdraw his bid within forty-five (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.

Bidders on this work will be required to comply with the President's Executive Order No. 11808. The requirements for bidders and contractors under this order which concern non-discrimination in employment, are explained in the specifications.

Richard M. Molecki
Town Clerk
Town of Cheektowaga
New York

DATED: September 7, 1977

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 ..15.... day of September... 1977 and the last insertion being on the day of, 19 .., and not more than days intervened between any two publications thereof.

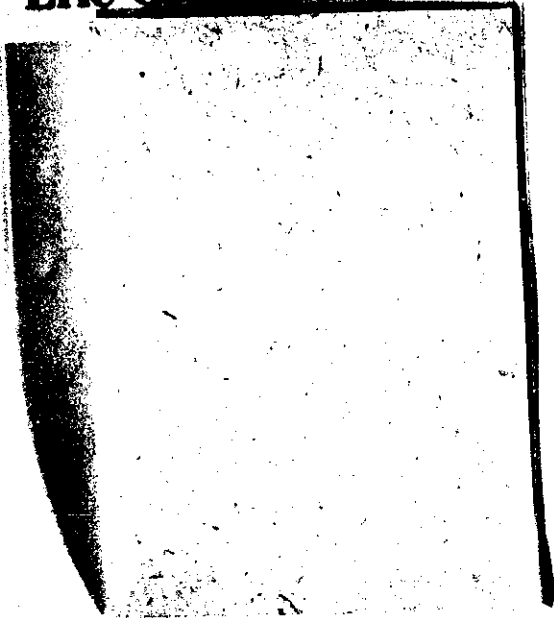
Alice Anderson
S. Ros

SEY...
Notary Public for the State of New York
Qualifies...
Commission expires March 30, 1978

N.Y.

Sve
of.

STATE OF NEW YORK
Erie County, 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 ..15.... day of September...
1977 and the last insertion being on the day
of, 19 .., and not more than
days intervened between any two publications
thereof.

Alice Anderson

Sworn before me this .15.. day }
ofSeptember... 19 77 . }

SEYMOUR H. RISING
Notary Public, State of New York
Qualified in Erie County
Commission Expires March 30, 1978

S. Rising

Notary Public, Erie County, N.Y.

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 he 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 ~~XXXXXXXXXXXX~~
~~XXXXXXXXXX~~ insertion being on the 15th
day of September 19 77 ~~and the last~~

D. Eileen Perry

20th day

SEP 19 77

Francis X. Vollmer Jr.
Notary Public, Erie County, N. Y.

FRANCIS X. VOLLMER JR.
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1979

Notice is hereby given that sealed proposals for the purchase and construction by the Town of Cheektowaga, New York, of the Buffalo, New York, on the 15th day of September, 1977 at 1:00 P.M. Local time in the Town Hall in the Town of Cheektowaga, New York, for furnishing all tools, equipment, materials and labor for the construction of **SEWER, NORTHWEST, SOUTHWEST DRAINAGE IMPROVEMENTS**, Plans, specifications, instructions to bidders, etc., prepared by McFarland-Johnson Engineers for said project, and approved by the Town Board of the Town of Cheektowaga, all of which are on file with the Town Engineer in his office in the Town Hall.

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 Town Clerk, Highway and Union Road, Cheektowaga, New York 14227. Copies may be secured at the office of the Town Clerk 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 10 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 damages and expense returning the plans and specifications to the Town of Cheektowaga will also be charged on non-bidders.

All bids must be enclosed in a separate sealed envelope and shall be addressed to the Town Clerk of the Town of Cheektowaga, Town Hall, Cheektowaga, New York 14227, and marked as "Proposal for the Construction of Sewer, Northwest, Southwest Drainage Improvements".

The right to reject any and all bids, to waive any irregularities 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 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, in a sum equal to five percent (5%) of the amount of the bid, conditioned that, if 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.

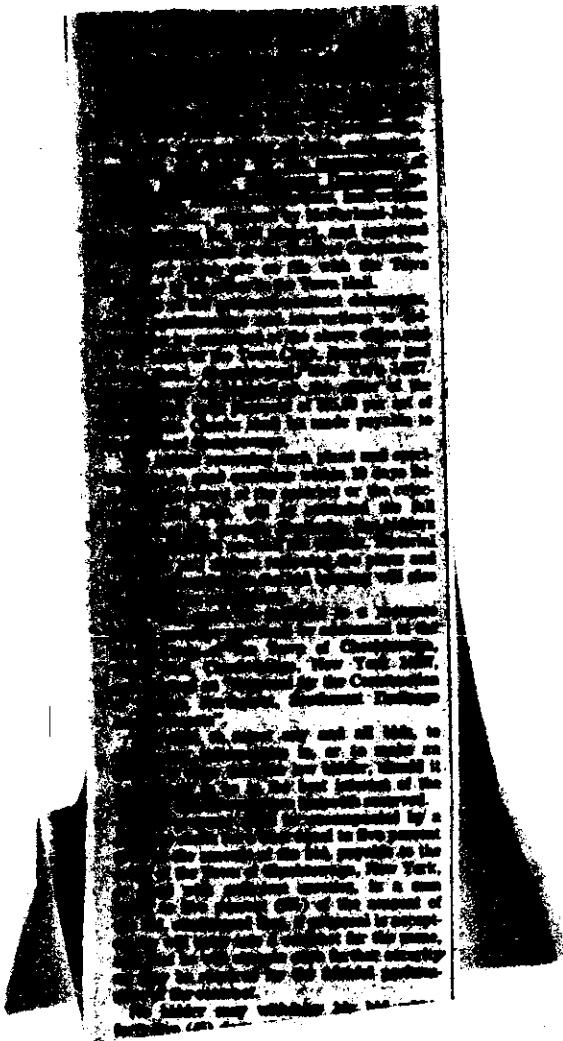
No bidder may withdraw his bid within forty-five (45) days after the date set for the opening thereof, but may withdraw same any time prior to the scheduled time for the opening of bids.

Bidders on this work will be required to comply with the President's Executive Order 11808. The requirements for bidders and contractors under this order which concern non-discrimination in employment, are contained in the specifications.

RICHARD M. MURPHY
Town Clerk
Town of Cheektowaga
New York

September 7, 1977

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 he 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 ~~XXXXXXXXXXXX~~
~~XXXXXX~~ insertion being on the 15th
day of September 19 77 ~~which is~~
~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
D. Eileen Perry

Sworn to before me this 20th day
of September 19 77

Francis X. Vollmer Jr.
Notary Public, Erie County, N. Y.

FRANCIS X. VOLLMER JR.
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 79

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

Gladys M. Heston, 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 *Sept. 15, 1977* ;
last publication *Sept. 15, 1977* ;
and that no more than six days intervened be-
tween publications.

Gladys M. Heston
Sworn to before me this *16th*
day of *September* , 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 Public Hearing
The Town of Cheektowaga, County of Erie,
State of New York, on the 2nd day of
October 1967 at 7:00 P.M. Local Time
in the Town Hall in the Town of
Cheektowaga, New York, for furnish-
ing all tools, equipment, materials
and labor for the construction of
Chapel Northcrest Southcrest
Drainage Improvements Plans,
specifications, instructions to bidders,
etc., prepared by McFarland-Johnson
Engineers for said project, and
approved by the Town Board of the
Town of Cheektowaga, all of which are
on file with the Town Engineer in his
office in the Town Hall.

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 Town Clerk,
Broadway and Union Road, Cheektowaga,
New York 14227. Copies may be
received at the office of the Town Clerk
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 re-
turning the plans and specifications
before the bid opening will also be
charged as non-bidders.

All bids must be enclosed in a
separate sealed envelope and shall be
addressed to the Town Clerk of the
Town of Cheektowaga, Town Hall,
Cheektowaga, New York 14227, and
marked as "Proposal for the Con-
struction of Chapel, Northcrest,
Southcrest Drainage Improvements."
The right to reject any and 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 are herewith reserved.

Each proposal must be accom-
panied by a certified check for a sum
equal to five percent (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, in a sum equal to five percent
(5 per cent) of the amount of the bid,
conditioned that, if 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.

No bidder may withdraw his bid
within forty-five (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.

Bidders on this work will be
required to comply with the Presi-
dent's Executive Order No. 11246. The
requirements for bidders and con-
tractors under this order which
concern non-discrimination in em-
ployment, are explained in the
specifications.

RICHARD M. MOLESKI

Town Clerk

Town of Cheektowaga, New York
DATED: September 7, 1967

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

WHEREAS, continuous complaints have been received by the Town Board about the cleaning up of property located on Hyland Road, Sublot No. 133, in the Town of Cheektowaga, New York and according to the Assessor's Office records is owned by Mr. and Mrs. Donald Mesler, 26 Woodland Terrace, Cheektowaga, New York, and

WHEREAS, these conditions require that some positive steps be taken to rectify this condition by cleaning up the high weeds and debris 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. 32 Motion by Councilman Wasielewski, seconded by Councilman Dux

WHEREAS, continuous complaints have been received by the Town Board about the cleaning up of property located on Hyland Road, Sublot 134, in the Town of Cheektowaga, New York and according to the Assessor's Office records is owned by Eileen Horton, , Depew, New York 14043, and

WHEREAS, these conditions require that some positive steps be taken to rectify this condition by cleaning up the weeds and debris 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. 33 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the necessary PO-17 forms have been submitted to the Erie County Department of Personnel for the creation of an "Assistant Working Foreman" position in the Sewer Maintenance Department, and

WHEREAS, the Erie County Department of Personnel has approved the creation of said position, NOW, THEREFORE, BE IT

RESOLVED that the position of "Assistant Working Foreman" in the Sewer Maintenance Department 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. 34 Motion by Councilman Johnson, seconded by Supervisor Meyers

WHEREAS, there is need for an Assistant Foreman in the Sewer Maintenance Department, AND

WHEREAS, said position was cleared thru the Erie County Personnel Department, NOW THEREFORE BE IT

Item No. 34 Cont'd.

RESOLVED, that the following employee is promoted to Assistant Working Foreman in the Sewer Maintenance Department effective September 7, 1977, at the starting rate of \$6.78 per hour.

William Wozniak

Cheektowaga, New York 14211

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 Johnson

WHEREAS, there is need in the Plumbing Department for a laborer to maintain a full force, AND

WHEREAS, the previous laborer in the Plumbing Department applied for and was transferred to the Sewer Maintenance Department effective August 22, 1977, AND

WHEREAS, the job opportunity has been posted on bulletin boards in accordance with Local 1026, AFL-CIO Agreement, NOW, THEREFORE, BE IT

RESOLVED, that the following is hereby hired as laborer at the current wage rate for said position, effective September 8, 1977.

John Nowicki

Cheektowaga, New York 14227

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

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

BE IT RESOLVED that the Cheektowaga Recreation Department hire the following individuals as "Rink Personnel" to run various winter recreation programs, at an hourly rate of \$2.50, effective September 8, 1977:

Richard Krueger -

Don Zent -

Bob Trembowicz -

Mary Ratka -

Kelly Dowd -

Jim Trzaska -

and, BE IT FURTHER

RESOLVED that the Cheektowaga Recreation Department hire the following individuals as "Figure Skating Instructors", at an hourly rate as specified below, effective September 8, 1977:

\$15.00 Per Hour

Elizabeth O'Donnell -

\$ 5.00 Per Hour

Lise Woolrich -

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 Supervisor Meyers, seconded by Councilman Wasielewski

WHEREAS, Chester Sawicki, has been absent from work due to illness and during said absence he has used up his accumulated sick leave time, and

WHEREAS, said employee has requested an extension of his sick leave benefits pursuant to the limitations specified in the Collective Bargaining Agreement between the Town of Cheektowaga and the employees' representative, therefore, BE IT

RESOLVED, that said Chester Sawicki be and hereby is granted extended sick leave with pay not to exceed fifteen (15) working days and subject to the provisions of the Collective Bargaining Agreement between the Town of Cheektowaga and the employees' representative, commencing September 7, 1977.

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 Swiatek

WHEREAS, Rita Thielman, Clerk in the Assessor's Office, Town of Cheektowaga, has requested a thirty-day (30) leave of absence commencing on September 7, 1977, thru October 7, 1977, NOW THEREFORE BE IT

RESOLVED that Rita Thielman be granted a thirty-day (30) leave of absence without pay beginning September 7, 1977, and ending October 7, 1977.

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 Wasielewski

WHEREAS, Russell Serwicki, New York 14212
was hired under the Comprehensive Employment and Training Act of 1973, Title VI,
as a Laborer in the Village of Sloan, and

WHEREAS, Russell Serwicki is requesting a leave of absence for personal reasons, NOW THEREFORE BE IT

RESOLVED that Russell Serwicki is hereby granted a leave of absence for a six month period, effective September 5, 1977.

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

WHEREAS, the following have been Town Employees under the Comprehensive Employment and Training Act of 1973, Title VI, NOW THEREFORE BE IT

Item No. 40 Cont'd.

RESOLVED that the Title of the following be changed from Title VI to Title II, effective September 5, 1977.

Glowicki, Henry
Plant #5 Laborer
Cheek., NY 14206

Lannon, Patrick
Plant #5 Laborer
Cheek., NY 14227

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, second 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:

Junior Career Trainee in the Recreation Department at a salary of \$8,639.58

Mary Ann Sansone Cheektowaga, NY 14225

Upon Roll Call....

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

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

WHEREAS, a vacancy exists in the Cheektowaga Parks Department for a "General Mechanic", AND

WHEREAS, this position has previously been created and posted in accordance with the Erie County Department of Personnel, NOW, THEREFORE, BE IT

RESOLVED that John A. Nickel of , Cheektowaga, New York 14225, be and hereby is hired as a "General Mechanic" in the Cheektowaga Parks Department, at the rate of pay specified in Appendix "C", Wage Schedule, of the Agreement between the Town of Cheektowaga and Local 1026, A.F.S.C.M.E., A.F.L.-C.I.O.; appointment effective immediately.

Upon Roll Call....

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

Item No. 43 Motion by Councilman Burst, seconded by Councilman Kaczmarek

BE IT RESOLVED that the following person be hired as a part-time, seasonal Clerk in the Tax Office at a salary of \$22.00 per day, effective immediately:

Dorothy Gielinski Cheektowaga, NY 14227

Item No. 43 Cont'd.

Upon Roll Call....

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

Item No. 44 Motion by Councilman Dux, seconded by Councilman Kaczmarek

BE IT RESOLVED that funds in the amount of \$1,500.00 be transferred from Account No. 7410-445 to Account No. 7410-200 (Town Libraries-Buildings & Grounds) to (Town Libraries-Equipment) in order to provide funds for the purchase of a check-riter and floor scrubbing machine.

Upon Roll Call....

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

Item No. 45 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 September 7, 1977 be and the same are hereby approved and the Supervisor pay said warrants.

<u>FUND</u>	<u>CHECK NO.</u> <u>FROM TO</u>	<u>AMOUNT</u>
GENERAL FUND	2272-2408, 2413-2548	\$309,037.29
SPECIAL DISTRICT FUND	3330, 3333-3379	115,853.98
HIGHWAY FUND	2778-2811	50,962.57
PART TOWN FUND	692-698	2,782.44
CAPITAL FUND	66-72	5,445.37
TRUST AND AGENCY FUND	450,452	13,515.52
H.U.D.-C.D.B.G. FUND	15-17	<u>2,953.00</u>
		<u>\$500,550.17</u>

Upon Roll Call....

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

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

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 Kaczmarek

WHEREAS, the Town Board adopted a resolution at a regular adjourned meeting on May 31, 1977 wherein it awarded bids relating to the Northeast Interceptor Sewer construction, being part of the Town of Cheektowaga Sewer District No. 5 Water Pollution Abatement Program, and

WHEREAS, the Town Board granted two separate awards referred to as Contract No. 1 and Contract No. 2, and

WHEREAS, Contract No. 1 was awarded to Herbert F. Darling, Inc. at the bid price of \$3,462,581.50 and Contract No. 2 was awarded to Amadori Construction Company, Inc. at the bid price of \$2,543,980.00, and

WHEREAS, said resolution recited that each award was contingent upon the approval by the New York State Department of Environmental Conservation and the United States Environmental Protection Agency, and

WHEREAS, since the granting of said awards, Amadori Construction Company, Inc. submitted a protest to the United States Environmental Protection Agency and the New York State Department of Environmental Conservation relative to the award granted to Herbert F. Darling, Inc. for Contract No. 1, and

WHEREAS, proceedings were commenced wherein the Town of Cheektowaga, as Grantee, Herbert F. Darling, Inc. and Amadori Construction Company, Inc. became parties to a review by the Environmental Protection Agency and the title of said proceedings being:

Protest Appeal by Amadori Construction Co., Inc.
Under 40 CFR 35.939, Contract 1 Under EPA Grant
C-36-323 to Town of Cheektowaga, New York

WHEREAS, said proceedings were finalized by a hearing before the Environmental Protection Agency held in the City of New York on August 4, 1977, and

WHEREAS, the Environmental Protection Agency, after reviewing the proceedings and hearing the various witnesses and arguments presented at the said hearing, has submitted its final determination of the Regional Administrator, dated August 31, 1977, wherein it concluded that the award to Herbert F. Darling, Inc. would violate Environmental Protection Agency regulations, 40 CFR 35.936-3 and 35.938-4(h) (2) as well as basic principles of competitive procurement and thereby disapproved the proposed award to said Herbert F. Darling, Inc., and

WHEREAS, as a result of the aforementioned determination, the award to Herbert F. Darling, Inc. has not met the conditions regarding the approval of said award by the Environmental Protection Agency as required in the Town Board resolution dated May 31, 1977, and

WHEREAS, the Code of Federal Regulations provides that if a determination is made by the Environmental Protection Agency which is favorable to the protesting bidder, the grantee (in this case the Town of Cheektowaga) is required to grant the award to the protesting bidder where its bid is the lowest responsive, responsible bid as a result of the determination of the Environmental Protection Agency, now, therefore, BE IT

RESOLVED, that the award to Herbert F. Darling, Inc. of Contract No. 1 at the bid price of \$3,462,581.50 be and hereby is cancelled and voided as a result of the disapproval by the Environmental Protection Agency, and BE IT FURTHER

RESOLVED, that Contract No. 1 be and hereby is awarded to Amadori Construction Company, Inc. at the bid price of \$3,496,030.00; said bid being the alternate bid (total bid with item 19A), and said bid being the lowest responsive, responsible bid, and BE IT FURTHER

RESOLVED, that said bid award to Amadori Construction Co., Inc. for Contract No. 1 is conditional upon the approval of said bid award by the New York

Item No. 46 Cont'd.

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 Amadori Construction Co., Inc. for Contract No. 1 of the Northeast Interceptor Sewer Construction, after approval of said bid award is granted by both the New York State Department of Environmental Conservation and the U.S. Environmental Protection Agency.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 47 License Agreements between Town of Cheektowaga and Consolidated Rail Corporation re: N.E. Interceptor work at Conrail Crossing.

Motion by Councilman Johnson, seconded by Councilman Wasielewski

WHEREAS, the Northeast Interceptor Sewer Project has been commenced by the Town, and

WHEREAS, part of said project relates to certain construction work and facilities at railroad crossings located within the boundaries of the project, and

WHEREAS, Consolidated Rail Corporation has submitted to the Town proposed Agreements covering such facilities located upon the railroad property, each Agreement requiring the Town to pay Consolidated Rail Corporation to cover the preparation and/or consideration fees under the Agreement; said Agreements are herein referred to as follows:

June 1, 1977 - one 36" asbestos cement sewer pipe, encased in a 54" reinforced concrete pipe at Valuation Station 2217+585+, located 15 feet east of Mile Post 420, at a point 4.67 miles east of the Station of Bowmansville, Erie County, New York.
\$1250.00

June 2, 1977 - one 42" reinforced concrete sewer pipe, encased in a 60" reinforced concrete pipe at Valuation Station 2215+855+, located 3535 feet west of Mile Post 419 at a point 4.34 miles east of the Station of Bowmansville, Erie County, New York.
\$1250.00

June 3, 1977 - one 24" asbestos cement sewer pipe, encased in a 40" steel pipe at Valuation Station 2210+480+, located 1840 feet east of Mile Post 419, at a point 3.32 miles east of the Station of Bowmansville, Erie County, New York.
\$1250.00

June 7, 1977 - one 18" asbestos cement sewer pipe, encased in a 30" steel pipe at V.S. 2204+615+, located 2855 feet west of Mile Post 417, at a point 2.20 miles west of the Station of Bowmansville and under The Garden-ville Running Tract, at V.S. 10+335+, all located in Erie County, New York.
\$2500.00

June 8, 1977 - one 18" asbestos cement sewer pipe, encased in a 30" steel pipe at Valuation Station 2202+660+, located 900 feet west of Mile Post 417, at a point 0.27 of a mile west of the Station of Bowmansville, Erie County, New York.
\$1250.00

NOW, THEREFORE, BE IT RESOLVED that the Supervisor be and hereby is authorized to sign the above listed Agreements on behalf of the Town of Cheektowaga and submit same to the Consolidated Rail Corporation for processing, and BE IT FURTHER

RESOLVED that the Town be and hereby is authorized to pay the various amounts of consideration as set forth above and to forward same together with the Agreements to Consolidated Rail Corporation for processing, and BE IT FURTHER

Item No. 47 Cont'd.

RESOLVED, that the Town Clerk be and hereby is directed to return said Agreements and the considerations as set forth therein together with certified copies of this resolution, with seal affixed and to be attached and made a part of all copies of said Agreement.

Upon Roll Call....

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

Item No. 48 Authorization for Officer Thurnherr to attend Conference in Albany.

Motion by Supervisor Meyers, seconded by Councilman Wasielewski

BE IT RESOLVED that Richard E. Thurnherr, President of the Cheektowaga Police Club is authorized to use administrative leave time on the 14th and 15th of September, 1977 to attend the Police Conference of New York, Inc. to be held at the Ramada Inn, 1220 Western Avenue, Albany, New York, subject, however, to the fact that this authorization is without prejudice to the Town's position in collective bargaining that there should be a limit to the number of days and the number of personnel authorized for administrative leave, and further, that such leave should only be authorized by resolution of the Town Board.

Upon Roll Call....

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

Item No. 49 Military Leave of Absence for Police Officer.

Motion by Supervisor Meyers, seconded by Councilman Burst

RESOLVED that John P. Huntz, Police Officer in the Cheektowaga Police Department be granted a week-end military leave of absence, September 16, 17 and 18, 1977, for National Guard duty.

Upon Roll Call....

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

Item No. 50 Award of Bid for Sanitary Sewer Remedial Work - Part IIA.

Motion by Councilman Johnson, seconded by Supervisor Meyers

WHEREAS, Notice to Bidders was duly published for the receipt of bids for Sanitary Sewer Remedial Work Part IIA at various locations 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, the resolution dated August 22, 1977 specified that the award of contract shall be made at the same meeting as bid opening to expedite the start of the Remedial Program providing the low responsible bidder is known to the Town Engineer by previous association or reputation that he will perform within the requirements of the specifications, NOW, THEREFORE, BE IT

RESOLVED, that the contract for Sanitary Sewer Remedial Work Part IIA Item I, "Union at Ellen" be awarded to Shurtrench Construction, Inc., 2281 Lower East Hill Road, Colden, New York 14033, said bid price of \$8,200 being the lowest responsible bid meeting the requirements of the specifications, and BE IT

Item No. 50 Cont'd.

FURTHER

RESOLVED, that the contract for Sanitary Sewer Remedial Work Part IIA Item II, "Union at Cleveland" be awarded to M.C. Morgan Contractors, Inc., 3690 Sheridan Drive, Amherst, New York 14226, said bid price of \$4,121 and Item III, "4620 Union Road" be awarded to M.C. Morgan Contractors, Inc., said bid price of \$12,579 and Item IV, "105 Kenville Drive" be awarded to M.C. Morgan Contractors, Inc., said bid price of \$4,560, said contractor being the lowest responsible bidder meeting the requirements of the specifications.

Upon Roll Call....

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

Item No. 51 Award of Bid for Storm Sewer Cleaning Work at various locations in Town.

Motion by Councilman Johnson, seconded by Supervisor Meyers

WHEREAS, Notice to Bidders was duly published for the receipt of bids for cleaning storm sewers at various locations 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, the resolution dated August 22, 1977 specified that the award of contract shall be made at the same meeting as bid opening to expedite the start of the cleaning program providing the low responsible bidder is known to the Town Engineer by previous association or reputation that he will perform within the requirements of the specifications, NOW, THEREFORE, BE IT

RESOLVED, that the contract for cleaning storm sewers be awarded to Superior Pipe Cleaning, Inc., 168 Woodlawn Avenue, Woodlawn, New York 14219, said unit bid prices being the lowest responsible bid meeting the requirements of the specifications.

Storm Sewers	8" to 12" Diameter	<u>\$35.00</u>	Per crew hour of 2 men
Storm Sewers	15" to 24" Diameter	<u>\$35.00</u>	Per crew hour of 2 men
Storm Sewers	30" to 48" Diameter	<u>\$48.00</u>	Per crew hour of 3 men

Upon Roll Call....

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

Item No. 52 Motion by Councilman Johnson, seconded by Councilman Wasielewski to adjourn the meeting.

RICHARD M. MOLESKI
TOWN CLERK

BIDS

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 DEPARTMENTAL COMMUNICATIONS

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	<u>Meeting No. 27 September 19, 1977</u>	
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35	Building Permits	18
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45	Building Permits	22
46	Supervisor's Statement of Funds - July 1977; August 1977	22
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37	Call for public hearing for amendment to T.O. - Art. VIII "Stop & Yield Int." - N. Meadowbrook & Bismarck	19
38	Request Department of Environmental Quality to investigate obnoxious odors from plant located at 2000 William Street known as Darling & Co.	20
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40	Pay adjustment for C.E.T.A. Employee	20
41	Notice of Estimated Sewer rates in Sanitary Sewer District #8	20-22
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53	Change Order E-1; Losson Road Park Community Center	23
54	Change Order GC-4; Losson Road Park Community Center	23
55	Authorize Niagara Mohawk Power Corp to make safety revisions along Kensington Expressway as per N.Y.S. - D.O.T. Agreement	24
56	Authorization for representatives of Chktg. Cpts. & Lts. Assoc. to attend Police Conference in Albany	24
57	Memorialize N.Y.S. - D.O.T. to install traffic control device on Union Road at Town Hall site	25
58	Memorialize N.Y.S. - D.O.T. to begin storm sewer & catch basin cleaning on State highways	25
	<u>Meeting No. 30 October 17, 1977</u>	
36	Appointment and reappointments to Cheektowaga Traffic Safety Comm.	16
37	Adoption of Housing Code	17-18
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 REGULAR ADJOURNED MEETINGS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 29 October 11, 1977</u>	
2	Decision on Amendment to T.O. - Art. VII "Stop & Yield Int. N. Meadowbrook Pkwy. & Bismarck St.	1-2
3	Authorization for Supervisor to sign General Release relative to Employee overpayment	3
4	Highway - Notice to closing Town Highway: Peppy Place	3
5	Highway - Award of bid for approximately 70,000 sq. ft. or more of concrete approaches	4

Waiver of Rules

6	Amend resolution of 10/3/77 relative to Easements	4
7	Hiring of part-time laborer in Central Garage	4
8	Approval of Change Order No. 1 relative to George Urban Blvd. reconstruction project	4-5
9	Approval of Change Orders No. 5 and No. 6 relative to St. Felix Drainage Project	5

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 19th day of September, 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; Robert Miller, Deputy Town Attorney; Sal LaGreca, Assistant Manpower Program Director I; John Malloy, CPA; Alfred Wnek, Superintendent of Highways; Dr. Louis Vendetti, Health Officer; Andrew Schwenk, Sole Assessor; Edward Leak, Recreation Director; Ronald Marten, Building and Plumbing Inspector; Julia Reinstein, Town Historian; Chester Bryan, Town Engineer; Ron Zoeller, Working Foreman in the Sanitation Department.

I. BIDS

Item No. 2 Highway - New tires, tubes, and recapped tires
Referred to Alfred Wnek, Superintendent of Highways

II. PUBLIC HEARINGS

Item No. 3 Proposed use of Federal Revenue Sharing Funds
The hearing was held and closed.

III. RESOLUTIONS

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

WHEREAS, uniform and adequate housing standards and regulations are essential to correct substandard housing conditions and to ensure a desirable living environment in the community; and

WHEREAS, the Town Law of the State of New York grants authority to the Town Board, after a public hearing, to enact a housing code, regulating and establishing, amongst other things, minimum standards governing the condition, occupancy, and maintenance of housing; and

WHEREAS, if the Town Board enacts a housing code, loan applications, pursuant to the Department of Housing and Urban Development's 312 loan program, can be processed, NOW, THEREFORE, BE IT

RESOLVED that in accordance with the provisions of the Town Law of the State of New York, a public hearing will be held on the 3rd day of October, 1977 at 7:00 o'clock P.M., Eastern Daylight Saving Time, at a meeting of the Town Board of the Town of 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 "Housing Code" 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 prior to the date of the hearing.

9/19/77

NOTICE OF HEARING ON PROPOSAL TO ENACT
HOUSING CODE

NOTICE IS HEREBY GIVEN THAT in pursuance of a Resolution of the Town Board of the Town of Cheektowaga, which was duly passed on the 19th day of September, 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 3rd day of October, 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 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 "HOUSING CODE" shall be adopted and enacted, which CODE regulates and establishes minimum standards governing the condition, occupancy, and maintenance of dwellings within the Town of Cheektowaga; establishes minimum standards governing utilities, facilities, and other physical components and conditions essential to make dwellings and premises safe, sanitary and fit for human habitation; fixes certain responsibilities and duties of owners, operators, agents and occupants of dwellings; and authorizes and establishes procedures for the inspection of dwellings within the Town of Cheektowaga. A copy of the proposed "HOUSING CODE" 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: September 19, 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. Dechete, 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..... *Sept. 23, 1977* ;
last publication..... *Sept. 23, 1977* ;
and that no more than six days intervened be-
tween publications.

Gladys M. Dechete
Sworn to before me this *23rd*
day of *September*, 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 in pursuance of a Resolution of the Town Board of the Town of Cheektowaga, which was duly passed on the 19th day of September, 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 3rd day of October, 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 "HOUSING CODE" shall be adopted and enacted, which CODE regulates and establishes minimum standards governing the condition, occupancy, and maintenance of dwellings within the Town of Cheektowaga; establishes minimum standards governing utilities, facilities, and other physical components and conditions essential to make dwellings and premises safe, sanitary and fit for human habitation; fixes certain responsibilities and duties of owners, tenants and occupants; and provides for the enforcement of the same. A copy of the proposed CODE 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: September 19, 1977
RICHARD M. MOLESKI
Town Clerk

Item No. 5 Motion by Councilman Wasielewski, seconded by Councilman Dux

WHEREAS, Pagas Land Co., Inc., Samuel Tadio, President, has applied for a Special Permit to operate a Used Car Lot on property located at 4942 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 7th day of September, 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 operation of a Used Car Lot on property located at 4942 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.

Clady M. Hechte, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clady M. Hechte* 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..... *Sept. 23, 1977* ;
last publication..... *Sept. 23, 1977* ;
and that no more than six days intervened be-
tween publications.

Clady M. Hechte
Sworn to before me this *23rd*
day of *September*, 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*

CHECTOWAGA TOWN BOARD

At a regular meeting of the Town Board of the Town of Chectowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 19th day of September, 1977 at 7:00 o'clock P.M. Eastern Daylight Saving Time there were:

PRESENT:

Supervisor Kenneth J. Moyers

Councilmen:

Frank E. Swintak

Raymond J. Wasielewski

Thomas M. Johnson, Jr.

Frank J. Dux

George Kaczmarek

James R. Burat

ABSENT: 0

Motion by Councilman Wasielewski seconded by Councilman Dux.

WHEREAS, Pages Land Co., Inc., (James Tadio, President), has applied for a Special Permit to operate a Used Car Lot on property located at 4042 Genesee Street, Chectowaga, New York pursuant to Section 6-01 and Section 6-012 of the Zoning Ordinance of the Town of Chectowaga, and

WHEREAS, a public hearing was held before the Chectowaga Town Board on the 7th day of September, 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 was no objections to the issuance of said Special Permit for the operation of a Used Car Lot on property located at 4042 Genesee Street, Chectowaga, New York, therefore, **BE IT**

RESOLVED, that said Special Permit be and hereby is granted.

Upon roll call

Supervisor Moyers Voting AYE

Councilmen:

Swintak

Voting AYE

Wasielewski

Voting AYE

Johnson

Voting AYE

Dux

Voting AYE

Kaczmarek

Voting AYE

Burat

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 Chectowaga, a town located in the County of Erie, State of New York, was duly held on September 19, 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. 5, 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 20th day of September, 1977.

RICHARD M. MOLESKI
Town Clerk

Item No. 6 Motion by Councilman Kaczmarek, seconded by Councilman Dux

BE IT RESOLVED that the plans for Helenbrook Subdivision be and hereby are accepted with the specifications as set forth in the letter of the Superintendent of Highways attached hereto and made a part hereof.

* See next page for letter.

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

December 1, 1976

DEC 3 1976
KENNETH MEYERS
SUPERVISOR

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

Gentlemen:

Re: Acceptance of plans for
Rowley Hollow, South - Sub.

Mr. C. Bryan, the town engineer, Mr. T. Skowron, the Highway engineer, and I have checked the plans for Rowley Hollow South Subdivision, and find that they conform with the specifications set forth by the Town of Cheektowaga, including the following:

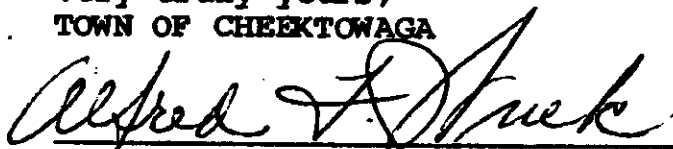
1. Concrete storm sewer pipe for main storm sewer, with proper appurtenances as specified on detail sheet.
2. A tree must be planted by the builder in front of each home, between the sidewalk and curb, within a year after the home is built. The type of tree is to be specified by the Town highway department.
3. Construction of roads is to be performed to current highway specifications as shown on subdivision plans. The road described as follows:

FAWN CT. - 60 ft. wide r.o.w. - 779' long, ending in a cul-de-sac having a radius of 60'.

No building permits are to be issued until after the deed and bond (maintenance) are properly filed with the Town of Cheektowaga and the Highway Superintendent, upon receipt of deed and bond will notify the Building inspector, and he may then issue permits for building. These permits are to specify that a tree must be planted per highway specifications.

All requirements being met, I recommend approval of construction plans as they have been filed with the Town Engineer's office and this office.

Very truly yours,
TOWN OF CHEEKTOWAGA


ALFRED F. WNEK, SUPT. OF HIGHWAYS

AFW/bg
Town Clerk

Town Engineer - Building inspector, Town Atty. Chairman-Planning Comm.
"When better roads are built - Cheektowaga will build them"

Item No. 6 cont'd

Upon Roll Call....

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

Item No. 7 Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, the Town Engineer has informed the Town Board members that final plans and specifications are ready for the Nandale Drive and Veterans Place storm sewers, and

WHEREAS, the U.S. Department of Commerce Economical Development Administration has approved our request to apply the unexpended balance of funds from E.D.A. - LPW Project Number 01-51-03603 "St. Felix Drainage Project" to the Nandale Drive and Veterans Place storm sewers in a letter dated August 24, 1977, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be directed to publish a Notice to Bidders in connection with said storm sewers construction notice to be published in the CHEEKTOWAGA TIMES, and as per the requirements of the attached memo, and BE IT FURTHER

RESOLVED that the Town Clerk obtain certified copies of the publication of said Notice to Bidders from each newspaper, and BE IT FURTHER

RESOLVED that this Town Board will meet on the 3rd day of October, 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.

* * * * *

NOTICE TO BIDDERS

Notice is hereby given that sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, County of Erie, State of New York, on the 3rd day of October, 1977 at 7:00 p.m., Local Time, in the Town Hall in the Town of Cheektowaga, New York, for furnishing all tools, equipment, materials and labor for the construction of storm sewers in Nandale Drive and Veterans Place, including manholes, receivers and related work, complete, in place, 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 said project, and approved by the Town Board of the Town of Cheektowaga, all of which are on file with the Town Engineer in his office in the Town Hall.

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. Copies may be secured at the office of Nussbaumer & Clarke, Inc., upon payment of \$50.00 per set of documents. Those wishing to purchase a set of documents shall submit two (2) checks, each for one-half (\$25.00) the amount, and 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 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 Clerk of the Town of Cheektowaga, Town Hall, Cheektowaga, New York 14227, and marked as "Proposal for the Construction of Storm Sewers in Nandale Drive and Veterans Place.

9/19/77

Item No. 7 cont'd

The right to reject any and 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 ten percent (10%) 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 ten percent (10%) 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.

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 bidders 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 further called to Section 2604 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 complied with, such bid will not be accepted.

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY
WITH THE PRESIDENT'S EXECUTIVE ORDER NO. 11246.
THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS
UNDER THIS ORDER, WHICH CONCERN NON-DISCRIMINATION
IN EMPLOYMENT, ARE EXPLAINED IN THE SPECIFICATIONS.

Town of Cheektowaga, New York
RICHARD M. MOLESKI, Town Clerk

DATED: September 19, 1977
PUBLISHED: September 22, 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. Sichte, 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 for1..... weeks;
first publication, Sept 23, 1977.....;
last publication, Sept 23, 1977.....;
and that no more than six days intervened be-
tween publications.

Clady M. Sichte
Sworn to before me this23rd.....
day ofSeptember....., 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

proposed by the Town Board of the Town of Cheektowaga, County of Erie, State of New York, on the 2nd day of October, 1977, at 7:00 p.m. Local Time, in the Town Hall in the Town of Cheektowaga, New York, for furnishing all tools, equipment, materials and labor for the construction of storm pipes in Apple Drive and Veterans Plaza, including manholes, receivers and related work, complete, in place, and ready for use in accordance with the Contract Documents therefore, including Plans, Specifications, Instructions to Bidders, etc., prepared by Neuharmer & Clarke, Inc., Consulting Engineers for said project, and approved by the Town Board of the Town of Cheektowaga, all of which are on file with the Town Engineer in his office in the Town Hall.

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 319 Delaware Avenue, Buffalo, New York 14202. Copies may be secured at the office of Neuharmer & Clarke, Inc., upon payment of \$25.00 per set of documents. Those wishing to purchase a set of documents shall submit two (2) checks, each for one-half (\$12.50) the amount, and 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 rendering the Plans and Specifications before the bid opening will also be deemed 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 Clerk of the Town of Cheektowaga, Town Hall, Cheektowaga, New York 14227, and marked as "Proposal for the Construction of Storm Sewers in Neuharmer Drive and Veterans Place."

The right to reject any and 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 ten percent (10 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 ten percent (10 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.

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 bidders 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 further called to Section 2004 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 completed with, such bid will not be accepted.

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDER NO. 11948, THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER THIS ORDER, WHICH CONCERN NON-DISCRIMINATION IN EMPLOYMENT, ARE EXPLAINED IN THE SPECIFICATIONS.

Town of Cheektowaga, New York
Town Clerk
RICHARD M. MOKLEBET

Dated: September 19, 1977
Published: September 22, 1977

Item No. 8 Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, the Town Engineer has informed the Town Board members that final plans and specifications are ready for the Autumnwood Drive Drainage Project, Part II, and

WHEREAS, the U.S. Department of Commerce Economic Development Administration has approved our request to apply the unexpended balance of funds from E.D.A. - LPW Project Number 01-51-03603 "St. Felix Drainage Project" to the Autumnwood Drive Drainage Project, Part II, in a letter dated August 24, 1977, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be directed to publish a Notice to Bidders in connection with said storm sewers construction, notice to be published in the CHEEKTOWAGA TIMES, as as per the requirements of the attached memo, and BE IT FURTHER

RESOLVED that the Town Clerk obtain certified copies of the publication of said Notice to Bidders from each newspaper, and BE IT FURTHER

RESOLVED that this Town Board will meet on the 3rd day of October, 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.

* * * * *

NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, County of Erie, State of New York, on the 3rd day of October, 1977 at 7:00 P.M., furnishing all tools, equipment, materials, and labor for the construction of the Autumnwood Drive Drain - Part 2, including inlets, headwall and related work, complete, in place 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 said project, and approved by the Town Board of the Town of Cheektowaga, all of which are on file with the Town Engineer in his office in the Town Hall.

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. Copies may be secured at the office of Nussbaumer & Clarke, Inc. upon payment of \$50.00 per set of documents. Two checks, each for one-half the amount of the deposit, 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 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 Clerk of the Town of Cheektowaga, Town Hall, Cheektowaga, New York 14227, and marked as "Proposal for the Construction of the Autumnwood Drive Drain - Part 2."

The right to reject any and all bids, to waive any informalities in, or 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

Item No. 8 cont'd

(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.

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 the 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 further called to Section 2604 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 complied with, such bid will not be accepted.

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY
WITH THE PRESIDENT'S EXECUTIVE ORDER NO. 11246.
THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS
UNDER THIS ORDER, WHICH CONCERN NON-DISCRIMINATION
IN EMPLOYMENT, ARE EXPLAINED IN THE SPECIFICATIONS.

Town of Cheektowaga, New York
RICHARD M. MOLESKI, Town Clerk

DATED: September 19, 1977
PUBLISHED: September 22, 1977

* * * * *

Upon Roll Call....

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

AFFIDAVIT-NEXT PAGE

DRK
ss.
Buffalo

The BUFFALO CRITERION
62-35 WILLIAM ST. BUFFALO 6, N. Y.

.....FRANK E. MERRIWEATHER.....

of the City of Buffalo, being duly sworn deposes and says,
that ...he is Editor-Publisher.. of The Buffalo
Criterion, a weekly newspaper published in said City, that
the notice, of which the annexed printed slip taken from
said newspaper is a copy, was inserted and published there-
inON/O..... a week for ..two.....
weeks, the first insertion being on the ...21st.. day of
.....September...., 19..77.. and the last insertion be-
ing on the ...28th..... day of ..September.....

19..77..

Frank E. Merriweather

FRANK E. MERRIWEATHER
(Attorney at Publication)

Sworn to before me this ...6th..... day of

Peter....., 19..77..

William S. Sams

NOTARY PUBLIC, No.
WILLIAM SAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1979

.....of the proposed Contract Documents, Plans,
Specifications and General Conditions may be examined at
the office of the Engineer at 310
....., Buffalo, New York 14201. Copies may be
obtained from the Engineer at a fee of \$10.00 per set.
The Engineer of the proposed Contract Documents, Plans,
Specifications and General Conditions, Two copies, each for
the Town Board of the Town of Buffalo, and one for the
Town Engineer.

.....of the proposed Contract Documents, Plans,
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....., Buffalo, New York 14201. Copies may be
obtained from the Engineer at a fee of \$10.00 per set.
The Engineer of the proposed Contract Documents, Plans,
Specifications and General Conditions, Two copies, each for
the Town Board of the Town of Buffalo, and one for the
Town Engineer.

ON THIS WORK WILL BE REQUIRED TO
FURNISH THE PRESIDENT'S EXECUTIVE ORDER
AND THE REQUIREMENTS FOR BIDDERS AND
CONTRACTS, WHICH CONCERN
CONCERNING, IN EMPLOYMENT, ARE
REQUIRED IN THE SPECIFICATIONS.

.....
September 19, 1977

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

Gladys M. Sediter, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... 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.....*Sept. 23, 1977*.....;
last publication.....*Sept. 23, 1977*.....;
and that no more than six days intervened be-
tween publications.

Gladys M. Sediter
Sworn to before me this*23rd*.....
day of*September*....., 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*..

STYLE OF NEW YORK

Each proposal must be accompanied by a certified check for a sum equal to five percent (5 per cent) of the amount of the bid, payable to the order of the Town of Chautauque, New York, or held with sufficient securities to be approved by the Attorney for the Town of Chautauque, New York. In a sum equal to five percent (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.

No bidder may withdraw his bid within 45 days after the date set for the opening thereof, but may withdraw same time earlier to the satisfaction

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

Attention of the bidders is further called to Section 2004 of the Public Authorities Law which requires a bidder's certificate of non-colusion. Such certificate is part of the bid or proposal form and unless completed with, such bid will not be accepted.

BIDDERS ON THIS WORK WILL

HE REQUESTED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDER NO. 1194, THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER THIS ORDER, WHICH CONCERN NON-DISCRIMINATION IN EMPLOYMENT, ARE EXPLAINED IN THE SPECIFICATIONS.

Thomas O'Donnell, New York
Richard M. WOLESKI
Team Chief

Dated: September 18, 1977
Published: September 22, 1977

Item No. 9

Motion by Councilman Kaczmarek, 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 street name signs, dead end signs, u-posts, left and right curve signs, load limit signs, deaf child area signs, 2-inch sign posts, 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 October 3, 1977 for the purpose of properly opening and reading the sealed bids, and BE IT FURTHER

RESOLVED that the cost of the signs, u-posts, curve signs, etc., be paid for from the General Fund.

L E G A L N O T I C E T O B I D D E R S

SEALED PROPOSALS will be received and publicly opened and read at the Town of Cheektowaga Town Board meeting of October 3, 1977 at 7:00 P.M., at the Town Hall, Broadway and Union Roads, in the Town of Cheektowaga, New York 14227, for the purpose of furnishing to the Town, street name signs, dead end signs, brackets, u-posts, left and right curve signs, load limit signs, deaf child area signs, 2-inch sign posts.

Bids to be submitted in opaque envelopes, plainly marked as follows: "BID FOR STREET NAME SIGNS, DEAD END SIGNS, RIGHT AND LEFT CURVE SIGNS, BRACKETS, U-POSTS, LOAD LIMIT SIGNS, DEAF CHILD AREA SIGNS."

Non-collusion forms must be signed and submitted with each bid. Said bids to be firm bids.

Information for bidders and specifications may be obtained from the office of the Superintendent of Highways, Town of Cheektowaga at his office located at 3145 Union Road, Cheektowaga, New York 14227.

RICHARD M. MOLESKI
Town Clerk

DATED: September 12, 1977
PUBLISHED: September 22, 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. Scute....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*Clady M. Scute*..... 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.....*Sept. 23, 1977*.....;
last publication.....*Sept. 23, 1977*.....;
and that no more than six days intervened be-
tween publications.

Clady M. Scute.....
Sworn to before me this*23rd*.....
day of*September*....., 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*

TOWN OF CHEEKTOWAGA
at the Town of Cheektowaga Town Board meeting of October 3, 1977 at 7:00 P.M. at the Town Hall, Broadway and Union Roads, in the Town of Cheektowaga, New York 14227, for the purpose of furnishing to the Town, street name signs, dead end signs, brackets, u-posts, left and right curve signs, load limit signs, deaf child area signs, 2-inch sign posts.

Bids to be submitted in opaque envelopes, plainly marked as follows: "BID FOR STREET NAME SIGNS, DEAD END SIGNS, RIGHT AND LEFT CURVE SIGNS, BRACKETS, U-POSTS, LOAD LIMIT SIGNS, DEAF CHILD AREA SIGNS."

Non-Collusion forms must be signed and submitted with each bid. Said bids to be firm bids.

Information for bidders and specifications may be obtained from the office of the Supt. of Highways, Town of Cheektowaga at his office located at 2145 Union Road, Cheektowaga, New York 14227.

RICHARD M. MOLESKI
Town Clerk

Town of Cheektowaga, N.Y.
Dated: September 12, 1977
Published: September 22, 1977

Item No. 10 Motion by Councilman Kaczmarek, seconded by Councilman Dux

WHEREAS, bids were duly received by this Town Board at a meeting thereof held on September 7, 1977 for the purchase of Sodium Chloride (Rock Salt), cinders, calcium, snow fence, posts, and tie wires, for use in 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,
NOW, THEREFORE, BE IT

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

* See next pages for letter.

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

RECEIVED September 14, 1977

SEP 15 1977

HONORABLE KENNETH MEYERS, SUPERVISOR
HONORABLE MEMBERS OF THE TOWN BOARD
TOWN OF CHEEKTOWAGA, NEW YORK 14227 Richard M. Moleski, Town Clerk

Gentlemen:

RE: AWARD OF CONTRACT FOR
SEASONAL REQUIREMENTS

Bids were received at the Town Board meeting of September 7, 1977,
for seasonal requirements: Rock Salt, Cinders, Calcium, snow fence,
posts, and tie wires: My findings are as follows: (recap sheet attached)

SODIUM CHLORIDE (ROCK SALT)-----INTERNATIONAL SALT CO.
\$12.20 per T. del. to Highway Dept. Clarks Summit, Pa. 18411
11.70 per T pick up Buffalo
13.40 per T at Retsof

SNOW FENCE, TIE WIRES AND 6 ft. TEE POSTS-----R & R FENCE CO.
Snow fence - \$25.45 per 50 ft. roll 320 Rhode Island
Tie wires - \$51.06 per 2500 bdl. Buffalo, NY 14213
6 ft. tee posts - \$3.17 ea.
 \$2.77 per 50
 \$2.77 per 100


CALCIUM-----JONES CHEMICAL CO.
100 bag. - \$6.33 cwt 100 Sunney Sol Blvd.
300 bag. - 5.77 cwt Caledonia, New York 14423

CINDERS-----WILFRED SCHULTZ
\$2.00 per cu. yard 337 No. Ogden St.
 Buffalo, New York 14206

The above listed are all the lowest responsible bidders, and
I recommend that the Honorable Members award the contracts as listed.

I trust this will meet with your kind approval.

Yours very truly,
TOWN OF CHEEKTOWAGA


ALFRED F. WNEK, SURT. OF HIGHWAYS

AFW/bg
Town Clerk,
Town Atty.

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

RECAP OF BID SUBMITTED FOR SEASONAL REQUIREMENTS
(CINDERS, SODIUM CHLORIDE, (ROCK SALT) CALCIUM, SNOW FENCE, 6 FT. TEE POSTS, & TIE WIRES)

<u>R. & R. FENCE CO.</u>	<u>JONES CHEMICAL</u>	<u>WILFRED SCHULTZ</u>	<u>CUSTOM TOP SOIL</u>	<u>R. D. BROWN</u>
<u>ROCK SALT</u> -no bid	no bid	NO BID	nobid	no bid
<u>CALCIUM</u> -no bid		no bid	no bid	no bid
00 bags	100 bg. -\$6.33 cwt			
00 bags	300 bg. -\$5.77 cwt			
<u>ROCK SALT HAULING</u>	no bid	no bid	fr. Bflo, \$1.30 per T del. only	fr. Bflo \$1.28 per
no bid			fr. Retsof \$5.50 per T. "	fr. Retsof \$4.00pr
<u>SNOW FENCE</u>	no bid	no bid	no bid	no bid
50 ft. rolls \$25.45				
<u>6 FT. TEE POSTS</u>	no bid	no bid	no bid	no bid
r. ea. \$3.17				
r. 50 2.77				
r. 100 2.77				
<u>CINDERS</u> no bid	no bid	\$2.00 per cu. yd.	no bid	\$2.50 per yd.
<u>TIE WIRE</u>	no bid	no bid	no bid	no bid
per bdl. (2500) \$51.06				
320 Rhode Island Buffalo, N. Y. 14213	100 Sunney Sol Blvd. Caledonia, N. Y. 14423	337 N. Ogden St. Buffalo, N. Y. 14206	320 Losson Rd. Cheektowaga, N. Y. 14227	6622 Hunters Cr. R. South Wales, N. 14139

Meeting of Sept. 7, 1977

RECAP OF BID SUBMITTED FOR SEASONAL REQUIREMENTS
(CINDERS, SODIUM CHLORIDE, CALCIUM, SNOW FENCE, 6 ft. TEE POSTS, & TIRE WIRES)
(ROCK SALT)

MORTON SALT CO.	INTERNATION SALT (Bulk treated Ice Control)	DOMTAR, INC.
Rock Salt - Del. \$13.44 per T. min. 21T Pick up Bflo. (Morton) \$13.25 per T. min. 10T (Mailgram bid) \$11.75 per T. Retsof no bid	Del. \$12.20 per ton-min. 22T Pick up Bflo. \$11.70 per ton-min. 5T Retsof \$13.40 per ton-min. 10T	Del. \$ 13.22 at Bflo. 11.75 Retsof no bid
<u>SNOW FENCE</u> no bid	no bid	no bid
<u>6 ft. TEE POSTS</u> no bid	no bid	no bid
<u>TIE WIRES</u> no bid	no bid	no bid
<u>CALCIUM</u> no bid	no bid	no bid
<u>CINDERS</u> no bid	no bid	no bid
<u>ROCK SALT HAULING</u> no bid	no bid	no bid
110 N. Wacker Drive Chicago, Illinois 60606	Clarks Summit, Pa. 18411	9950 West Lawrence Av Schiller Park, Illinois 60176

Item No. 10 cont'd

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 11 Motion by Councilman Burst, seconded by Councilman Dux

WHEREAS, bids were duly received by this Town Board at a meeting thereof held on September 7, 1977 for the purchase of one (1) new 1978 Diesel Tractor for use in 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

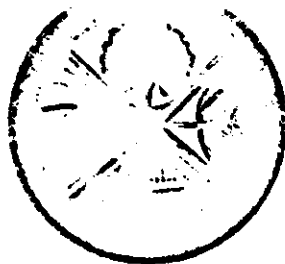
WHEREAS, such analysis, tabulation and report has been completed,
NOW, THEREFORE, BE IT

RESOLVED that the bid for the purchase of one (1) new 1978 Diesel Tractor be awarded to Maier Schule GMC, Inc., located at 1745 Walden Avenue, Cheektowaga, New York in the amount of \$22,575.00; said bidder being the lowest responsible bidder meeting specifications, as set forth in the letter attached hereto and made a part hereof.

* See next page for letter

ALFRED F. WNEK
SUPERINTENDENT

OFFICE: 683-4775



ERIE COUNTY, NEW YORK

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

September 15, 1977
RECEIVED

SEP 15 1977

Richard M. Moleski, Town Clerk

HONORABLE KENNETH MEYERS, SUPERVISOR
HONORABLE MEMBERS OF THE TOWN BOARD
TOWN OF CHEEKTOWAGA, NEW YORK 14227

Gentlemen:

Re: Award of contract for
Diesel Tractor

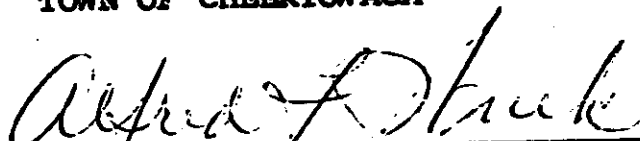
Bids were received at the Town Board meeting of
September 7, 1977, for furnishing to the Cheektowaga
Highway Department, one (1) new 1978 Diesel Tractor.

After reviewing the submitted bids, I find that
Maier Schule GMC Inc., of 1745 Walden Ave., Cheektowaga
New York, is the lowest responsible bidder, with the
amount of \$22,575.00.

Therefore, I recommend that the Honorable Body,
award the contract to Maier Schule GMC Inc., for the
Diesel Tractor for the submitted amount. Thank you.

Very truly yours,

TOWN OF CHEEKTOWAGA


ALFRED F. WNEK, SUPT. OF HIGHWAYS

AFW/bg

cc: Town Clerk
Town Atty.
file

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

Item No. 11 cont'd

Upon Roll Call....

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

Item No. 12 Motion by Councilman Kaczmarek, seconded by Councilman Dux

WHEREAS, bids were duly received by this Town Board at a meeting thereof held on September 7, 1977 for the replacement and repair of concrete approaches, 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,
NOW, THEREFORE, BE IT

RESOLVED that a bid be awarded to Mar-Wal Construction Company, 440 Gould Avenue, Depew, New York for the replacement and repair of approximately 20,000 square feet of concrete approaches; said bidder 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. 13 Motion by Councilman Swiatek, seconded by Supervisor Meyers

BE IT RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for furnishing hockey helmets to the Town of Cheektowaga Recreation Department. Information for bidders and specifications may be obtained from the office of Richard M. Moleski, Town Clerk, 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., Daylight Savings Time on October 3, 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

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on October 3, 1977 at 7:00 P.M., Daylight Savings Time at the Town Hall, corner of Broadway and Union Road for hockey helmets.

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

Item No. 13 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.

Gladys M. Schute, 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 *Sept. 23, 1977* ;
last publication *Sept. 23, 1977* ;
and that no more than six days intervened be-
tween publications.

Gladys M. Schute
Sworn to before me this *23rd*
day of *September*, 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. 13 cont'd

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

AFFIDAVIT - BELOW

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on October 2, 1977 at 7:00 P.M. Daylight Savings Time at the Town Hall corner of Broadway and Union Road for hockey rink.

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

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

WHEREAS, the Town Board had received bids for the purchase of football helmets at its regular scheduled meeting of September 7, 1977, and

WHEREAS, said bids were referred to the Director of Recreation for analysis, tabulation and report, NOW, THEREFORE, BE IT

RESOLVED that said bid be awarded to Laux Sporting Goods, 441 Broadway, Buffalo, New York for their bid for Rawlings JRC Helmets at \$24.90 each, they being the lowest responsible bidder meeting the specifications.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 15 Highway - Renewal of contract for Storage Space
This item was withdrawn.

Item No. 16 Building on property adjacent to creek banks
This item was withdrawn.

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

WHEREAS, a resolution was passed by the Town Board on August 21st, 1977 authorizing the hiring of Julia O'Donnell to help out as needed in the Accounting Department, NOW, THEREFORE, BE IT

RESOLVED that said resolution is hereby rescinded.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

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

WHEREAS, continuous complaints have been received by the Town Board about the cleaning up of property located at the southeast corner of East End and East Delavan Avenues (Account No. 2-719) in the Town of Cheektowaga, New York and according to the Assessor's Office records is owned by Samuel Tabone, residing at , Buffalo, New York, and

WHEREAS, these conditions require that some positive steps be taken to rectify this condition by cleaning up the high weeds 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. 19 Motion by Councilman Wasielewski, seconded by Councilman Burst

WHEREAS, continuous complaints have been received by the Town Board about the cleaning up of property located on William Street between Starlite Avenue and Tamark Court (Account No. 3-828) in the Town of Cheektowaga, New York and according to the Assessor's Office records is owned by John Michalik, residing at , Buffalo, New York, and

Item No. 19 cont'd

WHEREAS, these conditions require that some positive steps be taken to rectify this condition by cleaning up the high weeds 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. 20 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the necessary PO-17 forms have been submitted to the Erie County Department of Personnel for the creation of a part-time Assistant Plumbing Inspector in the office of Building and Plumbing Inspector, and

WHEREAS, the Erie County Department of Personnel has approved the creation of this position, NOW, THEREFORE, BE IT

RESOLVED that the position of part-time Assistant Plumbing Inspector 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. 21 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, the position of part-time Assistant Plumbing Inspector, in the office of Building and Plumbing Inspector, has previously been created, NOW, THEREFORE, BE IT

RESOLVED that Loris Durfee, of , Cheektowaga, New York, be hired to the position of part-time Assistant Plumbing Inspector, not to exceed working twenty (20) hours per week, at a salary of \$4.97/hr.; said appointment effective Monday, September 26, 1977.

Upon Roll Call....

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

Item No. 22 Direct Supervisor's office to prepare PO-17 forms to create position of Working Foreman in the Utility Department.
This item was withdrawn.

Item No. 23 Motion by Councilman Kaczmarek, seconded by Councilman Dux

WHEREAS, the New York State Association of Town Superintendents of Highways, Inc. will be holding its annual conference at the Steenville Country Club, of Swan Lake in New York from September 27 through September 30, 1977, and

WHEREAS, the Superintendent of Highways has requested authorization to attend said seminar, NOW, THEREFORE, BE IT

Item No. 23 cont'd

RESOLVED that the Superintendent of Highways be and hereby is authorized to attend the New York State Association of Town Superintendents of Highways, Inc. from September 27 through September 30, 1977, and BE IT FURTHER

RESOLVED that the reasonable expenses incurred by the Superintendent of Highways will be reimbursed by the Town at a maximum fee of \$250.00

Upon Roll Call....

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

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

BE IT RESOLVED that Dawn Dickinson, who resides at Cheektowaga, 14225, be hired by the Youth Bureau to work as a clerk as part of the Work Experience Program at the rate of \$2.35 per hour.

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 Burst

BE IT RESOLVED that the following be hired by the Recreation Department to assist in running winter Recreation programs.

Recreation Attendant \$2.50/hr.

Mary Klumpp
Maureen Schneider

\$3.00/hr.

Ron Burton

\$2.75/hr.

Rocco Sansone

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 Burst

BE IT RESOLVED that permission is hereby given to New York State Electric and Gas Corporation to install 3-11000 lumen mercury lamps @ \$62.00 each on Ellicott Road in the Town of Cheektowaga at an annual increase of \$186.00, according to the attached proposal, which is hereby made a part of this resolution.

* See next page for proposal.

September 14, 1977

STREET LIGHTING PROPOSAL
TOWN OF CHEEKTOWAGA

Ellicott Road

Install 3 - 11000 lumen mercury lamps @ \$62.00 ea. ----- \$186.00
(T-27,33,39, L-3390)

Annual Increase ----- \$186.00

NEW YORK STATE ELECTRIC & GAS CORPORATION

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 Swiatek

BE IT RESOLVED that the following vouchers and warrants submitted to the TOWN OF CHEEKTOWAGA prior to September 19th, 1977 be and the same are hereby approved and the Supervisor is ordered to pay same.

FUND	CHECK NO.		AMOUNT
	FROM	TO	
General Fund	2132,2549-2748		\$ 498,009.96
Special District Fund	3380-3449		469,588.30
Highway Fund	2812-2852		93,976.50
Part Town Fund	699-711		6,211.17
Capital Fund	73, 79-89		104,147.52
Trust and Agency Fund	451, 453, 455-465		45,921.68
H.U.D. - C.D.B.G. Fund	12-27		52,293.25
St. Felix EDA Fund	6-7		354,619.21
			<u>\$1,624,766.59</u>

Upon Roll Call....

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

IV. GENERAL COMMUNICATIONS

Item No. 28 U.S. Environmental Protection Agency - letter re: review on project to provide Collection System in Erie County Sewer District #4.
Received and Filed.

Item No. 29 E.C. Department of Highways - Notice of Closing Highway; George Urban from Harlem to Union Roads.
Received and Filed.

Item No. 30 Sierra Research Corp - request 4-way signal at 455 Cayuga Road
Received and Filed.

Item No. 31 Letter from S. Rossler Taxpayer's Assn. regarding Traffic Problem at Valu Plaza
Received and Filed.

Item No. 32 Letter from D. Kotlowski, regarding moving of fire hydrant located near his driveway.
Received and Filed.

Item No. 33 Letter from H. Sitarek, Cayuga Creek Road regarding business signs erected along Cayuga Creek Road.
Received and Filed.

V. DEPARTMENTAL COMMUNICATIONS

Item No. 34 Health report for August
Received and Filed.

Item No. 35 Building Permits
Received and Filed.

* * * * *

Motion by Councilman Swiatek, 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

* * * * *

VI. SUSPENSION OF RULES

Item No. 36 Highway - Notice to Bidders for additional concrete for curbing

Motion by Councilman Kaczmarek, seconded by Councilman Dux

BE IT RESOLVED that the Town Clerk be and hereby is directed to
publish a Notice to Bidders for the replacement and repair of approximately
70,000 square feet or more of concrete approaches. 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.

* * * * *

L E G A L N O T I C E T O B I D D E R S

Separate and sealed proposals will be received and opened and
read at the Town Hall meeting to be held October 3, 1977 at 7:00 P.M., at the
Town Hall, Broadway and Union Road, Cheektowaga, New York for the replacement
and repair of approximately 70,000 square feet or more of concrete approaches.
Each sealed bid to be plainly marked "SEALED BID FOR REPLACEMENT AND REPAIR OF
APPROXIMATELY 70,000 SQUARE FEET OR MORE OF CONCRETE APPROACHES FOR THE TOWN OF
CHEEKTOWAGA." Non-collusion forms must be signed and submitted with bids.

Information for bidders and specifications may be obtained from
the office of Alfred F. Wnek, Superintendent of Highways, 3145 Union Road,
Cheektowaga, New York. The Superintendent of Highways reserves the right to
reject any or all bids. Bidders may attend the public opening of the bids if
they so desire.

SIGNED _____

Richard M. Moleski
Town Clerk

DATED: September 19, 1977
PUBLISHED: September 22, 1977

* * * * *

Upon Roll Call....

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

AFFIDAVIT - NEXT PAGE

9/19/77

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

Gladys M. Sustuta, 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 *Sept. 22, 1977* ;
last publication *Sept. 22, 1977* ;
and that no more than six days intervened be-
tween publications.

Gladys M. Sustuta
Sworn to before me this *23rd*
day of *September*, 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 Bids for Replacement and Repair of Concrete Approaches
The Town Hall meeting to be held October 2, 1977 at 7:00 P.M., at the Town Hall, Broadway and Union Road, Cheektowaga, New York for the replacement and repair of approximately 70,000 square feet or more of concrete approaches. Each sealed bid to be plainly marked "SEALED BID FOR REPLACEMENT AND REPAIR OF APPROXIMATELY 70,000 SQUARE FEET OR MORE OF CONCRETE APPROACHES FOR THE TOWN OF CHEEKTOWAGA." Non-collusion forms must be signed and submitted with bids.

Information for bidders and specifications may be obtained from the office of Alfred F. Wnek, Superintendent of Highways, 3145 Union Road, Cheektowaga, New York. The Superintendent of Highways reserves the right to reject any or all bids. Bidders may attend the public opening of the bids if they so desire.

RICHARD M. MOLESKI

Town Clerk

DATED: September 19, 1977

PUBLISHED: September 22, 1977

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

BE IT RESOLVED that a Public Hearing on proposed amendments to the Traffic Ordinance of the Town of Cheektowaga, which was adopted on July 17, 1967 be held on the 3rd day of October, 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 amendments and the Town Clerk is hereby directed to publish the following Notice of Hearing in the CHEEKTOWAGA TIMES on September 22, 1977; the said amendments being set forth in the Notice of Hearing.

NOTICE OF HEARING

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York will hold a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 3rd day of October, 1977 at 7:00 P.M., Eastern Daylight Saving Time, to consider the advisability of adopting amendments to the Traffic Ordinance of the said Town of Cheektowaga which was adopted on July 17, 1967, said proposed amendments being as follows:

ARTICLE VIII

Stop & Yield Intersections

Section 80 is amended by adding thereto the following:

<u>Street</u>	<u>Direction</u>	<u>Entrance Street</u>	<u>Traffic Stops</u>	<u>Sign Location</u>
No. Meadowbrook Parkway	North-South	Bismarck Street	Northbound	S.E. Corner
Bismarck Street	East-West	No. Meadowbrook Parkway	Eastbound	S.W. Corne

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

RICHARD M. MOLESKI
Town Clerk

DATED: September 19, 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
..... *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..... *Sept. 23, 1977*;
last publication..... *Sept. 23, 1977*;
and that no more than six days intervened be-
tween publications.

Gladys M. Hechter
Sworn to before me this *23rd*
day of *September*, 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*

Town of Cheektowaga
The Town of Cheektowaga, Erie County, New York will hold a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the Friday of October, 1977 at 7:00 p.m. Eastern Standard Time, to consider the advisability of adopting amendments to the Traffic Ordinance of the said Town of Cheektowaga which was adopted on July 17, 1967, said proposed amendments being as follows:

ARTICLE VIII

Stop and Yield Intersections
Section 80 is amended by adding thereto the following:

Street - NO. MEADOWBROOK PARKWAY; Direction, North-south; Entrance Street - BISMARCK STREET; Traffic Stops, Northbound; Sign Location, S.E. Corner.

Street - BISMARCK STREET; Direction, East-west; Entrance Street - NO. MEADOWBROOK PARKWAY; Traffic Stops, Eastbound; Sign Location - S.W. Corner.

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

Dated: September 19, 1977

RICHARD M. MOLESKI
Town Clerk

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

WHEREAS, numerous complaints from area residents have been made to the Town Board and the Supervisor's Office relative to obnoxious odors emanating from the plant known as Darling & Company, located at 2000 William Street, Buffalo, New York, 14206, and

WHEREAS, at various times in the past the Town has requested that odors be eliminated or reduced in intensity, and

WHEREAS, recent attempts by the Board to obtain the cooperation of said Darling & Company have proved fruitless and a serious situation still exists, THEREFORE, BE IT

RESOLVED that the Department of Environmental Quality be and hereby is requested to investigate the situation thoroughly, and, in the event the obnoxious odors and faulty operation remain in existence by October 15, 1977, that the Department of Environmental Quality take whatever legal action as is necessary to cease the operation of said plant.

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

WHEREAS, a parcel of property known as the Hitchcock House, located on Broadway Street in the Village of Depew and the Town of Cheektowaga, consisting of approximately four and one-half (4 1/2) acres, has historical significance for the Town of Cheektowaga, and

WHEREAS, the Town may be desirous of purchasing said property as a historical site or for other Town uses, THEREFORE, BE IT

RESOLVED that Milson Bassett, 809 Ashland Avenue, Buffalo, New York 14222, be and hereby is retained to appraise the said property on behalf of the Town, at an appraisal fee not to exceed the sum of \$300.00.

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 Swiatek

WHEREAS, Edward Witarzek, was hired as a Laborer in the Sewer Maintenance Department, under the Comprehensive Employment and Training Act of 1973, Title II, at the rate of \$4.6141 per hour, and

WHEREAS, the rate of \$4.6141 per hour was erroneously computed, BE IT HEREBY

RESOLVED that the rate of \$4.6141 per hour be changed to the corrected rate of \$4.8841 per hour, retroactive to August 1, 1977.

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 Supervisor Meyers

WHEREAS, the Town Engineer has informed the Town Board that as a requisite for approval of Federal Aid in the amount of 75% for collector sewers in the Town Sanitary Sewer District No. 8, the Town is required to publish a

Item No. 41 cont'd

Notice of Estimated Sewer Rates for said Sanitary Sewer District No. 8, NOW,
THEREFORE, BE IT

RESOLVED that the Town Clerk be directed to publish a Notice of
Estimated Sewer Rates for Sanitary Sewer District No. 8 with the notice to be
published in the Buffalo Evening News and the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that the Town Clerk obtain certified copies of the publica-
tion of said Notice of Estimated Sewer Rates for each newspaper.

* See next pages for Notice of Estimated Sewer Rates in the Town.

NOTICE OF
ESTIMATED SEWER RATES IN
TOWN OF CHEEKTOWAGA
SEWER DISTRICT NO. 8
ERIE COUNTY, NEW YORK

In conformance with the United States Environmental Protection Agency Regulation, this notice serves to advise property owners in the Town of Cheektowaga that grants are being requested for construction of collector sewers and wastewater treatment plant under joint New York State and Environmental Protection Agency Project No. C-36-323. Applications for funding are currently under review by the Agencies.

Estimated rates in the schedule below are for the provision of sewage services and have been broken down to estimated amounts required to retire bonds and estimated amounts required for systems operation and maintenance. The rates are projected to be collected once a year, as part of the Town Tax Bill unless revised by the Town Board in establishing a Sewer Use Ordinance.

Please take Notice that these rates are estimated and may vary upwards or downwards depending upon the actual Federal and State Construction Aid received, the accuracy of estimated construction costs and future increases in utility rates, chemical costs, wage rates, as well as other factors.

The rate structure is at present projected to be based upon a benefit formula which includes a unit charge, a water consumption charge and an assessed valuation charge wherein all properties within the Town of Cheektowaga Sewer District No. 8, whether served by sewer or nor, are charged.

When sewer consttuction is complete, each existing occupied property must obtain a permit from the Sewer District, costing \$10.00, prior to connecting to the sewer. This permit fee may increase for properties developed in the future, the amount being determined by the Town Board of the Town of Cheektowaga. In addition, the property owner must employ a contractor to connect his structure to the new sanitary sewer. This is a one-time-only cost to the property owner which ranges between \$300 to \$1,500, depending upon existing plumbing location and distances between the structure and property lines.

TOWN OF CHEEKTOWAGA
PROPOSED SANITARY SEWER DISTRICT NO. 8
FINANCIAL DATA

The following data is prepared and presented upon the premise Federal Aid is received and no assesment growth.

I. Project Essential Facts

Cost (local share) \$ 736,173
District Valuation 2,036,020

Valuation Detail

<u>Type</u>	<u>Units</u>	<u>Valuation</u>
Residential	48	\$ 158,550
Commercial, etc.	57	1,719,315
Vacant Parcels (in Flood Way)	16	34,795
Other Vacant Parcels	44	123,360
		<u>\$2,036,020</u>
Bond Amortization - 30 years @ 6%		
Projected Annual Operation and Maintenance Costs		\$ 25,345

II. Projected Costs

A - First Year	Debt Service	\$ 63,802
	O & M	25,345
		<u>\$ 89,147</u>
B.- Fifteenth Year	Debt Service	\$ 50,202
	O & M	25,345
		<u>\$ 75,547</u>
C - Thirtieth Year	Debt Service	\$ 31,214
	O & M	25,345
		<u>\$ 56,559</u>

III. Projected Benefit Formula -
Unit Charge

Residential	\$20
Commercial	30
Vacant Parcels (in Flood Way)	1
Other Vacant Parcels	10

PROPOSED SANITARY SEWER DISTRICT NO. 8
FINANCIAL DATA

III. Projected Benefit Formula - concluded

Water Consumption Charge -
(Annual Consumption)
(000 gals)

0	-	199	\$ -0-
200	-	299	25
300	-	449	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 however valuation charge for vacant parcels in flood way to be \$-0-.

IV. Projected Formula Application to Annual Projected Costs -

A - First Year Total Levy \$ 89,147

Unit Charges

44 @ \$10	=	\$ 440	
48 @ \$20	=	960	
57 @ \$30	=	1,710	
16 @ \$ 1	=	<u>16</u>	\$3,126

Consumption Charges
(Estimated)

44 @ 0	=	\$ 0	
48 @ 0	=	0	
57 @ 150	=	8,550	
16 @ 0	=	<u>0</u>	<u>8,550</u>

\$11,676

Valuation Charges

Total Levy	\$ 89,147
Less Unit and Consumption Revenue	<u>11,676</u>
	<u>\$ 77,471</u>

Valuation Rate \$38.71 per \$000

PROPOSED SANITARY SEWER DISTRICT NO. 8
FINANCIAL DATA

B - Fifteenth Year Total Levy \$ 75,547

Unit Charges

44 @ \$10	=	\$	440		
48 @ 20	=		960		
57 @ 30	=		1,710		
16 @ 1	=		16		\$ 3,126

Consumption Charges
(Estimated)

44 @ 0	=		0		
48 @ 0	=		0		
57 @ 150	=		8,550		
16 @ 0	=		0		8,550
					\$11,676

Valuation Charges

Total Levy	\$75,547
Less Unit and Consumption Revenues	11,676
	\$63,871

Valuation Rate \$31.92 per \$000

C - Thirtieth Year Total Levy \$ 56,559

Unit Charges

44 @ \$10	=		440		
48 @ \$20	=		960		
57 @ \$30	=		1,710		
16 @ 1	=		16		\$3,126

Consumption Charges
(Estimated)

44 @ \$ 0	=	\$	0		
48 @ 0	=		0		
57 @ 150	=		8,550		
16 @ 0	=		0		8,550
					\$11,676

Valuation Charges

Total Levy	\$56,559
Less Unit and Consumption Revenue	11,676
	\$44,883

Valuation Rate \$22.43 per \$000

PROPOSED SANITARY SEWER DISTRICT NO. 8
FINANCIAL DATA

V. Cost Per Unit Projection

A - Residence - \$2,800 Valuation

First Year	-	Unit Charge	\$ 20.00
		Valuation	<u>108.39</u>
			<u>\$128.39</u>
Fifteenth Year	-	Unit Charge	\$ 20.00
		Valuation	<u>89.38</u>
			<u>\$109.38</u>
Thirtieth Year	-	Unit Charge	\$ 20.00
		Valuation	<u>\$ 62.80</u>
			<u>\$ 82.80</u>

B - Vacant Lot - \$1,500 Valuation

			<u>In Flood Way</u>	<u>Other Vacant Lots</u>
First Year	-	Unit Charge	\$ 1.00	\$ 10.00
		Valuation	<u>-0-</u>	<u>58.07</u>
			<u>\$ 1.00</u>	<u>\$ 68.07</u>
Fifteenth Year	-	Unit Charge	\$ 1.00	\$ 10.00
		Valuation	<u>-0-</u>	<u>47.88</u>
			<u>\$ 1.00</u>	<u>\$ 57.88</u>
Thirtieth Year	-	Unit Charge	\$ 1.00	\$ 10.00
		Valuation	<u>-0-</u>	<u>33.65</u>
			<u>\$ 1.00</u>	<u>\$ 43.65</u>

C - Commercial - \$16,000 Valuation

First Year	-	Unit Charge	\$ 30.00
		Consumption	
		Charge	150.00
		Valuation	<u>619.36</u>
			<u>\$799.36</u>
Fifteenth Year	-	Unit Charge	\$ 30.00
		Consumption	
		Charge	150.00
		Valuation	<u>510.72</u>
			<u>\$690.72</u>

PROPOSED SANITARY SEWER DISTRICT NO. 8

FINANCIAL DATA

V. Cost per Unit Projection - concluded

Thirtieth Year	-	Unit Charge	\$ 30.00
		Consumption	
		Charge	150.00
		Valuation	<u>358.88</u>
			<u>\$538.88</u>

Item No. 41 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.

Gladys M. Seduto, 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 *September 23, 1977*;
last publication *September 22, 1977*;
and that no more than six days intervened be-
tween publications.

Gladys M. Seduto
Sworn to before me this *23rd*
day of *September*, 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. 41 cont'd

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

AFFIDAVIT - BELOW

TOWN OF CHEEKTOWAGA
SEWER DISTRICT NO. 8
ERIE COUNTY, NEW YORK

In conformance with the United States Environmental Protection Agency Regulation, this notice serves to advise property owners in the Town of Cheektowaga that grants are being requested for construction of collector sewers and wastewater treatment plant under joint New York State and Environmental Protection Agency Project No. C-36-323. Applications for funding are currently under review by the Agencies.

Estimated rates in the schedule below are for the provision of sewage services and have been broken down to estimated amounts required to retire bonds and estimated amounts required for systems operation and maintenance. The rates are projected to be collected once a year, as part of the Town Tax Bill unless revised by the Town Board in establishing a Sewer Use Ordinance.

Please take Notice that these rates are estimated and may vary upwards or downwards depending upon the actual Federal and State Construction Aid received, the

utility rates, chemical costs, wage rates, as well as other factors.

The rate structure is at present projected to be based upon a benefit formula which includes a unit charge, a water consumption charge and an assessed valuation charge wherein all properties within the Town of Cheektowaga Sewer District No. 8, whether served by sewer or not, are charged.

When sewer construction is complete, each existing occupied property must obtain a permit from the Sewer District, costing \$10.00, prior to connecting to the sewer. This permit fee may increase for properties developed in the future, the amount being determined by the Town Board of the Town of Cheektowaga. In addition, the property owner must employ a contractor to connect his structure to the new sanitary sewer. This is a one-time-only cost to the property owner which ranges between \$300 to \$1,500, depending upon existing plumbing location and distances between the structure and property lines.

TOWN OF CHEEKTOWAGA

PROPOSED SANITARY SEWER DISTRICT NO. 8

FINANCIAL DATA

The following data is prepared and presented upon the premise Federal Aid is received and no assessment growth.

I. Project Essential Facts

Cost (local share) \$ 736,173
District Valuation 2,036,020

Valuation Detail

Type	Units	Valuation
Residential	48	\$ 158,550
Commercial, etc.	57	1,719,315
Vacant Parcels (in Flood Way)	16	34,795
Other Vacant Parcels	44	123,360
		<u>\$2,036,020</u>
Bond Amortization - 30 years @ 6%		
Projected Annual Operation and Maintenance Costs		<u>\$ 25,345</u>

II. Projected Costs

	Debt Service	
A - First Year	\$ 63,802	
	O & M	25,345
		<u>\$ 89,147</u>
B - Fifteenth Year	\$ 50,202	
	O & M	25,345
		<u>\$ 75,547</u>
C - Thirtieth Year	\$ 31,214	
	O & M	25,345
		<u>\$ 56,559</u>

III. Projected Benefit Formula - Unit Charge

Residential	\$20
Commercial	30
Vacant Parcels (in Flood Way)	1
Other Vacant Parcels	10
Water Consumption Charge - (Annual Consumption) (000 gals)	
0 - 199	\$ -0-
200 - 299	25
300 - 449	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 however valuation charge for vacant parcels in flood way to be \$-0-.

IV. Projected Formula Application to Annual Projected Costs -

	Total Levy	
A - First Year	\$ 89,147	
Unit Charges		
44 @ \$10 =	\$ 440	
48 @ \$20 =	960	
57 @ \$30 =	1,710	
16 @ \$1 =	16	\$3,126
Consumption Charges (Estimated)		
44 @ 0 =	\$ 0	
48 @ 0 =	0	
57 @ 150 =	8,550	
16 @ 0 =	0	<u>8,550</u>
		<u>\$11,676</u>
Valuation Charges		
Total Levy	\$ 89,147	
Less Unit and Consumption Revenue	11,676	
		<u>\$ 77,471</u>
Valuation Rate \$38.71 per \$000		

B - Fifteenth Year Total Levy \$ 75,547

Unit Charges		
44 @ \$10 =	\$ 440	
48 @ \$20 =	960	
57 @ \$30 =	1,710	
16 @ \$1 =	16	\$ 3,126

Consumption Charges (Estimated)		
44 @ 0 =	\$ 0	
48 @ 0 =	0	
57 @ 150 =	8,550	
16 @ 0 =	0	<u>8,550</u>
		<u>\$11,676</u>

Valuation Charges		
Total Levy	\$75,547	
Less Unit and Consumption Revenue	11,676	
		<u>\$63,871</u>

Valuation Rate \$31.92 per \$000

C - Thirtieth Year Total Levy \$ 56,559

Unit Charges		
44 @ \$10 =	\$ 440	
48 @ \$20 =	960	
57 @ \$30 =	1,710	
16 @ \$1 =	16	\$3,126

Consumption Charges (Estimated)		
44 @ 0 =	\$ 0	
48 @ 0 =	0	
57 @ 150 =	8,550	
16 @ 0 =	0	<u>8,550</u>
		<u>\$11,676</u>

Valuation Charges		
Total Levy	\$56,559	
Less Unit and Consumption Revenue	11,676	
		<u>\$44,883</u>

Valuation Rate \$22.43 per \$000

V. Cost Per Unit Projection

A - Residence - \$2,800 Valuation

First Year	Unit Charge	\$ 20.00
	Valuation	108.39
		<u>\$128.39</u>

Fifteenth Year	Unit Charge	\$ 20.00
	Valuation	89.38
		<u>\$109.38</u>

Thirtieth Year	Unit Charge	\$ 20.00
	Valuation	62.80
		<u>\$ 82.80</u>

B - Vacant Lot - \$1,500 Valuation

	In Flood Way	Other Vacant Lots
First Year	Unit Charge \$ 1.00	\$ 10.00
	Valuation -0-	58.07
		<u>\$ 68.07</u>
Fifteenth Year	Unit Charge \$ 1.00	\$ 10.00
	Valuation -0-	47.88
		<u>\$ 57.88</u>
Thirtieth Year	Unit Charge \$ 1.00	\$ 10.00
	Valuation -0-	33.65
		<u>\$ 43.65</u>

C - Commercial - \$16,000 Valuation

First Year	Unit Charge	\$ 30.00
	Consumption Charge	150.00
	Valuation	619.36
		<u>\$799.36</u>

Fifteenth Year	Unit Charge	\$ 30.00
	Consumption Charge	150.00
	Valuation	510.72
		<u>\$690.72</u>

Thirtieth Year	Unit Charge	\$ 30.00
	Consumption Charge	150.00
	Valuation	358.88
		<u>\$538.88</u>

Item No. 42 Motion by Supervisor Meyers, seconded by Councilman Kaczmarek to adjourn the meeting in memory of John Noworyta, President of William Street Taxpayers & Benevolent Assoc. and Frederick Welka, member of William Street Taxpayer's Assn.

RICHARD M. MOLESKI
Town Clerk