

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 2nd of July, 1984 at 7:00 o'clock P.M., Daylight Savings Time, there were:

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

ABSENT: 0

Also present were: Mary F. Holtz, Deputy Town Clerk; Thomas Adamczyk, Assistant Building Inspector; Chester Bryan, Town Engineer; James Kirisits, Town Attorney; Mrs. Reinstein, Town Historian; Leonard J. Smolarek, Chief of Police; Al Thurn, Representative of Traffic Safety Commission; Patricia Wojcik, Recreation Supervisor, Senior Citizens; Barney Wojtkowiak, Mayor of Sloan; Ronald Zoeller, Foreman, Sanitation Department.

I. RESOLUTIONS

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

WHEREAS, the Town's current agreement for the disposal of solid wastes for the Town is scheduled to expire on October 30, 1984, and

WHEREAS, this Town Board is interested in advertising for bids for the disposal of solid wastes for the Town for a period beginning October 31, 1984, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and hereby is directed to publish the attached Notice to bidders for the:

1) furnishing and operation of a garbage and refuse dumping site (landfill) or transfer station; and/or

2) hauling of garbage and refuse from a transfer station; and/or

3) tipping (disposal) of garbage and refuse which has been hauled to a refuse dumping site (landfill) or waste-to-energy facility.

in the CHEEKTOWAGA TIMES and BUFFALO NEWS. BUFFALO CRITERION

and, BE IT FURTHER

RESOLVED, that the Instructions to Bidders and Specifications for the above may be viewed and copies thereof obtained from the Sanitation Department at the Sanitation Garage, Broadway and Union Road, Cheektowaga, New York during regular business and BE IT FURTHER

RESOLVED, that sealed bids will be received until the 16th day of July, 1984 at 11:00 A.M., at which time they will be opened by the Town Clerk at a public bid opening held in the Council Chambers at the Cheektowaga Town Hall.

*SEE NEXT PAGE FOR COPY OF NOTICE TO BIDDERS

INVITATION TO BIDDERS

TOWN CLERK
TOWN HALL
BROADWAY & UNION ROAD
CHEEKTOWAGA, NEW YORK 14227

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Cheektowaga invites sealed bids for the:

- 1) furnishing and operation of a garbage and refuse dumping site (landfill) or transfer station; and/or
- 2) hauling of garbage and refuse from a transfer station; and/or
- 3) tipping (disposal) of garbage and refuse which has been hauled to a refuse dumping site (landfill) or waste-to-energy facility.

The Town shall receive sealed bid proposals from qualified bidders for the above listed services until:

11:00 o'clock A.M. Eastern Daylight Saving Time on July 16, 1984, at the Office of the Town Clerk, Cheektowaga Town Hall, Broadway and Union Road, Cheektowaga, New York, on or after June 5th, 1984, during regular business hours. At 11:00 o'clock on July 16, 1984, all sealed bid proposals received will be publicly opened.

Bona fide bidders may inspect and/or secure copies of the Instructions to Bidders, Specifications, etc. from the Sanitation Department at the Sanitation Garage, Broadway and Union Road, Cheektowaga, New York. All proposals shall be made and shall be received upon the conditions as stated in the Instructions to Bidders and Specifications.

The Town reserve the right to reject any or all bids and to waive any irregularity in bidding should it be in the best interest of the Town.

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

Dated: July 2, 1984
Cheektowaga, New York

Richard M. Moleski
Town Clerk

STATE OF NEW YORK

Erie County, City of Buffalo

ss.

The BUFFALO CRITERION

623-25 WILLIAM ST.

BUFFALO 6, N. Y.

Invitation to Bid

TOWN CLERK
TOWN HALL
BROADWAY & UNION ROAD
CHEEKTOWAGA, NEW YORK 14227

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Cheektowaga invites sealed bids for the:

1. furnishing and operation of a garbage and refuse dumping site [landfill] or transfer station; and/or

2. hauling of garbage and refuse from a transfer station; and/or

3. tipping [disposal] of garbage and refuse which has been hauled to a refuse dumping site [landfill] or waste-to-energy facility.

The Town shall receive sealed bid proposals from qualified bidders for the above listed services until:

11:00 o'clock A. M. Eastern Daylight Time on July 16, 1984, at the Office of the Town Clerk, Cheektowaga Town Hall, Broadway and Union Road, Cheektowaga, New York, on or after June 5th, 1984, during regular business hours. At 11:00 o'clock on July 16, 1984, all sealed bid proposals received will be publicly opened.

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The Town reserves the right to reject any or all bids and to waive any irregularity in bidding should it be in the best interest of the Town.

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

Dated: July 2, 1984

Dated: Cheektowaga, New York

Richard M. Mosaki
Town Clerk

Frank E. Merriweather

of the City of Buffalo, being duly sworn deposes and says,

that ...he is Editor-Publisher... of The Buffalo

Criterion, a weekly newspaper published in said City, that

the notice, of which the annexed printed slip taken from

said newspaper is a copy, was inserted and published there-

inonce..... a week forone.....

weeks, the first insertion being on the4th..... day of

.....July....., 1984..... and the last insertion be-

ing on the day of

19.....
Frank E. Merriweather

FRANK E. MERRIWEATHER

(Affidavit of Publication)

Sworn to before me this15th..... day of

October....., 1984.....

Frank Merriweather

NOTARY PUBLIC, No.
Comm. of Deeds

DIAL 853-2973

IF NO ANSWER — 882-9570

The BUFFALO CRITERION

WNY'S NEGRO NEWSPAPER SINCE 1925

623 - 25 WILLIAM ST.

BUFFALO, N. Y. 14206 Oct. 15, 1984

Richard M. Moleski
Cheektowaga Town Hall
Broadway & Union Rds.
Cheektowaga, N.Y. 14225

ADVERTISING

2 col. x 8 3/8 inches @ \$4.03 per \$67.50

week of July 4-10-84

Invitation To Bidders - Furnishing &
operation of a garbage and refuse dump-
ing site (landfill) or transfer station;

Purchase # 43843

I in said City, that

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W.T.

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

Ann E. Mika, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for 1 weeks:
first publication July 5, 1984;
last publication July 5, 1984;
and that no more than six days intervened be-
tween publications.

Ann E. Mika
Sworn to before me this 6th
day of July, 1984
Dorothy J. Turner
Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 1985

**LEGAL NOTICE
INVITATION TO BIDDERS
TOWN CLERK
TOWN HALL**

**BROADWAY & UNION ROAD
CHEEKTOWAGA, NEW YORK
14227**

NOTICE IS HEREBY GIVEN
that the Town Board of the Town of
Cheektowaga invites sealed bids
for the:

1. furnishing and operation of a
garbage and refuse dumping site
(landfill) or transfer station;
and/or
2. hauling of garbage and refuse
from a transfer station; and/or
3. tipping (disposal) of garbage
and refuse which has been hauled
to a refuse dumping site (landfill)
or waste-to-energy facility.

The Town shall receive sealed
bid proposals from qualified bid-
ders for the above listed services
until:

11:00 o'clock A.M. Eastern
Daylight Saving Time on July 16,
1984, at the Office of the Town
Clerk, Cheektowaga Town Hall,
Broadway and Union Road,
Cheektowaga, New York, on or
after June 5th, 1984, during regular
business hours. At 11:00 o'clock on
July 16, 1984, all sealed bid pro-
posals received will be publicly
opened.

Bona fide bidders may inspect
and/or secure copies of the In-
structions to Bidders, Specifica-
tions, etc. from the Sanitation
Department at the Sanitation
Garage, Broadway and Union
Road, Cheektowaga, New York.
All proposals shall be made and
shall be received upon the condi-
tions as stated in the Instructions
to Bidders and Specifications.

The Town reserves the right to
reject any or all bids and to waive
any irregularity in bidding should
it be in the best interest of the
Town.

**BY ORDER OF THE TOWN
BOARD OF THE TOWN OF
CHEEKTOWAGA, ERIE COUN-
TY, NEW YORK.**

RICHARD M. MOLESKI

Town Clerk

**DATED: July 2, 1984
Cheektowaga, New York
PUBLISH: July 5, 1984**

#3

State of New York
ERIE COUNTY
CITY OF BUFFALO

INVITATION
TO BIDDERS
TOWN CLERK
TOWN HALL
BROADWAY & UNION
ROAD
CHEEKTOWAGA,
NEW YORK 14227

NOTICE IS HEREBY
GIVEN that the Town Board
of the Town of Cheektowaga
invites sealed bids for the:

- 1) furnishing and operation of
a garbage and refuse
dumping site (landfill) or
transfer station; and/or
- 2) hauling of garbage and re-
fuse from a transfer sta-
tion; and/or
- 3) tipping (disposal) of gar-
bage and refuse which has
been hauled to a refuse
dumping site (landfill) or
waste-to-energy facility.

The Town shall receive
sealed bid proposals from
qualified bidders for the
above listed services until
11:00 o'clock A.M. Eastern
Daylight Saving Time on July
16, 1984, at the Office of the
Town Clerk, Cheektowaga
Town Hall, Broadway and
Union Road, Cheektowaga,
New York on or after June
5th, 1984, during regular busi-
ness hours. At 11:00 o'clock
on July 16, 1984, all sealed bid
proposals received will be
publicly opened.

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ga, New York. All proposals
shall be made and shall be
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as stated in the Instructions
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The Town reserves the
right to reject any or all bids
and to waive any irregularity
in bidding should it be in the
best interest of the Town.

BY ORDER OF THE
TOWN BOARD OF THE
TOWN OF CHEEKTOWAGA,
ERIE COUNTY, NEW YORK
Dated: July 1, 1984
Cheektowaga, New York
RICHARD M. MOLESKI
Town Clerk

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~~
~~XXXXXX~~
weeks, the first insertion being on the 4th
day of July 19 84 and the last
insertion being on the XXXXXX day of XXXXXX 1984

D. Eileen Perry

Sworn to before me this 5th day

of July 19 84

Paul E. Bielman

Notary Public, Erie County, N. Y.

PAUL E. BIELMAN
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1985

Item No. 2 Cont'd.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

*AFFIDAVIT NEXT PAGES (2)

Item No. 3 Motion by Councilman Johnson, seconded by Councilman Gabryszak

WHEREAS, the Cedargrove Heights area of the Town of Cheektowaga was designated as a neighborhood strategy area for improvements utilizing Community Development Block Grant Funds, AND

WHEREAS, this Town Board wants to proceed with the South Section Extension, AND

WHEREAS, the Town Engineer advised the Town Board that plans and specifications are ready for the Cedargrove Heights Neighborhood Improvement Program, Area Wide Drainage - South Section Extension, 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 South Section Extension, notice to be published in the BUFFALO EVENING NEWS, BUFFALO CRITERION and the CHEEKTOWAGA TIMES, AND, BE IT FURTHER

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

RESOLVED, that sealed proposals will be received by the Town of Cheektowaga on the 23rd day of July, 1984 at 11:00 A.M., Local Time, at the Town Hall, at which time and place they will be publicly opened and read aloud.

*SEE NEXT TWO (2) PAGES FOR COPY OF NOTICE TO BIDDERS

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 23rd day of July, 1984 at 11:00 A.M., Local Time, in the Town Hall in the Town of Cheektowaga, New York, for furnishing all tools, equipment, materials and labor for work constituting the Cedargrove Heights Neighborhood Improvement Program, Area Wide Drainage - South Section Extension, complete, in place, and ready for use in accordance with the Contract Documents, therefore, including Plans, Specifications, Instructions to Bidders, etc., 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 Cedargrove Heights Neighborhood Improvement Program, Area Wide Drainage - South Section Extension".

The right to reject any and all bids, to waive any informalities in, or to make an award for any combination of bid sections, 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.

This contract shall be completed no later than 120 consecutive calendar days from the date of the Notice to Proceed.

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 2, 1984

Item No. 3 Cont'd.

Upon Roll Call....

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

*SEE NEXT (3) THREE PAGES FOR AFFIDAVITS

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

.....*Anne E. Milla*....., 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.....*July 5, 1984*.....;
last publication.....*July 5, 1984*.....;
and that no more than six days intervened be-
tween publications.

.....*Anne E. Milla*.....
Sworn to before me this*6th*.....
day of*July*....., 19*84*..
.....*Dorothy J. Turner*.....

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

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 27, 19*85*

LEGAL NOTICE

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 23rd day of July, 1984, at 11:00 A.M., Local Time, in the Town Hall in the Town of Cheektowaga, New York, for furnishing all tools, equipment, materials and labor for work constituting the Cedargrove Heights Neighborhood Improvement Program, Area Wide Drainage — South Section Extension, complete, in place, and ready for use, in accordance with the Contract Documents therefore, including Plans, Specifications, Instructions to Bidders, etc., 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 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 Cedargrove Heights Neighborhood Improvement Program, Area Wide Drainage — South Section Extension".

THE SPECIFICATIONS.

Town of Cheektowaga, New York

RICHARD M. MOLESKI

Town Clerk

DATED: July 2, 1984

PUBLISH: July 5, 1984

The right to reject any and all bids, to waive any informalities in, or to make an award for any combination of bid sections, 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.

This contract shall be completed no later than 120 consecutive calendar days from the date of the Notice to Proceed.

Attention of the bidders is further called to Section 2604 of the Public Authority Law which requires a bidder's certificate of non-collusion. Such certificate is part of the bid or proposal form and unless complied with, such bid will not be accepted.

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

NOTICE TO BIDDERS
IS HEREBY

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Town of Cheshawaga,
New York
RICHARD M. MOLESKI
TOWN CLERK

DATED: July 2, 1994

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
a week for

~~XXXXXX~~ weeks, the first insertion being on the 4th

day of July 1984 and the date

insertion being on the XXXX day of XXXX 19XX

D. Helen Perry

Sworn to before me this 5th day
of July 1984

PAUL E. BIELMAN
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1985

Paul E. Brels
 Qualified in Erie County
 My Commission Expires May 2011
 Notary Public, Erie County, N. Y.

Notary Public, Erie County, N. Y.

State of N

ERIE COU

CITY OF BU

NOTICE TO BIDDERS

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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 310 Delaware Avenue, Buffalo, New York 14203. 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 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.

Sworn to before me this

of

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 Cedar-grove Heights Neighborhood Improvement Program, Area Wide Drainage - South Section Extension".

The right to reject any and all bids, to waive any informalities in, or to make an award for any combination of bid sections, 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.

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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.

This contract shall be completed no later than 120 consecutive calendar days from the date of the Notice to Proceed.

Attention of the bidders is further called to Section 2694 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. 11848, 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 2, 1984

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

XXXXXX a week for XXXXXX

XXXXXX weeks, the first insertion being on the 4th

day of July 19 84 and the last

insertion being on the XXXXXX of XXXXXX

D. Eileen Perry

5th day

PAUL E. BIELMAN

Notary Public, State of New York

Qualified in Erie County

My Commission Expires March 30, 1985

Notary Public, Erie County, N. Y.

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 23rd day of July, 1984 at 10:00 A. M., Local Time, in the Town Hall in the Town of Cheektowaga, New York, for furnishing all tools, equipment, materials and labor for work constituting the Cedargrove Heights Neighborhood Improvement Program, Area Wide Drainage - South Section Extension, complete, in place, and ready for use in accordance with the Contract Documents, therefore, including Plans, Specifications, Instructions to Bidders, etc., 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 Cedargrove Heights Neighborhood Improvement program, Area Wide Drainage - South Section Extension".

The right to reject any and all bids, to waive any informalities in, or to make an award for any combination of bid sections, 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.

This contract shall be completed no later than 120 consecutive calendar days from the date of the Notice to Proceed.

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 2, 1984

STATE OF NEW YORK
Erie County, City of Buffalo 28.

The BUFFALO CRITERION
623-25 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-
in once a week for one
weeks, the first insertion being on the 4th day of
July 19 84 and the last insertion be-
ing on the day of
19.....

..... *Frank E. Merriweather*
FRANK E. MERRIWEATHER
(Affidavit of Publication)

Sworn to before me this 15th. day of
October 19 84

..... *Frank E. Merriweather*
.....

~~NOTARY PUBLIC, No.~~
Comm. of Deeds

DIAL 853-2973

IF NO ANSWER — 882-9570

THE BUFFALO CRITERION

WNY'S NEGRO NEWSPAPER SINCE 1925
623 - 25 WILLIAM ST.
BUFFALO, N. Y. 14206

Richard M. Moleski
Cheektowaga Town Hall
Broadway & Union Rds.
Cheektowaga, N.Y. 14225

Oct. 15, 1984

ADVERTISING

2 col. x 15 1/8 inches @ \$4.03 per \$121.91

Week of July 4-10-84

Notice To Bidders - Furnishing & operation
of garbage & refuse dumping site or trans-
fer station etc. & for Cedargrove Heights
Neighborhood Improvement Program.

Purchase # 28505

weeks, the first insertion being on the^{4th} day of

..... July⁸⁴ 19..... and the last insertion be-

ing on the day of

19.....

..... *Frank E. Merriweather*

FRANK E. MERRIWEATHER

(Affidavit of Publication)

Sworn to before me this^{15th} day of

..... October⁸⁴ 19.....

..... *Frank E. Merriweather*

~~NOTARY PUBLIC, No.~~
Comm. of Deeds

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

WHEREAS, a vacancy exists in the Justice Department for the position of Clerk-Typist, hours being 2:00 P.M. to 9:30 P.M., Monday through Friday, and

WHEREAS, Marcy A. Burst of 26 Kingswood Drive, Cheektowaga, New York, appears on the current list of eligibles from the Erie County Department of Personnel as a result of a recent Clerk-Typist examination, NOW, THEREFORE BE IT

RESOLVED that MARCY A. BURST having bid on the above position, be and hereby is appointed to the position of Clerk-Typist in the Justice Department, at a salary in accordance with the bargaining agreement between the Town of Cheektowaga and the Cheektowaga Employees Association; said appointment being effective July 16, 1984.

Upon Roll Call....

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

Item No. 5 Promotion to Captain in Police Department.

This item was withdrawn.

Item No. 6 Create position of Budget Director.

This item was withdrawn.

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

WHEREAS, the Town of Cheektowaga annually sponsors a Polish-American Arts Festival with assistance from the New York State Council on the Arts, and

WHEREAS, this year's Festival is scheduled to take place from August 17 - 19, 1984 in Cheektowaga Town Park, and

WHEREAS, the Town had previously established a Festival Committee to advise and assist the Town in making plans and preparations for said Festival, and

WHEREAS, it is appropriate and necessary at this time to re-appoint the members of said Polish-American Festival Committee, Now Therefore Be It

RESOLVED, that the following members are hereby appointed to serve on the Cheektowaga Polish-American Festival Committee:

Bronislaus and Anne Trzyewski
Sr. Marcella Garus
Henry Marszalkowski
Ruth Peters
Chester Nowacki
Charles Miecznikowski
Edward J. Frajdofer

Patricia L. Wojcik
Michael Miecznikowski
Kenneth Kopacz
James Matecki
Jerome J. Gabryszak
Judith Krauza

And Be It

Item No. 7 Cont'd.

FURTHER RESOLVED, that Councilman William P. Rogowski serve as Town Board liaison to and Chairman of said Polish-American Festival Committee.

Upon Roll Call....

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

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

BE IT RESOLVED that Thomas Sinica be transferred from the Recreation Department to the Day Camp for Developmentally Disabled Youth at the title and rate prescribed:

COUNSELOR \$3.50 per hour 7310.1802
Thomas Sinica

BE IT RESOLVED that the below listed individuals be hired for the Youth Bureau's Cheektowaga Conservation Corps Program, at the designated title and salary:

ALTERNATES - \$3.10 per hour - 7310.1812

Peter Schiffmacher
Albert Green
Denise Lillie
Diane Olejniezak
Gail Kozlowski
Amy Russell
Todd Riniolo
Daniel Sobkowiak
Robert Simon
Timothy O'Sheehan
Peter Ferraina
Douglas Curran

BE IT FURTHER RESOLVED that the below listed individuals previously hired in the Cheektowaga Conservation Corps Program be terminated due to their refusal for the position and salary listed below:

TRAINEE SUPERVISOR - \$5.00 per hour - 7310.1812
Ann Marie Shields

SUMMER TRAINEES - \$3.10 per hour - 7310.1812

Thomas Allen
Karen Ramback
Robert Beresniewicz
Michael Janik
John Fenske
Ronald Dombrowski
Timothy Labenski
John Kozlowski
Duane Sawyer
Lynn Bretl
Suzanne Leszczynski
Mark Zelasko
Brian Drzymala

Item No. 8 Cont'd.

Upon Roll Call....

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

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

BE IT RESOLVED that the following be hired to aid the Cheektowaga Recreation Department in conducting its 1984 summer programs

TENNIS COURT INSTRUCTOR - \$150 per week - 8 weeks - A7140.1613
Michael Sacilowski

ASSISTANT GYMNASTICS INSTRUCTOR - \$3.10 per hour - A7140.1615

Michael Perry

BASKET CHECKERS - ALTERNATES - \$2.25 per hour

Jeffrey Klapp

RECREATION ATTENDANT

Yvette Ward
Yvonne Ward

AND BE IT FURTHER RESOLVED that the following be transferred from Recreation Attendant A7140.1614 - \$3.10 per hour to:

RECREATION LEADER - \$4.25 per hour - A7140.1615

Victor Horst

Upon Roll Call....

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

Item No. 10 Motion by Councilman Gabryszak seconded by Johnson

BE IT RESOLVED that the following individuals be and hereby are hired as Seasonal Employees in the various Departments as listed, at a rate of \$3.10 per hour:

SANITATION DEPARTMENT

EFFECTIVE

John Wieberg	7/16/84
Michael Derion	Immediately
Timothy Kent	Immediately
Steven Giczkowski	Immediately

Upon Roll Call....

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

Item No. 11 Motion by Supervisor Weber, seconded by Councilman Gabryszak

WHEREAS, the County of Erie has submitted to the Town of Cheektowaga a snow and ice removal contract covering various highways in the Town of Cheektowaga for the three year period beginning on the 1st day of September, 1983 and ending on the 31st day of August, 1986, and providing for the reimbursements of the Town by the County for such snow and ice removal; and

and
WHEREAS, said agreement is acceptable to the Superintendent of Highways;

WHEREAS, said agreement has been examined and approved in form and content by the Town Attorney's office;

NOW, THEREFORE, BE IT RESOLVED that the Supervisor of the Town of Cheektowaga be and hereby is authorized, directed and empowered to execute said agreement on behalf of the Town of Cheektowaga and forward the same to an appropriated officer of the County of Erie for execution.

Upon Roll Call....

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

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

WHEREAS, the National Association of Letter Carriers is engaged in raising funds to fight muscular dystrophy, and

WHEREAS, on the weekend of July 21-22 of this year, letter carriers will be intensifying their fund-raising activities in the Town and in the whole of the County of Erie, and

WHEREAS, this Town Board wishes to acknowledge and honor these carriers who are engaged in fund raising efforts to fight muscular dystrophy, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby proclaims the weekend of July 21-22, 1984 as the "Letter Carriers Against Muscular Dystrophy" weekend, and BE IT FURTHER

RESOLVED, that this Town Board hereby also encourages the residents of the Town of Cheektowaga to support the activities of these letter carriers who are raising funds in the battle against muscular dystrophy.

Upon Roll Call....

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

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

WHEREAS, this Town Board, by resolution dated January 16, 1984, formally petitioned the New York State Fire Prevention and Building Code Council for a determination as to whether the existing Town Housing Code is more stringent than the New York State Uniform Fire Prevention and Building Code, and to retain the Town Housing Code, and

WHEREAS, the New York State Fire Prevention and Building Code Council subsequently requested the Town to perform a written analysis of its Housing Code, NOW, THEREFORE, BE IT

RESOLVED, that the Housing Inspector be and hereby is directed to forward his analysis of the Town Housing Code to Mrs. Yvonne ScruggsLeftwich, Commissioner of the State Fire Prevention and Building Code Council, c/o the New York State Division of Housing and Community Renewal, Two World Trade Center, New York, New York 10047.

Upon Roll Call....

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

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

WHEREAS, the Town of Cheektowaga has received Community Development Block Grant funds from the Department of Housing & Urban Development, the application for which funds included provisions for a Housing Rehabilitation Loan Program which provides direct housing rehabilitation loans to eligible home owners, and

WHEREAS, the Town of Cheektowaga has established such a Housing Rehabilitation Loan Program, and

WHEREAS, the Town Community Development Director has received application(s) for assistance under said program and has determined that the owner(s) of the property listed below are eligible for participation in the Town's Housing Rehabilitation Loan Program, Now Therefore Be It

RESOLVED, that Community Development Housing Rehabilitation Loan funds, in the amounts listed below, be approved for the owner(s) of the property listed below:

117 Banko Drive - \$1,970.50
90 King Avenue - 3,566.00

AND BE IT

FURTHER RESOLVED that the Supervisor of the Town of Cheektowaga be and hereby is authorized and directed to sign a Loan Agreement with the owner(s) of the above listed property on behalf of the Town, AND BE IT

FURTHER RESOLVED, that the Supervisor be and hereby is authorized to sign checks, prior to Town Board Warrant List approval, necessary for the timely disbursement of said loan funds, providing that the rehabilitation work to be performed has been completed to the satisfaction of the Town Housing Inspector and that all program regulations have been complied with to the satisfaction of the Town Community Development Director.

Upon Roll Call....

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

Item No. 15 Motion by Councilman W.P. Rogowski, seconded by Councilman Johnson

WHEREAS, Airlanes Junior Football of Cheektowaga has offered to construct a 16 foot by 18 foot concrete block utility building near the new football field which is to be located in John C. Stiglmeier Park, and

WHEREAS, Airlanes Junior Football of Cheektowaga has also offered to donate said structure to the Town of Cheektowaga, and

WHEREAS, the Parks and Recreation Committee of the Town of Cheektowaga has reviewed the aforesaid request of Airlanes Junior Football of Cheektowaga and has approved such request as being in the best interests of the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the above noted request of Airlanes Junior Football of Cheektowaga to construct and donate to the Town a 16 foot by 28 foot concrete block utility building near the proposed football field at John C. Stiglmeier Park, and BE IT FURTHER

RESOLVED, that this Town Board hereby authorizes Airlanes Junior Football of Cheektowaga to commence construction of the aforesaid utility building on or after August 27, 1984, and BE IT FURTHER

RESOLVED, that the aforementioned utility building be constructed under the supervision of the Director of the Town Facilities Department.

Upon Roll Call....

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

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

WHEREAS, Michael Passucci General Construction Company Inc. has submitted Change Order #2 providing labor and materials to construct various drainage improvements to existing road surfaces at John C. Stiglmeier Park, AND

WHEREAS, Stuart Alexander & Associates has reviewed and approved Change Order #2 as being in the best interest of the Town of Cheektowaga, NOW THEREFORE BE IT

RESOLVED, that the Cheektowaga Town Board hereby approves Change Order #2 as submitted by Michael Passucci General Construction Company Inc. in the amount of \$7,416.00.

Upon Roll Call....

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

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

WHEREAS, the Town of Cheektowaga Highway Department is presently constructing additional parking facilities for the Police/Court Building, AND

Item No. 17 Cont'd.

WHEREAS, said construction necessitates the removal and relocation of 68 feet of direct burial cable which presently feeds three existing street lights, and the removal of 1 - 14400 lumen high pressure sodium lamp, AND

WHEREAS, New York State Electric & Gas Corporation has submitted a proposal to the Town to perform above-stated work at a cost of \$598.10, NOW, THEREFORE BE IT

RESOLVED that New York State Electric & Gas Corporation be and hereby is authorized to perform the work as stated in the attached proposal, which is hereby made a part of this Resolution, at a one-time charge of \$598.10, AND BE IT

FURTHER RESOLVED that removal of the 14400 lumen high pressure sodium lamp shall result in an annual decrease in the Town's General Lighting District of \$139.13, AND BE IT

FURTHER RESOLVED that the charge for performing the requisite removal and relocation of facilities be charged to General Fund Account No. 1625.4451 in the amount of \$598.10.

Upon Roll Call....

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

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

BE IT RESOLVED that New York State Electric & Gas Corporation be and hereby is authorized to install 1-5200 lumen high pressure sodium lamp on Pinehurst Avenue in the Town of Cheektowaga at an annual increase in the Town's General Lighting District of \$89.70, in accordance with the attached proposal which is hereby made a part of this resolution.

*SEE NEXT PAGE FOR PROPOSAL.

June 24, 1984

STREET LIGHTING PROPOSAL
TOWN OF CHEEKTOWAGA

Pinehurst Avenue

Install 1 - 5200 lumen HPS lamp @ \$76.79 ea. ----- \$ 76.79
(P-6, L-488)

Install 1 - 8-ft. bracket @ \$12.91 ea. ----- \$ 12.91
(P-6, L-488)

TOTAL ANNUAL INCREASE -- \$89.70

NEW YORK STATE ELECTRIC & GAS CORPORATION

Item No. 18 Cont'd.

Upon Roll Call....

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

Item No. 19a Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on vacant property located North of 142 Colby Street, Cheektowaga, New York, S.B.L. #113.61-4-6 and according to the Assessor's Office is owned by Gloria Szymczak, Buffalo, New York 14206, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds and removing 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, the high weeds be cut and removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 19b Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on property located on vacant property East of 60 Creekside Drive, Cheektowaga, New York, S.B.L. #124.30-12 and according to the Assessors' Office is owned by Beatrice Schultz, South Wales, New York 14139, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds and removing 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, the high weeds be cut and removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 19c Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on property located on the rear of 1113 - 1125 Harlem Road, Cheektowaga, New York, S.B.L. #124.30-1-3, 124.30-1-1, 124.30-1-2 and according to the Assessors' Office is owned by John G. Gamble, c/o Unit Step, Sanborn, New York 14132, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds and removing 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, the high weeds be cut and removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 19d Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on property located on the Northeast corner of Union Road and Cleveland Drive, Cheektowaga, New York, S.B.L. #80.10-11-10, Map Cover 1628, Sublots 2, 3, 4, 5 and according to the Assessors' Office is owned by Harvey Schiller, Snyder, New York 14226, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds and removing 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, the high weeds be cut and removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 19e Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on property located on 2810 Union Road, (vacant lot) Cheektowaga, New York, S.B.L. #113.12-3-12, and according to the Assessors' Office is owned by Richard Powers, Lackawanna, New York 14218, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds and removing the high weeds to prevent the premises from becoming a hazard to the health and safety of others, NOW, THEREFORE, BE IT

Item No. 19e Cont'd.

RESOLVED, that pursuant to Article 4, Section 64, Paragraph 5a of the Town Law of the State of New York, the high weeds be cut and removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 19f Motion by Councilman Jaworowicz seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on property located on the South side of Broad Street, West of 848 Dick Road, Cheektowaga, New York, S.B.L. #92.17-1-2, Map Cover 1243, Sublots 190, 191 and according to the Assessors' Office is owned by Lorraine Schultz, Cheektowaga, New York 14225, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same be cutting the high weeds and removing 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, the high weeds be cut and removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 19g Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on property located on the Northeast corner of Woodrow Place and Roy Alley, Cheektowaga, New York, S.B.L. #91.18-11-14, Map Cover 1317, Sublot 33 and according to the Assessors' Office is owned by Roxborough Homes Corp., 2909 Genesee Street, Cheektowaga, New York 14225, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds and removing 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, the high weeds be cut and removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 19h Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on property located on the South side of 7 Henry Street, Cheektowaga, New York, S.B.L. #113.72-2-14, and according to the Assessors' Office is owned by Thomas Kidder, Cheektowaga, New York 14225, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds and removing 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, the high weeds be cut and removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 19i Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on property located South of 73 Concord Drive, (vacant lots) Cheektowaga, New York, S.B.L. #80.70-2-19 to 80.70-2-22, Map Cover 1533, Sublots 11, 12, 13, 14 and according to the Assessors' Office is owned by Eleanor Tepe et al, Williamsville, New York 14221 AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds and removing 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, the high weeds be cut and removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 19j Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding accumulated debris on abandoned railroad property located East (rear) of properties on Wagner Avenue, South of William Street, Cheektowaga, New York, and according to the Assessors' Office is owned by Lehigh Valley Railroad Company, 415 Brighton Street, Bethlehem, Pennsylvania 18015, (Attn: Lloyd Noseworthy, Vice President Real Estate), AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by removing the accumulated debris to prevent the premises from becoming a hazard to the health and safety of others, NOW, THEREFORE, BE IT

Item No. 19j Cont'd.

RESOLVED, that pursuant to Article 4, Section 64, Paragraph 5a of the Town Law of the State of New York, the accumulated debris be removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 19k Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on vacant property located to rear of N.W.S. and Ponderosa Restaurant on Dick Road, Cheektowaga, New York, S.B.L. #103.05-4-5 and according to the Assessors' Office is owned by Peter J. Schmitt, c/o Diane Honeck, West Seneca, New York 14224, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds and removing 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, the high weeds be cut and removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 20 Motion by Supervisor Weber, seconded by Councilman Kowal

BE IT RESOLVED that the following fund transfers are hereby approved and made a part hereof:

SPECIAL DISTRICT FUND

From:	548135.4542 (Plant 5-Digester Cleaning)	\$5,000.00
	852701.000 (Sanitation-Refund Prior Year Exp.)	458.11
	852681.000 (Sanitation-Insurance Recovery)	471.24
To:	548135.4452 (Plant 5-Grounds Maint.)	\$5,000.00
	858160.4001 (Sanitation-Office Supplies)	458.11
	858160.4001 (Sanitation-Office Supplies)	471.24

Upon Roll Call....

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

Item No. 21 Motion by Supervisor Weber, seconded by Councilman Kowal

BE IT RESOLVED that the following vouchers and warrants submitted to the Town of Cheektowaga prior to July 2nd, 1984 are hereby approved and the Supervisor is ordered to pay said warrants.

<u>FUND</u>	<u>AMOUNT</u>
GENERAL FUND	\$ 217,929.79
SPECIAL DISTRICT FUND	68,013.10
HIGHWAY FUND	72,485.49
FEDERAL REVENUE SHARING FUND	8,037.06
TRUST AND AGENCY FUND	8,279.94
PART TOWN FUND	721.17
DEBT SERVICE FUND	1,176,670.00
COMMUNITY DEVELOPMENT FUND	20,548.75
CAPTIAL FUND	3,450.00
	<u>\$1,576,135.30</u>

Upon Roll Call....

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

II. FROM THE TABLE

Item No. 22 Decision on Unsafe Buildings and Collapsed Structures Ordinances regarding 102 Brookedge Road.

This Item was withdrawn.

III. DEPARTMENTAL COMMUNICATIONS

Item No. 23 Building Permits
Received and filed.

Item No. 24 Planning Board minutes of meetings in May.
Received and filed.

Item No. 25 Cheektowaga Public Library: minutes of meeting
Received and filed.

IV. GENERAL COMMUNICATIONS

Item No. 26 Summons and Complaint: Carl and Diane Metzger vs. Town of Cheektowaga. Copies of this notice were sent to: Joseph Naples, Town's Insurance Carrier; Thomas Johnson Jr., Councilman; Highway Department; Supervisor's Office; and James Kirisits, Town Attorney.
Received and filed.

Item No. 27 Complaint: National Fuel Gas Corporation objecting to Tentative Special Franchise Assessments. Copies of this Notice were sent to: James Kirisits, Town Attorney; Supervisor Weber; Thomas Johnson, Councilman; Sylvia Slawiak, Accounting Department.
Received and filed.

- Item No. 28 NOTICE OF CLAIM - Sandra Kramer vs Town of Cheektowaga
Copies were sent to: Supervisor Daniel E. Weber; Town Attorney, James Kirisits; Town Insurance Carrier, Joseph Naples; Councilman, Thomas Johnson Jr.; Highway Superintendent, Frederick Wnek.
Received and Filed.
- Item No. 29 NOTICE OF CLAIM - Patsy A. Banta/Dorac B. Banta vs Town of Cheektowaga
Copies were sent to: Supervisor, Daniel E. Weber; Town Attorney, James Kirisits; Town Insurance Carrier, E.T. Clauss; Councilman, Thomas Johnson Jr.; and Highway Superintendent, Frederick Wnek.
Received and Filed.
- Item No. 30 NOTICE OF CLAIM - Norbert L. Zemrus vs Town of Cheektowaga
Copies were sent to: Supervisor, Daniel E. Weber; Town Attorney, James Kirisits; Sylvia Slawiak, Accounting Department; Town Insurance Carrier, Schmitt & Kraft, Inc.; Councilman, Thomas Johnson Jr.; and Chief of Police, Leonard Smolarek.
Received and Filed.
- Item No. 31 Frank J. Zeis Jr. request to speak regarding: Zoning Laws
Received and Filed.

V. SUSPENSION OF RULES

Motion by Councilman J.V. Rogowski, seconded by Supervisor Weber to suspend the rules to include the following items.

Upon Roll Call....

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

- Item No. 32 Motion by Councilman W.P. Rogowski, seconded by Councilman Gabryszak

WHEREAS, by resolution dated January 3, 1984, this Town Board established its work session days for 1984 as being the second Saturday of the month at 10:00 A.M., and

WHEREAS, the work session for the month of July is thus scheduled for July 14, 1984, and

WHEREAS, this Town Board desires to change the date for the July work session from July 14, 1984 to July 21, 1984, NOW, THEREFORE, BE IT

RESOLVED, that the work session for the month of July in the year 1984 be and hereby is rescheduled to July 21, 1984, and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to forward the attached Public Notice to the news media and to post such Public Notice on the sign-board maintained by him at least seventy-two hours before such meeting.

*SEE NEXT PAGE FOR PUBLIC NOTICE

PUBLIC NOTICE
to
NEWS MEDIA
pursuant to
OPEN MEETINGS LAW

TO: CHEEKTOWAGA TIMES
CHEEKTOWAGA BEE
BUFFALO NEWS

Pursuant to the Open Meetings Law of the State of New York,
you are hereby notified that the Town Board of the Town of Cheek-
towaga, Erie County, New York, will hold its work session for the
month of July, 1984 in the Council Chambers in the Cheektowaga
Town Hall, corner of Broadway and Union Road, on Saturday, July 21,
1984 at 10:00 o'clock A.M., instead of the regularly scheduled date
of July 14, 1984.

Dated: July 2, 1984

P.S. This is not a request to publish this notice in your paper.
It is sent only to keep you informed as to the calling of
a rescheduled meeting. The Town should not be billed for
publication costs.

Item No. 32 Cont'd.

Upon Roll Call....

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

Motion by Councilman J.V. Rogowski, seconded by Councilman Jaworowicz
to suspend reading of names on hiring resolution.

Upon Roll Call....

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

Item No. 33 Motion by Councilman J.V. Rogowski, seconded by Supervisor Weber

WHEREAS funds are presently available under the Buffalo - Cheektowaga -
Tonawanda Consortium, Summer Youth Program, and,

WHEREAS the Summer Youth Program starts on July 2nd, 1984 with part-
icipants working a maximum of 32 hours per week at \$3.35 per hour, NOW, THEREFORE
BE IT,

RESOLVED that the following persons will be hired based on fund
availability from the Department of Labor and that the alternate portion may be
utilized to meet the demographic requirements as stated in our plan submitted to the
Department of Labor:

Behun, Suzanne
Bowersox, David
Caruso, Cathy
Chojnacki, Christopher
Cora, Kathleen
Creighton, Teri
Deck, Jeffrey
Deneke, David
Drzymala, Barbara
Gray, Kenneth
Haberly, Kimberly
Hayes, Michael
Higgins, Anthony
Hoddick, Cheryl
Homphothichak, Phouthakane
Hornung, Donald
Jakubowicz, Bonita
Jakubowicz, Michele
Kalinowski, Dawn
Karam Christopher
Lieg1, Noreen
Lindstron, Denise
MacTarnaghan, April
MacTarnaghan, Barry
MacTarnaghan, Gayle
MacTarnaghan, Jill
Measel, Casimir
Meyers, Amy
Meyers, Craig

Item No. 33 Cont'd.

Meyers, Jill
Nash, Daniel
Palumbo, Steven
Piscitello, John
Potfora, David
Riniolo, Todd
Ruth, Neil
Sarago, Maria
Skowron, Doreen
Taton, Kimberly
Taughrin, Lisa
Thrun, Sheryl
Tourjie, John
Weindel, Julie
Wiedenbeck, Allison
Williams, Annette
Wise, Robert
Wloszek, Walter
Wopperer, Linda
Wypij, Sandra
Zack, Paul
Zawadiwskyi, Christine
Yaple, Andrew
Zaifery, Jeffery

Upon Roll Call....

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

Item No. 34 Motion by Councilman Johnson, seconded by Councilman Jaworowicz

WHEREAS, this Town Board, by resolution dated February 6, 1984, formally petitioned the New York State Fire Prevention and Building Code Council for a determination as to whether the existing Town Fire Prevention Code is more stringent than the New York State Uniform Fire Prevention and Building Code, and to retain the Town Fire Prevention Code, and

WHEREAS, the New York State Fire Prevention and Building Code Council subsequently requested the Town to perform a written analysis of its Fire Prevention Code, NOW, THEREFORE, BE IT

RESOLVED, that the Fire Inspector be and hereby is directed to forward his analysis of the Town Fire Prevention Code to Mrs. Yvonne ScruggsLeftwich, Commissioner of the State Fire Prevention and Building Code Council, c/o the New York State Division of Housing and Community Renewal, Two World Trade Center, New York, New York 140047.

Upon Roll Call....

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

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

WHEREAS, the Town of Cheektowaga S.E.Q.R. (State Environmental Quality Review) Advisory Committee has discussed the concept of a Foreign Trade Zone Site in the vicinity of the Greater Buffalo International Airport, AND

WHEREAS, a site plan for such a development was presented to the S.E.Q.R. Advisory Committee; said site being owned by F & S Enterprises Inc.; said site described as being 60 acres⁺ in area, (SBL #92.01-2-5.1, 92.02-2-12, 92.02-2-13, 92.02-2-26, 92.02-2-27.1) bounded on the South by Genesee Street on the South and West by Sugg Road, and the LeHigh Valley Railroad, and on the East and West by Ellicott Creek, AND

WHEREAS, the concept of a Foreign Trade Zone on this site, is consistent with the goals of the Master Zoning Plan of the Town of Cheektowaga and with the existing uses in the area, AND

WHEREAS, said Advisory Committee, pursuant to the Environmental Review Ordinance, has rendered a determination of non-significance regarding this Foreign Trade Zone Site designation and preliminary development plan, AND

WHEREAS, this development would be extremely beneficial to the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby affirms the declaration of environmental non-significance.

Upon Roll Call....

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

Item No. 36 Motion by Councilman Johnson Jr., seconded by Councilman Jaworowicz

WHEREAS, the Town of Cheektowaga received notification that F & S Enterprises has assembled the necessary development proposal and is requesting designation of a site within the Town as Site 5 of Foreign Trade Zone #23, AND

WHEREAS, said Foreign Trade Zone Site is bounded by Sugg Road, Aero Drive, Rein Road and Genesee Street in the Town and is otherwise determined by SBL #92.02-2-5.1, 92.02-2-12, 92.02-2-13, 92.02-2-26, 92.02-2-27.1, AND

WHEREAS, said Site comprises approximately sixty (60) acres and by virtue of a Foreign Trade Zone designation will become significantly more attractive for private economic development, AND

WHEREAS, the County of Erie must make formal application to the Foreign Trade Zone Board on behalf of the above noted zone expansion, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby memorializes the County of Erie to act favorably on the aforementioned request and expeditiously with respect to the requisite Foreign Trade Zone New Site application, AND BE IT

FURTHER RESOLVED, that the Town Board also encourages the County of Erie to review said project to determine the level and amount of assistance the County may provide to facilitate private development on the site, AND BE IT

FURTHER RESOLVED that a certified copy of this resolution be filed with the Clerk to the County Legislature, AND BE IT

Item No. 36 Cont'd.

FURTHER RESOLVED that certified copies of this resolution be sent to Chairman of the Erie County Legislature, Richard A. Slisz, Erie County Executive Edward J. Rutkowski, and to Legislators Henry Mazurek, William A. Pauly, Mary Lou Rath and Richard R. Anderson, representing portions of Cheektowaga within their respective Legislative Districts.

Upon Roll Call....

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

Item No. 37 Motion by Councilman Johnson, Jr., seconded by Unanimous

WHEREAS, the Town of Cheektowaga received a communication from Mr. George Keitner affirming an application for a new Foreign Trade Zone Site in the Town, AND

WHEREAS, such Foreign Trade Zone #23, Site 5, is owned by F & S Enterprises and is bounded by Sugg Road, Aero Drive, Rein Road and Genesee Street and is otherwise determined by SBL #92.02-2-5.1, 92.02-2-12, 92.02-2-13, 92.02-2-26, 92.02-2-27.1, AND

WHEREAS, designation of said Foreign Trade Zone Site will be a benefit to the Town by virtue of making development more attractive for private investors, AND

WHEREAS, this action is consistent and compatible with the Town's overall economic development efforts as promulgated by the Cheektowaga Economic Development Corporation, AND

WHEREAS, the aforementioned communication requested the Town forward a letter to the Foreign Trade Zone Board, Washington, D.C., indicating its position on behalf of the Foreign Trade Zone Expansion Site, NOW, THEREFORE, BE IT

RESOLVED that the Town Board herein evidences enthusiastic support for the creation of a Foreign Trade Zone Site on the above described property as currently owned by F & S Enterprises, AND BE IT

FURTHER RESOLVED that the Supervisor be authorized to communicate to the Foreign Trade Zone Board the Town's support on behalf of said project, AND BE IT

FURTHER RESOLVED that certified copies of this resolution be sent to Congressman Henry J. Nowak, Senator Daniel P. Moynihan and Senator Alphonse M. D'Amato.

Upon Roll Call....

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

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

WHEREAS, the 89th Annual IMSA Conference is sponsoring a Level I Traffic Signal, and Signs & Markings Certification School, August 12-17, at the Marriott Inn in Amherst, New York, AND

WHEREAS, it is recommended that Arthur J. Blachowski, the Town's Sign Crew Representative, attend said school, NOW, THEREFORE, BE IT

RESOLVED that Arthur Blachowski be and hereby is authorized to attend the Level I Traffic Signal, and Signs & Markings Certification School being held August 12-17, 1984 at the Marriott Inn, AND BE IT

FURTHER RESOLVED that Arthur Blachowski be reimbursed for all necessary and reasonable expenses, not to exceed \$250.00.

Upon Roll Call....

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

Item No. 39 Motion by Councilman J.V. Rogowski, seconded by Supervisor Weber

WHEREAS, Land Reclamation, Inc. has applied for a Special Permit for a solid waste transfer station on property located on Indian Road near Broadway, Cheektowaga, New York, pursuant to Section 6-01 and Section 6-012 of the Zoning Ordinance of the Town of Cheektowaga; said property being further described in the attached copy of the legal description thereto, AND

WHEREAS, a public hearing was held before the Cheektowaga Town Board on the 4th day of June, 1984 at 6:30 o'clock P.M. of said day for the purpose of considering said application for a Special Permit, AND

WHEREAS, the Cheektowaga Planning Board has recommended approval of the Special Permit, AND

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga pursuant to the "Environmental Impact Review Ordinance of the Town of Cheektowaga," has duly considered the application for the Special Permit for the above-referenced property located on Indian Road near Broadway, and has rendered a determination that the Special Permit will not have a significant effect on the environment, NOW, THEREFORE BE IT

RESOLVED, that said Special Use Permit be and hereby is granted subject to the following conditions:

1. The subject premises and any building(s), structure(s) and improvements situated, or to be situated thereon, will be used, erected, altered, renovated, remodelled, occupied and maintained only as and for the purpose of a solid waste transfer station and no other purpose.
2. The dumping and/or landfilling of putrescible materials or substances as those terms are defined and understood in the Environmental Conservation Law of the State of New York and the regulations promulgated pursuant thereto, shall cease six (6) months after the completion of the construction of a solid waste transfer station on the subject premises, but in no event shall such dumping and/or landfilling of putrescible materials continue subsequent to June 1, 1984;
3. The petitioner, its transferees and assigns, shall abide by its "Closure Plan" dated December, 1982 and its Proposed Construction and Landscaping Plan dated October 21, 1982 heretofore filed with the Town;

Item No. 39 Cont'd.

4. That the applicant shall abide by the "Declaration of Covenants" which is filed in the Erie County Clerk's Office on January 6, 1983 in Liber 9192 of Deeds at Page 631.
5. The Special Permit is contingent upon the applicant procuring a proper permit from the New York State Department of Environmental Conservation for the operation of a transfer station on the afore-said property and presenting such permit to the Town Building and Plumbing Inspector.

*SEE NEXT PAGE FOR LEGAL DESCRIPTION

Station Site: _____

Town of Cheektowaga

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. 72, Township 11, Range 7 of the Holland Land Company's Survey, bounded and described as follows:

COMMENCING at a point in the south line of Indian Road at its intersection with the west line of lands conveyed to Emilie Louise Prantke by deed, recorded in Liber 931 of Deeds at page 198 in the Erie County Clerk's Office; running thence southerly along said west line of Prantke 450.00 feet; thence westerly on a line at an interior angle of $106^{\circ}-00'-42''$ a distance of 10 feet more or less to the POINT OF BEGINNING; thence continuing along said line a distance of 570.93 feet more or less; thence northerly on a line at an interior angle of $83^{\circ}-19'-35''$ a distance of 344.50 feet to its intersection with the Town of Cheektowaga, Village of Depew line; thence southeasterly along said Town, Village line a distance of 632 feet more or less to the point of beginning. Containing 2.30 acres more or less.

Item No. 39 Cont'd.

Upon Roll Call....

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

*SEE NEXT PAGE FOR AFFIDAVIT

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

Ann E. Mika, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for1..... weeks;
first publication.....July 12, 1984.....;
last publication.....July 12, 1984.....;
and that no more than six days intervened be-
tween publications.

Ann E. Mika

Sworn to before me this 13th
day of July, 1984

Dorothy J. Turner

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

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 1985

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 2nd day of July, 1984 at 7:00 o'clock p.m. Eastern Daylight Savings Time there were:

PRESENT:

Supervisor:

Daniel E. Weber

Councilmen:

Thomas M. Johnson, Jr.

William P. Rogowski

John V. Rogowski

Patricia A. Jaworowicz

Christopher J. Kowal

Dennis H. Gabryszak

ABSENT: 0

Motion by Councilman J.V. Rogowski

Seconded by Supervisor Weber

WHEREAS, Land Reclamation, Inc. has applied for a Special Permit for a solid waste transfer station on property located on Indian Road near Broadway, Cheektowaga, New York pursuant to Section 6-01 and 6-012 of the Zoning Ordinance of the Town of Cheektowaga; said property being further described in the attached copy of the legal description thereto, AND

WHEREAS, a public hearing was held before the Cheektowaga Town Board on the 4th day of June, 1984 at 8:30 o'clock P.M. of said day for the purpose of considering said application for a Special Permit, AND

WHEREAS, the Cheektowaga Planning Board has recommended approval of the Special Permit, AND

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga, pursuant to the "Environmental Impact Review Ordinance of the Town of Cheektowaga," has duly considered the application for the Special Permit for the above-referenced property located on Indian Road near Broadway, and has rendered a determination that the Special Permit will not have a significant effect on the environment, NOW, THEREFORE, BE IT

RESOLVED that said Special Use Permit be and hereby is granted subject to the following conditions:

1. The subject premises and any building(s), structure(s) and improvements situated, or to be situated thereon, will be used, erected, altered, renovated, remodeled, occupied and maintained only as and for the purpose of a solid waste transfer station and no other purpose.

2. The dumping and/or landfilling of putrescible materials or substances, as those terms are defined and understood in the Environmental Conservation Law of the State of New York and the regulations promulgated pursuant thereto, shall cease six (6) months after the completion of the construction of a solid waste transfer station on the subject premises, but in no event shall such dumping and/or landfilling of putrescible materials continue subsequent to June 1, 1984.

3. The petitioner, its transferees and assigns, shall abide by its "Closure Plan" dated December, 1982 and its Proposed Construction and Landscaping Plan dated October 21, 1982 heretofore filed with the Town;

4. That the applicant shall abide by the "Declaration of Covenants" which is filed in the Erie County Clerk's Office on January 6, 1983 in Liber 9192 of Deeds at Page 631.

5. The Special Permit is contingent upon the applicant procuring a proper permit from the New York State Department of Environmental Conservation for the operation of a transfer station on the aforesaid property and presenting such permit to the Town Building and Plumbing Inspector.

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. 72, Township 11, Range 7 of the Holland Land Company's Survey, bounded and described as follows:

COMMENCING at a point in the south line of Indian Road at its intersection with the west line of lands conveyed to Emilie Louise Prantke by deed recorded in Liber 831 of Deeds at page 193 in the Erie County Clerk's Office; running

thence southerly along said west line of Prantke 450.00 feet; thence westerly on a line at an interior angle of 106 degrees-00'-42" a distance of 10 feet more or less to the POINT OF BEGINNING; thence continuing along said line a distance of 570.93 feet more or less; thence northerly on a line at an interior angle of 83 degrees-19'-35" a distance of 344.50 feet to its intersection with the Town of Cheektowaga, Village of Depew line; thence southeasterly along said Town, Village line a distance of 632 feet more or less to the point of beginning. Containing 2.30 acres more or less.

Upon roll call...

Supervisor Weber	Voting	AYE
------------------	--------	-----

Councilman:		
Johnson	Voting	AYE
W.P. Rogowski	Voting	AYE
J.V. Rogowski	Voting	AYE
Jaworowicz	Voting	AYE
Kowal	Voting	AYE
Gabryszak	Voting	AYE

AYES: 7

NAYES: 0

ABSENT: 0

STATE OF NEW YORK)
COUNTY OF ERIE)

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

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on July 2, 1984, and minutes of said meeting have been duly recorded in the Minute Book by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at item No. 39, 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 10th day of July, 1984.

RICHARD M. MOLESKI

Town Clerk

PUBLISH: July 12, 1984

WHEREAS, Land Reclamation, Inc. has petitioned for the rezoning from M-1 Light Manufacturing District to M-2 General Manufacturing District, of property owned by it and located along Indian Road near Broadway, Cheektowaga, New York, which property is more particularly described in the attached legal description, AND

WHEREAS, a public hearing on such petition was held before this Town Board on the 4th day of June, 1984 at 6:30 o'clock P.M., after publication and service of the notices required by the provisions of the Zoning Ordinance and the Town Law; and all interested parties were given an opportunity to be heard at such hearings, AND

WHEREAS, the Cheektowaga Planning Board has reviewed said application and has recommended approval thereof, AND

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga, pursuant to the "Environmental Impact Review Ordinance of the Town of Cheektowaga," has also duly considered the application for the aforementioned rezoning, and has rendered a determination that such rezoning will not have a significant effect on the environment, NOW, THEREFORE, BE IT

RESOLVED, that the application of Land Reclamation, Inc. for the rezoning from M-1 Light Manufacturing District to M-2 General Manufacturing District of the property specified in the attached legal description be and the same is hereby granted subject to the following conditions:

1. The subject premises and any building(s), structure(s) and improvements situated, or to be situated thereon, will be used erected, altered, renovated, remodelled, occupied and maintained only as and for the purpose of a solid waste transfer station and no other purpose.
2. The dumping and/or landfilling of putrescible materials or substances, as those terms are defined and understood in the Environmental Conservation Law of the State of New York and the regulations promulgated pursuant thereto, shall cease six (6) months after the completion of the construction of a solid waste transfer station on the subject premises, but in no event shall such dumping and/or landfilling of putrescible materials continue subsequent to June 1, 1984;
3. The petitioner, its transferees and assigns, shall abide by its "Closure Plan" dated December, 1982 and its Proposed Construction and Landscaping Plan dated October 21, 1982 heretofore filed with the Town;
4. That the applicant shall abide by the "Declaration of Covenants" which it filed in the Erie County Clerk's Office on January 6, 1983 in Liber 9192 of Deeds at Page 631.
5. The rezoning is contingent upon the applicant procuring a proper permit from the New York State Department of Environmental Conservation for the operation of a transfer station on the aforesaid property and presenting such permit to the Town Building and Plumbing Inspector.

AND, BE IT FURTHER

RESOLVED, that the Zoning Map and Ordinance be amended in accordance with the above.

*SEE NEXT PAGE FOR LEGAL DESCRIPTION.

Station Site: _____

Town of Cheektowaga

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. 72, Township 11, Range 7 of the Holland Land Company's Survey, bounded and described as follows:

COMMENCING at a point in the south line of Indian Road at its intersection with the west line of lands conveyed to Emilie Louise Prantke by deed, recorded in Liber 931 of Deeds at page 198 in the Erie County Clerk's Office; running thence southerly along said west line of Prantke 450.00 feet; thence westerly on a line at an interior angle of $106^{\circ}-00'-42''$ a distance of 10 feet more or less to the POINT OF BEGINNING; thence continuing along said line a distance of 570.93 feet more or less; thence northerly on a line at an interior angle of $83^{\circ}-19'-35''$ a distance of 344.50 feet to its intersection with the Town of Cheektowaga, Village of Depew line; thence southeasterly along said Town, Village line a distance of 632 feet more or less to the point of beginning. Containing 2.30 acres more or less.

Item No. 40 Cont'd.

Upon Roll Call....

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

*SEE NEXT PAGE FOR AFFIDAVIT.

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

.....*Ann E. Mike*....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*clerk*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks:
first publication.....*July 12, 1984*.....;
last publication.....*July 12, 1984*.....;
and that no more than six days intervened be-
tween publications.

.....*Ann E. Mike*.....
Sworn to before me this*13th*.....
day of*July*....., 19*84*.....
.....*Dorothy J. Turner*.....

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

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

EXTRACTS FROM MINUTES
OF CHEEKTOWAGA
TOWN BOARD

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 2nd day of July, 1984 at 7:00 o'clock p.m. Eastern Daylight Savings Time there were:

PRESENT:

Supervisor:

Daniel E. Weber

Councilmen:

Thomas M. Johnson, Jr.

William P. Rogowski

John V. Rogowski

Patricia A. Jaworowicz

Christopher J. Kowal

Dennis H. Gabryszak

ABSENT: 0

Motion by Councilman J.V. Rogowski

Seconded by Supervisor Weber

WHEREAS, Land Reclamation, Inc. has applied for the rezoning from M-1 Light Manufacturing District to M-2 General Manufacturing District, of property owned by it and located along Indian Road near Broadway, Cheektowaga, New York which property is more particularly described in the attached legal description, AND

WHEREAS, a public hearing on such petition was held before this Town Board on the 4th day of June, 1984 at 8:30 o'clock P.M. after publication and service of the notices required by the provisions of the Zoning Ordinance and the Town law; and all interested parties were given an opportunity to be heard at such hearings, AND

WHEREAS, the Cheektowaga Planning Board has reviewed said application and has recommended approval thereof, AND

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga, pursuant to the "Environmental Impact Review Ordinance of the Town of Cheektowaga," has also duly considered the application for the aforementioned rezoning, and has rendered a determination that such rezoning will not have a significant effect on the environment, NOW, THEREFORE, BE IT

RESOLVED that the application of Land Reclamation, Inc. for the rezoning from M-1 Light Manufacturing District to M-2 General Manufacturing District of the property specified in the attached legal description be and the same is hereby granted subject to the following conditions:

1. The subject premises and any building(s), structure(s) and improvements situated, or to be situated thereon, will be used, erected, altered, renovated, remodeled, occupied and maintained only as and for the purpose of a solid waste transfer station and no other purpose.

2. The dumping and/or landfilling of putrescible materials or substances, as those terms are defined and understood in the Environmental Conservation Law of the State of New York and the regulations promulgated pursuant thereto, shall cease six (6) months after the completion of the construction of a solid waste transfer station on the subject premises, but in no event shall such dumping and/or landfilling of putrescible materials continue subsequent to June 1, 1984;

3. The petitioner, its transferees and assigns, shall abide by its "Closure Plan" dated December, 1982 and its Proposed Construction and Landscaping Plan dated October 21, 1982 heretofore filed with the Town;

4. That the applicant shall abide by the "Declaration of Covenants" which is filed in the Erie County Clerk's Office on January 6, 1983 in Liber 9192 of Deeds at Page 631.

5. The rezoning is contingent upon the applicant procuring a proper permit from the New York State Department of Environmental Conservation for the operation of a transfer station on the aforesaid property and presenting such permit to the Town Building and Plumbing Inspector.

AND, BE IT FURTHER

RESOLVED, that the Zoning Map and Ordinance be amended in accordance with the above.

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. 72, Township 11, Range 7 of the Holland Land Company's

Survey, bounded and described as follows:

COMMENCING at a point in the south line of Indian Road at its intersection with the west line of lands conveyed to Emilie Louise Prantke by deed recorded in Liber 931 of Deeds at page 198 in the Erie County Clerk's Office; running thence southerly along said west line of Prantke 450.00 feet; thence westerly on a line at an interior angle of 106 degrees-00'-42" a distance of 10 feet more or less to the POINT OF BEGINNING; thence continuing along said line a distance of 570.93 feet more or less; thence northerly on a line at an interior angle of 83 degrees-19'-35" a distance of 344.50 feet to its intersection with the Town of Cheektowaga, Village of Depew line; thence southeasterly along said Town, Village line a distance of 632 feet more or less to the point of beginning. Containing 2.30 acres more or less.

Upon roll call...

Supervisor Weber	Voting	AYE
Councilman:		
Johnson	Voting	AYE
W.P. Rogowski	Voting	AYE
J.V. Rogowski	Voting	AYE
Jaworowicz	Voting	AYE
Kowal	Voting	AYE
Gabryszak	Voting	AYE

AYES: 7

NAYES: 0

ABSENT: 0

STATE OF NEW YORK)
COUNTY OF ERIE)

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

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on July 2, 1984, and minutes of said meeting have been duly recorded in the Minute Book by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at item No. 40, 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 10th day of July, 1984.

RICHARD M. MOLESKI

Town Clerk

PUBLISH: July 12, 1984

Item No. 41 Motion by Councilman J.V. Rogowski, seconded by Supervisor Weber to adjourn the meeting.

7/2/84

Mary F. Holtz
Deputy Town Clerk

7/2/84

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

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

ABSENT: 0
EXCUSED: Councilman William P. Rogowski

Also present were: Mary F. Holtz, Deputy Town Clerk; Chester Bryan, Town Engineer; James Kirisits, Town Attorney; Salvatore LaGreca, Employment and Training Services Director II; Earl Loeder, Disaster Coordinator; Ronald Martin, Building & Plumbing Inspector; Leonard Smolarek, Chief of Police; Al Thrun, Representative of Traffic Safety Commission.

I. RESOLUTIONS

Item No. 2 Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, Edmund T. Golombek has made application and requested a Special Use Permit and Rezoning of property located at 1348 Harlem Road from R-Residential District to CM-General Commercial District, said applicant being the owner of above named property, NOW, THEREFORE BE IT

RESOLVED, that a Public Hearing be held regarding said request under the provisions of the Zoning Ordinance on August 6, 1984 at 6:30 o'clock P.M., Eastern Daylight Savings Time, at the Cheektowaga Town Hall, corner of Broadway and Union Road.

LEGAL DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lots Nos. 72 and 73, Township 10, Range 7 of the Buffalo Creek Reservation bounded and described as follows:

COMMENCING at a point of intersection of the west line of Harlem Road (as a 66' wide Road) with the south line of Parker Street (as a 60' wide street); running thence south along the west line of Harlem Road a distance of 60' to a point; running thence west, at an exterior angle of 90°24', parallel to the south line of Parker Street a distance of 110' to a point; running thence north and parallel to the west line of Harlem Road a distance of 60' to a point in the south line of Parker Street (as a 60' wide Street), said point being 110' west of the said intersection of the said south line Parker Street with the said west line of Harlem Road; running thence east along the said south line of Parker Street a distance of 110 feet to the point or place of beginning.

Upon Roll Call....

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

AFFIDAVIT NEXT PAGE

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

.....*Ann E. Mink*....., 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.....*July 19, 1984*.....;
last publication.....*July 19, 1984*.....;
and that no more than six days intervened be-
tween publications.

.....*Ann E. Mink*.....
Sworn to before me this *20th*
day of *July*....., 19*84*.
.....*Dorothy J. Turner*.....

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

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

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 6th day of August 1984, at 6:30 o'clock P.M., Eastern Daylight Savings Time of said day for the purpose of considering the application of Edmund T. Golombek for a Special Permit to sell and store automobiles as well as the present tire sales and servicing of automobiles on property located at 1348 Harlem Road pursuant to Section 6-01 and Section 6-012 of the Zoning Ordinance of the Town of Cheektowaga, New York.

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie, State of New York, being part of Lots Nos. 72 and 73, Township 10, Range 7 of the Buffalo Creek Reservation bounded and described as follows:

COMMENCING at a point of intersection of the west line of Harlem Road (as a 66' wide Road) with the south line of Parker Street (as a 60' wide street); running thence south along the west line of Harlem Road a distance of 60' to a point; running thence west, at an exterior angle of 90 degrees 24', parallel to the south line of Parker Street a distance of 110 feet to a point; running thence north and parallel to the west line of Harlem Road a distance of 60 ft. to a point in the south line of Parker Street (as a 60' wide Street), said point being 110 feet west of the said intersection of the said south line of Parker Street with the said west line of Harlem Road; running thence east along the said south line of Parker Street a distance of 110 feet to the point or place of beginning.

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

BY ORDER OF THE TOWN BOARD

Supervisor:

Daniel E. Weber

Councilmen:

Thomas M. Johnson, Jr.

William P. Rogowski

John V. Rogowski

Patricia A. Jaworowicz

Christopher J. Kowal

Dennis H. Gabryszak

RICHARD M. MOLESKI

Town Clerk

PUBLISH: July 19, 1984

Item No. 3 Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, James P. Lalayanis, as lessee of property owned by Benderson Development Company, Inc., has made application and requested a rezoning of property located at 3637 Union Road from C-Retail Business District to CM-General Commercial District, NOW, THEREFORE, BE IT

RESOLVED that a Public Hearing be held regarding said request under the provisions of the Zoning Ordinance on August 6, 1984 at 6:30 o'clock P.M., Eastern Daylight Savings Time, at the Cheektowaga Town Hall, corner of Broadway and Union Roads.

*SEE NEXT PAGE FOR LEGAL DESCRIPTION.

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 11, Township 11, Range 7 of the Holland Land Company's Survey and further distinguished as part of Lot No. 5 on a partition map made by Tobias Witmer, Surveyor, and filed in Erie County Clerk's Office May 25, 1853, in an action in the Supreme Court Erie County entitled Peter Davis and one against Joseph Meyerling and others, bounded and described as follows:

BEGINNING at the point of intersection of a line drawn parallel with the northerly line of said Lot No. 11 easterly from a point in the westerly line of said Lot No. 11 distant 1824.90 feet southerly from the northwesterly corner thereof with the easterly line of Union Road as taken by The People of the State of New York under Notice of Appropriation recorded in Erie County Clerk's Office April 3, 1946, in Liber 3863 of Deeds, at Page 357; running thence easterly along said line so drawn parallel with said northerly line of Lot No. 11, being also the southerly line of lands conveyed to John M. Konsek, Jr. and Florence H. Konsek, his wife, by deed recorded in Erie County Clerk's Office in Liber 5221 of Deeds, at Page 351, 940.66 feet more or less to a point distant 957.66 feet easterly from the westerly line of said Lot No. 11, as measured along said parallel line, said point being also the southeasterly corner of said lands so conveyed to John M. Konsek, Jr. and Florence H. Konsek, his wife; thence northerly parallel with said westerly line of Lot No. 11 and along the easterly line of said lands so conveyed to John M. Konsek, Jr. and Florence H. Konsek, his wife 574.90 feet to the southeasterly corner of lands conveyed to Town of Cheektowaga by deed recorded in Erie County Clerk's Office in Liber 6692 of Deeds, at Page 149; thence westerly along the southerly line of said lands so conveyed to Town of Cheektowaga 932.12 feet to said easterly line of Union Road as taken by The People of the State of New York as aforesaid; thence southerly along said easterly line of Union Road 368.80 feet more or less to an angle therein; thence westerly at right angles and along the line of Union Road as so taken by The People of the State of New York 10 feet to an angle therein; thence southerly at right angles and along the easterly line of Union Road as so taken 152.90 feet more or less to the point or place of beginning.

Item No. 3 Cont'd.

Upon Roll Call....

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

AFFIDAVIT NEXT PAGE

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

Ann E. Miller, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for1..... weeks:
first publication.....July 19, 1984.....;
last publication.....July 19, 1984.....;
and that no more than six days intervened be-
tween publications.

Ann E. Miller
Sworn to before me this 20th
day of July, 1984
Dorothy J. Turner
Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 1985

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 6th day of August 1984, at 6:30 o'clock P.M., Eastern Daylight Savings Time of said day for the purpose of considering the application of Edmund T. Golombek to rezone from R-Residential District to CM-General Commercial District on property located at 1348 Harlem Road and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York.

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie, State of New York, being part of Lots Nos. 72 and 73, Township 10, Range 7 of the Buffalo Creek Reservation bounded and described as follows:

COMMENCING at a point of intersection of the west line of Harlem Road (as a 66' wide Road) with the south line of Parker Street (as a 60' wide street); running thence south along the west line of Harlem Road a distance of 60' to a point; running thence west, at an exterior angle of 90 degrees 24', parallel to the south line of Parker Street a distance of 110 feet to a point; running thence north and parallel to the west line of Harlem Road a distance of 60 ft. to a point in the south line of Parker Street (as a 60' wide Street), said point being 110 feet west of the said intersection of the said south line of Parker Street with the said west line of Harlem Road; running thence east along the said south line of Parker Street a distance of 110 feet to the point or place of beginning.

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

BY ORDER OF THE TOWN BOARD

Supervisor:

Daniel E. Weber

Councilmen:

Thomas M. Johnson, Jr.

William P. Rogowski

John V. Rogowski

Patricia A. Jaworowicz

Christopher J. Kowal

Dennis H. Gabryszak

RICHARD M. MOLESKI

Town Clerk

PUBLISH: July 19, 1984

Item No. 4 Motion by Councilman Kowal, seconded by Councilman Gabryszak

WHEREAS, by resolution dated October 1, 1979, this Board enacted Local Law No. 1 of the Year 1979 entitled "Law for Administration and Enforcement of State Building Construction Code" of the Town of Cheektowaga, and

WHEREAS, Subdivisions B, D and F of Section 13-22 of such Local Law authorize only the New York Board of Fire Underwriters to be agents of the Town to make inspections and reinspections of all electrical installations made in the Town, and

WHEREAS, this Board wishes to broaden the scope of Section 13-22 B, D and F of Local Law No.1 of the Year 1979 in order to allow other electrical inspection companies to perform inspections of electrical installations in the Town, NOW THEREFORE, BE IT

RESOLVED, that, in accordance with the provisions of the Municipal Home Rule Law of the State of New York, a public hearing be held on the 6th day of August, 1984 at 7:00 o'clock P.M., at a meeting of the Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York; at which hearing all parties in interest and citizens shall have an opportunity to be heard and at which time and place it shall be determined by the Town Board whether the "Law for Administration and Enforcement of State Building Construction Code" of the Town of Cheektowaga shall be amended by the enactment of Local Law No. 3 of the Year of 1984, as provided in the attached Notice of Hearing, and BE IT FURTHER

RESOLVED, that the Town Clerk shall publish the attached Notice of Hearing in the CHEEKTOWAGA TIMES, a newspaper published in the Town of Cheektowaga and having a general circulation therein, on July 19, 1984.

*SEE NEXT PAGE FOR NOTICE OF HEARING

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that, pursuant to the Municipal Home Rule Law of the State of New York, a Public Hearing will be held before the Town Board of the Town of Cheektowaga, on the 6th day of August, 1984, at 7:00 P.M. at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York to consider and discuss and, if need be, act upon the proposed enactment of Local Law No. 3 of the Year 1984, entitled "A Local Law amending Subdivision B, D and F of Section 13-22 of the 'Law for Administration and Enforcement of State Building Construction Code of the Town of Cheektowaga' in reference to authorized electrical inspectors in the Town." A brief description of the contents of Local Law No. 3 of the Year 1984 is as follows:

Town of Cheektowaga

Local Law No. 3 of the Year 1984

A local law relating to the amendment of Local Law No. 1 of the Year 1979 (entitled "A Local Law for Administration and Enforcement of State Building Construction Code") to allow qualified electrical inspectors, in addition to the New York Board of Fire Underwriters, to perform inspections of electrical installations in the Town.

A copy of the complete text of "Local Law No. 3 of the Year 1984" shall be 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: Cheektowaga, NY
July 16, 1984

RICHARD M. MOLESKI
Town Clerk

Item No. 4 Cont'd.

Upon Roll Call....

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

AFFIDAVIT NEXT PAGE

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

Anna E. Mika, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for1..... weeks;
first publication.....July 19, 1984.....;
last publication.....July 19, 1984.....;
and that no more than six days intervened be-
tween publications.

Anna E. Mika
Sworn to before me this20th.....
day ofJuly....., 1984.
.....Dorothy J. Turner.....

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

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 1985

LEGAL NOTICE

**NOTICE OF PUBLIC HEARING
NOTICE IS HEREBY GIVEN**

that, pursuant to the Municipal Home Rule Law of the State of New York, a Public Hearing will be held before the Town Board of the Town of Cheektowaga, on the 6th day of August, 1984, at 7:00 P.M. at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York to consider and discuss and, if need be, act upon the proposed enactment of Local Law No. 3 of the Year 1984, entitled "A Local Law amending Subdivision B, D and F of Section 13-22 of the 'Law for Administration and Enforcement of State Building Construction Code of the Town of Cheektowaga' in reference to authorized electrical inspectors in the Town." A brief description of the contents of Local Law No. 3 of the Year 1984 is as follows:

Town of Cheektowaga

Local Law No. 3 of the Year 1984

A local law relating to the amendment of Local Law No. 1 of the Year 1979 (entitled "A Local Law for Administration and Enforcement of State Building Construction Code") to allow qualified electrical inspectors, in addition to the New York Board of Fire Underwriters, to perform inspections of electrical installations in the Town.

A copy of the complete text of "Local Law No. 3 of the Year 1984" shall be 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 COUN-
TY, NEW YORK.**

RICHARD M. MOLESKI

Town Clerk

DATED: July 16, 1984

Cheektowaga, N.Y.

PUBLISH: July 19, 1984

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

WHEREAS, John Ogiony, President, Willow Run Building Sites, Inc., has petitioned for the rezoning from R-Residential District to RC-Restricted Business District of property owned by it and located at 1024 French Raod, Cheektowaga, New York, which property is more particularly described in the attached legal description, AND

WHEREAS, a public hearing on such petition was held before this Town Board on the 2nd day of July, 1984, at 6:30 o'clock P.M., after publication and service of the notices required by the provisions of the Zoning Ordinance, and the Town Law; and all interested parties were given an opportunity to be heard at such hearing, AND

WHEREAS, the Cheektowaga Planning Board has reviewed such application and has recommended approval thereof subject to the condition that any future additions to the previously-submitted Development Plan be resubmitted to the Town Board to determine that the addition is substantially in agreement with the intent of the Zoning Ordinance and this rezoning, AND

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga, pursuant to the "Environmental Impact Review Ordinance of the Town of Cheektowaga," has also duly considered the application for the aforementioned rezoning, and has rendered rezoning, and has rendered a determination that such rezoning will not have a significant effect on the environment, provided that any future plans to develop the vacant portion of such property be submitted to them for review, NOW, THEREFORE, BE IT

RESOLVED, that the application of Willow Run Building Sites, Inc. for the rezoning from R-Residential District to RC-Restricted Business District of the property specified in the attached legal description be and the same is hereby granted subject to the aforementioned conditions as recommended by the Cheektowaga Planning Board and the Environmental Advisory Committee of the Town of Cheektowaga, AND, BE IT FURTHER

RESOLVED, that the Zoning Map and Ordinance of the Town of Cheektowaga be amended in accordance with the above.

*SEE NEXT PAGE FOR LEGAL DESCRIPTION.

3/25/84

FRENCH ROAD - CHEEKTOWAGA

ALL OF THAT PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie, State of New York, being part of Lot 50, Township 10, Range 7, bound and described as follows:

COMMENCING AT A POINT on the south line of Lot 50, said line also being the center line of French Road (80.0' wide) said point being 1,770.64' east of the southwest corner of Lot 50; said point also being the southeast corner of lands conveyed to Theodore Gajewski, by Deed recorded in the Erie County Clerk's Office in Liber 6573 of Deeds at Page 483; thence northerly at right angles to the center line of French Road, 40.0' to a point on the north line of French Road; said point being the POINT OF BEGINNING; thence continuing north at right angles to the center line of French Road, 362.50' to a point on the south line of Map Cover No. 2291; thence east, at right angles, and along said south line of Map Cover No. 2291, 436.25' to a point; thence south at right angles, 362.50' to a point on the north line of French Road, said point also being the intersection of the north line of French Road and the west line of lands conveyed to John P. Bohn, by Deed recorded in the Erie County Clerk's Office in Liber 6085 of Deeds at Page 53; thence west along the north line of French Road, 436.25' to the POINT OF BEGINNING.

Containing 3.63 ± Acres

Subject to easements for drainage purposes granted to the County of Erie, by easement recorded in Liber 7901 of Deeds, at Page 225.

No. 15

No. 16

Item No. 5 Cont'd.

Upon Roll Call....

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

AFFIDAVIT NEXT PAGE

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

Ann E. Miko, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for1..... weeks;
first publication.....July 19, 1984.....;
last publication.....July 19, 1984.....;
and that no more than six days intervened be-
tween publications.

Ann E. Miko
Sworn to before me this 20th
day of July, 1984.
Dorothy J. Turner
Notary public in and for Erie County, N. Y.

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 1985

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 16th day of July, 1984 at 7:00 o'clock p.m. Eastern Daylight Savings Time there were:

PRESENT:

Supervisor:

Daniel E. Weber

Councilmen:

Thomas M. Johnson, Jr.

William P. Rogowski

John V. Rogowski

Patricia A. Jaworowicz

Christopher J. Kowal

Dennis H. Gabryszak

ABSENT: 0

Motion by Councilman J.V. Rogowski

WHEREAS, John Ogiony, President, Willow Run Building Sites, Inc., has petitioned for the rezoning from R-Residential District to RC-Restricted Business District, of property owned by it and located at 1024 French Road, Cheektowaga, New York which property is more particularly described in the attached legal description, AND

WHEREAS, a public hearing on such petition was held before this Town Board on the 2nd day of July, 1984 at 6:30 o'clock P.M. after publication and service of the notices required by the provisions of the Zoning Ordinance and the Town Law; and all interested parties were given an opportunity to be heard at such hearing, AND

WHEREAS, the Cheektowaga Planning Board has reviewed such application and has recommended approval thereof subject to the condition that any future additions to the previously-submitted Development Plan be resubmitted to the Town Board to determine that the addition is substantially in agreement with the intent of the Zoning Ordinance and this rezoning, AND

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga, pursuant to the "Environmental Impact Review Ordinance of the Town of Cheektowaga," has also duly considered the application for the aforementioned rezoning, and has rendered a determination that such rezoning will not have a significant effect on the environment, provided that any future plans to develop the vacant portion of such property be submitted to them for review, NOW, THEREFORE, BE IT RESOLVED that the application of Willow Run Building Sites, Inc. for the rezoning from R-Residential District to RC-Restricted Business District of the property specified in the attached legal description be and the same is hereby granted subject to the aforementioned conditions as recommended by the Cheektowaga Planning Board and the Environmental Advisory Committee of the Town of Cheektowaga, AND, BE IT FURTHER

RESOLVED, that the Zoning Map and Ordinance of the Town of Cheektowaga be amended in accordance with the above.

FRENCH ROAD

CHEEKTOWAGA

ALL THAT PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot 50, Township 10, Range 7 bound and described as follows:

COMMENCING at a point in the south line of Lot 50, said line also being the center line of French Road (80.0' wide) said point being 1,770.64' east of the southwest corner of Lot 50; said point also being the southeast corner of lands conveyed to Theodore Gajewski, by Deed recorded in the Erie County Clerk's Office in Liber 6573 of Deeds at Page 483; thence northerly at right angles to the center line of French Road, 40.0' to a point on the north line of French Road; said point being the POINT OF BEGINNING; thence continuing north at right angles to the center line of French Road, 362.50' to a point on the south line of Map Cover No. 2291; thence east, at right angles, and along said south line of Map Cover No. 2291, 436.25' to a point; thence south at right angles, 362.50' to a point on the north line of French Road, said point also being the intersection of the north line of French Road and the west line of lands conveyed to John P. Bohn, by Deed recorded in the Erie County

Clerk's Office in Liber 6085 of Deeds at Page 53; thence west along the north line of French Road, 436.25' to the POINT OF BEGINNING.

Containing 3.83± Acres

Subject to easements for drainage purposes granted to the County of Erie, by easement recorded in Liber 7901 of Deeds, at Page 225.

Upon roll call,

Supervisor Weber

Voting AYE

Councilman:

Johnson

Voting AYE

W.P. Rogowski

Voting AYE

J.V. Rogowski

Voting AYE

Jaworowicz

Voting AYE

Kowal

Voting AYE

Gabryszak

Voting AYE

AYES: 7

NAYES: 0

ABSENT: 0

STATE OF NEW YORK)

COUNTY OF ERIE)

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

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on July 16, 1984, and minutes of said meeting have been duly recorded in the Minute Book by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at item No. 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 17th day of July, 1984.

RICHARD M. MOLESKI

Town Clerk

PUBLISH: July 19, 1984

Item No. 6a Motion by Councilman Gabryszak, seconded by Councilman Kowal

WHEREAS, bids were duly received by the Town Clerk at a public bid opening held on July 2, 1984 at the Town Hall, for the purchase of quantities of diesel fuel, unleaded gasoline, motor oils and misc. oils, lubricants and anti-freeze 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 have been completed, NOW,
THEREFORE, BE IT

RESOLVED, that the bids be awarded to those bidders stated in the letter and tabulations from the Superintendent of Highways attached hereto and made a part hereof; said bidders being the lowest responsible bidders meeting specifications.

*SEE NEXT FOUR (4) PAGES FOR TABULATIONS.

ALFRED F. WNEK
SUPERINTENDENT

OFFICE: 686-3450



TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

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

July 12, 1984

HONORABLE DANIEL E. WEBER, SUPERVISOR
HONORABLE MEMBERS OF THE TOWN BOARD
TOWN OF CHEEKTOWAGA NY 14227

Re: Award of bids for Fuel, Oil, Lubricants etc.

Gentlemen:

Bids for the above mentioned materials were received by the Town Clerk, Richard Moleski, and opened on July 2nd, 1984, and after reviewing same, I recommend that the following bids be awarded to:

Niagara Lubricant Co., Inc. 105 Manitoba St., Buffalo NY 14206
American Lubricants, Inc., 619 Bailey Avenue, Buffalo NY 14206
Petroleum Sales & Service, Inc., 300 Ohio St., Buffalo NY 14204
Superior Lubricant Co., Inc., 32 Ward Road, N. Tonawanda NY 14120

Attached hereto is a tabulation of bids submitted by the above companies (encircled to indicate the lowest bidder) and their competitors as listing each bid would be too lengthy, I trust the above will meet with your approval.

Very truly yours,

TOWN OF CHEEKTOWAGA

Alfred F. Wnek
ALFRED F. WNEK
Supt. of Highways

AFW:erp

cc: Members, Town Board
Town Clerk.
Town Attorney
Engineering Dept.

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



Kurk Fuel Oil Co.
1276 Harlem Rd.
Buffalo (14206)
892-0359

Allied Oil Co.
Div. of Ashland Oil Co.
4545 River Road
Tonawanda (14150)
879-8602

No Bid on The Items In This Space

No Bid on The Items In This Space

8695 gal. does not inclu. gross receipt	tx 8550 ga. truck transpots plus gr.rec.tax	
9485 gal. does not nc. gr. rec. tax	No Bid	

Petroleum Sales & Svc.Inc. 300 Ohio St. Buffalo (14204) 856-8675	Superior Lub Co., Inc. 32 Ward Road N. Tona. (14120) 693-6050	Advance Eng. Supply Co.,Inc. 175 Wales Avenue Tonawanda (14151) 693-2288	Davis-Howland Oil & W. Chemical 200 Anderson Ave Rochester NY 146
2.54/139.70	1.89/103.95	2.49/136.95	2.15/118.25
2.94/161.70	2.49/136.95	3.29/180.95	2.66/143.30
2.94/161.70	2.39/131.45	3.29/180.95	2.71/149.05
3.86/212.30	2.45/134.75	3.19/175.45	2.63/144.65
3.35/184.25	1.99/109.45	2.49/136.95	2.54/139.70
2.79/153.45	2.59/142.45	3.19/175.45	2.57/141.35
3.81/209.55	2.59/142.45	3.29/180.95	2.78/152.90
2.25/178.75	2.52/138.60	2.99/164.45	2.93/161.15
.651 lb./78.12	.62 lb./74.40	.49 lb./58.80	.96 lb./115.20
.63 lb/75.60	.64 lb./76.80	.59 lb./70.80	.96 lb./115.20
.63 lb./75.60	.63 lb./75.60	.69 lb./82.80	.96 lb./115.20
1.265/44.28	.74 lb./125.90	.83 lb/29.05	1.11/38.85
3.01/165.55	2.67/146.85	No Bid	3.96/217.80
8491 gal.-does not inc. gross receipt tax	No Bid	No Bid	No Bid
9062 gal.-does not inc. gross receipt tax	No Bid	No Bid	No Bid
		No Drum Deposits Required.	

No. 15
No. 16

List of bids awarded for fuel, oil,
lubricants, etc.
Effective 7/16, 1984 to 7/15/85

Niag.Lub. Co.Inc.
105 Manitoba St.
Buffalo 14206
822-2300

American Lub. Inc.
619 Bailey Ave.
Buffalo 14206
827-8300

HYDRAULIC OIL

Anti-wear, Rust & Oxidation Resistance

2.29/125.95

1.98/108.90

MOTOR OILS:

XX HD SAE 30-c.c.& C.D. meets Detroit Diesel
Classification

2.59/142.45

2.60/143.00

UMO SAE 30-SF, C.C. & C.D. use for gas trucks
diesel,(turbocharged engine), Mack
Spec. E0-J.

2.59/142.45

2.68/147.40

10x40 SF-CC use for gas engines, cars & pickups

2.71/149.05

2.78/152.90

DSL Reg SAE 20 & 30. This is a non-detergent motor
oil for use where additive oils are not required
or desired.

2.25/123.75

2.30/126.50

SUPER HPO 8D SAE 30-detergent API services SS,SE,CC.

2.50/137.50

2.40/132.00

KENDALL SAE 15w40/Super D Select Motor Oil
API services SS,CC,CD to meet Mack EOK specs.

2.65/145.75

2.60/143.00

TRANSMISSION FLUID: ATF Dextron II

2.65/145.75

2.40/132.00

GEAR OIL:

APGO 80/90-classification GL-s through GL-5.
his also covers Mack Truck specifications.

.48 lb./57.60

.39 lb./46.24

DSL APGO 140--same as above

.48 lb./57.60

.39 lb./46.24

MULTI PURPOSE LUB:

DSL A.P. GREASE LITHIUM #2 or as equal

.62 lb./74.40

.685lb./82.20

LUBRIPLATE -- WHEEL BEARING GREASE OR AS EQUAL

.57 lb./19.95

.85 lb./29.75

PERMANENT ANTI-FREEZE

2.89/158.95

2.85/156.75

#2 DIESEL FUEL

Bid price per gallon delivered

No Bid

Not Available

NOT LESS THAN PREMIUM-SUPER UNLEADED GASOLINE

Bid price per gallon delivered.

No limit on number of gallons per delivery.

No Bid

Not Available

***These products must meet all specifications for
Detroit diesel and Maxidine diesels for turbo-
charged engines.

55/gal. drum subject
to \$18.00/deposit
refundable.

Item No. 6a Cont'd.

Upon Roll Call....

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

Item No. 6b Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, bids were received and opened by the Town Clerk at a bid opening on July 2, 1984 for the construction of new sidewalks anywhere in Town and the replacement of existing sidewalks in the Walden Avenue area between the Buffalo City Line and Harlem Road and any other areas of the Town, AND

WHEREAS, said bids were reviewed and tabulated by the Engineering Department and an analysis, tabulation and report was submitted in the letter from the Town Engineer to the Town Board dated July 13, 1984, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the construction of sidewalks including incidental piping and landscaping be and hereby is awarded to:

Campobello Construction Co., Inc.
3170 Delaware Avenue
Buffalo, New York 14217

for their submission of the lowest responsible bid total of \$36,920.00 with the award being made at the following unit prices:

Item 1	4" thick sidewalk	\$ 1.64/sq.ft.
Item 2	6" thick sidewalk	\$ 2.00/sq.ft.
Item 3	Excess fill or excavation	\$ 4.00/cu.yd.
Item 4	4" diameter P.V.C. underdrain	\$ 1.50/lin.ft.
Item 5	6" sidewalk reinforced 6x6x10 mesh	\$ 2.10/sq.ft.
Item 6	Landscaping beyond Item 1	\$ 2.90/sq.yd.
Item 7	Fine asphalt mix beyond Item 1	\$ 7.00/sq.yd.
Item 8	6" reinforced driveway apron	\$ 2.20/sq.ft.
Item 9	Traffic control	\$ 550.00

AND, BE IT FURTHER

RESOLVED, that the Supervisor, on behalf of this Town Board, sign the agreement with said contractor for the construction of the Walden Avenue area sidewalks and the related work, AND, BE IT FURTHER

RESOLVED, that funding for this work is to be made under the Community Development Block Grant Program and any other funds as appropriated.

Upon Roll Call....

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

Item No. 6c Motion by Councilman Gabryszak, seconded by Councilman Johnson

WHEREAS, bids were duly received by this Town Board at a meeting thereof, for the purchase of football equipment for use in the Cheektowaga Recreation Department, as a result of advertisement therefore and such bids were referred to the Director of Recreation for analysis, tabulation and report, and

WHEREAS, such analysis, tabulation, and report has been completed,

BE IT RESOLVED that the bid be awarded to the following bidders meeting specifications as follows: (see attached)

Laux Sporting Goods
441 Broadway
Buffalo, New York 14212

Dekdebrun's Sporting Goods
Northtown Plaza
Amherst, New York 14226

*SEE NEXT TWO (2) PAGES FOR ANALYSIS

BID ITEMS

I	<u>BIKE IV FOOTBALL HELMETS</u> Color - White Cage - Full Blue Steel Cage Installed Quantity _____ Cost <u>\$51.00</u>	DEKDEBRUN
II	<u>BIKE IV FOOTBALL HELMETS</u> Color - Gold Cage - Full Royal Blue Cage Installed Quantity _____ Cost <u>\$51.00</u>	DEKDEBRUN
III	<u>RAWLINGS RTS-I FOOTBALL HELMET</u> Color - White Cage - Full Grey Steel Cage Installed Quantity _____ Cost <u>\$59.95</u>	LAUX
IV	<u>JAW PADS - BIKE FOOTBALL HELMETS</u> Size - 3/4" Quantity _____ Price - \$2.79 Per Pair Size - 1" Quantity _____ Price - \$2.79 Per Pair	DEKDEBRUN
V	<u>PRO 100M SHOULDER PADS</u> Quantity _____ Price - \$46.95	LAUX
VI	<u>RAWLINGS PRO-2 SHOULDER PADS</u> Quantity _____ Price - \$38.95	LAUX
VII	<u>RAWLINGS GBB RIB PADS</u> Quantity _____ Price - \$11.75	DEKDEBRUN

VIII WILSON RIB PADS - MED. F4071

DEKDEBRUN

Quantity _____

Price - \$13.90

IX YGN3 GIRDLE PADS

DEKDEBRUN

Quantity _____

Price - \$7.75

X YKP KNEE PADS

DEKDEBRUN

Quantity _____

Price - \$2.80

XI YTG THIGH GUARDS

DEKDEBRUN

Quantity _____

Price - \$3.25

XII COLLEGIATE FLAT NECK ROLLS

LAUX

Quantity _____

Price - \$6.40

Item No. 6c Cont'd.

Upon Roll Call....

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

Item No. 7 Refuse Disposal Agreement.
THIS ITEM WAS WITHDRAWN

Item No. 8 Motion by Councilman Johnson, seconded by Councilman J.V. Rogowski

WHEREAS, the Town of Cheektowaga has filed an application with the Department of Housing & Urban Development for \$836,000 in Community Development Block Grant funds for Fiscal Year 1984-85, and

WHEREAS, the Town has been notified by the Department of Housing & Urban Development that the award of said funds has been approved in the amount of \$837,000, said grant representing an additional \$1,000 to the original grant request, and

WHEREAS, it is necessary for the Town to enter into an Agreement with the Department of Housing & Urban Development for the receipt of said funds, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Cheektowaga be and hereby is authorized and directed to execute the attached copies of the Grant Agreement and Funding Approval between the Town of Cheektowaga and the Department of Housing & Urban Development for the receipt of \$837,000 in Community and Development Block Grant funds for Fiscal Year 1984-85.

*SEE NEXT FIVE (5) PAGES FOR AGREEMENT.

Funding Approval

Under Title I of the Housing and Community Development Act of 1974 (Public Law 93-383) as Amended

U.S. Department of Housing and Urban Development

Community Development Block Grant Program



HI-00515R

1. Name of Grantee Town of Cheektowaga	2. Grant No. B-84-MC-36-0009
3. Grantee's Address (Include Street, City, County, State and Zip Code) Mr. Daniel E. Weber Supervisor, Town of Cheektowaga Broadway & Union Roads Cheektowaga, NY 14227 (Erie County)	4. Date of Submission April 20, 1984 5. Date of HUD Receipt of Submission May 3, 1984 Date Grantee Notified JUL 02 1984 Start of Program Year May 20, 1984 6. <input checked="" type="checkbox"/> Original Funding Approval <input type="checkbox"/> Amendment. Amendment No. _____

All section references below are to the Housing and Community Development Act of 1974, as amended, unless otherwise indicated.

7. Category of Community Development Block Grant for This Funding Action
(Check only one)

- a. ☒ Entitlement (Sec. 106(b))
b. ☐ HUD Administered Small Cities (Sec. 106) (d) (2) (B)
c. ☐ Secretary's Discretionary (Sec. 107)

8. Amount of Community Development Block Grant	FY _____	FY _____	FY 1984
a. Amount of CDBG Funds Currently Reserved for this Grantee	\$ _____	\$ _____	\$ 837,000
b. Amount of CDBG Funds Now Being Approved for this Grantee	\$ _____	\$ _____	\$ 837,000
c. Amount of Reservation to be Cancelled (Line 8a minus 8b)	\$ _____	\$ _____	\$ -0-

HUD ACCOUNTING USE ONLY

BATCH 1	TAC 1 5 3 1 7 6 4	PROGRAM 9	Y 12	A 13	REG 14	AREA 16	DOCUMENT NO. 7 0 8 2 18	PROJECT NUMBER 23 30 35	S -
CATEGORY 38	AMOUNT 1 41 45 50	EFFECTIVE DATE 54	F 60	AMOUNT 2 61 65 70	SCHEDULE NO. 74 79				

9. Distribution of Community Development Block Grant	FY _____	FY _____	FY 1984
a. Grant amount withheld for payment of principal and interest on loans guaranteed pursuant to Sec. 108	\$ _____	\$ _____	\$ -0-
b. Grant amount deducted by HUD to settle outstanding Urban Renewal Loans (Sec. 112 (a)(1))	\$ _____	\$ _____	\$ -0-
c. Sum of lines 9a, and 9b	\$ _____	\$ _____	\$ -0-
d. Amount of CDBG Funds available for disbursement (Line 8b minus 9c)	\$ _____	\$ _____	\$ 837,000
10. Amount of Surplus Urban Renewal Funds approved and balance available (Sec. 112(b))			
a. Amount of surplus U.R. Funds reserved for this grantee		\$ -0-	
b. Amount of surplus U.R. Funds now being approved		\$ -0-	
c. Balance of surplus U.R. Funds available for future use (Line 10a minus 10b)		\$ -0-	

Previous Editions are Obsolete

HUD-7082 (12-83)
24 CFR 570

HUD ACCOUNTING USE ONLY

BATCH			TAC				PROGRAM			Y	A	REG	AREA	DOCUMENT NO.				PROJECT NUMBER										S																														
1			1	5	3									7	0	8	2																																									
1			4				9			12	13	14	16	18				23																																								
CATEGORY			AMOUNT 1										EFFECTIVE DATE					F	AMOUNT 2										SCHEDULE NO.																													
38			41				45					50				54							60							61							65							70							74							79

11. Maximum amount of loan guarantee commitment available and amount now being approved. N/A

a. Grantee's latest entitlement amount — \$ _____ x 3 \$

b. Principal amount of outstanding loans pursuant to Section 108 \$

c. Amount of outstanding loan guarantee commitments approved pursuant to Section 108 \$

d. Maximum amount of loan guarantee commitment available (Line 11a minus 11b, and 11c) \$

e. Amount of loan guarantee commitment now being approved \$

12. Recipient of loan guarantee (Check applicable box) N/A

- a. ☐ Grantee identified in block No. 1
b. ☐ Public Agency designated to receive loan guarantee (Name and address)

13. Special conditions (Check applicable box)

- a. ☐ Not applicable b. ☒ Attached

U.S. Department of Housing and Urban Development

By John B. Stuebel
Manager
Title
Date JUN 26 1984

Instructions for Completing Funding Approval Form HUD-7082

U.S. Department of Housing
and Urban Development
Community Development
Block Grant Program



Block No.

1. Enter the Grantee's name as shown in Item 4 of Standard form 424.
2. Enter the number shown in Item 30 of Standard Form 424, and indicate the Fiscal Year for which the funding is to be made.
NOTE: If reallocated funds are being made available as a supplement to an existing grant, enter in addition to the grant number for the current fiscal year, the grant number for the grantee applicable to the reallocated fund (i.e. if the grantee's FY 1985 grant number is B-85-MC-99-0001 and the grantee will also receive allocated funds appropriated in FY 1984, also enter B-84-MC-99-0001).
3. Enter the Grantee's complete address as shown in Item 4 of Standard Form 424.
4. Enter the date of submission or amendatory shown in Item 23 of Standard Form 424.
5. (a) Enter the month, day and year that the submission or amendatory was received, provided that it was judged to be complete. If the submission was incomplete, enter the date that the additions which made it complete were received.
(b) Enter the date that the Grantee is notified of funding approval. This will be the date appearing on the letter transmitting the HUD-7082 to the Grantee and is considered the point of obligation for accounting purposes.
(c). Enter date program year starts.
6. Check the appropriate box. Check "Original Funding Approval" for the first funding approval form executed under the grant number shown in Block No. 2. Check "Amendment" for subsequent funding approval forms executed under the same grant number. Number amendments under the grant number consecutively starting with "I."
7. Check the appropriate box.
8. The amounts entered in this block shall pertain only to funds appropriated to CD Block Grants. They shall not include amounts pertaining to surplus urban renewal funds, which are handled separately in Block No. 10. If grantee is to receive reallocated funds from prior Fiscal Year(s) in addition to its formula amount from the current Fiscal Year, complete one column for each separate Fiscal Year; otherwise leave the first two Fiscal Year columns blank.
 - (a) Enter the amount of CDBG funds currently reserved for this Grantee under the grant number shown in Block No. 2. If amendment, enter the amount of CDBG funds which have been reserved since the completion of the previous Funding Approval form.
 - (b) Enter the amount of CDBG funds now being provided to this Grantee. If amendment, enter only the increase (+) or decrease (-) in the amount of CDBG funds approved for use by this Grantee under the grant number shown in Block No. 2.
 - (c) Subtract the amount on line 8B from the amount on line 8a and enter the difference on this line.
9. The amount entered in this block shall pertain only the distribution of the grant amount shown on line 8b. If grantee is to receive reallocated funds from prior Fiscal Year(s) in addition to its formula amount from the current Fiscal Year, complete one column for each separate Fiscal Year; otherwise leave the first two Fiscal Year columns blank.

(a) Enter the amount to be withheld for payment of principal and interest due the purchaser of notes or other obligations guaranteed pursuant to section 108, or, if applicable, for repayment due the United States as a result of guarantees made pursuant to section 108.

(b) Enter the amount deducted by HUD pursuant to 24 CFR 570.802 to be used for repayment of urban renewal loans. Attach schedule, indicating the following for each loan:

Project Number: _____

Amount of CDBG funds to be applied to loan repayment:

\$ _____

(c) Add the amounts on lines 9a and 9b and enter the sum on this line.

(d) Subtract the amount on line 9c from the amount on line 8b and enter the difference on this line. This is the amount of CDBG funds made available by this Funding approval form for disbursement through the grant payment system (e.g., letter of credit).

10. Complete only if surplus grant funds remained after the financial settlement of urban renewal and/or NDP project(s), and those funds have been reserved to this Grantee Reference: 24 CFR 570.801.

(a) Enter the amount of surplus U.R. funds reserved for this Grantee. Verify this amount with the Regional Accounting Division. On the first Funding Approval form in which this block is completed, enter the total amount of surplus U.R. funds reserved for this Grantee via Form HUD-718. On subsequent Funding Approval forms, whether original or amendment, enter the balance of surplus U.R. funds available for future use, as shown on line 10c of the previous Funding Approval form, plus any additional amount of surplus U.R. funds reserved for this Grantee via Form(s) HUD-718.

(b) Enter the amount of surplus U.R. funds now being approved for use by this Grantee. This amount will be disbursed through the grant payment system being used for CDBG funds (e.g., letter of credit). If a letter of credit is being used to disburse CDBG funds, the same letter of credit will be used to disburse surplus U.R. funds.

(c) Subtract the amount on line 10b from the amount on line 10a and enter the difference on this line.

11. (a) Enter an amount equal to three times the Grantee's current entitlement amount.

(b) Enter the principal amount of outstanding loans guaranteed pursuant to Section 108.

(c) Enter the amount of outstanding commitments to guarantee loans made pursuant to Section 108 (approved commitments minus outstanding loans guaranteed).

(d) Subtract the amounts on line 11b and 11c from the amount on line 11a and enter the difference on this line.

(e) Enter the amount of the loan guarantee commitment now being approved for this Grantee. *NOTE:* the amount approved cannot exceed the amount on line 11e.

12. Check the appropriate box. If applicable, enter the name and complete address (Street, City, County, State and ZIP Code) of any public agency designated and attach special Acceptance Provision.

13. Add Special Conditions, if applicable.

**Grant Agreement and Loan
Guarantee Acceptance Provisions**

U.S. Department of Housing
and Urban Development

Community Development
Block Grant Program



Grant Agreement

This Grant Agreement is made by and between the Department of Housing and Urban Development (HUD) and the
Town of Cheektowaga (the Grantee) pursuant to the authority of Title I of the Housing and Community Development Act of 1974 (Public Law 93-383), as amended. The Grantee's submissions for Title I assistance and the HUD regulations at 24 CFR Part 570 (as now in effect and as may be amended from time to time), which are incorporated by reference, together with the HUD Funding Approval Form 7082 and any special conditions, which are hereto attached, constitute part of the Agreement.

In reliance upon and in consideration of the mutual representations and obligations hereunder, HUD and the Grantee agree as follows:

Subject to the provisions of this Grant Agreement, HUD will make the funding assistance for Fiscal Year 19 84 specified in the attached HUD Funding Approval Form 7082 available to the Grantee upon execution of the Agreement by the parties. The obligation and utilization of the funding assistance provided is subject to the requirements of the regulations and any special conditions set forth in the HUD Funding Approval Form 7082, including the requirement for a release of funds by HUD under the Environmental Review Procedures at 24 CFR Part 58 for any activities requiring such release.

The Grantee agrees to comply with all applicable requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (42 U.S.C. 4601) as specified in regulations issued by the Secretary and published in 24 CFR Part 42.

The Grantee further agrees to assume all of the responsibilities for environmental review, decision making and actions, as specified and required in regulations issued by the Secretary pursuant to section 104(f) of the Act and published in 24 CFR Part 58.

The Grantee further agrees to accept responsibility for adherence to the Agreement by subrecipient entities to which it makes funding assistance hereunder available.

U.S. Department of Housing and Urban Development

By

Manager

Title

JUN 26 1984

Date

The Grantee

X By

Supervisor

Title

X 7/19/84

Date

Loan Guarantee Acceptance Provisions

(Use only for Section 108 Loan Guarantee Assistance to designated public agency)

The public agency hereby accepts the Grant Agreement executed by the Department of Housing and Urban Development on _____ with respect to grant number _____, as Grantee designated to receive loan guarantee assistance, and agrees to comply with the terms and conditions of the Agreement, applicable regulations, and other requirements of HUD now or hereafter in effect, pertaining to the assistance provided it.

Name of Public Agency/Grantee

Signature of Authorized Official

Title

Title

13(b) SPECIAL CONDITIONS

Notwithstanding any other provision of this agreement, no funds provided under this agreement may be obligated or expended for the planning or construction of water or sewer facilities until receipt of written notification from HUD of the release of funds on completion of the review procedures required under Executive Order (E.O.) 12372, Intergovernmental Review of Federal Programs, and HUD's implementing regulations at 24 CFR Part 52. The recipient shall also complete the review procedures required under E.O. 12372 and 24 CFR Part 52 and receive written notification from HUD of the release of funds before obligating or expending any funds provided under this agreement for any new or revised activity for the planning or construction of water or sewer facilities not previously reviewed under E.O. 12372 and implementing regulations.

Notwithstanding any other provisions of the Grant Agreement, requirements of the Amendments to Title I of the Housing and Community Development Act of 1974 which supersede or are not provided for in the HUD program regulations shall govern the use of the assistance provided until revised regulations implementing such requirements are published for effect.

Item No. 8 Cont'd.

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

Item No. 9 Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, this Town Board, by resolution dated February 6, 1984 did approve a Grant Application (later submitted March 2, 1984) with intent to "close out" DEC/EPA Grant No. C-36-1290-01 for Step II Design of sewer rehabilitation in Sewer District #3, AND

WHEREAS, following that submittal, new regulations were applied to the project by the New York State Department of Environmental Conservation requiring changes to the specifications, AND

WHEREAS, during a meeting of the Town Engineer, Nussbaumer & Clarke, Inc., and NYSDEC at Albany on April 18, 1984, the NYSDEC indicated that separate planned improvements to facilities at Plant No. 3 (Clinton and Harlem) would be eligible for grant assistance, AND

WHEREAS, additional engineering became necessary to adapt the contract documents to the new NYSDEC regulations and add the proposed Plant No. 3 improvements to the sewer rehabilitation project, AND

WHEREAS, said additional engineering is necessary in pursuit of a construction grant for the project, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor is authorized and directed to sign Addendum 2 for additional engineering services as submitted by Nussbaumer & Clarke, Inc., AND, BE IT FURTHER

RESOLVED, that the Supervisor is authorized and directed to sign and submit a grant amendment application, including the cost of the additional engineering, to replace the application submitted on March 2, 1984, AND, BE IT FURTHER

RESOLVED, that the cost of the additional engineering in the amount of \$7,341.09 be charged to the Sewer District #3 Account.

Upon Roll Call....

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

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

WHEREAS, the Town of Cheektowaga is presently participating in a State and Federal Construction Grants Program to abate pollution in Cheektowaga Sanitary Sewer District #3, including sewer system rehabilitation, AND

WHEREAS, this Town Board did, by resolution dated February 6, 1984, approve a Grant Application for Step III construction of sewer rehabilitation in Sewer District #3, AND

Item No. 10 Cont'd.

WHEREAS, lengthy New York State Department of Environmental Conservation grants administration procedures and New York State Department of Environmental Conservation required changes have delayed the Grant Application to date, AND

WHEREAS, basement flooding caused by leakage of stormwater into the sewer continues in District #3, AND

WHEREAS, many sewers in District #3 have severe structural damage which worsens with time, AND

WHEREAS, this Town Board deems it in the best interests of Sewer District #3 to continue pursuit of a Federal Grant, AND

WHEREAS, engineering services are required to prepare materials in support of the Grant Application, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor is hereby authorized and directed to sign the letter agreement with Nussbaumer & Clarke, Inc. as dated July 11, 1984 for preparation of documents in support of the Grant Application, AND, BE IT FURTHER

RESOLVED, that the cost of \$4,506.14 for said new Grant Application be charged to the Sewer District #3 Account.

Upon Roll Call....

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

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

WHEREAS, as part of the Main Pump Station Facility there is an emergency turbine generator, AND

WHEREAS, there is need to contract for inspection and maintenance under a basic inspection program as recommended by the Town Engineer, NOW, THEREFORE, BE IT

RESOLVED, that the Inspection and Maintenance Agreement as submitted by Solar Turbines Incorporated of Montvale, New Jersey be and hereby is accepted at the cost of \$1,500.00 per year, AND, BE IT FURTHER

RESOLVED, that the Supervisor, on behalf of this Town Board, sign the Agreement with said Solar Turbines Incorporated, AND, BE IT FURTHER

RESOLVED, that the cost of said service agreement be charged to the Treatment Plant No. 5 Budget Item No. 548135.4435.

Upon Roll Call....

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

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

BE IT RESOLVED, that Change Order No. 7, Contract 3E and 3F, for the Town's Sanitary Sewer District #5 Main Pump Station in the amount of \$9,562.00 as an addition to the contract of Ferguson Electric Construction Company, Inc., 333 Ellicott Stree, Buffalo, New York 14203 be approved. The reason for each change, description and cost are defined in a letter from the Town Engineer dated July 12, 1984 and considered part of this resolution, AND, BE IT FURTHER

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

*SEE NEXT PAGE FOR LETTER.



Town of Cheektowaga

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

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

July 12, 1984

TO SUPERVISOR WEBER AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Change Order No. 7
Contract 3E and 3F
Main Pump Station
Treatment Plant No. 5

Gentlemen:

We have received Change Order No. 7 from our consulting firm of Nussbaumer & Clarke, Inc. This is for additional work completed on the electrical contract on the Main Pump Station Project. This Change Order includes:

- 1) Electrical disconnection of the 6 mgd pump in the Northeast Interceptor Chamber. Add \$244.00
- 2) Provision of 4 KW unit heater in the Emergency Generator Enclosure. Add \$1,819.00
- 3) Provision of electric disconnects in order to have separate controls for each of the four (4) 200 horsepower motors. Add \$7,499.00

It is recommended that this Change Order totaling \$9,562.00 be approved.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.
Town Engineer

CLB:dms

Item No. 12 Cont'd.

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

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

WHEREAS, the Cheektowaga Town Board has created the position of Senior Clerk Typist in the Sanitation Department, AND

WHEREAS, said position was properly posted for a period of ten (10) days, in accordance with the Bargaining Agreement between the Town of Cheektowaga and the Town of Cheektowaga Employee's Association, AND

WHEREAS, Sandra Metros of , Depew, New York, currently serving as a Senior Clerk in the Towns Sanitation Department, and is on the current Town Senior Clerk Typist Permanent Promotion Civil Service List from the Erie County Department of Personnel, and has properly applied for said position, NOW, THEREFORE, BE IT

RESOLVED, that Sandra Metros be and hereby is promoted to the position of Senior Clerk Typist in the Sanitation Department at a salary in accordance with the Bargaining Agreement between the Town of Cheektowaga and the Cheektowaga Employees Association, said appointment effective immediately.

Upon Roll Call....

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

Item No. 14 Motion by Supervisor Weber, seconded by Councilman Johnson

WHEREAS, a position was created for a full time clerk-typist in the Justice Department for MARCY A. BURST of Cheektowaga, New York hours being 2:00 P.M. to 9:30 P.M. Monday through Friday, said appointment to be effective on July 16, 1984, and

WHEREAS, a letter of declination in writing was received by the Justice Department from MARCY A. BURST dated July 9, 1984, NOW, THEREFORE BE IT

RESOLVED, that MARCH A. BURST's appointment to the position of clerk-typist in the Justice Department be rescinded.

Upon Roll Call....

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

Item No. 15 Motion by Supervisor Weber, seconded by Councilman Johnson

WHEREAS, a vacancy exists in the Justice Department for the position of Clerk-Typist, hours being 2:00 P.M. to 9:30 P.M., Monday Through Friday, and

WHEREAS, MARY ELLEN PRZYBYL of Cheektowaga, New York appears on the current list of eligibles from the Erie County Department of Personnel as a result of a recent Clerk-Typist examination, NOW THEREFORE BE IT

RESOLVED that MARY ELLEN PRZYBYL having bid on the above position, be and hereby is appointed to the position of Clerk-Typist in the Justice Department, at a salary in accordance with the bargaining agreement between the Town of Cheektowaga and the Cheektowaga Employees' Association; said appointment to be effective on July 24, 1984.

Upon Roll Call....

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

Item No. 16 Motion by Councilman Gabryszak, seconded by Councilman Kowal

WHEREAS, a vacancy exists in the Town of Cheektowaga Department of Sanitation for the position of Laborer, AND

WHEREAS, this vacancy has been properly posted in accordance with the bargaining agreement between the Town of Cheektowaga and the Cheektowaga Employees Association, AND

WHEREAS, Bernard Drozdowski of , Cheektowaga, New York; is currently serving as a General Mechanic in the Facilities Department.

RESOLVED, that Bernard Drozdowski, having properly bid on the above mentioned vacancy, be and hereby is appointed to the position of Laborer in the Sanitation Department, at a salary in accordance with the bargaining agreements between the Town of Cheektowaga and the Employees Association; said appointment effective: Tuesday, July 17th, 1984.

Upon Roll Call....

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

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

BE IT RESOLVED that the following individuals be and hereby are terminated as Seasonal Employees in the various Departments as listed:

SANITATION DEPARTMENT

EFFECTIVE

Michael Bratek	7/20/84
Thaddeus Brudz	7/20/84
Joseph Fredericks	7/20/84
Bryan Kazmierczak	7/20/84
Kenneth Wagner	7/13/84
Joseph Krzeminski	7/20/84
Daniel Giczkowski	Immediately

Item No. 17 Cont'd.

FACILITIES DEPARTMENT - PARKS DIVISION

EFFECTIVE

William Dilleuth
Michael Falter

Immediately
6/18/84

RECREATION DEPARTMENT - RECREATION ATTENDANTS

David Tomasello
Kathy Ritter

Immediately
Immediately

Upon Roll Call....

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

Item No. 18a Motion by Councilman Gabryszak, seconded by Councilman Kowal

BE IT RESOLVED that the following individuals be and hereby are hired
as Seasonal Employees in the various Departments as listed at a rate of \$3.10 per hour:

SANITATION DEPARTMENT

EFFECTIVE

Philip Giordano
Robert Kapron, Jr.
Todd Brudz
Scott Slade
Joseph Fredericks

Immediately
Immediately
Immediately
Immediately
7/23/84

FACILITIES DEPARTMENT - PARKS DIVISION

Wayne Kowal

Immediately

FACILITIES DEPARTMENT - STREET LIGHT MAINTENANCE DIVISION

Glenn Malek

Immediately

Upon Roll Call....

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

Item No. 18b Motion by Councilman Johnson, seconded by Councilman Gabryszak

BE IT RESOLVED that the following be hired to aid the Cheektowaga
Recreation Department in conducting its 1984 summer tennis program:

TENNIS COURT INSTRUCTOR - \$150 per week - 7 weeks - A7140.1613 (Retroactive to 7/2/84)

Mark J. Kryszczak

Upon Roll Call....

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

Item No. 19 Motion by Supervisor Weber, seconded by Councilman Kowal

WHEREAS funds are presently available under the Buffalo - Cheektowaga - Tonawanda Consortium, Summer Youth Program, and,

WHEREAS the Summer Youth Program starts on July 2nd, 1984 with participants working a maximum of 32 hours per week at \$3.35 per hour, NOW, THEREFORE, BE IT,

RESOLVED that the following persons will be hired based on fund availability from the Department of Labor and that the alternate portion may be utilized to meet the demographic requirements as stated in our plan submitted to the Department of Labor:

Born-raber, Robert.
Byrns, Kim
Corda, Chris
Grimm, Barbara
Kozak, Douglas
Vohwinkel, Jyl

Upon Roll Call....

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

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

WHEREAS, in order to provide for the provision of emergency medical services on a uniform basis, this Town Board has, on May 7, 1984, adopted an Ambulance Ordinance ("Ordinance"); and

WHEREAS, said Ordinance provides for the establishment and authorization of an Emergency Medical Services Board ("EMS Board") which will act as agent of the Town of Cheektowaga in the implementation of the Ordinance; and

WHEREAS, the composition of the EMS Board is set forth in Section 7 of the Ordinance; and

WHEREAS, the Chairman and members of the Board have been appointed on May 21, 1984; NOW, THEREFORE, BE IT

RESOLVED, that the following individual shall be designated to serve as an ex-officio member of the EMS Board for a term of one year following appointment:

Sister Joan Banach - Representative from Saint Joseph's Intercommunity Hospital.

Upon Roll Call....

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

Item No. 21a Motion by Councilman Gabryszak, seconded by Councilman Kowal

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on property located 750' West of Union - 67' x 1185', at the rear of 3466 Genesee Street, Cheektowaga, New York, SBL #91.16-1-20, and according to the Assessors' Office is owned by Alfred Doro, Cheektowaga, New York 14225, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds and removing 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, the high weeds be cut and removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 21b Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on property located on William Street between Starlite Avenue and Tamark Court, Cheektowaga, New York, SBL #113.56-5-19, and according to the Assessors' Office is owned by John Michalik, Buffalo, New York 14206, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds and removing 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, the high weeds be cut and removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 21c Motion by Councilman Jaworowicz, seconded by Councilman J. V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on property located South of 170 Medina Street, Cheektowaga, New York, SBL #113.61-2-11 and according to the Assessors' Office is owned by John W. Cieply, Cheektowaga, New York 14206, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds and removing the high weeds to prevent the premises from becoming a hazard to the health and safety of others, NOW, THEREFORE, BE IT

Item No. 21c Cont'd.

RESOLVED, that pursuant to Article 4, Section 64, Paragraph 5a of the Town Law of the State of New York, the high weeds be cut and removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 21d Motion by Councilman Jaworowicz, seconded by Councilman J. V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on property located South of 76 Colton Street, Cheektowaga, New York, SBL #112.67-4-16, and according to the Assessors' Office is owned by Walter Kajtoch, Buffalo, New York 14206, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds and removing 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, the high weeds be cut and removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 21e Motion by Councilman Jaworowicz, seconded by Councilman J. V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on property located at 67 East End Avenue, Cheektowaga, New York SBL #90.84-1-22 and according to the Assessors' Office is owned by Jerry J. Fronczak, Cheektowaga, New York 14225, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds and removing 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, the high weeds be cut and removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 21f Motion by Councilman Jaworowicz, seconded by Councilman J. V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on property located at 3121 Genesee Street, Cheektowaga, New York SBL #91.18-5-1, and according to the Assessors' Office is owned by Samuel Perpetus, Cheektowaga, New York 14225, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds and removing 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, the high weeds be cut and removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 21g Motion by Councilman Jaworowicz, seconded by Councilman J. V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on property located on 91 Newport Road, Cheektowaga, New York, SBL #92.05-4-1 and according to the Assessors' Office is owned by Dennis McKillen, North Boston, New York 14110, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds and removing 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, the high weeds be cut and removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 21h Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on property located at property between 2 & 6 Olcott Place, Cheektowaga, New York, SBL #101.28-11-25 and according to the Assessors' Office is owned by John Salamanchuk, Cattaraugus, New York 14719, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds and removing 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, the high weeds be cut and removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Item No. 21h Cont'd.

Upon Roll Call....

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

Item No. 21i Motion by Councilman Jaworowicz, seconded by Councilman J. V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on property located at 23 Pine Circle, Cheektowaga, New York, SBL #101.36-12-3, and according to the Assessors' Office is owned by Starlite Builders Inc., P.O. Box 1182, Tavernier, Florida 33070, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds and removing 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, the high weeds be cut and removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 21j Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on property located South of 265 Pine Ridge Road, Cheektowaga, New York, SBL #101.44-4-16 and according to the Assessors' Office is owned by Florence Chojnacki, Depew, New York 14043, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds and removing 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, the high weeds be cut and removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 21k Motion by Councilman Jaworowicz, seconded by Councilman J. V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on property located at 34 Princess Drive, Cheektowaga, New York, SBL #91.03-2-22 and according to the Assessors' Office is owned by William Hutchinson, Cheektowaga, New York 14225, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds and removing 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 of the State of New York, the high weeds be cut and removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

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

BE IT RESOLVED that the following fund transfers are hereby approved and made a part hereof:

GENERAL FUND

From: 1910.4711 (Contingency)	\$33,750.00
To: 1640.2511 (Bldg./Plant Equip.)	14,250.00
1625.4178 (Plant Mix)	14,000.00
5132.4581 (Consulting Engineers)	3,000.00
7550.4372 (July 4th Celebration)	2,500.00

FEDERAL REVENUE SHARING FUND

From: 909 (Fund Balance)	21,825.00
To: 8540.4582 (Charlotte Rd. Storm Sewer)	21,825.00

Upon Roll Call....

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

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

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

<u>FUND</u>	<u>AMOUNT</u>
GENERAL FUND	\$135,794.04
SPECIAL DISTRICTS FUND	38,385.65
HIGHWAY FUND	73,969.53
FEDERAL REVENUE SHARING FUND	3,757.65
TRUST & AGENCY FUND	10,569.93
PART TOWN FUND	2,239.28
HUD-CDBG FUND	550.01
	<u>\$265,266.09</u>

Item No. 23 cont'd.

Upon roll call....

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

II. GENERAL COMMUNICATIONS

- Item No. 24 Erie County Legislature: Copy of resolution urging United States House of Representatives and United States Senate to rescind copyright Royalty Tribunal license rate increase regarding Cable T.V. Received and filed.
- Item No. 25 Erie County Department of Transportation: Certificate and Notice of Closing Highway: Wehrle Drive. Received and filed.
- Item No. 26 Village of Depew: Legal Notice of Public Hearing re: rezoning property at Claudette Drive, Evane Drive and Patrick Lane. Received and filed.
- Item No. 27 Summons and Complaint: John T. Lynett vs. Town of Cheektowaga
Copies were sent to: Daniel E. Weber, Supervisor; Joseph J. Naples, Town Insurance Carrier; Sylvia Slawiak, Accounting Department; Thomas M. Johnson, Councilman.
Received and filed.
- Item No. 28 Motion by Supervisor Weber, seconded by Councilman Kowal to adjourn the meeting in memory of Robert Colgrove and Mrs. Clara Krygier.

Mary F. Holtz
Deputy Town Clerk

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

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

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; Salvatore LaGreca, Employment and Training Services Director II; James Kirisits, Town Attorney; Ronald Marten, Building and Plumbing Inspector; Julia Reinstein, Town Historian; Leonard J. Smolarek, Chief of Police; Donald Wegner, Chairman of Zoning Board.

I. PUBLIC HEARING

Item No. 2 This being the time and place advertised for a public hearing to consider the advisability of adopting an amendment of Local Law #1, State Building Code (Local Law #3 of year 1984) of the Town of Cheektowaga, hereinafter more particularly described, the Supervisor directed the Town Clerk to present proof of publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor such proof was duly filed. Said proposed amendment being as follows:

* * * * *

NOTICE IS HEREBY GIVEN that, pursuant to the Municipal Home Rule Law of the State of New York, a Public Hearing will be held before the Town Board of the Town of Cheektowaga, on the 6th day of August, 1984, at 7:00 P.M. at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York to consider and discuss and, if need by, act upon the proposed enactment of Local Law No. 3 of the Year of 1984, entitled "A Local Law amending Subdivision B, D and F of Section 13-22 of the 'Law for Administration and Enforcement of State Building Construction Code of the Town of Cheektowaga' in reference to authorized electrical inspectors in the Town." A brief description of the contents of Local Law No. 3 of the Year 1984 is as follows:

Town of Cheektowaga

Local Law No. 3 of the Year 1984

A local law relating to the amendment of Local Law No.1 of the Year 1979 (entitled "A Local Law for Administration and Enforcement of State Building Construction Code") to allow qualified electrical inspectors, in addition to the New York Board of Fire Underwriters, to perform inspections of electrical installations in the Town.

A copy of the complete text of "Local Law No. 3 of the Year 1984" shall be 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: Cheektowaga, NY
July 16, 1984

* * * * *

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

II. RESOLUTIONS

Item No. 3 Motion by Supervisor Weber, seconded by Councilman Gabryszak

WHEREAS, the Office of Building/Inspector has recommended an increase in the amount of the application fee for a variance from the Zoning Ordinance from the present \$20.00 per application to \$35.00 per application in the case of residential application and from \$40.00 to \$55.00 in the case of commercial properties; and

WHEREAS, the amount of such fees are established by ordinance; and

WHEREAS, the Town Board has the authority to increase such fees; NOW THEREFORE, BE IT

RESOLVED, that in accordance with the provisions of the Town Law of the State of New York, a public hearing be held on the 20th day of August, 1984 at 7:00 P.M. at a meeting of the Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York; at which hearing all parties in interest and citizens shall have an opportunity to be heard, and at which time and place it shall be determined by the Town Board whether to amend Section 9-23 of the Zoning Ordinance to increase application fees for variance applications, 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 said hearing.

*SEE NEXT PAGE FOR COPY OF NOTICE OF PUBLIC HEARING

NOTICE OF HEARING ON PROPOSAL

TO AMEND

ZONING ORDINANCE

NOTICE IS HEREBY GIVEN THAT in pursuance of a Resolution of the Town Board of the Town of Cheektowaga, which was duly passed on the 6th day of August, 1984, and in accordance with the provisions of the Town Law of the State of New York, a Public Hearing will be held on the 20th day of August, 1984 at 7:00 o'clock P.M., Eastern Daylight Saving Time, at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard, and at which time and place it shall be determined by the Town Board whether the amendment to Section 9-23 of the Zoning Ordinance shall be adopted and enacted as follows:

9-23 Filing Applications — An application for any matter upon which the Board of Appeals is required to pass, may be made to the Town Clerk along with a filing fee of \$55.00 for commercial and industrial cases and \$35.00 for residential cases, by the owner, tenant of the property (or a duly authorized agent) for which such appeal or application is sought.

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

Dated: August 6, 1984

RICHARD M. MOLESKI
Town Clerk

Item No. 3 Cont'd.

Upon Roll Call....

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

*SEE NEXT PAGE FOR AFFIDAVIT

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

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

.....*Leona Bingham*.....
Sworn to before me this*10th*.....
day of*August*....., 19*84*..
.....*Dorothy J. Turner*.....

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

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

**LEGAL NOTICE
NOTICE OF HEARING ON
PROPOSAL TO AMEND
ZONING ORDINANCE**

NOTICE IS HEREBY GIVEN THAT in pursuance of a Resolution of the Town Board of the Town of Cheektowaga, which was duly passed on the 6th day of August, 1984, and in accordance with the provisions of the Town Law of the State of New York, a Public Hearing will be held on the 20th day of August, 1984 at 7:00 P.M., Eastern Daylight Saving Time, at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard, and at which time and place it shall be determined by the Town Board whether the amendment to Section 9-23 of the Zoning Ordinance shall be adopted and enacted as follows:

9-23 Filing Applications—An application for any matter upon which the Board of Appeals is required to pass, may be made to the Town Clerk Along with a filing fee of \$55.00 for commercial and industrial cases and \$35.00 for residential cases, by the owner, tenant of the property (or a duly authorized agent) for which such appeal or application is sought.

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

RICHARD M. MOLESKI

Town Clerk

DATED: August 6, 1984

PUBLISH: August 9, 1984

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

WHEREAS, James P. Lalayanis has withdrawn his application for rezoning of property located at 3637 Union Road (Ted's Hot Dogs), NOW, THEREFORE, BE IT

RESOLVED, that the public hearing scheduled for August 6, 1984 at 6:30 o'clock P.M. be and hereby is cancelled.

Upon Roll Call....

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

Item No. 5 Motion by Councilman W.P. Rogowski, seconded by Councilman Johnson

WHEREAS, a vacancy exists in the Cheektowaga Facilities Department for the position of General Mechanic, NOW THEREFORE BE IT

RESOLVED, that the Cheektowaga Town Board hereby appoints Mr. Christopher Taber, Cheektowaga, New York to the position of General Mechanic in the Facilities Department effective August 7, 1984.

Upon Roll Call....

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

Item No. 6 Promotion to Captain in Police Department.

This item was withdrawn.

Item No. 7 Create position of Budget.

This item was withdrawn.

Item No. 8 Motion by Councilman Gabryszak, seconded by Councilman Kowal

WHEREAS, Mr. Frank Galeza, an employee of the Cheektowaga Highway Department, has requested a fifteen (15) day sick leave extension due to illness, AND

WHEREAS, Mr. Galeza has exhausted all accrued sick leave, vacation and personal leave benefits, NOW, THEREFORE, BE IT

RESOLVED that Frank Galeza be and hereby is granted an extended sick leave of absence not to exceed fifteen(15) days, effective immediately, subject to the provisions of Article 8, Section 8.02, paragraph (c) of the current Collective Bargaining Agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees' Association.

Upon Roll Call....

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

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

WHEREAS James Hornung was hired as a Trainee Supervisor, Level I for the Youth Bureau's Cheektowaga Conservation Corps Program and

WHEREAS, he has left to accept another position AND

BE IT RESOLVED, that he be terminated from the Cheektowaga Conservation Corps Program, AND

BE IT FURTHER RESOLVED, that Thomas Sienkiewicz previously hired as a Youth Leader (\$3.50 per hour - 7310.1812), be elevated to the position of Trainee Supervisor, Level II (\$5.00 per hour - 7310.1812) retroactive to July 26, 1984.

Upon Roll Call....

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

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

BE IT RESOLVED that the following Seasonal Employees be and hereby are terminated in the various Departments as listed:

<u>SANITATION DEPARTMENT</u>	<u>EFFECTIVE</u>
Timothy Obstarczyk	7/17/84
Mark Grzeskowiak	8/24/84
Joseph Mazur	8/3/84
Allen Oryszak	8/24/84

<u>SEWER MAINTENANCE DEPARTMENT</u>	
Mark Bessing	7/20/84
Tom Kroll	7/20/84

Upon Roll Call....

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

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

BE IT RESOLVED that the following individuals be and hereby are terminated as Seasonal Employees in the Facilities Department:

<u>PARKS DIVISION</u>	<u>EFFECTIVE</u>
Joseph Rühlmann	8/25/84
John Kochel	8/22/84
Donald Surdej	8/27/84
Richard Coffta	8/26/84
Douglas Dixon	8/22/84
Josephine Ratajczak	8/18/84
Linda Ruhland	8/26/84

Upon Roll Call....

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

Item No. 12 Motion by Councilman W.P. Rogowski, seconded by Councilmen Kowal

BE IT RESOLVED that the following individuals be and hereby are hired as Seasonal Employees in the various Departments as listed at a rate of \$3.10 per hour:

SANITATION DEPARTMENT

Michael Bratek

Joe Krzeminski

Kevin Lenartowicz

EFFECTIVE

7/23/84

7/23/84

Immediately

SEWER MAINTENANCE DEPARTMENT

Eric Schrader

Richard Wdowik

Immediately

8/1/84

YOUTH BUREAU

Kenneth Myszka

Jackie Nowakowski

Thomas Tuholski

Immediately

Immediately

Immediately

AND BE IT

FURTHER RESOLVED that Kathy Ritter of be and hereby is retained as a Park Attendant in the Cheektowaga Recreation Department effective as of her original date of hire of June 18, 1984.

Upon Roll Call....

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

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

WHEREAS, the Sole Assesor, Andrew Schwenk, has notified the Town of Cheektowaga that he intends to retire on April 1, 1985, AND

WHEREAS, Andrew Schwenk is electing at this time to sell his accumulated sick leave and thirty (30) vacation days to the Town which shall be added to his base salary over a fifteen (15) month period, NOW, THEREFORE, BE IT

RESOLVED that the base salary for Andrew Schwenk, Sole Assessor, be increased to \$35,726.00, retroactive to January 1, 1984, and an additional amount of \$1,800.00 be added to his 1985 salary increase.

Upon Roll Call....

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

Item No. 14 Motion by Councilman Johnson Jr., seconded by Councilman W.P. Rogowski

BE IT RESOLVED, that the services of our insurance consultant, Ernest A. Holfoth, CPCU, ARM, are desired and shall be continued for up to an additional 200 hours at \$40 per hour, and BE IT FURTHER

RESOLVED, that payment of the balance of the monthly consulting fee for the first 225 hours already devoted to Town duties shall be paid at this time.

Upon Roll Call....

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

Item No. 15 Motion by Councilman Johnson Jr., seconded by Councilman W.P. Rogowski

WHEREAS, the Town's Insurance Committee has obtained quotations for and recommends the purchase of Public Officials and Employees Liability Insurance, AND

WHEREAS, the Town's Insurance Consultant concurs with this recommendation, NOW, THEREFORE, BE IT

RESOLVED, that Public Officials and Employees Liability Insurance with a \$1,000,000 limit and \$5,000 deductible as proposed by Ben Hoey Agency and International Insurance Company shall be purchased at a cost not to exceed \$3,500 per year.

Upon Roll Call....

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

Item No. 16 Cheektowaga Town Board opposition to enactment and enforcement of "Seat Belt Law".

Resolution failed due to a lack of a second.

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

WHEREAS, in the demolition of structures of the old Plant #5 Wastewater Treatment Plant, it appeared that it would be in the best interest of the Town to save the old primary settling tank from demolition and convert it to a Sewer Maintenance Garage, AND

WHEREAS, such a garage location would be advantageous in consolidating all sanitary sewer activities in one location and be centrally located for the main sewer maintenance activities, AND

WHEREAS, relocation of the Sewer Maintenance Department will release space at the old Incinerator Building for other Town uses, NOW, THEREFORE BE IT

RESOLVED, that this Town Board, acting as the Board of Managers of the Town Sanitary Sewer Districts, approves of the plan to construct a Sewer Maintenance Garage as being in the best interest of the Town, AND BE IT FURTHER

RESOLVED, that the proposal of Donald T. Maharan Associates, as submitted to the Town Engineer for preparation of plans and specifications and monitoring of construction be and hereby is accepted, AND, BE IT FURTHER

RESOLVED, that the Supervisor is directed and authorized to sign said agreement with Donald T. Maharan Associates on behalf of this Town Board, AND BE IT FURTHER

RESOLVED, that the cost not to exceed \$24,000 for said architectural services, inspections and all associated site design work shall be transferred from the Sewer District #5 Account #508125.4543.

Upon Roll Call....

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

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

WHEREAS, Michael Passucci General Construction Company, Inc., has submitted application for payment in the amount of \$111,500.00 representing final payment for Paving Work covered by the Contract Documents pertaining to John C. Stiglmeier Park, AND

WHEREAS, Stuart Alexander & Associates has reviewed and approved said Contractor's application for final payment, date of acceptance for work completed, and Contractor's Affidavit of Release of Liens, NOW THEREFORE BE IT

RESOLVED, that the Cheektowaga Town Board hereby authorize final payment of \$111,500.00 to Michael Passucci General Construction Company, Inc., 4499 Clinton Street, West Seneca, New York, 14224.

Upon Roll Call....

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

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

WHEREAS, the Town of Cheektowaga is committed to pursuing economic development activities in order to preserve existing jobs, create new job opportunities for Town residents and improve the Town's tax base, and

WHEREAS, in accordance with that goal, the Town has created the Cheektowaga Economic Development Corporation for the purpose of assisting and encouraging new industrial development and growth within the Town, and

WHEREAS, the Department of Housing & Urban Development, has strongly encouraged the use of Community Development Block Grant funds for local economic development activities, and

WHEREAS, funds in the amount of \$200,000 have been included in the Town's 1984-85 Community Development Block Grant application, which has been approved by the Department of Housing and Urban Development, for allocation to the Cheektowaga Economic Development Corporation for the purpose of leveraging additional private and public funds to assist new and expanding industries in the Town of Cheektowaga, and

WHEREAS, Community Development Block Grant funds in the amount of \$120,000, which was allocated to the Cheektowaga Economic Development corporation from 1983 Program Year funds, has been committed by said Corporation's Board of Directors for economic development business loans in the amount of \$110,000 and targeted for promotional and other support services in the amount of \$10,000, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Cheektowaga be and hereby is authorized and directed to enter into Agreement with the Cheektowaga Economic Development Corporation for the purpose of allocating and disbursing said Community Development Block Grant funds in the amount of \$200,000 from the 1984-85 C.D.B.G. Program Year and \$120,000 from the 1983-84 C.D.B.G. Program Year for economic development activities.

Upon Roll Call....

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

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

WHEREAS, the Town of Cheektowaga will sponsor a Polish American Arts Festival from August 17 through August 19, 1984, AND

WHEREAS, the Town of Cheektowaga wishes to engage the services of various artists and performers for said Festival, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Cheektowaga be and hereby is authorized and directed to sign all agreements, on behalf of the Town, necessary to secure the services of various performers and artists for the 1984 Polish American Arts Festival.

Upon Roll Call....

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

Item No. 21 Authorize New York State Electric & Gas to install (2) 24700 lumen lamps in Police and Court Parking Lot.

This item was withdrawn.

Item No. 22 Motion by Supervisor Weber, seconded by Councilman Johnson

WHEREAS, the State Board of Equalization and Assessment has tentatively lowered the 1984 railroad ceiling, and thereby the assessment, of property owned by Conrail and Norfolk & Western Railroad Corporations in the Town of Cheektowaga by an amount in excess of \$338,000, and

WHEREAS, the Town has objected to the lowering of such railroad ceiling due to the fact that the Town stands to lose substantial tax revenues as a result of such reduction, and

WHEREAS, the State Board of Equalization and Assessment has scheduled a hearing on such tentative railroad ceiling in Albany, New York for August 10, 1984, and

WHEREAS, this Board desires to have the Town Assessor and a representative from the Town Attorney's Office attend such hearing in order to voice the Town's objections over such reduction, NOW, THEREFORE BE IT

RESOLVED, that Andrew H. Schwenk, Town Assessor, and Kevin G. Schenk from the Town Attorney's Office be and hereby are authorized to attend the above mentioned hearing in Albany on August 10, 1984, and BE IT FURTHER

RESOLVED, that all reasonable and necessary expenses incurred by the above named Town employees in appearing at such hearing be paid by the Town of Cheektowaga.

Upon Roll Call....

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

Item No. 23 Motion by Councilman Gabryszak, seconded by Councilman Kowal

WHEREAS, Peabody-Galleon, Inc. of Galleon, Ohio has invited Mr. Ronald Zoeller, General foreman in the Sanitation Department, to travel to Galleon Ohio to inspect their E-Z Rear-End Load Sanitation Packers, AND

WHEREAS, Peabody-Galleon, Inc. will pay all expenses incurred by Mr. Zoeller in association with said inspection trip, NOW, THEREFORE, BE IT

RESOLVED, that Ronald Zoeller be and hereby is authorized to travel to Galleon, Ohio, August 15-16, 1984, for the purpose of inspecting rear-end packers on behalf of the Town of Cheektowaga.

Upon Roll Call....

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

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

WHEREAS, the consulting engineering firm of Pratt & Huth Associates have recommended approval of Change Order No. 2 on the Beach Road Drainage Improvement Project, Phase III, AND

WHEREAS, the scope of work in Change Order No. 2 is described in a letter from the Town Engineer dated July 25, 1984 and considered part of this resolution, NOW, THEREFORE, BE IT

RESOLVED, that Change Order No. 2 on the Beach Road Drainage Improvement Project, Phase III, as a deduction in the sum of \$390.24 to the contract of Marin Excavating Inc. be approved, AND, BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized to sign said Change Order on behalf of the Town of Cheektowaga.

*SEE NEXT PAGE PAGE FOR COPY OF LETTER FROM THE TOWN ENGINEER.



Town of Cheektowaga

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

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

July 25, 1984

TO SUPERVISOR DANIEL WEBER AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Change Order No. 2
Beach Road Drainage
Improvements, Phase III

Gentlemen:

The consulting engineering firm of Pratt & Huth Associates have recommended the approval of Change Order No. 2 for the above referenced project amounting to a deduction of \$390.24 to the contract of Marin Excavating, Inc. Said Change Order involves the final adjustment of contract item quantities to conform with completed measured quantities and also includes payment for additional work required to complete the project. The Change Order document details the respective addition/deduction to each contract item.

Additional work items included in Change Order No. 2 provide for the restoration of areas disturbed on the east side of Beach Road during the relocation of sanitary sewer facilities.

Original contract plus Change Order No. 1	\$252,402.52
Change Order No. 2	<u>- 390.24</u>
Final Contract Amount	\$252,012.28

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.
Town Engineer

William R. Pugh
BY: William R. Pugh
Junior Engineer

CLB:WRP:dms

Item No. 24 Cont'd.

Upon Roll Call....

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

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

WHEREAS, Michael Passucci General Construction Company, Inc. has submitted Change Order #3 to provide labor and material to increase by 6" with stone 600' x 32' of the connector road and repair damaged service yard paving at John C. Stiglmeier Park, AND

WHEREAS, Stuart Alexander & Associates has reviewed and approved Change Order #3 as being in the best interest of the Town of Cheektowaga, NOW, THEREFORE BE IT

RESOLVED, that the Cheektowaga Town Board hereby approves Change Order #3 as submitted by Michael Passucci General Construction Company, Inc., 4499 Clinton Street, West Seneca, New York 14224, in the amount of \$6,231.00.

Upon Roll Call....

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

Item No. 26a Motion by Councilman Jaworowicz, seconded by Councilman Johnson

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located West of 1257 Walden Avenue, Cheektowaga, New York, SBL #102.53-6-12.1 and according to the Assessors' Office is owned by Cheektowaga Industrial Park Inc., c/o Paul Real Estate, Boulevard Mall, Amherst, New York 14226, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and removing the 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, the high weeds be cut and removed and the debris be removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 26b Motion by Councilman Jaworowicz, seconded by Councilman Johnson

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located at the rear of 70 Benbro Drive, Cheektowaga, New York, SBL #103.10-7-13, and according to the Assessor's Office is owned by Nathan Benderson, Buffalo, New York 14202, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds and removing the high weeds and accumulated 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, the high weeds be cut and removed by the Town and the debris be removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 26c Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located at 8 Little Lane, Cheektowaga, New York, SBL #113.57-3-5, and according to the Assessors' Office is owned by Clifton W. Jones, Cheektowaga, New York, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and removing the 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, the high weeds be cut and removed and the debris be removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 26d Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, continuous complaints have been received by the Town Board regarding accumulated debris and high weeds on property located at the North-east corner Dick Road & Barone Circle, Cheektowaga, New York, SBL #92.17-5-31 SBL #92.17-5-32, SBL #92.17-5-33, and according to the Assessors' Office is owned by Michael Barone, c/o Mrs. Feldmeyer, Cheektowaga, New York, 14225 AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and removing the accumulated 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, the high weeds be cut and removed and the debris be removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Item No. 26d Cont'd.

Upon Roll Call....

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

Item No. 26e Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding accumulated debris and high weeds on property located North of 787 Borden Road, East of Castlewood Drive, Cheektowaga, New York, SBL #114.20-6-10, and according to the Assessors' Office is owned by Walter Mysiak, West Seneca, New York 14224, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and removing the accumulated 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, the high weeds be cut and removed and the debris be removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 26f Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding accumulated debris and high weeds on property located at 55 Sherry Drive, Cheektowaga, New York, SBL #114.20-5-3, and according to the Assessors' Office is owned by Ronald G. Fritz, North Olmstead, Ohio 44070, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and removing the accumulated 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, the high weeds be cut and removed and the debris be removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 26g Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding accumulated debris and high weeds on property located at the rear of 103 Colby Street, Cheektowaga, New York SBL #113.61-5-24 and according to the Assessors' Office is owned by Francis J. Forton, Cheektowaga, New York 14206, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and removing the accumulated 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, the high weeds be cut and removed and the debris be removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 26h Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located at 64 Woodgate Drive, Cheektowaga, New York, SBL #125.04-15-45, and according to the Assessors' Office is owned by George A. Miller, Cheektowaga, New York, 14227, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and removing the 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, the high weeds be cut and removed and the debris be removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 26i Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, continuous complaints have been recieved by the Town Board regarding high weeds and accumulated debris on property located at 11 A-D Trent Square, Cheektowaga, New York, SBL #91.14-12-15 and according to the Assessors' Office is owned by Eugene Jason, Bowmansville, New York 14026, AND

WHEREAS, these conditions required that some positive steps be taken to rectify same by cutting and removing the high weeds and removing the debris to prevent the premises from becoming a hazard to the health and safety of others, NOW, THEREFORE, BE IT

Item No. 26i Cont'd.

RESOLVED, that pursuant to Article 4, Section 64, Paragraph 5a of the Town Law of the State of New York, the high weeds be cut and removed and the debris be removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 26j Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located at 12 A-D Trent Square, Cheektowaga, New York, SBL #91.14-12-14 and according to the Assessors' Office is owned by 145 Location Inc., 145 Tudor Road, Cheektowaga, New York 14215, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and removing the 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, the high weeds be cut and removed and the debris be removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 26k Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located at 16 A-D Trent Square, Cheektowaga, New York, SBL #91.14-12-12 and according to the Assessors' Office is owned by John J. Mordeno, Buffalo, New York, 14207, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and removing the 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, the high weeds be cut and removed and the debris be removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

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

BE IT RESOLVED that the follwing transfers are hereby approved and made a part hereof.

SPECIAL DISTRICT FUND

From:	548135.4542 (Plant 5-Digester Cleaning)	\$11,000.00
	548135.4431 (Plant 5-Equipment Repairs)	5,000.00
To:	548135.4235 (Plant 5-Water Service)	\$11,000.00
	548135.4358 (Plant 5-Telemetry)	5,000.00

GENERAL FUND

From:	7310.4681 (Youth-In-Service Training)	\$ 400.00
	1910.4711 (Contingency)	9,116.00
To:	7310.4431 (Youth-Equip. Repair and Maint.)	400.00
	1220.1310 (Supervisor-Budget Director)	9,116.00

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

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

BE IT RESOLVED that the following vouchers and warrants submitted to the Town of Cheektowaga prior to August 6, 1984 are hereby approved and the Supervisor is ordered to pay said warrants.

<u>FUND</u>	<u>AMOUNT</u>
HUD-CDBG FUND	\$ 200,487.27
CAPITAL FUND	144,147.09
GENERAL FUND	327,959.75
SPECIAL DISTRICTS FUND	155,673.16
HIGHWAY FUND	103,098.71
FEDERAL REVENUE SHARING FUND	15,754.30
TRUST AND AGENCY FUND	78,116.30
PART TOWN FUND	2,441.29
	<u>\$1,027,677.87</u>

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

III. DEPARTMENTAL COMMUNICATIONS

- Item No. 29 Building Permits
Received and Filed.
- Item No. 30 Cheektowaga Planning Board - Minutes of Meeting in June.
Received and Filed.

IV. GENERAL COMMUNICATIONS

- Item No. 31 Resident wishes to speak re: Parking on grass at 3551 Harlem Road
Received and Filed.
- Item No. 32 New York State Department of Transportation: Notice of Order: Access Highways. Copies were sent to: Traffic Safety Commission, Town Board, Highway, Police Chief and Supervisor Weber.
Received and Filed.
- Item No. 33 New York State Department of Transportation: Notice of Order: Establish No Parking restriction Genesee Street and Transit Road. Copies were sent to: Traffic Safety Commission, Highway, Chief of Police, Town Board and Supervisor Weber.
Received and Filed.
- Item No. 34 New York State Department of Transportation: Notice of Order: Establish right turn lane sign at Genesee Street and Dick Road. Copies were sent to: Traffic Safety Commission.
Received and Filed.
- Item No. 35 New York State Department of Transportation: Notice of Order: Establish right turn lane sign on Genesee Street at Transit Road. Copies were sent to: Traffic Safety Commission, Town Board, Highway, Chief of Police and Supervisor Weber.
Received and Filed.
- Item No. 36 New York State Department of Transportation: Notice of Order: No Parking Restriction - in front of Our Lady of Czestochowa Church - Clinton Street. Copies were sent to: Traffic Safety Commission.
Received and Filed.
- Item No. 37 Village of Depew: Copy of Permit re: Stream crossings for installation of Sanitary relief sewers west of Transit Road.
Received and Filed.
- Item No. 38 Notice of Claim: Lottie Janik vs Town of Cheektowaga. Copies were sent to: James Kirisits, Town Attorney; Daniel E. Weber, Supervisor; Joseph E. Naples, Town Insurance Carrier; Thomas M. Johnson, Jr. Councilman; Sylvia Slawik, Accounting Department.
Received and Filed.

Item No. 39 Notice of Petition: Cheektowaga Holding Corporation Store #33 vs Town of Cheektowaga.
Copies were sent to: James Kirisits, Town Attorney; Daniel E. Weber, Supervisor; Thomas M. Johnson Jr., Councilman, Sylvia Slawiak, Accounting Department.
Received and Filed.

Item No. 40 Summons and Complaint: Patrick DiPirro vs Town of Cheektowaga.
Copies were sent to: James Kirisits, Town Atrorney; Daniel E. Weber, Supervisor; Joseph E. Naples, Town Insurance Carrier; Thomas M. Johnson Jr., Councilmane, Highway Department, Sylvia Slawiak, Accounting Department.
Received and Filed.

* * * * *

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

Upon Roll Call....

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

* * * * *

V. SUSPENSION OF RULES

Item No. 41 Motion by Councilman W.P. Rogowski, seconded by Councilman Gabryszak

WHEREAS, Mr. Lawrence Kowal, employed in the Cheektowaga Facilities Department, is a member of the 42nd Aviation Battalion, N.Y.A.R.N.G., AND

WHEREAS, Mr. Kowal was required to perform military duties during the period of July 21, 1984 through August 4, 1984 at Fort Drum, Watertown, New York, AND

WHEREAS, Mr. Kowal's orders were submitted to the Facilities Department NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby grants Lawrence Kowal 148 Prince Drive, Cheektowaga, New York, Military Service Leave as defined in Section 242 and 243 of the Military Laws of the State of New York retroactively for the period of July 21, 1984 through August 4, 1984.

Upon Roll Call....

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

Item No. 42 Motion by Councilman Kowal, seconded by Councilman Gabryszak.

WHEREAS, Mary Gawron, an employee in the Cheektowaga Assessor's Office, has requested a fifteen (15) day sick leave extension due to illness, AND

Item No. 42 Cont'd.

WHEREAS, Mrs. Gawron has exhausted all accrued sick leave, vacation and personal leave benefits, NOW, THEREFORE, BE IT

RESOLVED, that Mary Gawron be and hereby is granted an extended sick leave of absence not to exceed fifteen (15) days, effective August 8, 1984, subject to the provisions of Article 8, Section 8.02, paragraph (c) of the current Collective Bargaining Agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees' Association.

Upon Roll Call....

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

Item No. 43 Motion by Supervisor Weber, seconded by Unanimous

WHEREAS, the President of the United States has proclaimed August, 1984, as National Polish American Heritage Month, and

WHEREAS, Polish American Organizations have been vital to the growth and development of the Polish American Communities throughout our nation, and

WHEREAS, Polish Americans have made significant contributions to the welfare of our Community and our Country, and

WHEREAS, Polish Americans have shared with us their customs, and their strong devotion to American democracy, and

WHEREAS, Polish heroes Kosciuszko and Pulaski aided our Country win its independence in the Revolutionary War, THEREFORE, BE IT

RESOLVED, that the month of August, 1984, be proclaimed as National Polish American Heritage Month in Cheektowaga, and that all citizens of Cheektowaga extend their best wishes to all Polish Americans and show appreciation for the great contributions they have made to the life of our Town.

Upon Roll Call....

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

Item No. 44 Motion by Councilman J.V. Rogowski, seconded by Councilman Kowal to adjourn in memory of the (2) two people who died in the Fire in Tiorunda and Stanley J. Senko, retired employee of the Town of Cheektowaga.

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 20th day of August, 1984 at 7:00 o'clock P.M., Daylight Savings Time, there were:

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

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; Chester Bryan, Town Engineer; James Kirisits, Town Attorney; Salvatore LaGreca, Employment and Training Services, Director II; Brian Lewandowski, Deputy Town Attorney; Earl Loder, Natural Disaster Co-ordinator; Ronald Marten, Building and Plumbing Inspector; Leonard Smolarek, Chief of Police; Al Thrun, Representative of Cheektowaga Traffic and Safety Commission; and Barney Wojtkowiak, Mayor of Sloan.

I. PUBLIC HEARING

Item No. 2 This being the time and place advertised for a public hearing to consider the advisability of adopting a change of Zoning Ordinance regarding the fees for a variance for the said Town of Cheektowaga, hereinafter more particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor such proof was duly filed. Said change is as follows:

*SEE NEXT PAGE FOR PROPOSED CHANGE.

NOTICE OF HEARING ON PROPOSAL

TO AMEND

ZONING ORDINANCE

NOTICE IS HEREBY GIVEN THAT in pursuance of a Resolution of the Town Board of the Town of Cheektowaga, which was duly passed on the 6th day of August, 1984, and in accordance with the provisions of the Town Law of the State of New York, a Public Hearing will be held on the 20th day of August, 1984 at 7:00 o'clock P.M., Eastern Daylight Saving Time, at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard, and at which time and place it shall be determined by the Town Board whether the amendment to Section 9-23 of the Zoning Ordinance shall be adopted and enacted as follows:

9-23 Filing Applications — An application for any matter upon which the Board of Appeals is required to pass, may be made to the Town Clerk along with a filing fee of \$55.00 for commercial and industrial cases and \$35.00 for residential cases, by the owner, tenant of the property (or a duly authorized agent) for which such appeal or application is sought.

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

Dated: August 6, 1984

RICHARD M. MOLESKI
Town Clerk

Item No. 2 Cont'd.

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

II. RESOLUTIONS

Item No. 3 Notice to Bidders: purchase equipment for Highway Department.
THIS ITEM WAS WITHDRAWN.

Item No. 4 Create position of Budget Director.
THIS ITEM WAS WITHDRAWN.

Item No. 5 Create two (2) mechanic positions in Highway Department.
THIS ITEM WAS WITHDRAWN.

Item No. 6 Motion by Councilman Gabryszak, seconded by Councilman Kowal

WHEREAS, a vacancy exists in the Town of Cheektowaga Department of Sanitation for the position of Laborer, AND

WHEREAS, this vacancy has been properly posted in accordance with the bargaining agreement between the Town of Cheektowaga and the Cheektowaga Employees Association, AND

WHEREAS, David J. Kulik of , Cheektowaga, New York; is currently serving as a Mechanic in the Central Garage.

RESOLVED, that David J. Kulik, having properly bid on the above mentioned vacancy, be and hereby is appointed to the position of Laborer in the Sanitation Department, at a salary in accordance with the bargaining agreements between the Town of Cheektowaga and the Employees Association; said appointment effective: Tuesday, August 21, 1984.

Upon Roll Call....

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

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

WHEREAS, a vacancy currently exists in the position of Captain in the Cheektowaga Police Department due to the recent promotions of Captain Leonard Smolarek and Captain Robert Lis, and

WHEREAS, Charles V. Switalski of , Cheektowaga, New York 14225, who currently serves as a Lieutenant in the Cheektowaga Police Department, appears first on the Town Captain's Permanent Promotional Civil Service List, which was prepared by the Erie County Department of Personnel, and

WHEREAS, Charles V. Switalski has the experience, knowledge and training which will enable him to perform the duties of Captain in a manner most advantageous to the Town, NOW, THEREFORE, BE IT

RESOLVED, that Charles V. Switalski be and hereby is promoted to the position of Captian in the Cheektowaga Police Department, effective immediately at a salary in accordance with the bargaining agreemtne between the Town of Cheektowaga and the Town of Cheektowaga Captains' and Lieutenants' Association.

Item No. 7 Cont'd.

Upon Roll Call....

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

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

BE IT RESOLVED that the following Seasonal Employees be and hereby
are terminated in the various Departments as listed:

<u>SANITATION DEPARTMENT</u>	<u>EFFECTIVE</u>
Joseph Fredericks	7/31/84
Scott Slade	8/10/84
Richard Somogy	8/14/84

<u>FACILITIES DEPARTMENT - PARKS DIVISION (Acct. #01-007110-1-0-1491-001)</u>	
David Uhl	7/15/84
Robert Edmondson	8/6/84
Daniel Mejak	8/25/84

<u>FACILITIES DEPARTMENT - STREET LIGHT MAINTENANCE DIVISION</u> (Acct. #02-905182-1-0-1492-001)	
Greg Kulka	8/13/84
Michael Schulenberg	8/18/84

Upon Roll Call....

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

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

BE IT RESOLVED that Kathleen A. Ratajczak, , Cheek-
towaga, New York, be and hereby is hired as a (seasonal) part-time clerical employee
to assist Joan E. Dudek, Receiver of Taxes and Assessments, in the 1984-85 tax
collection, as needed, and that the salary be fixed at the sum of \$25.00 per day.

Upon Roll Call....

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

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

BE IT RESOLVED that the following individuals be and hereby are
hired as Seasonal Employees in the various Departments at a rate of \$3.10 per hour:

<u>PARK DIVISION - Acct. #01-007110-1-0-1491-001</u>	<u>EFFECTIVE</u>
Joseph Ruhlmann	Immediately
John Kochel	Immediately
Donald Surdej	Immediately
Richard Coffta	Immediately
Douglas Dixon	Immediately

Item No. 10 Cont'd.

BUILDING MTCE. DIVISION - Acct. #01-001625-1-0-1491-001- \$3.10 per hour

Josephine Ratajczak Immediately

BUILDING MTCE. DIVISION - Acct. #01-001625-1-0-1391-001-\$3.75 per hour

Linda Ruhland Immediately

SANITATION DEPARTMENT

Chuck Lattuca Immediately

Salvatore Iannello Immediately

Paul Strzelczyk Immediately

Alan Oryszak 8/27/84

Bryan Kazmierczak Immediately

David Orlikowski Immediately

MAIN PUMP STATION

Darlene Hoffman Immediately

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 11 Motion by Councilman Jaworowicz, seconded by Councilman J.R. Rogowski

WHEREAS, special proceedings have been brought against the Town of Cheektowaga concerning assessments based on the 1984 assessment roll, and

WHEREAS, the area of assessment challenges is a specialized field of law involving technical legalities, and

WHEREAS, Joseph G. Sacco is a highly trained specialist in the area of assessment review proceedings and has, in fact, handled such assessment review proceedings on behalf of the Town of Cheektowaga for the past tne years, NOW, THEREFORE, BE IT

RESOLVED, that Joseph G. Sacco, Esq., Attorney at Law, be and is hereby retained to represent the Town of Cheektowagain the pending assessment review proceedings based on the 1984 assessment rolls, and BE IT FURTHER

RESOLVED, that his reasonable fees and expenses, as audited by the Town Attorney, be paid by the Town.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

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

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the construction of Cedargrove Heights Drainage Improvements, South Section, which bids were duly received and publicly opened on July 23, 1984, AND

WHEREAS, said bids were referred to the Town Engineer and the consulting firm of Nussbaumer & Clarke, Inc. for analysis, tabulation and report, which said analysis, tabulation and report is hereto attached and contained in a letter from the Town Engineer to the Town Board dated August 16, 1984, AND

Item No. 12 Cont'd.

WHEREAS, said report recommends that the bid be awarded to M. Falgiano Construction Company, Inc. for their submission of the lowest total bid meeting the requirements of the specifications, NOW, THEREFORE, BE IT

RESOLVED, that the contract for Cedargrove Heights Drainage Improvements, South Section, is hereby awarded to M. Falgiano Construction Company, Inc., Buffalo, New York 14211 for the total bid price of \$151,880.75, 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, is directed and authorized to sign the agreement with said M. Falgiano Construction Company, Inc. for the construction of Cedargrove Heights Drainage Improvements, South Section, AND, BE IT FURTHER

RESOLVED, that funding for this construction project is through the allocation of funds under the Community Development Block Grant.

*SEE NEXT PAGE FOR ANALYSIS REPORT.



Town of Cheektowaga

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

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

August 16, 1984

TO SUPERVISOR DANIEL WEBER AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

GENTLEMEN:

Bids were received and opened by the Town Clerk on July 23, 1984 for the Cedargrove Heights Drainage Improvement Project at the South Section of Cedargrove Heights. Nine (9) bids were received with the six (6) lowest being as follows:

<u>BIDDERS</u>	<u>BID AMOUNT</u>
M. Falgiano Constr. Co., Inc.	\$151,880.75
Eastern Summit Development, Inc.	\$160,425.01
DBA Hart Construction	\$172,573.48
Destro & Bros. Concrete Co., Inc.	\$175,142.50
Donald J. Braasch Constr., Inc.	\$175,447.00
Milherst Construction, Inc.	\$177,034.20

The project was divided into four (4) sections for bid purposes with two (2) of the sections requiring easements along the south end of Cedargrove Heights properties. To date, we have all the required easements.

It is, therefore, recommended that the bid be awarded for the entire project (4 sections) to M. Falgiano Construction Company, Inc. of 95 Leslie Street, Buffalo, New York 14211 for submission of the lowest bid meeting the requirements of the specifications.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan
Chester L. Bryan, P.E.
Town Engineer

CLB:dms

Item No. 12 Cont'd.

Upon Roll Call....

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

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

WHEREAS, the Town of Cheektowaga has received Community Development Block Grant funds from the Department of Housing & Urban Development, the application for which funds included provisions for a Housing Rehabilitation Loan program which provides direct housing rehabilitation loans to eligible home owners, and

WHEREAS, the Town of Cheektowaga has established such a Housing Rehabilitation Loan program, and

WHEREAS, the Town Community Development Director has received application(s) for assistance under said program and has determined that the owner(s) of the property listed below are eligible for participation in the Town's Housing Rehabilitation Loan program, NOW, THEREFORE BE IT

RESOLVED, that Community Development Housing Rehabilitation Loan funds, in the amount (s) listed below, be approved for the owner(s) of the property listed below:

54 Vanderbilt	\$7,675.00
33 Unionvale	2,236.00
1084 Maryvale	3,413.50

AND BE IT

FURTHER RESOLVED, that the Supervisor of the Town of Cheektowaga be and hereby is authorized and directed to sign a Loan Agreement with the owner(s) of the above listed property on behalf of the Town, AND BE IT

FURTHER RESOLVED, that the Supervisor be and hereby is authorized to sign checks, prior to Town Board Warrant List approval necessary for the timely disbursement of said loan funds, providing that the rehabilitation work to be performed has been completed to the satisfaction of the Town Housing Inspector and that all program regulations have been complied with to the satisfaction of the Town Community Development Director.

Upon Roll Call....

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

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

WHEREAS, the Board of Fire Commissioners of Pine Hill Fire District No. 5 on 2435 Genesee Street has requested the Town Board to authorize the Town Highway Superintendent to permit the use of Town Highway machinery, tools and equipment within the Town by such Fire District, for the purpose of resurfacing its parking lot located at the corner of Normandy Avenue and Genesee Street in the Town, and

WHEREAS, Section 142-b of the Highway Law of the State of New York authorizes the use of Town highway machinery, tools and equipment within the Town by a fire district, upon such terms as may be agreed upon by the Town Board and the governing board of such fire district, and

Item No. 14 Cont'd.

WHEREAS, it appears that the Town may rent its equipment and operators for such equipment for such purposes provided the Town is reimbursed for their use, and

WHEREAS, the Town shall not, however, provide material and other labor connected therewith, therefore, BE IT

RESOLVED that the Town of Cheektowaga hereby consents to the arrangement whereby the Town Highway Superintendent is authorized to provide the essential equipment and operators thereof for the purpose of resurfacing the Pine Hill Fire District parking lot located at the corner of Normandy Avenue and Genesee Street on the terms and conditions specified in the agreement between the Town Superintendent of Highways and the Chairman of the Board of Fire Commissioners of Pine Hill Fire District No. 5, dated June 19, 1984, which is appended hereto and made a part hereof.

*SEE NEXT PAGE FOR AGREEMENT.

ALFRED F. WNEK
SUPERINTENDENT

OFFICE: 686-3450



TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

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

June 19, 1984

CHEEKTOWAGA
TOWN CLERK

1984 AUG 15 PM 2:39

RECEIVED

Board of Fire Commissioners
Pine Hill Fire District #5
2435 Genesee Street
Cheektowaga NY 14225

Gentlemen:

The Town Highway Department has been requested to re-pave the parking lot adjacent to your building on Genesee Street on the east side of your building, with the stipulation that the Pine Hill Fire Company will pay the Town of Cheektowaga the cost of material and wages.

As agreed upon with Highway Superintendent, the Fire Company will provide a Certificate of Insurance for any liability incurred during construction of same.

If the Board of Fire Commissioners decides that the above is agreeable, I would appreciate the agreement to be signed below so that this project can be started as soon as possible.

Very truly yours,

TOWN OF CHEEKTOWAGA

Alfred F. Wnek
ALFRED F. WNEK, SUPT. OF HIGHWAYS

Robert C. Meier
CHAIRMAN - BOARD OF COMMISSIONERS
Pine Hill Fire District #5

AFW:erp

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

Item No. 14 Cont'd.

Upon Roll Call....

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

Item No. 15 Motion by Supervisor Weber, seconded by Councilman Johnson

BE IT RESOLVED, that the following fund transfer is hereby approved
and made a part hereof.

GENERAL FUND

From: 7110.4211 (Facilities-Electric)	\$15,000.00
To: 7110.4221 (Facilities-Gas)	15,000.00

Upon Roll Call....

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

Item No. 16 Motion by Supervisor Weber, seconded by Councilman W.P. Rogowski

BE IT RESOLVED that the following vouchers and warrants submitted
to the Town of Cheektowaga prior to August 20, 1984 are hereby approved and made a
part hereof.

<u>FUND</u>	<u>AMOUNT</u>
DEBT SERVICE FUND	19,927.00
SPECIAL ASSESSMENT FUND	1,324.75
HUD REHABILITATION FUND	4,874.00
CAPITAL FUND	761.69
HUD-CDBG FUND	524.73
GENERAL FUND	74,725.72
SPECIAL DISTRICTS FUND	5,852.47
HIGHWAY FUND	19,093.74
FEDERAL REVENUE SHARING FUND	12,222.48
TRUST AND AGENCY FUND	930.87
PART TOWN FUND	312.70
	<u>\$140,550.15</u>

Upon Roll Call....

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

III. DEPARTMENTAL COMMUNICATIONS

Item No. 17 Cheektowaga Planning Board: Minutes of Meeting July, 1984.
Received and Filed.

Item No. 18 Resignation of Bingo Inspector.
Received and Filed.

Item No. 19 Quarterly Report: Disaster Preparedness.
Received and Filed.

IV. GENERAL COMMUNICATIONS

- Item No. 20 New York State Department of Transportaion: Notice of Order: Establish the prohibition of restricting right turn east of Genesee Street at the Airport Freight Terminal Drive. Received and Filed.
- Item No. 21 Notice of Petitions: Southland Corporation, I vs. Board of Assessment Review.
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Thomas M. Johnson, Councilman; Sylvia Slawiak, Accounting Department.
Received and Filed.
- Item No. 22 Notice of Petition: Southland Employees Trust vs Board of Assessment Review.
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Thomas M. Johnson, Councilman; Sylvia Slawiak, Accounting Department.
Received and Filed.
- Item No. 23 Notice of Petition: Comal Associates vs Board of Assessment Review.
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Thomas M. Johnson, Councilman; Sylvia Slawiak, Accounting Department.
Received and Filed.
- Item No. 24 Notice of Petition: Nathan Benderson vs Town of Cheektowaga.
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Thomas J. Johnson, Councilman; Sylvia Slawiak, Accounting Department.
Received and Filed.
- Item No. 25 Notice of Claim: Peter P. Pijanowski vs Town of Cheektowaga.
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Joseph Naples, Town Insurance Carrier; Thomas M. Johnson, Councilman; Sylvia Slawiak, Accounting Department; Jeanne Morand, Patriotic Commission.
Received and Filed.
- Item No. 26 Notice of Claim: New York Telephone Company vs Town of Cheektowaga.
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Thomas M. Johnson, Councilman; Engineering Department; Sewer Maintenance Department; Sylvia Slawiak, Accounting Department.
Received and Filed.
- Item No. 27 Notice of Claim: Anthony and Catherine Yaskavich vs Town of Cheektowaga.
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Thomas M. Johnson, Councilman; Leonard Smolarek, Chief of Police; Sylvia Slawiak, Accounting Department; Joseph Naples, Ins.
Received and Filed.
- Item No. 28 Notice of Claim: David Birkman legal guardian of Sandra Birkman vs Town of Cheektowaga.
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Thomas M. Johnson, Councilman; Joseph Naples, Town Insurance Carrier; Sylvia Slawiak, Accounting Department, Highway Department.
Received and Filed.

Item No. 29

Summons and Complaint: Jerry E. Garasz and Carolyn Garasz legal guardians for Kevin J. Garasz vs Town of Cheektowaga.
Received and Filed.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

V. SUSPENSION OF RULES

Item No. 30

WHEREAS, in an effort to alleviate flooding and drainage problems in the south section of Cedargrove Heights in the Town, this Town Board awarded a contract for the Cedargrove Heights Drainage Improvements, South Section, and

WHEREAS, in order to construct such drainage improvements in the south section of Cedargrove Heights, it is necessary for the Town to obtain easements from property owners in this area, and

WHEREAS, easements have already been obtained from several property owners in such area, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby accepts all easements acquired for the Cedargrove Heights Drainage Improvements, South Section project, and BE IT FURTHER

RESOLVED, that the Town Attorney be and hereby is directed to record the aforementioned easements in the Erie County Clerk's Office.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 31a

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located South of 44 Park Avenue, Cheektowaga, New York, SBL #115.05-4-11 and according to the Assessors' Office is owned by Tedeusz Chomicz, Buffalo, New York 14212, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and removing the 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, the high weeds be cut and removed and the debris be removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Item No. 31a Cont'd.

Upon Roll Call....

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

Item No. 31b Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located at 230 Barbados Drive, Cheektowaga, New York SBL#114.19-1-6 and according to the Assessors' Office is owned by Dan Nawrocki, Cheektowaga, New York, 14227, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and removing the 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, the high weeds be cut and removed and the debris be removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 31c Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located at 3412 Broadway, Cheektowaga, New York, SBL #102.16-5-11 and according to the Assessors' Office is owned by Rose Legierski, c/o Leo Legierski, North Collins, New York 14111, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and removing the 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, the high weeds be cut and removed and the debris be removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 3ld Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located at 1281-1287 Walden Avenue, Cheektowaga, New York, SBL #102.53-6-8./B and according to the Assessors' Office is owned by Geiger Enterprises, P.O. Box 201, Snyder, New York 14226, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and removing the 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, the high weeds be cut and removed and the debris be removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 3le Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located at 67 Homewood Avenue, Cheektowaga, New York, SBL #114.09-2-22, and according to the Assessors' Office is owned by Matthias Lepsch, Cheektowaga, New York 14227, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and removing the 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, the high weeds be cut and removed and the debris be removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 3lf Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, continuous complaints have been received by the Town Board regarding high weed and accumulated debris on property located at 1125 George Urban Boulevard, South of Zent Court, Cheektowaga, New York, SBL #102.08-3-34 and according to the Assessors' Office is owned by Kenneth G. Fradin, Williams-ville, New York 14221, AND

WHEREAS, these conditions require some positive steps be taken to rectify same by cutting and removing the high weeds and removing the 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, the high weeds be cut and removed and the debris be removed by the Town and all costs incurred be assessed against the landowner hereinbefore described,

Upon Roll Call....

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

BE IT RESOLVED, that a Public Hearing on a proposed amendment to the Traffic Ordinance of the Town of Cheektowaga, which was adopted on July 17, 1967 be held on September 4, 1984 at 7:00 P.M. at the Town Hall, corner of Broadway and Union Road in said Town of Cheektowaga for the purpose of considering the advisability of adopting said amendment and the Town Clerk is hereby directed to publish the following Notice of Hearing in the CHEEKTOWAGA TIMES on the 23rd day of August, 1984.

*SEE NEXT PAGE FOR 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 4th day of September, 1984 at 7:00 P.M., Eastern Daylight Saving Time to consider the advisability of adopting an amendment to the Traffic Ordinance of the said Town of Cheektowaga which was adopted on July 17, 1967, said proposed amendment being as follows:

ARTICLE XIII

Truck Exclusions

Section 130, All trucks excluded, shall be amended by adding thereto the following:

- A. No person, firm or corporation shall drive or operate or permit to be driven or operated any truck or any other vehicle used solely or principally for commercial or delivery purposes, whether loaded or unloaded, into, on, along or through the following designated town highways within the Town of Cheektowaga, County of Erie, State of New York:

- (4) Cedargrove Circle
- (5) Community Road
- (6) Ellwood Place
- (7) Ellen Drive

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

Dated: August 20, 1984

RICHARD M. MOLESKI
Town Clerk

Item No. 32 Cont'd.

Upon Roll Call....

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

*SEE NEXT PAGE FOR AFFIDAVIT

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

...*Mary Jane Olshay*... 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...*August 23, 1984*...;
last publication...*August 23, 1984*...;
and that no more than six days intervened be-
tween publications.

...*Mary Jane Olshay*...

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

day of*August*..., 19..*84*..

...*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*85*

LEGAL NOTICE

NOTICE OF HEARING

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York will hold a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 4th day of September, 1984 at 7:00 P.M., Eastern Daylight Saving Time to consider the advisability of adopting an amendment to the Traffic Ordinance of the said Town of Cheektowaga which was adopted on July 17, 1967, said proposed amendment being as follows:

ARTICLE XIII

Truck Exclusions

Section 130, All trucks excluded, shall be amended by adding thereto the following:

A. No person, firm or corporation shall drive or operate or permit to be driven or operated any truck or any other vehicle used solely or principally for commercial or delivery purposes, whether loaded or unloaded, into, on, along or through the following designated town highways within the Town of Cheektowaga, County of Erie, State of New York:

- (4) Cedargrove Circle
- (5) Community Road
- (6) Ellwood Place
- (7) Ellen Drive

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

RICHARD M. MOLESKI

Town Clerk

DATED: August 20, 1984

PUBLISH: August 23, 1984

Item No. 33 Motion by Supervisor Weber, seconded by Councilman Kowal

WHEREAS, the next regularly scheduled Town Board meeting is set for Monday, September 3, 1984, AND

WHEREAS, Monday, September 3, 1984 is a legal holiday, namely, Labor Day, NOW, THEREFORE, BE IT

RESOLVED, that the next regularly scheduled Town Board meeting shall be held on Tuesday, September, 4, 1984 at 7:00 P.M.

Upon Roll Call....

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

Item No. 34 Motion by Councilman J.V. Rogowski, seconded by Councilman Johnson

WHEREAS, the position of Police Captain is presently vacant in the Cheektowaga Police Department, and

WHEREAS, the Chief of Police has advised the Town Board that it is not necessary to fill said vacancy for the proper operation of said department,

THEREFORE, BE IT, resolved that said position of Police Captain, now vacant, be abolished effective immediately.

Upon Roll Call....

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

Item No. 35 Motion by Councilman Jaworowicz, seconded by Councilman Kowal to adjourn the meeting in memory of Ida Wojtkowiak, Mother of the Mayor of Sloan and Theodore Teodorczak.

8/20/84

RICHARD M. MOLESKI
TOWN CLERK

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 4th day of September, 1984 at 7:00 o'clock P.M., Daylight Savings Time, there were:

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

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; Chester Bryan, Town Engineer; James Kirists, Town Attorney; Salvatore LaGreca, Employment and Training Services Director II; Earl Loder, Disaster Coordinator; Ronald Marten, Building and Plumbing Inspector; Julia Reinstein, Town Historian; Leonard Smolarek, Chief of Police; Al Thrun, Representative of Traffic Safety Commission; Frederick Wnek, Highway Superintendent; Patricia Wojcik; Recreation Supervisor, Senior Citizens; Ronald Zoeller, Sanitation Foreman.

I. PUBLIC HEARING

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

* * * * *

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 4th day of September, 1984 at 7:00 P.M., Eastern Daylight Saving Time to consider the advisability of adopting an amendment to the Traffic Ordinance of the said Town of Cheektowaga which was adopted on July 17, 1967, said proposed amendment being as follows:

ARTICLE XIII

Truck Exclusions

Section 130, All trucks excluded, shall be amended by adding thereto the following:

- A. No person, firm or corporation shall drive or operate or permit to be driven or operated any truck or any other vehicle used solely or principally for commercial or delivery purposes, whether loaded or unloaded, into, on, along or through the following designated town highways within the Town of Cheektowaga, County of Erie, State of New York:
- (4) Cedargrove Circle
 - (5) Community Road
 - (6) Ellwood Place
 - (7) Ellen Drive

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

Dated: August 20, 1984

* * * * *

RICHARD M. MOLESKI
TOWN CLERK

II. RESOLUTIONS

* * * * *

Motion by Councilman Johnson, seconded by Councilman J.V. Rogowski, to take Item 2a first.

Upon Roll Call....

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

* * * * *

Item No. 2a Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, this Town Board duly held a public hearing on the 4th day of September, 1984 at 7:00 P.M. Eastern Daylight Saving Time to consider the advisability of adoption of a proposed amendment to the Traffic Ordinance of the Town of Cheektowaga which was adopted on July 17, 1967, said hearing being held in accordance with Notice thereof which was duly published as required by law, at which hearing an opportunity to be heard was afforded all persons interested in the subject thereof,

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1.

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

ARTICLE XIII

Truck Exclusions

Section 130, All trucks excluded, shall be amended by adding thereto the following:

- A. No person, firm or corporation shall drive or operate or permit to be driven or operated any truck or any other vehicle used solely or principally for commercial or delivery purposes, whether loaded or unloaded, into, on, along or through the following designated town highways within the Town of Cheektowaga, County of Erie, State of New York:

- (4) Cedargrove Circle
- (5) Community Road
- (6) Ellwood Place
- (7) Ellen Drive

Section 2. Time to take effect.

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

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

Item No. 2a cont'd.

Section 3. Territorial Application.

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

Section 4. Publication.

That this amendment to the Traffic Ordinance shall be entered in the minutes of this Town Board and shall be published in the CHEEKTOWAGA TIMES a newspaper published in this Town and affidavits of such publication shall be filed with the Town Clerk and the Town Clerk shall likewise enter in the Ordinance Book a copy of this amendment specifying the date of adoption thereof.

Upon Roll Call....

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

*SEE NEXT PAGE FOR AFFIDAVIT

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

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

Ann E. Mink.....

Sworn to before me this14th.....

day ofSeptember....., 19..84

.....Patricia A. Poth.....

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

PATRICIA A. POTH
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19..85

**LEGAL NOTICE
EXTRACTS FROM MINUTES
OF CHEEKTOWAGA
TOWN BOARD**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 4th day of September, 1984 at 7:00 o'clock p.m. Eastern Daylight Saving Time there were:

PRESENT:

Supervisor:

Daniel E. Weber

Councilmen:

Thomas M. Johnson, Jr.

William P. Rogowski

John V. Rogowski

Patricia A. Jaworowicz

Christopher J. Kowal

Dennis H. Gabryszak

ABSENT: 0

Motion by Councilman Johnson

Seconded by Councilman Kowal

WHEREAS, this Town Board duly held a public hearing on the 4th day of September, 1984 at 7:00 P.M. Eastern Daylight Saving Time to consider the advisability of adoption of a proposed amendment to the Traffic Ordinance of the Town of Cheektowaga which was adopted on July 17, 1967, said hearing being held in accordance with Notice thereof which was duly published as required by law, at which hearing an opportunity to be heard was afforded all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1.

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

ARTICLE XIII

Truck Exclusions

Section 130, All trucks excluded, shall be amended by adding thereto the following:

A. No person, firm or corporation shall drive or operate or permit to be driven or operated any truck or any other vehicle used solely or principally for commercial or delivery purposes, whether loaded or unloaded, into, on, along or through the following designated town highways within the Town of Cheektowaga, County of Erie, State of New York:

(4) Cedargrove Circle

(5) Community Road

(6) Ellwood Place

(7) Ellen Drive

Section 2. Time to take effect.

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

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

Section 3. Territorial Application.

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

Section 4. Publication.

That this amendment to the Traffic Ordinance shall be entered in the minutes of the Town Board and shall be published in The Cheektowaga TIMES, a newspaper published in this Town and affidavits of such publication shall be filed with the Town Clerk, and the Town Clerk shall likewise enter in the Ordinance Book a copy of this amendment specifying the date of adoption thereof.

Upon roll call...

Supervisor:

Weber

Voting AYE

Councilmen:

Johnson

Voting AYE

W.P. Rogowski

Voting AYE

J.V. Rogowski

Voting AYE

Jaworowicz

Voting AYE

Kowal

Voting AYE

Gabryszak

Voting AYE

AYES: 7

NAYES: 0

ABSENT: 0

STATE OF NEW YORK)

COUNTY OF ERIE)

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

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on September 4, 1984, and minutes of said meeting have been duly recorded in the Minute Book by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at item 2A, 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 September, 1984.

RICHARD M. MOLESKI

Town Clerk

PUBLISH: September 13, 1984

Item No. 3 Motion by Supervisor Weber, seconded by Councilman Gabryszak

WHEREAS, the Office of Building Inspector has recommended an increase in the amount of the application fee for a variance from the Zoning Ordinance from the present \$20.00 per application to \$40.00 per application in the case of residential application and from \$40.00 to \$80.00 in the case of commercial properties; and

WHEREAS, the amount of such fees are established by the Zoning Ordinance; and

WHEREAS, this Town Board has called a public hearing to consider the advisability of amending the Zoning Ordinance to increase the variance application fees; and

WHEREAS, a public hearing was duly held by this Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York on the 20th day of August, 1984 at 7:00 P.M., at which public hearing all parties in interest and citizens had an opportunity to be heard and were heard; and

WHEREAS, such an increase in application fees will result in increase in revenues to the Town of Cheektowaga and will help to offset the cost incurred by the Town of Cheektowaga in processing such applications,

NOW, THEREFORE, BE IT RESOLVED, that Section 9-23 of the Zoning Ordinance is hereby amended by deleting the term "\$40.00" and inserting instead the term "\$80.00" and deleting the term "\$20.00" and inserting instead the term "\$40.00" so that Section 9-23 reads as follows:

9-23 Filing Applications - An application for any matter upon which the Board of Appeals is required to pass, may be made to the Town Clerk along with a filing fee of \$80.00 for commercial and industrial cases and \$40.00 for residential cases, by the owner, tenant of the property (or a duly authorized agent) for which such appeal or application is sought,

and

BE IT FURTHER RESOLVED, that a copy of this Resolution be entered in the minutes of the Town Board of the Town of Cheektowaga for the meeting held on September 4, 1984, and that a certified copy thereof be published in the CHEEKTOWAGA TIMES, a newspaper published in the Town of Cheektowaga and having a general circulation therein; and the affidavit of such publication shall be filed with the Town Clerk, and

BE IT FURTHER RESOLVED, that the aforementioned amendment to the Zoning Ordinance of the Town of Cheektowaga, New York shall take effect ten (10) days after said publication.

Upon Roll Call....

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

*SEE NEXT PAGE FOR AFFIDAVIT.

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

Ann E. Miko....., 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 September 6, 1984.....;
last publication September 6, 1984.....;
and that no more than six days intervened be-
tween publications.

Ann E. Miko.....
Sworn to before me this 7th.....
day of September....., 1984
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, 1985

and

**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 4th day of September, 1984 at 7:00 o'clock p.m. Eastern Standard Time there were:

PRESENT:

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

ABSENT: 0

Motion by Supervisor Weber
Seconded by Councilman Gabryszak

WHEREAS, the Office of Building Inspector has recommended an increase in the amount of the application fee for a variance from the Zoning Ordinance from the present \$20.00 per application to \$40.00 per application in the case of residential application and from \$40.00 to \$80.00 in the case of commercial properties; and

WHEREAS, the amount of such fees are established by the Zoning Ordinance; and

WHEREAS, this Town Board has called a public hearing to consider the advisability of amending the Zoning Ordinance to increase the variance application fees; and

WHEREAS, a public hearing was duly held by this Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York on the 20th day of August, 1984 at 7:00 P.M., at which public hearing all parties in interest and citizens had an opportunity to be heard and were heard; and

WHEREAS, such an increase in application fees will result in increased revenues to the Town of Cheektowaga and will help to offset the cost incurred by the Town of Cheektowaga in processing such applications,

NOW, THEREFORE, BE IT RESOLVED that Section 9-23 of the Zoning Ordinance is hereby amended by deleting the term "\$40.00" and inserting instead the term "\$80.00" and deleting the term "\$20.00" and inserting instead the term "\$40.00", so that Section 9-23 reads as follows:

9-23 Filing Application - An application for any matter upon which the Board of Appeals is required to pass, may be made to the Town Clerk along with a filing fee of \$80.00 for commercial and industrial cases and \$40.00 for residential cases, by the owner, tenant of the property (or a duly authorized agent) for which such appeal or application is sought, and

BE IT FURTHER RESOLVED, that a copy of this Resolution be entered in the minutes of the Town Board of the Town of Cheektowaga for the meeting held on September 4, 1984, and that a certified copy thereof be published in The Cheektowaga TIMES, a newspaper published in the Town of Cheektowaga and having a general circulation therein; and the affidavit of such publication shall be filed with the Town Clerk, and

BE IT FURTHER RESOLVED, that the aforementioned amendment to the Zoning Ordinance of the Town of Cheektowaga, New York shall take effect ten (10) days after said publication.
Upon roll call...

Supervisor:	Weber	Voting	AYE
Councilmen:	Johnson	Voting	AYE
	W.P. Rogowski	Voting	AYE
	J.V. Rogowski	Voting	AYE
	Jaworowicz	Voting	AYE
	Kowal	Voting	AYE
	Gabryszak	Voting	AYE

AYES: 7

NAYES: 0

ABSENT: 0

STATE OF NEW YORK)
COUNTY OF ERIE)

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

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on September 4, 1984, and minutes of said meeting have been duly recorded in the Minute Book by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at item 3, 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 4th day of September, 1984.

RICHARD M. MOLESKI
Town Clerk

PUBLISH: September 6, 1984

Item No. 4 Motion by Councilman Jaworowicz seconded by Councilman J.V. Rogowski

WHEREAS, Thomas E. Lennon has made application and requested the rezoning of property located at 6404 Transit Road from C-Retail Business District to CM-General Commercial District and has also requested a Special Use Permit for used car sales and auto rental, 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 17, 1984 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 Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
 Jaworowicz, Kowal and Gabryszak.
NAYES: 0
ABSENT: 0

*SEE NEXT PAGE FOR AFFIDAVIT

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

.....*Anna E. Mills*....., 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 6, 1984*;
last publication *September 6, 1984*;
and that no more than six days intervened be-
tween publications.

.....*Anna E. Mills*.....
Sworn to before me this*7th*.....
day of*September*....., 19*84*.
.....*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*85*

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 17th day of September 1984, at 6:30 o'clock P.M., Eastern Daylight Saving Time of said day for the purpose of considering the application of Thomas E. Lennon to Rezone from C-Retail Business District to CM-General Commercial District on property located at 6404 Transit Road, and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York.

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie, State of New York, being part of Lot No. Seventy-Five (75), Township Eleven (11), Range Seven (7) of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point in the Northerly line of the lands heretofore conveyed by deed dated 2/28/58 and recorded in the Erie County Clerk's Office on the same day in Liber 6273 of Deeds at Page 108, which point is 50' West of the Easterly line of said Lot 75; running thence Westerly and along the Northerly line of said lands conveyed by aforementioned deed, a distance of 150' more or less to the Northwest corner of said lands; thence southerly on a line parallel to the East line of said Lot 75 and along the Westerly line of said lands conveyed by aforementioned deed, a distance of 100'; thence Easterly on a line parallel to the South line of said Lot 75 and along the Southerly line of said lands conveyed by a aforementioned deed, a distance of 150', more or less; thence Northerly on a line parallel to the East line of said Lot 75 a distance of 100' to the point or place of beginning.

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

BY ORDER OF THE TOWN BOARD

Supervisor:

Daniel E. Weber

Councilmen:

Thomas M. Johnson, Jr.

William P. Rogowski

John V. Rogowski

Patricia A. Jaworowicz

Christopher J. Kowal

Dennis H. Gabryszak

RICHARD M. MOLESKI

Town Clerk

PUBLISH: Sept. 6, 1984

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

Ann E. Miko, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
Chief of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks;
first publication September 6, 1984;
last publication September 6, 1984;
and that no more than six days intervened be-
tween publications.

Ann E. Miko

Sworn to before me this 7th

day of September, 1984

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, 1985

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 17th day of September 1984, at 6:30 o'clock P.M., Eastern Daylight Saving Time of said day for the purpose of considering the application of Thomas E. Lennon for a Special Permit to sell used cars and auto rental on property located at 6404 Transit Road pursuant to Section 6-01 and Section 6-012 of the Zoning Ordinance of the Town of Cheektowaga, New York.

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie, State of New York, being part of Lot No. Seventy-Five (75), Township Eleven (11), Range Seven (7) of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point in the Northerly line of the lands heretofore conveyed by deed dated 2/28/58 and recorded in the Erie County Clerk's Office on the same day in Liber 8273 of Deeds at Page 108, which point is 50' West of the Easterly line of said Lot 75; running thence Westerly and along the Northerly line of said lands conveyed by aforementioned deed, a distance of 150' more or less to the Northwest corner of said lands; thence southerly on a line parallel to the East line of said Lot 75 and along the Westerly line of said lands conveyed by aforementioned deed, a distance of 100'; thence Easterly on a line parallel to the South line of said Lot 75 and along the Southerly line of said lands conveyed by a aforementioned deed, a distance of 150', more or less; thence Northerly on a line parallel to the East line of said Lot 75 a distance of 100' to the point or place of beginning.

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

BY ORDER OF THE TOWN BOARD

Supervisor:

Daniel E. Weber

Councilmen:

Thomas M. Johnson, Jr.

William P. Rogowski

John V. Rogowski

Patricia A. Jaworowicz

Christopher J. Kowal

Dennis H. Gabryszak

RICHARD M. MOLESKI

Town Clerk

PUBLISH: Sept. 6, 1984

Item No. 5 Motion by Councilman Johnson, seconded by Councilman W.P. Rogowski

WHEREAS, the Town of Cheektowaga Community Development Block Grant Program has allocated funds for the development of Cedargrove Park Extension, AND

WHEREAS, the firm of Stuart Alexander and Associates has prepared plans and specifications for the construction of the Park in the Cedargrove Heights neighborhood, AND

WHEREAS, the plans have been reviewed by the community and have been found acceptable, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and hereby is authorized to advertise for bids for the construction of Cedargrove Park Extension in the Buffalo News, Cheektowaga Times and the Buffalo Criterion, AND BE IT FURTHER

RESOLVED that said bids be received and publicly opened by the Town Clerk on September 24, 1984 at 11:00 A.M. in the Council Chambers.

*SEE NEXT (3) THREE PAGES FOR NOTICE TO BIDDERS.

NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of the Town of Cheektowaga, Erie County, New York sealed proposals will be received and considered on the 24th day of September 1984 until 11:00 A.M. local time, in the Council Chambers, of Town Hall, Broadway and Union Roads, Cheektowaga, New York 14225 at which time and place they will be publicly opened and read aloud for the furnishing of all tools, equipment, materials and labor for Cedargrove Park Extension with all appurtenances complete and in place in accordance with contract documents including plans and specifications, instructions to bidders, etc.

Contract documents may be examined at Stuart Alexander & Associates, 1152 Main Street, Buffalo, New York 14209. Copies may be obtained upon payment of \$25.00 per contract. Any bidder upon returning such copy in good condition within 30 days following the taking of bids, will be refunded said sum of \$25.00. Non-bidders will not receive a deposit refund. Project activities are federally financed under Title I, Community Development Act.

The minimum wage rates to be paid to laborers and mechanics engaged in the construction of this project shall be the latest wage rates established by the Secretary of Labor and State Industrial Commissioner, whichever is greater.

All bids shall be submitted in sealed envelopes addressed to the Town Clerk, Town of Cheektowaga, New York and shall be plainly marked on the outside with the contractor's name and the title of his bid. Bids for contracts shall be designated as "Bid for Cedargrove Park Extension."

Each proposal must be accompanied by a certified check or bid bond in the amount of ten percent (10%) of the amount of the bid, payable to the order of the Supervisor. The bond shall be approved by the Town Attorney.

A security bond by a company satisfactory to the Town Board and in the amount of not less than 100% of the contract price, will be required of the successful bidder.

Bidders on this work will be required to comply with the President's Executive Order No. 11246 and Section 3 Requirements. The requirements for bidders and contractors under Executive Order No. 11246 which concern non-discrimination in employment, and under Section 3, which concern training employment and business opportunities are explained in the specifications.

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

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

Town of Cheektowaga, New York
Richard Moleski
Town Clerk

DATED: September 5, 1984

Item No. 5 cont'd.

Upon roll Call....

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

*SEE NEXT PAGE FOR AFFIDAVIT.

State of New York
ERIE COUNTY
CITY OF BUFFALO

NOTICE TO BIDDERS
NOTICE IS HEREBY
GIVEN that pursuant to a
resolution of the Town Board
of Board of the Town of Cheektowaga, Erie County, New
York.
Town of Cheektowaga,
New York
RICHARD MOLESKI
Town Clerk
DATED: September 5, 1964

Madelyn Arenica
of the City of Buffalo, New York, being duly sworn,
deposes and says that ~~She~~ 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 a week for one
week, the first insertion being on the 13th
day of September 19 64 ~~month~~ the last
insertion being on the day of 19 64
Madelyn Arenica

Sworn to before me this 13th day
of September 19 64

Harold A. Mann
Notary Public, Erie County, N. Y.

HAROLD A. MANN
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 86

State of New York
ERIE COUNTY
CITY OF BUFFALO

NOTICE TO BIDDERS
 NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of the Town of Cheektowaga, Erie County, New York sealed proposals will be received and considered on the 24th day of September 1984, until 11:00 A.M. local time, in the Council Chambers, of Town Hall, Broadway and Union Roads, Cheektowaga, New York 14225 at which time and place they will be publicly opened and read aloud for the furnishing of all tools, equipment, materials and labor for Cedar Grove Park Extension with all responsibilities complete and in place in accordance with contract documents including plans and specifications, instructions to bidders, etc.

Contract documents may be examined at Stuart Alexander & Associates, 1192 Main Street, Buffalo, New York 14203. Copies may be obtained upon payment of \$25.00 per contract. Any bidder upon returning such copy in good condition within 30 days following the taking of bids, will be refunded said sum of \$25.00. Non-bidders will not receive a deposit refund. Project activities are federally financed under Title I, Community Development Act.

The minimum wage rates to be paid to laborers and mechanics engaged in the construction of this project shall be the latest wage rates established by the Secretary of Labor and State Industrial Commissioner, whichever is greater.

All bids shall be submitted in sealed envelopes addressed to the Town Clerk, Town of Cheektowaga, New York and shall be plainly marked on the outside with the contractor's name and the title of his bid. Bids for contracts shall be designated as "Bid for Cedar Grove Park Extension."

Each proposal must be accompanied by a certified check or bid bond in the amount of ten percent (10%) of the amount of the bid, payable to the order of the Supervisor. The bond shall be approved by the Town Attorney.

A security bond by a company satisfactory to the Town Board and in the amount of not less than 100% of the contract price, will be required of the successful bidder.

Bidders on this work will be required to comply with the President's Executive Order No. 11246 and Section 3 Requirements. The requirements for bidders and contractors under Executive Order No. 11246 which concern non-discrimination in employment, and under Section 3, which concern training employment and business opportunities are explained in the specifications.

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

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

Town of Cheektowaga,
 New York
 RICHARD MOLESKI
 Town Clerk
 DATED: September 5, 1984

Madelyn Aronica

City of Buffalo, New York, being duly sworn,

and says that she is Principal Clerk

BUFFALO EVENING NEWS, INC.,

owner of the BUFFALO EVENING NEWS, a

paper published in said city, that the notice of

the annexed printed slip taken from said

paper is a copy, was inserted and published

once a week for

the first insertion being on the 13th

September 19 84

being on the day of 19

Madelyn Aronica

Sworn to before me this 13th day

of September 19 84

Harold A Mann

Notary Public, Erie County, N. Y.

HAROLD A. MANN
 Notary Public, State of New York
 Qualified in Erie County
 My Commission Expires March 30, 19 86

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

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

Ann E. Mink

Sworn to before me this 14th

day of September, 1984

Patricia A. Poth

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

PATRICIA A. POTH
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1985

LEGAL NOTICE

NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of the Town of Cheektowaga, Erie County, New York sealed proposals will be received and considered on the 24th day of September 1984 until 11:00 A.M. local time in the Council Chambers, of Town Hall, Broadway and Union Roads, Cheektowaga, New York 14225 at which time and place they will be publicly opened and read aloud for the furnishing of all tools, equipment, materials and labor for Cedargrove Park Extension with all appurtenances complete and in place in accordance with contract documents including plans and specifications, instructions to bidders, etc.

Contract Documents may be examined at Stuart Alexander & Associates, 1152 Main Street, Buffalo, New York 14209. Copies may be obtained upon payment of \$25.00 per contract. Any bidder returning such copy in good condition within 30 days following the taking of bids will be refunded said sum of \$25.00. Non-bidders will not receive a deposit refund. Project activities are federally financed under Title I, Community Development Act.

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 Cedargrove Heights Neighborhood Improvement Program, Area Wide Drainage — South Section Extension".

The minimum wage rates to be paid to laborers and mechanics engaged in the construction of this project shall be the latest wage rates established by the Secretary of Labor and State Industrial Commissioner, whichever is greater.

All bids shall be submitted in sealed envelopes addressed to the Town Clerk, Town of Cheektowaga, New York and shall be plainly marked on the outside with the contractor's name and the title of his bid. Bids for contracts shall be designated as "Bid for Cedargrove Park Extension."

Each proposal must be accompanied by a certified check or bid bond in the amount of ten percent (10 percent) of the amount of the bid, payable to the order of the Supervisor. The bond shall be approved by the Town Attorney.

A security bond by a company satisfactory to the Town Board and in the amount of not less than 100 percent of the contract price, will be required of the successful bidder.

Bidders on this work will be required to comply with the President's Executive Order No. 11246 and Section 3 Requirements. The requirements for bidders and contractors under Executive Order No. 11246 which concern non-discrimination in employment, and under Section 3, which concern training employment and business opportunities are explained in the specifications.

The Town Board reserves the right to consider informal, any bid not prepared and submitted in accordance with the provision of the Specification and Contract Documents, and may waive any informality in, and make an award to, other than the low bidder, should it be in the best interest of the Town, or to reject any and all bids.

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

Town of Cheektowaga, New York
RICHARD M. MOLESKI
Town Clerk

DATED: September 5, 1984

PUBLISHED: September 13, 1984

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

Town of Cheektowaga, New York
Richard Moleski
Town Clerk

Dated: September 5, 1984

STATE OF NEW YORK

Erie County, City of Buffalo

ss.

The BUFFALO CRITERION

623-25 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-
in once a week for one
weeks, the first insertion being on the 12th day of
..... September 19⁸⁴ and the last insertion be-
ing on the day of
19.....

..... *Frank E. Merriweather*
FRANK E. MERRIWEATHER
(Affidavit of Publication)

Sworn to before me this 31st day of
December 19⁸⁴

..... *Frank S. Merriweather*
~~Notary Public~~
Commissioner of Deeds

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

BE IT RESOLVED that the following Seasonal Employees in the Facilities Department be and hereby are terminated as listed:

<u>FACILITIES - PARKS DIVISION</u> (Acct. #01-007110-1-0-1491-001)	<u>EFFECTIVE</u>
Richard Floss	9/30/84
Daryll Dunkowski	9/30/84
Thomas Gandy	9/30/84
Ronald Kasprzyzak	9/30/84
Anthony Kostyo	9/30/84
Randy Palmisano	9/30/84
John Wiercioch	9/30/84
Harry Rogalski	9/30/84
John Zyla	9/30/84
Joseph Dolecki	9/30/84
John Bratek	9/30/84
Arthur Holakowski	9/30/84
Stanley Siejak	9/30/84
John Slisz	9/28/84
John Slomba	9/30/84
David Taberski	9/10/84
Mark Zogaria	9/30/84
Willard Kratzke	9/30/84
Daniel Kroll	8/11/84
Daniel Mejak	8/26/84
Brian Hanrahan	8/18/84
Robert Zilliox	9/3/84
Randall Misita	8/19/84
Tabitha Foks	9/5/84
Michael Haas	9/30/84
Kenneth Cieply	9/30/84
Leo Dominczak	9/30/84
Paul Koronowski	9/30/84
Stephen Malicki	9/30/84
Ted Maziarz	9/30/84
Joseph Olday	9/30/84
William Wnuk	9/30/84
Keith Zogaria	9/30/84
Mark Dolegowski	9/30/84
Mark Krieger	9/1/84
Glen Malek	9/1/84
David Bielewski	9/14/84
James Lis	10/3/84
Ronald Lynch	9/14/84
Daniel Mahoney	9/14/84
Richard Tomporowski	9/14/84

Upon Roll Call....

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

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

BE IT RESOLVED that Russell B. Azzarello, , Cheek-
towaga, New York, be and hereby is terminated as a Seasonal Employee at the Main Pump
Station, effective immediately.

Upon Roll Call....

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

9/4/84

Item No. 6c Motion by Councilman Kowal, seconded by Councilman Jaworowicz

BE IT RESOLVED, that the following individuals employed as seasonal trainees at the Wastewater Treatment Plant No. 5 are hereby terminated, effective August 31, 1984:

Todd Setter

Richard Burt

Depew, New York 14043

Cheektowaga, NY 14225

Patrick Kahn

Cheektowaga, NY 14225

AND

BE IT FURTHER RESOLVED that the following individual be and hereby is terminated as a Seasonal Employee in the Sewer Maintenance Department, effective August 31, 1984:

Robert Latshaw

Cheektowaga, NY 14225

Upon Roll Call....

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

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

BE IT RESOLVED that the below listed individuals be terminated from the Youth Bureau's Cheektowaga Conservation Corps Program:

TRAINEE SUPERVISORS - \$5.50 per hour - 7310.1811 - Level 1

Jack Hornung
Martin Snyder
Dave Herweg

TRAINEE SUPERVISORS - \$5.00 per hour - 7310.1812 - Level II

Thomas Sienkiewicz

YOUTH LEADERS - \$3.50 per hour - 7310.1812

Mark Kwandrans
Brian Mikler
Linda Piepszny
Kimberly Holtyn
David Kowalewski
Julie Egan
Paul Sutton
Jeffrey Kaczorowski

SUMMER TRAINEES - \$3.10 per hour - 7310.1812

Kenneth Myszka
Jackie Nowakowski

Item No. 6d cont'd.

Thomas Tuholski
Brian Anderson
Bob Lewandowski
Karl Schafer
Raymond Arne III
Richard Musielak
Keith Ackerman
Scott Slazak
Renee Dudzinski
Craig Brandon
Ed Matuski
Michael Ptak
Sandra Hearn
Daniel McManus
Michele Norris
Ronald Ruggerio
Kenneth A. Kilanowski
Paul Kwiatkowski
James Wiedemer
Bernard Wipperman
Nancy Andrzejewski
David Pohle
Mark Melber
Robert Germann
Carmela Stallone
Dale Fritzingier
David Lisiecki
Thomas Koprevich
Tim Wozniak
Wayne Knolhoff
Timothy Stevens
Deana Bakowski
Christopher Kowalewski
Susan Sulzbach
Robert Havernick
Jeffrey Tokasz
Brian Szymanski
Mark Rydzynski
Timothy Shaw
David Lacki
Daniel Tatta
Kenneth Ostempowski
Jeremy Gawronski
Jeffrey Bobeck

ALTERNATES - \$3.10 per hour - 7310.1812

Michelle McIntosh
Timothy Dusza
Kelley Getz
Christopher Bystrak
Paul Banaszak
Timothy Klembczyk
Karen Chmura
Gary Dudas
Thomas Berkhoudt
Mark Hoffman
Brian Kelly
Lynn Schwenk

Item No. 6d cont'd.

Larry Osswald
Richard DiTondo
Peter Schuffmacher
Albert Green
Denise Lillie
Diane Olejniezak
Gail Kozlowski
Amy Russell
Todd Riniolo
Daniel Sobkowiak
Robert Simon
Timothy o'Sheehan
Peter Ferraina
Douglas Curran

Upon Roll Call....

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

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

RESOLVED that Henry Szczepaniak of Depew, New York be
and hereby is appointed to the position of substitute van driver at the rate of
\$3.75 per hour.

Upon Roll Call....

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

Item No. 8a Hiring of seasonal part-time clerical employee in Tax office.
THIS ITEM WAS WITHDRAWN.

Item No. 8b Hiring of seasonal employees in Various Departments.
THIS ITEM WAS WITHDRAWN

Item No. 9 Motion by Councilman Kowal, seconded by Councilman Jaworowicz

WHEREAS, Mr. Walter Mika, employed in the Cheektowaga Wastewater
Treatment Plant No. 5, is enrolled in the United States Army Reserve, HUD, 4th
Brigade (CST), 98th Division, AND

WHEREAS, Mr. Mika has received orders to report for Active Duty
Training effective September 7, 8 and 9, 1984, AND

WHEREAS, employees are eligible for benefits under Sections 242 and
243 of the Military Law of the State of New York and are guaranteed such benefits in
full accordance with the law, NOW, THEREFORE, BE IT

Item No. 9 cont'd.

RESOLVED, that the Cheektowaga Town Board approves said Military Leave for Mr. Walter Mika, Cheektowaga, New York, for the period of September 7 through September 9, 1984.

Upon Roll Call....

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

Item No. 10 Authorize Director of Personal Services to attend Employees Assistance Program Coordinators' Seminar.
THIS ITEM WAS WITHDRAWN.

Item No. 11 Motion by Supervisor Weber, seconded by Councilman Johnson

WHEREAS, Union Road is a major highway artery in the Town of Cheektowaga and is travelled by thousands of Town residents and visitors on a daily basis; and

WHEREAS, said Union Road (Routh 277) is a State highway and subject to maintenance by the New York State Department of Transportation; and

WHEREAS, the present condition of said Union Road, and the highway right of way adjacent thereto, is in deplorable condition due to the lack of proper amintenance and has not received the attention of the State Department of Transportation as is evident in the Towns of West Seneca and Orchard Park;

NOW, THEREFORE, BE IT RESOLVED that the Town Board hereby requests the State Department of Transportation to immediately commence a campaign to clean up Union Road and the highway right of way including but not limited to cleaning the slopes adjacent to the Conrail bridges, sweeping and repairing the sidewalks, cleaning the streets and providing for and implementing a regular schedule of maintenance for Union Road; and BE IT FURTHER

RESOLVED, that the Town Attorney's Office is hereby directed to send a certified copy of this resolution to the New York State Department of Transportation Regional Office, Senator Dale M. Volker and Assemblyman Dennis T. Gorski.

Upon Roll Call....

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

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

WHEREAS, in 1982, the United States Supreme Court decided the case of Community Communications Co., Inc. v. City of Boulder, Colorado, which Court held that municipalities are subject to the Federal anti-trust laws, and

WHEREAS, the United States House of Representatives has approved legislation known as the Local Government Anti-Trust Act of 1984 (H.R. 6027), which legislation would protect municipalities from anti-trust lawsuits, and

Item No. 12 cont'd.

WHEREAS, the potential exists for costly lawsuits to be brought against municipalities due to the 1982 United States Supreme Court decision, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby goes on record in support of the Local Government Anti-Trust Act of 1984 (H.R. 6027), and BE IT FURTHER

RESOLVED, that this Town Board hereby memorializes the United States Senate, the United States House of Representatives and President Ronald Reagan, to enact H.R. 6027, and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to send certified copies of this resolution to President Ronald Reagan, Senator Alphonse D'Amato, Senator Daniel Patrick Moynihan, Representative Henry J. Nowak and Representative Jack F. Kemp in order to elicit their support for this legislation.

Upon Roll Call....

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

Item No. 13 Motion by Councilman Johnson, seconded by Supervisor Weber

WHEREAS, in their letter of July 31, 1984, the New York State Department of Environmental Conservation has denied State Operation and Maintenance Aid for Sanitary Sewer District #5 for the year of January 1, to December 31, 1983, AND

WHEREAS, the letter indicates that the Town may have to return Operation and Maintenance Aid received for the year of January 1 through December 31, 1982, AND

WHEREAS, it had been the intent of legislation granting Operation and Maintenance Aid that pump stations which had replaced wastewater treatment plants be eligible for Operation and Maintenance Aid, AND

WHEREAS, the Associate Director, Division of Water, New York State Department of Environmental Conservation, in his interpretation of the regulations as written, has determined that the Town's Sanitary Sewer District #5 is ineligible to receive O & M Aid since the pump station is owned by the Town's Sanitary Sewer District #5 and not by the owner of the wastewater treatment plant, namely; the Buffalo Sewer Authority, AND

WHEREAS, the Board of Managers of Sanitary Sewer District #5 have agreed to the construction of the Main Pump Station for the transmission of all wastewaters to the Buffalo Sewer Authority for treatment in compliance with the directives and wishes of the New York State Department of Environmental Conservation, AND

WHEREAS, the Town has been relying on O & M Aid in its operation of the Main Pump Station, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board, acting as the Board of Managers for Sanitary Sewer District #5, petitions Mr. Salvatore Pagano, Associate Director Division of Water, New York State Department of Environmental Conservation, to allow the continuation of O & M Aid for the Town's Sanitary Sewer District #5 for the years of 1982 and 1983 by complying with the intentions of the regulations, AND, BE IT FURTHER

Item No. 13 cont'd.

RESOLVED, that this Board of Managers petitions the Associate Director to assist in changing the wording in the regulations to allow pumping stations constructed as a replacement for wastewater treatment plants to be eligible for State O & M Aid without reference to ownership of such facility.

Upon Roll Call....

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

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

WHEREAS, land developers must install water mains along the right-of-ways of new subdivisions, AND

WHEREAS, fire hydrants must be installed by the developer of the subdivision before the Erie County Water Authority accepts these water main extensions as part of their water transmission system, NOW, THEREFORE, BE IT

RESOLVED, that permission is hereby granted to the developer of the proposed Edgeport Subdivision to install two (2) hydrants in the Cleveland Hill Fire District #6, the hydrant locations as approved by Kenneth Paa, Chief of the Cleveland Hill Fire Company, are to be installed at the following locations:

Bert Road: (1) Between S.L. #16 and #17
(1) Between S.L. # 9 and #10

Upon Roll Call....

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

Item No. 15 Motion by Councilman W.P. Rogowski, seconded by Councilman Jaworowicz

WHEREAS, the Town of Cheektowaga is eligible for partial reimbursement of funds expended for youth programming during Fiscal Year 1985, and

WHEREAS, the Town of Cheektowaga will submit a State Aid application to the New York State Division for Youth for funding under the following Project Funding Catergories: Youth Bureau, Youth Service, Youth Initiatives and Recreation, NOW, THEREFORE, BE IT

RESOLVED, that said application is approved contingent upon the appropriation of funds in the adopted 1985 Town of Cheektowaga budget and that the Supervisor is hereby directed and authorized to duly execute and present same to the New York State Division for Youth.

Upon Roll Call....

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

Item No. 16

Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located on vacant lots Harlem Road and Daniel Avenue, SBL # 102.46-4-1, SBL # 102.46-4-28, SBL # 102.46-4-27, and SBL # 102.46-5-1, SBL # 102.46-5-2 and according to the Assessors' Office is owned by Theodore Demblewski Villa Park, California 92667, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and removing the 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, the high weeds be cut and removed and the debris be removed by the Town and all costs incurred be assessed against the lane-owner hereinbefore described.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 17 Motion by Supervisor Weber, seconded by Councilman W.P. Rogowski

BE IT RESOLVED that the following fund transfers are hereby approved and made a part hereof.

SPECIAL DISTRICTS FUND

From:	548135.4221	(Plant No. 5-Gas	\$8,000.00
To:	548135.4444	(Plant No. 5-Mobile Equip. Repair)	3,000.00
	548135.4431	(Plant No. 5-Equip. Repairs and)	5,000.00
		Maintenance	

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 18 Motion by Supervisor Weber, seconded by Councilman Johnson

BE IT RESOLVED that the following vouchers and warrants submitted to the Town of Cheektowaga prior to September 4th, 1984 are hereby approved and the Supervisor is ordered to pay said warrants.

<u>FUND</u>	<u>AMOUNT</u>
GENERAL FUND	\$159,405.33
SPECIAL DISTRICTS FUND	147,567.42
HIGHWAY FUND	43,903.05
FEDERAL REVENUE SHARING FUND	103.22
TRUST AND AGENCY FUND	98,235.95
PART TOWN FUND	2,086.10
CAPITAL FUND	6,592.44
HUD-CDBG FUND	229.87
	<u>458,123.38</u>

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

III. DEPARTMENTAL COMMUNICATIONS

- Item No. 19 Building Permits
Received and filed.
- Item No. 20 Supervisors Statement of Funds for months of January through
April 1984.
Received and filed.

IV. GENERAL COMMUNICATIONS

- Item No. 21 New York State Department of Transportation: Notice of Order:
Access to Qualifying Highway System - Aero Drive.
Copies were sent to: Traffic Safety Commission; Leonard Smolarek,
Chief of Police.
Received and filed.
- Item No. 22 New York State Department of Transportation: Notice of Order:
parking is prohibited.
Copies were sent to: Highway Department.
Received and filed.
- Item No. 23 Summons: Janice Carter aka Janice Backert vs. Town of Cheektowaga.
Copies were sent to: Schmitt and Kraft, Town Insurance Carrier;
Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Thomas
Johnson, Councilman; Sylvia Slawiak, Accounting Department; Leonard
Smolarek, Chief of Police.
Received and filed.
- Item No. 24 Notice of Claim: Gerald W. Habermann vs. Town of Cheektowaga.
Copies were sent to: Schmitt and Kraft, Town Insurance Carrier;
Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Thomas
Johnson, Councilman; Sylvia Slawiak, Accounting Department; Leonard
Smolarek, Chief of Police.
Received and filed.
- Item No. 25a Notice of Petition: National Fuel Gas Corp. vs. Board of Assessment
Review. Copies were sent to: Assessor's Office; Sylvia Slawiak,
Accounting Department; James Kirisits, Town Attorney; Daniel E. Weber,
Supervisor; Thomas Johnson, Councilman.
Received and filed.
- Item No. 25b Notice of Petition: American Optical Scientific Instruments vs.
Board of Assessment Review. Copies were sent to: Assessor's Office;
Sylvia Slawiak, Accounting Department; James Kirisits, Town Attorney;
Daniel E. Weber, Supervisor; Thomas Johnson, Councilman.
Received and filed.
- Item No. 25c Notice of Petition: Niagara Frontier Services Inc. vs. Board of
Assessment Review. Copies were sent to: Assessor's Office; Sylvia
Slawiak, Accounting Department; James Kirisits, Town Attorney; Daniel
E. Weber, Supervisor; Thomas Johnson, Councilman.
Received and filed.
- Item No. 25d Notice of Petition: Manufacturers Hanover N.A. vs. Board of Assessment
Review. Copies were sent to: Assessor's Office; Sylvia Slawiak,
Accounting Department; James Kirisits, Town Attorney; Daniel E. Weber,
Supervisor; Thomas Johnson, Councilman.
Received and filed.

Item No. 25e Notice of Petition: American Precision Industries Inc. vs. Board of Assessment Review. Copies were sent to: Assessor's Office; Sylvia Slawiak, Accounting Department; James Kirisits, Town Attorney; Daniel E. Weber, Supervisor; Thomas Johnson, Councilman. Received and filed.

Item No. 25f Notice of Petition: Ellicott Drug/Cardinal District Inc. vs. Board of Assessment Review. Copies were sent to: Assessor's Office; Sylvia Slawiak, Accounting Department; James Kirisits, Town Attorney; Daniel E. Weber, Supervisor; Thomas Johnson, Councilman. Received and filed.

Item No. 25g Notice of Petition: New York Telephone vs. Board of Assessment Reveiw. Copies were sent to: Assessor's Office; Sylvia Slawiak, Accounting Department; James Kirisits, Town Attorney; Daniel E. Weber, Supervisor; Thomas Johnson, Councilman. Received and filed.

V. SUSPENSION OF RULES

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

Upon Roll Call....

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

Item No. 26 Motion by Councilman Kowal, seconded by Councilman Johnson

WHEREAS, Kevin G. Schenk and Marilyn E. Lew have been working as "Law Clerks" in the Town Attorney's Office since 1979, AND

WHEREAS, the Erie County Department of Personnel recently notified the Town that there was a discrepancy in the titles of Kevin G. Schenk and Marilyn E. Lew, AND

WHEREAS, the Erie County Department of Personnel also notified the Town that Kevin G. Schenk and Marilyn E. Lew are currently performing the same duties as a "Legal Assistant" and should be so classified, AND

WHEREAS, this Town Board wishes to correct the job titles of Kevin G. Schenk and Marilyn E. Lew in order to conform with the rules and regulations of the Erie County Department of Personnel, NOW, THEREFORE, BE IT

RESOLVED that the job titles for Kevin G. Schenk and Marilyn E. Lew be and hereby are reclassified from "Law Clerk" to Legal Assistant", said positions to continue at the current hourly rate of reimbursement, all in conformance with the Rules and Regulations of the Erie County Department of Personnel and the Civil Service Law of the State of New York.

Upon Roll Call....

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

Item No. 27 Motion by Councilman Kowal, seconded by Councilman Gabryszak.

WHEREAS, a need exists in the Highway Department for one position of Auto Mechanic, and

WHEREAS, the necessary PO-17 forms have been sent to the Erie County Department of Personnel, and the County has approved creation of this position, NOW THEREFORE BE IT

RESOLVED, that the position of one (1) Auto Mechanic in the Highway Department be and hereby is created, and BE IT FURTHER

RESOLVED, that in accordance with the agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, this position be posted for a period of ten days.

Upon Roll Call....

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

Item No. 28 Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, Safety Systems, Inc. is sponsoring a Gasoline Tank Truck Emergency Response Seminar and Workshop on September 13, 1984 in Greece, New York,

WHEREAS, Mr. Earl Loder, the Town's Natural Disaster Coordinator, has requested permission to attend said seminar, NOW, THEREFORE, BE IT

RESOLVED that Mr. Earl Loder be and hereby is authorized to attend the Gasoline Tank Truck Emergency Response Seminar and Workshop on September 14, 1984 in Greece, New York.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 29 Motion by Councilman Gabryszak, seconded by Councilman Kowal

BE IT RESOLVED that the Town Clerk be and hereby is directed to publish the attached Notice to Bidders for the lease/purchase and/or outright purchase of ten (10) new single axle trucks for use by the Cheektowaga Highway Department in the CHEEKTOWAGA TIMES and the BUFFALO NEWS, on September 13, 1984, and BE IT FURTHER

RESOLVED, that the Instructions to Bidders and Specifications for the above may be viewed and copies thereof obtained from the Office of the Superintendent of Highways located at 3145 Union Road, Cheektowaga, New York on or after September 13, 1984 during regular business hours (Monday to Friday between 9:00 A.M. and 3:00 P.M.), and BE IT FURTHER

RESOLVED, that sealed bids will be received until the 1st day of October, 1984 at 11:00 A.M., at which time they will be opened by the Town Clerk at a public bid opening held in the Council Chambers at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

*SEE NEXT PAGE FOR NOTICE TO BIDDERS

NOTICE TO BIDDERS
TOWN OF CHEEKTOWAGA, NEW YORK
for
TEN SINGLE AXLE TRUCKS

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Cheektowaga invites sealed bids for the lease/purchase and/or outright purchase of ten (10) single axle trucks for use by the Cheektowaga Highway Department.

The Town shall received sealed bid proposals from qualified bidders for the above listed trucks until 11:00 o'clock A.M. on October 1, 1984 at the Office of the Highway Superintendent, 3145 Union Road, Cheektowaga, New York. At 11:00 A.M. on October 1, 1984, all sealed bid proposals received will be publicly opened in the Council Chambers at the Cheektowaga Town Hall. All proposals shall be made and received upon the conditions as stated in the Instructions to Bidders and Specifications.

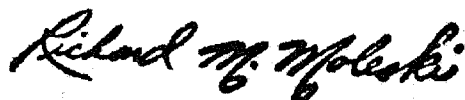
Bona fide bidders may inspect and/or secure copies of the Instructions to Bidders, Specifications, etc. from the Office of the Highway Superintendent on or after September 13, 1984.

The Town of Cheektowaga has ten (10) trucks to be traded in against the lease/purchase and/or outright purchase of these trucks. Information as to the trade-in is found in the Instructions to Bidders.

THE TOWN RESERVES THE RIGHT TO REJECT ANY OR ALL BIDS AND TO WAIVE ANY IRREGULARITY IN BIDDING SHOULD IT BE IN THE BEST INTERESTS OF THE TOWN.

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

Dated: September 4, 1984
Cheektowaga, New York



Richard M. Moleski
Town Clerk

Item No. 29 cont'd.

Upon Roll Call....

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

*SEE NEXT PAGE FOR AFFIDAVIT

State of New York }
ERIE COUNTY ss.
CITY OF BUFFALO

NOTICE TO BIDDERS
TOWN OF CHEEKTOWAGA,
NEW YORK

for
TEN SINGLE AXLE
TRUCKS

NOTICE IS HEREBY
GIVEN that the Town Board
of the Town of Cheektowaga
invites sealed bids for the
lease/purchase and/or out-
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Cheektowaga Highway
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The Town shall receive
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Union Road, Cheektowaga,
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October 1, 1984, all sealed bid
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chase of these trucks. Infor-
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ITY IN BIDDING SHOULD
IT BE IN THE BEST INTER-
ESTS OF THE TOWN.

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

Dated: September 4, 1984
Cheektowaga, New York
RICHARD M. MOLESKI
Town Clerk

Madelyn Aronica

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 ~~two~~

~~times~~, the first insertion being on the 13th

day of September 19 84 ~~and the date~~

~~insertion being on the~~

Madelyn Aronica

Sworn 13th day

of September 19 84

Harold A Mann

Notary Public, Erie County, N. Y.

HAROLD A. MANN
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 86

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

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

Ann E. Mika

Sworn to before me this 14th

day of September, 1984

Patricia A. Poth

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

PATRICIA A. POTH
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1985

**LEGAL NOTICE
NOTICE TO BIDDERS
TOWN OF
CHEEKTOWAGA, NEW YORK**

**for
TEN SINGLE AXLE
TRUCKS NOTICE IS HEREBY
GIVEN** that the Town Board of the
Town of Cheektowaga invites sealed
bids for the lease/purchase
and/or outright purchase of ten
(10) single axle trucks for use by
the Cheektowaga Highway Department.

The Town shall receive sealed
bid proposals from qualified bidders
for the above listed trucks until
11:00 o'clock A.M. on October 1,
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**THE TOWN RESERVES THE
RIGHT TO REJECT ANY OR ALL
BIDS AND TO WAIVE ANY IR-
REGULARITY IN BIDDING
SHOULD IT BE IN THE BEST IN-
TERESTS OF THE TOWN.**

**BY ORDER OF THE TOWN
BOARD OF THE TOWN OF
CHEEKTOWAGA, ERIE COUN-
TY, NEW YORK.**

RICHARD M. MOLESKI

Town Clerk

DATED: September 4, 1984

Cheektowaga, New York

PUBLISH: September 13, 1984

Item No. 30 Motion by Councilman J.V. Rogowski, seconded by Councilman Jaworowicz

WHEREAS, Kevin Glascott, an employee of the Sanitation Department has requested a fifteen (15) day sick leave extension due to illness, AND

WHEREAS, Mr. Glascott has exhausted all accrued sick leave, vacation and personal leave benefits, NOW, THEREFORE, BE IT

RESOLVED that Kevin Glascott be and hereby is granted an extended sick leave of absence not to exceed fifteen (15) days, effective August 27, 1984, subject to the provisions of the Collective Bargaining Agreement between the Town of Cheektowaga and the Cheektowaga Employees' Association.

Upon Roll Call....

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

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

WHEREAS, approximately three years ago, the concrete driveway approach at 67 Marlene Drive, Cheektowaga, was damaged by Town Sewer Department trucks, and

WHEREAS, the owners of 67 Marlene Drive have repeatedly attempted to get the Town to repair their driveway approach with concrete, and

WHEREAS, thus far the Town has only offered to repair said driveways on Marlene Drive, and

WHEREAS, blacktop will not conform with the remainder of the driveway at 67 Marlene Drive, nor with the character of the other driveways on Marlene Drive and

WHEREAS, this Town Board feels responsible for returning the driveway to its former condition since Town vehicles damaged the approach, NOW, THEREFORE, BE IT

RESOLVED, that the Town take whatever action necessary to repair the driveway approach at 67 Marlene Drive with concrete.

Upon Roll Call....

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

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

BE IT RESOLVED that the following individual be and hereby is hired as a Seasonal Employee in the Sewer Maintenance Department at a rate of \$3.10 per hour, effective September 4, 1984:

Robert Latshaw

Item No. 32 cont'd.

Upon Roll Call....

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

Item No. 33 Motion by Councilman J.V. Rogowski, seconded by Councilman Kowal to
adjourn the meeting in memory of Frank Tomczak, member of Sloan Board of Education.

9/4/84

RICHARD M. MOLESKI
TOWN CLERK

* * * * *

P U B L I C H E A R I N G S

* * * * *

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3	Amendment to Traffic Ordinance: Art. X: Parking, Standing and Stopping - SPRUCEWOOD DRIVE	1-2

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R E S O L U T I O N S

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23	Authorize Supervisor to sign application for rental rehabilitation program funds	21
24	Authorize Supervisor to sign agreement regarding continuation of operation of the Scajaquada Creek guaging station	22
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G E N E R A L C O M M U N I C A T I O N S

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S U S P E N S I O N O F R U L E S

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<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
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39	Authorize Supervisor to execute lease agreement with Thomas & Nancy McManus for outdoor recreational purposes on behalf of the Town	30-31
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Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 17th day of September, 1984 at 7:00 o'clock P.M., Daylight Savings Time there were:

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

ABSENT: Supervisor Daniel E. Weber

Also present were: Richard M. Moleski, Town Clerk; Chester Bryan, Town Engineer; James Kirisits, Town Attorney; Earl Loder, Disaster Coordinator; Ronald Marten, Building & Plumbing Inspector; Leonard Smolarek, Chief of Police; Al Thrun, Representative of Traffic Safety Commission; Barney Wojtkowiak, Deputy Supervisor.

I. RESOLUTIONS

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

WHEREAS, a petition has been duly presented to the Town Board of the Town of Cheektowaga, according to law proposing that the said Town Board authorize and approve the construction of lateral sewers in or along that portion of Cleveland Drive in Sewer District No. 5 described as follows:

Commencing along the southerly side from the existing manhole on the easterly side of Beach Road to the east line of Sublot No. 27 (Map Cover 1481).

and,

WHEREAS, the maximum amount proposed to be expended for the improvement as stated in said petition is Eighty-seven thousand dollars (\$87,000.00), NOW, THEREFORE, BE IT

ORDERED, that in accordance with the provisions of Section 199 of the Town Law of the State of New York, a public hearing be held on the 1st day of October, 1984 at 7:00 o'clock P.M. at a meeting of the Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York to consider said petition and hear all persons interested in the subject thereof concerning the same and BE IT FURTHER

ORDERED, that the Town Clerk of the Town of Cheektowaga is hereby authorized and directed to publish a copy of this order certified by him in the CHEEKTOWAGA TIMES, a newspaper published in the Town of Cheektowaga and having a general circulation therein, and to post a copy of the same on the signboard maintained by him, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

Upon Roll Call....

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

*SEE NEXT PAGE FOR AFFIDAVIT

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Councilman Dennis H. Gabryszak

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Upon Roll Call....

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

*SEE NEXT PAGE FOR AFFIDAVIT

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

Mary Jane Oleksy 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.....;
last publication.....;
and that no more than six days intervened be-
tween publications.

Mary Jane Oleksy
Sworn to before me this *25th*
day of *September*, 19*84*
Sharon A. Styborski
Notary public in and for Erie County, N. Y.

SHARON A. STYBORSKI
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*85*

**LEGAL NOTICE
EXTRACTS FROM MINUTES
OF CHEEKTOWAGA
TOWN BOARD**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 17th day of September, 1984 at 7:00 o'clock p.m. Eastern Daylight Saving Time there were:

PRESENT:

Councilmen:

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

ABSENT:

Supervisor Daniel E. Weber
Motion by Councilman Johnson
Seconded by Councilman Jaworowicz

WHEREAS, a petition has been duly presented to the Town Board of the Town of Cheektowaga, according to law proposing that the said Town Board authorize and approve the construction of lateral sewers in or along that portion of Cleveland Drive in Sewer District No. 5 described as follows:

Commencing along the southerly side from the existing manhole on the easterly side of Beach Road to the east line of Sublot No. 27 (Map Cover 1481).

WHEREAS, the maximum amount proposed to be expended for the improvement as stated in said petition is Eighty-seven thousand dollars (\$87,000.00), **NOW, THEREFORE, BE IT**

ORDERED, that in accordance with the provisions of Section 199 of the Town Law of the State of New York, a public hearing be held on the 1st day of October, 1984 at 7:00 o'clock P.M. at a meeting of the Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, to consider said petition and hear all persons interested in the subject thereof concerning the same, and **BE IT FURTHER**

ORDERED, that the Town Clerk of the Town of Cheektowaga is hereby authorized and directed to publish a copy of this order certified by him in The Cheektowaga TIMES, a newspaper published in the Town of Cheektowaga and having a general circulation therein, and to post a copy of the same on the signboard maintained by him, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

Upon roll call...

Supervisor

Weber

Voting ABSENT

Councilmen

Johnson

Voting AYE

W.P. Rogowski

Voting AYE

J.V. Rogowski

Voting AYE

Jaworowicz

Voting AYE

Kowal

Voting AYE

Gabryszak

Voting AYE

AYES: 6

NAYES: 0

ABSENT: 1

PUBLISH: September 20, 1984

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that the Building Inspection Department of the Town of Cheektowaga, Erie County, New York, has received an application for review under the Environmental Impact Review Ordinance (SEQR) from Sorrento Cheese Co. Inc., 2375 South Park Avenue, Buffalo, New York relative to construction of a 193'x50' addition on the South side of 2001 Walden Avenue. The addition will house freezer and cooler facilities.

Your written comments pertaining to the above application are invited. They must be received by October 1, 1984 and may be addressed to:

Ronald Marten, Building and
Plumbing Inspector
Town of Cheektowaga
Town Hall
Broadway and Union Road
Cheektowaga, New York 14227

DATE: September 14, 1984

PUBLISH: September 20, 1984

Item No. 3 Motion by Councilman Johnson, seconded by Councilman Jaworowicz,

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 October 1, 1984 at 7:00 P.M. at the Town Hall, corner of Broadway and Union Road in said Town of Cheektowaga for the purpose of considering the advisability of adopting said amendments and the Town Clerk is hereby directed to publish the following Notice of Hearing in the CHEEKTOWAGA TIMES on the 20th day of September, 1984; said amendments being set forth in the Notice of Hearing.

*SEE NEXT (4) PAGES FOR NOTICE OF HEARING AND AMENDMENTS.

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 1st day of October, 1984, 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 amendment being as follows:

NO. 20
NO. 21

AMENDMENTS TO THE
TRAFFIC ORDINANCE

ARTICLE X

Parking, Standing and Stopping

Section 102. Parking prohibited in designated locations shall be amended by deleting therefrom the following:

B. No parking anytime

WALDEN AVENUE	north side:	from the east curb line of Harlem Road Route 240 to the west entrance/exit of the New York State Thruway
WALDEN AVENUE	south side	from the east curb line of Harlem Road Route 240 to the west entrance/exit of the New York State Thruway
WILSHIRE ROAD	west side:	from the north curbline of Cleveland drive to a point 115+ feet north of the north curbline of Cleveland Drive

C. No parking here to corner

WALDEN AVENUE	north side	following numbers—1066, 1080, 1120 1170, 1206, 1264, 1274, 1284, 1330; intersecting streets, north side.
---------------	------------	--

D. No standing here to corner

DARTWOOD DRIVE	north side	twenty (20) feet west of crosswalk, west of Brentwood Drive.
----------------	------------	--

F. Miscellaneous signs

(10) No parking this side between signs; signal lights

WALDEN AVENUE	south side	between No. 1065 and No. 1071 Walden Avenue
---------------	------------	---

(13) No parking in driveway

CLEVELAND DRIVE	south side	at No. 371 Cleveland Drive
WALDEN AVENUE	north side	at No. 1324 Walden Avenue

Section 103. Parking time limited in designated locations; standing prohibitions shall be amended by deleting therefrom the following:

A. Parking signs: restricted and time limit.

(7) No parking 4:00 p.m. to 7:00 p.m.

WALDEN AVENUE	south side	from Buffalo city line east to west curb of Harlem Avenue
---------------	------------	---

(9) No parking 7:00 a.m. to 9:00 a.m.

WALDEN AVENUE	north side	from east line of Buffalo city line east to west curb of Harlem Avenue
---------------	------------	--

B. Standing prohibited in designated areas

WALDEN AVENUE	north side	from the east curb of Union Road easterly for a distance of four hundred seventy-two (472) feet
WALDEN AVENUE	south side	from the east curb of Union Road easterly for a distance of four hundred seventy-two (472) feet

ARTICLE VIII

Stop and Yield Intersections

Section 80. Stop intersections shall be amended by adding thereto the following:

<u>Street</u>	<u>Direction</u>	<u>Entrance Street</u>	<u>Traffic Stops</u>	<u>Sign Location</u>
SURFSIDE PARKWAY	East-west	Satinwood Drive	Northbound	S.E. Corner
SURFSIDE PARKWAY	East-west	Royal Palm Drive	Northbound	S.E. Corner
SURFSIDE PARKWAY	East-west	Harbour Drive	Northbound	S.E. Corner
SURFSIDE PARKWAY	East-west	Biscayne Drive	Northbound	S.E. Corner
CEDAR ROAD	East-west	Campbell Road	Northbound	S.E. Corner

ARTICLE X

Parking, Standing and Stopping

Section 101. All-night parking shall be amended as follows:

Delete the words "on all highways within the Town of Cheektowaga" and add thereto the words "on all Town Highways and County Roads within the Town of Cheektowaga"

Section 102. Parking prohibited in designated locations shall be amended by adding thereto the following:

B. No parking anytime

MAPLEVIEW ROAD	north side	from the westerly curbline of Beach Road to its terminus
DOAT STREET	north side	from the west curbline of Haller Avenue, thence westerly for a distance of 40+ feet
DOAT STREET	north side	from the east curbline of Haller Avenue, thence easterly for a distance of 40+ feet
LE HARVE DRIVE	north side	from the east curbline of Barbados Drive to the west curbline of Woodgate Drive

MARTINIQUE DRIVE	east side	from the north curblin of Woodgate Drive to the south curblin of LeHarve Drive
WILSHIRE ROAD	west side	from the north curblin of Cleveland Drive to a point 65+ feet north of the north curblin of Cleveland Drive
PATRICK LANE	west side	between the north curblin of Meadow-lawn Road to the south curblin of Lydia Lane

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

Dated: September 17, 1984

Richard M. Moleski
Town Clerk

Item No. 3 cont'd.

Upon Roll Call....

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

NAYES: 0

ABSENT: Supervisor Weber.

*SEE NEXT PAGE FOR AFFIDAVIT

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

Mary Jane Olsky....., 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..... ;
last publication..... ;
and that no more than six days intervened be-
tween publications.

Mary Jane Olsky
Sworn to before me this25th.....
day ofSeptember....., 1984.....
Sharon A Styborski.....
Notary public in and for Erie County, N. Y.

SHARON A. STYBORSKI
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1985

**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 1st day of October, 1984, 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 amendment being as follows:

**AMENDMENTS TO THE
TRAFFIC ORDINANCE**

ARTICLE X

Parking, Standing and Stopping
Section 102. Parking prohibited in designated locations shall be amended by deleting therefrom the following:

B. No parking anytime

WALDEN AVENUE, north side: from the east curb line of Harlem Road Route 240 to the west entrance/exit of the New York State Thruway

WALDEN AVENUE, south side: from the east curb line of Harlem Road Route 240 to the west entrance/exit of the New York State Thruway

WILSHIRE ROAD, west side: from the north curbline of Cleveland Drive to a point 115± feet north of the north curbline of Cleveland Drive

C. No parking here to corner

WALDEN AVENUE, north side: following numbers — 1066, 1080, 1120, 1170, 1206, 1264, 1274, 1284, 1330; intersecting streets, north side

D. No standing here to corner

DARTWOOD DRIVE, north side: twenty (20) feet west of crosswalk, west of Brentwood Drive

F. Miscellaneous signs

(10) No parking this side between signs; signal lights

WALDEN AVENUE, south side: between No. 1065 and No. 1071 Walden Avenue

(13) No parking in driveway

CLEVELAND DRIVE, south side: at No. 371 Cleveland Drive

WALDEN AVENUE, north side: at No. 1324 Walden Avenue

Section 103. Parking time limited in designated locations; standing prohibitions shall be amended by deleting therefrom the following:

A. Parking signs: restricted time and limit.

(7) No parking 4:00 p.m. to 7:00 p.m.

WALDEN AVENUE, south side, from Buffalo city line east to west curb of Harlem Avenue

(9) No parking 7:00 a.m. to 9:00 a.m.

WALDEN AVENUE, north side: from east line of Buffalo city line east to west curb of Harlem Avenue

B. Standing prohibited in designated areas

WALDEN AVENUE, north side: from the east curb of Union Road easterly for a distance of four hundred seventy-two (472) feet

WALDEN AVENUE, south side, from the east curb of Union Road easterly for a distance of four hundred seventy-two (472) feet

ARTICLE VIII

Stop and Yield Intersections

Section 80. Stop intersections shall be amended by adding thereto the following:

Street: SURFSIDE PARKWAY;
Direction: East-west; Entrance Street: Satinwood Drive; Traffic Stops: Northbound; Sign Location: S.E. Corner

Street: SURFSIDE PARKWAY;
Direction: East-West; Entrance Street: Royal Palm Drive; Traffic Stops: Northbound; Sign Location: S.E. Corner

Street: SURFSIDE PARKWAY;
Direction: East-west; Entrance Street: Harbour Drive; Traffic Stops: Northbound; Sign Location: S.E. Corner

Street: SURFSIDE PARKWAY;
Direction: East-west; Entrance Street: Biscayne Drive; Traffic Stops: Northbound; Sign Location: S.E. Corner

Street: CEDAR ROAD; Direction: East-west; Entrance Street: Campbell Road; Traffic Stops: Northbound; Sign Location: S.E. Corner

ARTICLE X

PARKING, Standing and Stopping
Section 101. All-night parking shall be amended as follows:

Delete the words "on all highways within the Town of Cheektowaga"; and add thereto

16 CHEEKTOWAGA TIMES

the words "on all Town Highways and County Roads within the Town of Cheektowaga"

Section 102. Parking prohibited in designated locations shall be amended by adding thereto the following:

B. No parking anytime

MAPLEVIEW ROAD, north side: from the westerly curbline of Beach Road to its terminus

DOAT STREET, north side: from the west curbline of Haller Avenue, thence westerly for a distance of 40± feet

DOAT STREET, north side: from the east curbline of Haller Avenue, thence easterly for a distance of 40± feet

LE HAVRE DRIVE, north side: from the east curbline of Barbados Drive to the west curbline of Woodgate Drive

MARTINIQUE DRIVE, east side: from the north curbline of Woodgate Drive to the south curbline of LeHavre Drive

WILSHIRE ROAD, west side: from the north curbline of Cleveland Drive to a point 65± feet north of the north curbline of Cleveland Drive

PATRICK LANE, west side: between the north curbline of Meadowlawn Road to the south curbline of Lydia Lane

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

RICHARD M. MOLESKI

Town Clerk

DATED: September 17, 1984

PUBLISH: September 20, 1984

Item No. 4 Motion by Councilman Gabryszak, seconded by Councilman Kowal

BE IT RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of snow blades, wing blades, cutting edges, wing and front plow shoes, grader blades, receiver grates, receiver frames, curb boxes, extension rings and frames and covers for manholes for use by the Cheektowaga Highway Department. Information for bidders and specifications may be obtained from the office of the Superintendent of Highways located at 3145 Union Road, Cheektowaga, New York 14227, between the hours of 8:00 A.M. and 3:30 P.M. Monday through Friday, and BE IT FURTHER

RESOLVED that the Town Clerk is hereby and designated as the officer to open bids on the aforesaid items at 11:00 A.M. on October 1st, 1984.

* * * * *

NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN in compliance with Section 103 of the General Municipal Law, that separate proposals will be received and opened and read by the Town Board of Town of Cheektowaga, New York at a meeting thereof to be held at the Town Hall, corner of Broadway and Union Roads, Cheektowaga NY 14227, at 11:00 A.M. EDST on October 1st, 1984 for snow plow blades, wing blades, cutting edges, wing and front plow shoes, grader blades, receiver grates, receiver frames, curb boxes, extension rings and frames and covers for manholes.

In order to be considered, all bids must be filed with the undersigned Town Clerk prior to the time of the opening thereof. Informative material and specifications may be obtained from the office of the Superintendent of Highways, Alfred F. Wnek, at his office located at 3145 Union Road, Cheektowaga, New York 14227, between the hours of 8:00 A.M. and 3:30 P.M., Monday through Friday.

Proposals must be enclosed and sealed in opaque envelopes, plainly marked with the name and address of the bidder, also plainly marked "SEALED BID FOR SNOW PLOW BLADES, WING BLADES, CUTTING EDGES, ETC. FOR THE TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT."

"Non-collusion forms must be signed and submitted with each bid."

RICHARD M. MOLESKI
TOWN CLERK

DATED:

PUBLISHED:

* * * * *

Upon Roll Call....

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

*SEE NEXT PAGE FOR AFFIDAVIT.

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

Mary Jane Oleksy, 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..... ;
last publication..... ;
and that no more than six days intervened be-
tween publications.

Mary Jane Oleksy
Sworn to before me this *25th*
day of *September*, 19*84*..
Sharon A. Styborski
Notary public in and for Erie County, N. Y.

SHARON A. STYBORSKI
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*85*

NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN in compliance with Section 103 of the General Municipal Law, that separate proposals will be received and opened and read by the Town Board of the Town of Cheektowaga, New York at a meeting thereof to be held at the Town Hall, corner of Broadway and Union Roads, Cheektowaga NY 14227, at 11:00 A.M. EDST on October 1st, 1984 for snow plow blades, wing blades, cutting edges, wing and front plow shoes, grader blades, receiver grates, receiver frames, curb boxes, extension rings and frames and covers for manholes.

In order to be considered, all bids must be filed with the undersigned Town Clerk prior to the time of the opening thereof. Information material and specifications may be obtained from the office of the Superintendent of Highways, Alfred F. Wnek, at his office located at 3145 Union Rd., Cheektowaga, New York 14226, between the hours of 8:00 A.M. and 3:30 P.M., Monday through Friday.

Proposals must be enclosed and sealed in opaque envelopes, plainly marked with the name and address of the bidder, also plainly marked "SEALED BID FOR SNOW PLOW BLADES, WING BLADES, CUTTING EDGES, ETC. FOR THE TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT."

"Non-collusion forms must be signed and submitted with each bid."

RICHARD M. MOLESKI
Town Clerk

PUBLISH: September 20, 1984

Item No. 5 Motion by Councilman Johnson, seconded by Councilman W.P. Rogowski

WHEREAS, it is in order that bids be advertised to cover the purchase of traffic control signs, street name signs and brackets for the year of October 1, 1984 to September 30, 1985, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the purchase of traffic control signs, street name signs and brackets for the year of October 1, 1984 to September 30, 1985, said notice to be published in the CHEEKTOWAGA TIMES, AND, BE IT, FURTHER

RESOLVED, that sealed bids will be received on the 1st day of October 1984 at 11:00 A.M., Eastern Daylight Savings Time, at a public bid opening to be held in the Council Chambers at the Cheektowaga Town Hall.

* * * * *

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on October 1, 1984 at 11:00 A.M., Eastern Daylight Savings Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of traffic control signs, street name signs and brackets for the year of October 1, 1984 to September 30, 1985.

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

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

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

Richard M. Moleski
Town Clerk

Dated: September 17, 1984

* * * * *

Upon Roll Call....

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

*SEE NEXT PAGE FOR AFFIDAVIT

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

...*Mary Jane Cleary*... 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..... ;
last publication..... ;
and that no more than six days intervened be-
tween publications.

...*Mary Jane Cleary*...

Sworn to before me this *25th*

day of *September*, 19*24*

...*Frederic A. Stephens*...

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

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board Town of Cheektowaga on October 1, 1984 at 11:00 A.M., Eastern-Daylight Savings Time, at the Town Hall, corner of Broadway and Union Road for the furnishing of traffic control signs, street name signs and brackets for the year of October 1, 1984 to September 30, 1985.

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

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

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

RICHARD M. MOLESKI
Town Clerk

DATED: September 17, 1984

PUBLISH: September 20, 1984

Item No. 9 cont'd.

WHEREAS, this Town Board desires to compensate Supervisor Weber for the duties and responsibilities imposed upon him as a result of his service as Budget Officer, NOW, THEREFORE, BE IT

RESOLVED, that Supervisor Weber be paid the sum of \$9,116 per annum, pro-rated, for the remaining fifteen weeks of 1984 as compensation for his services as Budget Officer for the Town of Cheektowaga, and BE IT FURTHER

RESOLVED, that any salary herein or hereafter given for duties imposed upon the Budget Officer shall be paid only to Supervisor Weber and shall not be paid to any of his successors in office or designees of the Supervisor, unless this Board hereafter decides otherwise, and BE IT FURTHER

RESOLVED, that the aforesaid moneys used to pay the salary of the Budget Officer shall be appropriated from the General Fund, Account Number 1220-1310.

The above resolution was called for amendment by Councilman Johnson seconded by Councilman W.P. Rogowski and roll call was as follows:

Upon Roll Call....

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

AMENDED RESOLUTION IS AS FOLLOWS:

Motion by Councilman W.P. Rogowski, seconded by Councilman Kowal

WHEREAS, pursuant to Section 103(2) of the Town Law of the State of New York, the Supervisor is designated as the Budget Officer of the Town and is charged with the development and preparation of an annual budget for the Town and,

WHEREAS, the Town Board is empowered, under Section 27(4) of the Town Law, to fix the salary of the Budget Officer, and

WHEREAS, this Town Board desires to compensate Supervisor Weber for the duties and responsibilities imposed upon him as a result of his service as Budget Officer, NOW, THEREFORE, BE IT

RESOLVED, that Supervisor Weber be paid the sum of \$9,116 per annum, pro-rated, for the remaining fifteen weeks of 1984 as compensation for his services as Budget Officer for the Town of Cheektowaga, and BE IT FURTHER

RESOLVED, that any salary herein or hereafter given for the duties imposed upon the Budget Officer shall be paid only to Supervisor Weber and shall not be paid to any of his successors in office or designees of the Supervisor, unless this Board hereafter decides otherwise, and BE IT FURTHER

RESOLVED, that the aforesaid moneys used to pay the salary of the Budget Officer shall be appropriated from the General Fund, Account Number 1220-1310, and BE IT FURTHER

RESOLVED, that payments to Supervisor Weber for the Budget Officer position shall cease should Supervisor Weber begin receiving payments under his New York State Retirement System pension.

Upon Roll Call....

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

Motion by Councilman J.V. Rogowski, seconded by Councilman Jaworowicz to dispense with reading of the names on items 10 and 11.

Upon Roll Call....

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

Item No. 10a Motion by Councilman Gabryszak, seconded by Councilman Kowal

BE IT RESOLVED, that the following individuals be and hereby are terminated as Seasonal Employees in the Sanitation Department as listed below effective as follows:

<u>TIME UP!</u> (24 week period)	<u>EFFECTIVE DATE:</u>
Cycon, Richard	Sept. 21, 1984
Daminski, Gerald	Sept. 21, 1984
Szczepanik, John	Sept. 28, 1984

<u>RETURNED TO SCHOOL!</u> (Voluntary terminations)	
Jarowzewski, J.	Aug. 22, 1984
Prell, Scott	Aug. 24, 1984
Urbanski, Richard	Aug. 24, 1984
Lenartwoicz, K.	Aug. 23, 1984
Kapron, Robert	Aug. 31, 1984
Derion, Mike	Aug. 31, 1984
Giordano, Phil	Aug. 31, 1984
Lorka, Kenneth	Aug. 29, 1984
Giczkowski, Steve	Aug. 31, 1984

Upon Roll Call....

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

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

BE IT RESOLVED that the following Seasonal Employees be and hereby are terminated in the various departments as listed below:

<u>SEWER MAINTENANCE DEPARTMENT</u>	<u>EFFECTIVE</u>
Daniel S. Andrzejewski	8/22/84
Mark C. Bessing	7/20/84
Gary L. Catanzaro	8/31/84
Gary J. Klosko	8/31/84
Thomas C. Kroll	7/20/84
David H. Myszka	8/24/84
Eric J. Schrader	8/24/84
Richard D. Wdowik	8/31/84
Todd Meyers	Immediately

<u>CENTRAL GARAGE</u>	
James Charvat	8/31/84
Martin Gawel	8/17/84

Upon Roll Call....

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

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

BE IT RESOLVED that the following individuals be transferred from the Day Camp for Developmentally Disabled Youth 7310.1802 to the Adapted Recreation Program 7310.1803 effective September 17, 1984

PROGRAM DIRECTOR - Bridget Lynch

MUSIC DIRECTOR - Terry Gorski

ARTS & CRAFTS DIRECTOR - Mary Jane Kozlowski

BE IT FURTHER RESOLVED that the following individuals be terminated from the Day Camp for Developmentally Disabled Youth 7310.1802

Carol Novo
Celia Burgio
Justice Emmanuel
Kathy Moskal

Upon Roll Call....

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

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

BE IT RESOLVED that the following Seasonal Employees be and hereby are hired in the various departments as listed below at the rate of \$3.10 per hour:

FACILITIES - PARKS DIVISION (Acct. #01-007110-1-0-1491-001)

	<u>EFFECTIVE</u>
Randy Palmisano	10/1/84
Harry Rogalski	10/1/84
John Wiercioch	10/1/84
John Zyla	10/1/84
Joseph Dolecki	10/1/84
John Bratek	10/1/84
Stanley Siejak	10/1/84
John Slisz	9/29/84
David Taberski	9/11/84retroactive
Willard Kratzke	10/1/84
John Slomba	10/1/84
Joseph Olday	10/1/84
Mark Dolegowski	10/1/84

FACILITIES-STREET LIGHTING DIVISION (Acct. #02-905182-1-0-1492-00)

James Lis	10/4/84
Conrad Scharmach	9/10/84
Stephen Malicki	10/1/84

SEWER MAINTENANCE DEPARTMENT

Todd Meyers	Immediately
Ronald Lynch	Immediately

Upon Roll Call....

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

Item No. 12 Motion by Councilman W.P. Rogowski, seconded by Councilman Johnson

BE IT RESOLVED that the following individuals be and hereby are hired as (seasonal) part-time clerical employees to assist Joan E. Dudek, Receiver of Taxes and Assessments, in the 1984-85 tax collection, as needed, and that the salary be fixed at the sum of \$25.00 per day:

Susan Melber
Rosella Meyers

EFFECTIVE
9/13/84
9/13/84

Upon Roll Call....

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

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

WHEREAS the New York State Magistrates' Association in conjunction with the Office of Court Administration will be conducting a seminar for Town and Village Justices and Town and Village Court Clerks from October 7 - 10, 1984, at the Nevele Hotel, Ellenville, New York, and

WHEREAS, Town Justice HENRY R. GABRYSZAK requested permission from the Town Board to attend, and also authorize THOMAS KOLBERT, Court Administrator to attend said conference for New York State Court Clerk's Association, NOW, THEREFORE, BE IT

RESOLVED that HENRY R. GABRYSZAK and THOMAS KOLBERT are hereby authorized to attend the seminar from October 7 - 10, 1984 at the Nevele Hotel, Ellenville, New York, and BE IT FURTHER

RESOLVED that Town Justice HENRY R. GABRYSZAK and THOMAS KOLBERT shall be reimbursed for all necessary and reasonable travel expenses in connection with said conference.

Upon Roll Call....

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

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

WHEREAS, the Erie County Department of Environment & Planning has arranged for workshops dealing with the roll of local government in hazardous waste management, which workshops are being conducted locally at the Marriott Inn, AND

WHEREAS, the nature of the workshops would be beneficial for attendance by Town representatives, NOW, THEREFORE, BE IT

RESOLVED, that the Disaster Coordinator and the Town Engineer are authorized to attend said workshops on October 1 and October 2, 1984 with the registration fee of \$60.00 for each attendee to be paid for by the Town.

Upon Roll Call....

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

Item No. 15 Authorize Supervisor to execute and submit application for financial assistance for improvements to John C. Stiglmeier Park.
THIS ITEM WAS WITHDRAWN.

Item No. 16 Motion by Councilman Gabryszak, seconded by Councilman Kowal

WHEREAS, the Board of Fire Commissioners of the Cleveland Hill Fire Districts has requested the Town Board to authorize the Town Highway Superintendent to permit the use of town highway machinery, tools and equipment within the town by such Fire District, and

WHEREAS, Section 142-b of the Highway Law of the State of New York authorizes the use of town highway machinery, tools and equipment within the town by a fire district, upon such terms as may be agreed upon by the Town Board and the governing board of such fire district, and

WHEREAS, IT APPEARS THAT THE Town may rent its equipment and operators for such equipment for such purposes provided the Town is reimbursed for their use, and

WHEREAS, THE Town shall not, however, provide material and other labor connected therewith, therefore, BE IT

RESOLVED, that the Town of Cheektowaga hereby consents to the arrangement whereby the Town Highway Superintendent is authorized to provide the essential equipment and operators thereof for the purpose of resurfacing a parking lot adjacent to Cleveland Hill Fire Hall on Cleveland Drive on the terms and conditions specified in the communication of the Town Superintendent of Highways dated September 6th, 1984, which is appended hereto and made a part thereof.

*SEE NEXT (3) THREE PAGES FOR AGREEMENT.

ALFRED F. WNEK
SUPERINTENDENT

OFFICE: 686-3450



TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

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

September 6, 1984

RECEIVED
1984 SEP 10 PM 3:06
CHEEKTOWAGA
TOWN CLERK

HONORABLE DANIEL E. WEBER, SUPERVISOR
HONORABLE TOWN BOARD MEMBERS
Cheektowaga Town Hall
Cheektowaga NY 14227

Gentlemen:

I am requesting your Honorable Members to give me authorization to resurface parking lot adjacent to Cleveland Hill Fire Hall on Cleveland Drive.

It has been agreed with Highway Superintendent and the Board of Commissioners of the Cleveland Hill Fire District that they will assume the cost of labor and material and reimburse the Town of Cheektowaga as per agreement attached and that they will provide a Certificate of Insurance for any liability incurred during construction of same, which is hereto attached.

I trust this will meet with your kind approval.

Very truly yours,

TOWN OF CHEEKTOWAGA

Alfred F. Wnek
ALFRED F. WNEK
HIGHWAY SUPERINTENDENT

AFW:erp

Encl. 2

cc: Town Councilmen
Town Clerk
Town Attorney

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



ALFRED F. WNEK
SUPERINTENDENT

OFFICE: 686-3450



TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

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

July 31, 1984

Board of Fire Commissioners
Cleveland Hill Fire District #6
440 Cleveland Drive
Cheektowaga NY 14225

Gentlemen:

Attached hereto please find an estimate for area adjacent to your fire hall on Cleveland Drive with the stipulation that the Cleveland Hill Fire District will pay the Town of Cheektowaga the cost of materials and wages.

As agreed upon with the Highway Superintendent, the Fire Company will provide a Certificate of Insurance for any liability incurred during construction of same.

If the Board of Fire Commissioners decides that the above is agreeable, I would appreciate the agreement to be signed below so that this project can be started as soon as possible.

Very truly yours,

TOWN OF CHEEKTOWAGA

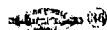
ALFRED F. WNEK
Highway Superintendent

CHAIRMAN
Board of Fire Commissioners
Cleveland Hill Fire District #6

AFW:erp

Encl. 1

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



No. 19

No. 20

No. 21

Re: Cleveland Hill Hose Co.
Re-Surface Front Area--

July 31, 1984

The following information is an Engineer'S Estimate with suggestions, for the resurfacing of the front of the fire hall area along Cleveland Drive:

1. Sidewalk Replacement (Full 6" w/wire) \$1,000.00
2. As the existing area is conc. surface (fair to good condition) I suggest a Tack Coat be applied to all concrete surfaces before paving -
55 gals. needed (Material Only) 55.00*
3. Re-Surface Front (Sidewalk to Apron) 1½" thick AC
Top - About 52 tons \$1,248.00
Re-Surface front driveway approach 1½" thick AC
Top - About 10 tons \$ 240.00
Paving Labor \$ 950.00
4. Sealing Rear Parking Area (Material Only)
Application Rate = 110 sq. ft./gal. 6 55 gal. drums 510.00

(Above Items) Estimated Total \$4,000.00

* Note: Delivery charge for tack coat - minimum delivery is 500 gal.

Item No. 16 cont'd.

Upon Roll Call....

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

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

WHEREAS, by resolution dated May 2, 1984, this Town Board awarded the Contract for the St. Stanislaus Cemetery Sanitary Sewer Relocation project to Castricone Contractors, Inc., and

WHEREAS, Castricone Contractors, Inc. has failed and neglected to prosecute and complete the work in a timely manner and has failed to make prompt payment to its subcontractors, and

WHEREAS, Section 102 of the General Contract Conditions of the Contract authorizes the Town Board to terminate its contract with Castricone Contractors, Inc. if such contractor fails to perform its obligations under the Contract and/or fails to prosecute the work with due diligence, and

WHEREAS, by letter dated September 11, 1984, the Town Engineer notified Castricone Contractors, Inc. that its contract with the Town would be terminated seven days after the receipt of such letter by Castricone Contractors, Inc., and

WHEREAS, this Town Board believes that sufficient cause exists to terminate its contract with Castricone Contractors, Inc., NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby elects to terminate its contract with Castricone Contractors, Inc. for the St. Stanislaus Cemetery Sewer Relocation project, and BE IT FURTHER

RESOLVED, that this Town Board hereby ratifies and supports the action of the Town Engineer in forwarding his September 11, 1984 letter to Castricone Contractors, Inc., and BE IT FURTHER

RESOLVED, that the Town Engineer be and hereby is directed to take whatever action necessary to terminate the afore-referenced contract with Castricone Contractors, Inc. and to provide for completion of the project.

Upon Roll Call....

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

Item No. 18a Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located between 440 and 448 Cayuga Road, Cheektowaga, New York, SBL #92.05-1-17 and according to the Assessors' Office is owned by David Glian, Cheektowaga, New York 14227, AND

Item No. 18a cont'd.

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and removing the 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, the high weeds be cut and removed and the debris be removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 18b Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located at the Southeast corner of French Road and Slate Drive, Cheektowaga, New York, SBL #126.09-2-1, and according to the Assessors' Office is owned by Bernard A. Ceasar, Williamsville, New York 14221, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and removing the 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, the high weeds be cut and removed and the debris be removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 18c Motion by Councilman Johnson, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located along the South property line of 1131 Harlem Road, Cheektowaga, New York, SBL #124.22-4-12 and according to the Assessors' Office is owned by Agnes Gutowski, Buffalo, New York 14211, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and removing the 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, the high weeds be cut and removed and the debris be removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 18d Motion by Councilman Johnson, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located along the South property line of 1 Cayuga Creek Road, Cheektowaga, New York, SBL #124.22-4-11 and according to the Assessors' Office is owned by Timothy T. Mroz, Cheektowaga, New York 14227, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and removing the 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, the high weeds be cut and removed and the debris be removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 18e Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located at the Southeast corner of Barbados and Barbados Drive, Cheektowaga, New York, SBL #114.19-2-41, Map Cover 2404, Sublot 42, and according to the Assessors' Office is owned by Dan Nawrocki Construction Inc., 65 Groell Street, Cheektowaga, New York 14227, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and removing the 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, the high weeds be cut and removed and the debris be removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 18f Motion by Councilman Johnson, seconded by Councilman Kowal

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located at the rear of building at 1062 Walden Avenue, Cheektowaga, New York, SBL #101.60-3-25, and according to the Assessors' Office is owned by TRP Development Corp., 1062 Walden Avenue, Cheektowaga, New York, AND

Item No. 18f cont'd.

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and removing the 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, the high weeds be cut and removed and the debris be removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 18g Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located at 86 Patricia Lane Cheektowaga, New York, owned by Alfred Kasprzak, Cheektowaga, New York, 14227, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and removing the 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, the high weeds be cut and removed and the debris be removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 19 Motion by Supervisor Weber, seconded by Councilman Johnson

BE IT RESOLVED that the following fund transfers are hereby approved and made a part hereof.

HIGHWAY FUND

From: 03 045130.2402 (Slope Mower)	\$2,500.00
To: 03 055140.1492 (Summer Help-Highway)	\$2,500.00

Upon Roll Call....

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

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

BE IT RESOLVED that the following vouchers and warrants submitted to the TOWN OF CHEEKTOWAGA prior to September 17th, 1984 are hereby approved and the Supervisor is ordered to pay said warrants.

<u>FUND</u>	<u>AMOUNT</u>
DEBT SERVICE FUND	\$67,080.00
HUD REHABILITATION FUND	810.00
HUD CDBG FUND	14,246.04
CAPTIAL FUND	22,892.96
GENERAL FUND	69,598.59
SPECIAL DISTRICTS FUND	104,557.75
HIGHWAY FUND	28,833.40
FEDERAL REVENUE SHARING FUND	15,827.95
PART TOWN FUND	3,028.73
	<u>\$326,875.42</u>

Upon roll call....

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

II. DEPARTMENTAL COMMUNICATIONS

Item No. 21 Cheektowaga Traffic Safety Commission: Minutes of meeting -
 August, 1984.
 Received and filed.

III. GENERAL COMMUNICATIONS

Item No. 22 New York State Department of Transportation: Notice of Order:
 No Standing - Walden Avenue.
 Received and filed.

Item No. 23 New York State Department of Transportation: Notice of Order:
 Peppy Place, Dale Road and Anderson Road.
 Received and filed.

Item No. 24a Notice of Petition: Dynamic Enterprises Inc. vs. Board of
 Assessment Review. Copies were sent to: James Kirisits, Town
 Attorney; Daniel E. Weber, Supervisor; Thomas Johnson, Councilman;
 Sylvia Slawiak, Accounting Department; Assessor's Office.
 Received and filed.

Item No. 24c Notice of Petition: Garden Village Investors vs. Town of Cheektowaga
 Copies were sent to: James Kirisits, Town Attorney; Daniel E. Weber
 Supervisor; Thomas Johnson, Councilman; Sylvia Slawiak, Accounting
 Department; Assessor's Office.
 Received and filed.

Item No. 24b Notice of Petition: Dynamic Enterprises Inc. vs. Board of Assessment
 Review. Copies were sent to: James Kirisits, Town Attorney;
 Daniel E. Weber, Supervisor; Thomas Johnson, Councilman; Sylvia
 Slawiak, Accounting Department; Assessor's Office.
 Received and filed.

Item No. 24d Notice of Petition: National Fuel Gas Distribution Corporation vs.
 Board of Assessment Review. Copies were sent to: James Kirisits,
 Town Attorney; Daniel E. Weber, Supervisor; Thomas Johnson, Councilman;
 Sylvia Slawiak, Accounting Department; Assessor's Office.
 Received and filed.

- Item No. 25a Notice of Claim: L.E. Radzikowski father of Amy Lee Radzikowski vs. Town of Cheektowaga. Copies were sent to: James Kirisits, Town Attorney; Daniel E. Weber, Supervisor; Thomas Johnson, Councilman; Sylvia Slawiak, Accounting Department; Joseph Naples, Insurance Carrier; Highway Department. Received and filed.
- Item No. 25b Notice of Claim: New York Telephone vs. Town of Cheektowaga. Copies were sent to: James Kirisits, Town Attorney; Daniel E. Weber, Supervisor; Thomas Johnson, Councilman; Sylvia Slawiak, Accounting Department; Joseph Naples, Insurance Carrier. Received and filed.
- Item No. 25c Notice of Claim: David Scherer vs. Town of Cheektowaga. Copies were sent to: James Kirisits, Town Attorney; Daniel E. Weber, Supervisor; Thomas Johnson, Councilman; Sylvia Slawiak, Accounting Department; Joseph Naples, Insurance Carrier. Received and filed.
- Item No. 25d Notice of Claim: J. Sieber vs. Town of Cheektowaga. Copies were sent to: James Kirisits, Town Attorney; Daniel E. Weber, Supervisor; Thomas Johnson, Councilman; Sylvia Slawiak, Accounting Department; Joseph Naples, Insurance Carrier. Received and filed.

IV. SUSPENSION OF RULES

Motion by Councilman J.V. Rogowski, seconded by Supervisor Weber to suspend the rules to include the following items.

Upon roll call....

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

Item No. 26 Motion by Councilman Johnson, seconded by Councilman Gabryszak.

WHEREAS, the Town of Cheektowaga has received Community Development Block Grant funds from the Department of Housing & Urban Development, the application for which funds included provisions for a Housing Rehabilitation Loan program which provides direct housing rehabilitation loans to eligible home owners, and

WHEREAS, the Town of Cheektowaga has established such a Housing Rehabilitation Loan Program, and

WHEREAS, the Town Community Development Director has received application(s) for assistance under said program and has determined that the owner(s) of the property listed below are eligible for participation in the Town's Housing Rehabilitation Loan program, NOW, THEREFORE BE IT

RESOLVED, that Community Development Housing Rehabilitation Loan funds in the amount(s) listed below, be approved for the owner(s) of the property listed below:

189 S. Bryant St. \$5,931.00 28 Montfort Drive \$6,396.00

AND BE IT

FURTHER RESOLVED that the Supervisor of the Town of Cheektowaga be and hereby is authorized and directed to sign a Loan Agreement with the owner(s) of the above listed property on behalf of the Town, AND BE IT

FURTHER RESOLVED, that the Supervisor be and hereby is authorized to sign checks, prior to Town Board Warrant List approval necessary for the timely disbursement of said loan funds, providing that the rehabilitation work to be performed has been completed to the satisfaction of the Town Housing Inspector and that all programs regulations have been complied with to the satisfaction of the Town Community Development Director.

Upon roll call....

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

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

WHEREAS, the Town of Cheektowaga is in need of a means to provide access and egress to that landlocked parcel of land designated as the "Cheektowaga Volunteer Firemen's Memorial Park," and

WHEREAS, acquisition of the corridor along Deer Lick Creek north of Losson Road would provide access and egress, and

WHEREAS, said property is currently under private ownership, and

WHEREAS, the Town desires to exercise its powers of condemnation for acquisition of said property for public purposes, NOW, THEREFORE, BE IT

RESOLVED, that the firm of Northeastern Appraisal Associates, Rand Building, Buffalo, New York be and is hereby retained by the Town to prepare the necessary "court ready" appraisal and that their fair and reasonable fees will be paid by said Town.

Upon Roll Call....

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

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

WHEREAS, Subdivision 1-a of Section 64 of the Town Law of the State of New York authorizes the Town Board to establish a petty cash fund for the Receiver of Taxes and Assessments, and

WHEREAS, the Receiver of Taxes and Assessments has informed this Town Board that she needs petty cash in order to make change during the tax collection season, NOW, THEREFORE, BE IT

RESOLVED, that the petty cash fund for the Receiver of Taxes and Assessments be established at an amount not to exceed two-thirds of the amount authorized by law.

Upon Roll Call....

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

Motion by Councilman Gabryszak, seconded by Councilman J.V. Rogowski to adjourn the meeting.

RICHARD M. MOLESKI
TOWN CLERK