

MEETING NO. 15
July 2, 1990

Item No. 1 At a meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 2nd day of July, 1990 at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT: Supervisor Frank E. Swiatek
Councilman Patricia A. Jaworowicz
Councilman Dennis H. Gabryszak
Councilman Andrew A. Kulyk
Councilman Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Ron Marten, Building and Plumbing Inspector; Sal LaGreca, Employment & Training Director II; also Planning Board Chairman; Bruce Chamberlin, Chief of Police; Chester Bryan, Town Engineer; Terry Rusin, Chief Accountant, Leonard Szymanski, Working Foreman Facilities Dept.

I. PUBLIC HEARINGS

Item No. 2

This being the time and place advertised for a public hearing to consider the advisability of adopting amendments to the Chapter 76 of the Code of the Town of Cheektowaga, (Vehicle and Traffic) 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 amendments being as follows:

ARTICLE IV

Traffic Control Signals

Section 76-40. Installation, maintenance and operation of traffic control signals shall be amended by adding thereto a new subsection A. (51)(a), which reads as follows, at the end of Subsection A (51):

A. Traffic control signal shall be installed, maintained and operated as follows:

(51) Borden Road at French Road, pretimed signal, double face all approaches.

(a) Green left turn arrow on the north face of the signal permitting traffic moving southbound on Borden Road to make a left turn eastbound onto French Road. Phasing and timing to be in conformance with the State Manual of Uniform Traffic Control Devices.

ARTICLE VIII

Stop and Yield Intersections

Item No. 2 continued

The following intersections are designated as stop intersections and stop signs shall be erected on the following entrance streets:

<u>Street</u>	<u>Direction</u>	<u>Entrance Street</u>	<u>Traffic Stops</u>	<u>Sign Location</u>
Seminole Lane	North-south	Seminole Parkway	Westbound	N.E. Corner
Seminole Lane	North-South	Seminole Parkway	Eastbound	S.W. Corner

ARTICLE X

Parking, Standing, Stopping

Section 76-102 of the traffic ordinance shall be amended by deleting therefrom the following:

B. No parking anytime

ORCHARD PLACE north side from the west curbline of Union Road
to the south curbline of Chapel Avenue

Section 76-102 of the traffic ordinance shall be amended by adding thereto the following:

ORCHARD PLACE north side from the east curbline of Union Road
to the south curbline of Chapel Avenue

ALLIED DRIVE west side from the south curbline of Broadway
southerly around the cul-de-sac to the
intersection of the east curbline

KENSINGTON AVE. North and from the City of Buffalo City Line
(County Road) south sides to the Town of Amherst Town Line

* * * * *

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. TABLED ITEMS

Item No. 3 Motion by Councilman Rogowski Seconded by Councilman Kulyk

BE IT RESOLVED, that the Borden Como Subdivision be and hereby is approved as per the terms as set forth in the attached letter from the Town Superintendent of Highways.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski

NAYES: 0

ABSENT: 0

* SEE NEXT PAGE FOR LETTER

CHRISTOPHER J. KOWAL
SUPERINTENDENT OF HIGHWAYS

HIGHWAY DEPARTMENT
3145 Union Road
Cheektowaga, N. Y. 14227-1083
(716) 686-3450
Mobile: 863-5867

JA 3

Growing In A New Direction



TOWN OF CHEEKTOWAGA

Erie County, New York

June 8, 1990

HONORABLE FRANK E. SWIATEK
HONORABLE TOWN BOARD
TOWN OF CHEEKTOWAGA, NY 14227

Re: APPROVAL OF PLANS - BORDON-COMO SUBDIVISION - 11 Lots

Honorable Councillors:

Mr. Bill Pugh, Assistant Town Engineer, Mr. T. Skowron, Highway Engineer, Mr. Martin, Building Inspector and I have reviewed the plans for the Bordon-Como Subdivision and find that they do conform to the specifications of the Town of Cheektowaga, including:

1. A proper storm drain system with required pipe and sizes therefor, as well as, proper appurtenances, as specified in details.
2. No new road construction is required as these lots front on existing County Roads (Borden Road and Como Park Blvd). The developer is required to install storm drainage improvements on Como Park Blvd., west of Borden Road in a manner acceptable to Erie County Department of Highways.
3. Tree planting is required by the Town of Cheektowaga.
4. Public improvement permit is required.
5. Lot grading and lot balancing must be acceptable to the Town Engineer and Building Inspector as condition of approval of these plans.
6. The lots in this subdivision ~~will~~ front on:
East Side of Borden Road - S.L. 8-11, incl.
West Side of Borden Road - S.L. 1-2, incl.
North Side of Como Park Blvd. - S.L. 3-7, incl.
7. Building permits will specify tree planting.
8. The Town shall assume no responsibility for maintenance of storm drainage system installed on private property for benefit of homeowner.

The plans as currently submitted to the Town are acceptable and meet criteria for approval. I, therefore, recommend such approval.

Respectfully submitted,

Christopher J. Kowal
Superintendent of Highways

cc: All Dept. w/interest
BP:erp

Residence: 61 St. Felix Avenue • Cheektowaga, N.Y. 14227 • (716) 895-8184

Promoting Pride - Progress - Professionalism!

MEETING NO.15

July 2, 1990

Item No. 4a Motion by Councilman Kulyk, Seconded by Councilman Solecki

WHEREAS, the Town of Cheektowaga and the Town of Cheektowaga Employees Association have negotiated various revisions to the current collective bargaining agreement, and

WHEREAS, such revisions will help to resolve a number of grievances currently pending, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized and directed to execute the attached Memorandum of Agreement between the Town and the Town Employees Association.

* * * * *

MOTION BY COUNCILMAN KULYK AND SECONDED BY COUNCILMAN JAWOROWICZ TO TABLE THE ABOVE RESOLUTION.

* * * * *

Item No. 4b Motion by Councilman Kulyk, Seconded by Councilman Rogowski

WHEREAS, the Town of Cheektowaga and the Town of Cheektowaga Employees Association has been involved in negotiations concerning the use of seasonal and part-time employees, and

WHEREAS, a Memorandum of Agreement reflecting the results of such negotiations has been prepared, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized and directed to execute the attached Memorandum of Agreement between the Town and the Town Employees Association.

* * * * *

MOTION BY COUNCILMAN KULYK AND SECONDED BY COUNCILMAN JAWOROWICZ TO TABLE THE ABOVE RESOLUTION.

* * * * *

Item No. 5 Motion by Councilman Kulyk Seconded by Councilman Gabryszak

BE IT RESOLVED that the listed seasonal employees attached to this resolution be and hereby are terminated, effective June 29, 1990, in compliance with Section 25.02 of the collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, AND

BE IT FURTHER RESOLVED that Christopher J. Kowal, Highway Superintendent, be notified of this requirement, AND

BE IT FURTHER RESOLVED that effective Monday, July 2, 1990, all remaining seasonal and part-time employees be paid according to the following wage schedule, in compliance with Section 15.01(c) of the collective bargaining agreement:

Clerks - \$ 8.68/hour
Laborers - \$10.21/hour
Cleaners - \$ 9.03/hour

Upon Roll Call....

AYES: 0

NAYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski

ABSENT: 0

* SEE ATTACHED LIST

SEWER MAINTENANCE DEPARTMENT

NAME

DATE OF HIRE

Chrusciki, William

01-03-90

Latshaw, Richard

01-03-90

Sarago, Dean

01-03-90

SANITATION DEPARTMENT

<u>NAME</u>	<u>DATE OF HIRE</u>
Bienko, Daniel	01-02-90
Bratek, Michael	01-02-90
Cywinski, Mark	01-02-90
Daminski, Gerald	01-02-90
Gallmeyer, David	01-02-90
Jasinski, Leonard Jr.	01-02-90
Jochum, Raymond A.	01-02-90
Kazmierczak, Bryan	01-02-90
Krzeminski, Joseph	01-02-90
Myhalenko, Peter	01-02-90
Orlikowski, David	01-02-90
Parisien, Theodore	01-02-90
Sobocinski, Donald	01-02-90
Stevenson, Scott	01-02-90
Strzelczyk, Paul	01-02-90
Wieberg, John	01-02-90
Wisniewski, Matthew	01-02-90
Caggiano, Terry Jr.	01-02-90
Kwiatkowski, James M.	01-02-90
Ruthenberg, Dale R.	01-02-90
Stolinski, Marc	01-02-90
Wdowik, Anthony R.	01-02-90

MAIN PUMP STATION

NAME

DATE OF HIRE

Johnson, John
Kensy, Chester
Linkner, Leroy
Scharmach, Conrad

01-02-90
01-02-90
01-02-90
01-02-90

HIGHWAY DEPARTMENT

<u>NAME</u>	<u>DATE OF HIRE</u>
Gage, Frank J.	12-04-89
Colucci, Bruce R.	05-24-89
Federowicz, Joseph A.	08-14-89
Full, Michael	05-15-89
Jaworowicz, Timothy T.	04-03-89
Karaszewski, Robert A., Jr.	01-08-90
Kawalerski, Henry A.	06-26-89
Kremblas, John R.	09-11-89
Lawicki, William J.	04-03-89
Longo, Frank M.	09-05-89
Mol, Doug	04-17-89
Piontek, Richard J.	10-10-89
Szymkowiak, Dean	10-16-89
Wegner, Brian P.	07-11-89
Zwawa, James	05-22-89

FACILITIES DEPARTMENT

<u>NAME</u>	<u>DATE OF HIRE</u>
Demler, James E.	01-02-90
Hagmier, Gordon	01-02-90
Lee, Robert	01-02-90
Sciandra, Andrew J.	01-02-90
Stangret, Edward	01-02-90
Bratek, John	01-02-90
Kochel, John	01-02-90
Koscielny, Jeffrey	01-02-90
Lampke, Felix	01-02-90
Rogalski, Harry	01-02-90
Viverto, Cam A.	01-02-90
Coffta, Joseph	01-02-90
Dunkowski, Steven	01-02-90
Strong, Francis	01-02-90

CENTRAL GARAGE

NAME

DATE OF HIRE

Zydel, Richard

06-26-89

MEETING NO.15
July 2, 1990
III. RESOLUTIONS

Item No. 6 Motion by Supervisor Swiatek, seconded by Councilman Solecki

WHEREAS, Article 12-F of the General Municipal Law of the State of New York provides that a town may create a Conservation Advisory Council to advise the town in the development, management and protection of the local environment, and

WHEREAS, with the increasing growth and development of the Town of Cheektowaga, this Town Board is interested in creating a Cheektowaga Conservation Advisory Council, and

WHEREAS, a public hearing on a proposed local law to create the Cheektowaga Conservation Advisory Council was held on the the 18th day of June, 1990 at 7:30 P.M. in the Council Chambers at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York; at which hearing all parties in interest and citizens had an opportunity to be heard, and

WHEREAS, this Board feels it is in the Town's best interests to enact this local law, NOW, THEREFORE, BE IT

RESOLVED, that Local Law No. 3 of the Year 1990, entitled "A Local Law to create the Cheektowaga Conservation Advisory Council", which is attached hereto and made part hereof, be and the same is hereby enacted, and BE IT FURTHER

RESOLVED, THAT, WITHIN FIVE (5) days of its adoption, the Town Clerk shall file one (1) certified copy of this Local Law in his office and three (3) certified copies with the Secretary of State, and BE IT FURTHER

RESOLVED, that Local Law No. 3 of the Year 1990 shall take effect upon its filing with the Secretary of State.

* See next page(s) for copy of Local Law No. 3

Upon Roll Call....

AYES:	Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES:	0
ABSENT:	0

(Please Use this Form for Filing your Local Law with the Secretary of State)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County
City of Cheektowaga
Town
Village 3
Local Law No. of the year 19 90

A local law to create the Cheektowaga Conservation Advisory Council
(insert title)

Be it enacted by the Town Board of the
(Name of Legislative Body)

County
City of Cheektowaga as follows:
Town
Village

(see attached pages 2 - 5)

Section 1. Legislative intent. The preservation and improvement of the quality of the natural and man-made environment within the Town of Cheektowaga, in the face of population growth, urbanization, and technologic change with their accompanying demands on natural resources, are found to be of increasing and vital importance to the health, welfare, and economic well-being of present and future residents and require forthright action by the Town Board of the Town of Cheektowaga. It is recognized that the biologic integrity of the natural environment on which man is dependent for survival and the natural and functional beauty of our surroundings which condition the quality of our life experience cannot be protected without the full cooperation and participation of all the people of the Town working in partnership with local and state officials and with various public and private institutions, agencies, and organizations. Establishment of a conservation council is a necessary step in fostering unified action on environmental problems.

Section 2. Establishment of the Council. The Town Board of the Town of Cheektowaga hereby creates a Conservation Advisory Council which shall be known as the Cheektowaga Conservation Advisory Council, hereinafter called the "Council".

Section 3. Membership. (1) The Council shall consist of ten (10) members of which seven (7) shall be appointed by resolution of the Town Board and who shall serve for 2 years, at the pleasure of the Town Board and the remainder shall be ex-officio members as provided herein. Persons residing within the Town of Cheektowaga who are interested in the improvement and preservation of environmental quality shall be eligible for

appointment as a member of the council. Vacancies on the Council shall be filled in the same manner as the original appointment except that a vacancy occurring other than by the expiration of term of office shall be filled only for the remainder of the unexpired term.

Section 4. Officers, meetings and committees. The Town Board shall designate a member of the Council to act as chairman thereof. At the first meeting of the Council its members shall elect from among themselves a recording secretary. The Council shall adopt rules and procedures for its meetings. It shall keep accurate records of its meetings and activities and shall file an annual report as provided in section six of this local law.

Section 5. Powers and duties of the council. The powers and duties of the Council shall be to:

- (1) Advise the Town Board on matters affecting the preservation, development, and use of the natural and man-made features and conditions of the Town insofar as quality, biologic integrity, beauty and other environmental factors are concerned. In the case of man's activities and developments, advise on any major threats posed to environmental quality, so as to enhance the long range value of the environment to the people of the Town.
- (2) Conduct and maintain an inventory of the natural resources within the Town of Cheektowaga.
- (3) Maintain an up-to-date index of all open marsh lands, swamps, wetlands and open areas as defined in Section 239-y of the General Municipal Law, in public or private ownership within the municipality. Such index shall include the ownership, present and proposed uses of such open areas, so as to provide a base of

information for recommendations by the council for their preservation and/or use.

- (4) Seek to coordinate, assist and unify the efforts of private groups, institutions, and individuals within the Town of Cheektowaga in accord with the purposes of this local law.
- (5) Maintain liaison and communications with public and private agencies and organizations whose programs and activities have an impact on the quality of the environment or who can be of assistance to the council.
- (6) Working in cooperation with the planning board, recommend from time to time to the Town Board features, plans and programs relating to environmental improvement for inclusion in the master plan of the Town of Cheektowaga and, similarly, recommend to the Town Board appropriate and desirable changes in existing local laws and ordinances relating to environmental and land use controls or recommend new local laws and ordinances.
- (7) Prepare, print and distribute books, maps, charts, and pamphlets in accord with the purposes of this local law.
- (8) Obtain and maintain in orderly fashion maps, reports, books and other publications to support the necessary researches of the commission into local environmental conditions.
- (9) When authorized by resolution of the Town Board of the Town of Cheektowaga, the Council may accept by gift, grant, devise, bequest, or otherwise, property both real and personal in the name of the Town of Cheektowaga, as may be necessary to conserve

and otherwise properly utilize open spaces and other land and water resources within the boundaries of the Town of Cheektowaga. Such real property may be accepted in fee for land and water rights, or as any lesser interest, development right, easement, including conservation easement, covenant, or other contractual right including conveyance with limitations or reversions.

- (10) Carry out such other duties as may be assigned from time to time by the Town Board.

Section 6. Reports. The council shall keep accurate records of its meetings and actions and shall submit an annual report to the Town Board not later than the thirty-first day of December of each year, concerning the activities and work of the council. From time to time the council shall submit such reports and recommendations as may be necessary to fulfill the purpose of this local law.

Section 7. Compensation and expenses. The members of the council including ex-officio members, shall receive no compensation for their services as members thereof but may be reimbursed for reasonable and necessary expenses incurred in the performance of their duties within the appropriations made available thereof.

~~5. (City local law concerning Charter revision proposed by petition.)~~

I hereby certify that the local law annexed hereto, designated as local law No. of 19..... of the City of..... having been submitted to referendum pursuant to the provisions of § 36 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the ^{special} ~~general~~ election held on 19 became operative.

~~(County local law concerning adoption of Charter.)~~

I hereby certify that the local law annexed hereto, designated as Local Law No. of 19..... of the County of, State of New York, having been submitted to the Electors at the General Election of November, 19, pursuant to subdivisions 5 and 7 of Section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and of a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

~~(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)~~

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph¹..... above.

Clerk of the County legislative body, City, Town or Village Clerk or
officer designated by local legislative body
Town Clerk

Date: July 2 , 1990

(Seal)

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality.)

STATE OF NEW YORK

COUNTY OF ERIE

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

.....
Signature

.....
Town Attorney

.....
Title

Date: July 2, 1990

County
City of Cheektowaga
Town
Village

(Complete the certification in the paragraph which applies to the filing of this local law and strike out the matter therein which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No.3..... of 1990...
County
of the City of Cheektowaga was duly passed by the Town Board
Town (Name of Legislative Body)
Village
on June 19⁹⁰ in accordance with the applicable provisions of law.

~~2. (Passage by local legislative body with approval or no disapproval by Elective Chief Executive Officer or repassage after disapproval.)~~

I hereby certify that the local law annexed hereto, designated as local law No. of 19.....
County
of the City of was duly passed by the
Town (Name of Legislative Body)
Village
on 19..... not disapproved
and was approved by the
repassed after disapproval Elective Chief Executive Officer *
and was deemed duly adopted on 19....., in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. of 19.....
County
of the City of was duly passed by the
Town (Name of Legislative Body)
Village
on 19..... not disapproved
and was approved by the
repassed after disapproval Elective Chief Executive Officer *
on 19..... Such local law was submitted to the people by reason of a
mandatory referendum, and received the affirmative vote of a majority of the qualified electors voting
permissive general
thereon at the special election held on 19....., in accordance with the appli-
annual
cable provisions of law.

4. (Subject to permissive referendum, and final adoption because no valid petition filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. of 19.....
County
of the City of was duly passed by the on
Town (Name of Legislative Body)
Village
..... 19..... not disapproved
and was approved by the on
repassed after disapproval Elective Chief Executive Officer *
..... 19..... Such local law being subject to a permissive referendum and no
valid petition requesting such referendum having been filed, said local law was deemed duly adopted on
..... 19....., in accordance with the applicable provisions of law.

*Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairman of the county legislative body, the mayor of a city or village or the supervisor of a town, where such officer is vested with power to approve or veto local laws or ordinances.

Item No. 7 Motion by Councilman Jaworowicz, Seconded by Councilman Solecki

WHEREAS, Section 209-m of the General Municipal Law of the State of New York provides authority for the chief executive officer of one municipality to request the chief executive officer of another municipality to assign part of its police force in times of emergency, and

WHEREAS, subdivision three of Section 209-m of the General Municipal Law authorizes a local government by local law, to delegate to its chief of police the authority granted to the chief executive officer, and

WHEREAS, the chief of police is better qualified to make decisions about the manpower demands of his department and could provide quicker attention in times of emergency, NOW, THEREFORE, BE IT

RESOLVED, that a public hearing on a proposed local law to delegate such emergency aid authority to the chief of police shall be held on the 16th day of July, 1990 at 7:30 P.M. in the Council Chambers of 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 which time and place the Cheektowaga Town Board may adopt such local law, and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to publish the attached Notice of Hearing in the Cheektowaga Times.

* * * * *

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that, pursuant to Municipal Home Rule Law of the State of New York, a Public Hearing will be held before The Town Board of the Town of Cheektowaga, on the 16th day of July, 1990 at 7:30 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 proposal to adopt "A Local Law to Authorize the Chief of Police to Request and Provide Outside Service". A brief description of such Local Law is as follows:

Town of Cheektowaga
A Local Law to Authorize the Chief of
Police to Request and Provide Outside Service

A local law to authorize the Chief of Police of the Town of Cheektowaga to request and provide emergency outside police services from and to other municipalities pursuant to Section 209-m of the General Municipal Law of the State of New York.

A copy of the complete text of such Local Law 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: July 2, 1990

RICHARD M. MOLESKI
Town Clerk

* * * * *

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Melanie Wolf....., 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..... July 5, 1990..... ;
last publication..... ;
and that no more than six days intervened be-
tween publications.

Melanie Wolf.....

Sworn to before me this

day of July....., 1990

Margaret J. Bourdette.....

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

MARGARET J BOURDETTE
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES 12/11/91

**LEGAL NOTICE
NOTICE OF PUBLIC
HEARING**

NOTICE IS HEREBY GIVEN that, pursuant to the Municipal Home Rule Law of the State of New York, a Public Hearing will be held before the Town Board of the Town of Cheektowaga, on the 16th day of July, 1990 at 7:30 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 proposal to adopt "A Local Law to Authorize the Chief of Police to Request and Provide Outside Service". A brief description of such Local Law is as follows:

Town of Cheektowaga

A Local Law to Authorize the Chief of Police to Request and Provide Outside Service

A local law to authorize the Chief of Police of the Town of Cheektowaga to request and provide emergency outside police services from and to other municipalities pursuant to Section 209-m of the General Municipal Law of the State of New York.

A copy of the complete text of such Local Law 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.

Date: July 2, 1990

Richard M. Moleski
Town Clerk

PUBLISH: JULY 5, 1990

No. 16

No. 17

MEETING NO.15

July 2, 1990

Item No. 8a Motion by Councilman Rogowski, Seconded by Councilman Jaworowicz

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the furnishing of manhole frames with self-sealing covers and manhole frames with vented covers, which bids were duly received and opened at the June 18, 1990 public bid opening, AND

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

WHEREAS, bids were reviewed and it is recommended that the award be made to the lowest responsible bidder meeting the requirements of the specifications, AND

WHEREAS, funds are available in the Sewer Repair Account #25-8125-0004-4438, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the furnishing of manhole frames and covers be and hereby is awarded to:

Syracuse Casting Sales Corporation
P.O. Box 190
South Bay Road
Cicero, New York 13039
(315) 699-2601

<u>ITEM</u>	<u>QUANTITY</u>	<u>(DELIVERED) UNIT BID PRICE</u>
Frame with 24" diameter	25	\$127.00
self-sealing cover (set)	50	\$125.00
Frame with 24" diameter	25	\$121.00
vented cover (set)		

H & S Contractors Supply
1971 Gunnville Road
Lancaster, New York 14086
(716) 759-6911

Frame with 24" diameter	50	\$111.50
vented cover		

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 8b Motion by Councilman Rogowski, Seconded by Councilman Kulyk

WHEREAS, a Notice to Bidders was duly published for the receipt of bid for the application of a chemical root control agent to sanitary sewer lines in various locations in the Town of Cheektowaga, which bids were duly opened on June 18, 1990, AND

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

WHEREAS, said Town Engineer has submitted the same which is hereto attached and a part hereof, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the application of a chemical root control agent to sanitary sewer lines at the unit price of \$1.39 per lineal foot of eight inch (8") sanitary sewer, \$1.56 per lineal foot of ten inch (10") sewer, \$1.72 per lineal foot of twelve inch (12") sewer, \$2.53 per lineal foot of fifteen inch (15") sewer, \$3.77 per lineal foot of eighteen inch (18") sewer and \$4.74 per lineal foot of twenty one inch (21") sewer be awarded to Duke's Sales & Service,

MEETING NO.15
July 2, 1990

Item No. 8b cont'd

Inc., 1020 Hiawatha Boulevard West, Syracuse, New York 13204, said bid meeting the requirements of the specifications, AND , BE IT FURTHER

RESOLVED, that the costs for root control under this contract are to be appropriated and limited to the amount budgeted for root control under the appropriate Sewer District #5 budget line item #25-8125-0004-4475.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

*See Next Page for Letter

Chester L. Bryan, P.E.
Town Engineer



June 25, 1990

TO SUPERVISOR SWIATEK AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Award of Bid
Chemical Root
Control

Gentlemen:

At a public bid opening on June 18, 1990, bids were received and publicly opened for the application of a chemical root control agent to sanitary sewer lines. One (1) bid was received as follows:

<u>BIDDER</u>	<u>BID UNIT PRICE</u>
Duke's Sales & Service, Inc.	8" sewer - \$1.39 per lineal foot
	10" sewer - \$1.56 per lineal foot
	12" sewer - \$1.72 per lineal foot
	15" sewer - \$2.53 per lineal foot
	18" sewer - \$3.77 per lineal foot
	21" sewer - \$4.74 per lineal foot

The bid was reviewed by the Town Engineer, and upon his recommendation, the bid should be awarded to Duke's Sales & Service, Inc., 1020 Hiawatha Boulevard West, Syracuse, New York 13204, said bid meeting the requirements of the specifications.

Very truly yours,

TOWN OF CHEEKTOWAGA

Henry A. Borkowski
Henry A. Borkowski
Engineering Assistant

HAB:dms

MEETING NO.15
July 2, 1990

Item No. 9a Motion by Councilman Blachowski, Seconded by Councilman Gabryszak

WHEREAS, Richard Koszuta, Central Garage Foreman, has requested that bids be received for the purchase of tires for the Central Garage, and

WHEREAS, funds have been allocated for said tires, NOW THEREFORE BE IT

RESOLVED, that this request be granted and that the Town Clerk be and hereby is directed to publish a Notice To Bidders for the purchase of tires, said notice to be published in the Cheektowaga Times, AND BE IT FURTHER

RESOLVED, that sealed bids will be received on the 13th of July at 11:00 A.M., Local Time, at a public bid opening to be held in the Council Chambers in the Cheektowaga Town Hall.

NOTICE TO BIDDERS

Sealed proposals will be received by the Town of Cheektowaga on July 13, at 11:00 A.M. Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for the purchase of tires for use by Central Garage

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

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

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

Richard M. Moleski
TOWN CLERK

DATED: July 2, 1990

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Melanie Wolf....., 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... July 5, 1990 ;
last publication..... ;
and that no more than six days intervened be-
tween publications.

Melanie Wolf.....

Sworn to before me this

day of July....., 19...90

Margaret J. Bourdette.....

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

MARGARET J BOURDETTE
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES 12/11/91

RECEIVED

1990 JUL -9 AM 10:02

CHEEKTOWAGA
TOWN CLERK

**LEGAL NOTICE
NOTICE TO BIDDERS**

Sealed proposals will be received by the Town of Cheektowaga on July 13, at 11: A.M. Eastern Standard Time, at the Town Hall, corner of Broadway & Union Road, for the purchase of tires for use by Central Garage.

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

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

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

Date: July 2, 1990

Richard M. Moleski
Town Clerk

PUBLISH: July 5, 1990

MEETING NO.15

July 2, 1990

Item No. 9b Motion by Councilman Gabryszak, Seconded by Councilman Rogowski

WHEREAS, this Town Board has retained the services of Scaffidi & Moore Architects, P.C. for the provision of professional services for the Roof Replacement and Wood Laminate Repairs to the Reinstein Memorial Library AND

WHEREAS, the Director of Facilities advises that plans and specifications have been completed by Scaffidi & Moore Architects, P.C. for the Reinstein Memorial Library, NOW THEREFORE BE IT

RESOLVED, that the Town Clerk be and hereby is directed to publish a Notice to Bidders for Roof Replacement and Wood Laminate Repairs to the Reinstein Memorial Library, said notice to be published in the Cheektowaga Times AND BE IT FURTHER

RESOLVED, that sealed bids will be received and opened on the 18th day of July at 11:00 A.M. Local Time at a public bid opening to be held in the Council Chambers of Cheektowaga Town Hall.

* * * * *

NOTICE TO BIDDERS

Separate sealed bids for Roof Replacement and Wood Laminate Repairs are invited and will be received, publicly opened and read on behalf of the Cheektowaga Town Board on July 18, 1990 at 11:00 A.M., Eastern Daylight Saving Time in the Cheektowaga Town Hall corner of Broadway and Union Roads, Cheektowaga, New York for Reconstruction Projects at the Reinstein Library, 2580 Harlem Road, Cheektowaga, New York.

Specifications (including information for Bidders and Form of Bid) and Plans for each project may be examined at the office of Scaffidi & Moore Architects, 4535 Bailey Avenue, Buffalo, New York 14226, and a copy may be obtained upon payment of \$50.00 per set for each project as a deposit to guarantee the safe return thereof.

Any bidder for the project furnishing the required bid security, other than the successful bidder, who returns such copy in good condition within fifteen(15) days following the receipt of bids for the project for which such bidder shall have submitted bid or the rejection of the bid of such bidder, will be refunded the full amount of the deposit,, including the successful bidder, and one half of the deposit will be reimbursed for the return of all other copies of the plans and specifications in good condition following the award of the contract or the rejection of the bids covered by such plans and specifications.

The Cheektowaga Town Board reserves the right to waive any informalities in or to reject any or all bids, as the same is permitted by law.

Each bidder must deposit with his bid, security in an amount of not less than 10% of the Base Bid for each project bid in the form and subject to the conditions provided in the Information for Bidders.

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

Bids shall remain open for acceptance for 45 days subsequent to the opening thereof.

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

RICHARD M. MOLESKI
Town Clerk

DATED: July 2, 1990

PUBLISHED: July 5, 1990

* * * * *

Item No. 9b cont'd

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Melanie Wolf, 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, 1990;
last publication;
and that no more than six days intervened be-
tween publications.

Melanie Wolf

Sworn to before me this

day of July, 1990

Margaret J. Bourdette

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

MARGARET J BOURDETTE
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES 12/11/91

**LEGAL NOTICE
NOTICE TO BIDDERS**

Separate sealed bids for Roof Replacement and Wood Laminate Repairs are invited and will be received, publicly opened and read on behalf of the Cheektowaga Town Board on July 18, 1990 at 11:00 A.M., Eastern Daylight Saving Time in the Cheektowaga Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York for Reconstruction Projects at the Reinstein Library, 2580 Harlem Road, Cheektowaga, New York.

Specifications (including Information for Bidders and Form of Bid) and Plans for each project may be examined at the office of Scaffidi & Moore Architects, 4535 Bailey Avenue, Buffalo, New York 14226, and a copy may be obtained upon payment of \$50.00 per set for each project as a deposit to guarantee the safe return thereof.

Any bidder for the project furnishing the required bid security, other than the successful bidder, who returns such copy in good condition within fifteen (15) days following the receipt of bids for the project for which such bidder shall have submitted bid or the rejection of the bid of such bidder, will be refunded the full amount of the deposit, including the successful bidder, and one half of the deposit will be reimbursed for the return of all other copies of the plans and specifications in good condition following the award of the contract or the rejection of the bids covered by such plans and specifications.

The Cheektowaga Town Board reserves the right to waive any informalities in or to reject any or all bids, as the same is permitted by law.

Each bidder must deposit with his bid, security in an amount of not less than 10% of the Base Bid for each project bid in the form and subject to the conditions provided in the Information for Bidders.

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

Bids shall remain open for acceptance for 45 days subsequent to the opening thereof.

By order of the Cheektowaga Town Board.

Date: July 2, 1990

Richard M. Moleski
Town Clerk

PUBLISH: July 5, 1990

MEETING NO.15

July 2, 1990

Item No. 10a Authorization for Bond Resolutions
This item was withdrawn.

Item No. 10b Motion by Supervisor Swiatek, Seconded by Councilman Gabryszak

WHEREAS, the Town Board has previously approved a bond resolution for the Capital Project titled Castlewood/Buell in the amount of \$78,000., and

WHEREAS, the borrowing procedures for this bond authorization have not yet been completed, and

WHEREAS, the New York State Local Finance Law authorizes temporary advances of funds until such previously authorized borrowings take place,

WE, hereby authorize a temporary loan of \$74,100. from the Highway Fund to Capital Project titled Castlewood/Buell to be repaid when the proceeds of the borrowings are received.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski

NAYES: 0

ABSENT: 0

Item No. 11a Motion by Councilman Solecki, Seconded by Supervisor Swiatek and Councilman Rogowski

WHEREAS, the Northeast Communities Solid Waste Management Board, created by a joint municipal agreement of June 17, 1982, as amended, has given long and careful consideration to a project for the joint acquisition and development of a solid waste material recycling facility (the "Recycling Facility"); and

WHEREAS, the Towns of Alden, Cheektowaga, Elma, Lancaster and West Seneca, and the Villages of Alden, Depew, Sloan and Williamsville have adopted resolutions committing funds for the leasing of property for the Recycling Facility; and

WHEREAS, the Towns of Clarence, Marilla, and Newstead, and the Village of Akron have decided not to participate in the project at this time; and

WHEREAS, in view of the foregoing, a new inter-municipal agreement is necessary for the project, at least for the initial planning phase, and, accordingly, a proposed "Agreement for Organization of Northern Recycling Council," revised as of June 20, 1990, a copy of which is appended hereto, has been proposed (such agreement to be referred to as the "Agreement", and the Northern Recycling Council to be referred to as "NOREC"); and

WHEREAS, the Agreement dated as of June 20, 1990 revises the form of agreement dated as of May 21, 1990, previously approved by this Town Board by Resolution dated May 21, 1990, and this Resolution is necessary to authorize the execution of the amended version dated as of June 20, 1990; and

WHEREAS, the Agreement requires each Participating Municipality to designate a permanent representative and one or more alternates (as it shall see fit) to serve on NOREC; and

WHEREAS, the Erie County Industrial Development Agency (the "ECIDA") intends to acquire the property at 3327 Walden Avenue, Depew, New York, for the establishment of the Recycling Facility, and to offer to lease it to the Village of Depew, on behalf of the municipalities participating in the project (the "Participating Municipalities"), subject to options on the part of the ECIDA to sell the property to NOREC or to NOREC to purchase the property, at the termination of the lease, on terms set forth in the proposed lease agreement appended to the Agreement as Exhibit "B" (the "Lease"), subject to such modifications as NOREC may deem appropriate, provided that no such modifications shall substantially increase the liability of any Participating Municipality except with the express written consent of such Municipality; and

Item No. 11a continued

WHEREAS, the Agreement requires the Town of Cheektowaga to authorize the execution of the lease by the Village of Depew on its behalf, and to pay its proportionate share of the rents and expenses in relation to the Lease (including interest on funds borrowed by the ECIDA to acquire the property and acquisition costs in the event of exercise of the sale or purchase option; and

WHEREAS, the ECIDA has offered to maintain the Recycling Facility property during the planning phase of the project, the expenses of maintenance to be reflected in rentals under the Lease; and

WHEREAS, the Agreement imposes certain other obligations and risks upon the Participating Municipalities, including the Town of Cheektowaga, and upon NOREC:

NOW, THEREFORE, BE IT

RESOLVED that the Supervisor of the Town of Cheektowaga is authorized and directed to execute and deliver the Agreement on behalf of the Town, and BE IT FURTHER

RESOLVED that the Town of Cheektowaga hereby designates Ronald Zoeller and Supervisor Frank E. Swiatek as permanent representatives and Councilman Dennis Gabryszak and Councilman Richard Solecki as alternates, to serve on NOREC; and BE IT FURTHER

RESOLVED that certified copies of this Resolution shall be sent to the Treasurer of the ECIDA, the Mayor of the Village of Depew, Magavern and Magavern, attorneys for the Northern Recycling Council, and the Treasurer of the Northeast Communities Solid Waste Management Board.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski

NAYES: 0

ABSENT: 0

* See attached page - Agreement never signed therefore no attachment

MEETING NO.15

July 2, 1990

Item No. 11b Motion by Councilman Rogowski Seconded by Councilman Solecki

WHEREAS, this Town Board is entering into an agreement with the New York State Department of Transportation for implementation of traffic intersection improvements at Kensington Avenue, Cleveland Drive and Century Road, and

WHEREAS, said agreement requires the Town to provide engineering plans and specifications for these high priority intersection improvements, and

WHEREAS, EMS Consulting has been assisting the Town Engineer in securing funding for this project and has been approved by the New York State Department of Transportation as qualified to perform the necessary surveys and design work, NOW, THEREFORE, BE IT

RESOLVED that the agreement to provide the necessary professional services for the Kensington Avenue, Cleveland Drive and Century Road traffic intersection improvements, as submitted to the Town Engineer by EMS Consulting, is accepted and approved, and BE IT FURTHER

RESOLVED that the Supervisor is authorized and directed to sign said agreement with EMS Consulting, and BE IT FURTHER

RESOLVED that the cost of \$25,500 for said professional services shall be charged to the Town Traffic Improvement Budget Item.

* * * * *

MOTION BY COUNCILMAN GABRYSAK AND SECONDED BY COUNCILMAN SOLECKI TO TABLE THE ABOVE RESOLUTION.

* * * * *

Item No. 11c Motion by Councilman Rogowski Seconded by Councilman Kulyk

WHEREAS, a project for improvement of the intersections at Kensington Avenue, Cleveland Drive and Century Road, Town of Cheektowaga, funded under the Federal Aid Highway Program as provided for by the appropriate sections of Title 23 U.S. Code and the appropriate sections of the New York State Highway Law and Budget Bills applicable thereto calls for state or local participation, AND

WHEREAS, the Town of Cheektowaga desires to advance the project which is not, or portions of which are not, on the state highway system by authorizing the municipality to participate in a share of the cost of preliminary engineering and/or right-of-way incidental work, including review of final design, right-of-way acquisition and construction and construction engineering of the project or portions of the project not on the state highway system, NOW, THEREFORE, BE IT

RESOLVED that it is understood that this statement in no way diminishes the Town of Cheektowaga's rights under present procedures to review and comment on specific stages of the project, AND, BE IT FURTHER

RESOLVED that it is understood that the Town shall provide 100% of the non-federal share of the cost of preliminary engineering and/or right-of-way incidental work, right-of-way acquisition, construction and construction engineering and 100% of any non-federal aid participating costs of the subject project, estimated to be \$142,500, AND, BE IT FURTHER

RESOLVED that the Town Board hereby authorizes the Town of Cheektowaga to participate in the cost of preliminary engineering, including final design of the subject project or portions of the subject project that are not on the state highway system, and/or in the costs of the right-of-way incidental work, right-of-way acquisition, construction and construction engineering by providing the local share of the cost, AND, BE IT FURTHER

RESOLVED that this authorization shall commit the Town of Cheektowaga to an amount not to exceed \$142,500 for the local share of the preliminary engineering, including review of the final design of the project and/or for the right-of-way acquisition, and construction and construction engineering, AND, BE IT FURTHER

Item No. 11c continued

RESOLVED that this Town Board directs and authorizes the Supervisor to execute all necessary agreements on behalf of the Town of Cheektowaga with the New York State Department of Transportation approving of the above-subject project and providing for the municipality's participation in the cost of the local share of the subject project, including deposits as required at a total cost of design, right-of-way acquisition, construction and construction engineering not to exceed \$142,500, and to execute all agreements and necessary documents as required in Article 6 of the Highway Law, and any other applicable agreements as required for the project.

* * * * *

MOTION BY COUNCILMAN GABRYSZAK AND SECONDED BY COUNCILMAN SOLECKI TO TABLE THE ABOVE RESOLUTION.

* * * * *

Item No. 12 Motion by Councilman Kulyk Seconded by Councilman Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located at 934 Cleveland Drive, Cheektowaga, New York, SBL #80.19-3-31 and according to the Assessors' Office is owned by Daniel M. Glaser, Clarence, New York 14031, 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 property hereinbefore described.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 13 Motion by Councilman Rogowski Seconded by Councilman Jaworowicz

WHEREAS, by resolutions dated May 19, 1986, the Town Board granted Henry M. and Arlene Fronckowiak a rezoning and special use permit to construct a mobile home park at 320 Losson Road (now Crabapple Lane), and

WHEREAS, pursuant to such resolutions, landscaping and berms were to be placed on the Fronckowiaks' property to separate such property from John C. Stiglmeier Park, and

WHEREAS, it appears that the berms were inadvertently placed, in part, on Stiglmeier Park property, and

WHEREAS, it would be burdensome to require the Fronckowiaks to move the berm, and

WHEREAS, the Assessor's Office has stated that the value of the Stiglmeier Park property being encroached on by the berms is \$2,500.00, and

WHEREAS, the Fronckowiaks have agreed to remit this sum to the Town in exchange for permission from the Town to leave the berms where they are, NOW, THEREFORE, BE IT

Item No. 13 continued

RESOLVED that this Town Board hereby agrees to accept the sum of \$2,500.00 from Henry M. and Arlene Fronckowiak in exchange for permission to allow the berms they erected to remain, in part, on Stiglmeier Park property.

* * * * *

MOTION BY COUNCILMAN GABRYSZAK AND SECONDED BY COUNCILMAN SOLECKI TO TABLE THE ABOVE RESOLUTION.

* * * * *

Item No. 14 Motion by Councilman Gabryszak Seconded by Councilman Blachowski

WHEREAS, on the 7th day of May, 1984, this Town Board adopted an Ambulance Ordinance, the EMS Board, which was created at that time, has completed a review and evaluation of new/renewal license applications for driver/attendant(s), and has recommended that the Town Board issue such licenses, and

NOW, THEREFORE, BE IT RESOLVED that the recommendations of EMS Board concerning the licensing of new/renewal driver(s)/attendant(s) shown on the attached list be and hereby are accepted and approved, for a period to expire upon the expiration of such ambulance driver(s)/attendant(s) Emergency Medical Technician ("EMT") card, and BE IT FURTHER

RESOLVED that the Town Clerk be and hereby is authorized, empowered and directed to issue new/renewal licenses to the driver(s)/attendant(s) set forth on the annexed schedule, pursuant to the terms of this resolution.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

*See next page

TOWN OF CHEEKTOWAGA DRIVER/ATTENDANT LICENSE

<u>NAME</u>	<u>ADDRESS</u>	<u>COMPANY</u>	<u>EMT EXPIRES</u>
Christopher, Michael	Amherst, New York 14226	Town's Ambulance	3/31/93
Holt, James B.	Amherst, N.Y. 14226	Town's Ambulance	5/31/92
Ihlenburg, Constance K.	Buffalo, N.Y. 14215	Town's Ambulance	2/28/93
Schaefer, Catherine M.	Sloan, New York 14212	Town's Ambulance	2/28/93
Schneider, Richard G., Jr.	Depew, N.Y. 14043	Town's Ambulance	*awaiting card
Hout, Matthew, J.	Depew, N.Y. 14043	Town's Ambulance	*awaiting card
Sanfratello, Thomas A.	Batavia, N.Y. 14020	Town's Ambulance	6/30/92
Newton, Linda M.	E. Amherst, N.Y. 14051	Town's Ambulance	12/31/92
Weaver, Lee A.	Buffalo, N.Y. 14222	Town's Ambulance	5/31/93
Joyce, Heather E.	Lackawanna, N.Y. 14218	Town's Ambulance	2/28/93

MEETING NO.15

July 2, 1990

Item No. 15 Motion by Councilman Kulyk Seconded by Councilman Solecki

WHEREAS, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, the Environmental Advisory Committee reviews various applications for building permits, rezonings, special permits, etc. and renders its determination of environmental significance of such applications, and

WHEREAS, the Town Board pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, is designated the lead agency in most instances, and

WHEREAS, since the Town Board is the lead agency, it must affirm or reject the recommendations submitted to it by the Advisory Committee, and

WHEREAS, the Advisory Committee, at its meeting held on June 7, 1990, rendered the determinations shown on the attached memo dated June 13, 1990, and

WHEREAS, this Town Board has reviewed the applications submitted and the recommendations made by the Environmental Advisory Committee for the items listed below, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby affirms the recommendations (including stipulations, if any) made by the Advisory Committee with respect to the following referenced items which appear on the June 13, 1990 memo attached hereto:

Item II 3938 Broadway

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
 Rogowski and Blachowski

NAYES: 0

ABSENT: 0

* See Attached Memo

**OFFICE OF
BUILDING & PLUMBING INSPECTIONS**

RONALD MARTEN

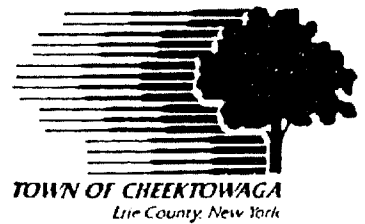
Supervising Bldg. and Plbg. Inspector

Town Hall, Broadway and Union Road

Cheektowaga, New York 14227

686-3470

Growing In A New Direction



M E M O

TO: Supervisor Frank Swiatek
Honorable Town Board Members
Richard Moleski, Town Clerk
James Kirisits, Town Attorney

FROM: Thomas Adamczak
Building Inspector

DATE: June 13, 1990

RECEIVED
JUN 14 1990
TOWN ATTORNEY.

The following is a summary of the proposals which have been reviewed by the Town Environmental Quality Review Advisory Committee at a meeting held on June 7, 1990, in the Town Hall Council Chambers.

ITEM I St. Felix

- Proposed Rezoning For
Two Family Dwelling

Applicant had been before the committee previously and was told that the subdivision had not yet been filed with the County Clerk and therefore no legal parcels exist to be considered for a rezoning. The applicant was told by the developers that everything had been taken care of but the Town Engineer informed the applicant that this was not the case. The subdivision still does not exist legally and therefore the committee is tabling this item until such time as the subdivision is properly filed.

ITEM II 3938 Broadway

- Proposed Addition For
Globe Amerada

Applicant: Globe Amerada

Determination: Non-Significant With Conditions.
The 4,000 square foot addition had been before the committee previously and had been tabled at that time to allow for the Planning Board to review landscaping and for a determination to be made as to whether or not a fire hydrant must be constructed on the street or the property itself. After considerable contact with the Albany office regarding the building code requirements a determination was made that no fire hydrant need be installed either on Ellicott Road or the property.

RE: EQR - June 7, 1990
June 13, 1990
Page: 2

The Fire Department believes that hydrants are needed along Ellicott Road to provide sufficient fire service for the area. (Unfortunately the New York State Building Code in many situations does not require installation of a fire hydrant).

The conditions are as follows:

- o Planning Board approved the landscaping plan;
- o The owner of the property determine what easements exist to allow access to the parking lot and to other parcels of property. It is his responsibility to maintain the legal status of the easement.

ITEM III 495 Aero Drive - Proposed Additions

Applicant: Mussachio Architects

Determination: Tabled.

The applicant proposes to construct additions to existing office/warehouse at the corner of Aero Drive and Amherst Villa Road. The additions will total approximately 5,000 square feet and the building would continue to be used for office/warehousing.

The Engineering Department is requesting a plan which shows USGS Datum with relation to floor elevations and the flood plain of Ellicott Creek. The developer must also provide more detail on the drainage of the site, especially the new parking areas. This item will remain tabled until that time.

ITEM IV 247 Fonda - Proposed Rezoning Of A
Vacant Lot For Two
Family Dwelling

Applicant: Dorothy Neubauer

Determination: Non-Significant.

The applicant proposes to construct a two family dwelling on the site. Residents of Laurentian Drive had attended the meeting seeking additional information as to the type of building and number of units. They also indicated they had flooding problems in connection with the drainage ditch that runs at the rear of their property. The applicant was informed that all storm drainage must be directed to the storm sewer at the street in front of the house. The drainage plan must be approved by the Engineering Department prior to construction of the dwelling.

MEETING NO.15

July 2, 1990

Item No. 16 Motion by Councilman Rogowski Seconded by Councilman Kulyk

WHEREAS, LaCasa Development Co., Inc. is the owner of the property located at 54 and 58 Surfside Parkway in the Town, and

WHEREAS, such owner desires to develop such property as residential lots, and

WHEREAS, the Town Engineering Department has requested a drainage easement along the rear property lines of these lots, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby accepts a drainage easement from LaCasa Development Co., Inc. across the rear 15 feet of property known as 54 and 58 Surfside Parkway, and BE IT FURTHER

RESOLVED that the Town Attorney's Office be and hereby is directed to record such easement in the Erie County Clerk's Office.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 17 Motion by Councilman Gabryszak Seconded by Councilman Rogowski

WHEREAS, the Cheektowaga Youth Engaged in Service (Y.E.S.) Program has requested permission to conduct an overnight campout on August 11th and 12th, 1990 at John C. Stiglmeier Park, and

WHEREAS, Article 48-12 of the Code of the Town of Cheektowaga states that "All parks shall be closed, except for use of driveways therein, between the hours of sunset and sunrise the following morning, and no person shall lounge about or remain in any of the parks during the hours when so closed", NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board permit a waiver of Article 48-12 of the Code of the Town of Cheektowaga, said waiver extended to the Cheektowaga Youth Engaged in Service (Y.E.S.) Program for the use of John C. Stiglmeier Park on August 11th and 12th, 1990, and BE IT FURTHER

RESOLVED that a copy of said resolution be forwarded to the Chief of Police, Facilities Department Director and Recreation Director.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 18a Motion by Councilman Solecki Seconded by Councilman Kulyk

WHEREAS, by resolution dated January 15, 1990, this Town Board appointed Frank Orlikowski and Thomas Carney as Assistant Working Foreman in the Sanitation Department and stated that such appointments were probationary for six months, and

WHEREAS, the General Foreman of the Sanitation Department has recommended that, in light of the significant operational improvements in the department, Frank Orlikowski and Thomas Carney be made permanent Assistant Working Foremen and that the remaining probationary period be terminated, NOW, THEREFORE, BE IT

RESOLVED that Frank Orlikowski and Thomas Carney be and hereby are appointed to the positions of Assistant Working Foremen (permanent) in the Sanitation Department, effective immediately.

Item No. 18a continued

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

August

Item No. 18b Motion by Councilman Blachowski Seconded by Councilman Solecki

WHEREAS, this Town Board has previously created a corporation known as the Cheektowaga Economic Development Corporation for the purpose of assisting and encouraging new economic development in the Town, and

WHEREAS, the By-Laws of the Corporation state that the President of the Cheektowaga Chamber of Commerce shall be a member of the Board of Directors of the Cheektowaga Economic Development Corporation co-existant with the individuals's term as President of the Chamber, subject to appointment by the Cheektowaga Town Board, and

WHEREAS, William M. Wind has been elected as President of the Cheektowaga Chamber of Commerce, effective July 1, 1990, NOW, THEREFORE, BE IT

RESOLVED that William M. Wind is hereby appointed to the Cheektowaga Economic Development Corporation Board of Directors for a term co-existant with his term as President of the Cheektowaga Chamber of Commerce, effective upon his taking office as President of the Cheektowaga Chamber of Commerce.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 18c Motion by Councilman Rogowski Seconded by Councilman Kulyk

WHEREAS, there is currently a vacancy for the position of Laborer (Temporary) in the Sanitation Department, and

WHEREAS, such position was posted for the required period as stated in the Collective Bargaining Agreement, NOW, THEREFORE

BE IT RESOLVED, that Paul Strzelczyk, Seasonal Laborer in the Sanitation Department, be and hereby is appointed to the position of Laborer (Temporary), at a salary in accordance with the Collective Bargaining Agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk,
Rogowski and Blachowski
NAYES: Councilman Solecki
ABSENT: 0

Item No. 18d Appointment of Temporary Laborer in Sanitation Department.
This item was withdrawn.

Item No. 18e Motion by Councilman Gabryszak Seconded by Councilman Blachowski

WHEREAS, there exists a temporary vacancy in the position of Recreation Instructor in the Recreation Department as a result of a maternity leave, AND

WHEREAS, notice of such temporary vacancy has been posted in accordance with the provisions of the collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, NOW, THEREFORE, BE IT

Item No. 18e continued

RESOLVED that Maureen Schneider, Cheektowaga, New York 14227, be and hereby is appointed to the temporary vacancy of Recreation Instructor in the Recreation Department in accordance with the terms and conditions of the collective bargaining agreement between the Town and the Town of Cheektowaga Employees Association, effective immediately.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

* * * * *

Motion by Councilman Kulyk and Seconded by Councilman Solecki to dispense with reading of names in following resolutions and the voting was as follows:

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

* * * * *

Item No. 19 Motion by Councilman Solecki Seconded by Councilman Kulyk

BE IT RESOLVED that the following individuals be and hereby are terminated as seasonal employees in the various departments listed;

	<u>EFFECTIVE</u>
<u>SANITATION DEPARTMENT</u>	
Robert E. Higgins	Immediately
James Dick	Immediately
<u>POLICE DEPARTMENT</u>	
Susan R. Kasprończ	Immediately
<u>FACILITIES DEPARTMENT</u>	
Mark Jakubiak	Immediately
James Hilburger	Immediately

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 20a Motion by Councilman Gabryszak Seconded by Councilman Rogowski

BE IT RESOLVED that the following be hired to aid the Cheektowaga Recreation Department in conducting its 1990 summer programs:

LIFEGUARD \$4.50 per hour - A7180.1913

Melissa Bialkowski
Michael Stachura
William Kolasa

Item No. 20a continued

RECREATION ATTENDANT - \$3.50 per hour - A7140.1614

Amy Marie Roska
Heidi Cartenuto
Richard Tonge
Jennie Fischer
Cori Garguiolo

RECREATION LEADER - \$4.00 per hour - A7140.1614

Maria Rose Frisana

GYMNASTICS INSTRUCTOR - \$4.00 per hour - A7140.1615

Marco Bona
Irene Leary

FURTHER BE IT RESOLVED that the following transfers be made for the Recreation Department as follows:

RECREATION LEADER FROM RECREATION ATTENDANT

David Pyc
Albert May
Amy Sieczkarek

RECREATION ATTENDANT FROM RECREATION LEADER

Michael Ostempowski
Domenica Cimato

Motion by Supervisor Swiatek and Seconded by Councilman Gabryszak to amend the above resolution and the voting was as follows:

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

AMENDED

Motion by Councilman Gabryszak seconded by Councilman Rogowski

BE IT RESOLVED that the following be hired to aid the Cheektowaga Recreation Department in conducting its 1990 summer programs:

LIFEGUARD \$4.50 per hour - A7180.1913

Melissa Bialkowski
Michael Stachura
William Kolasa

RECREATION ATTENDANT - \$3.50 per hour - A7140.1614

Amy Marie Roska
Heidi Cartenuto
Richard Tonge
Jennie Fischer
Cori Garguiolo
Stacy Kalisz

Item No. 20a continued

RECREATION LEADER - \$4.00 per hour - A7140.1614

Maria Rose Frisana

GYMNASTICS INSTRUCTOR - \$4.00 per hour - A7140.1615

Marco Bona
Irene Leary

FURTHER BE IT RESOLVED that the following transfers be made for the Recreation Department as follows:

RECREATION LEADER FROM RECREATION ATTENDANT

David Pyc
Albert May
Amy Sieczkarek

RECREATION ATTENDANT FROM RECREATION LEADER

Michael Ostempowski
Domenica Cimato

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 20b Motion by Councilman Solecki Seconded by Councilman Kulyk

BE IT RESOLVED, that the following persons be hired as seasonal employees in the listed departments, in compliance with the provisions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, for a period not to exceed twenty-four (24) consecutive weeks in a calendar year:

	<u>EFFECTIVE</u>
<u>SEWER MAINTENANCE DEPARTMENT - \$4.65 per hour</u>	
Roman Cichocki	Immediately
<u>FACILITIES DEPARTMENT - Parks Division - \$4.65 per hour #01-7110-0001-1491</u>	
Joseph Emmanuele	Immediately
Jeff Schieder	Immediately
Leo Kazukiewicz	Immediately
<u>SANITATION DEPARTMENT - \$5.00 per hour</u>	
Gerald Zimpfer	Immediately
Christopher Weber	Immediately
Daryl Bernys	Immediately
Juliet Mark	Immediately
James Matuszak	Immediately
James Osinski	Immediately
Jeff Denecke	Immediately

AND, BE IT FURTHER

RESOLVED, that Jackie Kowal, a seasonal employee, be and hereby is transferred from the Facilities Department to the Recreation Department, in the position of Recreation Leader (A71701614), at the rate of \$4.00 per hour, effective immediately.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

MEETING NO.15

July 2, 1990

Item No. 20c Motion by Councilman Gabryszak Seconded by Councilman Solecki

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

WHEREAS, the Summer Youth Program starts on June 25th, 1990, participants work a maximum of 40 hours per week at \$3.80 per hour, and a termination date not to exceed August 31, 1990, 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:

Bauman, Andrea	14225
Flanagan, Andrea	14225
Frontera, Frank	14227
Gaghich, Tracy	14225
Goldsmith, Jennifer	14225
Goldsmith, William	14225
Grace, Dawn	14225
Hirschman, Jaime	W. Seneca
Hirschman, Justin	W. Seneca
Weber, Michael	14225
Zakrzewski, Ryan	14227
Brutcher, Kevin	14225
Jasinski, Steven	14206
Jaszczak, James	14225
Mook, Susan	14225

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 20d Motion by Councilman Gabryszak Seconded by Supervisor Swiatek

BE IT RESOLVED that the following individuals be hired for the Summer Day Camp for Developmentally Disabled at the designated titles and salaries, effective immediately:

COUNSELOR I \$3.80 per hour (01-7310-0001-1802):

Melissa Paoletti	14227
Jennifer Tabalski	14227
Steve Brady	14227

COUNSELOR II \$3.95 per hour (01-7310-0001-1802):

Tom Jakubowicz	14227
Kirsten Weir	14043
Beth Woods	14225
Jennifer Stock	14225

COUNSELOR III \$4.10 per hour (01-7310-0001-1802):

David Topor	14225
Lisa Topor	14225

BE IT FURTHER RESOLVED that the hourly rate for the below listed individual be increased to \$4.10 per hour, effective immediately:

COUNSELOR III \$4.10 per hour (01-7310-0001-1802):

Elizabeth Gagola	14225
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Item No. 20d continued

BE IT FURTHER RESOLVED that the following individuals be terminated from the Cheektowaga Conservation Corps Program at the designated titles and salaries:

SUMMER TRAINEES (01-7310-0001-1812) \$3.80 per hour:

Dennis Piekarski	14043
Jeffrey Pula	14206
Carrie Taber	14227

BE IT FURTHER RESOLVED that the following individual be hired for the Cheektowaga Conservation Corps Program at the designated title and salary:

CHEEKTOWAGA CONSERVATION CORPS ALTERNATE (01-7310-0001-1812) \$3.80 per hour:

Jason Dauscher	14206
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BE IT FURTHER RESOLVED that the following individual be hired for the New York State Conservation Corps Program at the designated title and salary:

NEW YORK STATE CONSERVATION CORPS ALTERNATE (01-7310-0001-1816):

Jeff Jusiak	14227
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Upon Roll Call....

AYES:	Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES:	0
ABSENT:	0

Item No. 21 Motion by Councilman Jaworowicz Seconded by Councilman Solecki

WHEREAS, on June 18, 1990, this Town Board, by resolution, granted Cynthia Carleton, a Clerk-Typist in the Police Department, a voluntary leave of absence without pay, from July 2, 1990 through September 4, 1990, AND

WHEREAS, the dates of Ms. Carleton's voluntary leave were incorrectly stated on said resolution, NOW, THEREFORE, BE IT

RESOLVED that said resolution be amended as follows: Ms. Carleton is hereby granted a voluntary leave of absence, without pay, from July 31, 1990 through September 1, 1990.

Upon Roll Call....

AYES:	Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES:	0
ABSENT:	0

Item No. 22 Motion by Councilman Kulyk Seconded by Councilman Solecki

WHEREAS, the Town's Master Plan, Zoning Maps and Zoning Ordinance needs to be updated, and

WHEREAS, proposals from various professional planning consultants have been received and reviewed, and

WHEREAS, the Saratoga Associates has submitted a proposal which meets the Town's requirements and which has been recommended for approval by members of the Town Zoning and Petitions Committee, and

WHEREAS, moneys for such Master Plan update were previously approved pursuant to bond resolutions adopted by this Town Board, NOW, THEREFORE, BE IT

MEETING NO.15
July 2, 1990

Item No. 22 continued

RESOLVED that this Town Board hereby approves the hiring of The Saratoga Associates for the preparation of an updated Master Plan, etc. as per the terms of the attached proposal, and BE IT FURTHER

RESOLVED that the moneys for such services, \$30,000.00, shall be appropriated and paid from the following referenced account:

Account No. 5821-8010-1101	\$7,884.34
Account No. 0800-8010-4683	\$22,115.66

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 23 Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

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

GENERAL FUND

FROM:	1610-04-4446 (Motor Equip. Repair-Central Garage)	\$ 2,500.00
	3310-04-4471 (Signs-Police)	2,000.00
	1220-04-4001 (Office Supplies-Supervisor)	417.52
TO:	1640-04-4072 (Uniform Cleaning-Central Garage)	2,500.00
	3020-04-4431 (Equip. Repair-Police)	2,000.00
	1220-02-2005 (Office Furniture-Supervisor)	417.52

SPECIAL DISTRICT FUND

FROM:	8125-04-4543 (Contracted Sewer Repair-SD #5)	\$24,000.00
	28-0599-0000 (Appropriated Fund Balance-SD #8)	547.50
	41-0599-0000 (Appropriated Fund Balance-Storm #1)	1,600.00
TO:	8125-04-4438 (Sewer Repairs)	24,000.00
	8130-04-47-1 (BAN Expenses 1989)	547.50
	8141-04-4599 (Cedar Road 1989)	1,600.00

RISK RETENTION FUND

FROM:	5031-0000 (Interfund Transfer-In Revenue)	3,500.00
TO:	2798-0000 (Appropriated Reserves Revenue)	3,500.00

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 24 Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

BE IT RESOLVED, that the following vouchers and warrants submitted to the Town of Cheektowaga prior to July 2, 1990 are hereby approved and made a part hereof:

MEETING NO.15
July 2, 1990

Item No. 24 continued

GENERAL FUND	\$65,909.67
HIGHWAY FUND	98,290.33
CAPITAL FUND	42,742.45
TRUST & AGENCY FUND	208.06
HUD-CDBG FUND	98,643.40
PART TOWN FUND	394.84
RISK RETENTION FUND	301.55
STATE AFFORDABLE HOUSING FUND	1,038.00
HUD-REHAB. FUND	5,539.50
SPECIAL DISTRICT FUND	15,955.67
	<u>\$329,023.47</u>
	=====

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

IV. DEPARTMENTAL COMMUNICATIONS

Item No. 25 Building Permits
Received and Filed

Item No. 26 County of Erie/Notice of Highway Closure: George Urban Blvd.
Received and Filed

Item No. 27 NYSDOT/Rescind Designation of Restricted Highway
Received and Filed

Item No. 28 NYSDOT: Notice of Order/Broadway between City line and westerly ramp
to Harlem Road
Received and Filed

V. GENERAL COMMUNICATIONS

Item No. 29 Summons and Complaint: Antoinette M. Paterson vs. Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Sylvia Slawiak, Accounting Department; Central Garage;
Joseph Naples, Insurance Carrier.
Received and Filed

Item No. 30a Notice of Claim: Suzanne Wozniak as Executrix of the Estate of Allen
R. Karns, Deceased vs. Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Sylvia Slawiak, Accounting Department; Highway
Department; S.I.S. Services, Insurance Carrier.
Received and Filed

Item No. 30b Notice of Claim: Patrick Sullivan vs. Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Sylvia Slawiak, Accounting Department; Police
Department; S.I.S. Services, Insurance Carrier.
Received and Filed

MEETING NO.15

July 2, 1990

Item No. 31 Correspondence regarding traffic signal at intersection of Losson Road and Towers.
Copies were sent to: Frank E. Swiatek, Supervisor; Town Board Councilmen; Traffic Safety Commission; Sgt. Mark E. Nacke, Police Dept.; Highway Department

* * * * *

Motion by Supervisor Swiatek and Seconded by Councilman Kulyk to suspend the rules to include the following three items and the voting was as follows:

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski

NAYES: 0

ABSENT: 0

* * * * *

VI. SUSPENSION OF RULES

Item No. 32 Motion by Supervisor Swiatek Seconded by Councilman Solecki

WHEREAS, the N.Y.S. Energy Office has awarded a Technical Assistance Studies Grant for the Sanitation Garage under the Local Government/Public Care Conservation Program, and

WHEREAS, the N.Y.S. Energy Office Award provides 50% funding for said Technical Assistance Study, and

WHEREAS, Babinsky, Klein Engineering, P.C. has considerable experience in preparing Technical Assistance Studies, and

WHEREAS, Babinsky, Klein Engineering, P.C. submitted a proposal to provide site surveys, condition and configuration of existing energized systems, systems performance test on mechanical equipment, analysis of renewable energy source applications, lighting surveys, identify all possible energy conservation measures and preparation of the final report, NOW, THEREFORE, BE IT

RESOLVED that, contingent upon approval from the N.Y.S. Energy Office, the firm of Babinsky, Klein Engineering, P.C., 150 Creekside Drive, Amherst, New York, 14150 is hereby retained to prepare a Technical Assistance Study for the Sanitation Garage at a fee not to exceed \$3,600.00, and BE IT FURTHER

RESOLVED that funds for said action are available from Account #1500.8160.4247.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski

NAYES: 0

ABSENT: 0

Item No. 33 Motion by Supervisor Swiatek Seconded by Councilman Solecki

WHEREAS, funding is available from the New York State Energy Office through the Energy Conservation Grant Program for Local Government and Public Care Facilities to install energy conservation measures at the Sanitation Garage, and

WHEREAS, this Town Board is interested in availing itself of such funding, NOW, THEREFORE, BE IT

RESOLVED that Robert J. Miller & Associates, the Town's grant consultants, be and hereby is directed to prepare an application to the New York State

Item No. 33 continued

Energy Office, and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is authorized and directed to execute the aforementioned funding applications on behalf of the Town.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 34 Motion by Supervisor Swiatek Seconded by Councilman Kulyk

WHEREAS, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, the Environmental Advisory Committee reviews various applications for building permits, rezonings, special permits, etc. and renders its determination of environmental significance of such applications, and

WHEREAS, the Town Board, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, is designated the lead agency in most instances, and

WHEREAS, since the Town Board is the lead agency, it must affirm or reject the recommendations submitted to it by the Advisory Committee, and

WHEREAS, the Advisory Committee, at its meeting held on June 28, 1990, rendered the determinations shown on the attached memo dated July 2, 1990, and

WHEREAS, this Town Board has reviewed the applications submitted and the recommendations made by the Environmental Advisory Committee for the items listed below, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby affirms the recommendations (including stipulations, if any) made by the Advisory Committee with respect to the following referenced items which appear on the July 2, 1990 memo attached hereto:

Item I	495 Aero Drive
Item II	1049 French Road
Item IV	82 Honorine Drive

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

* SEE NEXT PAGES

Office of Building & Plumbing Inspections

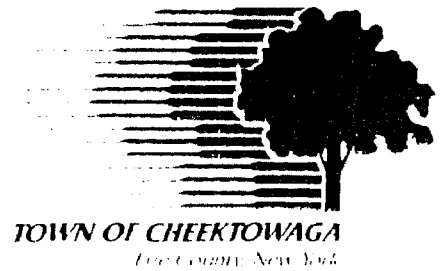
Cheektowaga Town Hall

Broadway & Union Road

Cheektowaga, New York 14227

716/686-3470

Growing In A New Direction



M E M O

TO: Supervisor Frank Swiatek
Honorable Town Board Members
Richard Moleski, Town Clerk
James Kirisits, Town Attorney

FROM: Thomas Adamczak
Building Inspector

DATE: July 2, 1990

The following is a summary of the proposals which have been reviewed by the Town Environmental Quality Review Advisory Committee at a meeting held on June 26, 1990, in the Town Hall Council Chambers.

ITEM I 495 Aero Drive - Proposed Additions Totaling
More Than 7,000 Square Feet

Applicant: Mussachio Architects

Determination: Non-Significant With Conditions.
This proposal had been before the committee previously and a new plan was requested. The new plan was submitted which shows the site to be partially paved this year and the balance to be paved as the land is needed. Landscaping which was previously approved by the Planning Board will also be installed along Amherst Villa Road and extended along the entire length of the property line in this area as the property is developed.

The applicant has indicated a desire to pipe the drainage ditches along the highways. He will approach the Erie County Highway Department and Town Highway Departments with regards to such piping. The Town Engineers indicated a desire that the drainage system be extended further South into the area that will eventually be paved.

The conditions are that landscaping be installed along Amherst Villa Road and that the drainage system be extended further South.

ITEM II 1049 French Road - Proposed Addition To The
Southline Fire Hall

Applicant: Southline Fire District #10

This micrograph shows a normal mucosal surface. The surface is covered by a dense layer of cells, likely epithelial cells, which appear as a dark, textured layer. Below this layer, the underlying tissue is lighter and more granular, showing some vascular structures and cellular components. The overall appearance is that of a healthy, non-inflamed mucosal lining.

100

100

100



RE: EQR - June 26, 1990
July 2, 1990
Page: 3

A number of residents of the area were present at the meeting to ask questions and voice their concerns regarding the proposed project.

Paramount on their list of concerns were flooding and traffic. They have indicated that there is frequent backyard flooding in the area and would like the developer as part of the project, if approved, to alleviate the flooding as much as possible with the storm drainage system.

The traffic generation for such a project was also questioned and the need for better traffic control devices along Genesee Street was expressed. Some residents have even indicated that a traffic signal may be needed at Meadow Place and Genesee Street. Some residents have also questioned snow storage and the possibility of saving as much vegetation as possible that presently exists along portions of the property lines.

The developer has indicated that the traffic study will take into account traffic along Genesee, Beach and Meadow and that the Department of Transportation (DOT) must decide what is necessary to mitigate traffic problems. Snow will be removed from the site and what will remain should not be a problem.

The developer did indicate that the supermarket will probably be a 24 hour a day operation and will have its own security personnel. Some neighbors were concerned that such an operation may increase the crime rate in the area.

The question of noise and loading dock were raised and the developer indicated that loading docks will be along the North side of the building closest to Genesee Street will be screened and all noise producing equipment such as; air conditioners and compressors, will be placed as far away as possible from homes and other noise deadening measures will be taken as needed. Lighting will be provided on the site with some security lighting along the backside of the supermarket.

The committee tabled this item to allow for comments to be made by the New York State DOT and Erie County Department of Environment and Planning as well as to allow for comments by other residents of the area.

ITEM IV

82 Honorine Drive

- Proposed Construction Of A
Single Family Dwelling

Applicant: R. Schierling

RE: EQR - June 26, 1990
July 2, 1990
Page: 4

Determination: Non-Significant.

The applicant wishes to construct a single family home on a vacant lot located on Honorine Drive. The reason this item was presented to the committee was simply that of location. The site is within the buffer zone established by the Town Board of the Town of Cheektowaga around the Critical Environmental Area which is the New York State DEC controlled wildlife preserve. The committee had no concerns with a single family dwelling as there are other single family dwellings on this street and had no conditions.

MEETING NO.15

July 2, 1990

Item No. 35

Motion by Councilman Kulyk Seconded by Councilman Rogowski to adjourn the meeting.

RICHARD M. MOLESKI,
Town Clerk

Item No. 1 At a meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 16th day of July, 1990 at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT: Supervisor Frank E. Swiatek
Councilman Patricia A. Jaworowicz
Councilman Dennis H. Gabryszak
Councilman Andrew A. Kulyk
Councilman Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Ron Marten, Building and Plumbing Inspector; Sal LaGreca, Employment & Training Director II; also Planning Board Chairman; Terry Rusin, Accountant; Chris Kowal, Highway Superintendent; Chester Bryan, Town Engineer; John Schaller, Assistant Chief of Police; Bruce Chamberlin, Assistant Chief of Police.

I. PUBLIC HEARINGS

Item No. 2 This being the time and place advertised for a public hearing to consider the advisability of adopting "A Local Law to Authorize the Chief of Police to Request and Provide Outside Service", 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. A brief description of such Local Law is as follows:

* * * * *

Town of Cheektowaga
A Local Law to Authorize the Chief of
Police to Request and Provide Outside Service

A local law to authorize the Chief of Police of the Town of Cheektowaga to request and provide emergency outside police services from and to other municipalities pursuant to Section 209-m of the General Municipal Law of the State of New York.

A copy of the complete text of such Local Law 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: July 2, 1990

RICHARD M. MOLESKI
Town Clerk

* * * * *

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. FROM THE TABLE

Item No. 3a Motion by Councilman Kulyk, Seconded by Councilman Solecki

WHEREAS, the Town of Cheektowaga and the Town of Cheektowaga Employees Association have negotiated various revisions to the current collective bargaining agreement, and

WHEREAS, such revisions will help to resolve a number of grievances currently pending, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized and directed to execute the attached Memorandum of Agreement between the Town and the Town Employees Association.

MOTION BY COUNCILMAN JAWOROWICZ, SECONDED BY COUNCILMAN BLACHOWSKI
TO TABLE THE ABOVE RESOLUTION AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

AYES: Councilmen Jaworowicz, Gabryszak, Solecki and Blachowski
NAYES: Supervisor Swiatek, Councilmen Kulyk and Rogowski
ABSENT: 0

The above resolution was tabled!

Item No. 3b Motion by Councilman Kulyk, Seconded by Councilman Rogowski

WHEREAS, the Town of Cheektowaga and the Town of Cheektowaga Employees Association has been involved in negotiations concerning the use of seasonal and part-time employees, and

WHEREAS, a Memorandum of Agreement reflecting the results of such negotiations has been prepared, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized and directed to execute the attached Memorandum of Agreement between the Town and the Town Employees Association.

MOTION BY COUNCILMAN JAWOROWICZ, SECONDED BY COUNCILMAN BLACHOWSKI
TO TABLE THE ABOVE RESOLUTION AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki and Blachowski
NAYES: Supervisor Swiatek, Councilmen Kulyk and Rogowski
ABSENT: 0

The above resolution was tabled!

Item No. 4a Motion by Councilman Rogowski, Seconded by Councilman Solecki

WHEREAS, this Town Board is entering into an agreement with the New York State Department of Transportation for implementation of traffic intersection improvements at Kensington Avenue, Cleveland Drive and Century Road, and

WHEREAS, said agreement requires the Town to provide engineering plans and specifications for these high priority intersection improvements, and

Item No. 4a cont'd

WHEREAS, EMS Consulting has been assisting the Town Engineer in securing funding for this project and has been approved by the New York State Department of Transportation as qualified to perform the necessary surveys and design work, NOW, THEREFORE, BE IT

RESOLVED that the agreement to provide the necessary professional services for the Kensington Avenue, Cleveland Drive and Century Road traffic intersection improvements, as submitted to the Town Engineer by EMS Consulting, is accepted and approved, and BE IT FURTHER

RESOLVED that the Supervisor is authorized and directed to sign said agreement with EMS Consulting, and BE IT FURTHER

RESOLVED that the cost of \$25,500 for said professional services shall be charged to the Town Traffic Improvement Budget Item.

* * * * *

MOTION BY COUNCILMAN ROGOWSKI, SECONDED BY SUPERVISOR SWIATEK TO SUBSTITUTE THE FOLLOWING RESOLUTION FOR ITEM 4a.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

* * * * *

Motion by Councilman Rogowski, Seconded by Councilman Solecki

WHEREAS, this Town Board is entering into an agreement with the New York State Department of Transportation for implementation of traffic intersection improvements at Kensington Avenue, Cleveland Drive and Century Road, and

WHEREAS, said agreement requires the Town to provide engineering plans and specifications for these high priority intersection improvements, and

WHEREAS, EMS Consulting has been assisting the Town Engineer in securing funding for this project and has been approved by the New York State Department of Transportation as qualified to perform the necessary surveys and design work, NOW, THEREFORE, BE IT

RESOLVED that the agreement to provide the necessary professional services for the Phase I - 1990 Kensington Avenue, Cleveland Drive and Century Road traffic intersection improvements, as submitted to the Town Engineer by EMS Consulting, is accepted and approved, and BE IT FURTHER

RESOLVED that the Supervisor is authorized and directed to sign said agreement with EMS Consulting, and BE IT FURTHER

RESOLVED that the cost of \$12,000 for said professional services shall be charged to the Town Traffic Improvement Budget Item #0100-3310-4478.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 4b Proposed improvements of intersections at Kensington Avenue, Cleveland Drive and Century Road
This item was withdrawn.
See Item No. 4a, this meeting.

Item No. 5 Motion by Councilman Rogowski, Seconded by Councilman Jaworowicz

WHEREAS, by resolutions dated May 19, 1986, the Town Board granted Henry M. and Arlene Fronckowiak a rezoning and special use permit to construct a mobile home park at 320 Losson Road (now Crabapple Lane), and

WHEREAS, pursuant to such resolutions, landscaping and berms were to be placed on the Fronckowiak's property to separate such property from John C. Stiglmeier Park, and

WHEREAS, it appears that the berms were inadvertently placed, in part, on Stiglmeier Park property, and

WHEREAS, it would be burdensome to require the Fronckowiaks to move the berm, and

WHEREAS, the Assessor's Office has stated that the value of the Stiglmeier Park property being encroached on by the berms is \$2,500.00, and

WHEREAS, the Fronckowiaks have agreed to remit this sum to the Town in exchange for permission from the Town to leave the berms where they are, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby agrees to accept the sum of \$2,500.00 from Henry M. and Arlene Fronckowiak in exchange for permission to allow the berms they erected to remain, in part, on Stiglmeier Park property.

* * * * *

MOTION BY SUPERVISOR SWIATEK, SECONDED BY COUNCILMAN SOLECKI
TO AMEND THE ABOVE RESOLUTION AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Kulyk, Solecki, Rogowski,
and Blachowski
NAYES: Councilman Gabryszak
ABSENT: 0

* * * * *

Motion by Councilman Rogowski, Seconded by Councilman Jaworowicz

WHEREAS, by resolutions dated May 19, 1986, the Town Board granted Henry M. and Arlene Fronckowiak a rezoning and special use permit to construct a mobile home park at 320 Losson Road (now Crabapple Lane), and

WHEREAS, pursuant to such resolutions, landscaping and berms were to be placed on the Fronckowiak's property to separate such property from John C. Stiglmeier Park, and

WHEREAS, it appears that the berms were inadvertently placed, in part, on Stiglmeier Park property, and

WHEREAS, it would be burdensome to require the Fronckowiaks to move the berm, and

WHEREAS, the Assessor's Office has stated that the value of the Stiglmeier Park property being encroached on by the berms is \$5,000.00, and

WHEREAS, the Fronckowiaks have agreed to remit this sum to the Town in exchange for permission from the Town to leave the berms where they are, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby agrees to accept the sum of \$5,000.00 from Henry M. and Arlene Fronckowiak in exchange for a revocable permit allowing the berms to be erected to remain, in part, on Stiglmeier Park property, and BE IT FURTHER

Item No. 5 cont'd

RESOLVED that the Fronckowiaks be and hereby are directed to abide by all of the terms and conditions contained in the Resolution of this Town Board dated May 19, 1986.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

III. RESOLUTIONS

Item No. 6g Motion by Councilman Kulyk, Seconded by Councilman Gabryszak

WHEREAS, Zbigniew J. Bielinski has petitioned for the rezoning from R-Residential District to RA-Apartment District of property owned by him and located at 688 Cayuga Creek 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, 1990 at 6:30 o'clock P.M., after publication and service of the notices required by the provisions of the Code of the Town of Cheektowaga ("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, 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, and

WHEREAS, the Town Board agrees with the determination made by the Environmental Advisory Review Committee, and

NOW, THEREFORE, BE IT RESOLVED that the application of Zbigniew J. Bielinski for the rezoning from R-Residential District to RA-Apartment District of the property specified in the attached legal description be and the same is hereby granted, 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 description

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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. 66, Township 10, Range 7
of the Buffalo Creek Reservation, described as follows:-

Beginning at a point in the centerline of Cayuga
Creek Road at its intersection with the easterly line of
lands conveyed to Zbigniew J. Bielinski by deed recorded
in Erie County Clerk's Office in liber 9514 of Deeds
page 150: thence northwesterly along the easterly line
of said lands two hundred thirty-three (233) feet: thence
southwesterly parallel with the center line of Cayuga
Creek Road seventy-five (75) feet to the northeast corner
of lands conveyed to William J. Orlando by deed recorded
in Erie County Clerk's Office in liber 9854 of Deeds
page 85: thence southeasterly along the easterly line
of said deed recorded in said Clerk's Office in liber
9854 of Deeds page 85, two hundred thirty-three (233)
feet to the center line of Cayuga Creek Road: thence
northeasterly along the center line of Cayuga Creek
Road seventy-five (75) feet to the point of beginning

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

Melanie Wolf, 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, 1990 ;
last publication ;
and that no more than six days intervened be-
tween publications.

Melanie Wolf

Sworn to before me this

day of July 19, 1990.

Margaret J. Bourdette

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

MARGARET J BOURDETTE
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES 12/11/91

**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 16th day of July, 1990 at 7:30 o'clock p.m. Eastern Daylight Saving Time there were:

PRESENT:

Supervisor Frank E. Swiatek
Councilman Patricia A. Jaworowicz
Councilman Dennis H. Gabryszak
Councilman Andrew A. Kulyk
Councilman Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski

ABSENT: 0

Motion by: Councilman Kulyk
Seconded by Councilman Gabryszak

WHEREAS, Zbigniew J. Bielinski has petitioned for the rezoning from R-Residential District to RA-Apartment District of property owned by him and located at 688 Cayuga Creek 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, 1990 at 6:30 P.M., after publication and service of the notices required by the provisions of the Code of the Town of Cheektowaga ("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, 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, and

WHEREAS, this Town board agrees with the determination made by the Environmental Advisory Review Committee,

July 19, 1990 CH

LEGAL NOTICES

NOW, THEREFORE, BE IT RESOLVED, that the application of Zbigniew J. Bielinski for the rezoning from R-Residential District to RA-Apartment District of the property specified in the attached legal description be and the same is hereby granted, and BE IT FURTHER

RESOLVED, that the Zoning Map and Ordinance of the Town of Cheektowaga 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. 66, Township 10, Range 7 of the Buffalo Creek Reservation, described as follows:-

Beginning at a point in the center-line of Cayuga Creek Road at its intersection with the easterly line of lands conveyed to Zbigniew J. Bielinski by deed recorded in Erie County Clerk's Office in liber 9514 of Deeds page 150; thence northwesterly along the easterly line of said lands two hundred thirty-three (233) feet; thence southwesterly parallel with the center line of Cayuga Creek Road seventy-five (75) feet to the northeast corner of lands conveyed to William J. Orlando by deed recorded in Erie County Clerk's Office in liber 9854 of Deeds page 85; thence southeasterly along the easterly line of said deed recorded in said Clerk's Office in liber 9854 of Deeds page 85, two hundred thirty-three (233) feet to the center line of Cayuga Creek Road; thence northeasterly along the center line of Cayuga Creek Road seventy-five (75) feet to the point of beginning.

Upon roll call..

Supervisor Swiatek Voting AYE
Councilman Jaworowicz Voting AYE
Councilman Gabryszak Voting AYE
Councilman Kulyk Voting AYE
Councilman Solecki Voting AYE
Councilman Rogowski Voting AYE
Councilman Blachowski Voting AYE

ABSENT

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, 1990, 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. 6a, 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, 1990.

RICHARD M. MOLESKI

TOWN CLERK

PUBLISH: July 19, 1990

Item No. 6b Motion by Councilman Kulyk, Seconded by Councilman Rogowski

WHEREAS, Judith Ann Chartrand has petitioned for the rezoning from R-Residential District to RA-Apartment District of property owned by her and located at 78 Joseph Street, Cheektowaga, New York, which property is more particularly described in the attached legal description, and

WHEREAS, a public hearing on such petition was held before this Town Board on the 2nd day of July, 1990 at 6:30 o'clock P.M., after publication and service of the notices required by the provisions of the Code of the Town of Cheektowaga ("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, 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, and

WHEREAS, the Town Board agrees with the determination made by the Environmental Advisory Review Committee, and

NOW, THEREFORE, BE IT RESOLVED that the application of Judith Ann Chartrand for the rezoning from R-Residential District to RA-Apartment District of the property specified in the attached legal description be and the same is hereby granted, 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 description

Upon Roll Call....

AYES:	Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES:	0
ABSENT:	0

AFFIDAVIT - NEXT PAGE

29

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. 12, Township 11, Range 7 of the Holland Land Company's Survey, and according to a Map filed in the Erie County Clerk's Office under Cover No. 2069, is known and distinguished as Subdivision Lot No. One Hundred One (101), as shown on said Map.

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

Melanie Wolf, 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 July 19, 1990 ;
last publication ;
and that no more than six days intervened be-
tween publications.

Melanie Wolf

Sworn to before me this

day of July 19, 1990

Margaret J. Bourdette

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

MARGARET J BOURDETTE
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES 12/11/81

**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 16th day of July, 1990 at 7:30 o'clock p.m. Eastern Daylight Saving Time there were:

PRESENT:
Supervisor Frank E. Swiatek
Councilman Patricia A. Jaworowicz
Councilman Dennis H. Gabryszak
Councilman Andrew A. Kulyk
Councilman Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski

ABSENT: 0
Motion by: Councilman Kulyk
Seconded by Councilman Rogowski

WHEREAS, Judith Ann Chartrand has petitioned for the rezoning from R-Residential District to RA-Apartment District of property owned by her and located at 78 Joseph Street, Cheektowaga, New York, which property is more particularly described in the attached legal description, and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on the 2nd day of July, 1990 at 4:30 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, 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 the

LEGAL NOTICES

Special Permit will not have significant effect on the environment, and **WHEREAS**, this Town Board agrees with the determination made by the environmental Advisory Review Committee,

NOW, THEREFORE, BE IT RESOLVED, that the application of Judith Ann Chartrand for the rezoning from R-Residential District to RA-Apartment District of the property specified in the attached legal description be and the same is hereby granted, and **BE IT FURTHER**

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

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. 12, Township 11, Range 7 of the Holland Land Company's Survey, and according to a Map filed in the Erie County Clerk's Office under Cover No. 2069, is known and distinguished as Subdivision Lot No. One Hundred One (101), as shown on said Map.

Upon roll call...

Supervisor Swiatek Voting AYE

Councilman Jaworowicz Voting

AYE

Councilman Gabryszak Voting

AYE

Councilman Kulyk Voting AYE

Councilman Solecki Voting AYE

Councilman Rogowski Voting

AYE

Councilman Blachowski 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, 1990, 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. 6b, 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, 1990.

RICHARD M. MOLESKI
TOWN CLERK

PUBLISH: July 19, 1990

Item No. 6c Motion by Councilman Rogowski, Seconded by Councilman Blachowski

WHEREAS, this Town Board held a public hearing on July 2, 1990 at 7:30 P.M., to consider the advisability of adoption of proposed amendments to Chapter 76 of the Code of the Town of Cheektowaga (Vehicle and Traffic) said hearing being held in accordance with Notice thereof which was duly published as required by law, at which hearing an opportunity to be heard was afforded all persons interested in the subject thereof,

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1.

That this Town Board determine that it is in the public interest to adopt the following amendments to Chapter 76 of the Code of the Town of Cheektowaga, County of Erie and State of New York, and said amendments are herewith adopted and enacted:

ARTICLE IV

Traffic Control Signals

Section 76-40. Installation, maintenance and operation of traffic control signals shall be amended by adding thereto a new subsection A. (51)(a), which reads as follows, at the end of Subsection A (51):

A. Traffic control signal shall be installed, maintained and operated as follows:

(51) Borden Road at French Road, pretimed signal, double face all approaches.

(a) Green left turn arrow on the north face of the signal permitting traffic moving southbound on Borden Road to make a left turn eastbound onto French Road. Phasing and timing to be in conformance with the State Manual of Uniform Traffic Control Devices.

ARTICLE VIII

Stop and Yield Intersections

The following intersections are designated as stop intersections and stop signs shall be erected on the following entrance streets:

<u>Street</u>	<u>Direction</u>	<u>Entrance Street</u>	<u>Traffic Stops</u>	<u>Sign Location</u>
Seminole Lane	North-south	Seminole Parkway	Westbound	N.E. Corner
Seminole Lane	North-South	Seminole Parkway	Eastbound	S.W. Corner

ARTICLE X

Parking, Standing, Stopping

Section 76-102 of the traffic ordinance shall be amended by deleting therefrom the following:

B. No parking anytime

ORCHARD PLACE north side from the west curbline of Union Road
to the south curbline of Chapel Avenue

Section 76-102 of the traffic ordinance shall be amended by adding thereto the following:

ORCHARD PLACE north side from the east curbline of Union Road
to the south curbline of Chapel Avenue

Item No. 6c cont'd

ALLIED DRIVE	west side	from the south curbline of Broadway southerly around the cul-de-sac to the intersection of the east curbline
KENSINGTON AVE. (County Road)	North and south sides	from the City of Buffalo City Line to the Town of Amherst Town Line

* * * * *

Section 2. Time to take effect.

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

Section 3. Territorial Application

These amendments 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 these amendments to Chapter 76 of the Code of the Town of Cheektowaga 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 said amendments specifying the date of adoption thereof.

Upon Roll Call....

AYES:	Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES:	0
ABSENT:	0

AFFIDAVIT - NEXT PAGE

TOWN OF CHEEKTOWAGA

tween publications.

MARGARET J BOURDETTE
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES 12/11/91

LEGAL NOTICES

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 16th day of July, 1990 at 7:30 o'clock p.m. Eastern Daylight Saving Time there were:

PRESENT:

Supervisor Frank E. Swiatek
Councilman Patricia A. Jaworowicz

Councilman Dennis H. Gabryszak
Councilman Andrew A. Kulyk
Councilman Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski

ABSENT: 0

Motion by Councilman Rogowski seconded by Councilman Blachowski

WHEREAS, this Town Board held a public hearing on July 2, 1990 at 7:30 P.M. to consider the advisability of adoption of proposed amendments to Chapter 76 of the Code of the Town of Cheektowaga (Vehicle and Traffic) said hearing being held in accordance with Notice thereof which was duly published as required by law, at which hearing an opportunity to be heard was afforded all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1.

That this Town Board determine that it is in the public interest to adopt the following amendments to Chapter 76 of the Code of the Town of Cheektowaga, County of Erie and State of New York, and said amendments are herewith adopted and enacted:

ARTICLE IV

Traffic Control Signals

Section 76-40. Installation, maintenance and operation of traffic control signals shall be amended by adding thereto a new subsection A. (51) (a), which reads as follows, at the end of subsection A (51):

A. Traffic control signal shall be installed, maintained and operated as follows:

(51) Borden Road at French Road, pretimed signal, double face all approaches.

(a) Green left turn arrow on the north face of the signal permitting traffic moving southbound on Borden Road to make a left turn eastbound onto French Road. Phasing and timing to be in conformance with the State Manual of Uniform Traffic Control Devices.

ARTICLE VIII

Stop and Yield Intersections

The following intersection are designated as stop intersections and stop signs shall be erected on the following entrance streets:

Street: Seminole Lane
Direction: North-south
Entrance Street: Seminole Parkway
Traffic Stops: Westbound
Sign Location: N.E. Corner

Street: Seminole Lane
Direction: North-south
Entrance Street: Seminole Parkway
Traffic Stops: Eastbound
Sign Location: S.W. Corner

ARTICLE X

Parking, Standing and Stopping

Section 76-102 of the traffic ordinance shall be amended by deleting therefrom the following:

B. No parking anytime
ORCHARD PLACE

North side, from the west curbline of Union Road to the south curbline of Chapel Avenue

Section 76-102 of the traffic ordinance shall be amended by adding thereto the following:

B. No parking anytime
ORCHARD PLACE

North side, from the east curbline of Union Road to the south curbline of Chapel Avenue

ALLIED DRIVE

West side, from the south curbline of Broadway southerly around the cul-de-sac to the intersection of the east curbline.

KENSINGTON AVENUE
(County Road)

North and south sides, from the City of Buffalo City line to the Town of Amherst Town Line

Section 2. Time to take effect.

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

Section 3. Territorial Application.

These amendments 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 these amendments to Chapter 76 of the code of the Town of Cheektowaga shall be entered in the minutes of this Town board and shall be published in the CHEEKTOWAGA

LEGAL NOTICES

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 said amendments specifying the date of adoption thereof.

Upon roll call...

Supervisor Swiatek, AYE
Councilman Jaworowicz, AYE
Councilman Gabryszak, AYE
Councilman Kulyk, AYE
Councilman Solecki, AYE
Councilman Rogowski, AYE
Councilman Blachowski, 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 Cheektowaga, a town located in the County of Erie, State of New York, was duly held on July 16, 1990, 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 6c, 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 here unto set my hand and have hereunto affixed the corporate seal of said Town, this 17th day of July, 1990.

RICHARD M. MOLESKI
Town Clerk

PUBLISH: July 19, 1990

Item No. 6d Motion by Councilman Jaworowicz, Seconded by Councilman Blachowski

WHEREAS, Section 209-m of the General Municipal Law of the State of New York provides authority for the chief executive officer of one municipality to request the chief executive officer of another municipality to assign part of its police force in times of emergency, and

WHEREAS, subdivision three of Section 209-m of the General Municipal Law authorizes a local government by local law, to delegate to its Chief of Police the authority granted to the chief executive officer, and

WHEREAS, the Chief of Police is better qualified to make decisions about the manpower demands of his department and could provide quicker attention in times of emergency, and

WHEREAS, a public hearing on a proposed local law to delegate such emergency aid authority to the Chief of Police was held on the 16th day of July, 1990 at 7:30 P.M. in the Council Chambers of the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York; at which hearing all parties in interested and citizens had an opportunity to be heard; and

WHEREAS, this Board feels it is in the Town's best interests to enact this Local Law, NOW, THEREFORE, BE IT

RESOLVED that Local Law No. 4 of the Year 1990, entitled "A Local Law to authorize the Chief of Police to Request and Provide Outside Service", which is attached hereto and made a part hereof, be and the same is hereby enacted, and BE IT FURTHER

RESOLVED that within five (5) days of its adoption, the Town Clerk shall file one (1) certified copy of this Local Law in his office and three (3) certified copies with the Secretary of State, and BE IT FURTHER

RESOLVED that Local Law No. 4 of the Year 1990 shall take effect upon its filing with the Secretary of State.

* See next three (3) pages for a copy of the Local Law

Upon Roll Call....

AYES:	Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES:	0
ABSENT:	0

(Please Use this Form for Filing your Local Law with the Secretary of State)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

~~XXXXXX~~

~~XXXX~~

Town

of Cheektowaga

~~XXXXXX~~

Local Law No. 4 of the year 19 90

A local law to authorize the Chief of Police to Request and Provide Outside Service
(Insert title)

Be it enacted by the Town Board of the
(Name of Legislative Body)

~~XXXXXXXX~~

~~XXXX~~

Town

of Town of Cheektowaga as follows:

~~XXXXXX~~

Section 1. The powers granted to the Town Supervisor under Section 209-m of the General Municipal Law of the State of New York to request and grant police assistance to other municipalities are hereby delegated to the Chief of Police or other person in command of the Police Department of the Town of Cheektowaga.

Section 2. This local law shall take effect immediately upon filing with the Secretary of State.

(Complete the certification in the paragraph which applies to the filing of this local law and strike out the matter therein which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. .4 of 19 20....
~~County~~
~~City~~ of Cheektowaga was duly passed by the . . . Town Board
of the Town of (Name of Legislative Body)
~~Village~~
on July 16, 19 20.... in accordance with the applicable provisions of law.

~~2. (Passage by local legislative body with approval or no disapproval by Elective Chief Executive Officer,* or repassage after disapproval.)~~

~~I hereby certify that the local law annexed hereto, designated as local law No. of 19
County
City
of the Town of was duly passed by the (Name of Legislative Body)
Village
on 19 not disapproved
and was approved by the Elective Chief Executive Officer*
repassed after disapproval
and was deemed duly adopted on 19, in accordance with the applicable provisions of law.~~

3. (Final adoption by referendum.)

~~I hereby certify that the local law annexed hereto, designated as local law No. of 19
County
City
of the Town of was duly passed by the (Name of Legislative Body)
Village
on 19 not disapproved
and was approved by the Elective Chief Executive Officer*
repassed after disapproval
on 19 Such local law was submitted to the people by reason of a
mandatory referendum, and received the affirmative vote of a majority of the qualified electors voting
permissive general
thereon at the special election held on 19, in accordance with the applicable provisions of law.~~

4. (Subject to permissive referendum, and final adoption because no valid petition filed requesting referendum.)

~~I hereby certify that the local law annexed hereto, designated as local law No. of 19
County
City
of the Town of was duly passed by the (Name of Legislative Body)
Village
on 19 not disapproved
and was approved by the Elective Chief Executive Officer*
repassed after disapproval
on 19 Such local law was subject to a permissive referendum and
no valid petition requesting such referendum was filed as of 19
in accordance with the applicable provisions of law.~~

*Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairman of the county legislative body, the mayor of a city or village or the supervisor of a town where such officer is vested with power to approve or veto local laws or ordinances.

5. ~~(City local law concerning Charter revision proposed by petition.)~~


~~I hereby certify that the local law annexed hereto, designated as local law No. of 19 of the City of having been submitted to referendum pursuant to the provisions of ^{§36}~~§37~~ of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the ^{special}~~general~~ election held on 19..... became operative.~~

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. of 19..... of the County of, State of New York, having been submitted to the Electors at the General Election of November, 19....., pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and of a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

~~(If any other authorized form of final adoption has been followed, please provide an appropriate certificate.)~~

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph above.



Clerk of the County legislative body, City, Town or Village Clerk or
officer designated by local legislative body

Date: July 16, 1990

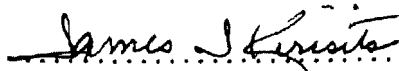
(Seal)

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality.)

STATE OF NEW YORK

COUNTY OF ERIE.....

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.



Signature

Town Attorney

Title

Date: July 16, 1990

~~County~~

~~City~~

~~Town~~

~~Village~~

of Cheektowaga.....

Item No. 7 Motion by Councilman Solecki, Seconded by Councilman Gabryszak

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the furnishing of one (1) 3/4 ton pick-up truck for the Sewer Maintenance Department, which bids were duly received and opened at a public bid opening called for that purpose, and

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

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

RESOLVED that the contract for the furnishing of one (1) 3/4 ton pick-up truck be awarded to Gillogly Chevrolet, 1777 Union Road, West Seneca, New York 14224 for their bid in the amount of \$12,823.00 for one (1) 1990 pick-up truck, said bid being the lowest bid meeting the requirements of the specifications, and BE IT FURTHER

RESOLVED that funds are available in Account #25-8125-02-2514 for this purpose.

* See next page for letter

Upon Roll Call....

AYES:	Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES:	0
ABSENT:	0

Chester L. Bryan, P.E.
Town Engineer



July 12, 1990

TO SUPERVISOR SWIATEK AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Award of Bid for One (1)
1991 3/4 Ton Pick-Up Truck
for Sewer Maintenance Department

Gentlemen:

At a public bid opening on July 9, 1990, bids were received and opened for the purchase of one (1) 3/4 ton pick-up truck for the Sewer Maintenance Department. Three (3) bids were received and are as follows:

	BASE BID	TRADE-IN VALUE (1984 Pick-Up)	BID LESS TRADE
Gillogly Chevrolet	\$12,823	\$1,780	\$11,043
Mernan Chevrolet	12,879	1,000	11,879
Bison Ford	13,599	1,500	12,099

The Youth Bureau has agreed to reimburse the Sewer Department budget \$1,780 for the 1984 pick-up truck. It is, therefore, recommended that the bid be awarded to Gillogly Chevrolet for their submission of the lowest bid, without a trade-in, in the amount of \$12,823.

Very truly yours,

TOWN OF CHEEKTOWAGA

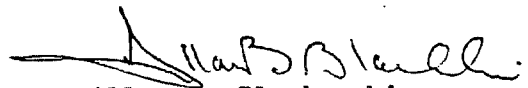

Allan B. Blachowski
Principal Engineer Assistant

ABB:dms

CC: J. Burst
K. Kopacz

MEETING NO.16
July 16, 1990

Item No. 8 Motion by Councilman Kulyk, Seconded by Councilman Gabryszak

WHEREAS, Dorothy A. Neubauer has made application and requested a Rezoning from R-Residential to RA-Apartment District for property located at 247 Fonda Drive, Cheektowaga, New York, said applicant being the owner of the 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, 1990 at 7:00 P.M., Eastern Daylight Saving Time at the Cheektowaga Town Hall, corner of Broadway and Union Roads.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Melanie Wolff, 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 July 19, 1990 ;
last publication ;
and that no more than six days intervened be-
tween publications.

Melanie Wolff
Sworn to before me this 19
day of July, 1990
Margaret J. Bourdette

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

MARGARET J BOURDETTE
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES 12/11/91

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, 1990 at 7:00 o'clock, P.M., Eastern Daylight Savings Time of said day for the purpose of considering the application of DOROTHY A. NEUBAUER to Rezone from R-RESIDENCE District to RA-APARTMENT District on property located at 247 FONDA DRIVE and amend the Zoning map and Ordinance accordingly, pursuant to Article X and Section 82-70 of the Zoning Ordinance of the Town of Cheektowaga, New York.

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

THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, State of New York, being part of Lot No. 18, Township 11, Range 7 of the Holland Land Company's survey, bounded and described as follows:

BEGINNING at a point in the southeasterly line of Beach Road at the distance of 241 feet northeasterly from the point of intersection of the said southeasterly line of Beach Road with the southerly line of lands conveyed to John Andres by a deed recorded in the Erie County Clerk's Office in Liber 595 of deeds at page 318, thence northeasterly along the southeasterly line of Beach Road for a distance of 100 feet; thence southeasterly at right angles to the said southeasterly line of Beach Road for a distance of 250 feet, more or less, to a point in the said southerly line of lands conveyed to John Andres by the above mentioned deed at a distance of 421.50 easterly from the southwesterly point of lands so described in said deed; thence westerly along the southerly line of lands so conveyed for a distance of 120 feet; thence northwesterly along the northeasterly line of lands conveyed by John Andres to Richard Marfurt by a deed recorded in the Erie County Clerk's Office in Liber 1202 of Deeds at page 558 and at right angles to the southeasterly line of Beach Road for a distance of 181 feet to the point of beginning.

BY ORDER OF THE TOWN BOARD

Supervisor Frank E. Swaitek
Councilman Patricia A. Jaworowicz

Councilman Dennis H. Gabryszak
Councilman Andrew A. Kulyk
Councilman Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski

RICHARD M. MOLESKI

Town Clerk

PUBLISH: July 19, 1990

Item No.9a Motion by Councilman Gabryszak, Seconded by Councilman Blachowski

BE IT RESOLVED that the Supervisor be authorized to sign an agreement between the Youth Bureau and the New York State Office of Parks, Recreation and Historic Preservation for the use of one (1) six passenger crew cab during the New York State Conservation Corps Program

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 9b Motion by Councilman Blachowski, Seconded by Councilman Gabryszak

WHEREAS, the Town operates a housing rehabilitation program for eligible Town homeowners for make necessary repairs to their homes, and

WHEREAS, the Town has previously established loan limits of \$10,000 for deferred loans and \$12,000 for payback loans, and

WHEREAS, the Community Development Director has requested the Town Board to consider authorizing a loan to the owner of the property listed below in an amount not to exceed \$18,500, due to the extent of the work required to bring the property into compliance with the Town's codes, NOW, THEREFORE, BE IT

RESOLVED that the Town Board authorizes a housing rehabilitation loan in the amount of not to exceed \$18,500 to the owner of 1293 George Urban Blvd., Cheektowaga, New York and authorizes the Supervisor to execute the loan documents and any other necessary documents with said property owner.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 10 Motion by Supervisor Swiatek, Seconded by Councilman Blachowski

WHEREAS, the Loss Control Services Agreement with Risk & Technical Management, Inc. expired July 1, 1990, and

WHEREAS, the Town's Insurance Consultant recommends extending the Agreement to December 31, 1990 subject to a maximum additional fee of \$4,500.00 for up to 75 additional hours at \$60.00 per hour, NOW, THEREFORE, BE IT

RESOLVED that the Town Supervisor is authorized to sign the extension letter accepting same.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 11 Authorization for Bond Resolutions

MOTION BY COUNCILMAN JAWOROWICZ, SECONDED BY COUNCILMAN BLACHOWSKI TO TABLE THE ABOVE RESOLUTION.

Item No. 12 Motion by Councilman Solecki, Seconded by Supervisor Swiatek

WHEREAS, the Town Sanitation Department currently collects quantities of newspaper in order to save \$42.62/ton in disposal costs at Occidental Chemical Corporation, and

Item No. 12 cont'd

WHEREAS, Domtar, Inc. of Depew, New York has served a sixty (60) day notice to not renew an existing newsprint disposal contract effective July 31, 1990, and

WHEREAS, Modern Recycling of Buffalo, New York has facilities enabling it to accept the Town newsprint material and has agreed to accept same, and

WHEREAS, it is anticipated that the Town of Cheektowaga will process Bid Specifications for long term disposal of newsprint on its behalf, and

WHEREAS, other municipalities in Erie and Niagara Counties including the Northern Recycling Council shall have the opportunity to participate in a like Basic Agreement as bid and signed between the Town of Cheektowaga and contractor, by signing a separate but essentially identical standard version of said Basic Agreement, which provides such additional municipalities in addition to the Town of Cheektowaga with the same newsprint disposal service, prices, and time terms, and

WHEREAS, that this Town Board hereby authorizes the Sanitation Department General Foreman to dispose of paper materials collected by his department through Modern Recycling, Rm. 502, City Hall, Buffalo, New York 14202 at a cost not to exceed \$13.80 per ton; or if other opportunities at lower cost present itself, the General Foreman is authorized to accept the lower cost on a month to month basis.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 13 Motion by Councilman Rogowski, Seconded by Councilman Kulyk

WHEREAS, on April 30, 1990, this Town Board, by resolution, appointed Julie M. Miller to the temporary vacancy of Clerk-Stenographer in the Town Clerk's Office, and

WHEREAS, the Town is in the process of filling said vacancy on a permanent basis, NOW, THEREFORE, BE IT

RESOLVED that Julie M. Miller be and hereby is terminated from the temporary vacancy of Clerk-Stenographer in the Town Clerk's Office and is hereby returned to her former position of part-time dog control officer, effective July 7, 1990.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 14 Motion by Councilman Jaworowicz, Seconded by Councilman Blachowski

WHEREAS, on August 7, 1990, this Town Board, by resolution, appointed Ray W. Deuel to the position of Public Safety Dispatcher, and

WHEREAS, the Town is in receipt of a letter of resignation from Ray Deuel from his position, NOW, THEREFORE, BE IT

RESOLVED that the Town of Cheektowaga hereby accepts the letter of resignation from Ray Deuel from his position of Public Safety Dispatcher, effective July 15, 1990.

Item No. 14 cont'd

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 15a Motion by Councilman Gabryszak, Seconded by Councilman Blachowski

BE IT RESOLVED that the following individual be terminated from the Summer Day Camp for Developmentally Disabled at the designated title and salary, effective immediately:

Counselor I \$3.80 per hour (01-7310-0001-1802):

Jennifer Tabalski

14227

and BE IT FURTHER

RESOLVED that the following individuals be terminated from the Cheektowaga Conservation Corps Program at the designated titles and salaries, effective immediately:

Summer Trainee \$3.80 per hour (01-7310-0001-1812):

Pamela Eger

14206

James Giardina

14225

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 15b Motion by Councilman Kulyk, Seconded by Councilman Blachowski

BE IT RESOLVED that the following individuals be and hereby are terminated as seasonal employees as listed:

EFFECTIVE

SANITATION DEPARTMENT

Stanley Krzywowiaza
James Osinski
Anthony Wdowik
James Matuszak

July 3, 1990

Immediately

"

"

FACILITIES DEPARTMENT

Jason Gamble

Immediately

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 16 Create position(s) of Laborer and Motor Equipment Operator in Recycling Department
This item was withdrawn.

Item No. 17a Motion by Councilman Kulyk, Seconded by Councilman Rogowski

WHEREAS, a vacancy exists in the position of Bingo Inspector due to the resignation of Charlotte Janiak, NOW, THEREFORE, BE IT

RESOLVED that Ruth Casacci, Cheektowaga, New York 14225 be appointed to the unexpired term effective July 16, 1990.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Rogowski and Blachowski
NAYES: Councilman Solecki
ABSENT: 0

Item No. 17b Motion by Councilman Kulyk, Seconded by Councilman Jaworowicz

WHEREAS, a vacancy exists in the position of Clerk-Stenographer in the Office of the Town Clerk, and

WHEREAS, said vacancy was posted in accordance with the terms and conditions of the Town's agreement with the Town of Cheektowaga employees Association, and

WHEREAS, said vacant position falls within the competitive class of Civil Service, and

WHEREAS, the existing Civil Service list for said position has been canvassed, and

WHEREAS, Cynthia A. Dauscher has been interviewed for such vacant position and meets the qualifications, NOW, THEREFORE, BE IT

RESOLVED that Cynthia A. Dauscher of , Cheektowaga, New York 14206, be appointed to the position of Clerk-Stenographer in the Office of the Town Clerk, at a salary in accordance with the terms and conditions of the Town of Cheektowaga Employees Association Agreement, effective July 30, 1990.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 17c Appointment of temporary laborer in Sanitation
This item was withdrawn.

Item No. 17d Motion by Councilman Kulyk, Seconded by Councilman Blachowski

WHEREAS, there is a vacancy for the position of Cleaner in the Facilities Department, and

WHEREAS, this vacancy was posted for the required period, NOW, THEREFORE, BE IT

RESOLVED that Timothy Jaworowicz of Seasonal Laborer in the Highway Department, be and hereby is appointed Cleaner in the Facilities Department at a salary in accordance with the Collective Bargaining Agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Rogowski and Blachowski
NAYES: Councilman Solecki
ABSENT: 0

Item No. 18a Motion by Councilman Gabryszak, Seconded by Councilman Rogowski

BE IT RESOLVED that the following be hired to aid the Cheektowga Recreation Department in conducting its 1990 summer programs.

LIFEGUARD - \$4.50 per hour - A7180.1913

Lori Torgalski

SOCCER INSTRUCTORS - \$4.00 per hour - A7140.1611

Craig Fredette
Timothy Kronenwetter

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 18b Motion by Councilman Kulyk, Seconded by Councilman Rogowski

BE IT RESOLVED that the following persons be hired as seasonal employees in the listed departments, in compliance with the provisions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, for a period not to exceed twenty-four (24) weeks in a calendar year:

SANITATION DEPARTMENT - \$5.00 per hour

EFFECTIVE

Greg Klima
Stanley Krzywowiaza

Immediately

"

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 19a Motion by Supervisor Swiatek, Seconded by Councilman Gabryszak

WHEREAS, the New York State Conference of Mayors is conducting an urban and rural community economic development conference entitled "Main Street, New York" in Corning, New York from July 25-27, 1990, and

WHEREAS, Town Councilman Jacqueline A. Blachowski, Chairman of the Town's Community and Economic Development Committee, has expressed an interest in attending this conference, NOW, THEREFORE, BE IT

RESOLVED that Councilman Jacqueline A. Blachowski be and hereby is authorized to attend the aforementioned conference, and BE IT FURTHER

RESOLVED that the Town shall pay the following referenced reasonable costs associated with attending such conference from the following respective budget line items:

Registration Fee	\$100.00	Acct. #01-1910-0004-4082
Hotel	\$240.00	Acct. #01-1910-0004-4082
Mileage	\$.24/mi	Acct. #01-1910-0004-4083

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 19b Motion by Councilman Jaworowicz, Seconded by Councilman Blachowski

WHEREAS, the Digital Equipment Corporation is holding its World 90 Seminar at the World Trade Center in Boston, Massachusetts from July 24-26, 1990, and

WHEREAS, this seminar will deal with such topics as delivering local government services with reduced budgets, networking and solutions for multi-vendor systems, and

WHEREAS, the Police Department utilizes a Digital Equipment Corporation system and this seminar will help them stay current and better use the equipment, and

WHEREAS, the Chief of Police has requested permission for Captain John Howlett to attend this seminar, NOW, THEREFORE, BE IT

RESOLVED that Captain John Howlett be and hereby is authorized to attend the aforementioned seminar and to use a Town vehicle to travel to and from such seminar, and BE IT FURTHER

RESOLVED that the Town shall pay all expenses, including registration, lodging, meals, gas and tolls, associated with Captain Howlett's attendance at this seminar at a cost not to exceed \$670.00 out of the budget line item number 01-1910-0004-4082.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 19c Motion by Councilman Rogowski, Seconded by Councilman Gabryszak

WHEREAS, the International Municipal Signal Association is sponsoring its 95th Annual Conference/13th Annual School in Buffalo, New York from August 5-11, 1990, and

WHEREAS, it is to the Town's advantage to have Arthur J. Blachowski, the Town employee responsible for installing traffic control signs for the Town, attend the sessions entitled "Workshops & Public Safety Sessions & General Registration", NOW, THEREFORE, BE IT

RESOLVED that Arthur J. Blachowski be and hereby is authorized to attend the aforementioned conference/school from August 5-11, 1990, and BE IT FURTHER

RESOLVED that the Town shall pay Mr. Blachowski's registration fees for such sessions in an amount not to exceed \$105.00 from budget line item number 01-1910-0004-4082.

MOTION BY COUNCILMAN ROGOWSKI, SECONDED BY SUPERVISOR SWIA TEK
TO AMEND THE ABOVE RESOLUTION AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
and Rogowski
NAYES: 0
ABSENT: 0
ABSTAINED: Councilman Blachowski

Item No. 19c cont'd

Motion by Councilman Rogowski, Seconded by Councilman Gabryszak

WHEREAS, the International Municipal Signal Association is sponsoring its 95th Annual Conference/13th Annual School in Buffalo, New York from August 5-11, 1990, and

WHEREAS, it is to the Town's advantage to have Arthur J. Blachowski, the Town employee responsible for installing traffic control signs for the Town, attend the sessions entitled "Workshops & Public Safety Sessions & General Registration", NOW, THEREFORE, BE IT

RESOLVED that Arthur J. Blachowski be and hereby is authorized to attend the aforementioned conference/school from August 5-11, 1990, and BE IT FURTHER

RESOLVED that the Town shall pay Mr. Blachowski's registration fees for such sessions in an amount not to exceed \$105.00 from budget line item number 01-1910-0004-4082, and BE IT FURTHER

RESOLVED that the Town shall reimburse Mr. Blachowski for meals in an amount not to exceed \$100.00.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki and Rogowski
NAYES: 0
ABSENT: 0
ABSTAINED: Councilman Blachowski

Item No. 20 Motion by Councilman Gabryszak, Seconded by Councilman Blachowski

WHEREAS, the Town Board previously approved a bond resolution for the Capital Project titled Miscellaneous Furniture and Equipment in the amount of \$102,000.00, and

WHEREAS, the borrowing procedures for this bond authorization have not yet been completed, and

WHEREAS, the New York State Local Finance Law authorizes temporary advances until such previously authorized borrowing takes place,

WE, HEREBY, authorize a temporary loan of \$102,000.00 from the General Fund to the Capital Project titled Miscellaneous Furniture and Equipment to be repaid when the proceeds of the borrowing are received.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 21 Motion by Supervisor Swiatek, Seconded by Councilman Gabryszak

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

GENERAL FUND

FROM:	7310-04-4683	(Publications-Printing-Youth Bureau)	\$ 500.00
	7310-04-4683	(Publications-Printing-Youth Bureau)	500.00
	7310-01-1811	(YCC Supervisory)	1,000.00
TO:	7310-04-4001	(Office Supplies-Youth Bureau)	\$ 500.00
	7310-04-4693	(Adapted Recreation-Youth Bureau)	500.00
	7310-04-4671	(Youth Service Project)	1,000.00

Item No. 21 cont'd

SPECIAL DISTRICT FUND

FROM:	8160-01-1376 (Account Clerk-Sanitation)	\$1,600.00
	8125-02-2505 (Other Equipment-Sewer Dept.)	2,823.00
TO:	8160-04-4247 (Sanitation Energy Study)	\$1,600.00
	8125-02-2514 (Pick-Up Truck-Sewer Dept.)	2,823.00

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 22 Motion by Supervisor Swiatek, Seconded by Councilman Gabryszak

BE IT RESOLVED that the following vouchers and warrants submitted to the Town of Cheektowaga prior to July 16, 1990 are hereby approved and made a part hereof:

GENERAL FUND	\$220,629.43
HIGHWAY FUND	57,084.17
CAPITAL FUND	31,312.85
TRUST & AGENCY FUND	6,029.91
HUD-CDBG FUND	28,439.00
PART TOWN FUND	3,437.86
RISK RETENTION FUND	7,849.40
STATE AHC FUND	1,080.00
HUD REHAB. FUND	5,106.00
SPECIAL DISTRICT FUND	44,506.78
	<u>\$405,415.40</u>

MOTION BY SUPERVISOR SWIA TEK, SECONDED BY COUNCILMAN GABRY SZAK
TO AMEND THE ABOVE RESOLUTION AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
and Blachowski
NAYES: Councilman Rogowski
ABSENT: 0

Motion by Supervisor Swiatek, Seconded by Councilman Gabryszak

BE IT RESOLVED that the following vouchers and warrants submitted to the Town of Cheektowaga prior to July 16, 1990 are hereby approved and made a part hereof:

GENERAL FUND	\$220,629.43
HIGHWAY FUND	57,084.17
CAPITAL FUND	449,712.85
TRUST & AGENCY FUND	6,029.91
HUD-CDBG FUND	28,439.00
PART TOWN FUND	3,437.86
RISK RETENTION FUND	7,849.40
STATE AHC FUND	1,080.00
HUD REHAB. FUND	5,106.00
SPECIAL DISTRICT FUND	44,506.78
	<u>\$823,815.40</u>

Item No. 22 cont'd

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
and Blachowski
NAYES: Councilman Rogowski
ABSENT: 0

IV. DEPARTMENTAL COMMUNICATIONS

Item No. 23 Supervisor's Statement of Funds
Received and Filed.

Item No. 24 Cheektowaga Traffic Safety Commission - Minutes of June meeting
Received and Filed.

Item No. 25 Resignation of Bingo Inspector
Received and Filed.

V. GENERAL COMMUNICATIONS

Item No. 26 Summons & Complaint - Joseph & Kathleen Colvin vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Sylvia Slawiak, Accounting Department; Chris Kowal,
Highway Superintendent; S.I.S. Services, Insurance Carrier.
Received and Filed.

Item No. 27a Notice of Claim - Paul Gillmeister vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Sylvia Slawiak, Accounting Department; Chris Kowal,
Highway Superintendent; S.I.S. Services, Insurance Carrier.
Received and Filed.

Item No. 27b Notice of Claim - Tom Doering vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Sylvia Slawiak, Accounting Department; Ron Zoeller,
Working Foreman in Sanitation; S.I.S. Services, Insurance Carrier.
Received and Filed.

Item No. 27c Notice of Claim - Ann Ross vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Sylvia Slawiak, Accounting Department; Chris Kowal,
Highway Superintendent; James Burst, Sewer Maintenance Department;
Chester Bryan, Town Engineer; S.I.S. Services, Insurance Carrier.
Received and Filed.

Item No. 27d Notice of Claim - Harriet Highfield (N.Y.C. Mutual) vs Town of
Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Sylvia Slawiak, Accounting Department; Ron Zoeller,
Working Foreman in Sanitation; S.I.S. Services, Insurance Carrier.
Received and Filed.

Item No. 27e Notice of Claim - Michael D'Addeteta vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Sylvia Slawiak, Accounting Department; Bruce
Chamberlin, Chief of Police; S.I.S. Services, Insurance Carrier.
Received and Filed.

Item No. 27f Notice of Claim - Leota Germann vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; James Burst, Sewer Maintenance; S.I.S. Services, Insurance Carrier. Received and Filed.

VI. SUSPENSION OF RULES

Motion by Supervisor Swiatek, Seconded by Councilman Rogowski to suspend the rules to include the following items.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 28 Motion by Councilman Gabryszak, Seconded by Councilman Blachowski

BE IT RESOLVED that the following individuals be authorized to represent the Youth Bureau's New York State Conservation Corps at a Northeast Corpsmember Blitz at Colora, Maryland, July 24th through the 26th, with all costs for the trip being provided by the New York State Department of Parks, Recreation and Historic Preservation.

Scott Corcoran

Depew, New York 14043

Sarah Garcea

Depew, New York 14043

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 29 Motion by Councilman Jaworowicz, Seconded by Councilman Blachowski

WHEREAS, the United States Secret Service Agency is sponsoring a seminar entitled "Dignitary Protection Seminar in Washington, D.C. from August 2-10, 1990, and

WHEREAS, the U.S. Secret Service Agency has invited Assistant Chief John Schaller to attend this seminar and has agreed to pay all costs associated with his attendance at this seminar, and

WHEREAS, Assistant Chief Schaller is one of only 22 people in the country selected to attend this seminar, and

WHEREAS, the Chief of Police has recommended that Assistant Chief Schaller be allowed to attend this seminar, NOW, THEREFORE, BE IT

RESOLVED that Assistant Chief John Schaller be and hereby is authorized to attend the aforementioned seminar in Washington, D.C. from August 2-10, 1990.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES: 0
ABSENT: 0

MEETING NO.16
July 16, 1990

Item No. 30 Motion by Supervisor Swiatek, Seconded by Councilman Solecki

WHEREAS, by resolution dated August 7, 1989, this Town Board accepted Countryside Lane as a Town Highway; and also accepted a drainage easement, maintenance bond and certified funds to guarantee street lighting, bicycle-safe grates and storm sewer cleaning, NOW, THEREFORE, BE IT

RESOLVED that the aforesaid resolution be and it hereby is amended by removing the words "and sidewalks"; and BE IT FURTHER

RESOLVED that the installation of sidewalks is not a condition precedent to the issuance of a Certificate of Occupancy by the Office of the Supervising Building Inspector.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 31 Motion by Supervisor Swiatek, Seconded by Councilman Gabryszak to adjourn the meeting.

RICHARD M. MOLESKI
Town Clerk

MEETING NO. 17
August 6, 1990

Item No. 1 At a meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 6th day of August, 1990 at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT: Supervisor Frank E. Swiatek
Councilman Patricia A. Jaworowicz
Councilman Dennis H. Gabryszak
Councilman Andrew A. Kulyk
Councilman Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Ron Marten, Building and Plumbing Inspector; Sal LaGreca, Employment & Training Director II; also Planning Board Chairman; Terry Rusin, Accountant; Chris Kowal, Highway Superintendent; Chester Bryan, Town Engineer; Bruce Chamberlin, Chief of Police; John Howlett, Captain Police Department; Leonard Szymanski, Facilities Foreman.

I. FROM THE TABLE

Item No. 2a Motion by Councilman Kulyk Seconded by Councilman Solecki

WHEREAS, the Town of Cheektowaga and the Town of Cheektowaga Employees Association have negotiated various revisions to the current collective bargaining agreement, and

WHEREAS, such revisions will help to resolve a number of grievances currently pending, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached Memorandum of Agreement between the Town and the Town Employees Association.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski

NAYES: 0

ABSENT: 0

* SEE ATTACHED AGREEMENT

MEMORANDUM OF AGREEMENT

BETWEEN

THE TOWN OF CHEEKTOWAGA

AND

THE TOWN OF CHEEKTOWAGA EMPLOYEES ASSOCIATION

In settlement of various grievances pertaining to use and compensation of seasonal and part-time employees, the Town of Cheektowaga and the Town of Cheektowaga Employees Association agree to the following:

1.) The Town will fund and fill twelve (12) new bargaining unit positions as follows: Three (3) on 1/1/91, four (4) on 1/1/92 and five (5) on 12/31/92. Such positions will be placed in departments where the need is most critical and will be filled pursuant to bidding procedures as outlined in the bargaining agreement and/or Erie County Civil Service regulations. Section 3.06 shall be modified to 261 effective 1/1/91, 265 effective 1/1/92 and 270 effective 12/31/92. If the Town experiences a fiscal crisis, the parties agree to reopen Section 3.06 for further negotiations.

2.) The following article is added to the current bargaining agreement:

"ARTICLE 28 - HEALTH AND WELFARE FUND

The Town will contribute \$3,000 in 1990, \$4,000 in 1991 and \$4,000 in 1992 to the Association's Health and Welfare Fund. Such funds are not to be expended pursuant to the Association's By-Laws and will not be used for political purposes or for general operation expenses of the Association."

3.) Article 24, Section 24.10, is amended to read as follows:

"Employees covered by this Agreement may reside anywhere in Erie County after fifteen (15) years of service."

4.) Article 15, Section 15.01(c) is deleted.

5.) Article 25, Section 25.01, is amended to read as follows:

"Temporary employees who are employed by the Town for more than eighteen (18) weeks shall be bargaining unit members."

6.) Article 25, Section 25.02, is amended to read as follows:

"Seasonal employees who are employed by the Town for more than twenty-four (24) weeks shall be bargaining unit members."

MEMORANDUM OF AGREEMENT
Page 2

7.) The wage schedule for the position of laborer, as outlined in Appendices B and C, are amended as per the following schedule:

APPENDIX "B"

	<u>START</u>	<u>12 MO.</u>	<u>18 MO.</u>	<u>24 MO.</u>	<u>30 MO.</u>	<u>3 YRS.</u>
Laborer	\$ 7.148	\$ 8.170	\$10.212	\$10.686	\$11.123	\$11.761

APPENDIX "C"

	<u>START</u>	<u>12 MO.</u>	<u>18 MO.</u>	<u>24 MO.</u>	<u>30 MO.</u>	<u>3 YRS.</u>
Laborer	\$ 7.540	\$ 8.618	\$10.772	\$11.220	\$11.679	\$12.349

Such amended schedule shall take effect on September 1, 1990 and shall apply to employees hired after September 1, 1990.

8.) The job title of "recycling driver" and "recycling laborer" or other suitable title as determined by Erie County Personnel, be and hereby is established. Wage rates for these positions are as follows:

APPENDIX "B"

	<u>START</u>	<u>12 MO.</u>	<u>18 MO.</u>	<u>24 MO.</u>	<u>30 MO.</u>	<u>3 YRS.</u>
Recycling Laborer	\$ 5.75	\$ 6.00	\$ 6.25	\$ 6.50	\$ 7.00	\$ 7.50
Recycling Driver	7.25	7.50	7.75	8.00	8.50	9.00

APPENDIX "C"

	<u>START</u>	<u>12 MO.</u>	<u>18 MO.</u>	<u>24 MO.</u>	<u>30 MO.</u>	<u>3 YRS.</u>
Recycling Laborer	\$ 6.038	\$ 6.300	\$ 6.563	\$ 6.825	\$ 7.350	\$ 7.875
Recycling Driver	7.613	7.875	8.138	8.400	8.925	9.450

9.) The Association agrees to withdraw all pending grievances relating to the use and compensation of seasonal and part-time employees.

10.) The Town will formally separate the Sanitation and Recycling Departments by July 1, 1991. Employees permanently assigned to Sanitation Division or Department shall be paid his/her regular rate of pay and \$5.02(d) shall apply, and his/her work day shall end at the completion of five (5) hours.

11.) All labor and non-competitive blue collar part-time employees and non-competitive white collar personnel employed by the Town shall be limited to nineteen (19) hours a week, effective September 1, 1990, pursuant to Erie County Civil Service regulations governing the use of part-time employees.

MEMORANDUM OF AGREEMENT
Page 3

12.) The Town of Cheektowaga and the Town of Cheektowaga Employees Association agree to extend the current bargaining agreement by one (1) year, to December 31, 1992. All provisions of the current bargaining agreement will remain in effect with the following exceptions:

a.) The wage schedules as outlined in Appendices "C" and "F" will be increased by five (5%) percent for 1992.

b.) Section 8.03 and 8.05 shall be amended by adding the following: 1991 and thereafter - 65% of total value of accumulated sick leave.

c.) Section 15.02 shall be amended by adding the following: "Effective January 1, 1992, each of the amounts for 1991 shall be increased by twenty-five (\$25.00) dollars.

d.) Section 15.05 shall be amended by adding the following: 1992 - \$.55 per hour for second shift, \$.85 per hour for third shift.

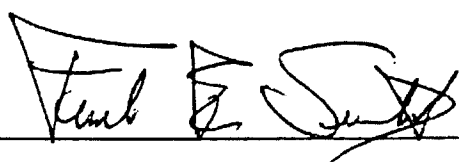
e.) Section 16.04(c) - Effective January 1, 1992 - \$.60 per hour.

f.) Section 24.04(e) shall be amended to January 1, 1992 - \$75.00.

g.) Section 24.04(c) shall be amended to \$100.00.

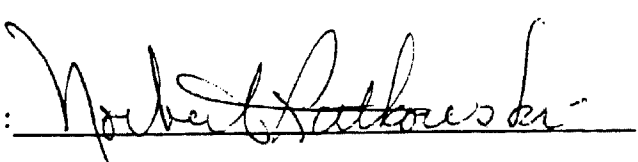
h.) Section 24.09 shall be amended by adding the following: 1992 - \$275.00.

TOWN OF CHEEKTOWAGA

BY: 

DATED: 8/7/90

TOWN OF CHEEKTOWAGA EMPLOYEES ASSOCIATION

BY: 

MEETING NO.17
August 6, 1990

Item No. 2b Motion by Councilman Kulyk Seconded by Councilman Rogowski

WHEREAS, the Town of Cheektowaga and the Town of Cheektowaga Employees Association has been involved in negotiations concerning the use of seasonal and part-time employees, and

WHEREAS, a Memorandum of Agreement reflecting the results of such negotiations has been prepared, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached Memorandum of Agreement between the Town and the Town Employees Association.

* * * * *

Motion by Councilman Blachowski Seconded by Councilman Solecki to amend Item 2B as per the attached and the voting was as follows:

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski

NAYES: 0

ABSENT: 0

* SEE ATTACHED AGREEMENT

MEMORANDUM OF AGREEMENT

BETWEEN

THE TOWN OF CHEEKTOWAGA

AND

THE TOWN OF CHEEKTOWAGA EMPLOYEES ASSOCIATION

Pertaining to the use of seasonal and part-time employees, the Town of Cheektowaga and the Town of Cheektowaga Employees Association agree to the following:

1.) All seasonal employees who are currently employed by the Town and who have at least one (1) year of cumulative service to the Town shall be exempt from the provisions of Article 25, Section 25.02. Such employees shall be permitted to continue working in their capacities as seasonal employees for the duration of the current extended bargaining agreement, which expires on December 31, 1992. On that date, such employees shall be terminated or become bargaining unit members. A list of such seasonal and part-time employees shall be submitted to the Association and posted in the respective departments by July 1, 1990.

2.) All seasonal employees who have at least one (1) year of service with the Town shall be given preferential status by the Town in the filling of any full-time vacancies in the bargaining unit, pursuant to the bidding procedures as outlined in Section 18.01(e). Such employees' names will be maintained on a list by the Coordinator of Employee Relations. Should a seasonal employee be involuntarily laid off from the Town due to any reason other than disciplinary discharge, he/she will be kept on this list until such time as a full-time position becomes available or until a recall of seasonal personnel. Should a seasonal employee voluntarily resign from the Town, he/she shall be removed from this list.

3.) The Town agrees to strictly enforce the twenty-four (24) week limitation for any remaining seasonal employees, in compliance with Section 25.02.

TOWN OF CHEEKTOWAGA

TOWN OF CHEEKTOWAGA
EMPLOYEES ASSOCIATION

DATED:

Item No. 2b continued

Motion by Councilman Kulyk Seconded by Councilman Rogowski

WHEREAS, the Town of Cheektowaga and the Town of Cheektowaga Employees Association has been involved in negotiations concerning the use of seasonal and part-time employees, and

WHEREAS, a Memorandum of Agreement reflecting the results of such negotiations has been prepared, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached Memorandum of Agreement between the Town and the Town Employees Association.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski

NAYES: 0

ABSENT: 0

* SEE ATTACHED AGREEMENT

MEMORANDUM OF AGREEMENT

BETWEEN

THE TOWN OF CHEEKTOWAGA

AND

THE TOWN OF CHEEKTOWAGA EMPLOYEES ASSOCIATION

Pertaining to the use of seasonal and part-time employees, the Town of Cheektowaga and the Town of Cheektowaga Employees Association agree to the following:

1.) All seasonal and part-time employees who are mutually agreed upon by the parties shall be exempt from the provisions of Article 25, Section 25.02. Such employees shall be permitted to continue working in their capacities as seasonal or part-time employees until December 31, 1992. On that date, the employees shall be terminated or become bargaining unit members.

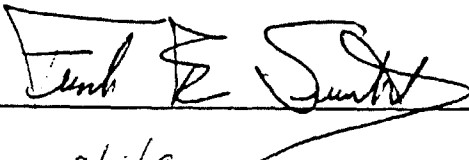
2.) All above employees shall be given preferential status by the Town in the filling of any full-time vacancies in the bargaining unit, pursuant to the bidding procedures as outlined in Section 18.01(e). Such employees' names will be maintained on a list by the Coordinator of Employee Relations until December 31, 1992. Should an employee be involuntarily laid off from the Town due to any reason other than disciplinary discharge, he/she will be kept on this list until such time as a full-time position becomes available or until a recall of seasonal personnel. Should an employee voluntarily resign from the Town, he/she shall be removed from this list.

3.) The Town agrees to strictly enforce the twenty-four (24) week limitation for any remaining seasonal employees, in compliance with Section 25.02.

4.) This agreement shall expire on December 31, 1992.

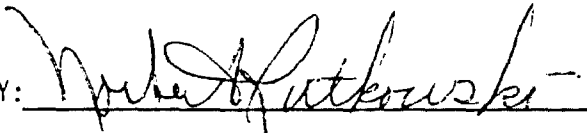
5.) This agreement is made retroactive to June 29, 1990.

TOWN OF CHEEKTOWAGA

BY: 

DATED: 8/7/90

TOWN OF CHEEKTOWAGA EMPLOYEES ASSOCIATION

BY: 

MEETING NO.17
August 6, 1990

Item No. 3 Bond - Authorizing the construction of a golf course at Rehm Park.

* See next pages for resolution

AFFIDAVIT - NEXT PAGE

EXTRACT OF MINUTES

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

August 6., 1990

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A regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, was held at the Town Hall, Broadway and Union Road, Cheektowaga, New York, on August 6, 1990 at 7:30 o'clock .M. (Prevailing Time).

There were present: Honorable Frank E. Swiatek,
Supervisor; and

Councilmen: Patricia A. Jaworowicz
Dennis H. Gabryszak
Andrew A. Kulyk
Richard B. Solecki
William P. Rogowski
Jacqueline A. Blachowski

There were absent:

Also present: Richard M. Moleski, Town Clerk
James Kirisits, Town Attorney

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Councilman Gabryszak offered the following resolution
and moved its adoption:

RESOLUTION OF THE TOWN OF CHEEKTOWAGA,
NEW YORK, ADOPTED AUGUST 6, 1990, AMENDING
THE BOND RESOLUTION ADOPTED AUGUST 15,
1988.

Recitals

WHEREAS, the Town Board of the Town of Cheektowaga, in the County of Erie, New York, has heretofore duly authorized the construction of a golf course at Rehm Park, at the estimated minimum cost of \$2,000,000 which amount was appropriated therefor pursuant to the bond resolution adopted by said Town Board on August 15, 1988 and hereinafter referred to, and it now has been determined that due to increased costs associated with the condemnation of land for such golf course and increased costs of labor and materials, the cost thereof is now estimated to be \$3,900,000 and it is necessary to increase the appropriation therefor by \$1,900,000 from \$2,000,000 to \$3,900,000;
Now, therefore, be it

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

Section A. The bond resolution of said Town duly
adopted by the Town Board on August 15, 1988, entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted August 15, 1988, authorizing the construction of a golf course at Rehm Park, stating the estimated maximum cost thereof is \$2,000,000, appropriating said amount therefor, including the appropriation of \$100,000 current funds to provide the required down payment, and

authorizing the issuance of \$1,900,000 serial bonds of
said Town to finance the balance of said appropriation,"

is hereby amended to read as follows:

BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA,
NEW YORK, ADOPTED AUGUST 15, 1988 AND AMENDED
AUGUST 6, 1990, AUTHORIZING THE CONSTRUCTION OF
A GOLF COURSE AT REHM PARK, STATING THE
ESTIMATED MAXIMUM COST THEREOF IS \$3,900,000,
APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING
THE APPROPRIATION OF \$195,000 CURRENT FUNDS TO
PROVIDE THE REQUIRED DOWN PAYMENT, AND
AUTHORIZING THE ISSUANCE OF \$3,705,000 SERIAL
BONDS OF SAID TOWN TO FINANCE THE BALANCE OF
SAID APPROPRIATION.

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

Section 1. The Town of Cheektowaga, in the County of
Erie, New York (herein called "Town"), is hereby authorized to
construct a golf course at Rehm Park, including buildings
appurtenant or incidental thereto, land or rights in land,
original furnishings and equipment. The estimated maximum cost
of said specific object or purpose, including preliminary costs
and costs incidental thereto and the financing thereof, is
\$3,900,000 and said amount is hereby appropriated therefor,
including the appropriation of \$195,000 current funds to provide
the down payment required by the Law, as hereinafter defined.
The plan of financing includes the expenditure of said current

funds and the issuance of \$3,705,000 serial bonds of the Town to finance the balance of said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Town in the principal amount of \$3,705,000, are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law") to finance the balance of said appropriation not provided by said current funds.

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

(a) The period of probable usefulness of said specific object or purpose for which said \$3,705,000 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 54 of the Law, is twenty (20) years; however, the final maturity of said \$3,705,000 serial bonds shall not extend beyond October 26, 2008.

(b) Current funds are required by the Law to be provided prior to the issuance of the bonds authorized by this resolution or any bond anticipation notes issued in anticipation thereof and such current funds in the aggregate amount of \$195,000 will be or have been provided from moneys available therefor in the current budgets of the Town under the heading
General Fund Transfer to
" Capital Fund ". The Supervisor is hereby
authorized and directed to set aside said current funds and to

apply same solely to said specific object or purpose herein described.

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

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of

the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

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

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

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

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

Section 7. This bond resolution, as amended, is subject to permissive referendum.

Section B. The amendment of the bond resolution set forth in Section A of this resolution, shall in no way affect the validity of the liabilities incurred, obligations issued, or action taken pursuant to said bond resolution, and all such liabilities incurred, obligations issued, or action taken shall be deemed to have been incurred, issued or taken pursuant to said bond resolution, as so amended.

Section C. The Town Clerk of said Town of Cheektowaga, shall within ten (10) days after the adoption of this resolution cause to be published, in full, in the "CHEEKTOWAGA TIMES," a

newspaper published in Cheektowaga, New York, having a general circulation within said Town and hereby designated the official newspaper of the Town for such publication and posted on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

TOWN OF CHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on August 6, 1990, the Town Board of the Town of Cheektowaga, in the County of Erie, New York, adopted a resolution amending the bond resolution adopted by said Town Board on August 15, 1988 which bond resolution, as amended, is entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted August 15, 1988 and amended August 6, 1990, authorizing the construction of a golf course at Rehm Park, stating the estimated maximum cost thereof is \$3,900,000, appropriating said amount therefor, including the appropriation of \$195,000 current funds to provide the required down payment, and authorizing the issuance of \$3,705,000 serial bonds of said Town to finance the balance of said appropriation,"

an abstract of which bond resolution, as amended, concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to construct a golf course at Rehm Park, including buildings appurtenant or incidental thereto, land or rights in land, original furnishings and equipment; and STATING the estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$3,900,000; APPROPRIATING said amount therefor, including the appropriation of \$195,000 current funds to provide the down payment required by the Law, as hereinafter defined; STATING the plan of financing includes the expenditure of said current funds, the issuance of \$3,705,000 serial bonds of the Town to finance the balance of said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$3,705,000 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance the balance of said appropriation not provided by said current funds;

THIRD: DETERMINING and STATING the period of probable usefulness of the specific object or purpose for which said \$3,705,000 serial bonds are to be issued is twenty (20) years; however, the final maturity of said \$3,705,000 serial bonds shall not extend beyond October 26, 2008; current funds are required by the Law to be provided prior to the issuance of the bonds or any

notes in anticipation thereof and such current funds have been or will be provided therefor in the aggregate amount of \$195,000 from the current budgets of the Town; and DIRECTING the Supervisor to set aside said current funds and apply the same solely to said specific object or purpose; and the proposed maturity of said \$3,705,000 serial bonds will exceed five (5) years;

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

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

SIXTH: DETERMINING that the bond resolution, as amended, is subject to a permissive referendum.

DATED: August 6, 1990

Richard M. Moleski
Town Clerk

Section D. Said bond resolution, as herein amended, is subject to a permissive referendum as therein provided. In the event that a valid petition protesting against said bond resolution, as amended, and requesting that it be submitted to the electors of said Town for their approval or disapproval is filed and the Proposition submitted therefor is defeated, the validity of the bond resolution adopted August 15, 1988 shall not be in any way affected and shall remain in full force and effect.

Section E. After said bond resolution, as herein amended, shall take effect, the Town Clerk is hereby directed to cause said bond resolution as herein amended, to be published, in full, in the newspaper hereinabove referred to in Section C hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as prescribed by Section 81.00 of the Local Finance Law of the State of New York.

Section F. This resolution shall take effect immediately.

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The adoption of the foregoing resolution was seconded by
Supervisor Swiatek and duly put to a vote on roll call, which
resulted as follows:

AYES: 5

NOES: 2

The resolution was declared adopted.

CERTIFICATE

I, RICHARD M. MOLESKI, Town Clerk of the Town of Cheektowaga, in the County of Erie, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Town Board of said Town of Cheektowaga duly called and held on August 6, 1990, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed the corporate seal of said
Town of Cheektowaga this 6th day of
August, 1990.

Richard M. Moleski
Town Clerk

(SEAL)

TOWN OF CHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on August 6, 1990, the Town Board of the Town of Cheektowaga, in the County of Erie, New York, adopted a resolution amending the bond resolution adopted by said Town Board on August 15, 1988 which bond resolution, as amended, is entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted August 15, 1988 and amended August 6, 1990, authorizing the construction of a golf course at Rehm Park, stating the estimated maximum cost thereof is \$3,900,000, appropriating said amount therefor, including the appropriation of \$195,000 current funds to provide the required down payment, and authorizing the issuance of \$3,705,000 serial bonds of said Town to finance the balance of said appropriation,"

an abstract of which bond resolution, as amended, concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to construct a golf course at Rehm Park, including buildings appurtenant or incidental thereto, land or rights in land, original furnishings and equipment; and STATING the estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$3,900,000; APPROPRIATING said amount therefor, including the appropriation of \$195,000 current funds to provide the down payment required by the Law, as hereinafter defined; STATING the plan of financing includes the expenditure of said current funds, the issuance of \$3,705,000 serial bonds of the Town to finance the balance of said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$3,705,000 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance the balance of said appropriation not provided by said current funds;

THIRD: DETERMINING and STATING the period of probable usefulness of the specific object or purpose for which said \$3,705,000 serial bonds are to be issued is twenty (20) years; however, the final maturity of said \$3,705,000 serial bonds shall not extend beyond October 26, 2008; current funds are required by the Law to be provided prior to the issuance of the bonds or any

notes in anticipation thereof and such current funds have been or will be provided therefor in the aggregate amount of \$195,000 from the current budgets of the Town; and DIRECTING the Supervisor to set aside said current funds and apply the same solely to said specific object or purpose; and the proposed maturity of said \$3,705,000 serial bonds will exceed five (5) years;

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

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

SIXTH: DETERMINING that the bond resolution, as amended, is subject to a permissive referendum.

DATED: August 6, 1990

Richard M. Moleski
Town Clerk

STATE OF NEW YORK)

COUNTY OF ERIE)
:ss.:

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

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

That on August 7, 1990, he has caused to be conspicuously posted and fastened up a Notice setting forth an abstract of the bond resolution duly adopted by the Town Board on August 15, 1988 and amended on August 6, 1990, a copy of which is annexed hereto and made a part hereof on the sign board of the Town maintained pursuant to the Town Law.

Richard M. Moleski
Town Clerk

Subscribed and sworn to before me
this 8th day of August, 1990.

Kevin G. Schenk
Notary Public, State of New York

KEVIN G. SCHENK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires Feb. 28, 1991

AFFIDAVIT OF CURRENT FUNDS

STATE OF NEW YORK)
 :ss.:
COUNTY OF ERIE)

FRANK E. SWIATEK, being duly sworn upon his oath,
deposes and says:

That he is the Supervisor of the Town of Cheektowaga, in
the County of Erie, New York, that he has examined the records of
the Town, and such records show, and he of his knowledge knows,
that current funds in the amount of \$195,000, referred to in the
bond resolution entitled:


"Bond Resolution of the Town of Cheektowaga, New York,
adopted August 15, 1988 and amended August 6, 1990
authorizing the construction of a golf course at Rehm
Park, stating the estimated maximum cost thereof is
\$3,900,000, appropriating said amount therefor,
including the appropriation of \$195,000 current funds to
provide the required down payment, and authorizing the
issuance of \$3,705,000 serial bonds of said Town to
finance the balance of said appropriation,"

duly adopted and amended by the Town Board on the dates therein
referred to, representing at least five per centum (5%) of the
estimated maximum cost of said specific object or purpose, are
now available to said purpose or have been made available to said
purpose by appropriation from moneys in the current budgets of
the Town and said sum of \$195,000 has since been duly reserved
and duly charged to said appropriation on the books of the Town,
in his office, and duly made available for the financing
authorized and described in said bond resolution adopted August 6,
1990.



Supervisor

Subscribed and sworn to before me
this 8th day of AUGUST, 1990.



Notary Public State of New York

JEAN A. ROSENBERRY
Notary Public, State of New York
Qualified in Erie County
My Commission Expires Nov. 30, 1990

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

Melanie Wolf....., 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.....August 9, 1990.....;
last publication.....August 9, 1990.....;
and that no more than six days intervened be-
tween publications.

Melanie Wolf.....
9th
Sworn to before me this
day of August....., 19...90
Margaret J. Bourdette.....

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

MARGARET J BOURDETTE
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES 12/11/91

FILED: August 6, 1990
Richard M. Moleski
Town Clerk
PUBLISH: August 9, 1990

**LEGAL NOTICE
TOWN OF CHEEKTOWAGA**

PLEASE TAKE NOTICE that on August 6, 1990, the Town Board of the Town of Cheektowaga, in the County of Erie, New York, adopted a resolution amending the bond resolution adopted by said Town Board on August 15, 1988 which bond resolution, as amended, is entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted August 15, 1988 and amended August 6, 1990, authorizing the construction of a golf course at Rehm Park, stating the estimated maximum cost thereof is \$3,900,000, appropriating said amount therefor, including the appropriation of \$195,000 current funds to provide the required down payment, and authorizing the issuance of \$3,705,000 serial bonds of said Town to finance the balance of said appropriation."

an abstract of which bond resolution, as amended, concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to construct a golf course at Rehm Park, including buildings appurtenant or incidental thereto, land or rights in land, original furnishings and equipment; and **STATING** the estimated maximum cost of said specific

objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$3,900,000; **APPROPRIATING** said amount therefor, including the appropriation of \$195,000 current funds to provide the down payment required by the Law, as hereinafter defined; **STATING** the plan of financing includes the expenditure of said current funds, the issuance of \$3,705,000 serial bonds of the Town to finance the balance of said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

Second: AUTHORIZING the issuance of \$3,705,000 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance the balance of said appropriation not provided by said current funds;

THIRD: DETERMINING and **STATING** the period of probable usefulness of the specific objects or purposes for which said \$3,705,000 serial bonds are to be issued, is twenty (20) years; however, the final maturity of said \$3,705,000 serial bonds shall not extend beyond October 26, 2008; current funds are required by the Law to be provided prior to the issuance of the bonds or any notes in anticipation thereof and such current funds have been or will be provided therefor in the aggregate amount of \$195,000 from the current budgets of the Town; and **DIRECTING** the Supervisor to set aside said current funds and apply the same solely to said specific object or purpose, and the proposed maturity of said \$3,705,000 serial bonds will exceed five (5) years;

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

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

SIXTH: DETERMINING that the bond resolution, as amended, is subject to a permissive referendum.

DATED: August 6, 1990

Richard M. Moleski
Town Clerk

PUBLISH: August 9, 1990

MEETING NO.17
August 6, 1990
II. RESOLUTIONS

Item No. 4 a Bond - Reconstruction of various sidewalks in town.

* See next pages for resolution

AFFIDAVIT - NEXT PAGE

EXTRACT OF MINUTES

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

August 6, 1990

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A regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, was held at the Town Hall, Broadway and Union Road, Cheektowaga, New York, on August 6, 1990 at 7:30 o'clock P.M. (Prevailing Time).

There were present: Hon. Frank E. Swiatek, Supervisor;
and

Councilpersons: Patricia A. Jaworowicz
Dennis H. Gabryszak
Andrew A. Kulyk
Richard B. Solecki
William P. Rogowski
Jacqueline A. Blachowski

There were absent:

Also present: Richard M. Moleski, Town Clerk
James Kirisits, Town Attorney

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Councilman Rogowski offered the following resolution
and moved its adoption:

BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA,
NEW YORK, ADOPTED AUGUST 6, 1990, AUTHORIZING
THE RECONSTRUCTION OF VARIOUS SIDEWALKS WITHIN
SAID TOWN, STATING THE ESTIMATED MAXIMUM COST
THEREOF IS \$ 500,000, APPROPRIATING SAID AMOUNT
THEREFOR, INCLUDING THE APPROPRIATION OF
\$25,000 CURRENT FUNDS TO PROVIDE THE REQUIRED
DOWN PAYMENT, AND AUTHORIZING THE ISSUANCE OF
\$475,000 SERIAL BONDS OF SAID TOWN TO FINANCE
THE BALANCE OF SAID APPROPRIATION.

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

Section 1. The Town of Cheektowaga, in the County of
Erie, New York (herein called "Town"), is hereby authorized to
reconstruct various sidewalks within said Town. The estimated
maximum cost of said class of objects or purposes, including
preliminary costs and costs incidental thereto and the financing
thereof, is \$ 500,000 and said amount is hereby appropriated
therefor, including the appropriation of \$ 25,000 current funds to
provide the down payment required by the Law, as hereinafter
defined. The plan of financing includes the expenditure of said
current funds and the issuance of \$475,000 serial bonds of the
Town to finance the balance of said appropriation, and the levy
and collection of taxes on all the taxable real property in the

Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Town in the principal amount of \$475,000, are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law") to finance the balance of said appropriation not provided by said current funds.

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

(a) The period of probable usefulness of said class of objects or purposes for which said \$475,000 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 24 of the Law, is ten (10) years.

(b) Current funds are required by the Law to be provided prior to the issuance of the bonds authorized by this resolution or any bond anticipation notes issued in anticipation thereof and such current funds in the amount of \$25,000 will be provided from moneys now available therefor in the current budget of the Town under the heading "1990 General Fund line item ." The Supervisor is hereby authorized and directed to set aside said current funds and to apply same solely to said class of objects or purposes herein described.

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

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

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

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

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

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

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

Section 7. This bond resolution is subject to permissive referendum.

* * *

The adoption of the foregoing resolution was seconded by
Supervisor Swiatek and duly put to a vote on roll call, which
resulted as follows:

AYES:

NOES:

The resolution was declared adopted.

Councilman Rogowski offered the following resolution and
moved its adoption:

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY
OF ERIE, NEW YORK, HEREBY RESOLVES AS FOLLOWS:

Section 1. The Town Clerk of said Town of Cheektowaga,
shall within ten (10) days after the adoption of this resolution
cause to be published, in full, in the "CHEEKTOWAGA TIMES," a
newspaper published in Cheektowaga, New York, having a general
circulation within said Town and hereby designated the official
newspaper of the Town for such publication and posted on the sign
board of the Town maintained pursuant to the Town Law, a Notice
in substantially the following form:

TOWN OF CHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on August 6, 1990, the Town Board of the Town of Cheektowaga, in the County of Erie, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted August 6, 1990, authorizing the reconstruction of various sidewalks within said Town, stating the estimated maximum cost thereof is \$500,000, appropriating said amount therefor, including the appropriation of \$25,000 current funds to provide the required down payment, and authorizing the issuance of \$475,000 serial bonds of said Town to finance the balance of said appropriation,"

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to reconstruct various sidewalks within said Town; and STATING the estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$500,000; APPROPRIATING said amount therefor, including the appropriation of \$25,000 current funds to provide the down payment required by the Law, as hereinafter defined; STATING the plan of financing includes the expenditure of said current funds, the issuance of \$ 475,000 serial bonds of the Town to finance the balance of said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$475,000 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance the balance of said appropriation not provided by said current funds;

THIRD: DETERMINING and STATING the period of probable usefulness of the class of objects or purposes for which said \$475,000 serial bonds are to be issued is ten (10) years; current funds are required by the Law to be provided prior to the issuance of the bonds or any notes in anticipation thereof and such current funds are available therefor in the amount of \$25,000 in the current budget of the Town; and DIRECTING the Supervisor to set aside said current funds and apply the same solely to said class of objects or purposes; and the proposed maturity of said \$475,000 serial bonds will exceed five (5) years;

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

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

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: August 6, 1990

Richard M. Moleski
Town Clerk

Section 2. After said bond resolution shall take effect, the Town Clerk is hereby directed to cause said bond resolution to be published, in full, in the newspaper referred to in Section 1 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

Section 3. This resolution shall take effect immediately.

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The adoption of the foregoing resolution was seconded by
Supervisor Swiatek and duly put to a vote on roll call, which
resulted as follows:

AYES:

NOES:

The resolution was declared adopted.

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

Melanie Wolf....., 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.....Aug. 9, 1990.....;
last publication.....Aug 9, 1990.....;
and that no more than six days intervened be-
tween publications.

Melanie Wolf
9th
Sworn to before me this
day of August....., 1990
Margaret J. Bourdette.....

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

MARGARET J BOURDETTE
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES 12/11/91

**LEGAL NOTICE
TOWN OF CHEEKTOWAGA**

PLEASE TAKE NOTICE that on August 6, 1990, the Town Board of the Town of Cheektowaga, in the County of Erie, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted August 6, 1990, authorizing the reconstruction of various sidewalks within said Town, stating the estimated maximum cost thereof is \$500,000, appropriating said amount therefor, including the appropriation of \$25,000 current funds to provide the required down payment, and authorizing the issuance of \$475,000 serial bonds of said Town to finance the balance of said appropriation."

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to reconstruct various sidewalks within said Town; and STATING the estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$500,000; APPROPRIATING said amount therefor, including the appropriation of \$25,000 current funds to provide the down payment required by the Law, as hereinafter defined; STATING the plan of financing includes the expenditure of said current funds, the issuance of \$475,000 serial bonds of the Town to finance the balance of said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

Second: AUTHORIZING the issuance of \$475,000 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance the balance of said appropriation not provided by said current funds;

THIRD: DETERMINING and STATING the period of probable usefulness of the class of objects or purposes for which said \$475,000 serial bonds are to be issued is ten (10) years; current funds are required by the Law to be provided prior to the issuance of the bonds or any notes in anticipation thereof and such current funds are available therefor in the amount of \$25,000 in the current budget of the Town; and DIRECTING the Supervisor to set aside said current funds and apply the same solely to said class of objects or purposes; and the proposed maturity of said \$475,000 serial bonds will exceed five (5) years;

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

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

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: August 6, 1990

Richard M. Moleski
Town Clerk

PUBLISH: August 9, 1990

MEETING NO.17

August 6, 1990

Item No. 4b Bond - Reconstruction and resurfacing of various streets in town.

* See next pages for resolution

AFFIDAVIT - NEXT PAGE

EXTRACT OF MINUTES

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

August 6, 1990

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A regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, was held at the Town Hall, Broadway and Union Road, Cheektowaga, New York, on August 6, 1990 at 7:30 o'clock .M. (Prevailing Time).

There were present: Hon. Frank E. Swiatek, Supervisor;
and

Councilpersons: Patricia A. Jaworowicz
Dennis H. Gabryszak
Andrew A. Kulyk
Richard B. Solecki
William P. Rogowski
Jacqueline A. Blachowski

There were absent:

Also present: Richard M. Moleski, Town Clerk
James Kirisits, Town Attorney

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Councilman Rogowski offered the following resolution
and moved its adoption:

BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA,
NEW YORK, ADOPTED AUGUST 6, 1990, AUTHORIZING
THE RECONSTRUCTION AND RESURFACING OF VARIOUS
STREETS WITHIN SAID TOWN, STATING THE
ESTIMATED MAXIMUM COST THEREOF IS \$1,500,000,
APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING
THE APPROPRIATION OF \$75,000 CURRENT FUNDS TO
PROVIDE THE REQUIRED DOWN PAYMENT, AND
AUTHORIZING THE ISSUANCE OF \$1,425,000 SERIAL
BONDS OF SAID TOWN TO FINANCE THE BALANCE OF
SAID APPROPRIATION.

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

Section 1. The Town of Cheektowaga, in the County of
Erie, New York (herein called "Town"), is hereby authorized to
reconstruct and resurface various streets within said Town using
rigid base (portland cement concrete) pavement with sheet
asphalt, bituminous concrete, granite block or asphalt block
wearing surface, including drainage, landscaping, grading or
improving the rights of way. The estimated maximum cost of said
class of objects or purposes, including preliminary costs and
costs incidental thereto and the financing thereof, is \$1,500,000
and said amount is hereby appropriated therefor, including the
appropriation of \$75,000 current funds to provide the down

payment required by the Law, as hereinafter defined. The plan of financing includes the expenditure of said current funds and the issuance of \$1,425,000 serial bonds of the Town to finance the balance of said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Town in the principal amount of \$1,425,000, are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law") to finance the balance of said appropriation not provided by said current funds.

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

(a) The period of probable usefulness of said class of objects or purposes for which said \$1,425,000 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 20(d) of the Law, is fifteen (15) years.

(b) Current funds are required by the Law to be provided prior to the issuance of the bonds authorized by this resolution or any bond anticipation notes issued in anticipation thereof and such current funds in the amount of \$75,000 will be provided from moneys now available therefor in the current budget of the Town under the heading "Highway Dept., Surplus Fund ." The Supervisor is hereby authorized and directed to set aside said current funds

and to apply same solely to said class of objects or purposes herein described.

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

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of

the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

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

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

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

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

Section 7. This bond resolution is subject to permissive referendum.

* * *

The adoption of the foregoing resolution was seconded by
Supervisor Swiatek and duly put to a vote on roll call, which
resulted as follows:

AYES:

NOES:

The resolution was declared adopted.

Councilman Rogowski offered the following resolution and
moved its adoption:

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY
OF ERIE, NEW YORK, HEREBY RESOLVES AS FOLLOWS:

Section 1. The Town Clerk of said Town of Cheektowaga,
shall within ten (10) days after the adoption of this resolution
cause to be published, in full, in the "CHEEKTOWAGA TIMES," a
newspaper published in Cheektowaga, New York, having a general
circulation within said Town and hereby designated the official
newspaper of the Town for such publication and posted on the sign
board of the Town maintained pursuant to the Town Law, a Notice
in substantially the following form:

TOWN OF CHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on August 6, 1990, the Town Board of the Town of Cheektowaga, in the County of Erie, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted August 6, 1990, authorizing the reconstruction and resurfacing of various streets within said Town, stating the estimated maximum cost thereof is \$1,500,000, appropriating said amount therefor, including the appropriation of \$75,000 current funds to provide the required down payment, and authorizing the issuance of \$1,425,000 serial bonds of said Town to finance the balance of said appropriation,"

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to reconstruct and resurface various streets within said Town using rigid base (portland cement concrete) pavement with sheet asphalt, bituminous concrete, granite block or asphalt block wearing surface, including drainage, landscaping, grading or improving the rights of way; and STATING the estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,500,000; APPROPRIATING said amount therefor, including the appropriation of \$75,000 current funds to provide the down payment required by the Law, as hereinafter defined; STATING the plan of financing includes the expenditure of said current funds, the issuance of \$1,425,000 serial bonds of the Town to finance the balance of said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$1,425,000 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance the balance of said appropriation not provided by said current funds;

THIRD: DETERMINING and STATING the period of probable usefulness of the class of objects or purposes for which said \$1,425,000 serial bonds are to be issued is fifteen (15) years; current funds are required by the Law to be provided prior to the issuance of the bonds or any notes in anticipation thereof and such current funds are available therefor in the amount of \$75,000 in the current budget of the Town; and DIRECTING the Supervisor to set aside said current funds and apply the same

solely to said class of objects or purposes; and the proposed maturity of said \$1,425,000 serial bonds will exceed five (5) years;

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

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

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: August 6, 1990

Richard M. Moleski
Town Clerk

Section 2. After said bond resolution shall take effect, the Town Clerk is hereby directed to cause said bond resolution to be published, in full, in the newspaper referred to in Section 1 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

Section 3. This resolution shall take effect immediately.

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The adoption of the foregoing resolution was seconded by
Supervisor Swiatek and duly put to a vote on roll call, which
resulted as follows:

AYES:

NOES:

The resolution was declared adopted.

CERTIFICATE

I, RICHARD M. MOLESKI, Town Clerk of the Town of Cheektowaga, in the County of Erie, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Town Board of said Town of Cheektowaga duly called and held on August 6, 1990, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed the corporate seal of said
Town of Cheektowaga this 6th day of
August, 1990.

(SEAL)

Town Clerk

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

Melanie Way, 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 Aug 9, 1990;
last publication Aug 9, 1990;
and that no more than six days intervened be-
tween publications.

Melanie Way
9th
Sworn to before me this
day of August, 1990
Margaret J. Bourdette
Notary public in and for Erie County, N. Y.

MARGARET J BOURDETTE
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES 12/11/91

**LEGAL NOTICE
TOWN OF CHEEKTOWAGA**

PLEASE TAKE NOTICE that on August 6, 1990, the Town Board of the Town of Cheektowaga, in the County of Erie, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted August 6, 1990, authorizing the reconstruction and resurfacing of various streets within said Town, stating the estimated maximum cost thereof is \$1,500,000, appropriating said amount therefor, including the appropriation of \$75,000 current funds to provide the required down payment, and authorizing the issuance of \$1,425,000 serial bonds of said Town to finance the balance of said appropriation."

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to reconstruct and resurface various streets within said Town using rigid base (portland cement concrete) pavement with sheet asphalt, bituminous concrete, granite block or asphalt block wearing surface, including drainage, landscaping, grading or improving the rights of way; and **STATING** the estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,500,000; **APPROPRIATING** said amount therefor including the appropriation of \$75,000 current funds to provide the down payment required by the Law, as hereinafter defined; **STATING** the plan of financing includes the expenditure of said current funds, the issuance of \$1,425,000 serial bonds of the Town to finance the balance of said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$1,425,000 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance the balance of said appropriation not provided by said current funds;

THIRD: DETERMINING and **STATING** the period of probable usefulness of the class of objects or purposes for which said \$1,425,000 serial bonds authorized pursuant to this resolution are to be issued, is fifteen (15) years; current funds are required by the Law to be provided prior to the issuance of the bonds or any notes in anticipation thereof and such current funds are available therefor in the amount of \$75,000 in the current budget of the Town; and **DIRECTING** the Supervisor to set aside said current funds and apply the same solely to said class of objects or purposes; and the proposed maturity of said \$1,425,000 serial bonds will exceed five (5) years;

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

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

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: August 6, 1990

Richard M. Moleski
Town Clerk

PUBLISH: August 9, 1990

Item No. 5a Motion by Councilman Gabryszak Seconded by Councilman Blachowski

WHEREAS, sealed bid proposals were received by the Town Clerk on July 18, 1990 for Roof Replacement at the Reinstein Memorial Library, AND

WHEREAS, the firm of Scaffidi & Moore Architects has reviewed said proposals, and bond documents for compliance with the terms of the bid specifications, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby award said contract for Roof Replacement at the Reinstein Memorial Library to All Weather Contractors, Inc., 510 Ellicott Road, Cheektowaga, New York 14227 in the amount of \$75,760.00 and BE IT FURTHER

RESOLVED, that funding for said project is available from Account Number 5811-7410-1103.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski

NAYES: 0

ABSENT: 0

Item No. 5b Motion by Councilman Gabryszak Seconded by Councilman Rogowski

WHEREAS, sealed bid proposals were received by the Town Clerk on July 18, 1990 for Wood Laminate Beam Repairs at the Reinstein Memorial Library AND

WHEREAS, the firm of Scaffidi & Moore Architects has reviewed said proposals and bond documents for compliance with the terms of the bid specifications, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby award said bid for Wood Laminate Beam Repairs at the Reinstein Memorial Library to Osmose Wood Preserving, Inc., 4546 Tompkins Drive, P.O. Box 8276, Madison, Wisconsin 53708 in the amount of \$56,770.00. AND BE IT FURTHER

RESOLVED, that funds for said project is available from Account Number 5811-7410-1103.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski

NAYES: 0

ABSENT: 0

Item No. 5c Motion by Councilman Blachowski Seconded by Councilman Gabryszak

WHEREAS, by resolution dated July 2, 1990, bids for tires were advertised, and

WHEREAS, on July 13, 1990, bids were received and opened, and

WHEREAS, Richard Koszuta, the General Foreman of the Central Garage has reviewed and analyzed these bids,

NOW, THEREFORE, BE IT RESOLVED, that the bids be awarded to the lowest responsible bidders as shown in the attached letters. (Lowest bidders being: D & D Tire Sales & Service, 1869 Harlem Road, Cheektowaga, New York; and Goodyear Commercial Tire and Service Center, 740 Young Street, Tonawanda, New York), funding to come from various accounts in the Central Garage Budget.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski

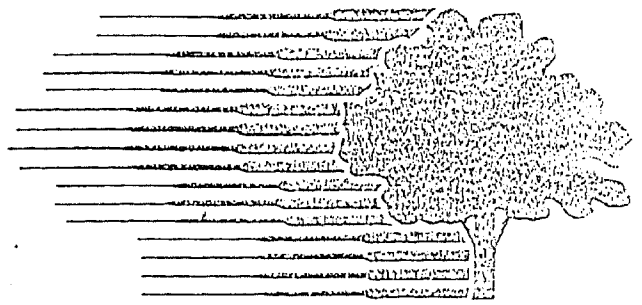
NAYES: 0

ABSENT: 0

* SEE ATTACHED LETTERS

Central Garage
Richard J. Koszuta
General Foreman

Growing In A New Direction



TOWN OF CHEEKTOWAGA
Erie County, New York

SPECIFICATIONS FOR

CENTRAL GARAGE TIRE PURCHASES

Goodyear Tire

ITEM 1 - TIRES: PASSENGER CAR

(Tubeless, Black, Radial Ply, Belted, Minimum Tire
Quality Grading as Follows:

REGULAR THREAD

SIZE

185/80R13
195/75R14
215/75R15
225/75R15
235/75R15

PRICE PER TIRE

OB SOLETE

TUBELESS, BLACK, RADIAL PLY, BELTED ALL SEASON THREAD

SIZE

185/80R13
195/75R14
215/75R15
225/75R15
235/75R15
185/75R14

PRICE PER TIRE

TIEMPO

27.51 04
31.20
35.34
37.47 04
39.80
28.70

TUBELESS, BLACK, RADIAL PLY, BELTED SNOW THREAD

SIZE

185/80R13
195/75R14
215/75R15
225/75R15
235/75R15

PRICE PER TIRE

F32

31.88
36.30
40.94
42.34
45.24

ITEM 2 - TIRES: TRUCK & BUS, RADIAL PLY, TUBE TYPE

REGULAR THREAD

SIZE

LT 215/85R16
7.50R16 LT
LT 235/85R16
8.75R16.5 LT
9.50R16.5 LT
8.25R20
9.00R20
10.00R20

PLY RATING

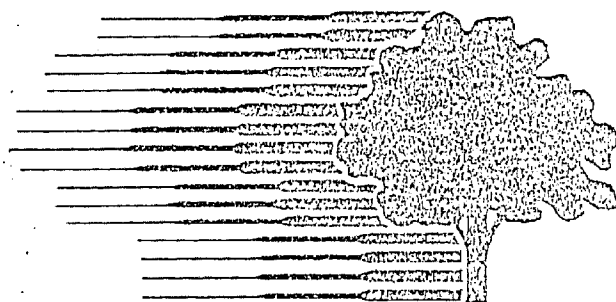
8" WRANGLER LT
8
10"
8
8
12
12
14 & 16

PRICE PER TIRE

62.22
64.24
67.74
62.22
67.75
146.30 04
163.20 04
176.86 - 186.00 04

Central Garage
Richard J. Koszuta
General Foreman

Growing In A New Direction



TOWN OF CHEEKTOWAGA

Erie County, New York

ITEM 2 - CONTINUED

SIZE	PLY RATING		PRICE PER TIRE
11.00R20	14 & 16	DEI	204.14 - 214.90 OK
12.00R20		G186	262.65 OK

SNOW THREAD

SIZE	PLY RATING		PRICE PER TIRE
LT 215/85R16	8	WRANGIER AT	70.47
7.50R16 LT	8		71.19
LT 235/85R16	10		78.80
8.75R16.5 LT	8		68.70
9.50R16.5 LT	8		79.94
8.25R20	12	TD	149.17 OK
9.00R20	12		166.49 OK
10.00R20	14 & 16		180.25 - 181.28 OK
11.00R20	12 & 16		208.17 - 219.14 OK
12.00R20	16 & 18		N.A.

ITEM 3 - TIRES: TRUCK & BUS, BIAS PLY, TUBE TYPE

REGULAR THREAD

SIZE	PLY RATING		PRICE PER TIRE
7.50-16	8	WORKHORSE RIB	49.42
8.75-16.5	8		55.02
9.50-16.5	8		57.87
8.25-20	12	SHM	107.29
9.00-20	12		112.59 OK
10.00-20	12 & 14		117.86 - 141.85
11.00-20	12 & 14		138.34 - 154.56
12.00-20	14 & 16	CHM	207.49 - 217.35 OK

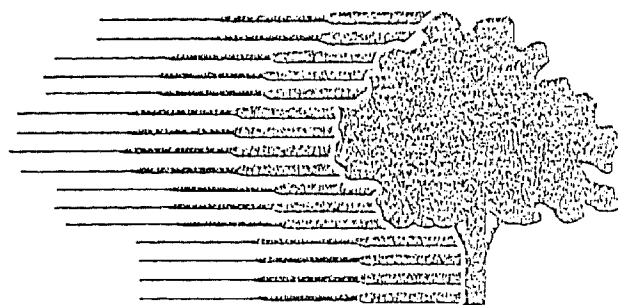
SNOW THREAD

SIZE	PLY RATING		PRICE PER TIRE
7.50-16	8	WORKHORSE REG	57.93
8.75-16.5	8		57.32
9.50-16.5	8		61.75
8.25-20	10	GXG	91.03 OK
9.00-20	12		120.70 OK
10.00-20	12 & 14		135.52 - 148.24 OK
11.00-20	12 & 14		146.10 - 162.33
12.00-20	16		N.A.

Central Garage • 3175 Union Road • Cheektowaga, New York 14227 • 716/686-3439

Central Garage
Richard J. Koszuta
General Foreman

Growing In A New Direction



TOWN OF CHEEKTOWAGA
Eric County, New York

TIRES

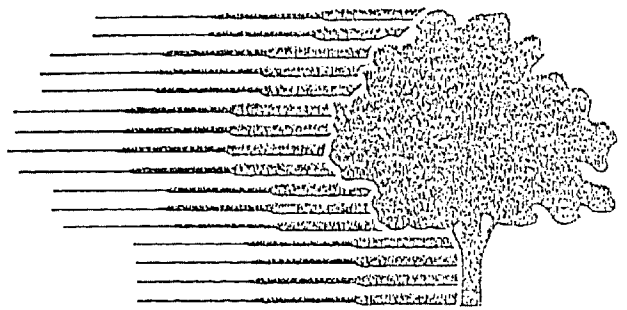
BIDS FOR THE TOWN OF CHEEKTOWAGA 1990

				PRICE PER TIRE
P215/75 R 15	Police	CPS		37.54
1000/20 14 PR Highway Steer		SHM		141.85
1000/20 14 PR M & S		Cxg		148.24 OK
900/20 10 PR Highway Steer		SHM		95.29 OK
900/20 10 PR M & S		Cxg		103.75
825/20 10 PR Highway Steer		SHM		81.85 OK
825/20 10 PR M & S		Cxg		91.03 OK
750/16 8 Ply Tubeless Steering		WORKHORSE RIB		49.42
750/16 8 Ply TT M & S		WORKHORSE MFS		57.93
875-16/5 8 Ply Tubeless Steering		WORKHORSE RIB		55.82
875-16/5 8 Ply Tubeless M & S		WORKHORSE MFS		57.32
950-16/5 8 Ply Tubeless Steering		WORKHORSE RIB		57.87
950-16/5 8 Ply Tubeless M & S		WORKHORSE MFS		61.75
LT 235/85R16 10 Ply Tubeless ASR		WRANGLER AT		78.80
LT 235/85R16 10 Ply Tubeless Rib		WRANGLER LT		67.76
LT 235/85R16 10 Ply Tubeless M & S		WRANGLER AT		78.80
11 R 22/5 14 PR Tubeless XM & S		TD		206.29 OK
14-80 R/20 18 Ply TT Steering		G186		272.27 OK
385- 65R/5 18 Ply Tubeless Steering		G165		311.92 OK
LT 215/85R16 8 Ply Tubeless ASR		WRANGLER AT		70.47
LT 215/85R16 8 Ply Tubeless Rib		WRANGLER LT		62.22
LT 215/85R16 8 Ply Tubeless M & S		WRANGLER AT		70.47

Central Garage • 3175 Union Road • Cheektowaga, New York 14227 • 716/686-3439

Central Garage
Richard J. Koszuta
General Foreman

Growing In A New Direction



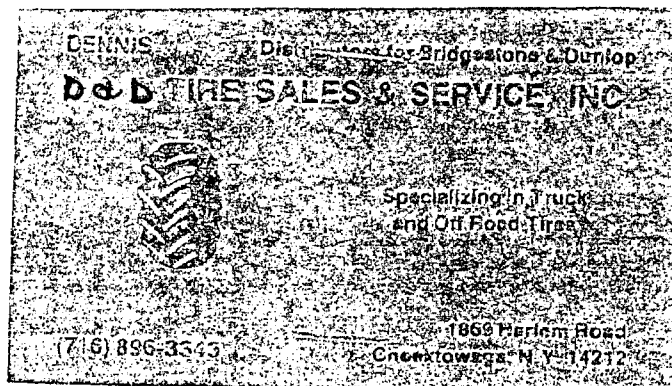
TOWN OF CHEEKTOWAGA

Erie County, New York
PRICE PER TIRE

LT 245/75R16	10 Ply Tubeless ASR	WRANGLER AT	82.35
LT 245/75R16	10 Ply Tubeless Rib	WRANGLER LT	72.30
LT 245/75R16	10 Ply Tubeless M & S	WRANGLER AT	82.35
1000R/20	14 PR Highway Steering	SHIM	141.55 OK
1000R/20	14 PR M & S	CXG	148.24 OK
750/16 Multi. Rib	8 Ply T Type	SUPER RIB FRONT	59.74
18.4/26 Torc Trac Armstrong	10 Ply Tubeless DYNATQ II	RI	355.82 OK
900/10 Tube Type	No Ply	?	
18.4/16.1 Torc Trac	6 Ply Tubeless	ALL WEATHER R3	226.28
17.5/25 Loader, Grader	12 Ply Tubeless	SURE GRIP LOADM LT	383.74 OK
14-9/24R4 TT	6 Ply	IND SURE GRIP. R4	170.12 OK
750R/16	8 Ply Tubeless ASR	WRANGLER AT	71.19
750R/16	8 Ply Tubeless Rib	WRANGLER LT	64.24
750R/16	8 Ply Tubeless M & S	WRANGLER AT	71.19
800 16/5	8 Ply Tubeless Highway Steering	WORKHORSE RIB	52.32
800 16/5	8 Ply Tubeless M & S	NA	
P235/75R15 Black ASR		ARRIVA	42.59
P175/80R13 Black ASR		ARRIVA	29.40
P175/80R13 Black Snows		F32	31.37

ALL BIDS COMPARABLE TO MICHELIN-GOODYEAR-B.F. GOODRICH-BRIDGESTONE.

Central Garage
Richard J. Koszuta
General Foreman



In A New Direction

SPECIFICATIONS FOR

ENTRAL GARAGE TIRE PURCHASES

TOWN OF CHEEKTOWAGA
Eric County, New York

ITEM 1 - TIRES: PASSENGER CAR
(Tubeless, Black, Radial Ply, Belted, Minimum Tire
Quality Grading as Follows:

REGULAR THREAD - B. F. Goodrich XLM

SIZE	PRICE PER TIRE
185/80R13	27.64
195/75R14	29.52
215/75R15	34.71
225/75R15	38.52
235/75R15	39.04

TUBELESS, BLACK, RADIAL PLY, BELTED ALL SEASON THREAD

SIZE - B. F. Goodrich GT-4

SIZE	PRICE PER TIRE
185/80R13	27.87
195/75R14	29.18 OK
215/75R15	34.48 OK
225/75R15	37.62
235/75R15	39.10 OK
185/75R14	28.61 OK

TUBELESS, BLACK, RADIAL PLY, BELTED SNOW THREAD

SIZE - B. F. Goodrich Trail Maker Snow

SIZE	PRICE PER TIRE
185/80R13	30.38 OK
195/75R14	31.97 OK
215/75R15	36.53 OK
225/75R15	38.41 OK
235/75R15	42.00 OK

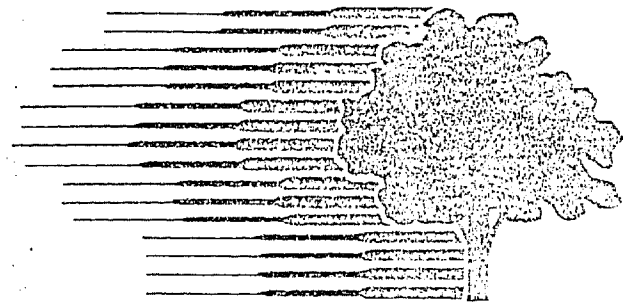
ITEM 2 - TIRES: TRUCK & BUS, RADIAL PLY, TUBE TYPE

REGULAR THREAD

SIZE	PLY RATING	PRICE PER TIRE
LT 215/85R16	8 - B.F. Goodrich Edge	55.18 OK
7.50R16 LT	8 " "	58.21 OK
LT 235/85R16	10 " "	63.86 OK
8.75R16.5 LT	8 " "	55.30 OK
9.50R16.5 LT	8 " "	60.94 OK
8.25R20 - Bridgestone	12 R180 W/Tube	152.76
9.00R20 - Michelin XZA	12	199.22
10.00R20 " "	14 & 16 14 Ply	228.85
	16 Ply	240.29

Central Garage
Richard J. Koszuta
General Foreman

Growing In A New Direction



TOWN OF CHEEKTOWAGA
Eric County, New York

ITEM 2 - CONTINUED

<u>SIZE</u>	<u>PLY RATING</u>	<u>PRICE PER TIRE</u>
11.00R20 - Michelin XZA	14 & 16 - 16 Ply only tire	284.38
12.00R20 " "	18 Ply	316.73

SNOW THREAD

<u>SIZE</u>	<u>PLY RATING</u>	<u>PRICE PER TIRE</u>
LT 215/85R16	8 - B.F. Goodrich Trac Edge	56.11 <i>OK</i>
7.50R16 LT	8 " " "	59.21 <i>OK</i>
LT 235/85R16	10 " " "	65.59 <i>OK</i>
8.75R16.5 LT	8 " " "	56.60 <i>OK</i>
9.50R16.5 LT	8 " " "	63.42 <i>OK</i>
8.25R20	12 - 37.50 Casing No Bid Goodyear	
9.00R20	12 - Michelin XMS4	206.21
10.00R20 - Michelin XMS4	14 & 16 - 14 Ply 236.86 16 Ply -	248.70
11.00R20 " "	12 & 16 16 Ply	294.34
12.00R20 " "	16 & 18 - 18 Ply	327.83 <i>OK</i>

ITEM 3 - TIRES: TRUCK & BUS, BIAS PLY, TUBE TYPE

REGULAR THREAD

<u>SIZE</u>	<u>PLY RATING</u>	<u>PRICE PER TIRE</u>
7.50-16	8 - B.F. Goodrich X Miler	48.48 <i>OK</i>
8.75-16.5	8 " "	45.01 <i>OK</i>
9.50-16.5	8 " "	51.15 <i>OK</i>
8.25-20	12 " XLA 10 ply	87.35 <i>OK</i>
9.00-20	12 " " 12 ply	116.00
10.00-20	12 & 14 12 Ply- 120.40 14 ply	140.36 <i>OK</i>
11.00-20	12 & 14 12 ply- 134.91 14 ply	147.18 <i>OK</i>
12.00-20 - Cooper	14 & 16 - 16 ply	247.63

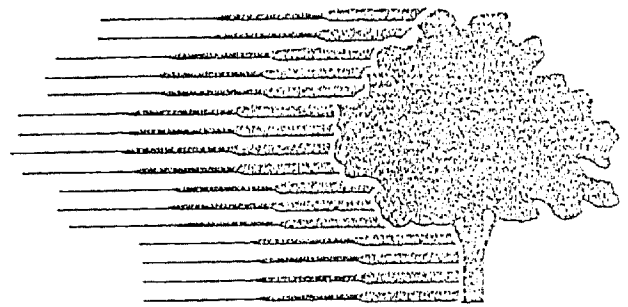
SNOW THREAD

<u>SIZE</u>	<u>PLY RATING</u>	<u>PRICE PER TIRE</u>
7.50-16	8 - B.F. Goodrich X Trac	51.70 <i>OK</i>
8.75-16.5	8 " "	46.00 <i>OK</i>
9.50-16.5	8 " "	52.45 <i>OK</i>
8.25-20	10 " "	93.62
9.00-20	12 " "	121.89
10.00-20	12 & 14 12 ply 133.05 <i>OK</i> 14 ply	150.97
11.00-20	12 & 14 12 ply 145.70 <i>OK</i> 14 ply	157.66 <i>OK</i>
12.00-20	16	

Central Garage • 3175 Union Road • Cheektowaga, New York 14227 • 716/686-3439

Central Garage
Richard J. Koszuta
General Foreman

Growing In A New Direction



TOWN OF CHEEKTOWAGA
Eric County, New York

TIRES

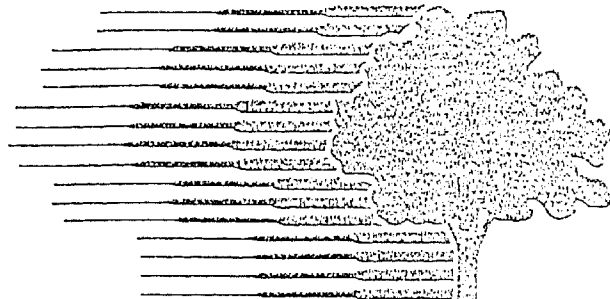
BIDS FOR THE TOWN OF CHEEKTOWAGA 1990

	PRICE PER TIRE	
P215/75 R 15 Police B.F. Goodrich XLM	34.71	OK
1000/20 14 PR Highway Steer B.F. Goodrich XLA	140.36	OK
1000/20 14 PR M & S B.F. Goodrich X Trac	150.97	
900/20 10 PR Highway Steer B.F. Goodrich XLA	96.96	
900/20 10 PR M & S B.F. Goodrich X Trac	102.92	OK
900/20 10 PR Highway Steer B.F. Goodrich XLA	87.35	
900/20 10 PR M & S B.F. Goodrich X Trac	93.62	
750/16 8 Ply Tubeless Steering B.F. Goodrich Power Express	45.94	OK
750/16 8 Ply TT M & S B.F. Goodrich X Trac	51.70	OK
875-16/5 8 Ply Tubeless Steering B.F. Goodrich X Miler	45.01	OK
875-16/5 8 Ply Tubeless M & S B.F. Goodrich X Trac	46.00	OK
950-16/5 8 Ply Tubeless Steering B.F. Goodrich X Miler	51.15	OK
950-16/5 8 Ply Tubeless M & S B.F. Goodrich X Trac	52.45	OK
LT 235/85R16 10 Ply Tubeless ASR B.F. Goodrich Trail Edge	71.05	OK
LT 235/85R16 10 Ply Tubeless Rib B. F. Goodrich The Edge	63.86	OK
LT 235/85R16 10 Ply Tubeless M & S B.F. Goodrich Trac Edge	65.59	OK
14-80 22/5 14 PR Tubeless XM & S Michelin XMS 4	268.98	
14-80 R/20 18 Ply TT Steering Michelin XZA 20 ply	280.22	
305- 65R/5 18 Ply Tubeless Steering Michelin XZ4 18 ply	375.48	
LT 215/85R16 8 Ply Tubeless ASR B.F. Goodrich Trail Edge	56.85	OK
LT 215/85R16 8 Ply Tubeless Rib B.F. Goodrich The Edge	55.18	OK
LT 215/85R16 8 Ply Tubeless M & S B.F. Goodrich Trac edge	56.11	OK

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Central Garage
 Richard J. Koszuta
 General Foreman

Growing In A New Direction



TOWN OF CHEEKTOWAGA

Eric County, New York
 PRICE PER TIRE

LT 245/75R16	10 Ply	Tubeless	ASR B.F. Goodrich	Trail Edge	65.53	OK
LT 245/75R16	10 Ply	Tubeless	Rib B.F. Goodrich	The Edge	64.04	OK
LT 245/75R16	10 Ply	Tubeless	M & S B.F. Goodrich	Trac edge	78.36	OK
1000R/20	14 PR	Highway Steering	Michlin XZA		228.85	
1000R/20	14 PR	M & S	Michlin XMS 4		236.86	
750/16 Multi.	Rib	8 Ply	T Type	Hallmark	44.03	OK
10.4/26	Torc Trac	Armstrong	10 Ply Tubeless	R-1	368.60	
800/10	Tube Type	No Ply	IMPLEMENT (4 PR)		77.00	OK
10.4/16.1	Torc Trac	6 Ply	Tubeless	PRICED ON REQUEST -		
17.5/25	Loader, Grader	12 Ply	Tubeless	Denman 16 ply	399.50	
14-9/24R4	TT	6 Ply	8 ply		223.17	
750R/16	8 Ply	Tubeless	ASR B.F. Goodrich	Trail Edge	60.07	OK
750R/16	8 Ply	Tubeless	Rib B.F. Goodrich	The Edge	58.21	OK
750R/16	8 Ply	Tubeless	M & S B.F. Goodrich	Trac Edge	59.21	OK
800 16/5	8 Ply	Tubeless	Highway Steering	B.F. Goodrich XTrac	41.60	OK
800 16/5	8 Ply	Tubeless	M & S B. F. Goodrich	X trac	42.03	OK
P235/75R15	Black ASR	B.F. Goodrich	GT-4		39.10	OK
P175/80R13	Black ASR	B. F. Goodrich	GT-4		26.67	OK
P175/80R13	Black Snows	B. E. Goodrich	Trailmaker Snow		29.35	OK

ALL BIDS COMPARABLE TO MICHELIN-GOODYEAR-B.F. GOODRICH-BRIDGESTONE.

Item No. 6a Motion by Councilman Solecki Seconded by Councilman Gabryszak

WHEREAS, there is a need for Disposal of Municipal Solid Wastes at a Landfill Facility, NOW, THEREFORE, BE IT

RESOLVED, that this request be granted and that the Town Clerk be directed to publish a Notice to Bidders in connection with the Disposal of Municipal Solid Wastes at a Landfill Facility, notice to be published in the CHEEKTOWAGA TIMES, AND BE IT FURTHER,

RESOLVED, that sealed bids will be received on the 16th day of August, 1990 at 11:00 A.M., Eastern Daylight Savings Time, at a public bid opening to be held in the Council Chambers in the Cheektowaga Town Hall.

* * * * *

LEGAL NOTICE

TOWN OF CHEEKTOWAGA

NOTICE TO BIDDERS

TAKE NOTICE THAT the Board of the Town of Cheektowaga will receive sealed bids at the Town Hall, Broadway and Union Roads, Cheektowaga, New York, 14227, until 11:00 A.M. on August 16, 1990 for the following:

Disposal of Municipal Solid Wastes at a Landfill Facility.

BID DOCUMENTS are available at the Town Clerk's Office at the above address.

BIDDERS ARE ADVISED THAT THE TOWN OF CHEEKTOWAGA IS HEREBY ADVERTISING FOR DISPOSAL BIDS ON BEHALF OF THE 13 OTHER MEMBER MUNICIPALITIES OF THE NORTHEAST SOLID WASTE MANAGEMENT BOARD OF ERIE COUNTY, NEW YORK.

THE TOWN BOARD RESERVES the right to reject any or all bids.

THE PROPOSALS are submitted as separate bids. The Town may accept any single proposal, any combination of proposals, or all proposals from a single bidder or several bidders as the Town in its discretion may determine.

BIDS must include a declaration to the effect that the bidder is not in collusion with any other bidder.

A BID BOND OR CERTIFIED CHECK must accompany each bid.

ALL BIDS must be enclosed in a sealed opaque envelope clearly marked:

BID FOR DISPOSAL OF MUNICIPAL SOLID WASTE AT A LANDFILL FACILITY.

SAID BIDS will be publicly opened and read aloud and thereafter referred to the Town Board for their consideration.

BY THE ORDER OF THE TOWN BOARD
OF CHEEKTOWAGA

DATED: August 6, 1990

* * * * *

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Melanie Wolf, 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 9 weeks;
first publication Aug. 9, 1990 ;
last publication Aug. 9, 1990 ;
and that no more than six days intervened be-
tween publications.

Melanie Wolf
9th
Sworn to before me this
day of August, 1990
Margaret J. Bourdette

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

MARGARET J BOURDETTE
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES 12/11/91

**LEGAL NOTICE
TOWN OF CHEEKTOWAGA
NOTICE TO BIDDERS**

TAKE NOTICE THAT the Board of the Town of Cheektowaga will receive sealed bids at the Town Hall, Broadway and Union Roads, Cheektowaga, New York, 14227, until 11:00 A.M. on August 16, 1990 for the following:

Disposal of Municipal Solid Wastes at a Landfill Facility.

BID DOCUMENTS are available at the Town Clerk's Office at the above address.

BIDDERS ARE ADVISED THAT THE TOWN OF CHEEKTOWAGA

IS HEREBY ADVERTISING FOR DISPOSAL BIDS ON BEHALF OF THE 13 OTHER MEMBER MUNICIPALITIES OF THE NORTH-EAST SOLID WASTE MANAGEMENT BOARD OF ERIE COUNTY, NEW YORK.

THE TOWN BOARD RESERVES the right to reject any or all bids.

THE PROPOSALS are submitted as separate bids. The Town may accept any single proposal, any combination of proposals, or all proposals from a single bidder or several bidders as the Town in its discretion may determine.

BIDS must include a declaration to the effect that the bidder is not in collusion with any other bidder.

A BID BOND OR CERTIFIED CHECK must accompany each bid.

ALL BIDS must be enclosed in a sealed opaque envelope clearly marked:

BID FOR DISPOSAL OF MUNICIPAL SOLID WASTE AT A LANDFILL FACILITY.

SAID BIDS will be publicly opened and read aloud and thereafter referred to the Town Board for their consideration.

BY THE ORDER OF THE TOWN BOARD OF CHEEKTOWAGA

Date: August 6, 1990

PUBLISH: August 9, 1990

Item No. 6b Motion by Councilman Solecki Seconded by Councilman Rogowski

WHEREAS, there is a need for Marketing of Old Newspapers, NOW,
THEREFORE, BE IT

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

RESOLVED, that sealed bids will be received on the 16th day of August, 1990 at 11:00 A.M., Eastern Daylight Savings Time, at a public bid opening to be held in the Council Chambers in the Cheektowaga Town Hall.

LEGAL NOTICE

TOWN OF CHEEKTOWAGA

NOTICE TO BIDDERS

TAKE NOTICE THAT the Board of the Town of Cheektowaga will receive sealed bids at the Town Hall, Broadway and Union Roads, Cheektowaga, New York, 14227, until 11:00 A.M. on August 16, 1990 for the following:

MARKETING OF SOURCE SEPARATED OLD NEWSPAPERS

BID DOCUMENTS are available at the Town Clerk's Office at the above address.

BIDDERS ARE ADVISED THAT THE TOWN OF CHEEKTOWAGA IS HEREBY ADVERTISING FOR DISPOSAL BIDS ON BEHALF OF THE 13 OTHER MEMBER MUNICIPALITIES OF THE NORTHEAST SOLID WASTE MANAGEMENT BOARD OF ERIE COUNTY, NEW YORK.

THE TOWN BOARD RESERVES the right to reject any or all bids.

THE PROPOSALS are submitted as separate bids. The Town may accept any single proposal, any combination of proposals, or all proposals from a single bidder or several bidders as the Town in its discretion may determine.

BIDS must include a declaration to the effect that the bidder is not in collusion with any other bidder.

A BID BOND OR CERTIFIED CHECK must accompany each bid.

ALL BIDS must be enclosed in a sealed opaque envelope clearly marked:

BID FOR DISPOSAL OF OLD NEWSPRINT.

SAID BIDS will be publicly opened and read aloud and thereafter referred to the Town Board for their consideration.

BY THE ORDER OF THE TOWN BOARD
OF CHEEKTOWAGA

DATED: August 6, 1990

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Melanie Way....., 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.....Aug 9, 1990.....;
last publication.....Aug 9, 1990.....;
and that no more than six days intervened be-
tween publications.

Melanie Way.....
.....9th.....
Sworn to before me this
day of August....., 1990
.....Margaret J. Bourdette.....

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

MARGARET J BOURDETTE
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES 12/11/91

**LEGAL NOTICE
TOWN OF CHEEKTOWAGA
NOTICE TO BIDDERS**

TAKE NOTICE THAT the Board of the Town of Cheektowaga will receive sealed bids at the Town Hall, Broadway and Union Roads, Cheektowaga, New York, 14227, until 11:00 A.M. on August 16, 1990 for the following:

**MARKETING OF SOURCE
SEPARATED OLD NEWSPAPERS
BID DOCUMENTS** are available at the Town Clerk's Office at the above address.

BIDDERS ARE ADVISED THAT THE TOWN OF CHEEKTOWAGA IS HEREBY ADVERTISING FOR DISPOSAL BIDS ON BEHALF OF THE 13 OTHER MEMBER MUNICIPALITIES OF THE NORTH EAST SOLID WASTE MANAGEMENT BOARD OF ERIE COUNTY, NEW YORK.

THE TOWN BOARD RESERVES the right to reject any or all bids.

THE PROPOSALS are submitted as separate bids. The Town may accept any single proposal, any combination of proposals, or all proposals from a single bidder or several bidders as the Town in its discretion may determine.

BIDS must include a declaration to the effect that the bidder is not in collusion with any other bidder.

A BID BOND OR CERTIFIED CHECK must accompany each bid.

ALL BIDS must be enclosed in a sealed opaque envelope clearly marked:

BID FOR DISPOSAL OF OLD NEWSPRINT.

SAID BIDS will be publicly opened and read aloud and thereafter referred to the Town Board for their consideration.

BY THE ORDER OF THE TOWN BOARD OF CHEEKTOWAGA

Date: August 6, 1990

PUBLISH: August 9, 1990

Item No. 7 Motion by Councilman Kulyk Seconded by Councilman Blachowski

WHEREAS, the Building and Plumbing Inspector of the Town of Cheektowaga and the Town Attorneys Office have recommended that certain provisions of Chapter 82 of the Code of the Town of Cheektowaga (Zoning Ordinance) be amended, and

WHEREAS, this Town Board duly called a public hearing to consider the advisability of adopting said recommended changes to the said Zoning Ordinance and gave due notice thereof as required by law; and

WHEREAS, a public hearing on said proposed amendments was duly held by this Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York on the 18th day of June, 1990 at 7:30 P.M.; and at which hearing all parties in interest and citizens had an opportunity to be heard and were heard, and

WHEREAS, it is in the public interest to amend the Zoning Ordinance as set forth below,

NOW, THEREFORE, BE IT RESOLVED that the Zoning Ordinance be and the same hereby is amended and changed as follows:

1. RESOLVED THAT ARTICLE VIII - ADMINISTRATION AND ENFORCEMENT, Section 82-57, which pertains to penalties for offenses, shall be deleted and a new Section 82-57, which reads as follows, shall be added:

§82-57. Penalties for offenses.

- A. Pursuant to §268 of Article 16 of the Town Law, a violation of this chapter is hereby declared to be an offense, punishable by a fine not exceeding three hundred fifty dollars (\$350.) or imprisonment for a period not to exceed fifteen (15) days, or both for conviction of a second offense both of which were committed within a period of five years, punishable by a fine not less than three hundred fifty dollars (\$350.) nor more than seven hundred dollars (\$700.) or imprisonment for a period not to exceed fifteen (15) days, or both; and, upon conviction of a third or subsequent offense all of which were committed within a period of five years, punishable by a fine not less than seven hundred dollars (\$700.) nor more than one thousand dollars (\$1,000.) or imprisonment for a period not to exceed fifteen (15) days, or both. Each week's continued violation shall constitute a separate additional violation.
- B. An owner, general agent, lessee or tenant of the building, other structure or tract of land, or any part thereof, or an architect, builder, contractor or anyone who commits or assists in any violation of any of the provisions of this chapter, shall be subject to the penalties imposed by this section and §268 of Article 16 of the Town Law. Each week's continued violation shall constitute a separate, additional violation and shall be punishable hereunder.

and

BE IT FURTHER RESOLVED, that a copy of this Resolution be entered in the minutes of the meeting of the Town Board of the Town of Cheektowaga held on July 2, 1990; 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.

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

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

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

Melanie Wolf, 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 August 9, 1990;
last publication August 9, 1990;
and that no more than six days intervened be-
tween publications.

Melanie Wolf
9th
Sworn to before me this
day of August, 1990
Margaret J. Bourdette

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

MARGARET J BOURDETTE
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES 12/11/91

**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 6th day of August, 1990 at 7:30 o'clock p.m. Eastern Daylight Savings Time there were:

PRESENT:

Supervisor Frank E. Swiatek
Councilman Patricia A. Jaworowicz
Councilman Dennis H. Gabryszak
Councilman Andrew A. Kulyk
Councilman Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski

ABSENT: 0

Motion by Councilman Kulyk and Seconded by Councilman Blachowski
WHEREAS, the Building and Plumbing Inspector of the Town of Cheektowaga and the Town Attorneys Office have recommended that certain provisions of Chapter 82 of the Code of the Town of Cheektowaga (Zoning Ordinance) be amended, and

WHEREAS, this Town Board duly called a public hearing to consider the advisability of adopting said recommended changes to the said Zoning Ordinance and gave due notice thereof as required by law; and

WHEREAS, a public hearing on said proposed amendments was duly held by this Town board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York on the 18th day of June, 1990 at 7:30 P.M.; and at which hearing all parties in interest and citizens had an opportunity to be heard and were heard, and

WHEREAS, it in the public interest to amend the Zoning Ordinance as set forth below.

NOW, THEREFORE, BE IT RESOLVED, that the Zoning Ordinance be and the same hereby is amended and changed as follows:

1. RESOLVED THAT ARTICLE VIII-ADMINISTRATION AND ENFORCEMENT, Section 82-57, which pertains to penalties for offenses, shall be deleted and a new Section 82-57, which reads as follows, shall be added:

§82-57. Penalties for offenses.

A. Pursuant to §268 of Article 16 of the Town Law, a violation of this chapter is hereby declared to be an offense, punishable by a fine not exceeding three hundred fifty dollars (\$350.) or imprisonment for a period not to exceed fifteen (15) days, or both for conviction of a first offense; for con-

viction of a second offense both of which were committed within a period of five years, punishable by a fine not less than three hundred fifty dollars (\$350.) nor more than seven hundred dollars (\$700.) or imprisonment for a period not to exceed fifteen (15) days, or both; and, upon conviction of a third or subsequent offense all of which were committed within a period of five years, punishable by a fine not less than seven hundred dollars (\$700.) nor more than one thousand dollars (\$1,000.) or imprisonment for a period not to exceed fifteen (15) days, or both. Each week's continued violation shall constitute a separate additional violation.

B. An owner, general agent, lessee or tenant of the building, other structure or tract of land, or any part thereof, or an architect, builder, contractor or anyone who commits or assists in any violation of any of the provisions of this chapter, shall be subject to the penalties imposed by this section and §268 of Article 16 of the Town Law. Each week's continued violation shall constitute a separate, additional violation and shall be punishable hereunder.

and

BE IT FURTHER RESOLVED, that a copy of this Resolution be entered in the minutes of the meeting of the Town Board of the Town of Cheektowaga held on July 2, 1990; 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.

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

Upon roll call.....

Supervisor Swiatek Voting AYE

Councilman Blachowski Voting

AYE

Councilman Jaworowicz Voting

AYE

Councilman Gabryszak Voting

AYE

Councilman Kulyk Voting AYE

Councilman Rogowski Voting

AYE

Councilman Solecki Voting AB-

STAINED

AYES: 7

NAYES: 0

ABSENT: 0

STATE OF NEW YORK

COUNTY OF ERIE

I, RICHARD M. MOLESKI, Town

Clerk of the Town hereinafter de-

scribed, DO HEREBY CERTIFY as

follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on August 6, 1990, and minutes of said meetings have been duly recorded in the Minute Book by me in accordance with law for the purpose of recording the minutes of meeting of said Board, and such minutes appear at item No. 17, inclusive, of said book.
2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.
3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.
IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 6th day of August, 1990.
RICHARD M. MOLESKI
Town Clerk
PUBLISH: August 9, 1990

MES August 9, 1990

August 6, 1990

Item No. 8a Motion by Councilman Kulyk Seconded by Councilman Blachowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located at 62 Rossler Avenue, Cheektowaga, New York SBL #112.76-2-14 , and according to the Assessor's Office is owned by Florence Kowalewski, 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 property hereinbefore described.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski

NAYES: 0

ABSENT: 0

Item No. 8b Motion by Councilman Kulyk Seconded by Councilman Blachowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located at 199 Losson Road,, Cheektowaga, New York, SBL # 114.17-8-13 and according to the Assessor's Office is owned by Los-Green Incorporated, Attention: Joseph M. Nasca, 405 Convention Tower, Buffalo, 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 property hereinbefore described.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski

NAYES: 0

ABSENT: 0

Item No. 8c Motion by Councilman Kulyk Seconded by Councilman Blachowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property 60' X 85.80' located East of 47 Starlight Avenue, Cheektowaga, New York, SBL #113.56-19.12 and according to the Assessor's Office is owned by Irene Michalek, Buffalo, 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 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 property hereinbefore described.

Item No. 8c continued

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 8d Motion by Councilman Kulyk Seconded by Councilman Blachowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located 4347 Union Road, Cheektowaga, New York, SBL # 91.52-1-44 and according to the Assessor's Office is owned by Jean Ettelson, 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 property hereinbefore described.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 9 Motion by Councilman Solecki Seconded by Councilman Gabryszak

WHEREAS, previously it had been required by the Erie County Board of Elections that the Town of Cheektowaga maintain and operate 111 polling places for the purpose of registering voters each year, and

WHEREAS, more than one-half of the qualified voters are registered in the Town of Cheektowaga as required by the laws of the State of New York as a prerequisite for consolidation, and

WHEREAS, the consolidation of 111 Election Districts will result in substantial savings of approximately \$35,000, and

WHEREAS, the consolidation will also eliminate and reduce many of the functional details; namely,

1. The manpower requirements
2. Distribution of supplies to election inspectors
3. Mailing of notices to polling places and election inspectors
4. Rental of polling places
5. Use of Town recreational and facility buildings
6. Various processing details
7. Many other time-consuming and operational requirements for the purpose of registration

and

WHEREAS, Federal legislation has provided for mail-in registration which has proved highly successful in that many citizens have made use of this procedure for registration, and

WHEREAS, the Town Clerk has petitioned the Erie County Board of Elections for permission to consolidate for registration purposes, and

WHEREAS, the Erie County Board of Elections has granted said per-

Item No. 9 continued

mission to the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be and hereby is authorized to consolidate for Registration Days only the 111 Election Districts to one central location, namely, the Council Chambers, Cheektowaga Town Hall, Broadway Broadway and Union Road, Cheektowaga, New York.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 10a Motion by Councilman Blachowski Seconded by Councilman Jaworowicz

WHEREAS, the Town of Cheektowaga, on October 7, 1987, gave Donald McCourt a Housing Rehabilitation Community Development loan for property owned by him and located at , Cheektowaga, New York, and

WHEREAS, Mr. McCourt is now applying for a separate mortgage loan through Old Stone Credit Corp., and Old Stone Credit Corp. is requesting the Town to execute a Subordination Agreement relating to the Town's Community Development Loan, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized and directed to execute a Subordination Agreement relating to Mr. McCourt and the Town's Housing Rehabilitation Community Development loan for 68 Elaine Court, and any other documents necessary to effectuate the Subordination Agreement.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 10b Motion by Councilman Blachowski Seconded by Councilman Gabryszak

WHEREAS, the Town of Cheektowaga receives Community Development Block Grant Funds from the Department of Housing & Urban Development, and

WHEREAS, federal regulations require that the Town enter into subrecipient agreements with those entities receiving Community Development funds through the Town, and

WHEREAS, activities utilizing Community Development funds have been programmed for the Villages of Depew and Sloan in the current program year, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized to execute the Subrecipient Agreements with the Villages of Depew and Sloan in conformance with federal regulations.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 10c Motion by Councilman Jaworowicz Seconded by Councilman Solecki

WHEREAS, this Town Board has committed to the extension of the Reinstein Memorial Library parking lot together with drainage and lighting improvements associated with such projects, and

Item No. 10c continued

WHEREAS, it is necessary to engage the services of a consulting engineer to prepare bid specifications, engage in required survey work and provide assistance to the Engineering Department during construction, NOW, THEREFORE, BE IT

RESOLVED that the proposal of July 26, 1990 as submitted by Nussbaumer & Clarke, Inc. to the Town Engineer be and hereby is accepted and approved, and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is directed and authorized, on behalf of this Town Board, to sign said agreement with Nussbaumer & Clarke, Inc. for such professional services, and ALSO BE IT

RESOLVED that funding in the amount of \$22,400. is to be charged to Account #5003-7410-1100, and BE IT FURTHER

RESOLVED that a temporary loan is hereby authorized in the amount of \$13,400. from the General Fund to the Capital Project titled Reinstein Library Parking Lot with said loan to be repaid when the proceeds of the previously authorized borrowings are received.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 10d Motion by Councilman Blachowski Seconded by Councilman Gabryszak

WHEREAS, the Town 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 those goals, the Town has created the Cheektowaga Economic Development Corporation for the purpose of assisting and encouraging new industrial development and growth in the Town, and

WHEREAS, use of Community Development Block Grant funds has been approved by the Department of Housing and Urban Development for economic development purposes in the Town, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized to execute an agreement with the Cheektowaga Economic Development Corporation for the purpose of allocating Community Development Block Grant funds to that agency for the 1990-91 program year in an amount up to \$689,780.30 which includes \$175,000 from the year 1990-91 program year and \$514,780.30 from the 1987-1989 program years.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 11 Motion by Councilman Kulyk Seconded by Councilman Jaworowicz

WHEREAS, by resolution dated June 18, 1990, this Town Board agreed to accept a "franchise fee payment" from Jones Intercable, Inc. ("Jones") in lieu of any claims the Town might have against Jones for failure to obtain a franchise from the Town, and

WHEREAS, attorneys for Jones have notified the Town of inaccuracies in the wording of such resolution and have requested such resolution be revised, NOW, THEREFORE, BE IT

RESOLVED that the aforementioned resolution dated June 18, 1990 be and hereby is rescinded and is replaced by the following:

Item No. 11 continued

WHEREAS, Cable TV Fund 11-B, doing business as Jones Intercable ("Jones") has since January of 1988 operated a television distribution system in the Town of Cheektowaga, and

WHEREAS, based on an inconsistency in State and Federal Cable regulations, Jones did not obtain a cable television franchise from the Town, and

WHEREAS, the lack of such a franchise by Jones recently came to the attention of the Town and discussions were had between Town officials and representatives from Jones, and

WHEREAS, the Town has also learned that the Jones television distribution system in the Town of Cheektowaga is in the process of being sold to Adelphia Cable and such sale is expected to have been consummated prior to September 1, 1990, and

WHEREAS, Jones has agreed to remit to the Town an amount equivalent to 2-3/4% of gross revenues, excluding installation charges, per semi-annual period attributable to operations in the Town for the period from January, 1988 to and including the date of the sale to Adelphia Cable, and

WHEREAS, the Town finds such offer fair and is agreeable to not requiring a franchise agreement from Jones because of the imminent sale to Adelphia Cable, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby agrees to accept the aforementioned payment from Jones within 15 days of the closing of the sale to Adelphia in lieu of any claims the Town might have against Jones for failure to obtain a franchise from the Town, and BE IT FURTHER

RESOLVED that the terms of this settlement shall be effective until September 1, 1990 and shall not prejudice the Town in seeking a franchise agreement from Jones, and shall not prejudice Jones from opposing the requirement for such a franchise agreement if the sale of the Jones television distribution system to Adelphia Cable is not consummated.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski

NAYES: 0

ABSENT: 0

Item No. 12 Motion by Councilman Rogowski Seconded by Councilman Kulyk

WHEREAS, Losson Park Village, Inc., as part of the acceptance of Phase II of the Losson Park Village Subdivision and as a prerequisite to the construction of any buildings in such subdivision, has submitted to the Town for its acceptance a warranty deed for the following properties:

1. a portion of Towers Boulevard
2. a portion of Parktrail Lane
3. a portion of Whitney Place

and

WHEREAS, the Town Superintendent of Highways, in the attached letter dated August 1, 1990, has recommended that such deed and highway be accepted by the Town, and

WHEREAS, Losson Park Village, Inc. has also submitted a drainage easement to the Town, and

WHEREAS, Losson Park Village, Inc. has also submitted a maintenance bond for the aforementioned highways and a certified check to guarantee street lighting to the Town, NOW, THEREFORE, BE IT

Item No. 12 continued

RESOLVED that the aforementioned deed, easement, maintenance bond and certified checks are accepted by this Town Board, and BE IT FURTHER

RESOLVED that the Town Attorney be and hereby is directed to file the deed and easement in the Erie County Clerk's Office, and BE IT FURTHER

RESOLVED that the developer of this subdivision shall comply with the conditions listed on the attached memo dated August 1, 1990 from the Town Engineer.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Kulyk, Rogowski
and Blachowski
NAYES: 0
ABSENT: 0
ABSTAINED: Councilman Jaworowicz and Solecki

* SEE NEXT PAGES

4. To prevent any problems along the northerly boundaries of existing homes on LeHarve Drive the developer should be required to construct a swale as shown on the grading plan. This will protect the interest of the properties on LeHarve Drive and will give the builders of homes a trench necessary for handling waters on Subdivision Lots #21 thru #32.
5. The developer is to submit a revision of the grading plan, NCI drawing C87-109-03 to an as built condition as the subdivision is almost completely developed.

CLB/mjj

CHRISTOPHER J. KOWAL
SUPERINTENDENT OF HIGHWAYS

HIGHWAY DEPARTMENT
3145 Union Road
Cheektowaga, N. Y. 14227-1083
(716) 686-3450
Mobile: 863-5867



August 1, 1990

HONORABLE SUPERVISOR FRANK E SWIATEK
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA NY 14227

Re: Losson Park Village Subdivision - Phase II - Acceptance

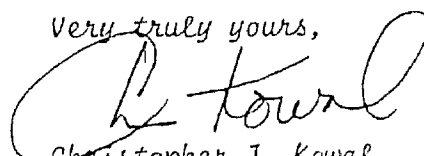
Dear Councillors:

Please be advised that timely and effective inspections during all phases of construction have been performed by myself and I find that the subdivision conforms to the current specifications of the Town of Cheektowaga and is recommended for acceptance into our system of highways.

This approval is contingent on the deed being approved and filed by the Town Attorney and a maintenance bond commensurate with the Town's P.I.P. Ordinance be held and approved by the Town Attorney.

Trusting this meets with your approval, I remain

Very truly yours,



Christopher J. Kowal
Highway Superintendent

cc: Town Clerk
Town Attorney
Building Inspector
Town Engineer
Town Council

Residence: 61 St. Felix Avenue • Cheektowaga, N.Y. 14227 • (716) 895-8184
Promoting Pride - Progress - Professionalism!



MEETING NO.17
August 6, 1990

Item No. 13 Motion by Councilman Kulyk Seconded by Councilman Jaworowicz

WHEREAS, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, the Environmental Advisory Committee reviews various applications for building permits, rezonings, special permits, etc. and renders its determination of environmental significance of such applications, and

WHEREAS, the Town Board, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, is designated the lead agency in most instances, and

WHEREAS, since the Town Board is the lead agency, it must affirm or reject the recommendations submitted to it by the Advisory Committee, and

WHEREAS, the Advisory Committee, at its meeting held on July 19, 1990, rendered the determinations shown on the attached memo dated July 23, 1990, and

WHEREAS, this Town Board has reviewed the applications submitted and recommendations made by the Environmental Advisory Committee for the items listed below, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby affirms the recommendations (including stipulations, if any) made by the Advisory Committee with respect to the following referenced items which appear on the July 23, 1990 memo attached hereto:

Item III	Dale Road
Item V	Proposed Oil Pipeline

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski

NAYES: 0

ABSENT: 0

* SEE NEXT PAGES

Office of Building & Plumbing Inspections
Cheektowaga Town Hall
Broadway & Union Road
Cheektowaga, New York 14227
716 / 686-3470



M E M O

TO: Supervisor Frank Swiatek
Honorable Town Board Members
Richard Moleski, Town Clerk
James Kirisits, Town Attorney

FROM: Thomas Adamczak
Building Inspector

DATE: July 23, 1990

RECEIVED
JUL 24 1990
TOWN ATTORNEY

The following is a summary of the proposals which have been reviewed by the Town Environmental Quality Review Advisory Committee at a meeting held on July 19, 1990, in the Town Hall Council Chambers.

ITEM I 3325 Genese Street - Proposed Rezoning For
Super Duper

Update:

The New York State Department of Transportation has not yet responded to our referral but we have received suggestions from the Traffic Safety Commission. The commission suggests an additional driveway along the East property line for a means of access for emergency vehicles and suggests several changes as far as striping and traffic lanes. This item will remain tabled until New York State DOT replies.

ITEM II 957 Dick Road - Veterniary Clinic Expansion

Update:

The architect has indicated that the drainage is being resolved with the New York State DOT and will have additional information for upcoming meeting.

ITEM III Dale Road - Proposed Niagara Mohawk
Substation

Applicant: Niagara Mohawk Power Corporation

Determination: Non-Significant.

The site for the substation is located at the East end of Dale Road adjacent to the New York State Thruway.

RE: EQR - July 19, 1990
July 23, 1990
Page: 2

At the present time there is a power line "corridor" and an existing substation on the South side of Dale Road. The applicant proposes to construct a new substation on the North side of Dale Road within this power corridor. The two transformers will sit on concrete foundations that will catch any oil leakage which will be directed into oil interceptor tanks. The transformers are normally protected with devices that will notify the power company if there is low pressure/leakage of the oil in the tanks.

The proposal is consistent with what is now in the area: that being power lines, substation and commercial use and will have no adverse affect upon the environment.

ITEM IV 2300 Clinton Street - Proposed Addition To Pol-Tek
Machine Shop

Applicant: Pol-Tek Industries Ltd.

Determination: Tabled.

The contractor was present and after some discussion the item was tabled for additional information and a new site plan. The contractor was informed that the airlock must be moved from the front of the building or a variance will be required from the Zoning Board of Appeals. A detailed landscaping plan must be provided as well as a detailed drainage plan and parking layout.

The contractor indicated the addition was to be of architectural steel panel of the same height as the existing building. It was suggested that he provide the committee with elevations of the building so that they may have a better idea of how the addition will look.

ITEM V Referral From New York State Department Of Environmental
Conservation Regarding Kiantone Pipeline Corporation
Proposed Crude Oil Pipeline.

The applicant proposes to construct a new gasoline and crude oil pipeline from Pennsylvania to Tonawanda. Part of the line will run through the Town from South to North within the old Lakehead Pipeline Corporation easement which is located within the power line corridor that runs North and South.

The committee agrees that the NYSDEC is best equipped to act as Lead Agency for this project. The committee also expressed some concerns that can be addressed by contact between the pipeline corporation and Highway and Engineering Departments.

RE: EQR - July 19, 1990
July 23, 1990
Page: 3

The Town Engineer is concerned with the crossing of creeks and drainage ditches within the Town and would wish to review plans of such crossings.

The Highway Department would also review plans for crossings of any Town streets and in all cases any necessary Town permits must be obtained.

ITEM VI 2959 Genesee Street - Proposed Rezoning For An
Addition For An Insurance
Office

Applicant: Bernard Cesar

Determination: Significant.

The applicant proposes to rezone a parcel of land to allow for an expansion of an existing office building. After some discussion the committee decided the proposal was significant and if the applicant desires to pursue a rezoning should file a Draft Environmental Impact Statement (DEIS).

The committee felt that the proposal would be "over use" of the property and an intrusion into a residential area. By construction of the addition the applicant would require a variance from the Zoning Board of Appeals with regards to setbacks and parking and would be looking for the Planning Board to accept a landscaping plan that had little in way of landscaping on the property.

The applicant, through such a request (rezoning), would be creating his own hardships and would then need to obtain variances or waivers for a number of ordinance requirements.

ITEM VII 3412 Broadway - Proposed Expansion Of A
Construction Storage Yard

Applicant: William Nunz/Lake Steel

Determination: Tabled.

The committee reviewed the proposal and is requesting the applicant to submit a new plan showing landscaping, screening and drainage of the lot. The lot must be paved with either concrete or blacktop and the applicant must reflect same on his site plan. A letter will be sent to the applicant requesting a new site and until such time as the plan is submitted the item will remain tabled.

MEETING NO.17
August 6, 1990

Item No. 14 Motion by Councilman Kulyk Seconded by Councilman Rogowski

WHEREAS, Bernard Cesar has applied to the Town of Cheektowaga for an environmental review of his request for a rezoning from R-Residential District to CM-General Commercial District to expand an existing building located at 2959 Genesee Street, pursuant to the State Environmental Quality Review Act, and

WHEREAS, there has been agreement between the various governmental agencies involved that the Town Board of the Town of Cheektowaga be designated as the lead agency in matters concerning this building expansion, and

WHEREAS, the Town Environmental Review Advisory Committee has reviewed this project and, by memo dated July 23, 1990, recommended that this Town Board render a determination of environmental significance (a/k/a a positive declaration) with respect to such project, and

WHEREAS, this Town Board, in accordance with Article 8 of the Environmental Conservation Law of the State of New York, feels that the following significant environmental effects relating to this project are present and should be addressed by the applicant in greater detail:

1. the over-use of the property
2. intrusion of a commercial use into a residential area
3. appropriateness of granting variances
4. lack of adequate landscaping
5. hardships which exist to applicant
6. compatibility of zoning with neighborhood

NOW, THEREFORE, BE IT

RESOLVED that the Town of Cheektowaga hereby determines that a Draft Environmental Impact Statement must be prepared and submitted to the Town, based on this Town Board's determination that such building expansion project could have a significant effect on the environment, and BE IT FURTHER

RESOLVED that Bernard Cesar be directed to submit a Draft Environmental Impact Statement to the Town Environmental Advisory Committee and this Town Board for review, and BE IT FURTHER

RESOLVED that the Town Building Inspector, as Intake Officer for the Town, prepare, file and publish a positive declaration for this project with the appropriate agencies and the applicant and otherwise make same available in accordance with Section 617.10(b) of the SEQR regulations, and BE IT FURTHER

RESOLVED that the Town Building Inspector, as Intake Officer for the Town, notify Bernard Cesar and other interested and involved agencies of this request.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski

NAYES: 0

ABSENT: 0

Item No. 15 Motion by Councilman Rogowski Seconded by Councilman Kulyk

WHEREAS, it is necessary to begin the final phase of the Losson Park Village Subdivision, which completion will provide for Towers Blvd. extending northerly from French Rd. onto its intersection with Losson Rd. which will necessitate the installation of a traffic signal at the intersection of Towers Blvd., Losson Rd. and the Stiglmeier Park entrance, NOW, THEREFORE, BE IT

RESOLVED that the proposal of EMS Consulting, as submitted to the Town Engineer, for survey work, preparation of plans and specifications and provision of services during construction be and hereby is accepted and approved, AND BE IT FURTHER

MEETING NO.17
August 6, 1990

Item No. 15 continued

RESOLVED, that the cost of said professional services in the amount of \$9,000. is to be charged to the Towers Blvd. Traffic Signal Account #5006-3310-1100, AND BE IT FURTHER

RESOLVED, that a temporary loan is hereby authorized in the amount of \$5,500. from the General Fund to the Capital Project titled Stiglmeier Traffic Signal and this loan is to be repaid when the proceeds of the previously authorized borrowings are received.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 16 Motion by Councilman Rogowski Seconded by Councilman Blachowski

WHEREAS, a total blockage of a Town sanitary sewer occurred on Neibert Place near Andrews Avenue and was reported by the Sewer Maintenance Department, AND

WHEREAS, it was necessary to effect immediate repairs, which repairs the Town's Sewer Maintenance Department were unable to do due to the depth of the sewer and the various utilities located in the work area, AND

WHEREAS, Tom Greenauer Development Inc. has the Town's equipment and operators contract for 1990 and was, therefore, delegated to perform the required work which is outlined in the July 20, 1990 memo of the Town Engineer, NOW, THEREFORE, BE IT

RESOLVED, that the voucher of Tom Greenauer Development Inc. in the amount of \$9,636.20 to make the necessary sewer repairs be and hereby is approved, AND, BE IT FURTHER

RESOLVED, that the payment for said emergency sewer repair be and hereby is chargeable to Sanitary Sewer District #5, Budget Item #8125-0004-4543.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 17 Motion by Councilman Solecki Seconded by Supervisor Swiatek

WHEREAS, the County of Erie is the owner of a landlocked parcel of land near Como Park Boulevard in the Town (Assessor's S.B.L. #114.02-6-7), and

WHEREAS, there is a large willow tree on this property which is dead or dying and, as such, is a danger to adjoining property owners, and

WHEREAS, the County of Erie has requested the Town to remove this tree, at county expense, and

WHEREAS, the County of Erie has a 60 foot wide easement over 1535 Como Park Boulevard for access to this property and the owner of 1535 Como Park Boulevard has given permission to enter her land to remove the tree, and

WHEREAS, the Town Highway Superintendent is agreeable to removing this tree, NOW, THEREFORE, BE IT

RESOLVED, that the Highway Superintendent be and hereby is directed to enter the aforementioned County-owned property across the county easement and remove the dangerous tree, and BE IT FURTHER

MEETING NO.17
August 6, 1990

Item No. 17 continued

RESOLVED that the Highway Superintendent shall forward a bill to the County Department of Finance for services rendered, said moneys to be reimbursed to the Highway Department budget, General labor line item, and BE IT FURTHER

RESOLVED that the county shall assume liability or reimburse the Town for damages caused to the Town, the county property or private property provided that the Town did not negligently cause such damage.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 18a Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

WHEREAS, funding is periodically available from miscellaneous public and private grant sources to assist the town with various projects, and

WHEREAS, this town is in need of an outside consultant to maintain current information on the availability of and to apply for such funding, and

WHEREAS, Robert J. Miller & Associates, a grant development firm has represented the town to the various granting agencies for proposed projects, and

WHEREAS, during the last 12 months a total of \$143,912. in approved grants were received by the town, and

WHEREAS, there is another \$274,820. in pending grant applications currently under review by funding agencies,

NOW, THEREFORE, BE IT RESOLVED, that Robert J. Miller & Associates be authorized to represent the Town of Cheektowaga and the Town of Cheektowaga execute the attached letter of agreement with Robert J. Miller & Associates for grant services for a period of one year effective August 16, 1990. Funding to come from Account #0100-1220-4957.

* SEE NEXT PAGES FOR LETTER OF AGREEMENT

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

LETTER OF AGREEMENT BETWEEN

TOWN OF CHEEKTOWAGA

AND

ROBERT J. MILLER & ASSOCIATES
124 Delaware Avenue
Tonawanda, New York 14150
(716) 694-8181

GRANTS CONSULTANTS

It is hereby agreed that Robert J. Miller & Associates will render direct grants consultation services as described below to the Town of Cheektowaga, New York for a one year period commencing August 16, 1990 and ending August 15, 1991.

Robert J. Miller and Associates will perform the following tasks:

- * Conduct comprehensive reviews of on-going and planned activities to identify potentially fundable programs.
- * Prepare narrative summaries of fundable programs to include statement of need, proposed methodology, anticipated benefits and budgets.
- * Conduct on-going search and survey of potential funding sources, both private and public, at the federal, state, and local levels.
- * Identify and establish direct contact with funding sources.
- * Prepare and submit formal letters of intent and full proposals in appropriate and final format to potential granting organizations.
- * Maintain liaison and follow-up with all granting organizations where formal application has been made.
- * Conduct briefings with designated members of client staff

and board to report on progress achieved and to develop additional fundable programs and proposals.

In consideration of \$7,000.00 for the first three month quarter of services payable in advance to Robert J. Miller & Associates, both parties agree to provisions contained herein. Fees for the continuation of services beyond the initial three month quarter shall be \$7,000.00 for each subsequent and consecutive quarter payable in advance of each quarter.

This agreement may be terminated by the Town of Cheektowaga provided that written notice is given to Robert J. Miller & Associates by the Town of Cheektowaga 30 days prior to the end of any three month quarter in progress. In the event of early termination, Robert J. Miller & Associates shall be paid for the quarter then in process.

TOWN OF CHEEKTOWAGA

FRANK E. SWIATEK, Supervisor

Date: _____

ROBERT J. MILLER
GRANTS CONSULTANTS

ROBERT J. MILLER, President

Date: _____

MEETING NO.17
August 6, 1990

Item No. 18b Motion by Councilman Gabryszak Seconded by Supervisor Swiatek

WHEREAS, the Cheektowaga Senior Citizen Center is in need for Air Conditioning System Improvements, and

WHEREAS, the firm of Babinsky-Klein Engineering, P.C. has submitted a proposal to provide Professional Engineering Services, specifications and drawings, on site inspections, etc., NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby retain the firm of Babinsky-Klein Engineering, P.C., 3200 Niagara Falls Boulevard, North Tonawanda, New York 14120 to provide Professional Engineering Services at the Cheektowaga Senior Citizens Center as defined in their proposal dated July 30, 1990 in the amount of \$18,000.00, and BE IT FURTHER

RESOLVED, that the funds for said action are available from Account #5008-1625-1100, and BE IT ALSO

RESOLVED, that a temporary loan is hereby authorized in the amount of \$12,500.00 from the General Fund to the Capital Project titled Senior Citizens Air Conditioning, said loan to be repaid when the proceeds of the previously authorized borrowings are received.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 18c Motion by Councilman Gabryszak Seconded by Councilman Rogowski

WHEREAS, a need exists to provide additional lighted athletic facilities at John C. Stiglmeier Park, AND

WHEREAS, the firm of R. P. Morrow Associates, P.C. has submitted a contract proposal to provide plans and specifications for Sportslighting of ball diamonds #1, #2 and #3, tennis courts and entrance sign lighting, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby retain the firm of R. P. Morrow Associates, P.C., 225 Delaware Avenue, Buffalo, New York 14206-2186 to provide professional Engineering Service Plans and Specifications for Sportslighting at J. C. Stiglmeier Park at a fee not to exceed \$24,000.00, AND BE IT FURTHER

RESOLVED, that funds for said action are available from Account Number 5818-7110-1102.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 18d Motion by Councilman Gabryszak Seconded by Unanimous

WHEREAS, the residents of Cheektowaga have expressed a desire for a municipal pool complex to be located at John C. Stiglmeier Park, and

WHEREAS, the Cheektowaga Town Board has previously authorized a bond to fund a feasibility study to assist the Town in establishing a program for the facility, schematic plans, site plan, building elevations and budget estimates, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby retain the firm of Scaffidi & Moore Architects, 4535 Bailey Avenue, Buffalo, New York 14226 to conduct a feasibility study for a municipal swimming pool complex at John C. Stiglmeier Park at a fee of \$23,750.00 and BE IT FURTHER

MEETING NO.17
August 6, 1990

Item No. 18d continued

RESOLVED that the funds for such action are available from Account #5004-7110-0200, and BE IT ALSO

RESOLVED that a temporary loan is authorized in the amount of \$23,750.00 from the General Fund to the Capital Project titled Stiglmeier Pools Plans and Specifications to be repaid when the Proceeds of the previously authorized borrowings are received.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 19a Motion by Councilman Gabryszak Seconded by Supervisor Swiatek

BE IT RESOLVED that the following individual be terminated from the Cheektowaga Conservation Corps Program at the designated title and salary, effective immediately:

Summer Trainee \$3.80 per hour (01-7310-0001-1812):
Timothy Schaefer 14227

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 19b Motion by Councilman Kulyk Seconded by Councilman Blachowski

BE IT RESOLVED, that the following individuals be and hereby are terminated as seasonal employees as listed:

	<u>EFFECTIVE</u>
<u>POLICE DEPARTMENT</u> Bridgette A Wilk	7/27/90
<u>SANITATION DEPARTMENT</u> David Kupkowski	7/31/90
<u>FACILITIES DEPARTMENT</u> Joseph Emmanuele	Immediately
James Masurek	Immediately

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 20a Motion by Councilman Kulyk Seconded by Councilman Blachowski

WHEREAS, as to conform with the records of the Erie County Department of Personnel, it is necessary for the Town of Cheektowaga to create the position of Account Clerk, NOW, THEREFORE, BE IT

RESOLVED that the position of Account Clerk be and hereby is created.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

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Item No. 20b Motion by Councilman Kulyk Seconded by Councilman Blachowski

WHEREAS, as to conform with the records of the Erie County Department of Personnel, it is necessary for the Town of Cheektowaga to create the position of Senior Public Safety Dispatcher, NOW, THEREFORE, BE IT

RESOLVED that the position of Senior Public Safety Dispatcher be and hereby is created.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 20c Motion by Councilman Kulyk Seconded by Councilman Blachowski

WHEREAS, as to conform with the records of the Erie County Department of Personnel, it is necessary for the Town of Cheektowaga, to create two (2) positions of Engineer Assistant, NOW, THEREFORE, BE IT

RESOLVED that two (2) positions of Engineer Assistant be and hereby are created.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 21a Motion by Councilman Jaworowicz Seconded by Councilman Blachowski

WHEREAS, two vacancies exist in the Police Department in the position of Lieutenant, AND

WHEREAS, candidates from the existing Civil Service List were interviewed and their resumes and work performance were studied, AND

WHEREAS, the Chief of Police and his screening committee recommend that Sergeant Jerald Barber and Sergeant Eugene Leahy be promoted to said vacancies, NOW, THEREFORE, BE IT

RESOLVED that Jerald Barber and Eugene Leahy be and hereby are promoted to the position of Lieutenant, effective immediately.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 21b Motion by Councilman Jaworowicz Seconded by Councilman Blachowski

WHEREAS, due to promotions, two vacancies exist in the Police Department in the position of Sergeant, AND

WHEREAS, candidates from the existing Civil Service list were interviewed and their resumes and work performance were studied, AND

WHEREAS, the Chief of Police and his screening committee recommend that Officer Gary Schmidt and Officer Daniel Wojtaszczyk be promoted to said vacancies, NOW, THEREFORE, BE IT

RESOLVED that Gary Schmidt and Daniel Wojtaszczyk be and hereby are promoted to the position of Sergeant, effective immediately.

Item No. 21b continued

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 22a Motion by Supervisor Swiatek Seconded by Councilman Blachowski

WHEREAS, a vacancy currently exists in the position of Coordinator of Employee Relations, and

WHEREAS, such position was duly advertised, and

WHEREAS, this Town Board reviewed applications and conducted interviews for this position, and

WHEREAS, Gregory D. Joos applied for this position and meets all of the requirements for such position, NOW, THEREFORE, BE IT

RESOLVED that pursuant to paragraph 7 of the Residence Law of the Town of Cheektowaga this Town Board has determined that by reason of special skills, aptitude and expertise an appropriate appointment cannot be made to fill the position of Coordinator of Employee Relations with a domiciliary in the Town of Cheektowaga, AND BE IT FURTHER

RESOLVED that the position of Coordinator of Employee Relations be and hereby is declared exempt from the restrictions contained in the said Residence Law AND BE IT FURTHER

RESOLVED that the aforesaid declaration and exemption shall continue in full force and effect for six (6) months but not thereafter AND BE IT FURTHER

RESOLVED that Gregory D. Joos be and hereby is appointed to the position of Coordinator of Employee Relations, effective September 4, 1990, at an annual salary of \$38,000 AND BE IT FURTHER

RESOLVED that in compliance with the Local Law known as Residency Law, Gregory D. Joos be and hereby is ordered to obtain residency within the Town of Cheektowaga within 6 months from the date of this resolution.

Motion by Councilman Kulyk Seconded by Councilman Rogowski to substitute the name of Kenneth Jeffords,
Depew, New York 14043.

Motion by Supervisor Swiatek Seconded by Councilman Blachowski to table this above amendment.

Motion by Supervisor Swiatek Seconded by Councilman Blachowski

WHEREAS, a vacancy currently exists in the position of Coordinator of Employee Relations, and

WHEREAS, such position was duly advertised, and

WHEREAS, this Town Board reviewed applications and conducted interviews for this position, and

WHEREAS, Gregory D. Joos applied for this position and meets all of the requirements for such position, NOW, THEREFORE, BE IT

RESOLVED that pursuant to paragraph 7 of the Residence Law of the

MEETING NO.17
August 6, 1990

Item No. 22a continued

Town of Cheektowaga this Town Board has determined that by reason of special skills, aptitude and expertise an appropriate appointment cannot be made to fill the position of Coordinator of Employee Relations with a domiciliary in the Town of Cheektowaga, AND BE IT FURTHER

RESOLVED that the position of Coordinator of Employee Relations be and hereby is declared exempt from the restrictions contained in the said Residence Law AND BE IT FURTHER

RESOLVED that the aforesaid declaration and exemption shall continue in full force and effect for six (6) months but not thereafter AND BE IT FURTHER

RESOLVED that Gregory D. Joos be and hereby is appointed to the position of Coordinator of Employee Relations, effective September 4, 1990, at an annual salary of \$38,000 AND BE IT FURTHER

RESOLVED that in compliance with the Local Law known as Residency Law, Gregory D. Joos be and hereby is ordered to obtain residency within the Town of Cheektowaga within 6 months from the date of this resolution.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0
ABSTAINED: Councilman Kulyk

Item No. 22b Motion by Councilman Gabryszak Seconded by Councilman Solecki

BE IT RESOLVED that Paul Burke of Cheektowaga, New York 14225 be and hereby is appointed to the position of part-time van driver in the Department of Senior Services at the rate of \$5.00 per hour. Funding Source: 0100-7620-1639.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 22c Motion by Councilman Solecki Seconded by Councilman Rogowski

WHEREAS, a temporary vacancy of Motor Equipment Operator "A" exists in the Sanitation Department, AND

WHEREAS, notice of such temporary vacancy has been posted in accordance with the provisions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, AND

WHEREAS, Paul Stallone, Recycling Driver, bid on said position and meets the necessary qualifications, NOW, THEREFORE, BE IT

RESOLVED that Paul Stallone, Cheektowaga, New York be and hereby is appointed to the temporary position of Motor Equipment Operator "A" in the Sanitation Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, effective immediately.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

MEETING NO.17
August 6, 1990

Item No. 22d Motion by Councilman Blachowski Seconded by Councilman Kulyk

WHEREAS, the Town Board of the Town of Cheektowaga has previously created a corporation known as the Cheektowaga Economic Development Corporation for the purpose of assisting and encouraging new industrial development within the Town, and

WHEREAS, by resolution dated February 7, 1983, this Town Board approved the proposed By-Laws of the Cheektowaga Economic Development Corporation, and

WHEREAS, the aforesaid By-Laws provide that the directors of the Cheektowaga Economic Development Corporation shall be appointed by resolution of the Town Board of the Town of Cheektowaga, and

WHEREAS, the Board of Directors of the Cheektowaga Economic Development Corporation has recommended the appointment of the individual listed below to the Board of Directors of said Corporation, and

WHEREAS, this Town Board is in agreement with the recommendations of the Directors of the Cheektowaga Economic Development Corporation, NOW, THEREFORE, BE IT

RESOLVED that the following individual is hereby appointed to the Board of Directors of the Cheektowaga Economic Development Corporation for a term of three years, said term effective immediately and until the subsequent reappointment for said Board positions on or about April 1, 1993;

Ralfa Musialowski

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 22e Motion by Councilman Rogowski Seconded by Supervisor Swiatek

WHEREAS, by Town Board resolution dated December 4, 1989, a Veterans Committee was created to assist veterans in this Town, AND

WHEREAS, such resolution appointed five individuals to serve on such Veterans Committee and further provided that another seven members would be appointed by the Town Board, NOW, THEREFORE, BE IT

RESOLVED that the following individuals be and hereby are appointed to serve on the Veterans Committee:

Kenneth Blum	John Geck
Cheektowaga, NY 14227	Cheektowaga, NY 14225
Alexander Burke	Dorothy Kubik
Cheektowaga, N.Y. 14206	Cheektowaga, N.Y. 14227
Victor Carlucci	Joseph Lipowski
Depew, NY 14043	Depew, NY 14043
Wesley Fuqua	
Cheektowaga, NY 14225	

AND BE IT FURTHER

RESOLVED that the term of such members of the Veterans Committee shall expire on December 4, 1990, and shall thereafter be for a period of one year.

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Item No. 22e continued

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 22f Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

WHEREAS, there is currently a vacancy for the position of Laborer (Temporary) in the Sanitation Department, and

WHEREAS, such position was posted for the required period as stated in the Collective Bargaining Agreement, NOW, THEREFORE

BE IT RESOLVED, that Mark Cywinski of 95 Vegola Avenue, Cheektowaga, New York 14225 be and hereby is appointed to the position of Laborer (Temporary), at a salary in accordance with the Collective Bargaining Agreement, between the Town of Cheektowaga and the Town of Cheektowaga Employees Association.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 23 Motion by Councilman Blachowski Seconded by Councilman Rogowski

BE IT RESOLVED that the following persons be hired as seasonal employees in the listed departments, in compliance with the provisions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, for a period not to exceed twenty-four (24) consecutive weeks in a calendar year:

EFFECTIVE

FACILITIES DEPARTMENT - \$4.65 per hour

James Dick Immediately

SANITATION DEPARTMENT - \$5.00 per hour

Rick Ostrowski (retroactive) 5/28/90
Jerome Brzozowski Immediately

POLICE DEPARTMENT - \$4.50 per hour

Gabrielle Coyn Immediately

AND BE IT FURTHER

RESOLVED that Susan Ciezak of be and hereby is hired as an Administrative Assistant in the Council Office, Line Item #01-1010-0001-1351, at a rate of \$5.25 per hour, effective immediately, AND BE IT FURTHER

RESOLVED that Mark M. Meszkotowicz, a seasonal employee, be and hereby is transferred from the Facilities Department to the Sanitation Department, at the rate of \$5.00 per hour, effective immediately.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 24 Motion by Councilman Rogowski Seconded by Councilman Kulyk

WHEREAS, Christopher J. Kowal, Highway Superintendent, has advised the Town Board of his intent to attend the New York State Association of Town Superintendents of Highways Annual Conference at Nevele Hotel, Ellenville, NY on

MEETING NO.17
August 6, 1990

Item No. 24 continued

September 30th thru October 3rd, 1990 together with Robert Sprada, a Foreman in the Highway Department, NOW, THEREFORE, BE IT

RESOLVED that Highway Superintendent, Christopher J. Kowal, and his Foreman, Robert Sprada, are hereby authorized to attend the above training course, arriving at the Nevele Hotel, Ellenville, NY the afternoon of September 30, 1990, and BE IT FURTHER

RESOLVED that Christopher J. Kowal will be using his highway vehicle for transporation and that they will be reimbursed for all travel and necessary expenses in connection with said training school, as provided for through budgeted line item, Highway Conferences and Seminars - 0300-5130-4087.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 25 Motion by Supervisor Swiatek Councilman Councilman Gabryszak

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

GENERAL FUND

FROM:	1910-4711 (Contingency)	\$33,136.00
	1220-44-1 (Supervisor-Office Supplies)	1,474.95
	1410-4001 (Town Clerk-Office Supplies)	390.00
	1430-4001 (Personnel-Office Supplies)	200.00
	1420-4501 (Law-Contracted Legal Services)	400.00
	9010-8111 (Police Retirement)	73,530.00
	1625-1982 (Special District Allocation)	86,470.00
	7140-4491 (Recreation-Special Events)	1,000.00
TO:	1910-4352 (Erie County Chargebacks)	\$ 377.06
	1220-2201 (Supervisor-Office Equipment)	69.97
	1220-4431 (Supervisor-Maintenance Agreements)	984.98
	1220-2005 (Supervisor-Office Chair)	420.00
	4550-4374 (Polish Festival)	3,000.00
	9950-8000 (Transfer to Capital-Veterans Memorial)	1,000.00
	5132-4247 (Highway Garage-Tech. Asst. Study)	4,560.00
	7110-4460 (Parks-Land Acquisition)	48.94
	1410-4431 (Town Clerk-Equipment Maintenance)	390.00
	1430-4013 (Personnel-Reference Library)	200.00
	1420-1391 (Law-Part Time Clerical)	400.00
	6410-4194 (Publicity)	150.00
	3120-2503 (Police Bullet Proof Vests)	24,000.00
	3120-1112 (Police-Chief of Police)	26,700.00
	3120-1153 (Police-Asst. Chief of Police)	4,300.00
	3120-1501 (Police-Captains)	27,300.00
	3120-1551 (Police-Sergeants)	8,000.00
	3120-1531 (Police-Detectives)	50,000.00
	3120-1391 (Police-Seasonal Clerical)	30,000.00
	3120-1541 (Police-Patrolmen)	13,700.00
	7550-4374 (Polish Festival)	1,000.00

PART TOWN FUND

FROM:	9010-4683 (Zoning Master Plan)	\$4,400.00
TO:	9010-8110 (Allocated FICA)	1,200.00
	9010-8005 (Allocated Fringes)	3,200.00

SPECIAL DISTRICT FUND

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August 6, 1990

Item No. 25 continued

FROM:	8125-8151 (SD #5 Life Insurance)	\$1,700.00
	8135-8151 (Plant #5 Life Insurance)	900.00
	8125-4711 (SD #5 Contingency)	2,119.20
	8125-4435 (Plant #3 Utilities)	1,650.00
	8160-1352 (Sanitation-Account Clerk)	200.00
TO:	8125-4802 (Personnel Allocation)	\$4,719.20
	8123-4802 (Personnel Allocation)	1,650.00
	8160-4247 (Sanitation-Tech. Assist. Study)	200.00

CAPITAL FUND

FROM:	5907-5031 (Veterans Memorial-Transfer In)	\$1,000.00
TO:	5907-7110-1201 (Veterans Memorial)	1,000.00

HUD-CDBG FUND

FROM:	1989-0017-0705 (Economic Development 1989)	\$20,000.00
TO:	1989-0084-0701 (Planning 1989)	\$20,000.00

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki
Rogowski and Blachowski
NAYES: Councilman Kulyk
ABSENT: 0

Item No. 26a Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

BE IT RESOLVED, that the following vouchers and warrants already remitted with manual checks and submitted to the Town of Cheektowaga prior to August 6, 1990 are hereby approved and made a part hereof:

APRIL 1990

GENERAL FUND	\$2,219,020.93
HIGHWAY FUND	818,525.07
TRUST AND AGENCY FUND	50,365.76
PART TOWN FUND	38,179.16
RISK RETENTION FUND	86,331.47
STATE AHC FUND	3,032.00
DEBT SERVICE FUND	1,992,359.34
HUD REHAB. FUND	5,966.00
SPECIAL DISTRICT FUND	1,387,961.96
CAPITAL FUND	1,174,992.21
	<u>\$7,776,733.90</u>
	=====

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 26b Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

BE IT RESOLVED, that the following vouchers and warrants already remitted with manual checks and submitted to the Town of Cheektowaga prior to August 6, 1990 are hereby approved and made a part hereof:

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Item No. 26b continued

MAY 1990

GENERAL FUND	\$1,834,159.16
HIGHWAY FUND	265,194.33
TRUST AND AGENCY FUND	17,325.94
PART TOWN FUND	38,000.70
RISK RETENTION FUND	45,006.26
STATE AHC FUND	70.00
HUD REHAB. FUND	8,496.20
SPECIAL DISTRICT FUND	1,686,155.59
CAPITAL FUND	374,881.44
	<u>\$4,269,298.62</u>
	=====

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 26c Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

BE IT RESOLVED, that the following vouchers and warrants already remitted with manual checks and submitted to the Town of Cheektowaga prior to August 6, 1990 are hereby approved and made a part hereof:

JUNE 1990

GENERAL FUND	\$1,189,768.33
HIGHWAY FUND	271,811.33
TRUST AND AGENCY FUND	4,027.47
PART TOWN FUND	35,047.43
RISK RETENTION FUND	68,576.47
STATE AHC FUND	.00
DEBT SERVICE FUND	16,713.00
HUD REHAB. FUND	27,382.00
SPECIAL DISTRICT FUND	705,054.46
CAPITAL FUND	176,580.75
	<u>\$2,494,961.24</u>
	=====

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 26d Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

BE IT RESOLVED, that the following vouchers and warrants already remitted with manual checks and submitted to the Town of Cheektowaga prior to August 6, 1990 are hereby approved and made a part hereof:

JULY 1990

GENERAL FUND	\$1,139,125.46
HIGHWAY FUND	346,702.54
TRUST AND AGENCY FUND	4,248.08
PART TOWN FUND	21,260.41
RISK RETENTION FUND	71,072.40
STATE AHC FUND	2,118.00
HUD REHAB. FUND	10,645.50
SPECIAL DISTRICT FUND	499,190.21
CAPITAL FUND	492,455.30
	<u>\$2,586,817.90</u>
	=====

MEETING NO.17
August 6, 1990

Item No. 26d continued

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 26e Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

BE IT RESOLVED, that the following vouchers and warrants submitted to the Town of Cheektowaga prior to August 6, 1990 are hereby approved and made a part hereof:

GENERAL FUND	\$ 249,270.17
HIGHWAY FUND	159,338.93
CAPITAL FUND	308,863.36
TRUST AND AGENCY FUND	11,852.72
HUD-CDBG FUND	52,031.22
PART TOWN FUND	7,764.45
RISK RETENTION FUND	3,264.67
STATE AHC FUND	1,280.00
HUD REHAB. FUND	7,123.00
SPECIAL DISTRICT FUND	978,798.13
	<u>\$1,779,586.65</u>
	=====

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

III. DEPARTMENTAL COMMUNICATIONS

Item No. 27 Building Permits.
Received and Filed.

Item No. 28a Minutes of Traffic Safety Commission/July 1990
Received and Filed.

Item No. 28b Minutes of Cheektowaga Planning Board/June 1990
Received and Filed.

Item No. 29 Quarterly Report Office of Disaster Preparedness/April to June 1990
Received and Filed.

IV. GENERAL COMMUNICATIONS

Item No. 30a NYSDOT: Notice of Order: 40MPH speed limit on portion of Union Road
Copies were sent to: Frank E. Swiatek, Supervisor; Town Board members; Chief of Police and Highway Superintendent.
Received and Filed.

Item No. 30b NYSDOT: Notice of Order: Repeal Stop sign intersection of Transit and Aero Drive
Copies were sent to: Frank E. Swiatek, Supervisor; Town Board members; Chief of Police and Highway Superintendent.
Received and Filed.

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August 6, 1990

- Item No. 30c NYSDOT: Notice of Order: Signal Transit Road at Aero Drive
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; Town Board members; Chief of Police and Highway Superintendent
Received and Filed.
- Item No. 31 ECDPW/Designation of Restricted Highway (portion of Como Park Blvd. from Transit to Lake Avenue
Copies were sent to: Frank E. Swiatek, Supervisor; Town Board Members; Chief of Police and Highway Superintendent
Received and Filed.
- Item No. 32 Deloitte & Touche/Statement of Cash Receipts and Disbursements of Receiver of Taxes and Assessments, The Town Clerk and Town Justices.
Received and Filed.
- Item No. 33 Notice of Petition: Dynamic Hotel Development vs Town of Cheektowaga
Copies were sent to: Building Department, Engineering Department and Town Planning Board.
Received and Filed.
- Item No. 34a Summons and Complaint: Louise M. Gaskin, individually and Administratrix of the Estate of Brigitte N. Gaskin vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; Chris Kowal, Highway Department; S.I.S. Services, Insurance Carrier
Received and Filed.
- Item No. 34b Summons and Complaint: Linda Krampen, individually and as mother and natural guardian of Amy Beth Krampen vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; Chris Kowal, Highway Department; S.I.S. Services, Insurance Carrier
Received and Filed.
- Item No. 35a Notice of Claim: Richard P. Spencer vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; Ron Zoeller, Sanitation Department; S.I.S. Services, Insurance Carrier
Received and Filed.
- Item No. 35b Notice of Claim: Carmela DiGiacomo vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; Christ Kowal, Highway Department; S.I.S. Services, Insurance Carrier
Received and Filed.
- Item No. 35c Notice of Claim: Israel Logan vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; Bruce Chamberlin, Chief of Police; S.I.S. Services, Insurance Carrier
Received and Filed.

MEETING NO.17
August 6, 1990

Item No. 35d Notice of Claim: Jerry O'Connell vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Sylvia Slawiak, Accounting Department; Jim Burst,
Sewer Maintenance Dept.; S.I.S. Services, Insurance Carrier
Received and Filed.

Item No. 35e Notice of Claim: Fred Pieszala vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Sylvia Slawiak, Accounting Department; Jim Burst,
Sewer Maintenance Dept.; S.I.S. Services, Insurance Carrier
Received and Filed.

Item No. 35f Notice of Claim: Ad-A-Sign Inc. vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Sylvia Slawiak, Accounting Department; Ron Zoeller,
Sanitation Department; S.I.S. Services, Insurance Carrier
Received and Filed.

* * * * *

MOTION BY SUPERVISOR SWIATEK AND SECONDED BY COUNCILMAN ROGOWSKI TO SUSPEND THE
RULES TO INCLUDE THE FOLLOWING RESOLUTIONS AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski

NAYES: 0

ABSENT: 0

* * * * *

V. SUSPENSION OF RULES

Item No. 36 Motion by Supervisor Swiatek Seconded by Councilman Kulyk

WHEREAS, Thaddeus Brudz has used all his accumulated time as of
August 17, 1990, AND

WHEREAS, he is currently under doctor's care and unable to return to
work, AND

WHEREAS, he has requested extended sick leave, pursuant to the provi-
sions of the Town's agreement with the Town of Cheektowaga Employees Association,
NOW THEREFORE BE IT

RESOLVED, that Thaddeus Brudz is hereby granted extended sick leave
of fifteen (15) days, pursuant to §8.02(e) of the Town of Cheektowaga Employees
Association Agreement, which days are to be repaid to the Town upon his return to
work; said extension to be effective August 18, 1990.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski

NAYES: 0

ABSENT: 0

Item No. 37 Motion by Councilman Jaworowicz Seconded by Councilman Kulyk

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

WHEREAS, the Summer Youth Participants, listed below, are to start on
August 7, 1990, working a maximum of 40 hours per week at \$3.80 an hour, and a ter-
mination date not to exceed August 31, 1990, NOW, THEREFORE, BE IT

Item No. 37 continued

RESOLVED, that the following persons will be hired based on fund availability from the Department of Labor:

Ruth Cyril	14225
Gutkowski, Diane	14227
Gutkowski, Jessica	14227

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 38 Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

WHEREAS, it is in order that bids be advertised to cover the replacement of sidewalks in various locations in the Town of Cheektowaga, AND

WHEREAS, funds have been budgeted for this purpose, NOW, THEREFORE,
BE IT

RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for the Replacement of sidewalks, said notice to be published in the Cheektowaga Times, and BE IT FURTHER

RESOLVED that sealed bids will be received on August 20, 1990 at 1:00 A.M., Eastern Daylight Savings Time, at a public bid opening to be held in the Council Chambers in the Cheektowaga Town Hall.

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on August 20, 1990 at 11:00 A.M., Eastern Daylight Savings Time, at the Town Hall, corner of Broadway and Union Roads, for the replacement of sidewalks in various locations in the Town of Cheektowaga.

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

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

Each proposal must be accompanied by a certified check for a sum equal to five percent (5%) of the amount of the bid, payable to the Town of Cheektowaga, New York, or bond with sufficient sureties to be approved by the Attorney for the Town of Cheektowaga, New York.

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

RICHARD M. MOLESKI
Town Clerk

DATED: August 6, 1990

MEETING NO.17
August 6, 1990

Item No. 38 continued

Upon Roll Call.....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Melanie Way 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 Aug 9, 1990 ;
last publication Aug 9, 1990 ;
and that no more than six days intervened be-
tween publications.

Melanie Way
9th

Sworn to before me this

day of August, 1990

Margaret J Bourdette

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

MARGARET J BOURDETTE
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES 12/11/01

1250

LEGAL NOTICE
Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on August 20, 1990 at 11:00 A.M., Eastern Daylight Savings Time, at the Town Hall, corner of Broadway and Union Roads, for the replacement of sidewalks in various locations in the Town of Cheektowaga.

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

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

Each proposal must be accompanied by a certified check for a sum equal to five percent (5%) of the amount of the bid, payable to the Town of Cheektowaga, New York, or bond with sufficient sureties to be approved by the Attorney for the Town of Cheektowaga, New York.

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

Richard M. Moleski
Town Clerk

Date: August 6, 1990
PUBLISH: August 9, 1990

MEETING NO.17
August 6, 1990

Item No. 39

Motion by Supervisor Swiatek and seconded by Councilman Kulyk to adjourn the meeting.

RICHARD M. MOLESKI,
Town Clerk

P U B L I C H E A R I N G S
(held prior to Town Board meetings)

NO.

ITEM

Meeting No. 21 October 1, 1990

- 1 Rezoning of property at 3412 Broadway from CM-General Commercial District to M2-General Manufacturing District
- 2 Rezoning of property at 3325 Genesee Street from CM-General Commercial District and R-Residential District to C-Retail Business District
- 3 Rezoning of property at 2504 and 2510 Union Road from RA-Apartment District to RC-Restricted Business District

Meeting No. 22 October 15, 1990

- 1 Rezoning of property at 2404 Union Road from RC-Restricted Business and RA-Apartment District to C-Retail Business District

PUBLIC HEARINGS

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Meeting No. 24 October 30 1990

2	Benefit Basis Budget	
3	Ad Valorem Budget	1

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2	Amendments to Traffic Ordinance - ART. X, "Parking, Standing and Stopping" Buell Avenue	1
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Meeting No. 24 October 30 1990

2	Benefit Basis Budget	
3	Ad Valorem Budget	1

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3	CLEAN UP OF PROPERTY AT: a. 530 Cayuga Rd. b. southeast corner of Genesee Street and Wheaton Drive	3 3
4	Amend resolution of 8/6/90 regarding Losson Park Village Subdivision Phase II/Thomas Drive	3-4
5	AUTHORIZE SUPERVISOR TO SIGN/EXECUTE: a. Certificates of Substantial Completion b. Application for Youth Bureau funding c. Agreement with WNY Business Services re: computer programming d. Dog Disposal agreement with Town of Lancaster	4 4 4-5 5
6	CHANGE ORDER FOR ALEXANDER COMMUNITY CENTER REGARDING: a. Conference room corkboard b. Heating and ventilating contract	6 6
7	Authorize Niagara Mohawk Power Corp. to install lighting system in Edgeport Subdivision	6
8	Authorize NYSEG to install luminaire on Milson Avenue	7
9	Permission to remove and erect billboard sign northwest corner of Walden Avenue and Union Road	8
10	Authorize Cheektowaga Central High School to conduct Homecoming Parade	8
11	Termination of seasonal employees in various departments	8-9
12	CREATE POSITIONS: a. Laborer (Recycling) and Motor Equipment Operator (Recycling) b. Police Attendants (part-time) and Tree Trimmer	9 9
13	APPOINTMENTS: a. Police Officers b. Public Safety Dispatcher c. Public Safety Dispatcher (provisional) d. Public Safety Dispatcher (provisional)	9-10 10 10-11 11
14	Hiring of seasonal employees in various departments	11-12
15	Authorization for General Foreman and Working Foreman to attend conference	12
16	Accounting transfers and payroll adjustments for employees of Cheektowaga Youth Bureau Adapted Recreation Program	12-15
17	AFFIRM RECOMMENDATION OF SEQR REGARDING: a. Item III - 957 Dick Road b. 2001 Walden Avenue	15-16 16
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3	Award of Bid: Replacement of Various Sidewalks in the Town of Cktw.	3
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5	Rescind Resolution Dated 4/2/90 Regarding Sidewalk Repairs	5
6	AUTHORIZE SUPERVISOR TO SIGN/EXECUTE:	
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8	Authorize Housing Rehabilitation Loan	8
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19	Return Temporary Motor Equipment Operator 'A' to Former Position of Recycling Driver	18-19
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22	AUTHORIZE EMPLOYEES TO ATTEND CONFERENCE:	
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17	Appointment of Clerk-Typist in Facilities Department	16
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Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 20th day of August, 1990 at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT: Supervisor Frank E. Swiatek
Councilman Patricia A. Jaworowicz
Councilman Dennis H. Gabryszak
Councilman Andrew A. Kulyk
Councilman Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Sal LaGreca, Employment and Training Director II; also, Planning Board Chairman; Christopher Kowal, Highway Superintendent; Bruce Chamberlin, Chief of Police; Ken Kopacz, Executive Director of Youth Bureau; Terry Rusin, Chief Accountant; Chester Bryan, Town Engineer; Ron Marten, Supervising Building & Plumbing Inspector; John Schaller, Assistant Chief of Police; Pat Staniaszak, Coordinator of Youth Programs; Pat Wojcik, Director of Senior Services; Len Szymanski, Foreman of Facilities - Parks Division.

I. RESOLUTIONS

Item No. 2 Motion by Councilman Kulyk, Seconded by Councilman Jaworowicz

WHEREAS, Dorothy A. Neubauer has petitioned for the rezoning from R-Residential District to RA-Apartment District of property owned by her and located at 247 Fonda Drive, Cheektowaga, New York, which property is more particularly described in the attached legal description, and

WHEREAS, a public hearing on such petitioned was held before this Town Board on the 6th day of August, 1990 at 7:00 o'clock P.M., after publication and services of the notices required by the provisions of the Code of the Town of Cheektowaga ("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, 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, subject to the following condition:

The drainage plan must be approved by the Engineering Department prior to construction of the dwelling.

and

WHEREAS, this Town Board agrees with the determination made by the Environmental Advisory Review Committee,

Item No. 2 cont'd

NOW, THEREFORE, BE IT RESOLVED that the application of Dorothy A. Neubauer for the rezoning from R-Residential District to RA-Apartment District of the property specified in the attached legal description be and the same is hereby approved subject to the above noted condition recommended by the Environmental Advisory Committee, 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

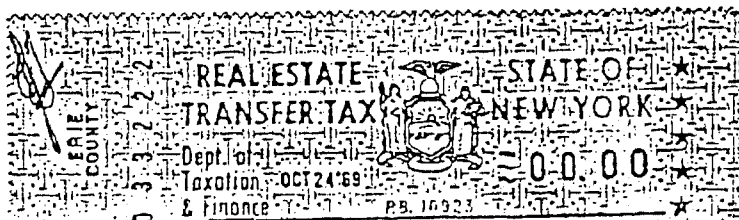
Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, State of New York, being part of Lot No. 18, Township 11, Range 7 of the Holland Land Company's survey, bounded and described as follows:

BEGINNING at a point in the southeasterly line of Beech Road at the distance of 241 feet northeasterly from the point of intersection of the said southeasterly line of Beech Road with the southerly line of lands conveyed to John Andres by a deed recorded in the Erie County Clerk's Office in Liber 595 of deeds at page 318, thence northeasterly along the southeasterly line of Beech Road for a distance of 100 feet; thence southeasterly at right angles to the said southeasterly line of Beech Road for a distance of 250 feet, more or less, to a point in the said southerly line of lands conveyed to John Andres by the above mentioned deed at a distance of 421.50 easterly from the southwesterly point of lands so described in said deed; thence westerly along the southerly line of lands so conveyed for a distance of 120 feet; thence northwesterly along the northeasterly line of lands conveyed by John Andres to Richard Marfurt by a deed recorded in the Erie County Clerk's Office in Liber 1202 of Deeds at page 558 and at right angles to the southeasterly line of Beech Road for a distance of 181 feet to the point of beginning.



761 1 11 11

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

Melanie Way, 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 21 weeks;
first publication Aug 23, 1990;
last publication Aug 23, 1990;
and that no more than six days intervened be-
tween publications.

Melanie Way
Sworn to before me this 23rd
day of August, 1990
Margaret J. Bandette
Notary public in and for Erie County, N. Y.

LEGAL NOTICES

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 20th day of August, 1990 at 7:30 o'clock p.m. Eastern Daylight Savings Time there were:

PRESENT:

Supervisor Frank E. Swiatek
Councilman Patricia A. Jaworowicz
Councilman Dennis H. Gabryszak
Councilman Andrew A. Kulyk
Councilman Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski

ABSENT: 0

Motion by Councilman Kulyk and Seconded by Councilman Jaworowicz

WHEREAS, Dorothy A. Neubauer has petitioned for the rezoning from R-Residential District to RA-Apartment District of property owned by her and located at 247 Fonda Drive, Cheektowaga, New York, which property is more particularly described in the attached legal description, and

WHEREAS, a public hearing on such petition was held before this Town Board on the 6th day of August, 1990 at 7:00 o'clock P.M., after publication and service of the notices required by the provisions of the Code of the Town of Cheektowaga ("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, 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, subject to the following condition:

The drainage plan must be approved by the Engineering Department prior to construction of the dwelling.

and

WHEREAS, this Town Board agrees with the determination made by the Environmental Advisory Committee.

NOW, THEREFORE, BE IT RESOLVED, that the application of Dorothy A. Neubauer for the rezoning from R-Residential District to RA-Apartment District of the property specified in the attached legal description be and the same is hereby approved subject to the above noted condition recommended by the Environmental Advisory Committee, and

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

THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, State of New York, being part of Lot No. 18, Township 11, Range 7 of the Holland Land Company's survey, bounded and described as follows:

BEGINNING at a point in the

southeasterly line of Beech Road at the distance of 241 feet northeasterly from the point of intersection of the said southeasterly line of Beech Road with the southerly line of lands conveyed to John Andres by a deed recorded in the Erie County Clerk's Office in Liber 595 of deeds at page 318, thence northeasterly along the southeasterly line of Beech Road for a distance of 100 feet; thence southeasterly at right angles to the said southeasterly line of Beech Road for a distance of 250 feet, more or less, to a point in the said southerly line of lands conveyed to John Andres by the above mentioned deed at a distance of 421.50 easterly from the southwesterly point of lands so described in said deed; thence westerly along the southerly line of lands so conveyed for a distance of 120 feet; thence northwesterly along the northeasterly line of lands conveyed by John Andres to Richard Marturby by a deed recorded in the Erie County Clerk's Office in Liber 1202 of Deeds at page 558 and at right angles to the southeasterly line of Beech Road for a distance of 181 feet to the point of beginning.

Upon roll call.....

Supervisor Swiatek Voting AYE
Councilman Blachowski Voting

AYE
Councilman Jaworowicz Voting

AYE
Councilman Gabryszak Voting

AYE
Councilman Kulyk Voting AYE

Councilman Rogowski Voting

AYE
Councilman Solecki 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

LEGAL NOTICES

August 20, 1990, and minutes of said meetings have been duly recorded in the Minute Book by me in accordance with law for the purpose of recording the minutes of meeting of said Board, and such minutes appear at item No. 2, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 20th day of August, 1990.

RICHARD M. MOLESKI

Town Clerk

PUBLISH: August 23, 1990

Item No. 3a Motion by Councilman Kulyk, Seconded by Councilman Solecki

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located north of 530 Cayuga Road, Cheektowaga, New York, SBL #81.17-2-27.11 and according to the Assessors' Office is owned by Nob Hill Terrace Incorporated, c/o Nicholas Konst, Attorney, 615 Ridge Road, Lackawanna, New York 14218, 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 property hereinbefore described.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 3b Motion by Councilman Kulyk, Seconded by Councilman Gabryszak

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at the Southeast Corner of Genesee Street and Wheaton Drive known as 3117-3119 Genesee Street, Cheektowaga, New York, SBL #91.18-5-1 and according to the Assessors' Office is owned by Bernadette Judge, 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 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 property hereinbefore described.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 4 Motion by Councilman Rogowski, Seconded by Councilman Jaworowicz

WHEREAS, by resolution dated August 6, 1990, this Town Board accepted a deed, easement, maintenance bond and certified check in connection with Losson Park Village Subdivision, Phase II, and

WHEREAS, such resolution referred to the deed being for portions of Towers Boulevard, Parktrail Lane and Whitney Place, and

WHEREAS, the deed submitted also included Thomas Drive (now known as Schevchenko Drive), NOW, THEREFORE, BE IT

RESOLVED that the first "RESOLVED" clause of the aforementioned resolution be and hereby is amended to include the following:

4. Thomas Drive (a/k/a Schevchenko Drive)

and BE IT FURTHER

Item No. 4 cont'd

RESOLVED that this Town hereby also accepts Thomas Drive (a/k/a Schevchenko Drive) as a Town Highway.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 5a Motion by Councilman Gabryszak, Seconded by Councilman Rogowski

WHEREAS, Louis Migliore Construction Company, Inc. has submitted Certificates of Substantial Completion for General Construction at the Alexander Community Center, and

WHEREAS, the firm of Scaffidi & Moore Architects has reviewed and approved said Certificates of Substantial Completion on August 6, 1990, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board hereby authorizes Supervisor Frank E. Swiatek to sign said Certificates of Substantial Completion as submitted by Louis Migliore Construction Company, Inc., 787 Military Road, Buffalo, New York 14217.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 5b Motion by Councilman Gabryszak, Seconded by Councilman Rogowski

WHEREAS, the Town of Cheektowaga is eligible for partial reimbursement of funds expended for youth programming during Fiscal year 1990, 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 Categories: 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 1991 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 Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 5c Motion by Supervisor Swiatek, Seconded by Councilman Gabryszak

WHEREAS, the Town of Cheektowaga submitted a grant application to the New York State Education Department, Division of State Archives and Record Administration to conduct records management activities, and

WHEREAS, the Town has been awarded a grant from said agency in the amount of \$10,000 to perform records management activities, and

WHEREAS, the Town requires the assistance of a computer programmer to comply with requirements set forth in the grant award, and

Item No. 5c cont'd

WHEREAS, \$1,000 of the grant monies have been allocated for this purpose, NOW, THEREFORE, BE IT

RESOLVED that contingent upon approval from the New York State Education Department, Division of State Archives and Record Administration, the Supervisor is authorized and directed to enter into an agreement with Western New York Business Services to provide computer programming services to the Town for an amount not to exceed \$1,000, Account No. 0100-1410-4052.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 5d Motion by Councilman Jaworowicz, Seconded by Councilman Gabryszak

WHEREAS, the Town of Lancaster has requested the Town of Cheektowaga to renew its agreement with it for the proper disposal of dead dogs for the Town of Lancaster, and

WHEREAS, a new agreement between the Towns of Lancaster and Cheektowaga for a period beginning September 1, 1990 and ending August 31, 1993 has been prepared and is acceptable as to form by the Town Attorney's Office, and

WHEREAS, this Town Board, in an expression of inter-municipal cooperation, is willing to enter into this new agreement with the Town of Lancaster, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized and directed to execute the attached Dog Disposal Agreement on behalf of the Town of Cheektowaga.

* See next page(s) for Dog Disposal Agreement

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

DOG DISPOSAL AGREEMENT

Made this 15th day of August, 1990, authorized by Article 5-G of the General Municipal Law of the State of New York and Article (7) of the New York Agricultural and Markets Law, by and between the TOWN OF CHEEKTOWAGA, a municipal corporation in the State of New York, party of the first part, and the TOWN OF LANCASTER, a municipal corporation in the State of New York, and having its office and principal place of business at the Town Hall, 21 Central Avenue, in the Town of Lancaster, County of Erie and State of New York, party of the second part.

W I T N E S S E T H :

That the party of the first part, in consideration of the payment to it by the party of the second part of the sum of money to be paid in the manner hereinafter particularly described, hereby covenants and agrees that:

FIRST: The party of the first part, through its duly appointed agents and employees, will humanely destroy or dispose of, pursuant to and as provided in Section 118 of the Agricultural and Markets Law, dead dogs delivered to the party of the first part by the party of the second part.

SECOND: In consideration of the performance by the party of the first part of the terms of this Agreement, the party of the second part hereby agrees to pay the party of the first part the sum of Eight Dollars (\$8.00) per dead dog.

THIRD: The party of the second part hereby agrees to indemnify and hold harmless the party of the first part from and against all claims,

damages, losses and expenses, including attorneys' fees, that shall or may be brought against or occasioned by the party of the first part arising out of the actions of the party of the second part prior to the delivery of the dead dogs to the party of the first part. In no event shall the party of the second part be responsible for damages caused by any negligent acts or omissions on the part of the party of the first part under this Agreement.

FOURTH: The aforesaid sum stated in condition numbered "SECOND" of this Agreement is to be billed monthly on a properly-itemized voucher by the party of the first part to the party of the second part.

FIFTH: Said dead dogs shall be delivered to the Cheektowaga Dog Pound by agents or employees of the party of the second part at a time mutually agreeable to both parties.

SIXTH: This Agreement shall commence on the 1st day of September, 1990 and shall continue for a period of three (3) years.

IN WITNESS WHEREOF, the parties hereto have caused their corporate seals to be hereunto affixed and this Agreement to be signed by their duly authorized officers, the day and year first above written.

(L.S.)

TOWN OF CHEEKTOWAGA

By

TOWN OF LANCASTER

(L.S.)

By

STATE OF NEW YORK)
COUNTY OF ERIE) SS:
TOWN OF LANCASTER)

On this 15th day of August, 1990, before me personally came STANLEY JAY KEYSA, to me known to be the Supervisor of the Town of Lancaster, New York, and the person who executed the foregoing instrument on behalf of Town of Lancaster, who, being by me duly sworn, did depose and say that he executed the said instrument by Order and Resolution of the Town Board of the Town of Lancaster, New York, and that the Seal affixed is the seal of such Town and that it was so affixed thereto by like order of the Town Board of said Town.

David J. Brown

DAVID J. BROWN
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES 9/30/90

STATE OF NEW YORK
COUNTY OF ERIE)
TOWN OF CHEEKTOWAGA)

On this 23rd day of August, 1990, before me personally came FRANK E. SWIATEK, to me known to be the Supervisor of the Town of Cheektowaga New York, and the person who executed the foregoing instrument on behalf of the Town of Cheektowaga, who, being by me duly sworn, did depose and say that he executed the said instrument by Order and Resolution of the Town Board of the Town of Cheektowaga, New York, and that the Seal affixed is the seal of the Town and that it was so affixed thereto by like order of the Town Board of said Town.

Valerie A. Meyers

VALERIE A. MEYERS
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES APRIL 11, 1992

Item No. 6a Motion by Councilman Gabryszak, Seconded by Councilman Blachowski

WHEREAS, the Cheektowaga Engineering Department has requested that corkboard be eliminated from a conference room at the Alexander Community Center, and

WHEREAS, Baker Development and Construction Company, Inc. has submitted a proposal to delete the installation of said corkboard in the amount of \$500.00, and

WHEREAS, the firm of Scaffidi & Moore Architects, P.C. has reviewed said proposal from Baker Development Company, Inc. as being equitable to the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board hereby approve Change Order #GC 3 as submitted by Baker Development and Construction Company, Inc., 1251 Electric Avenue, Lackawanna, New York 14218 in the amount of \$500.00 credit.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 6b Motion by Councilman Gabryszak, Seconded by Councilman Rogowski

WHEREAS, the contract requirements for the Heating and Ventilating Contract at the Alexander Community Center required a review of the temperature control system and an allowance of \$3,000.00 was provided to complete said work under the contract awarded to B.H. Refrigeration, Inc., and

WHEREAS, the firm of Scaffidi & Moore Architects has recommended part of the work to be completed for a total cost of \$2,481.00, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board hereby authorizes Change Order HVAC #2 in the amount of \$519.00 deduction from the contract previously awarded to B.H. Refrigeration, Inc., 818 Elmwood Avenue, Buffalo, New York 14222.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 7 Motion by Councilman Rogowski, Seconded by Councilman Jaworowicz

WHEREAS, the developer of the Edgeport Subdivision has furnished and installed a highway lighting system consisting of five (5) 5200 lumen H.P.S. luminaires, standards and related conduit and conductors as required in conjunction with the development of Bert Road in said subdivision, NOW, THEREFORE, BE IT

RESOLVED that the Niagara Mohawk Power Corporation be and hereby is authorized to connect the aforesaid public highway lighting system, under Rate 3, at an annual increase to the Town's General Lighting District of \$96.75, in accordance with the attached Niagara Mohawk Power Corporation proposal dated August 14, 1990 which is hereby made a part of this resolution, and BE IT FURTHER

RESOLVED that the developer shall be responsible for payment to the Niagara Mohawk Power Corporation of the one-time connection fee of \$142.20.

* See next page(s) for proposal

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES: 0
ABSENT: 0



NIAGARA MOHAWK POWER CORPORATION/535 WASHINGTON STREET, BUFFALO N.Y. 14203/TELEPHONE (716)832-2400

August 14, 1990

Town of Cheektowaga
275 Alexander Avenue
Buffalo, NY 14211

Attn: Mr. William Pugh
Town Engineering Department

Dear Bill:

RE: Bert Road
Street Lighting

Enclosed is the Rate 3 information for the above location that you requested. If you have any questions, please call me at 857-4036.

Very truly yours,

A handwritten signature in cursive script that reads 'Ronald E. Heckmann'.

Ronald E. Heckmann
Consumer Representative

REH/blm
d2:cktbirt.1tr

Enclosure

RECEIVED

AUG 15 1990
ENGINEERING
DEPT.

TOWN OF CHEEKTOWAGA

BERT ROAD

Rate 3 - Street Lighting

Pole Numbers:

Pole #8	Wood Pole - 70 watt High Pressure Sodium
Pole #16	Post Top - 70 watt High Pressure Sodium
Pole #24	Post Top - 70 watt High Pressure Sodium
Pole #32	Post Top - 70 watt High Pressure Sodium
Pole #46	Post Top - 70 watt High Pressure Sodium

Wattage:

Lamp Wattage =	70 watts
Ballast Wattage =	12 watts
Total Wattage =	82 watts

(No. of Units) $5 \times 82 = 410$ Total Watts

Energy Charge:

Annual Energy Charge = \$19.35 ea.

(Total Units) $5 \times \$19.35 = \96.75 Total Annual Cost*

*Plus Gross Revenue Surcharge and Fuel Adjustment

Connection Fee:

One-time connection fee of \$142.20

MEETING NO. 18
August 20, 1990

Item No. 8 Motion by Councilman Rogowski, Seconded by Councilman Jaworowicz

BE IT RESOLVED that the New York State Electric & Gas Corporation be and hereby is authorized to connect one (1) 5200 lumen H.P.S. luminaire on Milsom Avenue, under Service Classification No. 2, at an annual increase to the General Lighting District of \$42.53 in accordance with the attached New York State Electric & Gas Corporation proposal dated June 12, 1990, which is hereby made a part of this resolution, and BE IT FURTHER

RESOLVED that the lighting equipment for the aforesaid installation consisting of one (1) wood pole, bracket arm, luminaire and conductors shall be furnished and installed by the Town of Cheektowaga whom shall retain maintenance responsibility for said equipment.

* See next page(s) for proposal

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

NYSEG

June 12, 1990

STREET LIGHTING PROPOSAL TOWN OF CHEEKTOWAGA

Milson Street

SC #2

Connect 1-5200 lumen hps lamp @ \$42.53 ea. ----- \$ 42.53
P-3-2, L-2534

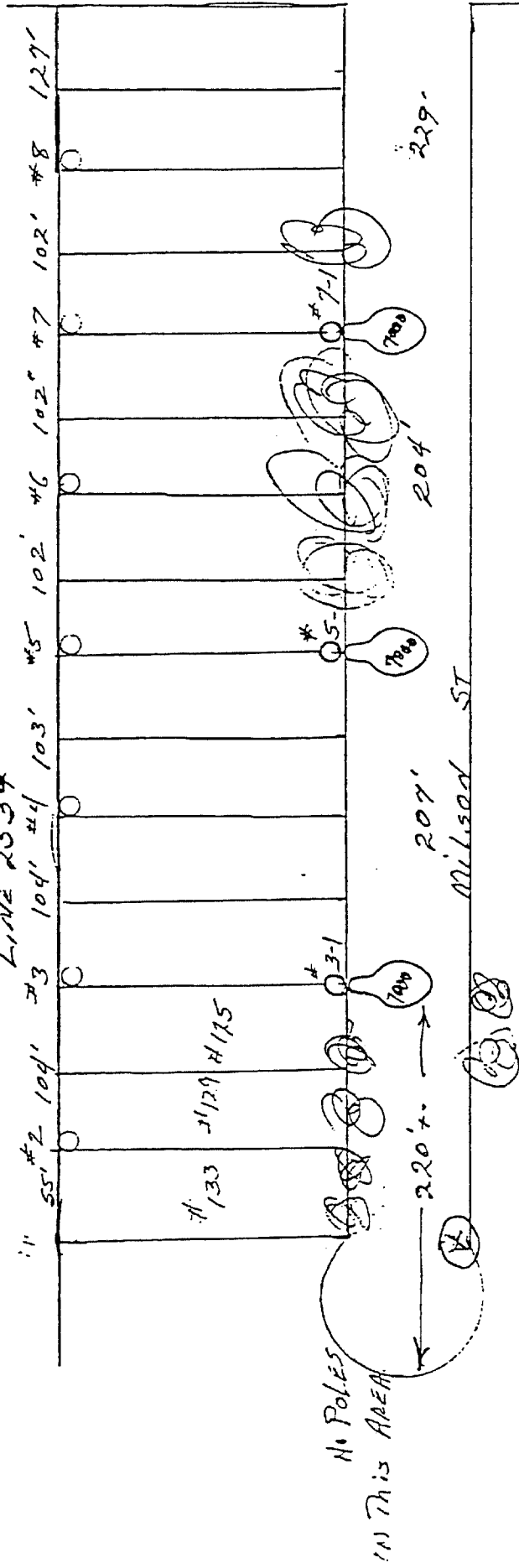
Town of Cheektowaga to supply, install, own and maintain pole, conductors,
bracket and fixture

NYSEG to supply energy, lamp and photo elec replacement

Annual Increase ----- \$ 42.53

(This proposal is made contingent upon the terms and conditions covered in
NYSEG's street lighting filed tariff agreement with your municipality)

LINE 2534



⊗ PROPOSED
LIGHT

N

CHECTOWAGA TOWN

Item No. 9 Motion by Councilman Kulyk, Seconded by Councilman Blachowski

WHEREAS, Penn Advertising Incorporated has requested permission to remove their existing 14 foot X 48 foot single faced billboard on the Northeast corner of Walden Avenue and Union Road and install a new 14 foot X 48 foot double faced billboard on the Northwest corner of the same intersection, and

WHEREAS, said application was referred to the Supervising Building and Plumbing Inspector of the Town of Cheektowaga, and

WHEREAS, said Supervising Building and Plumbing Inspector has recommended approval of the billboard installation request, NOW, THEREFORE, BE IT

RESOLVED that Penn Advertising, Inc. be and is hereby granted permission to erect the above referenced billboard sign.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 10 Motion by Councilman Gabryszak, Seconded by Councilman Solecki

WHEREAS, Cheektowaga Central High School desires to have a Homecoming Parade on Friday, October 12, 1990 starting at 6:30 P.M., and

WHEREAS, the Homecoming Parade route will be as follows: Beginning at the north end of South Creek Drive and Benbro Drive; thence west on South Creek Drive to Nantucket Drive, W. onto Zoerb Avenue; thence west on Zoerb Avenue to Union Road at the traffic signal in front of the Cheektowaga Central High School, and

WHEREAS, Cheektowaga Central High School has requested permission from this Town Board to have its homecoming Parade and desires a police escort therefor, and

WHEREAS, this Town Board desires to approve the Homecoming Parade for Cheektowaga Central High School, NOW, THEREFORE, BE IT

RESOLVED that Cheektowaga Central High School be and hereby is authorized to conduct its Homecoming Parade along the above mentioned route, and BE IT FURTHER

RESOLVED that the Chief of Police be and hereby is directed to provide traffic safety and escort arrangements for such Homecoming Parade and to ensure compliance with Section 1660 (a)(6) of the Vehicle and Traffic Law of the State of New York, and BE IT FURTHER

RESOLVED that this Town Board hereby also encourages Forks Hose Company No. 2 to supervise and extinguish the bonfire planned by Cheektowaga Central High School for its Homecoming Pep Rally.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 11 Motion by Councilman Kulyk, Seconded by Councilman Gabryszak

BE IT RESOLVED that the following individuals be and hereby are terminated as seasonal employees in the departments listed:

Item No. 11 cont'd

FACILITIES DEPARTMENT

Karl Schneider
Jeffrey Wesolowski
Kenneth Paul

EFFECTIVE

Immediately
"
"

SANITATION DEPARTMENT

Jeff Denecke

Immediately

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 12a Motion by Councilman Kulyk, Seconded by Councilman Rogowski

WHEREAS, the Town has determined that a need exists to create the positions of Laborer (Recycling) and Motor Equipment Operator (Recycling), and

WHEREAS, said positions are subject to review and approval by the Erie County Department of Personnel, NOW, THEREFORE, BE IT

RESOLVED that the positions of Laborer (Recycling) and Motor Equipment Operator (Recycling) be and hereby are established, subject to review and approval by the Erie County Department of Personnel, and that the Employee Relations Department process the necessary paperwork with the Department of Personnel.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 12b Motion by Councilman Kulyk, Seconded by Councilman Jaworowicz

WHEREAS, as to conform with the records of the Erie County Department of Personnel, it is necessary for the Town of Cheektowaga to create two (2) positions of Police Attendant Part-Time and one (1) position of Tree Trimmer, NOW, THEREFORE, BE IT

RESOLVED that two (2) positions of Police Attendant Part-Time and one (1) position of Tree Trimmer be and hereby are created.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 13a Motion by Councilman Jaworowicz, Seconded by Councilman Blachowski

WHEREAS, according to the records of the Erie County Department of Personnel, there are 9 vacancies in the position of police officer in the Town of Cheektowaga, and

WHEREAS, this Board is interested in appointing seven (7) police officers at this time, and

WHEREAS, the Civil Service eligible list for police officer has been canvassed and candidates were interviewed, NOW, THEREFORE, BE IT

Item No. 13a cont'd

RESOLVED that the following individuals be and hereby are appointed to the position of police officer, at a salary in accordance with the collective bargaining agreement between the Town and the Town of Cheektowaga Police Club, Inc.:

Jonathan Ober

Timothy Sherer

Christoher Chojnacki

Joseph Crean

Terence Griffin

John Daskocz

Jeffrey Heisler

and BE IT FURTHER

RESOLVED that the said appointments shall become effective August 30, 1990.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski

NAYES: 0

ABSENT: 0

Item No. 13b Motion by Councilman Jaworowicz, Seconded by Councilman Gabryszak

WHEREAS, the Town has previously appointed Raymond Heron as a Public Safety Dispatcher on a provisional basis, pending the establishment of a valid competitive Civil Service list for said position, and

WHEREAS, such competitive list has now been established by the Erie County Department of Personnel, and

WHEREAS, the persons whose names appear on said list have been canvassed for such position, NOW, THEREFORE, BE IT

RESOLVED that Raymond Heron, , Cheektowaga, New York 14225 be and hereby is permanently appointed to the position of Public Safety Dispatcher, effective immediately, in accordance with the terms and conditions of the collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Public Safety Dispatchers Association.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski

NAYES: 0

ABSENT: 0

Item No. 13c Motion by Councilman Jaworowicz, Seconded by Councilman Gabryszak

WHEREAS, previously this Town Board created two positions of Public Safety Dispatcher, and

WHEREAS, the Erie County Department of Personnel classifies such position as a competitive position, and

WHEREAS, Edward Dean and Todd Schmigel were appointed to such positions on a provisional basis, and

WHEREAS, the examination for such position was held and the results released, and

Item No. 13c cont'd

WHEREAS, under Civil Service Law and Rules, the Town has the option of appointing Edward Dean and Todd Schmigel to a second provisional term, NOW, THEREFORE, BE IT

RESOLVED that Edward Dean, Cheektowaga, New York and Todd Schmigel, Cheektowaga, New York, be and hereby are appointed to the provisional positions of Public Safety Dispatcher, pending the results of the Civil Service examination for such position, at a salary in accordance with the collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Public Safety Dispatchers Association.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski

NAYES: 0

ABSENT: 0

Item No. 13d Appointment of Public Safety Dispatcher (provisional)
This item was withdrawn.

* * * * *

MOTION BY COUNCILMAN KULYK, SECONDED BY SUPERVISOR SWIATEK
TO DISPENSE WITH THE READING OF NAMES IN ITEM NO. 14

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski

NAYES: 0

ABSENT: 0

* * * * *

Item No. 14 Motion by Councilman Kulyk, Seconded by Councilman Gabryszak

BE IT RESOLVED that the following individuals are hired as seasonal employees in the various departments listed, in compliance with the provisions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association.

TAX OFFICE

EFFECTIVE

Day Shift - \$4.75 per hour

Arlene Jankowski
Patricia Jaroszewski
Suzanne O'Neill
Waltraud Piffl
Sandra Rakowski
Margaret Trautmann
Rita Trzaska

Immediately
"
"
"
"
"
"

Night Shift - \$4.25 per hour

Ann McGuire
Susan Melber
Emily Miklas
Patricia Miller
Denise Myers
June Peterson
Emilie Ring
Rita Wick
Joan Wojtkowski
Pamela Ruday
Arlene Mueller

Immediately
"
"
"
"
"
"
"
"
"
"

Item No. 14 cont'd

Night Shift - \$4.25 per hour cont'd

Eleanor Budzinski	Immediately
Patricia Cosimano	"
Linda Dietl	"
Geraldine Glascott	"
Eleanor Kantowski	"
Ruth Kulyk	"
Marie Kwiek	"
Carol Malkiewicz	"

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 15 Motion by Councilman Solecki, Seconded by Councilman Gabryszak

WHEREAS, the Solid Waste Management Act of 1988 mandates that municipalities enact laws providing for recycling by September 1, 1992, and

WHEREAS, the BioCycle Northeast Conference is holding a Recycling/Composting Solid Waste and Sludge Conference, on September 10, 11 & 12, 1990, in Portland, Maine, and

WHEREAS, it would be beneficial for certain members of the Town Sanitation Department/Recycling Division to attend said conference prior to New York State mandating the adoption of recycling programs in all municipalities, NOW, THEREFORE, BE IT

RESOLVED that Ronald Zoeller, Sanitation Department General Foreman, and David Kulik, Working Foreman, Sanitation/Recycling, be and hereby are authorized to attend the BioCycle Northeast Conference, on September 10, 11 & 12th, 1990, in Portland, Maine, and BE IT FURTHER

RESOLVED that the above-named individuals be reimbursed for all necessary and reasonable expenses associated with the Conference not to exceed \$2,000.00, and be assigned a Town vehicle for transportation to and from said Conference.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

* * * * *

MOTION BY SUPERVISOR SWIA TEK, SECONDED BY COUNCILMAN KULYK
TO DISPENSE WITH THE READING OF THE NAMES IN ITEM NO. 16

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 16 Motion by Councilman Gabryszak, Seconded by Supervisor Swiatek

WHEREAS, the Cheektowaga Youth Bureau is sponsoring a residential camping experience for developmentally disabled youngsters at the conclusion of its summer day camp, and

Item No. 16 cont'd

WHEREAS, this will necessitate multiple accounting transfers and payroll adjustments, NOW, THEREFORE, BE IT

RESOLVED that the following transactions take place:

That the following individuals be transferred from an hourly rate to a salary classification (01-7310-0001-1802) for the week of August 19th through August 25th, 1990 and revert back to their hourly status in the Adapted Recreation Program (01-7310-0001-1803), effective August 26th.

<u>Name/Address</u>	<u>Rate</u>
Deborah Ann Fleetwood	\$315.00
Depew, New York 14043	
Paulette Mecca	\$240.00
Cheektowaga, New York 14225	
Barb Zielinski	\$215.00
Cheektowaga, New York 14225	
David Imiola	\$215.00
Cheektowaga, New York 14227	
Bonnie Lynch	\$215.00
Depew, New York 14043	
Christy Male	\$195.00
Cheektowaga, New York 14225	
Colleen Schaub	\$195.00
Cheektowaga, New York 14227	
Linda Mutka	\$185.00
Cheektowaga, New York 14225	
Paul Marchewka	\$185.00
Cheektowaga, New York 14227	
Kristen Loughlin	\$185.00
Cheektowaga, New York 14225	
Kathy Miller	\$195.00
Cheektowaga, New York 14227	
Laura Mutka	\$185.00
Cheektowaga, New York 14225	

That the following individual be transferred from an hourly rate to a salary classification for the week of August 19th through August 25th and be terminated at the conclusion of the residential camp effective, August 26th:

Melissa Paoletti	\$185.00
Cheektowaga, New York 14227	

Item No. 16 cont'd

That the following individuals be transferred from the Day Camp for Developmentally Disabled (01-7310-0001-1802) to the Adapted Recreation Program (01-7310-0001-1803), effective August 26th:

Beth Wood	\$3.95 per hour
Cheektowaga, New York 14225	
Kelly Goeckel	\$4.10 per hour
Cheektowaga, New York 14225	
Jennifer Stock	\$3.95 per hour
Cheektowaga, New York 14225	
Steve Brady	\$3.80 per hour
Cheektowaga, New York 14227	
Amy Furminger	\$3.80 per hour
Depew, New York 14043	
Elizabeth Gagola	\$4.10 per hour
Cheektowaga, New York 14225	
Tracy Hoerner	\$3.80 per hour
Depew, New York 14043	
Kristen Weir	\$3.95 per hour
Depew, New York 14043	
Anne Priester	\$4.60 per hour
Cheektowaga, New York 14225	
Cindy Principato	\$4.10 per hour
Cheektowaga, New York 14225	
Tom Jakubowicz	\$3.95 per hour
Cheektowaga, New York 14227	
Karen Noworyta	\$3.80 per hour
Depew, New York 14043	
Denise Boqdan	\$3.95 per hour
Cheektowaga, New York 14206	

That the following individuals be terminated from the Day Camp for Developmentally Disabled, effective August 17, 1990:

Grace Glenn	David Tupor
Depew, New York 14043	Cheektowaga, New York 14225
Doreen Skowron	Daryl Janus
Sloan, New York 14212	Cheektowaga, New York 14206

Item No. 16 cont'd

Kim Giczkowski

Marie Jurgens

Depew, New York 14043

Cheektowaga, New York 14225

Lisa Topor

Cheektowaga, New York 14225

BE IT RESOLVED that the following individual be hired for the Adapted Recreation Program at the designated title and salary effective August 26, 1990:

Counselor I at \$3.80 per hour:

Jennifer Tabalski

14227

BE IT FURTHER RESOLVED that the following individual be hired as a Clerk in the Youth Bureau's Administrative Intern Program (01-7310-0001-1804) at a salary rate of \$3.80 per hour, effective immediately:

Shannon Costrino

Cheektowaga, New York 14225

AND BE IT FURTHER RESOLVED that the following individual be terminated from the Cheektowaga Conservation Corps Program at the designated title and salary, effective immediately:

Crew Supervisor at \$7.00 per hour (01-7310-0001-1811):

Mark Kwandrans

14227

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski

NAYES: 0

ABSENT: 0

Item No. 17a Motion by Councilman Kulyk, Seconded by Councilman Solecki

WHEREAS, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, the Environmental Advisory Committee reviews various applications for building permits, rezonings, special permits, etc. and renders its determination of environmental significance of such applications, and

WHEREAS, the Town Board, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, is designated the lead agency in most instances, and

WHEREAS, since the Town Board is the lead agency, it must affirm or reject the recommendations submitted to it by the Advisory Committee, and

WHEREAS, the Advisory Committee, at its meeting held on August 2, 1990, rendered the determinations shown on the attached memo dated August 10, 1990. and

WHEREAS, this Town Board has reviewed the applications submitted and recommendations made by the Environmental Advisory Committee for the items listed below, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby affirms the recommendations (including stipulations, if any) made by the Advisory Committee with respect to the following referenced items which appear on the August 10, 1990 memo attached hereto:

Item III

957 Dick Road

* See next page(s) for memo

RE: EQR - August 2, 1990
August 10, 1990
Page: 2

ITEM III 957 Dick Road

- Proposed Addition/Expansion
Veterinary Clinic

Applicant: Dr. Keem

Determination: Non-Significant.

This item had been before the committee previously and had been tabled at that time so that the architect would consult with the New York State DOT on drainage as he had proposed it. Since then he has gotten preliminary approval from the New York State DOT for surface drainage to state right-of-way.

This item will also be presented to the Town Planning Board at their August 9, 1990 meeting.

ITEM IV 2504-2510 Union Road

- Rezoning to Expand Funeral Home Parking Lot

Applicant: Daniel Smolarek

Determination: Non-Significant.

The applicant is proposing to rezone the properties on Union Road to expand the existing parking lot for the funeral home located at the corner of Union Road and Carefree Lane. A plan was submitted which showed the landscaping, fencing to be installed and driveways. The committee did not find any adverse impacts connected with this expansion of parking lot and the new driveway configuration should serve to improve traffic flow in that area.

The Planning Board will review the landscaping plan and the Traffic Safety Committee will receive a site plan so that they may make their recommendations to the Town Board.

ALSO:

The committee reviewed preliminary plans for Rosina's Sausage located on Industrial Parkway. They have recently acquired 170 French Road, the former NWS Warehouse, and are considering attaching the buildings to expand their processing operations. The committee discussed the proposal with the architect and will receive formal application in the future.

Item No. 17a cont'd

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 17b Affirm recommendation of SEQR regarding 2001 Walden Avenue
This item was withdrawn.

Item No. 18 Motion by Supervisor Swiatek, Seconded by Councilman Gabryszak

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

GENERAL FUND

FROM:	1910-4711	(Contingency)	\$	18,000.00
	1410-4111	(Town Clerk-Publish Notices)		2,500.00
	3120-2625	(Police-Crime Forfeiture-Revenue)		1,490.00
	6250-1952	(CETA-Director)		40,655.00
	6150-1953	(CETA-Clerical)		19,349.00
	6150-1954	(CETA-Principal Counselor)		4,260.00
	6250-1955	(CETA-Sr. Counselor)		3,820.00
	6250-1956	(CETA-Sr. Advisor)		4,408.00
	6250-1957	(CETA-Advisory)		2,100.00
	6250-1958	(CETA-Monitor)		2,832.00
	9010-8101	(Employees' Retirement)		25,000.00
TO:	1410-4052	(Town Clerk-Record Administration)	\$	10,000.00
	9010-8157	(TCEA-Health and Welfare Fund)		3,000.00
	3120-2503	(Police-Bullet Proof Vests)		5,000.00
	1410-4001	(Town Clerk-Office Supplies)		2,500.00
	3120-2205	(Police-Chairs-Asset Forfeiture)		1,220.00
	3120-4096	(Police-Natl Night Out-Asset Forfeit.)		270.00
	6250-1951	(CETA-Enrolee Wages)		77,424.00
	9950-8000	(Transfer to Capital-Down Payment)		25,000.00

SPECIAL DISTRICT FUND

FROM:	8125-4711	(SD #5 Contingency)	\$	6,200.00
TO:	8125-4958	(Delavan Pump Station Improvements)	\$	6,200.00

HIGHWAY FUND

FROM:	9010-8101	(Employees' Retirement)	\$	75,000.00
TO:	9950-8000	(Transfer to Capital-Down Pmt.)	\$	75,000.00

CAPITAL FUND

FROM:	5013-5031	(Sidewalks-Down Payment)	\$	25,000.00
	5013-5710	(Sidewalks-Serial Bonds)		475,000.00
	5014-5031	(Highway Improvements-Down Payment)		75,000.00
	5014-5710	(Highway Improvements-Serial Bonds)		1,425,000.00
TO:	5013-5410-1100	(Sidewalk Bond Issue)	\$	500,000.00
	5014-5132-0315	(Highway Improvement Bond)		1,500,000.00

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 19 Motion by Supervisor Swiatek, Seconded by Councilman Gabryszak

BE IT RESOLVED that the following vouchers and warrants submitted to the Town of Cheektowaga prior to August 20, 1990 are hereby approved and made a part hereof:

GENERAL FUND	\$108,733.16
HIGHWAY FUND	11,007.98
CAPITAL FUND	185,318.53
TRUST & AGENCY FUND	2,769.77
HUD-CDBG FUND	536.00
PART TOWN FUND	709.25
RISK RETENTION FUND	37,229.45
HUD REHAB. FUND	4,292.00
SPECIAL DISTRICT FUND	426,595.47
	<u>\$777,191.61</u>

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

II. DEPARTMENTAL COMMUNICATIONS

Item No. 20 Minutes of Cheektowaga Planning Board/July 1990
Received and Filed.

III. GENERAL COMMUNICATIONS

Item No. 21 Report of Deloitte & Touche regarding Federal Financial Assistance
for year ending 12/31/89
Received and Filed.

Item No. 22a NOTICE OF ASSESSMENT PETITION: Wilham Associates vs Town Assessor
and Board of Assessment Review
Copies were sent to: Casey Kozminski, Town Assessor, James Kirisits,
Town Attorney.
Received and Filed.

Item No. 22b NOTICE OF ASSESSMENT PETITION: Adcor Realty Corp./May Dept.
Stores/Kaufmann's vs Town Assessor and Board of Assessment Review
Copies were sent to: Casey Kozminski, Town Assessor, James
Kirisits, Town Attorney.
Received and Filed.

Item No. 22c NOTICE OF ASSESSMENT PETITION: Josephine Pezzino vs Town Assessor
and Board of Assessment Review
Copies were sent to: Casey Kozminski, Town Assessor, James
Kirisits, Town Attorney.
Received and Filed.

Item No. 22d NOTICE OF ASSESSMENT PETITION: Red Star Express Lines of Auburn,
Inc. vs Town Assessor and Board of Assessment Review
Copies were sent to: Casey Kozminski, Town Assessor, James
Kirisits, Town Attorney.
Received and Filed.

- Item No. 23a SUMMMONS & COMPLAINT: Arthur and Judith Foster vs Town of Chktg.
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; Chris Kowal, Highway Superintendent; S.I.S. Services, Insurance Carrier. Received and Filed.
- Item No. 23b SUMMONS & COMPLAINT: Joann Kindrzierski vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; Chris Kowal, Highway Superintendent; S.I.S. Services, Insurance Carrier. Received and Filed.
- Item No. 24a NOTICE OF CLAIM - Valeria Jacobe vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; Chris Kowal, Highway Superintendent; S.I.S. Services, Insurance Carrier. Received and Filed.
- Item No. 24b NOTICE OF CLAIM - Michael and Sandra D'Addetta vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; Bruce Chamberlin, Chief of Police; S.I.S. Services, Insurance Carrier. Received and Filed.
- Item No. 24c NOTICE OF CLAIM - Jacquelyn Szmolke vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; Ron Zoeller, Working Foreman in Sanitation; S.I.S. Services, Insurance Carrier. Received and Filed.
- Item No. 24d NOTICE OF CLAIM - Nancy Tryjanowski vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; James Burst, Sewer Maintenance Foreman; S.I.S. Services, Insurance Carrier. Received and Filed.
- Item No. 24e NOTICE OF CLAIM - William Galus vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; James Matecki, Facilities Director; S.I.S. Services, Insurance Carrier. Received and Filed.
- Item No. 24f NOTICE OF CLAIM - Sharon Rupert vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; Bruce Chamberlin, Chief of Police; S.I.S. Services, Insurance Carrier. Received and Filed.
- Item No. 24g NOTICE OF CLAIM - Donna M. Frajdafer vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; Chris Kowal, Highway Superintendent; S.I.S. Services, Insurance Carrier. Received and Filed.
- Item No. 25 Motion by Councilman Kulyk, Seconded by Councilman Jaworowicz to adjourn the meeting.

RICHARD M. MOLESKI
Town Clerk

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 4th day of September, 1990 at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT: Supervisor Frank E. Swiatek
Councilman Patricia A. Jaworowicz
Councilman Dennis H. Gabryszak
Councilman Andrew A. Kulyk
Councilman Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Sal LaGreca, Employment and Training Director II; also, Planning Board Chairman; Christopher Kowal, Highway Superintendent; Bruce Chamberlin, Chief of Police; Terry Rusin, Chief Accountant; Chester Bryan, Town Engineer; Ron Marten, Supervising Building & Plumbing Inspector; James Matecki, Facilities Director; Donald Wegner, Chairman, Zoning Board; Casimir Kozminski, Assessor; Gregory Joos, Coordinator of Employee Relations.

I. RESOLUTIONS

Item No. 2a Motion by Councilman Rogowski Seconded by Councilman Gabryszak

BE IT RESOLVED that a public hearing on proposed amendments to Chapter 76 of the Code of the Town of Cheektowaga (Vehicle and Traffic) be held on September 17, 1990 at 7:30 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 6th day of September, 1990, said amendments being set forth in the Notice of Hearing.

* * * * *

NOTICE OF PUBLIC 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 September 17, 1990 at 7:30 P.M., to consider the advisability of adopting amendments to Chapter 76 of the Code of the said Town of Cheektowaga (Vehicle and Traffic); said proposed amendments being as follows:

ARTICLE X

Parking, Standing and Stopping

Section 76-102. Parking prohibited in designated location shall be amended by adding thereto the following:

Item No. 2a continued

B. No parking anytime

BUELL AVENUE East side from the north property line of No. 123 Buell Avenue to
south property line of No. 123 Buell Avenue

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

Dated: September 4, 1990

Richard M. Moleski
Town Clerk

* * * * *

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Melanie Wells of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
Clark of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks:
first publication Sept. 6, 1990 ;
last publication Sept. 6, 1990 ;
and that no more than six days intervened be-
tween publications.

Melanie Wells
6th
Sworn to before me this

day of Sept, 1990
Margaret J. Boudette

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

LEGAL NOTICE

NOTICE OF PUBLIC 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 September 17, 1990 at 7:30 P.M., to consider the advisability of adopting amendments to Chapter 76 of the Code of the said Town of Cheektowaga (Vehicle and Traffic); said proposed amendments being as follows:

ARTICLE X

Parking, Standing and Stopping

Section 76-102. Parking prohibited in designated location shall be amended by adding thereto the following:

B. No parking anytime

BUELL AVENUE—East side, from the north property line of No. 123 Buell Avenue to the south property line of No. 123 Buell Avenue

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

Dated: September 4, 1990

RICHARD M. MOLESKI

Town Clerk

PUBLISH: September 6, 1990

MEETING NO. 19
September 4, 1990

Item No. 2b Call for Public Hearing Regarding Chapter 4 A of the Code of the Town of Cheektowaga.
This item was withdrawn.

Item No. 3 Motion by Councilman Rogowski Seconded by Councilman Kulyk

WHEREAS, bids were received and opened by the Town Clerk at a bid opening on August 20, 1990 for the replacement of existing sidewalks in the Town, and

WHEREAS, said bids were reviewed and tabulated by the Highway Superintendent and an analysis, tabulation and report was submitted in the letter from the Town Highway Superintendent to the Town Board dated August 27, 1990, NOW, THEREFORE, BE IT

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

M. Passucci General Const. Inc.
4085 Walden Avenue
Lancaster, NY 14086

for their submission of the lowest responsible bid total of \$435,900.00, (up to \$40,000. of which is authorized to be spent prior to October issuance of Bonds for this project), with the award being made at the following unit prices:

Item 1	4" thick sidewalk	\$ 1.80/sq.ft.
Item 2	6" thick sidewalk	2.30/sq.ft.
Item 3	Excess fill or excavation	2.00/cu.ft.
Item 4	4" diameter P.V.C. underdrain	4.00/lin.ft.
Item 5	6" sidewalk reinforced 6x6x10 mesh	2.50/sq.ft.
Item 6	Landscaping beyond Item 1	1.00/sq.yd.
Item 7	Fine asphalt mix beyond Item 1	5.00/sq.yd.
Item 8	6" reinforced driveway apron	3.00/sq.ft.
Item 9	Traffic control	50,000.00

AND, BE IT FURTHER

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

RESOLVED, that funding for this work is to be made under Bond Resolution of the Town of Cheektowaga, NY, adopted August 6, 1990, authorizing the reconstruction of various sidewalks within said Town, line items 5816-1910-1100 and 5013-5410-1100.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 4 Motion by Councilman Rogowski Seconded by Councilman Kulyk

BE IT RESOLVED, that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of Two (2) New and Unused 1990-91 Model, Trailer Mounted, Vacuum Leaf Loaders for use by the Cheektowaga Highway Department.

Information to bidders and specifications may be obtained from the Office of the Superintendent of Highways located at 3145 Union Road, Cheektowaga, NY 14227, between the hours of 8:00 A.M. and 3:30 P.M., Monday thru Friday and BE IT FURTHER

Item No. 4 continued

RESOLVED, that the Town Clerk is hereby designated as the officer to open bids on the aforesaid item at 11:00 A.M. on September 14, 1990 in the Council Chambers of the Town of Cheektowaga.

* * * * *

TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT

LEGAL NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN, in compliance with Section 103 of the General Municipal Finance Law, that the Town of Cheektowaga Highway Department will receive proposals for the purchase of TWO (2) NEW AND UNUSED 1990-91 MODEL, TRAILER MOUNTED, VACUUM LEAF LOADERS for use by the Cheektowaga Highway Department, at a public bid opening September 14th, 1990 at 11 A.M. to be held in the Council Chambers at the Cheektowaga Town Hall.

Information for bidders and specifications may be obtained from the office of Christopher J. Kowal, Superintendent of Highways, at his office located at 3145 Union Road, Cheektowaga, NY. Proposals must be enclosed and sealed in an opaque envelope plainly marked (BID FOR TWO 1990-91 MODEL TRAILER MOUNTED, VACUUM LEAF LOADERS).

Non-collusion forms must be signed and submitted with each bid. The Superintendent of Highways may reject any or all bids submitted.

Richard M. Moleski
Town Clerk

Dated: September 4, 1990

Published: September 6, 1990

* * * * *

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Melanie Woods 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 Sept. 6, 1990;
last publication Sept. 6, 1990;
and that no more than six days intervened be-
tween publications.

Melanie Woods
Sworn to before me this 6th

day of September, 1990

Margaret J. Lourdette

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

**LEGAL NOTICE
NOTICE TO BIDDERS
TOWN OF CHEEKTOWAGA
HIGHWAY DEPARTMENT**

NOTICE IS HEREBY GIVEN, in compliance with Section 103 of the General Municipal Finance Law, that the Town of Cheektowaga Highway Department will receive proposals for the purchase of TWO (2) NEW AND UNUSED 1990-91 MODEL TRAILER MOUNTED, VACUUM LEAF LOADERS for use by the Cheektowaga Highway Department, at a public bid opening September 14th, 1990 at 11 A.M. to be held in the Council Chambers at the Cheektowaga Town Hall.

Information for bidders and specifications may be obtained from the office of Christopher J. Kowal, Superintendent of Highways, at his office

located at 3145 Union Road, Cheektowaga, NY. Proposals must be enclosed and sealed in an opaque envelope plainly marked (BID FOR TWO 1990-91 MODEL TRAILER MOUNTED, VACUUM LEAF LOADERS).

Non-collusion forms must be signed and submitted with each bid. The Superintendent of Highways may reject any or all bids submitted.

Dated: September 4, 1990

**RICHARD M. MOLESKI
TOWN CLERK**

PUBLISH: September 6, 1990

Item No. 5 Motion by Councilman Rogowski Seconded by Councilman Gabryszak

WHEREAS, by resolution dated April 2, 1990, this Town Board stated its intent to share the costs of repairing sidewalks on a 50-50 basis with residents and ordered that certain residents either repair their sidewalks or the Town would do same and assess them 50% of the costs, and

WHEREAS, such resolution was contingent on the adoption of new legislation by the State Legislature, and

WHEREAS, the bill submitted by the State Legislature has not yet been adopted, and

WHEREAS, this Town Board and the Highway Superintendent have decided to proceed with the repair of sidewalks for now at 100% Town cost, NOW, THEREFORE, BE IT

RESOLVED, that the aforementioned Town Board resolution dated April 2, 1990 be and hereby is rescinded in its entirety.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 6a Motion by Councilman Gabryszak Seconded by Supervisor Swiatek

WHEREAS, this Town Board is interested in making improvements to Town Park and renovating the former Alexander Street School for use as a community center, and

WHEREAS, monies are available under Title 9 of the Environmental Quality Bond Act of 1986 for such purposes; NOW, THEREFORE, BE IT

RESOLVED that Robert J. Miller and Associates, the Town's grant consultants, be authorized and directed to complete the necessary application, forms, etc. to enable the Town to apply for a grant from this program, and BE IT FURTHER

RESOLVED, that, Frank E. Swiatek, the Supervisor, is authorized and directed to file an application on forms prescribed by the New York State Office of Parks, Recreation and Historic Preservation for financial assistance in accordance with the provision of Title 9 of the Environmental Quality Bond Act of 1986, in an amount not to exceed \$1,276,732 and upon approval of said request to enter into and execute a project agreement with the State for such financial assistance to this municipality for the Town Park/Alexander Street Community Center Improvement Project.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 6b Motion by Councilman Gabryszak Seconded by Supervisor Swiatek

WHEREAS, grant monies are available through the National Endowment for the Arts - Folk Arts program to support activities associated with the annual Cheektowaga Polish-American Festival, and

WHEREAS, the Town is in need of financial assistance to enhance activities offered in conjunction with folk arts component of the Cheektowaga Polish-American Festival; NOW, THEREFORE, BE IT

MEETING NO. 19
September 4, 1990

Item No. 6b continued

RESOLVED, that Robert J. Miller and Associates, the Town's grant consultants, be authorized and directed to complete the necessary application, forms, etc. to enable the Town to apply for a grant from this program in an amount not to exceed \$7,484, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute all documents pertaining to the application and acquisition of this grant.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 6c Motion by Councilman Blachowski Seconded by Councilman Rogowski

WHEREAS, ambulance services are currently provided in emergency situations in the Town through mechanisms established in the Town's Ambulance Services Ordinance, and

WHEREAS, the Town Dispatch Office, Police Department and various fire companies have recommended that the Town enter into a contract with a single ambulance company to provide such emergency services, and

WHEREAS, by resolution dated May 21, 1990, this Town Board solicited proposals from interested ambulance companies to provide this service to the Town, and

WHEREAS, proposals were received from Town's Ambulance Service and LaSalle Ambulance Service, and

WHEREAS, the Emergency Medical Services Board has recommended that the Town enter into an ambulance service agreement with Town's Ambulance Service, Inc., NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is directed to execute an ambulance service agreement with Town's Ambulance in line with the proposal submitted by Town's Ambulance Service, Inc.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 6d Motion by Councilman Rogowski Seconded by Councilman Jaworowicz

WHEREAS, this Town Board has a program of upgrading the sanitary sewer pump stations in the Town's Sanitary Sewer District #5, AND

WHEREAS, the Harlem Road Pump Station, which has been in operation for 50 years, is in need of reconstruction of the building, pumps and electrical controls, AND

WHEREAS, the consulting firm of Nussbaumer & Clarke, Inc. submitted a proposal for a thorough investigation of the entire Harlem Road Pump Station facility, and upon determination of the remedial work to be performed, to prepare plans and specifications for bidding the improvements, NOW, THEREFORE, BE IT

RESOLVED, that the proposal of Nussbaumer & Clarke, Inc., as submitted to the Town Engineer and dated August 13, 1990 for the provision of professional services to upgrade the Harlem Road Pump Station, is hereby accepted and approved, AND, BE IT FURTHER

MEETING NO. 19
September 4, 1990

Item No. 6d continued

RESOLVED, that the Supervisor, on behalf of this Town Board, is directed and authorized to sign said agreement with Nussbaumer & Clarke, Inc., AND, BE IT FURTHER

RESOLVED, that the cost for professional services in the total amount of \$35,000 is to be charged to the Harlem Road Reconstruction Account #25-8125-0004-4953.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 6e Motion by Councilman Rogowski Seconded by Councilman Jaworowicz

WHEREAS, Slate Bottom Creek is conducted through lands formerly owned by the New York Central Railroad by a large underground concrete arch conduit which exceeds 1300 feet in length, AND

WHEREAS, residential construction within the Losson Green Estates Subdivision, located to the north, has occurred in close proximity to said underground Slate Bottom Creek conduit, and commercial development is being planned adjacent to and south of the subject conduit, AND

WHEREAS, an ongoing Stormwater Management Study of Slate Bottom Creek outlines certain deficiencies which currently exist relative to the Slate Bottom Creek conduit and the need to monitor and regulate development within its proximity, and the need to obtain easements for this portion of Slate Bottom Creek as development proceeds, NOW, THEREFORE, BE IT

RESOLVED, that the recommendation of the Town Engineer to engage the services of Nussbaumer & Clarke, Inc. to perform land surveying services of said Slate Bottom Creek concrete culvert be and hereby is accepted and approved, AND, BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized to execute the subject proposal of Nussbaumer & Clarke, Inc., dated July 13, 1990, for professional land surveying services in the amount of \$3,000, AND, BE IT FURTHER

RESOLVED, that the \$3,000. fee for said services shall be transferred from Account No. 01-8540-0004-4587 to Account No. 01-8540-0004-4586.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 7 Motion by Councilman Solecki Seconded by Councilman Rogowski

WHEREAS, one of the objectives of the Northeast Communities Solid Waste Management Board is to find environmentally sound cost efficient alternatives for the management of solid wastes, and

WHEREAS, by resolution dated November 18, 1985, this Town Board authorized the Town to act as lead agency for all activities involved in preparation of engineering work, and

WHEREAS, the Northeast Board, including the Town of Cheektowaga have appropriated sufficient funds for the preparation of such engineering work, including a \$200,000 grant in contract with the Northeast Board and N.Y.S.D.E.C., and

Item No. 7 continued

WHEREAS, the firm of Barton and Loguidice, P.E., consulting engineers, were retained to do the necessary study within budgeted funding, and

WHEREAS, Barton and Loguidice, P.E., have submitted bills to the Northeast Board for their services, NOW, THEREFORE, BE IT,

RESOLVED, that the Town of Cheektowaga, as lead agency for the Northeast Board, hereby authorizes the Chief Fiscal Officer of the Town of Elma, being the Treasurer of the Northeast Communities Solid Waste Management Board, to withdraw the sum of \$16,019.76 for services for the period 3/11/90 through 7/7/90 from the Northeast Board's account and to pay said sums to Barton and Loguidice, P.E., for services rendered to date per agreement dated June 4, 1986 and Amendment No. 5.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 8 Motion by Councilman Blachowski Seconded by Councilman Gabryszak

WHEREAS, the Town operates a housing rehabilitation program for eligible Town homeowners to make necessary repairs to their homes, and

WHEREAS, the Town has previously established loan limits of \$12,000 for payback loans, and

WHEREAS, the Community Development Director has requested the Town Board to consider authorizing a housing rehabilitation loan to the owner of the property located at 1027 Beach Road in an amount not to exceed \$32,000 due to the extent of the work required to bring the property into compliance with applicable Town codes, NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby authorizes a housing rehabilitation loan in the amount not to exceed \$32,000 to the owners of 1027 Beach Road, Cheektowaga, New York, and authorizes the Supervisor to execute loan and any other necessary, related documents with said property owner.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 9 Motion by Councilman Blachowski Seconded by Councilman Gabryszak

WHEREAS, the Town operates a housing rehabilitation program for eligible homeowners to make necessary repairs to their homes, and

WHEREAS, a loan was previously approved for the owner of 1293 George Urban Boulevard, and

WHEREAS, additional work in the amount of up to \$250 is required to properly complete the project, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor is hereby authorized to execute a loan amendment providing up to \$250 in additional loan funds to the owner of 1293 George Urban Boulevard.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 10 Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

WHEREAS, Wegmans Food Markets, Inc. (the "Applicant") submitted to the Town of Cheektowaga an application, dated March 30, 1990 (together with supporting materials as set forth below), whereby Applicant has proposed to build a food store of approximately 100,000 square feet and a retail area to the west thereof with an area of approximately 82,500 square feet, a bank with approximately 3,600 square feet, a restaurant of approximately 9,100 square feet and leasehold retail areas of 10,000 square feet and 17,000 square feet, respectively, together with parking areas and ancillary service areas and facilities (the "Project") on a parcel of land comprising approximately 24.5 acres located at 2001 Walden Avenue; and

WHEREAS, a number of governmental approvals are required (as set forth in the application) for the development of the Project, as well as for related offsite improvements, including, but not limited to, the following approvals and/or permits by the Town Board of the Town: a drainage system permit under Section 21-A-6(D) of the Town Code; an excavation permit under Section 25-3 of the Town Code; a permit to perform work within a town highway (Duke Road) under Section 65-18 of the Town Code and the acceptance of the dedication of certain land and facilities in connection with the Project under Section 54-1(A) of the Town Code; and

WHEREAS, in compliance with Article 8 of the Environmental Conservation Law ("SEQRA") and Chapter 23A (Environmental Impact Review) of the Town Code, the Town Board expressed its intent to be lead agency for purposes of conducting a SEQRA review; and

WHEREAS, the Town Board identified other involved agencies in the Project and caused letters to be sent to each one of them stating its intent to be lead agency; and

WHEREAS, each of the identified involved agencies responded to the Town Board and consented to the Town Board being lead agency for purposes of the SEQRA review of the Project; and

WHEREAS, pursuant to Chapter 23(A) of the Town Code, the Town Board referred the Project to the Town Environmental Advisory Committee ("EAC") for its review and recommendation to the Town Board; and

WHEREAS, the EAC reviewed the full Environmental Assessment Form ("EAF"); the Traffic Report prepared by EMS Consulting; the Stormwater Management Plan prepared by R & D Engineering and Land Surveying; the Soils and Foundation Report prepared by Foundation Design; the Site Plan; and other materials submitted by the Applicant as part of the application; and

WHEREAS, the EAC held two meetings dated April 5, 1990 and May 3, 1990 respectively, to consider the Project, at which meetings the Applicant and its consultants were present; and

WHEREAS, the EAC, after a careful review of the foregoing material and in consultation with other departments of the Town, has recommended to the Town Board that the Town Board issue a "Negative Declaration" with recommendations for the Project, as stated in the attached memo dated May 7, 1990, and

WHEREAS, the Applicant has committed itself to certain items, as listed on the attached letter from the Applicant, with respect to the Project, and

WHEREAS, the Town Board has carefully reviewed the Application, the EAF, the Site Plan, the Traffic, Drainage and Soils Reports referred to above, and all other materials submitted in connection with the Application and has carefully considered the recommendations of the EAC, the NYSDOT and the NYS Thruway Authority, and

WHEREAS, the Town Board recognizes that the Applicant has resolved certain traffic and drainage issues with the NYS Thruway Authority and the NYSDOT (as shown in the attached letters from such agencies dated August 20, 1990 and August 16, 1990 respectively), none of which singly or in the aggregate would have a significant effect on the environment, and

MEETING NO. 19
September 4, 1990

Item No. 10 continued

WHEREAS, the Town Board hereby approves the concept of the Project and finds that the Project will be in the best interests of the Town and will not have an adverse effect on the health, safety and welfare of the Town or its citizens, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board, based on the above referenced commitments by the Applicant and the attached memo and letters, hereby determines that the Project will not have a significant effect on the environment and therefore issues a "Negative Declaration" for purposes of SEQRA and directs that a notice thereof be filed in accordance with SEQRA.

*SEE NEXT PAGES FOR LETTERS

Upon Roll Call.....

AYES:	Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES:	0
ABSENT:	0

WegmansFood
Pharmacy1500 Brooks Avenue
Box 844
Rochester, New York 14692-0844
(716) 328-2550

August 30, 1990

Supervisor Frank Swiatek
Town of Cheektowaga
3145 Union Road
Cheektowaga, N. Y. 14227RE: WEGMANS SHOPPING CENTER
2001 WALDEN AVE.
PROJECT IMPROVEMENTS

Dear Supervisor Swiatek:

In our August 20, 1990 letter to your office, Wegmans Food Markets, Inc. committed to construct all improvements associated with the above-referenced project as required by the Town, NYS Thruway Authority and NYSDOT.

These commitments, along with those requested at our August 28, 1990 meeting with the Town, are as follows:

A. During construction Wegmans will:

1. Maintain all public roadways free of dirt, construction debris, etc. to the maximum extent possible.
2. Retain water trucks or other means on the site to control fugitive dust.

B. Prior to receipt of the Certificate of Occupancy for the two (2) front buildings, Wegmans will submit and adhere to a temporary Maintenance and Protection of Traffic Plan, acceptable to the Town Highway Superintendent, which will delineate the boundary line between Duke Road and the Wegmans' parcel in order to ensure controlled access to the site.

C. Prior to receipt of the Certificate of Occupancy for the food market, the following work will be completed:

1. Widening of the Duke Road approach to Walden Avenue to provide one left turn lane, one left thru lane, and one right turn lane.
2. Widening of the Walden Avenue eastbound approach to Duke Road to provide two left turn lanes, three thru lanes and one right turn lane.
3. Widening of the west Galleria driveway approach to Walden Avenue to provide one left turn lane, one left/thru lane and two right turn lanes.

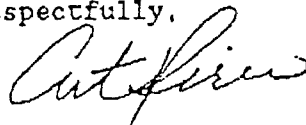
Page 2

4. Widening of Walden Avenue eastbound to provide a deceleration lane approaching the I90 eastbound entrance ramp.
5. Widening of the Duke Road approach to Union Road to provide one left turn lane and one right turn lane.
6. Provision of a signal timing and progression scheme, acceptable to NYSDOT for the intersections of Walden/I90, Walden/Duke, Walden/K-Mart, and Walden/Jim's Truck Stop.
7. Widening of the existing northbound Thruway exit ramp to Walden Avenue an additional distance from the stop bar so that the two lane section will extend a sufficient distance back from the intersection from the stop bar to contain the traffic queue from the traffic signal at Walden Avenue.
8. Reconstruction of Duke Road in its entirety from Walden Avenue to Old Duke Road at Buffalo Forge, according to Town Highway Department specifications.
9. Widening of Duke Road in the vicinity of the new Wegmans store to accommodate turning truck traffic and motor vehicle traffic.
10. Convey to the Town a fifteen foot (15') wide strip for widening of Duke Road right-of-way.
11. Grant to the Town a five foot (5') wide Easement for highway improvement purposes.
12. Provide a drainage easement for the existing twin 36" storm sewers in a form acceptable to the Town Attorney, Town Engineer and Town Superintendent of Highways are conveyed to the Town.

Also enclosed is a Tentative Construction Schedule as requested by your office.

Please call me if you have any questions, or require any additional information.

Respectfully,



Arthur Pires,
Project Engineer

AP:bjd

cc: K. O'Neil

walap-62

Tentative Construction Schedule
Wegmans Shopping Center Development
Walden Avenue, Cheektowaga, NY
August 30, 1990

September 1990	o Begin Highway Construction Drawings
October 1990	o Demolition of Sorrento building o Begin site earthwork o Begin site drainage system
November 1990	o Begin preparation of the two (2) northern building pads
December 1990	o Submit Highway Construction Drawings o Begin site sanitary and water systems
March 1991	o Begin all highway work o Open two (2) front buildings o Begin food market construction
September 1991	o Complete all highway work o Open food market



STATE OF NEW YORK
DEPARTMENT OF TRANSPORTATION
125 MAIN STREET
BUFFALO, N.Y. 14203

ROBERT J. RUSSELL
REGIONAL DIRECTOR

FRANKLIN E. WHITE
COMMISSIONER

August 16, 1990

BUILDING & PLUMBING DEPT

R AUG 17 1990 D
RECEIVED

Mr. James E. Smith
EMS Consulting
1863 Clinton Street
Buffalo, N.Y. 14206

Dear Mr. Smith:

We have reviewed the June 28, 1990 Supplemental Traffic Analysis for the proposed Wegmans Food Market and Retail Plaza on Walden Avenue in the Town of Cheektowaga.

Our review has focused on whether the Supplemental analysis, combined with the March 1990 Traffic Analysis, provides an acceptable evaluation of a reasonable range of traffic impact mitigation alternatives, and whether it adequately considers, in a balanced manner, the critical issues of level-of-service, safety, queuing, and traffic progression.

We have concluded from the analysis presented, that the traffic impacts on the State Highway System from the proposed development can be satisfactorily mitigated if the following improvements are made.

- 1) The Duke Road approach to Walden Avenue should be widened to provide one left turn lane, one left/thru lane and one right turn lane.
- 2) The Walden Avenue eastbound approach to Duke road should be widened to provide two left turn lanes, three thru lanes and one right turn lane.
- 3) The west Galleria Driveway approach to Walden Avenue should be widened to provide one left turn lane, one left/thru lane and two right turn lanes.
- 4) Walden Avenue eastbound at the I90 eastbound entrance ramp should be widened to provide a deceleration lane.
- 5) The Duke Road approach to Union Road should be widened to provide one left turn lane and one right turn lane.

AN EQUAL OPPORTUNITY/AFFIRMATIVE ACTION EMPLOYER

Mr. James E. Smith
Page 2

August 16, 1990

- 6) A signal timing and progression scheme, acceptable to NYSDOT, should be provided for the intersections of Walden/190, Walden/Duke, Walden/K-MART, and Walden/Jim's Truck Stop.
- 7) The two-lane approach of the 190 eastbound exit to Walden Avenue eastbound should be lengthened.

Final approval by NYSDOT on this traffic impact mitigation plan is contingent upon the following:

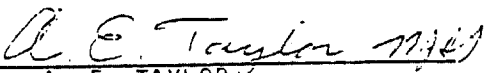
- 1) Concurrence by the NYS Thruway Authority that traffic impacts in areas of their concern are satisfactorily mitigated.
- 2) Approval by Pyramid Corp. of Buffalo for reconstruction of West Galleria Driveway.

These improvements must be constructed by the developer at their expense, subject to conditions of a required NYSDOT Highway Work Permit. Some additional traffic analysis to finalize pavement widening and signalization details may be required.

By copy of this letter, the Town of Cheektowaga is requested to condition the issuance of a Certificate of Occupancy upon completion of these improvements to NYSDOT's satisfaction.

Very truly yours,

ROBERT J. RUSSELL
Regional Director


BY: A. E. TAYLOR
Planning & Program Manager

AET/WJG/11s

cc: ~~Thomas Adamczyk~~, Town of Cheektowaga
Anthony Gregory, Thruway Authority, Albany
Will Ristau, Thruway Authority, Albany
Leonard DePrima, Thruway Authority, Buffalo
Kenneth Cannon, Pyramid Co.
Arthur Pires, Wegmans
Russell Christopher, Bella Vista

OFFICE OF
BUILDING & PLUMBING INSPECTIONS

RONALD MARTEN

Supervising Bldg. and Plbg. Inspector

Town Hall, Broadway and Union Road

Cheektowaga, New York 14227

686-3470



M E M O

TO: Supervisor Frank Swiatek
Honorable Town Board Members
Richard Moleski, Town Clerk
James Kirisits, Town Attorney

RECEIVED

MAY 7 1990

TOWN ATTORNEY

FROM: Thomas Adamczak
Building Inspector

DATE: May 7, 1990

The following is a summary of the proposals which have been reviewed by the Town Environmental Quality Review Advisory Committee at a meeting held on May 3, 1990, in the Town Hall Council Chambers.

ITEM I New Erie Industrial Park - Proposed Tops Frozen
Storage Facility

Applicant: Allied Builders

Determination: Non-Significant.

This item had been before the committee previously at which time the applicant was told he must modify the plans. He has submitted a revised site plan which removes the trailer storage area, modifies landscaping to Planning Board requirements, increases the number of parking spaces for employees, moves the driveway for additional landscaping and improve traffic flow and they have also reviewed the drainage for conformity with the initial plan that was submitted to the Town.

In discussing this proposal with the applicant it was suggested that additional trees be added along the perimeter property line to help screen the building from the public. This suggestion will be taken up at a subsequent Planning Board meeting.

ITEM II Dewberry Lane - Proposed (Buffalo
Telephone) Cellular
Telephone Tower

Applicant: Buffalo Telephone

RE: EQR - May 3, 1990
May 7, 1990
Page: 2

Determination: Non-Significant.

The applicant has applied to construct a 199 foot tower at the end of Dewberry Lane for the purpose of providing cellular telephone service in the area and to improve what services may exist at the present time. The tower will have a low power, line-of-sight microwave dishes connecting their other facilities in other towns.

Members of the committee visited the site that is now in operation next to the Erie Community College South Campus and have found no adverse impacts.

The applicant had looked at other sites in the Town but found no site that was both "electronically" feasible and some distance from residential areas.

ITEM III 2001 Walden Avenue - Proposed Wegmans
 Shopping Center

Applicant: Wegmans Food Markets Incorporated

Determination: Non-Significant With Recommendations. This item is considered a Type I Action under the State Environmental Quality Review Act and therefore a negative declaration in this matter cannot be "conditioned".

The item has been referred to a number of agencies for their consideration. The New York State Department of Transportation has been consulted by the applicant and design work has progressed for the traffic flow at the intersection of Duke Road and Walden Avenue. The Town Highway Department has commented upon the reconstruction of Duke Road from Walden to old Duke Road and the applicant has indicated a willingness to meet the concerns and comments of the highway department. The New York State Thruway Authority has not submitted written comments and will be contacted by the applicant so that any concerns may be addressed as soon as possible. The Erie County Water Authority, although notified, has not submitted written comments on the project. The Erie County Department of Environment and Planning has no immediate concerns except traffic which is being reviewed by the New York State DOT at the present time.

RE: EQR - May 3, 1990
May 7, 1990
Page: 3

This project involves the demolition of all existing buildings on the site and removal of the blacktop parking area. The re-build will increase the amount of building area by more than 50,000 square feet and involves the use of an additional 10 to 12 acres at the southern most end of the site. Because of the nature of the project and the existing situation on the site the review focused upon mitigation measures for traffic, drainage and landscaping for (improved aesthetics).

The committee is recommending to the Town Board that a negative declaration be issued for this project. The Town Board may wish to request some guarantee or surety that all traffic mitigation measures be instituted and the committee recommends that additional traffic measures be instituted above in addition to what was presented to the Town. The recommended additions are:

- ° Reconstruction of Duke Road in its entirety from Walden to old Duke Road at Buffalo Forge. This to be to Town Highway Superintendent specifications.
- ° The intersection of Walden and Duke Road/Galleria be modified to New York State Department of Transportation specifications.
- ° Duke Road be widened additionally in the vicinity of the new Wegmans store to accommodate turning truck traffic as well thru motor vehicle traffic.

Peter Tulo
Chairman

Genevieve M. Starosciak
Vice Chairman

Anthony J. Colavita
Board Member

John H. Shafer
Executive Director



New York State Thruway Authority

200 Southern Boulevard
Post Office Box 189
Albany, New York 12201-0189

Department of Engineering Services

Anthony E. Gregory
Chief Engineer

Design Bureau

Kelth E. Giles, P.E. & L.S.
Director

Phone (518) 436-2918
Fax (518) 462-6062

August 20, 1990

Mr. Frank Swiatek
Supervisor, Town of Cheektowaga
Broadway & Union Road
Cheektowaga, New York 14227

Attn: Mr. Adamczak

Re: Wegmans Walden Avenue
Development, M.P.
423.19

Dear Mr. Swiatek:

We have reviewed the traffic, drainage, noise, and air quality analyses for the Wegmans Food Market development on Walden Avenue as they relate to Thruway Authority interests in the area, and we have the following comments on these documents:

Concerning the traffic analysis, we agree with New York State Department of Transportation's comments contained in the attached August 16, 1990 letter from A. E. Taylor to James E. Smith. Specifically that the existing northbound Thruway exit ramp to Walden Avenue should be widened to two lanes an additional distance from the stop bar, so that the two lane section will extend a sufficient distance back from the intersection from the stop bar to contain the traffic queue from the traffic signal at Walden Avenue. This distance will be governed by the traffic signal timing at the intersection of Walden Avenue and the northbound exit ramp. The southbound Thruway entrance ramp deceleration lane should be lengthened along Walden Avenue so that the deceleration lane terminates at the Walden Avenue overpass.

We have no substantive comments on the Drainage analysis. However, the drainage plan should be revised so that the runoff from the roof on the building labeled "Limits of Future Retail Space" will drain towards Walden Avenue. Specifically this will mean that the culverts that connect DD-1.1 to DD-1 and DD-1 to DD-2 will be eliminated and two culvert should be added one to allow DD-1.1 to drain into DD-2 and the other to allow DD-2 to drain into DD-1.1A.

Thirty-Five Years Of Service To Travelers
1954 - 1989

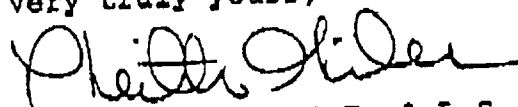
We have no substantive comments on the noise and air quality analyses.

We require that Wegmans provide the Authority with assurances that they will construct these improvements, and that and that they will do so at no expense to the Authority.

Before final approval to begin the highway work is granted the Authority must review the final plans and proposal.

If you have any questions concerning this matter, please contact Mr. Willard Ristau of my staff at (518) 471-4258.

Very truly yours,



KEITH E. GILES, P.E. & L.S.
Director, Design Bureau

KEG:WR:ljm
cc: Mr. DePrima

MEETING NO. 19
September 4, 1990

Item No. 11 Motion by Councilman Rogowski Seconded by Councilman Gabryszak

WHEREAS, Michael Wysocki, as part of the acceptance of the Losson Meadows Subdivision Phase III and as a prerequisite to the construction of any buildings in such subdivision, has submitted to the Town for its acceptance a warranty deed for the following streets:

1. a portion of Baywood Drive
2. a portion of Wedgewood Drive

and

WHEREAS, the Town Superintendent of Highways, in the attached letter dated August 31, 1990 has recommended that such deed and highway be accepted by the Town, and

WHEREAS, Michael Wysocki has also submitted a drainage easement to the Town, and

WHEREAS, Michael Wysocki has also submitted a maintenance bond for the aforementioned highways and certified checks to guarantee street lighting and storm sewer cleaning to the Town, NOW, THEREFORE, BE IT

RESOLVED, that the aforementioned deed, easement, maintenance bond and certified checks are accepted by this Town Board, and BE IT FURTHER

RESOLVED, that the Town Attorney be and hereby is directed to file the deed and easement in the Erie County Clerk's Office.

* SEE NEXT PAGE FOR LETTER

Upon Roll Call....

AYES:	Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES:	0
ABSENT:	0

CHRISTOPHER J. KOWAL
SUPERINTENDENT OF HIGHWAYS

HIGHWAY DEPARTMENT
3145 Union Road
Cheektowaga, N. Y. 14227-1083
(716) 686-3450
Mobile: 863-5867



TOWN OF CHEEKTOWAGA
Erie County, New York
August 31, 1990

HONORABLE SUPERVISOR FRANK E. SWIATEK
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA NY 14227

Re: Acceptance of Parts of Baywood Dr & Wedgewood Dr
In Losson Meadows Subdivision Phase III M.C. 2584

Councillors:

Please be advised that timely and effective inspections during all phases of construction have been performed by my Engineer, Ted Skowron and myself, and we find that the herein described streets do conform to the current standards of the Town of Cheektowaga and I recommend acceptance as town highways.

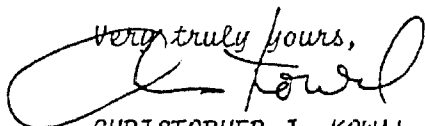
The streets are more particularly described as:

Baywood Dr. - (part of) A 60' W r.o.w. as shown on M.C. 2584

Wedgewood Dr. - (part of) A 60' W r.o.w. as shown on M.C. 2584

The deed is in the Town Attorney's office for review and filing. The maintenance bond is in an amount required by the P.T.P. Ordinance. The Bond is in the Attorney's office for review. A street lighting agreement is provided. Drainage easements must be filed. Lot grading is within acceptance limits as set by the Town Engineer and Building Inspector. Escrow for storm sewer cleaning is in place. Tree planting arrangements must be satisfactory to the Building Inspector.

Trusting this meets with your approval, I am

Very truly yours,

CHRISTOPHER J. KOWAL
HIGHWAY SUPERINTENDENT

TS:erp

cc: Town Board Members
Town Attorney
Town Clerk
Town Engineer
Building Inspector
Highway Engineer

Residence: 61 St. Felix Avenue • Cheektowaga, N.Y. 14227 • (716) 895-8184
Promoting Pride - Progress - Professionalism!

Item No. 12 Motion by Councilman Jaworowicz Seconded by Councilman Gabryszak

WHEREAS, pursuant to Section 64 (9) of the Town Law of the State of New York, this Town Board is empowered to designate street addresses of properties in the Town, and

WHEREAS, with the advent of the new E-911 system, it is in the interest of public safety to coordinate property addresses, and

WHEREAS, the Police Department has informed this Board that the listed address for the Convent at St. Aloysius should be changed from 130 West Highview Road to 130 Highview Road, NOW, THEREFORE, BE IT

RESOLVED, that the address for the Convent at St. Aloysius be and hereby shall be designated as 130 Highview Road, and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to, within 10 days of the passage of this resolution, notify the Town Assessor, Town Planning Board, Erie County Clerk, Erie County Department of Public Works, Division of Highways and the U.S. Postal Service of this address change.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 13a Motion by Councilman Kulyk Seconded by Councilman Blachowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located at 830 Borden Road, Cheektowaga, New York, SBL #114.20-9-12 and according to the Assessors' Office is owned by the County of Erie, 95 Franklin Street, Buffalo, New York 14202, 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 property hereinbefore described.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 13b Motion by Councilman Kulyk Seconded by Councilman Blachowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located at 1281 Walden Avenue, Cheektowaga, New York, SBL #102.53-6-18/B and according to the Assessors' Office is owned by the County of Erie, 95 Franklin Street, Buffalo, New York 14202, 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 property hereinbefore described.

Item No. 13b continued

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 13c Motion by Councilman Kulyk Seconded by Councilman Gabryszak

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located at 2526 William Street, Cheektowaga, New York, SBL #113.55-7-4 and SBL #113.55-7-5 and according to the Assessors' Office is owned by Bernice Melant, c/o Mrs. James Flannery, Cheektowaga, New York 14227, AND

WHEREAS, these conditions require that some positive steps be taken to rectify same be 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 property hereinbefore described.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 14a Classification of Part-time Employees
This item has been withdrawn.

Item No. 14b Classification of Employees/Police Department
This item has been withdrawn.

Item No. 15a Motion by Councilman Gabryszak Seconded by Supervisor Swiatek

WHEREAS, by resolution dated June 18, 1990, this Town Board retained the law firm of Moot & Sprague in connection with the condemnation of land for the Cheektowaga Municipal Golf Course, and

WHEREAS, said resolution provided that such law firm's costs were not to exceed \$7,500.00 without further approval of this Town Board, and

WHEREAS, bills for the services of Moot & Sprague have not reached the \$7,500.00 limit, and

WHEREAS, this Board is desirous of continuing to retain Moot & Sprague for the condemnation of land for the town golf course, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby agrees to retain the services of Moot & Sprague as per the terms of the letter of Moot & Sprague dated March 7, 1990, and BE IT FURTHER

RESOLVED, that moneys for such services shall be appropriated from budget line item 05-7140-8817-1100, not to exceed \$7,500.00 without further approval of this Town Board.

Item No. 15a continued

* * * * *

MOTION BY COUNCILMAN GABRYSZAK, SECONDED BY COUNCILMAN KULYK TO AMEND THE ABOVE RESOLUTION AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki and Blachowski
NAYES: Councilman Rogowski
ABSENT: 0

* * * * *

Motion by Councilman Gabryszak, seconded by Supervisor Swiatek

WHEREAS, by resolution dated June 18, 1990, this Town Board retained the law firm of Moot & Sprague in connection with the condemnation of land for the Cheektowaga Municipal Golf Course, and

WHEREAS, said resolution provided that such law firm's costs were not to exceed \$7,500.00 without further approval of this Town Board, and

WHEREAS, bills for the services of Moot & Sprague has reached the \$7,500.00 limit, and

WHEREAS, this Board is desirous of continuing to retain Moot & Sprague for the condemnation of land for the town golf course, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby agrees to retain the services of Moot & Sprague as per the terms of the letter of Moot & Sprague dated March 7, 1990, and BE IT FURTHER

RESOLVED, that moneys for such services shall be appropriated from budget line item 05-7140-8817-1100, not to exceed \$7,500.00 without further approval of this Town Board.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki and Blachowski
NAYES: Councilman Rogowski
ABSENT: 0

Item No. 15b Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

WHEREAS, the firm of Babinsky . Klein . Engineering, P.C. has submitted a proposal to provide technical specifications for the Senior Citizens Center heating system, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby retains the firm of Babinsky . Klein . Engineering, P.C., 150 Creekside Drive, Amherst, New York 14228-2087 to provide Technical Specifications for the Senior Citizens Center heating system improvements at a fee of \$1,000.00 and BE IT FURTHER

RESOLVED, that funds for said action are available from Account No. 5811-7620-1104.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES: 0
ABSENT: 0

MEETING NO. 19
September 4, 1990

Item No. 15c Motion by Councilman Solecki Seconded by Councilman Gabryszak

WHEREAS, subsequent to the completion and filing of the assessment roll for the current year, a number of special proceedings for the review of the assessment of certain real properties were commenced against the Town, and

WHEREAS, assessments and assessment review proceedings involve a specialized area of law, accounting and economics, and

WHEREAS, Joseph G. Sacco, attorney at law is an experienced practitioner in the aforementioned specialized field; and, in fact, has represented the Town on such proceedings for the past several years, and

WHEREAS, in addition, the Town Assessor has recommended the retention of Mr. Sacco for advice and representation on pending assessment proceedings,

NOW, THEREFORE, BE IT RESOLVED, that Joseph G. Sacco, Esq. be and hereby is retained to represent the Assessor, the Board of Assessment Review and the Town of Cheektowaga in all assessment review proceedings based on the current assessment roll, and BE IT FURTHER

RESOLVED that his reasonable fees and expenses, as audited by the Town Assessor and/or Town Attorney be paid from Item No. 01-1355-0004-4561.

* * * * *

MOTION BY COUNCILMAN SOLECKI, SECONDED BY SUPERVISOR SWIATEK TO AMEND THE ABOVE RESOLUTION AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

* * * * *

Motion by Councilman Solecki, seconded by Councilman Gabryszak

WHEREAS, subsequent to the completion and filing of the assessment roll for the current year, a number of special proceedings for the review of the assessment of certain real properties were commenced against the Town, and

WHEREAS, assessments and assessment review proceedings involve a specialized area of law, accounting and economics, and

WHEREAS, Joseph G. Sacco, attorney at law is an experienced practitioner in the aforementioned specialized field; and, in fact, has represented the Town on such proceedings for the past several years, and

WHEREAS, in addition, the Town Assessor has recommended the retention of Mr. Sacco for advice and representation on pending assessment proceedings,

NOW, THEREFORE, BE IT RESOLVED, that Joseph G. Sacco, Esq. be and hereby is retained to represent the Assessor, the Board of Assessment Review and the Town of Cheektowaga in all assessment review proceedings based on the current assessment roll, and BE IT FURTHER

RESOLVED that his reasonable fees and expenses, in the amount not to exceed \$58,000.00, as audited by the Town Assessor and/or Town Attorney be paid from Item No. 01-1355-0004-4561.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

MEETING NO. 19
September 4, 1990

Item No. 15d Motion by Councilman Jaworowicz Seconded by Councilman Blachowski

WHEREAS, by decision dated September 6, 1988, the Zoning Board of Appeals denied the application of Joseph Marino to place additional parking spaces in front of his property located at 3551 Harlem Road, and

WHEREAS, in October of 1988, the Town of Cheektowaga was served with a Notice of Petition and Petition in a Special Proceeding entitled "JOSEPH MARINO and PAUL SMITH, Petitioners vs. ZONING BOARD OF APPEALS OF CHEEKTOWAGA, Respondent;" which Special Proceeding called for annulling the aforesaid Zoning Board decision, and

WHEREAS, the Hon. William J. Ostrowski, Justice of the Supreme Court, issued a Decision and Order on June 28, 1990, upholding the Zoning Board's decision to deny additional parking in front of 3551 Harlem Road, and

WHEREAS, the Petitioners have appealed the Decision and Order of the Hon. William J. Ostrowski, NOW, THEREFORE, BE IT

RESOLVED, that Peter M. Kooshoian, attorney-at-law, 80 West Huron Street, Buffalo, New York, who the Town Attorney advises has experience and specialized knowledge in appellate matters, be and hereby is retained to represent the interests of the Town and Zoning Board of Appeals in the above referenced matter, and BE IT FURTHER

RESOLVED, that Mr. Kooshoian be paid reasonable fees in an amount not to exceed \$4,000.00 without further Town Board approval, plus court costs and expenses from budget line Item No. 01-1420-0004-4501.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

* * * * *

MOTION BY COUNCILMAN KULYK, SECONDED BY SUPERVISOR SWIA TEK
TO DISPENSE WITH READING OF THE NAMES IN ITEM NO. 16

Item No. 16a Motion by Councilman Gabryszak Seconded by Councilman Blachowski

BE IT RESOLVED that the following individuals be terminated from the Cheektowaga Youth Bureau's Conservation Corps Program(s), effective immediately:

New York State Conservation Corps-Youth Leaders - (01-7310-0001-1816)

Melissa Cimra	14043
Kirk Wilde	14227

Cheektowaga Conservation Corps-Youth Leaders - (01-7310-0001-1812)

Jeffrey Keller	14227
Paul Owens, Jr.	14227
Tammy Ozolins	14043

Cheektowaga Conservation Corps-Summer Trainees - (01-7310-0001-1812)

Cory Berardi	14227
Geri Burke	14043
Teri Burke	14043
Jennifer Ciesielski	14227
Jason Dauscher	14206
Dwayne Dewyea	14212
Deborah Dybalski	14043
Claude Gillman	14227
Jamie Kalstek	14227
Michael Meder	14043

MEETING NO. 19
September 4, 1990

Item No. 16a continued

Barbara Mederski	14043
Erie Metz	14227
Steven Schottman	14206
Ralph Sweeney	14227
Kris Wittmeyer	14227
Jason Zaifert	14227
Russell Ciruolo	14227
Craig Gangloff	14227
Ronald Obringer	14227

Cheektowaga Conservation Corps-Alternates - (01-7310-0001-1812)

Tiffany Hendel	14212
Darrell Nati	14206
Robert Pierson	14206
Susan Skierczynski	14227

New York State Conservation Corps-Summer Trainees - (01-7310-0001-1816)

Jamie Bogdan	14225
Fawn Bova	14225
Jason Catania	14043
Kevin Corcoran	14043
Scott Corcoran	14043
Mark Czosnyka	14206
Amy Dauscher	14206
Greg Fuchs	14227
Jennifer Garcea	14043
Sarah Garcea	14043
John Gutkowski	14227
David Pajak	14227
Jeffrey Rogowski	14212
Sean Ross	14211
Jerel Bogdan	14206

New York State Conservation Corps-Alternates - (01-7310-0001-1816)

Bryan Anthon	14225
Ronald Bakowski	14227
Jason Bojarski	14227
Brian Grochocki	14227
Robin Klosko	14206
James Loughlin	14225
Steven Mitchell	14225
Timothy Nowak	14211
Mark Ostempowski	14206
Michael Pitzonka	14212
Steven Reddien	14043
Kevin Sears	14227

BE IT FURTHER RESOLVED that the following individual's salary be transferred from the New York State Conservation Corps Crew Supervisor line item (01-7310-0001-1815) to that of the Cheektowaga Conservation Corps Trainee Supervisor (01-7310-0001-1811), effective immediately:

James Horung	14225
--------------	-------

Upon Roll Call....

AYES:	Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES:	0
ABSENT:	0

Item No. 16b Motion by Councilman Kulyk Seconded by Councilman Rogowski

BE IT RESOLVED, that the following listed seasonal employees be and hereby are terminated:

Item No. 16b continued

SEWER DEPARTMENT

EFFECTIVE

Shawn Surdej	Immediately
Alex Nesteruk	"
John Skonecki	"
Dennis Mrugalski	"

FACILITIES DEPARTMENT

David Hapeman	Immediately
Jason Ozolins	"
Paul Shaffer	"
Jeff Scheider	"
John Rogowski	"
Leo Kazukiewicz	"

POLICE DEPARTMENT

Kelly Donnelly	9/7/90
----------------	--------

SANITATION DEPARTMENT

Todd Wiech	9/3/90
Christopher Trietly	"
Gregory Klima	"
William Rogowski	"
Darryl Bernys	"
Juliet Mark	"
Kevin Trietly	"
Richard Perrino	"

Upon Roll Call....

AYES:	Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES:	0
ABSENT:	0

Item No. 17 Motion by Councilman Jaworowicz Seconded by Councilman Blachowski

WHEREAS, Angeline Chojnacki has been serving as a temporary Clerk-Typist in the Police Department due to a leave of absence of Cynthia Carleton, AND

WHEREAS, Cynthia Carleton is returning from her leave of absence on September 4, 1990, NOW, THEREFORE, BE IT

RESOLVED, that Angeline Chojnacki be and hereby is terminated from her temporary position of Clerk-Typist in the Police Department, effective August 31, 1990.

Upon Roll Call....

AYES:	Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES:	0
ABSENT:	0

Item No. 18 Motion by Councilman Rogowski Seconded by Councilman Gabryszak

BE IT RESOLVED, that the following individuals are hired as seasonal employees, not to exceed 24 weeks in a calendar year, in the various departments listed, in compliance with the provisions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association:

SEWER DEPARTMENT - \$4.65 per hour

EFFECTIVE

David Surdej	Immediately
--------------	-------------

Item No. 18 continued

POLICE DEPARTMENT - \$5.00 per hour

Marcia Morath

9/4/90

SANITATION DEPARTMENT - \$5.00 per hour

Christopher Golas

Immediately

AND, BE IT FURTHER

RESOLVED, that Mary Beth Scimia, be and hereby is hired
as a Legislative Assistance in the Council Office at \$5.25 per hour, effective
immediately.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 19 Motion by Councilman Solecki Seconded by Councilman Rogowski

WHEREAS, on August 6, 1990, this Town Board appointed Paul Stallone
to the temporary vacancy of Motor Equipment Operator "A" in the Sanitation
Department, AND

WHEREAS, Paul Stallone has requested that he be returned to his
former position of Recycling Driver, NOW, THEREFORE BE IT

RESOLVED, that Paul Stallone be and hereby is returned to his posi-
tion of Recycling Driver, effective August 24, 1990.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 20a Appointment of Motor Equipment Operator, Recycling
This item has been withdrawn.

Item No. 20b Motion by Supervisor Swiatek Seconded by Councilman Blachowski

WHEREAS, the Town has been requested by the Erie County Department of
Personnel to designate an "Appointing Officer" for the Town to perform various func-
tions, including the completion and execution of various personnel forms, personnel
changes and reports, AND

WHEREAS, the Office of Employee Relations has been performing these
functions and is the proper office in the Town's departmental structure for these
functions, NOW, THEREFORE, BE IT

RESOLVED, that Gregory D. Joos, Coordinator of Employee Relations, be
designated as "Appointing Officer" to perform such functions, and that a copy of
this resolution be forwarded to Commissioner Richard Slisz at the Erie County
Department of Personnel.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

MEETING NO. 19
September 4, 1990

Item No. 21 Motion by Councilman Kulyk Seconded by Councilman Gabryszak

BE IT RESOLVED, that the following individuals be and hereby are hired as part-time employees, not to exceed nineteen (19) hours a week on an annual basis, in the various departments listed, in compliance with the provisions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association:

SANITATION DEPARTMENT - \$5.00 per hour

EFFECTIVE

James Lanza
Alfred Amanti, Jr.
William Badura
Timothy Jankowski
Stephen Mika
Scot Thompson

Immediately
"
"
"
"
"

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 22a Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

WHEREAS, Earl Loder, Disaster Coordinator, has advised the Town Board of his intent to attend the 1990 Disaster Conference which will be held September 17-19, 1990 in Albany, New York, and

WHEREAS, this conference is not to exceed \$350.00 which will be provided for through budget line item #0100-1220-4008,

NOW, THEREFORE, BE IT RESOLVED, that Earl Loder is hereby authorized to attend the above conference.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 22b Motion by Councilman Rogowski Seconded by Councilman Jaworowicz

WHEREAS, a Greater Buffalo Environmental Conference is being scheduled at the Buffalo Convention Center on September 17 thru 19, 1990, the purpose of which is to provide current information on environmental clean-up and pollution control, AND

WHEREAS, such information on the understanding of U.S. Environmental Protection Agency, N.Y.S. Department of Environmental Conservation and local regulations affecting pollutant discharges is of concern to the Town, NOW, THEREFORE, BE IT

RESOLVED, that the Town Engineer and the Assistant Town Engineer are authorized to attend said Greater Buffalo Environmental Conference, AND, BE IT FURTHER

RESOLVED, that the conference fee of \$75.00 per person shall be charged to the Training & Seminar Account No. 8125-0004-4087.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

MEETING NO. 19
September 4, 1990

Item No. 23 Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

WHEREAS, the following checks drawn on the Town of Cheektowaga's bank accounts have been outstanding for more than one year and

WHEREAS, it is the Town's policy to restore to cash all checks that remain outstanding for more than one year, NOW, THEREFORE, BE IT

RESOLVED, that the accounting department is hereby instructed to restore the following checks to cash.

<u>FUND</u>	<u>CHECK #</u>	<u>AMOUNT</u>
CAPITAL FUND	10542	\$1,496.01
CONSOLIDATED GARBAGE	51407	18.15
GENERAL FUND	27796	6.00
" "	28072	15.00
" "	30649	151.25
" "	30722	11.25
" "	31046	5.70
" "	40140	6.00
" "	40678	40.00
" "	41939	10.00
" "	46393	85.00
" "	46500	6.00
" "	46513	6.00
" "	47973	8.50
" "	48108	54.12
" "	48941	70.00
" "	51426	425.00
" "	52133	69.99

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

* * * * *

MOTION BY SUPERVISOR SWIATEK, SECONDED BY COUNCILMAN GABRYSZAK
TO DISPENSE WITH READING THE FIGURES IN ITEM 24

Item No. 24 Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

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

GENERAL FUND

FROM:	0100-1010-2201 (Council-Office Equipment)	\$ 400.00
	0100-1355-4575 (Contracted Appraisals)	39.00
	0100-1640-4021 (Cent. Garage-Maint. Supplies)	3500.00
	0100-1640-4446 (Cent. Garage-Equipment Repair)	4000.00
	0100-1640-4447 (Cent. Garage-Collision Repair)	2000.00
	0100-1640-4441 (Cent. Garage-Police Repair)	5000.00
	0100-7550-4376 (Patriotic Commission)	2433.00
	0100-7310-4038 (Travel-Youth Bureau)	29.04
	0100-7620-2501 (Contingency)	2500.00
	0100-8540-4587 (Weed Control)	3000.00
TO:	0100-1010-4001 (Council-Office Supplies)	400.00
	0100-1355-4575 (Erie County Reassessment)	39.00
	0100-1640-4161 (Gasoline-Central Garage)	14500.00
	0100-7550-4372 (Fourth of July)	2433.00
	0100-7310-4084 (Van Rental-Youth Bureau)	24.09
	0100-7620-2501 (Sr. Citizen-Alexander Equip.)	2500.00
	0100-8540-4586 (Slate Bottom Creek-Eng. Ser.)	3000.00

MEETING NO. 19
September 4, 1990

Item No. 24 continued

HUD-CDBG FUND

FROM:	07-1986-0030-0734 (Sloan Site Preparation)	\$18200.00
	07-1987-0030-0734 (Sloan Site Preparation)	18252.00
	07-1988-0030-0734 (Sloan Site Preparation)	2000.00
TO:	0700-8655-6770 (Sloan Senior Citizen Center)	18200.00
	0700-8655-7770 (Sloan Senior Citizen Center)	18252.00
	0700-8655-8770 (Sloan Senior Citizen Center)	2000.00

SPECIAL DISTRICT FUND

FROM:	0800-8160-1412 (Laborer-Sanitation)	65000.00
	0800-8160-1414 (MEO "B"-Sanitation)	103000.00
TO:	0800-8160-1444 (MEO "A")	15000.00
	0800-8173-1410 (Recycling Driver-(3) 17 weeks)	18000.00
	0800-8173-1409 (Recycling Laborer-(3) 15 weeks)	15000.00
	0800-8160-1492 (Seasonal Laborers)	100000.00
	0800-8160-1124 (General Foreman)	2000.00
	0800-8160-1205 (Ass't. Foreman)	15000.00
	0800-8173-1202 (Recycling Coordinator)	3000.00

CAPITAL FUND

FROM:	1440-8905-1103 (Scaj. Creek)	5000.00
TO:	1440-8905-1107 (Madeira, Slate Bottom & Other)	5000.00

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 25 Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

BE IT RESOLVED, that the following vouchers and warrants submitted to the Town of Cheektowaga prior to September 4, 1990 are hereby approved and made a part hereof:

GENERAL FUND	\$208,623.15
HIGHWAY FUND	122,837.18
CAPITAL FUND	133,689.94
TRUST & AGENCY FUND	3,453.43
HUD-CDBG FUND	2,918.71
PART TOWN FUND	2,193.51
RISK RETENTION FUND	11,107.50
STATE AHC FUND	1,205.60
HUD-REHAB. FUND	18,088.40
SPECIAL DISTRICT FUND	163,271.34
	<u>\$667,388.76</u>
	=====

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

II. DEPARTMENTAL COMMUNICATIONS

Item No. 26 Building Permits.
Received and Filed.

MEETING NO. 19
September 4, 1990

Item No. 27 Supervisor's Statement of Funds for June 1990
Received and Filed.

III. GENERAL COMMUNICATION

Item No. 28 Summons & Complaint: John Stypa vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; Chief of Police; S.I.S. Services, Insurance Carrier
Received and Filed.

Item No. 29a Notice of Claim: Fred Holakowski vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; Recreation Department; S.I.S. Insurance Carrier
Received and Filed.

Item No. 29b Notice of Claim: Dan F. Hunt, by Sharon Hunt, her parent and natural guardian vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; Police Department; S.I.S. Insurance Carrier
Received and Filed.

Item No. 29c Notice of Claim: Alicia D. Hunt, by Sharon A Hunt, her parent and natural guardian vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; Police Department; S.I.S. Insurance Carrier
Received and Filed.

Item No. 29d Notice of Claim: Donald Shaw, by Michael Ficarra, his parent and natural guardian vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; Police Department; S.I.S. Insurance Carrier
Received and Filed.

Item No. 29e Notice of Claim: Cindy R. Drust vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; Highway Department; S.I.S. Insurance Carrier
Received and Filed.

Item No. 29f Notice of Claim: Edward Laskowski vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; Recreation Department; S.I.S. Insurance Carrier
Received and Filed.

Item No. 29g Notice of Claim: Robert Kuznicki, as parent and natural guardian of Sandra Kuznicki, an infant under the age of fourteen years
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; Highway Department; S.I.S. Insurance Carrier
Received and Filed.

Item No. 30a Notice of Petition: Robert J. Bradley vs Board of Assessment Review; Assessor and Town of Cheektowaga
Copies were sent to: Town Attorney and Assessor
Received and Filed.

MEETING NO. 19
September 4, 1990

- Item No. 30b Notice of Petition: Buffalo Forge Company vs Town of Cheektowaga;
Assessor and Board of Assessment Review
Copies were sent to: Town Attorney and Assessor
Received and Filed.
- Item No. 30c Notice of Petition: Cook Moving Systems, Inc. vs Board of Assessors;
Board of Assessment Review and Town of Cheektowaga
Copies were sent to: Town Clerk
Received and Filed.
- Item No. 30d Notice of Petition: The Firestone Tire & Rubber Company vs Board of
Assessors; Board of Assessment Review and Town of Cheektowaga
Copies were sent to: Town Clerk
Received and Filed.
- Item No. 30e Notice of Petition: Flanigan's Furniture Showrooms vs Board of
Assessors; Board of Assessment Review and Town of Cheektowaga
Copies were sent to: Town Clerk
Received and Filed.
- Item No. 30f Notice of Petition: G.C. Acquisition Corp. vs Board of Assessors;
Board of Assessment Review and Town of Cheektowaga
Copies were sent to: Town Clerk
Received and Filed.
- Item No. 30g Notice of Petition: New York Telephone Company vs Assessor; Board of
Assessment Review and Town of Cheektowaga
Copies were sent to: Town Clerk
Received and Filed.
- Item No. 30h Notice of Petition: Reichhold Chemicals vs Assessor; Board of
Assessment Review and Town of Cheektowaga
Copies were sent to: Town Clerk
Received and Filed.
- Item No. 30i Notice of Petition: John Schmidt and Eva Schmidt vs Town of
Cheektowaga; Board of Assessors and Office of Assessment Review
Copies were sent to: Town Clerk
Received and Filed.
- Item No. 30j Notice of Petition: The Southland Corporation, Lessee vs Board of
Assessors and Board of Assessment Review of the Town of Cheektowaga
Copies were sent to: Town Clerk
Received and Filed.
- Item No. 30k Notice of Petition: The Southland Corporation, Lessee vs Board of
Assessors and Board of Assessment Review of the Town of Cheektowaga
Copies were sent to: Town Clerk
Received and Filed.
- Item No. 30l Notice of Petition: The Southland Corporation, Lessee vs Board of
Assessors and Board of Assessment Review of the Town of Cheektowaga
Copies were sent to: Town Clerk
Received and Filed.
- Item No. 30m Notice of Petition: The Southland Corporation, Lessee vs Board of
Assessors and Board of Assessment Review of the Town of Cheektowaga
Copies were sent to: Town Clerk
Received and Filed.

MEETING NO. 19
September 4, 1990

Item No. 30n Notice of Petition: The Southland Corporation, Lessee vs Board of Assessors and Board of Assessment Review of the Town of Cheektowaga
Copies were sent to: Town Clerk
Received and Filed.

Item No. 30o Notice of Petition: The Southland Employees' Trust vs Board of Assessors and Board of Assessment Review of the Town of Cheektowaga
Copies were sent to: Town Clerk
Received and Filed.

Item No. 30p Notice of Petition: Stroehmann Bakeries Company vs Board of Assessors and Board of Assessment Review the Town of Cheektowaga
Copies were sent to: Town Clerk
Received and Filed.

Item No. 31a Petition from Residents Regarding 3764 Broadway
Received and Filed.

Item No. 31b Petition from Residents Regarding Clean Up of U-Crest Ditch
Copies were sent to: Engineering
Received and Filed.

* * * * *

MOTION BY SUPERVISOR SWIATEK AND SECONDED BY COUNCILMAN GABRYSZAK TO SUSPEND THE RULES TO INCLUDE THE FOLLOWING RESOLUTIONS AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

* * * * *

IV. SUSPENSION OF RULES

Item No. 32 Motion by Councilman Kulyk Seconded by Supervisor Swiatek

WHEREAS, by resolution dated December 18, 1990, Raymond D. Bobeck, a Town employee in the Highway Department, was granted an unpaid leave of absence for a period of time not to exceed one year for the purpose of attending Active Duty Training (ADT) in the U.S. Army, and

WHEREAS, Mr. Bobeck returned to work from ADT on September 4, 1990 and has received orders to attend military service school from September 4, 1990 to September 18, 1990, NOW, THEREFORE, BE IT

RESOLVED, that the unpaid leave of absence of Raymond D. Bobeck be and hereby is terminated, effective September 4, 1990, and BE IT FURTHER

RESOLVED, that Mr. Bobeck shall be placed on paid military leave, effective September 4, 1990 to September 18, 1990.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

MEETING NO. 19
September 4, 1990

Item No. 33 Motion by Councilman Jaworowicz Seconded by Councilman Blachowski

BE IT HEREBY RESOLVED, that the Chief of Police and Captain John Howlett be authorized to attend a seminar entitled "Building Budgeting Skills." This seminar being held one day, in Buffalo, New York on September 14, 1990, offered by the National Institute for Financial Training, and said cost of seminar being \$398.00 and charged to Account #01-1910-0004-4082.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 34 Motion by Supervisor Swiatek Seconded by Councilman Gabryszak to adjourn meeting.

RICHARD M. MOLESKI
Town Clerk

MEETING NO. 20
September 17, 1990

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 17th day of September, 1990 at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT: Supervisor Frank E. Swiatek
Councilman Patricia A. Jaworowicz
Councilman Dennis H. Gabryszak
Councilman Andrew A. Kulyk
Councilman Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Sal LaGreca, Employment and Training Director II; also, Planning Board Chairman; Christopher Kowal, Highway Superintendent; Bruce Chamberlin, Chief of Police; Terry Rusin, Chief Accountant; Chester Bryan, Town Engineer; Casimir Kozminski, Assessor; Gregory Joos, Coordinator of Employee Relations, Pat Staniszak, Coordinator of Youth Programs

I. PUBLIC HEARINGS

Item No. 2 This being the time and place advertised for a public hearing to consider the advisability of adopting amendments to the Chapter 76 of the Code of the Town of Cheektowaga, (Vehicle and Traffic) 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 amendments being as follows:

ARTICLE X

Parking, Standing and Stopping

Section 76-102. Parking prohibited in designated location shall be amended by adding thereto the following:

B. No parking anytime

BUELL AVENUE East Side from the north property line of No. 123 Buell Avenue to the south property line of No. 123 Buell Avenue

* * * * *

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

II. RESOLUTIONS

Item No. 3a Motion by Councilman Kulyk Seconded by Councilman Jaworowicz

WHEREAS, Carmina Silvestri, Architects, P.C. agents for 3325 Genesee Corporation has made application and requested the Rezoning from CM-General Commercial District and R-Residential District to C-Retail Business District for property located at 3325 Genesee Street, NOW, THEREFORE, BE IT

RESOLVED that a Public Hearing be held regarding said request under the provisions of the Zoning Ordinance on October 1, 1990 at 6:30 o'clock P.M., Eastern Daylight Saving Time at the Cheektowaga Town Hall, corner of Broadway and Union Roads.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Melanie Way, 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 SEP 20 1990 ;
last publication SEP 20 1990 ;
and that no more than six days intervened be-
tween publications.

Melanie Way
Sworn to before me this 20th
day of September, 1990
Margaret J. Bourdette

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

MARGARET J BOURDETTE
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES 12/11/91

MEETING NO. 20
September 17, 1990

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 1st day of October, 1990 at 6:30 o'clock P.M., Eastern Daylight Savings Time of said day for the purpose of considering the application of CARMINA SILVERSTRI/GENESSE CORP. to Rezone from CM - GENERAL COMMERCIAL & R - RESIDENCE District to C-RETAIL BUSINESS District on property located at 3325 GENESEE STREET and amend the Zoning Map and Ordinance accordingly, pursuant to Article X and Section 82-70 of the Zoning Ordinance of the Town of Cheektowaga, New York.

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

BY ORDER OF THE TOWN BOARD

Supervisor Frank E. Swiatek
Councilman Patricia A. Jaworowicz
Councilman Dennis H. Gabryszak
Councilman Andrew A. Kulyk
Councilman Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski

RICHARD M. MOLESKI
Town Clerk

PUBLISH: September 20, 1990

BARBARA J. BOURDETTE
TOWN CLERK
TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

MEETING NO. 20
September 17, 1990

Item No. 3b Motion by Councilman Kulyk Seconded by Councilman Jaworowicz

WHEREAS, William R. Nunz has made application and requested the Rezoning from CM-General Commercial District to M2-General Manufacturing District for property located at 3412 Broadway, NOW, THEREFORE, BE IT

RESOLVED that a Public Hearing be held regarding said request under the provisions of the Zoning Ordinance on October 1, 1990 at 6:30 o'clock P.M., Eastern Daylight Saving Time at the Cheektowaga Town Hall, corner of Broadway and Union Roads.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Melanie Wolf, 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.....SEP 20 1990.....;
last publication.....SEP 20 1990.....;
and that no more than six days intervened be-
tween publications.

Melanie Wolf
Sworn to before me this 20th
day of September, 1990
Margaret J. Bourdette
Notary public in and for Erie County, N. Y.

MARGARET J BOURDETTE
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES 12/11/01

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 1st day of October, 1990 at 6:30 o'clock, P.M., Eastern Daylight Savings Time of said day for the purpose of considering the application of WILLIAM R. NUNZ to Rezone from CM - GENERAL COMMERCIAL District to M2 - GENERAL MANUFACTURING District on property located at 3412 BROADWAY and amend the Zoning Map and Ordinance accordingly, pursuant to Article X and Section 82-70 of the Zoning Ordinance of the Town of Cheektowaga, New York.

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

BY ORDER OF THE TOWN BOARD

Supervisor Frank E. Swiatek
Councilman Patricia A. Jaworowicz
Councilman Dennis H. Gabryszak
Councilman Andrew A. Kulyk
Councilman Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski

RICHARD M. MOLESKI
Town Clerk

PUBLISH: September 20, 1990

No. 21

No. 22

No. 23

No. 24

MEETING NO. 20
September 17, 1990

Item No. 3c Motion by Councilman Kulyk Seconded by Councilman Rogowski

WHEREAS, Daniel R. Smolarek has made application and requested the Rezoning from RA-Apartment District to RC-Restricted Business District for property located at 2504 and 2510 Union Road, NOW, THEREFORE, BE IT

RESOLVED that a Public Hearing be held regarding said request under the provisions of the Zoning Ordinance on October 1, 1990 at 6:30 o'clock P.M., Eastern Daylight Saving Time at the Cheektowaga Town Hall, corner of Broadway and Union Roads.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Melanie Way, 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.....SEP 20 1990.....;
last publication.....SEP 20 1990.....;
and that no more than six days intervened be-
tween publications.

Melanie Way
Sworn to before me this 20th
day of September, 1990
Margaret J. Bourdette

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

MARGARET J BOURDETTE
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES 12/11/91

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 1st day of October, 1990 at 6:30 o'clock, P.M., Eastern Daylight Savings Time of said day for the purpose of considering the application of DANIEL M. SMOLAREK to Rezone from RA-APARTMENT District to RC-RESTRICTED BUSINESS District on property located at 2504 & 2510 UNION ROAD and amend the Zoning Map and Ordinance accordingly, pursuant to Article X and Section 82-70 of the Zoning Ordinance of the Town of Cheektowaga, New York.

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

BY ORDER OF THE TOWN BOARD

Supervisor Frank E. Swiatek
Councilman Patricia A. Jaworowicz
Councilman Dennis H. Gabryszak
Councilman Andrew A. Kulyk
Councilman Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski

RICHARD M. MOLESKI

Town Clerk
PUBLISH: September 20, 1990

No. 21

No. 22

No. 23

No. 24

Item No. 4a Motion by Councilman Rogowski Seconded by Councilman Jaworowicz

WHEREAS, the Public Improvement Permit Ordinance of the Town of Cheektowaga requires that all public improvements which are to be dedicated to and be maintained by the Town, be installed under a Public Improvement Permit, AND

WHEREAS, the developer of the Oakwood Estates Subdivision has submitted a Public Improvement Permit Application, plans and specifications and permit fee for the construction of sanitary sewer main extensions within Town Sanitary Sewer District No. 3 to serve residential development on Milsom Avenue, Patricia Lane, Columbus Avenue and St. Felix Avenue, being part of the proposed sixteen (16) lot residential development, AND

WHEREAS, the Town Engineer and Erie County Department of Environment and Planning have reviewed the plans and specifications and find the design of the subject sanitary sewer extensions conforms with Town requirements, NOW, THEREFORE, BE IT

RESOLVED that the Public Improvement Permit be and hereby is approved for the construction of the aforesaid sanitary sewer main extensions within the Oakwood Estates Subdivision, AND, BE IT FURTHER

RESOLVED that the permit fee in the amount of \$1113.60 be deposited in the Public Improvement Permit Account that was established for receipt and disbursement of such fees.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 4b Motion by Councilman Rogowski Seconded by Councilman Jaworowicz

WHEREAS, the Public Improvement Permit Ordinance of the Town of Cheektowaga requires that all public improvements which are to be dedicated to and be maintained by the Town be installed under a Public Improvement Permit, AND

WHEREAS, the developer of the Oakwood Estates Subdivision has submitted a Public Improvement Permit Application, plans and specifications and permit fee for the construction of drainage improvements and an extension of Patricia Lane from its current terminus to Columbus Avenue as part of the development of sixteen (16) residential lots within said subdivision, AND

WHEREAS, the Town Engineer and Town Superintendent of Highways have reviewed the plans and specifications and find that the designs of the subject improvements conforms with established Town requirements, NOW, THEREFORE, BE IT

RESOLVED that the Public Improvement Permit be and hereby is approved for the construction of the aforesaid subdivision improvements, AND, BE IT FURTHER

RESOLVED that the permit fee in the amount of \$1084.45 be deposited in the Public Improvement Permit Account that was established for receipt and disbursement of such fees.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 4c Motion by Councilman Rogowski Seconded by Councilman Jaworowicz

WHEREAS, the Public Improvement Permit Ordinance of the Town of Cheektowaga requires that all public improvements which are to be dedicated to and be maintained by the Town, be installed under a Public Improvement Permit, AND

Item No. 4c continued

WHEREAS, the developer of the Borden/Como Subdivision has submitted a Public Improvement Permit Application, plans and specifications and permit fee for the construction of storm sewer and drainage improvements to serve the eleven (11) residential sublots fronting on Como Park Boulevard and Borden Road within said subdivision, AND

WHEREAS, the Town Engineer and Town Superintendent of Highways have reviewed the plans and specifications and find that the design of said improvements conforms with Town requirements, NOW, THEREFORE, BE IT

RESOLVED that the Public Improvement Permit be and hereby is approved for the construction of the aforesaid drainage improvements within the Como/Borden Subdivision, AND and BE IT FURTHER

RESOLVED that the permit fee in the amount of \$444.92 be deposited in the Public Improvement Permit Account established for the receipt and disbursement of Public Improvement Permit fees.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 4d Motion by Councilman Rogowski Seconded by Councilman Jaworowicz

WHEREAS, the Public Improvement Permit Ordinance of the Town of Cheektowaga requires that all public improvements which are to be dedicated to and be maintained by the Town be installed under a Public Improvement Permit, AND

WHEREAS, the developer of the Center Park Subdivision has submitted a Public Improvement Permit application, plans and specifications and permit fee for the construction of storm sewer and drainage improvements to serve the eight (8) residential sublots fronting on Center Avenue and Vita Avenue within said subdivision, AND

WHEREAS, the Town Engineer and Town Superintendent of Highways have reviewed the plans and specifications and find that the design of said improvements conforms with Town requirements, NOW, THEREFORE, BE IT

RESOLVED that the Public Improvement Permit be and hereby is approved for the construction of the aforesaid drainage improvements within the Center Park Subdivision, AND and BE IT FURTHER

RESOLVED that the permit fee in the amount of \$378.00 be deposited in the Public Improvement Permit Account established for the receipt and disbursement of Public Improvement Permit fees.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 5 Motion by Councilman Kulyk Seconded by Councilman Jaworowicz

WHEREAS, by resolution dated August 6, 1990, this Town Board agreed to a settlement with Cable TV Fund II-B, doing business as Jones Intercable, Inc. ("Jones"), relative to the issue of the necessity of obtaining a franchise from the Town of Cheektowaga, and

WHEREAS, such resolution stated that the terms thereof were effective until September 1, 1990, and

Item No. 5 continued

WHEREAS, due to a delay in finalizing the sale of Jones to Adelphia Cable, representatives from Jones have asked for an extension of the settlement terms until December 31, 1990, and

WHEREAS, in order to show good faith, Jones has agreed to deposit in escrow with the Town the moneys called for in such resolution, representing payment from January 1, 1988 to September 1, 1990, and

WHEREAS, the Town is agreeable to this arrangement, NOW, THEREFORE,
BE IT

RESOLVED that this Town Board hereby agrees to extend the terms of the settlement stated in the Town Board resolution dated August 6, 1990 until December 31, 1990 provided that Jones remits payment to the Town pursuant to the Town Board resolution dated August 6, 1990 for the period from January 1, 1988 to September 1, 1990, such moneys to be held by the Town in escrow, and BE IT FURTHER

RESOLVED that the terms of the escrow arrangement shall be as follows:

1. Moneys will be deposited in escrow with the Town.
2. If the sale of Jones to Adelphia Cable is completed on or before December 31, 1990, these moneys, including interest earned, shall become the property of the Town.
3. If the sale of Jones to Adelphia Cable is not completed, such moneys, including interest earned, shall be held in escrow by the Town pending resolution of the issue of whether Jones is required to have a franchise from the Town. Upon resolution of this matter, escrow moneys and interest earned will be released accordingly.

AND, BE IT FURTHER

RESOLVED that other moneys owed pursuant to the terms of the settlement resolution shall be paid to the Town after completion of the sale of Jones to Adelphia Cable, and BE IT FURTHER

RESOLVED that, in all other respects, the terms of the settlement resolution dated August 6, 1990 be and hereby are affirmed.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 6 Motion by Councilman Kulyk Seconded by Supervisor Swiatek

WHEREAS, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, the Environmental Advisory Committee reviews various applications for building permits, rezonings, special permits, etc. and renders its determination of environmental significance of such applications, and

WHEREAS, the Town Board, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, is designated the lead agency in most instances, and

WHEREAS, since the Town Board is the lead agency, it must affirm or reject the recommendations submitted to it by the Advisory Committee, and

WHEREAS, the Advisory Committee, at its meeting held on August 30, 1990, rendered the determinations shown on the attached memo dated September 7, 1990, and

WHEREAS, this Town Board has reviewed the applications submitted and recommendations made by the Environmental Advisory Committee for the items listed below, NOW, THEREFORE, BE IT

Item No. 6 continued

RESOLVED that this Town Board hereby affirms the recommendations (including stipulations, if any) made by the Advisory Committee with respect to the following referenced items which appear on the September 7, 1990 memo attached hereto:

Item IV 3700 Genesee Street

* See Memo next page

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
 Rogowski and Blachowski
NAYES: 0
ABSENT: 0

ITEM II French Road - Proposed Arby's Restaurant

Applicant: DiDonato Associates

Determination: Tabled.

The applicant is proposing to construct an 80 seat Arby's Restaurant on French Road east of Borden. The committee and the applicant's representative discussed the project in length and he was informed that the building must be moved forward to comply with the drainage ordinance requirements of building set-backs of 50 foot from top of bank. As a result a variance may be required from the Zoning Board of Appeals for front yard reduction from 50 foot to approximately 42 foot.

It was also suggested to the developer that they consider acquiring more property because it is the opinion of the committee that this site has been utilized to the its maximum potential and has a cluttered appearance.

ITEM III 3325 Genesee Street - Proposed Super Duper And Plaza

Applicant: Carmina Silvestri Architects

Determination: Tabled.

The applicant was present at the meeting and indicated that discussions were still underway with the New York State Department of Transportation (DOT) regarding road improvements to Genesee Street and Beach Road. The applicant indicated that they will take into consideration a Traffic Safety Commission recommendation that an easterly drive be established and the applicant is considering a one-way exit driveway. The driveway at the traffic signal will also be improved for better traffic flow.

The drainage for the site is still being studied and may be modified so that perimeter drainage may be directed to a Town road. This would help to improve the drainage not only for the site but for the adjacent residential properties.

ITEM IV 3700 Genesee Street - Proposed Storage Facility

Applicant: LaTona Associates

Determination: Non-Significant.

The applicant has submitted a modified plan which eliminated the storage building closest to Genesee Street. In place of the building will be additional parking and landscaping. The Town Engineer indicated that the drainage must be modified for more on-site detention and the applicant should consider piping part of the Louis Street drainage system. Lighting will also be directed away from the homes on Louis Street and towards the facility itself.

ITEM V Innsbruck Drive - Proposed 45,000 Sq. Ft. Warehouse/Manufacturing Facility

Applicant: Perfect Fit Glove Company

Item No. 7 Motion by Councilman Rogowski Seconded by Councilman Jaworowicz

BE IT RESOLVED, that the Niagara Mohawk Power Corporation be and hereby is authorized to install eight (8) 100 watt high pressure sodium luminaires at the Kensington Expressway and eight (8) 100 watt high pressure sodium luminaires at the Rosary Boulevard Underpass at the Kensington Expressway to replace a like number of 175 watt mercury vapor luminaires previously removed during the reconstruction of the Kensington Expressway in accordance with the attached proposal dated September, 1990 from the Niagara Mohawk Power Corporation, resulting in an annual decrease in billings to the General Lighting District in the amount of \$123.52.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

* See next page for attached proposal

TOWN OF CHEEKTOWAGA
KENSINGTON EXPRESSWAY
UNDERPASS LIGHTING

* * Revised - September 1990 * *

LOCATION: Harlem Road Underpass
Rosary Boulevard Underpass
(Note - See Attached List)

DETAILS: The construction work on the expressway required the removal of the old underpass street light units.

ORIGINAL INSTALLATION:

Harlem Road: 8 - 175 Watt Mercury Vapor Underpass Units

Rosary Blvd.: 8 - 175 Watt Mercury Vapor Underpass Units

PROPOSED INSTALLATION:

Harlem Road: Install 8 - 100 Watt High Pressure Sodium
Standard Enclosed Luminaires

Rosary Blvd.: Install 8 - 100 Watt High Pressure Sodium
Standard Enclosed Luminaires

WATTAGE:

Original -	3,328 Watts
Proposed -	1,872 Watts
Reduction -	1,456 Watts

LUMENS:

Original -	137,600 Lumens
Proposed -	152,000 Lumens
Increase -	14,400 Lumens

Kensington Expressway
Underpass Lighting
Page 2

BILLING COSTS:

Current Annual Charge - \$1,998.40

Proposed Annual Charge -\$1,874.88*

Annual Decrease** - \$123.52

*Plus Gross Revenue Surcharge and Fuel Adjustment

**Due to Use of Standard Enclosed Luminaires

INSTALLATION COSTS: None

SUMMARY:

The new underpass areas require new, improved lighting.
For a 6+ percent decrease in billing, the Town has
10+ percent increase in lumens.

T O W N O F C H E E K T O W A G A
KENSINGTON EXPRESSWAY
UNDERPASS LIGHTING

HARLEM ROAD

ROSAERY BLVD

36117 3285-1 HARLEM RD 5221	005	36918 3 ROSAERY BLVD 5427	005
175 WATT*SECURITY*FLAMP	005	175 WATT*SECURITY*FLAMP	005
175 WATT*SECURITY*UNDERPASS PAK 135	135	175 WATT*SECURITY*UNDERPASS PAK 135	135
CABLE AND CONDUIT	401	CABLE AND CONDUIT	401
36118 3285-2 HARLEM RD 5221	005	36929 4 ROSAERY BLVD 5427	005
175 WATT*SECURITY*FLAMP	005	175 WATT*SECURITY*FLAMP	005
175 WATT*SECURITY*UNDERPASS PAK 135	135	175 WATT*SECURITY*UNDERPASS PAK 135	135
CABLE AND CONDUIT	401	CABLE AND CONDUIT	401
36119 3285-3 HARLEM RD 5221	005	36921 5 ROSAERY BLVD 5427	005
175 WATT*SECURITY*FLAMP	005	175 WATT*SECURITY*FLAMP	005
175 WATT*SECURITY*UNDERPASS PAK 135	135	175 WATT*SECURITY*UNDERPASS PAK 135	135
CABLE AND CONDUIT	401	CABLE AND CONDUIT	401
36120 3285-4 HARLEM RD 5221	005	36923 6 ROSAERY BLVD 5427	005
175 WATT*SECURITY*FLAMP	005	175 WATT*SECURITY*FLAMP	005
175 WATT*SECURITY*UNDERPASS PAK 135	135	175 WATT*SECURITY*UNDERPASS PAK 135	135
CABLE AND CONDUIT	401	CABLE AND CONDUIT	401
36122 3286-1 HARLEM RD 5221	005	36924 7 ROSAERY BLVD 5427	005
175 WATT*SECURITY*FLAMP	005	175 WATT*SECURITY*FLAMP	005
175 WATT*SECURITY*UNDERPASS PAK 135	135	175 WATT*SECURITY*UNDERPASS PAK 135	135
CABLE AND CONDUIT	401	CABLE AND CONDUIT	401
36123 3286-2 HARLEM RD 5221	005	36925 8 ROSAERY BLVD 5427	005
175 WATT*SECURITY*FLAMP	005	175 WATT*SECURITY*FLAMP	005
175 WATT*SECURITY*UNDERPASS PAK 135	135	175 WATT*SECURITY*UNDERPASS PAK 135	135
CABLE AND CONDUIT	401	CABLE AND CONDUIT	401
36124 3286-3 HARLEM RD 5221	005	36926 9 ROSAERY BLVD 5427	005
175 WATT*SECURITY*FLAMP	005	175 WATT*SECURITY*FLAMP	005
175 WATT*SECURITY*UNDERPASS PAK 135	135	175 WATT*SECURITY*UNDERPASS PAK 135	135
CABLE AND CONDUIT	401	CABLE AND CONDUIT /	401
36125 3286-4 HARLEM RD 5221	005	36915 10 ROSAERY BLVD 5427	005
175 WATT*SECURITY*FLAMP	005	175 WATT*SECURITY*FLAMP	005
175 WATT*SECURITY*UNDERPASS PAK 135	135	175 WATT*SECURITY*UNDERPASS PAK 135	135
CABLE AND CONDUIT	401	CABLE AND CONDUIT	401

Item No. 8a Motion by Councilman Kulyk Seconded by Councilman Jaworowicz

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located 1091 Maryvale Drive, Cheektowaga, New York, SBL # 92.09-4-2 and according to the Assessor's Office is owned by Joseph S. Matuszewski, 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 property hereinbefore described.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 8b Councilman Kulyk Seconded by Councilman Jaworowicz

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located at 5090 Genesee Street, Cheektowaga, New York, SBL #93.01-1-8.1 and according to the Assessor's Office is owned by Qual-Econ Lease Company, Incorporated, 473 East Delaware Avenue, P. O. BOX 473, Grand Island, New York 14072, 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 property hereinbefore described.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 9 Motion by Supervisor Swiatek Seconded by Councilman Blachowski

WHEREAS, the Student Council of John F. Kennedy High School has requested the Town's permission to hold a motorcade on Saturday, October 20, 1990 at 1:00 P.M., and to have a police escort for same, and

WHEREAS, this motorcade would begin at Doyle I Fire Hall on William Street; then proceed eastbound down William Street to Henry Street; then proceed southbound down Henry Street into the John F. Kennedy High School parking lot, and

WHEREAS, this Town Board desires to approve the aforesaid motorcade and hereby is authorized to conduct its motorcade at the above mentioned time and place, and BE IT FURTHER

RESOLVED that the Chief of Police be and hereby is directed to provide traffic safety and escort arrangements for such motorcade and to ensure compliance with Section 1660(a)(6) of the Vehicle and Traffic Law of the State of New York.

Item No. 9 continued

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 10 Motion by Councilman Gabryszak Seconded by Councilman Blachowski

WHEREAS, the children of our community are entitled to the fun and excitement associated with "Halloween Night", including going from door to door in their immediate neighborhoods with their happy challenges of trick-or-treat; and

WHEREAS, it would appear that parents generally favor the early evening hours, since it tends to limit participation to the younger children, for whom the observance was originally intended and thereby discourages interference and disruption by the very small percentage of older children, who under cover of darkness and with their identities concealed and costumes, might otherwise spoil the fun for the smaller children, NOW, THEREFORE, BE IT

RESOLVED that Wednesday, October 31, 1990 shall be known as "Halloween Night" in the Town of Cheektowaga, and that the Town Board ask both children and their parents to cooperate in limiting the time of "trick-or-treating" activities to the period between 6:00 P.M. and 8:30 P.M. We further ask that, whenever possible, parents of the very young insure that they or other responsible adults accompany them, and to cooperate in making this a happy occasion for all youngsters by keeping their porch or exterior lights on.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 11a Motion by Councilman Rogowski Seconded by Supervisor Swiatek

WHEREAS, pursuant to Chapter 261 of the Laws of 1988 and Article 20 of the Transportation Law, the New York State Legislature has authorized an appropriated funds for a State Aid Local Bridge Program to be administered by the New York State Department of Transportation; AND

WHEREAS, pursuant to these statutes, the New York State Department of Transportation has apportioned program funds to the Town of Cheektowaga in the amount of \$240,000 for the reconstruction of the Ledyard Avenue Bridge, located in the Village of Depew, NOW, THEREFORE, BE IT

RESOLVED that the Town of Cheektowaga shall participate in the State Aid Local Bridge Program, pursuant to the terms of the Bond Act, the Program Guidelines and State/County Agreement which the municipality ratifies and affirms, AND, BE IT FURTHER

RESOLVED that the accomplishment of any State Aid Local Bridge Projects under the Program shall be by municipal forces or by competitive bid letting, with oversight by the County Superintendent, AND, BE IT FURTHER

RESOLVED that upon completion of the Program, the municipality shall at its own expense properly maintain all State Aid Local Bridge Program improvements to the extent that they will remain off the deficient bridge list for at least ten years, AND, BE IT FURTHER

RESOLVED that the Supervisor is hereby authorized to sign all Project applications and any other documents required by the New York State Department of Transportation in connection with the State Aid Local Bridge Program for the reconstruction of the Ledyard Avenue Bridge.

Item No. 11a continued

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 11b Motion by Councilman Blachowski Seconded by Councilman Gabryszak

WHEREAS, the Town has previously executed a lease agreement with Lu & Lu Land Leasing, Inc. for the rental of office space for the Community and Economic Development Office at 3719 Union Road., Cheektowaga, New York, and

WHEREAS, the Community and Economic Development Office and the Cheektowaga Chamber of Commerce share the use and cost of a common conference room,
NOW, THEREFORE, BE IT

RESOLVED that the Town Supervisor is hereby authorized to sign the attached addendum to the Town's lease agreement with Lu & Lu Land Leasing, Inc., for the purpose of amending its lease agreement to include the conference room in total at the additional flat rental cost of \$50 per month for the period of October 12, 1990 through April 11, 1993.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

* SEE NEXT PAGE FOR LEASE

ADDENDUM TO LEASE

RECORDED
1990 FEB 12 PM 2:28

By & Between

Landlord: Lu & Lu Land Leasing, Inc.

&

Tenant: Town of Cheektowaga/Cheektowaga Community Development

Premise: 2nd floor office space located at the Union Village Square, 3717-3727 Union Road, Cheektowaga, New York.

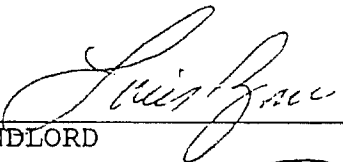
Term: April 12, 1988 through April 11, 1993.

The above noted Lease is hereby amended as follows:

1) The premises shall be changed from 810 square feet to 880 square feet, to include the "conference room" in total.

2) Rents shall be adjusted from October 12, 1990 through April 11, 1993 to increase by \$50.00 per month.

All other terms and conditions shall remain the same.



LANDLORD

10/10/90

DATE



TENANT

9/19/90

DATE

Item No. 11c Motion by Councilman Blachowski Seconded by Councilman Gabryszak

WHEREAS, the Town of Cheektowaga, on January 16, 1990, gave Arletta Stotz a Housing Rehabilitation Community Development loan for property owned by her and located at 41 Grand Prix Dr., Cheektowaga, New York 14227, and

WHEREAS, Mrs. Stotz is now applying for a separate mortgage loan through Goldome Bank, and Goldome Bank is requesting the Town to execute a Subordination Agreement relating to the Town's Community Development Loan, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized and directed to execute a Subordination Agreement relating to Mrs. Stotz and the Town's Housing Rehabilitation Community Development loan for 41 Grand Prix Dr., and any other documents necessary to effectuate the Subordination Agreement.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 11d Motion by Councilman Blachowski Seconded by Councilman Gabryszak

WHEREAS, the Town of Cheektowaga operates a housing rehabilitation loan program for eligible homeowners to make necessary repairs to their homes, and

WHEREAS, the Town has previously established loan limits in the amount of \$10,000 for deferred ad \$12,000 for payback loans, and

WHEREAS, the Community Development Director has requested the Town Board to consider authorizing loan funds to the property owner listed below in an amount not to exceed \$12,545.60 in Community Development loan funds due to the extent of work required to bring said property into compliance with Town codes, NOW, THEREFORE, BE IT

RESOLVED that the Town Board authorizes the Town Supervisor to execute housing rehabilitation loan agreements in an amount not to exceed \$12,545.60, and any related necessary documents, with the owner of 134 Haller Avenue, Cheektowaga, New York.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 12 Motion by Councilman Rogowski Seconded by Supervisor Swiatek

WHEREAS, by resolution dated June 18, 1990, this Town Board approved the Borden Como Subdivision, and

WHEREAS, the Town required drainage easements from the developer of this subdivision, and

WHEREAS, the developer of this subdivision has submitted said drainage easements to the Town, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby accepts the drainage easements submitted by the developer of the Borden Como Subdivision, and BE IT FURTHER

RESOLVED that the Town Attorney be and hereby is directed to file such easements in the Erie County Clerk's Office.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 13 Motion by Councilman Jaworowicz Seconded by Councilman Solecki

WHEREAS, the Town Board has previously approved a bond resolution for the Capital Project titled LIBRARY PARKING LOT in the amount of \$180,000, AND

WHEREAS, the borrowing procedures for this bond authorization have not yet been completed, AND

WHEREAS, the New York State Local Finance Law authorizes temporary advances of funds until such previously authorized borrowing takes place, NOW, THEREFORE, BE IT

RESOLVED that we authorize a temporary loan of \$157,600 from the General Fund to Capital Project titled LIBRARY PARKING LOT to be repaid when the proceeds of the borrowing are received.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski

NAYES: 0

ABSENT: 0

Item No. 14 Motion by Supervisor Swiatek Seconded by Councilman Blachowski

WHEREAS, Bellevue Fire District #9 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 authorized 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 Board Members hereby authorize the Town Highway Superintendent to provide the essential equipment and operators thereof for the purpose of resurfacing the parking lot adjacent to Bellevue Fire Hall on Como Park Boulevard on the terms and conditions specified in the communications of the Town Superintendent of Highways dated September 4, 1990 and the communication of the Chairman of the Board of Commissioners of the Bellevue Fire District #9, which are appended hereto and made a part hereof.

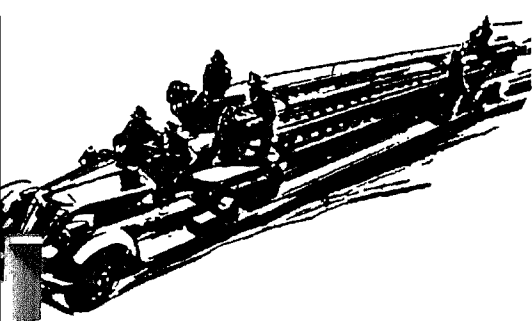
Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski

NAYES: 0

ABSENT: 0

* SEE NEXT PAGES



BELLEVUE FIRE DISTRICT No. 9

511 COMO PARK BLVD. -- -- CHEEKTOWAGA, N. Y. 14227

RECEIVED

JUL 30 1990

FRANK E. SWIATEK
SUPERVISOR

July 27, 1990

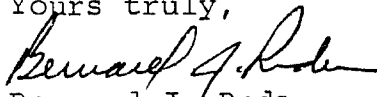
Frank A. Swiatek, Supervisor
Town of Cheektowaga
Broadway & Union Road
Cheektowaga, N.Y. 14227

Dear Mr. Swiatek,

The Board of Fire Commissioners of Bellevue Fire District No. 9, respectfully appeal for your assistance. Our parking lot on the east side of the firehouse is in need of repaving and/or repair.

Please contact the Chairman of the Board, Dell Reitz @ 897-3460 (B) or 684 5783 (H). Your attention to this matter is gratefully appreciated.

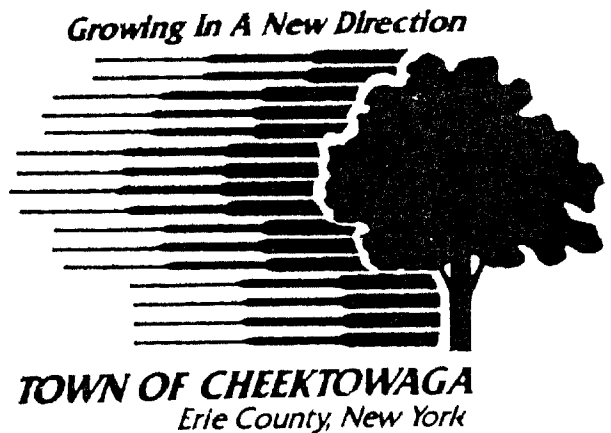
Yours truly,


Bernard J. Ruda,
Secretary

CHRISTOPHER J. KOWAL
SUPERINTENDENT OF HIGHWAYS

HIGHWAY DEPARTMENT
3145 Union Road
Cheektowaga, N. Y. 14227-1083
(716) 686-3450
Mobile: 863-5867

RECEIVED
SEP 8 1990
FRANK E. SWIATEK
Supervisor



September 4, 1990

Supervisor Frank Swiatek
Town Board Members
Town Hall
Cheektowaga, NY 14225

Dear Town Board Members:

RE: PAVING BELLEVUE FIRE DISTRICT NO. 9 PARKING LOT

I am, hereby, requesting authorization to resurface the parking lot on the east side of Bellevue's firehouse, 511 Como Park Blvd.

It has been mutually agreed between their Chairman of the Board, Dell Reitz, and myself that they will assume the cost of labor and reimburse the Town. In addition they will make direct payment to the supplier for material used.

They have also agreed to provide the Town with a Certificate of Insurance for any liability incurred during the resurfacing of their parking lot.

I trust this meets with your approval.

Respectfully submitted,

Christopher J. Kowal
Superintendent of Highways

ji

Item No. 15 Motion by Councilman Kulyk Seconded by Councilman Solecki

WHEREAS, Gary Kopcionski has applied to the Town of Cheektowaga for a Special Permit and for environmental review of his proposal to operate an automobile repair and sales business at 3764 Broadway, and

WHEREAS, the appropriate governmental agencies (State, County and Town) have been solicited for lead agency status and their comments, and

WHEREAS, there has been agreement by such agencies that the Town Board of the Town of Cheektowaga is to be designated lead agency in matters concerning this project, and

WHEREAS, the Town Environmental Review Advisory Committee has reviewed this application and has recommended that the applicant prepare and submit a Draft Environmental Statement to the Town, and

WHEREAS, this Town Board, in accordance with Article 8 of the Environmental Conservation Law of the State of New York, feels that the following significant environmental effects relating to this project are present and should be addressed by the applicant in greater detail:

1. proximity of such business to residences
2. storm water drainage and retention
3. fire hazards; handling/storage of flammable materials
4. fumes from automotive exhaust, paint, etc.
5. traffic hazards and impaired sight visibility from vehicles being displayed close to the road
6. screening of parking areas
7. lighting for security purposes and spill-over onto neighboring homes
8. handling of waste oils, transmission fluids and other liquids
9. noise
10. compatibility of such a use to neighboring residences and effect of such a use on them.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Cheektowaga hereby determines that a Draft Environmental Impact Statement must be prepared and submitted to the Town based on this Town Board's determination that such project could have a significant effect on the environment, and BE IT FURTHER

RESOLVED, that Gary Kopcionski be directed to submit a Draft Environmental Impact Statement to the Town Environmental Advisory Committee and this Town Board for review, and BE IT FURTHER

RESOLVED that the Town Building Inspector, as Intake Officer for the Town, prepare, file and publish a positive declaration for this project with the appropriate agencies and the applicant and otherwise make same available in accordance with Section 617.10(b) of the SEQR regulations, and BE IT FURTHER

RESOLVED that the Town Building Inspector, as Intake Officer for the Town, notify Gary Kopcionski and other interested and involved agencies of this requirement.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 16 Motion by Councilman Kulyk Seconded by Councilman Jaworowicz

BE IT RESOLVED, that the following listed seasonal employees be and hereby are terminated:

Item No. 16 continued

FACILITIES DEPARTMENT

Eric Ozolins	<u>EFFECTIVE</u> Immediately
Darren Golas	Immediately
Robert Nowak	Immediately
John Barbario	Immediately
Dolores Booker	Immediately
Todd Iozzia	9/22/90

SANITATION DEPARTMENT

James Lanza	Immediately
Alfred Amanti, Jr.	Immediately
William Badura	Immediately
Timothy Jankowski	Immediately
Scott Thompson	Immediately

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 17 Motion by Councilman Gabryszak Seconded by Councilman Rogowski

WHEREAS, a vacancy in the position of Clerk-Typist exists in the Facilities Department, AND

WHEREAS, notice of such vacancy has been posted in accordance with the provisions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, AND

WHEREAS, Joanne Imiola, currently employed as a Clerk-Typist with the Town, bid on said position and meets the necessary qualifications, NOW, THEREFORE, BE IT

RESOLVED that Joanne Imiola, Cheektowaga, New York 14224, be and hereby is appointed to the position of Clerk-Typist in the Facilities Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, effective September 24, 1990.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 18 Motion by Councilman Solecki Seconded by Supervisor Swiatek

WHEREAS, the term of Gary J. Hoey as a member of the Board of Assessment Review of the Town of Cheektowaga will expire on September 30, 1990, and

WHEREAS, Gary J. Hoey has performed his duties as a member of the Board of Assessment Review in an exemplary manner, and

WHEREAS, this Board is desirous of retaining Gary J. Hoey as a member of the Board of Assessment Review, NOW, THEREFORE, BE IT

RESOLVED that Gary J. Hoey of Cheektowaga, New York 14225 be and hereby is reappointed as a member of the Board of Assessment Review to the Town of Cheektowaga for a term ending September 30, 1995.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

MEETING NO. 20
September 17, 1990

Item No. 19 Motion by Supervisor Swiatek Seconded by Councilman Blachowski

WHEREAS, the Town is interested in obtaining lands to extend Wedgewood Drive from its terminus to Losson Road to alleviate traffic hazards in that area of Town, and

WHEREAS, an appraisal of such property is needed in order to make a purchase offer to the owners of such property, and

WHEREAS, Kushman Appraisal Service, Inc. has proposed to prepare the necessary appraisal for a fee of \$750.00, NOW, THEREFORE, BE IT

RESOLVED that Kushman Appraisal Service, Inc. be and hereby is retained to prepare the necessary appraisal for the aforementioned property at a cost of \$750.00, said moneys to be appropriated from budget line item number 0100-1420-2501.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 20 Motion by Councilman Kulyk Seconded by Councilman Jaworowicz

BE IT RESOLVED, that the following individuals are hired as seasonal employees, not to exceed 24 weeks in a calendar year, in the various departments listed, in compliance with the provisions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association:

FACILITIES DEPARTMENT - Parks Division \$4.65 per hour Acct. #01-7110-001-1491 EFFECTIVE

John Rogowski

Immediately

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 21 Motion by Councilman Solecki Seconded by Supervisor Swiatek

WHEREAS, the Solid Waste Management Act of 1988 mandates that municipalities enact laws providing for recycling by September 1, 1992, AND

WHEREAS, the New York State Department of Environmental Conservation is holding its second annual Recycling Conference on October 24, 25 & 26th, 1990 in Syracuse, New York, AND

WHEREAS, it would be beneficial for certain members of the Town Sanitation Department to attend said conference prior to New York State mandating the adoption of recycling programs in all municipalities, NOW, THEREFORE, BE IT

RESOLVED that Ronald Zoeller, Sanitation Department General Foreman, and David Kulik, Working Foreman, Sanitation/Recycling, be and hereby are authorized to attend the NYSDEC's Recycling Conference, October 24, 25 and 26th, 1990 in Syracuse, New York, AND BE IT FURTHER

RESOLVED that the above named individuals be assigned a Town Vehicle for transportation to and from said Conference, and be reimbursed for all necessary and reasonable expenses associated with the Conference, not to exceed \$850.00 Account #15-8160-0004-4088.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

MEETING NO. 20
September 17, 1990

Item No. 21b Motion by Councilman Solecki Seconded by Supervisor Swiatek

WHEREAS, the New York State Division of Equalization and Assessment is conducting a Conference on Assessment Administration in Monticello, New York on October 2 thru October 5, 1990, and

WHEREAS, said Conference is administered by the New York State Division of Equalization and Assessment for Assessors to obtain continuing education credits, and

WHEREAS, said Conference is given at no cost to the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED that Casimir A. Kozminski, Assessor, be and hereby is authorized to attend said Conference on October 2 through October 5, 1990.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 21c Motion by Councilman Jaworowicz Seconded by Councilman Blachowski

WHEREAS, BSR Incorporated is holding an anti-terrorist training exercise entitled "Advanced Building Entry Techniques and Room Search Tactics" in Winchester, West Virginia, which exercise is tentatively scheduled for October 22-25, 1990, and

WHEREAS, the Chief of Police has requested permission for the members of the Cheektowaga S.W.A.T. Team listed below to attend this training exercise, and

WHEREAS, this training exercise is designed for total anti-terrorist training and will utilize outdoor firing ranges and a shooting house complex, NOW, THEREFORE, BE IT

RESOLVED that the following names officers be and hereby are authorized to attend the aforementioned training exercise from October 22-25, 1990 or such other dates as scheduled and approved by the Chief of Police:

Lt. Richard Chamberlin	Officer Henry Selbert
Sgt. Jerald Barber	Sgt. Kenneth Hycner
Det. Floyd Lukowski	Det. Gerald Grant
Det. Thomas Wentland	Officer Edward Brotz
Officer Russell Paul	Officer Gerald Jankowski
Officer James Speyer	

and BE IT FURTHER

RESOLVED that such officers be authorized to use three of the Police Department's vehicles for transportation to and from such exercise, and BE IT FURTHER

RESOLVED that Lieutenant Richard Chamberlin and Officer Henry Selbert be and hereby are authorized to leave one day earlier to handle pre-processing and storage of team's weapons and BE IT FURTHER

RESOLVED that the Town shall pay or reimburse such officers up to a maximum of \$3,323.00 for any reasonable and necessary expenses, including tuition, lodging, meals, tolls and gas, incurred in attending such training exercise from budget line item number 01-1910-0004-4082.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES: 0
ABSENT: 0

MEETING NO. 20
September 17, 1990

- Item No. 22 Adoption of Addendum to Town Employment Application.
This item was withdrawn.
- Item No. 23 Change in hourly rate of part-time employees in Police Department
This item was withdrawn.
- Item No. 24 Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

BE IT RESOLVED, that the following vouchers and warrants submitted to the Town of Cheektowaga prior to September 17, 1990 are hereby approved and made a part hereof:

GENERAL FUND	\$1,937,635.78
HIGHWAY FUND	530,411.71
CAPITAL FUND	517,911.59
TRUST & AGENCY FUND	16,192.47
HUD-CDBG FUND	8,267.99
PART TOWN FUND	40,406.01
RISK RETENTION FUND	42,244.12
HUD REHAB. FUND	12,035.00
SPECIAL DISTRICT FUND	2,511,229.19
STATE AHC FUND	1,280.00
	\$5,617,613.86
	=====

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski

NAYES: 0

ABSENT: 0

- Item No. 25 Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

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

GENERAL FUND

FROM:	0100-7310-4681 (In Service Training-Youth)	\$ 50.00
	0100-7310-4683 (Pub & Printing-Youth)	500.00
	0100-3310-4471 (Signs-Police)	2,500.00
	0100-3310-4471 (Signs-Police)	2,000.00
	0100-3310-4472 (Signs-Police)	500.00
	0100-3310-4478 (Control Signal Upgrade-Police)	5,000.00
	0100-1910-4711 (Contingency)	50.00
	0100-7110-1391 (Seasonal Clerical-Facilities)	8,200.00
TO:	0100-7310-4061 (Publications, Dues-Youth)	50.00
	0100-7310-4683 (Office Supplies-Youth)	500.00
	0100-3310-4471 (Office Supplies-Police)	2,500.00
	0100-3020-4431 (Equip. & Repairs-Police)	2,000.00
	0100-3020-4431 (Equip. & Repairs-Police)	500.00
	0100-3120-4004 (Office Supplies-Police)	5,000.00
	0100-1910-4711 (Publicity)	50.00
	0100-7110-1374 (Clerk-Typist-Facilities)	8,200.00

SPECIAL DISTRICT FUND

FROM:	2500-8125-4438 (Sewer Repair	29,919.00
	1500-8160-8101 (Emp. Retirement-Sanitation)	2,200.00
TO:	2500-8125-2505 (Other Equip.-Sewer #5)	29,919.00
	1500-8160-8151 (Life Insurance)	2,200.00

PART TOWN FUND

FROM:	0800-3620-1400 (Building Inspector)	2,400.00
TO:	0800-3620-1391 (Part Time Clerical)	2,400.00

MEETING NO. 20
September 17, 1990

Item No. 25 continued

* * * * *

MOTION BY COUNCILMAN JAWOROWICZ AND SECONDED BY SUPERVISOR SWIATEK TO AMEND THE ABOVE RESOLUTION AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Motion by Supervisor Swiatek seconded by Councilman Gabryszak

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

GENERAL FUND

FROM:	0100-7310-4681 (In Service Training-Youth)	\$ 50.00
	0100-7310-4683 (Pub & Printing-Youth)	500.00
	0100-3310-4471 (Signs-Police)	2,500.00
	0100-3310-4471 (Signs-Police)	2,000.00
	0100-3310-4472 (Signs-Police)	500.00
	0100-3310-4478 (Control Signal Upgrade-Police)	5,000.00
	0100-1910-4711 (Contingency)	50.00
	0100-7110-1391 (Seasonal Clerical-Facilities)	8,200.00
	0100-1910-4711 (Contingency)	3,000.00
TO:	0100-7310-4061 (Publications, Dues-Youth)	50.00
	0100-7310-4683 (Office Supplies-Youth)	500.00
	0100-3310-4471 (Office Supplies-Police)	2,500.00
	0100-3020-4431 (Equip. & Repairs-Police)	2,000.00
	0100-3020-4431 (Equip. & Repairs-Police)	500.00
	0100-3120-4004 (Office Supplies-Police)	5,000.00
	0100-1910-4711 (Publicity)	50.00
	0100-7110-1374 (Clerk-Typist-Facilities)	8,200.00
	0100-3120-4190 (Fence & Supplies Impound Lot)	3,000.00

SPECIAL DISTRICT FUND

FROM:	2500-8125-4438 (Sewer Repair	29,919.00
	1500-8160-8101 (Emp. Retirement-Sanitation)	2,200.00
TO:	2500-8125-2505 (Other Equip.-Sewer #5)	29,919.00
	1500-8160-8151 (Life Insurance)	2,200.00

PART TOWN FUND

FROM:	0800-3620-1400 (Building Inspector)	2,400.00
TO:	0800-3620-1391 (Part Time Clerical)	2,400.00

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

III. DEPARTMENTAL COMMUNICATIONS

Item No. 26 Minutes of Cheektowaga Planning Board/August, 1990.
Received and Filed.

MEETING NO. 20
September 17, 1990

IV. GENERAL COMMUNICATIONS

- Item No. 27 Erie County Department of Public Works/Designation of Restricted Highway: Wehrle Drive from Beach Road to Cayuga Road.
Received and Filed.
- Item No. 28a Order to Show Cause: Dynamic Hotel Development Inc., vs. Town of Cheektowaga Town Board
Copies were sent to: James Kirisits, Town Attorney; Ron Marten, Building Department.
Received and Filed.
- Item No. 28b Order to Show Cause: Robert J. Podlas vs. Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Town Board Council Members
Received and Filed.
- Item No. 29a Notice of Petition: Joseph and Anne DiPizio vs. Town of Cheektowaga
Copies were sent to: James Kirisits, Town Attorney; Casey Kozminski, Town Assessor
Received and Filed.
- Item No. 29b Notice of Petition: Richard D. Fors, Jr. and Charles J. Mund vs. Town of Cheektowaga
Copies were sent to: James Kirisits, Town Attorney; Casey Kozminski, Town Assessor
Received and Filed.
- Item No. 29c Notice of Petition: Harold Schectman vs. Town of Cheektowaga
Copies were sent to: James Kirisits, Town Attorney; Casey Kozminski, Town Assessor
Received and Filed.
- Item No. 29d Notice of Petition: Jerry P. DiGiacomo vs. Town of Cheektowaga
Copies were sent to: James Kirisits, Town Attorney; Casey Kozminski, Town Assessor
Received and Filed.
- Item No. 30a Summons and Complaint: William D. Daly as Adm. of Estate of William A. Daly vs. Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; Highway Department; S.I.S. Services, Insurance Carrier.
Received and Filed.
- Item No. 30b Summons and Complaint: Kathleen Kuwik for Kristen Kuwik vs. Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; Highway Department; S.I.S. Services, Insurance Carrier.
Received and Filed.
- Item No. 31a Notice of Claim: Salvatore Sacco vs. Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; Sewer Maintenance Department; S.I.S. Services, Insurance Carrier
Received and Filed.

MEETING NO. 20
September 17, 1990

- Item No. 31b Notice of Claim: Willie Sanders vs. Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; Police Department; S.I.S. Services, Insurance Carrier.
Received and Filed.
- Item No. 31c Notice of Claim: Karen Bojanowski vs. Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; Sanitation Department; S.I.S. Services, Insurance Carrier.
Received and Filed.
- Item No. 31d Notice of Claim: Lawrence Pawlowski vs. Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; Police Department; S.I.S. Services, Insurance Carrier.
Received and Filed.
- Item No. 31e Notice of Claim: Robert and Elizabeth Marchetti vs. Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; Fire Dispatch Office; S.I.S. Services, Insurance Carrier.
Received and Filed.
- Item No. 31f Notice of Claim: Christian M. Saracki vs. Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Sylvia Slawiak, Accounting Department; Recreation Department; S.I.S. Services, Insurance Carrier.
Received and Filed.
- Item No. 32a Petition requiring Town Board of Town of Cheektowaga to submit and place proposition at special or biennial election.
Copies were sent to: Frank E. Swiatek, Supervisor and Town Board Council Members
Received and Filed.
- Item No. 32b Petition opposing August 6, 1990 Bond Resolution authorizing construction of golf course
Copies were sent to: Frank E. Swiatek, Supervisor and Town Board Council Members
Received and Filed.
- Item No. 32c Objections for Petition for Referendum (Golf Course and Bond Resolution)
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Town Board Council Members
Received and Filed.
- Item No. 32d Petition from Peachtree Road residents regarding winter parking ban
Copies were sent to: Frank E. Swiatek, Supervisor; Town Board Council Members; Traffic Safety Commission.
Received and Filed.

* * * * *

MOTION BY SUPERVISOR SWIATEK AND SECONDED BY COUNCILMAN KULYK TO SUSPEND THE RULES TO INCLUDE THE FOLLOWING ITEMS AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki Rogowski and Blachowski
NAYES: 0
ABSENT: 0

MEETING NO. 20
September 17, 1990

* * * * *

V. SUSPENSION OF RULES

Item No. 33 Motion by Councilman Rogowski Seconded by Councilman Jaworowicz

WHEREAS, bids were duly received by this Town Board at a bid opening on September 14, 1990 for TWO (2) New and Unused 1990-91 Model Trailer Mounted Vacuum Leaf Loaders for use by the Highway Department as a result of advertisement thereof, 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 bid be awarded to Roberts Equipment, Inc., 829 Sheridan Drive, Tonawanda, New York 14150 for TWO (2) New Trailer Mounted Vacuum Leaf Loaders at a purchase price after trade-in of \$25,964.00 being the lowest responsible bidder meeting specifications and

BE IT FURTHER RESOLVED that this resolution take effect October 1, 1990. Resolved that monies be charged to line item #0300-5130-2401.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Kulyk, Solecki
Rogowski and Blachowski
NAYES: 0
ABSENT: 0

Item No. 34 Motion by Supervisor Swiatek Seconded by Councilman Kulyk to adjourn the meeting.

RICHARD M. MOLESKI,
Town Clerk