

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 5th day of October, 1992 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 Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski
Councilman Thomas M. Johnson, Jr.

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Chester Bryan, Town Engineer; Salvatore LaGreca, Chairman of Planning Board and Director of Employee Training; John Schaller, Assistant Chief of Police; Robert Kaczmarek, Chief Accountant and Kenneth Kopacz, Director of Youth and Recreational Services Department.

I. PUBLIC HEARING

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 XIII

Truck Exclusions

Section 76-130, All trucks excluded, shall be amended by deleting therefrom the following:

- (9) William Street between Harlem Road (N.Y. Route 240) and the New York State Thruway (I-90).

Said Article shall be further amended by the addition thereto of a new subsection, Section 76-130.1, entitled " Vehicles in excess of designated length excluded"; said subsection to read as follows:

Section 76-130.1. Vehicles in excess of designated length excluded.

- A. No person, firm or corporation shall drive or operate or permit to be driven or operated any truck, commercial vehicle, tractor, tractor-trailer combination, tractor-semitrailer combination, or tractor-trailer-semitrailer combination in excess of twenty-five (25) feet in length, whether loaded or unloaded, into, on, along or through the following designated highways within the Town of Cheektowaga:

- (1) William Street, between Harlem Road (N.Y. Route 240) and the New York State Thruway (I-90).

- B. The prohibition hereinabove provided shall not be construed to prevent such vehicles from crossing said highways at regular street intersections where such vehicles are permitted to operate, nor to prevent the necessary delivery of merchandise or other property, tow trucks or service vehicles to any premises located in or upon any highway above mentioned, provided that the tow truck, service vehicle or delivery vehicle by which such delivery or service call is made

Item No. 2 continued

shall enter and leave any such designated highway by the nearest accessible street to the place where said delivery or service call is made, and provided that such delivery, tow truck or service vehicle shall remain on said prohibited highway for a period of time no longer than necessary and reasonable to make such delivery, service call or to complete a loading of such vehicle.

- C. A conspicuous and legible sign shall be placed at each entrance to said streets herein designated, clearly indicating such restriction.

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

II. RESOLUTIONS

Item No. 3 Motion by Councilman Johnson, Seconded by Councilman Jaworowicz

WHEREAS, this Town Board held a public hearing on October 5th, 1992 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 XIII

Truck Exclusions

Section 76-130, All trucks excluded, shall be amended by deleting therefrom the following:

- (9) William Street between Harlem Road (N.Y. Route 240) and the New York State Thruway (I-90).

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- B. The prohibition hereinabove provided shall not be construed to prevent such vehicles from crossing said highways at regular street intersections where such vehicles are permitted to operate, nor to prevent the necessary delivery of merchandise or other property, tow trucks or service vehicles to any premises located in or upon any

Item No. 3 continued

highway above mentioned, provided that the tow truck, service vehicle or delivery vehicle by which such delivery or service call is made shall enter and leave any such designated highway by the nearest accessible street to the place where said delivery or service call is made, and provided that such delivery, tow truck or service vehicle shall remain on said prohibited highway for a period of time no longer than necessary and reasonable to make such delivery, service call or to complete a loading of such vehicle.

- C. A conspicuous and legible sign shall be placed at each entrance to said streets herein designated, clearly indicating such restriction.

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, Solecki,
Rogowski, Blachowski and Johnson
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

LEGAL NOTICE

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 5th day of October, 1992 at 7:30 p.m. Eastern Daylight Savings Time there were:

PRESENT: Supervisor Frank E. Swiatek

Councilman Patricia A. Jaworowicz

Councilman Dennis H. Gabryszak

Councilman Richard B. Solecki

Councilman William P. Rogowski

Councilman Jacqueline A. Blachowski

Councilman Thomas M. Johnson, Jr.

ABSENT: 0

Motion by Councilman Johnson seconded by Councilman Jaworowicz

WHEREAS, this Town Board held a public hearing on October 5th, 1992 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 XIII

Truck Exclusions

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(1) William Street, between Harlem Road (N.Y. Route 240) and the New York State Thruway (I-90)

B. The prohibition hereinabove provided shall not be construed to prevent such vehicles from crossing said highways at regular street intersections where such vehicles are permitted to operate, nor to prevent the necessary delivery of merchandise or other property, tow trucks or service vehicles to any premises located in or upon any highway above mentioned, provided that the tow truck, service vehicle or delivery vehicle by which such delivery or service call is made shall enter and leave any such designated highway by the nearest accessible street to the place where said delivery or service call is made, and provided that such delivery, tow truck

or service vehicle shall remain on said prohibited highway for a period of time no longer than necessary and reasonable to make such delivery, service call, or to complete a loading of such vehicle.

C. A conspicuous and legible sign shall be placed at each entrance to said streets herein designated, clearly indicating such restriction.

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....

Supervisor Swiatek Voting AYE

Councilman Jaworowicz Voting AYE

Councilman Gabryszak Voting AYE

Councilman Solecki Voting AYE

Councilman Rogowski Voting AYE

Councilman Blachowski Voting AYE

Councilman Johnson 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 October 5 1992, and minutes of said meeting have been duly recorded in the Minute Book by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at item 3 inclusive of said book.

2. I have compared the attached extract with said minutes so recorded and said extracts 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 the said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 5th day of October 1992.

RICHARD M. MOLESKI

Town Clerk

PUBLISH: October 8, 1992

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

Melissa Gugliuzza, of the town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is Clerk of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 1 weeks: first publication October 8, 1992; last publication October 8, 1992; and that no more than six days intervened between publications.

Melissa Gugliuzza
8th
Sworn to before me this 8th
day of October, 1992

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 12/11/93

LEGAL NOTICE

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 5th day of October, 1992 at 7:30 p.m. Eastern Daylight Savings Time there were:

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

Councilman Thomas M. Johnson, Jr.
ABSENT: 0

Motion by Councilman Johnson seconded by Councilman Jaworowicz

WHEREAS, this Town Board held a public hearing on October 5th, 1992 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 XIII

Truck Exclusions

Section 76-130. All trucks excluded, shall be amended by deleting therefrom the following:

(9) William Street between Harlem Road (N.Y. Route 240) and the New York State Thruway (I-90).

Said Article shall be further amended by the addition thereto of a new subsection, Section 76-130.1, entitled "Vehicles in excess of designated length excluded"; said subsection to read as follows:

Section 76-130.1. Vehicles in excess of designated length excluded.

A. No person, firm or corporation shall drive or operate or permit to be driven or operated any truck, commercial vehicle, tractor, tractor-trailer combination, tractor-semitrailer combination, or tractor-trailer-semitrailer combination in excess of twenty-five (25) feet in length, whether loaded or unloaded, into, on, along or through the following designated highways within the Town of Cheektowaga.

(1) William Street, between Harlem Road (N.Y. Route 240) and the New York State Thruway (I-90)

B. The prohibition hereinabove provided shall not be construed to prevent such vehicles from crossing said highways at regular street intersections where such vehicles are permitted to operate, nor to prevent the necessary delivery of merchandise or other property, tow trucks or service vehicles to any premises located in or upon any highway above mentioned, provided that the tow truck, service vehicle or delivery vehicle by which such delivery or service call is made shall enter and leave any such designated highway by the nearest accessible street to the place where said delivery or service call is made, and provided that such delivery, tow truck

or service vehicle shall remain on said prohibited highway for a period of time no longer than necessary and reasonable to make such delivery or service call, or to complete a loading of such vehicle.

C. A conspicuous and legible sign shall be placed at each entrance to said streets herein designated, clearly indicating such restriction.

Section 2. Time to take effect.

(a) These amendments shall take effect when properly posted within a reasonable time except those parts 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 date 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 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

said amendments specifying the date of adoption thereof.

Upon roll call...

Supervisor Swiatek Voting AYE
Councilman Jaworowicz Voting AYE
Councilman Gabryszak Voting AYE
Councilman Solecki Voting AYE
Councilman Rogowski Voting AYE
Councilman Blachowski Voting AYE
Councilman Johnson 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 town located in the County of Erie State of New York, was duly held on October 5, 1992, 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 inclusive of said book.

2. I have compared the attached extract with said minutes so recorded and said extracts 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 the said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 5th day of October 1992.

RICHARD M. MOLESKI
Town Clerk

PUBLISH: October 8, 1992

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA

ss.

Melissa Gugliuzza of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
Clerk of the Cheektowaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said newspaper is a copy, was inserted and published in
said paper once a week for weeks:
first publication October 8, 1992;
last publication October 8, 1992;
and that no more than six days intervened between publications.

Melissa Gugliuzza
8th
Sworn to before me this
day of October, 1992

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 12/11/92

Item No. 4a Motion by Supervisor Swiatek, Seconded by Councilman Gabryszak

WHEREAS, this Town Board has prepared detailed estimates of the anticipated 1993 revenues and expenditures for every district in which the expenses of the improvement is to be assessed on a benefit basis, AND

WHEREAS, this Town Board has assessed the Special District costs on a a benefit basis against the lots or parcels of land against which the improvement was chargeable, AND

WHEREAS, this Town Board had prepared an assessment roll for each district describing each lot of land in the district, the owner thereof, and the assessment levied against it, AND

WHEREAS, this Town Board has filed such estimates and assessment rolls with the Town Clerk, NOW, THEREFORE, BE IT

RESOLVED that this Town Board shall meet at 6:30 o'clock P.M., Eastern Daylight Savings Time on the 20th day of October, 1992 for the purpose of holding a Public Hearing upon such estimates and assessment rolls, AND, BE IT FURTHER

RESOLVED that the Town Clerk give notice of such Public Hearing in the manner provided in Section 239 of the Town Law, and that such notice be published in substantially the following form in the CHEEKTOWAGA TIMES the official Town newspaper on October 8, 1992.

* * * * *

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

NOTICE IS HEREBY GIVEN that the Town Board of Cheektowaga, New York has completed its Estimates and Assessment Rolls relating to Special Districts spreading costs on a Benefit Basis and has filed same with the Town Clerk.

NOTICE is also given that a public hearing on such Estimates and Assessment Rolls will be held on October 20, 1992 at 6:30 o'clock P.M., Eastern Daylight Savings Time at the Town Hall, corner of Union and Broadway, at which time the Town Board will meet to hear and consider any objections which shall be made to such Estimates and Assessment Rolls.

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

Richard M. Moleski
Town Clerk

DATED: October 5, 1992

PUBLISHED: October 8, 1992

* * * * *

Upon Roll Call....

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

NAYES: 0

AFFIDAVIT - NEXT PAGE

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

PUBLIC NOTICE
NOTICE IS HEREBY GIVEN that the Town Board of Cheektowaga, New York has completed its Estimates and Assessment Rolls relating to Special Districts spreading costs on a benefit Basis and has filed same with the Town Clerk.

NOTICE is also given that a public hearing on such Estimates and Assessment Rolls will be held on October 20, 1992 at 6:30 o'clock P.M. Eastern Daylight Savings Time at the Town Hall, corner of Union and Broadway, at which time the Town Board will meet to hear and consider any objections which shall be made to such Estimates and Assessment Rolls.

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

RICHARD M. MOLESKI
Town Clerk

Dated: October 5, 1992
PUBLISHED: October 8, 1992

Melissa Gugliuzza, 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 October 8, 1992 ;
last publication October 8, 1992 ;
and that no more than six days intervened be-
tween publications.

Melissa Gugliuzza
8th

Sworn to before me this
day of October, 1992

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 12/11/93

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

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

RICHARD M. MOLESKI
Town Clerk

Dated: October 5, 1992
PUBLISHED: October 8, 1992

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of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
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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.....October 8, 1992.....;
last publication.....October 8, 1992.....;
and that no more than six days intervened be-
tween publications.

Melissa Gugliuzza
Jth

Sworn to before me this

day of October, 1992

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 12/11/93

Item No. 4b Motion by Supervisor Swiatek, Seconded by Councilman Gabryszak

RESOLVED that this Town Board does hereby prepare and approve as the Preliminary Ad Valorem Budget of this Town for the Fiscal Year beginning on the 1st day of January, 1993, the itemized statement of estimated revenues and expenditures hereto attached and made a part of this resolution, and also an itemized statement of estimated revenues and expenditures of the Lighting Districts and Consolidated Garbage Districts hereto attached and made a part of this resolution, AND, BE IT FURTHER

RESOLVED that such Preliminary Ad Valorem Budget and the Lighting Districts and Consolidated Garbage District Budgets shall be filed in the Office of the Town Clerk where it shall be available for inspection by any interested person at all reasonable hours, effective October 8, 1992, AND, BE IT FURTHER

RESOLVED that this Town Board shall meet at 7:00 o'clock P.M., Eastern Daylight Savings Time on the 20th day of October, 1992, for the purpose of holding a Public Hearing upon such Preliminary Ad Valorem Budget and the Lighting Districts and Consolidated Garbage District budgets, AND, BE IT FURTHER

RESOLVED that the Town Clerk give Notice of such Public Hearing in the manner provided in Section 108 of the Town Law and that such Notice be published in the CHEEKTOWAGA TIMES, the official Town newspaper on October 8, 1992, and post same on the signboard maintained by the Town Clerk.

* * * * *

LEGAL NOTICE

of

PUBLIC HEARING

on

PRELIMINARY BUDGET

and

LIGHTING DISTRICTS and CONSOLIDATED GARBAGE DISTRICT BUDGETS

NOTICE IS HEREBY GIVEN that the Preliminary Ad Valorem Budget of the Town of Cheektowaga and the Lighting Districts and Consolidated Garbage District Budgets for the Fiscal Year beginning January 1, 1993, has been completed and filed in the Office of the Town Clerk at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York where it is available for inspection by any interested person at all reasonable hours, effective October 8, 1992.

FURTHER NOTICE IS HEREBY GIVEN that the Town Board of the Town of Cheektowaga will meet and review said Preliminary Ad Valorem Budget and the Lighting Districts and Consolidated Garbage District Budgets and hold a Public Hearing thereon at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York at 7:00 o'clock P.M., Eastern Daylight Savings Time on the 20th day of October, 1992, and that at such hearing any person may be heard in favor or against the Preliminary Ad Valorem Budget and the Lighting Districts and Consolidated Garbage District Budget as compiled for or against any item or items therein contained.

Pursuant to Section 108 of the Town Law, the proposed salaries of the Town Officers are hereby specified as follows:

SUPERVISOR	\$55,835.00
TOWN CLERK	\$44,230.00
HIGHWAY SUPERINTENDENT	\$50,874.00
COUNCILMEN	\$18,115.00

Item No. 4b continued

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

Richard M. Moleski
Town Clerk

DATED: October 5, 1992

PUBLISHED: October 8, 1992

* * * * *

Upon Roll Call....

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

AFFIDAVIT - NEXT PAGE

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

LEGAL NOTICE
of
PUBLIC HEARING
on
PRELIMINARY BUDGET
and
LIGHTING DISTRICTS and
CONSOLIDATED GARBAGE
DISTRICT BUDGETS

NOTICE IS HEREBY GIVEN that the Preliminary Ad Valorem Budget of the Town of Cheektowaga and the Lighting Districts and Consolidated Garbage District Budgets for the Fiscal Year beginning January 1, 1993, has been completed and filed in the Office of the Town Clerk at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York where it is available for inspection by any interested person at all reasonable hours, effective October 8, 1992.

FURTHER NOTICE IS HEREBY GIVEN that the Town Board of the Town of Cheektowaga will meet and review the said Preliminary Ad Valorem Budget and the Lighting Districts and Consolidated Garbage District Budgets and hold a Public Hearing thereon at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York at 7:00 o'clock P.M., Eastern Daylight Savings Time on the 20th day of October, 1992, and that at such hearing any person may be heard in favor or against the Preliminary Ad Valorem Budget and the Lighting Districts and Consolidated Garbage District Budget as compiled for or against any item or items therein contained.

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TOWN CLERK\$44,230.00
HIGHWAY SUPERINTENDENT\$50,874.00

COUNCILMEN\$18,115.00

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

RICHARD M. MOLESKI
Town Clerk

DATED: October 5, 1992

PUBLISHED: October 8, 1992

Melissa Gugliuzza, 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 October 8, 1992 ;
last publication October 8, 1992 ;
and that no more than six days intervened be-
tween publications.

Melissa Gugliuzza
8th

Sworn to before me this

day of October, 1992

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 12/11/93

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

LEGAL NOTICE
of
PUBLIC HEARING

on
PRELIMINARY BUDGET
and
LIGHTING DISTRICTS and
CONSOLIDATED GARBAGE
DISTRICT BUDGETS

NOTICE IS HEREBY GIVEN that the Preliminary Ad Valorem Budget of the Town of Cheektowaga and the Lighting Districts and Consolidated Garbage District Budgets for the Fiscal Year beginning January 1, 1993, has been completed and filed in the Office of the Town Clerk at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York where it is available for inspection by any interested person at all reasonable hours, effective October 8, 1992.

FURTHER NOTICE IS HEREBY GIVEN that the Town Board of the Town of Cheektowaga will meet and review the said Preliminary Ad Valorem Budget and the Lighting Districts and Consolidated Garbage District Budgets and hold a Public Hearing thereon at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York at 7:00 o'clock P.M., Eastern Daylight Savings Time on the 20th day of October, 1992, and that at such hearing any person may be heard in favor or against the Preliminary Ad Valorem Budget and the Lighting Districts and Consolidated Garbage District Budget as compiled for or against any item or items therein contained.

Pursuant to Section 108 of the Town Law, the proposed salaries of the Town Officers are hereby specified as follows:

SUPERVISOR\$55,835.00
TOWN CLERK\$44,230.00
HIGHWAY SUPERINTENDENT

.....\$50,874.00
COUNCILMEN\$18,115.00

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

RICHARD M. MOLESKI

Town Clerk

DATED: October 5, 1992

PUBLISHED: October 8, 1992

Melissa Gugliuzza, 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.....October 8, 1992.....;
last publication.....October 8, 1992.....;
and that no more than six days intervened be-
tween publications.

Melissa Gugliuzza
8th

Sworn to before me this

day ofOctober....., 1992.....

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 12/11/93

Item No. 4c Motion by Councilman Johnson, Seconded by Councilman Blachowski

WHEREAS, the Cheektowaga Traffic Safety Commission has recommended that the vehicle and traffic regulations of the Town be amended, NOW, THEREFORE, 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 October 19, 1992 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 8th day of October, 1992, 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 October 19, 1992 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 76-101. All-night parking shall be amended by adding thereto the following after Carol Drive:

Kenville Road
Betty Lane
Marc Lane

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

Richard M. Moleski
Town Clerk

Dated: October 5, 1992

* * * * *

Upon Roll Call....

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

AFFIDAVIT - NEXT PAGE

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

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of Cheektowaga, in said County of Erie, being
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first publication.....October 8, 1992.....;
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Melissa Gugliuzza
8th

Sworn to before me this
day of October....., 1992.

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 12/11/93

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, cor-
ner of Broadway and Union Road, in
said Town of Cheektowaga on Octo-
ber 19, 1992 at 7:30 P.M., to consider
the advisability of adopting amend-
ments to Chapter 76 of the Code of the
said Town of Cheektowaga (Vehicle
and Traffic); said proposed amend-
ments being as follows:
ARTICLE X
Parking, Standing and Stopping
Section 76-101. All night parking
shall be amended by adding thereto the
following after Carol Drive:
Kenville Road
Betty Lane
Marc Lane
BY ORDER OF THE TOWN
BOARD OF THE TOWN OF
CHEEKTOWAGA, ERIE COUNTY,
NEW YORK.
RICHARD M. MOLESKI
Town Clerk
DATED: October 5, 1992
PUBLISH: October 8, 1992

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

BE IT RESOLVED, that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of One (1) New and Unused 1993 Model, 1/2 Ton Pick-Up Truck for use by the Cheektowaga Highway Department.

Information for bidders and specifications may be obtained from the office of the Superintendent of Highways located at 3145 Union Road, Cheektowaga, New York 14227, between the hours of 8:00 A.M. and 3:30 P.M., Monday thru Friday, and BE IT FURTHER

RESOLVED, that the Town Clerk is hereby designated as the officer to open bids on the aforementioned item at 11:00 A.M. on Friday, October 16, 1992.

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 One (1) New and Unused, 1993 Model, 1/2 Ton Pick-up Truck for use by the Cheektowaga Highway Department at a public bid opening to be held in the Council Chambers at the Cheektowaga Town Hall on October 16, 1992 at 11:00 A.M.

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, New York. Proposals must be enclosed in an opaque envelope plainly marked "BID FOR ONE (1) NEW AND UNUSED 1993 MODEL 1/2 TON PICK-UP TRUCK."

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

Upon Roll Call....

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

AFFIDAVIT - NEXT PAGE

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

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 One (1) New and Unused, 1993 Model, 1/2 Ton Pick-Up Truck for use by the Cheektowaga Highway Department at a public bid opening to be held in the Council Chambers at the Cheektowaga Town Hall on October 16, 1992 at 11 A.M.

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 in an opaque envelope plainly marked "BID FOR ONE (1) NEW AND UNUSED 1993 MODEL 1/2 TON PICK-UP TRUCK."

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RICHARD MOLESKI
Town Clerk

DATE: October 5, 1992
PUBLISHED: October 8, 1992

Melissa Gugliuzza, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
Clerk of the Cheek-
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paper is a copy, was inserted and published in
said paper once a week for 1 weeks:
first publication October 8, 1992 ;
last publication October 8, 1992 ;
and that no more than six days intervened be-
tween publications.

Melissa Gugliuzza
8th

Sworn to before me this
day of October, 1992

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 12/11/93

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

TOWN OF CHEEKTOWAGA
HIGHWAY DEPARTMENT
LEGAL NOTICE TO
BIDDERS

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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 in an opaque envelope plainly marked "BID FOR ONE (1) NEW AND UNUSED 1993 MODEL 1/2 TON PICK-UP TRUCK."

Non-collusion forms must be signed and submitted with each bid. The Superintendent of Highways may reject any or all bids submitted.

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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 12/11/93

Item No. 5b Motion by Councilman Solecki, Seconded by Supervisor Swiatek

BE IT RESOLVED, that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of Computer Equipment for use by the Town of Cheektowaga Assessors and Tax Receivers Departments.

INFORMATION to bidders and specifications may be obtained from the office of the Town Clerk located at 3301 Broadway, Cheektowaga, New York 14227 between the hours of 9:00 A.M. and 4:30 P.M., Monday thru Friday, and BE IT FURTHER

RESOLVED, that the Town Clerk is hereby designated as the officer to open bids on the aforementioned item at 11:00 A.M. on Friday, October 16, 1992.

* * * * *

NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN, in compliance with Section 103 of the General Municipal Law, that the Town of Cheektowaga will receive bid proposals for the purchase of COMPUTER HARDWARE for use by the Town of Cheektowaga Assessors and Tax Receivers Departments at a public bid opening to be held on October 16, 1992 at 11:00 A.M. in the Council Chambers at the Cheektowaga Town Hall.

Information for bidders and specifications may be obtained from the Office of the Town Clerk, Town Hall, Broadway and Union Road, Cheektowaga, New York during regular business hours beginning on October 6, 1992.

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

Richard M. Moleski
Town Clerk

Dated: October 5, 1992

* * * * *

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

NOTICE TO BIDDERS
NOTICE IS HEREBY GIVEN in compliance with Section 103 of the General Municipal Law, that the Town of Cheektowaga will receive proposals for the purchase of COMPUTER HARDWARE for use by the Town of Cheektowaga Assessors and Tax Receivers Departments at a public bid opening to be held on October 16, 1992 at 11:00 A.M. in the Council Chambers at the Cheektowaga Town Hall.
Information for bidders and specifications may be obtained from the Office of the Town Clerk, Town Hall, Broadway and Union Road, Cheektowaga, New York during regular business hours beginning on October 6, 1992.
BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.
RICHARD MOLESKE
Town Clerk
DATE: October 5, 1992
PUBLISHED: October 8, 1992

Melissa Gugliuzza, of the town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is clerk of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 1 weeks: first publication October 8, 1992; last publication October 8, 1992; and that no more than six days intervened between publications.

Melissa Gugliuzza
Sworn to before me this 8th day of October, 1992

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 12/11/93

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

NOTICE TO BIDDERS
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Information for bidders and specifications may be obtained from the Office of the Town Clerk, Town Hall, Broadway and Union Road, Cheektowaga, New York during regular business hours beginning on October 6, 1992.
BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.
RICHARD MOLESKI
Town Clerk
DATE: October 5, 1992
PUBLISHED: October 8, 1992

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.....Melissa Gugliuzza.....
JH

Sworn to before me this
day ofOctober....., 1992.....

.....
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 12/11/93

Item No. 6a Motion by Councilman Blachowski, Seconded by Councilman Gabryszak

WHEREAS, October 5-10, 1992 has been designated as National Fire Prevention Week, AND

WHEREAS, it is the purpose of Fire Prevention Week to enhance the awareness of fire prevention techniques at home, in school, and in the workplace, and to improve the public's understanding of the fire prevention facilities in the Town of Cheektowaga through the Volunteer Fire Districts, AND

WHEREAS, programs are undertaken throughout the Town in schools and at fire companies to educate both students and property owners, AND

WHEREAS, it is the Town Board's intention to support such an educational process in every way possible and to focus the public's attention on the programs available during Fire Prevention Week, NOW, THEREFORE, BE IT

RESOLVED, that October 5-10, 1992 be and hereby is proclaimed as Fire Prevention Week in the Town of Cheektowaga.

Upon Roll Call....

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

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

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 Saturday, October 31, 1992 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, Solecki,
Rogowski, Blachowski and Johnson
NAYES: 0
ABSENT: 0

Item No. 7 Motion by Councilman Blachowski, Seconded by Councilman Johnson

WHEREAS, the Erie County Legislature has appropriated funding to promote the recruitment and retention of individuals for volunteer firefighting and emergency services, and

WHEREAS, this Honorable Body has also appealed to state officials to restore funding in support of providing training to the volunteers who make great personal sacrifices to respond to emergency calls within their communities, and

WHEREAS, volunteers who seek to participate in training programs in Erie County are now being informed that they must put off their training needs until some time in the future because of county budget problems, and

Item No. 7 continued

WHEREAS, the Department of Emergency Services has been forced to reduce the number of classes made available for emergency medical services training programs, and, by doing so, volunteers have been denied initial and recertification training, and

WHEREAS, this is the first time since 1972 that volunteer fire-fighters and emergency medical services personnel have had to wait to participate in training that saves lives, and

WHEREAS, approximately \$11,500 of county funding would leverage \$8,600 of state aid, and the combined sum would be sufficient to add back five courses for 1992 fall training programs, and

WHEREAS, the lack of training programs could result in a disincentive to new recruits and cause them to reconsider their decision to join the ranks of volunteer fire companies and emergency services squads, and

WHEREAS, without recruiting and retaining volunteers, fire companies and emergency services squads cannot reduce their staffing shortages, and

WHEREAS, the county cannot shirk its moral and legal responsibility to provide the necessary training, NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is requested to submit, without delay, a budget amendment for the purpose of making sufficient funding available in 1992 for training programs for volunteers engaged in firefighting and emergency services, and BE IT FURTHER

RESOLVED, that copies of this resolution shall be sent by the Town Clerk's Office to County Executive Dennis T. Gorski, Budget Director Sheila K. Kee and Commission James Keane of the Department of Emergency Services.

Upon Roll Call....

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

Item No. 8 Motion by Councilman Rogowski, Seconded by Councilman Blachowski

WHEREAS, developers are required to install water mains within the right-of-way of new subdivisions, AND

WHEREAS, hydrants must be installed in the Park Place Estates Subdivision prior to acceptance of the water main extension by the Erie County Water Authority as part of their water transmission system, NOW, THEREFORE, BE IT

RESOLVED, that permission is hereby granted to the developer of the Park Place Estates Subdivision to install two (2) hydrants at the locations approved by the Chief of Southline Fire District No. 10, Edward Saturnus, at locations described as follows:

- (1) North side of Park Place at the west line of Sublot No. 22
- (2) East side of Park Place at the common lot line of Sublots No. 15 and No. 16

AND, BE IT FURTHER

RESOLVED, that all costs associated with furnishing and installing the subject hydrants is to be borne by the subdivision developer, AND, BE IT FURTHER

RESOLVED, that the Town of Cheektowaga is responsible for the payment of annual hydrant rental charges to the Erie County Water Authority for the subject hydrants, with said charges being recovered by Town billing to the respective fire company.

Item No. 8 continued

Upon Roll Call....

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

Item No. 9 Councilman Blachowski, Seconded by Councilman Gabryszak

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located on William Street, East corner of Frederick Street and according to the Assessor's Office is owned by Laura Josefiak, Buffalo, New York 14206, SBL #113.64-1-1, 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 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, Solecki,
Rogowski, Blachowski and Johnson
NAYES: 0
ABSENT: 0

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

WHEREAS, certain Town employees are paid on a current basis, and

WHEREAS, the majority of the Town employees are paid on a one week hold back basis, and

WHEREAS, the Town has been cited in public and private audits for this irregularity, as well as in the Police Consultant's findings, and

WHEREAS, the Town has an established pay period of Monday through Sunday which provides a burden on the preparation of the weekly payroll, and

WHEREAS, Town management personnel met with the various Town Union representatives and union representation has been made fully aware of the Town's intentions, and

WHEREAS, the Town is desirous of rectifying these exceptions, NOW, THEREFORE, BE IT

RESOLVED, that the Town's Supervising Accountant is authorized to take all appropriate steps to change all current paid employees to a one week delay basis and shall notify them by memo of this impending change and BE IT FURTHER

RESOLVED, that the Town's reporting pay period be changed to a Saturday through Friday period, and BE IT FURTHER

RESOLVED, that this change begins with the reporting pay period beginning October 10th through October 16, 1992, paid October 23, 1992 for a period of five weeks ending November 13, 1992.

* * * * *

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

Item No. 10 continued

Upon Roll Call....

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

* * * * *

Item No. 11 Motion by Councilman Blachowski, Seconded by Councilman Rogowski

WHEREAS, the Town of Cheektowaga, in July, 1991, gave Mr. & Mrs. Russell Zogaria a Housing Rehabilitation Community Development loan for property owned by them and located at 19 Pamela Court, Depew, New York, and

WHEREAS, Mr. & Mrs. Zogaria are now applying for a separate mortgage loan through M & T Bank, and M & T 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 Mr. & Mrs. Zogaria and the Town's Housing Rehabilitation Community Development loan for 19 Pamela Court, Depew, New York, and any other documents necessary to effectuate the Subordination Agreement.

Upon Roll Call....

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

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

WHEREAS, by resolution dated July 2, 1990, this Town Board enacted Local Law No. 2 of the Year 1990, entitled "A Local Law to Create the Cheektowaga Conservation Advisory Council", and

WHEREAS, thereafter, members to the Cheektowaga Conservation Advisory Council ("CCAC") were appointed, and

WHEREAS, the terms of all members of the CCAC are scheduled to expire on October 15, 1992, NOW, THEREFORE, BE IT

RESOLVED, that the following individuals be and hereby are reappointed to the CCAC for a term beginning on October 15, 1992 and expiring on October 15, 1994:

Michael Papero (Chairman)
John L. Mallory
Daniel Quartironi
John Marriott
Thomas R. Cline
Lawrence Watson

and, BE IT FURTHER

RESOLVED, that the following individuals be and hereby are appointed ex-officio members of the CCAC:

Town Engineer Chester L. Bryan
Town Disaster Coordinator Earl Loder
Town Zoning Inspector Donald J. Wegner

Upon Roll Call....

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

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

BE IT RESOLVED that the following individuals be hired as part-time employees for the Youth and Recreation Services Department at the titles and rates of pay indicated:

Recreation Instructor (Figure Skating) 7140.1611 - \$10.00 per hour

Lisa Dick 14227

Recreation Supervisor II - 7140.1611 - \$6.00 per hour

Robert E. Kowalewski 14227

Recreation Attendant I - (Rink Guard) - 7140.1611 - \$4.25 per hour

Thomas J. Wasielewski 14215

Amy Weber 14225

Ron Whitehead 14225

Recreation Attendant II - (Rink Guard) - 7140.1611 - \$4.50 per hour

George Burroughs 14227

Joe Gajewski 14211

David C. Weber 14225

Eugene Whitehead 14225

Renee B. Whitehead 14225

Account Clerk Typist I - 7310.1804 - \$5.50 per hour

Susan Switalski 14225

BE IT RESOLVED that the below listed individuals be transferred as indicated:

From Cheektowaga Conservation Corps - 7310.1811 (Crew Supervisor to Recreation Attendant II - (Rink Guard) - 7140.1611 \$4.50 per hour - (part-time)

Lawrence F. Godzich 14211

From 7180.1903 to 7140.1615 at his current title and rate of pay

Michael Mekarski 14225

BE IT FURTHER RESOLVED that the below listed individual be transferred from the position of Clerk to Clerk-Typist I, part-time, in the Administrative Intern Program - 7310.1804 - at a salary of \$4.75 per hour:

Angela Krzemien 14212

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 14a Motion by Councilman Jaworowicz, Seconded by Councilman Gabryszak

WHEREAS, the New York State Magistrates' Association will be holding its Annual Judicial Conference in Ellenville, New York from October 18-20, 1992, and

WHEREAS, Town Justice Thomas S. Kolbert has requested permission to attend this conference, NOW, THEREFORE, BE IT

RESOLVED, that permission is hereby granted to Town Justice Thomas S. Kolbert to attend the aforementioned Judicial Conference, and BE IT FURTHER

Item No. 14a continued

RESOLVED, that reasonable and necessary expenses not to exceed \$500.00 shall be paid by the Town from budget line item number 0100-1910-4082.

Upon Roll Call....

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

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

WHEREAS, the Bureau of Municipal Police in conjunction with the Division of Criminal Justice Services is conducting a conference on DCJS Accreditation on October 14th and 15th, 1992 at the Holiday Inn in Binghamton, New York.

WHEREAS, Chief Bruce Chamberlin is requesting authorization to send Sgt. John Glascott and Accreditation Officer Thomas Dryja to this conference and the Police Department will be responsible for the registration fee, travel, lodging and meal expenses. The registration expense amounting to \$100.00 will be charged to line 0100-3120-4093. Travel, meal and lodging expenses amounting to approximately \$200.00 will be charged to line 0100-3120-4085. Cheektowaga Police Department vehicle will be used for transportation to and from this conference and FURTHER BE IT

RESOLVED, that the Town Board is authorizing Chief Bruce Chamberlin to send the above mentioned officers to this conference and that the time these offices spend at this conference be authorized as normal duty time.

Upon Roll Call....

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

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

WHEREAS, the New York State Crime Prevention Coalition will be sponsoring a Crime Prevention Coalition Conference on October 21-23, 1992 in Schenectady, New York.

WHEREAS, Chief Bruce Chamberlin is requesting authorization to send Lt. Christine Ziemba to this conference and the Police Department will be responsible for the registration, travel, lodging and meal expenses amounting to approximately \$435.00, and will be charged to line 0100-3120-4085. Cheektowaga Police Department vehicle will be used for transportation to and from this conference and FURTHER BE IT

RESOLVED, that the Town Board is authorizing Chief Bruce Chamberlin to send Lt. Christine Ziemba to this conference and that the time she spend at this conference be authorized as normal duty time.

Upon Roll Call....

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

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

WHEREAS, the Law Enforcement Training Directors' Association of New York State will be sponsoring a Training Conference on October 21-23, 1992 in Saratoga Springs, New York.

Item No. 14d continued

WHEREAS, Chief Bruce Chamberlin is requesting authorization to send Captain John Howlett and Sergeant John Glascott to this conference and the Police Department will be responsible for the travel, lodging and meal expenses. Travel, meal and lodging expenses amounting to approximately \$325.00 will be charged to line 0100-3120-4085. Cheektowaga Police Department vehicle will be used for transportation to and from this conference and FURTHER BE IT

RESOLVED, that the Town Board is authorizing Chief Bruce Chamberlin to send the above mentioned officers to this conference and that the time these officers spend at this conference be authorized as normal duty time.

Upon Roll Call....

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

Item No. 15 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:	0100-7180-1903	Life Guards-Youth & Recreation	\$ 2,900.00
	0100-8310-1811	YCC Supervisor-Youth & Recreation	1,000.00
	0100-7310-1812	YCC Participants-Youth & Recreation	1,100.00
	0100-7310-4689	Conservation Corp.	2,000.00
	0100-1356-4001	Office Supplies-Assessors	72.23
	0100-1356-4511	Transcript Service-Assessors	335.00
	0100-9010-8181	Optical Insurance	274.20
	0100-3120-1591	Crossing Guards-Police	532.12
TO:	0100-7140-4492	Haunted Forest-Youth & Recreation	2,900.00
	0100-7140-4492	Haunted Forest-Youth & Recreation	1,000.00
	0100-7140-4492	Haunted Forest-Youth & Recreation	1,100.00
	0100-7310-4001	Office Supplies-Youth & Recreation	2,000.00
	0100-1355-4001	Office Supplies-Assessors	407.23
	0100-1355-4359	Erie County Reassessment-Assessors	274.20
	0100-3020-4203	Cellular Phones-Police	532.12

HIGHWAY FUND

FROM:	0300-9010-8121	FICA	20,000.00
TO:	0300-9501-9211	Bond Interest	20,000.00

SPECIAL DISTRICTS

FROM:	2500-8125-2505	Other Equipment	1,613.56
	2500-8125-2304	Bucket Machine	5,000.00
	2500-8125-2304	Bucket Machine	5,000.00
TO:	2500-8125-4431	Equipment Repairs	1,613.56
	2150-8125-4431	Equipment Repairs	5,000.00
	2500-8125-4141	Chemicals	5,000.00

CAPITAL FUND

FROM:	5015-8125-1102	Harlem Road Pump Station	123,532.86
	5814-3310-1101	Genesee/Alpine/Anderson Const.	49,606.73
	5814-3310-1102	Philips Drive Signal	39,684.32
	5905-1440-1102	U-Crest South Drainage	3,500.00
	5905-1440-1107	Various Drainage Projects	127.00
	5823-1910-1102	Transfers-In	123,542.86

Item No. 15 continued

TO:	5823-8125-1102	Harlem Road Pump Station	\$123,542.86
	5814-3310-1103	Traffic Signals	89,291.05
	5905-1440-1103	Scajaguada Creek	3,627.00
	5015-9950-8000	Transfers-Out	123,542.86

Upon Roll Call....

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

Item No. 16 Motion by Supervisor Swiatek, Seconded by Councilman Gabryszak

BE IT RESOLVED, that the following Vouchers and Warrants are submitted to the Town of Cheektowaga prior to October 2, 1992 are hereby approved and made a part hereof:

GENERAL FUND	\$234,537.36
HIGHWAY FUND	58,959.23
TRUST & AGENCY FUND	13,869.81
CDBG HUD FUND	564.23
PART TOWN FUND	3,069.08
RISK RETENTION FUND	7,094.50
SPECIAL DISTRICTS FUND	408,312.07
HUD REHABILITATION FUND	17,260.00
CAPITAL FUND	<u>239,601.32</u>
	\$983,267.60

Upon Roll Call....

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

III. DEPARTMENTAL COMMUNICATIONS

Item No. 17 Building Permits
Received and Filed.

Item No. 18 Minutes of Traffic Safety Commission - September 15, 1992
Received and Filed.

Item No. 19 Supervisor's Statement of Funds - August 1992
Received and Filed.

Item No. 20 Report from Deloitte & Touche: Federal Financial Assistance for the
Year Ended December 31, 1991 and Independent Auditor's Reports

IV. GENERAL COMMUNICATIONS

Item No. 21a Notice of Claim: Dolores C. Oliver vs the Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Joan Meyers, Supervisor's Office; Sewer Maintenance
Department and Allied Claims Insurance Carrier.
Received and Filed.

Item No. 21b Notice of Claim: Globe Amerada Glass Company vs the Town of
Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Joan Meyers, Supervisor's Office; Sanitation Dept.;
Highway Dept. and Allied Claims Insurance Carrier.
Received and Filed.

Item No. 21c Notice of Claim: Patrick and Mary Murphy vs the Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Joan Meyers, Supervisor's Office; Facilities Dept. and Allied Claims Insurance Carrier.
Received and Filed.

Item No. 21d Notice of Claim: Sally Ann Aloï vs the Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Joan Meyers, Supervisor's Office; Personnel Department and Allied Claims Insurance Carrier.
Received and Filed.

Item No. 21e Notice of Claim: Daniel P. Butts and Luann Butts vs the Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Joan Meyers, Supervisor's Office; Sewer Maintenance Department and Allied Claims Insurance Carrier.
Received and Filed.

Item No. 22 Notice of Petition: New York Telephone vs the State Board of Equalization and Assessment
Received and Filed.

* * * * *

MOTION BY SUPERVISOR SWIAITEK, SECONDED BY COUNCILMAN GABRYSZAK
TO SUSPEND THE RULES TO INCLUDE THE FOLLOWING RESOLUTION(S) AND
THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

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

* * * * *

V. SUSPENSION OF RULES

Item No. 23 Motion by Councilman Rogowski, Seconded by Councilman Johnson

WHEREAS, the International Municipal Signal Association is having a conference in Ithaca, New York on October 21, 1992, AND

WHEREAS, Police Sgt. Gary Schmidt and Traffic Maintenance Worker, Chris Taber, have made formal requests to attend, NOW, THEREFORE, BE IT

RESOLVED, that the above employees be allowed to attend with the use of a Town vehicle, AND BE IT FURTHER

RESOLVED, that said employees be reimbursed for travel and meal expenses only, as per the appropriate labor agreements.

Upon Roll Call....

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

Item No. 24 Motion by Councilman Jaworowicz, Seconded by Councilman Gabryszak

WHEREAS, over the past year, the Cheektowaga Police Department, with the assistance of the Department's drug detection dog (Gringo), has been successful in making an additional 84 narcotics-related and numerous other felony arrests, and

Item No. 24 continued

WHEREAS, prior to February 18, 1992, the K-9 officer who works with Gringo (Daniel Smith) was allowed to take his specially-equipped Town-owned vehicle home with him, and

WHEREAS, by resolution dated February 18, 1992, this Town Board adopted a policy stating that all Town vehicles, with certain exceptions, could not be taken home by Town employees after working hours, and

WHEREAS, it has been necessary on many occasions for the K-9 officer to participate in and to transport Gringo to the scene of a drug raid, parcel screening or for use for riot or crowd control purposes during the officer's off-duty hours for Town of Cheektowaga, City of Buffalo and State Police law enforcement purposes, and

WHEREAS, the K-9 officer is also required to attend regular training sessions during off-duty hours, and

WHEREAS, for all of the above mentioned assignments, it is required that the canine's training accessories and training aids (i.e., marijuana, cocaine, hashish) be securely transported in the Town vehicle, and

WHEREAS, there is a legitimate purpose and need for the K-9 officer to be able to take the specially-equipped police vehicle home after working hours in that public safety needs dictate that the K-9 officer be able to respond immediately and directly to calls for police K-9 assistance, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board does hereby provide that the K-9 officer, Daniel Smith, be and hereby is exempted from this Town Board's policy (as stated in the resolution dated February 18, 1992) requiring all Town vehicles to remain on Town premises during non-working hours, and does hereby direct the Chief of Police to permit Officer Smith to utilize the specially-equipped police vehicle on a 24-hour basis, effective immediately.

Upon Roll Call....

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

Item No. 25 Motion by Councilman Johnson, Seconded by Councilman Jaworowicz to adjourn this 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 19th day of October, 1992 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 Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski
Councilman Thomas M. Johnson, Jr.

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Chester Bryan, Town Engineer; Salvatore LaGreca, Chairman of Planning Board and Director of Employee Training; Bruce Chamberlin, Chief of Police; Robert Kaczmarek, Chief Accountant and Kenneth Kopacz, Director of Youth and Recreational Services Department and Christopher Kowal, Highway Superintendent.

I. PUBLIC HEARING

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 76-101. All-night parking shall be amended by adding thereto the following after Carol Drive:

Kenville Road
Betty Lane
Marc Lane

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. 3 Motion by Supervisor Swiatek, Seconded by Councilman Gabryszak

WHEREAS, certain Town employees are paid on a current basis, and

WHEREAS, the majority of the Town employees are paid on a one week hold back basis, and

WHEREAS, the Town has been cited in public and private audits for this irregularity, as well as in the Police Consultant's findings, and

WHEREAS, the Town has an established pay period of Monday through Sunday which provides a burden on the preparation of the weekly payroll, and

Item No. 3 continued

WHEREAS, Town management personnel met with the various Town Union representatives and union representation has been made fully aware of the Town's intentions, and

WHEREAS, the Town is desirous of rectifying these exceptions, NOW, THEREFORE, BE IT

RESOLVED, that the Town's Supervising Accountant is authorized to take all appropriate steps to change all current paid employees to a one week delay basis and shall notify them by memo of this impending change and BE IT FURTHER

RESOLVED, that the Town's reporting pay period be changed to a Saturday through Friday period, and BE IT FURTHER

RESOLVED, that this change begins with the reporting pay period beginning October 10th through October 16, 1992, paid October 23, 1992 for a period of five weeks ending November 13, 1992.

* * * * *

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

Upon Roll Call....

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

* * * * *

III. RESOLUTIONS

Item No. 4a Motion by Councilman Johnson Seconded by Councilman Jaworowicz

WHEREAS, in order to protect and preserve trees in undeveloped areas of the Town, this Town Board enacted as part of its comprehensive Zoning Law, Section 82-44.1, entitled Tree Preservation, and

WHEREAS, it now appears that a more comprehensive tree preservation law is necessary, and

WHEREAS, a public hearing was held on the 21st day of September, 1992 at 7:30 P.M. at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York to consider the advisability of adopting a local law known as "A Local Law for Tree Preservation", and

WHEREAS, this Town Board feels it is in the public interest to adopt a Local Law for Tree Preservation, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby adopts "A Local Law for Tree Preservation" as Local Law No. 7 of the Year 1992, and BE IT FURTHER

RESOLVED, that, within twenty (20) days of its adoption, the Town Clerk shall file one (1) certified copy of this local law in his office and three (3) copies with the Secretary of State, and BE IT FURTHER

RESOLVED, that this local law shall be effective upon its filing with the Secretary of State, and BE IT FURTHER

RESOLVED, that this Town Board hereby renders a determination on environmental non-significance with respect to this local law under the State Environmental Quality Review Act, and directs the Building Inspector to file such negative declaration as required by law.

Item No. 4a continued

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

* See Attached Pages

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
162 WASHINGTON AVENUE, ALBANY, NY 12231

(Use this form to file a 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~~

Town

~~Village~~

of Cheektowaga

Local Law No. 7 of the year 19 92

A local law entitled "A Local Law for Tree Preservation"
(Insert Title)

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

~~County~~

~~City~~

Town

~~Village~~

of Cheektowaga as follows:

A Local Law for Tree Preservation

(see attached pages 2 through 5)

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(1)

(7) Cutting down, killing or otherwise destroying trees on residential property which was developed for residential use prior to January 1, 1992 and which property has a lot area not exceeding 10,200 square feet and has a lot width not exceeding 60 feet.

C. Subdivision or Site Plan Approval Required. If a person is required to submit a subdivision or site plan for a development of property, he shall, prior to such subdivision or site plan approval, submit an application for a tree removal permit. Such application shall be subject to review and approval by the Town Planning Board or Town Board, as applicable.

Section 3. Tree Removal Permit Application; Fee.

A. If a person shall deem it necessary to remove, cut down or otherwise destroy any tree requiring a tree removal or other permit from the Town, he shall first make application for a tree removal permit to the Building Inspector.

B. The application shall include, but not be limited to, the following information:

- (1) The name and address of the applicant and owner, if not the same
- (2) The site of the proposed tree removal/destruction.
- (3) The purpose of the proposed tree removal/destruction.
- (4) An attached tree preservation plan or tree survey (Scale: 1" = 40' or other scale acceptable to the Building Inspector) of the area indicating the following:

- (a) An outline showing all trees over the specified sizes and listing the tree species/types.
- (b) The location and size of the tree(s) to be removed.
- (c) The location of any improvements on the property, existing or proposed.
- (d) topographic information.
- (e) Any additional information that the Building Inspector may deem necessary for evaluation of the application.

C. Fee. The Town Board shall establish by resolution the fee to be charged, collected and received for the review of each tree removal application. The fee for same shall be paid in advance upon submission of the application. No fee shall be charged if the property in question is residentially developed and if the applicant proposes to remove three (3) or fewer trees.

Section 4. Issuance or Denial of Permit; Appeals.

A. The decision of the Building Inspector to grant or deny an application for tree removal shall be based on the following criteria:

(1) The extent to which the actual or intended use of the property in accordance with the regulations of the zoning district in which the property lies requires cutting down, killing or destroying trees, following approval of a tree preservation plan and development/site plan.

(2) Any unreasonable hardship to the applicant which will result from modification or denial of the requested permit.

(3) The desirability of preserving any tree by reason of its size, age, or some other outstanding quality, such as uniqueness, rarity or status as a landmark or species specimen.

(4) The extent to which the area would be subject to increased water runoff and other environmental degradation due to removal of the tree(s).

(5) The heightened desirability of preserving tree cover in densely developed or densely populated areas.

(6) The need for visual screening in transitional zones or relief from glare, commercial or industrial ugliness, or any other affront to the visual sense in any part of the Town.

TREE PRESERVATION LAW

TOWN OF CHEEKTOWAGA

Section 1. Findings; intent.

The Town Board hereby finds that there is a direct relationship between the planting of trees in sufficient number in populated areas and the health, safety and welfare of communities, and as related to the natural, scenic and aesthetic values of trees and the physical and visual qualities of the environment which municipalities are authorized to protect. Trees abate noise, provide welcome shade to people, preserve the balance of oxygen in the air by removing carbon dioxide and fostering air quality, and add color and verdure to human construction. They also stabilize the soil and control water pollution by preventing soil erosion and flooding, yield advantageous microclimatic effects, and provide a natural habitat for wildlife. The destructive and indiscriminate removal of trees causes increased municipal costs for proper drainage control, impairs the benefits of occupancy of existing residential properties and impairs the stability and value of both improved and unimproved real property in the area of destruction, and adversely affects the health, safety and general welfare of the inhabitants of the Town.

It is the purpose and intent of this law to regulate the removal of trees from public and private property within the Town in order to preserve, protect and enhance a most valuable natural resource. It is also the intent of this law to establish standards limiting the removal and insuring the replacement of trees sufficient to safeguard the ecological and aesthetic environment necessary for a healthy community.

Section 2. Removal of trees without permit prohibited; exceptions.

A. Tree Removal Permit. Subject to the exceptions of Subsection B of this Section, it shall be unlawful for any owner of real property, or any other person, to cause, permit or allow the removal or destruction of any tree growing on land within the Town without obtaining a tree removal permit from the Town Building Inspector.

B. Exceptions to Tree Removal Permit. The requirement of a permit in Subsection A of this Section shall not apply to the following activities:

(1) Cutting down, killing or otherwise destroying trees on developed property being one-half ($\frac{1}{2}$) acre or less in area, which trees have a caliper of less than twelve (12) inches, measured six (6) inches above grade.

(2) Cutting down, killing or otherwise destroying trees on developed property being more than one-half ($\frac{1}{2}$) acre, or on vacant property (any size), which trees have a caliper of less than four (4) inches, measured six (6) inches above grade.

(3) Cutting down, killing or otherwise destroying trees on properties while being operated and maintained as farms, nurseries, orchards or commercial forest. This exception shall not permit lumber harvesting incidental to or in preparation for development of the land or the change of use thereof to a use not specified in this subsection.

(4) Cutting down, killing or otherwise destroying trees by public utility and natural gas companies performing normal construction and maintenance pursuant to and in compliance with the law; provided, however, that the Town may review the procedures employed by such companies to determine whether they comply with all applicable laws and meet the purposes of this law.

(5) Cutting down, killing or otherwise destroying trees which have become a danger to human life or property due to disease, accident, natural forces or other emergency.

(6) Cutting down, killing or otherwise destroying trees where required by law.

- (7) The location and size of the tree to be removed.
- (8) The condition of the tree(s) with respect to disease and potential for creating hazardous conditions.
- (9) The proximity of the tree(s) to existing or proposed structures and utility appurtenances.
- (10) The environmental effect of the removal, destruction or killing of the tree(s).
- (11) The intention of the applicant to replant additional trees at the site.
- (12) Non-correctable damage or obstruction to sewer services.

B. The Building Inspector shall, within thirty (30) days from the date such application is submitted to him, approve or disapprove the application. In the event the Building Inspector fails to act upon the application within the aforesaid thirty (30) day period, such application shall be deemed approved.

C. Any applicant aggrieved by a decision of the Building Inspector may, within thirty (30) days of the date on which the decision was mailed to the applicant, appeal such decision to the Town Board. The appeal shall be in writing and include a copy of all papers filed with the Building Inspector and a copy of the decision of the Building Inspector. The appeal shall be deemed filed when it is received by the Town Clerk. The Town Board shall act upon such appeal within thirty (30) days after such notice of appeal is filed with the Town Clerk. In the event that the Town Board fails to act with respect to such appeal within thirty (30) days after the appeal is filed with the Town Clerk, the application shall be deemed approved, and the applicant shall be entitled to the issuance of the permit required hereunder in accordance with the application.

Section 5. Replacement of Trees.

Where a building permit or site/subdivision plan is required and where more than three (3) trees are to be removed, the applicant must make provision for new trees to be planted on the site as a mitigation measure. Such new trees shall be of a caliper of at least two and one-half (2½) inches, measured six (6) inches above grade. Such new plantings shall be subject to approval by the Building Inspector or Planning Board, as applicable.

Section 6. Supervision of Cutting and Replacement.

Where extensive tree cutting or removal of trees is planned, the Town Building Department may require the person doing so to pay the cost of an inspector to be assigned by the Town Building Department to supervise the orderly development of the land and ensure the protection of the tree(s) in accordance with the approved plan. In doing so, the Town Building Department may require additional information about the design of the storm drainage and any other information pertinent to the individual circumstance. No cutting or removal of such tree(s) shall commence or take place until a representative from the Town Building Department has completed his final inspection and given his approval.

Section 7. Enforcement Officer.

A. The provisions of this law shall be administered and enforced by the Town Building Inspector or his duly authorized representative.

B. Whenever the Town Building Inspector finds that there has been a violation of this law, he shall issue a violation order to the person or persons responsible for such violation. The order shall:

TREE PRESERVATION LAW

TOWN OF CHEEKTOWAGA

Section 1. Findings; intent.

The Town Board hereby finds that there is a direct relationship between the planting of trees in sufficient number in populated areas and the health, safety and welfare of communities, and as related to the natural, scenic and aesthetic values of trees and the physical and visual qualities of the environment which municipalities are authorized to protect. Trees abate noise, provide welcome shade to people, preserve the balance of oxygen in the air by removing carbon dioxide and fostering air quality, and add color and verdure to human construction. They also stabilize the soil and control water pollution by preventing soil erosion and flooding, yield advantageous microclimatic effects, and provide a natural habitat for wildlife. The destructive and indiscriminate removal of trees causes increased municipal costs for proper drainage control, impairs the benefits of occupancy of existing residential properties and impairs the stability and value of both improved and unimproved real property in the area of destruction, and adversely affects the health, safety and general welfare of the inhabitants of the Town.

It is the purpose and intent of this law to regulate the removal of trees from public and private property within the Town in order to preserve, protect and enhance a most valuable natural resource. It is also the intent of this law to establish standards limiting the removal and insuring the replacement of trees sufficient to safeguard the ecological and aesthetic environment necessary for a healthy community.

Section 2. Removal of trees without permit prohibited; exceptions.

A. Tree Removal Permit. Subject to the exceptions of Subsection B of this Section, it shall be unlawful for any owner of real property, or any other person, to cause, permit or allow the removal or destruction of any tree growing on land within the Town without obtaining a tree removal permit from the Town Building Inspector.

B. Exceptions to Tree Removal Permit. The requirement of a permit in Subsection A of this Section shall not apply to the following activities:

(1) Cutting down, killing or otherwise destroying trees on developed property being one-half ($\frac{1}{2}$) acre or less in area, which trees have a caliper of less than twelve (12) inches, measured six (6) inches above grade.

(2) Cutting down, killing or otherwise destroying trees on developed property being more than one-half ($\frac{1}{2}$) acre, or on vacant property (any size), which trees have a caliper of less than four (4) inches, measured six (6) inches above grade.

(3) Cutting down, killing or otherwise destroying trees on properties while being operated and maintained as farms, nurseries, orchards or commercial forest. This exception shall not permit lumber harvesting incidental to or in preparation for development of the land or the change of use thereof to a use not specified in this subsection.

(4) Cutting down, killing or otherwise destroying trees by public utility and natural gas companies performing normal construction and maintenance pursuant to and in compliance with the law; provided, however, that the Town may review the procedures employed by such companies to determine whether they comply with all applicable laws and meet the purposes of this law.

(5) Cutting down, killing or otherwise destroying trees which have become a danger to human life or property due to disease, accident, natural forces or other emergency.

(6) Cutting down, killing or otherwise destroying trees where required by law.

- (7) The location and size of the tree to be removed.
- (8) The condition of the tree(s) with respect to disease and potential for creating hazardous conditions.
- (9) The proximity of the tree(s) to existing or proposed structures and utility appurtenances.
- (10) The environmental effect of the removal, destruction or killing of the tree(s).
- (11) The intention of the applicant to replant additional trees at the site.
- (12) Non-correctable damage or obstruction to sewer services.

B. The Building Inspector shall, within thirty (30) days from the date such application is submitted to him, approve or disapprove the application. In the event the Building Inspector fails to act upon the application within the aforesaid thirty (30) day period, such application shall be deemed approved.

C. Any applicant aggrieved by a decision of the Building Inspector may, within thirty (30) days of the date on which the decision was mailed to the applicant, appeal such decision to the Town Board. The appeal shall be in writing and include a copy of all papers filed with the Building Inspector and a copy of the decision of the Building Inspector. The appeal shall be deemed filed when it is received by the Town Clerk. The Town Board shall act upon such appeal within thirty (30) days after such notice of appeal is filed with the Town Clerk. In the event that the Town Board fails to act with respect to such appeal within thirty (30) days after the appeal is filed with the Town Clerk, the application shall be deemed approved, and the applicant shall be entitled to the issuance of the permit required hereunder in accordance with the application.

Section 5. Replacement of Trees.

Where a building permit or site/subdivision plan is required and where more than three (3) trees are to be removed, the applicant must make provision for new trees to be planted on the site as a mitigation measure. Such new trees shall be of a caliper of at least two and one-half (2½) inches, measured six (6) inches above grade. Such new plantings shall be subject to approval by the Building Inspector or Planning Board, as applicable.

Section 6. Supervision of Cutting and Replacement.

Where extensive tree cutting or removal of trees is planned, the Town Building Department may require the person doing so to pay the cost of an inspector to be assigned by the Town Building Department to supervise the orderly development of the land and ensure the protection of the tree(s) in accordance with the approved plan. In doing so, the Town Building Department may require additional information about the design of the storm drainage and any other information pertinent to the individual circumstance. No cutting or removal of such tree(s) shall commence or take place until a representative from the Town Building Department has completed his final inspection and given his approval.

Section 7. Enforcement Officer.

A. The provisions of this law shall be administered and enforced by the Town Building Inspector or his duly authorized representative.

B. Whenever the Town Building Inspector finds that there has been a violation of this law, he shall issue a violation order to the person or persons responsible for such violation. The order shall:

- (1) Be in writing.
- (2) Identify the premises.
- (3) Specify the violation and the remedial action to be taken.
- (4) Provide a reasonable time limit for compliance.

C. The Town Building Inspector, if he finds a violation and if irreparable damage would be done by allowing such violation to continue, may issue a stop work order on the project.

Section 8. Violation; Penalty.

A. Every violation by any person, firm, association or corporation of any of the provisions of this law shall be deemed to be an offense against this law, and upon conviction therefor, such person, firm, association or corporation shall be subject to a fine of not more than five hundred dollars (\$500.00) or imprisonment not to exceed fifteen (15) days, or both, for each and every offense; and a civil penalty for the removal or destruction of any tree on private property to its value, not to exceed \$2,500.00 per tree.

B. If any trees are unlawfully cut down, cleared, killed or otherwise destroyed by any person(s), firm(s), or corporation(s) in connection with, or preparatory to, any development, improvement or change of use, or proposed rezoning, for which a permit or permission is required by the Town, then, in addition to any other fine or penalty provided for in this law, or elsewhere, said person(s), firm(s), association(s), or corporation(s) shall not be granted such permit or permission by the Town unless and until a remedial tree planting plan for the subject premises is accepted and approved by the Town Building Inspector and/or Planning Board as part of the coordinated review process.

Section 9. Severability.

If any clause, sentence, paragraph or part of this law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this law and shall be confined in its operation to the clause, sentence, paragraph or part thereof directly involved in the controversy in which such judgment shall be rendered.

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

(Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 7 of 19 92 of the (County)(City)(Town)(Village) of Cheektowaga was duly passed by the Town Board on October 19, 1992, in accordance with the applicable provisions of law.
Name of Legislative Body)

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

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

(Final adoption by referendum.)

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

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

~~I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19 _____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, and was (approved)(not disapproved)(repassed after approval) by the _____ on _____ 19____. Such local law was subject to 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 the power to approve or veto local laws or ordinances.

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

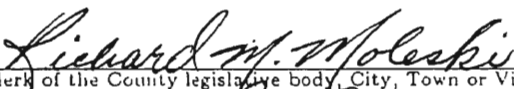
~~I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified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

~~5. (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.)~~

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 1, above.


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

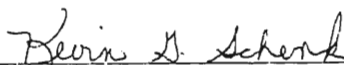
(Seal)

Date: October 21, 1992

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

, 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

Deputy
Town Attorney
Title

~~County~~
~~City~~ of Cheektowaga
~~Town~~
~~Village~~

Date: October 21, 1992

MEETING NO. 24
October 19, 1992

Item No. 4b Motion by Councilman Johnson Seconded by Councilman Jaworowicz

WHEREAS, Section 82-44.1 of the Town's current Zoning Law pertains to tree preservation, and

WHEREAS, as part of the Town's desire to make tree preservation regulations more comprehensive, a new Local Law for Tree Preservation was adopted by this Town Board, and

WHEREAS, a public hearing was held on the 21st day of September, 1992 at 7:30 P.M. at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York to consider the advisability of adopting a local law known as "A Local Law to Amend the Zoning Law," NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby adopts "A Local Law To Amend the Zoning Law" as Local Law No. 8 of the Year 1992, and BE IT FURTHER

RESOLVED, that within twenty (20) days of its adoption, the Town Clerk shall file one (1) certified copy of this local law in his office and three (3) copies with the Secretary of State, and BE IT FURTHER

RESOLVED, that this local law shall be effective upon its filing with the Secretary of State, and BE IT FURTHER

RESOLVED, that this Town Board hereby renders a determination of environmental non-significance with respect to this local law under the State Environmental Quality Review Act, and directs the Building Inspector to file such negative declaration as required by law.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

* SEE NEXT PAGES

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
162 WASHINGTON AVENUE, ALBANY, NY 12231

(Use this form to file a 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~~

~~Town~~

~~Village~~

of Cheektowaga

Local Law No. 8 of the year 19 92

A local law entitled "A Local Law to Amend the Zoning Law"
(Insert Title)

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

~~County~~

~~City~~

~~Town~~

~~Village~~

of Cheektowaga as follows:

A Local Law to Amend the Zoning Law

(See attached pages i-v and 1-113)

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(1)

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

(Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 8 of 19 92 of the (County)(City)(Town)(Village) of Cheektowaga was duly passed by the Town Board on October 19, 19 92, in accordance with the applicable provisions of law.
Name of Legislative Body)

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

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

~~(Final adoption by referendum.)~~

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

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

~~I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19 _____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19 _____, and was (approved)(not disapproved)(repassed after _____ Name of Legislative Body) _____ (Elective Chief Executive Officer*) _____ approval) by the _____ on _____ 19 _____. Such local law was subject to 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 the 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 section (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 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 paragraph 1, above.

Richard M. Maleski
Clerk of the County legislative body, City, Town or Village Clerk
or officer designated by local legislative body

(Seal)

Date: October 21, 1992

(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.

Kevin D. Schenk
Signature
Deputy
Town Attorney
Title

County
City
Town of Cheektowaga
Village

Date: October 21, 1992

- (4) In any R District; no part of an accessory building shall be nearer than three (3) feet to a rear or side lot line, except that where the rear line abuts a side yard of an adjoining lot in any R District, the setback shall not be less than a distance equal to one-half ($\frac{1}{2}$) the height of the accessory building or five (5) feet, whichever is greater.
- (5) In any R District, detached accessory buildings shall be at least ten (10) feet from any dwelling and five (5) feet from any other buildings.

ZONING

(This page left intentionally blank)

ARTICLE VII
Nonconforming Use Regulations

§ 82-45. Continuation of use.

Any use other than parking or lack of landscaping in a required landscaping area which is made nonconforming by any use regulation of this chapter or by any subsequent amendments thereto may be continued except as hereinafter provided and except that neither the restrictions on the enlargement or extension of nonconforming uses provided for in § 82-47 nor the restrictions on the restoration of damaged structures provided for in § 82-49 shall apply to any two-family residence made nonconforming by the reclassification of such residences as a principal permitted use in the RS District.

Item No. 5 Motion by Councilman Johnson Seconded by Councilman Blachowski

WHEREAS, this Town Board held a public hearing on October 19, 1992 at 7:30 P.M. to consider the advisability of adopting 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 determines 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 X

Parking, Standing and Stopping

Section 76-101. All-night parking shall be amended by adding thereto the following after "Carol Drive":

Kenville Road, Betty Lane and Marc Lane

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, Solecki,
Rogowski, Blachowski and Johnson
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

.....Melissa Gugliuzza....., 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.....October 22, 1992.....;
last publication.....October 22, 1992.....;
and that no more than six days intervened be-
tween publications.

.....Melissa Gugliuzza.....

Sworn to before me this22nd.....

day ofOctober....., 1992
.....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 12/11/93

LEGAL NOTICE

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 19th day of October, 1992 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 Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski

Councilman Thomas M. Johnson, Jr.

ABSENT: 0

Motion by Councilman Johnson, seconded by Councilman Blachowski

WHEREAS, this Town Board held a public hearing on October 19, 1992 at 7:30 P.M. to consider the advisability of adopting 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 to all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1:

That this Town Board determines 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 X

Parking, Standing and Stopping

Section 76-101. All night parking shall be amended by adding thereto the following after "Carol Drive":
Kenville Road, Betty Lane and Marc Lane.

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 said 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...

Supervisor Swiatek Voting AYE
Councilman Jaworowicz Voting AYE
Councilman Gabryszak Voting AYE
Councilman Solecki Voting AYE
Councilman Rogowski Voting AYE
Councilman Blachowski Voting AYE
Councilman Johnson 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 October 19, 1992 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 5 inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereby set my hand and have hereunto affixed the corporate seal of said Town, this 19th day of October, 1992

RICHARD M. MOLESKI

Town Clerk

PUBLISH: October 22, 1992

136
53.72

LEGAL NOTICE

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 19th day of October, 1992 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 Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski
Councilman Thomas M. Johnson, Jr.

ABSENT: 0

Motion by Councilman Johnson, seconded by Councilman Blachowski

WHEREAS, this Town Board held a public hearing on October 19, 1992 at 7:30 P.M. to consider the advisability of adopting 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 to all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1:

That this Town Board determines 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 X -

Parking, Standing and Stopping

Section 76-101. All night parking shall be amended by adding thereto the following after "Carol Drive":

Kenville Road, Betty Lane and Marc Lane.

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 said 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:

Supervisor Swiatek Voting AYE
Councilman Jaworowicz Voting AYE
Councilman Gabryszak Voting AYE
Councilman Solecki Voting AYE
Councilman Rogowski Voting AYE
Councilman Blachowski Voting AYE
Councilman Johnson 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 October 19, 1992 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 5 inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereby set my hand and have hereunto affixed the corporate seal of said Town, this 19th day of October, 1992

RICHARD M. MOLESKI

Town Clerk

PUBLISH: October 22, 1992

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA

ss.

Melissa Gugliuzza, of the town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is clerk of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 1 weeks; first publication October 22, 1992; last publication October 22, 1992; and that no more than six days intervened between publications.

Melissa Gugliuzza
Sworn to before me this 22nd

day of October, 1992

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 12/11/93

MEETING NO. 24
October 19, 1992

Item No. 6a Motion by Councilman Johnson Seconded by Councilman Blachowski

WHEREAS, Helen and Alexander Petroski has made application and requested the rezoning from M1-Light Manufacturing District to NS-Neighborhood Services District for property located at 3523 Broadway, NOW, THEREFORE, BE IT

RESOLVED, that a Public Hearing be held regarding said request under the provisions of the Zoning Law on November 2, 1992 at 7:00 P.M. Eastern Standard Time at the Cheektowaga Town Hall, corner of Broadway and Union Road.

Upon Roll Call....

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

AFFIDAVIT - NEXT PAGE

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

.....Melissa Gugliuzza, 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.....October 22, 1992.....;
last publication.....October 22, 1992.....;
and that no more than six days intervened be-
tween publications.

.....Melissa Gugliuzza
Sworn to before me this22nd.....
day ofOctober....., 1992.
.....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 12/11/93

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 2nd day of November, 1992 at 7:00 o'clock, P.M., Eastern Standard Time of said day for the purpose of considering the application of HELEN & ALEXANDER PETROSKI to Rezone from M1-LIGHT MANUFACTURING District to NS-NEIGHBORHOOD SERVICES District on property located at 3523 BROADWAY and amend the Zoning Map and Ordinance accordingly, pursuant to Article X and Section 82-70 of the Zoning Law of the Town of Cheektowaga, New York.

ALL THAT TRACT OR PARCEL OF LAND, situated in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot Number ten (10), Township eleven (11), Range seven (7) of the Holland Land Company's Survey bounded and described as follows:

BEGINNING at a point in the center line of Broadway distant one thousand two hundred eighty-five and ninety eight hundredths (1285.98) feet easterly from its intersection with the west line of the middle one-third (1/3) part of Lot Number ten (10), said point also being the northeast corner of lands conveyed to Louis A. DiRienzo and Michael A. DiRienzo by deed recorded in the Erie County Clerk's Office in Liber 4579 of deeds at page 321; thence southerly along the east line of lands conveyed to said DiRienzo three hundred six and two hundredths (306.02) feet to a point distant eight hundred twelve and fifty-four hundredths (812.54) feet northerly from north line of lands conveyed to the Niagara Lockport & Ontario

Power Company by deed recorded in the Erie County Clerk's Office in Liber 3293 of Deeds at page 138; thence easterly parallel with the center line of Broadway one hundred seventy and forty-two hundredths (170.42) feet to a point in the west line of lands conveyed to Casimer Lerczak and Celia his wife by deed recorded in the Erie County Clerk's Office in Liber 5569 of Deeds at page 502; thence northerly along the west line of lands conveyed to said Lerczak three hundred six and two hundredths (306.02) feet to the center line of Broadway; thence westerly along the center line of Broadway one hundred seventy and forty-two hundredths (170.42) feet to the point or place of beginning.

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

BY ORDER OF THE TOWN BOARD

Supervisor Frank E. Swiatek
Councilman Patricia A. Jaworowicz
Councilman Dennis H. Gabryszak
Councilman Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski
Councilman Thomas M. Johnson, Jr.

RICHARD M. MOLESKI

Town Clerk

PUBLISH: October 22, 1992

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 2nd day of November, 1992 at 7:00 o'clock, P.M., Eastern Standard Time of said day for the purpose of considering the application of HELEN & ALEXANDER PETROSKI to Rezone from M1-LIGHT MANUFACTURING District to NS-NEIGHBORHOOD SERVICES District on property located at 3523 BROADWAY and amend the Zoning Map and Ordinance accordingly, pursuant to Article X and Section 82-70 of the Zoning Law of the Town of Cheektowaga, New York.

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BEGINNING at a point in the center line of Broadway distant one thousand two hundred eighty-five and ninety eight hundredths (1285.98) feet easterly from its intersection with the west line of the middle one-third (1/3) part of Lot Number ten (10), said point also being the northeast corner of lands conveyed to Louis A. DiRienzo and Michael A. DiRienzo by deed recorded in the Erie County Clerk's Office in Liber 4579 of deeds at page 321; thence southerly along the east line of lands conveyed to said DiRienzo three hundred six and two hundredths (306.02) feet to a point distant eight hundred twelve and fifty-four hundredths (812.54) feet northerly from north line of lands conveyed to the Niagara Lockport & Ontario

Power Company by deed recorded in the Erie County Clerk's Office in Liber 3293 of Deeds at page 138; thence easterly parallel with the center line of Broadway one hundred seventy and forty-two hundredths (170.42) feet to a point in the west line of lands conveyed to Casimer Lerczak and Celia his wife by deed recorded in the Erie County Clerk's Office in Liber 5569 of Deeds at page 502; thence northerly along the west line of lands conveyed to said Lerczak three hundred six and two hundredths (306.02) feet to the center line of Broadway; thence westerly along the center line of Broadway one hundred seventy and forty-two hundredths (170.42) feet to the point or place of beginning.

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

BY ORDER OF THE TOWN BOARD

Supervisor Frank E. Swiatek
Councilman Patricia A. Jaworowicz
Councilman Dennis H. Gabryszak
Councilman Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski
Councilman Thomas M. Johnson, Jr.
RICHARD M. MOLESKI
Town Clerk

PUBLISH: October 22, 1992

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA

ss.

.....Melissa Gugliuzza, 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.....October 22, 1992.....;
last publication.....October 22, 1992.....;
and that no more than six days intervened be-
tween publications.

.....Melissa Gugliuzza.....

Sworn to before me this22nd.....

day ofOctober....., 19.92

.....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 12/11/93

MEETING NO. 24
October 19, 1992

Item No. 6b Motion by Councilman Johnson Seconded by Councilman Blachowski

WHEREAS, Thanh P. and Chon T. T. Lam has made application and requested the rezoning from R-Residence District to RA-Apartment District for property located at 150 Wanda Avenue, NOW, THEREFORE, BE IT

RESOLVED, that a Public Hearing be held regarding said request under the provisions of the Zoning Law on November 2, 1992 at 7:00 P.M. Eastern Standard Time at the Cheektowaga Town Hall, corner of Broadway and Union Road.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

.....Melissa Gugliuzza....., 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.....October 22, 1992.....;
last publication.....October 22, 1992.....;
and that no more than six days intervened be-
tween publications.

.....Melissa Gugliuzza.....

Sworn to before me this22nd.....

day ofOctober....., 1992.

.....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 12/11/93

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 2nd day of November, 1992 at 7:00 o'clock, P.M., Eastern Standard Time of said day for the purpose of considering the application of THANH & CHON LAM to Rezone from R-RESIDENTIAL District to RA-APARTMENT District on property located at 150 WANDA AVENUE and amend the Zoning Map and Ordinance accordingly, pursuant to Article X and Section 82-70 of the Zoning Law of the Town of Cheektowaga, New York.

60
19.

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 Number thirty-three (33), Township eleven (11), Range seven (7) of the Holland Land Company's Survey and further distinguished as Subdivision Lots Numbers one hundred fifty-one (151) and one hundred fifty-two (152) as shown on a map filed in Erie County Clerk's Office under Cover Number 915.

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 Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski

Councilman Thomas M. Johnson, Jr.
RICHARD M. MOLESKI

Town Clerk

PUBLISH: October 22, 1992

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

LEGAL NOTICE
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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 Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski

Councilman Thomas M. Johnson, Jr.
RICHARD M. MOLESKI
Town Clerk

PUBLISH: October 22, 1992

.....Melissa Gugliuzza, 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.....October 22, 1992.....;
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and that no more than six days intervened be-
tween publications.

.....Melissa Gugliuzza.....

Sworn to before me this22nd.....

day ofOctober....., 19..92

.....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 12/11/9 3

Item No. 6c Motion by Councilman Johnson Seconded by Councilman Solecki

WHEREAS, Los-Green Incorporated has made application and requested the rezoning from RA-Apartment District to R-Residence District for property located on the Southside of Crabapple Lane, NOW, THEREFORE, BE IT

RESOLVED, that a Public Hearing be held regarding said request under the provisions of the Zoning Law on November 2, 1992 at 7:00 P.M. Eastern Standard Time at the Cheektowaga Town Hall, corner of Broadway and Union Road.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

.....Melissa Gugliuzza....., 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
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first publication.....October 22, 1992.....;
last publication.....October 22, 1992.....;
and that no more than six days intervened be-
tween publications.

.....Melissa Gugliuzza.....

Sworn to before me this22nd.....

day ofOctober....., 19..22

.....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 12/11/9 3

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 2nd day of November, 1992 at 7:00 o'clock, P.M., Eastern Standard Time of said day for the purpose of considering the application of LOSSON GREEN ASSOC./J. PATTERSON to Rezone from RA-APARTMENT District to R-RESIDENTIAL District on property located at SOUTH SIDE OF CRABAPPLE LANE and amend the Zoning Map and Ordinance accordingly, pursuant to Article X and Section 82-70 of the Zoning Law of the Town of Cheektowaga, New York.

TOWNHOMES OF LOSSON GREEN ESTATES

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

COMMENCING AT A POINT on the center line of New Losson Road (80' wide) said point being 1,041.34' east of the west line of Lot 60, as measured along the center line of New Losson Road (80' wide); thence north at right angles to said center line of New Losson Road (80' wide), 40.0' to a point on the northerly line thereof, said point being the POINT OF BEGINNING; thence continuing north at right angles to New Losson Road, N-01°-03'-08" E. 120.00' to a point of curve; thence on a curve to the left, radius of 286.32' an arc distance of 156.71' to a point of tangency; thence N-30°-18'-16" W. 194.72' to a point on the southerly line of Old Losson Road (66' wide); thence N-59°-41'-44" E along said southerly line of Old Losson Road, 1,085.00' to a point of curve thereon; thence on a curve to the right, radius of 332.00', an arc distance of 398.88' to a point of tangency; thence S-51°-28'-00" E. 212.18' to a point, thence S-54°-33'-10" W. 613.48' to a point, thence S-58°-42'-22" W. 718.11' to a point; thence S-59°-41'-44" W. 195.22' to a point on the north line of New Losson Road (80' wide); thence N-88°-56'-52" W along said north line of New Losson Road, 60.00' to the POINT OF BEGINNING.

Containing 14.77± acres.

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 Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski

Councilman Thomas M. Johnson, Jr.
RICHARD M. MOLESKI
Town Clerk

PUBLISH: October 22, 1992

32 39

LEGAL NOTICE

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TOWNHOMES OF LOSSON GREEN ESTATES

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Containing 14.77+ acres.

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 Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski

Councilman Thomas M. Johnson, Jr.
RICHARD M. MOLESKI

Town Clerk

PUBLISH: October 22, 1992

STATE OF NEW YORK COUNTY OF ERIE TOWN OF CHEEKTOWAGA

ss.

Melissa Gugliuzza, of the town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is Clerk of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 1 weeks; first publication October 22, 1992; last publication October 22, 1992; and that no more than six days intervened between publications.

Melissa Gugliuzza

Sworn to before me this 22nd

day of October, 1992

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 12/11/93

Item No. 7 Motion by Councilman Rogowski Seconded by Councilman Jaworowicz

WHEREAS, bids were received by this Town Board at a bid opening on October 16, 1992 for 1/2 Ton Pickup Truck for use by the Cheektowaga Highway Department 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 DELACY FORD, INC., 5229 Broadway, Lancaster, New York 14086 for 1/2 Ton Pickup Truck for a total bid price of \$11,759.00 to be charged to line item 5105-5132-9110.

Upon Roll Call....

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

Item No. 8a Motion by Supervisor Swiatek Seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga Disaster Coordinator desires to lease for a period of four (4) years, one (1) 1993 model 4-wheel drive Suburban for use by the Disaster Coordinator, NOW, THEREFORE, BE IT

RESOLVED, that the request be granted and that the Town Clerk be directed to publish a Notice to Bidders in connection with said lease of one (1) 1993 model 4-wheel drive Suburban, said notice to be published in the Cheektowaga Times, and BE IT FURTHER

RESOLVED, that sealed bids will be received and opened by the Town Clerk on the 2nd day of November, 1992 at 11:00 A.M., Eastern Standard Time, at a public bid opening to be held in the Council Chambers at the Cheektowaga Town Hall.

* * * * *

NOTICE TO BIDDERS

Sealed proposals will be received by the Town of Cheektowaga on November 2, 1992 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the four (4) year lease of one 1993 model, 4-wheel drive Suburban for use by the Town of Cheektowaga Disaster Coordinator.

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

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

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

RICHARD M. MOLESKI,
TOWN CLERK

DATED: October 19, 1992

* * * * *

Upon Roll Call....

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

AFFIDAVIT - NEXT PAGE

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

..Melissa Gugliuzza, 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-
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first publication...October 22, 1992;
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.....Melissa Gugliuzza

Sworn to before me this22nd.....

day ofOctober....., 19...92

.....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 12/11/93

NOTICE TO BIDDERS

Sealed proposals will be received by the Town of Cheektowaga on November 2, 1992 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the four (4) year lease of one 1993 model, 4-wheel drive Suburban for use by the Town of Cheektowaga Disaster Coordinator.

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

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

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

RICHARD M. MOLESKI
Town Clerk

DATED: October 19, 1992
PUBLISH: October 22, 1992

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

NOTICE TO BIDDERS

Sealed proposals will be received by the Town of Cheektowaga on November 2, 1992 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the four (4) year lease of one 1993 model, 4-wheel drive Suburban for use by the Town of Cheektowaga Disaster Coordinator.

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

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

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

RICHARD M. MOLESKI
Town Clerk

DATED: October 19, 1992
PUBLISH: October 22, 1992

Melissa Gugliuzza, of the town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is Clerk of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 1 weeks: first publication October 22, 1992; last publication October 22, 1992; and that no more than six days intervened between publications.

Melissa Gugliuzza

Sworn to before me this 22nd

day of October, 1992

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 12/11/93

Item No. 8b Motion by Councilman Rogowski Seconded by Councilman Jaworowicz

BE IT RESOLVED, that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the Construction and Extension of Wedgewood Drive in the Town of Cheektowaga by the Cheektowaga Highway Department.

Information for bidders and specifications may be obtained from the office of the Superintendent of Highways located at 3145 Union Road, Cheektowaga, New York 14227 between the hours of 8:00 A.M. and 3:30 P.M., Monday thru Friday, and BE IT FURTHER

RESOLVED, that the Town Clerk is hereby designated as the officer to open bids on the aforementioned item at 11:00 A.M. on Friday, October 30, 1992.

* * * * *

TOWN OF CHEEKTOWAGA

NOTICE TO BIDDERS

CONSTRUCTION AND EXTENSION OF WEDGEWOOD DRIVE

NOTICE IS HEREBY GIVEN that sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, County of Erie, State of New York, on the 30th day of October, 1992 at 11:00 A.M. in the Town Hall in the Town of Cheektowaga, N.Y., for furnishing all labor, materials, tools, equipment and incidentals required for the CONSTRUCTION AND EXTENSION OF WEDGEWOOD DRIVE in accordance with the Contract Documents prepared by Donald Gallo, Consulting Engineer, P.C., for the said project.

Contract Documents will be on file in the office of the Town Clerk of Cheektowaga, Broadway and Union Road, Cheektowaga, New York 14227 from October 22, 1992 to October 30, 1992. The contract documents may be examined at the above office from October 22, 1992 to October 30, 1992.

Copies of the Contract Documents may be obtained from the above office from October 22, 1992 to October 30, 1992 upon payments of \$100.00 per set of documents. Deposits should be made in the form of two (2) \$50.00 checks made payable to the Town of Cheektowaga, New York.

The envelopes containing the bids must be sealed and shall be addressed to the Town Clerk, Town of Cheektowaga, CHEEKTOWAGA NY 14227, and must be designated as "BID FOR CONSTRUCTION AND EXTENSION OF WEDGEWOOD DRIVE."

Any bids not delivered in person shall be mailed to the office of the Town Clerk, Town of Cheektowaga, Town Hall, Broadway and Union Road, Cheektowaga NY 14227.

Any bidder returning Plans and Specifications in good condition within thirty (30) days following the award of the contract or rejection of the bids, will be refunded one-half of the deposit. Material suppliers and anyone returning the Plans and Specifications before the bid opening will be classed as non-bidders. Any bidders requesting more than one (1) set of Plans and Specifications may purchase the excess, but it is understood that they are not returnable. No refund will be made for documents returned after this thirty (30) day period.

The right to reject any and all bids, to waive any informalities in, or to make an award to other than the low bidder, should it be deemed to be in the best interest of the Town of Cheektowaga, and in accordance with law, are herewith reserved.

Each proposal must be accompanied by a certified check for a sum equal to five percent (5%) of the amount of the bid, payable to the order of the Town of Cheektowaga, NY or bid bond with sufficient sureties to be approved by the Attorney for the Town of Cheektowaga, NY in a sum equal to five percent (5%) of the amount of the bid, conditioned that, if his proposal be accepted, he will enter into a contract for the same, and he will execute such further security as may be required for the faithful performance of the contract.

Item No. 8b continued

No bidder may withdrawn his bid within forty-five (45) days after the day set for the opening thereof, but may withdraw same any time prior to the scheduled date for the opening bids.

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

The Town of Cheektowaga is an exempt organization under the Tax Law and is exempt from payment of sales and compensating use taxes of the State of New York and cities and counties of the State on all materials which are to be incorporated into the project, pursuant to the provisions of the contract. These taxes are not to be included in the bid.

BY ORDER OF:

Richard M. Moleski
Town Clerk
Town of Cheektowaga

DATED: OCTOBER 22, 1992

PUBLISHED: October 22, 1992

DOCUMENTS AVAILABLE: October 22, 1992

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

OWN OF CHEEKTOWAGA-
NOTICE TO BIDDERS -
CONSTRUCTION AND EXTENSION OF WEDGEWOOD DRIVE-
NOTICE IS HEREBY GIVEN that sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, County of Erie, State of New York on the 30th day of October, 1992 at 11:00 A.M. in the Town Hall in the Town of Cheektowaga NY, for furnishing all labor, materials, tools, equipment and incidentals required for the CONSTRUCTION AND EXTENSION OF WEDGEWOOD DRIVE in accordance with the Contract Documents prepared by Donald Gallo, Consulting Engineer, P.C., for the said project.

Contract Documents will be on file in the office of the Town Clerk of Cheektowaga, Broadway and Union Road, Cheektowaga, New York 14227 from October 22, 1992 to October 30, 1992. The contract documents may be examined at the above office from October 22, 1992 to October 30, 1992.

Copies of the Contract Documents may be obtained from the above office from October 22, 1992 to October 30, 1992 upon payment of \$100.00 per set of documents. Deposits should be made in the form of two (2) \$50.00 checks made payable to the Town of Cheektowaga, New York.

The envelopes containing the bids must be sealed and shall be addressed to the Town Clerk, Town of Cheektowaga, CHEEKTOWAGA, NY 14227, and must be designated as "BID FOR CONSTRUCTION AND EXTENSION OF WEDGEWOOD DRIVE".

Any bids not delivered in person shall be mailed to the office of the Town Clerk, Town of Cheektowaga, Town Hall, Broadway and Union Road, Cheektowaga, NY 14227.

Any bidder returning Plans and Specifications in good condition within thirty (30) days following the award of the contract or rejection of the bids will be refunded one-half of the deposit. Material suppliers and anyone returning the Plans and Specifications before the bid opening will be classed as non-bidders. Any bidders requesting more than one (1) set of Plans and Specifications may purchase the excess, but it is understood that they are not returnable. No refund will be made for the documents returned after this thirty (30) day period.

The right to reject any and all bids, to waive any informalities in, or to make an award to other than the low

bidder, should it be deemed in the best interest of the Town of Cheektowaga, and in accordance with law, are herewith reserved.

Each proposal must be accompanied by a certified check for a sum equal to five percent (5%) of the amount of the bid, payable to the order of the Town of Cheektowaga, NY or bid bond with sufficient sureties to be approved by the Attorney for the Town of Cheektowaga, NY in a sum equal to five percent (5%) of the amount of the bid, conditioned that, if his proposal be accepted, he will enter into a contract for the same, and he will execute such further security as may be required for the faithful performance of the contract.

No bidder may withdraw his bid within forty-five (45) days after the day set for the opening thereof, but may withdraw same any time prior to the scheduled date for the opening bids.

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

The Town of Cheektowaga is an exempt organization under the Tax Law and is exempt from payment of sales and compensating use taxes of the State of New York and cities and counties of the State on all materials which are to be incorporated into the project, pursuant to the provisions of the contract. These taxes are not to be included in the bid.

BY ORDER OF: Richard M. Moleski
Town Clerk
Town of Cheektowaga
DATED: October 22, 1992
PUBLISH: October 22, 1992
DOCUMENTS AVAILABLE
October 22, 1992

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

.....Melissa Gugliuzza, 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.....October 22, 1992.....
last publication.....October 22, 1992.....;
and that no more than six days intervened be-
tween publications.

.....Melissa Gugliuzza
Sworn to before me this22nd.....
day ofOctober....., 1992.
.....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 12/11/93

**TOWN OF CHEEKTOWAGA -
NOTICE TO BIDDERS
CONSTRUCTION AND EXTENSION
OF WEDGEWOOD DRIVE**

NOTICE IS HEREBY GIVEN that sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, County of Erie, State of New York on the 30th day of October, 1992 at 11:00 A.M. in the Town Hall in the Town of Cheektowaga NY, for furnishing all labor, materials, tools, equipment and incidentals required for the CONSTRUCTION AND EXTENSION OF WEDGEWOOD DRIVE in accordance with the Contract Documents prepared by Donald Gallo, Consulting Engineer, P.C., for the said project.

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Each proposal must be accompanied by a certified check for a sum equal to five percent (5%) of the amount of the bid, payable to the order of the Town of Cheektowaga, NY or id bond with sufficient sureties to be approved by the Attorney for the Town of Cheektowaga, NY in a sum equal to five percent (5%) of the amount of the bid, conditioned that, if his proposal be accepted, he will enter into a contract or the same, and he will execute such further security as may be required for the faithful performance of the contract.

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The Town of Cheektowaga is an exempt organization under the Tax Law and is exempt from payment of sales and compensating use taxes of the State of New York and cities and counties of the State on all materials which are to be incorporated into the project, pursuant to the provisions of the contract. These taxes are not to be included in the bid.

BY ORDER OF:

Richard M. Moleski

Town Clerk

Town of Cheektowaga

DATED: October 22, 1992

PUBLISH: October 22, 1992

DOCUMENTS AVAILABLE
October 22, 1992

STATE OF NEW YORK

COUNTY OF ERIE

TOWN OF CHEEKTOWAGA

ss.

Melissa Gugliuzza, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
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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 October 22, 1992;
last publication October 22, 1992;
and that no more than six days intervened be-
tween publications.

Melissa Gugliuzza

Sworn to before me this 22nd

day of October, 1992.

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 12/11/93

Item No. 8c Motion by Councilman Gabryszak Seconded by Councilman Blachowski

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

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

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

RESOLVED, that sealed bids will be received on the 2nd day of November, 1992 at 11:00 A.M. Eastern Standard Time at a public bid opening to be held in the Council Chambers at Cheektowaga Town Hall.

* * * * *

TOWN OF CHEEKTOWAGA

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town of Cheektowaga on November 2, 1992 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of Pool Maintenance Chemicals for the year, 1993.

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

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

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

Richard M. Moleski
Town Clerk

DATED: October 19, 1992

* * * * *

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

..Melissa..Gugliuzza, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
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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..October 22, 1992;
last publication..October 22, 1992...;
and that no more than six days intervened be-
tween publications.

..Melissa..Gugliuzza

Sworn to before me this ..22nd.....

day of ..October....., 19..92

..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 12/11/93

NOTICE TO BIDDERS

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

28
11.
The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interest of the Town, or reject any or all bids.

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

RICHARD M. MOLESKI

Town Clerk

DATED: October 19, 1992

PUBLISH: October 22, 1992

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

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town of Cheektowaga on November 2, 1992 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the furnishing of Pool Maintenance Chemicals for the year, 1993.

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

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

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

RICHARD M. MOLESKI
Town Clerk

DATED: October 19, 1992
PUBLISH: October 22, 1992

Melissa Gugliuzza, of the town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is Clerk of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 1 weeks: first publication October 22, 1992; last publication October 22, 1992; and that no more than six days intervened between publications.

Melissa Gugliuzza

Sworn to before me this 22nd

day of October, 1992

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 12/11/93

Item No. 8d Motion by Councilman Gabryszak Seconded by Councilman Rogowski

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

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

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

RESOLVED, that sealed bids will be received on the 2nd day of November 1992 at 11:00 A.M. Eastern Standard Time at a public bid opening to be held in the Council Chambers at Cheektowaga Town Hall.

* * * * *

TOWN OF CHEEKTOWAGA

NOTICE TO BIDDERS

Sealed proposals will be received by the Town Clerk on November 2, 1992 at 11:00 A.M. Eastern Standard Time at the Town Hall, corner of Broadway and Union Roads, for the supplying of Athletic White Stripe for the year 1993.

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 offer to other than the low bidder should it be in the best interest of the Town, or reject any or all bids.

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

Richard M. Moleski,
Town Clerk

DATED: October 19, 1992

* * * * *

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

.....Melissa Gugliuzza..... 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
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.....Melissa Gugliuzza.....

Sworn to before me this22nd.....

day ofOctober....., 1992

.....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 12/11/93

NOTICE TO BIDDERS

Sealed proposals will be received by the Town Clerk on November 2, 1992 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the supplying of Athletic White Stripe for the year, 1993.

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

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

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

RICHARD M. MOLESKI
Town Clerk

DATED: October 19, 1992
PUBLISH: October 22, 1992.

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

• NOTICE TO BIDDERS

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

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

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

RICHARD M. MOLESKI
Town Clerk

DATED: October 19, 1992
PUBLISH: October 22, 1992

Melissa Gugliuzza of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
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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 12/11/9 3

Item No. 8e Motion by Councilman Gabryszak Seconded by Councilman Solecki

WHEREAS, it is in order that bids be advertised for the purchase of Custodial Supplies for the 1993, 1994 and 1995 fiscal years for the Town of Cheektowaga, NOW, THEREFORE, BE IT

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

RESOLVED, that specifications for said Custodial Supplies may be obtained from the Town Clerk's Office in Cheektowaga Town Hall, AND BE IT FURTHER

RESOLVED, that sealed bids will be received on the 2nd day of November, 1992 at 11:00 A.M. Eastern Standard Time at a public bid opening to be held in the Council Chambers at Cheektowaga Town Hall.

* * * * *

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on November 2, 1992 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the supplying of Custodial Supplies.

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

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

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

Richard M. Moleski,
Town Clerk

DATED: October 19, 1992

* * * * *

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

.....Melissa Gugliuzza, of the town
of Cheektowaga, in said County of Erie, being
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NOTICE TO BIDDERS

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

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

RICHARD M. MOLESKI
Town Clerk

DATED: October 19, 1992

PUBLISH: October 22, 1992

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

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By order of the Town Board of the Town of Cheektowaga, Erie County, New York.
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Town Clerk
DATED: October 19, 1992
PUBLISH: October 22, 1992

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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 12/11/93

Item No. 9a Motion by Councilman Johnson Seconded by Councilman Jaworowicz

WHEREAS, Quaker Landings Corporation (the "Applicant") has applied to the Town of Cheektowaga for an environmental review of its request to develop a residential subdivision known as Quaker Landings off of Borden Road near the West Seneca boundary (the "Project"), pursuant to the State Environmental Quality Review Act ("SEQRA"), and

WHEREAS, the appropriate governmental agencies (State, County and Town) have been solicited by the Town 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 Environmental Advisory Committee ("EAC") of the Town of Cheektowaga, the Cheektowaga Conservation Advisory Council ("CCAC") and other agencies have reviewed this project and have conducted several meetings with the Applicant, 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 effects relating to this Project are present and should be addressed by the Applicant in greater detail:

1. Applicant must address the concerns of the Federal Aviation Administration relating to the proximity of the Buffalo Air Park to the subdivision.
2. Additional detail must be provided as to the width, etc. of the proposed roadway to be constructed: and other concerns of the Cheektowaga Traffic Safety Commission must be addressed.
3. Applicant must determine the location of the high-pressure fuel line which runs north-south on or near this property.
4. More detailed drainage plans are necessary
5. Traffic study must be conducted to determine the impacts on Borden Road.

NOW, THEREFORE, BE IT

RESOLVED, that the Town of Cheektowaga hereby determines that a Draft Environmental Impact Statement must be prepared by the Applicant and submitted to this Town Board and the EAC, based on this Town Board's determination that such Project could have a significant effect on the environment, 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 SEQRA regulations, and BE IT FURTHER

RESOLVED, that the Town Building Inspector, as Intake Officer for the Town, notify the Applicant and other interested and involved agencies of this requirement.

* * * * *

MOTION BY COUNCILMAN JOHNSON AND SECONDED BY COUNCILMAN SOLECKI TO AMEND THE ABOVE RESOLUTION TO INCLUDE AN ADDITIONAL ITEM AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

* * * * *

Item No. 9a continued

Amended

Motion by Councilman Johnson Seconded by Councilman Jaworowicz

WHEREAS, Quaker Landings Corporation (the "Applicant") has applied to the Town of Cheektowaga for an environmental review of its request to develop a residential subdivision known as Quaker Landings off of Borden Road near the West Seneca boundary (the "Project"), pursuant to the State Environmental Quality Review Act ("SEQRA"), and

WHEREAS, the appropriate governmental agencies (State, County and Town) have been solicited by the Town 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 Environmental Advisory Committee ("EAC") of the Town of Cheektowaga, the Cheektowaga Conservation Advisory Council ("CCAC") and other agencies have reviewed this project and have conducted several meetings with the Applicant, 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 effects relating to this Project are present and should be addressed by the Applicant in greater detail:

1. Applicant must address the concerns of the Federal Aviation Administration relating to the proximity of the Buffalo Air Park to the subdivision.
2. Additional detail must be provided as to the width, etc. of the proposed roadway to be constructed: and other concerns of the Cheektowaga Traffic Safety Commission must be addressed.
3. Applicant must determine the location of the high-pressure fuel line which runs north-south on or near this property.
4. More detailed drainage plans are necessary
5. Traffic study must be conducted to determine the impacts on Borden Road.
6. The impacts of sewerage flows upon the facilities of Erie County Sewer District #1 must be analyzed and approved by the Erie County Department of Environment and Planning.

NOW, THEREFORE, BE IT

RESOLVED, that the Town of Cheektowaga hereby determines that a Draft Environmental Impact Statement must be prepared by the Applicant and submitted to this Town Board and the EAC, based on this Town Board's determination that such Project could have a significant effect on the environment, 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 SEQRA regulations, and BE IT FURTHER

RESOLVED, that the Town Building Inspector, as Intake Officer for the Town, notify the Applicant and other interested and involved agencies of this requirement.

Upon Roll Call....

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

Item No. 9b Motion by Councilman Johnson Seconded by Councilman Solecki

WHEREAS, Benderson Development Corporation (the "Applicant") has applied to the Town of Cheektowaga for an environmental review of its request for a rezoning of 13.5+ acres of vacant property located on the west side of Transit Road between Como Park Boulevard and Strasmer Road from R-Residential District and NS-Neighborhood Services District to C-Retail Business District in order to construct a 112,000 square foot retail plaza/store (the "Project"), pursuant to the State Environmental Quality Review Act ("SEQRA"), and

WHEREAS, the appropriate governmental agencies (State, County and Town) have been solicited by the Town 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 Environmental Advisory Committee ("EAC") of the Town of Cheektowaga, the Cheektowaga Conservation Advisory Council ("CCAC") and other agencies have reviewed this project and have conducted several meetings with the Applicant, 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 effects relating to this Project are present and should be addressed by the Applicant in greater detail:

1. Wetlands delineation study must be performed.
2. Tree survey must be completed for tree preservation plans.
3. Approvable drainage study and plans must be prepared.
4. Traffic impact study showing projected traffic volume and mitigation measures must be completed.
5. Archaeological survey must be completed.
6. Impacts upon the adjacent residential development must be addressed.

NOW, THEREFORE, BE IT

RESOLVED, that the Town of Cheektowaga hereby determines that a Draft Environmental Impact Statement must be prepared by the Applicant and submitted to this Town Board and the EAC, based on this Town Board's determination that such Project should have a significant effect on the environment, 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 SEQRA regulations, and BE IT FURTHER

RESOLVED, that the Town Building Inspector, as Intake Officer for the Town, notify Benderson Development Corporation and other interested and involved agencies of this requirement.

* * * * *

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

Upon Roll Call....

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

* * * * *

Item No. 9b continued

AMENDED

Motion by Councilman Johnson Seconded by Councilman Solecki

WHEREAS, Benderson Development Corporation (the "Applicant") has applied to the Town of Cheektowaga for an environmental review of its request for a rezoning of vacant property located on the west side of Transit Road between Como Park Boulevard and Strasmer Road from R-Residential District and NS-Neighborhood Services District to C-Retail Business District in order to construct a retail plaza/store (the "Project"), pursuant to the State Environmental Quality Review Act ("SEQRA"), and

WHEREAS, the appropriate governmental agencies (State, County and Town) have been solicited by the Town 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 Environmental Advisory Committee ("EAC") of the Town of Cheektowaga, the Cheektowaga Conservation Advisory Council ("CCAC") and other agencies have reviewed this project and have conducted several meetings with the Applicant, 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 effects relating to this Project are present and should be addressed by the Applicant in greater detail:

1. Wetlands delineation study must be performed.
2. Tree survey must be completed for tree preservation plans.
3. Approvable drainage study and plans must be prepared.
4. Traffic impact study showing projected traffic volume and mitigation measures must be completed.
5. Archaeological survey must be completed.
6. Impacts upon the adjacent residential development must be addressed.

NOW, THEREFORE, BE IT

RESOLVED, that the Town of Cheektowaga hereby determines that a Draft Environmental Impact Statement must be prepared by the Applicant and submitted to this Town Board and the EAC, based on this Town Board's determination that such Project should have a significant effect on the environment, 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 SEQRA regulations, and BE IT FURTHER

RESOLVED, that the Town Building Inspector, as Intake Officer for the Town, notify Benderson Development Corporation and other interested and involved agencies of this requirement.

Upon Roll Call....

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

Item No. 10a Motion by Councilman Rogowski Seconded by Councilman Johnson

WHEREAS, under the State Environmental Quality Review Act ("SEQRA") and the Environmental Quality Review Act of the Town of Cheektowaga, various projects are subject to environmental review, and

WHEREAS, this Town Board and the Town Highway Superintendent have proposed the construction of the extension of Wedgewood Drive from the existing terminus of Wedgewood Drive to Losson Road, and

Item No. 10a continued

WHEREAS, the notifications required under SEQRA for this project have been forwarded to the appropriate governmental agencies for comment and review, and this Town Board has been designated lead agency for the project, and

WHEREAS, this Town Board has completed its review of this project under SEQRA, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby renders a negative declaration under SEQRA for the proposed Wedgewood Drive extension.

Upon Roll Call....

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

Item No. 10b Motion by Councilman Johnson 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, rezoning, special permits, etc. and renders its recommendation concerning the 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, this Town Board has proposed the construction of a pedestrian bridge over Scajaquada Creek, and

WHEREAS, the Advisory Committee, at its meeting held on September 29, 1992, recommended that a negative declaration for this project be issued, and

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

RESOLVED, that this Town Board hereby renders a negative declaration under the State Environmental Quality Review Act for the Scajaquada Creek Pedestrian Bridge, subject to final review of the location of the bridge, sidewalks and traffic control devices by the Cheektowaga Traffic Safety Commission and this Town Board.

Upon Roll Call....

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

Item No. 11 Bond Anticipation Note for development and extension of Wedgewood Dr.
This item was withdrawn.

Item No. 12a Motion by Councilman Gabryszak Seconded by Supervisor Swiatek

WHEREAS, John W. Danforth Company has submitted a proposal to include heat controls for three (3) air conditioning units at the Police & Court Building, AND

WHEREAS, Change Order No. 1, as submitted by John W. Danforth Company is for labor and materials to control the gas fired heat exchangers to air conditioning units #1, #2 & #3, at a cost not to exceed \$1,960.00, AND

Item No. 12a continued

WHEREAS, R. P. Morrow, P.C. and the Facilities Department General Foreman concur that the proposal submitted by John W. Danforth is in the best interest of the Town of Cheektowaga energy management system, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby approves Change Order No. 1, in the amount of \$1,960.00, as defined in the proposal submitted by John W. Danforth Company, 1940 Fillmore Avenue, Buffalo, New York 14214-2992, AND, BE IT FURTHER

RESOLVED, that funds for said action are available from Capital Improvements Account #5107-7110-9115.

Upon Roll Call....

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

Item No. 12b Motion by Councilman Gabryszak Seconded by Supervisor Swiatek

WHEREAS, John W. Danforth Company has submitted a proposal to reduce the gas line size piping, supply HVAC Units #1, #2 and #3 at the Police & Court Building from 3" to 2", AND

WHEREAS, said proposal reduces the construction cost of the project in the amount of \$206.50 credit, AND

WHEREAS, R. P. Morrow Associates, P.C. has reviewed and approved said proposal for Change Order #2, for a \$206.50 credit, as submitted by John W. Danforth Company, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby approve Change Order #2 for a \$206.50 credit submitted by John W. Danforth Co., 1940 Fillmore Avenue, Buffalo, New York 14214-2992, AND, BE IT FURTHER

RESOLVED, that said credit in the amount of \$206.50 be deducted from Capital Improvement Account #5107-7110-9115

Upon Roll Call....

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

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

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located East of 47 Starlite Avenue and West of 42 Tamark, Cheektowaga, New York, SBL #113.56-5-19.12 and according to the Assessor's Office is owned by the County of Erie, 95 Franklin Street, Buffalo, New York 14202, and

WHEREAS, the Erie County Deputy Commissioner of Finance, Robert Kowaleski, has authorized the Town of Cheektowaga Housing Inspector to take immediate steps 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. 13 continued

Upon Roll Call....

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

Item No. 14 Motion by Supervisor Swiatek Seconded by Councilman Johnson

WHEREAS, the Buffalo Sewer Authority (BSA) has notified Erie County Sewer Districts #1 and #4 that it intends to change the manual which specifies the method for charging for acceptance and treatment of wastewaters under existing service agreements, AND

WHEREAS, the proposed change in the BSA "manuals" will substantially increase charges for acceptance of wastewaters, AND

WHEREAS, the BSA's proposed changes in the manuals will, among other things, include costs of the BSA which benefit only city properties and do not relate to the acceptance of sewage from communities outside the city, AND

WHEREAS, the BSA's proposed change in the manual will substantially raise sewer taxes to Cheektowaga in the Town Sanitary Sewer District #3 and Erie County Sewer District #1, AND

WHEREAS, the BSA's proposed change in the manual is inconsistent with the 30 years of prior payments under the ECSD #1 Agreement whereby payments were properly made for those services provided to ECSD #1 and this represents a fundamental change in the relationship of the outlying communities with the BSA, AND

WHEREAS, the BSA has indicated that it will unilaterally change the method of charging for service to all communities outside of the city, AND

WHEREAS, the unilateral changes proposed by the BSA to the detriment of the communities outside the City of Buffalo shows the unfairness of the lack of representation of the outside communities on the BSA Board, AND

WHEREAS, decisions of the Authority concerning rate charges and other policies are made by a Board which is composed only of residents of the City of Buffalo, appointed by its Mayor and confirmed by its Council, AND

WHEREAS, while this Town has the responsibility for levying taxes to finance the sewage treatment charges, it has no opportunity at present to be directly represented on the Board which has the authority to set charges and determine policy, AND

WHEREAS, it would be appropriate if suburban representatives, appointed by suburban representatives, appointed by suburban elected officials, could be included in the membership of the Buffalo Sewer Authority, AND

WHEREAS, such representation should be proportional to the percentage of the wastewater treated at the Authority's plant which is generated from suburban communities, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board, on behalf of its citizens in Town Sewer District #3 and Erie County Sewer District #1, opposes the proposed BSA change in its manual of charges to outlying communities, AND, BE IT FURTHER

RESOLVED, that the Town Board of Cheektowaga does hereby memorialize the New York State Legislature to enact legislation which would add at least three suburban representatives to the Board of the Buffalo Sewer Authority, and provide that these additional members be appointed by elected public officials representing those areas which are served by the Authority on a contract basis, AND, BE IT FURTHER

RESOLVED, that this Town Board, on behalf of taxpayers in the Town Sewer District #3 and ECSD #1, opposes the BSA proposed change in the manual of charges to outlying communities, AND, BE IT FURTHER

Item No. 14 continued

RESOLVED, that a certified copy of this resolution be forwarded to State Assemblyman Paul Tokasz and State Senator William Stachowski

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 15 Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

WHEREAS, October 24th through November 1, 1992 has been designated as National Red Ribbon Week, and

WHEREAS, the Red Ribbon campaign is a symbol of intolerance to illegal drugs and a unified commitment to a drug-free, healthy lifestyle, and

WHEREAS, the Cheektowaga Action Partnership is coordinating a campaign amount area high schools to increase awareness of the numerous problems associated with drug and alcohol abuse, and

WHEREAS, the high schools participating in this effort include Cheektowaga Central, Maryvale, Cleveland Hill, John F. Kennedy, Villa Maria Academy, West Seneca East, West Seneca West, Depew, St. Mary's and Lancaster, and

WHEREAS, these schools will distribute Red Ribbons to their students on Wednesday, October 28, 1992, as part of National Red Ribbon Day, and

WHEREAS, the ribbons will then be joined together in a unified effort to create the world's longest red ribbon, thereby helping to increase awareness and promote a drug free society, NOW, THEREFORE, BE IT

RESOLVED, that the Town of Cheektowaga proclaim Wednesday, October 28, 1992 as "Wear Red Day" and encourage citizens to wear a red ribbon to symbolize a commitment to establishing out town as a drug-free community.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 16 Motion by Councilman Gabryszak Seconded by Councilman Jaworowicz

WHEREAS, as part of the Town's annual Haunted Forest event, music is usually performed by a band, and

WHEREAS, this year, the Cheektowaga Department of Youth and Recreational Services has made arrangements to have the following named bands perform at the Haunted Forest on the following dates:

J. C. Thompson Band	October 20th and 21st
Jackson & Country State	October 22nd

at a cost of \$500 per night, and

WHEREAS, M & T Bank has donated the moneys necessary to have these bands perform at the Haunted Forest, and

WHEREAS, a contract is needed between the Town and such bands for these performances, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached contracts with J. C. Thompson Band and Jackson & Country State for services to be rendered in connection with such Haunted Forest, and BE IT FURTHER

Item No. 16 continued

RESOLVED, that moneys required to pay such bands under these contracts shall be paid from budget line item number 7140.4492.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

* SEE NEXT PAGES

CONTRACT

This Contract entered into as of the _____ day of October, 19 92, between the Town of Cheektowaga, a domestic municipal corporation having its principal place of business at Broadway and Union Roads, Cheektowaga, New York, 14227, hereinafter called the "Town", and J.C. Thompson Band, located at 36 Celina Street, Sloan, New York 14206, hereinafter called the "Contractee".

- 1) This Contract is for the personal services of the Contractee as follows:

Type of Service: Musical Band
Date: October 20 and 21, 1992
Location: John C. Stiglmeier Park
Time: Approximately 6:30 P.M. to 9:30 P.M.
Duration: Approximately (minutes) 90 minutes (3 hours)
Other Provisions: If weather conditions (i.e., rain, cold) prevent the band from performing, the Town will pay the Contractee 50% of the fee agreed upon.
The fee shall be paid at the starting time of performance.

- 2) The Contractee will be paid the sum of \$ 1,000.00 in consideration for the execution of the services as herein provided, said sum including all related fees and expenses listed: (\$500 per performance)

- 3) Other Provisions: Contractee will supply the equipment.
Town will supply the electrical power.

~~4) In the event of inclement weather, the Town will provide adequate shelter for the Contractee and its equipment.~~

- 5) The Contractee will indemnify and hold the Town and all its agents, officers and employees harmless from all loss, damage, accident or injury to person or property due directly or indirectly to the provision of services provided herein. The contractee agrees that (he)(she)(it) is acting as an independent contractor in the performance of this Contract. As such, the Contractee shall not, by reason hereof, make any claim, demand of application to or for any right or privilege applicable to an officer or employee of the Town, including, but not limited to workmen's compensation, unemployment insurance benefits, social security coverage or retirement membership or credit.
- 6) Upon failure of the Contractee to execute said services, this contract shall be null and void. If the Contractee, for any reason, fails to perform its obligations under this Contract, then such Contractee hereby agrees to return any moneys paid to it by the Town and to be responsible for any costs incurred by the Town as a result of the Contractee's non-performance under this contract.
- 7) This Contract contains the entire agreement between the Town and the Contractor, and change or modification of this Contract shall be invalid unless the same shall be in writing and signed by the parties hereto.

TOWN OF CHEEKTOWAGA

By: [Signature]

Title: _____

(Supervisor)

CONTRACTEE

By: [Signature]

Title: _____

C O N T R A C T

This Contract entered into as of the _____ day of October, 19 92, between the Town of Cheektowaga, a domestic municipal corporation having its principal place of business at Broadway and Union Roads, Cheektowaga, New York, 14227, hereinafter called the "Town", and Jackson and Country State, located at 9901 Niagara Falls Boulevard, Apt. 23, Niagara Falls, NY 14304, hereinafter called the "Contractee".

- 1) This Contract is for the personal services of the Contractee as follows:

Type of Service: Musical Band
Date: October 22, 1992
Location: John C. Stiglmeier Park
Time: Approximately 6:30 P.M. to 9:30 P.M.
Duration: Approximately (minutes) 90 minutes (3 hours)
Other Provisions: Checks shall be made payable to Janet Forget

- 2) The Contractee will be paid the sum of \$ 500.00 in consideration for the execution of the services as herein provided, said sum including all related fees and expenses listed: _____

- 3) Other Provisions: _____

~~4) In the event of inclement weather, the Town will provide alternate site and the Contractee shall be rendered.~~

- 5) The Contractee will indemnify and hold the Town and all its agents, officers and employees harmless from all loss, damage, accident or injury to person or property due directly or indirectly to the provision of services provided herein. The contractee agrees that (he)(she)(it) is acting as an independent contractor in the performance of this Contract. As such, the Contractee shall not, by reason hereof, make any claim, demand of application to or for any right or privilege applicable to an officer or employee of the Town, including, but not limited to workmen's compensation, unemployment insurance benefits, social security coverage or retirement membership or credit.

- 6) Upon failure of the Contractee to execute said services, this contract shall be null and void. If the Contractee, for any reason, fails to perform its obligations under this Contract, then such Contractee hereby agrees to return any moneys paid to it by the Town and to be responsible for any costs incurred by the Town as a result of the Contractee's non-performance under this contract.

- 7) This Contract contains the entire agreement between the Town and the Contractor, and change or modification of this Contract shall be invalid unless the same shall be in writing and signed by the parties hereto.

TOWN OF CHEEKTOWAGA

By: _____

Title: _____

(Supervisor)

CONTRACTEE

By: _____

Title: _____

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

WHEREAS, Robert Sprada, a Working Foreman in the Highway Department, has requested a one (1) year leave of absence from his position, AND

WHEREAS, Robert Sprada has made this request as a result of his appointment as Deputy Highway Superintendent in the Highway Department, NOW, THEREFORE, BE IT

RESOLVED, that, as per Section 11.01 of the collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Supervisory Unit, this leave of absence is hereby granted to Robert Sprada, effective immediately.

Upon Roll Call....

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

Item No. 18 Motion by Councilman Gabryszak Seconded by Councilman Jaworowicz

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

<u>FACILITIES DEPARTMENT</u>	<u>EFFECTIVE</u>
Andrew Sciandra	9/28/92
Kevin Zawodzinski	9/20/92
Walter Gardon	9/11/92
John Rogowski	9/17/92

<u>SEWER DEPARTMENT</u>	
David Klosko	9/12/92

<u>SANITATION DEPARTMENT</u>	
Charles Rokitka	9/12/92

<u>YOUTH & RECREATIONAL SERVICES</u>	
Kendra Baumgartner	8/21/92
Fawn Bova	8/28/92
Marc Bucolo	8/21/92
Kevin Corcoran	8/28/92
Scott Corcoran	8/28/92
Sean Fiegl	8/28/92
Jennifer Garcea	8/21/92
Sarah Garcea	8/28/92
Paul Ivanowski	8/28/92
Jeff Kramer	8/14/92
Jason Krasinski	8/26/92
Vito LaBarbara	8/28/92
Tom Matyjakowski	8/28/92
Dave Michalski	8/28/92
Richard Musielak	8/28/92
Alicia Parks	8/28/92
Eric Roll	8/14/92
Russell Ciruolo	8/28/92
Theresa Smith	8/28/92
Matthew Starr	8/21/92
Michael Urbanski	8/14/92
Kirk Wilde	8/28/92
Peter Szarowski	8/28/92

Upon Roll Call....

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

Item No. 19a Motion by Councilman Rogowski Seconded by Councilman Blachowski

BE IT RESOLVED, that the following individuals be and hereby are hired as PART-TIME EMPLOYEES, not to exceed 19 hours on a weekly basis, in the various departments listed and in compliance with the provisions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association:

TAX OFFICE - \$4.75 per hour (Days)

EFFECTIVE

Judy Golas

9/29/92

CENTRAL GARAGE - \$5.00 per hour (Clerical)

Vicki Ferdinand

Immediately

POLICE DEPARTMENT - \$5.00 per hour (Clerical)

Jennifer Filipink

Immediately

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 19b Motion by Councilman Rogowski Seconded by Councilman Jaworowicz

BE IT RESOLVED, that the following individuals be and hereby are hired as SEASONAL EMPLOYEES in the various departments listed and 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 24 weeks in a calendar year:

TAX OFFICE - \$4.25 per hour (Nights)

EFFECTIVE

Marcie Dudek

Immediately

SEWER MAINTENANCE DEPARTMENT - \$4.65 per hour (Laborer)

George C. Amos

Immediately

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

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

WHEREAS, this Town Board is desirous of extending Wedgewood Drive from its current terminus to Losson Road, and

WHEREAS, there is a need to prepare Plans and Specifications for competitive bidding, NOW, THEREFORE, BE IT

RESOLVED, that the proposal of Donald Gallo, Consulting Engineer, P.C., submitted to the Town Highway Superintendent, for preparation of Plans and Specifications for the Construction and Extension of Wedgewood Drive be and hereby is accepted and approved, AND BE IT FURTHER

RESOLVED, that the cost of said professional services not to exceed the amount of \$6,000. is to be charged to budget line item to be established by Town Accountant upon Acceptance of Bond Anticipation Notes.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

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

WHEREAS, engineering proposals were submitted to the Facilities Director for the purpose of preparing an updated Preventive Maintenance Contract, bid specifications manual for Heat, Ventilation and Air Conditioning Equipment at various Town Buildings, AND

WHEREAS, R. P. Morrow Associates, P.C., 47 Elmhurst Pl., Buffalo, New York, 14216-3105 has submitted a proposal to furnish a comprehensive specifications manual for a Preventive Maintenance Contract for a fee not to exceed \$13,500.00, NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby accepts the proposal submitted by R. P. Morrow Associates, P.C., 47 Elmhurst Pl., Buffalo, New York, 14216-3105 to furnish a comprehensive specifications manual for a Preventive Maintenance Contract for Heat, Ventilations and Air Conditioning at various Town Buildings at a fee not to exceed \$13,500.00, AND BE IT FURTHER

RESOLVED, that funds for said action are available from Account #5204-1625-0100.

Upon Roll Call....

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

Item No. 21 Motion by Supervisor Swiatek Seconded by Councilman Jaworowicz

WHEREAS, the Town Justices have added twelve (12) night court sessions to the 1992 calendar which will result in the closing of more court cases, and

WHEREAS, to support the Town Justices in these night court sessions, additional overtime will be required by staff, and

WHEREAS, with the implementation of the new computer network for the Town Courts last August, the Town Court has experienced an increase in court revenues of approximately \$4,000 per month through more efficient processing of files, and

WHEREAS, it is necessary to amend the 1992 Town Budget to include this change in performance, NOW, THEREFORE, BE IT

RESOLVED, that the Town's 1992 Budget be amended by adding these to the following:

0100-1110-1351	Senior Clerk	\$2,350.	Dr.
0100-1110-1371	Clerk	840.	Dr.
0100-1110-1374	Clerk Typist	5,190.	Dr.
0100-1110-1391	Part Time Clerk	1,820.	Dr.
0100-1110-4592	Contracted Clerical	3,000.	Dr.
0100-1110-2610	Court Fees	13,200.	Cr.

Upon Roll Call....

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

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

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

Item No. 22 continued

GENERAL FUND

FROM:	0100-9010-8975	Retirement Buyouts	\$49,708.00
	0100-1910-4711	Contingency	2,000.00
	0100-3120-1541	Patrolmen-Police	5,000.00
	0100-3120-1541	Patrolmen-Police	1,500.00
	0100-7110-1201	General Crew Chief-Facilities	5,000.00
	0100-7110-1203	Working Crew Chief-Facilities	9,000.00
	0100-7110-1391	Part-Time Clerical-Facilities	2,000.00
	0100-7110-1491	Part-Time Labor-Facilities	2,000.00
	0100-7110-4491	Special Events-Facilities	1,500.00
	0100-7110-4458	Improvement Projects-Facilities	3,600.00
	0100-1110-1374	Clerk-Typist -Justice	751.60
	0100-1110-4501	Microfilm-Justice	1,500.00
	0100-1110-2104	Carpet-Justice	702.00
	0100-1110-2205	Copy Machine-Justice	206.00

TO:	0100-9501-9211	Bond Interest	\$49,708.00
	0100-1220-4957	Grant Development	2,000.00
	0100-3120-4001	Office Supplies-Police	5,000.00
	0100-3120-4031	Prisoner Meals-Police	1,500.00
	0100-7110-1431	Maintenance Worker-Facilities	5,000.00
	0100-7110-1431	Maintenance Worker-Facilities	9,000.00
	0100-7110-1431	Maintenance Worker-Facilities	2,000.00
	0100-7110-1431	Maintenance Worker-Facilities	2,000.00
	0100-7110-1431	Maintenance Worker-Facilities	1,500.00
	0100-7110-1431	Maintenance Worker-Facilities	3,600.00
	0100-1110-1351	Senior Clerk - Justice	751.60
	0100-1110-4591	Juror Fees - Justice	1,500.00
	0100-1110-4001	Office Supplies-Justice	702.00
	0100-1110-4001	Office Supplies-Justice	206.00

HIGHWAY FUND:

FROM:	0300-9010-8975	Retirement Buyouts	\$5,378.00
-------	----------------	--------------------	------------

TO:	0300-9501-9211	Bond Interest	\$5,378.00
-----	----------------	---------------	------------

CAPITAL FUND:

FROM:	5205-1910-5731	Bond Anticipation Notes	\$94,488.00
	5008-1625-1100	Senior Clerk-Air Conditioning	11,000.00
	5204-1910-5031	Transfers In	11,000.00
	5107-7110-9115	Police & Court Reconstruction	2,500.00
	5204-1910-5031	Transfers In	2,500.00

TO:	5205-5110-0203	Leaf Vacs	\$94,488.00
	5008-9950-8000	Transfers Out	11,000.00
	5204-1625-0100	Preventive Maintenance Spec Fees	11,000.00
	5107-9950-8000	Transfers Out	2,500.00
	5204-1625-0100	Preventive Maintenance Spec Fees	2,500.00

PART TOWN FUND:

FROM:	0800-4010-4028	Board of Health-Supplies	\$1,000.00
	0800-4010-4481	Board of Health-Air Pollution	500.00

TO:	0800-3620-4191	Miscellaneous Expense	1,000.00
	0800-3620-4191	Miscellaneous Expense	500.00

SPECIAL DISTRICTS FUND:

FROM:	2500-8125-8190	Retirement Incentive	\$5,085.00
	2500-8125-1424	Sewer Maintenance Men	8,500.00
	1500-8160-4469	Landfill-Sanitation	10,000.00

Item No. 22 continued

TO:	2500-8125-9201	Bond Interest	\$5,085.00
	2500-8125-1412	Laborer-Sewer Maintenance	8,500.00
	1500-8160-1492	Seasonal Laborers-Sanitation	10,000.00

Upon Roll Call....

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

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

BE IT RESOLVED, that the following Vouchers and Warrants as submitted to the Town of Cheektowaga prior to October 16, 1992 are hereby approved and made a part hereof:

GENERAL FUND	\$2,091,412.61
HIGHWAY FUND	571,024.82
TRUST & AGENCY FUND	87,641.52
CDBG HUD FUND	15,510.48
PART TOWN FUND	72,248.12
RISK RETENTION FUND	137,292.10
SPECIAL DISTRICTS FUND	818,429.41
DEBT SERVICE FUND	126,987.50
HUD REHABILITATION FUND	17,963.50
CAPITAL FUND	307,078.81
	<u>\$4,245,588.87</u>

Upon Roll Call....

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

IV. DEPARTMENTAL COMMUNICATIONS

Item No. 24 Minutes of Cheektowaga Planning Board: September 10, 1992
Received and Filed

Item No. 25 Quarterly Report from Office of Disaster Preparedness/July-
September, 1992

V. GENERAL COMMUNICATIONS

Item No. 26 Third-Party Summons & Complaint: L. E. Beszczynski & Michael
Serafini, Inc., vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Joan Meyers, Supervisor's Office; Sanitation
Department; Allied Claims Service, Insurance Carrier.
Received and Filed

Item No. 27a Notice of Claim: Michael & Patricia Hoiniski vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Joan Meyers, Supervisor's Office; Sewer Maintenance
Department; Allied Claims Service, Insurance Carrier.
Received and Filed

Item No. 27b Notice of Claim: Leslie Blaszyk vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Joan Meyers, Supervisor's Office; Police Department;
Allied Claims Service, Insurance Carrier.
Received and Filed

Item No. 27c Notice of Claim: Nina Sweeney vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Joan Meyers, Supervisor's Office; Highway Department;
Allied Claims Service, Insurance Carrier.
Received and Filed

Item No. 27d Notice of Claim: Merwyn J. Brenner vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Joan Meyers, Supervisor's Office; Sewer Maintenance
Department; Allied Claims Service, Insurance Carrier.
Received and Filed

Item No. 27e Notice of Claim: Frank & Nancy Gaglione as Administrator of Estate
of George A. King vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Joan Meyers, Supervisor's Office; Police Department;
Highway Department; Allied Claims Service, Insurance Carrier.
Received and Filed

Item No. 28 Request to speak regarding Marrano Parkway Flood Problem:
Mr. & Mrs. R. Lipinczyk
Received and Filed

* * * * *

MOTION BY SUPERVISOR SWIATEK AND SECONDED BY COUNCILMAN JOHNSON TO SUSPEND THE RULES
TO INCLUDE THE FOLLOWING RESOLUTIONS AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call....
AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,
Rogowski, Blachowski and Johnson
NAYES: 0
ABSENT: 0

* * * * *

VI. SUSPENSION OF RULES

Item No. 29 Motion by Councilman Johnson Seconded by Councilman Rogowski

WHEREAS, high ground water conditions are experienced at the rear of
Cayuga Creek Road properties, AND

WHEREAS, relief can be afforded by the removal of silt from an
existing drainage ditch at the rear of 760 to 774 Cayuga Creek Road, NOW, THEREFORE,
BE IT

RESOLVED, that the Highway Superintendent is hereby requested to pro-
vide men and equipment necessary to restore the proper functioning of said drainage
ditch at the rear of properties of 760 and 744 Cayuga Creek Road

Upon Roll Call....
AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,
Rogowski, Blachowski and Johnson
NAYES: 0
ABSENT: 0

Item No. 30 Motion by Councilman Rogowski Seconded by Councilman Johnson

BE IT RESOLVED, that the New York State Electric & Gas Corporation is hereby authorized to install three (3) 45,000 Lumen H.P.S. Luminaires and bracket arms on William Street in the immediate area of the newly constructed thruway interchange, on wood poles to be furnished and installed by the Town, at an annual increase to the General Lighting District of \$856.71 in accordance with the attached New York State Electric & Gas Corporation proposal dated October 12, 1992 which is hereby made a part of this resolution.

Upon Roll Call....

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

* See attached pages

NYSEG

D'W'G. NO. _____

COUNTY ERIE

TITLE STREET LIGHT LAYOUT

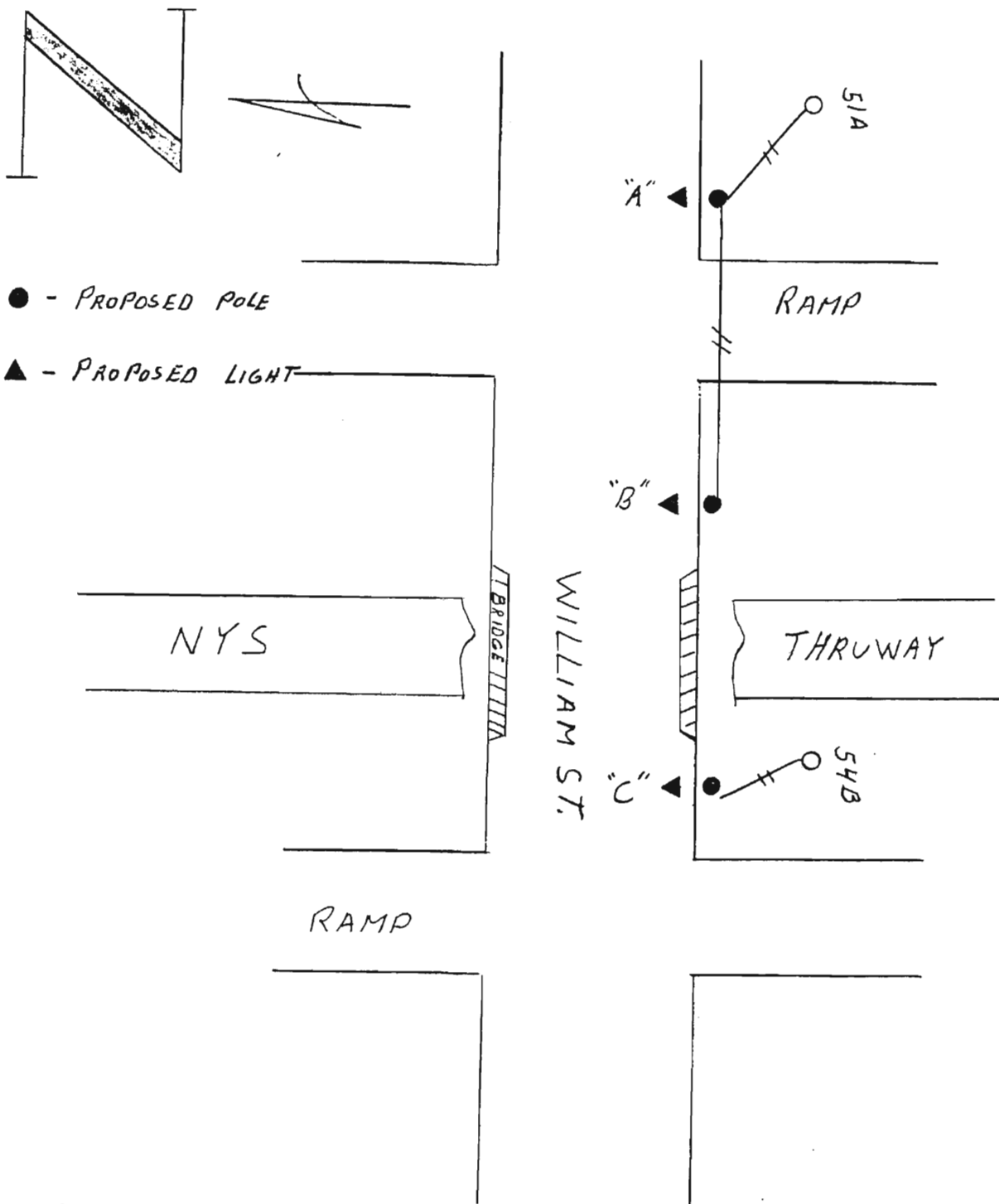
JOB No. _____

WILLIAM ST. LOCATION CHEEKTOWAGA TN

D'W'G. BY JCL DATE 10-8-92 CH'K. BY _____ DATE _____ APP'D. BY _____ DATE _____

REVISED _____

ESTIMATE NO. _____ COST CENTER _____ COST AREA _____



ENGINEERING DATA									
LINE NO./STREET		POLE/MANHOLE		TRF CD	SUB CD	CKT CD	UE		

BRUNING 74150



October 16, 1992

STREET LIGHTING PROPOSAL

TOWN OF CHEEKTOWAGA

William St.

Install 3 - 45000 lumen HPS LAMPS @ \$262.60 EA.	= \$ 787.80
Poles A,B,C L-419	
ANNUAL INCREASE	= \$ 787.80
Install 3 - 16 ft. Brackets @ \$22.97 ea.	= \$ 68.91
Poles A,B,C L-419	
ANNUAL INCREASE	= \$ 68.91
TOTAL ANNUAL INCREASE	= \$ 856.71

See attached sketch.

(This proposal is made contingent upon the terms and conditions covered in NYSEG'S street lighting filed tariff agreement with the Town of Cheektowaga).

Wood poles to be installed and owned by the Town of Cheektowaga.

An Equal Opportunity Employer

New York State Electric & Gas Corporation 150 Erie Street, Lancaster, NY 14086-1998 (716) 684-9800

Item No. 31 Motion by Councilman Rogowski Seconded by Councilman Jaworowicz

WHEREAS, the present agreement between the Town of Cheektowaga and the County of Erie for snow and ice removal from County roads expired on August 31, 1992, and

WHEREAS, negotiations for a new agreement have resulted in a new agreement for 1992-1995 being ratified by the Erie County Highway Superintendents and Erie County Supervisors Associations, and

WHEREAS, such new agreement contains the same terms as the present agreement except for the payment to the Town which will be increased by \$65.00 per year per lane mile, and

WHEREAS, this new agreement is acceptable to the Town Superintendent of Highways and this Town Board, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the above referenced successor agreement with the County of Erie for snow and ice removal for the years 1992-1995.

Upon Roll Call....

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

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

WHEREAS, the New York State Bankers Association and the Government Finance Officers Association are jointly conducting a Seminar on the new Municipal Finance Reform Law on October 28, 1992 in the City of Syracuse, and

WHEREAS, all implications for investments and collateralization of investments covered in this new law will be discussed in detail as to its effect on Town Financing, and

WHEREAS, an invitation has been extended to the Supervising Accountant to attend this one day seminar at no cost to the Town,

NOW, THEREFORE, BE IT RESOLVED, that Robert E. Kaczmarek, Supervising Accountant be authorized to attend this one day seminar.

Upon Roll Call....

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

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

WHEREAS, the Town of Cheektowaga is eligible for partial reimbursement of funds expended for youth programming during fiscal year 1993, 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 1993 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, Solecki,
Rogowski, Blachowski and Johnson
NAYES: 0
ABSENT: 0

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

BE IT RESOLVED, that the regular Town Board meeting scheduled for November 16, 1992 at 7:30 P.M. be and hereby is rescheduled for November 23, 1992 at 7:30 P.M. in the Town Hall Council Chambers, and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to give public notice of this meeting date change to the news media and to post same on his sign board at lease 72 hours before the meeting.

Upon Roll Call....

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

Item No. 35 Motion by Supervisor Swiatek and Seconded by Councilman Gabryszak to adjourn the meeting.

Richard M. Moleski
Town Clerk

Item No. 1 At a special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 20th day of October, 1992 at 6:30 o'clock P.M., Eastern Daylight Savings Time there were:

PRESENT: Supervisor Frank E. Swiatek
Councilman Patricia A. Jaworowicz
Councilman Dennis H. Gabryszak
Councilman Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski
Councilman Thomas M. Johnson, Jr.

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Chester Bryan, Town Engineer; Salvatore LaGreca, Chairman of Planning Board and Director of Employee Training; John Schaller, Assistant Chief of Police; Robert Kaczmarek, Chief Accountant and Kenneth Kopacz, Director of Youth and Recreational Services Department; Christopher Kowal, Highway Superintendent; Ronald Marten, Building & Plumbing Inspector; Jerome Gabryszak, Community Development Director; Patricia Wojcik, Senior Services Board; David Kulik, General Crew Chief-Sanitation and Greg Joos, Director of Employee Relations.

I. PUBLIC HEARINGS

Item No. 2 The Supervisor advised the Town Board that this was the time and place advertised for a public hearing to consider the adoption of the Preliminary Benefit Basis Budget of the Town of Cheektowaga. The Supervisor directed the Town Clerk to present proof of the publication and and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

* The 1993 Preliminary Benefit Basis Budget is on file in the Town Clerk's Office.

The Supervisor then asked if anyone wished to speak either in favor or against the proposed Budget. Comments were heard. Decision was reserved. The hearing was closed.

Item No. 3 This being the time and place advertised for a Public Hearing on the estimates and revenues and expenditures for the year 1992 for the General Fund, Consolidated Garbage District and General Lighting Districts, the Town Clerk presented proof that the Notice of Hearing has been duly published and posted as required by law. The Town Clerk then proceeded to read aloud the estimates of revenues and expenditures for the year 1993 for the General Fund, Consolidated Garbage District and General Lighting Districts.

* The 1993 Ad Valorem Budget is on file in the Town Clerk's Office.

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.

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. 26 November 2, 1992

- 1 Rezoning of Property Located on the Southside of Crabapple Lane
from RA-Apartment District to R-Residence District
- 2 Rezoning of Property Located at 150 Wanda Avenue from R-Residence
District to RA-Apartment
- 3 Rezoning of Property Located at 3523 Broadway from M1-Light
Manufacturing District to NS-Neighborhood Services District

FROM THE TABLE

NO.

ITEM

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Meeting No. 26 November 2, 1992

2

Authorize Supervising Accountant to Change Town's Reporting
Pay Period

1

R E S O L U T I O N S

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6	Bond Anticipation for Development and Extension of Wedgewood Drive	
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8	Opposition to Elimination of Positions in the Department of Environment and Planning	
9	Adopt Building and Plumbing Permit Fee Schedule	
10	Authorize NYSEG to Remove Lighting Facilities	
11	Approve Final Payment for Roof and Sash Replacement at the North Branch Library	
12	AUTHORIZE TOWN CLERK TO ISSUE: a. Ambulance Drivers Licenses b. Ambulance Vehicle Licenses	
13	Authorize Supervisor to Execute Quit Claim Deed	
14	Termination of Employees in Various Departments	
15	Hiring of Part-Time Employees in Various Departments	
16	Change Rate of Pay for Part-Time and Seasonal Employees in the Tax Office	
17	Transfer of Funds	
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20	MINUTES OF:	
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	b. Cheektowaga Library Board - September 23, 1992	16

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NO.

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| 21 | <i>Summons and Complaint: Angela Rugg, individually and as mother and natural guardian of Samantha Rugg vs the Town of Cheektowaga</i> | |
| 22 | <i>Notice of Claim: Celia Rudzinski vs the Town of Cheektowaga</i> | |

S U S P E N S I O N O F R U L E S

NO.

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Meeting No. 26 November 2, 1992

- | | | |
|----|--|--|
| 23 | DECISION ON REZONING OF:
a. South Side of Crabapple Lane
b. 150 Wanda Avenue | |
| 24 | Hiring of Seasonal Employees in Various Departments | |
| 25 | Award of Bid: Construction and Extension of Wedgewood Drive | |
| 26 | Call for Public Hearing: Adoption of a Local Law Known as "A Local Law for Handicap Parking Fines" | |

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 2nd day of November, 1992 at 7:30 o'clock P.M., Eastern Standard Time there were:

PRESENT: Supervisor Frank E. Swiatek
Councilman Patricia A. Jaworowicz
Councilman Dennis H. Gabryszak
Councilman Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski
Councilman Thomas M. Johnson, Jr.

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Chester Bryan, Town Engineer; Salvatore LaGreca, Chairman of Planning Board and Director of Employee Training; John Schaller, Assistant Chief of Police; Robert Kaczmarek, Supervising Accountant and Kenneth Kopacz, Director of Youth and Recreational Services Department and Ronald Marten, Building Inspector.

I. FROM THE TABLE

Item No. 2 Authorize Supervising Accountant to Change Town's Reporting Pay Period
This item was withdrawn.

II. RESOLUTIONS

Item No. 3a Motion by Councilman Gabryszak, Seconded by Supervisor Swiatek

WHEREAS, officers and employees in charge of the various administrative units of the government of the Town of Cheektowaga have submitted estimates of revenues and expenditures for the 1993 fiscal year, and

WHEREAS, the Supervisor, as the Town's Budget Officer, has caused a tentative budget to be prepared; and the Town Clerk has presented such budget to this Town Board, and

WHEREAS, this Town Board has met and considered the preliminary budget for the fiscal year beginning January 1, 1993, and a public hearing was conducted thereon on October 20, 1992, as required by section 108 of the Town Law,

NOW, THEREFORE, BE IT RESOLVED, that the preliminary budget as changed, altered and revised and as hereinafter set forth, is hereby adopted as the annual budget of the Town of Cheektowaga for the fiscal year beginning on January 1, 1993, and the same shall be entered in the minutes of the Town Board.

Upon Roll Call....

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

*SEE NEXT PAGES FOR 1993 ADOPTED BUDGET

TOWN OF CHEEKTOWAGA, NEW YORK
1993 ADOPTED BUDGET

Prepared by: Town of Cheektowaga
Accounting Department

Frank E. Swiatek
Supervisor

TOWN OF CHEEKTOWAGA, NEW YORK

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TOWN OF CHEEKTOWAGA, NEW YORK

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TOWN OF CHEEKTOWAGA, NEW YORK

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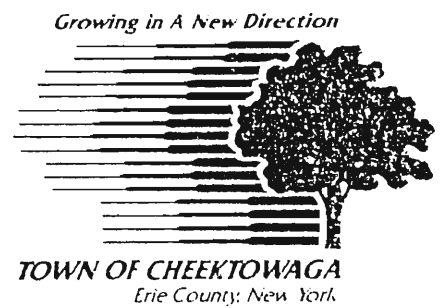
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To the Citizens of the Town of Cheektowaga:

As the Budget Officer of the Town of Cheektowaga, it is my pleasure to present this 1993 budget document. Our budget preparation procedures must comply with New York State Town Law which is explained in the "Budget Process" section of this document. In preparing the 1993 budget we have adhered to these statutes.

As has been the case for the past few years, the preparation of the Town's 1993 budget was an extremely difficult process. We feel an obligation to our residents to continue to provide high quality services, and in some cases improve such service, while facing cuts in aid and keeping tax increases to a minimum. Negative factors which continue to plague our budgetary process are:

- During 1992 State Aid revenue sharing was reduced for the third straight year. Chances for further cuts or complete elimination of the state revenue sharing program are strong.
- The 1993 budget reflects substantial increases for employee benefits. The cost of healthcare insurance for Town employees has increased by approximately 40%, while required contributions to employee retirement have increased 20%. Additionally, negotiated wage increases continue to be the largest dollar increase over 1992.
- Increases in property tax exemptions have left the Town with a negligible net taxable assessment base increase.
- The availability of General Fund fund balance has diminished over the past few years, such that we have substantially reduced our use of such in the 1993 budget.

Despite these problems we continue to focus on the positive. All departments are investigating potential efficiencies in an effort to do more with less resources. We have made the setting of goals and objectives an important part of our budget and planning process. All Town Board members, department heads, deputies and certain key personnel have been scheduled for the "Goals and Objectives Seminar". Our ultimate goal, from this process, is to develop a Town-wide list of goals and objectives from all departments, which will be published and distributed throughout the Town of Cheektowaga.

We also continue our commitment to being open and available to all residents, and to full and fair disclosure of financial results. The Town's 1991 annual comprehensive annual financial report was awarded a Certificate of Achievement for Excellence in Financial Reporting from the Government Finance Officers Association. This is the fourth year in a row the Town has received this award, which signifies that the Town published a report which was easily readable, efficiently organized and in conformance with program standards.

I thank you for your attention and interest in this document and invite your comments and suggestions at any time.

Frank E. Swiatek
Supervisor

TOWN OF CHEEKTOWAGA, NEW YORK

BUDGET PROCESS

The budget preparation process is heavily governed by New York State statutes. Town Law Sections 103 through 113 define the statutory restrictions placed on the budget process.

In the Town of Cheektowaga the Supervisor serves as the Budget Officer and has the responsibility for the preparation of the initial budget called the "Tentative Budget". Following the Supervisor's submission of this budget to the Town Board (through the Town Clerk) a number of budget work sessions are held by the Town Board. The Town Board then approves a second draft of the budget called the "Preliminary Budget". They also call for a public hearing on this "Preliminary Budget".

Following the public hearing, further work sessions are held before the Town Board approves an "Adopted Budget", which is filed with Erie County. A budget calendar is included herein which outlines the action dates for the process.

This process provides substantial opportunity for public input. The initial departmental estimates are generally based on each department head's dealings with the public and their service needs. These are often discussed throughout the year with the Town Board committee chairperson governing that department. When the Supervisor files his initial budget a press release is made and a press conference held. This provides the basic source of data for public consideration prior to the formal budget public hearing. Town Board work sessions are generally open to interested public as well. All detailed versions of the budget are available for public inspection in the Town Clerk's office.

Throughout the year a simple majority vote of the Town Board is required to amend budgetary line items. Nearly all appropriation line items are subject to transfer with the primary exception being debt service line item appropriations.

Budget monitoring is provided through the use of a full encumbrance accounting. The Town computer system generates budgetary status reports on demand, but at least monthly. These are distributed to Department heads as well as the full Town Board. At the end of the eighth month in the fiscal year a forecast of budgetary performance is reviewed by independent certified public accountants. This report

becomes the basis for fund balance estimates to be used in the upcoming budget preparation. Audited financial statements at year end include budget and actual comparisons. They become part of the Comprehensive Annual Financial Report, which has been awarded the Government Finance Officers Association "Certificate of Achievement for Excellence in Financial Reporting". These year end reports are available for public inspection in the Town Clerk's office.

General budgetary performance will also be monitored through the use of comparative statistics and data generated by various sources such as:

Government Finance Officers Association
New York State Comptroller's Office
Inter-City Management and Municipal Analysis Services
Erie County Commissioner of Finance

**TOWN OF CHEEKTOWAGA, NEW YORK
BUDGET CALENDAR**

APPROXIMATE DATE	ACTION REQUIRED BY	ACTION REQUIRED
July 15	Supervising Accountant	Distributes budget request forms to Department Heads.
July 12 to August 15	Department Heads Supervising Accountant	Formulate departmental budgets based on goals, objectives, historical requirements and other information. Computes budgetary estimates for all departments for mandatory accounts (i.e., payroll, fringes, etc.).
August 15 to September 30	Supervisor	Formulates "tentative" budget by reviewing departmental requests, discussing with Department Heads and gathering additional information.
September 30	Supervisor	Files "tentative" budget with the Town Clerk.
October 1 to October 5	Supervisor	The "tentative" budget must be presented to the Town Board by October 5th.
October 5 to October 30	Town Board	The Town Board reviews the "tentative" budget and may adjust before approving a "preliminary" budget and call for a public hearing
October 30	Town Board and Citizens	The public hearing is generally held late in October with prior notice published in the official newspaper.
November 1 to November 19	Town Board	Based on the public hearing and other facts the "preliminary" budget may be revised and then subsequently adopted by the Town Board.
November 20	Town Board	Adopted budget must be filed with the County of Erie.

Town of Cheektowaga, New York

Budget Policy

Throughout the budgetary development process, the Supervisor and Town Board strive for the consistent application of the following budgetary objectives:

- 1) Full compliance with New York State statutory requirements.
- 2) Equitable assessment of costs to benefitted citizenry primarily through use of special districts and user charges.
- 3) Appropriations to be made in sufficient detail to facilitate effective departmental accountability.
- 4) Four basic program priorities to be funded are:
 - Police
 - Sanitary Sewerage
 - Sanitation (Solid Waste)
 - Highway development and maintenance
- 5) Indebtedness to be issued only for projects having minimal useful life of five years (Indebtedness not to exceed 20% of statutory maximum).
- 6) Significant (10% or more) fluctuations in annual appropriations must be justified by documented changes in service levels.

These budgetary objectives have been developed over the past five years. They reflect generalized goals which have been agreed upon during various aspects of the annual budget process over that time period. The need to comply with State statutes is obvious.

As budgetary pressures upon local government increased it was deemed important to direct the costs of services to those benefitted. This is facilitated in New York State through the use of Special Districts which are geographic portions of the Town established to provide specific services for limited segments of the Town. These districts are used in the areas of sanitation, lighting, sanitary sewerage, water lines, storm and drainage as well as hydrants.

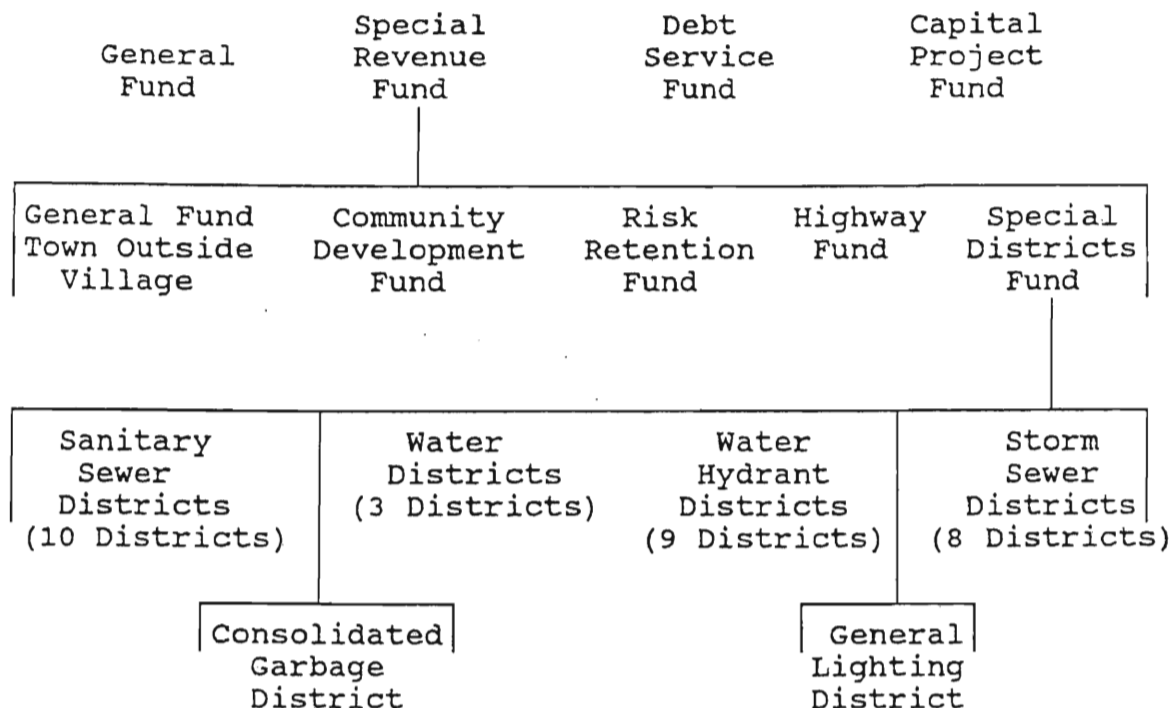
The desire for accountability led to Town Board member Functional Committee Chairmen determining the level of budgetary detail required by their departments to facilitate accurate monitoring.

The identification of four key programs as top priority was deemed necessary to simplify the appropriation review process. General agreement as to the funding of these areas is required before discussion of the many remaining departments.

Control of Town indebtedness was agreed upon in an effort to minimize fluctuations in the use of borrowings to fund capital related needs.

Town of Cheektowaga, New York
Financial and Operating Structure

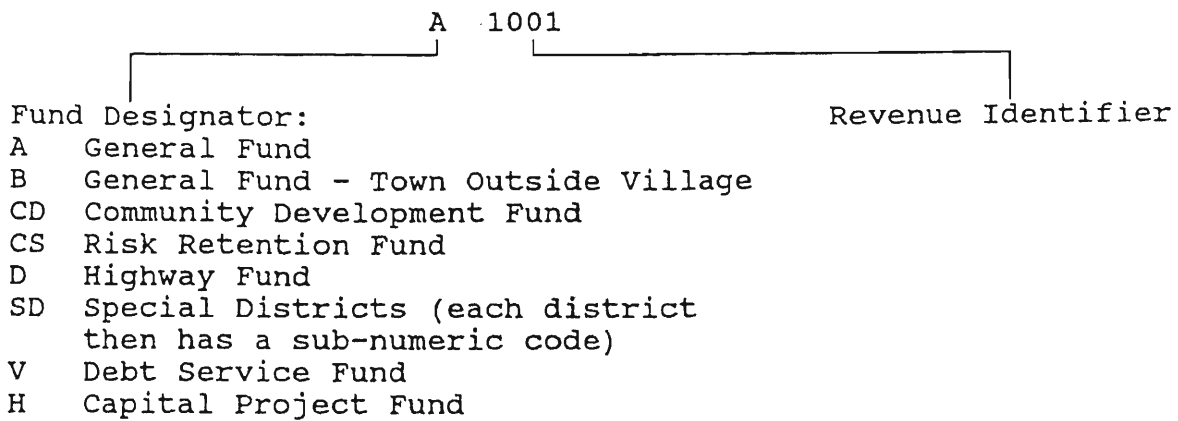
The Town of Cheektowaga's financial structure and accounting system maintains and reports operations in accordance with New York State's Uniform System of Accounts for Towns. The operating funds are reported in the following manner.



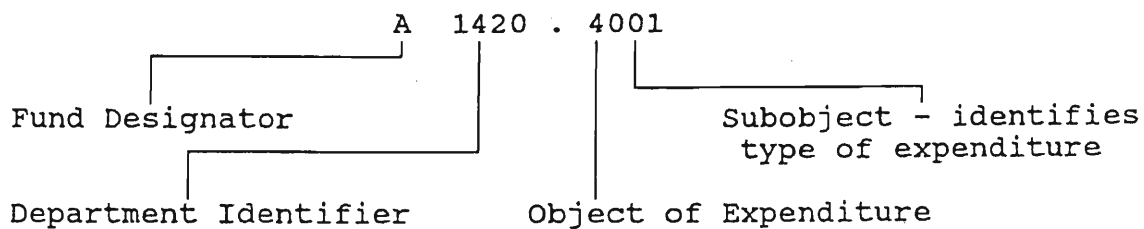
Each of the funds and districts above maintain a separate set of self-balancing accounts that comprise its assets, liabilities, fund balance, revenues and expenditures. Town resources are allocated to and accounted for in the individual funds based upon the purpose for which they are spent. A description of the purpose for each fund is included in this document.

The coding of detail estimated revenues and appropriations within this budget document is structured as follows:

Revenues:



Appropriations:



Generally this document contains budgets for all operating funds, exceptions to this rule and the reasons for the exceptions are:

Community Development Fund (within the Special Revenue Fund) - This fund's budget is set when allocation of Federal funding is determined (which does not coincide with the Town's fiscal year), additionally these budgets lapse when the funds are exhausted (rather than at the end of any specified period).

Debt Service Fund - This fund's budget merely reflects the payment of debt which is budgeted for in the other operating funds. Therefore the use of these compensating controls precludes the necessity of a formal Debt Service Fund budget.

Capital Projects Fund - The individual projects are authorized on a project by project basis by Town Board resolution at various times during the year (as the need for the project is determined), and appropriations lapse upon completion of the project.

TOWN OF CHEE
GOVERNMENTA

GENERAL
FUND

The General Fund is the principal operating fund and includes all operations not required to be recorded in other funds.

SPECIAL
REVENUE
FUND

The Special Revenue Funds are used to account for the proceeds of specific revenue sources that are legally restricted to expenditures for specific purposes. These funds include:

GENERAL FUND
OUTSIDE
VILLAGES

The General Fund Outside Village accounts for selected services which by New York State statute cannot be charged to residents of the Villages located within the Town.

COMMUNITY
DEVELOPMENT
FUND

The Community Development Fund is used to record all activity related to the federally supported Community Development Block Grant Program.

SANITARY SEWER
DISTRICTS
(10 DISTRICTS)

Accounts for sanitary sewer services provided to Town residents within the particular geographic area (district) in which they reside.

CONSOLIDATED
GARBAGE
DISTRICT

Accounts for refuse pickup and recycling services provided for areas within the Town.

GENERAL
LIGHTING
DISTRICT

Accounts for street lighting services provided for areas within the Town.

TOWN OF CHEEKTOWAGA, NEW YORK

DEBT MANAGEMENT

The Town utilizes short term borrowings in the form of bond anticipation notes, and long term debt in the form of serial bonds as a means of financing Capital Projects only. Debt is not utilized to finance the current operations of the Town.

Under Section 104 of the Law of Towns of New York State the Town is limited in the amount of debt it may issue. The legal debt limit is computed by obtaining the average full valuation of the Town for the past five years and multiplying by 7%. Debt related to providing water and sewer facilities may be excluded from the debt limit. The Town's percentage of debt contracting power exhausted at December 31, 1991 was 12.9% and is estimated to be approximately the same at December 31, 1992.

As stated in the "Budget Policy" section the Town Board has decided not to exceed 20% of the statutory debt limit. This should minimize fluctuations in the use of borrowings to fund capital related need, and smooth future debt service requirements. Additionally, this should assist in protecting the Town's bond rating, which at the time of our last debt issuance was A (Moody's Investors Service).

The following pages contain amortization schedules for the Town's current serial bonds outstanding. These schedules show the future impact on the operating funds (through principal and interest payments) for debt previously issued.

At 1993 taxable assessment levels, \$100,000 of funds appropriated for principal and interest in either the General or Highway Funds will result in a property tax of \$.042. Due to the complex benefit formulas and user fees employed in the other funds and special districts, it is not possible to project tax impacts of debt service costs.

TOWN OF CHEEKTOWAGA, NEW YORK
SERIAL BOND AMORTIZATION

	ORIGINAL ISSUE AMOUNT	YEAR OF ISSUE/ MATURITY	PRINCIPAL OUTSTANDING 1-1-93	PRINCIPAL
General Fund				
Dingens pool	\$301,000	1978/1993	\$24,000.00	\$24,000.00
Maryvale Pool	301,000	1978/1993	24,000.00	24,000.00
Ice Rink	954,500	1978/1995	171,000.00	57,000.00
Nob Hill Land Aquisition	54,000	1983/1995	13,500.00	4,500.00
Nob Hill Park Development	63,000	1983/1995	15,750.00	5,250.00
Stiglmeier Park Land Aquisition	185,400	1983/1995	46,350.00	15,450.00
Stiglmeier Park Development	360,000	1983/1996	120,000.00	30,000.00
Senior Citizens Center	1,179,000	1983/1996	393,000.00	98,250.00
Police and Court Renovations	213,300	1983/1996	66,125.00	16,775.00
Town Park Improvements	297,000	1983/1995	74,250.00	24,750.00
Madera Park Land	42,300	1983/1995	10,575.00	3,525.00
Alexander Pedestrian Bridge	156,800	1983/1995	52,000.00	13,000.00
Scajacquada Creek Culverts	1,204,300	1983/1996	404,300.00	100,000.00
Scajacquada Creek Bridge	982,100	1983/1996	352,100.00	88,000.00
Urban Parks	190,000	1983/1995	52,000.00	17,000.00
Various Improvements	1,330,000	1986/2001	630,000.00	135,000.00
Various Improvements	3,392,200	1989/2009	2,605,540.00	360,480.00
New Erie Industrial Park-SD #3	50,000	1989/2009	45,600.00	2,400.00
New Erie-Street Improvements	370,000	1989/2004	327,360.00	21,120.00
Various Improvements	1,042,150	1989/2008	849,000.00	69,100.00
Various Improvements	1,576,400	1990/2005	1,410,000.00	174,800.00
Various Improvements	889,400	1992/2006	889,400.00	110,100.00
Total General Fund			8,575,850.00	1,394,500.00
Highway Fund				
Highway Equipment	507,000	1983/1996	171,000.00	40,000.00
Rosler Bridge Steel Approach	495,000	1983/1995	123,750.00	41,250.00
Highway Improvements	4,605,000	1986/2001	2,285,000.00	420,000.00
Highway Projects	752,300	1989/1999	425,300.00	202,800.00
Road Reconstruction	1,499,100	1990/2005	1,405,600.00	90,000.00
Highway Projects	710,000	1992/2006	710,000.00	53,800.00
Total Highway Fund			5,120,650.00	847,850.00
Special District Fund				
Sewer District 5-Service Area	1,323,500	1978/1995	221,000.00	84,000.00
Storm Sewer 7 Ext. 3	164,500	1978/1993	12,000.00	12,000.00
Storm Sewer 1-Facilities	334,500	1978/1994	48,000.00	24,000.00
Sewer District 5 Service Area	880,000	1983/1996	300,000.00	75,000.00
Sewer District 5 Service Area	1,094,300	1983/1996	400,300.00	92,000.00
Sewer District 8 Collectors	276,250	1983/1995	69,250.00	23,000.00
Sewer District 8	743,750	1983/1995	192,750.00	64,000.00
Sewer District 2 Remedial	279,500	1983/1996	93,000.00	23,250.00
Water District 8	390,000	1986/1999	210,000.00	30,000.00
Garbage Projects	940,000	1989/2008	784,200.00	50,800.00
Storm Sewer 7 Ext. 3	85,500	1989/1994	47,600.00	23,800.00
Sewer District 5	300,000	1989/2009	273,600.00	14,400.00
Sewer District 5	400,000	1989/2008	345,000.00	18,000.00
Sewer District 3	2,000,000	1989/2008	1,721,800.00	87,100.00
Sewer District 8	185,000	1990/2005	159,400.00	10,200.00
Sewer District 5	180,000	1992/2001	180,000.00	15,500.00
Total Special Districts Fund			5,057,900.00	647,050.00
Total All Funds			18,754,400.00	2,889,400.00

TOWN OF CHEEKTOWAGA, NEW YORK
SERIAL BOND AMORTIZATION

	1996		1997	
	PRINCIPAL	INTEREST	PRINCIPAL	INTEREST
<u>General Fund</u>				
Dingens pool	-	-	-	-
Maryvale Pool	-	-	-	-
Ice Rink	-	-	-	-
Nob Hill Land Aquisition	-	-	-	-
Nob Hill Park Development	-	-	-	-
Stiglmeier Park Land Aquisition	-	-	-	-
Stiglmeier Park Development	30,000.00	1,290.00	-	-
Senior Citizens Center	98,250.00	4,224.75	-	-
Police and Court Renovations	16,200.00	696.60	-	-
Town Park Improvements	-	-	-	-
Madera Park Land	-	-	-	-
Alexander Pedestrian Bridge	13,000.00	559.00	-	-
Scajacquada Creek Culverts	103,300.00	4,441.90	-	-
Scajacquada Creek Bridge	88,000.00	3,784.00	-	-
Urban Parks	-	-	-	-
Various Improvements	150,000.00	8,250.00	10,000.00	2,97
Various Improvements	132,980.00	409,480.15	132,980.00	100,83
New Erie Industrial Park-SD #3	2,400.00	2,418.00	2,400.00	2,26
New Erie-Street Improvements	21,120.00	16,473.60	21,120.00	15,10
Various Improvements	56,100.00	44,631.70	56,100.00	40,95
Various Improvements	134,400.00	55,148.00	134,400.00	46,00
Various Improvements	148,200.00	28,803.70	47,200.00	20,43
Total General Fund	845,750.00	551,397.70	357,000.00	208,15
<u>Highway Fund</u>				
Highway Equipment	51,000.00	2,193.00	-	-
Rossler Bridge Steel Approach	-	-	-	-
Highway Improvements	475,000.00	48,345.00	95,000.00	29,51
Highway Projects	4,100.00	932.75	4,100.00	61
Road Reconstruction	103,800.00	74,154.00	103,800.00	67,01
Highway Projects	56,600.00	31,656.95	57,600.00	28,41
Total Highway Fund	690,500.00	157,281.70	260,500.00	125,71
<u>Special District Fund</u>				
Sewer District 5-Service Area	-	-	-	-
Storm Sewer 7 Ext. 3	-	-	-	-
Storm Sewer 1-Facilities	-	-	-	-
Sewer District 5 Service Area	75,000.00	3,225.00	-	-
Sewer District 5 Service Area	102,000.00	4,386.00	-	-
Sewer District 8 Collectors	-	-	-	-
Sewer District 8	-	-	-	-
Sewer District 2 Remedial	23,250.00	999.75	-	-
Water District 8	30,000.00	6,930.00	30,000.00	4,51
Garbage Projects	75,600.00	40,420.05	75,600.00	35,41
Storm Sewer 7 Ext. 3	-	-	-	-
Sewer District 5	14,400.00	14,508.00	14,400.00	13,12
Sewer District 5	21,000.00	19,060.50	21,000.00	17,11
Sewer District 3	97,300.00	95,662.75	97,300.00	89,11
Sewer District 8	11,800.00	8,398.00	11,800.00	7,11
Sewer District 5	20,200.00	7,339.35	20,200.00	6,11
Total Special Districts Fund	470,550.00	200,929.40	270,300.00	174,11
Total All Funds	2,080,900.00	924,010.65	911,400.00	518,11

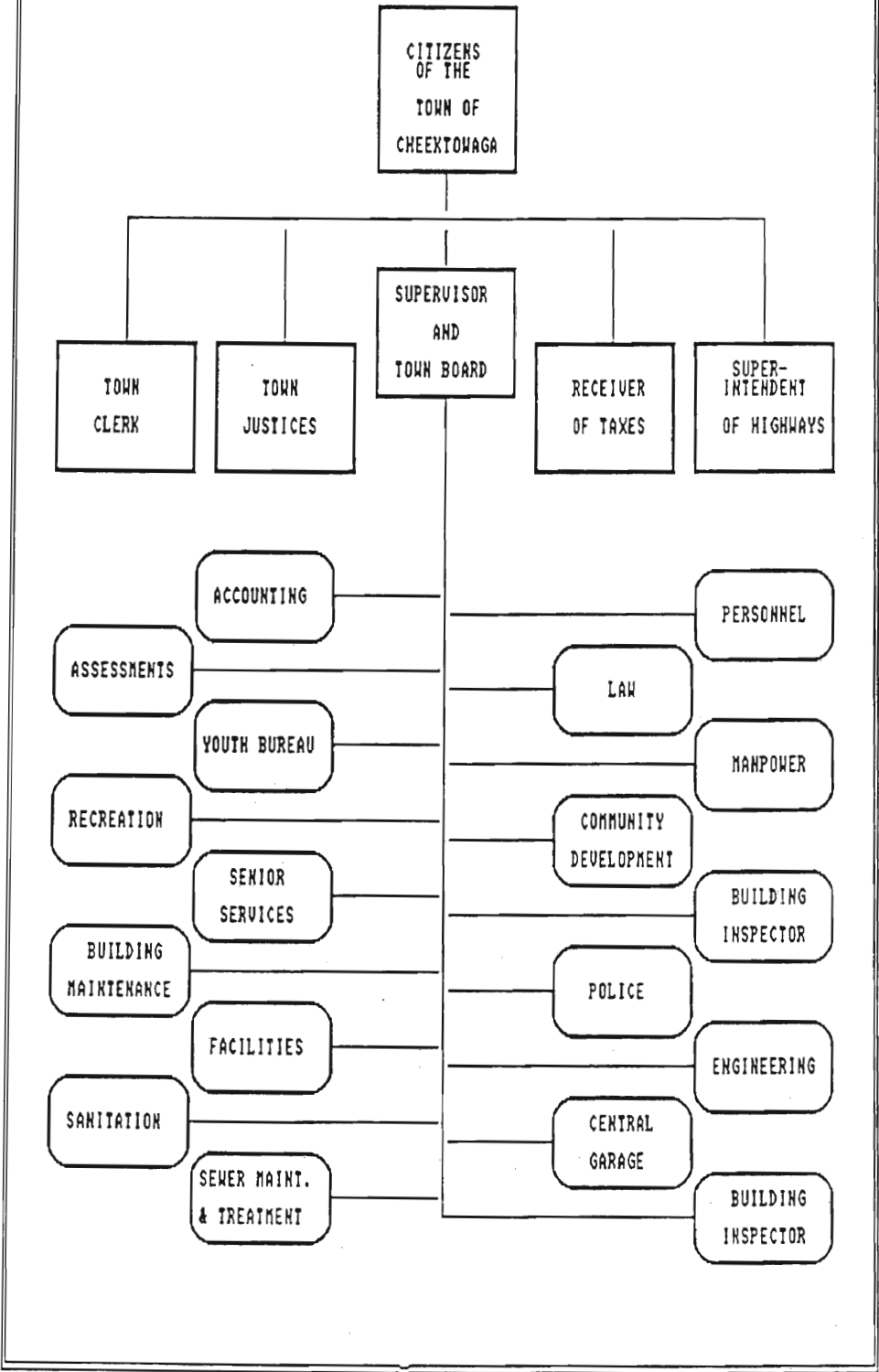
TOWN OF CHEEKTOWAGA, NEW YORK
SERIAL BOND AMORTIZATION

	2001		2002	
	PRINCIPAL	INTEREST	PRINCIPAL	INTEREST
General Fund				
Dingens pool	-	-	-	-
Maryvale Pool	-	-	-	-
Ice Rink	-	-	-	-
Nob Hill Land Aquisition	-	-	-	-
Nob Hill Park Development	-	-	-	-
Stiglmeier Park Land Aquisition	-	-	-	-
Stiglmeier Park Development	-	-	-	-
Senior Citizens Center	-	-	-	-
Police and Court Renovations	-	-	-	-
Town Park Improvements	-	-	-	-
Madera Park Land	-	-	-	-
Alexander Pedestrian Bridge	-	-	-	-
Scajacquada Creek Culverts	-	-	-	-
Scajacquada Creek Bridge	-	-	-	-
Urban Parks	-	-	-	-
Various Improvements	10,000.00	330.00	-	-
Various Improvements	126,520.00	65,014.30	147,320.00	56,114.
New Erie Industrial Park-SD #3	2,400.00	1,638.00	3,000.00	1,462.
New Erie-Street Improvements	31,680.00	7,207.20	31,680.00	5,148.
Various Improvements	48,100.00	27,306.95	48,100.00	24,156.
Various Improvements	40,100.00	12,270.60	40,100.00	9,543.
Various Improvements	47,200.00	9,763.20	26,900.00	7,096.
Total General Fund	258,800.00	113,767.05	270,200.00	96,425.
Highway Fund				
Highway Equipment	-	-	-	-
Rossler Bridge Steel Approach	-	-	-	-
Highway Improvements	105,000.00	3,465.00	-	-
Highway Projects	-	-	-	-
Road Reconstruction	121,200.00	37,087.20	121,200.00	28,845
Highway Projects	54,700.00	15,769.15	48,100.00	12,678
Total Highway Fund	280,900.00	56,321.35	169,300.00	41,524
Special District Fund				
Sewer District 5-Service Area	-	-	-	-
Storm Sewer 7 Ext. 3	-	-	-	-
Storm Sewer 1-Facilities	-	-	-	-
Sewer District 5 Service Area	-	-	-	-
Sewer District 5 Service Area	-	-	-	-
Sewer District 8 Collectors	-	-	-	-
Sewer District 8	-	-	-	-
Sewer District 2 Remedial	-	-	-	-
Water District 8	-	-	-	-
Garbage Projects	75,600.00	15,661.05	75,600.00	10,709
Storm Sewer 7 Ext. 3	-	-	-	-
Sewer District 5	14,400.00	9,828.00	18,000.00	8,775
Sewer District 5	21,000.00	12,183.00	21,000.00	10,800
Sewer District 3	105,300.00	61,111.50	105,300.00	54,210
Sewer District 8	13,700.00	4,192.20	13,700.00	3,260
Sewer District 5	23,100.00	1,305.15	-	-
Total Special Districts Fund	253,100.00	104,280.90	233,600.00	87,760
Total All Funds	816,400.00	279,250.90	686,550.00	229,260

TOWN OF CHEEKTOWAGA, NEW YORK
SERIAL BOND AMORTIZATION

	2006		2007	
	PRINCIPAL	INTEREST	PRINCIPAL	INTEREST
<u>General Fund</u>				
Dingens pool	-	-	-	-
Maryvale Pool	-	-	-	-
Ice Rink	-	-	-	-
Nob Hill Land Aquisition	-	-	-	-
Nob Hill Park Development	-	-	-	-
Stiglmeier Park Land Aquisition	-	-	-	-
Stiglmeier Park Development	-	-	-	-
Senior Citizens Center	-	-	-	-
Police and Court Renovations	-	-	-	-
Town Park Improvements	-	-	-	-
Madera Park Land	-	-	-	-
Alexander Pedestrian Bridge	-	-	-	-
Scajacquada Creek Culverts	-	-	-	-
Scajacquada Creek Bridge	-	-	-	-
Urban Parks	-	-	-	-
Various Improvements	-	-	-	-
Various Improvements	104,000.00	22,035.00	104,000.00	15,271.48
New Erie Industrial Park-SD #3	3,000.00	682.50	3,000.00	481.25
New Erie-Street Improvements	-	-	-	-
Various Improvements	53,200.00	10,453.80	53,200.00	6,961.25
Various Improvements	-	-	-	-
Various Improvements	18,000.00	1,017.00	-	-
Total General Fund	178,200.00	34,188.30	160,200.00	22,733.73
<u>Highway Fund</u>				
Highway Equipment	-	-	-	-
Rosler Bridge Steel Approach	-	-	-	-
Highway Improvements	-	-	-	-
Highway Projects	-	-	-	-
Road Reconstruction	-	-	-	-
Highway Projects	32,000.00	1,808.00	-	-
Total Highway Fund	32,000.00	1,808.00	0.00	-
<u>Special District Fund</u>				
Sewer District 5-Service Area	-	-	-	-
Storm Sewer 7 Ext. 3	-	-	-	-
Storm Sewer 1-Facilities	-	-	-	-
Sewer District 5 Service Area	-	-	-	-
Sewer District 5 Service Area	-	-	-	-
Sewer District 8 Collectors	-	-	-	-
Sewer District 8	-	-	-	-
Sewer District 2 Remedial	-	-	-	-
Water District 8	-	-	-	-
Garbage Projects	2,400.00	471.60	2,400.00	312.50
Storm Sewer 7 Ext. 3	-	-	-	-
Sewer District 5	18,000.00	4,095.00	18,000.00	2,500.00
Sewer District 5	24,000.00	4,716.00	24,000.00	3,125.00
Sewer District 3	120,400.00	23,658.60	120,400.00	15,750.00
Sewer District 8	-	-	-	-
Sewer District 5	-	-	-	-
Total Special Districts Fund	164,800.00	32,941.20	164,800.00	22,387.50
Total All Funds	375,000.00	68,937.50	325,000.00	44,121.23

TOWN OF CHEEXTOWAGA
ORGANIZATIONAL CHART



TOWN OF CHEEKTOWAGA, NEW YORK
GLOSSARY OF TERMS

Adopted Budget	Plan of financial operation, embodying an estimate of proposed expenditures for a given period and the propose means of financing them. Adopted by the Town Board.
Appropriation	Legal authorization given by the Town Board for spending a specific amount of money on a specific purpose based on the adopted budget.
Assessed Valuation	Value set on real property as a basis for levying taxes.
Capital Project Fund	Used to account for resources segregated for the acquisition or construction of major capital facilities.
Contingency	An appropriation of funds to cover unforeseen events which occur during the budget year.
Debt Service Fund	Used to account for the accumulation of resources for, and the payment of principal and interest on general long term debt.
Expenditures	Decrease in net financial resources. Includes current operating expenses which require current or future use of net current assets.
Fiscal Year	Twelve month period beginning January 1 and ending December 31.
Fund	An accounting entity with a self-balancing set of accounts which are segregated for the purpose of carrying on specififc activities or attaining certain objectives in accordance with regulations, restrictions or limitations.
General Fund	The principle fund of the Town and includes all operations not required to be recorded in other separate funds.
Goal	A statement of broad direction, purpose or intent based on the needs of the community. A goal is general and timeless; that is, it is not concerned with a specific achievement in a given time period.

TOWN OF CHEEKTOWAGA, NEW YORK
GLOSSARY OF TERMS
(concluded)

Highway Fund	Fund used to record transactions related to road maintenance and construction throughout the Town.
Line Item Budget	Form of budgeting where proposed expenditures are based on individual objects of expense within a department.
Object	The services or items necessary to carry on a program.
Objective	Desired output oriented accomplishments which can be measured and achieved within a given time framework.
Part Town Fund	Fund used to record transactions which are required by statute to be charged on the area of the Town outside any villages which are contained in the Town's borders.
Preliminary Budget	Budget after the completion of any modifications to the tentative budget approved by the Town Board.
Special District Funds	Used to record transactions for operation and maintenance of specifically defined areas. The Town's special districts include Sanitary Sewer Districts, Consolidated Garbage District, Lighting District, Storm Sewer Districts, Hydrant Districts and Water Districts.
Tax Levy	The total amount of dollars assessed in taxes against property for the purpose of producing funds to meet financial obligations.
Tax Rate	The amount of tax levied for each \$1,000 of assessed value.
Tentative Budget	Supervisor's proposed budget which is submitted to the Town Board.
Transfers	Amounts distributed from one fund to finance the activities in another fund. Shown as an expenditure in the originating fund and as a revenue in the receiving fund.
User Charges	The payment of a fee for direct receipt of public service by the party benefiting from the service.

FINANCIAL SUMMARIES

Provides the reader with a very basic look at the Town's 1993 budget, and attempts to provide an overview of all Town operations. It is intended for the reader that requires less detailed financial information than is contained in the balance of this report.

TOWN OF CHEE
199
SUMMARY OF BUD

FUND	TOTAL 1993 BUDGET	PROPERTY TAXES (NOTE 1)	NON- PROPERTY TAXES
	\$	\$	\$
General	22,078,706	17,655,039	538,458
General - Outside Village	462,887	-	233,107
Highway	5,312,564	-	4,548,435
Risk Retention	935,000	-	-
Consolidated Garbage	6,074,225	5,305,757	-
General Lighting	1,857,683	1,816,174	-
Sanitary Sewer Dist. 1	5,584	1,465	-
Sanitary Sewer Dist. 2	129,155	126,846	-
Sanitary Sewer Dist. 3	1,370,720	1,323,810	-
Sanitary Sewer Dist. 4	146,987	86,732	-
Sanitary Sewer Dist. 5	5,650,479	3,002,154	-
Sanitary Sewer Dist. 6	53,632	39,835	-
Sanitary Sewer Dist. 7	1,116,565	1,033,471	-
Sanitary Sewer Dist. 7 Ext. 1	62,639	57,981	-
Sanitary Sewer Dist. 7 Ext. 2	365,341	333,990	-
Sanitary Sewer Dist. 8	303,931	287,498	-
San. Sewer Dist. - Cayuga	516	516	-
San. Sewer Dist. - Meadowlawn	687	687	-
Storm Sewer Dist. 1	41,876	41,876	-
Storm Sewer Dist. 6	2,000	-	-
Storm Sewer Dist. 7	1,000	-	-
Storm Sewer Dist. 7 Ext. 3	41,942	36,270	-
Water Hydrant Dist. 1	45,288	28,248	-
Water Hydrant Dist. 2	13,497	6,164	-
Water Hydrant Dist. 3	21,148	11,314	-
Water Hydrant Dist. 4	63,002	42,587	-
Water Hydrant Dist. 5	19,381	10,040	-
Water Hydrant Dist. 6	55,300	35,366	-
Water Hydrant Dist. 8	16,372	2,969	-
Water Dist. 8	45,323	26,014	-
Water Dist. 9	11,000	-	-
Water Dist. 10	1,500	-	-
Water Dist - Losson Road Ext.	22	22	-
Total	<u>46,305,952</u>	<u>31,312,825</u>	<u>5,320,000</u>

Notes:

- (1) The category "PROPERTY TAXES" includes real property taxes and tax lte
- (2) The category "ALL OTHER SOURCES" includes licenses and permits, fine
minor sales, miscellaneous revenues and interfund transfers.

TOWN OF CHEE
199
SUMMARY OF BU

<u>FUND</u>	<u>TOTAL 1993 BUDGET</u> \$	<u>GENERAL GOVERN- MENT SUPPORT</u> \$	<u>PUBLIC SAFETY</u> \$	<u>P</u>
General	22,078,706	3,406,092	8,499,500	
General - Outside Village	462,887	-	293,050	
Highway	5,312,564	-	-	
Risk Retention	935,000	935,000	-	
Consolidated Garbage	6,074,225	-	-	
General Lighting	1,857,683	-	-	
Sanitary Sewer Dist. 1	5,584	-	-	
Sanitary Sewer Dist. 2	129,155	-	-	
Sanitary Sewer Dist. 3	1,370,720	-	-	
Sanitary Sewer Dist. 4	146,987	-	-	
Sanitary Sewer Dist. 5	5,650,479	-	-	
Sanitary Sewer Dist. 6	53,632	-	-	
Sanitary Sewer Dist. 7	1,116,565	-	-	
Sanitary Sewer Dist. 7 Ext. 1	62,639	-	-	
Sanitary Sewer Dist. 7 Ext.2	365,341	-	-	
Sanitary Sewer Dist. 8	303,931	-	-	
San. Sewer Dist.-Cayuga	516	-	-	
San. Sewer Dist.-Meadowlawn	687	-	-	
Storm Sewer Dist. 1	41,876	-	-	
Storm Sewer Dist. 6	2,000	-	-	
Storm Sewer Dist. 7	1,000	-	-	
Storm Sewer Dist. 7 Ext. 3	41,942	-	-	
Water Hydrant Dist. 1	45,288	-	-	
Water Hydrant Dist. 2	13,497	-	-	
Water Hydrant Dist. 3	21,148	-	-	
Water Hydrant Dist. 4	63,002	-	-	
Water Hydrant Dist. 5	19,381	-	-	
Water Hydrant Dist. 6	55,300	-	-	
Water Hydrant Dist. 8	16,372	-	-	
Water Dist. 8	45,323	-	-	
Water Dist. 9	11,000	-	-	
Water Dist. 10	1,500	-	-	
Water Dist.-Losson Road Ext.	22	-	-	
Total	<u>46,305,952</u>	<u>4,341,092</u>	<u>8,792,550</u>	

Notes:

(1) The category "ALL OTHER FUNCTIONS" includes appropriations for health opportunity and interfund transfers - other than debt service.

TOWN OF CHEE

199

SUMMARY

FUND	1992 BUDGET	1993 BUDGET	PERC CH
<u>AD VELORUM BUDGETS:</u>	\$	\$	
General	20,522,512	22,078,706	
General -- Outside Village	526,290	462,887	
Highway	5,103,773	5,312,564	
Risk Retention	845,000	935,000	
Consolidated Garbage	6,045,401	6,074,225	
General Lighting	1,831,384	1,857,683	
BENEFIT BASIS BUDGET (NOTE 1):			
Sanitary Sewer Dist. 1	5,270	5,584	
Sanitary Sewer Dist. 2	130,980	129,155	
Sanitary Sewer Dist. 3	1,468,325	1,370,720	
Sanitary Sewer Dist. 4	103,663	146,987	
Sanitary Sewer Dist. 5	5,263,536	5,650,479	
Sanitary Sewer Dist. 6	62,714	53,632	
Sanitary Sewer Dist. 7	1,047,723	1,116,565	
Sanitary Sewer Dist. 7 Ext. 1	66,205	62,639	
Sanitary Sewer Dist. 7 Ext. 2	364,704	365,341	
Sanitary Sewer Dist. 8	284,344	303,931	
Sanitary Sewer Dist. -- Cayuga	542	516	
Sanitary Sewer Dist. -- Meadowlawn	705	687	
Storm Sewer Dist. 1	38,691	41,876	
Storm Sewer Dist. 6	2,037	2,000	
Storm Sewer Dist. 7	5,536	1,000	
Storm Sewer Dist. 7 Ext. 3	38,803	41,942	
Water Hydrant Dist. 1	42,036	45,288	
Water Hydrant Dist. 2	12,506	13,497	
Water Hydrant Dist. 3	19,651	21,148	
Water Hydrant Dist. 4	58,397	63,002	
Water Hydrant Dist. 5	17,956	19,381	
Water Hydrant Dist. 6	51,230	55,300	
Water Hydrant Dist. 8	15,160	16,372	
Water Dist. 8	47,272	45,323	
Water Dist. 9	11,000	11,000	
Water Dist. 10	2,100	1,500	
Water Dist. -- Losson Road Ext.	1,571	22	
Total	<u>44,037,017</u>	<u>46,305,952</u>	

(1) The Benefit Basis budgets include special districts which develop a tax levied for each district is different but includes a "user" charge as mandated by the Town of Cheesbrough which relates to the amount of water contributed to the sanitary sewer system. The districts with 200,000 gallons respectively. Additionally the Town has implemented an

TOWN OF CHEE
OF DECEMBER 31, 1
OF FUND POSITION A

1261

1) The word "could" in any request regarding the use

TOWN OF CHEEKT
1993 F
GENER
REVENUE

- 27 -

ACCOUNT CODES	SOURCE	DETAIL PAGE NUMBER	A 1
A1001 – A1002	Real property taxes	28	10,
A1081 – A1090	Other tax items	28	
A1120 – A1170	Non – property tax items	28	1,
A1255 – A2070	Departmental income	28 – 30	
A2401	Interest and earnings	30	
A2530 – A2589	Licenses and permits	30	
A2610	Fines and forfeited bail	30	
A2655	Minor sales, other	30	
A2680 – 2771	Miscellaneous	30	
A2799	Appropriated fund balance	30	
A3001 – A3820	State aid	31	2,
A4721 – A4737	Federal aid	31	
	Total		<u>16,</u>

TOWN OF CHEEKTO
1993 BU
GENERA
REVENUE - DET

- 28 -

ACCOUNT CODE	SOURCE	ACTUA 1990 \$
	Real property taxes:	
A1001	Real property taxes	10,461,05
A1002	Transfer of exempt properties	30,55
	Total real property taxes	10,491,61
	Other tax items:	
A1081	Other payments in lieu of taxes	171,70
A1090	Interest and penalties on taxes	176,61
	Total other tax items	348,32
	Non-property tax items:	
A1120	Sales tax from Erie County	1,266,48
A1170	Franchises	140,74
	Total non property tax items	1,407,22
	Departmental income:	
A1255	Town clerk fees	145,65
A1550	Town dog license fees	59,67
A2002	Shelter permit fees	10,41
A2012	Recreation concessions	6,76
A2012A	Rental of space	-
A2024	Ceramic fees	2,67
A2027	Special events	102,68
A2029	New recreation program	-
A2030	Senior citizens - van receipts	9,00
A2036	Senior citizens - special events	26,88

ACCOUNT CODE	SOURCE	ACTUAL 1990 \$
A2039	Polish festival revenue	8,898
A2070	Contrib. Private Agency–Youth	41,493
A2101	Camps	–
A2104	Diamond permits	–
A2107	Softball	–
A2110	Field trips	–
A2113	Exercise	–
A2119	Gymnastics	–
A2122	Swim lessons	–
A2123	Ice rental	14,243
A2124	Pool passes	–
A2125	I.D. cards	10,893
A2126	Pool rentals	–
A2128	Hockey	–
A2131	Learn to skate	–
A2134	Public skate	–
A2137	Figure skate	–
A2140	Soccer – adult	–
A2141	Indoor soccer	–
A2143	Soccer – rental	–
A2146	Soccer – youth	–
A2149	Tennis	–
A2152	Ramblin rascals	–
A2155	Play, tumble and dance	–
A2158	Mom and me	–
A2161	Kids crafts	–
A2164	Pre K	–
A2167	Tiny tots	–
A2170	Haunted forest	–
A2173	Volleyball	–

Town of Cheektowaga - 1993 Budget - Detail Revenues (Conti

ACCOUNT CODE	SOURCE	ACTU 1990 \$
A2176	Art classes	
A2179	Wrestling	
	Total departmental income	439,2
A2401	Interest and earnings	463,3
	Licenses and permits:	
A2530	Games of chance	3,5
A2540	Bingo licenses	10,4
A2544	Dog licenses	7,6
A2589	Public improvement permits	
	Total licenses and permits	21,6
	Fines and forfeitures:	
A2610	Fines and forfeited bal	338,8
A2625	Crime Forfeitures	11,4
	Total fines and forfeitures	350,3
A2655	Minor sales, other	20,3
	Miscellaneous:	
A2680	Insurance recoveries	5,3
A2701	Refunds of prior year expenses	89,7
A2772	Sesquicentennial revenues	1
A2775	National nite out proceeds	
A2780	Patriotic commission	10,4
	Total miscellaneous	105,7
A2799	Appropriated fund balance	

Town of Cheektowaga -- 1993 Budget -- Detail Revenues (Conclu

- 31 -

ACCOUNT CODE	SOURCE	ACTUA 1990 \$
	State Aid:	
A3001	Per capita -- unrestricted	809,12
A3003	Per capita -- excess	125,87
A3005	Mortgage tax	965,13
A3008	Traffic safety	87,42
A3088	Miscellaneous state aid	16,00
A3089	Special state aid	342,47
A3090	Needs based aid	108,33
A3091	NYSCC Revenue--Youth Bureau	-
A3092	Energy survey grant	35,64
A3320	Disaster preparedness	7,24
A3500	Central garage grant	-
A3801	Programs for aging	10,00
A3810	EPA / CCC grant	-
A3820	Youth programs	243,75
	Total state aid	2,751,02
	Federal Aid:	
A4099	Federal Grant--Stop Drug Abuse	-
A4721	JTPA Program	223,35
A4737	Nutrition site fees	7,17
	Total federal aid	230,53
	Interfund Transfers:	
A5031	Transfers in	18,94
	TOTAL REVENUES	16,648,42

TOWN OF CHEEK
1993
GENERAL
APPROPRIATION

- 32 -

ACCOUNT CODE	DESCRIPTION	PAGE NUMBER
	GENERAL GOVERNMENT SUPPORT	
A1010	Town Board	35
A1110	Justices	36
A1220	Supervisor	37
A1320	Professional Services	38
A1330	Tax Collection	39
A1355	Assessors	40
A1356	Tax Assessment Review Board	41
A1410	Town Clerk	42
A1415	Archives Grant	43
A1420	Attorney	44
A1430	Personnel	45
A1440	Engineer	46
A1450	Elections	47
A1625	Utility Department	48
A1640	Central Garage	49 - 50
A1670	Central Printing and Mailing	51
A1910	Special Items	52
	TOTAL GENERAL GVT. SUPPORT	
	PUBLIC SAFETY	
A3020	Communications System	53
A3120	Police and Constables	54 - 55
A3310	Traffic Control	56
A3510	Control of Animals	57

Town of Cheektowaga – 1993 General Fund Appropriations (Co

<u>ACCOUNT CODE</u>	<u>DESCRIPTION</u>	<u>PAGE NUMBER</u>
A3610	Traffic Safety Commission	58
	TOTAL PUBLIC SAFETY	
	TRANSPORTATION	
A5010	Superintendent of Highways	59
A5132	Highway Garage	60
	TOTAL TRANSPORTATION	
	ECONOMIC ASSIST. AND OPPORTUNITY	
A6250	JTPA – Public Employ. Program	61
A6410	Publicity	62
A6510	Veterans Services	63
	TOTAL ECONOMIC ASSIST. AND OPPORT.	
	CULTURE AND RECREATION	
A7110	Parks	64 – 65
A7140	Playgrounds and Rec. Programs	66
A7180	Beach and Pool Programs	67
A7270	Culture Groups	68
A7310	Youth Programs	69 – 70
A7320	Stop Drug Abuse Grant	71
A7410	Library Expenses	72
A7510	Historian	73
A7550	Celebrations	74
A7620	Adult Recreation	75
	TOTAL CULTURE AND RECREATION	
	HOME AND COMMUNITY SERVICES	
A8540	Erosion Control and Drainage	76

Town of Cheektowaga – 1993 General Fund Appropriations (Co

<u>ACCOUNT CODE</u>	<u>DESCRIPTION</u>	<u>PAGE NUMBER</u>
A8560	Shade Trees	77
	TOTAL HOME AND COMMUNITY SVCS	
A9010	EMPLOYEE BENEFITS	78
	INTERFUND TRANSFERS:	
A9501	Transfers to Debt Service	79
A9902	Transfers to Risk Retention	79
A9950	Transfers to Capital Project	79
	TOTAL INTERFUND TRANSFERS	
	TOTAL APPROPRIATIONS	

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: Frank E. Swiatek		
DESCRIPTION OF DUTIES: Is the legislative and taxing authority, to approve appropriations, the Town Board shapes the direction of		

ACCOUNT		ACTUAL
CODE	ACCOUNT NAME	1990
A1010	TOWN BOARD	\$
	Personal Services:	
.1002	Councilmen (6)	99,04
.1301	Council Secretary	26,56
.1351	Staff Assistant – Councilmen	45
.1355	Staff Assistant – Councilmen	86
.1356	Staff Assistant – Councilmen	1,49
.1357	Staff Assistant – Councilmen	1,30
.1361	Clerk – Steno	20,23
.1916	Vacation–Sick Pay Deferral	-
	Equipment	
.2101	Office Furnishings – Council	1,55
.2201	Office equipment	2,59
	Contractual Expenses:	
.4001	Office Supplies	4,20
.4100	Copier – Maintenance Supplies	2,18
	Total Town Board	160,51

Departmental Staffing:

Full Time

Part Time

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: Dennis J. Ciotuszynski / Thomas Kolbert		
DESCRIPTION OF DUTIES: Provides State mandated court for civil, landlord and tenant and small claims cases having a connection to the town.		

ACCOUNT		ACTUAL
CODE	ACCOUNT NAME	1990
A1110	JUSTICES:	\$
	Personal Services:	
.1003	Justices (2)	74,650
.1303	Court Clerk	27,700
.1351	Senior Clerks (2)	51,400
.1371	Clerk	18,600
.1374	Other Clerical (6)	155,300
.1391	Part – Time Clerical	5,000
.1916	Vacation–Sick Pay Deferral	
	Equipment:	
.2104	Carpet	
.2105	Other equipment	
.2205	Copier	
	Contractual Expenses:	
.4001	Office Supplies	12,500
.4431	Equipment maintenance	2,500
.4501	Microfilming	
.4591	Juror Fees	9,000
.4592	Contracted Serv. – Clerical	21,200
	Total Justices	370,150
	Departmental Staffing:	
	Full Time	
	Part Time	

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT:
DEPARTMENT HEAD: Frank E. Swiatek		
DESCRIPTION OF DUTIES: Provides overall supervision of day functions as the chief fiscal officer and budget director.		

ACCOUNT CODE	ACCOUNT NAME	ACTUAL E 1990
A1220	SUPERVISOR	\$
	Personal Services:	
.1001	Supervisor	51,8
.1104	Disaster Coordinator	11,5
.1305	Secretary to Supervisor	27,3
.1308	Chief accountant	40,4
.1310	Budget Director	5,0
.1340	Accountant	28,8
.1341	Junior Accountant	3,0
.1351	Senior Clerk	25,1
.1371	Clerk – Accounting	
.1374	Other Clerical (4)	66,8
.1391	Part – Time Clerical	18,2
.1982	Less: Special District Alloc.	(97,4
.1983	Grant Allocation	
	Equipment:	
.2005	Office Furniture – Supervisor	1,0
.2201	Office Equipment – Files	2,2
	Contractual:	
.4001	Office Supplies	15,2
.4008	Disaster Coord. Expenses	6,8
.4010	Disaster Preparedness	7,2
.4011	Printed Forms	8,9
.4321	Data Processing Service	30,5
.4431	Equipment maintenance	9
.4513	Asset Appraisals	1,0
.4701	Coupon Expense	4,0
.4957	Grant Development	28,0
	Total Supervisor	287,1
	Departmental Staffing:	
	Full Time	
	Part Time	

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: Frank E. Swiatek		
DESCRIPTION OF DUTIES: Function provides for expenditures		

ACCOUNT		ACTUAL
CODE	ACCOUNT NAME	1990
A1320	PROFESSIONAL SERVICES	\$
	Contractual:	
.4506	Independent Accounting and Audit	34,2
	Total Professional Services	34,2

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: Joan E Dudek		
DESCRIPTION OF DUTIES: Mailing of Town tax bills; collection of updating of new owners, new addresses and banking instructions		

ACCOUNT		ACTUAL EXP
CODE	ACCOUNT NAME	1990
A1330	TAX COLLECTION	\$
	Personal Services:	
.1006	Tax Receiver (1)	36,899
.1164	Deputy Tax Receiver (1)	25,517
.1392	Seasonal Clerical	38,172
.1916	Vacation—Sick Pay Deferral	—
.1982	Less: Special District Alloc.	—
	Contractual Expenses:	
.4001	Office Supplies	6,970
.4431	Equipment—Repairs and Maint.	3,515
	Total Tax Collection	111,073

Departmental Staffing:
Full Time
Part Time

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: William R. Conway		
DESCRIPTION OF DUTIES: Placing value of new and remodeled all Town property owners, changes in ownership, building permit exemptions.		

ACCOUNT CODE	ACCOUNT NAME	ACTUAL 1990
A1355	ASSESSORS	\$
	Personal Services:	
.1101	Assessor (1)	41,9
.1163	Real Property Appraiser	36,8
.1351	Senior Clerks (2)	73,4
.1374	Clerk - Typist	21,8
.1391	Part - Time Clerical	7,2
.1403	Property Appraisal Tech.	29,6
.1916	Vacation-Sick Pay Deferral	
.1982	Less: Special District Alloc.	
	Contractual expenses:	
.4001	Office Supplies	1,8
.4359	Erie County Reassessment	51,0
.4431	Maintenance contract	
.4561	Contracted Services	75,1
.4575	Contracted Appraisals	
	Total Assessors	339,1

Departmental Staffing:

Full Time

Part Time

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: Robert Winklhofer		
DESCRIPTION OF DUTIES: Provides all Town property holders a opportunity to question and participate in the assessment process		

ACCOUNT		ACTUAL EX
CODE	ACCOUNT NAME	1990
A1350	TAX ASSESSMENT REVIEW BOARD	\$
	Personal Services:	
.1053	Review Board (5)	6,220
	Contractual Expenses:	
.4001	Office Supplies	80
.4511	Transcript Supplies	150
	Total Assessment Review Board	6,450
	Departmental Staffing:	
	Full Time	
	Part Time	

TOWN OF CREEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: Richard M. Moleski		
DESCRIPTION OF DUTIES: Keeping of all Town records (Board monies for and issuing various licences and permits; responsible information office.		

ACCOUNT CODE	ACCOUNT NAME	ACTUAL EXPENSE 1990
A1410	TOWN CLERK	\$
	Personal Services:	
.1005	Town Clerk	41,09
.1154	First Deputy Town Clerk	30,61
.1155	Second Deputy Town Clerk	29,23
.1312	Register Vital Statistics	-
.1361	Clerk - Steno	65,68
.1375	Telephone Operator	23,08
.1376	Senior Clerk - Typist	25,98
.1391	Part - Time Clerical	22,24
.1571	Bingo Inspector	-
.1916	Vacation - Sick Pay Deferral	-
	Equipment	
.2201	Office Equipment	1,51
	Contractual Expenses:	
.4001	Office Supplies	9,01
.4051	Microfilming	1,71
.4052	Town Clerk Records	3
.4111	Publishing Notices	11,4
.4188	Equipment Rental	6,2
.4431	Equipment Maintenance	4,6
.4593	Contracted Steno Services	3,8
	Total Town Clerk	276,8

Departmental Staffing:
Full Time
Part Time

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: Richard M. Moleski		
DESCRIPTION OF DUTIES: Accounts for expenditures related to		

ACCOUNT		ACTUAL E
CODE	ACCOUNT NAME	1990
A1415	ARCHIVE GRANT:	\$
	Personal Services:	
.1500	Senior Clerk	-
	Equipment	
.2000	Equipment	-
.4001	Contractual Services	-
.8000	Employee Benefits	-
.9000	Indirect Cost Allocation	-
	Total Archive Grant	
	Departmental Staffing:	
	Full Time	
	Part Time	

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: James Kirisits		
DESCRIPTION OF DUTIES: Handles all legal matters related to posed by Town officers or employees; handles claims and litigation		

ACCOUNT CODE	ACCOUNT NAME	ACTUAL EXPENSES 1990
A1420	ATTORNEY:	\$
	Personal Services:	
.1102	Town Attorney	40,78
.1151	Deputy Town Attorney	52,37
.1381	Clerical	24,71
.1391	Part Time Employee	15
.1916	Vacation—Sick Pay Deferral	—
.1982	Less: Special District Alloc.	(47,20)
	Contractual Expenses:	
.4001	Office Supplies	1,25
.4012	Printed Briefs	35
.4013	Law Books	3,60
.4501	Contracted Legal Services	8,75
	Total Attorney	84,78

Departmental Staffing:
Full Time
Part Time

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: Gregory D. Joos		
DESCRIPTION OF DUTIES: Maintenance of personnel records; proceedings; maintaining workmans compensation records.		

ACCOUNT CODE	ACCOUNT NAME	ACTUAL EX 1990
A1430	PERSONNEL:	\$
	Personal Services:	
.1125	Coord. – Employee Relations	30,30
.1301	Secretary	24,06
.1391	Part Time Clerical	2,90
.1916	Vacation–Sick Pay Deferral	–
.1982	Less: Special Dist. Alloc.	(22,42)
	Equipment:	
.2201	Office equipment	3,81
	Contractual Expenses:	
.2501	Office Equip – Personnel	
.4001	Office Supplies	2,09
.4013	Reference Library	1,19
.4087	Conference and Seminar	–
.4431	Maintenance and Repair	–
.4502	Legal	3,50
.4751	Employee Assistance	–
.4752	Pre Employment Physicals	–
.4982	Less: Special Dist. Alloc.	12
	Total Personnel	45,57

Departmental Staffing:

Full Time

Part Time

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: Chester L. Bryan		
DESCRIPTION OF DUTIES: Advises the Town Board on drainage requirements. Administer operations of the Sanitary Sewer Maintenance. Oversee and administer local, state and federal ordinances.		

ACCOUNT CODE	ACCOUNT NAME	ACTUAL EXPENSE 1990
A1440	ENGINEER:	\$
	Personal Services:	
.1105	Town Engineer	56,380
.1361	Clerical (2)	47,280
.1401	Engineering Aides (2)	9,080
.1402	Principal Engineer Assist.	73,800
.1404	Senior Engineering Assist. (2)	32,960
.1405	Engineering Assistant	45,080
.1406	Assistant Town Engineer	45,360
.1916	Vacation-Sick Pay Deferral	-
.1982	Less: Special Dist. Alloc.	(247,960)
.1989	Overtime Reduction	-
	Equipment	
.2501	Miscellaneous Equipment	1,200
	Contractual Expenses:	
.4001	Office Supplies	1,800
.4042	Maps	2,200
.4191	Miscellaneous	2,600
.4325	Copy Machine Supplies	2,100
.4538	Rodent Control	1,200
.4594	P.I.P. Consultants	
	Total Engineer	73,400

Departmental Staffing:
Full Time
Part Time

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: Richard M. Moleski		
DESCRIPTION OF DUTIES: Provides for expenditures necessary		

ACCOUNT CODE	ACCOUNT NAME	ACTUAL EXPENDITURE 1990
A1450	ELECTIONS:	\$
	Personal Services:	
.1799	Election Inspectors	71,77
	Contractual Expenses:	
.4191	Miscellaneous Expenses	
.4342	Polling Place Rental	5,2
.4431	Equipment Repairs and Maint.	3,2
.4551	Moving Machines	8,1
	Total Elections	88,5
Departmental Staffing:		
Full Time		
Part Time		

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: James J. Matecki		
DESCRIPTION OF DUTIES: Provides for maintenance and utilities		

ACCOUNT		ACTUAL EXP
CODE	ACCOUNT NAME	1990
A1625	UTILITY DEPARTMENT	\$
	Personal Services:	
.1203	Working Crew Chief	70,070
.1391	Part - Time Clerical	6,280
.1411	Cleaner	45,490
.1422	General Mechanics (3)	153,750
.1425	Plumber	33,940
.1427	Electrician	31,240
.1431	Maintenance Worker	57,900
.1452	Building Maintenance Worker	30,730
.1491	Part - Time Laborer	22,880
.1916	Vacation-Sick Pay Deferral	-
.1982	Less: Special Dist. Alloc.	(2,730)
.1989	Overtime Reduction	-
	Equipment expenses:	
.2513	Monitoring Equipment	-
	Contractual expenses:	
.4001	Office Supplies	330
.4021	Maintenance Supplies	12,090
.4071	Uniform Replacements	1,490
.4202	Telephone - Townwide	123,600
.4217	Utilities	118,820
.4432	Repairs and Maintenance	59,010
.4433	Police Front Desk Windows	-
.4489	Maint. Tool Replacement	210
.4550	Building Rental	-
	Total Utility Department	765,160
	Departmental Staffing:	
	Full Time	
	Part Time	

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: Art Ferdinand		
DESCRIPTION OF DUTIES: Major and minor repair of all Town provide collision repair and prepare Town police cars for initial s		

ACCOUNT		ACTUAL EXP
CODE	ACCOUNT NAME	1990
A1640	CENTRAL GARAGE	\$
	Personal Services:	
.1201	General Crew Chief	45,85
.1202	Automotive Crew Chief	40,08
.1391	Part - Time Clerical	9,65
.1412	Laborers (2)	23,54
.1442	Mechanics (7)	238,88
.1443	Auto Body Repairmen	29,13
.1445	Welder	29,39
.1492	Seasonal Laborers	4,5
.1916	Vacation - Sick Pay Deferral	-
.1982	Less: Special Dist. Alloc.	(315,79)
.1989	Overtime Reduction	-
	Equipment	
.2501	Above Ground Lift	-
	Contractual Expenses:	
.4001	Office Supplies	1,0
.4021	Maintenance Supplies	11,6
.4072	Uniform Cleaning	7,2
.4161	Gasoline	112,4
.4440	Equipment Repair - Recycling	-
.4441	Equipment Repair - Police	43,0
.4442	Equipment Repair - Sewer	9,4
.4443	Equipment Repair - Sanitation	135,2
.4445	Equipment Repair - Parks	11,5

ACCOUNT CODE	ACCOUNT NAME	ACTUAL EX
		1990
A1640	CENTRAL GARAGE:	\$
.4446	Maint. and Repair – Vehicles	7,640
.4447	Collision Repairs	6,000
.4448	Auto Washing	3,570
.4449	Senior Citizens Repairs	2,870
.4982	Less: Special Dist. Alloc.	(142,310)
	Total Central Garage	314,790

Departmental Staffing:

Full Time

Part Time

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: Frank E. Swiatek		
DESCRIPTION OF DUTIES: Pickup and delivery of Town mail for		

ACCOUNT		ACTUAL EXP
CODE	ACCOUNT NAME	1990
A1670	CENTRAL PRINTING AND MAILING	\$
	Personal Services:	
.1395	Mail Clerk Part – Time	6,349
Total Central Printing and Mailing		6,349

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: Frank E. Swiatek		
DESCRIPTION OF DUTIES: This function provides for special co department.		

ACCOUNT		ACTUAL EX
CODE	ACCOUNT NAME	1990
A1010	SPECIAL ITEMS:	\$
	Contractual Expenses:	
.4081	Municipal Association Dues	3,751
.4082	Government Business Travel	19,754
.4083	Private Vehicle Reimburs.	5,296
.4085	Local Education Expense	1,093
.4101	Unallocated insurance	53,730
.4261	Postage	53,820
.4352	Erie County Chargebacks	60,657
.4706	Real Property Taxes	7,300
.4709	Management Studies	-
.4711	Contingency Account	-
	Total Special Items	205,400

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: Bruce D. Chamberlain		
DESCRIPTION OF DUTIES: This function provides for the costs of law enforcement, traffic and fire prevention and control.		

ACCOUNT CODE	ACCOUNT NAME	ACTUAL 1990
A3020	COMMUNICATIONS SYSTEM:	\$
	Equipment:	
.2513	Communication Equipment	-
	Contractual Expenses:	
.4022	Maintenance Contracts	19,69
.4029	Supplies	8,90
.4203	Cellular Phones	-
.4431	Equipment Repairs and Maint.	8,45
	Total Communications System	37,05

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TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: Bruce D. Chamberlain		
DESCRIPTION OF DUTIES: Provides for the overall safety of al		

ACCOUNT CODE	ACCOUNT NAME	ACTUAL 1990
A3120	POLICE AND CONSTABLES	\$
	Personal Services:	
.1112	Chief	145,0
.1153	Assistant Chief	60,1
.1351	Senior Clerk	75,7
.1371	Clerk	20,9
.1374	Other Clerical (7)	93,6
.1376	Senior Clerk – Typist	25,7
.1391	Part – Time Clerical	50,4
.1501	Captains (7)	331,0
.1511	Lieutenants (14)	479,8
.1531	Detectives (16)	938,9
.1541	Patrolmen (6)	3,459,6
.1551	Sergeants	343,4
.1561	Dispatchers	454,7
.1565	Senior Dispatcher	
.1569	Public Safety Dispatcher	
.1571	Bingo Inspectors	35,3
.1581	Matrons	18,1
.1591	Crossing Guards	155,1
.1605	Graphic Artist	22,8
	Equipment:	
.2203	Typewriters	
.2204	Computer Equipment	12,1
.2205	Crime Forfeitures – Equipment	10,6
.2209	Bike Patrol Equipment	
.2211	Computer Accessories	23,9

Town of Cheektowaga – 1993 Budget – Police and Constables

ACCOUNT CODE	ACCOUNT NAME	ACTUAL 1990
A3120	POLICE AND CONSTABLES:	\$
.2303	Police Vehicles	113,3
.2501	Other Equipment	
	Contractual Expenses:	
.4001	Office Supplies	23,1
.4002	Paper Supply	(6
.4003	Traffic Safety Supplies	2,5
.4005	Community Service Supplies	
.4006	DARE Program	
.4007	Emergency Response Supplies	
.4009	Scientific Investigation	1,9
.4021	Building Repair and Maintenance	
.4025	Bike Patrol Supplies	
.4031	Meals to Prisoners	2,7
.4073	Clothing Allowance	4,8
.4081	Membership Dues	
.4085	Local Education Expense	1,8
.4091	Ammunition and Flares	14,4
.4093	Patrolmen Training	7,2
.4095	K – 9 Expenses	1,4
.4097	Special Investigations	2,2
.4099	Special Investigations	
.4190	Impound of Lot Supplies	4,0
.4444	Police Towing	
.4508	Medical Expenses	
	Total Police and Constables	6,936,9

Departmental Staffing:

Full Time

Part Time

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMI
DEPARTMENT HEAD: Bruce D. Chamberlain		
DESCRIPTION OF DUTIES: Provides for the costs of traffic cor engineering.		

ACCOUNT CODE	ACCOUNT NAME	ACTUAL I 1990
A3310	TRAFFIC CONTROL:	\$
	Personal Services:	
.1437	Sign Maintenance Men	
.1492	Seasonal Traffic Control	
.1802	Labor Allocation:Lighting	
	Contractual Expenses:	
.4185	Flashers/Barricades	1
.4217	Utility Cost	17,9
.4471	Signs and Street Marking	23,4
.4472	Signs and Marking – Highway	16,6
.4476	Signal Repairs	31,0
.4478	Control Signal Upgrade	17,1
	Total Traffic Control	106,3
	Departmental Staffing:	
	Full Time	
	Part Time	

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTME
DEPARTMENT HEAD: Bruce D. Chamberlain		
DESCRIPTION OF DUTIES: Responsible for the control of animal regulations relating to such.		

ACCOUNT		ACTUAL E
CODE	ACCOUNT NAME	1990
A3510	CONTROL OF ANIMALS:	\$
	Personal Services:	
.1413	Dog Control Officer	61,21
.1491	Part -- Time Laborer	-
.1916	Vacation--Sick Pay Deferral	-
	Contractual Expenses:	
.4001	Supplies	-
.4030	Dog Kennel Supplies	1,27
.4211	Electric	1,06
.4221	Gas	4,53
.4432	Repairs and maintenance	1,28
.4532	Veterinarian Services	1,53
	Total Control of Animals	70,88

Departmental Staffing:
Full Time
Part Time

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: Frank E. Swiatek		
DESCRIPTION OF DUTIES: Reviews traffic safety needs and rec Board on such.		

ACCOUNT		ACTUAL E
CODE	ACCOUNT NAME	1990
A3610	TRAFFIC SAFETY COMMISSION	\$
	Personal Services:	
.1394	Part – Time Secretary	1,500
	Contractual Expenses:	
.4001	Office Supplies	8
.4086	Association Membership	2
.4261	Postage	31
	Total Traffic Safety Commission	1,921
	Departmental Staffing:	
	Full Time	
	Part Time	

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTME
DEPARTMENT HEAD: Christopher J. Kowal		
DESCRIPTION OF DUTIES: This function provides for the comp Deputy . Other costs relating to highway maintenance are accou		

ACCOUNT		ACTUAL E:
CODE	ACCOUNT NAME	1990
A6010	SUPERINTENDENT OF HIGHWAYS	\$
	Personal Services:	
.1004	Superintendent	47,26
.1171	Deputy Superintendent	44,58
.1916	Vacation—Sick Pay Deferral	—
	Total Superintendent of Highways	91,85

Departmental Staffing:
Full Time
Part Time

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMEN
DEPARTMENT HEAD: Christopher J. Kowal		
DESCRIPTION OF DUTIES: Provides for the costs of operating a		

ACCOUNT		ACTUAL EXP
CODE	ACCOUNT NAME	1990
A5132	HIGHWAY GARAGE:	\$
	Contractual Expenses:	
.4211	Electric	13,346
.4221	Gas	17,944
.4231	Water	1,159
.4431	Radio Repair and Maint.	2,746
.4432	Repairs and Maint.	17,253
	Total Highway Garage	52,448

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: Salvatore LaGreca		
DESCRIPTION OF DUTIES: Responsible for certifying applications, counseling and explanations of all services and programs available		

ACCOUNT		ACTUAL
CODE	ACCOUNT NAME	1990
A6250	PUBLIC EMPLOYMENT PROGRAMS:	\$
	Personal Services:	
.1916	Vacation-Sick Pay Deferral	
.1951	Enrollee Wages - JTPA	171,2
.1952	Director	
.1953	Clerical	
.1954	Principal Counselor	1
.1955	Senior Counselor	1
.1956	Senior Advisor	
.1957	Advisor	
	Contractual Expenses:	
.4001	Office Supplies	1,2
.4004	Enrollee Miscell. Expenses	5,3
.4321	Computer Expense	
.4550	Occupancy Expense	
	Empoloyee Benfits:	
.8902	Allocated FICA	13,1
.8905	Allocated Fringes	42,8
	Total JTPA - Public Employment	234,2

Departmental Staffing:

Full Time

Part Time

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: Frank E. Swiatek		
DESCRIPTION OF DUTIES: Provides for expenditures relating to commercial and industrial welfare of the Town.		

ACCOUNT		ACTUAL EX
CODE	ACCOUNT NAME	1990
A6410	PUBLICITY	\$
	Contractual Expenses:	
.4136	Blazers	-
.4194	Media Expenses	11,624
.4582	Walden and William Study	6,000
	Total Publicity	17,624

TOWN OF CHEEKTOWAGA, NEW YORK

FUND: GENERAL	DEPARTMENT
DEPARTMENT HEAD: Frank E. Swiatek	
DESCRIPTION OF DUTIES: Defrays the rental costs of rooms for organizations within the Town.	

ACCOUNT		ACTUAL EXP
CODE	ACCOUNT NAME	1990
A6510	VETERANS SERVICES:	\$
	Contractual Expenses:	
.4301	Room Rental	2,400
.4311	Vetran Affairs Committee	-
	Total Veterans Services	2,400

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: James J. Matecki		
DESCRIPTION OF DUTIES: To maintain and improve Town parks and safe recreation areas.		

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ACCOUNT		ACTUAL EX
CODE	ACCOUNT NAME	1990
A7110	PARKS:	\$
	Personal Services:	
.1201	General Crew Chief	51,924
.1203	Working Crew Chief	80,485
.1374	Clerk Typist	5,551
.1376	Senior Clerk Typist	26,454
.1391	Part - Time Clerical	925
.1411	Cleaner	52,877
.1422	General Mechanic	358,054
.1431	Maintenance Worker	86,476
.1435	Grounds Keeper	-
.1491	Part - Time Laborer	138,248
.1623	Pool Mechanic	2,340
.1916	Vacation - Sick Pay Deferral	-
.1989	Overtime Reduction	-
	Contractual Expenses:	
.4001	Office Supplies	1,795
.4022	Park Supplies	34,076
.4071	Uniform Replacements	2,495
.4141	Chemicals	17,680
.4162	Gasoline and Oil	17,468
.4191	Miscellaneous Expenses	87
.4211	Electric	237,44
.4431	Equipment - Repairs and Maint.	27,49
.4451	Buildings and Grounds - Repairs and Maintenance	139,03

Town of Cheektowaga – 1993 Budget – Parks (Concluded)

ACCOUNT		ACTUAL EX
CODE	ACCOUNT NAME	1990
A7110	PARKS:	\$
.4454	Portable Toilets	9,001
.4458	Improvement Projects	14,418
.4460	Parks – Land Acquisition	28,179
.4463	Nokomis Playground Improve.	24,902
.4491	Special Events	3,237
	Total Parks	1,361,441

Departmental Staffing:
Full Time
Part Time

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: Kenneth J. Kopacz		
DESCRIPTION OF DUTIES: Provides structured and safe recreation for all ages, race, religion, sex or physical ability. Encourages coordinated leisure and athletic organizations.		

ACCOUNT CODE	ACCOUNT NAME	ACTUAL EXPENDITURE 1990
A7140	PLAYGROUNDS AND RECREATION	\$
	Personal Services:	
.1113	Director	35,876
.1361	Clerical	25,966
.1601	Senior Recreation Supervisor	27,859
.1603	Recreation Instructor	20,709
.1611	Rink Personnel	31,100
.1612	Rec. Attendants - Community Ctrs.	33,085
.1613	Rec. Playground Supervisor	35,198
.1614	Rec. Playground Attendants	41,654
.1615	Recreation Aid to Youth	17,663
.1621	Umpires and Referees	8,198
.1622	Recreation Attendant	23,957
.1813	New Programs	-
.1916	Vacation - Sick Pay Deferral	-
	Contractual Expenses:	
.4024	Arts and Craft Supplies	4,698
.4025	Athletic Supplies	32,915
.4191	Miscellaneous Supplies	8,336
.4491	Special Events	30,379
.4492	Haunted Forest	-
.4601	Aid to Youth	41,981
.4611	Rec. Program - Transportation	3,141
Total Playgrounds and Rec. Programs		422,721

Departmental Staffing:

Full Time
Part Time

TOWN OF CHEEKTOWAGA, NEW YORK

FUND: GENERAL	DEPARTMENT
DEPARTMENT HEAD: Kenneth J. Kopacz	
DESCRIPTION OF DUTIES: Provides a safe and clean atmosphere	

ACCOUNT CODE	ACCOUNT NAME	ACTUAL EXPENSES 1990
A7180	BEACH AND POOL PROGRAM	\$
	Personal Services:	
.1901	Bathhouse Attendants	-
.1902	Supervisors - Beach/Pool	15,054
.1903	Lifeguard	38,982
	Contractual Expenses:	
.4026	First Aid Supplies	335
.4074	Clothing Allowance	2,378
.4191	Miscellaneous Expenses	1,135
.4612	Transport. to Swim Meets	374
	Total Beach and Pool Program	58,258

Departmental Staffing:

Full Time
Part Time

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: Frank E. Swiatek		
DESCRIPTION OF DUTIES: Provides funding to various cultural g residents.		

ACCOUNT		ACTUAL EXP
CODE	ACCOUNT NAME	1990
A7270	CULTURAL GROUPS:	\$
	Contractual Expenses:	
.4381	Historical	1,950
.4382	Art Guild	1,845
.4383	Chorus	8,931
.4384	Symphony	8,908
.4385	Garden Club	-
.4386	Coin and Stamp	738
.4387	Conservation Council	-
.4388	Friends of the Woods	-
.4389	Cultural Society	3,600
.4390	Debonaires	736
.4391	Art Society	-
	Total Cultural Groups	26,708

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TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: Kenneth J. Kopacz		
DESCRIPTION OF DUTIES: Plan, develop and coordinate youth programming. Information and referral services are provided to families to promote counseling, employment, volunteerism and educational opportunities.		

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ACCOUNT		ACTUAL EXPENSE
CODE	ACCOUNT NAME	1990
A7310	YOUTH PROGRAMS	\$
	Personal Services:	
.1114	Executive Director	40,033
.1161	Program Coordinator	27,350
.1361	Clerk - Steno	23,135
.1374	Clerk Typist	-
.1802	Develop. Disabled Day Camp	31,010
.1803	Adopted Recreation Program	40,105
.1804	Administrative Interns	17,860
.1810	Summer Day Camp	-
.1811	YCC - Supervisors	27,042
.1812	YCC - Participants	18,871
.1813	New Programs	-
.1815	NYSCC - Supervision	4,940
.1816	NYSCC - Participants	14,342
.1916	Vacation-Sick Pay Deferral	-
	Equipment:	
.2501	Other Equipment	13,671
	Contractual Expenses:	
.4001	Office Supplies	5,891
.4003	1990 NYSCC Grant	7,330
.4061	Publications and Dues	1,861
.4201	Telephone	3,741
.4261	Postage	991
.4431	Equipment Repairs and Maint.	3,871
.4671	Youth Service Projects	9,401

ACCOUNT CODE	ACCOUNT NAME	ACTUAL EX 1990
A7310	YOUTH PROGRAMS:	\$
.4675	Library Contract	1,46
.4677	Catholic Charities – Dropout	78,88
.4681	In Service Training	2,91
.4683	Publications, Printing	2,38
.4685	Youth Depart. Project – Yes	26,19
.4687	Child and Family Services	56,04
.4688	Cheektowaga United	–
.4689	Youth conservation Corps.	14,21
.4691	Develop. Disabled – Day Camp	13,00
.4693	Develop. Disabled – Swim	5,04
.4694	Youth Employment Program	21,01
	Total Youth Programs	512,61

Departmental Staffing:

Full Time

Part Time

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: Kenneth J. Kopacz		
DESCRIPTION OF DUTIES: Plan, develop and coordinate youth programming. Information and referral services are provided to fa		

ACCOUNT		ACTUAL EX
CODE	ACCOUNT NAME	1990
A7410	STOP DRUG ABUSE GRANT	\$
	Personal Services:	
.1161	Program Coordinator	-
.1200	Assistant Program Director	-
.1300	Program Coordinator	-
.1400	Administrative Assistant	-
	Equipment	
.2000	Miscellaneous Equipment	-
	Contractual Expenses:	
.4000	Miscellaneous	-
	Employee Benefits:	
.8000	Fringe Benefits	-
	Total Stop Drug Abuse	-

Departmental Staffing:

Full Time

Part Time

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: Frank E. Swiatek		
DESCRIPTION OF DUTIES: Provides for expenditures related to		

ACCOUNT		ACTUAL EX
CODE	ACCOUNT NAME	1990
A7410	LIBRARY EXPENSES:	\$
	Personal Services:	
.1394	Secretary	400
	Contractual Expenses:	
.4061	Publications and Dues	700
.4191	Miscellaneous Expenses	1,420
.4420	Store Front Library	16,499
.4439	Heat and Air Conditioning	7,137
	Buildings and Grounds –	
.4451	Repairs and Maintenance	19,520
	Total Library Expenses	45,676

Departmental Staffing:

Full Time
Part Time

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: Frank E. Swiatek		
DESCRIPTION OF DUTIES: Provides for preserving historical pro		

ACCOUNT		ACTUAL EX
CODE	ACCOUNT NAME	1990
A7510	HISTORIAN:	\$
	Equipment:	
.2201	Office Equipment	-
	Contractual Expenses:	
.4043	Maps, Records, Supplies	-
.4051	Microfilming	-
.4052	Printing of Hist. Materials	-
.4375	Historical Observance	-
	Total Historian	-

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: Frank E. Swiatek		
DESCRIPTION OF DUTIES: Provides for special celebrations, pa events.		

ACCOUNT		ACTUAL EX
CODE	ACCOUNT NAME	1990
A7550	CELEBRATIONS.	\$
	Contractual Expenses:	
.4371	Patriotic Observances	2,800
.4372	July 4th Celebration	14,601
.4373	Flag Day Celebration	3,150
.4374	Polish Festival	23,675
.4376	Patriotic Commission	157
.4378	Bennett Cemetary	-
.4377	Sesquicentennial	9,935
.4379	War of 1812 Cemetary	-
	Total Celebrations	54,318

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: Patricia L. Wojcik		
DESCRIPTION OF DUTIES: Provides adult and senior residents with food distribution and nutrition services.		

ACCOUNT CODE	ACCOUNT NAME	ACTUAL EXPENSES 1990
A7620	ADULT RECREATION:	\$
	Personal Services:	
.1121	Senior Citizen Director	33,454
.1361	Senior Clerk	-
.1373	Rec. Attendants - Sr. Citizens	62,834
.1604	Outreach Worker	21,992
.1631	Supervisors	7,521
.1639	Special Events Supervisor	60,426
.1916	Vacation - Sick Pay Deferral	-
	Equipment:	
.2501	Senior Citizens Equipment	2,088
	Contractual Expenses:	
.4027	Sports and Rec. Supplies	7,932
.4191	Miscellaneous Expenses	-
.4193	Nutrition Sites	4,806
.4491	Special Events	29,745
.4624	Senior Center Program	9,686
.4627	Activity Groups (1 - 25)	45,999
.4629	Meals on Wheels	10,000
.4681	In Service Training	12,000
	Total Adult Recreation	296,600

Departmental Staffing:
Full Time
Part Time

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMEN
DEPARTMENT HEAD: Frank E. Swiatek		
DESCRIPTION OF DUTIES: Provides for weed control and fertiliz		

ACCOUNT		ACTUAL EX
CODE	ACCOUNT NAME	1990
A8640	EROSION CONTROL AND DRAINAGE	\$
	Contractual Expenses:	
.4586	Slate Bottom Creek	3,000
.4587	Weed Control	4,288
Total Erosion Control and Drainage		7,288

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: Frank E. Swiatek		
DESCRIPTION OF DUTIES: Provides for the cost of purchasing a		

ACCOUNT CODE	ACCOUNT NAME	ACTUAL EX 1990
A8560	SHADE TREES	\$
.4291	Contractual Expenses:	9,909
	Total Shade Trees	9,909

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: Frank E. Swiatek		
DESCRIPTION OF DUTIES: Provides for the costs of employee unions which represent Town employees or by Town Board rules		

ACCOUNT		ACTUAL E
CODE	ACCOUNT NAME	1990
A9010	EMPLOYEE BENEFITS	\$
.8101	State retirement	12,41
.8111	Police Retirement	417,04
.8121	Social security	800,85
.8141	Medical Insurance	792,32
.8143	Retiree's Hospitalization	226,06
.8145	Employee Allownaces	-
.8151	Group Life Insurance	36,76
.8155	Supervisory Union Health	-
.8157	TCEA Health and Welfare	3,00
.8171	Dental Insurance	70,77
.8181	Optical Insurance	24,87
.8190	Retirement Incentive	-
.8902	Allocated FICA	(78,81)
.8905	Allocated Fringes	(253,51)
.8975	Retirement Buyout	-
	Total Employee Benefits	2,051,51

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL	DEPARTMENT
DEPARTMENT HEAD: Frank E. Swiatek		
DESCRIPTION OF DUTIES: Provides for transfers to other funds reserves and support of capital projects.		

ACCOUNT CODE	ACCOUNT NAME	ACTUAL EXP 1990
	INTERFUND TRANSFERS:	\$
A9501	Transfers to Debt Service Fund:	
.9131	Serial Bonds – Principal	576,450
.9211	Serial Bonds – Interest	650,250
.9311	Less: Debt Service Reserves	(100,000)
Total Transfers to Debt Service Fund		1,126,700
A9902	Transfers to Risk Ret. Fund	
.9703	Transfers to Risk Retention	130,000
Total Transfers to Risk Ret. Fund		130,000
A9950	Transfers to Capital Projects:	
.8002	Transfer	115,310
Total Transfers to Capital Projects		115,310
A9999	Transfers to HUD	
.1123	HUD Wages	113,930
.1124	HUD Reimbursement	(98,870)
.1700	Part Town Reimbursement	(15,050)
Total Transfers to HUD		—
TOTAL INTERFUND TRANSFERS		1,372,020

GENERAL FUND TOWN OUTSIDE VILLAGE

Purpose of Fund:

Accounts for selected services which by New York State Statute cannot be charged to residents of the Villages located within the Town.

Major Services Provided:

Provides for safety inspection, zoning, planning and plumbing boards and enforcement of Town building codes.

Major Revenue Sources:

A summary of estimated revenues is presented as:

	1993 Estimated Revenues	Percent of Total	Increase (Decrease) from 1992	Percent of Increase (Decrease)
Nonproperty Taxes	\$ 233,107	50.36%	\$ (38,183)	- 14.07%
Interest Earnings	4,000	0.86%	4,000	N/A
Licenses and Permits	225,780	48.78%	25,780	12.89%
Appropriated Fund Balance	-	-	-	N/A
State Aid	-	-	(55,000)	N/A
	<u>\$ 462,887</u>	<u>100.00%</u>	<u>\$ (63,403)</u>	

Significant Changes:

No significant changes in operations or service levels.

TOWN OF CHEEKT
1993
GENERAL FUND – TO
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ACCOUNT CODE	REVENUE SOURCE	ACTU 199 \$
	NON PRPERTY TAXES	
B1120	Sales tax	
	USE OF MONEY AND PROPERTY	
B2401	Interest	
	LICENSES AND PERMITS	
B2770	Permits and inspections	207
	STATE AID	
B3002	Per Capita – Restricted	85
B3010	Fire Code Safety	7
	Total State Aid	151
	TOTAL	36

TOWN OF CHEEKTOWAY
1993 BUDGET
GENERAL FUND – TOTAL
APPROPRIATIONS

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ACCOUNT CODE	APPROPRIATION	DETAIL PAGE NUMBER	ACTUAL 1993
B3620	PUBLIC SAFETY: Safety Insector TOTAL PUBLIC SAFETY	82	<u>2</u> <u>2</u>
B4010	HEALTH: Board of Health TOTAL HEALTH	83	<u> </u> <u> </u>
B8010	HOME AND COMMUNITY SERVICE: Zoning Board	84	<u> </u>
B8020	Planning TOTAL HOME AND COMM. SERV.	85	<u> </u> <u> </u>
B9010	EMPLOYEE BENEFITS	86	<u> </u>
B9501	DECIFICT REDUCTION	N/A	<u> </u>
	TOTAL APPROPRIATIONS		<u> </u> <u> </u>

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL FUND – TOWN OUTSIDE VILLAGE
DEPARTMENT HEAD:	Ronald Marten
DESCRIPTION:	Administration and enforcement of Town building commercial property maintenance and environmental review or

ACCOUNT		ACTUAL EXP
CODE	APPROPRIATION	1990
B3520	SAFETY INSPECTOR	\$
	Personal Services:	
.1061	Plumbing Board Members	750
.1100	Bulding plumbing Inspector	46,105
.1165	Fire Inspector	60,340
.1374	Asst. Building Inspector	–
.1376	Senior Clerk Typist	25,457
.1391	Part Time Clerical	7,115
.1400	Building Inspector	63,553
.1401	Asst. Building Inspector	–
.1430	Assistant Plumbing Inspector	27,082
.1432	Zoning Enforcement	–
.1500	Zoning Enforcement	13,825
.1600	Assitant Building Inspector	12,959
.1700	Housing Inspector	15,439
.1802	Personnel Allocated	1,002
.1916	Vacation–Sick Pay Deferral	–
.1982	SD Labor Allocation	–
	Equipment	
.2201	Office Equipment	220
	Contractual Expenses:	
.4001	Office Supplies	2,348
.4088	Travel and Conferences	848
.4191	Miscellaneous	3,738
.4321	Computer Expense	1,680
.4411	Refunds of Permits and Fees	3,750
.4802	Personnel Allocated	–
	Total Safety Inspector	286,211

Departmental Employment:
Full Time
Part Time:

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL FUND – TOWN OUTSIDE VILLAGE
DEPARTMENT HEAD:	Frank E. Swiatek
DESCRIPTION:	Provides guidance to the Town Board on all health matters.

ACCOUNT		ACTUAL EXP
CODE	APPROPRIATION	1990
B4010	BOARD OF HEALTH	\$
	Contractual Expenses:	
.4028	Supplies	—
.4481	Air Pollution	43
.4508	Outside Medical Service	257
	Total Board of Health	300

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL FUND – TOWN OUTSIDE VILLAGE
DEPARTMENT HEAD:	Donald J. Wegner
DESCRIPTION:	Provides guidance on zoning issues, reviews zoning applications to the Town Board.

ACCOUNT		ACTUAL EXPENDITURES
CODE	APPROPRIATION	1990
B8010	ZONING BOARD	\$
	Personal Services:	
.1052	Board Members and Chairman	18,162
	Contractual Expenses:	
.4191	Miscellaneous	20
.4511	Transcript Services	8,321
.4683	Zoning – Master Review	22,115
	Total Zoning Board	48,618
	Departmental Employment:	
	Full Time	
	Part Time:	

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL FUND – TOWN OUTSIDE VILLAGE
DEPARTMENT HEAD:	Salvatore LaGreca
DESCRIPTION:	Meet with public and contractors to provide guidance and landscape approval. Coordinate Town development with the public and other interested parties.

ACCOUNT		ACTUAL EXP
CODE	APPROPRIATION	1990
B8020	PLANNING	\$
	Personal Services:	
.1051	Board Members and Chairman	22,139
.1394	Part Time Secretary	600
	Contractual Expenses:	
.4001	Office Supplies	–
.4192	Other Expenses	39
	Total Planning	22,778
	Departmental Employment:	
	Full Time	
	Part Time:	

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HIGHWAY FUND

Purpose of Fund: Accounts for all revenues and expenditures related to road maintenance and construction throughout the Town.

Major Services Provided: Provides for general roadway repairs and maintenance, improvements to existing streets, snow removal, repair and replacement of highway equipment and erosion control for roadways.

Major Revenue Sources: A summary of estimated revenues is presented as:

	1993 Estimated Revenues	Percent of Total	Increase (Decrease) from 1992	Percent of Increase (Decrease)
Non-Property Taxes	\$ 4,548,435	85.62%	\$ 698,178	18.13%
Departmental Income	82,016	1.54%	(4,000)	-4.65%
Interest Earnings	14,000	0.26%	4,000	40.00%
Miscellaneous	6,000	0.11%	(4,000)	-40.00%
Appropriated Fund Balance	—	—	(332,500)	-100.00%
State Aid	662,113	12.46%	(152,887)	-18.76%
	<u>\$ 5,312,564</u>	<u>100.00%</u>	<u>\$ 208,791</u>	

Significant Changes: No significant changes in operations or service levels.

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TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL FUND – TOWN OUTSIDE VILLAGE
DEPARTMENT HEAD:	Frank E. Swiatek
DESCRIPTION:	Provides for the costs of employee benefits as which represent Town employees or by Town Board rules and re

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ACCOUNT		ACTUAL EXP
CODE	APPROPRIATION	1990
B9010	EMPLOYEE BENEFITS	\$
.8101	Retirement	543
.8121	Social Security	21,073
.8141	Medical Insurance	18,335
.8143	Retirees Insurance	2,711
.8151	Group Life Insurance	850
.8171	Dental Insurance	1,457
.8181	Optical Insurance	524
.8902	Allocated FICA	1,258
.8903	SD FICA Allocation	-
.8905	Allocated Fringes	3,383
.8906	SD Benefit Allocation	-
TOTAL EMPLOYEE BENEFITS		50,134

TOWN OF CHEEKTOWAY
1993 BUDGET
HIGHWAY
REVENUE

ACCOUNT CODE	REVENUE DESCRIPTION	ACTUAL 1990 \$
	NON PROPERTY TAX ITEMS	
D1120	Sales Tax from Erie County	3,947,9
	DEPARTMENTAL INCOME	
D2140	Street Cuts	4,6
D2300	Service to Other Governments	72,7
	Total Departmental Income	77,3
	USE OF MONEY AND PROPERTY	
D2401	Interest Earnings	15,9
	MISCELLANEOUS	
D2701	Refund of Prior Years Expense	3,6
D2770	Tree Planting	21,3
	Total Miscellaneous	25,0
	APPROPRIATED FUND BALANCE	
D2799	Appropriated Fund Balance	
	STATE AID	
D3002	Per Capita -- Restricted	565,7
D3501	Road Improvemnts Program	155,2
	Total State Aid	721,0
	TOTAL REVENUES	4,787,2

TOWN OF CHEE
1993
HIGH
APPROPRIA

ACCOUNT CODE	DESCRIPTION	DETAIL PAGE NUMBER
	GENERAL GOVERNMENT SUPPORT	
D1930	Special Items	89
	TOTAL GENERAL GVT. SUPPORT	
	TRANSPORTATION	
D5110	General Repair	90
D5130	Highway Machinery	91
D5140	Brush and Weeds	92
D5141	Highway General	93
D5142	Snow Removal	94
D5148	Services for Other Gvts.	95
D5150	Highway Improvements	96
	TOTAL TRANSPORTATION	
	HOME AND COMMUNITY SERVICE	
D8210	Storm Sewers	97
D8540	Erosion Control and Drainage	98
	TOTAL HOME AND COMM. SERVICE	
D9010	EMPLOYEE BENEFITS	99
D9501	INTERFUND TRANSFERS	100
	TOTAL APPROPRIATIONS	

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TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	HIGHWAY FUND	DEPART
DEPARTMENT HEAD: Frank E. Swiatek		
DESCRIPTION: Provides for chargebacks from Erie County rel subsequently cancelled.		

ACCOUNT		ACTUAL
CODE	DESCRIPTION	1990
D 1930	SPECIAL ITEMS	\$
	Contractual:	
.4352	Erie County Chargeback	25,
	TOTAL SPECIAL ITEMS	25,

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	HIGHWAY FUND	DEPART
DEPARTMENT HEAD: Christopher J. Kowal		
DESCRIPTION: Provides for maintaining, repairing and improv with the highway agreement between the Town Board and the H		

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ACCOUNT		ACTUAL
CODE	DESCRIPTION	1990
D5110	GENERAL REPAIRS	\$
	Personal Services:	
.1701	Labor – General	983
	Contractual Expenses:	
.4162	Gas and Oil	59
.4171	Road Oil	
.4173	Stone and Gravel	8
.4177	Culvert and Sluce Pipe	11
.4178	Blacktop	48
.4185	Barricades, Block, Misc.	10
.4186	Top Soil	5
.4331	Machinery Rental	
	TOTAL GENERAL REPAIRS	1,127

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	HIGHWAY FUND	DEPARTM
DEPARTMENT HEAD: Christopher J. Kowal		
DESCRIPTION: Provides for the purchase and repair of highway		

ACCOUNT		ACTUAL
CODE	DESCRIPTION	1990
D5130	HIGHWAY MACHINERY	\$
	Personal Services:	
.1701	Labor – General	326,3
	Equipment:	
.2407	Highway Equipment	61,1
	Contractual Expenses:	
.4087	Conferences and Seminars	1,2
.4462	Parts and Supplies	158,3
	TOTAL HIGHWAY MACHINERY	547,1

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	HIGHWAY FUND	DEPARTMENT:
DEPARTMENT HEAD: Christopher J. Kowal		
DESCRIPTION: Provides for the control of brush and weeds along		

ACCOUNT		ACTUAL
CODE	DESCRIPTION	1990
D5140	BRUSH AND WEEDS	\$
	Personal Services:	
.1379	Clerical	114,56
.1701	Labor – General	365,00
.1802	Personnel Allocated	5,50
	Contractual Expenses:	
.4001	Office Supplies	3,20
.4071	Uniform Replacement	8,80
.4087	Safety and Training	2,20
.4188	Rental of Copier	1,80
.4190	Rent Barricades, Fence	1,00
.4191	Miscellaneous Expenses	8,30
.4291	Shade Trees	-
.4892	Personnel Allocated	2,50
	TOTAL BRUSH AND WEEDS	512,40

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	HIGHWAY FUND	DEPARTM
DEPARTMENT HEAD: Christopher J. Kowal		
DESCRIPTION: This function provides for general departmental departments receiving the benefits of this labor.		

ACCOUNT		ACTUAL
CODE	DESCRIPTION	1990
D5141	HIGHWAY GENERAL	\$
	Personal Services:	
.1201	General Crew Chief	
.1202	Auto Mechanic Crew Chief	
.1203	Working Crew Chief	
.1343	Senior Account Clerk Typist	
.1371	Clerk	
.1374	Clerk Typist	
.1391	Part Time Clerical	
.1402	Principal Engineer Assistant	
.1412	Laborer	
.1414	Meo 'B'	
.1416	Tree Trimmer	
.1421	Auto Mechanic Helper	
.1422	General Mechanic	
.1442	Auto Mechanic	
.1444	Meo 'A'	
.1445	Welder	
.1453	Creek Maint. Worker	
.1491	Part Time Laborer	
.1931	Less: Labor Allocation	
.1933	Less: Labor Allocation	
.1934	Less: Labor Brush and Weeds	
.1935	Less: Labor Snow	
.1936	Less: Labor Other Governments	
.1937	Less: Labor Improvements	
.1938	Less: Labor Capital Proj.	
	TOTAL HIGHWAY GENERAL	
	Departmental Employment:	
	Full Time	
	Part Time	

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	HIGHWAY FUND	DEPARTM
DEPARTMENT HEAD: Christopher J. Kowal		
DESCRIPTION: Provides for Townwide snow and ice control an		

ACCOUNT		ACTUAL
CODE	DESCRIPTION	1990
D5142	SNOW REMOVAL	\$
	Personal Services:	
.1701	Labor – General	491,5
	Contractual Expenses:	
.4029	Salt	134,2
.4433	Stakes, Blades, Steel	32,2
	TOTAL SNOW REMOVAL	658,0

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	HIGHWAY FUND	DEPARTM
DEPARTMENT HEAD: Christopher J. Kowal		
DESCRIPTION: Provides for costs associated with providing ser		

ACCOUNT		ACTUAL
CODE	DESCRIPTION	1990
D5148	SERVICES – OTHER GOVERNMENTS	\$
	Personal Services:	
.1701	Labor – General	34,4
	Contractual Expenses:	
.4029	Supplies	1,2
	TOTAL SERV. FOR OTHER GVTS.	35,7

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	HIGHWAY FUND	DEPARTM
DEPARTMENT HEAD: Christopher J. Kowal		
DESCRIPTION: Provides for improvements to Town highways.		

ACCOUNT		ACTUAL
CODE	DESCRIPTION	1990
D5150	HIGHWAY IMPROVEMENTS	\$
	Personal Services:	
.1701	Labor – General	93,4
	Contractual Expenses:	
.4162	Gas and Oil	18,8
.4173	Stone	5,6
.4177	Receivers and Pipe	10,6
.4178	Blacktop	122,5
.4458	CHIPS Improvements Projects	130,6
	TOTAL HIGHWAY IMPROVEMENTS	381,9

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	HIGHWAY FUND	DEPARTM
DEPARTMENT HEAD: Christopher J. Kowal		
DESCRIPTION: Provides for maintaining and cleaning storm se drainage.		

ACCOUNT		ACTUAL
CODE	DESCRIPTION	1990
D8210	STORM SEWERS	\$
	Contractual Expenses:	
.4568	Storm Sewer Cleaning	2,4
	TOTAL STORM SEWERS	2,4

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	HIGHWAY FUND	DEPARTM
DEPARTMENT HEAD: Christopher J. Kowal		
DESCRIPTION: Provides for maintenance costs relating to the c		

ACCOUNT		ACTUAL
CODE	DESCRIPTION	1990
D8540	EROSION CONTROL AND DRAINAGE	\$
	Contractual Expenses:	
.4572	Creek Maintenance	12,6
	TOTAL EROSION CONTROL	12,6

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	HIGHWAY FUND	DEPARTM
DEPARTMENT HEAD: Frank E. Swiatek		
DESCRIPTION: Provides for the costs of employee benefits as r		

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ACCOUNT		ACTUAL
CODE	DESCRIPTION	1990
D9010	EMPLOYEE BENEFITS	\$
.8101	Employees Retirement	4,8
.8121	Social Security	171,5
.8141	Medical Insurance	186,0
.8143	Retiree's Medical Insurance	66,9
.8151	Group Life Insurance	9,9
.8171	Dental Insurance	20,5
.8181	Optical Insurance	6,0
.8190	Retirement Incentive	
.8902	FICA Allocated	6
.8903	Capital FICA Allocation	
.8905	Fringe Benefit Allocation	2,0
.8906	Capital Benefit Allocation	
8975	Retirement Buyout	
	TOTAL EMPLOYEE BENEFITS	468,6

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	HIGHWAY FUND	DEPARTM
DEPARTMENT HEAD: Frank E. Swiatek		
DESCRIPTION: Provides for transfers to the debt service fund fo		

ACCOUNT		ACTUAL
CODE	DESCRIPTION	1990
D9501	INTERFUND TRANSFERS	\$
	Transfers to Debt Service Fund:	
.9131	Principal	638,2
.9211	Interest	329,2
.9311	Less: Reserve Applied	(30,0
.9950	Transfer to Capital Fund	78,9
.9703	Transfer to Risk Retention Fund	
	TOTAL INTERFUND TRANSFERS	1,016,3

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RISK RETENTION FUND

Purpose of Fund: Accounts for certain claims, judgements, and losses in lieu of, or in addition to, purchasing coverage from insurance companies.

Major Services Provided: Provides for workmans compensation, unemployment police and general liability claims.

Major Revenue Sources: A summary of estimated revenues is presented as:

	1993 Estimated Revenues	Percent of Total	Increase (Decrease) from 1992	Percent of Increase (Decrease)
Interest Earnings	\$ 65,000	6.95%	\$ —	—
Appropriated Reserves	110,662	11.84%	(55,989)	-33.60%
Interfund Transfers	759,338	81.21%	145,989	23.80%
	<u>\$ 935,000</u>	<u>100.00%</u>	<u>\$ 90,000</u>	

Significant Changes: No significant changes in operations or service levels.

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TOWN OF CHEEKTOWAGON
1993 BUDGET
RISK RETENTION
REVENUE

ACCOUNT CODE	SOURCE	ACTUAL 1990 \$
CS2401	Use of Money and Property	122,000
CS2798	Appropriated Reserves	45,800
CS5031	Interfund Transfers	253,500
	TOTAL	421,300

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	RISK RETENTION FUND
FUND DESCRIPTION AND USES:	Reserves funds and ac judgements and losses.

ACCOUNT		ACTUAL
CODE	APPROPRIATION	1990
CS1710	ADMINISTRATION	\$
.4521	Insurance Consultant	24,500
.4523	Claims Administration – W.C.	18,125
.4525	Claims Admin. – WC Assess	13,758
.4527	Claims Admin. – Liability	17,249
.4528	Loss Control – WC	7,203
.4529	Loss Control – Liability	2,694
	TOTAL ADMINISTRATION	83,529
CS1722	WORKMANS COMPENSATION	
.4519	Excess Insurance	39,578
CS1930	WORKMANS COMPENSATION	
.4703	Judgement and Claims	957,397
CS1931	UNEMPLOYMENT	
.4703	Judgement and Claims	–
CS1932	GENERAL LIABILITY LOSSES	
.4703	Judgement and Claims	–
CS1935	AUTO LIABILITY	
.4703	Judgement and Claims	–
CS1936	GENERAL	
	Judgements and Claims	–
	TOTAL APPROPRIATIONS	1,080,504

CONSOLIDATED GARBAGE DISTRICT

Purpose of Fund: Accounts for all revenues and expenditures related to garbage pickup and recycling services provided to Town residents.

Major Services Provided: Provides for collection, hauling and disposal of solid waste to landfills and the collection and disposal to markets of recyclable waste.

Major Revenue Sources: A summary of estimated revenues is presented as:

	1993 Estimated Revenues	Percent of Total	Increase (Decrease) from 1992	Percent of Increase (Decrease)
Real Property Taxes	\$ 5,305,757	87.35%	\$ 140,356	2.72%
Departmental Income	233,468	3.84%	233,468	N/A
Interest Earnings	75,000	1.23%	(125,000)	-62.50%
Sale of receyables	60,000	0.99%	(5,000)	-7.69%
Appropriated Fund Balance	400,000	6.59%	(215,000)	-34.96%
	<u>\$ 6,074,225</u>	<u>100.00%</u>	<u>\$ 28,824</u>	

Significant Changes: The Town anticipates expanding its recycling program during 1993.

TOWN OF CHEEKTOWAY
1993 BUDGET
CONSOLIDATED
REVENUE
(Fund)

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ACCOUNT CODES	REVENUE SOURCE	ACTUAL 1990 \$
1001	Real property taxes	5,348,655
2040	Container user fees	-
2401	Interest earnings	258,226
2651	Sale of refuse - recycling	16,012
2651A	Sale of refuse - recycling	-
2655	Minor sales	-
2699	Miscellaneous	1,416
2701	Refund of prior year's expense	4,687
2799	Appropriated fund balance	-
	TOTAL	<u>5,628,996</u>

TOWN OF CHEE
1993
CONSOLIDATED
APPROPRIATIONS
(0)

ACCOUNT CODES	DESCRIPTION	DETAIL PAGE NUMBER
Fund 15		
	HOME AND COMMUNITY SERVICE	
8160	Concolidated garbage	105 - 107
8173	Recycling	108 - 109
	TOTAL HOME AND COM. SERVICE	
9010	EMPLOYEE BENEFITS	
9902	INTERFUND TRANSFER	
	TOTAL APPROPRIATIONS	

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	CONSOLIDATED GARBAGE	DEPART
DEPARTMENT HEAD: David Kulik		
DESCRIPTION: Provides for the collection, hauling and disposal and certain commercial and industrial taxpayers.		

ACCOUNT CODES	APPROPRIATION DESCRIPTION	ACTUAL 1990
8160	CONSOLIDATED GARBAGE	\$
	Personal services:	
.1124	General foreman	39,82
.1205	Assistant foreman	76,55
.1352	Account clerk	-
.1376	Senior clerk typist	19,25
.1391	Part time clerical	-
.1411	Cleaner	26,65
.1412	Laborer	552,45
.1414	Meo "B"	902,30
.1444	Meo "A"	7,71
.1492	Seasonal laborers	249,80
.1802	Personnel allocated	242,11
.1804	Central garage allocated	-
.1916	Vacation-sick pay deferal	-
.1989	Overtime reduction	-
	Equipment:	
.2209	Office equipment	1,9
.2112	Computer	-
.2501	Miscellaneous equipment	9
	Contractual expenses:	
.4001	Office supplies	3,2
.4021	Maintenance supplies	18,3
.4071	Uniform replacement	12,6
.4088	Travel and conferences	4,2
.4160	Diesel Fuel	-
.4161	Gasoline	67,4
.4186	Tolls	9,0

Town of Cheektowaga - 1993 Budget - Consolidated Garbage (0

ACCOUNT CODES	APPROPRIATION DESCRIPTION	ACTUAL 1990
8160	CONCOLIDATED GARBAGE	\$
.4188	Equipment rental	4,641
.4211	Electric	19,559
.4221	Gas	14,304
.4231	Water	1,701
.4261	Energy assistance study	3,600
.4352	Erie County chargebacks	16,328
.4431	Equipment repair and maint.	6,232
.4453	Building repairs	9,604
.4465	Central garage allocated	132,855
.4469	Landfill costs	2,062,445
.4470	Solid waste management board	500
.4475	Consultants-- Sanitation	-
.4801	Supervisor allocated	-
.4802	Personnel allocated	-
.4803	Legal allocated	-
.4804	Central garage allocated	-
.4808	Tax receiver allocated	-
.4809	Assessor's allocated	-
.4901	Consultants - sanitation	8,851
.4902	Central garage mechanics	2,401
	Employee benefits:	
.8101	Employees retirement	5,621
.8121	Social security	141,431
.8141	Medical insurance	162,731
.8143	Retiree's medical insurance	60,341
.8145	Employee allowance	-
.8151	Group life insurance	7,991
.8171	Dental insurance	14,891
.8181	Optical insurance	5,621
.8190	Retirement incentive	-

Town of Cheektowaga – 1993 Budget – Consolidated Garbage (

ACCOUNT CODES	APPROPRIATION DESCRIPTION	ACTUAL 1990
8160	CONSOLIDATED GARBAGE	\$
.8902	Allocated FICA	18,70
.8905	Allocated fringes	61,13
.8975	Retirement buyout	—
	Interfund transfers:	
	Transfer to Risk Retention Fund	
.9902	Liability and Casualty	50,00
.9902	Other	—
	Transfers to Debt Service	
.9131	Bond principal	149,20
.9211	Bond interest	87,75
.9311	Debt service applied	(48,88)
	Total Consolidated Garbage	5,234,23
	Departmental Employment:	
	Full Time	
	Part Time	

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	CONSOLIDATED GARBAGE	DEPARTM
DEPARTMENT HEAD:	David Kulik	
DESCRIPTION:	Provides for the collection and disposal to mark	

ACCOUNT CODES	APPROPRIATION DESCRIPTION	ACTUAL 1990
8173	RECYCLING	\$
	Personal services:	
.1201	Recycling coordinator	44,18
.1205	Assistant Foreman	-
.1202	Recycling drivers	89,77
.1409	Recycling laborers	10,14
.1410	Recycling drivers	12,54
.1492	Seasonal Labor	-
.1916	Vacation - sick pay deferral	-
.1989	Overtime reduction	-
	Equipment:	
.2501	Miscellaneous equipment	10,73
	Contractual expenses:	
.4071	Uniform replacement	-
.4088	Travel and conferences	45
.4161	Gasoline	-
.4194	Advertising	12,11
.4431	Equipment repairs and maint.	-
.4432	Remodeling	29,06
.4450	Tipping Fees	-
.4475	Consultants	-
.4487	Equipment rental	-
.4596	MRF Processing	-
.4597	NE Board - recycling	18,49
.4598	Video production	21,00
.4711	Contingency	1,00

Town of Cheektowaga – 1993 Budget – Recycling (Concluded)

ACCOUNT CODES	APPROPRIATION DESCRIPTION	ACTUAL 1990
8173	RECYCLING	\$
	Employee benefits:	
.8121	Social security	
9000	INTERFUND TRANSFER	
.9950	Down payment – 91 bonds	
	Total Recycling	249,5
	Departmental Employment:	
	Full Time	
	Part Time	

GENERAL LIGHTING DISTRICT

Purpose of Fund: Accounts for all revenues and expenditures related to street lighting services provided.

Major Services Provided: Provides for utility charges and repair and maintenance of the Town street lighting system.

Major Revenue Sources: A summary of estimated revenues is presented as:

	1993 Estimated Revenues	Percent of Total	Increase (Decrease) from 1992	Percent of Increase (Decrease)
Real Property Taxes	\$ 1,816,174	97.77%	\$ 322,084	21.56%
Interest Earnings	40,000	2.15%	(34,000)	-45.95%
Miscellaneous	1,509	0.08%	1,509	N/A
Appropriated Fund Balance	-	-	(263,294)	N/A
	<u>\$ 1,857,683</u>	<u>100.00%</u>	<u>\$ 26,299</u>	

Significant Changes: No significant changes in operations or service levels.

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TOWN OF CHEEKTOWAY
1993 BUDGET
GENERAL LIGHTING
REVENUE
(Fund 100)

ACCOUNT CODES	REVENUE SOURCE	ACTUAL 1990 \$
90-1001	Real property taxes	1,756,190
90-2401	Interest earnings	92,570
90-2681	Light standard damage	1,320
90-2799	Appropriated fund balance	-
	TOTAL	1,850,080

TOWN OF CHEEKTOWAGA, NEW YORK

FUND:	GENERAL LIGHTING DISTRICT
FUND DESCRIPTION AND USES:	Provides for street lighting s

	ACCOUNT		ACTUAL E
	CODES	APPROPRIATION	1990
- 111 -	90-5182	LIGHTING DISTRICT	\$
		Personal Services:	
	.1492	Building maint. allocation	2,731
	.1809	Traffic control allocation	-
		Contractual Expenses:	
	.4212	Electric - NYSE&G	904,422
	.4213	Electric - Niagara Mohawk	607,272
	.4222	Gas - National Fuel Gas	70,910
	.4354	Chargebacks	6,471
	.4432	Repairs and maintenance	17,525
	.4808	Tax receiver allotted	-
	.4809	Lighting allocated	-
		Total Lighting District	1,609,331
	90-9010	EMPLOYEE BENEFITS	
	.8902	Allocated FICA	209
	.8905	Allocated fringes	683
		Total Employee Benefits	892
TOTAL APPROPRIATIONS			1,610,223

SANITARY SEWER DISTRICTS

Purpose of Fund:

Accounts for revenues and expenditures relating to sewer services provided to Town residents within the particular district in which they reside.

Major Services Provided:

Provides for collection, transmission and treatment of sewage.

Major Revenue Sources:

A summary of estimated revenues is presented as:

	1993 Estimated Revenues	Percent of Total	Increase (Decrease) from 1992	Percent of Increase (Decrease)
Real Property Taxes	\$ 6,294,985	68.38%	\$ 493,017	8.50%
Departmental Earnings	2,058,666	22.36%	120,261	6.20%
Interest Earnings	242,469	2.63%	(43,731)	-15.28%
Appropriated Fund Balance	610,116	6.63%	(51,864)	-7.83%
State Aid	-	-	(110,000)	-100.00%
	<u>\$ 9,206,236</u>	<u>100.00%</u>	<u>\$ 407,683</u>	

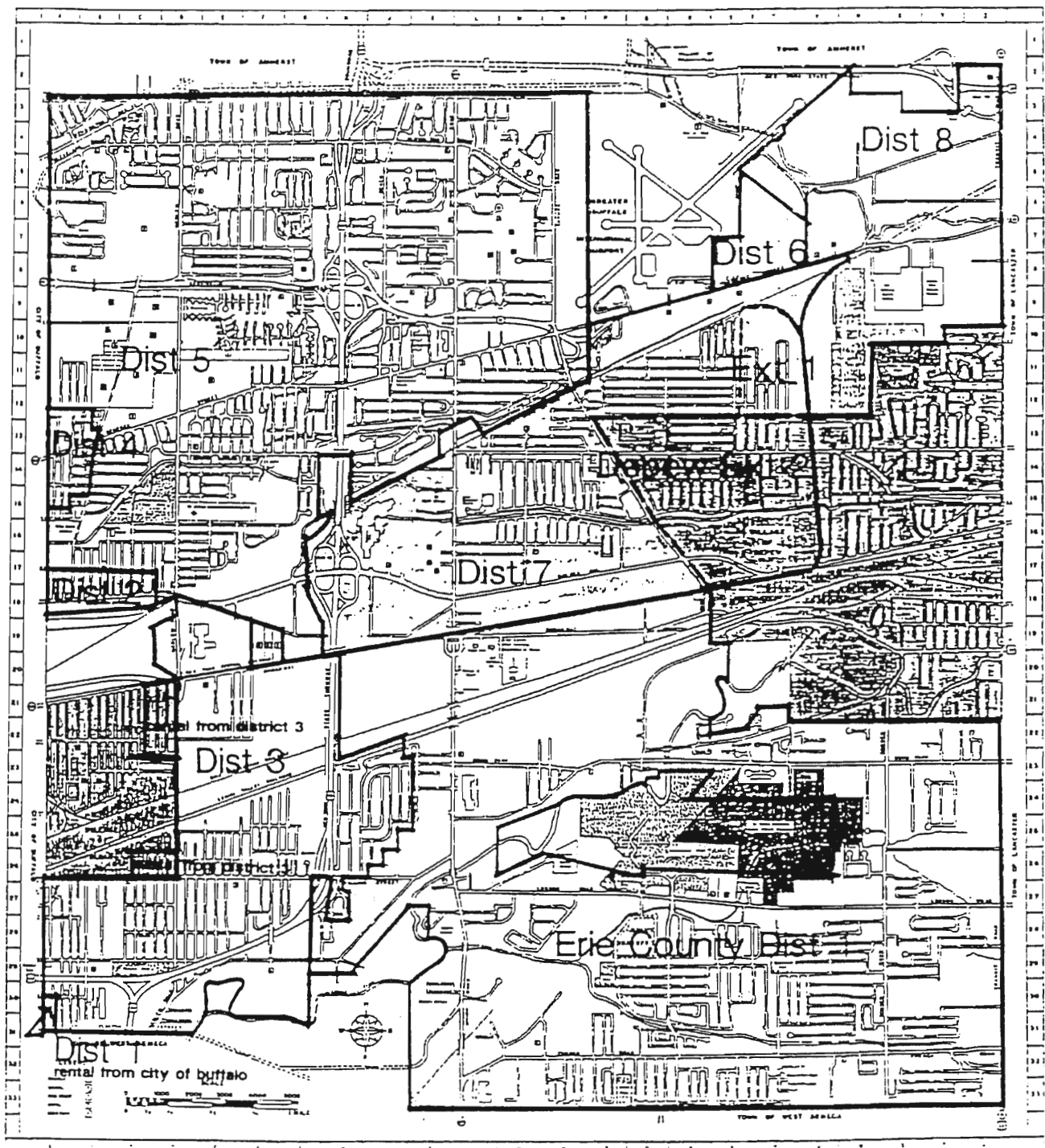
Significant Changes:

No significant changes in operations or service levels.

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TOWN OF CHEEKTOWAGA, NEW YORK

SANITARY SEWER DISTRICTS



TOWN OF CHEEKTOWAY
1993
SANITARY SEWER
(Fund 113)

- 113 -

ACCOUNT CODE	DESCRIPTION	1990 \$
S8121	APPROPRIATIONS	
	Equipment:	
.2101	Throughput Meter	
	Contractual Expenses:	
.4355	Rent to Buffalo Sewer Authority	3,100
.4585	ECWA Billing Service	2,000
	Cost Allocations:	
.4808	Tax Receivers	
.4809	Tax Assessors	
.8902	Payroll Taxes	
.8905	Fringe Benefits	
	TOTAL APPROPRIATIONS	4,100
S8121	REVENUES	
.1001	Real Property Taxes	4,100
.2401	Interest on Investments	2,000
.2699	Appropriated Fund Balance	
	TOTAL REVENUES	6,100

TOWN OF CHEEKT
1993
SANITARY SEWE
(Fun

ACCOUNT CODE	DESCRIPTION	1990 \$
S8122	APPROPRIATIONS	
	Contractual Expenses:	
.4361	Rent and Maintenance to Sewer District No. 5	71,
	Cost Allocations:	
.4808	Tax Receivers	
.4809	Tax Assessors	
.8902	Payroll Taxes	
.8905	Fringe Benefits	
	Transfer to Debt Service Fund:	
.9101	Principal	23,
.9201	Interest	12,
.9582	Less: Debt Serv. Res. Alloc.	
	TOTAL APPROPRIATIONS	107,
S8122	REVENUES	
.1001	Real Property Taxes	97
.2401	Interest on Investments	4
.2799	Appropriated Fund Balance	
	TOTAL REVENUES	102

TOWN OF CHEEKTOWAY
1993 BUDGET
SANITARY SEWER
(Function 10)

ACCOUNT		
<u>CODE</u>	<u>DESCRIPTION</u>	<u>1990</u>
S8123	APPROPRIATIONS	\$
	Personal Services:	
.1424	Labor Allocation (SD5)	284,7
.1802	Personnel Allocation	
	Equipment	
.2424	Equipment Allocation (SD5)	17,0
.2506	Maintenance Equipment	
	Contractual Expenses:	
.4021	Maintenance and Supplies	18,5
.4071	Clothing Replacement	
.4087	Training and Seminars	
.4163	Gas, Oil, Grease	6,
.4352	Erie County Chargebacks	14,
.4353	Erie County Sewer Dist. 4	575,
.4431	Equipment Repairs and Maint.	3,
.4432	Sewer Repairs and Maint	18,
.4435	Plant Utilities	
.4438	Plant Instrumentation	5,
.4440	Plant Grounds Maintenance	1,
.4444	Plant Demolition	
.4475	Root Control	
.4501	Legal Services	
.4506	Accounting and Auditing	15
.4541	Lab Testing	
.4581	Consulting Engineers	3
.4585	ECWA Billing Service	4
.4706	Real Property Taxes	12

Town of Cheektowaga – 1993 Budget – Sanitary Sewer 3 (Co

.4821	Contracted Sewer Repairs	
.4911	Building Maint Allocation	
.4912	Building Inspection Allocation	
	Pump Stations:	
	Ceil Drive:	
.4951	Maint. and Utilities	1
	Fair Elm:	
.4961	Maint. and Utilities	3
.4994	Insurance Allocation (SD5)	18
	General Fund Cost Alloc.:	
.1802	Personnel Wages	
.4801	Supervisor–Payroll, Book–	
	keeping and Computer	24
.4802	Personnel Department	1
.4803	Law Department	11
.4805	Engineering Department	61
.4807	Central Garage	19
.4808	Tax Receivers	
.4809	Tax Assessors	
.4982	Central Garage	
.8902	Payroll Taxes	9
.8905	Fringe Benefits	29
	Employee Benefits:	
.8424	Employee Benefits Alloc. (SD5)	58
	Transfers to Debt Service Fund:	
.9101	Principal	11
.9201	Interest	16
.9582	Less: Debt Serv. Res. Alloc.	(8
.9901	Transfer to Capital Projects	
	TOTAL APPROPRIATIONS	<u>1,42</u>
S8123	REVENUES	
.1001	Real Property Taxes	1,10
.2401	Interest on Investments	11
.2701	Miscellaneous	
.2799	Appropriated Fund Balance	
	TOTAL REVENUES	<u>1,21</u>

TOWN OF CHEEKT
1993
SANITARY SEWE
(Fun

ACCOUNT CODE	DESCRIPTION	1990 \$
S8124	APPROPRIATIONS	
	Contractual Expenses:	
.4352	Erie County Chargeback	
.4361	Rent and Maint to Sewer District No. 5 Pump Station	88,
.4971	Alpine - Maint. and Utilities	7,
.4981	Feasibility Study	
	Cost Allocations:	
.4808	Tax Receivers	
.4809	Tax Assessors	
.8902	Payroll Taxes	
.8905	Fringe Benefits	
	TOTAL APPROPRIATIONS	96
S8124	REVENUES	
.1001	Real Property Taxes	68
.2401	Interest on Investments	7
.2799	Appropriated Fund Balance	
	TOTAL REVENUES	75

TOWN OF CHEEKT
1993
SANITARY SEWE
(Fun

ACCOUNT CODE	DESCRIPTION	1990
	APPROPRIATIONS	\$
S8125	SEWER DEPARTMENT	
	Personal Services:	
.1201	General Crew Chief	48,
.1203	Working Crew Chief	88,
.1411	Cleaner	13,
.1420	Senior Maintenance	
.1424	Sewer Maintenance Man	378,
.1440	Equipment Maintenance	
.1444	MEO A	154,
.1492	Seasonal Labors	54
.1802	Personnel Allocation	
.1982	Less: Labor Allocation (SD3)	(172
	Equipment:	
.2302	Flusher Vactor Comb.	
.2303	Trash Pump	
.2304	Bucket Machine	
.2304	Office Equipment	2
.2505	Other Equipment	37
.2513	Low Boy Dump Truck	
.2514	Pick-up Truck	11
.2513	Communications Equipment	1
.2515	Sewer Flusher Tank Truck	18
.2982	Less: Equipment Alloc. (SD3)	(17
	Contractual Expenses:	
.4021	Maintenance Supplies	17
.4071	Clothing Replacement	1

Town of Cheektowaga – 1993 Budget – Sanitary Sewer 5 (Cont)

.4087	Training and Seminars	1,0
.4141	Chemicals	4,6
.4163	Gas, Oil, and Grease	19,1
.4217	Utilities	7,8
.4351	RR Property Rentals	4,0
.4352	Erie County Chargebacks	23,5
.4431	Equipment Repairs	10,8
.4438	Sewer Repairs	37,4
.4453	Building Repairs	-
.4465	Equipment Repairs – Cent Gar	9,4
.4475	Root Control	36,1
.4501	Legal Services	-
.4506	Accounting and Auditing	26,2
.4543	Contracted Sewer Repair	35,4
.4545	Telemetry	-
.4550	Photographic Mapping	-
.4581	Consulting Engineers	-
.4585	ECWA Billing Service	10,6
.4702	Buffalo Sewer Charges	4,3
	Pump Station:	
	Harlem:	
.4953	Capital and Reconstruct	35,0
.4954	Maint. and Utilities	10,3
	Delevan:	
.4956	Maint. and Utilities	4,0
.4957	Capital and Reconstruct	5,0
	Roycroft:	
.4964	Maint. and Utilities	14,0
	Union:	
.4965	Maint. and Utilities	12,0
	Geo Urban:	
.4968	Maint. and Utilities	2,0
	General Fund Cost Allocations:	
.4801	Supervisor – Payroll, Book – keeping and Computer	73,0

Town of Cheektowaga – 1993 Budget – Sanitary Sewer 5 (Con

- 120 -

.4802	Personnel Department	4,1
.4803	Law Department	35,4
.4805	Engineering Department	185,9
.4807	Central Garage	59,2
.4808	Tax Receivers	
.4809	Tax Assessors	
.4911	Building Maintenance	
.4912	Building Inspection	
.4982	Central Garage	
.8902	Payroll Taxes	27,1
.8905	Fringe Benefits	89,1
	Employee Benefits:	
.8101	Retirement	2,1
.8121	Social Security	55,1
.8131	Compensation Insurance	
.8141	Medical Insurance	56,1
.8143	Retiree's Medical Ins	34,1
.8151	Group Life Insurance	2,1
.8161	Unemployment Insurance	
.8171	Dental Insurance	6,1
.8181	Optical Insurance	1,1
.8190	Retirement Incentive	
.8975	Retirement Buyout	
.8982	Less: Employee Benefit Alloc. (SD3)	(33,1)
	Interfund Transfers:	
	Transfers to Debt Service Fund:	
.9101	Principal	267,1
.9201	Interest	175,1
.9582	Less: Debt Reserve Allocation	(45,1)
	Transfers to Risk Retention Fund:	
.9171	Fire and Liability Ins.	73,1
.9182	Insurance Allocation	(18,1)
	Transfers to Capital Fund:	
.9950	To Capital Fund	209,1
	TOTAL SEWER DEPARTMENT	<u>2,214,1</u>

Town of Cheektowaga – 1993 Budget – Sanitary Sewer 5 (Co

S8135	MAIN PUMP	
	Personal Services:	
.1201	Superintendent	43,
.1301	Assistant Superintendent	40,
.1431	Maintenance Man	27,
.1433	Pump Station Operator	265,
.1451	Sr. Pump Station Operator	34,
.1492	Seasonal Laborers	37,
.1982	Less: Labor Allocation (SD3)	(112,
	Equipment	
.2506	Maintenance Equipment	
.2507	Ballasts and Lamps	
.2982	Equipment Allocation (SD3)	
	Contractual Expenses:	
.4021	Maintenance and Supplies	6,
.4022	Janitorial	2,
.4071	Clothing Replacement	1
.4087	Training and Seminars	
.4142	Chemical – Odor Control	7
.4164	Gas, Oil, Grease – Mobile	3
.4217	Electric and Utilities	164
.4356	Buffalo Sewer Authority	1,705
.4431	Equipment Repair	27
.4453	Building Repairs	11
.4456	Elevator Service	2
.4541	Lab Testing	13
.4547	Sludge Removal	24
.4581	Technical Services	10
	Employee Benefits:	
.8101	Retirement	-
.8121	Social Security	30
.8131	Compensation Insurance	
.8141	Medical Insurance	30
.8143	Retiree's Life Insurance	:

Town of Cheektowaga – 1993 Budget – Sanitary Sewer 5 (Co

.8151	Group Life Insurance	1
.8161	Unemployment Insurance	
.8171	Dental Insurance	3
.8181	Optical Insurance	1
.8982	Employee Benefit Alloc. (SD3)	(25
	Transfers to Capital Fund:	
.9950	To Capital Fund	63
	TOTAL MAIN PUMP	<u>2,429</u>

TOTAL APPROPRIATIONS 4,644

S8125	REVENUES	
.1001.0000	Real Property Taxes	2,308
	Departmental Income:	
.2120.0000	Contract Users	166
	Rent and Maintenance Charges:	
.2120.0010	Sewer District No. 2	71
.2120.0020	Sewer District No. 4	88
.2120.0030	Sewer District No. 6	54
.2120.0040	Sewer District No. 7	801
.2120.0050	Sewer District No. 7 – 1	52
.2120.0060	Sewer District No. 7 – 2	293
.2120.0070	Sewer District No. 8	53
.2401.0000	Interest on Investments	198
.2650.0000	Miscellaneous	
.2799.0000	Appropriated Fund Balance	
.3901.0000	State Treatment Aid	4
	TOTAL REVENUES	<u>4,134</u>

Departmental Employment:

Sewer
Full Time
Part Time
Main Pumps
Full Time
Part Time

TOWN OF CHEEKTOWAY
1993
SANITARY SEWER FUND
(Fund 10)

ACCOUNT CODE	DESCRIPTION	1990 \$
S8126	APPROPRIATIONS	
	Contractual Expenses:	
.4361	Rent and Maintenance to Sewer District No. 5	54
	Cost Allocations:	
.4808	Tax Receivers	
.4809	Tax Assessors	
.8902	Payroll Taxes	
.8905	Fringe Benefits	
	TOTAL APPROPRIATIONS	54
S8126	REVENUES	
.1001	Real Property Taxes	44
.2401	Interest on Investments	10
.2799	Appropriated Fund Balance	
	TOTAL REVENUES	54

TOWN OF CHEEKTOWAY
1993
SANITARY SEWER
(Fund 10)

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ACCOUNT CODE	DESCRIPTION	1990 \$
S8127	APPROPRIATIONS	
	Contractual Expenses:	
.4352	Erie County Chargeback	10,
.4361	Rent and Maintenance to Sewer District No. 5	801,
.4438	Contracted Sewer	
	Cost Allocations:	
.4808	Tax Receivers	
.4809	Tax Assessors	
.8902	Payroll Taxes	
.8905	Fringe Benefits	
	Transfers to Debt Service Fund:	
.9101	Principal	1,
.9201	Interest	
	TOTAL APPROPRIATIONS	813
S8127	REVENUES	
.1001	Real Property Taxes	875
.2401	Interest on Investments	33
.2799	Appropriated Fund Balance	
	TOTAL REVENUES	909

TOWN OF CHEEKTOWAY
1993 BUDGET
SANITARY SEWER DISTRICT NO. 5
(Fund 100)

- 125 -

ACCOUNT CODE	DESCRIPTION	1990 \$
S8128	APPROPRIATIONS	
	Contractual Expenses:	
.4352	Erie County Chargebacks	
.4361	Rent and Maintenance to Sewer District No.5	52,7
	Cost Allocations:	
.4808	Tax Receivers	
.4809	Tax Assessors	
.8902	Payroll Taxes	
.8905	Fringe Benefits	
	Transfer to Debt Service Fund:	
.9101	Principal	2,5
.9201	Interest	3,7
	TOTAL APPROPRIATIONS	55,3
S8128	REVENUES	
.1001	Real Property Taxes	47,8
.2401	Interest on Investments	3,7
.2799	Appropriated Fund Balance	
	TOTAL REVENUES	51,5

TOWN OF CHEEKTOWAY
1993
SANITARY SEWER DISTRICT
(Fund 10)

- 126 -

ACCOUNT CODE	DESCRIPTION	1990 \$
S8129	APPROPRIATIONS	
	Contractual Expenses:	
.4352	Erie County Chargebacks	
.4361	Rent and Maintenance to Sewer District No. 5	293,000
	Cost Allocations:	
.4808	Tax Receivers	
.4809	Tax Assessors	
.8902	Payroll Taxes	
.8905	Fringe Benefits	
	Transfer to Debt Service Fund:	
.9101	Principal	5,000
.9201	Interest	
	TOTAL APPROPRIATIONS	299,000
S8129	REVENUES	
.1001	Real Property Taxes	256,000
.2401	Interest on Investments	17,000
.2799	Appropriated Fund Balance	
	TOTAL REVENUES	273,000

TOWN OF CHEEKTOWAY
1993 BUDGET
SANITARY SEWER
(Fund 2)

- 127 -

ACCOUNT CODE	DESCRIPTION	ACT
		1990
S8130	APPROPRIATIONS	\$
	Contractual Expenses:	
.4211	Utilities	2,110
.4352	Erie County Chargeback	-
.4361	Rent and Maintenance to Sewer District No. 5	53,475
.4461	BAN Expenses	540
.4543	Contracted Sewer Repairs	-
	Cost Allocations:	
.4808	Tax Receivers	-
.4809	Tax Assessors	-
.8902	Payroll Taxes	-
.8905	Fringe Benefits	-
	Transfer to Debt Service Fund:	
.9112	Principal & Interest - BANS	27,540
.9212	Principal - Bonds	86,000
.9213	Interest - Bonds	41,190
	TOTAL APPROPRIATIONS	210,875
S8130	REVENUES	
.1001	Real Property Taxes	227,170
.2401	Interest on Investments	9,240
.2799	Appropriated Fund Balance	-
	TOTAL REVENUES	236,410

TOWN OF CHEEKTOWAY
1993 BUDGET
LATERAL SANITARY SEWER FUND
(Fund 100)

ACCOUNT CODE	DESCRIPTION	ACCT 1990 \$
71-8371	APPROPRIATIONS	
	Transfer to Debt Service	
.9301	Principal to District No. 3	43
.9302	Interest to District No. 3	15
	TOTAL APPROPRIATIONS	59
71-8371	REVENUES	
.1001	Real Property Taxes	59
	TOTAL REVENUES	59

TOWN OF CHEEKTOWAY
1993 BUDGET
LATERAL SANITARY SEWERS – MAINTENANCE
(Fund 100)

ACCOUNT CODE	DESCRIPTION	ACTUAL 1990 \$
72-8372	APPROPRIATIONS	
	Transfer to Debt Service:	
.9501	Principal to District No. 5	30
.9502	Interest to District No. 5	15
	TOTAL APPROPRIATIONS	46
72-8372	REVENUES	
.1001	Real Property Taxes	46
	TOTAL REVENUES	46

STORM SEWER DISTRICTS

Purpose of Fund: Accounts for revenues and expenditures relating to storm drainage.

Major Services Provided: Provides for maintenance of, and debt service on construction of drainage systems.

Major Revenue Sources: A summary of estimated revenues is presented as:

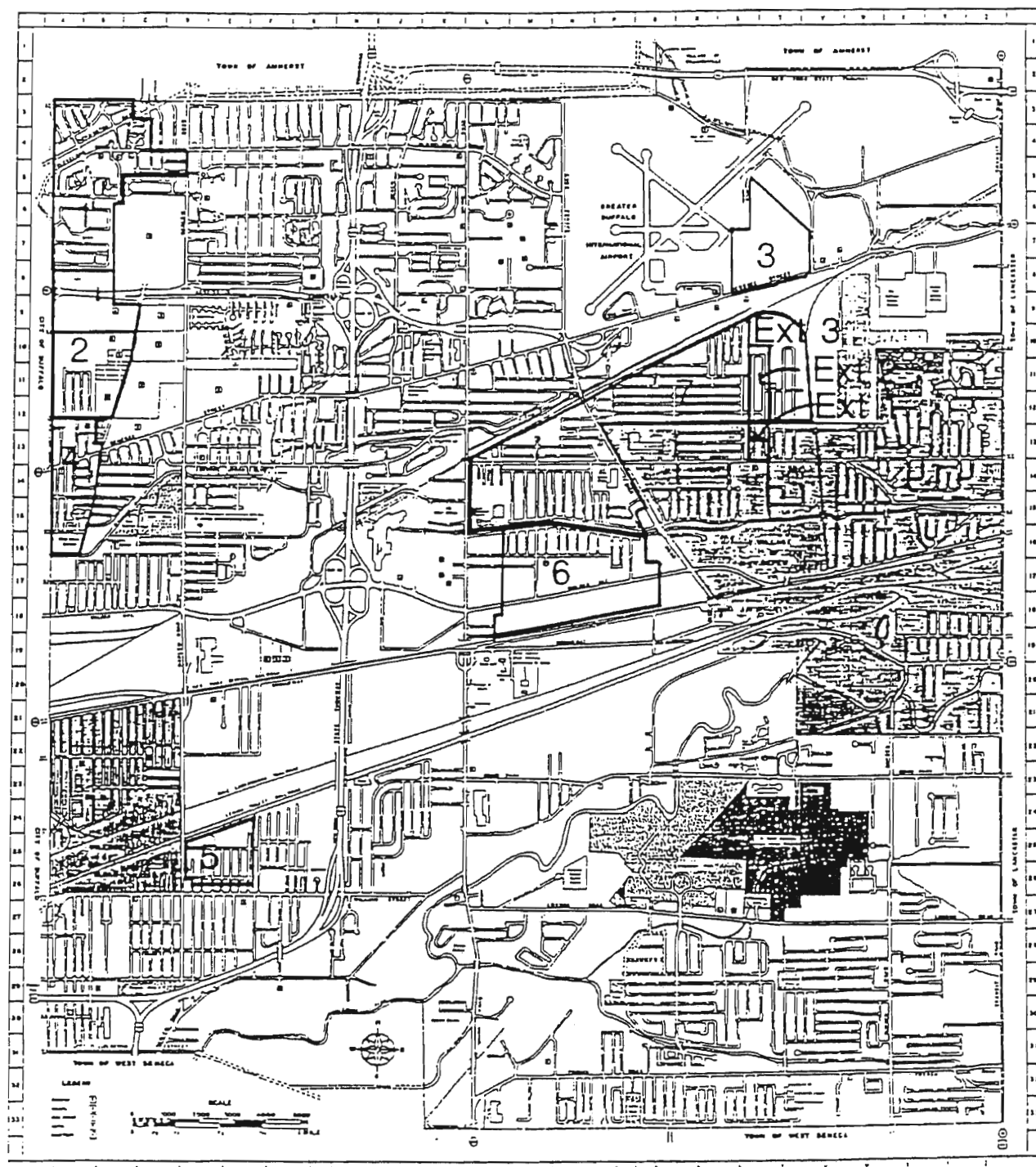
	1993 Estimated Revenues	Percent of Total	Increase (Decrease) from 1992	Percent of Increase (Decrease)
Real Property Taxes	\$ 78,146	90.01%	\$ 6,026	8.36%
Interest Earnings	4,400	5.07%	(637)	-12.65%
Appropriated Fund Balance	4,272	4.92%	(3,638)	-45.99%
	<u>\$ 86,818</u>	<u>100.00%</u>	<u>\$ 1,751</u>	

Significant Changes: No significant changes in operations or service levels.

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TOWN OF CHEEKTOWAGA, NEW YORK

STORM SEWER DISTRICTS



TOWN OF CHEEKTO
1993 BU
STORM DIST
(Fund 4)

- 131 -

ACCOUNT CODE	DESCRIPTION	ACT 1990 \$
R8141	APPROPRIATIONS	
	Contractual Expenses:	
.4321	Pipe Repair and Replacement	1,591
	Cost Allocations:	
.4808	Tax Receivers	-
.4809	Tax Assessors	-
.8902	Payroll Taxes	-
.8905	Fringe Benefits	-
	Transfer to Capital Fund:	
.9901	Transfer	71,65
	Transfer to Debt Service Fund:	
.9101	Principal	24,00
.9201	Interest	5,61
.9301	Finance Charges	-
.9355	Deficit Reduction	-
	TOTAL APPROPRIATIONS	102,86
R8141	REVENUES	
.1001	Real Property Taxes	20,63
.2401	Interest on Investments	3,03
	TOTAL REVENUES	23,66

TOWN OF CHEEKTOWAY
1993 BUDGET
STORM DISTRICT
(Fund 100)

ACCOUNT CODE	DESCRIPTION	1990 \$
R8146	APPROPRIATIONS	
	Contractual Expenses:	
.4352	Erie County Chargeback	-
.4432	Maintenance	-
	TOTAL APPROPRIATIONS	-
R8146	REVENUES	
.1001	Real Property Taxes	2,0
.2401	Interest on Investments	6,5
	TOTAL REVENUES	8,5

TOWN OF CHEEKTOWAY
1993 BUDGET
STORM DISTRICT
(Fund 100)

- 133 -

ACCOUNT CODE	DESCRIPTION	AC 1990 \$
R8147	APPROPRIATIONS	
	Contractual Expenses:	
.4432	Maintenance	-
	Transfer to Debt Service Fund:	
.9101	Principal	4,07
.9201	Interest	38
	TOTAL APPROPRIATIONS	4,45
R8147	REVENUES	
.1001	Real Property Taxes	4,95
.2401	Interest on Investments	1,97
.2799	Appropriated Fund Balance	-
	TOTAL REVENUES	6,92

TOWN OF CHEEKTOWAY
1993 BUDGET
STORM DISTRICT NO. 1
(Fund 100)

- 134 -

ACCOUNT CODE	DESCRIPTION	ACTUAL 1990 \$
R8148	APPROPRIATIONS	
	Contractual Expenses:	
.4432	Maintenance	-
	Cost Allocations:	
.4808	Tax Receivers	-
.4809	Tax Assessors	-
.8902	Payroll Taxes	-
.8905	Fringe Benefits	-
	Transfer to Debt Service Fund:	
.9101	Principal	12,000
.9201	Interest	5,080
	TOTAL APPROPRIATIONS	17,080
R8148	REVENUES	
.1001	Real Property Taxes	18,560
.2401	Interest on Investments	1,640
.2799	Appropriated Fund Balance	-
	TOTAL REVENUES	20,200

TOWN OF CHEEKTOWAY
1993 BUDGET
HYDRANT DISBURSEMENTS
(Fund 100)

- 135 -

ACCOUNT CODE	DESCRIPTION	1990 \$
H8351	APPROPRIATIONS	
	Contractual Expenses:	
.4339	Hydrant Rental	29,200
.4352	Erie County Chargebacks	500
	Cost Allocations:	
.4808	Tax Receivers	-
.4809	Tax Assessors	-
.8902	Payroll Taxes	-
.8905	Fringe Benefits	-
	TOTAL APPROPRIATIONS	29,700
H8351	REVENUES	
.1001	Real Property Taxes	20,900
.2401	Interest on Investments	3,700
.2799	Appropriated Fund Balance	-
	TOTAL REVENUES	24,600

TOWN OF CHEEKTOWAY
1993 BUDGET
HYDRANT DISBURSEMENTS
(Fund 6)

ACCOUNT CODE	DESCRIPTION	ACTUAL 1990 \$
H8352	APPROPRIATIONS	
	Contractual Expenses:	
.4339	Hydrant Rental	8,663
.4352	Erie County Chargebacks	-
	Cost Allocations:	
.4808	Tax Receivers	-
.4809	Tax Assessors	-
.8902	Payroll Taxes	-
.8905	Fringe Benefits	-
	TOTAL APPROPRIATIONS	8,663
H8352	REVENUES	
.1001	Real Property Taxes	4,574
.2401	Interest on Investments	1,099
.2799	Appropriated Fund Balance	-
	TOTAL REVENUES	5,673

WATER HYDRANT DISTRICTS

Purpose of Fund: Accounts for revenues and expenditures relating to water hydrants provided for fire protection.

Major Services Provided: Provides for costs of hydrant rentals.

Major Revenue Sources: A summary of estimated revenues is presented as:

	1993 Estimated Revenues	Percent of Total	Increase (Decrease) from 1992	Percent of Increase (Decrease)
Real Property Taxes	\$ 136,688	58.42%	\$ 10,709	8.50%
Interest Earnings	13,800	5.90%	1,210	9.61%
Appropriated Fund Balance	83,500	35.69%	5,133	6.55%
	<u>\$ 233,988</u>	<u>100.00%</u>	<u>\$ 17,052</u>	

Significant Changes: No significant changes in operations or service levels.

W. J. 12-8

TOWN OF CHEEKTOWAGON

1993 BUDGET

HYDRANT DISTRICT

(Fund 6)

ACCOUNT		ACT
<u>CODE</u>	<u>DESCRIPTION</u>	<u>1990</u>
		\$
H8353	APPROPRIATIONS	
	Contractual Expenses:	
.4339	Hydrant Rental	13,629
.4352	Erie County Chargeback	-
	Cost Allocations:	
.4808	Tax Receivers	-
.4809	Tax Assessors	-
.8902	Payroll Taxes	-
.8905	Fringe Benefits	-
	TOTAL APPROPRIATIONS	13,629
H8353	REVENUES	
.1001	Real Property Taxes	8,390
.2401	Interest on Investments	1,817
.2799	Appropriated Fund Balance	-
	TOTAL REVENUES	10,207

TOWN OF CHEEKTOWAH
1993 BUDGET
HYDRANT DISTRICT
(Fund 64)

- 138 -

ACCOUNT CODE	DESCRIPTION	ACTUAL
		1990 \$
H8354	APPROPRIATIONS	
	Contractual Expenses:	
.4339	Hydrant Rental	40,656
.4352	Erie County Chargeback	2
	Cost Allocations:	
.4808	Tax Receivers	-
.4809	Tax Assessors	-
.8902	Payroll Taxes	-
.8905	Fringe Benefits	-
	TOTAL APPROPRIATIONS	40,658
H8354	REVENUES	
.1001	Real Property Taxes	31,602
.2401	Interest on Investments	4,633
.2799	Appropriated Fund Balance	-
	TOTAL REVENUES	36,235

TOWN OF CHEEKTOWAGON
1993 BUDGET
HYDRANT DISBURSEMENTS
(Fund 100)

- 139 -

ACCOUNT CODE	DESCRIPTION	ACCT 1990 \$
H8355	APPROPRIATIONS	
	Contractual Expenses:	
.4399	Hydrant Rental	12,240
.4352	Erie County Chargeback	-
	Cost Allocations:	
.4808	Tax Receivers	-
.4809	Tax Assessors	-
.8902	Payroll Taxes	-
.8905	Fringe Benefits	-
	TOTAL APPROPRIATIONS	12,240
H8355	REVENUES	
.1001	Real Property Taxes	7,450
.2401	Interest on Investments	1,760
.2799	Appropriated Fund Balance	-
	TOTAL REVENUES	9,210

TOWN OF CHEEKTOWAY
1993 BUDGET
HYDRANT DISTRICT
(Fund 6)

- 140 -

ACCOUNT CODE	DESCRIPTION	ACT
		1990 \$
H8356	APPROPRIATIONS	
	Contractual Expenses:	
.4339	Hydrant Rental (includes Fire Protection District No.2)	35,920
.4352	Erie County Chargeback	-
	Cost Allocations:	
.4808	Tax Receivers	-
.4809	Tax Assessors	-
.8902	Payroll Taxes	-
.8905	Fringe Benefits	-
	TOTAL APPROPRIATIONS	35,920
H8356	REVENUES	
.1001	Real Property Taxes	26,243
.2401	Interest on Investments	4,319
.2799	Appropriated Fund Balance	-
	TOTAL REVENUES	30,562

TOWN OF CHEEKTOWAY

1993 BUDGET

HYDRANT DISBURSEMENTS

(Fund 10)

ACCOUNT CODE	DESCRIPTION	1990
		\$
H8358	APPROPRIATIONS	
	Contractual Expenses:	
.4339	Hydrant Rental	10,390
.4352	Erie County Chargebacks	
	Cost Allocations:	
.4808	Tax Receivers	
.4809	Tax Assessors	
.8902	Payroll Taxes	
.8905	Fringe Benefits	
	TOTAL APPROPRIATIONS	10,390
H8358	REVENUES	
.1001	Real Property Taxes	2,340
.2401	Interest on Investments	2,340
.2799	Appropriated Fund Balance	
	TOTAL REVENUES	4,680

WATER DISTRICTS

Purpose of Fund: Accounts for revenues and expenditures relating to water service provided to certain residents.

Major Services Provided: Provides for maintenance of, and debt service on water system.

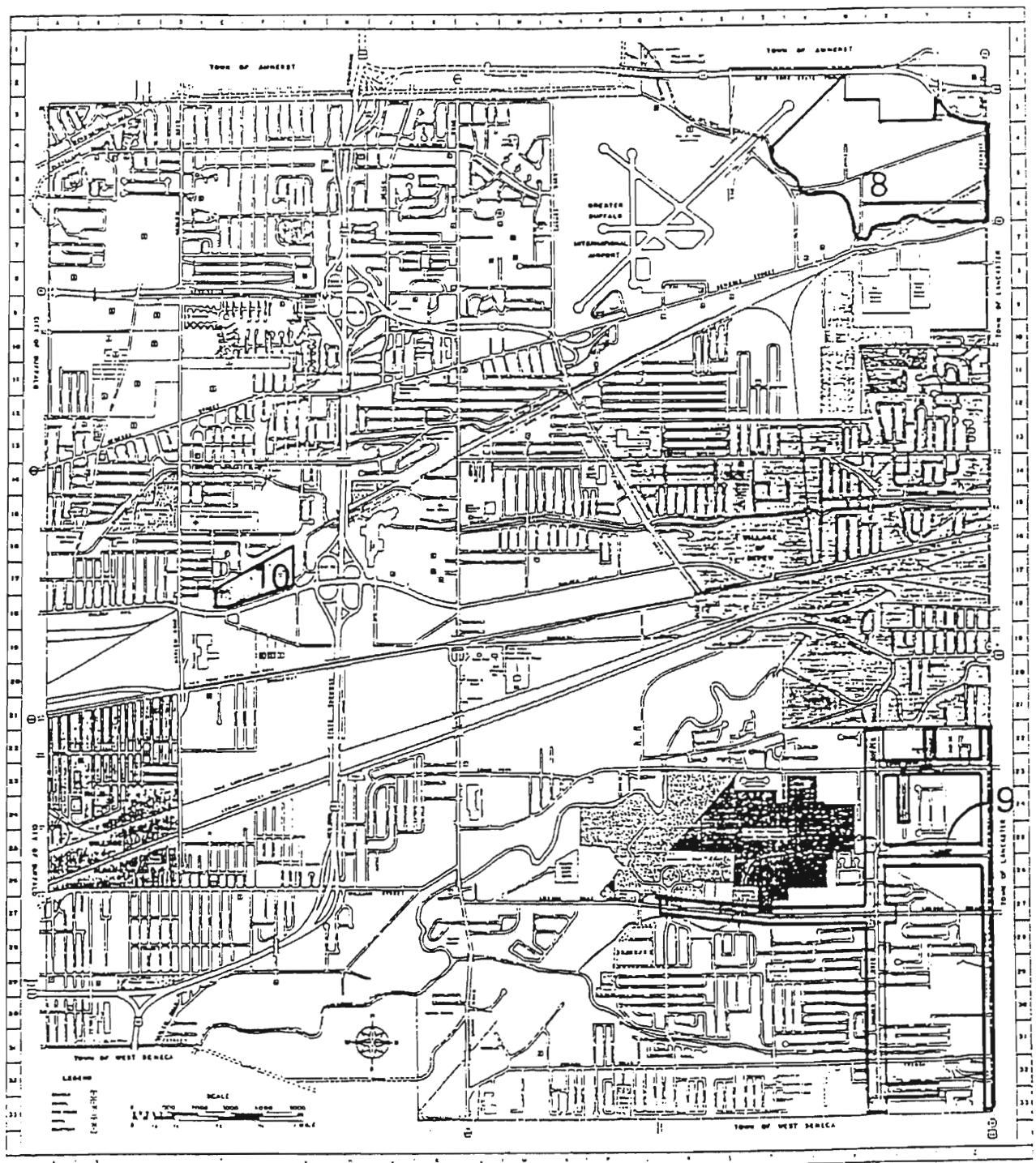
Major Revenue Sources: A summary of estimated revenues is presented as:

	1993 Estimated Revenues	Percent of Total	Increase (Decrease) from 1992	Percent of Increase (Decrease)
Real Property Taxes	\$ 26,036	45.01%	\$ 489	1.91%
Interest Earnings	4,300	7.43%	(2,500)	-36.76%
Miscellaneous	14,600	25.24%	1,900	14.96%
Appropriated Fund Balance	12,909	22.32%	(3,987)	-23.60%
	<u>\$ 57,845</u>	<u>100.00%</u>	<u>\$ (4,098)</u>	

Significant Changes: No significant changes in service levels.

TOWN OF CHEEKTOWAGA, NEW YORK

WATER DISTRICTS



TOWN OF CHEEKTOWAGON
1993 BUDGET
WATER DISTRICT
(Fund 100)

- 143 -

ACCOUNT CODE	DESCRIPTION	1990 \$
W8258	APPROPRIATIONS	
	Contractual Expenses:	
.4339	Hydrant Rental	57,000
.4340	Hydrant Maintenance	-
.4352	Erie County Chargebacks	1,990
	Cost Allocations:	
.4808	Tax Receivers	-
.4809	Tax Assessors	-
.8902	Payroll Taxes	-
.8905	Fringe Benefits	-
	Transfer to Debt Service Fund:	
.9212	Principal	30,000
.9213	Interest	18,800
	TOTAL APPROPRIATIONS	51,300
W8258	REVENUES	
.1001	Real Property Taxes	33,200
.2401	Interest on Investments	6,700
.2648	Hydrant Rentals	2,200
.2799	Appropriated Fund Balance	-
	TOTAL REVENUES	42,200

TOWN OF CHEEKTOWAY
1993 BUDGET
WATER DISTRICT
(Fund 100)

ACCOUNT CODE	DESCRIPTION	ACCT 1990 \$
W8259	APPROPRIATIONS	
	Contractual Expenses:	
.4339	Hydrant Rental	5,58
.4340	Hydrant Maintenance	3,54
.4352	Erie County Chargebacks	-
	Transfer to Debt Service Fund:	
.9212	Principal	1,50
.9213	Interest	14
	TOTAL APPROPRIATIONS	10,77
W8259	REVENUES	
.1001	Real Property Taxes	1,62
.2401	Interest on Investments	44
.2648	Hydrant Rentals	11,77
	TOTAL REVENUES	13,84

TOWN OF CHEEKTO

1993 BU

WATER DIST

(Fund 7

ACCOUNT CODE	DESCRIPTION	ACT
		1990
		\$
W8260	APPROPRIATIONS	
	Contractual Expenses:	
.4339	Hydrant Rental	215
.4340	Hydrant Maintenance	-
	TOTAL APPROPRIATIONS	215
W8260	REVENUES	
.2401	Interest on Investments	2,551
.2648	Hydrant Rentals	810
	TOTAL REVENUES	3,361

TOWN OF CHEEKTOWAY
 1993 BUDGET
 WATER DISTRICT – LOS
 (Fund 100)

- 146 -

ACCOUNT CODE	DESCRIPTION	AC 1990 \$
87-8257	APPROPRIATIONS	
	Contractual Expenses:	
.4352	Erie County Chargebacks	-
	Cost Allocations:	
.4808	Tax Receivers	-
.4809	Tax Assessors	-
.8902	Payroll Taxes	-
.8905	Fringe Benefits	-
	Transfer to Debt Service Fund:	
.9101	Principal	1,500
.9201	Interest	14
	TOTAL APPROPRIATIONS	1,640
87-8257	REVENUES	
.1001	Real Property Taxes	1,640
	TOTAL REVENUES	1,640

APPENDIX

TOWN OF CHEEKTOWAGA, NEW YORK
TEN YEAR HISTORY
GENERAL FUND TAX RATES

<u>YEAR</u>	<u>TOWN OUTSIDE VILLAGE RESIDENTS</u>	<u>VILLAGE OF DEPEW RESIDENTS</u>	<u>VILLAGE OF SLOAN RESIDENTS</u>	<u>VILLAGE OF WILLIAMSVILLE RESIDENTS</u>
1984	61.850820	57.669914	67.192893	57.190039
1985	63.296229	56.521464	67.614655	55.903230
1986	67.007281	57.957100	69.137041	57.235415
1987 (NOTE 1)	4.821608	4.045248	5.177987	4.129129
1988	4.693837	3.918740	4.603750	3.948427
1989	4.861153	4.087992	4.772132	4.772107
1990	5.092852	4.337877	5.007205	5.007179
1991	6.151926	5.404797	6.151926	6.151867
1992	7.479174	6.729708	7.479174	7.479116
1993	8.062188	7.304655	8.062187	8.062087

NOTE 1 – Beginning in 1987 tax rates reflect a complete revaluation of all properties located within the Town.

TOWN OF CHEEKTOWAGA, NEW YORK
TEN YEAR HISTORY
TAX RATES

<u>YEAR</u>	<u>CONSOLIDATED GARBAGE DISTRICT</u>	<u>LIGHTING DISTRICT</u>
1984	23.232957	10.308663
1985	25.582328	9.990884
1986	26.829569	11.484857
1987 (NOTE 1)	0.946317	0.741355
1988	1.869680	0.863650
1989	1.871264	0.876356
1990	2.642440	0.867626
1991	2.374703	0.750574
1992	2.451716	0.709158
1993	2.47115	0.845885

NOTE 1 — Beginning in 1987 tax rates reflect a complete revaluation of all properties located within the Town.

TOWN OF CHEEKTOWAGA, NEW YORK
TEN YEAR HISTORY
ASSESSED AND ESTIMATED ACTUAL VALUE
OF TAXABLE PROPERTY

<u>YEAR</u>	<u>ASSESSED VALUE</u> \$	<u>ESTIMATED ACTUAL VALUE</u> \$	<u>RATIO OF ASSESSED VALUE TO ESTIMATED ACTUAL VALUE</u> (NOTE 2)
1984	145,838,947	1,395,588,010	10.45%
1985	145,418,790	1,462,965,694	9.94%
1986	156,482,478	1,636,846,004	9.56%
1987 (NOTE 1)	1,980,587,652	1,533,437,327	129.16%
1988	2,000,693,768	1,724,141,475	116.04%
1989	2,006,568,845	1,845,290,458	108.74%
1990	2,072,460,223	2,020,926,595	102.55%
1991	2,081,402,516	2,123,880,118	98.00%
1992	2,154,820,337	2,677,460,659	80.48%
1993	2,162,198,113	NOT AVAILABLE	N/A

NOTE 1 – Beginning in 1987 tax rates reflect a complete revaluation of all properties located within the Town.

NOTE 2 – The ratio of equalization rate is published by the Division of Real Property Tax, Department of Finance, County of Erie, New York.

TOWN OF CHEEKTOWAGA, NEW YORK 1993 SALARY SCHEDULE

Elected Official

Supervisor	\$54,504
Town Councilmen	\$17,683
Town Justice	\$40,173
Town Clerk	\$44,230
Receiver of Taxes	\$39,713
Superintendent of Highways	\$50,872

Almost all other Town employee salaries are determined by union contract. Unions which represent Town employees are:

- Town of Cheektowaga Supervisory Union
- Town of Cheektowaga Employees Association
- Town of Cheektowaga Police Club Inc.
- Town of Cheektowaga Captains & Lieutenants Association
- Town of Cheektowaga Public Safety Dispatchers Association

Item No. 3b Motion by Supervisor Swiatek, Seconded by Councilman Gabryszak

WHEREAS, Frank E. Swiatek, Supervisor of the Town of Cheektowaga, New York, presented a Budget and Assessment Roll showing the various sums of money that were and will be required to defray the expenses of the Special Districts in the Town of Cheektowaga, New York, and

WHEREAS, this Town Board has carefully considered the Estimates and Assessment Rolls of the amounts set forth as Special Districts respectively and does determine same to be necessary and required as aforesaid set forth, namely:

Town of Cheektowaga
1993
Final Benefit Basis Budget

and,

WHEREAS, a Public Hearing was duly held on the 20th day of October, 1992 at 6:30 o'clock P.M., in relation to the Preliminary Benefit Basis Budget, as provided by law, with amendments made to same, NOW, THEREFORE, BE IT

RESOLVED, that the Budget and Assessment Roll for Special Districts in the Town of Cheektowaga, be and the same is hereby adopted, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is directed to cause same to be spread on the Tax Rolls for the year 1993.

Upon Roll Call....

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

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

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the replacement and upgrading of the process controller at the Main Pump Station, which bids were duly received and opened on October 6, 1992, AND

WHEREAS, said bids were referred to the Town Engineer and Nussbaumer & Clarke, Inc., Consulting Engineers, for analysis, tabulation and report, which said analysis, tabulation and report is hereto attached and contained in a letter from the Town Engineer to the Town Board dated October 29, 1992, AND

WHEREAS, said report recommends that the contract for the replacement and upgrading of the process controller at the Main Pump Station be awarded to Ferguson Electric Construction Company, Inc., 333 Ellicott Street, Buffalo, New York 14203 for the bid price of \$51,099, said bid being the lowest meeting the requirements of the specifications, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the replacement and upgrading of the process controller at the Main Pump Station be and hereby is awarded to Ferguson Electric Construction Company, Inc. for their submission of the bid of \$51,099, AND, BE IT FURTHER

RESOLVED, that funding for the aforesaid project shall be from budget line item No. 5016-8125-2501, AND, BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized and directed to sign said contract with Ferguson Electric Construction Company, Inc. on behalf of this Town Board.

Upon Roll Call....

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

*SEE NEXT PAGE(S) FOR ATTACHMENT

Chester L. Bryan, P.E.
Town Engineer



October 29, 1992

TO THE SUPERVISOR AND
TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Award of Bid
Process Controller
Main Pump Station

Gentlemen:

At a public bid opening on October 6, 1992, bids were received for the replacement and upgrading of the process controller at the Main Pump Station. Five (5) bids were received as outlined below:

<u>BIDDER</u>	<u>BID AMOUNT</u>
Ferguson Electric Constr. Co., Inc.	\$51,099
CIR Industrial Automation, Inc.	58,100
Landis & Gyr	66,720
SMG Control Systems	67,500
Park Electric Supply	74,800

The low bidder, Ferguson Electric Construction Company, Inc., 333 Ellicott Street, Buffalo, New York 14203 has successfully completed projects over the past several years for the Town, and based on a review of the bids by this office and by Nussbaumer & Clarke, Inc., it is recommended that the contract for the replacement and upgrading of the process controller at the Main Pump Station be awarded to Ferguson Electric Construction Company, Inc., in the amount of \$51,099, being the lowest responsible bid.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.
Town Engineer

CLB:dms

Item No. 4b Motion by Supervisor Swiatek, Seconded by Councilman Rogowski

WHEREAS, a notice to bidders was duly published for the receipt of bids for the purchase of computer equipment for the Assessor's and Tax Receiver's Departments which one bid was duly received and opened on October 16, 1992, and

WHEREAS, said bid was referred to the Supervising Accountant for analysis, tabulation and report is hereto attached and contained in a letter from the Supervising Accountant dated October 29, 1992, and

WHEREAS, the report recommends that the contract for the purchase of computer equipment be awarded to OA Systems, Inc., 40 Hazelwood Drive, Amherst, New York 14228 for the Price of \$55,727, said bid being the lowest meeting the requirements of the specifications, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the purchase of Computer Equipment be and hereby is awarded to OA Systems, Inc. for their submission of the bid \$55,727, and BE IT FURTHER

RESOLVED, that the funding for the aforesaid project shall be from budget line item No. 5102-1330-9103 in the amount of \$25,000 and budget line No. 5102-1220-9104 in the amount of \$30,727, and BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized and directed to sign said contract with OA Systems, Inc. on behalf of this Town Board.

Upon Roll Call....

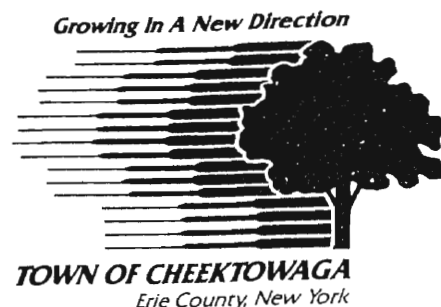
AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,
Rogowski, Blachowski and Johnson

NAYES: 0

ABSENT: 0

*SEE NEXT PAGE(S) FOR ATTACHMENT

Robert E. Kaczmarek
Chief Accountant



October 29, 1992

TO THE SUPERVISOR AND
TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Award of Bid
Purchase of Computer Equipment

Gentlemen:

At a public bid opening on October 16, 1992, a single bid was received from OA Systems, Inc for the purchase of computer equipment to be installed in the Assessor's and Tax Receiver's Departments.

This initial bid amounted to \$69,799 for equipment. This bid amount exceeded budgeted dollars because the bidder over specified the required equipment.

In order to move this program along we requested that the bidder re - submit a bid as per our specifications. As a means to verify this resubmission, we requested similar bids from the other interested parties which acquired Town's bid specifications.

A tabulation of these bids are as follows:

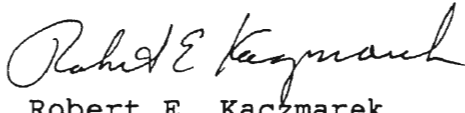
<u>Bidder</u>	<u>Amount</u>
OA Systems, Inc.	\$ 55,727
Micro Economics (a)	55,880
Bechtel Computer Company (b)	57,463
Niagara Business Solutions	59,117

- (a) Installed the Court computer network
- (b) Has the County contract for computers

The low bidder, OA Systems, Inc. 40 Hazelwood Drive, Amherst, New York, 14228 has successfully completed similar projects being requested by the Town in various municipalities and is highly respected for performance in the community, and based on a review of these bids by this office with consultation with the Town's computer specialist, Computer Resources, Inc., it is recommending that the contract for the purchase of computer equipment be awarded to OA Systems, Inc. in the amount of \$55,727, being the lowest responsible bid.

All our actions in regards to this bid request has been fully discussed and approved by the Town's Legal Department.

Very Truly Yours.

A handwritten signature in cursive script, reading "Robert E. Kaczmarek". The signature is written in dark ink and is positioned above the printed name and title.

Robert E. Kaczmarek
Supervising Accountant

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

BE IT RESOLVED, that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the Contracting of Snow Removal if a Snow Emergency should occur.

Information to bidders and specifications may be obtained from the office of the Superintendent of Highways located at 3145 Union Road, Cheektowaga, New York 14227, between the hours of 8:00 A.M. and 3:30 P.M., Monday thru Friday, and BE IT FURTHER

RESOLVED, that the Town Clerk is hereby designated as the officer to open bids on the aforementioned item at 11:00 A.M. on November 13th, 1992 in the Council Chambers of the Cheektowaga Town Hall.

* * * * *

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires sealed bids for labor and equipment for the removal of snow from highways situated in the Town in the event of a snow emergency during the 92-93 winter season.

Specifications and information are available at the office of the Town Superintendent of Highways, 3145 Union Road, Cheektowaga, New York between the hours of 8:00 A.M. and 3:30 P.M., Monday thru Friday.

In order to be considered, all bids must be filed with the Town Clerk's Office, c/o Town Hall, Broadway and Union Road, Cheektowaga, New York 14227, prior to the time of the bid opening scheduled for Friday, November 13, 1992 at 11:00 A.M. in the Town Hall Council Chambers.

Proposals must be enclosed and sealed in opaque envelopes plainly marked with the name of the bidder and with the words, "BID FOR LABOR AND EQUIPMENT FOR SNOW REMOVAL IN EMERGENCY".

The Town of Cheektowaga reserves the right to reject any or all bids if it determines in its discretion that it is in the best interest of the Town of Cheektowaga to do so.

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

Richard M. Moleski, Town Clerk

DATED: November 2, 1992

PUBLISHED: November 5, 1992

* * * * *

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires sealed bids for labor and equipment for the removal of snow from highways situated in the Town in the event of a snow emergency during the 92-93 winter season.

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The Town of Cheektowaga reserves the right to reject any or all bids if it determines in its discretion that it is in the best interest of the Town of Cheektowaga to do so.

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

RICHARD M. MOLESKI
TOWN CLERK

DATED November 2, 1992
PUBLISHED: November 5, 1992

Melissa Gugliuzza, 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 November 5, 1992 ;
last publication November 5, 1992 ;
and that no more than six days intervened be-
tween publications.

Melissa Gugliuzza

Sworn to before me this 5th

day of November, 1992

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 12/11/93

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

Melissa Gugliuzza....., 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...November 5, 1992...;
last publication...November 5, 1992...;
and that no more than six days intervened be-
tween publications.

Melissa Gugliuzza.....

Sworn to before me this5th.....

day ofNovember....., 1992

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 12/11/9 3

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires sealed bids for labor and equipment for the removal of snow from highways situated in the Town in the event of a snow emergency during the 92-93 winter season.

Specifications and information are available at the office of the Town Superintendent of Highways, 3145 Union Road, Cheektowaga, New York between the hours of 8:00 AM and 3:30 PM, Monday thru Friday.

In order to be considered, all bids must be filed with the Town Clerk's Office, c/o Town Hall, Broadway & Union Road, Cheektowaga, New York 14227, prior to the time of the bid opening scheduled for Friday, November 13, 1992 at 11:00 AM in the Town Hall Council Chambers.

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The Town of Cheektowaga reserves the right to reject any or all bids if it determines in its discretion that it is in the best interest of the Town of Cheektowaga to do so.

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

RICHARD M. MOLESKI
TOWN CLERK

DATED November 2, 1992

PUBLISHED: November 5, 1992

Item No. 5b Motion by Councilman Gabryszak, Seconded by Councilman Blachowski

WHEREAS, the Cheektowaga Facilities Department, Parks Division requires Softball and Hardball Diamond Supplies, AND

WHEREAS, said supplies are required for the various Town sponsored Youth and Adult Programs, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for Softball and Hardball Diamond Supplies, AND BE IT FURTHER

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

RESOLVED, that sealed bids will be received on the 23rd day of November, 1992 at 11:00 A.M. Eastern Standard Time at a public bid opening to be held in the Council Chambers at Cheektowaga Town Hall.

TOWN OF CHEEKTOWAGA

NOTICE TO BIDDERS

Sealed proposals will be received by the Town Clerk on November 23, 1992 at 11:00 A.M. Eastern Standard Time at the Town Hall, corner of Broadway and Union Roads for Softball and Hardball Diamond Supplies for the year, 1993.

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

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

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

Richard M. Moleski, Town Clerk

DATE: November 2, 1992

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

**TOWN OF CHEEKTOWAGA
NOTICE TO BIDDERS**
Sealed proposals will be received by the Town Clerk on November 23, 1992 at 11:00 am Eastern Standard Time at the Town Hall, corner of Broadway and Union Roads for Softball and Hardball Diamond Supplies for the year, 1993.
Information for bidders and specifications can be obtained from the Town Clerk at his office in said Town Hall.
The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents and may waive any informalities, make an award to other than the low bidder should it be in the best interest of the Town, or reject any or all bids.
By Order of the Town Board of the Town of Cheektowaga, Erie County, New York:
RICHARD M. MOLESKI
Town Clerk
DATE: November 2, 1992
PUBLISH: November 5, 1992

Melissa Gugliuzza, of the town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is Clerk of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 1 weeks: first publication November 5, 1992; last publication November 5, 1992; and that no more than six days intervened between publications.

Melissa Gugliuzza
5th
Sworn to before me this 5th day of November, 1992.
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 12/11/93

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

Melissa Gugliuzza, 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 November 5, 1992;
last publication November 5, 1992;
and that no more than six days intervened be-
tween publications.

Melissa Gugliuzza
5th

Sworn to before me this

day of November, 1992

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 12/11/93

**TOWN OF CHEEKTOWAGA
NOTICE TO BIDDERS**
Sealed proposals will be received by
the Town Clerk on November 23, 1992
at 11:00 am Eastern Standard Time at
the Town Hall, corner of Broadway
and Union Roads for Softball and
Hardball Diamond Supplies for the
year, 1993.
Information for bidders and specifi-
cations can 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 pre-
pared and submitted in accordance
with the provisions of the specifica-
tions and contract documents and may
waive any informalities, make an
award to other than the low bidder
should it be in the best interest of the
Town, or reject any or all bids.
By Order of the Town Board of the
Town of Cheektowaga, Erie County,
New York.
RICHARD M. MOLESKI
Town Clerk
DATE: November 2, 1992
PUBLISH: November 5, 1992

Item No. 5c Motion by Councilman Gabryszak, Seconded by Councilman Rogowski

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

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

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

RESOLVED, that sealed bids will be received on the 23rd day of November, 1992 at 11:00 A.M. Eastern Standard Time at a public bid opening to be held in the Council Chambers at Cheektowaga Town Hall.

* * * * *

TOWN OF CHEEKTOWAGA

NOTICE TO BIDDERS

Sealed proposals will be received by the Town Clerk on November 23, 1992 at 11:00 A.M. Eastern Standard Time at the Town Hall, corner of Broadway and Union Road for the Leasing and Servicing of Portable Chemical Toilets for the year, 1993.

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 any may waive any informalities, make an award to other than the low bidder should it be in the best interest of the Town, or reject any or all bids.

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

Richard M. Moleski, Town Clerk

DATE: November 2, 1992

* * * * *

Upon Roll Call....

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

AFFIDAVIT - NEXT PAGE

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

Melissa Gugliuzza, 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 November 5, 1992;
last publication November 5, 1992;
and that no more than six days intervened be-
tween publications.

2 TOWN OF CHEEKTOWAGA
NOTICE TO BIDDERS-

Sealed proposals will be received by
the Town Clerk on November 23, 1992
at 11:00 am Eastern Standard Time at
the Town Hall, corner of Broadway
and Union Road for the Leasing and
Servicing of Portable Chemical Toi-
lets for the year, 1993.

Information for bidders and specifi-
cations 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 pre-
pared and submitted in accordance
with the provisions of the specifica-
tions and contract documents and may
waive any informalities, make an
award to other than the low bidder
should it be in the best interest of the
Town, or reject any or all bids.

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

RICHARD M. MOLESKE
TOWN CLERK

DATE: November 2, 1992
PUBLISH: November 5, 1992

Melissa Gugliuzza
542

Sworn to before me this

day of November, 1992

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 12/11/93

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

Melissa Gugliuzza, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
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towaga Times, a public newspaper published
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paper is a copy, was inserted and published in
said paper once a week for1..... weeks:
first publication November 5, 1992;
last publication November 5, 1992;
and that no more than six days intervened be-
tween publications.

**TOWN OF CHEEKTOWAGA
NOTICE TO BIDDERS**

Sealed proposals will be received by the Town Clerk on November 23, 1992 at 11:00 am Eastern Standard Time at the Town Hall, corner of Broadway and Union Road for the Leasing and Servicing of Portable Chemical Toilets for the year, 1993.

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

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

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

RICHARD M. MOLESKI
TOWN CLERK

DATE: November 2, 1992
PUBLISH: November 5, 1992

Melissa Gugliuzza
54

Sworn to before me this

day of November, 1992

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 12/11/9 3

Item No. 6 Bond Anticipation for Development and Extension of Wedgewood Drive

*SEE NEXT PAGE(S) FOR ATTACHMENT

EXTRACT OF MINUTES

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

November 2, 1992

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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 November 2, 1992 at 7:30 o'clock P.M. (Prevailing Time).

There were present: Hon. Frank E. Swiatek, Supervisor; and

Councilmen: Patricia A. Jaworowicz
Dennis H. Gabryszak
Richard B. Solecki
William P. Rogowski
Jacqueline A. Blachowski
Thomas M. Johnson, Jr.

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 NOVEMBER 2 , 1992,
AUTHORIZING THE CONSTRUCTION OF AN EXTENSION
TO WEDGEWOOD DRIVE TO CONNECT WEDGEWOOD DRIVE
WITH LOSSON ROAD, WITHIN THE TOWN, STATING THE
ESTIMATED MAXIMUM COST THEREOF IS \$130,000,
APPROPRIATING SAID AMOUNT THEREFOR, AND
AUTHORIZING THE ISSUANCE OF \$130,000 SERIAL
BONDS OF SAID TOWN TO FINANCE 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 an extension to Wedgewood Drive to connect Wedgewood
Drive with Losson Road, within the Town, including, where
required, sidewalks, curbs, gutters, drainage, landscaping, and
all ancillary work required in connection therewith. The
estimated maximum cost of said specific object or purpose,
including preliminary costs and costs incidental thereto and to
the financing thereof, is \$130,000 and said amount is hereby
appropriated therefor. The plan of financing includes the
issuance of \$130,000 serial bonds of the Town to finance 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 \$130,000 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 said appropriation.

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 \$130,000 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 20.(c) of the Law, is fifteen (15) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.103-18 of the United States Treasury Department.

(c) The Town Board has given due consideration to the impact that the specific object or purpose referred to herein may have on the environment and on the basis of such consideration, the Town Board has found that no substantial adverse

environmental impact will be caused by said specific object or purpose. The Town Board and the Town have complied in every respect with all applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act, comprising Article 8 of the Environmental Conservation Law.

(d) 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
! Councilman Johnson and duly put to a vote on roll call, which
resulted as follows:

AYES: 7

NOES: 0

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 November 2 , 1992, 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 November 2 , 1992, authorizing the construction of an extension to Wedgewood Drive to connect Wedgewood Drive with Losson Road, within the Town, stating the estimated maximum cost thereof is \$130,000, appropriating said amount therefor, and authorizing the issuance of \$130,000 serial bonds of said Town to finance said appropriation,"

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to construct an extension to Wedgewood Drive to connect Wedgewood Drive with Losson Road, within the Town, including, where required, sidewalks, curbs, gutters, drainage, landscaping, and all ancillary work required in connection therewith; and STATING the estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$130,000; APPROPRIATING said amount therefor; STATING the plan of financing includes the the issuance of \$130,000 serial bonds of the Town to finance 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 \$130,000 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness of the specific object or purpose for which said \$130,000 serial bonds are to be issued is fifteen (15) years; and the proposed maturity of said \$130,000 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: November 2 , 1992

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
Councilman Johnson and duly put to a vote on roll call, which
resulted as follows:

AYES: 7

NOES: 0

The resolution was declared adopted.

CERTIFICATE

I, RICHARD M. MOLESKI, Town Clerk of the Town of Cheektowaga, in the County of Erie, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Town Board of said Town of Cheektowaga duly called and held on November 2, 1992, 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 2nd day of November, 1992.

Richard M. Moleski
Town Clerk

(SEAL)

STATE OF NEW YORK)
 : ss.:
COUNTY OF ERIE)

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 November 3, 1992, 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
October 19, 1992, 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 3rd day of November, 1992.

Lorraine Ackerman
Notary Public, State of New York

LORRAINE ACKERMAN
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES AUGUST 31, 1993

TOWN OF CHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on November 2 , 1992, 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 November 2, 1992, authorizing the construction of an extension to Wedgewood Drive to connect Wedgewood Drive with Losson Road, within the Town, stating the estimated maximum cost thereof is \$130,000, appropriating said amount therefor, and authorizing the issuance of \$130,000 serial bonds of said Town to finance said appropriation,"

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to construct an extension to Wedgewood Drive to connect Wedgewood Drive with Losson Road, within the Town, including, where required, sidewalks, curbs, gutters, drainage, landscaping, and all ancillary work required in connection therewith; and STATING the estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$130,000; APPROPRIATING said amount therefor; STATING the plan of financing includes the the issuance of \$130,000 serial bonds of the Town to finance 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 \$130,000 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness of the specific object or purpose for which said \$130,000 serial bonds are to be issued is fifteen (15) years; and the proposed maturity of said \$130,000 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: November 2 ., 1992

Richard M. Moleski
Town Clerk

LEGAL NOTICE
TOWN OF CHEEKTOWAGA,
NEW YORK

PLEASE TAKE NOTICE that on November 2, 1992, the Town Board of the Town of Cheektowaga, in the County of Erie, adopted a bond resolution entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted November 2, 1992, authorizing the construction of an extension to Wedgewood Drive to connect Wedgewood Drive with Losson Road, within the Town, stating the estimated maximum cost thereof is \$130,000, appropriating said amount therefor, and authorizing the issuance of \$130,000 serial bonds of said Town to finance said appropriation."

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to construct an extension to Wedgewood Drive to connect Wedgewood Drive with Losson Road, within the Town, including, where required, sidewalks, curbs, gutters, drainage, landscaping, and all ancillary work required in connection therewith; and STATING the estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$130,000; APPROPRIATING said amount therefor; STATING the plan of financing includes the issuance of \$130,000 serial bonds of the Town to finance 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 \$130,000 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness of the specific object or purpose for which said \$130,000 serial bonds are to be issued is fifteen (15) years; and the proposed maturity of said \$130,000 serial bonds with exceed 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 said Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisors 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.

RICHARD M. MOLESKI
Town Clerk

DATED: November 2, 1992

PUBLISH: November 5, 1992

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA

ss.

Melissa Gugliuzza, 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 November 5, 1992;
last publication November 5, 1992;
and that no more than six days intervened be-
tween publications.

Melissa Gugliuzza
5th

Sworn to before me this

day of November, 1992

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 12/11/93

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

Melissa Gugliuzza, 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 February 4, 1993;
last publication February 4, 1993;
and that no more than six days intervened be-
tween publications.

Melissa Gugliuzza
4/21

Sworn to before me this

day of February, 1993

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 12/11/9 3

LEGAL NOTICE
NOTICE

The resolution published herewith has been adopted on the 2nd of November, 1992, and an abstract thereof has been published and posted as required by law and the period of time has elapsed for the submission and the filing of a petition for a permissive referendum and a valid petition has not been submitted and filed. The validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, New York, is not authorized to expend money or if the provisions of law which should have been complied with as to the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this Notice or such obligations were authorized in violation of the provisions of the constitution.

RICHARD MOLESKI
Town Clerk

BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA, NEW YORK, ADOPTED NOVEMBER 2, 1992, AUTHORIZING THE CONSTRUCTION OF AN EXTENSION TO WEDGEWOOD DRIVE TO CONNECT WEDGEWOOD DRIVE WITH LOSSON ROAD, WITHIN THE TOWN, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$130,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$130,000 SERIAL BONDS OF SAID TOWN TO FINANCE 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 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 an extension to Wedgewood Drive to connect Wedgewood Drive with Losson Road, within the Town, including, where required, sidewalks, curbs, gutters, drainage, landscaping, and all ancillary work required in connection therewith. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$130,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$130,000 serial bonds of the Town to finance 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 \$130,000 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 said appropriation.

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 \$130,000 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 20.(c) of the Law, is fifteen (15) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.103-18 of the United States Treasury Department.

(c) The Town Board has given due consideration to the impact that the specific object or purpose referred to herein may have on the environment and on the basis of such consideration, the Town Board has found that no substantial adverse environmental impact will be caused by said specific object or purpose. The Town Board and the Town have complied in every respect with all applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act, comprising Article 8 of the Environmental Conservation Law.

(d) 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.

PUBLISH: February 4, 1993

197
77.82

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

Melissa Gugliuzza, 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 February 4, 1993;
last publication February 4, 1993;
and that no more than six days intervened be-
tween publications.

Melissa Gugliuzza
Lpr

Sworn to before me this

day of February, 1993

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 12/11/93 3

LEGAL NOTICE NOTICE

The resolution published herewith has been adopted on the 2nd of November, 1992, and an abstract thereof has been published and posted as required by law and the period of time has elapsed for the submission and the filing of a petition for a permissive referendum and a valid petition has not been submitted and filed. The validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, New York, is not authorized to expend money or if the provisions of law which should have been complied with as to the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this Notice or such obligations were authorized in violation of the provisions of the constitution.

RICHARD MOLESKI

Town Clerk

BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA, NEW YORK, ADOPTED NOVEMBER 2, 1992, AUTHORIZING THE CONSTRUCTION OF AN EXTENSION TO WEDGEWOOD DRIVE TO CONNECT WEDGEWOOD DRIVE WITH LOSSON ROAD, WITHIN THE TOWN, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$130,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$130,000 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION.

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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 \$130,000 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 20.(c) of the Law, is fifteen (15) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.103-18 of the United States Treasury Department.

(c) The Town Board has given due consideration to the impact that the specific object or purpose referred to herein may have on the environment and on the basis of such consideration, the Town Board has found that no substantial adverse environmental impact will be caused by said specific object or purpose. The Town Board and the Town have complied in every respect with all applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act, comprising Article 8 of the Environmental Conservation Law.

(d) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

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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.

PUBLISH: February 4, 1993

LEGAL NOTICE
TOWN OF CHEEKTOWAGA,
NEW YORK

PLEASE TAKE NOTICE that on November 2, 1992, the Town Board of the Town of Cheektowaga, in the County of Erie, adopted a bond resolution entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted November 2, 1992, authorizing the construction of an extension to Wedgewood Drive to connect Wedgewood Drive with Lossen Road, within the Town, stating the estimated maximum cost thereof is \$130,000, appropriating said amount therefor, and authorizing the issuance of \$130,000 serial bonds of said Town to finance said appropriation."

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to construct an extension to Wedgewood Drive to connect Wedgewood Drive with Lossen Road, within the Town, including, where required, sidewalks, curbs, gutters, drainage, landscaping, and all ancillary work required in connection therewith; and STATING the estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$130,000; APPROPRIATING said amount therefor; STATING the plan of financing includes the issuance of \$130,000 serial bonds of the Town to finance 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 \$130,000 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness of the specific object or purpose for which said \$130,000 serial bonds are to be issued is fifteen (15) years; and the proposed maturity of said \$130,000 serial bonds with exceed 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 said 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.

RICHARD M. MOLESKI
Town Clerk

DATED: November 2, 1992
PUBLISH: November 5, 1992

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA

ss.

Melissa Gugliuzza, 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 November 5, 1992;
last publication November 5, 1992;
and that no more than six days intervened be-
tween publications.

Melissa Gugliuzza
5th

Sworn to before me this

day of November, 1992

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 12/11/93

Item No. 7 Motion by Councilman Johnson, Seconded by Councilman Blachowski

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 recommendation concerning the 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 October 20, 1992, recommended that this Town Board issue a negative declaration with respect to the proposed Walden Place II, and

WHEREAS, this Town Board has reviewed the application submitted and the recommendation made by the Environmental Advisory Committee for Walden Place II, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby issues a negative declaration for Walden Place II, subject to the condition that the applicant prepare and submit to the NYS DOT and the Cheektowaga Traffic Safety Commission a traffic safety analysis report to address vehicular movements such as U-turns and lane crossings, and take whatever action deemed necessary with respect to such vehicular movements.

Upon Roll Call....

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

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

WHEREAS, the Erie County Solid Waste Coordinator and the County Recycling Specialist have provided invaluable assistance to the Northeast Communities Solid Waste Management Board (the Board), of which the Town of Cheektowaga is a member; and

WHEREAS, they have assisted in establishing the Board, providing program direction, coordination, continuing management, technical assistance, information gathering and various staff services which are necessary for the continued viability of the Board, and

WHEREAS, major accomplishments of the Board have been long term disposal contracts for municipal waste with the Occidental Energy from Waste facility in Niagara Falls, shorter term disposal contracts for the disposal of tires, bulky waste, construction debris and demolition materials, and the establishment of solid waste control through bidding of collection contracts in many communities; and

WHEREAS, despite the aforesaid accomplishments and successes, additional work, relating to recycling, composting, bidding of short term contracts, and negotiating extensions to the Occidental contracts, is necessary; and

WHEREAS, cutting the County Solid Waste Management Program Coordinator and not extending the Recycling Specialist position beyond the Low-Technology Resource Recycling Project grant would seriously endanger the cooperative solid waste management programs of the Solid Waste Boards and all municipalities in Erie County.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Cheektowaga, as a member of the Northeast Communities Solid Waste Management Board, is opposed to any cuts in the Department of Environment and Planning in the areas of solid waste management, and, in particular, is opposed to elimination of the positions of Solid Waste Management Program Coordinator and County Recycling Specialist, and

Item No. 8 continued

BE IT FURTHER RESOLVED, that a copy of this resolution be sent to the County Executive, County Legislators and the Commissioner of the Department of Environment and Planning.

Upon Roll Call....

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

Item No. 9 Motion by Supervisor Swiatek, Seconded by Councilman Gabryszak

WHEREAS, the Town of Cheektowaga Building Code requires that all Building and Plumbing Permit fees shall be as specified in a schedule as approved by the Town Board, AND

WHEREAS, it has been recommended that the attached Building and Plumbing Permit fee schedule be adopted, AND

WHEREAS, it is in the public interest to adopt the attached Building and Plumbing Permit fee schedule, NOW, THEREFORE, BE IT

RESOLVED, that the Building and Plumbing Permit fees shall be as set forth on the attached fee schedule and shall be effective December 1, 1992.

Upon Roll Call....

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

*SEE NEXT PAGE(S) FOR ATTACHMENT

TOWN OF CHEEKTOWAGA
BUILDING AND PLUMBING PERMIT FEE SCHEDULE

Each application shall be accompanied by the required fee based upon the valuation of the structure or improvement except where a specific fee is provided herein.

COMMERCIAL STRUCTURES

\$5.00 per thousand for the first \$100,000 valuation plus
\$3.00 per thousand for valuation over \$100,000 or fraction thereof. (Minimum Fee \$100.00)

RESIDENTIAL STRUCTURES

\$5.00 per thousand for the first \$100,000 valuation plus
\$3.00 per thousand for valuation over \$100,000 or fraction thereof. (Minimum Fee \$25.00)

ADVERTISING SIGN ..(PER SIGN FACE).....	\$ 50.00
DEMOLITION	\$ 20.00
TANK REMOVAL	\$ 50.00
IDENTIFICATION SIGN (PER SIGN FACE).....	\$ 25.00
MOBILE HOMES.....	\$ 50.00
MOVING OF BUILDINGS	\$ 50.00
PORTABLE SIGNS.....	\$ 50.00
STORAGE TANKS ..(PER TANK).....	\$100.00
SWIMMING POOLS..(ABOVE GROUND).....	\$ 20.00
SWIMMING POOLS..(IN GROUND).....	\$ 50.00

CERTIFICATE OF OCCUPANCY

When Building Permit In Force	No Charge
One & Two Family Dwellings	\$ 25.00
Multiple Dwellings (Per Apartment)	\$ 15.00
All Other Buildings	\$ 50.00

PLUMBING PLAN FILING FEE (COMMERCIAL)	\$ 50.00
PLUMBING PLAN FILING FEE (RESIDENTIAL)	\$ 20.00
BUILDING SEWER OR DRAIN PERMIT (ALL DISTRICTS).....	\$ 10.00

TOWN SANITARY SEWER DISTRICT TAP FEE (SEE SEWER USE ORDINANCE)	
COUNTY SANITARY SEWER DISTRICT INSPECTION FEE	\$ 10.00
SEWER REPAIR FEE.....	\$ 20.00
FEE FOR FIXTURES (FIRST FIXTURE).....	\$ 10.00
ALL ADDITIONAL FIXTURES (EACH).....	\$ 3.00

BUILDING SEWER AND DRAIN INSPECTION FEE (FOR EACH 100 FT. AND FRACTION THEREOF).....	\$ 5.00
STORM SEWER OR YARD DRAIN CONNECTION FEE	\$25.00
STORM SEWER OR YARD DRAIN INSPECTION FEE (FOR EACH 100 FT. AND FRACTION THEREOF).....	\$ 5.00
REINSPECTION FEE	\$10.00

In the event that work requiring a building or plumbing permit is commenced prior to the issuance of the permit, the fee for the permit shall be double the regular rate or the additional sum of \$25.00 whichever is greater. This shall be in addition to any other penalty provided for commencement of work without a permit.

In the event an application for a building permit is not approved or when a valid building permit shall have expired by limitation or abandonment the applicant shall be entitled to a refund of 50% of the fee paid with a minimum to be retained of \$10.00.

Item No. 10 Motion by Councilman Rogowski, Seconded by Councilman Johnson

WHEREAS, the New York State Department of Transportation is currently reconstructing portions of Genesee Street and Transit Road which necessitates the removal and relocation of numerous wood utility poles on which street lighting facilities are attached, NOW, THEREFORE, BE IT

RESOLVED, that the New York State Electric & Gas Corporation is hereby authorized to remove lighting facilities within the project work area as outlined on the attached proposals dated September 15, 1992 and October 15, 1992, hereby made a part of this resolution, which result in a total annual decrease to the General Lighting District of \$5,892.34.

Upon Roll Call....

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

*SEE NEXT PAGE(S) FOR ATTACHMENT

October 15, 1992

STREET LIGHTING PROPOSAL

TOWN OF CHEEKTOWAGA

Genesee St.

Remove 16 - 45000 lumen HPS lamps @ \$262.60 ea. = \$4201.60
Poles T46-1, 263-2, 263-3, 266-1, 176-1, 280, 282-1, 285-6, 288,
289, 291, 294, 292-1, 294, 295-1, 296-1, 298, L-267

Remove 4-24700 lumen HPS lamps @ \$159.83 ea. = \$759.32
Poles 264, 265, 277, L-267

Transit Rd. (corner of Genesee)

Remove 4- 14400 lumen HPS lamp @ \$133.06 ea. = \$ 532.24
Poles 224, 231-1, 229-1, 227-1

TOTAL ANNUAL DECREASE = \$5493.16

The New York State Dept. of Transportation is rebuilding a portion of Genesee St. and Transit Rd. NYSEG must relocate poles, wires, etc. in the construction area. Lights will be maintained until removal is requested by contractor. When work is completed, NYSEG will survey the area for new street light locations. Also any final adjustments in billing (unrecovered cost) will be analyzed at that time.

(This proposal is made contingent upon the terms and conditions covered in NYSEG's street lighting filed tariff agreement with the Town of Cheektowaga.)

An Equal Opportunity Employer

New York State Electric & Gas Corporation 150 Erie Street, Lancaster, NY 14086-1998 (716) 684-9800



September 15, 1992

STREET LIGHTING PROPOSAL

TOWN OF CHEEKTOWAGA

Transit Rd.

Remove 3 - 14,400 lumen HPS lamps @ \$133.06 ea. = \$399.18
Poles - 237-1, 235-1, 233-1, Line 217

ANNUAL DECREASE = \$399.18

TOTAL ANNUAL DECREASE = \$399.18

Lights being removed due to NYS DOT road job. Upon completion, NYSEG to review for reinstallation.

(This proposal is made contingent upon the terms and conditions covered in NYSEG's street lighting filed tariff agreement with the Town of Cheektowaga)

An Equal Opportunity Employer

New York State Electric & Gas Corporation 150 Erie Street, Lancaster, NY 14086-1998 (716) 684-9800

Item No. 11 Motion by Councilman Gabryszak, Seconded by Supervisor Swiatek

WHEREAS, Jemco Roofing Company, Inc. has submitted application for Final Payment for Roof and Sash Replacement at the North Branch Library, AND

WHEREAS, Jemco Roofing Company, Inc. has submitted Contractor's Affidavit of Release of Liens, Asbestos Statement, Limited Warranty of Roof Shingles, Limited Service Warranty, Wage and Supplemental Affidavit and Consent of Surety Company to Final Payment, AND

WHEREAS, Scaffidi & Moore Architects has reviewed and approved all submittals by Jemco Roofing Company, Inc. as being in compliance with the terms of the project specifications AND, THEREFORE BE IT

RESOLVED, that the Cheektowaga Town Board hereby authorize final payment in the amount of \$3,523.00 to Jemco Roofing Company, Inc., 1800 Broadway, Buffalo, New York 14212 for Roof and Sash Replacement at the North Branch Library.

Upon Roll Call....

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

Item No. 12a Motion by Councilman Blachowski, Seconded by Councilman Gabryszak

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(s)/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, Solecki,
Rogowski, Blachowski and Johnson
NAYES: 0
ABSENT: 0

*SEE NEXT PAGE(S) FOR ATTACHMENT

TOWN OF CHEEKTOWAGA DRIVER/ATTENDANT LICENSE

<u>NAME</u>	<u>ADDRESS</u>	<u>COMPANY</u>	<u>EMT EXPIRES</u>
* Cuillo, Robert	Buffalo, NY 14211	Town's	6/30/95
Woodson, Laura A.	East Aurora, NY 14052	Town's	4/30/94

* Denotes renewal

Item No. 12b Motion by Councilman Blachowski, Seconded by Councilman Gabryszak

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 ambulances and has recommended that the Town Board license such ambulance(s), NOW, THEREFORE, BE IT

RESOLVED, that the Town Board, pursuant to Section A-5 of the Ambulance Ordinance accept the recommendations of the Emergency Medical Services Board, and approve the following:

AMBULANCE LICENSES

<u>OWNER</u>	<u>VEHICLE: MAKE & MODEL</u>	<u>LICENSE NO.</u>	<u>CALL NO.</u>
Town's Ambulance	1992 Ford	AA 4691	566

and, BE IT FURTHER

RESOLVED, that the Town Clerk is hereby authorized, directed and empowered to issue ambulance licenses to the applicants set forth above, providing such ambulance so listed meets the insurance requirements set forth in the Ambulance Ordinance.

Upon Roll Call....

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

Item No. 13 Motion by Supervisor Swiatek, Seconded by Councilman Solecki

WHEREAS, in 1978, Robert S. and Sharon Zastempowski purchased property located at 111 Croydon Drive and a 60 foot by 70 foot parcel of property to the rear of 111 Croydon Drive, and

WHEREAS, in 1988, the County of Erie foreclosed on a piece of property adjoining the said 60 foot by 70 foot parcel, and

WHEREAS, the Town of Cheektowaga expressed an interest in the property foreclosed upon by the County and, in 1988, the County of Erie issued a deed to the Town for this property, and

WHEREAS, due to an error in the drafting of the deed, the deed to the Town from the County included the 60 foot by 70 foot parcel owned by the Zastempowskis, and

WHEREAS, this error was brought to the attention of the County by the Zastempowskis in 1992, the County agreed and issued a correcting deed, which correcting deed stated that the Town did not own this property, and

WHEREAS, the Zastempowskis are in the process of selling 111 Croydon Drive and the 60 foot by 70 foot parcel and the prospective purchaser is requesting that the Town quit claim its interest in this property in order to clear up any title problems, and

WHEREAS, the Town acknowledges that it never had good title to this 60 foot by 70 foot parcel nor does it have any rights to same, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached Quit Claim deed, and BE IT FURTHER

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

Item No. 13 continued

Upon Roll Call....

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

*SEE NEXT PAGE(S) FOR ATTACHMENT

This Indenture,

Made the _____ day of _____
Nineteen Hundred and Ninety-Two

Between

TOWN OF CHEEKTOWAGA
3301 Broadway, Cheektowaga, New York 14227

a corporation organized under the laws of the State of New York

party of the first part, and

ROBERT S. ZASTEMPOWSKI and SHARON ZASTEMPOWSKI, his wife,
111 Croydon Drive, Cheektowaga, New York

parties of the second part,

Witnesseth that the party of the first part, in consideration of _____

----- One and No More ----- Dollar (\$1. & no more)

lawful money of the United States,
paid by the parties of the second part, does hereby remise, release and quitclaim
unto the parties of the second part, their successors and assigns forever, 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 67, Township 11, Range 7 of the
Holland Land Company's Survey, bounded and described as follows:

Beginning at a point in the easterly line of subdivision lot 124 as shown
on a map filed in the Erie County Clerk's Office under Cover Number 2331 at the
intersection thereof with the northerly line of lands conveyed by Frank D. Pawlak
and Mary J., his wife, to Home Site Enterprises Corp. by deed recorded in the
Erie County Clerk's Office in Liber 8082 of Deeds at Page 391; running thence
easterly along the northerly line of said lands 60 feet to a point; running thence
southerly along a line parallel with the east line of subdivision lot 124 and
125 as shown on a map cover 2331, 70 feet to a point; thence westerly parallel
with the first described course 60 feet to a point in the easterly line of sub-
division lot 125, as shown on said map cover 2331; running thence northerly
along the easterly line of subdivision lots 125 and 124, 70 feet to the point
or place of beginning.

Together with the appurtenances and all the estate and rights of the party of the first part in and to said premises,

To have and to hold the premises herein granted unto the parties of the second part, their successors and assigns forever.

In Witness Whereof, the party of the first part has caused its corporate seal to be hereunto affixed, and these presents to be signed by its duly authorized officer this day of Nineteen Hundred and Ninety-Two

By _____

State of New York }
County of Erie } ss. On this day of
before me personally came Nineteen Hundred and Ninety-Two

Frank E. Swiatek
to me personally known, who, being by me duly sworn, did depose and say that he resides in the Town of Cheektowaga that he is the Supervisor of Town of Cheektowaga the corporation described in, and which executed, the within Instrument; that he knows the seal of said corporation; that the seal affixed to said Instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation; and that he signed his name thereto by like order.

TD

CORPORATION—QUIT CLAIM

TOWN OF CHEEKTOWAGA

TO

ROBERT S. ZASTEMPOWSKI and

SHARON ZASTEMPOWSKI, his wife,

Dated,

19 92

NOTICE OF ADOPTION OF RESOLUTION
SUBJECT TO PERMISSIVE REFERENDUM

NOTICE IS HEREBY GIVEN, that the Town Board of the Town of Cheektowaga, on November 2, 1992, adopted a resolution authorizing the Town Supervisor to execute a Quit Claim deed for a piece of property measuring 60 feet by 70 feet, located to the rear of 111 Croydon Drive in the Town of Cheektowaga.

A copy of such Quit Claim is on file in the Town Clerk's Office where the same may be inspected during regular business hours.

TAKE FURTHER NOTICE that such resolution is subject to permissive referendum under Article 7 of the Town Law of the State of New York.

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

Dated: November 2, 1992



RICHARD M. MOLESKI
Town Clerk

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

Melissa Gugliuzza, 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 November 5, 1992 ;
last publication November 5, 1992 ;
and that no more than six days intervened be-
tween publications.

LEGAL NOTICE
NOTICE OF ADOPTION OF
RESOLUTION
SUBJECT TO PERMISSIVE
REFERENDUM
NOTICE IS HEREBY GIVEN, that
the Town Board of the Town of Cheek-
towaga, on November 2, 1992,
adopted a resolution authorizing the
Town Supervisor to execute a Quit
Claim deed for a piece of property
measuring 60 feet by 70 feet, located to
the rear of 111 Croyden Drive in the
Town of Cheektowaga.
A copy of such Quit Claim is on file
in the Town Clerk's office where the
same may be inspected during regular
business hours.
TAKE FURTHER NOTICE that
such resolution is subject to premis-
sive referendum under Article 7 of the
Town Law of the State of New York.
BY ORDER OF THE TOWN
BOARD OF THE TOWN OF
CHEEKTOWAGA, ERIE COUNTY,
NEW YORK.
RICHARD M. MOLESKI
Town Clerk
DATED: November 2, 1992
PUBLISH: November 5, 1992

Melissa Gugliuzza

Sworn to before me this 5th

day of November, 1992

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 12/11/93

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

Melissa Gugliuzza, 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 November 5, 1992 ;
last publication November 5, 1992 ;
and that no more than six days intervened be-
tween publications.

LEGAL NOTICE
NOTICE OF ADOPTION OF
RESOLUTION
SUBJECT TO PERMISSIVE
REFERENDUM
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the rear of 111 Croyden Drive in the
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A copy of such Quit Claim is on file
in the Town Clerk's office where the
same may be inspected during regular
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TAKE FURTHER NOTICE that
such resolution is subject to permis-
sive referendum under Article 7 of the
Town Law of the State of New York.
BY ORDER OF THE TOWN
BOARD OF THE TOWN OF
CHEEKTOWAGA, ERIE COUNTY,
NEW YORK.
RICHARD M. MOLESKI
Town Clerk
DATED: November 2, 1992
PUBLISH: November 5, 1992

Melissa Gugliuzza
Sworn to before me this 5th
day of November, 1992..
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 12/11/93

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

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

EFFECTIVE

SANITATION DEPARTMENT

David Lewandowski	Immediately
Charles Rokitka	9/12/92
Salvatore Galioto	10/13/92
David Principato	10/31/92
John Tharnell	Immediately

SENIOR SERVICES DEPARTMENT

Kim Foucha	Immediately
Joseph Miller	"

Upon Roll Call....

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

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

BE IT RESOLVED, that the following individuals be and hereby are hired as PART-TIME EMPLOYEES, not to exceed 19 hours on a weekly basis, in the various departments listed and in compliance with the provisions of the Town's collective bargaining agreement with the Town of Cheektowaga Employee's Association:

EFFECTIVE

SENIOR SERVICES DEPARTMENT - \$6.50 per hour (Exercise Teacher)

Julie Grisanti	Immediately
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TOWN CLERK'S OFFICE - \$5.00* per hour (Clerical)

Kelly Bogdan	Immediately
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Salary to be invoiced through S.A.R.A. Grant

POLICE DEPARTMENT - \$5.00 per hour (Clerical)

Lucy Skowronek	Immediately
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PERSONNEL DEPARTMENT - \$5.00 per hour (Clerical)

Denise Collins	11/02/92
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Upon Roll Call....

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

Item No. 16 Motion by Councilman Rogowski, Seconded by Councilman Blachowski

WHEREAS, by resolution, this Town Board appointed Judy Golas as a part-time employee in the Tax Office at an hourly rate of \$4.75 and Marcie Dudek as a seasonal employee in the Tax Office at an hourly rate of \$4.25 per hour, AND

WHEREAS, due to an oversight, the 1992 rate increase, as approved by this Town Board on January 21, 1992, was not reflected in said resolution, NOW, THEREFORE, BE IT

Item No. 16 continued

RESOLVED, that the rates for the above-referenced employees in the Tax Office be and hereby are changed as follows, effective September 29, 1992:

Judy Golas - Day Shift - \$5.25 per hour

Marcie Dudek - Night Shift - \$4.50 per hour

Upon Roll Call....

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

Item No. 17 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:	0100-1640-4161	Gasoline-Central Garage	\$ 8,300.00
	0100-7140-1612	Rec. Attendants-Youth & Rec.	1,500.00
	0100-7140-1612	Rec. Attendants-Youth & Rec.	1,500.00
	0100-7180-4074	Clothing-Pool-Youth & Rec.	810.00
	0100-7180-4191	Miscellaneous Supplies-Youth & Rec.	300.00
	0100-7180-4612	Transportation-Swim Meets-Youth & Rec.	100.00
	0100-7310-1161	Program Coordinator-Youth & Rec.	512.00
	0100-7310-1161	Program Coordinator-Youth & Rec.	6,790.00
	0100-7310-1161	Program Coordinator-Youth & Rec.	2,825.00
	0100-7140-4611	Transportation-Youth & Rec.	500.00
	0100-7310-4689	Youth-Conservation Corp-Youth & Rec.	700.00
To:	0100-1640-1201	General Crew Chief-Central Garage	8,300.00
	0100-7410-4601	Aid to Youth-Youth & Rec.	1,500.00
	0100-7310-4681	In-Service Training-Youth & Rec.	1,500.00
	0100-7140-4491	Special Events-Youth & Rec.	810.00
	0100-7410-4025	Athletic Supplies-Youth & Rec.	300.00
	0100-7140-4025	Athletic Supplies-Youth & Rec.	100.00
	0100-7310-1361	Clerk Steno-Youth & Rec.	512.00
	0100-7140-4025	Athletic Supplies-Youth & Rec.	6,790.00
	0100-7310-4681	In Service Training-Youth & Rec.	2,825.00
	0100-7310-4681	In Service Training-Youth & Rec.	500.00
	0100-7140-4191	Miscellaneous Supplies-Youth & Rec.	700.00

CAPITAL FUND

From:	5912-1910-3901	NYS Energy Grant	46,970.00
To:	5912-1625-1100	Energy Savings Improvements	46,970.00

PART TOWN FUND

From:	0800-9010-8101	Retirement	200.00
To:	0800-8020-1394	Part-Time Secretary	200.00

SPECIAL DISTRICTS FUND

From:	2500-8135-4356	Buffalo Sewer Authority	1,172.00
To:	2500-8125-4702	Buffalo Sewer Charges	1,172.00

COMMUNITY DEVELOPMENT FUND

From:	0700-8669-5801	Housing Rehab-AHC Match	2,306.30
	0700-9088-0701	Sloan-Manhole Study	605.00

Item No. 17 continued

COMMUNITY DEVELOPMENT FUND CONT'D.

To: 0700-8669-5770	Rehabilitation-Cheektowaga	\$ 2,306.30
0700-9088-0710	Sloan-Park Improvements	605.00

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 18 Motion by Supervisor Swiatek, Seconded by Councilman Gabryszak

BE IT RESOLVED, that the following Vouchers and Warrants are submitted to the Town of Cheektowaga prior to October 21, 1992 are hereby approved and made a part hereof:

GENERAL FUND	\$157,897.07
HIGHWAY FUND	31,877.34
TRUST & AGENCY FUND	15,786.29
CDBG HUD FUND	43,662.47
PART TOWN FUND	3,107.16
SPECIAL DISTRICTS FUND	85,536.16
HUD REHABILITATION	8,335.35
CAPITAL FUND	<u>147,396.06</u>
	\$493,597.90

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

III. DEPARTMENTAL COMMUNICATIONS

Item No. 19 Building Permits
Received and Filed.

Item No. 20a Minutes of Cheektowaga Planning Board - October 8, 1992
Received and Filed.

Item No. 20b Minutes of Cheektowaga Library Board - September 23, 1992
Received and Filed

IV. GENERAL COMMUNICATIONS

Item No. 21 Summons & Complaint: Angela Rugg, individually and as mother and natural guardian of Samantha Rugg
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Joan Meyers, Supervisor's Office and Allied Claims Insurance Carrier.
Received and Filed.

Item No. 22 Notice of Claim: Celia Rudzinski vs the Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Joan Meyers, Supervisor's Office; Senior Citizens Center and Allied Claims Insurance Carrier.
Received and Filed.

* * * * *

MOTION BY SUPERVISOR SWIATEK, SECONDED BY COUNCILMAN JAWOROWICZ
TO SUSPEND THE RULES TO INCLUDE THE FOLLOWING RESOLUTION(S) AND
THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

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

* * * * *

V. SUSPENSION OF RULES

Item No. 23a Motion by Councilman Johnson, Seconded by Councilman Blachowski

WHEREAS, Los-Green, Inc. has petitioned for the rezoning from
RA-Apartment District to R-Residential District of property owned by it and located
on the south side of Crabapple Lane, 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 November, 1992 at 7:00 P.M., after publication and service
of the notices required by the provisions of the Code of the Town of Cheektowaga
("Zoning Law") and the Town Law; and all interested parties were given an oppor-
tunity 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, pursuant
to the "Environmental Impact Review Ordinance of the Town of Cheektowaga", has also
duly considered the application for the aforementioned rezoning, and has recommended
that this Town Board issue a determination that such rezoning will not have a signi-
ficant effect on the environment, and

WHEREAS, the petitioner has stated that it will place deed restric-
tions on lots in Phase 8 of the subdivision for single family homes only,

NOW, THEREFORE, BE IT RESOLVED, that, based on the aforementioned
commitment made by the petitioner, this Town Board agrees with the recommendation
made by the Environmental Advisory Committee, and directs that a "Negative
Declaration" for the rezoning be issued, and BE IT FURTHER

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

RESOLVED, that the approval of this rezoning does not in any way
constitute approval or a negative declaration with respect to the proposed sub-
division, including site and drainage plans, tree survey preservation plan,
archaeological resource survey, and soil investigation, and BE IT FURTHER

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

Upon Roll Call....

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

*SEE NEXT PAGE(S) FOR ATTACHMENT

AFFIDAVIT - NEXT PAGE

LOSSON GREEN ESTATES

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

COMMENCING AT A POINT on the center line of New Losson Road (80' wide) said point being 1,041.34' east of the west line of Lot 60, as measured along the center line of New Losson Road (80' wide); thence north at right angles to said center line of New Losson Road (80' wide), 40.0' to a point on the northerly line thereof, said point being the POINT OF BEGINNING: thence continuing north at right angles to New Losson Road, N - 01° - 03' - 08" E, 120.00' to a point of curve; thence on a curve to the left, radius of 286.32' an arc distance of 156.71' to a point of tangency; thence N - 30° - 18' - 16" W, 194.72' to a point on the southerly line of Old Losson Road (66' wide); thence N - 59° - 41' - 44" E along said southerly line of Old Losson Road, 1,085.00' to a point of curve thereon; thence on a curve to the right, radius of 332.00', an arc distance of 398.88' to a point of tangency; thence S - 51° - 28' - 00" E, 212.18' to a point, thence S - 54° - 33' - 10" W, 613.48' to a point, thence S - 58° - 42' - 22" W, 718.11' to a point; thence S - 59° - 41' - 44" W, 195.22' to a point on the north line of New Losson Rd (80' wide); thence N - 88° - 56' - 52" W along said north line of New Losson Rd. 60.00' to the POINT OF BEGINNING.

Containing 14.77[±] acres.

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 2nd day of November, 1992 at 7:30 o'clock Eastern Standard Time there were:

PRESENT: Supervisor Frank E. Swiatek

Councilman Patricia A. Jaworowicz

Councilman Dennis H. Gabryszak

Councilman Richard B. Solecki

Councilman William P. Rogowski

Councilman Jacqueline A. Blachowski

Councilman Thomas M. Johnson, Jr.

ABSENT: 0

Motion by Councilman Johnson, seconded by Councilman Blachowski

WHEREAS, Los-Green, Inc. has petitioned for the rezoning from RA- Apartment District to R- Residential District of property owned by it and located on the south side of Crabapple Lane, 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 November, 1992 at 7:00 P.M., after publication and service of the notices required by the provisions of the Code of the Town of Cheektowaga ("Zoning Law") 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, pursuant to the "Environmental Impact Review Ordinance of the Town of Cheektowaga", has also duly considered the application for the aforementioned rezoning, and has recommended that this Town Board issue a determination that such rezoning will not have a significant effect on the environment, and

WHEREAS, the petitioner has stated that it will place deed restrictions on lots in Phase 8 of the subdivision for single family homes only, -

NOW, THEREFORE, BE IT RESOLVED, that, based on the aforementioned commitment made by the petitioner, this Town Board agrees with the recommendation made by the Environmental Advisory Review Committee, and directs that a "Negative Declaration" for the rezoning be issued, and BE IT FURTHER

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

RESOLVED, that the approval of this rezoning does not in any way constitute approval or a negative declaration with respect to the proposed subdivision, including site and drainage plans, tree survey preservation plan, archaeological resource survey, and soil investigations, and BE IT FURTHER

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

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

COMMENCING AT A POINT on the center line of New Losson Road (80' wide) said point being 1,041.34' feet east of the west line of Lot 60, as measured along the center line of New Losson Road (80' wide); thence north at right angles to said center line of New Losson Road (80' wide), 40.0 to a point on the northerly line thereof; said point being the POINT OF BEGINNING; thence continuing north at right angles to New Losson Road, N-01 degrees-03'-08" E, 120.00' to a point of curve thence on a curve to the left, radius of 286.32' an arc distance of 156.71' to a point of tangency; thence N-30 degrees-18'-16" W, 194.72' to a point on the southerly line of Old Losson Road (66' wide); thence N-59 degrees-41'-44" E along said southerly line of Old Losson Road, 1,085.00' to a point of curve thereon; thence on a curve to the right, radius of 332.00', an arc distance of 398.88' to a point of tangency; thence S-51 degrees-28'-00" E, 212.18' to a point, thence S-54 degrees-33'-10" W, 613.48' to a point, thence S-58 degrees-42'-22" W, 718.11' to a point; thence S-59 degrees-41'-44" W, 195.22' to a point on the north line of New Losson Road (80' wide); thence N-88 degrees-56'-52" W along said north line of New Losson Rd. 60.00' to the POINT OF BEGINNING. - Containing 14.77 +/- acres. -

Upon Roll Call...
Supervisor Swiatek Voting AYE
Councilman Jaworowicz Voting AYE
Councilman Gabryszak Voting AYE
Councilman Solecki Voting AYE
Councilman Rogowski Voting AYE
Councilman Blachowski Voting AYE
Councilman Johnson 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. At 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 November 2, 1992, 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 23a, 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 2nd day of November 1992.

RICHARD M. MOLESKI
Town Clerk
PUBLISH: November 5, 1992 -

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

Melissa Gugliuzza, of the town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is clerk of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for weeks: first publication November 5, 1992; last publication November 5, 1992; and that no more than six days intervened between publications.

Melissa Gugliuzza
5th
Sworn to before me this day of November, 1992.
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 12/11/93

**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 2nd day of November, 1992 at 7:30 o'clock Eastern Standard Time there were:

PRESENT: Supervisor Frank E. Swiatek

Councilman Patricia A. Jaworowicz

Councilman Dennis H. Gabryszak

Councilman Richard B. Solecki

Councilman William P. Rogowski

Councilman Jacqueline A. Blachowski

Councilman Thomas M. Johnson, Jr.

ABSENT: 0

Motion by Councilman Johnson, seconded by Councilman Blachowski

WHEREAS, Los-Green, Inc. has petitioned for the rezoning from RA- Apartment District to R- Residential District of property owned by it and located on the south side of Crabapple Lane, 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 November, 1992 at 7:00 P.M., after publication and service of the notices required by the provisions of the Code of the Town of Cheektowaga ("Zoning Law") 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, pursuant to the "Environmental Impact Review Ordinance of the Town of Cheektowaga", has also duly considered the application for the aforementioned rezoning, and has recommended that this Town Board issue a determination that such rezoning will not have a significant effect on the environment, and

WHEREAS, the petitioner has stated that it will place deed restrictions on lots in Phase 8 of the subdivision for single family homes only,

NOW, THEREFORE, BE IT RESOLVED, that, based on the aforementioned commitment made by the petitioner, this Town Board agrees with the recommendation made by the Environmental Advisory Review Committee, and directs that a "Negative Declaration" for the rezoning be issued, and BE IT FURTHER

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

RESOLVED, that the approval of this rezoning does not in any way constitute approval or a negative declaration with respect to the proposed subdivision, including site and drainage plans, tree survey preservation plan, archaeological resource survey, and soil investigations, and BE IT FURTHER

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

**LOSSON GREEN ESTATES
ALL THAT PARCEL OF LAND**

situate in the Town of Cheektowaga, County of Erie, State of New York, being part of Lots 57, 58, 59, 60, Township 10, Range 7 of the Buffalo Creek Reservation, being bound and described as follows:

COMMENCING AT A POINT on the center line of New Losson Road (80' wide) said point being 1,041.34 feet east of the west line of Lot 60, as measured along the center line of New Losson Road (80' wide); thence north at right angles to said center line of New Losson Road (80' wide), 40.0 to a point on the northerly line thereof, said point being the POINT OF BEGINNING; thence continuing north at right angles to New Losson Road, N-01 degrees-03'-08" E, 120.00' to a point of curve thence on a curve to the left, radius of 286.32' an arc distance of 156.71' to a point of tangency; thence N-30 degrees-18'-16" W, 194.72' to a point on the southerly line of Old Losson Road (66' wide); thence N-59 degrees-41'-44" E along said southerly line of Old Losson Road, 1,085.00' to a point of curve thereon; thence on a curve to the right, radius of 332.00', an arc distance of 398.88' to a point of tangency; thence S-51 degrees-28'-00" E, 212.18' to a point, thence S-54 degrees-33'-10" W, 613.48' to a point, thence S-58 degrees-42'-22" W, 718.11' to a point; thence S-59 degrees-41'-44" W, 195.22' to a point on the north line of New Losson Road (80' wide); thence N-88 degrees-56'-52" W along said north line of New Losson Rd. 60.00' to the POINT OF BEGINNING. Containing 14.77 +/- acres.

Upon Roll Call...

Supervisor Swiatek Voting AYE

Councilman Jaworowicz Voting AYE

Councilman Gabryszak Voting AYE

Councilman Solecki Voting AYE

Councilman Rogowski Voting AYE

Councilman Blachowski Voting AYE

Councilman Johnson 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. At 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 November 2, 1992, 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 23a, 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 matter 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 2nd day of November, 1992.

RICHARD M. MOLESKI

Town Clerk
PUBLISH: November 5, 1992

STATE OF NEW YORK

COUNTY OF ERIE

TOWN OF CHEEKTOWAGA

ss.

.....Melissa Gugliuzza....., 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.....November 5, 1992.....;
last publication.....November 5, 1992.....;
and that no more than six days intervened be-
tween publications.

.....Melissa Gugliuzza.....

Sworn to before me this5th.....

day ofNovember....., 1992.

.....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 12/11/93

Item No. 23b Motion by Councilman Johnson, Seconded by Councilman Blachowski

WHEREAS, Thanh and Chon Lam have petitioned for the rezoning from R-Residential District to RA-Apartment District of property owned by them and located at 150 Wanda Avenue, 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 November, 1992 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 Law"), 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 denial thereof based on the following reasons:

1. The surrounding area is presently overcrowded with off-site parking of cars.
2. The petition represents an over use of property that is not large enough to accommodate a four-family dwelling.
3. The lot size is not sufficient to provide the necessary maneuverable off-street parking that would be required.
4. Applicant is not able to provide any suitable landscaping.
5. The granting of this petition could prove very detrimental to the surrounding neighborhood.

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, NOW, THEREFORE, BE IT

RESOLVED, that the application of Thanh and Chon Lam 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 denied based on the aforementioned reasons stated by the Cheektowaga Planning Board and also based on the fact that the granting of this rezoning would constitute spot zoning.

Upon Roll Call....

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

*SEE NEXT PAGE(S) FOR ATTACHMENT

residing at

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 Number thirty-three (33), Township eleven (11), Range seven (7) of the Holland Land Company's Survey and further distinguished as Subdivision Lots Numbers one hundred fifty-one (151) and one hundred fifty-two (152) as shown on a map filed in Erie County Clerk's Office under Cover Number 915.

Item No. 24 Motion by Councilman Blachowski, Seconded by Councilman Rogowski

BE IT RESOLVED, that the following individuals be and hereby are hired as SEASONAL employees in the various departments listed and 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 24 weeks in a calendar year:

EFFECTIVE

SANITATION DEPARTMENT - \$5.00 per hour (Laborer)

Daniel Dorobiala
Dennis Ferdinand

Immediately

"

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Rogowski,
Blachowski and Johnson

NAYES: Councilman Solecki

ABSENT: 0

Item No. 25 Motion by Councilman Rogowski, Seconded by Councilman Jaworowicz

WHEREAS, bids were received and opened by the Town Clerk at a public bid opening on October 30, 1992 for the Construction and Extension of Wedgewood Drive, and

WHEREAS, said bids were reviewed and tabulated by the Highway Superintendent, and an analysis, tabulation and report was submitted in a letter from Donald Gallo, Consulting Engineer, P.C. dated October 30, 1992, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the Construction and Extension of Wedgewood Drive be awarded to E & R Construction, Inc., 39 St. Davids Drive, West Seneca, New York 14224 at a cost of \$103,305.80, being the lowest responsible bidder for this project, AND, BE IT FURTHER

RESOLVED, that the Supervisor, on behalf of this Town Board sign the agreement with said contractor for the Construction and Extension of Wedgewood Drive and related work, AND, BE IT FURTHER

RESOLVED, that funding for this work is to be made under Bond Resolution of the Town of Cheektowaga, adopted November 2, 1992, authorizing the Construction and Extension of Wedgewood Drive within said Town, line item 5110 1910 9201.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 26 Motion by Councilman Johnson, Seconded by Councilman Jaworowicz

WHEREAS, Section 1203-c(4) of the Vehicle and Traffic Law of the State of New York prescribes fines for persons who park in handicapped spaces without the required permit as being between \$25.00 and \$50.00 for the first offense and between \$50.00 and \$150.00 for the second offense, and

WHEREAS, the Cheektowaga Town Justices have recommended that fines for handicap parking violations be established at \$50.00 and, if not paid within fourteen days, the fine would be \$100.00, and

WHEREAS, in order to establish such fines, it is necessary for this Town Board to enact a local law, NOW, THEREFORE, BE IT

Item No. 26 continued

RESOLVED, that a public hearing be held on the 23rd day of November, 1992 at 7:30 p.m. at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York to consider the advisability of adopting a local law known as "A Local Law for Handicap Parking Fines", 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.

Upon Roll Call....

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

*SEE NEXT PAGE(S) FOR ATTACHMENT

AFFIDAVIT - NEXT PAGE

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that a public hearing will be held before the Town Board of the Town of Cheektowaga on the 23rd day of November, 1992 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, enact a proposed local law entitled "A Local Law for Handicap Parking Fines", which local law, in substance, provides as follows:

Local Law Intro No. 92-8

A Local Law for Handicap Parking Fines

This local law would establish fines for parking in off-street parking spaces for the handicapped without a valid permit at \$50 (\$100 if not paid within fourteen days)

A copy of the complete text of such local law is on file in the Town Clerk's Office where the same may be examined during regular business hours.

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

Dated: November 2, 1992



RICHARD M. MOLESKI
Town Clerk

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

Melissa Gugliuzza, 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 November 5, 1992 ;
last publication November 5, 1992 ;
and that no more than six days intervened be-
tween publications.

2 NOTICE OF HEARING
NOTICE IS HEREY GIVEN that a
public hearing will be held before the
Town Board of the Town of Cheek-
towaga on the 23rd day of November,
1992 at 7:30 P.M. at the Town Hall,
corner of Broadway and Union Road,
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and discuss and, if need be, enact a
proposed local law entitled "A Local
Law for Handicapped Parking Fines",
which local law, in substance, pro-
vides as follows:
Local Law Intro No. 92-8
A Local Law for Handicapped Parking
Fines
This local law would establish fines
for parking in off-street parking spaces
for the handicapped without a valid
permit at \$50 (\$100 if not paid within
fourteen days)
A copy of the complete text of such
local law is on file in the Town Clerk's
Office where the same may be exam-
ined during regular business hours.
BY ORDER OF THE TOWN
BOARD OF THE TOWN OF
CHEEKTOWAGA, ERIE
COUNTY, NEW YORK:
RICHARD M. MOLESKI
TOWN CLERK
DATED: November 2, 1992
PUBLISH: November 5, 1992

Melissa Gugliuzza
341

Sworn to before me this

day of November, 1992

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 12/11/93

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

Melissa Gugliuzza, 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 November 5, 1992;
last publication November 5, 1992;
and that no more than six days intervened be-
tween publications.

Melissa Gugliuzza
54

Sworn to before me this

day of November, 1992

Margaret J. Bourdette

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

2- NOTICE OF HEARING:
NOTICE IS HEREBY GIVEN that a
public hearing will be held before the
Town Board of the Town of Cheek-
towaga on the 23rd day of November,
1992 at 7:30 P.M. at the Town Hall,
corner of Broadway and Union Road,
Cheektowaga, New York to consider
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Law for Handicapped Parking Fines",
which local law, in substance, pro-
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A Local Law for Handicapped Parking
Fines
This local law would establish fines
for parking in off-street parking spaces
for the handicapped without a valid
permit at \$50 (\$100 if not paid within
fourteen days)
A copy of the complete text of such
local law is on file in the Town Clerk's
Office where the same may be exam-
ined during regular business hours.
BY ORDER OF THE TOWN
BOARD OF THE TOWN OF
CHEEKTOWAGA, ERIE
COUNTY, NEW YORK
RICHARD M. MOLESKI
TOWN CLERK
DATED: November 2, 1992
PUBLISH: November 5, 1992

MARGARET J. BOURDETTE
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES 12/11/93

Item No. 27 Motion by Supervisor Swiatek, Seconded by Councilman Rogowski to
adjourn this meeting.

Richard M. Moleski
Town Clerk

PUBLIC HEARINGS
(held prior to Town Board meetings)

NO.

ITEM

Meeting No. 28 December 7, 1992

1 Comprehensive Housing Affordability Strategy

PUBLIC HEARINGS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 27 November 23, 1992</u>	
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RESOLUTIONS

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Meeting No. 28 December 7, 1992

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S U S P E N S I O N O F R U L E S

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Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 23rd day of November, 1992 at 7:30 o'clock P.M., Eastern Standard Time there were:

PRESENT: Supervisor Frank E. Swiatek
Councilman Patricia A. Jaworowicz
Councilman Dennis H. Gabryszak
Councilman Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski
Councilman Thomas M. Johnson, Jr.

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Chester Bryan, Town Engineer; Salvatore LaGreca, Chairman of Planning Board and Director of Employee Training; Bruce Chamberlin, Chief of Police; Robert Kaczmarek, Supervising Accountant and Ronald Marten, Building Inspector.

I. PUBLIC HEARING

Item No. 2 This being the time and place advertised for a public hearing to consider and discuss, and if need be, act upon the proposed local law entitled "A Local Law for Handicap Parking Fines", which provides, in substance, as follows:

A Local Law for Handicap Parking Fines

Section 1. Any person who parks in spaces clearly marked for use by the handicapped in accordance with Section 1203-c of the Vehicle and Traffic Law of the State of New York, without a special municipal parking permit or whose vehicle is not registered in accordance with section 404-a of the Vehicle and Traffic Law and being used for the transportation of a handicapped person, shall be subject to a fine of fifty dollars (\$50) and, if such fine is unpaid after fourteen (14) days, the fine would increase to one hundred dollars (\$100).

The Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor such proof was duly filed.

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

II. RESOLUTIONS

Item No. 3 Motion by Councilman Blachowski Seconded by Councilman Solecki

WHEREAS, preparation of a Comprehensive Housing Affordability Strategy is required by Title I of the National Affordable Housing Act for the receipt of federal funds, and

WHEREAS, a consortium of the Towns of Tonawanda, Amherst and Cheektowaga has prepared an amended consolidated Comprehensive Housing Affordability Strategy and Annual Plan to address the housing needs in said communities, and

WHEREAS, the purpose of the Comprehensive Housing Affordability Strategy is to identify housing needs within communities and the resources and programs that can be utilized to address said housing needs, and

Item No. 3 continued

WHEREAS, federal regulations require that a public hearing be held to obtain the views of citizens, public agencies and other interested parties regarding housing needs, and

WHEREAS, public hearings will be held on December 7, 1992 in the Towns of Amherst and Tonawanda, NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held on Monday, December 7, 1992 at 7:00 P.M. at Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York 14227 for the above stated purpose, and BE IT FURTHER

RESOLVED, that a legal notice of such public hearing be published in the Cheektowaga Times on Wednesday, November 25, 1992.

* * * * *

PUBLIC HEARINGS

CONSOLIDATED COMPREHENSIVE HOUSING AFFORDABILITY STRATEGY (CHAS)
ANNUAL PLAN AND AMENDED CONSOLIDATED CHAS
TOWNS OF AMHERST, CHEEKTOWAGA AND TONAWANDA

Public hearings will be held on December 7 for the Amended CHAS and the Annual Plan for its implementation during federal fiscal year 1993 for the Towns of Amherst, Cheektowaga and Tonawanda. The purpose of the hearings is to solicit the views of citizens, public agencies and other interested parties on the housing needs of the three towns.

Copies of the Annual Plan and the Amended CHAS are available for review at local libraries and Community Development Offices in the three Towns. Those wishing to offer comments at the public hearings are encouraged to submit a written text, as well. Those not choosing to appear at the public hearing may submit comments in writing to the Amherst Planning Department, 5583 Main Street, Williamsville, N.Y., 14221; the Cheektowaga Community Development Office, 3719 Union Road - Suite 218, Cheektowaga, N.Y., 14225; and the Tonawanda Office of Community Development, Parkside Village Community Building, 169 Sheridan Parkside Drive, Tonawanda, N.Y., 14150. The deadline for the submission of public comments is 4:00 p.m. on December 11, 1992.

Public hearings will be held at the following times and locations on Monday, December 7, 1992:

Town of Amherst Municipal Building, 5583 Main Street,
Williamsville, N.Y., 14221 at 7:30 p.m.

Town of Cheektowaga Town Hall, Broadway and Union Roads,
Cheektowaga, N.Y., 14225 at 7:00 p.m.

Town of Tonawanda Office of Community Development,
Parkside Village Community Building, Room 113,
169 Sheridan Parkside Drive, Tonawanda, N.Y. 14150 at 7:00 p.m.

For the visually impaired, the CHAS will be available at the Offices of Community Development in the Towns of Cheektowaga and Tonawanda and in the Town of Amherst Planning Department where a staff person will review the CHAS. Interpreters will be available upon request at the meetings to sign for the hearing impaired. If you are in need of special arrangements, please contact the Cheektowaga or Tonawanda Community Development Office or the Amherst Planning Department seven (7) business days in advance of the hearing. All hearing locations are accessible to the physically handicapped.

Ronald H. Moline
Town Supervisor
Town of Tonawanda

Daniel J. Ward
Town Supervisor
Town of Amherst

Frank E. Swiatek
Town Supervisor
Town of Cheektowaga

* * * * *

Item No. 3 continued

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

LEGAL NOTICE
Public Hearings
Consolidated Comprehensive
Housing Affordability Strategy
(CHAS)

Annual Plan and Amended
Consolidated CHAS
Towns of Amherst, Cheektowaga
and Tonawanda

Public hearings will be held on December 7 for the Amended CHAS and the Annual Plan for its implementation during federal fiscal year 1993 for the Towns of Amherst, Cheektowaga and Tonawanda. The purpose of the hearings is to solicit the views of citizens, public agencies and other interested parties on the housing needs of the three towns.

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Ronald H. Moline
Town Supervisor
Town of Tonawanda

Daniel J. Ward
Town Supervisor
Town of Amherst

Frank E. Swiatek
Town Supervisor
Town of Cheektowaga

PUBLISH: November 26, 1992

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

.....Melissa Gugliuzza, 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.....November 26, 1992;
last publication.....November 26, 1992;
and that no more than six days intervened be-
tween publications.

.....Melissa Gugliuzza

Sworn to before me this20th.....

day ofNovember....., 19.....92

.....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 12/1/93

LEGAL NOTICE
Public Hearings
Consolidated Comprehensive
Housing Affordability Strategy
(CHAS)

Annual Plan and Amended
Consolidated CHAS
Towns of Amherst, Cheektowaga
and Tonawanda

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Ronald H. Moline
Town Supervisor
Town of Tonawanda

Daniel J. Ward
Town Supervisor
Town of Amherst

Frank E. Swiatek
Town Supervisor
Town of Cheektowaga

PUBLISH: November 26, 1992

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA

ss.

.....Melissa Gugliuzza....., 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.....November 26, 1992;
last publication.....November 26, 1992;
and that no more than six days intervened be-
tween publications.

.....Melissa Gugliuzza.....

Sworn to before me this20th.....

day ofNovember....., 19.....92

.....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 12/11/93

Item No. 4 Motion by Councilman Johnson Seconded by Councilman Jaworowicz

WHEREAS, Section 1203-c(4) of the Vehicle and Traffic Law of the State of New York prescribes fines for persons who park in handicapped spaces without the required permit as being between \$25.00 and \$50.00 for the first offense and between \$50 and \$150.00 for the second offense, and

WHEREAS, the Cheektowaga Town Justices have recommended that fines for handicap parking violations be established at \$50.00 and, if not paid within fourteen days, the fine would be \$100.00, and

WHEREAS, in order to establish such fines, it is necessary for this Town Board to enact a local law, and

WHEREAS, a public hearing was held on the 23rd day of November, 1992 at 7:30 p.m. at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York to consider the advisability of adopting a local law known as "A Local Law for Handicap Parking Fines", and

WHEREAS, this Board feels it is in the public interest to adopt a Local Law for Handicap Parking Fines, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby adopts "A Local Law for Handicap Parking Fines" as Local Law No. 9 of the Year 1992, and BE IT FURTHER

RESOLVED, that, within twenty (20) days of its adoption, the Town Clerk shall file one (1) certified copy of this local law in this office and three (3) copies with the Secretary of State, and BE IT FURTHER

RESOLVED, that this local law shall be effective January 1, 1993.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

* See attached pages

(Use this form to file a 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~~

of Cheektowaga

Town

~~XXXXXX~~

Local Law No. 9 of the year 19 92

Local law for Handicap Parking Fines
(Insert Title)

It enacted by the Town Board of the
(Name of Legislative Body)

~~XXXXXX~~

~~XXXX~~

of Cheektowaga as follows:

Town

~~XXXXXX~~

A LOCAL LAW FOR HANDICAP PARKING FINES

Section 1. Any person who parks in spaces clearly marked for use by the handicapped in accordance with Section 1203-c of the Vehicle and Traffic Law of the State of New York, without a special municipal parking permit or whose vehicle is not registered in accordance with section 404-a of the Vehicle and Traffic Law and being used for the transportation of a handicapped person, shall be subject to a fine of fifty dollars (\$50) and, if such fine is unpaid after fourteen (14) days, the fine would increase to one hundred dollars (\$100).

(If additional space is needed, attach pages the same size as this sheet, and number each.)

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

~~Final adoption by local legislative body only.)~~

~~I certify that the local law annexed hereto, designated as local law No. 9 of 1992
~~County)(City)(Town)(Village)~~ of Cheektowaga was duly passed by the
~~own Board~~ on Nov. 23 1992, in accordance with the applicable provisions of law.
~~(Legislative Body)~~~~

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

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

~~Final adoption by referendum.)~~

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

~~Subject to permissive referendum and final adoption because no valid petition was filed requesting
referendum.)~~

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

~~The 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 the power to approve or veto local
laws or ordinances.~~

ity local law concerning Charter revision proposed by petition.)

by certify that the local law annexed hereto, designated as local law No. _____ of 19____
City of _____ having been submitted to referendum pursuant to
visions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote
jority of the qualified electors of such city voting thereon at the (special)(general) election held on
_____ 19____, became operative.

ounty local law concerning adoption of Charter.)

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

ny other authorized form of final adoption has been followed, please provide an appropriate certification.)

ther certify that I have compared the preceding local law with the original on file in this office and that
ame is a correct transcript therefrom and of the whole of such original local law, and was finally adopted
e manner indicated in paragraph 1, above.

Richard M. Moleski
Clerk of the County legislative body / City, Town or Village Clerk
or officer designated by local legislative body

(Seal)

Date: Nov. 23, 1992

atification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or
er authorized Attorney of locality.)

E OF NEW YORK
ITY OF ERIE

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

James J. Verbits
Signature
Town Attorney
Title

XXXXXX
XXXX
Town of Cheektowaga
XXXXXX

Date: _____

Item No. 5a Motion by Councilman Gabryszak Seconded by Councilman Blachowski

WHEREAS, sealed bids were received for Pool Maintenance Chemicals on November 2, 1992 at a meeting held for said purpose, AND

WHEREAS, Alden Pools Inc. submitted the lowest responsible bid as defined in the terms of the specifications, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby grants the bid for Pool Maintenance Chemicals to Alden Pools, Inc., 12890 Broadway, P.O. Box 298, Alden, New York 14004-0298, at the unit bid price listed herein:

Item #1 Bromine	@ \$2.84 per lb.
Item #2 Diatomaceous Earth	@ \$.305 per lb.
Item #3 Sodium Bicarbonate	@ \$.416 per lb.
Item #4 Soda Ash	@ \$.268 per lb.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 5b Motion by Councilman Gabryszak Seconded by Councilman Blachowski

WHEREAS, bids were received on November 2, 1992 for the purchase of Custodial Supplies for the 1993, 1994 and 1995 fiscal years, AND

WHEREAS, said bids were referred to the Director of the Facilities Department, James J. Matecki for analysis, tabulation and report, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the furnishing of Custodial Supplies for the fiscal years 1993, 1994 and 1995 be awarded to the following at the total bid price listed below:

		<u>TOTAL BID PRICE</u>
CATEGORY I	- Paper Products	\$ 48.12
CATEGORY II	- Liners	\$ 46.75
CATEGORY III	- Cleaner/Disinfectant	\$228.01
CATEGORY IV	- Cleaners/Polishers	\$103.60

AWARD OF CATEGORY I

RMA/KOLKO CORPORATION
240 Scott Street
Buffalo, New York 14204

AWARD OF CATEGORY II

HY-GRADE DISTRIBUTORS, INC.
574 Main Street
Tonawanda, New York 14150

AWARD OF CATEGORY III

CORR DISTRIBUTORS, INC.
33 Chandler Street
Buffalo, New York 14207

AWARD OF CATEGORY IV

ENVIRO-SAN, INC.
2361 Wehrle Drive
Buffalo, New York 14221

Item No. 5b continued

Upon Roll Call....

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

Item No. 5c Motion by Councilman Gabryszak Seconded by Councilman Rogowski

WHEREAS, Bid Proposals were received for the furnishing of Athletic White Stripe for the Facilities Department on November 2, 1992, AND

WHEREAS, said Proposals have been reviewed for compliance under the terms of the Specifications, NOW THEREFORE BE IT

RESOLVED, that the Cheektowaga Town Board hereby award said Bid for Athletic White Stripe to:

KEYSTONE BUILDERS SUPPLY
4388 Broadway
Depew, New York 14043

for

Athletic White Stripe @ \$.065 per lb.

Upon Roll Call....

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

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

WHEREAS, by resolution dated November 2, 1992, this Town Board directed that a Notice to Bidders be published advertising for labor and equipment necessary to remove snow during a snow emergency, and

WHEREAS, such bids were duly received and opened on November 13, 1992 and

WHEREAS, the Town Superintendent of Highways has reviewed such bids and has made his recommendation concerning such bids, NOW, THEREFORE, BE IT

RESOLVED, that the bid for labor and material necessary for the removal of snow during a snow emergency on an as-needed basis be awarded to Custom Topsoil Inc., 320 Crabapple Lane, Cheektowaga, NY 14227, being the only responsible bidder. (Attached and made part of this resolution is bid submitted for review.)

RESOLVED, that line item to be used in case of emergency is 0300 5142 4029.

Upon Roll Call....

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

* See next page

FORMAL BID PROPOSAL ON

EMERGENCY SNOW REMOVAL

FOR THE TOWN OF CHEEKTOWAGA 1992-93 WINTER SEASON

Covered by Specifications advertised on 11/5/92 this bid must be returned to the Town Clerk's Office, Cheektowaga Town Hall, Broadway & Union Rd., Cheektowaga NY 14227 on or before 11:00 A.M. November 13, 1992, at which time all bids will be publicly opened.

THE UNDERSIGNED SUBMITS THE FOLLOWING BID WHICH IS IN COMPLETE CONFORMITY WITH THE INTENT OF THE SPECIFICATIONS:

SUPERVISOR WITH PICK UP TRUCK \$ 40.⁰⁰ Per Hour.

	<u>BASE HOURLY RATE</u>	<u>PREMIUM RATE</u>
3 C.Y. Loaders	\$ 90. ⁰⁰	N/A.
4 C.Y. Loaders	\$ 115. ⁰⁰	N/A.
5 C.Y. Loaders	\$ 145. ⁰⁰	N/A.
Road Graders	\$ 95. ⁰⁰	N/A.
Tandem Axle Dump Trucks	\$ 65. ⁰⁰	N/A.

CONTRACTOR CUSTOM TOPSOIL INC.

ADDRESS 320 CRABAPPLE LANE - CHEEK. N.Y. 14227

PHONE 716-668-4444

Item No. 5e Motion by Supervisor Swiatek Seconded by Councilman Johnson

WHEREAS, by resolution dated October 19, 1992, this Town Board invited sealed bids for the lease of one (1) 1993 model 4 wheel drive suburban vehicle for use by the Disaster Coordinator for a term of four (4) years, AND

WHEREAS, three (3) bids were received and opened at a public bid opening held on November 2, 1992 at 11:00 A.M. and said bid proposals were referred to the Town Engineer for analysis, tabulation and report, NOW, THEREFORE, BE IT

RESOLVED, that after said analysis, tabulation and report, it has been recommended that the bid for the lease of a 4-wheel drive suburban vehicle be and hereby is awarded to Joe Basil Chevrolet, 5111 Transit Road, Depew, New York 14043 for a period of four (4) years at a fixed monthly rental of \$475.00 per month, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized to execute a lease with Joe Basil Chevrolet on behalf of the Town of Cheektowaga, AND, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized to execute any and all other papers necessary to effectuate the lease of the above mentioned vehicle.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 6 Motion by Councilman Solecki Seconded by Councilman Gabryszak

WHEREAS, the Town Sanitation Department will be purchasing a new wheel loader for its use, and

WHEREAS, the existing wheel loader will become surplus property and of no use to the Town, and

WHEREAS, this Town Board wishes to solicit purchases offers for this used wheel loader, and

WHEREAS, Mecca Kendall Corporation has already committed itself to purchasing such wheel loader for a price of \$57,191.00, thereby guaranteeing the Town this as a minimum price, NOW, THEREFORE, BE IT

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

* * * * *

NOTICE OF SALE

TAKE NOTICE that the Town of Cheektowaga Recycling Department will be offering for sale the following referenced piece of equipment:

One (1) John Deere 544 E Wheel Loader 1991/92 Model (Used)
Included: General Purpose Bucket New 20.5 Tires

Terms of Sale:

Minimum Bid Accepted: \$57,191.00
Payment due upon pick up, by certified check.
Used John Deere Wheel Loader will be available for delivery after new John Deere Wheel Loader is received and bucket and tires are transferred.
No Delivery by Town: Purchaser must pick up wheel loader. TOWN MAKES NO WARRANTIES, EXPRESS OR IMPLIED, ABOUT THE USE OF THIS EQUIPMENT

Item No. 6 continued

Sealed offers shall be delivered to the Town of Cheektowaga Town Clerk's Office, 3301 Broadway, Cheektowaga, New York 14227 no later than 11:00 A.M. on Monday, December 16, 1992.

Equipment may be viewed by prospective purchasers at the Recycling Department on Mondays through Fridays, 8:00 AM - 2:00 PM or by calling (716) 686-3426.

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

Dated: November 23, 1992
Published: November 25, 1992

Richard M. Moleski, Town Clerk

* * * * *

Upon Roll Call....

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

AFFIDAVIT - NEXT PAGE

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

LEGAL NOTICE
NOTICE OF SALE

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Wheel Loader
1991/92 Model (Used)
Included: General Purpose Bucket
New 20.5 Tires

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Payment due upon pick-up by certified check.

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

Dated: November 23, 1992.

Richard M. Moleski
Town Clerk

PUBLISHED: November 26, 1992

Melissa Gugliuzza, of the town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is Clerk of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 1 weeks: first publication November 26, 1992; last publication November 26, 1992; and that no more than six days intervened between publications.

Melissa Gugliuzza

Sworn to before me this 26th

day of November, 1992.

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 12/11/93

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

Dated: November 23, 1992.
Richard M. Moleski
Town Clerk

PUBLISHED: November 26, 1992

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

.....Melissa Gugliuzza, 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 November 26, 1992;
last publication November 26, 1992;
and that no more than six days intervened be-
tween publications.

.....Melissa Gugliuzza

Sworn to before me this26th.....

day ofNovember....., 1992

.....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 12/11/93

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

WHEREAS, the Town Recycling Department presently owns and uses a John Deere 544E Wheel Loader, and

WHEREAS, the Town Recycling Department wishes to sell such wheel loader and purchase a new wheel loader, and

WHEREAS, John Deere Industrial was awarded the State Contract for 1992 for wheel loaders/tractor shovels, and

WHEREAS, Mecca-Kendall Corporation is the local distributor for John Deere Industrial, and

WHEREAS, Mecca-Kendall Corporation has also offered to purchase the Town's used wheel loader for \$57,191.00 (after publicly offering same for sale), thus resulting is a net cost to the Town for a new wheel loader of only \$4415.00, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby agrees to purchase from the State Contract No 003310 one (1) John Deere Wheel Loader with coupler from John Deere Industrial (Mecca-Kendall Corporation being local distributor) at a cost of \$61,606.00, and BE IT FURTHER

RESOLVED, that the money for such purchase shall be appropriated from the Recycling Department Budget, line item #1500-8173-2501.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

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

Bond Resolution: Removal of lighting on Kensington Expressway

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

* See attached pages

AFFIDAVIT - NEXT PAGE

**LEGAL NOTICE
TOWN OF CHEEKTOWAGA,
NEW YORK**

PLEASE TAKE NOTICE that on November 23, 1992, the Town Board of the Town of Cheektowaga, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted November 23, 1992, authorizing the demolition and removal of the light standards owned by the Town and situated along a portion of the Kensington Expressway, in the Town, stating the estimated maximum cost thereof is \$70,000, appropriating said amount therefor, and authorizing the issuance of \$70,000 serial bonds of said Town to finance said appropriation."

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to demolish and remove the light standards owned by the Town and situated along a portion of the Kensington Expressway, in the Town; and STATING the estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$70,000; APPROPRIATING said amount therefor; STATING the plan of financing includes the issuance of \$70,000 serial bonds of the Town to finance 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 \$70,000 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness of the specific object or purpose is ten (10) years; the proceeds of said bonds may be applied to reimburse the Town for expenditures made after the effective date of said bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said \$70,000 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: November 23, 1992
Richard Moleski
Town Clerk

PUBLISHED: November 26, 1992

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

.....Melissa Gugliuzza....., 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-
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said paper once a week for1..... weeks:
first publication November 26, 1992.....;
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tween publications.

.....Melissa Gugliuzza.....

Sworn to before me this26th.....

day ofNovember....., 1992.

.....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 12/11/93

**LEGAL NOTICE
TOWN OF CHEEKTOWAGA,
NEW YORK**

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"Bond Resolution of the Town of Cheektowaga, New York, adopted November 23, 1992, authorizing the demolition and removal of the light standards owned by the Town and situated along a portion of the Kensington Expressway, in the Town, stating the estimated maximum cost thereof is \$70,000, appropriating said amount therefor, and authorizing the issuance of \$70,000 serial bonds of said Town to finance said appropriation."

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SECOND: AUTHORIZING the issuance of \$70,000 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness of the specific object or purpose is ten (10) years; the proceeds of said bonds may be applied to reimburse the Town for expenditures made after the effective date of said bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said \$70,000 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: November 23, 1992

Richard Moleski
Town Clerk

PUBLISHED: November 26, 1992

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

.....Melissa Gugliuzza....., 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 November 26, 1992 ;
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.....Melissa Gugliuzza.....

Sworn to before me this26th.....

day ofNovember....., 1992.

.....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 12/11/93

LEGAL NOTICE

BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA, NEW YORK, ADOPTED NOVEMBER 23, 1992, AUTHORIZING THE DEMOLITION AND REMOVAL OF THE LIGHT STANDARDS OWNED BY THE TOWN AND SITUATED ALONG A PORTION OF THE KENSINGTON EXPRESSWAY, IN THE TOWN, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$70,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$70,000 SERIAL BONDS OF SAID TOWN TO FINANCE 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 demolish and remove the light standards owned by the Town and situated along a portion of the Kensington Expressway, in the Town. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$70,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$70,000 serial bonds of the Town to finance 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 \$70,000, 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 said appropriation.

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 \$70,000 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 12-a of the Law, is ten (10) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.103-18 of the United States Treasury department.

(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 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.

NOTICE

The resolution published herewith has been adopted on the 23rd of November, 1992, and an abstract thereof has been published and posted as required by law and the period of time has elapsed for the submission and filing of a petition for a permissive referendum and a valid petition has not been submitted and filed. The validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, County of Erie, New York, is not authorized to expend money or if the provisions of law which should have been complied with as to the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this Notice or such obligations were authorized in violation of the provisions of the constitution.

Richard Moleski
Town Clerk

PUBLISH: MARCH 4, 1993

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

Melissa Gugliuzza, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for 1 weeks:
first publication March 4, 1993;
last publication March 4, 1993;
and that no more than six days intervened be-
tween publications.

Melissa Gugliuzza
Sworn to before me this 4th
day of March, 1993
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 12/11/93

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

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paper is a copy, was inserted and published in
said paper once a week for¹..... weeks;
first publication.....March 4, 1993..... ;
last publication.....March 4, 1993..... ;
and that no more than six days intervened be-
tween publications.

.....*Melissa Gugliuzza*.....

Sworn to before me this^{4th}.....

day of^{March}....., 19⁹³.....

.....*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 12/11/9³

LEGAL NOTICE

BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA, NEW YORK, ADOPTED NOVEMBER 23, 1992, AUTHORIZING THE DEMOLITION AND REMOVAL OF THE LIGHT STANDARDS OWNED BY THE TOWN AND SITUATED ALONG A PORTION OF THE KENSINGTON EXPRESSWAY IN THE TOWN, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$70,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$70,000 SERIAL BONDS OF SAID TOWN TO FINANCE 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 demolish and remove the light standards owned by the Town and situated along a portion of the Kensington Expressway, in the Town. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$70,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$70,000 serial bonds of the Town to finance 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 \$70,000, 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 said appropriation.

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 \$70,000 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 12-a of the Law, is ten (10) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.103-18 of the United States Treasury department.

(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 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.

NOTICE

The resolution published herewith has been adopted on the 23rd of November, 1992, and an abstract thereof has been published and posted as required by law and the period of time has elapsed for the submission and filing of a petition for a permissive referendum and a valid petition has not been submitted and filed. The validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, County of Erie, New York, is not authorized to expend money or if the provisions of law which should have been complied with as to the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this Notice or such obligations were authorized in violation of the provisions of the constitution.

Richard Moleski
Town Clerk

PUBLISH: MARCH 4, 1993

EXTRACT OF MINUTES

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

November 23, 1992

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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 November 23, 1992 at 7:30 o'clock P.M. (Prevailing Time).

There were present: Hon. Frank E. Swiatek, Supervisor;
and

Councilmen: Patricia A. Jaworowicz
Dennis H. Gabryszak
Richard B. Solecki
William P. Rogowski
Jacqueline A. Blachowski
Thomas M. Johnson, Jr.

There were absent:

Also present: Richard Moleski, Town Clerk
James J. Kiristis, 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 NOVEMBER 23, 1992,
AUTHORIZING THE DEMOLITION AND REMOVAL OF THE
LIGHT STANDARDS OWNED BY THE TOWN AND SITUATED
ALONG A PORTION OF THE KENSINGTON EXPRESSWAY,
IN THE TOWN, STATING THE ESTIMATED MAXIMUM
COST THEREOF IS \$70,000, APPROPRIATING SAID
AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE
OF \$70,000 SERIAL BONDS OF SAID TOWN TO
FINANCE 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
demolish and remove the light standards owned by the Town and
situated along a portion of the Kensington Expressway, in the
Town. The estimated maximum cost of said specific object or
purpose, including preliminary costs and costs incidental thereto
and to the financing thereof, is \$70,000 and said amount is
hereby appropriated therefor. The plan of financing includes the
issuance of \$70,000 serial bonds of the Town to finance 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 \$70,000, 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 said appropriation.

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 \$70,000 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 12-a of the Law, is ten (10) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.103-18 of the United States Treasury Department.

(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 Councilman Jaworowicz and duly put to a vote on roll call, which resulted as follows:

AYES: 7

NOES: 0

The resolution was declared adopted.

Councilman Rogowski offered the following resolution and moved its adoption:

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, 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 November 23, 1992, the Town Board of the Town of Cheektowaga, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted November 23, 1992, authorizing the demolition and removal of the light standards owned by the Town and situated along a portion of the Kensington Expressway, in the Town, stating the estimated maximum cost thereof is \$70,000, appropriating said amount therefor, and authorizing the issuance of \$70,000 serial bonds of said Town to finance said appropriation,"

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to demolish and remove the light standards owned by the Town and situated along a portion of the Kensington Expressway, in the Town; and STATING the estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$70,000; APPROPRIATING said amount therefor; STATING the plan of financing includes the the issuance of \$70,000 serial bonds of the Town to finance 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 \$70,000 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness of the specific object or purpose is ten (10) years; the proceeds of said bonds may be applied to reimburse the Town for expenditures made after the effective date of said bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said \$70,000 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: November 23, 1992

Richard 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
Councilman Jaworowicz and duly put to a vote on roll call, which
resulted as follows:

AYES: 7

NOES: 0

The resolution was declared adopted.

CERTIFICATE

I, RICHARD 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 November 23, 1992, 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 23rd day of November, 1992.

Richard M. Moleski
Town Clerk

(SEAL)

STATE OF NEW YORK)
 : ss.:
COUNTY OF ERIE)

RICHARD 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, State of New York;

That on NOVEMBER 24, 1992, 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 November 23, 1992, 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 24th day of November, 1992.

Lorraine Ackerman
Notary Public, State of New York

LORRAINE ACKERMAN
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES AUGUST 31, 19 93

TOWN OF CHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on November 23, 1992, the Town Board of the Town of Cheektowaga, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted November 23, 1992, authorizing the demolition and removal of the light standards owned by the Town and situated along a portion of the Kensington Expressway, in the Town, stating the estimated maximum cost thereof is \$70,000, appropriating said amount therefor, and authorizing the issuance of \$70,000 serial bonds of said Town to finance said appropriation,"

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to demolish and remove the light standards owned by the Town and situated along a portion of the Kensington Expressway, in the Town; and STATING the estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$70,000; APPROPRIATING said amount therefor ; STATING the plan of financing includes the the issuance of \$70,000 serial bonds of the Town to finance 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 \$70,000 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness of the specific object or purpose is ten (10) years; the proceeds of said bonds may be applied to reimburse the Town for expenditures made after the effective date of said bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said \$70,000 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: November 23, 1992

Richard Moleski
Town Clerk

Item No. 9 Motion by Councilman Blachowski Seconded by Councilman Jaworowicz

WHEREAS, the Town of Cheektowaga has received notification of any unsafe abandoned excavation opening containing ponding water three (3) feet in depth on property located at 830 Borden Road, Cheektowaga, New York, SBL #114.20-9-12, that is open to unauthorized entry and a danger to the safety of others. and according to the Assessors' Office is owned by James R. Nelson, Cheektowaga, New York 14227 AND

WHEREAS, this condition requires that immediate steps be taken to rectify same by safeguarding the unsafe excavation opening to protect the health and safety of others, NOW, THEREFORE, BE IT

RESOLVED, that the unsafe abandoned excavation opening be properly safeguarded, and all costs incurred be assessed against the property hereinbefore described.

Upon Roll Call....

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

Item No. 10 Motion by Councilman Rogowski Seconded by Councilman Blachowski

WHEREAS, by resolution dated August 17, 1992, this Town Board approved a public improvement permit for Losson Park Estates Subdivision for drainage improvements, and

WHEREAS, the developer of said subdivision has completed the installation of rear yard drainage improvements but, due to weather conditions, has not yet completed placing vegetation on the embankment area to the north of Sublots 12-15, and

WHEREAS, the developer has posted a certified check in the amount of \$5,000 to guarantee completion and seeding of the embankment area to the north of Sublots 12-15, and

WHEREAS, the developer has also submitted a two-year maintenance bond for the drainage improvements, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby accepts the aforementioned drainage work performed by the developer of Losson Park Estates Subdivision and the maintenance bond covering such work, and BE IT FURTHER

RESOLVED, that this Town Board hereby accepts the certified check from the developer of said subdivision and directs that same be placed in an escrow account until such time as the embankment area work is completed and accepted, and BE IT FURTHER

RESOLVED, that building permits may be issued only for Sublots Nos. 1-10 of this subdivision; and building permits shall not be issued for Sublots Nos. 11-15 until such time as the embankment area is completed and accepted.

Upon Roll Call....

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

Item No. 11 Motion by Councilman Johnson Seconded by Councilman Rogowski

WHEREAS, this Town Board, by previous resolutions dated August 1, 1988 and October 16, 1989, requested the New York State Department of Transportation (NYSDOT) to clean and repair as needed the storm sewer system from Cleveland Drive to the Pine Lawn Cemetery outlet, AND

Item No. 11 continued

WHEREAS, the NYSDOT proposes a February 1993 letting for the reconstruction of Harlem Road, which contract is to include the construction of a new storm sewer from Pine Lawn Cemetery to Scajaquada Creek, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board memorializes the NYSDOT to provide in their contract for the cleaning and rehabilitation of the Harlem Road drainage system from Pine Lawn Cemetery northward to Cleveland Drive so as to provide some flooding relief to residents of that area, AND, BE IT FURTHER

RESOLVED, that certified copies of this resolution be sent to:

R. J. Russell, Regional Director, NYSDOT
State Senator Dale Volker
Assemblyman Paul Tokasz

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

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

WHEREAS, the New York State Department of Transportation (NYSDOT) proposes the February 1993 letting for the reconstruction of Harlem Road, Route 240 from McNaughton Avenue to Genesee Street, including the bridge over Scajaquada Creek, AND

WHEREAS, the State will include, as part of the improvement project for the above mentioned State highway, the construction of sidewalks, pursuant to Section 10, Subdivision 22, Section 46 or Section 349-C of the Highway Law, as shown on the contract plans relating to the project, NOW, THEREFORE, BE IT

RESOLVED, that the Town of Cheektowaga approves the sidewalk construction shown on the contract plans relating to the project and that the Town of Cheektowaga will maintain or cause to be maintained the sidewalks constructed as above stated and as shown on the contract plans, AND, BE IT FURTHER

RESOLVED, that the clerk of this Board is hereby directed to transmit five (5) certified copies of the foregoing resolution to the State Department of Transportation.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 13 Motion by Councilman Johnson Seconded by Councilman Blachowski

WHEREAS, a drainage ditch exists over the rear portions of properties located at 111 and 115 Croydon Drive in the Town, and

WHEREAS, this Town Board is desirous of obtaining easements over these properties so that it can be properly maintain the existing drainage ditch, NOW, THEREFORE, BE IT

RESOLVED, that the Town Attorney's Office and Town Engineering Department be and hereby are directed to contact the owners of 111 and 115 Croydon Drive to request that they convey easements to the Town covering the area where the drainage ditch is located.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 14a Motion by Supervisor Swiatek Seconded by Councilman Solecki

WHEREAS, the Chase Manhattan Bank, N.A. was designated paying agent and registrar for the Town's Various Purpose Serial Bonds dated February 15, 1992, and

WHEREAS, certain of these securities have been cancelled for more than six years, and

WHEREAS, pursuant to S.E.C. guidelines, cancelled securities which have been stored for more than six years may be destroyed, and

WHEREAS, the Chase Manhattan Bank, N.A. has requested authorization to destroy all canceled Town bonds that have been held for at least six years, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby authorizes The Chase Manhattan Bank, N.A. to destroy all cancelled Town Bonds that it has held for more than six years, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached letter of agreement with The Chase Manhattan Bank, N.A. for this purpose.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

* See attached letter



To: Mr. BOB KACZMAREK
CHEEKTOWAGA TOWN OF ERIE CNTY NY
TOWN ACCOUNTANT
TOWN HALL-BROADWAY & UNION ROAD
CHEEKTOWAGA, NY 14227

Oct 15, 1992

RE: CHEEKTOWAGA TOWN OF ERIE CNTY NEW YORK
VARIOUS PURPOSE SERIAL BONDS DATED 2/15/92

Dear Bond Issuer:

The Chase Manhattan Bank, as Paying Agent and Registrar on the above-described bond issue, receives bonds from bondholders at maturity or when called, makes payment to bondholders, and cancels the bonds. Also, when bonds are presented for re-registration, they are canceled and new certificates are re-issued to the designated bondholder. Canceled certificates are then stored in a secured environment.

We have been advised by our Counsel and SEC guidelines specify that any canceled securities which have been stored for six years may be destroyed.

In order to reduce the costs associated with storage of these securities, we are seeking authorization to destroy all canceled bonds that have been held for at least six years after the date of cancellation.

This authorization will be kept on file so that in future years we can go through the destruction process without seeking further authorization. When bonds are destroyed, we will furnish you with a certificate of destruction setting forth the principal amount of securities destroyed and the period during which the securities were canceled.

To provide the required authorization, please date, sign and return a copy of this letter. If you have any questions or concerns about this, please call Sharon Butler at (718) 242-3836.

Sincerely,

A handwritten signature in dark ink, appearing to read "Ann-Marie Gallant".

Ann-Marie Gallant
Vice President

Chase Manhattan Bank is authorized to destroy registered bonds from the above-described issue six or more years after their cancellation.

Date: 11/28/92 Name: Frank E. Swiatek Title: Supervisor

Signature: A handwritten signature in dark ink, appearing to read "Frank E. Swiatek".

Item No. 14b Motion by Councilman Johnson Seconded by Councilman Rogowski

WHEREAS, in 1985, the Erie County Industrial Agency ("ECIDA") gave a loan to Buffalo Airport Center Associates ("BACA") for property located at 4454 Genesee Street in the Town, and

WHEREAS, pursuant to the terms of such transaction, the ECIDA took title to the property and entered into an agreement with BACA wherein BACA was required to make payments-in-lieu-of-taxes on such property, and

WHEREAS, the Niagara Frontier Transportation Authority ("NFTA") has been involved in efforts to acquire the BACA property for expansion of the Greater Buffalo International Airport, and because of the threat of the condemnation, BACA has been unable to find tenants for its property, has left such property vacant, and has not made the required payments-in-lieu-of-taxes to the Town pursuant to the ECIDA agreement, and

WHEREAS, Fleet Bank holds a private mortgage on the BACA property and requested the Town, County and School Districts to delay any legal action to collect back taxes and payments-in-lieu of taxes until June 30, 1995 (or earlier if the NFTA acquires the property); in exchange for this pledge, Fleet Bank would consent to the Town, County and School Districts having mortgage liens on the BACA property secondary to the Fleet Bank mortgage, and

WHEREAS, Fleet Bank has requested the Town to execute the attached forbearance Agreement, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby agrees to the terms stated in the attached Agreement, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached Agreement on behalf of the Town.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

* See attached agreement

NO FORBEARANCE AGREEMENT ATTACHED: SEE TOWN BOARD MEETING #30
ITEM #4B regarding amended forbearance agreement

Item No. 14c Motion by Councilman Gabryszak Seconded by Councilman Rogowski

WHEREAS, the Town of Cheektowaga, through the Department of Youth and Recreational Services, has submitted to the County of Erie an application for a youth project to advance the moral, physical, mental and social well-being of its youth; and

WHEREAS, the Town's application would allow for the expansion of its very successful Cheektowaga Youth Engaged in Service (YES) program which is provided under contract by the Youth Department of the Diocese of Buffalo; and

WHEREAS, the Erie County Legislature has approved the County Youth Program, which allocates \$8,333.00 for the Cheektowaga Youth project, and has authorized the County Executive to execute all necessary documents and agreements to implement such program; NOW, THEREFORE, BE IT

RESOLVED, that the Town Supervisor be and hereby is directed to execute said documents and agreement between the Town of Cheektowaga and the County of Erie for said youth project.

Upon Roll Call....

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

Item No. 14d Councilman Jaworowicz Seconded by Councilman Rogowski

BE IT RESOLVED, that the Supervisor, on behalf of this Town Board, be and hereby is authorized to sign the attached agreement between the Town of Cheektowaga and the Chief of Police and Assistant Chief of Police.

Upon Roll Call....

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

* See attached agreement

AGREEMENT
BETWEEN
THE TOWN OF CHEEKTOWAGA
AND
THE CHIEF OF POLICE AND ASSISTANT CHIEF OF POLICE

THIS AGREEMENT, entered into the 23rd day of November , 1992, by and between the TOWN OF CHEEKTOWAGA, hereinafter referred to as the "Town" and the CHIEF OF POLICE AND ASSISTANT CHIEF OF POLICE, hereinafter referred to as the "Chief".

WHEREAS, the parties hereto have previously entered into agreement setting forth the various terms and conditions of employment for the positions of Chief of Police and Assistant Chief of Police, AND

WHEREAS, the last agreement between the parties expired by its terms on December 31, 1991; AND

WHEREAS, the parties are desirous of entering into a successor agreement setting forth terms and conditions of employment for the calendar year 1992;

NOW, THEREFORE, IT IS AGREED as follows:

1.) The provisions of this Agreement shall be effective for the calendar year 1992, commencing January 1, 1992.

2.) Both the Chief of Police and the Assistant Chief shall each receive the sum of \$875.00 in 1992 for the purchase and maintenance of police clothing, uniforms and equipment. The Chief of Police and the Assistant Chief shall be responsible for the maintenance of their uniforms and equipment.

3.) The Chief of Police shall receive as salary for the year 1992 the sum of \$59,644.87.

4.) The Assistant Chief of Police shall receive as salary for the year 1992 the sum of \$54,035.47.

5.) That upon each person's anniversary date of hire, the Chief of Police and Assistant Chief of Police shall receive as a longevity payment the following:

Chief.....\$1,375.00
Assistant Chief.....\$1,375.00

6.) The work of both the Chief of Police and the Assistant Chief of Police shall consist of variable hours, dependent upon other things, his duties, meetings to be attended and the needs of the Department. Both the Chief of Police and the Assistant Chief of Police shall work an amount of hours at least equal to that of the Captain or Lieutenant working the most number of hours during the year. The hours worked shall be documented by a daily attendance record, signed and attested to by the Chief of Police. In recognition of the variable hours, both the Chief of Police and Assistant Chief of Police shall receive an additional sum of \$2,324.07 in 1992, to be added to the salaries set forth above and pro-rated with his regular salary on a weekly basis.

7.) The Chief and the Assistant Chief of Police shall receive compensatory time off or be paid the value of the certain holidays granted to the members of the Cheektowaga Police Club, Inc., whether each works the holiday(s) or not.

8.) The Chief of Police and the Assistant Chief of Police shall be allowed, as annual vacation, with pay, the following number of days:

After fifteen (15) years of service.....27 working days
After twenty (20) years of service.....30 working days

In the event either the Chief or the Assistant Chief of Police shall have at least seventeen (17) years of service, he may elect to be paid the value of up to twenty (20) days of accumulated vacation in lieu of time off. In such an event, the individual shall notify the Town of such before November 15th and payment for such shall be made prior to December 31st.

9.) Upon the retirement of either the Chief of Police or Assistant Chief of Police, the individual shall be paid the monetary value of any accrued vacation time or compensatory time to his credit. In the event of the death of either the Chief of Police or the Assistant Chief of Police, the payment of such shall be made to his estate.

10.) Upon prior request, notification and approval, both the Chief and Assistant Chief of Police shall be entitled to paid bereavement leave days of up to five (5) per occurrence in the event of death of his: parents, spouse, child, grandchild, grandparent, brother, sister or in-law relative.

11.) The Chief of Police and the Assistant Chief of Police shall each be entitled to five (5) personal leave days per calendar year, which days shall be non-cumulative. In the event such days are unused at the end of the calendar year, they shall be credited to the individual's accumulated vacation or sick leave, at the individual's option.

12.) Both the Chief of Police and the Assistant Chief of Police will earn and accumulate sick leave at the rate of one and one-half (1½) days per month, to a maximum of three hundred (300) days. In the event the maximum accumulation is reached, either individual may sell back to the Town any days in excess thereof, up to a maximum of nine (9) days, as long as the amount of accumulation remains at 300 days after such sell back.

13.) In the event of the use of sick leave in excess of six (6) consecutive working days, the Town may require a medical statement attesting to the individual's sickness or injury.

14.) In the event either the Chief of Police or the Assistant Chief of Police has exhausted all accumulated sick leave, the Town Board, in its sole discretion, may grant additional sick leave, not to exceed ninety (90) additional days, upon terms and conditions the Town Board may deem proper and necessary.

15.) In the event the Chief of Police or the Assistant Chief of Police is injured or is taken sick in the performance of his duties, he shall be entitled to the benefits as set forth in Section 207(c) of the General Municipal Law of the State.

16.) The Chief or the Assistant Chief of Police will be entitled to use sick leave in the event of his sickness or injury, or the sickness or injury of his spouse, if residing in the same household, or minor children or step-children.

17.) One (1) year prior to retirement, the Chief or the Assistant Chief of Police may convert any accumulated sick leave into cash by written application to the Town signifying his intention to retire. Such application shall be delivered to the Town Board. The conversion of accumulated sick leave into cash shall be at the rate of sixty-five (65%) percent during 1992.

18.) In the event the Chief of Police or the Assistant Chief of Police is required to leave the geographic limits of the Town as a result of either of their employment, he shall be reimbursed for his actual, reasonable and necessary expenses, including and not limited to all meals while on official police business. The Town shall provide the Chief or the Assistant Chief of Police with transportation.

19.) The Town will continue to provide both the Chief and the Assistant Chief of Police with a \$25,000 group life insurance policy.

20.) The Town will continue to provide the Chief and the Assistant Chief of Police with medical, dental and vision insurance on a level at least equal to that provided to the Cheektowaga Police Club, Inc. In the event of the death of the

Chief or the Assistant Chief of Police while employed by the Town, the Town will continue to provide such insurance coverage to his surviving spouse and dependents, if any, until such time as the surviving spouse should remarry, die or become eligible for insurance coverage through the spouse's employment. Upon retirement of either the Chief or the Assistant Chief of Police, the Town will continue to provide such insurance to the individual until age 65, at which time it will provide the applicable insurance coverage as medicare supplemental coverage.

21.) The Town will continue to provide to the Chief and the Assistant Chief of Police a non-contributory retirement plan, as previously agreed.

22.) In the event of disciplinary action or complaints against the Chief or the Assistant Chief of Police, the individual will be provided of any documents entered into his personal file and shall be afforded the opportunity to respond thereto.

23.) The Town will pay the full cost of tuition, fees and books for any previously authorized police science course or seminars attended.

24.) The Chief or the Assistant Chief of Police will be granted a leave of absence, with or without pay, as provided for pursuant to the Civil Service Law of the State of New York.


25.) The Town will continue to provide payroll savings plan and U.S. Savings Bond payroll deduction, as previously agreed to.

26.) The Chief and the Assistant Chief of Police shall be entitled to educational incentive as follows. For an Associate Art and Science Degree (two-year program) in a New York State Department of Education approved police science or justice program, the sum of \$200.00; for a Bachelor of Science or Bachelor of Arts Degree in a New York State Department of Education approved police science or criminal justice program, the sum of \$500.00; for a Master's Degree or better in a New York State Department of Education approved police science or criminal justice program, the sum of \$600.00.

27.) This agreement shall become effective January 1, 1992 and remain in full force and effect until December 31, 1992.

IN WITNESS WHEREOF, the parties have hereto set their hands and seals this 23rd day of November , 1992.


TOWN OF CHEEKTOWAGA


CHIEF OF POLICE


ASSISTANT CHIEF OF POLICE

Item No. 14e Motion by Councilman Johnson Seconded by Councilman Rogowski

WHEREAS, the New York State Department of Transportation (NYSDOT) proposes the February 1993 letting for the reconstruction of Harlem Road, Route 240 from McNaughton Avenue to Genesee Street, including the bridge over Scajaquada Creek, AND

WHEREAS, the NYSDOT needs to include as part of said road reconstruction project, the replacement and realignment of portions of the Town Sanitary Sewer District No. 5 sanitary sewers, the construction of new sewer manholes, and modifications and adjustment to existing manholes, AND

WHEREAS, the Town Board is supportive of said highway reconstruction project and in agreement that replacement and modifications to Town Sewer District No. 5 facilities are a necessary part of the road reconstruction work, NOW, THEREFORE, BE IT

RESOLVED, that the Town of Cheektowaga hereby grants permission to the NYSDOT to perform the necessary sanitary sewer facility replacements and modifications providing that such replacements and modifications, as designed and constructed, meet the approval of the Town Engineer so as to insure continued proper and uninterrupted functioning of said Sewer District No. 5 system, AND, BE IT FURTHER

RESOLVED, that all costs associated with the relocation and modification to the Town Sanitary Sewer District No. 5 facilities are to be borne by the NYSDOT as an integral part of the highway reconstruction project, AND, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is directed, on behalf of this Town Board, to sign the Public Utility Work Agreement, HC-140, submitted by the New York State Department of Transportation.

Upon Roll Call....

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

Item No. 14f Motion by Councilman Johnson Seconded by Supervisor Swiatek
Councilman Blachowski

WHEREAS, the 1992-93 Unified Planning Work Program (UPWP) of the Niagara Frontier Transportation Committee include a study to evaluate present and future traffic conditions in the Town of Cheektowaga at the request of the Town, AND

WHEREAS, consultant selection was performed from thirteen (13) consulting firm submittals with the review indicating that the Town would be able to select a consultant of its choice from the three remaining successful candidates at a local cost that would be no greater than that if administered through the NFTC, AND

WHEREAS, the Town can expedite the traffic study by contracting directly with one of these consulting firms using monies previously earmarked for the study and with a firm that would expend the most manpower hours for the same Town cost, AND

WHEREAS, EMS Consulting has been approved by the New York State Department of Transportation as qualified to perform traffic studies and whose selection to do the traffic study is in the best interest of the Town, AND

WHEREAS, the submittal of EMS Consulting has been reviewed for compliance with the requirements and goals of the Town's Community Development Block Grant Program, NOW, THEREFORE, BE IT

RESOLVED, that the agreement to provide the necessary professional services for the Town wide Traffic Study, as submitted, to the Town Engineer by EMS Consulting and dated November 3, 1992, be and hereby is accepted and approved, AND, BE IT FURTHER

Item No. 14f continued

RESOLVED, that the Supervisor, on behalf of this Town Board, is directed to sign the attached agreement with EMS Consulting, AND, BE IT FURTHER

RESOLVED, that the cost, not to exceed \$50,000, for said professional services shall be charged to the 1992 Community Development Block Grant Account #0700-1092-0708, AND, BE IT FURTHER

RESOLVED, that the scope of work and the Review Team as previously established with the Niagara Frontier Transportation Committee and consisting of representatives from NFTC, NFTA, NYSDOT, Erie County and the Town shall remain in effect, AND, BE IT FURTHER

RESOLVED, that said work shall also include the development of a truck route plan and shall respond to priorities for study as identified by the Town.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

* See attached agreement

ENGINEERING SERVICES AGREEMENT

TOWN OF CHEEKTOWAGA

ERIE COUNTY

TOWN-WIDE TRAFFIC STUDY

THIS AGREEMENT, made and entered into this 23RD day of NOVEMBER, 1992, by and between the Town of Cheektowaga, in the State of New York, a municipal corporation organized and existing under and by virtue of the laws of the State of New York with offices located at the Town Hall, Broadway and Union Road, Cheektowaga, New York 14227, hereinafter referred to as the "Town" and EMS Consulting, a domestic firm with a staff duly licensed to practice professional engineering in the State of New York with offices at 1863 Clinton Street, Buffalo, New York 14206, hereinafter referred to as the "Engineer".

WITNESSETH:

WHEREAS, there are several major traffic corridors and traffic congestion areas within the Town of Cheektowaga that need to be addressed to alleviate congestion and potential safety problems and promote economic growth. Many of the traffic problem areas are the result of recent growth within the Town of Cheektowaga and surrounding Towns. In addition, there are also several planned developments that will contribute to the congestion by significantly changing traffic patterns and generating new vehicle trips; AND

WHEREAS, There is a need to conduct a town-wide traffic study to better identify the traffic congestion and potential safety problem problems and prepare short and long range plans to alleviate the existing and anticipated future problem areas; AND WHEREAS, said improvements are essential to minimize traffic congestion, promote traffic safety and encourage economic growth within the Town of Cheektowaga; AND

WHEREAS, 1992-1993 Unified Planning Work Program (UPWP) of the Niagara Frontier Transportation Committee includes a study to evaluate present and future traffic conditions in the Town of Cheektowaga at the request of the Town of Cheektowaga; AND

WHEREAS, the Town's share of the study for Engineering Services shall be charged to the 1992 Community Development Block Grant account, AND

WHEREAS, by resolution of the Town Board of Cheektowaga dated NOV. 23, 1992, the proposal by the Engineer is accepted as the basis for this agreement; AND

NOW THEREFORE, it is agreed by and between the parties hereto as follows:

The Town hereby retains the Engineer to furnish the Engineering Services set forth in this Agreement upon the terms and conditions set forth herein and the Engineer hereby agrees to perform such services in accordance herewith. All services performed by the Engineer shall be done in a professional manner and in accordance with the provisions of this Agreement.

SECTION I - SCOPE OF WORK

The scope of the Engineering Services to be provided under this Agreement are contained in a letter dated November 3, 1992 from EMS Consulting to Chester Bryan, Town of Cheektowaga Engineer. The November 3, 1992 letter is included in Appendix 'A' of this Agreement.

SECTION II - GENERAL PROVISIONS - ENGINEER'S RESPONSIBILITIES

- A. The Engineer agrees to perform and complete the services listed in Section I, including normal civil, electrical, and traffic engineering services where related thereto, as set forth below and contained within this Agreement.
- B. The Engineer has, or will secure, at his own expense, all personnel, equipment and facilities as necessary to accomplish the work.
- C. The Engineer agrees to secure, at his own cost, and maintain in force during the life of the contract, the following insurance coverages:
 - 1. Comprehensive General Liability affording bodily injury, personal injury and property damage liability coverage with a \$1,000,000 aggregate limit of liability.
 - 2. Worker's Compensation and Disability Benefits affording statutory limits for all states in which work hereunder is to be performed.
 - 3. Professional Liability with an aggregate limit of \$1,000,000.
- D. The Town has entered into this Agreement in order to receive the professional services of the Engineer. The Engineer will, therefore, not make any assignment to the third party of all or any portion of the services required under this Agreement without first obtaining the written consent of the Town.
- E. The Engineer, his agents and employees shall at all times conduct themselves consistent with their status as independent consultants and shall not represent themselves as employees or agents of the Town.
- F. The Engineer shall in all respect comply with the pertinent provisions of the laws, rules and regulations of the United States, the State of New York, the County of Erie and Town of Cheektowaga. The Engineer shall also comply with all Federal Requirements for the Community Development Block Grant Program as outlined in Appendix 'B' of this Agreement.
- G. Since the Engineer has no control over the cost of labor, materials or equipment, or over subcontractor's estimates, his opinion of probable Project Cost provided for herein is to be made on the basis of his experience and qualifications and

represents his best judgment as a design professional familiar with the industry; but the Engineer cannot and does not guarantee that proposals, bids or the construction cost will not vary from opinions of probable cost prepared by him.

- H. The Town Engineer and Engineer have discussed the risks, rewards and benefits of the project and the Engineer's total fee for services. The risks have been allocated such that the Town agrees that to the fullest extent permitted by law, the Engineer's total liability to the Town for any and all injuries, claims, losses, expenses, damages or claims expenses arising out of this agreement from any cause or causes, shall not exceed the total amount of the Engineer's fee for this project. Such causes include but are not limited to the Engineer's negligence, errors, omissions, strict liability, breach of contract or breach of warranty.
- I. All approved original drawings prepared by the Engineer shall remain in the office of the Engineer or on file at the New York State Department of Transportation. Any reproduction tracings required by the Town will be furnished at cost as requested.
- J. The Town Engineer shall act as the Town's representative in respect to the Engineer's services. He shall have complete authority to transmit instructions, receive information and interpret and define the Town's policies and decisions with respect to materials, equipment elements and systems pertinent to the Engineer's services.

SECTION III - COMPENSATION

For services rendered under this contract, fees and payment will be paid by the Town to the Engineer based the schedule set forth in the November 3, 1992 letter contained in Appendix 'A' of this Agreement and as outlined below.

Direct Technical Labor Costs - The direct labor costs shall be based on the actual hourly rate paid by the Engineer and the number of hours spent by the Engineer while working directly on the project.

Overhead Rate - The overhead rate shall be 70 percent for the Engineer and 100 percent for the Disadvantaged Business Enterprise Subconsultant. The overhead rate shall be applied to actual Direct Technical Labor costs.

Other Direct Costs - The Town shall be billed for the actual cost of direct costs other than labor, such as report printing. The mileage cost for the Engineer's personnel will be \$0.21 per mile for travel beyond a 50 mile radius of the project.

Fixed Fee - The fixed fee for the Engineer and the Subconsultant shall be as shown on Chart 1 in the November 3, 1992 letter included in Appendix 'A'. The payment of the fixed fee shall be proportionate to the time spent on this project and the term of this Agreement.

Maximum Fee - The maximum fee payable under this agreement shall be \$50,000.00.

Payment - Payment shall be made on monthly billings.

SECTION IV - TIME OF COMPLETION

The terms of this Agreement shall commence upon the date of execution of the Agreement and shall terminate on completion of the services and acceptance thereof by the Town. The time to complete the this project is 12 months unless a time extension is approved by the Town Engineer.

SECTION V - GENERAL PROVISIONS

A. Extra Work

If the Engineer is of the opinion that any work he has been directed to perform is beyond the scope of this Agreement and constitutes extra work, he shall promptly notify the Town of the fact. If the Town agrees that such work does constitute extra work, it shall provide extra compensation to the Engineer upon a fair and equitable basis. A Supplemental Agreement providing for such compensation for extra work shall be prepared and executed by the Engineer and the Town.

B. Termination

This Agreement may be terminated by either party by seven days written notice. If this Agreement is so terminated the Engineer shall be paid for work completed on the basis of mutual agreement by the parties as to the work completed prior to termination. In the event of any termination, the Engineer shall be paid all terminal expenses resulting therefrom.

IN WITNESS WHEREOF, the parties hereto have affixed their signatures on the day and year first written above.

TOWN OF CHEETOWAGA, NEW YORK

By

Title SUPERVISOR

Witness

EMS Consulting

By

Title OFFICE MANAGER

Witness

APPENDIX A



CONSULTING

ENGINEERING · MANAGEMENT · SURVEYS

1863 Clinton Street, Buffalo, New York 14206, (716) 822-1007

November 3, 1992

Mr. Chester L. Bryan, P.E.
Cheektowaga Town Engineer
Town of Cheektowaga
275 Alexander Avenue
Cheektowaga, New York 14211

Re: Request for Proposals
Town-Wide Traffic Study
Town of Cheektowaga

Dear Mr. Bryan:

The partnership of EMS Consulting is interested in performing the subject traffic study for the Town of Cheektowaga. The following is a Proposal as requested by your letter dated October 26, 1992.

Our firm has conducted the previous TSM studies for the Town of Cheektowaga and the Town of Tonawanda under contracts with the New York State Department of Transportation. We specialize in traffic engineering and highway design. We typically conduct over 25 traffic studies a year and design an average of 5 highway projects each year. Our expertise in highway design complements our experts in traffic studies and vice versa. We have two people that spend full time on traffic studies.

Our firm is very cost effective in conducting transportation studies. We are quick, efficient, and well organized due to the number of studies we do each year. The last NYSDOT audit set our overhead rate at about 72 percent compared to a typical overhead rate of over 115 percent for other firms. We use all of the latest capacity, signal timing and progression, and graphic computer programs. We own eight mechanical (tub type) traffic counters and four solid state counters for manual traffic counts. The cost for counter equipment would therefore be included in overhead and not rental rates. The solid state counters permits use to count intersections with only one person rather than the two that would be required using less sophisticated equipment. The reduction of all traffic count data is by computer.

Mr. Bryan
November 3, 1992
Page 2 of 2

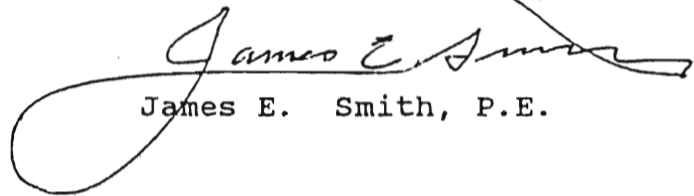
Our staff consists of technical people born and raised in western New York. We are familiar with the traffic systems, patterns, and government data bases. We have studied most sections of all the major highways in western New York at least once and designed improvements on the majority of the highways in the Town of Cheektowaga.

Our work load has recently reducing do to the sagging economy which is expected to linger. Our full time traffic study staff would therefore have more than sufficient opportunity to spend the required time on the subject Cheektowaga Traffic Study.

We have worked with Disadvantaged Business Enterprise firms in the past and see no problem with employing them for the subject study.

Thank you for considering our firm for the Cheektowaga Traffic Study.

Sincerely yours,

A handwritten signature in dark ink, appearing to read "James E. Smith", with a large, sweeping loop at the end.

James E. Smith, P.E.

JES/ks

CHEEKTOWAGA TRAFFIC STUDY
PROPOSAL

Page 1 of 5

PROPOSED SCOPE OF WORK

It is anticipated that the scope of work will follow the guidelines set forth in Attachment 'A' and Attachment 'B' of the Request for Proposals (RFP) received from the NFTC dated September 4, 1992. We expect that the established guidelines will be examined and modified under the direction of the Study Review Team as the project progresses. Particular emphases will be place on the areas of the Town described in the September 23, 1992 letter to the NFTC from Councilman Thomas Johnson. The scope of work and level of detail may vary based on time, budget constraints, and the nature of the traffic concerns identified by Tasks 1 through 6 of the RFP.

The general study procedures will follow the format outlined in the New York State Department of Transportation (NYSDOT) TOPICS Work Plan dated January 1972 and their latest guidelines for evaluating the impact of new development on the adjacent highway system. The need and recommendations for both short range and long range improvements will be determined and prioritized for implementation. Major improvements within traffic corridors and other long range improvements will be determined based on the long range planning effort of the NFTC and anticipated development within the Town of Cheektowaga and surrounding communities.

A considerable amount of data will be drawn for the existing files resulting from previous studies conducted by EMS Consulting within the western New York area.

A preliminary time schedule for the various project tasks is shown in the attached 'Study Schedule & Task Completion'. The schedule will be updated after the problem identification phase when the scope of work is expected to be better defined._

PROGRAM IMPLEMENTATION

It is anticipated that the project will be implemented similar to the previous TSM studies for the Town Cheektowaga and the Town of Tonawanda conducted by EMS Consulting. The method will be modified to account for existing conditions and to give more consideration to long range planning then was given in the previous TSM studies. In general, the original TSM study for the Town of Cheektowaga did not specifically include detailed analysis on the NYSDOT Highway System. It is our understanding that the State Highways will be included in this study along with any potential new highways identified by long range planning or anticipated new land developments.

It is expected that more emphases can be place on developing improvement packages since the data base is more extensive at this time and readily available form our files. Problem perceptions are also better defined at this time.

Every attempt would be made to fill any gaps in traffic volume data before snow prohibits mechanical traffic counts and the Holiday season influences manual traffic counts. We presently have eight mechanical counters and four electronic manual count devices. All counts will be computer reduced and tabulated.

High priority short range solutions to existing problem areas will be expedited to permit early identification of funding sources, programming, and implementation. The individual problem area reports will be in a format that can readily be converted to a Project Initiation Report.

PROJECT ORGANIZATION

Our only office is located in the city of Buffalo less than 1/2 mile from the Town of Cheektowaga. All work on the project will be accomplished with our staff at our office except for traffic count and inventory work accomplished by our DBE subcontractor. One of the subcontractors being considered is located two blocks from our office. Our close proximity to the study area and performing all work in-house will permit quick response time and better coordination. We will not have to rely on others for equipment, supplies, or any part of a work task except for our DBE Subconsultant.

All staff were born and raised in Western New York. They are familiar with the area and have personally experienced many of the transportation problem areas.

EMS Consulting pays for all hospital, medical, workmans compensation, and disability insurances without participation from the employees. There is no payroll deduction for a retirement plan.

Overtime rates of 1 1/2 times normally rates will be reimbursed for work in excess of eight hours per day or forty hours per week. Use of overtime must have prior approval from the NFTC.

The principal staff that would be working on the project would consist of the following:

EMS Consulting

Project Engineer - James E. Smith, P. E.
Professional Engineer Licence #042799

Jr. Engineer - Robert Krohn

Technician - Russell Christopher

The principal EMS Consulting staff will be supplemented with full time technicians and draftman as necessary.

DBE Subconsultant

Coordinator - Cheryl Giambra with ABG Associates
or Delores Spoth with Spoth Enterprises

The subconsultant will be a DBE. We are considering the following DBE's.

ABG Associates
1914 Clinton Street
Buffalo, New York
822-0040

Spoth Enterprises, Inc.
8746 Lakeshore Road
Angola, New York 14006
549-0869

The both firms are registered DBE's with NFTA and are well versed in the traffic engineering field. Part time employees will do traffic counts and some inventory work.

A decision on which DBE Subconsultant will be used will be made if and when EMS Consulting receives the study contract.

MANPOWER PLAN

A schedule of manpower hours is shown in the attached Chart 2 by study Task. The Grade for each job title is as follows:

Project Engineer - ASCE V
Jr. Engineer - ASCE I/II
Technician - NICET II
Drafter - NICET I
Traffic technician - NICET I

The key people related to each job title are shown above under the 'Project Organization' section.

A tabulation of manpower by Task and job classification are shown in Chart 2 for EMS Consulting and Chart 3 for the DBE Subconsultant. The key employees for each job classification are shown in the 'Project Organization' section of this RFP.

WORK LOCATION

The only office of EMS Consulting and the only office of the DBE Subconsultant are located in Erie County.

RELATED PROJECTS

Our Firm has conducted the previous TSM studies for the Town of Cheektowaga and the Town of Tonawanda under contracts with the New York State Department of Transportation. A copy of some of the additional studies that we have performed over the last three years, or are in the process of completing, is attached along with a list of government contact people that are familiar with our work.

The staff that would work on the Cheektowaga Study are the same people that worked on most of or all of the studies on the listing.

Our firm performed all work involved in the studies. The studies were primarily related to a specific traffic problem or a proposal for a new development. Many of the studies became part of an EIS under the SEQOR Process.

Our firm specializes in traffic engineering and highway design. We typically conduct over 25 traffic studies a year and design an average of 5 highway projects each year. Our expertise in highway design complements our experts in traffic engineering and vice versa.

BACKGROUND EXPERIENCE

EMS Consulting is a partnership. There are no officers or principals. The work of each partner is charged directly to projects and is not considered in overhead.

A copy of a SF254 form is attached which gives an indication of some of the projects that we have completed other than traffic engineering studies.

The DBE Subconsultants have extensive experience in the field of vehicular traffic. Spoth Enterprises has designed and installed traffic signals for many Government Agencies in Western New York. ABG Associates has expertise in traffic control devices other than traffic signals. Their primary function is traffic detours and traffic control on construction projects.

KEY PERSONNEL

The key personnel consist of the following:

James E. Smith, P. E. , will be the Project Engineer

Robert A. Krohn, will be the Chief Annalist

Russell C. Christopher, would primarily coordinate the project.

Mr. Krohn and a Technician are assigned full time to traffic studies. Mr. Krohn has a Masters Degree in Transportation Engineering from the University of California, at Berkeley. Mr. Christopher has a strong background in management and Civil Technology. Copies of their resumes are attached.

There are three other technicians that support the traffic study experts as required.

PROJECT COST PROPOSAL

The cost proposal is shown on the following attached Charts.

Chart 1 - Project Cost Summary

Chart 2 - Manpower Plan and Cost Schedule by Task, for EMS Consulting

Chart 3 - Manpower Plan and Cost Schedule by Task, for the DBE Subconsultant

Chart 4 - Manpower Plan/Direct Labor

Chart 5 - Project Overhead, for EMS Consulting.

Other documents attached to this proposal consist of the following:

Non-Collusive Proposal Certification

Certificate of Lower-Tier Participants Regarding
Debarment, Suspension, and Other Ineligibility and
Voluntary Exclusion

The only direct labor cost that we would anticipate would be for professional printing of the final report.

We expect the DBE Subconsultant to perform about 10 percent of the project from a budget standpoint.

The budget was designed to provide most work that could be accomplished with the maximum amount payable under the contract that was stated in your October 26, 1992 letter. The actual cost of the study will depend on the problems identified and the scope of work determined by the NFTC and Study Review Team as the study progresses.

Chart 1
CHEEKTOWAGA TRAFFIC STUDY

PROJECT COST SUMMARY

EMS Consulting, 1863 Clinton Street, Buffalo, New York, 14206

& DBE Subcontractor

ITEM	RATE APPLIED	COST	REMARKS
<u>EMS Consulting</u>			
Direct Technical Salaries (Estimated)	--	\$23,354	
Overhead Cost on Direct Salaries	70%	\$16,348	Rate applied to direct labor costs
Other direct Costs	--	\$500	Report printing costs by printer.
Fixed Fee for EMS Consulting Work	10%	\$3,970	
Fixed Fee for 'Other Direct Costs' & Subconsultant Costs	5%	\$300	
Subtotal		\$44,472	
<u>DBE Subconsultant</u>			
Direct Technical Salaries (Estimated)	--	\$2,500	
Overhead Cost on Direct Salaries	100%	\$2,500	Assumed 100% Overhead Rate
Other direct Costs	--	\$0	
Fixed Fee for Subconsulting Work	10%	\$500	
Fixed Fee for 'Other Direct Costs' &	5%	\$0	
Subtotal		\$5,500	
TOTAL		\$49,972	
MAXIMUM AMOUNT PAYABLE		\$50,000	

UNIT 2

CHEEKTOWAGA TRAFFIC STUDY
MANPOWER PLAN and COST SCHEDULE
 EMS Consulting, 1863 Clinton Street, Buffalo, New York, 14206

TASK NO.	DESCRIPTION	PROJECT ENGINEER		
		Hours	COST @ \$22/Hr.	ENC
Task 1	Local Agency and Community Participation Plan	4	\$88	0
Task 2	Goals and Objectives and Study Focus	2	\$44	2
PHASE I Existing Conditions Assessment and Potential Problem Identification				
Task 3	Review of 1985 Cheektowaga TSM Study	0	\$0	0
Task 4	Identification of Currently Perceived Traffic Problems	12	\$264	15
Task 5	Identify Development Impacts and Transportation System Modifications	12	\$264	15
Task 6	Identification of Transportation Projects Currently Programmed for Future Implementation	2	\$44	0
PHASE II Detailed Existing Problem Analysis and Solution Generation				
<i>Part 1 Detailed Data Collection</i>				
Task 7	Traffic Data	4	\$88	2
Task 8	Capacity Data	3	\$66	4
Task 9	Accident Data	0	\$0	4
Task 10	Traffic Control Systems	4	\$88	4
Task 11	Project Data	4	\$88	8
Task 12	Development Data	2	\$44	2
Task 13	Transit Data	0	\$0	0
Task 14	Other Data Needs	2	\$44	4
<i>Part 2 Traffic</i>				
Task 15	Traffic Analysis	30	\$660	150
<i>Part 3 Solution Generation</i>				
Task 16	Identify Possible Solutions	65	\$1,430	125
Task 17	Identify Recommended Solutions	65	\$1,430	125
Phase III Future Conditions Assessment				
<i>Part 1 Future Conditions Data Collection</i>				
Task 18	Collect Data and Information Relative to Future Developments and Projects	5	\$110	2
Task 19	Incorporate NFTA Long Range Plan Update Process	5	\$110	8
<i>Part 2 Future Problem Identification and Analysis</i>				
Task 20	Identify Future Year Traffic Conditions	20	\$440	75
Task 21	Identify All Future Year Transportation Problems	12	\$264	40
<i>Part 3 Future Conditions Solution Generation</i>				
Task 22	Identify and Evaluate Potential Traffic Improvement Actions	30	\$660	25
PHASE IV Financial Assessment and Resource Identification				
Task 23	Traffic Improvements Estimated Project Costs Summary	6	\$132	0
Task 24	Construction Staging and Programming Considerations	6	\$132	0
Task 25	Project Funding Resources and Alternatives	2	\$44	0
Task 26	Project Financing and Implementation Recommendations	2	\$44	0
	Final Report	20	\$440	35
TOTAL		319	\$7,018	645

CHEEKTOWAGA TRAFFIC STUDY
MANPOWER PLAN and COST SCHEDULE
DBE Subcontractor

TASK NO.	DESCRIPTION	PROJECT		
		COORDINATOR	CO	CO
		Hours	COST	Hours
			@ \$20/Hr.	
Task 1	Local Agency and Community Participation Plan	0	\$0	
Task 2	Goals and Objectives and Study Focus	0	\$0	
PHASE I Existing Conditions Assessment and Potential Problem Identification				
Task 3	Review of 1985 Cheektowaga TSM Study	0	\$0	
Task 4	Identification of Currently Perceived Traffic Problems	0	\$0	
Task 5	Identify Development Impacts and Transportation System Modifications	0	\$0	
Task 6	Identification of Transportation Projects Currently Programmed for Future Implementation	0	\$0	
PHASE II Detailed Existing Problem Analysis and Solution Generation				
<i>Part 1 Detailed Data Collection</i>				
Task 7	Traffic Data	10	\$200	10
Task 8	Capacity Data	5	\$100	5
Task 9	Accident Data	6	\$120	6
Task 10	Traffic Control Systems	0	\$0	
Task 11	Project Data	3	\$60	3
Task 12	Development Data	0	\$0	
Task 13	Transit Data	0	\$0	
Task 14	Other Data Needs	3	\$60	3
<i>Part 2 Traffic</i>				
Task 15	Traffic Analysis	0	\$0	
<i>Part 3 Solution Generation</i>				
Task 16	Identify Possible Solutions	0	\$0	
Task 17	Identify Recommended Solutions	0	\$0	
Phase III Future Conditions Assessment				
<i>Part 1 Future Conditions Data Collection</i>				
Task 18	Collect Data and Information Relative to Future Developments and Projects	0	\$0	
Task 19	Incorporate NFTA Long Range Plan Update Process	0	\$0	
<i>Part 2 Future Problem Identification and Analysis</i>				
Task 20	Identify Future Year Traffic Conditions	0	\$0	
Task 21	Identify All Future Year Transportation Problems	0	\$0	
<i>Part 3 Future Conditions Solution Generation</i>				
Task 22	Identify and Evaluate Potential Traffic Improvement Actions	0	\$0	
PHASE IV Financial Assessment and Resource Identification				
Task 23	Traffic Improvements Estimated Project Costs Summary	0	\$0	
Task 24	Construction Staging and Programming Considerations	0	\$0	
Task 25	Project Funding Resources and Alternatives	0	\$0	
Task 26	Project Financing and Implementation Recommendations	0	\$0	
	Final Report	0	\$0	
TOTAL		27	\$540	

& DBE Subcontractor[illegible]

Chart 5
CEEKTOWAGA TRAFFIC STUDY

PROJECT OVERHEAD

EMS Consulting, 1863 Clinton Street, Buffalo, New York, 14206 (716) 822-1007
for Year 1991

DESCRIPTION	DOLLARS	PERCENTAGE OF DIRECT SALARIES
ADMINISTRATIVE COSTS		
Administrative salaries	\$10,500	6.67
Office and clerical salaries	\$3,250	2.06
Unallocated salaries, fee studies, ect.	---	
New York State taxes	---	
Accounting and legal fees	---	
Rent and utilities	\$7,200	4.57
Office supplies and maintenance	\$36,701	23.31
Telephone and telegraph	\$1,635	1.04
Dues, meetings, subscriptions	\$352	0.22
Recruiting expenses	\$428	0.27
Insurance—public liability	\$782	0.50
Insurance—company automobiles	\$776	0.49
Insurance—professional liability and valuable papers	\$11,575	7.35
Insurance—miscellaneous casualty	---	0.00
Branch office expenses	---	
Depreciation, furniture, fixtures, engineering equipment, company cars, etc.	\$11,675	7.42
SUBTOTAL:	\$84,874	53.91
PAYROLL BURDEN ITEMS		
Vacations	\$6,360	4.04
Holidays	\$3,180	2.02
Sick leave	\$820	0.52
Federal Social Security	\$6,699	4.26
Federal Unemployment	\$876	0.56
State Disability (Unemployment)	\$1,234	0.78
Workmen's compensation Insurance	\$1,525	0.97
Employee's group insurance	\$4,865	3.09
Employee's medical insurance	---	
Emplouee's bonuses	---	
Retirement contributions by employee only	---	
SUBTOTAL:	\$25,559	16.23
CERTIFICATIONS:		
GRANDTOTAL:	\$110,433	70.14

TOWN OF AMHERST

- . Willow Ridge Heckengers and Residential Development
- . Cimato Apartments on North French
- . Ciminelli Office, Sweethome Road.
- . SBLC Residential, Cimato, Campbell Road
- . Spindrift, Tops Headquarters
- . Millard Fillmore Hospital Expansion
- . Medical Building, Harlem Road at Sheridan Drive
- . Tops Market, North Bailey and Maple Road
- . Transit Road/Maple Road/Klein Road/Youngs Road Development
- . Transit Road and Maple Road improvements
- . Tops Markets, Transit and North French Road
- . Williamsville Middle School, Transit Road north of Roll Road
- . French Road Apartments East of Sweet Home Road
- . Wittlin Office Bldg., Main Street
- . Centerpoint, Essjay Road
- . Willow Ridge Development
- . Flint Road Hotels
- . Miller Road Housing Development
- . Limestone Office Park, Main Street
- . Country Club Manor, Sheridan Drive
- . East Amherst Health Care Facility
- . Transit Square

TOWN OF BATAVIA

- . Genesee - Wyoming B.O.C.E.S. Expansion
- . Hake Property, Wal-Mart and Commercial Development
- . Detour Analysis and Main Street Signal Coordination

CITY OF BUFFALO

- . K-Marts on Broadway
- . Thruway Reconstruction Traffic Detours (I-190)
- . Tops Market, Grant Street at Amherst Street
- . Tops Market, on Elmwood Avenue near Hinman Avenue
- . Elmwood Commercial Center

TOWN OF CHEEKTOWAGA

- . Union Consumer Square
- . Sonwil Distribution Center
- . Wegmans, Walden Avenue
- . Century/Kensington/Cleveland
- . Mobil Oil, Union Road at Galleria Drive
- . Mobil Oil, Broadway and Transit Road
- . Mobil Oil, Union road and William Street
- . Towers Boulevard Road Extension and Signal Warrant
- . Castlewood Drive Traffic Analysis and Mitigation
- . Bells Plaza, Losson Road and Transit Road
- . Cayuga Road, Townhouses
- . Norfolk Western Railroad Intermodal Facilities
- . Super Duper, Genesee Street at Beach
- . Liberty Park
- . Comfort Suites

- . Losson-Union Plaza

TOWN OF CLARENCE

- . Eastgate Plaza on Transit Road
- . Lock Lea Residential Development
- . Transit Square
- . Greiner Road and Harris Hill
- . Wehrle Drive and Gunnville
- . Applebee Restaurant, Transit Road
- . Wilson Farms Market

VILLAGE OF DEPEW

- . Walden Business Center
- . Harlequin Book

EAST AURORA

- . Victoria Heights Subdivision

ELLICOTTVILLE

- . Berger King at Holiday Valley

ELMA

- . ECIDA Light Industrial Park Projects

COUNTY OF ERIE

- . County-Wide Accident Analysis and Mitigations

TOWN OF EVANS

- . Evans Square Plaza

GRAND ISLAND

- . Grand Island Commerce Center
- . Waterford Park Subdivision
- . Anchor Marina Townhouse Development

HAMBURG

- . Brierwood Apartments
- . Ravenwood Industrial Park
- . Tops Markets, South Park
- . Milestrip Plaza
- . Fisher Bus and Motor Coach Facilities
- . Berkley Square, South Park and Bay View Road
- . Route 5 Industrial Park
- . Mission Hills Mobile Home Park

JAMESTOWN

- . Little Tahoe Truck Stop

LANCASTER

- . Penora Street & Como Park Blvd.
- . Tops Markets, Plaza & Retail Center, Transit and French
- . Value Parking Study
- . Value Home Center Traffic Analysis, Transit Road
- . Coventry Green Town House
- . Forestream Development

LEWISTON

- . Riverwalk Development

LOCKPORT

- . Leisure Acres East, on Transit Road
- . Lockport Savings, Lockport Mall

VILLAGE of MALONE

- . K-Mart Shopping Center

NIAGARA COUNTY

- . Niagara Lazy Lakes Park

NIAGARA FALLS

- . Factory Outlet Mall
- . Niagara Falls School Transportation Safety Plan
- . Tops Market, Niagara Falls Boulevards and 72nd Street
- . La Salle High School Signal Analysis

TOWN OF NEWSTEAD

- . Olcott Marina Master Plan

OGDENSBURG

- . Ogdensburg Shopping Center
- . Ogdensburg Shopping Center After Study

ORCHARD PARK

- . Orchard Park Commerce Center
- . Southwestern Commerce Center
- . Woodwind Development
- . Hutchins Automotive Supply
- . Long Term Health Care Facility, Chestnut Ridge Road.
- . Big Tree Road & Center Road, Quaker Centre Industrial Park
- . Mobil Oil, Union Road and Southwestern Boulevard

- . Lincoln Street School Apartments
- . Brookins Green Condominium Development, Quaker Road
- . Stonehenge Development

PEMBROOK

- . Pilot Oil Travel Center

TOWN OF PORTER

- . Porter West Access Road

ROCHESTER

- . Clay Road Commerce Center

TOWN OF TONAWANDA

- . Kenmore Mercy Hospital, Residential Health Care Facility
- . Kenmore Mercy Parking and Access Study
- . Hospitality Center, on Crestmount Avenue
- . BFI Expansion
- . Villa D'Oro Apartments, Brighton Road

TOWN OF WEST SENECA

- . West Seneca Industrial Park
- . Law Offices on East West Road

GOVERNMENT REFERENCES FOR TRAFFIC AND SAFETY STUDIES
PERFORMED BY EMS CONSULTING

Page 1 of 1

Charles Brown - Town of Amherst Planning Department, 631-7051

Chester Bryan - Town of Cheektowaga Engineer, 896-0788

Joseph Latona - Town of Clarence Engineer, 741-9498

Jo Nassofoff - ECIDA, 856-6525

Ronald Hayes - Town of Hamburg Community and Economic
Development, 648-6216

Michael Merritt - Town of Orchard Park Engineer, 662-6425

Roy Svensson - Town of Tonawanda Engineer, 877-8805

NYSDOT:

Region 5, Buffalo;

Paul Knab, Planning Director, 847-3241

William Gruber, Assistant Planner, 847-3249

Robert Dalfonse, Traffic and Safety, 847-3256

Region 4, Rochester;

Robert Alouisa, Traffic and Safety, 272-3480

Region 7, Watertown;

Raymond Powers, Traffic and Safety, 315-785-2321

Architect-Engineer
and Related Services
Questionnaire**Purpose:**

The policy of the Federal Government in acquiring architectural, engineering, and related professional services is to encourage firms lawfully engaged in the practice of those professions to submit annually a statement of qualifications and performance data. Standard Form 254, "Architect-Engineer and Related Services Questionnaire" is provided for that purpose. Interested A-E firms (including new, small, and/or minority firms) should complete and file SF 254's with each Federal agency and with appropriate regional or district offices for which the A-E is qualified to perform services. The agency head for each proposed project shall evaluate these qualification resumes, together with any other performance data on file or requested by the agency, in relation to the proposed project. The SF 254 may be used as a basis for selecting firms for discussions, or for screening firms preliminary to inviting submission of additional information.

Definitions:

"Architect-engineer and related services" are those professional services associated with research, development, design and construction, alteration, or repair of real property, as well as incidental services that members of these professions and those in their employ may logically or justifiably perform, including studies, investigations, surveys, evaluations, consultations, planning, programming, conceptual designs, plans and specifications, cost estimates, inspections, shop drawing reviews, sample recommendations, preparation of operating and maintenance manuals, and other related services.

"Parent Company" is that firm, company, corporation, association or conglomerate which is the major stockholder or highest tier owner of the firm completing this questionnaire; i.e. Firm A is owned by Firm B which is, in turn, a subsidiary of Corporation C. The "parent company" of Firm A is Corporation C.

"Principals" are those individuals in a firm who possess legal responsibility for its management. They may be owners, partners, corporate officers, associates, administrators, etc.

"Discipline", as used in this questionnaire, refers to the primary technological capability of individuals in the responding firm. Possession of an academic degree, professional registration, certification, or extensive experience in a particular field of practice normally reflects an individual's primary technical discipline.

"Joint Venture" is a collaborative undertaking by two or more firms or individuals for which the participants are both jointly and individually responsible.

"Consultant", as used in this questionnaire, is a highly specialized individual or firm having significant input and responsibility for certain aspects of a project and possessing unusual or unique capabilities for assuring success of the finished work.

"Prime" refers to that firm which may be coordinating the concerted and complementary inputs of several firms, individuals or related services to produce a completed study or facility. The "prime" would normally be

Experience Profile Code Numbers
for use with questions 10 and 11

001 Acoustics; Noise Abatement
002 Aerial Photogrammetry
003 Agricultural Development; Grain Storage;
Farm Mechanization
004 Air Pollution Control
005 Airports; Navais; Airport Lighting;
Aircraft Fueling
006 Airports; Terminals & Hangars; Freight
Handling
007 Arctic Facilities
008 Auditoriums & Theatres
009 Automation; Controls; Instrumentation
010 Barracks; Dormitories
011 Bridges
012 Cemeteries (*Planning & Relocation*)
013 Chemical Processing & Storage
014 Churches; Chapels
015 Codes; Standards; Ordinances
016 Cold Storage; Refrigeration; Fast Freeze
017 Commercial Buildings (*low rise*);
Shopping Centers
018 Communications Systems; TV;
Microwave
019 Computer Facilities; Computer Service
020 Conservation and Resource
Management
021 Construction Management
022 Corrosion Control; Cathodic Protection;
Electrolysis
023 Cost Estimating
024 Dams (*Concrete; Arch*)
025 Dams (*Earth; Rock*); Dikes; Levees
026 Desalinization (*Process & Facilities*)
027 Dining Halls; Clubs; Restaurants
028 Ecological & Archeological
Investigations
029 Educational Facilities; Classrooms
030 Electronics
031 Elevators; Escalators; People-Movers
032 Energy Conservation; New Energy
Sources
033 Environmental Impact Studies.
Assessments or Statements
034 Fallout Shelters; Blast-Resistant Design
035 Field Houses; Gyms; Stadiums
036 Fire Protection
037 Fisheries; Fish Ladders
038 Forestry & Forest Products
039 Garages; Vehicle Maintenance Facilities;
Parking Decks
040 Gas Systems (*Propane; Natural, Etc.*)
041 Graphic Design

042 Harbors; Jetties; Piers; Ship Termin
Facilities
043 Heating; Ventilating; Air Conditionin
044 Health Systems Planning
045 Highrise; Air-Rights-Type Buildings
046 Highways; Streets; Airfield Paving;
Parking Lots
047 Historical Preservation
048 Hospital & Medical Facilities
049 Hotels; Models
050 Housing (*Residential, Multi-Family;
Apartments; Condominiums*)
051 Hydraulics & Pneumatics
052 Industrial Buildings; Manufacturing
053 Industrial Processes; Quality Contr
054 Industrial Waste Treatment
055 Interior Design; Space Planning
056 Irrigation; Drainage
057 Judicial and Courtroom Facilities
058 Laboratories; Medical Research
Facilities
059 Landscape Architecture
060 Libraries; Museums; Galleries
061 Lighting (*Interiors; Display; Theatre*)
062 Lighting (*Exteriors; Streets; Memo
Athletic Fields, Etc.*)
063 Materials Handling Systems; Conv
Sorters
064 Metallurgy
065 Microclimatology; Tropical Engine
066 Military Design Standards
067 Mining & Mineralogy
068 Missile Facilities (*Silos; Fuels; Tra*)
069 Modular Systems Design; Pre-Fab
Structures or Components
070 Naval Architecture; Off-Shore Pla
071 Nuclear Facilities; Nuclear Shield
072 Office Buildings; Industrial Parks
073 Oceanographic Engineering
074 Ordnance; Munitions; Special We
075 Petroleum Exploration; Refining
076 Petroleum and Fuel (*Storage and
Distribution*)
077 Pipelines (*Cross-Country—Liquid*)
078 Planning (*Community, Regional,
Areawide and State*)
079 Planning (*Site, Installation, and P*)
080 Plumbing & Piping Design
081 Pneumatic Structures; Air-Suppo
Buildings
082 Postal Facilities
083 Power Generation, Transmission
Distribution
084 Prisons & Correctional Facilities
085 Product, Machine & Equipment

STANDARD
FORM (SF)

254

Architect-Engineer
and Related Services
Questionnaire

1. Firm Name / Business Address:

EMS CONSULT

1863 CLINTON

BUFFALO, NY

1a. Submittal is for ☒ Parent Company ☐ Branch or Subsidiary

5. Name of Parent Company, if any:

5a. Former Parent Company:

6. Names of not more than Two Principals to Contact: Title / Telephone

1) James E. Smith, Office Manager (716) 822-1007

2)

7. Present Offices: City / State / Telephone / No. Personnel Each Office

Buffalo, NY (716) 822-1007 7 plus 3 part-time

Jamestown, NY (716) 484-0935 1 part-time, field

8. Personnel by Discipline: (List each person only once, by primary function.)

<u>1</u> Administrative	_____ Electrical Engineers	_____
_____ Architects	_____ Estimators	_____
_____ Chemical Engineers	_____ Geologists	_____
<u>2</u> Civil Engineers	_____ Hydrologists	_____
<u>1</u> Construction Inspector (Seasonal)	_____ Interior Designers	_____
<u>2</u> Draftsmen	_____ Landscape Architects	_____
_____ Ecologists	_____ Mechanical Engineers	<u>1</u>
_____ Economists	_____ Mining Engineers	_____

9. Summary of Professional Services Fees

Received: (Insert index number)

Last 5 Years (month)

19 87 19 86 19 85

Direct Federal contract work, including overseas

All other domestic work

All other foreign work*

*Firms interested in foreign work, but without such experience, check here: ☐

10. Profile of Firm's Project Experience, Last 5 Years

Profile Code	Number of Projects	Total Gross Fees (in thousands)	Profile Code	Number of Projects
1) 015	3	6	11)	
2) 021	3	15	12)	
3) 046	9	400	13)	
4) 104	2	25	14)	
5) 115	1	15	15)	
6) 092	6	18	16)	
7) 107	2	250	17)	
8) 102	5	20	18)	
9) 78	15	31	19)	
10)			20)	

11. Project Examples, Last 5 Years

Profile Code	"P", "C", "JV", or "IE"	Project Name and Location	Owner Name
107 046	P	1 Design for reconstruction of French Road-Azela Drive and Pine Ridge Rd.-Delevan Avenue Intersections	Town Dept. City Cheek
046	P	2 Traffic & Highway Improvements for CHD & Isolated Areas Jamestown, NY	City Dept. Munic. James
046	C	3 Intersection Design Village of Falconer	Urban Chaut
046	C	4 Intersection Design Jamestown, NY	City Dept. Munic. James
046 104	P	5 Design for reconstruction of 16 Village streets	Village Dept. 5200 Lancaster
046	P	6 Traffic Study for Chautauqua County Resource Center	City Dept. Munic. James
046	P	7 City-wide Traffic Sign. Program Dunkirk, NY	City Dept. City Dunk

046	P	⁸ City-wide Traffic Study and Project Initiation Dunkirk, NY	City of Dept. of City Hall Dunkirk
046	P	⁹ Traffic and Highway Improvements City-wide Dunkirk, NY	City of Dept. of City Hall Dunkirk
046	P	¹⁰ Construction Supervision Street Improvements Dunkirk, NY	City of Dept. of City Hall Dunkirk
107	P	¹¹ Industrial Corridor Study Jamestown, NY	City of Dept. of Municipal Jamestown
107	C	¹² Town-wide Traffic Study Cheektowaga, NY	NYS Dept Albany,
046	P	¹³ Abbott Road (Traffic Control Devices) Buffalo, NY	City of Dept. of City Hall Buffalo
021	P	¹⁴ Construction Supervision Street Improvements(2 Projects) Jamestown, NY	City of Dept. of Municipal Jamestown
015	P	¹⁵ Traffic Ordinances (3 Projects) Jamestown, NY	City of Dept. of Municipal Jamestown
046	P	¹⁶ Town-wide Traffic Study Tonawanda, NY	NYS Dept Albany,
046	P	¹⁷ City-wide Guide Sign Project Niagara Falls, NY	Dept. of City of Niagara
046	P	¹⁸ Upgrade various streets Geometrics and Traffic Devices Cheektowaga, NY	Town of Dept. of Town Hall Cheektowaga
046	P	¹⁹ Hertel Avenue (Traffic Control Devices and Geometrics) Buffalo, NY	City of Dept. of City Hall Buffalo

107	P	20 Traffic-Signal Inventory File Cheektowaga, NY	Town of Cheektowaga Dept. of Public Works Town Hall Cheektowaga, NY
046	P	21 Seneca - Tonawanda Streets (Traffic Control Devices) Buffalo, NY	City of Buffalo Dept. of Public Works City Hall Buffalo, NY
107	C	22 Cazenovia Street (Traffic Control Devices and Roadway) Buffalo, NY	City of Buffalo Dept. of Public Works City Hall Buffalo, NY
115	P	23 Water Line Design and Services During Construction Village of Lancaster	Village of Lancaster Dept. of Public Works Broadway Lancaster, NY
046	P	24 Elmwood Avenue (Traffic Control, Roadway Lighting, Drainage) Buffalo, NY	City of Buffalo Dept. of Public Works City Hall Buffalo, NY
102 104	C	25 Site Plan Survey and Development for Chevy Plant Expansion Tonawanda, NY	General Motors Corp. Warren, MI
092	P	26 Survey and design for cribbing along Cayuga Creek Lancaster, NY	Village of Lancaster Dept. of Public Works Broadway Lancaster, NY
107	P	27 Computerize traffic control device, roadway and accident inventories	City of Jamestown Dept. of Public Works Municipal Building Jamestown, NY
046	P	28 Highway and Traffic Improvements on Cayuga Creek Road Cheektowaga, NY	Town of Cheektowaga Dept. of Public Works Town Hall Cheektowaga, NY
078	P	29 Project Initiation Requests to State for 4 projects in Western New York	City of Buffalo Town of Cheektowaga Town of Tonawanda City of Buffalo
107	C	30 Conduct traffic studies and evaluations for six major developments	City of Buffalo Town of Cheektowaga Town of Tonawanda
12. The foregoing is a statement of facts			
Signature: <u>James E. Smith</u>		Typed Name and Title: James E. Smith	

10. Use this space to provide any additional information or description of resources (including any for the proposed project.

EMS Consulting is a relatively new firm rich in experience related to project management. The following are some of the services we have provided:

- * Develop project initiation reports and support documents for funding.
- * Develop preliminary plans and proposals to identify, recommend, and select projects.
- * Conduct transportation studies.
- * Provide final design and specifications for highway, airport, and traffic signal systems and general civil engineering projects.
- * State or local criteria and standards.
- * Traffic signal timing, coordination and work bench or on-site repairs to controllers and auxiliary equipment.
- * Provide services during construction or construction engineering.
- * Perform field surveys, mapping, cross-section, design and establish alignment and controls, construction layout and surveying.
- * Conduct public hearings and meetings.
- * Part-time municipal resident engineering.
- * Develop microcomputer programming and systems for data base programs.

We are a small business per Federal guidelines.

We maintain a policy of affirmative action and equal opportunity.

11. The foregoing is a statement of facts.

Signature: James E. Amundson

Typed Name and Title: OFFICER



CONSULTING

ENGINEERING · MANAGEMENT · SURVEYS

1863 Clinton Street, Buffalo, New York 14206, (716) 822-1007

JAMES E. SMITH

Total Planning and Engineering Experience: 24 Years

Education: A.A.S. Erie County Community College
B.S.C.E. Michigan Technological University
M.S.C.E. Purdue University

Licensed Professional Engineer in States of New York and Ohio since 1966.

RESPONSIBILITIES AND EXPERIENCE

1981 to Present Partner and office manager for EMS Consulting.

1980 to 1981 Partner and office manager for EMS Consulting; Project Engineer for Light Rail Rapid Transit Mall section design for Olson and Terzian, P.C.

1978 to 1980 Served as Commissioner of the Department of Transportation for the City of Buffalo.

1976 to 1978 McFarland-Johnson Engineers, Inc. Senior Design Engineer in Buffalo office. Responsible for highway geometric traffic control device, storm sewer and water line design on projects including Water Street in Falconer, Elm-Oak Arterial in Buffalo, Delaware Road in Kenmore, and Como Park Boulevard in Town of Cheektowaga. (Approximately \$30 million construction cost.)

1972 to 1976 Served as Traffic Engineer for the City of Buffalo. In addition to normal traffic engineering duties, initiated or implemented about 12 major traffic improvement projects for about \$40 million.

1961 to 1972 United States Department of Transportation. Participated in the planning, design, contract plan development and construction administration of most of the freeway system and several arterial in and around Cleveland, Ohio. Similar duties in North Carolina, Washington, D.C., Louisiana and California. Last assignment was as Planning Engineer in Albany, New York.

1960 to 1961 Design Engineer with Howard, Needles, Tamman and Bergendorff, Kansas City. Highway design projects in Wisconsin and Illinois.



CONSULTING

ENGINEERING · MANAGEMENT · SURVEYS

1863 Clinton Street, Buffalo, New York 14206, (716) 822-1007

ROBERT A. KROHN

Total Engineering Experience: 4 years

Education: B.S.C.E. University of California, Berkeley
M.S.C.E. University of California, Berkeley

RESPONSIBILITIES AND EXPERIENCE

- | | |
|--------------------|--|
| 1989 to
Present | EMS Consulting Inc. Traffic Engineer responsible for preparation of traffic impact studies for proposed developments. |
| 1988 to
1989 | F. A. Hesketh & Associates, Inc. Traffic engineer responsible for preparation of traffic impact studies for proposed developments. |
| 1987 | Sear-Brown Associates, P.C. Participated in roadway design projects and traffic impact studies. |
| 1985 to
1986 | Roger Creighton Associates, Inc. Participated in traffic impact studies and transportation planning projects including the transportation plan for the Fort Drum Expansion and a city-wide traffic circulation study for Saratoga Springs, NY. |

Non-Collusive Proposal Certification

By submission of this proposal, each proposer and each person signing on behalf of any proposer certifies, and in the case of a joint proposal each party thereto certifies as to his or her own organization, under penalty of perjury, that to the best of his or her knowledge and belief:

(1) The prices in this proposal have been arrived at independently, without collusion, consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with any other proposer or with any competitor;

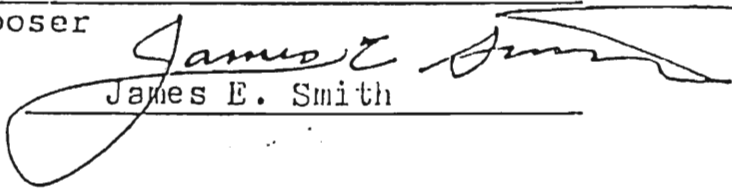
(2) Unless otherwise required by law, the prices which have been quoted in this proposal have not been knowingly disclosed by the proposer and will not knowingly be disclosed by the proposer prior to opening, directly or indirectly, to any other proposer or to any competitor, and

(3) No attempt has been made or will be made by the proposer to induce any other person, partnership or corporation to submit or not to submit a proposal for the purpose of restricting competition.

EMS CONSULTING

Proposer

By:


James E. Smith

Title: Office Manager

FORM B

TO BE COMPLETED BY ALL PROPOSERS NOT REQUIRED TO COMPLETE FORM A AND WHOSE TOTAL PROPOSAL EXCEEDS \$25,000 AND BY ALL SUBCONSULTANTS TO A PROPOSER REQUIRED TO COMPLETE FORM A WHERE SUBCONTRACT AMOUNT EXCEEDS \$25,000.

CERTIFICATION OF LOWER-TIER PARTICIPANTS REGARDING
DEBARMENT, SUSPENSION, AND OTHER INELIGIBILITY AND VOLUNTARY
EXCLUSION

The Lower Tier Participant (potential third party contractor or potential subcontractor under a major third party contract), EMS CONSULTING, certifies, by submission of this proposal, that neither it nor its principals are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.

(If the Lower Tier Participant (potential third party contractor or potential subcontractor under a major third party contract) is unable to certify to any of the statements in this certification, such participant shall attach an explanation to this proposal.)

THE LOWER TIER PARTICIPANT (POTENTIAL THIRD PARTY CONTRACTOR OR
POTENTIAL SUBCONTRACTOR UNDER A MAJOR THIRD PARTY CONTRACT)
_____, CERTIFIES OR AFFIRMS THE TRUTHFULNESS
AND ACCURACY OF THE CONTENTS OF THE STATEMENTS SUBMITTED ON OR
WITH THIS CERTIFICATION AND UNDERSTANDS THAT THE PROVISIONS OF 31
U.S.C. SECTIONS 3801 ET SEQ. ARE APPLICABLE THERETO.

James E. Smith, Office Manager
Signature and Title of Authorized Official

The undersigned chief legal counsel for the _____ hereby certifies that the _____ has authority under State and Local law to comply with the subject assurances and that the certification above has been legally made.

No Attorney
Signature Of Applicant's Attorney

Date _____

Councilman

Thomas M. Johnson, Jr.

Council Office: 686-3445

Residence: 171 Meadowlawn Road
Cheektowaga, NY 14225
685-3123

Chairman:

- Environmental Review/Conservation
- Traffic Safety
- Drainage & Sewer System Management

Growing in A New Direction



TOWN OF CHEEKTOWAGA
Erie County, New York

September 23, 1992

Mr. Robert Miller
Niagara Frontier Transportation Committee
Ellicott Station
P.O. Box 5008
Buffalo, NY 14205-5008

Re: Traffic Study
Town of Cheektowaga

Dear Mr. Miller:

Chester Bryan, Robert Buczynski and Sgt. Gary Schmidt met with me yesterday to review the consultant proposals received through the NFTC and to discuss priorities for study. As you know, we have been designated as members of the Study Review Team.

Chester Bryan, our Town Engineer, will be presenting our Proposal Evaluations for each bidder and our joint recommendation on Thursday, September 23, at the scheduled Team meeting. Chet will also have solicited input from Jerome Gabryszak, Community and Economic Development Director, as well as from Town Supervisor Frank Swiatek.

Preliminarily our meeting on Tuesday generated the following priority list for broad focus areas:

1. the effects of the recent opening of the William Street Thruway access ramps upon roads in Cheektowaga receiving additional traffic, and upon intersecting roads.

- remedial measures, short and long range

2. the Walden (City Line to Dick Road) and Union (Kensington Expressway to West Seneca) intersecting State Highway corridors, impact of development since the '85 TSM Study and projected users.

- remedial measures, short and long range

3. Transit Road from Walden (or George Urban) to Clinton Street (West Seneca). This stretch of north-south State Highway is perceived as overburdened and generating spill-over effects on Town and County roads. Rapid housing development east of Transit

Page 2

Road is occurring and several large commercial projects are proposed along this highway requiring lane improvements.

- assessment of projected needs to expedite improvements and coordinate requirements for commercial development.

4. Town of Cheektowaga Truck Route Study/Plan to address resident impacts and transportation needs.

- restrictions, routes, alternates

5. Cayuga/Dick Road County Highway from Cleveland Drive to Broadway, an alternate north-south corridor intersecting with Kensington Expressway and Genesee Street, as well as Walden and George Urban.

- signal coordination, other

6. Harlem Road from Genesee Street through intersection with Kensington Expressway; Segment not scheduled for improvement under current project (from Greenleaf to north side of Genesee Street intersection).

- assess need for improvements and enhanced traffic exchange with Expressway

There are other specific identified needs (e.g., Cayuga Creek Road at William intersection signalization and signal coordination) and other connector roads to be directly addressed with updated data. However, we feel the foregoing relate to major system deficiencies within the Town and the need for defined responses from all jurisdictions. An itemized list is also being assembled for specific locations amenable to warrant study, from complaints filed with the Town and Traffic Safety Commission.

Sincerely,

Thomas M. Johnson, Jr.
Councilman

TMJ/ko

cc: Mr. Chet Bryan
Sgt. Gary Schmidt
Mr. Bob Buczynski

APPENDIX B

FEDERAL REQUIREMENTS
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

The Contractor will comply with all of the following requirements:

- I. Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d et seq.), which provides that no person in the United States shall on the ground of race, color or national origin be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance.
- II. Section 109 of the Housing and Community Development Act of 1974 (the Act), as amended, which requires that no person in the United States shall on the ground of race, color, national origin or sex, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under, any program or activity funded in whole or in part with community development funds made available pursuant to the Act. Section 109 of the Act further provides that any prohibition against discrimination on the basis of age under the Age Discrimination Act of 1975 (42 U.S.C. 6101 et seq.) or with respect to an otherwise handicapped person as provided in Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) shall also apply to any program or activity funded in whole or in part with funds made available pursuant to the Act. The Contractor shall also cause compliance with Section 109 of the Act by all contractors and subcontractors providing labor or services to the Project.
- III. Section 3 of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701u), which requires that to the greatest extent feasible opportunities for training and employment be given to low and moderate income persons residing in the area in which the project is located, and that contracts for work in connection with the project be awarded to eligible business concerns which are located in, or owned in substantial part by persons residing in the same area as the Project. Regulations of the Department of Housing and Urban Development at 24 CFR Part 135 should be referred to as guidance indicative of the Secretary of Housing and Urban Development's view of the statutory objectives in other contexts.
- IV. Federal regulations at 24 CFR 570.609, which state that federal assistance shall not be used directly or indirectly to employ, award contracts to, or otherwise engage the services of, or fund any contractor or subrecipient during any period of debarment, suspension or placement in ineligibility status under the provisions of 24 CFR Part 24. If clearance is not obtained for the contractor from the Department of Housing and Urban Development, this Agreement shall be null and void.
- V. The Housing and Community Development Act of 1974, as amended, and the implementing regulations at 24 CFR Part 570.

- VI. The Contractor will comply with and is bound by all federal requirements and regulations pertaining to copyrights and rights in data, and patent rights with respect to any discovery or invention which arises or is developed in the course of or under this contract.
- II. The Department of Housing and Urban Development, the Comptroller General of the United States and the Town of Cheektowaga, or any of their duly authorized representatives, shall have access to any books, documents, papers and records of the Contractor which are directly pertinent to this agreement for the purpose of making audit, examination, excerpts and transcriptions.
- VIII. The Contractor will retain all records pertaining to this agreement for a minimum period of three years after final payment for this agreement has been made and after all other pending matters in relationship to this agreement are closed.
- IX. (1) To the best of the knowledge and belief of the parties to this Agreement, no Federal appropriated funds have been paid or will be paid, by or on behalf of the parties to this Agreement, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan or cooperative agreement.
- (2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan or cooperative agreement, the parties to this Agreement will complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
- X. Remedies for Non-Compliance: If the Contractor fails to fulfill its obligations under this Agreement in a timely and proper manner or if the Contractor violates any of the covenants, agreements, conditions or stipulations of this Agreement, the Town shall thereupon have the right to impose one or any combination of the following remedies for non-compliance: (a) temporarily withholding cash payments pending correction of the deficiency; (b) disallow all or part of the cost of the activity or action which is not in compliance; (c) wholly or partially suspend or terminate the current award; (d) withhold further awards; or, (e) take other remedies which may be legally available.

XI. Termination for Cause and for Convenience: the Town has the right to terminate this agreement for cause if the Contractor fails to fulfill or comply with the terms and conditions of this agreement by giving written notice to the Contractor at least fifteen (15) days before the effective date of such termination. The Town also has the right to terminate this agreement at any time by giving written notice to the Contractor and specifying the effective date of said termination. In the event of termination, copies of all finished and unfinished documents, data, studies, surveys, drawings, maps, models, photographs and reports or other material prepared by the Contractor will be provided to the Town. In the event of termination, the Contractor will be reimbursed proportionately for the work accomplished.

Item No. 15 Motion by Councilman Johnson Seconded by Councilman Jaworowicz

WHEREAS, Erie County Sewer District #1 has been ordered by the New York State Department of Environmental Conservation to construct a Relief Sewer and Overflow Retention Facility (O.R.F.) project to serve the French Road area in the Town of Cheektowaga, AND

WHEREAS, such an Overflow Retention Facility will require investigation of means to insure that the generation of offensive odors is prevented, AND

WHEREAS, such investigation should include an assessment of preventive operational procedures that may be implemented as well as an evaluation of the cost/effectiveness of covering an O.R.F., NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby petitions the Energy and Environment Committee of the Erie County Legislature to secure an analysis and comparison of alternative methods and costs for odor mitigation, AND BE IT FURTHER

RESOLVED, that certified copies of this resolution be forwarded to Legislator Charles Swanick, Chairman of the Energy and Environment Committee, Legislator Raymond Dusza, and Commissioner Richard Tobe of the Erie County Department of Environment and Planning.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 16 Motion by Councilman Blachowski Seconded by Councilman Jaworowicz

WHEREAS, in October of 1990, the Town of Cheektowaga and Town's Ambulance Service, Inc. entered into an Agreement for Pre-Hospital Emergency Services, and

WHEREAS, pursuant to such agreement, maximum rates to be charged by Town's Ambulance for services requested by the Town are listed, and

WHEREAS, costs to provide ambulance services have been increasing and Town's Ambulance Service, Inc. has requested an increase in the rates it charges, and

WHEREAS, this Board is in agreement that the rate increases sought by Town's Ambulance Services, Inc. are reasonable, NOW, THEREFORE, BE IT

RESOLVED, that the rates for the following services, as stated in the Agreement between the Town and Town's Ambulance Service, Inc., are increased as follows, effective immediately:

Paramedic Ambulance	\$322.50
Mileage	\$ 5.45 per mile
Oxygen	\$ 16.80

and, BE IT FURTHER

RESOLVED, that such rate increases are granted based on the condition that Town's Ambulance Service, Inc. shall not apply for another rate increase prior to the expiration of the current Agreement (September 31, 1993).

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Rogowski, Blachowski and Johnson

NAYES: Councilman Solecki

ABSENT: 0

Item No. 17 Motion by Supervisor Swiatek Seconded by Councilman Solecki

WHEREAS, this Town Board has previously adopted Investment Guidelines in compliance with State law, and

WHEREAS, by Chapter 708 of the Laws of 1992, some of the State rules and regulations pertaining to the deposit and investment of moneys by local governments were changed, and

WHEREAS, such law takes effect on November 28, 1992, but due to the many intricacies of such laws, many banks and municipalities are unable to comply with such law by the effective date, and

WHEREAS, this Board wishes to go on record stating that it intends to comply with such new State investment regulations in the near future and is taking the necessary steps to ensure compliance as soon as possible, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby pledges to comply with the mandates of Chapter 708 of the Laws of 1992 on or before March 1, 1993 and to take all steps reasonable and necessary to expedite compliance with such new investment guidelines.

Upon Roll Call....

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

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

WHEREAS, previously, this Town Board retained the law firm of Hiscock & Barclay to represent the Town with respect to the condemnation proceedings entitled "Town of Cheektowaga v. Starlite Builders, et al.", and

WHEREAS, Hiscock & Barclay has expended additional time and expense with respect to such lawsuit and this Town Board wishes to provide for payment to such firm for said services, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby agrees to make payment to Hiscock & Barclay for legal services rendered in the aforementioned condemnation proceeding for an additional amount not to exceed \$6,000.00 without further Town Board authorization, and BE IT FURTHER

RESOLVED, that such moneys shall be appropriated from budget line item number 05-7140-8817-1100.

Upon Roll Call....

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

Item No. 18b Motion by Councilman Gabryszak Seconded by Supervisor Swiatek

WHEREAS, Wittburn Enterprises, Inc. has submitted application for final payment for Stiglmeier Park Sports Lighting, AND

WHEREAS, R. P. Morrow Associates, P.C. has reviewed and approved Wittburn Enterprises Inc. Application and Certificate for Final Payment Wage and Supplement Affidavit, Asbestos Statement, Contractor's Affidavit of Payment of Debs and Claims, Contractor's Affidavit of Release of Liens, Certificate of Substantial Completion and Consent of Surety Company of Final Payment, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby authorizes final payment in the amount of \$17,771.04 to Wittburn Enterprises, 36 Cypress Street, Buffalo, New York 14204.

Item No. 18b continued

Upon Roll Call....

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

Item No. 19 Motion by Councilman Johnson Seconded by Supervisor Swiatek

WHEREAS, the current flood hazard area boundaries for that reach of Scajaquada Creek between the New York State Thruway and Dick Road, as identified on mapping prepared by the Federal Emergency Management Agency, have not been revised since the inception of mapping under the National Flood Insurance Program, dating back to June, 1978, AND

WHEREAS, the special flood hazard area for this reach encompasses several hundred residential and commercially developed properties, the owners of which under the National Flood Insurance Program, are mandated by lending institutions to carry flood insurance at a significant annual cost, AND

WHEREAS, the Town Engineer has recommended that a detailed flood plain analysis and re-evaluation of the flood hazard boundaries, and appropriate revisions to the flood insurance rate mapping, be undertaken by the Town for said reach of Scajaquada Creek to ensure that base flood elevations and flood plain boundaries accurately depict current conditions, AND

WHEREAS, Pratt & Huth Associates, a consulting engineering firm having expertise in performing the necessary analysis utilizing the methodology employed by the Federal government under the Flood Insurance Program, whom has performed studies of a similar nature for neighboring local communities, has submitted an Engineering Service Proposal for the flood plain analysis and map amendment evaluation, NOW, THEREFORE, BE IT

RESOLVED, that the firm of Pratt & Huth Associates, 60 Earhart Drive, Williamsville, New York 14221 is hereby retained to provide the aforementioned professional engineering services in accordance with the proposal dated November 18, 1992 at a fee not to exceed \$9,850.00, AND, BE IT FURTHER

RESOLVED, that funds for said services shall be chargeable against Account No. 5109-1440-9120, Scajaquada Creek & Tributaries Erosion Control.

Upon Roll Call....

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

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

WHEREAS, George Struebel, Project Director of the Cheektowaga Action Partnership, has submitted a letter of resignation to his department head, Kenneth Kopacz, NOW, THEREFORE, BE IT

RESOLVED, that the resignation of George Struebel be and hereby is accepted effective November 22, 1992.

Upon Roll Call....

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

Item No. 21a Motion by Councilman Gabryszak Seconded by Councilman Blachowski

WHEREAS, due to the resignation of George Struebel from his position

Item No. 21a continued

of Project Director (Grant) of the Cheektowaga Action Partnership, it is necessary to appoint an individual to the position until a permanent replacement can be made, AND

WHEREAS, it is the recommendation of Kenneth Kopacz, Principal Investigator of the Cheektowaga Action Partnership, to appoint Ellen Fischer, who has been serving as Assistant Project Director (Grant), NOW, THEREFORE, BE IT

RESOLVED, that Ellen Fischer be and hereby is appointed as Acting Project Director (Grant) of the Cheektowaga Action Partnership, effective November 22, 1992.

Upon Roll Call....

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

Item No. 21b Motion by Councilman Johnson Seconded by Councilman Rogowski

WHEREAS, a vacancy currently exists on the Cheektowaga Conservation Advisory Council ("CCAC"), and

WHEREAS, Lawrence Darmstedter has indicated a willingness to serve on the CCAC, and

WHEREAS, Lawrence Darmstedter has had experience working with environmental and conservation matters, NOW, THEREFORE, BE IT

RESOLVED, that Lawrence Darmstedter be and hereby is appointed to serve as a member of the CCAC, effective immediately for a term expiring on October 15, 1994.

Upon Roll Call....

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

Item No. 22 Motion by Councilman Rogowski Seconded by Councilman Blachowski

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

SEWER DEPARTMENT

EFFECTIVE

John C. Bobeck	11/10/92
Steven Golovin	11/21/92
George Amos	11/02/92

SANITATION DEPARTMENT

Robert S. Kinney	11/21/92
Bill Goldsmith	11/21/92

Upon Roll Call....

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

Item No. 23 Motion by Councilman Rogowski Seconded by Councilman Blachowski

BE IT RESOLVED, that the following individuals be and hereby are hired as SEASONAL EMPLOYEES in the various departments listed and 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 24 weeks in a calendar year:

<u>SEWER DEPARTMENT - \$4.65 per hour (Laborer)</u>	<u>EFFECTIVE</u>
Shawn McGee	11/24/92
Frank Bredt	11/24/92

Upon Roll Call....

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

Item No. 24 Motion by Councilman Gabryszak Seconded by Councilman Blachowski

WHEREAS, by resolution dated November 3, 1992, this Town Board appointed Kelly Bogdan as a part-time clerical employee in the Town Clerk's Office and the rate of \$5.00 per hour, with said salary being invoiced through the S.A.R.A. grant, AND

WHEREAS, funds are not available through the S.A.R.A. grant for this appointment and therefore the November 2nd resolution should be rescinded to reflect the following:

BE IT RESOLVED, that Kelly Bogdan be and hereby is hired as a part-time clerical employee in the Town Clerk's Office at the rate of \$5.00 per hour, effective November 2, 1992, AND, BE IT FURTHER

RESOLVED, that said salary be charged to line item #0100-1410-1391.

Upon Roll Call....

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

Item No. 25 Motion by Councilman Solecki Seconded by Councilman Blachowski

WHEREAS, by resolution, this Town Board granted Lynn Torgalski, a Laborer's Aide in the Recycling Department, an unpaid maternity leave of absence, AND

WHEREAS, Ms. Torgalski has provided the Town with medical documentation allowing her to return to work, NOW, THEREFORE, BE IT

RESOLVED, that Lynn Torgalski be and hereby is returned to her position of Laborer's Aide in the Recycling Department effective November 24, 1992, AND, BE IT FURTHER

RESOLVED, that Dale Ruthenberg, who had replaced Ms. Torgalski while on said leave, be and hereby is returned to his position of part-time Laborer in the Sanitation Department, effective immediately.

Upon Roll Call....

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

Item No. 26 Motion by Councilman Blachowski Seconded by Councilman Jaworowicz

BE IT RESOLVED, that the salary of Jovina Pagano, a part-time clerical employee in the Central Garage, be and hereby is established at \$6.00 per hour, effective immediately.

Upon Roll Call....

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

Item No. 27 Motion by Councilman Gabryszak Seconded by Supervisor Swiatek

WHEREAS, the Department of Youth and Recreational Services has received funding the U.S. Department of Health and Human Services (grant #5H86SP04160-02) for the second year of the Community Partnership Substance Abuse Prevention Program, AND

WHEREAS, the grant provides funding for two project staff to attend a mandatory Center for Substance Abuse Prevention (O.S.A.P.), Grant Workshop December 8th through the 10th, 1992 in Washington D.C., BE IT

RESOLVED, that Carol A. Nowak, the contracted Project Evaluator and Ellen M. Fischer, Assistant Project Director be reimbursed the necessary transportation and lodging expenses to attend said workshop at a cost not to exceed \$875.00 per person (Line Item No. 0100-7320-4000).

Upon Roll Call....

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

Item No. 28 Motion by Councilman Gabryszak Seconded by Supervisor Swiatek

WHEREAS, this Town Board previously approved attendance of Kerry Switalski, a program coordinator of the Department of Youth and Recreational Services, to attend a training conference focusing on community projects in the fields of youth, crime, drug prevention, mentoring, interdiction and education, and

WHEREAS, said conference has been postponed until March 24-27, 1993,
BE IT

RESOLVED, that Kerry Switalski be re-authorized to attend the said conference as per resolution dated September 21, 1992.

Upon Roll Call....

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

Item No. 29 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:	0100-7320-4000	Contractual Expenses-CAP	\$2,481.00
	0100-7320-4000	Contractual Expenses-CAP	800.00
	0100-7320-4000	Contractual Expenses-CAP	1,000.00
	0100-7320-4000	Contractual Expenses-CAP	2,170.00
	0100-1415-3500	State Aid-Archive Grant	921.00
	0100-6250-4721	JTPA Program Revenue	6,000.00

Item No. 29 continued

FROM:	0100-9010-8101	Employee Retirements	34,286.00
	0100-3310-1492	Part-Time Sign Maintenance	1,500.00
	0100-1410-4052	Record Administration-Town Clerk	5,500.00
	0100-1220-1374	Clerical-Supervisor	3,000.00

TO:	0100-7320-2000	Equipment-CAP	\$2,481.00
	0100-7320-1100	Project Director-CAP	800.00
	0100-7320-1300	Program Coordinator-CAP	1,000.00
	0100-7320-1400	Administrative Clerk-CAP	2,170.00
	0100-1415-1600	Clerical Assistance-Archive Grant	855.00
	0100-1415-8000	Fringes-Archive Grant	66.00
	0100-6250-4001	Office Supplies-JTPA	5,000.00
	0100-6250-4004	Enrollee Expenses-JTPA	1,000.00
	0100-9010-8111	Police Retirement	34,286.00
	0100-3310-4217	Signal Utilities	1,500.00
	0100-1410-2201	Office Equipment-Town Clerk	5,500.00
	0100-1220-4011	Printed Forms-Supervisor	3,000.00

HIGHWAY FUND

FROM:	0300-5110-4173	Stone, General Repairs	\$15,000.00
	0300-5110-4186	Top Soil	1,000.00
	0300-8210-4568	Storm Sewer, Cleaning	20,000.00
	0300-5141-1412	Auto Mechanic Helper	13,000.00
	0300-5141-1412	Laborer	10,000.00
	0300-5141-1444	MEO "A"	5,000.00
	0300-5141-1442	Auto Mechanic	6,000.00
	0300-5141-1374	Clerk Typist	9,500.00

TO:	0300-5130-4462	Parts & Repairs	\$15,000.00
	0300-5140-4001	Office Supplies	1,000.00
	0300-5142-4029	SALT	20,000.00
	0300-5141-1203	Working Crew Chiefs	34,000.00
	0300-5141-1491	Part-Time Laborer	9,500.00

SPECIAL DISTRICTS FUND

FROM:	1500-8173-4475	Norec Board-Sanitation	\$10,000.00
	1500-8160-1411	Cleaner-Sanitation	18,900.00
	1500-8173-4596	MRF Processing-Sanitation	35,700.00
	1500-8160-4469	Landfill-Sanitation	62,000.00
	9000-5182-1810	Highway Allocation-Lighting Dist.	25,000.00

TO:	1500-8160-4465	Central Garage Allocation-Sanitation	\$10,000.00
	1500-8160-1492	Seasonal Laborer-Sanitation	18,900.00
	1500-8160-1205	Assistant Foreman-Sanitation	35,700.00
	1500-8173-2501	Misc.Equipment-Sanitation	62,000.00
	9000-5182-1809	Traffic Light Allocation-Lighting District	25,000.00

CAPITAL FUND

FROM:	5110-1910-5731	Bond Anticipation Note	\$50,000.00
	5110-1910-5731	Bond Anticipation Note	130,000.00
	5202-1910-5031	Transfer-In	70,000.00

TO:	5110-1910-9101	Land Purchase	\$50,000.00
	5110-1910-9102	Wedgewood Rd. Construction	130,000.00
	5202-1440-0001	Traffic Light Standard Removal	70,000.00

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 30 Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

BE IT RESOLVED, that the following Vouchers and Warrants are submitted to the Town of Cheektowaga prior to November 20, 1992 are hereby approved and made a part hereof:

GENERAL FUND	\$2,259,451.59
HIGHWAY FUND	468,315.49
TRUST & AGENCY FUND	33,697.49
CDBG HUD FUND	100,317.40
PART TOWN FUND	78,244.36
RISK RETENTION FUND	134,304.69
SPECIAL DISTRICT FUND	1,967,023.51
DEBT SERVICE FUND	7,525.00
HUD REHABILITATION FUND	32,904.39
STATE AHC FUND	45.00
CAPITAL FUND	567,943.30
	<u>\$5,667,772.22</u>

Upon Roll Call....

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

III. DEPARTMENTAL COMMUNICATIONS

Item No. 31 Minutes of Cheektowaga Traffic Safety Commission: Oct. 20, 1992
Received and Filed.

Item No. 32 Supervisor's Statement of Funds: Sept. 1992
Received and Filed.

IV. GENERAL COMMUNICATIONS

Item No. 33a Summons and Complaint: Joseph A. Dimino vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Joan Meyers, Supervisor's Office; Police Department;
Allied Claims Service, Insurance Carriers.
Received and Filed.

Item No. 33b Summons and Complaint: Gary Oliver vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Joan Meyers, Supervisor's Office; Police Department;
Allied Claims Service, Insurance Carriers.
Received and Filed.

Item No. 34a Notice of Claim: Melissa & Verne Prior/Liberty Mutual Insurance Co.
vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Joan Meyers, Supervisor's Office; Police Department;
Allied Claims Service, Insurance Carriers.
Received and Filed.

Item No. 34b Notice of Claim: Sally & Alex Gabryszak vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Joan Meyers, Supervisor's Office; Senior Citizens
Department; Allied Claims Service, Insurance Carriers.
Received and Filed.

Item No. 34c Notice of Claim: Florence Kloc vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Joan Meyers, Supervisor's Office; Senior Citizens
Department; Allied Claims Service, Insurance Carriers.
Received and Filed.

Item No. 34d Notice of Claim: Timothy & Ami Kowalski vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Joan Meyers, Supervisor's Office; Highway Department;
Allied Claims Service, Insurance Carriers.
Received and Filed.

* * * * *

Motion by Councilman Johnson and seconded by Supervisor Swiatek to suspend the rules
to include the following resolution and the voting was as follows:

Upon Roll Call....

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

* * * * *

V. SUSPENSION OF RULES

Item No. 35 Motion by Councilman Johnson Seconded by Councilman Blachowski

WHEREAS, the NYSDOT is undertaking a bridge reconstruction project on
Bailey Avenue in the City of Buffalo, and

WHEREAS, considerable traffic congestion will result on Walden
Avenue, now functioning as a detour, and

WHEREAS, the Walden area businesses, residents, as well as the
Cheektowaga Traffic Safety Commission, are asking that the project be expedited and
that parking restrictions imposed by the State be minimized to provide for customers
of Walden Avenue merchants,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of
Cheektowaga, hereby petitions the NYSDOT to accelerate the Bailey Avenue Project and
refrain from parking restrictions that would be damaging to commerce on Walden, AND,
BE IT

FURTHER RESOLVED, that a certified copy of this resolution be for-
warded to Robert G. Russell, Regional Director, NYS Dept. of Transportation, 125
Main Street, Buffalo, New York.

Upon Roll Call....

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

Item No. 36 Motion by Councilman Solecki and Seconded by Supervisor Swiatek to
adjourn the meeting in memory of Anna Trzyzewski, wife of Brownie Trzyzewski.

Richard M. Moleski,
Town Clerk

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 7th day of December, 1992 at 7:30 o'clock P.M., Eastern Standard Time there were:

PRESENT: Supervisor Frank E. Swiatek
Councilman Patricia A. Jaworowicz
Councilman Dennis H. Gabryszak
Councilman Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski
Councilman Thomas M. Johnson, Jr.

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Salvatore LaGreca, Chairman of Planning Board and Director of Employee Training; Robert Kaczmarek, Supervising Accountant; Ronald Marten, Building Inspector; John Schaller, Assistant Chief and Jerome Gabryszak, Community Development Director.

I. RESOLUTIONS

Item No. 2a Motion by Councilman Gabryszak, Seconded by Councilman Rogowski

WHEREAS, Bid Proposals were received for the Leasing and Servicing of Portable Chemical Toilets on November 23, 1992, AND

WHEREAS, said Proposals have been reviewed for compliance under the terms of the Specifications, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby award said Bid for the Leasing and Servicing of Portable Chemical Toilets to:

Rural Sanitation Service, Inc.
10100 County Road
Clarence Center, New York 14032

for

- | | | |
|-------------------------------------|---|--------------------------|
| 1) Category I - Single Units | - | \$ 1.35 per day per unit |
| 2) Category II - Multiple Units | - | \$25.00 per day per unit |
| 3) Category III - Handicapped Units | - | \$ 2.00 per day per unit |

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 2b Motion by Councilman Gabryszak, Seconded by Councilman Blachowski

WHEREAS, Bid Proposals were received for Softball and Hardball Diamond Supplies on November 23, 1992, AND

WHEREAS, said Proposals have been reviewed for compliance under the terms of the Specifications, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby awards said Bid for Softball and Hardball Diamond Supplies to:

Jim Ludtka Sporting Goods Inc.
3383 Harlem Road
Cheektowaga, New York 14225

Item No. 2b continued

for

- | | | |
|--------------|---------------------------------|--------------------|
| 1) Item #I | - Hardball Bases (set of three) | - \$40.70 per unit |
| 2) Item #II | - Hardball Bases (set of three) | - \$36.10 per unit |
| 3) Item #III | - Softball Bases (set of three) | - \$29.25 per unit |
| 4) Item #IV | - Home Plates | - \$13.90 per unit |
| 5) Item #V | - Pitcher's Plates | - \$ 9.90 per unit |

Upon Roll Call....

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

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

WHEREAS, it is in order that bids be advertised to cover the purchase of work uniforms for the year 1993 for the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of work uniforms for the Town of Cheektowaga for the year of 1993, said notice to be published in the CHEEKTOWAGA TIMES, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 21st day of December, 1992 at 11:00 A.M., Eastern Standard Time, at a public bid opening to be held in the Council Chambers in the Cheektowaga Town Hall.

* * * * *

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town of Cheektowaga on December 21, 1992 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the furnishing of work uniforms for the year of 1993.

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, any may waive any informalities, make an award to other than the low bidder, should it be in the best interest of the Town, or reject any and all bids.

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

Richard M. Moleski
Town Clerk

DATED: December 7, 1992

* * * * *

Upon Roll Call....

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

AFFIDAVIT - NEXT PAGE

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

.....Melissa Gugliuzza.....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.....December 10, 1992;
last publication.....December 10, 1992;
and that no more than six days intervened be-
tween publications.

NOTICE TO BIDDER
Sealed proposals will be received
and considered by the Town of Cheek-
towaga on December 21, 1992 at 11:00
A.M., Eastern Standard Time, at the
Town Hall, corner of Broadway and
Union Roads, for the furnishing of
work uniforms for the year of 1993.
Information for bidders and specifi-
cations 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 pre-
pared and submitted in accordance
with the provisions of the specifica-
tions and contract documents, and may
waive any informalities, make an
award to other than the low bidder,
should it be in the best interest of the
Town, or reject any and all bids.
By order of the Town Board of the
Town of Cheektowaga, Erie County,
New York.
Richard M. Moleski
Town Clerk
Dated: December 7, 1992
PUBLISHED: December 10, 1992

.....Melissa Gugliuzza.....
Sworn to before me this10th.....
day ofDecember....., 1992
.....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 12/11/93

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

.....Melissa Gugliuzza.....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.....December 10, 1992.....
last publication.....December 10, 1992.....;
and that no more than six days intervened be-
tween publications.

NOTICE TO BIDDER
Sealed proposals will be received and considered by the Town of Cheektowaga on December 21, 1992 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the furnishing of work uniforms for the year of 1993.
Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town Hall.
The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interest of the Town, or reject any and all bids.
By order of the Town Board of the Town of Cheektowaga, Erie County, New York.
Richard M. Molecki
Town Clerk
Dated: December 7, 1992
PUBLISHED: December 10, 1992

.....Melissa Gugliuzza.....
Sworn to before me this10th.....
day ofDecember....., 1992
.....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 12/11/93

Item No. 3b Motion by Councilman Gabryszak, Seconded by Supervisor Swiatek

BE IT RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of 1993 baseball equipment for the Town of Cheektowaga Department of Youth and Recreational Services. Information for bidders and specifications may be obtained from the office of Richard M. Moleski, Town Clerk, said notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER,

RESOLVED, that sealed bids will be received on December 28, 1992 at 11:00 a.m. Eastern Standard Time at a public bid opening to be held in the Council Chambers in Cheektowaga Town Hall.

* * * * *

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on December 28, 1992 at 11:00 a.m. Eastern Standard Time at Town Hall, corner of Broadway and Union Road for 1993 baseball equipment.

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

The bidder agrees to make every attempt to deliver all contracted items in SIXTY (60) DAYS OR LESS from the date of order and to notify the Town of Cheektowaga Department of Youth and Recreational Services at once in the event the manufacturer or supplier causes a delay and bidder cannot comply. Bidder may be requested to present in writing reasons for delays.

The Town of Cheektowaga reserves the right to request samples of any or all items which are bid as "equals" to the item originally designated. For any item which is bid as equal, bidder must submit documentation to prove the equality of the item. Said documentation must be submitted along with the bid.

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

Further, the Town of Cheektowaga reserves the right to reduce quantities, increase quantities and delete certain items if it deems necessary.

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

Richard M. Moleski
Town Clerk

* * * * *

Upon Roll Call....

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

AFFIDAVIT - NEXT PAGE

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

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on December 28, 1992 at 11:00 a.m. Eastern Standard Time at Town Hall, corner of Broadway and Union Road for 1993 baseball equipment.

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

The bidder agrees to make every attempt to deliver all contracted items in SIXTY (60) DAYS OR LESS from the date of order and to notify the Town of Cheektowaga Department of Youth and Recreational Services at once in the event the manufacturer or supplier causes a delay and bidder cannot comply. Bidder may be requested to present in writing reasons for delays.

The Town of Cheektowaga reserves the right to request samples of any or all items which are bid as "equals" to the item originally designated. For any item which is bid as equal, bidder must submit documentation to prove the equality of the item. Said documentation must be submitted along with the bid.

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

Further, the Town of Cheektowaga reserves the right to reduce quantities, increase quantities and delete certain items if it deems necessary.

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

Richard M. Moleski
Town Clerk

PUBLISHED: December 10, 1992

Melissa Gugliuzza 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 December 10, 1992;
last publication December 10, 1992;
and that no more than six days intervened be-
tween publications.

Melissa Gugliuzza

Sworn to before me this 10th

day of December, 1992.

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 12/11/97

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

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The bidder agrees to make every attempt to deliver all contracted items in SIXTY (60) DAYS OR LESS from the date of order and to notify the Town of Cheektowaga Department of Youth and Recreational Services at once in the event the manufacturer or supplier causes a delay and bidder cannot comply. Bidder may be requested to present in writing reasons for delays.

The Town of Cheektowaga reserves the right to request samples of any or all items which are bid as "equals" to the item originally designated. For any item which is bid as equal, bidder must submit documentation to prove the equality of the item. Said documentation must be submitted along with the bid.

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

Further, the Town of Cheektowaga reserves the right to reduce quantities, increase quantities and delete certain items if it deems necessary.

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

Richard M. Moleski
Town Clerk

PUBLISHED: December 10, 1992

Item No. 4 Motion by Councilman Johnson, Seconded by Councilman Rogowski

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 recommendations of environmental significance of such applications, AND

WHEREAS, the Town Board, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, has been designated the lead agency in the subject instance, AND

WHEREAS, the Town Board acting as lead agency, must review the recommendations and information submitted to it by the Advisory Committee and render its determination, AND

WHEREAS, the Advisory Committee, at its meeting held on December 1, 1992, recommended that this Town Board issue a Negative Declaration with respect to the proposed Costanzo's Bakery at Innsbruck Drive and Union Road, AND

WHEREAS, the applicant's architect, Robert Gill, by letters dated November 20, 1992 and November 24, 1992, has addressed concerns of the Conservation Advisory Council, AND

WHEREAS, the Town Board has reviewed the application submitted and the recommendations made by the Environmental Advisory Committee for the Costanzo's Bakery, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby issues a Negative Declaration for Costanzo's Bakery, subject to the conditions and fulfillment of commitments as outlined in the aforementioned correspondence and further that the applicant prepare and submit to the Town Fire Inspector, Town Disaster Coordinator and the Chief of the Bellevue Fire District No. 9, plans or other documents, showing compliance with applicable standards for prevention of explosion hazards for flour handling equipment and facilities.

Upon Roll Call....

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

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

BE IT RESOLVED, that the New York State Electric & Gas Corporation is hereby authorized to install 460 L.F. of direct burial cable at an annual increase to the General Lighting District Budget of \$300.38 in accordance with the attached New York Electric & Gas Corporation proposal dated November 19, 1992 which is hereby made a part of this resolution, which work is necessary to relight existing street lighting facilities on Cayuga Road and Genesee Street previously energized by the Kensington Expressway circuit, abandoned under a recent removal project.

Upon Roll Call....

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

*SEE NEXT PAGE(S) FOR ATTACHMENT



November 19, 1992

STREET LIGHTING PROPOSAL

TOWN OF CHEEKTOWAGA

PRW/Kensington Expressway

Install 460 ft. direct burial cable @ \$.6530/ft.	= \$300.38
Line SU-628	
ANNUAL INCREASE	= \$300.38
TOTAL ANNUAL INCREASE	= \$300.38

This work was necessary to relight existing fixtures located on Cayuga & Genesee St. previously energized by Kensington circuit (see attached sketch).

(This proposal is made contingent upon the terms and conditions covered in NYSEG's street lighting filed tariff agreement with the Town of Cheektowaga)

An Equal Opportunity Employer

New York State Electric & Gas Corporation 150 Erie Street, Lancaster, NY 14086-1998 (716) 684-9800

Item No. 6 Motion by Councilman Blachowski, Seconded by Councilman Gabryszak

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(s)/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, Solecki,
Rogowski, Blachowski and Johnson

NAYES: 0

ABSENT: 0

*SEE NEXT PAGE(S) FOR ATTACHMENT

NO. 29

NO. 30

TOWN OF CHEEKTOWAGA DRIVER/ATTENDANT LICENSE

<u>NAME</u>	<u>ADDRESS</u>	<u>COMPANY</u>	<u>EMT</u> <u>EXPIRES</u>
Thomas Gadd	Attica, NY 14011	Town's	7/31/94

Item No. 7a Motion by Councilman Blachowski, Seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga, in September of 1988, gave Mr. and Mrs. Joseph Christ a Housing Rehabilitation Community Development loan for property owned by them and located at 611 Cleveland Drive, Cheektowaga, New York, and

WHEREAS, Mr. & Mrs. Christ are now applying for a separate mortgage loan through First Union Home Equity Corporation, and First Union Home Equity 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. & Mrs. Christ and the Town's Housing Rehabilitation Community Development Loan for 611 Cleveland Drive, Cheektowaga, New York, and any other documents necessary to effectuate the Subordination Agreement.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 7b Motion by Councilman Blachowski, Seconded by Councilman Rogowski

WHEREAS, the Town desires to retain the services of a planning consultant in relation to its Community Development Block Grant program, and

WHEREAS, the Town has previously engaged the services of Stuart Alexander and Associates for planning and technical services for the 1991-92 Community Development program year, and

WHEREAS, the Town's 1991-92 Community Development Block Grant program budget, which was approved by the Department of Housing & Urban Development, includes funding for said planning services, NOW, THEREFORE, BE IT

RESOLVED, that the Agreement between the Town of Cheektowaga and Stuart Alexander & Associates, dated December 1, 1991 for planning and technical services for the Town's Community Development Block Grant Program is hereby extended until December 1, 1992, and Be It

FURTHER RESOLVED, that the terms and conditions of said Agreement, including services to be provided and the hourly fee, remain in effect during the contract period, and Be It

FURTHER RESOLVED, that reimbursement under the contract extension shall not exceed the amount of \$30,000, and that said contract costs shall be paid from the Town's Community Development Block Grant budget for the 1992-93 program year, and Be It

Further Resolved, that the Supervisor is hereby authorized to execute any documents necessary to affect said contract extension.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Rogowski, Blachowski and Johnson

NAYES: Councilman Solecki

ABSENT: 0

Item No. 7c Motion by Councilman Blachowski, Seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga has initiated a Facade Improvements program for the revitalization of Walden Avenue between Harlem Road and Buffalo City-line, and

WHEREAS, funding for said project has been included in the Town of Cheektowaga's 1990, 1991 and 1992 Community Development Block Grant program statements submitted to and approved by the Department of Housing and Urban Development, and

Item No. 7c continued

WHEREAS, in conjunction with said project, the Town has previously engaged the services of Mussachio Architects for professional services related to the Walden Facade Improvements Program, and

WHEREAS, the Town wishes to continue to utilize the services of said firm for the Walden Facade Improvements Program, Now, Therefore, Be It

RESOLVED, that the Supervisor of the Town of Cheektowaga be and hereby is authorized and directed to execute the attached contract modification and extension with Mussachio Architects, 333 International Drive, Williamsville, New York 14221 for the Walden Facade Improvements program, said extension effective immediately and until December 1, 1993.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

*SEE NEXT PAGE(S) FOR ATTACHMENT

CONTRACT MODIFICATION AND EXTENSION

THIS CONTRACT MODIFICATION AND EXTENSION, made as of the 7th day of December, 1992 by and between the Town of Cheektowaga, a domestic municipal corporation having its principal place of business at Cheektowaga Town Hall, Broadway & Union Road, Cheektowaga, New York 14225, hereinafter referred to as the "Town", and Mussachio Architects, P.C., 333 International Drive, Williamsville, NY 14221 hereinafter referred to as the "Architect".

Witnesseth:

Whereas, the Town Board of the Town of Cheektowaga has approved this Contract Modification and Extension on December 7, 1992,

Now, Therefore, it is agreed by and between the parties hereto as follows:

1) The Agreement dated June 19, 1991 between the Town and the Architect is hereby extended until December 1, 1993 with the modifications indicated below:

(i) Section C, Task 7, (d) is amended as follows (new wording underlined):
"Finally, Architect will develop a preliminary probable estimate of Construction Cost based on standard area, volume or other unit costs if requested by both the Town and the Property Owner."

(ii) Section G is amended by addition of the following new subsections:

4. Phase II services will be provided on an hourly basis of Fifty-Five Dollars (\$55.00/hour) for any projects commenced after December 7, 1992.
5. The time expended by the Architect on any facade project will not exceed forty-five (45) hours. When the Architect has expended thirty-seven (37) hours of work on a facade project and anticipates that more than forty-five (45) hours will be necessary to complete the project, the Architect will inform the Town Community Development Office of this matter and schedule a meeting to review and evaluate the reasons why the facade project will exceed the 45 hour limit. The Town Community

Development Director may authorize an expenditure of time over 45 hours if adequate justification can be demonstrated. The responsibility for payment for expenses incurred beyond the 45-hour limit will be determined by negotiation between the Town and the property owner.

In Witness Whereof, the parties hereto have duly executed this Agreement as of the date and year first written above.

TOWN OF CHEEKTOWAGA

By: Frank E. Swiatek

Frank E. Swiatek, Supervisor

MUSSACHIO ARCHITECTS, P.C.

By: Anthony M. Mussachio

Anthony M. Mussachio, President

NO. 29

NO. 30

Item No. 7d Motion by Councilman Blachowski, Seconded by Councilman Jaworowicz

WHEREAS, the Town of Cheektowaga has received Community Development Block Grant funds from the Department of Housing & Urban Development for the 1988, 1989 and 1990 Program Years, and

WHEREAS, the Village of Depew, as a subrecipient of Community Development funding from the Town of Cheektowaga, has requested that the Town amend its Final Statement on the Use of Community Development Block Grant Funds to the Department of Housing & Urban Development for the program years stated above in order to amend the use of CDBG funds allocated to the Village,

WHEREAS, the Town Community Development Director has recommended that the amendments requested be approved, Now, Therefore, Be It

RESOLVED, that the Town Board hereby amends the Town of Cheektowaga's Final Statement on the Use of Community Development Block Grant Funds for the program years indicated on the attached Community Development Block Grant Final Statement Amendment Report, and Be It

FURTHER RESOLVED, that the Supervisor be and hereby is authorized and directed to execute any necessary documents or forms in relation to this action and to submit same to the Department of Housing and Urban Development.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

*SEE NEXT PAGE(S) FOR ATTACHMENT

Community Development Block Grant Program
Final Statement Amendment Report

The following amendments are made to the Town of Cheektowaga's Final Statement on the Use of Community Development Block Grant Funds for the Program Years indicated:

Village of Depew Projects

- 1) **1988, 1989 and 1990 Program Years:** A new project entitled "Playground Acquisition and Development" for the Village of Depew is added. Funds will be transferred to this project in the each of the appropriate program year budgets as follows: \$ 3,554.31 from 1988 Depew Street Improvements; \$ 19,255.08 from 1989 Depew Waterlines; and, \$ 12,190.61 from 1990 Depew Waterlines.

Item No. 7e Motion by Supervisor Swiatek, Seconded by Councilman Johnson

WHEREAS, the New York State Department of Labor Occupational Safety and Health Training and Education Program offers a grant program to provide 100% of the monies necessary for local governments to train and educate employees; and

WHEREAS, the Town is self-insured and the availability of employee safety training programs may reduce future claims; and

WHEREAS, the Town of Cheektowaga is in need of financial assistance to enhance safety training for programs for employees; 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 be submitted to the New York State Department of Labor Occupational Safety and Health Training and Education Program in an amount not to exceed \$40,000.00 for the purpose of securing this grant, 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 said funding.

Upon Roll Call....

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

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

WHEREAS, the Town of Cheektowaga, herein called the "Municipality," after thorough consideration of the various aspects of the problem and study of available data, has hereby determined that certain work, as described in the State Contract, herein called the "Project," is desirable, in the public interest, and is required in order to study and/or implement the local project or program; and

WHEREAS, under Chapter 53, Section 1 and 2, of the Laws of 1992 relating to the Local Assistance Budget the Legislature has authorized financial assistance to localities for services and expenses related to local projects, programs and studies by means of a written agreement; and

WHEREAS, the Municipality has examined and duly considered Chapter 53, Sections 1 and 2, of the Laws of 1992 relating to the Local Assistance Budget and deems it to be in the public interest and benefit under this law to enter into a contract therewith;

NOW, THEREFORE, BE IT RESOLVED by the Cheektowaga Town Board

1. That the Supervisor is directed and authorized as the official representative to act in connection with any contracts between the Municipality and the State, and to provide such additional information as may be required;

2. That one (1) certified copy of this Resolution be prepared and sent to the New York State Department of Environmental Conservation, Albany, New York together with the State Contract;

3. That this Resolution take effect immediately.

Upon Roll Call....

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

Item No. 7g Motion by Councilman Gabryszak, Seconded by Councilman Jaworowicz

WHEREAS, the Cheektowaga Youth and Recreational Services Department is desirous of continuing the operation of a joint program with Catholic Charities Metropolitan Services Department of 525 Washington Street, Buffalo, New York 14203,

Item No. 7g

whereby school drop-outs, potential drop-outs, and high risk youth within the Town will receive vocational, educational, and personal adjustment counseling through the School Intervention Service; and

WHEREAS, said program is open to all Cheektowaga youth regardless of race, color, or creed, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Cheektowaga be and hereby is directed to execute an agreement between the Town of Cheektowaga and Catholic Charities Metropolitan Services Department, to continue said program for a twelve (12) month period, January 1, 1993 through December 31, 1993 with a total cost not to exceed the sum of \$100,344.00 and BE IT FURTHER

RESOLVED, that Catholic Charities Services, Inc. will reimburse the Town for up to \$25,086.00 (25%) of the actual costs of operating said program and the New York State Division for Youth will reimburse the Town for up to \$35,120.00 (35%) leaving the actual cost to the Town at \$40,138.00 (40%).

CONTRACT # (BUDGET LINE ITEM) 01-7310-4677

Upon Roll Call....

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

Item No. 7h Motion by Councilman Gabryszak, Seconded by Councilman Jaworowicz

WHEREAS, the Cheektowaga Youth and Recreational Services Department is desirous of continuing the operation of a joint program with the Cheektowaga Public Library System at each of Cheektowaga's four branch libraries, which provide special activities that encourage children to read and become more familiar with the library, and

WHEREAS, said program is open to all Cheektowaga youth regardless of race, color, or creed, NOW, THEREFORE, BE IT

RESOLVED, that the Town of Cheektowaga continue said program for a twelve (12) month period, January 1, 1993 through December 31, 1993 with a total cost not to exceed the sum of \$1,400.00 and BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Cheektowaga be and hereby is authorized to execute said agreement between the Town of Cheektowaga and the Cheektowaga Public Library System.

CONTRACT # (BUDGET LINE ITEM) 01-7310-4675

Upon Roll Call....

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

Item No. 7i Motion by Councilman Gabryszak, Seconded by Councilman Blachowski

WHEREAS, the Cheektowaga Youth and Recreational Services Department is desirous of continuing the operation of a joint program with Child and Family Services of Erie County, 330 Delaware Avenue, Buffalo, New York 14202, for the purpose of providing group, individual and family counseling to police and court referred juveniles, youthful offenders, and runaway and homeless youth, and

WHEREAS, said program is open to all Cheektowaga youth regardless of race, color, or creed, NOW, THEREFORE, BE IT

Item No. 7i continued

RESOLVED, that the Supervisor of the Town of Cheektowaga be and hereby is directed to execute an agreement between the Town of Cheektowaga and Child and Family Services to continue said program for a twelve (12) month period, January 1, 1993 through December 31, 1993 with a total cost not to exceed the sum of \$67,192.00 and BE IT FURTHER

RESOLVED, that Child and Family Services will reimburse the Town for up to \$10,079.00 (15%) of the actual costs of operating said program and the New York State Division for Youth will reimburse the Town for up to \$23,517.00 (35%) leaving the actual cost to the Town at \$33,596.00 (50%).

CONTRACT # (BUDGET LINE ITEM) 01-7310-4687

Upon Roll Call....

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

Item No. 7j Motion by Councilman Gabryszak, Seconded by Councilman Rogowski

WHEREAS, the Town of Cheektowaga is the owner of the Cheektowaga Recreation Center located at 2600 Harlem Road, Cheektowaga, New York, and

WHEREAS, the Western New York High School Club Hockey is desirous of renting the ice skating rink located in the Cheektowaga Recreation Center, and

WHEREAS, the attached License Agreement states the terms and conditions of such ice skating rink rental, and is acceptable to the Town, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached License Agreement between the Town and the Western New York High School Club Hockey, and BE IT FURTHER

RESOLVED, that monies from such rental shall be deposited into the General Fund, line item 7140.2023.

Upon Roll Call....

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

*SEE NEXT PAGE(S) FOR ATTACHMENT

1992 - 1993
LICENSE AGREEMENT
ICE RENTAL

ORGANIZATION WESTERN NEW YORK HIGH SCHOOL CLUB HOCKEY

NAME PAUL SELLERS

CHEEKTOWAGA YOUTH AND RECREATIONAL SERVICES DEPARTMENT

ICE TIME REQUEST

NAME OF ORGANIZATION WESTERN NEW YORK HIGH SCHOOL CLUB HOCKEY

NAME OF INDIVIDUAL TO CONTACT PAUL SELLERS

ADDRESS OF ABOVE 667 FRIES ROAD, TONAWANDA, NEW YORK 14250

HOME PHONE 832-2568 BUSINESS PHONE _____

RENTAL REQUEST

FROM: (DATE) SEE ATTACHED TO: (DATE) SEE ATTACHED

DAY OR DAYS SEE ATTACHED

TIME SEE ATTACHED

TOTAL HOURS PER WEEK SEE ATTACHED

COMMENTS: NOTE: Ice resurfacing including in rental time.

Western New York High School Club Hockey

Ice Rental Request - Addendum

<u>Dates</u>	<u>Total Hours</u>
1992 - December - 9:00-10:30 p.m. = 1.5 hours 1,3,8,10,15,17,22,29	12.0
1993 - January - 9:00-10:30 p.m. = 1.5 hours 5,7,12,14,19,21,26,28	12.0
1993 - February - 9:00-10:30 p.m. = 1.5 hours 2,4,9,11,16,18,23	<u>10.5</u>
	34.5 hours
	<u>x \$100.00 per hour</u>
Total Amount = \$3,450.00	

LICENSE AGREEMENT

THIS AGREEMENT, made and entered into the 4TH day of November, 19 92, by and between the TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK, a domestic municipal corporation having its principal place of business at Broadway and Union Road, Cheektowaga, New York 14227, hereinafter referred to as the "TOWN"

and

WESTERN NEW YORK HIGH SCHOOL CLUB HOCKEY (a domestic corporation duly organized under the laws of the State of New York) (a partnership) (an individual) (an unincorporated association), having its principal office for the transaction of business at 667 FRIES ROAD, TONAWANDA, New York 14150.

WITNESSETH:

WHEREAS, the Town is the owner of the Cheektowaga Recreation Center located at 2600 Harlem Road in Cheektowag Town Park, Cheektowaga, New York 14225, and

WHEREAS, the LICENSEE is desirous of renting the ice skating rink located in the Cheektowaga Recreation Center.

NOW, THEREFORE, IT IS AGREED BY AND BETWEEN THE PARTIES HERETO;

1. PREMISES: The Town hereby grants a license to the LICENSEE to use the ice skating rink, including player and penalty boxes, and a dressing room designated by the Town, located in the Cheektowaga Recreation Center, on an exclusive basis, for each date and time that this license is in effect.

In addition, this license shall include the non-exclusive use of the lobby, vestibule and other public facilities, including parking areas, as any or all of the foregoing are appropriate to the particular use of the said Recreation Center as herein permitted.

2. RENT: The LICENSEE agrees to pay to the TOWN a total rental of \$ 3,450.00 which sum shall be paid as follows on or before:

December 1, 1992

\$ 3,450.00

In the event that any of the above mentioned rental payments are not made at the time specified for such payment, the TOWN shall have the right to cancel this license without notice to the LICENSEE.

3. USE OF PREMISES:

- a) The LICENSEE's use of the said Recreation Center is limited to hockey and ice skating only.
- b) The LICENSEE shall cause any spectators to sit in such areas as may be designated by the TOWN.
- c) The LICENSEE shall keep the areas used in good and clean condition, and shall not permit the accumulation of rubbish or debris on the premises.
- d) The LICENSEE shall return to premises, at the termination of this license, in the same condition as at the commencement of the term of this license, normal wear and tear expected; and shall be responsible for all damages which are caused by or through the acts or omissions of the LICENSEE, its agents, employees, and/or invitees.
- e) No alcoholic beverages will be allowed on the premises.
- f) The LICENSEE shall comply with all laws, rules and regulations of any municipal authority, including police, fire, safety and health regulations and the reasonable requirements of the TOWN.
- g) The LICENSEE shall not assign, convey, transfer, sublet or otherwise dispose of this license to any other person, organization, firm or cooperation without first obtaining the written consent of the TOWN and/or the Recreation and Parks Committee of the Town of Cheektowaga.

In addition to the rent listed above, in the event the LICENSEE and/or its invitees do not vacate the PREMISES by 10:50 p.m. on the day of the rental, LICENSEE shall reimburse the TOWN for the following expenses within fourteen (14) days of demand thereof by the TOWN;

- a) Personnel costs (i.e. overtime or additional salaries paid) for TOWN employees who remained on the PREMISES.
- b) Additional rent at the rental rate of \$100 per hour for the additional time LICENSEE and/or its invitees remained on the PREMISES.

4. UTILITIES AND ICE CLEANING SERVICES: The TOWN shall provide all water, heat, as, oil and electrical current for the usage of the LICENSEE in the areas assigned herein. In addition, the TOWN shall provide for the cleaning of the ice facilities and the rink and for snow removal in the parking areas; however, the TOWN shall not be liable for any interruption or delay in any of the above mentioned services.
 - a. The LICENSEE shall be responsible for on-PREMISES crowd control while it is renting the PREMISES.
5. INSURANCE: The LICENSEE shall procure and pay for General Liability insurance in the amounts of \$500,000 each occurrence and \$1,000,000 aggregate for bodily injury and property damage combined with such insurance to cover participants for any activities performed on TOWN premises. The TOWN, its agents and employees shall be named as additional insureds under such policy or policies, and such insurance shall be primary to any other insurance protecting the TOWN. The LICENSEE shall provide the Town with a Certificate of the Insurance which states the TOWN shall be given at least thirty (30) days advance written notice of cancellation, non-renewal, or material change of the insurance required of the LICENSEE. In the event of cancellation, non-renewal, or material change of such insurance, the TOWN shall have the writ to cancel this license.
6. NON-LIABILITY OF OWNER: This license is made upon the express condition that the TOWN shall be free from all liabilities in claims for damages and/or lawsuits for or by reason of any injury or injuries to any person or property of any kind whatsoever, from any cause or causes whatsoever while in or upon said premises during the term of this license or occasioned by any occupancy or use of said premises or any activity carried on by LICENSEE in connection herewith, and LICENSEE hereby covenants and agrees to indemnify and hold harmless the TOWN from all liabilities, charges, claims, expenses (including attorney fees) and costs on account of or by reason of such injuries, liabilities, claims, lawsuits or losses however occurring and damages arising from the same.

7. FORCE MAJEURE: In the event of total or partial destruction of the Recreation Center by fire or other peril, or by any act of nature, during the term of this license or subsequent to its execution, the TOWN shall have the option of terminating this license by giving the LICENSEE written notice to that effect or by repairing the premises with due diligence and continuing this license in effect. Should the TOWN decide to repair the damage with due diligence, the rent for the period required for such repair shall be equitably reduced in proportion to the reduction, if any, in usable space of the premises.

Other peril, as above mentioned, shall be interpreted to include power failure, compressor failure and Zamboni failure.

In addition, no claim shall be made by the LICENSEE against the TOWN based upon any shutdown of the Recreation Center caused by inclement weather, faulty construction of equipment, or for any other reason whatsoever other than the gross negligence of the TOWN.

8. MISCELLANEOUS PROVISIONS: This license agreement contains the entire agreement between the parties hereto, and there are no understandings, agreements or representations, expressed or implied, not specified herein respecting this license.

SUE ANN DIER
Notary Public, State of New York
Qualified in Erie County
My Commission Expires April 30, 19...94

CERTIFICATE OF INSURANCE

87398

ISSUE DATE (MM/DD/YY)

10/22/92

PRODUCER

K & K Insurance Agency, Inc.
1712 Magnavox Way
P.O. Box 2338
Fort Wayne, In 46801

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

COMPANIES AFFORDING COVERAGE

COMPANY LETTER **A** TRANSAMERICA INSURANCE

COMPANY LETTER **B**

COMPANY LETTER **C**

INSURED

USA HOCKEY
4965 NORTH 30TH STREET
COLORADO SPRINGS, CO 80919

COVERAGES

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED, NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

CO. LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS (in thousands)	
A	General Liability	SSP35039249	12:01AM 9/28/92	12:01AM 9/01/93	General Aggregate	\$ NONE
	<input checked="" type="checkbox"/> Commercial General Liability				Products-Comp/Ops Aggregate	\$ 1000
	<input type="checkbox"/> Claims Made <input checked="" type="checkbox"/> Occur.				Personal & Advertising Injury	\$ 1000
	<input type="checkbox"/> Owner's & Contractors Prot.				Each Occurrence	\$ 1000
					Fire Damage (Any one fire)	\$ 50
					Medical Expense (Any one person)	\$ 5
					Participant Legal Liability	\$ 1000
	Automobile Liability				Combined Single Limit	\$
	<input type="checkbox"/> Any auto				Bodily Injury (per person)	\$
	<input type="checkbox"/> All owned autos				Bodily Injury (per accident)	\$
	<input type="checkbox"/> Scheduled autos				Property Damage	\$
	<input type="checkbox"/> Hired autos					
	<input type="checkbox"/> Non-owned autos					
	<input type="checkbox"/> Garage Liability					
	Excess Liability				Each Occurrence	Aggregate
	<input type="checkbox"/> Other than Umbrella form				\$	\$
	Workers' Compensation and Employers' Liability				Statutory	
					\$ Each Accident	
					\$ Disease-Policy Limit	
					\$ Disease-Each Employee	
	Participant Accident				AD&D	\$
					Primary Medical	\$
					Excess Medical	\$
					Weekly Indemnity	\$ X

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/RESTRICTIONS/SPECIAL ITEMS

EVENT: ALL CLUB ACTIVITIES
LOCATION: SEE ATTACHED IL1201
SEE ATTACHED IL1201 FOR ADDITIONAL INSUREDS.

CERTIFICATE HOLDER

CANCELLATION

WESTERN NY HIGH SCHOOL CLUB
HOCKEY/PAUL SELLERS JR.
667 FRIES RD
TONAWANDA, NY 14150

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING COMPANY WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE COMPANY, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE

Catherine B. Juy

Policy Change
Number 0217

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

IL 12 01 11 85

POLICY CHANGES

POLICY NO. SSP35039249	POLICY CHANGES EFFECTIVE 09/28/92 - 09/01/93	COMPANY TRANSAMERICA INSURANCE COMPANY
NAMED INSURED USA HOCKEY		AUTHORIZED REPRESENTATIVE K&K INSURANCE AGENCY, INC.
COVERAGE PARTS AFFECTED COMMERCIAL GENERAL LIABILITY		
<p style="text-align: center;">CHANGES</p> <p>WITH RESPECT TO ENDORSEMENT CG2011, ADDITIONAL INSUREDS-MANAGERS OR LESSORS OF PREMISES, IT IS UNDERSTOOD AND AGREED THAT THE FOLLOWING ARE ADDED TO THE POLICY AS AN ADDITIONAL INSURED BUT ONLY WITH RESPECT TO THE OPERATIONS OF THE NAMED INSURED:</p> <p>HOLIDAY-LEISURE TWIN RINKS, INC., HYDE PARK ICE PAVILION, SABRELAND INC., AMHERST RECREATION DEPT., TOWN OF TONAWANDA RECREATION DEPT., DEPEW RECREATION DEPARTMENT, OLEAN PARKS AND RECREATION DEPT., CHEEKTOWAGA RECREATION DEPT., KENMORE TOWN OF TONAWANDA BOARD OF EDUCATION, SWEET HOME BOARD OF EDUCATION & FREDONIA STATE COLLEGE</p>		

NP

Catherine B. Frey

Authorized Representative Signature

Item No. 7k Motion by Councilman Jaworowicz, Seconded by Councilman Johnson

WHEREAS, the Town Dog Control Officer on occasion, needs to use a tranquilizer gun to seize dogs which are running loose in the Town, and

WHEREAS, Dr. Michael Keem, D.V.M. of the Cheektowaga Veterinary Hospital has agreed to supply the Town's Dog Control Officer with certain tranquilizer drugs provided the Town executes an indemnification agreement to hold him harmless, and

WHEREAS, the Town's Dog Control Officer has received the necessary training in the use of tranquilizer guns and the Police Department has requested that she be allowed to use tranquilizers to seize dogs, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached Indemnification Agreement to indemnify Dr. Keem and the Cheektowaga Veterinary Hospital from the Town's actions in using the tranquilizer drugs.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

*SEE NEXT PAGE(S) FOR ATTACHMENT

Item No. 15 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:	0100-3120-1591	School Crossing Guards	\$ 3,000.00
	0100-1220-1340	Accountant	2,806.00
	0100-1220-1341	Junior Accountant	1,600.00
	0100-9999-1124	HUD Reimbursement	2,753.00
	0100-1220-1374	Other Clerical-Supervisor	15,000.00
	0100-7140-1621	Umpires & Referees-Youth & Rec.	743.00
	0100-7180-1902	Beach & Pool Supplies-Youth & Rec.	164.50
	0100-7180-1903	Life Guards-Youth & Rec.	44.50
	0100-7310-1802	Developmentally Disabled Camp-Youth & Rec	346.00
	0100-7310-1804	Administrative Interns-Youth & Rec.	797.00
	0100-7310-1810	Alexander Day Camp-Youth & Rec.	4,872.50
	0100-7310-1811	YCC-Supervisor-Youth & Rec.	730.75
	0100-7310-1812	YCC-Participants-Youth & Rec.	31.75
	0100-7310-4689	YCC Supplies Youth & Rec.	270.00
	0100-7310-4201	Telephone-Youth & Rec.	1.00
	0100-7310-4201	Telephone-Youth & Rec.	102.00
	0100-7310-4681	In-Service Training-Youth & Rec.	2,500.00
	0100-7140-4611	Transportation-Youth & Rec.	1,100.00
	0100-1910-4711	Contingency	10,000.00
	0100-1910-4711	Contingency	10,503.00
	0100-1640-4161	Gasoline-Central Garage	3,000.00
	0100-3120-1569	Part-Time Dispatchers-Police	7,000.00
TO:	0100-1010-1301	Council Secretary	1,549.00
	0100-1010-1361	Council Clerk-Steno	1,743.00
	0100-1110-1303	Court Clerk	2,157.00
	0100-1220-1305	Secretary to Supervisor	785.00
	0100-1330-1164	Deputy Tax Receiver	1,477.00
	0100-1355-1101	Assessor	2,875.00
	0100-1410-1154	First Deputy Clerk	2,462.00
	0100-1410-1155	Second Deputy Clerk	1,943.00
	0100-1420-1102	Town Attorney	2,731.00
	0100-1420-1151	Deputy Town Attorney	2,909.00
	0100-1430-1125	Coordinator-Employee Relations	2,231.00
	0100-1430-1301	Secretary-Employee Relations	1,789.00
	0100-1440-1105	Town Engineer	3,586.00
	0100-1440-1406	Assistant Town Engineer	2,574.00
	0100-5010-1171	Deputy Highway Superintendent	1,648.00
	0100-6250-1952	Director-JPTA	2,969.00
	0100-7620-1121	Senior Citizens Director	2,481.00
	0100-9999-1123	HUD Wages	2,753.00
	0100-7310-1114	Executive Director-Youth & Rec.	1.00
	0100-7310-1161	Program Coordinator-Youth & Rec.	102.00
	0100-7140-4191	Misc. Expenses-Youth & Rec.	2,500.00
	0100-7140-4191	Misc. Expenses-Youth & Rec.	1,100.00
	0100-1910-4261	Postage	10,000.00
	0100-1640-4441	Police Equipment Repair-Central Garage	3,000.00
	0100-3120-2204	Computer Grant	10,000.00

SPECIAL DISTRICTS FUND

FROM:	2500-1910-2701	Recovery of Prior Year Expense	311,529.00
	2500-1910-1935	Fire Loss Insurance Recoveries	75,000.00
TO:	2500-8125-4930	Judgments & Claims	130,000.00
	2500-1910-2799	Appropriated Fund Balance	156,529.00
	2500-8125-1935	Fire Loss Payroll	30,000.00
	2500-8125-1930	Fire Loss Payroll	70,000.00

Item No. 15 continued

COMMUNITY DEVELOPMENT FUND

FROM:	0700-8613-8715	Depew Street Improvements	\$ 3,554.31
	0700-8640-9722	Depew Water Lines	19,255.08
	0700-8640-0722	Depew Water Lines	12,190.61
TO:	0700-5088-0710	Depew Playground Acquisition & Development	3,554.31
	0700-5089-0710	Depew Playground Acquisition & Development	19,255.08
	0700-5090-0710	Depew Playground Acquisition & Development	12,190.61

PART TOWN FUND

FROM:	0800-4010-4508	Medical Service	800.00
TO:	0800-8020-1051	Planning Board	800.00

Upon Roll Call....

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

Item No. 16 Motion by Supervisor Swiatek, Seconded by Councilman Gabryszak

BE IT RESOLVED, that the following Vouchers and Warrants are submitted to the Town of Cheektowaga prior to December 4, 1992 are hereby approved and made a part hereof:

GENERAL FUND	\$1,422,946.94
HIGHWAY FUND	252,027.04
TRUST & AGENCY FUND	28,916.88
CDBG HUD FUND	2,619.60
PART TOWN FUND	20,725.07
RISK RETENTION FUND	495.00
SPECIAL DISTRICTS FUND	224,025.37
HUD REHABILITATION FUND	355.50
CAPITAL FUND	112,121.55
	<u>\$2,064,232.95</u>

Upon Roll Call....

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

II. DEPARTMENTAL COMMUNICATIONS

Item No. 17 Building Permits
Received and Filed

Item No. 18 Supervisor's Statement of Funds - October 1992
Received and Filed

III. GENERAL COMMUNICATIONS

Item No. 19a Notice of Claim: Daniel Kowalczyk vs the Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Joan Meyers, Supervisor's Office; Sewer Maintenance Dept. and Allied Claims Insurance Carrier.
Received and Filed

MEETING NO. 28
December 7, 1992

Item No. 19b Notice of Claim: Allied Frozen Storage (Mark L. Wiecek) vs the Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Joan Meyers, Supervisor's Office; Sanitation Dept. and Allied Claims Insurance Carrier.
Received and Filed

Item No. 20 Motion by Supervisor Swiatek, Seconded by Unanimous to adjourn this meeting in memory of the 51st Anniversary of Pearl Harbor Day.

Richard M. Moleski
Town Clerk

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

WHEREAS, by resolution, this Town Board appointed James McCloskey to the temporary position of Cleaner in the Facilities Department, AND

WHEREAS, as per Section 18.02 of the collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, James McCloskey must be returned to his former position of a permanent Laborer's Aide in the Recycling Department, NOW, THEREFORE, BE IT

RESOLVED, that James McCloskey be and hereby is returned to his position of Laborer's Aide in the Recycling Department effective December 8, 1992.

Upon Roll Call....

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

Item No. 9a Motion by Councilman Jaworowicz, Seconded by Councilman Solecki

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

EFFECTIVE

TOWN CLERK'S OFFICE

Cheri Nowakowski 11/26/92

SANITATION DEPARTMENT

David Kuerzdoerfer 12/05/92
Gary Czajka "
Ronald Sobocinski "
Timothy Kozlowski "
Dale Ruthenberg 11/24/92

Upon Roll Call....

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

Item No. 9b Motion by Councilman Johnson, Seconded by Councilman Jaworowicz

WHEREAS, by resolution, this Town Board appointed Donald Wegner as a provisional candidate to the position of Zoning Inspector, pending the results of a Civil Service exam for said position, AND

WHEREAS, said results have been released by the Erie County Department of Personnel, AND

WHEREAS, Donald Wegner is not reachable for permanent full-time appointment at this time, NOW, THEREFORE, BE IT

RESOLVED, that Donald Wegner be and hereby is terminated for his full-time position of Zoning Inspector, effective December 28, 1992.

Upon Roll Call....

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

Item No. 10 Motion by Councilman Johnson, Seconded by Councilman Solecki

BE IT RESOLVED, that the position of Zoning Inspector (Part-Time) be and hereby is created, AND, BE IT FURTHER

RESOLVED, that the Employee Relations Department be and hereby is directed to process the necessary paperwork with the Erie County Department of Personnel for said position.

Upon Roll Call....

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

Item No. 11 Motion by Councilman Johnson, Seconded by Councilman Blachowski

WHEREAS, in response to resident concerns, the Town is initiating a systematic Housing and Zoning Enforcement Program, AND

WHEREAS, effective the first of December of this year, the building and plumbing permit fees are increased causing an estimated additional \$60,000 in revenues for the next year, NOW, THEREFORE, BE IT

RESOLVED, that Donald Wegner be and hereby is hired as a Part-Time Zoning Inspector at a salary of \$10.00 per hour to assist in this new enforcement effort and that part-time hours devoted to this enforcement activity will be driven by the resulting increased revenues realized by these efforts, AND, BE IT FURTHER

RESOLVED, that said part-time appointment be and hereby is effective December 28, 1992.

Upon Roll Call....

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

Item No. 12a Motion by Councilman Johnson, Seconded by Councilman Jaworowicz

WHEREAS, a vacancy exists in the position of Zoning Inspector in the Building and Plumbing Department, AND

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

WHEREAS, the existing Civil Service list for said position was canvassed, AND

WHEREAS, Daniel Ulatowski appears on said Civil Service list, has been interviewed and meets all the necessary qualifications, NOW, THEREFORE, BE IT

RESOLVED, that Daniel Ulatowski of 89-5 Slate Creek Drive, Cheektowaga, New York 14227, be and hereby is appointed to the position of Zoning Inspector at a salary in accordance with the terms and conditions of the collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, effective December 28, 1992.

Upon Roll Call....

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

Item No. 12b Motion by Councilman Gabryszak, Seconded by Councilman Solecki

WHEREAS, a temporary vacancy exists in the position of Cleaner in the Facilities Department, AND

Item No. 12b continued

WHEREAS, said vacancy was posted as per the collective bargaining between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, AND

WHEREAS, David Orlikowski, currently employed as Light Motor Equipment Operator in the Recycling Department, bid on said temporary vacancy, was interviewed and meets all the necessary qualifications, NOW, THEREFORE, BE IT

RESOLVED, that David Orlikowski be and hereby is appointed to the temporary position of Cleaner in the Facilities Department in accordance with the terms and conditions as set forth in the collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, effective December 8, 1992.

Upon Roll Call....

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

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

WHEREAS, the terms of three members of the Cheektowaga Traffic Safety Commission expire on December 31, 1992, and

WHEREAS, this Board wishes to reappoint such members to another three year term, NOW, THEREFORE, BE IT

RESOLVED, that the following members of the Cheektowaga Traffic Safety Commission be and hereby are reappointed to another three year term, beginning December 31, 1992 and expiring December 31, 1995:

Charles Getz
Mary Lou Penkalski
Theodore Kurk

Upon Roll Call....

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

Item No. 14 Motion by Supervisor Swiatek, Seconded by Councilman Solecki

WHEREAS, Marvin A. Kazmierczak, a Laborer in the Sanitation Department, has exhausted all of his sick leave, personal leave and vacation time, AND

WHEREAS, Marvin Kazmierczak is currently under doctor's care and has requested an extension of sick leave payments for a period of fifteen (15) days, AND

WHEREAS, as per Section 8.02(e) of the collective bargaining agreement the Town of Cheektowaga and the Town of Cheektowaga Employees Association, the Town Board can grant this request, provided such payments are repaid to the Town upon the employee's return to service, NOW, THEREFORE, BE IT

RESOLVED, that Marvin Kazmierczak be and hereby is granted extended sick leave payments for a period of fifteen (15) days, effective December 2, 1992, AND, BE IT FURTHER

RESOLVED, that said payments will be repaid to the Town by Mr. Kazmierczak upon his return to service.

Upon Roll Call....

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

LEGAL NOTICE
NOTICE OF HEARING
ON PROPOSAL TO AMEND
CODE OF ETHICS ORDINANCE

NOTICE IS HEREBY GIVEN
THAT, in pursuance of a resolution of
the Town Board of the Town of Cheektowaga, which was duly passed on the
21st day of December, 1992, and in
accordance with the provisions of the
Town Law of the State of New York, a
public hearing will be held on the 4th
day of January, 1993 at 7:00 P.M., at
the Cheektowaga Town Hall, corner of
Broadway and Union Road, Cheek-
towaga, New York, at which hearing
all parties in interest and citizens shall
have an opportunity to be heard, and at
which time and place it may be deter-
mined by the Town Board whether the
Code of Ethics Ordinance (Chapter 24
of the Code of the Town of Cheektow-
aga) shall be amended and changed as
follows:

1. RESOLVED, that section 24-
3.E., which relates to the disclosure of
interest, shall be amended to read as
follows:

24-3. Standards of conduct.

E. Disclosure of interest. To
the extent that he or she
knows thereof, a member of
the Town Board and any offi-
cer or employee of the Town
of Cheektowaga, whether
paid or unpaid, who partici-
pates in the discussion or
gives an official opinion to
the Town Board on any legis-
lation or action before the
Town Board, or who has a
direct or indirect input or
involvement in any transac-
tion involving the Town,
shall publicly disclose on the
official record the nature and
extent of any direct or indi-
rect financial or other private
interest he or she has in such
legislation or transaction.

2. RESOLVED, that a new section
24-3.I., shall be added and shall read as
follows:

I. Use of information for finan-
cial or personal gain. He or
she shall not use any infor-
mation acquired in the
course of his official duties
or take any action to advance
the financial or other private
interest of himself, herself or
any other person.

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

Dated: December 21, 1992

Richard M. Moleski

Town Clerk

PUBLISHED: DECEMBER 24, 1992

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA

ss.

Melissa Gugliuzza, 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 December 24, 1992;
last publication December 24, 1992;
and that no more than six days intervened be-
tween publications.

Melissa Gugliuzza

Sworn to before me this 24th

day of December, 1992.

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 12/11/93

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 16th day of December, 1991 at 7:30 o'clock P.M., Eastern Standard Time there were:

PRESENT: Supervisor Frank E. Swiatek
Councilman Patricia A. Jaworowicz
Councilman Dennis H. Gabryszak
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski

ABSENT: Councilman Richard B. Solecki

Also present were: Richard M. Moleski, Town Clerk; Chester Bryan, Town Engineer; James Kirisits, Town Attorney; Ronald Marten, Building Inspector; Salvatore LaGreca, Employment and Training Director; Raymond Dusza, County Legislator.

I. RESOLUTIONS

Item No. 2 Motion by Supervisor Swiatek Seconded by Councilman Blachowski

BE IT RESOLVED, that the first Town Board meeting for the Town of Cheektowaga for 1992 shall be on the 6th day of January, 1992 at 7:30 P.M. in the Town Hall Council Chambers, Broadway and Union Road, Cheektowaga, New York, and BE IT FURTHER

RESOLVED, that the public comment period for such meeting shall begin at 7:15 P.M.

Upon Roll Call....

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

Item No. 3 Motion by Councilman Gabryszak Seconded by Councilman Blachowski

WHEREAS, the Town has an agreement with L. T. Vending, Inc. for the installation of vending machines in the Cheektowaga Recreation Center, and

WHEREAS, L. T. Vending, Inc. has prepared and submitted to the Town a License Agreement for the renewal of the vending machine concession, and

WHEREAS, Section 64(7) of the Town Law of the State of New York requires that a public hearing be held on the granting of concessions by a Town Board prior to the granting of same, NOW, THEREFORE, BE IT

RESOLVED, that a public hearing on the proposal for the Town to enter into a concession agreement with L. T. Vending, Inc. shall be held on the 6th day of January, 1992 at 7:30 P.M., in the Town Hall Council Chambers, Broadway and Union Road, Cheektowaga, New York, 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.

* * * * *

Item No. 3 continued

NOTICE OF HEARING

TAKE NOTICE, that the Town Board of the Town of Cheektowaga will hold a public hearing at the Town Hall, corner of Broadway and Union Road in said Town of Cheektowaga, on the 6th day of January, 1992 at 7:30 P.M. to consider the advisability of entering into a concession agreement with L. T. Vending, Inc. for the installation of vending machines in the Cheektowaga Recreation Center, 2600 Harlem Road, Cheektowaga, New York.

Said concession agreement shall be for a term of two (2) years. A copy of such concession agreement is on file in the Town Clerk's Office where it may be viewed by the public.

All parties in interest and citizens shall have an opportunity to be heard at such hearing.

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

DATED: December 16, 1991

Richard M. Moleski, Town Clerk

* * * * *

Upon Roll Call....

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

AFFIDAVIT - NEXT PAGE

LEGAL NOTICE
NOTICE OF HEARING
TAKE NOTICE, that the Town Board of the Town of Cheektowaga will hold a public hearing at the Town Hall, corner of Broadway and Union Road in said Town of Cheektowaga, on the 6th day of January, 1992 at 7:30 P.M. to consider the advisability of entering into a concession agreement with L.T. Vending, Inc. for the installation of vending machines in the Cheektowaga Recreation Center, 2600 Harlem Road, Cheektowaga, New York.
Said concession agreement shall be for a term of two (2) years. A copy of such concession agreement is on file in the Town Clerk's Office where it may be viewed by the public.
LEGAL NOTICE
All parties in interest and citizens shall have an opportunity to be heard at such hearing.
BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.
Dated: Cheektowaga, New York
December 16, 1991
RICHARD M. MOLESKI
Town Clerk
PUBLISH: December 19, 1991

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 December 19, 1991;
last publication December 19, 1991;
and that no more than six days intervened be-
tween publications.

Melanie Wolf
19th
Sworn to before me this
day of December, 1991.
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 12/11/93

NO. 30

Item No. 4 Motion by Councilman Rogowski Seconded by Councilman Blachowski

WHEREAS, in the middle of 1990, this Town Board began to aggressively pursue the adoption of a new comprehensive master plan, zoning maps and zoning law, and

WHEREAS, since such time, the Building Inspector's Office, the Planning Board, the Town Environmental Advisory Committee and other Town departments together with The Saratoga Associates and Richard Brox, professional planning consultants, have prepared such documents, and

WHEREAS, interested and involved agencies (i.e., State, County and local) were solicited for comments and lead agency designation, and this Town Board has been designated as lead agency for this project, and

WHEREAS, the Town Environmental Advisory Committee has reviewed the aforementioned documents and has recommended that the adoption of such documents is environmentally non-significant under the State Environmental Quality Review Act, and

WHEREAS, this Town Board agrees with the recommendation made by the Town Environmental Advisory Committee, NOW, THEREFORE, BE IT

RESOLVED, that a negative declaration concerning the adoption of a new master plan, zoning law and zoning maps and the repeal of the existing documents for the Town of Cheektowaga be and hereby is issued, and BE IT FURTHER

RESOLVED, that the Town Building Inspector prepare the necessary negative declaration as indicated above and file same with the NYS DEC and interested and involved agencies.

Upon Roll Call....

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

Item No. 5 Adoption of Local Law No. 5 "A Local Law Relating to Zoning".
This item was withdrawn

Item No. 6a Motion by Councilman Rogowski Seconded by Councilman Jaworowicz

WHEREAS, by resolution dated November 18, 1991, this Town Board directed that a Notice to Bidders be published advertising for labor and equipment necessary to remove snow during a snow emergency, and

WHEREAS, such bids were duly received and opened on December 2, 1991, and

WHEREAS, the Town Superintendent of Highways has reviewed such bids and has made his recommendation concerning such bids, NOW, THEREFORE, BE IT

RESOLVED, that the bid for labor and material necessary for the removal of snow during a snow emergency on an as-needed basis be awarded to Custom Topsoil, Inc., 320 Crabapple Lane, Cheektowaga, New York 14227 being the lowest bidder. (Attached and made part of this resolution are bids submitted for review.)

RESOLVED, that line item to be used in case of emergency is 0300 5142 4029.

* See attached pages

Upon Roll Call....

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

FORMAL BID PROPOSAL ON

EMERGENCY SNOW REMOVAL

FOR THE TOWN OF CHEEKTOWAGA 1990-91 WINTER SEASON

Covered by Specifications advertised on 11/21/91 this bid must be returned to the Town Clerk's Office, Cheektowaga Town Hall, Broadway & Union Rd., Cheektowaga NY 14227 on or before 11:00 A.M. December 2, 1991, at which time all bids will be publicly opened.

THE UNDERSIGNED SUBMITS THE FOLLOWING BID WHICH IS IN COMPLETE CONFORMITY WITH THE INTENT OF THE SPECIFICATIONS:

SUPERVISOR WITH PICK UP TRUCK

	<u>BASE HOURLY RATE</u>	<u>PREMIUM TIME</u>
3 C.Y. Loaders	\$95.00	115.00
4 C.Y. Loaders	\$115.00	135.00
5 C.Y. Loaders	\$130.00	150.00
Road Graders	\$105.00	125.00
Tandem Axle Dump Trucks	\$43.00	65.00

CONTRACTOR ABC Paving Co., Inc.

ADDRESS P.O. Box 350, Buffalo, New York 14224

PHONE (716) 826-7310

FORMAL BID PROPOSAL ON

EMERGENCY SNOW REMOVAL

FOR THE TOWN OF CHEEKTOWAGA 1990-91 WINTER SEASON

Covered by Specifications advertised on 11/21/91 this bid must be returned to the Town Clerk's Office, Cheektowaga Town Hall, Broadway & Union Rd., Cheektowaga NY 14227 on or before 11:00 A.M. December 2, 1991, at which time all bids will be publicly opened.

THE UNDERSIGNED SUBMITS THE FOLLOWING BID WHICH IS IN COMPLETE CONFORMITY WITH THE INTENT OF THE SPECIFICATIONS:

SUPERVISOR WITH PICK UP TRUCK

	BASE HOURLY RATE	PREMIUM TIME
3 C.Y. Loaders	\$ 75.00	\$ 95.00
4 C.Y. Loaders	\$ 85.00	\$ 105.00
5 C.Y. Loaders	\$ 120.00	\$ 140.00
Road Graders	\$ 73.00	\$ 93.00
Tandem Axle Dump Trucks	\$ 55.00	\$ 70.00

CONTRACTOR Cedar Upgrading & Salvage, Inc.
ADDRESS 29 South Elliott Street
PHONE (716) 631-3269

FORMAL BID PROPOSAL ON

EMERGENCY SNOW REMOVAL

FOR THE TOWN OF CHEEKTOWAGA 1990-91 WINTER SEASON

Covered by Specifications advertised on 11/21/91 this bid must be returned to the Town Clerk's Office, Cheektowaga Town Hall, Broadway & Union Rd., Cheektowaga NY 14227 on or before 11:00 A.M. December 2, 1991, at which time all bids will be publicly opened.

THE UNDERSIGNED SUBMITS THE FOLLOWING BID WHICH IS IN COMPLETE CONFORMITY WITH THE INTENT OF THE SPECIFICATIONS:

SUPERVISOR WITH PICK UP TRUCK

\$35.⁰⁰ PER HOUR.

	<u>BASE HOURLY RATE</u>	<u>PREMIUM TIME</u>
3 C.Y. Loaders	\$ 70. ⁰⁰	NONE
4 C.Y. Loaders	\$ 88. ⁰⁰	NONE
5 C.Y. Loaders	\$ 105. ⁰⁰	NONE
Road Graders	\$ 95. ⁰⁰	NONE
Tandem Axle Dump Trucks	\$ 54. ⁰⁰	NONE

CONTRACTOR Custom Topsoil Inc.

ADDRESS 320 CRABAPPLE LANE, CHEEKTOWAGA N.Y 14227

PHONE 716-668-4444

MEETING NO. 29
December 16, 1991

Item No. 6b Motion by Councilman Rogowski Seconded by Councilman Jaworowicz

WHEREAS, bids were duly received on December 2, 1991 as the result of advertisement for the purchase of a Jet Sewer Cleaner for the Sanitary Sewer Maintenance Department, AND

WHEREAS, said bids were referred to the Town Engineer for analysis, tabulation and report, which said analysis, tabulation and report is hereby attached and contained in a letter from Principal Engineer Assistant Allan Blachowski to the Town Board, dated December 10, 1991, NOW, THEREFORE, BE IT

RESOLVED, that the bid for the purchase of vehicles for the Sanitary Sewer Maintenance Department, as recommended, be and the same is hereby awarded to VCR Associates, Inc., d/b/a MVR Equipment Sales Company, P. O. Box 174, Buffalo, New York 14216 for their bid in the amount of \$45,620 (after trade-in) for Item III, a 1992 High Velocity Sewer Cleaner, AND, BE IT FURTHER

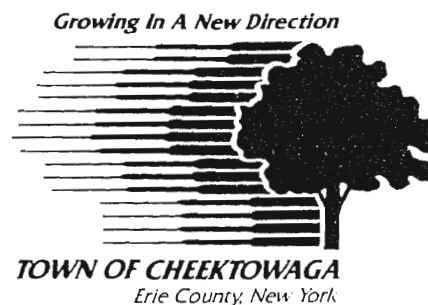
RESOLVED, that funds have been budgeted for said vehicle in account #2500-8125-2302.

* SEE ATTACHED PAGES

Upon Roll Call....

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

Chester L. Bryan, P.E.
Town Engineer



December 10, 1991

TO SUPERVISOR SWIATEK
AND TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Award of Bid
1992 High Velocity
Sewer Cleaner
Sewer Maintenance Department

Gentlemen:

At a public bid opening held on December 2, 1991 at 11:00 A.M., bids were publicly opened for the purchase of a high velocity sewer cleaner for the Sanitary Sewer Department. Four (4) bids were received and are as follows:

<u>Bidder</u>	<u>Single Eng. Combination Vacuum/Flusher</u>	<u>Trade-In Truck #61 1981</u>	<u>Vehicle Cost Less Trade-In</u>
John Foster (Vacon)	No Bid	-	-
Roberts Equip. (Aquatech)	\$113,554.00	\$2,000.00	\$111,554.00
VCR Assoc., Inc. d/b/a MVR Equip. Sales Co. (Vactor)	\$130,000.00	\$7,000.00	\$123,000.00
Cyncon Equip. (Camel/Myers)	\$123,973.00	\$4,500.00	\$119,473.00

To Supervisor Swiatek
and Town Board Members

December 10, 1991
Page 2

Item II

<u>Bidder</u>	<u>Twin Engine Combination Vacuum/Flusher</u>	<u>Trade-In Truck #61 1981</u>	<u>Vehicle Cost Less Trade-In</u>
John Foster (Vacon)	\$112,900.00	\$12,502.00	\$ 99,998.00
Roberts Equip. (Aquatech)	\$121,987.00	\$ 2,000.00	\$119,987.00
VCR Assoc., Inc. d/b/a MVR Equip. Sales Co. (Vactor)	\$125,000.00	\$ 7,000.00	\$118,000.00
Cyncon Equip. (Camel/Myers)	\$131,973.00	\$ 4,500.00	\$127,473.00

ITEM III

<u>Bidder</u>	<u>High Velocity Sewer Cleaner</u>	<u>Trade-In Truck #61 1981</u>	<u>Vehicle Cost Less Trade-In</u>
John Foster (Sewer Equip Co. of America)	\$52,580.00	\$3,000.00	\$49,580.00
Roberts Equip. (Aquatech)	\$60,594.00	\$2,000.00	\$58,594.00
VCR Assoc., Inc. d/b/a MVR Equip. Sales Co. (Vactor)	\$52,620.00	\$7,000.00	\$45,620.00
Cyncon Equip. (Camel/Myers)	\$60,400.00	\$4,500.00	\$55,900.00

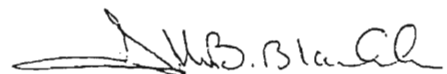
To Supervisor Swiatek
and Town Board Members

December 10, 1991
Page 3

The bids were discussed with Sewer Department Foreman, James Burst, and Town Engineer, Chester Bryan. It is, therefore, recommended that the Town purchase a high velocity sewer cleaner under Item III and that said bid be awarded to MVR Equipment Sales Company for their submission of the lowest bid, less trade-in, meeting the Town requirements.

Very truly yours,

TOWN OF CHEEKTOWAGA



Allan B. Blachowski
Principal Engineer Asst.

ABB:dms

MEETING NO. 29
December 16, 1991

Item No. 6c Motion by Councilman Gabryszak Seconded by Councilman Jaworowicz

WHEREAS, bids were duly received on December 2, 1991 as the result of advertisement for the removal of existing carpeting and flooring and installation of new carpeting and flooring at the Senior Citizen Center, AND

WHEREAS, said bids were referred to the Town Engineer for analysis, tabulation and report, which said analysis, tabulation and report is hereto attached and contained in a letter from Engineering Assistant Paul Piwowarski to the Town Board, dated December 12, 1991, NOW, THEREFORE, BE IT

RESOLVED, that the bid for the removal of existing carpeting and flooring and installation of new carpeting and flooring, as recommended, be and the same is hereby awarded to Corporate Floor Systems, 826 East Ferry Street, Buffalo, New York 14211 for their bid in the amount of \$9,965.00 for Items I, II and III, AND, BE IT FURTHER

RESOLVED, that funds have been budgeted for said carpeting and flooring in Account #0600-0892.

* SEE NEXT PAGES

Upon Roll Call....

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

NO. 30

Chester L. Bryan, P.E.
Town Engineer



December 12, 1991

TO SUPERVISOR SWIATEK
AND TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Award of Bid
Carpeting & Flooring
Senior Citizens Center

Gentlemen:

At a public bid opening held on December 2, 1991 at 11:00 A.M., bids were publicly opened for the removal of existing carpeting and flooring and installation of new carpeting and flooring at the Senior Citizens Center.

Item I: Remove existing carpeting, patch floor and furnish and install new carpeting.

<u>Bidders</u>	<u>Bid Price</u>
Corporate Floor Systems, Inc.	\$4,335.00
International Carpet Service, Inc.	\$5,322.68

Item II: Remove existing tile at dance floor, patch floor and furnish and install vinyl composition tile.

<u>Bidders</u>	<u>Bid Price</u>
Corporate Floor Systems, Inc.	\$2,180.00
International Carpet Service, Inc.	\$2,928.84

Item III: Remove existing tile and carpet at entry and foyer, patch floor and furnish and install new non-skid vinyl composition tile.

<u>Bidders</u>	<u>Bid Price</u>
Corporate Floor Systems, Inc.	\$3,450.00
International Carpet Service, Inc.	\$4,219.50

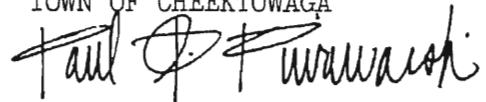
To Supervisor Swiatek
and Town Board Members

December 12, 1991
Page 2

The bids were reviewed by Town Engineer, Chester Bryan, and Senior Citizens Program Coordinator, Pat Wojcik, and it is, therefore, recommended that said bid be awarded to Corporate Floor Systems, Inc. for their submission of the lowest bid meeting the requirements of the specifications.

Very truly yours,

TOWN OF CHEEKTOWAGA



Paul G. Piwowarski
Engineering Assistant

PGP:dms

Item No. 7a Motion by Councilman Rogowski Seconded by Councilman Blachowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located at 165 Evergreen Place, Cheektowaga, New York, SBL #91.20-8-14 and according to the Assessor's Office is owned by Louis A. Becht and Wife, P. O. Box 293, 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,
Rogowski and Blachowski
NAYES: 0
ABSENT: Councilman Solecki

Item No. 7b Motion by Councilman Rogowski Seconded by Councilman Blachowski

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 Assessor's Office is owned by Mrs. 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,
Rogowski and Blachowski
NAYES: 0
ABSENT: Councilman Solecki

Item No. 8a Motion by Councilman Rogowski Seconded by Councilman Blachowski

WHEREAS, National Fuel Gas Distribution Corporation ("National Fuel") supplies gas for the gas lighting systems on various streets within the Town, and

WHEREAS, such services are provided through a written agreement which has now expired, and

WHEREAS, National Fuel has submitted a renewal agreement which is acceptable to the Town, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached Lighting Agreement with National Fuel.

* SEE NEXT PAGES

Upon Roll Call....

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

LIGHTING AGREEMENT

THIS AGREEMENT made and entered into as of the 16th day of December, 1991 by and between NATIONAL FUEL GAS DISTRIBUTION CORPORATION, a New York Corporation with its principal office and place of business at 10 Lafayette Square, Buffalo, New York (hereinafter referred to as "National Fuel"), and THE TOWN OF CHEEKTOWAGA, a municipal corporation with its principal office and place of business at Broadway & Union Rd., Cheektowaga, NY (hereinafter referred to as the "Town").

W I T N E S S E T H:

1. In consideration of the Agreement hereinafter contained by the Town to take from National Fuel and pay National Fuel for services herein described, National Fuel agrees to supply gas for the gas lighting system in the Town being: ALL PROPERTY as set forth in Exhibit A which is attached hereto and incorporated herein by reference (hereinafter referred to as the "Gas Lighting District"). The standards and lamps listed in Exhibit A are the property of the Town and are located approximately as shown on the maps attached as Exhibits B-AJ. The connections from the standards and lamps to the gas lines of National Fuel are and shall remain the property of National Fuel.

2. The Town agrees to maintain a gas lighting system in the Gas Lighting District during the term hereof and to take gas for the gas lighting system from National Fuel and to pay National Fuel each year: (A) For fuel for such lighting units at National Fuel's

then current tariff rate. Said gas usage, 21.6 Mcf per year for single or double mantle and 33.6 Mcf per year triple mantle, shall be billed by National Fuel and paid by the Town on a monthly basis under SC-3 General rate class excluding minimum billing; (B) For maintenance (maintenance shall entail four (4) cleanings within a twelve (12) month period), the amount of \$62.00 annually for each installed gas lighting unit. These charges shall be billed by National Fuel and paid by the Town on a monthly basis. This maintenance charge may be increased by National Fuel upon sixty (60) days prior notice to the Town; (C) For the connection of gas to each additional gas light standard, the sum of \$163.00 per each connection. These charges shall be billed by National Fuel and paid by the Town upon receipt of invoice.

3. The term of this Agreement shall be for ten years.

4. National Fuel's maintenance service as described above shall be for normal wear and tear to maintain the gas lights in proper working order.

In the event of damage to a light and/or post not resulting from normal wear and tear, National Fuel shall replace such parts of the light and/or post as are damaged and the Town shall pay National Fuel the expense incurred for such replacement, including parts and labor, within thirty (30) days after receipt of invoice. In the event of damage to or destruction of a light and post which requires total replacement, National Fuel shall replace the entire installation and the Town shall pay National Fuel the cost of the

light from the manufacturer and freight plus ten percent (10%), and labor for each such replacement within thirty (30) days after receipt of invoice.

5. Upon the written request of the Town Board and the consent of the owner or owners of the equipment affected, National Fuel shall change the location of installed standards and lamps and the Town shall pay to National Fuel the amount of actual costs, including labor, incurred by National Fuel in making such changes, which payment shall be in addition to the payments elsewhere provided for herein and shall be made within ten (10) days after the invoice is rendered.

6. All maintenance shall be performed during the normal working hours within a reasonable time after notice is received of such defect, interruption or malfunction of the lighting system. National Fuel reserves the right to subcontract at anytime the maintenance work described in this Agreement.

7. Lighting service shall be provided at the minimum from dusk to dawn each night during the term of this Agreement, and may, at the option of National Fuel, be provided for longer periods or continuously.

8. National Fuel shall endeavor to provide an uninterrupted gas supply, but in case such supply shall be interrupted for the purpose of making changes or repairs to National Fuel's transmission or distribution system, or shall fail in whole or in part by reason of a line separation, fire, flood, labor dispute, accident or Act of

God or governmental authority or any other cause beyond its control, National Fuel shall not be in default under this Agreement and shall not be liable for any damages resulting therefrom, but National Fuel shall be bound in good faith to restore service as soon as is reasonably practicable.

9. In furnishing service under this Agreement, National Fuel shall not be required to extend its lines or place its equipment in, upon, under or across lands or improvements which are not in public ways under the jurisdiction and control of the Town unless the Town first procures and delivers to National Fuel good and sufficient rights, easements and permits therefore from all necessary parties or directs National Fuel in writing to procure the same. In the latter case, the Town shall reimburse National Fuel for the amount of actual cost and expense, including attorney's fees, incurred in procuring such rights, easements and permits.

10. The Town shall not exercise or authorize or permit the exercise of rights in its streets, roads, lanes and/or highways which will or may interfere with, impede or injure facilities or structures of National Fuel required in connection with furnishing service hereunder except upon reasonable notice to National Fuel. If the exercise of any such rights requires the removal, relocation, replacement or protection of any of National Fuel's facilities or structures, work in connection therewith shall be done by or under the direction of National Fuel at the sole cost and expense of the person or organization exercising such rights.

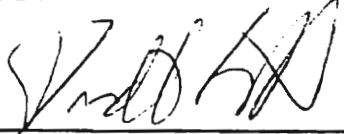
11. Tree trimming necessary for light distribution on the streets, roads, lanes, highways or sidewalks therealong is a responsibility of the Town and shall be done by the Town or by special arrangement at the expense of the Town.

12. Upon the termination of this Agreement, and all renewals and extensions thereof, National Fuel shall have the right within a reasonable time thereafter to take up and remove its transmission and distribution lines and any other equipment belonging to National Fuel installed or used under or in pursuance or performance of this Agreement, but shall not be required to do so. Upon such removal, National Fuel shall leave the public ways and places affected thereby in the same or as good condition as they were immediately prior thereto.

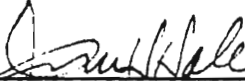
13. All previous agreements, if any, between the parties or their predecessors covering all or a portion of the lighting service provided for in this Agreement shall terminate or be terminated as of the effective date of this Agreement, except that the obligation of the Town (and any lighting district of the Town) to pay for services or light fixtures theretofore rendered under any such prior agreements shall survive.

14. It is agreed by the parties hereto that the applicable provisions of 103-a of the General Municipal Law of the State of New York are incorporated herein and shall apply hereto.

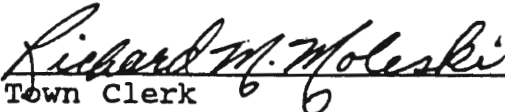
ATTEST:


Secretary

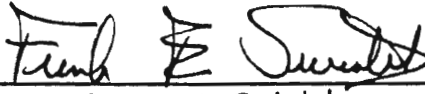
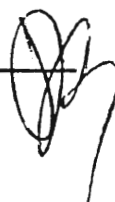
NATIONAL FUEL GAS DISTRIBUTION
CORPORATION

By 
Name
Title: Secy KBS

ATTEST:


Town Clerk

TOWN OF CHEEKTOWAGA

By 
Name Frank E. Swiatek
Title: Supervisor 

TOWN OF CHEEKTOWAGA

Gas Lighting Districts

<u>District Name</u>	<u>Number of Lights</u>	<u>Exhibit</u>
Algiers Lane	8	B
Angela Lane	12	C
Bahama Lane	9	D
Christian Drive	10	E
Collette Avenue	18	F
Creekview Drive	8	G
Deborah Lane	13	H
Dee Terrace	10	I
E. Cherbourg	17	J
Fairoaks Lane	26	K
Fath Road	12	L
Francine Lane	8	M
Gary Lane	38	N
Harbour Lane	12	O
Honduras Lane	8	P
Janine Court	17	Q
Kingston Lane	9	R
Lois Drive	10	S
Lucy Lane	12	T
Marlene Drive	18	U
Nancy Place	16	V
Nantucket Drive East	10	W
Nantucket Drive West	15	X
Nassau Court	6	Y
Nassau Lane	9	Z
Panama Lane	9	AA
Paula Lane	14	AB
St. Lucia Lane	6	AC
Starlite Avenue	20	AD
Sugnet Drive	10	AE
Suzette Drive	27	AF
Theresa Drive	18	AG
Wells Avenue	14	AH
Yvette Drive	16	AI
Zoerb	26	AJ

MEETING NO. 29
December 16, 1991

Item No. 8b Motion by Councilman Rogowski Seconded by Councilman Jaworowicz

WHEREAS, the New York State Department of Transportation proposes roadway and traffic signal improvements in the Town of Cheektowaga in a project identified as Century Road/Cleveland Drive/Kensington Avenue, PIN 5735.05, AND

WHEREAS, as part of the roadway improvements, it is necessary to undertake adjustments to Town owned facilities consisting of light standards, storm sewers and sanitary sewer manholes, AND

WHEREAS, this Town Board initiated this project and is sharing in the cost of the needed construction improvements, NOW, THEREFORE, BE IT

RESOLVED, that the Town of Cheektowaga hereby grants permission to the State of New York to perform utility improvements and adjustments to Town facilities as required by the Century Road/Cleveland Drive/Kensington Avenue Traffic Improvement Project and agrees to maintain facilities adjusted by said State let contract, AND, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is directed, on behalf of this Town Board, to sign the Public Work HC 140 Agreement submitted by the New York State Department of Transportation.

Upon Roll Call....

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

Item No. 8c Motion by Councilman Rogowski Seconded by Councilman Blachowski

WHEREAS, the Department of Youth & Recreational Services has received funding through the U. S. Department of Health and Human Services (grant #1H862P04160-01A1) to establish the Community Partnership Substance Abuse Prevention Program, AND

WHEREAS, grant funds are provided for securing an Independent Evaluator, and Fundraising and Media-Public Relations consultants, (0100-7320-4000), and

WHEREAS, the grant identifies Nowak and Associates, 146 Park Forest Drive, Williamsville, New York, as the Project Evaluator, Robert J. Miller and Associates, 124 Delaware Avenue, Tonawanda, New York as the Fundraising Consultant and RjM Associates, Advertising, Marketing and Public Relations, 10 Old Farm Court, Depew, New York as the Media Consultant, NOW, THEREFORE, BE IT

RESOLVED, that upon approval from the Federal Office of Substance Abuse Prevention, the Supervisor of the Town of Cheektowaga be and hereby is directed to execute an agreement between the Town of Cheektowaga and said parties, retro-active to December 1, 1991 and running through September 30, 1992 with total consultant costs not to exceed:

Nowak & Associates	\$50,500.00
Robert J. Miller & Associates	\$25,800.00
RjM & Associates	\$26,004.00

Upon Roll Call....

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

Item No. 8d Motion by Councilman Blachowski Seconded by Councilman Gabryszak

WHEREAS, the Town desires to engage the services of a Planning Consultant in relation to its 1991 Community Development Block Grant Program, and

Item No. 8d continued

WHEREAS, a Request for Proposal was issued and proposals solicited from various planning consultant firms, and

WHEREAS, the Town has received a proposal from the firm of Stuart Alexander and Associates for the desired professional planning and technical services, and

WHEREAS, the Director of Community Development has reviewed said proposal and recommends its acceptance by the Town Board, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized to enter into an Agreement with the firm of Stuart Alexander and Associates, 1260 Delaware Avenue, Buffalo, New York 14209, to secure the professional planning and technical services of said firm as per its proposal and Town specifications in relation to the Town's Community Development Block Grant Program, at a fee not to exceed \$28,000, said fee to be paid by 1991 CDBG funds.

Upon Roll Call....

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

Item No. 8e Motion by Councilman Blachowski Seconded by Councilman Gabryszak

WHEREAS, the Town of Cheektowaga, on November 24, 1987, gave Mr. & Mrs. Paul Lorefice a Housing Rehabilitation Community Development loan for property owned by them and located at 67 Gualbert Avenue, Cheektowaga, New York, and

WHEREAS, Mr. & Mrs. Lorefice are now applying for a separate mortgage loan through Citibank and Citibank 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. & Mrs. Lorefice and the Town's Housing Rehabilitation Community Development Loan for 67 Gualbert Avenue, Cheektowaga, New York, and any other documents necessary to effectuate the Subordination Agreement.

Upon Roll Call....

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

Item No. 8f Motion by Councilman Rogowski Seconded by Councilman Blachowski

WHEREAS, the Town of Cheektowaga has an agreement with the Cheektowaga Historical Association for the use of the Cheektowaga Historical Museum building on Broadway in the Town, and

WHEREAS, the term for such agreement expires on December 31, 1991, and

WHEREAS, the Cheektowaga Historical Association has requested the Town to renew such agreement for a five (5) year term, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached agreement with the Cheektowaga Historical Association.

MEETING NO. 29
December 16, 1991

Item No. 8f continued

Upon Roll Call....

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

* See next page for agreement

A G R E E M E N T

THIS AGREEMENT is made and entered into as of the 16th day of December, 1991, by and between the Town of Cheektowaga, a municipal corporation organized under the laws of the State of New York, having its principal place of business at Broadway and Union Road, Cheektowaga, New York 14227 (hereinafter the "Town"); and the Cheektowaga Historical Association, a not-for-profit corporation organized and existing under the Not-for-Profit Corporation Law of the State of New York, with its principal place of business at 3329 Broadway, Cheektowaga, New York 14227 (hereinafter "Association").

W I T N E S S E T H

^{Building} WHEREAS, the Town is the owner of the Cheektowaga Historical Museum, located at 3329 Broadway in the Town of Cheektowaga, New York (hereinafter "Museum"); and

WHEREAS, the Association is desirous of using and operating the Museum for the preservation and protection of works of art and other objects having special historical or aesthetic interest or value, and for the viewing of same by the public, and

WHEREAS, the Town is desirous of assisting the Association in the operation of the Museum, and

WHEREAS, an agreement by and between the Town and the Association for the purpose of using and operating the Cheektowaga Historical Museum is authorized by Section 57.13 of the Arts and Cultural Affairs Law of the State of New York;

NOW, THEREFORE, in consideration of the promises and other good and valuable consideration, the receipt and sufficiency of which is hereby

acknowledged, the parties hereby agree as follows:

1. The Town hereby agrees to grant the Association, subject to the conditions contained herein, the right to use and operate the Museum, free-of-charge and without the payment of rental therefor, for the purpose of preserving and protecting works of art and other objects having special historical or aesthetic interest or value. For such purpose, the Association is allowed to use and occupy the Museum for the purpose of storing therein historical artifacts owned by or leased to the Town or Association.

2. The Association hereby agrees to operate the Museum:

a) for the benefit of the public; and

b) for the preservation and protection of works of art and other objects having special historical or aesthetic interest or value.

The Association also agrees to keep the Museum open to the public each Sunday from 2:00 P.M. to 4:00 P.M. and during such other times as so arranged by the Association.

The Association hereby agrees that it will not use the Museum for any purpose other than listed herein.

3. The Association agrees to designate a site manager, who will be responsible for the general operation of the Museum and, in addition thereto, the Association will secure the services of a sufficient number of volunteers in order to effectively use and operate the Museum. The Association will notify the Town Attorney's Office and Facilities Department Director, in writing, as to who is designated as the site manager and who is in possession of the keys to the Museum. Only the site manager and one alternate may possess keys.

4. The Association agrees to perform minor maintenance and housekeeping in the interior of the Museum. The Association hereby agrees to take special care that no damage happens to the Museum or any fixtures therein.

5. The Town hereby agrees to maintain the lawn and shrubbery surrounding the Museum and to perform major maintenance work, including painting, on the interior and exterior of the Museum. The Association will submit to the Town Facilities Department Director a written request no later than July 1st annually, specifying major maintenance and/or improvements it wishes performed in the following fiscal year (January 1 - December 31). Major maintenance and improvements are subject to funding of same by the Cheektowaga Town Board.

6. The Association agrees that the Town shall not be liable for any damage or loss to the contents of the Museum.

7. The Town hereby agrees to pay the following bills/charges on the Museum:

- a. Property taxes
- b. Water bills
- c. Gas bills
- d. Electric bills
- e. Sewer charges

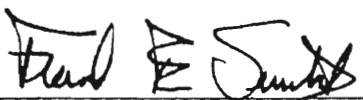
8. The Association may not assign its rights under this agreement to anyone else.

9. The Town reserves the right to enter the Museum at any time as it deems fit.

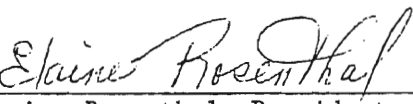
10. This agreement shall be effective for a term beginning on the 1st day of January, 1992 and terminating on December 31, 1996.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be signed as of the day and year first above written.

TOWN OF CHEEKTOWAGA

By 
Frank E. Swiatek, Supervisor

CHEEKTOWAGA HISTORICAL ASSOCIATION

By 
Elaine Rosenthal, President

MEETING NO. 29
December 16, 1991

Item No. 9 Motion by Councilman Rogowski Seconded by Councilman Jaworowicz

WHEREAS, on January 15, 1990, this Town Board awarded the general/mechanical contract for the Remodeling of the Delavan Avenue Pump Station to Dolomite Construction Company, Inc. for the total sum of \$78,700.00, AND

WHEREAS, Nussbaumer & Clarke, Inc., the consulting firm for the Town of Cheektowaga, and the Town Engineer required and found it necessary to alter the contract's scope of work as follows:

- (1) Installation of additional piping to reduce turbulence in the wet well to prevent excessive pump float control movement which would allow pump failure ADD: \$1,788.60
- (2) Provision of a 16" access port to allow the Sewer Maintenance Dept. to clean the wet well with Jac truck ADD: \$3,447.29
- (3) Removal and relocation of additional piping ADD: \$1,435.00

which Dolomite Construction Company, Inc. agreed to perform for an added cost of \$6,670.89, NOW, THEREFORE, BE IT

RESOLVED, that Change Order No. 1A in the amount of \$6,670.89 as an increase to the contract of Dolomite Construction Company, Inc., 8600 Roll Road, Clarence, New York 14032, be approved, AND, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is directed and authorized to sign said Change Order No. 1A on behalf of this Town Board, AND, BE IT FURTHER

RESOLVED, that funds for said Change Order No. 1A are available in Account No. 05-8125-8823-1101.

Upon Roll Call....

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

Item No. 10 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 Losson Green Estates Subdivision has submitted a Public Improvement Permit Application, plans and specifications and permit fee for the construction of an extension to Rushford Lane which will link Losson Road with Crabapple Lane, AND

WHEREAS, the Town Engineer and Town Superintendent of Highways have reviewed the plans and specifications and find that the design of the subject 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 subdivision improvements, AND, BE IT FURTHER

RESOLVED, that the permit fee in the amount of \$1,459.89 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,
Rogowski and Blachowski
NAYES: 0
ABSENT: Councilman Solecki

MEETING NO. 29
December 16, 1991

Item No. 11 Motion by Councilman Rogowski Seconded by Councilman Gabryszak

WHEREAS, by resolution dated December 17, 1990, this Town Board established fees to be charged for the collection of garbage from certain containers, and

WHEREAS, the Sanitation Department General Crew Chief has advised this Town Board that fees for such services should be increased for 1992 to reflect increased costs to the Town, NOW, THEREFORE, BE IT

RESOLVED, that, effective, January 1, 1992, the following fees shall be charged for the collection of garbage for each of the listed containers:

Property Owners will be billed monthly based on the fees listed below for services requested according to the following formula:

(Fee computed based on containers picked up in such month) minus
(Pro-Rata Garbage Assessment for such month) = (Monthly Billing Amount)

Billings shall be subject to the following conditions:

1. If the fee for services rendered in any given month is more than the monthly pro-rata garbage assessment, the monthly billing amount shall be due within 30 days after billing.
2. If the fee for services rendered in any given month is less than the monthly pro-rata garbage assessment, no refunds will be given and no credit will be given for any other month.
3. Any balance not paid within 30 days after billing shall be assessed a ten (10) percentum late penalty.

Fees for Containers, Etc. (Per Container or Service):

Gravity-Fed Container:

2 cubic yard	\$33.00
4 cubic yard	\$35.75
6 cubic yard	\$38.50
8 cubic yard	\$41.25
10 cubic yard	\$44.00

Compactor Container:

2 cubic yard	\$47.30
4 cubic yard	\$50.60
6 cubic yard	\$55.00
8 cubic yard	\$58.30
10 cubic yard	\$62.70

Hopper \$10.00

Each Additional Garbage /receptacle \$ 1.00

Show Up Fee (Container Not Dumped) \$25.00

Special Requests - Additional Pickup \$10.00
(in addition to regular dumpster fee)

Additional Loose Garbage \$10.00
Lying Around Container

Upon Roll Call....

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

NAYES: 0

ABSENT: Councilman Solecki

MEETING NO. 29
December 16, 1991

Item No. 12 Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

WHEREAS, a Transportation System Management Study was prepared for the Town of Cheektowaga in 1985, and

WHEREAS, the New York State Department of Transportation assumed overall responsibilities for the study, and

WHEREAS, representatives from the Town of Cheektowaga and the County of Erie participated in the study, and

WHEREAS, the study was directed toward the improvement of traffic operations and safety within the Town, and

WHEREAS, since 1985, housing and economic growth within the town and surrounding communities has resulted in an increase of traffic volumes, and

WHEREAS, the Town Board of the Town of Cheektowaga wishes to identify and evaluate capacity deficiencies, delay and speed deficiencies and control device deficiencies, and

WHEREAS, the Town Board wishes to update the 1985 Transportation System Management Study,

NOW, THEREFORE, BE IT RESOLVED, that the Cheektowaga Town Board requests that the County of Erie submit a proposal to the Niagara Frontier Transportation Committee requesting that a Transportation System Management Study be approved and included in the New York State Transportation Improvement Program, and

FURTHER BE IT RESOLVED, that certified copies of this resolution be sent to County Executive Dennis Gorski, State Assemblyman Paul Tokasz, State Senator Dale Volker and County Legislators Raymond Dusza and Thomas Mazur.

Upon Roll Call....

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

Item No. 13a Motion by Councilman Rogowski Seconded by Councilman Blachowski

WHEREAS, by resolution, this Town Board appointed Michael Gorlewski to the position of Automotive Mechanic Crew Chief, on a temporary basis, pending the necessary posting and bidding procedure of the permanent vacancy for this position, AND

WHEREAS, said posting and bidding procedure has been completed, AND

WHEREAS, Michael Gorlewski bid on said position and meets all the necessary qualifications, NOW, THEREFORE, BE IT

RESOLVED, that Michael Gorlewski be and hereby is appointed to the permanent vacancy of Automotive Mechanic Crew Chief in the Central Garage, effective December 3, 1991, in accordance with the terms and conditions as set forth in the collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Supervisory Unit.

Upon Roll Call....

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

Item No. 13b Motion by Councilman Rogowski Seconded by Councilman Gabryszak

WHEREAS, a permanent vacancy exists in the position of Senior Maintenance Worker in the Sewer Maintenance Department, AND

WHEREAS, said vacancy has been posted as per the collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, AND

WHEREAS, Robert Czubaj, currently employed as a Motor Equipment Operator "A" in the Sewer Maintenance Department, bid on said position and meets all the necessary qualifications, NOW, THEREFORE, BE IT

RESOLVED, that Robert Czubaj of 46 Gierlach Street, Sloan, New York 14212, be and hereby is appointed to the position of Senior Maintenance Worker in the Sewer Maintenance Department, in accordance with the terms and conditions as setforth in the collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, effective immediately.

Upon Roll Call....

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

Item No. 13c Motion by Councilman Jaworowicz Seconded by Councilman Gabryszak

WHEREAS, due to the transfer of Bernadette Futch to the position of Animal Control Officer, a permanent vacancy exists in the position of Clerk-Typist in the Police Department, AND

WHEREAS, said vacancy has been posted as per the collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, AND

WHEREAS, no permanent employee bid on said position, AND

WHEREAS, Cathleen Chojnacki, currently employed as a temporary Clerk-Typist in the Police Department, is interested in the permanent vacancy and appears on the Civil Service eligible list for the position of Clerk-Typist, NOW, THEREFORE, BE IT

RESOLVED, that Cathleen Chojnacki of _____, Cheektowaga, New York 14227 be and hereby is appointed to the permanent vacancy of Clerk-Typist in the Police Department, in accordance with the terms and conditions as setforth in the collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, effective immediately.

Upon Roll Call....

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

Item No. 13d Motion by Councilman Rogowski Seconded by Councilman Gabryszak

WHEREAS, three (3) permanent vacancies in the position of Motor Equipment Operator "B" exist in the Sanitation Department, AND

WHEREAS, said vacancies were posted as per the collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, AND

WHEREAS, John Tourjie, William Galuszka and Henry Krzykowski, all currently employed as Laborers in the Sanitation Department, bid on said vacancies and meet all the necessary qualifications, NOW, THEREFORE, BE IT

Item No. 13d continued

RESOLVED, that John Tourie of Cheektowaga, New York 14225, William Galuszka of Depew, New York 14043, and Henry Krzykowski of Depew, New York 14043, be and hereby are appointed to the position of Motor Equipment Operator "B" in the Sanitation Department in accordance with the terms and conditions as set forth in the collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, effective immediately.

Upon Roll Call....

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

Item No. 13e Motion by Councilman Rogowski Seconded by Councilman Gabryszak

WHEREAS, four (4) permanent vacancies in the position of Laborer exist in the Sanitation Department, AND

WHEREAS, said vacancies were posted as per the collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, AND

WHEREAS, Casimer Kliszak, currently employed as an Auto Mechanic in the Central Garage, Jerome Czajka, currently employed as a Laborer in the Highway Department, David Gallmeyer, currently employed as a Laborer's Aide in the Recycling Department, and Thomas Marten, currently employed as a Light Motor Equipment Operator in the Recycling Department, all bid on said vacancies and meet all the necessary qualifications, NOW, THEREFORE, BE IT

RESOLVED, that Casimer Kliszak of Depew, New York 14043, Jerome Czajka of Cheektowaga, N.Y. 14206, David Gallmeyer of Cheektowaga, New York 14225 and Thomas Marten of Depew, New York 14043 be and hereby are appointed to the position of Laborer in the Sanitation Department, in accordance with the terms and conditions as set forth in the collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, effective immediately.

Upon Roll Call....

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

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

WHEREAS, Bradley Colgrove, a Motor Equipment Operator "B" in the Sanitation Department, has exhausted all of his sick leave, personal leave and vacation time, AND

WHEREAS, Bradley Colgrove has requested an extension of sick leave payments for a period of fifteen (15) days, AND

WHEREAS, as per Section 8.02(e) of the collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, the Town Board can grant this request, provided such payments are repaid to the Town upon the employees return to service, NOW, THEREFORE, BE IT

RESOLVED, that Bradley Colgrove be and hereby is granted extended sick leave payments for a period of fifteen (15) days, effective December 16, 1991, AND, BE IT FURTHER

RESOLVED, that said payments will be repaid to the Town by Mr. Colgrove upon his return to service.

MEETING NO. 29
December 16, 1991

Item No. 14 continued

Upon Roll Call....

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

Item No. 15 Motion by Councilman Rogowski Seconded by Councilman Gabryszak

WHEREAS, Lynn Torgalski, a Laborer's Aide in the Recycling Department, has requested an unpaid maternity leave of absence from her employment,
AND

WHEREAS, as per Section 11.04 of the collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, Ms. Torgalski has provided a letter from her doctor stating that she must be off work from December 12, 1991 thru July 27, 1992, NOW, THEREFORE, BE IT

RESOLVED, that Lynn Torgalski be and hereby is granted an unpaid maternity leave of absence from December 12, 1991 thru July 27, 1992.

Upon Roll Call....

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

Item No. 16 Motion by Supervisor Swiatek Councilman Councilman Rogowski

BE IT RESOLVED that the following individual be transferred from the Summer Trainee Program (01-7310-1812) to the Administrative Intern Program (01-7310-1804) at the hourly rate of \$4.25 per hour:

Susan J. Boyle 70 Woodell Avenue 14211

Upon Roll Call....

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

Item No. 17a Motion by Councilman Blachowski Seconded by Councilman Gabryszak

WHEREAS, the New York State Disaster Preparedness Commission will be holding an Emergency Planning Course in Rochester, New York from January 7-10, 1992, and

WHEREAS, the Town Disaster Coordinator, Earl Loder, has requested permission to attend this course, and

WHEREAS, this course is designed to give emergency management personnel the skills and background necessary to enhance the Town's emergency planning program, and

WHEREAS, there is no fee for this course, NOW, THEREFORE, BE IT

RESOLVED, that Earl Loder be and hereby is authorized to attend the aforementioned Emergency Planning Course and to utilize his Town vehicle to travel to and from such course.

Upon Roll Call....

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

MEETING NO. 29
December 16, 1991

Item No. 17b Motion by Councilman Rogowski Seconded by Councilman Blachowski

WHEREAS, the Department of Youth & Recreational Services has received funding through the U.S. Department of Health and Human Services (grant #1H862P04160-01A1) to establish the Community Partnership Substance Abuse Prevention Program, AND

WHEREAS, the grant provides funding for its Principal Investigator, Program Evaluator and Project Director to attend a mandatory Office of Substance Abuse Prevention (O.S.A.P.), Grant Workshop January 6th through 9th, 1992 in Washington, D.C., BE IT

RESOLVED, that Kenneth J. Kopacz, Principal Investigator, Carol A. Nowak, the contracted Program Evaluator and Ellen M. Fischer, Program Coordinator be reimbursed the necessary transportation and lodging expenses to attend said workshop at a cost not to exceed \$875.00 per person (Line Item No. 0100-7320-4000), and

WHEREAS, O.S.A.P. strongly encourages grantees to supplement the above workshop by attending the President's Drug Advisory Council Leadership Forum II January 9th - 11th, 1992, and

WHEREAS, said Forum is also reimbursable with grant funds, BE IT
FURTHER

RESOLVED, that as Principal Investigator, Kenneth J. Kopacz be authorized to attend the Forum on the Coalition's behalf and be reimbursed for additional lodging and expenses at a sum not to exceed \$500.00 (Line Item 0100-7320-4000).

Upon Roll Call....

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

Motion by Supervisor Swiatek and Seconded by Councilman Gabryszak to dispense with reading of figures in Item #18 and the voting was as follows:

Upon Roll Call....

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

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:

CDBG FUND

From:	0700-8640-8735	Depew-Sanilac Street	\$3,669.83
	0700-8613-8715	Depew-Street Improvements	2,583.69
To:	0700-8650-8778	Depew-Gazebo	\$3,669.83
	0700-8650-8778	Depew-Gazebo	2,583.69

PART-TOWN FUND

From:	0800-3620-4321	Computer Expense	\$ 300.00
	0800-3620-4321	Computer Expense	317.88
To:	0800-3620-4001	Office Supplies	\$ 300.00
	0800-3620-4191	Misc. Expense	317.88

MEETING NO. 29
December 16, 1991

Item No. 18 continued

SPECIAL DISTRICTS

From:	1500-8173-1201	Recycling Co-Ordinator	\$3,900.00
To:	1500-8160-1124	General Foreman	\$3,900.00

HIGHWAY FUND

From:	0300-5110-4186	Topsoil	\$5,000.00
	0300-5110-4171	Road Oil	1,200.00
	0300-5110-4331	Machinery Rental	5,750.00
	0300-5130-4087	Conferences	2,400.00
	0300-5140-4188	Copier Rental	2,800.00
	0300-5141-1442	Auto Mechanics	8,000.00
To:	0300-5130-4462	Parts & Supplies	\$17,150.00
	0300-5141-1201	General Crew Chief	8,000.00

GENERAL FUND

From:	0100-1330-4431	Equipment Repairs & Main- tenance-Tax Office	\$ 550.00
	0100-7110-4211	Electric-Parks	3,600.00
	0100-1450-4594	Election Inspectors	4,400.00
	0100-1910-4711	Contingency	11,500.00
	0100-1450-4594	Election Inspectors	78,000.00
	0100-9010-8111	Police Retirement	9,351.69
	0100-9010-8111	Police Retirement	2,770.49
	0100-9010-8111	Police Retirement	35.04
	0100-7410-4420	Store Front Library	100.00
	0100-1220-1391	Part-Time Clerical	2,500.00
	0100-1640-1442	Mechanics	15,000.00
	0100-1910-4711	Contingency	2,500.00
	0100-1415-1500	Senior Clerk	2,500.00
	0100-7110-1411	Cleaners-Parks	20,000.00
	0100-7110-1491	Part-Time Laborer	10,000.00
	0100-7310-1374	Clerk-Typist, Youth & Rec.	2,052.00
	0100-7310-4261	Postage-Youth	362.00
	0100-7310-1811	Conservation Corps.-Supervisors	3,494.00
	0100-7310-1161	Program Coordinator	1,000.00
	0100-7310-1361	Clerk-Steno	1,300.00
	0100-7140-1622	Recreation Attendant	450.00
	0100-7140-1621	Umpires & Referees	366.00
	0100-7140-1611	Rink Personnel	3,000.00
	0100-7140-1603	Recreation Instructors	3,700.00
	0100-7140-1614	Recreation Playground Attendants	4,000.00
	0100-7140-1615	Recreation Instructor-Aid to Youth	5,000.00
	0100-7180-1903	Lifeguards	90.00
	0100-7180-1903	Lifeguards	3,000.00
	0100-7180-1903	Lifeguards	200.00
	0100-3120-1511	Lieutenants	11,000.00
	0100-3120-1591	Crossing Guards	15,000.00
	0100-3120-1541	Patrolmen	3,000.00
	0100-3310-1492	Part-Time Sign Maintenance	700.00
	0100-3310-4471	Signs & Street Markings	3,800.00
To:	0100-1330-4001	Office Supplies	\$ 550.00
	0100-1625-4432	Repairs & Maintenance-Building	8,000.00
	0100-1355-4561	Contracted Legal	11,500.00
	0100-1450-1799	Election Inspectors	78,000.00
	0100-1220-1305	Secretary to Supervisor	166.31
	0100-1640-1443	Autobody Repairs	295.70
	0100-3510-1413	Dog Control	503.16
	0100-7110-1422	General Mechanics-Parks	8,386.52
	0100-1640-1443	Autobody Repairs	228.90
	0100-3510-1413	Dog Control	208.18
	0100-7110-1422	General Mechanics-Parks	2,333.41

NO. 30

MEETING NO. 29
December 16, 1991

Item No. 18 continued

To:	0100-1640-1443	Autobody Repairs	35.04
	0100-7410-4451	Buildings & Grounds Maintenance-	
		Repairs - Library	100.00
	0100-1220-1305	Salaries-Supervisors Secretary	2,500.00
	0100-1640-1443	Auto Mechanics	15,000.00
	0100-3510-1413	Dog Control Office	2,500.00
	0100-1415-1400	Administrative Assistant	2,500.00
	0100-7110-1422	General Mechanics	30,000.00
	0100-7310-1114	Executive Director-Youth	2,052.00
	0100-7310-4201	Telephone-Youth	362.00
	0100-7310-2501	Office Equipment-Youth	3,494.00
	0100-7310-2501	Office Equipment-Youth	1,000.00
	0100-7310-4431	Equipment Repairs & Maint.-Youth	1,300.00
	0100-7310-4431	Equipment Repairs & Maint.-Youth	450.00
	0100-7310-4201	Telephone-Youth	366.00
	0100-7310-2501	Office Equipment	3,000.00
	0100-7140-4191	Miscellaneous	3,700.00
	0100-7140-4191	Miscellaneous	4,000.00
	0100-7310-2501	Office Equipment	5,000.00
	0100-7140-1601	Senior Recreation Supervisor	90.00
	0100-7140-1612	Recreation Attendants-	
		C. C. Playgrounds	3,000.00
	0100-7310-4061	Publications & Dues	200.00
	0100-3130-1391	Part-Time Clerk	2,500.00
	0100-3120-1531	Detectives	6,000.00
	0100-3120-1551	Sergeants	15,000.00
	0100-3120-1561	Dispatchers	4,000.00
	0100-3120-1569	Part-Time Dispatchers	1,500.00
	0100-3310-1437	Sign Maintenance	4,500.00

Upon Roll Call....

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

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

BE IT RESOLVED, that the following vouchers and warrants are submitted to the Town of Cheektowaga prior to December 13, 1991, are hereby approved and made a part hereof:

GENERAL FUND	\$1,494,887.33
HIGHWAY FUND	321,914.32
TRUST & AGENCY FUND	44,820.01
CDBG HUD FUND	25,728.00
PART TOWN FUND	34,555.14
DEBT SERVICE FUND	303,597.60
RISK RETENTION FUND	30,120.11
STATE AHC FUND	5,143.00
HUD REHABILITATION FUND	11,054.50
SPECIAL DISTRICTS FUND	1,074,248.91
CAPITAL FUND	2,283,907.59
	<u>\$5,629,976.51</u>
	=====

Upon Roll Call....

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

II. DEPARTMENTAL COMMUNICATIONS

- Item No. 20a Minutes of Cheektowaga Planning Board - November 14, 1991
Received and Filed.
- Item No. 20b Minutes of Cheektowaga Library Board - November 28, 1991
Received and Filed.
- Item No. 20c Minutes of Cheektowaga Traffic Safety Commission - November 19, 1991
Received and Filed.

III. GENERAL COMMUNICATIONS

- Item No. 21 Notice of Claim: Joyce & Brian Hamann vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Joan Meyers, Supervisors Office; Highway Department;
Allied Claims Service, Insurance Carrier.
Received and Filed.
- Item No. 22 Petition regarding 3117-3119 Genesee Street
Copies were sent to: Frank E. Swiatek, Supervisor; All Town Board
Councilman; Cheektowaga Planning Board.
Received and Filed.

* * * * *

Motion by Councilman Gabryszak 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,
Rogowski and Blachowski
NAYES: 0
ABSENT: Councilman Solecki

* * * * *

IV. SUSPENSION OF RULES

- Item No. 23 Motion by Councilman Rogowski Seconded by Councilman Jaworowicz

WHEREAS, bids were duly received by this Town Board at a bid opening
on December 13, 1991 for One (1) New and Unused 1991 Model Light Duty Dump Truck
w/snowplow to be purchased by the Town Highway Department as a result of adver-
tisement 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 Bison Ford Truck Sales, Inc.,
2370 Walden Avenue, Buffalo, New York 14225-0201, for one (1) 1991 Ford F-Super Duty
Chassis Cab w/10' dump body and 8' plow for a purchase price of \$22,147.00 being the
lowest bidder meeting specifications AND, BE IT FURTHER

RESOLVED, that this is to be charged to line item #0300-5130-2407.

Upon Roll Call....

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

MEETING NO. 29
December 16, 1991

Item No. 24 Motion by Councilman Rogowski Seconded by Councilman Gabryszak

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 December 13, 1991, rendered the determinations shown on the attached memo dated December 16, 1991, 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 December 16, 1991 memo attached hereto:

Item VI

2335 Union Road

* See Attached Page

Upon Roll Call....

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

NAYES: 0

ABSENT: Councilman Solecki

RE: EQR - December 13, 1991
December 16, 1991
Page: 5

ITEM VI 2335 Union Road - Proposed Additions

Applicant: Rosa's Appliances

Determination: Non-Significant With Condition.
The applicant has submitted a new site plan which shows the re-location of the fire hydrant for better access for the fire department. He also provided additional drainage information for the Town Engineer. The proposed project which will be an extension of the existing warehouse at the rear and an addition to the front showroom for servicing of appliances will complete the development of the site. Parking will be in compliance with the present and future (as proposed) Zoning Law and the committee believes that this is compatible with what is in the area at the present time.

The condition is that the applicant submit a final drainage plan to the Town Engineer which will provide additional information.

THE NEXT MEETING OF THE ENVIRONMENTAL QUALITY REVIEW ADVISORY
COMMITTEE WILL BE HELD ON TUESDAY, JANUARY 7, 1992 AT 9:30 A.M.
IN THE TOWN HALL COUNCIL CHAMBERS.

MEETING NO. 29
December 16, 1991

Item No. 25 Motion by Supervisor Swiatek and Seconded by Councilman Gabryszak to adjourn the meeting to December 30, 1991 at 6:00 P.M.

Richard M. Moleski,
Town Clerk

NO. 30

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 21st day of December, 1992 at 7:30 o'clock P.M., Eastern Standard Time there were:

PRESENT: Supervisor Frank E. Swiatek
Councilman Patricia A. Jaworowicz
Councilman Dennis H. Gabryszak
Councilman Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski
Councilman Thomas M. Johnson, Jr.

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Salvatore LaGreca, Chairman of Planning Board and Director of Employee Training; Kenneth Kopacz, Director of Youth & Recreational Services; Chet Bryan, Town Engineer; John Schaller, Assistant Chief of Police.

I. RESOLUTIONS

Item No. 2 Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

BE IT RESOLVED, that the first Town Board meeting for the Town of Cheektowaga for 1993 shall be on the 4th day of January, 1993 at 7:30 p.m. in the Town Hall Council Chambers, Broadway and Union Road, Cheektowaga, New York, and BE IT FURTHER

RESOLVED, that the public comment period for such meeting shall begin at 7:15 p.m.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 3 Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

WHEREAS, it is necessary to have a special Town Board meeting near the end of 1992 to handle various matters, including fiscal matters, NOW, THEREFORE, BE IT

RESOLVED, that a special Town Board meeting shall be held on the 28th day of December, 1992 at 5:30 p.m. in the Town Hall Council Chambers, and BE IT FURTHER

RESOLVED, that the Town Clerk shall notify the news media of the date and time of this special Town Board meeting.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 4a Motion by Councilman Johnson Seconded by Councilman Rogowski

WHEREAS, the Town Board of the Town of Cheektowaga previously adopted an ordinance entitled Code of Ethics (a/k/a Chapter 24 of the Code of the Town of Cheektowaga), and

Item No. 4a continued

WHEREAS, it is necessary to amend such ordinance to cover other incidents where the conduct of Town officials and employees is regulated, NOW, THEREFORE, BE IT

RESOLVED, that, in accordance with the provisions of the Town Law of the State of New York, a public hearing be held on the 4th day of January, 1993 at 7:30 p.m., at a meeting of the Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard, and at which time and place it may be determined by the Town Board whether the Code of Ethics Ordinance of the Town of Cheektowaga, New York shall be amended as provided in the attached Notice of Hearing, and BE IT FURTHER

RESOLVED, that the Town Clerk shall publish the attached Notice of Hearing in the Cheektowaga Times, the official Town newspaper, not less than ten (10) days prior to the date of such hearing.

* * * * *

MOTION BY SUPERVISOR SWIATEK AND SECONDED BY COUNCILMAN JOHNSON TO AMEND THE ABOVE RESOLUTION TO READ 7:00 P.M., NOT 7:30 P.M. AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

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

* * * * *

AMENDED

Motion by Councilman Johnson seconded by Councilman Rogowski

WHEREAS, the Town Board of the Town of Cheektowaga previously adopted an ordinance entitled Code of Ethics (a/k/a Chapter 24 of the Code of the Town of Cheektowaga), and

WHEREAS, it is necessary to amend such ordinance to cover other incidents where the conduct of Town officials and employees is regulated, NOW, THEREFORE, BE IT

RESOLVED, that, in accordance with the provisions of the Town Law of the State of New York, a public hearing be held on the 4th day of January, 1993 at 7:00 p.m. at a meeting of the Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard, and at which time and place it may be determined by the Town Board whether the Code of Ethics Ordinance of the Town of Cheektowaga, New York shall be amended as provided in the attached Notice of Hearing, and BE IT FURTHER

RESOLVED, that the Town Clerk shall publish the attached Notice of Hearing in the Cheektowaga Times, the official Town newspaper, not less than ten (10) days prior to the date of such hearing.

* * * * *

NOTICE OF HEARING

ON PROPOSAL TO AMEND

CODE OF ETHICS ORDINANCE

NOTICE IS HEREBY GIVEN THAT, in pursuance of a resolution of the Town

Item No. 4a continued

Board of the Town of Cheektowaga, which was duly passed on the 21st day of December, 1992, and in accordance with the provisions of the Town Law of the State of New York, a public hearing will be held on the 4th day of January, 1993 at 7:00 P.M., at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard, and at which time and place it may be determined by the Town Board whether the Code of Ethics Ordinance (Chapter 24 of the Code of the Town of Cheektowaga) shall be amended and changed as follows:

1. RESOLVED, that Section 24-3.E., which relates to the disclosure of interest, shall be amended to read as follows:

§24-3. Standards of conduct.

E. Disclosure of interest. To the extent that he or she knows thereof, a member of the Town Board and any officer or employee of the Town of Cheektowaga, whether paid or unpaid, who participates in the discussion or gives official opinion to the Town Board on any legislation or action before the Town Board, or who has a direct or indirect input or involvement in any transaction involving the Town, shall publicly disclose on the official record the nature and extent of any direct or indirect financial or other private interest he or she has in such legislation or transaction.

2. RESOLVED, that a new Section 24-3.I., shall be added and shall read as follows:

I. Use of information for financial or personal gain. He or she shall not use any information acquired in the course of his official duties or take any action to advance the financial or other private interest of himself, herself or any other person.

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

Dated: December 21, 1992

Richard M. Moleski, Town Clerk

* * * * *

Upon Roll Call....

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

AFFIDAVIT - NEXT PAGE

**LEGAL NOTICE
NOTICE OF HEARING
ON PROPOSAL TO AMEND
CODE OF ETHICS ORDINANCE**

NOTICE IS HEREBY GIVEN THAT, in pursuance of a resolution of the Town Board of the Town of Cheektowaga, which was duly passed on the 21st day of December, 1992, and in accordance with the provisions of the Town Law of the State of New York, a public hearing will be held on the 4th day of January, 1993 at 7:00 P.M., at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard, and at which time and place it may be determined by the Town Board whether the Code of Ethics Ordinance (Chapter 24 of the Code of the Town of Cheektowaga) shall be amended and changed as follows:

1. RESOLVED, that section 24-3.E., which relates to the disclosure of interest, shall be amended to read as follows:

24-3. Standards of conduct.

E. Disclosure of interest. To the extent that he or she knows thereof, a member of the Town Board and any officer or employee of the Town of Cheektowaga, whether paid or unpaid, who participates in the discussion or gives an official opinion to the Town Board on any legislation or action before the Town Board, or who has a direct or indirect input or involvement in any transaction involving the Town, shall publicly disclose on the official record the nature and extent of any direct or indirect financial or other private interest he or she has in such legislation or transaction.

2. RESOLVED, that a new section 24-3.L., shall be added and shall read as follows:

L. Use of information for financial or personal gain. He or she shall not use any information acquired in the course of his official duties or take any action to advance the financial or other private interest of himself, herself or any other person.

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

Dated: December 21, 1992

Richard M. Moleski

Town Clerk

PUBLISHED: DECEMBER 24, 1992

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

Melissa Gugliuzza, 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 December 24, 1992;
last publication December 24, 1992;
and that no more than six days intervened be-
tween publications.

Melissa Gugliuzza

Sworn to before me this 24th

day of December, 1992.

Margaret J. Bourdette

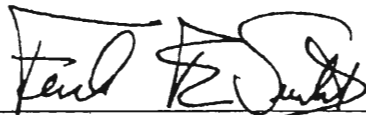
Notary public in and for Erie County, N. Y.

MARGARET J. BOURDETTE
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES 12/11/93

INDEMNIFICATION AGREEMENT

The Town of Cheektowaga ("Town") hereby agrees to defend, indemnify and hold harmless Michael Keem, D.V.M. and the Cheektowaga Veterinary Hospital, its agents, employees and successors in interest, from and against all claims, damages, losses and expenses, including attorneys' fees, that shall or may be brought against or occasioned by Michael Keem, D.V.M. or the Cheektowaga Veterinary Hospital, its agents, employees and successors in interest arising out of or resulting from the use of the following drugs/tranquilizers given to the Town of Cheektowaga:

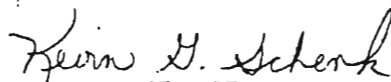
Ketamine
Rompum
Yobine



Frank E. Swiatek
Supervisor

STATE OF NEW YORK)
COUNTY OF ERIE) SS.:

On this 9th day of December, 1992, before me personally came FRANK E. SWIATEK, to me known, who, being by me duly sworn, did depose and say that he resides in the Town of Cheektowaga, New York; that he is the Supervisor of the Town of Cheektowaga, the municipal corporation described in and which executed the within instrument; that he knows the seal of the Town of Cheektowaga; that the seal affixed to this instrument is such corporate seal; that it was so affixed by order of the Town Board of the Town of Cheektowaga; and that he signed his name hereto by like order.



Notary Public

KEVIN G. SCHENK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires Feb. 28, 1993

Item No. 4b Motion by Councilman Solecki Seconded by Supervisor Swiatek

WHEREAS, the 1987 Ethics in Government Law requires the filing of annual statements of financial disclosure for certain Town officials with either the Temporary State Commission on Local Government Ethics or with a local board of ethics, and

WHEREAS, this Town Board determined in previous years that Town officials would file their financial disclosure forms with the Temporary State Commission on Local Government Ethics, and

WHEREAS, as of December 31, 1992, the Temporary State Commission on Local Government Ethics will be terminated and this Board must create a local board of ethics to handle the filing of these forms, etc., and

WHEREAS, a draft of a Board of Ethics Law has been prepared by the Town Attorneys Office, NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held on the 4th day of January, 1993 at 7:30 p.m. at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York to consider the advisability of adopting a local law known as "A Local Law Establishing a Board of Ethics", 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.

* * * * *

MOTION BY SUPERVISOR SWIATEK AND SECONDED BY COUNCILMAN JOHNSON TO AMEND THE ABOVE RESOLUTION TO READ 7:00 P.M. INSTEAD OF 7:30 P.M. AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

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

* * * * *

AMENDED

Motion by Councilman Solecki seconded by Supervisor Swiatek

WHEREAS, the 1987 Ethics in Government Law requires the filing of annual statements of financial disclosure for certain Town officials with either the Temporary State Commission on Local Government Ethics or with a local board of ethics, and

WHEREAS, this Town Board determined in previous years that Town officials would file their financial disclosure forms with the Temporary State Commission on Local Government Ethics, and

WHEREAS, as of December 31, 1992, the Temporary State Commission on Local Government Ethics will be terminated and this Board must create a local board of ethics to handle the filing of these forms, etc., and

WHEREAS, a draft of a Board of Ethics Law has been prepared by the Town Attorneys Office, NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held on the 4th day of January, 1993 at 7:00 p.m. at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York to consider the advisability of adopting a local law known as "A Local Law Establishing a Board of Ethics", 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.

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

LEGAL NOTICE
NOTICE OF HEARING
NOTICE IS HEREBY GIVEN that a public hearing will be held before the Town Board of the Town of Cheektowaga on the 4th day of January, 1993 at 7:00 P.M. at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York to consider and discuss and, if need be, enact a proposed local law entitled "A Local Law Establishing a Board of Ethics", which local law provides in substance as follows:
Local Law Intro No. 92-9
A Local Law Establishing a Board of Ethics
This local law provides for financial disclosure by certain town officials and creates a local board of ethics to receive and review such forms. Penalties for noncompliance are promulgated.
A copy of the complete text of such local law is on file in the Town Clerks Office where the same may be examined during regular business hours.
BY THE ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.
Dated: December 21, 1992
Richard M. Moleski
Town Clerk
PUBLISHED: December 24, 1992

...Melissa Gugliuzza, of the town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is Clerk of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for weeks: first publication December 24, 1992; last publication December 24, 1992; and that no more than six days intervened between publications.

...Melissa Gugliuzza
Sworn to before me this 24th day of December, 1992.
...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 12/11/92

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

LEGAL NOTICE
NOTICE OF HEARING
NOTICE IS HEREBY GIVEN that a public hearing will be held before the Town Board of the Town of Cheektowaga on the 4th day of January, 1993 at 7:00 P.M. at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York to consider and discuss and, if need be, enact a proposed local law entitled "A Local Law Establishing a Board of Ethics", which local law provides in substance as follows:
Local Law Intro No. 92-9
A Local Law Establishing a Board of Ethics
This local law provides for financial disclosure by certain town officials and creates a local board of ethics to receive and review such forms. Penalties for noncompliance are promulgated.
A copy of the complete text of such local law is on file in the Town Clerks Office where the same may be examined during regular business hours.
BY THE ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.
Dated: December 21, 1992
Richard M. Moleski
Town Clerk
PUBLISHED: December 24, 1992

...Melissa Gugliuzza, of the town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is ...Clerk... of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for1..... weeks: first publication...December 24, 1992; last publication...December 24, 1992; and that no more than six days intervened between publications.

...Melissa Gugliuzza

Sworn to before me this ...24th...

day of ...December..., 1992

...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 12/11/92

Item No. 4c Motion by Councilman Rogowski Seconded by Councilman Jaworowicz
Councilman Johnson

WHEREAS, at present, the Erie County Tax Act requires that real property taxes in Erie County be paid to the Town Receiver of Taxes and Assessments in one lump sum, and

WHEREAS, the Erie County Association of Receivers and Collectors has unanimously adopted a proposal recommending that the Erie County Tax Act be amended to allow for the partial payment of real property taxes in Erie County, and

WHEREAS, the Erie County Legislature, on July 16, 1992, requested the County Attorneys Office to draft a home rule message to the State Legislature to request special legislation to amend the Erie County Tax Act to authorize the partial payment of real property taxes, and

WHEREAS, before this Town Board takes a position on this issue, it wishes to receive input from Town taxpayers, NOW, THEREFORE, BE IT

RESOLVED, that an informational public hearing be held on the 19th day of January, 1993 at 7:30 P.M. at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York to receive input from Town taxpayers as to whether this Town Board should support a proposal to amend the Erie County Tax Act to authorize the partial payment of real property taxes in Erie County and the Town of Cheektowaga, 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 HEARING

NOTICE IS HEREBY GIVEN THAT, in pursuance of a resolution of the Town Board of the Town of Cheektowaga, which was duly passed on the 21st day of December, 1992, an informational public hearing will be held on the 19th day of January, 1993 at 7:30 P.M., at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard; at such hearing, discussion will be had as to whether the Cheektowaga Town Board should support a proposal to amend the Erie County Tax Act to allow partial payment of real property taxes (a/k/a installment payment of taxes).

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

Dated: December 21, 1992

Richard M. Moleski, Town Clerk

* * * * *

Upon Roll Call....

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

* No affidavit attached since resolution was amended at the December 28, 1992 meeting changing the time of the public hearing to 7:00 P.M. on January 19, 1992

Item No. 5 Motion by Councilman Gabryszak Seconded by Supervisor Swiatek

BE IT RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of clothing for the Town of Cheektowaga Department of Youth and Recreational Services. Information for bidders and specifications may be obtained from the office of Richard M. Moleski, Town Clerk, said notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

Item No. 5 continued

RESOLVED, that sealed bids will be received on January 8, 1993 at 11:00 A.M. Eastern Standard Time at a public bid opening to be held in the Council Chambers in Cheektowaga Town Hall.

* * * * *

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on January 8, 1993 at 11:00 a.m. Eastern Standard Time at Town Hall, corner of Broadway and Union Road for various recreational clothing and uniforms.

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

The bidder agrees to make every attempt to deliver all contracted items in SIXTY (60) DAYS OR LESS from the date of order and to notify the Town of Cheektowaga Department of Youth and Recreational Services at once in the event the manufacturer or supplier causes a delay and bidder cannot comply. Bidder maybe requested to present in writing reasons for delays.

The Town of Cheektowaga reserves the right to request samples of any or all items which are bid as "equals" to the item originally designated. For any item which is bid as equal, bidder must submit documentation to prove the equality of the item. Said documentation must be submitted along with the bid.

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

Further, the Town of Cheektowaga reserves the right to reduce quantities, increase quantities and delete certain items if it deems necessary.

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

Richard M. Moleski, Town Clerk

* * * * *

Upon Roll Call....

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

AFFIDAVIT - NEXT PAGE

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

LEGAL NOTICE

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Further, the Town of Cheektowaga reserves the right to reduce quantities, increase quantities and delete certain items if it deems necessary.

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

Richard M. Moleski
Town Clerk

PUBLISHED: DECEMBER 24, 1992

Melissa Gugliuzza, 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... December 24, 1992;
last publication... December 24, 1992;
and that no more than six days intervened be-
tween publications.

Melissa Gugliuzza
2/4/92

Sworn to before me this

day of ... December ..., 19 92

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 12/11/93

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

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

Further, the Town of Cheektowaga reserves the right to reduce quantities, increase quantities and delete certain items if it deems necessary.

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

Richard M. Moleski
Town Clerk

PUBLISHED: DECEMBER 24, 1992

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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... December 24, 1992;
last publication... December 24, 1992;
and that no more than six days intervened be-
tween publications.

Melissa Gugliuzza
JH

Sworn to before me this

day of December, 1992

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 12/11/93

Item No. 6 Motion by Councilman Rogowski Seconded by Councilman Johnson

WHEREAS, on July 6, 1992 this Town Board awarded the contract for the replacement of the Ledyard Avenue Bridge for the total sum of \$194,500.00 to Tom Greenauer Development, Inc., under a State Aid Local Bridge Program, AND

WHEREAS, as the result of a field inspection, the Town Engineer and the consultant, Krehbiel Associates, directed the contractor to extend rip-rap and surge stone along the banks and bottom of the creek outlet for erosion control purposes, AND

WHEREAS, said contractor has also requested an extension of contract completion time due to work being performed in the bridge work area by National Fuel, NOW, THEREFORE, BE IT

RESOLVED, that Change Order No. 1 in the amount of \$1,432.50 as an increase to the contract of Tom Greenauer Development, Inc. be approved, AND, BE IT FURTHER

RESOLVED, that the completion date for the replacement of the Ledyard Avenue Bridge Contract of Tom Greenauer Development, Inc., be extended until the end of May, 1993, AND, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is directed and authorized to sign said Change Order No. 1 on behalf of this Town Board.

Upon Roll Call....

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

Item No. 7 Motion by Councilman Gabryszak Seconded by Councilman Rogowski

WHEREAS, the Youth and Recreational Services Department's Youth Engaged in Services (Y.E.S.) program has requested permission to conduct an over-night campout on January 8th and 9th, 1993 at the Alexander Community Center, 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, and that said waiver be extended to the Cheektowaga Youth Engaged in Service program for the use of the Alexander Community Center of January 8th and 9th, 1993, and BE IT FURTHER

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

Upon Roll Call....

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

Item No. 8 Motion by Councilman Gabryszak Seconded by Supervisor Swiatek

WHEREAS, by resolution dated September 21st, 1992, the Supervisor of the Town of Cheektowaga was authorized to execute an agreement between the Town and consultants funded through the Federal Center for Substance Abuse Prevention's (C.S.A.P.) Community Partnership Program Grant operated through the Youth & Recreational Services Department, AND

Item No. 8 continued

WHEREAS, the resolution dated said contracts for the period September 30, 1992 through September 29, 1993, AND

WHEREAS, under revised C.S.A.P guidelines, contracts have scheduled the budget period to terminated July 31, 1993, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Cheektowaga be authorized to amend said agreements between Nowak & Associates, 146 Park Forest Drive, Williamsville, N.Y.; Robert J. Miller & Associates, 124 Delaware Avenue, Tonawanda, NY; Rjm & Associates, Advertising, Marketing and Public Relations, 10 Old Farm Court, Depew, N.Y.; and Cheektowaga Department of Youth & Recreational Services, reflecting the revised termination date of July 31, 1993. (0100-7320-4000).

Upon Roll Call....

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

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

WHEREAS, Chapter 413 of the Laws of 1991 allows for an increase from five to ten dollars, in fees for marriage certificates, effective October 19, 1991, AND

WHEREAS, the major outlying Towns and the City of Buffalo have already adopted the ten dollar fee for marriage certificates and it would be consistent with this policy, AND

WHEREAS, the Town Board of the Town of Cheektowaga is empowered with the authority to set these fees, NOW THEREFORE BE IT

RESOLVED, that the Town Board of the Town of Cheektowaga set the fee for marriage certificates at ten dollars per copy, effective January 1, 1993.

Upon Roll Call....

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

Item No. 10A Motion by Councilman Johnson Seconded by Councilman Blachowski

WHEREAS, the Town of Cheektowaga owns certain property on the west side of Harlem Road near Central Boulevard (Cheektowaga Town Park and the Harlem Road Pump Station), and

WHEREAS, the New York State Department of Transportation ("DOT"), as part of its project to reconstruct and widen Harlem Road, has informed the Town of its intent to acquire a portion of the aforementioned Town property, and

WHEREAS, the DOT is proposing to take full title to some Town property and take permanent and temporary easements over other Town property, and

WHEREAS, to compensate the Town for its proposed acquisition, the DOT has offered the Town \$15,250.00, and

WHEREAS, the Town Engineering Department has reviewed this matter and has no objection to the taking of such Town property by the DOT, and

WHEREAS, this Town Board is agreeable to allowing the DOT to take the aforementioned Town property for \$15,250.00, NOW, THEREFORE, BE IT

Item No. 10A continued

RESOLVED, that this Town Board hereby consents to the acquisition of the aforementioned Town property by the DOT for \$15,250.00, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute Agreements of Adjustment for the transfer of the aforementioned Town property and to execute any and all other documents in connection with such transaction, and BE IT FURTHER

RESOLVED, that the Town Attorney be and hereby is directed to forward the executed Agreements of Adjustment to the DOT and to take whatever action necessary to complete this transaction.

* * * * *

MOTION BY COUNCILMAN JOHNSON AND SECONDED BY COUNCILMAN SOLECKI TO TABLE THE ABOVE RESOLUTION AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

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

* * * * *

Item No. 10B Motion by Councilman Gabryszak Seconded by Councilman Blachowski

WHEREAS, the Cheektowaga Youth and Recreational Services Department is desirous of continuing the operation of the Youth Engaged in Service Program with the Youth Department - Diocese of Buffalo of 795 Main Street, Buffalo, New York, which prepares teenage volunteers to assist their community in various projects that require a need for volunteers, and

WHEREAS, said program is open to all Cheektowaga youth regardless of race, color or creed, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Cheektowaga be and hereby is directed to execute an agreement between the Town of Cheektowaga and the Youth Department - Diocese of Buffalo to continue said program for a twelve (12) month period, January 1, 1993 through December 31, 1993 with a total cost not to exceed the sum of \$36,488.00 and BE IT

FURTHER RESOLVED, that the Youth Department - Diocese of Buffalo will reimburse the Town for up to \$6,933.00 (19%) of the actual costs of operating said program and the New York State Division of Youth will reimburse the Town up to \$3,673.00 (10%) leaving the actual cost to the Town at \$25,882.00 (71%).

CONTRACT # (Budget Line Item) 01-7310-4687

Upon Roll Call....

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

Item No. 10C Motion by Councilman Johnson Seconded by Councilman Jaworowicz

WHEREAS, the Town had completed the Marrano-Kelly Park Drainage System, Phase I, through Kelly Park and outletting to Slate Bottom Creek, AND

WHEREAS, there is a need to undertake Phase II drainage work in order to relieve flooding conditions along Marrano Parkway by intercepting storm waters originating in the Town of West Seneca, AND

Item No. 10C continued

WHEREAS, there is need to prepare right-of-way maps, easement maps and plans for the construction of some 2500 lineal feet of intercepting storm sewers at the boundary of Cheektowaga and West Seneca, NOW, THEREFORE, BE IT

RESOLVED, that the proposal of Nussbaumer & Clarke, Inc., as submitted to the Town Engineer and dated November 18, 1992 for the preparation of plans and surveying services, be and hereby is accepted and approved, AND, BE IT FURTHER

RESOLVED, that the cost for said consulting services in the amount of \$6,750.00 is to be charged to Account #5109-1440-9122, AND, BE IT FURTHER

RESOLVED, that the Supervisor, on behalf of this Town Board is directed and authorized to sign said agreement with Nussbaumer & Clarke, Inc.

Upon Roll Call....

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

Item No. 10D Motion by Councilman Johnson Seconded by Supervisor Swiatek

WHEREAS, the Sewer Maintenance Garage had sustained fire damages on the morning of December 1, 1992 and which damages were covered by Town insurance, AND

WHEREAS, there is need to assess, evaluate the scope of damages and to restore the building to its former condition, NOW, THEREFORE, BE IT

RESOLVED, that the proposal of Nussbaumer & Clarke, Inc., as submitted to the Town Engineer and dated December 14, 1992 for provision of emergency services, post fire facility evaluation, plans and specifications and general construction services, be and hereby is approved and accepted, AND, BE IT FURTHER

RESOLVED, that the cost for said professional services in the amount of \$25,430.00 shall be charged to the newly established Fire Loss Expense Account #2500-8125-1930, AND, BE IT FURTHER

RESOLVED, that the Supervisor of this Town Board is directed and authorized to sign said agreement with Nussbaumer & Clarke, Inc., Consulting Engineers.

Upon Roll Call....

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

Item No. 10E Motion by Councilman Blachowski Seconded by Councilman Johnson

WHEREAS, the New York State Division of Housing and Urban Renewal has issued a Notice of Funding Availability for proposals for fiscal year 1992 for the New York State Home Investments Partnerships Program, known as the HOME Program, and

WHEREAS, said funds are being made available through New York State under Title II of the federal National Affordable Housing Act of 1990 and can be utilized for providing or preserving housing for low-income persons, including the rehabilitation of owner-occupied housing, and

WHEREAS, the Town of Cheektowaga presently operates a housing rehabilitation program under the Community Development Block Grant program and has the capacity to utilize additional funds for such a program, NOW, THEREFORE, BE IT

RESOLVED, that the Community Development Office be and hereby is authorized to explore the feasibility of establishing and implementing a housing

Item No. 10E continued

rehabilitation program for low-income owner-occupants under said HOME Investments Partnerships Program and prepare an application as appropriate, to the New York State Division of Housing and Community Renewal for said HOME funds in the amount of \$200,000, and BE IT

FURTHER RESOLVED, that the Supervisor is hereby authorized to execute and submit said HOME application, and any required related documents, to the New York State Division of Housing and Community Renewal.

Upon Roll Call....

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

Item No. 10F Motion by Councilman Blachowski Seconded by Councilman Johnson

WHEREAS, the Congress of the United States has passed, and the President of the United States has signed into law, the National Affordable Housing Act of 1990, and

WHEREAS, Title II of the National Affordable Housing Act of 1990 created the HOME Program under which the Secretary of Housing and Urban Development is authorized to make grants to States and units of general local government to help finance investments in affordable housing, and

WHEREAS, the Towns of Cheektowaga, Tonawanda and Amherst, have formed a consortium for purposes of applying for assistance under the HOME Program, for Fiscal Years 1993, 1994 and 1995, and

WHEREAS, preparation of a Comprehensive Housing Affordability Strategy is required by Title I of the National Affordable Housing Act for the receipt of federal funds, and

WHEREAS, said consortium have prepared an amended consolidated Comprehensive Housing Affordability Strategy and Annual Plan to address the housing needs in said communities, and

WHEREAS, a public hearing was held on said Comprehensive Housing Affordability Strategy on December 7, 1992 in all three communities, NOW, THEREFORE, BE IT

RESOLVED, the Town hereby approves said Comprehensive Housing Affordability Strategy for submission to the Department of Housing and Urban Development and authorizes the Town Supervisor to execute any required documents and certifications.

Upon Roll Call....

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

Item No. 11A Motion by Councilman Blachowski Seconded by Councilman Johnson

WHEREAS, the Town has previously approved a housing rehabilitation loan to Judith Olkowski, owner of 61 Medina St., and

WHEREAS, the Town of Cheektowaga requires that it be listed as a mortgagee on the homeowner's insurance policies of persons receiving housing rehabilitation loans, and

WHEREAS, Judith Olkowski recently filed a claim and received payment under her homeowners insurance policy for storm-related damage to her property, and

Item No. 11A continued

WHEREAS, the check received was made payable jointly to said homeowner and the Town of Cheektowaga because of the Town's listing as a mortgagee on said insurance policy, and

WHEREAS, the Town's interest in the property will not be diminished by the aforementioned damage to the property and therefore the Town should waive its interest in this check, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor is hereby authorized to sign and release said check, number 7600935867 from Kemper National Insurance Company in the amount of \$3,240.00 to said homeowner.

Upon Roll Call....

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

Item No. 11B Motion by Councilman Blachowski Seconded by Councilman Johnson

WHEREAS, the Town has previously approved a housing rehabilitation loan to Mrs. Florence Dorociak, owner of and

WHEREAS, the Town of Cheektowaga requires that it be listed as a mortgagee on the homeowner's insurance policies of persons receiving housing rehabilitation loans, and

WHEREAS, Mrs. Dorociak recently filed a claim and received payment under her homeowners insurance policy for storm-related damage to her property, and

WHEREAS, the check received was made payable jointly to said homeowner and the Town of Cheektowaga because of the Town's listing as a mortgagee on said insurance policy, and

WHEREAS, the Town's interest in the property will not be diminished by the aforementioned damage to the property and therefore the Town should waive its interest in this check, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor is hereby authorized to sign and release said check, numbered 0797064 from New York Central Mutual Insurance Company in the amount of \$655.00 to said homeowner.

Upon Roll Call....

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

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

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 recommendation of environmental significance of such applications, AND

WHEREAS, the Town Board, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, has been designated the lead agency in the subject instance, AND

WHEREAS, the Town Board acting as lead agency, must review the recommendations and information submitted to it by the Advisory Committee and render its determination, AND

WHEREAS, the Advisory Committee, at its meeting held on December 16, 1992, recommended that this Town Board issue a Negative Declaration with respect to

Item No. 12 continued

the proposed storage building at 3155 Broadway, AND

WHEREAS, the Town Board has reviewed the application submitted and the recommendations made by the Environmental Advisory Committee for the storage building, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby issues a Negative Declaration for the Plaslok storage building, subject to the applicant preparing and submitting to the Town Engineer an detailed storm water drainage plan of the existing conditions on the entire site prior to occupying the building and provide the Forks Fire Chief, Town Fire Inspector and Disaster Coordinator with their fire and smoke hazard plan relating to materials that will be stored on the property.

Upon Roll Call....

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

Item No. 13 Motion by Councilman Solecki Seconded by Councilman Blachowski

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

<u>SANITATION DEPARTMENT</u>	<u>EFFECTIVE</u>
Timothy Kozlowski	12/05/92
Ronald Sobocinski	12/05/92
Jeffrey Koscielny	08/24/92
Aaron Vanderlip	12/04/92

Upon Roll Call....

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

Item No. 14 Motion by Supervisor Swiatek Seconded by Councilman Jaworowicz

WHEREAS, the term of Zoning Board of Appeals member Peter Rybka expired on November 23, 1992, and

WHEREAS, Section 267(5) of the Town Law, as amended in 1991, states that Mr. Rybka shall hold office until December 31, 1992, and

WHEREAS, this Board wishes to reappoint Mr. Rybka to another term, NOW, THEREFORE, BE IT

RESOLVED, that Peter Rybka be and hereby is reappointed as member of the Zoning Board of Appeals for a term expiring on December 31, 1997, and BE IT FURTHER

RESOLVED, that, in compliance with Section 267(5) of the Town Law, the terms of the following members of the Zoning Board shall expire as follows:

Stephen S. Kozel	December 31, 1993
Edward Tokasz	December 31, 1994
Andrew A. Kulyk	December 31, 1995
Joseph Yantomasi	December 31, 1996

Upon Roll Call....

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

MEETING NO. 29
December 21, 1992

Item No. 15 Motion by Councilman Rogowski Seconded by Councilman Johnson

WHEREAS, a temporary vacancy exists in the position of Light Motor Equipment Operator in the Recycling Department, AND

WHEREAS, notice of said vacancy has been posted as per the collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, AND

WHEREAS, John Jaroszewski, currently employed as a Laborer's Aide in the Recycling Department, bid on said vacancy and meets all the necessary qualifications, NOW, THEREFORE, BE IT

RESOLVED, that John Jaroszewski be and hereby is appointed to the temporary vacancy of Light Motor Equipment Operator in the Recycling Department in accordance with the terms and conditions as set forth in the collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, effective December 22, 1992

Upon Roll Call....

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

Item No. 16 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:	0100-1355-4575	Contracted Appraisals-Assessors	\$3,550.00
	0100-7320-4000	Contractual Expenses-C.A.P.	2,000.00
	0100-7320-4000	Contractual Expenses-C.A.P.	3,000.00
	0100-9010-8121	FICA	32,000.00
	0100-3120-1569	Public Safety Dispatch-Police	3,000.00
	0100-7140-1614	Recreation Attendant-Youth & Rec.	435.00
	0100-7140-1615	Recreation Instructor-Aid to Youth	215.00
	0100-7140-1615	Recreation Instructor-Aid to Youth	2,185.00
	0100-7140-1615	Recreation Instructor-Aid to Youth	500.00
	0100-7310-4681	In-Service Training-Youth & Rec.	1,500.00
	0100-7310-4681	In-Service Training-Youth & Rec.	235.00
	0100-7140-1601	Senior Rec. Supervisor-Youth & Rec.	115.00
	0100-7140-1614	Rec. Attendant-Youth & Rec.	430.00
	0100-7140-1614	Rec. Attendant-Youth & Rec.	350.00
	0100-7140-1614	Rec. Attendant-Youth & Rec.	285.00
TO:	0100-1355-4561	Contracted Services-Assessors	3,550.00
	0100-7320-1300	Program Coordinator-C.A.P.	2,000.00
	0100-7320-1100	Project Director-C.A.P.	3,000.00
	0100-6250-1952	JTPA Director	5,000.00
	0100-1410-1154	1st Deputy Town Clerk	2,500.00
	0100-1410-1155	2nd Deputy Clerk	2,500.00
	0100-1440-1105	Town Engineer	6,000.00
	0100-3120-1112	Police Chief	8,000.00
	0100-3120-1153	Assistant Police Chief	8,000.00
	0100-3120-1565	Senior Dispatcher-Police	3,000.00
	0100-7140-1603	Rec. Instructor-Youth & Rec.	435.00
	0100-7310-1161	Program Coordinator-Youth & Rec.	215.00
	0100-7140-1612	Rec. Attendants-Youth & Rec.	2,185.00
	0100-7140-1613	Rec. Supervisor-Youth & Rec.	500.00
	0100-7140-4191	Miscellaneous Expenses-Youth & Rec.	1,500.00
	0100-7310-1161	Program Coordinator-Youth & Rec.	235.00
	0100-7310-1161	Program Coordinator-Youth & Rec.	115.00
	0100-7310-1161	Program Coordinator-Youth & Rec.	430.00
	0100-7140-1611	Rink Personnel-Youth & Rec.	350.00
	0100-7140-1622	Rec. Attendants-Youth & Rec.	285.00

Item No. 16 continued

HIGHWAY FUND

FROM:	0300-5142-4433	Barricades	\$6,000.00
	0300-5110-4178	Blacktop	12,000.00
	0300-5150-4458	Chips	48,000.00
	0300-5141-1931	General Labor Allocation	48,000.00
TO:	0300-5142-4029	Salt	\$6,000.00
	0300-5142-4029	Salt	12,000.00
	0300-5141-1414	ME0 "B"	40,000.00
	0300-5141-1201	General Foreman	2,000.00
	0300-5141-1371	Clerk	1,000.00
	0300-5141-1416	Tree Trimmer	1,000.00
	0300-5141-1421	Mechanics Helper	4,000.00
	0300-5110-1701	General Labor	48,000.00

RISK RETENTION FUND

FROM:	1000-1932-4703	General Liability Losses	\$45,000.00
TO:	1000-1930-4703	Workers Comp. Losses	\$45,000.00

SPECIAL DISTRICTS FUND

FROM:	1500-8173-4475	Norec-Sanitation	\$9,000.00
	1500-8173-4475	Norec-Sanitation	4,800.00
	1500-8173-4457	Norec-Sanitation	1,000.00
	1500-8160-4469	Landfill-Sanitation	5,000.00
	2500-8125-8121	FICA-Sewer Dist.#5	5,000.00
TO:	1500-8160-1492	Seasonal Laborers-Sanitation	\$9,000.00
	1500-8173-4596	MRF Processing-Sanitation	4,800.00
	1500-8173-8121	Social Security-Sanitation	1,000.00
	1500-8160-1492	Seasonal Laborers-Sanitation	5,000.00
	2500-8135-8121	FICA-Main Pump	5,000.00

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 17 Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

BE IT RESOLVED, that the following Vouchers and Warrents are submitted to the Town of Cheektowaga prior to December 18, 1992 are hereby approved and made a part hereof:

GENERAL FUND	\$1,957,697.49
HIGHWAY FUND	305,996.59
TRUST & AGENCY FUND	37,452.61
CDBG HUD FUND	217,831.54
PART TOWN FUND	45,710.85
RISK RETENTION FUND	102,846.47
STATE AHC FUND	3,587.54
SPECIAL DISTRICTS FUND	2,789,841.52
HUD REHABILITATION FUND	29,888.24
CAPITAL FUND	412,027.88
	<u>\$5,902,880.73</u>

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

II. DEPARTMENTAL COMMUNICATIONS

- Item No. 18a Minutes of Cheektowaga Traffic Safety Commission: November 17, 1992
Received and Filed.
- Item No. 18b Minutes of Cheektowaga Library Board: October 28, 1992
Received and Filed.
- Item No. 18c Minutes of Cheektowaga Library Board: November 18, 1992
Received and Filed.
- Item No. 18d Minutes of Cheektowaga Planning Board: November 12, 1992
Received and Filed.

III. GENERAL COMMUNICATIONS

- Item No. 19 Summons and Complaint: David S. Notaro vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Joan Meyers, Supervisor's Office; Police Department;
Allied Claims Service, Insurance Carriers
Received and Filed.
- Item No. 20a Notice of Claim: Beverly Cario vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Joan Meyers, Supervisor's Office; Police Department;
Allied Claims Service, Insurance Carriers
Received and Filed.
- Item No. 20b Notice of Claim: Lawrence A. Williams vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Joan Meyers, Supervisor's Office; Police Department;
Allied Claims Service, Insurance Carriers
Received and Filed.
- Item No. 20c Notice of Claim: Jason Occhino vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Joan Meyers, Supervisor's Office; Highway Department;
Allied Claims Service, Insurance Carriers
Received and Filed.
- Item No. 20d Notice of Claim: Nina B. Sweeney vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Joan Meyers, Supervisor's Office; Highway Department;
Allied Claims Service, Insurance Carriers
Received and Filed.
- Item No. 20e Notice of Claim: Thomas Walsh as Adm. of Goods & Chattels of
Jacqueline Walsh, deceased vs Town of Cheektowaga
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,
Town Attorney; Joan Meyers, Supervisor's Office; Police Department;
Allied Claims Service, Insurance Carriers
Received and Filed.

* * * * *

Motion by Supervisor Swiatek and seconded by Councilman Solecki to suspend the rules
to include the following resolutions and the voting was as follows:

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

IV. SUSPENSION OF RULES

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

WHEREAS, the Town of Cheektowaga is the owner of the Cheektowaga Recreation Center located at 2600 Harlem Road, Cheektowaga, New York, and

WHEREAS, the Maryvale High School Club Hockey program is desirous of renting the ice skating rink located in the Cheektowaga Recreation Center, and

WHEREAS, the License Agreement states the terms and conditions of such ice skating rink rental, and is acceptable to the Town, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the License Agreement between the Town and the Maryvale High School Club Hockey program and BE IT FURTHER

RESOLVED, that monies from such rental shall be deposited into the General Fund, line item 7140.2023.

Upon Roll Call....

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

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

WHEREAS, the Town of Cheektowaga is the owner of the Cheektowaga Recreation Center located at 2600 Harlem Road, Cheektowaga, New York, and

WHEREAS, the Cheektowaga Central High School Club Hockey program is desirous of renting the ice skating rink located in the Cheektowaga Recreation Center, and

WHEREAS, the License Agreement states the terms and conditions of such ice skating rink rental, and is acceptable to the Town, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the License Agreement between the Town and the Cheektowaga Central High School Club Hockey program and BE IT FURTHER

RESOLVED, that monies from such rental shall be deposited into the General Fund, line item 7140.2023.

Upon Roll Call....

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

Item No. 22 Motion by Councilman Johnson Seconded by Councilman Blachowski

WHEREAS, the NYSDOT proposes to improve and widen Harlem Road from McNaughton through the intersection of Genesee Street, AND

WHEREAS, Cheektowaga VFW Post 2429 is located in a former 19th century school building on the northeast corner of Harlem Road and Genesee Street, AND

WHEREAS, Post 2429 is the oldest veterans organization in Cheektowaga, AND

WHEREAS, Post 2429 possesses a long term lease with the Buffalo Cemetery for said building, with Mount Calvary Cemetery, Inc., the owner of such property, AND

Item No. 22 continued

WHEREAS, the Post has made a considerable investment in the building and grounds, which, in turn, have generated income for Post activities over the years, AND

WHEREAS, the NYSDOT, has undertaken to acquire the property on which the VFW Post building is located, from the Mount Calvary Cemetery, Inc., and demolish the building to make way for the proposed highway improvements, AND

WHEREAS, as a consequence, Post 2429 stands to lose its investment and sole source of income, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby goes on record in opposition to the demolition of the Post building and eviction of members of Veterans Post 2429, AND BE IT

FURTHER RESOLVED, that should demolition proceed, this Town Board calls upon the NYSDOT and the Governor of this State, Mario M. Cuomo, to make full and adequate restitution to Post 2429, sufficient to permit the Post to rebuild in another location or otherwise relocate so that they may continue as a viable Veterans organization, AND BE IT

FURTHER RESOLVED, that a certified copy of this resolution be forwarded to Robert J. Russell, Regional Director, NYSDOT, Governor Mario M. Cuomo, State Senator William Stachowski, Assemblyman Paul Tokasz, and Mount Calvary Cemetery, Inc.

Upon Roll Call....

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

Item No. 23 Motion by Supervisor Swiatek Seconded by Councilman Jaworowicz to adjourn the meeting in memory of Wanda Borowiak and Layton Haberman.

Richard M. Moleski, Town Clerk

MEETING NO. 30
December 28, 1992

Item No. 1 At a special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 28th day of December, 1992 at 5:30 o'clock P.M., Eastern Standard Time there were:

PRESENT: Supervisor Frank E. Swiatek
Councilman Patricia A. Jaworowicz
Councilman Dennis H. Gabryszak
Councilman Richard B. Solecki
Councilman William P. Rogowski
Councilman Jacqueline A. Blachowski
Councilman Thomas M. Johnson, Jr.

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Greg Joos, Director of Employee Relations; Robert Kaczmarek, Chief Accountant.

I. FROM THE TABLE

Item No. 2 Motion by Councilman Johnson Seconded by Councilman Blachowski

WHEREAS, the Town of Cheektowaga owns certain property on the west side of Harlem Road near Central Boulevard (Cheektowaga Town Park and the Harlem Road Pump Station), and

WHEREAS, the New York State Department of Transportation ("DOT"), as part of its project to reconstruct and widen Harlem Road, has informed the Town of its intent to acquire a portion of the aforementioned Town property, and

WHEREAS, the DOT is proposing to take full title to some Town property and take permanent and temporary easements over other Town property, and

WHEREAS, to compensate the Town for its proposed acquisition, the DOT has offered the Town \$15,250.00, and

WHEREAS, the Town Engineering Department has reviewed this matter and has no objection to the taking of such Town property by the DOT, and

WHEREAS, this Town Board is agreeable to allowing the DOT to take the aforementioned Town property for \$15,250.00, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby consents to the acquisition of the aforementioned Town property by the DOT for \$15,250.00, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute Agreements of Adjustment for the transfer of the aforementioned Town property and to execute any and all other documents in connection with such transaction, and BE IT FURTHER

RESOLVED, that the Town Attorney be and hereby is directed to forward the executed Agreements of Adjustment to the DOT and to take whatever action necessary to complete this transaction.

* * * * *

MOTION BY COUNCILMAN JOHNSON AND SECONDED BY COUNCILMAN SOLECKI TO TABLE THE ABOVE RESOLUTION AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

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

II. RESOLUTIONS

Item No. 3 Motion by Councilman Rogowski Seconded by Councilman Jaworowicz
Councilman Johnson

WHEREAS, by resolution dated December 21, 1992, this Town Board scheduled an informational public hearing concerning the proposal to allow the partial payment of real property taxes in Erie County for January 19, 1993 at 7:30 P.M., and

WHEREAS, this Board feels additional time may be needed to receive public input on this matter, NOW, THEREFORE, BE IT

RESOLVED, that the aforementioned public hearing be and hereby is rescheduled for January 19, 1993 at 7:00 P.M., and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to revise the
aforementioned resolution and Notice of Hearing to reflect the time change for the
public hearing and to publish said revised Notice of Hearing in the Cheektowaga
Times.

* * * * *

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN THAT, in pursuance of a resolution of the Town Board of the Town of Cheektowaga, which was duly passed on the 21st day of December, 1992, an informational public hearing will be held on the 19th day of January, 1993 at 7:00 P.M., at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard; at such hearing, discussion will be had as to whether the Cheektowaga Town Board should support a proposal to amend the Erie County Tax Act to allow partial payment of real property taxes (a/k/a installment payment of taxes).

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

Dated: December 21, 1992

Richard M. Moleski, Town Clerk

* * * * *

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

2
LEGAL NOTICE
NOTICE OF HEARING
NOTICE IS HEREBY GIVEN
THAT, in pursuance of a resolution
of the Town Board of the Town of
Cheektowaga, which was duly
passed on the 21st day of December,
1992, an informational public hear-
ing will be held on the 19th day of
January, 1993 at 7:00 P.M., at the
Cheektowaga Town Hall, corner of
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heard; at such hearing, discussion
will be had as to whether the Cheek-
towaga Town Board should support
a proposal to amend the Erie County
Tax Act to allow partial payment of
real property taxes (a/k/a instah-
ment payment of taxes).
BY ORDER OF THE TOWN
BOARD OF THE TOWN OF
CHEEKTOWAGA, ERIE
COUNTY, NEW YORK.
Richard M. Moleski
Town Clerk
Dated: December 21, 1992
PUBLISH: JANUARY 7, 1993

Melissa Gugliuzza, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for 1 weeks:
first publication January 7, 1993;
last publication January 7, 1993;
and that no more than six days intervened be-
tween publications.

Melissa Gugliuzza

Sworn to before me this 7th

day of January, 1993.

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 12/11/93

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

2
LEGAL NOTICE
NOTICE OF HEARING
NOTICE IS HEREBY GIVEN
THAT, in pursuance of a resolution of the Town Board of the Town of Cheektowaga, which was duly passed on the 21st day of December, 1992, an informational public hearing will be held on the 19th day of January, 1993 at 7:00 P.M., at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard; at such hearing, discussion will be had as to whether the Cheektowaga Town Board should support a proposal to amend the Erie County Tax Act to allow partial payment of real property taxes (a/k/a installment payment of taxes).
BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.
Richard M. Moleski
Town Clerk
Dated: December 21, 1992
PUBLISH: JANUARY 7, 1993

Melissa Gugliuzza, of the town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is Clerk of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 1 weeks: first publication January 7, 1993; last publication January 7, 1993; and that no more than six days intervened between publications.

Melissa Gugliuzza
Sworn to before me this 7th day of January, 1993.
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 12/11/93

MEETING NO. 30
December 28, 1992

Item No. 4a Motion by Supervisor Swiatek Seconded by Councilman Blachowski

BE IT RESOLVED that the Supervisor, on behalf of this Town Board, be and hereby is authorized to sign the attached Memorandum of Agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

* SEE ATTACHED PAGES

MEMORANDUM OF AGREEMENT

BETWEEN

THE TOWN OF CHEEKTOWAGA

AND

THE TOWN OF CHEEKTOWAGA EMPLOYEES ASSOCIATION, INC.

1.) ARTICLE 2 should be amended as follows:

Town proposal to change titles is accepted. Change "Dog Warden" to "Animal Control Officer."

2.) ARTICLE 3, Section 3.01 shall be modified by adding a new subsection (c) to read as follows:

"Initiation fee shall be made out to the Union and paid directly to its Secretary/Treasurer."

3.) ARTICLE 3, Section 3.03 shall be modified in part as follows:

Delete "Youth Bureau"

Add "Recycling, Sign Maintenance and Youth and Recreation"

4.) ARTICLE 3, Section 3.07 shall be added to read as follows:

(a) Discrimination prohibited. Neither the Town nor the Union shall discriminate against any employee covered by this Agreement in a manner which would violate any applicable laws because of race, creed, color, national origin, age, sex, or disability.

(b) Union Fair Representation. The Union recognizes its responsibility as bargaining agent and agreed to fairly represent all employees in the bargaining unit.

5.) ARTICLE 5, Section 5.02 shall be modified by adding subsection (f) to read as follows:

"Sanitation and Recycling employees shall be scheduled to work all holidays, except Christmas and New Year's Day. Refuse and recycling pickup for these two days will be a day later in the remainder of that week."

- 6.) ARTICLE 5, Section 5.13 shall be deleted from the contract.

Accept Town's proposal.

- 7.) ARTICLE 7, Section 7.01 shall be modified by adding the following at the end:

"The Town shall make every reasonable effort to afford all employees full consideration on the scheduling of their vacations."

- 8.) ARTICLE 7, Section 7.02 shall be modified by adding the following:

"Employees who are absent for six (6) months or more on an unpaid leave of absence shall have their vacation time adjusted on a pro-rata basis in the subsequent year."

- 9.) ARTICLE 8, Section 8.02(g) shall be modified as follows:

Change "written" to "oral"

- 10.) ARTICLE 8, Section 8.02(m) shall be deleted from the contract.

- 11.) ARTICLE 10, Section 10.01(d) shall be modified as follows:

"Bereavement leave is for the purpose allowing the employee time away from work to bereave a death and attend to related affairs. Bereavement leave is not earned leave time, in that if a death occurs during a period of time that the employee is otherwise off work, i.e., sick leave time or Workers' Compensation, no benefit from this section is realized."

- 12.) ARTICLE 10, Section 10.02(e) shall be added as follows:

Accept Town's proposal to change personal time to "two (2) hour units from "one-half day" units.

- 13.) ARTICLE 10, Section 10.09 shall be added to read as follows:

"If a leave of absence is granted by the Town Board for any reason, seniority will accrue for bidding purposes for one (1) year in the TCEA unit, thereafter seniority will be frozen on that date."

14.) ARTICLE 14 (a) shall be modified as follows:

Co-pay prescription shall be modified from "\$1.00" to "\$3.00".

Deductible increased from "\$50.00" to "\$100.00" for individuals and \$200.00 for families."

Add "Independent Health and GHI" as additional HMO's offered to the employees at no cost. As long as these monthly premium costs do not exceed the premiums of the mandated Blue Cross coverage.

15.) ARTICLE 14 (f) shall be modified to read as follows:

The Town shall provide health insurance coverage for employees who retire, provided:

The employee, at the time of discontinuance of service, meets the requirements for the receipt of pension benefits of the Tier of the New York State Employees Retirement System of which such employee is a member; and...before qualifying for such pension benefits shall have completed at least five (5) years of service with the Town. All retirees, however, must reduce such coverage to medicare supplemental coverage at the age of sixty-five (65) as provided by the current health insurance carrier. Such coverage shall extend for the life of the retired employee.

16.) ARTICLE 14 (i) shall be modified to read as follows:

Accept Town's proposal on double coverage setforth in its proposal (h) as follows:

The Town shall have the right to eliminate duplicate coverage. Upon request, an employee shall sign a statement as to whether he has or will procure health insurance coverage through the employment of a spouse, other employment of the employee or through a private insurance plan.

DOUBLE COVERAGE - The Town agrees to pay employees a payment of Six Hundred (\$600.00) Dollars for dropping individual coverage and One Thousand Two Hundred (\$1,200.00) Dollars for dropping dependent coverage per year. Such option must be exercised during the month of November, effective the following January 1. This same timing and procedure shall apply to an employee opting back into Town plan. This payment can be made only when the employee

signs a statement that the employee has or will procure health insurance through the spouse's employment, other employment of the employee, or a private insurance plan. Such payment shall be made on or about April 1 of each year. If the employee wishes to rejoin the plan within the year, the employee must repay the prorata portion of the payment (Example: 6 months, \$300.00 - Individual and \$600.00 Dependent) and show a change in circumstances regarding the alternative health plan (non-voluntary loss of coverage). Payment under this Section shall be made within thirty (30) days of the effective day of dropping the Town's plan.

Employees who exercise their option under this Section shall remain eligible for Section 14(e) benefits at time of retirement. Employees who quit prior to the end of the year shall repay the prorata portion of such payment."

Maximum payment for a husband and wife, both of which work for the Town is \$1,200.00.

- 17.) ARTICLE 14 (k) shall be modified as follows:

Change "1988" to "1992"

- 18.) ARTICLE 15, Section 15.01 shall be modified as follows:

1/1/93 - 3½ percent
1/1/94 - 4 percent
1/1/95 - 4½ percent

- 19.) ARTICLE 15, Section 15.02 modify contract to reflect Memorandum of Agreement dated 8/5/90.

- 20.) ARTICLE 15, Section 15.05 shall be modified as follows:

Subsections (a) and (b) modify contract to reflect Memorandum of Agreement dated 8/5/90.

Subsection (c) change "Anyone working in the Aerial Truck"

- 21.) ARTICLE 16, Section 16.04 (c) modify contract to reflect Memorandum of Agreement dated 8/5/90.

- 22.) ARTICLE 16, Section 16.05 (c) shall be modified by adding the following:

"A weekly overtime sheet shall be posted in all departments"

- 23.) ARTICLE 17, Section 17.04 shall be modified by adding at the end of the following:

"Employees granted a leave of absence by the Town Board for the purpose of a permanent or temporary promotion to another bargaining unit in the Town will be covered in Section 10.09 (Leave of Absence) of this Agreement which are greater than one (1) year in length shall have his/her seniority frozen at the time of leaving the B.U."

- 24.) ARTICLE 18, Section 18.01(d) shall be modified as follows:

Add after the words "greater seniority" - "Any dispute arising from identical seniority dates will be settled by the Union by its selection of an equitable method."

- 25.) ARTICLE 18, Section 18.02 (a) shall be modified by adding at the end of the following:

"The Union President shall be informed immediately, in writing, of all temporary job openings or vacancies that are filled for fifteen (15) days or more."

- 26.) ARTICLE 18, Section 18.04 (c) shall be modified by adding at the end of the following:

"This section shall not apply to grant employees."

- 27.) ARTICLE 19, Section (f) shall be modified to read as follows:

"If any disciplinary action is to be taken against an employee, notification in writing shall be given to the employee, employee's steward and the Union President. Such notice shall state the reason for the disciplinary action and the penalty imposed."

- 28.) ARTICLE 21, Section 21.07 shall be added to read as follows:

An Employee Assistance Program Committee subsection should be added to the contract setting forth the purpose and makeup of the committee.

- 29.) ARTICLE 23 shall be modified by adding the following:

"If the Town wishes to subcontract any work, the Union must be given at least two (2) months written notice."

- 30.) ARTICLE 24, Section 24.01 (a) shall be modified by adding the following:

"physical and mental handicaps"

- 31.) ARTICLE 24, Section 24.04 (a) shall be modified by adding the following:

"Recycling, Sign Maintenance, Central Garage and Animal Control Officer."

- 32.) ARTICLE 24, Section 24.04 (c) shall be modified by adding the following:

"Effective 1/1/93 - eliminate shoe allowance."

"Effective 1/1/94 - shoe repair costs shall be established to a maximum of \$50.00."

"Effective 1/1/95 - shoe allowance shall be re-established to \$100.00."

- 33.) ARTICLE 24, Section 24.04 (e) shall be modified to reflect the Memorandum of Agreement dated 8/5/90.

- 34.) ARTICLE 24, Section 24.06 shall be modified to reflect the I.R.S. rate.

- 35.) ARTICLE 24, Section 24.09 shall be modified to reflect Memorandum of Agreement dated 8/5/90.

- 36.) ARTICLE 24, Section 24.10 shall be modified by deleting the following:

"Any decrease in residency requirements granted to any bargaining unit shall be granted to this bargaining unit."

- 37.) ARTICLE 25, Section 25.01 and 25.02 shall be modified to reflect the Memorandum of Agreement dated 8/5/90.

- 38.) ARTICLE 25, Section 25.03 shall be modified to read as follows:

A part-time employee is defined as an employee who is hired on a part-time basis to supplement the regular work force, but such employee shall not work in excess of nineteen (19) hours per week. Part-time employees shall not be entitled to any of the benefits of this agreement."

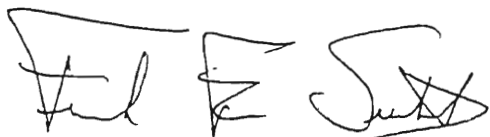
- 39.) NEW ARTICLE shall be added to the contract entitled "Health and Welfare Fund" and shall read as follows:

"The Town shall contribute the following amount to the Union Health and Welfare Fund: 1993 - \$4,000, 1994 - \$4,500, and 1995 - \$5,000. Such funds may be used for any legitimate purpose, except for political purposes and the general operating expenses of the Union."

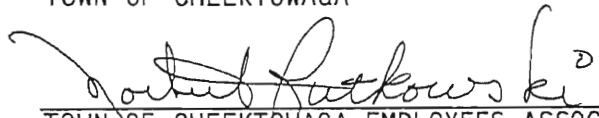
- 40.) NEW ARTICLE shall be added to the contract entitled "Deferred Income Plan" and shall read as follows:

"The deferred income plan currently in effect for the Supervisory bargaining unit shall be offered to employees in this bargaining unit."

- 41.) ARTICLE 30 shall be modified to reflect the terms of the agreement from January 1, 1993 to December 31, 1995.



TOWN OF CHEEKTOWAGA



TOWN OF CHEEKTOWAGA EMPLOYEES ASSOCIATION

Dated: 12/18/97

Item No. 4b Motion by Supervisor Swiatek Seconded by Councilman Johnson

WHEREAS, by resolution dated November 23, 1992, this Town Board approved a Forbearance Agreement relating to the Buffalo Airport Center, 4454 Genesee Street, and authorized the Supervisor to execute same, and

WHEREAS, attorneys representing the owner of the property have reviewed the agreement and have stated that they feel that there may be conflict with the interpretation of paragraph number "7" of the aforementioned Forbearance Agreement, and for the sake of clarity, have requested that such paragraph be deleted, and

WHEREAS, the deletion of Paragraph number "7" from the aforesaid Forbearance Agreement will not prejudice the Town's interests, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the deletion of paragraph number "7" from the aforementioned Forbearance Agreement, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the aforementioned Forbearance Agreement, as amended (with the deletion of paragraph number "7").

Upon Roll Call....

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

Item No. 4c Motion by Supervisor Swiatek Seconded by Councilman Rogowski

WHEREAS, the Town and its consultant obtained and evaluated proposals for Self-Insured Workers' Compensation claim management services, loss control services, and Excess Worker's Compensation insurance, NOW, THEREFORE, BE IT

RESOLVED, that the following selections are approved:

1. Claim management services to WCS of NY at the cost of:
\$16,400 first year 1/1/93 to 12/31/93
\$17,220 second year 1/1/94 to 12/31/94
\$18,080 third year 1/1/95 to 12/31/95
2. Loss Control Services to WCS of NY at the cost of:
\$7,500 first year 1/1/93-12/31/93
\$7,875 second year 1/1/94 to 12/31/94
\$8,220 third year 1/1/95 to 12/31/95
3. Excess Workers' Compensation insurance to Transamerica through Arthur J. Gallagher & Co. of NY with a \$350,000 self-insured retention; Workers' Compensation limits of \$5,000,000; and Employer's Liability limits of \$1,000,000 at an advance cost of \$32,058 (rate .1615) for the period 1/1/93 to 1/1/94, and

BE IT FURTHER

RESOLVED, that the Supervisor is authorized to sign the claim management and loss control service agreements subject to approval of the Town Attorney.

Upon Roll Call....

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

MEETING NO. 30
December 28, 1992

Item No. 4d Motion by Supervisor Swiatek Seconded by Councilman Rogowski

WHEREAS, funding is periodically available from miscellaneous public and private grant sources to assist the Town with various projects, and

WHEREAS, Robert J. Miller & Associates, a grants development firm, has been utilized by the Town for the past few years to assist the Town with obtaining grants, and

WHEREAS, moneys obtained from grants procured through the efforts of Robert J. Miller & Associates far outweigh the cost to the Town for such firm's services, and

WHEREAS, this Town Board wishes to continue to retain the services of Robert J. Miller & Associates for the 1993 calendar year, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached Letter of Agreement with Robert J. Miller & Associates, and BE IT FURTHER

RESOLVED, that the fee stipulated in such Letter of Agreement \$30,000, shall be appropriated from budget line item number 0100-1200-4957.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

* See Attached Letter

LETTER OF AGREEMENT BETWEEN

**TOWN OF CHEEKTOWAGA
Broadway and Union Roads
Cheektowaga, New York 14227**

AND

**ROBERT J. MILLER & ASSOCIATES
Grants Development and Fund Raising Counsel
124 Delaware Avenue
Tonawanda, New York 14150
(716) 694-8181**

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 January 1, 1993 and ending December 31, 1993.

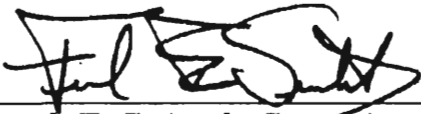
Robert J. Miller & Associates will perform the following tasks:

- * 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.

Fees for the continuation of services shall be \$7,500.00 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.

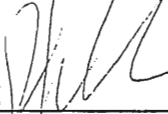
TOWN OF CHEEKTOWAGA



Frank E. Swiatek, Supervisor

Date: 12/28/92

ROBERT J. MILLER & GRANTS CONSULTANTS



ROBERT J. MILLER, President

Date: 12-2-92

MEETING NO. 30
December 28, 1992

Item No. 5 Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

WHEREAS, The Government Accounting Standards Board has established the goal of increasing accountability for the "Result of Operation" for local governmental units, and

WHEREAS, Governor Cuomo has initiated his program for "Quality in Government", and

WHEREAS, the Citizen Publication & Resource Group of New York State is conducting a one-day conference on January 21, 1993 in Olean, New York covering Accounting Compliance, Budget Planning (Long & short term), Land Management (GIS.LIS mapping and the State's RPS system), as well as, Automation for the 90's for government entities,

NOW, THEREFORE, BE IT RESOLVED, that Robert E. Kaczmarek, Supervising Accountant for the Town of Cheektowaga be authorized to attend this one day conference at a cost not to exceed \$175.00 and that the expense be charged to line item 0100-1910-4082.

Upon Roll Call....

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

Item No. 6 Motion by Councilman Johnson Seconded by Supervisor Swiatek
Councilman Blachowski

WHEREAS, Cheektowaga Volunteer Firemen's Memorial Park is a Town-owned park located on the north side of Losson Road, and

WHEREAS, there have been problems with vandalism in such park and adjacent property owners have expressed a concern about this park after closing hours, and

WHEREAS, the Board feels that vandalism and problems at such park would be reduced if a chain was placed at the entrance to such park, and

WHEREAS, the Central Council of Volunteer Firemen have volunteered to install said chain at the entrance to such park, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby authorizes the Central Council of Volunteer Firemen to place a removable chain across the entrance to the Cheektowaga Volunteer Firemen's Memorial Park and to coordinate such work with the Director of the Town Facilities Department.

Upon Roll Call....

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

Item No. 7 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:	0100-7110-4211	Utilities	\$11,000.00
	0100-7310-1374	Clerk Typist-Youth & Rec.	135.00
	0100-7310-1804	Administrative Interns-Youth & Rec.	130.00
	0100-7310-1803	Adapted Rec.-Youth & Rec.	261.00
	0100-7310-4061	Publication-Dues-Youth & Rec.	100.00
	0100-9010-8121	Social Security-Expense	3,659.00
	0100-1420-4501	Contracted Legal-Law Dept.	3,000.00
	0100-6250-1952	CETA Director	2,800.00

MEETING NO. 30
December 28, 1992

Item No. 7 continued

GENERAL FUND

TO:	0100-7110-1431	Maintenance Workers-Facilities	\$11,000.00
	0100-7310-1361	Clerk Steno-Youth & Rec.	265.00
	0100-7140-1603	Rec. Instructors-Youth & Rec.	261.00
	0100-7310-1161	Program Coordinator-Youth & Rec.	100.00
	0100-1220-1340	Accountant	1,845.00
	0100-1220-1341	Junior Accountant	1,814.00
	0100-1355-4561	Contracted Legal-Assessors	3,000.00
	0100-6250-1953	CETA Clerk	2,800.00

PART TOWN FUND

FROM:	0800-3620-1520	Zoning Officer-P/T	\$1,400.00
TO:	0800-3620-1432	Zoning Officer-F/T	\$1,400.00

SPECIAL DISTRICTS FUND:

FROM:	1500-8160-2112	Computer-Sanitation	\$1,300.00
	2500-8125-4545	Contracted Sewer Repairs	14,000.00
TO:	1500-8160-1352	Account Clerk-Sanitation	\$1,300.00
	2500-8125-4217	Utilities	14,000.00

Upon Roll Call.....

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

NAYES: 0

ABSENT: 0

Item No. 8 Motion by Supervisor Swiatek Seconded by Councilman Gabryszak to
adjourn the meeting.

Richard M. Moleski,
Town Clerk