

TOWN OF CHEEKTOWAGA
MEETING NO. 1
JANUARY 6, 1997

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 6th day of January, 1997 at 7:00 o'clock P.M. there were:

PRESENT: Supervisor Dennis H. Gabryszak
Councilmember Patricia A. Jaworowicz
Councilmember William P. Rogowski
Councilmember Jacqueline A. Blachowski
Councilmember Thomas M. Johnson, Jr.
Councilmember Jeff Swiatek
Councilmember James J. Jankowiak

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; James J. Kirisits, Town Attorney; Robert McCarthy, Coordinator of Employee Relations; Salvatore LaGreca, Planning Board Chairman; David Kulik, Director of Solid Waste; Robert Kaczmarek, Supervising Accountant; William Pugh, Town Engineer; Ronald Marten, Building and Plumbing Inspector; John Schaller, Assistant Chief of Police; Christopher Kowal, Highway Superintendent and Kenneth Kopacz, Director of Youth and Recreational Services Department.

I. RESOLUTIONS

Item No. 2a Motion By Councilmember Jaworowicz, Seconded by Councilmember Rogowski

BE IT RESOLVED, that regular meetings of the Town Board of the Town of Cheektowaga for the calendar year 1997 shall be held at 7:00 P.M. in the Council Chambers of the Town Hall, 3301 Broadway, Cheektowaga, New York on the following referenced dates:

First and Third Mondays of March, April, May, June, July, August, October,
November and December

January 21st
February 3rd and 24th
September 2nd and 15th

and, BE IT FURTHER

RESOLVED, that such meetings shall begin with the public comment period at 6:45 P.M. and the meetings proper will begin immediately thereafter.

Upon roll call. . . .

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak

NAYES: 0

ABSENT: 0

Item No. 2b Motion By Supervisor Gabryszak, Seconded by Councilmember Swiatek

BE IT RESOLVED, that the Town Board of the Town of Cheektowaga shall hold work sessions for the calendar year 1997 at 6:00 P.M. on the second and fourth Mondays of each month, except for the month of February, and BE IT FURTHER

RESOLVED, that the work session for the month of February, 1997 shall be held only on February 10th, 1996 at 6:00 P.M., and BE IT RESOLVED,

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RESOLVED, that said work sessions shall be held in the Council Office Conference Room, Town Hall, 3301 Broadway, Cheektowaga, New York.

Upon roll call. . . .

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 3a Motion By Councilmember Johnson, Seconded by Councilmember Blachowski

BE IT RESOLVED, that the following holidays shall be observed by the Town of Cheektowaga in 1997:

New Year's Day	January 1, 1997	Wednesday
Day After New Year's	January 2, 1997	Thursday
President's Day	February 17, 1997	Monday
Good Friday	March 28, 1997	Friday
Memorial Day	May 26, 1997	Monday
Independence Day	July 4, 1997	Friday
Labor Day	September 1, 1997	Monday
Columbus Day	October 13, 1997	Monday
Election Day	November 4, 1997	Tuesday
Veterans Day	November 11, 1997	Tuesday
Thanksgiving Day	November 27, 1997	Thursday
Day After Thanksgiving	November 28, 1997	Friday
Christmas Eve	December 24, 1997	Wednesday
Christmas Day	December 25, 1997	Thursday

Upon roll call. . . .

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 3b Motion By Councilmember Jankowiak, Seconded by Councilmember Jaworowicz

WHEREAS, Section 64 of the Town Law empowers a Town Board to designate a newspaper as the official paper of the Town provided such newspaper is regularly published in the Town and has been entered as second class mail matter, AND

WHEREAS, the Cheektowaga Times has served as the official newspaper of the Town for the past several years, and is qualified to serve as the Town's official newspaper, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Times be and hereby is designated as the official newspaper of the Town.

Upon roll call. . . .

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 4a Motion By Councilmember Jaworowicz, Seconded by Councilmember Blachowski

WHEREAS, the Town of Cheektowaga is eligible to receive \$924,000 in Community Development Block Grant funds for the 1997 Program Year,

Item No. 4a cont'd.

WHEREAS, the Amherst-Cheektowaga-Tonawanda HOME Consortium, of which the Town of Cheektowaga is a member, is eligible to receive \$859,000 in Home Investment Partnership

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program funds for the 1997 Program Year, of which Cheektowaga will receive a proportionate and equitable share, AND

WHEREAS, the Town of Cheektowaga and the HOME Consortium are required to prepare and submit to the Department of Housing and Urban Development an Annual Plan which identifies the activities that the Town and the Consortium communities will carry out during the next program year, AND

WHEREAS, the Town is required to hold public hearings to obtain the views of Town residents, public agencies and other interested parties on housing and community development needs, AND

WHEREAS, proposed activities under the 1997 Community Development Block Grant and HOME Programs are available for public review and comment in the public libraries within the Town, the Cheektowaga Town Clerk's Office and the Community Development Office, NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held on January 21, 1997 at 6:30 P.M. at Cheektowaga Town Hall, 3301 Broadway at Union Road, Cheektowaga, New York 14227 for the above stated purpose and, BE IT FURTHER

RESOLVED, that a public notice of such public hearing be published in the CHEEKTOWAGA TIMES on Thursday, January 9, 1997.



LEGAL NOTICE
NOTICE OF PUBLIC HEARING

The Town of Cheektowaga will hold a Public Hearing on January 21, 1997 at 6:30 P.M. at Cheektowaga Town Hall, 3301 Broadway, Cheektowaga, New York, regarding the Town's 1997 Annual Plan for the Community Development Block Grant and HOME Investment Partnership Programs.

The Town is eligible to receive \$924,000 in Community Development Block Grant funds for the 1997 Program Year; the Amherst-Cheektowaga-Tonawanda HOME Consortium, of which the Town of Cheektowaga is a member, is eligible to receive \$859,000 in Home Investment Partnership program funds for the 1997 Program Year, of which Cheektowaga will receive a proportionate and equitable share.

The purpose of this hearing is to provide the citizens of the Town of Cheektowaga and interested parties the opportunity to express their views and opinions on housing and community development needs in the Town. A complete listing of eligible activities can be obtained from the Town Community Development Office at the address listed below.

Residents of low and moderate income neighborhoods as well as all citizens of the Town are encourage to participate in this process and express their views on the use of funds and activities that may be carried out with program funds. Upon prior request, an interpreter will be made available at the hearing to sign for the hearing impaired. If you are in need of such special arrangements, please contact the Cheektowaga Community Development Office at 897-7200 seven (7) business days in advance of the hearing. The hearing location is accessible to the physically handicapped. Written comments may be submitted to the Office of Community Development, 175 Alexander Avenue, Cheektowaga, New York 14211..



Item No. 4a cont'd.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek, and Jankowiak

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NAYES: 0
ABSENT: 0

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Item No. 4b Motion By Councilmember Johnson, Seconded by Councilmember Swiatek

WHEREAS, by resolution dated August 19, 1996, this Town Board enacted a "Communications Tower Moratorium" ordinance for a 90-day period to give the Town time to adopt regulations for the placement of communications facilities, AND

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WHEREAS, by resolution dated November 18, 1996 and December 16, 1996, this ordinance was extended for a total of 165 days, AND

WHEREAS, amendments to the Zoning Law have been drafted to address the Town's concerns with communications facilities and, if these regulations are adopted, the Communications Tower Moratorium ordinance should be repealed, 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 21st day of January, 1997 at 6:30 P.M. at a meeting of the Town Board at the Cheektowaga Town Hall, 3301 Broadway, Cheektowaga, New York; at which hearing all parties in interest and citizens shall have an opportunity to be heard and at which time it shall be determined by the Town Board whether the Communications Tower Moratorium should be repealed and, BE IT FURTHER

RESOLVED, that the Town Clerk publish the attached notice of Hearing in the CHEEKTOWAGA TIMES, a newspaper published in the Town of Cheektowaga and having a general circulation therein, not less than 10 days prior to the date of said hearing.



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, 3301 Broadway, on the 21st day of January, 1997 at 6:30 o'clock P.M. of said day for the purpose of considering whether the COMMUNICATIONS TOWER MORATORIUM ORDINANCE should be repealed.

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

Richard M. Moleski
Town Clerk

Dated: January 6, 1997



Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0

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Item No. 4c Motion By Councilmember Johnson, Seconded by Councilmember Swiatek

WHEREAS, with the adoption of new Federal legislation relating to wireless communications facilities and the increased demand for such facilities, various Town departments and officials have been involved in drafting proposed amendments to the Zoning Law to protect the Town's interest in properly citing communications towers and facilities, AND

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WHEREAS, a draft of such amendments has been prepared and has been forwarded to various other governmental agencies for comment, NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held on the 21st day of January, 1997 at 6:30 P.M. at the Town Hall, 3301 Broadway, Cheektowaga, New York to consider the advisability of adopting "A Local Law to Amend a Local Law Relating to Zoning 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 and, BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to forward copies of this resolution and the attached Notice of Hearing to the Erie County DEP, the City of Buffalo, and the Towns of West Seneca, Amherst and Lancaster, and the Villages of Sloan and Depew.



NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that, pursuant to the Municipal Home Rule Law of the State of New York, a Public Hearing will be held before the Town Board of the Town of Cheektowaga on the 21st day of January, 1997 at 6:30 P.M. at the Town Hall, 3301 Broadway, Cheektowaga, New York to consider and discuss and, if need be, act upon the proposed enactment of Local Law Intro No. 97-1 of Year 1997, entitled "A Local Law to Amend the Local Law Relating to Zoning". A brief description of the contents of Local Law Intro No. 97-1 of the Year 1997 is as follows:

Town of Cheektowaga

Local Law Intro No. 97-1 of the Year 1997

A local law to amend the Zoning Law by creating a new Section 82-33.1, entitled "Communications Facilities". This section is designed to establish criteria, standards, guidelines and regulations to control the placement of wireless communications transmitting facilities in various zoning districts within the Town of Cheektowaga.

A copy of the complete text of Local Law Intro No. 97-1 of the Year 1997 shall be on file in the Town Clerk's Office's, where the same may be examined during regular business hours.

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

Richard M. Moleski
Town Clerk

Dated: January 6, 1997



Item No. 4c cont'd.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0

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Item No. 5 Motion By Councilmember Rogowski, Seconded by Councilmember Swiatek

BE IT RESOLVED, that Marine Midland Bank, N.A. (Cheektowaga Office), Fleet Bank (Walden Avenue Office), Key Bank (Cheektowaga Office), Chase Bank, N.A. (Depew Office), Citibank (Cheektowaga Office) and Manufacturers and Traders Trust Company (Airport Plaza Office), as designated depositories of the Town of Cheektowaga, be and they are hereby requested, authorized and directed to honor checks, notes and other instruments for the payment of money against Town funds on deposit therein, including those payable to the individual order of the person whose name appears thereon as signer, when bearing or purporting to bear the facsimile signature of Dennis H. Gabryszak, Supervisor, and BE IT FURTHER

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RESOLVED, that Marine Midland Bank, N.A. (Cheektowaga Office), Fleet Bank (Walden Avenue Office), Key Bank (Cheektowaga Office), Chase Bank, N.A. (Depew Office), Citibank (Cheektowaga Office) and Manufacturers and Traders Trust Company (Airport Plaza Office) shall be entitled to honor and to charge the proper bank account of the Town of Cheektowaga for such checks, notes and other instruments, regardless of by whom or by what means the actual purported facsimile signature thereon may be affixed thereto, if such signature resembles the facsimile specimen or specimens, duly certified to or filed with said banks by the Supervisor, the Town Clerk or other officers of the Town of Cheektowaga.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 6 Motion By Councilmember Swiatek, Seconded by Councilmember Blachowski

BE IT RESOLVED, that the following banking institutions be named official Town Depositories for the Year 1997:

Marine Midland Bank, NA (Cheektowaga Office)
Manufacturers and Traders Trust Company (Airport Plaza)
Key Bank (Appletree Business Park and Union Road)
Fleet Bank (Harlem Road Office)
Chase Bank, N.A. (Depew Office)
Citibank (Cheektowaga Office)

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 7 Motion By Councilmember Jaworowicz, Seconded by Councilmember Jankowiak

WHEREAS, by resolution dated May 3, 1993, the Cheektowaga Town Board adopted an Investment Policy as the comprehensive investment policy of the Town, AND

WHEREAS, by resolution dated January 3, 1996, this Town Board adopted such Investment Policy with minor amendments, AND

WHEREAS, this Town Board wishes to readopt such Investment Policy, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby adopts the attached Investment Policy as the comprehensive investment policy of the Town of Cheektowaga, effective immediately.

Item No. 7 cont'd.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

*SEE NEXT PAGE FOR ATTACHMENT

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Item No. 8 Motion By Councilmember Blachowski, Seconded by Councilmember Rogowski

WHEREAS, the Town of Cheektowaga, through and by its Receiver of Taxes and Assessments, receives and collects Town taxes, AND

WHEREAS, it is advantageous to the Town to invest these moneys in short-term savings accounts, certificates of deposit, municipal re-purchase agreements, etc., thereby creating revenues for the Town, AND

WHEREAS, the Town Receiver of Taxes and Assessments is knowledgeable about the methods of investment and institutions in which investments can be made, AND

WHEREAS, the New York State Comptroller's Office has stated in Opinion Number

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80-242 that a Town Board may authorize its Receiver of Taxes and Assessments to temporarily invest town tax moneys, AND

WHEREAS, the County of Erie has also authorized the Receiver of Taxes and Assessments to invest County tax moneys which the Town collects and to retain any interest therefrom to the Town's credit, NOW, THEREFORE, BE IT

RESOLVED, that Joan E. Dudek, Receiver of Taxes and Assessments for the Town of Cheektowaga, be and hereby is authorized to invest Town real property tax moneys on a short-term basis, and BE IT FURTHER

RESOLVED, that any interest earned on such Town or County tax moneys shall be turned over to the Town of Cheektowaga General Fund.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 9a Motion By Supervisor Gabryszak , Seconded by Councilmember Johnson

WHEREAS, Section 150 of the Town Law grants discretionary authority to a town for entry into an agreement with a village located partially within its boundaries and with a police department of four or more policemen on an annual full-time basis, to determine what part of the cost of the town police department shall be assessed against the property in the village, AND

WHEREAS, the Village of Depew is located partially within the boundaries of the Town of Cheektowaga, and, in addition, the Village of Depew maintains a police department on an annual full-time basis, AND

WHEREAS, the annual budget of the town for the fiscal year beginning January 1, 1997 provides for a credit of \$220,000.00 to the Village of Depew for the cost of the Town Police Department assessed against the property in the Village, AND

WHEREAS, a proposed agreement with the Village of Depew on the matter of the aforementioned credit has been prepared and reviewed, NOW, THEREFORE, BE IT

RESOLVED, that the aforesaid agreement is approved, and the Supervisor be and hereby is authorized and directed to execute same on behalf of the Town.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 9b Motion By Councilmember Swiatek Seconded by Councilmember Johnson

WHEREAS, the Town's Self-Insured Liability Program is presently administered by Allied Claim Service, Inc. pursuant to an agreement which expired on December 31, 1996, AND

WHEREAS, Allied Claim Services, Inc. has administered the Town's Self-Insured Liability Program competently and professionally for the last six years, AND

WHEREAS, Allied Claim Services, Inc. has submitted a proposal to continue its services for the Town for years 1997, 1998 and 1999, AND

WHEREAS, the Town's Insurance Consultant has reviewed the proposal submitted by Allied Claim Services, Inc. and has recommended acceptance of same, NOW, THEREFORE, BE IT

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RESOLVED, that this Town Board hereby approves and accepts the attached Agreement with Allied Claim Services, Inc. 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 Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0

*SEE NEXT PAGE FOR ATTACHMENT

Item No. 9c Motion By Supervisor Gabryszak, Seconded by Councilmember Blachowski

WHEREAS, the Town Board desires the services of a Certified Public Accounting firm for services in the area of:

- A. Annual Audit - A complete financial audit of the Town's records will be performed to include:
1. Preparation of the Annual Financial Report to the New York Department of Audit and Control.
 2. Preparation of financial audit of the Town's records for the year ended December 31, 1996.
 3. Preparation of management letter relative to regular audit.

- B. Single Audit
Conduct audit of Town's federal financial assistance for compliance with applicable federal laws and regulations in accordance with the Single Audit Act of 1984.

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- C. Consultative Services - Periodic consultation (minimum 90 hours) will be provided to the Supervisor and the Town's Chief Accountant on areas such as: State Revenue Sharing, Borrowings, federal and state legislative developments, and other areas as requested.
- D. Benefit Basis Budget Preparation - Assistance will be provided to the Supervisor, Town Board and the Town's Chief Accountant in various phases of the preparation of the 1998 benefit basis budget. Will compute special district rates for submission to Erie County to assist in the preparation on individual property tax bills.
- E. Ad Valorem Budget Consultation - Will review the tentative 1998 Ad Valorem Budget and report as to their observations and recommendations to the Supervisor and Town Board on that document. (Will also provide commentary on the internally-prepared projections of available fund balances related to budget preparation (minimum 100 hours).
- F. Audit of Town Clerk, Tax Receiver and Town Justice Budgets - Will prepare financial statements for these departments on the cash basis of accounting.
- G. Will aid the Town in the preparation of the Comprehensive Annual Financial Report to be submitted to the Government Finance Officer's Association - for review in the Certificate of Excellence in Financial Program.
- H. Preparation of Detailed Budget Presentation Document.

AND,

WHEREAS, this Town Board desires to retain the services of Deloitte & Touche, CPA's, for these services, NOW, THEREFORE, BE IT

RESOLVED, that Deloitte & Touche be retained to perform the services listed above for the year 1997 according to the following fee schedule:

\$21,300.00	General Fund	Acct. #01-1320-0004-4506
\$19,000.00	Sanitary Sewer Dist. #3	Acct. #23-8123-0004-4506
\$30,500.00	Sanitary Sewer Dist. #5	Acct. #25-8125-0004-4506
\$ 8,450.00	Capital Projects Fund	Acct. Various
\$ 3,200.00	CAP Grant	Acct. #0100-7320-4000
\$ 4,000.00	CDBG (Single Audit)	Acct. #0700-1096-0703

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0

Item No. 10 Motion By Councilmember Johnson, Seconded by Councilmember Blachowski

WHEREAS, as part of the review process for the construction of the Walden Galleria Mall, traffic studies were required to be conducted along Galleria Drive in order to determine whether another traffic signal was warranted, AND

WHEREAS, such traffic studies indicated that a traffic signal should be erected on Galleria Drive at the east Walden Galleria Mall road, AND

WHEREAS, a permit for such signal is required, AND

WHEREAS, Pyramid Company of Buffalo has applies for such permit and has agreed to the terms stated on the attached Permit, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the attached Permit and authorizes and directs the Supervisor to execute same on behalf of the Town.

Upon roll call

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AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

*SEE NEXT PAGE FOR ATTACHMENT

Item No. 11 Motion By Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

Supervisor	\$63,750.00
Councilmember (6)	\$18,551.00
Tax Receiver	\$46,500.00
Town Clerk	\$52,000.00
Highway Superintendent	\$60,000.00
Town Justices (2)	\$54,157.00
Budget Director	\$ 5,000.00
Registrar of Vital Statistics	\$ 4,000.00

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 12a Motion By Supervisor Gabryszak, Seconded by Councilmember Jankowiak

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BE IT RESOLVED, that the following individuals be and hereby are appointed as Bingo Inspectors, effective January 1, 1997 for a term of one year:

Katherine Zydel, XXXXXXXXXXXXXXXXXXXX, Cheektowaga, New York XXXXX
Ruth A. Cassacci,XXXXXXXXXXXXXXXXXXXXXCheektowaga, New York XXXXX
John Abraham, XXXXXXXXXXXXXXXXXXXX, Depew, New York XXXXX
Joanne Burst, XXXXXXXXXXXXXXXXXXXX, Depew, New York XXXXX
Thaddeus I. Marciniak, XXXXXXXXXXXXXXXXXXXX, Cheektowaga, New York XXXXX

and, BE IT FURTHER

RESOLVED, that the following individual be and hereby is appointed Bingo Inspector Chairman, effective January 1, 1997 for a term of one year:

Kenneth J. Jeffords, XXXXXXXXXXXXXXXX, Depew, New York XXXXX

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 12b Motion By Councilmember Blachowski, Seconded by Councilmember Jaworowicz

WHEREAS, the term of Emil Lennert as member of the Cheektowaga Planning Board expired on December 31, 1996, AND

WHEREAS, Emil Lennert has performed his duties satisfactorily as member of the Cheektowaga Planning Board in the past, and desires to continue to serve on such Board, NOW, THEREFORE, BE IT

RESOLVED, that Emil Lennert, XXXXXXXXXXXXXXXX, Cheektowaga, New York XXXXX be and hereby is appointed as Member of the Cheektowaga Planning Board, effective January 1, 1997 and terminating on December 31, 2003.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 12c Motion By Councilmember Johnson, Seconded by Councilmember Jaworowicz

WHEREAS, the terms of five (5) members of the Cheektowaga Traffic Safety Commission expired on December 31, 1996, AND

WHEREAS, such members have expressed a willingness and desire to continue to serve on such commission, NOW, THEREFORE, BE IT

RESOLVED, that the following individuals be and hereby are reappointed to the Cheektowaga Traffic Safety Commission for a term expiring on December 31, 1999:

Dominic Selvaggio, XXXXXXXXXXXXXXXX, Cheektowaga
Robert Buczynski, XXXXXXXXXXXXXXXX, Depew
Patrick Costrine, XXXXXXXXXXXXXXXX, Williamsville
Daniel Sealander, XXXXXXXXXXXXXXXX, Cheektowaga
Anthony W. Osswald, XXXXXXXXXXXX, Cheektowaga

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

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Item No. 12d Motion By Councilmember Rogowski, Seconded by Councilmember Johnson

WHEREAS, in order to keep this Town Board informed as to the needs of veterans in the Town, this Town Board created the Veterans Affairs Committee and appointed members thereto, AND

WHEREAS, the members of the Veterans Affairs Committee serve for terms of one year, and their terms expired on December 31, 1996, AND

WHEREAS, this Board wishes to reappoint these members to another one year term, NOW, THEREFORE, BE IT

RESOLVED, that the following individuals be and hereby are reappointed to the Cheektowaga Veterans Affairs Committee, effective January 1, 1997 and expiring on December 31, 1997:

Alexander Burke, XXXXXXXXXXXXXXXX, Cheektowaga, New York XXXXX
Victor Carlucci, XXXXXXXXXXXXXXXX, Depew, New York XXXXX
Wesley Fuqua, XXXXXXXXXXXXXXXX, Cheektowaga, New York XXXXX
Dorothy Kubik, XXXXXXXXXXXXXXXX, Cheektowaga, New York XXXXX
Donald LeBarron, XXXXXXXXXXXXXXXX, Cheektowaga, New York XXXXX
Joseph Lipowski, XXXXXXXXXXXXXXXX, Depew, New York XXXXX
Sylvia Lipowski, XXXXXXXXXXXXXXXX, Depew, New York XXXXX
Joseph Porempski, XXXXXXXXXXXXXXXX, Cheektowaga, New York XXXXX
Earle Rosenthal, XXXXXXXXXXXXXXXX, Cheektowaga, New York XXXXX
Elaine Rosenthal, XXXXXXXXXXXXXXXX, Cheektowaga, New York XXXXX
Edward Schultz, XXXXXXXXXXXXXXXX, Sloan, New York XXXXX

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0

Item No. 12e Motion By Councilmember Jankowiak, Seconded by Councilmember Swiatek

WHEREAS, the term of Joseph A. Yantomasi as member of the Cheektowaga Zoning Board of Appeals expired as of December 31, 1996, AND

Item No. 12e cont'd.

WHEREAS, Joseph A. Yantomasi has performed his duties satisfactorily as Member of the Zoning Board of Appeals in the past, and desires to continue on such Board, NOW, THEREFORE, BE IT

RESOLVED, that Joseph A. Yantomasi, XXXXXXXXXXXXXXXX, Cheektowaga, New York XXXXX be and hereby is reappointed as Member of the Cheektowaga Zoning Board of Appeals, effective January 1, 1997 and terminating on December 31, 2001.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0

Item No. 13 Motion By Councilmember Swiatek, Seconded by Councilmember Rogowski

BE IT RESOLVED, that the following Seasonal and/or Part-Time employees be and hereby are terminated as listed:

EFFECTIVE

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RECYCLING DEPARTMENT

Steven Mejak

12/18/96

MAIN PUMP STATION

Todd Adamczak

12-10-96

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0

Item No. 14 Motion By Councilmember Swiatek, Seconded by Councilmember Rogowski

BE IT RESOLVED, that the following individuals be and hereby are hired as SEASONAL EMPLOYEES, not to exceed 24 weeks in a calendar year, in the various departments listed and in compliance with the provisions of the Town's collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, effective January 1, 1997:

FACILITIES DEPARTMENT - \$6.00 per hour (Laborer)

Eugene Czajkowski

XXXXXXXXXXXXXXXXXX, Cheektowaga XXXXX

Felix Lampke

XXXXXXXXXXXXXXXXXX, Cheektowaga XXXXX

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0

Item No. 15a Motion By Councilmember Blachowski, Seconded by Councilmember Jankowiak

WHEREAS, the New York State Emergency Management Association is holding its January Conference in Painted Post, New York from January 14-16, 1997, AND

Item No. 15a cont'd.

WHEREAS, the Town's Disaster Coordinator has requested permission to attend this conference, AND

WHEREAS, there is no cost to the Town for this conference since SEMO is paying for same, NOW, THEREFORE, BE IT

RESOLVED, that Earl Loder be and hereby is authorized to attend the aforementioned conference and is authorized to take a Town vehicle to and from such conference.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0

Item No. 15b Motion By Supervisor Gabryszak, Supervisor Gabryszak Councilmember Jaworowicz

WHEREAS, the statute governing the use of eligible instruments used to collateralize public deposits was set to expire last June, 1996, AND

WHEREAS, this past summer the New York State Legislature has passed temporary legislation extending the collateral legislation to February, 1997 and is expected to sunset unless the legislation is made permanent, AND

MEETING NO. 1
JANUARY 6, 1997

WHEREAS, there is movement afoot to restrict and bind this legislation with the Community Reinvestment Act which would be detrimental to local governments, AND

WHEREAS, the New York State Legislature is conducting a work session on this legislation on January 9 and 10, 1997 in Albany, New York in conjunction with the Albany Law School to formulate permanent legislation relative to government investment requirements, AND

WHEREAS, the Supervising Accountant has been invited to attend this work session as a Town Municipal Investment Officer and as a representative of NYSGFOA, AND

WHEREAS, the Supervising Accountant has expressed a desire to attend this work session, NOW, THEREFORE, BE IT

RESOLVED, that the Supervising Accountant be authorized to attend this legislative work session, AND FURTHER BE IT

RESOLVED, that the cost of attending this work session in the amount of \$250.00 be appropriated from budget line number 0100-1910-4081.



MOTION BY SUPERVISOR GABRYSZAK, SECONDED BY COUNCILMEMBER SWIATEK TO AMEND THE ABOVE RESOLUTION, ITEM 15B, AND THE VOTING WAS AS FOLLOWS:

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0



Item No. 15b cont'd.

AMENDED

WHEREAS, the statute governing the use of eligible instruments used to collateralize public deposits was set to expire last June, 1996, AND

WHEREAS, this past summer the New York State Legislature has passed temporary legislation extending the collateral legislation to February, 1997 and is expected to sunset unless the legislation is made permanent, AND

WHEREAS, there is movement afoot to restrict and bind this legislation with the Community Reinvestment Act which would be detrimental to local governments, AND

WHEREAS, the New York State Legislature is conducting a work session on this legislation on January 8, 9 and 10, 1997 in Albany, New York in conjunction with the Albany Law School to formulate permanent legislation relative to government investment requirements, AND

WHEREAS, the Supervising Accountant has been invited to attend this work session as a Town Municipal Investment Officer and as a representative of NYSGFOA, AND

WHEREAS, the Supervising Accountant has expressed a desire to attend this work session, NOW, THEREFORE, BE IT

RESOLVED, that the Supervising Accountant be authorized to attend this legislative work session, AND FURTHER BE IT

MEETING NO. 1
JANUARY 6, 1997

RESOLVED, that the cost of attending this work session in the amount of \$300.00 be appropriated from budget line number 0100-1910-4081.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

II. DEPARTMENTAL COMMUNICATIONS

Item No. 16 Building Permits
Received and Filed.

Item No. 17 Minutes of Cheektowaga Planning Board - December 12, 1996
Received and Filed.

Item No. 18 Supervisor's Statement of Funds - November 1996
Received and Filed.

III. GENERAL COMMUNICATIONS

Item No. 19 Notice of Claim: Norbert L. Zemrus vs the Town of Cheektowaga
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirsits, Town
Attorney; Chief of Police and Allied Claims Insurance Carrier.
Received and Filed.



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

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0



IV. SUSPENSION OF RULES

Item No. 20 Motion By Councilmember Jaworowicz, Seconded by Councilmember Blachowski

WHEREAS, the Town of Cheektowaga has previously provided grant funds through the
Walden Avenue Facade Grant Program to the owner of the property located at 1238 Walden Avenue,
Cheektowaga, New York, AND

WHEREAS, the owner of said property has applied for a mortgage loan through The
Money Store, for the purpose of refinancing and making additional improvements to the property, AND

MEETING NO. 1
JANUARY 6, 1997

WHEREAS, The Money Store has conditioned its approval of the owner's mortgage on the subordination of the Town's mortgage to that of The Money Store, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized to execute a Subordination Agreement with The Money Store, 2440 Sheridan Drive, Suite 205, Tonawanda, New York 14150, in relation to the Town's Walden Avenue Facade Grant secured by a mortgage on the property located at 1238 Walden Avenue, Cheektowaga, New York.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0

Item No. 21 Motion By Supervisor Gabryszak, Seconded by Unanimous to adjourn this meeting in memory of David Janora, long-time resident and past Chief of Doyle Fire District No. 1. This meeting was adjourned at 7:45 P.M.

Richard M. Moleski
Town Clerk

TOWN OF CHEEKTOWAGA
MEETING NO. 2
January 21, 1997

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 January, 1997 at 7:00 o'clock P.M. there were:

PRESENT: Supervisor Dennis H. Gabryszak
Councilmember Patricia A. Jaworowicz
Councilmember William P. Rogowski
Councilmember Jacqueline A. Blachowski
Councilmember Thomas M. Johnson, Jr.
Councilmember William L. Wielinski
Councilmember Jeff Swiatek

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; James J. Kirisits, Town Attorney; Robert McCarthy, Coordinator of Employee Relations; William Pugh, Town Engineer; Ronald Marten, Building and Plumbing Inspector; William Conway, Sole Assessor; Sal LaGreca, Planning Board Chairman; Leonard Szymanski, Foreman in the Facilities Department; Pat Wojcik, Senior Citizens Director; Robert Kaczmarek, Supervising Accountant; Ken Kopacz, Executive Director of Youth and Recreational Services; Lt. Joe Chojnacki, Police Department.

I. RESOLUTIONS

Item No. 2 Motion by Supervisor Gabryszak, Seconded by Councilmember Johnson

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

SPECIAL DISTRICTS FUND

FROM: 1500-8160-1492	Seasonal Laborers	\$20,000.00
TO: 1500-8160-1391	Part-Time Clerical - Sanitation	\$13,300.00
1500-8173-1391	Part-Time Clerical - Recycling	6,700.00

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 3 Motion by Supervisor Gabryszak, Seconded by Councilmember Johnson

BE IT RESOLVED that the following Vouchers & Warrants are submitted to the Town of Cheektowaga prior to January 17, 1996 are hereby approved and made a part hereof:

GENERAL FUND	\$1,887,029.46
HIGHWAY FUND	477,197.93
TRUST & AGENCY	30,281.54
PART TOWN FUND	123,047.26
RISK RETENTION FUND	33,105.33
CDBG HUD FUND	10,143.30
HUD HOUSING REHABILITATION FUND	11,342.00
SPECIAL DISTRICTS FUND	827,003.08
CAPITAL FUND	28,497.95
	<u>\$3,427,647.85</u>

Item No. 3 cont'd

TOWN OF CHEEKTOWAGA
MEETING NO. 2
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AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 4 Motion by Councilmember Johnson, Seconded by Councilmember Rogowski

WHEREAS, this Town Board held a public hearing on January 6, 1997 at 7:00 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 VIII

Stop and Yield Intersections

76-80. Stop intersections designated.

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

Section 76-80 shall be amended by deleting therefrom the following:

<u>Street</u>	<u>Direction</u>	<u>Entrance Street</u>	<u>Traffic Stops</u>	<u>Sign Location</u>
Mapleview Circle	North-South	Rost Place	Eastbound	S.W. Corner
Mapleview Circle	North-South	Gilmore Road	Northbound	S.E. Corner

Section 76-80 shall be amended by adding thereto the following:

Redoak Drive	North-South	Groell Avenue	Eastbound	S.W. Corner
Redoak Drive	North-South	Groell Avenue	Westbound	N.W. Corner

76-81 Yield Intersections designated.

The following intersections are designated as yield intersections, and yield signs shall be erected on the following entrance streets.

Section 76-81 shall be amended by adding thereto the following:

Mapleview Circle	North-South	Rost Place	Eastbound	S.W. Corner
Mapleview Circle	North-South	Gilmore Road	Northbound	S.E. Corner
Mapleview Circle	North-South	Merrymont Drive	Southbound	N.W. Corner
Mapleview Circle	North-South	Mapleview Road	Northbound	S.E. Corner
Mapleview Circle	North-South	Mapleview Road	Westbound	N.E. Corner

ARTICLE X

Parking, Standing, Stopping

A. No parking this side or one side parking

Herbert Avenue	South side	from west curb of Pine Ridge Road westerly to east line of Olcott Place.
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Item No. 4a cont'd

B. No parking anytime

**TOWN OF CHEEKTOWAGA
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Homewood Avenue	West side	from north curblin of Bennett Road north to its terminus
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Section F. Miscellaneous signs

(15) No Stopping anytime

Galleria Drive	North side	from north curblin of Walden Avenue to the west curblin of Union Road
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Galleria Drive	South side	from north curblin of Walden Avenue to west curblin of Union Road
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Section 76-102 shall be amended by adding thereto the following:

B. No Parking Anytime

Herbert Avenue	North side	from west curblin of Pine Ridge Road to east curblin of Olcott Place
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Herbert Avenue	South side	from west curblin of Pine Ridge Road to a point one hundred fifty (150) feet \pm westerly
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Homewood Avenue	West side	from north curblin of Bennett Road north to its terminus
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F. Miscellaneous parking signs

(6) No standing anytime

Galleria Drive	North side	from north curblin of Walden Avenue to west curblin of Union Road
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Galleria Drive	South side	from north curblin of Walden Avenue to west curblin of Union Road
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ARTICLE XII

Removal and Storage of Vehicles

Article XII shall be amended by deleting the following sections:

76-120 - Authority to impound vehicles

76-121 - Storage and charges

76-122 - Notice of removal

76-123 - Administration, enforcement and delegation of duties

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.

Item No. 4a cont'd

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

**TOWN OF CHEEKTOWAGA
MEETING NO. 2
January 21, 1997**

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.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

Item No. 4b Motion by Councilmember Johnson, Seconded by Councilmember Blachowski

WHEREAS, with the adoption of new Federal legislation relating to wireless communications facilities and the increased demand for such facilities, various Town departments and officials have been involved in drafting proposed amendments to the Zoning Law to protect the Town's interest in properly siting communications towers and facilities, and

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WHEREAS, a draft of such amendments has been prepared and has been forwarded to various other governmental agencies for comment, and

WHEREAS, a public hearing was held on the 21st day of January, 1996 at 6:30 p.m. at the Town Hall, 3301 Broadway, Cheektowaga, New York to consider the advisability of adopting "A Local Law to Amend a Local Law Relating to Zoning", and

WHEREAS, this Board feels it is in the public interest to adopt such local law, NOW, THEREFORE, BE IT

RESOLVED that Local Law No. 1 of the Year 1997, entitled "A Local Law to Amend the Local Law Relating to Zoning" be and the same is hereby adopted, 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 one (1) certified copy in the office of the Secretary of State, and BE IT FURTHER

RESOLVED that Local Law No. 1 of the Year 1997 shall be effective immediately upon its filing with the Secretary of State.



Motion by Councilmember Johnson, Seconded by Councilmember Rogowski to amend the above resolution, and the voting was as follows:

AYES:	Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek and Jankowiak
NAYES:	0
ABSENT:	0

**NOTE - The amendments were made to the contents of the Local Law, not the resolution.



Motion by Councilmember Johnson, Seconded by Councilmember Blachowski

WHEREAS, with the adoption of new Federal legislation relating to wireless communications facilities and the increased demand for such facilities, various Town departments and officials have been involved in drafting proposed amendments to the Zoning Law to protect the Town's interest in properly siting communications towers and facilities, and

WHEREAS, a draft of such amendments has been prepared and has been forwarded to various other governmental agencies for comment, and

WHEREAS, a public hearing was held on the 21st day of January, 1996 at 6:30 p.m. at the Town Hall, 3301 Broadway, Cheektowaga, New York to consider the advisability of adopting "A Local Law to Amend a Local Law Relating to Zoning", and

WHEREAS, this Board feels it is in the public interest to adopt such local law, NOW, THEREFORE, BE IT

RESOLVED that Local Law No. 1 of the Year 1997, entitled "A Local Law to Amend the Local Law Relating to Zoning" be and the same is hereby adopted, 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 one (1) certified copy in the office of the Secretary of State, and BE IT FURTHER

Item No. 4b cont'd

RESOLVED that Local Law No. 1 of the Year 1997 shall be effective immediately upon its filing with the Secretary of State.

AYES:	Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek and Jankowiak
NAYES:	0
ABSENT:	0

**TOWN OF CHEEKTOWAGA
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Item No. 4c Motion by Councilmember Blachowski, Seconded by Councilmember Johnson

WHEREAS, Benderson Development Co., Inc. has petitioned for the rezoning from M1-Light Manufacturing District to CM-General Commercial District of property owned by it and located at 3160 Union Road, Cheektowaga, New York, which property is more particularly described in the attached legal description, and

WHEREAS, a public hearing on such petition was held before this Town Board on the 16th day of December, 1996 at 6:30 o'clock P.M., after publication and service of the notices required by the provisions of the Code of the Town of Cheektowaga ("Zoning 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, this Town Board, by resolution dated December 16, 1996, issued a "Negative Declaration" under SEQRA for this project, NOW, THEREFORE, BE IT

RESOLVED that the application of Benderson Development Co., Inc. for the rezoning from M1-Light Manufacturing District to CM-General Commercial District of the property specified in the attached legal description be and the same is hereby granted, and BE IT FURTHER

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

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
 Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

**See next page(s) for attachments

Item No. 5a Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, bid proposals were received for Softball and Hardball Diamond Supplies on December 18, 1996, and

WHEREAS, said proposals have been reviewed for compliance with 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 for 1997, 1998 and 1999 to:

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MacGregor
P.O. Box 7726
Dallas, Texas 75209

for

Item #I - Bases - \$22.46 Per Set

Item #II - Home Plates - \$8.92 Per Unit

Item #III - Pitcher's Plates - \$5.12 Per Unit

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 5b Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, bid proposals were received for the Leasing and Servicing of Portable Chemical Toilets on November 20, 1996, 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 the Leasing and Servicing of Portable Chemical Toilets to:

J.B. New York Enterprises, Inc.
D/B/A Ball Toilets & Septic Service
3725 Jeffrey Blvd.
Blasdell, New York 14219

for

Category A - Single Units - Items I through X - \$1.52 per day, per unit

Category B - Handicapped Units - Item I - \$2.75 per day, per unit

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 6 Motion by Councilmember Swiatek, Seconded by Councilmember Jaworowicz

WHEREAS, the Cheektowaga Engineering Department has requested authorization to purchase one (1) 1997 Ford Aerostar Cargo Van to replace a 1985 Chevrolet Cargo Van, as specified in State Contract No. PO51089 in the total amount of \$15,345.80, and

WHEREAS, funds for said purchase have been budgeted and are available from Account No. 2500-8125-2516, NOW, THEREFORE, BE IT

Item No. 6 cont'd

RESOLVED that the Cheektowaga Town Board hereby authorizes the Engineering Department to purchase one (1) 1997 Ford Aerostar Cargo Van from:

Basil Ford, Inc.
1540 Walden Avenue
Cheektowaga, New York 14225

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

**TOWN OF CHEEKTOWAGA
MEETING NO. 2
January 21, 1997**

Item No. 7a Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, it is in order that bids be advertised for the purchase of baseball equipment for use in the Youth and Recreational Services Department, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be directed to purchase a Notice to Bidders for the furnishing of said equipment. 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 February 5, 1996 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 bid proposals will be received and considered by the Town Board of the Town of Cheektowaga, publicly opened and read by the Town Clerk of the Town of Cheektowaga, Erie County, New York, on February 5, 1997 at 11:00 a.m. Eastern Standard Time at the Town Hall, corner of Broadway and Union road for the purchase of baseball equipment.

Information for bidders and specifications may be obtained from the Town Clerk's Office at Town Hall. Telephone No.: (716) 686-3400.

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

Richard M. Moleski, Town Clerk
Town Hall
Broadway and Union Road
Cheektowaga, New York 14211

DATE: January 23, 1997



AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
 Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

Item No. 7b Motion by Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

WHEREAS, it is in order that bids be advertised for the purchase of office furniture for the Julia Boyer Reinstein Library, and

WHEREAS, the Engineering Department is hereby requested to prepare specifications, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for the furnishing and installation of furniture for the Julia Boyer Reinstein Library, said notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that sealed bids will be received on the 5th day of February, 1997 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.

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NOTICE TO BIDDERS

Notice is hereby given that, in accordance with Section 103 of the General Municipal Law of the State of New York, bid proposals will be received by the Town of Cheektowaga for the furnishing of Shelving, Reading Tables, Windsor Armless Chairs, Lounge Furniture and Miscellaneous Equipment for the Julia Boyer Reinstein Library, a branch of the Cheektowaga Public Library, of the Town of Cheektowaga.

Copies of the information for bidders and specifications are attached and are also available for examination at the Town Clerk's Office, Town Hall, Broadway and Union Road, Cheektowaga, New York, during regular business hours on Monday thru Friday, 9:00 A.M. to 4:30 P.M.

Sealed bid proposals must be submitted to the Town Clerk's Office on or before February 5, 1997 at 11:00 A.M., at which time such bid proposals will be opened and read aloud by the Town Clerk. Proposals must be enclosed in a sealed, opaque envelope marked "Bid for Shelving, Reading Tables, Windsor Armless Chairs, Lounge Furniture and Miscellaneous Equipment for the Julia Boyer Reinstein Library."

The Town of Cheektowaga reserves the right to reject any and all bids, to waive any informalities, or to make an award to other than the low bidder, should it be deemed to be in the best interests of the Town of Cheektowaga.

RICHARD M. MOLESKI
Town Clerk

DATED: January 21, 1997

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

**See next page(s) for attachments

AFFIDAVIT - NEXT PAGE

Item No. 7c Motion by Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

WHEREAS, it is in order that bids be advertised to cover the purchase of work uniforms for the year of 1997 for the Town of Cheektowaga, and

WHEREAS, the Engineering Department is hereby requested to prepare specifications, 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 1997, said notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that sealed bids will be received on the 5th day of February, 1997 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.

TOWN OF CHEEKTOWAGA
MEETING NO. 2
January 21, 1997



NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 5, 1997 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 1997 calendar year.

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: January 21, 1997



AYES:	Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek and Jankowiak
NAYES:	0
ABSENT:	0

AFFIDAVIT - NEXT PAGE

Item No. 7d Motion by Councilmember Johnson, Seconded by Councilmember Rogowski

WHEREAS, it is in order that bids be advertised for the furnishing of equipment and operators for the maintenance and installation of storm sewers and erosion control projects for local tributaries in the Town of Cheektowaga, and

WHEREAS, the Engineering Department is hereby requested to prepare specifications, NOW, THEREFORE, BE IT

RESOLVED that this request be granted and that the Town Clerk be directed to publish a Notice to Bidders in connection with the furnishing of equipment and operators for said maintenance and installation of storm sewers and erosion control projects for local tributaries, notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that sealed bids will be received on the 5th day of February, 1997 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.

**TOWN OF CHEEKTOWAGA
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January 21, 1997**



NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 5, 1997 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York, for the furnishing of equipment and operators for the maintenance and installation of storm sewers and erosion control projects for local tributaries in the Town of Cheektowaga.

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

Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Bid for Furnishing of Equipment and Operators for the Maintenance and Installation of Storm Sewers and Erosion Control Projects" and submitted to the Town Clerk prior to bid opening.

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

The Town Board reserves the right to 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: January 21, 1997



AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

Item No. 7e Motion by Councilmember Johnson, Seconded by Councilmember Rogowski

WHEREAS, it is in order that bids be advertised for the furnishing of equipment, operators and laborers for the installation and repair of sanitary sewers in the Town of Cheektowaga, and

WHEREAS, the Cheektowaga Engineering Department is hereby requested to prepare specifications, NOW, THEREFORE, BE IT

RESOLVED that this request be granted and that the Town Clerk be directed to publish a Notice to Bidders in connection with the furnishing of equipment, operators and laborers for said installation and repair of sanitary sewers, notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that sealed bids will be received on the 5th day of February, 1997 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.

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NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 5, 1997 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York, for the furnishing of equipment, operators and laborers for the Installation and Repair of Sanitary Sewers in the Town of Cheektowaga.

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

Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Bid for Furnishing of Equipment, Operators and Laborers for Sanitary Sewers Projects" and submitted to the Town Clerk prior to bid opening.

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

The Town Board reserves the right to 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: January 21, 1997



AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

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Item No. 8a Motion by Councilmember Johnson, Seconded by Councilmember Blachowski

WHEREAS, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, the Environmental Advisory Committee ("EAC") reviews various applications for building permits, rezonings, special permits, etc. and renders its recommendation concerning the environmental significance of such application, 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, modify or reject the recommendations submitted to it by the Advisory Committee, and

WHEREAS, the Town of CHEEKTOWAGA is proposing to amend the Zoning Law by adding Section 82-33.1 "Communication Facilities", and

WHEREAS, the Town has recognized that there is a need for facilities to improve service offered to the public and that new technology may increase the options and companies available to the public and therefore a need for additional facilities, and

**TOWN OF CHEEKTOWAGA
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WHEREAS, these facilities must be designed to minimize adverse visual impacts and avoid potential damage to adjacent property, and

WHEREAS, the amendment to the Zoning Law is intended to establish standards and criteria for such installations within the limits of the Federal Telecommunications Act of 1996, including preferred locations, and

WHEREAS, the Advisory Committee, at its meeting held on January 8, 1997 rendered the determination shown on the attached memo dated January 9, 1997, and

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

RESOLVED that this Town Board, determines that the project will not have a significant effect on the environment and therefore issues a "Negative Declaration" for purposes of SEQRA.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

**See next page(s) for attachments

Item No. 8b Motion by Councilmember Johnson, Seconded by Councilmember Blachowski

WHEREAS, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, the Environmental Advisory Committee ("EAC") reviews various applications for building permits, rezonings, special permits, etc. and renders its recommendation concerning the environmental significance of such application, 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, modify or reject the recommendations submitted to it by the Advisory Committee, and

WHEREAS, an application was received from Norman Schreiber to rezone 4646 Genesee Street from M1-Light Manufacturing to MS-Motor Service to re-establish a car leasing/rental business to satisfy pending litigation, and

WHEREAS, the Advisory Committee, at its meeting held on January 8, 1997 rendered the determination shown on the attached memo dated January 9, 1997, and

**TOWN OF CHEEKTOWAGA
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WHEREAS, the applicant has been advised that, in the future, the sidewalk should be extended along the property frontage and the property frontage regarded for improved line-of-sight access to Genesee Street, and

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

RESOLVED that this Town Board, determines that the project will not have a significant effect on the environment and therefore issues a "Negative Declaration" for purposes of SEQRA.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson and Jankowiak
NAYES: 0
ABSENT: 0
ABSTAINED: Councilmember Swiatek

**See next page(s) for attachments

Item No. 8c Motion by Councilmember Johnson, Seconded by Councilmember Blachowski

WHEREAS, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, the Environmental Advisory Committee ("EAC") reviews various applications for building permits, rezonings, special permits, etc. and renders its recommendation concerning the environmental significance of such application, 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, modify or reject the recommendations submitted to it by the Advisory Committee, and

WHEREAS, an application was submitted by David Gordon to replace the Creekside Banquet Facility at 2669 Union Road with a new Banquet Facility/Picnic Shelter, and

WHEREAS, as a result of numerous meetings, the applicant has revised the site plan and included Dave's Crafts and an agreement with Long John Silvers to provide additional parking and improved traffic flow patterns, a new striped driveway at the traffic signal and sidewalks along Union Road, and

**TOWN OF CHEEKTOWAGA
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WHEREAS, the Town Engineer has recommended acceptance of the setback of the building from the Cayuga Creek retaining wall, and

WHEREAS, the applicant has agreed to retain most existing trees on the site and plant additional trees at the rear of the site, and

WHEREAS, the Advisory Committee, at its meeting held on January 8, 1997 rendered the determination shown on the attached memo dated January 9, 1997, and

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

RESOLVED that this Town Board, determines that the project will not have a significant effect on the environment and therefore issues a "Negative Declaration" for purposes of SEQRA.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

**See next page(s) for attachments

Item No. 8d Motion by Councilmember Johnson, Seconded by Councilmember Blachowski

WHEREAS, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, the Environmental Advisory Committee ("EAC") reviews various applications for building permits, rezonings, special permits, etc. and renders its recommendation concerning the environmental significance of such application, 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, modify or reject the recommendations submitted to it by the Advisory Committee, and

WHEREAS, an application was submitted by Robert Zacher to convert a house located at 30 Leo Place into an office and construct a 4400 S.F. storage building for his electrical business, and

WHEREAS, Robert Zacher fully understands that Leo Place is a private road with private sewer services that must be maintained by the owner or owners, and

WHEREAS, the Advisory Committee, at its meeting held on January 8, 1997 rendered the determination shown on the attached memo dated January 9, 1997, and

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

RESOLVED that this Town Board, determines that the project will not have a significant effect on the environment and therefore issues a "Negative Declaration" for purposes of SEQRA.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

**See next page(s) for attachments

Item No. 9 Motion by Councilmember Blachowski, Seconded by Councilmember Johnson

WHEREAS, Norman Schreiber has made application and requested the rezoning from M1 - Light Manufacturing District to MS - Motor Service District for property located at 4646 Genesee Street, NOW, THEREFORE, BE IT

RESOLVED that a Public Hearing be held regarding said request under the provisions of the Zoning Ordinance on February 3, 1997 at 6:30 o'clock P.M. at the Cheektowaga Town Hall, corner of Broadway and Union Roads.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson and Jankowiak
NAYES: 0
ABSENT: 0
ABSTAINED: Councilmember Swiatek

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Item No. 10 Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

BE IT RESOLVED that the following recreational fees be established effective January 1, 1997 for the 1997 summer season.

SOFTBALL TEAM FRANCHISE FEES

Coed	\$ 245
Women's	245
Men's Leisure	250
Fast Pitch	225
*Business	290
Over 40	285
Friday Men's Classic	300
**Wednesday Men's Open	700
Church League	250

*Non-residents must pay an additional fee at a cost of \$18 per person per league they play in. Each team must have a minimum of 60% of their actual roster being Town Residents. Town Business Teams may enter into any division (all of its players must be employed by a company that is located within Cheektowaga).

**There is no residency requirement for this league.

DIAMOND RENTAL FEES

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**All diamond rentals are in two (2) hour time blocks
All independent leagues must provide certificate of insurance and list the Town of
Cheektowaga as an additional insured.
(Must be submitted prior to issuance of permits)**

	RESIDENT	NON-RESIDENT
<u>Diamonds -</u>		
per 2 hour time block		
No Light	\$ 35	\$ 50
Lights	65	75
<u>Diamond 13 week series (Purchase 10 weeks get 3 free) -</u>		
same 2 hour time block		
No lights	\$ 350	\$ 500
Lights	650	750
Games added		
No Lights	35	50
Lights	65	75

SOCCER/FOOTBALL FIELD RENTAL

PER TWO HOUR TIME SLOT	RESIDENT	NON-RESIDENT
	\$ 50.00	\$ 65.00

VOLLEYBALL COURT RENTAL (Town Park sand court)

1 COURT PER TWO HOUR TIME SLOT	RESIDENT	NON-RESIDENT
	\$ 50.00	\$ 65.00

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 11a Motion by Councilmember Johnson, Seconded by Supervisor Gabryszak

WHEREAS, Benderson Development Corporation ("Benderson") has proposed the redevelopment of property formerly known as the Thruway Mall located at the southeast corner of Harlem Road and Walden Avenue, and

WHEREAS, as part of its redevelopment, Benderson has stated that it wishes to install a traffic signal on Harlem Road at the entrance to its property, and

WHEREAS, Benderson's traffic consultant has recommended a relocated driveway and traffic signal on Harlem Road, which will result in dramatically better capacity, safety, convenience and overall improved traffic flow in the area, and

WHEREAS, the Cheektowaga Traffic Safety Commission has expressed its support for this redesigned driveway and traffic signal, and

WHEREAS, because Harlem Road is a State highway, the New York State Department of Transportation must approve the relocated driveway and traffic signal, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby memorializes the DOT to approve Benderson's plans for the relocated driveway and traffic signal for entrance/exit to the redeveloped Thruway Mall along Harlem Road, and BE IT FURTHER

RESOLVED that the Town Clerk be and hereby is directed to forward a certified copy of this resolution to the DOT.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0

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ABSENT: 0

Item No. 11b Motion by Councilmember Johnson, Seconded by Councilmember Blachowski

WHEREAS, the New York State Department of Transportation ("DOT") is proposing in the future to reconstruct Genesee Street between Pine Ridge Road and Harlem Road, and

WHEREAS, Pine Hill Fire District No. 5 has requested the addition of three (3) fire hydrants along said reconstructed portion of Genesee Street at the corners of Genesee Street and Normandy Place (2455 Genesee Street), Winkler Avenue (2495 Genesee Street) and Pendennis Place (2549 Genesee Street), and

WHEREAS, the addition of these fire hydrants would serve to increase public safety in this area, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby memorializes the DOT to include, the installation of the aforementioned three (3) fire hydrants along Genesee Street as part of its future project to reconstruct Genesee Street in this area, and BE IT FURTHER

RESOLVED that this Town Board hereby goes on record with the Erie County Water Authority ("ECWA") agreeing to assume responsibility for such hydrants, and BE IT FURTHER

RESOLVED that the Town Clerk be and hereby is directed to forward certified copies of this resolution to the DOT, ECWA and Pine Hill Fire District..

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item. 12a Motion by Councilmember Jaworowicz, Seconded by Councilmember Jaworowicz

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, 1996, 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.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

**See next page(s) for attachments

**TOWN OF CHEEKTOWAGA
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Item No. 12b Motion by Councilmember Johnson, Seconded by Supervisor Gabryszak

WHEREAS, by resolution dated July 5, 1994 the engineering consulting firm of Nussbaumer & Clarke, Inc. was engaged to prepare a Wetlands Assessment and a Natural Resources Inventory Report for Stiglmeier Park, and

WHEREAS, there is a need to formulate final recommendations to establish areas within the park best suited for preservation, and for those areas that afford the best recreational opportunities, and to prepare an overall exhibit reference map, NOW, THEREFORE, BE IT

RESOLVED that the proposal of Nussbaumer & Clarke, Inc. dated January 2, 1997 as submitted to the Town Engineer, be and hereby is approved and accepted, and BE IT FURTHER

RESOLVED that the Supervisor, on behalf of this Town Board, is hereby authorized and directed to sign said agreement with:

Nussbaumer & Clarke, Inc.
3556 Lake Shore Road, Suite 500
Buffalo, New York 14219-1494

for the preparation of final utilization recommendations and exhibit map for Stiglmeier Park, and BE IT FURTHER

RESOLVED that funding in an amount not to exceed \$300.00 for said professional services shall be chargeable to the Open Space Survey Account No. 5312-1440-9337.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
 Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 12c Motion by Councilmember Johnson, Seconded by Councilmember Rogowski

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WHEREAS, an environmental evaluation of vacant acreage conducted by the consulting engineering firm of Nussbaumer & Clarke, Inc. south of Bory Drive, near the southern terminus of Dubonnet Drive has determined that an area of open water exceeding one (1) acre, with surrounding wetlands exceeding three (3) acres exists, which meets the criteria for federal jurisdiction and regulation under Section 404 of the Clean Water Act, and

WHEREAS, due to the close proximity of the open water body to developed residential properties on Bory Drive, and the fluctuating water surface elevation which has increased over the past several years having the potential to inundate rear yards, there is a need to investigate the implementation of a water surface elevation outlet control design which would enhance this feature as regulatory approval by the U.S. Army Corps of Engineers, NOW, THEREFORE, BE IT

RESOLVED that the proposal of Nussbaumer & Clarke, Inc. dated January 2, 1997 as submitted to the Town Engineer be and hereby is approved and accepted on recommendation of the Town Engineer, and BE IT FURTHER

RESOLVED that the Supervisor, on behalf of this Town Board, is hereby authorized and directed to sign said agreement with

Nussbaumer & Clarke, Inc.
3556 Lake Shore Road, Suite 500
Buffalo, New York 14219-1494

for environmental consulting services related to the Dubonnet-Bory Pond, and BE IT FURTHER

RESOLVED that funding not to exceed \$1,700.00 for said professional services is to be charged to the Storm Drainage District Budget Account No. 4000-8140-4581.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak

NAYES: 0

ABSENT: 0

Item No. 12d Motion by Councilmember Johnson, Seconded by Councilmember Rogowski

WHEREAS, Contract "B" (Plumbing) for the Digester Conversion Project at Plant No. 5 was awarded by Town Board Resolution dated June 3, 1996 to M.K.S. Plumbing in the amount of \$4,789.00, and

WHEREAS, Nussbaumer & Clarke, Inc., Project Engineer, and the Town Engineer have advised that work under the aforesaid contract has been completed in accordance with the contract requirements, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby accepts the completed project, Contract "B" (Plumbing) and directs the Supervisor to sign the final contract acceptance documents with

M.K.S. Plumbing Corporation
19 Ransier Drive, West Seneca, New York 14224

including Change Order No. 1 which results in a zero (0) change in the contract amount.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak

NAYES: 0

ABSENT: 0

Item No. 12e Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

BE IT RESOLVED that the Supervisor be authorized to execute the 1997 Family Support Contract (No. CO13541) in the amount of \$26,076.00 on behalf of the Cheektowaga Youth and Recreational Services Department and the New York State Office of Mental Retardation and Developmental Disabilities.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak

NAYES: 0

ABSENT: 0

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Item No. 12f Motion by Councilmember Johnson, Seconded by Councilmember Blachowski

WHEREAS, by resolution dated October 7, 1996, this Town Board requested the Erie County Department of Public Works, Division of Highways ("DPW") to grant the Town permission to erect a "No Right on Red on School Days, 7:00 A.M. - 3:00 P.M." on Cleveland Drive at the New York State Thruway exit, and

WHEREAS, the DPW has issued the Town a permit to install such sign, and such permit must be signed on behalf of the Town, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized and directed to execute this permit on behalf of the Town.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
 Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 12g Motion by Councilmember Johnson, Seconded by Councilmember Rogowski

WHEREAS, the New York State Assembly is accepting applications for eligible projects to be funded through the 1996 Environmental Bond Act, and

WHEREAS, the Town of Cheektowaga is in need of grant monies to fund various eligible projects under the Safe Drinking Water Program, Clean Water Program, Solid Waste Program, Urban Environmental Restoration "Brownfields" Program, and the Air Quality Program of the Environmental Bond Act, and

Item No. 12g cont'd

WHEREAS, the Town of Cheektowaga is presently anticipating submitting materials for the following projects: Walden Commerce Exchange, Cayuga Creek Erosion at Stiglmeier Park, Sewer District #3 Overflow Retention, Stiglmeier Park Extension, Alpine Pump Station, Dubonnet/Bory Drive Wetlands, War of 1812 Cannon Restoration, Composting Site Acquisition, Rails to Trails , Rehm Road Water Project, Pine Ridge Sewer Project, Town Golf Course, Cayuga Nature Reserve, Bennett Cemetery, Coal Trestle Preservation, Volunteer Firemen's Park, Retaining Walls on Scajaquada Creek at the Pine Ridge Tunnel, and the Lake at Stiglmeier Park, and

WHEREAS, the preceding list of projects is not to be construed as all inclusive and may be amended as necessary; NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized and directed to execute all documents pertaining to the application and acquisition of these grant funds.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
 Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 12h Motion by Supervisor Gabryszak, Seconded by Councilmember Rogowski

WHEREAS, the United Way of Buffalo and Erie County offers the Donor Choice Program, enabling contributors to designate specific agencies of their choice to be the recipient of all or part of individual United Way contributions, and

WHEREAS, the Town's Senior Center has been designated for application to the Donor Choice program, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized and directed to execute all documents pertaining to the application and acquisition of this designation.

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AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 12i Motion by Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

WHEREAS, the New York State Department of Education, division of State Archives and Records Administration offers grant monies to improve local government records management programs, and

WHEREAS, the Town of Cheektowaga wishes to initiate activities to organize, assess to condition of, and preserve archival records in the Town's custody; and

WHEREAS, the Town may apply for a 100% grant in an amount not to exceed \$50,000, NOW, THEREFORE, BE IT

RESOLVED that Dennis H. Gabryszak, as Supervisor of the Town of Cheektowaga, is hereby authorized and directed to execute all documents pertaining to the application and acquisition of this grant.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 13a Motion by Councilmember Swiatek, Seconded by Councilmember Jaworowicz

BE IT RESOLVED that the salaries of the following Town Officials and employees who are not covered by any bargaining unit be and hereby are established and set forth as follows, effective January 1, 1997:

Town Engineer	\$61,001.00
Assistant Town Engineer	\$47,380.00
Supervising Accountant	\$51,531.00
Accountant	\$39,248.00
Supervising Building Inspector	\$57,025.00
Assessor	\$53,762.00
Executive Director Youth & Recreation	\$56,733.00
Program Coordinator - I	\$34,536.00
Town Attorney	\$52,207.00
Deputy Town Attorney	\$35,532.00
Prosecuting Attorney	\$29,622.00
Clerk to Justice Court	\$34,684.00
Director of Community Development	\$47,920.00
Legislative Assistant	\$34,599.00
Council Office Clerk Steno	\$29,404.00
Assistant to the Supervisor	\$34,599.00
Deputy Tax Receiver	\$33,077.00
1st Deputy Town Clerk	\$36,768.00
2nd Deputy Town Clerk	\$34,652.00
Working Crew Chief - Sanitation	\$50,683.00
Senior Citizens Director	\$47,728.00
Deputy Highway Superintendent	\$55,097.00
Employment & Training Director	\$57,552.00
Coordinator of Employee Relations	\$51,104.00
Secretary to Coordinator of Employee Relations	\$31,665.00
Junior Accountant	\$29,975.00
Project Director (2)	\$42,364.00
Real Property Appraiser	\$40,496.00

****NOTE - Councilmember Johnson VOTE "NAYE" to salary of Working Crew Chief-Sanitation**

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AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 13b Motion by Councilmember Swiatek, Seconded by Councilmember Jaworowicz

BE IT RESOLVED that the salaries of the following Town Employer not covered by any bargaining unit be and hereby are established and set forth as follows, effective January 1, 1997:

Disaster Coordinator	\$10,927.31
Bingo Inspector (5)	\$ 134.31
Bingo Chairman (1)	\$ 140.64
Planning Board Members (5)	\$ 3,298.06
Planning Board Secretary (1)	\$ 4,175.20
Planning Board Chairman (1)	\$ 4,872.71
Zoning Board Members (4)	\$ 3,888.46
Zoning Board Chairman	\$ 5,266.84
Assessment Review Board Member (4)	\$ 1,259.84
Assessment Review Board Chairman (1)	\$ 1,566.17
Police Matron (3)	\$10,836.69
School Crossing Guards (30)	\$ 6.90/hour
Crossing Guard Supervisor	\$ 12.38/hour
Accounting Clerk (PT)	\$ 6.63/hour
Code Enforcement Officer (PT)	\$ 15.45/hour
Clerk to the Supervisor	\$ 8.87/hour

Item No. 13b cont'd

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 14 Motion by Supervisor Gabryszak, Seconded by Councilmember Johnson

WHEREAS, the Town of Cheektowaga is a member of the Northeast-Southtowns Solid Waste Management Board ("NEST"), a board which was created to help reduce the cost of the removal of solid waste for various municipalities, and

WHEREAS, pursuant to the agreement creating NEST, the Town Board must designate a representative and one or more alternates to serve on the NEST Board, NOW, THEREFORE, BE IT

RESOLVED that the following persons shall serve as representative and alternate to the NEST Board on behalf of the Town:

Representative	David J.Kulik, Foreman Sanitation Department
Alternate	Dennis H. Gabyrszak, Supervisor

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 15a Motion by Councilmember Rogowski, Seconded by Councilmember Swiatek

BE IT RESOLVED that Gabrielle Coyne, currently employed as a Program Coordinator for the Cheektowaga Action Partnership be and hereby is transferred to the position of Program Coordinator under the newly-established U.S. Department of Health and Human Services Center for Substance Abuse Prevention Suburban Wellness Coalition Grant (#SP07663-01), effective February 1, 1997, and BE IT FURTHER

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RESOLVED that Phyllis Dennis, currently employed as an Administrative Clerk for the Cheektowaga Action Partnership be and hereby is transferred to the position of Administrative Clerk under the newly-established U.S. Department of Health and Human Services Center for Substance Abuse Prevention Suburban Wellness Coalition Grant (#SP07663-01), effective February 1, 1997.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 15b Motion by Councilmember Swiatek, Seconded by Councilmember Rogowski

BE IT RESOLVED that Michael Heh, a seasonal employee in the Recycling Department, be and hereby is transferred to a part-time employee in the Sanitation Department effective immediately at a rate of \$6.00 per hour, and BE IT FURTHER

RESOLVED that Amy Wielinski, a part-time employee in the Police Department, be and hereby is transferred to a part-time employee in the Facilities Department effective January 12, 1997 at a rate of \$6.00 per hour, and BE IT FURTHER

RESOLVED that the said individuals' hours will not exceed 19 hours on a weekly basis, in compliance with the provisions of the Town's collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association.

Item No. 15b cont'd

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 16 Motion by Councilmember Swiatek, Seconded by Councilmember Rogowski

BE IT RESOLVED that the following Seasonal and/or part-time employees be and hereby are terminated as listed:

<u>FACILITIES DEPARTMENT</u>	<u>EFFECTIVE</u>
Susan M. Brudz	1/11/97
<u>RECYCLING DEPARTMENT</u>	
James Roland	12/31/96
Troy Grant	1/3/97
Marvin Rowland	1/20/97
Steven Mejak	12/17/96
<u>MAIN PUMP STATION</u>	
Todd Adamczyk	12/10/96

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 17a Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

BE IT RESOLVED that the following individuals be hired as part-time employees in the Youth and Recreation Department, effective January 21, 1997:

Lifeguards - 7180.1903
Level III - \$5.25

Stephanie Ketterl

XXXXXXXXXXXXXXXXXXXXXXXXXXXX

**TOWN OF CHEEKTOWAGA
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January 21, 1997**

Lori Owens XXXXXXXXXXXXXXXXXXXXXXXX

Level IV - \$5.50

Andrea Solecki XXXXXXXXXXXXXXXXXXXXXXXX

Gymnastics - 7140.1630
Recreation Attendant I - \$4.75

Kimberly Arnold XXXXXXXXXXXXXXXXXXXXXXXX

and BE IT FURTHER

RESOLVED that the following individuals be transferred as indicated, effective January 21st (part-time):

Recreation Attendants - 7140.1614
From Recreation Attendant IV to Recreation Attendant VI - \$5.50

Rebecca Volk

Recreation Supervisors - 7140-1613
From Recreation Instructor V to Recreation VII - \$6.00

Camille Russell

Item No. 17a cont'd

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 17b Motion by Councilmember Swiatek, Seconded by Supervisor Gabryszak

BE IT RESOLVED that the following individual be and hereby is hired as a Part-Time employee in the Police Department, effective 1/22/97 at a rate of \$6.00 per hour:

Tracy Howlett
XXXXXXXXXXXXXXXXXXXX
Cheektowaga, NY XXXXX

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 18 Motion by Councilmember Swiatek, Seconded by Councilmember Johnson

BE IT RESOLVED that the following individuals be and hereby are hired as Seasonal Laborers in the Main Pump Station effective immediately at a rate of \$6.50 per hour:

Leroy Linkner
XXXXXXXXXXXXXXXXXXXX
Cheektowaga, New York XXXXX

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 19a Motion by Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

WHEREAS, the 1997 Training School and Annual Meeting of the Association of Towns will be held at the New York Hilton and Towers in New York City from February 16-19, 1997, and

WHEREAS, during such meeting, sessions concerning numerous municipal related topics of interest to Town officials are held, and

TOWN OF CHEEKTOWAGA
MEETING NO. 2
January 21, 1997

WHEREAS, it is advantageous to the Town to have certain Town Officials attend this meeting, NOW, THEREFORE, BE IT

RESOLVED that the following individuals be and hereby are authorized to attend the 1997 Training School and Annual Meeting of the Association of Towns:

Supervisor Dennis H. Gabryszak
Town Clerk Richard Moleski
Councilmember Jeff Swiatek
Town Engineer William Pugh
Director of Employee Relations Robert McCarthy
Deputy Town Clerk Mary Holtz

and BE IT FURTHER

RESOLVED that Supervisor Dennis H. Gabryszak be and hereby is designated as the Official Voting Delegate to represent the Town, and BE IT FURTHER

RESOLVED that the Town shall reimburse the above named individuals for their reasonable and necessary expenses incurred in attending such meeting out of budget line item number 0100-1910-4082.

Item No. 19a cont'd

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 19b Motion by Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

WHEREAS, The New York State Government Finance Officers' Association (GFOA) will be holding its Annual Conference in Albany, New York on March 19-21, 1997, and

WHEREAS, information important to the Town will be presented at this meeting and which the town will be required to implement, and

WHEREAS, the Supervisor, Supervising Accountant, and Accountant have requested permission to attend this annual conference, and

WHEREAS, the Town's Supervising Accountant is the Chairperson of the Western Council of GFOA, NOW, THEREFORE, BE IT

RESOLVED that Supervisor Dennis H. Gabryszak, Supervising Accountant Robert E. Kaczmarek, and Accountant A. Lynn Nenni be and hereby are authorized to attend the aforementioned conference, and BE IT FURTHER

RESOLVED that the Town shall pay all reasonable costs associated with this conference not to exceed \$1,200.00 per individual out of budget line item #0100-1910-4082.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 19c Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, the American Camping Association and Cornell Cooperative Extension are co-sponsoring an upstate New York Camp Conference on camp administration and operation, and

WHEREAS, the Youth and Recreational Services Department conducts five day camps as part of its summer program offerings, and

WHEREAS, the conference will cover topics such as health department updates, training staff to be good supervisors, safety issues, behavior management of campers, preventing disease transmission, camper release and transport issues which are offered over five tracks, NOW, THEREFORE, BE IT

**TOWN OF CHEEKTOWAGA
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January 21, 1997**

RESOLVED that the following part-time seasonal staff who serve as camp directors be authorized to attend said conference with each individual covering one of the five tracks in Syracuse, New York, Friday, February 7th and Saturday, February 8th:

--Deborah Ann Fleetwood
--Barbara Walters
--Trevor Stowell
--Victor Nosal
--Maggie Wnuk

and BE IT FURTHER

RESOLVED that they be reimbursed for necessary conference and seminar fees not to exceed \$425.00 (01-7310-4693), travel expenses not to exceed \$100.00 (01-1910-4083), hotel, lodging and meals, not to exceed \$255.00 (01-7310-4693).

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek and Jankowiak

NAYES: 0

ABSENT: 0

Item No. 19d Motion by Councilmember Blachowski, Seconded by Councilmember Jaworowicz

WHEREAS, the Niagara Frontier Building Officials Association is conducting an educational seminar on various aspects of building codes and inspections from February 3 - 5, 1997 at the Radisson Hotel, Niagara Falls, New York, and

WHEREAS, said seminar provides 15 of the 24 mandatory credit hours of New York State in-service training, and

WHEREAS, it is required that certain Building and Housing Inspectors be authorized to attend said seminar, NOW, THEREFORE, BE IT

RESOLVED that Ronald Marten, Thomas Adamczak, Gary Parks and Louis Costrino are authorized to attend said educational seminar on February 3, 4 and 5, 1997 at the Radisson Hotel, at a cost of \$170.00 per person, said costs to be paid from the Building Inspection Department Budget account number 0800-3620-4088.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek and Jankowiak

NAYES: 0

ABSENT: 0

Item No. 19e Motion by Councilmember Jaworowicz, Seconded by Supervisor Gabryszak

WHEREAS, the Niagara Frontier Building Officials Association is conducting an educational seminar on various aspects of building codes and inspections from February 2-5, 1997 at the Niagara Falls Radisson Hotel, Niagara Falls, New York, and

WHEREAS, said seminar provides mandatory credit hours of New York State in-service training, and

WHEREAS, the Director of Community Development has recommended that the Town's Housing Inspectors be authorized to attend this seminar, NOW, THEREFORE, BE IT

RESOLVED that Lawrence Kensy and Richard J. Willis be and hereby are authorized to attend said educational seminar on February 2-5, 1997 at the Niagara Falls Radisson Hotel, Niagara Falls, New York, at a cost of \$170.00 per person, said costs to be paid from Community Development Funds and Building Department Funds, and BE IT FURTHER

RESOLVED that said employees are authorized to utilize one Town vehicle for transportation to and from said seminar.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek and Jankowiak

NAYES: 0

ABSENT: 0

II. DEPARTMENTAL COMMUNICATIONS

**TOWN OF CHEEKTOWAGA
MEETING NO. 2
January 21, 1997**

- Item No. 20** Town Clerk's Office - Records Management Program - Year End Report for 1996.
Received and Filed.
- Item No. 21** Office of Disaster Preparedness - Quarterly report for October to December, 1996
Received and Filed.
- Item No. 22** Receiver of Taxes & Assessments - Report of monies for 1996
Received and Filed.
- Item No. 23** Cheektowaga Traffic Safety Commission - Minutes from December 17, 1997
Received and Filed.

III. GENERAL COMMUNICATIONS

- Item No. 24a** Summons & Complaint - Russell Mantione & Anna Jean Mantione vs Town of Cheektowaga
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town Attorney; Council Office; Allied Claims, Insurance Company, N. Rutkowski, Parks Department; Facilities Department
Received and Filed.
- Item No. 24b** Summons & Complaint - Laurice Boehmer & Bernard DiPizio vs Town of Cheektowaga
Received and Filed.
- Item No. 25a** Notice of Claim - Allstate Ins. as subrogee of Pauline Debergalis vs Town of Cheektowaga
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town Attorney; Council Office; Allied Claims, Insurance Company, Highway Department.
Received and Filed.
- Item No. 25b** Notice of Claim - Derek Vogenauer vs Town of Cheektowaga
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town Attorney; Council Office; Allied Claims, Insurance Company, Chief of Police.
Received and Filed.
- Item No. 25c** Notice of Claim - Kathleen Deppa vs Town of Cheektowaga
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town Attorney; Council Office; Allied Claims, Insurance Company, Chief of Police.
Received and Filed.
- Item No. 25c** Notice of Claim - Adam Berebko vs Town of Cheektowaga
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town Attorney; Council Office; Allied Claims, Insurance Company, Highway Department.
Received and Filed.
- Item No. 26** Motion by Councilmember Rogowski, Seconded by Councilmember Swiatek to adjourn the meeting.
Meeting was adjourned at 7:50 P.M.

RICHARD M. MOLESKI
Town Clerk

**TOWN OF CHEEKTOWAGA
MEETING NO. 2
January 21, 1997**

**TOWN OF CHEEKTOWAGA
MEETING NO. 3
FEBRUARY 3, 1997**

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 3rd day of February, 1997 at 7:00 o'clock P.M. there were:

PRESENT: Supervisor Dennis H. Gabryszak
Councilmember Patricia A. Jaworowicz
Councilmember William P. Rogowski
Councilmember Jacqueline A. Blachowski
Councilmember Thomas M. Johnson, Jr.
Councilmember Jeff Swiatek
Councilmember James J. Jankowiak

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; James J. Kirisits, Town Attorney; Robert McCarthy, Coordinator of Employee Relations; David Kulik General Crew Chief-Recycling; Robert Kaczmarek, Supervising Accountant; William Pugh, Town Engineer; Ronald Marten, Building and Plumbing Inspector; John Schaller, Assistant Chief of Police; Kenneth Kopacz, Director of Youth and Recreational Services Department and William Conway, Town Assessor.

I. RESOLUTIONS

Item No. 2 Motion By Supervisor Gabryszak, Seconded by Councilmember Johnson

BE IT RESOLVED that the following Vouchers & Warrants are submitted to the Town of Cheektowaga prior to January 31, 1997 are hereby approved and made a part hereof:

GENERAL FUND	\$294,746.31
HIGHWAY FUND	40,975.66
TRUST & AGENCY	8,309.18
PART TOWN FUND	13,699.68
RISK RETENTION FUND	52,102.95
CDBG HUD FUND	22,520.72
HUD HOUSING REHABILITATION FUND	4,743.00
SPECIAL DISTRICTS FUND	193,172.23
CAPITAL FUND	<u>22,138.84</u>
	\$652,408.57

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0

Item No. 3 Motion By Councilmember Blachowski, Seconded by Councilmember Jaworowicz

WHEREAS, Norman Schreiber has petitioned for the rezoning from M1-Light Manufacturing District to MS-Motor Service District for automobile rental/leasing on property owned by him and located at 4646 Genesee Street, Cheektowaga, New York, which property is more particularly described in the attached legal description, AND

WHEREAS, a public hearing on such petition was held before this Town Board on the 3rd day of February, 1997 at 6:30 o'clock P.M., after publication and service of the notices required by the provisions of the Code of the Town of Cheektowaga ("Zoning Law"), and the Town Law; and all interested parties were given an opportunity to be heard at such hearing, AND

Item No. 3 cont'd.

MEETING NO. 3
FEBRUARY 3, 1997

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

WHEREAS, by resolution dated January 21, 1997, this Town Board issued a Negative Declaration under SEQRA for this rezoning, AND

NOW, THEREFORE, BE IT RESOLVED, that the application of Norman Schreiber for the rezoning from M1-Light Manufacturing District to MS-Motor Service District for automobile rental/leasing on the property specified in the attached legal description be and the same is hereby granted and, BE IT FURTHER

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



MOTION BY COUNCILMEMBER JAWOROWICZ, SECONDED BY COUNCILMEMBER BLACHOWSKI TO AMEND THE ABOVE RESOLUTION, ITEM 3, AND THE VOTING WAS AS FOLLOWS:

Upon roll call
AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson and Jankowiak
NAYES: 0
ABSTAINED: Councilmember Swiatek
ABSENT: 0



AMENDED

WHEREAS, Norman Schreiber has petitioned for the rezoning from M1-Light Manufacturing District to MS-Motor Service District for automobile rental/leasing on property owned by him and located at 4646 Genesee Street, Cheektowaga, New York, which property is more particularly described in the attached legal description, AND

WHEREAS, a public hearing on such petition was held before this Town Board on the 3rd day of February, 1997 at 6:30 o'clock P.M., after publication and service of the notices required by the provisions of the Code of the Town of Cheektowaga ("Zoning 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, by resolution dated January 21, 1997, this Town Board issued a Negative Declaration under SEQRA for this rezoning, AND

WHEREAS, although the rental and leasing of new and/or used motor vehicles, and the sale and service of new motor vehicles are permitted uses in a MS-Motor Service District, the sale of used motor vehicles is not a permitted use in the MS-Motor Service District; the sale of used motor vehicles is an accessory use only to new motor vehicle sales in a MS-Motor Service District, and is not allowed in connection with motor vehicle rental/leasing.

NOW, THEREFORE, BE IT RESOLVED, that the application of Norman Schreiber for the rezoning from M1-Light Manufacturing District to MS-Motor Service District for automobile rental/leasing on the property specified in the attached legal description be and the same is hereby granted limited solely to the rental/leasing of motor vehicles with no used or new motor vehicle sales allowed and, BE IT FURTHER

Item No. 3 cont'd.

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

MEETING NO. 3
FEBRUARY 3, 1997

Upon roll call . . .

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson and Jankowiak
NAYES: 0
ABSTAINED: Councilmember Swiatek
ABSENT: 0

*SEE NEXT PAGE FOR ATTACHMENT

AFFIDAVIT - NEXT PAGE

Item No. 4 Motion By Supervisor Gabryszak, Seconded by Councilmember Jankowiak

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the
Furnishing of Microfilming Services. Bids were duly received and opened at a public bid opening held
on December 18, 1996, as a result of advertisement, AND

MEETING NO. 3
FEBRUARY 3, 1997

WHEREAS, said bids were referred to the Records Inventory Clerk for analysis, tabulation, and report, which is hereto attached and contained in a letter dated January 23, 1997, NOW, THEREFORE, BE IT

RESOLVED, that the contract for Furnishing of Microfilming Services for the Town of Cheektowaga Engineering and Personnel records be and hereby is awarded to Micro-Pro, Inc., P.O. Box 23858, 3543 Winton Place, Rochester, New York 14692, at a total estimated bid cost of \$23.20 per thousand images for Engineering Capital Construction Project Files, \$25.80 per thousand images for Engineering Reports and Studies, \$23.20 for Personnel Records, and \$5.75 per roll of diazo duplicate film and, BE IT FURTHER

RESOLVED, that any purchase resulting from the award of this contract will be funded through the Town's Local Government Records Management Improvement Fund Grant for New York State.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

*SEE NEXT PAGE FOR ATTACHMENT

Item No. 5a Motion By Councilmember Rogowski, Seconded by Councilmember Johnson

WHEREAS, it is in order that bids be advertised for the furnishing of equipment and operators for mowing detention basins in the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED, that this request be granted and that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of equipment and operators for mowing detention basins

MEETING NO. 3
FEBRUARY 3, 1997

for a three (3) year contract covering 1997, 1998 and 1999, said notice to be published in the CHEEKTOWAGA TIMES, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 19th day of February, 1997 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 and considered by the Town Board of the Town of Cheektowaga on February 19, 1997 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the furnishing of equipment and operators for mowing detention basins in the Town of Cheektowaga for a three (3) year contract covering 1997, 1998 and 1999.

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

Proposals shall be submitted in a sealed envelope plainly marked on the outside "Bid for Furnishing of Equipment and Operators for Mowing Detention Basins" and submitted to the Town Clerk prior to bid opening.

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

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

Each proposal must be accompanied by a certified check for a sum equal to five percent (5%) of the amount of the bid, payable to the Town of Cheektowaga, New York, or bond with sufficient sureties to be approved by the attorney for the Town of Cheektowaga, New York.

The successful bidder will be required to furnish a Performance Bond acceptable to the Owner in an amount equal to the contract award.

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

Richard M. Moleski
Town Clerk

DATED: February 3, 1997



Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

Item No. 5b Motion By Councilmember Johnson, Seconded by Councilmember Rogowski

WHEREAS, there is need to replace sanitary sewer manhole castings and covers utilizing self-sealing covers and vented covers, AND

WHEREAS, the Engineering Department is hereby requested to prepare specifications, NOW, THEREFORE, BE IT

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RESOLVED, that this request be granted and that the Town Clerk be directed to publish a Notice to Bidders in connection with the furnishing of manhole castings with self-sealing covers and manhole castings vented type covers, notice to be published in the CHEEKTOWAGA TIMES, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 19th day of February, 1997 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 Board of the Town of Cheektowaga on February 19, 1997 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York, for the furnishing of Sanitary Manhole Frames and Covers for the Sewer Maintenance Department.

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

Proposals shall be submitted in a sealed envelope. plainly marked on the outside "Bid for Furnishing Sanitary Manhole Frames and Covers" and submitted to the Town Clerk prior to bid opening.

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

The Town Board reserves the right to 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: February 3, 1997



Upon roll call
AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

Item No. 5c Motion By Councilmember Johnson, Seconded by Councilmember Rogowski

WHEREAS, it is in order that bids be advertised to cover the purchase of traffic control signs, street name signs and brackets for the 1997 calendar year, AND

WHEREAS, the Engineering Department is hereby requested to prepare specifications, NOW, THEREFORE, BE IT

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FEBRUARY 3, 1997

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the purchase of traffic control signs, street name signs and brackets, said notice to be published in the CHEEKTOWAGA TIMES AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 19th day of February, 1997 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 and considered by the Town Board of the Town of Cheektowaga on February 19, 1997 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the furnishing of traffic control signs, street name signs and brackets for the 1997 calendar year.

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

Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Bid for Traffic Control Signs and Brackets 1997" and submitted to the Town Clerk prior to bid opening.

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

The Town Board reserves the right to 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: February 3, 1997



Upon roll call
AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

Item No. 5d Motion By Councilmember Johnson, Seconded by Councilmember Swiatek

WHEREAS, it is in order that bids be advertised for the furnishing of chemical fertilizers and herbicides in the Town of Cheektowaga, AND

WHEREAS, the Town has engaged in an annual Fertilization/Weed Control Program as part of its obligation with an agreement with the New York State Department of Environmental Conservation in the maintenance of all lands associated with the Scajaquada Creek Flood Control Project, NOW, THEREFORE, BE IT

MEETING NO. 3
FEBRUARY 3, 1997

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

RESOLVED, that sealed bids will be received on the 19th day of February, 1997 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 Board of the Town of Cheektowaga on February 19, 1997 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the application of Chemical Fertilizers and Herbicides in the Town of Cheektowaga, New York.

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

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

Each proposal must be accompanied by a certified check for a sum equal to five percent (5%) of the amount of the bid, payable to the Town of Cheektowaga, New York, or bond with sufficient sureties to be approved by the attorney for the Town of Cheektowaga, New York.

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

Richard M. Moleski
Town Clerk

DATED: February 3, 1997



Upon roll call
AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

Item No. 6 Motion By Councilmember Jankowiak, Seconded by Councilmember Rogowski

WHEREAS, the Town Recycling Department is desirous of purchasing a new 1997 544G John Deere Wheel Loader to replace the 1996 544G John Deere Wheel Loader it is now using, AND

WHEREAS, the 1996, 544G John Deere Wheel Loader would thus become surplus to the needs of the Town, and

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WHEREAS, the General Crew Chief of the Recycling Department has recommended that the Town sell the 1996 Wheel Loader on its own rather than trading it in on a new Wheel Loader, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby offers for sale the 1996, 544G John Deere Wheel Loader presently being used by the Recycling Department and, BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to publish the attached Notice of Sale in the Cheektowaga Times on February 6, 1997 and in the Buffalo News from February 6-9, 1997 and, BE IT FURTHER

RESOLVED, that sealed offers will be accepted by the Town Clerk until February 18, 1997 at 11:00 A.M. at which time such sealed offers will be publicly opened and, BE IT FURTHER

RESOLVED, that this Town Board reserves the right to refuse to approve the sale of this wheel loader if offers are not satisfactory.



NOTICE OF SALE

Notice is hereby given that the Town of Cheektowaga will be receiving bids for the sale of its used 1996, 544G John Deere Wheel Loader in "AS IS" condition.

Written offers should be submitted in a sealed envelope marked "Offer for 1996 John Deere Wheel Loader" to the Town Clerk at the Town Hall, 3301 Broadway, Cheektowaga, New York 14227 on or before February 18, 1997 at 11:00 A.M., at which time they will be publicly opened.

Minimum Bid accepted will be \$70,4000. The Town reserves the right to refuse to approve the sale of this vehicle if offers are not satisfactory.

The Loader will not be available for pick up until the new Loader is delivered to the Town.

You may arrange for viewing the Loader by calling the Cheektowaga Sanitation Department at 686-3474.



Upon roll call

AYES:	Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek, and Jankowiak
NAYES:	0
ABSENT:	0

AFFIDAVITS - NEXT PAGE

Item No. 7 Motion By Councilmember Rogowski, Seconded by Councilmember Johnson

WHEREAS, the Town Facilities Department has installed exterior lighting facilities to illuminate the northeast parking area at the Alexander Community Center allowing the removal of utility owned facilities previously performing this function, which will result in an annual cost savings to the Town, NOW, THEREFORE, BE IT

RESOLVED, that the Niagara Mohawk Power Corporation be and hereby is directed and authorized to remove two (2) 175 watt mercury vapor luminaires from pole No. 192R4 and 285R, and wood pole No. 192R4, from the northeast corner of the Alexander Community Center in

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accordance with the attached proposal dated January 28, 1997 resulting in a reduction in total annual charges to the Town in the amount of \$366.53 and, BE IT FURTHER

RESOLVED, that the Town Clerk be an hereby is directed to furnish a certified copy of this resolution to:

Nancy A. Schott
Consumer Representative
Niagara Mohawk Power Corporation
535 Washington Street
Buffalo, New York 14203

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

*SEE NEXT PAGE FOR ATTACHMENT

Item No. 8a Motion By Councilmember Jaworowicz, Seconded by Councilmember Blachowski

WHEREAS, the Town of Cheektowaga is eligible to receive up to \$924,000 in Community Development Block Grant Funds for the 1997 Program Year, and, as a member of the Amherst-Cheektowaga-Tonawanda HOME Investment Partnership Program, the Town is entitled to an equitable share of the \$859,000 HOME Consortium entitlement grant, AND

WHEREAS, Public Hearings regarding the use of said funds were held on November 4, 1996 and January 21, 1997, AND

WHEREAS, the Town Director of Community Development has submitted recommendations regarding the use of said funds, which includes activities to principally benefit low-

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income persons pursuant to the goals and objectives of the Housing and Community Development Act and its governing rules and regulations, NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby approves the submission of the Town of Cheektowaga Annual Plan to the Department of Housing and Urban Development for the 1997 Program Year in conjunction with the Amherst-Cheektowaga-Tonawanda Consortium, including the projects contained on the attached CDBG and HOME Project Summaries and, BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized to sign the necessary Certifications and any other related documents in conjunction with said Consolidated Plan.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0

*SEE NEXT PAGE FOR ATTACHMENT

Item No. 8b Authorize Supervisor to Sign Contract with NYSDOT for Rails to Historical Trails
This item was withdrawn.

Item No. 8c Motion By Councilmember Rogowski, Seconded by Councilmember Jaworowicz

WHEREAS, the County of Erie has realized a savings in the PINS/JD Diversion Program and has agreed to pass along \$8,133 to the Town of Cheektowaga to increase its service to “at risk” youth, AND

WHEREAS, the Department of Youth and Recreational Services has a need to continue to provide services to children residing in the single parent families which comprise almost 17 percent of our total households, AND

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WHEREAS, the TOWN will enter into an agreement with the Be-A-Friend Program Inc. to provide assistance to Cheektowaga youth through its Big Brother/Big Sister Program with these funds, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor is hereby authorized and directed to sign the attached agreement between the TOWN and the COUNTY to advance said funds.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 8d Motion By Councilmember Rogowski, Seconded by Councilmember Jaworowicz

WHEREAS, the Town of Cheektowaga, through the Department of Youth and Recreational Services, has submitted to Erie I B.O.C.E.S., a renewal application for a youth project funded by the New York State Education Department Learn and Serve America Program, to advance the moral, physical, mental and social well-being of its youth, and

WHEREAS, the Town's application would maintain 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 approved B.O.C.E.S. application allocates \$3,000.00 for the Cheektowaga youth project, and the Deputy Superintendent of Erie I B.O.C.E.S. has executed all necessary documents and agreements to implement such programs, NOW, THEREFORE, BE IT

RESOLVED, that the Town Supervisor be and hereby is directed to execute said documents and agreements between the Town of Cheektowaga and Erie I B.O.C.E.S.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 9 Motion By Councilmember Johnson, Seconded by Councilmember Rogowski

WHEREAS, the Town annually performs maintenance and improvements projects on Slate Bottom Creek, Scajaquada Creek, Cayuga Creek, Ellicott Creek, various detention basins and a number of drainage tributaries utilizing the annual Equipment & Operators for Maintenance and Installation of Drainage and Erosion Control Projects Bid, in order to maintain the flood carrying capacity and efficiency of these drainage systems, AND

WHEREAS, the Town of Cheektowaga further has an agreement with the New York State Department of Environmental Conservation for the maintenance of Scajaquada Creek and its tributaries, mandating annual erosion control activities, AND

Item No. 9 cont'd.

WHEREAS, there is a continuing need for the services of an erosion control specialist to effectively assess and implement a successful erosion control and drainage system maintenance and improvement program, AND

WHEREAS, Merriman Conservation Consultants has been found to be qualified to perform such services, NOW, THEREFORE, BE IT

RESOLVED, that the Town Engineer is hereby authorized to secure the services of

Merriman Conservation Consultants
504 Ridge Avenue
East Aurora, New York 14052
(652-8270)

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as needed at the rate of (\$30.00) per hour for said services, AND BE IT FURTHER

RESOLVED, that payment for said professional service in an amount not to exceed \$10,000 shall be made only where authorized by the Town Engineer and that services are chargeable to Account No. 4000-8140-4581 and, BE IT FURTHER

RESOLVED, that the Town Engineer is directed to prepare the annual erosion control and drainage improvements plan and to insure that all contemplated ditch/creek work is coordinated with the U.S. Army Corps of Engineers and in accordance with NYSDEC protocols.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 10a Motion By Supervisor Gabryszak, Seconded by Councilmember Rogowski

BE IT RESOLVED, that Dorothy Mendel, Van Driver and Alice Voight, Outreach Assistant be terminated as employees of the Cheektowaga Department of Senior Services effective immediately.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 10b Motion By Councilmember Swiatek, Seconded by Councilmember Rogowski

BE IT RESOLVED, that the following Seasonal and/or Part-Time employees be and hereby are terminated as listed:

EFFECTIVE

SANITATION DEPARTMENT

Mike Zachowicz 1-7-97

ENGINEERING DEPARTMENT

James Rogowski Immediately

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 11a Motion By Councilmember Swiatek, Seconded by Councilmember Johnson

WHEREAS, by resolution, this Town Board appointed Jon Nichy to the position of Assistant Superintendent Wastewater Pump Station on a provisional basis pending the establishment of a valid Civil Service examination list for said position, AND

WHEREAS, such competitive list has now been established by the Erie County Department of Personnel and Jon Nichy is listed as an eligible candidate, NOW, THEREFORE, BE IT

RESOLVED, that Jon Nichy be and hereby is permanently appointed to the position of Assistant Superintendent Wastewater Pump Station in accordance with the terms and conditions of the collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Supervisory Unit effective March 19, 1996.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0

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ABSENT: 0

Item No. 11b Motion By Councilmember Swiatek, Seconded by Councilmember Johnson

WHEREAS, by resolution, this Town Board appointed Timothy Schlegel to the position of Pump Operator in the Main Pump Station on a contingent/permanent basis, pending the results of the permanent incumbent of said position successfully being appointed to a higher ranking position, AND

WHEREAS, this Town Board has permanently appointed Jon Nichy to the higher ranking position of Assistant Superintendent Wastewater Pump Station, thereby creating a permanent vacancy in the position of Pump Operator, NOW, THEREFORE, BE IT

RESOLVED, that Timothy Schlegel be and hereby is permanently appointed to the position of Pump Operator in the Main Pump Station 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 May 13, 1996.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0

Item No. 12a Motion By Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, Cheektowaga Action Partnership's Program Coordinator, Gabrielle Coyne has been chosen out of numerous applicants to be a presenter at the 1997 Pride World Drug Conference scheduled for March 6-8, 1997 in Atlanta, Georgia. She has been selected to speak on the subject of "Fetal Alcohol Syndrome."

WHEREAS, CAP will share information and documentation regarding innovative developments in areas such as drug prevention, intervention, treatment, research and law enforcement with other partnerships, businesses and community leaders from across the country and around the world, NOW, THEREFORE, BE IT

RESOLVED, that Gabrielle Coyne, CAP Program Director be authorized to attend such workshop and be reimbursed all necessary travel and lodging expenses not to exceed \$825.00 from the appropriate budget line item (0100-7320-4000).

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0

Item No. 12b Motion By Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, the New York State Recreation and Park Society, New York State Division for Youth and the National Alliance for Youth Sports is sponsoring a Youth Sports Conference in Suffern, New York, Friday, February 7th - Sunday, February 9th, 1997, AND

WHEREAS, this educational program will cover youth sports liability, risk management, fundraising, purchasing and dealing with at-risk youth, AND

BE IT RESOLVED, that Paul Marchewka, Recreation Supervisor of the Department of Youth and Recreational Services be authorized to attend said conference and be reimbursed the necessary transportation, meals and lodging expenses to attend said conference at a cost not to exceed \$200.00 (estimate) (Line Item No. 01-7140-0004-4191); travel \$300.00 (estimate) (01-1910-0004-4083) and training fees/registration not to exceed \$40.00 (Line Item No. 01-7310-0004-4681).

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0

II. DEPARTMENTAL COMMUNICATIONS

- Item No. 13 Building Permits
Received and Filed.
- Item No. 14 Minutes of Cheektowaga Planning Board - January 9, 1997
Received and Filed.
- Item No. 15 Supervisor's Statement of Funds - December 1996
Received and Filed.
- Item No. 16 Dog Control Officer Annual Report - 1996
Received and Filed.

III. GENERAL COMMUNICATIONS

- Item No. 17 Summons and Complaint: Kristen and Daniel Vivian vs the Town of Cheektowaga
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town Attorney; Facilities Department and Insurance Carrier.
Received and Filed.
- Item No. 18a Notice of Claim: William H. Bond vs the Town of Cheektowaga
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town Attorney; Sanitation Department and Allied Claims Insurance Carrier.
Received and Filed.
- Item No. 18b Notice of Claim: Michael C. Giffin vs the Town of Cheektowaga
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town Attorney; Highway Department and Allied Claims Insurance Carrier.
- Item No. 18c Notice of Claim: Jeffrey Trzecki vs the Town of Cheektowaga
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town Attorney; Highway Department and Allied Claims Insurance Carrier.
Received and Filed.



MOTION BY COUNCILMEMBER JOHNSON, SECONDED BY COUNCILMEMBER ROGOWSKI TO SUSPEND THE RULES TO INCLUDE THE FOLLOWING RESOLUTION(S) AND THE VOTING WAS AS FOLLOWS:

Upon roll call

AYES:	Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek, and Jankowiak
NAYES:	0
ABSENT:	0



IV. SUSPENSION OF RULES

- Item No. 19 Motion By Councilmember Swiatek, Seconded by Councilmember Jankowiak

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

EFFECTIVE

JUSTICE COURT - \$6.00 per hour (Clerical)

Jamie Sacilowski XXXXXXXXXXXXXXXXXXXX, Cheek. XXXXX 2-04-97

SANITATION DEPARTMENT - \$6.00 per hour (Laborer)

Walter Weber XXXXXXXXXXXX, Sloan XXXXXX 2-04-97

Upon roll call
AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
 Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 20 Motion By Councilmember Johnson, Seconded by Supervisor Gabryszak

WHEREAS, Upstate Cellular Network has made application for a Special Use Permit for a cellular telephone transmission facility located at 4230-36 Union Road, NOW, THEREFORE, BE IT

RESOLVED, that a Public Hearing be held regarding said request under the provisions of the Zoning Ordinance on February 24, 1997 at 6:30 P.M. at the Cheektowaga Town Hall, corner of Broadway and Union Roads.

Upon roll call
AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
 Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

Item No. 21a Bond: Highway Improvements

*SEE NEXT PAGE FOR ATTACHMENT

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Item No. 21b Bond: Drainage Improvements

*SEE NEXT PAGE FOR ATTACHMENT

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Item No. 21c Bond: Reconstruction of Sidewalks

*SEE NEXT PAGE FOR ATTACHMENT

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Item No. 21d Bond: Park Improvements

*SEE NEXT PAGE FOR ATTACHMENT

AFFIDAVIT - NEXT PAGE

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Item No. 21e Bond: Acquisition/Installation of Various Equipment for Town Hall

*SEE NEXT PAGE FOR ATTACHMENT

AFFIDAVIT - NEXT PAGE

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Item No. 21f Bond: Increase and Improvement of Facilities of Town-Wide Drainage District

*SEE NEXT PAGE FOR ATTACHMENT

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Item No. 21g Bond: Increase and Improvement of Facilities of Sewer District No. 7

*SEE NEXT PAGE FOR ATTACHMENT

AFFIDAVIT - NEXT PAGE

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Item No. 22 Motion By Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, Nussbaumer & Clarke, Inc. has submitted a proposal to provide construction cost estimates for required rehabilitation work at the Cheektowaga Recreation Center Ice Rink, AND

WHEREAS, said study entails recommendations for repair and/or replacement of the ice rink flooring/refrigeration piping, air dehumidification system, dasher boards and ceiling work, NOW, THEREFORE, BE IT

RESOLVED, that the proposal of Nussbaumer & Clarke, Inc. dated February 3, 1997 as submitted to the Town Engineer be and hereby is approved and accepted and, BE IT FURTHER

RESOLVED, that the Supervisor, on behalf of this Town Board, is hereby authorized and directed to sign said agreement with:

Nussbaumer & Clarke, Inc.
3556 Lake Shore Road
Suite 500
Buffalo, New York 14219-1439

for consulting services related to the Cheektowaga Recreation Center Ice Rink and, BE IT FURTHER

RESOLVED, that funding not to exceed \$3,260.00 for said professional services is to be chargeable to Account #0100-7110-4451.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
 Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 23 Motion By Councilmember Johnson, Seconded by Councilmember Rogowski

WHEREAS, the New York State Department of Transportation proposes the May 1997 letting for the reconstruction of Transit Road, N.Y. Route 78, U.S. Route 20 from French Road northward to Broadway identified as P.I.N. 5111.62.121, AND

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WHEREAS, as part of said highway reconstruction project, there is a need to perform modifications and adjustments to Town Water District No. 9 waterline facilities including hydrants and appurtenances located within the State highway right-of-way with said relocation and adjustment to be performed under a public utility work agreement at no cost to the Town, AND

WHEREAS, the Erie County Water Authority operates and maintains Town Water District No. 9 facilities under a Lease Management Agreement with the Town and has recommended to the Town Engineer in a letter dated January 28, 1997 that nine (9) hydrants within the NYSDOT project work area are obsolete and should be replaced, AND

WHEREAS, replacement of the subject hydrants concurrently with the relocation and adjustment under the NYSDOT contract, by the project contractor, will result in a savings whereby the Town will be responsible for hydrant materials only, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board, in its capacity as the Board of Managers for Water District No. 9, hereby authorizes the Erie County Water Authority to furnish replacement hydrant assemblies for those nine (9) hydrants deemed obsolete at a total cost not to exceed \$7,000.00, which hydrants are to be installed by the NYSDOT project contractor at no additional cost and, BE IT FURTHER

RESOLVED, that funding for hydrant materials to be furnished by the Erie County Water Authority shall be chargeable to Water District No. 9 Hydrant Maintenance Account No. 7500-8349-4340 supplemented by the appropriation of monies from Fund Balance Account No. 7500-1910-2799.

Item No. 23 cont'd.

Upon roll call . . .

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 24 Motion By Councilmember Jankowiak, Seconded by Councilmember Jaworowicz to adjourn this meeting. This meeting adjourned at 8:00 P.M.

Richard M. Moleski
Town Clerk

TOWN OF CHEEKTOWAGA
MEETING NO. 4
February 24, 1997

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 24th day of February, 1997 at 7:00 o'clock P.M. there were:

PRESENT: Supervisor Dennis H. Gabryszak
Councilmember Patricia A. Jaworowicz
Councilmember William P. Rogowski
Councilmember Jacqueline A. Blachowski
Councilmember Thomas M. Johnson, Jr.
Councilmember William L. Wielinski
Councilmember Jeff Swiatek

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; James J. Kirisits, Town Attorney; Robert McCarthy, Coordinator of Employee Relations; William Pugh, Town Engineer; Ronald Marten, Building and Plumbing Inspector; Sal LaGreca, Planning Board Chairman; Pat Wojcik, Senior Citizens Director; Robert Kaczmarek, Supervising Accountant; Ken Kopacz, Executive Director of Youth and Recreational Services; Bruce Chamberlin, Chief of Police.

I. PUBLIC HEARINGS

Item No. 2 This being the time and place advertised for a public hearing in the matter of the Increase and Improvement of Facilities of the Town-wide Drainage District, in the Town of Cheektowaga, in the County of Erie, New York, pursuant to Section 202-b of the Town Law. The Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor such proof was duly filed.

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

Item No. 3 This being the time and place advertised for a public hearing in the matter of the Increase and Improvement of Facilities of Sewer District No. 7, in the Town of Cheektowaga, in the County of Erie, New York, pursuant to Section 202-b of the Town Law. The Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor such proof was duly filed.

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

II. RESOLUTIONS

Item No. 4a Motion by Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

BE IT RESOLVED that the following fund transfers are hereby approved and made a part of the 1996 Budget:

GENERAL FUND

FROM:	0100-1010-1301	Legislative Assistant	\$	11.00
	0100-1220-1305	Assistant to Supervisor		208.00
	0100-1220-1310	Budget Director		153.00
	0100-1315-1341	Junior Accountant		1,013.00

Item No. 4a cont'd

TOWN OF CHEEKTOWAGA
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	0100-1330-1164	Deputy Receiver	\$ 1,000.00
	0100-1355-1403	Property Appraisal Tech.	278.00
	0100-1410-1391	Part-Time Clerical	1,850.00
	0100-1420-1151	Deputy Attorney	471.00
	0100-1430-1400	Administrative Clerk	5,000.00
	0100-1440-1406	Assistant Town Engineer	2,291.00
	0100-1625-1422	General Mechanic	3,805.00
	0100-1640-1442	Auto Mechanic	1,140.00
	0100-3120-1501	Captains	6,000.00
	0100-3120-1541	Patrolmen	58,142.00
	0100-6250-1951	CETA Enrollees - JPTA	1,310.00
	0100-6250-4004	Enrollee Misc. Expense	1,375.00
	0100-7110-1201	General Crew Chief	6,710.00
	0100-7310-1300	Program Coordinator	85.00
	0100-7620-1373	Recreation Attendant - Sr. Citizens	1,620.00
	0100-1220-1104	Disaster Coordinator	122.00
	0100-1220-1391	Part-time Clerical	180.00
	0100-1450-1799	Election Inspectors	3,657.00
	0100-7140-1603	Recreation Instructor	430.00
	0100-3120-1391	Part-time Clerical	18,000.00
	0100-3310-1492	Part-Time Secretarial	835.00
TO:	0100-1010-1002	Town Council	\$ 718.00
	0100-1010-1361	Legislative Clerk	11.00
	0100-1110-1003	Town Justice	765.00
	0100-1110-1351	Senior Clerk	70.00
	0100-1110-1371	Clerk-Justice	36.00
	0100-1110-1374	Clerk-Typist	4,900.00
	0100-1220-1001	Supervisor	663.00
	0100-1315-1340	Accountant	51.00
	0100-1315-1391	Part-Time Clerical	188.00
	0100-1330-1006	Tax Receiver	343.00
	0100-1355-1374	Clerk-Typist	278.00
	0100-1410-1005	Town Clerk	383.00
	0100-1410-1154	First Deputy Town Clerk	566.00
	0100-1410-1155	2nd Deputy Town Clerk	306.00
	0100-1410-1312	Register Vital Statistics	32.00
	0100-1410-1361	Clerk-Steno	1,320.00
	0100-1410-1375	Telephone Operator	1,291.00
	0100-1410-1376	Senior Clerk	344.00
	0100-1410-1380	Records Management	927.00
	0100-1410-1571	Bingo Inspector	338.00
	0100-1420-1102	Attorney	311.00
	0100-1420-1381	Legal Steno	160.00
	0100-1440-1361	Clerk-Steno	135.00
	0100-1440-1404	Sr. Engineering Assistant	1,050.00
	0100-1625-1427	Electrician	430.00
	0100-1625-1431	Maintenance Worker	2,485.00
	0100-1625-1452	Building Maintenance Worker	890.00
	0100-1640-1201	General Crew Chief	410.00
	0100-1640-1202	Auto Mechanic Crew Chief	650.00
	0100-1670-1605	Graphic Artist	80.00
	0100-3120-1153	Assistant Chief	1,215.00
	0100-3120-1351	Senior Clerk	550.00
	0100-3120-1371	Clerk-Typist	85.00
	0100-3120-1511	Lieutenants	21,970.00
	0100-3120-1531	Detectives	46,300.00
	0100-3120-1551	Sergeants	11,600.00
	0100-3310-1437	Sign Maintenance	835.00
	0100-5010-1004	Highway Superintendent	440.00
	0100-5010-1171	Deputy Highway Superintendent	1,030.00
	0100-6250-1952	Director - JPTA	1,020.00
	0100-6250-1953	Clerical	290.00
<u>Item No. 4a cont'd</u>			
	0100-6250-8902	Allocated FICA	\$ 1,375.00
	0100-7110-1374	Clerk Typist	200.00

TOWN OF CHEEKTOWAGA
MEETING NO. 4
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0100-7110-1411	Cleaner - Parks	400.00
0100-7110-1422	General Mechanic	4,590.00
0100-7110-1491	Maintenance Worker	1,520.00
0100-7140-1602	Recreation Supervisor	430.00
0100-7320-1400	Administrative Assistant	85.00
0100-7620-1604	Outreach Worker	510.00
0100-7620-1636	Part-Time Van Drivers	1,110.00

HIGHWAY FUND

FROM:	0300-5141-1412	Laborers	\$ 7,248.00
	0300-9010-8141	Medical Insurance	1,120.00
TO:	0300-9010-8121	FICA Expense	\$ 1,120.00
	0300-5141-1203	Working Crew Chief	2,965.00
	0300-5141-1343	Senior Clerk	175.00
	0300-5141-1402	Principal Engineering Assistant	730.00
	0300-5141-1416	Tree Trimmer	281.00
	0300-5141-1422	General Mechanic	1,308.00
	0300-5141-1442	Auto Mechanic	1,057.00
	0300-5141-1444	MEO "A"	700.00
	0300-5141-1445	Welder	32.00

PART-TOWN FUND

FROM:	0800-3620-1374	Building & Zoning Clerk	\$ 700.00
	0800-3620-1391	Part-Time Clerical	300.00
	0800-3620-1500	Zoning Enforcement	59.00
	0800-8010-1052	Zoning Board	700.00
TO:	0800-3620-1400	Building Inspector	\$ 395.00
	0800-3620-1700	Housing Inspector	600.00
	0800-3620-1753	Part-Time Housing Aid	64.00
	0800-8020-1051	Planning Board	700.00

SPECIAL DISTRICT FUND

FROM:	1500-8160-1492	Seasonal Laborers	\$ 2,505.00
	2500-8125-1492	Seasonal Laborers	800.00
	2500-8135-1301	Assistant Superintendent	6,450.00
TO:	1500-8160-1444	MEO "A"	\$ 2,505.00
	2500-8125-1424	Sewer Maintenance Man	800.00
	2500-8135-1491	Part-Time Clerical	150.00
	2500-8135-1433	Pump Station Operator	4,810.00
	2500-8135-1451	Sr. Pump Operator	1,490.00

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
 Johnson, Swiatek and Jankowiak
 NAYES: 0
 ABSENT: 0

Item No. 4b Motion by Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

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

GENERAL FUND

FROM:	0100-7620-1639	Special Events Supervisors	\$ 3,000.00
	0100-7320-1400	Administrative Assistant	1,430.00
	0100-1440-1492	Seasonal Laborers	6,000.00
	0100-3120-3820	State Aid - Police	45,470.00

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	0100-1415-4001	Contractual Services	2,043.00
	0100-1415-2000	Equipment	39.00
TO:	0100-7620-4629	Meals on Wheels	\$ 3,000.00
	0100-7320-1300	Program Coordinator	1,430.00
	0100-1440-1402	Principal Engineering Assistant	6,000.00
	0100-3120-4100	Domestic Violence Grant	45,470.00
	0100-1415-4001	Contractual Services	39.00
	0100-1415-1600	Support Staff Salaries	1,824.00
	0100-1415-8000	Employee Benefits	140.00
	0100-1415-4003	Travel	58.00
	0100-1415-4500	Supplies	21.00

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek and Jankowiak

NAYES: 0

ABSENT: 0

Item No. 5 Motion by Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

BE IT RESOLVED that the following Vouchers & Warrants are submitted to the Town of Cheektowaga prior to February 21, 1997 are hereby approved and made a part hereof:

GENERAL FUND	\$ 490,386.89
HIGHWAY FUND	198,975.94
TRUST & AGENCY FUND	28,045.69
PART TOWN FUND	9,987.37
RISK RETENTION FUND	73,289.05
CDBG HUD FUND	6,063.10
HUD HOUSING REHABILITATION FUND	23,472.00
SPECIAL DISTRICTS FUND	417,428.39
CAPITAL FUND	<u>36,644.86</u>
	\$ 1,284,293.29

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek and Jankowiak

NAYES: 0

ABSENT: 0

Item No. 6a Motion by Councilmember Johnson, Seconded by Councilmember Swiatek

WHEREAS, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, the Environmental Advisory Committee ("EAC") reviews various applications for building permits, rezonings, special permits, etc. and renders its recommendations 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, modify or reject the recommendations submitted to it by the EAC, and

WHEREAS, Upstate Cellular Network ("UCN") and Sprint Spectrum, L.P. ("Spring") applied for a Special Tower Permit and Site Plan Approval for a wireless telephone communications transmission facility on property located at 4230-4236 Union Road, Cheektowaga, New York ("Airport Plaza Site") pursuant to the Code of the Town of Cheektowaga ("Zoning Law"), and

Item No. 6a cont'd

WHEREAS, the proposed project is an unlisted action pursuant to the State Environmental Quality Review Act ("SEQRA"), and

WHEREAS, the EAC, pursuant to the "Environmental Impact Review Ordinance of the Town of Cheektowaga", has duly considered the application for the Special Tower Permit and Site Plan Approval for the Airport Plaza Site, and, at its February 12, 1997 meeting, recommended that the Town

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Board render a determination that the facility, together with representations and commitments made by the applicants as per the attached letter, will not have a significant adverse effect on the environment at the Airport Plaza site for the reasons stated in the attached Exhibit A, and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on the 24th day of February, 1997 at 6:30 o'clock P.M. for the purpose of considering said application for a Special Tower Permit and Site Plan Approval, after publication and service of the notices required by the provisions of the Zoning Law and Town Law; and all interested parties were given an opportunity to be heard at such hearing, and

WHEREAS, after careful consideration of the testimony, documentary evidence and exhibits submitted, the investigations by the committee formed by the Town to study tower replacement and the new tower (communications facility) law, and the recommendations made by the EAC, this Town Board agrees with the recommendations made by the EAC, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby determines that, with the representations and commitments made by the applicants, the above mentioned project will not have a significant effect on the environment and therefore a "Negative Declaration" pursuant to SEQRA is hereby issued for this proposed project.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

**See next page(s) for attachments

Item No. 6b Motion by Councilmember Johnson, Seconded by Councilmember Blachowski

WHEREAS, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, the Environmental Advisory Committee ("EAC") reviews various applications for building permits, rezonings, special permits, etc. and renders its recommendation concerning the environmental significance of such application, 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

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WHEREAS, since the Town Board is the Lead Agency, it must affirm, modify or reject any recommendations submitted to it be the Advisory Committee, and

WHEREAS, an application was submitted by the Town of Cheektowaga Engineering Department to construct 942 L.F. of 18" sanitary sewer on Homeworth Parkway, and

WHEREAS, this sewer would connect the Lydia Lane sanitary trunk sewer with the Northeast Interceptor, and

WHEREAS, the new sewer would divert sanitary flows from an existing system which experiences surcharging during wet-weather periods, and

WHEREAS, the Advisory Committee, at its meeting held on February 12, 1997 rendered the determination shown on the attached memo dated February 18, 1997, and

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

RESOLVED that this Town Board, determines that the project will not have a significant effect on the environment and therefore issues a "Negative Declaration" for the purposes of SEQRA.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

**See next page(s) for attachments

Item No. 7a Bond Resolution - Increase & Improvements of Facilities of the Town -Wide Drainage District

**See next page(s) for attachments

AFFIDAVIT - NEXT PAGE

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Item No. 7b Bond Resolution - Increase & Improvement of Facilities of Sewer District #7

**See next page(s) for attachments

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Item No. 7c Bond Resolution - Acquisition of Equipment for Highway Department

**See next page(s) for attachments

AFFIDAVIT - NEXT PAGE

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Item No. 8 Motion by Councilmember Johnson, Seconded by Supervisor Gabryszak

WHEREAS, Upstate Cellular Network ("UCN") and Sprint Spectrum, L.P. ("Sprint") applied for a Special Tower permit and Site Plan Approval for a wireless telephone communications transmission facility on property located at 4230-4236 Union Road, Cheektowaga, New York ("Airport Plaza Site") pursuant to the Code of the Town of Cheektowaga ("Zoning Law"); said property being further described in the copy of the legal description attached hereto, and

WHEREAS, beginning in June of 1996 and following the imposition of a moratorium and adoption of a Town Communications Facilities Law, UCN and Sprint (the Telephone Companies") appeared on various occasions before the Town's Environmental Advisory Committee, the Town Planning Board, the Town Conservation Advisory Committee, and the committee formed by the Town to study tower replacement and develop a new tower (communications facilities) law, all in an effort to work with the Town to identify an appropriate location for the facility given all of the competing variables, including: technological constraints, potential aesthetic impact, a desire to have the Telephone Companies co-locate and reduce the need for a second tower, constraints of Federal and State law, land availability, and so forth, and

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WHEREAS, the Town identified the Thruway Cloverleaf near the State Troopers barracks located at Exit 51W (the "Thruway Site") as the least objectionable and preferred site given all of the competing concerns, and the Airport Plaza Site as the second best alternative, and

WHEREAS, after diligent and exhaustive efforts by the Telephone Companies and the Town to secure approval from the New York State Thruway Authority (the "Thruway Authority") to locate at the Thruway Site, the Thruway Authority has informed the Town that the Thruway Authority will not be in a position to consider granting such approvals until the end of winter, and

WHEREAS, the Telephone Companies have informed the Town that they need to meet an urgent need to provide service to their "North Cheektowaga Cells", and although both Telephone Companies have informed the Town that they are willing and desire to locate at the Thruway Site, both Telephone Companies have informed the Town that they are unwilling and unable to wait until the end of winter for possible approval for the Thruway Site, and

WHEREAS, in an effort to accommodate the Town's desire to place the facility at the Thruway Site, while still allowing the Telephone Companies to immediately provide service, the Telephone Companies have agreed to accept as a condition to approval of the facility at the Airport Plaza Site, as per the attached letter from the Telephone Companies' representative, that the facility be later moved to the Thruway Site, at the Telephone Companies' expense, as set forth below, and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on the 24th day of February, 1997 at 6:30 o'clock P.M., for the purpose of considering said application for a Special Tower Permit and Site Plan approval, after publication and service of the notices required by the provisions of the Zoning Law and the Town Law; and all interested parties were given an opportunity to be heard at such hearing, and

WHEREAS, the Town Planning Board has recommended approval of the Thruway Site and interim approval of the Special Tower Permit and Site Plan at the Airport Plaza Site, subject to the conditions as set forth below, 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 Special Tower Permit and Site Plan Approval for the Airport Plaza Site subject to the conditions as set forth below, and has recommended that the Town Board render a determination that the facility will not have a significant effect on the environment at the Airport Plaza Site, and

WHEREAS, after careful consideration, this Town Board agreed with the determination and recommendations made by the Planning Board and the Environmental Advisory Committee, and has issued a negative declaration pursuant to the State Environmental Quality Review Act by separate resolution, and

WHEREAS, careful consideration has been given to the Telephone Companies' application, the recommendations of the Planning Board and the Environmental Advisory Committee, the testimony, documentary evidence and exhibits submitted, and the investigations by the committee formed by the Town to study tower placement and the new tower law, NOW, THEREFORE, BE IT
Item No. 8 cont'd

RESOLVED that the Special Tower Permit and Site Plan Approval be and hereby are granted to the Telephone Companies for the facility at the Airport Plaza Site, subject to the following conditions:

1. Thruway Site - In the event that the Thruway Authority grants the request to permit the Telephone Companies to place the facility at the Thruway Site, the Telephone Companies will relocate the facility to the Thruway Site, as follows:

a) Final approval to locate at the Thruway Site must be obtained no later than October 31, 1997, time being of the essence. "Final Approval" includes a signed lease and construction agreement from the Thruway Authority and/or its designated agent granting permission to locate and construct the facility at the Thruway Site, on terms mutually acceptable to the Telephone Companies, which acceptance shall not be unreasonable withheld. "Final Approval" shall also include any and all other Federal, State and local approvals, if any, which may be necessary to permit the facility to be located at the Thruway Site.

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b) Within four months of receipt of "Final Approval", as specified above, the facility shall be re-located to the Thruway Site at the Telephone Companies' expense, the Telephone Companies shall remove the facility from the Airport Plaza Site. In order to provide uninterrupted wireless service, the new facility at the Thruway Site shall be permitted to be constructed and "turned on" before the facility at the Airport Plaza Site is removed.

c) The Telephone Companies shall make reasonable, good faith efforts to obtain approval at the Thruway Site by October 31, 1997; and shall copy the Town on the application materials, and otherwise keep the Town informed as to the progress of the application.

2. Landscaping - In the event Final Approval is not obtained as set forth above, the Airport Plaza Site remains as the permanent location for the facility, the Telephone Companies shall enhance the existing vegetation by landscaping the berm along the east line of the residential lots along Colden Court, subject to property owners' permission, in order to screen the view of the Tower to the extent practicable. Such landscaping shall include at least ten foot high Austrian Pines, spaced no more than ten feet apart. The Telephone Companies shall also provide security fencing, screening and landscaping around the proposed Airport Plaza Cellular tower facility and otherwise erect the tower in accordance with the Town Communications Facility Law and the recommendation of the Town Planning Board.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

**See next page(s) for attachments

AFFIDAVIT - NEXT PAGE

Item No. 9a Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, bids were duly received by this Town Board at a meeting hereof, for the furnishing of baseball equipment, and

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

WHEREAS, items 8A and 8B are being rejected and will be re-bid, NOW,
THEREFORE, BE IT

RESOLVED that the bid be awarded to the following bidders meeting specifications:

Jim Ludtka Sporting Goods
2931 Walden Avenue
Depew, NY 14043

Laux Sporting Goods
25 Pineview Drive
Amherst, NY 14228

Krazy Shirts
1946 Clinton Street
Buffalo, New York 14206

Sportmaster
P.O. Box 5000
Pittsburgh, PA 15206

and BE IT FURTHER

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RESOLVED that the costs resulting from the awarding of this bid be funded through 0-0100-7140.4539 and 0-100-7140.4601 accounts for cost center purposes.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 9b Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, bids were duly received by this Town Board at a meeting thereof, for the furnishing of clothing for use in various Youth and Recreation programs, and

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

RESOLVED that the bid be awarded to the lowest responsible bidder meeting specifications:

Jim Ludtka Sporting Goods
2931 Walden Avenue
Depew, NY 14043

Pine Ridge Enterprises
8386 North Main Street
Eden, New York 14057

Krazy Shirts
1946 Clinton Street
Buffalo, New York 14206

and BE IT FURTHER

RESOLVED that the costs resulting from the awarding of this bid be funded through various 7140., 7180. and 7310. accounts for cost centering purposes.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 9c Motion by Councilmember Johnson, Seconded by Councilmember Rogowski

WHEREAS, as a result of advertisement, bids were duly received on February 5, 1997 for the furnishing of equipment and operators for maintenance and installation of storm sewer and erosion control projects during the calendar year of 1997 in the Town of Cheektowaga, 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 to the Town Board dated February 12, 1997, NOW, THEREFORE, BE IT

RESOLVED that the contract for the furnishing of equipment and operators for maintenance and installation of drainage and erosion control projects in the Town of Cheektowaga be awarded to Nichols, Long & Moore Construction Corp., 149 Gunnville Road, Lancaster, New York 14086 for submission of the lowest bid meeting the specifications as per the unit prices of:

Item 1	Hydraulic Backhoe	\$650.00 per 8 hour day
Item 2	Tractor with Front End Loader	350.00 per 8 hour day
Item 3	Dozer	550.00 per 8 hour day
Item 4	Dozer	600.00 per 8 hour day
Item 5	Dozer	605.00 per 8 hour day
Item 6	Tandem Dump Truck	360.00 per 8 hour day
Item 7	Landscape Type Tractor	330.00 per 8 hour day
Item 8	Hydraulic Backhoe	550.00 per 8 hour day
Item 9	Laborers	350.00 per 8 hour day

Item 10 Hydraulic Backhoe 600.00 per 8 hour day

and BE IT FURTHER

RESOLVED that payment for said equipment and operators for maintenance and installation of storm sewers and erosion control projects is to be chargeable on an as-needed basis by any Town departments who wish to avail themselves of this service within their appropriated budget items.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

****See next page(s) for attachments**

WHEREAS, as a result of advertisement, bids were received on February 5, 1997 for the furnishing of equipment and operators for the installation and repair of sanitary sewers during the calendar year of 1997 in the Town of Cheektowaga, 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 Allan Blachowski, Principal Engineer, to the Town Board dated February 13, 1997, NOW, THEREFORE, BE IT

RESOLVED that the contract for the furnishing of equipment and operators for the installation and repair of sanitary sewers in the Town of Cheektowaga be awarded to Nichols, Long & Moore Construction Corporation, 149 Gunnville Road, Lancaster, New York 14086 for submission of the lowest bid meeting the specifications as per the unit prices of:

Item 1	Single Axle Dump	\$215.00 per 8 hour day
Item 2	Tandem Dump	390.00 per 8 hour day
Item 3	Rubber Tire Backhoe	500.00 per 8 hour day
Item 4	Laborers	450.00 per 8 hour day
Item 5	Crawler Hydraulic Backhoe	450.00 per 8 hour day
Item 6	Front End Loader	300.00 per 8 hour day
Item 7	Walk Behind Saw	1.00 per 8 hour day
Item 7A	Vermeer Road Saw	8.00 per 8 hour day
Item 8A	Equipment Truck - A	75.00 per 8 hour day
Item 8B	Equipment Truck - B	185.00 per 8 hour day

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Item 9	Shield 6' X 8'	1.00 per 8 hour day
Item 10	Shield 8' X 16'	1.00 per 8 hour day
Item 11	Transport Shield	1.00 per 8 hour day
Item 12	Roller (small)	1.00 per 8 hour day

and BE IT FURTHER

RESOLVED that payment for said equipment and operators for sanitary sewer projects is to be chargeable on an as-needed basis by any Town Departments who wish to avail themselves of this service within their appropriated budget items.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

**See next page(s) for attachments

Item No. 9e Motion by Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

WHEREAS, a Notice to Bidders was duly published for the receipt of bid for the furnishing and installation of library furniture for the Julia Boyer Reinstein Library, which bids were duly received and opened at a bid opening called for that purpose, NOW, THEREFORE, BE IT

RESOLVED that the contract for the furnishing and installation of furniture for the Julia Boyer Reinstein Library be awarded to:

Kernan Library Office Group, Inc.
250 Mill Street
Rochester, New York 14614

for their bid in the amount of \$29,964.00, said bid being the lowest bid meeting the requirements of the specifications, said amount being charged to Account No. 5403-1220-9409.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 10a Motion by Councilmember Johnson, Seconded by Councilmember Rogowski

WHEREAS, this Town Board has authorized the preparation of plans and specifications for improvements to Town maintained traffic signal installations at the intersections on Cleveland Drive at Oehman Boulevard/Lamarck Drive and on Cleveland Drive at Birkdale Road/Ravenswood Terrace, and

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WHEREAS, the Town Engineer advised that plans and specifications prepared by EMS Consulting have been completed and the project is ready for competitive bidding, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for traffic signal improvements at the intersections of Cleveland Drive at Lamarck Drive/Oehman Boulevard and on Cleveland Drive at Birkdale Road/Ravenswood Terrace, said notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that sealed bids will be received on the 12th day of March, 1997 at 11:00 A.M., Local Time, at a public bid opening to be held in the Council Chambers in the Cheektowaga Town Hall.



NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that sealed proposals will be received and considered by the Town of Cheektowaga on the 12th day of March, 1997, at 11:00 A.M., Local Time, in the Town Hall at Broadway and Union Road, in the Town of Cheektowaga, New York for furnishing all labor, materials, tools, equipment and incidentals required for signal improvements on Cleveland Drive at the intersections of Lamarck Drive/Oehman Boulevard, and at Ravenswood Terrace/Birkdale Road.

On and after the date of this notice, plans and specifications and other contract documents will be on file and may be examined at the office of the Town Engineer at 275 Alexander Avenue, Cheektowaga, New York and the office of the EMS Consulting at 1863 Clinton Street, Buffalo, New York. Copies of the Contract Documents, Plans Specifications and Instructions to Bidders may be obtained at the office of EMS Consulting at 1863 Clinton Street, Buffalo, New York upon payment of \$50.00 for each set of documents. Deposits should be made in the form of two \$25.00 checks made payable to the Town of Cheektowaga, New York. Contract documents will be mailed by EMS Consulting upon receipt of a separate \$15.00 non-refundable check for mailing and handling costs in addition to the contract document deposit. Checks for mailing and handling costs shall be made payable to EMS Consulting.

Item No. 10a cont'd

Any bidder returning Plans and Specifications in good condition within thirty days following the award of the contract or rejection of the bids, will be refunded the full amount of the deposit. Similarly, on-bidders non-bidders 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 a non-bidder. No refund will be made for documents received after this thirty day period.

The Town of Cheektowaga reserves the right to reject any and all bids. to waive any informalities therein, 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.

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

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

BY ORDER OF: Richard M. Moleski
 Town Clerk
 Town of Cheektowaga

Dated: February 24, 1997

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Published: February 27, 1997



AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

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Item No. 10b Motion by Councilmember Rogowski, Seconded by Councilmember Jaworowicz

WHEREAS, the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of new trees for the Town's tree planting in spring, 1997. Information for bidders and specifications may be obtained from the office of the Town Clerk, Cheektowaga Town Hall, Broadway and Union Road, Cheektowaga, New York between the hours of 9:00 A.M. and 4:30 P.M., Monday through Friday, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk is hereby designated as the Officer to open bids on the aforesaid items at a public bid opening to be held on Wednesday, March 12, 1997, at 11:00 A.M., in the Council Chambers of the Cheektowaga Town Hall.



NOTICE TO BIDDERS

TOWN OF CHEEKTOWAGA, NEW YORK

SEALED PROPOSALS will be received and considered by the Cheektowaga Town Board on Wednesday, March 12, 1997, at a public bid opening at 11:00 A.M., at the Town Hall located on Broadway, New York for the purpose of furnishing new trees for Spring, 1997 Tree Planting.

Specifications for new trees may be picked up at the office of the Town Clerk, Cheektowaga Town Hall, Broadway and Union Road, Cheektowaga, New York, between the hours of 9:00 A.M. and 4:30 p.m., Monday through Friday.

NON-COLLUSION FORMS MUST BE SIGNED AND SUBMITTED WITH EACH BID.

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Richard M. Moleski
Town Clerk
Town of Cheektowaga

Dated: February 24, 1997



AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

Item No. 10c Notice to Bidders - D.A.R.E. Van for Cheektowaga Police Department D.A.R.E. Unit
This item was withdrawn.

Item No. 10d Motion by Councilmember Rogowski, Seconded by Councilmember Jaworowicz

BE IT RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of Three (3) New and Unused 1997 Model, Single Drive Axle, Heavy Duty Trucks, (Cab and Chassis) for use by the Town of Cheektowaga Highway Department. Information for bidders and specifications may be obtained from the office of the Town Clerk, located at the Town Hall, Broadway and Union Road, Cheektowaga, New York 14227 between the hours of 9:00 A.M. and 4:30 P.M., Monday through Friday, and BE IT FURTHER

RESOLVED that the Town Clerk is hereby designated as the Officer to open bids on the aforesaid items, at 11:00 A.M., on March 12, 1997.



TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT

LEGAL NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that the Town of Cheektowaga Highway Department will receive bids for the purchase of Three (3) New and Unused 1997 Model, Single Drive Axle, Heavy Duty Trucks, (Cab and Chassis) for use by the Highway Department of the Town of Cheektowaga at a public opening to be held in the Council Chambers at the Cheektowaga Town Hall on March 12, 1997 at 11:00 A.M.

Information for bidders and specifications may be obtained from the office of Richard M. Moleski, Town Clerk of the Town of Cheektowaga at the Cheektowaga Town Hall, Cheektowaga, NY 14227. Bids must be enclosed in an opaque envelope plainly marked "BIDS FOR THREE (3) NEW AND UNUSED 1997 MODEL, SINGLE DRIVE AXLE HEAVY DUTY TRUCKS, (CAB AND CHASSIS)".

TOWN OF CHEEKTOWAGA
MEETING NO. 4
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Non-collusion forms must be signed and submitted with each bid. The Superintendent of Highways may reject any or all bids submitted.

RICHARD M. MOLESKI, Town Clerk

Dated: February 24, 1997

Published: February 27, 1997



AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

Item No. 11 Motion by Councilmember Jankowiak, Seconded by Councilmember Rogowski

WHEREAS, by Resolution dated February 3, 1997, this Town Board authorized the sale of a 1996 544G John Deere Wheel Loader, and directed that a Notice of Sale be published in the Cheektowaga Times and Buffalo News for such vehicle, and

WHEREAS, sealed offers for such vehicle were duly opened on February 18, 1997 at 11:00 A.M., and

WHEREAS, the General Crew Chief of the Recycling Department has recommended that the Town approve the sale of this vehicle to Marks Auto Parts, at the price of \$71,400.00, NOW, THEREFORE, BE IT

RESOLVED that this Town Board approves the sale of the 1996 544G John Deere Wheel Loader used by the Recycling Department to Marks Auto Parts, 1970 William Street, Cheektowaga, N.Y. 14206 for the price of \$71,400.00, to be paid via certified check or cashier's check, and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is authorized and directed to execute any and all documents in connection with this sale, and BE IT FURTHER

RESOLVED that said sale shall be consummated upon receipt of the new John Deere Wheel Loader by the Recycling Department, and BE IT FURTHER

RESOLVED that proceeds from the sale of this vehicle shall be deposited into the Recycling Budget, line item number 1500 8173 2665.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 12 Purchase of Wheel Loader for Recycling Department
This item was withdrawn.

Item No. 13 Motion by Councilmember Blachowski, Seconded by Councilmember Jaworowicz

TOWN OF CHEEKTOWAGA
MEETING NO. 4
February 24, 1997

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, NOW, THEREFORE, BE IT

RESOLVED that the recommendations of the 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.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

**See next page(s) for attachments

Item No. 14 Motion by Councilmember Jankowiak, Seconded by Supervisor Gabryszak

WHEREAS, in 1995, Ronco Communications and Electronics, Inc. ("RONCO") installed a new telecommunications system, cable plant and ancillary systems for Town of Cheektowaga offices, and

WHEREAS, said installation included a one year warranty, which warranty expired on November 31, 1996, and

WHEREAS, the Town is in need of a maintenance agreement for this telecommunications system, and

WHEREAS, RONCO has submitted a Long Term Equipment Maintenance Agreement to the Town for the period December 1, 1996 to December 31, 1999, with renewals at a monthly cost of \$1,035.45, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby approves and accepts the attached Long Term Equipment Maintenance Agreement with RONCO, and BE IT FURTHER

RESOLVED that moneys for services provided under such agreement shall be appropriated from budget line item number 0100 1625 4205.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

**See next page(s) for attachments

**TOWN OF CHEEKTOWAGA
MEETING NO. 4
February 24, 1997**

Item No. 15a Motion by Councilmember Johnson, Seconded by Councilmember Rogowski

WHEREAS, by Town Board resolution dated June 17, 1996, Mar-Wal Construction Company, 440 Gould Avenue, Depew, New York 14043 was awarded the contract for the Installation of Sanitary Manholes on Windwood Court at the low bid price of \$49,700.00, said project being funded under the Community Development Block Grant Program, and

WHEREAS, the Town Engineer has advised that work under the aforesaid contract has been completed in accordance with the plans and specifications at a final contract price of \$48,577.00 and

WHEREAS, the Town Engineer has further recommended the approval of Change Order No. 1 (final) resulting in a deduct in the amount of \$1,123.00 to the contract of Mar-Wal Construction Company, NOW, THEREFORE, BE IT

RESOLVED that the contract for the Installation of Sanitary Manholes on Windwood Court be and hereby is accepted in accordance with the recommendation of the Town Engineer, and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is directed to execute the contract completion documents including Change Order No. 1 (final).

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 15b Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, the contract for the Replacement of the Evaporative Condenser at the Cheektowaga Recreation Center at the Cheektowaga Town Park was awarded by Town Board Resolution dated May 6, 1996 to John W. Danforth Company, in the amount of \$44,477.00, and

WHEREAS, R.P. Morrow Associates, P.C., Project Architect, and the Town Engineer have advised that work under the aforesaid contract has been completed in accordance with the contract requirements, NOW, THEREFORE, BE IT

RESOLVED that the Town Board be and hereby accepts the completed project and directs the Supervisor to sign the final contract acceptance documents with

John W. Danforth Company
P.O. Box 881

**TOWN OF CHEEKTOWAGA
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February 24, 1997**

Buffalo, New York 14240

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 15c Motion by Councilmember Jankowiak, Seconded by Supervisor Gabryszak

WHEREAS, the Town of Cheektowaga pays hundreds of thousands of dollars to utility companies for electricity, gas, telephone, etc., and

WHEREAS, the Town is interested in having these services audited to ensure that the Town is not overpaying for such utilities, and

WHEREAS, Troy & Banks, Inc., Utility and Telecommunications Consultants, has submitted a proposal wherein it will audit all Town utility accounts, and will be compensated by receiving 50% of any amount recovered by the Town, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby authorizes and directs the Supervisor to execute the attached Client Agreement with Troy & Banks, Inc.

Item No. 15c cont'd

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

**See next page(s) for attachments

TOWN OF CHEEKTOWAGA
MEETING NO. 4
February 24, 1997

Item No. 15d Motion by Councilmember Jaworowicz, Seconded by Councilmember Johnson

WHEREAS, the Town, in its 1997 budget, allocated moneys to certain cultural and not-for-profit organizations which are involved in activities which benefit the Town, and

WHEREAS, agreements between the Town and these cultural and not-for-profit organizations have been prepared and forwarded to such groups, and

WHEREAS, the organizations listed below have completed and returned signed agreements and their accounting report from the 1996 funding to the Town, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby approves agreements in the forms attached to this resolution, with the cultural and not-for-profit organizations listed below for the amounts listed, and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is authorized and directed to execute the attached agreements with the following referenced cultural and not-for-profit organizations for the following respective amounts:

<u>Cultural/Not-For-Profit Organization</u>	<u>Funding Approved</u>
Cheektowaga Community Chorus	\$6,200.00
Friends of the Woods, Ltd.	\$ 675.00

and BE IT FURTHER

RESOLVED that the aforementioned moneys shall be paid to the respective cultural/not-for-profit organizations out of the respective cultural group budget line in the 1997 Town budget, subject to audit and approval of a properly signed Town voucher.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

**See next page(s) for attachments

**TOWN OF CHEEKTOWAGA
MEETING NO. 4
February 24, 1997**

Item No. 16 Motion by Councilmember Blachowski, Seconded by Supervisor Gabryszak

WHEREAS, continuous complaints have been received by the Town Board regarding accumulated debris on property located at, 31 Pine Ridge Road, Cheektowaga, New York, SBL #101.60-4-32 and according to the Assessors' Office is owned by Paul A. Adamczak, 31 Pine Ridge Road, Cheektowaga, New York 14211-2709, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by 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 debris be removed by the Town and all costs incurred be assessed against the property hereinbefore described.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
 Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 17 Motion by Councilmember Blachowski, Seconded by Supervisor Gabryszak

WHEREAS, the Town of Cheektowaga received notification of an unsafe abandoned structure at 31 Pine Ridge, Cheektowaga, New York SBL #101.60-4-32. and

WHEREAS, the Housing Standards of the Town of Cheektowaga, State of New York, requires that unsafe structures be repaired, demolished or safeguarded and all nuisances abated, and

WHEREAS, records kept by the Office of the Assessor identify Paul A. Adamczak, 31 Pine Ridge Road, Cheektowaga, New York, as the owner of premises located at 31 Pine Ridge Road, Cheektowaga, New York, and

WHEREAS, an inspection of such premise was conducted on February 7, 1997 by the Office of the Building and Plumbing Inspections, and

WHEREAS, such inspection found the structure to be deteriorated, a hazard, and a danger to the safety and well being of others, and

WHEREAS, these conditions require that the Town of Cheektowaga Building Inspections Department take immediate steps to safeguard and secure the south rear side entrance door in this vacant structure; remove three collapsing northern side wooden storm window units; and remove a collapsed east side downspout to protect the health and safety of others, NOW, THEREFORE, BE IT

RESOLVED that in accordance with the relative provisions of the Housing Standards of the Town of Cheektowaga, State of New York, that all openings in the accessory structure be boarded over and secured; all nuisances abated and all costs incurred be assessed against the property herein before described.

TOWN OF CHEEKTOWAGA
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AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 18 Motion by Councilmember Swiatek, Seconded by Councilmember Rogowski

BE IT RESOLVED that the following Seasonal and/or Part-Time employees be and hereby are terminated as listed:

EFFECTIVE

FACILITIES DEPARTMENT

	Kenneth Wojtowicz	XXXXXXXXXXXXXXXXXX	Immediately
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Item No. 18 cont'd

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 19a Motion by Councilmember Swiatek, Seconded by Councilmember Rogowski
Councilmember Jankowiak

BE IT RESOLVED that the following individuals be and hereby are hired as SEASONAL EMPLOYEES, not to exceed 24 weeks in a calendar year, in the various departments listed and in compliance with the provisions of the Town's collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association:

TAX OFFICE - \$5.00 per hour - Night Shift

Kathleen Wagner	XXXXXXXXXXXXXXXXXX, Depew, XXXXX	1/1/97
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TOWN CLERK'S OFFICE - \$6.00 per hour

Amy Szprygada	XXXXXXXXXXXXXXXXXX Cheek., XXXXX	Immediately
Lori Vallon	XXXXXXXXXXXXXXXXXX, Cheek., XXXXX	Immediately

RECYCLING DEPARTMENT - \$6.00 per hour

Ronald Sobocinski	XXXXXXXXXXXXXXXXXX Cheek., XXXXX	Immediately
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Motion by Councilmember Swiatek, Seconded by Supervisor Gabryszak
to amend the above resolution and the voting was as follows:

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0



Motion by Councilmember Swiatek, Seconded by Supervisor Gabryszak

BE IT RESOLVED that the following individuals be and hereby are hired as SEASONAL EMPLOYEES, not to exceed 24 weeks in a calendar year, in the various departments listed and in compliance with the provisions of the Town's collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association:

TAX OFFICE - \$5.00 per hour - Night Shift

**TOWN OF CHEEKTOWAGA
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Kathleen Wagner XXXXXXXXXXXXXXXXXXXX, Depew, XXXXX 1/1/97

TOWN CLERK'S OFFICE - \$6.00 per hour

Amy Szprygada XXXXXXXXXXXXXXXXXXXX, Cheek., XXXXX Immediately
Lori Vallon XXXXXXXXXXXXXXXXXXXX, Cheek., XXXXX Immediately

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak

NAYES: 0

ABSENT: 0

Item No. 19b Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

BE IT RESOLVED that the following individuals be hired as seasonal employees in the Youth and Recreation Department, effective immediately:

Soccer - 7140.1636

Recreation Attendant II - \$5.00

Sharon Wasielewski XXXXXXXXXXXXXXXXXXXX

Recreation Attendant VI - \$6.00

Ben Dennis XXXXXXXXXXXXXXXXXXXX

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak

NAYES: 0

ABSENT: 0

Item No. 20 Motion by Councilmember Jaworowicz, Seconded by Supervisor Gabryszak

WHEREAS, the term of Julia B. Reinstein as a trustee on the Cheektowaga Public Library Board expired on December 31, 1996, and

WHEREAS, the Board of Trustees of the Cheektowaga Public Library Board has recommended that Julia B. Reinstein be reappointed to another term, NOW, THEREFORE, BE IT

RESOLVED that Julia B. Reinstein be and hereby is appointed as a trustee on the Cheektowaga Public Library Board of Trustees, effective from January 1, 1997 to December 31, 2001.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak

NAYES: 0

ABSENT: 0

Item No. 21a Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, the North Carolina State University is sponsoring an Administrative Management Forum "The Challenge - Creating a Firm Financial Future" at Oglebay Park, West Virginia from Sunday March 9th through Friday March 14, 1997, and

WHEREAS, this educational program for park and recreation administrators, managers and supervisors focuses on:

- Strategies for Establishing Long Term Funding Alternatives
- Innovations in Public*Private Partnerships
- Challenges in Revenue Production for the New Millennium
- Fiscal Police Challenges: Beyond Crisis Management
- Effective Pricing Protocols for Public Resources

and

TOWN OF CHEEKTOWAGA
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WHEREAS, the Town of Cheektowaga is desirous of continuing to explore alternative sources of revenue to support youth and recreational activities within the community, NOW, THEREFORE, BE IT

RESOLVED that Kenneth J. Kopacz, Executive Director of the Department of Youth and Recreational Services, be reimbursed the necessary transportation, meals and lodging expenses to attend said meeting at a cost not to exceed \$475.00 (estimate) (Line Item No. 01-7140-0004-4191); travel \$165.00 (estimate)(01-1910-004-4083); and training fees not to exceed \$325.00 (Line Item No. 01-7310-0004-4681).

Item No. 21a cont'd

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 21b Motion by Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

WHEREAS, the Madison County Virginia Sheriff's Department is hosting their annual K-9 Training Seminar. The seminar will be held in Madison, Virginia March 24-27, 1996, and

WHEREAS, Chief Bruce Chamberlin is requesting authorization to send Officer Daniel Smith and "Gringo" to this training seminar. Officer Smith and "Gringo" have been requested to instruct a portion of this seminar. Officer Smith will be using the K-9 vehicle for transportation to and from this seminar. The Police Department will be responsible for the expense of gasoline and tolls, NOW, THEREFORE, BE IT

RESOLVED that Chief Chamberlin is authorized to send Officer Smith and "Gringo" to this seminar and that the time he spends at this training be authorized as normal duty time. The expense will be charged to line 0100-3120-4085.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 21c Motion by Supervisor Gabryszak, Seconded by Councilmember Rogowski

WHEREAS, the 20th annual *PRICE World Drug Conference* is being held on March 6-8, 1997 in Atlanta, Georgia, and

WHEREAS, Chief Chamberlin is requesting authorization to send Officer Michael Sisti to this conference. The conference will feature nationally-known speakers and "how-to" workshops focusing upon developments in prevention, intervention, treatment, research, and law enforcement. Participants learn to implement effective programs in schools, neighborhoods, and workplaces, and

WHEREAS, the Cheektowaga Action Partnership and Maryvale High School are contributing \$725.00 toward the total expense. The registration, airfare, lodging and meals will amount to approximately \$1,025.00. The Police Department would be responsible for the remainder of the expenses amounting to approximately \$430.00, NOW, THEREFORE, BE IT

RESOLVED that Chief Chamberlin is authorized to send Officer Sisti to this conference, and that the time he spends there is authorized as normal duty time. The expense will be charged to 0600-0880.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

III. DEPARTMENTAL COMMUNICATIONS

TOWN OF CHEEKTOWAGA
MEETING NO. 4
February 24, 1997

Item No. 22 Town Historian - Report for year 1996
Received and Filed.

Item No. 23 Minutes of Traffic Safety Commission - January 21, 1997
Received and Filed.

IV. GENERAL COMMUNICATIONS

Item No. 24a Summons & Complaint - Katherine Bays as parent of Matthew & Adam Bays vs Town of Cheektowaga
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town Attorney; Council Office; Allied Claims, Insurance Company; Highway Department.
Received and Filed.

Item No. 24b Summons & Complaint - Rogelio Castellano, Jr. and Leonard Wiggins vs Town of Cheektowaga
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town Attorney; Council Office; Allied Claims, Insurance Company; Highway Department; Chief of Police
Received and Filed.

Item No. 24c Summons & Complaint - Sharon Fago and Nicholas Fago vs Town of Cheektowaga
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town Attorney; Council Office; Allied Claims, Insurance Company; Chief of Police.
Received and Filed.

Item No. 24d Summons & Complaint - Michael Brown vs Town of Cheektowaga
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town Attorney; Council Office; Allied Claims, Insurance Company; Highway Department.
Received and Filed.

Item No. 25a Notice of Claim - Nationwide Mutual Ins. as subrogee of Gloria Kubicki vs Town of Cheektowaga
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town Attorney; Council Office; Allied Claims, Insurance Company; Sewer Department.
Received and Filed.

Item No. 25b Notice of Claim - JoyAubrey M. Cooperdock vs Town of Cheektowaga
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town Attorney; Council Office; Allied Claims, Insurance Company; Highway Department.
Received and Filed.

Item No. 25c Notice of Claim - Mr. & Mrs. Michael Zelazny vs Town of Cheektowaga
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town Attorney; Council Office; Allied Claims, Insurance Company; Highway Department.
Received and Filed.

Item No. 25d Notice of Claim - Ruth Gumulak vs Town of Cheektowaga
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town Attorney; Council Office; Allied Claims, Insurance Company; Highway Department.
Received and Filed.

Item No. 26 Motion by Supervisor Gabryszak, Seconded by Councilmember Jankowiak
To adjourn the meeting in memory of Nelson Brueckl, B.S. Troop 637 and the China-Burma Indian Veterans
Time Meeting Adjourned - 8:00 P.M.

**TOWN OF CHEEKTOWAGA
MEETING NO. 4
February 24, 1997**

RICHARD M. MOLESKI
Town Clerk

**TOWN OF CHEEKTOWAGA
MEETING NO. 5
MARCH 3, 1997**

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 3rd day of March, 1997 at 7:00 o'clock P.M. there were:

PRESENT: Supervisor Dennis H. Gabryszak
Councilmember Patricia A. Jaworowicz
Councilmember William P. Rogowski
Councilmember Jacqueline A. Blachowski
Councilmember Thomas M. Johnson, Jr.
Councilmember Jeff Swiatek
Councilmember James J. Jankowiak

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; James J. Kirisits, Town Attorney; Robert McCarthy, Coordinator of Employee Relations; David Kulik General Crew Chief-Recycling; Robert Kaczmarek, Supervising Accountant; William Pugh, Town Engineer; Ronald Marten, Building and Plumbing Inspector; Kenneth Kopacz, Director of Youth and Recreational Services Department; William Conway, Town Assessor; Earl Loder, Disaster Coordinator; Salvatore LaGreca, Planning Board Chairman; Bruce Chamberlin, Chief of Police; William Wielinski, General Crew Chief-Facilities; and Patricia Wojcik, Director of Senior Services.

I. RESOLUTIONS

Item No. 2 Motion By Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

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

SPECIAL DISTRICTS

From:	1500-8173-2665	Sale of Equipment	\$71,400.00
	1500-8173-4431	Equipment Repairs	8,187.00
To:	1500-8173-2501	Other Equipment	\$71,400.00
	1500-8173-2501	Other Equipment	8,187.00

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
 Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 3 Motion By Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

BE IT RESOLVED that the following Vouchers & Warrants are submitted to the Town of Cheektowaga prior to February 28, 1997 are hereby approved and made a part hereof:

GENERAL FUND	\$ 73,793.03
HIGHWAY FUND	16,065.75
TRUST & AGENCY	794.50
PART TOWN FUND	538.54
RISK RETENTION FUND	18,381.99
CDBG HUD FUND	22,131.67
SPECIAL DISTRICTS FUND	26,130.63
CAPITAL FUND	<u>5,082.34</u>
	\$162,918.45

Item No. 3 cont'd.

**MEETING NO. 5
MARCH 3, 1997**

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 4 Motion By Councilmember Blachowski, Motion By Councilmember Jaworowicz

WHEREAS, the Town of Cheektowaga employs 26 Public Safety Dispatchers ("Dispatchers") in the Cheektowaga Police Department to answer and coordinate emergency calls made to the Police Department, and to process such calls to provide that the necessary service is provided as quickly as possible, especially in emergency situations, AND

WHEREAS, the average person calling 911 with a medical emergency today has a reasonable expectation that he or she will be told what to do until emergency responders arrive on the scene, AND

WHEREAS, the Dispatcher is the first person on the scene and thus needs to be skilled in telephone assessment not only of the victim's medical needs, but also of the scene of the incident to enhance safe scene approach and entry for responders; and generally needs to be trained in all aspects of public safety dispatching; AND

WHEREAS, Emergency Medical Dispatch ("EMD") is the act of quickly assessing medical and/or trauma situations by telephone, and just as quickly instructing the called in pre-arrival care while making an appropriate dispatch of emergency resources, AND

WHEREAS, to protect the public and ensure prompt, efficient and informed emergency response to calls received by the Police Department, it is necessary that EMD training be provided to the Dispatchers, AND

WHEREAS, by training our Dispatchers in EMD, the Town can both decrease its liability exposure and increase the safety of our responders as well as callers and victims, AND

WHEREAS, in July of 1996, a Committee formed to research the issue of the necessity of EMD training and composed of representatives from the Cheektowaga Police Department, Dispatchers, EMS Board and Rural Metro Ambulance Company recommended that the Town implement an EMD Program and that Dispatchers be trained in EMD, AND

WHEREAS, alternatives to training our Dispatchers in EMD (i.e., transferring calls to an outside responder) are not viable because they would involve a loss of valuable time and there would be an opportunity for a loss of calls, resulting in a delay in providing the necessary immediate response to emergency situations, AND

WHEREAS, it is necessary for the Town of Cheektowaga to provide EMD training to its Dispatchers, NOW, THEREFORE, BE IT

RESOLVED, that \$30,000, being an estimate of the cost involved in providing EMD training to Dispatchers, be transferred from budget line item number 0100-1220-4093 to line item number 0100-9501-9131 and, BE IT FURTHER

RESOLVED, that the Chief of Police be and hereby is directed to immediately take all steps necessary to begin planning and implementation of an EMD Program for all Dispatchers.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 5 Motion By Councilmember Swiatek, Seconded by Councilmember Rogowski

MEETING NO. 5
MARCH 3, 1997

WHEREAS, the Town of Cheektowaga, by virtue of authority granted by Section 458-a of the Real Property Tax Law of the State of New York, gives qualifying veterans property tax exemptions, AND

WHEREAS, effective January 1, 1997, Chapter 477 of the Laws of 1996 states that the latest equalization rate will now be used annually to calculate the maximum exemption limits, AND

WHEREAS, Chapter 477 of the Laws of 1996 also allows municipalities to adopt a local law to increase the maximum exemptions allowable for the various categories of veterans, and to increase the home value cap from \$80,000 to \$120,000, NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held on the 17th day of March, 1997 at 7:00 P.M. at the Cheektowaga Town Hall, 3301 Broadway, Cheektowaga, New York to consider the advisability of adopting a local law to increase the maximum exemptions allowable under the Real Property Tax Law for veterans, and to increase the home cap for veterans and, BE IT FURTHER

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



NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that, pursuant to the Municipal Home Rule Law of the State of New York, a Public Hearing will be held before the Town Board of the Town of Cheektowaga on the 17th day of March, 1997 at 7:00 P.M. at the Town Hall, 3301 Broadway, Cheektowaga, New York to consider and, if need be, act upon the proposed enactment of Local Law Intro No. 97-1 of the Year 1997, entitled "A Local Law to Increase the Maximum Exemptions Allowable for Veterans". A brief description of the contents of Local Law Intro No. 97-1 of the Year is as follows:

Town of Cheektowaga

Local Law Intro No. 97-1 of the Year 1997

A local law to increase the home value cap for veterans tax exemptions from \$80,000 to \$120,000 and to increase the maximum exemptions allowable for:

- (a) war veterans from \$12,000 to \$18,000
- (b) combat veterans from \$8,000 to \$12,000
- (c) disabled veterans from \$40,000 to \$60,000

A copy of the complete text of Local Law Intro No. 97-1 of the Year 1997 shall be on file in the Town Clerk's Office, where the same may be examined during regular business hours.

Dated: March 3, 1997

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 Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

Item No. 6a Motion By Councilmember Rogowski, Seconded by Councilmember Johnson

MEETING NO. 5
MARCH 3, 1997

WHEREAS, as a result of advertisement, bids were received on February 19, 1997 for the furnishing of equipment and operators for mowing three (3) Galleria detention basins for 1997, 1998 and 1999 in the Town of Cheektowaga, 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 Allan Blachowski, Principal Engineer, to the Town Board dated February 26, 1997, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the furnishing of equipment and operators for mowing three (3) Galleria detention basins be awarded to Mowcon, Inc., 4528 Seneca Street, West Seneca, New York 14224 for submission of the lowest bid meeting the requirements of the specifications in the amount of \$7,864.00 and, BE IT FURTHER

RESOLVED, that funds have been budgeted for maintenance in Account Nos. 06-0834-000, 06-0831-0000 and 06-0833-0000.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0

*SEE NEXT PAGE FOR ATTACHMENT

MEETING NO. 5
MARCH 3, 1997

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the furnishing of manhole frames with self-sealing covers and manhole frames with vented covers, which bids were duly received and opened at the February 19, 1997 public bid opening, AND

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

WHEREAS, bids were reviewed by Allan Blachowski, Principal Engineer, and it is recommended that the award be made to the lowest responsible bidder meeting the requirements of the specifications, NOW, THEREFORE, BE IT

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

Neenah Foundry Company
P.O. Box 729
Neenah, WI 54957

<u>ITEM</u>	<u>QUANTITY</u>	<u>DELIVERED UNIT BID PRICE</u>
Frame with 24" diameter self-sealing cover (set)	25	\$135.00
	50	\$130.00
	75	\$130.00
	100	\$125.00
Frame with 24" diameter vented cover (set)	25	\$155.00
	50	\$150.00
	75	\$150.00
	100	\$145.00
Upon roll call		
AYES:	Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek, and Jankowiak	
NAYES:	0	
ABSENT:	0	

*SEE NEXT PAGE FOR ATTACHMENT

Item No. 6c Motion By Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, Bid Proposals were received for the Leasing and Servicing of Portable Chemical Toilets on November 20, 1996, AND

**MEETING NO. 5
MARCH 3, 1997**

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:

Modern Portable Toilets, Inc.
P. O. Box 209
Model City, New York 14107-0209

for:

Category C - Special Events - Items I through X - \$19.99 per day per unit

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0

Item No. 6d Motion By Councilmember Johnson, Seconded by Councilmember Rogowski

WHEREAS, bids were duly received on February 19, 1997 as the result of advertisement, therefore, for the furnishing of traffic control signs, street name signs and brackets for the 1997 calendar year. Said bids were referred to the Town Engineer for analysis, tabulation and report, which said report is hereto attached and contained in a letter from Allan Blachowski, Principal Engineer, to the Town Board dated February 26, 1997, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the furnishing of traffic control signs, street name signs and brackets for the 1997 calendar year, per said unit prices, be awarded to the following:

Chemung Supply Corporation
P. O. Box 527
Elmira, New York 14902
(607) 733-5506
FAX (607) 732-5379

ITEM 1 - Square and Diamond Signs - Finished

	<u>CLASS A</u>
18" X 18"	\$ 6.69
24 "X 24"	\$11.87
30" X 30"	\$19.97
36" X 36"	\$25.04
48" X 48"	\$35.00

ITEM 2 - Octagon Signs - Finished

	<u>CLASS A</u>
30" X 30"	\$19.11
36" X 36"	\$17.11

Item No. 6d cont'd.

ITEM 3 - Rectangle Signs - Finished

	<u>CLASS A</u>
12" X 18"	\$ 5.63

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18" X 24"	\$ 8.61
18" X 30"	\$10.49
24" X 30"	\$17.33
24" X 36"	\$17.47
24" X 48"	\$22.31
30" X 36"	\$21.03
36" X 12"	\$ 8.39
36" X 48"	\$34.97

Item No. 4 - Traffic Signs - Finished

CLASS A

36"	\$11.87
48"	\$12.87

ITEM 5 - Street Name Signs - Finished

CLASS A

12" X 6"	\$ 2.04
18" X 6"	\$ 4.53
24" X 8"	\$15.63
30" X 8"	\$17.03
36" X 8"	\$ 8.17
42" X 8"	\$ 9.51
48" X 8"	\$10.78

ITEM 6 - Street Sign Brackets

CLASS A

2" Round Post - Ext/Flat	\$ 4.01
2" Square Post - Ext/Flat	\$ 4.01

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0

*SEE NEXT PAGE FOR ATTACHMENT

Item No. 6e Motion By Supervisor Gabryszak, Seconded by Councilmember Swiatek

WHEREAS, bids were duly received and opened at the February 5, 1997 public bid opening as the result of advertisement, therefore, for the furnishing of work uniforms to Town of Cheektowaga employees. Said bids were referred to the Town Engineer for analysis, tabulation and report, which said analysis, tabulation and report is hereto attached and contained in a letter to the Town Board dated February 26, 1997, NOW, THEREFORE, BE IT

**MEETING NO. 5
MARCH 3, 1997**

RESOLVED, that the contract for the furnishing of work uniforms to Town of Cheektowaga employees, as recommended by the Town Engineer, be and the same is hereby awarded to Coyne Textile Services, 111 James E. Casey Drive, Buffalo, New York 14206.

ITEM IA	Work Pants (sizes to 44)	\$12.95
ITEM IB	Work Pants (sizes 46 - 50)	13.60
ITEM IC	Work Pants (sizes 52 - 60)	16.45
ITEM IIA	Shirts (long sleeve, sizes up to 17-1/2)	11.75
ITEM IIB	Shirts (long sleeve, sizes 18 and up)	13.75
ITEM IIIA	Chambray Shirts (long sleeve, sizes up to 17-1/2)	9.10
ITEM IIIB	Chambray Shirts (long sleeve, sizes 18 and up)	10.10
ITEM IVA	Shirts (short sleeve, sizes up to 17-1/2)	11.00
ITEM IVB	Shirts (short sleeve, sizes 18 and up)	11.75
ITEM VA	Chambray Shirts (short sleeve, sizes up to 17-1/2)	8.80
ITEM VB	Chambray Shirts (short sleeve, sizes 18 and up)	10.60
ITEM VIA	Coveralls (long sleeve sizes 36 - 46, short - X long)	18.95
ITEM VIB	Coveralls (long sleeve sizes 48 - 50, short - X long)	22.35
ITEM VIC	Coveralls (long sleeve sizes 52 - 60, regular - tall)	26.35
ITEM VIIA	Denim Jeans (sizes to 42)	10.25
ITEM VIIB	Denim Jeans (sizes 44 - 56)	12.10
ITEM VIIIA	Bib Overalls (sizes to 44)	18.33
ITEM VIIIB	Bib Overalls (sizes 44 - 60)	20.50
ITEM IXA	Women's Work Pants (sizes 4 - 28)	11.15
ITEM XA	Women's Shirts (long sleeve, S - XXL)	8.45
ITEM XIA	Women's Shirts (short sleeve, S - XXL)	6.95
ITEM XIIA	Tee Shirts	7.75

Said bid being a responsible bidder meeting the requirements of the specifications.

Upon roll call . . .

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0

*SEE NEXT PAGE FOR ATTACHMENT

Item No. 7 Motion By Councilmember Jankowiak, Seconded by Councilmember Rogowski

WHEREAS, the Town Recycling Department is in need of a new and unused 1997 544G John Deere Wheel Loader, AND

WHEREAS, this vehicle is on the current New York State Contract (#P050251), NOW,
THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the purchase of the 1997 544G John Deere Wheel Loader for use by the Recycling Department through the above referenced State

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MARCH 3, 1997**

Contract at a total price of \$78,609.00 utilizing Mecca Krull Corporation, P. O. Box 485, Route 240, Orchard Park, New York 14127 as the contract vendor, as per the attached State Contract price sheet (including additions and deductions noted) and, BE IT FURTHER

RESOLVED, that moneys for such purchase shall be appropriated from the 1996 budget, line item number 1500 8173 2501.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0

*SEE NEXT PAGE FOR ATTACHMENT

Item No. 8a Motion By Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, bids were duly received by this Town Board at a meeting thereof, for the furnishing of various baseball equipment, AND

WHEREAS, bids were awarded at the February 24th Town Board meeting, AND

WHEREAS, Item 8 - Baseballs, necessitated a change in description for classification of type, AND

WHEREAS, the items referred to above did not meet specifications and were rejected,
BE IT

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MARCH 3, 1997

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of said baseballs for the Youth and Recreational Services Department. Information for bidders and specifications may be obtained from the office of Richard M. Moleski, Town Clerk; said notice to be published in the CHEEKTOWAGA TIMES and, BE IT FURTHER

RESOLVED, that sealed bids will be received on Wednesday, March 12, 1997 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 bid proposals will be received and considered by the Town Board of the Town of Cheektowaga, publicly opened and read by the Town Clerk of the Town of Cheektowaga, Erie County, New York, on March 12, 1997 at 11:00 A.M., Eastern Standard Time, at Town Hall, corner of Broadway and Union Road for the purchase of baseballs.

Information for bidders and specifications may be obtained from the Town Clerk's Office at Town Hall. Telephone No.: (716) 686-3400.

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

Richard M. Moleski
Town Clerk
Town Hall
Broadway and Union Road
Cheektowaga, New York 14211

DATE: March 6, 1997



Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

Item No. 8b Motion By Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, the following items of clothing (list attached) were not bid on, AND

WHEREAS, a Notice to Bidders dated December 5, 1996 did not generate any bids for these clothing items, AND

WHEREAS, the Youth and Recreational Services Department is desirous of obtaining the best possible price, BE IT

RESOLVED, that these items be re-bid and circulated to potential vendors and, BE IT FURTHER

MEETING NO. 5
MARCH 3, 1997

RESOLVED, that the Town Clerk be directed to Publish a Notice to Bidders for the furnishing of said clothing. 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 Wednesday, March 12, 1997 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 March 12, 1997 at 11:00 A.M., Eastern Standard Time, at Town Hall, corner of Broadway and Union Road for the purchase of clothing for use in various Youth and Recreation programs.

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

Bid prices will be in effect for the calendar years 1997 and 1998.

The Town of Cheektowaga 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.

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

Richard M. Moleski
Town Clerk

DATED: March 6, 1997



Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

*SEE NEXT PAGE FOR ATTACHMENT

Item No. 9 Motion By Councilmember Jaworowicz, Seconded by Councilmember Blachowski

WHEREAS, the City of Buffalo has requested \$5,000,000.00 in special aid from the County of Erie to fund the demolition and removal of abandoned and dilapidated property within the City of Buffalo as a means to stem the spread of blight, AND

WHEREAS, the Town of Cheektowaga is concerned that this request for special financial aid from the County of Erie to fund the demolition and removal of abandoned and dilapidated property will be the first of many such requests from the City of Buffalo, AND

WHEREAS, the City of Buffalo has failed in its responsibility to develop a comprehensive neighborhood preservation strategy to preserve its neighborhoods and stem the spread of blight into city neighborhoods that still remain viable and prevent property from becoming abandoned and dilapidated in the first place, AND

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MARCH 3, 1997

WHEREAS, the Town of Cheektowaga has made a concerted effort to encourage and work with the City of Buffalo to develop a comprehensive neighborhood preservation strategy, AND

WHEREAS, such concerted effort has included: providing the City of Buffalo with copies of the Town of Cheektowaga Neighborhood Preservation and Wellness Program (which has a proven record of success); a proposal to the city to create and together coordinate the improvement of a neighborhood preservation district which includes adjoining neighborhoods within the City of Buffalo and the Town of Cheektowaga; and the offering of technical assistance and expertise to the City of Buffalo for the purpose of developing a comprehensive neighborhood preservation strategy tailored to the needs of the City of Buffalo; AND

WHEREAS, the City of Buffalo has failed to work with the Town of Cheektowaga or on its own to develop a comprehensive neighborhood preservation strategy that would preserve its neighborhoods and stem the spread of blight, AND

WHEREAS, in 1997 and because of the City of Buffalo's failure to work with the Town of Cheektowaga or on its own to develop a comprehensive neighborhood preservation strategy, the blight within the City of Buffalo has now spread across and east of Bailey Avenue into viable Walden Avenue, Genesee Street and East Delavan Avenue neighborhoods, AND

WHEREAS, such blight continues to spread and is a threat to the residents of the City of Buffalo living within the Walden Avenue, Genesee Street, and East Delavan Avenue neighborhoods and adjacent neighborhoods, AND

WHEREAS, such spreading blight will now require even more funding for demolition and removal of additional recently abandoned and dilapidated property, AND

WHEREAS, the Town of Cheektowaga cannot support the concept of the County of Erie providing special aid to the City of Buffalo to fund the demolition and removal of abandoned and dilapidated property within the City of Buffalo while the City of Buffalo continues to fail in its responsibility to develop a comprehensive neighborhood preservation strategy to prevent the continuing spread of blight including abandoned and dilapidated property into city neighborhoods that still remain viable, AND, BE IT FURTHER

RESOLVED, that the Town of Cheektowaga, hereby, memorializes the County of Erie to withhold discussion on special aid to the City of Buffalo for demolition and removal of abandoned and dilapidated property within the City of Buffalo until such time as the City of Buffalo develops and implements a comprehensive neighborhood preservation strategy and, BE IT FURTHER

RESOLVED, that certified copies of this resolution be sent to County Executive Dennis T. Gorski, members of the Erie County Legislature, Mayor Anthony M. Masiello and Members of the Buffalo Common Council.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0

Item No. 10 Motion By Councilmember Jaworowicz, Seconded by Councilmember Rogowski

WHEREAS, the Town Board of the Town of Cheektowaga is required to submit a list of designated polling places for 1997 to the Erie County Board of Elections, AND

WHEREAS, each such polling place shall have one entrance that provides access, by ramp or otherwise, to physically handicapped or elderly Voters, provided, however, that this requirement may be waived in writing by the Erie County Board of Elections upon a petition to said Board by the Town Board showing good and sufficient cause, AND

WHEREAS, there are 111 Election Districts in the Town of Cheektowaga located in 43 polling places, all of which provide proper accessibility, NOW, THEREFORE, BE IT

RESOLVED, that the attached list of Town of Cheektowaga polling places for 1997 be approved for submitted to the Erie County Board of Elections.

Upon roll call

**MEETING NO. 5
MARCH 3, 1997**

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

*SEE NEXT PAGE FOR ATTACHMENT

Item No. 11 Motion By Councilmember Johnson, Seconded by Councilmember Rogowski

WHEREAS, during the site plan review process for a building expansion for Monroe Tractor and Implement Co., Inc. ("Monroe"), at 5035 Genesee Street, the Town Engineer requested a drainage easement from Monroe along the westerly line of said parcel to allow future access for maintenance of a major drainage ditch, AND

WHEREAS, Monroe has executed such drainage easement and has offered same to the Town, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby accepts the aforementioned drainage easement from Monroe, and BE IT FURTHER

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

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak

**MEETING NO. 5
MARCH 3, 1997**

NAYES: 0
ABSENT: 0

Item No. 12a Motion By Councilmember Johnson, Seconded by Councilmember Blachowski

WHEREAS, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, the Environmental Advisory Committee ("EAC") reviews various applications for building permits, rezonings, special permits, etc. and renders its recommendation concerning the environmental significance of such application, 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, modify or reject any recommendations submitted to it by the Advisory Committee, AND

WHEREAS, an application had been submitted by Volland Electric to erect a 7,000 square foot addition to a building at 75 Innsbruck Drive, AND

WHEREAS, after review by the appropriate Town Committees/Boards a recommendation of issuing a negative declaration was forwarded to the Town Board, AND

WHEREAS, a negative declaration for the project was issued by the Town Board on December 30, 1996, AND

WHEREAS, due to an unforeseen increase in business an additional 2,990± feet of building is being proposed for a total of 9,900± square feet, AND

WHEREAS, the Planning Board has reviewed this revision and is recommending approval of the site plan, AND

WHEREAS, the Environmental Advisory Committee, at its meeting held on February 26, 1997 rendered the determination shown on the attached memo dated February 27, 1997, AND

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

RESOLVED, that this Town Board, determines that the project will not have a significant effect on the environment and therefore issues a "Negative Declaration" for the purpose of SEQRA.

Item No. 12a cont'd.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

*SEE NEXT PAGE FOR ATTACHMENT

**MEETING NO. 5
MARCH 3, 1997**

Item No. 12b Motion By Councilmember Johnson, Seconded by Councilmember Blachowski

WHEREAS, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, the Environmental Advisory Committee ("EAC") reviews various applications for building permits, rezonings, special permits, etc. and renders its recommendation concerning the environmental significance of such application, 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, modify or reject any recommendations submitted to it by the Advisory Committee, AND

WHEREAS, an application was submitted by Benderson Development Company Incorporated to redevelop the former Thruway Mall, AND

WHEREAS, the redevelopment includes demolition of most of the main mall building, the former supermarket and Highland Superstore, AND

WHEREAS, new construction of over 510,000 square feet will result in a shopping center of approximately the same size as the former mall, AND

MEETING NO. 5
MARCH 3, 1997

WHEREAS, outside agencies, including the New York State Department of Transportation (NYSDOT), Erie County Department of Environment and Planning, Niagara Frontier Transportation Authority and Walden Fire District #2 had been solicited for comment, AND

WHEREAS, the NYSDOT had concerns regarding proposed improvements to, including traffic signals on, Walden Avenue and Harlem Road, AND

WHEREAS, after numerous discussions between the applicant and NYSDOT, a revised traffic improvement plan was submitted and accepted by the NYSDOT, AND

WHEREAS, the Advisory Committee, at its meeting held on February 26, 1997 rendered the determination shown on the attached memo dated February 27, 1997, AND

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

RESOLVED, that this Town Board, determines that the project will not have a significant effect on the environment and therefore issues a "Negative Declaration" for the purposes of SEQRA.



MOTION BY COUNCILMEMBER JOHNSON, SECONDED BY COUNCILMEMBER BLACHOWSKI, TO AMEND THE ABOVE RESOLUTION, ITEM 12B, AND THE VOTING WAS AS FOLLOWS:

Upon roll call

AYES:	Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek, and Jankowiak
NAYES:	0
ABSENT:	0



AMENDED

WHEREAS, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, the Environmental Advisory Committee ("EAC") reviews various applications for building permits, rezonings, special permits, etc. and renders its recommendation concerning the environmental significance of such application, AND

Item No. 12b cont'd.

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, modify or reject any recommendations submitted to it by the Advisory Committee, AND

WHEREAS, an application was submitted by Benderson Development Company Incorporated to redevelop the former Thruway Mall, AND

WHEREAS, the redevelopment includes demolition of most of the main mall building, the former supermarket and Highland Superstore, AND

WHEREAS, new construction of over 510,000 square feet will result in a shopping center of approximately the same size as the former mall, AND

WHEREAS, outside agencies, including the New York State Department of Transportation (NYSDOT), Erie County Department of Environment and Planning, Niagara Frontier Transportation Authority and Walden Fire District #2 had been solicited for comment, AND

WHEREAS, the NYSDOT had concerns regarding proposed improvements to, including traffic signals on, Walden Avenue and Harlem Road, AND

**MEETING NO. 5
MARCH 3, 1997**

WHEREAS, after numerous discussions between the applicant and NYSDOT, a revised traffic improvement plan was submitted and accepted by the NYSDOT, AND

WHEREAS, the Advisory Committee, at its meeting held on February 26, 1997 rendered the determination shown on the attached memo dated February 27, 1997, AND

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

RESOLVED, that this Town Board, determines that the project as reflected in the correspondence record and in the revised redevelopment plan dated March 3, 1997 will not have a significant effect on the environment and therefore issues a "Negative Declaration" for the purposes of SEQRA.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0

*SEE NEXT PAGE FOR ATTACHMENT

Item No. 13 Motion By Councilmember Blachowski, Seconded by Councilmember Jaworowicz

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)/attendants(s), and has recommended that the Town Board issue such licenses.

NOW, THEREFORE, BE IT RESOLVED, that the recommendations of the 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 Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0

*SEE NEXT PAGE FOR ATTACHMENT

MEETING NO. 5
MARCH 3, 1997

Item No. 14a Motion By Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, the Cheektowaga Youth and Recreational Services Department is desirous of renting campground facilities known as Camp Aloha from August 10, 1997 through August 16, 1997, AND

WHEREAS, said facilities are owned by the Camp Fire Council of Buffalo and Erie County, Inc. and are located in Wales Center, New York, AND

WHEREAS, the Camp Fire Council of Buffalo and Erie County, Inc. is willing to rent such facilities to the Town provided that the Town execute an appropriate agreement for such rental of said property at a cost of \$5,670. (Line Item No. 7310.4698).

WHEREAS, such agreement has been prepared and is acceptable between parties, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute an agreement with the Camp Fire Council of Buffalo and Erie County, Inc. for the renting of the aforementioned campground facilities and, BE IT FURTHER

RESOLVED, that the Cheektowaga Youth and Recreational Services Department, as in the past, seek reimbursement from any appropriate state and charitable source, in addition to any camper fees to cover the necessary costs of said activity.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek, and Jankowiak

MEETING NO. 5
MARCH 3, 1997

NAYES: 0
ABSENT: 0

Item No. 14b Motion By Supervisor Gabryszak, Seconded by Councilmember Rogowski

WHEREAS, the Suburban Wellness Coalition has established a Family Support pilot program with the Cheektowaga-Sloan School District, AND

WHEREAS, said pilot is designed to improve access for families in need of a variety of services ranging from counseling to parenting education to health and wellness assessments, AND

WHEREAS, the success of this pilot program will mean replication throughout other Town school districts, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor sign a letter of agreement with the Cheektowaga-Sloan School District authorizing release of \$10,000 to support this pilot initiative (Line Item 0100-7321-4000) and, BE IT FURTHER

RESOLVED, that prior to execution of the contract, the Town Attorney's office will conduct a final review for conformance with this resolution and affix its stamp of approval on same.

Upon roll call . . .

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 14c Motion By Councilmember Jaworowicz, Seconded by Councilmember Jankowiak

WHEREAS, the Town, in its 1997 budget, allocated moneys to certain cultural and not-for-profit organizations which are involved in activities which benefit the Town, AND

WHEREAS, agreements between the Town and these cultural and not-for-profit organizations have been prepared and forwarded to such groups, AND

Item No. 14c cont'd.

WHEREAS, the organizations listed below have completed and returned signed agreements and their accounting report from the 1996 funding to the Town, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves agreements in the forms attached to this resolution, with the cultural and not-for-profit organizations listed below for the amounts listed and, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached agreements with the following referenced cultural and not-for-profit organizations for the following respective amounts:

<u>Cultural/Not-For-Profit Organization</u>	<u>Funding Approved</u>
Arts Society of Cheektowaga	\$675.00

and, BE IT FURTHER

RESOLVED, that the aforementioned moneys shall be paid to the respective cultural/not-for-profit organization out of the respective cultural group budget line item in the 1997 budget, subject to audit and approval of a properly signed Town voucher.

Upon roll call . . .

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

MEETING NO. 5
MARCH 3, 1997

*SEE NEXT PAGE FOR ATTACHMENT

Item No. 14d Motion By Councilmember Jaworowicz, Seconded by Councilmember Blachowski

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

WHEREAS, the Town's Housing Rehabilitation Loan Program Policy Guidelines require Town Board approval of rehabilitation loans of more than \$25,000, AND

WHEREAS, the Community Development Office has requested the Town Board to consider authorizing a housing rehabilitation loan to the owner of the property located at 58 Meadowbrook Parkway in an amount not to exceed \$30,000, NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a housing rehabilitation loan agreement, and any other necessary related documents, with the owner of 58 Meadowbrook Parkway, Cheektowaga, New York, for a housing rehabilitation loan in an amount not to exceed \$30,000.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0

Item No. 14e Authorize Supervisor to Sign Contract with New York State Department of
Transportation for Rails to Historical Trails Project
This item was withdrawn.

Item No. 15 Motion By Supervisor Gabryszak, Seconded by Councilmember Swiatek

**MEETING NO. 5
MARCH 3, 1997**

BE IT RESOLVED, that the position of Network Coordinator, Competitive Class, be and hereby is created in the Accounting Department, effective immediately.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 16 Motion By Councilmember Blachowski, Seconded by Councilmember Jaworowicz

WHEREAS, in order to provide for the provisions of emergency medical services on a uniform basis, this Town Board, on May 7, 1984, adopted an Ambulance Services Ordinance, AND

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

WHEREAS, the composition of the EMS Board is set forth in Section 4A-7 of the Ordinance, AND

WHEREAS, the terms of the present individuals who were appointed to the EMS Board expired, NOW, THEREFORE, BE IT

RESOLVED, that the following individuals shall be designated to serve as members of the EMS Board for 1997 for a term of one year:

Item No. 16 cont'd.

<u>REPRESENTING</u>	<u>DESIGNATE</u>	<u>ALTERNATE</u>
Bellevue	Dell Reitz	Jack McFarland
Cleveland Hill	Ronald Passmore	Robert Trautman
Doyle	Richard Ralicki	
Forks	Vince Piasecki	Neil Cummings
Hy-View	Robert Schmitt	Roman Gawronski
Pine Hill	Martin Schultz	
Sloan	Sean McGee	Cathy Griffo
Southline	Ralph Collins	
U-Crest	Ronald Wanat	Vincent Osika
Walden	Peter Lis	Nadine Dick
St. Joe's Hospital	Paul Peterangelo	Dr. Steven Lakomy
Chief of Police	Capt. John Howlett	SPSD Kenneth Paa

and, BE IT FURTHER

RESOLVED, that Robert Schmitt be appointed to serve as Chairman of the EMS Board.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 17 Motion By Councilmember Swiatek, Seconded by Councilmember Jaworowicz
Councilmember Blachowski

MEETING NO. 5
MARCH 3, 1997

WHEREAS, Taras Kulyk, a Pump Operator in the Main Pump Station, has submitted a request for a six (6) month leave of absence from his employment with the Town of Cheektowaga for the purpose of engaging in self-employment, AND

WHEREAS, pursuant to Article 9(a)(e), a request for leave of absence for the purpose of engaging in self-employment may be granted for a period of no longer than (6) months and, if granted, seniority and benefits shall not accrue during said leave, NOW, THEREFORE, BE IT

RESOLVED, that Taras Kulyk be and hereby is granted a six (6) month leave of absence from his position of Pump Operator in the Main Pump Station, effective March 13, 1997 and said leave to expire on September 13, 1997.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0

Item No. 18 Motion By Councilmember Rogowski, Seconded by Councilmember Swiatek

BE IT RESOLVED, that Brooke Nagowski, a part-time employee in the Facilities Department, be and hereby is transferred to a Seasonal Employee in the Facilities Department, effective immediately.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0

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

WHEREAS, Section 125 of the Internal Revenue Code provides for an employer to establish a "cafeteria" benefit plan for its employees, AND

WHEREAS, the Town of Cheektowaga wishes to establish such a benefit plan for its employees, AND

WHEREAS, P & A Administrative Services, Inc. has submitted a proposal to the Town wherein it will provide the Town with administrative services with respect to such benefit plan, NOW, THEREFORE, BE IT

RESOLVED, that this Town board hereby retains P & A Administrative Services, Inc., 17 Court Street, Suite 500, Buffalo, New York 14202-3294, as per the attached agreement, to provide the Town with administrative services in connection with the benefit plan 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 and, BE IT FURTHER

RESOLVED, that moneys for such services shall be appropriated from budget line item number 0100-9010-8141.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0

*SEE NEXT PAGE FOR ATTACHMENT

MEETING NO. 5
MARCH 3, 1997

Item No. 19b Motion By Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, the Town of Cheektowaga hired the firm of Nussbaumer & Clarke, Inc. to prepare a recommendation as to the condition of the Cheektowaga Recreation Center and the cost replacement of any needed repairs, AND

WHEREAS, they reported that the Town needs to replace the concrete and piping for the ice surface, the Dehumidification Units, the HVAC, the dasher boards surrounding the ice surface, along with various other items in the Cheektowaga Recreation Center, AND

WHEREAS, the Town Engineering Department requested and received proposals for the preparation of plans and specifications, review of bids for the construction project, recommendation of award of contracts, field observation work and review of requests for payments to the contractors, NOW, THEREFORE, BE IT

RESOLVED, that Ronald C. Hosken, Architect, of 6645 Versailles Road, Lake View, New York 14085 be hired to perform said services at a fee not to exceed nine percent (9%) of the Construction Cost of the project, be and hereby is approved and, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized to execute the consulting services agreement for the aforementioned construction project on behalf of this Town and, BE IT FURTHER

RESOLVED, that funding for the above professional services shall be chargeable to Account #0100.7110.4451.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
 Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

II. DEPARTMENTAL COMMUNICATIONS

**MEETING NO. 5
MARCH 3, 1997**

Item No. 20 Building Permits
Received and Filed.

Item No. 21 Minutes of Cheektowaga Planning Board - February 13, 1997
Received and Filed.

III. GENERAL COMMUNICATIONS

Item No. 22 Notice of Claim: Niagara Power Corporation vs Town of Cheektowaga
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town
Attorney; Engineering Department and Allied Claims Insurance Carrier.
Received and Filed.

Item No. 23 Petition: Concern with Dogs on Nugget Drive
Copies were sent to: Dennis H. Gabryszak, Supervisor; all Councilmembers
and Bernadette Futch, Dog Control Officer.
Received and Filed.



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

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak

NAYES: 0

ABSENT: 0



IV. SUSPENSION OF RULES

Item No. 24 Motion By Supervisor Gabryszak, Seconded by Councilmember Jankowiak

WHEREAS, it is in order that bids be advertised to cover the purchase of a van for the
Cheektowaga Police Department Crime Prevention Unit NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the
purchase of Crime Prevention Van, said notice to be published in the CHEEKTOWAGA TIMES and, BE
IT FURTHER

RESOLVED, that sealed bids will be received on the 14th day of March, 1997 at 10:00
A.M., Eastern Standard Time, at a public bid opening to be held in the Cheektowaga Town Hall and, BE
IT FURTHER

RESOLVED, the expense will be charged to D.A.R.E. Trust and Agency account
0600-0880.



MEETING NO. 5
MARCH 3, 1997

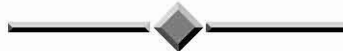
NOTICE TO BIDDERS

Sealed proposals will be received by the Town of Cheektowaga on March 14, 1997 at 10:00 A.M., Eastern Standard Time, at Town Hall, corner of Broadway and Union Roads, for the purchase of police vehicles as specified.

Information for bidders and specifications may be obtained from the Town Clerk at this office in said Town. One bid is to be submitted, including the value of the trades.

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



Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

Item No. 25 Motion By Supervisor Gabryszak, Seconded by Councilmember Johnson

WHEREAS, Rite Aid has made application and requested the rezoning from NS-Neighborhood Services and CM-General Commercial District to C-Retail District for property located at 3690-3704 Harlem Road and 395-397 Cleveland Drive, NOW, THEREFORE, BE IT

RESOLVED, that a Public Hearing be held regarding said request under the provisions of the Zoning Ordinance on March 17, 1997 at 6:30 o'clock P.M. at the Cheektowaga Town Hall, corner of Broadway and Union Roads.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek, and Jankowiak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

MEETING NO. 5
MARCH 3, 1997

Item No. 26 Motion By Supervisor Gabryszak, Seconded by Councilmember Swiatek to adjourn this meeting in memory of Larry Kishbaugh, former Emergency Medical Services Chairman. This meeting adjourned at 8:45 P.M.

Richard M. Moleski
Town Clerk

**TOWN OF CHEEKTOWAGA
MEETING NO. 6
MARCH 17, 1997**

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 17th day of March, 1997 at 7:00 o'clock P.M. there were:

PRESENT: Supervisor Dennis H. Gabryszak
Councilmember Patricia A. Jaworowicz
Councilmember William P. Rogowski
Councilmember Jacqueline A. Blachowski
Councilmember Thomas M. Johnson, Jr.
Councilmember William L. Wielinski
Councilmember Jeff Swiatek

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; James J. Kirisits, Town Attorney; William Pugh, Town Engineer; Ronald Marten, Supervising Building and Plumbing Inspector; Sal LaGreca, Planning Board Chairman; Pat Wojcik, Senior Citizens Director; Robert Kaczmarek, Supervising Accountant; Ken Kopacz, Executive Director of Youth and Recreational Services; Len Szymanski, Foreman-Facilities Department; William Conway, Assessor; John Schaller, Assistant Chief of Police.

I. PUBLIC HEARINGS

Item No. 2 This being the time and place advertised for a public hearing to consider the proposed enactment of Local Law Intro No. 97-1 of the Year 1997, entitled "A Local Law to Increase the Maximum Exemptions Allowable for Veterans". The Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor such proof was duly filed. A brief description of the contents of Local Law Intro No. 97-1 of the Year 1997 as follows:

Town of Cheektowaga

Local Law Intro No. 97-1 of the Year 1997

A local law to increase the home value cap for veterans tax exemptions from \$80,000 to \$120,000 and to increase the maximum exemptions allowable for:

- (a) war veterans from \$12,000 to \$18,000
- (b) combat veterans from \$8,000 to \$12,000
- (c) disabled veterans from \$40,000 to \$60,000

A copy of the complete text of Local Law Intro No. 97-1 of the Year 1997 shall be on file in the Town Clerk's Office, where the same may be examined during regular business hours.

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.

*NOTE - The above notice shows the Local Law as 97-1, which is incorrect. The correct number is 97-2. The Decision, Item #5 of this meeting, shows the correct Local Law number.

II. RESOLUTIONS

Item No. 3 Transfer of Funds
This item was withdrawn.

Item No. 4 Motion by Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

**TOWN OF CHEEKTOWAGA
MEETING NO. 6
MARCH 17, 1997**

BE IT RESOLVED that the following Vouchers & Warrants are submitted to the Town of Cheektowaga prior to March 14, 1997 are hereby approved and made a part hereof:

GENERAL FUND	\$ 461,484.44
HIGHWAY FUND	96,232.33
TRUST & AGENCY	4,890,181.31
PART TOWN FUND	6,165.63
RISK RETENTION FUND	93,184.50
CDBG HUD FUND	69,283.42
HUD HOUSING REHABILITATION FUND	7,608.00
SPECIAL DISTRICTS FUND	459,794.67
CAPITAL FUND	<u>19,181.76</u>
	\$6,103,116.06

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 5 Motion by Councilmember Swiatek, Seconded by Councilmember Rogowski
Councilmember Johnson

WHEREAS, the Town of Cheektowaga, by virtue of authority granted by Section 458-a of the Real Property Tax Law of the State of New York, gives qualifying veterans property tax exemptions, and

WHEREAS, effective January 1, 1997, Chapter 477 of the Laws of 1996 states that the latest equalization rate will now be used annually to calculate the maximum limits, and

WHEREAS, Chapter 477 of the Laws of 1996 also allows municipalities to adopt a local law to increase the maximum exemptions allowable for the various categories of veterans, and to increase the home value cap from \$80,000 to \$120,000, and

WHEREAS, a public hearing was held on the 17th day of March, 1997 at 7:00 P.M., at the Cheektowaga Town Hall, 3301 Broadway, Cheektowaga, New York to consider the advisability of adopting a local law to increase the maximum exemptions allowable under the Real Property Tax Law for veterans, and to increase the home value cap for veterans, and

WHEREAS, this Board feels it is in the public interest to adopt such local law, NOW, THEREFORE, BE IT

RESOLVED that Local Law No. 2 of the Year 1997, entitled "A Local Law to Increase the Maximum Exemptions Allowable for Veterans" be and the same is hereby adopted, 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 one (1) certified copy in the office of the Secretary of State, and BE IT FURTHER

RESOLVED that Local Law No. 2 of the Year 1997 shall be effective immediately upon its filing with the Secretary of State.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 6 Motion by Councilmember Jaworowicz, Seconded by Councilmember Blachowski

WHEREAS, this Town Board previously enacted a "Non-Residential Development Moratorium" for properties along Losson Road and William Street, and

**TOWN OF CHEEKTOWAGA
MEETING NO. 6
MARCH 17, 1997**

WHEREAS, during the term of such moratorium, the Town retained a planning consultant to review the zoning district classifications of properties along such roadways, and

WHEREAS, the planning consultant's report is presently being processed and reviewed by the Town Environmental Advisory Committee ("EAC") and the Town Planning Board for recommendations, and

WHEREAS, additional time is needed to complete review of this study by the EAC, Planning Board and this Town Board, 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 7th day of April, 1997 at 6:30 p.m. at a meeting of the Town Board at the Cheektowaga Town Hall, 3301 Broadway, Cheektowaga, New York; at which hearing all parties in interest and citizens shall have an opportunity to be heard and at which time it shall be determined by the Town Board whether the Non-Residential Development Moratorium should be amended to extend same an additional 90 days, and BE IT FURTHER

RESOLVED that the Town Clerk is directed to publish the attached Notice of Hearing in the Cheektowaga Times, a newspaper published in the Town of Cheektowaga and having a general circulation therein, not less than 10 days prior to the date of said hearing.



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, 3301 Broadway, on the 7th day of April, 1997 at 6:30 o'clock P.M., of said day for the purpose of considering whether the NON-RESIDENTIAL DEVELOPMENT MORATORIUM ORDINANCE should be amended and changed as follows:

1. RESOLVED that Section 1 of such Ordinance, which pertains to the length of such moratorium and the type of moratorium shall be amended to change the length of such moratorium from 180 days to 270 days.

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

Dated: March 17, 1997

RICHARD M. MOLESKI
Town Clerk



AYES:	Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek and Jankowiak
NAYES:	0
ABSENT:	0

AFFIDAVIT - NEXT PAGE

Item No. 7a Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, bids were duly received by this Town Board at a meeting thereof, for the furnishing of baseball equipment, and

**TOWN OF CHEEKTOWAGA
MEETING NO. 6
MARCH 17, 1997**

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

RESOLVED that the bid be awarded to the following bidders meeting specifications:

Jim Ludtka Sporting Goods
2931 Walden Avenue
Depew, New York 14043

Laux Sporting Goods
25 Pineview Drive
Amherst, New York 14228

and BE IT FURTHER

RESOLVED that the costs resulting from the awarding of this bid be funded through
01-100-7140-4359 and 0-100-7140-4061 accounts for cost centering purposes.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak

NAYES: 0

ABSENT: 0

Item No. 7b Motion by Councilmember Johnson, Seconded by Councilmember Swiatek

WHEREAS, bids were received on February 19, 1997 for the application of chemical
fertilizers and herbicides, 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 to the
Town Board dated March 12, 1997, NOW, THEREFORE, BE IT

RESOLVED that the contract for the application of chemical fertilizers and herbicides
for the year of 1997 be awarded to Turf Tec of Western New York, Inc., 5096 Lockport Road, Lockport,
New York 14094 at the following total and unit bid prices:

ITEM 1	Nitrogen Fertilization Creek Areas	\$5,615.00
ITEM 2	Chemical Trimming Areas	\$ 745.00
ITEM 3	Retention Basins	\$2,465.00
ITEM 4	Nitrogen Fertilizer	\$.0028/sq. ft.
ITEM 5	Weed Control	\$.0035/sq. ft.
ITEM 6	Chemical Trimming	\$.0069/sq. ft.
ITEM 7	Weed & Feed Lawn Areas	\$.0038/sq. ft.
ITEM 8	Chemical Trimming of Fence Lines	\$ 50.00
ITEM 9	Grass Growth Regulator	\$ 850.00
ITEM 10	Brush Control	\$3,335.00
	Total Bid for Items 1, 2 and 3	\$8,825.00

and BE IT FURTHER

RESOLVED that payment for the application of chemical fertilizers and herbicides
shall be charged to Account No. 4000-8140-4588.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak

NAYES: 0

ABSENT: 0

****See next page(s) for attachments**

Item No. 7c Motion by Councilmember Rogowski, Seconded by Councilmember Jaworowicz

WHEREAS, bids were duly received by this Town Board at a public bid opening held
on March 12, 1997 for the purchase of Three (3) New and Unused 1997 Model, Single Drive Axle,
Heavy Duty Trucks (Cab and Chassis), as a result of advertisement thereof, and such bids were
referred to the Superintendent of Highways for analysis, tabulation and report, and

**TOWN OF CHEEKTOWAGA
MEETING NO. 6
MARCH 17, 1997**

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

RESOLVED that the bid for the purchase of three (3) New and Unused 1997 Model Single Drive Axle Heavy Duty Trucks (Cab and Chassis) be awarded to BISON TRUCK CENTER, INC., 2370 Walden Avenue, Buffalo, NY 14225 at a total bid price, after trade-in of \$132,164.00; said bidder being the lowest responsible bidder meeting specifications, as set forth in the tabulation of the Superintendent of Highways, a copy of which is attached hereto and made a part hereof, and BE IT FURTHER

RESOLVED that monies be charged to line item 0300-5130-2407.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

**See next page(s) for attachments

Item No. 8a Motion by Councilmember Rogowski, Seconded by Councilmember 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, 1997 MODEL, SKID STEER LOADER WITH ATTACHMENTS for use by the Town of Cheektowaga Highway Department.

Information for bidders and specifications may be obtained from the office of the Town Clerk, Broadway and Union Road, Cheektowaga, NY 14227, between the hours of 9:00 AM and 4:30 PM, Monday thru Friday, and BE IT FURTHER

**TOWN OF CHEEKTOWAGA
MEETING NO. 6
MARCH 17, 1997**

RESOLVED that the Town Clerk is hereby designated as the Officer to open bids on the aforesaid items at 11:00 AM on April 2, 1997.



**TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT
LEGAL NOTICE TO BIDDERS**

NOTICE IS HEREBY GIVEN that the Town of Cheektowaga Highway Department will receive bids for the purchase of One (1) New and Unused, 1997 MODEL, SKID-STEER LOADER WITH ATTACHMENTS for use by the Highway Department of the Town of Cheektowaga at a public opening to be held in the Council Chambers at the Cheektowaga Town Hall on April 2, 1997 at 11:00 A.M.

Information for bidders and specifications may be obtained from the office of Richard M. Moleski, Town Clerk of the Town of Cheektowaga at the Cheektowaga Town Hall, Cheektowaga, NY 14227. Bids must be enclosed in an opaque envelope plainly marked "BIDS FOR ONE 1997 SKID-STEER LOADER WITH ATTACHMENTS."

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

RICHARD M. MOLESKI
Town Clerk

Dated: March 17, 1997

Published: March 20, 1997



AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

Item No. 8b Motion by Councilmember Rogowski, Seconded by Councilmember Jaworowicz

BE IT RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the REPLACEMENT OF SIDEWALKS IN VARIOUS LOCATIONS IN THE TOWN OF CHEEKTOWAGA by the Town of Cheektowaga Highway Department. Information for bidders and specifications may be obtained from the office of the Town Clerk located at the Town Hall, Broadway and Union Road, Cheektowaga, NY 14227, between the hours of 9:00 AM and 4:30 PM, Monday thru Friday and BE IT FURTHER

RESOLVED that the Town Clerk is hereby designated as the officer to open bids on the aforesaid items at 11:00 AM on April 2, 1997.

TOWN OF CHEEKTOWAGA
MEETING NO. 6
MARCH 17, 1997



NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on April 2, 1997 at 11:00 A.M., Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the replacement of sidewalks in various locations in the Town of Cheektowaga.

Information for bidders and specifications may be obtained from the Office of the Highway Superintendent, 3145 Union Road, Cheektowaga, NY 14225.

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

Each proposal must be accompanied by a certified check for a sum equal to five percent (5%) of the amount of the bid, payable to the Town of Cheektowaga, New York, or bond with sufficient sureties to be approved by the Attorney for the Town of Cheektowaga, New York.

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

RICHARD M. MOLESKI
Town Clerk

DATED: March 17, 1997



AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

Item No. 8c Motion by Councilmember Johnson, Seconded by Councilmember Rogowski

WHEREAS, the Town of Cheektowaga Sewer Maintenance Department desires to purchase one (1) pan and tilt color video camera for the televising of sanitary sewers, and

WHEREAS, the Engineering Department is hereby requested to prepare specifications, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for the purchase of a pan and tilt color video camera, said notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

**TOWN OF CHEEKTOWAGA
MEETING NO. 6
MARCH 17, 1997**

RESOLVED that sealed bids will be received on April 2, 1997 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 Board of the Town of Cheektowaga on April 2, 1997 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of a replacement pan and tilt color video camera for the televising of sanitary sewers.

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: March 17, 1997



AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

Item No. 8d Motion by Councilmember Rogowski, Seconded by Councilmember Jaworowicz

WHEREAS, the Town of Cheektowaga Facilities Department desires to purchase an ice rink resurfacing machine for the Cheektowaga Recreation Center, and

WHEREAS, the Engineering Department is hereby requested to prepare specifications, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for the purchase of an ice rink resurfacing machine, said notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

**TOWN OF CHEEKTOWAGA
MEETING NO. 6
MARCH 17, 1997**

RESOLVED that sealed bids will be received on April 2, 1997 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 Board of the Town of Cheektowaga on April 2, 1997 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for the purchase of an Ice Rink Resurfacing Machine for the Facilities Department in the Town of Cheektowaga, New York.

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

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

Each proposal must be accompanied by a certified check for a sum equal to five percent (5%) of the amount of the bid, payable to the Town of Cheektowaga, New York, or bond with sufficient sureties to be approved by the attorney for the Town of Cheektowaga, New York.

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

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

RICHARD M. MOLESKI
Town Clerk

DATED: March 17, 1997



AYES:	Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson, Swiatek and Jankowiak
NAYES:	0
ABSENT:	0

AFFIDAVIT - NEXT PAGE

Item No. 9 Motion by Councilmember Johnson, Seconded by Supervisor Gabryszak

WHEREAS, this Town Board previously awarded a contract for General Construction work for the Sewer Maintenance Garage Restoration and Digester Conversion at Plant #5 to Baker Development & Construction Company, Inc. ("Baker"), and

WHEREAS, Baker defaulted on the contract and the surety, Westchester Fire Insurance Company ("Westchester") notified the Town that it would take necessary action to complete the project, and

WHEREAS, Westchester retained Meridian Consulting Group, Inc. ("Meridian") to coordinate completion of the project, and

**TOWN OF CHEEKTOWAGA
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WHEREAS, liens were filed on the project and moneys to subcontractors and consultants remain unpaid, and such project is still not completed to the satisfaction of the Town, and

WHEREAS, it is imperative that this project be completed as soon as possible and that all parties receive proper payment, NOW, THEREFORE, BE IT

RESOLVED that the Town Attorney be and hereby is authorized and directed to review the file on this matter and attempt to resolve all open issues with respect to this project, and BE IT FURTHER

RESOLVED that the Town Attorney be and hereby is also authorized and directed to, if matters cannot be resolved, take any and all necessary proceedings against Baker, Westchester, Meridian and any other party involved in this action to ensure completion of the project and payment to all other parties.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 10 Motion by Supervisor Gabryszak, Seconded by Councilmember Johnson

WHEREAS, by resolution dated May 1, 1995, this Town Board adopted a Special Events policy, which requires anyone wishing to hold a special event in the Town to file an application and supporting documentation, fees, etc. to the Town Clerk prior to the special event, and

WHEREAS, the Cheektowaga Chamber of Commerce has made application to hold its Trade Show and Job Fair at the Town Recreation Center from April 11-13, 1997 (set-up April 10; clean-up April 14), and

WHEREAS, this Town Board has reviewed the application submitted by the Cheektowaga Chamber of Commerce, which application has been approved by the Facilities and Youth and Recreational Services Departments, and has no objection to same, and

WHEREAS, due to the nature of the event, this Town Board hereby waives the following requirements:

1. Submittal of plan for sanitary facilities
2. Submittal of site plan
3. Requirement that application be made at least 60 days prior to the date of the special event
4. Submittal of Security Plan
5. Submittal of Fire Prevention/Emergency Services Plan

and BE IT FURTHER

RESOLVED that this Town Board hereby approves the aforementioned application of the Cheektowaga Chamber of Commerce for its Trade Show and Job Fair to be held on April 11-13, 1997.

Item No. 10 cont'd

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 11 Motion by Councilmember Johnson, Seconded by Councilmember Rogowski

WHEREAS, the Town of Cheektowaga is the owner of a highway known as Benbro Drive, and said highway is maintained by the Town Highway Department, and

**TOWN OF CHEEKTOWAGA
MEETING NO. 6
MARCH 17, 1997**

WHEREAS, Benderson Development Company, Inc. ("Benderson") owns property located at 45-107 Benbro Drive and has requested permission to install four (4) directory signs for the identification of the names and addresses of the current tenants at these locations, and

WHEREAS, Benderson has installed curbed landscape islands along the east and west Benbro rights-of-way to beautify the area, and it is within these islands that it wishes to install the aforementioned signs, and

WHEREAS, the Town Superintendent of Highways has no objection to the proposed location for these signs, NOW, THEREFORE, BE IT

RESOLVED that Benderson be and hereby is granted a license to install the above referenced signs in the Benbro Drive right-of-way, subject to the following conditions:

1. Benderson execute an indemnification agreement acceptable to the Town Attorney
2. Benderson name the Town as an additional insured on its insurance policies with respect to these properties
3. The Town may, upon 30 days prior written notice to Benderson, terminate this license
4. Benderson must obtain a variance to Section 82-35.D.(3) of the Zoning Law from the Zoning Board of Appeals.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 12 Motion by Councilmember Rogowski, Seconded by Councilmember Johnson

WHEREAS, the Public Improvement Permit Ordinance of the Town of Cheektowaga requires that all 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 Phase 9 has submitted a Public Improvement Permit Application, plans and specifications and permit fee for the installation of drainage improvements, within a portion of said subdivision, and

WHEREAS, the developer of Phase 9 of the Losson Green Estates Subdivision has also been previously granted a Public Improvement Permit for the construction of Rushford Lane within Phase 9 of the said subdivision, and proposes to commence work at this time, and

WHEREAS, the Town Engineer and the Town Superintendent of Highways have reviewed the plans and specifications and find that the design of the subject improvements conform with established Town requirements, NOW, THEREFORE, BE IT

RESOLVED that the Public Improvement Permit be and hereby is approved for the construction of the aforesaid Phase 9 drainage improvements, and BE IT FURTHER

Item No. 12 cont'd

RESOLVED that the permit fee in the amount of \$1,007.55 be deposited in the Public Improvement Permit Account that was established for receipt and disbursement of such fees, and BE IT FURTHER

RESOLVED that the subdivision developer shall be responsible for the execution of drainage easements for filing in the Erie County Clerk's Office prior to the acceptance of the related improvements.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

**TOWN OF CHEEKTOWAGA
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Item No. 13 Motion by Councilmember Johnson, Seconded by Supervisor Gabryszak

WHEREAS, as part of the site plan review process for a building expansion at 5035 Genesee Street, a drainage easement was requested from the owner of the property to the west of 5035 Genesee Street, and

WHEREAS, the owner of such property. Samuel W. Tadio, has executed such drainage easement and has offered same to the Town, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby accepts the aforementioned drainage easement from Samuel W. Tadio, and BE IT FURTHER

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

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
 Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 14 Motion by Supervisor Gabryszak, Seconded by Councilmember Rogowski

WHEREAS, the funding source for the Cheektowaga Action Partnership, Grant #SPO 4160 from the Department of Health and Human Services will expire on April 30th, 1997, and

WHEREAS, since its inception, the Partnership has take measures to become self-sustaining beyond the term of the grant through volunteer fundraising activities, New York State incorporation and receipt of Internal Revenue Service 501(c)(3) not-for-profit designation, and

WHEREAS, approximately \$37,500.00 of fund-raising revenue has been generated and held in the Town's Trust and Agency Account #0600-0884-0600 for the purpose of continuing CAP's existence beyond the term of grant funding, and

WHEREAS, with its designation as a 501(c)(3) not-for-profit organization, the Partnership now qualifies and is desirous of serving as lead agency of the Town's Suburban Wellness Coalition grant #SPO-7663, NOW, THEREFORE, BE IT

RESOLVED that the Town of Cheektowaga release Trust and Agency Account #0600-0884-0600 and any assets acquired under Grant #SPO-4160 to the Cheektowaga Action Partnership, Inc., effective April 30, 1997, and BE IT FURTHER

RESOLVED that upon approval of the Federal Center for Substance Abuse Prevention (CSAP), it is the Town's intent to transfer lead agency status in all assets acquired under the Suburban Wellness Coalition grant #SPO-7663 to the Cheektowaga Action Partnership, Inc.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
 Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 15 Motion by Councilmember Johnson, Seconded by Councilmember Rogowski

WHEREAS, Contract A for the Digester Conversion Project at Plant #5 was awarded by Town Board Resolution dated June 3, 1996 to the Chelsey Corporation, 28 Garden Avenue, West Seneca, New York 14224 for a total bid price of \$107,300.00, and

WHEREAS, Nussbaumer & Clarke, Inc., the Project Engineer, and the Town Engineer have advised that work under the aforesaid contract has been completed in accordance with contract requirements, and

WHEREAS, Nussbaumer & Clarke, Inc. and the Town Engineer have further recommended the approval of Change Order No. 1 (final) which provides for modifications to a man door at former Digester No. 7, and for final adjustment to contract item quantities as outlined in the change order document, NOW, THEREFORE, BE IT

**TOWN OF CHEEKTOWAGA
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RESOLVED that Change Order No. 1 for the aforementioned project in the amount of \$3,746.82 as a deduction to the contract of Chelsey Corporation, 28 Garden Avenue, West Seneca, New York be and hereby is approved, and BE IT FURTHER

RESOLVED that this Town Board hereby accepts the completed project as recommended by the Town Engineer and hereby authorizes the Town Supervisor to execute Change Order No. 1 and the final contract acceptance documents.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 16a Motion by Supervisor Gabryszak, Seconded by Councilmember Johnson

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 1997 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, \$33,500.00, shall be appropriated from budget line item number 0100-12204957.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

**See next page(s) for attachments

Item No. 16b Motion by Councilmember Johnson, Seconded by Supervisor Gabryszak

WHEREAS, there is a need for obtaining general technical services that may not be included within the scope of any on-going project, and

WHEREAS, said services are essential in assisting the Town with long term stormwater and drainage system initiatives recommended through previous studies, management and regulatory compliance associated with the operation and maintenance of Town sanitary sewer districts, and in securing grant monies available through various State and Federal programs such as the State Environmental Bond act and the Small Flood Control Projects Section of the Federal Water Resources Development Act of 1996, and

WHEREAS, the engineering consulting firm of Nussbaumer & Clarke, Inc. has been found qualified to perform such services and has vast experience in the development and management of the Town's infrastructure, and has also aided the Town in securing grants for numerous major projects, NOW, THEREFORE, BE IT

**TOWN OF CHEEKTOWAGA
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RESOLVED that the agreement for general technical services for 1997 as submitted by the consulting firm of Nussbaumer & Clarke, Inc. and as recommended by the Town Engineer, is approved and accepted, and BE IT FURTHER

RESOLVED that the professional fees shall be based on the hourly rates established in the agreement and shall be chargeable to the appropriate Sanitary Sewer District and Town Wide Drainage District Accounts as budgeted at an amount not to exceed \$15,000, and BE IT FURTHER

RESOLVED that the Supervisor is directed and authorized to sign said agreement for professional services with:

Nussbaumer & Clarke, Inc.
3556 Lake Shore Road
Buffalo, New York 14219-1439

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 16c Motion by Councilmember Johnson, Seconded by Councilmember Jankowiak

WHEREAS, the Town of Cheektowaga is leasing 50 ± acres of land on the south side of Cayuga Creek Road from the County of Erie, and

WHEREAS, this land was leased to the Town by the County as part of the environmental mitigation for the County's Overflow Retention Facility, and is to be used by the Town as open green space, and

WHEREAS, the U.S. Department of the Interior, Fish and Wildlife Service, in cooperation with the N.Y.S. Department of Environmental Conservation, is conducting habitat surveys along Lake Erie/Niagara River Tributaries to determine the potential for successful walleye re-introduction, and

WHEREAS, in connection with these surveys, the Fish and Wildlife Service has requested permission to access Cayuga Creek, via the Town's land on Cayuga Creek Road, from late-March until early-May in 1997, and

WHEREAS, the County of Erie has registered no objection to this temporary use of the land in questions, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby grants the Fish and Wildlife Service a temporary license from late-March to early-May to cross the above referenced Town land being leased from the County of Erie, subject to the following:

Item No 16c cont'd

1. Property shall be minimally disturbed and will be returned to its present condition;
2. Town shall be held harmless for any damage or injuries;
3. Due to the fact that there is active construction on-going on the site with respect to the ORF, the Fish and Wildlife Service shall take proper precautions in traversing the site.

and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is authorized and directed to execute the attached Landowner Permission Form.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

TOWN OF CHEEKTOWAGA
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**See next page(s) for attachments

Item No. 16d Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, on December 16, 1996, the Town of Cheektowaga entered into an agreement with the Youth Department of the Diocese of Buffalo for continuation of the Cheektowaga Youth Engaged in Service (Y.E.S.) program, and

WHEREAS, Erie I B.O.C.E.S., through a grant from the New York State Education Department, will provide the Town of Cheektowaga with \$3,000.00 to expand operation of the program and allow increased participation by developmentally and learning disabled individuals, low-income youth and community service restitution clients, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized and directed to execute the attached addendum to the existing agreement with the Youth Department of the Diocese of Buffalo to provide this additional service.

BUDGET LINE ITEM: 0001-7310-4695

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
 Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

TOWN OF CHEEKTOWAGA
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MARCH 17, 1997

**See next page(s) for attachments

Item No. 16e Motion by Councilmember Jaworowicz, Seconded by Councilmember Jankowiak

WHEREAS, the Town, in its 1997 budget, allocated moneys to certain cultural and not-for-profit organizations which are involved in activities which benefit the Town, and

WHEREAS, agreements between the Town and these cultural and not-for-profit organizations have been prepared and forwarded to such groups, and

WHEREAS, the organizations listed below have completed and returned sign agreements and their accounting report from the 1996 funding to the Town, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby approves agreements in the forms attached to this resolution, with the cultural and not-for-profit organizations listed below for the amounts listed, and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is authorized and directed to execute the attached agreements with the following referenced cultural and not-for-profit organizations for the following respective amounts:

<u>Cultural/Not-For-Profit Organization</u>	<u>Funding Approved</u>
Cheektowaga Historical Association	\$1,000.00

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Cheektowaga Cultural Society	\$2,130.00
Cheektowaga Patriotic Commission, Inc.	\$10,000.00
Cheektowaga Garden Club	\$450.00
Cheektowaga Community Symphony Orchestra	\$6,200.00

and BE IT FURTHER

RESOLVED that the aforementioned moneys shall be paid to the respective cultural/not-for-profit organization out of the respective cultural group budget line item in the 1997 Town budget, subject to audit and approval of a properly signed Town voucher.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

**See next page(s) for attachments

Item No. 17 Motion by Councilmember Swiatek, Seconded by Councilmember Rogowski

BE IT RESOLVED that the following Seasonal and/or Part-Time employees be and hereby are terminated as listed:

EFFECTIVE

FACILITIES DEPARTMENT

Brooke Nagowski	03/08/97
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JUSTICE COURT

Linda Tatta	Immediately
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SANITATION DEPARTMENT

Jennifer Borkowski	02/28/97
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AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

**TOWN OF CHEEKTOWAGA
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Item No. 18a Motion by Councilmember Swiatek, Seconded by Councilmember Jankowiak

BE IT RESOLVED that the following individuals be and hereby are hired as **SEASONAL EMPLOYEES**, not to exceed 24 weeks in a calendar year, in the various departments listed and in compliance with the provisions of the Town's collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association:

EFFECTIVE

RECYCLING DEPARTMENT - \$6.00 per hour (Laborer)

James K. Ludtka XXXXXXXXXXXXXXXXXXXXXXXX 4/1/97

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
 Johnson, Swiatek and Jankowiak

NAYES: 0

ABSENT: 0

Item No. 18b Motion by Councilmember Swiatek, Seconded by Supervisor Gabryszak

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

EFFECTIVE

TOWN CLERK'S OFFICE (Records Management) - \$6.00 per hour

Susan Zogaria XXXXXXXXXXXXXXXXXXXXXXXX Immediately
Jody Kluczynski XXXXXXXXXXXXXXXXXXXXXXXX "

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
 Johnson, Swiatek and Jankowiak

NAYES: 0

ABSENT: 0

Item No. 19 Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

BE IT RESOLVED that the following Youth and Recreation employee be transferred as indicated (part-time):

Administrative Interns - 7310.1804
From Recreation Attendant VI to Recreation Attendant VII - \$6.00

Noreen Brezowski

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
 Johnson, Swiatek and Jankowiak

NAYES: 0

ABSENT: 0

Item No. 20a Motion by Supervisor Gabryszak, Seconded by Councilmember Rogowski

WHEREAS, the Leadership for the Twenty-First Century Conference is being held at Ontario Police College in Aylmer, Ontario Canada on March 25-26, 1997, and

WHEREAS, Chief Bruce Chamberlin has been invited to deliver an address at the conference relating to Leadership and the 21st Century knowledge employee: Empowerment. The conference will feature keynote presentations by acknowledged leaders and structured workshops regarding various leadership skills. Chief Chamberlin's expenses will be covered by *The Police Learning System*. Chief Chamberlin will utilize his police vehicle for transportation to and from his conference, NOW, THEREFORE, BE IT

**TOWN OF CHEEKTOWAGA
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RESOLVED that Chief Chamberlin is authorized to attend this conference on Leadership for the Twenty-First Century.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 20b Motion by Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

WHEREAS, the 1997 Middle Atlantic-Great Lakes Organized Crime Law Enforcement Network (MAGLOCLN) business meeting and "Combating Multi-Jurisdictional Crime in America" Information Sharing Conference, is being held in Atlantic City, NJ, April 21 - April 25, 1997, and

WHEREAS, Lt. Starr is our primary representative in MAGLOCLN and his attendance is mandatory, and MAGLOCLN will cover transportation and lodging expense and the Police Department will be responsible for the registration fee and meal expenses will amount to \$300.00, NOW, THEREFORE, BE IT

RESOLVED that the Chief of Police is authorized to send Lt. Starr to this annual meeting and that the time he spends at this training be authorized as normal duty time. This expense will be charged to line 0100-3120-4085 and 0100-3120-4093.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 20c Motion by Supervisor Gabryszak, Seconded by Councilmember Swiatek

WHEREAS, the International Association of Chief of Police is hosting a training conference on Managing Contemporary Policing Strategies March 19-21, 1997 in White Plains, NY, and

WHEREAS, Chief Chamberlin is requesting authorization to send Lt. John Glascott and Lt. Craig Moriarity to this conference. Topics to be covered but not limited to; developing and
Item No. 20c cont'd

managing work teams, and applying practical techniques and principles to assess and improve police performance, and

WHEREAS, the Police Department will be responsible for registration, lodging, travel and meals amounting to approximately \$1,055.00. A Police Department vehicle will be used for travel to and from his training, NOW, THEREFORE, BE IT

RESOLVED that the above officers are authorized to attend this training. The time they spend, be authorized as normal duty time. The expense will be charged to 0100-3120-4085 and 0100-3120-4093.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 20d Motion by Supervisor Gabryszak, Seconded by Councilmember Rogowski

WHEREAS, the 15th Annual New York State Clerks Association Conference is being held April 20-23 at the Hyatt Regency, Rochester, NY and the Conference offers such information as Vital Statistics Updates, Dog Licensing Updates and Internet and Telecommunications Grants Updates, etc., and

WHEREAS, the seminars offered will greatly benefit the everyday operations of the Town Clerk's Office, NOW, THEREFORE, BE IT

**TOWN OF CHEEKTOWAGA
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RESOLVED that Vickie Dankowski, Deputy Town Clerk; Sharon Styborski, Senior Clerk Typist; and Lisa-Marie Demont, Records Management Clerk be authorized to attend said seminars at a cost not to exceed \$375.00.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

Item No. 20e Motion by Councilmember Johnson, Seconded by Supervisor Gabryszak

WHEREAS, a safety training workshop is being conducted on Oxy-Fuel Safety and Welder Safety Training at Compliance Management, Inc. in Buffalo, New York, on April 29, 1997, which workshop would prove beneficial in reinforcing safe equipment maintenance operations for Sewer Maintenance Department personnel, and

WHEREAS, the General Crew Chief of the Sewer Maintenance Department requests that two (2) department employees be authorized to attend said workshop and utilize a Town vehicle to travel to and from such workshop, NOW, THEREFORE, BE IT

RESOLVED that Messrs Robert Latshaw, Working Crew Chief and Robert Czubaj, Sr. Maintenance Man, be and hereby are authorized to attend said safety training workshop to be held at Compliance Management, Inc., 85 Great Arrow Avenue, Buffalo, New York 14216 on April 29, 1997 and that the cost of the workshop in the amount of \$50.00 each is to be paid for under Budget Item No. 2500-8125-4087.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski,
Johnson, Swiatek and Jankowiak
NAYES: 0
ABSENT: 0

III. DEPARTMENTAL COMMUNICATIONS

Item No. 21 Supervisor's Statement of Funds
Received and Filed.

Item No. 22 Cheektowaga Traffic Safety Commission - Minutes of February 18, 1997
Received and Filed.

IV. GENERAL COMMUNICATIONS

Item No. 23a Notice of Claim - Susan Stillwell vs Town of Cheektowaga
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town Attorney; Council Office; Allied Claims, Insurance Company; Chief of Police.
Received and Filed.

Item No. 23b Notice of Claim - Gregory Maciejewski vs Town of Cheektowaga
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town Attorney; Council Office; Allied Claims, Insurance Company; William Wielinski, Facilities Director; N. Rutkowski, Foreman-Facilities-Parks Department
Received and Filed.

Item No. 23c Notice of Claim - Kevin Milbrand vs Town of Cheektowaga
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town Attorney; Council Office; Allied Claims, Insurance Company; Highway Department.

**TOWN OF CHEEKTOWAGA
MEETING NO. 6
MARCH 17, 1997**

Received and Filed.

Item No. 23d Notice of Claim - Agnes Tryjankowski vs Town of Cheektowaga
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town Attorney; Council Office; Allied Claims, Insurance Company; Highway Department.
Received and Filed.

Item No. 23e Notice of Claim - Patricia Kubiak vs Town of Cheektowaga
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town Attorney; Council Office; Allied Claims, Insurance Company; Chief of Police.
Received and Filed.

Item No. 24 Motion by Councilmember Rogowski, Seconded by Councilmember Jankowiak to adjourn the meeting.
Time meeting was adjourned: 8:45 P.M.

RICHARD M. MOLESKI
Town Clerk