

**MEETING NO. 7  
APRIL 3, 2000**

0100-1410-1376	Senior Clerk	4,650.00
0100-1410-1380	Records Management	1,545.00
0100-1420-1102	Town Attorney	165.00
0100-1420-1381	Legal Steno	685.00
0100-1625-1431	Maintenance Worker	850.00
0100-1640-1445	Welder	100.00
0100-1910-4261	Postage	3,675.00
0100-3120-1511	Lieutenants	38,813.00
0100-3120-1590	Civilian Crossing Guard	48.00
0100-3120-1595	Cellblock Attendants	4,188.00
0100-3120-1351	Senior Clerk	3,143.00
0100-3120-1371	Systems Manager	1,322.00
0100-3020-1561	Dispatch	76,090.00
0100-3020-1565	Senior Dispatcher	1,226.00
0100-3120-1371	Clerk	151.00
0100-3120-1112	Police Chief	3,865.00
0100-3120-1374	Clerk Typist	1,318.00
0100-3120-1153	Assistant Chief	3,972.00
0100-3120-1501	Captains	17,543.00
0100-3120-1375	Account Clerk Typist	813.00
0100-7310-1361	Clerk Steno	25.00
0100-6250-1953	Clerical	84.00
0100-7110-1422	General Mechanic	11,296.00
0100-7140-1603	Rec. Instructor	511.00
0100-7140-1636	Soccer Salaries	165.00
0100-7140-4999	Credit Card Expense	500.00
0100-7321-1300	Program Coordinator	5,664.00
0100-7321-1400	Administrative Assistant	1,328.00
0100-7620-1636	Van Drivers	4,855.00
0100-9950-8000	Transfer to Capital Fund	150,000.00

HIGHWAY FUND

From:	0300-5141-1935	Snow-Highway	\$ 23,900.00
To:	0300-5142-1701	Snow-Labor	\$ 23,900.00

PART TOWN FUND

From:	0800-3620-1374	Building & Zoning Clerk	\$ 275.00
	0800-9010-8141	Medical Insurance	1,100.00
To:	0800-3620-1376	Senior Clerk	\$ 275.00
	0800-9010-8121	Social Security	1,100.00

SPECIAL DISTRICTS FUND

From:	1500-8160-1414	MEOB	\$ 8,600.00
	2500-8135-1492	Seasonal Laborers	2,405.00
	2500-8125-8141	Medical Insurance	1,150.00
To:	1500-8160-1105	Supervisor	\$ 200.00
	1500-8160-1205	Working Foreman	7,400.00
	1500-8160-1412	Laborers	1,000.00
	2500-8135-1201	Superintendent	2,300.00
	2500-8135-1301	Asst. Superintendent	105.00
	2500-8135-8141	Medical Insurance	1,150.00

CAPITAL FUND

From:	5917-1910-5031	Transfer In	\$150,000.00
To:	5917-1320-9910	Software Acquisition	150,000.00

Upon roll call ....

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

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NAYES: 0  
ABSENT: 0

Item No. 3 Motion By Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

BE IT RESOLVED, that the following Vouchers and Warrants are submitted to the Town of Cheektowaga prior to March 31, 2000 are hereby approved and made a part hereof:

GENERAL FUND	\$116,403.54
HIGHWAY FUND	24,864.89
TRUST & AGENCY	1,822.61
PART TOWN FUND	2,534.82
HUD CDBG FUND	4,864.74
RISK RETENTION FUND	56,287.89
HUD HOUSING REHABILITATION	2,847.00
SPECIAL DISTRICTS FUND	45,471.98
CAPITAL FUND	<u>5,703.50</u>
	\$260,800.97

Upon roll call ....

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

NAYES: 0  
ABSENT: 0

Item No. 4a Motion by Councilmember Johnson, Seconded by Councilmember Jankowiak

WHEREAS, this Town Board held a public hearing on March 20, 2000 to consider the advisability of adopting proposed amendments to Chapter 76 of the Code of the Town of Cheektowaga (Vehicle and Traffic), said hearing being held in accordance with Notice thereof which was duly published as required by law, at which hearing an opportunity to be heard was afforded all persons interested in the subject hereof,

NOW, THEREFORE BE IT RESOLVED, as follows:

Section 1.

That this Town Board determines 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 I

General Provisions

§76-530, Schedule VII: Stop Intersections, shall be amended to delete the following therefrom:

<u>STOP SIGNS ON</u>	<u>DIRECTION TRAFFIC STOPS</u>	<u>AT INTERSECTION OF</u>
Ellwood Place	South	Beryl Drive
Beryl Drive Service Rd.	North	Beryl Drive

§76-535, Schedule VII: Yield Intersections Designated, shall be amended to delete therefrom the following:

<u>YIELD SIGN ON</u>	<u>DIRECTION TRAFFIC YIELDS</u>	<u>AT INTERSECTION OF</u>
Beryl Drive Service Rd.	North	Beryl Drive
Ellwood Place	South	Beryl Drive
Beryl Drive Service Rd.	North	Beryl Drive

§76-545, Schedule X, PARKING, PROHIBITED IN DESIGNATED LOCATIONS, shall be amended by deleting therefrom the following:

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ARTHUR STREET – west side: from the south curblineline of Genesee Street to a point two hundred (200) feet south.

§76-545, SCHEDULE X, PARKING PROHIBITED IN DESIGNATED LOCATIONS, shall be amended by adding thereto the following:

ARTHUR STREET – west side: from the south curblineline of Genesee Street to a point three hundred thirteen (313) feet south.

EAST END – east side: from the north curblineline of Genesee Street to the south curblineline of East Delavan Avenue.

Section 2. Time to Take Effect

- (a) These amendments shall take effect when properly posted within a reasonable time except those parts, if any, which are subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York.
- (b) Any part or parts of these amendments which are subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York shall take effect from and after the day on which approval in writing is received from the New York State Traffic Commission.

Section 3. Territorial Application

These amendments shall apply to all of the Town of Cheektowaga, Erie County, New York outside of the villages of Depew and Sloan.

Section 4. Publication

That these amendments to Chapter 76 of the Code of the Town of Cheektowaga shall be entered into the minutes of the Town Board and shall be published in the CHEEKTOWAGA TIMES, a newspaper published in this Town, and affidavits of such publication shall be filed with the Town Clerk and the Town Clerk shall likewise enter in the Ordinance Book a copy of said amendments specifying the date of adoption thereof.

Upon roll call ....

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

AFFIDAVIT - NEXT PAGE

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

WHEREAS, by letter dated January 6, 2000, David Burr, under the Freedom of Information Law ("FOIL") requested information/records from the Cheektowaga Police Department ("CPD") relating to an incident he was involved with during the Winter of 1979-80 or 1981 on East Lovejoy Street/Wagner Street and Lackawanna Street, AND

WHEREAS, the CPD searched its files and records and, by letter dated January 12, 2000, notified Mr. Burr that it could not find any information mentioned in Mr. Burr's letter, AND

WHEREAS, under FOIL, Mr. Burr appealed this determination to this Town Board, NOW, THEREFORE BE IT

RESOLVED, that this Town Board hereby finds:

- 1. The records requested by Mr. Burr from the winter of 1979-80 or 1981 do not exist in the CPD.
- 2. The determination of the CPD is affirmed.
- 3. Mr. Burr's request is denied because the records do not exist in the Town.

and, BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to forward certified copies of this resolution to:

- David Burr #8430365, N.Y.S./D.O.C., Southport Correctional Facility, P.O. Box 2000, Pine City, New York 14871-2000;

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- NYS Committee on Public Access to Records, 162 Washington Avenue, Albany, New York 12231

Upon roll call ....

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

Item No. 5 Motion by Councilmember Jankowiak, Seconded by Councilmember Jaworowicz

BE IT RESOLVED, that the Town Clerk be and hereby is directed to publish a Notice to Bidders for TOPSOIL by the Cheektowaga Highway Department and various departments in the Town.

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 April 14, 2000.

NOTICE TO BIDDERS

TOWN OF CHEEKTOWAGA, NEW YORK

SEALED PROPOSALS will be received and considered by the Cheektowaga Town Board on April 14, 2000 at a public bid opening at 11:00 A.M., at the Town Hall located on Broadway and Union Roads, Cheektowaga, New York, for the purpose of furnishing TOPSOIL use of various departments in the Town of Cheektowaga.

Specifications 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.

\_\_\_\_\_  
Richard M. Moleski

Upon roll call ....

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

AFFIDAVIT - NEXT PAGE

Item No. 6 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 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 Riefler Concrete Products to construct a truck wash facility at 400 Pfohl Road, AND

WHEREAS, the facility is intended to provide a means of washing concrete trucks and capturing the residues from the washing for proper disposal, AND

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WHEREAS, the applicant has submitted, to the Town, a management plan for the washbasins including procedures for impending flood conditions, AND

WHEREAS, the management plan will be submitted by the applicant to the NYSDEC for their comment, AND

WHEREAS, the Advisory Committee, at its meeting held on March 15, 2000 rendered the determination shown on the attached memo dated March 16, 2000, 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, finds the site plan acceptable, and therefore issues a "Negative Declaration" for the purpose of SEQRA.

Upon roll call ....

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

NAYES: 0

ABSENT: 0

\* SEE NEXT PAGE(S) FOR ATTACHMENT

Item No. 7 Motion By Councilmember Mazur, Seconded by Councilmember Swiatek

WHEREAS, the Town administers a housing rehabilitation loan program for eligible Town homeowners to make necessary repairs and improvements to their homes, AND

WHEREAS, a housing rehabilitation loan was previously provided to the owners of 68 Frederick Street in the amount of \$41,500, AND

WHEREAS, additional work in the amount of \$6,553 is necessary to complete the project, AND

WHEREAS, pursuant to Housing Rehabilitation Loan Program Guidelines, approval by the Town Board is required for said additional loan funds, NOW, THEREFORE BE IT

RESOLVED, that the Town Board hereby authorizes additional housing rehabilitation loan funds in the amount of up to \$6,553 for the project located at 68 Frederick Street and directs the Supervisor to execute a loan amendment and any other documents necessary to provide said funding.

Upon roll call ....

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

NAYES: 0

ABSENT: 0

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

WHEREAS, as part of the 1999-2000 State budget, moneys are available under the New York State Department of State Quality Communities Demonstration Program to encourage collaborations between local governments in community planning which will provide for the efficient delivery of services and improve opportunities for sustainable community development, AND

WHEREAS, the Town of Cheektowaga seeks to work with the Town of Amherst, as lead applicant, on a long-range re-development plan for the Harlem-Kensington-Cleveland business district, AND

WHEREAS, the Town of Amherst wishes to apply to \$60,000.00 under the aforementioned State program for the Harlem-Kensington-Cleveland business district re-development plan, NOW, THEREFORE BE IT

RESOLVED, that the Town of Cheektowaga is in full support of Amherst's application to the Quality Communities Demonstration Program for grant monies for the aforementioned re-

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development plan for the Harlem-Kensington-Cleveland business district re-development plan and, BE IT FURTHER

RESOLVED, that the Town of Cheektowaga is a willing collaborator in the submission of this application.

Upon roll call ....

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

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

WHEREAS, Transit Road serves as the eastern border of the Town of Cheektowaga, AND

WHEREAS, the Cheektowaga Town Board supports the study of land uses, circulation patterns, safety issues, aesthetics, and local land use/design regulations (zoning, and site plan regulations) found along the Erie County portion of Transit Road, especially as these elements pertain to the Cheektowaga portion of Transit Road, AND

WHEREAS, results of the proposed study could be utilized to develop a series of model guidelines to improve the quality of the physical and visual environment along Transit Road including improved and safer traffic circulation, improved pedestrian environment, more attractive physical development, and an overall improvement in community quality of life, NOW, THEREFORE BE IT

RESOLVED, that the Cheektowaga Town Board is in full support of Erie County's application to the Quality Communities Demonstration Program for grant monies to conduct the aforementioned study of the Transit Road Corridor, AND

AND, BE IT FURTHER RESOLVED, that the Town of Cheektowaga is a willing collaborator in the submission of this application.

Upon roll call ....

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

Item No. 9a Motion By Councilmember Swiatek, Seconded by Unanimous

BE IT RESOLVED, that this Town Board hereby approves, authorizes, and directs the Supervisor to execute the 1998-2002 collective negotiations agreement between the Town of Cheektowaga and the Town of Cheektowaga Public Safety Dispatchers Association.

Upon roll call ....

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

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

WHEREAS, as part of the 1999-2000 State budget, moneys are available under the New York State Department of State Quality Communities Demonstration Program to encourage collaborations between local governments in community planning which will provide for the efficient delivery of services and improve opportunities for sustainable community development, AND

WHEREAS, the Town of Cheektowaga, as lead applicant, seeks to work with the Town of Lancaster and Village of Depew for the development of a long range water resource and open space management plan for those natural resources which mutually benefit such municipalities, AND

WHEREAS, the Towns of Cheektowaga and Lancaster and Village of Depew wish to apply for \$50,000 under the aforementioned State Program for the development of a long range water

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resource and open space management plan for those natural resources which mutually benefit such municipalities, NOW, THEREFORE BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute all documents in connection with the application and acquisition of said grant funds.

Upon roll call ....

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

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

WHEREAS, the NYS Department of Motor Vehicles, Governor's Traffic Safety Committee, has made National Highway Safety Administration funds available through the County of Erie for the 1999-2000 year to fund a traffic speed and occupant restraint enforcement program, AND

WHEREAS, the Town of Cheektowaga Police Department applied for such funding, and has been notified that the Town has been awarded the sum of \$9,000 to conduct such program in the Town of Cheektowaga, NOW, THEREFORE BE IT

RESOLVED, that this Town Board hereby authorizes and directs the Cheektowaga Police Department to complete the necessary application form and other documentation necessary for the Town to obtain these funds and, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute all documents pertaining to the application and acquisition of said funding.

Upon roll call ....

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

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

WHEREAS, the NYS Department of Motor Vehicles, Governor's Traffic Safety Committee, has made National Highway Safety Administration funds available through the County of Erie for the 1999-2000 year to fund "Buckle Up New York", to increase seat belt usage in an effort to reduce serious injury or death from traffic crashes, AND

WHEREAS, the Town of Cheektowaga Police Department applied for such funding, and has been notified that the Town has been awarded the sum of \$12,350 to conduct such program in the Town of Cheektowaga, NOW, THEREFORE BE IT

RESOLVED, that this Town Board hereby authorizes and directs the Cheektowaga Police Department to complete the necessary application form and other documentation necessary for the Town to obtain these funds and, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute all documents pertaining to the application and acquisition of said funding.

Upon roll call ....

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

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

WHEREAS, as part of the 1999-2000 State budget, moneys are available under the New York State Department of State Quality Communications Demonstration Program to encourage collaborations between local governments in community planning which will provide for the efficient delivery of services and improve opportunities for sustainable community development, AND

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WHEREAS, the Town of Cheektowaga wishes to purchase and share the use of a bucket truck with the Town of Lancaster for signal light/street light bulb changes and tree trimming, AND

WHEREAS, the Towns of Cheektowaga and Lancaster wish to apply for \$80,000 under the aforementioned State program for the purchase and joint use of a bucket truck NOW, THEREFORE BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute all documents in connection with the application and acquisition of said grant funds.

Upon roll call ....

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

Item No. 9f Motion By Councilmember Jankowiak, Seconded by Councilmember Johnson

WHEREAS, the Town of Cheektowaga wishes to construct a picnic shelter in Cheektowaga Town Park to be located adjacent to the Cultural Center, AND

WHEREAS, State Assemblyman Paul A. Tokasz has allocated Legislative Initiative Funding in the amount of \$30,000 to the Town for the purchase and installation of shelter kit for this purpose, NOW, THEREFORE BE IT

RESOLVED, that this Town Board wishes to apply for/accept such Legislative Initiative funds and, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute any and all documents in connection with the application and acceptance of such funds.

Upon roll call ....

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

Item No. 9g Motion By Councilmember Jankowiak, Seconded by Supervisor Gabryszak

WHEREAS, the Town of Cheektowaga wishes to dispose of a number of surplus motor vehicles no longer needed for Town use, AND

WHEREAS, the sale of surplus property by the Town is authorized by Section 64 of the Town Law of the State of New York, AND

WHEREAS, Scherrer Auctions will sell such motor vehicles at a public auction in accordance with its Auction Contract dated March 23, 2000, a copy of which is attached hereto, at no cost to the Town, NOW, THEREFORE BE IT

RESOLVED, that this Town Board hereby retains Scherrer Auctions, 808 Borden Road, Cheektowaga, New York as per the attached Auction Contract, to conduct a sale of the surplus Town vehicles identified on the attached list at a public auction to the highest responsible bidder at an auction to be held on April 15, 2000 and, BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Cheektowaga be and hereby is authorized to execute any and all documents that may be required to effectuate the sale and transfer of all said vehicles and equipment.

Upon roll call ....

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

\* SEE NEXT PAGE(S) FOR ATTACHMENT

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

WHEREAS, by resolution dated July 6, 1999, this Town Board appointed Daniel D. Dorsey to the position of Police Officer, AND

WHEREAS, the Town Board has received a resignation letter from Patrolman Daniel D. Dorsey, dated March 29, 2000, and effective March 29, 2000, NOW, THEREFORE BE IT

RESOLVED, that Patrolman Daniel D. Dorsey's resignation letter, be and hereby is accepted by the Town Board.

Upon roll call ....

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

Item No. 11 Motion By Councilmember Mazur, Seconded by Councilmember Swiatek

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

POLICE DEPARTMENT – Clerk - \$6.00 per hour

Rebecca Cwiklinski Depew 14043 Immediately

BE IT FURTHER RESOLVED, the following employees be transferred from Part-Time to Seasonal status:

PARKS, RECREATION AND YOUTH SERVICES – Recreation Supervisor II - \$6.90 per hour

Dawn Zilbauber Cheektowaga 14225 Immediately

PARKS, RECREATION AND YOUTH SERVICES – Recreation Supervisor I - \$6.40 per hour

Jennifer Garrison Cheektowaga 14227 Immediately

BE IT FURTHER RESOLVED, the following employee be transferred from Seasonal to Part-Time status:

PARKS, RECREATION AND YOUTH SERVICES – Activity Director III - \$7.40 per hour

Camille Russell Cheektowaga 14206 4/24/00

BE IT FURTHER RESOLVED, that Eugene Sroka, who was hired at the hourly rate of \$6.00 an hour as a Part-Time Van Driver in Senior Services, be amended to the hourly rate of \$6.50 retroactively to his date of hire, March 7, 2000.

Upon roll call ....

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

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

WHEREAS, the annual meeting of the Police Executive Research Forum (PERF) is being held in Washington, DC on May 10-13, 2000, AND

WHEREAS, PERF is a membership and research driven organization striving to respond to the critical needs and interests of their members. Throughout this four day meeting, 20 training sessions will be offered covering topics such as Issues in Police Integrity, Use-of-Force Issues,

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Legislative Issues and the Campaign, Gun Violence to name a few. Chief Chamberlin is a member of this organization and is requesting permission to attend this annual meeting, AND

WHEREAS, this travel request was presented and approved by Town Board members at a work session on March 22, 2000. The expense for airfare, lodging and registration amount to \$1,304.00. Chief Chamberlin is requesting \$1,000.00 reimbursement towards expenses incurred. NOW, THEREFORE BE IT

RESOLVED, that Chief Chamberlin is authorized to attend this meeting. The expense will be charged to 0100-3120-4085 and 0100-3120-4093.

Upon roll call ....

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

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

WHEREAS, the Watson Intelligence Training Center is Cambridge, Massachusetts is holding a computer software train the trainer program from April 3-6, 2000, AND

WHEREAS, the Cheektowaga Police Department has purchased the computer software program known as Watson to analyze major criminal cases and crime patterns. The types of crime pattern analysis made possible with this software application are key, critical components in both improving the solution of complex criminal investigations and uncovering crime patterns. Our current involvement with several federally-funded grants requires the use of problem solving models to achieve their goals and objectives, AND

WHEREAS, Chief Chamberlin is requesting authorization to send Capt. Thomas Rowan to this training. The Cheektowaga Police Department will be responsible for transportation, lodging and tuition amounting to approximately \$1,870.00. Capt. Rowan will use a Town Vehicle for transportation to and from this training, AND

WHEREAS, the travel request was presented and approved by Town Board Members on March 22, 2000. NOW, THEREFORE BE IT

RESOLVED, that Chief Chamberlin is authorized to send Capt. Rowan to this training, and that time he spends there be authorized as normal duty time. The expense will be charged to lines 0100-3120-4093 and 0100-3120-4085.

Upon roll call ....

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

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

WHEREAS, the 2000 Middle Atlantic-Great Lakes Organized Crime Law Enforcement Network (MAGLOCLN) business meeting and "Exploring Economic, Electronic and Financial Crimes in Our Society" Information Sharing Conference, is being held in Atlantic City, New Jersey, April 17-20, 2000, 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 which will amount to \$305.00, AND

WHEREAS, the travel request was presented and approved by Town Board Members on March 22, 1000, 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.

Upon roll call ....

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

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

BE IT RESOLVED, that Ellen Fischer, Program Coordinator in the Parks, Recreation and Youth Services Department, be authorized to attend a workshop entitled, "The Bottom Line....Benefits of a Healthier Workforce" at the Adam's Mark Hotel, Buffalo, New York on Thursday, April 13, 2000 at a cost not to exceed \$25.00 – (Line Item No. 7310.4681).

Upon roll call ....

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

**II. DEPARTMENTAL COMMUNICATIONS**

Item No. 13 Building Permits  
Received and Filed.

Item No. 14 Supervisor's Statement of Funds – January 2000  
Received and Filed.

Item No. 15a Minutes of Cheektowaga Planning Board – March 9, 2000  
Received and Filed.

Item No. 15b Minutes of Cheektowaga Public Library Board – March 15, 2000  
Received and Filed.

**III. GENERAL COMMUNICATIONS**

Item No. 16a Notice of Claim: Marianne Robinson vs. the Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town Attorney; Senior Services and Allied Claims Insurance Carrier.  
Received and Filed.

Item No. 16b Notice of Claim: New York State Electric & Gas vs. the Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town Attorney; Chief of Police and Allied Claims Insurance Carrier.  
Received and Filed.

Item No. 17 United States District Court Notice: Bogdan Wisniewski vs. Cheektowaga Police Office Ronald L. Robida, Cheektowaga Police Officer Bashaw, Cheektowaga Police Officers John Doe #1, #2, #3, #4 and the Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town Attorney; Chief of Police and Allied Claims Insurance Carrier.  
Received and Filed.

Item No. 18 Summons: EMC Mortgage Corporation vs. Esther Borkowski and the Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town Attorney; Community Development and Allied Claims Insurance Carrier.  
Received and Filed.

Item No. 19 Request to Speak: Kevin Glascott, President of Town of Cheektowaga Employees Association  
Received and Filed.

MOTION BY COUNCILMEMBER MAZUR, SECONDED BY COUNCILMEMBER JOHNSON 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, Johnson, Swiatek, Jankowiak, and Mazur  
NAYES: 0

MEETING NO. 7  
APRIL 3, 2000

ABSENT: 0

Item No. 20 Motion By Councilmember Jankowiak, Seconded by Councilmember Johnson

Resolutions Authorizing the Filing of an Application for a State Grant-In-Aid for a Municipal Waste Reduction and/or Recycling Project and Signing of the associated State Contract, Under the Appropriated Laws of New York State.

WHEREAS, the State of New York Provides financial aid for municipal waste reduction and municipal recycling projects; AND

WHEREAS, the Town of Cheektowaga herein called the MUNICIPALITY has examined and duly considered the applicable laws of the State of New York and the MUNICIPALITY deems it to be in the public interest and benefit to file an application under these laws; AND

WHEREAS, it is necessary that Contract by and between THE PEOPLE OF THE STATE OF NEW YORK, herein called the STATE, and the MUNICIPALITY be executed for such STATE Aid;

NOW, THEREFORE BE IT RESOLVED BY the Town of Cheektowaga

1. That the filing of an application in the form required by the State of New York including all understanding and assurances contained in said application is hereby authorized.
2. That Town Supervisor, Dennis Gabryszak, is directed and authorized as the official representative of the MUNICIPALITY to act in connection with the application and to provide such additional information as may be required and to sign the resulting contact is said application is approved by the STATE.
3. That the MUNICIPALITY agrees that it will fund its portion of the cost of said Municipal Waste Reduction and/or Recycling Project.
4. That the MUNICIPALITY or MUNICIPALITIES set forth their respective responsibilities by attached joint resolution relative to a joint Municipal Waste Reduction and/or Recycling Project.
5. That this resolution shall take effect immediately.

Upon roll call ....

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

Item No. 21 Motion By Supervisor Gabryszak, Seconded by Unanimous to adjourn this meeting. It was adjourned at 7:55 P.M.

RICHARD M. MOLESKI  
Town Clerk

**TOWN OF CHEEKTOWAGA  
MEETING NO. 8  
April 17, 2000**

**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 17<sup>th</sup> day of April, 2000 at 7:00 o'clock P.M. there were:

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

Also present were: Richard M. Moleski, Town Clerk; Walt Domino, Assistant Town Engineer; Kevin Glascott, TCEA President; Michael Stachowski, Town Attorney; Bruce Chamberlin, Chief of Police; Jeff Ramelb, Coordinator of Employee Relations; Pat Wojcik, Director of Senior Services; Sal LaGreca, Planning Board Chairman; Earl Loder, Disaster Preparedness Coordinator; Bill Conway, Town Assessor; Chris Kowal, Highway/Sanitation Superintendent; Ken Kopacz, Executive Director of Youth, Recreation and Parks; Ron Marten, Supervising Building and Plumbing Inspector.

**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:

<u>GENERAL FUND</u>		
FROM: 0100-7550-3800	Celebration Grants	\$500.00
TO: 0100-7550-4376	Patriotic Commission	\$500.00

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

**Item No. 3** Motion by Supervisor Gabryszak, Seconded by Councilmember Jankowiak

BE IT RESOLVED that the following Vouchers & Warrants are submitted to the Town of Cheektowaga prior to April 14, 2000 are hereby approved and made a part hereof:

GENERAL FUND	\$ 540,016.14
HIGHWAY FUND	304,721.81
TRUST & AGENCY	20,119.19
PART TOWN FUND	4,906.17
HUD CDBG FUND	1,021.90
RISK RETENTION FUND	281,065.02
HUD HOUSING REHABILITATION	20,584.00
SPECIAL DISTRICTS FUND	922,198.45
CAPITAL FUND	<u>34,833.33</u>
	\$2,129,466.01

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

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

WHEREAS, sealed bids were received for Pool Maintenance Chemicals on February 1, 2000 at a meeting held for said purpose, and

WHEREAS, said bids 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 Pool Maintenance Chemicals to:

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Leslie's Swimming Pool Supplies  
Commercial Government Division  
20630 Plummer Street  
Chatsworth, CA 91399

- For -

Category I -	Bromine	\$2.24 per lb.
Category III -	Sodium Bicarbonate	\$ .23 per lb.
Category IV -	Soda Ash	\$ .19 per lb.

Alden Pools, Inc.  
12890 Broadway  
Alden, NY 14004

- For -

Category II -	Diatomaceous Earth	\$ .29 per lb.
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AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Johnson, Swiatek, Jankowiak and Mazur

NAYES: 0

ABSENT: Councilmember Rogowski

**Item No. 4b** Motion by Councilmember Jankowiak, Seconded by Councilmember Swiatek

WHEREAS, bids were duly received by the Town Board at a bid opening on April 14, 2000 for TOPSOIL for use by the Town of Cheektowaga, as a result of advertising thereof, and such bids were referred to the Deputy Superintendent of Highways for analysis, tabulation and report, and

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

RESOLVED that the bid for TOPSOIL be awarded to C.J. Krantz Topsoil, Inc., 8960 Lapp Road, Clarence Ctr., NY 14032 for regular, screened or shredded as per specifications and picked up by Town of Cheektowaga vehicles, or to be delivered, and BE IT FURTHER

RESOLVED that payment of topsoil be charged to the line item #0300-5110-4186.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Johnson, Swiatek, Jankowiak and Mazur

NAYES: 0

ABSENT: Councilmember Rogowski

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

BE IT RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of Two (2) new and unused, 2000 or 2001 Model, Tandem Drive Axle, Heavy Duty Truck (Cab and Chassis). 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 26, 2000.

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 two (2) new and unused, 2000 or 2001 Model, Tandem Drive Axle, Heavy Duty Truck (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 April 26, 2000 at 11:00 AM.

**MEETING NO. 8  
April 17, 2000**

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 "BID FOR TWO (2) NEW AND UNUSED, 2000 OR 2001 MODEL, TANDEM DRIVE AXLE, HEAVY DUTY TRUCK (CAB AND CHASSIS).

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

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RICHARD MOLESKI, Town Clerk

DATED: April 17, 2000

PUBLISHED: April 20, 2000

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

AFFIDAVIT - NEXT PAGE

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

BE IT RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of New and unused Snow Plow Equipment, and Dump Bodies, completely installed and operational on two (2) of Cheektowaga Highway Department's Trucks. 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 26, 2000.

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 New and Unused Snow Plow Equipment, and Dump Bodies, completely installed and operational on two (2) of Cheektowaga Highway Department's Trucks 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 26, 2000 at 11:00 AM.

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 "BID FOR NEW AND UNUSED SNOW PLOW EQUIPMENT, AND DUMP BODIES, COMPLETELY INSTALLED AND OPERATIONAL ON TWO (2) OF CHEEKTOWAGA HIGHWAY DEPARTMENT'S TRUCKS.

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

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RICHARD M. MOLESKI, Town Clerk

DATED: May 17, 2000

PUBLISHED: April 20, 2000

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

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**MEETING NO. 8**  
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**Item No. 5c** Motion by Councilmember Johnson, Seconded by Councilmember Jankowiak

WHEREAS, the Town Engineer has advised that plans and specifications prepared by the Cheektowaga Engineering Department for the rehabilitation of various sanitary sewers located in the Consolidated Sanitary Sewer District have been completed and the project is ready for bidding, and

WHEREAS, funds have been budgeted in the Capital Fund for the Consolidated Sewer District for the proposed sanitary sewer rehabilitation project, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for the Rehabilitation of Sanitary Sewer Facilities (inversion/curing resin impregnated tube process) and related work in the Consolidated Sanitary Sewer District, said notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that sealed bids will be received on the 3<sup>rd</sup> day of May, 2000 at 11:00 AM, Eastern Daylight Savings 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 Board of the Town of Cheektowaga on the 3<sup>rd</sup> day of May, 2000 at 11:00 AM, local Time, in the Town Hall in the Town of Cheektowaga, New York, for Sanitary Sewer System Rehabilitation and Related Work in the Consolidated Sanitary Sewer District, for furnishing all labor, materials, tools, equipment, sewer facilities, including, but not limited to; cleaning existing sanitary sewers; rehabilitation of sanitary sewers (inversion - curing resin impregnated tube), in place and ready for use, in accordance with the contract documents, therefore, including Plans, Specifications, Instructions to Bidders, etc., prepared by the Cheektowaga Engineering Department and approved by the Town Board of the Town of Cheektowaga, New York; all of which are on file in the Town Hall, Broadway and Union Road, Cheektowaga, New York 14227.

Copies of the proposed Contract Documents, Plans and Specifications and Instructions to Bidders may be examined at the Office of the Town Engineer at the Alexander Community Center, 275 Alexander Avenue, Cheektowaga, New York 14211 and from the Town Clerk's Office, Cheektowaga Town Hall, Broadway and Union Road, Cheektowaga, New York 14227 from which latter office copies may be secured.

All bids must be enclosed in a separate sealed envelope and shall be addressed to the Town Clerk of the Town of Cheektowaga, New York, and marked as "Proposal for Sanitary Sewer System Rehabilitation and Related Work in the Consolidated Sanitary Sewer District".

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

Each proposal must be accompanied by a certified check for a sum equal to five percent (5%) of the amount of the bid, payable to the order of the Town of Cheektowaga, New York, or bond with sufficient sureties to be approved by the Attorney for the Town of Cheektowaga, New York, in a sum equal to five percent (5%) of the amount of the bid, conditioned that, if his proposal is accepted, he will 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.

Award of this contract or any Subcontracts thereof, to firms or individuals listed on the USEPA's "Master List of Departments, Suspensions and Voluntary Exclusions", is expressly forbidden.

The Town of Cheektowaga, New York, is an exempt organization under the Tax Law and is exempt from payment of Sales and Compensating Use Taxes of the State of New York and cities and counties of the State on all materials which are to be incorporated into the project, pursuant to the provisions of the Contract. These taxes are not to be included in the bid. Sales tax will be due on all materials purchased by the contractor, which are either "consumable" or rental property used by the contractor in connection with the construction or repair.

Attention of the bidders is called particularly to the requirements of the conditions of employment to be observed, minimum wage rates to be paid under the Contract, and to the "Non-Collusion Statement" in the form of Proposal, Page P-8.

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH  
THE PRESIDENT'S EXECUTIVE ORDERS NO. 11246 AND 11375

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AS INCLUDED HEREIN. THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER THESE ORDERS WHICH CONCERNING NON-DISCRIMINATION IN EMPLOYMENT, ARE EXPLAINED IN THE SPECIFICATIONS.

Bidders shall be required to certify that they are in compliance with Executive Order No. 11615. This Certification is on Page P-8 of the Proposal.

A surety bond by a company satisfactory to the Attorney for the Town of Cheektowaga, New York, and in an amount of not less than 100 percent (100%) of the Contract price will be required of the successful bidder.

No bidder may withdraw his bid within 45 days after the date set for the opening thereof, but may withdraw same any item prior to the scheduled time for opening of bids.

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

RICHARD M. MOLESKI  
Town Clerk  
Town of Cheektowaga

Dated: April 17, 2000

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

AFFIDAVIT - NEXT PAGE

**Item No. 6** 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 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, Inc. to redevelop 4770 Transit Road at the northwest corner of French Road, and

WHEREAS, the proposal to construct an 8,372 s.f. retail store on the site formerly occupied by a gasoline service station, and

WHEREAS, the consultant engaged to study the French Road/Transit Road corridor had reviewed the project and do not consider the project to be in conflict with the study's intent, and

WHEREAS, the Advisory Committee, at its meeting held on March 15, 2000 rendered the determination shown on the attached memo dated March 16, 2000, 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, finds the site plan acceptable, and therefore issues a "Negative Declaration" for the purposes of SEQRA.

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

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\*SEE NEXT PAGE(S) FOR ATTACHMENTS

**Item No. 7** Motion by Councilmember Johnson, Seconded by Councilmember Mazur

WHEREAS, the Erie County Water Authority (ECWA) proposes to replace existing water mains along Kenville Road under Project No. 199900035, and

WHEREAS, representatives of the ECWA have met with members of the Board of Fire Commissioners for Cleveland Hill Fire District No. 6 to review the project and to review the location and adequacy of existing hydrants, and

WHEREAS, the Cleveland Hill Board of Fire Commissioners has requested the repositioning of six (6) existing hydrants and the addition of one (1) new hydrant to provide uniformity to hydrant spacing for fire protection purposes, NOW, THEREFORE, BE IT

RESOLVED that the Town of Cheektowaga supports and concurs with the request of the Cleveland Hill Board of Fire Commissioners and authorizes the installation of one (1) additional hydrant, with annual hydrant rental charges to be borne by the respective hydrant district, and BE IT FURTHER

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

Mr. Richard Rosenberry, P.E.  
Director of Engineering  
Erie County Water Authority  
3030 Union Road  
Cheektowaga, New York 14227-1097.

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

**Item No. 8** Motion by Councilmember Johnson, Seconded by Councilmember Jankowiak

WHEREAS, the Town of Cheektowaga owns the property known as the South Creek Drive right-of-way and the grassy area in between the South Creek Drive right-of-way and Scajaquada Creek, and

WHEREAS, trucks which enter and exit the retail shopping plaza located at the southeast corner of Union Road and South Creek Drive occasionally drive onto the grassy area north of the South Creek Drive pavement, creating ruts and muddy conditions, and

WHEREAS, Benderson Development Company ("Benderson"), which owns the aforesaid retail shopping plaza, has offered to, at its expense, construct a wood rail fence north of the South Creek Drive pavement on the grassy area opposite where trucks enter and exit the plaza to make deliveries, provided the Town assumes liability for the fence, and

WHEREAS, the Cheektowaga Traffic Safety Commission has reviewed this proposal and has recommended that the Town accept such offer from Benderson, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby accepts the offer from Benderson to construct a wood rail fence as described above, and BE IT FURTHER

RESOLVED that the Town of Cheektowaga hereby agrees to assume all liability resulting from the erection of the aforesaid fence and to hold Benderson harmless from liability in connection with such fence installation.

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

**Item No. 9a** Motion by Councilmember Swiatek, Seconded by Councilmember Jankowiak

WHEREAS, on July 4, 1996, Diane H. Racich sustained certain personal injuries, some of which are claimed to be permanent in nature, including damage to five teeth and injuries to her

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arm and back, which injuries required extensive dental work including two root canals and three crowns, and physical therapy for injury to her arm and back, when she claimed to have tripped and fallen on a raised sidewalk at near 2289 Genesee Street, Cheektowaga, New York, and

WHEREAS, Diane H. Racich caused a Notice of Claim to be served on the Town on account of the aforesaid accident, and

WHEREAS, the aforesaid claim has been thoroughly investigated by the claims administrator and attorneys for the Town under its self-insured liability claims program, and it has been determined that there is potential liability against the Town, and

WHEREAS, an action was thereafter commenced by Diane H. Racich against the Town of Cheektowaga, and a pre-trial conference was held with the attorneys for the plaintiff, and David G. Henry of Cole, Sorrentino, Hurley & Hewner, P.C., the attorneys representing the Town of Cheektowaga, and the Hon. Thomas McMahon on March 27, 2000; the plaintiff's attorney indicated at the pre-trial conference that the offer to settle would be withdrawn unless action was taken to settle; Mr. Henry was able to negotiate a settlement of \$15,000.00 with the attorney for the plaintiff; Mr. Henry and the Town Attorney believes this is a fair and equitable settlement under all the circumstances, and both strongly recommend that a settlement be approved; NOW, THEREFORE, BE IT

RESOLVED that the sum of \$15,000.00 be paid by the Town from its self-insured liability claim fund, in full and final settlement of the aforesaid claim of DIANE H. RACICH, and BE IT FURTHER

RESOLVED that the Town Attorney and/or defense counsel be and hereby are authorized to execute and procure all papers necessary to effectuate such settlement and compromise.

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

**Item No. 9b** Motion by Unanimous, Seconded by Unanimous

WHEREAS, the Town of Cheektowaga, through its eminent domain powers, on August 16, 1990, acquired 95+ acres of property owned by Starlite Builders, Inc. et al, for \$489,500, and

WHEREAS, after taking of this property, Starlite Builders, Inc., et al ("Condemnees") commenced a proceeding seeking compensation of \$1,493,000 from the Town, and

WHEREAS, such matter has been litigated in State Supreme Court before the Hon. Robert E. Whelan over the past 10 ± years, and

WHEREAS, the Hon. Robert E. Whelan, in November, 1999, rendered a decision awarding Condemnees additional compensation in the amount of \$203,503, plus interest and statutory expenses, and

WHEREAS, Hiscock & Barclay, LLP, the attorneys retained by the Town in connection with this condemnation, feel that the Town should accept this court decision since it is far closer to the Town's value than to Condemnees' value or Condemnees' original claim of \$6,371,000, and

WHEREAS, this Board agrees with Hiscock & Barclay's recommendation and feels that this matter should be concluded in order to save the Town the additional interest expenses authorized by law and additional legal expenses involved in an appeal, NOW, THEREFORE, BE IT

RESOLVED that this Town Board accepts the 1999 decision of the Hon. Robert E. Whelan in connection with the aforementioned condemnation, and hereby authorizes payment to Plaintiffs of additional compensation in the amount of \$203,503, plus interest, and court ordered trial expenses and attorney's fees, and statutory trial and appellate expenses by virtue of CPLR 501, et seq.; said moneys to be appropriated from budget line item number 5817-7140-1100, and BE IT FURTHER

RESOLVED that Hiscock & Barclay, LLP be and hereby is authorized to execute any and all documents to effectuate the above acceptance of the resolution of this litigation.

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

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ABSENT: Councilmember Rogowski

**Item No. 10** Motion by Councilmember Johnson, Seconded by Councilmember Jaworowicz

WHEREAS, Springfield Drive (north and south portions) are Town highways maintained by the Town Highway Department; and

WHEREAS, these two highways were formerly joined, but are no longer connected; and

WHEREAS, having two highways known as Springfield Drive is confusing to residents and emergency response provides; and

WHEREAS, pursuant to Section 64(9) of the Town law of the State of New York, the Town Board can name and change street names within the Town.

NOW, THEREFORE, BE IT

RESOLVED that the northerly portion of Springfield Drive shall henceforth be named Springfield Drive North, and the southerly portion of Springfield Drive shall henceforth be known as Springfield Drive South, and BE IT FURTHER

RESOLVED that within ten (10) days the Town Clerk be and hereby is directed to forward certified copies of this resolution to:

TOWN ASSESSOR  
TOWN HIGHWAY DEPARTMENT  
TOWN PLANNING BOARD  
ERIE COUNTY DPW, DIVISION OF HIGHWAYS  
U.S. POSTAL SERVICE  
ERIE COUNTY CLERK

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Johnson, Swiatek, Jankowiak and Mazur

NAYES: 0

ABSENT: Councilmember Rogowski

**Item No. 11a** Motion by Councilmember Swiatek, Seconded by Unanimous

BE IT RESOLVED that this Town Board hereby approves, authorizes, and directs the Supervisor to execute the 1999-2002 collective negotiations agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Johnson, Swiatek, Jankowiak and Mazur

NAYES: 0

ABSENT: Councilmember Rogowski

**Item No. 11b** Motion by Councilmember Swiatek, Seconded by Unanimous

BE IT RESOLVED that this Town Board hereby approves, authorizes, and directs the Supervisor to execute the 1999-2002 collective negotiations agreement between the Town of Cheektowaga and the Town of Cheektowaga Captains and Lieutenants Association.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Johnson, Swiatek, Jankowiak and Mazur

NAYES: 0

ABSENT: Councilmember Rogowski

**Item No. 12** Motion by Unanimous, Seconded by Unanimous

WHEREAS, by resolution dated August 30, 1999, this Town Board approved Local Law No. 3 of the Year 1999 entitled "A Local Law enacting a retirement incentive program as authorized by Chapter 70, Laws of 1999, for the eligible employees of the Town of Cheektowaga," and

WHEREAS, this Town Board approved lists of 31 employees who are eligible to participate in the retirement incentive program, and

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WHEREAS, it now appears that a Town employee who expressed an interest in retiring under the aforesaid Retirement Incentive Program was inadvertently left off the list of eligibles, and

WHEREAS, the Town will still realize at least a 50% savings if this additional employee retires under the Retirement Incentive Program, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby amends the aforesaid list of employees eligible for the 1999 Retirement Incentive Program of the Town of Cheektowaga by adding thereto the following name:

Madeline Barry

and BE IT FURTHER

RESOLVED that the Town Clerk be and hereby is directed to forward an amended list of Members Eligible for the 1999 Retirement Incentive Program to the New York State and Local Retirement System.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Johnson, Swiatek, Jankowiak and Mazur

NAYES: 0

ABSENT: Councilmember Rogowski

**Item No. 13** Motion by Councilmember Johnson, Seconded by Councilmember Mazur

WHEREAS, by letter dated April 7, 2000, Rachel Gorski resigned from her position as a member of the Cheektowaga Conservation Advisory Council ("CCAC"), effective immediately, and

WHEREAS, the CCAC has recommended that Rosalia Becker be appointed to the vacancy in the position of member of the CCAC created by the resignation of Rachel Gorski, NOW, THEREFORE, BE IT

RESOLVED that the resignation of Rachel Gorski as member of the CCAC be and hereby is accepted, effective immediately, and BE IT FURTHER

RESOLVED that Rosalia Becker be and hereby is appointed as member of the CCAC, effective immediately and terminating on October 15, 2000.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Johnson, Swiatek, Jankowiak and Mazur

NAYES: 0

ABSENT: Councilmember Rogowski

Motion by Councilmember Swiatek, Seconded by Supervisor Gabryszak  
To dispense with the read of the names in Item No. 14, and the voting was as follows:

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Johnson, Swiatek, Jankowiak and Mazur

NAYES: 0

ABSENT: Councilmember Rogowski

**Item No. 14** Motion by Councilmember Mazur, Seconded by Councilmember Jaworowicz

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:

		<u>EFFECTIVE</u>
<u>PARKS, RECREATION &amp; YOUTH SERVICES - Recreation Leader X - \$8.65 per hour</u>		
Angela Krzemien	Cheektowaga 14206	Immediately
<u>SENIOR SERVICES - Van Driver - \$6.50 per hour</u>		
Norman Powers	Cheektowaga 14227	Immediately
<u>POLICE DEPARTMENT - Detention Officer - \$14.00 per hour</u>		

**MEETING NO. 8  
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Mark Drews	Cheektowaga 14225	Immediately
James Dunshie	Cheektowaga 14227	"

and BE IT FURTHER

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:

		<u>EFFECTIVE</u>
<u>PARKS, RECREATION &amp; YOUTH SERVICES - Program Coordinator III - \$7.90 per hour</u>		
Brion McGhee	Cheektowaga 14225	Immediately
<u>PARKS, RECREATION &amp; YOUTH SERVICES - Administrative Intern - \$6.00 per hour</u>		
Catherine Tomasik	Sloan 14212	Immediately
<u>PARKS, RECREATION &amp; YOUTH SERVICES - Administrative Intern - \$6.25 per hour</u>		
Brooke Bodkin	Cheektowaga 14225	Immediately
<u>PARKS, RECREATION &amp; YOUTH SERVICES - Laborer - \$7.00 per hour</u>		
Todd Stucke	Cheektowaga 14225	Immediately
<u>PARKS, RECREATION &amp; YOUTH SERVICES - Laborer - \$6.00 per hour</u>		
Edward Pozdyn, Jr.	Cheektowaga 14225	Immediately
Patrick Nagy	Depew 14043	"
John Mazgaj	Cheektowaga 14227	"
James Bolszjo	Depew 14043	"
David DeFields	Cheektowaga 14206	"
Richard Gramza	Cheektowaga 14225	"
Joseph Bentkowski	Cheektowaga 14227	"
Dale Czubaj	Cheektowaga 14227	"
Kyle Eich	Cheektowaga 14211	"
Paul Gasiewicz II	Depew 14043	"
Christopher Meszaros	Cheektowaga 14227	"
Daryl Pischka	Cheektowaga 14225	"
Justin Tricoli	Cheektowaga 14227	"
Martin Surowiec	Depew 14043	"
<u>PARKS, RECREATION &amp; YOUTH SERVICES - Laborer - \$10.00 per hour</u>		
Walter Gardon	Cheektowaga 14206	immediately
<u>PARKS, RECREATION &amp; YOUTH SERVICES - Laborer - \$6.00 per hour</u>		
Gordon Hagmier	Cheektowaga 14227	Immediately
Michael Papero	Cheektowaga 14227	"

and BE IT FURTHER

RESOLVED the following employee be transferred from seasonal to part-time status:

		<u>EFFECTIVE</u>
<u>PARKS, RECREATION &amp; YOUTH SERVICES - Recreation Attendant VI - \$6.40 per hour</u>		
Jennifer Garrison	Cheektowaga 14227	Immediately
<u>PARKS, RECREATION &amp; YOUTH SERVICES - Recreation Supervisor III - \$6.90 per hour</u>		
Dawn Zilbauer	Cheektowaga 14225	Immediately

and BE IT FURTHER

RESOLVED that the following seasonal and/part-time employees be and hereby are terminated as listed:

		<u>EFFECTIVE</u>
<u>PARKS, RECREATION &amp; YOUTH SERVICES</u>		
Paul Ivanowski		4/30/00
Daniel Block		"

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SANITATION DEPARTMENT

Joseph Wieczorek

Immediately

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

**Item No. 15** Motion by Councilmember Mazur, Seconded by Councilmember Jaworowicz

BE IT RESOLVED the Town Board hereby creates the position of Program Leader - Youth pursuant to Civil Service Laws and Rules effective immediately.

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

**Item No. 16a** Motion by Councilmember Mazur, Seconded by Councilmember Johnson

WHEREAS, a temporary vacancy exists in the position of Traffic Maintenance Worker in the Police Department, and

WHEREAS, notice of such vacancy has been posted in accordance with the provisions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, and

WHEREAS, John A. Knoph, currently employed as Laborer in the Sanitation Department, bid on said vacancy and meets the necessary qualifications, NOW, THEREFORE, BE IT

RESOLVED that John Knoph of Depew, New York 14043 be and hereby is appointed to the temporary position of Traffic Maintenance Worker in the Police Department, in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, effective immediately.

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

**Item No. 16b** Appointment to temporary position of General Mechanic in Parks, Recreation and Youth Services Department  
This item was withdrawn.

**Item No. 16c** Motion by Councilmember Mazur, Seconded by Councilmember Johnson

WHEREAS, two vacancies exist in the position of Pump Operator (Provisional) in the Main Pump Station, and

WHEREAS, notice of such vacancies have been posted in accordance with the provisions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, and

WHEREAS, no current Erie County Civil Service list is in existence, and

WHEREAS, David Grzybek, currently employed as a MEO-B in the Highway Department and Roger Wirth, currently employed as a Laborer in the Highway Department, both bid on said vacancies and meet the necessary qualifications, NOW, THEREFORE, BE IT

RESOLVED that David Grzybek of Cheektowaga, New York 14227 be and hereby is appointed to the position of Pump Operator in the Main Pump Station, on a provisional basis, pending the establishment of a valid Civil Service list for said position in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, effective April 24, 2000, and BE IT FURTHER

**MEETING NO. 8**  
**April 17, 2000**

RESOLVED that Roger Wirth of Cheektowaga, New York 14225 be and hereby is appointed to the position of Pump Operator in the Main Pump Station, on a provisional basis, pending the establishment of a valid Civil Service list for said position in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, effective May 1, 2000.

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

**Item No. 16d** Motion by Councilmember Mazur, Seconded by Councilmember Johnson

WHEREAS, a vacancies exists in the position of Maintenance Worker in the Main Pump Station, and

WHEREAS, notice of such vacancy has been posted in accordance with the provisions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, and

WHEREAS, Robert Kubiak, currently employed as a Pump Operator in the Main Pump Station, bid on said vacancy and meets the necessary qualifications, NOW, THEREFORE, BE IT

RESOLVED that Robert Kubiak of Cheektowaga, New York 14206 be and hereby is appointed to the position of Maintenance Man in the Main Pump Station, in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, effective April 24, 2000.

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

**Item No. 16e** Motion by Councilmember Mazur, Seconded by Councilmember Jankowiak

WHEREAS, a vacancy exists in the position of Program Leader - Youth in the Parks, Recreation and Youth Services Department, Parks Division, and

WHEREAS, notice of such vacancy has been posted in accordance with the provisions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, and

WHEREAS, there is no current Erie County Civil Service list in existence for said title, and

WHEREAS, John Robert Ciesielski applied for said vacancy and meets the necessary qualifications, NOW, THEREFORE, BE IT

RESOLVED that John Robert Ciesielski of Cheektowaga, New York 14225 be and hereby is appointed to the position of Program Leader - Youth the Parks, Recreation and Youth Services Department, Parks Division, on a provisional basis, pending the establishment of a valid Civil Service list for said position, in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, effective immediately.

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

**II. DEPARTMENTAL COMMUNICATIONS**

**Item No. 17a** Minutes of Meeting - Cheektowaga Conservation Advisory Council - January 6, 2000 thru March 18, 2000  
Received and Filed

**Item No. 17b** Minutes of Meeting - Cheektowaga Traffic Safety Commission - March 21, 2000  
Received and Filed

**MEETING NO. 8  
April 17, 2000**

**Item No. 18** Quarterly report from Office of Emergency Services - January to March, 2000  
Received and Filed

**III. GENERAL COMMUNICATIONS**

**Item No. 19a** Notice of Claim - Sheryl A. Alessi vs Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor, Town Attorney; Council Office; Allied Claims, Insurance Company; Highway Department.  
Received and Filed

**Item No. 19b** Notice of Claim - Sharon A. Suriani, Individually, and as parent and natural guardian of Michael A. Suriani, infant vs Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor, Town Attorney; Council Office; Allied Claims, Insurance Company; Chief of Police.  
Received and Filed

**Item No. 19c** Notice of Claim - Raymond Bienik, Jr. vs Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor, Town Attorney; Council Office; Allied Claims, Insurance Company; Parks, Recreation and Youth Services  
Received and Filed

**Item No. 19d** Notice of Claim - Evan Zynda vs Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor, Town Attorney; Council Office; Allied Claims, Insurance Company; Chief of Police.  
Received and Filed

**Item No. 20** Request to Speak - Kevin Glascott, President of Town of Cheektowaga Employees Association.  
Received and Filed

**IV. SUSPENSION OF RULES**

Motion by Councilmember Johnson, Seconded by Councilmember Mazur  
To suspend the rules to include the following items, and the voting was as follows:

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

**Item No. 21** Motion by Councilmember Johnson, Seconded by Councilmember Jankowiak

WHEREAS, as part of the review process for the development of property located at the southeast corner of Union Road and Losson Road (2561 Union Road) in the Town of Cheektowaga, the developer was requested to convey a sidewalk easement over such property to the Town, and

WHEREAS, Benderson Development company, the owner of such property, has submitted the requested easement to the Town, and

WHEREAS, the Town Engineer has reviewed this easement and has recommended that the Town accept same, NOW, THEREFORE, BE IT

RESOLVED that the aforementioned easement be and hereby is accepted by the Town, 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, Johnson, Swiatek, Jankowiak and Mazur  
NAYES: 0  
ABSENT: Councilmember Rogowski

**Item No. 22** Motion by Councilmember Mazur, Seconded by Supervisor Gabryszak

**MEETING NO. 8  
April 17, 2000**

WHEREAS, the Town of Cheektowaga has previously provided a Housing Rehabilitation loan to the owner of the property located at 95 Century Road, Cheektowaga, New York, and

WHEREAS, the owners of said property have applied for a mortgage loan from M & T Bank, and

WHEREAS, M & T Bank has conditioned its mortgage approval on the subordination of the Town's mortgage to that of M & T Bank, and

WHEREAS, the Community Development Director has recommended approval of the subordination request, which is consistent with the Town's policies governing such requests, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized to execute a Subordination Agreement with M & T Bank, with its primary office located at One M & T Plaza, Buffalo, NY 14203, pertaining to the Town's Housing Rehabilitation loan secured by a mortgage on the property located at 95 Century Road, Cheektowaga, New York.

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

**Item No. 23** Motion by Supervisor Gabryszak, Seconded by Unanimous to adjourn the meeting.

RICHARD M. MOLESKI  
Town Clerk

**TOWN OF CHEEKTOWAGA  
MEETING NO. 9  
MAY 1, 2000**

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 1st of May, 2000 at 7:00 o'clock P.M. there were:

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

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; Michael Stachowski, Town Attorney; William Conway, Town Assessor; Robert Kaczmarek, Supervising Accountant; William Pugh, Town Engineer; Jeffrey Ramelb, Coordinator of Employee Relations; Ronald Marten, Building Inspector; Christopher Kowal, Highway Superintendent; John Schaller, Assistant Chief of Police; Salvatore LaGreca, Chairman of Planning Board; Patricia Wojcik, Director of Senior Services; Kenneth Kopacz, Director of Parks, Recreation and Youth Services and Mark Wegner, Foreman – Building and Grounds Division.

**I. RESOLUTIONS**

Item No. 2 Supervisor Gabryszak, Seconded by Councilmember Jankowiak

BE IT RESOLVED, that the following Vouchers and Warrants are submitted to the Town of Cheektowaga prior to April 28, 2000 are hereby approved and made a part hereof:

GENERAL FUND	\$ 643,926.12
HIGHWAY FUND	211,551.24
TRUST & AGENCY	13,662.15
PART TOWN FUND	6,033.85
RISK RETENTION FUND	69,143.68
HUD HOUSING REHABILITATION	8,290.00
SPECIAL DISTRICTS FUND	<u>235,077.12</u>
	\$1,187,684.16

Upon roll call ....

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

Item No. 3a Motion By Councilmember Jankowiak, Seconded by Supervisor Gabryszak

WHEREAS, bids were duly received by this Town Board at a public bid opening held April 26, 2000 for the purchase of Two (2) New and Unused, 2000 or 2001 Model, Tandem Drive Axle, Heavy Duty Truck (Cab and Chassis). As a result of advertisement thereof, and such bids were referred to the Superintendent of Highways for analysis, tabulation and reports, AND

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

RESOLVED, that the bid for the purchase of Two (2) New and Unused, 2000 or 2001 Model, Tandem Drive Axle, Heavy Duty Truck (Cab and Chassis) be awarded to Buffalo Truck Center, Inc., 271 Dingens Street, Buffalo, New York 14206 at a total bid price of \$121,676.00; 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, the monies be charged to line item 0300-5130-2407.

Upon roll call ....

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

MEETING NO. 9  
MAY 1, 2000

NAYES: 0  
ABSENT: 0

\* SEE NEXT PAGE(S) FOR ATTACHMENT

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

WHEREAS, bids were duly received by this Town Board at a public bid opening held April 26, 2000 for the purchase of New and Unused Snow Plow Equipment, and Dump Bodies, Completely Installed and Operational on Two (2) of Cheektowaga Highway Department's Trucks. As a result of advertisement thereof, and such bids were referred to the Superintendent of Highways for analysis, tabulation and reports, AND

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

RESOLVED, that the bid for the purchase of New and Unused Snow Plow Equipment, and Dump Bodies, Completely Installed and Operational on Two (2) of Cheektowaga Highway Department Trucks be awarded to Kaminski Refrigeration & Truck Equipment, 245 Lewis Street, Buffalo, New York 14206 at a total bid price of \$62,060.00; 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, the monies be charged to line item 0300-5130-2407.

Upon roll call ....

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

\* SEE NEXT PAGE(S) FOR ATTACHMENT

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

WHEREAS, the Town of Cheektowaga Parks Youth and Recreation Department, Parks Division, is in need of two (2) new 1999-2000 two wheel tractors to replace two (2) existing Ford Tractors, AND

WHEREAS, Buffalo Tractor & Implement Co., Inc., 3045 Seneca Street, Buffalo, New York 14224 has been awarded State Contract No. 40601 Item 13 which is a new 1999-2000 Model TN65, 2WD, New Holland Tractor with Galaxy Turf Tires, AND

WHEREAS, Buffalo Tractor & Implement Co., Inc., has offered to accept the trade-in of one (1) used 1983 Ford Tractor Model 530A (Town No. 136) for \$2,500.00 and one (1) used 1985 Ford 2910 (with no engine) (Town No. 106) for \$500.00 for a total trade-in of \$3,000.00

WHEREAS, funds are available for the purchase of the new tractors less the trade-in allowance, NOW, THEREFORE BE IT

RESOLVED, that Buffalo Tractor & Implement Co., Inc., be awarded the State Contract for the 1999-2000 new tractors as described above at a cost of \$16,083.00 each and, BE IT FURTHER

RESOLVED, that the Town accepts the offer of trade from the Buffalo Tractor & Implement Co., Inc., for the two tractors for \$3,000.00 and, BE IT FURTHER

RESOLVED, that funds for the above awards be charged or credited to 0100-7110-2303 and Purchase Order No. 9032725 be issued in the amount of \$29,166.00.

Upon roll call ....

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

Item No. 5 Motion By Unanimous, Seconded by Unanimous

MEETING NO. 9  
MAY 1, 2000

WHEREAS, continuous complaints have been received by the Town Board regarding accumulated debris on vacant property located at 2984 Union Road, Tax Department Cheektowaga #1661, Cheektowaga, New York, SBL #113.08-3-16 and according to the Assessors' Office is owned by Third Dunkin Donuts Realty, P. O. Box 317, Randolph, Massachusetts 02368, AND

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

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

Upon roll call ....

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

NAYES: 0

ABSENT: 0

Item No. 6 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 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 Inc. for the construction of a 24,300 s.f. climate controlled storage building at 3154 Union Road, Storage Pros, AND

WHEREAS, the building would occupy an area previously approved for two storage buildings totaling 13,500 s.f., AND

WHEREAS, the Advisory Committee, at its meeting held on April 19, 2000 rendered the determination shown on the attached memo dated April 20, 2000, 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, finds the site plan acceptable, and therefore issues a "Negative Declaration" for the purpose of SEQRA.

Upon roll call ....

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

NAYES: 0

ABSENT: 0

\* SEE NEXT PAGE(S) FOR ATTACHMENT

Item No. 7 Motion By Councilmember Mazur, Seconded by Supervisor Gabryszak

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



MEETING NO. 9  
MAY 1, 2000

NAYES: 0  
ABSENT: 0

Item No. 9a Motion By Councilmember Mazur, Seconded by Councilmember Swiatek

WHEREAS, two (2) vacancies exist in the position of General Mechanic in the Building and Grounds Division, AND

WHEREAS, notice of such vacancy has been posted in accordance with the provisions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, AND

WHEREAS, John E. Rogowski, currently employed as a Cleaner in the Building and Grounds Division, bid on said vacancy and meets the necessary qualifications, AND

WHEREAS, James L. Schork, currently employed as a Cleaner in the Building and Grounds Division, bid on said vacancy and meets the necessary qualifications, NOW, THEREFORE BE IT

RESOLVED, that John E. Rogowski of Sloan, New York 14212 and James L. Schork of Depew, New York 14043 be and hereby are appointed to the position of General Mechanic in the Building and Grounds Division in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, effective immediately.

Upon roll call ....

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

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

WHEREAS, a Part-Time vacancy exists in the position of Clerk to the Supervisor, AND

WHEREAS, Rachel A. Shostak, currently employed as a Part-Time Confidential Administrative Assistant in the Employee Relations Department has applied for said position and meets the necessary qualifications, NOW, THEREFORE BE IT

RESOLVED, that Rachel A. Shostak, residing at Cheektowaga, New York 14227 hereby is appointed to the Part-Time position of Clerk to the Supervisor, at the annual salary of \$21,000, effective immediately.

Upon roll call ....

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

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

BE IT RESOLVED, that the following individuals be and hereby are hired as Seasonal employees in the Parks, Recreation and Youth Services Department, not to exceed 24 weeks in a calendar year 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 5/2/00:

PARKS DIVISION – Laborers - \$6.00 – 7110.1491

Jeffrey Brado	14043
Sara C. Chapman	14225
Alissa Cianflone	14043
Erik Reinheimer	14043
Joshua Strell	14227
Karol Szymczuk	14227
Michael Stachewicz	14227

WHEREAS, a vacancy exists in a Part-Time clerical position within the Parks Division,

MEETING NO. 9  
MAY 1, 2000

BE IT RESOLVED, that Joan Meyers be transferred from line 1220.1391 to line 7110.1391, effective 5/2/00.

Upon roll call ....

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

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

WHEREAS, Mary Anne Di Stefano, a fourth year student in Paralegal Studies at Hilbert College, as part of her paralegal training and at no cost to the Town, has offered to work in the Town Attorney's Office for 120 hours to assist such office in its legal work, AND

WHEREAS, the Town Attorney's Office is in need of assistance in records management, reorganizing its files and with other miscellaneous legal work, AND

WHEREAS, the Town Attorney's Office has interviewed Ms. Di Stefano and has determined that Ms. Di Stefano has the necessary training and skills to assist such office in its workload, NOW, THEREFORE BE IT

RESOLVED, that Mary Anne Di Stefano, Cheektowaga, New York 14211, be and hereby is authorized to work as an intern in the Town Attorney's Office, under the Town's Records Management Program, to fulfill her requirements for her Paralegal Studies degree at Hilbert College as stated above and, BE IT FURTHER

RESOLVED, that such authorization shall take effect immediately.

Upon roll call ....

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

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

WHEREAS, William C. Keeler, a Master's student with the School of Information and Library Studies, as part of his information and library training at no cost to the Town, has offered to work in the Town Clerk's Office for 120 hours to assist such office in its Records Management work and the State Archives and Records Administration grant, AND

WHEREAS, the Town Clerk's Office is in need of assistance in records management, with arrangement and description of archival records, AND

WHEREAS, the Town Clerk's Office has interviewed Mr. Keeler and has determined that Mr. Keeler has the necessary training and skills to assist the Archival program, AND

BE IT RESOLVED, that William Keeler, Fairport, New York 14450, be and hereby is authorized to work as a intern in the Town Clerk's Office, under the Town's Records Management and Archival Program, to fulfill his requirements for his Master's Degree at the University of Buffalo as stated above and, BE IT FURTHER

RESOLVED, that such authorization shall take effect immediately.

Upon roll call ....

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

**II. DEPARTMENTAL COMMUNICATIONS**

Item No. 12 Building Permits  
Received and Filed.

**MEETING NO. 9  
MAY 1, 2000**

- Item No. 13 Supervisor's Statement of Funds – February 2000  
Received and Filed.
- Item No. 14 Minutes of Cheektowaga Conservation Advisory Council – April 17, 2000  
Received and Filed.
- Item No. 15 Cheektowaga Public Library – 1999 Annual Report  
Received and Filed.

**III. GENERAL COMMUNICATIONS**

- Item No. 16 Notice of Claim: Matthew Behr and Vaune Behr vs. the Town of Cheektowaga and the Town of Cheektowaga Police Department  
Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town Attorney; Chief of Police and Allied Claims Insurance Carrier.  
Received and Filed.
- Item No. 17 U.S. District Court Summons and Complaint: Bogdan Wisniewski vs. Cheektowaga Police Office Ronald L. Robida, Police Officer Bashaw and the Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town Attorney; Chief of Police and Allied Claims Insurance Carrier.  
Received and Filed.
- Item No. 18 Notice of Petition: Niagara Frontier Transportation Authority vs. Town of Cheektowaga and the Assessor.  
Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town Attorney; Assessor and Allied Claims Insurance Carrier.  
Received and Filed.

MOTION BY COUNCILMEMBER MAZUR, SECONDED BY COUNCILMEMBER JANKOWIAK TO SUSPEND THE RULES TO INCLUDE THE FOLOWING RESOLUTION(S) AND THE VOTING WAS AS FOLLOWS:

Upon roll call ....

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

**IV. SUSPENSION OF RULES**

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

WHEREAS, a temporary vacancy exists in the position of General Mechanic in the Parks Division, AND

WHEREAS, notice of such vacancy has been posted in accordance with the provisions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, AND

WHEREAS, Joseph Rydzynski, applied for said vacancy and meets the necessary qualifications, NOW, THEREFORE BE IT

RESOLVED, that Joseph Rydzynski of Cheektowaga, New York 14227 be and hereby is appointed to the temporary position of General Mechanic in the Parks Division in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, effective immediately.

Upon roll call ....

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

- Item No. 20a Motion By Councilmember Mazur, Seconded by Councilmember Jankowiak

**MEETING NO. 9  
MAY 1, 2000**

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 Cleveland Hill Little League has made application to hold a parade on May 13, 2000 beginning at 10:00 A.M. as follows:

- Parade will assemble at the Cleveland Hill School on Mapleview Drive, and proceed down Mapleview Drive to Cleveland Drive, then travel down Cleveland Drive to Harlem Road, then travel down Harlem Road to Huth Drive and back to Cleveland Hill School, AND

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Cheektowaga Police Department, 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.

NOW, THEREFORE BE IT

RESOLVED, that this Town Board hereby approves the aforementioned application of the Cleveland Hill Little League for the aforementioned parade to be held on May 13, 2000 and, BE IT FURTHER

RESOLVED, that the Chief of Police be and hereby is directed to provide traffic safety and escort services for such parade and to ensure compliance with Section 1660 (a)(6) of the Vehicle and Traffic Law.

Upon roll call ....

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

Item No. 20b Motion By Councilmember Mazur, Seconded by Councilmember Rogowski

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 Combat Veterans Association has made application to hold a military parade and rally to commemorate Pearl Harbor Day on May 20, 2000 beginning at 12:30 P.M. as follows:

- Parade will assemble at 11:30 A.M. at the Thruway Plaza parking lot and proceed down Walden Avenue to Cheektowaga Town Park
- Rally in Cheektowaga Town Park after the parade to alert the public to its cause to have Pearl Harbor Day a National Holiday, AND

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Cheektowaga Police Department and the Cheektowaga Department of Parks, Recreation & Youth Services and have 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;

**MEETING NO. 9  
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4. Submittal of Security Plan;
5. Submittal of Fire Prevention/Emergency Services Plan.

NOW, THEREFORE BE IT

RESOLVED, that this Town Board hereby approves the aforementioned application of the Combat Veterans Association for the aforementioned parade and rally to be held on May 20, 2000 and, BE IT FURTHER

RESOLVED, that the Chief of Police be and hereby is directed to provide traffic safety and escort services for such parade and to ensure compliance with Section 1660(a)(6) of the Vehicle and Traffic Law.

Upon roll call ....

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

Item No. 20c Motion By Councilmember Mazur, Seconded by Councilmember Jankowiak

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 North Cheektowaga Amateur Athletic Association has made application to hold a parade on June 3, 2000 (rain date of June 4, 2000) beginning at 12:00 P.M. as follows:

- Parade will assemble at 1 Nagel Drive, and proceed down Nagel Drive to George Urban Boulevard, then travel west on George Urban Boulevard to the Tops Plaza at Union Road and George Urban Boulevard, AND
- 

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Cheektowaga Police Department, 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.

NOW, THEREFORE BE IT

RESOLVED, that this Town Board hereby approves the aforementioned application of the North Cheektowaga Amateur Athletic Association for the aforementioned parade to be held on June 3, 2000 and, BE IT FURTHER

RESOLVED, that the Chief of Police be and hereby is directed to provide traffic safety and escort services for such parade and to ensure compliance with Section 1660 (a)(6) of the Vehicle and Traffic Law.

Upon roll call ....

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

Item No. 21a Motion By Councilmember Johnson, Seconded by Supervisor Gabryszak

WHEREAS, the NYS Department of Motor Vehicles, Governor's Traffic Safety Committee, has made National Highway Safety Administration funds available through the County of

**MEETING NO. 9  
MAY 1, 2000**

Erie for the 2000-2001 year to fund a Child Passenger Safety Program to increase child safety seat usage in an effort to reduce serious injury or death from traffic crashes, AND

WHEREAS, the Town of Cheektowaga Police Department applied for such funding, and has been notified that the Town has been awarded the sum of \$3,290 to conduct such program in the Town of Cheektowaga, NOW, THEREFORE BE IT

RESOLVED, that this Town Board hereby authorizes and directs the Cheektowaga Police Department to complete the necessary application form and other documentation necessary for the Town to obtain these funds and, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute all documents pertaining to the application and acquisition of said funding.

Upon roll call ....

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

Item No. 21b Motion By Councilmember Johnson, Seconded by Supervisor Gabryszak

WHEREAS, the NYS Department of Motor Vehicles, Governor's Traffic Safety Committee, has made National Highway Safety Administration funds available through the County of Erie for the 2000-2001 year to fund "Buckle Up New York", to increase seat belt usage in an effort to reduce serious injury or death from traffic crashes, AND

WHEREAS, the Town of Cheektowaga Police Department applied for such funding, and has been notified that the Town has been awarded the sum \$20,379.68 to conduct such program in the Town of Cheektowaga, NOW, THEREFORE BE IT

RESOLVED, that this Town Board hereby authorizes and directs the Cheektowaga Police Department to complete the necessary application form and other documentation necessary for the Town to obtain these funds and, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute all documents pertaining to the application and acquisition of said funding.

Upon roll call ....

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

Item No. 21c Motion By Councilmember Johnson, Seconded by Supervisor Gabryszak

WHEREAS, the NYS Department of Motor Vehicles, Governor's Traffic Safety Committee, has made National Highway Safety Administration funds available through the County of Erie for the 2000-2001 year to fund a traffic speed and occupant restraint enforcement program, AND

WHEREAS, the Town of Cheektowaga Police Department applied for such funding, and has been notified that the Town has been awarded the sum of \$26,725.08 to conduct such program in the Town of Cheektowaga, NOW, THEREFORE BE IT

RESOLVED, that this Town Board hereby authorizes and directs the Cheektowaga Police Department to complete the necessary application form and other documentation necessary for the Town to obtain these funds and, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute all documents pertaining to the application and acquisition of said funding.

Upon roll call ....

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

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

WHEREAS, the Town of Cheektowaga is interested in allowing certain Town departments and employees who purchase materials on a regular basis to have purchasing cards, AND

WHEREAS, it is in the Town's best interests to utilize purchase cards for some purchases to reduce paperwork and the number of vouchers to be processed, AND

WHEREAS, M & T Bank, N.A. has proposed to authorize the Town to use purchase cards through VISA for its purchases, NOW, THEREFORE BE IT

RESOLVED, that his Town Board hereby authorizes the use of purchase cards through M & T Bank/VISA by departments and employees approved by the Supervising Accountant and, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute documents with M & T Bank and VISA necessary to utilize these purchase cards.

Upon roll call ....

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

Item No. 23 Motion By Councilmember Swiatek, Seconded by Councilmember Jankowiak

WHEREAS, James E. Demler is employed by the Town of Cheektowaga as a MEO-A in the Sanitation/Recycling Department, AND

WHEREAS, James Demler has requested a leave of absence from his Town job for a period of six (6) months so that he can attend Private Pilot Flight School, AND

WHEREAS, the collective bargaining agreement between the Town and the Town of Cheektowaga Employees Association states that a union employee may be granted a leave of absence for no more than one (1) year for educational purposes, NOW, THEREFORE BE IT

RESOLVED, that James E. Demler be and hereby is granted a leave of absence for a period of six (6) months, beginning May 2, 2000 from his position of MEO-A in the Sanitation/ Recycling Department for educational purposes.

Upon roll call ....

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

Item No. 24 Motion By Supervisor Gabryszak, Seconded by Unanimous to adjourn the meeting in memory of Timothy Tehan, a retired Cheektowaga Police Officer; Howard Light, a Doyle Hose Co. No. 1 volunteer firefighter; Al Odenbach, a long time member of the German American Organization; and Edward Sprada, father of Robert Sprada, Deputy Highway Superintendent. This meeting was adjourned at 7:45 P.M.

Richard M. Moleski  
Town Clerk

**TOWN OF CHEEKTOWAGA  
MEETING NO. 10  
May 15, 2000**

**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 15<sup>th</sup> day of May, 2000 at 7:00 o'clock P.M. there were:

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

ABSENT: 0

Also present were: Mary F. Holtz, First Deputy Town Clerk; Michael Stachowski, Town Attorney; Captain Tom Rowan, Cheektowaga Police Department; Jeff Ramelb, Coordinator of Employee Relations; Pat Wojcik, Director of Senior Services; Sal LaGreca, Planning Board Chairman; Bill Conway, Town Assessor; Chris Kowal, Highway/Sanitation Superintendent; Jerry Gabryszak, Director of Economic Development; Ron Marten, Supervising Building and Plumbing Inspector; Mark Wegner, Foreman-Facilities Department; Don Wegner, part-time Housing Inspector.

**I. RESOLUTIONS**

**Item No. 2** Motion by Supervisor Gabryszak, Seconded by Councilmember Jankowiak

BE IT RESOLVED that the following Vouchers & Warrants are submitted to the Town of Cheektowaga prior to May 12, 2000 are hereby approved and made a part hereof:

GENERAL FUND	\$ 593,641.89
HIGHWAY FUND	502,256.50
TRUST & AGENCY	2,322.76
HUD CDBG FUND	25,089.14
PART TOWN FUND	1,354.56
RISK RETENTION FUND	103,857.04
HUD HOUSING REHABILITATION	46,922.00
SPECIAL DISTRICTS FUND	484,577.80
CAPITAL FUND	<u>18,123.34</u>
	\$1,778,145.03

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

**Item No. 3** Motion by Councilmember Swiatek, Seconded by Councilmember Johnson

WHEREAS, pursuant to the Zoning Law of the Town of Cheektowaga, the Planning Board reviews various applications for building permits, rezonings, special permits, etc. and renders its recommendation concerning the compatibility of such application with the zoning regulations, Town Master Plan and neighborhood character, and

WHEREAS, the Town Board, pursuant to the Zoning Law of the Town of Cheektowaga, is required to affirm, modify or reject any recommendations submitted to it by the Planning Board, and

WHEREAS, an application was submitted by Architecture Unlimited, L.L.C. to create forty additional parking spaces and a truck loading/maneuvering area on the east side of 2345 Walden Avenue, the former F.N. Burt facility, and

WHEREAS, the new paved areas are required for a new tenant which will hire approximately forty individuals, and

WHEREAS, the Planning Board, at its meeting held on May 11, 2000 rendered the determination shown on the attached memo dated May 12, 2000, and

WHEREAS, this Town Board has reviewed the application submitted and the recommendations made by the Planning Board, NOW, THEREFORE, BE IT

**MEETING NO. 10**  
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RESOLVED that this Town Board, determines that the project site plan is acceptable.

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

\*SEE NEXT PAGE(S) FOR ATTACHMENTS

**Item No. 4** Motion by Councilmember Johnson, Seconded by Supervisor Gabryszak

BE IT RESOLVED that a public hearing on proposed amendments to Chapter 76 of the Code of the Town of Cheektowaga (Vehicle and Traffic) be held on June 5, 2000 at 7:00 P.M. at the Town Hall, 3301 Broadway, Cheektowaga, New York for the purpose of considering the advisability of adopting said amendments and the Town Clerk is hereby directed to publish the following Notice of Hearing in the CHEEKTOWAGA TIMES on the 18<sup>th</sup> day of May, 2000, said amendments being set forth in the Notice of Hearing.

NOTICE OF PUBLIC HEARING

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York will hold a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on June 5, 2000 at 7:00 P.M. to consider the advisability of adopting amendments to Chapter 76 of the Code of the said Town of Cheektowaga (Vehicle and Traffic); said proposed amendments being as follows:

ARTICLE I

General Provisions

§76-510, SCHEDULE III, ONE WAY STREETS, shall be amended by deleting therefrom the following:

<u>Name of Street</u>	<u>Direction of travel</u>	<u>Limits</u>
Beryl Drive service road	North	Between Genesee Street and Beryl Drive

§76-525, SCHEDULE VI, Prohibited right turns on red signal, shall be amended by adding thereto the following:

<u>Name of Street</u>	<u>Direction of travel</u>	<u>Prohibited right turn On red signal onto</u>
Galleria East Service Dr.	Northbound	Galleria Drive

§76-535, SCHEDULE VIII, YIELD INTERSECTIONS DESIGNATED, shall be amended by adding thereto the following:

<u>Yield Sign on</u>	<u>Direction traffic yields</u>	<u>At intersection of</u>
New York State Thruway (northwest quadrant) Ramp 7	East	Galleria Drive

§76-545, SCHEDULE X, PARKING PROHIBITED IN DESIGNATED LOCATIONS, shall be amended to delete the following therefrom:

CLEVELAND DRIVE - north side, from the west curblineline of Cayuga Road to the east curblineline of Princeton Court.

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

Dated: May 15, 2000

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

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ABSENT: 0

AFFIDAVIT - NEXT PAGE

**Item No. 5** Motion by Unanimous, Seconded by Unanimous

WHEREAS, changes in the New York State and Local Employee's Retirement System and the Town's collective bargaining agreements with unions within the Town necessitate making changes in the personnel policies covering department heads and exempt employees, NOW, THEREFORE, BE IT

RESOLVED that the attached amended Personnel Policy for Exempt Employees be and hereby is adopted, effective immediately, and BE IT FURTHER

RESOLVED that this amended Personnel Policy for Exempt Employees shall replace all other existing Personnel Policies for department heads and exempt employees.

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

NAYES: 0

ABSENT: 0

\*SEE NEXT PAGE(S) FOR ATTACHMENTS

**Item No. 6** Motion by Councilmember Jaworowicz, Seconded by Supervisor Gabryszak

WHEREAS, the Town of Cheektowaga desires to construct an addition to the Reinstein Memorial Library located at 2580 Harlem Road utilizing moneys for such construction which have been made available through a donation from the estate of the late Victor Reinstein, and

WHEREAS, construction and bid specification documents prepared by Foit Albert Architects are complete and the contract is ready for competitive bidding, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be and hereby is directed to publish the attached Advertisement for Bidders for the construction of the proposed addition to the Reinstein Memorial Library in the CHEEKTOWAGA TIMES, BUFFALO NEWS and THE CHALLENGER, and BE IT FURTHER

RESOLVED that the Town Clerk is the officer designated to open sealed bids for this project on the 6<sup>th</sup> day of June, 2000, at 11:00 A.M., at a public bid opening to be held in the Council Chambers in Cheektowaga Town Hall.

**ADVERTISEMENT FOR BIDDERS**

NOTICE IS HEREBY GIVEN that sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, County of Erie, State of New York, on Tuesday, the 6<sup>th</sup> of June, 2000 at 11:00 a.m., local time, in the Town Hall Council Chambers, Town of Cheektowaga, New York for furnishing all labor, tools, equipment, materials and incidentals required for the Construction of the Addition to the Reinstein Memorial Library (approximately 1400 square feet of addition and 2400 square feet of renovation) complete, in place, and ready for use in accordance with the Contract Documents, therefore, including Plans, Specifications, Instructions to Bidders, etc., prepared by Foit-Albert Associates, Architecture, Engineering and Surveying, P.C., for said project.

The project consists of three (3) separate contracts, as follows:

Contract A General  
Contract B HVAC  
Contract C Electrical

Copies of the proposed Contract Documents, Plans, Specifications and Instructions to Bidders may be examined at the following locations:

\*Foit-Albert Associates  
\*Engineering Department  
Town of Cheektowaga  
275 Alexander Avenue  
Hours: 9:00 - 4:30  
\*Dodge Reports

MEETING NO. 10  
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\*Construction Exchange

Copies may be secured at the office of Foit-Albert Associates, 763 Main Street, Buffalo, New York, 14203, upon deposit of \$50.00 per set of documents. Each General Contractor will provide two (2) checks made payable to the Town of Cheektowaga in the amount of \$25.00 each. The deposits will be returned in full for each Contractor which submits a bid package and a refund of \$25.00 will apply to those that choose not to submit a bid. Refunds apply if drawings are returned to Foit-Albert Associates in good condition within 14 days of the bid date. All subcontractors that secure drawings at a cost of \$50.00 will be non-reimbursable.

All bids must be enclosed in a separate, sealed envelope and shall be addressed to the Town Clerk of the Town of Cheektowaga, Town Hall, Broadway and Union Road, Cheektowaga, New York 14227 and marked as "Reinstein Memorial Library Addition". Mark contracting trade, as shown above, clearly on the front of the envelope.

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

**Item No. 6 cont'd**

The Town of Cheektowaga, New York, is an exempt organization under the Tax Law and is exempt from payment of Sales and Compensating Use Taxes of the State of New York and cities and counties of the State on all materials which are to be incorporated into the project, pursuant to the provisions of the Contract. These taxes are not to be included in the bid. Sales tax will be due on all materials purchased by the Contractor, which are either "consumable" or rental property used by the Contractor in connection with the construction or repair.

Surety bonds by a company satisfactory to the attorney for the Town of Cheektowaga, New York, in an amount of not less than 100 percent (100%) of the contract price, will be required of the successful bidder.

No bidder may withdraw his bid within 45 days after the date set for the opening thereof, but may withdraw same any time prior to the scheduled time for opening of bids.

This Contract shall be completed no later than 180 consecutive calendar days from the date of the Notice to Proceed.

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 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 his proposal is accepted, he will enter into a contract for the same, and that he will execute such further security as may be required for the faithful performance of the contract.

Richard M. Moleski  
Town Clerk  
Town of Cheektowaga

DATED: May 15, 2000

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

AFFIDAVIT - NEXT PAGE

**Item No. 7a** Motion by Councilmember Mazur, 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 Patriotic Commission has made application to hold its Flag Day Ceremonies, Concert and Fireworks display in Cheektowaga Town Park on June 11, 2000, and

**MEETING NO. 10**  
**May 15, 2000**

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Cheektowaga Police Department, the Building Inspections Department, Highway Department and Department of Parks, Recreation and Youth Services, 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.

NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby approves the aforementioned application of the Cheektowaga Patriotic Commission for the aforementioned Flag Day ceremonies to be held on May 13, 2000.

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

**Item No. 7b** Motion by Councilmember Mazur, Seconded by Councilmember Jankowiak

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 Stanley G. Falk School has made application to hold its School Field Event Days in Dingens Street Park on June 2, 2000 and June 9, 2000 (rain dates of June 5, 2000 and June 12, 2000), and

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Cheektowaga Department of Parks, Recreation and Youth Services, 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.

NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby approves the aforementioned application of the Stanley G. Falk School for the aforementioned School Field Event Days to be held on June 2, 2000 and June 9, 2000 (rain dates June 5, 2000 and June 12, 2000).

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

**Item No. 7c** Motion by Councilmember Mazur, Seconded by Councilmember Jankowiak

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

**MEETING NO. 10**  
**May 15, 2000**

WHEREAS, the Cheektowaga Southside Little League has made application to hold a parade on Saturday, June 3, 2000 beginning at 1:00 P.M. as follows:

- Parade will assemble at the Doyle 1 Fire Hall on William Street, then proceed east on William Street Drive to Standard Parkway, then proceed north on Standard Parkway to ITT Standard,

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Cheektowaga Police Department, 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.

NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby approves the aforementioned application of the Cheektowaga Southside little League for the aforementioned parade to be held on June 3, 2000, and BE IT FURTHER

RESOLVED that the Chief of Police be and hereby is directed to provide traffic safety and escort services for such parade and to ensure compliance with Section 1660 (a)(6) of the Vehicle and Traffic Law.

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

**Item No. 7d** Motion by Councilmember Mazur, Seconded by Councilmember Jankowiak

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 South line Athletic Association has made application to hold a parade in connection with its Opening Day Ceremonies on Monday, May 29, 2000 beginning at 9:00 A.M. as follows:

- Parade will assemble at the Garden Village Plaza on French Road, then proceed east on French Road to Towers Boulevard, then proceed north on Towers Boulevard to North Seine Drive to the Southline Athletic Association diamonds.

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Cheektowaga Police Department, 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.

NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby approves the aforementioned application of the South line Athletic Association for the aforementioned parade to be held on May 29, 2000, and BE IT FURTHER

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RESOLVED that the Chief of Police be and hereby is directed to provide traffic safety and escort services for such parade and to ensure compliance with Section 1660(a)(6) of the Vehicle and Traffic Law.

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

**Item No. 8a** Motion by Councilmember Swiatek, Seconded by Councilmember Johnson

WHEREAS, on October 22, 1998, the real property owned by Martin J. Wacker and Barbara A. Wacker, his wife, located at Depew, New York, was damaged when a garbage truck owned by the Town of Cheektowaga accidentally popped into gear, rolled forward, and struck the home, causing damages; and

WHEREAS, Martin J. Wacker and Barbara A. Wacker caused a Notice of Claim to be served on the Town of Cheektowaga on account of the aforesaid accident and thereafter, an action was commenced in New York State Supreme Court against the Town of Cheektowaga bearing Index Number I-2000-445; and

WHEREAS, Martin J. Wacker and Barbara A. Wacker have made claim against their homeowner's insurance carrier, Kemper Insurance Group, for damages to their real property, and the Kemper Insurance Group has paid to Mr. and Mrs. Wacker the sum of \$87,153.99; Kemper Insurance Group now seeks reimbursement from the Town of Cheektowaga of said amount under its subrogation rights under its policy of insurance with Martin J. Wacker and Barbara A. Wacker; and

WHEREAS, Allied Claims Services and Jaeckle, Fleischman & Mugel, LLP (David Brock, esq., of counsel) have investigated the aforesaid claim thoroughly, and as a result of extensive negotiations, Kemper Insurance Group has agreed to accept the reduced sum of \$74,159.03 in full settlement of its subrogation claim for monies paid to their insureds; and

WHEREAS, Attorney David Brock, Allied Claims, and the Town Attorney believe this is a fair and equitable settlement and resolution of this subrogation claim and all strongly recommend that a settlement be approved;

NOW, THEREFORE, BE IT

RESOLVED that the sum of \$74,159.03 be paid by the Town from its self-insured liability claim fund, in full and final settlement of the subrogation claim of the Kemper Insurance Group for amounts paid on behalf of their insureds; and BE IT FURTHER

RESOLVED that the Town Attorney be and hereby is authorized to execute and procure all papers necessary to effectuate such settlement and compromise.

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

**Item No. 8b** Motion by Councilmember Swiatek, Seconded by Councilmember Johnson

WHEREAS, on July 9, 1995, Beverly J. Kaczorowski sustain certain personal injuries, some of which are claimed to be permanent in nature, including a fracture to her left foot, left multiple metatarsal fracture, and abrasions to her calf, when she claimed to have leaned against a picnic table at the John C. Stiglmeier Park in Cheektowaga, which collapsed on her causing the alleged injuries; and

WHEREAS, Beverly J. Kaczorowski and Ronald A. Kaczorowski, her husband caused a Notice of Claim to be served on the Town of Cheektowaga on account of the aforesaid accident and thereafter, an action was commenced in New York State Supreme Court against the Town of Cheektowaga bearing Index Number I-1996-6542; and

WHEREAS, the aforesaid claim has been thoroughly investigated by the claims administrator and attorneys for the Town under its self-insured liability claims program, and vigorously defended on behalf of the Town by Cole, Sorrentino, Hurley & Hewner, P.C., (David G. Henry, Esq., of counsel); and

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WHEREAS, Attorney David G. Henry has been able to negotiate a settlement of \$9,500.00 with the attorney for the claimant; Allied Claims, David G. Henry and the Town Attorney believe this is a fair and equitable settlement under all the circumstances, and all strongly recommend that a settlement be approved;

NOW, THEREFORE, BE IT

RESOLVED that the sum of \$9,500.00 be paid by the Town from its self-insured liability claim fund, in full and final settlement of the aforesaid claim of BEVERLY J. KACZOROWSKI and RONALD A. KACZOROWSKI and BE IT FURTHER

RESOLVED that the Town Attorney be and hereby is authorized to execute and procure all papers necessary to effectuate such settlement and compromise.

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

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

WHEREAS, the Town, in its 2000 budget, allocated moneys to certain cultural and not-for-profit organizations which are involved in activities which benefit the Town, and

WHEREAS, agreement(s) between the Town and these cultural and not-for-profit organization(s) have been prepared and forwarded to such groups, and

WHEREAS, the organization(s) listed below have completed and returned sign agreement(s) and their accounting report(s) from the 1999 funding to the Town, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby approves agreement(s) in the form(s) attached to this resolution, with the cultural and not-for-profit organization(s) 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 organization(s) for the following respective amount(s):

<u>Cultural/Not-For-Profit Organization</u>	<u>Funding Approved</u>
Cheektowaga Cultural Society	\$2,150.00

and BE IT FURTHER

RESOLVED that the aforementioned moneys shall be paid to the respective cultural/not-for-profit organization(s) out of the respective cultural group budget line item(s) in the 2000 Town budget, subject to audit and approval of a properly signed Town voucher.

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

\*SEE NEXT PAGE(S) FOR ATTACHMENTS

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

WHEREAS, the Town of Cheektowaga, through its Senior Services Department, is desirous of operating a nutrition program for our elderly at the facilities of the Bell Tower Senior Apartments on French Road, in the Town, and

WHEREAS, the County of Erie has agreed to expand the Town's existing Nutrition Contract with it to allow the Town to provide nutrition services at the Bell Tower Senior Apartments, and

WHEREAS, agreements between the Town and Bell Tower Senior Apartments and the Town and the County of Erie have been drafted for this purpose, NOW, THEREFORE, BE IT

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RESOLVED that the Supervisor be and hereby is authorized and directed to execute the aforementioned agreements between the Town and Bell Tower Senior Apartments and the Town and the County of Erie.

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

**Item No. 9c** Motion by Supervisor Gabryszak, Seconded by Councilmember Jankowiak

WHEREAS, Michigan Paytel, Inc. has submitted a proposal to the Town of Cheektowaga wherein it will install and operate telephones for inmate use in the Cheektowaga Police Department prisoner cells, and

WHEREAS, under such proposal, the Town will receive 25% of the next monthly fees collected by Michigan Paytel, Inc. from such telephones, and

WHEREAS, the Cheektowaga Police Department has recommended that the Town enter into an agreement with Michigan Paytel, Inc. for these services, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is directed to execute the attached Inmate Telephone Agreement with Michigan Paytel, Inc.

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

\*SEE NEXT PAGE(s) FOR ATTACHMENTS

**Item No. 9d** Motion by Councilmember Johnson, Seconded by Councilmember Jankowiak

WHEREAS, the Village of Sloan, Forks Fire District No. 3 and Doyle Fire District No. 1 have requested permission from the Town of Cheektowaga to purchase fuel (gasoline and diesel) from the Town; and

WHEREAS, an Intermunicipal Agreement for Purchasing Fuel (Gas and Diesel) has been prepared by the Town and approved by the Village of Sloan, Forks Fire District No. 3 and Doyle Fire District No. 1; and

WHEREAS, the parties agreed that the Town's fuel pumps located at the Town's Central Garage will be utilized by the Village of Sloan, Forks Fire District No. 3 and Doyle Fire District No. 1 for the purposes of fueling the fire trucks owned by each respective party; and

WHEREAS, Six Hundred Dollars (\$600.00) will be deposited into escrow accounts by and for the Village of Sloan, Forks Fire District No. 3 and Doyle Fire District No. 1 as a condition precedent to utilizing the town's fuel pumps; and

WHEREAS, the Town, be and through the Town's Central Garage, will provide each party with master keys and vehicle identification numbers for the purpose of utilizing the Town's fuel pumps and identifying the use of said pumps, and

WHEREAS, the Town's Accounting department will send monthly invoices to each party and upon receipt of same, the parties will forward any amounts, through the escrow accounts, due directly to the Town's Accounting Department, and

WHEREAS, the parties agree that the escrow accounts will be replenished once the balance of same reaches Two Hundred Dollars (\$200.000),

NOW, THEREFORE, BE IT

RESOLVED that the Intermunicipal Agreement for Purchasing Fuel (Gas & Diesel) between the parties is hereby approved, effective as of the 15<sup>th</sup> day of May, 2000; and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is authorized and directed to execute this Intermunicipal Agreement for Purchasing Fuel (Gas & Diesel).

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

**Item No. 10** Motion by Councilmember Jankowiak, Seconded by Councilmember Mazur

WHEREAS, Cub Scout Pack 618 has requested permission to conduct an overnight campout on Saturday, June 3, 2000 to Sunday, June 4, 2000 in John C. Stiglmeier Park, and

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

RESOLVED that this Town Board hereby permits a waiver of Section 48-12 of the Code of the Town of Cheektowaga, and that said waiver shall be extended to Cub Scout Pack 618 for the use of Stiglmeier Park on June 3-4, 2000, and BE IT FURTHER

RESOLVED that the Town Clerk be and hereby is directed to forward copies of this resolution to the Chief of Police and the Executive Director of the Department of Parks, Youth and Recreational Services.

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

**Item No. 11a** Motion by Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding accumulated debris on vacant property located at 1561 East Delavan, Cheektowaga, New York, SBL #90.84-2-1 and according to the Assessor's Office is owned by Samuel Tabone, Lockport, New York 14094, and

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

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, Johnson, Swiatek, Jankowiak and Mazur  
NAYES: 0  
ABSENT: 0

**Item No. 11b** Motion by Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 71 Southgate Road, Cheektowaga, New York, SBL #90.08-7-14 and according to the Assessor's Office is owned by Mr. & Mrs. David Stewart, c/o Betty Hughes, Buffalo, New York 14215

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

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

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

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Motion by Supervisor Gabryszak, Seconded by Councilmember Mazur  
To dispense with the reading of the names for Items 12, 13 and 14,  
and the voting was as follows:

**Item No. 12** Motion by Councilmember Mazur, 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**

<u>EMPLOYEE RELATIONS - Confidential Administrative Assistant - \$7.00 per hour</u>		
Michelle Gaj	Cheektowaga 14227	Immediately
<u>MAIN PUMP STATION - Laborer - \$6.50 per hour</u>		
Aaron Kuczmariski	Depew 14043	Immediately
<u>PARKS DIVISION - Laborer - \$6.00 per hour</u>		
Robert Trembowicz	Cheektowaga 14206	Immediately

and BE IT FURTHER

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**

<u>RECYCLING DEPARTMENT - Laborers - \$7.00 per hour</u>		
Patrick McCloskey	Cheektowaga	Immediately
Nicholas Astyk	Cheektowaga 14225	"
Michael Zaremba	Cheektowaga 14206	"
Jay Mosorey, Jr.	Cheektowaga 14227	"
Jeremy Gaca	Depew 14043	"
<u>POLICE DEPARTMENT - Traffic Maintenance Worker - \$6.50 per hour</u>		
Thomas Wnuk, Jr.	Cheektowaga 14225	5/13/00
<u>PARKS DIVISION - Laborer - \$6.00 per hour</u>		
Jarrett Sinclair	Cheektowaga 14227	Immediately

and BE IT FURTHER

RESOLVED that the following **seasonal and/or part-time employees** be and hereby are **terminated** as listed:

<u>SANITATION</u>		
Jeffrey Piechowiak		Immediately
<u>PARKS DIVISION</u>		
Kyle Eich		Immediately
Alissa Cianflone		"

and BE IT FURTHER

RESOLVED that Andrea Voelker be transferred from line 7110-1491 to line 7110-1391 retroactively to April 6, 1998.

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

**Item No. 13** Motion by Councilmember Jankowiak, Seconded by Supervisor Gabryszak

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BE IT RESOLVED that the following individuals be and hereby are hired as seasonal employees in the Department of Parks, Recreation & Youth Services, effective 5/16/00:

**PARKS, RECREATION & YOUTH SERVICES - (PARKS DIVISION)**

Laborers - \$6.00 - 7110.1491

Adam Nagy	14043
Andrew J. Sciandra, Jr.	14206

**CHEEKTOWAGA CONSERVATION CORPS (CCC)**

**CCC Supervisors - 7310.1811**

Education Coordinator - \$10.00

Todd Bush	14225
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CCC Supervisors - \$9.10

John Kulesz	14043
Paul Ray	14227
David Schiess	14225

CCC Youth Leaders - \$6.50

Jillian Jasinski	14043
Eric Reinheimer	14043
William Vannelli	14043

**CCC Participants - 7310.1812**

Participants - \$5.15

William Battaglia	14227
Daniel Boland	14043
Christine Huber	14225
Lisa Marie Kuczumarski	14043
Michael Pawlowski	14043
Christopher Pew	14225
Nicole Petruniak	14227
Jason Morris	14206
Andrew Saskowski	14225
Jill Szymerdera	14227
Chris Sienkiel	14225
Jonathan Menczynski	14227
Christine Gulisano	14227
Patrick Mudd	14227
Adam Nowicki	14227
Mandeep Kaur	14225
Sean Agnew	14227
Nathan Hua	14225
Alissa Cianflone	14043
David Jachimiak	14225

**ROTATION PROGRAMS**

**Arts and Crafts Rotation - 7140.1648**

Recreation Attendant I - \$5.15

Laura Brown	14227
Julie Mastandrea	14225
Jennifer Weishaupt	14225

Recreation Attendant II - \$5.40

Stephanie Gerace	14225
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Recreation Supervisor - II - \$6.65

Diane Halter	14225
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**Sports Rotation - 7140.1645**

Recreation Attendant I - \$5.15

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Andrea Deuser	14227
Adam Odrobina	14225
Jessica Porter	14227

Recreation Attendant II - \$5.40

Jessica Graser	14225
Melissa King	14225

Recreation Attendant V - \$6.15

Sean Dohoney	14225
Amy McGill	14227

Pools - 7180.1903

Lifeguards

Level II - \$6.15

Mary Kay Brezowski	14211
Jennifer Bogacz	14043
Cortney Costrino	14227
Abby Grupka	14043
Jason Kuczanski	14225
Nicole Mansfield	14225
Anthony Viapiano	14225

Level III - \$6.65

Kathleen Mastandrea	14225
Lisa Schirching	14227

Level III (WSI) - \$6.90

Adam Connor	14225
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Level IV - \$7.15

Natalie Michalski	14227
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Level IV (WSI) - \$7.40

Caitlin Vanderbush	14225
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Level V - \$7.65

Jeffrey Bartel	14086
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AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek, Jankowiak and Mazur

NAYES: 0

ABSENT: 0

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

BE IT RESOLVED that the following Parks, Recreation and Youth Services employees be and hereby are transferred and/or upgraded, effective as indicated:

FROM PART-TIME TO SEASONAL

Pools - 7180.1903 (effective 6/5/00)

Lifeguards

Level II - \$6.15

Christopher Garcea  
Evan Zynda

Level III - \$6.65

Maureen Brezowski  
Eric Burns  
David Schnettler  
Luke Mazur  
Tracy DiBiasio

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Level IV - \$7.15  
Samantha Garcea

Level V - \$7.65  
Stephanie Ketterl

Level VI - \$7.90  
Timothy Skrzydlewski

Item No. 14 cont'd

**EFFECTIVE 5/22/00**

**ROTATION PROGRAMS**

**Sports Rotation - 7140.1645**

Recreation Attendant III - \$5.65  
Randy Matuszewski

Recreation Supervisor II - \$6.65  
Craig Mahalic

Recreation Supervisor III - \$6.90 &  
Recreation Supervisor I - (\$6.40) (7140.1627)  
Mindy Greenauer

**Arts and Crafts Rotation - 7140.1648**

Recreation Attendant II - \$5.40  
Elena Kehrer  
Andrea Ketterl

Recreation Attendant IV - \$5.90  
Adam Kehrer

Recreation Supervisor VI - \$7.65  
Jill Matuszewski

Recreation Supervisor III - \$6.90  
Jill Zarazinski

**RINK (Effective 5/22/00)**

**From Part-time to Seasonal**

**Lacross - 7140.1625**

Recreation Instructor V - \$6.40  
Brian Anken  
Chris Galley  
Dale Wesolowski

**Soccer - 7140.1636**

Recreation Attendant II - \$5.40  
Scott Becker  
Shannon Fletcher

Recreation Attendant IV - \$5.90  
Shawn Rosewicz  
Ben Stein

Recreation Leader X - \$8.40  
Tony Pierino

**Sports Camps - 7140.1646**

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Recreation Attendant V - \$6.15  
Danielle Kashuba

Recreation Instructor V - \$6.40  
Jason Wheeler (& 7140.1813)

Recreation Leader II - \$6.40  
Amie Godzich

**Item No. 14 cont'd**

Recreation Attendant VIII - \$6.90  
Steve Ciemcioch (& 7140.1813)

Recreation Leader VII - \$7.65  
Peter J. Odrobina (& 7140.1813)

**In-Line Hockey - 7140.1640**

Recreation Attendant III - \$5.65  
Eric Godzich (& 7140.1611)

Recreation Instructor VI - \$6.65  
Wilmer Froman (& 7140.1611)

Recreation Leader V - \$7.15  
Jacques Desjardins (& 7140.1611)

**Rink Personnel - 7140.1611**

Recreation Attendant III - \$5.65  
Robert Halter

Recreation Leader IV - \$6.90  
Cher Stucke (& 7140.1639/7140.1640)

**From Seasonal to Part-time**

**Rink Personnel - 7140.1611**

Recreation Attendant II - \$5.40  
Alex Jarmusz

Recreation Attendant III - \$5.90  
Brian Pane

Recreation Attendant VI - \$6.40  
Kimberly Michalak  
Kenneth Swain (& 7140.1640)

Recreation Attendant VII - \$6.65  
Thomas Goff

Recreation Leader VI - \$7.40  
Glen Au

**Hockey - 7140.1639**

Recreation Leader VI - \$7.40  
Matt Bean

**Soccer - 7140.1636**

Recreation Attendant VII - \$6.90  
Lynn Butts (& 7140.1639)

**Effective 5/22/00**

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From Seasonal to Part-Time  
Gayle Bosiacki

From Part-time to Seasonal  
Recreation Attendant IV - \$6.90  
Christopher Mahalic

Effective 5/15/00

From Part-Time to Seasonal

Recreation Leader V - \$7.15 per hour (7310.1804)  
Steven Ciemcioch

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

**Item No. 15a** Motion by Councilmember Mazur, Seconded by Supervisor Gabryszak

WHEREAS, Chief Bruce Chamberlin holds a seat on the advisory board the National Law Enforcement & Technology Center (NLETC). They will be holding a meeting May 23-24, 2000 in Sykesville, MD, and

WHEREAS, Chief Chamberlin is requesting authorization to attend this meeting. This advisory board has formed the Pursuit 2000 Task Force. The task force is aimed at assisting state and local law enforcement agencies with the safe and effective immobilization of vehicles and will be evaluating electromagnetic technologies. In these field tests, the group will examine the effectiveness of two electrostatic discharge devices in immobilizing cars moving along a roadway under their own power, NOW, THEREFORE, BE IT

RESOLVED that Chief Chamberlin is authorized to attend this board meeting. Chief Chamberlin's expenses will be covered by the NLETC with no expense to the Town.

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

**Item No. 15b** Motion by Councilmember Mazur, Seconded by Supervisor Gabryszak

WHEREAS, the Department of Housing and Community Renewal is sponsoring a lead based paint seminar entitled "Lead Based Paint Regulations - HUD'S Final Rule", and

WHEREAS, said seminar will provide in-depth information regarding the regulations and implementation of the new lead-based paint regulations, and

WHEREAS, the Director of Community Development, Jerome J. Gabryszak, has requested authorization to attend said seminar, NOW, THEREFORE, BE IT

RESOLVED that Jerome J. Gabryszak, Director of Community Development is authorized to attend said seminar, to be held on May 30, 31 and June 1, 2000, at the Radisson Inn, Buffalo, New York, at a cost not to exceed \$75.00.

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

**Item No. 15c** Motion by Councilmember Mazur, Seconded by Supervisor Gabryszak

WHEREAS, the Department of Housing and Urban Development is sponsoring a one-day training seminar on new lead based paint regulations, and

WHEREAS, said seminar, to be conducted by Dennison Associates, Inc. on May 17, 2000 at the HUD Buffalo Office, 465 Main Street, Buffalo, New York, from 8:00 a.m to 4:30 p.m. will

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provide important information on these new regulations and the inspection process as it pertains to housing rehabilitation and code enforcement, and

WHEREAS, the Director of Community Development has recommended that the Department's Director, Program Secretary, Housing Inspector and two housing inspectors from the Town's Neighborhood Preservation Office be authorized to attend this training session, NOW, THEREFORE, BE IT

RESOLVED that Jerome J. Gabryszak, Diane M. Farugia, Richard J. Willis, Lawrence J. Kensy and Mark Radecki be hereby authorized to attend said training seminar on Wednesday, May 17, 2000 at the HUD Buffalo Office, 465 Main Street, Buffalo, New York, at a cost not to exceed \$75.00 and BE IT FURTHER

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

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

**II. DEPARTMENTAL COMMUNICATIONS**

- Item No. 16** Annual Financial Report, Update Document, for the Town - Fiscal Year Ended 1999  
Received and Filed
- Item No. 17a** Minutes of Cheektowaga Planning Board - April 13, 2000  
Received and Filed
- Item No. 17b** Minutes of Traffic Safety Commission - April 18, 2000  
Received and Filed
- Item No. 17c** Minutes of Cheektowaga Youth Board - April 6, 2000  
Received and Filed
- Item No. 18** Cheektowaga Justice Court - Month End Revenue Report - April, 2000  
Received and Filed

**III. GENERAL COMMUNICATIONS**

- Item No. 19** Summons & Complaint - Pilot Construction, Inc. vs Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor, Town Attorney; Council Office; Allied Claims, Insurance Company; Youth and Recreational Services Department.  
Received and Filed
- Item No. 20a** Notice of Claim - Thomas S. Kolbert vs Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor, Town Attorney; Council Office; Allied Claims, Insurance Company.  
Received and Filed
- Item No. 20b** Notice of Claim - Dominic Vaccaro vs Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor, Town Attorney; Council Office; Chief of Police. (Claim was not originally received by our office. It was received claim from Allied Claims, Insurance Company)  
Received and Filed
- Item No. 20c** Notice of Claim - Patricia A. Lynch vs Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor, Town Attorney; Council Office; Highway Department. (Claim was not originally received by our office. It was received claim from Allied Claims, Insurance Company)  
Received and Filed
- Item No. 20d** Notice of Claim - Mary Foyster vs Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor, Town Attorney; Council Office; Sanitation Department; Allied Claims, Insurance Company;  
Received and Filed

MEETING NO. 10  
May 15, 2000

IV. SUSPENSION OF RULES

Motion by Councilmember Johnson, Seconded by Councilmember Swiatek to suspend the rules to include the following resolutions, and the voting was as follows:

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

Item No. 21 Motion by Supervisor Gabryszak, Seconded by Councilmember Johnson

WHEREAS, CSX Corporation has offered to give the Town of Cheektowaga a railroad caboose valued at \$20,000 for free, and

WHEREAS, Winters Railroad Service, Inc., under a contract with CSX Corporation, will also, at no cost to the Town, deliver this railroad caboose to a site on Town-owned property behind the Cheektowaga Historical Museum, and

WHEREAS, this caboose will be utilized by the Town and/or Cheektowaga Historical Association for viewing by the public and for housing railroad-related historical items, and

WHEREAS, the Town Historian has recommended that the town accept this gift, NOW, THEREFORE, BE IT

RESOLVED that this Town board hereby accepts the aforementioned gift of the railroad caboose and delivery of same from CSX Corporation/Winters Railroad Service, Inc., and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is authorized and directed to execute any and all documents necessary to effectuate the transfer of this railroad caboose to the Town, and BE IT FURTHER

RESOLVED that the Cheektowaga Police Department be and hereby is directed to provide traffic safety/escort services for the delivery of such caboose to the Town property.

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

Item No. 22 Motion by Councilmember Johnson, Seconded by Councilmember Swiatek

WHEREAS, pursuant to the Zoning Law of the Town of Cheektowaga, the Planning Board reviews various applications for building permits, rezonings, special permits, etc. and renders its recommendation concerning the compatibility of such application with the zoning regulations, Town Master Plan and neighborhood character, and

WHEREAS, the Town Board, pursuant to the Zoning Law of the Town of Cheektowaga, is required to affirm, modify or reject any recommendations submitted to it by the Planning Board, and

WHEREAS, an application was submitted by Mussachio Architects to construct new loading docks and a parking lot at the rear of 2685 Walden Avenue for use by a Raymour and Flanigan's furniture warehouse, and

WHEREAS, Raymour & Flanigan has agreed to cooperate with the adjacent property owner, Ryder Truck, to design a combined driveway serving both facilities, and

WHEREAS, the Planning Board, at its meeting held on May 11, 2000 rendered the determination shown on the attached memo dated May 12, 2000, and

WHEREAS, this Town Board has reviewed the application submitted and the recommendations made by the Planning Board, NOW, THEREFORE, BE IT

RESOLVED that this Town Board, determines that the project site plan is acceptable.

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**May 15, 2000**

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

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

Motion by Councilmember Johnson, Seconded by Councilmember Swiatek

WHEREAS, pursuant to the Zoning Law of the Town of Cheektowaga, the Planning Board reviews various applications for building permits, rezonings, special permits, etc. and renders its recommendation concerning the compatibility of such application with the zoning regulations, Town Master Plan and neighborhood character, and

WHEREAS, the Town Board, pursuant to the Zoning Law of the Town of Cheektowaga, is required to affirm, modify or reject any recommendations submitted to it by the Planning Board, and

WHEREAS, an application was submitted by Mussachio Architects to construct new loading docks and a parking lot at the rear of 2685 Walden Avenue for use by a Raymour and Flanigan's furniture warehouse, and

WHEREAS, Raymour & Flanigan has agreed to cooperate with the adjacent property owner, Ryder Truck, to design and construct a combined driveway serving both facilities, and

WHEREAS, the Planning Board, at its meeting held on May 11, 2000 rendered the determination shown on the attached memo dated May 12, 2000, and

WHEREAS, this Town Board has reviewed the application submitted and the recommendations made by the Planning Board, NOW, THEREFORE, BE IT

RESOLVED that this Town Board, determines that the project site plan is acceptable.

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

\*SEE NEXT PAGE(s) FOR ATTACHMENTS

**Item No. 23** Motion by Councilmember Johnson, Seconded by Supervisor Gabryszak

WHEREAS, the New York State Department of Environmental Conservation ("DEC") erected a maintenance garage and office facility (the "Project") within the boundaries of the Reinstein Woods Nature Preserve ("Preserve") to serve the needs of the DEC beyond maintenance of the preserve, and

WHEREAS, legal research conducted on behalf of the Town determined that the DEC failed to comply with SEQRA before it constructed the Project, and

WHEREAS, by resolution dated December 20, 1999, this Town Board directed the Town SEQRA Intake Officer to notify the DEC that it must submit this Project to review under SEQRA and that, if it did not comply with SEQRA, necessary legal action may be taken by the town against the DEC to compel it to comply with SEQRA, and

WHEREAS, the Town notified the DEC of its alleged failure to comply with SEQRA for this Project, and thereafter correspondence was sent back and forth between DEC and Town legal representatives arguing this point, and

WHEREAS, the DEC still maintains that it fully complied with SEQRA and that there have been no changes in the environmental setting that would warrant additional SEQRA review, and

WHEREAS, Damon & Morey, LLP (James W. Gormley, of Counsel), environmental legal specialists for the Town on this matter, have stated that the DEC is incorrect in its position and that the Town should pursue legal action to compel the DEC to comply with SEQRA for this project, NOW, THEREFORE, BE IT

**MEETING NO. 10**  
**May 15, 2000**

RESOLVED this Town Board hereby authorizes and directs Damon & Morey, LLP to commence an Article 78 proceeding on behalf of the Town against the DEC to compel it to comply with SEQRA with respect to the Project.

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

**Item No. 24** Motion by Supervisor Gabryszak, Seconded by Councilmember Mazur  
To adjourn the meeting in memory of Anna Rybka, mother of Joan Dudek, Receiver of  
Taxes and Assessments.  
Time Meeting Adjourned: 7:25 PM

RICHARD M. MOLESKI  
Town Clerk

**TOWN OF CHEEKTOWAGA  
MEETING NO. 11  
JUNE 5, 2000**

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 5th of June, 2000 at 7:00 o'clock P.M. there were:

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

ABSENT: 0

Also present were: Mary Holtz, Deputy Town Clerk; Michael Stachowski, Town Attorney; William Conway, Town Assessor; Robert Kaczmarek, Supervising Accountant; Jeffrey Ramelb, Coordinator of Employee Relations; Ronald Marten, Building Inspector; Bruce Chamberlin, Police Chief; Salvatore LaGreca, Chairman of Planning Board; Patricia Wojcik, Director of Senior Services; Kenneth Kopacz, Director of Parks, Recreation and Youth; Jerome Gabryszak, Director of Community Development.

**I. PUBLIC HEARINGS**

Item No. 2 This being the time and place advertised for a public hearing to consider and discuss amending Chapter 76 of the Code of the said Town of Cheektowaga (Vehicle and Traffic) hereinafter more particularly described. The Supervisor directed the Deputy Town Clerk to present proof that such notice has been duly published and posted, and upon the order of the Supervisor such proof was duly filed. Said amendments being as follows:

ARTICLE I

General Provisions

§76-510, SCHEDULE III, ONE WAY STREETS, shall be amended by deleting therefrom the following:

<u>Name of Street</u>	<u>Direction of Travel</u>	<u>Limits</u>
Beryl Drive service road	North	Between Genesee Street and Beryl Drive

§76-525, SCHEDULE VI, Prohibited right turns on red signal, shall be amended by adding thereto the following:

<u>Name of Street</u>	<u>Direction of Travel</u>	<u>Prohibited Right Turn on Red Signal Onto</u>
Galleria East service road	Northbound	Galleria Drive

§76-535, SCHEDULE VIII, YIELD INTERSECTIONS DESIGNATED, shall be amended by adding thereto the following:

<u>Yield Sign On</u>	<u>Direction Traffic Yields</u>	<u>At Intersection Of</u>
New York State Thruway (Northwest quadrant) Ramp 7	East	Galleria Drive

Item No. 2 cont'd.

§76-545, SCHEDULE X, PARKING PROHIBITED IN DESIGNATED LOCATIONS, shall be amended to delete the following therefrom:

CLEVELAND DRIVE – north side, from the west curblineline of Cayuga Road to the east curblineline of Princeton Court.

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

**II. RESOLUTIONS**

Item No. 3 Motion By Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

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

**GENERAL FUND**

From:	0100-7620-2036	Special Event Revenue	\$ 5,000.00
To:	0100-7620-4491	Special Events	\$ 5,000.00

**CAPITAL FUND**

From:	5017-1910-5731	Bond Anticipation Notes	\$700,000.00
To:	5017-1910-9399	Administrative Costs	\$ 50,000.00
	5017-2550-2001	Roswell Rosary Seaton ET AL	650,000.00

Upon roll call ....

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

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

BE IT RESOLVED, that the following Vouchers and Warrants are submitted to the Town of Cheektowaga prior to June 2, 2000 are hereby approved and made a part hereof:

GENERAL FUND	\$226,079.05
HIGHWAY FUND	52,861.10
TRUST & AGENCY	16,359.05
HUD CDBG FUND	47,271.59
PART TOWN FUND 3,692.04	
RISK RETENTION FUND	227,685.66
HUD HOUSING REHABILITATION	8,742.50
SPECIAL DISTRICTS FUND	242,289.26
CAPITAL FUND	<u>38,048.51</u>
	\$863,028.76

Upon roll call ....

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

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

WHEREAS, David L. Manko has made application and requested the Rezoning from RS-Residence Single District to NS-Neighborhood Services District for property located at 891-893 French Road, NOW, THEREFORE BE IT

RESOLVED, that a Public Hearing be held regarding said request under the provisions of the Zoning Law on June 19, 2000 at 6:30 P.M., at the Cheektowaga Town Hall, 3301 Broadway at the corner of Union Road.

Upon roll call ....

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

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JUNE 5, 2000

AFFIDAVIT - NEXT PAGE

Item No. 6 Motion By Councilmember Jankowiak, Seconded by Supervisor Gabryszak

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, 2000 OR 2001 MODEL, (3/4) TON, PICKUP TRUCK WITH SNOW PLOW.

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 June 21, 2000.

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, 2000 OR 2001 MODEL, (3/4) TON, PICKUP TRUCK WITH SNOW PLOW. 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 June 21, 2000 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, New York 14227. Bids must be enclosed in an opaque envelope plainly marked BID FOR ONE (1), NEW AND UNUSED, 2000 OR 2001 MODEL, (3/4) TON, PICKUP TRUCK WITH SNOW PLOW.

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

Date: June 5, 2000

Published: June 8, 2000

Upon roll call ....

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

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

WHEREAS, bids were duly received on May 3, 2000 as a result of advertisement for the Rehabilitation of Sanitary Sewers in the Town of Cheektowaga Consolidated Sanitary Sewer District, 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 Assistant, to the Town Board dated May 30, 2000 NOW, THEREFORE BE IT

RESOLVED, that the contract for the Rehabilitation of Sanitary Sewers in the Consolidated Sanitary Sewer District within the Town, as per said unit prices and as recommended by the Town Engineer is hereby awarded to:

New Hope Pipe Liners, Inc.

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625 Mt. Hope Road  
Wharton, New Jersey 07885

for a total contract amount for Items I-IV of \$180,535.50 covering repairs in the Consolidated Sanitary Sewer District and, BE IT FURTHER

RESOLVED, that the costs for rehabilitation work have been budgeted in the Consolidated Sanitary Sewer Districts #5017-2550-2001.

Upon roll call ....

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

\* SEE NEXT PAGE(S) FOR ATTACHMENT

Item No. 8 Motion By Unanimous, Seconded by Unanimous

WHEREAS, by resolution dated May 15, 2000, this Town Board adopted an amended Personnel Policy for Exempt Employees, AND

WHEREAS, inadvertently, one position (Senior Recreation Supervisor), currently vacant, was left off the list of employees who are covered by such Policy NOW, THEREFORE BE IT

RESOLVED, that this Town Board hereby amends the page entitled "Employees/Positions Covered by Personnel Policy" to add thereto the position of Senior Recreation Supervisor.

Upon roll call ....

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

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

WHEREAS, a 1955 map on file in the Town Assessor's shows Amherst Villa Road as a roadway running north from Genesee Street to the Amherst town line, AND

WHEREAS, years ago, the Niagara Frontier Transportation Authority ("NFTA") extended the Northeast-Southwest airport runway over Aero Drive and, in doing so, removed a portion of Amherst Villa Road and relocated a portion of Amherst Villa Road, AND

WHEREAS, at such time, the NFTA deeded the relocated Amherst Villa Road, from Aero Drive south, to the Town, AND

WHEREAS, this created two separate roads known as Amherst Villa Road, resulting in confusion to residents and emergency response providers, AND

WHEREAS, pursuant to Section 64(9) of the Town Law of the State of New York, the Town Board can name and change names within the Town, NOW, THEREFORE BE IT

RESOLVED, that the section of Amherst Villa Road, running south from Aero Drive, as deeded, be and remain named Amherst Villa Road and, BE IT FURTHER

RESOLVED, that the portion of Amherst Villa Road, as shown on the aforesaid 1955 map, be named and remain named Youngs Road and, BE IT FURTHER

RESOLVED, that any reference to these roadways in any law, ordinance, rule regulation or map shall be amended and changed to reflect said changes and, BE IT FURTHER

RESOLVED, that, within ten (10) days, the Town Clerk shall forward certified copies of this resolution to:

TOWN ASSESSOR  
TOWN HIGHWAY DEPARTMENT

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TOWN PLANNING BOARD  
ERIE COUNTY DPW, DIVISION OF HIGHWAYS  
U.S. POSTAL SERVICE  
ERIE COUNTY CLERK

Upon roll call ....

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

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

WHEREAS, Pine Ridge Road is a public highway located in the Town of Cheektowaga running from Mt. Calvary Cemetery/Maryvale Drive to Walden Avenue, AND

WHEREAS, Mount Calvary Cemetery, Inc. completed a study of Pine Ridge Road and the possibility of developing a heritage boulevard which highlights the various cemetery properties along this corridor, AND

WHEREAS, such study recommends changing the name of Pine Ridge Road to Pine Ridge Heritage Boulevard to reflect its historic significance, AND

WHEREAS, pursuant to Section 64(9) of the Town Law of the State of New York, the Town Board can change street names within the Town, AND

WHEREAS, this Board agrees with the recommendations made in the study prepared by Mount Calvary Cemetery, Inc., NOW, THEREFORE BE IT

RESOLVED, that the portion of Pine Ridge Road, from Mount Calvary Cemetery/ Maryvale Drive to Genesee Street be and hereby is renamed Pine Ridge Heritage Boulevard and, BE IT FURTHER

RESOLVED, that Town personnel be directed to make and install new street name signs for this street name change as soon as possible and, BE IT FURTHER

RESOLVED, that any reference to the portion of Pine Ridge Road which is being changed to Pine Ridge Heritage Boulevard hereinabove in any law, ordinance, rule, regulation or map shall be amended and changed to reflect said changes and, BE IT FURTHER

RESOLVED, that within ten (10) days, the Town Clerk is directed to forward certified copies of this resolution to:

TOWN ASSESSOR  
TOWN HIGHWAY DEPARTMENT  
TOWN PLANNING BOARD  
ERIE COUNTY DPW, DIVISION OF HIGHWAYS  
ERIE COUNTY CLERK  
U.S. POSTAL SERVICE

Upon roll call ....

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

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

WHEREAS, the contract for the Standby Generator Removal, Installation and Modification Project at the Town Hall was awarded by Town Board Resolution dated August 2, 1999 to Tunney Electric, Inc., 8565 Roll Road, Clarence Center, New York 14032, for a total approved bid price of \$32,707.00, AND

WHEREAS, the Town Engineer has advised that work under the aforesaid contract has been completed in accordance with contract requirements, AND

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WHEREAS, the Town Engineer has further recommended the approval of Change Order No. 1(Final) which provides for the final adjustment to contract item quantities as outlined in the change order document, NOW, THEREFORE BE IT

RESOLVED, that Change Order No. 1 (Final) for the aforementioned project in the amount of \$0 as an addition to the contract of Tunney Electric, Inc., 8565 Roll Road, Clarence Center, 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 (Final) and the final contract acceptance documents.

Upon roll call ....

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

NAYES: 0

ABSENT: 0

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

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 War of 1812 Cemetery Board of Trustees has made application to hold a parade and commemoration ceremony on June 11, 2000 beginning at 11:30 A.M. as follows:

- Parade will assembly at the corner of Aero Drive and Wehrle Drive, and proceed down Aero Drive to the War of 1812 Cemetery, where the ceremonies will be held

,AND

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Cheektowaga Police Department, the Facilities Department and the Department of Parks, Recreation and Youth Services 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.

NOW, THEREFORE BE IT

RESOLVED, that this Town Board hereby approves the aforementioned application of the War of 1812 Cemetery Board of Trustees for the aforementioned parade and commemoration ceremony to be held on June 11, 2000 and, BE IT FURTHER

RESOLVED, that the Chief of Police be and hereby is directed to provide traffic safety and escort services for such parade and to ensure compliance with Section 1660(a)(6) of the Vehicle and Traffic Law.

Upon roll call ....

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

NAYES: 0

ABSENT: 0

Item No. 11b Motion By Councilmember Jaworowicz, Seconded by Councilmember Mazur

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

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WHEREAS, the Cheektowaga Patriotic Commission has made application to hold its annual Independence Day Celebrations in Cheektowaga Town Park from July 2-4, 2000, AND

WHEREAS, as part of such celebration, a parade will be held on July 2, 2000 beginning at 1:00 P.M. as follows:

- Parade will assemble at the Thruway Plaza parking lot at the corner of Harlem Road and Walden Avenue, and proceed down Harlem Road to Cheektowaga Town Park

,AND

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Cheektowaga Police Department, Building Inspections Department, Highway/Facilities Department and the Department of Parks, Recreation & Youth Services, 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.
6. Certificate of Insurance from Cheektowaga Patriotic Commission.

NOW, THEREFORE BE IT

RESOLVED, that this Town Board hereby approves the aforementioned application of the Cheektowaga Patriotic Commission for the aforementioned Independence Day Celebrations and parade to be held on July-4, 2000 and, BE IT FURTHER

RESOLVED, that the Chief of Police be and hereby is directed to provide traffic safety and escort services for such parade and to ensure compliance with Section 1660(a)(6) of the Vehicle and Traffic Law.

MOTION BY SUPERVISOR GABRYSZAK, SECONDED BY COUNCILMEMBER JOHNSON TO AMEND THE ABOVE RESOLUTION, ITEM 11B, AND THE VOTING WAS AS FOLLOWS:

Upon roll call ....

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

AMENDED

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 Patriotic Commission has made application to hold its annual Independence Day Celebrations in Cheektowaga Town Park from July 2-4, 2000, AND

WHEREAS, as part of such celebration, a parade will be held on July 4, 2000 beginning at 1:00 P.M. as follows:

- Parade will assemble at the Thruway Plaza parking lot at the corner of Harlem Road and Walden Avenue, and proceed down Harlem Road to Cheektowaga Town Park

,AND

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Cheektowaga Police Department, Building Inspections Department,

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Highway/Facilities Department and the Department of Parks, Recreation & Youth Services, 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.
6. Certificate of Insurance from Cheektowaga Patriotic Commission.

NOW, THEREFORE BE IT

RESOLVED, that this Town Board hereby approves the aforementioned application of the Cheektowaga Patriotic Commission for the aforementioned Independence Day Celebrations and parade to be held on July-4, 2000 and, BE IT FURTHER

RESOLVED, that the Chief of Police be and hereby is directed to provide traffic safety and escort services for such parade and to ensure compliance with Section 1660(a)(6) of the Vehicle and Traffic Law.

Upon roll call ....

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

Item No. 12a Motion By Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 76 Autumnwood Drive, Cheektowaga, New York, SBL #125.08-4-28 and according to the Assessors' Office is owned by Household Finance Realty Corp of NY, 961 Weigel Drive, Elmhurst, Illinois 60126, AND

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

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

Upon roll call ....

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

Item No. 12b Motion By Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 79 Campbell Road, Cheektowaga, New York, SBL #90.12-5-16 and according to the Assessors' Office is owned by Secretary of HUD, Lafayette Court, 465 Main Street, Buffalo, New York 14203, AND

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

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

Upon roll call ....

MEETING NO. 11  
JUNE 5, 2000

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

Item No. 12c Motion By Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at Carol Drive – North of 116, Cheektowaga, New York, SBL #90.68-5-31 and according to the Assessors' Office is owned by NewBurgh Coalition Incorporated, 1969-1938 Genesee Street, Cheektowaga, New York 14211, AND

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

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

Upon roll call ....

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

Item No. 12d Motion By Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 158 David Avenue, Cheektowaga, New York, SBL #102.21-6-38 and according to the Assessors' Office is owned by Helfrich Ann Opara, Cheektowaga, New York 14225, AND

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

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

Upon roll call ....

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

Item No. 12e Motion By Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 89 Gardenvale Drive, Cheektowaga, New York, SBL #91.06-14-19 and according to the Assessors' Office is owned by George Young Jr. & Wife, Cheektowaga, New York 14225, AND

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

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

Upon roll call ....

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

MEETING NO. 11  
JUNE 5, 2000

Item No. 12f Motion By Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 106 Haller Avenue, Cheektowaga, New York, SBL #101.52-3-10 and according to the Assessors' Office is owned by Erick Roy & Nadine Ann Schrod, Cheektowaga, New York 14211, AND

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

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

Upon roll call ....

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

Item No. 12g Motion By Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 61 Hedwig Avenue, Cheektowaga, New York, SBL #102.53-3-34 and according to the Assessors' Office is owned by John M., Hora, Cheektowaga, New York 14211, AND

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

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

Upon roll call ....

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

Item No. 12h Motion By Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 102 Hedwig Avenue, Cheektowaga, New York, SBL #102.45-2-15 and according to the Assessors' Office is owned by Rochester Community Saving Bank, 1215 Superior Avenue, Cleveland, Ohio 44114, AND

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

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

Upon roll call ....

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

Item No. 12i Motion By Unanimous, Seconded by Unanimous

MEETING NO. 11  
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WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 67 Homewood Avenue, Cheektowaga, New York, SBL #114.09-2-22 and according to the Assessors' Office is owned by Mr. & Mrs. Mathias Lepsch, Attica, New York 14011, AND

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

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

Upon roll call ....

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

Item No. 12j Motion By Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 151 Ludwig Avenue, Cheektowaga, New York, SBL #113.49-1-18 and according to the Assessors' Office is owned by Kenneth & Tammy Marciniak, Cheektowaga, New York 14227, AND

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

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

Upon roll call ....

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

Item No. 12k Motion By Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 50 Olcott Place, Cheektowaga, New York, SBL #101.36-3-6 and according to the Assessors' Office is owned by Kevin Fischer & Wife, Niagara Falls, New York 14304, AND

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

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

Upon roll call ....

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

Item No. 12l Motion By Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 51 Pine Ridge Terrace, Cheektowaga, New York, SBL #101.28-7-21 and according to the Assessors' Office is owned by Secretary of HUD, Lafayette Court, 465 Main Street, Buffalo, New York 14203, AND

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

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

Upon roll call ....

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

Item No. 12m Motion By Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at Princeton Court East, Cheektowaga, New York, SBL #92.05-1-14 and according to the Assessors' Office is owned by David Glian, Clarence, New York 14032, AND

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

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

Upon roll call ....

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

Item No. 12n Motion By Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 28 Rowland Road, Cheektowaga, New York, SBL #102.21-1-8 and according to the Assessors' Office is owned by Mr. & Mrs. Joseph J. O'Brien, c/o Marie O'Brien, East Aurora, New York 14052, AND

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

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

Upon roll call ....

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

Item No. 12o Motion By Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 18 Santin Drive, Cheektowaga, New York, SBL #103-05-2-28 and according to the Assessors' Office is owned by Mr. & Mrs. George A. Dundas, Cheektowaga, New York 14225, AND

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

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

Upon roll call ....

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

Item No. 12p Motion By Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 156 Southcrest Avenue, Cheektowaga, New York, SBL #91.20-3-37 and according to the Assessors' Office is owned by Mr. Melvin D. Brown, Delevan, New York 14042, AND

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

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

Upon roll call ....

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

Item No. 12q Motion By Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 230 Straley Avenue, Cheektowaga, New York, SBL #102.37-4-23 and according to the Assessors' Office is owned by Household Finance Realty Corporation, Pomona, California 91769, AND

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

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

Upon roll call ....

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

Item No. 12r Motion By Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 70 Westbrook Drive, Cheektowaga, New York, SBL #91.09-4-25 and according to the Assessors' Office is owned by Karen D. Rozier, Cheektowaga, New York 14225, AND

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

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

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Upon roll call ....

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

Item No. 13 Motion By Councilmember Mazur, Seconded by Supervisor Gabryszak

WHEREAS, the Town has submitted a Consolidated Plan and annual program statement to the Department of Housing & Urban Development for Community Development Block Grant funding totaling \$924,000 for the Program Year, AND

WHEREAS, it is necessary to execute a Grant Agreement with the Department of Housing and Urban Development for Fiscal Year 2000 Community Development Block Grant funding, NOW, THEREFORE BE IT

RESOLVED, that the Supervisor be and hereby is authorized to execute a Grant Agreement with the Department of Housing and Urban Development for the 2000 Community Development Block Grant Program Year.

Upon roll call ....

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

Item No. 14 Motion By Supervisor Gabryszak, Seconded by Councilmember Mazur

WHEREAS, grant monies are available from the New York State Unified Court System, Justice Court Assistance Program to assist with the operation of municipal Justice Courts, AND

WHEREAS, the Town of Cheektowaga Justice Court seeks grant monies to purchase various equipment necessary to improve the operation of the Court; NOW, THEREFORE BE IT

RESOLVED, that Grantmakers Advantage, Inc., the Town's grant consultants, be authorized and directed to complete the necessary application, forms, etc. to be submitted to the New York State Unified Court System for the purpose of securing this grant and, BE IT FURTHER

RESOLVED, that the Supervisor and Justice Court Judges be and hereby are authorized and directed to execute all documents pertaining to the application and to the acquisition of said funding.

Upon roll call ....

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

Item No. 15 Motion By Councilmember Mazur, Seconded by Councilmember Johnson

WHEREAS, a vacancy exists in the position of Public Safety Dispatcher, AND

WHEREAS, such job title is in the competitive class of Civil Service, AND

WHEREAS, the existing Civil Service list was canvassed, AND

WHEREAS, Keith Wesolek appears on said Civil Service list and meets all the necessary qualifications, NOW, THEREFORE BE IT

RESOLVED, that Keith Wesolek of Depew, New York 14043 be and hereby is appointed to the position of Public Safety Dispatcher in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Public Safety Dispatchers Association, effective June 6, 2000.

Upon roll call ....

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

NAYES: 0

ABSENT: 0

Item No. 16 Motion By Councilmember Mazur, Seconded by Supervisor Gabryszak

WHEREAS, David Longo was appointed to the temporary position of Laborer in the Sanitation Department at the February 28, 2000, Town Board Meeting, AND

WHEREAS, the Sanitation and Recycling Departments are undergoing consolidation, AND

WHEREAS, due to consolidation efforts, Mr. Longo must return to his former position as Light Motor Equipment Operator – B in the Recycling Department, NOW, THEREFORE BE IT

RESOLVED, that David Longo of Cheektowaga, New York 14225 be and hereby is appointed to the position of Light Motor Equipment Operator – B in the Recycling Department, in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, effective immediately.

Upon roll call ....

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

NAYES: 0

ABSENT: 0

MOTION BY COUNCILMEMBER MAZUR, SECONDED BY SUPERVISOR GABRYSZAK TO DISPENSE WITH READING THE NAMES IN ITEMS 17, 18 AND 19, AND THE VOTING WAS AS FOLLOWS:

Upon roll call ....

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

NAYES: 0

ABSENT: 0

Item No. 17 Motion By Councilmember Mazur, Seconded by Councilmember Swiatek

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:

	<u>EFFECTIVE</u>
<u>SENIOR SERVICES – Nutrition Site Manager - \$6.00 per hour</u>	
Shirley Baszczyński Cheektowaga 14227	Immediately
<u>SENIOR SERVICES – Substitute Nutrition Site Manager - \$6.00 per hour</u>	
Jennifer Ostrowski Cheektowaga 14225	Immediately
<u>BUILDING AND PLUMBING DEPARTMENT – Clerk - \$7.00 per hour</u>	
Jessica M. Kensy Cheektowaga 14225	Immediately
<u>POLICE DEPARTMENT – Clerk - \$6.00 per hour</u>	
Rachel Piscitello Cheektowaga 14227	Immediately
Kristen Wozniak Depew 14043	"
Jessica Schwab Cheektowaga 14215	"
<u>POLICE DEPARTMENT – Detention Officer - \$14.00 per hour</u>	
Rick Baron Cheektowaga 14225	Immediately
Donald Stoltman Cheektowaga 14227	"
Beverly Leszkowicz Cheektowaga 14227	"
<u>PARKS DIVISION – Clerk - \$10.00 per hour</u>	
Joan Meyers Cheektowaga 14225	05/02/00

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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 provisions of the Town's collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association:

EFFECTIVE

RECYCLING DEPARTMENT – Laborers - \$7.00 per hour

Steven Halftown Depew	14043	05/16/00
Jason Sasiadek	Cheektowaga 14225	Immediately
Jeffrey Speaker	Cheektowaga 14225	"

BE IT FURTHER RESOLVED, that the following employee erroneously hired as a PART-TIME employee at the May 15, 2000, Town Board Meeting be hired as SEASONAL effective May 16, 2000:

MAIN PUMP STATION – Laborer - \$6.50 per hour

Aaron Kuczmariski Depew 14043

BE IT FURTHER RESOLVED, that the following SEASONAL employees be transferred to PART-TIME status effective immediately:

ASSESSOR'S DEPARTMENT – Clerk - \$7.00 per hour

Suzanne O'Neill Depew 14043  
Mary Morris Cheektowaga 14225

Upon roll call ....

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

Item No. 18 Motion By Councilmember Jankowiak, Seconded by Supervisor Gabryszak

BE IT RESOLVED, that the following individuals be and hereby are hired as SEASONAL employees in the Department of Parks, Recreation and Youth Services, effective immediately:

Cheektowaga Conservation Corps

Participants – 7310.1812

Kelly McCulloch 14225  
Jacqueline Vesona 14227

Pools

Lifeguards – 7180.1903

Level IV - \$7.15

Jennifer Strobele 14227

Level II - \$6.15

Alexa Rink 14215

Item No. 18 cont'd.

Level I - \$5.90

Nicole Kunkel 14225  
Alexander Jarmusz 14225  
Mark Kuczmanski 14225  
Melissa Esposito 14225  
Steven Kaun 14225  
Jennifer Pugh 14043  
Michael Lukasik 14043  
Patrick Dalton, Jr. 14227  
Alison Kaznowski 14215  
Denise Wolff 14225

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Christopher Fucile 14225  
Brienne Godzich 14225  
Jennifer Dobmeier 14043

Level I – (Alternates) - \$5.90

Stephen Puff 14225  
Jacob Puff 14225  
Michelle Harrington 14206  
Carrie DiBiasio 14227  
Matthew Zamoyski 14225

Bathhouse Attendants - \$5.15

Corey Burzynski

Bathhouse Attendants (Trainees) - \$4.75

Zachery Porterfield 14225  
Brandon Lehman 14227  
Sean Kunkel 14225  
Laura Garcea 14225  
Derek Gabryszak 14043  
Jillian Franz 14211  
Nicholas Emmanuele 14225  
Adam Bogacz 14043  
Erica Au 14225  
Alex Godzich 14211  
Jill Szymendera 14227  
Shannon Lach 14212  
Lindsay Kaminsky 14043  
Maria Solecki 14225  
Daniel Lysiak 14227  
Tracy Stallone 14225  
Melissa Rowland 14225  
David Guercio 14227

Bathhouse Attendants (Trainees) - \$4.75  
(Alternates)

Jonathan Sinski 14206  
Sally Lipinoga 14211  
Kevin Becker 14225  
Keith Grabowski 14227  
Kristen Tyx 14227  
Mollie Godzich 14225  
Angela Lombardo 14225  
Kelly Kurzdorfer 14225  
Luis Rosado 14225  
Renee Lehner 14225  
Melissa Petre 14225  
Kimberly Genson 14225  
Samantha Wood 14227  
Joseph Conti 14225  
Amy Schnettler 14227

Item No. 18 cont'd.

Gymnastics – 7140.1630

Recreation Attendant II - \$5.40

Sarah Weiss 14043

Recreation Attendant I - \$5.15

Joanna Stein 14211

Theater Workshop – 7140.1651

Recreation Attendant I - \$5.15

Jessica Kurdziel 14227

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Tennis – 7140.1642

Recreation Attendant V - \$6.15

Sean Dohoney 14225

Recreation Attendant III - \$5.65

Peter Greenauer 14227

Nick Wierzbicki 14211

Recreation Attendant II - \$5.40

Louis Bystrak 14227

Lisa Wittman 14227

Arts and Crafts – 7140.1613

Teen Center Initiative – 7310.1814

Recreation Attendant IV - \$5.90

Scott Flick 14225

Arts and Crafts – 7140.1613

Recreation Attendant I - \$5.15

Joe Alberti 14211

Amy Monkelbaan 14225

Camps

Camp JI-IK-DO-WAH-GAH – 7310.1801

Counselor IV - \$5.90

Cheryl Wazny 14227

Counselor I - \$5.15

Krystyna Szymczuk

Camp Flamingo – 7310.1810

Counselor IV - \$5.90

Sara Chapman 14225

Counselor III - \$5.65

Kara Krzykowski 14225

Allison Montroy 14225

Adam Zakrzewski 14043

Counselor II - \$5.40

Nicole Ritzenthaler 14206

Robert Gladwell 14227

Lynn Kawczynski 14225

Item No. 18 cont'd

Counselor I - \$5.15

Courtney Hartman 14225

Tracey Hoelzl 14206

Kelly Ludtka 14043

Jeffrey McManus 14225

Samantha McManus 14225

Kristina Nosal 14225

Counselor I - \$5.15

Larry Roedl 14206

Angela Stallone 14225

Julie Suto 14206

Amber Tracy 14225

Jennifer Wagner 14206

Kristina Wood 14225

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Ashley Wozniak 14206

Dartwood Camp – 7140.1632

Site Director - \$7.40

Jennifer Potratz 14225

Counselor III - \$5.90

Jocelyn Jones 14227

Robert Proehl 14225

Counselor II - \$5.40

Erin Finn 14227

Counselor I - \$5.15

Bernadette Pasek 14227

Parks, Recreation & Youth Services (Parks Division)

Laborers - \$6.00 – 7110.1491

John Czapla 14225

Joshua Kaier 14227

James Rogowski 14043

Jeffrey Rogowski 14043

Lifeguard – Level II - \$6.15 per hour

Danielle Ketterl 14225

Upon roll call ....

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

NAYES: 0

ABSENT: 0

Item No. 19 Motion By Councilmember Jankowiak, Seconded by Supervisor Gabryszak

BE IT RESOLVED, that the following Parks, Recreation and Youth Services employees be and hereby are upgraded and/or transferred as indicated:

Seasonal

(effective immediately)

Item No. 19 cont'd

Conservation Corps – Supervision – 7310.1811

CCC Program Coordinator - \$11.90

Roger Newhouse

Gymnastics – 7140.1630

Supervisor X - \$8.65

Cheryl Skowronski

Supervisor II - \$6.09

Eileen Skowronski

Recreation Attendant IV - \$6.15

Amy Cole

Recreation Attendant II - \$5.40

Amy Hawrysiak

Brandy Hittle

Sarah Stortz

Theater Workshop – 7140.1651

Recreation Instructor III - \$5.90  
Julie Babulski

Recreation Instructor II - \$5.40  
Jillian Chwojdak  
Katherine Wagner

Teen Center Initiative – 7310.1814

Recreation Supervisor - \$6.40  
Adam Kehrer (effective 6/19/00)

Pools

Beach and Pool Supervisors – 7180.1902

Pool Director - \$14.28  
Brian Hansen

Swim Aquatic Director - \$12.38  
Gathy Giles

Special Activity Director - \$10.94  
Kurt Hansen

Dingens Pool Supervisor - \$8.50  
Beth Kawczynski

Dingens Pool Head Lifeguard - \$8.15  
Elizabeth Sinski

Town Park Pool Supervisor - \$10.16  
(1<sup>st</sup> shift)  
Jacqueline Houser

Town Park Pool Supervisor - \$9.49  
(2<sup>nd</sup> shift)  
Margaret Brezowski

Town Park Pool Head Lifeguard - \$8.70  
Mark Przybysz  
Item No. 19 cont'd.

Maryvale Pool Supervisor \$8.84  
Darryl Lindell

Maryvale Pool Head Lifeguard - \$8.15  
Aaron Grupka

Camps

Transfer from Adapted Recreation to Camp Flamingo – 7310.1810

Program Coordinator - \$12.90  
Deborah Ann Fleetwood

Activity Director III - \$7.40  
Kristen Catalano

Activity Director I - \$6.90  
Mindy Kieser  
Tracy Malczewski

Senior Counselor I - \$6.15  
Timothy Isch

MEETING NO. 11  
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Counselor IV - \$5.90  
Kathryn Astran  
Kelly Williams

Camps

Counselor III - \$5.65  
Jennifer Odrobina

Camps

Counselor I - \$5.15  
Matthew Arnold

Transfer from Adapted Recreation to Camp JI-IK-DO-WAG-GAH – 7310.1801

Activity Director III - \$7.40  
Jennifer Etzel  
Daniel Quigley

Activity Director I - \$6.90  
Brian Pane

Counselor IV - \$5.90  
Melissa Uhteg  
Timothy Zgliczynski

Counselor III - \$5.65  
Christina Karlinski

Transfer from Adapted Recreation to Developmentally Disabled Day Camp  
(Camp Crabapple) – 7310.1802

Assistant Program Coordinator - \$10.40  
Barbara Walters

Activity Director - \$7.90  
Victor Nosal

Item No. 19 cont'd.

Counselor III - \$5.65  
Michael Rainville

Counselor II - \$5.40  
Barbara Czaplicki  
Pamela Szefer

Transfer from Recreation Attendants (Rec. Club) to Camp Flamingo – 7310.1810

Counselor II - \$5.40  
Jeremy Hoffman

Transfer from Recreation Attendants ( Rec. Club) to Camp Dartwood – 7140.1632

Counselor IV - \$5.90  
Cathleen Cramer

Counselor III - \$5.65  
Robert Swiatkowski

Counselor II - \$5.40  
Debra Garrison

Upon roll call ....

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JUNE 5, 2000

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

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

WHEREAS, new federal regulations pertaining to the treatment of lead-based paint in federally assisted housing projects will become effective September 15, 2000, AND

WHEREAS, said regulations will have a major impact on the Town's housing rehabilitation and first-time homebuyers programs, AND

WHEREAS, it is necessary for Town housing inspection personnel associated with said program to attend federally approved training sessions in order to be eligible to become certified by the U.S. Environmental Protection Agency to carry-out required lead paint related inspections, said training and certification process represents the most cost-effective method of complying with said federal lead-based paint regulations, AND

WHEREAS, the cost of said training sessions and related expenses is an eligible expense under the Community Development Block Grant Program, NOW, THEREFORE BE IT

RESOLVED, that Richard Willis and Mark Radecki be and hereby are authorized to attend the EPA-approved Lead Inspector and Lead Risk Assessor training courses, offered by Environmental Education Associates, Inc., during the period of June 19 to June 23, 2000, at the training site located at 2929 Main Street, Buffalo, New York and, BE IT FURTHER

RESOLVED, that said employees are authorized to utilize Town vehicles for attendance at said training sessions and be reimbursed from the Community Development Budget for reasonable and necessary expenses incurred in attending said training seminar pursuant to Town Travel policies and, BE IT FURTHER

RESOLVED, that the cost of said workshops, \$845.00 for each employee, or a total of \$1,690.00, be paid from the Community Development Block Grant fund budget (0700-1099-0600 or 1400-8668-0004, as appropriate).

Upon roll call ....

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

**III. DEPARTMENTAL COMMUNICATIONS**

Item No. 21 Building Permits  
Received and Filed.

Item No. 22a Supervisor's Statement of Funds – March 2000  
Received and Filed.

Item No. 22b Supervisor's Statement of Funds – April 2000  
Received and Filed.

Item No. 23 Minutes of Cheektowaga Conservation Advisory Council – May 4, 2000  
Received and Filed.

**IV. GENERAL COMMUNICATIONS**

Item No. 24 Summons & Complaint: Matthew Behr and Vaune Behr vs. the Town of Cheektowaga and Town of Cheektowaga Police Department  
Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town Attorney; Police Department and Allied Claims Insurance Carrier.  
Received and Filed.

Item No. 25a Notice of Claim: Richard Lindell vs. the Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town Attorney; Sanitation Department and Allied Claims Insurance Carrier.  
Received and Filed.

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Item No. 25b Notice of Claim: Allstate Insurance Company, as subrogee of Sebastien Ventura and Marlene vs. the Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town Attorney; Police Chief and Allied Claims Insurance Carrier.  
Received and Filed.

Item No. 25c Notice of Claim: Samuel Battilana vs. the Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town Attorney; Sanitation Department and Allied Claims Insurance Carrier.  
Received and Filed.

Item No. 26 Notice of Highway Closure: Portion of Beach Road from Maryvale to Genesee Street (Under Rt. 33-Kensington Expressway)  
Received and Filed.

Item No. 27 Request to Speak: Randy J. and Donna M. Hosmer Regarding Buffalo Crushed Stone  
Received and Filed.

MOTION BY COUNCILMEMBER MAZUR, SECONDED BY COUNCILMEMBER JOHNSON 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, Johnson, Swiatek, Jankowiak, and Mazur

NAYES: 0

ABSENT: 0

**V. SUSPENSION OF RULES**

Item No. 28 Motion By Councilmember Mazur, Seconded by Supervisor Gabryszak

WHEREAS, the Town of Cheektowaga has previously provided a Housing Rehabilitation loan to the owner of the property located at 188 Standard Parkway, Cheektowaga, New York, AND

WHEREAS, the owners of said property have applied for a mortgage loan from M & T Mortgage Corporation, which has conditioned its mortgage approval on the subordination of the Town's mortgage to that of M & T Mortgage Corporation, AND

WHEREAS, the Community Development Director has recommended approval of the subordination request, which is consistent with the Town's policies governing such requests, NOW, THEREFORE BE IT

RESOLVED, that the Supervisor be and hereby is authorized to execute a Subordination Agreement with M & T Mortgage Corporation, with its primary office located at One Fountain Plaza, Buffalo, New York 14203, pertaining to the Town's Housing Rehabilitation loan secured by a mortgage on the property located at 188 Standard Parkway, Cheektowaga, New York.

Upon roll call ....

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

NAYES: 0

ABSENT: 0

Item No. 29 Motion By Supervisor Gabryszak, Seconded by Councilmember Mazur to adjourn this meeting. This meeting adjourned at 8:30 P.M.

Richard M. Moleski  
Town Clerk

**TOWN OF CHEEKTOWAGA  
MEETING NO. 12  
June 19, 2000**

**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 19<sup>th</sup> day of June, 2000 at 7:00 o'clock P.M. there were:

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

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; Michael Stachowski, Town Attorney; Bruce Chamberlin Chief of Police, Cheektowaga Police Department; Jeff Ramelb, Coordinator of Employee Relations; Pat Wojcik, Director of Senior Services; Sal LaGreca, Planning Board Chairman; Bill Conway, Town Assessor; Jerry Gabryszak, Director of Economic Development; Ron Marten, Supervising Building and Plumbing Inspector; Bill Pugh, Town Engineer; Kathy Traverse, Junior Accountant; Kerry Switalski, 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:

**GENERAL FUND**

FROM: 0100-1420-4013 Law Books Attorney \$1,500.00

TO: 0100-1420-4001 Office Supplies Attorney \$1,500.00

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

NAYES: 0

ABSENT: 0

**Item No. 3** Motion by Supervisor Gabryszak, Seconded by Councilmember Jankowiak

BE IT RESOLVED that the following Vouchers & Warrants are submitted to the Town of Cheektowaga prior to May 12, 2000 are hereby approved and made a part hereof:

GENERAL FUND	\$ 364,832.19
HIGHWAY FUND	39,443.66
TRUST & AGENCY	16,062.18
HUD CDBG FUND	52,884.60
PART TOWN FUND	1,966.22
RISK RETENTION FUND	78,639.14
SPECIAL DISTRICTS FUND	1,863,117.87
CAPITAL FUND	<u>395,201.40</u>
	\$2,812,147.26

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

NAYES: 0

ABSENT: 0

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

WHEREAS, in 1991, the State Legislature Restructured the Consolidated Local Street and Highway Improvement Program (CHIPS), creating a new payment mechanism for the capital project portion of the program, and

WHEREAS, before the Town can avail itself of the CHIPS funding for the capital project portion, the Town must first spend the money and then seek reimbursement from CHIPS, and

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WHEREAS, a capital account must be established, moneys must be transferred into such account, and then moneys from such account will be spent, to be reimbursed later, NOW, THEREFORE, BE IT

RESOLVED that the following accounts be and hereby are established:

CHIPS State Aid (Expense) - #5714-5132-0002 - \$177,721.42  
CHIPS State Aid (Revenue) - #5714-5132-3089 - \$177,721.42

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

NAYES: 0

ABSENT: 0

**Item No. 5** Motion by Councilmember Johnson, Seconded by Supervisor Gabryszak

WHEREAS, this Town Board held a public hearing on June 5, 2000 to consider the advisability of adopting proposed amendments to Chapter 76 of the Code of the Town of Cheektowaga (Vehicle and Traffic), said hearing being held in accordance with Notice thereof which was duly published as required by law, at which hearing an opportunity to be heard was afforded all persons interested in the subject thereof,

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1.

That this Town Board determines 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 I

General Provisions

§76-510 SCHEDULE III, ONE WAY STREETS, shall be amended by deleting therefrom the following:

Name of Street	Direction of Travel	Limits
Beryl Drive service road	North	Between Genesee Street And Beryl Drive

§76-525, SCHEDULE VI, Prohibited right turns on red signal, shall be amended by adding thereto the following:

Name of Street	Direction of Travel	Prohibited right turn On red signal onto
Walden Galleria East service drive	Northbound	Galleria Drive

§76-535, SCHEDULE VIII, YIELD INTERSECTIONS DESIGNATION, shall be amended by adding thereto the following:

<u>Yield Sign On</u>	<u>Direction traffic yields</u>	<u>At intersection of</u>
New York State Thruway (northwest quadrant) Ramp 7	East	Galleria Drive

**Item No. 5 cont'd**

§76-545, SCHEDULE X, PARKING PROHIBITED IN DESIGNATED LOCATIONS, shall be amended to delete the following therefrom:

CLEVELAND DRIVE - north side, from the west curblineline of Cayuga Road to the east curblineline of Princeton Court.

Section 2. Time to take effect

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(a) These amendments shall take effect when properly posted within a reasonable time except those parts, if any, which are subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York.

(b) Any part or parts of these amendments which are subject to approval under Section 1684 of the Vehicle and Traffic law of the State of New York shall take effect from and after the day on which approval in writing is received from the New York State Traffic Commission.

Section 3. Territorial Application

These amendments shall apply to all of the Town of Cheektowaga, Erie County, New York outside of the villages of Depew and Sloan.

Section 4. Publication

That these amendments to Chapter 76 of the Code of the Town of Cheektowaga shall be entered into the minutes of the town Board and shall be published in the CHEEKTOWAGA TIMES, a newspaper published in this Town, and affidavits of such publication shall be filed with the Town Clerk and the Town Clerk shall likewise enter in the Ordinance Book a copy of said amendments specifying the date of adoption thereof.

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

AFFIDAVIT - NEXT PAGE

**Item No. 6a** Motion by Councilmember Jankowiak, Seconded by Supervisor Gabryszak

WHEREAS, in accordance with the policies and procedures previously adopted by the Cheektowaga Town Board for the procurement of goods and services, the Parks, Recreation and Youth Services Department solicited proposals for transportation for its 2000 summer camp programs, and

WHEREAS, proposals were received from at least two contractors for the provision of said bus transportation services, and

WHEREAS, Laidlaw Transit, Inc. submitted the lowest responsible quotation for the provision of said bus transportation services, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby awards the contract for the provisions of bus transportation services at a cost of \$6,020. for the Parks, Recreation and Youth Services Department's summer camp programs to:

Laidlaw Transit, Inc.  
2306 Walden Avenue  
Cheektowaga, New York 14225

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

**Item No. 6b** Motion by Councilmember Jaworowicz, Seconded by Supervisor Gabryszak

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the expansion of the Anna M. Reinstein Memorial Library, which bids were duly received and opened on June 6, 2000, and

WHEREAS, said bids were referred to the Town Engineer and to Foit-Albert Associates, P.C., Project Architects, for analysis, tabulation and report, which analysis, tabulation and report is hereby attached and contained in a memo from the Engineering department dated June 14, 2000, and

WHEREAS, said report recommends that Contract "A" for General Construction Work be awarded to Wilsandra Construction Company, Inc., Contract "B" for Heating, Ventilating and Air Conditioning Work be awarded to W.C. Roberson Plumbing & Construction Corp. and that Contract "C" for Electrical Work be awarded to Goodwin Electric Corp. for their submission of the lowest bids meeting the requirements of the specifications, and NOW, THEREFORE, BE IT

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RESOLVED that Contract "A" for General Construction Work be and hereby is awarded to Wilsandra Construction Co., Inc., 300 Camden Avenue, Buffalo, NY 14216 at the bid price of \$211,755.00, said being the lowest bid meeting the requirements of the specifications, and BE IT FURTHER

RESOLVED that Contract "B" for Heating, Ventilating and Air Conditioning Work be and hereby is awarded to W.C. Roberson Plumbing & Construction Corp., 602 East Delavan Avenue, Buffalo, NY 14211 at the bid price of \$32,768.00, said bid meeting the requirements of the specifications, and BE IT FURTHER

RESOLVED that Contract "C" for Electrical Work be and hereby is awarded to Goodwin Electric Corp., 121 California Drive, Williamsville, NY 14221 at the bid price of \$19,340.00, said being the lowest bid meeting the requirements of the specifications, and BE IT FURTHER

RESOLVED that the Supervisor, on behalf of this Town Board, be and hereby is authorized and directed to sign said agreements with Wilsandra Construction Co., Inc. for Contract "A" with W.C. Roberson Plumbing & Construction Corp. for Contract "B" and with Goodwin Electric Corp. for Contract "C", and BE IT FURTHER

RESOLVED that funding for said projects shall be appropriated from the Reinstein IV Trust.

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

NAYES: 0

ABSENT: 0

\*SEE NEXT PAGE(S) FOR ATTACHMENTS

**Item No. 7** Motion by Councilmember Jaworowicz, Seconded by Councilmember Rogowski

WHEREAS, Section 466-a of the Real Property Tax Law of the State of New York ("RPTL") authorizes municipalities only in the County of Rockland to adopt a proposition, subject to referendum, to grant a partial property tax exemption for real property owned by an enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service, and

WHEREAS, volunteer members of municipal fire departments provide an invaluable service to local governments and their residents, and put their lives on the line without a second thought to save the lives and property of others, and

WHEREAS, because of their self sacrifice, this Town Board feels that volunteer members of all municipal fire departments in Cheektowaga and Erie County should also be able to obtain a property tax exemption, and

WHEREAS, a bill (A.3326A) has been approved by the State Assembly and forwarded to the State Senate which would repeal Section 466 of the RPTL and add a new Section 466 to such law to authorize municipalities in all counties across New York State to adopt local laws to grant partial real property tax exemptions to volunteer members of municipal fire departments, and

WHEREAS, Erie County Legislature has adopted a resolution memorializing the New York State Legislature to so amend the Real Property Tax Law to allow Erie County and its municipalities the option to provide a partial real property tax exemption to volunteer members (meeting certain statutory requirements) of incorporated fire companies and departments, and

WHEREAS, this Town Board concurs with the resolution submitted by Erie County Legislature and Assembly Bill No. 3326A, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby memorializes the New York State Senate and Governor to enact A.3326A to amend the Real Property Tax Law to allow Erie County and its municipalities the option to provide a partial real property tax exemption to volunteer members of fire departments and companies, and BE IT FURTHER

RESOLVED that the Town Clerk be and hereby is directed to forward certified copies of this resolution to State Assemblyman Paul A. Tokasz, Senator William Stachowski and Governor George Pataki.

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

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

WHEREAS, the Buffalo-Niagara International Airport (BNIA), operated by the Niagara Frontier Transportation Authority (NFTA), is located in the Town of Cheektowaga, occupying over 900 acres of land and providing transportation services for the region, and

WHEREAS, the airport and its operations impact the businesses and residents located within the town of Cheektowaga especially businesses located on the south side of Genesee Street, which also provides the main access road to the airport, and

WHEREAS, the NFTA has had a Master Plan for the BNIA since 1982, revised several times, the latest interim report No. 3 dated November 12, 1999, and

WHEREAS, the NFTA Issued a Negative Declaration for purposes of SEQRA on September 29, 1999 for the parking lot expansion and east access improvements, and

WHEREAS, the plans incorporate new parking areas for the airport east of the existing lots and modifications to the roadway system serving these parking areas, resulting in the closing of one access drive to Genesee Street and the creation of an access driveway further east, and

WHEREAS, the businesses along the south side of Genesee Street will bear the effects of any impacts by the change in driveway configuration and displacement of traffic signals, and

**Item No. 8 cont'd**

WHEREAS, the business owners are concerned that they will suffer a loss of business through the difficulty that may be encountered by their patrons in accessing their businesses because of moved traffic signals and other modifications to Genesee Street, and

WHEREAS, the NFTA is also proposing to upgrade and improve the runways which would result in increased capacity overall and would require that the crosswinds runway be used for approximately three months by larger aircraft while the main runway is resurfaced, and

WHEREAS, residents in the general area of the crosswinds runway are concerned that the use of the improved and lengthened crosswinds runway by larger aircraft, both temporarily and permanently, will impact the residents through elevated noise levels, increased vibration, increased dust and air pollution, lower property values and an increase in the potential for accidents to occur over these dwellings, and

WHEREAS, the following impacts have been identified during the Town's review of the Airport Master Plan revisions and projected noise contour mapping:

1. economic loss to businesses;
2. increased noise and overflight impacts upon residents, particularly at the ends of the crosswind runway corridor (runway 14/32);
3. need for updated fuel and de-icer spill management procedures and notifications;
4. increased flood hazard potential and need for added inground and downstream detention capacity;
5. increased traffic on Aero Drive, Cayuga Road and Genesee Street, particularly truck traffic frequenting existing and expanded or new air cargo facilities;
6. increased air pollution from a bus depot located on Cayuga Road; from increased truck traffic and, in general, from increased air traffic on both runways;
7. the potential to impact wetlands at the end of runway 23 with the proposed runway extension; and

WHEREAS, this Town Board is of the belief that additional study and review must be conducted by the NFTA to determine fully the impacts upon the residents and businesses and the mitigation measures necessary to reduce or eliminate the identified impacts, prior to issuance of a negative declaration for the runway improvements and to validate the negative declaration for the parking expansion and access improvements, NOW, THEREFORE, BE IT

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RESOLVED that the Town Board of the Town of Cheektowaga hereby requests that the BNIA address these expected impacts by further design and procedural revisions to its Airport Master Plan, as well as apply for any and all funds to incorporate positive mitigation measures for noise and overflight impacts upon residents, and BE IT FURTHER

RESOLVED that copies of this resolution be forwarded to Mr. Lawrence Meckler, Executive Director of the NFTA, State Senator William Stachowski, State Assemblyman Paul Tokasz, Congressman Jack Quinn and Senator Charles Schumer.

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

**Item No. 9** Motion by Councilmember Johnson, Seconded by Councilmember Swiatek

WHEREAS, the Buffalo-Niagara International Airport (BNIA), operated by the Niagara Frontier Transportation Authority (NFTA), is located in the Town of Cheektowaga, occupying over 900 acres of land and providing transportation services for the region, and

WHEREAS, the airport and its operations impact the businesses and residents located within the Town of Cheektowaga, and

WHEREAS, the NFTA has submitted to the Town of Cheektowaga a Negative Declaration for 455 Cayuga Road, known as the Airport Commerce Park, and

WHEREAS, the proposal is to demolish a 260,000 s.f. hangar/office building and construct 60,000 s.f. of office space in addition to 360,000 s.f. of warehouse space with parking for 434 vehicles, and

WHEREAS, the various Town committees and boards that review and make recommendations on projects to the Town Board have not had the opportunity to review and comment upon the project, and

WHEREAS, the SEQR Intake Officer of the Town has reviewed the negative declaration, noted a number of deficiencies and notified the NFTA as well as other involved or interested agencies, and

WHEREAS, these deficiencies include:

1. The lack of coordination with the Town in the review of the project even though such coordination is alleged within the document;
2. The obvious difference between the project and the plan shown in the NFTA Interim Report No. 3 dated November 12, 1999. The Interim Report shows a hangar of approximately 90,000 s.f. and the Town was not notified of any change to the plan;
3. The lack of page numbers 2,4,6,8 and 10 of the Environmental Assessment Form and Part II of the form;
4. The lack of a traffic study to ascertain the impacts of this project, if any, upon the highway system;
5. The lack of coordination with the Town Engineer to determine if there is sufficient sanitary sewer capacity for the project, and

WHEREAS, this Town Board is of the belief that additional study and coordinated review must be conducted by the NFTA to determine fully the impacts upon the residents and businesses and the mitigation measures necessary to reduce or eliminate the identified impacts, NOW, THEREFORE, BE IT

RESOLVED that the Town Board of the Town of Cheektowaga hereby requests that the BNIA rescind the Negative Declaration and undertake a coordinated review to determine impacts and mitigation, if any, for the project, and BE IT FURTHER

RESOLVED that copies of this resolution be forwarded to Mr. Lawrence Meckler, Executive Director of the Niagara Frontier Transportation Authority.

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



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NOW, THEREFORE, BE IT

RESOLVED that the sum of \$5,500.00 be paid by the Town of Cheektowaga from its self-insured liability claim fund, in full and final settlement of the claim of Amherst Paving, Inc., and BE IT FURTHER

RESOLVED that the Town Attorney be and hereby is authorized to execute and procure all papers necessary to effectuate such settlement and compromise.

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

NAYES: 0

ABSENT: 0

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

WHEREAS, Grant monies are available from the U.S. Department of Justice, Local Law Enforcement Block Grant Program, and

WHEREAS, the Town of Cheektowaga Police Department seeks grant monies to cover various services and programs to reduce acts of vandalism, criminal mischief, and larcenies in Town communities and parks, NOW, THEREFORE, BE IT

RESOLVED that the Police Department be authorized and directed to complete the necessary application, forms, etc. to be submitted to the U.S. Department of Justice for the purpose of securing this grant, and BE IT FURTHER

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

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

NAYES: 0

ABSENT: 0

**Item No. 12b** Motion by Supervisor Gabryszak, Seconded by Councilmember Jankowiak

WHEREAS, Grant monies are available from the U.S. Department of Justice, Bullet Proof Vest Partnership, and

WHEREAS, the Town of Cheektowaga Police Department seeks grant monies to cover the purchase of body armor for police officers, NOW, THEREFORE, BE IT

RESOLVED that the Police Department be authorized and directed to complete the necessary application forms, etc. to be submitted to the U.S. Department of Justice for the purpose of securing this grant, and BE IT FURTHER

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

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

NAYES: 0

ABSENT: 0

**Item No. 12c** Motion by Supervisor Gabryszak, Seconded by Councilmember Jankowiak

WHEREAS, Grant monies are available from the Erie County Public Benefit Fund, and

WHEREAS, the Town of Cheektowaga Police Department seeks grant monies to cover the "Wednesday in the Park" program run in conjunction with the Cheektowaga Youth and Recreation, NOW, THEREFORE, BE IT

RESOLVED that the Police Department be authorized and directed to complete the necessary application, forms, etc. to be submitted to the Erie County Benefit Fund for the purpose of securing this grant, and BE IT FURTHER

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

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

**Item No. 12d** Motion by Supervisor Gabryszak, Seconded by Councilmember Jankowiak

WHEREAS, Grant monies are available from the Erie County Public Benefit Fund, and

WHEREAS, the Town of Cheektowaga Police Department seeks grant monies to cover the "Project Trust Circle of Success for at Risk Youth" program run in conjunction with Maryvale School System, NOW, THEREFORE, BE IT

RESOLVED that the Police Department be authorized and directed to complete the necessary application, forms, etc. to be submitted to the Erie County Public Benefit Fund for the purpose of securing this grant, and BE IT FURTHER

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

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

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

WHEREAS, the Town of Cheektowaga has previously provided a Housing Rehabilitation loan to the owner of the property located at 72 Hedley Street, Cheektowaga, New York, and

WHEREAS, the owners of said property have applied for a mortgage loan from Charter One Bank, which has conditioned its mortgage approval on the subordination of the Town's mortgage to that of Charter One Bank, and

WHEREAS, the Community Development Director has recommended approval of the subordination request, which is consistent with the Town's policies governing such requests, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized to execute a Subordination Agreement with Charter One Bank, with its primary office located at 235 East Main Street, Rochester, NY 14604, pertaining to the Town's Housing Rehabilitation loan secured by a mortgage on the property located at 72 Hedley Street, Cheektowaga, New York.

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

**Item No. 12f** Motion by Councilmember Jaworowicz, Seconded by Councilmember Johnson

WHEREAS, the Town of Cheektowaga is the owner of property located at 3223 Union Road behind the existing Police & Courts Building, and

WHEREAS, New York State Electric & Gas corporation ("NYSEG") has requested an easement over a portion of this property for the installation of electrical lines to serve a proposed telecommunications tower, and

WHEREAS, utilization of this land for the requested easement has been reviewed by the Town Engineer, and

WHEREAS, this Board is in agreement with the granting of this easement, NOW, THEREFORE, BE IT

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RESOLVED that subject to final approval by the Town Engineer, the Supervisor be and hereby is authorized and directed to execute this easement, and BE IT FURTHER

RESOLVED that this resolution is subject to permissive referendum under Article 7 of the Town Law, and BE IT FURTHER

RESOLVED that the Town Clerk be and hereby is directed to publish the attached Notice of Adoption of Resolution Subject to Permissive Referendum in the Cheektowaga Times.

NOTICE OF ADOPTION OF RESOLUTION  
SUBJECT TO PERMISSIVE REFERENDUM

NOTICE IS HEREBY GIVEN, that the Town Board of the Town of Cheektowaga, on June 19, 2000 adopted a resolution authorizing the Town of Cheektowaga to grant an easement to New York State Electric & Gas Corporation over Town-owned property located behind the Cheektowaga Police & Court Building at 3223 Union Road.

A copy of such easement is on file in the Town Clerk's Office where the same may be viewed during regular business hours.

TAKE FURTHER NOTICE that such resolution is subject to permissive referendum under Article 7 of the Town Law of the State of New York.

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

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

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**Item No. 13** Motion by Councilmember Mazur, 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 ambulances and has recommended that the Town Board license such ambulance(s), NOW, THEREFORE, BE IT

RESOLVED that the Town Board, pursuant to Section A-5 of the Ambulance Ordinance accept the recommendations of the Emergency Medical Services Board, and approve the attached list of vehicles, and BE IT FURTHER

RESOLVED that the Town Clerk is hereby authorized, directed and empowered to issue ambulance licenses to the applicants set forth on the attached list, providing such ambulance(s) so listed, meets the insurance requirements set forth in the Ambulance Ordinance.

**LIST OF AMBULANCE VEHICLES**

Owner - LaSalle Ambulance, Inc. d/b/a Rural/Metro Medical Services

<u>VEHICLE: MAKE &amp; YEAR</u>	<u>LICENSE NO.</u>	<u>CALL NO.</u>
1998 Ford	AA 5160	250
1992 Ford	AA 4688	253
1998 Ford	AB 8577	255
1997 Ford	AA 7219	256
1995 Ford	AA 7238	258
1993 Ford	AA 2976	350
1999 Ford	AA 5167	351
1998 Ford	AA 8579	511
1995 Ford	AA 7234	512
1994 Ford	AA 2990	515
1994 Ford	AA 3006	516
1999 Ford	AA 5168	517

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1998 Ford	AA 5159	518
1997 Ford	AA 7244	519
1993 Ford	AA 2979	520
1995 Ford	AA 7236	521
1999 Ford	AA 5166	522
1993 Ford	AA 1243	523
1998 Ford	AB 8576	524
1995 Ford	AA 7237	525
1999 Ford	AA 7242	526
1995 Ford	AA 7239	527
1994 Ford	AA 2975	528
1994 Ford	AA 4355	529
1995 Ford	AA 7233	530
1999 Ford	AA 7243	531
1998 Ford	AB 8578	532
1995 Ford	AA 7224	533
1994 Ford	AA 3021	534
1993 Ford	AA 4800	535
1994 Ford	AA 4819	536
1997 Ford	AA 8573	537
1993 Ford	AA 4699	538
1993 Ford	AA 1244	539
1994 Ford	AA 3020	540
1995 Ford	AA 7235	541
1993 Ford	AA 4809	542
1998 Ford	AA 5161	543
1994 Ford	AA 2986	544
1995 Ford	AA 7232	545
1994 Ford	AA 4025	548
1997 Ford	AB 8572	554
1999 Ford	AA 5165	564
1997 Ford	AB 8570	565
1999 Ford	AA 5164	567

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1995 Ford	AA 7223	580
1995 Ford	AA 7222	581
1995 Ford	AA 7245	582
1997 Ford	AA 7218	583
1997 Ford	AA 7217	584
1998 Ford	AB 8575	586

Owner - Town's Ambulance Service, Inc. d/b/a Rural/Metro Medical Services

<u>VEHICLE: MAKE &amp; YEAR</u>	<u>LICENSE NO.</u>	<u>CALL NO.</u>
1995 Ford	AA 4368	553
1994 Ford	AA 7210	555
1997 Ford	AA 7215	557
1995 Ford	AA 7211	561
1995 Ford	AA 7212	563
1993 Ford	AA 4369	566
1997 Ford	AA 7216	568
1997 Ford	AB 8574	585

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

NAYES: 0

ABSENT: 0

**Item No. 14** Motion by Councilmember Swiatek, Seconded by Councilmember Mazur

WHEREAS, pursuant to the Opening Burning law of the Town of Cheektowaga, the Fire Inspector reviews various applications for open fires and open burning and renders his recommendation concerning the fire safety and impact to the general public of such application, and

WHEREAS, the Town Board, pursuant to the Opening Burning Law of the Town of Cheektowaga is designated the Approval Agency, and

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WHEREAS, since the Town Board is the Approval Agency, it must affirm, modify or reject any recommendations or permits submitted to it by the Town Fire Inspector, and

WHEREAS, an application for a permit was submitted by the Bellevue Fire Department to conduct an open fire on June 24, 2000 on the property located at 5014 Transit Road, Town of Cheektowaga, and

WHEREAS, the applicant intends to conduct a drill and burn an abandoned house that is scheduled for demolishing, and

WHEREAS, the Fire Inspector has received this application and finds that all requirements have been met, and that the application is in compliance with conditions and requirement of the Town of Cheektowaga Fire Prevention Code and the Open Burning Law. He requests the Town Board to approve issuance of a permit, and

WHEREAS, this Town Board has reviewed the applications submitted and the recommendations of the fire Inspector, NOW, THEREFORE, BE IT

RESOLVED that this Town Board authorizes the Fire Inspector to issue such permit.

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

**Item No. 15** Motion by Councilmember Jankowiak, Seconded by Councilmember Jaworowicz

WHEREAS, the tennis courts in Cheektowaga Town Park are owned and maintained by the Town of Cheektowaga, and

WHEREAS, because the Maryvale High School tennis courts are unavailable for the Summer of 2000 because of construction, the Cheektowaga Maryvale School System has requested permission from the Town to use the three (3) tennis courts in Cheektowaga Town Park on Monday evenings from 5:30 P.M. to 8:30 P.M., beginning on June 26, and ending on August 28, 2000 for its students, and

WHEREAS, the Maryvale School System has agreed to provide the Town with a certificate of insurance for the usage of the aforesaid tennis courts, and

WHEREAS, the Director of the Cheektowaga Department of Parks, Recreation and Youth Services has reviewed this request and has no objection to same, NOW, THEREFORE, BE IT

RESOLVED that permission is hereby granted to the Maryvale School System to utilize the three (3) tennis Courts in Cheektowaga Town Park on Monday evenings from 5:30 - 8:30 P.M. from June 26 to August 28, 2000 (excluding August 14<sup>th</sup>), and BE IT FURTHER

RESOLVED that the Town Clerk be and hereby is directed to forward a copy of this resolution to the Director of the Cheektowaga Department of Parks, Recreation and Youth Services.

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

**Item No. 16** Motion by Councilmember Johnson, Seconded by Councilmember Jaworowicz

WHEREAS, the NYSDOT is currently reconstructing Genesee Street from the Buffalo City Line to the Cayuga/Dick Road intersection under C.P.I.N. 5463.01.301, and

WHEREAS, said project requires the removal and replacement of street lighting facilities owned by both the Town and NYSEG at the intersection of Cayuga and Dick Roads, and

WHEREAS, the Town Engineer has recommended that the Town furnish equipment and maintain the newly constructed street lighting system under Service Classification #2, resulting in annual savings in utility company charges, NOW, THEREFORE, BE IT

RESOLVED that the NYSEG proposal dated May 12, 2000 to provide for the removal of utility owned equipment at the Genesee Street/Dick Road/Cayuga Road intersection, and operation

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of the newly installed facilities under Service Classification #2, resulting in an annual decrease to the General Lighting District in the amount of \$1,241.05 be and hereby is approved, and BE IT FURTHER

RESOLVED that a one-time charge of \$1,625.83 associated with unrecovered cost of utility owned equipment under current Service Classification #3 as further stated in the aforesaid proposal shall be chargeable to the General Lighting District.

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

**Item No. 17** Motion by Councilmember Mazur, Seconded by Councilmember Swiatek

WHEREAS, Subdivision (j) of Section 41 of the Retirement and Social Security Law allows a participating employer to elect to provide additional service credit toward retirement for its employees who are entitled to accumulate sick leave, and this benefit applies to all tiers of membership; and

WHEREAS, 1998-2000 agreement between the Town of Cheektowaga and the Town of Cheektowaga Public Safety Dispatchers Association, Article 12, entitled Retirement Plan, provides in part that, "The Town shall provide retirement benefits pursuant to Section 75-c of the Retirement and Social Security Law of the State, along with Rider 41-j" a copy of which Article is annexed hereto and made a part hereof, together with the Resolution approving and authorizing said Agreement; and

WHEREAS, the New York State and Local Retirement System has brought to the attention of the Personnel Department of the Town of Cheektowaga that, through inadvertence, the Town did not apply for this benefit on behalf of the members of the Public Safety Dispatchers Association, which includes the Senior Dispatcher position, who is a member of the Town of Cheektowaga Supervisory Union; and

WHEREAS, this benefit will be provided at no current cost to the Town; and

WHEREAS, the New York State and Local Retirement System requires a resolution to implement this benefit; NOW, THEREFORE, BE IT

RESOLVED that the Town of Cheektowaga does hereby elect to provide the additional pension benefits of Section 41(j) of the Retirement and Social Security Law, as presently or hereafter amended, and that the effective date of such shall be the 18<sup>th</sup> day of June, 2000; and BE IT FURTHER

RESOLVED that the Town Clerk of the Town of Cheektowaga be, and hereby is authorized to apply for the retirement benefits pursuant to Section 75-c of the Retirement and Social Security Law of the state of New York, along with Rider 41-j, as set forth in Article 12, entitled "Retirement Plan" which benefit will cover the members of the Public Safety Dispatchers Association, which includes the Senior Dispatcher position; and BE IT FURTHER

RESOLVED that the Town Clerk be and hereby is authorized to execute and procure all papers necessary to implement this benefit.

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

**Item No. 18** Motion by Councilmember Mazur, Seconded by Councilmember Jaworowicz

BE IT RESOLVED the Town Board hereby creates the position of Records Inventory Clerk, pursuant to Civil Service Laws and Rules, effective immediately.

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

**Item No. 19** Motion by Councilmember Mazur, Seconded by Councilmember Jaworowicz

WHEREAS, Diane V. Heubusch is employed by the Town of Cheektowaga as a Senior Clerk in the Cheektowaga Police Department, and

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WHEREAS, Diane V. Heubusch has requested a leave of absence from her Town job for a period of six (6) months due to extenuating health problems, and

WHEREAS, the collective bargaining agreement between the Town and the Town of Cheektowaga Employee's Association states that a union employee may be granted a leave of absence for no more than one (1) year for reasonable purpose, NOW, THEREFORE, BE IT

RESOLVED that Diane V. Heubusch be and hereby is granted a leave of absence for a period of six (6) months, commencing August 1, 2000 through January 31, 2001, from her position of Senior Clerk in the Police Department for extenuating health reasons.

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

**Item No. 20** Motion by Councilmember Mazur, Seconded by Supervisor Gabryszak

WHEREAS, a temporary vacancy exists in the position of Motor Equipment Operator-A in the Sanitation Department, and

WHEREAS, notice of such vacancy has been posted in accordance with the provisions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, and

WHEREAS, Frank Klima, Jr. currently employed as Motor Equipment Operator-B in the Sanitation Department, bid on said vacancy and meets the necessary qualifications, NOW, THEREFORE, BE IT

RESOLVED that Frank Klima, Jr. of Cheektowaga, New York 14225, be and hereby is appointed to the temporary position of Motor Equipment Operator-A in the Sanitation Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, effective immediately.

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

**Item No. 21** Motion by Councilmember Jankowiak, Seconded by Supervisor Gabryszak

BE IT RESOLVED that the following Parks, Recreation and Youth Services employees be and hereby are transferred and/or upgraded as indicated, effective immediately:

**Seasonal**

From 7180.1903 to Tennis - 7140.1642  
Recreation Attendant VI - \$6.40

Eric J. Burns

From 7110.1491 to Sport Camps - 7140.1646  
Recreation Attendant VII - \$6.65

Jeffrey Rogowski (effective 7/3/00)

**Part-Time**

Recreation Attendants – 7140.1614  
From Recreation Attendant III to Recreation Attendant V - \$6.15

Joelle Pantling

Arts and Crafts – 7140.1613  
From Program Coordinator V to Program Coordinator VI - \$8.65

Amy B. Sieczkarek

From Seasonal to Part-time  
Cindy Pietz

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

Motion by Supervisor Gabryszak, Seconded by Councilmember Jankowiak  
To dispense with the reading of the names, for Items 22, 23A and 23B and the voting was as follows:

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

**Item No. 22** Motion by Councilmember Mazur, Seconded by Councilmember Jaworowicz

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

<u>BUILDING AND PLUMBING DEPARTMENT – Assistant Building Inspector - \$12.00</u>		
Gary Kadow	Cheektowaga 14225	Immediately
<u>TOWN CLERK'S OFFICE – Historical Archivist - \$7.00 per hour</u>		
Stephen Koenig	Cheektowaga 14225	Immediately
<u>MAIN PUMP STATION – Laborer - \$6.25 per hour</u>		
Kristopher S. Kubiak	Cheektowaga 14206	Immediately

and BE IT FURTHER

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

<u>RECYCLING DEPARTMENT – Laborers - \$7.00 per hour</u>		
James Casucci	Depew 14043	Immediately

and BE IT FURTHER

RESOLVED that the following **seasonal and/or part-time employees** be and hereby are **terminated** as listed:

<u>RECYCLING DEPARTMENT</u>		
Steven Halftown		Immediately
<u>SANITATION DEPARTMENT</u>		
Thomas Blaszkowiak		Immediately
<u>PARKS DIVISION</u>		
Sara Chapman		Immediately
Erik Reinheimer		"
Martin Surowiec, Jr.		"
Joshua Strell		"
<u>SENIOR SERVICES</u>		
Jennifer Ostrowski		Immediately

and BE IT FURTHER

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RESOLVED that the following employees who were erroneously transferred from seasonal to part-time status effective June 6, 2000, be amended to be transferred effective June 19, 2000:

ASSESSOR'S OFFICE

Mary Morris  
Suzanne O'Neill

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

Item No. 23a Motion by Councilmember Jankowiak, Seconded by Supervisor Gabryszak

Tennis – 7140.1642

Recreation Attendant III - \$5.65

Justin Krasinski 14043

Cheektowaga Conservation Corps – 7310.1812

Participants - \$5.15

Thomas Panasiewicz 14227

Rink Personnel – 7140.1811

Recreation Attendant I - \$5.15

Gregory Fischer 14225

Justin Stucke 14225

Arts and Crafts - 7140.1613

Beth Magierowski 14225

Arts and Crafts Rotation - 7140.1648

Recreation Attendant I - \$5.15

Amber Kobel 14225

Sports Rotation - 7140.1645

Recreation Attendant I - \$5.15

Rayshawn Bolden 14206

Lifeguards - 7180.1903

Level III - \$6.65

Eric D. Burns 14211

Bathhouse Attendants - 7180.1901

Bathhouse Attendant - (Trainee) - \$4.75

Joshua Rutski

and BE IT FURTHER

RESOLVED that the following individuals, erroneously listed as transfers on a resolution dated June 5<sup>th</sup>, be hired as seasonal employees, effective immediately:

Beach and Pool Supervisors - 7180.1902

Maryvale Pool Supervisor - \$8.84

Darryl Lindell 14227

Town Park Pool Head Lifeguard - \$8.70

Mark E. Przybysz 14211

Parks, Recreation and Youth Services (Parks Division)

Laborers - \$6.00 - 7110.1491

Jason Helmbrecht 14212

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

**Item No. 23b** Motion by Supervisor Gabryszak, Seconded by Councilmember Mazur

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

WHEREAS, the Summer Youth Program starts on July 5, 2000, participants work a minimum of 24 hours per week, \$5.15 per hour, unless stated differently, and a termination date not to exceed August 25, 2000, NOW, THEREFORE, BE IT

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

Abdullah, Nuha	14227
Ambellan, Christine	14211
Baer, Virginia	14211
Balbuzoski, Kimberly	14225
Banach, Derek	14225
Beback, Sarah	14225
Bisantz, Brian	14225
Bodish, Nicole	14225
Bonus, Matthew	14225
Brooks, Sarah	Sloan 14212
Bullaro, Robert	Depew 14043
Bullaro, Ronald	Depew 14043
Caldarella, Vanessa	14227
Cammarata, Nicole	14225
Christian, Eric	14215
Cieslewicz, Brandie	14211
Clinard, Daniel	Depew 14043
Monitor/\$11.94 hour	
Coons, Christopher	14225
Coons, Jessica	14225
Costantino, Joseph	14225
Cross, Adam	14227
Cross, Ashley	14225
Crossley, Jacquelyn	Depew 14043
Daughtry, Terrance	14215
DeJesus, Enrique	14225
DoBucki, Deidra	14225
Domon, Belinda	14211
Donovan, Katherine	14206
Donovan, Sarah	14206
Eusanio, Theresa	14225
Farrell, Samantha	Sloan 14212
Farrell, Thomas	14227
Fassel, Barbara	14225
Fassel, Frank	14225
Fix, Michael	14227
Frank, Andre'	14215
Freeman, Damone	14225
Frisicaro, Vincent	Elma 14059
Principal Counselor/\$16.24 hour	
Gabryszak, Brian	Depew 14043
Gattie, Allison	14225
Green, Carrie	14225
Griffin, Shawn	Sloan 14212
Guthridge, Donald	14225
Harris Katie	14225
Harris, Sarah	14225
Havernick, Sherie	14227
Hayes, Holly	14206

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Heinrich, Jason	14227
Heinrich, Justin	14227
Howard, Jeremy	Sloan 14212
Huber, Ricky	14225
Johnson, Anitra	14225
Jones, Quinton	14215
Jones, Vonzell	14215
Kardas, Christopher	14225
Kastner, Timothy	14225

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Knauber, William	14225
Kobos, Sarah	14225
Koster, Christopher	14225
Kraft, Jillian	14225
Krempa, Jamie	14225
Kuyal, Rachel	14211
LaBarbera, Anthony	14225
Lasota, Ashley	14225
Lasota, Peter	14225
Lesinski, Krista	14211
Lyles, Mario	14225
Margowski, Karen	14225
McCall, Keionna	14211
McDevitt, Starr	Sloan 14212
McDougal, Melinda	14225
McFarland, Jacob	14211
Messina, Jonathan	14225
Mika, Angela	Sloan 14212
Mika, Sarah	Sloan 14212
Miller, Ingram	14227
Minotti, Amanda	14225
Minotti, Jillian	14225
Mooney, Gerald	14225
Morris, Jason	14206
Mroz, Matthew	14225
Nader, Richard II	14227
Napierala, Justin	14206
Nelson, Thomas	14225
Nosbisch, Alexander	14227
Nowak, Andrew	14227
O'Brien, David	14225
Paianini, Kristy	14225
Pantano, David	14215
Perez, Russell	14215
Phillips, Prince	14215
Pickering, Robin	14227
Pignatora, Crystal	14225
Pollina, Matthew	14227
Puszert, Frank	Depew 14043
Puszert, Scott	14225
Rappold, Russell	14227
Reynolds, Shawn	14215
Rodriquez, Anthony	14227
Runfola, Gina	14211
Runfola, Sarah	14211
Servos, Brandan	14206
Smith, Jason	14227
Spink, Jessie	14211
Staszczyk, Shawn	14227
Stewart, Ashley	14215
Swanick, Katie	14211
Swiderski, Justin	14227
Szalczewski, Lori	14227
Szary, April	14225
Tabak, Andrea	14211
Thauer, Michael	14225

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Thrun, Richard	Sloan 14212
Tillard, Brian	14225
Tills, Adam	Depew 14043
Tonsoline, Peter	Depew 14043
Principal Counselor/\$16.72 hour	
Traynor, Christopher	14225
Uplinger, Adam	14211
Velez, Kenneth	14225
Ward, Kevin	14215
Weiser, Ashley	14225
Williams, Cleveland	14225
Wojcik, Joseph	Depew 14043
Wozniak, Jonathan	14225
Yacobucci, Daniel	14225
McCudden, Mark	14227

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

**Item No. 24** Motion by Councilmember Mazur, Seconded by Councilmember Jaworowicz

BE IT RESOLVED that the salaries of the following inspectors, be and hereby are established at \$12.00 per hour, effective immediately:

Plumbing Inspector - Part-time

Donald O'Neill Depew, NY 14043

Housing Inspector - Part-time

Ronald Stepnick Depew, NY 14043

Gerald Gill Depew, NY 14043

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

**Item No. 25** Motion by Supervisor Gabryszak, Seconded by Councilmember Jankowiak

WHEREAS, the International Municipal Sign Association is hosting the 105<sup>th</sup> Annual Conference and 23<sup>rd</sup> Annual Certification School July 22-28, 2000 in Lexington, KY, and

WHEREAS, Chief Chamberlin is requesting authorization to send Christoher Taber to this conference and certification school. Mr. Taber's attendance at this conference and school will enable him to continue education of installation and manufacturing of signs and markings. Through the certification class, will obtain knowledge of the following: sign and pavement markings, tort liability, regulatory sign warrants, warning sign placement, guide signs, route marking and trail blazers, pavement markings materials, and reflections/illumination training. The Police Department will be responsible for registration, lodging and travel amounting to approximately \$1,400.00, NOW, THEREFORE, BE IT

RESOLVED that Christopher Taber is authorized to attend this training conference and that the time spent there be authorized to attend this training conference and that the time spent there be authorized as normal duty time. Expenses will be charged to 0100-3310-4093.

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

**Item No. 26a** Motion by Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 41 Allison Drive, Cheektowaga, New York, SBL #91.14-5-1 and according to the Assessor's Office is owned by Robert & Judith Bardach, Williamsville, New York 14221, and

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

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

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

**Item No. 26b** Motion by Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 274 Cayuga Road, Cheektowaga, New York, SBL #92.09-1-22.1 and according to the Assessor's Office is owned by English Park Village Land Company, LLC., 274 Cayuga Road, Cheektowaga, New York 14225, and

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

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

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

**Item No. 26c** Motion by Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 124 Cedar Road, Cheektowaga, New York, SBL #90.08-7-53 and according to the Assessor's Office is owned by Secretary of Housing and Urban Development, c/o First Preston Foreclosure, One Sentry Place Street, 475 Sentry Pkwy., #5000, Blue Bell, PA 19422, and

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

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

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

**Item No. 26d** Motion by Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 33 Elaine Court, Cheektowaga, New York, SBL #91.07-1-4 and according to the Assessor's Office is owned by Ronald A. Guile, Cheektowaga, New York 14225, and

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

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

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

**Item No. 26e** Motion by Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 36 Euclid Avenue, Cheektowaga, New York, SBL #101.60-2-16 and according to the Assessor's Office is owned by Eileen M. Schwenk, Cheektowaga, New York 14211, and

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

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

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

**Item No. 26f** Motion by Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 32 E Glenwood Court, Cheektowaga, New York, SBL #91.15-1-8 and according to the Assessor's Office is owned by Rudolph Jacklitch, Depew, New York 14043, and

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

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

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

**Item No. 26g** Motion by Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 36E Glenwood Court, Cheektowaga, New York, SBL #91.15-1-7.2 and according to the Assessor's Office is owned by Richard L. Yancey, Jr., Buffalo, New York 14221, and

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

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

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

**Item No. 26h** Motion by Unanimous, Seconded by Unanimous

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WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 22 Gruner Road, Cheektowaga, New York, SBL #113.01-1-5 and according to the Assessor's Office is owned by Mr. Robert M. Schultz, Buffalo, New York 14212, and

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

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

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

**Item No. 26i** Motion by Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 1431 Harlem Road, Cheektowaga, New York, SBL #113.70-3-30 and according to the Assessor's Office is owned by Mr. Henry Matuszewski, Buffalo, New York 14206, and

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

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

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

**Item No. 26j** Motion by Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 1937-1941 Harlem Road, Cheektowaga, New York, SBL #113.01-1-4.1 and according to the Assessor's Office is owned by H & S Auto Parts, Inc., 1939 Harlem Road, Cheektowaga, New York 14212, and

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

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

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

**Item No. 26k** Motion by Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 122 Mafalda Avenue, Cheektowaga, New York, SBL #91.05-1-26 and according to the Assessor's Office is owned by The Cit Group/Consumer Finance, Inc., 715 South Metropolitan Avenue, Oklahoma City, OK 73108, and

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

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

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

**Item No. 26l** Motion by Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 99 Northcrest Avenue, Cheektowaga, New York, SBL #91.20-3-20.1 and according to the Assessor's Office is owned by David K. & Marcelline S. Johnson, Cheektowaga, New York 14225, and

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

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

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

**Item No. 26m** Motion by Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 75 Pine Ridge Road, Cheektowaga, New York, SBL #101.60-4-43 and according to the Assessor's Office is owned by Stephania Bochynski, East Aurora, New York 14052, and

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

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

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

**Item No. 26n** Motion by Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at 13 Tillotson Avenue, Cheektowaga, New York, SBL #102.47-6-1 and according to the Assessor's Office is owned by Paul G. Kushniruk and Wife, North Las Vegas, Nevada 89031, and

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

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

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

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ABSENT: 0

**Item No. 26o** Motion by Unanimous, Seconded by Unanimous

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located at William and Vern Lane, Cheektowaga, New York, SBL #113.57-2-15 and according to the Assessor's Office is owned by Mr. Tarum K. Ohri, Warsaw, New York 14569, and

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

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

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

**II. DEPARTMENTAL COMMUNICATIONS**

**Item No. 27a** Minutes of Cheektowaga Conservation Advisory Committee - June 1, 2000  
Received and Filed

**Item No. 27b** Minutes of Cheektowaga Planning Board - May 11, 2000  
Received and Filed

**Item No. 27c** Minutes of Cheektowaga Public Library Board - May 17, 2000  
Received and Filed

**Item No. 27d** Minutes of Cheektowaga Traffic Safety Commission - Minutes of May 16, 2000  
Received and Filed

**Item No. 28** Cheektowaga Justice Court - Month end report for May, 2000  
Received and Filed

**III. GENERAL COMMUNICATIONS**

**Item No. 29** E.C. Highway Department - Notice of Closing of Rossler St. Bridge  
Copies were sent to: Highway Department, Engineering Department and Fire Dispatcher.  
Received and Filed

**Item No. 30a** Notice of Claim - John B. Kline vs Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor; Town Attorney; Council Office Allied Claims, Insurance Company; Chief of Police.  
Received and Filed

**Item No. 30b** Notice of Claim - Thelma Clinton vs Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor, Town Attorney; Council Office; Allied Claims, Insurance Company; Sanitation Department  
Received and Filed

**Item No. 30c** Notice of Claim - James Solly vs Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor, Town Attorney; Council Office; Allied Claims, Insurance Company; Sanitation Department.  
Received and Filed

**Item No. 30d** Notice of Claim - Travelers Insurance as subrogee of Henry Ivansitz vs Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor, Town Attorney; Council Office; Allied Claims, Insurance Company; Chief of Police.  
Received and Filed

**Item No. 30e** Notice of Claim - State Farm Insurance Co., as subrogee of Johnnie Fritz vs Town of Cheektowaga

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Copies were sent to: Dennis H. Gabryszak, Supervisor, Town Attorney; Council Office; Allied Claims, Insurance Company; Highway Department.  
Received and Filed

**Item No. 30f** Notice of Claim - Jane Jurek vs Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor, Town Attorney; Council Office; Allied Claims, Insurance Company;

**IV. SUSPENSION OF RULES**

Motion by Councilmember Johnson, Seconded by Councilmember Mazur  
To suspend the rules to include the following resolutions, and the voting was as follows:

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

**Item No. 31** Motion by Councilmember Johnson, Seconded by Supervisor Gabryszak  
Councilmember Jankowiak

WHEREAS, the Depew/Cheektowaga Taxpayers Association, and its members and other residents who live in and around the area of the Buffalo Crushed Stone Quarry in the Town of Cheektowaga brought to the attention of the Town Board their concerns with regard to the mining and construction operations of Buffalo Crushed Stone, including the effects of hydrogen sulfide, sulfur dioxide, various airborne particulates, and crystalline silica, and some residents believe that certain health problems among them may be related to the mining operations of Buffalo Crushed Stone; and

WHEREAS, the Association believes that hydrogen sulfide and other gases emitted from the quarry have impacted on the health of the residents and that particulate emissions have also created hazardous health conditions; and

WHEREAS, the Depew/Cheektowaga Taxpayers Association has conducted an informal health survey of persons living in the area of the Buffalo Crushed Stone Quarry, NOW, THEREFORE, BE IT

RESOLVED that the Town of Cheektowaga requests that the New York State Department of Health, and any other agency or entity working with said department, conduct a formal health department study and assessment of the impact of the Buffalo Crushed Stone Quarry mining and crushing operations upon the health of the residents in the area surrounding the Quarry, based upon its own investigations, as well as a review and evaluation of health information and survey data gathered from residents by the Depew/Cheektowaga Taxpayers Association, plus data gathered from the particulate monitoring at five or more separate locations, as requested by the Town and recommended by the Department of Environmental Conservation, and BE IT FURTHER

RESOLVED that the Town Attorney is authorized to execute any and all documents necessary to authorize the New York State Department of Health, or any other agency or entity working with said department, to effectuate said review, study, and/or assessment; and BE IT FURTHER

RESOLVED that certified copies of this Resolution be forwarded to Dr. Antonia C. Novello, Commissioner of the New York State Department of Health, Director Joseph B Rooks, New York State Department of Health, State Senator William Stachowski and Assemblyman Paul Tokasz.

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

**Item No. 32** Motion by Councilmember Johnson, Seconded by Councilmember Jankowiak

WHEREAS, there is a severe traffic congestion problem at the intersections of William Street at Union Road and at Losson Road at Union Road as a result of vehicles traveling to and from the Thruway interchange on William Street, and

WHEREAS, other streets such as Bennett Road and Como Park Boulevard are also experiencing additional traffic as a consequence of the William Street Thruway interchange; and

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WHEREAS, in an attempt to find ways to alleviate traffic congestion on these streets, this Town Board, by resolution dated February 22, 1999, retained the services of URS Greiner Woodward Clyde ("URS Greiner") to perform a Traffic Improvements Impact Study for the William/Losson Corridor; and

WHEREAS, URS Greiner has completed such Traffic Improvements Impact Study and has submitted same to the town, and a copy of the Executive Summary is attached hereto; and

WHEREAS, such Traffic Improvements Impact Study has been reviewed by the Town and we are in agreement with the statements and recommendations made therein, NOW, THEREFORE, BE IT

RESOLVED that the Town Board hereby adopts the aforementioned Traffic Improvements Impact Study for the William/Losson Corridor, as prepared by URS Greiner, and authorizes the submission of the study and its recommendations to the Greater Buffalo Niagara Regional Transportation Committee for review and incorporation within the region's Transportation Improvement Program (TIP); and IT IS FURTHER

RESOLVED that the Town Board requests the cooperation of the GBNRTC, the NYSDOT and the NYSTA to work toward developing the URS Greiner recommendations for an I-90/Broadway interchange using funds allocated to the Town under TEA-21 Legislation, so as to implement the short-term recommendations of the URS Greiner study; and IT IS FURTHER

RESOLVED that certified copies of this Resolution and copies of the study be forwarded to the GBNRTC, NYSDOT, NYSTA, Congressman Jack Quinn, State Senator William Stachowski and State Assemblyman Paul Tokasz.

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

\*SEE NEXT PAGE(S) FOR ATTACHMENTS

**Item No. 33** Motion by Councilmember Mazur, Seconded by Councilmember Swiatek

WHEREAS, the Deputy Receiver of Taxes, Andrea Czajka, is on extended medical leave, and

WHEREAS, a temporary vacancy exists in the position of Deputy Receiver of Taxes in the Tax Office, and

WHEREAS, Waltraud Piffel, currently a seasonal clerk in the Tax Office, has expressed interest in said position and meets all the necessary qualifications, NOW, THEREFORE, BE IT

RESOLVED that Wiltraud Piffel of Cheektowaga, New York 14225, be and hereby is appointed to the temporary position of Deputy Receiver of Taxes at the hourly rate of \$17,367 effective June 20, 2000.

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

**Item No. 34** Motion by Councilmember Johnson, Seconded by Supervisor Gabryszak

BE IT RESOLVED that a public hearing on proposed amendments to Chapter 76 of the Code of the Town of Cheektowaga (Vehicle and Traffic) be held on July 3, 2000 at 7:00 P.M., at the Town Hall, 3301 Broadway, Cheektowaga, New York for the purpose of considering the advisability of adopting said amendment and the Town Clerk is hereby directed to publish the following Notice of Hearing in the CHEEKTOWAGA TIMES on the 22<sup>nd</sup> day of June, 2000, said amendment being set forth in the Notice of Hearing

**NOTICE OF PUBLIC HEARING**

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York will hold a public hearing at the Town hall, corner of Broadway and Union Road, in said Town of Cheektowaga on July 3, 2000 at 7:00 P.M. to consider the advisability of adopting an amendment to

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Chapter 76 of the Code of the said Town of Cheektowaga (Vehicle and Traffic); said proposed amendment being as follows:

ARTICLE II  
Traffic Regulations

Section 76-140(3) shall be deleted and be replaced by the following language:

**§76-140(3)**

Trucks and/or delivery vehicles shall use truck routes to service the street addresses of their points of pick-up or delivery, Delivery trucks or vehicles shall use Town truck route(s) to a point closest to any excluded street and address of their destination and leave via the closest truck route; provided that such delivery trucks and/or vehicles shall remain on said excluded street or thoroughfare for a period of time no longer than necessary and reasonable to make such delivery or to complete a loading of such vehicle. Pick-ups and deliveries shall minimize the use of Town and County roads not designated on the truck route system.

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

June 19, 2000

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

AFFIDAVIT - NEXT PAGE

**Item No. 35** Motion by Councilmember Mazur, Seconded by Councilmember Johnson

WHEREAS, the Town of Cheektowaga has previously provided a Housing Rehabilitation loan to the owner of the property located at 18 Woodell Avenue, Cheektowaga, New York, and

WHEREAS, the owners of said property have applied for a mortgage loan from Charter One Bank, which has conditioned its mortgage approval on the subordination of the Town's mortgage to that of Charter One Bank, and

WHEREAS, the Community Development director has recommended approval of the subordination request, which is consistent with the Town's policies governing such requests, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized to execute a Subordination Agreement with Charter One Bank, F.S.B., with its primary office located at 235 East Main Street, Rochester, NY 14604, pertaining to the Town's Housing Rehabilitation Loan secured by a mortgage on the property located at 18 Woodell Avenue, Cheektowaga, New York.

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

**Item No. 36** Motion by Supervisor Gabryszak, Seconded by Councilmember Mazur

WHEREAS, Robert E. Kaczmarek, Supervising Accountant/Director of Administration and Finance for the Town of Cheektowaga, has notified this Town Board that he will be retiring from such position in January of 2001, and

WHEREAS, the Town is in need of a person to replace the Supervising Accountant/Director of Administration and Finance as soon as possible so that such person can be trained by the retiring Supervising Accountant, and

WHEREAS, Brian M. Krause has expressed a desire to be appointed to the position of Director of Administration and Finance, and

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WHEREAS, Mr. Krause has the education and training to fill the position of Director of Administration and Finance for the Town of Cheektowaga, and has served as an outside auditor for the Town for years, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby creates the position of Director of Administration and Finance, effective immediately, and BE IT FURTHER

RESOLVED that Brian M. Krause be and hereby is appointed to the position of Director of Administration and Finance, effective July 10, 2000 at an annual salary of \$63,000.00, and BE IT FURTHER

RESOLVED that under the Town's Residency Law, Mr. Krause shall be given six (6) months to obtain residency in the Town of Cheektowaga.

Motion by Councilmember Mazur, Seconded by Councilmember Jankowiak  
To amend the above resolution, and the voting was as follows:

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

Motion by Supervisor Gabryszak, Seconded by Councilmember Mazur

WHEREAS, Robert E. Kaczmarek, Supervising Accountant/Director of Administration and Finance for the Town of Cheektowaga, has notified this Town Board that he will be retiring from such position in January of 2001, and

WHEREAS, the Town is in need of a person to replace the Supervising Accountant/Director of Administration and Finance as soon as possible so that such person can be trained by the retiring Supervising Accountant, and

WHEREAS, Brian M. Krause has expressed a desire to be appointed to the position of Director of Administration and Finance, and

WHEREAS, Mr. Krause has the education and training to fill the position of Director of Administration and Finance for the Town of Cheektowaga, and has served as an outside auditor for the Town for years, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby re-instates the position of Director of Administration and Finance, effective immediately, and BE IT FURTHER

RESOLVED that Brian M. Krause be and hereby is appointed to the position of Director of Administration and Finance, effective July 10, 2000 at an annual salary of \$63,000.00, and BE IT FURTHER

RESOLVED that under the Town's Residency Law, Mr. Krause shall be given six (6) months to obtain residency in the Town of Cheektowaga.

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

Item No. 27 Motion by Supervisor Gabryszak, Seconded by Unanimous  
To adjourn the meeting in memory of Carl Redding, long time Sloan resident.  
Time Meeting Adjourned 8:35 P.M.

RICHARD M. MOLESKI  
Town Clerk