TOWN OF CHEEKTOWAGA MEETING NO.8 APRIL 1, 2002

<u>Item No. 1</u> 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 April, 2002 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 Thomas J. Mazur

ABSENT: Councilmember William P. Rogowski

Councilmember James J. Jankowiak

Also present were: Richard M. Moleski, Town Clerk; Michael Stachowski, Town Attorney; Brian Krause, Director of Administration and Finance; Susan A. Pella, Coordinator of Employee Relations; Kenneth Kopacz, Director of Parks, Recreation and Youth Services; Thomas Adamczyk, Supervising Building and Plumbing Inspector; Patricia Wojcik, Director Senior Services, Gerald Gabryszak, Director of Community Development, Christine Ziemba, Chief of Police and Salvatore LaGreca, Planning Board Chairman.

I. RESOLUTIONS

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

part hereof:

Highway Fund

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

2001

Highway Fu	ınd		
From:	300-5142-1701	Highway Snow Removal-Labor	\$ 264,992.78
	300-5141-1731	Allocated Labor	264,992.78
	300-5140-1379	Brush & Weeds – Clerical	29,814.30
	300-5141-1733	Allocated Labor	29,814.30
	300-5141-1737	Allocated Labor	15,772.38
	300-5148-1701	Highway Services Other Govts.	15,772.38
	300-5142-4029	Salt	3,000.00
	300-5141-1901	Regular Payroll	11,507.92
To:	300-5110-1701	Labor-General	\$ 264,992.78
	300-5141-1735	Allocated Labor	264,992.78
	300-5130-1701	Highway Machinery-Labor	29,814.30
	300-5141-1734	Allocated Labor	29,814.30
	300-5141-1736	Allocated Labor	15,772.38
	300-5150-1701	Highway Improvements – Labor	15,772.38
	300-5142-4180	Contracted Snow Removal	3,000.00
	300-5141-1917	Clothing Allowance	1,545.00
	300-5141-1951	Seasonal Regular	9,962.92
Special Dis	tricts Fund		
From:	150-8160-1901	Regular Payroll-Sanitation	\$ 91,267.00
	150-8160-1951	Seasonal Payroll	17,954.00
	150-8160-4021	Maintenance Supplies	5,392.00
	150-8160-4453	Building Repairs	4,382.00
	150-8160-8121	Social Security	4,837.00
	150-8173-2651	Sale of Refuse-Recycling	7,414.00
	150-8173-8190	Retirement Incentive	23,461.00

Item No. 2 cont'd

To:	150-8173-1951	Seasonal Payroll-Recycling	\$62,605.00
	150-8173-1901	Regular Payroll-Recycling	48,554.00
	150-8173-1902	Overtime Payroll Recycling	1,539.00
	150-8173-1911	Longevity-Recycling	1,650.00
	150-8173-1990	Other Pay-Recycling	380.00
	150-8160-1971	Part-Time Regular Payroll-Sanitation	17,804.00
	150-8160-1917	ClothingAllowance	150.00
	150-8160-4211	Electric	2,112.00
	150-8160-4221	Gas	3,280.00
	150-8160-4469	Landfill Costs	582.00
	150-8160-4475	Consultants-Sanitation	3,800.00
	150-8173-4444	Tipping Fees	7,414.00
	150-8173-8121	Social Security	4,837.00

Upon roll call

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

NAYES: 0

ABSENT: Councilmembers Rogowski and Jankowiak

<u>Item No. 3</u> Motion by Supervisor Gabryszak, Seconded by Councilmember Swiatek

BE IT RESOLVED, that the following Vouchers and Warrants submitted to the Town of Cheektowaga, prior to March 29, 2002 are hereby approved and made a part of:

General Fund	\$ 368,772.36
Highway Fund	69,233.60
Trust and Agency	28,822.76
Hud CDBG Fund	5,353.51
Part Town Fund	6,745.61
Risk Retention Fund	33,334.92
Special Districts Fund	754,251.43
Capital Fund	40.00
	\$1,266,554.19

Upon roll call

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

NAYES: 0

ABSENT: Councilmembers Rogowski and Jankowiak

<u>Item No. 4a</u> Motion by Councilmember Jaworowicz, Seconded by Supervisor Gabryszak

WHEREAS, bids were duly received and opened by the Town Clerk at a public bid opening held on March 20, 2002 for the replacement of existing sidewalks in the Town, AND

WHEREAS, said bids were received and tabulated and an award was made by this Town Board to C&C Contractors, Inc. 971 Ransom Road, Lancaster, New York 14086, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the replacements of sidewalks for the year 2002, be awarded to C & C Contractors Inc., 971 Ransom Rd., Lancaster, New York 14086, being the lowest responsible bidder at a total of \$110,650.00.

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

RESOLVED, that the funding for this work is to be made under Bond Resolution of the Town of Cheektowaga, New York adopted September 1, 2001, authorizing the reconstruction of various sidewalks within said Town line item 500-5141-9915-2124.

Upon roll call

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

NAYES: 0

ABSENT: Councilmembers Rogowski and Jankowiak

<u>Item No. 4b</u> Motion by Councilmember Mazur, Seconded by Supervisor Gabryszak

WHEREAS, sealed bids were duly received by the Town Board at a bid opening on March 8, 2002 for the furnishing of baseball and softball equipment as a result of advertising thereof, and such bids were referred to the Department of Parks, Recreation & Youth Services for analysis, tabulation and report, and

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

RESOLVED, that the bids be and hereby are awarded to the following bidders meeting

specifications.

Jim Ludtka Sporting Goods, Inc. 2500 Walden Avenue Cheektowaga, New York 14225

Laux Sporting Goods 25 Pineview Drive Amherst, New York 14228

AND, BE IT FURTHER RESOLVED, that the costs resulting from the awarding of this bid are funded through 0100-7140-4539 and 0100-7140-4601 accounts for cost centering purposes.

Upon roll call

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

NAYES:

ABSENT: Councilmembers Rogowski and Jankowiak

Item No. 5 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 site plans, 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 John Shaflucas, Architect, representing Dolores Jakubczak for the rezoning of 2618 Union Road from NS- Neighborhood Services to C-Retail Business for the conversion of an existing administrative office to a retail business for the sales of jewelry, stamps and coins, AND

WHEREAS, the Environmental Advisory Committee at its meeting held on January 17, 2002 recommended a determination of non significance, with the condition that the property owner restrict future more intensive land uses, obtain a shared parking agreement with the neighboring church, and obtain a variance from the parking requirements from the Town of Cheektowaga Zoning Board of Appeals, AND

WHEREAS, the Town of Cheektowaga Planning Board at its meeting on February 14, 2002 recommended approval of the rezoning and site plan as shown on the attached recommendation dated March 11, 2002, AND

WHEREAS, the Town of Cheektowaga Traffic Safety Commission at its meeting on December 18, 2001 reviewed the proposed project and recommended the installation of sidewalks along Sunset Drive, AND

WHEREAS, The property owner's attorney has provided a declaration of restrictive covenants limiting the future use of the premises to uses consistent with the proposed use, AND

WHEREAS, this Town Board has reviewed the application submitted and the recommendations made by the Environmental Advisory Committee, Traffic Safety Commission, and the Planning Board, NOW, THEREFORE, BE IT

Item No. 5 cont'd.

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

Upon roll call

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

NAYES: (

ABSENT: Councilmembers Rogowski and Jankowiak

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

WHEREAS, John W. Shaflucas petitioned for a rezoning from NS-Neighborhood Services District to C-Retail Business District for property owned by Dolores Jakubczak and located at 2618 Union Road, Cheektowaga, New York, which property is described in the attached legal description, and

WHEREAS, a public hearing on such petition was held before this Town Board on the 4th day of February, 2002 at 6:30 o'clock P.M., after publication and service of the notices required by the provisions of the Code of the Town of Cheektowaga ("Zoning Law"), and the Town Law; and all interested parties were given an opportunity to be heard at such hearing, and

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

WHEREAS, this Town Board previously issued a Negative Declaration under SEQRA and the Town Environmental Impact Review Ordinance for this rezoning, NOW, THEREFORE, BE IT

RESOLVED, that the application of John W. Shaflucas for the rezoning from NS-Neighborhood Services to C-Retail Business District of the property described in the attached legal description be and the same is hereby approved, subject to the following condition:

Applicant must either obtain a guaranty for off-street parking spaces as per Section 260-43.D. of the Zoning Law, or file for and obtain a variance relating to the number of parking spaces from the Zoning Board of Appeals. and BE IT FURTHER

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

Upon roll call

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

NAYES: 0

ABSENT: Councilmembers Rogowski and Jankowiak

AFFIDAVIT NEXT PAGE

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

BE IT RESOLVED, , that the Town Clerk be and hereby is directed to publish a Notice to Bidders for purchase of One (1) New and Unused, 2001-2002 Model, Aerial Lift Truck with a Wood-Chip Dump Box.

Information for bidders and specifications may be obtained from the office of the Town Clerk located at Town Hall, Broadway and Union Road, Cheektowaga, New York 14227, between the hours of 9 A.M. and 4:30 P.M., Monday thru Friday, AND, BE IT FURTHER

RESOLVED, that the Town Clerk is hereby designated as The Officer to open bids on the aforesaid items at 11:00 A.M. on April 17, 2002.



NOTICE TO BIDDERS TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT

NOTICE IS HEREBY GIVEN, that the Town of Cheektowaga Highway Department will receive bids for the purchase of One (1) New and Unused,, 2001 or 2002 Model, Aerial Lift Truck with a Wood-Chip Dump Box, for use by the Highway Department in the Town of Cheektowaga at a public bid opening to be held in the Council Chambers at the Cheektowaga Town Hall on April 17, 2002 at 11:00 A.M.

Information for bidders and specifications may be obtained from the office of Richard Moleski, Town Clerk at his office located at Town Hall, Cheektowaga, New York. Bids must be enclosed in an opaque envelope plainly marked "BID FOR ONE (1) NEW AND UNUSED, 2001 OR 2002 MODEL, AERIAL LIFT TRUCK WITH A WOOD-CHIP DUMP BOX."

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

RICHARD M. MOLESKI Town Clerk

Dated: April 2, 2002

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Upon roll call

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

NAYES: 0

ABSENT: Councilmembers Rogowski and Jankowiak

AFFIDAVIT NEXT PAGE

Item No. 8a 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 driver(s)/attendant(s), and has recommended that the Town Board issue such licenses, NOW, THEREFORE BE IT

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

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

Upon roll call

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

NAYES: 0

ABSENT: Councilmembers Rogowski and Jankowiak

<u>Item No. 8b</u> 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 ambulances and has recommended that the Town Board license such ambulance(s), NOW, THEREFORE, BE IT

RESOLVED, that the Town Board, pursuant to Section 52-5 of the Code of the Town of Cheektowaga accept the recommendations of the Emergency Medical Services Board, and approve the following 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, providing such ambulance so listed meets the insurance requirements set forth in the Ambulance Ordinance.

Upon roll call

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

NAYES: 0

ABSENT: Councilmembers Rogowski and Jankowiak

Item No. 9a Motion by Councilmember Johnson, Seconded by Councilmember Swiatek

WHEREAS, by resolutions dated November 22, 2000 and April 2, 2001, this Town Board agreed to accept easements for the Town's proposed Rails-to-Historic Trails bicycle path from Forest Materials, Inc., and

WHEREAS, Forest Materials has now agreed to convey the fee to such lands for the trail and parking lot for the trail to the Town rather than just granting the Town an easement over such lands, and

WHEREAS, the Town Attorney's Office has prepared an agreement for the conveyance of this property to the Town of Cheektowaga for the Rails-to-Historic Trails Project, which agreement has been executed on behalf of Forest Materials, Inc, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute this agreement for the conveyance of land to the Town of Cheektowaga on behalf of the Town.

Upon roll call

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

NAYES: 0

ABSENT: Councilmembers Rogowski and Jankowiak

<u>Item No. 9b</u> Motion by Councilmember Jaworowicz, Seconded by Councilmember Swiatek

WHEREAS, the NYS Department of Health has appropriated funds to establish a Youth Tobacco Enforcement and Prevention Program with the County of Erie to undertake compliance checks using underage operatives as decoys of merchants who sell tobacco products, and

WHEREAS, the County of Erie has made some of this funding available to the Town of Cheektowaga Police Department to assist them with this program, and

WHEREAS, the Town of Cheektowaga Police Department has been participating in this program with the County of Erie for the past 2± years, and wishes to continue participating in such program, and

WHEREAS, the County of Erie has prepared and submitted to the Town an Intermunicipal Agreement for this program for the period October 1, 2001 through September 15, 2002, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the aforesaid Intermunicipal Agreement with the County of Erie for the Youth Tobacco Enforcement and Prevention program.

Upon roll call

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

NAYES: 0

ABSENT: Councilmembers Rogowski and Jankowiak

<u>Item No. 9c</u> Motion by Supervisor Gabryszak, Seconded by Councilmember Johnson

WHEREAS, the Town of Cheektowaga seeks grant monies from Legislator David Dale via the Erie County Public Benefit Fund to purchase equipment for the ceramic room at the Senior Citizens Center; NOW THEREFORE, BE IT

RESOLVED, that Grantmakers Advantage, Inc., the Town's grants consultants, 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 acquisition of said funding.

Upon roll call

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

NAYES: 0

ABSENT: Councilmembers Rogowski and Jankowiak

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

WHEREAS, the Town must be in compliance with Governmental Accounting Standards Board (GASB) Statement No. 34 for the year ending December 31, 2003 in order to meet generally accepted accounting principles and meet its debt covenants; and

WHEREAS, policy changes and implementation should occur during the 2002 year to ascertain the Town's readiness and compliance with its debt covenants; and

WHEREAS, funding of the implementation has been included in the 2002 budget in appropriation code 100-1320-4581; and

WHEREAS, a readiness assessment should be performed to provide a detail of tasks to be performed, a corresponding timeline, prioritization and identification of individuals responsible for tasks (in-house employees, consultants, etc.); and

WHEREAS, Deloitte & Touche has successfully performed such Readiness Assessments for numerous municipalities both within New York State and nationwide and has served as the Town's trusted business advisors for over 30 years; NOW THEREFORE, BE IT

RESOLVED, that the Town Board hereby authorizes the Town Supervisor to sign the engagement letter with Deloitte & Touche to provide GASB 34 readiness assessment services.

Upon roll call

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

NAYES:

ABSENT: Councilmembers Rogowski and Jankowiak

Item No. 10 Motion by Councilmember Mazur, Seconded by Councilmember Swiatek

BE IT RESOLVED, Kathleen Szewczyk be and hereby is terminated from the provisional position of Clerk Stenographer in the Council Office effective February 28, 2002.

Upon roll call

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

NAYES: 0

ABSENT: Councilmembers Rogowski and Jankowiak

Item No. 11 Motion by Councilmembe Mazur, Seconded by Supervisor Gabryszak

BE IT RESOLVED, that the following Parks, Recreation & Youth Services employee be transferred as indicated:

From Part-time to Seasonal (effective 4/8/02 – 9/22/02) revert to part time status 9/23/02

Recreation Attendant – \$9.15 per hour Steve Ciemcioch

Upon roll call

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

NAYES: C

ABSENT: Councilmembers Rogowski and Jankowiak

Item No. 12 Motion by Councilmember Mazur, Seconded by Councilmember Swiatek

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

<u>EFFECTIVE</u>

RECYCLING DEPARTMENT - Laborer - \$7.00 per hour

Mohammed Almorabi	Depew, 14043	immediately
Andrew Wastchak	Cheektowaga, NY 14227	· ·
Daniel Krystyniac	Cheektowaga, NY 14225	ü
Jeffrey Speaker	Cheektowaga, NY 14225	ii.
Jason Sprada	, Cheektowaga, NY 14227	ü

BE IT FURTHER RESOLVED, that the hourly rate for Shawn P. Liegl, a part-time Van Driver in the Senior Services Department, be adjusted to \$7.25 per hour effective March 18, 2002 pursuant to the part-time salary schedule established by this Town Board.

Upon roll call

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

NAYES: 0

ABSENT: Councilmembers Rogowski and Jankowiak

Item No. 13a Councilmember Mazur, Seconded by Councilmember Swiatek

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

WHERAS, no current full-time employee bid on said vacancy; AND

WHEREAS, said job title is in the competitive class of civil service; AND

WHEREAS, the existing civil service list was canvassed and interviews were conducted; AND

Item No. 13a cont'd.

WHEREAS, Jill M. Oxley appears on said civil service list and meets all the necessary qualifications; NOW, THEREFORE, BE IT

RESOLVED, that Jill M. Oxley of Cheektowaga, New York 14225 be and hereby is appointed to the position of Senior Clerk in the Assessor's 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, Johnson, Swiatek and Mazur

NAYES: 0

ABSENT: Councilmembers Rogowski and Jankowiak

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

WHEREAS, by resolution, this Town Board appointed Constance M. Paoletti to the position of Municipal Administrative Assistant – Legal in the Law Department on a provisional basis, pending the establishment of a valid civil service examination for said position; AND

WHEREAS, said civil service list has been established by the Erie County Department of Personnel; AND

WHEREAS, Constance M. Paoletti is eligible for permanent appointment from said civil service list; NOW, THEREFORE BE IT

RESOLVED, that Constance M. Paoletti of Cheektowaga, New York 14227 be and hereby is permanently appointed to the position of Municipal Administrative Assistant – Legal in the Law Department effective immediately.

Upon roll call

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

NAYES: (

ABSENT: Councilmembers Rogowski and Jankowiak

<u>Item No. 13c</u> Motion by Councilmember Mazur, Seconded by Councilmember Jaworowicz

WHEREAS, a vacancy exists in the position of Clerk-Stenographer in the Council

Office, and

WHEREAS, said job title is in the competitive class of Civil Service, and

WHEREAS, currently, there is no valid Civil Service list for said position, and Civil Service Law allows jurisdictions the ability to appoint a provisional candidate under such circumstances, pending the results of a Civil Service examination, and

WHEREAS, Rochelle Fennie, has applied for said position, was interviewed and meets the necessary qualifications for said position NOW, THEREFORE, BE IT

RESOLVED, that Rochelle Fennie of Cheektowaga, New York 14227 be and hereby is appointed provisionally to the position of Clerk-Stenographer in the Council Office, pending the results of a Civil Service examination, at an annual salary of \$27,000 effective March 25, 2002.

Upon roll call

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

NAYES: 0

ABSENT: Councilmembers Rogowski and Jankowiak

II. DEPARTMENTAL COMMUNICATIONS

Item No. 14 Building Permits – March 2002

Received and Filed.

<u>Item No. 15</u> Minutes of Cheektowaga Planning Board – February 14, 2002

Received and Filed.

III. GENERAL COMMUNICATIONS

<u>Item No. 16</u> Summons and Complaint: Davina A. Bryant vs. Town of Cheektowaga

Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town Attorney; Council; Cheektowaga Police Department and Allied Claims Insurance

Carrier.

Received and Filed.

<u>Item No. 17a</u> Notice of Claim: Brenda Barber vs. Town of Cheektowaga

Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town

Attorney; Council; Sanitation and Allied Claims Insurance Carrier.

Received and Filed.

Item No. 17b Notice of Claim: Richard M. Bublis vs Town of Cheektowaga

Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town

Attorney; Council; Highway and Allied Claims Insurance Carrier.

Received and Filed.

<u>Item No. 17c</u> Notice of Claim: Boyd Ewing vs. Town of Cheektowaga

Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town

Attorney; Council; Highway and Allied Claims Insurance Carrier.

Received and Filed.

Item No. 17d Notice of Claim: Chester L. Miller vs. Town of Cheektowaga

Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town

Attorney; Council; Highway and Allied Claims Insurance Carrier.

Received and Filed.

<u>Item No. 17e</u> Notice of Claim: Niagara Frontier Transportation Authority vs Town of Cheektowaga

Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town

Attorney; Council; Highway and Allied Claims Insurance Carrier.

Received and Filed.

Item No. 17f Notice of Claim: Greg Pennach vs Town of Cheektowaga

Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town

Attorney; Council; Recycling and Allied Claims Insurance Carrier.

Received and Filed.

<u>Item No. 17g</u> Notice of Claim: Joan Wolentarski vs. Town of Cheektowaga

Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town

Attorney; Council; Highway and Allied Claims Insurance Carrier.

Received and Filed.

<u>Item No. 18</u> Decision and Order: Michael David Argentieri vs. Town of Cheektowaga etal

Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town

Attorney; Council; Justice Court and Allied Claims Insurance Carrier.

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, Johnson, Swiatek and Mazur

NAYES: C

ABSENT: Councilmembers Rogowski and Jankowiak



IV. SUSPENSION OF RULES

<u>Item No. 19</u> Motion by Councilmember Swiatek, Seconded by Councilmember Johnson

WHEREAS, this Town Board on October 21, 1996 approved a resolution for the rezoning of property located at 3700 Broadway for Marini Industries, Inc. to rezone said property from M1- Light Manufacturing to RA- Apartment District, AND

WHEREAS, the petitioner provided a letter of commitment agreeing to install a privacy fence along his easterly property line, AND

WHEREAS, the petitioner subsequently installed said privacy fence, AND

WHEREAS, since the original installation of the privacy fence, the fence has deteriorated and presents a hazard to the neighboring property, AND

WHEREAS, the neighboring property owners at 3738 Broadway have provided a written request that the subject privacy fence be removed as shown in the attached correspondence dated March 8, 2002, AND

WHEREAS, Marc Marini, heir to the Estate of Marini Industries, Inc. has provided a written commitment to professionally remove the subject fence as shown in the attached correspondence dated March 22, 2002, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board amends the original rezoning resolution dated October 21, 1996 to allow for the removal of the privacy fence and reserves the right to request a privacy fence in the future if the subject property should be further developed.

Upon roll call

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

NAYES: C

ABSENT: Councilmembers Rogowski and Jankowiak

Item No. 20 Motion by Councilmember Mazur, Seconded by Councilmember Johnson

WHEREAS, the Town, in its 2002 budget, allocated moneys to certain cultural and notfor-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 organizations have been prepared and forwarded to such groups, and

WHEREAS, the organization(s) listed below have completed and returned signed agreement(s) and their accounting report(s) from the 2001 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 amount(s) listed, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached agreement(s) with the following referenced cultural and not-for-profit organization(s) for the following respective amount(s):

Cultural/Not-For-Profit Organization

Funding Approved

Cheektowaga Patriotic Commission \$13,000.00

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 2002 Town budget, subject to audit and approval of a properly signed Town voucher.

Upon roll call

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

NAYES: 0

ABSENT: Councilmembers Rogowski and Jankowiak

Item No. 21a Motion by Councilmember Mazur, Seconded by Councilmember Swiatek

WHEREAS, a permanent vacancy exists in the position of Lieutenant in the Police Department; AND

WHEREAS, candidates from the existing Civil Service list were interviewed and work performance reviews were studied; AND

WHEREAS, the Chief of Police recommends that Sergeant James J. Speyer, Jr. be promoted to the position of Lieutenant; NOW, THEREFORE, BE IT

RESOLVED, that James J. Speyer, Jr. be and hereby is appointed to the position of Lieutenant in the Police Department effective immediately.

Upon roll call

ABSENT:

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

NAYES: 0

Councilmembers Rogowski and Jankowiak

<u>Item No. 21b</u> Motion by Councilmember Mazur Seconded by Councilmember Swiatek

WHEREAS, a permanent vacancy exists in the position of Sergeant in the Police Department; AND

WHEREAS, candidates from the existing Civil Service list were interviewed and work performance reviews were studied; AND

WHEREAS, the Chief of Police recommends that Police Officer Michael J. Isbrandt be promoted to the position of Sergeant; NOW, THEREFORE, BE IT

RESOLVED, that Michael J. Isbrandt be and hereby is appointed to the position of Sergeant in the Police Department effective immediately.

Upon roll call

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

NAYES: 0

ABSENT: Councilmembers Rogowski and Jankowiak

<u>Item No. 22</u> Motion by Councilmember Mazur, Seconded by Councilmember Johnson

WHEREAS, the International Code Refresher with New York State Modifications course will take place at Erie Community College, South Campus, in Orchard Park, New York; AND

WHEREAS, two separate sessions will be held April 2, 2002 through April 4, 2002 and May 21, 2002 through May 23, 2002; AND

WHEREAS, this mandatory course includes testing for certification; AND

WHEREAS the Building and Plumbing Department has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, no cost shall be incurred by the Town; NOW, THEREFORE, BE IT

RESOLVED, that the following employees be and hereby are authorized to attend the International Code Refresher with New York State Modifications course to be held at Erie Community College, South Campus, in Orchard Park, New York on the dates specified:

April 2, 2002 through April 4, 2002

Thomas Adamczak

Don Wegner

Item No. 22 cont'd.

Gerry Gill

Gail Milburth

Gary Parks

Dan Ulatowski

Ed Saternus

Matthew Kawczynski

May 21, 2002 through May 23, 2002

Richard Willis

Mark Radecki

Don Wartinger

Larry Kensy

Don O'Neill

Upon roll call

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

NAYES: 0

ABSENT: Councilmembers Rogowski and Jankowiak

<u>Item No. 23</u> Motion by Councilmember Jaworowicz, Seconded by Councilmember Swiatek

WHEREAS, the National Center for State Courts is holding a Court Security Summit entitled, "Tools for Protecting the Judicial System" from April 29, 2002 through May 1, 2002 in Norfolk, Virginia; AND

WHEREAS, the Assistant Supervising Court Officer, Paul Delano, has expressed an interest in attending said summit; AND

WHEREAS, topics to be addressed at said summit include security and preparedness plans, homeland security and consequence management issues, resources to deal with cyberterrorism, and the establishment of connections with other courts working on security; AND

WHEREAS, Mr. Delano will be able to share this learned information with Justice Court departmental staff; AND

WHEREAS the Justice Court has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the registration fee for said summit is \$595.00; AND

WHEREAS, lodging, transportation and meal costs are not to exceed \$875.00; NOW, THEREFORE, BE IT

RESOLVED, that the Assistant Supervising Court Officer, Mr. Paul Delano, be and hereby is authorized to attend the Court Security Summit entitled, "Tools for Protecting the Judicial System" being sponsored by the National Center for State Courts from April 29, 2002 through May 1, 2002 in Norfolk, Virginia.

Upon roll call

AYES: Councilmembers Jaworowicz, Johnson, Swiatek and Mazur

NAYES: Supervisor Gabryszak

ABSENT: Councilmembers Rogowski and Jankowiak

<u>Item No. 24</u> Motion by Supervisor Gabryszak Seconded by Unanimous to adjourn this meeting at 7:40 P.M.

Richard M. Moleski Town Clerk

TOWN OF CHEEKTOWAGA MEETING NO. 9 APRIL 15, 2002

<u>Item No. 1</u> 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 15th of April, 2002 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; William Pugh, Town Engineer; Thomas Adamczak, Supervising Building and Plumbing Inspector; Kenneth J. Kopacz, Director of Parks, Recreation and Youth Services; Michael Stachowski, Town Attorney; Susan Pella, Director of Employee Relations and Brian Krause, Director of Administration and Finance

I. RESOLUTIONS

Item No. 2a Motioned by Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

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

2002

HUD CDBG FUND

part hereof:

From: 700-1098-2200 Acquisition \$3,000.00

To: 700-1098-0708 Weatherization \$3,000.00

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 2b Motioned by Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

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

part hereof:

2001

RISK RETENTION FUND

From:	101-1910-2798 101-1710-4525 101-1931-4703 101-1936-4703 101-1938-4703	Appropriated Fund Balance Claims Admin-WC Assessment Judgment & Claims Unemployment Judgment & Claims Contingency Judgment & Claims Assessments	\$203,161.00 16,037.00 19,621.00 95,000.00 95,400.00
То:	101-1710-4527	Admin Claims Liability	\$ 1,152.00
	101-1910-5031	Interfund Transfers	100,000.00
	101-1930-4703	Judgment & Claims Workers Comp.	151,597.00
	101-1932-4703	Judgment & Claims General Liability	176,470.00

Item No. 2b cont'd.

SPECIAL DISTRICTS FUND

From:	255-8125-1902 255-8125-4353 255-8135-1901 255-8135-8975	Overtime Payroll Erie Co. Sewer Dist. #4 Regular Payroll Retirement Buyout	\$ 3,717.00 55,519.00 5,841.00 29,070.00
То:	255-8125-1901 255-8125-1917 255-8125-1931 255-8125-1990 255-8125-4261 255-8125-4352 255-8135-1914 255-8135-4356	Regular Payroll Clothing Allowance Vacation Sellback Other Pay Postage Erie Co. Charge backs Shift Differential Buffalo Sewer Authority	\$ 1,631.00 705.00 886.00 495.00 13,115.00 42,404.00 5,841.00 29,070.00

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 3</u> Motioned by Supervisor Gabryszak, Seconded by Councilmember Jankowiak

BE IT RESOLVED, that the following vouchers and warrants submitted to the Town of Cheektowaga prior to April 12, 2002 are hereby approved and made a part hereof:

GENERAL FUND	\$2,226,753.35
HIGHWAY FUND	1,226,626.89
TRUST & AGENCY	8,443.89
HUD CDBG FUND	4,547.57
HUD HOUSING REHABILITATION FUND	300.00
PART TOWN FUND	59,150.86
RISK RETENTION FUND	82,700.48
SPECIAL DISTRICTS FUND	959,635.47
CAPITAL FUND	92,489.75
	\$4,658,648.26

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 4 Motioned by Councilmember Jankowiak, Seconded by Supervisor Gabryszak

WHEREAS, bids were duly received and opened by the Town Clerk at a public bid opening held on April 3, 2002 for Topsoil for use by the Town of Cheektowaga, as a result of advertising thereof, and such bids were referred to the 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 Leo Brenon Topsoil, 5530 Killian Road, North Tonawanda, New York 14120, 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 is charged to the line item #0300-5110-4186.

Item No. 4 cont'd.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 5</u> Motioned by Supervisor Gabryszak, Seconded by Councilmember Johnson

WHEREAS, by resolution dated October 2, 2000, this Town Board approved a site plan for a proposed Assisted Living Facility at 575 Cayuga Creek Road in the Town, AND

WHEREAS, as part of such project, the developer committed to executing a Payment-in-Lieu of Taxes ("PILOT") Agreement with respect to the property, AND

WHEREAS, the developer has submitted a PILOT agreement to the Town that commits to making PILOT payments to the Town and Doyle Fire District, AND

WHEREAS, said PILOT Agreement is acceptable to the Town, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor and Assessor be and hereby are authorized and directed to execute this PILOT Agreement on behalf of the Town of Cheektowaga.



MOTION BY COUNCILMEMBER JOHNSON, SECONDED BY COUNCILMEMBER SWIATEK TO AMEND THE ABOVE RESOLUTION, ITEM 5, 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 October 2, 2000, this Town Board approved a site plan for a proposed Assisted Living Facility at 575 Cayuga Creek Road in the Town, AND

WHEREAS, as part of such project, the developer committed to executing a Payment-in-Lieu of Taxes ("PILOT") Agreement with respect to the property, AND

WHEREAS, the developer has submitted a PILOT agreement to the Town that commits to making PILOT payments to the Town and Doyle Fire District, AND

WHEREAS, said PILOT Agreement is acceptable to the Town, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor and Assessor be and hereby are authorized and directed to execute this PILOT Agreement on behalf of the Town of Cheektowaga, <u>subject to the approval of the Town Attorney, Michael Stachowski.</u>

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 6a Motioned by Councilmember Mazur, Seconded by Supervisor Gabryszak

WHEREAS, the Town, in its 2002 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 organizations have been prepared and forwarded to such groups, AND

WHEREAS, the organization(s) listed below have completed and returned signed agreement(s) and their accounting report(s) from the 2001 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 amount(s) listed, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached agreement(s) with the following referenced cultural and not-for-profit organization(s) for the following respective amount(s):

Cultural/Not-For-Profit Organization

Funding Approved

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 2002 Town budget, subject to audit and approval of a properly signed Town voucher.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

* SEE NEXT PAGE(S) FOR ATTACHMENT

<u>Item No. 6b</u> Motioned by Councilmember Johnson, Seconded by Councilmember Mazur

WHEREAS, the Town of Cheektowaga seeks grant monies from the Preservation League of New York State, Preserve New York Program to retain a consultant to conduct an historic structures report on the building located at 1155 Walden Avenue, NOW, THEREFORE BE IT

RESOLVED, that Grantmakers Advantage, Inc., the Town's grants consultants, be authorized and directed to complete the necessary application, forms, etc. to be submitted to the Preservation League of New York State for the purpose of securing this grant and, BE IT FURTHER

RESOLVED, that matching funds in the amount of \$1,000.00 are available from the 2002 Town of Cheektowaga Budget, line item number 0100-7510-4375 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

<u>Item No. 6c</u> Motioned by Councilmember Swiatek, Seconded by Councilmember Johnson

WHEREAS, on or about May 22, 1999, Valerie Feind, an infant, allegedly sustained certain personal injuries to her ankles when she was playing on a swing at South Creek Park in the Town of Cheektowaga; AND

WHEREAS, Nancy Georgic, as Parent and Natural Guardian of Valerie Feind, caused a Notice of Claim to be served on the Town of Cheektowaga, and thereafter commenced an action against the Town by the service of a Summons and Complaint on October 13, 1999, bearing Index Number I-1999-8734; AND

WHEREAS, the aforesaid claim has been thoroughly investigated by the claims administrator, and vigorously defended on behalf of the Town by Cole, Sorrentino, Hurley, Hewner & Gambino, P.C. (Vincent J. Sorrentino, Esq., of counsel); AND

WHEREAS, Attorney Vincent J. Sorrentino has negotiated a settlement with the attorneys for the claimant; Allied Claims, the Town Attorney, and Mr. Sorrentino 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 \$65,000.00 be paid by the Town from its self-insured liability claim fund, in full and final settlement of the aforesaid claim, subject to the approval of the court wherein such lawsuit is pending; and BE IT FURTHER

RESOLVED, that the Town Attorney and the attorneys from the firm of Cole, Sorrentino, Hurley, Hewner & Gambino be, and hereby are authorized to execute and procure all papers necessary to effectuate such settlement and compromise.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 7</u> Motioned by Councilmember Mazur, Seconded by Supervisor Gabryszak

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

Item No. 7 cont'd.

EFFECTIVE

RECYCLING DEPARTMENT – Laborer - \$7.00 per hour

Paul Fenske Depew, NY 14043 4/01/02
Michael Full Cheektowaga, NY 14227 Immediately
Matthew Rich Cheektowaga, NY 14225 "

Joseph Vecere Cheektowaga, NY 14227 Depew, NY 14043 Ronald Juliano

PARKS DIVISION - Laborer - \$6.00 per hour

John Mazgaj Cheektowaga, NY 14227 **Immediately**

Cheektowaga, NY 14227 Joseph Bentkowski

PARKS DIVISION - Laborer - \$7.00 per hour

Thomas Somogye Cheektowaga, NY 14225 **Immediately** Jeffrey Brado Depew, NY 14043 Cheektowaga, NY 14225 " Daniel Wagner " Cheektowaga, NY 14225 Richard Gramza " Donald Stasczyk Cheektowaga, NY 14227 Michael Pawlowski Depew, NY 14043 Depew, NY 14043 James P. Rogowski Travis Conrad Cheektowaga, NY 14227 Cheektowaga, NY 14227 Cheektowaga, NY 14225 Jeffrey Smietana "

Daryl Pischka Cheektowaga, NY 14227 Jason Winkelman

PARKS DIVISION - Laborer - \$7.50 per hour

Ed Pozdyn, Jr. Cheektowaga, NY 14225 **Immediately**

PARKS DIVISION - Laborer - \$8.50 per hour

Gordon Hagmier Cheektowaga, NY 14227 **Immediately**

PARKS DIVISION - Laborer - \$10.00 per hour

Walter Gardon Cheektowaga, NY 14206 **Immediately**

BE IT RESOLVED, that the following individuals be and hereby are hired as a PART-TIME EMPLOYEES in the 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>

POLICE DEPARTMENT - Dog Warden - Laborer - \$7.00 per hour

Heather Fedchak Depew, NY **Immediately**

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

EFFECTIVE

POLICE DEPARTMENT - Dog Warden

Lori Rovison **Immediately**

Upon roll call

Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek, AYES:

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Motioned by Councilmember Mazur, Seconded by Supervisor Gabryszak Item No. 8

WHEREAS, a temporary vacancy exists in the title of Real Property Appraiser in the Town Assessor's Office; AND

Item No. 8 cont'd.

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, said title falls under the competitive class of Erie County Civil Service;

AND

WHEREAS, a current Erie County Civil Service list is not in existence for said title;

AND

WHEREAS, Dennis Krysztofowicz, currently employed as a Real Property Appraiser Technician in the Town Assessor's Office, bid on said vacancy and meets the necessary qualifications for temporary appointment; NOW, THEREFORE BE IT

RESOLVED, that Dennis Krysztofowicz, of Depew, New York 14043 be and hereby is appointed to the position of Real Property Appraiser on a temporary basis in the Town Assessor's Office and 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

<u>Item No. 9</u> Motioned by Councilmember Swiatek, Seconded by Councilmember Johnson

WHEREAS, by resolution dated April 5, 1993, this Town Board adopted "A Local Law Establishing a Board of Ethics" (Local Law No. 1 of the year 1993), which was amended by the adoption, on April 4, 1994, of "A Local Law Amending the Board of Ethics Law" (Local Law No. 1 of the year 1994); AND

WHEREAS, pursuant to such law, this Town Board appointed five members to serve on the Board of Ethics Committee; AND

WHEREAS, as the result of term expirations and resignations, four (4) vacancies exist on said Board; AND

WHEREAS, the following Town residents have expressed an interest in serving on said Committee and filling the vacancies that exist: Thomas S. Kulaszewski, Frank Mikler, Alice Magierski, and Jeanne Pawlik; NOW, THEREFORE, BE IT

RESOLVED, that Thomas S. Kulaszewski, Cheektowaga, New York, 14225 be and hereby is appointed to the Board of Ethics of the Town of Cheektowaga, effective immediately and terminating on August 1, 2003; and BE IT FURTHER

RESOLVED, that Frank Mikler, Cheektowaga, New York 14227 be and hereby is appointed to the Board of Ethics of the Town of Cheektowaga, effective immediately and terminating on August 1, 2004; and BE IT FURTHER

RESOLVED, that Alice Magierski, Cheektowaga, New York, 14227, be and hereby is appointed to the Board of Ethics of the Town of Cheektowaga, effective immediately and terminating on August 1, 2005; and BE IT FURTHER

RESOLVED, that Jeanne Pawlik, Depew, New York, 14043 be and hereby is appointed to the Board of Ethics of the Town of Cheektowaga, effective immediately and terminating on August 1, 2006.

Item No. 9 cont'd.



MOTION BY COUNCILMEMBER ROGOWSKI, SECONDED BY COUNCILMEMBER JAWOROWICZ TO TABLE THE ABOVE RESOLUTION, ITEM 9, 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. 10a Motioned by Supervisor Gabryszak, Seconded by Councilmember Mazur

WHEREAS, the New York State Motor Vehicle Theft and Insurance Fraud Prevention Board is hosting a meeting to review and update a plan of operation for a coordinated approach to curtailing automobile theft and insurance fraud, AND

WHEREAS, Chief Christine Ziemba is requesting authorization to send Detective Mark Jedd to this meeting in Albany, New York on May 7-8, 2002. All costs will be covered by the Division of Criminal Justice Services, AND

NOW, THEREFORE BE IT RESOLVED, that Chief Christine Ziemba is authorized to send Detective Jedd to this seminar and that the time he spends at this training be authorized as normal duty time. The expense will be charged to line 0100-3120-4085.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 10b Motioned by Supervisor Gabryszak, Seconded by Councilmember Johnson

WHEREAS, the Empire Section I.S.M.A. will be hosting a meeting regarding traffic signs and markings, and a signal class, participants will be able to challenge the Certification exams in these areas, AND

WHEREAS, Chief Christine Ziemba is requesting authorization to send Lt. Mark Nacke, Christopher Taber, John Knoph and Christopher Taber, Jr. to this meeting in Rochester, New York on April 18, 2002, with costs not to exceed \$200.00, which will be covered by the Cheektowaga Police Department, NOW, THEREFORE BE IT

RESOLVED, that Chief Christine Ziemba is authorized to send Lt. Nacke, Christopher Taber, John Knoph and Christopher Taber, Jr. to attend seminar and that the time they spend at this training be authorized as normal duty time, expenses will be charged to line item #0100-3120-4085.

Item No. 10b cont'd.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 10c</u> Motioned by Councilmember Mazur, Seconded by Supervisor Gabryszak

WHEREAS, the New York State Office of the State Comptroller and the Office of Court Administration is conducting a conference entitled, Small Claims – Big Issues, on April 10, 2002 at Erie County Cornell Cooperative Extension in East Aurora, New York; AND

WHEREAS, this conference provides the most updated format in which to obtain a working knowledge of all aspects of court activity; AND

WHEREAS, the Justice Court has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the cost of said conference is \$10 per person; NOW, THEREFORE, BE IT

RESOLVED, that the following employees be and hereby are authorized to attend the New York State Office of State Comptroller and the Office of Court Administration conference entitled, Small Claims – Big Issues, to be held on April 10, 2002 at the Erie County Cornell Cooperative Extension in East Aurora, New York:

Susan Allaire Barbara Pinkowski

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 10d Motioned by Councilmember Mazur, Seconded by Supervisor Gabryszak

WHEREAS, the 2002 Town and Village Justice Court Clerks Continuing Judicial Education Program is scheduled to be held on April 27, 2002 at Amherst Middle School in Amherst, New York; AND

WHEREAS, this educational program is beneficial in that Justice Court Clerks' job requirements are frequently updated and modified; AND

WHEREAS the Justice Court has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, no cost shall be incurred by the Town; NOW, THEREFORE, BE IT

RESOLVED, that the following employees be and hereby are authorized to attend the 2002 Town and Village Justice Court Clerks Continuing Judicial Education Program to be held on April 27, 2002 at Amherst Middle School in Amherst, New York:

Barbara Boehringer Stephanie Lewandowski Kathleen Maciejewski Sandra Stapleton Judith Smith

Item No. 10d cont'd.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

II. DEPARTMENTAL COMMUNICATIONS

<u>Item No. 11a</u> Minutes of Cheektowaga Advisory Council – January 19, 2002

Received and Filed.

Item No. 11b Minutes of Cheektowaga Conservation Advisory Council - March 16, 2002 Received and Filed. Item No. 11c Minutes of Cheektowaga Planning Board – March 15, 2002 Received and Filed. Item No. 11d Minutes of Cheektowaga Traffic Safety Commission – March 19, 2002 Received and Filed. Item No. 12 Office of Emergency Services Quarterly Report – January to March, 2002 Received and Filed. III. GENERAL COMMUNICATIONS Notice of Claim: Chester Wozniak vs. the Town of Cheektowaga Item No. 13a Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town Attorney; Council; Highway Department and Allied Claims Insurance Carrier. Received and Filed. Item No. 13b Notice of Claim: Rosemarie A. Minotti vs. the Town of Cheektowaga Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town Attorney; Council; Police Department and Allied Claims Insurance Carrier. Received and Filed. Item No. 13c Notice of Claim: Mildred A. Pernick vs. the Town of Cheektowaga Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town Attorney; Council; Highway Department and Allied Claims Insurance Carrier. Received and Filed. Item No. 13d Notice of Claim: Scott Witt vs. the Town of Cheektowaga Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town Attorney; Council; Parks, Recreation and Youth Services and Allied Claims Insurance Carrier. Received and Filed. Item No. 13e Notice of Claim: Karen Michaels vs. the Town of Cheektowaga Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town Attorney; Council; Highway Department and Allied Claims Insurance Carrier. Received and Filed. Item No. 13f Notice of Claim: Niagara Mohawk vs. the Town of Cheektowaga Highway Department Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town Attorney; Council; Highway Department and Allied Claims Insurance Carrier. Received and Filed. Item No. 14 Summons and Complaint: Thomas Stadler vs. the Town of Cheektowaga Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town Attorney; Council; Police Department, Housing Department, Justice Court and Allied Claims Insurance Carrier. Received and Filed.

Services vs. Ludwig C. Lesniak, the Town of Cheektowaga, etc.

Summons: Mortgage Electronic Registration Inc. as Nominee for Household Financial

Item No. 15

Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town Attorney; Council; Erie County Community Development and Allied Claims Insurance Carrier.

Received and Filed.

Item No. 16

Designation of Restricted Highway: A portion of Delaware Avenue (New York Route 384) from Kenmore Avenue to Kenton Avenue, in the Village of Kenmore, a portion of Walden Avenue (New York Route 952Q) from Union Road to east of Dick Road in the Town of Cheektowaga.

Received and Filed.

Item No. 17

Request to Speak: Cheektowaga Citizens Coalition

Received and Filed.



MOTION BY COUNCILMEMBER JANKOWIAK, SECONDED BY COUNCILMEMBER MAZUR 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



IV. SUSPENSION OF RULES

Item No. 18 Motioned by Councilmember Mazur, Seconded by Councilmember Jaworowicz

BE IT RESOLVED, Judith A. Szczesniak be and hereby is terminated from the provisional position of Court Clerk in the Justice Court effective April 15, 2002.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 19a</u> Motioned by Councilmember Mazur, Seconded by Councilmember Johnson

WHEREAS, a vacancy exists in the title of Clerk of the Court in the Justice Court; AND

WHEREAS, said title falls under the exempt class of Erie County Civil Service; AND

WHEREAS, Stephanie Lewandowski, currently employed as Clerk to the Town Justice in the Justice Court, applied for said vacancy and meets the necessary qualifications for appointment; NOW, THEREFORE BE IT

RESOLVED, that Stephanie Lewandowski of Cheektowaga, NY 14227 be and hereby is appointed to the position of Clerk to the Court in the Justice Court in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association at the annual salary of \$36,151 effective immediately.



MOTION BY COUNCILMEMBER JOHNSON, SECONDED BY COUNCILMEMBER SWIATEK TO AMEND THE ABOVE RESOLUTION, ITEM 19A, AND THE VOTING WAS AS FOLLOWS:

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0



<u>AMENDED</u>

WHEREAS, a vacancy exists in the title of Clerk of the Court in the Justice Court; AND

WHEREAS, said title falls under the exempt class of Erie County Civil Service; AND

WHEREAS, Stephanie Lewandowski, currently employed as Clerk to the Town Justice in the Justice Court, applied for said vacancy and meets the necessary qualifications for appointment; NOW, THEREFORE BE IT

RESOLVED, that Stephanie Lewandowski of Cheektowaga, NY 14227 be and hereby is appointed to the position of Clerk to the Court in the Justice Court the annual salary of \$36,151 effective immediately.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 19b This item was acted upon after Item 21.

Item No. 20 Motioned by Councilmember Jankowiak, Seconded by Supervisor Gabryszak

BE IT RESOLVED, that the following Parks, Recreation & Youth Services employee be and hereby is transferred as indicated:

Part-Time

4/22/02 - 9/15/02

Item No. 20 cont'd.

Seasonal

9/16/02 - 11/17/02

revert to Part-Time status

11/18/02

Camille Russell

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 21 Motioned by Councilmember Jankowiak, Seconded by Supervisor Gabryszak

WHEREAS, by resolution dated February 28, 1994, a Shelter Permit Policy was adopted regulating the issuance of picnic shelters in Town parks, AND

WHEREAS, in 2001, a Large picnic shelter/pavilion capable of holding 400 individuals was constructed in Cheektowaga Town Park, AND

WHEREAS, the Director of the Department of Parks, Recreation and Youth Services has recommended that this Shelter Permit Policy be revised with respect to the Town Park Pavilion, NOW, THEREFORE BE IT

RESOLVED, that the Town of Cheektowaga Shelter Permit Policy is hereby revised as follows, effective immediately:

- A new paragraph 3 shall be added to Section A ("Fees") to read as follows:
- 3. Fees for the Town Park Pavilion:

	<u>Resident</u>	Non-Resident
Personal/Family	\$250.00	\$500.00
Charitable/Fraternal Organization	\$250.00	\$500.00
Company/Picnics/Social Gatherings	\$375.00	\$750.00

Activities conducted and/or sponsored in part or in whole by the Town of Cheektowaga through the Department of Parks, Recreation & Youth Services or the Department of Senior Services shall be the only organizations exempt from the above fee schedule for the Town Park Pavilion.

- Paragraph 7 of Section C ("Prohibited Uses of Picnic Shelters") is amended to read as follows:
 - 7. Utilization of Caterers, except at the Town Park Pavilion
- Paragraph D ("Shelter Occupancy Limits") shall be amended to read as follows:
 Maximum of 75 people per shelter allowed, except, with respect to the Town Park Pavilion, a maximum of 400 people per shelter is allowed.
- A new Section I ("Rules Pertaining to Town Park Pavilion") shall be added to read as follows:
 - I. Rules Pertaining to Town Park Pavilion.

Based on the following factors, the Director of the Parks, Recreation and Youth Services Department is hereby authorized to deny applications for events to be held in the Town Park Pavilion:

- 1. Town Park is heavily used for many recreational activities;
- 2. Parking within and around Town Park is extremely limited;

Item No. 21 cont'd.

- Other activities and events are already scheduled or known to be held either on the date selected, or dates immediately before or after the selected dated;
- 4. Seasonal weather factors;
- Vacation scheduling and staffing needs of the Parks Division, as determined solely by the Director of the Department of Parks, Recreation & Youth Services;
- 6. Public safety concerns and the needs of the Department of Parks, Recreation & Recreation & Youth Services.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0



MOTION BY COUNCILMEMBER JOHNSON, SECONDED BY COUNCILMEMBER MAZUR TO MOVE INTO EXECUTIVE SESSION AT 7:30 P.M. TO DISCUSS ITEM 19B AND THE VOTING WAS AS FOLLOWS:

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0



MOTION BY COUNCILMEMBER JOHNSON, SECONDED BY COUNCILMEMBER MAZUR TO RECONVENE THIS MEETING AT 8:45 P.M. AND THE VOTING WAS AS FOLLOWS:

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0



<u>Item No. 19b</u> Motioned by Councilmember Mazur, Seconded by Councilmember Jankowiak Councilmember Jaworowicz

WHEREAS, a vacancy exists in the title of Clerk to the Town Justice in the Justice

Court; AND

WHEREAS, said title falls under the exempt class of Erie County Civil Service; AND

WHEREAS, Judith Smith, currently employed as a provisional Court Clerk in the Justice Court, applied for said vacancy and meets the necessary qualifications for appointment; NOW, THEREFORE BE IT

Item No. 19b cont'd.

RESOLVED, that Judith Smith of Cheektowaga, New York, 14227 be and hereby is appointed to the position of Clerk to the Town Justice in the Justice Court in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association at the annual salary of \$30,533.54 effective immediately.



MOTION BY COUNCILMEMBER SWIATEK, SECONDED BY COUNCILMEMBER JOHNSON TO AMEND THE ABOVE RESOLUTION, ITEM 19B, AND THE VOTING WAS AS FOLLOWS:

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0



<u>AMENDED</u>

WHEREAS, a vacancy exists in the title of Clerk to the Town Justice in the Justice Court; AND

WHEREAS, said title falls under the exempt class of Erie County Civil Service; AND

WHEREAS, Judith Smith, currently employed as a provisional Court Clerk in the Justice Court, applied for said vacancy and meets the necessary qualifications for appointment; NOW, THEREFORE BE IT

RESOLVED, that Judith Smith of Cheektowaga, New York, 14227 be and hereby is appointed to the <u>temporary</u> position of Clerk to the Town Justice in the Justice Court in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, <u>and subject to all applicable laws, rules and regulations</u>, at the annual salary of \$30,533.54 effective immediately.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 22</u> Motioned by Councilmember Rogowski, Seconded by Councilmember Jaworowicz to adjourn this meeting. This meeting was adjourned at 8:00 P.M.

Richard M. Moleski Town Clerk

TOWN OF CHEEKTOWAGA MEETING NO. 10 MAY 6, 2002

<u>Item No. 1</u> At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 6th of May, 2002 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; Brian Krause, Director of Administration and Finance; William Pugh, Town Engineer; Kenneth Kopacz, Director of Parks, Recreation and Youth Services; Thomas Adamczak, Supervising Building and Plumbing Inspector, Patricia Wojcik, Director of Senior Services, Captain Richard Chamberlin, Beth Lipczynski, Secretary to the Coordinator of Employee Relations and Stephanie Lewandowski, Clerk of the Court

I. FROM THE TABLE

Item No. 2 Motion by Councilmember Swiatek, Seconded by Councilmember Johnson

WHEREAS, by resolution dated April 5, 1993, this Town Board adopted "A Local Law Establishing a Board of Ethics" (Local Law No. 1 of the year 1993), which was amended by the adoption, on April 4, 1994, of "A Local Law Amending the Board of Ethics Law" (Local Law No. 1 of the year 1994); and

WHEREAS, pursuant to such law, this Town Board appointed five members to serve on the Board of Ethics Committee; and

WHEREAS, as the result of term expirations and resignations, four (4) vacancies exist on said Board; and

WHEREAS, the following Town residents have expressed an interest in serving on said Committee and filling the vacancies that exist: Thomas S. Kulaszewski, Frank Mikler, Alice Magierski and Jeanne Pawlik; NOW, THEREFORE, BE IT

RESOLVED, that Thomas S. Kulaszewski, Cheektowaga, New York, 14225 be and hereby is appointed to the Board of Ethics of the Town of Cheektowaga, effective immediately and terminating on August 1, 2003; AND BE IT FURTHER

RESOLVED, that Frank Mikler, Cheektowaga, New York 14227, be and hereby is appointed to the Board of Ethics of the Town of Cheektowaga, effective immediately and terminating on August 1, 2004; AND BE IT FURTHER

RESOLVED, that Alice Magierski, Cheektowaga, New York 14227 be and hereby is appointed to the Board of Ethics of the Town of Cheektowaga, effective immediately and terminating on August 1, 2005; AND BE IT FURTHER

RESOLVED, that Jeanne Pawlik, Depew, New York, 14043 be and hereby is appointed to the Board of Ethics of the Town of Cheektowaga, effective immediately and terminating on August 1, 2006.

Item No. 2 Cont'd.



MOTION BY COUNCILMEMBER SWIATEK, SECONDED BY COUNCILMEMBER MAZUR TO AMEND THE ABOVE RESOLUTION, ITEM 2 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 April 5, 1993, this Town Board adopted "A Local Law Establishing a Board of Ethics" (Local Law No. 1 of the year 1993), which was amended by the adoption, on April 4, 1994, of "A Local Law Amending the Board of Ethics Law" (Local Law No. 1 of the year 1994); AND

WHEREAS, pursuant to such law, this Town Board appointed five members to serve on the Board of Ethics Committee; AND

WHEREAS, as the result of term expirations and resignations, four (4) vacancies exist on said Board; AND

WHEREAS, the following Town residents have expressed an interest in serving on said Committee and filling the vacancies that exist: Thomas S. Kulaszewski, Frank Mikler, and Jeanne Pawlik; NOW, THEREFORE, BE IT

RESOLVED, that Thomas S. Kulaszewski, Cheektowaga, New York, 14225 be and hereby is appointed to the Board of Ethics of the Town of Cheektowaga, effective immediately and terminating on August 1, 2003; AND BE IT FURTHER

RESOLVED, that Frank Mikler, Cheektowaga, New York 14227 be and hereby is appointed to the Board of Ethics of the Town of Cheektowaga, effective immediately and terminating on August 1, 2004; AND BE IT FURTHER

RESOLVED, that Jeanne Pawlik, Depew, New York, 14043 be and hereby is appointed to the Board of Ethics of the Town of Cheektowaga, effective immediately and terminating on August 1, 2006.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

I. RESOLUTIONS

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

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

part hereof:

Item No. 3a cont'd.

<u>2001</u>

GENERAL FUND

FROM 100-1110-1901 Regular Payroll 680.00 100-1315-1901 Seasonal Regular 16.00 100-1315-1901 Regular Payroll 49,711.00 100-1315-1901 Regular Payroll 719.00 100-1350-1901 Regular Payroll 719.00 100-1350-1901 Regular Payroll 2,316.00 100-130-1901 Regular Payroll 6,217.00 100-1410-1901 Regular Payroll 6,217.00 100-1410-1901 Regular Payroll 6,217.00 100-1410-1901 Regular Payroll 1,037.00 100-1430-4001 Office Supplies Personnel 41.00 100-1430-4001 Office Supplies Personnel 41.00 100-1440-1951 Seasonal Regular 3,619.00 100-1450-4342 Polling Place Rental 3,662.00 100-1625-1911 Longevity 1,040.00 100-1625-1911 Seasonal Regular 3,519.00 100-1625-1911 Seasonal Regular 3,519.00 100-1640-1914 Shift Differential 35.00 100-1640-1990 Other Pay 6,663.00 100-1640-1990 Other Pay 6,663.00 100-1670-1902 Overtime Payroll 440.00 100-160-1910-4101 Unallocated Insurance 2,431.00 100-1910-4261 Postage Special Items 2,400.00 100-1910-4261 Postage Special Items 2,400.00 100-1910-4709 Management Studies 2,000.00 100-1910-4709 Management Studies 2,000.00 100-1910-4709 Management Studies 2,000.00 100-3020-1901 Regular Payroll 54,377.00 100-3020-1901 Regular Payroll 54,377.00 100-3020-1901 Contribure Payroll 54,377.00 100-3020-1903 Holiday Sellback 9,770.00 100-3020-1903 Holiday Sellback 9,770.00 100-3020-1903 Holiday Sellback 9,770.00 100-310-4476 Traffic Signs/Street MiRK. 1,964.00 100-310-4476 Traffic Signs/Street MiRK. 1,964.00 100-310-4476 Traffic Signs/Street MiRK. 1,964.00 100-310-4451 Regular Payroll 1,064.00 1				
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100-1430-4001 Office Supplies Personnel		100-1420-1971	Part Time Regular	885.00
100-1440-1951 Seasonal Regular 3,619.00 100-1450-4342 Polling Place Rental 3,662.00 100-1625-1951 Longevity 1,040.00 100-1625-1951 Seasonal Regular 18,110.00 100-1625-1951 Seasonal Regular 35.00 100-1640-1914 Shift Differential 35.00 100-1640-1990 Other Pay 6,663.00 100-1670-1902 Overtime Payroll 440.00 100-1680-1901 Regular Payroll 5,331.00 100-1610-1910-4101 Unallocated Insurance 2,431.00 100-1910-4261 Postage Special Items 2,400.00 100-1910-4261 Postage Special Items 2,400.00 100-1910-4709 Management Studies 28,000.00 100-1910-4711 Contingency Account 65,129.25 100-3020-1901 Regular Payroll 54,377.00 100-3020-1914 Shift Differential 5,407.00 100-3020-1931 Vacation Sellback 977.00 100-3020-1932 Sick Sellback 236.00 100-3020-1932 Sick Sellback 236.00 100-3120-4093 Police-Local Education 776.00 100-3120-4093 Police-Local Education 776.00 100-3310-4471 Traffic-Signal Repairs 886.00 100-3310-4472 Traffic-Signs/Street MRK. 1,964.00 100-3310-4472 Traffic-Signs/Street Maint. 2,020.00 100-5132-4432 Repairs & Maintenance 240.00 100-5132-4432 Repairs & Maintenance 3,125.00 100-7140-1951 Regular Payroll 6,203.00 100-7140-1951 Regular Payroll 12,643.00 100-7140-1951 Regular Payroll 12,643.00 100-7140-1951 Part Time Regular 2,379.00 100-7140-1951 Regular Payroll 12,643.00 100-7140-1951 Part Time Regular 2,579.00 100-7140-1951 Part Time Regular 2,579.00 100-7140-1951 Part Time Regular 127,100.00 100-7140-1951 Part Time Regular 127,100.00 100-7140-1951 Part Time Regular 127,100.00 100-7140-1951		100-1430-1901	Regular Payroll	1,037.00
100-1450-4342 Polling Place Rental 3,662.00 100-1625-1951 Longevity 1,040.00 100-1625-1951 Seasonal Regular 18,110.00 100-1625-4202 Telephone Town Wide 3,231.00 100-1640-1914 Shift Differential 35.00 100-1640-1990 Other Pay 6,663.00 100-1670-1902 Overtime Payroll 440.00 100-1680-1901 Regular Payroll 5,331.00 100-1910-4101 Unallocated Insurance 2,431.00 100-1910-4261 Postage Special Items 2,400.00 100-1910-4261 Postage Special Items 2,400.00 100-1910-4322 Contracted Services Heap 63,000.00 100-1910-4701 Contingency Account 65,129.25 100-3020-1901 Regular Payroll 54,377.00 100-3020-1901 Regular Payroll 54,377.00 100-3020-1908 Training 9,367.00 100-3020-1914 Shift Differential 5,407.00 100-3020-1931 Vacation Sellback 977.00 100-3020-1932 Sick Sellback 236.00 100-3020-1932 Sick Sellback 236.00 100-3120-4093 Police-Patrol Training 2,219.00 100-3120-4093 Police-Local Education 776.00 100-310-4471 Part Time Regular 2,449.00 100-3310-1971 Part Time Regular 2,449.00 100-3310-1971 Part Time Regular 2,49.00 100-3310-1971 Part Time Regular 2,49.00 100-3310-1971 Part Time Regular 2,49.00 100-3310-4476 Traific-Signs/Street MRK. 1,964.00 100-3310-4476 Traific-Signs/Street MRK. 1,964.00 100-5132-4432 Repairs & Maintenance 2,40.00 100-710-451 Biulding & Grounds Maint. 7,321.00 100-710-1901 Regular Payroll 1,2643.00 100-710-1901 Part Time Regular 2,379.00 100-710-1901 Part Time Regular 2,379.00 100-710-1901 1,200.00 100-710-1901 1,200.00 1,200.00 1,200.00 1,200.		100-1430-4001	Office Supplies Personnel	41.00
100-1625-1911		100-1440-1951	Seasonal Regular	3,619.00
100-1625-1951 Saasonal Regular 18,110.00 100-1625-4202 Telephone Town Wide 3,231.00 100-1640-1914 Shift Differential 35.00 100-1640-1990 Other Pay 6,663.00 100-1670-1902 Overtime Payroll 440.00 100-1680-1901 Regular Payroll 5,331.00 100-1910-4101 Unallocated Insurance 2,431.00 100-1910-4261 Postage Special Items 2,400.00 100-1910-4262 Contracted Services Heap 63,000.00 100-1910-4709 Management Studies 28,000.00 100-1910-4709 Management Studies 28,000.00 100-1910-4711 Contingency Account 65,129.25 100-3020-1907 Court Time 3,124.00 100-3020-1907 Court Time 3,124.00 100-3020-1907 Court Time 3,124.00 100-3020-1917 Longevity 1,187.00 100-3020-1914 Shift Differential 5,407.00 100-3020-1931 Vacation Sellback 977.00 100-3020-1932 Sick Sellback 236.00 100-3120-4093 Holiday Sellback 236.00 100-3120-4093 Police-Local Education 776.00 100-3120-4093 Police-Patrol Training 2,219.00 100-3310-1901 Regular Payroll 64,379.00 100-3310-1907 Regular Payroll 13,066.00 100-3310-4471 Traffic-Signs/Street Maint. 2,020.00 100-3310-4472 Traffic-Signs/Street Maint. 2,020.00 100-3310-4476 Traffic-Signs/Street Maint. 2,020.00 100-5132-4432 Repairs & Maintenance 3,125.00 100-7140-1901 Regular Payroll 6,230.00 100-7140-1901 Regular Payroll 6,203.00 100-7140-1901 Regular Payroll 6,203.00 100-7140-1901 Regular Payroll 6,203.00		100-1450-4342	Polling Place Rental	3,662.00
100-1625-4202 Telephone Town Wide 3,231.00 100-1640-1991 Shift Differential 35.00 100-1640-1990 Other Pay 6,663.00 100-1670-1902 Overtime Payroll 440.00 100-1680-1901 Regular Payroll 5,331.00 100-1910-4101 Unallocated Insurance 2,431.00 100-1910-4261 Postage Special Items 2,400.00 100-1910-4322 Contracted Services Heap 63,000.00 100-1910-4709 Management Studies 28,000.00 100-1910-4711 Contingency Account 65,129.25 100-3020-1901 Regular Payroll 54,377.00 100-3020-1908 Training 9,367.00 100-3020-1901 Argular Payroll 54,377.00 100-3020-1908 Training 9,367.00 100-3020-1911 Longevity 1,187.00 100-3020-1914 Shift Differential 5,407.00 100-3020-1932 Sick Sellback 977.00 100-3020-1932 Sick Sellback 236.00 100-3020-1932 Sick Sellback 236.00 100-3120-4005 Police-Local Education 776.00 100-3120-4005 Police-Deatrol Training 2,219.00 100-3310-1901 Regular Payroll 13,066.00 100-3310-1901 Regular Payroll 13,066.00 100-3310-4471 Traffic-Signs/Street Maint. 2,020.00 100-3310-4472 Traffic-Signs/Street MRK. 1,964.00 100-3310-4472 Traffic-Signs/Street MRK. 1,964.00 100-5132-4432 Repairs & Maintenance 240.00 100-5132-4432 Repairs & Maintenance 240.00 100-7110-1901 Regular Payroll 12,643.00 100-7110-1901 Regular Payroll 12,650.00 100-7110-1901 Regular Payroll 12,0		100-1625-1911	Longevity	1,040.00
100-1625-4202 Telephone Town Wide 3,231.00 100-1640-1990 Other Pay 6,663.00 100-1640-1990 Other Pay 6,663.00 100-1670-1902 Overtime Payroll 440.00 100-1680-1901 Regular Payroll 5,331.00 100-1910-4101 Unallocated Insurance 2,431.00 100-1910-4261 Postage Special Items 2,400.00 100-1910-4322 Contracted Services Heap 63,000.00 100-1910-4322 Contracted Services Heap 63,000.00 100-1910-4711 Contingency Account 65,129.25 100-3020-1901 Regular Payroll 54,377.00 100-3020-1901 Regular Payroll 54,377.00 100-3020-1907 Court Time 3,124,00 100-3020-1908 Training 9,367.00 100-3020-1911 Longevity 1,187.00 100-3020-1914 Shift Differential 5,407.00 100-3020-1932 Sick Sellback 977.00 100-3020-1932 Sick Sellback 236.00 100-3020-1932 Sick Sellback 236.00 100-3020-1932 Overtime Payroll 64,379.00 100-3120-4093 Police-Local Education 776.00 100-3120-4093 Police-Deatrol Training 2,219.00 100-3310-1901 Regular Payroll 13,066.00 100-3310-1901 Regular Payroll 13,066.00 100-3310-1901 Part Time Regular 2,449.00 100-3310-4471 Traffic-Signs/Street Mark. 1,964.00 100-3310-1471 Traffic-Signs/Street Mark. 1,964.00 100-3310-1471 Part Time Regular 2,379.00 100-5132-4432 Repairs & Maintenance 240.00 100-5132-4432 Repairs & Maintenance 240.00 100-7110-1901 Regular Payroll 12,643.00 100-7110-1901 Regular Payroll 12,643.00 100-7110-1901 Regular Payroll 12,643.00 100-7140-1951 Seasonal Regular 285,225.00 100-7140-1951 Seasonal Regular 31,775.00 100-7140-1951 Seasonal Regular 31,775.00 100-7310-1961 Rec. Prgm-Transportation 633.00 100-7310-1961 Rec. Prgm-Transportation 633.00 100-7310-1961 Rec. Prgm-Transportation 633.00 100-7310-1961 Resancal Regular 127,100.00 100-7310-1961 Resancal Regular 127,100.00 100-7310-1961 Resancal Regular 127,100.00 100-7310-1961 Resancal Regular 127,100.00 100-7310-196		100-1625-1951	Seasonal Regular	18,110.00
100-1640-1990 Other Pay 6,663.00 100-1670-1902 Overtime Pyroll 440.00 100-1910-4101 Regular Payroll 5,331.00 100-1910-4261 Postage Special Items 2,400.00 100-1910-4322 Contracted Services Heap 63,000.00 100-1910-4709 Management Studies 28,000.00 100-1910-4711 Contingency Account 65,129.25 100-3020-1901 Regular Payroll 54,377.00 100-3020-1908 Training 9,367.00 100-3020-19097 Court Time 3,124.00 100-3020-1908 Training 9,367.00 100-3020-1911 Longevity 1,187.00 100-3020-1931 Vacation Sellback 97.00 100-3020-1932 Sick Sellback 236.00 100-3020-1936 Holiday Sellback 14,332.00 100-3120-4008 Police-Local Education 776.00 100-3120-4093 Police-Local Education 776.00 100-3310-1901 Regular Payroll 13,066.00 100-3310-4471 Traffic-Signs/Street Maint.<		100-1625-4202		3,231.00
100-1670-1902 Overtime Payroll 5,331.00		100-1640-1914	Shift Differential	35.00
100-1680-1901 Regular Payroll 5,331.00 100-1910-4101 Unallocated Insurance 2,431.00 100-1910-4261 Postage Special Items 2,400.00 100-1910-4322 Contracted Services Heap 63,000.00 100-1910-4709 Management Studies 22,000.00 100-1910-4711 Contingency Account 65,129.25 100-3020-1901 Regular Payroll 54,377.00 100-3020-1907 Court Time 3,124.00 100-3020-1908 Training 9,367.00 100-3020-1911 Longevity 1,187.00 100-3020-1914 Shift Differential 5,407.00 100-3020-1931 Vacation Sellback 977.00 100-3020-1932 Sick Sellback 977.00 100-3020-1932 Sick Sellback 236.00 100-3020-1932 Sick Sellback 236.00 100-3020-1936 Holiday Sellback 14,332.00 100-3120-4085 Police-Local Education 776.00 100-3120-4083 Police-Patrol Training 2,219.00 100-3310-1901 Regular Payroll 13,066.00 100-3310-1901 Regular Payroll 13,066.00 100-3310-4471 Traffic-Signs/Street Mark 2,449.00 100-3310-4472 Traffic-Signs/Street Mark 2,020.00 100-3310-4476 Traffic Signal Repairs 886.00 100-5132-4432 Repairs & Maintenance 2,379.00 100-5132-4432 Repairs & Maintenance 3,125.00 100-7110-1451 Building & Grounds Maint 7,321.00 100-7140-1901 Regular Payroll 6,203.00 100-7140-1901 Regular Payroll 3,814.00 100-7140-1901 Part Time Regular 2,643.00 100-7140-1901 Part Time Regular 2,643.00 100-7140-1901 Part Time Regular 2,643.00 100-7140-1901 Part Time Regular 3,775.00 100-7310-1951 Seasonal Regular 127,100.00 100-7310-1951 Seasonal Regular 3,745.00 100-7310-1951 Seasonal Regular 1,775.00 100-7310-14688 Cheklo		100-1640-1990	Other Pay	6,663.00
100-1910-44261 Unallocated Insurance 2,431.00 100-1910-4261 Postage Special Items 2,400.00 100-1910-4709 Management Studies 28,000.00 100-1910-4711 Contingency Account 65,129.25 100-3020-1901 Regular Payroll 54,377.00 100-3020-1907 Court Time 3,124.00 100-3020-1908 Training 9,367.00 100-3020-1911 Longevity 1,187.00 100-3020-1914 Shift Differential 5,407.00 100-3020-1931 Vacation Sellback 236.00 100-3020-1932 Sick Sellback 236.00 100-3020-1933 Sick Sellback 236.00 100-3120-4085 Police-Local Education 776.00 100-3120-4085 Police-Local Education 776.00 100-3120-4085 Police-Local Education 776.00 100-3310-1901 Regular Payroll 13,066.00 100-3310-4471 Traffic-Signs/Street Maint 2,020.00 100-3310-4472 Traffic-Signs/Street Maint 2,020.00 100-3310-4472		100-1670-1902	Overtime Payroll	440.00
100-1910-4261 Postage Special Items 2,400.00 100-1910-4322 Contracted Services Heap 63,000.00 100-1910-4709 Management Studies 28,000.00 100-3020-1901 Regular Payroll 54,377.00 100-3020-1907 Court Time 3,124.00 100-3020-1908 Training 9,367.00 100-3020-1911 Longevity 1,187.00 100-3020-1914 Shift Differential 5,407.00 100-3020-1931 Vacation Sellback 977.00 100-3020-1932 Sick Sellback 236.00 100-3020-1936 Holiday Sellback 236.00 100-3120-4085 Police-Local Education 776.00 100-3120-4085 Police-Local Education 776.00 100-3120-4093 Police-Patrol Training 2,219.00 100-3310-1901 Regular Payroll 13,066.00 100-3310-4471 Traffic-Signs/Street Maint. 2,020.00 100-3310-4472 Traffic-Signs/Street Mark. 1,964.00 100-3310-1971 Part Time Regular 2,379.00 100-3510-19971 <td></td> <td>100-1680-1901</td> <td>Regular Payroll</td> <td>5,331.00</td>		100-1680-1901	Regular Payroll	5,331.00
100-1910-4322 Contracted Services Heap 63,000.00 100-1910-4709 Management Studies 28,000.00 100-1910-4711 Contingency Account 65,129.25 100-3020-1901 Regular Payroll 54,377.00 100-3020-1907 Court Time 3,124.00 100-3020-1908 Training 9,367.00 100-3020-1911 Longevify 1,187.00 100-3020-1931 Vacation Sellback 977.00 100-3020-1931 Vacation Sellback 236.00 100-3020-1932 Sick Sellback 236.00 100-3120-4093 Holiday Sellback 14,332.00 100-3120-4085 Police-Local Education 776.00 100-3120-4093 Police-Patrol Training 2,219.00 100-3310-1901 Regular Payroll 13,066.00 100-3310-4471 Traffic-Signs/Street Maint. 2,020.00 100-3310-4472 Traffic-Signs/Street MRK. 1,964.00 100-3510-4432 Repairs & Maintenance 240.00 100-5132-4432 Repairs & Maintenance 240.00 100-5132-4432		100-1910-4101	Unallocated Insurance	2,431.00
100-1910-4709 Management Studies 28,000.00 100-1910-4711 Contingency Account 65,129.25 100-3020-1907 Court Time 3,124.00 100-3020-1908 Training 9,367.00 100-3020-1911 Longevity 1,187.00 100-3020-1914 Shift Differential 5,407.00 100-3020-1931 Vacation Sellback 977.00 100-3020-1932 Sick Sellback 236.00 100-3020-1936 Holiday Sellback 236.00 100-3120-1902 Overtime Payroll 64,379.00 100-3120-4085 Police-Local Education 776.00 100-3120-4093 Police-Patrol Training 2,219.00 100-3310-1971 Regular Payroll 13,066.00 100-3310-4476 Traffic-Signs/Street MRK. 1,964.00 100-3310-4477 Traffic-Signs/Street MRK. 1,964.00 100-3510-1971 Part Time Regular 2,379.00 100-3510-4478 Repairs & Maintenance 240.00 100-5132-4432 Repairs & Maintenance 3,125.00 100-5132-4432		100-1910-4261	Postage Special Items	2,400.00
100-1910-4711 Contingency Account 65,129.25 100-3020-1901 Regular Payroll 54,377.00 100-3020-1908 Training 3,124.00 100-3020-1911 Longevity 1,187.00 100-3020-1914 Shift Differential 5,407.00 100-3020-1931 Vacation Sellback 977.00 100-3020-1932 Sick Sellback 236.00 100-3020-1936 Holiday Sellback 14,332.00 100-3120-4085 Police-Local Education 776.00 100-3120-4085 Police-Local Education 776.00 100-3310-1901 Regular Payroll 13,066.00 100-3310-1971 Part Time Regular 2,449.00 100-3310-4471 Traffic-Signs/Street Maint. 2,020.00 100-3310-4472 Traffic-Signs/Street MRK. 1,964.00 100-3510-1971 Part Time Regular 2,379.00 100-3510-4432 Repairs & Maintenance 240.00 100-5132-4432 Repairs & Maintenance 3,125.00 100-5132-4432 Repairs & Maintenance 3,125.00 100-7110-1901<		100-1910-4322	Contracted Services Heap	63,000.00
100-3020-1901 Regular Payroll 54,377.00 100-3020-1907 Court Time 3,124.00 100-3020-1908 Training 9,367.00 100-3020-1911 Longevity 1,187.00 100-3020-1931 Vacation Sellback 977.00 100-3020-1932 Sick Sellback 236.00 100-3020-1936 Holiday Sellback 236.00 100-3120-1902 Overtime Payroll 64,379.00 100-3120-4085 Police-Local Education 776.00 100-3120-4085 Police-Patrol Training 2,219.00 100-3310-1901 Regular Payroll 13,066.00 100-3310-1971 Part Time Regular 2,449.00 100-3310-4471 Traffic-Signs/Street Mint. 2,020.00 100-3310-4476 Traffic Signal Repairs 886.00 100-3510-4432 Repairs & Maintenance 240.00 100-5132-4211 Electric Highway Garage 1,941.00 100-5132-4432 Repairs & Maintenance 3,125.00 100-7110-1901 Regular Payroll 12,643.00 100-7140-1902		100-1910-4709	Management Studies	28,000.00
100-3020-1907 Court Time 3,124.00 100-3020-1908 Training 9,367.00 100-3020-1911 Longevity 1,187.00 100-3020-1931 Shift Differential 5,407.00 100-3020-1931 Vacation Sellback 977.00 100-3020-1932 Sick Sellback 236.00 100-3020-1936 Holiday Sellback 14,332.00 100-3120-1902 Overtime Payroll 64,379.00 100-3120-4085 Police-Local Education 776.00 100-3120-4093 Police-Patrol Training 2,219.00 100-3310-1901 Regular Payroll 13,066.00 100-3310-1971 Part Time Regular 2,449.00 100-3310-4471 Traffic-Signs/Street Maint. 2,020.00 100-3310-4472 Traffic Signal Repairs 886.00 100-3510-1971 Part Time Regular 2,379.00 100-3510-4432 Repairs & Maintenance 240.00 100-5132-4432 Repairs & Maintenance 3,125.00 100-6250-1901 Regular Payroll 6,203.00 100-7110-4451 S		100-1910-4711	Contingency Account	65,129.25
100-3020-1908 Training 9,367.00 100-3020-1911 Longevity 1,187.00 100-3020-1914 Shift Differential 5,407.00 100-3020-1931 Vacation Sellback 977.00 100-3020-1932 Sick Sellback 236.00 100-3020-1936 Holiday Sellback 14,332.00 100-3120-4095 Police-Local Education 776.00 100-3120-4093 Police-Patrol Training 2,219.00 100-3310-1901 Regular Payroll 13,066.00 100-3310-1971 Part Time Regular 2,449.00 100-3310-4471 Traffic-Signs/Street Maint. 2,020.00 100-3310-4472 Traffic-Signs/Street MRK. 1,964.00 100-3310-4476 Traffic Signal Repairs 886.00 100-3510-4432 Repairs & Maintenance 240.00 100-5132-4211 Electric Highway Garage 1,941.00 100-5132-4432 Repairs & Maintenance 3,125.00 100-7110-1901 Regular Payroll 6,203.00 100-7140-1990 Over Time Payroll 3,814.00 100-7140-19		100-3020-1901	Regular Payroll	54,377.00
100-3020-1911 Longevity 1,187.00 100-3020-1914 Shift Differential 5,407.00 100-3020-1931 Vacation Sellback 977.00 100-3020-1936 Holiday Sellback 236.00 100-3120-1902 Overtime Payroll 64,379.00 100-3120-4085 Police-Local Education 76.00 100-310-4093 Police-Patrol Training 2,219.00 100-3310-1901 Regular Payroll 13,066.00 100-3310-1971 Part Time Regular 2,449.00 100-3310-4471 Traffic-Signs/Street Mark. 2,020.00 100-3310-4472 Traffic-Signs/Street MRK. 1,964.00 100-3310-4473 Traffic-Signs/Street MRK. 1,964.00 100-3310-4474 Traffic-Signs/Street MRK. 1,964.00 100-3510-1971 Part Time Regular 2,379.00 100-3512-4211 Electric Highway Garage 1,941.00 100-5132-4211 Electric Highway Garage 1,941.00 100-7140-1901 Regular Payroll 6,203.00 100-7140-1901 Regular Payroll 12,643.00		100-3020-1907	Court Time	3,124.00
100-3020-1914 Shift Differential 5,407.00 100-3020-1931 Vacation Sellback 977.00 100-3020-1932 Sick Sellback 236.00 100-3020-1936 Holiday Sellback 14,332.00 100-3120-1902 Overtime Payroll 64,379.00 100-3120-4085 Police-Local Education 776.00 100-3310-4093 Police-Patrol Training 2,219.00 100-3310-1971 Regular Payroll 13,066.00 100-3310-1971 Part Time Regular 2,449.00 100-3310-4471 Traffic-Signs/Street Maint. 2,020.00 100-3310-4472 Traffic Signal Repairs 886.00 100-3510-1971 Part Time Regular 2,379.00 100-3510-1971 Part Time Regular 2,379.00 100-3510-4432 Repairs & Maintenance 240.00 100-5132-4211 Electric Highway Garage 1,941.00 100-5132-4432 Repairs & Maintenance 3,125.00 100-7110-1901 Regular Payroll 6,203.00 100-7140-1902 Over Time Payroll 3,814.00 10		100-3020-1908	Training	9,367.00
100-3020-1931 Vacation Sellback 977.00 100-3020-1932 Sick Sellback 236.00 100-3020-1936 Holiday Sellback 14,332.00 100-3120-1902 Overtime Payroll 64,379.00 100-3120-4085 Police-Local Education 776.00 100-3120-4093 Police-Patrol Training 2,219.00 100-3310-1901 Regular Payroll 13,066.00 100-3310-1971 Part Time Regular 2,449.00 100-3310-4471 Traffic-Signs/Street Mark. 2,020.00 100-3310-4472 Traffic Signal Repairs 886.00 100-3310-4476 Traffic Signal Repairs 886.00 100-3510-1971 Part Time Regular 2,379.00 100-3510-4432 Repairs & Maintenance 240.00 100-5132-4211 Electric Highway Garage 1,941.00 100-5132-4432 Repairs & Maintenance 3,125.00 100-5140-1901 Regular Payroll 6,203.00 100-7140-1901 Regular Payroll 12,643.00 100-7140-1901 Regular Payroll 3,814.00 100-		100-3020-1911	Longevity	1,187.00
100-3020-1932 Sick Sellback 236.00 100-3020-1936 Holiday Sellback 14,332.00 100-3120-1902 Overtime Payroll 64,379.00 100-3120-4085 Police-Local Education 776.00 100-3120-4093 Police-Patrol Training 2,219.00 100-3310-1901 Regular Payroll 13,066.00 100-3310-1971 Part Time Regular 2,449.00 100-3310-4471 Traffic-Signs/Street Maint. 2,020.00 100-3310-4472 Traffic-Signs/Street MRK. 1,964.00 100-3310-4476 Traffic Signal Repairs 886.00 100-3510-1971 Part Time Regular 2,379.00 100-3510-4432 Repairs & Maintenance 240.00 100-5132-4211 Electric Highway Garage 1,941.00 100-5132-4432 Repairs & Maintenance 3,125.00 100-6250-1901 Regular Payroll 6,203.00 100-7110-14451 Building & Grounds Maint. 7,321.00 100-7140-1951 Seasonal Regular 285,225.00 100-7140-1951 Seasonal Regular 127,100.00		100-3020-1914	Shift Differential	5,407.00
100-3020-1936 Holiday Sellback 14,332.00 100-3120-1902 Overtime Payroll 64,379.00 100-3120-4085 Police-Local Education 776.00 100-3210-4093 Police-Patrol Training 2,219.00 100-3310-1901 Regular Payroll 13,066.00 100-3310-1971 Part Time Regular 2,449.00 100-3310-4471 Traffic-Signs/Street Maint. 2,020.00 100-3310-4472 Traffic-Signs/Street MRK. 1,964.00 100-3310-4476 Traffic Signal Repairs 886.00 100-3510-1971 Part Time Regular 2,379.00 100-3510-4432 Repairs & Maintenance 240.00 100-5132-4211 Electric Highway Garage 1,941.00 100-5132-4432 Repairs & Maintenance 3,125.00 100-6250-1901 Regular Payroll 6,203.00 100-7110-1901 Regular Payroll 12,643.00 100-7140-1902 Over Time Payroll 3,814.00 100-7140-1951 Seasonal Regular 285,225.00 100-7140-1971 Part Time Regular 95,075.00 <tr< td=""><td></td><td>100-3020-1931</td><td>Vacation Sellback</td><td>977.00</td></tr<>		100-3020-1931	Vacation Sellback	977.00
100-3120-1902 Overtime Payroll 64,379.00 100-3120-4085 Police-Local Education 776.00 100-3120-4093 Police-Patrol Training 2,219.00 100-3310-1901 Regular Payroll 13,066.00 100-3310-1971 Part Time Regular 2,449.00 100-3310-4471 Traffic-Signs/Street Mark. 2,020.00 100-3310-4472 Traffic-Signs/Street MRK. 1,964.00 100-3310-4476 Traffic Signal Repairs 886.00 100-3510-1971 Part Time Regular 2,379.00 100-3510-4432 Repairs & Maintenance 240.00 100-5132-4211 Electric Highway Garage 1,941.00 100-5132-4432 Repairs & Maintenance 3,125.00 100-6250-1901 Regular Payroll 6,203.00 100-7110-1901 Regular Payroll 12,643.00 100-7140-1991 Regular Payroll 3,814.00 100-7140-1951 Seasonal Regular 285,225.00 100-7140-1951 Seasonal Regular 127,100.00 100-7180-1951 Seasonal Regular 127,100.00		100-3020-1932	Sick Sellback	236.00
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100-7310-4689 Youth Conservation Corp. 5,274.00			No. 201 198 199 199 199 199 199 199 199 199 19	
		100-7310-4689	Youth Conservation Corp.	5,274.00

	100-7310-4693	Dev Disabled-Adapted Rec.	6,559.00
	100-7620-1901	Regular Payroll	3,792.00
Item No	. 3a cont'd.		
	100-9010-8145	Medical Reimbursements	669.00
	100-9501-9400	Interfund Transfers	4,304.00
TO:	100-1110-1902	Overtime Payroll	\$ 12,009.00
	100-1110-1931	Vacation Sellback	543.00
	100-1110-1932	Sick Sellback	1,394.00
	100-1110-1971	Part Time Regular	601.00
	100-1110-1990 100-1315-1902 100-1315-1932	Other Pay Overtime Payroll Sick Sellback	600.00 4,381.00 713.00
	100-1315-4321 100-1320-4145	Computer Expense Professional Services	6,563.00 27,399.00
	100-1320-4506 100-1330-1931 100-1355-1911	Acctg. & Auditing Services Vacation Sellback Longevity	2,360.00 719.00 875.00
	100-1355-1931	Vacation Sellback	1,441.00
	100-1410-1902	Overtime Payroll	3,279.00
	100-1410-1931	Vacation Sellback	841.00
	100-1410-1932	Sick Sellback	795.00
	100-1410-1971	Part Time Regular	1,302.00
	100-1415-1901	Regular Payroll	2,670.00
	100-1415-4003	Travel	62.00
	100-1420-1901	Regular Payroll	4,501.00
	100-1420-1911	Longevity	300.00
	100-1430-1902	Overtime Payroll	1,037.00
	100-1430-4013	Reference Library Personnel	41.00
	100-1430-4502	Legal Personnel	3,873.00
	100-1440-1901	Regular Payroll	126.00
	100-1440-1931	Vacation Sellback	806.00
	100-1440-1932	Sick Sellback	2,687.00
	100-1450-4343	Records Storage Space Rental	3,662.00
	100-1625-1901	Regular Payroll	6,026.00
	100-1625-1902 100-1625-1914 100-1625-1917	Overtime Payroll Differential Clothing Allowance	14,448.00 1,672.00 235.00
	100-1640-1901	Regular	6,682.00
	100-1640-1902	Overtime Payroll	4,050.00
	100-1640-1917	Clothing Allowance	270.00
	100-1670-1901	Regular Payroll	440.00
	100-1680-1902	Overtime Payroll	1,078.00
	100-1680-1971 100-1680-4321	Part Time Regular Data Processing Services	870.00 3,383.00
	100-1910-4083	Private Vehicle Reimbursement	2,431.00
	100-1910-4225	Professional Fees	23,250.00
	100-1910-4352	Erie County Charge Back	90,154.00
	100-1910-4710 100-3020-1902	Contingency NYS Overtime Payroll	32,343.25 82,975.00
	100-3020-1910	Compensatory Time	3,371.00
	100-3020-1917	Clothing Allowance	261.00
	100-3020-1990	Other Pay	2,400.00
	100-3120-1907 100-3120-1914 100-3120-1918	Court Time Shift Differential Education	59,767.00 97.00 1,736.00
	100-3120-4073	Clothing Allowance	776.00
	100-3310-1902	Overtime Payroll	12,199.00
	100-3310-1911	Longevity	2,600.00
	100-3310-1932	Sick Sellback	716.00
	100-3310-4217	Traffic Utility Cost	4,870.00
	100-3510-1901	Regular Payroll	2,720.00
	100-3510-1902	Overtime Payroll	1,213.00
	100-3510-1917	Clothing Allowance	25.00
	100-3510-1990	Other Pay	1,200.00
	100-3510-4211	Electric for Dog Kennel	240.00

100-3510-4221 100-5010-1901 100-5010-1911	Gas for Dog Kennel Regular Payroll Longevity	2,219.00 632.00 300.00
Item No. 3a cont'd.		
100-5010-1917 100-5010-1931 100-5132-4221 100-6250-1902 100-6250-1951 100-7110-1902 100-7110-1917 100-7110-4211 100-7140-1901 100-7140-1971-1615 100-7140-1971-1625 100-7140-1971-1625 100-7140-1971-1627 100-7140-1971-1631 100-7140-1971-1654 100-7140-1971-1654 100-7140-1971-1640 100-7140-1971-1640 100-7140-1971-1646 100-7140-1971-1646 100-7140-1971-1636 100-7140-1971-1636 100-7140-1971-1636 100-7140-1971-1631 100-7140-1971-1632 100-7140-1971-1632 100-7140-1971-1633 100-7140-1971-1631 100-7140-1971-1631 100-7140-1971-1631 100-7140-1971-1664 100-7140-1971-1613 100-7140-1971-1611 100-7140-1971-1614 100-7140-1971-1614 100-7140-1971-1614 100-7140-1990 100-7140-1990 100-7140-1990 100-7180-1971-1901 100-7310-1971-1801 100-7310-1971-1801 100-7310-1971-1801 100-7310-1971-1801 100-7310-1971-1801 100-7310-1971-1804 100-7310-1971-1801 100-7310-1971-1801 100-7310-1971-1804 100-7310-1971-1804 100-7310-1971-1804 100-7310-1971-1801 100-7310-1971-1804	Clothing Allowance Vacation Sellback Gas, Highway Garage Overtime Payroll Seasonal Regular Overtime Payroll Clothing Allowance Electric Parks Regular Payroll Shift Differential Part Time Regular Part Time Regul	235.00 774.00 3,125.00 385.00 5,818.00 12,058.00 585.00 7,321.00 9,691.00 889.00 1,290.00 2,150.00 6,485.00 6,975.00 7,000.00 7,960.00 8,335.00 8,921.00 9,750.00 10,225.00 11,750.00 13,190.00 14,965.00 16,845.00 18,500.00 18,500.00 18,500.00 18,500.00 18,500.00 18,500.00 18,500.00 18,500.00 18,500.00 19,000.00 28,318.00 44,340.00 73,445.00 1,200.00 633.00 28,250.00 38,500.00 92,125.00 2,400.00 1,725.00 5,596.00 10,000.00 18,135.00 26,745.00 30,395.00 32,375.00 36,660.00 52,500.00 64,274.00 1,200.00 879.00 12,500.00 669.00 2,752.00 1,040.00
FROM: 150-8160-8157 400-8140-4431	TCEA Health & Welfare Storm Sewer Maintenance	\$ 17,229.00 3,749.00
610-8351-4339	Hydrant Rental	865.00

620-8352-4339	Hydrant Rental	659.00
630-8353-4339	Hydrant Rental	435.00
680-8358-4339	Hydrant Rental	139.00
990-5182-4222	Gas National Fuel Gas	8,668.00

Item No. 3a cont'd.

TO:	150-8160-4352	Erie County Chargeback	\$17,229.00
	400-8140-4352	Erie County Chargeback	,749.00
	610-8351-4352	Erie County Chargeback	865.00
	620-8352-4352	Erie County Chargeback	659.00
	630-8353-4352	Erie County Chargeback	435.00
	680-8358-4352	Erie County Chargeback	139.00
	990-5182-4354	Chargebacks Lighting	8.668.00

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 3b</u> Motion by Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

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

part hereof:

2002

HIGHWAY FUND

FROM: 300-1910-2665 Sale of Equipment \$13,325.00

TO: 300-5130-2407 Misc. Highway Equipment \$13.325.00

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 4</u> Motion by Supervisor Gabryszak, Seconded by Councilmember Jankowiak

BE IT RESOLVED, that the following Vouchers and Warrants submitted to the Town of Cheektowaga prior to May 3, 2002 are hereby approved and made a part hereof:

GENERAL FUND	\$ 2,261,228.62
RISK RETENTION FUND	206,746.22
DEBT SERVICE FUND	558,681.25
HUD HOUSING REHABILITATION FUND	9,153.00
SPECIAL DISTRICTS FUND	842,306.81
HIGHWAY FUND	608,262.95
TRUST & AGENCY	20,721.91
HUD CDBG FUND	2,500.42
PART TOWN FUND	69,912.06
CAPITAL FUND	474,282.17
	\$ 5,055,795.41

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 5</u> Motion by Councilmember Johnson, Seconded by Councilmember Swiatek

WHEREAS, John C. Stiglmeier Park is home to a number of deer and other wild animals, AND

WHEREAS, many Town residents and others visit the park on a regular basis to look at the deer and other wild animals, AND

Item No. 5 cont'd.

WHEREAS, a number of deer have been killed in Stiglmeier Park in recent months, and there is a concern about who is doing this killing, AND

WHEREAS, the Friends of the Woods, Ltd. has informed the Town of Cheektowaga that it will be raising money to give rewards to anyone who has information leading to the identification and arrest and conviction of anyone injuring or killing the deer in Stiglmeier Park, AND

WHEREAS, the Friends of the Woods, Ltd. has asked that the Town accept these funds and establish a trust and agency fund to pay out moneys raised by the Friends of the Woods, Ltd. to anyone who provides information which leads to the arrest and conviction of anyone injuring or killing deer in Stiglmeier Park, NOW, THEREFORE, BE IT

RESOLVED, that the following Trust and Agency Account be and hereby is established in the Town budget for the acceptance of donations from the Friends of the Woods, Ltd. for a reward fund for those who provide information which leads to the arrest and conviction of anyone for injuring or killing deer in Stiglmeier Park:

RESOLVED, the monies be charged to line item 600-0600-0847.

Upon roll call....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

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

WHEREAS, bids were duly received by this Town Board at a public bid opening held April 17, 2002 for the purchase of ONE (1), NEW AND UNUSED, 2001 OR 2002 MODEL, AERIAL LIFT TRUCK WITH A WOOD-CHIP DUMP BOX. 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 ONE (1) NEW AND UNUSED, 2001 OR 2002 MODEL, AERIAL LIFT TRUCK WITH A WOOD-CHIP DUMP BOX. Be awarded to ALTEC INDUSTRIES, INC., 250 Laird Street, Plains, PA. 18705, at a total bid price of \$88,000.00; 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 here to 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 FOR ATTACHMENT

<u>Item No. 7</u> Motion by Councilmember Jankowiak, Seconded by Supervisor Gabryszak

WHEREAS, in accordance with the policies and procedures adopted by the Cheektowaga Town Board for the procurement of goods and services, the Department of Park, Recreation & Youth Services solicited proposals for transportation for its 2002 summer camp programs, AND

WHEREAS, proposals were received for the provision of said bus transportation services, AND

WHEREAS, Laidlaw Transit has submitted the lowest responsible quotation for the provision of bus transportation services, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby awards the contract for the provision of bus transportation at a cost of \$6,100.00 for the Department of Park, Recreation & Youth Services' day camp programs to: Laidlaw Transit, 301 Cayuga Road, Suite 200, Buffalo, New York 14225

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

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

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

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

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

RESOLVED, that sealed bids will be received on the 22nd day of May 2002 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

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on May 22, 2002 at 11:00 am Eastern Daylight Savings Time, at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York, for the furnishing of Sanitary Manhole Frames and Covers for the Sewer Maintenance Department.

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

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

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

Item No. 8a cont'd.

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

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

Richard M. Moleski Town Clerk

Dated: May 6, 2002

Upon roll call....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

AFFIDAVIT NEXT PAGE

<u>Item No. 8b</u> Motion by Councilmember Jankowiak, Seconded by Supervisor Gabryszak

WHEREAS, it is in order that bids be advertised for a Preventative Maintenance and Service Agreement for Various Town Municipal Buildings, AND

WHEREAS, service provided under the Preventative Maintenance and Service Agreement is to encompass building Temperature Control and Energy Monitoring Equipment, Heat, Vent, Air Conditioning and Mechanical Equipment consisting of pumps, air handling units, fans, boilers, air conditioning equipment, thermostats, air compressors, valves and dates devises used to control HVAC equipment and generators, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and hereby is directed to publish a Notice To Bidders for said Preventative Maintenance and Service Agreement, said Notice to be published in the Cheektowaga Times AND, BE IT FURTHER

RESOLVED, that sealed bid proposals will be received on the 31st day of May 2002 at 11:00 am Eastern Daylight Savings Time in the Cheektowaga Town Hall Council Chambers at a public bid opening to be held for said purpose.



NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, Erie County, New York, on the 31st day of May, 2002 at 11:00 A.M., Eastern Standard Time, in the Town Hall in the Town of Cheektowaga, New York for a Preventative Maintenance Agreement of Various Town Municipal Buildings. Work under this agreement is to encompass building temperature control and energy saving equipment, HVAC and mechanical equipment consisting of pumps, air handling units, fans, boilers, air conditioning equipment, thermostats, air compressors, valves and related devices used to control HVAC equipment in buildings throughout the Town. Work includes scheduled inspection of system components, record keeping and report generation. Work required on an "as needed" basis will include trouble-shooting and repair of system components.

Documents are on file in the office of the Town Clerk, Town of Cheektowaga, Town Hall, Broadway and Union Road, Cheektowaga, New York 14227 prior to the bid opening.

Copies of the proposed Contract Documents and Instructions to Bidders may be examined at the above office. Specifications may be obtained from this office upon payment of \$50.00 per set of documents.

The envelopes containing the bids must be sealed, addressed to the Town of Cheektowaga, Erie County, New York and must be designated as "Bid for A Preventative Maintenance Agreement for Various Town Municipal Buildings".

Any bid not delivered in person shall be mailed to the office of the Town Clerk, Town of Cheektowaga, Town Hall, Broadway and Union Road, Cheektowaga, New York 14227 prior to the bid opening.

Any bidder returning the documents in good condition within thirty (30) days following the award of the contract or rejection of the bids will be refunded the deposit. Any bidders requesting more than one (1) set of documents may purchase the excess. No refund will be made for documents received after this thirty (30) day period.

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

Each proposal must be accompanied by a certified check for a sum equal to ten percent (10%) 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 ten (10%) of a contract for the same, and that he will execute such further security as may be required for the faithful performance of the contract.

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

Item No. 8b cont'd.

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

Attention of the bidders is further called to Section 103-d of the General Municipal Law which required a Bidder's Certificate of Non-Collusion. Such Certificate is part of the bid or proposal form and, unless complied with such bid will not be accepted.

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

Richard M. Moleski Town Clerk

DATED: May 7, 2002

Upon roll call....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

AFFIDAVIT NEXT PAGE

<u>Item No. 9</u> Motion by Councilmember Jankowiak, Seconded by Councilmember Swiatek

WHEREAS, by resolution dated April 15, 2002 this Town Board revised the Shelter Permit Policy which was originally adopted in 1994, and

WHEREAS, the Director of the Department of Parks, Recreation and Youth Services has recommended that this Shelter Permit Policy be revised with respect to the occupancy limits of picnic shelters, NOW, THEREFORE, BE IT

RESOLVED, that the Town of Cheektowaga Shelter Permit Policy is hereby revised as follows, effective immediately:

Paragraph D ("Shelter Occupancy Limits") shall be amended to read as follows: Maximum of 50 people per shelter allowed, except, with respect to the Town Park Pavilion, a maximum of 400 people per shelter is allowed.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

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

WHEREAS, the contract for the installation of firewall partitions and related appurtenances at the Town Senior Citizens Center was awarded by Town Board Resolution dated October 15, 2001 to Thomas Johnson Inc. in the amount of \$70,000.00 and

WHEREAS, Kideney Architects, Project Architect, and the Town Engineer have advised that work under the aforesaid contract has been completed in accordance with the contract requirements, and

WHEREAS, Kideney Architects has also submitted and recommended the approval of Change Order No. 1 (Final) which provided for the addition of a fire alarm horn/strobe unit as outlined in the change order document, NOW, THEREFORE, BE IT

RESOLVED, that the Town Board be and hereby accepts the completed project and directs the Supervisor to sign the final contract acceptance documents with Thomas Johnson Inc., 3566 N. Buffalo Road, Orchard Park, New York 14127, including Change Order No. 1 (Final) which provides for an increase to the aforesaid contract in the amount of \$477.25 AND, BE IT FURTHER

RESOLVED, that the funding for Change Order No. 1 shall be chargeable to Account No. 500-7620-2521-5122,

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

*SEE NEXT PAGE FOR ATTACHMENT

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

WHEREAS, for prompt and efficient fire protection and emergency purposes, there is a need to construct an emergency access road from the existing terminus of Airport Drive across a CSX railroad line to connect to Sonwil Drive, and

WHEREAS, the construction of this emergency access road will decrease Hy-View Fire District's response time by 50%, resulting in a saving of lives and property, and

WHEREAS, PDC Land Development Company, Inc. is the record owner of a 0.7+ acre parcel of vacant land at the terminus of Airport Drive, which land is needed in order to construct the aforesaid extension of Airport Drive, and

WHEREAS, GAR Associates, Inc. prepared an appraisal for this property stating that the aforementioned property has a value of \$2,100.00, and

WHEREAS, GAR Associates, Inc. charged the Town of Cheektowaga \$250.00 for preparing such appraisal, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the payment to GAR Associates, Inc. of \$250.00 for the aforesaid appraisal, and BE IT FURTHER

RESOLVED, that funds for such appraisal shall be appropriated from budget line number 100-1910-2220.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 11b</u> Motion by Councilmember Johnson, Seconded by Councilmember Swiatek

WHEREAS, for prompt and efficient fire protection and emergency purposes, there is a need to construct an emergency access road from the existing terminus of Airport Drive across a CSX railroad line to connect to Sonwil Drive, and

WHEREAS, the construction of this emergency access road will decrease Hy-View Fire District's response time by 50%, resulting in a saving of lives and property, and

WHEREAS, PDC Land Development Company, Inc. is the record owner of a 0.7+ acre parcel of vacant land at the terminus of Airport Drive, which land is needed in order to construct the aforesaid extension of Airport Drive, and

WHEREAS, GAR Associates, Inc. has prepared an appraisal for this property stating that the aforementioned property has a value of \$2,100.00, and

WHEREAS, Pasquale D. Cippola, as sole shareholder of PDC Land Development Company, Inc. (dissolved by State Proclamation on March 31, 1982) has agreed to sell this land to the Town of Cheektowaga for \$2,100.00, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the purchase of the aforementioned property from Pasquale D. Cippola as sole shareholder of PDC Land Development Company, Inc. for \$2,100.00, and BE IT FURTHER

RESOLVED, that this Town Board hereby also commits that Pasquale D. Cippola, P.D.C. Development Company, Inc., its successors and assigns, shall be held harmless for back taxes, if any, owing with respect to this property, and BE IT FURTHER

RESOLVED, that funds required for such purchase shall be appropriated from budget line number 100-1910-2220.

Item No. 11b cont'd.

Upon roll call....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 12 Motion by Councilmember Johnson, Seconded by Councilmember Jankowiak

WHEREAS, by resolutions dated September 4, 2001 and September 17, 2001, this Town Board accepted an offer of conveyance of land from the Erie County Water Authority ("ECWA") for the Town's Rails to Historic Trails pathway project, and authorized the Supervisor to execute an Agreement for Conveyance of Property with the ECWA, AND

WHEREAS, in accordance with such agreement, the Erie County Water Authority has now submitted a deed to the Town of Cheektowaga for the northerly 12 feet of its property for the Rails to Trails project, AND

WHEREAS, representatives from the Town Attorney's Office and the Town Engineering Department have reviewed such deed and find same acceptable, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby accepts the deed from the ECWA, and BE IT FURTHER

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

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 13</u> Motion by Councilmember Jankowiak, Seconded by Councilmember Johnson

WHEREAS, the contractor for the New York State Thruway Authority 4th Lane Project, Oakgrove Construction Inc., has requested permission to temporarily utilize a 40' wide strip of Town owned property parcel to the east line of Dingens Street Park for an approximate one (1) year period to create an access roadway to the NYSTA project, which would also include the temporary erection of a six foot high chain link fence to isolate park activities, AND

WHEREAS, in exchange for the temporary use of Town owned property, Oakgrove Construction Inc. has committed to the construction of a 24 car parking area to serve the existing baseball diamond, to be paved and stripped, and installed in accordance with the Town Zoning Ordinance and Erie County Highway Department Permit Requirements, AND

WHEREAS, the Town Engineer and Executive Director of Parks, Youth and Recreation have reviewed this request and believe park patrons would benefit from the creation of this additional parking area NOW, THEREFORE, BE IT

RESOLVED, that this Town Board grants a license to Oakgrove Constructions Inc. to utilize the above referenced Town owned property subject to the terms herein above stated, contingent on Oakgrove Construction Inc.:

1. constructing, at its expense, the aforementioned 24 car parking lot

2. Oakgrove Construction Inc. naming the Town as additional insured on its liability insurance policies.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 14</u> Motion by Councilmember, Johnson Seconded by Councilmember Jankowiak

WHEREAS, as part of the review process for the development of property at the northwest corner of Union Road and Galleria Drive, the developer was requested to convey a drainage easement to the Town of Cheektowaga over the area where the drainage ditch was located, AND

WHEREAS, RB-3 Associates and the Randall Benderson 1993-1 Trust, the owners of such property, have submitted the requested easement to the Town, AND

WHEREAS, the Town Engineer and Town Attorney's Office have reviewed such easement document and have 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's Office be and hereby is directed to file such easement in the Erie County Clerk's Office.

Upon roll call....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 15</u> 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 site plans, 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 Lauer-Manguso Architects representing the Western New York Real Estate Group, LLC for the construction of a 10,000 square foot day care facility and a 16,000 square foot office building at 2575 Union Road, AND

WHEREAS, the Environmental Advisory Committee at its meeting held on April 24, 2002 recommended a determination of non significance, AND

WHEREAS, the Town of Cheektowaga Planning Board at its meeting on March 14, 2002 recommended approval of the site plan and reserved decision on the landscaping plan, AND

WHEREAS, the Town of Cheektowaga Traffic Safety Commission at its meeting on February 19, 2002 reviewed the proposed project and recommended approval, AND,

WHEREAS, the Town's Traffic Consultant, URS Greiner reviewed the subject project for consistency with the William – Losson Corridor Study and finds the project consistent with the goals and objectives of said study as shown in the attached recommendation, AND

WHEREAS, The developer, Western New York Real Estate Group, LLC has provided written commitments to limit the proposed 16, 000 square foot building to office uses, limit the westerly parking area along the proposed day care for employees only, allow public school buses the ability to

drop off children on the day care property rather than at the curb along Losson Road, and has further committed to the maintenance of public walks and pedestrian ways free and clear of snow, AND

WHEREAS The Developer has made plan revisions to provide replacement trees in excess of the number of trees being removed, has proposed improvements to interior vehicular circulation affecting the neighboring land uses by installing additional concrete curbing and has modified his drainage plan to the satisfaction of the Town Engineer, AND

Item No. 15 cont'd.

WHEREAS, this Town Board has reviewed the application submitted and the recommendations made by the Environmental Advisory Committee, Traffic Safety Commission, and the Planning Board, NOW, THEREFORE, BE IT

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

.Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

*SEE NEXT PAGE FOR ATTACHMENT

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

WHEREAS, pursuant to the Zoning Law of the Town of Cheektowaga, the Planning Board reviews various development review applications for site plans, rezonings, special permits and realty subdivisions 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 recommendation submitted to it by the Planning Board, AND

WHEREAS, a development review application and site plan was submitted by Bernard DiPizio of DiPizio Construction Co., Inc. for the construction of a two story, 1, 278 square foot building addition at 100 Stradtman Street, AND

WHEREAS, the Town of Cheektowaga Planning Board at its meeting of March 14, 2002 recommended its approval of the site plan as shown on the attached recommendation dated April 9, 2002, AND

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

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

Upon roll call

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

NAYES: 0 ABSENT: 0

*SEE NEXT PAGE FOR ATTACHMENT

Item No. 17a Motion by Councilmember Johnson, Seconded by Councilmember Jankowiak

WHEREAS, the Erie County Water Authority (ECWA) has awarded a contract for water main replacement on various streets identified as Contract EA-004C, which provides for improvements on Central Boulevard, and

WHEREAS, said project also provides for the installation of new hydrants, and additional hydrants meeting Recommended Standards for Waterworks design criteria, resulting in the installation of two (2) additional hydrants on Central Boulevard within the U-Crest Fire District No. 4, and

WHEREAS, the Board of Fire Commissioners at U-Crest Fire District No. 4 have reviewed the proposed project improvements and hydrant locations and concur with the project improvements as outlined in a letter from District Fire Chief Michael Hora Jr. dated April 23, 2002 NOW, THEREFORE, BE IT

RESOLVED, that this Town Board supports the recommendation for the installation of additional hydrants on Central Boulevard as provided for in ECWA Contract EA-004C, and the Town shall be responsible for payment of annual hydrant rental charges for the additional two (2) hydrants to the Erie County Water Authority, AND, BE IT FURTHER

RESOLVED, that the Town Clerk be directed to furnish a certified copy of this resolution to: Mr. Wesley C. Dust, P.E., Executive Engineer, Erie County Water Authority, 3030 Union Road, Cheektowaga, New York 14227.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 17b</u> Motion by Councilmember Johnson, Seconded by Councilmember Jankowiak

WHEREAS, the Erie County Water Authority (ECWA) has awarded a contract for water main replacement on various streets identified as Contract EA-004C, which provides for improvements on South Huxley Drive and Danbury Drive and

WHEREAS, said project also provides for the installation of new hydrants, and additional hydrants meeting Recommended Standards for Waterworks design criteria, resulting in the installation of three (3) additional hydrants on South Huxley Drive and three (3) additional hydrants on Danbury Drive within the Cleveland Hill Fire District No. 6 and

WHEREAS, the Board of Fire Commissioners of Cleveland Hill Fire District No. 6 have reviewed the proposed project improvements and hydrant locations and concur with the project improvements as outlined in a letter from Fire District Secretary Kenneth J. Paa dated February 18, 2002, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board supports the recommendation for the installation of additional hydrants on South Huxley Drive and Danbury Drive as provided for in ECWA Contract EA-004C, and the Town shall be responsible for payment of annual hydrant rental charges for the additional six(6) hydrants to the Erie County Water Authority, AND, BE IT FURTHER

RESOLVED, that the Town Clerk be directed to furnish a certified copy of this resolution to: Mr. Wesley C. Dust, P.E., Executive Engineer, Erie County Water Authority, 3030 Union Road, Cheektowaga, New York 14227.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 18 Motion by Councilmember Johnson, Seconded by Supervisor Gabryszak

WHEREAS, the Town is the owner of the water distribution main and appurtenances in Town Water District No. 10, which service area includes the north side of Walden Avenue, located generally east of Harlem Road and west of Galleria Drive, which water district facilities were constructed in the 1950's, and

WHEREAS, Town Water District No. 10 is operated by Erie County Water Authority (ECWA) by virtue of a Lease Management Agreement with the Town of Cheektowaga, and

WHEREAS, this Town Board previously directed representatives from the Town Engineering Department and the Town Attorney's Office to meet with the ECWA to discuss transfer of ownership of such water district to the ECWA, and

WHEREAS, the Town Engineer and Deputy Town Attorney met with representatives from the ECWA, which agency requires improvements to be instituted to district facilities, specifically requiring the replacement of a 700 L.FF. 6" water main with a new 8" water main located within an easement and which water main serves properties located at #1684 – #1686, #1690 and #1694 Walden Avenue, prior to assuming ownership of Water District No. 10 facilities, and

WHEREAS, the Erie County Water Authority has submitted a detailed cost estimate to the Town Engineer for the installation of the aforesaid 700 L.F. 8' diameter waterline improvement, replacing the deficient 6' waterline, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby authorizes the Erie County Water Authority to proceed with the construction of the 700 L.F. 8' waterline improvement serving #1694, #1684 - #1686 and #1690 Walden Avenue, excluding asphalt pavement restoration at a cost not to exceed \$44,324.33, and which asphalt restoration associated with said project shall be completed by Town forces, AND, BE IT FURTHER

RESOLVED, that the cost of said waterline project shall be payable from Water District No. 10 Fund Balance, AND, BE IT FURTHER

RESOLVED, that the Town Clerk be directed to furnish a certified copy of this resolution to: Mr. Wesley C. Dust, P.E., Executive Engineer, Erie County Water Authority, 3030 Union Road, Cheektowaga, New York 14227.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 19a Motion by Councilmember Johnson, Seconded by Councilmember Swiatek

WHEREAS, the Housing Standards of the Town of Cheektowaga, State of New York, requires that unsafe structures be repaired, demolished or safeguarded and all nuisances abated, and

WHEREAS, the Town of Cheektowaga has received notification of an unsafe structure located at 25 Aurora Drive, Cheektowaga, New York SBL# 80.17-11-9 that is unsecured and open to unauthorized entry and a danger to the safety to others, and records kept by the Assessors Office identify Carol Simpson and Todd Frederick, Depew, New York 14043, and

WHEREAS, an inspection of such premises was conducted on 25 Aurora Drive, by the Housing and Neighborhood Preservation Office, and

WHEREAS, such inspection found the premises to be deteriorated, vacant, unsecured, open to unauthorized entry, a hazard, and a danger to the safety and well being of others, and

WHEREAS, the Town of Cheektowaga Housing and Neighborhood Preservation Office properly notified the property owner in accordance with the Housing Standards of the Town of Cheektowaga, and the Town Law of the State of New York, and the owner failed to take actions to safeguard the vacant structure, and

Item No. 19a cont'd.

WHEREAS, these conditions require the Town of Cheektowaga Housing and Neighborhood Preservation Office to take immediate steps to safeguard and secure all openings in the vacant structure to protect the health and safety of others, NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Article VIII Section 37-60 and Article VIII, Section 37-61 of the Housing Standards of the Town of Cheektowaga, and the Town law of the State of New York, that all openings in the vacant structure be safeguarded and secured, 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

<u>Item No. 19b</u> Motion by Councilmember Johnson, Seconded by Councilmember Swiatek

WHEREAS, the Housing Standards of the Town of Cheektowaga, State of New York, requires that unsafe structures be repaired, demolished or safeguarded and all nuisances abated, and

WHEREAS, the Town of Cheektowaga has received notification of an unsafe structure located at 1097 Walden Avenue, Cheektowaga, New York SBL# 101.60-8-24 that is unsecured and open to unauthorized entry and a danger to the safety to others, and records kept by the Assessors Office identify Pilgrim Baptist Church, 795 N. Clinton Avenue, Rochester, New York 14605 as the owner

WHEREAS, an inspection of such premises was conducted on 1097 Walden Avenue, by the Housing and Neighborhood Preservation Office, and

WHEREAS, such inspection found the premises to be deteriorated, vacant, unsecured, open to unauthorized entry, a hazard, and a danger to the safety and well being of others, and

WHEREAS, the Town of Cheektowaga Housing and Neighborhood Preservation Office properly notified the property owner in accordance with the Housing Standards of the Town of Cheektowaga, and the Town Law of the State of New York, and the owner failed to take actions to safeguard the vacant structure, and

WHEREAS, these conditions require the Town of Cheektowaga Housing and Neighborhood Preservation Office to take immediate steps to safeguard and secure all openings in the vacant structure to protect the health and safety of others, NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Article VIII Section 37-60 and Article VIII, Section 37-61 of the Housing Standards of the Town of Cheektowaga, and the Town law of the State of New York, that all openings in the vacant structure be safeguarded and secured, 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

<u>Item No. 19c</u> Motion by Councilmember Johnson, Seconded by Councilmember Swiatek

WHEREAS, the Housing Standards of the Town of Cheektowaga, State of New York, requires that unsafe structures be repaired, demolished or safeguarded and all nuisances abated, and

WHEREAS, the Town of Cheektowaga has received notification of an unsafe structure located at 83 Martinique Drive, Cheektowaga New York 125.06-19-24 that is unsecured and open to unauthorized entry and a danger to the safety to others, and records kept by the Assessors Office identify Joseph Nadolski and wife, Cheektowaga, New York 14227, as the owner

Item No. 19c cont'd.

WHEREAS, an inspection of such premises was conducted on 83 Martinique Drive, by the Housing and Neighborhood Preservation Office, and

WHEREAS, such inspection found the premises to be deteriorated, vacant, unsecured, open to unauthorized entry, a hazard, and a danger to the safety and well being of others, and

WHEREAS, the Town of Cheektowaga Housing and Neighborhood Preservation Office properly notified the property owner in accordance with the Housing Standards of the Town of Cheektowaga, and the Town Law of the State of New York, and the owner failed to take actions to safeguard the vacant structure, and

WHEREAS, these conditions require the Town of Cheektowaga Housing and Neighborhood Preservation Office to take immediate steps to safeguard and secure all openings in the vacant structure to protect the health and safety of others, NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Article VIII Section 37-60 and Article VIII, Section 37-61 of the Housing Standards of the Town of Cheektowaga, and the Town law of the State of New York, that all openings in the vacant structure be safeguarded and secured, 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

<u>Item No. 20</u> Motion by Councilmember Jankowiak, Seconded by Supervisor Gabryszak

WHEREAS, on June 6, 1955, the Town Board of the Town of Cheektowaga adopted an ordinance now known as chapter 65, Article II, of the Code of the Town of Cheektowaga, setting forth specifications for the Construction of sidewalks in the Town, and

WHEREAS, section 200a of the Town Law of the State of New York authorizes a Town Board to adopt a local law to apportion the expense of building, relaying and repairing sidewalks in towns between the town property owners, and

WHEREAS, this Town Board, by resolution dated September 3, 1991, adopted Local Law No. 4 of the year 1991, entitled 'A Local Law Apportioning the cost of Repairing Sidewalks' and

WHEREAS, the Town Superintendent of Highways has supplied this Town Board with the attached list of sidewalks in the Town which are in need of repair or replacement, NOW, THEREFORE, BE IT

ORDERED, that the owners of properties listed on the attached sheets be and hereby are directed to repair/replace the sidewalks abutting such properties on or before June 10, 2002 in accordance with the Town's Streets and Sidewalks Ordinance, and, BE IT FURTHER

ORDERED, that, would such property owners choose not to repair/replace their sidewalks as so notified, the Town will cause such sidewalks to be repair/replaced, and audit and pay 50% of the expense thereof against the property which abuts such sidewalk over a period of the two (2) years, with interest at the rate of 6.00% AND, BE IT FURTHER

ORDERED, that the Town Clerk be and hereby is directed to notify the owners of properties, listed on the attached sheets of this order, by sending the attached Notice via certified mail addressed to each such owner at his address as it appears on the Town Assessment roll.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

*SEE NEXT PAGE FOR ATTACHMENT

Item No. 21 Motion by Councilmember Jaworowicz, Seconded by Councilmember Jankowiak

WHEREAS, the Governor has proposed to remove certain offices overseeing Cultural Education from the New York State Education Department, incorporating these in an entirely new Institute for Cultural Education; and

WHEREAS, in order to fund this Institute; including the State Archives, State Library, State Museum and State Office for Public Broadcasting, New York State will need to raise millions of dollars in capital investment and plans to do this by quadrupling the present five dollars collected by all County Clerks and the Registrar of the City of New York on all recorded, indexed and entered documents to twenty dollars, effective July 1, 2002; and

WHEREAS, the Local Government Records Management Improvement Fund was created in 1989 to support grants and technical assistance to local governments to improve and enhance the management of their records and information, AND

WHEREAS, said fee increase would provide no improvement in service for the taxpayers paying the fee, nor any additional benefits to the local governments that must collect said fee increase; AND

WHEREAS, no demonstrated benefit has been identified in the relocation of these functions to the proposed Institute, in contrast to the highly effective and beneficial relationship that local governments now enjoy with the New York State Education Department; NOW THEREFORE BE IT

RESOLVED, the Town of Cheektowaga stands firmly opposed to this proposal; AND BE IT FURTHER

RESOLVED, that a copy of this resolution be delivered to the Governor, the New York State Legislature and all others deemed necessary and proper, and we urge them to likewise oppose this proposal.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 22a</u> Motion by Councilmember Johnson, 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

WHEREAS, the Cheektowaga Patriotic Commission has made application to hold its Independence Day Celebration in Cheektowaga Town Park from July 4-5, 2001, and

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Police Department, Building Department, Highway Department, Parks Division of 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. Submittal of Security Plan;
- 4. Submittal of Fire Prevention/Emergency Services Plan;
- 5. 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 celebration to be held on July 4-5, 2001, and BE IT FURTHER

Item No. 22a cont'd.

RESOLVED, that the Chief of Police be and hereby is directed to provide traffic safety and escort services for the 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

<u>Item No. 22b</u> 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 Independence Day Celebration in Cheektowaga Town Park from July 4-5, 2001, and

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Police Department, Building Department, Highway Department, Parks Division of 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:

- 6. Submittal of plan for sanitary facilities;
- 7. Submittal of site plan;
- 8. Submittal of Security Plan;
- 9. Submittal of Fire Prevention/Emergency Services Plan;
- 10. 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 celebration to be held on July 4-5, 2001, and BE IT FURTHER

RESOLVED, that the Chief of Police be and hereby is directed to provide traffic safety and escort services for the 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

<u>Item No. 23</u> Motion by Councilmember Johnson, Seconded by Councilmember Swiatek

WHEREAS, on May 8, 1985, the Town of Cheektowaga became the owner of property known as the War of 1812 Cemetery located on Aero Drive in the Town of Cheektowaga, and

WHEREAS, the Town of Cheektowaga believes this cemetery is historically significant for both the nation and the Western New York area, and serves as a tribute to American and British soldiers who died during the War of 1812, and

WHEREAS, the Town has sponsored annual commemorative ceremonies for many years, both in honor of the combatants who fought during the War of 1812 and in recognition of the friendship that has since persisted between the United States, Great Britain and Canada, and

Item No. 23 cont'd.

WHEREAS, in the late 1990's, the Town of Cheektowaga obtained forms from the New York State Office of Parks, Recreation and Historic Preservation for the nomination of this cemetery on the State and Federal Registers of Historic Places, and

WHEREAS, since such time, Town Historian Mary F. Holtz, in concert with Claire L. Ross, Program Analyst for the Historic Field Services Bureau of the New York State Office of Parks, Recreation and Historic Preservation, has spent countless hours researching archives and other historic records throughout Western New York, in Albany and in Washington, D.C. to learn more about the War of 1812 and this cemetery, and

WHEREAS, in 2001, the Town retained a consultant to perform a Geophysical Survey to confirm the extent of the burials and the true boundaries of the cemetery; and said confirming survey was completed and filed with the New York State Office of Parks, Recreation and Historic Preservation, and

WHEREAS, on April 24, 2002, Town Historian Mary F. Holtz submitted the National Register of Historic Places Registration Form for the War of 1812 Cemetery to the NYS Office of Parks, Recreation and Historic Preservation for review, and

WHEREAS, Claire L. Ross, Historic Field Services Bureau Program Analyst, has informed the Town that she and others in her office will assist the Town of Cheektowaga with obtaining landmark status for the War of 1812 Cemetery by making refinements to the Registration Form to enable it to be submitted at the semi-annual meeting of the Historic Preservation Field Services Bureau in July or September of 2002 for nomination as a historic landmark, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby formally files the aforesaid Registration Form prepared by Town Historian Mary F. Holtz on behalf of the Town with the New York State Department of Parks, Recreation and Historic Preservation, and BE IT FURTHER

RESOLVED, that this Town Board hereby expresses its gratitude to Town Historian Mary F. Holtz for the many hours she has spent researching the historic significance of the War of 1812 Cemetery and in preparation of the Nomination Form, and BE IT FURTHER

RESOLVED, that this Town Board hereby also expresses its gratitude to Claire Ross and the NYS Office of Parks, Recreation and Historic Preservation for the invaluable assistance they have provided to the Town of Cheektowaga in preparing the Registration Form and research relating thereto, and BE IT FURTHER

RESOLVED, that this Town Board hereby thanks Congressman Jack Quinn, Assemblyman Paul A, Tokasz and Senator William T. Stachowski for their support of the Town's application for landmark status for the War of 1812 Cemetery, and BE IT FURTHER

RESOLVED, that this Town Board hereby directs the Town Clerk to forward certified copies of this resolution to Town Historian Mary F. Holtz, Claire Ross, the New York State Office of Parks, Recreation and Historic Preservation, Congressman Quinn, Assemblyman Tokasz and Senator Stachowski.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 24a Motion by Councilmember Johnson, Seconded by Councilmember Swiatek

WHEREAS, the Town of Cheektowaga sought and was awarded grant monies in the amount of \$10,000 from Erie County towards the planning, design and construction of Phase I of the Rails-to-Historic Trails project, NOW, THEREFORE, BE IT

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

Item No. 24a cont'd.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 24b</u> Motion by Councilmember Mazur, Seconded by Supervisor Gabryszak

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

WHEREAS, the Town's Housing Rehabilitation Loan Program Policy Guidelines require Town Board approval of rehabilitation loans of more than \$25,000 and

WHEREAS, the Community Development Office has requested the Town Board to consider authorizing a housing rehabilitation loan to the owner of the property located at 33 Grand Boulevard in an amount not to exceed \$30,000, NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a housing rehabilitation loan agreement with the owner located at 33 Grand Boulevard, Cheektowaga, New York for a housing rehabilitation loan not to exceed \$30,000.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 24c</u> Motion by Supervisor Gabryszak, Seconded by Councilmember Johnson

WHEREAS, Erie County Legislator Raymond K. Dusza has agreed to provide \$3,128 in Legislative Initiative funding to the Town of Cheektowaga Justice Court for the purchase of computer and security equipment.; NOW, THEREFORE BE IT

RESOLVED, that Grantmakers Advantage, Inc., the Town's grants consultant, be authorized and directed to complete the necessary applications, forms, etc. to be submitted to Erie County for the purpose of securing this funding, 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

<u>Item No. 24d</u> Motion by Supervisor Gabryszak, Seconded by Councilmember Swiatek

WHEREAS, moneys are available from New York State through the Division of Criminal Justice Services for the purpose of establishing and operating a Drug Court, and

WHEREAS, the Town Justice Court desires to apply for \$42,000 in funding to enable it to enhance the current functions of the Town's Drug Court.; NOW, THEREFORE BE IT

RESOLVED, that Grantmakers Advantage, Inc., the Town's grants consultant, be authorized and directed to complete the necessary applications, forms, etc. to be submitted to the New York State Division of Criminal Justice Services for the purpose of securing this funding, and BE IT FURTHER

Item No. 24d cont'd.

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

<u>Item No. 24e</u> Motion by Supervisor Gabryszak, Seconded by Councilmember Swiatek

WHEREAS, the Town of Cheektowaga seeks grant monies from New York State Senator William Stachowski and Assemblyman Paul Tokasz to purchase furnishings for the Town Clerk's Office; NOW, THEREFORE BE IT

RESOLVED, that Grantmakers Advantage, Inc., the Town's grants consultants, be authorized and directed to complete the necessary applications, forms, etc. to be submitted to the Senator Stachowski and Assemblyman Tokasz for the purpose of securing these grants, 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. 24f Motion by Councilmember Mazur, Seconded by Supervisor Gabryszak

WHEREAS, the Town of Cheektowaga received Community Development Block Grant funds from the Department of Housing and Community Development, and

WHEREAS, federal regulations require the Town to execute subrecipient agreements with those entities receiving Community Development Block Grant funds through the Town, and

WHEREAS, activities utilizing Community Development funds have been programmed for the Villages of Depew and Sloan for the 2002 Program Year, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized to execute Subrecipient Agreements for Community Block Grant funding with the Villages of Depew and Sloan for the 2002 Program Year.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 24g</u> Motion by Councilmember Mazur, Seconded by Supervisor Gabryszak

WHEREAS, the Town has submitted a Consolidated Plan and Annual Action Plan to the Department of Housing & Urban Development for Community Development Block Grand funding totaling \$1,111,000 for the 2002 Program Year, and

WHEREAS, it is necessary to execute a Grant Agreement with the Department of Housing and Urban Development for the Fiscal Year 2002 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 2002 Community Development Block Grant Program Year.

Upon roll call....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

*SEE NEXT PAGE FOR ATTACHMENT

<u>Item No. 25</u> Motion by Supervisor Gabryszak, Seconded by Councilmember Johnson

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

MOTION BY COUNCILMEMBER JANKOWIAK SECONDED BY COUNCILMEMBER MAZUR TO DISPENSE WITH READING OF NAMES FOR ITEMS #26, #27 AND #28 AND THE VOTING WENT AS FOLLOWS:

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

RECYCLING DEPARTMENT - Laborer - \$7.00 per hour

NAYES: 0 ABSENT: 0

<u>Item No. 26</u> Motion by Councilmember Mazur, Seconded by Councilmember Jankowiak

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

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Immediately 4/22/02

Charles Cobb Jessie Swanson Kyle Swanson

Mark Blachowicz

Cheektowaga, NY 14227 Cheektowaga, NY 14227 Cheektowaga, NY 14212 Cheektowaga, NY 14212

Sean King Cheektowaga, NY 14227 Cheektowaga, NY 14225 Kenneth Witman Cheektowaga, NY 14227 Kenneth Kelly Depew, NY 14043 Jeremy Gaca

Bryan Kazmierczak Cheektowaga, NY 14225 **Immediately**

Cheektowaga, NY 14206 Darren Kazmierczak Cheektowaga, NY 14206 " Kenneth Piatek " Patrick Santoro Cheektowaga, NY 14225

PARKS DIVISION - Laborer - \$7.00 per hour

Michael Stachewicz Cheektowaga, NY14227 **Immediately**

Cheektowaga, NY 14227 Cheektowaga, NY 14227 Adam Mez Christopher Meszaros

Item No. 26 cont'd.

PARKS DIVISION - Laborer - \$8.50 per hour

Michael Papero Cheektowaga, NY 14227

TOWN CLERK'S OFFICE - Clerk - \$6.00 per hour

Cheektowaga, NY 14227 Cheektowaga, NY 14211 Nicole Petruniak **Immediately**

Meghan Hannel

BE IT RESOLVED, that the following individuals be and hereby are hired as a PART-TIME EMPLOYEES in the 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

SENIOR SERVICES - Van Driver - \$7.25 per hour

Norbert Czerniak Cheektowaga, NY 14227 **Immediately**

EMPLOYEE RELATIONS - Clerk - \$7.25 per hour

Rebecca Strumm Cheektowaga, NY 14225 **Immediately**

SENIOR SERVICES - Recreation Attendant (Nutrition Site) - \$7.00 per hour immediately

POLICE DEPARTMENT - Traffic Maintenance Division - Laborer - \$7.00 per hour

Matthew Boorman Cheektowaga, NY 14225 **Immediately**

Depew, NY 14043 Erik Reinheimer " Thomas Wnuk, Jr. Cheektowaga, NY 14225

PARKS DIVISION - Laborer - \$6.00 per hour

Depew, NY 14043 Joelle Reinheimer **Immediately**

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

EFFECTIVE

POLICE DEPARTMENT - School Crossing Guard

Carol Andruszko **Immediately**

SENIOR SERVICES

Dorothy McManus Immediately

PARKS, RECREATION AND YOUTH SERVICES

Joelle Reinheimer **Immediately**

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

EFFECTIVE

POLICE DEPARTMENT - School Crossing Guard

Carol Andruszko **Immediately**

SENIOR SERVICES

Dorothy McManus Immediately

PARKS, RECREATION AND YOUTH SERVICES

Joelle Reinheimer **Immediately**

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Motion by Councilmember Jankowiak, Seconded by Supervisor Gabryszak Item No. 27

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

Effective immediately

Pre-K - 7310.1664 (Three to Get Ready & Tiny Tots)

Recreation Attendant - \$5.15

Soccer - 7140.1636

Recreation Attendant - \$5.15

Jon Deveny 14225

Cheektowaga Conservation Corps (CCC)

I see Increase appropriate see a section 1. See a posse again 1 to N	AE 4E - 7040 4040
Laborers (Participants)) - \$5.15 - <i>/</i> 310.1816
<u>Level I</u>	
John Banach	14225
Gerald Blady	14043
Joseph Conti	14225
Brian Dudas	14206
Brandon Kowal	14212
Diana Molinares	14225
Jorge Molinares	14225
Mark Puto	14043
Jacek Sienkiel	14225
Matthew Weaver	14225
Derek Wiech	14227
Lukosz Wojcik	14225
Derrick Mertowski	14227

Laborers (Farticipants)	<u>Leverii - \$5.40</u>
Charles Caccard	14225
Adam Czerniejewski	14227
David Guercio	14227
Patrick McDonough	14225
Ryan Elizabeth Smith	14227
William Swiat	14227

Laborara (Participanta) Laval II \$5.40

Laborers (Participants) Level III - \$5.65 Matthew Zamoyski

Crew Supervisors (CCC) - 7310.1811

CCC Youth Leaders

<u>Level I - \$7.00</u>

Patrick Mudd 14227 Nicholas Schanne 14227 14227 Adam Nowicki

CCC Crew Supervisors

Level I - \$9.75

Erik Reinheimer (effective 6/26 14043

Level II - \$10.00

William Vannelli 14043

Effective 5/20/02

Arts & Crafts Rotation - 7140.1648

<u>Laborers - \$5.15</u>

Kristina Aquilino 14227 Shawn McAdams 14225

Item No. 27 cont'd.

Sports Rotation - 7140.1645

Recreation Attendant (I) - \$5.15

Thomas Mahoney 14225 Christian Smithers 14225 Derrick Warburton 14215

Recreation Attendant (IV) - \$5.90

Melissa King 14225

Arts & Crafts - 7140.1613

Recreation Attendant (I) - \$5.15

Amanda Wyzykowski 14212

Tennis - 7140.1642

Recreation Attendant (III) - \$5.65

David Jachimiak 14225

Recreation Attendant (IV) - \$6.15

Louis Bystrak 14227 Lisa Wittman 14227

Recreation Leader (X) - \$8.40

Brion McGhee 14225

Gymnastics - 7140.1630

Recreation Instructor (III) - \$5.90

Sarah Stortz 14043

Summer Teen Club - 7310.1814

Recreation Attendant (V) - \$6.15 -also 7140.1651

Nichole Londo 14206

Recreation Attendant (VII) - \$6.65

Scott Syroczynski 14206

Pools

Lifeguards - 7180.1903

<u>Level I - \$6.50</u>

Lisa Chenu 14227
Danielle Cummings 14043
Seila Glaub 14043
Jeffrey Kuczmanski 14225
Jon Messina 14225
Joseph Milazzo 14043
Corey Miller 14225

Adam Porter	14225
Lindsay Ritzenthaler	14206
Holly Rutkowski	14227
Colleen Williams	14215

Level II - \$6.75

Danielle Burzynski	14227
Alison Hess	14227
Kevin Lizak	14225
Joshua Rutski	14043
Jonathan Sinski	14206
James Wojciechowski	14227

Item No. 27 cont'd.

<u>Level l</u>	II (+WSI) - \$7.40	
Jonath	nan Miller	14227

Level IV \$7.45	
Evan Zynda	14227

<u>Level V - \$7.70</u>	
Tracy DiBiasio	14227
Eric Burns	14211
Luke Mazur	14211

<u>Level VI - \$7.85</u>	
Jennifer Strobele	14227

<u>Level VI (+WSI) - \$8.10</u>	
Adam Conner	14225

Beach & Pool Supervisors - 7180.1902 <u>Lifeguards</u>

(Head Lifeguard - Dingens)	- \$8.80
Elizabeth Sinski	14206

(Head Lifeguard -	Town Park) - \$9.10
Aaron Grupka	14043

(Pool Supervisor - Dinge	ns) - \$9.31
Beth Kawczynski	14225

(Pool Supervisor - Town Park) - \$9.61 Mark Przybyz 14211

(Pool Supervisor - Maryvale) - \$9.68 Darryl Lindell 14227

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 28 Councilmember Jankowiak, Seconded by Supervisor Gabryszak

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

From Part-Time to Seasonal Effective 5/20/02

Summer Teen Club - 7310.1814

Recreation Attendant (VII) - \$6.65 Julie Croce

Recreation Supervisor (VI) - \$7.40 Jill Zarazinski

Gymnastics - 7140.1630

Recreation Attendant (I) - \$5.15 Darlene Adamusik

Recreation Attendant (II) - \$5.40
Melissa Petre (also 7140.1636 – effective immediately)

Item No. 28 cont'd.

Recreation Supervisor (V) - \$7.40 Eileen Skowronski

Recreation Instructor (IX) - \$7.40 Amy Hawrysiak

From 7140.1614 to 7140.1648 Arts & Crafts Rotation

Recreation Attendant (III) - \$5.65 Laura Brown Brad Walters

Recreation Attendant (V)- \$6.15 Debbie Garrison

Recreation Attendant (VI) - \$6.40 Stephanie Gerace

Recreation Attendant (VII) - \$6.65 Andrea Ketterl

Recreation Supervisor (III) - \$6.90 Joelle Pantling

Recreation Supervisor (IV) - \$7.15 Scott Gretch (also 7310.1804)

From 7140.1611 to 7140.1645 Sports & Games Rotation

Recreation Attendant (II) - \$5.40 Lisa Wnuk Michael Young

Recreation Attendant (III) - \$5.65 Gregory Fischer Jessica Porter

Recreation Attendant (V) - \$6.15 Jenelle Kostran (also 7140.1651)

Arts & Crafts - 7140.1613

Recreation Attendant (III) - \$5.65 Amy Monkelbaan

Recreation Attendant (VI) - \$6.40 Kim Godzich

Part-time to Seasonal Effective 6/17/02

From 7140.1614 to 7140.1645 Sports & Games Rotation & 7140.1642 Tennis

Recreation Attendant (V) - \$6.15 Nicole Neyerlin

From 7130.1814 & 7310.1611 to 7140.1651(Concert Series)

Recreation Attendant (II) - \$5.40 James Neyerlin (also 7310.1613)

Recreation Attendant (III) - \$5.65 Erica Au

From 7310.1814 & 7140.1614 to 7140.1645 Sports & Games Rotation

Item No. 28 cont'd.

Recreation Attendant (II) - \$5.40 Justin Lelonek

Recreation Attendant (V) - \$6.15 Jennifer Wieshaupt

Recreation Attendant (VI) - \$6.40 Andrea Deuser

Recreation Attendant (VII) - \$6.65 Jeremy Hoffmann

Recreation Supervisor (IV) - \$7.15 Craig Mahalic

From 7310.1804 to 7140.1613

Recreation Supervisor (XII) - \$9.15 Amy Pruski

Part-time to seasonal effective 5/20/02

Pools

Beach and Lifeguard Supervisors - 7180.1902

<u>Lifeguard (Pool Director) - \$15.45</u> Brian Hansen

<u>Lifeguard (Aquatic Director) - \$13.48</u> Cathy Giles

<u>Lifeguard (Special Programs) - \$11.91</u> Kurt Hansen

<u>Lifeguard (Pool Supervisor -Town Park) - \$11.07 (1st shift)</u> Jacqueline Houser

Lifeguards - 7180.1903

<u>Level II - \$6.75</u> Zachary Porterfield

Level III - \$7.15 Patrick Dalton Carrie DiBiasio Melissa Esposito Laura Mayle

Level IV - \$7.45

Mary Brezowski Chris Garcea

<u>Level V - \$7.70</u> Maureen Brezowski

(Head Lifeguard) – Maryvale - \$8.30 David Schnettler

Transfer from 7140.1614 to 7180.1903

<u>Lifeguards</u> (effective immediately)

Item No. 28 cont'd.

<u>Level II - \$6.75</u> Shannon Lach Brandon Lehman

(effective June 17th) <u>Level III – \$7.15</u> Nicole Kunkel

Transfer from 7140.1630 to 7180.1903

<u>Lifeguards</u>

Level II - \$6.75 Sally Lipinoga

Soccer - 7140.1636

From Seasonal to part time (effective immediately)

Recreation Attendant (X) - \$7.40 Lynne Butts

From Part time to Seasonal (effective immediately)

Recreation Attendant \$5.15 Nicholas Conti

Recreation Attendant (II) - \$5.40 Alex Godzich

Recreation Attendant (IV) - \$5.90 Paul Maciejewski

Recreation Leader - \$8.90 Tony Pierino

Crew Supervisors (CCC) - 7310.1811

From Part-time to Seasonal (effective immediately)

<u>Program Coordinator - \$13.55</u> Roger Newhouse

Recreation Instructor - \$10.80 John Kulesz

CCC Crew Supervisor Level I - \$9.75

Andrew Saskowski (transfer from 7140.1611)

<u>Transfer from 7140.1611 to 7310.1816</u> <u>Laborers (Participants)</u>

<u>Level II - \$5.40</u> Nicholas Carter Steven Saskowski

<u>Transfer from 7140.1614 to 7310.1816</u> Courtney Fox (and 7140.1651)

From Part-time to Seasonal (effective June 17th) Administrative Interns – 7310.1804

Item No. 28 cont'd.

Recreation Attendant V - \$7.40

Chris Mahalic

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 29a</u> Motion by Councilmember Mazur, Seconded by Councilmember Johnson

WHEREAS, a vacancy exists in the position of Senior Engineer Assistant in the Engineering Department; AND

WHEREAS, notice of 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, no full-time employee bid on said vacancy; AND

WHEREAS, said job title is in the competitive class of Civil Service; AND

WHEREAS, the existing Civil Service list was canvassed; AND

WHEREAS, Paul C. Iwanski appears on said Civil Service list and meets all the necessary qualifications; NOW, THEREFORE BE IT

RESOLVED, that Paul C. Iwanski of Cheektowaga, New York 14225 be and hereby is appointed to the position of Senior Engineer Assistant in the Engineering Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective May 7, 2002.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 29b</u> Motion by Councilmember Mazur, Seconded by Councilmember Johnson

WHEREAS, a two (2) vacancies exist 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, Jason A. Tolsma and Dominic M. Schwartz appear on said Civil Service list and meet all the necessary qualifications, NOW, THEREFORE, BE IT

RESOLVED, that Jason A. Tolsma of Depew, New York 14043 and Dominic M. Schwartz of Cheektowaga, New York 14227 be and hereby are 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 May 7, 2002.

Upon roll call....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 29c</u> Members on the Board of Ethics Committee

This item was withdrawn.

Item No. 29d Motion by Councilmember Johnson, Seconded by Councilmember Jankowiak

WHEREAS, the Stiglmeier Park Steering Committee was established by Town Board resolution dated September 8, 1998 to help the Town to oversee development within and to protect the integrity of Stiglmeier Park, and

WHEREAS, the Stiglmeier Park Steering Committee has recommended that Robert Becker be appointed as a member of such Committee, NOW, THEREFORE, BE IT

RESOLVED, that Robert Becker, Depew, New York 14043 be and hereby is appointed as a member of the Stiglmeier Park Steering Committee, effective immediately and terminating on September 8, 2002

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 30a Motion by Supervisor Gabryszak, Seconded by Councilmember Mazur

WHEREAS, The Southern Tier Police Canine Association, Incorporated is hosting their 9th Annual Advanced Handlers and Tactics Seminar. This seminar will be held in Binghamton, New York on June 3-7, 2002.

WHEREAS, Chief Christine Ziemba is requesting authorization to send Office Daniel Smith and "Breston" to this training seminar. Officer Smith and "Breston" have been requested to instruct a portion of this seminar. New York State Bureau of Municipal Police testing will be available at no additional charge, as well as the Eastern Police Canine Association testing and certification. Officer Smith will be using the K-9 vehicle for transportation to and from this seminar. The Police Department will be responsible for the expense of gasoline and

NOW, THEREFORE, BE IT RESOLVED, that Chief Christine Ziemba is authorized to send Officer Smith and "Breston" to this seminar and that the time he spends at this training be authorized as normal duty time. The expense will be charged to line 0100-3120-4085.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 30b Motion by Councilmember Mazur Seconded by Supervisor Gabryszak

WHEREAS, the State Department of New York Division of Criminal Justice Services is conducting a D.A.R.E. Elementary Component Instructor Course in Schenectady, New York on May 6-17, 2002

MEETING No. 10 MAY 6, 2002

WHEREAS, Police Office Robert Ziolkowski is seeking certification in Elementary D.A.R.E. component, the Police Department will be responsible for the lodging, transportation costs, and meal expenses which will amount to \$292.00 NOW, THEREFORE, BE IT

RESOLVED, that the Chief of Police Christine M. Ziemba is authorized to send PO Ziolkowski to this training and that the time he spends at this training be authorized as normal duty time. This expense will be charged to lines 100-3100-4006 and 100-3120-4085.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 31</u> Motion by Supervisor Gabryszak, Seconded by Councilmember Swiatek

WHEREAS, the Office of Community Development occasionally has the need to engage the services of a professional architect for residential projects related to the Community Development Block Grant and HOME Partnership Programs; and

WHEREAS, in order to accomplish the goals and objectives of the Town's CDBG and HOME Programs, and to expedite the procurement of said services when the need for such services arises, a representative solicitation list of architects has been prepared from which proposals will be solicited, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized to execute agreements for residential architectural services with architects from the attached solicitation list for services required in relation to the Town's CDBG and HOME Programs upon approval of said agreements by the Town Attorney's Office and the Director of Community Development.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

*SEE NEXT PAGE FOR ATTACHMENT

II. DEPARTMENTAL COMMUNICATIONS

<u>Item No. 32</u>	Building Permits: April 2002
	Received and Filed.

<u>Item No. 33</u> Revised Minutes of Cheektowaga Planning Board – April 11, 2002 Received and Filed.

<u>Item No. 34</u> Supervisor's Statement of Funds – January 2002 Received and Filed.

IV. GENERAL COMMUNICATIONS

- Summons and Complaint: Michael Croston vs. Town of Cheektowaga Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town Attorney; Council; Highway and Allied Claims Insurance Carrier. Received and Filed.
- Item No. 36a
 Notice of claim: Linda Hollz vs. Town of Cheektowaga
 Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski,
 Town Attorney; Council; Highway and Allied Claims Insurance Carrier.
 Received and Filed.
- Item No. 36b Notice of Claim: State Farm Insurance/Edith Majda vs. Town of Cheektowaga Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town Attorney; Council; and Allied Claims Insurance Carrier.

 Received and Filed.
- Item No. 36c
 Notice to Claim: Zigmund Janus vs. Town of Cheektowaga
 Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski,
 Town Attorney; Council; Highway and Allied Claims Insurance Carrier.
 Received and Filed.
- Item No. 36d Notice of Claim: Michael Pastwick vs. Town of Cheektowaga Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town Attorney; Council; Highway and Allied Claims Insurance Carrier. Received and Filed.

MEETING No. 10 MAY 6, 2002

<u>Item No. 36e</u> Notice of Claim: Frank LaFratta vs. Town of Cheektowaga

Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski,

Town Attorney; Council; Highway and Allied Claims Insurance Carrier.

Received and Filed.

Item No. 36f Notice of Claim: Chester Smolarek vs. Town of Cheektowaga

Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski,

Town Attorney; Council; Sanitation and Allied Claims Insurance Carrier.

Received and Filed.

Item No. 36g Notice of Claim: John Pomarzynski vs. Town of Cheektowaga

Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski,

Town Attorney; Council; Highway and Allied Claims Insurance Carrier.

Received and Filed.

Item No. 37 Annual Financial Report for the Town of Cheektowaga for the Fiscal Year

Ended 12/31/01 Received and Filed.

<u>Item No. 38</u> Request to Speak: Cheektowaga Citizens Coalition

Received and Filed.



MOTION BY COUNCILMEMBER MAZUR SECONDED BY COUNCILMEMBER JANKOWIAK 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

<u>Item No. 39</u> Motion by Councilmember Johnson, Seconded by Councilmember Swiatek

WHEREAS, a number of properties on Rehm Road are presently on well water, which is of poor quality and has an odor to it, and

WHEREAS, residents on Rehm Road petitioned for public water on Rehm Road and, by resolution and Order dated October 15, 2001, this Town Board approved the establishment of the Rehm Road Water District, and

WHEREAS, a number of easements are required from the owners of property fronting on the east side of Rehm Road for the placement of the water line for the Rehm Road Water District, and

WHEREAS, the Town of Cheektowaga has received signed easements from the following referenced property owners on Rehm Road:

Samuel W. Tadio (4 easements) Rosanne Schlegel

MEETING No. 10 MAY 6, 2002

Raymond P. Marzec and Lucy Marzec Dino J. Fudoli and Nicole M. Fudoli Charles F. Varco and Terrie Varco (2 easements)

WHEREAS, the Town of Cheektowaga also has to execute an easement in connection with this project due to the fact that it owns property along the aforementioned portion of Rehm Road where a water line is to be constructed, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the aforementioned easements as grantee from the above named individuals, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute as grantor and grantee over that portion of Town-owned property which fronts on the portion of Rehm Road where a water line is to be constructed, and BE IT FURTHER

RESOLVED, that the Town Attorney's Office be and hereby is directed to file the above referenced easements in the Erie County Clerk's Office.

Item No. 39 cont'd.

Upon roll call

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

NAYES: 0 ABSENT: 0

Item No. 40 Motion by Supervisor Gabryszak, Seconded by Unanimous

BE IT RESOLVED, that this meeting be adjourned in memory of former Town Chief of Police, Benedict T. Kostrzewski who passed away Thursday, May 2, 2002 in Buffalo. He served as Police Chief from 1966 through December 1978. During his tenure he increased security at the Buffalo Niagara International Airport, started a 24-hour drug hotline and appointed the first female police officer to the force in 1976. He will be greatly missed. Time of adjournment at 8:05 p.m.

Richard M. Moleski Town Clerk

TOWN OF CHEEKTOWAGA MEETING NO. 11 MAY 20, 2002

<u>Item No. 1</u> At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 20th of May, 2002 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; William Pugh, Town Engineer; Thomas Adamczak, Supervising Building and Plumbing Inspector; Kenneth J. Kopacz, Director of Parks, Recreation and Youth Services; Michael Stachowski, Town Attorney; Susan Pella, Director of Employee Relations; Brian Krause, Director of Administration and Finance; Patricia Wojcik, Director of Senior Services; Jerome Gabryszak, Director of Community Development and Salvatore LaGreca, Chairman of Planning Board.

I. RESOLUTIONS

<u>Item No. 2</u> Motioned by Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

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

GENERAL FUND

part hereof:

From: 100-1640-2502 Other Equipment \$6,000.00

To: 100-1640-4441 Equipment Repair - Police \$6,000.00

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 3</u> Motioned by Supervisor Gabryszak, Seconded by Councilmember Jankowiak

BE IT RESOLVED, that the following Vouchers and Warrants submitted to the Town of Cheektowaga prior to May 17, 2002 are hereby approved and made a part hereof:

171,718.89
23,087.98
3,100.00
134,952.14
63,193.83
11,352.22
2,134.37
844.13
668,902.97
1,079.286.53

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 4</u> Motioned by Councilmember Swiatek, Seconded by Councilmember Johnson

WHEREAS, PJP Development, Inc. has made application and requested the Rezoning from M1-Light Manufacturing District to MS-Motor Services District for property located at 5090-5100 Genesee Street, NOW, THEREFORE BE IT

RESOLVED, that a Public Hearing be held regarding said request under the provisions of the Zoning Law on June 3, 2002 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

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

WHEREAS, the Town of Cheektowaga Parks, Recreation and Youth Services, Parks Division requires Athletic White Stripe for the purpose of lining athletic fields, NOW BE IT

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

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

RESOLVED, that sealed bids will be received on the 3rd day of June, 2002 at 11:00 A.M. Eastern Standard Time at a public bid opening to be held in the Council Chambers at Cheektowaga Town Hall.



TOWN OF CHEEKTOWAGA

NOTICE TO BIDDERS

Sealed proposals will be received by the Town Clerk on June 3, 2002 at 11:00 AM Eastern Standard Time at the Town Hall, 3301 Broadway, for the supplying of Athletic White Stripe for the year 2002.

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

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

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

Richard M. Moleski, Town Clerk

Dated: May 20, 2002

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 5b</u> Motioned by Councilmember Jankowiak, Seconded by Supervisor Gabryszak

WHEREAS, the Town of Cheektowaga Parks Youth and Recreation Department, Parks Division, annually requires Pool Maintenance Chemicals for 2002, NOW BE IT

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

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

RESOLVED, that sealed bids will be received on the 3rd day of June, 2002 at 11:00 AM Eastern Standard Time at a public bid opening to be held in the Council Chambers at Cheektowaga Town Hall.



TOWN OF CHEEKTOWAGA

NOTICE TO BIDDERS

Sealed proposals will be received by the Town Clerk on June 3, 2002 at 11:00 AM Eastern Standard Time at the Town Hall, 3301 Broadway, for the furnishing of Pool Maintenance Chemicals for the year 2002.

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

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

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

Richard M. Moleski, Town Clerk

Dated: May 20, 2002

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 5c</u> Motioned by Councilmember Johnson, Seconded by Supervisor Gabryszak

WHEREAS, pursuant to the County of Erie's 1998 Municipal Regionalism Program the Town of Cheektowaga was awarded grant monies for the Genesee Street Corridor Enhancement and Gateway Project, AND

WHEREAS, a portion of said grant monies were earmarked for the installation of decorative street lighting along Genesee Street within the Pinehill Business District, AND

WHEREAS, the Town is in need of decorative street luminaries and support arms for said lighting project along Genesee Street, NOW, THEREFORE BE IT

RESOLVED, that the Town Clerk be and hereby is directed to publish a Notice to Bidders for purchase of said lighting equipment, said notice to be published in the CHEEKTOWAGA TIMES, and, BE IT FURTHER

RESOLVED, that sealed bids will be received by the Town of Cheektowaga on June 5, 2002 at 11:00 A.M., Eastern Daylight Savings Time, at the Town Hall, at which time they will be publicly opened and read.



NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on June 5, 2002 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of Decorative Street Luminaries Arms.

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

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

Richard M. Moleski Town Clerk

DATED: May 20, 2002

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 5d</u> Motioned by Councilmember Johnson, Seconded by Councilmember Jankowiak

WHEREAS, it is in order that bids be advertised for the furnishing of one (1) 2002 Truck with High Velocity Sewer Cleaner for the Sewer Maintenance Department, NOW, THEREFORE BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of one (1) 2002 Truck with High Velocity Sewer Cleaner, said notice to be published in the CHEEKTOWAGA TIMES AND, BE IT FURTHER

RESOLVED, that sealed bids will be received by the Town of Cheektowaga on June 5, 2002 at 11:00 A.M., Eastern Daylight Savings Time, at the Town Hall, at which time they will be publicly opened are read.



NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on June 5, 2002 at 11:00 A.M., Eastern Daylight Savings Time, at the Town Hall, corner of Broadway and Union Roads, for the purpose of one (1) 2002 truck with high velocity sewer cleaner.

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

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

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

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

Richard M. Moleski Town Clerk

DATED: May 20, 2002

—

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 6</u> Motioned by Councilmember Johnson, Seconded by Councilmember Rogowski

WHEREAS, by resolution dated April 1, 2002, this Town Board accepted an offer of conveyance of land from Forest Materials, Inc. for the Town's Rails to Historic Trails pathway project, and authorized the Supervisor to execute an agreement for conveyance of property with Forest Materials, AND

WHEREAS, in accordance with such agreement, the Town Attorney's Office prepared a deed wherein Forest Materials would convey two (2) parcels to the Town for a trail and parking lot for the Rails to Trails project, AND

WHEREAS, the owner of Forest Materials, Inc. has now signed this deed and submitted same to the Town, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby accepts the deed from Forest Materials, Inc., and BE IT FURTHER

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

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 7</u> Motioned by Councilmember Johnson, Seconded by Councilmember Jaworowicz

WHEREAS, Congestion Mitigation and Air Quality Program ("CMAQ") funding is available to municipalities to assist them in alleviating traffic congestion problems on their highways, AND

WHEREAS, the Erie County Department of Public Works, Division of Highways ("ECDPW") is in the process of applying for Federal CMAQ funding for projects on various Town highways, AND

WHEREAS, by correspondence dated December 12, 2000 and April 9, 2002, the Town, in response to Erie County solicitation, identified the projects potentially eligible for CMAQ funding, and this Town Board feels that the following such projects should be considered by the ECDPW for a CMAQ funding application in 2002:

- Brentwood Drive @ French Road right turn lane.
- 2. Como Park Boulevard culverting and striping west from Stiglmeier Park to establish a bicycle lane.
- 3. Losson Road, east and west of the Julia Boyer Reinstein Library flashing caution signals.
- 4. Towers Boulevard/Stiglmeier Park Entrance @ Losson Road widening the roadway to allow opposing left turn lanes; also to realign the Park roadway with Towers Boulevard; also install sidewalks and bicycle land striping.
- 5. French Road @ Boxwood Drive/Yvette Drive upgrade fire signal.

NOW, THEREFORE BE IT

RESOLVED, that this Town Board hereby requests the ECDPW to request CMAQ funding for the above mentioned roadway improvements in the Town of Cheektowaga, and, BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to forward certified copies of this resolution to Maria Lehman, P.E., County Engineer and Michael Asklar, Traffic Safety Engineer, ECDPW; Erie County Executive Joel Giambra and Erie County Legislator Raymond Dusza.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 8 Motioned by Councilmember Jankowiak, Seconded by Supervisor Gabryszak

WHEREAS, on June 6, 1955, the Town Board of the Town of Cheektowaga adopted an ordinance now known as Chapter 65, Article II, of the Code of the Town of Cheektowaga, setting forth specifications for the construction of sidewalks in the Town, AND

WHEREAS, Section 200a of the Town Law of the State of New York authorizes a Town Board to adopt a local law to apportion the expense of building, relaying and repairing sidewalks in towns between the town property owners, AND

WHEREAS, this Town Board, by resolution dated September 3, 1001, adopted Local Law No. 4 of the Year 1991 entitled, "A Local Law Apportioning the Cost of Repairing Sidewalks, AND

WHEREAS, the Town Superintendent of Highways has supplied this Town Board with the attached list of sidewalks in the Town which are in need of repair or replacement, NOW, THEREFORE BE IT

ORDERED, that the owners of properties listed on the attached sheets be and hereby are directed to repair/replace the sidewalks abutting such properties on or before June 24, 2002, in accordance with the Town's Streets and Sidewalks Ordinance and, BE IT FURTHER

ORDERED, that, would such property owners choose not to repair/replace their sidewalks as so notified, the Town will cause such sidewalks as so notified, the Town will cause such sidewalks to be repair/replaced, and audit and pay 50% of the expense thereof against the property which abuts such sidewalk over a period of the two (2) years, with interest at the rate of 6.00% and, BE IT FURTHER

ORDERED, that the Town Clerk be and hereby is directed to notify the owners of properties, listed on the attached sheets of this order, by sending the attached Notice via certified mail addressed to each such owner at his address as it appears on the Town Assessment roll.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

* SEE NEXT PAGE(S) FOR ATTACHMENT

<u>Item No. 9</u> Motioned by Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

WHEREAS, Cub Scout Pack 618 has requested permission to conduct an overnight campout on Saturday, June 1, 2002 to Sunday, June 2, 2002 in John C. Stiglmeier Park, AND

WHEREAS, Section 174-14 of the Code of the Town of Cheektowaga states that "all parks shall be closed between the hours of sunset and sunrise the following morning and no person shall remain inside any parks during the hours when so closed...", NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby permits a waiver of Section 174-14 of the Code of the Town Of Cheektowaga and that said waiver shall be extended to Cub Scout Pack 618 for the use of John C. Stiglmeier Park on June 1-2, 2002, 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 to the Executive Director of the Department of Parks, Recreation and Youth Services.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 10a Motioned by Councilmember Mazur, Seconded by Councilmember Jaworowicz

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 Southline Athletic Association, Inc. has made application to hold a parade on Monday, May 27, 2002 beginning at 9:00 A.M. as follows:

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

,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 Southline Athletic Association, Inc. for the aforementioned parade to be held on May 27, 2002 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: C

ABSENT: 0

Item No. 10b Motioned 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, Cheektowaga Southside Little League has made application to hold a parade on Saturday, June 1, 2002 beginning at 1:00 P.M. as follows:

 Parade will assemble at the Doyle 1 Fire District parking lot on William Street, then proceed east on William Street to Standard Parkway, then proceed north on Standard Parkway to ITT Standard Park

AND,

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Cheektowaga Police Department, Facilities Department and 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;
- 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 Cleve Hill Baseball, Inc. for the aforementioned parade to be held on June 1, 2002 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. 10c Motioned 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, Beverly Hills Athletic Association has made application to hold a parade on Sunday, June 2, 2002 beginning at 1:30 P.M. as follows:

 Parade will assemble at the Anna Reinstein Library on Harlem Road, then proceed down McNaughton Avenue to the Beverly Hills Athletic Association baseball fields on 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:

Item No. 10c cont'd.

- 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 Beverly Hills Athletic Association for the aforementioned parade to be held on June 2, 2002 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. 10d Motioned by Councilmember Johnson, Seconded by Councilmember Jaworowicz

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 Saturday, June 1, 2002 beginning at 12:00 P.M. (Rain date June 2, 2002) as follows:

- Parade will assemble at the Maryvale Primary School on Nagel Drive, then proceed south on Nagel Drive to George Urban Boulevard, then proceed west on George Urban Boulevard to the TOPS parking lot

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 1, 2002 (Rain date June 2, 2002) 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.

Item No. 10d cont'd.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 10e Motioned by Councilmember Johnson, Seconded by Councilmember Jaworowicz

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 9, 2002 beginning at 11:30 A.M. as follows:

Parade will assemble 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, as part of said application, there will be a fireworks display at Cheektowaga Town Park on June 9, 2002 at 9:30 P.M., AND

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Cheektowaga Police Department, the Fire Inspector 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. Submittal of Security Plan;
- 4. 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 9, 2002 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. 11 Motioned by Councilmember Johnson, Seconded by Supervisor Gabryszak

WHEREAS, Crestview Avenue is a Town highway which runs north-south immediately west of the New York State Thruway, AND

WHEREAS, there is an unpaved portion of Crestview Avenue between the east side of the paved portion of Crestview Avenue and the New York State Thruway property, AND

WHEREAS, Anthony Lunetta, owner of Lunetta's Restaurant, which is located at 878 Cleveland Drive on the west side of Crestview Avenue, has requested a license from the Town of Cheektowaga to utilize this unpaved portion of Crestview Avenue for the parking of vehicles of his employees and customers, AND

Item No. 11 cont'd.

WHEREAS, the Town of Cheektowaga Traffic Safety Commission has reviewed this request and has recommended, by memo dated 3/23/02, a parking layout for the use of this property, AND

WHEREAS, this land is not needed by the Town for any use, and the Town Highway Superintendent has no objection to the parking of vehicles at this location, AND

WHEREAS, this Town Board has reviewed this request and has directed the Town Attorney's Office to prepare a License Agreement for the use of this property, NOW, THEREFORE BE IT

RESOLVED, that this Town Board hereby authorizes and directs the Supervisor to execute the attached License Agreement with Anthony Lunetta for this Town-owned property.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

* SEE NEXT PAGE(S) FOR ATTACHMENT

<u>Item No. 12</u> Motioned by Councilmember Mazur, Seconded by Councilmember Jaworowicz

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

EFFECTIVE

EFFECTIVE

PARKS DIVISION - Laborer - \$6.50 per hour

Thomas Gorski Depew, NY 14043 Immediately Christopher Wegner Cheektowaga, NY 14227 "

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

POLICE DEPARTMENT

Deborah Kraus 6/17/01 Nicole Marcello 5/01/01

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 13 Motioned by Councilmember Jankowiak, Seconded by Supervisor Gabryszak

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

<u>Administrative</u>

Administrative Interns – 7310.1804
(Seasonal - effective June 3-August 18, 2002 – revert to Part-Time status – August 19th)
Alicia Wyzykowski
14212

Camps

From Part-time to Seasonal (effective immediately)

<u>Transfer from Adapted Recreation – 7310.1803</u> to:

Camp Flamingo - 7310.1810

Recreation Supervisor (Program Coordinator) - \$14.15 Deborah Ann Fleetwood 14225

Recreation Supervisor (Activity Director II) - \$7.40
Melissa Uhteg
14227

Recreation Supervisor (Activity Director II) - \$7.40 Amy McMahon

14225

Recreation Supervisor (Activity Director I) - \$7.15
Jennifer Odrobina
14227

Item No. 13 cont'd.

Rec. Attendant (II) - \$5.40 Jillian Franz 14211

Rec. Attendant (III) - \$5.65 Sara Kaczmarek 14227

Rec. Attendant (III) - \$5.65 Krystle Friend 14225

Rec. Attendant (III) - \$5.65 Neal Esford 14225

Rec. Attendant (II) - \$5.40 Joseph Bender 14227

Rec. Attendant (IV) - \$5.90 Lawrence Roedl 14206

Rec. Attendant (IV) - \$5.90 Amber Tracy 14225

Rec. Attendant (II) - \$5.40 Roseanne Gawronski 14227

Rec. Attendant (II) - \$5.40 Kristin Safe 14227

Rec. Attendant (IV) - \$5.90 Amy Schnettler 14225

Camp Crabapple - 7310.1802 From Part-Time to Seasonal (effective immediately)

Recreation Supervisor (Assistant Program Coordinator/Nurse) - \$11.15 Barbara Walters 14227

Recreation Supervisor (Activity Director V) - \$8.15 Daniel Quigley 14225

Rec. Attendant (V) - \$6.15 Pam Szefler 14227

Rec. Attendant (V) - \$6.15 Barbara Czaplicki 14225

Rec. Attendant (III) - \$5.65 Kelly McCulloch 14225

Item No. 13 cont'd.

Rec. Attendant II - \$5.65 Nicholas Czaplicki 14225

Camp JI-IK-DO-WAH-GAH – 7310.1801 From Part-Time to Seasonal (effective immediately)

Recreation Supervisor (Activity Director VIII) - \$8.90 Victor Nosal 14225

Recreation Supervisor (Activity Director III) - \$7.65 Brian Pane 14225

Recreation Supervisor (Activity Director II) - \$7.40 Timothy Zgliczynski 14043

Rec. Attendant (IV) - \$5.90 Kristin Mills 14225

<u>Camp Dartwood – 7140.1632</u> <u>From Part-Time to Seasonal</u> (effective immediately)

Recreation Supervisor (Site Director III) - \$7.90 Kammy Ciesielski 14225

Rec. Attendant (II) - \$5.40 Paul Hughes 14043

Rec. Attendant (II) - \$5.40 Patrick Hughes 14043

Rec. Attendant (II) - \$5.40 Heather Hussar 14227

Rink Prince

<u>Part-Time</u> (effective immediately)

Rink Personnel - 7140.1611

Recreation Leader (XI) - \$8.65 Glen Au 14225

Recreation Attendant (III) - \$5.65 Justin Stucke 14225

Hockey - 7140.1639

Seasonal to Part-Time Recreation Leader (VII) Matt Bean 14225

Item No. 13 cont'd.

<u>Seasonal</u>

(effective immediately)

In- Line Hockey - 7140.1640/Rink Personnel - 7140.1611/Hockey - 7140.1639

Recreation Attendant (VII) - \$6.65

Eric Godzich

14211

Part-Time

(effective immediately)

Recreation Attendant (IX) - \$7.15

Thomas Goff

14225

<u>Seasonal</u>

(effective immediately)

<u>In- Line Hockey - 7140.1640/Rink Personnel - 7140.1611/Sport Camps - 7140.1646</u>

Recreation Attendant (VI) - \$6.40

Robert Halter

14225

<u>In-Line Hockey – 7140.1640/Rink Personnel – 7140.1611/Hockey – 7140.1639</u>

Recreation Leader (VI) - \$7.40

Cher Stucke

Rink Personnel - 7140.1611/In-Line Hockey - 7140.1640

Recreation Attendant (IX) - \$7.15

Kenneth Swain

14225

Sport Camps - 7140.1646

Recreation Attendant (X) - \$7.40

Jeffrey Rogowski

14212

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 14</u> Motioned 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 (effective immediately):

Camp Flamingo - 7310.1810

Rec. Attendant (III) - \$5.65

Rachael Gorlewski 14212

Rec. Attendant (II) - \$5.40 Thomas Carter 14225

Item No. 14 cont'd.

Rec. Attendant (II) - \$5.40 Noelle DeBlasi 14225

Rec. Attendant (IV) - \$5.90 Julie Suto 14206

Rec. Attendant (II) - \$5.40 Jill LoBocchiaro 14043

Rec. Attendant (I) - \$5.15 Laura Gabryszak 14225

Rec. Attendant (I) - \$5.15 Amy Mikolin 14225

Rec. Attendant (I) - \$5.15 Amanda Poblocki 14211

Rec. Attendant (I) - \$5.15 Kelly Wasinger 14225

Rec. Attendant (I) - \$5.15 DeYonca Porter 14211

Rec. Attendant (I) - \$5.15 Jeffrey McCulloch 14225

Rec. Attendant (I) - \$5.15 Heather LaGraves 14225

Recreation Attendant (III) - \$5.40 Jill McFayden 14225

Rec. Attendant (I) - \$5.15 Amy Wroblewski 14225

Rec. Attendant (I) - \$5.15 Eric Farinacci 14225

Rec. Attendant (II) - \$5.40 Jessica Krzyzanowski 14043

Rec. Attendant (II) - \$5.40 Shane Grochmal

14225

Rec. Attendant (II) - \$5.40 Jennifer Redlin 14225

Item No. 14 cont'd.

Rec. Attendant (II) - \$5.40 Mark Gorski 14227

Rec. Attendant (II) - \$5.40 Lindsay Sieber 14043

Rec. Attendant V - \$6.15 Linda Farinacci 14225

JI-IK-DO-WAH-GAH - 7310.1801

Rec. Attendant (IV) - \$5.90 Krystyna Szymczuk 14225

Rec. Attendant (I) - \$5.15 Nicholas Emmanuele 14225

Camp Dartwood - 7140.1632

Rec. Attendant (IV) - \$5.90 Steven Dunning 14227

Rec. Attendant (V) - \$6.15 Dawn Smith 14227

Seasonal (effective immediately)

Gymnastics 7140.1630

Rec Attendant I - \$5.15

Susan Mayle 14215

Cheektowaga Conservation Corps
Laborers (Participants) – 7310.1816
Level I - (Alternate) - \$5.15
Drew Miller
14225

Arts and Crafts Rotation - 7140.1648

Recreation Attendant (I) - \$5.15 Edward Kasprzak 14227

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: C

ABSENT: 0

Item No. 15 Create Position of Clerk of the Justice Court

This item was withdrawn.

Item No. 16 Motioned by Councilmember Johnson, Seconded by Councilmember Rogowski

WHEREAS, a vacancy exists on the Cheektowaga Traffic Safety Commission, AND

WHEREAS, Thaddeus R. Skowron, a former/retired employee of the Highway Department, has expressed an interest in serving on the Traffic Safety Commission, AND

WHEREAS, the Traffic Safety Commission has recommended that the aforesaid individual be appointed to the Traffic Safety Commission, NOW, THEREFORE BE IT

RESOLVED, that Thaddeus R. Skowron, Cheektowaga, New York 14227 be and hereby is appointed to the Traffic Safety Commission, effective immediately and terminating on December 31, 2004.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 17 Motioned by Councilmember Mazur, Seconded by Supervisor Gabryszak

WHEREAS, Christina M. Lopez, was appointed to the position of Clerk to the Supervisor on January 29, 2001; AND

WHEREAS, the Erie County Department of Civil Service has notified the Town that Ms. Lopez was erroneously placed in said title; AND

WHEREAS, the Secretary to the Town Supervisor is the correct title for said position; NOW, THEREFORE, BE IT

RESOLVED, that Christina M. Lopez of Cheektowaga, New York be and hereby is appointed to the position of Secretary to the Town Supervisor effective January 29, 2001.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 18</u> Motioned by Councilmember Mazur, Seconded by Councilmember Jaworowicz

WHEREAS, a Microsoft Security Clinic will be held by B.A. Consulting in Erie, Pennsylvania from 1:00 P.M. through 4:00 P.M. on Thursday, May 23, 2002; AND

WHEREAS, this security clinic covers corporate virus management, specifically infection and treatment; AND

WHEREAS the Information Technology Department has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, no cost shall be incurred by the Town; NOW, THEREFORE, BE IT

RESOLVED, that Mark Orzechowski, Jonathan Jarembek and Paul Marchewka be and hereby are authorized to attend the Microsoft Security Clinic being held by B.A. Consulting in Erie, Pennsylvania on Thursday, May 23, 2002.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 19a Motioned by Councilmember Johnson, Seconded by Councilmember Jankowiak

WHEREAS, the Transportation Systems Management Study Areawide Report for the Town recommended the establishment of a long range program to upgrade numerous traffic signals and related intersections, AND

WHEREAS, the Town Engineer, members of the Traffic Safety Committee and Town Traffic Signal Maintenance Division have recommended that two (2) traffic signals at:

- 1. the intersection of Cleveland Drive/Lamarck Drive/Oehman Boulevard
- 2. the intersection of Cleveland Drive/Birkdale Road/Ravenswood Terrace

be upgraded to meet current standards, AND

WHEREAS, it is necessary to prepare plans, specifications and bid documents to proceed with said traffic signal improvements at the aforesaid intersections, NOW, THEREFORE BE IT

RESOLVED, that the proposal of FRA Engineering, P.C. dated May 1, 2002 as submitted to the Town Engineer for professional services for the preparation of plans, specifications and bid documents related to the traffic signal improvements at the aforesaid intersections, is accepted and approved and, BE IT FURTHER

RESOLVED, that the Supervisor, on behalf of this Town Board, is hereby directed and authorized to sign the agreement with FRA Engineering, P.C. for the provision of said professional services and, BE IT FURTHER

RESOLVED, that the cost of said professional services in an amount not to exceed \$13,275.00 shall be chargeable to Account No. 500-1400-9606-5020.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 19b Motioned by Councilmember Johnson, Seconded by Councilmember Jankowiak

WHEREAS, the traffic signal at the intersection of Maryvale Drive/Beach Road is in poor condition and as part of a review of the operational characteristics at said intersection, temporary regulatory 4-way stop signs have been erected as part of an assessment for the need for continued signal operation, AND

WHEREAS, as part of the assessment of the Maryvale Drive/Beach Road intersection and related traffic signal equipment by the Police Traffic Division, Traffic Signal Maintenance Division and Town Engineering Department, it is recommended that a Professional Traffic Signal Warrant Analysis be prepared to determine if the subject signal can be removed, NOW, THEREFORE BE IT

RESOLVED, that the proposal of FRA Engineering, P.C. dated May 1, 2002 as submitted to the Town Engineer for professional services associated with the preparation of a Signal Warrant Analysis Report is accepted and approved and, BE IT FURTHER

RESOLVED, that the Supervisor, on behalf of this Town Board, is hereby directed and authorized to sign the agreement with FRA Engineering, P.C. for the provision of said professional services, and, BE IT FURTHER

RESOLVED, that the cost of said professional services in an amount not to exceed \$5,880.00 shall be chargeable to Account No. 500-1400-9606-5704.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

II. DEPARTMENTAL COMMUNICATIONS

<u>Item No. 20</u> Supervisor's Statement of Funds – February 2002

Received and Filed.

Item No. 21a Minutes of Cheektowaga Conservation Advisory Council - April 20, 2002

Received and Filed.

Item No. 21b Minutes of Conservation Advisory Council - May 2, 2002

Received and Filed.

Item No. 21c Minutes of Cheektowaga Planning Board - May 9, 2002

Received and Filed.

Item No. 21d Minutes of Cheektowaga Traffic Safety Commission - April 16, 2002

Received and Filed.

III. GENERAL COMMUNICATIONS

Item No. 22a Notice of Claim: John J. Staniszewski vs. the Town of Cheektowaga

Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town

Attorney; Council; Highway Department and Allied Claims Insurance Carrier.

Received and Filed.

Item No. 22b Notice of Claim: Maria Frayne vs. the Town of Cheektowaga

Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town

Attorney; Council; Highway Department and Allied Claims Insurance Carrier.

Received and Filed.

Item No. 22c Notice of Claim: Stella Harmon vs. the Town of Cheektowaga

Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town

Attorney; Council; Highway Department and Allied Claims Insurance Carrier.

Received and Filed.

Item No. 22d Notice of Claim: Town Shanty vs. the Town of Cheektowaga

Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town

Attorney; Council; Sanitation Department and Allied Claims Insurance Carrier.

Received and Filed.

<u>Item No. 23</u> Summons and Notice: Washington Mutual Bank, FA vs. Martin Stockmeyer, the Town

of Cheektowaga, etc.

Copies were sent to Michael Stachowski, Town Attorney, Community Development,

Town Assessor and the Tax Department.

Received and Filed.

Item No. 24 Request to Speak: Cheektowaga Citizens Coalition

Received and Filed.



MOTION BY SUPERVISOR JOHNSON, SECONDED BY COUNCILMEMBER MAZUR 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



IV. SUSPENSION OF RULES

<u>Item No. 25</u> Motioned by Councilmember Mazur, Seconded by Councilmember Jaworowicz

WHEREAS, the Town of Cheektowaga has previously provided a Housing Rehabilitation loan to the owner of the property located at 16 Wallace Avenue, Cheektowaga, New York, AND

WHEREAS, the owner of said property has applied for a mortgage loan from Key Bank, which has conditioned its mortgage approval on the subordination of the Town's mortgage to its mortgage, AND

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

RESOLVED, that the Supervisor be and hereby is authorized to execute a Subordination Agreement with Key Bank, 3735 Union Road, Cheektowaga, New York 14225, pertaining to the Town's Housing Rehabilitation loan secured by a mortgage on the property located at 16 Wallace Avenue, Cheektowaga, New York.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 26 Motioned by Councilmember Mazur, Seconded by Councilmember Jaworowicz

WHEREAS, the New York State Conference on Aging is holding its annual seminar entitled, "Aging Services in a New Society" on June 4 through June 5, 2002 in Syracuse, New York; AND

WHEREAS, this annual seminar allows the interaction of over 400 professionals in the state Aging Network; AND

WHEREAS, Patricia Wojcik, Director of Senior Services, has expressed an interest in attending said seminar; AND

WHEREAS, Senior Services has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost for this seminar shall not exceed \$435; NOW, THEREFORE,

BE IT

RESOLVED, that Senior Services Director Patricia Wojcik be and hereby is authorized to attend the New York State Conference on Aging annual seminar, "Aging Services in a New Society" to be held June 4 through June 5, 2002 in Syracuse, New York.

Item No. 26 cont'd.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 27</u> Motioned by Supervisor Gabryszak, Seconded by Councilmember Johnson

WHEREAS, the Town of Cheektowaga Law for the Administration and Enforcement of the State Building Construction Code and Town Board resolutions adopted there under prescribe fees to be charged for tent permits, fireworks permits, AND

WHEREAS, on occasion, the Town and Town-sponsored organizations apply to the Building Inspection's Office for permits for tents and fireworks for special events held within the Town, AND

WHEREAS, this Board wishes to waive the fees charged in these special circumstances, NOW, THEREFORE, BE IT

RESOLVED, that, effective immediately, fees charged for tent permits, fireworks permits and other permits as listed below to the following referenced organizations/committees for the following referenced activities be and hereby are hereinafter waived by this Town Board:

Permits | Committee/Organization <u>Event</u> War of 1812 Cemetery Board of Trustees & Cheektowaga Patriotic Commission Flag Day Fireworks Tents & Fireworks Cheektowaga Patriotic Commission Independence Day Polish-American Arts Festival Polish-American Arts Festival Committee Tents Cheektowaga Cultural Society Cultural Weekend Tents Cheektowaga Dept. of Parks, Recreation & Youth Service All Events All Fees

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 27</u> Motioned by Supervisor Gabryszak, Seconded by Unanimous to adjourn this meeting in memory of Edward Bauer, a long time member of Pine Hill Hose Fire Company and Dorothy Wasielewski, wife of formerly Councilmember Raymond Wasielewski.

Richard M. Moleski Town Clerk

TOWN OF CHEEKTOWAGA EXECUTIVE SESSION NO. 12 MAY 29, 2002

<u>Item No. 1</u> At an *Executive Session 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 29th of May, 2002 at 6:00 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: Michael Stachowski, Town Attorney; Constance M. Paoletti, acting secretary to the Town Board; Brian Krause, Director of Administration and Finance and Mark W. Hamberger, Esq. Of Hamberger & Weiss.



*DURING THIS PUBLIC WORK SESSION OF THE TOWN BOARD A MOTION WAS UNANIMOUSLY APPROVED AND SECONDED TO ENTER INTO EXECUTIVE SESSION AT 6:05 P.M. AND THE VOTING WAS AS FOLLOWS:

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0



I. RESOLUTIONS

Item No. 2a Motioned by Unanimous, Seconded by Unanimous

WHEREAS, a Workers' Compensation claim for death benefits was filed by Linda N. Pajak, the surviving spouse of Anthony Pajak, Jr., AND

WHEREAS, the law firm of Hamberger & Weiss was retained to represent the Town with regard to this claim, and Mark W. Hamberger, Esq., has negotiated a Settlement Agreement with Sanford Clark, Esq., attorney for Linda N. Pajak, pursuant to Section 32 of the Workers' Compensation Law; Mr. Hamberger and the Town Attorney believe this is a fair and equitable settlement under all the circumstances, and all strongly recommend be approved;

NOW, THEREFORE BE IT

RESOLVED, that the Town Board approves of the settlement, and the Town Attorney be and hereby is authorized to execute and procure all papers necessary to effectuate said settlement and compromise of the above mentioned claim.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 2b Motioned by Unanimous, Seconded by Unanimous

BE IT RESOLVED, that this Board accept the resignation of Susan A. Pella as Director of Employee Relations, subject to review and approval of the necessary documents by the Town Attorney's Office and, BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized and directed to execute whatever documents may be necessary to effect such resignation.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Swiatek, and

Jankowiak

NAYES: 0

ABSENT: Councilmembers Johnson and Mazur



MOTIONED BY UNANIMOUS, SECONDED BY UNANIMOUS TO EXIT THE EXECUTIVE SESSION AT 9:45 P.M. AND RECONVENE THE WORK SESSION. THE VOTING WAS AS FOLLOWS:

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Swiatek, AND

Jankowiak

NAYES: C

ABSENT: Councilmembers Johnson and Mazur



<u>Item No. 3</u> Motioned by Unanimous, Seconded by Unanimous to adjourn this work session at 9:50 P.M.

Respectfully submitted by,

Constance M. Paoletti, Legal Administrative Assistant

TOWN OF CHEEKTOWAGA MEETING NO 13 JUNE 3, 2002

<u>Item No. 1</u> At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 3rd of June, 2002 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; Brian Krause, Director of Administration and Finance; William Pugh, Town Engineer; Kenneth Kopacz, Director of Parks, Recreation and Youth Services; Thomas Adamczak, Supervising Building and Plumbing Inspector, Christine Ziemba, Chief of Police and Gerald Gabryszak, Director of Community Development.

I. RESOLUTIONS

<u>Item No. 2</u> Motion by Supervisor Gabryszak, Seconded by Councilmember Jankowiak

BE IT RESOLVED, that the following Vouchers and Warrants Submitted to the Town of Cheektowaga prior to May 31, 2002 are hereby approved and made a part of:

GENERAL FUND	\$674,928.36
RISK RETENTION FUND	84,398.08
SPECIAL DISTRICTS FUND	505,410.04
HIGHWAY FUND	600,151.41
TRUST & AGENCY	32,063.47
HUD CDBG FUND	19,615.50
PART TOWN FUND	11,596.89
CAPITAL FUND	<u>102,349.55</u>
	\$2,030,513.30

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 3</u> Motion by Councilmember Johnson, Seconded by Councilmember Jankowiak

WHEREAS, it is in order that bids be advertised for the Phase I Storm Sewer Installation on Clover Place and/or Phase II Cedargrove Heights Sanitary/Storm Sewer Improvements Project in the Town of Cheektowaga, AND

WHEREAS, the Cheektowaga Engineering Department has prepared plans and specifications for the aforesaid projects, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the Phase I Storm Sewer Installation on Clover Place and/or Phase II Cedargrove Heights Sanitary/Storm Sewer Improvements Project, said notice to be published in the BUFFALO NEWS and THE CHALLENGER, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 19th day of June, 2002 at 11:00 A.M., Eastern Daylight Savings Time, at a public bid opening to be held in the Council Chambers in the Cheektowaga Town Hall.

Item No. 3 cont'd.



NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, County of Erie, State of New York, on the 19th day of June, 2002 at 11:00 A.M., local time, in the Town Hall, Town of Cheektowaga, New York for furnishing all labor, tools, equipment, materials and incidentals required for Road Reconstruction - Storm Sewer Installation on Various Town Highways and Cedargrove Heights Sanitary/Storm Sewer Improvements, complete, in place and ready for use in accordance with the Contract Documents, therefore, including Plans, Specifications, Instructions to Bidders, etc. prepared by the Town of Cheektowaga Engineering Department and approved by the Town Board of the Town of Cheektowaga, all of which are on file with the Town Engineer in his office at 275 Alexander Avenue, Cheektowaga, New York 14211.

Copies of the proposed Contract Documents, Plans, Specifications and instructions to Bidders may be examined at the Town of Cheektowaga Engineering Department, 275 Alexander Avenue, Cheektowaga, New York 14211 and at the Town Clerk's Office, Broadway & Union Road, Cheektowaga, New York 14227. Copies may be secured at the Office of the Town Clerk upon payment of \$50.00 per set of documents. Two checks, each for one-half the amount of the deposit, shall be made payable to the Town of Cheektowaga.

Any bidder returning such Plans and Specifications in good condition within 30 days following the award of the contract or the rejection of the bids, will be refunded the full amount of the deposit. Similarly, non-bidders will be refunded one-half the deposit. Material suppliers and anyone returning the Plans and Specifications before the bid opening will also be classed as non-bidders. Any bidders requesting more than one set of Plans and Specifications may purchase the excess, but it is understood that they are not returnable.

All bids must be enclosed in a separate, sealed envelope and shall be addressed to the Town Clerk of the Town of Cheektowaga, Town Hall, Broadway & Union Roads, Cheektowaga, New York 14227 and marked HUD Projects 2002, Contracts A - C.

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 the 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 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 a sum equal to five percent (5%) of the amount of the bid, conditioned that, if his proposal is accepted, he will enter into a contract for the same, and that he will execute such further security as may be required for the faithful performance of the Contract.

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

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

Project activities are Federally funded under Title I Community Development Act of 1974, as amended. The minimum wage rates to be paid to laborers and mechanics engaged in the construction of this project shall be the latest wage rates established by the Secretary of Labor and State Industrial Commissioner, whichever is greater. All bidders must comply with Section 3 Requirements for the Provision of Training Employment and Business Opportunities, the President's Executive Order 11246, as amended, and Non-Discrimination and Equal Employment Opportunity requirements as set forth in the Contract Documents.

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

The Town of Cheektowaga is an exempt organization under the Tax Law and is exempt from payment of sales and compensating use taxes in the State of New York and cities and

Item No. 3 cont'd.

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.

The work shall be completed within 90 consecutive calendar days, to begin five days after the "Order to Commence Work" has been issued.

BY ORDER OF: THE TOWN OF CHEEKTOWAGA

Richard M. Moleski, Town Clerk

DATED: June 3, 2002

PUBLISHED: June 13, 21002

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

AFFIDAVIT NEXT PAGE

**Notice to Bidders date of opening was changed to 26th day of June 2002. See addendum No. 1 Attached. See Town Board Meeting No. 14

<u>Item No. 4</u> Motion by Councilmember Mazur, Seconded by Supervisor Gabryszak

WHEREAS, the Town Board has previously adopted guidelines governing the Town's Housing Rehabilitation Loan Programs funded by Community Development Block Grant funds, AND

WHEREAS, in order to continue to provide for the effective administration and implementation of said Program, to assure the achievement of program goals and make housing rehabilitation assistance more affordable for lower-income homeowners, the Director of Community Development has recommended the adoption of the attached amendments to said Guidelines which pertain to rehabilitation work related to lead-based paint hazards, NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby adopts the attached amendments to the Community Development Block Grant Housing Rehabilitation Loan Program Guidelines, effective retroactive to May 22, 2002.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

*SEE NEXT PAGE FOR ATTACHMENT

<u>Item No. 5</u> Motion by Councilmember Mazur, Seconded by Supervisor Gabryszak

WHEREAS, the Town of Cheektowaga has previously provided a Housing Rehabilitation Loan to the owner of 27-29 Pendlewood Drive, Cheektowaga, New York, AND

WHEREAS, the owners of said property have applied for a mortgage loan from Indymac Bank which has conditioned its mortgage approval of the subordination of the Town's mortgage to its mortgage, AND

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

RESOLVED, that the Supervisor be and hereby is authorized to execute a Subordination Agreement with MidFirst Bank, 11001 North Rockwell, Oklahoma City, Oklahoma 73162, pertaining to the Town's Housing Rehabilitation Loan secured by a mortgage on the property located at 27-29 Pendlewood Drive, Cheektowaga, New York.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 6</u> Motion by Supervisor Gabryszak, Seconded by Councilmember Swiatek

WHEREAS, the Town has been requested by the Erie County Department of Personnel to designate an "Appointing Officer" for the Town to perform various functions, including the completion and execution of various personnel forms, personnel changes and reports; AND

WHEREAS, the Office of Employee Relations has been performing these functions and is the proper office in the Town's departmental structure for these functions; AND

WHEREAS, the Coordinator of Employee Relations position was vacated May 31, 2002; AND

WHEREAS, Councilmember Thomas J. Mazur is the current Personnel Committee Chairperson; NOW, THEREFORE BE IT

RESOLVED, that Councilmember Thomas J. Mazur, Personnel Committee Chairperson, be designated as "Appointing Officer" to perform such functions, and that a copy of this resolution be forwarded to the Commissioner of the Erie County Personnel Department effective June 1, 2002.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 7a</u> Motion by Councilmember Mazur, Seconded by Councilmember Jaworowicz

WHEREAS, by resolution, this Town Board appointed Kathleen Travers to the position of Accountant in the Accounting Department on a provisional basis, pending the establishment of a valid civil service examination for said position; AND

WHEREAS, said civil service list has been established by the Erie County Department of Personnel; AND

WHEREAS, Kathleen Travers is eligible for permanent appointment from said civil service list; NOW, THEREFORE BE IT

RESOLVED, that Kathleen Travers of Cheektowaga, New York 14225 be and hereby is permanently appointed to the position of Accountant in the Accounting Department effective immediately.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 7b</u> Motion by Councilmember Mazur, Seconded by Councilmember Jaworowicz

WHEREAS, a vacancy exists in the position of Court Clerk in the Justice Court; 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, said title falls under the competitive class of Erie County Civil Service; AND

WHEREAS, a Civil Service list currently exists for the title of Court Clerk; AND

WHEREAS, said Civil Service list was canvassed; AND

WHEREAS, Yvonne M. Janak, appears on said list and meets the necessary qualifications; NOW, THEREFORE BE IT

Item No. 7b cont'd.

RESOLVED, that Yvonne M. Janak of Cheektowaga, New York 14227 be and hereby is appointed to the position of Court Clerk in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, effective June 10, 2002.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 8a Motion by Councilmember Mazur, Seconded by Councilmember Jaworowicz

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

EFFECTIVE

MAIN PUMP STATION - Laborer - \$7.00 per hour

Christopher Wszalek Depew, NY 14043 6/14/02 Richard Thrun Sloan, NY 14212 6/24/02

PARKS DIVISION - Laborer - \$6.50 per hour

James Smith Cheektowaga, NY 14227 immediately

Michael Lobuzzetta Cheektowaga, NY 14225

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

MOTION BY SUPERVISOR GABRYSZAK, SECONDED BY COUNCILMEMBER MAZUR TO DISPENSE WITH READING OF NAMES FOR ITEM NO. 8B AND THE VOTING WENT AS FOLLOWS:

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0



<u>Item No. 8b</u> 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 & Youth Services, effective immediately:

BATHHOUSE ATTENDANTS - 7180.1901

<u>Level II - \$5.40</u>

Daniel Lysiak 14227 Cassie Ring 14225

BATHHOUSE ATTENDANTS - 7180.1901

Level I - \$5.15

Kimberly Alberti 14211 Jolene Banach 14225

Item No. 8b cont'd.

o. ob cont a.	
Jordan Banach Maegen Brown Heather Cepuchowski Michael Collins Colleen Cwiklinski Jennifer Dunkleman Andrew Kaun John Kruse Shannon O'Brien Lauren Pfaff Thomas Wasielewski Jennifer White Nicole Witman Kelsey Zamoyski Leah Zamoyski	14225 14227 14225 14227 14043 14206 14206 14206 14225 14225 14225 14225 14225
BATHHOUSE ATTENDANTS - 7180.1901	
Level I - \$5.15 (Alternates) Cindy Murphy Ashley Sutton Frank Wahl Leah Thomas Melissa Litwin Brian Gearhart Drew Carter Laura Kelly Krystle Niemer	14225 14225 14212 14225 14225 14225 14225 14225 14225
ARTS AND CRAFTS ROTATION - 7140.10	648
Recreation Attendant (II) - \$5.40 Kimberly Granich Sara Pietrzak	14225 14225
Recreation Attendant (I) - \$5.15 Samantha Cycon Lauren Gaffney	14225 14227
Sports & Games Rotation - 7140.1645 Recreation Attendant (I) - \$5.15 Dwayne Gaczewski Jeffrey Gmerek TENNIS - 7140.1642	14225 14225
Recreation Attendant (IV) - \$5.90 Nick Wierzbicki	14211
Part-time VOLLEYBALL - 7140.1627 Recreation Instructor (V) - \$6.40 Marisa Fallacaro	14227
Part-time BASKETBALL - 7140.1654 Recreation Attendant (I) - \$5.15 Sherri Greenauer Brian Gromek Adam Grupka Ryan Knox	14227 14211 14043 14206
Seasonal BASKETBALL - 7140.1654 Recreation Instructor (II) - \$5.65 Craig Rejman Recreation Attendant (I) - \$5.15	14227

Ryan Mohr 14225

Item No. 8b cont'd.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

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

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

<u>Seasonal</u>

From Level I Lifeguard to Bathhouse Attendants - 7180.1901 - \$5.15

Danielle Cummings

Seasonal

Softball - 7140.1633

Recreation Attendant (VIII) - \$6.90

Brian Koscieniak

From Part-time to Seasonal

Ryan Jablonski Jocelyn Kiszewski

Part-time

Administrative Interns 7310.1804

Clerk - \$6.50 Catherine Tomasik

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 10a</u> Motion by Councilmember Mazur, Seconded by Supervisor Gabryszak

WHEREAS, the Institute of Police Technology and Management is conducting a Police Internal Affairs course on June 17-21, 2002 in Jacksonville, Florida, AND

WHEREAS, Lt. James Morath and Lt. Eugene Leahy will learn how the internal affairs function of a police agency should work and how this function fits into the overall administrative process. The Police Department will be responsible for registration, lodging, transportation costs, and meal expenses which will amount to \$2,460.00 NOW, THEREFORE, BE IT

RESOLVED, that the Chief of Police Christine M. Ziemba is authorized to send Lt. Morath and Lt. Leahy to this training and that the time they spend at this training be authorized as normal duty time. This will be charged to lines 100-3120-4085 and 100-3120-4093,

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

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

WHEREAS, the State Department of New York Division of Criminal Justice Services is conducting a D.A.R.E. Middle/Junior High School Instructor Course in Roaring Brook Resort, Lake George, NY on June 11-13, 2002, AND

Item No. 10b cont'd.

WHEREAS, Police Officer Scott Scharlau is seeking certification in Middle/Junior High School D.A.R.E. component. Upon completion of this course PO Scharlau will be able to present DARE at all grade levels in one school district, therefore providing cohesiveness in the program. There is no fee for this training, and the Office of Public Safety will provide lodging, breakfast and lunch. The Police Department will be responsible for the dinner expenses which will amount to \$45.00 NOW, THEREFORE, BE IT

RESOLVED, that the Chief of Police Christine M. Ziemba is authorized to send PO Scharlau to this training and that the time he spends at this training be authorized as normal duty time. This expense will be charged to lines 100-3120-4006.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 10c</u> Motion by Councilmember Mazur, Seconded by Councilmember Rogowski

WHEREAS, a Basic Law Enforcement Mountain Bike School will be held from June 3, 2002 through June 7, 2002 at Ithaca College in Ithaca, New York; AND

WHEREAS, the Town utilizes bicycle patrol officers in performing tasks ranging from park, cemetery and neighborhood patrol; AND

WHEREAS, newly assigned officers require training and experience in riding in rough terrain and urban environments which will enhance their abilities to apprehend criminals, increase public safety and further the Town's community policing efforts; AND

WHEREAS, these officers will receive mandatory New York State Bureau of Municipal Police Training Certification which will minimize liability concerns; AND

WHEREAS, the Police Department has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost incurred shall not exceed \$1,290, which includes transportation, lodging, and tuition; NOW, THEREFORE, BE IT

RESOLVED, that Police Officers Brian Coons, Patrick Chludzinski and Christina Newman be and hereby are authorized to attend the Basic Law Enforcement Mountain Bike School to be held from June 3, 2002 through June 7, 2002 at Ithaca College in Ithaca, New York.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 10d Motion by Councilmember Mazur, Seconded by Councilmember Rogowski

WHEREAS, a seminar entitled "Records Management for Courts" is scheduled to take place on June 18, 2002 at Buffalo City Court; AND

WHEREAS, the seminar shall address essential records management guidelines for the courts; AND

WHEREAS, this information may be utilized in the acquisition of a SARA Grant for the Justice Court; AND

WHEREAS the Central Records Management Department has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, there is no charge to attend said seminar; NOW, THEREFORE, BE IT

Item No. 10d cont'd.

RESOLVED, that Lisa-Marie Bolognese of Central Records Management and Judy Smith and Stephanie Lewandowski of the Justice Court, be and hereby are authorized to attend the "Records Management for Courts" seminar being held at Buffalo City Court on June 18, 2002.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

II. DEPARTMENTAL COMMUNICATIONS

<u>Item No. 11</u> Cheektowaga Conservation Advisory Council – April 4, 2002

Received and Filed.

<u>Item No. 12</u> Supervisor's Statement of Funds – March 2002

Received and Filed.

<u>Item No. 13</u> Building Permits – May 2002

Received and Filed.

III. GENERAL COMMUNICATIONS

Item No. 14a Notice Of Claim: Susan Benczkowski vs. Town of Cheektowaga

Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town

Attorney; Council; Sanitation/Recycling and Allied Claims Insurance Carrier.

Received and Filed.

<u>Item No. 14b</u> Notice of Claim: Jeffrey Dressler vs. Town of Cheektowaga

Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town

Attorney; Council; Sanitation and Allied Claims Insurance Carrier.

Received and Filed.

Item No. 14c Notice of Claim: Henry J. Grzymala, Jr. vs. Town of Cheektowaga

Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town

Attorney; Council; Highway and Allied Claims Insurance Carrier.

Received and Filed.

Item No. 14d Notice of Claim: Holy Sepulchre Cemetery vs. Town of Cheektowaga

Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town

Attorney; Council; Highway and Allied Claims Insurance Carrier.

Received and Filed.

<u>Item No. 14e</u> Notice of Claim: Cheryl Ostrowski vs. Town of Cheektowaga

Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town

Attorney; Council; Sanitation/Recycling and Allied Claims Insurance Carrier.

Received and Filed.

<u>Item No. 14f</u> Notice of Claim: Gail Potter vs. Town of Cheektowaga

Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town

Attorney; Council; Highway, Sanitation and Allied Claims Insurance Carrier.

Received and Filed.

Item No. 14g Notice of Claim: Samuel P. Ramaglia vs. Town of Cheektowaga

Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town

Attorney; Council; Highway and Allied Claims Insurance Carrier.

Received and Filed.

Item No. 14h Notice of Claim: Edward Witzszek vs. Town of Cheektowaga

Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town

Attorney; Council; Sanitation and Allied Claims Insurance Carrier.

Received and Filed.

Item No. 15 Request to Speak: Cheektowaga Citizens Coalition

Received and Filed.



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

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

AND



IV. SUSPENSION OF RULES

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

WHEREAS, the Town of Cheektowaga provides health insurance and other benefits to many of its employees, AND

WHEREAS, there is a need for the Town of Cheektowaga to obtain assistance for from a health care consultant/broker to analyze the Town's existing benefits program and costs, and recommend options to the Town for the design of a less costly benefits program, AND

WHEREAS, the Town solicited proposals from various benefits program consultants,

WHEREAS, P & A Administrative Services, Inc. has submitted a proposal to review the Town's existing benefits program, design and recommend an optimal program for the Town, and implement and administer the new benefit program, AND

WHEREAS, this Town Board wishes to utilize the services of P & A Administrative

RESOLVED, that this Town Board hereby retains P & A Administrative Services, Inc., 17 Court Street, Suite 500, Buffalo, New York 14202 as per its proposal to review the Town's existing benefits program and make recommendations to the Town concerning such benefits program, and BE IT FURTHER

RESOLVED, that, after review and approval of the recommendations of P & A Administrative Services, Inc., this Town Board may retain P & A Administrative Services, Inc. to implement and administer a new benefits program for the Town of Cheektowaga, AND BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute an agreement with P & A Administrative Services, Inc. for these services.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

item No. 17 Motion by Supervisor Gabryszak, Seconded by Councilmember Rogowski

WHEREAS, with the Town's E-911 System, it is important for public safety, to have properties with proper and identifiable street addresses, AND

WHEREAS, the Cheektowaga Police Department has recommended that the following addresses should be changed as follows in order to ensure a prompt response to emergency calls:

Current AddressProposed Address3891 Broadway3881 Broadway3833 Broadway3883 Broadway3837 Broadway3885 Broadway

3845-3851 Broadway 3887 & 3889 Broadway, and

WHEREAS, pursuant to Section 64(9) of the Town Law of the State of New York, this Town Board is authorized to change street names, house numbers, etc., NOW, THEREFORE, BE IT

RESOLVED, that the addresses for the following listed properties shall be changed as

follows:

Current AddressProposed Address3891 Broadway3881 Broadway3833 Broadway3883 Broadway3837 Broadway3885 Broadway

3845-3851 Broadway 3887 & 3889 Broadway

AND BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to, within 10 days of the passage of this resolution, notify the owners of the above referenced properties, the Town Assessor, Town Planning Board, Erie County Clerk, Erie County Department of Public Works, Division of Highways, and the U.S. Postal Service of these address changes.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 18</u> Motion by Councilmember Johnson, Seconded by Councilmember Swiatek

WHEREAS, the Erie County Department of Public Works, Division of Highways, requires that permit applications be filed associated with the modifications and improvements to Town owned signals located at the intersections of George Urban Boulevard @ Nagel Drive and at Cayuga Road @ Cleveland Drive, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is directed and authorized to execute permit applications for signal improvements at the aforesaid intersections for submission to the Erie County Highway Department Traffic Safety Engineer.

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

WHEREAS, a Notice to Bidders was duly published for receipt of bids for a three (3) year Preventative Maintenance and Service Agreement for Heat, Ventilation, Air Conditioning and

Generators at various Town owned buildings, which bids were received and publicly opened on May 31, 2002 AND

Item No. 19 cont'd

WHEREAS, bids were reviewed by William L. Wielinski, General Crew Chief, of the Parks Division, Department of Parks Recreation and Youth Services, for analysis, tabulation and report which said analysis, tabulation and report is hereto attached and contained in a Bid Tabulation Summary, AND

WHEREAS, said report recommends that the bid be awarded to Mollenberg-Betz, Inc. 300 Scott Street, Buffalo, New York 14204-2293 for the Total Bid Price of \$228,319.00 NOW.

RESOLVED, that the bid for a three (3) Year Preventative Maintenance and Service Agreement for Heat, Ventilation, Air Conditions and Generators at various Town-owned buildings be and hereby is awarded to Mollenberg-Betz, Inc. at a total Base Bid price of \$228,319.00 AND, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute a contract for such services with Molenberg-Betz, Inc. .AND BE IT FURTHER

RESOLVED, that funds for said action are available from various Department Accounts 0100-1625-4432 and 0100-7110-4451, and Libraries Account 0100-7410-4439.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

*SEE NEXT PAGE FOR ATTACHMENT

Item No. 20 Motion by Supervisor Gabryszak, Seconded by Councilmember Johnson to adjourn in memory of Bernard Wojtkowiak, former Mayor of Sloan and also James Mahoney. Time of adjournment at 8:05 P.M.

> RICHARD M. MOLESKI Town Clerk

TOWN OF CHEEKTOWAGA EXECUTIVE SESSION NO. 14 JUNE 12, 2002

<u>Item No. 1</u> At an *Executive Session 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 of the 12th of June 2002 at 6:00 o'clock P.M. there were:

PRESENT: Supervisor Dennis H. Gabryszak

Councilmember Patricia A. Jaworowicz Councilmember William P. Rogowski

Councilmember Jeff Swiatek

Councilmember James J. Jankowiak Councilmember Thomas J. Mazur

ABSENT: Councilmember Thomas M. Johnson

Also present were: Michael Stachowski, Town Attorney and acting secretary to the Town Board and Brian Krause, Director of Administration and Finance.



*DURING THE PUBLIC WORK SESSION OF THE TOWN BOARD A MOTION WAS UNANIMOUSLY APPROVED AND SECONDED TO ENTER INTO EXECUTIVE SESSION AT 6:10 P.M. AND THE VOTING WAS AS FOLLOWS:

Upon roll call....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Swiatek, Jankowiak

and Mazur

NAYES: 0

ABSENT: Councilmember Johnson

I. RESOLUTIONS

Item No. 2 Motion by Unanimous, Seconded by Unanimous

BE IT RESOLVED, that Norman Stocker be and hereby is retained to represent the interests of the Town of Cheektowaga in labor negotiations with the Cheektowaga Police Club, Inc., and the Supervisor is directed and authorized to sign an agreement for said services with Norman Stocker

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Swiatek, Jankowiak

and Mazur

NAYES: C

ABSENT: Councilmember Johnson



MOTION BY UNANIMOUS, SECONDED BY UNANIMOUS TO EXIT THE EXECUTIVE SESSION AT 6:30 P.M. AND RECONVENE THE WORK SESSION. THE VOTING WAS AS FOLLOWS:

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Swiatek, Jankowiak

and Mazur

NAYES: 0

ABSENT: Councilmember Johnson

<u>Item No. 3</u> Motion by Unanimous, Seconded by Unanimous to adjourn this work session at 8:15 P.M.

Respectfully submitted by,

Michael Stachowski Town Attorney

TOWN OF CHEEKTOWAGA MEETING NO. 15 JUNE 17, 2002

<u>Item No. 1</u> At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 17TH day of June, 2002 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; William Pugh, Town Engineer; Thomas Adamczak, Supervising Building and Plumbing Inspector; Kenneth J. Kopacz, Director of Parks, Recreation and Youth Services; Michael Stachowski, Town Attorney; Brian Krause, Director of Administration and Finance; Patricia Wojcik, Director of Senior Services; Salvatore LaGreca, Chairman of Planning Board; Christine Ziemba, Chief of Police; Andrew Kulyk, Zoning Board Chairman and Mark Wegner, Working Crew Chief-Maintenance Department.

I. RESOLUTIONS

<u>Item No. 2</u> Motioned 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:	100-7110-4211	Electric	\$	31.00
То:	100-7110-4433	ORF Land Rental-Cayuga	\$	31.00
SPECIAL DIST	TRICTS FUND			
From:	150-8160-8157	TCEA Health & Welfare	\$ 1	,000.00
	760-1910-2799	Appropriated Fund Balance	44	,325.00
To:	150-8160-4470	Solid Waste Management Board	\$ 1	,000.00
	760-8350-4340	Hydrant Maintenance		,325.00
		A STATE OF THE PROPERTY OF THE		

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 3</u> Motioned by Supervisor Gabryszak, seconded by Councilmember Jankowiak

BE IT RESOLVED, that the following Vouchers and Warrants submitted to the Town of Cheektowaga prior to June 14, 2002 are hereby approved and made a part hereof:

GENERAL FUND	\$2,191,443.98
RISK RETENTION FUND	82,489.82
DEBT SERVICE FUND	562,384.38
SPECIAL DISTRICTS FUND	898,733.33
HIGHWAY FUND	363,502.92
TRUST & AGENCY	47,944.21
HUD CDBG FUND	13,368.20
PART TOWN FUND	73,819.67
CAPITAL FUND	<u>536,432.57</u>
	\$4,770,119.08

Item No. 3 cont'd.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 4</u> Motion by Councilmember Swiatek, seconded by Supervisor Gabryszak

WHEREAS, Network Task Group, Inc., a small start-up computer technology firm, was renting space at 485 Ludwig Avenue in the Town of Cheektowaga for its business, AND

WHEREAS Network Task Group was struggling financially and needed to expand its operations, AND

WHEREAS, Network Task Group looked at other properties in the Town of Cheektowaga for its expansion, but could not afford to locate in any of these properties, AND

WHEREAS, recently Network Task Group relocated into the Seneca Industrial Center in Buffalo's Empire Zone, an economic development zone created in the City of Buffalo, AND

WHEREAS, Network Task Group wishes to avail itself of other tax breaks and incentives for operating within an economic development zone, AND

WHEREAS, Article 18-B and Section 959(a)(iii) of the General Municipal Law allow for the certification of a business enterprise that has shifted its operation from an area within the State into an economic development zone, AND

WHEREAS, a public hearing must be held with the Town of Cheektowaga before Network Task Group can be certified to be eligible for tax breaks and incentives, NOW THEREFORE BE IT

RESOLVED, that a public hearing shall be held by this Town Board on the 1st day of July, 2002 at 7:00 P.M. in the Cheektowaga Town Hall Council Chambers, 3301 Broadway, Cheektowaga, New York for the purpose of soliciting comments from the public concerning this shift of operations of Network Task Group Inc., and BE IT FURTHER

RESOLVED, that the Town Clerk shall post the attached Notice of Hearing on his sign board and in all public libraries within the Town of Cheektowaga.



NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Cheektowaga, pursuant to the General Municipal Law, Article 18-B, Section 959(a)(iii) will hold a public hearing on the 1st day of July, 2002 at 7:00 P.M. in the Council Chambers of the Cheektowaga Town Hall, 3301 Broadway, Cheektowaga, New York 14227 for the following purpose:

To solicit comments regarding the relocation of Network Task Group, Inc. formerly located at 485 Ludwig Avenue, Cheektowaga, New York 14227 into the Seneca Industrial Center, 701 Seneca Street, Buffalo, New York 14210, in Buffalo's Empire Zone, a State Economic Development Zone.

All speakers will be limited to ten (10) minutes for their presentations. Persons wishing to present testimony should register in advance by contacting the Cheektowaga Town Clerk's Office at (716) 686-3400. Advance registration is recommended as these speakers will be heard first. Ten (10) copies of any prepared testimony must be submitted to the Cheektowaga Town Clerk's Office, 3301 Broadway, Cheektowaga, New York no later than ten (10) days prior to the hearing date.

Dated June 17, 2002

Item No. 4 cont'd.

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

Richard M. Moleski Town Clerk

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0

Item No. 5 Motion by Councilmember Mazur, seconded by Supervisor Gabryszak

WHEREAS, the Town has previously purchased the property at 195 East Grand Boulevard in the Town of Cheektowaga from the Department of Housing and Urban Development for the purpose of rehabilitating said property and selling it to a first-time homebuyer, AND

WHEREAS, it is in order that bids be advertised for the rehabilitation of said property, AND

WHEREAS, the Community Development Office has prepared a work write-up and specifications for the rehabilitation of said property, NOW THEREFORE BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the Rehabilitation of 195 East Grand Boulevard, said notice to be published in the BUFFALO NEWS, the CHEEKTOWAGA TIMES, and the CHALLENGER, and BE IT

FURTHER RESOLVED, that sealed bids will be received on the 10th day of July, 2002 at 11:00 A.M., Eastern Daylight Savings Time, at a public bid opening to be held in the Council Chambers in Cheektowaga Town Hall, 3301 Broadway, Cheektowaga, New York.



NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that sealed proposals will be received and considered by the Town of Cheektowaga, County of Erie, State of New York on the 10th day of July, 2002, at 11:30 A.M., local time, in the Town of Cheektowaga, Town Hall, Broadway and Union Road, Cheektowaga, New York 14227, for the furnishing of labor, tools, equipment, materials and incidentals required for the Rehabilitation of 195 East Grand Boulevard, Cheektowaga, New York 14225.

Contract specifications may be examined and secured at the Town Clerk's Office at Cheektowaga Town Hall as of 10:00 A.M. on June 20, 2002.

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 a sum equal to five percent (5%) of the amount of the bid, conditioned that, if his proposal is accepted, he will enter into a contract for the same, and that he will execute such further security as may be required for the faithful performance of the contract.

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

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

Item No. 5 cont'd.

Bidders of this work will be required to comply with federal requirements, including the President's Executive Order number 11246. The requirements for bidders and contracts under this order which concerns non-discrimination in employment is explained in the specifications.

All bids must be enclosed in a separate sealed envelope and shall be addressed to the Town Clerk of the Town of Cheektowaga, Town Hall, Cheektowaga, New York 14227, and marked as "Proposal for Rehabilitation of 195 East Grand Boulevard, Cheektowaga, New York."

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.

Attention of the bidders is further called to Section 103-d of the General Municipal Law which requires a bidder's Certificate of Non-Collusion. Such certificate is part of the bid or proposal form and, unless complied with, such bid will not be accepted.

The Town of Cheektowaga is an exempt organization under the Tax Law and is exempt from payment of sales and compensating use taxes in 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 contact. These taxes are not to be included in the bid.

The work shall be completed within 90 consecutive calendar days, to begin within forty-five (45) days after the "Order to Commence Work" has been issued.

By Order of the Town of Cheektowaga Erie County, New York.

Richard M. Moleski, Town Clerk

Dated June 20, 2002

Published: June 20, 2002

June 26, 2002 (Buffalo Challenger)

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0

AFFIDAVIT - NEXT PAGE(S)

Item No. 6a Motion by Councilmember Johnson, seconded by Supervisor Gabryszak

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the furnishing of decorative street luminaries and support arms, which bids were duly received and opened at the June 5, 2002 public bid opening, AND

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

WHEREAS, bids were reviewed by Daniel J. Ulatowski, Zoning Inspector and project manager for the Genesee Street – Pine Hill Revitalization grant and it is recommended that the award be made to the lowest responsible bidder meeting the requirements of the specifications, NOW THEREFORE, BE IT

RESOLVED, that the contract for the furnishing of decorative street luminaries and support arms in the quantities and amounts shown below be awarded to GotToGo Electric, P.O. Box 267, 7865 East Main Road, LeRoy, New York 14482; AND THEREFORE, BE IT

FURTHER RESOLVED, that grant monies received by the Town of Cheektowaga pursuant to the County of Erie's 1998 Municipal Regionalism Program for the Genesee Street Corridor Enhancement and Gateway Project be drawn from account number 5913-6989-4101 for purchase of the subject lighting equipment, and authorize the Town Supervisor to sign all documents for said purchase.

<u>ITEM</u>	<u>QUANTITY</u>	BID PRICE
Decorative Street Lumina ire	18	\$15,282.00
Support Arms	18	_\$5,094.00
	TOTAL BID PRICE	\$20,376.00

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item 6b</u> Motion by Councilmember Johnson, seconded by Councilmember Jankowiak

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the furnishing of manhole frames with self-sealing covers and manhole frames with vented covers, which bids were duly received and opened at the May 22, 2002 public bid opening, AND

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

WHEREAS, bids were reviewed by Allan Blachowski, Principal Engineer Assistant, and it is recommended that the award be made to the lowest responsible bidders meeting the requirements of the specifications, NOW, THEREFORE, BE IT

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

Neenah Foundry Company P.O. Box 729 Neenah, WI 54957 (920) 725-7000

DELIVEDED

<u>ITEM</u>	<u>QUANTITY</u>	UNIT BID PRICE
Frame with 24" diameter	25	\$134.00
self-sealing cover (set)	50	129.00
ROBERTHAN CLEDNESCOPURCES AND TO BE SALVERS	75	127.00
	100	124.00

Item No. 6b cont'd.

Syracuse Castings 6177 South Bay Road P.O. Box 1821 Cicero, New York 13039 (315) 699-2982

Frame with 24" diameter	25	\$128.00
vented cover (set)	50	123.00
	75	121.00
	100	118.00

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 6c</u> Motion by Councilmember Jankowiak, seconded by Supervisor Gabryszak

WHEREAS, sealed bids were received for Athletic White Stripe on June 3, 2002 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 award said Bid for Athletic White Stripe to:

Keystone Builders Supply, Inc. 4388 Broadway Depew, New York 14043

Athletic White Stripe at \$.052 per lb.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 6d</u> Motion by Councilmember Jankowiak, seconded by Supervisor Gabryszak

WHEREAS, sealed bids were received for Pool Maintenance Chemicals on June 3, 2002 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:

Bison Laboratories, Inc. 100 Leslie Street Buffalo, New York 14211-1621

-for-

Category I-Bromine-2.440 per lb.Category II-Diatomaceous Earth-.30 per lb.Category IV-Sodium Bicarbonate-.27 per lb.Category IV-Soda Ash-.22 per lb.

Item No. 6d cont'd.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

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

WHEREAS, pursuant to the County of Erie's 1998 Municipal Regionalism Program the Town of Cheektowaga was awarded grant monies for the Genesee Street Corridor Enhancement and Gateway Project, AND,

WHEREAS, a portion of said grant monies were earmarked for the installation of decorative street lighting along Genesee Street within the Pine Hill Business District, AND,

WHEREAS, the Town of Cheektowaga desires to have Niagara Mohawk, a National Grid Company take out of service (10) ten existing 150 watt HPS Cobra Head SC-2 street lights along Genesee Street and install (15) fifteen town owned decorative street lights under an SC-3 energy only agreement, AND

WHEREAS, the costs associated with the removal of Niagara Mohawk's existing lighting facilities will be \$4,943.05 as shown on the attached correspondence dated April 24, 2002 from Ronald Lelonek, Energy Consultant, NOW, THERFORE, BE IT

RESOLVED, that grant monies received by the Town of Cheektowaga pursuant to the County of Erie's 1998 Municipal Regionalism Program for the Genesee Street Corridor Enhancement and Gateway Project be drawn from account number 5913-6989-4101 for the costs associated with Niagara Mohawk's removal of their facilities, and authorizes the Town Supervisor to sign all documents for said removal.

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. 7b Motion by Councilmember Johnson, seconded by Supervisor Gabryszak

WHEREAS, pursuant to the County of Erie's 1998 Municipal Regionalism Program the Town of Cheektowaga was awarded grant monies for the Genesee Street Corridor Enhancement and Gateway Project, AND,

WHEREAS, a portion of said grant monies were earmarked for the installation of decorative street lighting along Genesee Street within the Pine Hill Business District, AND,

WHEREAS, the Town of Cheektowaga is purchasing its own lighting facilities for attachment on to Niagara Mohawk's utility poles under an SC-3 energy only agreement, AND

WHEREAS, the Town of Cheektowaga desires to have Niagara Mohawk, install (15) Town owned decorative street luminaries and support arms, AND

WHEREAS, Niagara Mohawk has provided a proposal to install the Town owned lighting facilities at a cost of \$ 2, 618.00 as shown on the attached proposal dated April 24, 2002, AND

WHEREAS, an initial connection fee of \$67.76 per pole is required by Niagara Mohawk for a cost of \$1016.40, AND

WHEREAS, the Town accepts Niagara Mohawks proposal and connection fees, NOW THEREFORE, BE IT

RESOLVED, that grant monies by the Town of Cheektowaga pursuant to the County of Erie's 1998 Municipal Regionalism Program for the Genesee Street Corridor Enhancement and Gateway Project be drawn from account number 5913-6989-4101 for the costs associated with Niagara Mohawk's installation of the Town owned lighting facilities, and authorizes the Town Supervisor to sign all documents for said installation.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

*SEE NEXT PAGE(S) FOR ATTACHMENT

AS OF OCTOBER 7, 2003, THE TOWN OF CHEEKTOWAGA HAS NOT RECEIVED A SIGN CONTRACT FROM NIAGARA MOHOWAK

Item No. 8 Motion by Councilmember Swiatek, seconded by Councilmember Johnson

WHEREAS, pursuant to the Zoning Law of the Town of Cheektowaga, the Planning Board reviews various development review applications for site plans, rezonings, special permits and realty subdivisions 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 recommendation submitted to it by the Planning Board, AND

WHEREAS, a development review application and site plan was submitted by Roberts Shackleton & Boy Architects for Tony Martin's Awards, Inc. for the construction of a one story 500 square foot building addition at 3637 Harlem Road, AND

WHEREAS, the Town of Cheektowaga Planning Board at its meeting of May 9, 2002 recommended its approval of the site plan as shown on the attached recommendation dated May 13, 2002, AND

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

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

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

*SEE NEXT PAGE(S) FOR ATTACHMENT

<u>Item No. 9</u> Motion by Councilmember Johnson, seconded by Councilmember Swiatek

WHEREAS, several properties on Rehm Road, from Patsy Lane west, in the Town of Cheektowaga and Village of Depew do not presently have access to public water, AND

WHEREAS, a petition was presented to this Town Board from property owners along this section of Rehm Road requesting the Town to install water lines, etc. to enable them to have access to public water, AND

WHEREAS, by resolution dated October 15, 2001, this Town Board approved the creation of the Rehm Road Water District to provide public water to this area of the Town at a cost to the property owners not to exceed \$90,000, and authorized public borrowing for same, AND

WHEREAS, there are moneys in the Town's General Fund to loan money to the Rehm Road Water District for this purpose, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board, on behalf of the Town of Cheektowaga, hereby authorizes and approves the loan of \$90,000 from the Town's General Fund to the Rehm Road Water District upon the following terms:

30 year loan 4.5% annual interest rate

and, BE IT FURTHER

RESOLVED, that this Town Board as the Commissioners of the Rehm Road Water District agree to borrow \$90,000 from the Town General Fund on the above referenced terms, and BE IT FURTHER

RESOLVED, that the Supervisor and Councilmembers be and hereby are authorized and directed, on behalf of the Town and the Rehm Road Water District, to execute any and all documents to effectuate the above.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 10 Motion by Councilmember Johnson, seconded by Councilmember Jankowiak

WHEREAS, several properties on Rehm Road, from Patsy Lane west, in the Town of Cheektowaga and Village of Depew do not presently have access to public water, AND

WHEREAS, a petition was presented to this Town Board from property owners along this section of Rehm Road requesting the Town to install water lines, etc. to enable them to have access to public water, AND

WHEREAS, by resolution dated October 15, 2001, this Town Board approved the creation of the Rehm Road Water District to provide public water to this area of the Town at a cost to the property owners not to exceed \$90,000, AND

WHEREAS, the Town Engineer has obtained a quotation from the Erie County Water Authority ("ECWA") to install the necessary water line, etc. along this section of Rehm Road to make public water and fire protection services available to service these properties; said quotation is in the amount of \$74,300, AND

WHEREAS, this Town Board wishes to accept the estimate/proposal from the ECWA to install the water line, etc. in the Rehm Road Water District along the aforementioned section of Rehm Road to expedite the installation of such improvements, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby accepts the aforementioned proposal from the ECWA dated May 28, 2002 to install the necessary water line and appurtenances in the Rehm Road Water District, and BE IT FURTHER

Item No. 10 cont'd.

RESOLVED, that the moneys for such project, in an amount not to exceed \$74,300, shall be appropriated from budget line item number 500-5127-1440-4341, and BE IT FURTHER

RESOLVED, that this Town Board also requests the ECWA, after completion of the installation of the water line and appurtenances in the Rehm Road Water District, to accept ownership of the facilities within such district and to hereafter maintain same as a direct service facility, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute any and all documents to effectuate the above.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 11 Motion by Councilmember Jankowiak, seconded by Supervisor Gabryszak

WHEREAS, on June 6, 1955, the Town Board of the Town of Cheektowaga adopted an ordinance now known as Chapter 65, Article II, of the Code of the Town of Cheektowaga, setting forth specifications for the construction of sidewalks in the Town, AND

WHEREAS, Section 200a of the Town Law of the State of New York authorizes a Town Board to adopt a local law to apportion the expense of building, relaying and repairing sidewalks in towns between the town property owners, AND

WHEREAS, this Town Board, by resolution dated September 3, 1991, adopted Local Law No. 4 of the Year 1991 entitled, "A Local Law Apportioning the Cost of Repairing Sidewalks, AND

WHEREAS, the Town Superintendent of Highways has supplied this Town Board with the attached list of sidewalks in the Town which are in need of repair or replacement, NOW, THEREFORE BE IT

ORDERED, that the owners of properties listed on the attached sheets be and hereby are directed to repair/replace the sidewalks abutting such properties on or before July 22, 2002, in accordance with the Town's Streets and Sidewalks Ordinance and, BE IT FURTHER

ORDERED, that, would such property owners choose not to repair/replace their sidewalks as so notified, the Town will cause such sidewalks as so notified, the Town will cause such sidewalks to be repair/replaced, and audit and pay 50% of the expense thereof against the property which abuts such sidewalk over a period of the two (2) years, with interest at the rate of 6.0 and, BE IT FURTHER

ORDERED, that the Town Clerk be and hereby is directed to notify the owners of properties, listed on the attached sheets of this order, by sending the attached Notice via certified mail addressed to each such owner at his address as it appears on the Town Assessment roll.



NOTICE OF ADOPTION OF ORDER

OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA

TAKE NOTICE THAT, pursuant to a resolution adopted by the Town Board of the Town of Cheektowaga on June 17, 2002, YOU ARE HEREBY ORDERED to repair/replace the sidewalks in need of repair or replacement abutting the front of your property.

Such work must be completed on or before July 22, 2002.

In the event you choose not to perform this work before the specified date, be advised that the Town of Cheektowaga shall cause such work to be done, and will audit and pay the expense of doing such work and assess 50% of the expense thereof (including interest at the rate of 6.00%) against your property in two (2) annual installments; this amount will be added to your Town tax bills for

Item No. 11 cont'd.

the next two (2) years and shall become a lien on your property. In the alternative, you may pay your share of the cost directly to the Town provided you do so within 30 days after you are billed for the amount you owe for the sidewalk repairs.

If the Town performs the work, it is estimated that your cost for sidewalk repair will be approximately \$34.00 per 20-square foot block of sidewalk and approximately \$38.00 per 20-square foot block of sidewalk within a driveway approach, which amount is one-half of the estimated total cost per block.

If you choose to perform the work yourself or have a contractor perform such work, be advised that you will be responsible for paying 100% of the cost of the sidewalk work (the Town will not pay 50% of the cost).

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

DATED: June 17, 2002

Richard M. Moleski Town Clerk

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

*SEE NEXT PAGE(S) FOR ATTACHMENT

<u>Item No. 12a</u> 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 Cultural Society has made application to hold its annual Family Days-Cultural Weekend in Cheektowaga Town Park from July 13-14, 2002, AND

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Police 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. Submittal of Security Plan;
- 4. Submittal of Fire Prevention/Emergency Services Plan;
- 5. Certificate of Insurance from Cheektowaga Cultural Society

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the aforementioned application of the Cheektowaga Cultural Society for the aforementioned Family Days-Cultural Weekend.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0

ABSENT: 0

Item No. 12b Motion by Councilmember Mazur, 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, South Cheektowaga Baseball Association. has made application to hold its League Picnic in Stiglmeier Park on August 10, 2002, AND

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Police 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;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the aforementioned application of South Cheektowaga Baseball Association for the aforementioned League Picnic event to be held In Stiglmeier Park on August 10, 2002.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 13 Motion by Councilmember Rogowski, seconded by Supervisor Gabryszak

WHEREAS, the Town of Cheektowaga is the owner of the Cheektowaga Maryvale Community Center at 3409 Genesee Street in the Town, AND

WHEREAS, the Town of Cheektowaga is presently leasing a portion of such building to the Community Action Partnership for Healthy Lifestyles, Inc. ("CAP"), an organization devoted to combating substance abuse by the youth in our community, AND

WHEREAS, such lease expired and CAP has notified the Town that it is interested in renewing such lease for another one (1) year term (from July 1, 2002 to June 30, 2003), NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute a renewal of a lease agreement for the aforementioned property for an additional one (1) year.



MOTION BY COUNCILMEMBER ROGOWSKI, SECONDED BY COUNCILMEMBER MAZUR TO AMEND THE ABOVE RESOLTUION, ITEM 13, AND THE VOTING WAS AS FOLLOWS:

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0



<u>AMENDED</u>

WHEREAS, the Town of Cheektowaga is the owner of the Cheektowaga Maryvale Community Center at 3409 Genesee Street in the Town, AND

WHEREAS, the Town of Cheektowaga is presently leasing a portion of such building to the Community Action Partnership for Healthy Lifestyles, Inc. ("CAP"), an organization devoted to combating substance abuse by the youth in our community, AND

WHEREAS, such lease expired and CAP has notified the Town that it is interested in renewing such lease for another one (1) year term (from July 1, 2002 to June 30, 2003). In the event that the Community Action Partnership for Health Lifestyles, Inc. ceases to exist as an independent 501(c)(3) agency and/or if public and private funding ceases, the Tenant may, upon giving at least 30 days prior written notice, terminate this lease, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute a renewal of a lease agreement for the aforementioned property for an additional one (1) year.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 14 Motion by Unanimous, seconded by Unanimous

WHEREAS, on September 11, 2001 the United States of America was attacked by

terrorists; AND

WHEREAS, these attacks were unprovoked in nature and aimed directly at our country's citizens; AND

WHEREAS, thousands of Americans' lives were lost on this dark day; AND

Item No. 14 cont'd.

WHEREAS, the President of the United States has called upon our country to find the perpetrators of these horrific crimes and bring them to justice; AND

WHEREAS, this call for justice has necessitated the United States Military to call reservists to active duty; AND

WHEREAS, the Town of Cheektowaga wholeheartedly supports the President of the United States in his call for justice to all involved in this unprecedented act of terror on our citizens; AND

WHEREAS, an unprovoked terrorist attack has necessitated the United States Military Reserve to call to its personnel to active duty; AND

WHEREAS, pursuant to Sections 242 and 243 of Civil Service Military Law, Town employees who are reservists may annually take up to twenty-two paid working days from their civil service positions when they are absent thirty calendar days in order to fulfill their military requirements; AND

WHEREAS, this Town Board fully supports all United States reservists and their defense of our great nation, and as such, in this time of crisis, for the call-up resulting from this singularly tragic event, the Cheektowaga Town Board seeks to waive its requirements under the various union contracts and the Civil Service Military Law for military call-up to pursue the counterattack on a one-time basis; AND

WHEREAS, as a show of this Town Board's complete support of its employees being called to active duty, no reservist employed by the Town of Cheektowaga shall be penalized monetarily while serving their country; AND

WHEREAS, by resolutions dated October 1, 2001 and March 4, 2002, this Town Board enacted a policy whereby any full-time Town of Cheektowaga employee called to active military duty hereby be paid the difference from the standard forty-hour work week earned through their current title and that of their military salary; NOW, THEREFORE, BE IT

RESOLVED that any full-time Town of Cheektowaga employee called to active military duty hereby be paid the difference from the standard forty-hour work week earned through their current title and that of their military salary; and BE IT FURTHER

RESOLVED, that such policy shall be extended to and including December 31, 2002, and be subject to further review at that time.

Upon roll call

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

BE IT RESOLVED, the Town Board hereby creates the position of Clerk of the Justice Court pursuant to Civil Service Laws and Rules effective April 15, 2002.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 15b</u> Motion by Councilmember Mazur, seconded by Supervisor Gabryszak

BE IT RESOLVED, the Town Board hereby creates the following positions in compliance with Erie County Civil Service Laws and Rules effective immediately:

Item No. 15b cont'd.

TITLE	NUMBER OF POSITIONS
Automotive Mechanic	5
Building and Zoning Clerk	1
Clerk (Part Time)	15
Clerk (Part Time/Seasonal)	25
Community Service Aide (Part Time)	1
Court Officer (Part Time)	1
Grounds Worker	1
Housing Inspector (Part Time)	1
Laborer (Part Time)	15
Laborer (Part Time/Seasonal)	100
Lifeguard (Part Time/Seasonal)	25
Pump Operator	1
Recreation Attendant (Part Time)	45
Recreation Instructor (Part Time)	10
Recreation Leader (Part Time)	12
Recreation Supervisor (Part Time)	5
School Crossing Guard (Part Time)	2
Senior Clerk Typist	2
Sewer Maintenance Worker	1
Tree Trimmer	1

Upon roll call

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

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

		<u>EFFECTIVE</u>	
RECYCLING DEPART	MENT – Laborer - \$7.00 per hour		
Deric Demyanick	Cheektowaga, NY 14206	6/10/02	
Jay Morosey, Jr.	Cheektowaga, NY 14227	6/18/02	
PARKS DIVISION – Laborer - \$6.50 per hour			
Kevin Kruczkowski	Cheektowaga, NY 14225	Immediately	
PARKS DIVISION - Laborer - \$7.00 per hour			
Todd Stucke	Cheektowaga, NY 14225	mmediately	

BE IT RESOLVED, that the following individuals be and hereby are hired as a PART-TIME EMPLOYEES in the 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

BUILDING AND PLUMBING DEPARTMENT - Housing Inspector - \$10.00 per hour

Lawrence Rokitka Cheektowaga, NY 14227 Immediately

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

EFFECTIVE

POLICE DEPARTMENT

Erik Reinheimer 6/21/02

Item No. 16 cont'd.

EFFECTIVE

RECYCLING DEPARTMENT

Jessie Cole 5/16/02

PARKS DIVISION

Michael Lobuzzetta Immediately

Christopher Wegner "

BUILDING MAINTENANCE

Felix Lampke 6/20/02

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 17</u> Motion by Councilmember Jankowiak, seconded by Supervisor Gabryszak

BE IT RESOLVED that the following Parks, Recreation & Youth Services employee, previously hired at the May 20th Town Board meeting as a Recreation Attendant (I), be and hereby is transferred as indicated:

From Recreation Attendant (I) to Recreation Attendant II - \$5.40

Nicholas Emmanuele

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 & Youth Services, effective immediately:

POOLS

Bathhouse - 7180.1901

Bathhouse Attendant (Alternate) - \$5.15

Gary Golab Cheektowaga 14206

<u>Lifeguards - 7180.1903</u>

Level I - \$6.50 (As needed)

Jaclyn Bojanowski	Lancaster	14086
Amy Burger	Lancaster	14086
Jeffrey Duke	Cheektowaga	14227
Diana Geiger	Lancaster	14086
Sarah Geiger	Lancaster	14086
Stephanie Green	Lancaster	14086
Michelle Hauser	West Seneca	14224
Daniel Mucyn	Lancaster	14086

Nicholas Nowicki Depew 14043 Jennifer O'Connor Lancaster 14086 Joseph Peters Cheektowaga 14225

Level II - \$6.75

Lori Garcea Cheektowaga 14225

Item No. 18 cont'd.

CAMPS

Camp Dartwood - 7140.1632

Recreation Attendant (IV) - \$5.90
Renee Caretto Cheektowaga 14227

Recreation Attendant (III) - \$5.65

Kelly Carretto Cheektowaga 14227

Camp Flamingo - 7310.1810

Recreation Attendant(I) - \$5.15

Justin Heinrich Cheektowaga 14227

Recreation Attendant (I) - \$5.15

Joseph Guzowski Cheektowaga 14215

Recreation Attendant (II) - \$5.40

Andrew Finger Cheektowaga 14225

Recreation Attendant (I) \$5.15

Natalie Merlino Cheektowaga 14225

Camp JI-IK-DO-WAH-GAH - 7310.1801

Recreation Attendant (V) \$6.15

Kenneth Wakefield Cheektowaga 14225

Recreation Attendant (V) \$6.15

Kylene Musial Cheektowaga 14227

YCC - Supervisor - 7310.1811

Recreation Supervisor (Education Coordinator) - \$10.80

Robert Hurd Hamburg 14075

TENNIS - 7140.1642

Recreation Attendant (VIII) - \$6.90

Eric Burns Cheektowaga 14225

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 19a</u> Motion by Councilmember Mazur, seconded by Councilmember Johnson

WHEREAS, by resolution, this Town Board appointed Rachel A Shostak to the position of Junior Accountant in the Accounting Department on a provisional basis, pending the establishment of a valid civil service examination for said position; AND

WHEREAS, said civil service list has been established by the Erie County Department of Personnel; AND

WHEREAS, Rachel A. Shostak is eligible for permanent appointment from said civil service list; NOW, THEREFORE BE IT

RESOLVED, that Rachel A. Shostak of Depew, New York 14043 be and hereby is permanently appointed to the position of Junior Accountant in the Accounting Department effective immediately.

Item No. 19a cont'd.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 19b Motion by Councilmember Mazur, seconded by Councilmember Johnson

WHEREAS, a vacancy exists in the position of Cleaner in the Parks, Recreation and Youth Services Department; AND

WHEREAS, notice of said 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, no full-time employee bid on said vacancy; AND

WHEREAS, Christine L. Klaffka, has applied for said vacancy and meets the necessary qualifications; NOW, THEREFORE BE IT

RESOLVED, that Christine L. Klaffka of Cheektowaga, New York 14225, be and hereby is appointed to the position of Cleaner in the Parks, Recreation and Youth Services Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, effective June 25, 2002.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

II. DEPARTMENTAL COMMUNICATIONS

<u>Item No. 20</u> Supervisor's Statement of Funds – April 2002

Received and Filed.

Item No. 21 Minutes of Traffic Safety Commission – May 21, 2002

Received and Filed.

III. GENERAL COMMUNICATIONS

Item No. 22a Notice of Claim: Emily P. Grimaldi vs. the Town of Cheektowaga

Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town

Attorney; Council; Sanitation Department and Allied Claims Insurance Carrier.

Received and Filed.

Item No. 22b Notice of Claim: Carl R. McClaney vs. the Town of Cheektowaga

Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town

Attorney; Council; Sanitation Department and Allied Claims Insurance Carrier.

Received and Filed.

<u>Item No. 22c</u> Notice of Claim: David Duncan vs. the Town of Cheektowaga

Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town Attorney; Council; Highway Department and Allied Claims Insurance Carrier. Received and Filed.

- Item No. 22d Notice of Claim: Cheryl Szyszka vs. the Town of Cheektowaga
 Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town
 Attorney; Council; Highway Department and Allied Claims Insurance Carrier.
 Received and Filed.
- Item No. 22e Notice of Claim: Anthony Lewandowski vs. the Town of Cheektowaga Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town Attorney; Council; Highway Department and Allied Claims Insurance Carrier. Received and Filed.
- Item No. 22f

 Notice of Claim: Richard L. Dean vs. the Town of Cheektowaga
 Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town
 Attorney; Council; Sanitation Department and Allied Claims Insurance Carrier.
 Received and Filed.
- Item No. 22g Notice of Claim: Andrew D. Knop vs. the Town of Cheektowaga Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town Attorney; Council; Highway Department and Allied Claims Insurance Carrier. Received and Filed.
- Summons: Principal Residential Mortgage, Inc. vs. Frederick J. Crimi, Jr., David D. Senker, Frances Senker, the Town of Cheektowaga, St. Joseph's Hospital, et al Copies were sent to: Dennis H. Gabryszak, Supervisor; Michael Stachowski, Town Attorney; Council and Community Development. Received and Filed.
- <u>Item No. 24</u> Letter of Concern: Truck Route Ordinance (Depew/Cheektowaga Taxpayers Association)
 Received and Filed.
- <u>Item No. 25a</u> Request to Speak: Cheektowaga Citizens Coalition Received and Filed.
- <u>Item No. 25b</u> Request to Speak: Joseph Hajduk, Representing the William Street Taxpayers Association Received and Filed.



MOTION BY COUNCILMEMBER MAZUR, SECONDED BY COUNCILMEMBER JANKOWIAK 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



IV. SUSPENSION OF RULES

Item No. 26 Motion by Councilmember Mazur, seconded by Supervisor Gabryszak

WHEREAS, Grant Monies are available from East Hill Foundation, AND

Item No. 26 cont'd.

WHEREAS, the Town of Cheektowaga Police Department seeks grant monies to sponsor the "Wednesdays in the Park" youth program and the "Recreation on the Go" playground rotation and numerous other activities, 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 East Hill Foundation 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.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

Item No. 27 Motion by Councilmember Johnson, seconded by Councilmember Jankowiak

WHEREAS, the Town Board previously approved a Resolution establishing the date for the receipt and opening of sealed bids for the Phase I Storm Sewer Installation on Clover Place and/or Phase II Cedargrove Heights Sanitary/Storm Sewer Improvements Projects as the 19th of June, 2002, NOW THEREFORE BE IT

RESOLVED, that the date for the receipt and public opening of sealed bids for the aforementioned projects be and hereby is changed to the 26th day of June, 2002 at 11:00 A.M. Eastern Daylight Savings Time, said bid opening to be held in the Council Chambers in Cheektowaga Town Hall.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 28</u> Motion by Councilmember Mazur, seconded by Supervisor Gabryszak

WHEREAS, a vacancy exists in the position of Maintenance Worker in the Parks

Division; AND

WHEREAS, Joseph Rydzynski, currently employed as a Cleaner in the Parks Division, has bid on 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 position of Maintenance Worker 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 June 18, 2002.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 29</u> Motion by Supervisor Gabryszak, 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

Item No. 29 cont'd.

WHEREAS, the General Pulaski Association of the Niagara Frontier has made application to hold a parade honoring General Pulaski on Sunday, July 21, 2002 beginning at the Thruway Plaza; then proceeding west on Walden Avenue; then north on Harlem Road to George Urban Boulevard, AND

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Department of Parks, Recreation & Youth Services and the 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;
- 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 General Pulaski Association of the Niagara Frontier for the aforementioned parade to be held on July 21, 2002, 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

<u>Item No. 30</u> Motion by Councilmember Jaworowicz, seconded by Supervisor Gabryszak

WHEREAS, the Town of Cheektowaga Police Department currently utilizes an E-911 system for the handling of emergency calls from residents and businesses within the Town, AND

WHEREAS, the County of Erie, through its Department of Central Police Services, presently coordinates the provision of E-911 services for the Town of Cheektowaga, AND

WHEREAS, the County of Erie is implementing a "reverse" E-911 system, which would give the Town access to an E-911 database for purposes of establishing and operating an emergency telephone notification program, AND

WHEREAS, the Town wishes to avail itself of such revised E-911 system, AND

WHEREAS, the County of Erie has agreed to allow the Town access to this E-911 system and has submitted a E-911 Database Sharing Agreement to the Town for its signature, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and herby is authorized and directed to execute this E-911 Database Sharing Agreement with the County of Erie on behalf of the Town.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0

<u>Item No. 31</u> Authorize Supervisor to Execute Amended Easement Agreement (3223 Union Road)

This item was withdrawn.

<u>Item No. 32</u> Motion by Supervisor Gabryszak , seconded by Unanimous to adjourn this meeting.

This meeting was adjourned at 8:15 P.M.

Richard M. Moleski Town Clerk

TOWN OF CHEEKTOWAGA EXECUTIVE SESSION NO. 16 JUNE 26, 2002

<u>Item No. 1</u> At an *Executive Session 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 26th of June, 2002 at 6:00 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: Michael Stachowski, Town Attorney; Brian Krause, Director of Administration and Finance; Christine Ziemba, Chief of Police and William Conway, Town Assessor.



*DURING THIS PUBLIC WORK SESSION OF THE TOWN BOARD A MOTION WAS UNANIMOUSLY APPROVED AND SECONDED TO ENTER INTO EXECUTIVE SESSION AT 6:32 P.M. AND THE VOTING WAS AS FOLLOWS:

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek,

Jankowiak and Mazur

NAYES: 0 ABSENT: 0



I. RESOLUTIONS

<u>Item No. 2</u> Motioned by Unanimous, Seconded by Unanimous

WHEREAS, Petitions and Notices to Review the Assessment for taxation for the years 1999 through and including 2002, covering the real property located at 2040 Walden Avenue in the Town of Cheektowaga, were duly filed by Buffalo Inn Associates, Inc.; the Town Attorney has answered the petitions and defended the Town throughout these years of protracted litigation; AND

WHEREAS, at a pre-trial conference held before Judicial Hearing Officer Eugene Gaughan, the Town Attorney and Town Assessor negotiated a compromise and settlement of all pending proceedings with the attorneys for the petitioners; the Town Attorney and Town Assessor believe that it is a fair, equitable, and fiscally prudent settlement, and both recommend that the Town enter into a stipulation to compromise and settle the proceedings without further litigation or attendant expense;

NOW THEREFORE, BE IT

RESOLVED, that the Town Board approves of the above compromise and settlement, and the Town Attorney be and hereby is authorized to execute and procure all papers necessary to effectuate said settlement, compromise, and discontinuance of the said proceedings.

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Swiatek, Jankowiak

and Mazur

NAYES: 0

ABSENT: Councilmember Johnson

MEETING NO. 16 June 26, 2002



MOTIONED BY UNANIMOUS, SECONDED BY UNANIMOUS TO EXIT THE EXECUTIVE SESSION AT 8:45 P.M. AND RECONVENE THE WORK SESSION. THE VOTING WAS AS FOLLOWS:

Upon roll call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Swiatek, AND

Jankowiak

NAYES: 0

ABSENT: Councilmembers Johnson and Mazur



<u>Item No. 3</u> Motioned by Unanimous, Seconded by Unanimous to adjourn this work session at 8:45 P.M.

Respectfully submitted by,

Michael Stachowski Town Attorney