MEETING NO. 1

Cheektowaga, New York
January 3, 1972

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road, in said Town on the 3rd day of January, 1972 at 2:30 o'clock P.M., Eastern Standard Time there were:

PRESENT: Supervisor Daniel E. Weber
Councilman Felix T. Wroblewski
Councilman Frank E. Swiatek
Councilman Kenneth J. Meyers
Councilman Joseph R. Obstarczyk
Councilman Donald A. Halicki
Councilman Raymond J. Wasielewski

ABSENT: 0

Also present were: Benedict T. Holtz, Town Clerk; John V. Rogowski, Town Attorney; Robert Miller, Deputy Town Attorney; Chester L. Bryan, Town Engineer; Andrew Schwenk, Board of Assessors; Carl Trafalski, Building Inspector; Edward Maraszek, Deputy Superintendent of Highways; Charlotte Janiak, Deputy Receiver of Taxes; Benedict L. Kostrzewski, Chief of Police.

I. BIDS

Item No. 2 Trucks for Highway Department
Referred to the Highway Superintendent

II. PUBLIC HEARINGS

Item No. 3 This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

PUBLIC HIGHWAY TO BE IMPROVED

Name of Highway	From	To
South Seine Drive	Both sides of drive west of Towers Blvd.	end of street Map Cover 2288

TYPE OF STREET LIGHTING INSTALLATION

Twelve (12) 3350 lumen electric post top type Town & Country mercury units. Estimated cost per year for two years, $10 per 50 foot lot.

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. No persons appearing in opposition to the proposed improvement, the Supervisor declared the hearing closed.

Councilman Obstarczyk offered the following resolution and moved its adoption:

WHEREAS this Town Board has this day held a public hearing on the petition requesting the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described.

Item No. 3 cont'd

PUBLIC HIGHWAY TO BE IMPROVED

Name of Highway	From	To
South Seine Drive	Both sides of drive west of Towers Blvd.	end of street Map Cover 2288

TYPE OF STREET LIGHTING INSTALLATION

Twelve (12) 3350 lumen electric post top type Town & Country mercury units. Estimated cost per year for two years, $10 per 50 foot lot.

and heard all persons interested in the subject thereof; NOW, THEREFORE

BE IT RESOLVED that this Town Board does hereby decide at such public hearing and upon the evidence given thereat,

(a) that such petition is signed and acknowledged as required by law and is otherwise sufficient, and

(b) that it is in the public interest to grant in whole the relief sought, and be it

FURTHER RESOLVED that such petition is hereby approved and the installation of such street lighting equipment along said highway is hereby authorized, and that the Town Board is hereby authorized to purchase and to have installed said street lighting equipment, and be it

FURTHER RESOLVED that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York, within ten (10) days after the adoption thereof, in conformity with Section 195 of the Town Law.

Seconded by Councilman Wroblewski and duly put to a vote which resulted as follows:

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 4 This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

PUBLIC HIGHWAY TO BE IMPROVED

Name of Highway	From	To
Penwood Drive	North Lot line of Sublot 50, Map Cover 2229 on east side of Penwood Drive and north lot line of Sublot 31, Map Cover 2229 on west side of Penwood Drive	South side of Autumnwood Dr., Map Cover 2299 and Map Cover 2293

TYPE OF STREET LIGHTING INSTALLATION

Nine (9) 3350 lumen post top type mercury units. Estimated cost per year for two years, $6.50 per 50 foot lot.

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. No persons appearing in opposition to the proposed

Item No. 4 cont'd

improvement, the Supervisor declared the hearing closed.

Councilman Obstarczyk offered the following resolution and moved its adoption:

WHEREAS this Town Board has this day held a public hearing on the petition requesting the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described.

PUBLIC HIGHWAY TO BE IMPROVED

Name of Highway	From	To
Penwood Drive	North lot line of sublot 50, Map Cover 2229 on east side of Penwood Drive and north lot line of SL 31, MC 2229 on west side of Penwood Drive	South side of Autumnwood Drive, Map Cover 2299 and Map Cover 2293

TYPE OF STREET LIGHTING INSTALLATION

Nine (9) 3350 lumen post top type mercury units. Estimated cost per year for two years, $6.50 per 50 foot lot.

and heard all persons interested in the subject thereof; NOW, THEREFORE,

BE IT RESOLVED that this Town Board does hereby decide at such public hearing and upon the evidence given thereat,

(a) that such petition is signed and acknowledged as required by law and is otherwise sufficient, and

(b) that it is in the public interest to grant in whole the relief sought, and be it

FURTHER RESOLVED that such petition is hereby approved and the installation of such street lighting equipment along said highway is hereby authorized, and that the Town Board is hereby authorized to purchase and to have installed said street lighting equipment, and be it

FURTHER RESOLVED that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York, within ten (10) days after the adoption thereof, in conformity with Section 195 of the Town Law.

Seconded by Councilman Wroblewski and duly put to a vote which resulted as follows:

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

III. GENERAL COMMUNICATIONS

Item No. 5 N.Y.S. Department of Transportation - regarding sidewalks on approaches to Genesee Street Bridge over Thruway.
Referred to the Public Works Committee.

Item No. 6 Cornell Aeronautical Laboratory, Inc., - request for progress report regarding extension of Drainage District No. 7.
Referred to the Town Attorney.

Item No. 7 Michael Ryan, - complaint regarding poor drainage of adjacent property.
Referred to the Petitions Committee.

Item No. 8 North Branch Public Library - letter of appreciation for painting of the library.

Received and filed.

Item No. 9 Bee Publications, Inc. - request that CHEEKTOWAGA NEWS be designated as official newspaper for 1972.

Referred to the Petitions Committee.

Item No. 10 NOTICE OF CLAIM - Robert B. Alexander vs. the Town of Cheektowaga.

Referred to the Town Attorney.

IV. DEPARTMENTAL COMMUNICATIONS

Item No. 11 Building Permits.

Motion by Councilman Wroblewski, seconded by Councilman Wasielewski----

RESOLVED that the Building Applications submitted to the Building and Plumbing Department for the period ending January 3, 1972 be granted subject to the approval of the Building Inspector.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 12 Supervisor's Statement of Funds - November, 1971.

Received and filed.

Item No. 13 Supervisor Weber - appointment of Clara Belle Levine as Confidential Secretary and Henry Cwiklinski as Director of Civil Defense.

Motion by Supervisor Weber, seconded by Councilman Wasielewski----

WHEREAS Supervisor Weber has advised the Town Board that he is appointing Clarabelle Levine as Secretary to the Supervisor as of January 1, 1972 and has also advised that he is appointing Henry J. Cwiklinski as Director of Civil Defense as of January 1, 1972, NOW THEREFORE

BE IT RESOLVED that Clarabelle Levine be appointed as Secretary to the Supervisor and Henry J. Cwiklinski be appointed as Director of Civil Defense, and

BE IT FURTHER RESOLVED that the salary of said Clarabelle Levine shall be $9,400.00 per annum and that of Henry J. Cwiklinski shall be $1,440.00 per annum.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 14 Benedict T. Holtz - appointment of Deputies.

Motion by Councilman Wroblewski, seconded by Councilman Halicki----

WHEREAS Benedict T. Holtz has advised the Town Board that he has appointed Ruth Letki of Cheektowaga, New York as First Deputy and Virginia Rutkowski of , Cheektowaga, New York as Second Deputy in the Office of the Town Clerk for the years of 1972-73, effective as of January 1, 1972; now therefore

BE IT RESOLVED that the said Ruth Letki be appointed as First Deputy and Virginia Rutkowski be appointed as Second Deputy, and be it

Item No. 14 cont'd

FURTHER RESOLVED that the salary of the said Ruth Letki shall be $8,586.50 and of the said Virginia Rutkowski $7,974.50, per annum.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 15 Stanley Bystrak - appointment of Edward Maraszek as Deputy Highway Superintendent.

Motion by Councilman Obstarczyk, seconded by Councilman Swiatek----

RESOLVED that Edward Maraszek of , South Cheektowaga, New York, is hereby appointed Deputy Highway Superintendent, effective 12:01 A.M., January 1, 1972.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 16 Stanley Bystrak - acceptance of Scott Place as Town Highway.

Motion by Councilman Swiatek, seconded by Councilman Obstarczyk----

RESOLVED that the following street as more particularly described in the letter attached hereto and made a part hereof, be accepted as a Town Highway, and that the Town Attorney be directed to record the deed in the Erie County Clerk's Office:

SCOTT PLACE

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 17 Stanley Bystrak - expenditure of Highway Funds.
Referred to the Town Clerk.

Item No. 18 Stanley Bystrak - Machinery Rentals.

Motion by Councilman Swiatek, seconded by Councilman Wroblewski----

RESOLVED that the Town Superintendent of Highways, with the approval of the County Superintendent of Highways, be and hereby is authorized to rent or hire machinery or equipment at a rate which shall not exceed the hourly rate fixed and prescribed by the State Superintendent of Public Works, as provided in Section 143 of the Highway Law.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 19 Benedict L. Kostrzewski - appointment of substitute school guard.

Motion by Councilman Wroblewski, seconded by Councilman Halicki----

BE IT RESOLVED that the following named individual be appointed as a

Item No. 19 cont'd

substitute School Guard:

Thelma N. Burke

Cheektowaga, New York

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 20 Benedict L. Kostrzewski - award of bid for new automobiles.

Motion by Councilman Halicki, seconded by Councilman Wroblewski----

WHEREAS a bid was duly received by this Town Board at a meeting thereof, held on December 6, 1971 for the purchase of seventeen (17) four door sedans and two (2) station wagons with a trade-in of sixteen (16) four door sedans and two (2) station wagons, as a result of advertisement therefor, and such bid was referred to the Chief of Police, Benedict L. Kostrzewski, for analysis, tabulation and report, and

WHEREAS such analysis, tabulation and report is hereto attached and made a part hereof; therefore be it

RESOLVED that a contract for the purchase of seventeen (17) four door sedans and two (2) station wagons be and hereby is awarded to Mernan Chevrolet, Inc., in the sum of Forty-two thousand one hundred sixty one ($42,161.00) Dollars, said company being the only bidder.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 21 Benedict L. Kostrzewski - uncollectable parking tags.

Motion by Councilman Halicki, seconded by Councilman Wroblewski----

RESOLVED that the traffic tickets whose numbers are contained on the attached list, for the reasons stated in the communication from the Chief of Police, also attached hereto and made a part hereof, and on his recommendation, are herewith cancelled as unenforceable.

Upon Roll Call----
AYES: Supervisor Weber, Councilman Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 22 Raymond Matot - Town Hall Remodeling Report.
Referred to the Capital Improvements Committee.

V. RESOLUTIONS

Item No. 23 Motion by Councilman Swiatek, seconded by Councilman Halicki----

WHEREAS the Town Board of the Town of Cheektowaga has agreed to participate in the Emergency Employment Act of 1971 and conform with all the provisions thereof for a period of one year effective immediately, now therefore be it

RESOLVED that Denton R. Dodd, residing at , be hired in conformance with the grant agreement #36-2-0065 of the Emergency Employment Act of 1971 in a temporary, transitional position as Youth Counselor (Coordinator) at $9,600.00, and be it

Item No. 23 cont'd

FURTHER RESOLVED that an additional $200 be allocated for mileage to be reimbursed to said Youth Counselor on signed approval by his department head for necessary mileage incurred while conducting Town Business.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 24 Motion by Councilman Obstarczyk, seconded by Councilman Wasielewski----

RESOLVED that permission is hereby given to the New York State Gas & Electric Corporation to install and remove the light standards on Edge Park Drive, Wing Court, Federal Avenue, Huth Road, S. Huth Road, Duchess Court, Princess Drive, Queens Drive, North Park Avenue, Burdette Drive, Pinehurst Avenue, Cherokee Drive, George Urban Boulevard, (W. of Union to Seminole Drive), Evergreen Place, Meadow Place and Woodbine Place, in the Town of Cheektowaga, as indicated on the schedules "Street Lighting Proposals", attached hereto and made a part hereof.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 25 Authorization of Supervisor and Councilmen to sign agreement regarding Sugg Road.

Referred to the Public Works Committee.

Item No. 26 Motion by Councilman Swiatek, seconded by Councilman Wasielewski----

RESOLVED that Benedict T. Holtz be appointed as Registrar of Vital Statistics of the Town of Cheektowaga for the years 1972-73, and be it

FURTHER RESOLVED that Ruth Letki, as First Deputy, and Virginia Rutkowski, as Second Deputy, be appointed as Deputy Registrars as provided for in Section 4121 Article 41 of the Public Health Law for the term ending December 31, 1973 effective January 1, 1972.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 27 Motion by Councilman Meyers, seconded by Councilman Wasielewski----

RESOLVED that Chester L. Bryan of , Cheektowaga, New York be and he hereby is appointed Town Engineer of the Town of Cheektowaga at an annual salary of $19,900.00 per annum, effective as of January 1, 1972.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 28 Motion by Councilman Obstarczyk, seconded by Councilman Wasielewski----

RESOLVED that there be continued, pursuant to Subdivision 2 of Section 150 of the Town Law, a Police Commission consisting of a Police Commissioner and two (2) members of the Town Board to serve as members thereof and the establishment of such Police Commission is hereby ratified and confirmed, and be it

FURTHER RESOLVED that William Buckenroth of ,

Item No. 28 cont'd

Cheektowaga, New York be and hereby is appointed as Police Commissioner and Councilman Felix T. Wroblewski and Councilman Donald A. Halicki are hereby designated to serve as members of said Police Commission.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 29 Motion by Councilman Wroblewski, seconded by Councilman Halicki----

RESOLVED that Helen Borowiak of , Cheektowaga, New York, and Evelyn Renzi of , Cheektowaga, New York, be and they are hereby appointed Police Matrons at an annual salary of $1950.00, each, to take effect as of January 1, 1972.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 30 Motion by Councilman Swiatek, seconded by Councilman Meyers----

RESOLVED that Charlotte Janiak of , Cheektowaga, New York be appointed Deputy in the Office of the Receiver of Taxes and Assessments at a salary of $8586.50 per annum, effective as of January 1, 1972.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 31 Motion by Councilman Halicki, seconded by Councilman Wasielewski----

RESOLVED that Alexander Mazgajewski of , Cheektowaga, New York be and he hereby is appointed as Bingo Inspector Chairman at an annual salary of $2,800.00, effective as of January 1, 1972, and be it

FURTHER RESOLVED that Leonard Biniszkewicz of , Cheektowaga, New York. John Grubka of , Cheektowaga, New York. Leonard J. Kogut of , Cheektowaga, New York. Roydan Klager of , Cheektowaga, New York and Richard A. Slisz of , Cheektowaga, New York be and they hereby are appointed as Bingo Inspectors at an annual salary of $2,700.00, effective as of January 1, 1972.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 32 Motion by Councilman Obstarczyk, seconded by Councilman Halicki----

RESOLVED that John V. Rogowski, Attorney-at-Law, residing at , Cheektowaga, New York, is hereby appointed as Town Attorney at an annual salary of $18,225.00, effective as of January 1, 1972, and be it

FURTHER RESOLVED that Robert Miller, Attorney-at-Law, residing at , Cheektowaga, New York, is hereby appointed as First Deputy Town Attorney at an annual salary of $12,750.00, effective as of January 1, 1972, and be it

Item No. 32 cont'd

FURTHER RESOLVED that James J. Kirisits, Attorney-at-Law, residing at , Cheektowaga, New York, is hereby appointed as Second Deputy Town Attorney at an annual salary of $8,500.00, effective as of January 1, 1972.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 33 Motion by Supervisor Weber, seconded by Councilman Wasielewski----

RESOLVED that the following persons be and they hereby are hired as Part-time Employees to assist Ronald R. Norman, Receiver of Taxes and Assessments, in the 1972 County Tax Collection and that their pay be fixed at the sum of twenty dollars ($20.00) per day:

Jean Stachowski	Alice Nowicki
Irene Lackemeyer	Rosemarie Longo
Charlotte Nawrocki	Marge Klager
Eleanore Yantomasi	Joan Dudek
Virginia Fronczak	Celia Urbanski
Angeline D'Agostino	Delphine Kosmidor

and other persons that may be needed to complete the Collection Duties in the office of the Receiver of Taxes and Assessments.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 34 Motion by Councilman Halicki, seconded by Councilman Swiatek----

RESOLVED that the following banking institutions be named official town depositors for funds so indicated:

Marine Trust Company (Cheektowaga Office)

Payroll

Manufacturers and Traders Trust Company (Airport Plaza Branch)

Special District Fund
Trust and Agency Fund

Bank of Buffalo (Cheektowaga Office)

General Fund
Construction and Improvement Fund

Liberty National Bank and Trust Company (Cheektowaga Office)

Highway Fund
Part Town Fund

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,

Item No. 34 cont'd

(AYES) Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 35 Motion by Councilman Halicki, seconded by Councilman Wasielewski----

RESOLVED that the following Town Officers, pursuant to Section 25 of the Town Law, shall furnish an official undertaking in the sums so specified, on which undertaking the surety shall be a surety company authorized to do business in the State of New York and to issue such undertakings, the same to be submitted promptly to this Town Board for its approval:

Supervisor	$250,000
Town Clerk	50,000
Superintendent of Highways	25,000
Receiver of Taxes	50,000
Justice of Peace	25,000
Library Board Chairman	5,000
Library Board Secretary	5,000

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 36 Motion by Councilman Wroblewski, seconded by Councilman Obstarczyk----

RESOLVED that the salaries of Town Officials and employees for the year 1972, and thereafter be established as follows:

Supervisor	$22,000.00
Councilmen (6) each	8,500.00
Town Clerk	14,000.00
Highway Superintendent	17,500.00
Town Attorney	18,225.00
First Deputy Town Attorney	12,750.00
Second Deputy Town Attorney	8,500.00
Justices of Peace (2) each	13,000.00
Ex. Dir. of Youth Bureau	12,600.00
Receiver of Taxes	14,000.00
Chief of Police	18,500.00
Town Engineer	19,900.00
Assessor IV	13,000.00
Deputy Assessor	12,200.00
Deputy Receiver of Taxes (Charlotte Janiak)	8,686.50
Deputy Town Clerk - 1st (Ruth Letki)	8,586.50
Deputy Town Clerk - 2nd (Virginia Rutkowski)	7,974.50
Dog Warden (3) part time - each	5,900.00
Working Foreman - Edward Banko	13,500.00
Deputy Superintendent of Highways (Edward Maraszek)	12,600.00
Bingo Inspectors (6) - each	2,700.00
Bingo Inspector (1) - Chairman	2,800.00
School Crossing Guards	2.50 per hour
Secretary to Civil Defense Director	2.10 per hour
Health Officer	13,000.00
Bldg. & Plumbing Inspector	13,000.00
Planning Commission (5) - each	1,000.00
Planning Commission (1) - Secretary	1,500.00
Planning Commission (1) - Chairman	1,800.00
Zoning Board (4) - each	1,200.00
Zoning Board (1) - Chairman	1,500.00
Police Matron (2) - each	1,950.00
Election Inspectors	28.00 per day

Item No. 36 cont'd

Election Inspectors - Chairman	30.00 per day
Part time clerical	20.00 per day
Civil Defense Director	1,440.00
Secretary to Councilmen - Part time (Lorraine Stachewicz)	3,950.00
Mailman - Part time (Carl Oddo)	1,600.00
Recreation Secretary - Part time	1,800.00
Secretary to Supervisor	9,400.00

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 37 Motion by Councilman Halicki, seconded by Councilman Obstarczyk----

RESOLUTION COVERING FACSIMILE SIGNATURE

RESOLVED: That the Marine Midland Trust Company (Cheektowaga Office), Liberty Bank and Trust Company (Harlem Office), Bank of Buffalo (Cheektowaga Office), and Manufacturers and Traders Trust Company (Airport Plaza Office), as designated depositories of the Town of Cheektowaga, be, and they hereby are requested, authorized and directed to honor checks, notes, and other instruments for the payment of money against town funds on deposit therein, including those payable to the individual order of the person whose name appears thereon as signer, when bearing or purporting to bear the facsimile signature of Daniel E. Weber, Supervisor---

ss/ Daniel E. Weber

and the Marine Trust Company (Cheektowaga Office), Liberty Bank and Trust Company, (Harlem Office), Bank of Buffalo (Cheektowaga Office), and Manufacturers and Traders Trust Company (Airport Plaza Office), shall be entitled to honor and to charge the proper bank account of the Town of Cheektowaga for such checks, notes or other instruments, regardless of by whom or by what means the actual or purported facsimile signature thereon may have been affixed thereto, if such signature resembles the facsimile specimen or specimens duly certified to or filed with the said banks by the Supervisor, the Town Clerk or other officer of the Town of Cheektowaga.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 38 Motion by Councilman Wroblewski, seconded by Councilman Obstarczyk----

BE IT RESOLVED that Dr. Louis A. Vendetti, a physician duly licensed by the State of New York and otherwise qualified, of Cheektowaga, New York, be and he hereby is appointed Health Officer of the Town of Cheektowaga for a further period of four (4) years from the time of expiration of his present term of office at an annual salary of $13,000.00 for the year 1972 and at a salary to be determined by the Town Board from time to time for the remainder of said Term.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 39 Supervisor's appointment of Committees.
Committees were duly appointed by the Supervisor, Daniel E. Weber.

Item No. 40 Motion by Councilman Swiatek, seconded by Supervisor Weber----

WHEREAS Coor Development Corporation has previously instituted an Article 78 Proceeding in the Supreme Court of Erie County against the members of the Cheektowaga Town Board, the Highway Superintendent and the Town Engineer wherein Coor Development Corporation alledged that the Town Board and the other named defendants had refused to approve a subdivision known as "Coatesworth Subdivision Part X", and

WHEREAS the Town Board retained a law firm to represent the Town in said proceeding, and

WHEREAS a hearing was duly held in the Supreme Court of Erie County, Special Term thereof, and the attorneys for the respective parties presented their arguments, and

WHEREAS a decision was submitted by Supreme Court Justice Walter J. Mahoney reviewing the salient and basic issues involved and recommending that the proceeding be remanded to the Town Board for the purpose of substantiating certain contentions of the contestants; and said memorandum indicated that the matter would again be presented to the Court for further determination, and

WHEREAS the counsel retained by the Town of Cheektowaga has submitted a memorandum of opinion indicating that the possibility of the Town being able to force the developer to construct and pay for a bridge across Slate Bottom Creek would probably be unsuccessful in view of the law and precedents pertaining to the issue. A copy of said opinion is attached to this resolution and made a part thereof, and

WHEREAS the Town Highway Superintendent has indicated that the proposed subdivision meets all the requirements of said Highway Department as set forth in his letter dated December 6, 1971, a copy of which is attached hereto and made a part hereof, therefore be it

RESOLVED that the present proceeding be terminated and that the counsel retained by the Town Board prepare the necessary stipulations and agreement of settlement terminating said action without cost to either party.

(See opinion and letter next page)

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

John V. Rogowski, Esq.
Town Attorney
Cheektowaga, New York

RE: COOR DEVELOPMENT vs. SUPERVISOR, TOWN BOARD et al of the TOWN OF CHEEKTOWAGA

COATESWORTH SUBDIVISION 10

Dear Sir:

This is to inform you that the New York State Supreme Court has ordered the above stated matter to your Town Board for a hearing. I am herewith submitting my legal opinion in regards to this filing of a new subdivision for approval.

I am of the opinion that the Coatesworth Subdivision 10, filing map cover is legal and will have to be accepted by the Town as a matter of law.

My opinion is based on the following:

1.) The Town Board cannot legally enforce a request that a bridge be built for ingress or egress into the Coatesworth Subdivision 10. The Coatesworth Subdivision is complete and legal and meets all of the standards set down for acceptance by the Town as a legally acceptable subdivision.

The Town cannot force the COOR DEVELOPMENT CORP. which is the legal owner of the Coatesworth Subdivision 10 to build a bridge over SLATE BOTTOM CREEK. The land ownership in the vicinity of the above mentioned creek is in an entirely different corporation. This means that the Town cannot go to a Third Party Corporation and force the building of a bridge so as to accommodate the COOR DEVELOPMENT CORP. This is entirely illegal.

2.) That the Coatesworth Subdivision 10 plans and various maps have been filed properly and are favorably approved

by all of the respective Town Departments. This means that this subdivision is legally acceptable and must be accepted by the Town Board. There are no legal barriers that can be placed against this subdivision. The fact that the Town Board has on prior occasions approved subdivisions which were less desirable than this present subdivision would also aid this corporation in having their plans finally approved and accepted by the Courts of this State. Due to the fact that the Town has never raised a question of ingress or egress on other subdivision tracts which have been approved, it is my opinion that this custom would act against the Town and could not stop the approval of this subdivision.

This means that if the corporation were to take the Town to the New York State Supreme Court, they would be successful in obtaining approval of this existing subdivision.

The additional litigation would do nothing but to increase legal expenses of the Town and the eventual end would be the Court's approval of this subdivision.

It is therefore respectfully submitted that there are no legal objections to the COATESWORTH SUBDIVISION 10 which could be sustained in the Courts of the State of New York.

In the event of any questions, please feel free to call this office.

Yours very truly,

OLSZEWSKI, JANIK & WIERZBICKI

BY: JOHN J. OLSZEWSKI

JJO:dk

"When better roads are built - Cheektowaga will build them"

TOWN OF CHEEKTOWAGA

ERIE COUNTY, NEW YORK

STANLEY BYSTRAK
SUPERINTENDENT
OFFICE: NT 3-4775
RESIDENCE: NF 4-2765

EDWARD S. MARASZEK
DEPUTY SUPERINTENDENT
NT 3-2380

OFFICE OF
SUPERINTENDENT OF HIGHWAYS
3145 UNION ROAD
CHEEKTOWAGA, NEW YORK 14225

December 6, 1971

John Rogowski, Town Attorney
3517 Genesee Street
Cheektowaga, N. Y. 14225

Re: Coatesworth Subdivision #10

Dear John:

Received your letter of December 3rd, 1971 in regards to Coatesworth Subdivision #10. The above captioned subdivision has been reviewed by Ted Skowron, Engineer in the Highway Department and I and we found that the subdivison has conformed with every request that the Highway Department has requested such as back yard drainage, curbing and road drainage. Therefore, I personally can find no objections to the Honorable Board in approving Coatesworth Subdivision #10.

Respectfully yours,
TOWN OF CHEEKTOWAGA

Stanley Bystrak
Superintendent of Highways

SB:mdk
copy: Chet Bryan, Town Engineer

RECEIVED
DEC 1971
TOWN ATTORNEY

Item No. 41 Motion by Councilman Meyers, seconded by Councilman Obstarczyk----

WHEREAS preparation of plans and specifications for the replacement of two trickling filter distributors at Sewer Treatment Plant No. 5 are required in accordance with the Town Engineer's report, therefore be it

RESOLVED that the Supervisor be and hereby is authorized and directed to sign an Agreement between the Town of Cheektowaga and Nussbaumer & Clarke, Inc. relative to preparation of plans for replacement of two trickling filter distributors at Sewer Treatment Plant No. 5, said Agreement being attached hereto and made a part hereof.

(See agreement Next Page)

A G R E E M E N T

THIS AGREEMENT made this 3RD day of JANUARY, 1972 by and between the TOWN OF CHEEKTOWAGA, NEW YORK, acting herein by and through its Supervisor who is duly authorized so to act and in behalf of said Town of Cheektowaga hereinafter called the Client, and NUSSBAUMER & CLARKE, INC., an engineering corporation licensed to do business in the State of New York, with offices at 310 Delaware Avenue, Buffalo, New York, hereinafter called the Engineers.

WHEREAS, the Client desires to employ an engineer to prepare plans and specifications in connection with the Client's project consisting of the elimination of mercury as a pollutant of the surface waters of the State, and

WHEREAS, the New York State Department of Environmental Conservation has directed the Client to replace its mercury seals on two of the trickling filter distributors at the Town's Sewage Treatment Plant No. 3, and

WHEREAS, on September 7, 1971 the Town of Cheektowaga authorized the Engineers to prepare plans and specifications for the replacement of said seals by resolution of the Town Board.

PAYMENT

For services performed under this Contract, fees are to be paid to the Engineers by the Town as follows:

For final plans and specifications, 10 per cent of the construction costs with a minimum fee of $2,500. Payment is to be made upon the completion and approval of the engineering work.

For services during construction a fee of 2 per cent of the construction costs is to be paid based upon approved contractor's estimates.

NOW, THEREFORE, this Agreement witnesseth that for and in consideration of the mutual covenant and promises between the parties hereto

Item No. 41 cont'd

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 42 Motion by Councilman Halicki, seconded by Councilman Wroblewski----

RESOLVED that the following named vouchers and warrants submitted to the Town of Cheektowaga for the period ending January 3, 1972, be and hereby are appproved and that Supervisor pay said warrants:

FUND	FROM	TO	AMOUNT
General	2938	3003	$109,851.89
Part Town	1004	1012	4,137.87
Highway	3870	3896	39,050.90
Spec. Districts	4844	4879	77,547.80
Trust & Agency	396	400	121,639.44
Construction & Imprvmt.	---	---	---
			$352,227.90

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

VI. FROM THE TABLE

Item No. 43 Amend resolution appointing Building Inspector Trainee.

Motion by Supervisor Weber, seconded by Councilman Obstarczyk----

WHEREAS the Town Board has adopted a resolution on December 6, 1971 appointing Bernard Arendt, Jr., as Assistant Building Inspector pursuant to the Emergency Employment Act, and

WHEREAS since the adoption of said resolution, the Town Board has been informed that said position must include a different title, therefore be it

RESOLVED that the aforesaid resolution is amended as follows:

That said Bernard Arendt, Jr., be and hereby is appointed Building Inspector Trainee at a salary of $8,600.00 retroactive to December 6, 1971, and be it

FURTHER RESOLVED that said salary be and hereby is increased to the sum of $9,300.00 as of January 1, 1972.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

VII. SUSPENSION OF RULES

Item No. 44 Advertisement for bids to replace mercury seals on trickling filter distributors - Plant #5.

Item No. 44 cont'd

Motion by Councilman Meyers, seconded by Councilman Wasielewski----

WHEREAS the New York State Department of Environmental Conservation has directed the Town of Cheektowaga to replace the mercury seals on two of the trickling filter distributors at the Town Wastewater Plant #5, and

WHEREAS it is in order that bids be advertised to cover the replacement of said trickling filter distributors, 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 furnishing replacement of mercury seals on two of the trickling filter distributors at the Town Wastewater Plant No. 5, notice to be published in the CHEEKTOWAGA TIMES and the DEPEW HERALD AND CHEEKTOWAGA NEWS, and be it

FURTHER RESOLVED that the Town Board meet on the 21st day of February, 1972, at 7:30 P.M. Eastern Standard Time, at the Town Hall, Broadway and Union Road, Cheektowaga, New York for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

LEGAL NOTICE
TOWN OF CHEEKTOWAGA, NEW YORK
NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on the 22nd day of February 1972 at 7:30 P.M. Local Time at the Town Hall, Cheektowaga, New York for furnishing all labor, materials, tools, equipment and appurtenances required for the installation of reaction type rotary distributors for two (2) existing trickling filters at Sewage Treatment Plant No. 5 on Central Avenue, including all related work, in the Town of Cheektowaga, New York.

The Information for Bidders, Form of Bid, Form of Contract, Plans, Specifications, and Forms of Bid Bond, Performance and Payment Bond, and other contract documents may be examined at the office of the Town Clerk, Town Hall, Cheektowaga, New York.

Copies may be obtained at the Cheektowaga Town Hall and at the offices of the Engineers located at 310 Delaware Avenue, Buffalo, New York 14202 upon payment of $20.00 for each set. Any unsuccessful bidder upon returning such set promptly and in good condition, will be refunded his payment, and any non - bidder upon so returning such a set will be refunded $10.00. Any bidders requesting more than two sets of documents may purchase the excess, but it is understood that they are not returnable.

All bids shall be submitted in sealed envelopes addressed to "The Town Clerk, Town Hall, Cheektowaga, New York" and shall be plainly marked on the outside with the Contractor's name and the title "Bid for Installation of Rotary Distributors for Trickling Filters at Plant 5."

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

Each proposal must be accompanied by a certified check for a sum equal to five per cent (5 per cent) of the amount of the bid, payable to the order of the Town of Cheektowaga, New York, or bond with sufficient sureties to be approved by the attorney for the Town of Cheektowaga, New York, in a sum equal to five per cent (5 per cent) 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 45 days after the date set for the opening thereof, but may withdraw same any time prior to the scheduled time for opening of bids.

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

The successful bidder shall commence work on the project on the date ordered by the Owner, set forth in his "Order to Commence Work." Work shall be completed by the Contractor within 120 consecutive calendar days from the date of said commencement of work.

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

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

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDER NO. 11246. THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER THIS ORDER, WHICH CONCERNS NONDISCRIMINATION IN EMPLOYMENT, ARE EXPLAINED IN THE SPECIFICATIONS.

BENEDICT T. HOLTZ
TOWN CLERK,
TOWN OF CHEEKTOWAGA
Published: January 28, 1972

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

(Affidavit Next Page)

PROOF OF PUBLICATION

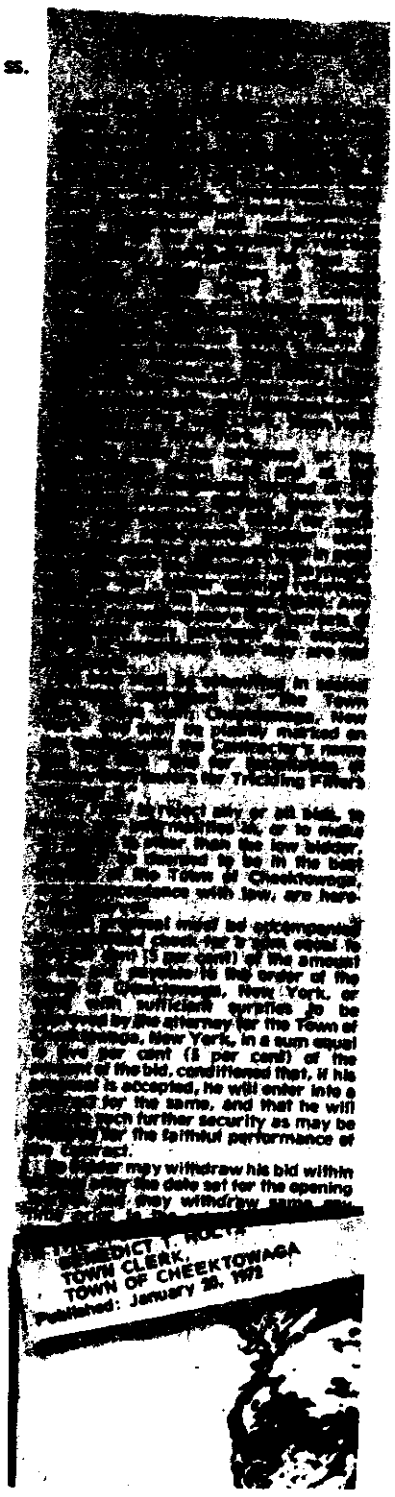
Bee Publications Inc.

Publishers Of:

Amherst Bee ★ Clarence Bee ★ Lancaster Enterprise ★ Depew Herald and Cheektowaga News

5564 MAIN STREET,
WILLIAMSVILLE, N.Y. 14221
PHONE: 632-4700

STATE OF NEW YORK
COUNTY OF ERIE } ss.



George J. Maser

being duly sworn, deposes and says that he is the Publisher of the Depew Herald, a public newspaper published at Depew, New York, that the notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 weeks, the first insertion being on the 20 day of Jan, 1972, and the last insertion being on the same day of same, 19.....

George J Maser

Subscribed and sworn to before me this 20 day of Jan, 1972

Laura J Bull

Notary Public in and for Erie County

LAURA J. BULL
Notary Public, State of New York
[illegible]
19 73

Form No. 1

PROOF OF PUBLICATION

Bee Publications Inc.

Publishers Of:

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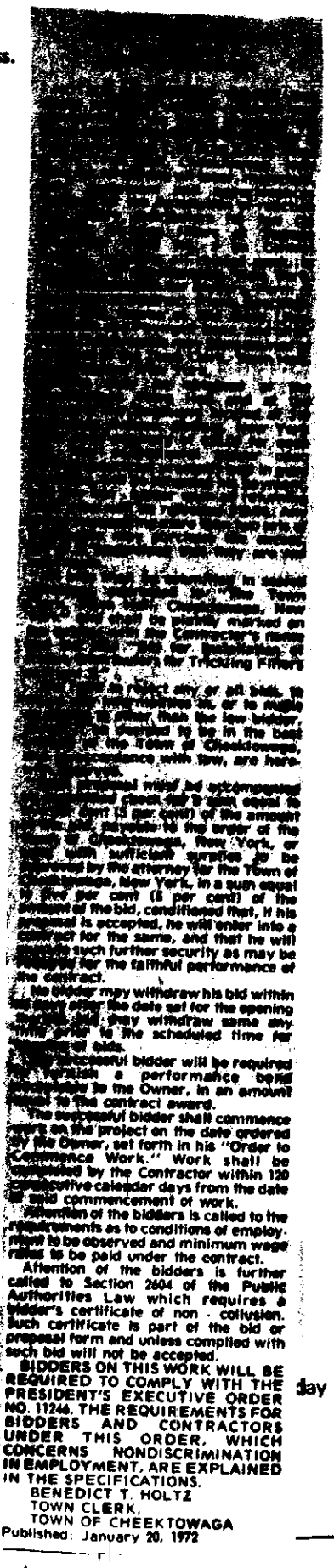
COUNTY OF ERIE } ss.



NOTICE TO CONTRACTORS

Sealed proposals will be received by the Town Clerk of the Town of Cheektowaga, New York, at the Town Hall, 3301 Broadway, Cheektowaga, New York, until 10:00 A.M. (Local Time) on the 31st day of January, 1972, at which time they will be publicly opened and read aloud for the furnishing of all labor, materials, equipment and services for the construction of Connecting Sewers for Installation of Trickling Filters at the Sewage Treatment Plant.

The Town Board reserves the right to reject any or all bids, to waive informalities in, or to modify the bid or proposal of any bidder, if it is deemed to be in the best interests of the Town of Cheektowaga, notwithstanding compliance with law, are hereby reserved.

Each proposal must be accompanied by a certified check, cash or bank money order in an amount equal to ten per cent (10 per cent) of the amount of the bid, payable to the order of the Town of Cheektowaga, New York, or a bid bond with sufficient sureties to be approved by the attorney for the Town of Cheektowaga, New York, in a sum equal to ten per cent (10 per cent) 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 furnish such further security as may be required for the faithful performance of the contract.

The bidder may withdraw his bid within ten days after the date set for the opening thereof, and may withdraw same any time prior to the scheduled time for the opening of bids.

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

The successful bidder shall commence work on the project on the date ordered by the Owner, set forth in his "Order to Commence Work." Work shall be completed by the Contractor within 120 consecutive calendar days from the date of said commencement of work.

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

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

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDER NO. 11246. THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER THIS ORDER, WHICH CONCERNS NONDISCRIMINATION IN EMPLOYMENT, ARE EXPLAINED IN THE SPECIFICATIONS.

BENEDICT T. HOLTZ
TOWN CLERK,
TOWN OF CHEEKTOWAGA
Published: January 20, 1972

George J. Maser

being duly sworn, deposes and says that he is the Publisher of the Depew Herald, a public newspaper published at Depew, New York, that the notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 weeks, the first insertion being on the 20 day of Jan, 19 72, and the last insertion being on the same day of same, 19 .

George J. Maser

Subscribed and sworn to before me this 24 day of Jan

Laura J. Dill

Notary Public in and for Erie County

LAURA J. DILL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

Form No. 1

PROOF OF PUBLICATION

Bee Publications, Incorporated

PUBLISHERS OF:

Amherst Bee ★ Clarence Bee

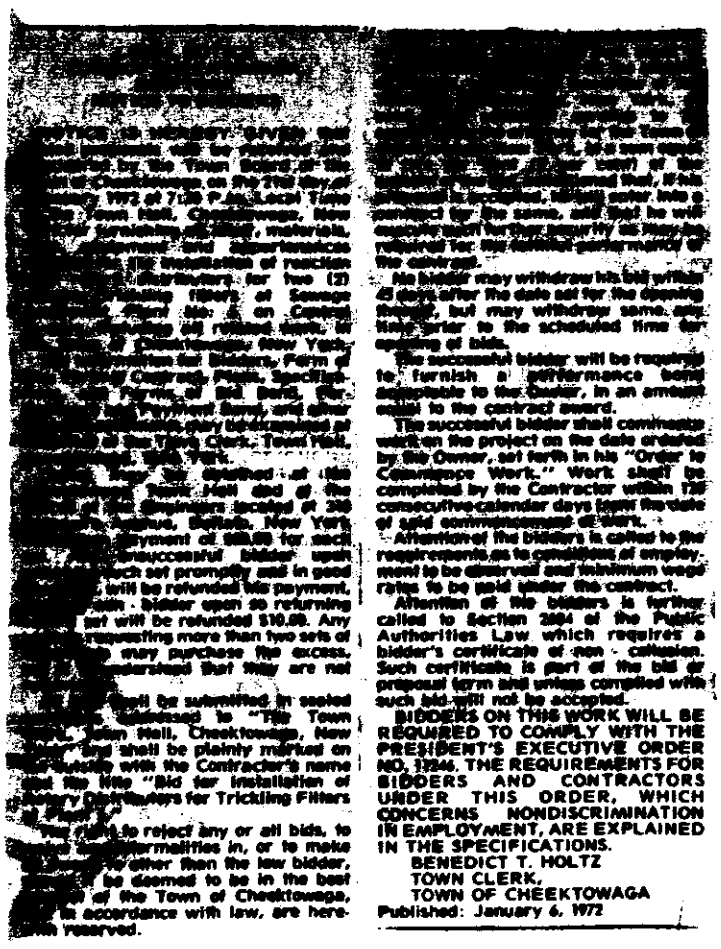
5564 MAIN STREET,

WILLIAMSVILLE, N. Y. 14221

PHONE: 632-4700

STATE OF NEW YORK
COUNTY OF ERIE } ss.
VILLAGE OF WILLIAMSVILLE

GEORGE J. MEASER, residing at Williamsville, New York, being duly sworn, deposes and says: that he is the President of Bee Publications, Incorporated and is the Publisher of the "Cheektowaga News," a newspaper published in the Town of Lancaster County of Erie and State of New York, [illegible] that the notice of which the annexed printed slip, taken from [illegible] Cheektowaga News is a copy, was inserted and published in said newspaper once a week for 1 weeks, commencing on January 6, 1972 and ending on same, 19___.



OFFICE OF HIGHWAY SUPERINTENDENT
[illegible] will be received by the Town Board of the Town of Cheektowaga on the 21st day of [illegible] 1972 at 7:30 P.M. Local Time [illegible] Town Hall, Cheektowaga, New [illegible] furnishing all labor, materials, [illegible] and superintendence [illegible] installation of reaction [illegible] Distributors for two (2) [illegible] Filters at Sewage [illegible] Plant No. 1 on Central [illegible] all related work, in [illegible] Cheektowaga, New York, [illegible] Bidders, Form of [illegible] Contract, Plans, Specifications [illegible] Form of Bid Bond, Performance [illegible] Payment Bond, and other [illegible] may be examined at the Town Clerk, Town Hall, [illegible] New York.
Copies [illegible] obtained at the [illegible] Town Hall and at the [illegible] Engineers located at 398 [illegible] Avenue, Buffalo, New York, [illegible] payment of $50.00 for each [illegible] unsuccessful bidder upon [illegible] such set promptly and in good [illegible] will be refunded his payment. [illegible] bidder upon so returning [illegible] set will be refunded $10.00. Any [illegible] requesting more than two sets of [illegible] may purchase the excess. [illegible] understood that they are not [illegible]
[illegible] shall be submitted in sealed [illegible] addressed to "The Town [illegible] Town Hall, Cheektowaga, New [illegible] and shall be plainly marked on [illegible] with the Contractor's name and the title "Bid for Installation of [illegible] Distributors for Trickling Filters [illegible]".
The right to reject any or all bids, to [illegible] informalities in, or to make [illegible] other than the low bidder, [illegible] be deemed to be in the best [illegible] of the Town of Cheektowaga, [illegible] in accordance with law, are hereby reserved.

The successful bidder will be required to furnish a performance bond acceptable to the Owner, in an amount equal to the contract award.
The successful bidder shall commence work on the project on the date ordered by the Owner, set forth in his "Order to Commence Work." Work shall be completed by the Contractor within [illegible] consecutive calendar days from the date of said commencement of work.
Attention of the bidders is called to the requirements as to conditions of employment to be observed and minimum wage rates to be paid under the contract.
Attention of the bidders is further called to Section 2894 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.
BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDER NO. 11246, THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER THIS ORDER, WHICH CONCERNS NONDISCRIMINATION IN EMPLOYMENT, ARE EXPLAINED IN THE SPECIFICATIONS.
BENEDICT T. HOLTZ
TOWN CLERK,
TOWN OF CHEEKTOWAGA
Published: January 6, 1972

Subscribed and sworn to before me this 7th day of January, 19 72

George J. Measer

[illegible] Eleanor Measer
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19

Form No. 1

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NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on the 22nd day of February 1972 at 7:30 P. M. Local Time at the Town Hall, Cheektowaga, New York for furnishing all labor, materials, tools, equipment and appurtenances required for the installation of reaction type rotary distributors for two (2) existing trickling filters at Sewage Treatment Plant No. 5 on Central Avenue, including all related work, in the Town of Cheektowaga, New York.

[illegible] Information for Bidders, [illegible] Bid, Form of Contract, [illegible] Specifications, and Bonds, [illegible] Bond, Performance and [illegible] Bond, and other contract [illegible] may be examined at the [illegible] the Town Clerk, Town [illegible]ktowaga, New York.

[illegible] may be obtained at the [illegible] Town Hall and at the [illegible] the Engineer's Office [illegible] Transit Avenue Building, [illegible] 1972 upon payment of [illegible] each set. Any set [illegible] bidder upon returning [illegible] promptly and in good con[illegible] be refunded the pay[illegible] any non-bidder upon re[illegible] such a set will be re[illegible] 10.00. Any bidder [illegible] more than two sets of [illegible] may purchase the [illegible] the undersigned that [illegible] Information [illegible] shall be submitted in [illegible] addressed to [illegible] Clerk, Town Hall, [illegible], New York" and en[illegible] marked on the outside [illegible] Contractor's name and the [illegible] Installation of Trickling Filters.

[illegible] to reject any or all [illegible] waive any informalities [illegible] make an award to other [illegible] low bidder, should it be [illegible] be in the best interest [illegible] of Cheektowaga and [illegible] with law, any such [illegible].

[illegible] proposal must be accompa[illegible] by a certified check for a [illegible] to five per cent (5%) [illegible] amount of the bid, payable [illegible] order of the Town of Cheek[illegible], New York, or bond with [illegible] sureties to be approved [illegible] attorney for the Town of [illegible]owaga, New York, in a sum [illegible] to five per cent (5%) of the [illegible] of the bid, conditioned that, [illegible] proposal is accepted, he [illegible] enter into a contract for the [illegible], and that he will execute such [illegible] security as may be re[illegible] for the faithful performance [illegible] contract.

[illegible] bidder may withdraw his bid [illegible] 45 days after the dat set [illegible] the opening thereof, but may [illegible]draw same any time prior to [illegible] scheduled time for opening of [illegible].

[illegible] successful bidder will be [illegible]ed to furnish a performance [illegible] acceptable to the Owner, in [illegible] amount equal to the contract [illegible]ard.

The successful bidder shall commence work on the project on the date ordered by the Owner, set forth in his "Order to Commence Work". Work shall be completed by the Contractor within 120 consecutive calendar days from the date of said commencement of work.

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BENEDICT T. HOLTZ
Town Clerk, Town of Cheektowaga

Published: January 20, 1972

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for ...1... weeks:

first publication ...January 27, 1972...;

last publication .....;

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this ...24th...

day of ...January..., 19...72...

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 19 73

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NOTICE TO BIDDERS

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Copies may be obtained at the Cheektowaga Town Hall and at the offices of the Engineers located at 210 Delaware Avenue, Buffalo, New York 14202 upon payment of [illegible].00 for each set. Any unsuccessful bidder upon returning [illegible] promptly and in good condition, will be refunded his payment and any non-bidder upon so returning such a set will be refunded $10.00. Any bidders requiring more than two sets of documents may purchase the [illegible] but it is understood that [illegible] not returnable.

[illegible] shall be submitted in sealed envelopes addressed to the Town Clerk, Town Hall, Cheektowaga, New York" and shall be plainly marked on the outside with the Contractor's name and the title "Bid for Installation of Rotary Distributors for Trickling Filters at Plant 5".

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

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

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDER NO. 11246. THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER THIS ORDER, WHICH CONCERNS NON-DISCRIMINATION IN EMPLOYMENT, ARE EXPLAINED IN THE SPECIFICATIONS.

BENEDICT T. HOLTZ
Town Clerk, Town of
Cheektowaga

Published: January 6, 1972

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 1 weeks:

first publication January 6, 1972;

last publication ;

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 11th

day of January, 1972

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 1972

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Item No. 45 Creation of two positions of Captain in Police Department.

Motion by Councilman Halicki, seconded by Councilman Wroblewski----

RESOLVED that two positions of Captain be created in the Cheektowaga Police Department.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 46 Reappointment of Youth Board Director.

Motion by Councilman Swiatek, seconded by Councilman Meyers----

RESOLVED that Kenneth J. Kopacz of , Cheektowaga, New York be and hereby is appointed Executive Director of the Youth Bureau at an annual salary of $12,600.00 effective January 1, 1972.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 47 Walter Maue, Real Estate Broker - appraisel of Hyland Avenue fire hall.

Received and filed.

Item No. 48 Change of Date -- Town Board Meeting.

Motion by Councilman Wroblewski, seconded by Councilman Wasielewski----

WHEREAS members of the Town Board will be attending the Association of Towns Meeting in New York City, the week of February 6, 1972; now therefore be it

RESOLVED that the regular Town Board Meeting will be held on January 31, 1972, at 2:30 o'clock P.M., Eastern Standard Time, rather than February 7, 1972.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 49 Approval of Coatesworth Subdivision Part X Map.

Motion by Supervisor Weber, seconded by Councilman Swiatek----

RESOLVED that Coatesworth Subidivision Map Part X prepared by Roy D. Millard, Surveyor, be approved.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 50 Utility and Reserve Work Force placed under the supervisor of the Town Engineer.

Motion by Councilman Meyers, seconded by Supervisor Weber----

Item No. 50 cont'd

BE IT RESOLVED that members of the Utility and Reserve Work Force, classified as laborers, presently available to the Town, may be used by the Town Engineer in the Sewer Department and Engineering Department at such times and in such places as he deems necessary from time to time. The duties and work schedules are to be directed by, and placed under, the supervision of the Town Engineer.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 51 Authorization for Town Attorney to defend legal matter.

Motion by Councilman Halicki, seconded by Councilman Wroblewski----

WHEREAS the Chief of Police and a detective in the Cheektowaga Police Department have been served with legal papers in an action entitled:

GUNA GRAHI DAS, et ano.,

Plaintiffs

-vs-

MICHAEL A. AMICO, et al.,

Defendants

therefore, BE IT

RESOLVED that the Town Attorney be and hereby is authorized to represent the Police Chief and Detective Sergeant, Martin Pick, in the above-entitled proceeding.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 52 Motion by Supervisor Weber, seconded by Councilman Wroblewski to adjourn the meeting in memory of Rev. Richard Urban.

BENEDICT T. HOLTZ
Town Clerk

MEETING NO. 2

Cheektowaga, New York
January 17, 1972

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 17th day of January, 1972 at 7:30 o'clock p.m., Eastern Standard Time there were:

PRESENT:	Felix T. Wroblewski	Councilman
	Frank E. Swiatek	Councilman
	Kenneth J. Meyers	Councilman
	Joseph R. Obstarczyk	Councilman
	Donald A. Halicki	Councilman
	Raymond J. Wasielewski	Councilman
ABSENT:	Daniel E. Weber	Supervisor

Also present were: Benedict T. Holtz, Town Clerk; John V. Rogowski, Town Attorney; Chester Bryan, Town Engineer; Ted Skowron, Highway Engineer; Ronald Marten, Assistant Building Inspector; Andrew Schwenk, Assessor; and Benedict T. Kostrzewski, Chief of Police.

Item No. 1a Motion by Councilman Wasielewski, Seconded by Councilman Swiatek

RESOLVED, that due to the absence of Supervisor Daniel E. Weber, Councilman Felix T. Wroblewski will preside as Chairman of the Town Board Meeting.

UPON ROLL CALL....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: Supervisor Weber

I. COMMITTEE REPORTS

Item No. 2 Petitions
Received and Filed

Item No. 3 Public Works
Received and Filed

Item No. 4 Youth and Recreation
Received and Filed

II. GENERAL COMMUNICATIONS

Item No. 5 N.Y.S. Association of Towns - Annual Meeting.
Referred to Town Clerk, Benedict T. Holtz.

Item No. 6 N.Y.S. Council 66; Local 1026 - schedule meeting for possible job reclassifications within Town.
Referred to Town Board.

Item No. 7 Town of Amherst - In answer to participation in Proposed expansion of Wastewater Treatment Plant No. 5.
Referred to Town Engineer, Chester Bryan.

Item No. 8 Village of Depew - In answer to participation in Proposed expansion of Wastewater Treatment Plant No. 5.
Referred to Town Engineer, Chester Bryan.

Item No. 9 Village of Lancaster - In answer to participation in Proposed expansion of Wastewater Treatment Plant No. 5.
Referred to Town Engineer, Chester Bryan.

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Item No. 10 Cheektowaga Public Library - Elected Officials for 1972.
Received and Filed.

Item No. 11 Southline Homeowners Association - Request for documents pertaining to Coatesworth Subdivision.
Referred to Town Board.

Item No. 12 Southline Homeowners Association - Request to rescind approval of Coatesworth Subdivision.
Referred to Town Board.

Mr. Donald Enslin, West Seneca School Board Trustee - Request to rescind approval of Coatesworth Subdivision.
Referred to Town Board.

Item No. 13 Mr. Ciro Gerace, - Coatesworth Subdivision.
Referred to Town Board.

Item No. 14 William Street Citizens Association - Request for Ice Skating Rink at Dingens Street Park.
Referred to Youth and Recreation Committee.

Item No. 15 William Street Citizens Association - Exemption of certain streets from winter parking ban.
Referred to Town Attorney, John Rogowski.

Item No. 16 Walden District Taxpayers Association - Regarding winter parking ban.
Referred to Town Attorney, John Rogowski.

Item No. 17 Ms. Lorraine Pawlowski, - Regarding winter parking ban.
Referred to Town Attorney, John Rogowski.

Item No. 18 Resident Petition - Regarding winter parking ban on Wodell Avenue.
Referred to Town Attorney, John Rogowski.

Item No. 19 Mattar, Bork, Mattar and D'Agostino, Attorneys at Law - Request for warning sign near Willowlawn and Griswold Streets.
Referred to Chief of Police, Benedict Kostrzewski and Traffic Safety Commission.

Item No. 20 NOTICE OF CLAIM - Stephen Dmochowski and Julia Dmochowski vs Town of Cheektowaga.
Referred to Town Attorney, John Rogowski.

Item No. 21 Resident Petitions - To declare Cheektowaga Times the Official Newspaper of Town of Cheektowaga.
Referred to Town Board.

III. DEPARTMENTAL COMMUNICATIONS

Item No. 22 Motion by Councilman Wroblewski, Seconded by Councilman Halicki

RESOLVED that the building permits submitted on January 17, 1972 be approved with the following exceptions and stipulations; subject to the Building Inspectors Approval:

HELD: Josela Enterprises:

12 North Prince Drive	fr br ven sin dwl att gar	
20 North Prince Drive	"	"
24 North Prince Drive	"	"
79 Lou Drive	"	"

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Item No. 22 cont'd

UPON ROLL CALL....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: Supervisor Weber

Item No. 23 Stanley Bystrak - Acceptance of Brookedge Road, Deepwood Court and Beaverbrook Court as Town Highways.

Motion by Councilman Halicki, Seconded by Councilman Wasielewski

RESOLVED that the following streets as more particularly described in letter attached hereto and made a part hereof, be accepted as Town Highways in the Erie County Clerk's Office:

Brookedge Road, Deepwood Court, Beaverbrook Court

UPON ROLL CALL....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: Supervisor Weber

Item No. 24 Stanley Bystrak - Authorization to advertise for bids for snow plow blades, wing blades, cutting edges, and other related highway equipment.

Motion by Councilman Halicki, Seconded by Councilman Wasielewski

BE IT RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of the following equipment for the Highway Department:

Snow plow blades, wing blades, cutting edges, wing and front plow shoes, grader blades, receiver grates, receiver frames, curboxes, extension rings and frames and covers for manholes.

Information for bidders and specifications may be obtained from Stanley Bystrak Superintendent of Highways, in the office of the Highway Department located at 3145 Union Road, Cheektowaga, New York. The Notice to Bidders to be published in the CHEEKTOWAGA NEWS, and BE IT FURTHER

RESOLVED that the Town Board will meet at 2:30 P.M., Eastern Standard time on January 31, 1972 for the purpose of properly opening and reading the sealed bids.

LEGAL NOTICE

NOTICE IS HEREBY GIVEN, in compliance with Section 103 of the General Municipal Law, that the Town of Cheektowaga will receive proposals for Snow Plow Blades, Wing Blades, Cutting Edges, Wing and Front Plow Shoes, Grader Blades, Receiver Grates, Receiver Frames, Curboxes, Extension Rings and Frames and Covers for Manholes until January 31st, 1972, 2:30 PM. EST, at which time they will be opened and read at the Town Board meeting on the above date.

Information and specifications can be picked up at the Town of Cheektowaga Highway Department Office located at 3145 Union Road, S. Cheektowaga, New York. Each sealed bid to be plainly marked "SEALED BID FOR REQUIREMENTS OF THE TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT." Non-collusion forms to be properly signed and enclosed with the bids.

STANLEY BYSTRAK, the Superintendent of Highways, reserves the right to reject any or all bids. All bids to be in compliance with specifications and instructions on file in the Highway Department Office. Bidders may attend the public opening of the bids if they so desire at the time and place specified above.

BEN HOLTZ,
Town Clerk
Dated January 11th, 1972

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Item No. 24 cont'd

UPON ROLL CALL....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: Supervisor Weber

(Affidavits Attached)

PROOF OF PUBLICATION

Bee Publications Inc.

Publishers Of:

Amherst Bee ★ Clarence Bee ★ Lancaster Enterprise

★ Depew Herald and Cheektowaga News

5564 MAIN STREET,
WILLIAMSVILLE, N.Y. 14221
PHONE: 632-4700

STATE OF NEW YORK
COUNTY OF ERIE } ss.

George J. Measer

being duly sworn, deposes and says that he is the

#7 #6 #5 #4 #3 #2A

PROOF OF PUBLICATION

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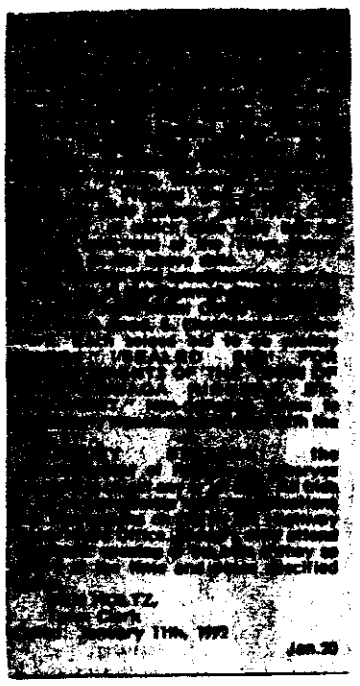
PHONE: 632-4700

STATE OF NEW YORK
COUNTY OF ERIE } ss.

George J. Measer

being duly sworn, deposes and says that he is the Publisher of the Depew Herald, a public newspaper published at Depew, New York, that the notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 weeks, the first insertion being on the 20 day of Jan, 19 72, and the last insertion being on the same day of same, 19 .



Subscribed and sworn to before me this 20 day of January, 19 72

Notary Public in and for Erie County

[illegible], 19 73

Form No. 1

Item No. 25 Stanley Bystrak - Award of bid for Trucks for Highway.

Motion by Councilman Halicki, Seconded by Councilman Wroblewski

WHEREAS bids were duly received by this Town Board at a meeting thereof, held on January 3, 1972 for one truck with plow, wing, dump body and hoist, one truck with dump body and hoist, one Engineering truck and two 1972 service cars, as a result of advertisement therefor, and such bids were referred to the Superintendent of Highways for analysis, tabulation and report, and

WHEREAS such analysis, tabulation and report is hereto attached and made a part hereof, therefore, BE IT

RESOLVED that the contract for one (1) 1972 Diamond Reo Dump Truck complete with plow, wing, dump body and hoist with trade-in one (1) 1961 Oshkosh Dump Truck with plow and sander and dump body be and hereby is awarded to Maier-Schule, Inc. in the amount of $18, 568.00, and BE IT FURTHER

RESOLVED that the contract for one (1) 1972 Blazer Engineering truck with trade-in of one (1) 1964 Plymouth station wagon be and hereby is awarded to Mernan Chevrolet, Inc. in the amount of $3,350.00 and BE IT FURTHER

RESOLVED that the contract for two (2) 1972 Dodge-Polara 4-door sedans with trade-in of two (2) 1970 Plymouth 4-door sedan Fury I, V-8 be and hereby is awarded to Mid City Dodge in the amount of $4,721.82;

said companies being the lowest responsible bidders meeting specifications, and BE IT FURTHER

RESOLVED that said amounts be and hereby are to be paid out of the Highway Fund, Item 3.

UPON ROLL CALL....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: Supervisor Weber

Item No. 26 Chester Bryan - Approval for establishment of Federal Aid Urban System.

Motion by Councilman Halicki, Seconded by Councilman Wroblewski

WHEREAS the provisions of Section 106 of the Federal Highway Act of 1970 pertain to the establishment of the Federal Aid Urban System in urbanized areas, and

WHEREAS approval is required by the Town of Cheektowaga for highways within the limits of the Town for which aid will be requested under this program, now therefore be it

RESOLVED that the Supervisor of the Town of Cheektowaga be and is hereby authorized to sign the statement of approval for these highways as submitted by the New York State Department of Transportation.

UPON ROLL CALL....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: SupervisorWeber

Item No. 27 Mrs. Reinstein, Town Historian - Annual Report for 1971.
Received and Filed.

Item No. 28 Mr. Robert Colgrove, Sanitation Employee - Request for additional sick leave.

Motion by Councilman Obstarczyk, Seconded by Councilman Wasielewski

RESOLVED, that Robert H. Colgrove, ; is hereby granted an additional thirty (30) days sick leave, effective January 1, 1972.

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Item No. 28 cont'd

UPON ROLL CALL....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: Supervisor Weber

Item No. 29 Dr. Louis Vendetti - Report for December.
Received and Filed.

IV. RESOLUTIONS

Item No. 30 Capital Note Resolution - Light Standards on South Seine, Autumnwood Brookedge, Sprucewood and Penwood Drive.

* See Next Few Pages.

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EXTRACTS FROM MINUTES OF TOWN BOARD

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 17th day of January , 1972 , at 7:30 o'clock P. M., Eastern Standard Time, there were:

PRESENT:

Felix T. Wroblewski	Councilman
Frank E. Swiatek	Councilman
Kenneth J. Meyers	Councilman
Joseph R. Obstarczyk	Councilman
Donald A. Halicki	Councilman
Raymond J. Wasielewski	Councilman

ABSENT: Daniel E. Weber — Supervisor

* * * * * * * * * * * * * * * *

Councilman Halicki presented the following resolution and moved its adoption:

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CAPITAL NOTE RESOLUTION, DATED January 17, 1972

AUTHORIZING THE ISSUANCE OF $ 2,559.34 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE ONE HUNDRED ONE (101) LIGHT STANDARDS.

- - - - - - - - - - -

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Capital Notes of the aggregate principal amount of $ 2,559.34, pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described.

Section 2. The specific purpose (hereinafter referred to as "purpose") to be financed by the issuance of such Capital Notes is the purchase and installation of street lighting equipment pursuant to Section 198 of the Town Law of New York along the highways as hereinafter set forth to serve properties on South Seine Dr., Autumnwood Dr., Brookedge Rd., Sprucewood Dr. and Penwood Dr., to wit:

Both sides of South Seine Drive west of Towers Boulevard to end of street, Map Cover 2288.

Autumnwood - Entire street on both sides westerly from the west side of Borden Road to east side of Brentwood Drive, Map Cover 2293 and Map Cover 2299.

Brookedge - Entire street on both sides, Map Cover 2310.

Sprucewood Drive - Entire street from Oakwood Drive, Lot 34 (house number 92) south and then west to end of street, Map Cover 2241 and Map Cover 2291.

Penwood Drive - From north lot line of Sublot 50, Map Cover 2229 on east side of Penwood Drive and north lot line of Sublot 31, Map Cover 2229 on west side of Penwood Drive to south side of Autumnwood Drive, Map Cover 2299 and Map Cover 2293.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board, is $ 2,559.34, and (b) no money has heretofore been authorized to be applied to the payment of the cost of such purpose, and (c) the Town Board plans to finance the cost of said purpose from funds raised by the issuance of said Capital Notes and

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Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 35 of Paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 6. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in THE CHEEKTOWAGA NEWS , a newspaper published and having a general circulation in said Town. The validity of said Capital Notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall take effect immediately upon its adoption.

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Seconded by Councilman Obstar- and duly put to a vote
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which resulted as follows:

Supervisor	Weber	Voting ~~AYE~~	ABSENT
Councilman	Wroblewski	Voting AYE	
Councilman	Swiatek	Voting AYE	
Councilman	Meyers	Voting AYE	
Councilman	Obstarczyk	Voting AYE	
Councilman	Wasielewski	Voting AYE	
Councilman	Halicki	Voting AYE	

ayes: 6 noes: 0 absent: 1

Councilman Halicki presented the following resolution and moved its adoption:

WHEREAS the Capital Note resolution hereinafter referred to has taken effect in accordance with law and the Town Board desires to make provisions for the issuance of the notes authorized by said Capital Note resolution; NOW, THEREFORE

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

(1) Capital Notes of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of $ 2,559.34 shall be issued pursuant to the Capital Note resolution entitled "Capital Note Resolution, Dated January 17, 1972. Authorizing the Issuance of $2,559.34 Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance the Purchase and Installation of Street Lighting Equipment."

Said Capital Notes shall be designated "

Capital Notes, Series A of 1972 ". Said Capital Notes

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shall consist of two notes of the denominations of $ 1,279.67 and $1,279.67 , numbered 1 and 2, in the order of their maturity, and shall constitute an issue of Capital Notes payable in annual installments on January 17th in each of the years 1973 and 1974 .

(2) Each of said Capital Notes shall be dated as of a date on or subsequent to January 17, 1972 and shall bear interest from their date at the rate of Three and three-quarters and Four percent/ (3-3/4 & 4% respectively) per annum. The interest on the Capital Notes shall be payable annually on January 17th .

(3) Both principal of and interest on said Capital Notes shall be payable at the Marine Midland Bank of Western New York

Cheektowaga , New York, in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts.

(4) Each of the said Capital Notes shall be payable to bearer and shall be convertible into a registered Capital Note. Each of said Capital Notes shall be executed by the Town Supervisor of said Town and shall be attested by the Town Clerk of said Town. Each of said Capital Notes shall be sealed with the seal of said Town.

(5) The power to prescribe the terms, form and contents of said Capital Notes, subject to the provisions of this resolution, are hereby delegated to the Town Supervisor. Said Capital Notes shall be sold to the Marine Midland Bank of Western New York

at private sale and shall bear an interest rate of Three and three quarters and Four percent/ (3-3/4% & 4% respectively) per annum.

(6) The faith and credit of the Town of Cheektowaga are hereby pledged to the payment of said Capital Notes and the interest thereon as the same become due and payable.

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Seconded by Councilman Obstarczyk and duly put to a vote which resulted as follows:

Supervisor	Weber	Voting	ABSENT
Councilman	Wroblewski	Voting	AYE
Councilman	Swiatek	Voting	AYE
Councilman	Meyers	Voting	AYE
Councilman	Obstarczyk	Voting	AYE
Councilman	Wasielewski	Voting	AYE
Councilman	Halicki	Voting	AYE

ayes: 6 noes: 0 absent: 1

STATE OF NEW YORK
COUNTY OF ERIE

I, BENEDICT T. HOLTZ, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on January 17 19 72 and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at Item No. 30, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 18th day of January, 19 72.

Benedict T. Holtz

Town Clerk

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The capital note resolution published herewith has been adopted on January 17, 1972, and the validity of the obligations authorized by such capital note resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

BENEDICT T. HOLTZ

TOWN CLERK

of the Town of Cheektowaga,

New York.

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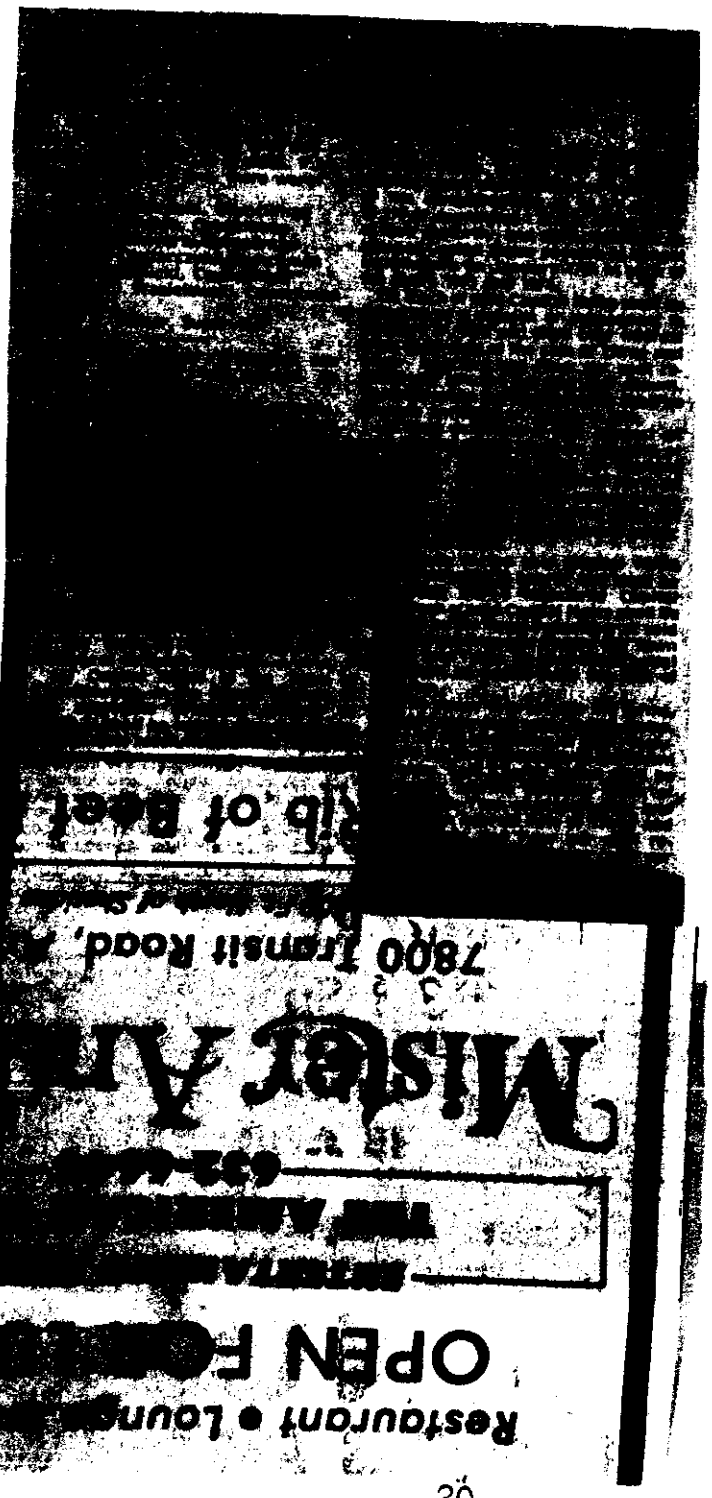
STATE OF NEW YORK }
COUNTY OF ERIE } ss.



George J. Measer

being duly sworn, deposes and says that he is the Publisher of the Depew Herald, a public newspaper published at Depew, New York, that the notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 weeks, the first insertion being on the 20 day of Jan, 19 72, and the last insertion being on the same day of same, 19 .

George J. Measer

Subscribed and sworn to before me this 20 day of Jan, 19 72

Laura J. Bell

Notary Public in and for Erie County

73

Form No. 1

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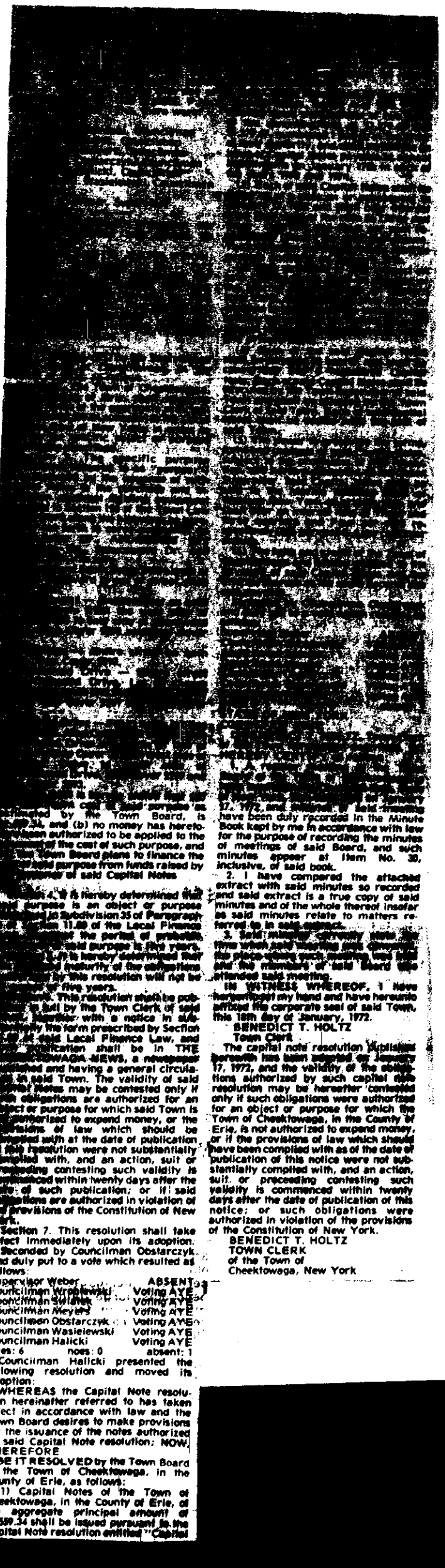
STATE OF NEW YORK
COUNTY OF ERIE } ss.

George J. Measer

being duly sworn, deposes and says that he is the Publisher of the Depew Herald, a public newspaper published at Depew, New York, that the notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 weeks, the first insertion being on the 20 day of Jan, 19 72, and the last insertion being on the same day of same, 19 .

George J. Measer

Form No. 1



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...specific purpose...

...by the Town Board, is ...and (b) no money has heretofore been authorized to be applied to the ...of the cost of such purpose, and ...Town Board plans to finance the ...said purpose from funds raised by ...issuance of said Capital Notes.

...Section 4. It is hereby determined that ...said purpose is an object or purpose ...described in Subdivision 35 of Paragraph ...a) of Section 11.00 of the Local Finance ...Law, and the period of probable ...usefulness of said purpose is five years. ...Section 5. It is hereby determined that ...the maximum maturity of the obligations ...authorized by this resolution will not be ...in excess of five years.

...Section 6. This resolution shall be published ...in full by the Town Clerk of said ...Town, together with a notice in substantially the form prescribed by Section ...81.00 of said Local Finance Law, and ...such publication shall be in THE ...CHEEKTOWAGA NEWS, a newspaper ...published and having a general circulation in said Town. The validity of said ...Capital Notes may be contested only if ...such obligations are authorized for an ...object or purpose for which said Town is ...not authorized to expend money, or the ...provisions of law which should be ...complied with at the date of publication ...of this resolution were not substantially ...complied with, and an action, suit or ...proceeding contesting such validity is ...commenced within twenty days after the ...date of such publication; or if said ...obligations are authorized in violation of ...the provisions of the Constitution of New ...York.

Section 7. This resolution shall take effect immediately upon its adoption.

Seconded by Councilman Obstarczyk, and duly put to a vote which resulted as follows:

Supervisor Weber	ABSENT
Councilman Wroblewski	Voting AYE
Councilman Swiatek	Voting AYE
Councilman Meyers	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Wasielewski	Voting AYE
Councilman Halicki	Voting AYE

ayes: 6 noes: 0 absent: 1

Councilman Halicki presented the following resolution and moved its adoption:

WHEREAS the Capital Note resolution hereinafter referred to has taken effect in accordance with law and the Town Board desires to make provisions for the issuance of the notes authorized by said Capital Note resolution; NOW, THEREFORE

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

(1) Capital Notes of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of $2,599.34 shall be issued pursuant to the Capital Note resolution entitled "Capital ...have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at Item No. 30, inclusive, of said book.

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

3. Said meeting of the Town Board at the time when said meeting took ...the place where such meeting was held and the members of said Board who attended said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 18th day of January, 1972.

BENEDICT T. HOLTZ
Town Clerk

The capital note resolution published hereinafter has been adopted on January 17, 1972, and the validity of the obligations authorized by such capital note resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit, or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

BENEDICT T. HOLTZ
TOWN CLERK
of the Town of
Cheektowaga, New York

Item No. 31 Motion by Councilman Meyers, Seconded by Councilman Swiatek

BE IT RESOLVED, that the Town Attorney's Office be and hereby is authorized to research the status and possible amendment of the vinter parking ban and submit a report to the Town Board of its findings.

UPON ROLL CALL....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: Supervisor Weber

Item No. 32 Motion by Councilman Wroblewski, Seconded by Councilman Obstarczyk

WHEREAS, the Town Board has adopted a resolution at its meeting on December 6, 1971 signifying its intention to join with the Village of Kenmore and other villages and townships within the County of Erie for the purpose of objecting to the proposed increase in the Erie County Sales Tax and if necessary to cooperate in any litigation concerning said increased Sales Tax, therefore be it

RESOLVED that the Town of Cheektowaga join with the villages and townships who are opposing the proposed increased Sales Tax in initiating possible legal action, and BE IT FURTHER

RESOLVED that the Town expend the sum of not more than One Thousand Dollars ($1,000.00) for legal services to a firm to be retained by the group of villages and towns for the purpose of obtaining a preliminary research report and legal opinion regarding the feasibility of commencing legal proceedings.

UPON ROLL CALL....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: Supervisor Weber

Item No. 33 Motion by Councilman Wroblewski, Seconded by Councilman Swiatek

BE IT RESOLVED that a public hearing on a proposed amendment to the Traffic Ordinance of the Town of Cheektowaga, which was adopted on July 17, 1967, be held on the 31st day of January, 1972 at 2:30 o'clock P.M., Eastern Standard Time at the Town Hall, corner of Broadway and Union Road in said Town of Cheektowaga for the purpose of considering the advisability of adopting said amendment and the Town Clerk is hereby directed to publish the following NOTICE OF HEARING in the CHEEKTOWAGA NEWS on January 20, 1972, the said proposed amendment being set forth in the **Notice of Hearing.**

NOTICE OF HEARING

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York will hold a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 31st day of January, 1972 at 2:30 P.M. Eastern Standard Time, to consider the advisability of adopting amendments to the Traffic Ordinance of the said Town of Cheektowaga which was adopted on July 17, 1967, said proposed amendments relating to Article X, Section 102-111, "No Parking or Standing"; to be posted on the west side of Briarcliff, south of Cleveland Drive, from Cleveland Drive to Mapleview Drive.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.
Dated: January 17, 1972
BENEDICT T. HOLTZ
Town Clerk

UPON ROLL CALL....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: Supervisor Weber

(Affidavits on Next Page)

#2A #3 #4 #5 #6 #7

PROOF OF PUBLICATION

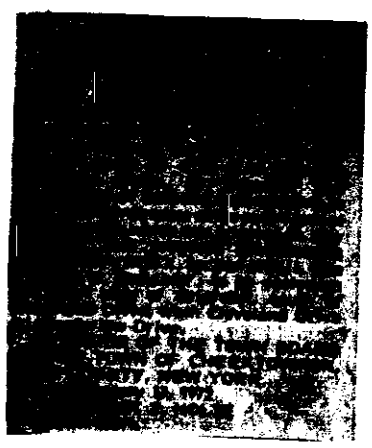
Bee Publications Inc.

Publishers Of:

Amherst Bee ★ Clarence Bee ★ Lancaster Enterprise ★ Depew Herald and Cheektowaga News

5564 MAIN STREET,
WILLIAMSVILLE, N.Y. 14221
PHONE: 632-4700

STATE OF NEW YORK
COUNTY OF ERIE } ss.



George J. Measer

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Subscribed and sworn to before me this 20 day of Jan, 19 72

Laura J Beed

Notary Public in and for Erie County

George J Measer

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Form No. 1

#2A #3 #4 #5 #6 #7

Item No. 34 Motion by Councilman Meyers, Seconded by Councilman Swiatek

WHEREAS, Jiggs Lewin Company, Inc. has made application to the Town Board for a Rezoning from R-Residence District to RA-Apartment District and to amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York of the following described property:

ALL THAT PARCEL OF LAND situate in the Town of Cheektowaga County of Erie, State of New York and being part of Lot 74, Township 11, Range 7 and being described as follows:
Beginning at a point in the South line of Airport Drive, said point being 112.47 feet East of the East line of Banko Drive, (said point also being on the East line of Map Cover 2174.) Thence continuing East along the South line of Airport Drive, 363.96 feet to a point; thence South along a line 869.90 feet to a joint in the South line of the Town of Cheektowaga; thence west along the South line of the Town of Cheektowaga 364.84 feet to a point in the East line of Map Cover 2174; thence North along the East line of Map Cover 2147, 873.20 feet to the point of beginning. CONTAINING 7.29± Acres, and

WHEREAS a public hearing was held before the Cheektowaga Town Board on November 15, 1971 after publication of the notice as required by the probisions of the Town Ordinance and the Town Law of the State of New York and all interested parties were given an opportunity to be heard at said hearing, and

WHEREAS the Planning Board of the Town of Cheektowaga considered the above request for Rezoning and recommended denial because it would be detrimental to residential development of the area, would create traffic problems and would be spot zoning, and

WHEREAS it appears that the proposed Rezoning would not be conducive to the surrounding area and since it also appears that the Rezoning would not be in the public interest, therefore BE IT

RESOLVED that the said application for Rezoning be, and hereby is denied.

UPON ROLL CALL....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: Supervisor Weber

Item No. 35 Motion by Councilman Wroblewski, Seconded by Councilman Wasielewski

RESOLVED, that Maryanna Stafflinger under Article 16, Section 16.02 as per union agreement, that her salary be adjusted from $6,152.50 to $6,852.50 retroactive to December 21, 1971, and be it further

RESOLVED, that Mary Jane Marquart who resides at , Depew, New York be hired as needed on temporary basis in the Highway Department at $20.00 per day, as part time secretary.

UPON ROLL CALL....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: Supervisor Weber

Item No. 36 Motion by Councilman Halicki, Seconded by Councilman Wasielewski

WHEREAS, a list of eligibles for the position of Senior Engineer Assistant in the Engineering Department was received from the Erie County Personnel Director, now therefore be it

RESOLVED, that Rudolph E. Bogacki, , Cheektowaga New York, presently employed in a provisions! capacity in the Engineering Department be and hereby is appointed Senior Engineer Assistant on a permanent basis.

#2A #3 #4 #5 #6 #7

Item No. 36 cont'd

UPON ROLL CALL....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: Supervisor Weber

Item No. 37 Motion by Councilman Obstarczyk, Seconded by Councilman Wroblewski

RESOLVED that Thomas Picciano be granted an additional ten-day (10) leave of absence, ending January 31, 1972.

UPON ROLL CALL....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: Supervisor Weber

Item No. 38 Request for job transfer for William Gomolski.
Tabled by Councilman Halicki and Councilman Wasielewski until the January 31, 1972 Meeting.

Item No. 39 Request for Frank Enser and Robert Lis, present lieutenants to be elevated to rank of Captain.
Tabled by Councilman Wroblewski and Councilman Obstarczyk until the January 31, 1972 Meeting.

Item No. 40 Motion by Councilman Obstarczyk, Seconded by Councilman Halicki

RESOLVED that permission is hereby given to the New York State Electric & Gas Corporation to install and remove the light standards on Carolyn Court, Robert Court, St. Paul Court, Lucid Drive, Thruway Court, Foisset Avenue, Ontario Drive, Laurentian Drive, Lucille Drive, Lucian Court, Balback Drive, Peinkofer Drive, Northvale Drive, Melcourt Drive West, Sharon Court, Melcourt Drive East and Camel Road, in the Town of Cheektowaga, as indicated on the schedules "Street Lighting Proposals", attached hereto and made a part hereof.

UPON ROLL CALL....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: Supervisor Weber

Item No. 41 Motion by Councilman Halicki, Seconded by Councilman Meyers

WHEREAS, it is the intention of the Town Board of the Town of Cheektowaga to establish a Recreation Youth Project, and

WHEREAS, the Town of Cheektowaga is about to submit an application for such a project to the New York State Youth Commission for its approval, and if approved, to apply subsequently to the State of New York for partial reimbursement of funds expended on said project, as provided by Chapter 556 of the Laws of 1945 as amended:

NOW, THEREFORE BE IT RESOLVED, that such application is in all respects approved and Daniel E. Weber, Supervisor, is hereby directed and authorized to duly execute and to present said application to the New York State Youth Commission for its approval.

UPON ROLL CALL....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: Supervisor Weber

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Item No. 42 Motion by Councilman Halicki, Seconded by Councilman Wroblewski

RESOLVED, that the following named vouchers and warrants submitted to the Town of Cheektowaga for the period ending January 17, 1972 be and hereby approved and that the Supervisor pay said warrants:

FUND	FROM	TO	AMOUNT
General	3004	3092	$133,893.68
Part Town	1013	1018	1,725.71
Highway	3897	3930	43,391.58
Special Districts	4880	4014	153,496.92
Trust and Agency	401	415	83,327.26
Construction & Improvement	288	289	10,560.40

UPON ROLL CALL....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: Supervisor Weber

V. SUSPENSION OF RULES

Item No. 43 Motion by Councilman Swiatek, Seconded by Councilman Halicki

RESOLVED that Oliada F. Wegst, , Depew; be appointed to the position of Clerk Stenographer, in the Town Clerk's Office on or about February 1, 1972; at a starting salary of $6,300.

UPON ROLL CALL....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: Supervisor Weber

Item No. 44 Motion by Councilman Meyers, Seconded by Councilman Swiatek

WHEREAS, the 44th Annual Meeting of the New York Water Pollution Association will be held in New York City on January 26 thru 28th, 1972, now therefore be it

RESOLVED that the Town Engineer is authorized to attend same with all legal expenses to be reimbursed by the Town.

UPON ROLL CALL....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: Supervisor Weber

Item No. 45 Motion by Councilman Obstarczyk, Seconded by Councilman Swiatek

RESOLVED that Mr. Arthur Blachowski, voting delegate from Hy-View Fire District No. 8 be authorized to attend Association of Fire Districts Convention in New York City from February 6th thru 9th, 1972; with all reasonable expenses incurred to be reimbursed by the Town.

UPON ROLL CALL....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: Supervisor Weber

#2A #3 #4 #5 #6 #7

Item No. 46 Motion by Councilman Swiatek, Seconded by Councilman Halicki

WHEREAS, a resolution was passed on January 3, 1972 in connection with furnishing replacement of mercury seals on two of the trickling filter distributors at the Town Wastewater Plant #5, and

WHEREAS, the Town Clerk was directed to publish a Notice To Bidders in the Cheektowaga Times and the Depew Herald and Cheektowaga News, for the purpose of receiving bids on the 21st of February, 1972 at 7:30 p.m., E.S.T., now therefore

BE IT RESOLVED that due to the fact that the 21st of February is a Holiday, the Regular Town Board will meet on the 22nd of February at which time they will receive sealed bids for furnishing replacement of mercury seals on two of the trickling filter distributors at Wastewater Plant No. 5, and be it

FURTHER RESOLVED, that the Town Clerk be directed to re-advertise a Notice to Bidders in the Cheektowaga Times and in the Depew Herald and Cheektowaga News in connection with said bids.

LEGAL NOTICE
TOWN OF CHEEKTOWAGA,
NEW YORK
NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on the 22nd day of February 1972 at 7:30 P.M. Local Time at the Town Hall, Cheektowaga, New York for furnishing all labor, materials, tools, equipment and appurtenances required for the installation of reaction type rotary distributors for two (2) existing trickling filters at Sewage Treatment Plant No. 5 on Central Avenue, including all related work, in the Town of Cheektowaga, New York.

The Information for Bidders, Form of Bid, Form of Contract, Plans, Specifications, and Forms of Bid Bond, Performance and Payment Bond, and other contract documents may be examined at the office of the Town Clerk, Town Hall, Cheektowaga, New York.

Copies may be obtained at the Cheektowaga Town Hall and at the offices of the Engineers located at 310 Delaware Avenue, Buffalo, New York 14202 upon payment of $20.00 for each set. Any unsuccessful bidder upon returning such set promptly and in good condition, will be refunded his payment, and any non - bidder upon so returning such a set will be refunded $10.00. Any bidders requesting more than two sets of documents may purchase the excess, but it is understood that they are not returnable.

All bids shall be submitted in sealed envelopes addressed to "The Town Clerk, Town Hall, Cheektowaga, New York" and shall be plainly marked on the outside with the Contractor's name and the title "Bid for Installation of Rotary Distributors for Trickling Filters at Plant 5."

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

Each proposal must be accompanied by a certified check for a sum equal to five per cent (5 per cent) of the amount of the bid, payable to the order of the Town of Cheektowaga, New York, or bond with sufficient sureties to be approved by the attorney for the Town of Cheektowaga, New York, in a sum equal to five per cent (5 per cent) 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 45 days after the date set for the opening thereof, but may withdraw same any time prior to the scheduled time for opening of bids.

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

The successful bidder shall commence work on the project on the date ordered by the Owner, set forth in his "Order to Commence Work." Work shall be completed by the Contractor within 120 consecutive calendar days from the date of said commencement of work.

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

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

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDER NO. 11246. THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER THIS ORDER, WHICH CONCERNS NONDISCRIMINATION IN EMPLOYMENT, ARE EXPLAINED IN THE SPECIFICATIONS.

#2A #3 #4 #5 #6 #7

Item No. 46 cont'd

UPON ROLL CALL....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: Supervisor Weber

(Affidavits Attached)

STATE OF NEW YORK
COUNTY OF ERIE } ss.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for ....1.... weeks:

first publication January 20, 1972 **;**

last publication ..... **;**

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 24th

day of January, **19**72

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In [illegible] County
My Commission Expires March 30, 19 73

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NOTICE TO BIDDERS

NOTICE IS HEREBYGIVEN that sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on the [illegible] day of February 1972 at 7:30 P. M. Local Time at the Town Hall, Cheektowaga, New York for furnishing all labor, materials, tools, equipment and appurtenances required for the installation of traction type rotary distributors for two (2) existing trickling filters at Sewage Treatment Plant No. 3 on Central Avenue, including all related work, in the Town of Cheektowaga, New York.

[illegible] Information for Bidders, [illegible] of Bid, Form of Contract, [illegible] Specifications, and Forms [illegible] Bond, Performance and [illegible] Bond, and other contract [illegible] may be examined at the [illegible] of the Town Clerk, Town [illegible] Cheektowaga, New York.

[illegible] may be obtained at the [illegible] Cheektowaga Town Hall and at the [illegible] of the Engineers located [illegible] Delaware Avenue, Buffalo, [illegible] York 14202 upon payment of [illegible] for each set. Any unsuccessful bidder upon returning [illegible] promptly and in good condition [illegible] will be refunded his payment, and any non-bidder upon so returning such a set will be refunded $10.00. Any bidders requiring more than one set of [illegible] may purchase the [illegible]

[illegible] certified check for a [illegible] in five per cent (5%) [illegible] of the Town of Cheektowaga, New York, or bond with sureties [illegible] approved by the Town of Cheektowaga, New York, in a sum equal to five per cent (5%) of the amount of the bid, conditioned that, if the proposal is accepted, he will enter into a contract for the work and that he will execute such bond for security as may be required for the faithful performance of the contract.

Any bidder may withdraw his bid within [illegible] days after the date set for the opening thereof, but may not withdraw same any time prior to the scheduled time for opening of bids.

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

The successful bidder shall commence work on the project on a date to be ordered by the Owner, hereinafter referred to as the "Date to Commence Work". Work shall be completed by the Contractor within 120 consecutive calendar days from the date of said commencement of work.

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

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

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDER NO. 11246. THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER THIS ORDER, WHICH CONCERNS NON-DISCRIMINATION IN EMPLOYMENT, ARE EXPLAINED IN THE SPECIFICATIONS.

BENEDICT T. HOLTZ
Town Clerk, Town of Cheektowaga

Published: January 20, 1972

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PROOF OF PUBLICATION

Bee Publications Inc.

Publishers Of:

Amherst Bee ★ Clarence Bee ★ Lancaster Enterprise
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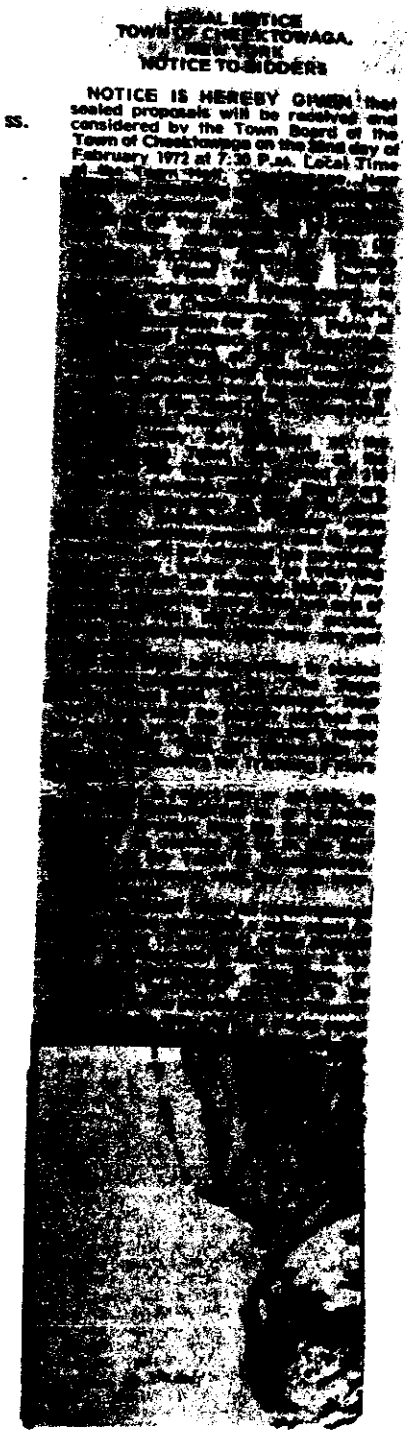
STATE OF NEW YORK }
COUNTY OF ERIE } ss.



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TOWN OF CHEEKTOWAGA,
NEW YORK
NOTICE TO BIDDERS

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George J. Measer

being duly sworn, deposes and says that he is the Publisher of the Depew Herald, a public newspaper published at Depew, New York, that the notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 weeks, the first insertion being on the 20 day of Jan, 1972, and the last insertion being on the same day of same, 19.....

Subscribed and sworn to before me this 20 day of Jan, 1972

Laura J Buell

Notary Public in and for Erie County

LAURA J. BUELL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

George J Measer

Form No. 1

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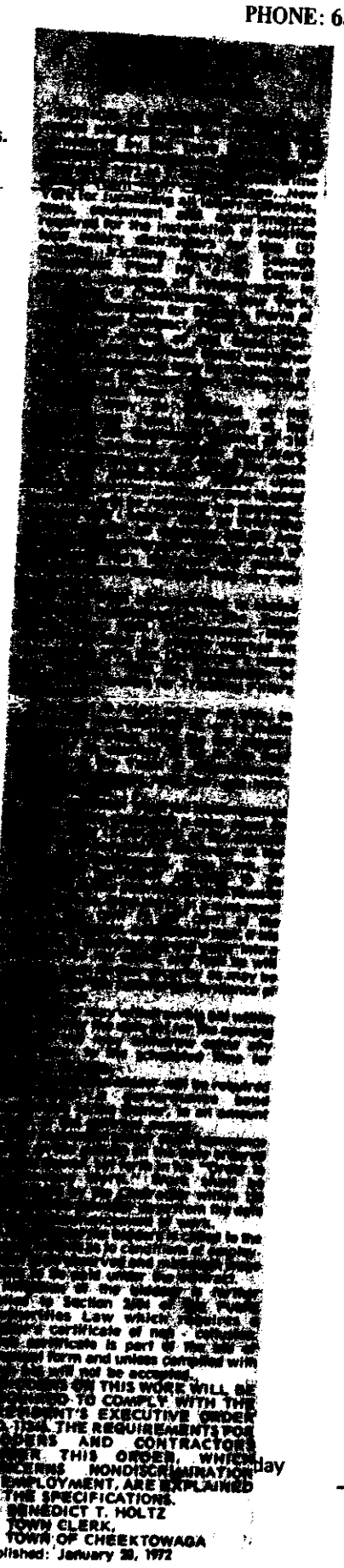

BENEDICT T. HOLTZ
TOWN CLERK,
TOWN OF CHEEKTOWAGA
Published: January 20, 1972

George J. Measer

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George J. Measer

Subscribed and sworn to before me this ... day of ...

Laura J. Rule

Notary Public in and for Erie County

LAURA J. RULE
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

Form No. 1

#2A #3 #4 #5 #6 #7

Item No. 47 Motion by Councilman Wasielewski, Seconded by Councilman Obstarczyk

BE IT RESOLVED, that the rules for filing items and resolutions on the agenda for the regular Town Board Meeting are hereby waved for the purpose of considering the adoption of a resolution regarding the approval or denial of a Subdivision known as Coatesworth No. 10.

UPON ROLL CALL....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: Supervisor Weber

Item No. 47a Motion by Councilman Obstarczyk, Seconded by Councilman Halicki

BE IT RESOLVED, that a resolution heretofore adopted by the Cheektowaga Town Board at its regular meeting on January 3, 1972, a copy of which is hereto attached and made a part hereof, and related to Coatesworth Subdivision No. 10, be and hereby is rescinded in its entirety, and be it further

RESOLVED, that the application for approval of the Subdivision Coatesworth No. 10 and referred to in said resolution be and herebyis denied.

UPON ROLL CALL....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: Supervisor Weber

Item No. 48 Motion by Councilman Wasielewski, Seconded by Councilman Obstarczyk,

BE IT RESOLVED, that the rules for filing items and resolutions on the agenda for the regular Town Board Meeting are hereby waved for the purpose of considering the adoption of a resolution pertaining to Coatesworth Subdivision No. 10 and more specifically regarding a legal procedure which was previously commenced in the Supreme Court of Erie County.

UPON ROLL CALL....
AYES: Councilman Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: Supervisor Weber

Item No. 48a Motion by Councilman Obstarczyk, Seconded by Councilman Halicki

BE IT RESOLVED, that a resolution heretofore adopted by the Cheektowaga Town Board at its regular meeting on January 3, 1972, a copy of which is attached hereto and made a part hereof, and related to Coatesworth Subdivision No. 10, be and hereby is rescinded in its entirety, and be it further

RESOLVED, that the legal procedure referred to in said resolution be continued and reinstated.

UPON ROLL CALL....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: Supervisor Weber

Item No. 49 Bond Resolution - Additional facilities to Water District No. 9; amount of Bond - $1,350,000.

* See Next Few Pages.

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EXTRACT OF MINUTES

Meeting of the Town Board of the Town of Cheek-
towaga, in the County of Erie, New York

JANUARY 17, 1972

* * *

A regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, was held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on January 17, 1972, at 7:30 o'clock P.M. (E.S.T.).

There were present: Hon. Daniel E. Weber, Supervisor, and

Councilmen: Felix T. Wroblewski
Frank E. Swiatek
Kenneth J. Meyers
Joseph R. Obstarczyk
Donald A. Halicki
Raymond J. Wasielewski

There were absent: Hon. Daniel E. Weber,
Supervisor

Also present: Benedict T. Holtz, Town Clerk

John V. Rogowski, Town Attorney

* * *

Councilman Wroblewski offered the following resolution and moved its adoption:

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RESOLUTION DETERMINING THE TERMS, FORM AND DETAILS OF ISSUANCE OF $1,350,000 GENERAL PURPOSES SERIAL BONDS-1971 OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK, AND PROVIDING FOR THEIR SALE.

RESOLVED BY THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. Of the $25,300 serial bonds of the Town of Cheektowaga (herein called "Town"), in the County of Erie, New York, authorized pursuant to the bond resolution, entitled:

"Bond Resolution, dated June 20, 1966, authorizing the issuance of $25,300 serial bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law,"

duly adopted by the Town Board on the date therein referred to, providing for additional facilities to the water system in Water District No. 9 of the Town, $15,000 serial bonds shall be issued, being part of the $21,700 unredeemed balance of said bonds, bond anticipation notes in the principal amount of $18,283 having been heretofore issued in anticipation of the sale of said bonds and redemption thereof provided therefor to the extent of $3,600 from a source other than the proceeds of said bonds, and shall mature in the principal amount of $1,000 on May 1 in each of the years 1972 to 1977, inclusive, and $1,500 on May 1 in each of the years 1978 to 1983, inclusive.

Section 2. Of the $237,500 serial bonds of the Town, authorized pursuant to the bond resolution, entitled:

"Bond Resolution, dated December 5, 1966, authorizing the issuance of $237,500 serial bonds and $12,500 capital notes of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance the cost of acquiring land as an addition to the Town Hall site,"

duly adopted by the Town Board on the date therein referred to, $212,100 serial bonds shall be issued, being the unredeemed balance of said bonds,

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bond anticipation notes in the principal amount of $237,500 having been heretofore issued in anticipation of the sale of said bonds and redemption thereof provided therefor to the extent of $25,400 from a source other than the proceeds of said bonds, and shall mature in the principal amount of $14,000 on May 1, 1972, $19,400 on May 1 in each of the years 1973 and 1974, $14,400 on May 1, 1975, $19,200 on May 1 in each of the years 1976 and 1977, $18,000 on May 1 in each of the years 1978 to 1980, inclusive, and $17,500 on May 1 in each of the years 1981 to 1983, inclusive.

Section 3. Of the $225,000 serial bonds of the Town, authorized pursuant to the bond resolution, entitled:

"Bond Resolution, dated May 1, 1967, authorizing the issuance of $225,000 serial bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law,"

duly adopted by the Town Board on the date therein referred to, providing for additional facilities to the sewage disposal system maintained by Sewer District No. 5 of the Town, $113,400 serial bonds shall be issued, being part of the $197,000 unredeemed balance of said bonds, bond anticipation notes in the principal amount of $137,166.42 having been heretofore issued in anticipation of the sale of said bonds and redemption thereof provided therefor to the extent of $28,000 from a source other than the proceeds of said bonds, and shall mature in the principal amount of $8,400 on May 1, 1972, $9,000 on May 1 in each of the years 1973 to 1977, inclusive, and $10,000 on May 1 in each of the years 1978 to 1983, inclusive.

Section 4. Of the $260,000 serial bonds of the Town, authorized pursuant to the bond resolution, entitled:

"Bond Resolution, dated August 7, 1967, authorizing the issuance of $260,000 serial bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law for construction of a building,"

duly adopted by the Town Board on the date therein referred to, providing for the construction of a building on the Town Hall site at the corner of Broadway

and Union Road to house the apparatus and equipment of the Consolidated Refuse and Garbage District of the Town, $206,000 serial bonds shall be issued, being the unredeemed balance of said bonds, bond anticipation notes in the principal amount of $260,000 having been heretofore issued in anticipation of the sale of said bonds and redemption thereof provided therefor to the extent of $54,000 from a source other than the proceeds of said bonds, and shall mature in the principal amount of $14,000 on May 1 in each of the years 1972 to 1975, inclusive, $15,000 on May 1 in each of the years 1976 and 1977 and $20,000 on May 1 in each of the years 1978 to 1983, inclusive.

Section 5. Of the $5,600 serial bonds of the Town, authorized pursuant to the bond resolution, entitled:

"Bond Resolution, dated September 18, 1967, authorizing the issuance of $5,600 serial bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance the construction of pavement in Anthony Avenue,"

duly adopted by the Town Board on the date therein referred to, $3,000 serial bonds shall be issued, being part of the $3,200 unredeemed balance of said bonds, bond anticipation notes in the principal amount of $5,100.16 having been heretofore issued in anticipation of the sale of said bonds and redemption thereof provided therefor to the extent of $2,400 from a source other than the proceeds of said bonds, and shall mature in the principal amount of $600 on May 1 in each of the years 1972 to 1975, inclusive, and $300 on May 1 in each of the years 1976 and 1977.

Section 6. Of the $261,250 serial bonds of the Town, authorized pursuant to the bond resolution, entitled:

"Bond Resolution, dated April 20, 1968, authorizing the issuance of $261,250 serial bonds and $13,750 capital notes of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance the Town's share of the cost of acquiring land for a park or playground,"

duly adopted by the Town Board on the date therein referred to, such site being situate on Rehm Road in the Town, $232,750 serial bonds shall be

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issued, being the unredeemed balance of said bonds, bond anticipation notes in the principal amount of $261,250 having been heretofore issued in anticipation of the sale of said bonds and redemption thereof provided therefor to the extent of $28,500 from a source other than the proceeds of said bonds, and shall mature in the principal amount of $17,500 on May 1 in each of the years 1972 to 1975, inclusive, $20,250 on May 1 in each of the years 1976 to 1980, inclusive, and $20,500 on May 1 in each of the years 1981 to 1983, inclusive.

Section 7. Of the $261,250 serial bonds of the Town, authorized pursuant to the bond resolution, entitled:

"Bond Resolution, dated August 19, 1968, authorizing the issuance of $261,250 serial bonds and $13,750 capital notes of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance the Town's share of the cost of acquiring land for a park or playground,"

duly adopted by the Town Board on the date therein referred to, such site being situate on Losson Road in the Town, $232,750 serial bonds shall be issued, being the unredeemed balance of said bonds, bond anticipation notes in the principal amount of $261,250 having been heretofore issued in anticipation of the sale of said bonds and redemption thereof provided therefor to the extent of $28,500 from a source other than the proceeds of said bonds, and shall mature in the principal amount of $17,500 on May 1 in each of the years 1972 to 1975, inclusive, $20,250 on May 1 in each of the years 1976 to 1980, inclusive, and $20,500 on May 1 in each of the years 1981 to 1983, inclusive.

Section 8. Of the $225,000 serial bonds of the Town, authorized pursuant to the bond resolution, entitled:

"Bond Resolution, dated July 15, 1970, authorizing the issuance of $225,000 serial bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance the acquisition of apparatus for use of the Consolidated Refuse and Garbage District of said Town,"

duly adopted by the Town Board on the date therein referred to, $145,000 serial bonds shall be issued, being part of the $188,763.35 unredeemed

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balance of said bonds, bond anticipation notes in the principal amount of $181,183.31 having been heretofore issued in anticipation of the sale of said bonds and redemption thereof provided therefor to the extent of $36,236.65 from a source other than the proceeds of said bonds, and shall mature in the principal amount of $35,000 on May 1 in each of the years 1972 to 1974, inclusive, and $40,000 on May 1, 1975.

Section 9. Of the $200,000 serial bonds of the Town, authorized pursuant to the bond resolution, entitled:

"Bond Resolution, dated February 4, 1971, authorizing the issuance of $200,000 serial bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, for the reconstruction of the existing Town Hall Building located at Broadway and Union Road in the Town of Cheektowaga, New York,"

duly adopted by the Town Board on the date therein referred to, $190,000 serial bonds shall be issued and shall mature in the principal amount of $22,000 on May 1, 1972, $26,000 on May 1 in each of the years 1973 to 1975, inclusive, $15,000 on May 1 in each of the years 1976 and 1977 and $10,000 on May 1 in each of the years 1978 to 1983, inclusive.

Section 10. Said $15,000 bonds, said $212,100 bonds, said $113,400 bonds, said $206,000 bonds, said $3,000 bonds, said $232,750 bonds, said $232,750 bonds, said $145,000 bonds and said $190,000 bonds hereinabove described and referred to in Sections 1 to 9 hereof, respectively, shall be combined, for the purpose of sale, into a single issue of serial bonds in the aggregate principal amount of $1,350,000 and each of said bonds shall be designated "GENERAL PURPOSES SERIAL BOND-1971."

Said bonds shall be dated December 1, 1971 and shall mature in the principal amount of $130,000 on May 1, 1972, $140,000 on May 1 in each of the years 1973 to 1975, inclusive, and $100,000 on May 1 in each of the years 1976 to 1983, inclusive.

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Said bonds shall be of the denomination of $5,000 each, shall be 270 in number, shall be numbered in order of maturities from 1 to 270, inclusive, shall bear interest at a rate per annum necessary for the Town to sell said bonds, the exact rate to be determined by the Supervisor upon the receipt of bids therefor and confirmed by resolution of the Town Board, as hereinafter set forth, payable May 1, 1972 and November 1, 1972 and semi-annually thereafter on the first days of May and November in each year to maturity.

Both principal of and interest on said bonds shall be payable in lawful money of the United States of America, at the principal office of the Marine Midland Bank-Western, Buffalo, New York, or, at the option of the holder, at the principal office of the Marine Midland Bank-New York, New York, New York.

Said bonds shall be coupon in form, registerable at the option of the holder as to both principal and interest at the office of the Registration Agent designated by the Town Board pursuant to the Local Finance Law, shall be executed in the name of the Town by its Supervisor, shall have the corporate seal of the Town or a facsimile thereof, affixed, imprinted or otherwise reproduced thereon and attested by its Town Clerk and shall have the coupons attached to said bonds authenticated by the facsimile signature of its Supervisor.

Section 11. Said bonds shall be in substantially the following form:

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Coupon Bond Form - New York

(FORM OF BOND)

No. $5,000

UNITED STATES OF AMERICA
STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA

GENERAL PURPOSES SERIAL BOND-1971

The TOWN OF CHEEKTOWAGA, in the County of Erie, a municipal corporation of the State of New York, hereby acknowledges itself indebted and for value received promises to pay to the bearer of this bond, or if it be registered to the person in whose name it is registered, on the first day of May , 19 , the sum of -----Five Thousand---- Dollars ($5,000) and to pay interest on such sum at the rate of per centum (%) per annum, payable May 1, 1972 and November 1, 1972 and semi-annually thereafter on the first days of May and November in each year from the date of this bond until it matures upon presentation and surrender, as they severally mature, of the coupons therefor annexed hereto or, if this bond be registered, to the registered holder. Both principal and interest of this bond will be paid in lawful money of the United States of America, at the principal office of the Marine Midland Bank-Western, Buffalo, New York, or, at the option of the holder, at the principal office of the Marine Midland Bank-New York, New York, New York.

This bond may be converted into a registered bond in accordance with the provisions of the Local Finance Law.

This bond is one of an authorized combined issue of $1,350,000 bonds of like tenor except as to number and maturity, such issue being part of the $I,494,263.35 unredeemed balances of aggregate authorizations of $1,700,900 bonds, is issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York, the bond resolutions adopted on June 20, 1966, authorizing the issuance of $25,300 serial bonds for the cost of additional facilities to the water system

in Water District No. 9, on December 5, 1966, authorizing the issuance of $237,500 serial bonds for the acquisition of land as an addition to the Town Hall site, on May 1, 1967, authorizing the issuance of $225,000 serial bonds for additional facilities to the sewage disposal system maintained by Sewer District No. 5, on August 7, 1967, authorizing the issuance of $260,000 serial bonds for the construction of a building on the Town Hall site at the corner of Broadway and Union Road to house the apparatus and equipment of the Consolidated Refuse and Garbage District, on September 18, 1967, authorizing the issuance of $5,600 serial bonds for the construction of pavement on Anthony Avenue, on April 20, 1968, authorizing the issuance of $261,250 serial bonds for acquiring land for a park or playground situate on Rehm Road, on August 19, 1968, authorizing the issuance of $261,250 serial bonds for acquiring land for a park or playground situate on Losson Road, on July 15, 1970, authorizing the issuance of $225,000 serial bonds for the acquisition of apparatus for the use of said Consolidated Refuse and Garbage District, on February 4, 1971, authorizing the issuance of $200,000 serial bonds for the reconstruction of the said existing Town Hall Building, all in and for the Town, each duly adopted by the Town Board on the dates therein referred to and the resolution adopted by said Town Board on January 17, 1972, combining part of the unredeemed balances of said aggregate authorizations of bonds, for the purpose of sale, into a single issue of serial bonds in the aggregate principal amount of $1,350,000.

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The faith and credit of such Town

are hereby irrevocably pledged for the punctual payment of the principal of and interest on this bond according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the Constitution and statutes of the State of New York to exist, to have happened and to have been performed precedent to and in the issuance of this bond, exist, have happened and have been performed, and that the issue of bonds of which this is one, together with all other indebtedness of such Town

is within every debt and other limit prescribed by the Constitution and laws of such State.

IN WITNESS WHEREOF, the TOWN OF CHEEKTOWAGA

has caused this bond to be signed by its Supervisor and its corporate seal or a facsimile thereof to be hereunto affixed, imprinted or otherwise reproduced hereon and attested by its Town Clerk and the coupons hereto attached to be authenticated by the facsimile signature of its Supervisor and this bond to be dated as of the first day of December , 1971 .

TOWN OF CHEEKTOWAGA

By _____
Supervisor

ATTEST:

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Town Clerk

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(FORM OF COUPON)

No. $

On the first day of [May, November] , 19 ,

the TOWN OF CHEEKTOWAGA, in the County of Erie, a municipal corporation of the State of New York,

will pay to the bearer the sum of

Dollars ($), in lawful money of the United States of America, at the principal office of the Marine Midland Bank-Western, Buffalo, New York, or, at the option of the holder, at the principal office of the Marine Midland Bank-New York, New York, New York,

being [five] six months' interest then due on its General Purposes Serial Bond-1971, dated December 1 , 1971 , and bearing No.

_____

Supervisor

(FORM OF PROVISION ON BACK OF BOND)

CONVERSION CERTIFICATE

It is hereby certified that upon the presentation of the within bond with a written request by the holder thereof for its conversion into a bond registered as to both principal and interest, there have been this day cut off and destroyed _____ coupons attached thereto, of the aggregate amount and value of _____ Dollars ($_____), being all the coupons for interest on the within bond payable after the date of this certificate, and that the interest at the rate and on the dates stated in the within bond and as was provided by the coupons, as well as the principal, is to be paid to the registered holder, his legal representatives, successors or transferees at the places stated in the within bond and as was stated in the coupons. This bond shall hereafter be transferable only upon presentation of the same with a written transfer of title. Such transfer shall be dated, and signed by the registered holder, or his legal representatives, and it shall be duly acknowledged or proved, or in the alternative the signature thereto shall be certified as to its genuineness by an officer of a bank or trust company located and authorized to do business in this state.

Dated: , 19

_____

Registration Agent

It is hereby certified that the within bond has been registered as follows:

Date of Registration	Name of Registered Holder	Registered by

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Section 12. Said $1,350,000 General Purposes Serial Bonds-1971 of the Town shall be sold upon sealed proposals to be received by the Supervisor on ~~JANUARY~~ FEBRUARY 2, 1972, at 11:00 o'clock A.M. (E.S.T.), at his office, Town Hall, Corner of Broadway and Union Road, Cheektowaga, New York, pursuant to a Notice of Sale which shall be published in "THE DAILY BOND BUYER," a financial newspaper published and circulating in the City of New York, not less than five (5) nor more than thirty (30) days prior to the date of said sale.

~~It is hereby determined that a special meeting of the Town Board is to be held on JANUARY ____, 1972, at ____ o'clock ____ M. (E.S.T.) at the place above stated, for the purpose of examining and confirming the award of the bonds to the successful bidder and the interest rate necessary for the Town to sell said bonds.~~

Section 13. Said Notice of Sale shall be in substantially the following form:

TOWN OF CHEEKTOWAGA,

NEW YORK

NOTICE OF $1,350,000 BOND SALE

SEALED PROPOSALS will be received by the Supervisor of the Town of Cheektowaga, in the County of Erie, New York, at his office, Town Hall, Corner of Broadway and Union Road, Cheektowaga, New York, on ~~JANUARY~~ FEBRUARY 2, 1972, until 11:00 o'clock A.M. (E.S.T.), at which time they will be publicly opened and announced, for the purchase of $1,350,000 (being part of the $1,494,263.35 unredeemed balances of aggregate authorizations of $1,700,900) GENERAL PURPOSES SERIAL BONDS-1971 of said Town. The bonds will be dated December 1, 1971, and will mature (without option of prior redemption) in the principal amount of $130,000 on May 1, 1972, $140,000 on May 1 in each of the years 1973 to 1975, inclusive, and $100,000 on May 1 in each of the years 1976 to 1983, inclusive, with interest payable May 1, 1972 and November 1, 1972 and semi-annually thereafter on May 1 and November 1 in each year to maturity.

The bonds will be issued in bearer form with coupons and will be of the denomination of $5,000 each, and will be convertible into fully registered bonds, and payable as to both principal and interest at the principal office of the Marine Midland Bank-Western, Buffalo, New York, or, at the option of the holder, at the principal office of the Marine Midland Bank-New York, New York, New York.

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Each proposal must be a bid of not less than $ 1,350,000 for all of the bonds and must state in a multiple of 1/4 or 1/10 of 1% a single rate of interest per annum which all of the bonds are to bear. Each proposal must be enclosed in a sealed envelope and should be addressed to Hon. Daniel E. Weber, Supervisor, Supervisor's Office, Town Hall, Corner of Broadway and Union Road, Cheektowaga, New York,
and marked on the outside "Proposal for Bonds". As a condition precedent to the consideration of his proposal, each bidder must deposit with the said Supervisor, a certified or cashier's check drawn upon an incorporated bank or trust company to the order of the "Town of Cheektowaga, New York,"

for $27,000 as a good faith deposit, and such check should be enclosed with the proposal.

The bonds will be awarded and sold to the bidder complying with the terms of sale and offering to purchase said bonds at the lowest rate of interest, and if two or more such bidders offer the same lowest rate of interest, then to the one of such bidders offering to pay therefor the highest price. The successful bidder must also pay an amount equal to the interest on the bonds accrued to the date of payment of the purchase price.

When the successful bidder has been ascertained, the Supervisor will promptly return all deposits made to the persons making the same, except the deposit made by such bidder. Such successful bidder will be promptly notified of the award to him, and if he refuses or neglects to pay the agreed price for the bonds less the amount deposited by him, the amount deposited by him shall be forfeited to and retained by the Town as liquidated damages for such neglect or refusal. The bonds will be delivered on or about ~~February~~ March 2, 1972, at the office of Hawkins, Delafield & Wood, 67 Wall Street, New York City, or at such other place as may be agreed upon with the successful bidder.

The successful bidder may at his option refuse to accept the bonds if prior to their delivery any income tax law of the United States of America shall provide that the interest on such bonds is taxable, or shall be taxable at a future date, for federal income tax purposes, and in such case the deposit made by him will be returned and he will be relieved of his contractual obligations arising from the acceptance of his proposal.

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Counties, Cities, Towns, Villages
and School Districts

The right is reserved to reject all bids and any bid not complying with the terms of this notice will be rejected.

$1,350,000
Said/bonds are a combined issue, including $ 15,000 bonds to be issued for the purpose of financing the cost of providing additional facilities to the water system in Water District No. 9, $212,100 bonds for the acquisition of land as an addition to the Town Hall site, $113,400 bonds for providing additional facilities to the sewage disposal system maintained by Sewer District No. 5, $206,000 bonds for the construction of a building on the Town Hall site to house the apparatus of the Consolidated Refuse and Garbage District, $3,000 bonds for the construction of pavement on Anthony Avenue, $232,750 bonds for the acquisition of land on Rehm Road for a park or playground, $232,750 bonds for the acquisition of land on Losson Road for a park or playground, $145,000 bonds for the acquisition of apparatus for the use of said Consolidated Refuse and Garbage District and $190,000 bonds for the reconstruction of the said existing Town Hall Building, all in and for the Town.

The bonds are general obligations of the Town . There is no limitation, either as to rate or amount, upon ad valorem taxes upon taxable real property in the Town which may be required to pay the bonds and the interest thereon. The State Constitution requires the Town to pledge its faith and credit for the payment of the principal of the bonds and the interest thereon and to make annual appropriations for the amounts required for the payment of such interest and the redemption of the bonds. The State Constitution also provides that if at any time the appropriating authorities fail to make the required appropriations for the annual debt service on the bonds and certain other obligations of the Town , a sufficient sum shall be set apart from the first revenues thereafter received and shall be applied for such purposes, and also that the fiscal officer of the Town may be required to set apart and apply such revenues as aforesaid at the suit of any holder of such obligations.

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Counties, Cities, Towns, Villages, and a School District in a city (except housing)

The population of the Town as shown by the 1966 Special U. S. Census is 101,017 / and is currently estimated at 120,000 . The debt statement to be filed pursuant to §109.00 of the Local Finance Law in connection with the sale of the bonds hereinabove described, prepared as of January 3 , 1972 , will show the average full valuation of real estate subject to taxation by the Town to be $ 555,369,095 , its debt limit to be $ 38,875,837 and its total net indebtedness subject to the debt limit (exclusive of such bonds) to be $ 6,033,406.78 . The proceeds of such bonds will be used to retire outstanding indebtedness of $ 1,345,096.24 evidenced by bond anticipation notes heretofore issued in anticipation of the sale of said bonds. The indebtedness to be evidenced by such bonds will increase such net indebtedness by $ 4,586.76.

It shall be a condition of the successful bidder's obligation to accept the bonds that such bidder will be furnished, without cost, with (a) the approving opinion of Hawkins, Delafield & Wood to the effect that the bonds are valid and legally binding general obligations of said Town of Cheektowaga

and that all the taxable real property therein will be subject to the levy of ad valorem taxes to pay said bonds and interest thereon without limitation as to rate or amount, and (b) certificates in form satisfactory to said firm evidencing the proper execution and delivery of the bonds and receipt of payment therefor, including a statement, dated as of the date of such delivery, to the effect that there is no litigation pending or (to the knowledge of the signer or signers thereof) threatened affecting the validity of the bonds.

A detailed report of essential facts will be furnished to any interested bidder on request.

Dated: JANUARY 17, 1972

DANIEL E. WEBER,

Supervisor

Section 14. This resolution shall take effect immediately.

* * *

The adoption of the foregoing resolution was seconded by Councilman Wasielewski and duly put to a vote on roll call, which resulted as follows:

AYES: 6

NOES: 0

ABSENT: 1

The resolution was declared unanimously adopted.

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CERTIFICATE

I, BENEDICT T. HOLTZ, Town Clerk of the Town of Cheektowaga, in the County of Erie,

State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Town Board of said Town, duly called and held on JANUARY 17, 1972, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town this 17th day of JANUARY, 1972.

Town Clerk

(Seal)

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Item No. 50 Motion by Councilman Wasielewski, Seconded by Councilman Swiatek to adjourn the Meeting.

BENEDICT T. HOLTZ
Town Clerk

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Meeting No. 2a

Cheektowaga Town Board Hearing held on Friday, January 21, 1971, at 7:00 o'clock, p.m., at the Town Hall, located at Broadway and Union Road, Cheektowaga, New York.

PRESENT:

FELIX T. WROBLEWSKI, COUNCILMAN.
KENNETH J. MEYERS, COUNCILMAN.
FRANK E. SWIATEK, COUNCILMAN.
RAYMOND J. WASIELEWSKI, COUNCILMAN.
DONALD A. HALICKI, COUNCILMAN.
JOSEPH R. OBSTARCZYK, COUNCILMAN.

JOHN V. ROGOWSKI, TOWN ATTORNEY.

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ITEM NO. 1: Re: Coatsworth Sub-Division - Coor Development.

MR. WROBLEWSKI: Mr. Rogowski, you want to explain to the people how this case is progressing?

MR. ROGOWSKI: Well, Councilman Wroblewski, and everyone concerned, I think the people are quite aware from the newspaper reports that we were served with a show-cause order which, in effect, had asked for nullifying the action of the Board as of our last meeting of January 17th and nullifying the resolution we passed rescinding the Coatsworth Sub-Division approval and also rescinding a resolution whereby we asked for a termination of the lawsuit.

Now, that matter had been returnable this afternoon in Supreme Court and has been adjourned until Tuesday. Whether there will be any further adjournments, I don't know at this time. The adjournments were based on the fact that our retained counsel has been out of town. We explained it to the Court. And prior to today's hearing, in fact, and it was agreed by the attorneys that the matter would be adjourned at least until Tuesday with the possibility of a further adjournment. At this time we have no reason for adjourning it further but it may be adjourned for another length of time.

By the same token, I was apprised of the pending show-cause order by the attorney for the plaintiff early on Wednesday morning and I wasn't served with the papers until last Wednesday afternoon and I asked if they had any intention of being present at this meeting tonight and I was told very specifically that they will not be here. So I just don't know at this time as to whether or not there'll be any reason to hold a meeting here tonight except that we've discussed, I think, in great detail all the various aspects of this issue at Monday's meeting. I think one of the main

purposes here this evening was to have a meeting of the minds or to try to reconcile some of the differences between Coor Development and the Town Board.

Now, if one of these parties are not here tonight, and obviously he is not here, what we can accomplish here is rather a moot question in my mind. We intend to go through with the legal proceeding on behalf of the Town. Other than that, there is no new evidence to be presented except what was mentioned here Monday night. Anything else has no significance here this evening. We're meeting here at an informal joint meeting with the group from Southline and, hopefully, we were to meet with the people from Coor Development, but they are not here. I think it was suggested we just call the meeting off at this time. Unless there is something Southline Homeowners' wants to say at this time --

MR. HALICKI: You mentioned that letter submitted will be put in.

MR. ROGOWSKI: I read these letters over and they are part of the record and we could submit them to the Court Stenographer. But they are part of the record and they can be subpoenaed at any time and even used by the attorney retained by the Town as part of the moving papers. And, in fact, they are part of the file.

MR. WROBLEWSKI: Anybody here wishes to add on anything we left out since Monday night?

MR. LoRUSSO: If I might --

MR. WASIELEWSKI: Give your name for the record.

MR. LoRUSSO: Anthony LoRusso, Committeeman, District 84, Drive. All I would say, and I have to concur with the Town Attorney here, that the intent of the meeting has been nullified and to a great degree by the absence of the developer. But I think it points out quite clearly the total unwillingness, the total lack of concern and the complete unreasonableness on the part of the developer to talk with people who want to talk in a reasonable fashion. I commend Councilman Swiatek for proposing, I think, the meeting. He told us on Monday night -- or all of you proposed it -- that they might be here and thought they would. He mentioned, in fact, that they may have had a solution to what I consider a serious problem. He and I talked about it in person relative to that Slate Bottom Creek and its erosion but it's quite unfortunate that they were willing not to come here. This is the third time they've chosen to bury their heads in the sand, much like an ostrich, rather than talk with the people. I can only express the keenest disappointment. Perhaps we're not going to see eye to eye on every issue, but I felt it would be better to come and explain and present to these people, who are

intelligent taxpayers, the positions on both sides. I was optimistic, personally, but this can only lead to, it seems to me, an inflaming of the already difficult tensions that exist in the area. I'm not pleased about it. I would request tonight that a formal letter be sent to Coor requesting that they meet with the people. I know you went out of your way on a Friday night; you've had a busy night and last night or Wednesday Councilman Meyers had a full house. I'm sure every one of these people went out of their way on a Friday night with paychecks in hand and shopping to be done and shoes to be bought for the children, to come to this Town Hall and we've waited now some forty minutes to get started and only to find an unwilling party on the other side. It's tragic. It seems to me almost to be a policy, an attempt to wear down, to frustrate, to get the public to throw their hands up and to believe that you people, to get the public to believe that you people can't do anything. And then to quit, fail to come, watch the matter slip out of their hands. I think it's not good. I don't see it's good grassroots government when parties stop talking. I think the dialogue should have continued. I'm aware that on Monday a plan was submitted to the Town Engineer without cover letter on a proposal of correcting a problem that, I think, of deep magnitude. The problem is that this development, with its several thousand feet of streets and run-off water, storm water, is going to be put in the upper headquarters of the Slate Bottom Creek. It's going to add to an already intensified erosion, environmental problem that the Town Engineer noted some two years ago and you gentlemen are on record as of asking the developer in that area which is part and parcel of this corporation, Coor Development, for an answer and a solution in October, I believe it is, 12th or 17th -- I stand corrected, whatever the date is; forgive me -- you asked and directed that your clerk send a letter to this organization with an answer by November 1st. It's my understanding and I'll stand corrected, if you have anything to the contrary, that no answer was given, no attempt to solve the problem. And I think it's something, I'm sure, that Judge Kuszynski will order a hearing on --

MR. ROGOWSKI: I have the same feeling.

MR. LoRUSSO: I think this new evidence will be substantially sound. We are allowing, in effect, if this subdivision is approved, the developer to profit from a mistake, an improper construction by another one of their corporations in the past. I think that's totally wrong. They're only going to promulgate the problem and you gentlemen know that problems don't disappear, not erosion or flooding problems anyway. They only come back to this Town Board and, generally, about that time of year or February when we have the snows and if it's not this year, it's next year when this run-off begins and the flooding problems begin and the calls come at night and all of you know what I mean because you've all gotten them and that's where it's going to end up again and I say it's improper if a developer is able to profit from improprieties, improper construction, and problems that he himself has created. And

let's destroy this evening the sham of this corporation stuff. I am sure if we get to the gist of it and I'm sure it will come out in the court, that we all know what we're talking about here. That these corporations are interwound and one and the same and the same principals. As a matter of fact, it's my understanding they have the same addresses.

Now, it seems to me that that's clearly going to be brought out in the court and we're going to look at that realistically.

John, I would hope you would make note of that. And I would think that's a very serious thing. John, I might suggest that you might go, if you like, to the Federal Environmental Protection Agency. Former Congressman William Ruckelschous is their chairman. He's been in close contact and has been authorized from the White House to contribute in this area of environmental control.

I want to comment on one other thing and I don't want to hold you, but I think nothing can be done of a major degree at this meeting. I would say no stones should be unturned as we look at this. There is more here, obviously. There's concern by the citizens of a school going in the area. That's certainly a consideration. And there's some who are concerned about lot sizes and some legal ramifications. John, I understand the retained counsel is out of the city and, obviously, he could not be here tonight. My thought would be, at the next meeting, that he might be here as well so he can contribute and, obviously, I'll be the first to recognize no single individual can be on top of every fact and detail when one has to work as diligently and as hard as you have to in the Town Attorney's office. I'm personally familiar with the office and I understand that job. So if you don't have an answer this evening or haven't in the past, I'm fully cognizant of the pressures and the volume of work which you have to do. And perhaps if Mr. Olszewski could be here, his presence --

MR. ROGOWSKI: I think your remarks are well taken by the Board. But I might say this: My only thought is, of course, if Coor Development -- just for the record, I would like to ask if there is anybody to speak on behalf of Coor Development or Coatsworth Sub-Division Number Ten? Anybody at all?

(No response.)

MR. ROGOWSKI: Apparently there's nobody here. Now, if there is no one here tonight and there will be no opportunity to have them here in the future, I will, of course, take up your request with the Board relative to requesting their presence at a future time. But I, as an attorney, I think you yourself, Mr. LoRusso, would agree with me that their action in bringing the show-cause order precludes any meeting until the court matter is resolved. However, there's no harm in trying.

MR. LoRUSSO: Right. They may well -- excuse me. They may well decide that they want

to have a meeting. That's an option open to them.

MR. ROGOWSKI: I had specifically asked counsel for Coor Development -- he was talking to me about the show-cause order -- as to whether they'll be here tonight and he said, "Absolutely not." He was very definite about that. Now, a formal letter should be sent just for the record --

MR. LoRUSSO: Signed by the Town Board.

MR. ROGOWSKI: I have no hopes of this coming to pass about a meeting, but I think their action speaks for itself. In any event, we hope to go ahead and continue with the court action to the best of our ability and in the meantime, if they would meet with us, we'll certainly let you people know about it.

MR. LoRUSSO: I would just add one more thing. I would request that any of you individually or collectively who would be able to prevail upon them, the principals and representatives of this corporation, to be here, I would request that you might do so. I know periodically that some communications go on between you. Obviously, this corporation does a good deal of business with the township and there are other matters that they come and go on. There might be considered that they begin some sort of reasonable dialogue with a group of people that are, frankly, tiring, if you must know. And this is their idea of a compromise, meaning a general discussion. It's really pretty tragic.

It seems to me the attitudes on both sides, certainly, I must say this, it only makes for grim determination on a good part of these people. And I don't know if that's good or bad because there's no winners, as you know, in the end. Whatever the outcome, the people aren't totally -- no one's happy, it's disconcerting, at best, and I hope that won't have been the case. I was optimistic when Councilman Swiatek mentioned that on Monday that we have reason to believe they might be here. The plans were put in. Probable give and take on both sides. Explanation, I think, is in order. It all goes back, unfortunately, to somewhere along the line where there was a breakdown prior to the January 3rd meeting. Conceivably, if there was some dialogue with these people, citizens of the area who are very concerned, I think it might not have come to this. Now, it only stiffens and seems to push the back to the wall of these people, makes the job much more difficult.

MR. HALICKI: May I ask a question at this point again. Mr. Rogowski has talked to your counsel and we do have an outside counsel. However, if by some remote chance they might say, "All right, we'll meet with somebody tonight or tomorrow,"

or something like that, and when we mentioned, for instance, your name as an attorney, I mean would you be available on relatively short notice, if they would be willing to sit down and take maybe you and one other person? I'm just asking this outright, if Mr. Rogowski finds this out, he'll know who to contact.

MR. LoRUSSO: I'll make every effort, but I'm not a spokesman alone. I would suggest they get Mr. Janus and I would hope it would be some reasonable length of time, an hour or something.

MR. HALICKI: You know, maybe one or two people we could contact if, for instance, a meeting could be set up, if it is adjourned on Tuesday and there's a little more time involved. I think the reason I told you on Monday we set this unusual Friday night meeting was to get the other side, you know, to have twenty-four hours notice to be here and, unfortunately, it didn't work out.

MR. LoRUSSO: I commend your idea and I personally, speaking for myself, remain available to that endeavor. And I'll make every effort to be part and parcel of any meeting of that nature. Let the record read clearly, this body comes here tonight with willing and open minds. And it was the other side which wished not to talk or begin any dialogue whatsoever and as I said, we went to some degree of inconvenience, as well as you did, to gather here tonight and to just throw our hands in the air with all the frustration.

MR. JANUS: I would like to add to Mr. LoRusso's remarks. My name is Bert Janus, 3 Nancy Place, Cheektowaga. If this meeting is called and should be called in haste just for a couple three members to be present, someone from Coor we don't even know, we don't know if this gentleman would be able to do anything. I don't think we can solve anything if it was just a meeting called for pacification purposes.

MR. HALICKI: Let me just clarify my statement to Mr. LoRusso. Attorneys are people that I think can have a meeting of the minds maybe easier than myself or any member present. However, if Mr. Nasca realized that maybe Mr. LoRusso would be a spokesman for your group, he'll say maybe we'll meet with Tony tomorrow, this type, that this may come off where they won't show up at this particular meeting. I'm just trying to find any meeting of the minds with someone from your group and maybe either your town attorney or our hired attorney as well as somebody from the other side. There may be some couple of items we might be able to clarify in an informal-type thing. They may not want to appear before the group or large crowd to be badgered. Let's be honest. This

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happens at many, many of these Town Board meetings and I can maybe understand their reluctance in coming. I don't know their reason for it. I just asked Mr. LoRusso as another attorney if, possibly, something could be set up on an informal basis. Not in an hour's time or anything like that, but the next day or two days or something on this order as well as yourself too. I mean there again I don't want to say we'll send out a petition to get fifteen people at a meeting that might be set up in the future.

MR. JANUS: You mentioned a gathering. As you know, we did not ask anyone except the parties directly involved. We did not jam the hall as, you know, we could have. This is at your request.

MR. HALICKI: I was hoping again --

MR. JANUS: So that we could have a good sound give and take on this entire matter. Now, many things have come up. It's confusing, especially to a layman like myself who does not study law. Number one, I looked today, this afternoon, at the Zoning Ordinance of the Town of Cheektowaga approved June 1st, 1967, by this honorable body. Do you know the preamble, the first part, Item Number Three? It's One, Article One, General Provisions, Purpose of the Zoning Laws.

"The comprehensive zoning plan set forth in the text maps which constitutes this Ordinance is adopted in order to promote and protect public health, safety, comfort, convenience, prosperity and other aspects of the general welfare and that is of the people of the Town of Cheektowaga. These general goals include, among others, the following specific purposes to provide --" this is the Town of Cheektowaga -- "to provide our elected officials, adequately, air and convenience of access to prevent undue concentration of population and overcrowding of land; to lessen congestion in the streets; to secure safety from fire, flood, panic and other dangers, and to facilitate the adequate provision of transportation, water, sewerage, schools, parks and other public requirements. This Ordinance shall apply to and affect only such parts of the Town of Cheektowaga as are outside the limits of the Villages of Sloan and Depew." This is your basic Number One statute in this town, to provide all these things for your constituents in the Town of Cheektowaga. I contend that this Coor Development won't do this. This is one thing that I was asking you.

Number Two, on Mr. Rogowski's desk, I laid down Real Property Law 334, Page 23 of the Real Property Law, Text Number 49.

MR. ROGOWSKI: I've gone over it a hundred times.

MR. JANUS: Do the councilmen know this?

MR. ROGOWSKI: I don't think the councilmen ought to know this. That's why we have retained counsel. I've been an attorney for eighteen years. Now, let's not get into the law at this point.

MR. JANUS: What I'm referring to, is this part of a defense that you're going to be using?

MR. ROGOWSKI: I don't know. I'm not going to comment about our defense. I'm not going to comment anything about this lawsuit at this meeting. I think it's a matter of legal technicalities. We're aware of these laws and if we're not, then we should be, but as I'm telling you, Mr. Janus, you come up with all kinds of laws and your preamble is very lofty. I'm familiar with that. I don't expect these councilmen to have memorized this from 1967. And I mean we're wasting an awful lot of time with this. If they want to meet with us, fine. But if they don't meet with us, we should go along with our lawsuit and put our best effort in front of us. But when you start questioning about councilmen on the law, I don't think they should have to know the law. If they don't, I should make them aware of it. But we've had so many lawsuits initiated in this town since I've been Town Attorney, that I don't expect anyone of these Town Board members, even when I was a member of the Board, to be familiar with the details of every lawsuit. And I'm not trying to cut you short. I'm sorry if I gave you that impression, but, you know, this file is just one-tenth of the thing that we're involved in and we've gone through this and we've gone through the entire Real Property Law. We're familiar with the questions of filing and failure of non-filing. The Court is aware of this. Now you people talk about -- you're right. You talk about 265A, for example. Now, as far as the letter of the law stating the three-year limitation, you don't realize, perhaps, and I don't expect you to, you weren't there at the hearing, that the defense was that the delay was caused by the Town in not having proved the matter in three years time which is a relatively long period of time, perhaps, to a judge who is sitting in a courtroom and being familiarized with this for the first time and you and I have discussed this both personally and openly about the fact this is customary for developers to wait until they're ready in order, number one, not to create any additional expense for themselves as far as engineering plans and perhaps digging and so on and also very important as you and I have discussed before, the question of the increased assessment. Now, this was brought to the Court's attention. Now, the Court decides the facts on how they feel. They're both the judge and jury in a case like this. Fortunately or unfortunately, this is the case in a motion of this type. As Mr. LoRusso said, I think it's very possible under the circumstances and the facts as they've been elicited so far and because of the gravity of the situation and complexity of it due to recent events and due to what happened in the past, I think the Court

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will probably call for a hearing which will be tantamount to a trial proceeding and I, frankly, hope they do that.

MR. JANUS: Just one thing and I'll sit down then. In the Buffalo Evening News, there was an article when I said, "Pandora's box". Mr. Lewin said Thursday he'll ask the Board at the January 31st meeting to review his 1967 application for a sub-division on Babette in hopes to construct thirty-six homes on the Cheektowaga portion of the street this summer. Thank you.

MR. ROGOWSKI: You're welcome.

MR. LoRUSSO: I have just one more thing. I want to put in the record, since I have a reporter here, that the 19th day of this month, Southline Homeowners' Committee here sent a letter to the Town Board. Maybe you have it, maybe you don't. All we asked for at that time that Don Enslin and myself or Bert Janus be advised of any action relative to Coor Development Corporation coming before the Town Board. We'd also appreciate it if you give us a minimum release ten days and hopefull the matter will be scheduled for the --

MR. ROGOWSKI: Are you speaking of other matters?

MR. LoRUSSO: I'm speaking of this one primarily. I didn't know they had other ones, quite frankly.

MR. ROGOWSKI: You mentioned about Coor Development.

MR. LoRUSSO: Yes. Let it stand for now relative to Coatsworth.

MR. ROGOWSKI: All right.

MR. WROBLEWSKI: Anything else anyone wishes to add to this? If not, we'll stand adjourned. Okay. Thank you.

Meeting adjourned.

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ARTHUR J. CAPRIO, Stenographer

Cheektowaga, New York 14225

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MEETING NO. 3

Cheektowaga, New York
January 31, 1972

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road, in said Town on the 31st day of January, 1972 at 2:30 o'clock P.M., Eastern Standard Time there were:

PRESENT: Supervisor Daniel E. Weber
Councilman Felix T. Wroblewski
Councilman Frank E. Swiatek
Councilman Kenneth J. Meyers
Councilman Joseph R. Obstarczyk
Councilman Donald A. Halicki
Councilman Raymond J. Wasielewski

ABSENT: 0

Also present were: Benedict T. Holtz, Town Clerk; John V. Rogowski, Town Attorney; Chester L. Bryan, Town Engineer; Thaddeus Skowron, Highway Engineer; Andrew Schwenk, Assessor; Benedict Kostrzewski, Chief of Police; Carl Trafalski, Building Inspector.

Supervisor Weber opened the meeting with a prayer.

I. BIDS

Item No. 2 Snow Plow Blades, Wing Blades, Cutting Edges and related Highway Equipment.

Referred to the Highway Superintendent.

II. PUBLIC HEARINGS

Item No. 3 Amendment to Traffic Ordinance - "No Parking or Standing" - Briarcliff Road.

Motion by Councilman Wroblewski, seconded by Councilman Swiatek----

WHEREAS this Town Board duly held a Public Hearing on the 31st day of January, 1972 at 2:30 o'clock P.M., Eastern Standard Time to consider the advisability of adoption of a proposed amendment to the Traffic Ordinance of the Town of Cheektowaga which was adopted July 17, 1967, said Hearing being held in accordance with Notice thereof which was duly published as required by law, at which Hearing an opportunity to be heard was afforded all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That this Town Board determine that it is in the public interest to adopt the following Amendment to the Traffic Ordinance of the Town of Cheektowaga, County of Erie and State of New York, and said Amendment is herewith adopted and enacted:

Amendment relating to Article X
Section 102-III, "No Parking or Standing";
to be posted on the west side of Briar-
cliff Road, south of Cleveland Drive,
from Cleveland Drive to Mapleview Road

Section 2. Time to take effect

(a) This amendment shall take effect immediately except those parts, if any, which are subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York.

(b) Any part or parts of this Amendment which is subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York shall take effect from and after the day on which approval in writing is received from the New York State Traffic Commission.

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Item No. 3 cont'd

Section 3. Territorial Application

This Amendment to said Traffic Ordinance shall be entered in the minutes of this Town Board and shall be published in the CHEEKTOWAGA NEWS, a newspaper published in this Town, and a printed copy thereof shall be posted on the signboard maintained by the Town Clerk pursuant to Subdivision 6 of Section 20 of the Town Law of New York, and affidavits of such publication and posting shall be filed with the Town Clerk, and the Town Clerk shall likewise enter in the Ordinance Book a copy of this Amendment specifying the date of adoption thereof.

Upon Roll Call----

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski

NAYES: 0

ABSENT: 0

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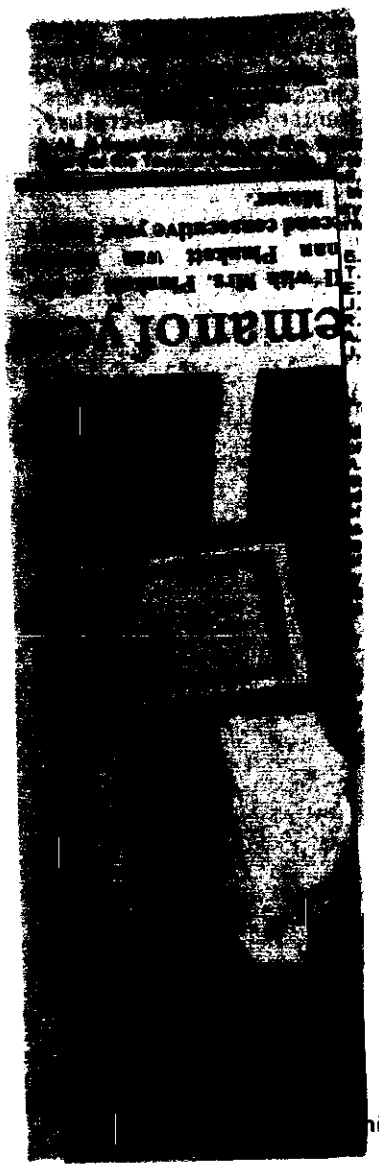
STATE OF NEW YORK
COUNTY OF ERIE } ss.:



Joseph Blauvelt

being duly sworn, deposes and says that he is the

General Manager of the

Depew **Herald and News** Cheektowaga

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 3 day of Feb, 1972, and the last insertion being on the ..... day of Dame, 19....., and that not more than six days intervened between any two publications thereof.

Joseph Blauvelt

Sworn to before me this 3rd day of February, 1972

Laura J. Bull

Notary Public in and for Erie County

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

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STATE OF NEW YORK
COUNTY OF ERIE } ss.:

[illegible]

Section 3. Territorial Application

[illegible] Amendment to said Traffic [illegible] Supervisor Weber, [illegible] AYE; Councilman Wroblewski, [illegible] AYE; Councilman Swiatek, [illegible] AYE; Councilman Meyers, [illegible] AYE; Councilman Obstarczyk, [illegible] AYE; Councilman Halicki, [illegible] AYE; Councilman Wasielewski, [illegible] AYE.

AYES: 7
NAYES: 0
ABSENT: 0

STATE OF NEW YORK
COUNTY OF ERIE

I, BENEDICT T. HOLTZ, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on January 31st, 1972 and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at item 3, inclusive, of said book.

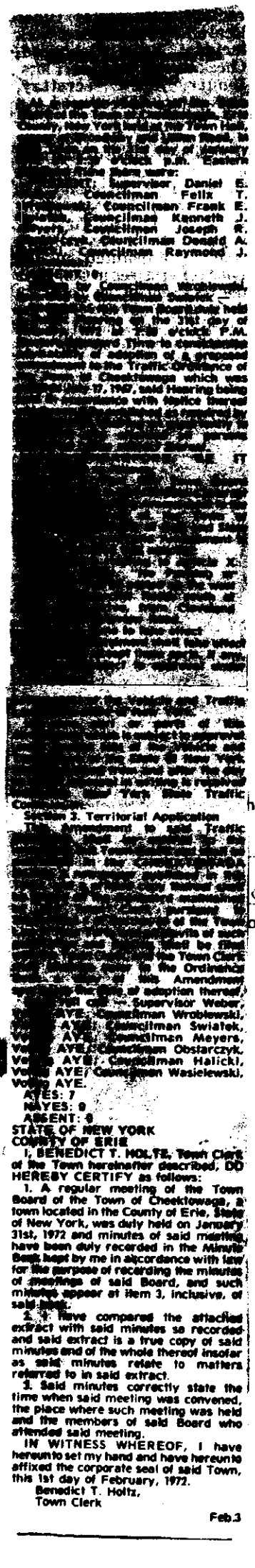
2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 1st day of February, 1972.

Benedict T. Holtz,
Town Clerk

Feb.3



Joseph Blauvelt

being duly sworn, deposes and says that he is the

General Manager of the

Depew Cheektowaga
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a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 3 day of Feb, 1972, and the last insertion being on the ..... day of same, 19....., and that not more than six days intervened between any two publications thereof.

Joseph Blauvelt

his 3rd day of

....., 19 72

J. Bull

and for Erie County

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

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III. GENERAL COMMUNICATIONS

Item No. 4 N.Y.S. Department of Transportation - Notice of Public Hearing regarding railroad crossing at Dick Road.
Referred to the Town Attorney.

Item No. 5 West Seneca Central School District - regarding plans to build school in South Cheektowaga.
Referred to the Town Board.

Item No. 6 N.Y.S. Council 66 - Local 1026 - request for leave of absence for Raymond Nowakowski.

Motion by Councilman Obstarczyk, seconded by Councilman Wasielewski----

RESOLVED that Raymond Nowakowski be granted a leave of absence which will extend from February 1, 1972 through January 31, 1973, without pay.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 7 Cornell Aeronautical Laboratory, Inc. - extension of Storm Sewer District No. 7.
Referred to the Town Engineer.

Item No. 8 Mr. & Mrs. Donald Fridmann - regarding Cheektowaga Times.
Received and filed.

Item No. 9 Mr. & Mrs. Stanley J. Becker - complaint regarding unsold Christmas Trees.
Referred to the Public Works Committee.

Item No. 10 SUMMONS & COMPLAINT - Michael Zibbon vs. the Town of Cheektowaga.
Referred to the Town Attorney.

IV. DEPARTMENTAL COMMUNICATIONS

Item No. 11 Building Permits.

Motion by Councilman Wroblewski, seconded by Councilman Halicki----

RESOLVED that the building applications submitted to the Building and Plumbing Department for the period ending January 31, 1972 be granted subject to the approval of the Building Inspector.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 12 Cheektowaga Planning Commission - recommendation to deny rezoning at 79 West Toulon.
Referred to the Petitions Committee.

Item No. 13 Cheektowaga Planning Commission - recommendation to approve rezoning of West Corner of Transit and Losson Roads.
Referred to the Petitions Committee.

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Item No. 14 Chester L. Bryan - request advertisement for bids for High Pressure Sewer Cleaner.

Motion by Councilman Meyers, seconded by Supervisor Weber----

WHEREAS the Sewer Maintenance Department is in need of a new High Pressure Cleaner, now therefore be it

RESOLVED that authorization for the purchase of a new High Pressure Cleaner is hereby granted, and be it

FURTHER RESOLVED that the Town Clerk be directed to publish the "Notice to Bidders" in the CHEEKTOWAGA TIMES and the DEPEW HERALD AND CHEEKTOWAGA NEWS, and be it

FURTHER RESOLVED that the Town Board meet on the 22nd day of February at 7:30 P.M., Eastern Standard Time at the Town Hall, Broadway and Union Road, Cheektowaga, New York, for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

LEGAL
NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 22, 1972, at 7:30 P.M., at the Town Hall corner of Broadway and Union Road for one High Pressure Sewer Cleaner.

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

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

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

BENEDICT T. HOLTZ
Town Clerk
DATED: January 31, 1972

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

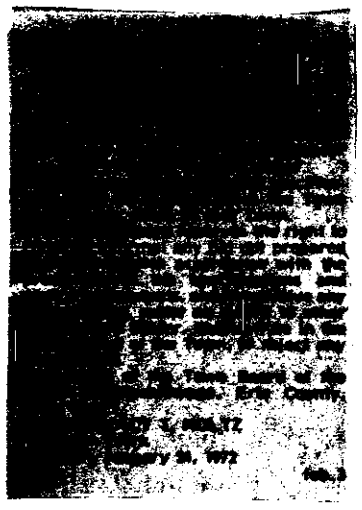
(Affidavit Next Page)

STATE OF NEW YORK
COUNTY OF ERIE } ss.:

Joseph Blauvelt

being duly sworn, deposes and says that he is the

General Manager of the



Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 3 day of Feb, 1972, and the last insertion being on the ..... day of Same, 19....., and that not more than six days intervened between any two publications thereof.

Joseph Blauvelt

Sworn to before me this 3rd day of

February, 1972

Laura J Bull
Notary Public in and for Erie County

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973.

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[illegible] and considered by the Town Board of the Town of Cheektowaga, on February 22, 1972, at 7:30 P.M., at the Town Hall corner of Cleveland Way and Union Road for one [illegible] Pressure 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, said contract to include, 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.

BENEDICT T. HOLTZ
Town Clerk

Dated: January 31, 1972

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 1 weeks:

first publication February 3, 1972;

last publication ;

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 4th

day of February, 1972

Nadine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 1973

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Item No. 15 Chester L. Bryan - request advertisement for bids for street light standards.

Motion by Councilman Obstarczyk, seconded by Supervisor Weber----

WHEREAS the Town of Cheektowaga purchases light standards for street lighting purposes, and

WHEREAS it would be in the public interest to obtain said standards through public bidding, now therefore be it

RESOLVED that the Town Clerk be directed to publish a Notice to Bidders in connection with said Light Standards, notice to be published in the CHEEKTOWAGA TIMES and the DEPEW HERALD AND CHEEKTOWAGA NEWS, and be it further

RESOLVED that the Town Board will meet on the 22nd day of February, 1972, at 7:30 P.M., at the Town Hall, Broadway and Union Road, Cheektowaga, New York, for the purpose of receiving sealed bids at a public meeting called for that purpose.

LEGAL
NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 22, 1972, at 7:30 P.M., at the Town Hall corner of Broadway and Union Road for Light Standards.

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

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

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

BENEDICT T. HOLTZ
Town Clerk
DATED: January 31, 1972

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

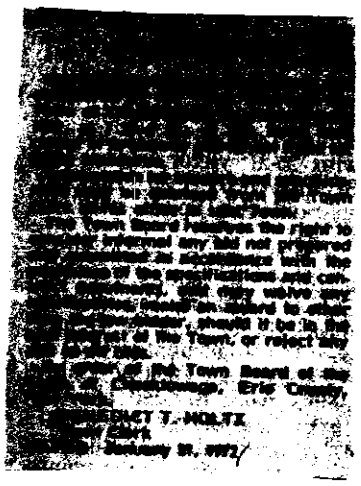
(Affidavit Next Page)

STATE OF NEW YORK
COUNTY OF ERIE } ss.:

Joseph Blauvelt

being duly sworn, deposes and says that he is the

General Manager of the



Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 3 day of Feb, 19 72, and the last insertion being on the ..... day of June, 19....., and that not more than six days intervened between any two publications thereof.

Joseph Blauvelt

Sworn to before me this 3rd day of

February, 1972

Laura J. Bull
Notary Public in and for Erie County

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

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...February 22, 1972, at 7:30 ..., at the Town Hall corner of ...dway and Union Road for Light ...ards.

...formation for bidders and ...ifications may be obtained ... the Town Clerk at his office ...said Town.

...The Town Board reserves the ... to consider informal any bid ... prepared and submitted in ...ance with the provisions of ... specifications and contract ...ments, and may waive any ...alities, make an award to ... the low bidder, should ... be in the best interest of the ..., or reject any and all bids.

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

BENEDICT T. HOLTZ
Town Clerk

...D: January 31, 1972

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 1 weeks:

first publication February 3, 1972;

last publication ;

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 4th

day of February, 1972

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 1973

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Item No. 16 Chester L. Bryan - request advertisement for bids for five (5) vehicles.

Motion by Supervisor Weber, seconded by Councilman Swiatek----

WHEREAS the Building and Plumbing Department, Sanitation Department, Engineering Department, Sewer Maintenance Department and the Plumbing Department are in need of new vehicles to replace older vehicles, now therefore be it

RESOLVED that the request be granted and that the Town Clerk be directed to publish a "Notice to Bidders" in connection with said vehicles, notice to be published in the CHEEKTOWAGA TIMES and the DEPEW HERALD AND CHEEKTOWAGA NEWS, and be it

FURTHER RESOLVED that the Town Board will meet on the 22nd day of February, 1972 at 7:30 P.M., Eastern Standard Time for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 22, 1972, at 7:30 P.M., at the Town Hall corner of Broadway and Union Road for two (2) automobiles; two (2) station wagons and one (1) one-ton van.

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

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

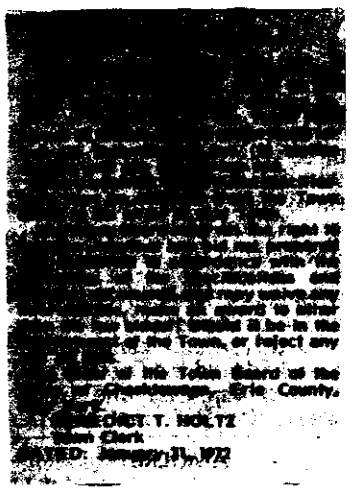
By order of the Town Board of the Town of Cheektowaga, Erie County, New York.

BENEDICT T. HOLTZ
Town Clerk
DATED: January 21, 1972

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

(Affidavits Next Page)

STATE OF NEW YORK
COUNTY OF ERIE } ss.:



Joseph Blauvelt

being duly sworn, deposes and says that he is the

General Manager of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 3 day of Feb, 1972, and the last insertion being on the ____ day of Same, 19____, and that not more than six days intervened between any two publications thereof.

Joseph Blauvelt

Sworn to before me this 3rd day of

February, 19 72

Laura J Bull
Notary Public in and for Erie County

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

[illegible] BIDDERS

[illegible] will be re-
[illegible] by the Town
[illegible] of the Town of Cheektowaga
[illegible] February 22, 1972, at 7:30
[illegible], at the Town Hall corner of
[illegible]way and Union Road for two
[illegible]; two (2) station
[illegible] and one (1) one-ton van.
[illegible]ion for bidders and
[illegible]tions may be obtained
[illegible] Town Clerk at his office
[illegible].

[illegible] Town Board reserves the
[illegible] consider informal any bid
[illegible] and submitted in
[illegible]ance with the provisions of
[illegible]pecifications and contract
[illegible], and may waive any
[illegible], make an award to
[illegible] the low bidder, should
[illegible] the best interest of the
[illegible] reject any and all bids.
[illegible] of the Town Board of
[illegible] of Cheektowaga, Erie
[illegible], New York.

BENEDICT T. HOLTZ
Town Clerk

[illegible]: January 31, 1972

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for ...1.... weeks:

first publication ...February 3, 1972...;

last publication .....;

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this ...4th...

day of ...February..., 1972

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 1973

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Item No. 17 Stanley Bystrak - request creation of position of Part Time Clerk-Typist.

Motion by Councilman Wroblewski, seconded by Councilman Halicki----

RESOLVED that a part time clerk typist position in the Highway Department be created and that Mary Jane Marquart of be hired as a part time clerk typist to work at the rate of $20.00 per day, not to exceed twenty (20) hours per week.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 18 Benedict L. Kostrzewski - request advertisement for bids for Dog Warden Truck.

Motion by Councilman Halicki, seconded by Councilman Wroblewski----

BE IT RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of one (1) 1972 Van-type Truck for use by the Dog Warden of the Town of Cheektowaga. Information for bidders and specifications may be obtained from the office of Benedict T. Holtz, Town Clerk, and will be provided for by the Town Clerk by Tuesday, February 1, 1972; said notice to be published in the CHEEKTOWAGA NEWS, and be it

FURTHER RESOLVED that bids will be received until 12:00 o'clock noon on February 22, 1972, and be it

FURTHER RESOLVED that the Town Board will meet at 7:30 P.M., Eastern Standard Time on February 22, 1972 for the purpose of properly opening and reading the sealed bids.

LEGAL NOTICE
NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga at a meeting thereof to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York at 7:30 p.m. Eastern Standard Time, on February 22, 1972 for the furnishing of one (1) 1972 Van Type Truck for use by the Dog Wardens. One (1) 1967 Chevrolet Panel Truck will be used as a trade in. Information for bidders and specifications may be obtained in the Town Clerk's Office located in the Town Hall, Broadway and Union Road, Cheektowaga, New York.

BENEDICT T. HOLTZ
Town Clerk
DATED: January 31, 1972

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

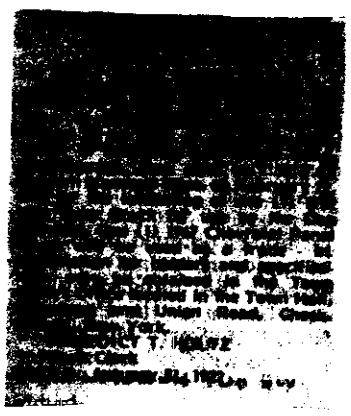
(Affidavit Next Page)

STATE OF NEW YORK
COUNTY OF ERIE } SS.:

Joseph Blauvelt

being duly sworn, deposes and says that he is the

General Manager of the



Depew Cheektowaga
Herald and News

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Joseph Blauvelt

Sworn to before me this 3rd. day of

February, 1972

Laura J Bull

Notary Public in and for Erie County

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

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V. RESOLUTIONS

Item No. 19 Motion by Councilman Wroblewski, seconded by Councilman Swiatek----

WHEREAS the next regular Town Board Meeting would normally be held on February 21, 1972, said day being a legal holiday, therefore be it

RESOLVED that the next regular Town Board Meeting be held on Tuesday, February 22, 1972 at 7:30 P.M., Eastern Standard Time.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 20 Longevity Benefits for certain Town Employees.
Withdrawn.

Item No. 21 Motion by Councilman Halicki, seconded by Councilman Wasielewski----

WHEREAS the Town Board of Cheektowaga has adopted a resolution on January 17, 1972 calling for a Bond Sale in the total sum of $1,350,000.00, therefore be it

RESOLVED that a Special Meeting of the Town Board be held on February 2, 1972, at 4:00 o'clock P.M. for the purpose of examining and confirming the Supervisor's award of bonds to the successful bidder and the interest rate necessary for the Town to sell said bonds.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 22 Motion by Councilman Meyers, seconded by Supervisor Weber----

WHEREAS emergency sewer repairs were required on the sanitary sewers at 117, 119 and 145 Beale Avenue in Sanitary Sewer District No. 5, which repairs were ordered by the Town Engineer, now therefore be it

RESOLVED that the voucher of Dorss Plumbing, 63 Schlenker Avenue, Cheektowaga, New York 14225, in the amount of $306.95 to do the work and furnish the materials for the sewer repairs be approved and ordered paid.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 23 Motion by Councilman Meyers, seconded by Councilman Swiatek----

BE IT RESOLVED that a public hearing on a proposed amendment to the Traffic Ordinance of the Town of Cheektowaga, which was adopted on July 17, 1967, be held on February 22, 1972 at 7:00 P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road in said Town of Cheektowaga for the purpose of considering the advisability of adopting said amendment and the Town Clerk is hereby directed to publish the following Notice of Hearing in the CHEEKTOWAGA NEWS on February 3, 1972, the said proposed amendment being set forth in the Notice of Hearing.

(See Notice of Hearing Next Page)

Item No. 23 cont'd

LEGAL
NOTICE OF HEARING

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York, will hold a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 22nd day of February, 1972 at 7:00 o'clock P.M., Eastern Standard Time, to consider the advisability of adopting an amendment to the Traffic Ordinance of the said Town of Cheektowaga which was adopted on July 17, 1967, said proposed amendment relating to amending Article X — Parking, Standing and Stopping, Section 101, as follows:

Section 101. All-night Parking. The parking of vehicles is hereby prohibited on all highways within the Town of Cheektowaga exclusive of the Villages of Sloan and Depew, between 1 A.M. and 6 A.M. from December 1st to March 15th, of each ensuing year, and

One side parking overnight from 1 A.M. to 6 A.M. opposite the hydrant side of the following streets:

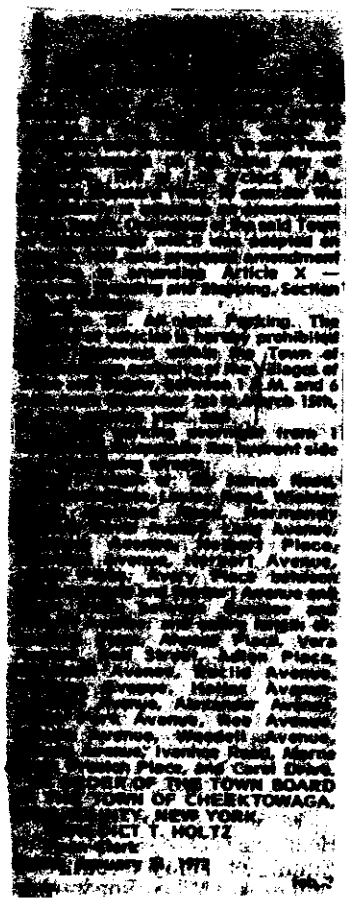
Entire length of: St. James Road, Pendennis Place, Loxley Road, Winkler Road, Rowland Road, Normandy Avenue, David Avenue, Long Avenue, Andrews Avenue, Neibert Place, Schoedel Avenue, Herbert Avenue, Alpine Place; Avery Place between Genesee Street and Herbert Avenue and Olcott Place between Genesee and Herbert Avenue; and entire length of: Barbara Place, Atwood Place, Vera Avenue, Bell Street, Adlon Place, Randolph Avenue, Euclid Avenue, Hoerner Avenue, Haller Avenue, Gualbert Avenue, Alexander Avenue, Ridge Park Avenue, Reo Avenue, Wanda Avenue, Woodell Avenue, Hedwig Avenue, Ivanhoe Road, Marne Road, Preston Place, and Carol Drive.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.
BENEDICT T. HOLTZ
Town Clerk
Dated: January 31, 1972

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

(Affidavits Next Page)

STATE OF NEW YORK
COUNTY OF ERIE } ss.:



~~RICHARD G. BENNETT~~
Joseph Blauvelt

being duly sworn, deposes and says that he is the

~~PUBLISHER~~
General Manager of the

Depew Cheektowaga
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Joseph Blauvelt

Sworn to before me this 3rd day of

February, 1972

Laura J. Bull
Notary Public in and for Erie County

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30 1973.

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Item No. 24 Motion by Councilman Wroblewski, seconded by Supervisor Weber----

BE IT RESOLVED that a public hearing on a proposed amendment to the Traffic Ordinance of the Town of Cheektowaga, which was adopted on July 17, 1967, be held on the 22nd day of February, 1972 at 7:30 o'clock P.M., Eastern Standard Time at the Town Hall, corner of Broadway and Union Road in said Town of Cheektowaga for the purpose of considering the advisability of adopting said amendment and the Town Clerk is hereby directed to publish the following Notice of Hearing in the CHEEKTOWAGA NEWS on February 3, 1972, the said proposed amendment being set forth in the Notice of Hearing.

LEGAL
NOTICE OF HEARING

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York, will hold a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 22nd day of February, 1972 at 7:30 o'clock P.M., Eastern Standard Time, to consider the advisability of adopting an amendment to the Traffic Ordinance of the said Town of Cheektowaga which was adopted on July 17, 1967, said proposed amendment relating to Article XIII — Truck Exclusions — Section 131; to consider the feasibility of limiting and posting Old Broadway, and that a limit of five tons be imposed upon vehicles using said street.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.
BENEDICT T. HOLTZ.
Town Clerk
Dated: January 31, 1972

Upon Roll Call----

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski

NAYES: 0

ABSENT: 0

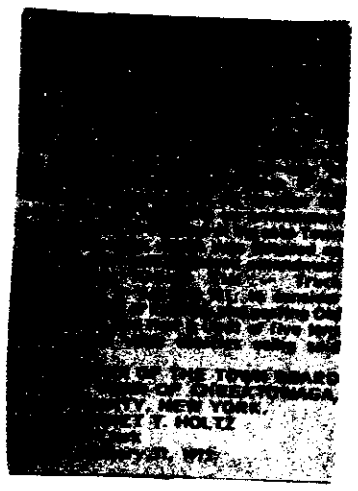
(Affidavits Next Page)

STATE OF NEW YORK
COUNTY OF ERIE } ss.:

Joseph Blauvelt

being duly sworn, deposes and says that he is the

General Manager of the



Depew Cheektowaga
Herald and News

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Joseph Blauvelt

Sworn to before me this 3rd day of

February, 1972

Laura J. Bull

Notary Public in and for Erie County

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

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Item No. 25 Motion by Councilman Obstarczyk, seconded by Supervisor Weber----

RESOLVED that permission is hereby given to the New York State Electric and Gas Corporation to install and remove the light standards on Benz Drive, S. Hedley Street, Hedley Street, Hurd Street, Crisfield Avenue, Aris Avenue, Helen Street, Veterans Place, Nandale Drive, Henry Street, Edmund Street, Laura Court, Medina Street, Alaska Street, S. Colby Street and Colby Street, in the Town of Cheektowaga, as indicated on the schedules "Street Lighting Proposals", attached hereto and made a part hereof.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 26 Motion by Councilman Obstarczyk, seconded by Councilman Wroblewski----

RESOLVED that permission be given to the New York State Electric and Gas Corporation to install an additional light at the end of Messer Avenue in the Town of Cheektowaga.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 27 Motion by Councilman Obstarczyk, seconded by Councilman Wroblewski----

RESOLVED that permission is hereby given to the New York State Electric and Gas Corporation to install and remove the light standards on Princeton Avenue, Ming Court, Edward Court, and Colonial Court, in the Town of Cheektowaga, as indicated on the schedule "Street Lighting Proposal" attached hereto and made a part hereof.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 28 Motion by Councilman Halicki, seconded by Councilman Wroblewski----

RESOLVED that the following named vouchers and warrants submitted to the Town of Cheektowaga for the period ending January 31, 1972, be and hereby are approved and that Supervisor pay said warrants:

FUND	FROM	TO	AMOUNT
General	3093	3210	$154,864.01
Part Town	1019	1034	4,242.34
Special Districts	4915	4956	140,192.83
Highway	3931	3961	41,235.72
Trust & Agency	416	430	864,873.79
Construction & Improvement	290	291	6,609.93
			$1,212,018.62

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

VI. FROM THE TABLE

Item No. 29 Transfer of William Gomolski from Sanitation Department to Assessor's Office.

Tabled unanimously until February 22, 1972 Meeting.

Item No. 30 Promotion of two (2) Lieutenants to rank of Captain.

Motion by Councilman Obstarczyk, seconded by Councilman Wroblewski----

RESOLVED that Frank Enser and Robert Lis, presently Lieutenants in the Town of Cheektowaga Police Department be and hereby are elevated to the rank of Captain, effective immediately.

VII. SUSPENSION OF RULES

Item No. 31 SUMMONS - James R. Wishart, Sr. vs. the Town of Cheektowaga
Referred to the Town Attorney.

Item No. 32 Opposition to statewide property tax system for elementary and secondary education costs.

Motion by Councilman Obstarczyk, seconded by Councilman Halicki----

WHEREAS the State Commission on the Quality, Cost & Financing of Elementary & Secondary Education has released its report which proposes a statewide property tax to support full state takeover of all elementary and secondary education costs, and

WHEREAS it appears that the adoption of such proposed system would curtail and infringe upon the home rule of municipalities and townships regarding the support of the schools and quality of education at such schools, and

WHEREAS it further appears that the said proposal would probably increase school taxes in various school districts located within the Town of Cheektowaga, therefore be it

RESOLVED that the Town Board of Cheektowaga is opposed to the statewide property tax system for elementary and secondary education costs, and be it

FURTHER RESOLVED that the Town Board hereby memorializes and requests the State Legislature to vote against said proposal, and be it

FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Honorable John B. Lis, Assemblyman, and the Honorable Thomas F. McGowan, State Senator and to the Clerks of the State Senate and State Assembly.

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 33 Signal at Nagel Drive and Walden Avenue.

Motion by Supervisor Weber, seconded by Councilman Swiatek----

BE IT RESOLVED that the Erie County Board of Legislators be and hereby are memorialized and requested to install a signal at Nagel Drive and Walden Avenue and to consider substituting said signal for the one presently located at Walden Avenue and the F. N. Burt Company, and be it

FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Clerk of the Board of Legislators.

Item No. 33 cont'd

Upon Roll Call----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 34 Motion by Supervisor Weber, seconded by Councilman Wroblewski to adjourn the meeting.

BENEDICT T. HOLTZ
Town Clerk

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Meeting No. 4

Item No. 1 At a special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road, in said Town on the 2nd day of February, 1972 at 4:00 o'clock p.m., Eastern Standard Time there were:

PRESENT: Supervisor Daniel E. Weber
Councilman Felix T. Wroblewski
Councilman Frank E. Swiatek
Councilman Joseph R. Obstarczyk
Councilman Donald A. Halicki
Councilman Raymond J. Wasielewski
Councilman Kenneth J. Meyers

ABSENT: 0

Also present were: Benedict T. Holtz, Town Clerk; John Rogowski, Town Attorney.

Item No. 2 Bond Resolution - see next page

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CERTIFICATE OF SUPERVISOR

I, DANIEL E. WEBER, Supervisor of the Town of Cheektowaga, in the County of Erie, New York, HEREBY CERTIFY AND REPORT, as follows:

1. On FEBRUARY 2, 1972, at 11:00 o'clock A.M. (E.S.T.), I attended at my office in the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

2. At that time and place, Eight (8) sealed bids were received by me for the purchase of the $1,350,000 General Purposes Serial Bonds-1971 of the Town pursuant to the Notice of Sale of said bonds heretofore duly published in conformity with the requirements of the resolution adopted by the Town Board on January 17, 1972, and I thereupon opened and publicly read and considered said sealed bids.

3. The sealed bids so opened and publicly read were each in legally acceptable form and were each accompanied by the check required by said Notice of Sale and constituted signed proposals by the following to purchase all of said bonds bearing interest at the respective rates per annum and at the respective contract prices (plus accrued interest on said bonds) set opposite their names below:

Name of Bidder	Interest Rate Per Annum	Contract Price
Liberty National Bank and Trust Company as agent for Bankers Trust Company & Associates	4.50%	$1,350,000.00
Liberty National Bank and Trust Company	4.40%	$1,350,945.00
Liberty National Bank and Trust Company as agent for L. F. Rothschild & Co., & Associates	4.50%	$1,350,890.00
Marine Midland Bank-Western	4.40%	$1,350,555.00
Bank of Buffalo, Continental Illinois National Bank and Trust Company of Chicago and Associates	4.40%	$1,353,779.80

Name of Bidder	Interest Rate Per Annum	Contract Price
Manufacturers and Traders Trust Company and Associates	4.70%	$1,351,917.00
Chemical Bank-Manager	4.90%	$1,351,209.00
First National City Bank	4.40%	$1,352,158.65

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4. Forthwith upon receiving, opening, reading and considering said sealed bids, I ascertained and publicly announced that Bank of Buffalo, Continental Illinois National Bank and Trust Company of Chicago and Associates was the bidder to whom said bonds, bearing interest at the rate of Four and forty hundredths per centum (4.40 %) per annum, are to be awarded at the price bid of $1,353,779.80 , plus accrued interest from the date of the bonds to the date of payment of the said purchase price, and I thereupon determined that said bonds shall bear interest at the said rate of Four and forty-hundredths per centum (4.40 %) per annum, such interest rate being the rate necessary for the Town to sell said bonds, and awarded the same to said Bank of Buffalo, Continental Illinois National Bank and Trust Company of Chicago and Associates, as the successful bidder, at the said purchase price of $1,353,779.80 , plus accrued interest from the date of the bonds to the date of payment of the said purchase price, and returned to each of said other bidders, the respective checks received with their sealed bids aforesaid.

IN WITNESS WHEREOF, I have hereunto set my hand this

2nd day of FEBRUARY, 1972.

Supervisor

CLERK'S CERTIFICATE

I, BENEDICT T. HOLTZ, Town Clerk of the Town of Cheektowaga, in the County of Erie, State of New York, HEREBY CERTIFY that the foregoing is a true and correct duplicate original of the Certificate which, duly executed by the Supervisor of the Town, was filed with the Town Board by said Supervisor on FEBRUARY 2, 1972, and now remains on file and a public record in my office as Town Clerk.

I DO FURTHER CERTIFY that no resolution electing to reassume any of the powers or duties mentioned in said Certificate and delegated to the Supervisor by the resolution referred to in said Certificate has been adopted by said Town Board.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town this 2nd day of FEBRUARY, 1972.

(SEAL)

Benedict T. Holtz
Town Clerk

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EXTRACT OF MINUTES

Meeting of the Town Board of the Town of Cheek-
towaga, in the County of Erie, New York

FEBRUARY 2, 1972

* * *

A special meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, was held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on February 2, 1972, at 4:00 o'clock P. M. (E.S.T.).

There were present: Hon. Daniel E. Weber,
Supervisor, and

Councilmen: Felix T. Wroblewski
Frank E. Swiatek
Kenneth J. Meyers
Joseph R. Obstarczyk
Donald A. Halicki
Raymond J. Wasielewski

There were absent:

Also present: Benedict T. Holtz, Town Clerk

John V. Rogowski, Town Attorney

* * *

The Supervisor presented the following Certificate and Report as to the receipt of sealed bids for the $1,350,000 General Purposes Serial Bonds-1971 of the Town, submitted by him in conformity with the requirements of the resolution adopted by the Town Board on January 17, 1972, which report was directed to be set forth, in full, as follows:

CERTIFICATE OF SUPERVISOR

I, DANIEL E. WEBER, Supervisor of the Town of Cheektowaga, in the County of Erie, New York, HEREBY CERTIFY AND REPORT, as follows:

1. On FEBRUARY 2, 1972, at 11:00 o'clock A.M. (E.S.T.), I attended at my office in the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

2. At that time and place, Eight (8) sealed bids were received by me for the purchase of the $1,350,000 General Purposes Serial Bonds-1971 of the Town pursuant to the Notice of Sale of said bonds heretofore duly published in conformity with the requirements of the resolution adopted by the Town Board on January 17, 1972, and I thereupon opened and publicly read and considered said sealed bids.

3. The sealed bids so opened and publicly read were each in legally acceptable form and were each accompanied by the check required by said Notice of Sale and constituted signed proposals by the following to purchase all of said bonds bearing interest at the respective rates per annum and at the respective contract prices (plus accrued interest on said bonds) set opposite their names below:

Name of Bidder	Interest Rate Per Annum	Contract Price
Liberty National Bank and Trust Company as agent for Bankers Trust Company & Associates	4.50%	$1,350,000.00
Liberty National Bank and Trust Company	4.40%	$1,350,945.00
Liberty National Bank and Trust Company as agent for L. F. Rothschild & Co., & Associates	4.50%	$1,350,890.00
Marine Midland Bank-Western	4.40%	$1,350,555.00
Bank of Buffalo, Continental Illinois National Bank and Trust Company of Chicago and Associates	4.40%	$1,353,779.80

Name of Bidder	Interest Rate Per Annum	Contract Price
Manufacturers and Traders Trust Company and Associates	4.70%	$1,351,917.00
Chemical Bank-Manager	4.90%	$1,351,209.00
First National City Bank	4.40%	$1,352,158.65

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4. Forthwith upon receiving, opening, reading and considering said sealed bids, I ascertained and publicly announced that Bank of Buffalo, Continental Illinois National Bank and Trust Company of Chicago and Associates was the bidder to whom said bonds, bearing interest at the rate of Four and forty hundredths per centum (4.40 %) per annum, are to be awarded at the price bid of $1,353,779.80, plus accrued interest from the date of the bonds to the date of payment of the said purchase price, and I thereupon determined that said bonds shall bear interest at the said rate of Four and forty-hundredths per centum (4.40 %) per annum, such interest rate being the rate necessary for the Town to sell said bonds, and awarded the same to said Bank of Buffalo, Continental Illinois National Bank and Trust Company of Chicago and Associates, as the successful bidder, at the said purchase price of $1,353,779.80, plus accrued interest from the date of the bonds to the date of payment of the said purchase price, and returned to each of said other bidders, the respective checks received with their sealed bids aforesaid.

IN WITNESS WHEREOF, I have hereunto set my hand this 2nd day of FEBRUARY, 1972.

/s/ Daniel E. Weber
Supervisor

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CLERK'S CERTIFICATE

I, BENEDICT T. HOLTZ, Town Clerk of the Town of Cheektowaga, in the County of Erie, State of New York, HEREBY CERTIFY that the foregoing is a true and correct duplicate original of the Certificate which, duly executed by the Supervisor of the Town, was filed with the Town Board by said Supervisor on FEBRUARY 2, 1972, and now remains on file and a public record in my office as Town Clerk.

I DO FURTHER CERTIFY that no resolution electing to reassume any of the powers or duties mentioned in said Certificate and delegated to the Supervisor by the resolution referred to in said Certificate has been adopted by said Town Board.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town this 2nd day of FEBRUARY, 1972.

(SEAL)

/s/ Benedict T. Holtz
Town Clerk

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Councilman Halicki offered the following resolution and moved its adoption:

RESOLVED BY THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. The award of the $1,350,000 General Purposes Serial Bonds-1971 of the Town of Cheektowaga, in the County of Erie, New York, offered for sale, authorized pursuant to nine bond resolutions adopted by the Town Board on their respective dates and the resolution adopted by said Town Board on January 17, 1972, to Bank of Buffalo, Continental Illinois National Bank and Trust Company of Chicago and Associates, at the price bid of $1,353,779.80, and accrued interest at the rate to be borne by the bonds from the date of the bonds to the date of payment of the said purchase price, is hereby ratified, confirmed and approved.

Section 2. Said bonds shall bear interest at the rate of Four and forty hundredths per centum (4.40 %) per annum, specified by said purchaser, heretofore determined as the rate necessary for the Town to sell said bonds.

Section 3. The proper officials of the Town are hereby authorized and directed to execute said bonds and to deliver them to the said purchaser upon receipt of payment therefor in accordance with the provisions of this resolution.

Section 4. The action of the Supervisor returning to each of the unsuccessful bidders, the respective checks received with their sealed bids, is hereby ratified, confirmed and approved.

Section 5. This resolution shall take effect immediately.

* * *

The adoption of the foregoing resolution was seconded by Councilman Wroblewski and duly put to a vote on roll call, which resulted

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as follows:

AYES: 7

NOES: 0

The resolution was declared unanimously adopted.

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CERTIFICATE

I, BENEDICT T. HOLTZ, Town Clerk of the Town of Cheektowaga, in the County of Erie,

State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Town Board of said Town, duly called and held on FEBRUARY 2, 1972, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town this 2nd day of February, 1972.

Benedict T. Holtz
Town Clerk

(Seal)

ACCEPTED PROPOSAL - GENERAL 3/1/64 (1M)

PLEASE ATTACH A CONFORMED
COPY OF THE SUCCESSFUL BID,
USING A REGULATION BID FORM

CERTIFIED COPY OF PROPOSAL

I, BENEDICT T. HOLTZ, Town Clerk of the Town of Cheektowaga, in the County of Erie,

State of New York, HEREBY CERTIFY that I have compared the annexed copy of the proposal of Bank of Buffalo, Continental Illinois National Bank and Trust Company of Chicago and Associates for the purchase of $ 1,350,000 GENERAL PURPOSES SERIAL BONDS-1971

of said Town with the original thereof on file in my office, which was received in due form and time on FEBRUARY 2, 1972, accompanied by the check referred to therein, and the same is a true and correct copy of said original proposal and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town this 2nd day of FEBRUARY, 1972.

(Seal)

Benedict T Holtz
Town Clerk

PROPOSAL FOR BONDS

February 2, 1972

Mr. Daniel E. Weber, Town Supervisor
Town Hall
Corner of Broadway and Union Road
Cheektowaga, New York 14225

Dear Sir:

For the $1,350,000 General Purposes Serial Bonds—1971, of the Town of Cheektowaga, Erie County, New York, described in the annexed Notice of Sale, which is hereby made a part of this bid, we will pay

One Million, Three Hundred Fifty Three Thousand, Seven Hundred Seventy Nine and 80/100

Dollars

($ 1,353,779.80) and accrued interest to date of delivery for bonds bearing interest at the rate of Four and 40/100

per centum (4.40 %) per annum.

We enclose certified or cashier's check in the sum of $27,000 payable to the order of said Town, which check is to be returned to the undersigned if the bid is not accepted; otherwise, to be applied as part payment for the bonds, or to be retained by the Town as and for liquidated damages in case we should not take up and pay for the bonds in accordance with the terms of this proposal.

Bank of Buffalo, Continental Illinois National Bank and Trust Company of Chicago and Associates

By: R. W. Jaeckle, Asst. Cashier

Bank of Buffalo

(No addition or alteration is to be made to the above proposal, and the same must not be detached from the annexed Notice of Sale.)

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Item No. 3

Motion by Councilman Halicki seconded by Councilman Wroblewski

WHEREAS the supervisor, on February 2, 1972, has awarded a bid for the purchase of $1,350.00 general purpose setial bonds in 1971 of the Town pursuant to the Notice of Sale for said bonds published in confirmity with the requirements of the resolution adopted by the Town Board on January 17, 1972, and

WHEREAS the public officials of the Town have been authorized and directed to execute said bonds, therefore, BE IT

RESOLVED that the Supervisor, Town Clerk and Town Attorney be and hereby are authorized to attend the meeting in New York City on March 2, 1972 for the purpose of having the Supervisor and the Town Clerk affix their signatures to said bonds and BE IT FURTHER

RESOLVED that all necessary and reasonable expenses incurred by said officials be reimbursed by the Town.

UPON ROLL CALL....
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 4

Motion by Councilman Wasielewski seconded by Councilman Meyers

WHEREAS the Town Board at a regular Town Board meeting held on December 6, 1971 authorized the retainer of Nussbaumer and Clarke, Inc. Consulting Engineers, 310 Delaware Avenue, Buffalo, New York, a consulting engineering firm, to prepare a Wastewater Facilities Report in order to comply with the State directive relating to Sanitary Sewer District No. 3, and

WHEREAS a proposed contract in accordance with the said resolution has been presented, a copy of which is attached hereto and made a part hereof, therefore , BE IT

RESOLVED that the Supervisor be and hereby is authorized to execute said contract on behalf of the Town of Cheektowaga.

UPON ROLL CALL....
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 5

Motion by Supervisor Weber seconded by Councilman Halicki

BE IT RESOLVED that the Town Clerk is hereby authorized and directed to publish the following Notice to Bidders in the CHEEKTOWAGA TIMES and the CHEEKTOWAGA NEWS on February 17, 1972.

The Town of Cheektowaga hereby requests sealed bids for the furnishing of voting machines on the unit price basis and sealed bids for the renovating and reconditioning of machines presently owned by the Town.

It is expected that approximately ten (10) machines will be purchased and ten (10) used machines will be renovated and reconditioned.

The detailed specifications may be examined at the office of the Town Clerk, where the same are on file.

Copies of the specifications are available for all prospective bidders. Sealed bids must be received not later than 7:30 o'clock P.M., Eastern Standard Time on March 6, 1972, at which time they will be publicly opened by the Town Board at a public meeting held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

In order to be considered, all bids must be filed with the undersigned Town Clerk prior to the opening thereof.

This notice is published by direction of the Town Board of the Town of Cheektowaga, New York.

Dated: February 4, 1972

BENEDICT T. HOLTZ
Town Clerk

Item No. 5 cont'd

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.

NAYES: 0

ABSENT: 0

(Affidavit Attached)

STATE OF NEW YORK
COUNTY OF ERIE } ss.:

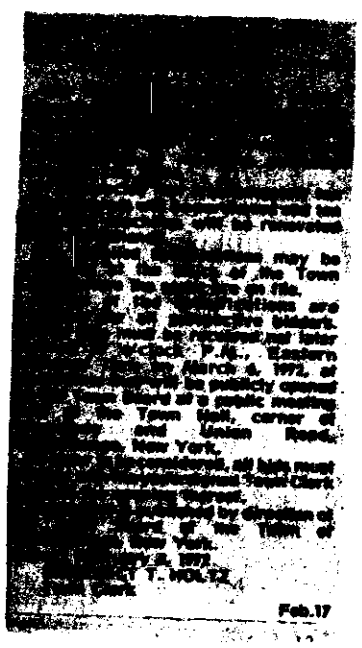
George J. Measer

being duly sworn, deposes and says that he is the

Publisher of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 17 day of Feb, 1972, and the last insertion being on the ..... day of same, 19....., and that not more than six days intervened between any two publications thereof.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Feb.17

George J. Measer

Sworn to before me this 17 day of

Feb, 1972

Laura J. Bull

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

2/2/72

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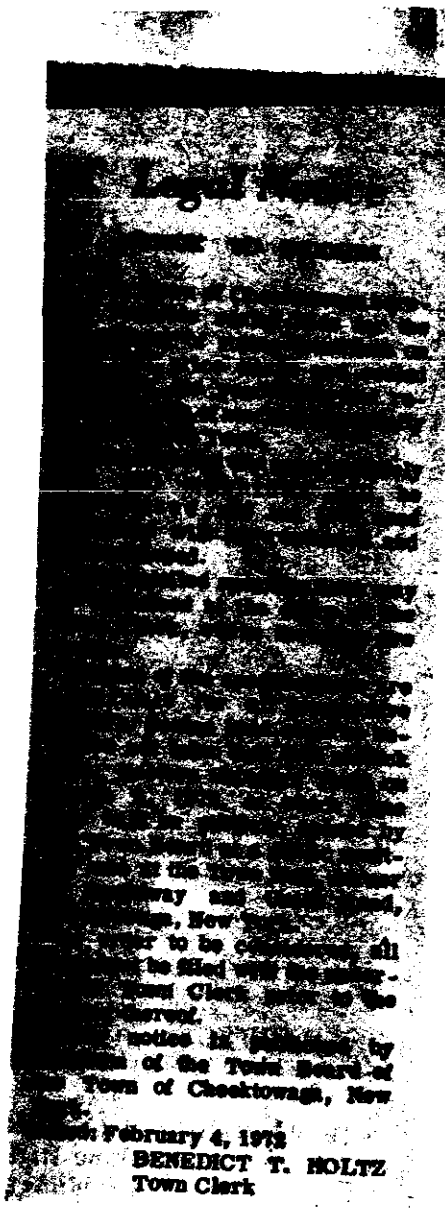

February 4, 1972
BENEDICT T. HOLTZ
Town Clerk

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Item No. 5 cont'd

UPON ROLL CALL....
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

(Affidavit Attached)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 1 **weeks:**
first publication February 17, 1972 **;**
last publication ..... **;**
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 18th
day of February, **19**72
Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 19 73

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Item No. 6 Motion by Councilman Wroblewski, seconded by Councilman Swiatek to adjourn the meeting.

BENEDICT T. HOLTZ
Town Clerk

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MEETING NO. 5

Cheektowaga, New York
February 22, 1972

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 22nd day of February, 1972 at 7:30 o'clock, P.M., Eastern Standard Time there were:

PRESENT: Supervisor Daniel E. Weber
Councilman Felix T. Wroblewski
Councilman Kenneth J. Meyers
Councilman Frank E. Swiatek
Councilman Donald A. Halicki
Councilman Raymond J. Wasielewski

ABSENT: Councilman Joseph R. Obstarczyk

Also present were: Benedict T. Holtz, Town Clerk; Robert Miller, Deputy Town Attorney; Benedict Kostrzewski, Chief of Police; Casimir Koszminski, Deputy Assessor; and Chester Bryan, Town Engineer.

Rev. Chester Malinowski, Resurrection Church opened the Meeting with a prayer.

I. BIDS

Item No. 2 Five Automobiles
Referred to Town Engineer, Chester Bryan.

Item No. 3 Light Standards
Referred to Town Engineer, Chester Bryan.

Item No. 4 High Pressure Sewer Cleaner
Referred to Town Engineer, Chester Bryan.

Item No. 5 Dog Warden Truck
Referred to Town Engineer, Chester Bryan.

Item No. 6 Two (2) Mercury Seals on Trickling Filters at Wastewater Plant No. 5.
Referred to Town Engineer, Chester Bryan.

II. PUBLIC HEARINGS

Item No. 7 Amendment to Traffic Ordinance - Truck Exclusion - Old Broadway.

Motion by Councilman Wroblewski, Seconded by Councilman Wasielewski ----

WHEREAS, this Town Board duly held a Public Hearing on the 22nd day of February, 1972 to consider the advisability of adoption of a proposed amendment to the Traffic Ordinance of the Town of Cheektowaga which was adopted July 17, 1967, said Hearing being held in accordance with Notice thereof which was duly published as required by law, at which hearing an opportunity to be heard was aforded all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That this Town Board determine that it is in the public interest to adopt the following Amendment to the Traffic Ordinance of the Town of Cheektowaga, County of Erie and State of New York, and said Amendment is herewith adopted and enacted:

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Amendment relating to Article XIII - Truck Exclusions - Section 131; to limit and post Old Broadway to a limit of five (5) tons upon vehicles using said street.

Section 2. Time to Take Effect

(a) This Amendment shall take effect immediately except those parts, if any, which are subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York.

(b) Any part or parts of this Amendment which is subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York shall take effect from and after the day on which approval in writing is received from the New York State Traffic Commission.

Section 3. Territorial Application

This Amendment shall apply to all of the Town of Cheektowaga, Erie County, New York, outside of the Villages of Depew and Sloan.

Section 4. Publication and Posting

This Amendment to said Traffic Ordinance shall be entered in the minutes of this Town Board and shall be published in the CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES, newspapers published in this Town, and a printed copy thereof shall be posted on the signboard maintained by the Town Clerk pursuant to Subdivision 6 of Section 20 of the Town Law of New York, and affidavits of such publication and posting shall be filed with the Town Clerk, and the Town Clerk shall likewise enter in the Ordinance Book a copy of this Amendment specifying the date of adoption thereof.

UPON ROLL CALL....
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Halicki and Wasielewski.
NAYES: 0
ABSENT: Councilman Obstarczyk

(Affidavits on Next Page)

STATE OF NEW YORK
COUNTY OF ERIE } ss.:

George J. Measer

being duly sworn, deposes and says that he is the

Publisher

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 24 day of Feb, 1972, and the last insertion being on the same day of same, 19..., and that not more than six days intervened between any two publications thereof.

George J. Measer

Sworn to before me this 24 day of

Feb, 19 72

Laura J. Bull

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

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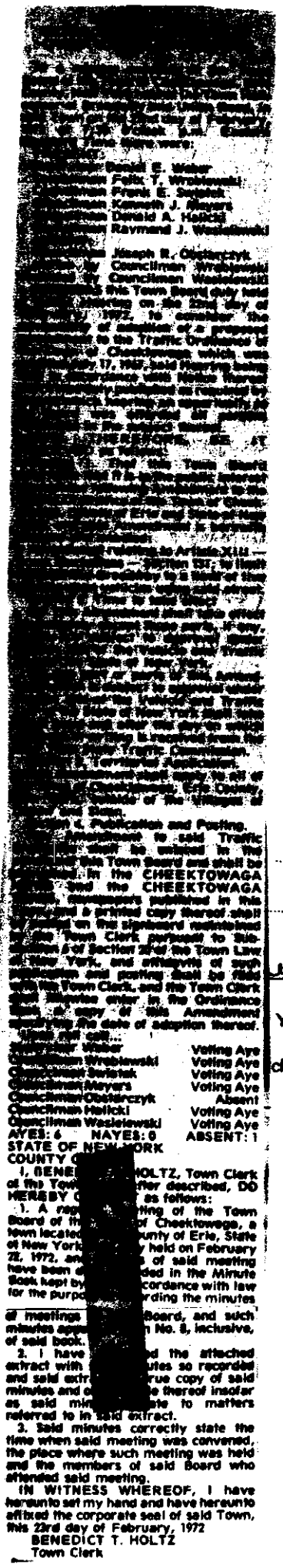
STATE OF NEW YORK
COUNTY OF ERIE } ss.:



Joseph R. Olejarczyk
Councilman Wroblewski
Councilman Wasielewski
This Town Board duly held
on the 22nd day of
1972, to consider the
adoption of a proposed
to the Traffic Ordinance of
Cheektowaga which was
17, 1972, said Hearing being
pursuant to Notice thereof
Town Board as required by
an opportunity to
the proposed
Ordinance, etc. AT
Thereupon this Town Board
it is in the public interest
Town of Cheek-
and Village of Depew
Amendment is necessary
Article XIII —
Section 131: It shall
unlawful for the driver of any
motor vehicle to enter
Traffic Control Intersection
designated intersections
shall apply to all of
Cheektowaga, Erie County,
Outside of the Villages of
and Depew.
2. Publication and Posting.
Amendment to said Traffic
shall be published in the
Main Town Board and shall be
and the CHEEKTOWAGA
newspapers published in this
a printed copy thereof shall
on the signboard maintained
Town Clerk, pursuant to Sub-
of Section 30 of the Town Law
York, and affidavits of such
and posting shall be filed
Town Clerk, and the Town Clerk
make entries under in the Ordinance
copy of this Amendment
the date of adoption thereof.
All of said voting:

Councilman Wroblewski	Voting Aye
Councilman Swistek	Voting Aye
Councilman Meyers	Voting Aye
Councilman Olejarczyk	Absent
Councilman Halicki	Voting Aye
Councilman Wasielewski	Voting Aye

AYES: 6 NAYES: 0 ABSENT: 1

STATE OF NEW YORK
COUNTY O
I, BENE HOLTZ, Town Clerk of the Tow fter described, DO HEREBY C as follows:
1. A reg ting of the Town Board of th of Cheektowaga, a town located unty of Erie, State of New York held on February 22, 1972, and s of said meeting have been d ded in the Minute Book kept by cordance with law for the purpo rding the minutes of meetings Board, and such minutes appe n No. 8, inclusive, of said book.
2. I have d the attached extract with utes so recorded and said extr rue copy of said minutes and o e thereof insofar as said min ate to matters referred to in said extract.
3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.
IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 23rd day of February, 1972
BENEDICT T. HOLTZ
Town Clerk

George J. Measer

being duly sworn, deposes and says that he is the

Publisher

of the

Depew **Herald and News** Cheektowaga

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 24 day of Feb, 1972, and the last insertion being on the same day of same, 19....., and that not more than six days intervened between any two publications thereof.

George J. Measer

24 day of

....., 19 72

ull

York

ch 30, 19 73

#6

#7

EXTRACT FROM MINUTES
OF CHEEKTOWAGA
TOWN BOARD

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 22nd day of February, 1972 at 7:30 o'clock p.m. Eastern Standard Time there were:

PRESENT:
Supervisor Daniel E. Weber
Councilmen:
Albert T. Wroblewski
Frank E. Swiatek
Joseph J. Meyers
Donald A. Halicki
Raymond J. Wasielewski

ABSENT:
Councilman Joseph J. Obstarczyk

* * * * *

Motion by Councilman Wroblewski seconded by Councilman Wasielewski

WHEREAS this Town Board duly held a Public Hearing on the 22nd day of February, 1972 to consider the advisability of adoption of a proposed amendment to the Traffic Ordinance of the Town of Cheektowaga which was adopted July 17, 1967, said Hearing being held in accordance with Notice thereof which was duly published as required by law, at which hearing an opportunity to be heard was afforded all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That this Town Board determine that it is in the public interest to adopt the following Amendment to the Traffic Ordinance of the Town of Cheektowaga, County of Erie and State of New York, and said Amendment is herewith adopted and enacted:

Amendment relating to Article XIII-Truck Exclusions-Section 131; to limit and post Old Broadway to a limit of five (5) tons upon vehicles using said street.

Section 2. Time to take effect

(a) This Amendment shall take effect immediately except those parts, if any, which are subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York.

(b) Any part or parts of this Amendment which is subject to approval under Section 168 of the Vehicle and Traffic Law of the State of New York shall take effect from and after the day on which approval in writing is received from the New York State Traffic Commission.

Section 3. Territorial Application.

This Amendment shall apply to all of the Town of Cheektowaga, Erie County, New York, outside of the Villages of Depew and Sloan.

Section 4. Publication and Posting.

This Amendment to said Traffic Ordinance shall be entered in the minutes of this Town Board and shall be published in the Cheektowaga News and the CHEEKTOWAGA TIMES, newspapers published in this Town, and a printed copy thereof shall be posted on the signboard maintained by the Town Clerk pursuant to Subdivision 6 of Section 20 of the Town Law of New York, and affidavits of such publication and posting shall be filed with the Town Clerk, and the Town Clerk

specifying the date of adoption thereof.

Upon roll call ...

Supervisor Weber Voting AYE

Councilmen:

Wroblewski	Voting AYE
Swiatek	Voting AYE
Meyers	Voting AYE
Obstarczyk	Voting ABSENT
Halicki	Voting AYE
Wasielewski	Voting AYE

AYES: 6
NAYS: 0
ABSENT: 1

STATE OF NEW YORK)
COUNTY OF ERIE)

I, BENEDICT T. HOLTZ, Town Clerk of the Town hereinafter mentioned, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on February 22, 1972, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at Item No. 7, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 23rd day of February, 1972.

BENEDICT T. HOLTZ,
Town Clerk

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 1 weeks:

first publication February 24, 1972;

last publication ;

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 25th

day of February, 1972

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 1973

#6

#7

Item No. 8 Amendment to Traffic Ordinance - Winter Parking Ban.

Motion by Councilman Meyers, Seconded by Councilman Swiatek ----

WHEREAS, this Town Board duly held a Public Hearing on the 22nd day of February, 1972 to consider the advisability of adoption of a proposed amendment to the Traffic Ordinance of the Town of Cheektowaga which was adopted July 17, 1967, said Hearing being held in accordance with Notice thereof which was duly published as required by law, at which Hearing an opportunity to be heard was afforded all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That this Town Board determine that it is in the public interest to adopt the following amendment to the Traffic Ordinance of the Town of Cheektowaga, County of Erie, and State of New York, and said amendment is herewith adopted and enacted; said proposed Amendment relating to amending Article X - Parking, Standing and Stopping, Section 101, as follows:

Section 101. All night Parking. The parking of vehicles is hereby prohibited on all highways within the Town of Cheektowaga exclusive of the Villages of Sloan and Depew, between 1 A.M. and 6 A.M. from December 1st to March 15th of each ensuing year, and

One-side parking overnight from 1 A.M. to 6 A.M. opposite the hydrant side of the following streets:

Entire length of: St. James Road, Pendennis Place, Loxley Road, Winkler Road, Rowland Road, Normandy Avenue, David Avenue, Long Avenue, Andrews Avenue, Niebert Place, Schoedel Avenue, Herbert Avenue, Alpine Place; Avery Place between Genesee Street and Herbert Avenue and Olcott Place between Genesee Street and Herbert Avenue; and entire length of: Barbara Place, Atwood Place, Vera Avenue, Bell Street Adlon Place, Randolph Avenue, Euclid Avenue, Hoerner Avenue, Ridge Park Avenue, Reo Avenue, Wanda Avenue, Woodell Avenue, Hedwig Avenue, Ivanhoe Road, Marne Road, Preston Place and Carol Drive.

Section 2. Time to Take Effect

(a) This Amendment shall take effect immediately except those parts, if any, which are subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York.

(b) Any part or parts of this Amendment which is subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York shall take effect from and after the day on which approval in writing is received from the New York State Traffic Commission.

Section 3. Territorial Application

This Amendment shall apply to all of the Town of Cheektowaga, Erie County, New York, outside of the Villages of Depew and Sloan.

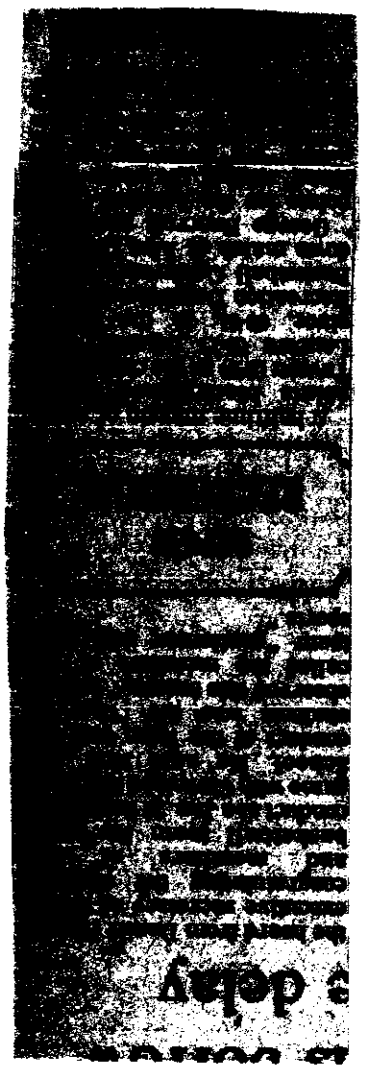
Section 4. Publication and Posting

That this Amendment to said Traffic Ordinance shall be entered in the minutes of this Town Board and shall be published in the CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES, newspapers published in this Town, and a printed copy thereof shall be posted on the signboard maintained by the Town Clerk pursuant to Subdivision 6 of Section 30 of the Town Law of New York, and affidavits of such publication and posting shall be filed with the Town Clerk, and the Town Clerk shall likewise enter in the Ordinance Book a copy of this Amendment specifying the date of adoption thereof.

UPON ROLL CALL----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, and Wasielewski.
NAYES: Councilman Halicki
ABSENT: Councilman Obstarczyk
2/22/72

(Affidavits)

STATE OF NEW YORK
COUNTY OF ERIE } ss.:



George J. Measer

being duly sworn, deposes and says that he is the

Publisher

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 24 day of Feb, 1972, and the last insertion being on the same day of same, 19..., and that not more than six days intervened between any two publications thereof.

George J. Measer

Sworn to before me this 24 day of

Feb, 1972

Laura J. Bull

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

9#

7#

STATE OF NEW YORK
COUNTY OF ERIE } ss.:

George J. Measer

being duly sworn, deposes and says that he is the

Publisher

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 24 day of Feb, 1972, and the last insertion being on the same day of same, 19..., and that not more than six days intervened between any two publications thereof.

George J. Measer

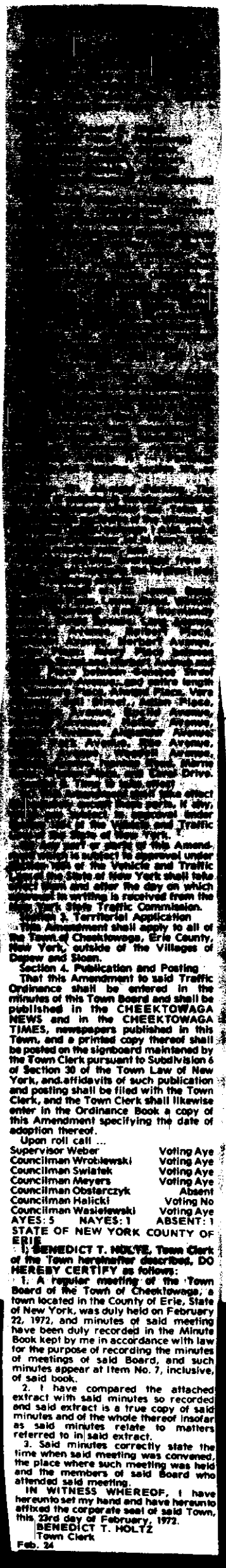
Sworn to before me this 24 day of

Feb, 1972

[illegible] Bull

[illegible] New York

My commission expires March 30, 1973



Section 3. Territorial Application

This Amendment shall apply to all of the Town of Cheektowaga, Erie County, New York, outside of the Villages of Depew and Sloan.

Section 4. Publication and Posting

That this Amendment to said Traffic Ordinance shall be entered in the minutes of this Town Board and shall be published in the CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES, newspapers published in this Town, and a printed copy thereof shall be posted on the signboard maintained by the Town Clerk pursuant to Subdivision 6 of Section 30 of the Town Law of New York, and affidavits of such publication and posting shall be filed with the Town Clerk, and the Town Clerk shall likewise enter in the Ordinance Book a copy of this Amendment specifying the date of adoption thereof.

Upon roll call ...

Supervisor Weber	Voting Aye
Councilman Wroblewski	Voting Aye
Councilman Swiatek	Voting Aye
Councilman Meyers	Voting Aye
Councilman Obsterczyk	Absent
Councilman Halicki	Voting No
Councilman Wasielewski	Voting Aye

AYES: 5 NAYES: 1 ABSENT: 1

STATE OF NEW YORK COUNTY OF ERIE

I, BENEDICT T. HOLTZ, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on February 22, 1972, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at Item No. 7, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 23rd day of February, 1972.

BENEDICT T. HOLTZ
Town Clerk

Feb. 24

#6

#7

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 22nd day of February, 1972 at 7:30 o'clock p.m. Eastern Standard Time there were:

PRESENT:
Supervisor Daniel E. Weber
Councilmen:
Felix T. Wroblewski
Frank E. Swistek
Kenneth J. Meyers
Donald A. Halicki
Raymond J. Wasielewski

ABSENT:
Councilman Joseph J. Gbelnicky

* * * * *

Motion by Councilman Meyers seconded by Councilman [illegible]

WHEREAS this Town Board duly held a Public Hearing on the 22nd day of February, 1972 to consider the advisability of adoption of a proposed amendment to the Traffic Ordinance of the Town of Cheektowaga which was adopted July 17, 1967, said Hearing being held in accordance with Notice thereof which was duly published as required by law, at which hearing opportunity to be heard was granted all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That this Town Board determines that it is in the public interest to adopt the following Amendment to the Traffic Ordinance of the Town of Cheektowaga, County of Erie and State of New York, and said Amendment is hereby adopted and enacted:

Proposed Amendment relating to amending Article X - Parking, Standing and Stopping, Section 101, to read:

101. All night parking, the parking of vehicles is prohibited on all highways within the Town of Cheektowaga inclusive of the Villages of Sloan and Depew, between 1 A.M. and 6 A.M. from December 1st to March 15th, of each succeeding year, and

* * * *

on the entire length of: St. James Road, Normandy Place, Loxley Road, Alexander Road, Rowland Road, Normandy Avenue, David Avenue, Long Avenue, Andrews Avenue, Neibert Place, Schoedel Avenue, Herbert Avenue, Alpine Place; Avery Place between Genesee Street and Herbert Avenue and Olcott Place between Genesee Street and Herbert Avenue; and entire length of: Barbara Place, Atwood Place, Vera Avenue, Bell Street, Adlon Place, Randolph Avenue, Euclid Avenue, Hoerner Avenue, Haller Avenue, Gualbert Avenue, Alexander Avenue, Ridge Park Avenue, Reo Avenue, Wanda Avenue, Woodell Avenue, Hedwig Avenue, Ivanhoe Road, Marne Road, Preston Place, and Carol Drive.

Section 2. Time to take effect

(a) This Amendment shall take effect immediately except those parts, if any, which are subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York.

(b) Any part or parts of this Amendment which is subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York shall take effect from and after the day on which approval in writing is received from the New York State Traffic Commission.

Section 3. Territorial Application.

This Amendment shall apply to all of the Town of Cheektowaga, Erie County, New York, outside of the Villages of Depew and Sloan.

Entire length of: St. James Road, Pendennis Place, Loxley Road, Winkler Road, Rowland Road, Normandy Avenue, David Avenue, Long Avenue, Andrews Avenue, Neibert Place, Schoedel Avenue, Herbert Avenue, Alpine Place; Avery Place between Genesee Street and Herbert Avenue and Olcott Place between Genesee Street and Herbert Avenue; and entire length of: Barbara Place, [illegible] Place, Vera Avenue, Bell Street, Adlon Place, Randolph Avenue, Euclid Avenue, Hoerner Avenue, Haller Avenue, Gualbert Avenue, Alexander Avenue, Ridge Park Avenue, Reo Avenue, Wanda Avenue, Woodell Avenue, Hedwig Avenue, Ivanhoe Road, Marne Road, Preston Place, and Carol Drive.

Section 2. Time to take effect

(a) This Amendment shall take [illegible] immediately except those [illegible], if any, which are subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York.

(b) Any part or parts of this Amendment which is subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York shall take [illegible] from and after the day on which approval in writing is received from the New York State [illegible] Commission.

Section 3. Territorial Application.

This Amendment shall apply to [illegible] the Town of Cheektowaga, [illegible] County, New York, outside [illegible] Villages of Depew and Sloan.

Section 4. Publication and Posting.

This Amendment to said Traffic [illegible] shall be entered in the [illegible] of this Town Board and [illegible] published in the Cheektowaga News and the CHEEKTOWAGA TIMES, newspapers published in this Town, and a printed copy thereof shall be posted on the signboard maintained by the Town Clerk pursuant to Subdivision 6 of Section 30 of the Town Law of New York, and affidavits of such publication and posting shall be filed with the Town Clerk, and the Town Clerk [illegible] likewise enter in the Ordinance Book a copy of this Amendment specifying the date of [illegible] thereof.

[illegible] roll call .....

Supervisor Weber	Voting AYE
Councilmen:	
[illegible]obiewski	Voting AYE
[illegible]atek	Voting AYE
[illegible]yers	Voting AYE
[illegible]arczyk	Voting ABSENT
[illegible]ski	Voting NAYE
Wasielewski	Voting AYE

AYES: 5
NAYES: 1
ABSENT: 1
STATE OF NEW YORK)
COUNTY OF ERIE)

I, BENEDICT T. HOLTZ, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on February 22, 1972, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at Item No. 8, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 23rd day of February, 1972.

BENEDICT T. HOLTZ
Town Clerk

(Affidavits)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 1 weeks:

first publication February 24, 1972;

last publication ;

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 25th

day of February, 1972

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30 19 73

#6

#7

III. GENERAL COMMUNICATIONS

Item No. 9 N.Y.S. Department of Transportation - relative to crossing at grade of Penn Central RR tracks at Dick Road.
Referred to Town Attorney, John Rogowski.

Item No. 10 N.Y.S. Department of Transportation - Notice of Order and Signal Operation Specifications - relative to Harlem Road at intersections with Mafalda Drive and Corey Court.
Referred to Chief of Police, Benedict Kostrzewski.

Item No. 11 Town of Lancaster - schedule a meeting relative to Environmental Problems.
Referred to Town Board.

Item No. 12 Village of Sloan - service to Village by Town Sanitary Sewer District #3.
Referred to Town Attorney, John Rogowski.

Item No. 13 NOTICE OF CLAIM - Daniel Dombrowski, vs Town of Cheektowaga
Referred to Town Attorney, John Rogowski.

Item No. 14 Lewin-Meyers Company - relative to Babett Subdivision.
Referred to Town Attorney, John Rogowski.

Item No. 15 Mr. John Kotz, 30 Lackawanna Street, Depew - relative to elimination of Villages of Sloan and Depew.
Received and Filed.

Item No. 16 Rev. Georgia Bass - opposition to joining with Sewer District #4.
Referred to Town Board.

IV. DEPARTMENTAL COMMUNICATIONS

Item No. 17 Motion by Councilman Wroblewski, Seconded by Councilman Wasielewski ----

RESOLVED that the building permits submitted on February 22, 1972 be approved, subject to the Building Inspector's Approval.

UPON ROLL CALL----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Halicki, and Wasielewski.
NAYES: 0
ABSENT: Councilman Obstarczyk

Item No. 18 Town Clerk's Office - request for leave of absence for Mrs. Sheryl Nurmi, Town Clerk's Office.

Motion by Supervisor Weber, Seconded by Councilman Halicki ----

RESOLVED that Mrs. Sheryl Nurmi be granted a one-year leave of absence from her position of Clerk-Stenographer in the Town Clerk's Office beginning March 9, 1972 and ending March 8, 1973.

UPON ROLL CALL----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Halicki, and Wasielewski.
NAYES: 0
ABSENT: Councilman Obstarczyk

Item No. 19 John Rogowski, Attorney - proposed purchase as addition to William Street Library.

Item No. 19 cont'd

Motion by Councilman Wasielewski, Seconded by Supervisor Weber ----

WHEREAS, the Cheektowaga Library Board has informed the Town Board that it requires additional property adjacent to the present South Branch Library site located at 2660 William Street, for the purpose of expanding its facilities, and

WHEREAS, a parcel of property located at 2670 William Street is available for sale and an appraisal has been authorized by the Town Board, and said appraisal has been submitted, therefore, BE IT

RESOLVED that the Town Attorney be and hereby is authorized to negotiate with the owners of the premises located at 2670 William Street for the purpose of obtaining the property at a fair market value, and, BE IT FURTHER

RESOLVED that the Town Attorney's Office submit their report of the negotiations to the Town Board for its consideration.

UPON ROLL CALL----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Halicki, and Wasielewski.
NAYES: 0
ABSENT: Councilman Obstarczyk

Item No. 20 Town Justices - request for an alarm system.
Referred to Town Board.

Item No. 21 Stanley Bystrak - request to advertise for bids for Road Materials.

Motion by Councilman Halicki, Seconded by Councilman Wroblewski ----

BE IT RESOLVED that the Town Clerk be directed to publish a NOTICE TO BIDDERS for the purchase of quantities of Road Materials. Bids to be opened and read at the Town Board meeting, March 6, 1972 at 2:30 P.M., Eastern Standard Time. Information for bidders and specifications may be obtained from the Office of the Highway Superintendent.

LEGAL
NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN, in compliance with Section 103 of the General Municipal Finance Law, that the Town of Cheektowaga will receive proposals for Seasonal Requirements at the Town Board meeting on March 6th, 1972 at 2:30 P.M. E.S.T. Seasonal requirements are as follows:

Stone — Various sizes
Asphalt — Plant Mix — Blacktop — Various types
Winter Mix — Plant mixed all weather stockpile patching material — Various types
Road Oil — Liquid and tar penetration and surface treating — Various type
Plant Mixed Concrete — Various sizes, bulk or bagged
Pick - ups by the Town Highway trucks to be within 15 mile radius.

Specifications can be picked up at the Town Highway Office located at 3145 Union Road, Cheektowaga, New York.

BENEDICT T. HOLTZ
Town Clerk
Feb. 24

UPON ROLL CALL----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Halicki, and Wasielewski.
NAYES: 0
ABSENT: Councilman Obstarczyk

(Affidavits on Next Page)

STATE OF NEW YORK
COUNTY OF ERIE } ss.:

George J. Measer

being duly sworn, deposes and says that he is the

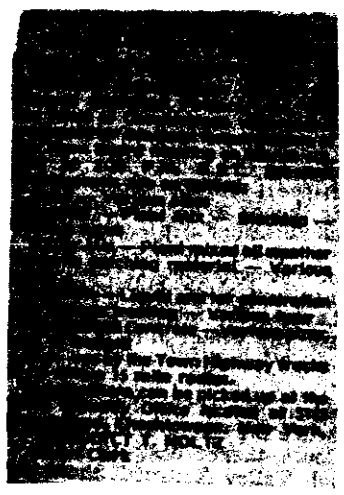
Publisher

of the

Depew **Herald and News** Cheektowaga

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 24 day of Feb, 19 72, and the last insertion being on the same day of same, 19....., and that not more than six days intervened between any two publications thereof.

George J. Measer



Sworn to before me this 24 day of Feb, 19 72

Laura J. Bull

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 73

#6

#7

NOTICE IS HEREBY GIVEN, in compliance with Section 103 of the General Municipal Finance Law, that the Town of Cheektowaga will receive proposals for Seasonal Requirements at the Town Board meeting on March 6th, 1972 at 2:30 P.M., E.S.T. Seasonal requirements are as follows:

[illegible] - Various sizes
[illegible]ff - Plant Mix - Blacktop - Various types
[illegible] Mix - Plant mixed all weather stockpile patching material - Various types
[illegible] Oil - Liquid and tar penetration and surface treating - Various type
Plant Mixed Concrete - Various sizes, bulk or bagged

[illegible] by the Town Highway [illegible] to be within 15 mile radius. Specifications can be picked up at the Town Highway Office located at [illegible] Union Road, Cheektowaga, New York.

BENEDICT T. HOLTZ
Town Clerk

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 1 weeks:

first publication February 24 1972;

last publication ;

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 25th

day of February, 1972

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 1973

9#

#7

Item No. 22 Stanley Bystrak - request to advertise for bids for New Trees.

Motion by Councilman Swiatek, Seconded by Supervisor Weber ----

BE IT RESOLVED that the Town Clerk be directed to publish a NOTICE TO BIDDERS for the purchase of new trees for the tree planting season of 1972. Bids to be opened and read at the Town Board meeting, March 6, 1972 at 2:30 P.M., Eastern Standard Time. Information for bidders and specifications may be obtained from the office of the Highway Superintendent.

LEGAL
NOTICE TO BIDDERS

SEALED PROPOSALS will be received and considered by the Town Board of the Town of Cheektowaga at a meeting thereof to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York at 2:30 P.M., E.S.T., March 6th, 1972 for the furnishing of approximately 850 new trees.

Specifications may be picked up at the Highway Department Office located at 3145 Union Road, Cheektowaga, New York.

BENEDICT T. HOLTZ
Town Clerk
Feb. 24

UPON ROLL CALL----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Halicki, and Wasielewski.
NAYES: 0
ABSENT: Councilman Obstarczyk

(Affidavits on Next Page)

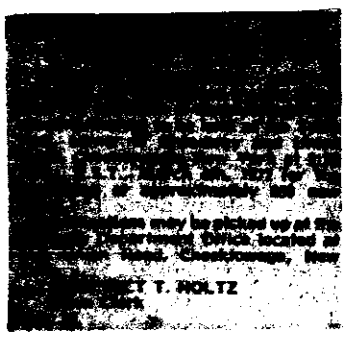
STATE OF NEW YORK
COUNTY OF ERIE } ss.:

George J. Measer

being duly sworn, deposes and says that he is the

Publisher

of the



Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 24 day of Feb, 19 72 and the last insertion being on the ..... day of same, 19....., and that not more than six days intervened between any two publications thereof.

George J. Measer

Sworn to before me this 24 day of

Feb, 1972

Laura J Bull

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 73

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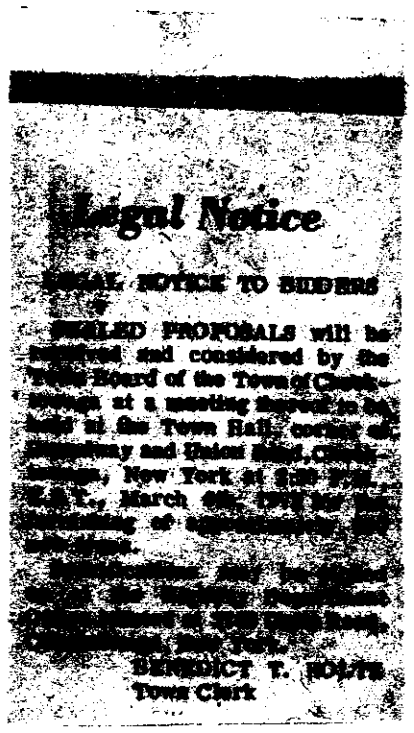


Legal Notice

LEGAL NOTICE TO BIDDERS

SEALED PROPOSALS will be [illegible] and considered by the [illegible] Board of the Town of Cheek-[illegible] at a meeting thereof to be held at the Town Hall, corner of [illegible] and Union [illegible], Cheek-[illegible], New York at [illegible] P.M., E.S.T., March [illegible] [illegible] of [illegible] [illegible].

[illegible]

BENEDICT T. [illegible]
Town Clerk

#6

#7

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 1 weeks:

first publication February 24, 1972;

last publication ;

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 25th

day of February, 1972

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 1973

#6

#7

Item No. 23 Stanley Bystrak - request to advertise for bids for Highway Machines.

Motion by Councilman Wroblewski, Seconded by Councilman Wasielewski ----

BE IT RESOLVED that the Town Clerk be directed to publish a NOTICE TO BIDDERS for the furnishing of:

One (1) New 1972 Brush Chipper

One (1) New 1972 Trailer Mounted Leaf Loader

One (1) New 1972 Truck Cab and Chassis with trade-in (1) 1956 Oshkosh with plow and plow attachments.

Bids to be opened and read at the Town Board meeting, March 6, 1972 at 2:30 P.M., Eastern Standard Time. Information for bidders and specifications may be obtained from the office of the Highway Superintendent.

LEGAL
NOTICE TO BIDDERS

SEALED PROPOSALS will be received and considered by the Town Board of the Town of Cheektowaga at a meeting thereof to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York at 2:30 P.M., E.S.T., March 6th, 1972 for the following:

No. 1 — One (1) New 1972 Brush Chipper

No. 2 — One (1) New 1972 Trailer Mounted Leaf Loader

No. 3 — One (1) New 1972 Truck Cab and Chassis with trade-in One (1) 1956 Oshkosh with plow and plow attachments.

Specifications may be picked up at the Highway Department Office located at 3145 Union Road, Cheektowaga, New York.

BENEDICT T. HOLTZ
Town Clerk
Feb. 24

UPON ROLL CALL----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Halicki, and Wasielewski.
NAYES: 0
ABSENT: Councilman Obstarczyk

(Affidavits on Next Page)

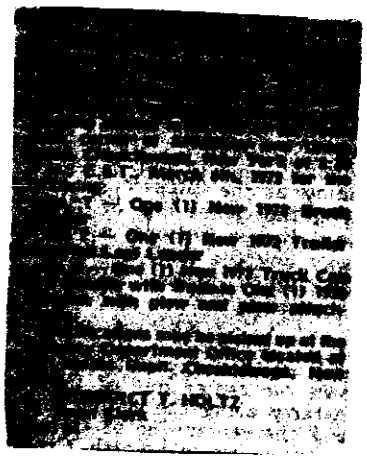
STATE OF NEW YORK
COUNTY OF ERIE } ss.:

George J. Measer

being duly sworn, deposes and says that he is the

Publisher

of the



Depew **Herald and News** Cheektowaga

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 24 day of Feb, 1972, and the last insertion being on the same day of same, 19....., and that not more than six days intervened between any two publications thereof.

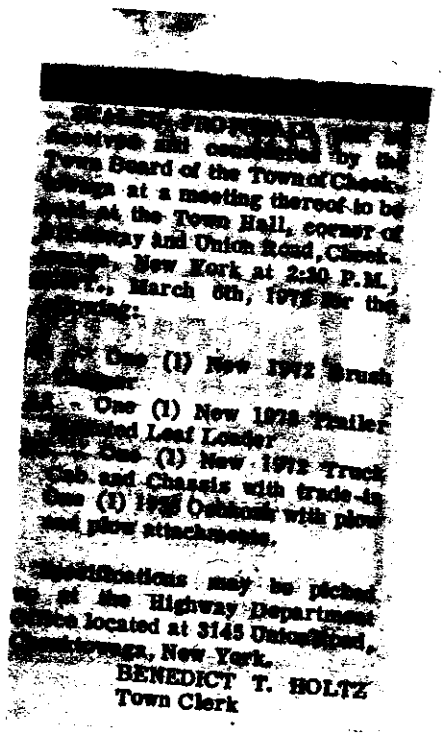
George J. Measer

Sworn to before me this 24 day of

Feb, 19 72

Laura J. Bull

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 73



[illegible] PROPOSALS [illegible] received and considered by the Town Board of the Town of Cheektowaga at a meeting thereof to be held at the Town Hall, corner of [illegible]way and Union Road, Cheektowaga, New York at 2:30 P.M., [illegible], March 6th, 1972 for the following:

[illegible] One (1) New 1972 Brush [illegible]

[illegible] One (1) New 1972 Trailer [illegible] Leaf Loader

[illegible] One (1) New 1972 Truck Cab and Chassis with trade-in One (1) 19[illegible] Oshkosh with plow and plow attachments.

Specifications may be picked up at the Highway Department Office located at 3145 Union Road, Cheektowaga, New York.

BENEDICT T. HOLTZ
Town Clerk

#6

#7

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 1 weeks:

first publication February 24, 1972;

last publication ;

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Willard C. Allis

Sworn to before me this 25th

day of February, 1972

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 1973

[redacted] agreement between the Town [redacted] County and Municipal

Item No. 24 Stanley Bystrak - request to purchase street sign caps and crosses.

Motion by Councilman Meyers, Seconded by Councilman Halicki ----

BE IT RESOLVED that the Highway Department be and hereby is authorized to purchase 185 FP 20 Street Sign Caps at the price of $1.21 each and 185 FC 90 Crosses, at $1.05 each from Rodman of Rochester, the lowest bidder, to be used for installation and placement of street name signs, and be it further

RESOLVED that the Total amount of $418.10 in payment for the above shall be paid from the General Fund.

UPON ROLL CALL----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Halicki, and Wasielewski.
NAYES: 0
ABSENT: Councilman Obstarczyk

Item No. 25 Stanley Bystrak - award of bid for Highway Equipment.

Motion by Councilman Wroblewski, Seconded by Councilman Halicki ----

WHEREAS bids were duly received by this Town Board at a meeting thereof, held on January 31, 1972 for the furnishing of grader blades, snow plow blades, wing blades, cutting edges, wing and front plow shoes, receiver grates, receiver frames, curbboxes, extension rings, frames and covers for manholes, as a result of advertisement therefor, and such bids were referred to the Superintendent of Highways for analysis, tabulation and report, and

WHEREAS, such analysis, tabulation and report is hereby attached and made a part hereof: THEREFORE BE IT

RESOLVED that contracts be and hereby are awarded to the lowest responsible bidders as per the attached analysis, tabulation and report.

UPON ROLL CALL----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Halicki, and Wasielewski.
NAYES: 0
ABSENT: Councilman Obstarczyk

Item No. 26 Stanley Bystrak - request to create three positions within the Highway Department.

Motion by Councilman Wroblewski, Seconded by Supervisor Weber ----

BE IT RESOLVED that three positions be created in the Highway Department, namely:

two (2) for position of Motor Equipment Operator Class B

one (1) for position of Automotive Mechanic

and be it FURTHER

RESOLVED that the Notice required under Article XVII, Section 1 (a-d inclusive) "Promotions" be properly posted on the official department bulletin boards in the Town of Cheektowaga, pursuant to agreement between the Town of Cheektowaga and Local 1026 American Federation of State, County and Municipal Employees AFL-CIO.

UPON ROLL CALL----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Halicki, and Wasielewski.
NAYES: 0
ABSENT: Councilman Obstarczyk

Item No. 27 Dr. Louis Vendetti - report for January.
Received and Filed.

V. RESOLUTIONS

Item No. 28 Motion by Councilman Meyers, Seconded by Councilman Wasielewski ----

WHEREAS, the condition of our ecology and environment with regard to water and airpollution, open land use, and other environmental factors is of growing importance today, and

WHEREAS, citizens are becoming increasingly more aware of the need to improve environmental conditions and wish to participate in a meaningful way in effecting these improvements, and

WHEREAS, in the past, "Earth Day" was instituted to bring to mind the importance of our ecology, now THEREFORE BE IT

RESOLVED that Sunday, April 23, 1972, be and hereby is designated as "Earth Day" in the Town of Cheektowaga.

UPON ROLL CALL....
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Halicki, and Wasielewski.
NAYES: 0
ABSENT: Councilman Obstarczyk

Item No. 29 Motion by Councilman Meyers, Seconded by Supervisor Weber

BE IT RESOLVED that the following named persons be and hereby are appointed as additional School Crossing Guards to primarily serve as alternates:

Alice Maturski, 96 E. Melcourt Drive, Cheektowaga, N.Y.

Julia Grupp, 216 Commodore Terrace, Cheektowaga, N.Y.

UPON ROLL CALL----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Halicki, and Wasielewski.
NAYES: 0
ABSENT: Councilman Obstarczyk

Item No. 30 Salary increment for Stella Thielman, Clerk in Assessor's Office. Referred to Finance Committee.

Item No. 31 Motion by Councilman Meyers, Seconded by Councilman Obstarczyk ----

RESOLVED that Earl W. Scherer, Jr. 50 Alpine Place, Cheektowaga, New York, be appointed to the position of Assessment Field Clerk, in the Assessor's Office, at an annual salary of $8,300, under the Provisions of the Federal Emergency Employment Act of 1971, effective February 23, 1972.

UPON ROLL CALL----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Halicki, and Wasielewski.
NAYES: 0
ABSENT: Councilman Obstarczyk

Item No. 32 Motion by Councilman Wasielewski, Seconded by Councilman Obstarczyk ----

BE IT RESOLVED that Barbara Kornecki, employed in the Assessor's Office as a Clerk-Stenographer, currently on a six (6) month leave of absence, be and is hereby granted an extension for a period of six (6) months commencing on March 7, 1972 and terminating on September 7, 1972.

UPON ROLL CALL----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Halicki, and Wasielewski.
NAYES: 0
ABSENT: Councilman Obstarczyk

Item No. 33 Motion by Councilman Halicki, Seconded by Councilman Meyers ----

RESOLVED that William Conway be granted a thirty-day extension of his sick leave to be paid back to the Town when he returns to work.

UPON ROLL CALL----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Halicki, and Wasielewski.
NAYES: 0
ABSENT: Councilman Obstarczyk

Item No. 34 Motion by Councilman Wasielewski, Seconded by Councilman Swiatek ----

WHEREAS, the Sanitation Department has need for two (2) Refuse-Packers and,

WHEREAS, funds for the Refuse-Packers had been budgeted in the 1972 Consolidated Garbage District Budget, now therefore be it

RESOLVED that the request be granted and that the Town Clerk be directed to publish a NOTICE TO BIDDERS in connection with said vehicles, notice to be published in the DEPEW HERALD and CHEEKTOWAGA NEWS, and be it further,

RESOLVED that the Town Board will meet on the 6th day of March, 1972 at 2:30 P.M., Eastern Standard Time for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

LEGAL
NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on March 6, 1972 at 2:30 P.M., at the Town Hall, corner of Broadway and Union Road for Two (2) Refuse - Packers.

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 bidders, 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.

BENEDICT T. HOLTZ
Town Clerk
Dated: Feb. 22, 1972
Published: Feb. 24, 1972

UPON ROLL CALL----
AYES: Supervisor Weber, Councilmen Wroblewski,Swiatek, Meyers, Halicki, and Wasielewski.
NAYES: 0
ABSENT: Councilman Obstarczyk

(Affidavits on Next Page)

STATE OF NEW YORK
COUNTY OF ERIE } ss.:

George J. Measer

being duly sworn, deposes and says that he is the

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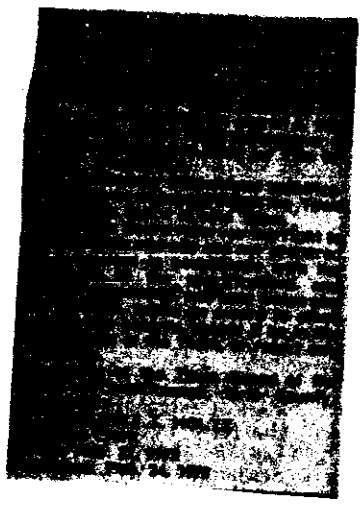

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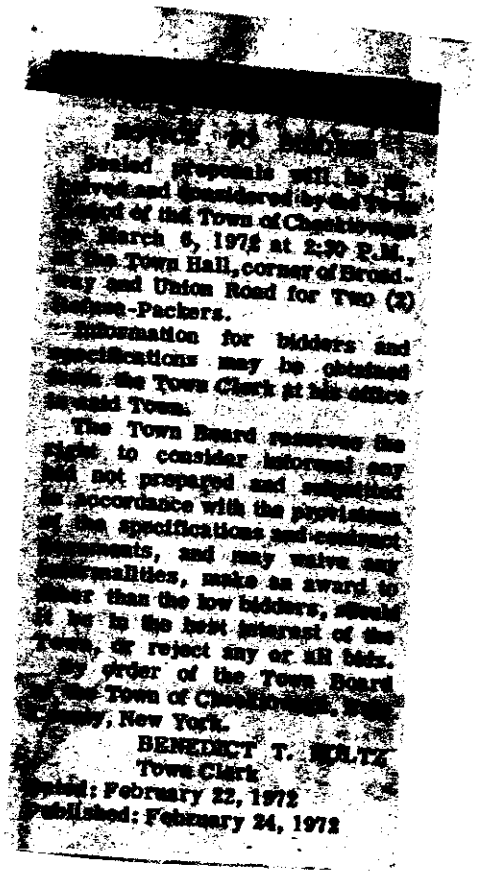
George J. Measer

Sworn to before me this 24 day of Feb, 19 72

Laura J. Bull

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

NOTICE TO BIDDERS



Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on March 6, 1972 at 2:30 P.M., at the Town Hall, corner of Broadway and Union Road for Two (2) Refuse-Packers.

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 bidders, 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.

BENEDICT T. [illegible]
Town Clerk

Dated: February 22, 1972
Published: February 24, 1972

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#7

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 1 weeks:

first publication February 24, 1972;

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Willard C. Allis

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day of February, 1972

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public, State Of New York
Qualified in Erie County
My Commission Expires March 30, 1973

Item No. 35 Appointment of Mary Holtz as 2nd Deputy and Deputy Registrar in Town Clerks Office.
Withdrawn

Item No. 36 Motion by Councilman Meyers, Seconded by Councilman Wasielewski ----

RESOLVED that Sharon Szymanski, 44 Fairoaks Lane, be appointed as Clerk-Part Time in the Town Clerks Office at $24. per day, effective as of February 11, 1972.

UPON ROLL CALL----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Halicki, and Wasielewski.
NAYES: 0
ABSENT: Councilman Obstarczyk

Item No. 37 Motion by Councilman Halicki, Seconded by Supervisor Weber ----

RESOLVED, that permission is hereby given to the New York State Electric & Gas Corporation to install and remove light standards on Jane Drive, Wabash Avenue, Iroquois Avenue, Girard Avenue, Center Avenue, Linden Street, Warsaw Street, Mansion Avenue, Peoria Avenue, Dennis Lane, Wallace Avenue, Lemoine Avenue, Sandy Lane, Constance Lane, Vern Lane, Strademan Street, Raymond Street, Trudy Lane and Ceil Drive, in the Town of Cheektowaga, as indicated on the schedules "Street Lighting Proposals", attached hereto and made a part hereof.

UPON ROLL CALL----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Halicki, and Wasielewski.
NAYES: 0
ABSENT: Councilman Obstarczyk

Item No. 38 Motion by Councilman Halicki, Seconded by Councilman Wasielewski ----

RESOLVED that permission be given to the Niagara Mohawk Power Corp. to move pole #165 on Mafalda Drive, Town of Cheektowaga, twenty (20) feet in the westerly direction.

UPON ROLL CALL----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Halicki, and Wasielewski.
NAYES: 0
ABSENT: Councilman Obstarczyk

Item No. 39 Motion by Councilman Halicki, Seconded by Councilman Wroblewski

RESOLVED, that the following transfer of funds in the various funds be approved:

General Fund

FROM		TO		AMOUNT
Library - Miscellaneous	7410.419	Library - Membership Subscriptions	7410.406	68.00
Contingent	1990.480	Outside legal service	1420.450	2,000.00
Contingent	1990.480	Appraisals	1940.452	500.00

Special Districts

Consolidated Garbage			8160.145	512.82
Tree pick up etc.	8160.149	Working forman etc.		1,074.60
same as above	8160.149	laborers salaries		
Treatment Plant			8160.144	
Equipment	8135.250	Sludge Removal	8135.495	6,500.00
Masonry & Concrete repairs	8135.505	Sludge Removal	8135.495	5,000.00

Item No. 39cont'd

Part Town Fund

Surplus

Zoning Board Travel
8010.413 218.00

UPON ROLL CALL----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Halicki, and Wasielewski.
NAYES: 0
ABSENT: Councilman Obstarczyk

Item No. 40 Motion by Councilman Halicki, Seconded by Councilman Wroblewski ----

RESOLVED that the following named vouchers and warrants submitted to the Town of Cheektowaga for the period ending February 22, 1972 be and hereby are approved and that Supervisor pay said warrants:

FUND	FROM	TO	AMOUNT
General	3211	3349	$184,195.77
Part Town	1035	1051	5,191.99
Special Districts	4957	5023	153,063.06
Highway	3962	4025	66,561.80
Trust & Agency	431	435	27,330.68
Construction & Improvement	---	---	---
			$436,343.50

UPON ROLL CALL----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Halicki, and Wasielewski.
NAYES: 0
ABSENT: Councilman Obstarczyk

VI. FROM THE TABLE

Item No. 41 Motion by Councilman Halicki, Seconded by Councilman Wroblewski ----

RESOLVED that William Gomolski be transferred from the Sanitation Department to the Building Maintenance Department, same title, effective immediately.

UPON ROLL CALL----
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Halicki, and Wasielewski.
NAYES: 0
ABSENT: Councilman Obstarczyk

VII. SUSPENSION OF RULE

Item No. 42 Motion by Councilman Wroblewski, Seconded by Councilman Wasielewski ----

WHEREAS, the Town Board held a public hearing on the 16th day of August, 1971 at 7:00 o'clock p.m., Eastern Daylight Savings Time and on the 4th day of October, 1971 at 2:00 o'clock p.m., Eastern Daylight Saving Time for the purpose of considering the application of Acme Markets, Inc., to rezone from RC-Restricted Business District to C-Retail Business District, property located at 4950-4974 Transit Road, and amending the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga; said property being more particularly described as follows:

Item No. 42 cont'd

All that Piece or Parcel of Land situate in the Town of Cheektowaga, County of Erie, State of New York, being part of Lot 46, Township 10, Range 7 of the Buffalo Creek Reservation, bounded and described as follows:

Beginning at the Southwest corner of Lot 46; Thence North 88° -30' -00" West along the South line of Lot 46, said line being the Centerline of Losson Road, 800.00 feet to a Point, said Point being the Southeast corner of lands conveyed to the County of Erie as described in Map SK 164-29A; Thence North 01° -30' -00" -E along the East line of Lands conveyed to the County of Erie 40.00 feet to a point; Thence North 88° -30' -00" West along the North line of Lands conveyed to the County of Erie 400.00 feet to a Point; Thence South 01° -30' -00" West along the West line of Lands conveyed to the County of Erie, 40.00 feet to a point, said Point lying on the South line of Lot 46 and the Centerline of Losson Road; Thence South 88° -30' -00"- West along the South line of Lot 46, 435.28 feet to a Point said Point being the Southeast corner of Liber 1786, Page 305; Thence North 02° -47' -00" -East along the East line of Liber 1786, Page 305, 860.87 feet to a Point said Point being the Northeast corner of Liber 1786, Page 305; Thence South 88° -25' -40" -E, 959.50'to a point, said Point being the Southwest corner of Lands now or formerly owned by Ludwig and Grace Zellner; Thence North 02°-35' -20" - East along the west line of said Zellner property; and parallel to the East line of Lot 46, 280.00 feet to a Point; Thence South 88° -25' -40" - East and parallel to the South line of Liber 649, Page 377, 240.00 feet t a Point; Thence S-02° -35' -20" -West and parallel to the East line of Lot 46, 150.00 feet to a Point, Thence South 88° -25' -40" - East, and parallel to the South line of Liber 649, Page 377, 383.00 feet to a now laid out, 100.00 feet in width; Thence South 02° -35' -20" - West along the West line of Transit Road 100.00 feet to a Point, said Point being the North east corner of Lands now or formerly owned by the Iroquois Gas Corporation; Thence North 88° -25' -40"-West along the North line of the Lands of Iroquois Gas Corporation, 200.00 feet to a Point; Thence South 02° -35' -20" - West along the West Line of the Lands of the Iroquois Gas Corporation, 30.00 feet to a Point; Thence South 88° -25' -40" - East along the South line of the Lands of Iroquois Gas Corp. 250.01 feet to a Point, said Point lying on the East line of Lot 46 and being the Northeast corner of Liber 1810, Page 491; Thence South 02° -35' -20" - West along the East line of Lot 46; 804.76 feet to the Point or Place of Beginning, excepting therefrom the lands conveyed to the People of the State of New York for the widening of Transit Road and further excepting from the above description for rezoning that parcel of land presently zoned General Commercial (CM)located on the Northwest corner of Transit Road and Losson Road being about 250 feet in depth and approximately 591.84 feet on Transit Road.

and

WHEREAS all interested parties were given an opportunity to be heard at said hearing, and

WHEREAS after due consideration it appears that the rezoning would inure to the benefit of the surrounding area and would not be detrimental to the neighboring property owners, NOW, THEREFORE BE IT

RESOLVED that the property hereinabove described be and hereby is rezoned from RC - Restricted Business District to C - Retail Business District, and BE IT FURTHER

RESOLVED that the area shall also be governed by the provisions of Section B-1 under the C - Retail Business District, and BE IT FURTHER

RESOLVED that the Zoning Map in the Town Clerk's Office be changed accordingly.

UPON ROLL CALL----

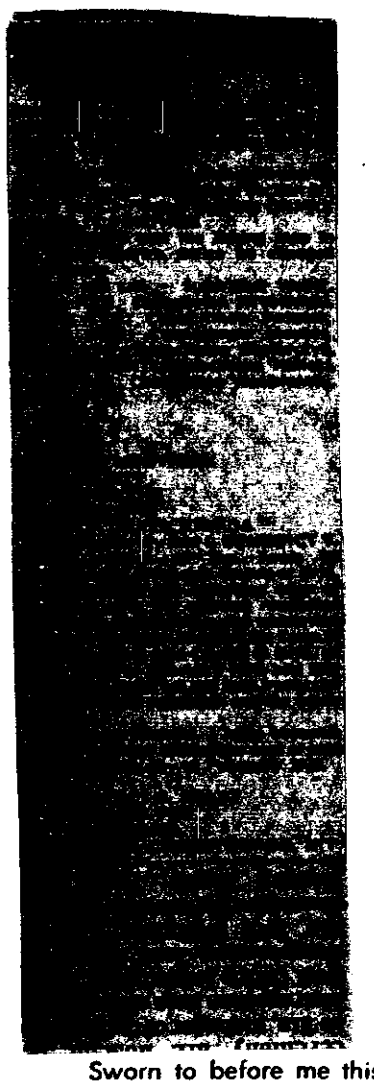
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Halicki, and Wasielewski.

NAYES: 0

ABSENT: Councilman Obstarczyk

(Affidavits on Next Page)

STATE OF NEW YORK
COUNTY OF ERIE } ss.:



George J. Measer

being duly sworn, deposes and says that he is the

Publisher

of the

Depew **Herald and News** Cheektowaga

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 2 day of March, 1972, and the last insertion being on the Same day of ....., 19....., and that not more than six days intervened between any two publications thereof.

George J. Measer

Sworn to before me this 2 day of March, 1972

Laura J. Bull

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

#6

#7

STATE OF NEW YORK
COUNTY OF ERIE } ss:

George J. Measer

being duly sworn, deposes and says that he is the

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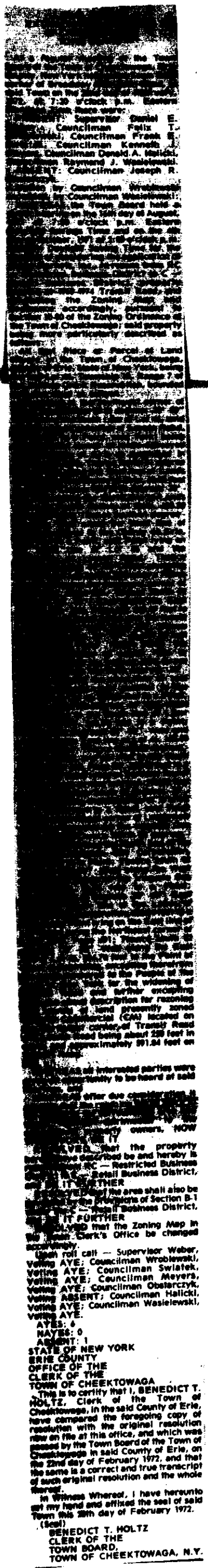


Supervisor Daniel E.
Councilman Felix T.
Councilman Frank E.
Councilman Kenneth J.
Councilman Donald A. Halicki,
Raymond J. Wasielewski.
Councilman Joseph R.
by Councilman
by Councilman Wasielewski,
the Town Board held a
on the 16th day of August,
o'clock p.m. Eastern
Time and on the 4th
day of September, 1971 at 7:30 o'clock p.m.
Eastern Daylight Saving Time for the
Zoning
Transit Road, and
the Zoning Map, said
accordingly, pursuant to
Section 30-60 of the Zoning Ordinance of
the Town of Cheektowaga, said property
being more particularly described as
follows:
All that Piece or Parcel of Land
situate in the Town of Cheektowaga,
County of Erie and State of New York, being
part of Lot No. 7 of
Tract, and
bounded and described as follows:
for the widening of
and further excepting
description for rezoning
of land presently zoned
Industrial (GM) located on
corner of Transit Road
Road being about 228 feet in
approximately 991.84 feet on
all interested parties were
opportunity to be heard at said
after due consideration of
property owners, NOW
IT
RESOLVED, that the property
above described be and hereby is
changed from BC — Restricted Business
District to B-1 — Retail Business District,
and be it
FURTHER
RESOLVED, that the area shall also be
subject to the provisions of Section B-1
— Retail Business District,
and be it
FURTHER
RESOLVED that the Zoning Map in
the Town Clerk's Office be changed
accordingly.
Upon roll call — Supervisor Weber,
Voting AYE; Councilman Wroblewski,
Voting AYE; Councilman Swiatek,
Voting AYE; Councilman Meyers,
Voting AYE; Councilman Obsterczyk,
Voting ABSENT; Councilman Halicki,
Voting AYE; Councilman Wasielewski,
Voting AYE.
AYES: 6
NAYES: 0
ABSENT: 1
STATE OF NEW YORK
ERIE COUNTY
OFFICE OF THE
CLERK OF THE
TOWN OF CHEEKTOWAGA

This is to certify that I, BENEDICT T. HOLTZ, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 22nd day of February 1972, and that the same is a correct and true transcript of such original resolution and the whole thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 28th day of February 1972.

(Seal)
BENEDICT T. HOLTZ
CLERK OF THE
TOWN BOARD,
TOWN OF CHEEKTOWAGA, N.Y.

EXTRACTS FROM MINUTES OF CHEEKTOWAGA TOWN BOARD

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 22nd day of February, 1972 at 7:30 o'clock p.m. Eastern Standard Time there were:

PRESENT:
Supervisor Daniel E. Weber
Councilmen:
John T. Wroblewski
Peter E. Swiatek
Kenneth J. Meyers
Donald A. Halicki
Raymond J. Wasielewski

ABSENT:
Councilwoman Joseph R. Obstarczyk

* * * * *

Motion by Councilman Wroblewski seconded by Councilman [illegible]

[illegible] Zoning Ordinance of the Town of Cheektowaga; said property being more particularly described as follows:

All that Piece or Parcel of [illegible] in the Town of Cheektowaga, County of Erie, State of New York, being Part of Lot 46, Township 14, Range 8 of the Buffalo Creek Reserve, bounded and described as follows:

Beginning at the Southwest corner of Lot 46; Thence North [illegible] -30' -00" West along the South line of Lot 46, said line being the centerline of Losson Road, 800.00 feet to a Point, said Point being the Southeast corner of lands conveyed to the County of Erie as described in Map SK 164-29A; Thence North 01 degree -30' -00" -E along the East line of Lands conveyed to the County of Erie, 40.00 feet to a point; Thence North 88 degrees -30' -00" -West along the North line of Lands conveyed to the County of Erie, 400.00 feet to a Point; Thence South 01 degree -30' -00" -West along the West line of Lands conveyed to the County of Erie, 40.00 feet to a Point, said Point lying on the South line of Lot 46 and the centerline of Losson Road; Thence South 88 degrees -30' -00" -West along the South line of Lot 46, 435.28 feet to a Point, said Point being the Southeast corner of Liber 1786, Page 305; Thence North 02 degree - 47' -00" -East along the East line of Liber 1786, Page 305, 860.87 feet to a Point, said Point being the Northeast corner of Liber 1786, Page 305; Thence South 88 Degrees -25' -40" -E, 959.50 feet to a Point, said Point being the Southwest corner of Lands now or formerly owned by Ludwig and Grace Zellner; Thence North 02 degree - 35' -20" -East along the West line of said Zellner property; and parallel to the East line of Lot 46, 280.00 feet to a Point; Thence South 88 degrees -25' -40" - East and parallel to the South line of Liber 649, Page 377, 240.00 feet to a Point; Thence S -02 degree -35' -20" -West and parallel to the East line of Lot 46, 150.00 feet to a Point; Thence South 88 degrees -25' -40" -East, and parallel to the South line of Liber 649, Page 377, 383.00 feet to a Point, said Point lying on the West line of Transit Road as now laid out, 100.00 feet in width; Thence South 02 degree -35' -20" - West along the West line of Transit Road 100.00 feet to a Point, said Point being Northeast corner of Lands now or formerly owned by the Iroquois Gas Corporation; Thence North 88 degrees -25' -40" -West along the North line of the Lands of Iroquois Gas Corporation, 250.01 feet to a Point; Thence South 02 degree -35' -20" -East along the West Line of the Lands of the Iroquois Gas Corporation, 30.00 feet to a Point; Thence South 88 degree -25' -40" - East along the South line of the Lands of Iroquois Gas Corporation, 250.01 feet to a Point, said Point lying on the East line of Lot 46 and being the Northeast corner of Liber 1810, Page 491; Thence South 01degree -35' -20" -West along the East line of Lot 46, 804.78 feet to the Point or Place of Beginning, excepting therefrom the lands conveyed to the People of the State of New York for the widening of Transit Road and further excepting from the above [illegible] of land presently [illegible] General Commercial [illegible] on the Northerly [illegible] of Transit Road and [illegible] which has a depth [illegible] and

[illegible]

WHEREAS, [illegible] would tend to [illegible] surrounding area and would be detrimental to the property owners, NOW THEREFORE BE IT

RESOLVED, that the [illegible] hereinabove described [illegible] hereby is rezoned from the Residential Business District to C - Retail Business District, and BE IT FURTHER

RESOLVED [illegible] in the Town Clerk's Office be changed accordingly.

Upon roll call .....

Supervisor Weber	Voting AYE
Councilmen:	
Wroblewski	Voting AYE
Swiatek	Voting AYE
Meyers	Voting AYE
Obstarczyk	Voting ABSENT
Halicki	Voting AYE
Wasielewski	Voting AYE

AYES: 6
NAYES: 0
ABSENT: 1

STATE OF NEW YORK)
ERIE COUNTY) ss:
OFFICE OF THE CLERK OF THE TOWN OF CHEEKTOWAGA

This is to certify that I, BENEDICT T. HOLTZ, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 22nd day of February 1972, and that the same is a correct and true transcript of such original resolution and the whole thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 28th day of February 1972.

BENEDICT T. HOLTZ
Clerk of the Town Board, Town of Cheektowaga, N.Y.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 1 weeks:

first publication March 2, 1972;

last publication ;

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 3rd

day of March, 1972

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 1973

#6

#7

Item No. 43 Memorial Resolution - Mrs. Florence Falkiewicz, School Guard. Copy of resolution given to Family of same.

Item No. 44 Motion by Councilman Wasielewski, Seconded by Councilman Halicki to adjourn the Meeting.

BENEDICT T. HOLTZ
Town Clerk

Meeting No. 6

Cheektowaga, New York
March 6, 1972

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road, in said Town on the 6th day of March, 1972 at 2:30 p.m., Eastern Standard Time there were:

PRESENT: Councilman Felix T. Wroblewski
Councilman Frank E. Swiatek
Councilman Joseph R. Obstarczyk
Councilman Donald A. Halicki
Councilman Kenneth J. Meyers

ABSENT: Supervisor Daniel E. Weber
Councilman Raymond J. Wasielewski

Also present were: Benedict T. Holtz, Town Clerk; John V. Rogowski, Town Attorney; Robert Miller, Deputy Town Attorney; Carl Trafalski, Building Inspector; Thaddeus Skowron, Highway Engineer; Benedict Kostrzewski, Chief of Police.

Item No. 1A Motion by Councilman Halicki, seconded by Councilman Swiatek

RESOLVED, that Councilman Wroblewski be appointed Chairman of the meeting in lieu of Supervisor Weber's absence.

Upon Roll Call....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk and Halicki
NAYES: 0
ABSENT: 2

I. COMMITTEE REPORTS

Item No. 2 Youth and Recreation

Motion by Councilmen Swiatek & Meyers, seconded by Councilman Obstarczyk

WHEREAS, the Youth and Recreation Committee has received many requests for an artificial ice skating rink located in the Town of Cheektowaga, and

WHEREAS, it appears that a need exists for the erection of such a facility, NOW THEREFORE BE IT

RESOLVED, that the firm of Foit and Maharan, Architects of Buffalo, New York are hereby retained for the purpose of presenting a cost estimate and design for the construction of an indoor artificial ice skating rink and said design to contain all the necessary features and flexibility for maximum use by the residents of the Town of Cheektowaga, and BE IT FURTHER

RESOLVED, that the cost of said retainer not exceed the fee schedule recognized and used by the engineering and architectural professions.

Upon Roll Call....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk and Halicki
NAYES: 0
ABSENT: 2

II. BIDS

Item No. 3 Road Materials
Referred to Highway Department, Stanley Bystrak

Item No. 4 Trees
Referred to Highway Department, Stanley Bystrak

#6
#7

Item No. 5 Two Refuse Packers
Referred to Engineering Department, Chester Bryan

Item No. 6 Voting Machines
Referred to Town Board

III. GENERAL COMMUNICATIONS

Item No. 7 N.Y.S. Assembly - acknowledgement of our Resolution regarding the State Commission of the Quality, Cost & Financing of Elementary & Secondary Education.
Received and Filed.

Item No. 8 Town of West Seneca - regarding meeting to be held on March 13, 1972 regarding rezoning.
Referred to Town Attorney, John Rogowski.

Item No. 9 Trautman Associates - requesting to be design firm for proposed William Street Library addition.
Received and Filed.

Item No. 10 Econo-Car - requesting application for permit to operate Motor Home Business in the Town.
Referred to Town Attorney, John Rogowski; Referred to Petition Committee.

Item No. 11 St. Patrick's Episcopal Church - zoning classification.
Referred to Town Attorney, John Rogowski; Referred to Planning Board.

IV. DEPARTMENT COMMUNICATIONS

Item No. 12 Motion by Councilman Wroblewski, seconded by Councilman Obstarczyk

RESOLVED that the building permits submitted on March 6, 1972 be approved with the following exceptions and stipulations; subject to the Building Inspector's Approval:

HELD	John N. Frank (7-11 Store) 1350 Harlem Road		Erect br ven store bldg. Est. cost $50,000

Upon Roll Call....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk and Halicki
NAYES: 0
ABSENT: 2

Item No. 13 Town Clerk's Office - set Public Hearing date for rezoning of property located at Maryvale and Beach Roads from R-Residential to C-Retail Business District.

Motion by Councilman Halicki, seconded by Councilman Meyers

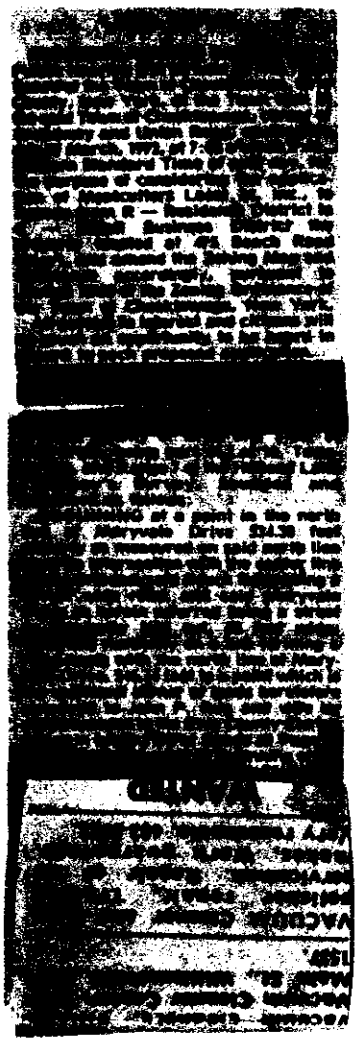
WHEREAS Meat Cutters Local #34, Inc., John Hickey, President, has requested and made application for the rezoning of the property located at 475 Beach Road from R-Residential to C-Retail Business District' now therefore be it

RESOLVED that a Public Hearing be held regarding said request, under the provisions of the Zoning Ordinance, in the Cheektowaga Town Hall, corner of Broadway and Union Road, in said Town on the 20th day of March, 1972 at 7:00 P.M. Eastern Standard Time.

Upon Roll Call....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk and Halicki
NAYES: 0
ABSENT: 2

(AFFIDAVITS)

STATE OF NEW YORK
COUNTY OF ERIE } ss.:



George J. Measer

being duly sworn, deposes and says that he is the

Publisher

of the

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a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 9 day of March, 19 72 and the last insertion being on the same day of same, 19....., and that not more than six days intervened between any two publications thereof.

George J. Measer

Sworn to before me this 9 day of March, 19 72

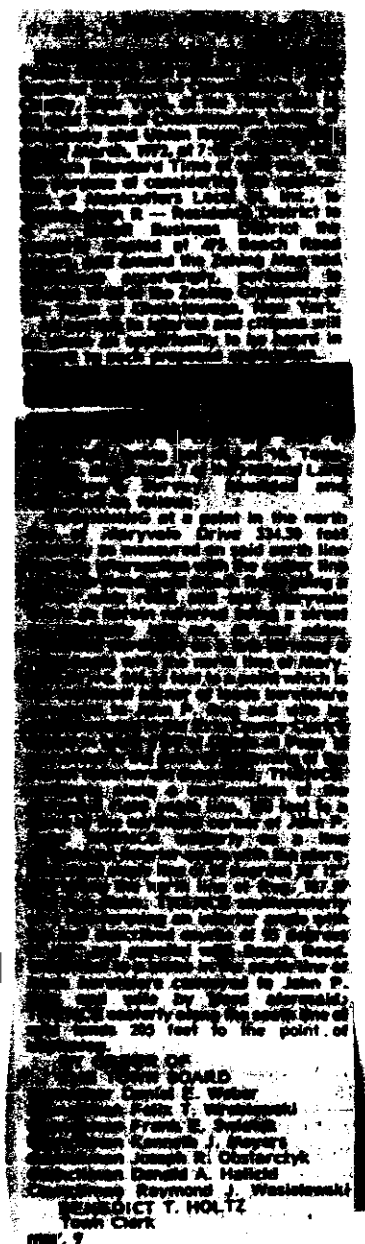
Laura J. Bull

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 73

#7

(AFFIDAVITS)

STATE OF NEW YORK
COUNTY OF ERIE } ss.:



George J. Measer

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19 , and that not more than six days intervened between any two publications thereof.

George J. Measer

9 day of
h, 19 72

week

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 73

L#

[illegible]

[illegible] line of Maryvale Drive, [illegible] feet to a point which is [illegible] corner of lands [illegible] conveyed to John P. [illegible] wife by deed recorded [illegible] Erie County Clerk's Office [illegible] 7193 of Deeds at Page [illegible] and which is the point of [illegible] of the parcel to be [illegible] described; THENCE [illegible] along a continuation of the aforesaid right angle line, 100 [illegible] to a stake at the northeast [illegible] of John P. Rug; THENCE [illegible] on a line forming an [illegible] angle with the aforesaid [illegible] line of 95 degrees [illegible] and along the north line [illegible] Rug, 187.57 feet to a stake;

THENCE southwesterly on a line [illegible] an interior angle with the [illegible] described course of 95 [illegible] 01' 06" and parallel with [illegible] Road, 114.80 feet to a stake [illegible] the south line of lands heretofore conveyed to John P. Rug and wife by deed aforesaid; THENCE easterly along the south line of said lands 205 feet to the point of beginning.

BY ORDER OF THE TOWN BOARD

Supervisor Daniel E. Weber
Councilmen:
Felix T. Wroblewski
Frank E. Swiatek
Kenneth J. Meyers
Joseph R. Obstarczyk
Donald A. Hallcki
Raymond J. Wasielewski

BENEDICT T. HOLTZ
Town Clerk

#7

(AFFIDAVITS)

#13

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 1 weeks:

first publication March 9, 1972;
last publication .....;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 10th
day of March, 1972
Naidine C. Marong
Notary public in and for Erie County, N. Y.

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 1973

[illegible] adopted a resolution creating [illegible]

#7

Item No. 14 Town Clerk's Office - resignation as second deputy clerk of Virginia Rutkowski as of February 19, 1972.

Motion by Councilman Halicki, seconded by Councilman Wroblewski

RESOLVED that the resignation of Virginia Rutkowski, as second deputy clerk in the Town Clerk's Office be approved effective February 19, 1972.

Upon Roll Call....
AYES Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk and Halicki
NAYES: 0
ABSENT: 2

Item No. 15 Town Clerk's Office - appointment of Mary Holtz as 2nd Deputy and Deputy Registrar in the Town Clerk's Office.

Motion by Councilman Obstarczyk, seconded by Councilman Meyers

RESOLVED that Mary F. Holtz, 48 Ridge Park, be appointed 2nd Deputy in the Town Clerk's Office and Deputy Registrar as provided in Section 4121, Article 41 of the Public Health Law for the term ending December 31, 1973, effective February 22, 1972.

Upon Roll Call....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk and Halicki
NAYES: 0
ABSENT: 2

Item No. 16 Benedict L. Kostrzewski, Chief of Police - Purchase of Dog Warden Truck

Motion by Councilman Halicki, seconded by Councilman Wroblewski

WHEREAS bids were duly received by this Town Board at a meeting thereof, held on February 22, 1972 for the purchase of (1) 1972 Van-type Truck for use by the Dog Warden, as a result of advertisement therefor, and such bids were referred to the Chief of Police, Benedict L. Kostrzewski, for analysis, tabulation and report, and

WHEREAS, such analysis, tabulation and report is hereto attached and made a part hereof; therefore, BE IT

RESOLVED that a contract for the purchase of one (1) Van-type Truck be and hereby is awarded to Mid-City Dodge, Inc. in the sum of Two thousand five hundred thirty-six dollars and three cents ($2,536.03), said company being the lowest bidder to meet specifications.

Upon Roll Call....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk and Halicki
NAYES: 0
ABSNET: 2

Item No. 17 Stanley Bystrak - request to fill three positions in Highway Department

Motion by Councilman Meyers, seconded by Councilman Wroblewski

WHEREAS the Town Board has previously adopted a resolution creating the positions Automotive Mechanic, and two (2) Motor Equipment Operator Class B; and said positions were approved by the County Personnel Office, and

WHEREAS said positions were posted in accordance with Article XVII, Section 1(a-d inclusive) "Promotions" of the agreement between the Town of Cheektowaga and Local 1026 American Federation of State, County and Municipal Employees- AFL-CIO, now, therefore, BE IT

RESOLVED that said positions be filled as follows:

AUTOMOTIVE MECHANIC - Edward Jasinski, residing at 73 Sebring, Cheektowaga, New York at a rate of $4.53 per hour.

Item No. 17 cont'd

MOTOR EQUIPMENT OPERATOR CLASS B - Anthony Pajak, Jr., residing at 666 Cayuga Creek Road, Cheektowaga, New York at a rate of $4.07.

MOTOR EQUIPMENT OPERATOR CLASS B - Thomas Stachura, residing at 48 Fairoaks, Cheektowaga, New York at a rate of $4.07 per hour.

Upon Roll Call....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk and Halicki
NAYES: 0
ABSENT: 2

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

V. RESOLUTIONS

Item No. 19 Motion by Councilman Halicki, seconded by Councilman Swiatek

BE IT RESOLVED, that Electra M. Klager of 79 Tudor Road., Cheektowaga, be appointed to a full three year term on the Cheektowaga Youth Board, effective March 4, 1972.

Upon Roll Call....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk and Halicki
NAYES: 0
ABSENT: 2

Item No. 20 Motion by Councilmen Wroblewski & Obstarczyk, seconded by Councilman Swiatek

WHEREAS the only outdoor combination swimming and wading pool facilities are presently located at the Cheektowaga Town Park to serve the entire township, and

WHEREAS it would appear feasible to erect swimming pools in other areas of the Town where needed; and an overall program to that effect ought to be considered by the Town Board, including artificial ice skating rinks, and

WHEREAS it appears that a need exists for the erection of a swimming pool and wading pool facility at the Dingens Street playground and it would be feasible to consider erecting such first facility under the overall program of town-wide swimming and wading pool facilities, THEREFORE BE IT

RESOLVED that the firm of Foit & Maharan, Architects, of Buffalo, New York be and hereby are retained for the purpose of preparation of plans and specifications for the construction of a swimming and wading pool to be located at the Dingens Street playground and said design to contain all the necessary features and flexibility for use in other areas of town which may be selected in the future by the Town Board for such facilities, and BE IT FURTHER

RESOLVED that the cost of said retainer not exceed the fee schedule recognized and used by the engineering and architectural professions.

Upon Roll Call....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk and Halicki
NAYES: 0
ABSENT: 2

Item No. 21 Motion by Councilman Obstarczyk, seconded by Councilman Halicki

RESOLVED that permission is hereby given to the New York State Electric & Gas Corporation to install and remove the light standards on Rosewood Terrace, Lindbert Court, West Grand Blvd., Rosewood Terrace, Anderson Road, Dale Road, Messer Avenue, Peppy Place, The Avenue, Lena Drive, Vencent Avenue, Abeles Avenue, Freda Avenue, Daniel Avenue, McParlen Avenue, Lyman Avenue, Kemp Avenue, McNaughton Avenue, Cathedral Lane, Ruth Drive, St. Boniface Drive, Central Blvd., Eastland Parkway, Midland Drive, Westland Parkway, Kilbourne Road and Armond Lane, Town of Cheektowaga, as indicated on the schedules "Street Lighting Proposals", attached hereto and made a part hereof.

Item No. 21 cont'd

Upon Roll Call....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk and Halicki
NAYES: 0
ABSENT: 2

Item No. 22 Motion by Councilman Obstarczyk, seconded by Councilman Swiatek

WHEREAS a meeting will be held in Washington, D.C. on Tuesday, March 14, 1972 to discuss federal funds relative to clear water controls, therefore, BE IT

RESOLVED that John V.Rogowski, Town Attorney and Chester L. Bryan, Town Engineer be and they hereby are authorized to attend said meeting in Washington, D.C. on Tuesday, March 14, 1972, and that their reasonable and proper travel expenses be reimbursed by the Town.

Upon Roll Call....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk and Halicki
NAYES: 0
ABSENT: 2

Item No. 23 Motion by Councilman Halicki, seconded by Councilman Obstarczyk

BE IT RESOLVED that the following named persons who are excluded from the Agreement between the Town and Local 1026, American Federation of State, County and Municipal Employees, AFL-CIO be and hereby are entitled to similar longevity benefits as provided for in the Agreement between the Town of Cheektowaga and Local 1026, American Federation of State, County and Municipal Employees, AFL-CIO:

Carl J. Trafalski	Building Inspector
Edward Banko	Foreman of Sanitation Department
Andrew Schwenk	Assessor IV

and BE IT FURTHER

RESOLVED that the Accounting Department is hereby directed and authorized to make such longevity payments to the aforementioned persons, effective as of January 1, 1972.

Upon Roll Call....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk and Halicki
NAYES: 0
ABSENT: 2

Item No. 24 Motion by Councilman Halicki, seconded by Councilman Meyers

WHEREAS the agreement between the Town of Cheektowaga and the Local 1026, American Federation of State, County and Munícpal Employees, AFL-CIO calls for a survey of Town Employees, now, therefore, BE IT

RESOLVED that the cost of said survey shall not exceed the sum of Eleven thousand dollars ($11,000.00).

Upon Roll Call....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk and Halicki
NAYES: 0
ABSENT: 2

Item No. 25 Motion by Councilman Wroblewski, seconded by Councilman Meyers

WHEREAS the ever-increasing abuse of drugs is a menace to our society, and

WHEREAS there is a need for a better informed and more aware public with regard to drug abuse, now, therefore, BE IT

RESOLVED that the week of March 27 through April 1, 1972 be set aside as Drug Abuse Week in the Town of Cheektowaga, and BE IT FURTHER

Item No. 25 cont'd

RESOLVED that the motto for said Drug Abuse Week be and hereby is "You Must Be a Fool to Abuse Drugs."

Upon Roll Call....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk and Halicki
NAYES: 0
ABSENT: 2

Item No. 26 Motion by Councilman Halicki, seconded by Councilman Swiatek

WHEREAS, Notice to Bidders was duly published for the receipt of bids for the furnishing of one 1972 van, which bids were duly received and opened at this meeting, and

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

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

BE IT RESOLVED, that the Contract for the furnishing of one 1972 van, be awarded to Mernan Chevrolet, Inc., 2751 Bailey Avenue, Buffalo, New York 14215 for their bid in the amount of $3,500.00, said bid being the lowest bid meeting specifications.

Upon Roll Call....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk and Halicki
NAYES: 0
ABSENT: 2

Item No. 27 Motion by Councilman Meyers, seconded by Councilman Halicki

WHEREAS, Notice to Bidders was duly published for the receipt of bids for the furnishing of two 1972 station wagons, which bids were duly received and opened at this meeting and

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

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

BE IT RESOLVED, the the Contract for the furnishing on two 1972 station wagons, be awarded to Mid-City Dodge, Inc., 2185 Walden Avenue, Cheektowaga, New York 14225, for their bid in the amount of $5,977.68 said bid being the lowest bid meeting specifications.

Upon Roll Call....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk and Halicki
NAYES: 0
ABSENT: 2

Item No. 28 Motion by Councilman Meyers, seconded by Councilman Obstarczyk

WHEREAS, Notice to Bidders was duly published for the receipt of bids for the furnishing of two 1972 Automobiles, which bids were duly received and opened at this meeting, and

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

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

BE IT RESOLVED, that the Contract for the furnishing of two 1972 automobiles, be awarded to Mid-City Dodge, Inc., 2185 Walden Avenue, Cheektowaga, New York 14225, for their bid in the amount of $5,198.88 said bid being the lowest

Item No. 28 cont'd

bid meeting specifications.

Upon Roll Call....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk and Halicki
NAYES: 0
ABSENT: 2

Item No. 29 Engineering Department - Award of bids for replacement of Rotary District - Letter
Referred to Town Board

Item No. 30 Motion by Councilman Meyers, seconded by Councilman Wroblewski

WHEREAS, the Town of Cheektowaga is presently in the midst of having a Wastewater Facilities Report prepared by Consulting Engineers at a considerable expense to the Town Sanitary Sewer District No. 5 and,

WHEREAS, said report is in accordance with a pollution abatement timetable set up with the New York State Department of Environmental Conservation, and

WHEREAS, the Town of Cheektowaga Wastewater Treatment Plant No. 5 enlargement program is consistent with the sub-regional plan adopted by the Erie County Legislature as a result of the Greelay and Hansen, Comprehensive Sewage Study, and

WHEREAS, a February 9, 1972 newspaper article indicates that the County Executive's Environmental Task Force is investigating a possible revision to this master plan, whereby the plan would supposedly drop the Cheektowaga Wastewater Plant No. 5, and

WHEREAS, such moves on the part of the Executive Environmental Task Force without consultation with Town officials would create havoc with our on-going Water Pollution Abatement Program, NOW, THEREFORE BE IT

RESOLVED, that the Town Board of the Town of Cheektowaga memorialize the Erie County Government, that any recommendation by the Environmental Task Force should not be hastily made, without consultation with Town officials and without consideration of the on-going Town Water Pollution Abatement Program, and BE IT FURTHER

RESOLVED, that the County Government is memorialized to include representatives of this, the largest Town in Erie County, on some of the County Committees.

Upon Roll Call....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk and Halicki
NAYES: 0
ABSENT: 2

Item No. 31 Motion by Councilman Meyers, seconded by Councilman Halicki

WHEREAS, emergency sewer repairs were required on the sanitary sewers on 120 Tudor and Evergreen and Kokomo Street in Sanitary Sewer District #5, which repairs were ordered by the Town Engineer, NOW, THEREFORE,

BE IT RESOLVED that the vouchers of Dorss Plumbing, 63 Schlenker St., Cheektowaga, New York 14225 in the amount of $304.75 and Straco, Inc., 1010 Rein Road, Cheektowaga, New York 14225 in the amount of $616.00, to do the work and furnish the materials for the sewer repairs be approved and ordered paid.

Upon Roll Call...
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk and Halicki
NAYES: 0
ABSENT: 2

Item No. 32 Motion by Councilman Halicki, seconded by Councilman Wroblewski

RESOLVED, that the following named vouchers and warrants submitted to the Town of Cheektowaga for the period ending March 6, 1972, be and hereby are approved and that Supervisor pay said warrants:

FUND	FROM	TO	AMOUNT
General	3350	3475	$2,385,485.46
Part Town	1052	1065	1,510.50
Special Districts	5024	5071	3,142,097.18
Highway	4026	4075	1,253,264.87
Trust and Agency	436	439	1,375,462.98
Construction and Improvement	293	295	1,345,096.24
			$9,502,925.23

Upon Roll Call....
AYES: Councilman Wroblewski, Swiatek, Meyers, Obstarczyk and Halicki
NAYES: 0
ABSENT: 2

Item No. 33 Motion by Councilman Halicki, seconded by Councilman Wroblewski

RESOLVED, that the following transfer of funds in the General Fund to be approved:

FROM	TO	AMOUNT
Building-Repairs & Maintenance 1662.445	Building-Service Contracts 1662.446	$5,000.00

Upon Roll Call....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk and Halicki
NAYES: 0
ABSENT: 2

VI. SUSPENSION OF RULES

Item No. 34 Motion by Councilmen Halicki & Meyers, seconded by Councilman Swiatek

WHEREAS the only outdoor combination swimming and wading pool facilities are presently located at the Cheektowaga Town Park to serve the entire township, and

WHEREAS it would appear feasible to erect swimming pools in other areas of the town where needed; and an overall program to that effect ought to be considered by the Town Board, including artificial ice skating rinks, and

WHEREAS it appears tha a need exists for the erection of a swimming pool and wading pool facility on the north end of Town north of Genesee Street and it would be feasible to consider erecting such first facility under the overall program of town-wide swimming and wading pool facilities, THEREFORE BE IT

RESOLVED that the firm of Foit & Maharan, Architects, of Buffalo, New York be and hereby are retained for the purpose of preparation of plans and specifications for the construction of a swimming and wading pool to be located on the north end of Town north of Genesee Street and said design to contain all the necessary features and flexibility for use in other areas of town which may be selected in the future by the Town Board for such facilities, and BE IT FURTHER

RESOLVED that the cost of said retainer not exceed the fee schedule recognized and used by the engineering and architectural professionals.

Item No. 34 cont'd

Upon Roll Call....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk and Halicki
NAYES: 0
ABSENT: 2

Item No. 35 Extension No. 3 of Storm Sewer Drainage District No. 7, in the Town of Cheektowaga, in the County of Erie, New York.

* See next few pages

(AFFIDAVITS ATTACHED)

At a regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, held at the Town Hall, corner of Broadway and Union Road, in said Town, on the 6th day of March, 1972.

PRESENT:

Hon. Daniel E. Weber,	Supervisor
Felix T. Wroblewski,	Councilman
Kenneth J. Meyers,	Councilman
Frank E. Swiatek,	Councilman
Donald A. Halicki,	Councilman
Raymond J. Wasielewski,	Councilman
Joseph R. Obstarczyk	Councilman

ABSENT:

Hon. Daniel E. Weber	Supervisor
Raymond J. Wasielewski	Councilman

In the Matter of the

Extension No. 3 of Storm Sewer Drainage District No. 7, in the Town of Cheektowaga, in the County of Erie, New York.

ORDER CALLING PUBLIC HEARING

MARCH 20, 1972

WHEREAS, the Town Board of the Town of Cheektowaga (herein called "Town Board" and "Town," respectively), in the County of Erie, New York, has requested Nussbaumer & Clarke, Inc., Consulting Engineers, duly licensed engineers of the State of New York, to prepare a preliminary map, plan report and estimate of the cost of constructing the proposed Extension No. 3 of Storm Sewer Drainage District No. 7, in the Town (herein called "Extension" and "District," respectively), consisting of storm trunk and lateral sewers, catch basins, manholes, and other appurtenances and also including original furnishings, equipment and apparatus, acquisition of land and rights in land, which map, plan and report dated February, 1972, have been filed in the office of the Town Clerk of the Town for public inspection: and

WHEREAS, the Town Board has determined to proceed with the proposed Extension of the District; and

WHEREAS, the proposed Extension of the District is more particularly bounded and described, as follows:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, State of New York, being part of Lots 74 and 78, Township 11, Range 7 of the Holland Land Company's Survey, being more particularly bounded and described as follows:

BEGINNING at the point of intersection of the northerly line of the Village of Depew and the easterly line of Bel-Aire Estates, Part 2, Map Cover 2174;

Thence easterly along said northerly line of the Village of Depew for a distance of 364.84 feet to a point 99.65 feet westerly from the westerly line of Dean Road (as a 50.0 foot wide right-of-way);

Thence northerly and parallel with said westerly line of Dean Road and 99.65 feet distant westerly therefrom, measured at right angles thereto, for a record distance of 2,173.58 feet to a point on the southerly line of Lot 78, said point being 99.67 feet westerly from said westerly line of Dean Road;

Thence easterly along said southerly line of Lot 78 for a distance of 646 feet, more or less, to the westerly right-of-way line of the New York Central Railroad;

Thence northerly and westerly along said westerly and southerly right-of-way line of the New York Central Railroad to its intersection with the westerly line of the Niagara Mohawk Power Corporation right-of-way;

Thence southerly along said westerly line of the Niagara Mohawk Power Corporation right-of-way, being also an easterly boundary of the existing Drainage District No. 7, for a distance of 760 feet, more or less, to the aforementioned southerly line of Lot 78;

Thence easterly along said southerly line of Lot 78, being also a northerly boundary of said existing Drainage District No. 7, Extension No. 1, for a distance of 693.02 feet to the aforementioned easterly line of Bel-Aire Estates, Part 2;

Thence southerly along said easterly line of Bel-Aire Estates, Part 2, being also the easterly line of said Drainage District No. 7, Extension No. 1, for a distance of 2,188.90 feet to the point or place of beginning.

and

WHEREAS, the maximum amount proposed to be expended for the construction of the proposed Extension, as hereinabove described, is $377,600, which is planned to be financed by the issuance of serial bonds of the Town and the assessment, levy and collection of special assessments upon the several lots and parcels of land within the proposed Extension which the Town Board shall deem especially benefited by such improvements so much upon and from each as shall be in just proportion to the amount of benefit which the improvements shall confer upon the same, pursuant to the Town Law, for the payment of the principal and interest on said bonds;

now, therefore, be it

ORDERED, that a meeting of the Town Board of the Town to be held at the Town Hall, corner of Broadway and Union Road, in the Town, on the 20th day of March, 1972, at 7:30 o'clock P.M.(E.S.T.), to consider the proposed Extension of the District, as herein referred to and to hear all persons interested in the subject thereof, concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law, and be it

FURTHER ORDERED, that the Town Clerk publish at least once in the "DEPEW HERALD AND CHEEKTOWAGA NEWS " and the "CHEEKTOWAGA TIMES," each published in Cheektowaga, New York, the official newspapers of the Town, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law and conspicuously in at least five (5) public places within the proposed Extension of the District a copy of this Order, certified by said Town Clerk,

the first publication thereof and said posting to be not less than ten nor more than twenty days before the day designated herein for said public hearing as aforesaid.

DATED: MARCH 6, 1972

TOWN BOARD OF THE TOWN OF CHEEKTOWAGA

Supervisor

Councilman

Councilman

Councilman

Councilman

Councilman

SEAL

Members of the Town Board of the Town of
Cheektowaga, New York.

STATE OF NEW YORK)
: ss:
COUNTY OF ERIE)

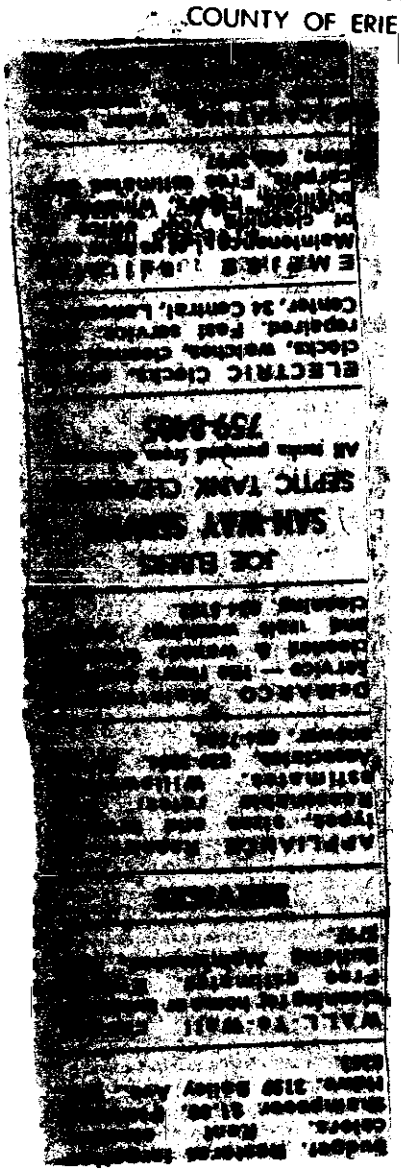
I, BENEDICT T. HOLTZ, Town Clerk of the Town of Cheektowaga, in the County of Erie, State of New York, DO HEREBY CERTIFY that I have compared the preceding Order Calling Public Hearing with the original thereof filed in my office on the 6th day of March, 1972, and that the same is a true and correct copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 6th day of March, 1972.

SEAL

Benedict T. Holtz
Town Clerk

STATE OF NEW YORK }
COUNTY OF ERIE } ss.:



George J. Measer

being duly sworn, deposes and says that he is the

Publisher

of the

Depew **Herald and News** Cheektowaga

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 9 day of March, 19 72, and the last insertion being on the ..... day of same, 19....., and that not more than six days intervened between any two publications thereof.

George J. Measer

Sworn to before me this 28 day of March, 19 72

Laura J. Bull

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 73

L#

STATE OF NEW YORK }
COUNTY OF ERIE } ss.:

George J. Measer

being duly sworn, deposes and says that he is the

Publisher

of the

Depew
Herald and News Cheektowaga

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 9 day of March, 1972, and the last insertion being on the same day of same, 19..., and that not more than six days intervened between any two publications thereof.

George J. Measer

this 28 day of March, 1972

Bull

New York

March 30, 1973

LEGAL NOTICE

At a regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, held at the Town Hall, Corner of Broadway and Union Road, in said Town, on the 6th day of March, 1972.

PRESENT:
Felix T. Wroblewski,
Councilman
Kenneth J. Meyers,
Councilman
Frank E. Swiatek,
Councilman
Donald A. Halicki,
Councilman
Joseph R. Obstarczyk,
Councilman
ABSENT:
Hon. Daniel E. Weber,
Supervisor
Raymond J. Wasielewski,
Councilman

ORDER CALLING
PUBLIC HEARING
MARCH 28, 1972
In the Matter
of the

Extension No. 3 of Storm Sewer Drainage District No. 7, in the Town of Cheektowaga, in the County of Erie, New York.

WHEREAS, the Town Board of the Town of Cheektowaga (herein called "Town Board" and "Town," respectively), in the County of Erie, New York, has requested Nussbaumer & Clarke, Inc., Consulting Engineers, duly licensed engineers of the State of New York, to prepare a preliminary map, plan report and estimate of the cost of constructing the proposed Extension No. 3 of Storm Sewer Drainage District No. 7 in the Town (herein called "District," respectively), consisting of storm trunk and lateral sewers, catch basins, manholes, and other appurtenances and all work including original furnishings, equipment and apparatus, acquisition of land and rights in land, which map, plan and report dated February, 1972, have been filed in the office of the Town Clerk and shown for public inspection; and

WHEREAS, the Town Board has determined to proceed with the proposed Extension of the District; and

WHEREAS, the proposed Extension of the District is more particularly described, as follows:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, State of New York, being part of Lots 74 and 75, Township 11, Range 8 of the Holland Land Purchase, bounded, bound and described as follows:

BEGINNING at the point of intersection of the northerly line of the Village of Depew and the easterly line of Drainage District No. 1, Extension No. 2, Part 2, Map Cover [illegible] said point being also the southwesterly corner of lands conveyed by [illegible] to Walter Kuhn by deed recorded in Liber [illegible] of Deeds at page [illegible] in the Erie County Clerk's Office; thence [illegible] along said easterly line of said Drainage District No. 1, Extension No. 2, Part 2, being also the easterly line of said Drainage District No. 1, Extension No. 1, for a distance of [illegible] feet to the point or place of beginning.

The maximum amount proposed to be expended for the construction of said Extension, as estimated by the Town Board, is $17,400, to be raised by the Town Board of the Town and by assessment, levy and collection of taxes upon the several lots or parcels of land within the Extension which the Town Board shall deem especially benefited by the improvements so much upon each such lot as shall be in just proportion to the amount of benefit such lot or improvements shall confer by the same, pursuant to the Town Law for the payment of the principal of and interest on said bonds; be it

RESOLVED, that a meeting of the Town Board of the Town to be held at the Town Hall, corner of Broadway and Union Road, in the Town, on the 28th day of March, 1972, at 7:30 o'clock P.M. Eastern Standard Time, to consider the proposed Extension of the District, as herein described and to hear all persons interested in the subject thereof, concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law, and be it

FURTHER ORDERED, that the Town Clerk publish at least once in the "DEPEW HERALD AND CHEEKTOWAGA NEWS" and the "CHEEKTOWAGA TIMES," each published in Cheektowaga, New York, the official newspapers of the Town, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law and conspicuously in at least five (5) public places within the proposed Extension of the District a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten nor more than twenty days before the day designated herein for said public hearing as aforesaid.

DATED: MARCH 6, 1972
TOWN BOARD
OF THE
TOWN OF CHEEKTOWAGA
Felix T. Wroblewski,
Councilman
Joseph R. Obstarczyk,
Councilman
Donald A. Halicki,
Councilman
Frank E. Swiatek,
Councilman
Kenneth J. Meyers,
Councilman
(SEAL)
Members of the Town
Board of the Town
of Cheektowaga, New York.

STATE OF NEW YORK)
COUNTY OF ERIE) ss:

I, BENEDICT T. HOLTZ, Town Clerk of the Town of Cheektowaga, in the County of Erie, State of New York, DO HEREBY CERTIFY that I have compared the proceeding Order Calling Public Hearing with the original thereof filed in my office on the 6th day of March, 1972, and that the same is a true and correct copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 6th day of March, 1972.

(SEAL)
BENEDICT T. HOLTZ
Town Clerk

EXTRA[illegible] OF CHEEKTOW[illegible] TOWN BOARD

At a regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, held at the Town Hall, corner of Broadway and Union Road, in said Town, on the 6th day of March, 1972.

PRESENT:
Councilmen:
Felix T. Wroblewski
Kenneth J. Meyers
Frank E. Swiatek
Donald A. Halicki
Joseph R. Obstarczyk

ABSENT:
Supervisor Daniel E. Weber
Councilman -
Raymond J. Wasielewski

In the Matter of the : Order calling Public Hearing; Extension No. 3 of Storm Sewer Drainage District No. 7, in the Town of Cheektowaga, in the County of Erie, New York: March 20, 1972.

WHEREAS, the Town Board of the Town of Cheektowaga (herein called "Town Board" and "Town," respectively), in the County of Erie, New York, has [illegible] Nussbaumer & Clarke, [illegible] Consulting Engineers, duly [illegible] engineers of the State of [illegible], to prepare a [illegible] map, plan report and [illegible] of the cost of construction [illegible] proposed Extension No. 3 [illegible] Sewer Drainage District [illegible] [illegible]

WHEREAS, the proposed [illegible] of the District is more particularly bounded and described as follows:

[illegible]

[illegible] 50.0 feet [illegible]

[illegible] westerly from said westerly line of Dean Road;

thence easterly along said southerly line of Lot 78 for a distance of 646 feet, more or less, to the westerly right-of-way line of the New York Central Railroad;

thence northerly and westerly along said westerly and southerly right-of-way line of the New York Central Railroad to its intersection with the westerly line of the Niagara Mohawk Power Corporation right-of-way;

thence southerly along said westerly line of the Niagara Mohawk Power Corporation right-of-way, being also an easterly boundary of the existing Drainage District No. 7, for a distance of [illegible] feet, more or less, to the aforementioned southerly line of Lot 78;

thence easterly along said southerly line of Lot 78, being also a northerly boundary of said existing Drainage District No. 7, Extension No. 1, for a distance of [illegible].02 feet to the aforementioned [illegible]erly line of Bel-Aire Estates, [illegible] easterly line of Bel-Aire Estates, Part 2, being also the easterly line of said Drainage District No. 7, Extension No. 1, for a distance of 2,188.90 feet to the point or place of beginning.

and

WHEREAS, the maximum amount proposed to be expended for the construction of the proposed Extension, as hereinabove described, is $377,600, which is planned to be financed by the issuance of serial bonds of the Town and the assessment, levy and collection of special assessments upon the several lots and parcels of land within the proposed Extension which the Town Board shall deem especially benefited by such improvements, so much upon and from each as shall be in just proportion to the amount of benefit which the improvements shall confer upon the same, pursuant to the Town Law, for the payment of the principal and interest on said bonds;

now, therefore, be it

ORDERED, that a meeting of the Town Board of the Town to be held at the Town Hall, corner of Broadway and Union Road, in said Town, on the 20th day of March, 1972, at 7:30 o'clock P.M. (E.S.T.), to consider the proposed [illegible] of the District [illegible]

[illegible]

by said Town [illegible]

[illegible]

a true and correct copy of the original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 6th day of March, 1972.

BENEDICT T. HOLTZ
Town Clerk

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 1 weeks:

first publication March 9, 1972;

last publication .....;

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 28th

day of March, 1972

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 1973

Item No. 36 Motion by Councilman Wroblewski, seconded by Councilman Obstarczyk

RESOLVED that the following applications for billboard signs submitted on March 6, 1972 be approved subject to the Building Inspector's Approval:

APPROVED: Whitmier & Ferris Co., Inc.

William between Union & Cayuga

4595 Genesee Street

RESOLVED that the following application for a billboard sign submitted on March 6, 1972 be denied:

DENIED: Whitmier & Ferris Co., Inc.

William Cor. Glidden

Upon Roll Call....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk and Halicki
NAYES: 0
ABSENT: 2

Item No. 37 Motion by Councilman Wroblewski, seconded by Councilman Meyers

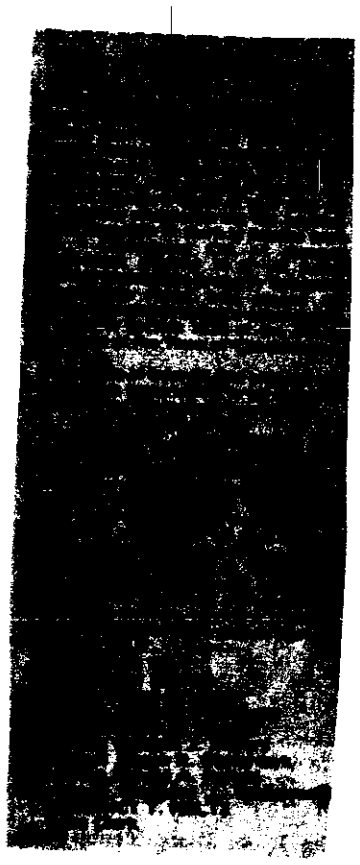
WHEREAS Theodore F. Kurk has requested and made application for the rezoning of the property located at 1350 Harlem Road from CM-General Commercial District to C-Retail Business District; Now THEREFORE BE IT

RESOLVED that a Public Hearing be held regarding said request, under the provisions of the Zoning Ordinance, in the Cheektowaga Town Hall, corner of Broadway and Union Road, in said Town on the 3rd day of April, 1972 at 2:30 P.M., Eastern Standard Time.

Upon Roll Call....
AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk and Halicki
NAYES: 0
ABSENT: 2

(AFFIDAVITS ATTACHED)

STATE OF NEW YORK
COUNTY OF ERIE } ss.:



George J. Measer

being duly sworn, deposes and says that he is the

Publisher

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 9 day of March, 19 72 and the last insertion being on the same day of same, 19....., and that not more than six days intervened between any two publications thereof.

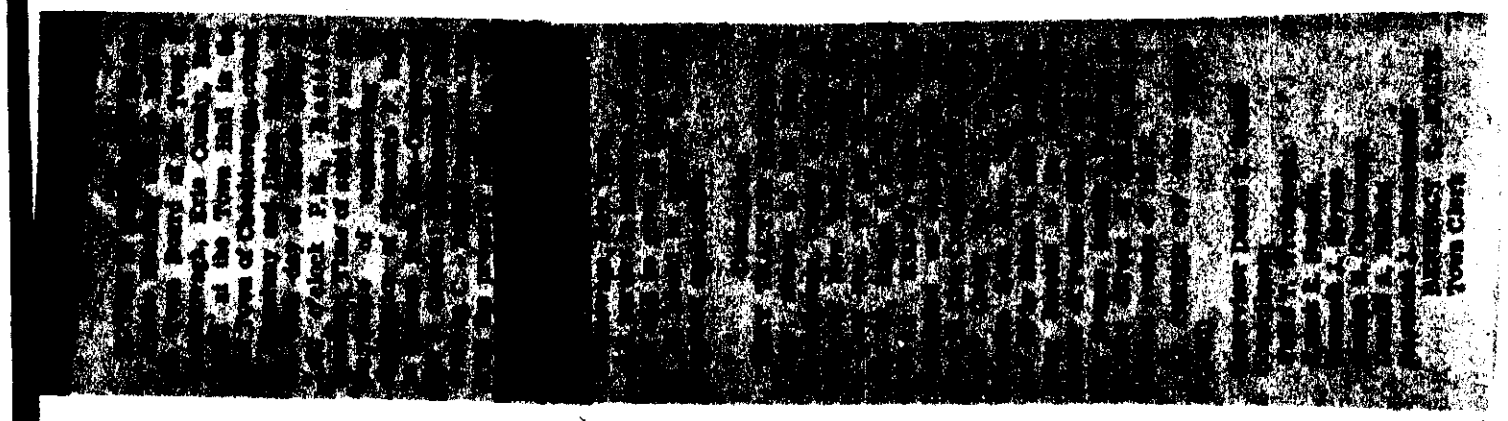
George J. Measer

Sworn to before me this 9 day of

March, 19 72

Laura J. Bull

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973



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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 1 weeks:

first publication March 9, 1972;

last publication .....;

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 10th

day of March, 1972

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 1973

Item No. 38 Motion by Councilman Wroblewski, seconded by Councilman Halicki to adjourn the meeting.

BENEDICT T. HOLTZ
Town Clerk

MEETING NO. 7

Cheektowaga, New York
March 20, 1972

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 20th day of March, 1972 at 7:30 o'clock, P.M., Eastern Standard Time There were:

PRESENT: Supervisor Daniel E. Weber
Councilman Felix T. Wroblewski
Councilman Frank E. Swiatek
Councilman Kenneth J. Meyers
Councilman Joseph R. Obstarczyk
Councilman Raymond J. Wasielewski

ABSENT: Councilman Donald A. Halicki

Also present were: Ruth P. Letki, Deputy Town Clerk; John V. Rogowski, Town Attorney; Robert Miller, Deputy Town Attorney; Kenneth Kopacz, Director, Youth Board; Ted Skowron, Highway Engineer; Mrs. J. Reinstein, Town Historian; Chester Bryan, Town Engineer; Andrew Schwenk, Assessor IV; Benedict Kostrzewski, Chief of Police; Salvatore LaGreca, Chairman, Planning Commission and Carl Trafalski, Building & Plumbing Inspector.

Rev. Kent, Union Road Community Church opened the Meeting with a prayer.

I. COMMITTEE REPORTS

Item No. 2 Youth & Recreation a) Maryvale District site for swimming pool.

Motion by Councilman Swiatek, Seconded by Councilman Meyers

WHEREAS, the Recreation Committee of the Cheektowaga Town Board and the Maryvale School Board have met for the purpose of considering the feasibility of constructing a wading pool and a regulation size pool on the school property located in the general vicinity of Maryvale Drive and Beach Road, Cheektowaga, New York, and

WHEREAS, the School Board has indicated its willingness to make the necessary property available to the Town for such purposes and the Town has indicated its intention to construct said pools for the use of Town residents, therefore, BE IT

RESOLVED that the Town Attorney's Office be and hereby is authorized and directed to commence negotiations and preparations with Kenneth W. Kitzinger, Attorney for the Maryvale School District, for the purpose of fulfilling the intentions of both Boards and with the goal of constructing said pools on the school site.

UPON ROLL CALL....
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, and Wasielewski.
NAYES: 0
ABSENT: Councilman Halicki

Youth & Recreation b) Resident petition - Union Road, Cleveland Drive area for park site behind Cleveland Heights Christian Church. Referred to Youth & Recreation Committee.

II. PUBLIC HEARINGS

Item No. 3 Extension No. 3 of Storm Sewer Drainage District No. 7.

* See Next 25-30 Pages.

EXTRACT OF MINUTES

Meeting of the Town Board of the Town of Cheektowaga,

in the County of Erie, New York.

March 20, 1972

* * *

A regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, was held at the Town Hall, corner of Broadway and Union Road, in said Town, on March 20, 1972, at 7:30 o'clock P .M. (E. S. T.).

There were present: Honorable Daniel E. Weber, Supervisor, and
Councilman Felix T. Wroblewski
Councilman Frank E. Swiatek
Councilman Kenneth J. Meyers
Councilman Joseph R. Obstarczyk
Councilman Raymond J. Wasielewski

There were absent: Councilman Donald A. Halicki

Also present: Ruth P. Letki, Deputy Town Clerk
~~Benedict T. Holtz, Town Clerk~~
John V. Rogowski, Town Attorney

* * *

The Deputy Town Clerk, reading from the calendar, stated that a public hearing had been called for this meeting at the Town Hall, in said Town, at 7:30 o'clock P .M. (E. S. T.) to consider the proposed extension of Storm Sewer Drainage District No. 7, in the Town of Cheektowaga, to be known as Extension No. 3 of said District, in said Town. The Deputy Town Clerk presented affidavits showing that certified copies

of the Order Calling said Public Hearing had been duly published and posted pursuant to the provisions of Article 12 of the Town Law.

The Supervisor stated that the public hearing on the said proposed extension of Storm Sewer Drainage District No. 7 was now open and asked if there was any interest person who desired to be heard.

The following persons appeared in favor of the extension of said District: Thomas Gibala
Donald Hess
Edward Stachowiak
Leonard Brown
Arthur Lewin

The following persons appeared in opposition to the extension of said District: None

Deputy
The/Town Clerk reported that the following pertinent written communications had been received:

An informal petition signed by various residents in favor of the extension.

The Supervisor inquired as to whether there were any other persons present who wished to be heard. No one appeared, whereupon the Supervisor declared the public hearing closed.

* * *

On motion of Supervisor Weber seconded by Councilman Wasielewski, the following resolution and order was adopted on roll call vote as follows:

AYES: 6 NOES: 0

ABSENT: 1

RESOLUTION OF THE TOWN OF CHEEKTOWAGA, NEW YORK, ADOPTED MARCH 20, 1972, APPROVING THE PROPOSED EXTENSION OF STORM SEWER DRAINAGE DISTRICT NO. 7, IN SAID TOWN, AND PROVIDING THAT SUCH RESOLUTION SHALL SHALL BE SUBJECT TO PERMISSIVE REFERENDUM.

Recitals

WHEREAS, the Town Board of the Town of Cheektowaga, in the County of Erie, New York, has heretofore duly caused Nussbaumer & Clarke, Inc., Consulting Engineers, duly licensed by the State of New York, to prepare a preliminary map, plan and report and estimate of cost relating to the proposed extension of Storm Sewer Drainage District No. 7, in said Town of Cheektowaga, as hereinafter described and for the construction of storm trunk and lateral sewers, catch basins, manholes, and other appurtenances and including original furnishings, equipment and apparatus, acquisition of land and rights in land, which map, plan and report have been filed in the office of the Town Clerk of said Town for public inspection; and

WHEREAS, pursuant to Order duly adopted on March 6, 1972, said Town Board determined to proceed with the proposed extenion of said Storm Sewer Drainage District No. 7 and the construction of such improvements therein and adopted an Order reciting the description of the boundaries of said proposed extension in a manner sufficient to identify the lands included therein as in a deed of conveyance, the improvements proposed, the maximum amount proposed to be expended for such improvements, the proposed method of financing to be employed, the fact that a map, plan

and report describing the same are on file in the Town Clerk's Office for public inspection and specifying March 20, 1972, at 7:30 o'clock P .M. (E.S.T.) as the time when, and the Town Hall, corner of Broadway and Union Road, in the Town, as the place where, said Town Board would meet to consider the proposed extension of said Storm Sewer Drainage District No. 7 and the construction of improvements therein and to hear all persons interested in the subject thereof concerning the same, and for such other action on the part of said Town Board, in relation thereto, as may be required by Law; and

WHEREAS, certified copies of such Order were duly published and posted pursuant to the provisions of Article 12-A of the Town Law; and

WHEREAS, a public hearing in the matter was duly held by said Town Board on this 20th day of March, 1972, at 7:30 o'clock P.M. (E.S.T.), at said Town Hall, at which all interested persons desiring to be heard were heard, including those in favor of, and those opposed to, the proposed extension of said Storm Sewer Drainage District No. 7, and the construction therein of such improvements;

now, therefore, upon the evidence adduced at such public hearing, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. It is hereby determined that

(a) the notice of the Public Hearing hereinabove referred to in the recitals hereof was published and posted as required by law, and is otherwise sufficient; and

(b) all the property and property owners included within the proposed extension hereinabove referred to in said recitals are benefited thereby;

(c) all the property and property owners benefited are included within the limits of said proposed extension; and

(d) it is in the public interest to extend said Storm Sewer Drainage District No. 7, as proposed.

Section 2. The proposed extension of said Storm Sewer Drainage District No. 7 as hereinafter described is hereby approved and the proposed improvements therein shall be constructed as set forth in the said Order Calling Public Hearing, including acquisition of the necessary land and rights in land, and said extension situate wholly outside of any incorporated village or city, shall be designated and known as Extension No. 3 of Storm Sewer Drainage District No. 7, in the Town of Cheektowaga, and shall be bounded and described as follows:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, State of New York, being part of Lots 74 and 78, Township 11, Range 7 of the Holland Land Company's Survey, being more particularly bounded and described as follows:

BEGINNING at the point of intersection of the northerly line of the Village of Depew and the easterly line of Bel-Aire Estates, Part 2, Map Cover 2174;

Thence easterly along said northerly line of the Village of Depew for a distance of 364.84 feet to a point 99.65 feet westerly from the westerly line of Dean Road (as a 50.0 foot wide right-of-way);

Thence northerly and parallel with said westerly line of Dean Road and 99.65 feet distant westerly therefrom, measured at right angles thereto, for a record distance of 2,173.58 feet to a point on the southerly line of Lot 78, said point being 99.67 feet westerly from said westerly line of Dean Road;

Thence easterly along said southerly line of Lot 78 for a distance of 646 feet, more or less, to the westerly right-of-way line of the New York Central Railroad;

Thence northerly and westerly along said westerly and southerly right-of-way line of the New York Central Railroad to its intersection with the westerly line of the Niagara Mohawk Power Corporation right-of-way;

Thence southerly along said westerly line of the Niagara Mohawk Power Corporation right-of-way, being also an easterly boundary of the existing Drainage District No. 7, for a distance of 960 feet, more or less, to the aforementioned southerly line of Lot 78;

Thence easterly along said southerly line of Lot 78, being also a northerly boundary of said existing Drainage District No. 7, Extension No. 1, for a distance of 693.02 feet to the aforementioned easterly line of Bel-Aire Estates, Part 2;

Thence southerly along said easterly line of Bel-Aire Estates, Part 2, being also the easterly line of said Drainage District No. 7, Extension No. 1, for a distance of 2,188.90 feet to the point or place of beginning.

Section 3. The maximum amount proposed to be expended for the construction of said improvements, consisting of storm trunk and lateral sewers, catch basins, manholes, and other appurtenances and also including original furnishings, equipment and apparatus, acquisition of land and rights in land, is $377,600, which is planned to be financed by the issuance of serial bonds of said Town of Cheektowaga and the assessment, levy and collection of special assessments upon the several lots and parcels of land within the proposed Extension which the Town Board shall deem especially benefited by such improvements so much upon and from each as shall be in just proportion to the amount of benefit which the improvements shall confer upon the same, pursuant to the Town Law, to pay the principal and interest on said bonds.

Section 4. The Town Clerk of said Town of Cheektowaga is hereby authorized and directed within ten (10) days after the adoption of the resolution, to file certified copies of this resolution, in duplicate, in the office of the State Department of Audit and Control at Albany, New York, together with an application by said Town Board, in duplicate, for permission to extend said Storm Sewer Drainage District No. 7, in the Town of Cheektowaga, as herein described, pursuant to the provisions of said Town Law, and that such application shall be executed and verified by and in behalf of said Town Board by the Supervisor of said Town.

Section 5. This resolution shall take effect thirty days after its adoption, unless there shall be filed with the Town Clerk a petition signed and acknowledged by the owners of taxable real property situate in the proposed Extension, as shown upon the latest completed assessment roll of said Town, in number equal to at least five per cent of the total number

of such owners, or by one hundred of such owners, whichever is the lesser, protesting against this resolution and requesting that the matter be submitted to the owners of taxable real property situate in said proposed extension at a referendum, in the manner provided by the Town Law.

* * *

The adoption of the foregoing resolution was seconded by Councilman Wasielewski and duly put to a vote on roll call, which resulted as follows:

AYES: 6

NOES: 0

ABSENT: 1

The resolution was declared unanimously adopted.

****

Supervisor Weber offered the following resolution and moved its adoption:-

RESOLUTION OF THE TOWN OF CHEEKTOWAGA, NEW YORK, ADOPTED MARCH 20, 1972, DIRECTING THE PUBLICATION AND POSTING OF NOTICE AND ABSTRACT OF THE RESOLUTION APPROVING THE EXTENSION OF STORM SEWER DRAINAGE DISTRICT NO. 7 AND THE CONSTRUCTION OF IMPROVEMENTS THEREIN.

RESOLVED BY THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. The Town Clerk of the Town of Cheektowaga, in the County of Erie, New York, shall, within ten (10) days after adoption bythe Town Board of said Town, of the resolution, entitled:

"Resolution of the Town of Cheektowaga, New York, adopted March 20, 1972, approving the proposed extension of Storm Sewer Drainage District No. 7, in said Town, and providing that such resolution shall be subject to permissive referendum,"

cause to be published at least once in the "DEPEW HERALD AND CHEEKTOWAGA NEWS," and the "CHEEKTOWAGA TIMES," each published in Cheektowaga, New York, the official newspapers of the Town, and to be posted on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law and in at least five (5) public places in the proposed extension in said Town of Cheektowaga, a notice which shall set forth the date of adoption of said foregoing resolution and contain an abstract thereof concisely stating its purpose and effect.

Section 2. Said Notice shall be in substantially the following form:-

TOWN OF CHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on March 20, 1972, the Town Board of the Town of Cheektowaga, in the County of Erie, New York, adopted a resolution entitled:

"Resolution of the Town of Cheektowaga, New York, adopted March 20, 1972, approving the proposed Extension of Storm Sewer Drainage District No. 7, in said Town, and providing that such resolution shall be subject to permissive referendum,"

an abstract of such resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: RECITING that the Town Board of the Town of Cheektowaga, New York, has heretofore duly caused the preparation of a preliminary map, plan and report and estimate of cost relating to the proposed extension of Storm Sewer Drainage District No. 7, in said Town, therein described and for the construction of storm trunk and lateral sewers, catch basins, manholes, and other appurtenances and including original furnishings, equipment and apparatus, acquisition of land and rights in land, which map, plan and report have been filed in the office of the Town Clerk of said Town for public inspection; that an Order was duly adopted on March 6, 1972, reciting the description of the boundaries of said proposed extension in a manner sufficient to identify the lands included therein as in a deed of conveyance, the improvements proposed, the maximum amount proposed to be expended for such improvements, the proposed method of financing to be employed, the fact that a map, plan and report describing the same are on file in the Town Clerk's Office for public inspection and specifying the time and the place of a public hearing to hear all persons interested in the subject thereof concerning the same; that copies of such Order have been duly published and posted; and that such a public hearing has been duly held on March 20, 1972 at the time and place specified;

SECOND: RESOLVING AND DETERMINING that the notice of public hearing was publishe d and posted as required by law and is otherwise sufficient; all the property and property owners included within the proposed extension are benefited thereby; all the property and property owners benefited are included within the limits of said proposed extension; and that the Extension of such District is in the public interest;

THIRD: FURTHER RESOLVING AND DETERMINING that the proposed extension of said Storm Sewer Drainage District No. 7 be approved; and that the proposed improvements shall be constructed therein; DESIGNATING such extension as Extension No. 3 of Storm Sewer Drainage District No. 7, in the Town of Cheektowaga, and DESCRIBING said Extension by metes and bounds;

FOURTH: RESOLVING that the maximum amount proposed to be expended for the construction of said improvements, is $377,600, which is planned to be financed by the issuance of serial bonds of said Town of Cheektowaga and the assessment, levy and collection of special assessments upon the severallots and parcels of land within the proposed Extension which the Town Board shall deem especially benefited by such improvements so much upon and from each as shall be in just proportion to the amount of benefit which the improvements shall confer upon the same, pursuant to the Town Law, to pay the principal and interest on said bonds;

FIFTH: FURTHER RESOLVING that the Town Clerk shall, within ten days after adoption of this resolution, file certified copies in the office of the Department of Audit and Control, together with an application by said Town Board for permission to extend such District and that such application shall be executed by the Supervisor; and

SIXTH: STATING that this resolution shall take effect 30 days after adoption unless within such period, a petition shall be filed with the Town Clerk protesting against this resolution and requesting that it be submitted to the owners of taxable real property situate in said proposed extension of Storm Sewer Drainage District No. 7 at a referendum in the manner provided by the Town Law.

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

BENEDICT T. HOLTZ,

Town Clerk

Section 3. This resolution shall take effect immediately.

* * *

The adoption of the foregoing resolution was seconded by Councilman Wasielewski and duly put to a vote on roll call, which resulted as follows:

AYES: 6

NOES: 0

ABSENT: 1

The resolution was declared unanimously adopted.

****

General - No Veto 7/1/71 (3M)

CERTIFICATE

I, BENEDICT T. HOLTZ, Town Clerk of the Town of Cheektowaga, in the County of Erie,

State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Town Board of said Town, duly called and held on March 20, 19 72, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town this 20th day of March, 19 72

Benedict T. Holtz

Town Clerk

(Seal)

STATE OF NEW YORK)
: ss:
COUNTY OF ERIE)

BENEDICT T. HOLTZ, being duly sworn upon his oath, deposes and says:

That he is and at all the times hereinafter mentioned he was the duly elected, qualified and acting Town Clerk of the Town of Cheektowaga, in the County of Erie, New York; that on the 10th day of March, 1972, he caused to be conspicuously posted and fastened up a certified copy of an Order Calling Public Hearing for the proposed Extension No. 3 of Storm Sewer Drainage District No. 7, in the Town of Cheektowaga, a true copy of which is annexed hereto and made a part hereof, on the sign board of said Town maintained pursuant of the Town Law and in at least five (5) to Section 30 (6) of the most public places within said proposed Extension No. 3, in the Town of Cheektowaga, New York, referred to in said Order Calling Public Hearing:-

1. Telephone pole No. 12½ on Highland Avenue, Cheektowaga, New York
2. Firehouse located on Highland Avenue, Cheektowaga, New York
3. Telephone pole No. 14-19 located on Dean Road, Cheektowaga, New York
4. Telephone pole No. 12-6 located on Babbette Drive, Cheektowaga, New York
5. Telephone pole located at the rear of Cornell Aeronautical Lab, Inc. located at 4455 Genesee Street, Cheektowaga, New York

Benedict T. Holtz
Town Clerk

Subscribed and sworn to before me
this 15th day of March, 1972.

John V. Rogowski
Notary Public, State of New York

JOHN V. ROGOWSKI
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

STATE OF NEW YORK)
: ss:
COUNTY OF ERIE)

BENEDICT T. HOLTZ, being duly sworn upon his oath, deposes and says:

That he is now and at all the times hereinafter mentioned he was the duly elected, qualified and acting Town Clerk of the Town of Cheektowaga, in the County of Erie, New York;

That on the 24th day of March, 1972, he caused to be conspicuously posted and fastened up a Notice setting forth an abstract of the resolution duly adopted by the Town Board of said Town on March 20, 1972, a copy of which is annexed hereto and made a part hereof, on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law and in at least five (5) public places within the proposed Extension No. 3 of Storm Sewer Drainage District No. 7, in the Town of Cheektowaga:-

1. Telephone pole No. 12½ located on Highland Avenue, Cheektowaga, New York
2. Firehouse located on Highland Avenue, Cheektowaga, New York
3. Telephone pole No. 14-19 located on Dean Road, Cheektowaga, New York
4. Telephone pole No. 12-6 located on Babbette Drive, Cheektowaga, New York
5. Telephone pole located at the rear of Cornell Aeronautical Lab, Inc. located at 4455 Genesee Street, Cheektowaga, New York

Benedict T. Holtz
TownClerk

Subscribed and sworn to before me
this 28th day of March, 1972.

John V. Rogowski
Notary Public, State of New York

JOHN V. ROGOWSKI
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

TOWN OFCHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on March 20, 1972, the Town Board of the Town of Cheektowaga, in the County of Erie, New York, adopted a resolution entitled:

"Resolution of the Town of Cheektowaga, New York, adopted March 20, 1972, approving the proposed Extension of Storm Sewer Drainage District No. 7, in said Town, and providing that such resolution shall be subject to permissive referendum,"

an abstract of such resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: RECITING that the Town Board of the Town of Cheektowaga, New York, has heretofore duly caused the preparation of a preliminary map, plan and report and estimate of cost relating to the proposed extension of Storm Sewer Drainage District No. 7, in said Town, therein described and for the construction of storm trunk and lateral sewers, catch basins, manholes, and other appurtenances and including original furnishings, equipment and apparatus, acquisition of land and rights in land, which map, plan and report have been filed in the office of the Town Clerk of said Town for public inspection; that an Order was duly adopted on March 6, 1972, reciting the description of the boundaries of said proposed extension in a manner sufficient to identify the lands included therein as in a deed of conveyance, the improvements proposed, the maximum amount proposed to be expended for such improvements, the proposed method of financing to be employed, the fact that a map, plan and report describing the same are on file in the Town Clerk's Office for public inspection and specifying the and the place of a public hearing to hear all persons interested in the subject thereof concerning the same; that copies of such Order have been duly published and posted; and that such a public hearing has been duly held on March 20, 1972 at the time and place specified;

SECOND: RESOLVING AND DETERMINING that the notice of public hearing was publishe d and posted as required by law and is otherwise sufficient; all the property and property owners included within the proposed extension are benefited thereby, all the property and property owners benefited are included within the limits of said proposed extension; and that the Extension of such District is in the public interest;

THIRD: FURTHER RESOLVING AND DETERMINING that the proposed extension of said Storm Sewer Drainage District No. 7 be approved: and that the proposed improvements shall be constructed therein; DESIGNATING such extension as Extension No. 3 of Storm Sewer Drainage District No. 7, in the Town of Cheektowaga, and DESCRIBING said Extension by metes and bounds;

FOURTH: RESOLVING that the maximum amount proposed to be expended for the construction of said improvements, is $377,600, which is planned to be financed by the issuance of serial bonds of said Town of Cheektowaga and the assessment, levy and collection of special assessments upon the severallots and parcels of land within the proposed Extension which the Town Board shall deem especially benefited by such improvements so much upon and from each as shall be in just proportion to the amount of benefit which the improvements shall confer upon the same, pursuant to the Town Law, to pay the principal and interest on said bonds;

FIFTH: FURTHER RESOLVING that the Town Clerk shall, within ten days after adoption of this resolution, file certified copies in the office of the Department of Audit and Control, together with an application by said Town Board for permission to extend such District and that such application shall be executed by the Supervisor; and

SIXTH: STATING that this resolution shall take effect 30 days after adoption unless within such period, a petition shall be filed with the Town Clerk protesting against this resolution and requesting that it be submitted to the owners of taxable real property situate in said proposed extension of Storm Sewer Drainage District No. 7 at a referendum in the manner provided by the Town Law.

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

BENEDICT T. HOLTZ,

Town Clerk

At a regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, held at the Town Hall, corner of Broadway and Union Road, in said Town, on the 6th day of March, 1972.

PRESENT:

Hon. Daniel E. Weber	Supervisor
Felix T. Wroblewski,	Councilman
Kenneth J. Meyers,	Councilman
Frank E. Swiatek,	Councilman
Donald A. Halicki,	Councilman
Joseph R. Obsterczyk	Councilman

ABSENT:

Hon. Daniel E. Weber	Supervisor
Raymond J. Wasielewski	Councilman

In the Matter of the

Extension No. 3 of Storm Sewer Drainage District No. 7, in the Town of Cheektowaga, in the County of Erie, New York.

ORDER CALLING PUBLIC HEARING

MARCH 20, 1972

WHEREAS, the Town Board of the Town of Cheektowaga (herein called "Town Board" and "Town," respectively), in the County of Erie, New York, has requested Nussbaumer & Clarke, Inc., Consulting Engineers, duly licensed engineers of the State of New York, to prepare a preliminary map, plan report and estimate of the cost of constructing the proposed Extension No. 3 of Storm Sewer Drainage District No. 7, in the Town (herein called "Extension" and "District," respectively), consisting of storm trunk and lateral sewers, catch basins, manholes, and other appurtenances and also including original furnishings, equipment and apparatus, acquisition of land and rights in land, which map, plan and report dated February, 1972, have been filed in the office of the Town Clerk of the Town for public inspection; and

WHEREAS, the Town Board has determined to proceed with the proposed Extension of the District; and

WHEREAS, the proposed Extension of the District is more particularly bounded and described, as follows:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, State of New York, being part of Lots 74 and 78, Township 11, Range 7 of the Holland Land Company's Survey, being more particularly bounded and described as follows:

BEGINNING at the point of intersection of the northerly line of the Village of Depew and the easterly line of Bel-Aire Estates, Part 2, Map Cover 2174;

Thence easterly along said northerly line of the Village of Depew for a distance of 364.84 feet to a point 99.65 feet westerly from the westerly line of Dean Road (as a 50.0 foot wide right-of-way);

Thence northerly and parallel with said westerly line of Dean Road and 99.65 feet distant westerly therefrom, measured at right angles thereto, for a record distance of 2,173.58 feet to a point on the southerly line of Lot 78, said point being 99.67 feet westerly from said westerly line of Dean Road;

Thence easterly along said southerly line of Lot 78 for a distance of 646 feet, more or less, to the westerly right-of-way line of the New York Central Railroad;

Thence northerly and westerly along said westerly and southerly right-of-way line of the New York Central Railroad to its intersection with the westerly line of the Niagara Mohawk Power Corporation right-of-way;

Thence southerly along said westerly line of the Niagara Mohawk Power Corporation right-of-way, being also an easterly boundary of the existing Drainage District No. 7, for a distance of 350 feet, more or less, to the aforementioned southerly line of Lot 78;

Thence easterly along said southerly line of Lot 78, being also a northerly boundary of said existing Drainage District No. 7, Extension No. 1, for a distance of 693.02 feet to the aforementioned easterly line of Bel-Aire Estates, Part 2;

Thence southerly along said easterly line of Bel-Aire Estates, Part 2, being also the easterly line of said Drainage District No. 7, Extension No. 1, for a distance of 2,188.90 feet to the point or place of beginning.

and

WHEREAS, the maximum amount proposed to be expended for the construction of the proposed Extension, as hereinabove described, is $377,600, which is planned to be financed by the issuance of serial bonds of the Town and the assessment, levy and collection of special assessments upon the several lots and parcels of land within the proposed Extension which the Town Board shall deem especially benefited by such improvements so much upon and from each as shall be in just proportion to the amount of benefit which the improvements shall confer upon the same, pursuant to the Town Law, for the payment of the principal and interest on said bonds;

now, therefore, be it

ORDERED, that a meeting of the Town Board of the Town to be held at the Town Hall, corner of Broadway and Union Road, in the Town, on the 20th day of March, 1972, at 7:30 o'clock P. M. (E.S.T.), to consider the proposed Extension of the District, as herein referred to and to hear all persons interested in the subject thereof, concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law, and be it

FURTHER ORDERED, that the Town Clerk publish at least once in the "DEPEW HERALD AND CHEEKTOWAGA NEWS " and the "CHEEKTOWAGA TIMES," each published in Cheektowaga, New York, the official newspapers of the Town, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law and conspicuously in at least five (5) public places within the proposed Extension of the District a copy of this Order, certified by said Town Clerk,

the first publication thereof and said posting to be not less than ten nor more than twenty days before the day designated herein for said public hearing as aforesaid.

DATED: MARCH 6, 1972

TOWN BOARD OF THE TOWN OF CHEEKTOWAGA

_____
Supervisor

/s/ Felix T. Wroblewski
Councilman

/s/ Joseph R. Obstarczyk
Councilman

/s/ Donald A. Halicki
Councilman

/s/ Frank E. Swiatek
Councilman

/s/ Kenneth J. Meyers
Councilman

SEAL

Members of the Town Board of the Town of Cheektowaga, New York.

STATE OF NEW YORK)
: ss:
COUNTY OF ERIE)

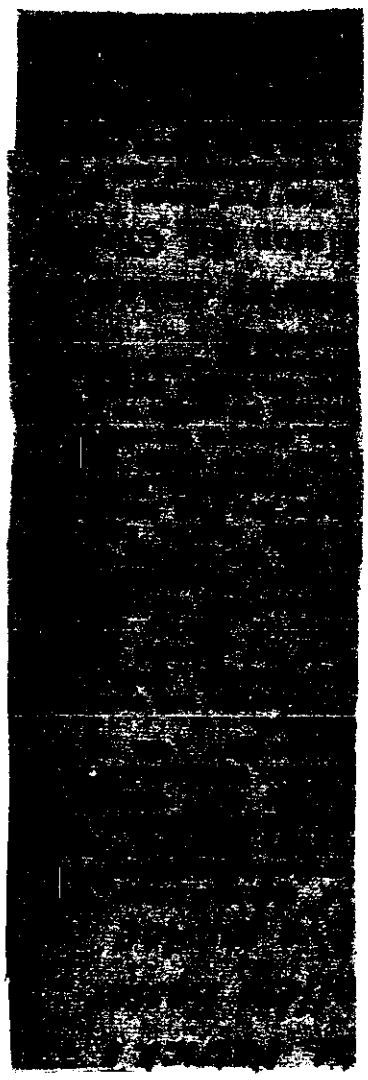
I, BENEDICT T. HOLTZ, Town Clerk of the Town of Cheektowaga, in the County of Erie, State of New York, DO HEREBY CERTIFY that I have compared the preceding Order Calling Public Hearing with the original thereof filed in my office on the 6th day of March, 1972, and that the same is a true and correct copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 6th day of March, 1972.

SEAL

Benedict T. Holtz
Town Clerk

STATE OF NEW YORK
COUNTY OF ERIE } ss.:



George J. Measer

being duly sworn, deposes and says that he is the

Publisher

of the

Depew **Herald and News** Cheektowaga

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 23 day of March, 19 72, and the last insertion being on the same day of same, 19....., and that not more than six days intervened between any two publications thereof.

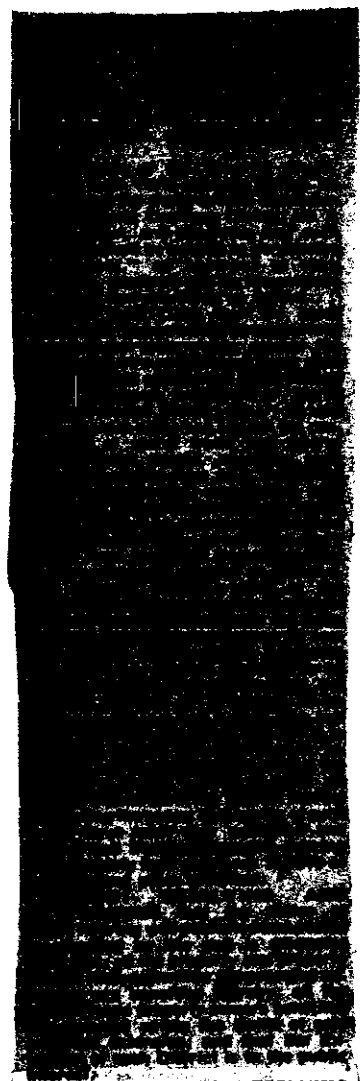
George J. Measer

Sworn to before me this 28 day of March, 19 72

Laura J. Bull

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

STATE OF NEW YORK
COUNTY OF ERIE } ss.:



THIRD: FURTHER RESOLVING AND DETERMINING that the proposed [illegible] of said Storm Sewer Drainage [illegible] [illegible] of said Town of Cheek- [illegible] the assessment, levy and [illegible] of special assessments upon [illegible] and parcels of land [illegible] the proposed Extension which the [illegible] shall deem especially bene- [illegible] by such improvements so much upon and from each as shall be in just proportion to the amount of benefit which the improvements shall confer upon the same, pursuant to the Town Law, to pay the principal and interest on said bonds;

FIFTH: FURTHER RESOLVING that the Town Clerk shall, within ten days after adoption of this resolution, file certified copies in the office of the Department of Audit and Control, together with an application by said Town Board for permission to extend such District and that such application shall be executed by the Supervisor; and

SIXTH: STATING that this resolution shall take effect 30 days after adoption unless within such period, a petition shall be filed with the Town Clerk protesting against this resolution and requesting that it be submitted to the owners of taxable real property situate in said proposed extension of Storm Sewer District No. 7 at a referendum in the manner provided by the Town Law.

By order of the
Town Board of the
Town of Cheektowaga,
in the County of Erie,
New York
BENEDICT T. HOLTZ,
Town Clerk

mar. 23

George J. Measer

being duly sworn, deposes and says that he is the

Publisher of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 23 day of March, 1972, and the last insertion being on the ..... day of same, 19....., and that not more than six days intervened between any two publications thereof.

George J. Measer

28 day of

, 1972

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York

ch 30, 1973

Legal Notice

TOWN OF CHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on March 20, 197[illegible], the Town Board of the Town of Cheektowaga, in the County of Erie, New York, adopted a resolution entitled: [illegible]

[illegible] property and [illegible] are benefited [illegible] of said proposed [illegible] that the Extension [illegible] is in the public interest;

THIRD: FURTHER RESOLVING AND DETERMINING that the proposed extension of said Storm Sewer Drainage District No. 7 be approved; and that the proposed improvements shall be constructed therein; DESIGNATING said extension as Extension No. [illegible] to Storm Sewer Drainage District No. 7, in the Town of Cheektowaga, and DESCRIBING said Extension by metes and bounds;

FOURTH: RESOLVING that the maximum amount proposed to be expended for the construction of said improvements, is $377,600, which is planned to be financed by the issuance of serial bonds of said Town of Cheektowaga and the assessment, levy and collection of special assessments upon the several lots and parcels of land within the proposed Extension which the Town Board shall deem especially benefited by such improvements so much upon and from each as shall be in just proportion to the amount of benefit which the improvements shall confer upon the same, pursuant to the Town Law, to pay the principal and interest on said bonds;

FIFTH: FURTHER RESOLVING that the Town Clerk shall, within ten days after adoption of this resolution, file certified copies in the office of the Department of Audit and Control, together with an application by said Town Board for permission to extend

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for ...1... weeks:

first publication ...March 23, 1972...;

last publication .....;

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this ...24th...

day of ...March..., 19...72

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 1973

PUBLIC HEARING

Extension No. 3 of Storm Sewer Drainage District No. 7. Minutes taken at the hearing by Court Reporter, Art Caprio, to be included as part of the regular Town Board Minutes - Item No. 3.

Cheektowaga Town Board Hearing held on Monday, March 20, 1972, at 7:00 o'clock p.m., at the Town Hall, located at Broadway and Union Road, Cheektowaga, New York.

PRESENT: DANIEL WEBER, SUPERVISOR.
FELIX T. WROBLEWSKI, COUNCILMAN.
FRANK X. SWIATEK, COUNCILMAN.
KENNETH J. MEYERS, COUNCILMAN.
JOSEPH R. CHOJNACKYK, COUNCILMAN.
RAYMOND J. WASIELEWSKI, COUNCILMAN.

RUTH LEYKI, TOWN CLERK SECRETARY.

JOHN V. ROSOWSKI, TOWN ATTORNEY.

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ITEM NO. 1: Application of Theodore F. Kurk to rezone from non-conforming C4-General Commercial District to C-Retail Business District the property located at 1350 Harlem Road, and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-60 of the Zoning Ordinance of the Town of Cheektowaga, New York.

SUPERVISOR WEBER: Good evening, ladies and gentlemen. I'd like to say I'm sorry for our lateness of the hour. These hearings were scheduled for 7:00 o'clock but we were in caucus and we got down here as fast as we possibly could. All right. This first hearing is for a Seven-Eleven Store to be located at 1350 Harlem Road. I have a notation here from the Erie County Department of Planning which I would like to read. This Department recommends that this case be denied for the following reasons: (Whereupon, said letter was read).

Is there anyone present who wishes to be heard? Yes, please, would you please state your name and your address and then proceed.

MR. VANETTEN: Alexander Vanetten, 1355 Harlem Road. I live right opposite and when I look out the window, I see all this parking and commercial and grocery store activity and where they have to get rid of all their old produce and put this in a hopper and this hopper's not being cleaned every day. We'll have rodents over there. Youngsters are going to congregate over there and drink pop and smoke cigarettes and I'm very much opposed to this.

SUPERVISOR WEBER: Thank you, sir. Anyone else, please?

Yes, sir? Would you please state your name and address.

MR. HYZY: Chester Hyzy, 1368 Harlem Road. And before we go further, I'd like to get the definition of the rezoning. What do they mean, you know. Like it says here, "non-conforming, General Commercial District to C". Now, what's this and what's the other portion? I'd like to find out what it is so we know. What's there to it?

SUPERVISOR WEBER: Is Mr. LaGreca here? He's not here. Mr. Rogowski, would you acquiesce to this request?

MR. ROGOWSKI: Yes. Mr. Hyzy, at the present time the property is possibly what they call a non-conforming CH. It was a gasoline station prior to our Ordinance becoming effective. In other words in a non-conforming use, all he could use it for is a gas station. Now, he's changing it to a Commercial Zone. "C" is Commercial which includes retail stores. I don't have my book right here. I can obtain one from the clerk's office, but essentially, a commercial zone is the most restrictive type commercial zone which includes retail stores which is what the Seven-Eleven Store will consist of. It would also permit other commercial uses. In the event this party were to move or not move into the premises as a store, it could be used as a barber shop or real estate office and activity similar to merchandising.

MR. HYZY: Small business.

MR. ROGOWSKI: Right.

MR. HYZY: But nothing large?

MR. ROGOWSKI: No, it wouldn't include a laundromat or gasoline station. CH would be gas station. This is strictly "C".

MR. HYZY: Thank you.

SUPERVISOR WEBER: Mr. Hyzy, would you care to voice your pleasure or displeasure?

MR. HYZY: Well, I ain't against it too much. I am not opposing it as long as that be the only thing. The only thing is he might start with this and come back like we had that corner, southwest corner. There's a problem in there that we had since that thing -- since he started with a restaurant there.

SUPERVISOR WEBER: Well, the application was made only

for this one specific purpose and it cannot be used for anything else except what the applicant has applied for. Thank you, sir.

MR. HYZY: Well, he made a service station out of it.

SUPERVISOR WEBER: Well, what I am trying to explain to you, Mr. Hyzy, is that the application is for the construction of a Seven-Eleven Store.

MR. HYZY: This store, but I am talking about another one.

SUPERVISOR WEBER: You're talking about another one. Okay, sir, thank you. Is there anyone else, please? Yes, ma'am?

MRS. BAGINSKI: Florence Baginski. I live at 1362 Harlem Road. I live right next door. If it's going to be a small store, it's okay with me. Because you ought to see all the used cars and everything standing there. So I'm not opposing it as long as it's not going to be something big like my neighbor said.

SUPERVISOR WEBER: Thank you.

MR. CHSTARCZYK: Mr. Weber, Florence, we have three Seven-Eleven Stores in Cheektowaga right now, Losson Road, Union Road and French Road, and I investigated all three of them. We have one in my neighborhood, Vern Lane and Union Road and the people in that shop at that store don't stay there any more than five minutes. It's mostly milk, cereal and juices.

MRS. BAGINSKI: That's what I figured. Did you go down Harlem -- it's terrible. I don't even know who the cars belong to. They got flat tires and everything.

MR. CHSTARCZYK: Junk yard.

MRS. BAGINSKI: Thank you.

MR. KUREK: My name is Henry Kurek. I live right behind the property that's in question right now and I have no objections with a few clarifications. Is there going to be a fence built around this thing to sort of shield this thing? My back yard abuts this thing. Am I going to have all the cars parking there looking in my back window or is there going to be some --

MR. CHSTARCZYK: There's a buffer zone there.

MR. ROGOWSKI: Before I forget, if I may just interrupt at this point, there's no specific requirement where a business section abuts a residential to have a fence, but it has been common practice for the Board to insist that the party who builds the property or who maintains the store, commercial part of it, should place a screening or fencing of some type between the business place and the residential area. However, let me say this: We had, and you know the problem we had with another store, Mr. Weber, and we had a question of a fence being broken down. Once the party puts that fence up, the obligation ceases at that point. There is no guarantee that that fence will remain up there or that they'll maintain it as long as that property is zoned in that fashion. We've had the cooperation of most merchants who've done this of their own volition. But we've had an occasion in the past where a fence was originally placed because the Town Board had requested it and then when the fence broke down or a truck which is unloading, for example, produce or delivering something, had knocked the fence over and we received many complaints from the residents who abut the property and in that case we were unable and we were without any legal effect to force this party to either replace the fence or maintain it. But as far as good will between the two owners, the residential and the commercial, we have, in most cases, had good relation with them. There's no guarantee, however, the Board can in the first instance demand that that party construct the fence or some sort of a screening, whether it's in the form of shrubbery or other type.

MR. KUREK: You can picture my position. I'm on the second house from the corner. Now, my back yard has a swimming pool in it and to have all these cars coming in looking into my back window -- in the wintertime, with the snow plows, does that mean they're going to plow the snow into my yard? As I say, I would like to see this store there but with certain reservations. I want to see a fence in there at least seven feet high to screen my back yard.

MR. ROGOWSKI: I would suggest that the party who's proposing or presenting the application can answer that better than we could.

MR. KURK: I'm Theodore Kurk, the owner of the property, and these people, from my dealings I've had with them, have been very cooperative as far as the abutting property owners are concerned. In fact, they were very explicit if you have your Planning Board in here, I turned it in to the Board, they're adhering strictly to the

property lines. In fact, they redesigned this one building to suit this property to go away from their original plan. They made it longer and narrower. Just to make it compatible to the neighborhood and I believe in all sincerity they would put the fence up. Mr. Wroblewski, do you have the plans next door?

MR. WROBLEWSKI: You must have left them with the attorney.

MR. KUNK: They were turned in to the Town Clerk. I turned everything in to the Town Clerk. It's going to be twenty-five feet from your lot line, twenty-five feet.

MR. KUTSEK: How about north and south?

MR. KUNK: Twenty feet from either side.

MR. KUTSEK: If you're going from my property, you're going east of my property line, that's toward Harlem Road. Now, Harlem runs north and south. Now, in relation to Parker, how far is it from there?

MR. KUNK: Twenty feet from either side.

MR. KUTSEK: It's going to be that big?

MR. SWIATEK: Mr, Kunk, are you leasing the property to Seven-Eleven?

MR. KUNK: No, I'm going to sell it outright.

MR. SWIATEK: I have a Seven-Eleven on my street, West Cavalier and French Road, and in that situation, Seven-Eleven did not erect a fence there. But it was up to the owner to erect the fence. So I think we ought to clarify this. I know it's a concern of the residents; it's a concern of the residents on my street, and I would certainly like to see this resolved before we act on it. If we could get a committment from them if they would fence that in, some type of fencing arrangement, if that would be met, I think this Town Board would favor the location.

MR. KUNK: They want to put a good image in the Town. This is part of their image. If they need an Ordinance to have a fence to protect the neighborhood, they're going to put it up. This whole project is going to cost them a hundred thousand dollars, so it's going to enhance the neighborhood.

MR. SWIATEK: We, in all probability, will not

act on this this evening. I would encourage you, if you could get some kind of commitment from them to the Town Board that they would fence in the property to protect the privacy of the surrounding residents, I think this will --

MR. KUNK: There will be no problem on that. I think there's a screen on the plot plan there. I should have had a copy made for myself.

SUPERVISOR WEBER: In any event, Mr, Kunk, the Councilman is saying that we'll reserve decision. We won't make any decision here tonight. Mr. Stenographer, as part of the record of these proceedings tonight, I wish to record this letter that was sent to the Town Clerk. "I, Josephine Wrzesinski, owner of 1361 Harlem Road, right across the corner in question, am unable to attend because of illness. I'm against this move as it would increase the noise of the heavy traffic of Harlem. Please count my vote against this. If I could walk, I would be at the meeting. Sincerely, Josephine Wrzesinski." Include this in the minutes.

MR. KUNEK: I would like to go on record, unless there's a stipulation in there that there will be a fence erected, I seriously object to putting that thing up without having any protection in there.

SUPERVISOR WEBER: You have no objections if there is a fence erected?

MR. KUNEK: If there's a fence erected, right.

SUPERVISOR WEBER: Thank you, sir.

MR. CHOTARCZYK: I'll give you my assurance, there will be no "Yes" vote unless there is a fence.

MR. KUNK: Mr. Weber, I'll be on record that the Seven-Eleven Company will put the fence up. They want that location.

SUPERVISOR WEBER: That seems to be a condition.

MR. KUNK: You can make that addition to it and I'll get you -- how do you want this, just in the form of a letter or do you want a more legal document or what?

SUPERVISOR WEBER: Well, let me say, we're not making

a decision here now.

MR. KUNK: I understand, but I just wanted to know in what form you wanted this.

SUPERVISOR WEBER: If the Board does decide to approve this after this hearing is concluded, that will probably be a condition upon which the Board would make the approval and that condition, of course, would be if we would receive a written commitment.

MR. SWIATEK: Mr. Supervisor, Mr. Rogowski said that a letter of intent would be very helpful.

MR. KUNK: All right, you shall have it. How soon do you need that?

MR. SWIATEK: Within two weeks.

MR. KUNK: You'll have it.

SUPERVISOR WEBER: Anyone else?

MR. MEYERS: In the conversation with Mr. LaGreca, I have the February report of his minutes of their meeting, and it does not include this piece of property. While we have everybody here and this is a public hearing, I would like Mr. LaGreca to repeat the findings of our own Planning Board.

MR. LA GRECA: Thank you. We had a meeting just a short time ago and the general consensus of the Planning Board were that it would be a way of cleaning up the corner providing that a store of the type that they are contemplating putting in is erected. For a store of this type, of course, they would be requesting a C Zoning which would be retail business, and taking everything into consideration, we felt that this probably could be an asset to the neighborhood in that it would have a modern store and from what I've seen of the ones in the past, they've been pretty well kept. So our communication to the Board will be forthcoming but, generally, it would be somewhat favorable in light of that.

SUPERVISOR WEBER: Thank you, sir. Is there anyone else, please? Yes, sir?

MR. DZIERZANOWSKI: David Dzierzanowski, 15 Glidden.

SUPERVISOR WEBER: Would you spell your name, please.

MR. DZIERZANOWSKI: D-z-i-e-r-z-a-n-o-w-s-k-i. I'm opposed to this store for several reasons. First of all, I live in back of it on Glidden. If I have to wake up in the morning and look at a brick wall, it's not very attractive to me. Second, you'll have a dump in the back, where they dump their garbage, the various products that they've unpacked. If they put a fence up to cover it, that will exclude the appearance of it. But still of all, on the opposite corner, we have a commercial store over there that sells tires. I pass there. It's an eyesore. I don't want to have that on the corner again. Third of all, why can't you just rezone it to residential, have a builder build a house on it? Why can't you put a residential area back there and have a builder build it up? Probably have a house there, and, you know, this way it might appease everybody in the neighborhood instead of the store. You have Super Duper on Clinton and William; you have B-Mik on William, Tops in that area. You have Loblaws about a half mile away. I mean people nowadays have cars. They can get there. I mean there's just a way of getting there to -- I haven't seen people in that neighborhood starve, so I see no feasibility of putting up this store in that area, especially for the reasons I've outlined.

SUPERVISOR WEBER: Thank you, sir. Is there anyone else, please? Yes, ma'am?

MRS. CONNOR: Mrs. Connor, 9 Glidden.

SUPERVISOR WEBER: Yes, Mrs. Connor?

MRS. CONNOR: I'm opposed to it for the reasons they're going to put a business there. We have a business on the other side of us already. And we'll have one in front of us. It's just too much traffic now as it is. And, you know, I'm just opposed to it.

SUPERVISOR WEBER: Thank you. Anyone else, please? Yes?

MRS. SNYDER: Mrs. Snyder --

SUPERVISOR WEBER: Speak up, please.

MRS. SNYDER: S-n-y-d-e-r.

SUPERVISOR WEBER: And your address?

MRS. SNYDER: 110 Hadley. Would you tell me if anyone would know what type of damage this will do to the smaller delicatessens that are around, what it will do to the owners that are there? Would anybody know this?

SUPERVISOR WEBER: What it would do to smaller businesses in the area? Really, I don't know.

MR. SWIATEK: You know, Mr. Weber, I don't think that's a question for this Town Board. We're talking about the free enterprise system and I don't think we ought to stifle competition. I don't think this is an item to be properly discussed by the Town Board.

SUPERVISOR WEBER: We're here, madam, to listen to your reasons either for approval or disapproval. Not to submit or render opinions.

MRS. SNYDER: I would like to know what it would do because it would pertain to how people would vote.

SUPERVISOR WEBER: I don't think that it would qualify.

MR. SWIATEK: Competition would tend to lower prices which I think would be favorable to the people in the area.

SUPERVISOR WEBER: Anyone else, please? Anyone else, please? There being no one else, I declare this hearing closed. And decision will be reserved.

* * * * * * * * * * *

ITEM NO. 2: Application of Westcutters Local 34, Inc., to Rezone from R-Residence District to C-Retail Business District the property located at 475 Beach Road (rear), and amend the Zoning Map and the Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York.

SUPERVISOR WEBER: This following hearing is held by the Town Board of the Town of Cheektowaga, Erie County, New York, at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 20th day of March, 1972, at 7:00 p'clock, p.m., Eastern Standard Time of said day, for the purpose of considering the application of Westcutters Local 34, Inc., to rezone from R-Residence District to C-Retail Business District the property located at 475 Beach Road (rear), and amend the Zoning Map and the Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York. All parties in interest and citizens will be given an opportunity to be

heard in regard to such proposed application. Is there anyone present who wishes to be heard either for or opposed to the application of the Meatcutters Local 34 to rezone from R, Resident District to C-Retail Business District?

MR. PARLATO: Mr. Chairman, I appear for the petitioner on this application. I would answer any questions concerning the needs for this rezoning from our client's standpoint.

MR. SWIATEK: Basically, what's the purpose?

MR. PARLATO: To accommodate overflow parking.

MR. SWIATEK: I ask the question, basically, what was the purpose of the question of rezoning?

SUPERVISOR WEBER: And the answer was for parking purposes. And your name is what, sir?

MR. PARLATO: Frank Parlato.

SUPERVISOR WEBER: Thank you. If there's any question, I'll call on you. I see a young lady back there.

MRS. RAISER: I'm Mrs. Raiser, 20 Uniewale. If we can depend on this being a parking lot, fine. As long as they don't put some industry back there that would interfere with our yards. Now, we too abut their present driveway from the Marigold Manor and we do find that we have a lot of garbage coming into our yards such as whiskey bottles and beer cans and so forth. Up to this point we've tolerated it but since a new business will be put back there, we thought we should be heard and we would like a privacy fence and we would like to be assured of a privacy fence.

SUPERVISOR WEBER: It's my understanding that the situation for the area that's in question is presently in a deplorable state and that these people are going to clean it up so it will enhance the beauty of the area. And it will be used for only one purpose and that's for parking.

MRS. RAISER: Would this be guaranteed to us?

SUPERVISOR WEBER: I think it could be guaranteed, yes. Mr. Parlato, would you care to answer that?

MR. PARLATO: Well --

MR. WROBLEWSKI: It's a C Zoning and it can't be no industry of no kind.

MR. PARLATO: We would like to clarify that. The Zoning classification that we're talking about does not permit industry. Now, with respect to any assurances that you may desire us to make concerning cleaning up, concerning fences, we'd be prepared to submit on that, yes. This is entirely designed to accommodate overflow parking. As you probably know, there are occasions when affairs or meetings are held at this hall when the number of cars are just not able to fit into the present parking facility. This area would hopefully end the need for parking on the streets, blocking driveways and that sort of thing.

MRS. RAISER: We've noticed that cars backing up hit our poplar trees. And they just knocked these trees -- I mean all they do is hit the trees, well, okay. And take off. But it does damage the trees. Also they're throwing like beer cans and whiskey bottles and so on. They leave the place a mess and we want -- this is the reason we wanted a fence put along, to stop this.

MR. PARLATO: This is a membership corporation. These things that are necessary to do are determined by the vote of its membership, but I feel rather confident that we can persuade the members this is tied to the approval and must be done before they'll approve it.

MRS. RAISER: If we can be sure of this, Mr. Parlato, I'm sure that no one would object to a parking lot. We need to be assured of it.

MR. PARLATO: We would be agreeable to the Town Board not acting on this resolution until we present this to the members as you wish.

MR. ROGOWSKI: In my status as attorney for the Town Board and questions being asked from the audience, in all fairness to the questioner Mrs. Raiser, there's no guarantee, no question about this particular party, in good faith, guaranteeing while they own the property -- once it's zoned for a C District, any use permissible for a C District-- now, I have no question about the good faith of this applicant in my own mind and, I believe, the Town Board isn't questioning its good faith. But let us not misunderstand the zoning. The zoning laws in our Town do not have any kind of variations included in them. We used to have, prior to

the new zoning ordinance, what they call a use variance where the Town Board could control the use of a certain building and even restrict it, at least, for residential but let it be used for parking while this particular owner is in control. However, under our present Zoning Ordinance, no question that once a zoning is granted, it's either granted for a C, CM, an M or M1, whatever it may be, and remains that way on the books of our Town Board. And although this Town Board will get the guarantee of this particular owner and I imagine these people intend to remain in the Town of Cheektowaga for as long as you'll remain here, I assume there wouldn't be any problem, but just to clarify the question, there is no such thing as a guarantee. There may be a guarantee from these people, but if they sell out to someone else, I don't want to have you misunderstand the Town Board saying they're guaranteeing it for the future. They may be guaranteeing for these two parties which may be sufficient for this purpose, but once it's rezoned, it can be used for any purpose within that particular zoning.

SUPERVISOR WEBER: The Town Attorney is quite correct.

MR. BARUREN: Charlie Baruren, Unionvale Road. The way you explained it, Mr. Rogowski, that in case these people move out, they could put up a building in that spot?

MR. ROGOWSKI: Providing they comply with all other requirements and the building could only be used for certain things within the C District such as retail store or the reason they're using it now, as a banquet hall. But it wouldn't be more manufacturing, a drive-in restaurant or a laundromat or gas station. A C is the most restrictive type of business zoning available on our books. I understand that, originally, this particular applicant had asked for a CM which would be more of a liberal type commercial zoning. But after consulting with our Planning Commission, they had then changed their application for a more restrictive zoning which is a C.

MR. PARLATO: We had applied for a commercial because I had designated C which was not specific enough in terms of what your letter designations were in the Ordinance. But, yes, we did change but not to have the more expensive use. We're content entirely with the C.

MR. ROGOWSKI: Right.

MR. PARLATO: I might add only this, that the size and shape and location of

this parcel of land does not lend itself to almost any other kind of use you might think about. It would be land locked from the street, from the Maryvale side anyhow -- the Beach Road side, pardon me. Therefore, you would not have any business establishment that would depend upon traffic on that street for its continuance. It really has no other use that I can think of other than what we intend to use it for.

SUPERVISOR WEBER: Thank you, sir. Anyone else, please?

MR. LA GUECA: After speaking with Mr. Parlato on his request for rezoning, I brought to his attention that in order to have a restaurant where a side yard abuts a residential area, where they are serving liquor, that they do require CM, that C will not give it to them. I felt that Mr. Parlato's agreeing to request a C with the intention that they have no desire at the moment of expanding a restaurant operation per se and intend to use it only as a parking lot, this would be up to Mr. Rogowski to interpret whether or not this, in fact, is restrictive in that sense. But, they do have a liquor operation there and, of course, to expand it I feel would be rather difficult.

SUPERVISOR WEBER: There was a young lady that raised her hand also.

MRS. GUOZZO: Virginia Guozzo. We were opposed to this because we always wondering if some other type of building was going to be built because, as of now, we have a fence there. Our fence. But there are always beer bottles and other trash after they have their parties always on our property. And if they do intend to have further parking, this would come right up to our fence, so I would like to have them put up a fence of their own.

SUPERVISOR WEBER: All right. Mr. Parlato, would you answer her?

MR. PARLATO: Yes. It's our intention to leave here, assuming your decision will be withheld for a couple weeks, to have you condition your decision, if it's favorable, upon the erection of such a fence, we feel confident our membership would approve.

SUPERVISOR WEBER: They'll comply with your request. Is there anyone else, please? Yes, sir?

MR. RAISER: John Raiser, 80 Unionvale. They have not said where they want this

parking lot in relation to their present property. They're talking about expanding the parking lot.

MR. PARLATO: The property we're talking about -- the present property is on Maryvale Drive and this would be just north of it. The property immediately adjacent on the north. It's a parcel approximately a hundred feet in width by approximately two hundred feet in depth. If you will, it's the east one-half of the residential property which is at, I think it was, 975 Beech Road. But where it is is exactly next door to and just north --

MR. RAISER: Is this behind your present building, your Maryvale --

MR. PARLATO: Behind in the sense --yes, facing the building from Maryvale Drive, it's behind it.

MR. RAISER: Then I would like to go on record as being opposed because the three, four years they've been there, they've been very lax on maintenance. They put in a little blacktop driveway on the Unionvale side and this is a terrific eyesore. We have been promised for four years a fence and no fence. My wife said we get the constant garbage blown over after every party. And I spoke to them once or twice and got nowhere. So if this is the kind of cooperation we're getting on the property, I would like to go on record as being opposed.

MR. PARLATO: I can only repeat our willingness to make your approval conditioned upon our performance of the erection of the fence.

SUPERVISOR WEBER: All right. Anyone else? There being no one else, I declare this hearing closed.

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ITEM NO. 3: Proposed extension of storm sewer drainage District Number 7 Dean-Hyland Road section.

SUPERVISOR WEBER: Gentlemen, if you have no objections, I'd like to bring Item 3 before the meeting at this time.

MR. WROBLEWSKI: No objections.

SUPERVISOR WEBER: There being no objections, Item 3

— Petition —

(16)

Cheektowaga town Board
Cheektowaga, New York

Gentlemen,

The undersigned, all residents of the town of cheektowaga recognize that the Board is taking action to permanently alleviate the flooding problem in the Dean- Hyland vicinity by the proposed extension of the storm sewer drainage district number seven. We strongly support this action. We also feel that an emergency situation now exists, and that some immediate action of a temporary nature is necessary to make our area livable. We hereby request that adequate means of surface water elimination be dispached to the Dean - Hyland vicinity immediately and when ever flooding occurs in the future so to assist the residents to have adequate acces to their homes , to safe gard the property from water dammage and to eliminate a severe health hazzard.

NAME	Address
Mr. Mrs Edwin J Stanley	268 Dean Road
Mr. Mrs. Wm. Hecht	275 Dean Road
Mr. Mrs. John Russo	267 Dean Road.
Mr. Mrs. Carmen Latona	263 Dean Rd.
Mr. Mrs. Jerome Zuchelski	272 Dean Rd.
Mr. Mrs. Dennis Lesnik	279 Dean Rd
Mr. Mrs. A. Giamberdino	284 Dean Rd.
Mr. Mrs. Leo Lesnik	288 Dean Rd.
Mr. Mrs. William Dudley	280 Dean Road.
Mr. Mrs. John Alexander	276 Dean Road
Mr. Mrs. Jos. Dubel	260 Dean Road
Mr. Mrs. T. Angelone	241 Dean Road.
Mr. Mrs. C. F. Iyo	264 Dean Road
Mr. Mrs. F. Russo	271 Dean Road
Mr. Mrs. [illegible]	268 Dean Rd.
Mr. Mrs. Thomas S. Gehle	113 Banks St.

Petition

(25)

Cheektowaga town Board
Cheektowaga, New York

Gentlemen,

The undersigned, all residents of the town of cheektowaga recognize that the Board is taking action to permanently alleviate the flooding problem in the Dean- Hyland vicinity by the proposed extension of the storm sewer drainage district number seven. We strongly support this action. We also feel that an emergency situation now exists, and that some immediate action of a temporary nature is necessary to make our area livable. We hereby request that adequate means of surface water elimination be dispached to the Dean - Hyland vicinity immediately and when ever flooding occurs in the future so to assist the residents to have adequate acces to their homes , to safe gard the property from water dammage and to eliminate a severe health hazzard.

NAME	Address
[illegible]	148 Dean Rd.
[illegible]	225 Dean Rd
[illegible]	225 Dean Rd.
[illegible]	210 Dean Rd
[illegible]	204 Dean Rd
[illegible]	205 Dean Rd.
[illegible]	141 Dean Rd
[illegible]	171 Dean Rd.
[illegible]	176 Dean Rd.
[illegible]	170 Dean Rd.
[illegible]	160 Dean Rd.
[illegible]	150 Dean Rd.
[illegible]	146 Dean Rd
[illegible]	140 Dean Rd
[illegible]	136 Dean Rd.
[illegible]	126 Dean Rd.

(OVER)

Mr. & Mrs. Gerald McLean	120 Dean Rd.
Mr. & Mrs. Gilbert Boyd	
Mr. & Mrs Paul L. Murphy	116 Dean Road
Mr. & Mrs. Edward Harlem	110 Dean Rd.
Mr. & Mrs. Norbert Przepiora	106 Dean Rd.
Mr. & Mrs. Jack Abramska	100 Dean Rd.
Mr. & Mrs. Carl J. Bozajek	157 Dean Rd.
Mr. Mrs [illegible]	71 Dean Rd.
Mr. & Mrs D. Summers	68 Dean Rd.
Mr. & Mrs. Kenneth Jefford	133 Dean Rd
	198 Hyland Rd.

Petition

Cheektowaga town Board
Cheektowaga, New York

Gentlemen,

The undersigned, all residents of the town of cheektowaga recognize that the Board is taking action to permanently alleviate the flooding problem in the Dean- Hyland vicinity by the proposed extension of the storm sewer drainage district number seven. We strongly support this action. We also feel that an emergency situation now exists, and that some immediate action of a temporary nature is necessary to make our area livable. We hereby request that adequate means of surface water elimination be dispached to the Dean - Hyland vicinity immédiately and when ever flooding occurs in the future so to assist the residents to have adequate acces to their homes , to safe gard the property from water dammage and to eliminate a severe health hazzard.

NAME	Address
Mr. & Mrs. Leonard D. [illegible]	80 Dean Rd.
Mr. & Mrs. Edward [illegible]	116 Dean Rd
[illegible]	94 Dean Rd.

is before us. This is a public hearing on the proposed extension of storm sewer drainage District Number 7.

MR. ROSOWSKI: In accordance with the requirements set forth in the proposal, the order of the hearings should first of all take in those who are in favor of the extension; secondly, those who are opposed and, thirdly, any written communication. This is the order that the regulations dictate.

SUPERVISOR WEBER: All right, fine.

MR. ROSOWSKI: In favor will be first.

SUPERVISOR WEBER: Anyone present who wishes to speak in favor of the extension of Number 3 storm sewer drainage District Number 7? Yes, sir, will you rise, please, and state your name and address. And I should like to remind everyone else, please, I would like to have an orderly meeting. If you would like the floor, please address the Chair.

MR. GIBALA: Thomas S. Gibala, 113 Banks. We're in favor. I'm representing the Northside Homeowners Association. I have a petition here with some forty names on it all in favor of this extension.

SUPERVISOR WEBER: Would you record these names in your minutes.
(Whereupon, the enclosed three-page petition was made part of the record.)

SUPERVISOR WEBER: Anything else, sir?

MR. GIBALA: Yes. We have some pictures here that we took on Dean Road approximately two weeks ago. We have all this flooding and these people have lived with this condition for approximately two weeks now. The streets are completely flooded over and they're asking for some immediate relief to tie in with this extension until we get a sewer. If you would like to see the pictures, I'd be glad to give you the pictures.

MR. SWIATEK: We have some pictures taken by our engineer. If you would like to pass these up, please. For those that can't see the pictures, there's water from doorstep to doorstep with houses on opposite sides of the street.

MR. GIBALA: There are approximately fifty

children in this section of about sixteen homes. They've had to travel through this water for a week now and people called City Hall and everyplace else to try to get somebody down to help us out. Here's a picture that was just taken yesterday.

MR. MEYERS: We have a public hearing on the storm sewers. Mr. Gibala's been in contact with me and I've had a couple meetings with Mr. Bryan who seems to be very close to the situation. What I'd like to suggest is we continue on with the public hearing as to whether people are in favor of the storm sewer and then I would like to, at the conclusion of the public hearing, have Mr. Gibala and a few people from the committee take one of the adjoining rooms out there with Mr. Bryan and go into detail of what your're looking for. If the storm sewer district is extended, they're looking for some temporary relief because they're going to be going through the spring with this same condition. So what they're looking for is some temporary relief and if we can maybe sit down with Mr. Bryan and put our heads together, maybe we can come up with this temporary solution until this new expansion will be installed.

SUPERVISOR WEBER: I would like to ask one question. Do you have any receivers in the street now?

MR. GIBALA: None at all.

MR. MEYERS: There are no storm sewers there at all.

SUPERVISOR WEBER: When were these homes built?

MR. GIBALA: Four years ago the homes were built.

MR. WROBLEWSKI: Is this proposed district in the Town of Cheektowaga?

MR. GIBALA: Yes.

SUPERVISOR WEBER: Thank you, sir. All right, we will continue with the public hearing. Yes, sir?

MR. HESS: My name is Donald Hess. I live at 61 Eatinwood Drive and I'm wondering if this proposed extension encompasses the land of Cornell Lab?

SUPERVISOR WEBER: It does.

MR. HESS: Well, the sub-lot number I'm on is 181. I have an empty lot and all of Cornell's water drains into this ditch in back of the entire Hatimsood Drive and there's about a twelve-inch sewer that runs the length of this lot, 182, and goes across into my neighbor's storm. Now, you're talking about miles, square miles of land draining into a twelve-inch receptacle that is flooding the streets. Well, not only does it flood the streets, the sewers, it also runs over. I thought I had Niagara Falls there because the water backs up and goes all the way to Dean Road and you can see where they let the cars on Dean Road from Cornell Lab and this is water that was just building up and building up and it came through my garage last time over the curb into my -- we're talking about miles of property, of their property, which is draining into a twelve-inch main and then when they can't handle it, this ditch backs up, goes through this property, alongside me, adjacent to mine, falls into the street flooding the street and causes flooding the whole length of our block, the basements and everything, because the water just has to go someplace. The sewer can't take it. It has to run over the land. I'm all in favor of the relief if this is what this is, so we can get all this water that these people drain. Now, two years ago, the exact date was February 27, 1970, we had Helen Johannes' "For the People" there. It was on TV and the video tape must still be available. It was that the Town of Cheektowaga -- I don't know if you people were here. You were, Mr. Weber. And Cornell Lab said they'll come to some solution and get this water out. Now, this is two years ago and this is five years that my neighbor has been living there. It's seven years that this water has been coming through and nothing was done. I'm sick and tired of swimming.

SUPERVISOR WEBER: No Helen Johannes or anyone else can help you other than the Town Board. This Town Board is willing to help you providing the people want this improvement and want to pay for it. It's as simple as that. That's why we're having this public hearing. Thank you very much. Anyone else, please? Yes, sir?

MR. STOWICK: For the last twenty years I never had my yard flooded but this time the length of the house, even the pipes were flooded. I couldn't get relief for three years. How would you like to live with something like that?

SUPERVISOR WEBER: You're in favor of the extension of the district?

MR. STOWICK: Well, I should.

SUPERVISOR WEBER: Thank you, sir. Anyone else? Yes, sir?

MR. BROWN: Mr. Weber, would it be out of order if I asked a few questions about this extension?

SUPERVISOR WEBER: Well, what is it that you want to ask?

MR. BROWN: Well, there are a few questions.

SUPERVISOR WEBER: Well, Mr. Bryan is our Town Engineer and I think he would be very pleased to answer.

MR. BROWN: Well, one of them --

SUPERVISOR WEBER: Is it an engineering question?

MR. BROWN: Yes.

SUPERVISOR WEBER: What's the question, please?

MR. BROWN: For one, what we would like to know on this Storm Sewer Number 3, what area and what streets will this cover?

SUPERVISOR WEBER: Mr. Bryan told us in caucus today there's one area where this would have to dump into. Chester, would you want to answer that.

MR. BRYAN: A sewer's planned to extend all the way from the north end of Hyland to an extended storm sewer that comes in from Meadowlawn.

MR. BROWN: From Meadowlawn?

MR. BRYAN: Yes. And there's a storm sewer planned on Dean Road from the Cornell property south again and there's a large storm sewer planned to drain the Cornell Aeronautical property, it's a thirty-inch sewer starting at Cornell to take that drainage and also run southerly all the way to a forty-two inch pipe. So there's three sewers planned with connecting laterals from north to south.

MR. BROWN: You said coming in from Dean. Are you referring to the storm sewer on Dean and B and D connecting into that?

MR. BRYAN: No. That's in the Village of Depew. We're not going into the Village of Depew.

MR. BROWN: Pardon me.

MR. BRYAN: The B and D Sewer is a different sewer.

MR. BROWN: Another question I'd like to ask: This project here, I assume it would be federally funded; am I correct in saying that?

SUPERVISOR WEBER: Mr. Bryan is going to make application to get some federal funding. We don't know how successful we'll be but we'll try to get at least fifty per cent federal funding. He's going to ask the Board to make application right after this hearing if the people are in favor of the extension. The Federal Government as well as the State have curtailed funding of sewer extensions for public improvements because of lack of funds.

MR. BROWN: So in other words we have no idea at this time when this project would take place, no idea whatsoever? Is that correct? I mean we couldn't set a date?

SUPERVISOR WEBER: Let me say this: The project can take effect almost immediately after the people approve it. The question here is how much state or federal aid can be acquired after we make application for it.

MR. BROWN: I see.

SUPERVISOR WEBER: But if we can't get any federal or state aid, it's going to be a tremendous expense for the people for a number of years for this. I would like this to be pointed out to the people and Mr. Bryan in his experience has given us an idea of what it may cost each homeowner and for how many years.

MR. MEYERS: I have that figure. In conversation with Mr. Bryan, this was one of the things we discussed. Mr. Bryan has the specifications. So this project is ready to go if accepted. The way it stands now, as close as I can estimate, without federal funds, it would cost every homeowner in the area $60 additional a year. This is without federal funds. Now, federal funds is not guaranteed. The people would have to expect to be increased in the neighborhood of the average home about $60 a year.

SUPERVISOR WEBER: I would also like to call your attention that this would require a permissive referendum system in approving the new district. All the people would have to vote on this expenditure because everyone who owns property in that district would be required to pay for it.

MR. WROBLEWSKI: Also provides unless they request to bring in a petition, otherwise there would be no referendum unless a petition --

SUPERVISOR WEBER: You can't make this approval on the basis of this public hearing.

MR. ROGOWSKI: Yes. Let me just state this, gentlemen: That a petition containing the names of five per cent of the property owners or one hundred persons, whichever is less, may be filed within thirty days of March 20th asking for a public referendum on the project. So it would be created by the resolution of the Town Law subject to permissive referendum.

MR. SWIATEK: What if the people felt they would only want to go along with this if they would only get federal aid, they felt $60 is too much? This is for a forty-year period.

MR. ROGOWSKI: Number one, in my number of years on the Town Board, I've found that this extension is extremely necessary. We've had complaints of flooding. I don't see much of any other manner in which you can proceed unless there's advanced planning by the Town and hopefully getting federal funds.

SUPERVISOR WEBER: Yes, sir?

MR. BROWN: I see right now that there's going to be a hassle on this. But what you're saying is the Town is going to put in for federal funds. And, well, you have the approval from the people already on that petition so--

MR. SWIATEK: Someone else could start a petition in accordance with what Mr. Rogowski said and then it would be put for a vote.

MR. BROWN: If this wouldn't be federally funded, you're saying this is going to be put onto the burden of the taxpayer? I can't see how this is going to go onto

the taxpayer when that whole area was built in low.

MR. ROGOWSKI: First of all, you have no drainage district in existence in that area except up to Cornell or the Genesee Street portion of it. Now, most portions of the area which are heavily populated and will, in fact, be more populated with the addition of more homes west of your area, most areas in the town have extensions there and people are assessed based upon their assessed valuation or a formula which is submitted to audit and control and accepted by them. Now, for your information, the resolution sets forth a total cost for the district of a maximum amount of $377,600. This would be spread upon Cornell, probably the highest, most highly assessed property and would be assessed on the individual property owner. But this is the situation throughout the entire town, that it's based upon a benefit basis. But youre benefitting by this drain in your district and you're assessed accordingly.

MR. BROWN: This I feel is going to end up with a burden on the taxpayer.

MR. ROGOWSKI: It always does.

SUPERVISOR WEBER: You're not being charged for a storm tax on your taxable --

MR. BROWN: You gave me a rough figure of $60 a year. It's a rough figure, I know, for about four years.

SUPERVISOR WEBER: Forty years.

MR. BROWN: Forty years? That's a lot of money.

MR. WASIELEWSKI: Don't you think that $60 a year is worth it with what you people are going through? I've seen the conditions there and I know the damage that it does to your homes and that. Don't you think it's even worth that $60 a year to get yourself situated?

MR. BROWN: It's worth it. But the part is how could a town let a developer build in such an area and approve it when there's no drainage?

MR. WASIELEWSKI: You chose your spot where you wanted to build your home.

MR. BROWN: We're not engineers. How do we know that's wrong?

SUPERVISOR WEBER: That young lady in the back, please.

MRS. LESNIAK: My name is Mrs. Lesniak. I live right in that area where the water is terrible. I feel when we moved in there we weren't qualified to know how it was going to be when the rains came. We've been living with this too for two, three years. My daughter is seventy pounds, she's small still and she can't get to the bus because her boots get filled with water. We have the privilege of a bus and can't use it. We can't use my driveway. We can't because when we back out, our car gets full of water. It freezes, it's costing us money. We aren't responsible because whoever built it should have or the city should have been aware of the problem because I understand this was already existing before we even moved in.

SUPERVISOR WEBER: Ladies and gentlemen, I just want to call to your attention the fact that no one can hold this Town Board responsible for the condition that's prevalent there. I say that to you for these reasons: A district, any kind of district, whether it's a lighting district, storm sewer district, a fire district, has to be created by the people. The people are the ones that create a district. When an individual is purchasing a home, it's always extremely advisable they seek an attorney before they purchase a home or enter into any kind of legal contract. That's not the responsibility of your governing body. We're here to help you. If you feel this is what you want to do, it's incumbent upon us to create a district for you because this is why you're here, asking for it, but I just want you to understand, please, don't anyone blame this Town Board for not having a sanitary or rather storm sewer drainage in that area. Because you're not being charged for it. You're not paying for that service. If you want it, certainly we're willing to create it for you upon your approval. Yes, sir?

MR. TRABALSKI: My name is Trabalski. I live at 272 Dean. I cannot park near my house. I have to park ten houses away. Why? Now, to top this, I have a four-year-old boy that has not been able to go outside and play all year long. I have water up to my front steps. Whose fault is this, the contractor's or mine? I'm not qualified to know the house was built low and neither was my attorney. Now, in the meantime, I have water, no temporary relief. I've called the Town Supervisor a number of times from my office. I had my secretary all day trying to get a hold of the Town Supervisor and was unable to, would not return my call. Is this the way the Town Board handles themselves?

SUPERVISOR WEBER: Just a minute, sir. I take exception to that remark. I'm in my office every day.

MR. TRABALSKI: How come I never received a call back?

SUPERVISOR WEBER: That's not my job. I'm not an engineer and I'm not a plumber, but you're reprimanding the members of this Town Board and I reiterate what I said to you. You think you can come up here and take your frustrations out on this governing body? We're here trying to help you. You have a problem and if you want sympathy, you've got mine. I agree with you. No one should live under these conditions. It's very unhealthy, very unsanitary. So what has to be done? We need to create and make an improvement which is really necessary because you can't live with it.

MR. TRABALSKI: Right. Can I say one more thing? In the meantime, since I've called the Supervisor, Water Authority, whatever, why in the meantime as long as you're not going to give us permanent relief at this point, it's apparent, it's apparent we're not going to get any relief tomorrow, in the meantime why can't the water be pumped out so we can live?

SUPERVISOR WEBER: This is what Councilman Meyers just got through saying.

MR. TRABALSKI: We've gone on with this two years.

SUPERVISOR WEBER: If, after this public hearing, you can meet, several of you in our private room, with the Town Engineer, if there's a possible way of draining it, fine. We don't have any sewers to drain into in your particular area. I don't know how we're going to drain or where we're going to drain this to.

MR. BRYAN: There are no sewers.

MR. TRABALSKI: Can I ask another question? Apparently the firemen do pump out water into their own tanks. Why can't this be done, pump it into a tank? One tanker holds a thousand gallons of gasoline. Why can't -- there's not a thousand gallons of water there. Why can't it be temporarily pumped out?

MR. BROWN: If we could meet with the Town Engineer, we did come up with an idea of pumping this out but we'd

have to meet with him on this because it involves quite a bit. But there's a way we can get this water out.

SUPERVISOR WEBER: Well, certainly, Mr. Bryan will be willing to meet with you but let's proceed with this public hearing and I'd like to hear from the people who are in favor of creating the extension of this district.

MR. BROWN: We're all in favor.

MR. ROGOWSKI: Please state your name, please.

MR. BROWN: Leonard Brown.

SUPERVISOR WEBER: Mr. Lewin?

MR. LEWIN: Arthur Lewin, owner of approximately ten point five acres of land between Dean and the airport and George Urban. I guess I, if anyone, know you people's problem. Frankly, I hesitate to talk. I feel I'm in favor of it but the problem is obvious. I am glad you're all in favor of it. It appears to me, if this hearing does go on the affirmative side, I'd like to get an answer from Mr. Bryan approximately when this could start to relieve this tremendous situation on the existing homes on Dean and on Hyland. I had one bit of light I would like to shed which may alleviate the problem. As I understand, an assessment for storm sewers, which, incidentally, everyone on the Town has, I think you people know you're not in the storm sewer district and are not paying the same taxes you would be paying if you lived on Quaker Boulevard because every district that's extended or created is paying the same shot that hopefully will be paid to get this done. Cornell Lab will take the biggest share of this tax. They've been a proponent of this district for many, many years. They've written me many letters and I know they've been in touch with the Board and finally the Board is acting on this. But to get back to the point, in the event this is passed, then hopefully a single family residence will be built on that's now a swamp which is that land that I refer to. Conceivably, if another hundred homes are built in this area that now comprises -- I don't know, four, five hundred homes, this means now your tax load will be reduced by approximately twenty per cent. The more homes built in there, you'll now have homes assessed rather than just vacant acreage. So with this, we'll be able to proceed with our two-family homes and one-family dwellings in the area of Dean and Banks and, eventually, this will relieve -- correct me if I'm wrong -- this will relieve the tax burden by more people sharing the tax load. I'm merely trying to give additional information.

MR. BROWN: These homes he's talking about, are they included in your report or not?

MR. MEYERS: No. The area is. He would be assessed presently for vacant land.

MR. BROWN: And how much?

MR. MEYERS: There's a formula for that, vacant land as against residential.

SUPERVISOR WEBER: Yes, ma'am?

MRS. SULLIVAN: Sophie Sullivan. When they do put the sewers in -- as soon as they put the sewers in, everybody started to build and they built higher than the rest of the people. And we were under -- our house had ten inches all around the house and my neighbor's too. We can't even get in the back yard. Our furnace was on the blink. Now, he says vacant land. We have a couple lots and we're paying for the sewers the same amount as the one we're occupying. We've got two and a half lots and we pay the same amount for that that's not in use. The people who own it will have to pay for it now, the regular sewers.

MR. MEYERS: I think you're confused. You've got a sewer charge which is a sanitary sewer charge. This is a storm sewer charge. This plot of land was never entered into a subdivision. It was split up in about 1900. And now if it was submitted as a subdivision now, a storm sewer plan is necessary or the Board would not accept the subdivision. So this is what the reason was, it was never submitted, broken up. One of the men said back there he had contacted the Town Board, is disappointed. I don't believe I ever had contact with that man. In fact, I was in contact with Mr. Gibala and it was the first I heard about that much water in the past week. I've made an appointment with Mr. Bryan. We discussed at length a possible solution. Also suggested the poor grade of the road in there and that Mr. Bystak had topped it last year but with that much water in there throughout the winter, this doesn't do it any good because the frost breaks it off. So there's a possibility that if this is accepted, there would be -- the sewer would be brought down the center of the streets and we'd like to --

MRS. SULLIVAN: Can't live with that.

MR. MEYERS: We're trying to correct the street at this time. If we put a storm sewer in there, we'd like the

street to be put back in with proper pitch and proper base.

MRS. SULLIVAN: That would help instead of having it pitch to our land.

SUPERVISOR WEBER: In answer to your first question, you're a senior resident of the area, I suppose.

MRS. SULLIVAN: Definitely.

SUPERVISOR WEBER: How many years?

MRS. SULLIVAN: We've been there for quite a number of years and didn't have this trouble until we got --

SUPERVISOR WEBER: That's right, you haven't had the flooding until the population explosion, the building of the many homes. The ground used to absorb the water that was prevalent there. Today, the ground, after it reaches the point of absorption, where is it going to go?

MRS. SULLIVAN: Right under our property.

SUPERVISOR WEBER: So as a result you have to have water going somewhere, you have to have receptacles.

MRS. SULLIVAN: Why can't they think ahead? They hate women over there.

(Applause)

SUPERVISOR WEBER: Yes, sir?

MR. MIRANDA: Louis Miranda. Can Mr. Jiggs give us an idea, if he gets his way and builds on that empty lot, can you give us an idea about how much extra tax we have to pay?

SUPERVISOR WEBER: On unimproved land?

MR. MIRANDA: If Jiggs builds on the vacant land now, naturally there will be more tax, right?

SUPERVISOR WEBER: Yes.

MR. MIRANDA: And be less than we have to pay for the sewers, right?

SUPERVISOR WEBER: Well, he would be paying for vacant land, whatever land he owns in that district. He would be paying quite a bit, prorated. There's a formula for that and I don't think anyone here knows that right now.

MR. LEWIN: On the basis of your own house, your assessment is around twenty-seven or twenty-nine hundred. I don't recall. Out of that I think your land is assessed three hundred. If I have vacant land assessed three hundred, with a house on it, that increases that assessment by twenty-five hundred more. So I think it adds to the assessment. So the more that's built, the less will be your taxes.

MR. MIRANDA: I know that.

MR. LEWIN: That's the house that's assessed high, not the land.

MR. MIRANDA: While I'm at it, Mr. Jiggs, will it be the same height, would it be higher than our land or will it be about the same?

MR. LEWIN: I can't answer that. It will stop the flooding that's there now. There's nothing there now.

MR. MIRANDA: I know that.

MR. LEWIN: It's a pond.

MRS. SULLIVAN: Would they be assessing this on the vacant land the same as they're doing now?

SUPERVISOR WEBER: Well, the property owner the has vacant land won't be paying as much as the person who has a home on his lot. Would be paying according to the assessed valuation.

MRS. SULLIVAN: We're paying as much for the sewers as --

SUPERVISOR WEBER: Mr. Schwenk is right ahead of you. He's head of our Board of Assessors.

MR. SCHWENK: Sanitary sewers are based upon square foot of the lot and storm sewers are based on evaluation. That's why you pay the same on a house as a lot --

MRS. SULLIVAN: Would be the same with the storm

sewers on.

SUPERVISOR WEBER: All right, ladies and gentlemen. I would like to continue with this public hearing. Anyone else who wishes to speak in creation of the extension?

MR. KOCHE: My name is William Koche, 275 Dean Road, and I'd like to say that $60 a year would be cheap compared to the cost I have to repair my cellar. It causes additional cracks in the walls every year. And also the ice that forms after you drive through the water plus additional cost of the shoes for the kids that have to go out and walk in this water that shouldn't be there. I think $60 would be cheap.

MR. SWIATEK: How many here are for the creation of the district? Anyone here opposed to the creation of the district? So it's unanimous, everyone here is for it. Very good.

SUPERVISOR WEBER: Is there anyone else who wishes to speak? If not, I declare the hearing closed. Very obvious in which direction we should go.

(Whereupon, Mr. Rogowski read resolution.)

• • • • • • • • • • •

ARTHUR J. CAPRIO, Stenographer
132 David Avenue,
Cheektowaga, New York.

• • • • • • • • • • •

Item No. 3a Request for Federal Aid - Extension No. 3 of Storm Sewer Drainage District No. 7.

Motion by Councilman Wasielewski, Seconded by Supervisor Weber

WHEREAS, the Town Board has held a hearing for Extension No. 3 of Storm Sewer Drainage District No. 7 and has duly adopted a resolution creating and approving said extension, and

WHEREAS, federal aid may be available to help defray the cost of said extension, therefore, BE IT

RESOLVED that the Town Engineer be and hereby is directed and authorized to make the necessary applications to the federal government for the purpose of requesting federal funds to defray the cost of the extension.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, and Wasielewski.

NAYES: 0

ABSENT: Councilman Halicki

III. GENERAL COMMUNICATIONS

Item No. 4 N.Y.S. Senate - acknowledge receipt of resolution regarding bussing program.

Received and Filed.

Item No. 5 Pine Hill Fire District #5 - letter of appreciation for use of land owned by Town at foot of David Avenue.

Received and Filed

Item No. 6 Kleen Car Tire Sales, Inc., 1348 Harlem Road - request for Special Permit for used car lot.

Referred to Town Board

Item No. 7 Mrs. Bonnie Phillips, 139 Campbell Road - discuss creation of Environmental Commission.

Referred to Town Board

Item No. 8 Mrs. Mariann Boje, 65 Eastland Pkwy. - regarding Sewage Treatment Plant #5.

Referred to Town Engineer, Chester Bryan.

IV. DEPARTMENTAL COMMUNICATIONS

Item No. 9 Motion by Councilman Wroblewski, Seconded by Councilman Wasielewski

RESOLVED, that the building permits submitted on March 20, 1972 be approved with the following exceptions and stipulations, subject to the approval of the Building Inspector:

Held:	Joseph J. Lesinski, Jr. (Town Park Liquor Store)	2551 Harlem Road Extend frame store bldg.
	Charles M. Ziegler (109 Express, Inc.)	3820 Union Road Extend restaurant
Held:	Improperly Zoned	
	Associated Planning	Erect 10 unit apt. bldg. 840 Lancer Court 870 Lancer Court 880 Lancer Court 890 Lancer Court

UPON ROLL CALL....
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, and Wasielewski.
NAYES: 0
ABSENT: Councilman Halicki

Item No. 10 Chester Bryan - award of bid for High Pressure Sewer Cleaner.

Motion by Councilman Meyers, Seconded by Councilman Wasielewski.

WHEREAS, Notice to Bidders was duly published for the receipt of bids for the furnishing of one High Pressure Sewer Cleaner, which bids were duly received and opened at this meeting, and

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

WHEREAS, said Town Engineer has recommended the purchase from Dow and Company Inc., 1820 Elmwood Avenue, Buffalo, New York 14207, at the bid price of $12,838.00, said bid being the lowest bid complying with specifications, NOW THEREFORE BE IT

RESOLVED, that the contract be and it hereby is awarded to Dow and

Item No. 10 cont'd

and Company, Inc., for the furnishing of one High Pressure Sewer Cleaner, this being the lowest bid complying with specifications and said bidder being a responsible bidder.

UPON ROLL CALL....
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, and Wasielewski.
NAYES: 0
ABSENT: Councilman Halicki

Item No. 11 Chester Bryan - award of bid for Light Standards.

Motion by Supervisor Weber, Seconded by Councilman Obstarczyk

WHEREAS, Notice to Bidders was duly published for the receipt of bids for the furnishing of Light Standards for the Town of Cheektowaga, and only one bid was received, opened and referred to the Town Engineer for analysis, tabulation and report, and

WHEREAS, said Town Engineer has recommended the purchase from Emil Von Dungen, Inc., at the unit bid price of $32.00 each, said bid being the lowest bid complying with specifications, NOW, THEREFORE BE IT

RESOLVED that the contract be and it hereby is awarded to Emil Von Dungen, Inc., 83 Anderson Road, Buffalo, New York 14225 for the furnishing of Light Standards for the Town of Cheektowaga for the year of 1972, this being the lowest bid complying with specifications and said bidder being a responsible bidder.

UPON ROLL CALL....
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, and Wasielewski.
NAYES: 0
ABSENT: Councilman Halicki

Item No. 12 Chester Bryan - request to advertise for bids for Corrugated Metal Pipe.

Motion by Supervisor Weber, Seconded by Councilman Swiatek

WHEREAS, it is in order that bids be advertised to cover the purchase of corrugated metal pipe requirements for the Town for the 1972 fiscal years, NOW THEREFORE BE IT

RESOLVED that the Town Clerk be directed to publish a NOTICE TO BIDDERS for the furnishing of corrugated metal pipe for the year of 1972, notice to be published in the CHEEKTOWAGA NEWS, and BE IT FURTHER

RESOLVED that the Town Board meet on the 3rd day of April 1972, at 2:30 P.M., Eastern Standard Time, at the Town Hall, Broadway and Union Road, Cheektowaga, New York for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

Item No. 12 cont'd

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on April 3rd, 1972 at 2:30 P.M. at the Town Hall, corner of Broadway and Union Road, for the furnishing of corrugated metal pipe for the year of 1972.

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 interests of the Town, or reject any and all bids.

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

[illegible] T. HOLTZ
Town Clerk

DATED: March 20, 1972

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, and Wasielewski.

NAYES: 0

ABSENT: Councilman Halicki

(Affidavits on Next Page)

STATE OF NEW YORK
COUNTY OF ERIE } ss.:

George J. Measer

being duly sworn, deposes and says that he is the

Publisher

of the

Depew **Herald and News** Cheektowaga

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 23 day of March, 19 72 and the last insertion being on the same day of same, 19....., and that not more than six days intervened between any two publications thereof.

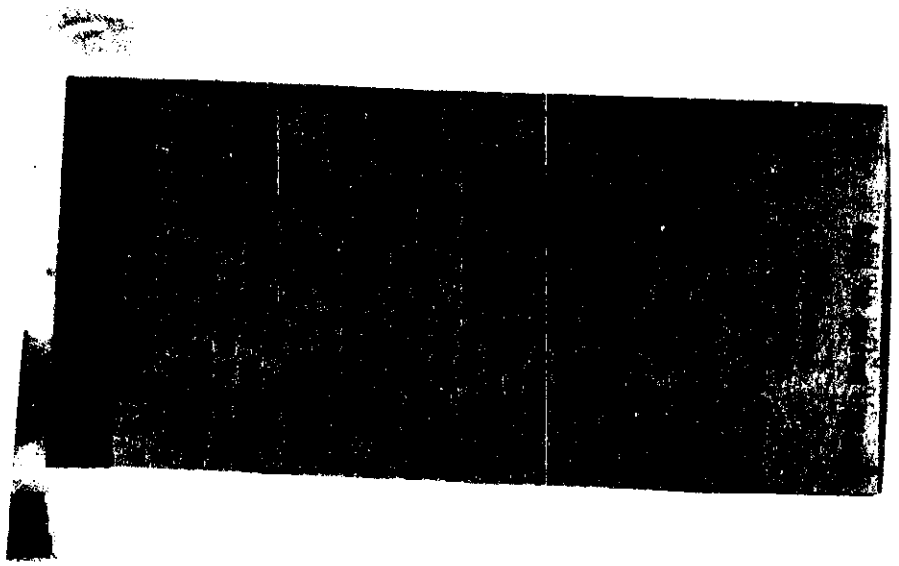
George J. Measer

Sworn to before me this 23 day of

March, 19 72

Laura J. Bull

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 73



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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 1 weeks:

first publication March 23, 1972;

last publication ;

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 24th

day of March, 1972

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 1973

Item No. 13 Chester Bryan - request to advertise for combination Auto-Truck Vehicle for use at Repair Garage.

Motion by Supervisor Weber, Seconded by Councilman Wasielewski

WHEREAS, the Town Repair Garage is in need of a vehicle to replace their 1967 automobile, NOW THEREFORE BE IT

RESOLVED that the request be granted and that the Town Clerk be directed to publish a NOTICE TO BIDDERS in connection with said vehicle, notice to be published in the CHEEKTOWAGA NEWS, and be it further

RESOLVED that the Town Board will meet on the 3rd day of April 1972, at 2:30 P.M., Eastern Standard Time for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on April 3rd, 1972, at 2:30 P.M., at the Town Hall, corner of Broadway and Union Road for a combination auto - truck vehicle.

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

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

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

BENEDICT T. HELTZ
Town Clerk

DATED: March 20, 1972

UPON ROLL CALL....

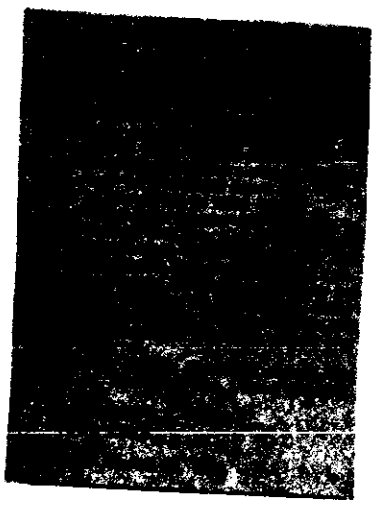
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, and Wasielewski.

NAYES: 0

ABSENT: Councilman Halicki

(Affidavits on Next Page)

STATE OF NEW YORK
COUNTY OF ERIE } ss.:



George J. Measer

being duly sworn, deposes and says that he is the

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of the

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a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 23 day of March, 19 72, and the last insertion being on the ..... day of same, 19....., and that not more than six days intervened between any two publications thereof.

George J. Measer

Sworn to before me this 23 day of March, 19 72

Laura J. Bull

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 73

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

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first publication March 23, 1972;

last publication .....;

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 24th

day of March, 1972

Naidine C. Marong

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

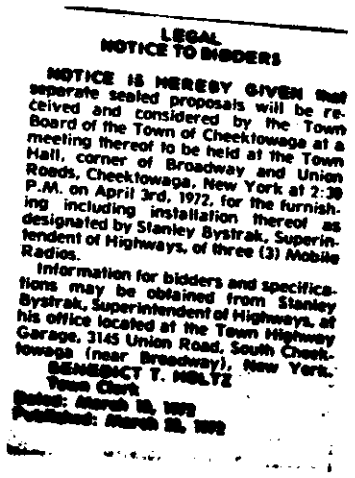
NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 1973

Item No. 14 Stanley Bystrak - request to advertise for three (3) Mobil Radios.

Motion by Councilman Wroblewski, Seconded by Supervisor Weber

BE IT RESOLVED that the Town Clerk be directed to publish a NOTICE TO BIDDERS for the furnishing of three(3) Mobil Radios for the truck equipment in the Highway Department. Information for bidders and specifications may be obtained from the Town of Cheektowaga Highway Department Office, located at 3145 Union Road, Cheektowaga, New York. The Notice to Bidders to be published in the CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES and BE IT FURTHER

RESOLVED that the Town Board will meet at 2:30 p.m., Eastern Standard time on April 3, 1972 for the purpose of properly opening and reading the sealed bids.



LEGAL
NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that separate sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga at a meeting thereof to be held at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York at 2:30 P.M. on April 3rd, 1972, for the furnishing including installation thereof as designated by Stanley Bystrak, Superintendent of Highways, of three (3) Mobile Radios.

Information for bidders and specifications may be obtained from Stanley Bystrak, Superintendent of Highways, at his office located at the Town Highway Garage, 3145 Union Road, South Cheektowaga (near Broadway), New York.

BENEDICT T. HELTZ
Town Clerk
Dated: March 15, 1972
Published: March 22, 1972

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, and Wasielewski.

NAYES: 0

ABSENT: Councilman Halicki

(Affidavits on Next Page)

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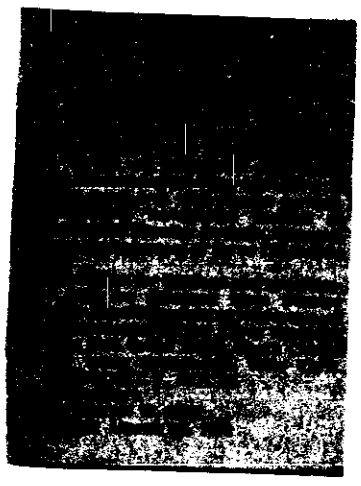
COUNTY OF ERIE } ss.:

George J. Measer

being duly sworn, deposes and says that he is the

Publisher

of the



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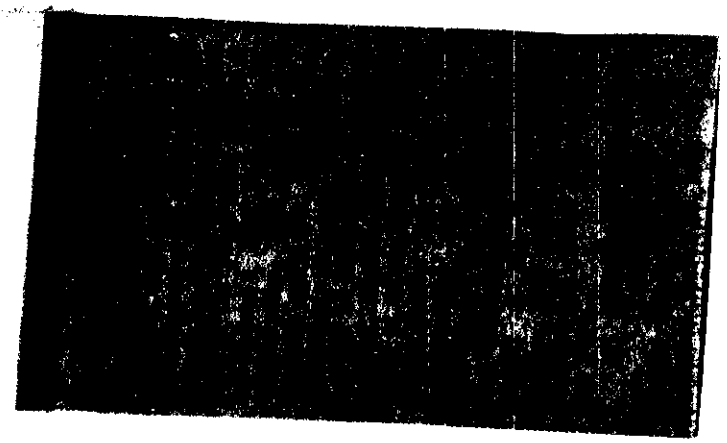
George J. Measer

Sworn to before me this 23 day of March, 19 72

Laura J. Bull

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973



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COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

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first publication March 23, 1972;

last publication ;

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 24th

day of March, 1972

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 1973

Item No. 15 Stanley Bystrak - request to advertise for replacement and repairs of concrete curbs, sidewalks and approaches.

Motion by Councilman Wroblewski, Seconded by Supervisor Weber

BE IT RESOLVED that the Town Clerk be directed to publish a Notice To Bidders for the Replacement and Repair of Curbs, Sidewalks and Approaches for the Town of Cheektowaga. Information for bidders and specifications may be obtained from the Town of Cheektowaga Highway Department Office, located at 3145 Union Road, Cheektowaga, New York. The Notice to Bidders to be published in the CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES and BE IT FURTHER

RESOLVED that the Town Board will meet at 2:30 p.m., Eastern Standard time on April 3, 1972 for the purpose of perperly opening and reading the sealed bids.

LEGAL
NOTICE TO BIDDERS

Separate and sealed proposals will be received and opened at the Town Board meeting to be held April 3rd, 1972 at 2:30 P.M. at the Town Hall, Broadway and Union Road, Cheektowaga, New York for the repair and replacement of concrete curbs, sidewalks and approaches. Each sealed bid to be plainly marked "SEALED BID FOR REPAIRS AND REPLACEMENTS OF CONCRETE CURBS, SIDEWALKS AND APPROACHES IN THE TOWN OF CHEEKTOWAGA." Non - collusion forms must be signed and submitted with bids.

Information for bidders and specifications may be obtained from the office of Stanley Bystrak, Superintendent of Highways, 3145 Union Road, Cheektowaga, New York. The Superintendent of Highways reserves the right to reject any or all bids. Bidders may attend the public opening of the bids if they so desire.

BENEDICT T. HOLTZ
Town Clerk,
Town of Cheektowaga
Dated: March 14, 1972
Published: March 20, 1972

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, and Wasielewski.

NAYES: 0

ABSENT: Councilman Halicki

(Affidavits on Next Page)

STATE OF NEW YORK
COUNTY OF ERIE } ss.:

George J. Measer

being duly sworn, deposes and says that he is the

Publisher

of the

Depew **Herald and News** Cheektowaga

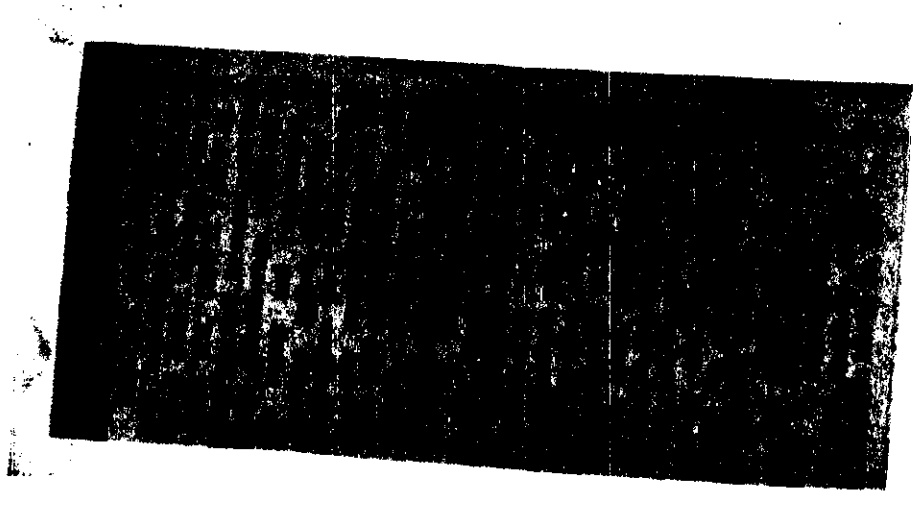
a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 23 day of March, 19 72, and the last insertion being on the ..... day of [redacted], 19....., and that not more than six days intervened between any two publications thereof.

George J. Measer

Sworn to before me this 23 day of March, 19 72

Laura J. Bull

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 73



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COUNTY OF ERIE
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Willard C. Allis

Sworn to before me this 24th

day of March, 1972

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 1973

Item No. 16 Stanley Bystrak - award of bid for Truck w/cab & Chassis, Leaf Loader, Brush Chipper; New Trees; and Road Materials.

Motion by Supervisor Weber, Seconded by Councilman Wasielewski

WHEREAS, bids were duly received and opened at a Town Board Meeting held on March 6, 1972 for the furnishing of one (1) 1972 Truck with Cab and Chassis, one (1) 1972 Trailer Mounted Leaf Loader, one (1) 1972 Trailer Mounted Brush Chipper, New Trees and Road Materials, and

WHEREAS, such bids were analyzed, tabulated and such report is hereto attached and made a part hereof; NOW, THEREFORE BE IT

RESOLVED that contracts be awarded to the lowest responsible bidders as shown on the list attached hereto and made a part hereof.

UPON ROLL CALL....
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, and Wasielewski.
NAYES: 0
ABSENT: Councilman Halicki

Item No. 17 Benedict Kostrzewski - request permission to send Ralph Gardner and Patrol Canine to K-9 Explosive Search Training Program.

Motion by Councilman Wroblewski, Seconded by Councilman Swiatek

WHEREAS, the Metropolitan Police Department of the Government of the District of Columbia offers a K-9 Explosive Search Training Program, therefore BE IT

RESOLVED that Patrolman Ralph Gardner and his patrol canine be and hereby are authorized to attend said school for one-week training course March 20th to 24th inclusive, and BE IT FURTHER

RESOLVED that all reasonable costs incurred in said attendance will be reimbursed by the Town.

UPON ROLL CALL....
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, and Wasielewski.
NAYES: 0
ABSENT: Councilman Halicki

Item No. 18 Councilman Frank Swiatek - response from Congressman Jack Kemp on Scajaquada Creek.

Motion by Councilman Swiatek, Seconded by Councilman Meyers

WHEREAS, the Town Board of the Town of Cheektowaga passed a resoluion on December 20, 1971 regarding a status report from the Honorable Jack Kemp, U.S. Congressman, on the $1.02 million Scajaquada Creek flood control project, and

WHEREAS, the Town Board recently has received a reply from the Congressman's Office stating that no funds have been appropriated for President's fiscal year 1973 project although planning for the project could be started in fiscal year 1973 with a funding of $25,000, and

WHEREAS, $4.5 million was budgeted for public works projects in Western New York including studies and plans for Cattaraugus Creek, Cayuga Creek, Cazenovia Creek, Buffalo Creek and Tonawanda Creek and no funds were allocated for the Town of Cheektowaga, and

WHEREAS, the Scajaquada Creek project is approved by 1) The Army Corps of Engineers, 2) The Board of Engineers for Rivers and Harbors and 3) The United States Senate, and

WHEREAS, the Army Corps of Engineers in a report dated August 1969 warned again of flooding along Scajaquada Creek because of increased development, NOW, THEREFORE BE IT

Item No. 18 cont'd

RESOLVED that the Cheektowaga Town Board strongly urges Congressman Jack Kemp to support the $1.02 million Scajaquada Creek project by budgeting planning funds of $25,000 for fiscal year 1973 so that the project may come to completion as soon as possible.

UPON ROLL CALL....
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, and Wasielewski.
NAYES: 0
ABSENT: Councilman Halicki

V. RESOLUTIONS

Item No. 19 Motion by Supervisor Weber, Seconded by Councilman Wasielewski

WHEREAS, the Association of Towns has planned a Rally in Albany, New York on March 22nd, 1972 to review grievances and urgent problems, now therefore be it

RESOLVED, that Councilman Joseph Obstarczyk and Deputy Town Attorney James Kirisits are hereby authorized to attend said "March on the Capitol" with all reasonable expenses incurred to be reimbursed by the Town.

UPON ROLL CALL....
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, and Wasielewski.
NAYES: 0
ABSENT: Councilman Halicki

Item No. 20 Motion by Supervisor Weber Seconded by Councilman Wroblewski
Councilman Swiatek
Councilman Meyers
Councilman Obstarczyk
Councilman Wasielewski
Councilman Halicki

BE IT RESOLVED that the Town of Cheektowaga proclaim the week of March 26th to April 1st, 1972 as a National Week of Concern for POWs and MIAs in honor of our servicemen who are prisoners of war or missing in action, and

BE IT FURTHER RESOLVED that the Town Board does hereby request participation in the various ceremonies and prayers by the residents and churches of Cheektowaga during said week.

UPON ROLL CALL....
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, and Wasielewski.
NAYES: 0
ABSENT: Councilman Halicki

Item No. 21 Motion by Councilman Obstarczyk, Seconded by Councilman Wasielewski

WHEREAS, the Cheektowaga Town Board at a regular Town Board meeting held on January 29, 1968, by resolution, duly approved the abandonment as a Town highway, West Sienkiwicz Avenue and as described in said resolution, therefore, BE IT

RESOLVED that the Supervisor be and hereby is authorized and directed to execute a Quit-Claim Deed for a portion of said Sienkiwicz Avenue and wherein Walter J. Szymanski and Ann Szymanski, his wife, residing at 109 Buell Avenue, Cheektowaga, New York are listed as grantees therein and which portion of the said highway is more particularly described as follows:

> ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 4, Township 11, Range 7 of the Holland Land Company's Survey, being known as part of West Sienkiewicz Avenue now abandoned as shown on map filed in the Erie County Clerk's Office under Covers Nos. 733 and 976, more particularly bounded and described as follows:
>
> BEGINNING at the southwest corner of Subdivision Lot No. 15 as shown on Map Cover No. 733; thence east along the south line of Subdivision Lot No. 15, being also the north line of West Sienkiewicz Avenue 210 feet to the southeast corner of Subdivision Lot No. 15; thence southerly along an extension southerly of the east line of Subdivision Lot No. 15, 25 feet to the center line of West Sienkiewicz Avenue; thence westerly along the center line of West Sienkiewicz Avenue 210 feet to a point in a line being the southerly extension of the west line of Subdivision Lot No. 15; thence northerly along said last described line twenty-five (25) feet to the point or place of beginning.

UPON ROLL CALL....
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk and Wasielewski.
NAYES: 0
ABSENT: Councilman Halicki

Item No. 22 Appointment of Thomas Stablewski and Chester Kroll to part-time call in emergency crew of Sanitation Department.

Motion by Councilman Wasielewski, Seconded by Supervisor Weber to table until the April 3, 1972 Meeting.

Item No. 23 Home-Town Beautification Resolution.

Motion by Councilman Wasielewski, Seconded by Councilman Swiatek to table until the April 3, 1972 Meeting.

Item No. 24 Motion by Councilman Obstarczyk, Seconded by Councilman Wroblewski

RESOLVED that permission is hereby given to the New York State Electric & Gas Corporation to install and remove the light standards on Genesee Street, Reim Road, Miami Parkway, Dick Road, Petain Drive, Nokomis Parkway, Seminole Parkway and George Urban Blvd., in the Town of Cheektowaga, as indicated on the schedules "Street Lighting Proposals", attached hereto and made a part hereof.

UPON ROLL CALL....
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, and Wasielewski.
NAYES: 0
ABSENT: Councilman Halicki

Item No. 25 Motion by Councilmen Wroblewski, Seconded by Councilman Obstarczyk

RESOLVED that the Cheektowaga Town Board request Edward W. Umiker, Erie County Public Works Commissioner, to make a study of the underpass on William Street under the New York State Thruway at Ludwig Street and to make whatever corrections are necessary to alleviate flooding conditions after each rainfall.

UPON ROLL CALL....
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, and Wasielewski.
NAYES: 0
ABSENT: Councilman Halicki

Item No. 26 Motion by Councilman Wroblewski, Seconded by Supervisor Weber

RESOLVED that the following named vouchers and warrants submitted to the Town of Cheektowaga for the period ending March 20, 1972, be and hereby are approved and that Supervisor pay said warrants:

FUND	FROM	TO	AMOUNT
General	3476	3566	$138,071.86
Part Town	1066	1071	2,366.26
Special Districts	5072	5114	97,601.34
Highway	4076	4111	37,016.60
Trust and Agency	440	--	--
Construction & Improvement	296	298	18,410.00
			$ 293,466.06

UPON ROLL CALL....
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, and Wasielewski.
NAYES: 0
ABSENT: Councilman Halicki

VI. SUSPENSION OF RULES

Item No. 27 Motion by Supervisor Weber, Seconded by Councilman Wasielewski

WHEREAS, Leonard Rogers has requested and made application for the rezoning of the property located at Transit Road, South of Losson Road from R-Residence District to RA-Apartment District; now therefore be it

RESOLVED that a Public Hearing be held regarding said request, under the provisions of the Zoning Ordinance, in the Cheektowaga Town Hall, corner of Broadway and Union Road, in said Town on the 3rd day of April, 1972 at 2:00 o'clock p.m., Eastern Standard Time.

UPON ROLL CALL....
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, and Wasielewski.
NAYES: 0
ABSENT: Councilman Halicki

(Affidavits on Next Page)

STATE OF NEW YORK
COUNTY OF ERIE } ss:

George J. Measer

being duly sworn, deposes and says that he is the

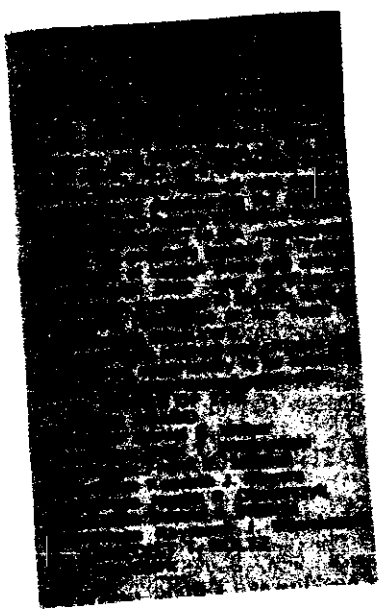
Publisher

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 23 day of March, 19 72 and the last insertion being on the ____ day of ____, 19____, and that not more than six days intervened between any two publications thereof.

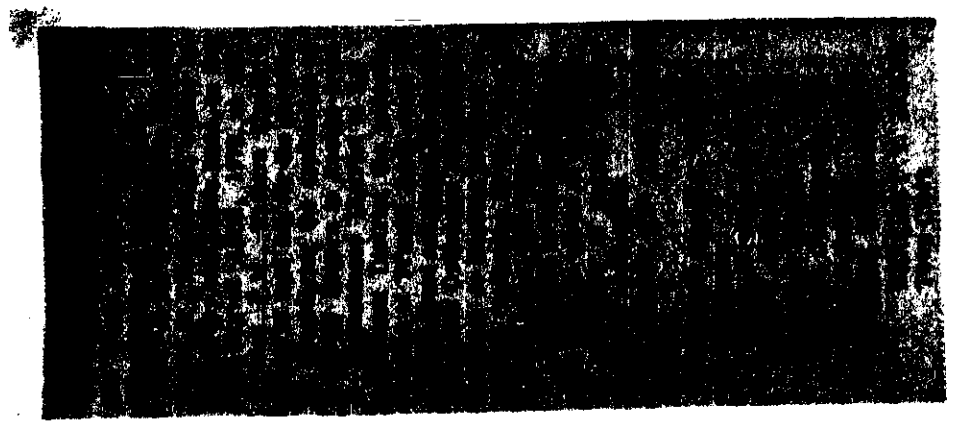
George J. Measer



Sworn to before me this 23 day of March, 19 72

Laura J. Bull

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973



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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 1 weeks:

first publication March 23 1972;

last publication ;

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 24th

day of March, 1972

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 1973

Item No. 28 Motion by Councilman Meyers, Seconded by Councilman Wroblewski to adjourn the Meeting.

RUTH P. LETKI
Deputy Town Clerk

****
BIDS
****

NO.	ITEM	PAGE
	Meeting No. 8 April 3, 1972	
2	Corrugated Metal Pipe.	1
3	Auto-Truck Vehicle for Repair Garage.	1
4	Three (3) Mobile Radios.	1
5.	Replacement & Repair of Concrete Curbs, Sidewalks and Approaches.	1
	Meeting No. 10 April 17, 1972	
2	Street Sweeper Brooms and Push Brooms.	1
	Meeting No. 12 May 1, 1972	
2	Construction of Sidewalks for 1972.	1
3	Sale of Used Water Meters.	1
	Meeting No. 13 May 15, 1972	
2	Auto - Assessors Office.	1
3	Police Uniforms & Equipment.	1

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PUBLIC HEARINGS
****

NO.	ITEM	PAGE
	Meeting No. 10 April 17, 1972	
3	Traffic Amendment - "No Parking Here to Corner" - Bink Street.	1
	Meeting No. 13 May 15, 1972	
4	Street Lights - Hillwood Drive.	1-2
5	Street Lights - North Prince Drive.	2-3
6	Street Lights - South Prince Drive.	3-4
7	Street Lights - Prince Drive.	4-5
8	Street Lights - Lou Drive.	5-6
9	Street Lights - Del Drive.	6-7
	Meeting No. 14 June 5, 1972	
2	Joint increase and Improvements of facilities of Sanitary Sewer Districts 2,4,5,6, & 7, Town of Cheektowaga.	1

****
GENERAL COMMUNICATIONS
****

NO.	ITEM	PAGE
	Meeting No. 8 April 3, 1972	
6	Charles C. Monde, Vice-President of Amherst Cablevision - requesting authorization to attach its cable to utility poles located in Cheektowaga.	1
7	Petition from the people of Meadowlawn Road regarding the installment of an 8" sanitary sewer.	1
8	Mr. & Mrs. Edward Stachowiak - regarding flooding on Hyland Road.	1
	Meeting No. 10 April 17, 1972	
4	N.Y.S. Department of Audit & Control - acknowledge receipt of resolution for proposed Extension No. 3 to Storm Sewer District #7.	1
5	N.Y.S. Department of Transportation - Notice of Order.	1
6	Erie County Department of Public Works - William Street Flooding at the New York State Thruway Overpass.	1
7	South Line Fire District #10 - utilization of Kelly Drive Recreational Area for Waterball Contest.	1
8.	THIRD PARTY - SUMMONS & COMPLAINT - Daniel Dombrowski vs. Town of Cheektowaga.	2
9	SUMMONS & COMPLAINT - Kathleen Nolder vs. Town of Cheektowaga.	2
10	Resident Petition - investigate zoning complaint at 3374 Genesee St.	2
11	Resident Petition - investigate issuance of building permit at 303 French Road.	2
12	Mr. Baker Young, 208 12th Avenue, Nampa, Idaho - letter of appreciation and to commend Detective Dick Golembiewski.	2
	Meeting No. 12 May 1, 1972	
4	N.Y.S. Department of Transportation - Petition of Niagara Scenic Bus Lines, Inc. for a certificate of public convenience and necessity for the temporary operation of a bus line between Niagara Falls, New York and the Buffalo Municipal Airport, Town of Cheektowaga, Erie County.	1
5	N.Y.S. Department of Transportation - Ordered yield signs on the east and west ramps of Broadway at their intersections with Route 240.	1
6	N.Y.S. Department of Transportation - Action repeals stop signs on northbound and southbound ramps of Broadway at their intersections with Route 240. Yield signs will be installed.	1
7	N.Y.S. Department of Transportation - Letter from A. E. Gregory, Principal Civil Engineer regarding New York State Thruway over William Street M.P. 424.92.	1
8	Town of West Seneca - Rezoning of Lots No. 125 and 126, Mineral Springs and Harlem Roads.	1

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NO.	ITEM	PAGE
	Meeting No. 12 Cont'd	
9	NOTICE OF CLAIM - Henry J. Sontag and Kathleen Sontag vs. Town of Cheektowaga Patrolmen Michael Ambrose and F. Lukowski and the NFT Authority.	1
10	Mrs. Henry Bukowski - Violation of Spear Homes regarding re-routing creek.	2
11	Resident Petition - objection to proposed rezoning at 345 French Road.	2
	Meeting No. 13 May 15, 1972	
10	N.Y.S. Department of Transportation - Signal Operation Specifications.	7
11	N.Y.S. Department of Transportation - Notice of Closing Highway - Rowley Road.	7
12	Erie County Legislator, Alfred Wnek - rodent problem complaint in vicinity of Scajaquada Creek.	7
13	SUMMONS & COMPLAINT - Timothy Mancone vs. Town of Cheektowaga.	7
14	South Line Fire Company - letter of appreciation for use of Kelly Drive Recreational Area.	7
15	Resident Petition - request for traffic signal on corner of French Road and Towers Boulevard.	7
16	Adolph Wiercioch, 1059 Borden Road - questioning Zoning Ordinance with reference to lot sizes.	8
	Meeting No. 14 June 5, 1972	
3	U.S. House of Representatives, Office of the Clerk - acknowledgement of Resolution sent by Town Board.	2
4	N.Y.S. Department of Transportation - possibility of establishing a "no standing" zone along east side of Union Road between South Creek Drive & George Urban Blvd.	2
5.	N.Y.S. Department of Transportation - Petition of Town of Cheektowaga for an order requiring Penn Central Transportation Company to repair and Maintain Union Road Bridge at intersection of French Road.	2
6	Philip Lippa, Attorney at Law - Notice of Claim, Alice Haker vs. Town of Cheektowaga.	2
7	IN THE MATTER OF CLAIM - Donald C. Roberts vs. Town of Cheektowaga and Patrolman Richard Mamott.	2
8	Marc Equity Corporation - requesting permission to use 766 French Rd. for Real Estate Office.	2
9	Sky Harbor Mobile Court, Samuel W. Tadio - regarding serious traffic conditions on Genesee St., near Tadio Parkway.	2
10	Residents from Brentwood Dr. & Bronx Dr. - regarding vacant lots on the end of Sprucewood Dr.	2
11	Thomas J. Kwiecien, 22 Fath Dr., Cheektowaga - regarding traffic problem on Union Road & Fath Drive.	2
12	Residents of Autumnwood, Basswood & Hillwood Dr. - opposition to give Marc Equity Corporation any more permits to build.	2

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DEPARTMENTAL COMMUNICATIONS
****

NO.	ITEM	PAGE
	Meeting No. 8 April 3, 1972	
9	Building Permits.	1-2
10	Stanley Bystrak - Advertise for Street Sweeper Brooms and Push Brooms.	2
11	Louis A. Vendetti, M.D. - requesting permission to attend Annual Air Pollution Control Conference.	3
	Meeting No. 10 April 17, 1972	
13	Building Permits.	2
14	Town Clerk's Office - Call for Public Hearing to rezone property located at 79 West Toulon from R-Residential to C-Retail Business District.	2
15	Town Clerk's Office - call for Public Hearing to rezone property located at 817 Borden Road from R-Residential to RC-Restricted Business District.	3
16	Benedict Kostrzewski, Chief of Police - advertise for bids for Police Uniforms and Equipment.	4
17	Stanley Bystrak - request to attend Classes at Cornell University for himself and Ted Skowron, Highway Engineer.	4
18	Stanley Bystrak - authorization to purchase street name signs, caps, crosses.	4
19	Stanley Bystrak - award of bid for three (3) Radios.	4
20	Chester Bryan - award of bid for Vehicle for Repair Garage.	5
21	Chester Bryan - award of bid for Corrugated Metal Pipe.	5
22	Chester Bryan - request to advertise for bids for construction of sidewalks for 1972.	5-6
23	Kenneth Kopacz - Proclamation of Villa Maria College Day in Town of Cheektowaga.	7
24	Dr. Louis Vendetti - report for March.	8
	Meeting No. 12 May 1, 1972	
12	Building Permits.	2
13	Town Clerk's Office - set hearing for rezoning of NE corner of Union and Maryvale.	2
14	Cheektowaga Library Board - requesting inspection of Rasner Service Station and monthly report.	3
15	Sanitation Department - requesting leave of absence for Mark Bolis.	3
16	Highway Department - regarding award of contracts to bidders for Street Sweeper Brooms and Push Brooms.	3

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NO.	ITEM	PAGE
	Meeting No. 12 Cont'd	
17	Highway Department - Transfer of Funds.	3-4
18	Andrew H. Schwenk, Assessor - regarding conference on contemporary assessment problems.	4
19	Engineering Department - request for 1972 automobile for Assessors Department.	4
20	Benedict L. Kostrzewski, Chief of Police - request permission to attend IBM Customer Executive Program.	5
21	Benedict L. Kostrzewski, Chief of Police - Specifications for Police Uniforms and Equipment.	5
	Meeting No. 13 May 15, 1972	
17	Building Permits.	8
18	Carl Trafalski, Building Inspector - violation of Zoning Ordinance - operation of automobile repair shop in Residential District.	8
19	Town Clerk's Office - Call for Public Hearing to rezone property at 840-1050 Lancer Court from R-Residential to RA-Apartment District.	8
20	Town Clerk's Office - Call for Public Hearing to rezone property at 204 Como Park Blvd. from RC-Restricted Business to CM-General Commercial.	9
21	Town Clerk's Office - Call for Public Hearing to rezone property at 1395 George Urban Blvd. from R-Residential to RA-Apartment District.	10
22	Chester Bryan - award of bid for Sidewalks for 1972.	11
23	Chester Bryan - award of bid for Used Water Meters.	11
24	Kenneth Kopacz - request for Denton Dodd, Youth Counselor to attend Workshop at University of Minnesota.	11
25	Peggy Bucella, Narcotics Guidance Council - request to appoint Kenneth Kopacz to Narcotics Guidance Council to fill unexpired term of David Kowalewski.	11-12
26	Dr. Vendetti - report for April	12
27	Councilman Swiatek - use of Bellevue School as Youth Center, Senior Citizens Center and for Cultural Activities.	12
28	Councilman Swiatek - Bureau of Outdoor Recreation - Federal Aid.	12
	Meeting No. 14 June 5, 1972	
13	Building Permits.	2-3
14	Supervisor's Office - Statement of Funds.	3
15	Benedict L. Kostrzewski, Chief of Police - award of bids for Police Uniforms.	3
16	Engineering Department - award of bids for an auto for Assessor's Office.	3
17	Engineering Department - Zoning Map, revised format.	4

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NO.	ITEM	PAGE
	Meeting No. 14 Cont'd	
18	Engineering Department - approval requested to advertise for bids for replacement of deteriorated comminutor at the Roycroft Sewage Pumping Station.	4
19	Andrew H. Schwenk, Assessor - requesting permission to attend Seminar in appraisal for Assessors at Cornell University, Ithaca, New York.	5
20	Sanitation Department - Dennis Blachowicz, requesting military leave of absence.	5
21	Highway Department - Stanley Bystrak, requesting permission to attend conference of Town Superintendents of Highways, Inc. at Grossinger, New York.	5
22	Youth Bureau - Kenneth Kopacz, requesting military leave of absence.	5

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RESOLUTIONS
****

NO.	ITEM	PAGE
	Meeting No. 8 April 3, 1972	
12	Permission for N.Y.S. Electric & Gas to install and remove light standards in area of Dubonnet Drive, Winston Avenue, etc.	3
13	Permission for N.Y.S. Electirc & Gas to install and remove light standards in area of Union Road (Police and Court Bldg. south to William Street).	3
14	Youth Bureau - Authorization of Town Supervisor to sign College Work-Study Program Off-Campus Agreement with Rosary Hill College.	3
15	Youth Bureau - urging Town Board to support increase in State aid for youth.	3-4
16	Call for a Public Hearing regarding an amendment to Traffic Ordinance.	4
17	Resolution regarding hiring of Guenther H. Haug as laborer in Sanitation Department.	5
18	Resolution regarding sale of Light Pole basis to the City of Buffalo.	5
19	Decision on rezoning on 475 Beach Road.	5-6
20	Decision on rezoning on 1350 Harlem Road.	7
21	Benedict L. Kostrzewski, Chief of Police - Police retirement, Section 3029 D.	8
22	Reinstatement of sick pay for Florian Jablonski.	8
23	Engineering Department - Emergency Sewer Repairs.	8
24	Engineering Department - Sale of Used Water Meters.	8-9
25	Engineering Department - Extension of Sick Leave for Mr. Boothby.	10
26	Warrant List.	10
	Meeting No. 10 April 17, 1972	
25	Request for Erie County Public Works Commissioner to investigate need of blacktop resurfacing of William Street from Buffalo City Line to Ludwig Street.	8
26	Cheektowaga Cultural Society request the Town to consider purchase of property at 3100 William Street for use by same.	8
27	Payment of additional cost for Police and Fire Departments under Retirement and Social Security Law.	8
28	Rehire seasonal help in Parks Department.	8-9
29	Appointment of Christopher Kowal, 187 Claude Dr., as Assessment Field Clerk in Assessor's Office.	9
30	Request to have property boarded-up at 117 Dartwood Drive.	9
31	Request to install three (3) hydrants in South Line Fire District #10.	9-10

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NO.	ITEM	PAGE
	Meeting No. 10 Cont'd	
32	Permission for N.Y.S. Electric & Gas to install and remove light standards in area of Eastvale Court, Unionvale Road, William Street, etc.	10
33	Transfer of Funds.	10
34	Warrant List.	10
	Meeting No. 12 May 1, 1972	
22	Town Attorney - South Branch Library, purchase property and to authorize P.V. Service to survey cost of demolition and cost of paving.	6
23	Town Attorney - Town Attorney and Deputy Town Attorney to attend Local law Workshop for Municipal Attorneys.	6
24	Street Lighting Petition - Prince Drive.	6-7
25	Street Lighting Petition - South Prince Drive.	8
26	Street Lighting Petition - Del Drive.	9
27	Street Lighting Petition - Lou Drive.	10
28	Street Lighting Petition - North Prince Drive.	11
29	Street Lighting Petition - Hillwood Drive.	12
30	Sanitation Department - regarding Cheektowaga Paint-Up, Clean Up and Fix Up Drive.	13
31	Building and Maintenance Department - Florian Jablonski be Acting General Foreman of Building and Maintenance Department.	13
32	Permission for N.Y.S. Electric & Gas to install and remove light standards in area of Farmingdale Rd. Fairhaven Drive, Greenway Blvd., etc.	13
33	Permission for N.Y.S. Electric and Gas to install and remove light standards in area of Hoerner Avenue and on Dick Road.	13
34	Permission for N.Y.S. Electric & Gas to replace the Street Light on Town-owned pole at 14 Atwood.	13
35	Warrant List.	14
	Meeting No. 13 May 15, 1972	
29	Request by James W. Ulaszewski & Alan J. Cooper, Attorneys, for the rezoning of property at 345 French Road from R-Residential to RC-Restricted Business.	12-13
30	Request for Supervisor to Proclaim week of May 21st as Knights of Columbus week and to Proclaim Day of 21st as Father Justin Day of Knights of Columbus Council - 5670.	13a
31	Empower Town Attorney to hire P.D. Services to secure building located at 85 Dartwood Drive.	14
32	Create position of Park Superintendent.	14
35	Call for Public Hearing on Bond resolution regarding engineering and construction matters related to Sewer District No. 5.	14

NO.	ITEM	PAGE
	Meeting No. 13 Cont'd	
34	Authorizing the Town Attorney and Deputy Town Attorney to go to Albany on various legal matters.	15
35	Authorizing the Town Attorney to sign stipulation regarding Sewage Treatment Plant No. 5.	15
36	Call for Public Hearing regarding Bond Issue for Swimming Pools.	15-16
37	Rezoning on Transit Road - Leonard Rogers.	17
38	Authorization for Nussbaumer & Clarke to prepare plans for construction of storm sewers in District No. 7.	17
39	Call for bids to be received for swimming and wading pools at Dingens Street Park.	17-19
40	Appointment of part-time summer help in Engineering Department.	20
41	Youth Board appointments.	20
42	Phase II at Raymond Street Park.	20
43	Permission for N.Y.S. Electric & Gas to install and remove street lights in area of Lloyd Drive, Joseph Street, Sandra Drive, etc.	20-21
44	Warrant list.	21
	Meeting No. 14 June 5, 1972	
23	Creation of Clerk position in Town Clerk's Office.	5
24	Employment of Summer help in Recreation Department.	5-7
25	Employment of Summer help in Sanitation Department.	7
26	Employment of Mr. Frank Pawlak as Senior Maintenance man in Utility Group.	7-8
27	Employment of Theresa Rutski for part-time clerical work in Building and Maintenance Department.	8

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FROM THE TABLE
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NO.	ITEM	PAGE
	Meeting No. 8 April 3, 1972	
27	Appointment of Thomas Stablewski and Chester Kroll for part time call in Emergency crew of Sanitation Department.	10
28	Home Town Beautification Program.	10

****
SUSPENSION OF RULES
****

NO.	ITEM	PAGE
	Meeting No. 8 April 3, 1972	
29	Call for Public Hearing of 345 French Road.	10-11
30	Award of bids for Voting Machines.	12
31	Town Engineer to take trip to England regarding Wastewater treatment plants.	12
32	Maryvale School Board of Education - swimming pool site at Maryvale Elementary School.	12
33	Establishment of Medical Emergency Training.	12-13
34	Appointment of David Gzik as summer employee in Engineering Department.	13
35	Leave of Absence for Joseph F. Kloska.	13
36	Memorial Resolution - Mr. Joseph Matecki.	13
	Meeting No. 10 April 17, 1972	
35	Stanley Bystrak - award of bid for Repairs and Replacement of Curbs.	11
36	Authorization of PLEDGE OF ALLEGIANCE DAY in Town of Cheektowaga.	11
	Meeting No. 12 May 1, 1972	
36	Sale of Light Pole bases to Buffalo.	14
37	Sanitation Department - award of contract for two refuse packer trucks.	14-15
38	Resolution in regard to building permit to Arthur and Florence Keicher.	15
39	Attorney's Office - letter from State Board of Equalization and Assessment in regard to aged exemption, property transfers in Same Assessing Unit.	15
	Meeting No. 13 May 15, 1972	
45	Southline Homeowners Association - Slate Bottom Creek Erosion.	21
46	Application for Special Permit for Fiesta Pool Company - Thruway Plaza Display.	21
47	Authorization for Brown-Devlin Engineers to prepare plans for Roycroft Lift Station.	21-22
48	Opposition to signal installation at Towers & French Road.	22
49	Memorialize House of Representatives to provide funds for Sewage Treatment Facilities.	22
50	Memorialize State Senate to provide funds for Sewage Treatment Facilities.	22

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NO.	ITEM	PAGE
	Meeting No. 13 Cont'd	
51	Install - correct street light at 30 Park Edge Drive.	22-23
	Meeting No. 14 June 5, 1972	
28	Rezoning of 345 French Road.	8

****
SPECIAL MEETINGS
****

NO.	ITEM	PAGE
	Special Meeting No. 9 April 10, 1972	
2	Approval of building permit for a 7-11 Store at 1350 Harlem Road	1
3	Appointment of Members to Board of Assessment Review, pursuant to Real Property Tax Law.	1
4	Attendance of two members of Youth & Recreation Committee to attend conference in New York.	2
	Special Meeting No. 11 April 24, 1972	
2	Establishment of a petty cash fund in Town Clerk's Office.	1
3	Replacement of two rotary distributors at the Town Wastewater Plant No. 5.	1
4	Appointment of Bonnie Regula of 38 Bronx Drive, Cheektowaga, as a part time seasonal employee at $20.00 per day in the Engineering Department, effective May 10, 1972.	1-2
5	Retain law firm in regard to claims against the Town.	2

****
REGULARLY ADJOURNED MEETING
****

NO.	ITEM	PAGE
	Regularly Adjourned Meeting No. 15 June 8, 1972	
	Resolutions	
2	Assessor's Office - Christopher Kowal, requesting military leave of absence.	1
3	Promotion of Mr. Joseph A. Warejko to Motor Equipment Operator.	1
4	Employment of Kenneth Daruszka in Sewer Maintenance Dept. as summer help.	1-2
5	Decision on rezoning on Northeast corner of Union and Maryvale.	2
6	Decision on rezoning at 79 West Toulon.	2
7	Decision on rezoning on Transit Road.	2
8	Youth Bureau - Home Town Beautification Program.	2-3
9	Youth Bureau - Summer Teen Program sponsored by Youth Board.	3
10	Police Department - permission to send John B. Gruber to FBI NATIONAL ACADEMY.	3
11	Police Department - permission to send Capt. Frank Enser to Seminar.	3-4
12	Revision of Tow Lift for Towing at Airport.	4
13	Police Department - authorization to sign agreement with Rosary Hill College to employ Miss Mary Sullivan as clerk.	4
14	Promotion of Stanley J. Senko to Working Foreman.	4
15	Town Attorney - appoint Gary Kubek to position of part-time clerk in Town legal office.	4
16	Capital Note resolution for purchase of land by Town at South Branch Library.	4
17	Appointment of appraisers for property at Orchard Road & Union Road.	5
18	Street Lighting petition - Gaby Lane.	5-6
19	Transfer of Funds.	7
20	Warrant List.	7
21	Permission to remove and install street light standards on Wojcik St., Nagel Drive, and Hurd Street by N.Y.S. Electric and Gas.	7
22	Recreation Department - Summer help.	8
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23	Construction of New Sidewalks.	8

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25	Recreation Department - Summer help.	8
26	Appraiser for 1045 Borden Road.	9
27	Appointment of Charles J. Hauser to Planning Board.	9
28	Building permit.	9
29	Bond resolution authorizing construction of swimming pool.	9
30	Promotion of Frederick Netzel.	10
31	Creation of Parks Superintendent position, uncompleted.	10
32	Creation of Parks Superintendent position.	10