

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 2nd day of January, 1976 at 2:30 P.M., Eastern Standard Time there were:

PRESENT: Supervisor Kenneth J. Meyers
Councilman Raymond J. Wasielewski
Councilman Frank E. Swiatek
Councilman Thomas M. Johnson
Councilman Frank Dux
Councilman George Kaczmarek

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; Mary Holtz, Deputy Town Clerk; John V. Rogowski, Town Attorney; James Kirisits, Deputy Town Attorney; Chester L. Bryan, Town Engineer; Alfred Wnek, Town Highway Superintendent; Benedict L. Kostrzewski, Chief of Police; Casey Kozminski, Deputy Town Assessor; Ronald Marten, Building and Plumbing Inspector; Ken Kopacz, Executive Director of the Youth Board; Sal LaGreca, Director of Manpower Services.

Item No. 2 Resignation of Kenneth J. Meyers as Councilman.
Received and Filed.

I. GENERAL COMMUNICATIONS

Item No. 3 N.Y.S. Dept. of Transportation - Certification and Order re: Petition of Niagara Scenic Bus Lines, Inc. for a temporary certificate of public convenience to operate bus line.

Referred to the Honorable Members of the Town Board; John V. Rogowski, Town Attorney.

Item No. 4 N.Y.S. Dept. of Transportation - NOTICE OF ORDER re: Change in operation of Signals 294 and 312 (permissive-protected left turns on Harlem Road).

Referred to the Cheektowaga Traffic Safety Commission; Benedict L. Kostrzewski, Chief of Police.

Item No. 5 NOTICE OF CLAIM - Chiara and Paul Castricone vs. Town of Cheektowaga.
Referred to John V. Rogowski, Town Attorney.

Item No. 6 Wallace Ochterski, Town Engineer, West Seneca - Correspondence re: Traffic Signalization on Union Road and Gardenville Parkway.

Referred to the Cheektowaga Traffic Safety Commission; Benedict L. Kostrzewski, Chief of Police.

Item No. 7 Lillian Ansel, Depew Village Clerk - Copy of Resolution executed 12/15/75 re: Railroad Back Taxes.

Referred to the Honorable Members of the Town Board.

Item No. 8 Cheektowaga Traffic Safety Commission - Correspondence re: Traffic Signal at Walden Avenue and Dick Road.

Referred to the Honorable Members of the Town Board.

II. DEPARTMENTAL COMMUNICATIONS

Item No. 9 Building Permits.
Received and Filed.

Item No. 10 Letter of Appointment to the Position of Deputy Supervisor (please refer to Item No. 43).
Item Withdrawn.

Item No. 11 Supervisor's Statement of Funds - November, 1975.
Received and Filed.

III. RESOLUTIONS

Item No. 12 Motion by Councilman Wasielewski, seconded by Councilman Dux

RESOLVED that Richard M. Moleski be appointed as Registrar of Vital Statistics of the Town of Cheektowaga for the years 1976-77, and BE IT FURTHER

RESOLVED that Mary F. Holtz, as First Deputy and Linda M. Baer, 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, 1977, effective January 1, 1976.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 13 Motion by Supervisor Meyers, seconded by Councilman Swiatek

RESOLVED that Chester L. Bryan, _____, Cheektowaga, New York be and he hereby is appointed Town Engineer of the Town of Cheektowaga at an annual salary of \$26,100.00 per annum, effective as of January 1, 1976.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 14 Appointment of Police Commission.

Motion by Supervisor Meyers, seconded by Councilman Johnson to table this item until the next regular Town Board Meeting to be held on January 19th, 1976 at 7:00 P.M.

Item No. 15 Motion by Councilman Kaczmarek, seconded by Supervisor Meyers

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 \$2,290.00 each, to take effect as of January 1, 1976.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 16 Motion by Councilman Dux, seconded by Councilman Swiatek

RESOLVED that Joan Dudek of Cheektowaga, New York, be re-appointed Deputy Receiver of Taxes and Assessments in the office of Ronald R. Norman, Receiver of Taxes, effective as of January 1, 1976.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 17 Motion by Councilman Swiatek, seconded by Supervisor Meyers

RESOLVED, that Alexander Mazgajewski of Cheektowaga, New York be and hereby is appointed as Bingo Inspector Chairman at an annual salary of \$3,490.00 effective as of January 1, 1976, and BE IT FURTHER

RESOLVED that the following individuals be and hereby are appointed as Bingo Inspectors at an annual salary of \$3,370.00, effective as of January 1, 1976:

John Grubka	-
Leonard J. Kogut	-
Charlotte Janiak	-
Royden Klager	-
Kenneth Jeffords	-

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 18 Motion by Councilman Swiatek, seconded by Supervisor Meyers

RESOLVED that John V. Rogowski, Attorney-at-law, residing at Cheektowaga, New York, is hereby appointed as Town Attorney at an annual salary of \$23,970.00, effective as of January 1, 1976, 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 \$16,050.00, effective as of January 1, 1976, and BE IT 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 \$10,700.00, effective as of January 1, 1976.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 19 Motion by Councilman Swiatek, seconded by Councilman Wasielewski

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 hereby is reappointed Health Officer of the Town of Cheektowaga at an annual salary of \$15,800.00.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 20 Motion by Councilman Johnson, seconded by Councilman Dux

WHEREAS, Richard M. Moleski has advised the Town Board that he has appointed Mary F. Holtz, Depew, New York, as First Deputy and Linda M. Baer of Cheektowaga, New York as Second Deputy in the Office of the Town Clerk for the years 1976-77, effective as of January 1, 1976, NOW, THEREFORE, BE IT

RESOLVED that said Mary F. Holtz, be appointed as First Deputy and Linda M. Baer be appointed as Second Deputy, and BE IT FURTHER

RESOLVED that the salary of said Mary F. Holtz shall be \$11,083.36 per annum and of Linda M. Baer, \$10,288.99.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 21 Motion by Supervisor Meyers, seconded by Councilman Swiatek

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 \$16,300.00, effective January 1, 1976.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 22 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, Supervisor Meyers has advised the Town Board that he is appointing Diane Farugia as Secretary to the Supervisor as of January 1, 1976, now, therefore, BE IT

RESOLVED that Diane Farugia be appointed as Secretary to the Supervisor, and BE IT FURTHER

RESOLVED that the salary of said Diane Farugia shall be \$12,200.00 per annum.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, and Kaczmarek
NAYES: 0
ABSENT: 0

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

WHEREAS, Supervisor Meyers has advised the Town Board that he is appointing Henry J. Cwiklinski as Director of Civil Defense as of January 1, 1976, now, therefore, BE IT

RESOLVED that Henry J. Cwiklinski be and hereby is appointed as Director of Civil Defense, and BE IT FURTHER

RESOLVED that the salary of said Henry J. Cwiklinski be and hereby is \$1,675.00 per annum.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 24 Motion by Supervisor Meyers, seconded by Councilman Wasielewski

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

Marine Trust Company (Cheektowaga Office)
Payroll
Highway Fund

Manufacturers and Traders Trust Company (Airport Plaza Branch)
Special Districts

Bank of Buffalo (Cheektowaga Office)
Federal Revenue Sharing Fund

Liberty National Bank and Trust Company (Cheektowaga Office)
General Fund

Chase Manhattan Bank of Western New York (Depew Office)
Construction and Improvement Fund

Niagara Frontier Bank of New York (Cheektowaga Office)
Trust and Agency Fund

Citibank of New York, N.A. (Airport Plaza Office)
Part Town Fund

Citizens Central Bank (Cheektowaga Office)
Competitive Investment

Manufacturers Hanover Trust Co. (Depew Office)
Competitive Investment

and, BE IT FURTHER

RESOLVED that the above named banking institutions become official town depositors effective January 1st, 1976.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 25 Motion by Councilman Dux, seconded by Councilman Kaczmarek

RESOLVED that the following persons be and they hereby are hired as Seasonal (Part-time clerical) Employees to assist Ronald R. Norman, Receiver of Taxes and Assessments, in the 1976 Tax Collection and that their pay be fixed at the sum of (\$22.00) twenty-two dollars per day:

Irene Lackemeyer	Celia Urbanski
Charlotte Nawrocki	Delphine Kosmider
Eleanor Yantomasi	Geraldine Glascott
Angeline D'Agostino	Deborah Dudek
Alice Nowicki	Diane Piusinski
Sally Repec	Beverly Kruger

Item No. 25 Cont'd

Arlene Jankowski

Florence Rafalski

Marge (Electra) Klager

Ruth McGuire

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 Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 26 Motion by Councilman Johnson, seconded by Councilman Kaczmarek

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	\$300,000
Town Clerk	\$ 50,000
Superintendent of Highways	\$ 50,000
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 Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 27 Motion by Councilman Swiatek, seconded by Councilman Johnson

RESOLUTION COVERING FACSIMILE SIGNATURE

RESOLVED that the Marine Trust Company (Cheektowaga Office), Liberty Bank and Trust Company (Harlem Road Office), Bank of Buffalo (Cheektowaga Office), Manufacturers and Traders Trust Company (Airport Plaza Office), Niagara Frontier Bank of New York (Cheektowaga Office), Chase Manhattan Bank of Western New York, N.A. (Depew Office), Citibank of New York, N.A. (Airport Plaza Office), Citizens Central Bank (Cheektowaga Office) and Manufacturers Hanover Trust Co. Western, N.A. (Depew 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 Kenneth J. Meyers, Supervisor--

and the Marine Trust Company (Cheektowaga Office), Liberty Bank and Trust Company (Harlem Road Office), Bank of Buffalo (Cheektowaga Office), Manufacturers and Traders Trust Company (Airport Plaza Office), Niagara Frontier Bank of New York (Cheektowaga Office), Chase Manhattan Bank of Western New York, N.A. (Depew Office), Citibank of New York, N.A. (Airport Plaza Office), Citizens Central Bank (Cheektowaga Office) and Manufacturers Hanover Trust Co. Western, N.A. (Depew Office), shall be entitled to honor and to charge the proper bank account of the Town of Cheektowaga for such checks,

Item No. 27 Cont'd

notes, and 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 Cheek-towaga.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 28 Motion by Councilman Swiatek, seconded by Councilman Wasielewski

RESOLVED, that the salaries of Town Officials and employees for the year 1976, and thereafter be established as follows:

Supervisor	\$27,460.00
Councilmen (6) each	9,325.00
Town Clerk	17,475.00
Town Attorney	23,970.00
First Deputy Town Attorney	16,050.00
Second Deputy Town Attorney	10,700.00
Justices of Peace (2) each	17,100.00
Ex. Dir. of Youth Bureau	16,300.00
Receiver of Taxes	17,475.00
Chief of Police	24,610.00
Town Engineer	26,100.00
Assessor IV	16,800.00
Deputy Assessor	15,730.00
Deputy Receiver of Taxes	11,083.36
Deputy Town Clerk - 1st	11,083.36
Deputy Town Clerk - 2nd	10,288.99
Working Foreman - Sanitation	17,125.00
Bingo Inspectors (6) each	3,150.00
Bingo Inspector (1) Chairman	3,260.00
School Crossing Guards	3.00 per hour
Secretary to Civil Defense Director	2.60 per hour
Health Officer	15,800.00
Building and Plumbing Inspector	15,700.00
Planning Commission (5) each	1,230.00
Planning Commission (1) Secretary	1,830.00
Planning Commission (1) Chairman	2,185.00
Zoning Board (4) each	1,470.00
Zoning Board (1) Chairman	1,830.00
Police Matron (2) each	2,290.00
Election Inspectors (Primary & Registration Day)	28.00 per day
(Election Day)	34.65 per day
(Chairman extra \$5.00 per day)	
Park Foreman	18,840.00
Director of Recreation	14,750.00
Part time Clerical	22.00 per day
Civil Defense Director	1,675.00
Recreation Secretary - part time	2,115.00
Secretary to Supervisor	12,200.00
Mail Clerk	1,645.00
Assessment Review Board (4) each	500.00
Assessment Review Board (1) Chairman	700.00
Highway Superintendent	21,840.00
Senior Recreation Supervisor	8,935.00
Program Coordinator Youth Bureau	10,150.00
Senior Citizens Director	10,700.00

Item No. 28 Cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Dux and Kaczmarek
NAYES: Councilman Johnson
ABSENT: 0

Item No. 29 Motion by Supervisor Meyers, seconded by Councilman Swiatek

BE IT RESOLVED that the regular Town Board meetings of the Town of Cheektowaga shall be held on the first and third Mondays of the month during the year 1976-1977 at 7:00 P.M.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 30 Motion by Councilman Johnson, seconded by Councilman Swiatek

BE IT RESOLVED that Percival G. Bixby & Co. be and hereby is retained during the year 1976 as Town Auditors and Financial Consultants.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 31 Motion by Councilman Swiatek, seconded by Councilman Dux

RESOLVED, that Robert A. Karaszewski of _____, Cheektowaga, New York, be appointed as Deputy Superintendent of Highways of the Town of Cheektowaga, effective January 1, 1976 at an annual salary of \$16,181.72.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 32 Motion by Supervisor Meyers, seconded by Councilman Kaczmarek

WHEREAS, it is sometimes necessary for the Foreman of the Plumbing Department to be absent due to vacation, sick leave and other absences, and

WHEREAS, Joseph Klosko has been performing the duties of Foreman of the Plumbing Department during the current absence of the Foreman since December 15, 1975, therefore, BE IT

RESOLVED that Joseph Klosko be and hereby is assigned Acting Foreman in the Plumbing Department when it is necessary for the Foreman to be absent, and BE IT FURTHER

RESOLVED that Joseph Klosko be paid a salary of a Foreman while acting in said capacity, and BE IT FURTHER

RESOLVED that Joseph Klosko be paid the Foreman's salary during the current absence of the Foreman, retroactive to December 15, 1975 in order to comply with the provisions of the Agreement between the Town of Cheektowaga and Local 1026, American Federation of State, County and Municipal Employees, AFL-CIO.

Item No. 32 Cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and
Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 33 Motion by Councilman Swiatek, seconded by Councilman Johnson

BE IT RESOLVED, that Leonard Kosobucki be and hereby is appointed to the position of Senior Recreation Supervisor at an annual salary of \$8,935.00, effective January 1, 1976.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and
Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 34 Motion by Councilman Johnson, seconded by Councilman Dux

BE IT RESOLVED that Edward J. Leak be and hereby is appointed to the position of Director of Recreation at an annual salary of \$14,750.00, effective January 1, 1976.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and
Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 35 Motion by Councilman Kaczmarek, seconded by Councilman Wasielewski

BE IT RESOLVED that Patricia Staniaszek be and hereby is appointed to the position of Program Coordinator in the Cheektowaga Youth Department at an annual salary of \$10,150.00, effective January 1, 1976.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and
Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 36 Motion by Councilman Swiatek, seconded by Councilman Dux

BE IT RESOLVED that Ann Daley be and hereby is appointed to the position of Senior Citizens Director at an annual salary of \$10,700.00, effective January 1, 1976.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and
Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 37 Motion by Councilman Dux, seconded by Councilman Wasielewski

BE IT RESOLVED that Joseph Gajewski be and hereby is appointed to the position of Recreation Secretary, part-time, at an annual salary of \$2,115.00, effective January 1, 1976.

Item No. 37 Cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and
Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 38 Motion by Councilman Johnson, seconded by Councilman Dux

BE IT RESOLVED that Joseph DiRosa be and hereby is appointed Mail Clerk at an annual salary of \$1,645.00, effective January 1, 1976.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and
Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 39 Motion by Supervisor Meyers, seconded by Councilman Dux

RESOLVED, that the following person be and hereby is hired as a Part-time clerical employee to assist in the Accounting Department at a salary of \$22.00 per diem, effective January 5, 1976:

Jeanette Wasmer

Cheektowaga, New York

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and
Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 40 Motion by Councilman Swiatek, seconded by Councilman Wasielewski

RESOLVED that the following person be and hereby is hired as a Part-time clerical employee to assist in the Councilmen's Office at a salary of \$22.00 per diem, effective January 5, 1976:

Clarabelle Levine

Cheektowaga, New York

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and
Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 41 Granting of Benefits - Claire Levine.
Item Withdrawn.

Item No. 42 Motion by Supervisor Meyers, seconded by Councilman Dux

BE IT RESOLVED that Lorraine Stachewicz be and hereby is appointed to the position of Clerk-Steno, part-time, in the Recreation and Parks Department at a salary of \$7,751.82 per annum, effective January 1, 1976, and BE IT FURTHER

RESOLVED that the compensation of said part-time Clerk-Steno shall not exceed the sum of \$3,500.00 within a one-year period.

Item No. 42 Cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and
Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 43 Create Position of Deputy Supervisor.

Motion by Councilman Swiatek, seconded by Councilman Wasielewski to
table this item until the next regular Town Board Meeting to be held on January 19th,
1976 at 7:00 P.M., Eastern Standard Time.

Item No. 44 Termination of Employment of Working Foreman in Sanitation Department.
Item Withdrawn.

*Item No. 44a Letter of Resignation from Sanitation Department Foreman.

Motion by Councilman Wasielewski, seconded by Councilman Johnson

BE IT RESOLVED that the resignation of Edward Banko, from his position
of Working Foreman of the Sanitation Department, be and hereby is approved, effective
December 31, 1975.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and
Kaczmarek
NAYES: 0
ABSENT: 0

*Motion by Councilman Johnson, seconded by Councilman Swiatek to
Waive the Rules to include Item No. 44a.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and
Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 45 Appointment of Working Foreman in Sanitation Department.

Motion by Councilman Swiatek, seconded by Councilman Wasielewski
to table this item for a period of thirty (30) days; will be brought up at scheduled
Town Board Meeting to be held on February 2nd, 1976 at 7:00 P.M., Eastern Standard Time.

Upon Roll Call....

AYES: Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: Supervisor Meyers
ABSENT: 0

Item No. 46 Motion by Councilman Wasielewski, seconded by Councilman Swiatek

WHEREAS, a vacancy exists in the position of Working Foreman in the
Sanitation Department, therefore, BE IT

RESOLVED, that Walter Dombrowski, residing at 132 Roland Street,
Sloan, New York, be and hereby is appointed to the position of Acting Working Foreman
in the Sanitation Department at an annual salary of \$17,125.00, for a period of thirty
(30) days commencing January 1, 1976 to January 31, 1976.

Item No. 46 Cont'd

Upon Roll Call....

AYES: Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: Supervisor Meyers
ABSENT: 0

Item No. 47 Appointment of Councilman -- William Rogowski.

Motion by Councilman Swiatek, seconded by Councilman Wasielewski to table this item until the next scheduled Town Board Meeting to be held on January 19th, 1976 at 7:00 P.M., Eastern Standard Time.

Item No. 48 Appointment of Councilman - James Burst.

Motion by Supervisor Meyers, seconded by Councilman Johnson to table this item until the next scheduled Town Board Meeting to be held on January 19th, 1976 at 7:00 P.M., Eastern Standard Time.

Item No. 49 Motion by Councilman Dux, seconded by Councilman Johnson

BE IT RESOLVED that Diane Farugia of , Cheektowaga, New York be and hereby is granted a one year leave of absence from her position as Clerk Stenographer, effective January 2, 1976.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 50 Motion by Councilman Swiatek, seconded by Councilman Dux

BE IT RESOLVED that the following rules of procedure be and hereby are adopted by the Town Board:

1. All resolutions and other items of business must be filed in writing with the Town Clerk no later than noon of each Thursday preceding the regular Town Board meetings which are to be held on the first and third Mondays of the month.

2. Each resolution must contain the name of a sponsor at the time of filing. Prior to a resolution being considered by the Board it must be moved and seconded. The sponsor of the resolution shall have the privilege of speaking first upon the subject matter, the Councilman who seconds the resolution shall have the privilege of speaking on the subject matter immediately after the sponsor. After the sponsor and the person who seconds the resolution have been given the privilege of speaking thereon, any other member of the Board who so desires will be recognized and allowed to speak prior to the vote being taken on said resolution.

3. Two votes are needed for the first tabling of a resolution which may then be acted upon at the next regular Town Board meeting. Any further tabling of a resolution after a first tabling must have a majority vote of all the Town Board members present. A motion to suspend the rules for considering a resolution may be defeated by a single naye vote. In addition to the foregoing, Roberts Rules of Order shall be used to govern the procedures of the Town Board.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Dux and Kaczmarek
NAYES: Councilman Johnson
ABSENT: 0

Item No. 51 Motion by Supervisor Meyers, seconded by Councilman Wasielewski

WHEREAS, a resolution was adopted by the Town Board on July 17, 1972 relating to the rezoning of 766 French Road, Cheektowaga, New York from R-Residential District to RC-Restricted Business District, and

WHEREAS, the applicant for said rezoning indicated in his application and the hearings related thereto that his intention was to rezone that portion of said premises to a depth of only 300 feet although the applicant owned approximately 19 acres of land at said location, and

WHEREAS, the aforementioned resolution contained the address of said premises, it did not contain specific language as to the 300 feet depth limit, therefore, BE IT

RESOLVED, that said resolution of July 17, 1972 be and hereby is amended as follows:

"That said premises at 766 French Road, Cheektowaga, New York to a depth of only 300 feet from its frontage on French Road be and hereby is rezoned from R-Residential District to RC-Restricted Business District,"

and, BE IT FURTHER

RESOLVED, that the remainder of the said approximate 19 acres be and remain zoned in an R-Residential District, and BE IT FURTHER

RESOLVED, that the Zoning Map in the Town Clerk's Office be changed accordingly.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 52 Motion by Councilman Kaczmarek, seconded by Councilman Johnson

BE IT RESOLVED that a Public Hearing on proposed amendments to the Traffic Ordinance of the Town of Cheektowaga, which was adopted on July 17, 1967 be held on the 19th day of January, 1976 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 and the CHEEKTOWAGA TIMES on January 8, 1976; the said 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 19th day of January, 1976 at 7:00 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 being as follows:

ARTICLE X

PARKING, STANDING, STOPPING

Section 102: Parking Prohibited in Designated Locations is amended by adding thereto the following:

Item No. 52 Cont'd

No Parking Here to Corner

LIBERTY TERRACE: Westside between the north curb line of Cleveland Drive
and a point fifty (50) feet northerly therefrom.

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

Richard Moleski, Town Clerk

DATED: January 2, 1976

* * * * *

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and
Kaczmarek
NAYES: 0
ABSENT: 0

AFFIDAVITS-NEXT PAGE

PROOF OF PUBLICATION

Bee Publications Inc.

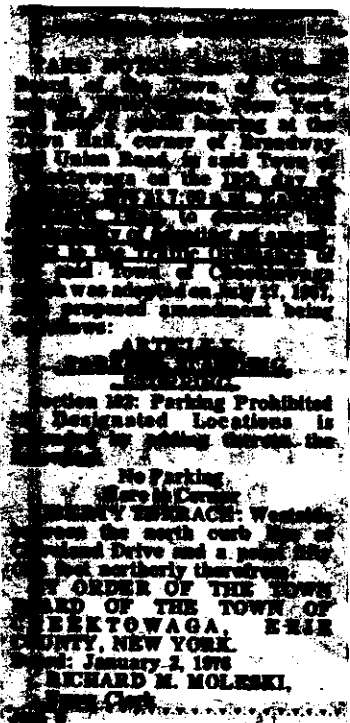
Publishers Of:

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

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

STATE OF NEW YORK
COUNTY OF ERIE

ss.



Susan M. Schasel
being duly sworn, deposes and says that she is the
Bookkeeper 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 8th day of January,
1976, and the last insertion being on the
day of same, 19.

Subscribed and sworn to before me this 8th day

Susan M. Schasel

of January, 1976

Myrna Rosen
Notary Public in and for Erie County
Myrna Rosen

MYRNA ROSEN
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1976

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

Glady M. Sediter, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*Clash*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks:
first publication.....*January 8, 1976*.....;
last publication.....; ;
and that no more than six days intervened be-
tween publications.

Glady M. Sediter

Sworn to before me this*9th*.....
day of*January*....., 19*76*.....

.....*Naidine C. Williams*.....

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*77*

Item No. 53 Motion by Councilman Johnson, seconded by Councilman Swiatek

WHEREAS, George R. Staychock has made application and requested the rezoning of property located at 1169 Harlem Road from R-Residential District to C-Retail Business District, said owner of property aforementioned being Donald F. Smith, Executor of Estate of Walter Pajak, NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held regarding said request under the provisions of the Zoning Ordinance on February 2, 1976, at 6:30 o'clock P.M., Eastern Standard Time at the Cheektowaga Town Hall, corner of Broadway and Union Road.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek

NAYES: 0

ABSENT: 0

AFFIDAVITS-NEXT PAGE

PROOF OF PUBLICATION

Bee Publications Inc.

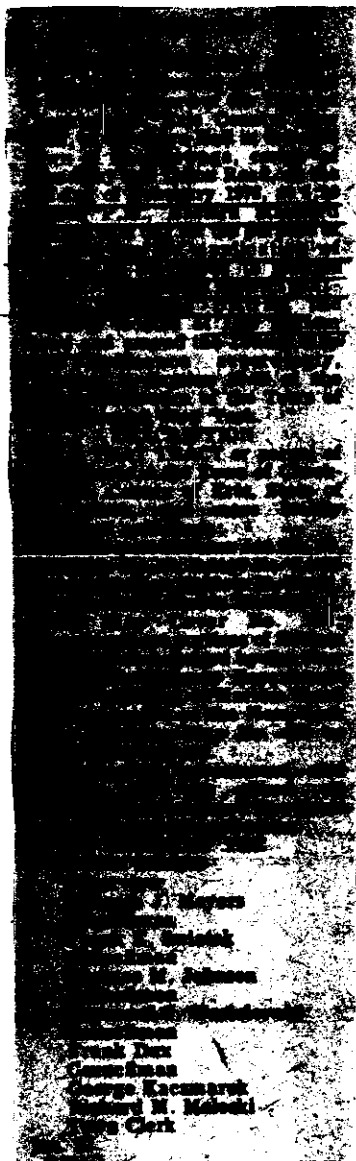
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5564 MAIN STREET,
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PHONE: 632-4700

STATE OF NEW YORK
COUNTY OF ERIE

ss.



Susan M. Schasel

being duly sworn, deposes and says that she is the
Bookkeeper 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 22 day of January
1976, and the last insertion being on the
day of same, 19.

Subscribed and sworn to before me this 22 day

Susan M. Schasel

of January 1976

Myrna Rosen
Notary Public in and for Erie County Myrna Rosen

MYRNA ROSEN
Notary Public, State of New York
Qualified In Erie County
My Commission Expires March 30, 1976

Form No.

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

Gladys M. Scutty of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks:
first publication..... *January 29, 1976* ;
last publication..... ;
and that no more than six days intervened be-
tween publications.

Gladys M. Scutty

Sworn to before me this *23rd*

day of *January*, 19.. *76*

..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *77*

MEMORANDUM FOR THE RECORD
DATE: 10/15/72
SUBJECT: [Illegible]

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FOR THE TOWN BOARD
Richard M. Molecki
Town Clerk

Item No. 54 Motion by Councilman Wasielewski, seconded by Councilman Kaczmarek

WHEREAS, Henry Widzinski has made application and requested the rezoning of property located on the northeast corner of Harlem Road and Southern Parkway from RC-Restricted Business District to C-Retail Business District, said applicant being the owner of property aforementioned, NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held regarding said request under the provisions of the Zoning Ordinance on February 2, 1976, at 6:30 o'clock P.M., Eastern Standard Time at the Cheektowaga Town Hall, corner of Broadway and Union Road.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek

NAYES: 0

ABSENT: 0

AFFIDAVITS-NEXT PAGE

PROOF OF PUBLICATION

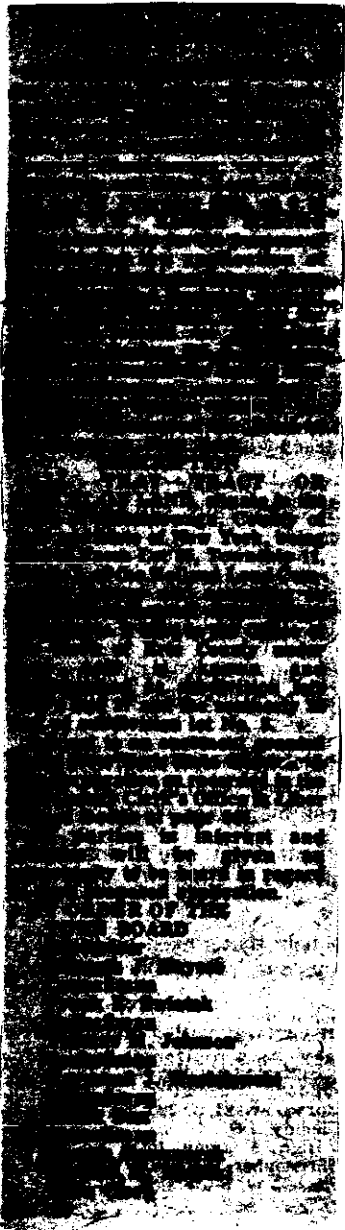
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5564 MAIN STREET,
WILLIAMSVILLE, N.Y. 14221
PHONE: 632-4700

STATE OF NEW YORK }
COUNTY OF ERIE }



..... Susan M. Schasel
being duly sworn, deposes and says that she is the
..... Bookkeeper of the
..... Depew Herald
public newspaper published at
..... Depew New York, that the
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said newspaper, is a copy, was inserted and published
therein once a week for 1 weeks, the first
insertion being on the 22 day of January
19..76....., and the last insertion being on the
day of same 19..... .

Subscribed and sworn to before me this 22 day

Susan M. Schasel

of January 1976

Myrna Rosen
Notary Public in and for Erie County Myrna Rosen

MYRNA ROSEN
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1976

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

Gladys M. Sechster, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*Clark*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks;
first publication.....*January 22, 1976*.....;
last publication.....; ;
and that no more than six days intervened be-
tween publications.

Gladys M. Sechster

Sworn to before me this*23rd*.....

day of*January*....., 19*76*.

.....*Naidine C. Williams*.....

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*77*

Item No. 55

Motion by Councilman Kaczmarek, seconded by Councilman Johnson

WHEREAS, bids were duly received on December 15, 1975 as the result of advertisement therefore, for the purchasing of work uniforms to the Town of Cheektowaga employees, and said bids were referred to the Town Engineer for analysis, tabulation and report, which said analysis, tabulation and report, is hereto attached and contained in a letter to the Town Board dated January 5, 1976, NOW, THEREFORE, BE IT

RESOLVED that the contract for the purchasing of work uniforms to the Town of Cheektowaga employees, as recommended by the Town Engineer, be and the same hereby is awarded to Reliable Wholesalers Inc., 146 Broadway, Buffalo, New York 14203, for

work pants (sizes up to 42)	\$6.25 each
work pants (sizes 44 and up)	6.90 each
shirts (long sleeve sizes up to 17)	5.25 each
shirts (long sleeve sizes 17½ and up)	5.80 each
shirts (short sleeve)	4.65 each
coveralls (long sleeve)	11.50 each

said bid being the lowest responsible bidder meeting specifications.

***SEE NEXT PAGE FOR REPORT



Town of Cheektowaga

TOWN HALL - BROADWAY AND UNION ROAD - CHEEKTOWAGA, NEW YORK 14227

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-683-2200

January 2, 1976

TO THE SUPERVISOR AND THE
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

Re: Work Uniforms

Gentlemen:

At the regular Town Board meeting of December 15, 1975, bids were received and opened for the furnishing of Work Uniforms for Town of Cheektowaga employees consistent with the Town agreement with Local 1026, American Federation of State, County, and Municipal Employees, AFL-CIO. One (1) bid was received as follows:

Reliable Wholesaler's \$9,655.00 Thirty (30) Day Delivery

It is, therefore, recommended that the bid be awarded to Reliable Wholesalers, Inc., who submitted the lowest unit price bid for the six (6) items of the specifications, at 146 Broadway, Buffalo, New York 14203.

No guarantees were made to the bidder on the quantities to be purchased.

Very truly yours,

TOWN OF CHEEKTOWAGA

C. L. Bryan / t.e.
Chester L. Bryan, P.E.
Town Engineer

CLB:tw

Item No. 55 Cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 56 Motion by Councilman Johnson, seconded by Councilman Dux

WHEREAS, bids were duly received by this Town Board for the purchase of a 58" x 36" paved invert pipe (coated) and collars for the Town of Cheektowaga Highway Department, as a result of advertisement therefor, and such bids were referred to the Superintendent of Highways for analysis, tabulation and report, and

WHEREAS, the following is a tabulation of the bids received:

<u>Chemung Supply Corp.</u>	\$19.38 per ft. (12 gauge) 16.42 Collars
<u>Lane Metal Products Co.</u>	\$20.96 per ft. (12 gauge) 16.97 " " (14 gauge) 13.54 Collars

and

WHEREAS, it appears that Chemung Supply Corp. is the lowest responsible bidder, NOW, THEREFORE, BE IT

RESOLVED that the bid for the purchase of a 58" x 36" paved invert pipe (coated) and collars be awarded to Chemung Supply Corp. at the bid price of \$19.38 per foot (12 gauge); \$16.42 (Collars), said bidder being the lowest responsible bidder meeting specifications.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 57 Assessors' Office - Authorization for Deputy Assessor to attend Conference on Assessment Administration.
Item Withdrawn.

Item No. 58 Motion by Councilman Swiatek, seconded by Councilman Kaczmarek

WHEREAS, Jean Wisniewski has retired as leader of the Sloan Senior Citizens Club, NOW, THEREFORE, BE IT

RESOLVED that Adeline Sicignano, of _____, Sloan, New York, be appointed as Leader for the Sloan Senior Citizens Club at an annual salary of \$1,250.00.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 59 Motion by Supervisor Meyers, seconded by Councilman Swiatek

BE IT RESOLVED that Eugene Rudzinski of _____, Cheektowaga, New York, 14206 be hereby hired to work part-time in the Youth Bureau office as an Administrative Intern at \$2.50 per hour.

Item No. 59 Cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 60 Motion by Councilman Swiatek, seconded by Councilman Johnson

WHEREAS, employees working for the Cheektowaga Central School District will receive an increment in their salaries, and

WHEREAS, several employees in the Town of Cheektowaga have the title "TEACHER'S AIDE", which is a school title, and

WHEREAS, it is proper that their salaries be adjusted to Step 2 of the Cheektowaga Central School District Contract, NOW, THEREFORE, BE IT

RESOLVED, that the following people hired under the Comprehensive Employment and Training Act of 1973, have their salaries adjusted to \$3.44 per hour on the one year anniversary of their date hired.

<u>Name</u>	<u>1 year anniversary date</u>
Mary Jane Even	January 6, 1976
Claudia Moskal	January 6, 1976
Eleanor Peinkofer	January 21, 1976
Eleanor Syracuse	January 7, 1976
Elaine Shaw	January 21, 1976
Diana Szewczyk	January 6, 1976
Mary Lou Tauriello	January 7, 1976

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 61 Motion by Councilman Wasielewski, seconded by Councilman Swiatek

RESOLVED, that the following vouchers and warrants submitted to the Town of Cheektowaga for the period ending January 2, 1976, be and hereby are approved and that Supervisor pay said warrants:

<u>FUND</u>		<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
General	December 1975	4359	4362	\$279,366.70
"	January 1976	4363	4506	47,819.38
Part Town	December 1975	223	226	686.04
"	January 1976	228	238	925.98
Special Dist.	December 1975	1060	1063	92,750.37
"	January 1976	1064	1099	85,906.36
Highway	December 1975	961	964	67,780.98
"	January 1976	965	991	5,977.51

Item No. 61 Cont'd

<u>FUND</u>		<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
Trust & Agency	December 1975	85	86	37,968.72
Fed. Rev. Sharing	January 1976	119	120	<u>2,387.20</u>
				<u>\$621,569.24</u>

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: 0
ABSENT: 0

IV. FROM THE TABLE

Item No. 62 Hiring of Second Appraiser for Losson Road Park extension and Nob Hill Park per Communication from Tryon & Schwartz.

Motion by Councilman Johnson, seconded by Councilman Swiatek

WHEREAS, it would inure to the benefit of the Town of Cheektowaga to acquire land in the Cayuga Creek Flood Plain as a natural extension of the existing Losson Road Park Site, and

WHEREAS, one appraisal of the premises has been made by Frank H. Szeliga, S.R.A., located at 300 W. Maplemere Road, Williamsville, New York 14221, and

WHEREAS, a second appraisal is necessary in order to comply with the standard and usual appraisal format required by the New York State Office of Parks and Recreation and the Federal Bureau of Outdoor Recreation, therefore, BE IT

RESOLVED that John D. Kocieniewski, located at 39 Treehaven Road, West Seneca, New York 14224, be and hereby is retained to appraise the premises being considered for the proposed extension of the Losson Road Park Site, consisting of approximately 250 acres, of the Cayuga Creek Flood Plain, at an appraiser's fee not to exceed \$3,500.00, and BE IT FURTHER

RESOLVED that a transfer of funds from the Contingency Fund of the Town of Cheektowaga be effectuated for the payment of such fee.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: 0
ABSENT: 0

Motion by Councilman Johnson, seconded by Councilman Swiatek

WHEREAS, it would inure to the benefit of the Town of Cheektowaga to acquire land to be used as the Nob Hill Park Site, and

WHEREAS, one appraisal of the premises is being made by Frank H. Szeliga, S.R.A., located at 300 W. Maplemere Road, Williamsville, New York 14221, and

WHEREAS, a second appraisal is necessary in order to comply with the standard and usual appraisal format required by the New York State Office of Parks and Recreation and the Federal Bureau of Outdoor Recreation, therefore, BE IT

RESOLVED that John D. Kocieniewski, located at 39 Treehaven Road, West Seneca, New York 14224, be and hereby is retained to appraise the premises being considered for the proposed Nob Hill Park site, consisting of approximately 34 acres, at an appraiser's fee not to exceed \$1,500.00, and BE IT FURTHER

Item No. 62 Cont'd

RESOLVED that a transfer of funds from the Contingency Fund of the Town of Cheektowaga be effectuated for the payment of such fee.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 63 Lighting Agreement with Doyle Fire District.
Item Withdrawn.

Item No. 64 Appointment to the Zoning Board of Appeals.

Motion by Supervisor Meyers, Unanimously Seconded to table this item until the next scheduled Town Board Meeting to be held on January 19th, 1976 at 7:00 P.M., Eastern Standard Time.

Item No. 65 Appointment of Caretaker in Building and Grounds Department.

Motion by Supervisor Meyers, Unanimously Seconded to table this item until the next scheduled Town Board Meeting to be held on January 19th, 1976 at 7:00 P.M., Eastern Standard Time.

Item No. 66 Airport Drive Extension.
Item Withdrawn.

Motion by Supervisor Meyers, seconded by Councilman Johnson to Waive the Rules.

V. SUSPENSION OF RULES

Item No. 67 Promotion of Employee to Position of Superintendent at Cheektowaga Wastewater Treatment Plant No. 3.

Motion by Supervisor Meyers, seconded by Councilman Kaczmarek

WHEREAS, a vacancy exists for the position of Superintendent at the Town of Cheektowaga Wastewater Treatment Plant No. 3 and No. 5, NOW, THEREFORE, BE IT

RESOLVED, that Mr. Alfred Zalenski, , is hereby promoted to said position of Superintendent at the rate established for said position.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux and Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 68 Proclamation re: Promoting Aims and Purposes of the American Revolutionary Spirit in 1976 -- 200th Anniversary of our Freedom and Independence.

***SEE NEXT PAGE

SUPERVISOR
KENNETH J. MEYERS



TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

TOWN HALL, BROADWAY AND UNION ROAD
CHEEKTOWAGA, NEW YORK 14227
716-683-2200

P R O C L A M A T I O N

WHEREAS, 1976 is the 200th Anniversary of our Freedom and Independence; and

WHEREAS, the entire Nation is making preparations for this glorious celebration; and

WHEREAS, the Town of Cheektowaga, having been designated as an official Bicentennial Community joins with all the other citizens in these United States in the observance and commemoration of the events resulting in the securement of our Freedom; and

WHEREAS, in the continued maintenance of the Spirit of the Revolution, essential for the preservation of our rights, our independence and our democratic form of free government; and

WHEREAS, the Cheektowaga Bicentennial Commission is dedicated to promoting the true spirit of this celebration among our Townspeople,

NOW, THEREFORE, let it be PROCLAIMED that the Supervisor, Town Officials and the People of the Town of Cheektowaga will give of their talents and attendance to promote the aims and purposes of the American Revolutionary Spirit in the Town of Cheektowaga; and

LET it be known that the Town of Cheektowaga will be proud to exemplify the Spirit of '76 into the third century of our Nation's Independence.

Signed this 2nd day of January, 1976, in the Office of the Supervisor, Town of Cheektowaga.

Kenneth J. Meyers
Kenneth J. Meyers

OFFICE OF THE SUPERVISOR

Item No. 69 Motion by Councilman Swiatek, seconded by Councilman Kaczmarek
to adjourn the meeting.

RICHARD M. MOLESKI
TOWN CLERK

2

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road, in said Town on the 19th day of January 1976 at 7:00 o'clock P.M., Eastern Standard Time, there were:

PRESENT: Supervisor Kenneth J. Meyers
Councilman Frank E. Swiatek
Councilman Raymond J. Wasielewski
Councilman Thomas M. Johnson
Councilman Frank J. Dux
Councilman George Kaczmarek

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; John V. Rogowski, Town Attorney; Robert Miller, Deputy Town Attorney; Casimir Kozminski, Deputy Town Assessor; Alfred Wnek, Superintendent of Highways; Ronald Marten, Building and Plumbing Inspector; Benedict Kostrzewski, Chief of Police; Ken Kopacz, Executive Director of the Youth Bureau.

I. PUBLIC HEARINGS

Item No. 2 Amendment to Traffic Ordinance: Article IV, Article VII, Article VIII, Article X.

This being the time and place advertised for a public hearing on the proposed amendment to the Traffic Ordinance of the said Town of Cheektowaga, which was adopted on July 17th, 1967, said amendment being to: Article IV, Traffic Control Signals; Article VII, Turning Movements; Article VIII, Stop & Yield Intersections and Article X, Parking Standing, Stopping. The Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

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

II. GENERAL COMMUNICATIONS

Item No. 3 N.Y.S. Department of Transportation - installation of signal on Union and Bennett.

Referred to the Cheektowaga Traffic Safety Commission.

Item No. 4 Erie County Highway Department - certificate and Notice of Closing Highway. Referred to Benedict Kostrzewski, Chief of Police.

AFFIDAVITS-NEXT PAGE

PROOF OF PUBLICATION

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5564 MAIN STREET,
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PHONE: 632-4700

STATE OF NEW YORK
COUNTY OF ERIE

Susan M. Schasel

being duly sworn, deposes and says that she is the
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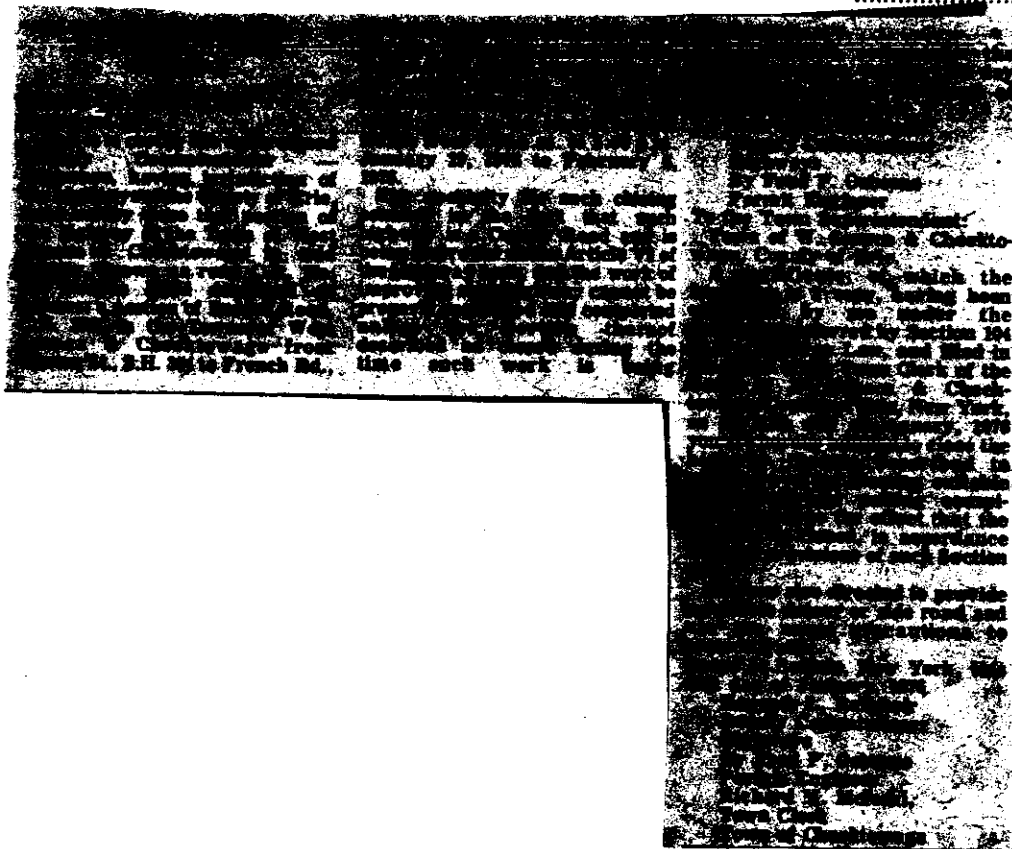
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on the 22 day of January,

the last insertion being on the

me, 19



Subscribed and sworn to before me this 22 day

Susan M. Schasel

of January, 1976

Myrna Rosen
Notary Public in and for Erie County Myrna Rosen

MYRNA ROSEN
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1976

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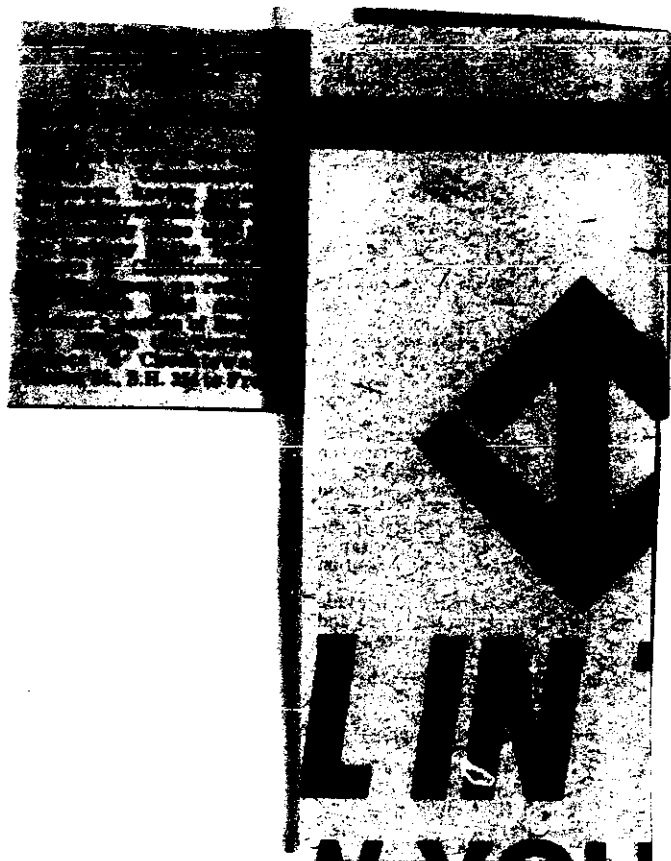
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STATE OF NEW YORK
COUNTY OF ERIE

ss.

Susan M. Schasel

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day of same, 19.



Subscribed and sworn to before me this 22 day

Susan M. Schasel

of January, 1976

Myrna Rosen
Notary Public in and for Erie County Myrna Rosen

MYRNA ROSEN
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1976

County of Erie
This is to certify the undersigned
County Commissioner - Highways,
having jurisdiction of the highways of
the County of Erie, does hereby close
that portion of the highway in the
Town of West Seneca & Cheektowaga
County, known as road C.R.
No. 107, Borden Road described as
a portion of Borden Road,
in the Town of West Seneca
Cheektowaga from Clinton St., S.E.
to Church Rd., C.R. 101, a distance
of 1.200'. Purpose of closure is the
construction of 1200' of 24" storm sewer
along side of road. Work to be done
under Project No. RWP CR 107-01
dated 10/1/70.

It is hereby ordered that the west of
the highway shall be
closed and maintained
during the time such work is
being performed.

Witness my hand and the seal of the
County of Erie, New York,
this 12th day of January, 1970.

Kenneth E. Holtzner
County Commissioner - Highways
By Fred P. Osborne
Permit Engineer

Richard M. ...
Town Clerk, Town of
Cheektowaga.

It is also ordered that
the usual precautions to
be taken.

Witness my hand, New York, this 12th
day of January, 1970.

Kenneth E. Holtzner
County Commissioner - Highways
By Fred P. Osborne
Permit Engineer
Witnessed Jan. 14, 1970, Richard M.
Town Clerk, Town of
Cheektowaga.

Item No. 5 Richard Slisz, Erie County Legislator @ letter requesting use of Council Chambers.
Referred to Raymond Matot, Superintendent of Buildings and Grounds.

Item No. 6 Cheektowaga Fire Chief's Mutual Aid Ass'n. - Thank you letter to Chief Kostrzewski for forming the Arson Department.
Received and Filed.

Item No. 7 Letter regarding Association of Towns meeting.
Referred to the Town Board.

Item No. 8 NOTICE OF CLAIM - Leonard A. Schlau, Jr. vs Town of Cheektowaga
Referred to John V. Rogowski, Town Attorney.

III. DEPARTMENTAL COMMUNICATIONS

Item No. 9 Highway - letter regarding Ludwig Street
Referred to the Town Board.

Item No. 10 Town Historian - Annual Report
Received and Filed.

Item No. 11 Health report for December, 1975.
Received and Filed.

Item No. 12 Building Permits
Received and Filed.

SUPERVISOR'S COMMENTS

Item No. 1 Proclamation - naming January as "March of Dines Month"

* See next page for Proclamation.

SUPERVISOR
KENNETH J. MEYERS



TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

TOWN HALL, BROADWAY AND UNION ROAD
CHEEKTOWAGA, NEW YORK 14227
716-683-2200

PROCLAMATION

WHEREAS, our nation, born 200 years ago, must place a high priority on assuring the healthy births of generations of Americans to come; and

WHEREAS, birth defects are the number one child health problem in the United States; and

WHEREAS, more than 200,000 American babies are born defective every year; and

WHEREAS, certain birth defects can be fatal, or cause lifelong disability, thereby lessening an individual's chance to contribute as fully as possible to his family and community; and

WHEREAS, the National Foundation-March of Dimes is one of the nation's foremost leaders in the fight against birth defects, by supporting medical service and research programs for their prevention, treatment and cure; and

WHEREAS, the Town of Cheektowaga concurs with the March of Dimes goals.

NOW, THEREFORE, I, Kenneth J. Meyers, Supervisor of the Town of Cheektowaga, do hereby PROCLAIM January 1976 as "MARCH OF DIMES MONTH" and urge our Townspeople to support this charitable organization in its drive to bring an end to birth defects.

(SEAL)



IN WITNESS WHEREOF, I have caused to be affixed the Seal of the Town of Cheektowaga this 16th day of January, 1976.

OFFICE OF THE SUPERVISOR

PROOF OF PUBLICATION

Bee Publications Inc.

Publishers Of:

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

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

STATE OF NEW YORK
COUNTY OF ERIE

ss.

Susan M. Schasel

Seal of the State of New York
OFFICE OF THE SUPERVISOR
IN WITNESS WHEREOF, I have caused
to be affixed the Seal of the County
of Cheektowaga this 18th day of
January, 1976.
Kenneth J. Mayers
Kenneth J. Mayers

orn, deposes and says thatShe is the
keeper of the
Herald
er published at
New York, that the
the annexed printed slip taken from
is a copy, was inserted and published
week for 1 weeks, the first
on the 22 day of January,
the last insertion being on the
, 19.

Subsc

of January, 1976

Myrna Rosen

Notary Public in and for Erie County Myrna Rosen

MYRNA ROSEN
Notary Public, State of New York
Qualified In Erie County
My Commission Expires March 30, 1976

M. Schasel

PROOF OF PUBLICATION

Bee Publications Inc.

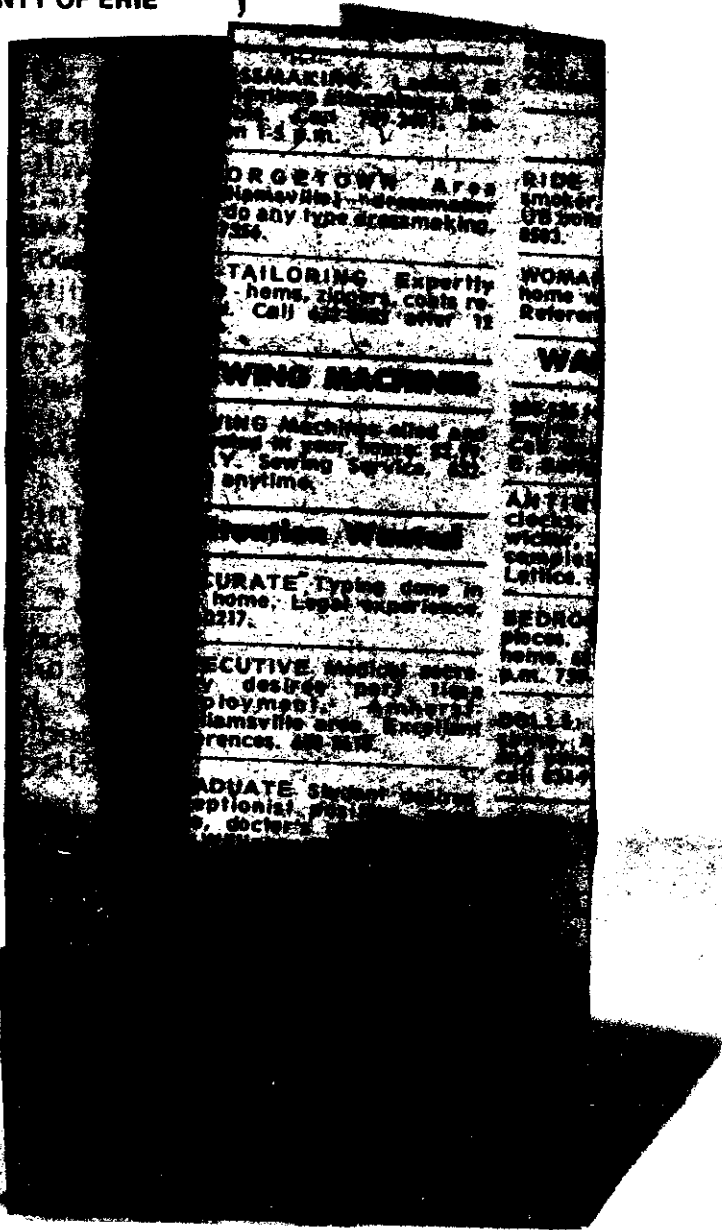
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STATE OF NEW YORK
COUNTY OF ERIE

ss.



Susan M. Schasel

being duly sworn, deposes and says that She is the
Bookkeeper 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 22 day of January,
1976, and the last insertion being on the
day of same, 19.

Subscribed and sworn to before me this 27 day
of January, 1976

Susan M. Schasel

Myrna Rosen
Notary Public in and for Erie County Myrna Rosen

MYRNA ROSEN
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1976

PROCLAMATION

WHEREAS, our nation, born 200 years ago, must place a high priority on assuring the healthy births of generations of Americans to come; and

WHEREAS, birth defects are the number one child health problem in the United States; and

WHEREAS, more than 200,000 American babies are born defective every year; and

WHEREAS, certain birth defects can be fatal, or cause lifelong disability, thereby lessening an individual's chance to contribute as fully as possible to his family and community; and

WHEREAS, the National Foundation-March of Dimes is one of the nation's foremost leaders in the fight against birth defects, by supporting medical service and research programs for their prevention, treatment and cure; and

WHEREAS, the Town of Choctawega sponsors with the March of Dimes

an annual "MARCH OF DIMES BIRTH DEFECTS DRIVE" and urges our citizens to support this charitable organization in its drive to bring an end to birth defects.

WITNESS WHEREOF, I have caused to be affixed the Seal of the Town of Choctawega this 20th day of January, 1974.

KENNETH J. MEYERS
Supervisor Town of Choctawega

IV. RESOLUTIONS

Item No. 13 Motion by Councilman Johnson, seconded by Supervisor Meyers

WHEREAS, Benderson Development has made application and requested the rezoning of property located at 3637 Union Road from CM-General Commercial to M1-Light Manufacturing, said applicant being the owner of property aforementioned, NOW, THEREFORE, BE IT

RESOLVED that a Public Hearing be held regarding said request under the provisions of the Zoning Ordinance on February 23, 1976 at 6:30 P.M., Eastern Standard at the Cheektowaga Town Hall, corner of Broadway and Union Road.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek

NAYES: 0

ABSENT: 0

* AFFIDAVITS-NEXT PAGE

PROOF OF PUBLICATION

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PHONE: 632-4700

STATE OF NEW YORK }
COUNTY OF ERIE }

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York, at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 23rd day of February 1976, at 6:30 o'clock P.M. Eastern Standard Time of said day for the purpose of considering the application of Benderson Development Co., Inc. to Rezone from CM-General Commercial District to M-1 Light Manufacturing District the property located at 3637 Union Road and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-90 of the Zoning Ordinance of the Town of Cheektowaga, New York.

DESCRIPTION
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. 11, Township 11, Range 7 of the Holland Land Company's Survey and further distinguished as part of Lot No. 5 on a partition map made by Tobias Witmer, Surveyor and filed in Erie County Clerk's Office May 25, 1853 in an action in the Supreme Court Erie County entitled Peter Davis and one against Joseph Meyerling and others, bounded and described as follows:

BEGINNING at the point of intersection of a line drawn parallel with the northerly line of said Lot No. 11 easterly from a point in the westerly line of said Lot No. 11 distant 1824.90 feet southerly from the northwesterly corner thereof with the easterly line of Union Road as taken by The People of the State of New York under Notice of Appropriation recorded in Erie County Clerk's Office April 3, 1946 in Liber 3863 of Deeds at page 357; running thence easterly along said line so drawn parallel with said northerly line of Lot No. 11, being also the southerly line of lands conveyed to John M. Konsek, Jr. and Florence H. Konsek, his wife by deed recorded in Erie County Clerk's Office in Liber 5221 of Deeds at page 351, 940.66 feet more or less to a point distant 957.68 feet easterly from the westerly line of said Lot No. 11, as measured along said parallel line, said point being also the southwest corner of said lands so conveyed to John M. Konsek, Jr. and Florence H. Konsek, his wife; thence northerly parallel with said westerly line of Lot No. 11 and along the easterly line of said lands so conveyed to John H. Konsek, Jr. and Florence

H. Konsek, his wife 574.90 feet to the southeasterly corner of lands conveyed to Town of Cheektowaga by deed recorded in Erie County Clerk's Office in Liber 6882 of Deeds at page 148; thence westerly along the southerly line of said lands so conveyed to Town of Cheektowaga 2812 feet to said easterly line of Union Road as taken by The People of the State of New York as aforesaid; thence southerly along said easterly line of Union Road 367.78 feet more or less to an angle therein; thence westerly at right angles and along the line of Union Road as so taken by The People of the State of New York 10 feet to an angle therein; thence southerly at right angles and along the easterly line of Union Road as so taken 152.90 feet more or less to the point or place of beginning.

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

BY ORDER OF THE TOWN BOARD

- Supervisor
- Kenneth J. Meyers
- Councilman
- Thomas M. Johnson
- Councilman
- Frank E. Swiatek
- Councilman
- Raymond J. Wasielewski
- Councilman
- George Kaczmarek
- Councilman
- Frank Dux
- Councilman
- James R. Burst
- Richard M. Molecki
- Town Clerk

Eleanor Measer
.....
being duly sworn, deposes and says that she is the
Office Manager 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 12th day of Feb., 19..... 76, and the last insertion being on the
day of ... same 19..... .

Eleanor Measer

Subscribed and sworn to before me

of _____ Feb. _____

Myrna Rosen

Notary Public in and for Erie County
Myrna Rosen

MYRNA ROSEN
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1977

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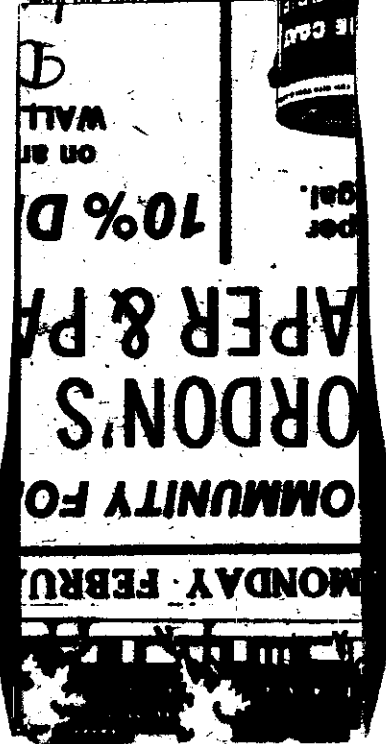
STATE OF NEW YORK
COUNTY OF ERIE

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York, at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 23rd day of February 1976, at 6:30 o'clock P.M. Eastern Standard Time of said day for the purpose of considering the application of Benderson Development Co., Inc. to Rezone from CM-General Commercial District to M-1 Light Manufacturing District the property located at 3637 Union Road and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York.

DESCRIPTION
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. 11, Township 11, Range 7 of the Holland Land Company's Survey and further distinguished as part of Lot No. 5 on a partition map made by Tobias Whitmer, Surveyor and filed in Erie County Clerk's Office May 25, 1853 in an action in the Supreme Court Erie County entitled Peter Davis and one against Joseph Meyerling and others, bounded and described as follows:

BEGINNING at the point of intersection of a line drawn parallel with the northerly line of said Lot



Eleanor Measer

being duly sworn, deposes and says that she is the Office Manager 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 12th day of Feb., 1976, and the last insertion being on the same day of 1976.

Subscribed and sworn to before me this 12th day

of Feb. 19 76

Myrna Rosen

Notary Public in and for Erie County
Myrna Rosen

MYRNA ROSEN
Notary Public, State of New York
My Commission Expires March 30, 1976

Eleanor Measer

At a public hearing held at the Town Board on the 14th day of July, 1974, at 7:30 p.m. in the Town Board Room, the following items were presented for consideration:

1. Consideration of the application of **Rothman Development Co., Inc.** for a Special Use Zoning Change to R-1 from the existing Zoning Ordinance for the property located on **Highway 28** in the Town of **Chickadee, New York**.

Description:

The property is a 2.5-acre parcel located on the east side of Highway 28, south of the intersection with Route 202. The property is currently zoned R-1 (Residential Single-Family). The applicant is requesting a Special Use Zoning Change to R-1, which would allow for the construction of a single-family residence on the property. The property is shown on the Town of Chickadee Zoning Map as being in the R-1 zone. The applicant has provided a site plan showing the proposed building location and setbacks. The property is adjacent to other residential properties. The applicant has provided a letter of support from the adjacent property owners. The applicant has also provided a letter of support from the Town of Chickadee. The applicant has provided a letter of support from the Town of Chickadee. The applicant has provided a letter of support from the Town of Chickadee. The applicant has provided a letter of support from the Town of Chickadee.

The Town Board has reviewed the application and the supporting documents. The Town Board has found that the application is in compliance with the Zoning Ordinance. The Town Board has recommended that the application be approved. The Town Board has recommended that the application be approved. The Town Board has recommended that the application be approved. The Town Board has recommended that the application be approved. The Town Board has recommended that the application be approved. The Town Board has recommended that the application be approved. The Town Board has recommended that the application be approved. The Town Board has recommended that the application be approved. The Town Board has recommended that the application be approved. The Town Board has recommended that the application be approved.

- ORDER OF THE TOWN BOARD**
- Mayor **Kenneth J. Meyer**
 - Trustee **M. Johnson**
 - Trustee **E. G. Smith**
 - Trustee **J. Wojcikowski**
 - Trustee **Kenneth**
 - Trustee **E. Smith**
 - EDWARD M. MOLESKI**
Town Clerk

Item No. 14 Motion by Councilman Johnson, seconded by Councilman Wasielewski

WHEREAS, a petition for 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, was presented to this Town Board on the 19th day of January, 1976.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Wyndmoor Court	Como Park Blvd., northerly on both sides thence westerly	Around the cul-de-sac
Gremlin Court	Wyndmoor Court westerly on both sides	Around the cul-de-sac

TYPE OF STREET LIGHTING INSTALLATION

Eight (8) 7000 lumen electrical post top type mercury units.
Estimated cost per year for two years - \$10.00 (per lot)

and

WHEREAS, Andrew H. Schwenk and Casimir A. Kozminski, Assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of said highway to be improved as aforesaid, and

WHEREAS, the said highway to be improved as aforesaid is situated entirely in said Town outside of any incorporated village or city therein; NOW, THEREFORE

IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 2nd day of February, 1976 at 7:00 o'clock P.M., Eastern Standard Time, to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the DEPEW HERALD AND CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES newspapers having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to Subdivision six of Section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

Upon Roll Call....

AYES: Supervisor Meyers, Councilman Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

AFFIDAVITS-NEXT PAGE

STATE OF NEW YORK }
COUNTY OF ERIE } SS

I, RICHARD M. MOLESKI, being duly sworn, depose and say:

That I am now and at all times hereinafter mentioned have been the Town Clerk of the Town of Cheektowaga, County of Erie and State of New York.

That on the 23rd day of January 1976, acting pursuant to an order and resolution adopted by the Town Board of said Town on January 19th, 1976, I posted a certified copy of said order and resolution relating to street lighting on Wyndmoor Court and Gremlin Court on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York.

That said copy so posted was a true and complete copy of the attached copy of said order and certificate published in the DEPEW HERALD AND CHEEKTOWAGA NEWS on January 22nd, 1976.

Richard M. Moleski
RICHARD M. MOLESKI,
Town Clerk.

Sworn to before me this

6th day of February, 1976.

Mary Holtz

MARY HOLTZ
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1976

Sub

Myrna Rosen
Notary Public in and for Erie County Myrna Rosen

MYRNA ROSEN
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1976

PROOF OF PUBLICATION

Bee Publications Inc.

Publishers Of:

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★ Depew Herald Journal and Cheektowaga News

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

STATE OF NEW YORK
COUNTY OF ERIE

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road, in said Town on the 19th day of January, 1976 at 7:00 o'clock p.m. Eastern Standard Time there were:
PRESENT:
Merrill
Joseph Meyers
Councilman
George Kaczmarek
Councilman
Frank E. Swiatek
Councilman
Joseph Dux
Councilman
Raymond Wasielewski
Councilman
Thomas M. Johnson
Councilman
ABSENT:
Item No. 14 Councilman Johnson presented the following resolution and moved its adoption:
WHEREAS, a petition for the improvement of both sides of the 2200 Highway situated in the Cheektowaga Lighting District of the Town of Cheektowaga, hereinabove particularly set forth, and the installation of street lighting thereon, hereinafter more fully described, was presented to this Town Board on the 19th day of January, 1976.
RESOLVED, That the Town Board do hereby approve the installation of street lighting on both sides of the 2200 Highway, in said Town of Cheektowaga, and that the Village of Cheektowaga, Erie County, New York, do hereby certify that the same has been approved by the Town Board of the Town of Cheektowaga, Erie County, New York, on the 19th day of January, 1976.
I, Notary Public, do hereby certify that the foregoing is a true and correct copy of the minutes of the meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held on the 19th day of January, 1976, at 7:00 o'clock p.m. Eastern Standard Time, and that the same were duly recorded in the Minutes 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. 14, inclusive, of said book.
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.
This I certify correctly upon the time when said meeting was convened, the place where the meeting was held and the persons present at said meeting and the contents of said minutes as they appear in the Minutes Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and that the same were duly recorded in the Minutes 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. 14, inclusive, of said book.
I, Notary Public, do hereby certify that the foregoing is a true and correct copy of the minutes of the meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held on the 19th day of January, 1976, at 7:00 o'clock p.m. Eastern Standard Time, and that the same were duly recorded in the Minutes 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. 14, inclusive, of said book.

Susan M. Schasel

being duly sworn, deposes and says that she is the
Bookkeeper 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 22 day of January,
1976, and the last insertion being on the
day of same, 1976.

Susan M. Schasel

Subscribed and sworn to before

of January

[Signature]

Notary Public in and for Erie County

My

George Kaczmarek
Frank E. Swiatek
Joseph Dux
Raymond Wasielewski
Thomas M. Johnson

Form No. 1

PROOF OF PUBLICATION

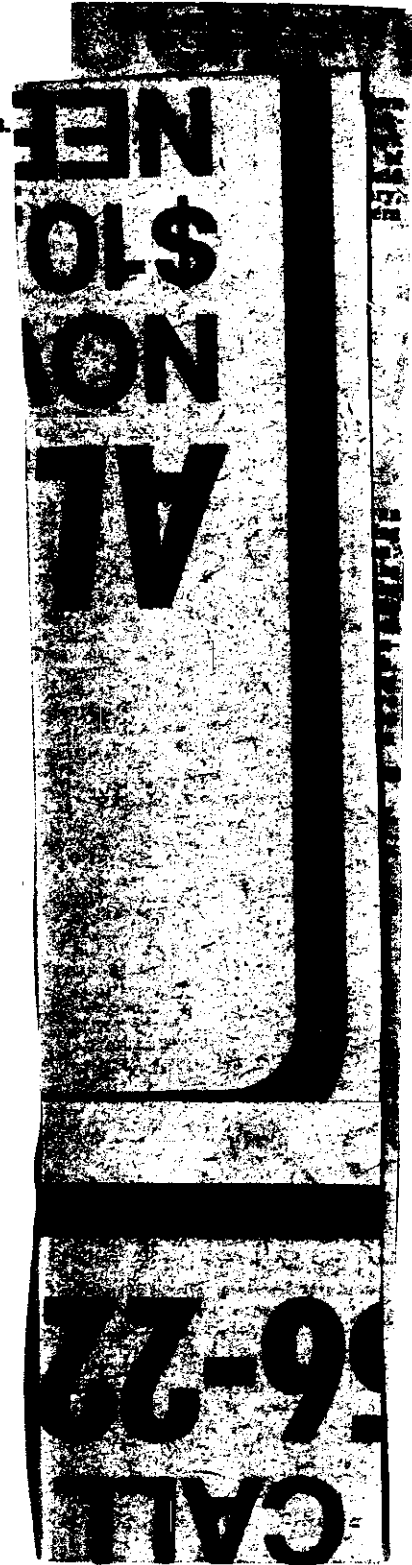
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5564 MAIN STREET,
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STATE OF NEW YORK
COUNTY OF ERIE



Susan M. Schasel

being duly sworn, deposes and says that she is the
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said newspaper, is a copy, was inserted and published
therein once a week for 1 weeks, the first
insertion being on the 22 day of January,
1976, and the last insertion being on the
day of same, 19.

Subscribed and sworn to before me this 22 day

of January, 1976

Myrna Rosen

Notary Public in and for Erie County

Myrna Rosen

Susan M. Schasel

MYRNA ROSEN
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1976

A regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 19th day of January, 1978 at 7:00 o'clock p.m. Eastern Standard Time there were:

PRESENT:

Supervisor Kenneth Meyers

Councilmen:

George Kaczmarek
Frank E. Swiatek
Frank Dux
Raymond Wasielewski
Thomas M. Johnson

ABSENT: 0

Item No. 14 Councilman Johnson presented the following resolution and moved its adoption:

WHEREAS, a petition for 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, was presented to this Town Board on the 19th day of January, 1978.

PUBLIC HIGHWAY TO BE IMPROVED

Name of Highway

Public Road

From

Public Road westerly on both

To

Public Road

TYPE OF STREET

Public Road

TYPE OF INSTALLATION

Public Road

Public Road

Public Road

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AYES: 6 NAYES: 0 ABSENT: 0

(STATE OF NEW YORK)

(COUNTY OF ERIE)

I, RICHARD H. MOLESKI, 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

the 19th day of January, 1978, 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. 14,

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

date when said meeting was held.

Item No. 15 Motion by Councilman Johnson, seconded by Councilman Dux

WHEREAS, the 93rd session of the Congress of the United States has passed, and the President of the United States has signed into law, the Housing and Community Development Act of 1974, and

WHEREAS, the primary purpose of the Housing and Community Development Act of 1974 is to develop better communities in the United States, and

WHEREAS, Erie County desires to assist the cities, towns, and villages of the County to gain a maximum share of any funds available under said Housing and Community Development Act, and

WHEREAS, the Town of Cheektowaga desires to undertake essential community development and housing activities, as defined in said Act, and

WHEREAS, Erie County has been designated as an "Urban County" by the United States Department of Housing and Urban Development and is thereby entitled to a formula share of program funds, provided said County enters into cooperation agreements with included units of general local government having combined population of 200,000 persons or more, and

WHEREAS, the Erie County Legislature has authorized the County Executive to enter into such cooperative agreements, be it THEREFORE

RESOLVED that the Supervisor of the Town of Cheektowaga is authorized to enter into a cooperation agreement with Erie County, New York, which provides, among other things, that Cheektowaga's 1970 census population of 94,236 be included with that of said county, and which further provides for said county to undertake or assist in undertaking essential community development housing activities as defined by said act, within Cheektowaga's corporate bounds, and BE IT

FURTHER RESOLVED that the Supervisor of the Town of Cheektowaga is authorized to sign such additional forms and applications as requested by the Department of Housing and Urban Development and Erie County to further the purposes of this resolution.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 16 Motion by Councilman Johnson, seconded by Supervisor Meyers

WHEREAS, the Planning Board of the Town of Cheektowaga has recommended that certain provisions of the "Zoning Ordinance of the Town of Cheektowaga, New York" be amended:

NOW, THEREFORE, BE IT RESOLVED, that in accordance with the provisions of Section 264 of the Town Law of the State of New York, a public hearing be held on the 23rd day of February, 1976 at 8:30 o'clock P.M., Eastern Standard Time, at a meeting of the Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York; at which hearing all parties in interest and citizens shall have an opportunity to be heard and at which time and place it shall be determined by the Town Board whether the "Zoning Ordinance of the Town of Cheektowaga, New York" shall be amended as provided in the attached Notice of Hearing; and

BE IT FURTHER RESOLVED, that the Town Clerk shall publish the attached Notice of Hearing in the CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES, newspapers published in the Town of Cheektowaga and having a general circulation therein, not less than 10 nor more than 20 days prior to the date of the hearing.

NOTICE OF HEARING ON PROPOSAL TO AMEND
ZONING ORDINANCE

NOTICE IS HEREBY GIVEN THAT in pursuance of a resolution of the Town Board of the Town of Cheektowaga, which was duly passed on the 19th day of January, 1976, and in accordance with the provisions of Section 264 of the Town Law of the State of New York, a public hearing will be held on the 23rd day of February, 1976 at 6:30 o'clock P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard and at which time and place it shall be determined by the Town Board whether the "Zoning Ordinance of the Town of Cheektowaga, New York" shall be amended and changed as follows (changes or additions in text are indicated by underline, deletions by ~~strikeouts~~):

ARTICLE IV - MANUFACTURING DISTRICT REGULATIONS

Section 4-02 Limitations on Permitted Uses in the M1 District

- ~~A. No use of land, building or structure shall be permitted the operation of which normally results in any:~~
 - ~~1. Fire explosive hazard, or~~
 - ~~2. Dissemination of atmospheric pollutant, noise, vibration or odor beyond the boundaries of the premises on which such uses is located.~~
- A. The use of land or buildings for residential purposes shall be prohibited except (1) where the area in question is the extension of an existing residential area or the extension of a residential zoning district. As applied to the above existing residential area shall be defined as 25 or more dwelling units. A residential Zoning District shall be defined as 25 or more acres (acreage to include street right-of-way serving residential frontage).
- ~~B. No unneutralized refuse material shall be discharged into sewers, streams or ditches.~~
- B. No use of land, building or structure shall be permitted the operation of which normally results in any:
 - 1. Fire explosive hazard or
 - 2. Dissemination of atmospheric pollutant, noise, vibration or odor beyond the boundary of the premises on which such use is located or
 - 3. Discharge of any unneutralized refuse material into sanitary sewers and discharge of any refuse material into storm sewers, ditches, or streams."
- C. Storage of ~~in~~flammable liquids shall be entirely underground and in storage tanks approved by the National Fire Protection Association Safety containers shall be used within any building or structure in which flammable liquids are handled.
- D. All side and rear lot lines abutting any lot in any R District or a C District shall be fenced or screened by plantings. No fence other than one constructed of wire and commonly known as "chain link" fence shall be permitted. Such fence shall not be more than 10 feet in height and shall not project into any required front yard.

Item No. 16 cont'd

Section 4-12 - Limitations on uses in the M2 District - As specified and regulated in the M1 District with the exception of residential uses which shall be completely prohibited.

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

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux &
Kaczmarek
NAYES: 0
ABSENT: 0

AFFIDAVITS-NEXT PAGE

PROOF OF PUBLICATION

Bee Publications Inc.

Publishers Of:

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

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

STATE OF NEW YORK
COUNTY OF ERIE

NOTICE OF HEARING
ON PROPOSAL TO
AMEND
ZONING ORDENANCE

NOTICE IS HEREBY GIVEN
THAT in pursuance of a Resolution
of the Town Board of the Town of
Cheektowaga, which was duly
passed on the 19th day of January,
1976, and in accordance with the
provisions of Section 284 of the
Town Law of the State of New
York, a Public Hearing will be held
on the 23rd day of February, 1976
at 6:30 o'clock P.M., Eastern
Standard Time, at the Town Hall,
corner of Broadway and Union
Road, Cheektowaga, New York, at
which hearing all parties in
interest and citizens shall have an
opportunity to be heard and at
which time and place it shall be
determined by the Town Board
whether the "Zoning Ordinance of
the Town of Cheektowaga, New
York" shall be amended and
changed as follows (changes or
additions in text are indicated by
underline, deletions by
strikeouts):

ARTICLE IV - MANU-
FACTURING DISTRICT
REGULATIONS

Section 4-02 Limitations on
Permitted Uses in the M1 District

~~A. No use of land, building or
structure shall be permitted the
operation of which normally
results in any:~~

- 1. Fire explosive hazard, or
2. Dissemination of atmospheric
pollutant, noise, vibration or odor
beyond the boundaries of the
premises on which such use is
located.

A. The use of land or buildings
for residential purposes shall be
prohibited except (1) where the
area in question is the extension of
an existing Residential area or the
extension of a residential zoning
district. As applied to the above an
existing residential area shall be
defined as 25 or more dwelling
units: A residential Zoning District
shall be defined as 25 or more
acres (acreage to include street
right-of-way serving residential
frontage).

~~B. No unneutralized refuse
material shall be discharged into
creeks, streets or ditches.~~

~~B. No use of land, building or
structure shall be permitted the
operation of which normally
results in any:~~

- 1. Fire explosive hazard or
2. Dissemination of atmospheric
pollutant, noise, vibration or odor
beyond the boundary of the
premises on which such use is
located or

3. Discharge of any un-
neutralized refuse material into
sanitary sewers and discharge of
any refuse material into storm
sewers, ditches, or streams.

C. Storage of inflammable
liquids shall be entirely
underground and in storage tanks
approved by the National Fire
Protection Association. Safety
containers shall be used within any
building or structure in which
flammable liquids are handled.

D. All side and rear lot lines
abutting any lot in any R District
or a C District shall be fenced or
screened by plantings. No fence
other than one constructed of wire
and commonly known as "chain
link" fence shall be permitted.
Such fence shall not be more than
10 feet in height and shall not
project into any required front
yard.

Section 4-12 - Limitations on
Uses in the M2 District - As
specified and regulated in the M-1
District with the exception of
residential uses which shall be
completely prohibited.

Richard H. Wolcki
Town Clerk

Eleanor Measer
being duly sworn, deposes and says that she is the
Office Manager 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 12th day of Feb.
1976 and the last insertion being on the
day of same, 19.

Eleanor Measer

Subscribed and sworn to before me
of Feb

Myrna Rosen

Notary Public in and for Erie County
Myrna Rosen

MYRNA ROSEN
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1977

PROOF OF PUBLICATION

Bee Publications Inc.

Publishers Of:

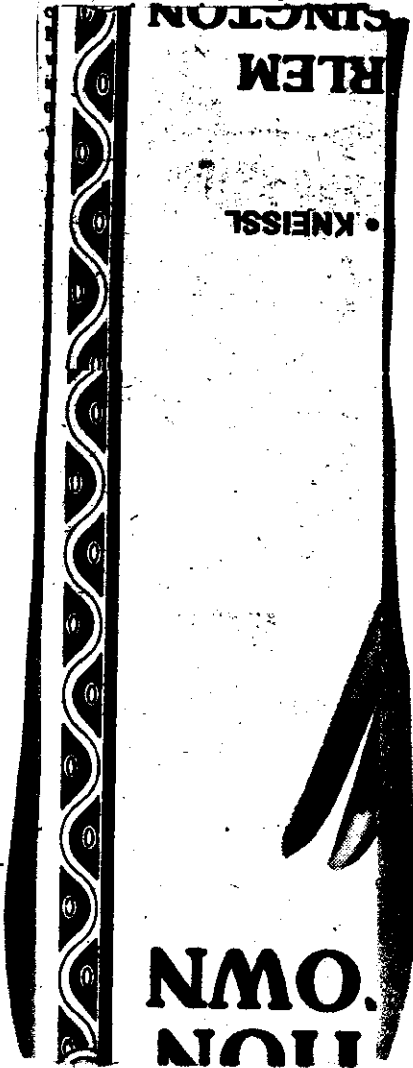
Amherst Bee ★ Clarence Bee ★ Lancaster Enterprise Journal
★ Depew Herald Journal and Cheektowaga News

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

STATE OF NEW YORK
COUNTY OF ERIE

NOTICE OF HEARING
ON PROPOSAL TO
AMEND
ZONING ORDINANCE

NOTICE IS HEREBY GIVEN
THAT in pursuance of a Resolution
of the Town Board of the Town of
Cheektowaga, which was duly
passed on the 19th day of January,
1976, and in accordance with the
provisions of Section 264 of the
Town Law of the State of New
York, a Public Hearing will be held
on the 23rd day of February, 1976
at 6:30 o'clock P.M., Eastern
Standard Time, at the Town Hall,



Eleanor Measer
being duly sworn, deposes and says that she is the
Office Manager 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 12th day of Feb.
1976 and the last insertion being on the
day of same, 19.

Subscribed and sworn to before me this 12th day

of Feb. 19 76

Myrna Rosen

Notary Public in and for Erie County
Myrna Rosen

MYRNA ROSEN
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1976

Eleanor Measer

The text in this section is extremely faint and largely illegible. It appears to be a multi-column document, possibly a newspaper or a report, with several columns of text. The content is obscured by heavy noise and low contrast, making it impossible to transcribe accurately. The text is arranged in approximately three columns across the width of the page.

Item No. 17 Motion by Supervisor Meyers, seconded by Councilman Johnson

BE IT RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of snow plow blades, wing blades, cutting edges, wing and front plow shoes, grades blades, receiver grates, receiver frames, curbboxes, extension rings and frames and covers for manholes for use in the Cheektowaga Highway Department. Information for bidders and specifications may be obtained from the Office of the Superintendent of Highways located at 3145 Union Road, Cheektowaga, New York; said Notice to be published in the CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that the Town Board will meet at 7:00 p.m., February 2, 1976 for the purpose of properly opening and reading the sealed bids.

* * * * *

L E G A L N O T I C E T O B I D D E R S

NOTICE IS HEREBY GIVEN, in compliance with Section 103 of the General Municipal Law, that separate proposals will be received and opened and read 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 7:00 P.M., Eastern Standard Time, on February 2, 1976 for Snow Plow Blades, Wing Blades, Cutting Edges, Wing and Front Plow Shoes, Grader Blades, Receiver Grates, Receiver Frames; Curbboxes, Extension Rings and Frames and Covers for Manholes.

In order to be considered, all bids must be filed with the undersigned Town Clerk prior to the time of the opening thereof, Information for bidders and specifications may be obtained from Alfred F. Wnek, Superintendent of Highways at his office located at 3145 Union Road (near Broadway), S. Cheektowaga, New York.

Non-collusion forms must be signed and submitted with bids.

RICHARD M. MOLESKI, Town Clerk

DATED: January 19, 1976
PUBLISHED: January 22, 1976

* * * * *

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

AFFIDAVITS-NEXT PAGE

PROOF OF PUBLICATION

Bee Publications Inc.

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★ Depew Herald Journal and Cheektowaga News

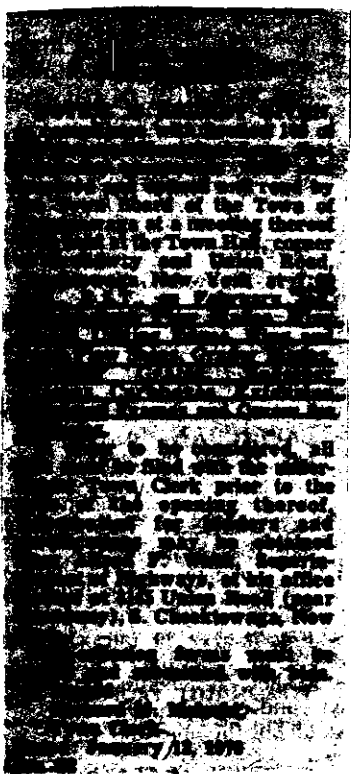
5564 MAIN STREET,
WILLIAMSVILLE, N.Y. 14221
PHONE: 632-4700

STATE OF NEW YORK
COUNTY OF ERIE

ss.

Susan M. Schasel

being duly sworn, deposes and says that she is the
Bookkeeper 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 22 day of January,
1976, and the last insertion being on the
day of same, 19.



Subscribed and sworn to before me this 22 day

Susan M. Schasel

of January, 1976

Myrna Rosen

Notary Public in and for Erie County Myrna Rosen

MYRNA ROSEN
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1976

20778 7/1/58

The Town Board of the
Town of Chesham, New York, is
holding a public hearing on
the application of F. M. G. for
a license to sell at the Town Hall,
Chesham, New York at 7:00 P.M.
on February 2nd, 1958 for
New Blades, Wing Blades,
Blade, Wing and Front Flow
Blade, Blade, Blade, Blade,
Blade, Blade, Blade, Blade,
Blade and Blade and
Blade.

It is requested that all
interested parties appear at the
hearing with the undersigned
before the time of the
hearing. Information for
the undersigned may be
obtained from Alfred F. G. G.
at the Town Hall, Chesham,
New York.

Respectfully,
Submitted with me,
ROBERT M. MOLESKI
Town Clerk
January 21, 1958
Witnessed: January 22, 1958

Item No. 18 Motion by Councilman Swiatek, seconded by Councilman Dux

WHEREAS, proposed Agreements between the Town of Cheektowaga and the New York-Penn Hockey League team the Amherst Junior Knights for use of the Cheektowaga Recreation Center have been submitted, and

WHEREAS, said proposed Agreements have been read and reviewed, NOW, THEREFORE, BE IT

RESOLVED that said Agreements be and hereby are approved, and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is authorized to sign said Agreements on behalf of the Town, copies of which are attached hereto and made a part hereof.

* See next pages for Agreements

On February 23, 1976, a regular meeting was held at 7:00 o'clock P.M., at which time a resolution (No. 38) terminating the agreement with Amherst Junior Knights for time at the Cheektowaga Recreation Center was approved.

Item No. 18 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 19 Motion by Councilman Johnson, seconded by Supervisor Meyers

WHEREAS, new subdivision construction is restricted within the Erie County Sewer District No. area of the Town of Cheektowaga due to sanitary sewer overloading, AND

WHEREAS, it is the understanding of this Town Board that the Giallanza Corporation is planning to start the construction of a two hundred, fifty (250) home subdivision and a two hundred, seventy-six (276) unit apartment complex in the Town of Lancaster with intentions to use the sewer facilities of Erie County Sewer District No. 1, AND

WHEREAS, such development will create flooding problems for residents in the Madeira Drive subdivision and the Slate Bottom Creek area, NOW, THEREFORE, BE IT

RESOLVED that the Town of Lancaster, the Erie County Department of Environmental Quality and the New York State Department of Environmental Conservation be and hereby are memorialized to immediately intercede on behalf of the citizens of the Town of Cheektowaga and forestall or preclude that development which fails to consider the effect of additional sanitary sewer and storm water loadings on other property owners.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 20 Engineering - Moratorium, Town of Cheektowaga Sewer Districts No. 3 & 5
This item was withdrawn.

Item No. 21 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, bids were received by this Town Board on December 15, 1975 for the furnishing of chlorine for the Town Sewage Treatment Plants, AND

WHEREAS, Jones Chemical Inc., 100 Sunny Sol Boulevard, Caledonia, New York 14423 was the sole bidder for the furnishing to the Town of chlorine for the year of 1976, AND

WHEREAS, the above mentioned corporation has met the requirements of the specifications, NOW, THEREFORE, BE IT

RESOLVED that the contract for the furnishing to the Town of chlorine for the year of 1976 be awarded to Jones Chemicals, Inc., the sole bidder, at the following quotations:

One-ton cylinders	\$275.00 per ton
Plus	400.00 deposit for each cylinder
One hundred fifty (150) pound cylinders	\$ 23.00 per cwt.
Plus	50.00 deposit for each cylinder

AND BE IT FURTHER RESOLVED that said bidder, Jones Chemicals, Inc., shall be permitted to increase or decrease said prices in the amounts of price changes made by its suppliers and freight handlers over which said bidder has no control.

Item No. 21 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilman Swiatek, Wasielewski, Johnson, Dux &
Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 22 Motion by Supervisor Meyers, seconded by Councilman Wasielewski

WHEREAS, Notice to Bidders was duly published for the receipt of bids for Fleet Washing for exterior washing and drying of Town of Cheektowaga automobiles during the year of 1976, 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 that the contract for the furnishing of Fleet Washing be awarded to Codiv Incorporated, 35 French Road, Cheektowaga, New York 14227, for their bid in the amount of seventy-five cents (\$0.75) per vehicle, said bid being the lowest bid meeting specification requirements.

* See next page for letter.



Town of Cheektowaga

TOWN HALL - BROADWAY AND UNION ROAD - CHEEKTOWAGA, NEW YORK 14227

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-683-2200

January 6, 1976

TO THE SUPERVISOR AND THE
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

Re: Bids for Fleet Washing

Gentlemen:

At the regular Town Board meeting of December 15, 1975 bids were received and publicly opened for exterior washing and drying of Town of Cheektowaga Automobiles during the year of 1976.

Two (2) bids were received as follows:

BIDDER	COST PER VEHICLE	ESTIMATED 2,400 WASHES
Codiv Incorporated	\$0.75	\$1,800.00
Delta Sonic Car Wash	\$1.07	\$2,568.00

It is, therefore, recommended that the bid be awarded to Codiv Incorporated, 35 French Road, Cheektowaga, New York 14227, for submitting the lowest bid meeting all specification requirements. This lower bid requires additional travel for car washes over last year's low bidder. Codiv Inc. has another location at Maryvale and Harlem.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan
Chester L. Bryan, P.E.
Town Engineer

CLB:tw

Item No. 22 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux &
Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 23 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, bids were duly received and opened on November 3, 1975, as the result of advertisement, therefore, for the furnishing of Safety Air Capsules for the use of the Sewer Maintenance men and Sewage Treatment Plant Operators, and said bids were referred to the Town Engineer for analysis, tabulation and report, which said analysis, tabulation and report is hereto attached and contained in the letter to the Town Board dated November 28, 1975, NOW, THEREFORE, BE IT

RESOLVED that the contract for the purchasing of Safety Air Capsules for the Town of Cheektowaga employees, as recommended by the Town Engineer, be and the same hereby is awarded to American Allsafe Co., Inc., 1245 Niagara Street, Buffalo, New York 14215, for their bid of \$2,452.50 for fifteen (15) Safety Air Capsules, said bid being the lowest responsible bidder meeting all requirements of the specifications.

* See next page for letter.



Town of Cheektowaga

TOWN HALL - BROADWAY AND UNION ROAD - CHEEKTOWAGA, NEW YORK 14227

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-683-2200

January 7, 1976

TO THE SUPERVISOR AND THE
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

Re: Safety Air Capsules

Gentlemen:

At the regular Town Board meeting of November 3, 1975, bids were received and opened for the furnishing of Safety Air Capsules for use by sewer maintenance men and treatment plant operators of the Town of Cheektowaga.

Two (2) bids were received as follows:

Comprosec Corporation	\$2,325.00
American Allsafe Co., Inc.	2,452.00

Additional information was requested by the Engineering Department from each bidder to insure compliance to the specifications at the time of bidding. The replies were submitted to Mr. John V. Rogowski, Town Attorney, for review. It is, therefore, recommended on the advice of Mr. Rogowski that the bid be awarded to American Allsafe Co., Inc., 1245 Niagara Street, Buffalo, New York, 14215, for the submission of the lowest responsible bid meeting all the requirements of the specifications. Comprosec Corporation stated that they will receive their service units and have it operational in the near future which did not comply to item no. 5 of the specifications.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan
Chester L. Bryan, P.E.
Town Engineer

CLB:tw

Item No. 23 cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 24 Motion by Supervisor Meyers, seconded by Councilman Swiatek

BE IT RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for furnishing of batter's helmets, catcher's helmets, masks, body protectors, shin guards, catcher's gloves, umpire indicators, baseballs, softballs and bats to the Town of Cheektowaga Recreation Department. Information for bidders and specifications may be obtained from the office of Richard M. Moleski, Town Clerk, said notice to be published in the CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that the Town Board will meet at 7:30 P.M., Eastern Standard Time on February 2, 1976, for the purpose of properly opening and reading the sealed bids.

N O T I C E T O B I D D E R S

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 2, 1976 at 7:00 P.M., Eastern Standard Time at the Town Hall, corner of Broadway and Union Road, for batter's helmets, catcher's helmets, masks, body protectors, shin guards, catcher's gloves, umpire indicators, baseballs, softballs and bats.

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

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

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

Richard M. Moleski
Town Clerk

Upon Roll Call....

AYES: Supervisor Meyers, Councilman Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

AFFIDAVITS-NEXT PAGE

PROOF OF PUBLICATION

Bee Publications Inc.

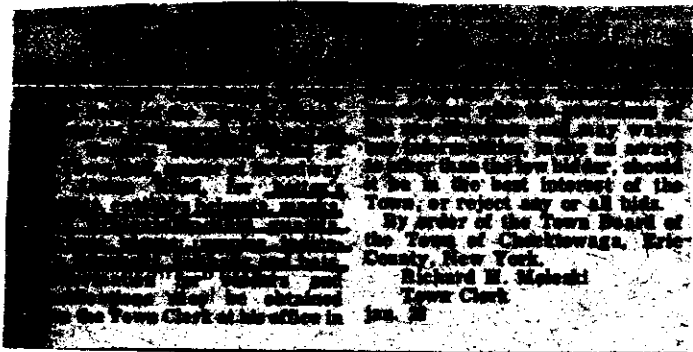
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5564 MAIN STREET,
WILLIAMSVILLE, N.Y. 14221
PHONE: 632-4700

STATE OF NEW YORK
COUNTY OF ERIE

ss.



Susan M. Schasel

being duly sworn, deposes and says that she is the
Bookkeeper 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 22 day of January,
1976, and the last insertion being on the
day of same, 19.

Subscribed and sworn to before me this 22 day

Susan M. Schasel

of January, 1976

Myrna Rosen
Notary Public in and for Erie County Myrna Rosen

MYRNA ROSEN
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1976

The Town Board of the Town of
 Cheektowaga, Erie County, New York,
 hereby certifies that the following
 list of inventory and Union Head
 cover's contents, catches and
 tools, body protectors, safety
 caps, work gloves, work boots,
 and work clothes, should be in the
 possession for bidding and specific
 work to be obtained from the
 work at his office in Town Hall.
 The Town Board reserves the right
 to accept, amend or reject any bid
 received and submitted in accord
 with the provisions of the
 contract and they waive any
 claims, claims against or other
 claims of any kind, should it be in the
 possession of the Town, or reject any
 bid.
 Mayor of the Town Board of the
 Town of Cheektowaga, Erie County,
 New York.
 RICHARD H. MOLESKI
 Town Clerk

Item No. 25 Motion by Councilman Swiatek, seconded by Councilman Wasielewski

WHEREAS, the New York State Bar Association is holding its Municipal Law Section seminar January 27th through January 31st, 1976 in New York City, NOW, THEREFORE, BE IT

RESOLVED that the Town Attorney or one of the Deputy Town Attorneys be and hereby is authorized to attend said seminar, and BE IT FURTHER

RESOLVED that all their reasonable expenses incurred in attending said seminar be reimbursed by the Town.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek

NAYES: 0

ABSENT: 0

Item No. 26 Motion by Councilman Swiatek, seconded by Councilman Johnson

WHEREAS, various business matters are presently pending between the Town of Cheektowaga and a number of State agencies and departments in Albany, New York, AND

WHEREAS, conferences, meetings and consultations are expected to be held between representatives of the State agencies and Town of Cheektowaga officials to transact business on behalf of the Town during the next several months, THEREFORE BE IT

RESOLVED that the Town Engineer and Town Attorney be and hereby are authorized to attend such meetings as are necessary to transact business on behalf of the Town for the period ending on July 1, 1976, and BE IT FURTHER

RESOLVED that their reasonable and necessary expenses to attend such meetings in Albany be reimbursed by the Town.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek

NAYES: 0

ABSENT: 0

Item No. 27 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, the Society of Real Estate Appraisers, Buffalo Chapter No. 88 is having a course in Real Property Appraising each Wednesday evening from January 28, 1976 thru May 29, 1976 at the State University of New York at Buffalo, NOW, THEREFORE, BE IT

RESOLVED that Casimir Kozminski, Deputy Assessor be and hereby is authorized to attend said courses, and BE IT FURTHER

RESOLVED that the total expenses of \$198.50 be paid by the Town, however, if these courses are cancelled due to insufficient enrollment, there will be no expenses incurred by the Town, and BE IT FURTHER

RESOLVED that no overtime or compensatory time is to be granted while attending seminar.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek

NAYES: 0

ABSENT: 0

Item No. 28 Motion by Councilman Swiatek, seconded by Councilman Kaczmarek

WHEREAS, bids have been received by the Town Board on December 1, 1975

Item No. 28 cont'd

for dehumidification and air conditioning work at the Cheektowaga Recreation Center, and

WHEREAS, said bids were forwarded to Donald T. Maharan Associates, P.C., Architects-Engineer for analysis and tabulation, and

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

RESOLVED that the bid for dehumidification and air conditioning work at the Cheektowaga Recreation Center be and hereby is awarded to ACH Contractors, Inc., 98 Judith Drive, Cheektowaga, New York, in the sum of \$74,356.00, said bidder being the lowest bidder meeting specifications.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

A motion was made by Councilman Swiatek, seconded by Councilman Johnson to amend the base bid in this resolution. This was rescinded at a special meeting on January 26th, 1976 at 5:30 P.M.

Item No. 29 Motion by Supervisor Meyers, seconded by Councilman Dux

WHEREAS, bids have been received by the Town Board on December 1, 1975 for dehumidification and air conditioning work at the Cheektowaga Recreation Center, and

WHEREAS, said bids were forwarded to Donald T. Maharan Associates, P.C., Architects-Engineer for analysis and tabulation, and

WHEREAS, a report was made by said architects in a letter dated December 16, 1975, addressed to the Deputy Superintendent of Parks, and said tabulation is hereto attached, NOW, THEREFORE, BE IT

RESOLVED that the bid for the dehumidification and air conditioning work at the Cheektowaga Recreation Center be and hereby is awarded to ACH Contractors, Inc., 98 Judith Drive., Cheektowaga, New York, for their base bid price of \$74,356.00 and their Alternate No. 1 price of \$78,500.00; said bidder being the lowest bidder meeting all the requirements of the specifications, and BE IT FURTHER

RESOLVED that the sum of \$159,400.00 be and hereby be appropriated from the Federal Revenue Sharing Funds to cover said bid, architectural fees, and contingencies associated with this work, and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is authorized to execute the agreement with the said ACH Contractors, Inc., on behalf of the Town of Cheekowaga.

* See next pages for tabulation.

**DONALD T. MAHARAN ASSOCIATES P.C.
ARCHITECTS - ENGINEER**

505 DELAWARE AVENUE
BUFFALO, NEW YORK 14202
TELEPHONE 716-882-2227

□

DONALD T. MAHARAN R. A., A. I. A.
PRESIDENT

December 16, 1975

Mr. James Matecki
Deputy Superintendent of Parks

Cheektowaga, New York, 14227

Re: Dehumidification & Air Conditioning Work
Cheektowaga Recreation Center

Dear Mr. Matecki:

We have reviewed the Bids received by the Town Board on December 1, 1975 and recommend that the work be awarded to the low bidder, A.C.H. Contractors, Inc., 98 Judith Drive, Cheektowaga, New York in the Base Bid amount of \$74,356.00. Our estimate for the Base Bid work was \$80,000.00.

An Alternate No. 1 price of \$78,500.00 was also received from the low bidder for Air Conditioning the ice rink area. This is an extra and the Town Board will have to decide exactly how the Recreation Center shall be used in the future.

The 45 day period for retention of all bids expires on January 15, 1976 and an award shall have to be made by that date.

Enclosed is a copy of the following items:

1. Bid Tabulation
2. Letter dated December 2, 1975 from A.C.H. Contractors, Inc. (low bidder) providing a list of proposed sub-contractors and a list of past projects performed by this contractor.

Very truly yours,

DONALD T. MAHARAN ASSOCIATES, P.C.
ARCHITECTS-ENGINEER

Frederick D. Marzak
Frederick D. Marzak, R.A.

lw

cc: Mr. Chester L. Bryan, Town Engineer
encl.

ASSOCIATES CONRAD PAWLOWSKI R.A.
LEWIS & BROWN R.A.

FREDERICK D. MARZAK
JOHN M. SULLIVAN R.A.

DONALD C. SMITH P.E.

PHONE
674-0448

PHONE
674-0448

A. C. H. CONTRACTORS INC.
98 JUDITH DRIVE CHEEKTOWAGA, N. Y. 14227

AIR CONDITIONING

HEATING

VENTILATION

INSTALLATION

SALES & SERVICE

December 2, 1975

Donald Maharan & Associates
505 Delaware Avenue
Buffalo, New York

RE: Cheektowaga Recreation Center

ATTN: Mr. Frederick Marzak

Dear Sir:

The following is the information requested by your office for the subject project.

SUBCONTRACTORS: Equipment	Mammoth
Sheet Metal	Kugler Bros. Sheet Metal, Inc.
Insulation	Frontier Insulation, Inc.
Painting	P & L Painting
Steel work	Westrore Construction Co.
Electrical work	Anco Electric Co.

Work done by our office includes:

TWIN FAIR CAFETERIA - \$47,500.00 - completed 12/17/74

Architect - Pfohl, Roberts, Vacanti

Engineer: Alex Daoud-Mardini

General Contractor - The John W. Cowper Co.

LAME VIEW SKATING RINK - \$9,577.00 - completed 1/17/75

Architect - Castle, Hamilton, Houston, Lowrie

Engineer - Wilson, Klaes, Brucker, Wilson

L.E. COIN ELEMENTARY SCHOOL - \$33,275.00 - completed 1/17/75

Architect & Engineer - Donald W. Love

GATEWAY METHODIST BOY'S HOME - completed 10/25/75 - \$36,998.00

Architect - Trevor W. Rogers

Engineer - Jacobus & Babinski

PHONE
674-0448

PHONE
674-0448

A. C. H. CONTRACTORS INC.
98 JUDITH DRIVE CHEEKTOWAGA, N. Y. 14227

AIR CONDITIONING

HEATING

VENTILATION

INSTALLATION

SALES & SERVICE

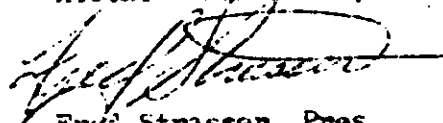
Page 2

DARTWOOD COMMUNITY CENTER - \$24,235.00 - completed 10/29/75
Architect - Scaffidi & Moore
Engineer - R.P. Morrow

PAT'S RESTAURANT - \$17,110.00 - in progress, 90% completed

We hope you find this information satisfactory. If there are any questions, please feel free to contact our office. Thank you.

Very truly yours,
A.C.H. CONTRACTORS, INC.


Fred Strasser, Pres.

PS/es

PHONE
674-0448

PHONE
674-0448

A. C. H. CONTRACTORS INC.
98 JUDITH DRIVE CHEEKTOWAGA, N. Y. 14227

AIR CONDITIONING

HEATING

VENTILATION

INSTALLATION

SALES & SERVICE

January 2, 1976

Mr. James Matecki
Deputy Supt. of Parks
Town of Cheektowaga

RE: Cheektowaga Recreation Center

ATTN: Mr. Matecki

Dear Sir:

In accordance with our discussion of December 31, 1975 on extending our quoted price on the above project, we have checked with our suppliers and subcontractors and found that we can extend our price if it is approved at the January 19th Town Board meeting and if we have a letter in our office by January 20th so the equipment can be ordered.

This letter will have to indicate to us that we can order the equipment and the Town of Cheektowaga will assume the cost in a signed contract for the job by the 1st of February 1976.

Thank you for your consideration.

Very truly yours,
A.C.H. CONTRACTORS, INC.


Fred Strasser, Pres.

FS/es

CHEEKTOWAGA RECREATION CENTER
DEHUMIDIFICATION AND AIR CONDITIONING WORK

BID TABULATION

DONALD T. MAHARAN ASSOCIATES, P.C.

BIDS RECEIVED - DECEMBER 1, 1975

CONTRACTOR	BASE BID	ALTERNATE #1
ACH Contractors, Inc.	\$74,356.00	\$78,500.00
Cooney Air Conditioning, Inc.	\$78,851.00	\$82,950.00
Hoffett Heating Corp.	\$78,940.00	\$86,960.00
Hamberger & Co., Inc.	\$79,724.00	\$81,609.00
Vastola Equipment Corp.	\$81,900.00	\$85,500.00
Buffalo Acoustical	\$83,431.00	\$85,157.00
G. A. Dyce, Inc.	\$92,681.00	\$82,269.00
Grea Construction Co., Inc.	\$95,800.00	\$105,000.00
Joseph Davis, Inc.	\$96,125.00	\$89,100.00

THE AMERICAN INSTITUTE OF ARCHITECTS



AIA Document A101

**Standard Form of Agreement Between
Owner and Contractor**

where the basis of payment is a
STIPULATED SUM

*Use only with the latest Edition of AIA Document A201, General Conditions of the Contract for Construction.
This document has important legal consequences; consultation with an attorney is encouraged with respect to its
completion or modification.*

AGREEMENT

made this 17th day of February in the year of Nineteen
Hundred and Seventy-six

BETWEEN Town of Cheektowaga
Town Hall
Broadway and Union Road
Cheektowaga, New York 14227 the Owner, and

A.C.H. Contractors, Inc.
98 Judith Drive the Contractor.
Cheektowaga, New York 14227

The Owner and the Contractor agree as set forth below. .

ARTICLE 1

THE CONTRACT DOCUMENTS

The Contract Documents consist of this Agreement, Conditions of the Contract (General, Supplementary and other Conditions), Drawings, Specifications, all Addenda issued prior to execution of this Agreement and all Modifications issued subsequent thereto. These form the Contract, and all are as fully a part of the Contract as if attached to this Agreement or repeated herein. An enumeration of the Contract Documents appears in Article 8.

ARTICLE 2

THE WORK

The Contractor shall perform all the Work required by the Contract Documents for

Dehumidification and air conditioning work at the Cheektowaga Recreation Center, Town Park, Cheektowaga, New York.

(Insert above the caption descriptive of the Work as used on other Contract Documents.)

ARTICLE 3

ARCHITECT

The Architect for this Project is **Donald T. Maharan Associates, P.C.**
505 Delaware Avenue
Buffalo, New York 14202

ARTICLE 4

TIME OF COMMENCEMENT AND COMPLETION

The Work to be performed under this Contract shall be commenced **immediately**
and completed **within 40 calendar days.**

(Here insert any special provisions for liquidated damages relating to failure to complete on time.)

ARTICLE 5
CONTRACT SUM

The Owner shall pay the Contractor for the performance of the Work, subject to additions and deductions by Change Order as provided in the Conditions of the Contract, in current funds, the Contract Sum of **\$74,356.00**

(Seventy-four Thousand, Three Hundred Fifty-six Dollars and No Cents.)

(State here the lump sum amount, unit prices, or both, as desired.)

ARTICLE 6
PROGRESS PAYMENTS

Based upon Applications for Payment submitted to the Architect by the Contractor and Certificates for Payment issued by the Architect, the Owner shall make progress payments on account of the Contract Sum to the Contractor as provided in the Conditions of the Contract as follows:

On or about the **15th** day of each month **90** per cent of the proportion of the Contract Sum properly allocable to labor, materials and equipment incorporated in the Work and **90** per cent of the portion of the Contract Sum properly allocable to materials and equipment suitably stored at the site or at some other location agreed upon in writing by the parties, up to the **1st** day of that month, less the aggregate of previous payments in each case; and upon Substantial Completion of the entire Work, a sum sufficient to increase the total payments to per cent of the Contract Sum, less such retainages as the Architect shall determine for all incomplete Work and unsettled claims.

(Here insert any provisions made for limiting or reducing the amount retained after the Work reaches a certain stage of completion.)

ARTICLE 7

FINAL PAYMENT

Final payment, constituting the entire unpaid balance of the Contract Sum, shall be paid by the Owner to the Contractor 30 days after Substantial Completion of the Work unless otherwise stipulated in the Certificate of Substantial Completion, provided the Work has then been completed, the Contract fully performed, and a final Certificate for Payment has been issued by the Architect.

ARTICLE 8

MISCELLANEOUS PROVISIONS

8.1 Terms used in this Agreement which are defined in the Conditions of the Contract shall have the meanings designated in those Conditions.

8.2 The Contract Documents, which constitute the entire agreement between the Owner and the Contractor, are listed in Article 1 and, except for Modifications issued after execution of this Agreement, are enumerated as follows:

(List below the Agreement, Conditions of the Contract (General, Supplementary, and other Conditions), Drawings, Specifications, Addenda and accepted Alternates, showing page or sheet numbers in all cases and dates where applicable.)

Specifications

Invitation to Bid	Page 1-2
Information for Bidders	Page 1-9
Form of Proposal	Page P-1- P-6
Performance Bond	Page PB-1- PB-6
General Conditions	Page GC-1
Supplementary General Conditions	Page SG-1- SG-5
Section 1A - General Requirements	Page 1A-1- 1A-6
" 1B - Miscellaneous Requirements	Page 1B-1- 1B-3
" 1C - Temporary Services & Facilities	Page 1C-1- 1C-2
Division 4 - Masonry Work	Page 4-1
" 5 - Metals	Page 5-1
" 6 - Carpentry	Page 6-1
" 7 - Moisture Protection	Page 7-1
" 9 - Finishes	Page 9-1- 9-2
" 16 - Electrical Work	Page 16-1- 16-4
" 17 - Dehumidification and Air Conditioning Work	Page 17-1- 17-13

Addendum No. 1

Drawings

M-1 Floor and Roof Plans - Office	DTD. Nov. 3, 1975
M-2 Upper Plan of Ice Rink	DTD. Nov. 3, 1975
M-3 Sections and Details	DTD. Nov. 3, 1975

This Agreement executed the day and year first written above.

OWNER

Kenneth J. Meyers
Kenneth J. Meyers
Supervisor

CONTRACTOR

Fredrick P. Hauer
President
A.C.H. Contractors, Inc.

ATTEST

Richard M. Moliski
Town Clerk

Item No. 29 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 30 Transfer of County Roads to Town Roads
This item was withdrawn.

Item No. 31 Motion by Councilman Swiatek, seconded by Councilman Johnson

WHEREAS, Mr. Jerome J. Gabryszak residing at _____, Cheektowaga, New York 14227 has been hired under the Comprehensive Employment and Training Act of 1973, Title II, as an Administrative Trainee in the Councilmen's Chambers, NOW, THEREFORE, BE IT

RESOLVED that Mr. Gabryszak be transferred to the position of Administrative Trainee in the Town Clerk's Office at a yearly salary of \$10,411.00, effective immediately.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 32 Motion by Supervisor Meyers, seconded by Councilman Wasielewski

BE IT RESOLVED that the salary of Raymond M. Matot, Superintendent of Buildings and Grounds be and hereby is \$15,971.51, effective January 1, 1976.

Upon Roll Call....

AYES: Supervisor Meyers, Councilman Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 33 Motion by Supervisor Meyers, seconded by Councilman Dux

WHEREAS, a resolution dated January 2, 1976, the salary of Patricia E. Staniaszek, Program Coordinator for the Cheektowaga Youth Bureau, was incorrectly listed as \$10,150.00, NOW, THEREFORE, BE IT

RESOLVED that said resolution dated January 2, 1976, be and hereby is rescinded.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 34 Motion by Supervisor Meyers, seconded by Councilman Dux

RESOLVED that the salary of Patricia E. Staniaszek of Cheektowaga, New York, Program Coordinator for the Cheektowaga Youth Bureau, shall be \$10,705.00, for fiscal year 1976, effective immediately.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 35 Motion by Supervisor Meyers, seconded by Councilman Swiatek

RESOLVED that James Matecki, residing at 40 Parwood Drive, Cheektowaga, New York, be and hereby is appointed Parks Foreman in the Cheektowaga Parks Department, at an annual salary of \$14,552.00 per year, effective immediately.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 36 Motion by Councilman Wasielewski, seconded by Councilman Swiatek

WHEREAS, due to state cutbacks, the position of New York State Bingo Inspector has been abolished and the Town of Cheektowaga finds itself in the position where the brunt of enforcement of Bingo Laws and Rules in Cheektowaga must be enforced by one of the appointed Bingo Inspectors, and

WHEREAS, the Town of Cheektowaga needs a Chief Bingo Inspector to handle the added responsibilities and duties of enforcement, THEREFORE, BE IT

RESOLVED that the position of Chief Bingo Inspector be created at no additional compensation, and BE IT FURTHER

RESOLVED that Alexander Mazgajewski, , Cheektowaga, New York be and hereby is appointed to such position.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 37 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, the Town of Cheektowaga Youth Bureau has been operating a special swim program for the retarded children, and

WHEREAS, the necessary forms for the creation of a "Recreation Supervisor", Part-time, for this program have been submitted to Erie County Personnel, and have been approved by the County, NOW, THEREFORE, BE IT

RESOLVED that the position of "Recreation Supervisor", part-time, for the Retarded Children Swim Program, be and hereby is created.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 38 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, the position of "Recreation Supervisor" part-time, for the Retarded Childrens' Swim Program, sponsored by the Cheektowaga Youth Bureau, has been previously created, NOW, THEREFORE, BE IT

RESOLVED that Joseph V. Daly, of , be hereby appointed "Recreation Supervisor", part-time, at a salary of \$5.00 per hour, effective immediately. Said salary not to exceed \$3200.00 per year.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 39 Motion by Supervisor Meyers, seconded by Councilman Wasielewski

RESOLVED that Jean Maturski, , Cheektowaga, New York, be hired as Clerk, temporary, in the Recreation and Parks Department, at a salary of \$22.00 per day.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 40 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, there is a vancancy in the Buildings and Grounds Maintenance Department for a Caretaker, and

WHEREAS, said position has been posted in accordance with Article 18, Section 1 (b-d inclusive) of the Agreement between the Town of Cheektowaga and Local 1026, American Federation of State, County and Municipal Employees, AFL-CIO,

RESOLVED that Edward J. Wozniak of , Cheektowaga, New York, be and hereby is appointed to the position of Caretaker, full time in the Buildings and Grounds Maintenance Department to work an eight hour shift from 4:00 P.M. to 12:00 Midnight at the rate of \$5.36 per hour effective immediately.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 41 Motion by Councilman Swiatek, seconded by Councilman Wasielewski

THEREFORE, BE IT RESOLVED that the following be hired as part time employees for the Recreation Department for Arts & Crafts as Recreation Attendants at the rate of \$3.00 per hour:

Betty Lindamer
Rosemary Prischel
Adrienne Andrisani

BE IT FURTHER RESOLVED that Tony Knighton be hired as a part time recreation attendant for the Recreation Department at the rate of \$2.50 per hour.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 42 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, a vacancy presently exists on the Cheektowaga Youth Board, NOW, THEREFORE, BE IT

RESOLVED that Linda King of , Cheektowaga, New York, 14225, be appointed to serve a full three (3) year term on the Cheektowaga Youth Board beginning January 19, 1976.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 43 Motion by Councilman Wasielewski, seconded by Councilman Dux

BE IT RESOLVED that Olga Napierski, residing at Cheektowaga, New York be and hereby is appointed a temporary School Crossing Guard at a salary of \$3.00 per hour.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 44 Motion by Supervisor Meyers, seconded by Councilman Dux

BE IT RESOLVED that Julia Boyer Reinstein be and hereby is appointed Town Historian of the Town of Cheektowaga, New York for a term of four (4) years commencing January 1, 1976.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 45 Transfer of Funds
This item was withdrawn.

Item No. 46 Motion by Councilman Wasielewski, seconded by Councilman Swiatek

RESOLVED that the following vouchers and warrants submitted to the Town of Cheektowaga for the period ending January 19, 1976, be and hereby are approved and that Supervisor pay said warrants:

<u>FUND</u>	<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
General December 1975	4510	4672	\$ 60,702.85
" January 1976	4507	4715	239,635.26
Part Town December 1975	239	243	294.50
" " January 1976	227	249	2,577.32
Special Dists December 1975	1102	1156	143,494.74
Special Dists January 1976	1100	1157	148,677.98
Highway December 1975	993	1053	45,530.11
Highway January 1976	992	1054	49,496.95
Trust and Agency Dec. 1975	--	--	-----
Trust and Agency Jan. 1976			106,605.49
Federal Rev. Sharing Dec. 1975	122	124	44,310.93
Federal Rev. Sharing Jan. 1976	121	--	250,000.00
			<u>\$1,091,326.13</u>

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

V. FROM THE TABLE

Item No. 47 Motion by Supervisor Meyers, seconded by Councilman Wasielewski

WHEREAS, there is a vancy in the Buildings and Grounds Maintenance Department for a Caretaker, and

WHEREAS, said position has been posted in accordance with Article 18, Section 1 (b-d) inclusive of the Agreement between the Town of Cheektowaga and Local 1026, American Federation of State, County and Municipal Employees, AFL-CIO,

RESOLVED that George Dygula of _____, Cheektowaga, New York be and hereby is appointed to the position of Caretaker, full time in the Buildings and Grounds Maintenance Department, to work an eight hour shift from 7:00 A.M. to 3:00 P.M., at the rate of \$5.36 per hour effective immediately.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 48 Motion by Councilman Wasielewski, seconded by Councilman Dux

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 Joseph Yantomasi of _____, Cheektowaga, New York be andhe hereby is appointed Police Commissioner and Councilman Frank E. Swiatek and Councilman George Kaczmarek are hereby designated to serve as members of said Police Commission.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 49 Motion by Councilman Johnson, seconded by Supervisor Meyers

BE IT RESOLVED that the office of Deputy Supervisor of the Town of Cheektowaga is hereby created pursuant to the provisions of Section 42 of the Town Law of the State of New York, effective immediately, and BE IT FURTHER

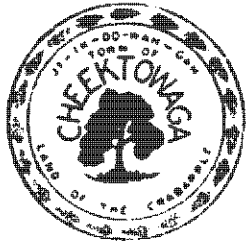
RESOLVED that the salary of said Deputy Supervisor is the sum of \$500.00 per annum.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

* See next page for letter appointing Deputy Supervisor

SUPERVISOR
KENNETH J. MEYERS



TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

TOWN HALL, BROADWAY AND UNION ROAD
CHEEKTOWAGA, NEW YORK 14227

716-683-2200

January 19, 1976

Honorable Town Board Members
Town Clerk

Gentlemen:

The Town Board has created the position of Deputy Supervisor of the Town of Cheektowaga by resolution adopted on January 19, 1976. Section 42 of the Town Law of the State of New York provides that the appointment to said position shall be made by the Supervisor within five (5) days after the establishment of the office. Please be advised that I hereby appoint Mr. Kenneth J. Kopacz, residing at _____, Cheektowaga, New York to said position, effective immediately.

Very truly yours,

Kenneth J. Meyers
Kenneth J. Meyers
Supervisor

OFFICE OF THE SUPERVISOR

Item No. 50 Motion by Supervisor Meyers, seconded by Councilman Wasielewski

RESOLVED that Edward Tokasz, , be appointed a member of the Cheektowaga Zoning Board of Appeals to fill the unexpired term of Richard Moleski, who has tendered his resignation, effective December 31, 1975.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 51 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, a vacancy exists in the office of the Councilman of the Town of Cheektowaga for a term expiring on December 31, 1976, THEREFORE, BE IT

RESOLVED that William P. Rogowski, residing at , Sloan, New York, be and hereby is appointed as Councilman in the Town of Cheektowaga for a term ending December 31, 1976, effective immediately upon his taking the oath of office.

Upon Roll Call....

AYES: Supervisor Meyers, Councilman Johnson
NAYES: Councilmen Swiatek, Wasielewski, Dux & Kaczmarek
ABSENT: 0

Item No. 52 Motion by Councilman Swiatek, seconded by Councilman Wasielewski

WHEREAS, a vacancy exists in the office of the Councilman of the Town of Cheektowaga for a term expiring on December 31, 1976, THEREFORE, BE IT

RESOLVED that James Burst, residing at , Cheektowaga, New York, be and hereby is appointed as Councilman in the Town of Cheektowaga, for a term ending December 31, 1976, effective immediately upon his taking the oath of office.

Upon Roll Call....

AYES: Councilmen Swiatek, Wasielewski, Dux & Kaczmarek
NAYES: Supervisor Meyers, Councilman Johnson
ABSENT: 0

Item No. 53 Motion by Supervisor Meyers, seconded by Councilman Swiatek to adjourn the meeting.

RICHARD M. MOLESKI
Town Clerk

Item No. 1 At a special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road, in said Town on the 26th day of January 1976 at 5:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT: Supervisor Kenneth J. Meyers
Councilman Frank E. Swiatek
Councilman Raymond J. Wasielewski
Councilman Thomas M. Johnson
Councilman Frank J. Dux
Councilman George Kaczmarek

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; Chester Bryan, Town Engineer; Andrew Schwenk, Sole Assessor; Ronald Marten, Building and Plumbing Inspector; Benedict Kostrzewski, Chief of Police; Ronald Norman, Receiver of Taxes.

Item No. 2 Leave of absence for Mr. James R. Burst

Motion by Councilman Johnson, seconded by Supervisor Meyers

BE IT RESOLVED that the resolution granting a leave of absence for Mr. James R. Burst be tabled until January 30th, 1976.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 3 Town of Cheektowaga Sewer Districts No. 3 and No. 5 (tap-in-agreement)

Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the Erie County Department of Health issued orders from the Commissioner and dated January 31, 1974, recommending no issuance of building permits requiring sewer use in the Town Sewer Districts No. 3 and No. 5, AND

WHEREAS, the Commissioner of Erie County Department of Environmental Quality submitted amended orders of consent dated November 21, 1975 allowing the issuance of a stipulated number of sewer tap-ins, NOW, THEREFORE, BE IT

RESOLVED that this Town Board on behalf of Sanitary Sewer Districts No. 3 and No. 5 agrees to the conditions of said amended orders of consent and, BE IT FURTHER

RESOLVED that the Supervisor be and hereby is authorized to sign said agreements on behalf of Sewer District No. 3 and No. 5, copies of which are attached hereto and made a part hereof.

* See next pages for Agreements



COUNTY OF ERIE

EDWARD V. REGAN, COUNTY EXECUTIVE
DEPARTMENT OF ENVIRONMENTAL QUALITY
~~XXXXXXXXXXXXXXXX~~ COMMISSIONER

H. Dale Bossert, P.E.

RECEIVED

JAN 30 1976

Richard M. Moleski, Town Clerk

December 3, 1975

Supervisor and Town Board
Town of Cheektowaga
Town Hall - Broadway and Union
Cheektowaga, New York 14225

Re: Cheektowaga Sewer District
No. 5 and No. 7 and all
Tributary Districts
Order on Consent

Gentlemen:

Enclosed are two copies of a proposed Order on Consent. Please review this document. If you are in agreement with its provisions and contents, please execute both copies and return them to this office.

Should you wish to discuss the proposed Order on Consent please contact us.

Very truly yours,

H. Dale Bossert
H. Dale Bossert, P.E.
Commissioner

HDB:jk
Encs.

cc: Mr. Van Epps
Mr. C. Bryan

cc: Town Clerk

DEC 5



COUNTY OF ERIE

EDWARD V. REGAN, COUNTY EXECUTIVE
DEPARTMENT OF ENVIRONMENTAL QUALITY
~~XXXXXXXXXXXXXXXXXXXX~~ COMMISSIONER
H. Dale Bossert, P.E.

COUNTY OF ERIE: DEPARTMENT OF ENVIRONMENTAL QUALITY

In the Matter of the Findings of the Commissioner	:	
of Environmental Quality Pursuant to Article IV-A	:	<u>AMENDED</u>
of the Erie County Sanitary Code in Cheektowaga	:	
Sewer District No. 5 and all Tributary Districts	:	<u>ORDER</u>
including Cheektowaga Sewer District No. 7	:	
	:	<u>ON</u>

CONSENT

DETERMINATION OF THE COMMISSIONER OF ENVIRONMENTAL QUALITY
OF THE COUNTY OF ERIE:

A determination having been made that specified conditions relative to the Town of Cheektowaga District No. 5 sanitary sewer system have changed since the Order was issued by the Commissioner of Health on October 11, 1974 and as stated in the attached Report of Findings made November 21, 1975.

NOW THEREFORE, by virtue of the authority vested in me as Commissioner of Environmental Quality of the County of Erie,

I DO HEREBY ORDER AND DIRECT:

THAT not more than fifteen (15) new tap-in equivalents to sewers in Sewer District No. 5 will be allowed during the period of December 1, 1975 to June 30, 1976 and that no tap-in equivalents will be allowed in Sewer District No. 7 and all tributary districts.

THAT the respondent must not permit tap-ins without submitting monthly reports, of said tap-ins that are issued, to the Erie County Department of Environmental Quality.

THAT the respondent will not permit tap-ins without submitting a quarterly report on the progress of remedial work showing the location, type of correction, and anticipated or actual inflow/infiltration removal. Said inflow/infiltration removal must exceed five (5) times the proposed tap-in equivalent flow addition for the same period.

- continued -

THAT the Town of Cheektowaga shall continue to monitor and report to the Erie County Department of Environmental Quality on a monthly basis the frequency, duration, date, and volume of overflows and bypasses at the overflow points listed in the attached "Report of Findings" dated November 21, 1975 and all other locations in the Town of Cheektowaga Districts No. 5 and all tributary Districts. The methods of measuring and recording these shall be submitted to the Commissioner of the Department of Environmental Quality within thirty (30) days from the date of this order.

THAT the Town of Cheektowaga shall take all steps necessary to disinfect and control all overflows, bypasses, or back-ups of sewage in the Town of Cheektowaga Sewer System to minimize their occurrence and effect on the environment. The methods which will be utilized to disinfect and control overflows shall be submitted to the Commissioner within thirty (30) days from the date of this Order.

This Order supersedes the previous Order for said Districts dated October 11, 1974.

Dated: Buffalo, New York
November 21, 1975

H. DALE BOSSERT, P.E.
Commissioner of Environmental Quality
of the County of Erie

TO: CHEEKTOWAGA TOWN BOARD
Town Hall, Broadway and Union
Cheektowaga, New York 14225

and

DANIEL E. WEBER, SUPERVISOR
Town of Cheektowaga
Town Hall, Broadway and Union
Cheektowaga, New York 14225



COUNTY OF ERIE

EDWARD V. REGAN, COUNTY EXECUTIVE
DEPARTMENT OF ENVIRONMENTAL QUALITY
~~XXXXXXXXXXXXXXXXXXXX~~ COMMISSIONER

H. Dale Bossert, P.E.

COUNTY OF ERIE: DEPARTMENT OF ENVIRONMENTAL QUALITY

In the Matter of the Findings of the Commissioner
of Environmental Quality Pursuant to Article IV-A
of the Erie County Sanitary Code in Cheektowaga
Sewer Districts No. 5 and all Tributary Districts
including Cheektowaga Sewer District No. 7.

AMENDED
REPORT
OF
FINDINGS

DETERMINATION OF THE COMMISSIONER OF ENVIRONMENTAL QUALITY
OF THE COUNTY OF ERIE:

Pursuant to the Report of Findings issued by the Commissioner
of Health dated January 31, 1974, and the Amended Report of Findings
of October 11, 1974, the Commissioner of Environmental Quality now
finds he should amend those findings as follows:

1. Overflows or pumped discharges occur at the 13 locations
shown in Table 1. Those discharges are to Scajaquada Creek or open
ditch tributaries to Scajaquada Creek.

2. Reduction of cost effective I & I is proceeding as out-
lined in October 15, 1975 reports from Cheektowaga, a letter dated
October 24, 1975 from the Cheektowaga Town Engineer and contracts
awarded by the Town of Cheektowaga in 1974 and 1975.

3. Evidence has been submitted to the Commissioner of Environ-
mental Quality that the Town Board has been committed to an approvable
plan and has, in fact, begun implementing such a plan substantially
to eliminate discharges within the Sewer Districts #5 and #7, in
conformity with Section 6, Article IV-A Erie County Sanitary Code.
This information is outlined in a letter dated October 24, 1975 from the
Cheektowaga Town Engineer.

4. The addition of fifteen (15) additional tap-in equivalents
between now and June 30, 1976, will conform to the requirements
of Section 6, Article IV-A, Erie County Sanitary Code.

Dated: Buffalo, New York
November 21, 1975

H. Dale Bossert, P.E.
Commissioner of Environmental Quality
of the County of Erie

TABLE 1. CHEEKTOWAGA SEWER DISTRICTS NO. 5 and 7
OVERFLOW LOCATIONS

NO.	LOCATION	CONDITION	OUTFALL LOCATION	NO. DISCH. PER YEAR	HRS./ Time Year	RATE PUMP GPM	MG/ YEAR 74	T ⁵ TO OCT. 75
SP-2	George Urban Relief P.S. at U-Crest Creek	Overflow to pump Chlorinated to U-Crest Creek	U-Crest Creek to Scajaquada Creek	UNKNOWN			18.08	15.8
SP-4	Central Blvd. and Eastland	S.T.P. Main Pumping Station	Bypass and overflow to Scajaquada Creek	UNKNOWN			231.7	158.7
SP-3	Harlem Road and George Urban	Overflow is Pumped Unchlorinated to Scajaquada Creek	Scajaquada Creek at Harlem Road	UNKNOWN			289.9	21
G-1	David Avenue at Scajaquada Creek	Manhole Overflow unchlorinated Weir to Scajaquada Creek	Under foot bridge in Scajaquada Cr.	UNKNOWN			UNKNOWN	
G-2	Scajaquada Cr. at Geo. Urban & Harlem Rd.	Manhole weir overflow to Harlem SP-3	Through Harlem SP-3 to Scajaquada	UNKNOWN			UNKNOWN	
PP-1	Maryvale Rd. at Union Road	Manhole Surcharge Unchlorinated is Pumped to Storm Sewer	Tioranda Ditch and Scajaquada Creek	15	153.0	400	7.37	3.672
PP-2	Fonda and Beach Rd.	Sanitary MH Pumped Unchlorinated to sanitary sewer	Ditch on Fonda to Tioranda & Scajaquada	13	131.0	400	5.74	3.144
PP-3	Temple Rd. Blvd.	Sanitary Swr. Pumped Unchlorinated to storm sewer	To storm sewer & Scajaquada at Dick Road	20	171.25	400	7.18	4.11
PP-4	Meadowlawn at Patrick	Sanitary Swr. Pumped (Unchlorinated) to storm sewer	To Dick to Scajaquada Creek	21	174.25	400	8.57	4.182

NO.	LOCATION	CONDITION	OUTFALL LOCATION	NO. DISCH. PER YEAR	HRS./ TIME YR.75	RATE PUMP GPM	MG/ YR. 74	TO OCT 75
PP-5	Union Road at Creek Road	Sanitary Sewer Pumped Scajaquada to S.Creek Unchlorinated	South Creek at Union Rd.	30	204.75	800	17.11	9.8
PP-6	Ellsworth Drive at North Creek	Sanitary Sewer is pumped Scajaquada to South Creek (Unchlorinated)	South Creek at Scajaquada Creek	16	159.75	400	6.25	3.8
PP-7	JFK Lane at North Creek Road	Sanitary Sewer is pumped Scajaquada to N.Creek	North Creek Scajaquada CR.	21	165.75	400	6.64	3.8
Roycroft Pump Station	Roycroft Blvd. and Wehrle Dr.	Sanitary Sewage is pumped to Storm sewer	Tioranda Ditch at Maryvale Dr. to Scajaquada		UNKNOWN		18.5	6



COUNTY OF ERIE

EDWARD V. REGAN COUNTY EXECUTIVE
DEPARTMENT OF ENVIRONMENTAL QUALITY
XIN33300EX.XX000KING06 COMMISSIONER

H. Dale Bossert, P.E.

December 3, 1975

RECEIVED

JAN 30 1976

Supervisor and Town Board
Town of Cheektowaga
Town Hall - Broadway and Union
Cheektowaga, New York 14225

Richard M. Moleski, Town Clerk

Re: Cheektowaga Sewer District #3
and all Tributary Districts
Order on Consent

Gentlemen:

Enclosed are two copies of a proposed Order on Consent. Please review this document. If you are in agreement with its provisions and contents, please execute both copies and return them to this office.

Should you wish to discuss the proposed Order on Consent, please contact us.

Very truly yours,

H. Dale Bossert, P.E.
Commissioner

HDB:jk
Encs.

cc: Mr. Van Epps
Mr. C. Bryan

DEC 5 1975

C: TOWN CLERK



COUNTY OF ERIE

EDWARD V. REGAN, COUNTY EXECUTIVE
DEPARTMENT OF ENVIRONMENTAL QUALITY
COMMISSIONER

H. Dale Bossert, P.E.

COUNTY OF ERIE: DEPARTMENT OF ENVIRONMENTAL QUALITY

In the Matter of the Findings of the Commissioner
of Environmental Quality Pursuant to Article IV-A
of the Erie County Environmental Quality Code in
Cheektowaga Sewer District No. 3 and all Tributary
Districts

AMENDED

ORDER

ON CONSENT

DETERMINATION OF THE COMMISSIONER OF ENVIRONMENTAL QUALITY
OF THE COUNTY OF ERIE:

A determination having been made that specified conditions relative to the Town of Cheektowaga District No. 3 sanitary sewer system have changed since the Order was issued by the Commissioner of Health on January 31, 1974 and as stated in the attached Report of Findings made December 3, 1975, and after due deliberation and recommendation,

NOW THEREFORE, by virtue of the authority vested in me as Commissioner of Environmental Quality of the County of Erie,

I DO HEREBY ORDER AND DIRECT:

THAT not more than two (2) new tap-in equivalents will be allowed in any one calendar month of December, 1975, to June 30, 1976, in Sewer District No. 3 and all tributary sewer districts.

THAT the respondent must not permit tap-ins without submitting monthly reports, of said tap-ins that are issued, to the Erie County Department of Environmental Quality.

THAT the respondent will not permit tap-ins without submitting quarterly reports on the progress of remedial work showing the location, type of correction, and anticipated or actual inflow/infiltration removal. Said inflow/infiltration removal must exceed five (5) times the proposed tap-in equivalent flow addition for the same period.

- continued -

THAT the Town of Cheektowaga shall continue to monitor and report to the Erie County Department of Environmental Quality on a monthly basis the frequency, duration, date, and volume of overflows and bypasses at the treatment plant No. 3 and all other locations in the Town of Cheektowaga District No. 3 and tributary districts. The methods of measuring and recording these shall be submitted to the Commissioner of the Department of Environmental Quality within thirty (30) days from the date of this Order.

THAT the Town of Cheektowaga shall take all steps necessary to disinfect and control all overflows, bypasses, or backups of sewage in the Town of Cheektowaga District No. 3 and tributary districts to minimize their occurrence and effect on the environment. The methods which will be used to disinfect and control overflows shall be submitted to the Commissioner of the Department of Environmental Quality within thirty (30) days from the date of this Order.

This order supersedes the previous order for said district dated January 31, 1974.

Dated: Buffalo, New York
December 3, 1975

H. DALE BOSSERT, P.E.
Commissioner of Environmental Quality
of the County of Erie

TO: CHEEKTOWAGA TOWN BOARD
Town Hall, Broadway and Union
Cheektowaga, New York 14225

and

DANIEL E. WEBER, SUPERVISOR
Town of Cheektowaga
Town Hall, Broadway and Union
Cheektowaga, New York 14225

CONSENT BY RESPONDENT

Respondent hereby consents to the issuing and entering into the foregoing Order, waives its right to a hearing thereon as provided by law, and agrees to be bound by the provisions, terms, and conditions contained therein.

Dated: Cheektowaga, New York
~~December~~ _____, 1975
January 26, 1976

Town Board of Cheektowaga

By: Kenneth J. Meyers
Supervisor

ACKNOWLEDGEMENT

STATE OF NEW YORK)
) SS.
COUNTY OF ERIE)

On this 26th day of December, 1975, before me personally came
Kenneth J. Meyers, to me known, who being by me
duly sworn, did depose and say that he resides at 305 McNaughton Avenue
Cheektowaga County of Erie and State of New York, and that he is the
Supervisor of the Town Board of Cheektowaga, described in and which executed
the foregoing instrument, and that he signed his name as authorized.

Mary Holtz
Notary Public: State of New York
Qualified in Erie County

MARY HOLTZ
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1976



COUNTY OF ERIE

EDWARD V. REGAN, COUNTY EXECUTIVE
DEPARTMENT OF ENVIRONMENTAL QUALITY
COMMISSIONER

H. Dale Bossert, P.E.

COUNTY OF ERIE: DEPARTMENT OF ENVIRONMENTAL QUALITY

In the Matter of the Findings of the Commissioner
of Environmental Quality Pursuant to Article IV-A
of the Erie County Environmental Quality Code in
Cheektowaga Sewer District #3 and all Tributary
Districts

AMENDED
REPORT OF
FINDINGS

DETERMINATION OF THE COMMISSIONER OF ENVIRONMENTAL QUALITY OF THE COUNTY OF ERIE:

Pursuant to the provisions of the Erie County Environmental Quality Code, Article IV-A, Section 2(b), the Commissioner of Environmental Quality of the County of Erie finds that the following conditions have occurred within the past twenty-four (24) months in Cheektowaga Sewer District No. 3 and all tributary districts.

1. Regular or occasional inflow and/or infiltration of ground or surface waters causes the system to discharge, bypass or overflow raw or inadequately treated sewage into Cayuga Creek which is classified as Class C. The said bypass occurs at the Cheektowaga Sewer District No. 3 treatment plant and the frequency of bypass is summarized in Table 1 attached.

2. Reduction of cost effective I & I is proceeding as outlined in October 15, 1975 reports from the Town of Cheektowaga, a letter dated October 23, 1975 from the Cheektowaga Town Engineer and contracts awarded by the Town of Cheektowaga in 1974 and 1975.

3. Evidence has been submitted to the Commissioner of Environmental Quality that the Town Board has been committed to an approvable plan and has, in fact, begun implementation of such a plan substantially to eliminate discharges within Sewer District #3 in conformity with Section 6, Article IV-A of the Erie County Environmental Quality Code. This information is outlined in a letter dated October 23, 1975 from the Cheektowaga Town Engineer.

- continued -

4. The addition of two (2) additional tap-in equivalents per month will conform to the requirements of Section 6, Article IV-A, Erie County Environmental Quality Code.

Dated: Buffalo, New York
December 3, 1975

H. DALE BOSSERT, P.E.
Commissioner of Environmental Quality
of the County of Erie

TABLE 1
Cheektowaga Sewer District #3
Wastewater Treatment Plant
Bypass Frequency

Number of Days with Bypassing*

Month	1973	1974	1975
January	No Data Given	No Data Given	30
February	28	27	No Data Given
March	31	31	31
April	30	30	30
May	31	31	31
June	No Data Given	30	21
July	No Data Given	No Data Given	12
August	31	No Data Given	11
September	30	7	17
October	31	2	4
November	30	28	No Data Available
December	31	21	No Data Available

* Data obtained from Monthly Operating Reports submitted to Erie County Department of Health and Department of Environmental Quality.

** A flow meter was installed in September, 1975 a volume of overflow will be available in the future.

Item No. 3 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 4 Amendment to Traffic Ordinance

Motion by Supervisor Meyers, seconded by Councilman Kaczmarek

WHEREAS, this Town Board duly held a Public Hearing on the 19th day of January, 1976 to consider the advisability of adoption of proposed amendments to the Traffic Ordinance of the Town of Cheektowaga which was adopted on 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 amendments to the Traffic Ordinance of the Town of Cheektowaga, County of Erie and State of New York, and said amendments are herewith adopted and enacted:

* * * * *

ARTICLE IV

TRAFFIC CONTROL SIGNALS

Section 40 is amended by deleting therefrom the following:

SIGNAL - CLEVELAND DRIVE at CAYUGA ROAD - Factory entrance Twin Industries

- (a) Flasher-clock, two sections, three lights - First section facing north, east, west - Second section south of CLEVELAND DRIVE facing east and west.
- (b) Normal operation, flashing RED on CLEVELAND DRIVE, flashing AMBER on CAYUGA ROAD.

ARTICLE IV

TRAFFIC CONTROL SIGNALS

Section 40 is amended by adding thereto the following:

SIGNAL - Traffic Actuated - CAYUGA ROAD at CLEVELAND DRIVE

Two vehicular faces visible to traffic north and south on CAYUGA ROAD - Three vehicular faces visible to traffic eastbound on CLEVELAND DRIVE. Actuation Control - CLEVELAND DRIVE.

<u>PHASE</u>	<u>SIGNAL FACES</u>	<u>DIRECTION</u>	<u>SEQUENCE</u>
"A"	1,2,3,4,	NORTH-SOUTH CAYUGA ROAD	GREEN
	5,6,7	EAST CLEVELAND DRIVE	RED
<u>ACTUATION</u>			
1.	1,2,3,4,	NORTH-SOUTH CAYUGA ROAD	AMBER
	5,6,7	EAST CLEVELAND DRIVE	RED

Item No. 4 cont'd

2.	1,2,3,4,	NORTH-SOUTH CAYUGA ROAD	RED
	5,6,7	EAST CLEVELAND DRIVE	RED

PHASE

"B"	1,2,3,4,	NORTH-SOUTH CAYUGA ROAD	RED
	5,6,7	EAST CLEVELAND DRIVE	GREEN

SIGNAL - Traffic Actuated - CAYUGA ROAD at MARYVALE DRIVE

Two vehicular faces visible to traffic north and south on CAYUGA ROAD - Three vehicular faces visible to traffic eastbound on Maryvale Drive. Actuation Control - MARYVALE

<u>PHASE</u>	<u>SIGNAL FACES</u>	<u>DIRECTION</u>	<u>SEQUENCE</u>
"A"	1,2,3,4,	NORTH-SOUTH CAYUGA ROAD	GREEN
	5,6,7	EAST MARYVALE DRIVE	RED

ACTUATION

1.	1,2,3,4,	NORTH-SOUTH CAYUGA ROAD	AMBER
	5,6,7	EAST MARYVALE DRIVE	RED

PHASE

"B"	1,2,3,4,	NORTH-SOUTH CAYUGA ROAD	RED
	5,6,7	EAST MARYVALE DRIVE	GREEN

ARTICLE VII

TURNING MOVEMENTS

Section 70: Prohibition of left turns. The left turning of vehicles is hereby prohibited as follows:

Vehicles proceeding west on SCHLENKER AVENUE to proceed south on UNION ROAD.

Section 74: Right on red after stop. The turning of vehicles facing RED indication at intersections in the Town of Cheektowaga, Erie County is allowed as follows:

1. Right turns by traffic from the north on CAYUGA ROAD at its intersection with CLEVELAND DRIVE.
2. Right turns by traffic from the north on CAYUGA ROAD at its intersection with MARYVALE DRIVE.

ARTICLE VIII

STOP AND YIELD INTERSECTIONS

Section 80 is amended by adding thereto the following:

Item No. 4 cont'd

<u>STREET</u>	<u>DIRECTION</u>	<u>ENTRANCE STREET</u>	<u>TRAFFIC STOPS</u>	<u>SIGN LOCATIONS</u>
Ellicott Road	East-West	New Indian Road	Northbound	S.E. Corner
St. Joan Lane	East-West	Colette Avenue	Southbound	N.W. Corner
St. Joan Lane	East-West	Colette Avenue	Northbound	S.E. Corner

Section 2. Time to take effect.

(a) These amendments 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 these amendments which are subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York shall take effect from and after the day on which approval in writing is received from the New York State Traffic Commission.

Section 3. Territorial Application

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

Section 4. Publication and Posting.

That these amendments to the 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 the State 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 these amendments specifying the date of adoption thereof.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

AFFIDAVITS-NEXT PAGE

PROOF OF PUBLICATION

Bee Publications Inc.

Publishers Of:

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

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

STATE OF NEW YORK
COUNTY OF ERIE

EXTRACTS FROM MINUTES OF
CHEEKTOWAGA TOWN BOARD

At a regular meeting of the Town
Board of the Town of Cheektowaga, Erie County, New York
held at the Town Hall, corner of
Broadway and Union Roads, in
said Town on the 20th day of
January, 1976 at 5:30 o'clock p.m.
Eastern Standard Time there
were:

- PRESENT:
Supervisor:
Kenneth J. Meyers
Councilman:
Frank E. Swiatek
Councilman:
Raymond J. Wasielewski
Councilman:
Thomas M. Johnson, Jr.
Councilman:
Frank J. Dux
Councilman:
George Kaczmarek
ABSENT: 0

Motioned by Supervisor Meyers.
Seconded by Councilman
Kaczmarek.

WHEREAS, this Town Board
duly held a Public Hearing on the
19th day of January, 1976 to con-
sider the advisability of adoption
of proposed amendments to the
Traffic Ordinance of the Town of
Cheektowaga which was adopted
on July 17, 1967, said Hearing being
held in accordance with Notice
thereof which was duly published
as required by law, at which Hear-
ing an opportunity to be heard was
afforded all persons interested in
the subject thereof.

NOW, THEREFORE, BE IT
RESOLVED as follows:

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

ARTICLE IV
TRAFFIC CONTROL SIGNALS

Section 40 is amended by delet-
ing therefrom the following:

SIGNAL - CLEVELAND
DRIVE at CAYUGA ROAD -
Factory entrance Twin Industries.
(a) Flasher-Clock, two sections,
three lights - First section facing
north, east, west - Second section
south of CLEVELAND DRIVE
facing east and west.

(b) Normal operation, flashing
RED on CLEVELAND DRIVE,
flashing AMBER on CAYUGA
ROAD.

ARTICLE IV
TRAFFIC CONTROL SIGNALS

Section 40 is amended by adding
thereto the following:

SIGNAL - Traffic Actuated -
CAYUGA ROAD at CLEVELAND
DRIVE.

Two vehicular faces visible to
traffic north and south on
CAYUGA ROAD - Three vehicu-
lar faces visible to traffic east-
bound on CLEVELAND DRIVE.
Actuation control - CLEVELAND
DRIVE.

Phase "A", Signal Faces 1, 2, 3,
4, Direction North - South Cayuga
Road, Sequence Green. Signal
Faces 5, 6, 7, Direction East
Cleveland Drive, Sequence Red.

Actuation 1. Signal Faces 1, 2, 3,
4, Direction North-South Cayuga
Road, Sequence Amber. Signal
Faces 5, 6, 7 Direction East
Cleveland Drive, Sequence Red.

Actuation 2. Signal Faces 1, 2, 3,
4, Direction North-South Cayuga
Road, Sequence Red. Signal Faces
5, 6, 7, Direction East Cleveland
Drive, Sequence Red.

Phase "B", Signal Faces 1, 2, 3,
4, Direction North-South Cayuga
Road, Sequence Red. Signal Faces
5, 6, 7, Direction East Cleveland
Drive, Sequence Green.

SIGNAL - Traffic Actuated -
CAYUGA ROAD at MARYVALE
DRIVE.

Two vehicular faces visible to
traffic north and south on
CAYUGA ROAD - Three vehicu-
lar faces visible to traffic
eastbound on MARYVALE
DRIVE. Actuation control -
MARYVALE DRIVE.

Phase "A" Signal Faces 1, 2, 3, 4,
Direction North-South Cayuga
Road, Sequence Green. Signal
Faces 5, 6, 7, Direction East
Maryvale Drive, Sequence Red.

Actuation 1. Signal Faces 1, 2, 3,
4, Direction North-South Cayuga
Road, Sequence Amber. Signal
Faces 5, 6, 7, Direction East

Actuation 2. Signal Faces 1, 2, 3,
4, Direction North-South Cayuga
Road, Sequence Red. Signal
Faces 5, 6, 7, Direction East

Actuation 3. Signal Faces 1, 2, 3,
4, Direction North-South Cayuga
Road, Sequence Green. Signal
Faces 5, 6, 7, Direction East

Maryvale Drive, Sequence Red.
Phase "B", Signal Faces 1, 2, 3,
4, Direction North-South Cayuga
Road, Sequence Red. Signal Faces
5, 6, 7, Direction East Maryvale
Drive, Sequence Green.

ARTICLE VII
TURNING MOVEMENTS

Section 70: Prohibition of left
turns. The left turning of vehicles
is hereby prohibited as follows:

Vehicles proceeding west on
SCHLENKER AVENUE to pro-
ceed south on UNION ROAD.

Section 74: Right on red after
stop. The turning of vehicles facing
a steady RED indication at inter-
sections in the Town of Cheek-
towaga, Erie County is allowed as
follows:

1. Right turns by traffic from the
north on CAYUGA ROAD at its
intersection with CLEVELAND
DRIVE.

2. Right turns by traffic from the
north on CAYUGA ROAD at its
intersection with MARYVALE
DRIVE.

ARTICLE VIII
STOP AND YIELD
INTERSECTIONS

Section 80 is amended by adding
thereto the following:

Street Ellicott Road, Direction
East-West, Entrance Street New
Indian Road, Traffic Stops North-
bound, Sign Locations S.E. Corner.

Street St. Joan Lane, Direction
East-West, Entrance Street
Colette Avenue, Traffic Stops
Southbound, Sign Locations N.W.
Corner.

Street St. Joan Lane, Direction
East-West, Entrance Street
Colette Avenue, Traffic Stops
Northbound, Sign Locations S.E.
Corner.

Section 2. Time to take effect.
(a) These amendments shall
take effect immediately except
those parts, if any, which are sub-
ject to approval under Section 1004
of the Vehicle and Traffic Law of
the State of New York.

(b) Any part or parts of these
amendments which are subject to
approval under section 1004 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 Applica-
tion.

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

Section 4. Publication and Post-
ing.

That these amendments to the
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 pur-
suant to Subdivision 6 of Section 30
of the Town Law of the State 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 these
amendments specifying the date of
adoption thereof.

Upon roll call
Supervisor Meyers
Voting AYE
Councilman Swiatek
Voting AYE
Councilman Wasielewski
Voting AYE
Councilman Johnson
Voting AYE
Councilman Dux
Voting AYE
Councilman Kaczmarek
Voting AYE
AYES: 6
NAYES: 0
ABSENT: 0

STATE OF NEW YORK
COUNTY OF ERIE

I, RICHARD M. MOLESKI,
Town Clerk of the Town here-
inafter described, DO HEREBY
CERTIFY as follows:

1. A Special meeting of the Town
Board of the Town of Cheek-
towaga, a town located in the
County of Erie, State of New York,
was duly held on January 20th,
1976, and minutes of said meeting
have been duly recorded in the
Minute Book kept by me in accord-
ance with law for the purpose of
recording the minutes of meetings
of said Board, and such minutes
appear at item 4 inclusive, of said
book.

2. I have compared the attached
extract with said minutes so re-
corded 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
20th day of February, 1976.

(SEAL)
Richard M. Moleski
Town Clerk

Eleanor Measer
being duly sworn, deposes and says that she is the
Office Manager 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 12th day of Feb.,
1976 and the last insertion being on the
day of same, 1976.

Eleanor Measer

PROOF OF PUBLICATION

Bee Publications Inc.

Publishers Of:

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

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

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COU

SPORTS NEAR KEN
SPORTS NEAR KEN 3973 HA 839-3

SPORTS NEAR KEN
SPORTS NEAR KEN

• HART •
• HEAD •

• HEXCEL •
• ROSSIGNOL •

SKI SHOP

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OF SKIS IN T

Eleanor Measer
being duly sworn, deposes and says that she is the
Office Manager 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 12th day of Feb.,
1976 and the last insertion being on the
day of same, 1976.

Subscribed and sworn to before me this 12th day

of Feb. 19, 1976

Myrna Rosen

Notary Public in and for Erie County
Myrna Rosen

MYRNA ROSEN
Notary Public, State of New York
Qualified for Erie County
My Commission Expires March 30, 1976

Eleanor Measer

Signal Faces S.A.7;
East Maryvale Drive;
CAYUGA ROAD

**ARTICLE VII
MOVING MOVEMENTS**

Section 2: Prohibition of left turn.
The left turning of vehicles is hereby prohibited as follows:

- 1. Right turns by traffic from the north on CAYUGA ROAD at its intersection with CLEVELAND DRIVE.
- 2. Right turns by traffic from the north on CLEVELAND DRIVE at its intersection with MARYVALE DRIVE.

**ARTICLE VIII
STREETS AND ALLEYS**

Section 1: Streets and alleys.

Section 2: Streets and alleys.

Section 3: Streets and alleys.

Section 4: Streets and alleys.

Section 5: Streets and alleys.

Section 6: Streets and alleys.

Section 7: Streets and alleys.

**ARTICLE IX
TOWN OF CHATHAM**

Section 1: Richard M. ...

Section 2: A Special Meeting of the Town Board of the Town of Chatham, a town located in the County of Erie, State of New York, was duly held on January 24th, 1968, 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 this date, inclusive, of said

[The left side of the page is extremely dark and contains illegible text.]

Item No. 5 Rescind the resolution awarding the bid for dehumidification and air conditioning at the Cheektowaga Recreation Center.

Motion by Supervisor Meyers, seconded by Councilman Dux

BE IT RESOLVED that the resolution awarding the bid for dehumidification and air conditioning work at the Cheektowaga Recreation Center dated January 19th, 1976 be and hereby is rescinded.

Upon Roll Call....

AYES: Supervisor Meyers, Councilman Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 6 Rescind the amendment to the dehumidification and air conditioning resolution.

Motion by Supervisor Meyers, seconded by Councilman Wasielewski

BE IT RESOLVED that the resolution amending the award of bid for the dehumidification and air conditioning work at the Cheektowaga Recreation Center dated January 19th, 1976, be and hereby is rescinded.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux & Kaczmarek
NAYES: 0
ABSENT: 0

Item No. 7 Act on corrected resolution for dehumidification and air conditioning for the Recreation

Motion by Councilman Swiatek, seconded by Councilman Kaczmarek

WHEREAS, bids have been received by the Town Board on December 1, 1975 for dehumidification and air conditioning work at the Cheektowaga Recreation Center, and

WHEREAS, said bids were forwarded to Donald T. Maharan Associates, P.C., Architects-Engineer for analysis and tabulation, and

WHEREAS, a report was made by said Architects in a letter dated December 16, 1975, addressed to the Deputy Superintendent of Parks, and said tabulation is hereto attached, NOW, THEREFORE, BE IT

RESOLVED that the bid for the dehumidification and air conditioning work at the Cheektowaga Recreation Center be and hereby is awarded to ACH Contractors, Inc., 98 Judith Drive, Cheektowaga, New York, in the sum of \$74,356.00, said bidder being the lowest bidder meeting specifications, and BE IT FURTHER

RESOLVED that the sum of \$82,000.00, be and hereby be appropriated from the Federal Revenue Sharing Funds to cover said bid, architectural fees and contingencies associated with this work, and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is authorized to execute the agreement with ACH Contractors, Inc., on behalf of the Town of Cheektowaga.

* See next pages for tabulation & Agreement

DONALD T. MAHARAN ASSOCIATES P.C.
ARCHITECTS - ENGINEER

505 DELAWARE AVENUE
BUFFALO, NEW YORK 14202
TELEPHONE 716-882-2227

□

DONALD T. MAHARAN R. A., A. I. A.
PRESIDENT

December 16, 1975

Mr. James Matecki
Deputy Superintendent of Parks

Cheektowaga, New York, 14227

Re: Dehumidification & Air Conditioning Work
Cheektowaga Recreation Center

Dear Mr. Matecki:

We have reviewed the Bids received by the Town Board on December 1, 1975 and recommend that the work be awarded to the low bidder, A.C.H. Contractors, Inc., 98 Judith Drive, Cheektowaga, New York in the Base Bid amount of \$74,356.00. Our estimate for the Base Bid work was \$80,000.00.

An Alternate No. 1 price of \$78,500.00 was also received from the low bidder for Air Conditioning the ice rink area. This is an extra and the Town Board will have to decide exactly how the Recreation Center shall be used in the future.

The 45 day period for retention of all bids expires on January 15, 1976 and an award shall have to be made by that date.

Enclosed is a copy of the following items:

1. Bid Tabulation
2. Letter dated December 2, 1975 from A.C.H. Contractors, Inc. (low bidder) providing a list of proposed sub-contractors and a list of past projects performed by this contractor.

Very truly yours,

DONALD T. MAHARAN ASSOCIATES, P.C.
ARCHITECTS-ENGINEER


Frederick D. Marzak, R.A.

lw

cc: Mr. Chester L. Bryan, Town Engineer
encl.

ASSOCIATES: CONRAD PAWLOWSKI R.A.
JELINE V. BIRNEY R.A.

FREDERICK MARZAK
FRANK M. BULLAN R.A.

DONALD C. SMITH P.E.

PHONE
674-0448

PHONE
674-0448

A. C. H. CONTRACTORS INC.
98 JUDITH DRIVE CHEEKTOWAGA, N. Y. 14227

AIR CONDITIONING

HEATING

VENTILATION

INSTALLATION

SALES & SERVICE

December 2, 1975

Donald Maharan & Associates
505 Delaware Avenue
Buffalo, New York

RE: Cheektowaga Recreation Center

ATTN: Mr. Frederick Marzak

Dear Sir:

The following is the information requested by your office for the subject project.

SUBCONTRACTORS: Equipment	Mammoth
Sheet Metal	Kugler Bros. Sheet Metal, Inc.
Insulation	Frontier Insulation, Inc.
Painting	P & L Painting
Steel work	Westmore Construction Co.
Electrical work	Anco Electric Co.

Work done by our office includes:

TWIN FAIR CAFETERIA - \$47,500.00 - completed 12/17/74
Architect - Pfohl, Roberts, Vacanti
Engineer: Alex Daoud-Mardini
General Contractor - The John W. Cowper Co.

LAKE VIEW SKATING RINK - \$9,577.00 - completed 1/17/75
Architect - Castle, Hamilton, Houston, Lowrie
Engineer - Wilson, Klaes, Brucker, Wilson

LINCOLN ELEMENTARY SCHOOL - \$33,275.00 - completed 1/17/75
Architect & Engineer - Donald W. Love

GATEWAY METHODIST BOY'S HOME - completed 10/25/75 - \$36,998.00
Architect - Trevor W. Rogers
Engineer - Jacobus & Babinski

PHONE
674-0446

PHONE
674-0446

A. C. H. CONTRACTORS INC.
98 JUDITH DRIVE CHEEKTOWAGA, N. Y. 14227

AIR CONDITIONING

HEATING

VENTILATION

INSTALLATION

SALES & SERVICE

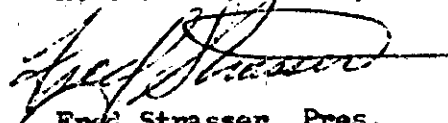
Page 2

DARTWOOD COMMUNITY CENTER - \$24,235.00 - completed 10/29/75
Architect - Scaffidi & Moore
Engineer - R.P. Morrow

PAT'S RESTAURANT - \$17,110.00 - in progress, 90% completed

We hope you find this information satisfactory. If there are any questions, please feel free to contact our office. Thank you.

Very truly yours,
A.C.H. CONTRACTORS, INC.



Fred Strasser, Pres.

FS/es

PHONE
674-0448

PHONE
674-0448

A. C. H. CONTRACTORS INC.
98 JUDITH DRIVE CHEEKTOWAGA, N. Y. 14227

AIR CONDITIONING

HEATING

VENTILATION

INSTALLATION

SALES & SERVICE

January 2, 1976

Mr. James Matecki
Deputy Supt. of Parks
Town of Cheektowaga

RE: Cheektowaga Recreation Center

ATTN: Mr. Matecki

Dear Sir:

In accordance with our discussion of December 31, 1975 on extending our quoted price on the above project, we have checked with our suppliers and subcontractors and found that we can extend our price if it is approved at the January 19th Town Board meeting and if we have a letter in our office by January 20th so the equipment can be ordered.

This letter will have to indicate to us that we can order the equipment and the Town of Cheektowaga will assume the cost in a signed contract for the job by the 1st of February 1976.

Thank you for your consideration.

Very truly yours,
A.C.H. CONTRACTORS, INC.


Fred Strasser, Pres.

FS/es

CHEEKTOWAGA RECREATION CENTER
DEHUMIDIFICATION AND AIR CONDITIONING WORK

BID TABULATION

DONALD T. MAHARAN ASSOCIATES, P.C.

BIDS RECEIVED - DECEMBER 1, 1975

CONTRACTOR	BASE BID	ALTERNATE #1
ACH Contractors, Inc.	\$74,356.00	\$78,500.00
Cooney Air Conditioning, Inc.	\$78,851.00	\$82,950.00
Moffett Heating Corp.	\$78,940.00	\$86,960.00
Hamberger & Co., Inc.	\$79,724.00	\$81,609.00
Vastola Equipment Corp.	\$81,900.00	\$85,500.00
Buffalo Acoustical	\$83,431.00	\$85,157.00
G. A. Dyce, Inc.	\$92,681.00	\$82,269.00
Crea Construction Co., Inc.	\$95,800.00	\$105,000.00
Joseph Davis, Inc.	\$96,125.00	\$89,100.00

THE AMERICAN INSTITUTE OF ARCHITECTS



AIA Document A101

**Standard Form of Agreement Between
Owner and Contractor**

where the basis of payment is a
STIPULATED SUM

*Use only with the latest Edition of AIA Document A201, General Conditions of the Contract for Construction.
This document has important legal consequences; consultation with an attorney is encouraged with respect to its
completion or modification.*

AGREEMENT

made this 17th day of February in the year of Nineteen
Hundred and Seventy-six

BETWEEN

Town of Cheektowaga
Town Hall
Broadway and Union Road
Cheektowaga, New York 14227

the Owner, and

A.C.H. Contractors, Inc.
98 Judith Drive
Cheektowaga, New York 14227

the Contractor.

The Owner and the Contractor agree as set forth below.

ARTICLE 1

THE CONTRACT DOCUMENTS

The Contract Documents consist of this Agreement, Conditions of the Contract (General, Supplementary and other Conditions), Drawings, Specifications, all Addenda issued prior to execution of this Agreement and all Modifications issued subsequent thereto. These form the Contract, and all are as fully a part of the Contract as if attached to this Agreement or repeated herein. An enumeration of the Contract Documents appears in Article 8.

ARTICLE 2

THE WORK

The Contractor shall perform all the Work required by the Contract Documents for

Dehumidification and air conditioning work at the Cheektowaga Recreation Center, Town Park, Cheektowaga, New York.

(Insert above the caption descriptive of the Work as used on other Contract Documents.)

ARTICLE 3

ARCHITECT

The Architect for this Project is **Donald T. Maharan Associates, P.C.**
505 Delaware Avenue
Buffalo, New York 14202

ARTICLE 4

TIME OF COMMENCEMENT AND COMPLETION

The Work to be performed under this Contract shall be commenced **immediately**
and completed within 40 calendar days.

(Here insert any special provisions for liquidated damages relating to failure to complete on time.)

ARTICLE 5
CONTRACT SUM

The Owner shall pay the Contractor for the performance of the Work, subject to additions and deductions by Change Order as provided in the Conditions of the Contract, in current funds, the Contract Sum of **\$74,356.00**

(Seventy-four Thousand, Three Hundred Fifty-six Dollars and No Cents.)

(State here the lump sum amount, unit prices, or both, as desired.)

ARTICLE 6
PROGRESS PAYMENTS

Based upon Applications for Payment submitted to the Architect by the Contractor and Certificates for Payment issued by the Architect, the Owner shall make progress payments on account of the Contract Sum to the Contractor as provided in the Conditions of the Contract as follows:

On or about the **15th** day of each month **90** per cent of the proportion of the Contract Sum properly allocable to labor, materials and equipment incorporated in the Work and **90** per cent of the portion of the Contract Sum properly allocable to materials and equipment suitably stored at the site or at some other location agreed upon in writing by the parties, up to the **1st** day of that month, less the aggregate of previous payments in each case; and upon

Substantial Completion of the entire Work, a sum sufficient to increase the total payments to per cent of the Contract Sum, less such retainages as the Architect shall determine for all incomplete Work and unsettled claims.

(Here insert any provisions made for limiting or reducing the amount retained after the Work reaches a certain stage of completion.)

ARTICLE 7

FINAL PAYMENT

Final payment, constituting the entire unpaid balance of the Contract Sum, shall be paid by the Owner to the Contractor **30** days after Substantial Completion of the Work unless otherwise stipulated in the Certificate of Substantial Completion, provided the Work has then been completed, the Contract fully performed, and a final Certificate for Payment has been issued by the Architect.

ARTICLE 8

MISCELLANEOUS PROVISIONS

8.1 Terms used in this Agreement which are defined in the Conditions of the Contract shall have the meanings designated in those Conditions.

8.2 The Contract Documents, which constitute the entire agreement between the Owner and the Contractor, are listed in Article 1 and, except for Modifications issued after execution of this Agreement, are enumerated as follows:

(List below the Agreement, Conditions of the Contract (General, Supplementary, and other Conditions), Drawings, Specifications, Addenda and accepted Alternates, showing page or sheet numbers in all cases and dates where applicable.)

Specifications

Invitation to Bid	Page 1-2
Information for Bidders	Page 1-9
Form of Proposal	Page P-1- P-6
Performance Bond	Page PB-1- PB-6
General Conditions	Page GC-1
Supplementary General Conditions	Page SG-1- SG-5
Section 1A - General Requirements	Page 1A-1- 1A-6
" 1B - Miscellaneous Requirements	Page 1B-1- 1B-3
" 1C - Temporary Services & Facilities	Page 1C-1- 1C-2
Division 4 - Masonry Work	Page 4-1
" 5 - Metals	Page 5-1
" 6 - Carpentry	Page 6-1
" 7 - Moisture Protection	Page 7-1
" 9 - Finishes	Page 9-1- 9-2
" 16 - Electrical Work	Page 16-1- 16-4
" 17 - Dehumidification and Air Conditioning Work	Page 17-1- 17-13

Addendum No. 1

Drawings

M-1 Floor and Roof Plans - Office	DTD. Nov. 3, 1975
M-2 Upper Plan of Ice Rink	DTD. Nov. 3, 1975
M-3 Sections and Details	DTD. Nov. 3, 1975

This Agreement executed the day and year first written above.

OWNER

Kenneth J. Meyers
Kenneth J. Meyers
Supervisor

CONTRACTOR

Frederick E. Houser
President
A.C.H. Contractors, Inc.

ATTEST

Richard M. Moleski
Town Clerk

Item No. 7 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux &
Kaczmarek

NAYES: 0

ABSENT: 0

Item No. 8 Motion by Councilman Johnson, seconded by Supervisor Meyers
to adjourn the meeting.

RICHARD M. MOLESKI
Town Clerk

SPECIAL MEETING NO. 4

CHEEKTOWAGA, NEW YORK
January 30th, 1976

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 30th day of January, 1976 at 6:00 o'clock P.M., Eastern Standard Time, there were:

PRESENT: Supervisor Kenneth J. Meyers
Councilman Frank E. Swiatek
Councilman Raymond J. Wasielewski
Councilman Thomas M. Johnson, Jr.
Councilman Frank J. Dux
Councilman George Kaczmarek

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; John V. Rogowski, Town Attorney.

Item No. 2 Leave of absence for James Burst

Motion by Councilman Swiatek, seconded by Councilman Wasielewski

BE IT RESOLVED that James R. Burst, Depew, New York, 14043, be and hereby is granted a leave of absence from his position as Auto Mechanic in the Police Garage, without pay, for a period not to exceed one year, effective immediately.

Upon Roll Call....

AYES: Councilman Swiatek, Wasielewski, Dux & Kaczmarek
NAYS: Supervisor Meyers, Councilman Johnson
ABSENT: 0

Item No. 3 Motion by Councilman Swiatek, seconded by Councilman Kaczmarek to adjourn the meeting.

RICHARD M. MOLESKI
Town Clerk

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 2nd day of February, 1976 at 7:00 P.M., Eastern Standard Time there were:

PRESENT: Supervisor Kenneth J. Meyers
Councilman Frank E. Swiatek
Councilman Raymond J. Wasielewski
Councilman Thomas M. Johnson
Councilman Frank J. Dux
Councilman George Kaczmarek
Councilman James R. Burst

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; John V. Rogowski, Town Attorney; Robert Miller, 1st Deputy Town Attorney; Chester L. Bryan, Town Engineer; Andrew Schwenk, Town Assessor; Ronald Marten, Building and Plumbing Inspector; Alfred Wnek, Town Highway Superintendent; Kenneth Kopacz, Executive Director of the Youth Board; Sal LaGreca, Director of Manpower Services; Dr. Louis Vendetti, Town Health Officer.

I. BIDS

Item No. 2 Recreation Department - Batter's helmets, catchers helmets, masks, etc. Referred to Edward Leak, Recreation Director.

Item No. 3 Highway Department - Snow plow blades, wing blades, cutting edges, etc. Referred to Alfred Wnek, Town Highway Superintendent.

II. PUBLIC HEARINGS

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

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Wyndmoor Court	Como Park Blvd. northerly on both sides thence westerly	around the cul-de-sac.
Gremlin Court	Wyndmoor Court westerly on both sides	around the cul-de-sac.

TYPE OF STREET LIGHTING INSTALLATION

Eight (8) 7000 lumen electrical post top type mercury units.

Estimated cost per year for two years - \$10.00 per lot.

Item No. 4 Cont'd

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.

Motion by Councilman Johnson, seconded by Supervisor Meyers

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

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Wyndmoor Court	Como Park Blvd. northerly on both sides thence westerly	around the cul-de-sac.
Gremlin Court	Wyndmoor Court westerly on both sides	around the cul-de-sac.

TYPE OF STREET LIGHTING INSTALLATION

Eight (8) 7000 lumen electrical post top type mercury units.

Estimated cost per year for two years - \$10.00 per 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.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst

NAYES: 0

ABSENT: 0

III. GENERAL COMMUNICATIONS

Item No. 5 Erie County Legislature - Copy of Resolution adopted at a session of the Legislature on 1/22/76 re: Elimination of State Highway Aid to Towns.
Referred to Supervisor Kenneth J. Meyers.

Item No. 6 NOTICE OF CLAIM - Ronald Piatkowski (natural guardian) on behalf of Darlene Piatkowski (infant) vs. Town Board of the Town of Cheektowaga.
Referred to John V. Rogowski, Town Attorney.

Item No. 7 NOTICE OF CLAIM - Frank Landseadel, Jr. (infant) by Frank W. Landseadel (father and natural guardian) and Frank W. Landseadel, Individually vs. Village of Depew, Town of Cheektowaga and County of Erie.
Referred to John V. Rogowski, Town Attorney.

Item No. 8 Albert J. Rydzynski, Sloan Village Attorney - Correspondence re: Sloan Village Policemen.
Received and Filed.

Item No. 9 Albert J. Rydzynski, Sloan Village Attorney - Correspondence re: Drainage--Little Buffalo Creek.
Referred to Chester L. Bryan, Town Engineer; Alfred Wnek, Town Highway Superintendent.

Item No. 10 N. Mercer, - Petition re: Night Parking Ban.
Referred to Supervisor Kenneth J. Meyers; Benedict L. Kostrzewski, Chief of Police; Alfred Wnek, Town Highway Superintendent; Cheektowaga Traffic Safety Commission.

IV. DEPARTMENTAL COMMUNICATIONS

Item No. 11 Building Permits.
Received and Filed.

V. RESOLUTIONS

Item No. 12 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the next regular meeting of this Town Board would normally be held on Monday, February 16, 1976, and

WHEREAS, said Monday, February 16, 1976 is a legal holiday in celebration of Washington's Birthday and the starting date of the Annual Association of Towns Convention, now, therefore, BE IT

RESOLVED that the next regular Town Board meeting will be held on Monday, February 23, 1976 at 7:00 P.M., Eastern Standard Time.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

Item No. 13 Adoption of Additional Rules of Procedure.

Item Withdrawn. It will be brought up at the Regular Adjoined Meeting to be held on February 9, 1976 at 7:00 P.M., Eastern Standard Time in the Council Chambers of the Cheektowaga Town Hall.

Item No. 14 Motion by Councilman Wasielewski, seconded by Councilman Johnson

WHEREAS, the Town Board has previously adopted a resolution on the 29th day of December, 1975 authorizing the Supervisor to enter into an agreement for refuse disposal with Land Reclamation, Inc. for a period not to exceed thirty (30) days, said agreement being necessary because of an emergency situation in that the City of Buffalo has prevented the use of E. Lovejoy Street in the City by Town sanitation trucks in their course of delivery of refuse to the Community Disposal Service, Inc., and

WHEREAS, said emergency situation still exists, now, therefore, BE IT

RESOLVED that since the Town of Cheektowaga is presently unable to make delivery of its refuse to the transfer station site of Community Disposal Service, Inc. because of the aforementioned circumstances, the Supervisor be and hereby is authorized to cause said refuse to be delivered to Land Reclamation, Inc. refuse site at Indian Road and Broadway Streets in the Town of Cheektowaga, at a rate of \$1.55 per cubic yard and the Supervisor is hereby authorized to enter into an agreement for such refuse disposal with Land Reclamation, Inc. at the aforementioned price and for a period not to exceed thirty (30) days.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 15 Motion by Councilman Johnson, seconded by Councilman Kaczmarek

BE IT RESOLVED that the Town Attorney's Office be and hereby is directed to draw up a lighting agreement between the Town of Cheektowaga and the Doyle Fire District.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 16 Motion by Councilman Johnson, seconded by Supervisor Meyers

BE IT RESOLVED that the Town Attorney's Office be and hereby is directed to draft a proposed agreement between the Town of Cheektowaga and the Niagara Frontier Transportation Authority regarding provision of the Airport Police detail.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 17 Motion by Councilman Johnson, seconded by Supervisor Meyers

BE IT RESOLVED that the Town Attorney's Office be and hereby is directed to advise the Town Board regarding steps necessary to dissolve existing drainage districts while continuing present bonded indebtedness upon former residents of these districts.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 18 Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, the provisions of the present ordinances of the Town of Cheektowaga are insufficient to properly control storm water run-off, and

Item No. 18 Cont'd

WHEREAS, the flow of storm waters through roof drainspouts and sump pump drains often create flooding and drainage problems, especially in residential areas, now, therefore, BE IT

RESOLVED that the Town Attorney and the Town Engineer be and hereby are directed to prepare and present a proposed ordinance amendment and/or new ordinance incorporating maximum grade requirements and sump pump and downspout regulations.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 19 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga is eligible for \$430,734 in funds for fiscal year 1976, under the 1974 Housing and Community Development Act, and

WHEREAS, the Town of Cheektowaga has entered into a consortium with the County of Erie to procure these funds, and

WHEREAS, the Town of Cheektowaga, as informed by the County of Erie and required by the rules and regulations governing the Community Development Block Grants, must hold a public hearing on or before March 15th, 1976, for the purpose of:

- (a) providing citizens with adequate information concerning the amount of funds available for proposed community development and housing activities, the range of activities that may be undertaken, and other important program requirements; and
- (b) providing citizens an adequate opportunity to participate in the development of the application and in the development of any revisions, changes, or amendments.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held on Wednesday, March 3, 1976, 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 above said purpose, and BE IT

FURTHER RESOLVED that notice of such hearing be published in the CHEEKTOWAGA TIMES and the DEPEW HERALD, CHEEKTOWAGA NEWS on Thursday, February 26, 1976.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

AFFIDAVITS-NEXT PAGE

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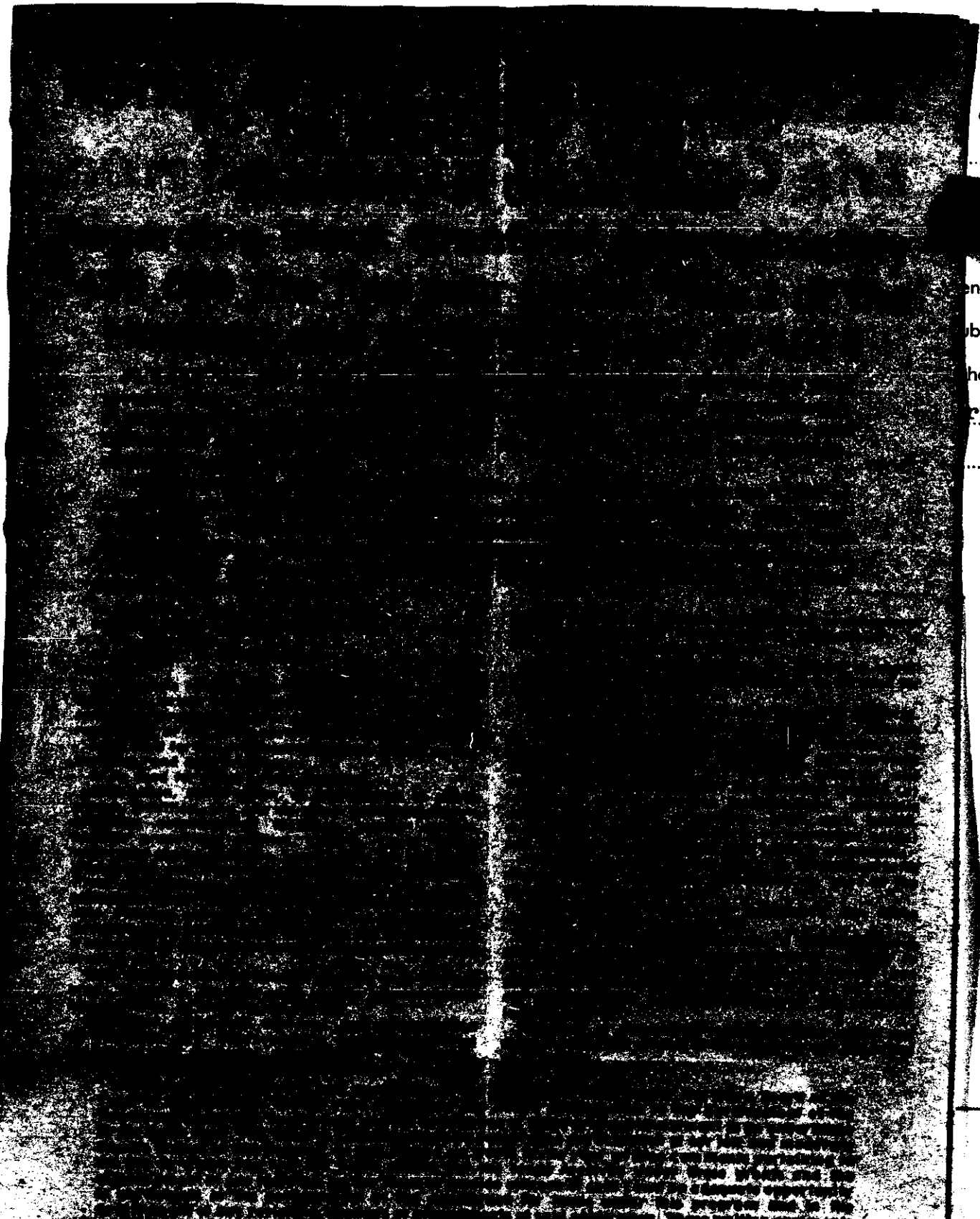
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PHONE: 632-4700

STATE OF NEW YORK
COUNTY OF ERIE

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Now

The Board of the Town of Cheektowaga with
the assistance of the Board of Health and the Board of Activities that may
be organized in the future, is hereby offering an opportunity to participate in the development
of a new and improved Cheektowaga. A public hearing on this matter will be held by the County of
Erie on February 22, 1974. All interested citizens are urged to attend this meeting and to make
known their views on the proposed development and housing needs in the Town of Cheektowaga.

MEMBERS OF THE
TOWN BOARD OF CHEEKTOWAGA
Chairman: George J. Kacmarek
Members: Frank E. Swiatek
Commissioner Raymond J. Wasilowski
By: RICHARD M. DOLINSKI
Town Clerk

Chairman: George J. Kacmarek
Commissioner: Frank E. Swiatek
Commissioner: Raymond J. Wasilowski
By: RICHARD M. DOLINSKI
Town Clerk

Form No. 1

PROOF OF PUBLICATION

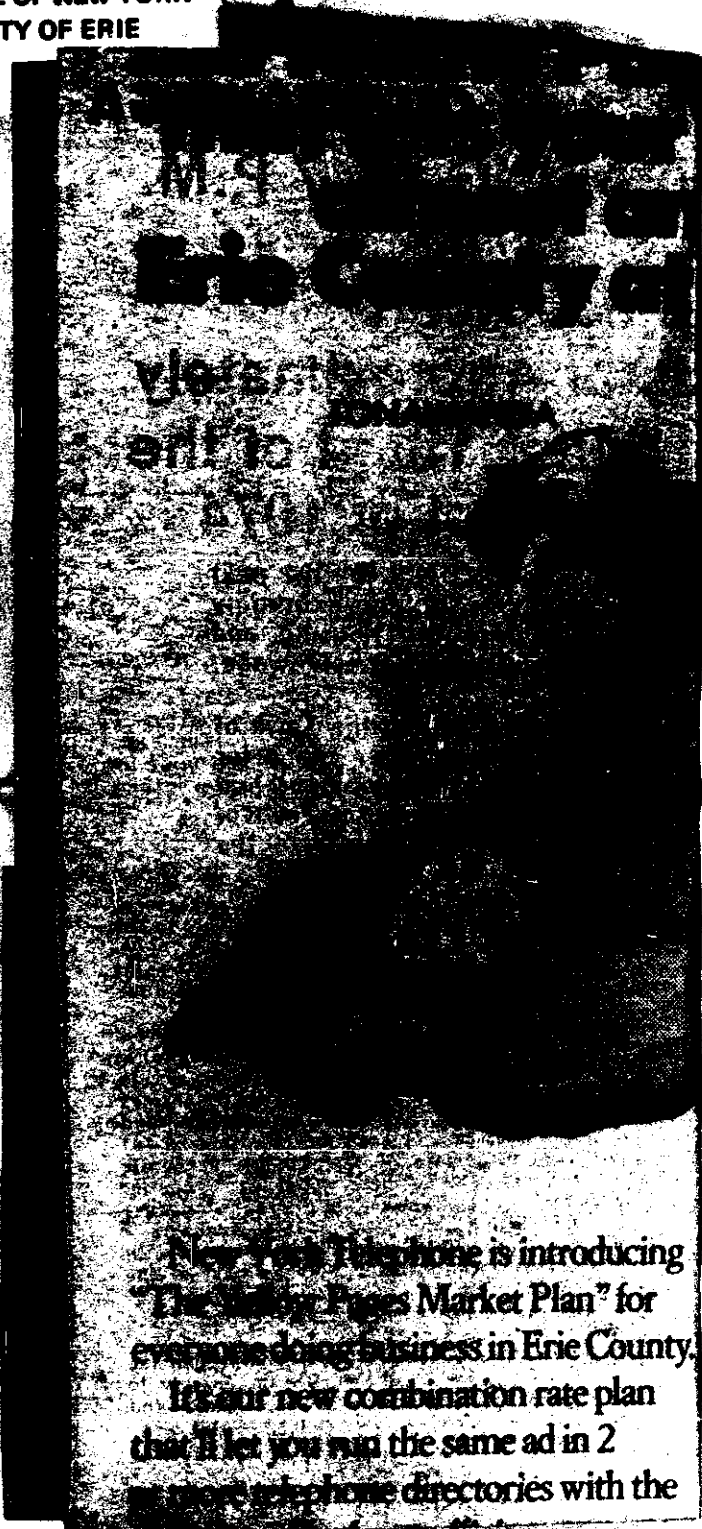
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PHONE: 632-4700

STATE OF NEW YORK
COUNTY OF ERIE



New York Telephone is introducing
"The Sunday Pages Market Plan" for
everyone doing business in Erie County.
It's our new combination rate plan
that'll let you run the same ad in 2
of our telephone directories with the

Susan M. Schasel

.....
being duly sworn, deposes and says that she is the
.....
Bookkeeper 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 for1..... weeks, the first
insertion being on the ..26... day of February.....,
19...76, and the last insertion being on the
day of same, 19..... .

Susan M. Schasel

Subscribed and sworn to before me this 2 day

of March, 19 76

Myrna Rosen

Notary Public in and for Erie County Myrna Rosen

MYRNA ROSEN
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 76

on MARCH 3

at the Town Hall

Broadway at Union Road

Regarding Block Grants of Approximately
\$430,000 the first year Under Title I of the
Housing and Community Act of 1974

PLEASE BE ADVISED, that the Town of Cheektowaga, will for the next several years, be eligible to obtain Block Grants totaling approximately \$1,292,000.00, for the first three years, under Title I of the Housing and Community Act of 1974. The second year figure for the Town of Cheektowaga, amounts to \$430,734.00.

In general, funds received under this title may be used to assist the Town of Cheektowaga in the types of activities which were eligible under the prior Community Development Programs including community development and housing activities. The range of activities that may be undertaken by the Town of Cheektowaga in connection with the use of these grants may include some of the following specific activities:

Acquisition of real property which is dilapidated, deteriorated, deteriorating, or inadequately developed

appropriate for rehabilitation and conservation activities

appropriate for preservation or restoration of historic sites, historic beautification, conservation of open spaces, natural resources, scenic areas, provision of recreation, or the guidance of urban development

to be used for the provision of eligible public works, facilities, and improvements

to be used for other public purposes

Acquisition, construction, or installation of public works, facilities, and site or other improvements - including neighborhood facilities, senior centers, historic properties, utilities, streets, street lights, water and sewer facilities, foundations for air rights sites, malls and walkways, and recreation facilities. Flood and drainage facilities are eligible only where assistance under other Federal programs is unavailable. Parking and solid waste disposal facilities and fire protection services and facilities are eligible only if located in or serving designated community development areas.

Code enforcement in deteriorated or deteriorating areas, expected, together with public improvements and services, to arrest area decline.

Clearance, demolition, removal, and rehabilitation of buildings and improvements including interim assistance and financing rehabilitation of privately owned properties when incidental to other activities.

Special projects to remove historical and architectural barriers restricting mobility and accessibility of elderly and handicapped persons.

Payments to housing owners for least of rental income while temporarily holding unit to be used for relocation.

Operation or creation of acquired and public property.

Provision of public services not otherwise available in areas of concentrated poverty if necessary to support such activities. If funding for such services was applied for under any Federal program and denied, and if such services are directed toward (a) improving public services (employment, economic development, crime prevention, child care, health, drug abuse, education, welfare, or recreation needs) and (b) coordinating public and private programs.

Payment of non-Federal share in connection with other Federal programs undertaken as part of the development program.

Relocation payments and assistance for those displaced by assisted activities.

Activities necessary to develop a comprehensive plan and a policy-planning-management capacity to more effectively determine needs, set goals and objectives, develop and evaluate programs, and carry out management activities necessary for planning implementation.

Payment of reasonable administrative costs and carrying charges related to the planning and execution of activities.

In connection with the use and application of the above-mentioned grants, the Town Board of the Town of Cheektowaga invites your comments and active participation in the development of the Town's application for such grants and the designation of those areas of investment to be undertaken by the Town itself. The Town of Cheektowaga also encourages participation of our low and moderate income groups at this hearing. In this regard we would invite your written comments pertaining to the use to which you feel the Town should put the funds received under these grants and the establishment of any facilities by the Town to provide citizens of said town an adequate opportunity to participate in the development of the application for funds under this program and in the development of any revisions, changes or amendments of said application. These written comments pertaining to the above may be addressed to:

Supervisor Kenneth J. Meyers
Town of Cheektowaga
Town Hall, Broadway and Union Road
Cheektowaga, New York 14227

This Public Hearing will be held in order to provide citizens of the Town of Cheektowaga with adequate information concerning the amount of funds available and the range of activities that may be undertaken and to provide citizens with an adequate opportunity to participate in the development of the application for such aid. A second Public Hearing on this matter will be held by the County of Erie at a future time and place. All interested citizens are urged to attend this meeting and to make known their views on community development and housing needs in the Town of Cheektowaga.

TOWN BOARD OF THE
TOWN OF CHEEKTOWAGA

Supervisor Kenneth J. Meyers
Councilman James E. Burt
Councilman Frank J. Dux
Councilman Thomas H. Johnson, Jr.

Councilman George J. Kaczmarek
Councilman Raymond J. Walsworth
By: RICHARD M. MOLESKI
Town Clerk

Item No. 20 Motion by Councilman Swiatek, seconded by Councilman Kaczmarek

WHEREAS, requests have been made of the Town of Cheektowaga that certain provisions of Ordinance No. 15 "Regulating the Owning, Having Care, Custody or Charge of Dogs, in the Town of Cheektowaga, New York" be amended, and

WHEREAS, the Town Board duly called a public hearing to consider the advisability of adopting said amendments to said Ordinance No. 15 and gave due notice thereof as required by law, and

WHEREAS, a public hearing on said proposed amendments was duly held by this Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York on the 3rd day of November, 1975 at 2:30 o'clock p.m. Eastern Standard Time; and at which hearing all parties in interest and citizens had an opportunity to be heard, and were heard, and

WHEREAS, it is in the public interest to adopt the following amendments to Ordinance No. 15 "Regulating the Owning, Having Care, Custody or Charge of Dogs, in the Town of Cheektowaga, New York" as set forth below.

NOW, THEREFORE, BE IT RESOLVED, that Ordinance No. 15 "Regulating the Owning, Having Care, Custody or Charge of Dogs, in the Town of Cheektowaga, New York" be and the same hereby is amended and changed by the following textual additions and deletions: (changes or additions in text are indicated by underline, deletions by ~~strikeouts~~).

ORDINANCE NO. 15

REGULATING THE OWNING, HAVING CARE, CUSTODY, OR CHARGE OF DOGS

1. This Ordinance shall apply to the entire Town of Cheektowaga outside the limits of the Villages of Depew and Sloan.

2. All dogs while off the owner's premises, whether or not tagged or licensed, shall be restrained by leash and any Peace Officer or designated representative of the Commissioner of Agriculture and Markets of the State of New York shall seize any dog not so restrained found off the owner's premises. The Peace Officer or designated representative of the Commissioner of Agriculture and Markets of the State of New York, who shall have seized any dog pursuant to the provisions of this Ordinance shall provide for the feeding and caring for the dog and its disposition pursuant to the provisions of Section 114-a of the Agriculture and Markets Law of New York.

3. Any person owning or having the care, custody, or charge of any dog, which is kept on the owner's premises or the premises of others, shall, unless said dog is in his or her immediate custody, or within a fenced enclosed area, keep said dog muzzled or securely fastened in such manner as to prevent said dog from biting any person lawfully entering upon or leaving such premises.

4. No person, firm or corporation shall keep, or allow to be kept on premises owned by such person, firm or corporation, any dog which by its frequent barking, howling or whining or other noise shall unreasonably disturb the comfort or repose of any person.

5. Any violation of any of the provisions of this Ordinance shall be deemed an offense and any person found guilty of such violation shall be liable to a fine of not less than \$25.00 nor more than \$100.00.

BE IT FURTHER RESOLVED, that a copy of this resolution be entered in the minutes of the meeting of the Town Board of the Town of Cheektowaga held on the 2nd day of February, 1976; and that a certified copy thereof be published in the CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES, newspapers published in the Town of

Item No. 20 Cont'd

Cheektowaga and having a general circulation therein.

That the Town Clerk post or cause to be posted on the signboard maintained by him at the entrance of the Town Clerk's Office a certified copy of this resolution, and affidavits of publication and posting thereof shall be filed with the Town Clerk.

The aforementioned amendments to Ordinance No. 15 "Regulating the Owning, Having Care, Custody or Charge of Dogs, in the Town of Cheektowaga, New York" shall take effect ten (10) days after such publication and posting, but such amendments shall take effect from the date of their service as against a person served personally with a copy thereof certified by the Town Clerk under the corporate seal of the Town and showing the date of their passage and entry into the minutes.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

AFFIDAVITS-NEXT PAGE

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STATE OF NEW YORK COUNTY OF ERIE

ss.

Ordinance No. 15 "Regulating the Owning, Having Care, Custody or Charge of Dogs in the Town of Cheektowaga, N.Y." be amended, and...

The provisions of this Ordinance shall provide for the feeding, and caring for the dog and its disposition pursuant to the provisions of Section 114-a of the Agriculture and Markets Law of New York...

copy thereof certified by the Town Clerk under the corporate seal of the Town and showing the date of their passage and entry into the minutes...

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 2nd day of February, 1976, at 7:00 o'clock p.m. Eastern Standard Time there were:

RESOLVED, that Ordinance No. 15 "Regulating the Owning, Having Care, Custody or Charge of Dogs in the Town of Cheektowaga, N.Y." be and the same hereby is amended and changed by the following textual additions and deletions as indicated by underline, deletions by strikeout...

4. No person, firm or corporation shall keep, or allow to be kept on premises owned by such person, firm or corporation, any dog which by its frequent barking, howling or whining or other noise shall unreasonably disturb the comfort or repose of any person...

STATE OF NEW YORK COUNTY OF ERIE I RICHARD M. MOLESKI, Town Clerk of the Town herein 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 2, 1976, 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 20, inclusive, of said book...

Susan M. being duly sworn, deposed that the foregoing is a true and correct copy of the minutes of the meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held on the 2nd day of February, 1976, at 7:00 p.m. Eastern Standard Time, and that the same were duly read and approved by the Board at that time.

Subscribed and sworn to before me this 5 day

of February 19 76

Myrna Rosen Notary Public in and for Erie County

MYRNA ROSEN Notary Public, State of New York Qualified in Erie County My Commission Expires March 30, 1976

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PHONE: 632-4700

STATE OF NEW YORK
COUNTY OF ERIE



Notary Public seal for Myrna Rosen, Notary Public, State of New York, Commission Expires March 30, 1976.

Susan M. Schasel
being duly sworn, deposes and says that she is the
Bookkeeper of the
Depew Herald
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 5th day of February
1976, and the last insertion being on the
day of same, 19.

Lunch and cards

The Town Line Fire Dept. Ladies Auxiliary will host a luncheon and card party at noon, Wednesday, Feb. 11, in the fire hall.

...Hupp, O.S.F., left, and Sister ... of St. Mary's High School, de- ... 5th annual Valentine ... on Feb. 6. The benefit ball, ... the Franciscan-Salva- ... school. The ball will begin at 8 ... 9:30 to

Cheektowaga Assn. installs officers

The Williams Street Citizens and Taxpayers Assn. of Cheektowaga will hold its installation of officers banquet at 7:30 p.m., Saturday, Feb. 7, in St. Josaphat's Parish Center, William and Peoria. State Sen. Dale Volker, Assemblyman Dennis Gorski and Town Supervisor Kenneth

Advertisement for RIPA'S Restaurant & Cocktail Lounge, featuring Italian food, baked stuffed shrimp, and house speciality.

Subscribed and sworn to before me this 5 day

Susan M. Schasel

of February, 1976

Myrna Rosen

Notary Public in and for Erie County Myrna Rosen

MYRNA ROSEN
Notary Public, State of New York
Qualified In Erie County
My Commission Expires March 30, 1976

Item No. 21 Renaming of Acting Working Foreman in the Sanitation Department.

Motion by Supervisor Meyers, seconded by Councilman Johnson to table this item until the next regular Town Board meeting to be held on February 23, 1976 at 7:00 p.m., Eastern Standard Time in the Council Chambers of the Cheektowaga Town Hall, located at Broadway and Union Roads.

Item No. 22 Motion by Supervisor Meyers, seconded by Councilman Kaczmarek

WHEREAS, the Supervisor and the Town Board has been informed shortly after January 1, 1976 that Captain William Graham of the Cheektowaga Police Department has been paid a salary for a total of 178 days in the year 1975 during which time he had not reported for duty, and

WHEREAS, said payments must be reimbursed to the Town, and

WHEREAS, Captain William Graham has indicated to the Town Board his intentions to make such reimbursement and after considerable discussion and examination of the subject matter between said employee and the Town, and

WHEREAS, said discussions and conferences have resulted in a mutually agreed upon settlement requiring such reimbursement and from the employment record submitted by the Police Department as of December 31, 1975, it appears that Captain William Graham has been entitled to 120 accumulated vacation days and 5 personal leave days for a total of 125 work days credit, leaving a balance of 53 work days unaccounted for, and

WHEREAS, it appears that said employee has accumulated the maximum sick leave under the terms of the contract between the Town and the Captains and Lieutenants Association, to wit: 262 days for which he would be credited a sum of \$1,000.00 upon his retirement; the Town Board has agreed to charge said employee with 120 sick days to be stricken off his record in order to make up for the 53 unaccounted work days in the year 1975, and

WHEREAS, the above settlement would reimburse the Town in full for said 178 work days for the year 1975 and would strike from the work record of said employee all of his accumulated vacation time of 120 days, 5 personal leave days, plus 120 days accumulated sick leave, thereby leaving a work benefit record as of December 31, 1975 as follows: no vacation days; no personal leave days; 142 days accumulated sick leave, now, therefore, BE IT

RESOLVED that the Supervisor be and hereby is authorized to accept the above mentioned terms as full settlement of the reimbursement of the 178 paid days in the year 1975 paid to Captain William Graham, and BE IT FURTHER

RESOLVED that the work records of said employee be changed accordingly in the Accounting Office, Police Department and Supervisor's Office.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: 0

Item No. 23 Abolish Position of "Lieutenant" in the Cheektowaga Police Department.

Motion by Councilman Kaczmarek, seconded by Councilman Swiatek to table this item until the next regular Town Board meeting to be held on February 23, 1976 at 7:00 p.m., Eastern Standard Time in the Council Chambers of the Cheektowaga Town Hall, located at Broadway and Union Roads.

Item No. 24 Motion by Supervisor Meyers, seconded by Councilman Wasielewski

WHEREAS, Clara belle Levine has been allowed sick leave benefits in the same manner as provided in the contract between the Town and Local 1026, American Federation of State, County and Municipal Employees, AFL-CIO since her employment as Secretary to the Supervisor, which employment terminated on December 31, 1975, and

Item No. 24 Cont'd

WHEREAS, it appears that she should be entitled to the benefits provided in said contract which apply to persons whose employment is terminated and more specifically the provisions related to accumulated sick leave and longevity allowance, and

WHEREAS, although said Clara belle Levine during the latter term of her employment was not a part of the negotiating unit, but that in actual practice she was granted the same benefits, therefore, BE IT

RESOLVED that said Clara belle Levine be and hereby is granted accumulated sick time in the amount of \$300.00 and longevity allowance in the sum of \$100.00, and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is authorized to make such payments on behalf of the Town of Cheektowaga.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 25 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, a vacancy presently exists in the Cheektowaga Recreation and Parks Department for a full time Clerk-Stenographer, and

WHEREAS, said vacancy has been posted in the Town of Cheektowaga for a period of ten (10) days according to Section 18.01, of the Union Contract, Local 1026, NOW, THEREFORE, BE IT

RESOLVED that Barbara Kornecki, Sloan, New York, who is presently a Clerk-Stenographer in the Assessor's Department, be transferred to the Cheektowaga Recreation and Parks Department, at her current rate of \$9,044.59, annual salary.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 26 Motion by Supervisor Meyers, seconded by Councilman Swiatek

BE IT RESOLVED that Jacqueline Prishel, residing at in the Town of Cheektowaga, be hired as a part-time Recreation Attendant by the Recreation Department at the hourly rate of \$3.00 per hour effective immediately.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 27 Appointment of Part-time Clerk-Typist in the Town Justice Department.

Item Withdrawn. It will be brought up at the Regular Adjourned Meeting to be held on February 9, 1976 at 7:00 P.M., Eastern Standard Time in the Council Chambers of the Cheektowaga Town Hall.

Item No. 28 Motion by Supervisor Meyers, seconded by Councilman Swiatek

RESOLVED that Diane Corkins, residing at 176 Raymond Street, Cheektowaga, New York, be hired as a Clerk, part-time, in the Building Inspector's Department, at a salary of \$22.00 per day.

Item No. 28 Cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 29 Motion by Supervisor Meyers, seconded by Councilman Kaczmarek

BE IT RESOLVED that Salvatore LaGreca of Cheektowaga,
New York 14225 be and he hereby is re-appointed as Chairman of the Cheektowaga Planning
Commission for a term of seven (7) years, effective immediately.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 30 Motion by Councilman Swiatek, seconded by Councilman Wasielewski

WHEREAS, on October 20, 1975, a resolution was passed changing the
Title of E.E.A. Employees to Title VI, and

WHEREAS, Joseph Wisniewski of was listed on the reso-
lution under the position of Laborer in the Sewer Maintenance Department at \$4.09 per
hour, and

WHEREAS, an error was made in the salary, NOW, THEREFORE, BE IT

RESOLVED, that the salary of Joseph Wisniewski should have read \$4.81
per hour from November 1, 1975 to December 31, 1975, and BE IT FURTHER

RESOLVED that the salary of Joseph Wisniewski be adjusted to \$5.15 per
hour effective as of January 1, 1976.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 31 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga is currently operating a nutrition
site for the elderly at St. John Gualberts Parish, and

WHEREAS, the Town Board of Cheektowaga recognizes the value of the
Nutrition Program in providing hot, nutritious meals for elderly citizens, and the
great need for additional nutrition sites within the Town, NOW, THEREFORE, BE IT

RESOLVED that Anne Daley, Senior Citizen Program Coordinator for the
Town, be and hereby is authorized to investigate the possibility of opening negotiations
with the Erie County Office for the Aging for the operation of another dining site in
the Town of Cheektowaga, for 1976.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 32 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the Town Board, of the Town of Cheektowaga, recognizes the need for greater, convenient, and more comfortable transportation for senior citizens in Cheektowaga, and

WHEREAS, the Town Board supports the concept of utilizing school buses to transport senior citizens during off-peak hours, as is presently being done in the Town of Tonawanda, by the Erie County Office for the Aging, NOW, THEREFORE, BE IT

RESOLVED that Anne Daley, Senior Citizen Program Coordinator, be authorized to investigate the possibility of establishing such a project in the Town through the cooperation of the various School Districts, and with funds provided by the County, State and/or Federal Government.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 33 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the applications of the Town of Cheektowaga for a van for Senior Citizen transportation has been approved by Erie County, and

WHEREAS, the Town of Cheektowaga is expected to receive a 15-passenger van from the County, on or about February 1, 1976, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor of the Town of Cheektowaga be and hereby is authorized to enter into contract with the Erie County Office for the Aging for the operation and maintenance of said van, and BE IT FURTHER

RESOLVED that the Central Garage Department of the Town be and hereby is designated with the responsibility of maintenance of said van.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 34 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga has sponsored and is operating, in cooperation with Erie County, a senior citizens nutrition site at St. John Guabberts Parish, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor, of the Town of Cheektowaga, be and hereby is authorized to enter into contract with the County of Erie for the operation of the group dining site for the elderly for the Town of Cheektowaga.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 35 Motion by Supervisor Meyers, seconded by Councilman Johnson

RESOLVED that the following individual be and hereby is authorized to attend the annual Association of Towns Convention, held in New York City and that his reasonable and proper travel expenses be reimbursed by the Town.

Superintendent, Building and Grounds

Item No. 35 Cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 36 Motion by Councilman Swiatek, seconded by Councilman Kaczmarek

RESOLVED that the following individuals be and hereby are authorized to attend the annual Association of Towns Convention, held in New York City, and that their reasonable and proper travel expenses be reimbursed by the Town.

Councilmen
Town Attorney or Deputy
Town Engineer
Police Chief
Town Historian
Planning Board Chairman
Tax Collector
Sole Assessor

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 37 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, Bryant & Stratton Continuing Education Division is having a course in Real Property Appraising each Wednesday evening starting February 11, 1976 at 1028 Main Street, Buffalo, New York, NOW, THEREFORE, BE IT

RESOLVED that Casimir Kozminski, Deputy Assessor be and hereby is authorized to attend said courses and BE IT FURTHER

RESOLVED that the total expenses of \$117.00 be paid by the Town, however, if these courses are cancelled due to insufficient enrollment, there will be no expenses incurred by the Town, and BE IT FURTHER

RESOLVED that no overtime or compensatory time is to be granted while attending seminar.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 38 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, Jerome Gabryszak is an Administrative Trainee to the Town Clerk, and is responsible for the application and securement of grants for the Town, NOW, THEREFORE, BE IT

RESOLVED that Jerome Gabryszak is hereby authorized to attend a Grantsmanship seminar, being held at the State University College of New York at Buffalo, from February 20th to March 12th, at an expense not to exceed \$45.00.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 39 Motion by Councilman Johnson, seconded by Supervisor Meyers

RESOLVED that James J. Makowski, Executive Secretary of the Cheektowaga Traffic Safety Commission, is hereby authorized to attend a one-day seminar on Federal State Grant Funding, to be held in New York City, on Tuesday, February 3, 1976, at the La Guardia Holiday Inn, and BE IT FURTHER

RESOLVED that Mr. Makowski be reimbursed for all necessary and reasonable travel expenses in connection with said seminar.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 40 Motion by Supervisor Meyers, seconded by Councilman Dux

WHEREAS, the satisfactory completion of a training course of instruction is a requirement of the New York State Sanitary Code and said schooling being a requisite for the position of Sewage Treatment Plant Operator, NOW, THEREFORE, BE IT

RESOLVED, that the following town employees be and hereby are authorized to attend the two (2) week Sewage Treatment Plant Operator's School for the period March 8th thru 19th, 1976, with all legal expenses to be reimbursed by the Town.

Walter Mika

Lawrence Golas

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 41 Highway Department - Acceptance of Balance of Croydon Drive.

Item Withdrawn. It will be brought up at the Regular Adjourned Meeting to be held on February 9, 1976 at 7:00 P.M., Eastern Standard Time in the Council Chambers of the Cheektowaga Town Hall.

Item No. 42 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, the Sewer Maintenance Department is in need of one (1) Truck Chassis with a Step Van Body as a replacement for a 1970 Step Van, AND

WHEREAS, funds have been budgeted for this purpose, 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 TIMES and the CHEEKTOWAGA NEWS (Depew Herald), AND, BE IT FURTHER

RESOLVED, that the Town Board will meet on the 23rd day of February 1976, at 7:00 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 23, 1976 at 7:00 P.M. at the Town Hall, corner of Broadway and Union Road for the furnishing of a Truck Chassis with a Step Van Body for use by the Sewer Maintenance Department of the Town of Cheektowaga.

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

Richard M. Moleski
Town Clerk

DATED: February 2, 1976

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

AFFIDAVITS-NEXT PAGE

PROOF OF PUBLICATION

Bee Publications Inc.

Publishers Of:

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

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

STATE OF NEW YORK
COUNTY OF ERIE

RESOLUTION NO. 100-1976
The Town Board will be so
... at the Town Hall, corner of Broad-
way and Union Road for the
... of a Truck Chassis with
... by the
... Department of
... of Cheektowaga.
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 re-
quirements, 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 the order of the Town Board
of the Town of Cheektowaga, Erie
County, New York.
Richard M. Molaski
Town Clerk
Dated: February 2, 1976 Feb. 12

Eleanor Measer
being duly sworn, deposes and says that she is th
Office Manager
of th
Depew Herald
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 publishe
therein once a week for 1 weeks, the first
insertion being on the 12th day of Feb.
1976 and the last insertion being on the
day of same, 19.

Subscribed and sworn to before me this 12th day
of Feb. 19 76

Eleanor Measer

Myrna Rosen
Notary Public in and for Erie County
Myrna Rosen

MYRNA ROSEN
Notary Public, State of New York
Qualified in Erie County
Expires March 30, 1976

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

Gladys M. Sechler of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for¹..... weeks:
first publication..... *February 13, 1976* .. ;
last publication..... ;
and that no more than six days intervened be-
tween publications.

Gladys M. Sechler.....

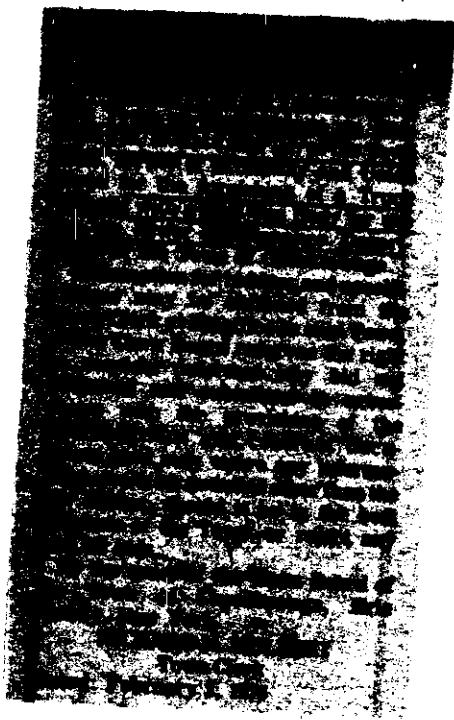
Sworn to before me this *13th*

day of *February*, 19 *76*

..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *77*



Item No. 43 Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, the Sewer Maintenance Department is in need of two (2) new pick-up trucks, one (1) for sewer work and one (1) for sign erection work, AND

WHEREAS, funds have been budgeted for this purpose, 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 TIMES and the CHEEKTOWAGA NEWS (Depew Herald), AND,
BE IT FURTHER

RESOLVED, that the Town Board will meet on the 23rd day of February 1976, at 7:00 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 23, 1976, at 7:00 P.M., at the Town Hall, corner of Broadway and Union Road for two (2) pick-up trucks.

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

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

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

Richard M. Moleski
Town Clerk

DATED: February 2, 1976

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst

NAYES: 0

ABSENT: 0

AFFIDAVITS-NEXT PAGE

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

STATE OF NEW YORK
COUNTY OF ERIE

ss.

Eleanor Measer

being duly sworn, deposes and says that she is th
Office Manager of th
Depew Herald,
public newspaper published at Depew
New York, that th
notice of which the annexed printed slip taken fro
said newspaper, is a copy, was inserted and publishe
therein once a week for 1 weeks, the fir
insertion being on the 12th day of Feb.
1976, and the last insertion being on the
day of same, 19.

NOTICE TO BIDDERS
Sealed proposals will be received by the Town of Cheektowaga, Erie County, New York, at the Town Hall, corner of Broadway and Union Road for two (2) pick-up trucks.
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 irregularities, make an award to other than the low bidder, should it be in the best interest of the Town, or reject any or all bids.
By order of the Town Board of the Town of Cheektowaga, Erie County, New York.
Richard M. Molenki
Town Clerk
DATED: February 2, 1976 feb. 12

Subscribed and sworn to before me this 12th day

Eleanor Measer

of Feb. 19 76

Myrna Rosen

Notary Public in and for Erie County
Myrna Rosen

MYRNA ROSEN
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1976

Form No.

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

Gladys M. Seckter of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*Club*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks:
first publication.....*February 12, 1976*..... ;
last publication..... ;
and that no more than six days intervened be-
tween publications.

Gladys M. Seckter

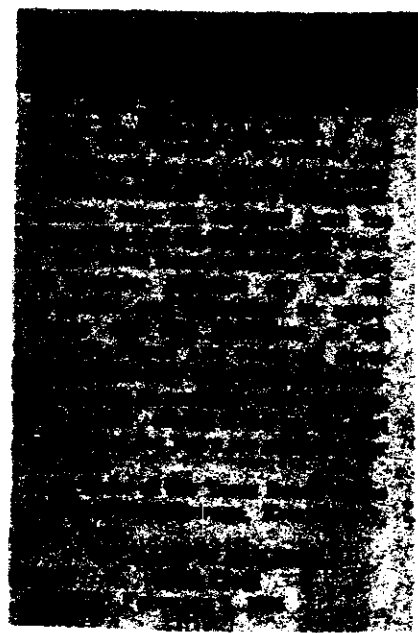
Sworn to before me this*13th*.....

day of*February*....., 19..*76*..

.....*Naidine C. Williams*.....

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*77*



VI. FROM THE TABLE

*Item No. 44 Appointment to the Position of Working Foreman in the Sanitation Department.

Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, a vacancy exists in the position of Working Foreman in the Sanitation Department, therefore, BE IT

RESOLVED, that Richard J. Koszuta, residing at Cheektowaga, New York be and hereby is appointed Working Foreman in the Sanitation Department at an annual salary of \$17,125.00, effective February 3, 1976.

Upon Roll Call....

AYES: Supervisor Meyers, Councilman Johnson
NAYES: Councilmen Wasielewski, Dux and Burst
ABSENT: 0
ABSTAINED: Councilmen Swiatek and Kaczmarek

*Resolution Failed to Pass due to Lack of Majority!

S U P E R V I S O R ' S C O M M E N T S

Supervisor Meyers presented two (2) Proclamations at this regular Town Board meeting:

- a.) Proclaimed the week of February 23rd through 28th, 1976, inclusive, as "FATHER JUSTIN KNIGHTS OF COLUMBUS WEEK!"
- b.) Declared the month of February as "TAXPAYERS ASSOCIATION MONTH!"

***SEE NEXT TWO (2) PAGES FOR COPY OF EACH PROCLAMATION

KENNETH J. MEYERS
SUPERVISOR



TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

TOWN HALL, BROADWAY AND UNION ROAD
CHEEKTOWAGA, NEW YORK 14227
716-683-2200

PROCLAMATION

WHEREAS, the Father Justin Knights of Columbus is a Society of Catholic men, a membership of approximately 550 and is 10 years old; and

WHEREAS, the Father Justin Knights of Columbus is a charitable organization which takes part in numerous community projects.

NOW THEREFORE, upon the dedication of the Father Justin Knights of Columbus new building located at 2735 Union Road in the Town of Cheektowaga, New York on February 27th, 28th, and 29th, 1976 I do HEREBY PROCLAIM the week of February 23rd through February 28th, 1976, inclusive, as "FATHER JUSTIN KNIGHTS OF COLUMBUS WEEK."

Signed this 2nd day of February,
1976 in the Office of the Supervisor, Town of
Cheektowaga, New York.

(SEAL)



Kenneth J. Meyers

Kenneth J. Meyers
Supervisor

OFFICE OF THE SUPERVISOR

SUPERVISOR
KENNETH J. MEYERS



TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

TOWN HALL, BROADWAY AND UNION ROAD
CHEEKTOWAGA, NEW YORK 14227
716-683-2200

P R O C L A M A T I O N

WHEREAS, Taxpayers Associations have been organized in order to represent the interest of the taxpayer and effectively voice his concerns about the importance of responsible government spending, and

WHEREAS, these Associations have consistently dedicated their efforts towards obtaining the most value possible from the hard-earned dollar of the taxpayer, in terms of governmental operations and,

WHEREAS, these Associations serve to guide our government administrators along a path of fiscal accountability, and true concern for the plight of the taxpayer, who is the sole supporter of our governmental system in all its forms, and

WHEREAS, it is appropriate, during this Bicentennial year that the Taxpayers Associations be recognized for their unselfish civic-minded efforts to help improve the quality of life in Cheektowaga and restore and strengthen the faith of the individual in his government, NOW

I THEREFORE, Kenneth J. Meyers, as Supervisor and Chief Fiscal officer of the Town of Cheektowaga, hereby declare the month of February as "TAXPAYERS ASSOCIATIONS MONTH".

Signed this 2nd day of February, 1976, in the Office of the Supervisor, Town of Cheektowaga, New York.

(SEAL)



Kenneth J. Meyers

Kenneth J. Meyers
Supervisor

OFFICE OF THE SUPERVISOR

VII. SUSPENSION OF RULES

Item No. 45 Motion by Supervisor Meyers, seconded by Councilman Johnson to Waive the Rules.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
 NAYES: 0
 ABSENT: 0

Item No. 46 Warrant List.

Motion by Councilman Wasielewski, seconded by Councilman Swiatek

RESOLVED, that the following vouchers and warrants submitted to the Town of Cheektowaga for the period ending February 2, 1976, be and hereby are approved and that Supervisor pay said warrants:

	<u>FUND</u>	<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
General	December 1975	4721	4845	\$ 9,395.65
	January 1976	4716	4720	671,328.27
	February 1976	4761	4842	32,397.00
Spec. Dists.	December 1975	1164	1174	23,019.97
	January 1976	1158	1161	531,104.51
	February 1976	1175	1218	22,143.17
Highway	December 1975	--	--	-----
	January 1976	1055	1057	211,059.82
	February 1976	1059	1100	27,419.33
Part Town	December 1975	254	--	5.40
	January 1976	250	252	52,477.34
	February 1976	255	260	123.69
Construction & Improvement				
	January 1976	--	--	200,000.00
Federal Revenue Sharing				
	December 1975	125	126	121,274.94
	January 1976	--	--	200,000.00
Trust and Agency				
	January 1976	103	117	<u>1,350,934.74</u>
				<u>\$3,452,683.83</u>

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
 NAYES: 0
 ABSENT: 0

Item No. 47 Motion by Supervisor Meyers, seconded by Councilman Wasielewski

BE IT RESOLVED that this Town Board meeting be adjourned until
February 9, 1976 at 7:00 P.M., Eastern Standard Time.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
 Kaczmarek and Burst

NAYES: 0

ABSENT: 0

RICHARD M. MOLESKI
TOWN CLERK

BIDS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 7 February 23, 1976</u>		
2	Two (2) pick-up Trucks	1
3	One (1) Truck Chassis with Step Van Body for use by the Sewer Maintenance Department.	1

Meeting No. 9 March 15, 1976

2	Highway Department - Sweeper Brooms and Push Brooms	1
3	Highway Department - New Trees for Spring Planting	1
4	Recreation Department - General Construction Work, Mechanical Work and Electrical Work for new wading pool at Cheektowaga Town Park.	1

PUBLIC HEARINGS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 9 March 15, 1976</u>	
5	Traffic Ordinance - ARTICLE VII: TURNING MOVEMENTS. (DUKE ROAD)	1

PUBLIC HEARINGS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 9 March 15, 1976</u>	
5	Traffic Ordinance - ARTICLE VII: TURNING MOVEMENTS. (DUKE ROAD)	1

 GENERAL COMMUNICATIONS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 7 February 23, 1976</u>		
4	Walter J. Floss, Jr., Legislator-16th District -- Copy of Memorial Resolution to be submitted to State Assembly and Senate re: Opposition to anti-home rule bills.	1
5	A.F. Mallette, Regional Traffic Engineer; N.Y.S. Dept. of Transportation - NOTICE OF ORDER re: Operation of Traffic Signals 232, 233 on Route 130, Broadway at its intersection with Harlem Road access roads.	1
6	Lillian Ansel, Depew Village Clerk - Copy of Resolution adopted 2/16/76 re: "Adoption of Local Law #1 of year 1976 - TRAFFIC AND VEHICLES: ARTICLE IV, SEC. 60.42."	1
7	SUMMONS AND COMPLAINT - Louis B. Puchala vs. Town of Cheektowaga.	1
<u>Meeting No. 8 March 1, 1976</u>		
2	Mrs. Helen Mayer, - Correspondence re: \$1,500 Payment to the Cheektowaga-Amherst Junior Knights.	1
3	Joseph B. Schneider, Secretary, Chktg. Fire District Officers' Ass'n.- Correspondence re: Establishment of a permanent Fire Arson Detection Unit in Cheektowaga Police Department.	1
4	Joseph J. Christ, Commissioner, Beverly Hills Hockey Ass'n. - Correspondence re: Beverly Hills Hockey Team.	1
<u>Meeting No. 9 March 15, 1976</u>		
6	Erie County Highway Department - Certificate and Notice of Closing Highway - Borden Road.	1
7	Town of Lancaster and Village of Depew - Letters and resolutions regarding Erie County Sewer District No. 4.	2
8	William Street Citizens & Taxpayers' Ass'n. - Letter regarding Federal Community Development Funds.	2
9	SUMMONS AND COMPLAINT - Chiara Castricone, Paul Castricone vs. Town of Cheektowaga.	2

DEPARTMENTAL COMMUNICATIONS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 7 February 23, 1976</u>		
8	Building Permits.	2
9	Louis A. Vendetti, M.D., Town Health Officer - Health Report for month of January, 1976.	2
<u>Meeting No. 8 March 1, 1976</u>		
5	Building Permits.	1
<u>Meeting No. 9 March 15, 1976</u>		
10	Building Permits.	2
11	Letter from Carl Trafalski regarding Accumulated Sick Time, Longevity Pay and Vacation Time.	2
12	Cheektowaga Public Library - First Annual Report.	2
13	Health Report for February, 1976.	2

 RESOLUTIONS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 7 February 23, 1976</u>		
10	Decision on Amendment to the Zoning Ordinance - ARTICLE IV: MANUFACTURING DISTRICT REGULATIONS.	2
11	Decision on Rezoning - Northeast corner of Harlow Road and Southern Parkway.	2
12	Authorization for Payroll Department to conduct Payroll Savings Plan for Town Employees.	2
13	Request Town Attorney to negotiate with Cheektowaga-Amherst Knights to come to a mutual agreement re: Schedule of Skating Time.	2
14	Adoption of Additional Rules of Procedure.	2
15	Appointment to the Position of Working Foreman in the Sanitation Department.	2-3
16	Appointment to the Position of Working Foreman in the Sanitation Department.	3
17	Authorization for Youth Board Director to attend a Public Executive Project in Glen Falls, New York.	3
18	Authorization for Chief of Police to attend Federal Aviation Administration Security Training Course in Oklahoma City, Oklahoma.	3
19	Payment of Longevity Allowance to Cheektowaga Police Officer.	3-4
20	Appointment to the Position of Auto Mechanic in the Central Garage.	4
21	Two (2) Appointments to the Position of Laborer in the Sanitation Department.	4
22	Leave of Absence for Town Employee from the Assessors' Office.	4
23	Youth Board - Appointment of various part-time, seasonal Employees to be assigned to different Youth Bureau Programs.	5-6
24	Appointment of seasonal (part-time clerical) Employee for the 1976 Tax Collection period.	6
25	Two (2) Appointments to vacant positions in the Cheektowaga Traffic Safety Commission.	6
26	Hiring of three (3) individuals to serve as drivers of the Towns' 15 passenger van for Senior Citizen Transportation.	6
27	Town Board Approval of the work of A.C.H. Contractors, Inc. (heating and ventilating) at the Dartwood Community Center.	7
28	Town Board Approval of final payment to A.C.H. Contractors, Inc.	7
29	Town Board Approval to Change Order E 1 for electrical work performed at the Dartwood Community Center.	7
30	Acceptance of Balance of Croydon Drive.	8-9

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 7 February 23, 1976 Cont'd</u>		
31	Highway Department - Authorization to Advertise for Bids for the purchase of Sweeper Brooms and Push Brooms.	9
32	Highway Department - Authorization to Advertise for Bids for the purchase of new trees for the Towns' 1976 tree planting season.	10
33	Award of Bids for various Recreational Items including Batters Helmets, Catchers Helmets, Masks, etc.	11-12
34	Warrant List.	12
<u>Meeting No. 8 March 1, 1976</u>		
6	Town Clerk's Office - Call for Public Hearing for Rezoning at 3371 Harlem Road.	1-2
7	Highway Department - Authorization to Advertise for Bids for the purchase of one (1) new 1976 4-door sedan service car with trade-in of one (1) 1972 Dodge Polara.	3
8	Highway Department - Award of Bids for the furnishing of snow plow blades, wing blades, cuttings edges, etc.	3-4
9	Call for Public Hearing on proposed Amendment to the Traffic Ordinance: ARTICLE VII - TURNING MOVEMENTS.	4
10	Decision on Amendment to the Traffic Ordinance: ARTICLE X - PARKING, STANDING, STOPPING.	5
11	Decision on Rezoning - 3381 Genesee Street.	6
12	Decision on Rezoning - Northeast corner of Harlem Road & Southern Parkway.	6
13	Decision on Amendment to the Zoning Ordinance: ARTICLE IV - MANUFACTURING DISTRICT REGULATIONS.	6-8
14	Cheektowaga Town Board Opposition to proposed Bills S-1201-A and A-8645 being considered by the New York State Legislature.	9
15	Creation of a Cheektowaga Baseball Commission; Appointment of seven (7) Commissioners.	9-10
16	Authorization to retain Louis G. Meurer III to negotiate and obtain necessary easements for the proposed northeast interceptor sewer in Sewer District No. 5.	10
17	Request Chktg. Traffic Safety Commission and Chief of Police to make a study re: Feasibility of posting a Weight Limit Sign on Cayuga Creek Road.	10-12
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**7	Granting of Advance Sick Leave and Personal Days to Town Employee.	2

**Items 6 and 7 come under Suspension of Rules.

Item No. 1 At a regular adjourned 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 9th day of February, 1976 at 7:00 P.M., Eastern Standard Time there were:

PRESENT: Supervisor Kenneth J. Meyers
Councilman Frank E. Swiatek
Councilman Raymond J. Wasielewski
Councilman Thomas M. Johnson
Councilman Frank J. Dux
Councilman George Kaczmarek
Councilman James R. Burst

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; John V. Rogowski, Town Attorney; Robert Miller, 1st Deputy Town Attorney.

Item No. 2 Adoption of Additional Rules of Procedure.
Item Withdrawn; to be brought up again at next scheduled Town Board meeting to be held on February 23, 1976 at 7:00 P.M., Eastern Standard Time.

Item No. 3 Highway Department - Acceptance of Balance of Croydon Drive.
Item Withdrawn; to be brought up again at next scheduled Town Board meeting to be held on February 23, 1976 at 7:00 P.M., Eastern Standard Time.

Item No. 4 Appointment of Part-time Clerk Typist in Town Justice Department.

Motion by Supervisor Meyers, seconded by Councilman Swiatek

BE IT RESOLVED that Audrey Gabryszak, residing at Cheektowaga, New York be and hereby is appointed to the position of part-time Clerk Typist in the Town Justice Department at a starting salary of \$6,488.25 per annum, effective January 1, 1976, and BE IT FURTHER

RESOLVED that the compensation of said part-time Clerk Typist shall not exceed the sum of \$3,200.00 within a one-year period.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 5 Motion by Supervisor Meyers, seconded by Councilman Swiatek to Waive the Rules.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 6 Appointment of Delegate and Alternate to represent Town at the annual Reorganization Meeting of the N.Y.S. Association of Towns.

Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, the New York State Association of Towns is holding its annual meeting and conferences in New York City on February 16, 17 and 18, 1976, and

WHEREAS, said Association shall hold its annual reorganization meeting and has requested the Town of Cheektowaga to appoint its Delegate and Alternate to said meeting, NOW, THEREFORE, BE IT

RESOLVED that Councilman Raymond J. Wasielewski be and hereby is appointed Delegate to the annual reorganization meeting of the New York State Association of Towns on behalf of the Town of Cheektowaga, and, BE IT FURTHER

RESOLVED that Councilman Frank J. Dux be and hereby is appointed as Alternate Delegate.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 7 Granting of Advance Sick Leave and Personal Days to Town Employee.

Motion by Councilman Swiatek, seconded by Supervisor Meyers

WHEREAS, Jerome A. Hopcus, , Cheektowaga, New York 14227, has incurred an unfortunate accident, and

WHEREAS, Mr. Hopcus is a probationary employee until February 12, 1976, and

WHEREAS, Local 1026 of the American Federation and State, County, Municipal Employees AFL-CIO, has written a letter to the Town Board asking the Board to waive restriction of Article 17, Section 17.02, probationary employee of the working agreement, and

WHEREAS, such waiving would enable Mr. Hopcus nine (9) days of sick leave and five (5) days of personal leave in advance, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board grant Mr. Hopcus, nine (9) days of sick leave and five (5) days of personal leave in advance to be paid back upon his return to work.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 8 Motion by Councilman Wasielewski, seconded by Councilman Kaczmarek to adjourn the meeting.

RICHARD M. MOLESKI
TOWN CLERK

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 23rd day of February, 1976 at 7:00 o'clock P.M., Eastern Standard time there were:

PRESENT: Supervisor Kenneth J. Meyers
Councilman Frank E. Swiatek
Councilman Raymond J. Wasielewski
Councilman Thomas M. Johnson, Jr.
Councilman Frank J. Dux
Councilman George Kaczmarek
Councilman James R. Burst

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; John V. Rogowski, Town Attorney; Benedict Kostrzewski, Chief of Police; Sal LaGreca, Assistant Manpower Program Director I; Ray Matot, Superintendent of Buildings and Grounds; Ron Marten, Building and Plumbing Inspector; Chester Bryan, Town Engineer; Ron Norman, Receiver of Taxes; Edward Lwak, Recreation Director; Gerry Gabryszak, Administrative Aid to the Council; Kenneth Kopacz, Executive Director of the Youth Bureau; Alfred Wnek, Highway Superintendent; Dr. Louis Vendetti, Health Officer

I. BIDS

Item No. 2 Two (2) pick-up trucks
Referred to Chester Bryan, Town Engineer.

Item No. 3 One (1) Truck Chassis with Step Van Body for use by the Sewer Maintenance Department.
Referred to Chester Bryan, Town Engineer.

II. GENERAL COMMUNICATIONS

Item No. 4 Walter J. Floss, Jr., Legislator - 16th District -- Copy of Memorial Resolution to be submitted to State Assembly and Senate re: Opposition to anti-home rule bills.
Referred to the Town Board.

Item No. 5 A.F. Mallette, Regional Traffic Engineer; N.Y.S. Department of Transportation - NOTICE OF ORDER re: Operation of Traffic Signals 232, 233 on route 13-, Broadway at its intersection with Harlem Road access roads.
Referred to Benedict Kostrzewski, Chief of Police; Alfred Wnek, Highway Superintendent; Cheektowaga Traffic Safety Commission.

Item No. 6 Lillian Ansel, Depew Village Clerk - copy of resolution adopted 2/16/76 re: "Adoption of Local Law #1 of year 1976 - TRAFFIC & VEHICLES: Article IV, SEC. 60.42."
Referred to Cheektowaga Traffic Safety Commission; Benedict Kostrzewski, Chief of Police; John V. Rogowski, Town Attorney;

Item No. 7 SUMMONS & COMPLAINT - Louis B. Puchala vs Town of Cheektowaga
Referred to John V. Rogowski, Town Attorney; Richard Moleski, Town Clerk.

III. GENERAL COMMUNICATIONS

Item No. 8 Building Permits
Received and Filed.

Item No. 9 Louis A. Vendetti, M.D., Town Health Officer - Health Report for month
of January, 1976.
Received and Filed.

IV. RESOLUTIONS

Item No. 10 Decision on Amendment to the Zoning Ordinance - Article IV: MANUFACTURING
DISTRICT REGULATIONS
This item was withdrawn until Meeting of March 1, 1976.

Item No. 11 Decision on Rezoning - Northeast corner of Harlem Road and Souther Pkwy.
This item was withdrawn until Meeting of March 1, 1976.

Item No. 12 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, the Town of Cheektowaga is authorized to approve a Payroll
Deduction Plan, and

WHEREAS, the Town of Cheektowaga has conducted a survey among its
employees, and

WHEREAS, said survey indicates a preference for Buffalo Savings Bank
and Erie County Savings Bank, NOW, THEREFORE, BE IT

RESOLVED that the Payroll Department of the Town of Cheektowaga is
authorized to conduct a Payroll Savings Account with deductions to be made to
Buffalo Savings Bank and Erie County Savings Bank, and BE IT FURTHER

RESOLVED that the Payroll Department be and hereby is authorized to
distribute the proper forms to the Town employees so that they may participate in a
Payroll Savings Plan, at the above two mentioned Banks.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 13 Request Town Attorney to negotiate with Cheektowaga-Amherst Knights to
come to a mutual agreement re: Schedule of Skating Time.
This item was withdrawn.

Item No. 14 Adoption of Additional Rules of Procedure
This item was withdrawn.

Item No. 15 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, a vacancy exists in the position of Working Foreman in the
Sanitation Department, NOW, THEREFORE, BE IT

RESOLVED that Richard J. Koszuta, residing at _____, Cheektowaga,
New York, be and hereby is appointed Working Foreman in the Sanitation Department, at
an annual salary of \$17,125.00, effective February 24, 1976.

Item No. 15 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, & Councilman Johnson
NAYES: Councilmen Swiatek, Wasielewski, Dux, Kaczmarek & Burst
ABSENT: 0

Item No. 16 Appointment to the position of Working Foreman in the Sanitation Department

Motion by Councilman Johnson, seconded by Supervisor Meyers

BE IT RESOLVED that the resolution appointing someone to fill the position of Working Foreman in the Sanitation Department be tabled.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek & Burst
NAYES: 0
ABSENT: 0

Item No. 17 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, the State University of New York at Albany Graduate School of Public Affairs is conducting a public executive project, and

WHEREAS, the program will concentrate on community and public relations, and

WHEREAS, the project will be conducted in Glen Falls, New York March 21st thru 26th, NOW, THEREFORE, BE IT

RESOLVED that Kenneth J. Kopacz, Executive Director of the Cheektowaga Youth Bureau, is hereby authorized to attend the Public Executive Project, and BE IT

FURTHER RESOLVED that he be reimbursed for all necessary and reasonable expenses in connection with said trip.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek & Burst
NAYES: 0
ABSENT: 0

Item No. 18 Authorization for Chief of Police to attend Federal Aviation Administration Security Training Course in Oklahoma City, Oklahoma.

This item was withdrawn.

Item No. 19 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, Police Officer Howard Kerns has served the Cheektowaga Police Department for more than 25 years, and

WHEREAS, said officer has requested the payment of \$300.00 under terms of a Town Board resolution dated January 21, 1967, and

WHEREAS, the Town Board has, since the adoption of the aforementioned resolution, made payments pursuant thereto, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Supervisor hereby pay the said Howard Kerns the sum of \$300.00, and BE IT FURTHER

RESOLVED that said payment is made relative to his service on the Police Force for the year 1976.

Item No. 19 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek & Burst
NAYES: 0
ABSENT: 0

Item No. 20 Motion by Councilman Wasielewski, seconded by Councilman Burst

WHEREAS, a vacancy exists for a Auto Mechanic in the Central Garage, AND

WHEREAS, the position was posted for bidding in accordance with the agreement between the Town of Cheektowaga and Local 1026, AFSME, AFL-CIO, NOW, THEREFORE, BE IT

RESOLVED That the following employee having met all qualifications, be and is hereby appointed to the position of Auto Mechanic, in the Town of Cheektowaga, Central Garage at the rate of \$5.97 per hour. Effective immediately

Michael Gorlewski

Buffalo, N.Y. 14212

Transferring from Laborer in the Central Garage.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek & Burst
NAYES: 0
ABSENT: 0

Item No. 21 Motion by Councilman Wasielewski, seconded by Councilman Burst

WHEREAS, two (2) vacancies exist for laborers in the Sanitation Department, AND

WHEREAS, the positions were posted for bidding in accordance with the agreement between the Town of Cheektowaga and Local 1026, AFSME, AFL-CIO, NOW, THEREFORE, BE IT

RESOLVED that the following full time employees, having the most Town Wide Seniority, be and are hereby appointed to the positions as laborers in the Town of Cheektowaga, Sanitation Department.

Ralph J. Riestler, transferring from Highway

James E. Torbicki, transferring from Building Maintenance

Transfers effective March 1, 1976.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek & Burst
NAYES: 0
ABSENT: 0

Item No. 22 Motion by Supervisor Meyers, seconded by Councilman Swiatek

BE IT RESOLVED that Barbara Kornecki, , Sloan, be and is hereby granted a leave of absence from the Assessor's Office for a Period of three months commencing February 3, 1976 and terminating May 3, 1976.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek & Burst
NAYES: 0
ABSENT: 0

2/23/76

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

BE IT RESOLVED that the following people are hereby hired to work part-time and seasonal in the Youth Bureau office as Clerks in the Administrative Intern Program at the rate of \$2.75 per hour for the year of 1976:

Michael Burzynski
14225

Deborah Koricke
14225

Pamela Newman
14225

Bernadette Przybylak
14227

Eugene Rudzinski
14206

Christine Ziemba
14225

BE IT FURTHER RESOLVED that the following be hired to work part-time and seasonal as recreation attendants assigned to the C.A.T.C.H. Program held at Cleveland Heights Evangelical Lutheran Church at \$2.15 per hour for the year of 1976:

Barbara Staebal
14225

David Studor
14215

David Zakowicz
14215

BE IT FURTHER RESOLVED that the following be hired to work as lifeguards and assigned to the Retarded Children's Program at \$2.35 per hour:

Kathy Bauers
14225

Michael Cirbus
14225

Kathy Daly
14225

Gary Grote
14225

Jeffrey Sifkovits
14225

Jean Spadinger
14215

Peggy State
14215

Karen Whitehead
14225

AND BE IT FURTHER RESOLVED that Donald Franz of 14225, be hired by the Youth Bureau to work part-time in the Hometown Beautification Program at the rate of \$2.00 per hour.

Item No. 23 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Kaczmarek & Burst
NAYES: Councilman Dux
ABSENT: 0

Item No. 24 Motion by Supervisor Meyers, seconded by Councilman Swiatek

RESOLVED that Monika Arendt, Cheektowaga, New York be and hereby is hired as Seasonal (Part-time clerical) employee for the 1976 Tax Collection period, to assist Ronald R. Norman, Receiver of Taxes and Assessments, and that her pay be fixed at the sum of twenty-two (\$22.00) dollars per day.

Upon Roll Call....

AYES: Supervisor Meyers, Councilman Swiatek, Wasielewski, Johnson, Dux, Kaczmarek & Burst
NAYES: 0
ABSENT: 0

Item No. 25 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, there are three vacancies existing on the Town of Cheektowaga Traffic Safety Commission, and the Fire Chiefs Mutual Aid have recommended the following THEREFORE, BE IT

RESOLVED that John Geck, Cheektowaga, New York, and Ronald Springer, Cheektowaga, New York, be appointed to fill two of the vacant positions, which are three year terms.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek & Burst
NAYES: 0
ABSENT: 0

Item No. 26 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga has applied for and will receive a 15 passenger van for senior citizen transportation from the Erie County Office for the Aging, and

WHEREAS, it is the responsibility of the Town to provide drivers for the said van, NOW, THEREFORE, BE IT

RESOLVED that the following elderly people be hired to serve as drivers for the said van, NOW, THEREFORE, BE IT

RESOLVED that the following elderly people be hired to serve as drivers for the said van, at a rate of \$2.75 per hour, not to exceed 20 hours a week:

Rocco J. Sansone

William Michalski

Richard Heyer

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek & Burst
NAYES: 0
ABSENT: 0

Item No. 27 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, through prior Town Board Resolution on November 17, 1975, the Town Board approved certificates establishing dates for starting of warranties and guarantees and indicated acceptance of the "Dartwood Community Center" structure for use intended to the firms of A.C.H. Contractors, Inc., Heating and ventilating work, and

WHEREAS, the architectural firm of Scaffide & Moore, designers of the Dartwood Community Center has recommended a resolution to the effect that based on the architect's recommendation the Town of Cheektowaga accept the work of A.C.H. Contractors, Inc., as being complete within the intent of the contract documents for the contract being presented, THEREFORE, BE IT

RESOLVED that the Town Board accepts the work of A.C.H. Contractors, Inc., as being complete within the intent of the contract documents, and copies of said resolution be forwarded to Scaffide & Moore Architects, 4535 Bailey Avenue, Buffalo, New York, 14226.

Upon Roll Call.....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek & Burst
NAYES: 0
ABSENT: 0

Item No. 28 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, through prior resolution dated November 17, 1975 the Town Board approved all pertinent forms of substantial completion for work performed by A.C.H. Contractors, Inc., heating and ventilating work at the Dartwood Community Center, and

WHEREAS, through prior resolution dated November 17, 1976 the Town Board upon recommendation by the Architectural firm of Scaffide & Moore reduced the retention funds being with held on A.C.H. Contractors, Inc. to 5% of the total contract amount, and

WHEREAS, the Architectural firm of Scaffide & Moore, designers of the Dartwood Community Center has indicated that A.C.H. Contractors, Inc. has completed the heating and ventilating work within the intent of the contract, and

WHEREAS, A.C.H. Contractors, Inc. has submitted per contract requirements, the Contractor's affidavit of Payment of Debs and Claims, Contractor's Affidavit of Release of Liens and Consent of Surety to final payment, NOW, THEREFORE, BE IT

RESOLVED that the Town Board approve application No. 7 for final payment in the amount of \$1,212.00 and Town voucher for this amount to A.C.H. Contractors, Inc., 98 Judith Drive, Cheektowaga, New York 14227.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek & Burst
NAYES: 0
ABSENT: 0

Item No. 29 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, the Architectural firm of Scaffide & Moore, designers of the Dartwood Community Center, has submitted for approval Change Order E 1 in the amount of \$225.00 as an addition to the Electrical Contract at the above project, and

WHEREAS, this Change Order is to provide an additional circuit for the Owner's range and connection of range to new circuit, NOW, THEREFORE, BE IT

RESOLVED that the Town Board approve Change Order E 1 in the amount of \$225.00 and the Town voucher for this amount to Anco Electric Company, Inc., 235 North Bryant Street, Depew, New York 14043.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek & Burst
NAYES: 0
ABSENT: 0

Item No. 30 Motion by Supervisor Meyers, seconded by Councilman Dux

BE IT RESOLVED that the following named highway, as more particularly described in the letter attached hereto and made a part hereof, be accepted as set forth in the letter:

Balance of
CROYDON DRIVE

and BE IT FURTHER

RESOLVED that the Town Attorney's Office be and hereby is directed to record the Deeds in connection with the above acceptance in the Erie County Clerk's Office.

* See next pages for letter.

ALFRED F. WNEK
SUPERINTENDENT

OFFICE: 683-4775



TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

OFFICE OF
SUPERINTENDENT OF HIGHWAYS
3145 UNION ROAD
CHEEKTOWAGA, NEW YORK 14227

January 28, 1976

RECEIVED

JAN 29 1976

KENNETH J. MEYERS
SUPERVISOR

Honorable Kenneth J. Meyers, Supervisor
Honorable Town Board
Town Hall, Cheektowaga, New York

RE: Acceptance of Balance of Croydon
(Como Subdivision)

Gentlemen:

Mr. Skowron, The Highway Department Engineer, and I, have inspected the above mentioned street and find that it meets the specifications as set forth by the Town of Cheektowaga and is described as follows:

CROYDON DRIVE: All that part of Croydon Drive, 60' wide, beginning at the northeast corner of Sublot #153, in the Como Subdivision, a filed map cover, #2331, and the southerly line of Cromwell Drive (60' wide) extended across Croydon Drive 60' to the west line of Sublot 103, Map Cover #2331, and the easterly line of Croydon Drive, thence: a 60' strip of land (Croydon Drive), southerly and parallel with the center line of Transit Road 1523.31' to a point of curve, said point of curve being in the east line of Croydon Drive and south 17.17' from the northwest corner of subplot 125, Map Cover 2331, thence: with an arc distance of 94.24' along a curve with a 60' radius to a point of tangency, said P.T. being east 40' from the northwest corner of subplot 127, Map Cover 2331, thence: continuing west along the north line of sublots 128 and 129 to the existing 60' right of way of Croydon Drive, thence: north 60' to the north line of Croydon Drive and the south line of subplot 173, thence: east along the south line of subplot 173 to the southeast corner of subplot 173, thence: north along the west line of Croydon Drive and the easterly line of subplot 173 through, subplot 153, including Map Cover 2331 to the existing right of way of Croydon Drive and the point of beginning.

It is the intent of this description to describe a 60' parcel of land connecting a dedicated portion of Croydon Drive at the south end of Como Subdivision, Cover 2331 to a dedicated portion of Croydon at the northeast corner of Como Subdivision, therefore completing all right of way dedications to the Town of Cheektowaga, Erie County, State of New York, remaining under Map Cover 2331.

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

ALFRED F. WNEK

SUPERINTENDENT

OFFICE: 683-4775



TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

OFFICE OF
SUPERINTENDENT OF HIGHWAYS
3145 UNION ROAD
CHEEKTOWAGA, NEW YORK 14227

January 28, 1976

Page 2

RE: Acceptance of balance of Croydon Drive
(Como Subdivision)

Bonds and deeds for the above were received in the Highway Department and were sent to John Rogowski for checking and recording of same.

Therefore, I recommend acceptance of the balance of Croydon Drive in the Como Subdivision as a Town Highway, however, it is imperative that the contractors keep the streets clean at all times during construction. Also, the builder must provide a tree on each lot and two trees for a corner lot. Failure to do so would withhold an occupancy permit.

I trust this meets with your approval.

Very truly yours,

TOWN OF CHEEKTOWAGA

Alfred F. Wnek
Superintendent of Highways

AFW/mss

Copies: Richard Moleski - Town Clerk
Town Board Members
John Rogowski, Town Attorney
Files

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

Item No. 30 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek & Burst
NAYES: 0
ABSENT: 0

Item No. 31 Motion by Supervisor Meyers, seconded by Councilman Johnson

BE IT RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of Sweeper Brooms and Push Brooms for use in the Cheektowaga Highway Department. Information for bidders and specifications may be obtained from the office of the Superintendent of Highways located at 3145 Union Road, Cheektowaga, New York; said Notice to be published in the CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that the Town Board will meet at 7:00 P.M., on March 15, 1976 for the purpose of properly opening and reading the sealed bids.

LEGAL NOTICE TO BIDDERS

SEALED PROPOSALS for street sweeper brooms and push brooms will be received by the undersigned at his office located at the Cheektowaga Town Hall, Broadway and Union Roads, Cheektowaga, New York until 7:30 P.M., Eastern Standard Time, March 15th, 1976 at which time bids will be publicly opened and read.

Information for bidders and specifications may be obtained from Alfred F. Wnek, Superintendent of Highways, at his office located at 3145 Union Road, S. Cheektowaga, New York. Proposals must be enclosed and sealed in opaque envelopes plainly marked with the name of the bidder, also plainly marked "SEALED BID FOR STREET SWEEPER BROOMS AND PUSH BROOMS FOR THE TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT", Non-collusion forms must be signed and submitted with bids.

RICHARD M. MOLESKI
Town Clerk

DATED: February 13, 1976
PUBLISHED: February 26, 1976

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek & Burst
NAYES: 0
ABSENT: 0

AFFIDAVITS-NEXT PAGE

PROOF OF PUBLICATION

Bee Publications Inc.

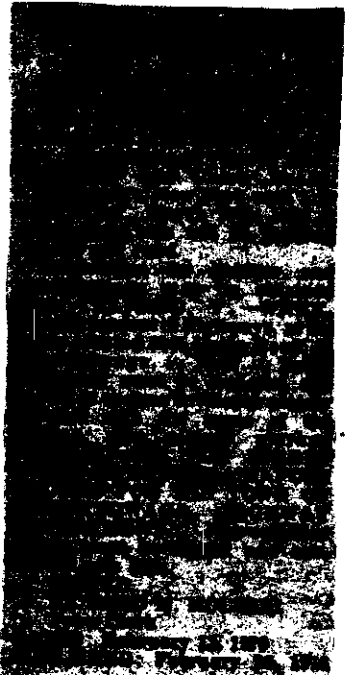
Publishers Of:

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

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

STATE OF NEW YORK
COUNTY OF ERIE

vs.



Eleanor Measer

being duly sworn, deposes and says that she is the
Office Manager 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 26th day of February,
1976, and the last insertion being on the
day of same, 1976.

Subscribed and sworn to before me this 26th day
of February, 1976

Eleanor Measer

Myrna Rosen

Notary Public in and for Erie County
Myrna Rosen

MYRNA ROSEN
Notary Public in and for New York
Qualified in Erie County
My Commission Expires March 30, 1976

SEALING INSTRUCTIONS TO BIDDERS
SEALING INSTRUCTIONS TO BIDDERS
SEALED PROPOSALS for street sweeper brooms and push brooms will be received by the undersigned at his office located at the Cheektowaga Town Hall, Broadway and Union Roads, Cheektowaga, New York until 7:30 P.M. E.S.T., March 15th, 1976 at which time bids will be publicly opened and read.

Information for bidders and specifications may be obtained from **ALFRED F. WNEK**, Superintendent of Highways, at his office located 3145 Union Road, S. Cheektowaga, New York. Proposals must be enclosed and sealed in opaque envelopes plainly marked with the name of the bidder, also plainly marked "SEALED BID FOR STREET SWEEPER BROOMS AND PUSH BROOMS FOR THE TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT." Non-collusion forms must be signed and submitted with bids.

RICHARD M. MOLESKI

Town Clerk

DATED: February 12, 1976

PUBLISHED: February 26, 1976

Item No. 32 Motion by Supervisor Meyers, seconded by Councilman Johnson

BE IT RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of new trees for the Town's tree planting season for 1976. Information for bidders and specifications may be obtained from the Office of the Superintendent of Highways located at 3145 Union Road, Cheektowaga, New York; said Notice to be published in the CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that the Town Board will meet at 7:00 p.m., on March 15, 1976 for the purpose of properly opening and reading the sealed bids.

LEGAL NOTICE TO BIDDERS

SEALED PROPOSALS will be received and considered by the Cheektowaga Town Board on March 15, 1976, at 7:30 P.M., at the Town Hall, corner of Broadway and Union Road, Town of Cheektowaga, New York, for the furnishing of new trees for 1976 spring planting.

Specifications may be picked up at the office of the Superintendent of Highways, Alfred F. Wnek, located at 3145 Union Road, Cheektowaga, New York 14227.

NON COLLUSION forms must be signed and submitted with each bid.

RICHARD M. MOLESKI
Town Clerk

DATED: February 17, 1976
PUBLISHED: February 26, 1976

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek & Burst
NAYES: 0
ABSENT: 0

AFFIDAVITS-NEXT PAGE

PROOF OF PUBLICATION

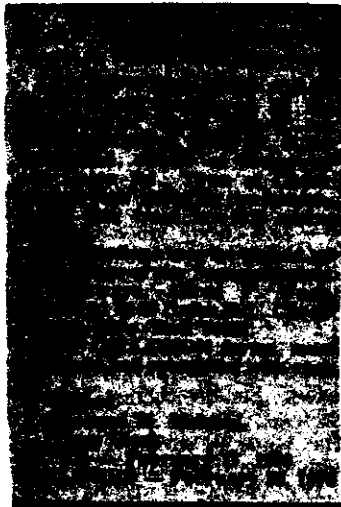
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5564 MAIN STREET,
WILLIAMSVILLE, N.Y. 14221
PHONE: 632-4700

STATE OF NEW YORK
COUNTY OF ERIE



Eleanor Measer
being duly sworn, deposes and says that she is the
Office Manager of the
Depew Herald, a
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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 26th day of February,
1976, and the last insertion being on the
day of same, 19.....

Subscribed and sworn to before me this 26th day

of February 19 76

Myrna Rosen

Notary Public in and for Erie County
Myrna Rosen

Eleanor Measer

MYRNA ROSEN
Notary Public in and for New York
County of Erie
My Commission Expires March 30, 1976



SEALED PROPOSALS will be received and considered by the Cheektowaga Town Board, on March 25, 1978, at 7:30 P.m. at the Town Hall, corner of Broadway and Union Rd., Town of Cheektowaga, New York, for the furnishing of new trees for 1978 spring planting.

Specifications may be picked up at the office of the Superintendent of Highways, Alfred F. Wnack, located at 2445 Union Rd., Cheektowaga, New York 14327.

NON COLLUSION forms must be signed and submitted with each bid.

RICHARD M. MOLESKI
Town Clerk

DATED: February 17, 1978

PUBLISHED: February 24, 1978

Item No. 33 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, bids were duly received by this Town Board at a meeting thereof held on February 9, 1976 for recreational items*for use in the Cheektowaga Recreation Department, as a result of advertisement therefor, and such bids were referred to the Director of Recreation 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 bids be awarded as set forth in said tabulation, said bidders being the lowest responsible bidders meeting specifications.

* See tabulation on next pages

* Recreation items - batter's helmets, catcher's helmets, masks, body protectors, Shin guards, gloves, umpire indicators, etc.

Specifications and Bid Proposal

Pursuant to and in accordance with your advertisement for bids dated January 19, 1976, and the instruction to bidders relating thereto, the undersigned offers to furnish all equipment as described in your specifications and deliver to the Cheektowaga Recreation Department located in the Cheektowaga Recreation Center, 2600 Harlem Road, Cheektowaga, New York 14225.

- Item 1 Batters helmets: BH2 approved Little League high impact plastic helmets, full ear protection and composition padding.
 Price per dozen of small \$ 94.80 Herman's
 medium " "
 large " "
 extra large " "
- Item 2 Catchers helmets: approved Little League high impact composition padding, full ear coverage includes strap and buckle to attach to mask.
 Price per dozen of sizes small 91.20 Herman's
 medium " "
 large " "
 extra large " "
 BH1
- Item 3 Masks: strong frame, lightweight polycarbonate contoured snap on pads, web and vinyl head harness.
 Price per dozen 1. Little League Model 83.40
 2. Professional Model 155.40 Ludtka
 3. Umpires Model 177.90
- Item 4 Body protectors: long style approved Little League patented adjustable neck pad, cotton padding, adjustable body straps, edges vinyl bound for durability, water repellent, riveted leather reinforced straps.
 Price per dozen 1. Little league 102.00 Hermanns
 2. Youth league 121.30 Layx
 3. Professional " " Layx
 4. Umpires 125.00 Herman's
- Item 5 Shin guards: approved Little League patented knee cap, molded knee-leg parts vinyl covered, padding adjustable straps, clasp fasteners.
 Price per dozen: 1. Little league 129.00 Ludtka
 2. College 149.00 Herman's
 3. Umpires 132.00 Herman's

- Item 6 Catchers Gloves: leather (steernhide) extended palm pro-toe feature - hinged web skip crotch lacing wrist strap fleeced lined.
 Price per dozen Youth model 191.40 *Lanx*
 Professional 287.40 "
- Item 7 Catchers Gloves: twin action heel break vertical split X laced web, finger control cut out skip crotch lacing.
 Price per dozen Youth model 191.40 *Lanx*
 Professional 203.40
- Item 8 Umpire Indicators: palm sized, stainless steel, counter keeps track of balls - strikes - outs - simple dials.
 Price per dozen 10.95 *Lanx*
- Item 9 Wilson A1010 Baseballs for a price per dozen 31.00 *Hennis*
- Item 10 Wilson A1082 Babe Ruth league baseballs for a price per dozen 23.50 *Hennis*
- Item 11 Wilson A1074LL baseballs for a price per dozen 23.50 *Hennis*
- Item 12 Dudley SB12LND softballs for a price per dozen 28.00 *Hennis*
- Item 13 Dudley LL9 Syntann Cover Baseballs for a price per dozen 21.00 *Hennis*
- Item 14 Louisville bats model 125 Little League for a price per dozen 45.95 *Lanx*
- Item 15 Louisville bats model 125 for a price per dozen 57.50 *Lanx*
- Item 16 Adirondack bats model P302J for a price per dozen 44.95 *Lanx*

Total of Items 1 thru 16 \$ _____

Delivery ³⁰⁻⁶⁰ _____ days after receipt of order.

SIGNED _____

TITLE _____

COMPANY _____

ADDRESS _____

PHONE _____

Item No. 33 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek & Burst
NAYES: 0
ABSENT: 0

Item No. 34 Motion by Councilman Wasielewski, seconded by Councilman Swiatek

RESOLVED that the following vouchers and warrants submitted to the Town of Cheektowaga for the period ending February 23, 1976, be and hereby are approved and that Supervisor pay said warrants:

<u>FUND</u>	<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
General	4846	5078	\$3,802,574.63
Special Districts	1162	1167	2,983,006.19
Highway	1058	1169	2,406,356.44
Part Town	253	273	4,812.12
Construction & Improvement	--	--	150,000.00
Federal Revenue Sharing	127	--	452,375.00
Trust and Agency	118	124	<u>102,401.26</u>
			<u>\$9,791,525.64</u>

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek & Burst
NAYES: 0
ABSENT: 0

V. FROM THE TABLE

Item No. 35 Renaming of Acting Working Foreman in the Sanitation Department

Motion by Councilman Swiatek, seconded by Councilman Wasielewski

BE IT RESOLVED that the resolution approved at a Town Board Meeting dated February 23rd, 1976 appointing Walter Dombrowski, , Sloan, New York as Acting Working Foreman in the Sanitation Department for a period of 30 days, be amended as follows:

NOW, THEREFORE, BE IT RESOLVED that Walter Dombrowski has hereby been named as Acting Working Foreman in the Sanitation Department until March 2nd, 1976, at a salary of \$17,125.00.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek & Burst
NAYES: 0
ABSENT: 0

Below is old resolution before it was amended:

RESOLVED whereas, at a meeting of the Town Board January 2nd, 1976, Walter Dombrowski, , Sloan, New York, had been named Acting Working Foreman in the Sanitation Department for a period of 30 days, NOW, THEREFORE, BE IT

Item No. 35 cont'd

RESOLVED that Mr. Walter Dombrowski has hereby been named as Acting Working Foreman in the Sanitation Department until February 24, 1976, at a salary of \$17,125.00.

Item No. 36 Abolish position of "Lieutenant" in the Cheektowaga Police Department

Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, there are presently eighteen positions of "Lieutenant" in the Cheektowaga Police Department, and

WHEREAS, seventeen of those positions are occupied, leaving one vacancy,
NOW, THEREFORE, BE IT

RESOLVED that the eighteenth position of Lieutenant, which is now vacant, be and hereby is abolish, leaving seventeen Lieutenant positions.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek & Burst

NAYES: 0

ABSENT: 0

Item No. 37 Motion by councilman Swiatek, seconded by Councilman Johnson to suspend the rules to include the following resolutions:

VI. SUSPENSION OF RULES

Item No. 38 Termination of Agreement with Amherst Junior Knights

Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga entered into Agreements with the Amherst Junior Knights, Inc., for the use of the Cheektowaga Recreation Center ice rink for various dates in the year 1976 and also for the season 1976-1977, and

WHEREAS, said Agreements, dated the 19th day of January, 1976, were executed on behalf of the Town pursuant to a resolution that was adopted on said January 19th, 1976, and

WHEREAS, since the execution of said Agreements, the ice rink has been used by the "Knights", and

WHEREAS, as a result of such use, many residents and other organizations have indicated their objections to use of said ice rink by the "Knights" in that it infringed upon the use of the ice rink by Cheektowaga residents for public skating as well as infringing upon the use of said rink by hockey teams consisting of residents of the Town of Cheektowaga, and

WHEREAS, various conferences have been held by officials of the Town of Cheektowaga and the authorized representatives of the Amherst Junior Knights, Inc. for the purpose of attempting to resolve the various differences which have occurred as a result of the Agreements and the use of said rink by the "Knights", and

WHEREAS, the "Knights" have indicated to the Town that they would suffer considerable monetary damages if the arrangements provided for in the Agreements were terminated; said alleged damages being in excess of \$4,500.00, and

WHEREAS, said "Knights" have submitted an offer of settlement of their claim in the sum of \$1,500.00, and

WHEREAS, it appears that for the best interests of the Town of Cheektowaga, the claim be settled in the sum of \$1,500.00, THEREFORE, BE IT

Item No. 38 cont'd

RESOLVED that the offer of settlement in the sum of \$1,500.00 by the Amherst Junior Knights, Inc, requiring that said sum be paid by the Town, be and hereby is accepted, and upon said payment the contract be terminated and neither party shall have recourse against the other, and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is authorized to make said payment in the sum of \$1,500.00 and to execute the necessary legal documents in the nature of an Agreement of Settlement and General Releases on behalf of the Town of Cheektowaga, and BE IT FURTHER

RESOLVED that the effective date of termination be established as March 1, 1976.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek & Burst
NAYES: 0
ABSENT: 0

Item No. 39 Transfer of Funds

Motion by Supervisor Meyers, seconded by Councilman Johnson

BE IT RESOLVED that the sum of \$1,500.00 be transferred from the General Fund Contingency Account No. 1990.480 to the Recreational Contractual Account No. A.7141.449.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek & Burst
NAYES: 0
ABSENT: 0

Item No. 40 Recreation - Notice to Bidders for wading pool and new filtering system

Motion by Councilman Swiatek, seconded by Councilman Johnson

WHEREAS, the Town Park is in need of a wading pool and a new filtering system and enclosure for said filtering system, AND

WHEREAS, the firm of Donald T. Maharan, Associates, Architects has completed plans and specifications for the aforementioned needs, NOW, THEREFORE, BE IT

RESOLVED that the request to receive bids be granted and that the Town Clerk be directed to publish a NOTICE TO BIDDERS in connection with said wading pool and filtering system, notice to be published in the CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that the Town Board will meet on the 15th day of March, 1976, at 7:00 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.

N O T I C E T O B I D D E R S

Pursuant to a resolution by the Town Board, Town of Cheekotwaga, New York, separate and distinct sealed proposals for:

- General Construction Work
- Mechanical Work
- Electrical Work

For the New Wading Pool and Related Work at the Cheektowaga Town Park, Ridge Road and Greenleaf, Town of Cheektowaga, New York will be received at the office of the

Item No. 40 cont'd

Town Clerk, Cheektowaga Town Hall, Broadway and Union Road, Cheektowaga, New York, as provided for and set forth in the specifications therefore, until:

March 15, 1976
7:00 P.M., E.S.T.

at which time said proposals will be publicly opened and read aloud.

The information for bidders, form of bid, drawings and specifications may be examined and copies thereof may be obtained at the office of Donald T. Maharan Associates, 505 Delaware Avenue, Buffalo, New York.

Each prospective bidder will be furnished one (1) complete set of plans, specifications and other contract documents upon the deposit of \$25.00 to insure their return in good condition. Bidders may obtain additional sets of plans at a cost of \$25.00 per set.

All plans and specifications and contract documents, including those purchased must be returned within thirty days after the award of a contract or the rejection of all bids.

Upon return in good condition of all sets issued to the Bidders, a total refund of \$25.00 will be made. Any non-bidder, upon return of such sets, will be refunded \$12.50.

No proposal will be considered unless it is accompanied by either a certified check or bid bond for each individual contract. If a certified check is submitted it shall be payable to the Town of Cheektowaga for ten percent (10%) of the amount of the bid. If a bid bond is submitted in lieu of a certified check, the amount thereof to be not less than ten percent (10%) of the amount of the bid.

The successful bidder will be required to furnish and pay for satisfactory performance and payment bonds.

Proposal must be made on the bid forms furnished by the Architect.

No less than the minimum salaries and wages as set forth in the specifications shall be paid on this work.

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

The Town Board reserves the right to waive any informalities in, or to reject any or all bids.

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

RICHARD M. MOLESKI
Town Clerk

* * * * *

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek & Burst
NAYES: 0
ABSENT: 0

AFFIDAVITS-NEXT PAGE

PROOF OF PUBLICATION

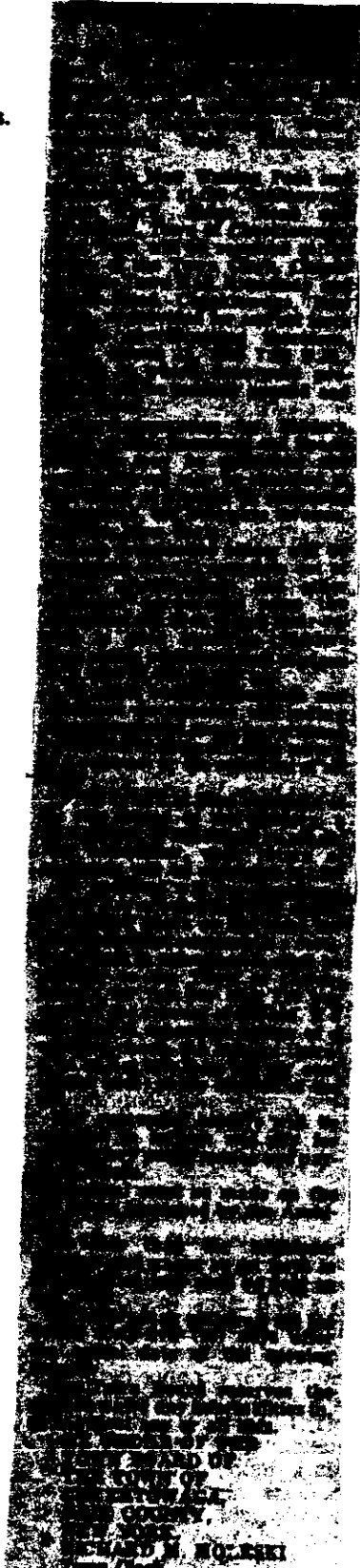
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COUNTY OF ERIE }



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of February 19 76

Myrna Rosen

Notary Public in and for Erie County
Myrna Rosen

MYRNA ROSEN
Notary Public, State of New York
County of Erie
My Commission Expires March 30, 1976

Eleanor Measer

New York, separate and distinct sealed proposals for:

**General Construction Work
Mechanical Work
Electrical Work**

For the New Wading Pool and Related Work at the Cheektowaga Town Park, Ridge Road and Greenleaf, Town of Cheektowaga, New York will be received at the office of the Town Clerk, Cheektowaga Town Hall, Broadway and Union Road, Cheektowaga, New York, as provided for and set forth in the specifications therefore, until:

**March 15, 1978
7:00 P.M., E.S.T.**

at which time said proposals will be publicly opened and read aloud.

The information for Bidders, Form of Bid, Drawings and Specifications may be examined and copies thereof may be obtained at the office of Donald T. Maharaj Associates, 565 Delaware Avenue, Buffalo, New York.

Each prospective bidder will be furnished one (1) complete set of plans, specifications and other contract documents upon the deposit of \$25.00 to insure their return in good condition. Bidders may obtain additional sets of plans at a cost of \$25.00 per set.

All plans and specifications and contract documents, including those purchased must be returned within thirty days after the award of a contract or the rejection of all bids.

Upon return in good condition of all sets issued to the Bidders, a total refund of \$25.00 will be made. Any amount not returned upon return of such sets will be retained \$25.00.

No proposal will be considered unless it is accompanied by either a certified check or bid bond for each proposed contract. If a certified check is submitted it shall be payable to the Town of Cheektowaga for ten per cent (10%) of the amount of the bid. If a bid bond is submitted in lieu of a certified check, the amount thereof shall be not less than ten per cent (10%) of the amount of the bid.

The successful bidders will be required to furnish and pay for satisfactory performance and payment bonds.

Proposal must be made on the bid forms furnished by the Architect.

No less than the minimum salaries and wages as set forth in the specifications shall be paid on this work.

Any bidder may withdraw his bid within forty-five (45) days after the opening date of the opening thereof.

The Town Board reserves the right to waive any informalities in, or to reject any or all bids.

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

**RICHARD M. MOLESKI
Town Clerk**

Item No. 41 Authorization for Jerome Gabryszak to apply for Federal Funds for various traffic safety signing programs

WHEREAS, the Town of Cheektowaga, will be required during the next several years, to change or up-date some of its existing warning and regulatory signs, and

WHEREAS, Federal Funds are available under the 1973 Highway Safety Act for various traffic safety signing programs, and BE IT

RESOLVED that Jerome Gabryszak, Administrative Assistant to the Town Clerk, be authorized to submit an application to the appropriate agency for Federal Funds for such signing program.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek & Burst
NAYES: 0
ABSENT: 0

Item No. 42 Motion by Supervisor Meyers, seconded by Councilman Swiatek to adjourn the meeting.

RICHARD M. MOLESKI
Town Clerk

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 1st day of March, 1976 at 7:00 P.M., Eastern Standard Time there were:

PRESENT: Supervisor Kenneth J. Meyers
Councilman Frank E. Swiatek
Councilman Thomas M. Johnson
Councilman Frank J. Dux
Councilman George Kaczmarek
Councilman James R. Burst

ABSENT: Councilman Raymond J. Wasielewski

Also present were: Richard Moleski, Town Clerk; Robert Miller, 1st Deputy Town Attorney; Chester L. Bryan, Town Engineer; Alfred Wnek, Town Highway Superintendent; Ronald Marten, Building and Plumbing Inspector; Andrew Schwenk, Town Assessor; Benedict L. Kostrzewski, Chief of Police; Raymond Matot, Superintendent of Buildings and Grounds; Salvatore LaGreca, Director of Manpower Services; Dr. Louis Vendetti, Town Health Officer.

I. GENERAL COMMUNICATIONS

Item No. 2 Mrs. Helen Mayer, - Correspondence re: \$1,500 Payment to the Cheektowaga-Amherst Junior Knights.
Received and Filed.

Item No. 3 Joseph B. Schneider, Secretary, Chktg. Fire District Officer's Ass'n. - Correspondence re: Establishment of a permanent Fire Arson Detection Unit in Chktg. Police Department.
Referred to Benedict L. Kostrzewski, Chief of Police; Honorable Members of the Town Board; Cheektowaga Police Commission.

Item No. 4 Joseph J. Christ, Commissioner, Beverly Hills Hockey Ass'n. - Correspondence re: Beverly Hills Hockey Team.

II. DEPARTMENTAL COMMUNICATIONS

Item No. 5 Building Permits.
Received and Filed.

III. RESOLUTIONS

Item No. 6 Town Clerk's Office - Call for Public Hearing for Rezoning at 3371 Harlem Road.

Motion by Councilman Dux, seconded by Councilman Kaczmarek

WHEREAS, Wayne A. Sherer has made application and requested the rezoning of property located at 3371 Harlem Road from C-Retail Business District to CM-General Commercial District, owner of property on Harlem Road being Mr. Joseph Rutecki, NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held regarding said request under the provisions of the Zoning Ordinance on April 5, 1976, at 6:30 o'clock P.M. Eastern Standard Time at the Cheektowaga Town Hall, corner of Broadway and Union Road.

Item No. 6 Cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

AFFIDAVITS-NEXT PAGE

PROOF OF PUBLICATION

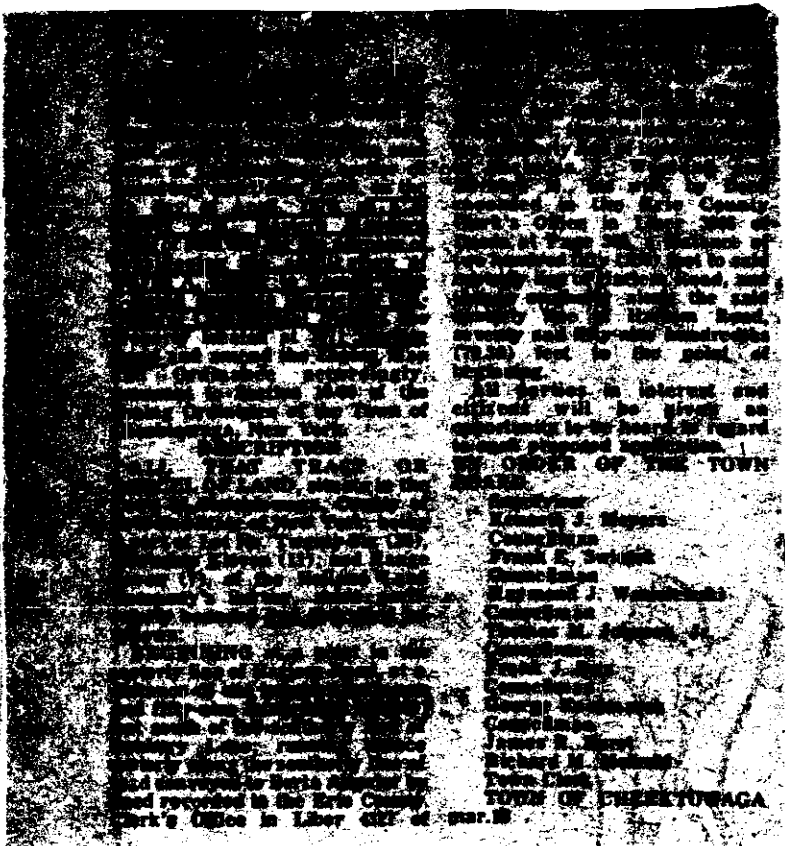
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PHONE: 632-4700

STATE OF NEW YORK
COUNTY OF ERIE



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being duly sworn, deposes and says that she is the
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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 18th day of March
1976, and the last insertion being on the
day of same, 19.

Subscribed and sworn to before me this 18th day

of March, 1976

Myrna Rosen

Notary Public in and for Erie County

Myrna Rosen

MYRNA ROSEN
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1976

Eleanor Measer

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

Harley M. DeWitt, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*Charles*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks;
first publication.....*March 18, 1976*.....;
last publication.....;
and that no more than six days intervened be-
tween publications.

Harley M. DeWitt
Sworn to before me this*19th*.....
day of*March*....., 19*76*..
.....*Naidine C. Williams*.....

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*77*

...at the
Town Hall in the said Town of Cheektowaga,
corner of Broadway and
Union Road, on the 28th day of April,
1958, at 2:30 o'clock P.M., Eastern
Standard Time of said day for the
purpose of considering the application
of Thomas A. Shaver to rezone from
Rural Business District to C-1
Commercial District, the
property located at 3371 Harrison Road
shown on the Zoning Map and
Ordinance accordingly, pursuant to
Article 15-60 of the Zoning Ordinance
of the Town of Cheektowaga, New
York.

DESCRIPTION

THAT TRACT OR PARCEL
...is in the Town of
Cheektowaga, County of Erie and
State of New York, being a part of Lot
... Township
... and Range Seven (7), of
the ... Land Company's Survey,
... bounded and de-

... at a point in the
... of Harrison Road, at a
... of one hundred and one
... (101.00) feet
... of the westerly line of Danbury
... along
... of land conveyed to
... by Deed recorded in
... County Clerk's Office in Liber
... Page 97, a distance of
... (200) feet; thence
... parallel with said westerly
... of Harrison Road, seventy and
... (70.00) feet;
... westerly along the southerly
... of land conveyed to Nicholas J.
... and Barbara M., his wife, by
... recorded in the Erie County
... Office in Liber 286 of Deeds at
... a distance of two hundred
... (200) feet to said westerly line of
... and thence southerly
... and easterly line of Harrison
... (70.00) feet to the point of
... .

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

BY ORDER OF THE TOWN

BOARD
Supervisor Kenneth J. Meyers
Councilmen:
Frank E. Swiatek
Raymond J. Wasielewski
Thomas M. Johnson, Jr.
Frank J. Dux
George Kaczmarek
James R. Burst
RICHARD M. MOLESKI
Town Clerk
Town of Cheektowaga

Item No. 7 Highway Department - Authorization to Advertise for Bids for the purchase of one (1) new 1976 4-door sedan service car with trade-in of one (1) 1972 Dodge Polara.

Motion by Councilman Burst, seconded by Councilman Dux to table this item until the next scheduled Town Board Meeting to be held on March 15, 1976 at 7:00 P.M., Eastern Standard Time.

Item No. 8 Highway Department - Award of Bids for the furnishing of snow plow blades, wing blades, cutting edges, etc.

Motion by Councilman Swiatek, seconded by Councilman Kaczmarek

WHEREAS, bids were duly received by this Town Board at a meeting thereof held on February 2, 1976 for the furnishing of snow plow blades, wing blades, cutting edges, wing and front plow shoes, grater blades, rubber plow blades, rubber wing blades, extension rings frames and covers for manholes for the Cheektowaga Highway Department, as a result of advertisement therefor, and such bids were referred to the Superintendent of Highways for analysis, tabulation and report, and

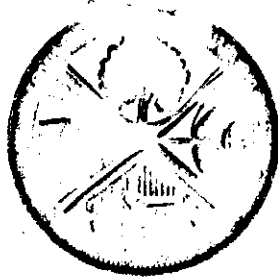
WHEREAS, such analysis, tabulation and report is hereto attached and made a part hereof, therefore, BE IT

RESOLVED that the bid be awarded to said companies listed in the tabulation attached hereto, said companies being the lowest responsible bidders meeting specifications.

***SEE NEXT TWENTY (20) PAGES

ALFRED F. WNEK
SUPERINTENDENT

OFFICE: 683-4775



TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

OFFICE OF
SUPERINTENDENT OF HIGHWAYS
3145 UNION ROAD
CHEEKTOWAGA, NEW YORK 14227

February 26, 1976

Honorable Kenneth J. Meyers, Supervisor
Honorable Town Board
Town Hall, Cheektowaga, New York

Gentlemen:

Bids were received and opened and read at the Town Board meeting held on February 2nd, 1976 for the furnishing of snow plow blades, wing blades, cutting edges, wing and front plow shoes, grater blades, rubber plow blades, rubber wing blades, extension rings frames and covers for manholes and after careful analysis, I recommend awarding the contract to the lowest responsible bidder as circled on the attached copy.

Due to the length of summary, an itemized list would not be acceptable. Trelleborg Rubber Co., Inc. of Solon, Ohio could not be included in the tabulation because envelope was not marked "Bids" and were sent to the Engineering Department and opened by mistake.

I trust this meets with your approval.

Very truly yours,

TOWN OF CHEEKTOWAGA

Robert Karaszewski
Deputy Highway Superintendent

RK/mss

Copies: Town Board Members
Richard Moleski, Town Clerk
John Rogowski, Town Attorney
Files

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

BID FOR THE DIGGER WITH P.O. BOX 521-ELMIRA NY 14902
 the entire year - 1-807-733-5506

REVERSIBLE BLADES FOR ONE WAY PLOW	PER DOZEN	PER 1/2 DOZ	PER UNIT
Frink #501-40 (1/2x8x132) 17 holes	656.88	328.44	54.74
Frink #501-30 (1/2x8x116) 15 holes	597.12	298.56	49.76
#20176-B Ross PNR295 (8"W-9 1/2"L-1/2"thick) 5/8 dia. 12 holes	579.12	289.56	48.26
Ross 20176B (9 1/2 ft. x 1/2)	579.12	289.56	48.26
Ross 3204B (8 1/2 ft. 1/2)	395.64	197.82	32.97
WING BLADES			
All holes to be 1 inch from top and 8 inch centers			
Viking #80028 (1/2x6x118) 15 holes	440.88	220.44	36.74
Ross 13280B (6"W-8 1/2"L-1/2"thick) 5/8" dia. - 11 holes	379.44	189.72	31.62
#80032 Viking Model 140 (1/2x6 1/2x134) 17 holes	522.48	261.24	43.54
#2121-11 Frink Model 11AR - 1st 3 holes 6" centers - balance 8" (1/2x6x116 - 15 holes	438.84	219.42	36.57
SHOES			
#17206B (for wing)	356.88	178.44	29.74
Wing-Ross #1341-C	130.44	65.22	10.87
One Way Plow - W.F.3232-1-A	227.64	113.82	18.97
Viking 80200 - Nose Piece	N/b	No/bid	No bid
Frink WF3027-1A Mold Board Shoe #30271-A	163.68	81.84	13.64
Viking 70200 Mold Board Shoe	163.68	81.84	13.64
Frink 2184x3 Wing Shoe #80046	210.48	105.24	17.54
#41 Wing Shoe 45° Bevel	210.48	105.24	17.54
Frink 541-R Nose Piece #21048	129.48	64.74	10.79
V-Plow-Frink 21048M Nose Piece Shoe	198.96	99.48	16.58
SA 17887B Nose Piece	326.04	163.02	27.17

CHEMUNG SUPPLY CORP.

SIGNED _____
 Company

DATE _____

OFFICER or Agent _____

BID FORM The bidder will
the entire year

H.K. NUTTALL EQUIP. CO.
128 E. Main St.-Sherman, NY
14781
1-761-6111

<u>REVERSIBLE BLADES FOR ONE WAY PLOW</u>	<u>PER DOZEN</u>	<u>PER 1/2 DOZ</u>	<u>PER UNIT</u>
Frink #501-40 (1/2x8x132) 17 holes	730.22	380.33	65.92
Frink #501-30 (1/2x8x116) 15 holes	663.84	345.75	59.93
#20176-B Ross FNR295 (8"W-9 1/2"L-1/2"thick) 5/8 dia. 12 holes	643.82	335.33	58.12
Ross 20176B (9 1/2 ft. x 1/2)	643.82	335.33	58.12
Ross 3204B (8 1/2 ft. 1/2)	440.64	229.50	59.78
<u>WING BLADES</u> All holes to be 1 inch from top and 8 inch centers	410.04	213.50	37.70
Viking #80028 (1/2x6x118) 15 holes	490.18	255.30	44.25
Ross 13280B (6"W-8 1/2"L-1/2"thick) 5/8" dia. - 11 holes	421.92	219.75	38.09
#80032 Viking Model 140 (1/2x6 1/2x134) 17 holes	580.90	302.55	52.44
#2121-11 Frink Model 11AR - 1st 3 holes 6" centers - balance 8" (1/2x6x116 - 15 holes	487.87	254.10	44.04
<u>SHOES</u>			
#17206B (for wing)	375.84	195.75	33.93
Wing-Ross #1341-C	137.38	71.55	12.40
One Way Plow - W.F.3232-1-A	240.62	125.33	21.72
Viking 80200 - Nose Piece	N/B	N/B	N/B
Frink WF3027-1A Mold Board Shoe	172.51	89.85	15.57
#30271-A Viking 70200 Mold Board Shoe	172.51	89.85	15.57
Frink 2184x3 Wing Shoe	221.62	115.43	20.01
#80046 #41 Wing Shoe 45° Bevel	221.62	115.43	20.01
Frink 541-R Nose Piece	136.51	71.10	12.32
#21048 V-Plow-Frink 21048M Nose Piece Shoe	209.81	109.28	18.94
SA 17887B Nose Piece	343.44	178.88	31.01

SIGNED _____ H.K. NUTTALL EQUIP. CO.
Company

DATE _____

Officer or Agent

BID FORM The bidder will be
the entire year -

WALTER ROBERTS ENTERPRISES

REVERSIBLE BLADES FOR ONE WAY PLOW	PER DOZEN	PER 1/2 DOZ	PER UNIT
Frink #501-40 (1/2x8x132) 17 holes	90.00	92.00	94.00
Frink #501-30 (1/2x8x116) 15 holes	58.00	60.00	62.00
#20176-B Ross FNR295 (8"W-9 1/2'L-1/2"thick) 5/8 dia. 12 holes	no bid	no bid	no bid
Ross 20176B (9 1/2 ft. x 1/2)	no bid	no bid	no bid
Ross 3204B (8 1/2 ft. 1/2)	no bid	no bid	no bid
<u>WING BLADES</u> All holes to be 1 inch from top and 3 inch centers			
Viking #80028 (1/2x6x118) 15 holes	58.00	60.00	62.00
Ross 13280B (6"W-8 1/2'L-1/2"thick) 5/8" dia. - 11 holes	no bid	no bid	no bid
#80032 Viking Model 140 (1/2x6 1/2x134) 17 holes	67.00	69.00	71.00
#2121-11 Frink Model 11AR - 1st 3 holes 6" centers - balance 8" (1/2x6x116 - 15 holes	no bid	no bid	no bid
<u>SHOES</u>			
#17206B (for wing)	no bid	no bid	no bid
Wing-Ross #1341-C	no bid	no bid	no bid
One Way Plow - W.F.3232-1-A	80100 34.00	80100 36.00	80100 38.00
Viking 80200 - Nose Piece	80088 22.00	80088 24.00	80088 26.00
Frink WF3027-1A Mold Board Shoe	28.00	28.50	30.00
#30271-A Viking 70200 Mold Board Shoe	28.00	28.50	30.00
Frink 2184x3 Wing Shoe	32.00	34.00	36.00
#80046 #41 Wing Shoe 45° Bevel	42.00	44.00	46.00
Frink 541-R Nose Piece	22.00	24.00	26.00
#21048 V-Plow-Frink 21048M Nose Piece Shoe	42.00	46.00	48.00
SA 17887B Nose Piece	no bid	no bid	no bid

WALTER ROBERTS ENTERPRISES
829 Sheridan Dr. Tonawanda NY
877 3551

SIGNED _____
Company

DATE _____

Officer or Agent _____

BID FORM The bidder will
the entire year

JAMES R. HANNA INC.
6800 W. Henrietta Rd. W. Henrietta
1-334 4660 NY

REVERSIBLE BLADES FOR ONE WAY PLOW	PER DOZEN	PER 1/2 DOZ	PER UNIT
Frink #501-40 (1/2x8x132) 17 holes	\$760.32	380.16	63.36
Frink #501-30 (1/2x8x116) 15 holes	693.48	346.74	57.79
#20176-B Ross FNR295 (8"W-9 1/2"L-1/2"thick) 5/8 dia. 12 holes	670.44	335.22	55.87
Ross 20176B (9 1/2 ft. x 1/2)	670.44	335.22	55.87
Ross 3204B (8 1/2 ft. 1/2)	462.24	231.12	38.52
<u>WING BLADES</u>			
All holes to be 1 inch from top and 8 inch centers			
Viking #80028 (1/2x6x118) 15 holes	513.36	256.68	42.78
Ross 13280B (6"W-8 1/2"L-1/2"thick) 5/8" dia. - 11 holes	439.32	219.66	36.61
#80032 Viking Model 140 (1/2x6 1/2x134) 17 holes	611.52	305.76	50.96
#2121-11 Frink Model 11AR - 1st 3 holes 6" centers - balance 8" (1/2x8x116 - 15 holes	511.20	255.60	42.60
<u>SHOES</u>			
#17206B (for wing)	396.84	198.42	33.07
Wing-Ross #1341-C	144.00	72.00	12.00
One Way Plow - W.F.3232-1-A	251.28	125.64	20.94
Viking 80200 - Nose Piece	no bid	no bid	no bid
Frink WF3027-1A Mold Board Shoe	184.32	92.16	15.36
#30271-A Viking 70200 Mold Board Shoe	184.32	92.16	15.36
Frink 2184x3 Wing Shoe	239.52	119.76	19.96
#80046 #41 Wing Shoe 45° Bevel	539.28	269.64	44.94
Frink 5/11-R Nose Piece	149.40	74.70	12.45
#21048 V-Plow-Frink 21048M Nose Piece Shoe	230.64	115.32	19.22
SA 17887B Nose Piece	382.08	191.04	31.84

JAMES R. HANNA INC.

SIGNED _____
Company

DATE _____

OFFICER OR AGENT

BID FORM The bidder will be held to the entire year - the period of the

<u>REVERSIBLE BLADES FOR ONE WAY PLOW</u>	<u>PER DOZEN</u>	<u>PER 1/2 DOZ</u>	<u>PER UNIT</u>
Frink #501-40 (1/2x8x132) 17 holes			
Frink #501-30 (1/2x8x116) 15 holes			
#20176-B Ross FNR295 (8"W-9 1/2"L-1/2"thick) 5/8 dia. 12 holes			
Ross 20176B (9 1/2 ft. x 1/2)			
Ross 3204B (8 1/2 ft. 1/2)			
<u>WING BLADES</u> All holes to be 1 inch from top and 8 inch centers			
Viking #80028 (1/2x6x118) 15 holes			
Ross 13280B (6"W-8 1/2"L-1/2"thick) 5/8" dia. - 11 holes			
#80032 Viking Model 140 (1/2x6 1/2x134) 17 holes			
#2121-11 Frink Model 11AR - 1st 3 holes 6" centers - balance 8" (1/2x6x116 - 15 holes)			
<u>SHOES</u>			
#17206B (for wing)			
Wing-Ross #1341-C			
One Way Plow - W.F.3232-1-A			
Viking 80200 - Nose Piece			
Frink WF3027-1A Mold Board Shoe #30271-A			
Viking 70200 Mold Board Shoe			
Frink 2184x3 Wing Shoe #80046			
#41 Wing Shoe 45° Bevel			
Frink 541-R Nose Piece #21048			
V-Plow-Frink 21048M Nose Piece Shoe			
SA 17887B Nose Piece			

JAMESTOWN IRON WORKS INC. -- NO BI
NATIONAL UTILITY CO. - Clev. Ohio
NO BI

SIGNED _____
Company

DATE _____

Officer or Agent _____

BID FORM - The bidder will be the entire year - price
 CHEMUNG SUPPLY CORP.
 P.O.Box 527 - Elmira, NY 14902
 1-607-733-5506

GRADER BLADES	PER DOZEN	PER 1/2 DOZEN	PER UNIT
5/8" X 6" X 6' (8 holes)	269.88	134.94	22.49
5/8" X 6" X 7' (9 holes)	314.64	157.32	26.22

RUBBER SNOW PLOW BLADES AND CUTTING EDGES

(Rubber Snow Plow Blades (or equal) manufactured from highly abrasion resistant 60 duro natural rubber stock).

ONE WAY PLOW

Frink 501-40 (1 1/2"x10"x132") 17 slotted holes	2001.48	1000.74	166.79
Frink 501-30 (1 1/2"x10"x116") 15 slotted holes	1809.48	904.74	150.79
Ross 20176B (9 1/2'x1 1/2"x10") 5/8" dia.	1676.64	838.32	139.72
<u>WING BLADES</u>			
Viking 80028 (1 1/2"x8"x118") 15 slotted holes	1508.28	754.14	125.69
Frink Model 11FHR (1 1/2"x8"x104") 13 slotted holes	1348.56	674.28	112.38
Viking Model 140 (1 1/2"x8"x134") 17 slotted holes	1732.56	866.28	144.38
Frink Model 11AR (1 1/2"x8"x116") 15 slotted holes	1507.68	753.84	125.64
Ross Plow 13280B (8 1/2'x1 1/2"x8") 5/8" dia.	1253.88	626.94	104.49

SIGNED _____

Company

DATE _____

Officer or Agent

Deliveries
 Note: 30 to 60 days after receipt of order
 prices quoted above are effective until FEBRUARY 2, 1977

CHEMUNG SUPPLY CORP.

BID FORM - The bidder will
the entire year

H.K. NUTTALL EQUIPMENT CO. INC.,
128 E. Main St., Sherman, NY
1-761-6111 14781

GRADER BLADES	PER DOZEN	PER 1/2 DOZEN	PER UNIT
5/8" X 6" X 6' (8 holes)	301.25	156.90	27.20
5/8" X 6" X 7' (9 holes)	351.36	183.00	31.72

RUBBER SNOW PLOW BLADES AND CUTTING EDGES

(Rubber Snow Plow Blades (or equal) manufactured from highly abrasion resistant 60 duro natural rubber stock).

ONE WAY PLOW

Frink 501-40 (1 1/2"x10"x132") 17 slotted holes	1267.20	712.80	132.00
Frink 501-30 (1 1/2"x10"x116") 15 slotted holes	1113.60	626.40	116.00
Ross 20176B (9 1/2'x1 1/2"x10") 5/8" dia.	1094.40	615.60	114.00
<u>WING BLADES</u>			
Viking 80028 (1 1/2"x8"x118") 15 slotted holes	934.56	527.46	97.94
Frink Model 11FHR (1 1/2"x8"x104") 13 slotted holes	823.68	464.88	86.32
Viking Model 140 (1 1/2"x8"x134") 17 slotted holes	1061.28	598.98	111.22
Frink Model 11AR (1 1/2"x8"x116") 15 slotted holes	918.72	518.52	96.28
Ross Plow 13280B (8 1/2'x1 1/2"x8") 5/8" dia.	807.84	455.94	84.66

H.K. NUTTALL EQUIP. CO. INC.

SIGNED _____
Company

DATE _____

Officer or Agent

BID FORM - The bidder will be held responsible for the entire year - per
WALTER ROBERTS ENTERPRISES

GRADER BLADES	PER DOZEN	PER 1/2 DOZEN	PER UNIT
5/8" X 6" X 6' (8 holes)	38.56	39.56	40.56
5/8" X 6" X 7' (9 holes)	49.43	50.43	51.43

RUBBER SNOW PLOW BLADES AND CUTTING EDGES

(Rubber Snow Plow Blades (or equal) manufactured from highly abrasion resistant 60 duro natural rubber stock).

ONE WAY PLOW

Frink 501-40 (1 1/2"x10"x132") 17 slotted holes	210.00	215.00	220.00
Frink 501-30 (1 1/2"x10"x116") 15 slotted holes	200.00	205.00	210.00
Ross 20176B (9 1/2'x1 1/2"x10") 5/8" dia.	no bid	no bid	no bid

WING BLADES

Viking 80028 (1 1/2"x8"x118") 15 slotted holes	200.00	205.00	210.00
Frink Model 11FHR (1 1/2"x8"x104") 13 slotted holes	180.00	185.00	190.00
Viking Model 140 (1 1/2"x8"x134") 17 slotted holes	210.00	215.00	222.00
Frink Model 11AR (1 1/2"x8"x116") 15 slotted holes	200.00	205.00	210.00
Ross Plow 13280B (8 1/2'x1 1/2"x8") 5/8" dia.	no bid	no bid	no bid

WALTER ROBERTS ENTERPRISES
829 Sheridan Dr. Tonawanda, NY
877 3551

SIGNED _____
Company

DATE _____

Officer or Agent

BID FORM

The bidder will
for the entire

JAMESTOWN IRON WORKS INC.
909 Allen St. Ext. - Falconer NY.
1-665-2818 14733

RECEIVER BOXES

PER DOZEN PER 1/2 DOZEN PER UNIT

Standard City of Buffalo Type
GRAY IRON
DUCTILE IRON

CURB BOX

Standard City of Buffalo Type
GRAY IRON
DUCTILE IRON

RECEIVER GRATES, FRAMES AND CURBOXES

		<u>PER DOZEN</u>	<u>PER 1/2 DOZEN</u>	<u>PER UNIT</u>
<u>HEAVY DUTY - WITHOUT FRAME</u>	GRAY IRON	456.00	232.80	40.00
12 x 12 - Heavy Duty - Without Frame	DUCTILE IRON			
	GRAY IRON	524.40	267.72	46.00
12 x 18 - " " " "	DUCTILE IRON			
	GRAY IRON	524.40	267.72	46.00
13 x 18 - " " " "	DUCTILE IRON			
<u>Half Receiver - Without Frame</u>	GRAY IRON	599.04	302.64	52.00
<u>HEAVY DUTY</u>	DUCTILE IRON			
15 x 29 1/2 - " " " "	GRAY IRON	532.20	268.86	46.20
18 x 18 - " " " "	DUCTILE IRON			
<u>Full Receiver - Without Frame</u>	GRAY IRON	631.32	318.96	54.80
<u>HEAVY DUTY</u>	DUCTILE IRON			
22 x 29 - " " " "	GRAY IRON	656.64	331.74	57.00
26 x 26 - " " " "	DUCTILE IRON			
	GRAY IRON	506.88	256.08	44.00
24" Round- " " " "	DUCTILE IRON			
<u>Frame for Dark Section - Top Section</u>				
18 x 18	GRAY IRON			
	DUCTILE IRON			
24 x 24	GRAY IRON			
	DUCTILE IRON			

JAMESTOWN IRON WORKS INC.
909 Allen St. Ext. - Falconer NY.
1-665 2818 14733 ✓
SIGNED _____
Company

DATE _____

Officer or Agent

BID FORM - The bidder will be JAMES R. HANNA INC.
 the entire year - 6800 W. Henrietta Rd., W. Henrietta
 1-334-4660 NY

GRADER BLADES	PER DOZEN	PER 1/2 DOZEN	PER UN
5/8" X 6" X 6' (8 holes)	\$ 270.00	138.00	24.00
5/8" X 6" X 7' (9 holes)	315.00	161.10	27.85

RUBBER SNOW PLOW BLADES AND CUTTING EDGES

(Rubber Snow Plow Blades (or equal) manufactured from highly abrasion resi
 60 duro natural rubber stock).

ONE WAY PLOW

Frink 501-40 (1 1/2"x10"x132") 17 slotted holes	1584.00	792.00	132.00
Frink 501-30 (1 1/2"x10"x116") 15 slotted holes	1392.00	696.00	116.00
Ross 20176B (9 1/2'x1 1/2"x10") 5/8" dia.	1368.00	684.00	114.00
<u>WING BLADES</u>			
Viking 80028 (1 1/2"x8"x118") 15 slotted holes	1218.00	609.00	101.50
Frink Model 11FHR (1 1/2"x8"x104") 13 slotted holes	1073.40	536.70	89.45
Viking Model 140 (1 1/2"x8"x134") 17 slotted holes	1383.00	691.50	115.25
Frink Model 11AR (1 1/2"x8"x116") 15 slotted holes	1197.60	598.80	99.80
Ross Plow 13280B (8 1/2'x1 1/2"x8") 5/8" dia.	1053.00	526.50	87.75

JAMES R. HANNA INC.

SIGNED _____
 Company

DATE _____

 Officer or Agent

BID FORM - The bidder will be held to the prices as quoted for the entire year - period of contract.

<u>GRADER BLADES</u>	<u>PER DOZEN</u>	<u>PER 1/2 DOZEN</u>	<u>PER UNIT</u>
5/8" X 6" X 6' (8 holes)			
5/8" X 6" X 7' (9 holes)			

RUBBER SNOW PLOW BLADES AND CUTTING EDGES

(Rubber Snow Plow Blades (or equal) manufactured from highly abrasion resist 60 duro natural rubber stock).

ONE WAY PLOW

Frink 501-40 (1 1/2"x10"x132") 17 slotted holes			
Frink 501-30 (1 1/2"x10"x116") 15 slotted holes			
Ross 20176B (9 1/2'x1 1/2"x10") 5/8" dia.			

WING BLADES

Viking 80028 (1 1/2"x8"x118") 15 slotted holes			
Frink Model 11FHR (1 1/2"x8"x104") 13 slotted holes			
Viking Model 140 (1 1/2"x8"x134") 17 slotted holes			
Frink Model 11AR (1 1/2"x8"x116") 15 slotted holes			
Ross Plow 13280B (8 1/2'x1 1/2"x8") 5/8" dia.			

JAMESTOWN IRON WORKS INC. -- NO BID ✓

SIGNED NATIONAL UTILITY PROD. CO. INC. NO BID
Company

DATE _____

Officer or Agent

BID FORM

The bidder will be held to the prices as quoted here for the entire year - period of contract

EXTENSION RINGS FOR MANHOLES (Machined to Prevent Rocking)		PER DOZEN	PER 1/2 DOZEN	PER UNIT
22" dia. x 1"	GRAY IRON			
22" dia. x 1"	DUCTILE IRON			
22" dia. x 2"	GRAY IRON			
22" dia. x 2"	DUCTILE IRON			
22" dia. x 3"	GRAY IRON			
22" dia. x 3"	DUCTILE IRON			
22 1/2" dia. x 2"	GRAY IRON			
22 1/2" dia. x 2"	DUCTILE IRON			
23" dia. x 1"	GRAY IRON			
23" dia. x 1"	DUCTILE IRON			
23" dia. x 1 1/2"	GRAY IRON			
23" dia. x 1 1/2"	DUCTILE IRON			
23" dia. x 2"	GRAY IRON			
23" dia. x 2"	DUCTILE IRON			
23" dia. x 3"	GRAY IRON			
23" dia. x 3"	DUCTILE IRON			
24" dia. x 1"	GRAY IRON			
24" dia. x 1"	DUCTILE IRON			
24" dia. x 1 1/2"	GRAY IRON			
24" dia. x 1 1/2"	DUCTILE IRON			
24" dia. x 2"	GRAY IRON			
24" dia. x 2"	DUCTILE IRON			
24" dia. x 3"	GRAY IRON			
24" dia. x 3"	DUCTILE IRON			

NOTE: CHEMUNG SUPPLY CORP. NO BID ✓
 H.K. NUTTALL NO. BID ✓
 Walter Roberts Ent. No Bid ✓
 James R. Hanna NO Bid ✓

See the book

BID FORM

The bidder will be held to the 909 Allen St. ext- Falconer NY
for the entire year - period of 1-665-2818 14733

EXTENSION RINGS FOR MANHOLES (Machined to Prevent Rocking)		PER DOZEN	PER 1/2 DOZEN	PER UNIT
22" dia. x 1"	GRAY IRON	\$588.48	303.84	(53.30)
22" dia. x 1"	DUCTILE IRON	732.00	377.88	66.30
22" dia. x 2"	GRAY IRON	(603.84)	(311.76)	(54.70)
22" dia. x 2"	DUCTILE IRON	747.36	385.86	67.70
22" dia. x 3"	GRAY IRON	(621.36)	(320.82)	(56.28)
22" dia. x 3"	DUCTILE IRON	764.88	394.92	69.28
22 1/2" dia. x 2"	GRAY IRON	(625.92)	(323.16)	(56.70)
22 1/2" dia. x 2"	DUCTILE IRON	769.44	397.26	69.70
23" dia. x 1"	GRAY IRON	(625.92)	(323.16)	(56.70)
23" dia. x 1"	DUCTILE IRON	769.44	397.26	69.70
23" dia. x 1 1/2"	GRAY IRON	(625.92)	(323.16)	(56.70)
23" dia. x 1 1/2"	DUCTILE IRON	769.44	397.26	69.70
23" dia. x 2"	GRAY IRON	(636.96)	(328.86)	(57.70)
23" dia. x 2"	DUCTILE IRON	780.48	402.96	70.70
23" dia. x 3"	GRAY IRON	(648.00)	(334.56)	58.70
23" dia. x 3"	DUCTILE IRON	791.52	408.66	71.70
24" dia. x 1"	GRAY IRON	(636.96)	(328.86)	(57.70)
24" dia. x 1"	DUCTILE IRON	780.48	402.96	70.70
24" dia. x 1 1/2"	GRAY IRON	(648.00)	(334.56)	58.70
24" dia. x 1 1/2"	DUCTILE IRON	791.52	408.66	71.70
24" dia. x 2"	GRAY IRON	(648.00)	(334.56)	58.70
24" dia. x 2"	DUCTILE IRON	791.52	408.66	71.70
24" dia. x 3"	GRAY IRON	(659.04)	(340.56)	59.70
24" dia. x 3"	DUCTILE IRON	802.56	414.36	72.70

JAMESTOWN IRON WORKS INC.

200 FORM

The Bidder will be held responsible for the entire year - period

29355 Ranney Pkwy-Clev. OHIO
44145

EXTENSION RINGS FOR MANHOLES
(Machined to Prevent Rocking)

		PER DOZEN	PER 1/2 DOZEN	PER UNIT
22" dia. x 1"	GRAY IRON			\$58.00
22" dia. x 1"	DUCTILE IRON			58.00
22" dia. x 2"	GRAY IRON			58.00
22" dia. x 2"	DUCTILE IRON			58.00
22" dia. x 3"	GRAY IRON			58.00
22" dia. x 3"	DUCTILE IRON			58.00
22 1/2" dia. x 2"	GRAY IRON			58.00
22 1/2" dia. x 2"	DUCTILE IRON			58.00
23" dia. x 1"	GRAY IRON			58.00
23" dia. x 1"	DUCTILE IRON			58.00
23" dia. x 1 1/2"	GRAY IRON			58.00
23" dia. x 1 1/2"	DUCTILE IRON			58.00
23" dia. x 2"	GRAY IRON			58.00
23" dia. x 2"	DUCTILE IRON			58.00
23" dia. x 3"	GRAY IRON			58.00
23" dia. x 3"	DUCTILE IRON			58.00
24" dia. x 1"	GRAY IRON			58.00
24" dia. x 1"	DUCTILE IRON			58.00
24" dia. x 1 1/2"	GRAY IRON			58.00
24" dia. x 1 1/2"	DUCTILE IRON			58.00
24" dia. x 2"	GRAY IRON			58.00
24" dia. x 2"	DUCTILE IRON			58.00
24" dia. x 3"	GRAY IRON			58.00
24" dia. x 3"	DUCTILE IRON			58.00

NOTE: IT WILL BE BIDDERS OPTION TO DETERMINE WHETHER GRAY OR DUCTILE IRON CASTING ARE TO BE FURNISHED BASED ON MODEL REQUIRED AND SELECTED.

NATIONAL UTILITY PROD. CO.
- 20355 Ranney Pkwy. - Clev. OHIO
44145

BID FORM The bidder will be held to the 909 Allen St. Ext. - Falconer -
 for the entire year - period of 1-665-2818 NY 14733

EXTENSION RINGS FOR MANHOLES (Machined to Prevent Rocking)		PER DOZEN	PER 1/2 DOZEN	PER UNIT
25" dia. x 1"	GRAY IRON	636.96	328.86	57.70
25" dia. x 1"	DUCTILE IRON	780.48	402.96	70.70
25" dia. x 1 1/2"	GRAY IRON	648.00	334.56	58.70
25" dia. x 1 1/2"	DUCTILE IRON	791.52	408.66	71.70
25" dia. x 2"	GRAY IRON	648.00	334.56	58.70
25" dia. x 2"	DUCTILE IRON	791.52	408.66	71.70
25" dia. x 3"	GRAY IRON	659.04	340.26	59.70
25" dia. x 3"	DUCTILE IRON	802.56	414.36	72.70
<u>SEWER CASTINGS WITH COVERS</u>				
22" dia. x 1"	GRAY IRON	957.60	488.88	84.00
22"	DUCTILE IRON			
23"	GRAY IRON	1,026.00	523.80	90.00
23"	DUCTILE IRON			
24"	GRAY IRON	1,026.00	523/80	90.00
24"	DUCTILE IRON			
25"	GRAY IRON	1,026.00	523.80	90.00
25"	DUCTILE IRON			
<u>MANHOLE COVERS WITHOUT CASTINGS</u>				
22"	GRAY IRON	501.60	256.08	44.00
22"	DUCTILE IRON			
23"	GRAY IRON	501.60	256.08	44.00
23"	DUCTILE IRON			
24"	GRAY IRON	501.60	256.08	44.00
24"	DUCTILE IRON			
25"	GRAY IRON	501.60	256.08	44.00
25"	DUCTILE IRON			

JAMESTOWN IRON WORKS INC.

BID FORM

The bidder will be held to the p. for the entire year - period of

NATIONAL UTILITY PROD. CO.
29355 Ranney Pkwy. Clev. OH
44145

EXTENSION RINGS FOR MANHOLES (Machined to Prevent Rocking)		PER DOZEN	PER 1/2 DOZEN	PER 1/3
25" dia. x 1"	GRAY IRON			\$59.00
25" dia. x 1"	DUCTILE IRON			59.00
25" dia. x 1 1/2"	GRAY IRON			59.00
25" dia. x 1 1/2"	DUCTILE IRON			59.00
25" dia. x 2"	GRAY IRON			59.00
25" dia. x 2"	DUCTILE IRON			59.00
25" dia. x 3"	GRAY IRON			59.00
25" dia. x 3"	DUCTILE IRON			59.00
<u>SEWER CASTINGS WITH COVERS</u>				
22"	GRAY IRON			
22"	DUCTILE IRON			
23"	GRAY IRON			
23"	DUCTILE IRON			
24"	GRAY IRON			
24"	DUCTILE IRON			
25"	GRAY IRON			
25"	DUCTILE IRON			
<u>MANHOLE COVERS WITHOUT CASTINGS</u>				
22"	GRAY IRON			
22"	DUCTILE IRON			
23"	GRAY IRON			
23"	DUCTILE IRON			
24"	GRAY IRON			
24"	DUCTILE IRON			
25"	GRAY IRON			
25"	DUCTILE IRON			

note; IT WILL BE BIDDERS OPTION TO DETERMINE WHETHER GRAY OR DUCTILE IRON CASTINGS ARE TO BE FURNISHED BASED ON MODEL REQUIRED AND SELECTED.

NATIONAL UTILITY PROD. CO. ✓
- 29355 Ranney Pkwy. Clev. OH -
44145

The bidder will be held to the prices as quoted
 BID FORM for the entire year - period of contract

EXTENSION RINGS FOR MANHOLES (Machined to Prevent Rocking)	PER DOZEN	PER 1/2 DOZEN	PER UP
25" dia. x 1" GRAY IRON			
25" dia. x 1" DUCTILE IRON			
25" dia. x 1 1/2" GRAY IRON			
25" dia. x 1 1/2" DUCTILE IRON			
25" dia. x 2" GRAY IRON			
25" dia. x 2" DUCTILE IRON			
25" dia. x 3" GRAY IRON			
25" dia. x 3" DUCTILE IRON			
<u>SEWER CASTINGS WITH COVERS</u>			
22" GRAY IRON			
22" DUCTILE IRON			
23" GRAY IRON			
23" DUCTILE IRON			
24" GRAY IRON			
24" DUCTILE IRON			
25" GRAY IRON			
25" DUCTILE IRON			
<u>MANHOLE COVERS WITHOUT CASTINGS</u>			
22" GRAY IRON			
22" DUCTILE IRON			
23" GRAY IRON			
23" DUCTILE IRON			
24" GRAY IRON			
24" DUCTILE IRON			
25" GRAY IRON			
25" DUCTILE IRON			

NOTE: CHEMUNG SUPPLY CORP. NO BID
 NOTE: ~~NOTHING~~ EQUIP. CO. NO BID
 Walter Roberts Ent. NO BID

James R. Hanna -- No Bid ✓

(4)

Continued from Page VIII

BID FORM The bidder will be held to the prices as quoted for the entire year - period of contract.

<u>MANHOLE FRAMES</u>		PER DOZEN	PER 1/2 DOZEN	PER
22"	GRAY IRON			
22"	DUCTILE IRON			
23"	GRAY IRON			
23"	DUCTILE IRON			
24"	GRAY IRON			
24"	DUCTILE IRON			
25"	GRAY IRON			
25"	DUCTILE IRON			
<u>SANITARY SEWER COVER</u>				
M-122-1-ST	GRAY IRON			
M-122-1-ST	DUCTILE IRON			

see below

SIGNED _____

Company

Officer or Agent

DATE _____

NOTE: CHEMUNG SUPPLY CORP. NO BID
H.K. NUTTALL EQUIP. CO. NO BID
Walter Roberts Enterprises - No Bid ✓
James R. Hanna --- No Bid ✓

Continued from Page VIII

BID FORM The bidder will be held to the **JAMESTOWN IRON WORKS INC.**
for the entire year - period of **909 Allen St. Ext. - Falconer NY**
1-665-2818 14733

<u>MANHOLE FRAMES</u>		PER DOZEN	PER 1/2 DOZEN	PER UN
22"	GRAY IRON	\$ 524.40	267.72	46.00
22"	DUCTILE IRON			
23"	GRAY IRON	615.60	314.28	54.00
23"	DUCTILE IRON			
24"	GRAY IRON	615.60	314.28	54.00
24"	DUCTILE IRON			
25"	GRAY IRON	615.60	314.28	54.00
25"	DUCTILE IRON			
<u>SANITARY SEWER COVER</u>				
M-122-1-ST	GRAY IRON			
M-122-1-ST	DUCTILE IRON			

SIGNED _____

Company

Officer or Agent

DATE _____

JAMESTOWN IRON WORKS INC.
909 Allen St. Ext - Falconer NY
1-665-2818 14733

BID FORM

The bidder will be held to the prices as quoted for the entire year - period of contract

		<u>PER DOZEN</u>	<u>PER 1/2 DOZEN</u>	<u>PER UN</u>
<u>RECEIVER BOXES</u>				
	GRAY IRON			
Standard City of Buffalo Type	DUCTILE IRON			
<u>CURB BOX</u>				
	GRAY IRON			
Standard City of Buffalo Type	DUCTILE IRON			
<u>RECEIVER GRATES, FRAMES AND CURBOXES</u>				
<u>HEAVY DUTY - WITHOUT FRAME</u>				
	GRAY IRON			
12 x 12 - Heavy Duty - Without Frame	DUCTILE IRON			
	GRAY IRON			
12 x 18 - " " " "	DUCTILE IRON			
	GRAY IRON			
13 x 18 - " " " "	DUCTILE IRON			
	GRAY IRON			
Half Receiver - Without Frame	DUCTILE IRON			
<u>HEAVY DUTY</u>	GRAY IRON			
15 x 29 1/2 - " " " "	DUCTILE IRON			
	GRAY IRON			
18 x 18 - " " " "	DUCTILE IRON			
	GRAY IRON			
Full Receiver - Without Frame	DUCTILE IRON			
<u>HEAVY DUTY</u>	GRAY IRON			
22 x 29 - " " " "	DUCTILE IRON			
	GRAY IRON			
26 x 26 - " " " "	DUCTILE IRON			
	GRAY IRON			
24" Round- " " " "	DUCTILE IRON			
<u>Frame for Dark Section - Top Section</u>				
	GRAY IRON			
18 x 18	DUCTILE IRON			
	GRAY IRON			
24 x 24	DUCTILE IRON			

SIGNED _____

Company

NOTE: (1) CHEMUNG SUPPLY CORP. NO BID
 (2) NUTTALL EQUIP. CO. NO BID

(4) James R. Hanna - No bid

DATE _____

(5) National utility prod. co. NO

WALTER ROBERTS ENT. NO BID Officer or Agent

Item No. 8 Cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 9 Motion by Councilman Kaczmarek, seconded by Councilman Burst

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 15th day of March, 1976 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 (DEPEW HERALD)--CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES on March 4, 1976, the said amendments 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 15th day of March, 1976 at 7:00 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 being as follows:

ARTICLE VII

TURNING MOVEMENTS

Section 70: Prohibition of left turns. The left turning of vehicles is hereby prohibited as follows:

Vehicles proceeding east on DUKE ROAD to proceed north on UNION ROAD

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

Richard M. Moleski
Town Clerk

DATED: March 1, 1976

* * * * *

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

AFFIDAVITS-NEXT PAGE

PROOF OF PUBLICATION

Bee Publications Inc.

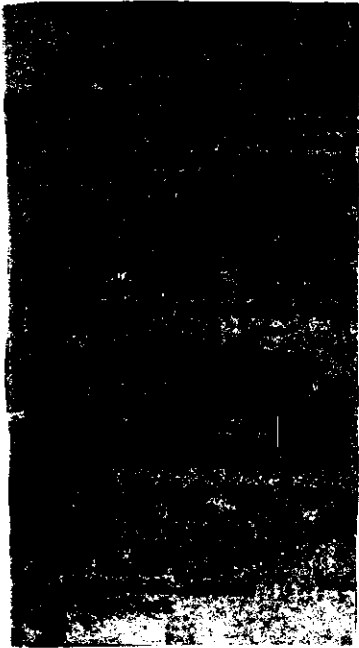
Publishers Of:

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

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

STATE OF NEW YORK
COUNTY OF ERIE

ss.



.....Eleanor Measer.....
being duly sworn, deposes and says that She is the
..... Office Manager 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 ...4th^d day of ...March.....,
19...76., and the last insertion being on the
day of same , 19..... .

Subscribed and sworn to before me this 4th day

Eleanor Measer

of March, 1976

Myrna Rosen

Notary Public in and for Erie County
Myrna Rosen

MYRNA ROSEN
Notary Public, State of New York
No. 10111-10112-10113

71

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

Alfred M. Sisti of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Alfred* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks:
first publication..... *March 4, 1976* ;
last publication..... ;
and that no more than six days intervened be-
tween publications.

Alfred M. Sisti

Sworn to before me this *5th*

day of *March*, 19.. *76*

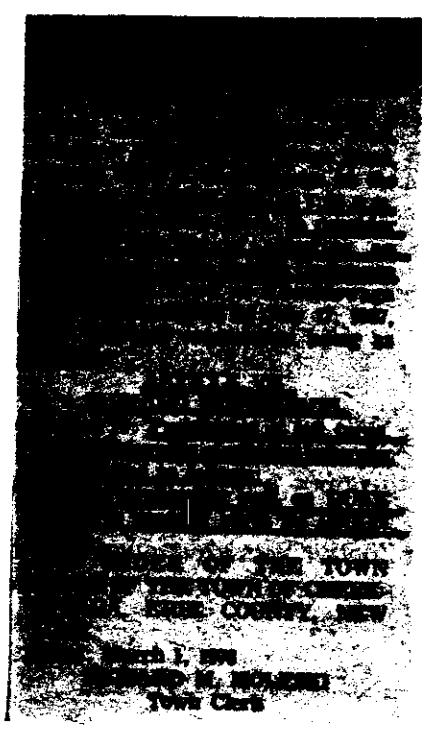
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *77*

1884-1885

1886-1887



MARCH 1, 1888
TOWN CLERK

Item No. 10 Motion by Supervisor Meyers, seconded by Councilman Kaczmarek

WHEREAS, this Town Board duly held a Public Hearing on the 19th day of January, 1976 to consider the advisability of adoption of proposed amendments to the Traffic Ordinance of the Town of Cheektowaga which was adopted on 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:

ARTICLE X

PARKING, STANDING, STOPPING

Section 102: Parking Prohibited in Designated Locations is amended by adding thereto the following:

No Parking Here to Corner

LIBERTY TERRACE: Westside between the north curb line of Cleveland Drive and a point fifty (50) feet northerly therefrom.

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 the Traffic Ordinance shall be entered in the minutes of this Town Board and shall be published in the (DEPEW HERALD)--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 the State 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 Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

AFFIDAVITS-NEXT PAGE

PROOF OF PUBLICATION

Bee Publications Inc.

Publishers Of:

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

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

STATE OF NEW YORK
COUNTY OF ERIE

[REDACTED]

[REDACTED]

.....Eleanor Measer.....
being duly sworn, deposes and says thatShe is the
Office Manager..... 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 ..4th day of ..March.....,
19...76., and the last insertion being on the
day of same....., 19..... .

Subscribed and sworn to before me this 4th day of March, 1976.
Notary Public for the State of New York
Section 3 Territorial
Application
This instrument shall apply to
all of the Town of Cheektowaga,
Erie County, New York, outside of
the Village of Tonawanda and
No. Section 4, Tonawanda and
Cheektowaga.
That this instrument is the
true and correct copy as entered
in the records of the Town Board
of the Town of Cheektowaga, Erie
County, New York, and is
correctly published in this
newspaper published in this
county and a correct copy
of the same is on file in the
office of the Notary Public.

Eleanor Measer

PROOF OF PUBLICATION

Bee Publications Inc.

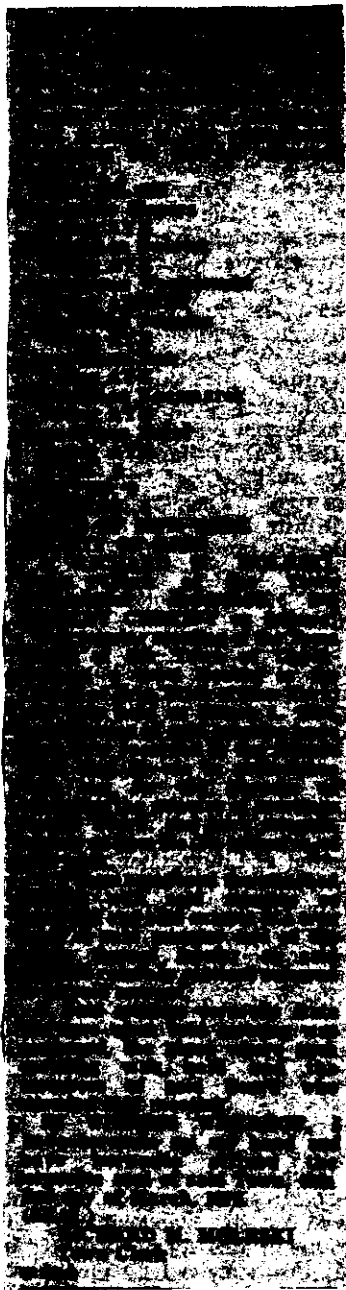
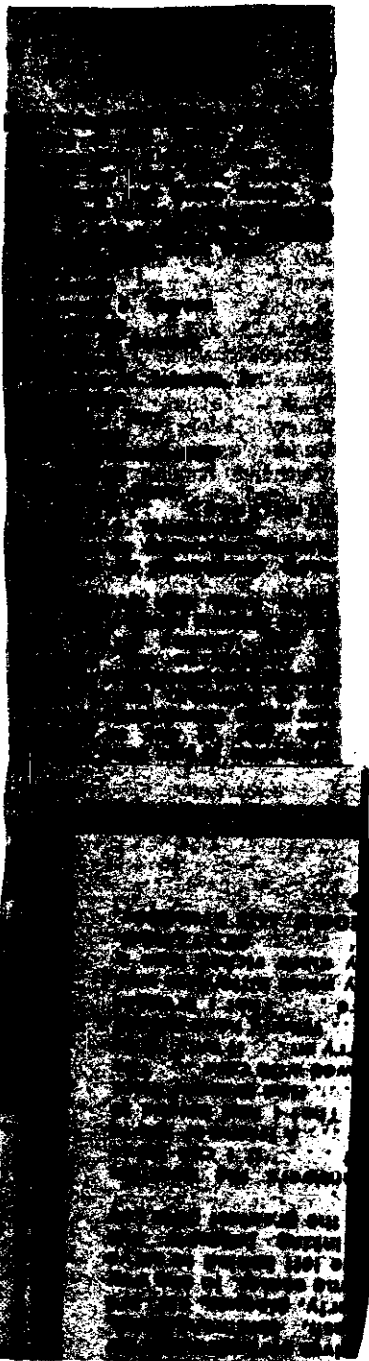
Publishers Of:

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

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

STATE OF NEW YORK
COUNTY OF ERIE

ss.



.....Eleanor Measer.....
being duly sworn, deposes and says that she is the
.....Office Manager..... of the
.....Depew Herald....., a
public newspaper published atDepew.....
....., 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 for1..... weeks, the first
insertion being on the4th day ofMarch.....,
19.....76., and the last insertion being on the
day ofsame....., 19......

Subscribed and sworn to before me this4th..... day

ofMarch....., 19.....76.....

Myrna Rosen

Notary Public in and for Erie County
Myrna Rosen

Eleanor Measer

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

Shady M. Schultz of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks:
first publication..... *March 4, 1976* ;
last publication ;
and that no more than six days intervened be-
tween publications.

Shady M. Schultz

Sworn to before me this *5th*

day of *March*, 19...*76*

..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*77*

RICHARD M. MOLINSKI
Town Clerk

Present: Kenneth J. Meyers
Supervisor
E. Swiatek
M. Johnson Jr.
J. Den
Kaczmarek
R. Scott
Councilman Raymond J.

Called to order by Supervisor Meyers seconded by Councilman Kaczmarek.

RESOLVED, this Town Board duly called a Public Hearing on the 22nd day of February, 1978 to consider the possibility of adoption of proposed amendments to the Traffic Ordinance of the Town of Chateaugay which was held in accordance with the provisions of the Charter of the Town of Chateaugay which was duly adopted and recorded in the minutes of the Board of the Town of Chateaugay.

RESOLVED, the Board of the Town of Chateaugay hereby certifies that the proposed amendments to the Traffic Ordinance of the Town of Chateaugay were duly adopted and recorded in the minutes of the Board of the Town of Chateaugay.

RESOLVED, the Board of the Town of Chateaugay hereby certifies that the proposed amendments to the Traffic Ordinance of the Town of Chateaugay were duly adopted and recorded in the minutes of the Board of the Town of Chateaugay.

RESOLVED, the Board of the Town of Chateaugay hereby certifies that the proposed amendments to the Traffic Ordinance of the Town of Chateaugay were duly adopted and recorded in the minutes of the Board of the Town of Chateaugay.

RESOLVED, the Board of the Town of Chateaugay hereby certifies that the proposed amendments to the Traffic Ordinance of the Town of Chateaugay were duly adopted and recorded in the minutes of the Board of the Town of Chateaugay.

Roll call ...
Supervisor Meyers Voting AYE
Councilman Swiatek Voting AYE
Councilman Johnson Jr. Voting Absent
Councilman Den Voting AYE
Councilman Kaczmarek Voting AYE
Councilman Scott Voting AYE

RESOLVED, the Board of the Town of Chateaugay hereby certifies that the proposed amendments to the Traffic Ordinance of the Town of Chateaugay were duly adopted and recorded in the minutes of the Board of the Town of Chateaugay.

RESOLVED, the Board of the Town of Chateaugay hereby certifies that the proposed amendments to the Traffic Ordinance of the Town of Chateaugay were duly adopted and recorded in the minutes of the Board of the Town of Chateaugay.

Item No. 11 Decision on Rezoning - 3381 Genesee Street.

Motion by Councilman Johnson, seconded by Supervisor Meyers to table this item until the next scheduled Town Board Meeting to be held on March 15, 1976 at 7:00 P.M., Eastern Standard Time.

Item No. 12 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, Henry Widzinski has applied for a rezoning from RC-Restricted Business District to C-Retail Business District the property located at the Northeast corner of Harlem Road and Southern Parkway, Cheektowaga, New York, and being 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 Farm Lot 25, Township 11, Range 7, of the Holland Land Company's Survey and according to subdivision map of Pine Ridge Heights No. 2 filed in the Office of the Clerk of Erie County under map 1469 is known and distinguished as subdivision lots Nos. 4 and 37 and the southerly 35 feet of subdivision lot No. 5,

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, and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on the 2nd day of February, 1976, at 6:30 o'clock p.m. Eastern Standard Time after publication of the notice as required by the provisions of the Town Ordinances 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 Cheektowaga Planning Board has recommended denial of said application, and

WHEREAS, the proposed use of said premises appears to unduly interfere with the use and enjoyment of the surrounding properties and would not be compatible with the surrounding development, therefore, BE IT

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

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
 Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 13 Motion by Councilman Johnson, seconded by Supervisor Meyers

WHEREAS, the Planning Board of the Town of Cheektowaga has recommended that certain provisions of the "Zoning Ordinance of the Town of Cheektowaga, New York" be amended, and

WHEREAS, the Town Board duly called a public hearing to consider the advisability of adopting said amendments to said Zoning Ordinance and gave due notice thereof as required by law; and

WHEREAS, a public hearing on said proposed amendments was duly held by this Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York on the 23rd day of February, 1976 at 7:00 o'clock p.m. Eastern Standard Time; and at which hearing all parties in interest and citizens had an opportunity to be heard, and were heard, and

WHEREAS, it is in the public interest to adopt the following amendments to the "Zoning Ordinance of the Town of Cheektowaga, New York" as set forth below.

Item No. 13 Cont'd

NOW, THEREFORE, BE IT RESOLVED, that the "Zoning Ordinance of the Town of Cheektowaga, New York" be and the same hereby is amended and changed by the following textual additions and deletions: (changes or additions in text are indicated by underline, deletions by ~~strikeouts~~)

* * * * *

ARTICLE IV - MANUFACTURING DISTRICT REGULATIONS

Section 4-02 Limitations on Permitted Uses in the M1 District

~~A. No use of land, building or structure shall be permitted the operation of which normally results in any:~~

~~1. Fire explosive hazard, or~~

~~2. Dissemination of atmospheric pollutant, noise, vibration or odor beyond the boundaries of the premises on which such use is located.~~

A. The use of land or buildings for residential purposes shall be prohibited except (1) where the area in question is the extension of an existing Residential area or the extension of a residential zoning district. As applied to the above an existing residential area shall be defined as 25 or more dwelling units. A residential Zoning District shall be defined as 25 or more acres (acreage to include ~~street~~ right-of-way serving residential frontage).

~~B. No unneutralized refuse material shall be discharged into sewers, streams or ditches.~~

B. No use of land, building or structure shall be permitted the operation of which normally results in any:

1. Fire explosive hazard or

2. Dissemination of atmospheric pollutant, noise, vibration or odor beyond the boundary of the premises on which such use is located or

3. Discharge of any unneutralized refuse material into sanitary sewers and discharge of any refuse material into storm sewers, ditches, or streams.

C. Storage of inflammable liquids shall be entirely underground and in storage tanks approved by the National Fire Protection Association. Safety containers shall be used within any building or structure in which flammable liquids are handled.

D. All side and rear lot lines abutting any lot in any R District or a C District shall be fenced or screened by plantings. No fence other than one constructed of wire and commonly known as "chain link" fence shall be permitted. Such fence shall not be more than 10 feet in height and shall not project into any required front yard.

Section 4-12 Limitations on Uses in the M2 District -- As specified and regulated in the M1 District with the exception of residential uses which shall be completely prohibited.

* * * * *

Item No. 13 Cont'd

BE IT FURTHER RESOLVED, that a copy of this resolution be entered in the minutes of the meeting of the Town Board of the Town of Cheektowaga held on the 1st day of March, 1976; and that a certified copy thereof be published in the (DEPEW HERALD)--CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES, newspapers published in the Town of Cheektowaga and having a general circulation therein.

That the Town Clerk post or cause to be posted on the signboard maintained by him at the entrance of the Town Clerk's Office a certified copy of this resolution, and affidavits of publication and posting thereof shall be filed with the Town Clerk.

The aforementioned amendment to the "Zoning Ordinance of the Town of Cheektowaga, New York" shall take effect ten (10) days after such publication and posting, but such amendment shall take effect from the date of their service as against a person served personally with a copy thereof certified by the Town Clerk under the corporate seal of the Town and showing the date of their passage and entry into the minutes.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

AFFIDAVITS-NEXT PAGE

PROOF OF PUBLICATION

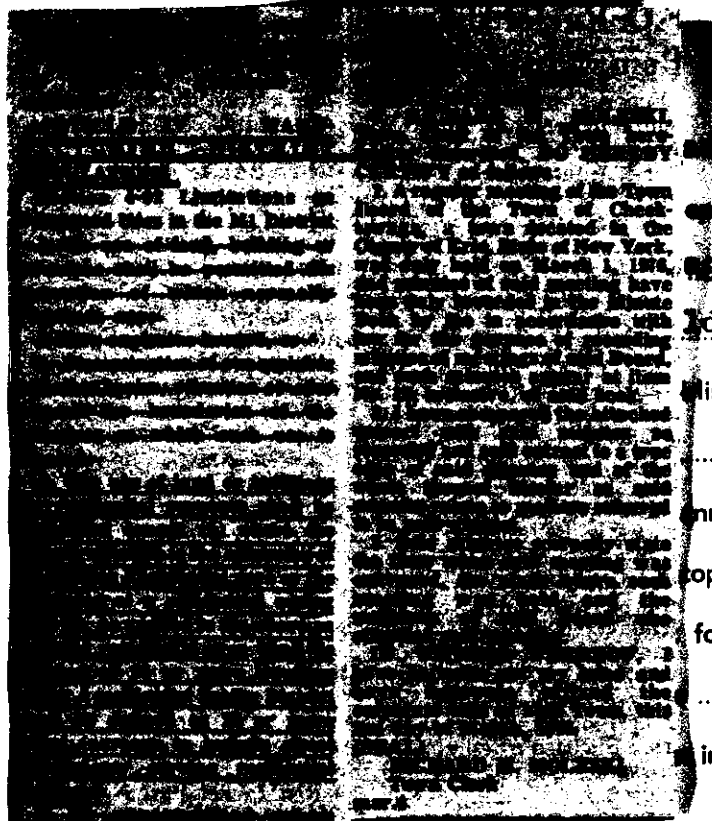
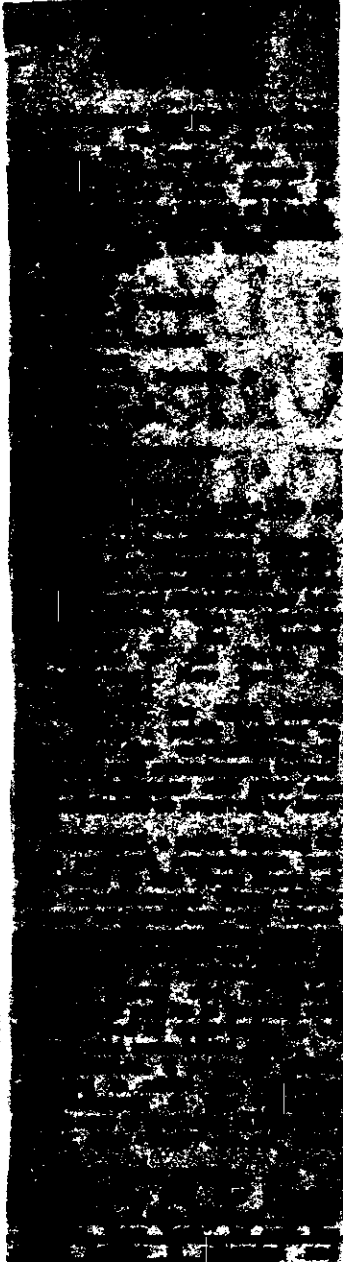
Bee Publications Inc.

Publishers Of:

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

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

STATE OF NEW YORK
COUNTY OF ERIE



...er
...poses and says that she is the
...er of the
...d
...ished at Depew
..., New York, that the
...nnexed printed slip taken from
...copy, was inserted and published
...for 1 weeks, the first
...lth day of March
...insertion being on the
..., 19...

Subscribed and sworn to before me this

of March

Myrna Rosen
Notary Public in and for Erie County
Myrna Rosen

MYRNA ROSEN
Notary Public, State of New York

Eleanor Measer

Form No.

PROOF OF PUBLICATION

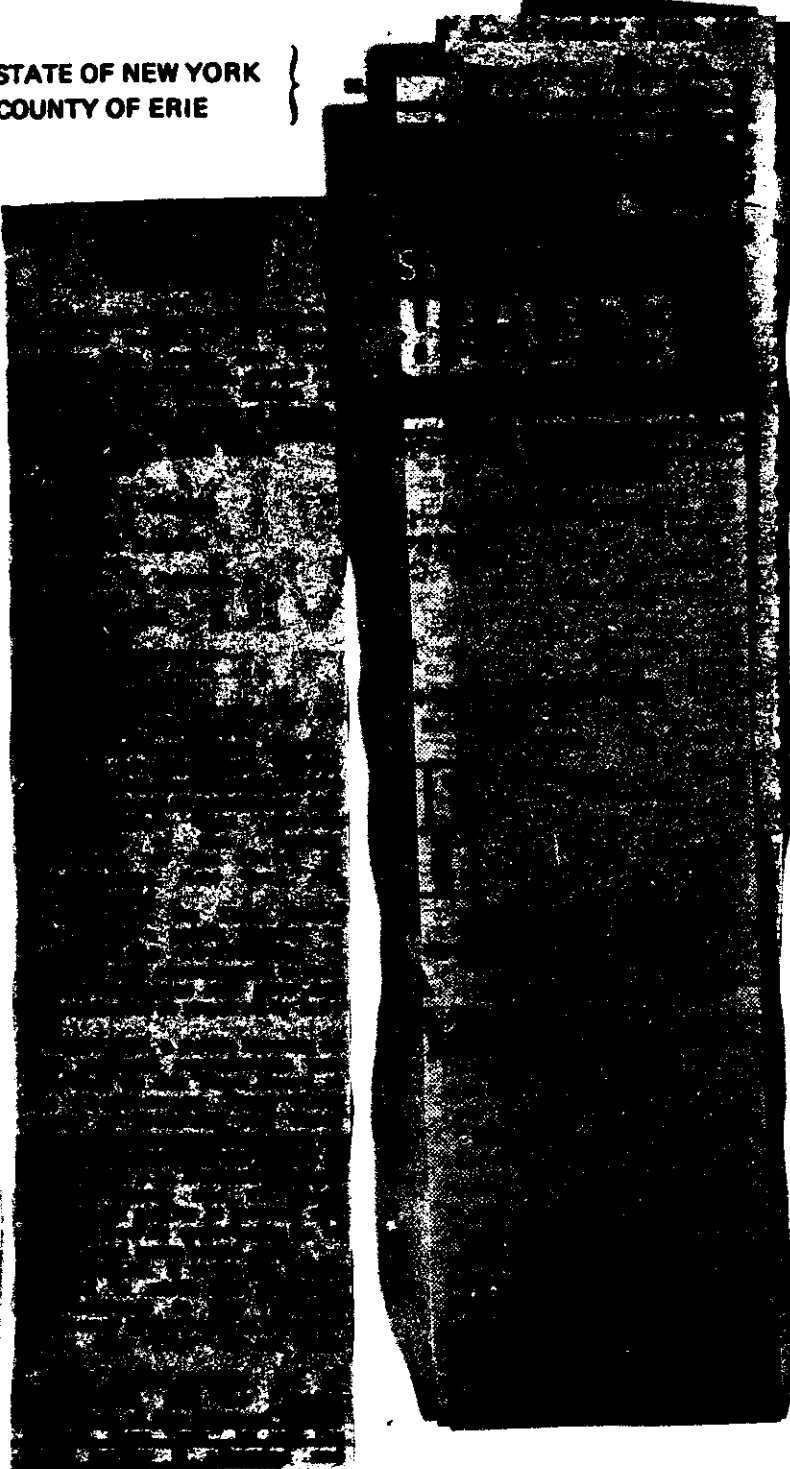
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5564 MAIN STREET,
WILLIAMSVILLE, N.Y. 14221
PHONE: 632-4700

STATE OF NEW YORK }
COUNTY OF ERIE }



.....Eleanor Measer.....
being duly sworn, deposes and says that she is the
.....Office Manager..... of the
.....Depew Herald....., a
public newspaper published atDepew.....
....., 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 for1..... weeks, the first
insertion being on the4th..... day ofMarch.....,
19.....76., and the last insertion being on the
day ofsame....., 19......

Subscribed and sworn to before me this4th..... day
ofMarch....., 19.....76.....

Eleanor Measer

Myrna Rosen
Notary Public in and for Erie County
Myrna Rosen

MYRNA ROSEN
Notary Public in and for Erie County

Form No.

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

Gladys M. Sediter of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks;
first publication..... *March 4, 1976* ;
last publication..... ;
and that no more than six days intervened be-
tween publications.

Gladys M. Sediter

Sworn to before me this *5th*

day of *March*, 19..... *76*

..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19..... *77*

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 1st day of March, 1978 at 7:00 o'clock p.m. Eastern Standard Time there were:

- Supervisor Kenneth J. Meyers
- Councilman Frank E. Swiatek
- Thomas M. Johnson, Jr.
- Frank J. Dux
- George Kaczmarek
- James R. Rural

Present: Councilman Raymond J. [Name]

Called to Order by Councilman Johnson, seconded by Supervisor Meyers.

RESOLVED, the Planning Board of the Town of Cheektowaga has recommended that certain provisions of the Zoning Ordinance of the Town of Cheektowaga, New York be amended.

RESOLVED, the Town Board duly called a public hearing to consider the advisability of adopting said amendments to said Zoning Ordinance and gave notice thereof as required by law.

RESOLVED, a public hearing on the proposed amendments was duly held by this Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York on the 3rd day of March, 1978 at 7:00 o'clock p.m. Eastern Standard Time; and at said hearing all parties in interest were given an opportunity to be heard and were heard and considered. It is in the public interest to amend the following amendments to the Zoning Ordinance of the Town of Cheektowaga, New York as follows:

ARTICLE IV. ZONING REGULATIONS

Section 4-1. [Section header]

Section 4-2. [Section header]

Section 4-3. [Section header]

Section 4-4. [Section header]

Section 4-5. [Section header]

Section 4-6. [Section header]

Section 4-7. [Section header]

Section 4-8. [Section header]

Section 4-9. [Section header]

Section 4-10. [Section header]

At a regular meeting of the Town Board of the Town of Chenango, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 1st day of March, 1974 at 7:00 o'clock P.M. the following members were present:

- Supervisor Kenneth J. Meyers
- Chairman
- Frank E. Swinick
- Thomas M. Johnson, Jr.
- Frank J. Day
- George Kolmanoff

The following resolution was adopted by the Town Board of the Town of Chenango, Erie County, New York, at its regular meeting held on the 1st day of March, 1974 at 7:00 o'clock P.M. at the Town Hall, corner of Broadway and Union Roads, in said Town:

- Resolution No. 1974-1
- Resolution No. 1974-2
- Resolution No. 1974-3
- Resolution No. 1974-4
- Resolution No. 1974-5
- Resolution No. 1974-6
- Resolution No. 1974-7
- Resolution No. 1974-8
- Resolution No. 1974-9
- Resolution No. 1974-10

RESOLUTION NO. 1974-1
WHEREAS, the Town Board of the Town of Chenango, Erie County, New York, has the honor to receive from the State of New York a copy of the Statewide Inventory of the State's Cultural Resources, and

WHEREAS, the Town Board of the Town of Chenango, Erie County, New York, desires to have a copy of said inventory for its files and for the purpose of reviewing the same for the purpose of receiving information of the location of said inventory, and

WHEREAS, the Town Board of the Town of Chenango, Erie County, New York, desires to have a copy of said inventory for its files and for the purpose of reviewing the same for the purpose of receiving information of the location of said inventory, and

WHEREAS, the Town Board of the Town of Chenango, Erie County, New York, desires to have a copy of said inventory for its files and for the purpose of reviewing the same for the purpose of receiving information of the location of said inventory, and

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 2nd day of March 1974.
RICHARD M. MOLESKI
Town Clerk

Item No. 14 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the New York State Legislature is currently considering Bills S-1201-A and A-8645, and

WHEREAS, these bills would expand the powers of the County of Erie relating to the provision or extension of sewerage and drainage systems, to appropriate and expend County funds to acquire or condemn property, to construct facilities, and to levy rents, charges, taxes and assessments thereunder, and

WHEREAS, the administrative provisions permitted under Article 5-A of the County Law concerning public hearings, permissive referenda, and application to the Department of Audit and Control for the establishment of the district are deemed in the best interests of local governmental entities and should be maintained, and

WHEREAS, these aforementioned bills would provide more flexibility in the administrative process prescribed under Article 5-A of the County Law than are deemed favorable to local government control and the public interest, and

WHEREAS, as a legislative Body we are concerned with maintaining home rule, public input, and the ability to pay for government provided services,

NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board goes on record as being opposed to Bills S-1201-A, A-8645, and BE IT FURTHER

RESOLVED, that certified copies of this resolution be forwarded to each State Legislator representing Erie County, the Speaker of the Assembly and the Senate Majority Leader, and the Senate Minority Leader.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 15 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga seeks to promote youth activities, and

WHEREAS, the Little League baseball program in the Town is available to all children of Cheektowaga residents, and

WHEREAS, the Town Recreation Director purchases, controls and maintains an inventory of baseball equipment, and

WHEREAS, the various Little League baseball volunteer organizations have agreed to the creation of a Cheektowaga Baseball Commission, and

WHEREAS, said Commission shall assist the Town Recreation Director in the promotion of baseball, and

WHEREAS, the Commissioners shall serve as non-paid employees of the Town of Cheektowaga in the administration of the Town's Little League baseball program, and

WHEREAS, the term of any appointment to the Cheektowaga Baseball Commission shall be for one year, therefore, BE IT

RESOLVED that the Cheektowaga Baseball Commission be and hereby is created, effective January 1, 1976, and BE IT FURTHER

RESOLVED that the following named persons are hereby appointed and shall constitute the Cheektowaga Baseball Commission, retroactive to January 1, 1976:

Item No. 15 Cont'd

Gerald S. Kupkowski
John Mangione
Al Wilczewski
Ann Knupfer
Leo Wheeler
Carl Reitz
Tony Pijacki

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 16 Motion by Supervisor Meyers, seconded by Councilman Dux

WHEREAS, the Town Engineer's Office has informed the Town Board members that the Town must obtain easements for the proposed northeast interceptor sewer in Sewer District No. 5, and

WHEREAS, the New York State Department of Transportation, in the design of the drainage system for Union Road is required to obtain easements along the south side of the West Shore Railroad running from Scajaguada Creek northeasterly to Orchard Place and the New York State Department of Transportation has advised the Town that it is requesting the necessary easement acquisitions by their Real Estate Division, and

WHEREAS, it would be desirable that the Town of Cheektowaga and the State Real Estate Division coordinate their efforts on the acquisition of the needed easements, and

WHEREAS, it appears necessary that the Town retain the services of a qualified firm or person to negotiate for and obtain the necessary easements on behalf of the Town, and

WHEREAS, it appears that the fees and costs for said services may be reimbursed by State and Federal funds as part of the Town's water pollution control project for Sewer District No. 5, therefore, BE IT

RESOLVED that Louis G. Meurer III, residing at R.R. 1, Lorraine Beach, Port Colbourne, Ontario be and hereby is retained for the purpose of negotiating for and obtaining the necessary easements for the northeast interceptor sewer project and that the Town pay said Louis G. Meurer a contingent fee in a sum not to exceed \$250.00 per easement actually obtained by the Town, and, BE IT FURTHER

RESOLVED that the Town Attorney's Office be hereby authorized to order and obtain the necessary title searches covering the premises wherein such easements are to be located.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 17 Motion by Councilman Johnson, seconded by Councilman Burst

BE IT RESOLVED that the resolution filed and hereto attached shall be amended as follows:

"Erie County Department of Traffic Safety is hereby petitioned to review its prior recommendation in this matter and conduct a new extended study of the proposal for weight limit signs on Cayuga Creek Road."

Resolution to be Amended:

Motion by Councilman Burst, seconded by Councilman Kaczmarek

WHEREAS, many residents of Cayuga Creek Road, which is located between Harlem and Union Roads, in the Town of Cheektowaga, have requested that said road be posted for weight limit not to exceed 5 ton, and

WHEREAS, a large number of said residents have previously petitioned the Erie County Legislature to provide such restriction and it appears that the County has suggested that the matter be referred to the Town for consideration, and

WHEREAS, the John F. Kennedy High School is located on said road and the majority of the structures are residences, and

WHEREAS, such proposed restriction would permit vehicles over 5 ton to pick up and deliver merchandise to the few, isolated commercial establishments located on said road, and

WHEREAS, it would appear for the best interests of the residents of Cayuga Creek Road and the Town as a whole that such restriction be imposed upon the highway, therefore, BE IT

RESOLVED that the Cheektowaga Traffic Safety Commission and the Police Chief be and hereby are requested to make a study of this request and report upon its feasibility, and, BE IT FURTHER

RESOLVED that the said Traffic Safety Commission schedule a date for a meeting in order that all interested parties may be heard, and, BE IT FURTHER

RESOLVED that said Traffic Safety Commission notify the Town Clerk and each Town Board member of the proposed date for such a meeting.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Final Revised Resolution including *Amendment:

Motion by Councilman Burst, seconded by Councilman Kaczmarek

WHEREAS, many residents of Cayuga Creek Road, which is located between Harlem and Union Roads, in the Town of Cheektowaga, have requested that said road be posted for weight limit not to exceed 5 ton, and

WHEREAS, a large number of said residents have previously petitioned the Erie County Legislature to provide such restriction and it appears that the County has suggested that the matter be referred to the Town for consideration, and

WHEREAS, the John F. Kennedy High School is located on said road and the majority of the structures are residences, and

WHEREAS, such proposed restriction would permit vehicles over 5 ton to pick up and deliver merchandise to the few, isolated commercial establishments located on said road, and

WHEREAS, it would appear for the best interests of the residents of Cayuga Creek Road and the Town as a whole that such restriction be imposed upon the highway, therefore, BE IT

RESOLVED that the Cheektowaga Traffic Safety Commission and the Police Chief be and hereby are requested to make a study of this request and report upon its feasibility, and, BE IT FURTHER

Item No. 17 Cont'd

RESOLVED that the said Traffic Safety Commission schedule a date for a meeting in order that all interested parties may be heard, and, BE IT FURTHER

RESOLVED that said Traffic Safety Commission notify the Town Clerk and each Town Board member of the proposed date for such a meeting, and, further

*BE IT RESOLVED that the Erie County Department of Traffic Safety is hereby petitioned to review its prior recommendation in this matter and conduct a new extended study of the proposal for weight limit signs on Cayuga Creek Road.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 18 Motion by Supervisor Meyers, seconded by Councilman Dux

WHEREAS, it is evident that without major reconstructions, the Ludwig Street Bridge in the Town of Cheektowaga, is limited in its services ability and will eventually be closed to traffic, and

WHEREAS, Ludwig Street is the only street which crosses the railroads between William Street and Broadway in the Harlem Road and Union Road area, and

WHEREAS, past comprehensive studies and cost estimates for the repairs to said Ludwig Street Bridge are too costly for the Town to bear alone, and

WHEREAS, hearings with the Public Service Commission, indicate that, although the railroads have a maintenance responsibility to the structure of this bridge, they have no money to pay for the repairs, and

WHEREAS, minor repairs have been made by the Highway Department, certain repairs such as complete deck removal and replacement cannot financially nor physically be handled by the Cheektowaga Highway Department, and

WHEREAS, indications are that it may be possible for the County of Erie to take over Ludwig Street and the bridge, and would be willing to reconstruct Ludwig Street and the bridge and return this road back to the Town after completion, and

WHEREAS, the County of Erie has indicated its willingness to agree to the transfer of said Ludwig Street and the bridge provided that the Town of Cheektowaga accept the transfer of the following roads from the County of Erie:

1. Delavan - C.R. 193 - 0.34 mi. from Town Line to Pine Ridge
2. Maryvale - C.R. 194 - 1.26 mi. from Harlem to Cayuga
3. Sugar - C.R. 311 - 0.48 mi. from Town Line to Pine Ridge

and

WHEREAS, it is indicated by the County of Erie that after completion of the repairs of the Ludwig Street bridge said road will be returned to the Town of Cheektowaga and the aforementioned roads which will be transferred to the Town of Cheektowaga shall remain as Town roads, therefore, BE IT

RESOLVED, that the Town of Cheektowaga hereby agrees to transfer Ludwig Street to the County of Erie for the reconstruction of the bridge and Ludwig Street from William Street to Broadway, and BE IT FURTHER

RESOLVED, that upon completion of the reconstruction of the bridge and of Ludwig Street the County shall arrange for the transfer back to the Town of Cheektowaga of the said Ludwig Street, and BE IT FURTHER

Item No. 18 Cont'd

RESOLVED, that after completion of said reconstruction the Town of Cheektowaga shall accept transfer to it of the following roads from the County of Erie:

1. Delavan - C.R. 193 - 0.34 mi. from Town Line to Pine Ridge
2. Maryvale - C.R. 194 - 1.26 mi. from Harlem to Cayuga
3. Sugar - C.R. 311 - 0.48 mi. from Town Line to Pine Ridge

and, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized to execute any and all agreements and documents necessary to finalize such transfers and, BE IT FURTHER

RESOLVED, that a certified copy of this resolution be forwarded to the Clerk of the Erie County Legislature and a certified copy to each Erie County Legislator.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: Councilman Wasielewski

*Item No. 19 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, a vacancy exists in the position of Working Foreman in the Sanitation Department, NOW, THEREFORE, BE IT

RESOLVED that Richard J. Koszuta, residing at Cheektowaga, New York, be and hereby is appointed Working Foreman in the Sanitation Department, at an annual salary of \$17,125.00, for a period of six months, beginning March 2, 1976, thru August 2, 1976.

Upon Roll Call....

AYES: Supervisor Meyers, Councilman Johnson
NAYES: Councilmen Swiatek, Dux, Kaczmarek and Burst
ABSENT: Councilman Wasielewski

*Resolution Denied!

Item No. 20 Motion by Supervisor Meyers, seconded by Councilman Johnson

BE IT RESOLVED that Joan Meyers residing at Cheektowaga, New York, be and hereby is appointed as a temporary employee in the Supervisor's Office at a salary of \$1.00 per year.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 21 Appointment to a vacant Position in the Cheektowaga Traffic Safety Commission.

Item Withdrawn.

Item No. 22 Motion by Councilman Swiatek, seconded by Supervisor Meyers

WHEREAS, Mr. Henry Ciesel of Cheektowaga, New York 14227, has been hired under the Comprehensive Employment and Training Act of 1973, Title VI, on December 16, 1974, as a "UTILITY MAN" in the Sloan Union Free School System, and,

Item No. 22 Cont'd

WHEREAS, this employee is no longer in charge of a crew, NOW, THEREFORE, BE IT

RESOLVED that Mr. Ciesel's title be changed from "UTILITY MAN" to "LABORER" at a salary of \$4.65 per hour retroactive to December 23, 1975.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 23 Motion by Councilman Kaczmarek, seconded by Councilman Burst

RESOLVED, that the following vouchers and warrants, submitted to the Town of Cheektowaga for the period ending March 1, 1976, be and hereby are approved and that Supervisor pay said warrants:

<u>FUND</u>	<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
General	5079	5162	\$ 42,841.84
Special Districts	1268	1309	2,798,895.28
Highway	1170	1204	2,465,341.82
Part Town	274	--	2,399.76
Construction & Improvement	--	--	-----
Federal Revenue Sharing	128	130	71,295.62
Trust and Agency	125	--	<u>27,843.14</u>
			<u>\$5,408,617.46</u>

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: Councilman Wasielewski

IV. FROM THE TABLE

Item No. 24 Appointment to the Position of Working Foreman in the Sanitation Department.

Motion by Councilman Swiatek, seconded by Councilman Kaczmarek

WHEREAS, a vacancy exists in the position of Working Foreman in the Sanitation Department, NOW, THEREFORE, BE IT

RESOLVED, that Ronald C. Zoeller residing at Cheektowaga, New York be and hereby is appointed Working Foreman in the Sanitation Department at an annual salary of \$17,125.00, effective immediately.

FURTHER, BE IT RESOLVED that Mr. Zoeller submit a preliminary report to the Cheektowaga Town Board by June 7th, 1976, giving the Board an analysis of the following areas of responsibility:

1. Truck routing
2. Preventative maintenance program for the trucks

Item No. 24 Cont'd

- 3. Vehicle down time
- 4. An analysis of crew size
- 5. Analysis of Town container service

Upon Roll Call....

AYES: Councilmen Swiatek, Dux, Kaczmarek and Burst
 NAYES: Supervisor Meyers, Councilman Johnson
 ABSENT: Councilman Wasielewski

V. SUSPENSION OF RULES

Motion by Supervisor Meyers, seconded by Councilman Johnson to Waive the Rules.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and Burst
 NAYES: 0
 ABSENT: Councilman Wasielewski

Item No. 25 Youth Board - Rehiring of four (4) Employees at the Minimum Wage Rate.

Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, the following people are employed by the Town of Cheektowaga, and

WHEREAS, we have been informed by the United States Department of Labor that they are entitled to minimum wage, NOW, THEREFORE, BE IT

RESOLVED that the following named people be rehired at the rate of \$2.20 per hour retroactive to January 1, 1976:

- Barbara Staebell
14225
- David Studor
14215
- David Zakowicz
14215
- Donald Franz
14225

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and Burst
 NAYES: 0
 ABSENT: Councilman Wasielewski

Item No. 26 Town Board petitioning Benderson Development Company, Inc. to resolve all complaints re: Operation of "flea market" at 2510 Walden Avenue.

Motion by Councilman Johnson, seconded by Supervisor Meyers

Item No. 26 Cont'd

WHEREAS, Benderson Development Company Incorporated owns and leases property at 2510 Walden Avenue, the site of the former GEX Store, and

WHEREAS, Benderson Development Company Incorporated has given assurances that properties owned by said corporation immediately to the east of the former GEX lot will be drained according to the recommendations of the Town Engineer, and

WHEREAS, Benderson Development Company Incorporated has also agreed to remove and prevent the accumulation of unsightly debris where such exists on those properties, and

WHEREAS, a so called "flea market" type operation presently leases the former GEX Store from Benderson Development Company Incorporated, and

WHEREAS, the residents abutting the flea market lot to the north and west have registered complaints with the Town Board regarding:

1. Use of loud speakers or other devices that project noise beyond the building,
2. Commercial activity beyond the confines of the building,
3. Noxious fumes and noise emanating from patrons vehicles using that portion of the lot to the rear of the building, formerly reserved for service vehicles,
4. Picnicking or consumption of food and beverages on the exterior premises,
5. Over night camping on said premises,
6. Lack of sufficient anchored, enclosed receptacles to receive refuse from patrons,
7. Parking of vehicles in direct proximity to fences and the lack of retaining blocks to protect fences, fence supports, power line poles and struts,
8. Deterioration of fencing along the west periphery of the lot,
9. Lack of solid screening along the north and north west periphery at the rear of the former GEX building,

NOW, THEREFORE, BE IT RESOLVED that the Cheektowaga Town Board hereby petitions Benderson Development Company Incorporated to immediately resolve all of the above complaints, comply with the drainage recommendations of the Town Engineer and maintain all such properties so as not to constitute a nuisance to abutting residents on Zoerb Avenue and Nassau Lane in the Town of Cheektowaga, and, BE IT FURTHER

RESOLVED, that the Town Engineer, the Town Health Officer, the Town Building Inspector and Chief of Police are directed to regularly survey and investigate the subject premises inclusive of the flea market operation, determine any violations of existing ordinances, codes or statutes, and take all necessary steps to enforce same.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: Councilman Wasielewski

Item No. 27 Authorization for Supervisor to enter into a thirty (30) day Emergency Agreement with Land Reclamation, Inc.

Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, the Town Board has previously adopted a resolution on the

Item No. 27 Cont'd

2nd day of February, 1976 authorizing the Supervisor to enter into an agreement for refuse disposal with Land Reclamation, Inc. for a period not to exceed thirty (30) days, said agreement being necessary because of an emergency situation in that the City of Buffalo has prevented the use of E. Lovejoy Street in the City by Town sanitation trucks in their course of delivery of refuse to the Community Disposal Service, Inc., and

WHEREAS, said emergency situation still exists, now, therefore, BE IT

RESOLVED that since the Town of Cheektowaga is presently unable to make delivery of its refuse to the transfer station site of Community Disposal Service, Inc. because of the aforementioned circumstances, the Supervisor be and hereby is authorized to cause said refuse to be delivered to Land Reclamation, Inc. refuse site at Indian Road and Broadway Streets in the Town of Cheektowaga, at a rate of \$1.55 per cubic yard and the Supervisor is hereby authorized to enter into an agreement for such refuse disposal with Land Reclamation, Inc. at the aforementioned price and for a period not to exceed thirty (30) days.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 28 Engineering Department - Award of Bid for two (2) pick-up Trucks.

Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, Notice to Bidders was duly published for the receipt of bids for the furnishing of two (2) pick-up trucks, one for the Sewer Maintenance Department and one for the Sign Department (Police Dept.), which bids were duly received and opened at a regular Town Board meeting held on February 23, 1976, 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, that the contract for the furnishing of two (2) pick-up trucks be awarded to Keller Chevrolet, Inc., 3600 Genesee Street, Cheektowaga, New York 14225, for their Bids in the amount of \$3,104.00 and \$3,400.00 for a total of \$6,504.00, said bid being the lowest bid meeting the specifications.

***SEE NEXT PAGE FOR REPORT



Town of Cheektowaga

TOWN HALL - BROADWAY AND UNION ROAD - CHEEKTOWAGA, NEW YORK 14227

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-683-2200

February 24, 1976

TO THE SUPERVISOR AND THE
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

Re: Bid Award
Pick-Up Truck

Gentlemen:

On February 23, 1976 bids were received and opened for the furnishing of two (2) pick-up trucks for the Sewer Maintenance and Sign Departments. It includes the trade-in of two (2) 1970 pick-up trucks. Three bidders submitted bids as follows:

BIDDER	NET BID SEWER DEPT.	NET BID SIGN TRUCK	DELIVERY (DAYS)
Keller Chevrolet, Inc.	\$ 3,104.00	\$ 3,400.00	60-90
Mid City Dodge	3,298.00	3,693.00	30-60
Maier Schule GMC, Inc.	3,430.00	3,750.00	30-60

These bids were reviewed with Mr. George Burst. This bid award would be in the amount of \$3,104.00 and \$3,400.00 for a total of \$6,504.00 and should be awarded to Keller Chevrolet, Inc., 3600 Genesee St., Cheektowaga, New York 14225.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan
Chester L. Bryan, P.E.
Town Engineer

CLB:tw

Item No. 28 Cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 29 Engineering Department - Award of Bid for one (1) Step Van.

Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the furnishing of one (1) 1976 van, which bids were duly received and opened at a regular Town Board meeting held on February 23, 1976, 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, that the contract for the furnishing of one (1) 1976 Step Van be awarded to Keller Chevrolet Inc., 3600 Genesee Street, Cheektowaga, New York 14225, for their bid in the amount of \$5,358.00, said bid being the lowest bid meeting specifications.

***SEE NEXT PAGE FOR REPORT



Town of Cheektowaga

TOWN HALL - BROADWAY AND UNION ROAD - CHEEKTOWAGA, NEW YORK 14227

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-683-2200

February 24, 1976

TO THE SUPERVISOR AND THE
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

Re: One Step Van
Bid Award

Gentlemen:

To replace the present 1970 Chevrolet Step Van in use by the Sewer Maintenance Department bids were received and opened at the regular Town Board meeting of February 23, 1976. Two (2) bids were received. These bids, including trade-in, are as follows:

BIDDER	NET BID PRICE
Keller Chevrolet, Inc.	\$ 5,358.00
Maier-Schule GMC, Inc.	\$ 5,640.00

It is recommended that the bid be awarded to Keller Chevrolet, Inc., 3600 Genesee Street, Cheektowaga, New York 14225, for their submission of the lowest bid meeting the requirements of the specifications.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan
Chester L. Bryan, P.E.
Town Engineer

CLB:tw

Item No. 29 Cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek and
Burst
NAYES: 0
ABSENT: Councilman Wasielewski

Item No. 30 Motion by Supervisor Meyers, seconded by Councilman Swiatek
to adjourn the meeting.

RICHARD M. MOLESKI
TOWN CLERK

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 15th day of March, 1976 at 7:00 o'clock P.M., Eastern Standard Time, there were:

PRESENT: Supervisor Kenneth J. Meyers
Councilman Frank E. Swiatek
Councilman Raymond J. Wasielewski
Councilman Thomas M. Johnson, Jr.
Councilman Frank J. Dux
Councilman George Kaczmarek
Councilman James R. Burst

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; John V. Rogowski, Town Attorney; Ronald Marten, Building and Plumbing Inspector; Benedict Kostrzewski, Chief of Police; Ronald Zoeller, Working Foreman in Sanitation Department; Salvatore LaGreca, Assistant Manpower Program Director I; John Dudek, Deputy Receiver of Taxes; Ray Matot, Superintendent of Buildings and Grounds; Julia Reinstein, Town Historian; Dr. Louis Vendetti, Health Officer.

I. BIDS

Item No. 2 Highway Department - Sweeper brooms and push brooms
Referred to Alfred Wnek, Highway Superintendent

Item No. 3 Highway Department - new trees for spring planting
Referred to Alfred Wnek, Highway Superintendent

Item No. 4 Recreation Department - General Construction Work, Mechanical Work and Electrical Work for new wading pool at Cheektowaga Town Park
Referred to James Matecki, Parks Foreman

II. PUBLIC HEARINGS

Item No. 5 Traffic Ordinance - Article VII - Turning Movements

This being the time and place advertised for a public hearing on the Amendment to the Traffic Ordinance #41, Article VII, Turning Movements of the Town of Cheektowaga, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

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

III. GENERAL COMMUNICATIONS

Item No. 6 Erie County Highway Department - Certificate and Notice of Closing Highway - Borden Road.
Referred to the Chief of the South Line Fire Department.

* See next page for affidavits

PROOF OF PUBLICATION

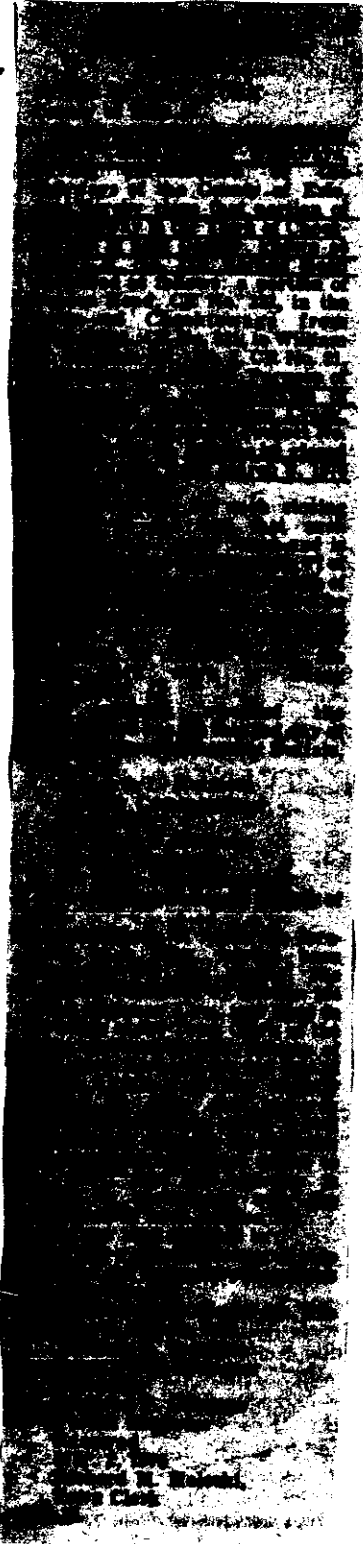
Bee Publications Inc.

Publishers Of:

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

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

STATE OF NEW YORK }
COUNTY OF ERIE }



Eleanor Measer

being duly sworn, deposes and says that she is the

Office Manager

Depew Herald

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 18th day of March

19 76, and the last insertion being on the

day of SAME, 19.....

Subscribed and sworn to before me this 18th day

of March, 1976

Myrna Rosen

Notary Public in and for Erie County

Myrna Rosen

Notary Public in and for Erie County
My Commission Expires March 30, 1976

Eleanor Measer

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

Charles M. Sebete, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*Clark*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks:
first publication.....*March 18, 1976*..... ;
last publication..... ;
and that no more than six days intervened be-
tween publications.

Charles M. Sebete

Sworn to before me this*19th*.....
day of*March, 1976*.....
.....*Naidine C. Williams*.....

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*77*

Item No. 7 Town of Lancaster and Village of Depew - letters and resolutions regarding Erie County Sewer District #4.
Referred to Kenneth J. Meyers, Supervisor

Item No. 8 William Street Citizens & Taxpayer's Assn. - letter regarding Federal Community Development Funds
Received and Filed.

Item No. 9 SUMMONS & COMPLAINT - Chiara Castricone, Paul Castricone, vs Town of Cheektowaga.
Referred to John V. Rogowski, Town Attorney; Chester Bryan, Town Engineer.

IV. DEPARTMENTAL COMMUNICATIONS

Item No. 10 Building Permits
Received and Filed.

Item No. 11 Letter from Carl Trafalski regarding Accumulated Sick Time, Longevity Pay and Vacation Time.
Referred to John V. Rogowski, Town Attorney for opinion.

Item No. 12 Cheektowaga Public Library - First Annual Report
Received and Filed.

Item No. 13 Health report for February 1976.
Received and Filed.

V. RESOLUTIONS

Item No. 14 Motion by Councilman Wasielewski, seconded by Councilman Kaczmarek

WHEREAS, Joseph Cutrona, Jr. has made application and requested a Special Permit for the property located at 6404 Transit Road for use as Used Car Sales, and for a Rezoning of 6404 Transit Road from C-Retail Business District to CM-General Commercial, said applicant being the owner of the property aforementioned, NOW, THEREFORE, BE IT

RESOLVED that a Public Hearing be held regarding said request under the provisions of the Zoning Ordinance on April 19th, 1976 at 6:30 P.M., Eastern Standard Time at the Cheektowaga Town Hall, corner of Broadway and Union Road.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek & Burst

NAYES: 0

ABSENT: 0

AFFIDAVITS-NEXT PAGE

PROOF OF PUBLICATION

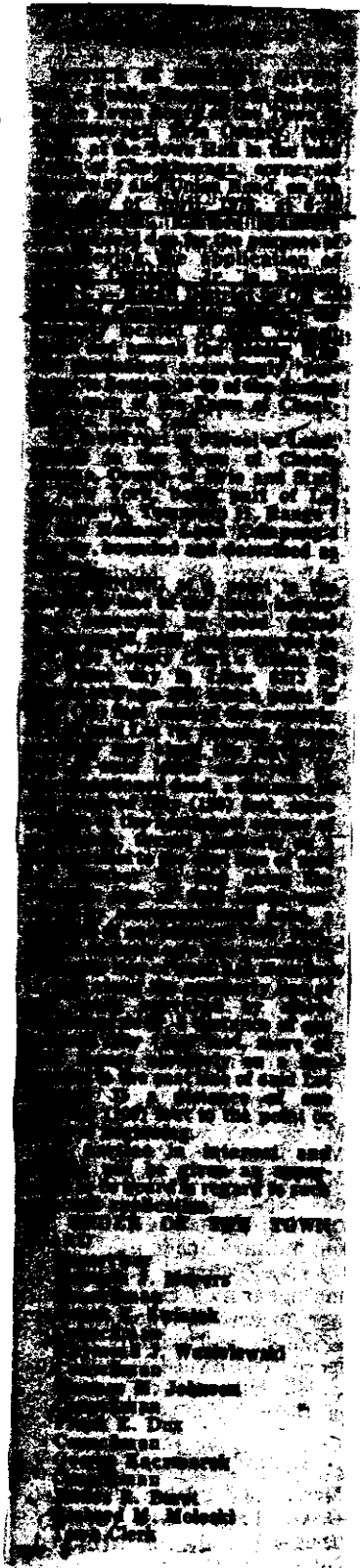
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★ Depew Herald Journal and Cheektowaga News

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

STATE OF NEW YORK
COUNTY OF ERIE



Eleanor Measer
being duly sworn, deposes and says that she is the
Office Manager 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 8th day of April,
1976, and the last insertion being on the
day of SAME, 19.

Subscribed and sworn to before me this 8th day

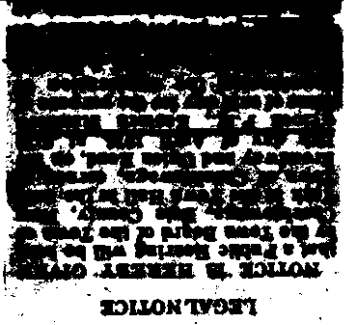
of April, 1976

Myrna Rosen

Notary Public in and for Erie County
Myrna Rosen

MYRNA ROSEN
Notary Public in and for Erie County
My Commission Expires March 30, 1978

Eleanor Measer



LEGAL NOTICE

STATE OF NEW YORK
COUNTY OF ERIE

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

Amherst Bee * Clarence-Bee * Lancaster Enterprise Journal
* Depew Herald Journal and Cheektowaga News

Bee Publications Inc.

Publishers Of:

Eleanor Measer
being duly sworn, deposes and says that she is the
Office Manager
Depew Herald
public newspaper published at Depew
New York, that the
notice of which the annexed printed slip taken from

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

Gladys M. Suckale of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
Clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks:
first publication *April 8, 1976* ;
last publication ;
and that no more than six days intervened be-
tween publications.

Gladys M. Suckale

Sworn to before me this *12th*

day of *April*, 19 *76*

Naidine C. Williams

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *77*

weekly in said town. that the notice of which
 town, a public newspaper published
 of the Check-
 daily sworn, deposes and says that he (she) is
 of Cheektowaga, in said County of Erie, being
 of the town

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

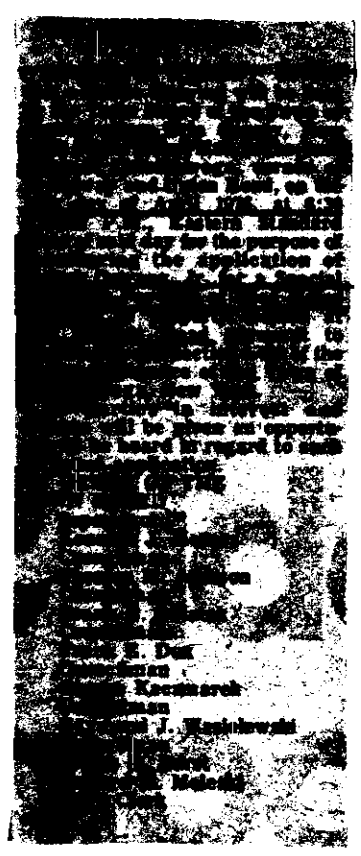
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5564 MAIN STREET,
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 PHONE: 632-4700

STATE OF NEW YORK }
 COUNTY OF ERIE ss.



.....Eleanor Measer.....
 being duly sworn, deposes and says that he is the
Office Manager..... of the
Depew Herald....., a
 public newspaper published atDepew.....
, 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 for1..... weeks, the first
 insertion being on the8th..... day ofApril.....,
 19.....76, and the last insertion being on the
 day ofsame....., 19......

Subscribed and sworn to before me this8th..... day

Eleanor Measer

ofApril..... 19.....76

Myrna Rosen

Notary Public in and for Erie County
 Myrna Rosen

Notary Public in and for Erie County
 Myrna Rosen
 My Commission Expires March 30, 1978

NOTICE OF PUBLIC SALE

State of New York, Erie County, New York at the Court House in the said Town of Cheektowatch, County of Cheektowatch and Town of Cheektowatch, on the 20th day of April 1964, at 8:30 o'clock P.M., Eastern Standard Time, of said day for the purpose of considering the application of **James C. Quinn, Jr.** for a Special License to Sell of Used Motor Vehicles on property located at 6404 Cheektowatch Road pursuant to Sections 6-02 and Section 6-03 of the zoning ordinance of the Town of Cheektowatch.

BY ORDER OF THE TOWN BOARD

- Supervisor **Kenneth J. Meyer**
- Chairman:
- William M. Johnson**
- William E. Scobie**
- Frank E. Durr**
- George Kaczmarek**
- Wynne J. Waskiewicz**
- James R. Burst**

RICHARD M. MOLESKI
Town Clerk

Item No. 15 Motion by Councilman Wasielewski, seconded by Councilman Swiatek

WHEREAS, the Automatic Voting Machine Division of AVM Corporation is holding a school on March 25 and 26, 1976 in Jamestown, New York regarding Voting Machines, NOW, THEREFORE, BE IT

RESOLVED that Richard M. Moleski, Town Clerk and Chester Kasprzak, Robert Skibniewski and Adolph Rakowski of the Utility Department, be authorized to attend said school, and, BE IT FURTHER

RESOLVED that all necessary expenses be paid by the Town.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaszmarek and Burst
NAYES: 0
ABSENT: 0

Item No. 16 Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, it is in order that bids be advertised to cover the purchase of Fertilizer, Lime, Weed Killer, and Grass Seed for the year of 1976 for the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of Fertilizer, Lime, Weed Killer, and Grass Seed for the Town of Cheektowaga for the year of 1976, notice to be published in the CHEEKTOWAGA TIMES, and the DEPEW HERALD (Cheektowaga News), AND, BE IT FURTHER

RESOLVED that the Town Board meet on the 5th day of April, 1976 at 7:00 o'clock 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 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 5, 1976 at 7:00 P.M., Local Time at the Town Hall, corner of Broadway and Union Road, for the furnishing of Fertilizer, Lime, Weed Killer, and Grass Seed for the year of 1976.

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.

RICHARD M. MOLESKI
TOWN CLERK

DATED: March 15, 1976

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaszmarek and Burst
NAYES: 0
ABSENT: 0

AFFIDAVITS-NEXT PAGE

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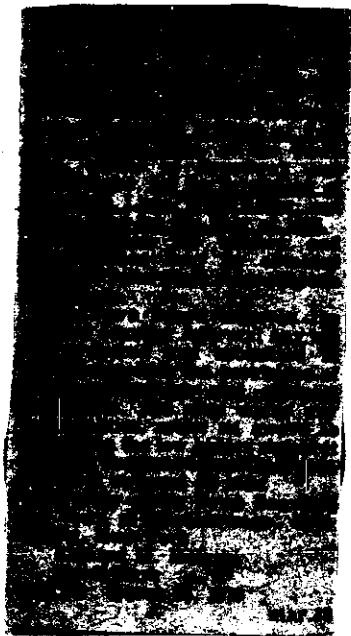
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5564 MAIN STREET,
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PHONE: 632-4700

STATE OF NEW YORK
COUNTY OF ERIE



Eleanor Measer
being duly sworn, deposes and says that she is the
Office Manager of the
Depew Herald
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 18th day of March
1976, and the last insertion being on the
day of same, 19.

Subscribed and sworn to before me this 18th day

of March, 1976

Myrna Rosen

Notary Public in and for Erie County
Myrna Rosen

Eleanor Measer

Notary Public in and for New York
County of Erie
My Comm. Expires March 30, 1976

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

Glady M. Seibert, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clark* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks:
first publication..... *March 18, 1976* ;
last publication..... ;
and that no more than six days intervened be-
tween publications.

Glady M. Seibert.....

Sworn to before me this *19th*

day of *March*, 19.. *76*

..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19.. *77*

1930

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF CHANDLER, KANE COUNTY, ARIZONA, PASSED AT A REGULAR MEETING HELD AT THE TOWN OFFICE, CHANDLER, ARIZONA, ON MARCH 12, 1930.

WHEREAS, the Town Board of the Town of Chandler, Arizona, has received proposals for the construction of a sewer system for the town, and

WHEREAS, the Town Board has determined that it is in the best interests of the town to accept the proposal of the lowest bidder, and

WHEREAS, the Town Board has determined that it is in the best interests of the town to reject any and all other bids,

THE TOWN BOARD OF THE TOWN OF CHANDLER, ARIZONA, DO HEREBY RESOLVE:

THAT the proposal of the lowest bidder be accepted, and that the contract be awarded to the lowest bidder, and

THAT the Town Board be and it be authorized to execute and sign all necessary documents and contracts in connection with the above.

ATTEST:

EDWARD M. MCLESKI
Treasurer

March 12, 1930

Item No. 17 Motion by Supervisor Meyers, seconded by Councilman Wasielewski

WHEREAS, it is in order that bids be advertised to cover the purchase of corrugated metal pipe requirements for the Town for the 1976 fiscal year, 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 1976, notice to be published in the CHEEKTOWAGA TIMES and the CHEEKTOWAGA NEWS (Depew Herald), and BE IT FURTHER

RESOLVED that the Town Board meet on the 5th day of April, 1976 at 7:00 P.M., Local 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.

* * * * *

N O T I C E T O B I D D E R S

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on April 5, 1976 at 7:00 P.M., Local Time at the Town Hall, corner of Broadway and Union Road for the furnishing of corrugated metal pipe for the year of 1976.

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.

RICHARD M. MOLESKI
Town Clerk

DATED: March 15, 1976

* * * * *

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek & Burst
NAYES: 0
ABSENT: 0

AFFIDAVITS-NEXT PAGE

PROOF OF PUBLICATION

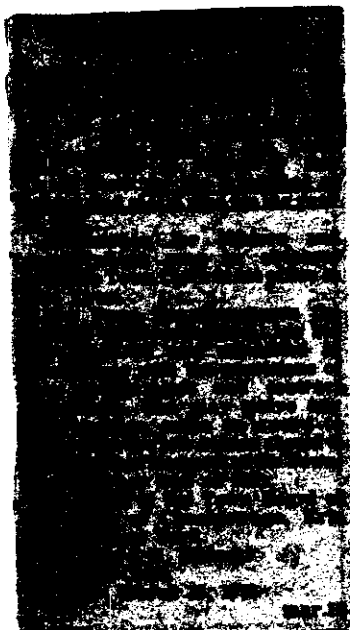
Bee Publications Inc.

Publishers Of:

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

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

STATE OF NEW YORK }
COUNTY OF ERIE }



Eleanor Measer
being duly sworn, deposes and says that she is the
Office Manager 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 18th day of March
1976, and the last insertion being on the
day of same, 1976.

Subscribed and sworn to before me this 18th day

Eleanor Measer

of March, 1976

Myrna Rosen

Notary Public in and for Erie County
Myrna Rosen

MYRNA ROSEN
Notary Public in and for Erie County, New York
My Commission Expires March 30, 1976

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

Shady M. Smith, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Shady* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks:
first publication..... *March 18, 1976* ;
last publication..... ;
and that no more than six days intervened be-
tween publications.

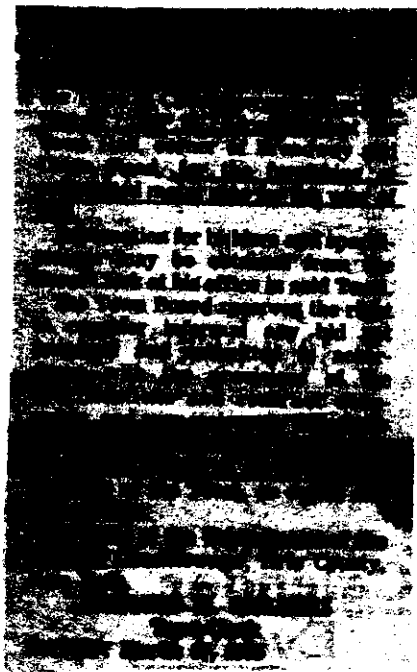
Shady M. Smith

Sworn to before me this *19th*
day of *March*, 19.. *76*
Naidine C. Williams

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19.. *27*

1944



Item No. 18 Motion by Supervisor Meyers, seconded by Councilman Wasielewski

WHEREAS, it is in order that bids be advertised to cover the purchase of Swimming Pool Chemicals for the year of 1976 for the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of Swimming Pool Chemicals for the Town of Cheektowaga for the year of 1976, notice to be published in the CHEEKTOWAGA TIMES and the CHEEKTOWAGA NEWS (Depew Herald), and BE IT FURTHER

RESOLVED that the Town Board meet on the 5th day of April, 1976 at 7:00 P.M., Local 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.

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on April 5, 1976 at 7:00 p.m., Local Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of Swimming Pool Chemicals for the year of 1976.

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

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and 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, EREE COUNTY, NEW YORK.

RICHARD M. MOLESKI
Town Clerk

DATED: March 15, 1976

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek & Burst
NAYES: 0
ABSENT: 0

AFFIDAVITS-NEXT PAGE

PROOF OF PUBLICATION

Bee Publications Inc.

Publishers Of:

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

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

STATE OF NEW YORK
COUNTY OF ERIE

ss.

Eleanor Measer

being duly sworn, deposes and says that she is the
Office Manager 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 18th day of March
1976, and the last insertion being on the
day of same, 19.



Subscribed and sworn to before me this 18th day

of March 1976

Myrna Rosen

Notary Public in and for Erie County

Myrna Rosen

Notary Public in and for Erie County
Qualified in Erie County
My Commission Expires March 30, 1976

Eleanor Measer

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

Gladys M. Sestito of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Gladys* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks:
first publication..... *March 18, 1976* ;
last publication..... ;
and that no more than six days intervened be-
tween publications.

Gladys M. Sestito
Sworn to before me this *19th*
day of *March*, 19.. *76*
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *77*

Resolution No. 12

RESOLUTION NO. 12
The Board of Trustees of the
Town of Cheektowake, Erie County,
Ohio, do hereby certify that
the following is a true and correct
copy of the resolution of the
Board of Trustees of the Town of
Cheektowake, Erie County, Ohio,
passed at its regular meeting held
on the 15th day of May, 1954.
That the Board of Trustees of the
Town of Cheektowake, Erie County,
Ohio, do hereby certify that the
following is a true and correct
copy of the resolution of the
Board of Trustees of the Town of
Cheektowake, Erie County, Ohio,
passed at its regular meeting held
on the 15th day of May, 1954.
That the Board of Trustees of the
Town of Cheektowake, Erie County,
Ohio, do hereby certify that the
following is a true and correct
copy of the resolution of the
Board of Trustees of the Town of
Cheektowake, Erie County, Ohio,
passed at its regular meeting held
on the 15th day of May, 1954.
That the Board of Trustees of the
Town of Cheektowake, Erie County,
Ohio, do hereby certify that the
following is a true and correct
copy of the resolution of the
Board of Trustees of the Town of
Cheektowake, Erie County, Ohio,
passed at its regular meeting held
on the 15th day of May, 1954.
That the Board of Trustees of the
Town of Cheektowake, Erie County,
Ohio, do hereby certify that the
following is a true and correct
copy of the resolution of the
Board of Trustees of the Town of
Cheektowake, Erie County, Ohio,
passed at its regular meeting held
on the 15th day of May, 1954.

Item No. 19 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, it is in order that bids be advertised to cover fencing construction needs for the year of 1976, NOW, THEREFORE, BE IT

RESOLVED That the Town Clerk be directed to publish a Notice to Bidders for the furnishing of fencing for the year of 1976, notice to be published in the CHEEKTOWAGA TIMES, and the DEPEW HERALD (Cheektowaga News), and BE IT FURTHER

RESOLVED that the Town Board meet on the 5th day of April, 1976 at 7:00 P.M., Local 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.

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on April 5, 1976 at 7:00 P.M., Local Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of fencing for the year of 1976.

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

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

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

RICHARD M. MOLESKI
Town Clerk

DATED: March 15, 1976

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek & Burst
NAYES: 0
ABSENT: 0

AFFIDAVITS-NEXT PAGE

PROOF OF PUBLICATION

Bee Publications Inc.

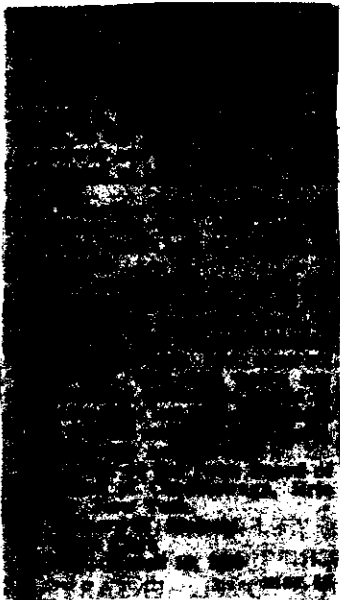
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★ Depew Herald Journal and Cheektowaga News

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

STATE OF NEW YORK
COUNTY OF ERIE

ss.



Eleanor Measer
being duly sworn, deposes and says that she is the
Office Manager 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 18th day of March,
1976, and the last insertion being on the
day of same, 19.

Subscribed and sworn to before me this 18th day

of March, 1976

Myrna Rosen

Notary Public in and for Erie County

Myrna Rosen

MYRNA ROSEN

Notary Public in and for New York

County of Erie

My Commission Expires March 30, 1976

Eleanor Measer

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

Gladys M. Sestito, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *clerk*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks:
first publication..... *March 17, 1976*..... ;
last publication..... ;
and that no more than six days intervened be-
tween publications.

Gladys M. Sestito

Sworn to before me this *19th*.....

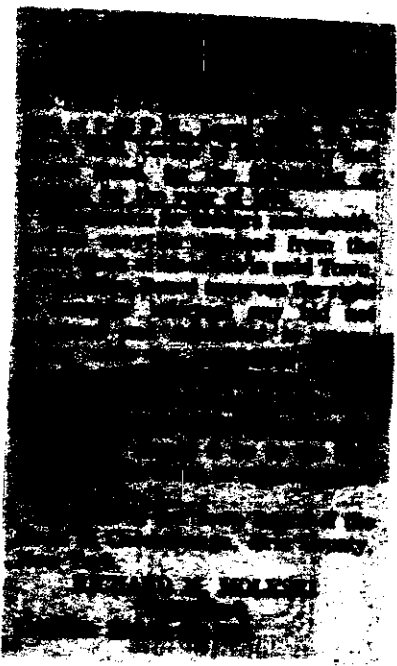
day of *March*....., 19 *76*.....

..... *Naidine C. Williams*.....

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *77*

Faint, illegible text on the left side of the page, possibly bleed-through from the reverse side.



A vertical line of text or a scan artifact on the right side of the page, appearing as a series of small, dark marks.

Item No. 20 Motion by Supervisor Meyers, seconded by Councilman Wasielewski

WHEREAS, it is in order that bids be advertised to cover the purchase of Sand-Clay Loam and Topsoil for the year of 1976, for the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of Sand-Clay Loam and Topsoil for the Town of Cheektowaga, for the year of 1976, notice to be published in the CHEEKTOWAGA TIMES, and the DEPEW HERALD (Cheektowaga News), and BE IT FURTHER

RESOLVED that the Town Board meet on the 5th day of April, 1976 at 7:00 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 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 5, 1976 at 7:00 P.M., Local Time at the Town Hall, corner of Broadway and Union Road, for the furnishing of Sand-Clay-Loam and Topsoil for the year of 1976.

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

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

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

RICHARD M. MOLESKI
Town Clerk

DATED: March 15, 1976

* * * * *

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek & Burst
NAYES: 0
ABSENT: 0

AFFIDAVITS-NEXT PAGE

PROOF OF PUBLICATION

Bee Publications Inc.

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★ Depew Herald Journal and Cheektowaga News

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

STATE OF NEW YORK
COUNTY OF ERIE



Eleanor Measer

being duly sworn, deposes and says that she is the
Office Manager 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 18th day of March,
1976, and the last insertion being on the
day of same, 19.

Subscribed and sworn to before me this 18th day

of March 1976

Myrna Rosen

Notary Public in and for Erie County

Myrna Rosen

Eleanor Measer

Notary Public in and for Erie County, New York
My Commission Expires March 30, 1976

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

Gladys M. Schute, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks;
first publication..... *March 18, 1976* ;
last publication..... ;
and that no more than six days intervened be-
tween publications.

Gladys M. Schute

Sworn to before me this *19th*

day of *March*, 19..... *76*

..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*77*

1000 1000
1000 1000
1000 1000

RESOLUTION
The Town Board of the Town of
Cheshbrough, New York, do hereby
authorize the Town Engineer to
execute the following resolution for
bidder's and specifications may be
obtained from the Town Clerk at
his office in said Town.

The Town Board reserves the right
to consider informal bids not
received and returned in accordance
with the provisions of the
Town Board and contract documents
and may waive any informality
in any bid received other than the
one above should it be in the best
interest of the Town, or reject any and
all bids.

In order of the Town Board of the
Town of Cheshbrough, New York,
this 10th day of
November, 1900.

1000 1000

Item No. 21 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga's projected uncommitted Revenue Sharing Fund balance is in excess of \$673,000.00, and

WHEREAS, the Town Engineer has submitted a list of drainage projects with preliminary cost estimates, which he deems capable of immediate attention, and

WHEREAS, the Cheektowaga Town Board is committed to utilizing all available resources to ameliorate flooding in the Town and guide future development as regards to the installation of drainage systems, and

WHEREAS, the New York State Department of Audit and Control has rendered an opinion that only certain drainage projects are eligible for funding under Federal Revenue Sharing, NOW, THEREFORE, BE IT

RESOLVED that Revenue Sharing Funds in the amount of \$550,000.00 be and hereby is reserved exclusively for drainage projects, and

BE IT FURTHER RESOLVED that each project be submitted for approval and subappropriation by the Town Engineer from time to time.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek & Burst

NAYES: 0

ABSENT: 0

Item No. 22 Motion by Councilman Swiatek, seconded by Councilman Burst

WHEREAS, the Town Board is desirous of receiving input of programs and activities at the Dartwood Community Center, and

WHEREAS, the Dartwood Community Center serves the population in the southeast corner of the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED that the Advisory Committee be established which will be known as the Dartwood Community Center Advisory Committee, and

BE IT FURTHER RESOLVED that this Committee will serve in an advisory capacity to the Cheektowaga Recreation Department and Parks Department, in regards to programs and activities conducted in the Center, and BE IT FURTHER

RESOLVED that said Committee be made up of:

two members of the South Line Fire Company,
two members of the South Line Homeowner's Association,
two members of the South Line Athletic Association,
two Youth members, and
two ex officio members, and

BE IT FURTHER

RESOLVED that the following individuals be named to the Advisory Committee:

Mr. Dennis Kerl,
Mr. Chuck Geary,
Mr. Kenneth Richardville,
Mr. Ralph Collins,
Mr. James Clark,
Mr. Robert W. Buchnowski,
Mr. Eric Nickerson,
Miss Joette Reimondo,

ex officio members:

Mr. Edward Leak, Cheektowaga Recreation Department
Mr. James Matecki, Cheektowaga Parks Department,

and

3/15/76

Item No. 22 cont'd

BE IT FURTHER RESOLVED that the Dartwood Community Advisory Committee meet at least once every two months.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek & Burst
NAYES: 0
ABSENT: 0

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

WHEREAS, through prior Town Board resolution on November 17, 1976, the Town Board approved certificates establishing dates for starting warranties and guarantees and indicated acceptance of the "Dartwood Community Center" structure for use intended to the firm of Anco Electric Company, Inc., electrical work, and

WHEREAS, the architectural firm of Scaffide & Moore, has recommended a resolution to the effect that based on the architect's recommendation the Town of Cheektowaga accept the work of Anco Electric Company, Inc., has being complete within the intent of the contract being presented, NOW, THEREFORE, BE IT

RESOLVED that the Town Board accepts the work of Anco Electric Company, Inc. as being complete within the intent of the contract documents, and copies of said resolution be forwarded to Scaffide & Moore, Architects, 4535 Bailey Avenue, Buffalo, New York 14226.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek & Burst
NAYES: 0
ABSENT: 0

Item No. 24 Motion by Councilman Swiatek, seconded by Supervisor Meyers

WHEREAS, through prior resolution dated November 17, 1976, the Town Board approved all pertinent forms of substantial completion for work performed by Anco Electric Company, Inc., electric work at the Dartwood Community Center, and

WHEREAS, through prior resolution dated November 17, 1976, the Town Board upon recommendation by the Architectural firm of Scaffide & Moore reduced the retention funds being with held on Anco Electric Company, Inc. to 5% of the total contract amount, and

WHEREAS, the Architectural firm of Scaffide & Moore has indicated that Anco Electric Company, Inc., has completed the electrical work within the intent of the contract, and

WHEREAS, Anco Electric Company, Inc., has submitted per contract requirements the Contractor's Affidavit of payment of Debts and Claims, Contractor's Affidavit of Release of Leins and Content of Surety to final payment, NOW THEREFORE, BE IT

RESOLVED that the Town Board approve application No. 7 for final payment in the amount of \$1,263.00 to Anco Electric Company, Inc., 4444 Broadway, Depew, New York, 14043.

* See next pages for letter and affidavits

SCAFFIDI & MOORE ARCHITECTS

4538 BAILEY AVENUE

MEMBERS AMERICAN INSTITUTE OF ARCHITECTS

BUFFALO, NEW YORK 14226

TELEPHONE: 716 836-3131

PHILIP R. SCAFFIDI, R. A.
CHARLES J. MOORE, R. A.

ASSOCIATE
JOSEPH P. SCAFFIDI

February 24, 1976

Re: Community Building
in Dartwood Park

File No. 7422

ELECTRIC WORK

Town of Cheektowaga
Broadway & Union Road
Cheektowaga, New York 14225

Gentlemen:

Anco Electric Company, Inc. has completed the Electric Work within the intent of the Contract Documents.

Per Contract Requirements, enclosed find Contractor's Affidavit of Payment of Debts and Claims, Contractor's Affidavit of Release of Liens and Consent of Surety to Final Payment.

Also enclosed find Application No. 7 for Final Payment in the amount of \$1,263.00 and Town Voucher for this amount.

The success of this project was due to the cooperation and effort of the Contractors and Anco Electric Company, Inc. is to be complimented for their part in this building program.

Please contact this office if you have any questions concerning this matter.

Very truly yours,

SCAFFIDI & MOORE, ARCHITECTS


Charles J. Moore, A.I.A.

Enc.

cc: J. Matecki, Ass't Recreation Director
R. Miller, Town Atty.
Surety, Fidelity and Dep. Co. of Maryland
Anco Electric Co., Inc.

CJM/psc

**CONSENT OF
SURETY COMPANY
TO FINAL PAYMENT**

AIA DOCUMENT G707

OWNER
ARCHITECT
CONTRACTOR
SURETY
OTHER

PROJECT: Cheektowaga Building in
(name, address) Dartwood Park
Cheektowaga, New York

TO (Owner)

Town of Cheektowaga
Broadway & Union Roads
Cheektowaga, New York

ARCHITECT'S PROJECT NO: 7422
CONTRACT FOR: Electric

CONTRACT DATE: March 3, 1975

CONTRACTOR: Anco Electric Company, Inc.
4444 Broadway
Depew, New York 14043

In accordance with the provisions of the Contract between the Owner and the Contractor as indicated above, the
(here insert name and address of Surety Company)

FIDELITY AND DEPOSIT COMPANY OF MARYLAND
1320 Liberty Bank Building, Buffalo, New York 14202

, SURETY COMPANY,

on bond of (here insert name and address of Contractor)

Anco Electric Company, Inc.
4444 Broadway
Depew, New York 14043

, CONTRACTOR,

hereby approves of the final payment to the Contractor, and agrees that final payment to the Contractor shall not
relieve the Surety Company of any of its obligations to (here insert name and address of Owner)

Town of Cheektowaga
Broadway & Union Road
Cheektowaga, New York

, OWNER,

as set forth in the said Surety Company's bond.

IN WITNESS WHEREOF,
the Surety Company has hereunto set its hand this

17th day of February 1976

FIDELITY AND DEPOSIT COMPANY OF MARYLAND
Surety Company

BY: Michael B. LeMaster
Signature of Authorized Representative
Michael B. LeMaster
Attorney-in-Fact
Title

Attest:
(Seal):

RECEIVED JAN 16 1976

NOTE: This form is to be used as a companion document to AIA DOCUMENT G706, CONTRACTOR'S AFFIDAVIT OF PAYMENT OF DEBTS AND
CLAIMS, Current Edition

**CONTRACTOR'S
AFFIDAVIT OF
PAYMENT OF
DEBTS AND CLAIMS**

AIA Document G706

OWNER
 ARCHITECT
 CONTRACTOR
 SURETY
 OTHER R. Miller, Town Atty.

TO (Owner)

ARCHITECT'S PROJECT NO: 7422

CONTRACT FOR: Electric

Town of Cheektowaga
 Broadway and Union Road
 Cheektowaga, New York 14227

PROJECT: Community Building in Dartwood Park
 (name, address) Cheektowaga, New York

CONTRACT DATE: March 3, 1975

State of: New York

County of: Erie

The undersigned, pursuant to Article 9 of the General Conditions of the Contract for Construction, AIA Document A201, hereby certifies that, except as listed below, he has paid in full or has otherwise satisfied all obligations for all materials and equipment furnished, for all work, labor, and services performed, and for all known indebtedness and claims against the Contractor for damages arising in any manner in connection with the performance of the Contract referenced above for which the Owner or his property might in any way be held responsible.

EXCEPTIONS: (If none, write "None". If required by the Owner, the Contractor shall furnish bond satisfactory to the Owner for each exception.)

SUPPORTING DOCUMENTS ATTACHED HERETO:

1. Consent of Surety to Final Payment. Whenever Surety is involved, Consent of Surety is required. AIA DOCUMENT G707, CONSENT OF SURETY, may be used for this purpose.

Indicate attachment: (yes) (no).

The following supporting documents should be attached hereto if required by the Owner:

1. Contractor's Release or Waiver of Liens, conditional upon receipt of final payment.
2. Separate Releases or Waivers of Liens from Subcontractors and material and equipment suppliers, to the extent required by the Owner, accompanied by a list thereof.
3. Contractor's Affidavit of Release of Liens (AIA DOCUMENT G706A).

CONTRACTOR: Anco Electric Co., Inc.

Address: 235 North Bryant Street
 Depew, New York 14043

BY:

Andrew J. Leuchter, Pres

Subscribed and sworn to before me this

15TH day of *Jan* 1976

Notary Public:

Richard J. Quattrini
RICHARD J. QUATTRINI

My Commission Expires:

NOTARY PUBLIC, STATE OF NEW YORK
 QUALIFIED IN ERIE COUNTY, NY

**CONTRACTOR'S
AFFIDAVIT OF
RELEASE OF LIENS**

AIA DOCUMENT G706A

OWNER
ARCHITECT
CONTRACTOR
SURETY
OTHER R. Miller, Town Atty.

TO (Owner)

ARCHITECT'S PROJECT NO: 7422

CONTRACT FOR: Electric

Town of Cheektowaga
Broadway & Union Road
Cheektowaga, New York 14227

CONTRACT DATE: March 3, 1975

PROJECT: Community Building in Dartwood Park
(name, address) Cheektowaga, New York

State of: New York
County of: Erie

The undersigned, pursuant to Article 9 of the General Conditions of the Contract for Construction, AIA Document A201, hereby certifies that to the best of his knowledge, information and belief, except as listed below, the Releases or Waivers of Lien attached hereto include the Contractor, all Subcontractors, all suppliers of materials and equipment, and all performers of Work, labor or services who have or may have liens against any property of the Owner arising in any manner out of the performance of the Contract referenced above.

EXCEPTIONS: (If none, write "None". If required by the Owner, the Contractor shall furnish bond satisfactory to the Owner for each exception.)

SUPPORTING DOCUMENTS ATTACHED HERETO:

1. Contractor's Release or Waiver of Liens, conditional upon receipt of final payment.
2. Separate Releases or Waivers of Liens from Subcontractors and material and equipment suppliers, to the extent required by the Owner, accompanied by a list thereof.

CONTRACTOR: Anco Electric Co., Inc.

Address: 235 North Bryant Street
Depew, New York 14043

BY: *Richard J. Quattrini Pres.*

RICHARD J. QUATTRINI Subscribed and sworn to before me this
NOTARY PUBLIC, STATE OF NEW YORK 15TH day of Jan 19 74
QUALIFIED IN ERIE COUNTY, NY
COMMISSION EXPIRES MARCH 20, 1977

Notary Public:

My Commission Expires: *Richard J. Quattrini*

APPLICATION AND CERTIFICATE FOR PAYMENT

AIA DOCUMENT G702

FINAL

PAGE ONE OF _____ PAGES

PROJECT: Community Building in
(name, address) Dartwood Park
Cheektowaga, New York

ARCHITECT: Scaffidi & Moore

ARCHITECT'S PROJECT NO: 7422

TO (Owner) Town of Cheektowaga
Broadway and Union Road
Cheektowaga, New York

CONTRACTOR: Anco Electric Co., Inc.

CONTRACT FOR: Electric

APPLICATION DATE: Jan. 14, '76 APPLICATION NO: 7

PERIOD FROM: Nov. 1, '75 TO Jan. '76

ATTN:

CHANGE ORDER SUMMARY

Change Orders approved in previous months by Owner —		ADDITIONS \$	DEDUCTIONS \$
TOTAL			
Subsequent Change Orders			
Number	Approved (date)		
E-1		225.00	

TOTALS
Net change by Change Orders (+) \$ 225.00

State of: New York County of Erie

The undersigned Contractor certifies that the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by him for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that the current payment shown herein is now due.

Contractor: Anco Electric Co., Inc.

By: *[Signature]* Date: 1/14/76

Architect: Scaffidi & Moore

By:

This Certificate is not negotiable. It is payable only to the payee named herein and its issuance, payment and acceptance are without prejudice to any rights of the Owner or Contractor under their Contract.

Application is made for Payment, as shown below, in connection with the Contract. Continuation Sheet, AIA Document G702A, is attached.

The present status of the account for this Contract is as follows:

ORIGINAL CONTRACT SUM	\$ 18,759.00
Net change by Change Orders	\$ 225.00
CONTRACT SUM TO DATE	\$ 18,984.00
TOTAL COMPLETED & STORED TO DATE (Column G on G702A)	\$ 18,984.00
RETAINAGE _____% or as noted in Column I on G702A	\$ -0-
TOTAL EARNED LESS RETAINAGE	\$ 18,984.00
LESS PREVIOUS CERTIFICATES FOR PAYMENT	\$ 17,721.00
CURRENT PAYMENT DUE	\$ 1,263.00

Subscribed and sworn to before me this 15th day of Feb., 1976

Notary Public: RICHARD J. QUATTRINI

My Commission expires: _____

NOTARY PUBLIC, STATE OF NEW YORK

QUALIFIED IN ERIE COUNTY, NY

COMMISSION EXPIRES MARCH 30, 1977

- OWNER
- ARCHITECT
- CONTRACTOR
- R. Miller, Atty.
- Surety

Item No. 24 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek & Burst
NAYES: 0
ABSENT: 0

Item No. 25 Motion by Councilman Swiatek, seconded by Supervisor Meyers

WHEREAS, the Cheektowaga Recreation Center is desirous of establishing a "Petty Cash" fund of \$50.00, and

WHEREAS, this Petty Cash fund is intended to be used for the purchase of United States Postage Stamps, and

WHEREAS, the need exists for such a fund to eliminate the inconvenience of traveling to the Town Hall when various communications are in need of mail service; and

WHEREAS, the need of such a fund has been cleared through the Town Accountant, Mr. John Malloy, THEREFORE, BE IT

RESOLVED that the Town Board grant approval of said Petty Cash fund in the Cheektowaga Recreation Center budget item A7141 for the amount of \$50.00.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek & Burst
NAYES: 0
ABSENT: 0

Item No. 26 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga may be eligible for a block grant of between \$430,734 and \$482,724, under the Housing and Community Development Act in 1976, and

WHEREAS, a public hearing regarding the use of said Community Development funds was held on March 3, 1976, and

WHEREAS, the consensus of opinion expressed at the hearing was that such funds should be applied solely to drainage projects, to prevent further flood damage and deterioration of existing housing, and

WHEREAS, the Town Engineer has prepared a list of projects with preliminary cost estimates, and

WHEREAS, the following projects are capable of immediate attention as recommended by the Town Engineer:

Oehman Boulevard, Part II, at \$300,000.00;

St. Felix, Part I, Thruway crossing and culvert reconstruction, at \$130,000.00;

with funding alternates:

Gardenvale-Cherry Lane at \$90,000.00;

Peach-Tree - David - Kaufman at \$35,000.00; and

Chapel-Northcrest-Southcrest at \$28,000.00

NOW, THEREFORE, BE IT

Item No. 26 cont'd

RESOLVED that Jerome Gabryszak, Administrative Assistant to the Town Council be and hereby is directed to incorporate the foregoing projects in the 1976 federal Community Development grant application in the above order of priority, and submit said application to the Erie County Division of Planning, and BE IT

FURTHER RESOLVED that the Town Engineer is hereby directed to provide all necessary project descriptions, refined cost data, and such environmental impact analysis as becomes necessary for the review and processing of this application, and BE IT

FURTHER RESOLVED that that Town Engineer is authorized to prepare plans and specifications as required for bidding such projects in anticipation of final approval by the U.S. Department of Housing and Urban Development.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek & Burst
NAYES: 0
ABSENT: 0

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

BE IT RESOLVED that Andrew H. Schwenk, Sole Assessor be authorized to attend hearings pertaining to the equalization rate for the Town of Cheektowaga, in Albany, New York on April 13, 1976, and BE IT FURTHER

RESOLVED that all reasonable expenses be paid by the Town.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek & Burst
NAYES: 0
ABSENT: 0

Item No. 28 Motion by Councilman Swiatek, seconded by Supervisor Meyers

WHEREAS, the Town of Cheektowaga is sponsoring a nutrition program for Senior Citizens at St. John Gualbert Parish, and

WHEREAS, the Town of Cheektowaga is required to hire a site-manager to be responsible for general management of the program; and

WHEREAS, Patricia Wojcik of Cheektowaga, New York, has been hired as site-manager at \$2.50 per hour, 20 hours a week; NOW, THEREFORE, BE IT

RESOLVED that Carol A. Malkiewicz, Cheektowaga, New York, be hired to share the site-manager responsibilities in the manner hereto described: Patricia Wojcik and Carol A. Malkiewicz will alternate working 2 and 3 days a week not to be exceeded by 20 hours each, every 2 weeks, at \$2.50 per hour.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek & Burst
NAYES: 0
ABSENT: 0

Item No. 29 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, the Town of Cheektowaga through the Youth Bureau in cooperation with the Parks and Recreation Departments, is desirous of sponsoring Theatre of Youth performances as part of its cultural enrichment program, and

WHEREAS, the T.O.Y. Company agrees to present seven (7) performances at various locations throughout the Town - three to be held during the week of April 19th through 23rd and four to be held during the period of July 4th through August 8th, and

Item No. 29 cont'd

WHEREAS, the sum of \$1,800.00 shall be paid by the Town to cover the cost of the productions, said sum to be taken from the Youth Service Project budget, and

WHEREAS, the Town is entitled to seek 50% reimbursement for such Youth Service Programs from the New York State Division for Youth, NOW, THEREFORE, BE IT

RESOLVED that the Town enter into agreement with the Theatre of Youth Company, and BE IT

FURTHER RESOLVED that the Supervisor be and hereby is authorized to sign the agreement between said parties which is attached hereto and made a part of this resolution.

* See next pages for agreement

AGREEMENT

AGREEMENT dated this 22nd day of March 1976, by and between the Town of Cheektowaga, New York, a municipal corporation, with offices at Broadway and Union Roads, Cheektowaga, New York, 14227, and the Theater of Youth Company, Inc., with offices at 4300 Main Street, Buffalo, New York, 14226.

WITNESSETH:

WHEREAS the Theater of Youth Company, Inc., herein after called the TOY Company, is a professional troupe of actors who perform plays and conduct drama workshops for youth, and

WHEREAS the Town of Cheektowaga, through the Youth Bureau, is desirous of sponsoring performances as part of its Cultural Enrichment Program.

NOW, THEREFORE, it is mutually understood and agreed as follows:

1. The TOY Company agrees to present seven (7) performances—three to be held during the week of April 19th through 23rd and four to be held during the period of July 4th through August 8th.
2. The TOY Company will supply and/or maintain all props and technical equipment required for the presentation of said production; and will remove all equipment from the Town facilities within one (1) hour after the completion of the performances.
3. In case of rain, TOY Company agrees to reschedule the performance on the first available rain date.
4. A sum not to exceed eighteen hundred dollars (\$1,800.00) shall be paid by the Town to cover the cost of seven (7) performances and this constitutes the Town's full consequences arising therefrom. Payment is due upon the completion of each performance the first payment being three hundred dollars (\$300.00) and each subsequent payment being two hundred and fifty dollars (\$250.00). The Town of Cheektowaga will be entitled to apply for state reimbursement of 50% of the total cost of the program.

5. The TOY Company will make a facility check of the performance sites prior to the actual date of the performances.
6. The Town, through the Youth Bureau, agrees to be responsible for the promotion of said production with collaboration on content with the TOY Company; and to make available copies of promotional material bearing the TOY Company name.

This agreement is to take effect as of April 1, 1976.

TOWN OF CHESTERMAGA

By

Kenneth J. Meyer
Supervisor

THEATER OF YOUTH COMPANY, INC.

By

Robert James
President

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

WHEREAS, the N.Y.S. Division for Youth has been working cooperatively with our municipality, helping us develop and operate our municipal youth programs, and

WHEREAS, the Division for Youth has aided us with both staff and vitally important local assistance funds to offer these important services to our youth and to youth across this State, and

WHEREAS, these timely, available youth services activities are an important and valuable aid in preventing Juvenile Delinquency, and

WHEREAS, the Division for Youth only two years ago was given a clear mandate by the unanimous passage in both the N.Y.S. Senate and Assembly, to further develop and assist local government to increase and improve delinquency prevention services, in Chapter 1000 of the Laws of 1974, and

WHEREAS, the fulfillment of this mandate required a more realistic increase in funds provided for in the Law through the N.Y.S. Division for Youth, and

WHEREAS, the Governor has recommended a severe and literally crippling reduction in these funds for Youth Development and Delinquency Prevention which will most assuredly and adversely affect local governments capacity to serve the needs and problems of our youths before they escalate into actual and costly delinquency, NOW, THEREFORE, BE IT

RESOLVED that the New York State Legislature restore to the 1976/77 main State Budget, Division for Youth local assistance funds, at least to the level of last fiscal year, namely \$16,119,000.00, and BE IT

FURTHER RESOLVED that a Certified copy of this Resolution be sent to each of our State Legislators and the Governor of this State.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek & Burst

NAYES: 0

ABSENT: 0

Item No. 31 Motion by Councilman Kaczmarek, seconded by Councilman Swiatek

WHEREAS, a study of the functions, duties and responsibilities of Assistant Police Chief has been thoroughly studied by the Police Commissioners and the Chief of Police, and

WHEREAS, it appears that as a result of said study, the creation of said position would be advisable in order that said Police Department may maintain a high standard of performance, and

WHEREAS, prior to the creation of said position the "PO-17" forms required by the Erie County Personnel Department must be completed by the Town and submitted to the County for its approval, THEREFORE, BE IT

RESOLVED that the Supervisor, Police Commissioners and the Police Chief be and hereby are authorized to arrange for the completion of said "PO-17" forms and to submit same to the Erie County Personnel Department.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek & Burst

NAYES: 0

ABSENT: 0

Item No. 32 Motion by Councilman Wasielewski, seconded by Councilman Swiatek

RESOLVED that the following vouchers and warrants, submitted to the Town of Cheektowaga for the period ending March 15, 1976, be and hereby are approved and that Supervisor pay said warrants:

<u>FUND</u>	<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
General	5163	5300	\$245,015.40
Special Districts	1309	1371	175,520.60
Highway	1205	1231	56,391.10
Part Town	275	284	1,963.54
Construction & Improvement	--	--	-----
Federal Revenue Sharing	131	133	4,775.00
Trust and Agency	128	129	<u>13,494.66</u>
			<u>\$497,160.30</u>

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek & Burst
NAYES: 0
ABSENT: 0

VI. FROM THE TABLE

Item No. 33 Highway - Notice to Bidders for purchase of one (1) 1976 4-door sedan service car with trade-in

Motion by Supervisor Meyers, seconded by Councilman Johnson

BE IT RESOLVED that the resolution advertising for bids for one (1) 1976 4-door sedan service car with trade-in for the Highway Department be tabled.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek & Burst
NAYES: 0
ABSENT: 0

Item No. 34 Decision on Rezoning - 3381 Genesee Street

Motion by Councilman Swiatek, seconded by Councilman Johnson

WHEREAS, Michael D'Addetta has applied for a rezoning from RC-Restricted Business District to C-Retail Business District the property located at 3381 Genesee Street, Cheektowaga, New York, and being 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. 17, Township 11, Range 7 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at the point of intersection of the southerly line of Genesee Street with the northerly line of Lot No. 17; thence southwesterly along the southerly line of Genesee Street 143.95 feet to a point; thence southerly parallel with the easterly line of Lot No. 17 a distance of 236.19 feet to a point; thence easterly parallel with the northerly line of Lot No. 17 a distance of 150 feet more or less to the westerly line of lands

Item No. 34 cont'd

conveyed to Emily Bird by deed recorded in Liber 606 of Deeds at Page 523; thence northerly parallel with the easterly line of Lot No. 17 and along the westerly line of lands conveyed to Emily Bird by deed aforesaid 273.52 feet to the southerly line of Genesee Street at the point of beginning.

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. 17 and Lot No. 18, Township 11, Range 7 of the Holland Land Company's Survey, bounded and described as follows:

Commencing at a point of beginning which of record is described as being at the point of intersection of the southerly line of Genesee Street and the northerly line of said Lot No. 17 and which as occupied and measured is on the southerly line of Genesee Street at a distance of 1354.32 feet west of the east line of Lot No. 17 as measured along a line parallel to the northerly line of Lot No. 17, said point being in Lot 18, Township 11, Range 7; running thence southerly parallel with the east line of Lot 17 about 278.12 feet to the north line of lands conveyed to John W. Lock by Deed recorded in Erie County Clerk's Office in Liber 6269 of Deeds at page 521; running thence westerly along the north line of said lands of Lock to the east line of lands conveyed to John W. Lock and one by Deed recorded in Liber 6068 of Deeds at page 30; thence northerly along the east line of said lands of Lock and one, and said east line extended, to the north line of Lot 17 to its intersection with the south line of Genesee Street; thence northeasterly along the south line of Genesee Street to the point of beginning,

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, and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on the 15th day of December, 1975 at 7:00 o'clock P.M., Eastern Standard Time after publication of the notice as required by the provisions of the Town Ordinances 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, it appears that the proposed rezoning would not interfere with the use and enjoyment of the surrounding area by the owners or occupants thereof, NOW, THEREFORE, BE IT

RESOLVED that the above described premises be and hereby are rezoned from RC-Restricted Business District to C-Retail Business District, and BE IT FURTHER

RESOLVED that the Zoning Map in the Town Clerk's Office be and hereby be changed accordingly.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux, Kaczmarek & Burst
NAYES: 0
ABSENT: 0

AFFIDAVITS-NEXT PAGE

*Councilman Swiatek left the meeting at this time.

Motion by Supervisor Meyers, seconded by Councilman Wasielewski to waiver the rules to include the following item:

PROOF OF PUBLICATION

Bee Publications Inc.

Publishers Of:

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

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

STATE OF NEW YORK
COUNTY OF ERIE

[Large block of text, mostly illegible due to heavy blacking out]

Eleanor Measer
being duly sworn, deposes and says that she is the
Office Manager 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 18th day of March,
1976, and the last insertion being on the
day of same, 19.

Eleanor Measer

Subscribed and sworn to before me this 18th day

1976

[Signature]

Notary Public
My Commission Expires
I am Notary Public for the County of Erie, New York.

PROOF OF PUBLICATION

Bee Publications Inc.

Publishers Of:

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

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

STATE OF NEW YORK
COUNTY OF ERIE

Eleanor Measer

being duly sworn, deposes and says that she is the
Office Manager of the
Depew Herald
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 18th day of March
1976, and the last insertion being on the
day of same, 19.

Subscribed and sworn to before me this 18th day

of March 1976

Myrna Rosen

Notary Public in and for Erie County

Myrna Rosen

Eleanor Measer

Notary Public in and for Erie County
My Comm. Expires on 31, 1976

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

Gladys M. Seubter, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*Clark*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks;
first publication.....*March 18, 1976*.....;
last publication.....;
and that no more than six days intervened be-
tween publications.

Gladys M. Seubter

Sworn to before me this*19th*.....

day of*March*....., 19*76*.....

.....*Naidine C. Williams*.....

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*77*

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 15th day of March, 1976 at 7:00 o'clock p.m. the following agenda items were:

- PRESENT:**
 Supervisor Kenneth J. Meyers
 Councilmen:
 Frank K. Swiatek
 Raymond J. Wasielewski
 Thomas M. Johnson Jr.
 Frank J. Dur
 George Kaczmarek
 James R. Burst

ABSENT: 0
 Motion by Councilman Swiatek seconded by Councilman Johnson
WHEREAS, Michael D'Addetta has applied for a rezoning from RC Restricted Business District to C-1 General Business District his property is located in the Town of Cheektowaga, Erie County, New York, and being 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. 17, Township 11, Range 7 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at the point of intersection of the southerly line of Genesee Street with the northerly line of Lot No. 17, thence southwesterly along the southerly line of Genesee Street 143.85 feet to a point; thence southerly parallel with the easterly line of Lot No. 17 a distance of 236.19 feet to a point; thence easterly parallel with the northerly line of Lot No. 17 a distance of 150 feet more or less to the westerly line of lands conveyed to Emily Bird by deed recorded in Liber 608 of Deeds at Page 222; thence southerly parallel with the westerly line of Lot No. 17 and along the southerly line of lands conveyed to Emily Bird by deed aforesaid 271.22 feet to the southerly line of Genesee Street at the point of beginning.

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. 12 and Lot No. 13, Township 11, Range 7 of the Holland Land Company's Survey, bounded and described as follows:

Commencing at a point of beginning which of record is described as being at the point of intersection of the southerly line of Genesee Street and the northerly line of said Lot No. 17 and which is occupied and measured is on the southerly line of Genesee Street at a distance of 1384.32 feet west of the east line of Lot No. 17 as measured along a line parallel to the southerly line of Lot No. 17, said point being in Lot 18, Township 11, Range 7; thence southerly parallel with the east line of Lot 17 about 778.12 feet to the north line of lands conveyed to John W. Lock by Deed recorded in Erie County Clerk's Office in Liber 608 of Deeds at page 521; running thence westerly along the north line of said lands of Lock to the east line of lands conveyed to John W. Lock and his by Deed recorded in Liber 608 of Deeds at page 30; thence northerly along the east line of said lands of Lock and one, and said east line extended, to the north line of Lot 17; thence easterly along the north line of Lot 17 to its intersection with the south line of Genesee Street; thence northerly along the south line of Genesee Street to the point of beginning.

and to amend the Zoning Map and Ordinance accordingly, pursuant to Section 19-00 of the Zoning Ordinance of the Town of Cheektowaga, New York, and

WHEREAS, a public hearing was held before the Councilman Town Board on the 15th day of December, 1975 at 7:00 o'clock p.m. Eastern Standard Time after publication of the notice of said hearing in the Erie County Free Press, a newspaper published in the Town of Cheektowaga, Erie County, New York, on the 10th day of December, 1975.

and the same being duly read and discussed, the following resolution was adopted, to-wit:

II. RESOLVED that the above described property be and hereby are rezoned from RC Restricted Business District to C-1 General Business District, and BE IT FURTHER

RESOLVED that the Zoning Map in the Town Clerk's Office be and hereby is changed accordingly.

Upon roll call ...
 Supervisor Meyers Voting AYE
 Councilmen:
 Swiatek Voting AYE
 Wasielewski Voting AYE
 Johnson Voting AYE
 Dur Voting AYE
 Kaczmarek Voting AYE
 Burst Voting AYE

AYES: 7
NAYES: 0
ABSENT: 0

STATE OF NEW YORK
 COUNTY OF ERIE

I, RICHARD M. MOLESKI, Town Clerk of the Town of Cheektowaga, Erie County, New York, 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 March 15th 1976, 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 24, 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 15th day of March, 1976.

RICHARD M. MOLESKI
 Town Clerk

VII. SUSPENSION OF RULES

Item No. 35 Retain Louis G. Meurer III to obtain necessary lands for improvement of intersection of Beryle & Genesee

Motion by Supervisor Meyers, seconded by Councilman Johnson

BE IT RESOLVED that Louis G. Meurer III be and hereby is retained for the purpose of acquiring the necessary lands for the Town of Cheektowaga to be used for the improvement of the intersection at Beryle Drive and Genesee Street, and BE IT FURTHER

RESOLVED that his reasonable fees be paid by the Town, in a sum not to exceed \$300.00, and BE IT FURTHER

RESOLVED that said fees be paid out of the budget of the Engineering Department.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Wasielewski, Johnson, Dux, Kaczmarek & Burst
NAYES: 0
ABSENT: Councilman Swiatek

Item No. 36 Motion by Councilman Kaczmarek, seconded by Councilman Burst to adjourn the meeting.

RICHARD M. MOLESKI
Town Clerk

BIDS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 12 April 5, 1976</u>	
2	Furnishing of Corrugated Metal Pipe for the year of 1976.	1
3	Furnishing of Fencing for the year of 1976.	1
4	Furnishing of Swimming Pool Chemicals for the year of 1976.	1
5	Furnishing of Fertilizer, Lime, Weed Killer and Grass Seed for the year, 1976.	1
6	Furnishing of Sand-Clay-Loam and Topsoil for the year of 1976.	1

 GENERAL COMMUNICATIONS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 12 April 5, 1976</u>	
7	N.Y.S. Dept. of Transportation - NOTICE OF ORDER: Designating the central driveway of the Cheektowaga Central School as one-way entrance and the southerly driveway as one-way exit.	1
8	INFORMATION SUBPOENA and RESTRAINING NOTICE to the Town of Cheektowaga: Edwards & Moncreiff, P.C. against Community Disposal Service, Inc.	2
9	THIRD PARTY SUMMONS AND COMPLAINT - Geraldine Schmid Et Al vs. Stanley Falkiewicz; Stanley Falkiewicz vs. Town of Cheektowaga and Paul Mercurio. Cynthia Dukarm Et Al vs. Stanley Falkiewicz; Stanley Falkiewicz vs. Town of Cheektowaga and Paul Mercurio.	2
10	NOTICE OF CLAIM - Richard Dominiak for Kevin Dominiak vs. Town of Cheektowaga.	2
11	NOTICE OF MOTION - Robert and Barbara Parucki against Town Board of the Town of Cheektowaga and Ronald R. Norman, Receiver of Taxes and Assessments.	2
12	Ruth Harris, Town Clerk, Town of West Seneca - Copy of resolution adopted 3/8/76 re: Construction of separate sewage treatment facilities by the Village of Alden.	2
13	Robert Thill, Town Clerk, Town of Lancaster - Copy of Resolution adopted 3/15/76 re: Amendment to the Zoning Code.	2
14	John P. Reiman, Architect - Correspondence re: Architectural Services.	2
15	Residents and Taxpayers, Committee to Remove Super Flea Market - Petition re: Operations of Benderson Development Corporation, Walden Avenue, Cheektowaga, New York.	2
16	Residents of Gary Lane - Correspondence re: Closing of bridge on Borden Road near French.	2
17	Cheektowaga Residents' Petition - re: Enforcement of certain regulations at the Cheektowaga Town Park.	2
18	Cheektowaga Residents' Petition - re: Future of the Cheektowaga Classic Baseball League.	2

 DEPARTMENTAL COMMUNICATIONS

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<u>Meeting No. 12 April 5, 1976</u>		
19	Building Permits.	2

 RESOLUTIONS

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20	Resolution re: Town Board Meeting Procedure.	3
21	Authorization of the Erie County Legislature to include the Town of Cheektowaga in County bidding specifications.	3
22	Resolution re: Additional Allocated Funds under the Housing and Community Development Act of 1974.	3
23	Authorization for Supervisor to execute Addendum Agreement between Town of Cheektowaga and the Town of Cheektowaga Captains and Lieutenants Association.	3-4
24	Agreement between Town of Cheektowaga and Buffalo Sewer Authority re: Buffalo Sewer Authority's acceptance of Town sewage for treatment at its treatment plant.	4-5
25	Create Position of Assistant Police Chief in the Cheektowaga Police Department.	5
26	Appointment to the Position of Assistant Police Chief.	5
27	Abolish position of Captain in the Cheektowaga Police Department.	5-6
28	Decision on Rezoning - 3637 Union Road.	6-7
29	Decision on Rezoning - 1169 Harlem Road.	7
30	Decision on Amendment to the Traffic Ordinance - ARTICLE VII: TURNING MOVEMENTS.	7
31	Resolution directing Town Attorney to investigate Schlenker Street situation.	7-8
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RESOLUTIONS CONT'D

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 12 April 5, 1976</u>		
33	Call for Public Hearing to Amend the Traffic Ordinance - ARTICLE IV: TRAFFIC CONTROL SIGNALS; ARTICLE XIII: TRUCK EXCLUSIONS.	9-10
34	Resolution directing Chief of Police to institute measures to regulate weight and speed limit enforcement on Cayuga Creek Road.	11
35	Appointment of Temporary Mechanic in the Central Garage; Appointment of Laborer in the Central Garage.	11
36	Leave of Absence for employee in the Central Garage.	11
37	Authorization for Supervisor, Town Clerk and Town Attorney to go to New York City.	11-12
38	Authorization for Town Engineer to attend course of study on Storm Water Detention Basin Design at the University of Wisconsin.	12
39	Authorization for Recreation Director to attend New York State Recreation and Parks Society Convention.	12
40	Authorization for Supervisor to sign Agreement re: General Construction Work for the new wading pool at Town Park.	12-14
41	Authorization for Supervisor to sign Agreement re: Plumbing Work for the new wading pool at Town Park.	14-15
42	Authorization for Supervisor to sign Agreement re: Electrical Work for the new wading pool at Town Park.	15-16
43	Advertise for Bids to prepare and refinish all surfaces of the pools at the Cheektowaga Town Park, Maryvale Park and Dingens Park.	16-17
44	Authorization for Supervisor to sign Agreement between Town of Cheektowaga and St. John Gualbert's Church re: Nutrition Program.	18-19
45	Advertise for Bids for Twelve (12) new Voting Machines.	19
46	Authorization for Supervisor to make application for State construction aid re: Sewer District No. 5 Project.	20
47	Authorization for Supervisor to sign State contract re: Sewer District No. 5 Project.	20-21
48	Hire firm of Nussbaumer and Clarke to prepare plans and specifications re: Reconstruction of George Urban Blvd.	21
49	Emergency Sewer Repairs: Colby Street and Vern Lane.	21
50	Authorization for Superintendent of Cheektowaga's Wastewater Treatment Plants to attend Sewage Treatment Plant Operators' School at Syracuse University.	22
51	Acceptance of McKesson Parkway as a Town Highway.	22
52	Highway Department - Advertise for Bids for the purchase of quantities of road materials.	22-23

RESOLUTIONS CONT'D

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 12 April 5, 1976</u>		
53	Highway Department - Award of Bid for the purchase of New Trees.	24
54	Highway Department - Award of Bids for Sweeper Brooms and Push Brooms.	24-25
55	Direction to place decals or emblems on all Town of Cheektowaga Vehicles.	25
56	Warrant List.	25

SUSPENSION OF RULES

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 12 April 5, 1976</u>		
57	Memorialize State of New York to continue Operation and Maintenance Aid Program for wastewater treatment.	26

REGULAR ADJOURNED MEETINGS

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Meeting No. 11 March 22, 1976

2	Highway Department - Acceptance of Marywood Part III.	1-2
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Meeting No. 13 April 7, 1976

2	Correspondence from Donald T. Maharan Associates, P.C. - re: Cheektowaga Filter House and Wading Pool.	1
3	Hire Firm of Nussbaumer and Clarke, Inc. to prepare maps, plans and specifications re: Storm Sewer - Drainage District No. 7.	1
4	Resolution re: Additional Allocated Funds under the Housing and Community Development Act of 1974.	1-2
5	Central Garage - Appointment of Laborer; Appointment of Temporary Mechanic.	2
6	Acceptance of McKesson Parkway as a Town Highway.	3

SPECIAL MEETINGS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 10 March 19, 1976</u>	
2	Recreation Department - Award of bid for construction of wading pool and filtering system.	1-2
3	Highway Department - Acceptance of Marywood Part III.	2
4	Retain Percival Bixby & Co. CPA's to prepare disclosure prospectus regarding Bond Anticipation Notes.	2

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 19th day of March, 1976 at 5:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT: Supervisor Kenneth J. Meyers
Councilman Frank E. Swiatek
Councilman Raymond J. Wasielewski
Councilman Thomas M. Johnson, Jr.
Councilman Frank J. Dux
Councilman George Kaczmarek
Councilman James R. Burst

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; John V. Rogowski, Town Attorney; Salvatore LaGreca, Assistant Manpower Director I; James Matecki, Parks Foreman.

I. RESOLUTIONS

Item No. 2 Recreation Department - Award of bid for construction of wading pool and filtering system

Motion by Councilman Swiatek, seconded by Councilman Dux

WHEREAS, bids were duly received and opened at the regular Town Board meeting of March 15, 1976 for the construction of a wading pool and filtering system at the Cheektowaga Recreation Center, and

WHEREAS, said bids were reviewed and tabulated, NOW, THEREFORE, BE IT

RESOLVED that contracts for the construction of the wading pool and filtering system at the Cheektowaga Recreation Center be and hereby are awarded as follows:

GENERAL CONSTRUCTION:	Michael A. Wagner & Sons, Inc.	\$201,393.00
MECHANICAL WORK:	Acme Plumbing Shop on Wheels, Inc.	27,790.00
ELECTRICAL WORK:	Anco Electric Company, Inc.	6,565.00

and BE IT FURTHER

RESOLVED that the Affidavits submitted by Michael A. Wagner & Sons, Inc. are attached hereto and made a part hereof.

* See next pages for affidavits

STATE OF NEW YORK)
COUNTY OF ERIE) SS:
CITY OF BUFFALO)

MICHAEL C. WAGNER, being duly sworn, deposes and says:

1. That he is the President of MICHAEL A. WAGNER & SONS, INC., a domestic corporation with its office and principal place of business in the Town of Cheektowaga, New York.

2. That on Monday, March 15, 1976, the deponent, Richard C. Wagner, Vice President and Harold V. Creenan, completed the preparation and assembly of a bid for the general construction of a wading pool and related work for submission to the Town of Cheektowaga.

3. That the bid forms were stapled together and double checked by all three of the aforesaid persons and found to be in order. That the complete bid form including the signature page and non-collusive statement together with the bid bond were placed in an envelope and sealed.

4. That Richard C. Wagner took the envelope containing the bid forms with him to be filed with the Town of Cheektowaga in the prescribed manner before 7:00 P.M. on that date.

5. That at about 6:00 P.M. deponent received a phone call from Donald Hawkins of the James M. Hawkins Co., Inc. reducing a previously submitted price for aluminum pool liner and equipment from \$82,800 to \$78,500. Deponent called Richard C. Wagner and Harold V. Creenan and advised them of the change. It was agreed that the bid would be reduced accordingly.

6. That the deponent was not present when the bid was opened and changed.

7. That later that evening the deponent was informed by Richard C. Wagner that the page containing the signature and the non-collusive statement was missing when the bids were opened. Deponent then went to the office and found the sheet containing the signature and non-collusive clause on the desk.

8. That on the following day the said missing sheet was filed with the Town of Cheektowaga.

Richard C. Wagner

Subscribed and sworn to before
me this 19th day of March, 1976.

Mildred Stollmeier

MILDRED STOLLMEIER
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 1976

STATE OF NEW YORK)
COUNTY OF ERIE) SS:
CITY OF BUFFALO)

RICHARD C. WAGNER, being duly sworn, deposes and says:

1. That he is the Vice President of MICHAEL A. WAGNER & SONS, INC., a domestic corporation with its office and principal place of business in the Town of Cheektowaga, New York.

2. That on Monday, March 15, 1976, the deponent, Michael C. Wagner, President and Harold V. Creenan, Office Manager, completed the preparation and assembly of a bid for the general construction of a wading pool and related work for submission to the Town of Cheektowaga.

3. That the bid forms were stapled together and double checked by all three of the aforesaid persons and found to be in order. That the complete bid form including the signature page and non-collusive statement together with the bid bond were placed in an envelope and sealed.

4. That deponent took the envelope containing the bid forms with him to be filed with the Town of Cheektowaga in the prescribed manner before 7:00 P.M. on that date.

5. That at about 6:05 P.M. the deponent and Harold V. Creenan received a telephone call from Michael C. Wagner advising them that he received a call from Donald Hawkins of the James M. Hawkins Co., Inc. reducing a previously submitted price for aluminum pool liner and equipment from \$82,800 to \$78,500, and were instructed by Michael C. Wagner to make the change in the total bid accordingly.

6. That the deponent and Harold V. Creenan got together at the office at about 6:20 p.m. and they unstapled the forms and made the change in the aluminum pool liner bid and in the overall bid.

7. That they reassembled the bid, placed the forms back in the envelope and to the best of deponent's knowledge, all the necessary forms had been returned to the envelope. They then took the newly assembled bid to the Clerk receiving the bids, and thereafter when the bids were opened, deponent learned for the first time that the sheet containing the signature and non-collusive clause was missing.

8. Deponent then informed Michael C. Wagner and he went to the office and found the sheet containing the signature and non-collusive clause on the desk.

9. That on the following day the said missing sheet was filed with the Town of Cheektowaga.

Michael C. Wagner

Subscribed and sworn to before
me this 19th day of March, 1976.

Mildred Stollmeier

MILDRED STOLLMEIER
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 20, 1976

STATE OF NEW YORK)
COUNTY OF ERIE) SS:
CITY OF BUFFALO)

HAROLD V. CREENAN, being duly sworn, deposes and says:

1. That he is the Office Manager of MICHAEL A. WAGNER & SONS, INC., a domestic corporation with its office and principal place of business in the Town of Cheektowaga, New York.

2. That on Monday, March 15, 1976, the deponent, Michael C. Wagner, President and Richard C. Wagner, Vice President, completed the preparation and assembly of a bid for the general construction of a wading pool and related work for submission to the Town of Cheektowaga.

3. That the bid forms were stapled together and double checked by all three of the aforesaid persons and found to be in order. That the complete bid form including the signature page and non-collusive statement together with the bid bond were placed in an envelope and sealed.

4. That Richard C. Wagner took the envelope containing the bid forms with him to be filed with the Town of Cheektowaga in the prescribed manner before 7:00 P.M. on that date.

5. That at about 6:05 P.M. the deponent and Richard C. Wagner received a telephone call from Michael C. Wagner advising them that he received a call from Donald Hawkins of the James M. Hawkins Co., Inc. reducing a previously submitted price for aluminum pool liner and equipment from \$82,800 to \$78,500, and were instructed by Michael C. Wagner to make the change in the total bid accordingly.

6. That the deponent and Richard C. Wagner got together at the office at about 6:20 P.M. and they unstapled the forms and made the change in the aluminum pool liner bid and in the overall bid.

7. That they reassembled the bid, placed the forms back in the envelope and to the best of deponent's knowledge all the necessary forms had been returned to the envelope. They then took the newly assembled bid to the Clerk receiving the bids and thereafter when the bids were opened, deponent learned for the first time that the sheet containing the signature and non-collusive clause was missing.

8. That on the following day the said missing sheet was filed with the Town of Cheektowaga.

Edward H. Ceen

Subscribed and sworn to before
me this 19th day of March, 1976.

Mildred Stollmeier

MILDRED STOLLMEIER
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 1976

DEPARTMENT OF LAW
663.2200

TOWN ATTORNEY
JOHN V. ROGOWSKI
3517 GENESEE STREET
CHEEKTOWAGA, NEW YORK 14225
631-5161 AND 631-5080

DEPUTY TOWN ATTORNEY
ROBERT MILLER

DEPUTY TOWN ATTORNEY
JAMES J. KIRBITS



TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

TOWN HALL, BROADWAY AND UNION ROAD
SOUTH CHEEKTOWAGA, NEW YORK 14227

March 19, 1976

MEMORANDUM

TO: HONORABLE TOWN BOARD

RE: Bids for new wading pool and related work -
Cheektowaga Town Park

Gentlemen:

At the March 15th regular Town Board meeting bids were opened relative to the above captioned project. There were three major items bid, namely, General Construction, Mechanical and Electrical. The low money bid on the General Construction work was submitted by Michael A. Wagner and Sons, Inc. in the sum of \$201,393. The alleged facts surrounding the bidding indicate that at the time the bids were opened, the Michael A. Wagner and Sons, Inc. bid contained the bid bond and the bid proposal. It appears that pages 3 and 4, which consist of the non-collusive bidding certificate and the signature sheet for the bid were missing as well as page 5 which called for certain information pertaining to partnerships, co-partnerships and businesses operating under an assumed trade name. In the Wagner bid, page 5 was unnecessary since the bidder was a corporation. It further appears that pages 3, 4 and 5 were thereafter submitted to the Town on the following day, March 16, 1976. The bid submitted by Wagner was the lowest bid of all those submitted for the General Construction work.

The present question before the Board to be considered is, may the Board accept a bid in which the non-collusion certificate is not included at the time of opening of the bids.

Section 103d of the General Municipal Law outlines the provisions governing bidding as related to non-collusion certificates. In order to expedite the details of said law I am submitting my memorandum on a similar question which came up at the time of the first Land Reclamation bid in 1974 together with my letter to attorney Joseph Nasca dated June 7, 1974. It appears that the important matter to consider is whether or not the omission in the case at hand has been properly explained, justified and legally executed in accordance with said law. I have discussed this matter thoroughly with Fred Marczak of Foit and Maharan and Supervisor Kenneth Meyers. The attorney representing Wagner had contacted me at my home late last night and he agreed to furnish affidavits which fully detail the circumstances surrounding the bidding by Wagner. The affidavits, signed under oath,

Honorable Town Board
March 19, 1976
Page 2

have been executed by Richard C. Wagner, Michael C. Wagner and Harold V. Creenan, all persons being principals of the corporation. Briefly, the affidavits indicate that the non-collusion certificate was completed and executed on ~~April~~^{March} 15th prior to the bidding and the entire package was available, placed in an envelope and sealed. Thereafter, and still prior to the bidding, a new figure was submitted by one of the subcontractors which required that the entire bid be redone to reflect the new figure and in the course of the reassembling of the forms and documents, the non-collusion certificate was apparently not returned to the envelope. The newly assembled bid was then placed in an envelope and submitted to the Town Clerk prior to the opening of the bids. When the bids were opened, it apparently was learned for the first time that the sheets containing the non-collusive clause (pages 3 and 4) were missing.

OPINION: The contents of the affidavits appear to substantially excuse and justify the action of the bidder and qualify him as the lowest responsible bidder. Please note that the difference between the case at hand and the Land Reclamation case is that the statements under oath of the officers of the corporation indicate that the non-collusion certificate and the signature sheet were in fact signed and placed in a sealed envelope on April 15, 1976. The subsequent reopening of the envelope apparently in order to reassemble the new bid apparently resulted in an actual omission to replace the non-collusion certificate and the signature sheet into the envelope with the reassembled bid. In the Land Reclamation case, the failure to include the non-collusion certificate was discovered some time after the opening of the bids and after a thorough investigation by the Town Attorney's Office of the proceedings at the Town Board meeting and the records and activities in the Town Clerk's Office relating to the bid opening. The Town Attorney's Office notified the bidder in writing of the omission and the attempt to correct said omission was not made until some time after the bid opening. Apparently, no non-collusion certificate was in fact executed prior to the bidding, unlike the case at hand. The law and State Comptroller's opinion also indicate that:

"8. Time of considering or accepting certificate

A municipality may accept a non-collusion certificate after the bids are opened but before the contract is awarded. Op. State Compt. 70-589.

A non-collusion certificate should be accepted only where the failure to submit the certificate with the sealed bid occurred through inadvertence or mistake and where late acceptance will result in no material advantage to the low bidder and no material disadvantage to the other bidders. Id."

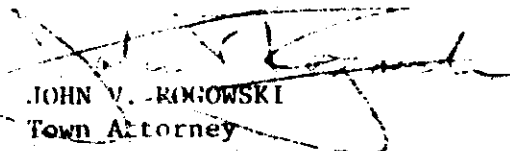
It appears that the affidavits in this case explain and justify the failure to submit the certificate and it further appears that no material disadvantage would result to the other bidders in accepting the bid. Furthermore, the overriding consideration that the public gain the advantage of a low bid must be seriously considered

Honorable Town Board
March 19, 1976
Page 3

by Town officers when voting upon the award. Under the circumstances set forth herein and the supporting documents, it is my opinion that the Board would be acting legally and properly in awarding the bid to the apparent low bidder, Michael A. Wagner and Sons, Inc.

Respectfully submitted,

DEPARTMENT OF LAW



JOHN V. ROGOWSKI
Town Attorney

JVR:jr

**DONALD T. MAHARAN ASSOCIATES P.C.
ARCHITECTS - ENGINEER**

505 DELAWARE AVENUE
BUFFALO, NEW YORK 14202
TELEPHONE 716-882-2227

■
DONALD T. MAHARAN R. A., A. I. A.
PRESIDENT

March 16, 1976

Councilman Frank Swiatek
Cheektowaga Town Hall
Broadway and Union Road
Cheektowaga, New York 14227

Re: New Wading Pool and Related Work

Dear Councilman Swiatek:


After analyzing all of the bids received on this project on March 15, 1976, I recommend the Town Board award the following contracts as soon as possible:

General Construction:	
Michael A. Wagner & Sons, Inc.	- \$201,393.00
Mechanical Work:	
Acme Plumbing Shop on Wheels, Inc.	- 27,790.00
Electrical Work:	
Anco Electric Company, Inc.	- <u>6,565.00</u>
Total Bids	- \$235,748.00

All three of the Prime Contractors were low bidders and in conference with Mr. John Rogowski, Town Attorney, the minor irregularity of the General Construction low bidder, who inadvertently omitted a page from his proposal, was of no consequence to disqualify his bid.

Very truly yours,

DONALD T. MAHARAN ASSOCIATES
ARCHITECTS-ENGINEER


Frederick D. Marzak, R.A.

hwt

ASSOCIATES

CONRAD PAWLOWSKI R.A.
JEROME V. BIEDNY R.A.

■
FREDERICK D. MARZAK R.A.
FRANK M. KUTLAK R.A.

■
DONALD C. SMITH P.E.

THE AMERICAN INSTITUTE OF ARCHITECTS



AIA Document A101

**Standard Form of Agreement Between
Owner and Contractor**

where the basis of payment is a
STIPULATED SUM

*THIS DOCUMENT HAS IMPORTANT LEGAL CONSEQUENCES. CONSULTATION WITH
AN ATTORNEY IS ENCOURAGED WITH RESPECT TO ITS COMPLETION OR MODIFICATION*

Use only with the latest Edition of AIA Document A201, General Conditions of the Contract for Construction.

This document has been approved and endorsed by The Associated General Contractors of America.

AGREEMENT

made this **Nineteenth** day of **March** in the year of Nineteen
Hundred and **Seventy-six**

BETWEEN the Owner: **Town of Cheektowaga
Erie County, New York**

and the Contractor: **Anco Electric Company, Inc.
4444 Broadway
Depew, New York, 14043**

the Project: **New Wading Pool and Related Work
Town Park - Ridge Road and Greenleaf
Cheektowaga, New York**

the Architect: **Donald T. Maharan Associates, P.C.
505 Delaware Avenue
Buffalo, New York, 14202**

The Owner and the Contractor agree as set forth below.

ARTICLE 1

THE CONTRACT DOCUMENTS

The Contract Documents consist of this Agreement, Conditions of the Contract (General, Supplementary and other Conditions), Drawings, Specifications, all Addenda issued prior to execution of this Agreement and all Modifications issued subsequent thereto. These form the Contract, and all are as fully a part of the Contract as if attached to this Agreement or repeated herein. An enumeration of the Contract Documents appears in Article 7.

ARTICLE 2

THE WORK

The Contractor shall perform all the Work required by the Contract Documents for **Electrical Work**
(Here insert the caption descriptive of the Work as used on other Contract Documents.)

ARTICLE 3

TIME OF COMMENCEMENT AND COMPLETION

The Work to be performed under this Contract shall be commenced **immediately**
and completed **within 150 calendar days.**
(Here insert any special provisions for liquidated damages relating to failure to complete on time.)

ARTICLE 4

CONTRACT SUM

The Owner shall pay the Contractor for the performance of the Work, subject to additions and deductions by Change Order as provided in the Conditions of the Contract, in current funds, the Contract Sum of **\$6565.00**
Six Thousand, Five Hundred Sixty-five Dollars and No Cents.

(This article may be amended by amount and percent, or both, as desired.)

ARTICLE 5

PROGRESS PAYMENTS

Based upon Applications for Payment submitted to the Architect by the Contractor and Certificates for Payment issued by the Architect, the Owner shall make progress payments on account of the Contract Sum to the Contractor as provided in the Conditions of the Contract as follows:

On or about the **15** day of each month **90** per cent of the proportion of the Contract Sum properly allocable to labor, materials and equipment incorporated in the Work and **90** per cent of the portion of the Contract Sum properly allocable to materials and equipment suitably stored at the site or at some other location agreed upon in writing by the parties, up to **14** days prior to the date on which the Application for Payment is submitted, less the aggregate of previous payments in each case; and upon Substantial Completion of the entire Work, a sum sufficient to increase the total payments to **95** per cent of the Contract Sum, less such retainages as the Architect shall determine for all incomplete Work and unsettled claims.

(In the case of Certificates of the Contract Document, here insert any provision for limiting or retaining the amount retained after the Work reaches a certain stage of completion.)

Any moneys not paid when due to either party under this Contract shall bear interest at the legal rate in force at the place of the Project.

ARTICLE 6

FINAL PAYMENT

Final payment, constituting the entire unpaid balance of the Contract Sum, shall be paid by the Owner to the Contractor **30** days after Substantial Completion of the Work unless otherwise stipulated in the Certificate of Substantial Completion, provided the Work has then been completed, the Contract fully performed, and a final Certificate for Payment has been issued by the Architect.

ARTICLE 7

MISCELLANEOUS PROVISIONS

7.1 Terms used in this Agreement which are defined in the Conditions of the Contract shall have the meanings designated in those Conditions.

7.2 The Contract Documents, which constitute the entire agreement between the Owner and the Contractor, are listed in Article 1 and, except for Modifications issued after execution of this Agreement, are enumerated as follows:

(List below the Agreement - Conditions of the Contract (General, Supplementary, and other Conditions), Drawings, Specifications, Addenda and accepted Alternates, showing page or sheet numbers in all cases and dates where applicable.)

Specifications Dated February 23, 1976

Invitation To Bid	Page 1 - 2
Information For Bidders	Page 1 - 14
Form of Proposal	Page P.1-P.5
Performance Bond & Labor & Material Bond	Page PB.1-PB.6
General Conditions	Page GC.1
Supplementary General Conditions	Page SG.1-SG.5
Section 1A - Requirements	Page 1A.1-1A.6
Section 1B - Miscellaneous Requirements	Page 1B.1-1B.4
Section 1C - Temporary Services and Facilities	Page 1C.1-1C.2
Division 16 - Electrical	Page 16.1-16.4

Drawings Dated February 23, 1976

- M-1 Existing Conditions and Plumbing Details
- M-2 Floor Plans and Details - Plumbing
- M-3 Floor Plans - Electric, Heating and Plumbing

- Addendum No. 1 Dated March 11, 1976 - Page 1 and 2
- Addendum No. 2 Dated March 12, 1976 - Page 1

This Agreement executed the day and year first written above.

OWNER

CONTRACTOR

[Handwritten signature]

THE AMERICAN INSTITUTE OF ARCHITECTS
RECEIVED



MAR 24 1976

Richard M. Moleski, Town Clerk

AIA Document A101

Standard Form of Agreement Between Owner and Contractor

where the basis of payment is a
STIPULATED SUM

*THIS DOCUMENT HAS IMPORTANT LEGAL CONSEQUENCES; CONSULTATION WITH
AN ATTORNEY IS ENCOURAGED WITH RESPECT TO ITS COMPLETION OR MODIFICATION*

Use only with the latest Edition of AIA Document A201, General Conditions of the Contract for Construction.

This document has been approved and endorsed by The Associated General Contractors of America.

AGREEMENT

made this Nineteenth day of March in the year of Nineteen
Hundred and Seventy-six

BETWEEN the Owner: Town of Cheektowaga
 Erie County, New York

and the Contractor: Michael A. Wagner & Sons, Inc.
 3034 Genesee Street
 Cheektowaga, New York, 14225

the Project: New Wading Pool and Related Work
 Town Park - Ridge Road and Greenleaf
 Cheektowaga, New York

the Architect: Donald T. Maharjan Associates, P.C.
 505 Delaware Avenue
 Buffalo, New York, 14202

The Owner and the Contractor agree as set forth below.

ARTICLE 1

THE CONTRACT DOCUMENTS

The Contract Documents consist of this Agreement, Conditions of the Contract (General, Supplementary and other Conditions), Drawings, Specifications, all Addenda issued prior to execution of this Agreement and all Modifications issued subsequent thereto. These form the Contract, and all are as fully a part of the Contract as if attached to this Agreement or repeated herein. An enumeration of the Contract Documents appears in Article 7.

ARTICLE 2

THE WORK

The Contractor shall perform all the Work required by the Contract Documents for
(Here insert the caption descriptive of the Work as used on other Contract Documents.)

General Construction Work

ARTICLE 3

TIME OF COMMENCEMENT AND COMPLETION

The Work to be performed under this Contract shall be commenced **immediately**
and completed **within 150 calendar days.**

(Here insert any special provisions for liquidated damages relating to failure to complete on time.)

ARTICLE 4
CONTRACT SUM

The Owner shall pay the Contractor for the performance of the Work, subject to additions and deductions by Change Order as provided in the Conditions of the Contract, in current funds, the Contract Sum of **\$201,393.00**
Two Hundred One Thousand, Three Hundred Ninety-three Dollars
and no Cents.

State here the lump sum amount, unit prices, or both, as desired.

ARTICLE 5
PROGRESS PAYMENTS

Based upon Applications for Payment submitted to the Architect by the Contractor and Certificates for Payment issued by the Architect, the Owner shall make progress payments on account of the Contract Sum to the Contractor as provided in the Conditions of the Contract as follows:

On or about the **15** day of each month **90** per cent of the proportion of the Contract Sum properly allocable to labor, materials and equipment incorporated in the Work and **90** per cent of the portion of the Contract Sum properly allocable to materials and equipment suitably stored at the site or at some other location agreed upon in writing by the parties, up to **14** days prior to the date on which the Application for Payment is submitted, less the aggregate of previous payments in each case; and upon Substantial Completion of the entire Work, a sum sufficient to increase the total payments to **95** per cent of the Contract Sum, less such retainages as the Architect shall determine for all incomplete Work and unsettled claims.

If not covered elsewhere in the Contract Documents, here insert any provision for limiting or reducing the amount retained after the Work reaches a certain stage of completion.

Any moneys not paid when due to either party under this Contract shall bear interest at the legal rate in force at the place of the Project.

ARTICLE 6

FINAL PAYMENT

Final payment, constituting the entire unpaid balance of the Contract Sum, shall be paid by the Owner to the Contractor 30 days after Substantial Completion of the Work unless otherwise stipulated in the Certificate of Substantial Completion, provided the Work has then been completed, the Contract fully performed, and a final Certificate for Payment has been issued by the Architect.

ARTICLE 7

MISCELLANEOUS PROVISIONS

7.1 Terms used in this Agreement which are defined in the Conditions of the Contract shall have the meanings designated in those Conditions.

7.2 The Contract Documents, which constitute the entire agreement between the Owner and the Contractor, are listed in Article 1 and, except for Modifications issued after execution of this Agreement, are enumerated as follows:

(List below the Agreement, Conditions of the Contract (General, Supplementary, and other Conditions), Drawings, Specifications, Addenda and accepted Alternates, showing page or sheet numbers in all cases and dates where applicable.)

Specifications Dated February 23, 1976

Invitation To Bid	Page 1 - 2
Information For Bidders	Page 1 - 14
Form of Proposal	Page P.1-P.5
Performance Bond & Labor & Material Bond	Page PB.1-PB.6
General Conditions	Page GC.1
Supplementary General Conditions	Page SG.1-SG.5
Section 1A - Requirements	Page 1A.1-1A.6
Section 1B - Miscellaneous Requirements	Page 1B.1-1B.4
Section 1C - Temporary Services and Facilities	Page 1C.1-1C.2
Section 2A - Site Development	Page 2A.1-2A.7
Section 2B - Excavation Work	Page 2B.1-2B.5
Section 2C - Fencing and Playground Equipment	Page 2C.1-2C.4
Section 3A - Concrete Work	Page 3A.1-3A.11
Section 3B - Prestressed Pre-Cast Concrete Tees	Page 3B.1-3B.5
Section 4A - Masonry Work	Page 4A.1-4A.7
Section 5A - Architectural Metals	Page 5A.1-5A.6
Section 6A - Rough Carpentry	Page 6A.1-6A.5
Section 7A - Roofing and Sheet Metal	Page 7A.1-7A.7
Section 7B - Caulking	Page 7B.1-7B.2
Section 7C - Weatherstripping	Page 7C.1-7C.2
Section 7D - Insulation	Page 7D.1-7D.3
Section 8A - Metal Doors and Frames	Page 8A.1-8A.4
Section 8B - Finish Hardware	Page 8B.1-8B.3
Section 9A - Painting and Decorating	Page 9A.1-9A.11
Section 13A - Wading Pool	Page 13A.1-13A.16

(CONTINUED)

This Agreement executed the day and year first written above.

OWNER

CONTRACTOR

Richard C. Wagner III

THE AMERICAN INSTITUTE OF ARCHITECTS

RECEIVED



MAR 24 1976

Richard M. Moleski, Town Clerk

AIA Document A101

Standard Form of Agreement Between Owner and Contractor

where the basis of payment is a

STIPULATED SUM

*THIS DOCUMENT HAS IMPORTANT LEGAL CONSEQUENCES; CONSULTATION WITH
AN ATTORNEY IS ENCOURAGED WITH RESPECT TO ITS COMPLETION OR MODIFICATION*

Use only with the latest Edition of AIA Document A201, General Conditions of the Contract for Construction.

This document has been approved and endorsed by The Associated General Contractors of America.

AGREEMENT

made this **Nineteenth** day of **March** in the year of Nineteen
Hundred and Seventy-six

BETWEEN the Owner: **Town of Cheektowaga
Erie County, New York**

and the Contractor: **Acme Plumbing Shop On Wheels, Inc.
159 West Avenue
Buffalo, New York, 14201**

the Project: **New Wading Pool and Related Work
Town Park - Ridge Road and Greenleaf
Cheektowaga, New York**

the Architect: **Donald T. Maharan Associates, P.C.
505 Delaware Avenue
Buffalo, New York, 14202**

The Owner and the Contractor agree as set forth below:

ARTICLE 1

THE CONTRACT DOCUMENTS

The Contract Documents consist of this Agreement, Conditions of the Contract (General, Supplementary and other Conditions), Drawings, Specifications, all Addenda issued prior to execution of this Agreement and all Modifications issued subsequent thereto. These form the Contract, and all are as fully a part of the Contract as if attached to this Agreement or repeated herein. An enumeration of the Contract Documents appears in Article 7.

ARTICLE 2

THE WORK

The Contractor shall perform all the Work required by the Contract Documents for **Mechanical Work**
(Here insert the caption descriptive of the Work as used on other Contract Documents.)

ARTICLE 3

TIME OF COMMENCEMENT AND COMPLETION

The Work to be performed under this Contract shall be commenced **immediately**

and completed **within 150 calendar days**

(Here insert any special provisions for liquidated damages relating to failure to complete on time.)

ARTICLE 4
CONTRACT SUM

The Owner shall pay the Contractor for the performance of the Work, subject to additions and deductions by Change Order as provided in the Conditions of the Contract, in current funds, the Contract Sum of **\$27,790.00**
Twenty-Seven Thousand, Seven Hundred Ninety Dollars and
No Cents.

(State here the lump sum amount, unit prices, or both, as desired.)

ARTICLE 5
PROGRESS PAYMENTS

Based upon Applications for Payment submitted to the Architect by the Contractor and Certificates for Payment issued by the Architect, the Owner shall make progress payments on account of the Contract Sum to the Contractor as provided in the Conditions of the Contract as follows:

On or about the **15** day of each month **90** per cent of the proportion of the Contract Sum properly allocable to labor, materials and equipment incorporated in the Work and **90** per cent of the portion of the Contract Sum properly allocable to materials and equipment suitably stored at the site or at some other location agreed upon in writing by the parties, up to **14** days prior to the date on which the Application for Payment is submitted, less the aggregate of previous payments in each case; and upon Substantial Completion of the entire Work, a sum sufficient to increase the total payments to **95** per cent of the Contract Sum, less such retainages as the Architect shall determine for all incomplete Work and unsettled claims.

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ARTICLE 7

MISCELLANEOUS PROVISIONS

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Section 1C - Temporary Services and Facilities	Page 1C.1-1C.2
Section 17A1 - General Description	Page 17A1.1-17A1.2
Section 17A2 - Mechanical Work Requirements	Page 17A2.1-17A2.4
Section 17A3 - Plumbing Piping System	Page 17A3.1-17A3.4

Drawings Dated February 23, 1976

- M-1 Existing Conditions and Plumbing Details
- M-2 Floor Plans and Details - Plumbing
- M-3 Floor Plans - Electric, Heating and Plumbing

Addendum No. 1 - Dated March 11, 1976 - Page 1 and 2

This Agreement executed the day and year first written above.

OWNER

CONTRACTOR

ACME PLUMBING SHOP ON WJONES LN

Edmund A. Riordan

Edmund A. Riordan Secy

Item No. 2 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek & Burst
NAYES: 0
ABSENT: 0

Item No. 3 Highway Department - Acceptance of Marywood Part III

This item was adjourned until Monday, March 22, 1976 at 6:00 P.M.

Motion by Supervisor Meyers, seconded by Councilman Johnson to waive the rules to include the following items:

II. SUSPENSION OF RULES

Item No. 4 Retain Percival Bixby & Co. CPA's to prepare disclosure prospectus regarding Bond Anticipation Notes

Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga will require borrowings for Bond Anticipation Notes throughout the year in a total amount in excess of \$3,000,000.00, and

WHEREAS, current municipal borrowings are meeting a critical and reluctant market in New York State, and

WHEREAS, new legislation requires lengthy and complete disclosure of the borrowers financial position, and

WHEREAS, such disclosure in a professional brochure will provide the data to attract more favorable interest bids, NOW, THEREFORE, BE IT

RESOLVED that Percival G. Bixby & Co., CPA's be retained at a fee not to exceed \$2,000.00 to prepare a disclosure prospectus immediately and that these funds be provided from the Federal Revenue Sharing Fund Balance into a financial administration budgetary line item.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Wasielewski, Johnson, Dux,
Kaczmarek & Burst
NAYES: 0
ABSENT: 0

Item No. 5 Motion by Supervisor Meyers, seconded by Councilman Dux to adjourn the meeting until Monday, March 22, 1976 at 6:00 o'clock P.M.

RICHARD M. MOLESKI
Town Clerk

Item NO. 1 At an adjourned 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 March, 1976 at 6:00 o'clock P.M., Eastern Standard Time there were:

PRESENT: Supervisor Kenneth J. Meyers
Councilman Raymond J. Wasielewski
Councilman Thomas M. Johnson, Jr.
Councilman Frank J. Dux
Councilman George Kaczmarek
Councilman James R. Burst

ABSENT: Councilman Frank E. Swiatek

Also present were: Richard M. Moleski, Town Clerk; Robert Miller, Deputy Town Attorney.

Item No. 2 Highway Department - Acceptance of Marywood Part III

Motion by Supervisor Meyers, seconded by Councilman Johnson

BE IT RESOLVED that the following named subdivision be and hereby is accepted in accordance with the terms set forth in a letter of the Cheektowaga Highway Department which is attached hereto and made a part hereof.

* See next pages for letter.

ALFRED F. WNEK
SUPERINTENDENT

OFFICE: 683-4775



TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

OFFICE OF
SUPERINTENDENT OF HIGHWAYS
3145 UNION ROAD
CHEEKTOWAGA, NEW YORK 14227

March 10, 1976

RECEIVED

MAR 11 1976

Honorable Kenneth J. Meyers, Supervisor
Honorable Town Board
Town Hall, Cheektowaga, New York

Richard M. Moleski, Town Clerk

RE: Approval of Marywood Part 3

Gentlemen:

Enclosed is a letter from the Corp of Engineers to the previous owner showing flooded elevations which indicate the Marywood III Subdivision to be above the 100 year flood elevation.

Ted Skowron, the Highway Department Engineer and I have inspected the maps for the Marywood Part III Subdivision and find that they meet the specifications as set forth by the Town of Cheektowaga and subject to the following regulations:

1. Bituminous coated metal pipe and concrete for storm sewers.
2. Crusher run for road base.
3. It will be the responsibility of the subdividor and/or the builder to plant a tree in front of every new home, between the sidewalk and curb within one year after homes are built.
4. Construction of paving, curbs, receivers and connections in the Marywood Part III Subdivision roads described as follows:

ROWLEY HOLLOW: 60' R.O.W. - 1295' to $\frac{1}{4}$ of 90' cul de sac
Beginning at a point in the $\frac{1}{4}$ of Rowley Road, thence northerly 500' to a point on curve, thence easterly 795' to the $\frac{1}{4}$ of a 88' diameter (or 44' radius) cul de sac.

DEER TRAIL: 60' R.O.W. - 1009' long
Beginning at a point in the $\frac{1}{4}$ of Rowley Hollow, thence easterly 600' to a point on curve, thence northerly 490' to a point and end in Rowley Hollow.

It is our understanding that the Sanitary Sewer has Erie County Sewer District #1 approval.

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



ALFRED F. WNEK
SUPERINTENDENT
OFFICE: 683-4775



TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

OFFICE OF
SUPERINTENDENT OF HIGHWAYS
3145 UNION ROAD
CHEEKTOWAGA, NEW YORK 14227

Page 2
March 10, 1976

Approval of Plans for Marywood Part III

No building permits are to be issued until contract or maintenance bonds are submitted to the Highway Department. Ron Martin, Building Inspector, will be notified when bonds are brought in to the Highway Department. Building permits should specify trees to be furnished as noted above.

Therefore, with reference to the above notations, I recommend approval for the Marywood III subdivision.

Respectfully yours,
TOWN OF CHEEKTOWAGA

Alfred F. Wnek
Superintendent of Highways

AFW/mss
Enclosure

Copies: John Rogowski, Town Attorney
Town Board Members
Chet Bryan - Town Engineer
Ron Martin - Building Inspector
Richard Moleski - Town Clerk
Files

RECEIVED

MAR 11 1976

Richard M. Moleski, Town Clerk

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

March 22, 1976

Town Board
Town of Cheektowaga
Broadway and Union Road
Cheektowaga, New York 14227

RE: Revision - Rowley Hollow
Marywood Farms III
Town of Cheektowaga

Gentlemen:

With respect to the proposed Marywood Farms III Subdivision the owner and developer, Josela Enterprises Inc., agrees to the following conditions.

1. The developer agrees to construct three (3) additional catch basins per Town specifications where and if deemed necessary during the course of the construction of the subdivision and homes. Location to be established by Town Engineer.
2. The developer shall clean and improve the drainage ditch along the easterly side of the subdivision.

Yours truly,

James E. Riffel, Vice. Pres
James Riffel,
JOSELA ENTERPRISES, INC.

/mjj



DEPARTMENT OF THE ARMY
BUFFALO DISTRICT, CORPS OF ENGINEERS
1776 NIAGARA STREET
BUFFALO, NEW YORK 14207

NCBED-PF

23 June 1975

Mr. Jack R. Patterson
CIPCO Development Corporation
24 Patrice Terrace
Amherst, NY 14221

Dear Mr. Patterson:

This is in reply to your letter of 17 June 1975, requesting flood data for a proposed subdivision, approximately .3 mile upstream from the Rowley Road bridge bounded by Cayuga Creek on the north, Rowley Road on the south and the Penn Central Railroad on the east.

Based on a Flood Insurance Study for Cheektowaga, NY, that the Buffalo District prepared for the Federal Insurance Administration, the estimated 100-year flood elevations in the vicinity of the proposed site are:

Upstream of Rowley Rd. Bridge	- 624.5 ft.
Valley Cross Section J (Stream Mile 5.78)	- 626.5 ft.
Downstream of Penn Central R.R.	- 627.0 ft.

The above flood elevations are on U. S. Coast and Geodetic Survey Datum. I am inclosing pertinent information for the site that was extracted from the Flood Insurance Study. Inclosure 1 shows the water surface profiles for the 10-, 50-, 100- and 500-year events and Inclosure 2 shows the floodway required for the passage of a 100-year event.

I trust this information will meet your needs.

Sincerely yours,

BERNARD C. HUGHES
Colonel, Corps of Engineers
District Engineer

2 Incl
as stated

Item No. 2 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Wasielewski, Johnson, Dux, Kaczmarek & Burst
NAYES: 0
ABSENT: Councilman Swiatek

Amendment to be added to Item No. 2.

Motion by Councilman Johnson, seconded by Councilman Wasielewski

RESOLVED that it shall be the responsibility of Josela Enterprises, Inc., or its successor, to install sidewalks as per the specifications outlined in Town Ordinance #20 and such sidewalk must be fully installed within one (1) year of the completion of construction of housing within said subdivision, and BE IT

FURTHER RESOLVED that Josela Enterprises, Inc., or its successor, shall prior to the sale of any single lot, sign a petition for the installation of lighting in accordance with an engineer's plan as provided by New York State Electric and Gas.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Wasielewski, Johnson, Dux, Kaczmarek & Burst
NAYES: 0
ABSENT: Councilman Swiatek

Item No. 3 Motion by Councilman Kaczmarek, seconded by Councilman Johnson to adjourn the meeting.

RICHARD M. MOLESKI
Town Clerk