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B I D S  
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2	Highway Dept. - Two (2) new 1978 dump trucks, fully equipped, with trade-in of two (2) 1962 FWD trucks.	1
3	Highway Dept. - Additional snow plow blades, wing blades, etc.	1
4	Bldgs. & Grounds - Light standards up to amount of twenty (20) for the year 1978 (for Towers Blvd.).	1
5	Bldgs. & Grounds - Light standards to be purchased in lots of ten (10) up to the amount of fifty (50) for the year 1978 (for Kensington Expressway).	1
6	Bldgs. & Grounds - Light standard arms for lighting on Kensington Expressway.	1
7	Recreation Dept. - Gymnastic mats.	1

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3	Engineering - Chlorine requirements for 1978.	1
4	Engineering - Work uniforms for 1978.	1
5	Engineering - Fleet washing for 1978.	1
6	Engineering - Reconditioning of 23 voting machines.	1
7	Engineering - Six (6) cubic yard containers for rear end loading for Sanitation Department.	1
8	Police - Ten (10) police cars and two (2) pick-up trucks.	1

Meeting No. 3 - February 6, 1978

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57	Highway Dept. - Advertise for Bids for two (2) 10-wheel Tandem Trucks; two (2) dump body and hoist; snow removal equipment.	29-30

MEETING NO. 1

CHEEKTOWAGA, NEW YORK  
JANUARY 3, 1978

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 3rd day of January, 1978 at 7:00 o'clock P.M., Eastern Standard Time, there were:

PRESENT: Supervisor Kenneth J. Meyers  
Councilman Frank E. Swiatek  
Councilman Thomas M. Johnson, Jr.  
Councilman Frank J. Dux  
Councilman George Kaczmarek  
Councilman James R. Burst  
Councilman Donald J. Wegner

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; John V. Rogowski, Town Attorney; Robert Miller, Deputy Town Attorney; Chester L. Bryan, Town Engineer; Ronald Marten, Building & Plumbing Inspector; Alfred Wnek, Highway Superintendent; Ronald Zoeller, Working Foreman in the Sanitation Dept.; Casey Kozminski, Real Property Appraiser; Sal LaGreca, Assistant Manpower Program Director I; Ed Leak, Recreation Director; Jim Matecki, Parks Foreman; Mrs. Julia Reinstein, Town Historian; Dr. Louis Vendetti, Town Health Officer.

I. BIDS

Item No. 2 Highway Dept. - Two (2) new 1978 Dump Trucks, fully equipped, with trade-in of two (2) 1962 FWD Trucks.  
Bids referred to Equipment Management and Procurement Committee; James Burst, Chairman.

Item No. 3 Highway Dept. - Additional Snow Plow Blades, Wings Blades, etc.  
Bids referred to Alfred Wnek, Town Highway Superintendent.

Item No. 4 Buildings & Grounds Dept. - Light Standards up to the amount of twenty (20) for the year 1978 (for Towers Blvd.).  
Bids referred to Raymond Matot, Superintendent of Buildings and Grounds.

Item No. 5 Buildings & Grounds Dept. - Light Standards to be purchased in lots of ten (10) up to the amount of fifty (50) for the year 1978 (for Kensington Expressway).  
Bids referred to Raymond Matot, Superintendent of Buildings and Grounds.

Item No. 6 Buildings & Grounds Dept. - Light Standard Arms for lighting on Kensington Expressway.  
Bids referred to Raymond Matot, Superintendent of Buildings and Grounds.

Item No. 7 Recreation Department - Gymnastic Mats.  
Bids referred to Recreation/Parks Committee; Frank E. Swiatek, Chairman.

## II. RESOLUTIONS

Item No. 8 Motion by Councilman Johnson, seconded by Councilman Kaczmarek

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 \$27,400.00 per annum, effective as of January 1, 1978.

Upon Roll Call....

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

Item No. 9 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 \$25,100.00, effective as of January 1, 1978, 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 \$17,150.00, effective as of January 1, 1978, 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 \$13,400.00, effective as of January 1, 1978.

Upon Roll Call....

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

Item No. 10 Motion by Councilman Wegner, seconded by Councilman Johnson

WHEREAS, Richard M. Moleski has advised the Town Board that he has appointed Mary F. Holtz, Cheektowaga, 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 1978-1979, NOW THEREFORE BE IT

RESOLVED that Mary F. Holtz be and hereby is appointed as First Deputy at a salary of \$12,078.86 per annum, and Linda M. Baer be and hereby is appointed as Second Deputy at a salary of \$11,283.99 per annum; said appointments effective as of January 1, 1978.

Upon Roll Call....

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

Item No. 11 Motion by Councilman Kaczmarek, seconded by Councilman Dux

BE IT RESOLVED that Richard M. Moleski be appointed as Registrar of Vital Statistics of the Town of Cheektowaga for the years 1978-1979, 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, 1979; effective January 1, 1978.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,  
Burst and Wegner

Item No. 11 Cont'd.

Upon Roll Call....

NAYES: 0  
ABSENT: 0

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

RESOLVED that Joan E. 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, 1978; at a salary of \$12,078.86 per annum.

Upon Roll Call....

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

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

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 \$16,900.00, effective January 1, 1978.

Upon Roll Call....

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

Item No. 14 Motion by Councilman Swiatek, seconded by Supervisor Meyers

RESOLVED that Kenneth J. Kopacz, of , Cheektowaga, New York, be and hereby is appointed Executive Director of the Youth Bureau at an annual salary of \$17,715.00, effective January 1, 1978.

Upon Roll Call....

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

Item No. 15 Motion by Councilman Swiatek, seconded by Councilman Wegner

WHEREAS, Supervisor Meyers has advised the Town Board that he is re-appointing Diane Farugia as Secretary to the Supervisor as of January 1, 1978, 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 \$13,410.00, per annum.

Upon Roll Call....

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

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

RESOLVED that John B. Gruber, residing at , Cheektowaga, New York be and hereby is appointed Acting Police Chief, in the Cheektowaga



Item No. 16 Cont'd.

Police Department, at an annual salary of \$26,640.50, effective January 1, 1978.

Upon Roll Call....

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

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

RESOLVED that Theodore G. DeFedericis, residing at  
, Cheektowaga, New York be and hereby is appointed Acting Assistant Chief of  
Police, in the Cheektowaga Police Department at an annual salary of \$22,850.00,  
effective January 1, 1978.

Upon Roll Call....

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

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

RESOLVED, that Ronald Zoeller, residing at  
Cheektowaga, New York, be and hereby is appointed to the position of Working  
Foreman in the Sanitation Department at an annual salary of \$18,780.00 effective  
January 1, 1978.

Upon Roll Call....

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

Item No. 19 Motion by Councilman Kaczmarek, seconded by Councilman Dux

RESOLVED that Robert A. Karaszewski of  
towaga, New York, be and hereby is appointed as Deputy Superintendent of Highways  
of the Town of Cheektowaga, effective January 1, 1978 at an annual salary of  
\$16,990.00, subject to negotiation of the Supervisory Contract for the year 1978.

Upon Roll Call....

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

Item No. 20 Motion by Councilman Johnson, 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, therefore,  
BE IT

RESOLVED that Joseph Klosko be and hereby is assigned Acting Fore-  
man 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 in order to comply with the provisions of the

Item No. 20 Cont'd.

Agreement between the Town of Cheektowaga and Local 1026, American Federation of State, County and Municipal Employees, AFL-CIO.

Upon Roll Call....

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

Item No. 21 Motion by Councilman Burst, seconded by Councilman Dux

RESOLVED that Katherine Zydel, , Cheektowaga, New York  
and Evelyn Renzi, , Cheektowaga, New York, be and they are hereby  
appointed Police Matrons at an annual salary of \$2,800.00 each, to take effect as  
of January 1, 1978.

Upon Roll Call....

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

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

RESOLVED that Joseph DiRosa be and hereby is appointed Mail Clerk  
at an annual salary of \$2,445.00, effective January 1, 1978.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,  
Burst and Wegner  
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, 1978,  
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, Johnson, Dux, Kaczmarek,  
Burst and Wegner  
NAYES: 0  
ABSENT: 0

Item No. 24 Motion by Councilman Swiatek, seconded by Councilman Wegner

RESOLVED that the following appointments are made to the Cheektowaga  
Library Board for the terms listed:

Dr. Thomas Frank - 1 year term commencing January 1, 1978

Mrs. Bernice Snyder - 3 year term commencing January 1, 1978

Mr. Edward Szemraj - 5 year term commencing January 1, 1978

Item No. 24 Cont'd.

Upon Roll Call....

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

Item No. 25 Motion by Supervisor Meyers, seconded by Councilman Kaczmarek

WHEREAS there is a vacancy in the Office of Town Clerk for the position of "Clerk-Typist", and

WHEREAS this vacancy has been properly posted for a period of ten (10) working days in accordance with the bargaining agreement between the Town of Cheektowaga and Local 1026, AFL-CIO, NOW THEREFORE BE IT

RESOLVED that Sharon Szymanski, of , Cheektowaga, New York, who appears first on the Erie County Civil Service list of eligibles for the position of "Clerk-Typist", be and hereby is appointed to the position of "Clerk-Typist", in the office of Town Clerk at a salary in accordance with the present above mentioned bargaining agreement.

Upon Roll Call....

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

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

RESOLVED that the following employees covered under the bargaining agreement between the Town of Cheektowaga and Local 1026, AFL-CIO, are hereby transferred from their respective Departments, to the Central Garage at the titles listed below:

Robert S. Czubaj	Laborer Central Garage	to	Mechanic Helper Central Garage
Edward Trzaska	Driver Highway	to	Mechanic Helper Central Garage
David Kulik	Mechanic Highway	to	Mechanic Helper Central Garage
Robert Bartosz	MEO-B Highway	to	Laborer Central Garage
John Knoph	Laborer Sewer Maint.	to	Laborer Central Garage

and BE IT FURTHER RESOLVED that the following employees, also covered under the bargaining agreement between the Town of Cheektowaga and Local 1026, AFL-CIO are hereby transferred temporarily from the Sanitation Department to the Departments listed below:

Marvin Kaczmierczak	to Sewer Maintenance
Brian McGloin	to Central Garage
Eugene Martin	to Highway Department
Ralph Reister	to Highway Department
James Torbicki	to Highway Department

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,  
Burst and Wegner

Item No. 26 Cont'd.

Upon Roll Call....

NAYES: 0  
ABSENT: 0

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

RESOLVED that Thomas Kolbert, residing at Cheektowaga, New York be and hereby is appointed 1st Clerk to the Town Justice at an annual salary of \$15,500.00, effective January 1, 1978.

Upon Roll Call....

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

Item No. 28 Motion by Supervisor Meyers, seconded by Councilman Swiatek

RESOLVED that Florence Walentynowicz, residing at Cheektowaga, New York be and hereby is appointed 2nd Clerk to the Town Justice at an annual salary of \$11,604.50, effective January 1, 1978.

Upon Roll Call....

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

Item No. 29 Motion by Councilman Dux, seconded by Councilman Kaczmarek

RESOLVED that the following persons be and hereby are hired as Seasonal (Part-time Clerical) employees to assist RONALD R. NORMAN, Receiver of Taxes and Assessments, in the 1978 Tax Collection and that their pay be fixed at the sum of twenty-two (\$22.00) per day:

Irene Lackemeyer	Geraldine Glascott
Charlotte Nawrocki	Evelyn Tokasz
Eleanor Yantomasi	Francis Zale
Alice Nowicki	Florence Kazinski
Sally Repec	Waltraud Piffl
Delphine Kosmider	Alice Burroughs
Deborah Dudek	Dorothy Gielinski
Arlene Jankowski	Gertrude Napierski
Patricia Truax	Andrea Czajka

and BE IT FURTHER RESOLVED that the duration of part-time service authorized herein is subject to the part-time personnel policy to be approved by the Town Board in February, 1978.

Item No. 29 Cont'd.

Upon Roll Call....

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

Item No. 30 Motion by Supervisor Meyers, seconded by Councilman Wegner

RESOLVED that Loris Durfee, , Cheektowaga, New York, be and hereby is appointed to the position of Assistant Plumbing Inspector, part time, at a salary of \$4.97 per hour, effective immediately, and BE IT FURTHER

RESOLVED that said part time employment shall not exceed 20 hours per week, and BE IT FURTHER

RESOLVED that the duration of part time service authorized herein is subject to the part time personnel policy to be approved by the Town Board in February, 1978.

Upon Roll Call....

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

Item No. 31 Motion by Supervisor Meyers, seconded by Councilman Dux

RESOLVED that Diane Corkins, , Cheektowaga, New York, be and hereby is appointed to the position of Clerk, part time, in the Building Inspector's Office at a salary of \$22.00 per day, effective immediately, and BE IT FURTHER

RESOLVED that the duration of part time service authorized herein is subject to the part time personnel policy to be approved by the Town Board in February, 1978.

Upon Roll Call....

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

Item No. 32 Motion by Councilman Kaczmarek, seconded by Councilman Johnson

BE IT RESOLVED that the following be and hereby are hired as Clerks, part time, in the Town Clerk's Office for the year 1978, to be called as needed, at a salary rate of \$22.00 per day:

Sophie Sunday --	, Chktg., NY 14225
Susan Mulcahy --	, Chktg., NY 14225
Peg Zoeller --	Chktg., NY 14225

and, BE IT FURTHER

RESOLVED that the duration of part time service authorized herein is subject to the part time personnel policy to be approved by the Town Board in February, 1978.

Upon Roll Call....

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



Item No. 33 Appointment of part time Senior Citizens Leader.  
Item Withdrawn!

Item No. 34 Motion by Councilman Wegner, seconded by Councilman Burst

RESOLVED that the following be hired as part time clerical help at a salary of \$22.00 per day, as needed, for use in the various Town Hall Departments:

Jeanette Wasmer

Cheektowaga, New York

Kathleen Kozell

Cheektowaga, New York

AND BE IT FURTHER RESOLVED that the duration of part time service authorized herein is subject to the part time personnel policy to be approved by the Town Board in February 1978.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek, Burst and Wegner

NAYES: 0

ABSENT: 0

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

RESOLVED that Carol Bannister, residing at Cheektowaga, New York, be and hereby is appointed to the position of Clerk Typist, part time, in the Sanitation Department, at a salary of \$22.00 per diem, effective January 1, 1978, and BE IT FURTHER

RESOLVED that the duration of part time service authorized herein is subject to the part time personnel policy to be approved by the Town Board in February, 1978.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek, Burst and Wegner

NAYES: 0

ABSENT: 0

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

RESOLVED that Dennis Laudenslager, residing at Cheektowaga, New York, be and hereby is appointed to the position of Laborer, part time, in the Sanitation Department at a salary of \$2.50 per hour, effective January 1, 1978, and BE IT FURTHER

RESOLVED that the duration of part time service authorized herein is subject to the part time personnel policy to be approved by the Town Board in February, 1978.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek, Burst and Wegner

NAYES: 0

ABSENT: 0

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

RESOLVED that the following individuals be hired to work for the Cheektowaga Youth Bureau with the titles and salaries for 1978 and thereby be established as follows:

Item No. 37 Cont'd.

AS A CLERK IN THE ADMINISTRATIVE INTERN PROGRAM - A.7310.160

Kathleen Martin  
14225 - at the rate of \$3.00 per hour

Sandra Lennert  
, 14225 - at the rate of \$2.75 per hour

Linda Fenske  
, 14211 - at the rate of \$2.75 per hour

Lisa Koserski  
, 14225 - at the rate of \$2.75 per hour

Candy Costrine  
, 14225 - at the rate of \$2.50 per hour

WORK EXPERIENCE PROGRAM - A.7310.162

Dawn Dickinson  
, 14225 - at the rate of \$2.35 per hour

Donald Franz  
, 14225 - at the rate of \$2.35 per hour

PART TIME RECREATION SUPERVISOR FOR SPECIAL SWIM PROGRAM - A.7310.140

Joseph V. Daly  
, 14225 - at the rate of \$5.50 per hour

LIFEGUARDS AT THE RATE OF \$2.60 PER HOUR - A.7310.140

Kathy Bauers , 14225	Kathy Daly , 14225
Sharon Daly , 14225	Roseanne Danzi , 14225
Deborah Healy , 14225	Susan Sopczyk , 14227

RECREATION ATTENDANTS FOR C.A.T.C.H. PROGRAM AT THE RATE OF \$2.50 PER HOUR -  
A.7310.161

Gregory Mohring  
, 14215

William Fenske  
, 14211

Cynthia Schell  
, 14215

and, BE IT FURTHER

RESOLVED that the duration of part time service authorized herein is subject to the part time personnel policy to be approved by the Town Board in February, 1978.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,  
Burst and Wegner

NAYES: 0

ABSENT: 0

Item No. 38 Motion by Councilman Swiatek, seconded by Councilman Wegner

BE IT RESOLVED that the salary for the following official of the Town of Cheektowaga for the year 1978 be and hereby is \$500.00, per annum.

DEPUTY SUPERVISOR

Upon Roll Call....

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

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

WHEREAS, there is a need for an additional Bingo Inspector for the Town of Cheektowaga, and

WHEREAS, a PO-17 has been properly submitted to the Erie County Personnel Department, and has been approved, therefore, BE IT

RESOLVED that an additional position of Bingo Inspector be and hereby is created, and BE IT FURTHER

RESOLVED that Stanley Sliwinski, , Cheektowaga, New York be and hereby is appointed to said position at an annual salary of \$3,150.00, effective as of January 1, 1978.

Upon Roll Call....

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

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

RESOLVED, that Alexander Mazgajewski of , Cheektowaga, New York be and hereby is appointed as Bingo Inspector Chairman at an annual salary of \$3,260.00, effective as of January 1, 1978, and BE IT FURTHER

RESOLVED that the following individuals be and hereby are appointed as Bingo Inspectors at an annual salary of \$3,150.00, effective as of January 1, 1978:

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

Upon Roll Call....

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

Item No. 41 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS the Town of Cheektowaga receives federal funds annually from the U.S. Department of Housing and Urban Development under the Housing and Community Development Act of 1974, and

WHEREAS the purpose of the Community Development Program is to provide community development and housing services to low and moderate income persons within the Town, and

WHEREAS, the magnitude and scope of the Program require the services of a Community Development Coordinator, and



Item No. 41 Cont'd.

WHEREAS the funding of the services of a Community Development Coordinator will be appropriated from the Community Development Funds received by the Town, and

WHEREAS the necessary PO-17 forms for the creation of the position of Community Development Coordinator have been submitted to the Erie County Department of Personnel, and

WHEREAS the Erie County Department of Personnel has approved the creation of said position, NOW THEREFORE BE IT

RESOLVED that the position of Community Development Coordinator be and hereby is created, at an annual starting salary of \$14,500.00 and BE IT FURTHER

RESOLVED that funds in the amount of \$9202 for the salary of the said position for the balance of the 1977 Program Year be reappropriated from the 1977 Community Development Local Option (Contingency) Account, No. CD 8690.500 to the Administration Account, No. CD 8686.120 and BE IT FURTHER

RESOLVED that funds in the amount of \$3220 for fringe benefits be transferred from the 1977 Community Development Local Option (Contingency) Account, No. CD 8690.500 to the Fringe Benefit Account, No. CD 8686.800, and BE IT FURTHER

RESOLVED that this newly created position shall be posted for a period of ten (10) working days, in accordance with the bargaining agreement between the Town of Cheektowaga and Local 1026, AFL-CIO.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek, Burst and Wegner

NAYES: 0

ABSENT: 0

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

RESOLVED that the salaries of Town Officials and employees for the year 1978 and thereafter be established as follows:

Supervisor	\$28,850.00
Councilmen (6) each	9,850.00
Town Clerk	19,300.00
Town Attorney	25,100.00
First Deputy Town Attorney	17,150.00
Second Deputy Town Attorney	13,400.00
Justices of Peace (2) each	18,000.00
Executive Director of Youth Bureau	17,715.00
Receiver of Taxes	18,350.00
Chief of Police	26,640.50
Town Engineer	27,400.00
Sole Assessor	18,440.00
Real Property Appraiser	17,115.00
Deputy Receiver of Taxes	12,078.86
Deputy Town Clerk - 1st	12,078.86
Deputy Town Clerk - 2nd	11,283.99
Working Foreman - Sanitation	18,780.00
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	16,900.00
Building and Plumbing Inspector	18,440.00
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	2,400.00
Police Matron (2) each	2,800.00

Item No. 42 Cont'd.

Election Inspectors (Primary & Registration Day)	\$ 28.00 per day
(Election Day)	34.65 per day
(Chairman extra \$5.00 per day)	
Parks Foreman	19,280.00
Director of Recreation	16,290.00
Part-time Clerical	22.00 per day
Civil Defense Director	1,675.00
Secretary to Supervisor	13,410.00
Mail Clerk	2,445.00
Assessment Review Board (4) each	500.00
Assessment Review Board (1) Chairman	700.00
Highway Superintendent	22,950.00
Senior Recreation Supervisor	11,300.00
Program Coordinator - Youth Bureau	11,700.00
Assistant Chief of Police	22,850.00
Clerk to Town Justice (1st)	15,500.00
Clerk to Town Justice (2nd)	11,604.50
Superintendent - Buildings and Grounds	17,570.00
Council Secretary	10,600.00

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,  
Burst and Wegner

NAYES: 0

ABSENT: 0

Item No. 43 Motion by Supervisor Meyers, seconded by Councilman Swiatek

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

Marine Trust Company (Cheektowaga Office)  
Payroll  
Federal Revenue Sharing Fund  
Highway Fund

Manufacturers and Traders Trust Company (Airport Plaza Branch)  
Debt Service Fund  
General Fund  
Special Districts

Bank of New York (Como Mall & Union)  
Trust and Agency Fund  
HUD-NPP

Liberty National Bank and Trust Company (Harlem Rd. Office)  
Special Assessment

Chase Manhattan (Depew Office)  
EDA Accounts  
Capital

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

Manufacturers Hanover Trust Co. (Depew Office)  
HUD - CDBG

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,  
Burst and Wegner

NAYES: 0

ABSENT: 0

Item No. 44 Motion by Councilman Swiatek, seconded by Councilman Wegner

RESOLVED that the following Town Officers, pursuant to Section 25

Item No. 44 Cont'd.

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
Deputy 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, Johnson, Dux, Kaczmarek,  
Burst and Wegner  
NAYES: 0  
ABSENT: 0

Item No. 45 Motion by Councilman Wegner, 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 New York (Cheektowaga Office), Chase Manhattan Bank of Western New York, N.A. (Depew Office), Manufacturers and Traders Trust Company (Airport Plaza Office), Citibank of New York, N.A. (Airport Plaza Office), and Manufacturers Hanover Trust Company 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 New York (Cheektowaga Office), Chase Manhattan Bank of Western New York, N.A. (Depew Office), Manufacturers and Traders Trust Company (Airport Plaza Office), Citibank of New York, N.A. (Airport Plaza 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, 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 Cheektowaga.

Upon Roll Call....

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

Item No. 46 Motion by Supervisor Meyers, seconded by Councilman Johnson

RESOLVED that Percival G. Bixby & Company be and hereby is retained during the year 1978 as Town Auditors and Financial Consultants.

Item No. 46 Cont'd.

Upon Roll Call....

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

Item No. 47 Motion by Councilman Swiatek, seconded by Councilman Burst

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 1978 at 7:00 p.m.

Upon Roll Call....

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

Item No. 48 Motion by Councilman Swiatek, seconded by Councilman Burst

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 nay 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, Johnson, Dux, Kaczmarek,  
Burst and Wegner  
NAYES: 0  
ABSENT: 0

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

WHEREAS, bids were duly received by this Town Board at a meeting thereof held on December 19, 1977 for brackets, U-posts, Galvanized and ungalvanized pipe for use by 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 has been completed, now, therefore, BE IT

RESOLVED that the bids be awarded to the lowest responsible bidders meeting specifications as set forth in the tabulation of bids attached hereto and made a part hereof.

\*See next page for Tabulation!

**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

December 29, 1977

Honorable Kenneth J. Meyers, Supervisor  
Honorable Town Board Members  
Town Hall, Cheektowaga, New York

Gentlemen:

Bids were opened at the town board meeting of December 19, 1977 for Brackets, U-Posts, Galvanized and ungalvanized 2" pipe. The following is a recap of the bids received:

	<u>Rodman-Rochester, Inc.</u>	<u>Sidal Aluminum Corp.</u>	<u>Chemung Supply</u>
Brackets (each)	—	\$2.29	—
" (per set)	\$5.90 - EP-20 & EC-90	4.58	—
U-Posts - 7 ft. length	—	4.40	\$4.11
" 10 " "	—	6.29	5.88
Galvanized pipe -			
10 ft. length (new)	—	—	—
10 ft. length not			
galvanized	—	—	—

After reviewing the bids, I recommend awarding the bids for brackets to Sidal Aluminum Corp., P.O. Box 640, Springfield, Massachusetts 01101 and the U-Posts to Chemung Supply Corp., P.O. Box 527, Elmira, New York 14902.

I trust this meets with your approval.

Very truly yours,

TOWN OF CHEEKTOWAGA

*Robert Karaszewski*

Robert Karaszewski  
Deputy Superintendent of Highways

RK/mss

Copies: Richard Moleski - Town Clerk      John Rogowski - Town Attorney

File      "When better roads are built — Cheektowaga will build them"

Item No. 49 Cont'd.

Upon Roll Call....

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

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

BE IT RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of ten (10) police cars and two (2) pick-up trucks for use in the Cheektowaga Police Department. Information for bidders and specifications may be obtained from the Town Clerk's Office located in the Town Hall, Broadway and Union Road, Cheektowaga, New York; said Notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that the Town Board will meet at 7:00 p.m. on January 16, 1978 for the purpose of properly opening and reading the sealed bids.

\*\*\*\*\*

LEGAL NOTICE

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 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 January 16, 1978 for the furnishing of ten (10) police cars and two (2) pick-up trucks for use in the Cheektowaga Police Department.

Information for bidders and specifications may be obtained from the Town Clerk's Office located in the Town Hall, Broadway and Union Road, Cheektowaga, New York.

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RICHARD M. MOLESKI  
TOWN CLERK

DATED: January 3, 1978

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Upon Roll Call....

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

AFFIDAVIT-NEXT PAGE

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

*Gladys M. Schutte*, of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
.....*Editor*..... 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.....*Jan 5, 1978*.....;  
last publication.....*Jan 5, 1978*.....;  
and that no more than six days intervened be-  
tween publications.

*Gladys M. Schutte*  
Sworn to before me this .....*6<sup>th</sup>*.....  
day of .....*January*....., 19*78*.....  
.....*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*79*





Item No. 51      Motion by Councilman Johnson, seconded by Councilman Burst

BE IT RESOLVED, that Change Orders No. 2 and No. 3 for Kaufman Drainage Project, Site No. 4, for Destro Brothers Concrete Company, Inc., for construction work in the amounts of \$4,149.49 and \$8,233.08 respectively, in addition to the contract sum be approved and the Supervisor is hereby authorized to sign same on behalf of the Town of Cheektowaga.

Upon Roll Call....

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

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

WHEREAS, the Town Board has eliminated container service with the existing type of containers in the 1978 budget, AND

WHEREAS, the Sanitation Department desires to continue to pick up refuse from all the Town facilities, AND

WHEREAS, different styles of containers are required to be used in conjunction with a rear loading refuse packer, AND

WHEREAS, it is in order that bids be advertised to purchase a maximum quantity of ten (10) six (6) cubic yard containers for rear end loading for the Sanitation Department, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of 6 cubic yard containers for rear end loading for the Sanitation Department for the year of 1978, notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED, that the Town Board meet on the 16th day of January, 1978 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 January 16, 1978 at 7:00 P.M., Local Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of 6 cubic yard containers for rear end loading.

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

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

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

\_\_\_\_\_  
RICHARD M. MOLESKI  
TOWN CLERK

DATED: January 3, 1978

\* \* \* \* \*

Item No. 52 Cont'd.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,  
Burst and Wegner

NAYES: 0

ABSENT: 0

AFFIDAVIT-BELOW

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

*Gladys M. Heston*, of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
..... *Chairman* ..... 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 ..... *Jan. 5, 1978* ..... ;  
last publication ..... *Jan. 5, 1978* ..... ;  
and that no more than six days intervened be-  
tween publications.

*Gladys M. Heston*  
Sworn to before me this ..... *6th* .....  
day of ..... *January* ....., 19 *78* ....  
..... *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 *79*

Item No. 52 Cont'd.

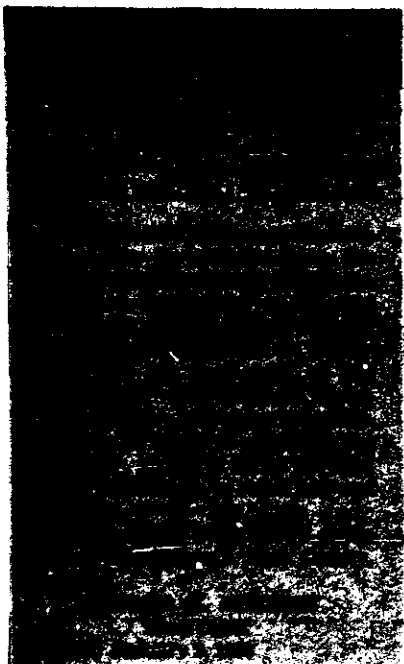
Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,  
Burst and Wegner

NAYES: 0

ABSENT: 0

AFFIDAVIT-BELOW



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

WHEREAS the Town of Cheektowaga has successfully conducted a teen recreation program at Cleveland Hill Evangelical Lutheran Church, and

WHEREAS the Cheektowaga Youth Board and Recreation Department in cooperation with the Cleveland Hill Evangelical Lutheran Church is desirous of continuing the operation of this successful program, and

WHEREAS said project is open to all Cheektowaga youth regardless of race, color or creed, NOW THEREFORE BE IT

RESOLVED that the Town of Cheektowaga continue sponsorship of said recreation project under the terms of the 1977 contract with the Cleveland Hill Evangelical Lutheran Church until such time as terms of the 1978 contract are finalized.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek, Burst and Wegner

NAYES: 0

ABSENT: 0

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

WHEREAS, the Cheektowaga Youth Bureau is desirous of continuing the operation of a joint program with Corporation IV, Mental Health, of 3900 Broadway, Cheektowaga, New York 14227, for the purpose of counseling youthful offenders, and

WHEREAS, said project is open to all Cheektowaga youth regardless of race, color, or creed, NOW THEREFORE BE IT

RESOLVED that the Town of Cheektowaga continue said program for a three month period, January 1, 1978 through March 31, 1978, with a total cost not to exceed the sum of \$9,400.00, and BE IT FURTHER

RESOLVED that the Supervisor of the Town of Cheektowaga be and hereby is directed to execute said agreement between the Town of Cheektowaga and Corporation IV, Mental Health.

\*See next few pages for copy of Agreement!

THIS AGREEMENT is made between the Town of Cheektowaga (the "Town"), a municipal corporation, with offices at Broadway and Union Roads, Cheektowaga, New York, acting by and through the Cheektowaga Youth Board (the "Youth Board"), and Mental Health Services-Erie County Corporation IV (the "Agency"), a corporation organized under the laws of the State of New York, Erie County, New York.

W I T N E S S E T H :

WHEREAS, the Town desires to make available to the residents of Cheektowaga, counseling services for troubled youth and first offenders; and

WHEREAS, the Agency enjoys the use of facilities and has the capacity for the provision of certain mental health, mental retardation, and/or alcoholism services; and

WHEREAS, the Corporation and the Town wish to cooperate in the conduct of such a service; and

NOW, THEREFORE, the Town and the Agency agree as follows:

COUNSELING SERVICES CONTRACT

I. DEFINITIONS

The following terms shall, for the purposes of this agreement (including the appendixes hereto), have the meanings defined below:

Agency Standards and Procedures Manual means the document provided by the Erie County Department of Mental Health setting forth the minimum requirement for Agency standards, procedures, and records. This document shall constitute Appendix C of this agreement.

Article 11 means Article 11 of the New York State Mental Hygiene Law.

Contract Services means the Agency counseling services described in the program/budget submission form (Appendix A) to be provided either directly or pursuant to any Subcontract or Affiliation Agreement by the Agency.

Other Services means services provided directly or pursuant to any agreement other than or in addition to Contract Services.

Gross Contract Total means the aggregate cost of all Contract Services rendered by or provided for the Agency during the term of this agreement. This amount shall be comprised of personnel services, employee benefits, facilities cost, equipment and consummable supply, other expenses, and sub-contracts, as set forth in the program/budget submission form.

Program/Budget Submission Forms means the proposal required by the Youth Board setting forth the Contract Services to be provided by the Agency and the line-item budget for the provision of such services.

Subcontract means any agreement other than an Affiliation Agreement between the Agency and a person, partnership, association, or not-for-profit corporation for the performance of Contract Services.

Affiliation Agreement means any agreement between the Agency and a state or county facility for the performance of Contract Services.

## II. BASIC OBLIGATIONS OF THE AGENCY

Section 2.1 Contract Services. The Agency shall provide only those mental health services set forth in Appendix A to the residents of the Town in accordance with this Agreement.

Section 2.2 Executive Director. The Agency shall employ an Executive Director who shall carry chief executive responsibilities for the Contract Services to be provided and shall devote his/her time to adequately fill such responsibility and to supervise and coordinate the activity of the staff, both professional and non-professional. In the event that the position of Executive Director shall become vacant, the Agency shall as soon as possible appoint, with the prior approval of the Erie County Department of Mental Health, a person to fill such vacancy.

Section 2.3 Contract Personnel. The Agency will employ personnel in accordance with the line-item personnel services set forth in Appendix A. Prior to implementing the staffing pattern detailed in Appendix A, or approved changes thereto, the Agency shall secure approval of the Youth Board for the job descriptions covering all staff positions. In addition, the Youth Board shall review and approve credentials and starting salaries of the professional staff and the starting salaries of the non-professional staff prior to their employment by the Agency. This shall include the right to participate in the final selection process for any personnel hired to fulfill the contractual terms of this agreement. The annual salary for any employee providing services under this agreement shall not be increased without the prior approval, in writing of the Youth Board. The agency shall not be reimbursed for any salaries or related expenses of any Agency employee unless this requirement has been fulfilled. No employee shall receive as salary an amount in excess of the line-item budgeted amount for his/her position.

Section 2.4 Contract Property. The agency shall purchase only the equipment, materials, and supplies listed in Appendix A. The Town shall maintain an equitable interest in all such properties purchased pursuant to this agreement. Upon request of the Town, the Agency shall identify such property (or, if fungible, an equivalent amount). Upon termination of this agreement, all remaining property, purchased through funds allocated by the Town for the implementation of this program shall be returned to the Youth Board and shall become part of its inventory. This section shall apply to contract property purchased under this agreement or under any predecessor agreement between the parties hereto.

Section 2.5 Contract Expenses. The Agency shall solely be responsible for all employee benefits which it provides to its employees. The Town shall pay to the Agency only those cost of employee benefits set in Appendix A.

Section 2.6 Contract Patients. The Contract Services shall be available only to persons under the age of 21 residing in the Town of Cheektowaga. No Town resident shall be denied Contract Services because of race, creed, color, sex, or place of national origin.

**Section 2.7 Professional Standards and Levels of Service.** The Agency shall provide all Contract Services in accordance with Appendix A. All Contract Services will be delivered in accordance with generally accepted standards of professional quality and quantity. The Agency shall deliver the Contract Services in accordance with the number of unit of service, as specified. Each program service category will be provided by the staff assigned on the days and hours, all as specified in Appendix A. The units of service, as specified, shall be periodically reviewed by the parties and, where appropriate, the units of service specification may be in the level of services shall be permitted if such reduction alters the basic nature or adversely affects the quality of the Contract Services.

**Section 2.8 Other Services.** The Agency must report to the Youth Board the receipt by the Agency of any grant or any contract between the Agency and any other party. Such report shall set forth the details of the grant to be provided pursuant to such grant or contract with services provided by the Agency under this agreement. At no time shall the quantity or quality of services provided by the Agency under this agreement be adversely affected. Upon a determination by the Town that the level of service provided by the Agency under this agreement has been so affected, the Town shall at its option, either reduce the amount received or to be received by the Agency on a pro-rate basis, or the Town may terminate this agreement, after notifying the Agency in writing; 30 days prior to the date termination is to take effect.

**Section 2.9 Compliance.** The Agency agrees to carry out the terms of this agreement in accordance with the Division for Youth Act and the rules and regulations of the Cheektowaga Youth Board.

### **III. BASIC RESPONSIBILITY OF THE YOUTH BOARD**

**Section 3.1 General Supervision and Evaluation.** The Youth Board shall provide, in a manner consistent with State and local law and regulation, general supervision and evaluation over the Contract Services and facilities rendered, administered, or coordinated by the Agency. The Youth Board shall collaborate, cooperate, and plan with the Agency in order to further the purposes of Article 11.

**Section 3.2 Revision of Appendix A.** The Youth Board shall, during the term of this agreement, review any proposals submitted by the Agency to change the Contract Services. The Youth Board may authorize appropriate amendments to Appendix A upon the mutual agreement of both parties that such change or changes are desirable. All line-item budget transfers for any approved changes in Contract Services pursuant to this Section must be in compliance with the requirements of Section 4.4. In no event shall such change result in an increase in the Gross Contract Total in Appendix A without the authorization in writing of the Town Supervisor of the Town of Cheektowaga and, when necessary, the authorization of the Cheektowaga Town Council.

**Section 3.3 Youth Board Assistance.** The Youth Board shall provide information and assistance to the Agency in all matters between the Agency and federal, state, or local governments, including but not limited to applications of operating certificates and licenses, assistances in the processing of amendments to the certificates of incorporation of the Agency, reimbursement for services, and applications for grants.

Section 3.4 Town Financing. The Town undertakes to provide, pursuant to the provisions of this agreement, financial assistance to the Agency in order that the Agency may provide Contract Services to Cheektowaga.

#### IV. PAYMENTS FOR SERVICES

Section 4.1 Amount Payable by the Town. The obligation of the Town under this agreement shall be limited to the Gross Contract Total set forth in Appendix A. The Gross Contract Total shall not be in excess of \$9,400 whichever is less. The payment schedule shall be in accordance with Appendix B. No payment shall be made by the Town without the mutual consent in writing of the Youth Board and the Agency as to the provisions of Appendix B. The cash basis of accounting will be the basis for computing the Town payment, provided that the Agency shall be permitted to make accruals for purposes of (i) making quarterly or year-end adjustments as may be agreed upon by the Agency and the Town, and (ii) accounting for payment by the Town pursuant to this contract allocable to any calendar period which are made by the Town after the close of such calendar period.

Section 4.2 Estimated Income. The Agency shall not charge clients receiving services under this contract for those services rendered by personnel of this contract.

Section 4.3 Refund by the Agency. If, upon the expiration or termination of this agreement, the amount received by the Agency exceeds the amount due to it or if the Agency's actual receipt of Estimated Income exceeds the Estimated Income specified in Appendix A or for any other reason, the Agency shall immediately, but in no case later than sixty (60) days after the termination date, refund to the Town the amount of such excess. The Agency's obligation under this Section shall continue beyond the expiration or termination of this agreement.

Section 4.4 Agency Budget and Budget Transfers. The obligation of the Town shall be limited to reimbursement to the Agency for expenditures by the Agency in accordance with the line-item budget in Appendix A. All payments for personnel services and employee benefits will be in accordance with the line-item amounts for each staff position and the provision of Section 2.3 and Section 2.5, respectively, of this agreement. The Town shall not be responsible for payments to the Agency for any Agency expenditures in violation of this provision. All other expenditures by the Agency shall be in accordance with the line-item amounts in Appendix A. The Town shall not be responsible to the Agency for any Agency expenditures in violation of this requirement. All requests and approvals for such line-item changes must be in accordance with the requirements of Appendix C. All Agency purchases shall be in accordance with Appendix A and Appendix C and acceptable business practices. The obligation of the Town under Section 4.4 shall be limited to the purchase price less any available tax exemptions or available payment discounts, unless the Agency cannot make payment within the time requirements for a payment discount due to the unavailability of sufficient funds. In the event that the Youth Board determines that the budget transfer request will result in a change or alteration of the services to be provided, the requirements of Section 3.2 must be complied with. All Youth Board proposals for revision of or additions to Appendix C shall be submitted to the Agency for comment twenty (20) days prior to adoption of any such revision or addition.



Section 4.5 Final Payment by the Town. If, upon the expiration or termination of this agreement, the Town owes the Agency for Contract Services, the Agency shall submit a claim therefore within sixty (60) days after the termination date, in such form and supported by such documentation and certification as the Youth Board may require, and Town shall pay the Agency the appropriate amount within sixty (60) days from the submission of the claim. The Town's obligation under this Section shall continue beyond the expiration or termination of this agreement.

Section 4.6 Payments Conditional. In addition to the refund payments under Section 4.3, all payments by the Town under this agreement shall be subject to revision on the basis of an audit conducted by an appropriate agency; and at the option of the Youth Board, by any of the persons specified in Section 5.5.

V. RECORDS; REPORTS; AUDITS

Section 5.1 Records. The Agency shall keep records with respect to the delivery of both Contract and Sub-contract Services performed under this agreement. Such records shall be kept separate or identifiable from those relating to other activities of the Agency. The Agency shall assure the maintenance of adequate individual patient care records by all services including Sub-contract Services which shall, subject to the provisions of Section 5.5, be made available to the Youth Board. Any information transferred to a provider of counseling services is to be confidential and used solely for the benefit of the patient. At the expiration or termination of this agreement, or any extension thereof, all plans and programs, and materials; all program records; and all program evaluations shall become the property of the Youth Board. Individual treatment records and evaluations shall be transferred to the Youth Board if the Agency is not adequately maintaining such records or if the Agency is dissolved. The Agency's obligation under this Section shall continue beyond the termination of this agreement.

Section 5.2 Information Transmitted and Reporting Requirement. Upon reasonable notice from the Youth Board, the Agency will provide information and prepare reports of current ongoing operations, including information reports pertaining to each program service category and all Sub-contract operations. The information and reports shall relate the Contract Services provided, Agency operations, and recommendations for the provision of such services in the future. The nature and content of the information and reports will be prescribed by the Youth Board and will relate primarily to the program plan described in Appendix A. The Agency shall complete and submit all information forms and reports requested by the Youth Board.

Section 5.3 Record Retention. The Agency shall retain all books and records (including supporting documents) relating to its performance under this agreement for six (6) years from the expiration or termination date of this agreement unless permission is given to the Agency in writing by the Youth Board to destroy them prior to the expiration of the six (6) year period.

Section 5.4 Audit, Inspection, and Visitation. Subject to the provisions of Section 5.5, the Agency shall during regular business hours make available for reasonable audit and inspection and visitation by the Youth Board, the Town Audit and Control, or any persons retained by these agencies, its Contract Services, facilities, and all financial, statistical and patient reports, records, memorandum, and other data relating thereto.

Section 5.5 Confidentiality and Privilege. All examinations, inspections, audits and visitations hereunder shall, in the absence of an affective waiver by the patient, be conducted in accordance with the generally accepted standards of patient confidentiality and privilege and shall be performed on a "no name" basis, on the Agency's premises and, in the discretion of the Agency, in the presence of an Agency representative.

## VI. MISCELLANEOUS

Section 6.1 Term of Agreement. This agreement shall be effective for the period beginning January 1, 1978 to and inclusive March 31, 1978. However, upon failure of the Agency to work cooperatively with the Youth Board or its associated agencies (e.g., Juvenile Division, Town Justices, and Youth Bureau), or upon action which would jeopardize this agreement, upon notifying the Agency in writing, 30 prior to the date termination is to take effect.

Section 6.2 Program/Budget Submission Form. The Agency shall prepare and submit to the Youth Board an annual Program/Budget Submission Form. The Program/Budget Submission Form shall be submitted in such detail and substance as is satisfactory to the Youth Board. After that submission, the Agency shall cooperate with the Youth Board in preparing modifications and amendments and shall provide all additional supporting data as the Youth Board may reasonably request.

Sect. 6.3 Mention of Town Support. In any printed matter announcing or describing a Contract service provided or supported by the Agency, or in any product such as publication, book, catalog, film, videotape, exhibition, or similar product assisted under the terms of this agreement, the Agency shall prominently mention the Youth Board's assistance.

Section 6.4 Copyrightable Material. Where Agency projects supported in whole or in part by Town assistance produce original books, manuals, films, or other copyrightable material, the Agency may copyright such, but the Youth Board reserves the royalty-free, non-exclusive and irrevocable license to reproduce, publish, translate, or otherwise use, and to authorize others to publish and use, such materials.

Section 6.5 Indemnification. The Agency agrees and undertakes to hold the Town harmless and to indemnify the Town against any and all liabilities, claims, or damages resulting from the negligence or malpractice of the employees of the Agency or arising out of the furnishing of any mental health service. The Agency shall not be required the indemnity the Town for any liability, claim or damages arising out of the performance by any person, firm or corporation other than the Agency of any contract with any governmental agency, family service society, nursing home, or other organization engaged in providing services connected with mental health counseling, if such contract was entered into by the Agency pursuant to and consistent with the provisions of the Board, have been made with respect to the indemnification of the Town by any agency, firm or corporation contraction with the Agency pursuant to the provisions of this agreement. It is further provided that the Agency shall not be required to indemnify the Town against any liabilities, claims or damages arising out of the alleged inadequacy or insufficiency of the services and budget developed by the Agency and the Youth Baord as set forth in Paragraph 1 of this agreement. The Agency shall maintain in effect insurance policies covering such risks and in such amount and in such form as may be reasonable required from time to time by the Town.

Section 6.6 Compliance with the Law. The Agency shall furnish the Contract Services in compliance with all applicable Federal, State, County, and Youth Board laws, rules, and regulations.

Section 6.7 Labor Agreements. The Agency shall provide to the Youth Board the details of any existing labor agreement or Agency commitment for the provision of increases in personnel salaries or benefits. The Town shall not reimburse the Agency for any expenditures pursuant to such labor agreement or Agency plan which exceed the line-item budget provisions in Appendix A. The Agency shall notify the Youth Board in advance of any pending negotiations with any organization representing employees covered by this agreement with respect to terms and conditions of employment or of any Agency plan regarding such matters. Prior to any final settlement with any such organization or the implementation of any Agency plan, the Agency shall notify the Youth Board of the terms and conditions thereof. The Agency, in addition, shall provide the Youth Board with copies of all collective bargaining agreements or Agency plan covering employees providing Contract Services.

Section 6.8 Limitation on Actions. No action shall lie or be maintained against the Town upon any claim under this agreement or arising out of anything done in connection with this agreement unless such actions shall be commenced within 1 (one) year from the termination date of this agreement.

Section 6.9 Workmen's Compensation and Disability Benefits. The Agency shall comply with applicable provisions of the New York State Workmen's Compensation Law and agrees to provide evidence of compliance, in satisfactory form, to the Town.

Section 6.10 Headings. The headings in this agreement are inserted for convenience and reference only and shall not be used in any way to interpret this agreement.

Section 6.11 Availability of Funds. It is understood by and between the parties hereto that this agreement shall be deemed executory to the extent of monies available in the yearly budget of the Town of Cheektowaga as approved. No liability shall be incurred by the Town beyond such monies made available for the purpose thereof.

Section 6.12 Fiscal Shortages. Because the Town is uncertain of amounts which will be available for counseling services, the Town has reserved the right to reduce payments hereunder on ninety (90) days notice, and may require that the Agency prepare a spending plan. The Town hereby represents that, in the absence of violations of this agreement by the Agency, or amendment signed by each party hereto, the Town will use its best efforts to minimize reductions related to fiscal shortages arising from the non-availability of anticipated funds. In the event that the Town exercises its right to reduce amounts payable hereunder on ninety (90) days written notice, the Town will indemnify and hold harmless each member of the Board of Directors of the Agency acting in good faith, against any and all damages directly resulting from termination of contracts, commitments or obligations of the Agency, whether under leases, agreements for the purchase of goods or services or based on employment relationships, to the extent that such contract claim or commitment shall have been entered into by the Agency pursuant to this agreement in reliance on the availability of the amount of the Gross Contract Total set forth herein, provided that the Town shall be given prompt notice of and the opportunity

(8)

to control the defense against any such claim. The Agency agrees they will not enter into any contract of employment which requires greater than ninety (90) days notice of termination.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals the date first written above.

TOWN OF CHEEKTOWAGA

By: Kenneth J. Meyen  
Supervisor

MENTAL HEALTH SERVICES-ERIE COUNTY  
CORPORATION IV

By: [Signature]  
Executive Director

STATE OF NEW YORK )  
 COUNTY OF ERIE )  
 TOWN OF CHEEKTOWAGA)

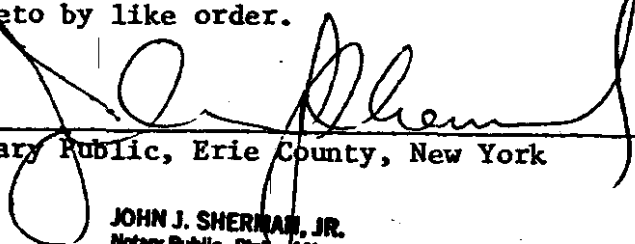
On this 4th of January before me personally came Kenneth Meyers, to me known, who being by me duly sworn, deposes and says: That he resides at Cheektowaga, New York; that he is the Town Supervisor in and for the Town of Cheektowaga, who executed the foregoing contract on behalf of the Town of Cheektowaga; that the seal of the Town of Cheektowaga has been affixed to the foregoing contract; and that he has signed his name thereto pursuant to the Town Charter.

  
 Notary Public, Erie County, New York

MARY HOLTZ  
 Notary Public, State of New York  
 Qualified in Erie County  
 My Commission Expires March 30, 1978

STATE OF NEW YORK )  
 COUNTY OF ERIE )  
 TOWN OF CHEEKTOWAGA)

On this 6th of January before me personally came George E. Deitz, Ph.D., to me known, who being by me duly sworn, deposes and says: That he resides at Buffalo, New York .. ; that he is the Executive Director of Mental Health Services - Erie County Corporation IV, the Corporation described in and which executed the foregoing contract, that the seal affixed to said contract is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that he signed his name thereto by like order.

  
 Notary Public, Erie County, New York

JOHN J. SHERMAN, JR.  
 Notary Public, State of New York  
 Qualified in Erie County  
 My Commission Expires March 30, 1978

## APPENDIX B - PAYMENT SCHEDULE

Period Covering	Date Paid on Corporation IV Check, Vouchered, and Signed by Corporation IV ahead of Actual Payment	(No later than) Submit	Town Paid	In Person Corp IV Receives	By Mail
1/02/78 - 1/06/78	1/06/78	1/10/78	1/16/78	1/17/78	1/18/78
1/09/78 - 1/27/78	1/27/78	1/31/78	2/06/78	2/07/78	2/08/78
1/30/78 - 2/10/78	2/10/78	2/14/78	2/20/78	2/21/78	2/22/78
2/13/78 - 2/24/78	2/24/78	2/28/78	3/06/78	3/07/78	3/08/78
2/27/78 - 3/10/78	3/10/78	3/14/78	3/20/78	3/21/78	3/22/78
3/13/78 - 3/24/78	3/24/78	3/28/78	4/03/78	4/04/78	4/05/78
3/27/78 - 4/07/78	4/07/78	4/11/78	4/17/78	4/18/78	4/19/78
4/10/78 - 4/21/78	4/21/78	4/25/78	5/01/78	5/02/78	5/03/78
4/24/78 - 5/05/78	5/05/78	5/09/78	5/15/78	5/16/78	5/17/78
5/08/78 - 5/26/78	5/26/78	5/30/78	6/05/78	6/06/78	6/07/78
5/29/78 - 6/09/78	6/09/78	6/13/78	6/19/78	6/20/78	6/21/78
6/12/78 - 6/23/78	6/23/78	6/27/78	7/03/78	7/04/78	7/05/78
6/26/78 - 7/07/78	7/07/78	7/11/78	7/17/78	7/18/78	7/19/78
7/10/78 - 7/28/78	7/28/78	8/01/78	8/07/78	8/08/78	8/09/78
7/31/78 - 8/11/78	8/11/78	8/15/78	8/21/78	8/22/78	8/23/78
8/14/78 - 8/25/78	8/25/78	8/29/78	9/04/78	9/05/78	9/06/78
8/28/78 - 9/08/78	9/08/78	9/12/78	9/18/78	9/19/78	9/20/78
9/11/78 - 9/22/78	9/22/78	9/26/78	10/02/78	10/03/78	10/04/78
9/25/78 - 10/06/78	10/06/78	10/10/78	10/16/78	10/17/78	10/18/78
10/09/78 - 10/27/78	10/27/78	10/31/78	11/06/78	11/07/78	11/08/78
10/30/78 - 11/10/78	11/10/78	11/14/78	11/20/78	11/21/78	11/22/78
11/13/78 - 11/24/78	11/24/78	11/28/78	12/04/78	12/05/78	12/06/78
11/27/78 - 12/08/78	12/08/78	12/12/78	12/18/78	12/19/78	12/20/78
12/11/78 - 12/22/78	12/22/78	12/26/78	1/01/79	1/02/79	1/03/79
12/25/78 - 12/29/78	12/29/78	1/09/79	1/15/79	1/16/79	1/17/79
1/01/79 - 1/05/79	1/05/79	1/09/79	1/15/79	1/16/79	1/17/79
1/08/79 - 1/26/79	1/26/79	1/30/78	2/05/79	2/06/79	2/07/79

## APPENDIX C

Agency Name Mental Health Services - Erie County Corporation IV

Appendix C is presently know as the Contract Agencies Policy & Procedure Manual.  
Copies of the Manual have been provided to the Agency under separate cover.

**RECEIVED**

MAR 15 1978

Richard B. Mohr, Town Clerk

Item No. 54 Cont'd.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,  
Burst and Wegner

NAYES: 0

ABSENT: 0

Item No. 55a Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, the Town of Cheektowaga is operating a nutrition program for the elderly at the facilities of St. John Gualbert's Parish, located at 83 Gualbert Avenue, Cheektowaga, New York, AND

WHEREAS, an agreement between the Town of Cheektowaga and St. John Gualbert's Parish has been drafted relative to the operation of the said nutrition program for the year 1978, NOW THEREFORE BE IT

RESOLVED that the Supervisor of the Town of Cheektowaga be and hereby is authorized to sign the said agreement on behalf of the Town of Cheektowaga.

\*See next five (5) pages for copy of Agreement!

A G R E E M E N T

THIS AGREEMENT made and entered into as of the 1st day of January, 1978, by and between the TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK, a domestic municipal corporation having its principal place of business at Broadway and Union Road, Town of Cheektowaga, County of Erie and State of New York, hereinafter referred to as the "Town"

and

ST. JOHN GUALBERT'S CHURCH, a not-for profit religious corporation, having its principal office at No. 83 Gualbert Avenue, Town of Cheektowaga, County of Erie and State of New York, hereinafter referred to as the "Church,"

WITNESSETH:

WHEREAS, the Church is the owner of St. John Gualbert School facilities located on Alexander Avenue in the Town of Cheektowaga, County of Erie and State of New York; and

WHEREAS, the Town is desirous of sponsoring a nutrition program for Senior Citizens at the St. John Gualbert School facilities; and



WHEREAS, an Agreement by and between the Town and the Church for the use by the Town of the Church's facilities for a nutrition program for Senior Citizens is authorized by Article 13-D of the General Municipal Law

NOW, THEREFORE, IT IS AGREED BY AND BETWEEN THE PARTIES HERETO AS FOLLOWS:

1. The Town agrees to sponsor and operate a nutrition program for Senior Citizens wherein and whereby Senior Citizens who are residents of the County of Erie who are sixty (60) years of age or over, regardless of race, color, or creed, will be eligible to participate in the daily hot meals program offered by Town sponsorship, through the Erie County Office for the Aging.

2. The Church hereby grants to the Town, subject to the conditions hereinafter expressed, the right to use and occupy its facilities, free of charge, for the conducting of said nutrition program for Senior Citizens.

3. The Church hereby agrees to allow the use and occupancy of its facilities, for the conducting of said program, Monday through Friday, including school holidays and vacation periods, but excepting those legal County of Erie holidays as are specified in Article XII of the currently effective

collective bargaining agreement between the County of Erie and the Erie County Chapter of the Civil Service Employees Association, Inc.

4. The Town agrees to hire, as its own employee, a Site Manager who will be responsible for the general operation of said program; and, in addition thereto, the Town will secure the services of a sufficient number of volunteers in order to implement and effectuate the operation of said program.

5. The Town agrees that its Site Manager and volunteers will be responsible for the ordering and receiving of the food for the said program when it is delivered to the cafeteria facilities in the morning; the preparing and serving of all meals for the said program; and the cleaning-up of all equipment, plates, eating utensils and like items used for said program.

6. The Church agrees to assist the Town in publicizing the said program among its parishioners and to assist in recruiting volunteers for the said program by way of notices and/or announcements in the Church bulletin.

7. The parties agree to comply with all Federal, State and County laws, rules and regulations applicable to the

operation and administration of the said program.

8. The Town agrees to carry public liability insurance, indemnifying and holding harmless the Church against loss by reason of the negligence of the Town, its agents, servants and/or employees, in the operation of the said program; and said liability insurance is to include "products liability" coverage.

9. The term of this Agreement shall be one (1) year, commencing on the 1st day of January, 1978 and terminating on the 31st day of December, 1978, but subject to the following:

(a) This Agreement shall be renewable year to year after the aforementioned termination date upon the mutual agreement of the parties hereto.

(b) Either party may by notice in writing to the other terminate this Agreement, and sixty (60) days after the receipt of such notice this Agreement shall terminate.

IN WITNESS WHEREOF, the parties hereto have  
hereunto set their hands and seals the day and year first  
above written.

Approved as to form

Date: January 3, 1978

TOWN OF CHEEKTOWAGA

John J. Tognarelli  
Town Attorney  
Cheektowaga, New York

By Kenneth J. Meyers  
Kenneth J. Meyers, Supervisor

ATTEST:

Richard M. Molaski  
Town Clerk

ST. JOHN GUALBERT'S CHURCH

By Rev. Joseph E. Kozlowski

ATTEST:

Rev. Joseph F. Kozlowski

Item No. 55a Cont'd.

Upon Roll Call....

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

Item No. 55b Motion by Supervisor Meyers, seconded by Councilman Kaczmarek

WHEREAS, the Town Board has previously adopted a resolution authorizing a nutrition program site for the elderly within the Town of Cheektowaga, and

WHEREAS, Our Lady of Czestochowa, located at 23 Willowlawn Pkwy., Cheektowaga, New York has offered its facilities for use by the Town for said nutrition program, and

WHEREAS, an agreement between the Town of Cheektowaga and Our Lady of Czestochowa has been drafted relative to the utilization of the facilities of Our Lady of Czestochowa for a nutrition site for the elderly, NOW THEREFORE BE IT

RESOLVED that Our Lady of Czestochowa Parish be and hereby is officially designated as the location for Cheektowaga's next anticipated nutrition site for the elderly, and BE IT FURTHER

RESOLVED that the Supervisor of the Town of Cheektowaga be and hereby is authorized to sign the agreement on behalf of the Town of Cheektowaga.

\*See next five (5) pages for copy of Agreement!

A G R E E M E N T

THIS AGREEMENT made and entered into as of the 1st day of January, 1978, by and between the TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK, a domestic municipal corporation having its principal place of business at Broadway and Union Road, Town of Cheektowaga, County of Erie and State of New York, hereinafter referred to as the "Town"

and

OUR LADY OF CZESTOCHOWA CHURCH, a not-for-profit religious corporation, having its principal office at No. 23 Willowlawn Parkway, Town of Cheektowaga, County of Erie and State of New York, hereinafter referred to as the "Church,"

WITNESSETH:

WHEREAS, the Church is the owner of Our Lady of Czestochowa facilities located on Willowlawn Parkway in the Town of Cheektowaga, County of Erie and State of New York; and

WHEREAS, the Town is desirous of sponsoring a nutrition program for Senior Citizens at the Our Lady of Czestochowa facilities; and

WHEREAS, an Agreement by and between the Town and the Church for the use by the Town of the Church's facilities for a nutrition program for Senior Citizens is authorized by Article 13-D of the General Municipal Law

NOW, THEREFORE, IT IS AGREED BY AND BETWEEN THE PARTIES HERETO AS FOLLOWS:

1. The Town agrees to sponsor and operate a nutrition program for Senior Citizens wherein and whereby Senior Citizens who are residents of the County of Erie who are sixty (60) years of age or over, regardless of race, color, or creed, will be eligible to participate in the daily hot meals program offered by Town sponsorship, through the Erie County Office for the Aging.
2. The Church hereby grants to the Town, subject to the conditions hereinafter expressed, the right to use and occupy its facilities, free of charge, for the conducting of said nutrition program for Senior Citizens.
3. The Church hereby agrees to allow the use and occupancy of its facilities, for the conducting of said program, Monday through Friday, including school holidays and vacation periods, but excepting those legal County of Erie holidays as are specified in Article XII of the currently effective

collective bargaining agreement between the County of Erie and the Erie County Chapter of the Civil Service Employees Association, Inc.

4. The Town agrees to hire, as its own employee, a Site Manager who will be responsible for the general operation of said program; and, in addition thereto, the Town will secure the services of a sufficient number of volunteers in order to implement and effectuate the operation of said program.

5. The Town agrees that its Site Manager and volunteers will be responsible for the ordering and receiving of the food for the said program when it is delivered to the cafeteria facilities in the morning; the preparing and serving of all meals for the said program; and the cleaning-up of all equipment, plates, eating utensils and like items used for said program.

6. The Church agrees to assist the Town in publicizing the said program among its parishioners and to assist in recruiting volunteers for the said program by way of notices and/or announcements in the Church bulletin.

7. The parties agree to comply with all Federal, State and County laws, rules and regulations applicable to the



operation and administration of the said program.

8. The Town agrees to carry public liability insurance, indemnifying and holding harmless the Church against loss by reason of the negligence of the Town, its agents, servants and/or employees, in the operation of the said program; and said liability insurance is to include "products liability" coverage.

9. The term of this Agreement shall be one (1) year, commencing on the 1st day of January, 1978 and terminating on the 31st day of December, 1978, but subject to the following:

(a) This Agreement shall be renewable year to year after the aforementioned termination date upon the mutual agreement of the parties hereto.

(b) Either party may by notice in writing to the other terminate this Agreement, and sixty (60) days after the receipt of such notice this Agreement shall terminate.

IN WITNESS WHEREOF, the parties hereto have  
hereunto set their hands and seals the day and year first  
above written.

Approved as to form

Date:

January 3, 1978  
John V. Roslund  
Town Attorney  
Cheektowaga, New York

TOWN OF CHEEKTOWAGA

By

Kenneth J. Meyers  
Kenneth J. Meyers, Supervisor

ATTEST:

Richard M. Molaski  
Town Clerk

OUR LADY OF CZESTOCHOWA CHURCH

By

Rev. Henry J. Rex

ATTEST:

John M. [Signature]

Item No. 55b Cont'd.

Upon Roll Call....

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

Item No. 55c Motion by Supervisor Meyers, seconded by Councilman Dux

WHEREAS, the Town of Cheektowaga is operating a nutrition program for the elderly at the facilities of the Maryvale Drive Presbyterian Church, located at 425 Maryvale Drive, Cheektowaga, New York, and

WHEREAS, an agreement between the Town of Cheektowaga and Maryvale Drive Presbyterian Church has been drafted relative to the operation of the said nutrition program for the year 1978, NOW THEREFORE BE IT

RESOLVED that the Supervisor of the Town of Cheektowaga be and hereby is authorized to sign the said agreement on behalf of the Town of Cheektowaga.

\*See next five (5) pages for copy of Agreement!

## A G R E E M E N T

THIS AGREEMENT made and entered into as of the 1st day of January, 1978, by and between the TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK, a domestic municipal corporation having its principal place of business at Broadway and Union Road, Town of Cheektowaga, County of Erie and State of New York, hereinafter referred to as the "Town"

and

MARYVALE DRIVE PRESBYTERIAN CHURCH, a not-for-profit religious corporation, having its principal office at No. 425 Maryvale Drive, Town of Cheektowaga, County of Erie and State of New York, hereinafter referred to as the "Church,"

### WITNESSETH:

WHEREAS, the Church is the owner of the Maryvale Drive Presbyterian Church facilities located on Maryvale Drive in the Town of Cheektowaga, County of Erie and State of New York; and

WHEREAS, the Town is desirous of sponsoring a nutrition program for Senior Citizens at the Maryvale Drive Presbyterian Church facilities; and

WHEREAS, an Agreement by and between the Town and the Church for the use by the Town of the Church's facilities for a nutrition program for Senior Citizens is authorized by Article 13-D of the General Municipal Law

NOW, THEREFORE, IT IS AGREED BY AND BETWEEN THE PARTIES HERETO AS FOLLOWS:

1. The Town agrees to sponsor and operate a nutrition program for Senior Citizens wherein and whereby Senior Citizens who are residents of the County of Erie who are sixty (60) years of age or over, regardless of race, color, or creed, will be eligible to participate in the daily hot meals program offered by Town sponsorship, through the Erie County Office for the Aging.

2. The Church hereby grants to the Town, subject to the conditions hereinafter expressed, the right to use and occupy its facilities, free of charge, for the conducting of said nutrition program for Senior Citizens.

3. The Church hereby agrees to allow the use and occupancy of its facilities, for the conducting of said program, Monday through Friday, including school holidays and vacation periods, but excepting those legal County of Erie holidays as are specified in Article XII of the currently effective

collective bargaining agreement between the County of Erie and the Erie County Chapter of the Civil Service Employees Association, Inc.

4. The Town agrees to hire, as its own employee, a Site Manager who will be responsible for the general operation of said program; and, in addition thereto, the Town will secure the services of a sufficient number of volunteers in order to implement and effectuate the operation of said program.

5. The Town agrees that its Site Manager and volunteers will be responsible for the ordering and receiving of the food for the said program when it is delivered to the cafeteria facilities in the morning; the preparing and serving of all meals for the said program; and the cleaning-up of all equipment, plates, eating utensils and like items used for said program.

6. The Church agrees to assist the Town in publicizing the said program among its parishioners and to assist in recruiting volunteers for the said program by way of notices and/or announcements in the Church bulletin.

7. The parties agree to comply with all Federal, State and County laws, rules and regulations applicable to the

operation and administration of the said program.

8. The Town agrees to carry public liability insurance, indemnifying and holding harmless the Church against loss by reason of the negligence of the Town, its agents, servants and/or employees, in the operation of the said program; and said liability insurance is to include "products liability" coverage.

9. The term of this Agreement shall be one (1) year, commencing on the 1st day of January, 1978 and terminating on the 31st day of December, 1978, but subject to the following:

(a) This Agreement shall be renewable year to year after the aforementioned termination date upon the mutual agreement of the parties hereto.

(b) Either party may by notice in writing to the other terminate this Agreement, and sixty (60) days after the receipt of such notice this Agreement shall terminate.

IN WITNESS WHEREOF, the parties hereto have  
hereunto set their hands and seals the day and year first  
above written.

Approved as to form

Date:

January 3, 1978

TOWN OF CHEEKTOWAGA

John V. Kozowski  
Town Attorney

Cheektowaga, New York

By

Kenneth J. Meyers  
Kenneth J. Meyers, Supervisor

ATTEST:

Richard M. Moleski  
Town Clerk

MARYVALE DRIVE PRESBYTERIAN  
CHURCH

By

Richard L. Turner

ATTEST:

Eileen C. Turner



Item No. 55c Cont'd.

Upon Roll Call....

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

Item No. 56 Motion by Supervisor Meyers, seconded by Councilman Swiatek

BE IT RESOLVED that the following vouchers and warrants submitted to the TOWN OF CHEEKTOWAGA prior to January 3rd, 1978 be and the same are hereby approved and the Supervisor is ordered to pay same.

FUND	CHECK NO.		AMOUNT
	FROM	TO	
GENERAL FUND	4313-4523		\$ 271,277.19
SPECIAL DISTRICT FUND	3798-3844		339,362.92
SPECIAL DISTRICT FUND-INVEST.	none		400,000.00
HIGHWAY FUND	3112-3147		87,581.97
PART TOWN FUND	786-791		4,260.50
CAPITAL FUND	189-192		36,103.42
TRUST AND AGENCY FUND	509		600.00
H.U.D.-C.D.B.G.FUND	49-51		(17,285.07) CREDIT DUE TO VOIDED CHECK
			<u>\$1,121,900.93</u>

Upon Roll Call....

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

III. DEPARTMENTAL COMMUNICATIONS

Item No. 57 Building Permits.  
Approved; Received and Filed.

Item No. 58 Acting Town Justice Thaddeus J. Piusinski - Correspondence re:  
Pending Criminal Cases in 1978.  
Item Referred to Honorable Town Board Members and John V. Rogowski,  
Town Attorney.

IV. GENERAL COMMUNICATIONS

Item No. 59 N.Y.S. Dept. of Transportation - Renewal of Temporary Certificate  
of Public Convenience & Necessity for operation of Bus Line by Niagara Scenic Bus  
Lines, Inc.

Item referred to Honorable Town Board Members and John V. Rogowski,  
Town Attorney; received and filed.

Item No. 60 Robert P. Thill, Lancaster Town Clerk - Copy of Resolution adopted  
12/15/77 relative to Variance Petition.  
Item received and filed; copies sent to Honorable Town Board Members,  
Sal LaGreca - Planning Commission Chairman, Vince Napierski - Zoning  
Board Chairman.

Item No. 61 SUMMONS & COMPLAINT - Cherley McGray vs. Town of Cheektowaga and Town of Cheektowaga Police Department.

Item received and filed; copies sent to Supervisor Kenneth J. Meyers, John V. Rogowski - Town Attorney, Town Insurance Company.

Item No. 62 NOTICE OF CLAIM - Chester J. Martin Jr. vs. Town of Cheektowaga.

Item received and filed; copies sent to Supervisor Kenneth J. Meyers and Town Insurance Company.

Item No. 63 NOTICE OF CLAIM - Dorothy Ciesielski vs. Town of Cheektowaga.

Item received and filed; copies sent to Supervisor Kenneth J. Meyers, John V. Rogowski - Town Attorney, Town Insurance Company.

Supervisor's Comments

Councilmen's Comments

Item No. 64 Motion by Councilman Swiatek, seconded by Councilman Burst to adjourn the meeting.

RICHARD M. MOLESKI  
TOWN CLERK

MEETING NO. 2

CHEEKTOWAGA, NEW YORK  
January 16, 1978

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 16th day of January, 1978 at 7:00 o'clock P.M., Eastern Standard Time, there were:

PRESENT: Supervisor Kenneth J. Meyers  
Councilman Frank E. Swiatek  
Councilman Thomas M. Johnson, Jr.  
Councilman Frank J. Dux  
Councilman George Kaczmarek  
Councilman James R. Burst  
Councilman Donald J. Wegner

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; John V. Rogowski, Town Attorney; Robert Miller, Deputy Town Attorney; Julia Reinstein, Town Historian; Steve Marczynski, Senior Engineering Assistant; Sal LaGreca, Assistant Manpower Program Director I; Dr. Louis Vendetti, Town Health Officer; Judge Dennis L. Repka; Ron Zoeller, Working Foreman in the Sanitation Department; Ed Leak, Recreation Director; Alfred Wnek, Superintendent of Highways; Ronald Marten, Building and Plumbing Inspector; Ray Matot, Superintendent of Buildings and Grounds; Andrew Schwenk, Sole Assessor; Ken Kopacz, Executive Director of the Youth Bureau.

I. BIDS

- Item No. 2 Engineering - truck chassis with step van body television system  
Referred to Chester L. Bryan, Town Engineer
- Item No. 3 Engineering - Chlorine requirements for 1978  
Referred to Chester L. Bryan, Town Engineer
- Item No. 4 Engineering - Work uniforms for 1978  
Referred to Chester L. Bryan, Town Engineer
- Item No. 5 Engineering - Fleet Washing for 1978  
Referred to Chester L. Bryan, Town Engineer
- Item No. 6 Engineering - reconditioning of 23 Voting Machines  
Referred to Chester L. Bryan, Town Engineer
- Item No. 7 Engineering - Six (6) cubic yard containers for rear end loading  
for Sanitation Department.  
Referred to Ronald Zoeller, Working Foreman in the Sanitation Department
- Item No. 8 Police - Ten (10) Police Cars and two (2) pick-up trucks  
Referred to Equipment Committee; Referred to John B. Gruber, Chief  
of Police

II. PUBLIC HEARINGS

Item No. 9 This being the time and place advertised for a public hearing to consider the advisability of adopting amendments to the Traffic Ordinance of the said Town of Cheektowaga, which was adopted on July 17, 1967, 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. Said proposed amendments being as follows:

Item No. 9 cont'd

ARTICLE X

Parking, Standing and Stopping

Section 102 is amended by deleting therefrom the following:

NO PARKING ANYTIME

NAGEL DRIVE	West side:	From south curb of GEORGE URBAN BOULEVARD to north curb of WALDEN AVENUE
-------------	------------	--

Section 102 is amended by adding thereto the following:

The Parking of vehicles is hereby prohibited in any of the following locations:

A. No parking this side or one-side parking

NAGEL DRIVE	West side:	from south curb of JOSEPH DRIVE to the north curb of WALDEN AVENUE
-------------	------------	--

\* \* \* \* \*

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

III. RESOLUTIONS

Item No. 10 Motion by Councilman Wegner, seconded by Councilman Burst

WHEREAS, Denise Okoniewski, has made application and requested the rezoning of property located at the Northeast corner of Walden and Gualbert from R-Residential to RC-Restricted 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 6, 1978 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, Johnson, Dux, Kaczmarek,  
Burst and Wegner

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

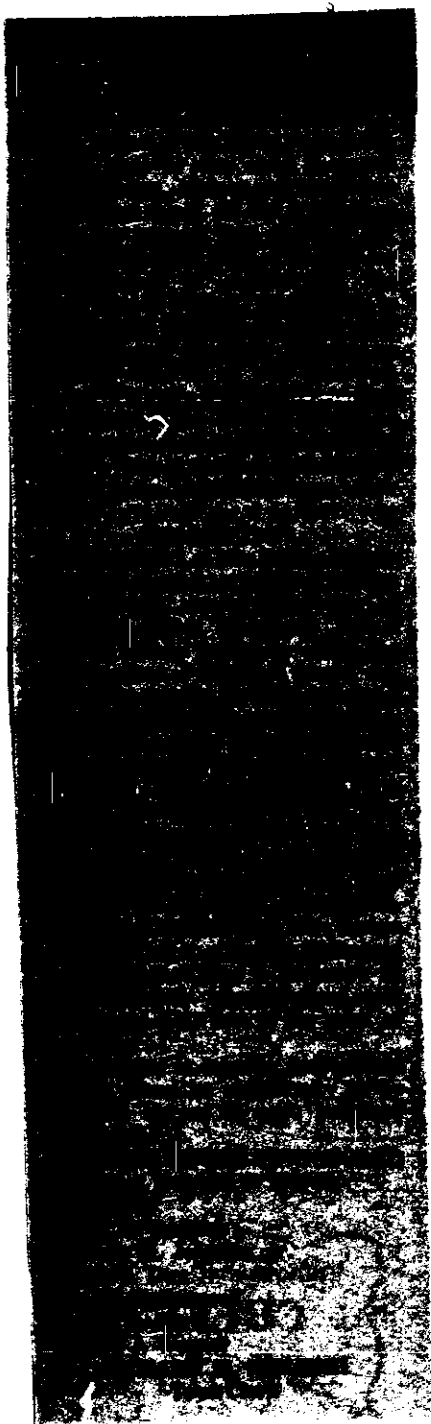
STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF CHEEKTOWAGA } ss.

Gladys M. Richter, 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 ..... Jan. 19, 1978 .....;  
last publication ..... Jan. 19, 1978 .....;  
and that no more than six days intervened be-  
tween publications.

Gladys M. Richter  
Sworn to before me this ..... 20th .....  
day of ..... January ....., 19 78 ....  
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 79



Item No. 11      Motion by Councilman Wegner, seconded by Councilman Burst

WHEREAS, Robert Lesniowski, has made application and requested the rezoning of property located at 1455 Harlem Road from C - Retail Business to CM - General Commercial, 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 6, 1978 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, Johnson, Dux, Kaczmarek,  
                         Burst and Wegner

NAYES:            0

ABSENT:           0

AFFIDAVIT - NEXT PAGE

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

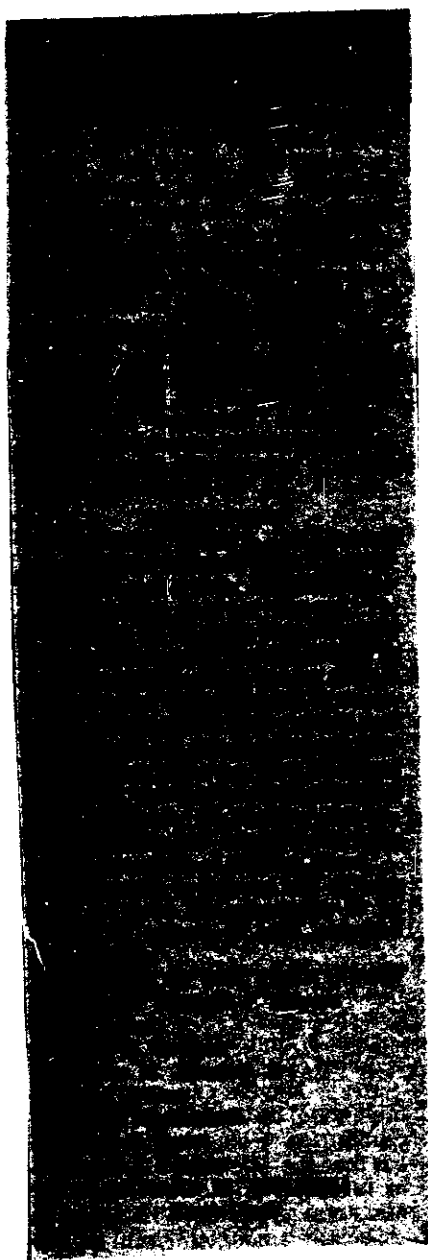
*Gladys M. Heston*, of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
.....*Clerk*..... of the Cheek-  
towaga Times, a public newspaper published  
weekly in said town; that the notice, of which  
the annexed printed slip, taken from said news-  
paper is a copy, was inserted and published in  
said paper once a week for .....*1*..... weeks;  
first publication.....*Jan. 19, 1978*.....;  
last publication.....*Jan. 19, 1978*.....;  
and that no more than six days intervened be-  
tween publications.

*Gladys M. Heston*  
Sworn to before me this .....*20th*.....  
day of .....*January*....., 19*78*.  
.....*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*79*





Item No. 12 Motion by Councilman Dux, seconded by Supervisor Meyers

WHEREAS, a resolution was duly adopted by the Town Board at a regular adjourned meeting held on the 27th day of December, 1977 calling for a public hearing on a proposed Traffic Amendment, and

WHEREAS, said Notice Calling for a Public Hearing was not published timely, NOW, THEREFORE, BE IT

RESOLVED that said resolution calling for a public hearing on a proposed Traffic Amendment be and hereby is amended as follows:

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 6th day of February, 1978 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 TIMES on January 19, 1978; 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 6th day of February, 1978 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 and Stopping

Section 102 is amended by adding thereto the following:

The parking of vehicles is hereby prohibited in any of the following locations:

A. No parking this side:

OEHRMAN BOULEVARD

west side:

from HUTH ROAD to MAPLEVIEW ROAD

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

DATED: January 16, 1977

RICHARD M. MOLESKI  
Town Clerk

\*\*\*\*\*

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,  
Burst and Wegner

NAYES: 0

ABSENT: 0

AFFIDAVITS - NEXT PAGE

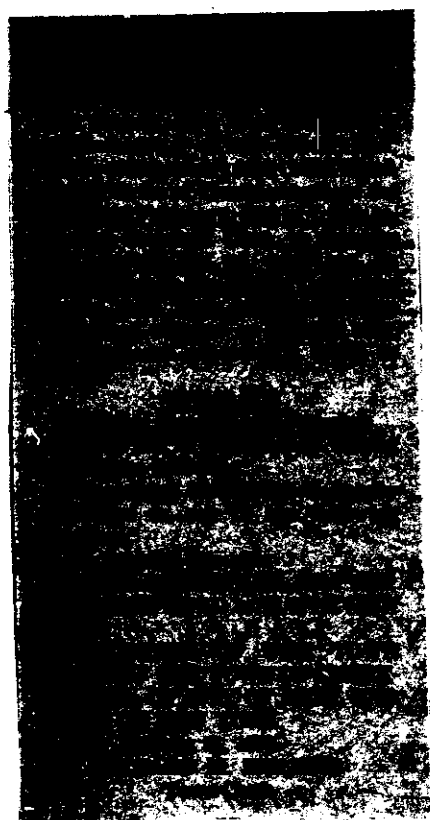
STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF CHEEKTOWAGA } ss.

Gladys M. Heston 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 Jan. 19, 1978 ;  
last publication Jan. 19, 1978 ;  
and that no more than six days intervened be-  
tween publications.

Gladys M. Heston  
Sworn to before me this 20th  
day of January, 1978  
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, 1979

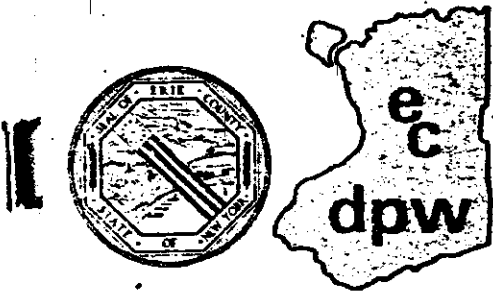


Item No. 13      Motion by Councilman Burst, seconded by Councilman Kaczmarek

WHEREAS, the Erie County Department of Public Works has requested the Town to sign an Agreement relative to the expenditure of Town Highway funds pursuant to provisions of Section 284 of the Highway Law, therefore, BE IT

RESOLVED that the members of the Town Board be and they hereby are authorized to sign said Agreement, a copy of which is attached hereto and made a part hereof.

\* See next four (4) pages for Agreement.



**COUNTY OF ERIE**

**EDWARD V. REGAN**

**COUNTY EXECUTIVE**

**DEPARTMENT OF PUBLIC WORKS**  
**DIVISION OF HIGHWAYS**

**KENNETH L. REITMEIER, P. E.**

**Deputy Commissioner — Highways**

**95 FRANKLIN STREET, BUFFALO, N. Y. 14202 / (716) 846-8369**

**January 30, 1978**

**Mr. Richard M. Moleski, Town Clerk**  
**Town of Cheektowaga**  
**Broadway & Union Road**  
**Cheektowaga, New York 14227**

**Dear Mr. Moleski:**


Enclosed is a copy of the Agreement for the Expenditure of Highway Moneys made between Alfred F. Wnek, Town Superintendent of Highways; and the Town Board of Cheektowaga.

This agreement has been approved by the Deputy Commissioner of Highways.

Kindly file the copy in your office.

Very truly yours,

**KENNETH L. REITMEIER, P.E.**  
**Deputy Commissioner - Highways**

  
**MELVIN W. KASE**  
**Town Liaison**

**KLR/MWK/k1**  
**Enc.**

**cc: Alfred F. Wnek**

*Received*  
*2/1/78*  
*R. M. Moleski*

# AGREEMENT TO SPEND TOWN HIGHWAY FUNDS

TOWN OF Cheektowaga

COUNTY OF Erie

Pursuant to the provisions of Section 284 of the Highway Law, we agree that moneys levied and collected for the repair and improvement of highways, and received from the state for the repair and improvement of highways, shall be expended as follows:

1. GENERAL REPAIRS. The sum of \$878,955.00 may be expended for general repairs upon 178.14 miles of town highways, including sluices, culverts and bridges having a span of less than five feet and boardwalks or the renewals thereof.

2. IMPROVEMENTS. The following sums shall be set aside to be expended for the improvement of town highways:

(a) On the road commencing at APPLEWOOD DRIVE Isabelle

and leading to Cayuga Rd., a distance of .2178 miles, there shall be expended not over the sum of \$ 4826.25

Type Macadam Width of traveled surface 28 ft.

Thickness 1" Top Subbase

(b) On the road commencing at BUELL ST. W. Sobieski

and leading to F.I.S. North Driveway, a distance of .2083 miles, there shall be expended not over the sum of \$ 3955.50

Type Macadam Width of traveled surface 24 ft.

Thickness 1" Top Subbase

(c) On the road commencing at CEDARGROVE CIRCLE (West to North) Ellwood

and leading to Maryvale, a distance of .6771 miles, there shall be expended not over the sum of \$ 16,085.25

Type Macadam Width of traveled surface 30 ft.

Thickness 1" Top Subbase

No moneys set aside for such improvements shall be expended, nor shall any work be undertaken on such improvements, until the County Superintendent approves the plans, specifications and estimates for such construction.

This agreement shall take effect when it is approved by the County Superintendent of Highways.

Executed in duplicate this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

Kenneth J. Meyers  
Supervisor

Frank E. Semat  
Town Justice - Councilman

George Kayman  
Councilman

Frank J. Dwyer  
Councilman

Thomas R. Phelan  
Town Justice - Councilman

James R. Burst  
Councilman

Donald J. Jurek  
Councilman

Alfred A. Kueck  
Councilman

The foregoing Agreement is hereby approved this 30 day

January, 1928

Kenneth L. Hittner  
County Superintendent of Highways

NOTE: This Agreement should be signed in duplicate by a majority of the members of the Town Board and by the Town Superintendent. Both copies must be approved by the County Superintendent. One copy must be filed in the Town Clerk's office and one in the County Superintendent's office. COPIES DO NOT HAVE TO BE FILED IN ALBANY.

AGREEMENT TO SPEND TOWN HIGHWAY FUNDS (Continued - Page 2)

		<u>MILES</u>	<u>AMOUNT</u>
CHAPEL AVENUE	from Union Rd. to Dick Rd. Macadam - 20 ft. wide - 1" top	.5682	\$ 8997.75
COMMUNITY DRIVE	from Cedargrove Dr. to Maryvale Dr. Macadam - 30 ft. wide - 1" top	.3220	7647.75
CROY AVENUE	from Burke Dr. to Town Line Macadam - 28 ft. wide - 1" top	.1098	2430.00
DARWIN DRIVE	from Cleveland Drive to Town Line Macadam - 27 ft. wide - 1" top	.2868	6135.75
DEL DRIVE	from N. Prince to S. Prince Macadam - 28 ft. wide - 1" top	.0908	2011.50
DELMAR AVENUE	from Cleveland Dr. to Wilshire Dr. Macadam - 28 ft. wide - 1" top	.1372	3044.25
DUBONNET DRIVE	from Bory Dr. to Davidson Macadam - 28 ft. wide - 1" top	.1136	2517.75
E. CHERBOURGH	from Towers to #99 Macadam - 28 ft. wide - 1" top	.2366	5244.75
E. ROUEN DR.	from Towers to LeHarve Macadam - 28 ft. wide - 1" top	.2556	5670.00
E. TOULON DR.	from Towers to E. Cherbourg Macadam - 28 ft. wide - 1" top	.2556	5670.00
EDMUND ST.	from Laura Court to William St. Macadam - 26 ft. wide - 1" top	.2017	4151.25
ELLEN DRIVE	from Union Rd. to Cayuga Rd. Macadam - 28 ft. wide - 1" top	.4924	10914.75
FEDERAL AVENUE	from S. Huth Rd. to Burdette Dr. Macadam - 28 ft. wide - 1" top	.2396	5312.25



AGREEMENT TO SPEND TOWN HIGHWAY FUNDS (Continued - Page 3)

		<u>MILES</u>	<u>AMOUNT</u>
ISABELLE RD.	from Dead End to Applewood Dr. Macadam - 28 ft. wide - 1" top	.3162	\$ 7013.25
LAURENTION DR. (North)	from Beach Rd. to Turn Macadam - 28 ft. wide - 1" top	.0092	2200.50
LEMANS DRIVE	from Sebring to Benz Dr. Macadam - 28 ft. wide - 1" top	.2556	5670.00
LE HARVE DR.	from W. Rouen to E. Rouen Macadam - 28 ft. wide - 1" top	.5159	11441.25
LOU DRIVE	from Del Dr. to Prince Macadam - 28 ft. wide - 1" top	.2707	6000.75
N. PRINCE DR.	from Borden Rd. to Prince Macadam - 28 ft. wide - 1" top	.3616	8019.00
PRINCE DR.	from N. Prince to S. Prince Macadam - 28 ft. wide - 1" top	.1136	2517.75
SEBRING DR.	from Losson Rd. to Lemans Macadam - 28 ft. wide - 1" top	.3881	8606.25
SHERRY DR.	from Sebring to Armond Macadam - 28 ft. wide - 1" top	.0851	1890.00
SLATE DRIVE	from W. Toulon to Park Macadam - 22 ft. wide - 1" top	.0662	1154.25
S. CREEK DR.	from Nagel Dr. to Benbro Dr. Macadam - 28 ft. wide - 1" top	.5216	11569.50
S. PRINCE DR.	from Borden Rd. to Prince Dr. Macadam - 28 ft. wide - 1" top	.3616	8019.00
W. SOBIESKI ST.	from #18 to Buell St. Macadam - 24 ft. wide - 1" top	.1371	2605.50
TOTAL MILES AND AMOUNT		7.8156	\$171321.75

SUPPLEMENTAL COMPUTATION SHEET

The total proposed expenditures should agree with total receipts, as follows:

RECEIPTS

Balance, Highway Fund (DR - Item 1).....	\$ 293,076.00
Town Highway Tax Levied.....	728,955.00
State Aid to be Received.....	50,000.00
Received from Other Sources	
Sales Tax.....	
Income on Investments.....	
Revenue Sharing.....	
Others.(Unexpended.Balance).....	100,000.00
TOTAL.....	\$ 1,172,031.00

EXPENDITURES  
(As Agreed Upon)

General Repairs..DR.5110.....	\$ 669,640.00
Permanent Improvements DE 5150.....	207,380.00
Employee Benefits.....	209,315.00
Contingent Fund.....	85,696.00
TOTAL.....	\$ 1,172,031.00

NOTE: In the event the town is a participant in the Town Highway Improvement Program . (Donovan Plan), the tax raised and the State Aid received specifically for that purpose is not to be shown in this agreement.

Item No. 13 cont'd

Upon Roll Call....

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

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

WHEREAS, the Town of Cheektowaga is eligible for a minimum of \$882,956.00 in Community Development Block Grant Funds for fiscal year 1978, and

WHEREAS, public hearings regarding use of such funds have been held on November 30, 1977 and December 19, 1977 where the consensus of opinions expressed by those in attendance was that said Community Development Block Grant Funds should be utilized for two basic community needs, those being flood relief projects and the continued revitalization of the Tiorunda and Walden Avenue sections of Cheektowaga, and

WHEREAS, these undertakings would serve to assist low and moderate income families within the Town by preventing further flooding and deterioration of existing housing and also maintaining and improving affordable quality housing, NOW, THEREFORE, BE IT

RESOLVED that the following projects be and hereby are incorporated in Cheektowaga's 1978 Community Development Block application:

- |  |              |
|--|--------------|
| 1. Tiorunda Neighborhood Improvements Program                          |              |
| Stage I, Phase B   | \$ 65,027.70 |
| Stage II, Phase A  | 279,629.10   |
| 2. Walden Avenue Revitalization Program                                |              |
| Commercial Revitalization  | 73,518.30    |
| Sanitary Sewer District #2 Facilities Remedial Project, Phase I (of 3) | 148,500.00   |
| 3. Chapel Area Drainage Correction, Phase II (of 4)                    |              |
| Chapel-Smith Relief Sewer  | 85,500.00    |
| 4. Beach Road Area Drainage Correction, Phase I (of 3)                 |              |
| A. Beach Road Relief Sewer   | 45,000.00    |
| B. Peinkofer Storm Sewer   | 67,500.00    |
| 5. Administration  | 29,985.30    |
| 6. Provision for 10% contingency                                       | 88,295.60    |

and BE IT FURTHER

RESOLVED that the Cheektowaga Town Clerk is hereby directed to forward certified copies of this resolution to the following:

Community Development Director  
Erie County Department of Environment & Planning  
95 Franklin Street  
Buffalo, New York 14202

Hon. Jack F. Kemp  
38th Congressional District  
132 Cannon Office Building  
Washington, D.C. 20515

Edward Rutkowski, District Representative  
38th Congressional District  
1101 Federal Building  
111 West Huron Street  
Buffalo, New York 14202

Item No. 14 cont'd

Upon Roll Call....

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

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

WHEREAS, the Town will receive Community Development Block Grant funds to be expended in the areas of a concentration of low-moderate income persons, and

WHEREAS, the Town seeks to insure maximum benefit and positive impact in low-moderate income target areas from the expenditure of these funds, and

WHEREAS, the gradual erosion of neighborhood stability and housing quality should be checked and stopped wherever possible, and

WHEREAS, the Chapel Avenue and Beach Road areas are found to have significant concentrations of low-moderate income persons as evidenced by the attached consultant's report, and

WHEREAS, the targeting of the Chapel Avenue area, inclusive of the following streets: Broad Street from Roxborough Avenue to Dick Road, Dick Road from Broad Street to Genesee Street, Orchard Place, Northcrest Avenue, Smith Street, Southcrest Avenue, Marilyn Drive (Princeton Court area), Chapel Avenue, Roxborough Avenue, Sandra Drive (Princeton Court area), Rogers Drive (Princeton Court area), Harvard Court (Princeton Court area), Woodcrest Court (Princeton Court area), Princeton Court, and the Beach Road area inclusive of the following streets: Martinvale Court, Cleveland Drive from Flora Road to Beach Road, Fairvale Drive, Clearvale Drive, Beach Road from Maplevue to Cleveland, Maplevue Road from Beach Road to Flora, Flora Road from Maplevue to Cleveland, Beach Road from Hemenway to Maryvale, Peinkofer Drive, Balbach Drive, Unionvale Road, Eastvale Court, Pinevale Court, and Norine Drive for receipt of Community Development Block Grant funds is reasonable, justifiable and appropriate, NOW, THEREFORE, BE IT

RESOLVED that the Chapel Avenue and Beach Road areas be so designated as low-moderate income target areas and therefore eligible for receipt of Community Development Block Grant Funds for neighborhood improvement, and BE IT FURTHER

RESOLVED that the previously designated low-income target areas, namely, Walden and Tiorunda, still remain priority areas for the expenditure of Community Development Block Grant Funds.

\* See next seventeen (17) pages

**STUART ALEXANDER AND ASSOCIATES**

482 ELMWOOD AVENUE  
BUFFALO, NEW YORK 14222  
716-884-5600

**MEMORANDUM**

**TO:** Councilman Thomas Johnson, Jr., G. Gabryszak  
**FROM:** Stuart Alexander  
**SUBJECT:** 1977-78 Community Development Block Grant Allocations  
Tiorunda Stage I  
Stage I Phase B  
Stage II  
Chapel/Beach Road

**Attachment:**  
Chapel/Beach Road  
Target Areas

- A. Community Development Block Grant Fiscal Year 1976-1977 work in Tiorunda Stage I area - Windwood Court, entrance-way to Tiorunda and the recreation corridor will provide substantial improvement in portions of Tiorunda. Nevertheless, the extension of Stage I (Windwood Court) to include adjacent Streets (Trent Square, Shelby, Sierra, Allison and Simpson) as well as additional funds for Stage I (Windwood Court) is recommended.

The principal reason additional funds are required in the Stage I Windwood Court area is to make the necessary storm drainage improvements. The engineers responsible for preparing the plans and specification for this work will have a preliminary report this spring. (The attached budget provides an allocation for storm sewer improvements).

The extension of the Stage I area to include Trent Square, Shelby, Sierra and Simpson is recommended both to support the Stage I improvements as well as to systematically extend rehabilitation actions in the North-West quadrant of Tiorunda. Anticipated cost for improvements in this area are presented in the 1977-1978 C.D.B.G. Budget.

Tiorunda Stage II target area is in the East quadrant of the Tiorunda community. This area includes Cleveland Hill Elementary School and another severely deteriorated residential pocket. (Nugget Drive, Springfield and Elkins Streets, and Glenwood Court).

I recommend that in addition to the neighborhood improvements for Tiorunda Stage II the engineering consultants assess the need and costs for storm drainage improvements in Stage II. Similar to the Stage I program, actual storm drainage improvements can be "rolled over" into subsequent year C.D.B.G. funding (1978-79).

The projected neighborhood improvement Budget exclusive of storm drainage improvements for Tiorunda Stage II is presented in the 1977-78 C.D.B.G. Budget.

B. We have recently completed analysis of Chapel Avenue and Beach Road areas to determine eligibility of these areas for Community Development Block Grant target area designation. (See attachment). Our analysis indicates certain areas can justifiably be targeted since they meet or exceed the requirements that 51% of the beneficiaries of C.D.B.G. funds are low or moderate income.

Though our analysis for purposes of target area designation is weighted to reflect income rather than physical conditions, spot surveys indicate the areas which meet income criteria are also physically deteriorated.

The main problem in these areas is persistent and serious flooding. By virtue of being eligible for target area designation the Town can and should appropriate C.D.B.G. funds for storm sewer improvements to relieve the flooding problem.

The Chapel and Beach Road areas by virtue of target area designation will be eligible for housing assistance funds. Consequently, the target areas in the Chapel and Beach Road areas should be studied for neighborhood improvements. Allocation of capital funds for neighborhood improvements would be premature at this time with the exception of storm sewers - a known and serious problem.

The following program budget is suggested for 1977-78 Community Development Block Grant funds. The budget reflects the philosophy of spending funds in target areas and systematically improving select neighborhoods by concentrating resources.

I do not believe additional target areas should be for future C.D.B.G. funds unless an urgent need surfaces. In addition, I suggest the Town consider complimenting the expenditure of C.D.B.G. funds in target areas not only with Revenue Sharing Funds (as is currently being done) but also with Town Capital Budget Funds and other grant-in-aids.

#### ATTACHMENT

#### CHEEKTOWAGA TARGET AREAS: FOR BEACH ROAD AND CHAPEL AVENUE ADDENDUM: Chapel, Winston-Vegola, Princeton Court

The following methodology was used in establishing target areas eligible for Community Development Block Grant Funding in the Chapel Avenue and Beach Road area.

In the Beach Road area, those blocks identified in the memo of Nov. 14 from the Town (i.e., "The Vales" and Peinkoffer) were examined in detail. In the Chapel area, those blocks mentioned in Chester Bryan's letter of Dec. 2 were examined. Specifically, these blocks included:

#### Beach Road Area

Norine Dr.	(entire length)
Fairvale Dr.	( " " " " )
Pinevale Dr.	( " " " " )
Martinvale Dr.	( " " " " )
Clearvale Dr.	( " " " " )
Eastvale Dr.	( " " " " )
Westvale Dr.	( " " " " )
Lilyvale Dr.	( " " " " )
Unionvale Rd.	( " " " " )
Peinkoffer Dr.	( " " " " )
Balbach Dr.	( " " " " )
Beach Rd. from Hemenway to Maryvale	
Beach Rd. from Mapleview to Cleveland	
Mapleview Rd. from Beach to Flora	
Flora Rd. from Mapleview to Cleveland	
Cleveland Dr. from Flora to Beach	

#### Chapel Area

Broad St. from Roxborough to Dick	
Dick Rd. from Broad to Genesee	
Genesee St. from Dick to Roxborough	
Orchard Pl.	(entire length)
Southcrest Ave.	( " " " " )
Northcrest Ave.	( " " " " )
Lippert Ave.	( " " " " )

Detailed examination occurred in the following manner:

The R.L. Polk & Co. 1975 directory was used to identify residents of the blocks, and a 50% sample was then used in the identification of occupations of household heads. Income data for these occupations was obtained from one of three alternate sources. The New York State Dept. of Labor Labor Research Report 1977, No. 47, June 1977, which presented 1976 hourly and weekly earnings by occupation type, was the primary source used. If a resident's occupation was not listed in the

above source, income figures were obtained from the N.Y. Dept. of Labor Labor Research Report 1977, No. 44, May 1977 (Hiring Specifications), which listed median hourly wages for Buffalo-area job openings in 1976. Finally, if a resident's occupation was still not accounted for, R.L. Polk & Co. averages (1974-1975 Profiles of Change) were used. From these figures, an average income for each block was established.

A median income for the Town of Cheektowaga in 1969 was obtained from the Courier-Express publication Buying Power in the Buffalo Metropolitan Area (SMSA) 1970. This median income figure (\$10,799) was adjusted to 1977 median income using a 1.552 multiplier which reflects the change in the consumer price index from 1969 to 1977. The 1977 median income is estimated at \$16,769 (For an average-sized household of 3.1 persons).

A determination of low income was done by taking 80% of the median, yielding a figure of \$13,415. This figure establishes the eligibility requirement for low-income target areas.

Blocks can be targeted if the average block income is less than \$13,415, or if the average income is higher and 51% of the families are lower than this figure.

Given these requirements, all streets previously mentioned except Norine Dr. qualify. The following list ranks these streets from lowest to highest average incomes.

	<u>Street</u>	<u>Avg. Inc.</u>	<u>% Families &lt; \$13,415</u>
	Martinvale Ct.	\$ 8,661	100
(C)	Broad St. (Roxborough - Dick)	9,022	100
(C)	Dick Rd. (Broad - Genesee)	9,290	100
	Cleveland Dr. (Flora - Beach)	9,350	100
(C)	Orchard Pl.	9,391	94
	Fairvale Dr.	10,727	79.3
	Clearvale Dr.	10,760	85.7
	Beach Rd. (Mapleview - Cleveland)	10,836	83.3
	Mapleview Rd. (Beach - Flora)	11,033	66.7
	Flora Rd. (Mapleview - Cleveland)	11,090	70
	Beach Rd. (Hemenway - Maryvale)	11,715	81.8
	Peinkoffer Dr.	11,737	66.7
	Balbach Dr.	12,527	75
	Unionvale Rd.	12,952	66.7
	Eastvale Ct.	13,284	60
	Pinevale Ct.	14,601	62.5
	Norine Dr.	15,553	33.3

(C) : Chapel Avenue area (all others Beach Rd. area)



<u>Street</u>	<u>Address Occupation</u>	<u>Income</u>
<u>Broad St. From Roxborough to Dick</u>		
181	Tile Worker	11,544
193	Retired	6,500*
197	Retired	6,500*
205	Const.	11,544

Dick Rd. (Broad to Genesee)

857	Machinist	10,462
906	Bus Driver	5,782
912	Retired	6,500*
919	No Occ. Ind.	10,600*
924	Student	9,300*
929	No Occ. Ind.	10,600*
940	" " "	10,600*
948	Custodian	7,862
951	No Occ. Ind.	10,600*
964	" " "	10,600*

Orchard Place

20	Retired	6,500*
30	Driver	6,032
40	Retired	6,500*
58	Machinist	10,462
66	No. Occ. Ind.	10,600*
88	Const.	11,544
106	No Occ. Ind.	10,600*
112	Retired	6,500*
173	Plant Worker	10,358
175	Gen. Contractor	17,800*
189	Jitney Driver	5,782
201	No Occ. Ind.	10,600*
211	Plater	10,358
219	Baker	5,574
245	Machinist	10,462
265	Driver	6,032
275	Mtce. Eng.	11,668
277	Mtce. Eng.	11,668

Peinkoffer

77	Welder	10,088
81	Wireman	10,462
85	No Occ. Ind.	10,600*
92	Tool & Die	16,702
96	Dispatcher	10,379
100	Security	6,988
107	Inspector	9,588
110	Bus Driver	5,782
114	Optician	15,200*
121	Meat Cutter	11,400*
129	Auto Salesman	17,100*
137	Tile Setter	11,544
144	Mechanic	11,668
148	Lab Worker	15,200*

<u>Street</u> <u>Address</u>	<u>Occupation</u>	<u>Income</u>
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Peinkoffer (continued)

152	Retired	6,500*
156	Lineman	15,200*
160	Printer	15,200*

Balbach

16	Fireman	15,200*
24	Whse. Mgr.	11,336
32	No Occ. Ind.	10,600*
38	Comp. Mgr.	22,900*
42	Retired	6,500*
46	Retired	6,500*
47	No Occ. Ind.	10,600*
51	" " "	10,600*
55	" " "	10,600*
59	" " "	10,600*
63	Photographer	26,600*
70	No Occ. Ind.	10,600*
76	Tool Mkr.	16,702
77	Laborer	12,480
81	Wire Drawer	10,462
85	No Occ. Ind.	10,600*
89	Truck Driver	12,043
93	Retired	6,500*
97	Machinist	10,462
101	Parts Mgr.	22,900*
105	Town Empl.	11,668
114	Elec. Eng.	15,912
118	No Occ. Ind.	10,600*
122	Driver	6,032
127	Electrician	11,814
133	Asst. Mgr.	17,700*
139	Town Mtce.	11,668
146	No Occ. Ind.	10,600*

Eastvale

11	School Principal	17,500*
19	Teacher	10,400
26	No Occ. Ind.	10,600*
32	Professor	17,500*
38	Draftsman	10,420

Unionvale

20	Electrician	11,814
32	Retired	6,500*
38	" "	6,500*
44	No Occ. Ind.	10,600*
50	" " "	10,600*
56	" " "	10,600*

<u>Street</u>	<u>Address Occupation</u>	<u>Income</u>
<u>Unionvale (continued)</u>		
62	Electrician	11,814
68	Prod. Supervisor	22,900*
75	Accountant	10,946
91	Nurse	13,104
97	Customer Svce. Supervisor	22,900*
103	Printer	15,200*
111	No Occ. Ind.	10,600*
117	Cable Splicer	10,462
124	Retired	6,500*
130	Engineer	22,700*
139	Retired	6,500*
150	Clergy	22,900*

Clearvale

12	Driver	6,032
29	No Occ. Ind.	10,600*
38	" " "	10,600*
43	Rec. Dept.	10,899
48	No Occ. Ind.	10,600*
52	" " "	10,600*
58	Elect. Opr., Arcata Graphics	11,814
63	Auto Salesman	17,100*
67	Machinist	10,462
71	Retired	6,500*
75	Bricklayer	11,544
80	Electrician (Mtce.)	15,537
87	No Occ. Ind.	10,600*
93	Dispatcher	10,379
101	Maintenance	11,668
108	No Occ. Ind.	10,600*
114	" " "	10,600*
125	Student	9,300*
129	No Occ. Ind.	10,600*
134	Retired	6,500*
140	Maintenance	11,668
144	Accountant	10,946
150	No Occ. Ind.	10,600*
156	" " "	10,600*
161	Retired	6,500*
165	Direct Mail Clerk	5,033
176	Tool & Die Mkr.	16,702
184	" " " "	16,702

<u>Street</u>	<u>Address Occupation</u>	<u>Income</u>
<u>Pinevale</u>		
5	Supvr., Westing	22,900*
13	Proj. Eng.	22,700*
19	No Occ. Ind.	10,600*
25	" " "	10,600*
31	Retired	6,500*
37	Suprv.	22,100*
43	No Occ. Ind.	10,600*
44	Data Processor	10,010
<u>Martinvale</u>		
13	Mach. Assmblr.	10,358
19	Retired	6,500*
25	Ofc. Secty.	10,088
31	Retired	6,500*
39	Comptr. Opr., SUNYAB	9,859
<u>Fairvale</u>		
13	No Occ. Ind.	10,600*
23	Acct. Clerk	7,930
30	Furn. Refinisher	15,200*
40	Retired	6,500*
44	Proprietor	17,800*
50	City Empl.	11,668
54	Retired	6,500*
60	Tool & Die	16,702
64	Machinist	10,462
70	Elect.	11,814
74	No Occ. Ind.	10,600*
80	Bookbinder	9,152
90	Machinist	10,462
94	Ground Supt.	7,862
108	No Occ. Ind.	10,600*
120	" " "	10,600*
126	Ins. Agent	17,100*
130	No Occ. Ind.	10,600*
136	Displayman	9,500*
141	I.R.S. Ofcr.	15,500*
146	Retired	6,500*
151	No Occ. Ind.	10,600*
160	Empl., Westing	10,462
166	Steel Worker	15,200*
178	No Occ. Ind.	10,600*
181	Watchman	6,988
188	Retired	6,500*
197	Retired	6,500*
203	No Occ. Ind.	10,600*

<u>Street</u>	<u>Address Occupation</u>	<u>Income</u>
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Norine

10	Retired	6,500*
15	Asst. Dept. Mgr.	10,379
22	Rec. Clerk	10,379
34	Suprvr.	22,900*
42	Gas Station Ownr.	17,800*
52	M.D.	39,900*
64	Setup Mn., Trico	10,462
72	Driver	6,032
76	No Occ. Ind.	10,600*
84	Tool Assembler	16,369
96	Sta. Eng.	16,702
104	Grocery Store Owner	17,800*

Beach Rd. (Hemenway - Maryvale)

462	Crane Opr.	12,812
475	No Occ. Ind.	10,600*
484	Retired	6,500*
495	No Occ. Ind.	10,600*
500	Retired	6,500*
511	No Occ. Ind.	10,600*
517	Loan Ofcr., M&T	9,500*
523	Mailman	15,200*
536	Machinist	10,462
546	V.P.	26,600*
553	Hairstylist	9,500*

Cleveland Dr. (Flora - Beach)

997	Assemblr., Chevy	10,816
1000	Repr.	11,668
1000	R.R. Worker	11,400*
1009	No Occ. Ind.	10,600*
1015	Retired	6,500*
1019	Hosp. Attndt.	5,116

Mapleview (Beach - Flora)

711	Loan Offcr.	9,500*
717	Salesman	17,100*
723	Retired	6,500*

Flora (Mapleview - Cleveland)

4	Chain Assmblr.	10,358
8	Mailman	15,200*
15	Retired	6,500*
19	Retired	6,500*

<u>Street</u>	<u>Address</u>	<u>Occupation</u>	<u>Income</u>
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Flora (Mapleview - Cleveland) (Continued)

22		No Occ. Ind.	10,600*
27		Laborer	5,116
31		No Occ. Ind.	10,600*
35		Supvr.	22,900*
38		Mailman	15,200*
42		Acct. Clrk.	7,930

Beach (Mapleview - Cleveland)

821		Stock Hndlr.	6,156
830		Whsemn., Bells	6,156
835		Driver, Dairylea	11,918
840		Bartender	5,184
847		Elect.	11,814
853		No Occ. Ind.	10,600*
859		Machinist	10,462
862		Technician	15,200*
870		Retired	6,500*
874		Sales Mgr., Sample	22,900*
879		Machinist	10,462
882		Fork Lift Opr.	12,688

Address and occupations from R.L. Polk & Co.

\*R.L. Polk & Co. Income Averages

All other income figures based on N.Y. State Dept. of Labor Information

# ADDENDUM

Income averages for the following streets in the Chapel, Winston-Vegola, and Princeton Court areas have been computed:

	<u>Street</u>	<u>Avg. \$ Income</u>	<u>%Families &lt; \$13,415</u>
(W-V)	Colden Court	8,823	100
(C)	Northcrest Avenue	9,474	83.8
(C)	Smith Street	9,696	100
	Christa Place	10,357	83.3
(C)	Southcrest Avenue	10,399	82.8
	Marilyn Drive	10,499	80
(C)	Chapel Avenue	11,639	66.7
(C)	Roxborough Avenue	11,910	70
	Sandra Drive	12,065	66.7
(W-V)	Vegola Avenue	12,797	65
	Rogers Drive	12,878	66.7
	Harvard Court	13,163	66.7
	Woodcrest Court	13,323	66.7
	Princeton Court	13,643	54.3
	Rosedale Drive	13,737	58.3
	Cleveland Drive	14,089	45.4
	(Ming-Cayuga)		

(C) - Chapel Avenue Area

(W-V) - Winston-Vegola Area

NOTE: All others in Princeton Court Area

<u>Street Address</u>	<u>Occupation</u>	<u>Income</u>
<u>Chapel Avenue</u>		
16	Truck Driver	12,043
24	Retired	6,500*
37	Assembler	10,358
38	Salesman	17,100*
44	Iron Worker	15,200*
53	Foreman	17,700*
57	Custodian	7,862
63	Proprietor	17,800*
67	Die Maker	16,702
73	Office Manager	22,900*
78	Retired	6,500*
84	Retired	6,500*
88	Building Prod. Opr.	13,100*
96	Painter	6,302
103	No Occ. Indicated	10,600*
137	No Occ. Indicated	10,600*
147	Retired	6,500*
154	No Occu. Indicated	10,600*
158	Fireman	17,700*
164	No Occ. Indicated	10,600*
169	Office Secretary	10,088
174	Mailman	15,200*
178	R.R. Mech.	11,668
184	No Occ. Indicated	10,600*
188	Guard	12,605
194	Retired	6,500*
198	No Occ. Indicated	10,600*
204	Construction Worker	11,544
208	Retired	6,500*
214	Repr.	11,668
217	Retired	6,500*
219	Retired	6,500*
228	Lens Polisher	15,200*
234	Retired	6,500*
243	Retired	6,500*
247	Firman	17,700*
253	No Occ. Indicated	10,600*
257	Reliefman	15,200*
270	Insurance Agent	17,100*
289	Steel Worker	15,200*
293	Lab. Technician	15,200*
297	Retired	6,500
<u>Northcrest</u>		
13	Clerk	5,616
17	Retired	6,500*
26	Retired	6,500*
36	Purch. Agent	12,500*
41	Gas Station Atndt.	5,033
45	Retired	6,500*
55	Mail Handler	5,033
59	Mach Operator	10,462



<u>Street Address</u>	<u>Occupation</u>	<u>Income</u>
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Northcrest (CON'T)

64	Barmaid	5,184
67	Steel Worker	15,200*
74	Bus Driver	5,782
82	Bus Driver	5,782
84	Ofc. Worker	5,616
92	Technician	15,200*
96	No Occ. Indicated	10,600*
104	No Occ. Indicated	10,600*
108	Millwright	15,870
118	Tile Grinder	11,544
122	Retired	6,500*
130	Food Handler	9,500*
134	No Occ. Indicated	10,600*
138	Retired	6,500*
144	Truck Driver	12,168
148	Machine Operater	10,462
151	Painter	6,302
157	Bus Driver	5,782
165	Retired	6,500*
169	Truck Mech.	11,668
174	RR. Insp.	9,589
180	Mach.	10,462
189	Salesman	17,100*
196	Steel Worker	15,200*
200	Machine Operater	10,462
205	No Occ. Indicated	10,600*
214	Butcher	11,400*
224	Engineer	15,200*
240	Lab.	5,033

Southcrest

15	Assmblr. (auto)	10,816
18	Auto Inspector	9,589
22	Mach.	10,462
26	Truck Driver	12,168
30	No Occ. Indicated	10,600*
35	No Occ. Indicated	10,600*
40	No Occ. Indicated	10,600*
45	No Occ. Indicated	10,600*
51	Retired	6,500*
55	Engineer	15,200*
58	Retired	6,500*
65	Retired	6,500*
73	No Occ. Indicated	10,600*
77	Driver	6,032
82	Retired	6,500*
88	Assmblr.	10,358
95	Retired	6,500*
98	Mach.	10,462
106	Assmblr.	10,358

<u>Street Address</u>	<u>Occupation</u>	<u>Income</u>
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Southcrest (CON'T)

111	Retired	6,500*
117	No Occ. Indicated	10,600*
122	Tree Trimmer	5,075
127	No Occu. Indicated	10,600*
131	Supervisor	22,900*
138	Retired	6,500*
144	Auto Inspector	9,589
148	Millwright	15,870
156	Steel Worker	15,200*
170	Proprietor	17,800*

Christa

17	Retired	6,500*
22	Plant Superint.	22,900*
29	Retired	6,500*
43	Retired	6,500*
50	Mech. Engineer	10,442
58	Student	9,300*

Cleveland (Ming to Cayuga)

1433	Pellett Operater	12,688
1439	Telephone Operater	8,112
1444	Student	9,300*
1450	Auto Mech.	6,115
1454	Carpenter	15,163
1459	Parts Dept. Mgr.	17,700*
1466	Cancer Researcher	22,700*
1471	Fireman	17,700*
1474	Proprietor	17,800*
1493	Airline Agent	17,100*
1500	No Occ. Indicated	10,600*

Colden Court (Winston to Genesee)

92	Retired	6,500*
96	Retired	6,500*
100	Retired	6,500*
104	Engineer	11,668
108	No Occ. Indicated	10,600*
112	Retired	6,500*
116	Retired	6,500*
120	No Occ. Indicated	10,600*
124	No Occ. Indicated	10,600*
128	Retired	6,500*
132	Teacher	10,400
136	Custodian	7,862
142	Maintenance Man	11,668
147	Retired	6,500*
151	Servmn. Technician	11,668
160	No Occ. Indicated	10,600*

<u>Street Address</u>	<u>Occupation</u>	<u>Income</u>
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Smith

1	Sec/Treas, Union Lo.	12,500*
27	Retired	6,500*
33	Welder	10,088

Roxborough

8	Electrician	11,814
13	Emp, Buffalo Forge	10,462
19	Mach.	10,462
23	Boiler Maker	13,957
29	Retired	6,500*
33	Mach. Repairman	14,643
39	Retired	6,500*
43	Mach.	10,462
49	Ofcr., W.S. Bank	22,900*
53	Upholsterer	11,400*

Woodcrest

12	Serviceman, AT&T	11,668
20	No Occ. Indicated	10,600*
28	Fireman	17,700*

Vegola

18	No Occ. Indicated	10,600*
23	City Empl	11,668
30	No Occ. Indicated	10,600*
37	Purch. Agent	12,500*
43	Asst. Supt.	17,700*
50	Prs. Opr., Westing.	10,462
56	Retired	6,500*
64	Sprvr.	22,900*
68	Proprietor	17,800*
74	Welder	10,088
88	Supervisor	22,900*
94	Inspector	9,589
100	Fireman	17,700*
106	Laborer	5,034
111	Plumber	10,338
116	Carpenter	15,163
120	Retired	6,500*
126	Engineer	15,200*
130	Inspector	9,589
136	With., Am Op.	13,100*

Princeton

10	Teacher	10,400
18	Supervisor	22,900*
22	Retired	6,500*
26	Crane Operater	12,812
30	Prod. Coor	17,700*

<u>Street</u> <u>Address</u>	<u>Occupation</u>	<u>Income</u>
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Princeton (CON'T)

34	Tech. Wrter, Linde	9,500*
38	Fireman	17,700*
42	Whse. Mgr.	22,900*
46	Salesman	17,100*
50	Stock Manager	22,900*
54	No Occ. Indicated	10,600*
62	Mach.	10,462
66	NYS Fcty Insp.	9,589
70	Steel Worker	15,200*
75	Sign Designer	15,200*
82	VS Customs Insp.	15,200*
86	IRS Officer	15,500*
91	No Occ. Indicated	10,600*
95	Maintenanceman	11,668
99	Construction Work.	11,544
103	No Occ. Indicated	10,600*
107	Stock Clerk	12,292
111	No Occ. Indicated	10,600*
115	Insurance Agent	17,100*
119	Custodian	7,862
123	Fitter, Am Op	15,579
129	Lab. Chevy	5,034
134	School Emp.	5,034
138	Supervisor	17,100*
142	Salesman	17,100*
146	Salesman	17,100*
150	No Occ. Indicated	10,600*
155	Supervisor	22,900*
163	Retired	6,500*
171	Assemb	10,358

Harvard

10	Retired	6,500*
18	Personnel Director	22,900*
26	Welder	10,088

Marilyn

23	No Occ. Indicated	10,600*
29	Driver, Conrail	6,032
35	No Occ. Indicated	10,600*
41	Mach. Operater	10,462
47	Switchman, Bell	8,112
51	Mach.	10,462
58	Teacher	10,400
60	Printer	15,200*
65	Chf, FAA	17,700*
70	Matl. Handler	6,157
74	RR Engineer	15,200*
78	Retired	6,500*
80	Retired	6,500*
85	Prsmn	10,462
90	RR Brkman	13,100*

<u>Street Address</u>	<u>Occupation</u>	<u>Income</u>
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Rogers

3	Dumper, Houdaille	10,462
10	Printer	15,200*
15	Gen. Cont.	17,800*
19	No Occ. Indicated	10,600*
28	Mach. Operater	10,462
34	Truck Driver	12,043
39	Auto Inspector	9,589
45	Air Traffic Contrl.	17,700*
49	Salesman	17,100*
55	Supervisor	22,900*
61	Mach. Opreator	10,462
65	Retired	6,500*
74	Srvcmn. Monroe Cal.	11,668
81	Retired	6,500*
85	Crane Operater	12,812
95	No Occ. Indicated	10,600*
105	Dist. Sales Mgr.	22,900*
115	Retired	6,500*

Rosedale

31	Supervisor	22,900*
38	Construction Work.	11,544
47	No Occ. Indicated	10,600*
51	Proprietor	17,800*
58	Credit Manager	22,900*
69	Foreman	17,700*
75	Retired	6,500*
81	Emp, Sierra	5,034
89	Maintenanceman	11,668
95	Whsemn.	11,336
101	Building Supertnd.	11,668
109	Steel Worker	15,200*

Sandra

3	Retired	6,500*
6	Welder	10,088
8	Retired	6,500*
19	Assmblr. (auto)	10,816
24	Metal Smith	15,870
28	Mailman	15,200*
34	Manager	22,900*
43	Lab., Chevy	5,034
49	Ofc. Manager	22,900*
53	Mach. Opr.	10,462
59	Retired	6,500*
64	Painter	6,302
69	Retired	6,500
76	No Occ. Indicated	10,600*
84	Salesman	17,100*
92	Teacher	10,400
100	No Occ. Indicated	10,600*
110	Pres., Union Local	22,900*

Address and Occupations from  
R. L. Polk & Co.  
\*R. L. Polk & Co. Income Avera

All other income figures based  
N.Y. State Dept. of Labor Info

Item No. 15 cont'd

Upon Roll Call....

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

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

WHEREAS, the Parks Department is in need of a new tractor, and

WHEREAS, funds have been authorized in the 1978 budget for this purchase, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of one (1) tractor for the Parks Department. Information for bidders and specifications may be obtained from the office of the Town Clerk; said Notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that the Town Board will meet at 7:00 P.M., Eastern Standard Time on February 6, 1978 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 6, 1978 at 7:00 P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for one (1) tractor.

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 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: January 16, 1978

\*\*\*\*\*

Upon Roll Call....

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

AFFIDAVIT - NEXT PAGE

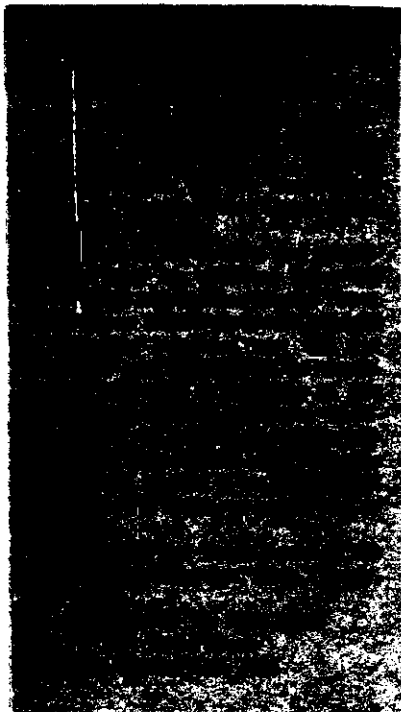
STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF CHEEKTOWAGA } ss.

Cladya M. Heston, 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..... Jan. 19, 1978 ..... ;  
last publication..... Jan. 19, 1978 ..... ;  
and that no more than six days intervened be-  
tween publications.

Cladya M. Heston  
Sworn to before me this ..... 20<sup>th</sup> .....  
day of ..... January ....., 1978..  
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, 1979





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

BE IT RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of seven (7) portable radio transceivers and accessories for the Cheektowaga Police Department. Information for bidders and specifications may be obtained from the Town Clerk's Office located in the Town Hall, Broadway and Union Road, Cheektowaga, New York; said Notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that the Town Board will meet at 7:00 P.M., on February 6, 1978 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

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga at a meeting thereof to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York at 7:00 p.m., Eastern Standard Time on February 6, 1978 for the furnishing of seven (7) portable radio transceivers and accessories for the Cheektowaga Police Department. Information for bidders and specifications may be obtained from the Town Clerk's Office located in the Town Hall, Broadway and Union Road, Cheektowaga, New York.

DATED:    January 16, 1978

RICHARD M. MOLESKI  
Town Clerk

\* \* \* \* \*

Upon Roll Call....

AYES:            Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,  
                  Burst and Wegner

NAYES:           0

ABSENT:          0

AFFIDAVITS - NEXT PAGE

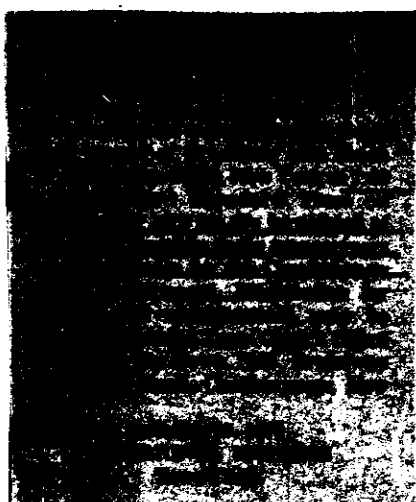
STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF CHEEKTOWAGA } ss.

*Gladys M. Richter*, 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..... *Jan. 19, 1978* .....;  
last publication..... *Jan. 19, 1978* .....;  
and that no more than six days intervened be-  
tween publications.

*Gladys M. Richter*  
Sworn to before me this ..... *26th* .....  
day of ..... *January* ....., 19 *78* .....  
..... *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 *79*



Item No. 18      Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, as a result of advertising, one bid was duly received for light standards for Towers Boulevard up to the amount of twenty (20) for the year 1978, and

WHEREAS, such bid was referred to the Superintendent of Buildings and Grounds and is attached hereto, NOW, THEREFORE, BE IT

RESOLVED that the bid for light standards for Towers Boulevard be awarded to R.W. Mitscher Co., Inc., 8555 Main Street, Clarence, New York.

\* See next four (4) pages for bid

NOTICE TO BIDDERS

RECEIVED  
JAN 4 1978  
R. M. MATOT.  
BLDG. MAINTENANCE DEPT.

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on the 3rd day of January, 1978 at 7:00 p.m., Eastern Standard time at the Town Hall, corner of Broadway and Union Road for the purchase of light standards up to the amount of twenty (20) for the year 1978.

Information for bidders and specifications and drawings 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.

All bids must be enclosed in a separate sealed envelope and shall be addressed to the Town Clerk of the Town of Cheektowaga, Town Hall, Cheektowaga, New York, 14227, and marked as "Proposal for Light Standards for Towers Boulevard".

Town of Cheektowaga, New York  
RICHARD M. MOLESKI, TOWN CLERK

DATED: December 19, 1977

SEE ATTACHED QUOTATION FROM R. W. MITSCHER CO., INC.

DESIGN OF STANDARDS

(Complete)

This bidding is for the amount of fifteen to twenty (15-20) standards to be located on Towers Boulevard, Cheektowaga, New York. Dimensions for standards are on attached drawing.

Standards are to be 30' 8" long, embedded type for a 28'0" mounting height. Standards to be equipped to carry power line from standard to standard overhead. Arms to be of a detachable type to project an overhang of 6'0". Arms and parts to be included with standards as a complete unit.

Pfaff and Kendall Aluminum Poles, direct burial shaft with pinpole top -- E842872DB156 \$350.00 ea. with freight allowed.

Delivery -- 8 weeks from release to manufacture date.

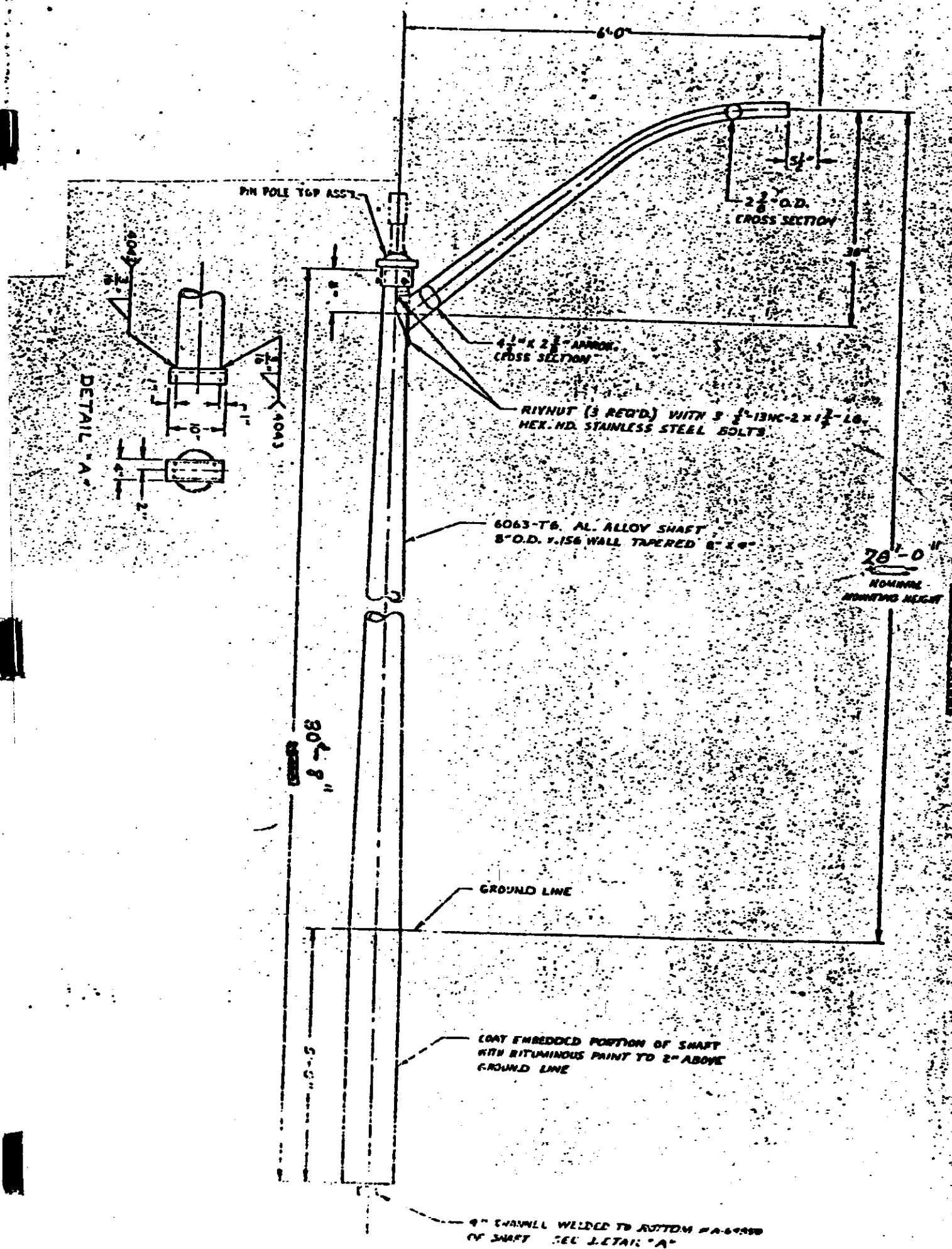
Servicing and repairs -- see attached conditions.

Terms: 30 days net from date of invoice.

Submitted by:

*H. H. McMahon*  
H. H. McMahon, Secretary  
R. W. MITSCHER CO., INC.  
REP. PFAFF & KENDALL

HHM:ab  
Enc.



## RECYCLING "KNOCKDOWN" ALUMINUM POLES

Government budget cut-backs have severely limited State Highway Department and Municipal Lighting Department expenditures maintaining and improving lighting systems on the State, County, and local roads. Increased cost of producing and distributing energy has had the same effect on Public Utilities and their maintenance of existing lighting systems. All these agencies have many new lighting system projects on the drawing boards but they are unable to bid and award contracts due to a lack of funds. In many cases, this lack has spread to the maintenance budgets and the agency is unable to meet the increasing costs of replacing damaged equipment on existing street lighting systems. As the manufacturer of aluminum highway poles, P&K has developed a program to help State Highway Departments, Municipal Lighting Departments and Public Utilities afford the cost of replacing damaged aluminum poles on their streets and highways.

P&K's program recycles poles that have been damaged through vehicle impact. If the damaged poles are already available and the property of the State Highway Department, Municipal Lighting Department or Public Utility, in most cases it is possible to have these poles repaired under a maintenance budget. The Purchasing Agent can achieve maximum benefit from existing investment, and costs are kept down. In many cases, Purchasing orders can be obtained on a negotiated basis rather than a public bid. Even in the case of State Highway Departments and large cities where bids are required, the cost to the owner is approximately 40% to 50% of the purchase price of a new pole.

The P&K repair program makes use of poles that have in most cases been written off and covered by insurance.

The following procedure governs the repair of the P&K pole:

Arms will not be accepted for repair.

2. Poles are inspected for extent of damage. Shafts with damage above the five foot level will not be repaired, but scrap value will be

3. Damage five feet or lower is cut away with a square cut. Minor dents are jacked out of the secondary shaft.

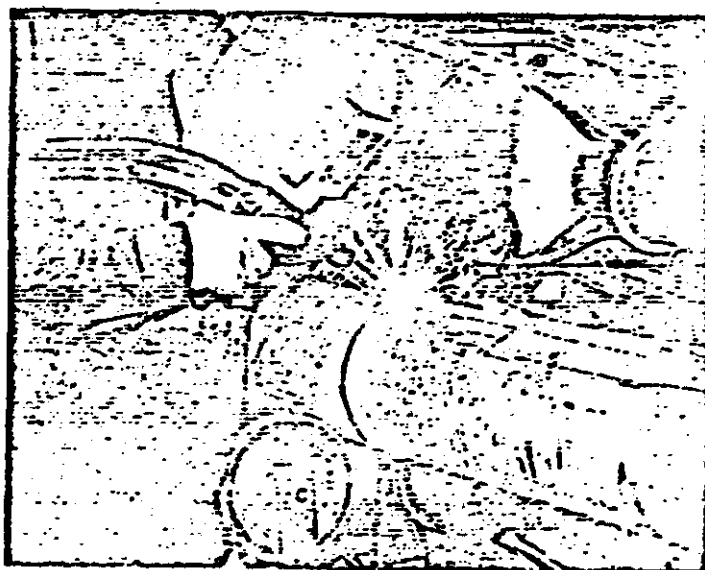
4. A stub shaft, including a new shoe base (handhole, if required) which has been heat treated after welding, is welded to the upper portion with a circumferential weld. Stub shaft will include an integral sleeve -- no loose sleeves or plug welds will be allowed. Thereafter entire shaft is polished with no apparent evidence of repair.

5. Shafts will be returned in their original lengths plus or minus five inches.

6. New rivnuts will be installed if required.

7. Poles will include new pole caps and bolt covers.

8. Any poles with arm connections other than rivnuts, i.e. Simplex castings, will be considered for repair as specials.



REPAIR STUB SHAFT BEING JOINED TO UPPER SECTION WITH A CIRCUMFERENTIAL WELD

Please note that NAPCO and KERRIGAN poles will be repaired at a 15% premium. UNION METAL and KAISER poles will not be repaired.



Item No. 18 cont'd

Upon Roll Call....

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

Item No. 19 Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, as a result of advertising, one bid was duly received for light standards for the Kensington Expressway up to the amount of fifty (50) for the year 1978, to be purchased in lots of ten (10), and

WHEREAS, such bid was referred to the Superintendent of Buildings and Grounds and is attached hereto, NOW, THEREFORE, BE IT

RESOLVED that the bid for light standards for the Kensington Expressway be awarded to R.W. Mitscher Co., Inc., 8555 Main Street, Clarence, New York.

\* See next five (5) pages for bid

NOTICE TO BIDDERS

RECEIVED  
JAN 4 1978  
R. M. MATOT  
BLDG. MAINTENANCE DEPT.

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on the 3rd day of January, 1978 at 7:00 p.m., Eastern Standard time at the Town Hall, corner of Broadway and Union Road for the purchase of light standards, to be purchased in lots of ten (10), up to the amount of fifty (50) for the year 1978.

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.

All bids must be enclosed in a separate sealed envelope and shall be addressed to the Town Clerk of the Town of Cheektowaga, Town Hall, Cheektowaga, New York 14227, and marked as "Proposal for Light Standards" for Kensington Expressway".

Town of Cheektowaga, New York  
RICHARD M. MOLESKI, TOWN CLERK

DATED: December 19, 1977

SEE ATTACHED QUOTATION FROM R. W. MITSCHER CO., INC.

DESIGN OF STANDARDS FOR KENSINGTON EXPRESSWAY  
CHEEKTOWAGA, NEW YORK

Ten to fifty standards (10-50), 27' 8" long with break-away base and having a bolt circle of 8½" with nut covers. Standard to be capped at top. Standard must have 3" x 5" hand hole and cover near base for connect and disconnect. See attached specifications.

Pfaff & Kendall Co. Aluminum Poles E8430SB2H188 \$405.00 ea. freight allowed

(Includes breakaway base)

Breakaway coupling and skirt \$102.50 ea. set of 4

Delivery -- 8 weeks

Terms or payment: 30 days net from date of invoice.

*Aug 218<sup>00</sup>*

Submitted by:

*H. H. McMahon*  
H. H. McMahon, Secretary  
R. W. MITSCHER CO., INC.  
REP. PFAFF & KENDALL

HHM:ab  
Enc.

## SPECIFICATIONS FOR LIGHT STANDARDS

The following specifications shall govern design and manufacture of aluminum light standards. Each standard shall consist of shaft, arm, base, and accessories if required. Base shall be frangible type that will break-away under vehicular impact and allow lighting standard to shear away from its anchorage.

### SHAFT

Shaft shall be ASTM Specification B221 seamless tapered tubing of sufficient diameter and wall thickness to properly withstand full design loads. Bottom end of shaft shall be welded to base. Top of shaft shall be provided with removable aluminum pole cap or equal.

After tapering, shaft shall be heat-treated to T6 temper. Shaft shall be free of longitudinal welds. After fabrication it shall be rotary sand-finished and wrapped for protection during handling and shipping. Provisions and rivnuts be provided for buyers supply of truss type arms, type manufactured by Pfaff & Kendall Company.

### BASES

Bases shall be either shoe base or transformer base type. All bases shall be permanent mold or sand castings, conforming to ASTM Specification B26 or B108. They shall be free from cracks, pits and blow holes. They shall be of sufficient size to withstand full design loads. Each base shall have four holes, 90 degrees apart on bolt circle, to accept anchor bolts with proper clearance.

### SHOE BASE

Shoe Base shall provide means of fastening shaft to level foundation. It shall consist of collar, flange and gussets, all integrally cast. Ample fillet radii shall be provided at juncture of these components to reduce effects of stress concentration. Collar of base shall fit over shaft and be welded thereto to develop full strength. Flange of base shall be flat and continuous completely around outside of collar. Gussets shall be cast between flange and collar to effectively transfer bending moment. Gussets shall be placed near each corner of flange with sufficient space between them to accommodate anchor bolts required. Each shoe base shall be supplied with four cast aluminum bolt covers.

### STANDARDS WITHOUT BASES

Shaft shall be coated at the embedded portion with biluminous paint to 2" above ground line. At the base of shaft, a 4" channel shall be welded to shaft as in detail "A" of drawing. A pin pole top assemble must be fitted for overhead wiring as shown on drawing. No handhole required on this type of shaft.

### HANDHOLE

Where required, shafts shall be provided with handhole opening near base. This opening shall be reinforced with frame conforming to ASTM Specification B221. Frame shall be welded internally and shall have removable door flush with outside of shaft. Door shall be rotary and sandfinished to match shaft.

### DESIGN

Complete lighting standard with luminaire attached shall be able to properly withstand the force of the wind in the area which it is installed.

### WELDING

Welding shall be performed by consumable electrode inert-gas shielded-arc method. Certified proof of qualification of four welders shall be required from each bidder at time of bid submission. This qualification shall be from commercial or public testing laboratory. Welders shall qualify by passing requirements of the latest edition of ASME Boiler and Pressure Vessel Code Section IX. All welding shall be carefully checked by manufacturer by visual inspection of all welds.

### SERVICING AND REPAIRS

The following specifications govern the repair of the poles which are presented for bid and similar Pfaff & Kendall poles.

1. Inspect poles for extent of damage. Arms are not accepted for repair.
2. Shafts with damage above 5 feet will not be repaired- but scrap value will be allowed at \$ . per pound.
3. After inspection, damage 5 feet or lower is cut away with a square cut. Rivnuts are removed from top of pole. Minor dents are jacked out of top shaft.
4. A stub shaft, including a new shoe base, (handhole if required) which has been heat treated after welding is welded to the upper portion with a circumferential weld. Stub shaft will include an integral sleeve-no loose sleeves or plug welds will be allowed.
5. Shafts will be returned in their original lengths plus or minus 5 inches.
6. New rivnuts will be installed and the shaft fully cleaned and wrapped.
7. Pole will have new product warranty for 1 year.
8. Pole to include new pole cap and bolt covers.
9. Poles with arm connections other than rivnuts i.e. (Simplex castings) will be considered for repair as specials.

## RECYCLING "KNOCKDOWN" ALUMINUM POLES

Government budget cut-backs have severely limited State Highway Department and Municipal Lighting Department expenditures on maintaining and improving lighting systems on the State, County, and local roads. The increased cost of producing and distributing energy has had the same effect on Public Utilities and their maintenance of existing lighting systems. All these agencies have many new lighting system projects on the drawing boards but they are unable to bid and award contracts due to a lack of funds. In many cases, this lack has spread to the maintenance budgets and the agency is unable to meet the increasing costs of replacing damaged equipment on existing street lighting systems. As the manufacturer of aluminum highway poles, P&K has developed a program to help State Highway Departments, Municipal Lighting Departments and Public Utilities afford the cost of replacing damaged aluminum poles on their streets and highways.

P&K's program recycles poles that have been damaged through vehicle impact.

Since the damaged poles are already available and the property of the State Highway Department, Municipal Lighting Department or Public Utility, in most cases it is possible to have these poles repaired under a maintenance budget. The Purchasing Agent can achieve maximum benefit from existing investment, and costs are kept down. In many cases, Purchasing orders can be obtained on a negotiated basis rather than a public bid. Even in the case of State Highway Departments and large cities where bids are required, the cost to the owner is approximately 40% to 50% of the purchase price of a new pole.

The P&K repair program makes use of poles that have in most cases been written off and covered by insurance.

The following procedure governs the repair of the P&K pole:

Arms will not be accepted for repair.

2. Poles are inspected for extent of damage. Shafts with damage above the five foot level will not be repaired, but scrap value will be allowed at current value.

3. Damage five feet or lower is cut away with a square cut. Minor dents are jacked out of the secondary shaft.

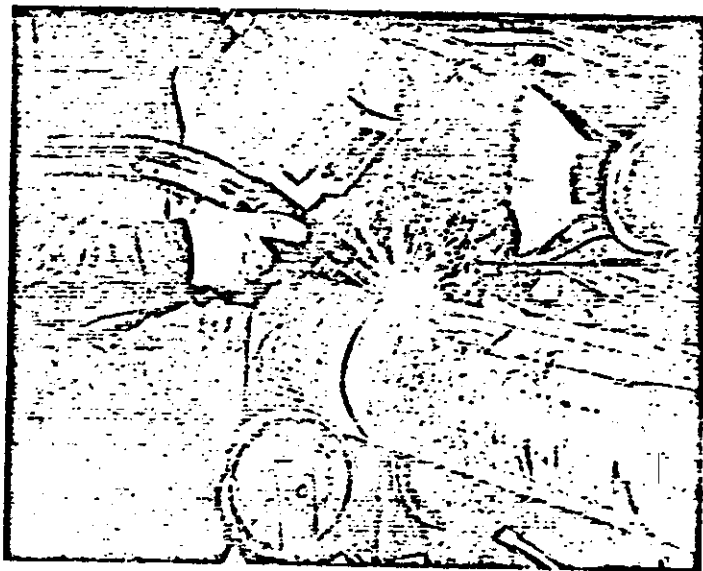
4. A stub shaft, including a new shoe base (handhole, if required) which has been heat treated after welding, is welded to the upper portion with a circumferential weld. Stub shaft will include an integral sleeve -- no loose sleeves or plug welds will be allowed. Thereafter entire shaft is polished with no apparent evidence of repair.

5. Shafts will be returned in their original lengths plus or minus five inches.

6. New rivnuts will be installed if required.

7. Poles will include new pole caps and bolt covers.

8. Any poles with arm connections other than rivnuts, i.e. Simplex castings, will be considered for repair as specials.



REPAIR STUB SHAFT BEING JOINED TO UPPER SECTION WITH A CIRCUMFERENTIAL WELD

Please note that HAPCO and KERRIGAN poles will be repaired at a 15% premium. UNION METAL and KAISER poles will not be repaired, but will be scrapped.

Item No. 19 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,  
Burst and Wegner

NAYES: 0

ABSENT: 0

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

WHEREAS, as a result of advertising, one bid was duly received for light standard arms for the Kensington Expressway up to the amount of twenty-four (24), to be purchased in lots of six (6) for the year 1978, and

WHEREAS, such bid was referred to the Superintendent of Buildings and Grounds, and is attached hereto, NOW, THEREFORE, BE IT

RESOLVED that the bid for light standard arms for the Kensington Expressway be awarded to R.W. Mitscher Co., Inc., 8555 Main Street, Clarence, New York.

\* See next two (2) pages for bid

RECEIVED  
JAN 4 1978  
R. M. MATOT  
BLDG. MAINTENANCE DEPT.

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on 3rd day of January, 1978 at 7:00 p.m., Eastern Standard time at the Town Hall, corner of Broadway and Union Road for the purchase of light standard arms, to be purchased in lots of six (6) up to the amount of twenty-four (24) for the year 1978.

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.

All bids must be enclosed in a separate sealed envelope and shall be addressed to the Town Clerk of the Town of Cheektowaga, Town Hall, Cheektowaga, New York 14227, and marked as "Proposal for Light Standard Arms".

Town of Cheektowaga, New York  
RICHARD M. MOLESKI, TOWN CLERK

DATED: December 19, 1977

SEE ATTACHED FROM R. W. MITSCHER CO., INC.



## SPECIFICATIONS FOR LIGHT STANDARD ARMS

### ARMS

Conventional arms shall be utilized to support mercury-vapor or sodium luminaires at horizontal distances from 8 feet to 15 feet out from center line of shaft. The arms shall be truss type. The arm assembly shall be fastened to shaft by welding arm member to formed aluminum pole plate conforming to ASTM Specification B-209. Plate shall be fastened to shaft by tube nuts, mechanically upset in shaft wall and secured with type 304 steel hardware.

### TRUSS TYPE

Truss type arms shall consist of two members. Upper member shall be continuous and tapered from 3" OD x .125 wall seamless extruded tubing. This member shall be ellipsized with major axis horizontal. Lower member shall join upper member at distance from pole approximately 2' 6" from outboard end of upper arm. This member shall be tapered from 3" OD x .125 seamless tubing minimum. It shall be straight and ellipsized with major axis vertical. Both members shall conform to ASTM Specifications stated for single arm. Both members shall be joined to each other at outer end by 3" long extrusion conforming to ASTM Specification B-221. This extrusion shall be so shaped to accept members back-to-back and welded there-to along neutral axis of tubes while maintaining  $\frac{1}{2}$ " separation between them.

Arms shall be fitted and assembled to match holes, fit and be interchangeable with 27' aluminum standard Pfaff & Kendall, # E-8430/SB-2.

#### Pfaff & Kendall Aluminum Truss Arms:

##### Arms to fit P & K Poles

8'	\$63.00	ea.	freight allowed
12'	88.50	"	"
15'	111.00	"	"

##### Wrap around arms with 4-1/2" clamp

8'	\$80.00	ea.	freight allowed
12'	111.00	"	"
15'	121.00	"	"

Delivery is 5 to 6 weeks from receipt of release.

Terms of payment are net 30 days from date of invoice.

Submitted by:

HHM:ab  
Enc.

*H. H. McMahon*  
H. H. McMahon, R. W. MITSCHER CO., INC. 1/3/78  
REP. PFAFF & KENDALL

Item No. 20 cont'd

Upon Roll Call....

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

Item No. 21 Motion by Councilman Burst, seconded by Councilman Dux

WHEREAS, bids were duly received by this Town Board at a meeting thereof held on January 3, 1978 for snow plow blades, wing blades, etc. for use by 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 has been completed,  
NOW, THEREFORE, BE IT

RESOLVED that the bids be awarded to the lowest responsible bidders meeting specifications as set forth in the tabulation of bids attached hereto and made a part hereof.

\* See next page for tabulation.

	H. K. NUTTALL EQUIPT.			WALTER M. ROBERTS ENT.			CHEMUNG SUPPLY CORP.			TRELLEBORG RUBBER CO.		
	Dz.	½ Dz.	Unit	Dz.	½ Dz.	Unit	Dz.	½ Dz.	Unit	Dz.	½ Dz.	Unit
Viking 70000 Nose Piece	170.10	85.05	14.18	\$15 ea. \$15.80 ea. 180.00 94.80 16.20			161.04	80.52	13.42			
Frink FO 4040-1 Wing Shoe	259.20	129.60	21.60	\$23 ea. \$24 ea. 276.00 144.00 24.68			247.56	123.78	20.63			
Frink FO 4064-1 Mold Board Shoe	186.75	93.38	15.56	\$16.45 ea. \$17 ea. 197.40 102.00 17.78			179.64	89.82	14.97			
<u>Front Plow Blade</u>												
Frink FO 9172 1/2" x 8" x 132" - 13 holes (steel)	695.95	347.98	60.41	\$71.31 ea. \$72.31 ea. 855.72 433.86 74.31			731.16	365.58	60.93			
5/8" x 8" x 132" - 13 holes (steel)	843.12	421.56	73.19	\$82.95 ea. \$85.93 ea. 995.40 515.58 89.93			887.16	443.58	73.93			
1½" x 10" x 132" - 13 holes (rubber)	1425.60	752.40	132.00	\$170 ea. \$185 ea. 2040.00 1110.00 200.00			2303.64	1151.82	191.97	1845.60	922.80	153.80
<u>Wing Blades</u>												
Frink #11ARA 1/2" x 6" x 120" - 12 holes (steel)	474.19	237.10	41.16	\$47.38 ea. \$48.38 ea. 568.56 290.28 50.54			497.76	248.88	41.48			
5/8" x 6" x 120" - 12 holes (steel)	518.98	259.49	45.05	\$58.17 ea. \$59.67 ea. 698.04 358.02 61.67			606.48	303.24	50.54			
1½" x 10" x 120" - 12 holes (rubber)	1296.00	684.00	120.00	\$150.50 ea. \$165 ea. 1806.00 990.00 180.00			2098.44	1049.22	174.87	1680.00	840.00	140.00

Item No. 21 cont'd

Upon Roll Call....

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

Item No. 22 Motion by Councilman Swiatek, seconded by Councilman Wegner

WHEREAS, the Recreation Department advertised for bids for gymnastic mats and bids were opened therefore, on January 3, 1978, and

WHEREAS, since the opening of said bids, the Recreation Director discovered that the specifications did not include certain features and requirements which are necessary to make the bid item most useful for the purposes desired, and

WHEREAS, it appears that the specifications must be reviewed and amended in order to correct said omission in the specifications, NOW, THEREFORE, BE IT

RESOLVED that all bids submitted on January 3, 1978 be and hereby are rejected.

Upon Roll Call....

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

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

WHEREAS, changes in the Town Hall Alterations and Additions Project (EDA NO. 01-51-23609) for the General Construction Contract of Goerge Herman & Associates are needed to improve the project, NOW, THEREFORE, BE IT

RESOLVED that Change Orders G-1 and G-3 for construction work in the amounts of \$131.00 and \$2,689.00 respectively, in addition to the contract be approved, and BE IT FURTHER

RESOLVED that Change Order G-2 as a credit in the amount of \$351.00 to be deducted from the contract be approved, and BE IT FURTHER

RESOLVED that the Supervisor is hereby authorized to sign said Change Orders for the George Herman & Associates contract on behalf of the Town of Cheektowaga.

See next pages for Change Orders

# CHANGE ORDER

AIA DOCUMENT G701

OWNER ☐  
ARCHITECT ☐  
CONTRACTOR ☒  
FIELD ☐  
OTHER ☐

PROJECT: Cheektowaga Town Hall  
(name, address) Broadway and Union Road  
Cheektowaga, New York, 14227  
TO (Contractor)

CHANGE ORDER NUMBER: G-1  
Date of Issue: January 5, 1978

George Herman & Associates  
350 Hinman Avenue  
Buffalo, New York, 14216

ARCHITECT'S PROJECT NO:  
CONTRACT FOR: General Construction

CONTRACT DATE: November 22, 1977

You are directed to make the following changes in this Contract:

Furnish and install new drain tile around areaway at North side of building. Tile s-all be connected to existing drain tile encountered during excavation for areaway.

All in accordance with Architect's instructions and Contractor's letter to Architect dated December 6, 1977.

+\$131.00

The original Contract Sum was	\$ 376,920.00
Net change by previous Change Orders	\$ -----
The Contract Sum prior to this Change Order was	\$ 376,920.00
The Contract Sum will be (increased) ( <del>decreased</del> ) ( <del>unchanged</del> ) by this Change Order	\$ 131.00
The new Contract Sum including this Change Order will be	\$ 377,051.00
The Contract Time will be ( <del>increased</del> ) ( <del>decreased</del> ) (unchanged) by	( — ) Days.
The Date of Completion as of the date of this Change Order therefore is	

Donald T. Maharan Assoc.  
ARCHITECT  
505 Delaware Avenue  
Address  
Buffalo, New York, 14202

George Herman & Assoc.  
CONTRACTOR  
350 Hinman Avenue  
Address  
Buffalo, New York, 14216

Town of Cheektowaga  
OWNER  
Cheektowaga Town Hall  
Broadway and Union Road  
Address  
Cheektowaga, NY, 14227

BY James V. Biedany R.A.  
DATE 1-5-78

BY Walter E. Evers  
DATE 1-24-78

BY Kenneth J. Meyer  
DATE Jan 22, 1978



**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, 1977

George Herman and Associates, Inc.  
350 Hinman Avenue  
Buffalo, New York, 14216

Attention: Mr. Carl Ericson

Re: Cheektowaga Town Hall  
Federal Project No. 01-51-23609

Dear Mr. Ericson:

In reply to your letter of December 6, 1977 relative to additional work encountered at the excavation of the new areaway, please be advised to proceed and complete the work for the quoted sum of \$131.

A change order will be issued in the very near future.

Very truly yours,

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

---

Jerome V. Biedny, R.A.  
Project Coordinator

dtw

cc: Mr. Chester Bryan, P.E. w/copy of letter

60.41

EARL H. ERICSON, P.E.  
PRESIDENT

HAROLD M. ALEXANDER  
VICE-PRESIDENT

**GEORGE HERMAN & ASSOCIATES**  
INCORPORATED

GENERAL CONTRACTORS  
350 HINMAN AVENUE  
BUFFALO, NEW YORK 14216  
AC 716/873-0200

December 6, 1977

Donald T. Maharan Associates, P.C.  
505 Delaware Avenue  
Buffalo, New York 14202

ATTN: Mr. Jerome Biedney  
RE: CHEEKTOWAGA TOWN HALL

Dear Mr. Biedney;

During the course of excavation for the new areaway we uncovered drain tile around the footing of the existing building which apparently did not appear on the drawings from which your organization worked. Your drawings do not show an extension of this drain tile around the new construction. At the west stairhall there is no need to carry the drain tile around the stair hall construction therefore we have just continued it on through, repairing what we disturbed.

Our Superintendent, Mr. Terry Vogt, tells me you requested the drain tile at the areaway be carried around the new construction. We can do this, of course, it will involve additional costs.

If you wish to carry the drain tile around the new construction at the areaway it will result in an addition of.....

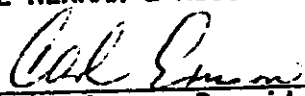
ONE HUNDRED THIRTY ONE & NO/00 DOLLARS-----(\$131.00)

to the Contract.

Please advise promptly if you want this tile to be extended as per this quotation.

It is quite likely a similar condition will exist at the south construction. Upon uncovering same, if necessary, we will quote on that separately.

Very truly yours,  
GEORGE HERMAN & ASSOCIATES, INC.

  
Earl H. Ericson, President

CHE:JB

RECEIVED  
12/13/77

DEC 13 1977

11 12 13 14 15 16 PM

**CHANGE  
ORDER**

AIA DOCUMENT G701

OWNER ☐  
ARCHITECT ☐  
CONTRACTOR ☐  
FIELD ☐  
OTHER ☐

PROJECT: Cheektowaga Town Hall  
(name, address) Broadway and Union Road  
Cheektowaga, New York, 14227  
TO (Contractor)

CHANGE ORDER NUMBER: G-2  
Date of Issue: January 5, 1978

George Herman & Associates  
350 Hinman Avenue  
Buffalo, New York, 14216

ARCHITECT'S PROJECT NO:  
CONTRACT FOR: General Construction  
CONTRACT DATE: November 22, 1977

You are directed to make the following changes in this Contract:

Credit for not removing portions of the existing metal lath and plaster ceiling in Rooms G-9, G-11, G-12, G-13, G-14. All areas associated with the Tax Assessors Office and corridors.

All in accordance with Contractor's letter to Architect dated December 19, 1977.

-\$351.00

The original Contract Sum was	\$ 376,920.00
Net change by previous Change Orders	\$ 131.00
The Contract Sum prior to this Change Order was	\$ 377,051.00
The Contract Sum will be <del>increased</del> (decreased) <del>increased</del> by this Change Order	\$ 351.00
The new Contract Sum including this Change Order will be	\$ 376,700.00
The Contract Time will be <del>increased</del> <del>decreased</del> (unchanged) by	( — ) Days.
The Date of Completion as of the date of this Change Order therefore is	

Donald T. Maharan Assoc.  
ARCHITECT  
505 Delaware Avenue  
Address  
Buffalo, New York, 14202

George Herman & Assoc.  
CONTRACTOR  
350 Hinman Avenue  
Address  
Buffalo, New York, 14216

Town of Cheektowaga  
Cheektowaga Town Hall  
OWNER  
Broadway and Union Road  
Address  
Cheektowaga, NY, 14227

BY *James T. Bidney R.A.*  
DATE 1-5-78

BY *Will E. Herman*  
DATE 1-24-78

BY *Kenneth J. Meyer*  
DATE Jan 23, 1978



CARL W. ERIKSON, P.E.  
PRESIDENT

HAROLD M. ALEXANDER  
VICE-PRESIDENT

**GEORGE HERMAN & ASSOCIATES**  
INCORPORATED

GENERAL CONTRACTORS  
350 HINMAN AVENUE  
BUFFALO, NEW YORK 14216  
AC 716/873-0200

December 19, 1977

Donald T. Maharan Associates, P.C.  
505 Delaware Avenue  
Buffalo, New York 14202

ATTN: Mr. Jerome V. Biedny

RE: CHEEKTOWAGA TOWN HALL

Dear Mr. Biedny:

In response to your request we are pleased to furnish you following several miscellaneous quotations.

We understand you wish to omit removal of suspended plaster ceiling in approximately 2325 S.F. of the basement area.

If this suspended plaster ceiling is left in place and all other construction proceed as per Drawings and Specifications the credit would be.....

THREE HUNDRED FIFTY ONE & NO/00 DOLLARS----- (CREDIT \$351.00)

We have been asked to quote on furnishing at this time the drilling of the elevator hole including the setting of casing in same.

If the drilling and placing of casing is to proceed at this time it would require an add to the Contract of.....

TWO THOUSAND SIX HUNDRED EIGHTY NINE & NO/00 DOLLARS----- (\$2,689.00)

We can supply you with a firm quotation at this time for the balance of the elevator work over and above the drilling and placing of the casing, such figure being held firm for a period of six (6) months after the date of this letter. Should we receive an order from you to proceed within six (6) months from the date of this letter we could provide the rest of the material and labor necessary to complete the elevator for the sum of.....

TWENTY THOUSAND SIX HUNDRED NINETY SEVEN & NO/00 DOLLARS--- (\$20,697.00)


Continued....

GEORGE HERMAN & ASSOCIATES,  
INCORPORATED

SHEET NO. 2

Please advise as soon as possible your disposition of each of these three (3) quotations.

Very truly yours,  
GEORGE HERMAN & ASSOCIATES, INC.

  
Robert Power, Secretary

RP:JB

# CHANGE ORDER

AIA DOCUMENT G701

OWNER  
ARCHITECT  
CONTRACTOR  
FIELD  
OTHER

☐  
☐  
☐  
☐  
☐

PROJECT: Cheektowaga Town Hall  
(name, address) Broadway and Union Road  
Cheektowaga, NY, 14227  
TO (Contractor)

CHANGE ORDER NUMBER: G-3  
Date of Issue: January 5, 1978

George Herman & Associates  
350 Hinman Avenue  
Buffalo, New York, 14216

ARCHITECT'S PROJECT NO:  
CONTRACT FOR: General Construction

CONTRACT DATE: November 22, 1977

You are directed to make the following changes in this Contract:

Cost for drilling and placement of casing for future elevator. Casing and placement shall be in accordance with requirements of the Otis Elevator Co.

All in accordance to Architect's instructions and Contractor's letter to Architect dated December 19, 1977.

+\$2,689.00

The original Contract Sum was . . . . .	\$ 376,920.00
Net change by previous Change Orders . . . . .	\$ - 220.00
The Contract Sum prior to this Change Order was . . . . .	\$ 376,700.00
The Contract Sum will be (increased) <del>(decreased)</del> <del>(unchanged)</del> by this Change Order . . . . .	\$ 2,689.00
The new Contract Sum including this Change Order will be . . . . .	\$ 379,389.00
The Contract Time will be <del>(increased)</del> <del>(decreased)</del> (unchanged) by . . . . .	( — ) Days.
The Date of Completion as of the date of this Change Order therefore is . . . . .	

Donald T. Maharan Assoc.  
ARCHITECT  
505 Delaware Avenue  
Address  
Buffalo, NY, 14202

George Herman & Assoc.  
CONTRACTOR  
350 Hinman Avenue  
Address  
Buffalo, NY, 14216

Town of Cheektowaga  
OWNER Cheektowaga Town Hall  
Broadway and Union Rd.  
Address  
Cheektowaga, NY, 14227

BY

DATE 1-5-78

BY

DATE 1-24-78

BY

DATE Jan 23, 1978

*1.6. copy*

**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 20, 1977

Mr. Chester Bryan, P.E.  
Cheektowaga Town Hall  
Broadway and Union Road  
Cheektowaga, New York 14227

Re: Cheektowaga Town Hall  
Federal Project No. 01-51-23609

Dear Mr. Bryan:

I am enclosing a copy of George Herman's letter of December 19, 1977, which includes three quotations that I have requested.

1. Omission for removal of master ceiling in basement -  
Credit - \$351.00
2. Drilling and placing of casing for elevator - \$2,689.00
3. Firm six-month quote on elevator purchase - \$20,697.00

Please advise as soon as possible.

Very truly yours,

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

Jerome V. Biedny, R.A.  
Associate

ht

encl.

cc: George Herman Associates - Mr. Robert Power  
Mr. Donald T. Maharan, R.A.

RL H. ERICSON, P.E.  
PRESIDENT

HAROLD M. ALEXANDER  
VICE-PRESIDENT

**GEORGE HERMAN & ASSOCIATES**  
INCORPORATED

GENERAL CONTRACTORS  
350 HINMAN AVENUE  
BUFFALO, NEW YORK 14216  
AC 716/873-0200

December 19, 1977

Donald T. Maharan Associates, P.C.  
505 Delaware Avenue  
Buffalo, New York 14202

ATTN: Mr. Jerome V. Biedny

RE: CHEEKTOWAGA TOWN HALL

Dear Mr. Biedny;

In response to your request we are pleased to furnish you following several miscellaneous quotations.

We understand you wish to omit removal of suspended plaster ceiling in approximately 2325 S.F. of the basement area.

If this suspended plaster ceiling is left in place and all other construction proceed as per Drawings and Specifications the credit would be.....

THREE HUNDRED FIFTY ONE & NO/00 DOLLARS----- (CREDIT \$351.00)

We have been asked to quote on furnishing at this time the drilling of the elevator hole including the setting of casing in same.

If the drilling and placing of casing is to proceed at this time it would require an add to the Contract of.....

TWO THOUSAND SIX HUNDRED EIGHTY NINE & NO/00 DOLLARS----- (\$2,689.00)

We can supply you with a firm quotation at this time for the balance of the elevator work over and above the drilling and placing of the casing, such figure being held firm for a period of six (6) months after the date of this letter. Should we receive an order from you to proceed within six (6) months from the date of this letter we could provide the rest of the material and labor necessary to complete the elevator for the sum of.....

TWENTY THOUSAND SIX HUNDRED NINETY SEVEN & NO/00 DOLLARS--- (\$20,697.00)


Continued....

GEORGE HERMAN & ASSOCIATES,  
INCORPORATED

SHEET NO. 2

Please advise as soon as possible your disposition of each of these three (3) quotations.

Very truly yours,  
GEORGE HERMAN & ASSOCIATES, INC.

  
Robert Power, Secretary

RP:JB

Item No. 23 cont'd

Upon Roll Call....

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

Item No. 24 Temporary assignment for Town employee concerning consolidation of various departments.

Motion by Councilman Burst, seconded by Councilman Johnson to table this resolution.

Upon Roll Call....

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

Item No. 25 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, in a Town Board resolution dated January 3, 1978, the firm of Percival G. Bixby & Co., 434 Delaware Avenue, Buffalo, New York, was retained by the Town of Cheektowaga as Town Auditors and Financial Consultants, for the year 1978, NOW, THEREFORE, BE IT

RESOLVED that the fee for the services of Percival G. Bixby & Co., for the year 1978, is set at \$32,600.00.

Upon Roll Call....

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

Item No. 26 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, these are four (4) vacancies and four (4) recently created Police Officer positions in the Cheektowaga Police Department, NOW, THEREFORE, BE IT

RESOLVED that the following eligible candidates be and hereby are appointed Police Officers in the Cheektowaga Police Department at an annual starting salary of \$12,285.00, effective February 1, 1978:

David J. Prezepiora	Gerald Grabowski
Sloan, N.Y.	Cheektowaga, N.Y.
Arthur Jankowski	Ronald Jakubowski
Sloan, N.Y.	Depew, N.Y.
Thomas Dryja	Marc Lomas
Cheektowaga, N.Y.	Cheektowaga, N.Y.
John Glascott	
Depew, N.Y.	

Upon Roll Call....

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

Item No. 28 Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, a Firearms Instructor School for Police Firearms Instructors will be held at the FBI Academy, Quantico, Virginia, March 19-25th, 1978, and

WHEREAS, Police Officer William Ertel, Range Officer for the Cheektowaga Police Department, has been invited to attend, and has requested permission to attend said Firearms Instructor School, NOW, THEREFORE, BE IT

RESOLVED that Police Officer Ertel is hereby granted permission to attend said Firearms Instructor School, March 19-25th, and BE IT FURTHER

RESOLVED that Police Officer Ertel be reimbursed for all necessary travel expenses and fees in connection with said School, at a sum not to exceed \$100.00.

Upon Roll Call....

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

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

RESOLVED that the following individuals be and hereby are authorized to attend the annual Association of Towns Convention, held in New York City, February 20th, 21st, and 22nd, 1978, and that their reasonable and proper travel expenses be reimbursed by the Town:

Councilmen  
Town Attorney or Deputy  
Town Clerk  
Town Engineer  
Town Historian  
Planning Board Chairman  
Tax Collector  
Sole Assessor  
Highway Superintendent  
Town Justice  
Sanitation Foreman  
Superintendent of Buildings and Grounds  
Zoning Board Chairman

Upon Roll Call....

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

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

RESOLVED that the following persons be re-appointed as part-time Recreation Attendants in the Recreation Department for the year 1978, at an annual salary of \$4,000.00:

Estelle Halicki	Leonard Kosobucki
Cheektowaga, N.Y.	Depew, N.Y. 14043

Upon Roll Call....

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

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

BE IT RESOLVED that the following be hired as part-time employees



Item No. 31 cont'd

of the Recreation Department to assist in running 1978 programs.

Recreation Attendants - Part time - \$4,000 salary/year

Leonard Kosobucki  
Estelle Halicki

Recreation Attendants - \$3.00/hr. (Community Centers)

Sharon Sell  
Carrie Stawasz  
Pam Stempniak  
Nancy Sztukowski  
Rosemary Prishel  
Betty Lindamer  
Larry Brownell  
Pete Cosola  
Nancy LaRuffa

Recreation Attendants - \$2.50/hr. (Community Centers)

Maureen Schneider  
Mary Klumpp  
Joanne Gruber  
Diana Koczon

Recreation Attendants - \$4.00/hr (Community Centers)

Francis M. Maroney

Recreation Attendants - \$6.50/hr. (Community Centers)

Gerry Kempton

Adult Recreation - Site Managers - \$2.50/hr.

Carol Malkiewicz  
Dorothy McManus

Adult Recreation - Van Drivers - \$2.75/hr.

Marcyann Strumpf  
Rocco Sansone  
Norman Reddish

Adult Recreation - Ceramics Instructor - \$3.00/hr.

Laura Hollenbeck  
Ruth Stotz

Adult Recreation - Friendly Visitor - \$2.50/hr.

Winifred Mangiovi

Adult Recreation - Senior Citizen Aide - \$2.50/hr.

Kathleen Dombrowski

Recreation Attendants - \$2.50/hr. - Rink Guards

Norman Bitterman  
Doug Conley  
Gerry Owczarczak  
Mary Ratka  
Bob Trembowicz  
Roseann Trembowicz  
Richard Krueger  
Rick Krueger  
Jim Trzaska  
Colleen Lester

Item No. 31 cont'd

Recreation Attendant - \$15.00/hr. Figure Skate Instructor

Elizabeth O'Donnell

Recreation Attendant - \$5.00/hr. Figure Skate Instructor

Lise Woolrich

Recreation Attendants - Winter School Program - \$4.00/hr

Pete Odrobina  
April Zolczer  
Diane Gervase  
Tony Bifano  
Paul Barniak  
Doug Schloherbeck  
James Wagner  
Rick Binner  
Gerald Lehner  
Cathy Ciepiela

Recreation Attendants - Winter School Program - \$3.00/hr.

Barbara Staebell  
John Wozniak  
Jim Fowlow  
Bob Wiseman  
Jim McPoland  
Ann Bystrak  
Doreen Grzyzankowski

Recreation Attendants - Winter School program - \$2.00/hr.

Greg Borgosz  
Tim Bajdas  
Paul Biedny  
Gary Garbacz  
Tim Odrobina  
Anthony Pijacki  
Roger Kapturowski  
Mike Fischer  
Jeffrey Rowlow  
Gary Sroka  
Dean Szymkowiak  
Gary Szymkowiak  
Tony Wanderlich  
Michael Torgalski  
Ronald Benczkowski  
Doug Junik  
Paul Stasiak  
Mark O'Neill  
Laurie Kutas  
Gregg Mazurczak  
Donald Epolito  
Gary Koch  
Dave Zielinski  
Greg Stang  
Greg Comrie  
Ken Rybarczyk  
Joe Kress  
Brian Jaworski  
Bob Marlinski  
Lloyd Marciniak  
Dave Lorenz  
Mike Kwak  
Don Fenski  
Paul Hojnacki  
John Rutherford

Item No. 31 cont'd

Upon Roll Call....

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

Item No. 32 Motion by Councilman Kaczmarek, seconded by Councilman Burst

BE IT RESOLVED that the following persons be hired as part-time, seasonal clerks in the office of Receiver of Taxes and Assessments at a salary of \$22.00 per day, effective retroactive to January 1, 1978 for the County and School Tax Collections:

Deborah Norman  
Cheektowaga, New York 14211  
Sylvia Lipowski  
Depew, New York 14043  
Rosemary Emmanuele  
Cheektowaga, New York 14225  
Marsha Kucharski  
Depew, New York 14043  
Leona Johnson  
Cheektowaga, New York 14225

Upon Roll Call....

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

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

WHEREAS, funds are presently available under the Comprehensive Employment and Training Act of 1973, Title II, NOW, THEREFORE, BE IT

RESOLVED that the following be and hereby is hired under the position listed below, at the salary rate as specified, starting date established by the department head:

Laborer in the Police Garage at a salary rate of \$4.8583/hour

Bolis, Jeffrey  
Cheek., N.Y. 14211

Upon Roll Call....

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

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

RESOLVED that Kenneth J. Kopacz, Executive Director of the Cheektowaga Youth Bureau, is hereby authorized to attend the seventh annual Association of New York State Youth Bureaus Conference, to be held in Monticello, New York, January 24th thru 27th, and BE IT FURTHER

Item No. 34 cont'd

RESOLVED that Kenneth J. Kopacz be reimbursed for his necessary and reasonable travel expenses in connection with said trip not to exceed \$300.00.

Upon Roll Call....

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

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

BE IT RESOLVED that Bradley Colgrove, laborer in the Sanitation Department be granted an excusable leave of absence from January 30 through February 3, 1978, without pay.

Upon Roll Call....

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

Item No. 36 Motion by Councilman Johnson, seconded by Councilman Wegner

WHEREAS, the 50th Annual Meeting of the New York Water Pollution Control Association will be held in New York City on January 16th thru 18th, 1978, and

WHEREAS, the latest technical and legislative developments in the wastewater field are included in the seminars, NOW, THEREFORE, BE IT

RESOLVED that the Town Engineer is authorized to attend same with all legal expenses to be reimbursed by the Town with said expenses not to exceed \$300.00 plus the registration fee.

Upon Roll Call....

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

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

BE IT RESOLVED that the following vouchers and warrants submitted to the Town of Cheektowaga prior to January 16th, 1978 be and the same are hereby approved and the Supervisor is ordered to pay same.

<u>FUND</u>	<u>CHECK NO.</u> <u>FROM TO</u>	<u>AMOUNT</u>
General Fund	4524 - 4664	\$ 242,929.11
General Fund-Investments	none	1,600,000.00
Part Town Fund	792-795, 800	10,142.27
Special Dist. Fund	3845-3845, 3851-3906	366,187.20
Special Dist. Fund-Investments	none	300,000.00
Highway Fund	3148-3149, 3151-3196	67,046.05
Capital Fund	193 - 203	1,288,879.49
Capital Fund-Investments	none	500,000.00
Trust and Agency Fund	510 - 513	217,613.89
	<u>TOTAL</u>	<u>\$4,592,798.01</u>

Item No. 37 cont'd

Upon Roll Call....

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

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

BE IT RESOLVED that the fund transfers per the attached be and the same are hereby approved and made a part hereof.

\* See next page for transfer.

TOWN OF CHEEKTOWAGA, NEW YORK

BUDGET TRANSFER REQUEST

1978

RECREATION

Department

January 6, 1978

Date

General Fund

FROM

TO

Account	Title	\$	Account	Title
A.1990.480	Contingency	\$500.00	A.7620.484	Sr. Citizens-Humanities
A.1990.480	Contingency	\$500.00	A.7140.489	Rec. Prog. Transportation

Signature

Explanation

Item No. 38 cont'd

Upon Roll Call....

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

IV. DEPARTMENTAL COMMUNICATIONS

Item No. 39 Building Permits  
Received and Filed.

Item No. 40 Health report for December, 1977  
Received and Filed.

Item No. 41 Annual report of Town Justice  
Received and Filed.

Item No. 42 Supervisor's Statement of Funds  
Received and Filed.

Item No. 43 Annual report of Town Historian  
Received and Filed.

V. GENERAL COMMUNICATIONS

Item No. 44 Cheektowaga Traffic Safety Commission - request regarding snow ban  
parking  
Received and Filed.

Item No. 45 Cheektowaga Traffic Safety Commission - request installation of  
"No Standing" signs on William Street  
Received and Filed.

Item No. 46 Cheektowaga Traffic Safety Commission - request stop signs in  
various locations.  
Received and Filed.

Item No. 47 Letter regarding Association of Towns meeting  
Received and Filed.

Item No. 48 Letter & Mechanics Lien-Thruway Bldgs. vs Lib-Mac Construction  
Received and Filed.

\*\*\*\*\*

Motion by Councilman Burst, seconded by Councilman Kaczmarek  
to suspend the rules to include the following item.

Upon Roll Call....

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

\*\*\*\*\*

Item No. 49      Motion by Councilman Burst, 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 two (2) 1978 10 Wheel Tandem Trucks at single unit price for each with trade-in of two (2) 1962 FWD trucks (one trade-in for each Tandem Truck) for use in the Cheektowaga Highway Department. Information for bidders and specifications may be obtained from the office of the Superintendent of Highways, 3145 Union Road, Chekeotwaga, New York, said Notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that the Town Board will meet at 7:00 P.M., on February 6, 1978 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

SEALED PROPOSALS will be received and considered by the Town Board of the Town of Cheektowaga at a meeting to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York at 7:00 P.M., February 6th, 1978 for two (2) 1978 - 10 Wheel Tandem Trucks at single unit price for each, with trade-in of two (2) 1962 FWD trucks. (One trade-in for each truck)

Non-collusion forms must be signed and submitted with the bid.

Specifications may be picked up at the Cheektowaga Highway Department 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 TWO (2) NEW 1978 - 10 WHEEL TANDEM TRUCKS, WITH TRADE-IN OF TWO (2) 1962 FWD TRUCKS."

SIGNED \_\_\_\_\_

RICHARD M. MOLESKI  
Town Clerk

DATED:            January 13, 1978  
PUBLISHED:      January 19, 1978

\* \* \* \* \*

Upon Roll Call....

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

AFFIDAVITS - NEXT PAGE



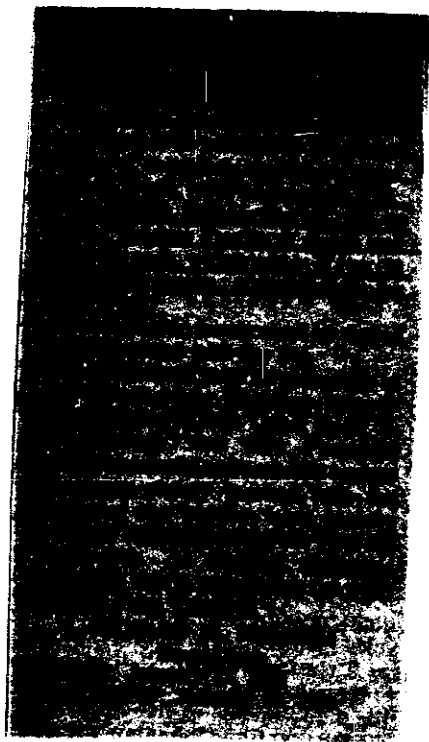
STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF CHEEKTOWAGA } ss.

Clady M. Seubert, of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
.....Clady..... 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.....Jan. 19, 1978.....;  
last publication.....Jan. 19, 1978.....;  
and that no more than six days intervened be-  
tween publications.

Clady M. Seubert  
Sworn to before me this .....20th.....  
day of .....January....., 1978.....  
.....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, 1979



Item No. 50      Motion by Councilman Swiatek, seconded by Councilman Wegner  
to adjourn the meeting in memory of Officer William Walker and former Vice-  
President Hubert H. Humphrey.

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 6th day of February, 1978 at 7:00 o'clock P.M., Eastern Standard Time, there were:

PRESENT: Supervisor Kenneth J. Meyers  
Councilman Frank E. Swiatek  
Councilman Thomas M. Johnson, Jr.  
Councilman Frank J. Dux  
Councilman George Kaczmarek  
Councilman James R. Burst

ABSENT: Councilman Donald J. Wegner

Also present were: Richard M. Moleski, Town Clerk; John V. Rogowski, Town Attorney; Robert Miller, Deputy Town Attorney; Richard Slisz, County Legislator-4th District; Alfred Wnek, Highway Superintendent; Chester L. Bryan, Town Engineer; Sal LaGreca, Assistant Manpower Program Director I; Andrew Schwenk, Sole Assessor; Ronald Marten, Building & Plumbing Inspector; Ronald Zoeller, Working Foreman in the Sanitation Dept.; Ken Kopacz, Executive Director of the Youth Bureau; Raymond Matot, Superintendent of Buildings & Grounds; Ed Leak, Recreation Director; Jim Matecki, Parks Foreman; Mrs. Julia Reinstein, Town Historian; Dr. Louis Vendetti, Town Health Officer.

#### I. BIDS

Item No. 2 Police Department - Seven (7) portable radio transceivers and accessories.

No bids received!

Item No. 3 Highway Department - Two (2) 1978 - 10 wheel tandem trucks with trade-in of two (2) 1962 FWD trucks.

Item to be rebid (please refer to Item No. 57).

Item No. 4 Engineering Department - One (1) tractor for use by the Parks Dept. Referred to Chester L. Bryan, Town Engineer; Equipment Management & Procurement Committee--James Burst, Chairman.

#### II. PUBLIC HEARINGS

Item No. 5 This being the time and place advertised for a public hearing to consider the advisability of adopting an amendment to the Traffic Ordinance of the Town of Cheektowaga, which was adopted on July 17, 1967, 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. Said proposed amendment being as follows:

\*\*\*\*\*

#### ARTICLE X

##### Parking, Standing and Stopping

Section 102 is amended by adding thereto the following:

The parking of vehicles is hereby prohibited in any of the following locations:

Item No. 5 Cont'd.

A. No Parking this side

OEHMAN BOULEVARD - West side: From HUTH ROAD to MAPLEVIEW ROAD.

\* \* \* \* \*

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

III. RESOLUTIONS

Item No. 6 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS the next regularly scheduled Town Board meeting would normally have been held on Monday, February 20, 1978, and

WHEREAS Monday, February 20, 1978 is a Legal Holiday, namely, Washington's Birthday, and

WHEREAS the annual Association of Towns Convention is scheduled for February 20 - 23rd, NOW THEREFORE BE IT

RESOLVED that the next regularly scheduled Town Board meeting will be held on Monday, February 27, 1978.

Upon Roll Call....

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

Item No. 7 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 20th, 21st and 22nd, 1978, and

WHEREAS, said Association shall hold its Annual Business Session and has requested the Town of Cheektowaga to appoint its Delegate and Alternate to said meeting, NOW THEREFORE BE IT

RESOLVED that Councilman George Kaczmarek be and hereby is appointed Delegate to the Annual Business Session of the New York State Association of Towns on February 22nd, 1978 on behalf of the Town of Cheektowaga, and BE IT FURTHER

RESOLVED that Councilman Frank J. Dux be and hereby is appointed as Alternate.

Upon Roll Call....

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

Item No. 8 Motion by Councilman Johnson, seconded by Supervisor Meyers

WHEREAS, the Town of Cheektowaga has undertaken a drainage district project known as the Oehman-Rosary Drainage Project, and

WHEREAS, in order to complete said project it is necessary that the Town obtain a conveyance of real property and an easement on property owned by the Maryvale Drive Presbyterian Church, 425 Maryvale Drive, Cheektowaga, New York, and

Item No. 8 Cont'd.

WHEREAS, the said property owner has requested consideration for the conveyance of real property and easement, NOW, THEREFORE, BE IT

RESOLVED that the Town be and hereby is authorized to pay the following sum in consideration of the conveyance of certain real property and easement:

Maryvale Drive Presbyterian Church                      \$2,600.00

and be it FURTHER

RESOLVED that the Supervisor be and hereby is authorized to sign any and all documents which may be necessary to obtain said real property and easement, and BE IT FURTHER

RESOLVED that said payment shall be charged against the 1977-78 Community Development Block Grant allocation.

Upon Roll Call....

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

Item No. 9                      Motion by Supervisor Meyers, seconded by Councilman Dux

WHEREAS, various business matters are pending between the Town of Cheektowaga and 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, NOW, THEREFORE, BE IT

RESOLVED, that the Town Attorney or the Deputy 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 June 30, 1978, 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, Johnson, Dux, Kaczmarek and  
                                Burst  
NAYES:                      0  
ABSENT:                    Councilman Wegner

Item No. 10                    Motion by Councilman Dux, seconded by Councilman Johnson

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 27th day of February, 1978 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 TIMES on February 9, 1978; the said amendment being set forth in the Notice of Hearing.

\* \* \* \* \*

N O T I C E   O F   H E A R I N G

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 27th day of February, 1978 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

Item No. 10 Cont'd.

on July 17, 1967, said proposed amendment being as follows:

ARTICLE IX

Speed Regulations

Section 76.70 - Applicable Speed Regulations - is amended by adding thereto the following:

Ten (10) mile per hour speed limit in the following locations:

From main entrance of the rear parking lot of the Town Hall, through the parking lot, to the end of the back service road at the Sanitation Department and Central Garage building.

From beginning of service road from Sanitation Department and Central Garage building westerly to the north-south front service road, through the parking area at the rear of the Police and Court Building to the entrance of the rear parking lot of the Town Hall.

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

Dated: February 6, 1978

\_\_\_\_\_  
RICHARD M. MOLESKI  
Town Clerk

\* \* \* \* \*

Upon Roll Call....

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

AFFIDAVIT-NEXT PAGE

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

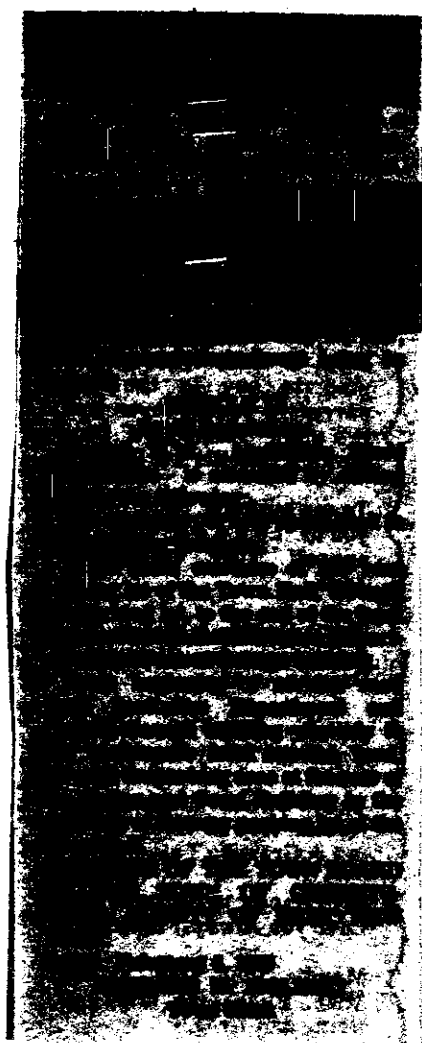
Gladys M. Huston, of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
..... Clerk ..... of the Cheek-  
towaga Times, a public newspaper published  
weekly in said town; that the notice, of which  
the annexed printed slip, taken from said news-  
paper is a copy, was inserted and published in  
said paper once a week for ..... 1 ..... weeks;  
first publication..... February 9, 1978 .....;  
last publication..... February 9, 1978 .....;  
and that no more than six days intervened be-  
tween publications.

Gladys M. Huston  
Sworn to before me this ..... 10th .....  
day of ..... February ....., 1978 .....  
..... 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, 1979





Item No. 11      Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, Leo M. Lynett, Jr. has applied for a rezoning from R-Residential District to RC-Restricted Business District on property located at 1925 Kensington Avenue, 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 Number 36, Township 11, Range 7 of the Holland Land Company's Survey and according to map filed under Cover Number 1247, is known as Subdivision Lot Number 17 and the southwest 43' of Subdivision Lot Number 18,

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 5th day of December, 1977 at 6:30 o'clock p.m. Eastern Standard Time after publication of the notice as required by the provisions of the Town Ordinance and the Town Law of the State of New York and all interested parties were given an opportunity to be heard at said hearing, and

WHEREAS, the requirements of Section 6-011, paragraphs (b) and (c), Section 6-05, paragraph (c), and Section 6-10 of the Town Zoning Ordinance dealing with the screening of the adjacent residential area should be complied with, and

WHEREAS, it appears that the proposed rezoning would not interfere with the use and enjoyment of the surrounding residential area by the owners or occupants thereof, now, therefore, BE IT

RESOLVED that said rezoning is granted subject to the owner complying with the provisions of Section 6-011, paragraphs (b) and (c), Section 6-05, paragraph (c), and Section 6-10 of the Town Zoning Ordinance wherein the premises must be properly screened along the boundary line between subject premises and adjacent residential properties, and BE IT FURTHER

RESOLVED that the above described premises be and hereby are rezoned from R-Residential District to RC-Restricted Business District provided that the owner of said premises sought to be rezoned supplies permanent deed restrictions and/or covenants running with the land prohibiting vehicular ingress to, and egress from the parking lot on the Mt. Vernon Street side of said premises, to be approved by the Town Attorney's Office, and said restrictions and/or covenants to be filed in the Erie County Clerk's Office and further provided that the owner of said premises provides a drainage plan of said premises and lot which meets the approval of the Town Engineer, and BE IT FURTHER

RESOLVED that such restrictions and/or covenants be filed with the Erie County Clerk's Office and that an approved drainage plan be filed on or before April 1, 1978, and BE IT FURTHER

RESOLVED that the Zoning Map in the Town Clerk's Office be changed accordingly after said conditions are met and completed.

Upon Roll Call....

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

AFFIDAVIT-NEXT PAGE

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

*Gladys M. Huston*, 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 ..... 1 ..... weeks:  
first publication..... *February 9, 1978* ..... ;  
last publication..... *February 9, 1978* ..... ;  
and that no more than six days intervened be-  
tween publications.

*Gladys M. Huston*  
Sworn to before me this ..... *10th* .....  
day of ..... *February* ....., 19 *78* ....  
..... *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 *79*

A regular meeting of the Town Board of the Town of Chateaugay, Warren County, New York held at the Town Hall, corner of Broadway and Main Roads, in said Town on the 6th day of February, 1978 at 7:00 o'clock Eastern Standard Time there

**Chairman:**  
Kenneth J. Meyers  
**Vice-Chairmen:**  
R. E. Seisick  
H. Johnson, Jr.  
**Members:**  
Dax  
Karnmark  
E. Bursi  
Councilman Donald J.

by Supervisor Meyers,  
by Councilman Johnson  
AS Leo M. Loran, Jr. has  
a return from M.  
in M. Loran is M. Loran  
on property located  
between Avenue, Chicago  
New York, and being more  
described as follows:  
THAT TRACT OR PARCEL  
of land in the Town of  
County of Erie and  
New York, being part of Lot  
in Township 11, Range 2,

and the Living Map are  
immediately pertinent to  
the work of the United Nations  
Council of Economic and  
Social Affairs. News  
of the book will be  
sent to all interested persons  
on the Commission's Terms  
of Reference by the 15th day of September,  
1950 which is Eastern  
Standard Time after publication of the  
book. The Commission is  
conducting the following of  
the Commission of the United  
Nations and all other  
interested persons are  
interested in the book.

(b) (7)(C), (D) and (E);  
 (c) (1), (2), (3), (4), (5), (6), (7), (8), (9), (10), (11), (12), (13), (14), (15), (16), (17), (18), (19), (20), (21), (22), (23), (24), (25), (26), (27), (28), (29), (30), (31), (32), (33), (34), (35), (36), (37), (38), (39), (40), (41), (42), (43), (44), (45), (46), (47), (48), (49), (50), (51), (52), (53), (54), (55), (56), (57), (58), (59), (60), (61), (62), (63), (64), (65), (66), (67), (68), (69), (70), (71), (72), (73), (74), (75), (76), (77), (78), (79), (80), (81), (82), (83), (84), (85), (86), (87), (88), (89), (90), (91), (92), (93), (94), (95), (96), (97), (98), (99), (100).

1261

1. The first step is to identify the problem or question that needs to be addressed. This involves understanding the context and the specific requirements of the task.

100

10-10-68

1. The first step in the process is to identify the problem or issue that needs to be addressed. This involves gathering information and understanding the context of the problem.

1. The first group of people who are not allowed to enter the country are those who are considered to be a threat to national security. This includes anyone who is a member of a terrorist organization, a member of a criminal organization, or a member of a group that is engaged in activities that are considered to be a threat to national security.

Barnes	Voting AYE
Cassidy	Absent
Duffy	Voting AYE
Hanlon	Voting AYE
Kelly	Voting AYE
Lachmarok	Voting AYE
Mart	Voting AYE
Negner	ABSENT

**SECRET**

1. RICHARD M. MUELENKE, Town Clerk of the Town hereinafter mentioned, DO HEREBY CERTIFY  
as follows:

of the Town of Cheektowaga, is located in the County of Erie, State of New York, was duly laid on February 6, 1978, and minutes of said meeting have been duly recorded in Minute Book by me in accordance with law for the purpose of recording minutes of meetings of said Board, and such minutes appear at item No. 12, inclusive, of said book.

Extract with said minutes so recorded  
said extract is a true copy of said  
minutes and of the whole thereof  
as said minutes relate to  
affairs referred to in said minutes.

3. Said minutes correctly state the date when said meeting was conducted, the place where such meeting was held and the members of said board who attended said meeting.

...set my hand and have  
...affixed the corporate seal of

**News Clerk**

Item No. 12      Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, Lawrence C. Galuski has applied for a rezoning from R-Residential District to C-Retail Business District on property located at 105 Como Park Boulevard, 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. 10, Township 11, Range 7 of the Holland Land Company's Survey, and further distinguished as Subdivision Lot No. 7 in Block "G" as shown on map filed in the Erie County Clerk's Office under Cover No. 527,

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 21st day of November, 1977 at 6:30 o'clock p.m. Eastern Standard Time after publication of the notice as required by the provisions of the Town Ordinance and the Town Law of the State of New York and all interested parties were given an opportunity to be heard at said hearing, and

WHEREAS, it appears that the proposed rezoning would interfere with the use and enjoyment of the surrounding residential area by the owners or occupants thereof, and

WHEREAS, the proposed rezoning would not be conducive to preserving and maintaining the residential aspects of the surrounding neighborhood, NOW THEREFORE BE IT

RESOLVED that the proposed rezoning of said premises from R-Residential District to C-Retail Business District be and hereby is denied.

Upon Roll Call....

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

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

WHEREAS, the New York State Department of Transportation has proposed a Rail-Highway Crossing Program Project, pursuant to Section 203 of the Federal Safety Act of 1973 as amended by Section 203 of the Federal Highway Safety Act of 1976, and

WHEREAS, the New York State Department of Transportation has notified this Board of the approval of plans and specifications for such a Rail-Highway Crossing Program Project, for the Rail-Highway Crossings which are under the jurisdiction of the municipality, and which project is more completely described as signing and pavement marking at the crossing of LV Niagara Falls at Rehm Road and Amherst Villa Road and PC Oakfield Sec. at Pfohl Road and Sonwil Drive covered under PIN S930.00.122, and

WHEREAS, the New York State Department of Transportation has made known its intention to advertise a contract for the above-described improvement and has requested an agreement from the Board to the effect that it will permit the State, its agents and employees to enter upon the highways, roads and/or streets under the jurisdiction of the municipality for the purpose of performing the above-described improvement.

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Cheektowaga duly convened in legal session held on the 6th day of February, 1978, does hereby approve of the above-described improvement to be performed on the highways, roads and/or streets of this municipality and does hereby agree with the State Department of Transportation that the authorities will permit the State, its agents and employees to enter upon the highways, roads and/or streets of the municipality for the purposes of carrying out the above-described Rail-Highway Crossing Program

Item No. 13 Cont'd.

Project, and IT IS FURTHER

RESOLVED that the Town Board of this municipality does hereby agree with the State Department of Transportation that the municipality shall retain jurisdiction over the highways, roads and/or streets within the project area and hold harmless the State of New York for any damage to the property or persons of others due to the performance of any of the employees or agents of the municipality, and IT IS FURTHER

RESOLVED that upon completion of the above-described Rail-Highway Crossing Program Project, the municipality will maintain the improvement and the highways, roads and/or streets so improved in accordance with the New York State Highway Law and the Federal Highway Safety Acts of 1973 and 1976 and Federal Standards and criteria in connection with such project, and IT IS FURTHER

RESOLVED that for the Rail-Highway Crossing Program Project, the municipality agrees to schedule any highway resurfacing so that it will not obliterate newly painted markings, except as necessitated by emergency situations whereby resurfacing is essential to maintaining proper traffic operations, and IT IS FURTHER

RESOLVED that the Clerk of this Town Board is hereby directed, within ten days after the adoption of this resolution, to transmit eight (8) certified copies of the foregoing resolution to the New York State Department of Transportation.

Upon Roll Call....

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

Item No. 14 Motion by Supervisor Meyers, seconded by Councilman Dux

WHEREAS, the New York State Department of Transportation has notified the Town that it is ready to initiate a traffic signal study at the Town Hall site on Route 277, Union Road, provided the Town indicates their intention to install, operate and maintain said signal if the New York State Department of Transportation deemed such signalization necessary as a result of said study, NOW THEREFORE BE IT

RESOLVED that the Town of Cheektowaga hereby requests the New York State Department of Transportation to conduct said signal study and the Town further hereby intends to install, operate and maintain the proposed signal if the Department of Transportation deems such signalization necessary, and BE IT FURTHER

RESOLVED that the Town Clerk be and hereby is directed to forward a certified copy of this resolution to the New York State Department of Transportation with a letter confirming the Town Board's request.

Upon Roll Call....

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

Item No. 15 Town Board authorization to change signalization from Dale Road and Walden to Peppy Place and Walden.  
Item Withdrawn for further study!

\*Item No. 16 Motion by Councilman Burst, seconded by Councilman Johnson

WHEREAS, on the basis of a study of Town Departments conducted by the Management Improvement Committee, instances of duplication of effort and equipment, overlapping responsibilities and inefficiencies were found to exist, AND

Item No. 16 Cont'd.

WHEREAS, it would be in the best interest of the Town to carry out a detailed investigation and analysis of the existing situation involving those Town Departments, namely, the Parks, Utility, Building Maintenance and Plumbing Departments, AND

WHEREAS, the information and data derived from such an analysis and investigation would serve as an essential tool for the Town Board in considering various options open to the Town in rectifying the existing situation, providing for better and more efficient services, and eliminating instances of duplication, NOW, THEREFORE, BE IT

RESOLVED that a Management Ad Hoc Committee consisting of James Matecki, Raymond Matot, Stanley Senko, John Malloy and Ronald Zoeller, be and hereby is created and charged with the responsibilities of:

1.) reviewing the structure of the Departments involved with the intent of developing a strategy for maximizing the utilization of existing personnel and equipment, controlling costs and eliminating duplication of effort and purchasing,

2.) developing procedures for joint operations, such as, bidding of common equipment, materials and supplies, while preserving the essential accountability for the diverse functions of each Department involved,

3.) preparing a plan for re-structuring each of the Departments involved to achieve the foregoing goals, the major consideration being a determination of the feasibility of complete consolidation, and BE IT FURTHER

RESOLVED that John Malloy, within the limits of his present contractual obligations, be directed to assist James Matecki, Raymond Matot and Stanley Senko in developing a cost impact statement and the necessary accounting procedures to consolidate various department functions, such as bidding, and BE IT FURTHER

RESOLVED that Ronald Zoeller be charged with the responsibility of assisting the Department Heads involved in carrying out their objectives, and BE IT FURTHER

RESOLVED that the Ad Hoc Management Committee provide a report to the Town Board, within three (3) months, as to the investigations and analysis, and findings and recommendations of their Committee, and BE IT FURTHER

RESOLVED that no member of the Ad Hoc Management Committee receive any financial remuneration for his efforts as a member of the Committee.

Upon Roll Call....

AYES: Councilmen Johnson and Burst  
NAYES: Supervisor Meyers, Councilmen Swiatek, Dux and Kaczmarek  
ABSENT: Councilman Wegner

\*Resolution Denied!

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

WHEREAS, a vacancy currently exists for the position of "Assistant Building Inspector" in the office of Building and Plumbing Inspection, and

WHEREAS, Eugene E. Martin of , appears on the Erie County Civil Service List of eligibles for said position, NOW THEREFORE BE IT

RESOLVED that Eugene E. Martin be and hereby is appointed to the position of "Assistant Building Inspector", at an annual starting salary of \$12,915.80; said appointment effective Tuesday, February 7, 1978.

Upon Roll Call....

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

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

WHEREAS, the Town of Cheektowaga has experienced problems in increasing insurance premiums, and

WHEREAS, competitive bidding of such insurance has not provided broad alternatives in carrier selection, and

WHEREAS, municipal risk management has become an essential element in controlling premium costs, and

WHEREAS, the Town Board is seeking qualified professional assistance in evaluating current coverage and current risk management practices, and

WHEREAS, the Supervisor has randomly surveyed the roster of Certified Casualty and Property Underwriters of Western New York and has interviewed a number of candidates from this group, NOW THEREFORE BE IT

RESOLVED that:

James P. Flatley	CPCU
Thomas J. Feidt	CPCU
Steven R. Jacobs	CPCU

be appointed members of the Professional Insurance Advisory Committee to serve at an hourly rate of \$40.00 and that a sum of \$3,000.00 be appropriated to A.1912.440 - Professional Insurance Advisory Committee from A.1910.430 - Unallocated Insurance.

Upon Roll Call....

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

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

WHEREAS, the Captains and Lieutenants Association of the Cheektowaga Police Department has consulted with the Town Board relative to reimbursement to the members of the unit for overtime hours worked in 1977 at a straight hourly rate or compensatory time off, at the option of the individual officer, and

WHEREAS, the contract provisions between the Town and the Association for the year 1977 do not cover said subject matter, and

WHEREAS, the Association has indicated a request to obtain overtime hours at a straight hourly rate, or compensatory time off, at the option of the individual officer, NOW THEREFORE, BE IT

RESOLVED that the Town Board hereby agrees to reimburse members of the Captains and Lieutenants Association for overtime hours worked in the year 1977 at a straight hourly rate, or compensatory time off, at the option of the officer; and, BE IT FURTHER

RESOLVED that the payroll office and the accounting department of the Town of Cheektowaga prepare the necessary adjustments and make payment of same, depending on the option chosen by each officer.

Upon Roll Call....

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

Item No. 20 Motion by Supervisor Meyers, seconded by Councilman Swiatek

RESOLVED that a Police Department petty cash fund be authorized in an amount of \$200.00, effective the date of this resolution.



Item No. 20 Cont'd.

Upon Roll Call....

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

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

WHEREAS, the West Seneca School District has possession of a piece of property located north of French Road in the Town of Cheektowaga, AND

WHEREAS, the West Seneca School Board has authorized the use of this property for baseball diamonds to the Southline Athletic Association, Inc., AND

WHEREAS, the Southline Athletic Association has sought the assistance of the State Military Forces in the grading and development of said diamonds, AND

WHEREAS, the State Military Forces require the authorization of the local municipalities before performing work in any such municipality, NOW THEREFORE BE IT

RESOLVED that the Cheektowaga Town Board by virtue of this resolution has no objection to such work within the boundaries of the Town of Cheektowaga, and BE IT FURTHER

RESOLVED that all such work be in compliance with local drainage plans as per consultation with the Cheektowaga Town Engineer.

Upon Roll Call....

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

Item No. 22 Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, Samuel W. Tadio, President of Pagas Land Company, Inc., has made application and requested the rezoning of property located at 4925 Genesee St., Cheektowaga, New York from M-1 Light Manufacturing District to CM-General Commercial District, said applicant representing (Pagas Land Company, Inc.) 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 27, 1978 at 6:30 o'clock P.M., Eastern Standard Time, at the Cheektowaga Town Hall, corner of Broadway and Union Rd.

Upon Roll Call....

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

AFFIDAVIT-NEXT PAGE

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

*Gladys M. Seckster*, 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..... *February 9, 1978* ..... ;  
last publication..... *February 9, 1978* ..... ;  
and that no more than six days intervened be-  
tween publications.

*Gladys M. Seckster*

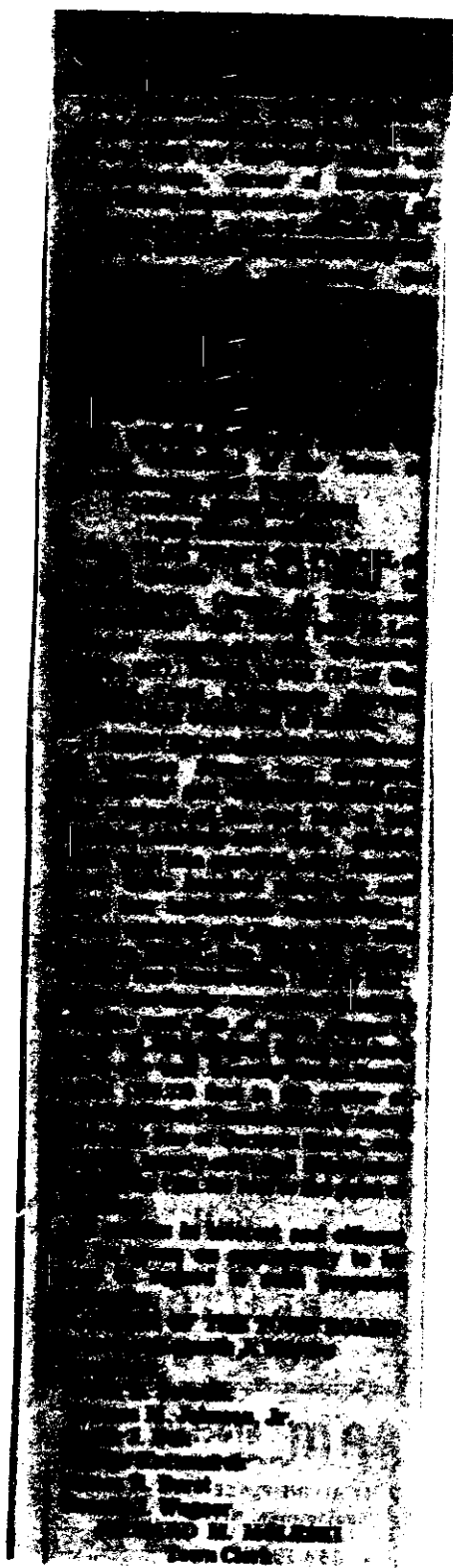
Sworn to before me this ..... *10th* .....

day of ..... *February* ....., 19 *78* .....

..... *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 *79*



Item No. 23 Motion by Councilman Burst, seconded by Councilman Johnson

WHEREAS, Nelson E. Hubbell Jr. has made application and requested the rezoning of property located at 495 Aero Drive, Cheektowaga, New York from M-1 Light Manufacturing District to M-2 General Manufacturing District, said applicant possessing ownership 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 27, 1978 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, Johnson, Dux, Kaczmarek and Burst

NAYES: 0

ABSENT: Councilman Wegner

AFFIDAVIT-BELOW

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

*Gladys M. Hechter*, of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
..... *Clara* ..... 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 9, 1978* .....;  
last publication..... *February 9, 1978* .....;  
and that no more than six days intervened be-  
tween publications.

*Gladys M. Hechter*  
Sworn to before me this ..... *10th* .....  
day of ..... *February* ....., 19*78* .....  
..... *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*79*

[illegible]

Item No. 24      Motion by Councilman Burst, seconded by Councilman Dux

WHEREAS, bids were duly received by this Town Board at a meeting thereof held on January 16, 1978 for ten (10) police cars, a four-wheel drive truck and a chassis mounted with an Animobile truck body, to be used by the police department, as a result of advertisement therefor, and such bids were referred to the Acting Chief of Police for analysis, tabulation and report, and

WHEREAS, such analysis, tabulation and report have been completed, now, therefore, BE IT

RESOLVED that the bids be awarded to the lowest responsible bidders meeting specifications as set forth in the tabulation of bids attached hereto and made a part hereof.

\*See next two (2) pages for tabulation!



OFFICE OF THE CHIEF OF POLICE

# Town of Cheektowaga

ERIE COUNTY, NEW YORK



JOHN B. GRUBER  
ACTING CHIEF OF POLICE  
3223 UNION ROAD  
CHEEKTOWAGA, NEW YORK 14227



TELEPHONE: 683-6100  
Area Code: 716

February 6, 1978

Honorable Kenneth J. Meyers, Supervisor  
Honorable Members of the Town Board  
Town of Cheektowaga, New York 14227

Re: Award of contracts for ten (10)  
police cars, one (1) blazer truck  
and one (1) 3/4-ton chassis with  
an Animobile truck body

Gentlemen:

Bids for ten (10) police cars, a four-wheel drive truck and a chassis mounted with an Animobile truck body, to be used by the police department were received at the Town Board meeting January 16, 1978.

I have reviewed the bids with Assistant Chief, Theodore DeFedericis, and George Burst, Central Garage Foreman.

The following is recommended:

Ten (10) special built police automobiles, 4-door sedans - full size be purchased without trading any vehicles from Keller Chevrolet, Inc., 3600 Genesee Street, Cheektowaga, New York, for the bid price of \$51,077.70. Keller Chevrolet was low bidder and met the required specifications.

The lowest responsible bidder for one (1) 1978 hardtop CK10516 Blazer was Keller Chevrolet, 3600 Genesee Street, Cheektowaga, New York. It is recommended that said vehicle be purchased from Keller Chevrolet for the bid price of \$6330.14.

One bid was received for a 1978 3/4-ton chassis mounted with an Animobile truck body or equal. The bid met the required specifications and it is recommended that the vehicle be purchased from the sole bidder: Mernan Chevrolet, 2751 Bailey Avenue, Buffalo, New York.

*Received  
2/6/78*



Honorable Kenneth J. Meyers, Supervisor  
Honorable Members of the Town Board  
February 6, 1978  
Page 2

Bid Price	\$8,299.00
Allowance for trade-in	<u>200.00</u>
Net Cost	\$8,099.00

Vehicle to be traded:

1972 Dodge Van (#49) Id. # B21AB2V606547.

Yours truly,

JOHN B. GRUBER, Acting Chief

JBG:jr  
CC: Town Clerk  
Town Attorney

Item No. 24 Cont'd.

Upon Roll Call....

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

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

WHEREAS, bids were duly received by this Town Board at a meeting thereof held on January 16, 1978 for one (1) new Van Mounted Television System for internal inspection of sanitary sewers for the Cheektowaga Sewer Maintenance Department, as a result of advertisement therefor, and such bids were referred to the Town Engineer for analysis, tabulation and report, AND

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

RESOLVED, that the bid be awarded to Halliburton Services, Drawer 1431, Duncan Oklahoma 73533 at a price of \$32,030.00, said company being the lowest responsible bidder meeting the specifications as shown on the tabulation attached hereto and made a part hereof.

\*See next page for copy of tabulation!



## **Town of Cheektowaga**

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

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

February 2, 1978

TO THE SUPERVISOR AND  
HONORABLE TOWN BOARD MEMBERS  
TOWN OF CHEEKTOWAGA

Gentlemen:

Bids were opened and read at a regular Town Board Meeting on January 16, 1978 for a Van Mounted Television System for internal inspection of our sanitary sewers to be used by our Sewer Maintenance Department. Three (3) bids were mailed or picked up but only one bid was submitted, that being from Halliburton Services of Duncan, Oklahoma.

Halliburton Services submitted a bid of \$31,850.00 for a unit per our specifications. Subsequent correspondence with Halliburton revealed that a 76 inch or 6 foot 4 inch inside height of the work area is available instead of the specified 72 inch (6 foot) inside height. This added 4 inches in the work area will improve the working conditions and is available for an additional \$180.00.

It is, therefore, recommended that the Van Mounted Television System be purchased for the Sewer Maintenance Department from Halliburton Services for a bid price of \$31,850.00 plus the added \$180.00 for the additional 4 inches inside height for a total purchase price of \$32,030.00.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.  
Town Engineer

  
BY: Steven T. Marcynski  
Sr. Engineer Assistant

CLB:STM:dmr

Item No. 25 Cont'd.

Upon Roll Call....

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

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

WHEREAS, Notice to Bidders was duly published for the receipt of bids for six cubic yard refuse containers for the Town of Cheektowaga, 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 seven (7) six cubic yard refuse containers be awarded to Rojac Waste Equipment, Inc., 513 Board Street, Rochester, New York 14608 for submitting a unit bid price of \$455.00 or a total bid price of \$3,185.00 for seven (7) units, said low bid meeting the requirements of the specifications.

\*See next two (2) pages for copy of tabulation!



## Town of Cheektowaga

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

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

February 2, 1978

TO THE SUPERVISOR AND  
HONORABLE TOWN BOARD MEMBERS  
TOWN OF CHEEKTOWAGA

Gentlemen:

At a regular Town Board meeting on January 16, 1978, bids were opened and read for the furnishing of 6 cubic yard refuse containers for various departments of the Town of Cheektowaga. Six (6) bids were received and are as follows:

Bidder	Unit Bid Price
Rojac Waste Equipment	\$455.00
Weaver Welding	\$455.40
C.I.D. Refuse Service	\$460.00
Lancaster Tanks	\$516.40
Southgate Environmental System	\$548.00
Rhodes Welding	\$2,377.00

Department Heads from each of the following departments desire to purchase containers from their budgets for the following locations:

Parks	Recreation Building Parks Garage
Building Maintenance	Town Hall Police Building
Wastewater Treatment	Plant 5 Plant 3
Highway	Highway Garage

Bids were reviewed with Ron Zoeller, Sanitation Department, and it is recommended that the contract be awarded to Rojac Waste Equipment, Inc. for the submission of the lowest bid meeting the requirements of the specifications for a unit bid price of \$455.00

TO THE SUPERVISOR  
AND TOWN BOARD

February 2, 1978  
Page 2

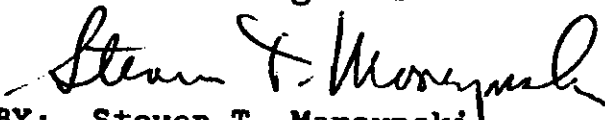
each or a total bid price of \$3,185.00 for 7 units.

Additional units up to a maximum of ten (10) may be purchased at this bid price under this Bid Proposal.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.  
Town Engineer

  
BY: Steven T. Marcynski  
Sr. Engineer Assistant

CLB:STM:dmr

Item No. 26 Cont'd.

Upon Roll Call....

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

Item No. 27 Motion by Councilman Kaczmarek, seconded by Councilman Dux

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 1978, 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 Delta Sonic Car Wash Systems, Inc., 570 Delaware Avenue, Buffalo, New York 14202, for their bid in the amount of one dollar and nineteen cents (\$1.19) per vehicle, said bid meeting the requirements of the specifications.

\*See next page for tabulation!



## **Town of Cheektowaga**

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

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

February 2, 1978

TO THE SUPERVISOR AND  
HONORABLE TOWN BOARD MEMBERS  
TOWN OF CHEEKTOWAGA

RE: Bid for Fleet Washing

Gentlemen:

At the regular Town Board Meeting of January 16, 1978, bids were received and publicly opened for exterior washing and drying of Town of Cheektowaga automobiles during the year of 1978.

Only one (1) bid was received, that being from Delta Sonic Car Wash Systems, Inc., for a bid price of one dollar and nineteen cents (\$1.19) per wash.

It is recommended that the bid be awarded to Delta Sonic Car Wash Systems, Inc., 570 Delaware Avenue, Buffalo, New York 14202, for submitting the lowest bid meeting all specification requirements.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.  
Town Engineer

  
BY: Steven T. Marcynski  
Sr. Engineer Assistant

CLB:STM:dmr



Item No. 27 Cont'd.

Upon Roll Call....

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

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

WHEREAS, bids were received by this Town Board on January 16, 1978 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 of chlorine to the Town of Cheektowaga for the year of 1978, AND

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

RESOLVED, that the contract for the furnishing of chlorine to the Town of Cheektowaga for the year of 1978 be awarded to Jones Chemical Inc., the sole bidder, at the following quotations:

One-ton cylinders	\$227.00	
Plus	\$400.00	deposit for each
One hundred fifty pound	\$ 23.00	per cwt.
(150) cylinders	\$ 50.00	deposit for each
Plus		cylinder

Upon Roll Call....

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

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

WHEREAS, bids were received by this Town Board on January 16, 1978 for the reconditioning of 23 election voting machines, AND

WHEREAS, Voting Machine Service Center was the only bidder to recondition the machines, AND

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

RESOLVED, that the contract to recondition 23 election voting machines be awarded to Voting Machine Service Center, R.F.D. #1, Gerry, New York 14740 for the bid price of \$15,819.40.

Upon Roll Call....

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

Item No. 30 Motion by Supervisor Meyers, seconded by Councilman Dux

WHEREAS, bids were duly received on January 16, 1978 as the result of advertisement, therefor, for the furnishing 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 February 2, 1978, NOW, THEREFORE, BE IT

Item No. 30 Cont'd.

RESOLVED, that the contract for the furnishing of work uniforms to the Town of Cheektowaga employees, as recommended by the Town Engineer, be and the same hereby is awarded to McKay's Work Clothing, 847 Abbott Road, Buffalo, New York 14220, for:

Work Pants (sizes up to 42)	\$ 6.75 each
Work Pants (sizes 44 and up)	7.45 each
Shirts (long sleeve, sizes up to 17)	6.00 each
Shirts (long sleeve, sizes 17½ and up)	6.55 each
Shirts (short sleeve)	5.30 each
Coveralls (long sleeve)	12.60 each

said bid being the lowest responsible bidder meeting the specifications.

\*See next page for tabulation!



## Town of Cheektowaga

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

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

February 2, 1978

TO THE SUPERVISOR AND  
HONORABLE TOWN BOARD MEMBERS  
TOWN OF CHEEKTOWAGA

RE: Work Uniform Bids

Gentlemen:

At the regular Town Board Meeting of January 16, 1978 bids were received and opened for the furnishing of work uniforms to Town employees as required thru the Local 1026, AFL-CIO Agreement. Five (5) bidders submitted bids on six (6) items of the specifications. The totals of the bids submitted are as follows:

McKay's Work Clothing	\$10,682.50
Reliable Wholesalers, Inc.	11,272.50
Interstate Uniform Services Corporation	11,302.00
Cadet Uniform and Career Apparel	12,141.00
United Uniform Company, Inc.	12,481.50

It is recommended that the bid be awarded to McKay's Work Clothing, 847 Abbott Road, Buffalo, New York 14220, for submission of the lowest total bid meeting Town requirements.

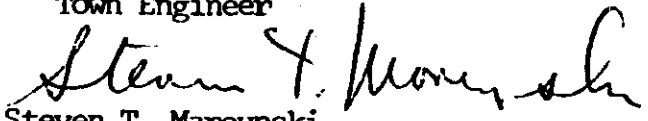
This bid will be awarded on the basis of unit prices which are quoted as follows:

Work Pants (sizes up to 42)	\$6.75 each
Work Pants (sizes 44 and up)	7.45 each
Shirts (long sleeve sizes up to 17)	6.00 each
Shirts (long sleeve sizes 17½ and up)	6.55 each
Shirts (short sleeve)	5.30 each
Coveralls (long sleeve)	12.60 each

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.  
Town Engineer

BY:   
Steven T. Marcynski  
Sr. Engineer Assistant

CLB:STM:dmc

Item No. 30 Cont'd.

Upon Roll Call....

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

Item No. 31 Motion by Councilman Dux, seconded by Supervisor Meyers

WHEREAS, the smoke stack at the obsolete incinerator building is not required and is deteriorating at a fast rate, AND

WHEREAS, a safety factor is being considered that requires its demolition, 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 demolition of incinerator smoke stack, notice to be published in the CHEEKTOWAGA TIMES, and,  
BE IT FURTHER

RESOLVED, that the Town Board will meet on the 27th day of February, 1978 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

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 27, 1978 at 7:00 P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for the Demolition of 115 foot smoke stack at the obsolete incinerator in the Town of Cheektowaga, New York.

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

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

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

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

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

Richard M. Moleski  
Town Clerk

DATED: February 6, 1978

\* \* \* \* \*

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux and Kaczmarek  
NAYES: Councilman Burst  
ABSENT: Councilman Wegner

2/6/78

AFFIDAVIT-BELOW

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

*Gladys M. Richter* 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.....*February 9, 1978*.....;  
last publication.....*February 9, 1978*.....;  
and that no more than six days intervened be-  
tween publications.

*Gladys M. Richter*

Sworn to before me this .....*10th*.....

day of .....*February*....., 19*78*..

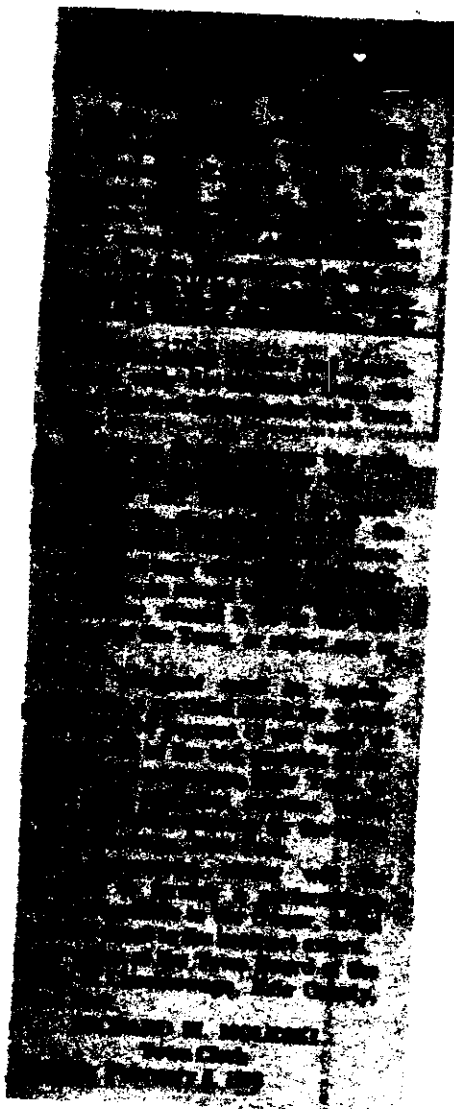
.....*Naidine C. Williams*.....

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*79*

Item No. 31 Cont'd.

AFFIDAVIT-BELOW



Item No. 32      Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, the Town of Cheektowaga Sewer Maintenance Department desires to purchase one (1) Jet Rodder Machine to clean sanitary sewers with high pressure water which also removes the debri by the vacuum method in the same operation, 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 purchase of a Jet Rodder Sewer Cleaning Machine, notice to be published in the CHEEKTOWAGA TIMES, and, BE IT FURTHER

RESOLVED, that the Town Board will meet on the 27th day of February, 1978, 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

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 27, 1978 at 7:00 P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the purchase of one (1) Jet Rodder Machine to clean sanitary sewers with high pressure water which also removes the debri by the vacuum method in the same operation for the Town of Cheektowaga, New York.

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

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

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

Richard M. Moleski  
Town Clerk

DATED: February 6, 1978

\* \* \* \* \*

Upon Roll Call....

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

AFFIDAVIT-NEXT PAGE

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

Gladys M. Schuster, 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..... February 9, 1978 ..... ;  
last publication..... February 9, 1978 ..... ;  
and that no more than six days intervened be-  
tween publications.

Gladys M. Schuster

Sworn to before me this ..... 10th .....

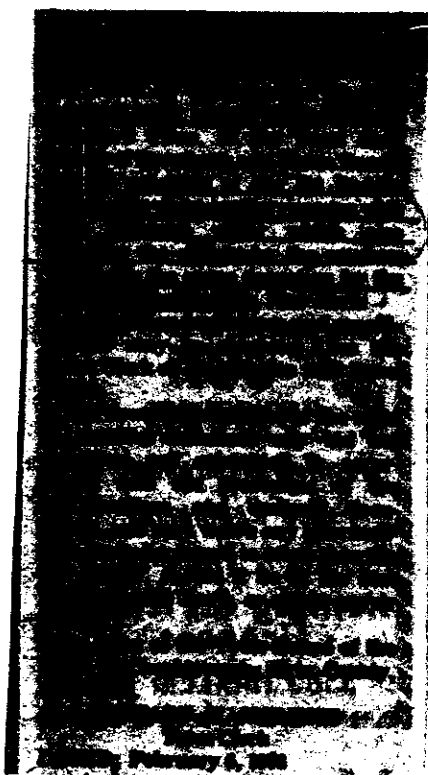
day of ..... February ....., 19 78 .....

..... 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 79





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

WHEREAS, an emergency sewer repair was required on the sanitary sewer in Sewer District No. 3, which repair was ordered by the Town Engineer, NOW, THEREFORE, BE IT

RESOLVED, that the voucher of Pagels Contracting Company, Inc., 33 Homewood Road, Cheektowaga, New York 14227 in the amount of \$1,030.99 to do the repair work and furnish materials for the sewer repair be approved and ordered paid.

\*See next page for copy of memorandum!

M E M O

TO: Councilman Tom Johnson  
FROM: Steven T. Marcynski  
Sr. Engineer Assistant  
RE: Emergency Sewer Repair  
29 Dennis Lane  
DATE: January 30, 1978

The following is the job description of an emergency sanitary sewer repair at 29 Dennis Lane completed by Pagels Contracting Company, Inc. on December 16 and 17, 1977 for a total cost of \$1,030.99.

The Sewer Maintenance Department was called on a sewer back up problem at 29 Dennis Lane. The flusher was sent but could not clear the line and just brought back mud. The rod machine was also sent to the problem area but also could not penetrate the blockage. It was evident that crushed pipe existed preventing clearance of the obstruction, so Pagels Construction was called to repair the pipe on Friday, December 16, 1977. He worked eight (8) hours straight time and one and one half (1½) hours overtime on Friday with a backhoe, operator and laborer. He completed the job on Saturday in six (6) hours overtime. He replaced fifteen (15) feet of crushed sewer line with the required stone bedding and cover. Landscaping will be completed by the Town in the spring.

STM:dmr

Item No. 33 Cont'd.

Upon Roll Call....

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

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

BE IT RESOLVED, that Change Order No. 4 for the Northeast Interceptor Project (C-36-323) of the Town of Cheektowaga Sewer District No. 5 Pollution Abatement Program in the amount of \$10,066.00, as an increase to the Amadori Construction Company, Inc., Contract No. 2 be approved, and, BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized to sign said Change Order on behalf of the Town of Cheektowaga Sewer District No. 5.

Upon Roll Call....

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

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

BE IT RESOLVED, that Change Order No. 1 for the construction of Cheektowaga Sewer District No. 3 to Erie County Sewer District No. 4, Project (C-36-390) Contract No. 20, in the amount of \$15,975.66 as an increase to the contract of the Copece Contracting Corporation contract, be and hereby is approved, and, BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized to sign said Change Order on behalf of the Town of Cheektowaga Sewer District No. 3.

Upon Roll Call....

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

Item No. 36a Motion by Supervisor Meyers, seconded by Councilman Dux

WHEREAS, funds are presently available under the Comprehensive Employment and Training Act of 1973, Title II, NOW THEREFORE BE IT

RESOLVED that the following be and hereby are hired under the positions listed below, at the salary rate as specified, starting date established by the department head:

Laborer in the Village of Depew at a salary rate of \$4.8583/hour

Coppell, Everett W. , Chktg., NY 14225

Clerk-Typist in the Village of Depew at a salary rate of \$8,562.24/year

Revelas, Linda , Depew, NY 14043

Community Field Worker in the Buffalo Philharmonic Orchestra Society at a salary rate of \$8,232.00/year

Zelin, Gary , Chktg., NY 14225

Upon Roll Call....

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

Item No. 36b Motion by Supervisor Meyers, seconded by Councilman Dux

WHEREAS, funds are presently available under the Comprehensive Employment and Training Act of 1973, Title II, AND

WHEREAS, Captain Morris of the Cheektowaga Police Department has been engaged in certain rehabilitation projects and has been preparing to retire from the police department, AND

WHEREAS, Edward Brayer has been directly involved as a part-time volunteer in assisting Captain Morris in said program and there was an immediate need that Edward Brayer become familiarized with procedures of said project prior to said officers' retirement thereby requiring the immediate hiring of Edward Brayer prior to a regular Town Board meeting, NOW THEREFORE BE IT

RESOLVED that Edward Brayer of Cheektowaga, New York 14215 be hereby appointed as a Junior Career Trainee to the rehabilitation project effective January 30, 1978, and, BE IT FURTHER

RESOLVED that his salary of \$9,147.58/year is hereby confirmed and the accounting office is hereby authorized to commence payment of his salary as of January 30, 1978.

Upon Roll Call....

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

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

WHEREAS, funds are presently available under the Comprehensive Employment and Training Act of 1973, AND

WHEREAS, the Town of Cheektowaga has entered into a consortium agreement with the County of Erie and the Town of Tonawanda, AND

WHEREAS, the Federal Government and Department of Labor has granted thru the Consortium Special Projects, Title VI funds, NOW THEREFORE BE IT

RESOLVED that the following persons be and hereby are hired under the positions listed below, for a period of the contract duration, at a salary rate as specified, starting date established by the department head:

Laborers in the Highway Department, Project #583, at a rate of \$4.8583/hour

Adymy, George	Chktg., NY 14227	
Huff, Larry	Holland, NY 14080	no phone
Kaczmarek, James	, Chktg., NY 14225	
Kaz, Mark	, Chktg., NY 14227	
Kempisty, Ronald	, Depew, NY 14043	
Lorenzo, Angelo	, Chktg., NY 14225	
Maciuba, James	, Sloan, NY 14212	
Srutkowski, Paul	, Chktg., NY 14227	
Voll, James	, Lancaster, NY 14086	
Wegrzyn, Charles F.	Chktg., NY 14225	

Item No. 37 Cont'd.

Laborers in Engineering Department, Project #386, at a rate of \$4.8583/hour

Boccio, Noel , Chktg., NY 14227  
Browne, John , W. Seneca, NY 14224  
Jennings, Robert , Lackawanna, NY 14218  
Sasse, William , Tonawanda, NY 14150  
Shaloiko, James , Lack., NY 14218  
Sienk, Mark , Hamburg, NY 14075  
Sikora, Michael , Chktg., NY 14211

Laborers in Engineering Department, Project #301, at a rate of \$4.8583/hour

Brandle, Kenneth , Chktg., NY 14225  
Brimmer, David , Kenmore, NY 14217  
Ciesielski, John Sr. , Chktg., NY 14225  
Ferrara, Vincent , Depew, NY 14043  
Gilbert, Van , Lack., NY 14218  
Jankowski, Stanley , Chktg., NY 14215  
McCourt, Don , Depew, NY 14043  
Miesowicz, David , Sloan, NY 14212  
O'Connor, Francis , Depew, NY 14043  
Levan, Henry T. , Chktg., NY 14206

Upon Roll Call....

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

Item No. 38 Motion by Councilman Swiatek, seconded by Councilman Burst

BE IT RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for furnishing a gymnastic mat to the 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 TIMES, and BE IT FURTHER

RESOLVED that the Town Board will meet at 7:00 o'clock P.M., Eastern Standard Time on February 27, 1978 for the purpose of properly opening and reading the sealed bids.

Item No. 38 Cont'd.

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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 27, 1978 at 7:00 p.m., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for a gymnastic mat.

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

DATED: February 6, 1978

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Upon Roll Call....

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

AFFIDAVIT-NEXT PAGE

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

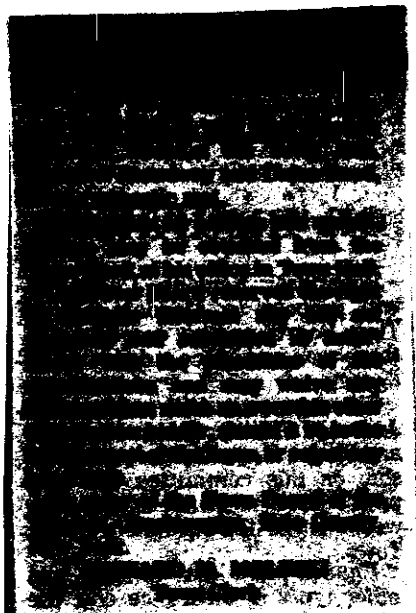
*Gladys M. DeLute* of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
..... *Charles* ..... of the Cheek-  
towaga Times, a public newspaper published  
weekly in said town; that the notice, of which  
the annexed printed slip, taken from said news-  
paper is a copy, was inserted and published in  
said paper once a week for ..... 1 ..... weeks:  
first publication *February 9, 1978* ;  
last publication *February 9, 1978* ;  
and that no more than six days intervened be-  
tween publications.

*Gladys M. DeLute*  
Sworn to before me this *10<sup>th</sup>*  
day of *February*, 19*78*  
..... *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*79*





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

WHEREAS, at a regular Town Board Meeting held on January 16, 1978, a resolution was approved hiring part-time employees in the Recreation Department, AND

WHEREAS, said resolution listed an incorrect hourly wage rate for "Adult Recreation - Van Drivers", now therefore be it

RESOLVED that said resolution be and hereby is amended to read as follows:

ADULT RECREATION - VAN DRIVERS - \$3.00 per hour

Marcyann Strumpf

Rocco Sansone

Norman Reddish

Upon Roll Call....

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

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

WHEREAS, the Town of Cheektowaga operates a van for the transportation of Senior Citizens, AND

WHEREAS, funds have been allocated for the salaries of Senior Citizen van drivers, NOW THEREFORE BE IT

RESOLVED that Jean Wasielewski of 134 Hoerner Avenue, Cheektowaga, New York be and hereby is hired as a part-time van driver (20 hours weekly) at a rate of \$3.00 per hour.

Upon Roll Call....

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

Item No. 41 Motion by Councilman Swiatek, seconded by Supervisor Meyers

BE IT RESOLVED that Laura Hollenbeck, , Cheektowaga, New York, be and hereby is hired as a part-time Senior Citizen Ceramic Instructor at the Bellevue Recreation Center at an hourly rate of \$3.00 per hour.

Upon Roll Call....

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

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

BE IT RESOLVED that the following individuals be hired as Nutrition Site Managers at an hourly rate of \$2.50, at the following sites:

St. John Gualbert's Site:

Ann Skowron

Cheektowaga, New York 14211

Item No. 42 Cont'd.

Maryvale Drive Presbyterian Church Site:

Mary Ann Yea

Cheektowaga, New York 14225

Upon Roll Call....

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

Item No. 43 Motion by Councilman Swiatek, seconded by Supervisor Meyers

WHEREAS, the National Endowment for the Humanities (Senior Division) is sponsoring a conference at Rockville Center, Long Island, New York on Friday, February 24, 1978, AND

WHEREAS, Pat Wojcik, Town Senior Citizen Coordinator, has been invited to attend the conference, AND

WHEREAS, the Town of Cheektowaga is currently sponsoring a Senior Citizens Humanities Program, AND

WHEREAS, all expenses and fees, including transportation, will be paid for by the National Council on the Aging, NOW THEREFORE BE IT

RESOLVED that Pat Wojcik, Town Senior Citizen Coordinator, is hereby authorized to attend the conference being sponsored by the National Endowment of the Humanities on Friday, February 24, 1978 at Rockville Center, New York.

Upon Roll Call....

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

Item No. 44 Motion by Councilman Swiatek, seconded by Councilman Burst

WHEREAS, on the 19th day of December, 1977, approval by the Town Board, to employ Gary Sponholz, residing at Buffalo, New York was granted, AND

WHEREAS, the conditions of employment in the Cheektowaga Parks Department were that Gary Sponholz make restitution in the form of employment at no salary for vandalism incurred at the Rehm Road Park, Village of Depew, Town of Cheektowaga, AND

WHEREAS, Attorney Richard J. Sherwood, the District Attorney's Office, Justice Piusinski and Parks Director--James J. Matecki reached agreement with the consent of the Court, that Gary Sponholz provide restitution by working a total of 208 hours, at no pay, the equivalent to \$2.50 rate per hour, for the Town of Cheektowaga Parks Department, AND

WHEREAS, Gary L. Sponholz has dutifully complied with the directive of the Court, honorably fulfilling restitution effective January 26, 1978, NOW THEREFORE BE IT

RESOLVED that Gary Sponholz, residing at Buffalo, New York be and hereby is removed from his employment with the Town of Cheektowaga, effective February 6, 1978.

Upon Roll Call....

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

Item No. 45 Motion by Supervisor Meyers, seconded by Councilman Swiatek

BE IT RESOLVED that funds in the amount of \$109,846.00 be transferred from Account No. A-909R (Restricted Fund Balance) to Account No. A-3120.164 (Salaries of Patrolmen - From NYS Antirecession Aid), and BE IT FURTHER

RESOLVED that funds in the amount of \$2,400.00 be transferred from Account No. A.7550.439 (Patriotic Observances) to Account No. A.7550.440 (Bicentennial Commission) and that funds in the amount of \$1,600.00 be transferred from Account No. A.6410.419 (Publicity) to Account No. A.7550.440 (Bicentennial Commission).

Upon Roll Call....

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

Item No. 46 Motion by Supervisor Meyers, seconded by Councilman Swiatek

BE IT RESOLVED that the following vouchers and warrants submitted to the Town of Cheektowaga prior to February 6th, 1978, be and the same are hereby approved and the Supervisor is ordered to pay same.

<u>FUND</u>	<u>CHECK NO.</u> <u>FROM TO</u>	<u>AMOUNT</u>
GENERAL FUND	4665-4950, 4527, 4528	\$ 561,429.38
SPECIAL DISTRICT FUND	3849, 3850, 3907-3932	356,130.51
SPECIAL DIST.-INVESTMENTS	none	400,000.00
HIGHWAY FUND	3150, 3197-3226	137,890.34
PART TOWN FUND	1976, 796, 801-809, 1895, 1896, 1978	7,155.01
FEDERAL REVENUE SHARING FUND	55	-0-
CAPITAL FUND	204-210	289,140.31
H.U.D.-C.D.B.G. FUND	52-56	1,366.71
H.U.D.-N.P.P. REHABILITATION	1-3	3,950.00
SPECIAL ASSESSMENTS FUND	11	2,921.75
DEBT SERVICE FUND	101-111	70,539.50
TRUST AND AGENCY FUND	514, 515, 517, 518	71,109.79
ST. FELIX-E.D.A. FUND	110-114	125.00
		<u>\$ 1,901,758.30</u>

Upon Roll Call....

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

IV. DEPARTMENTAL COMMUNICATIONS

Item No. 47 Building Permits.  
Approved; Item Received and Filed.

Item No. 48 Councilman Donald J. Wegner - Correspondence re: Consolidation of certain departments in Town.

Item referred to Honorable Town Board Members; Received and Filed.

2/6/78

Item No. 49 Ed Leak, Recreation Director - Correspondence re: March of Dimes Bike Brigade.

Item referred to Honorable Town Board Members and John B. Gruber, Acting Chief of Police; Received and Filed.

#### V. GENERAL COMMUNICATIONS

Item No. 50 N.Y.S. Department of Transportation - Notices of Order establishing "No U-Turn" restrictions at eight (8) locations on Route 33 -- Genesee Street.

Item referred to Honorable Town Board Members, Cheektowaga Traffic Safety Commission and John B. Gruber - Acting Chief of Police; Received and Filed.

Item No. 51 Cleveland Hill Fire District No. 6, Board of Fire Commissioners - Correspondence re: Annexation of Tiorunda Fire Protection Dist. into Cleveland Hill Fire Dist. #6.

Item referred to John V. Rogowski, Town Attorney and Honorable Town Board Members; Received and Filed.

Item No. 52 NOTICE OF CLAIM - Irene Glab vs. Town of Cheektowaga.

Item referred to Supervisor Kenneth J. Meyers; Received and Filed.

Item No. 53 NOTICE OF CLAIM - Robert Marshall vs. Town of Cheektowaga.

Item referred to Supervisor Kenneth J. Meyers, John V. Rogowski-Town Attorney and Town Insurance Company; Received and Filed.

Item No. 54 NOTICE OF CLAIM - Cynthia M. McDonald vs. Town of Cheektowaga.

Item referred to Supervisor Kenneth J. Meyers, John V. Rogowski-Town Attorney and Alfred Wnek-Highway Superintendent; Received and Filed.

Item No. 55 NOTICE OF CLAIM - George M. Kohl vs. Town of Cheektowaga.

Item referred to Supervisor Kenneth J. Meyers; Received and Filed.

#### VI. FROM THE TABLE

Item No. 56 Temporary assignment for Dept. head relative to consolidation of certain departments in Town.

Motion by Councilman Swiatek, seconded by Councilman Dux

WHEREAS, the Management Improvement Committee has conducted a review of the operation of four (4) Town Departments, AND

WHEREAS, this review has pointed out certain duplications and inefficiencies in the various operations of these Departments, AND

WHEREAS, some form of consolidation of these Departments seems desirable, AND

WHEREAS, additional detailed and specific data is required by the Town Board to provide guidance in this consolidation effort, NOW THEREFORE, BE IT

RESOLVED that Ronald Zoeller be given a temporary assignment, in addition to his regular duties, of conducting a detailed study of the operations of the Parks, Utility, Building Maintenance and Plumbing Departments and that periodic reports of this study be made to the Management Improvement Committee and the Town Board and that an additional salary of \$200.00 per month be paid Mr. Zoeller during the period of this study which is to be from February 7th, 1978 to June 15th, 1978, and that such sum be charged to General Fund A.1010.440 - Management Improvement Study, and that this sum of \$1,000.00 be transferred from A.1990.480 - Contingent Account, and BE IT FURTHER

Item No. 56 Cont'd.

RESOLVED that the four (4) Department Heads herein named be directed to cooperate with Mr. Zoeller in all phases of his study.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Dux and Kaczmarek  
NAYES: Councilmen Johnson and Burst  
ABSENT: Councilman Wegner

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Motion by Councilman Johnson, seconded by Councilman Swiatek to Waive the Rules.

Upon Roll Call....

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

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VII. SUSPENSION OF RULES

Item No. 57 Highway Department - Advertise for Bids for two (2) 1978 - 10 wheel tandem trucks with trade-in of two (2) 1962 FWD trucks; two (2) dump body & hoist for 1978 diesel tandem trucks; snow removal equipment.

Motion by Councilman Burst, seconded by Councilman Dux

BE IT RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of two (2) 1978 - 10 wheel tandem trucks at single unit price for each, with trade-in of two (2) 1962 FWD trucks, (one trade-in for each truck); two (2) dump body and hoist for 1978 diesel tandem dump truck; snow removal equipment to fit two (2) 1978 diesel tandem trucks -- all for use in the Cheektowaga Highway Department. Information for bidders and specifications may be obtained from the office of the Superintendent of Highways, 3145 Union Road, Cheektowaga, New York; said Notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that the Town Board will meet at 7:00 p.m. on February 27, 1978 for the purpose of properly opening and reading the sealed bids.

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L E G A L   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 at a meeting to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York at 7:00 p.m. February 27th, 1978 for two (2) 1978 - 10 Wheel Tandem Trucks at single unit price for each, with trade-in of two (2) 1962 FWD trucks, (one trade-in for each truck); two (2) dump body and hoist for 1978 diesel tandem dump truck; and for snow removal equipment to fit two (2) 1978 diesel tandem trucks.

Non-collusion form must be signed and submitted with the bid. Specifications may be picked up at the Cheektowaga Highway Department 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 TWO (2) 1978 - 10 WHEEL TANDEM TRUCKS" or "SEALED BID FOR SNOW REMOVAL EQUIPMENT TO FIT TWO (2) 1978 DIESEL TANDEM DUMP TRUCKS" or "SEALED BID FOR TWO (2) DUMP BODY AND HOIST FOR 1978 DIESEL TANDEM DUMP TRUCKS".

DATED: February 6, 1978  
PUBLISHED: February 9, 1978

Signed \_\_\_\_\_  
Richard M. Moleski, Town Clerk

Item No. 57 Cont'd.

Upon Roll Call....

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

AFFIDAVIT-BELOW

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

*Gladys M. Heston*, 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.....*February 9, 1978*.....;  
last publication.....*February 9, 1978*.....;  
and that no more than six days intervened be-  
tween publications.

*Gladys M. Heston*  
Sworn to before me this .....*10th*.....  
day of .....*February*....., 19*78*..  
.....*Naidine C. Williams*.....

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

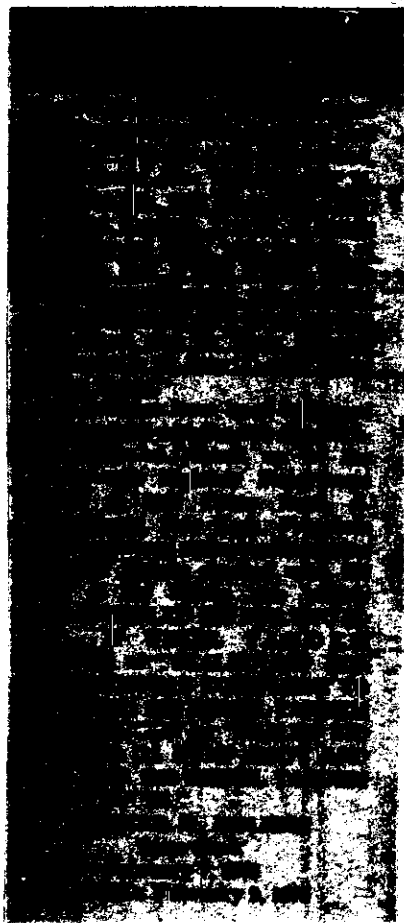
NAIDINE C. WILLIAMS  
Notary Public, State of New York  
Qualified in Erie County  
My Commission Expires March 30, 19*79*

Item No. 57 Cont'd.

Upon Roll Call....

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

AFFIDAVIT-BELOW





Item No. 58     Motion by Councilman Burst, seconded by Councilman Kaczmarek  
to adjourn the meeting.

RICHARD M. MOLESKI  
TOWN CLERK

\*\*\*\*  
BIDS  
\*\*\*\*

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 4 February 27, 1978</u>		
2	Engineering - one (1) jet rodder machine to clean sanitary sewers	1
3	Recreation - gymnastic mats	1
4	Engineering - demolition of 115 foot smoke stack at obsolete incinerator	1
5	Highway - Two (2) 1978 10-Wheel Tandem Trucks and/or snow removal equipment, etc.	1
<u>Meeting No. 6 March 20, 1978</u>		
2	Police - Seven (7) portable radio transceivers & accessories	1
3	Highway - New trees for 1978 spring planting	1
4	Highway - various road materials, seasonal requirements	1
5	Engineering - One (1) vacuum jet machine for use by Sewer Maint.	1
6	Engineering - furnishing of equipment & operators for creek bank erosion control	1
7	Recreation - Baseball equipment	1

\*\*\*\*\*  
PUBLIC HEARINGS  
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<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 4 February 27, 1978</u>	
6	Amendment to Traffic Ordinance - Article IX, Speed Regulations	2-3
	<u>Meeting No. 6 March 20, 1978</u>	
8	Drainage Systems Ordinance & Official Drainage Systems Map	1-2
9	Public Improvements Permit Ordinance	2-3
10	Amendment to Traffic Ordinance - Art X, Parking, Standing, Stopping- No Parking on McNaughton	3

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RESOLUTIONS  
\*\*\*\*\*

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 4 February 27, 1978</u>		
7	Call for public hearing on Drainage Systems Ordinance & Official Drainage Systems Map	2-3
8	Call for public hearing for Public Improvements Permit Ordinance	4
9	Decision on Amendment to T.O. - Oehman Blvd.	5
10	Acceptance of Cheektowaga Police Club Agreement	6
11	Authorization for Supervisor to sign agreement with Corp. IV, Mental Health	6-7
12	Memorialize N.Y.S. Dept. of Trans. re: "Right on Red Signs"	7
13	Community Development Emergency home repair & winterization prog.	7-8
14	Authorization for Supervisor to pay easement release	8
15	Highway - Acceptance of a portion of Amherst-Villa Road	8-9
16	Request authorization to work with Hank Nowak Post 45 regarding Child Abuse and Neglect Program	9
17	Authorization to hold Annual North Towns Bike Brigade	9
18	Engineering - Readvertise for bids for Jet Rodder Machine	9
19	Engineering - Notice to Bidders for furnishing of equipment and operators for creek bank erosion control	9-10
20	Highway - Notice to Bidders for new trees for spring planting	11
21	Recreation - Notice to Bidders for baseball equipment	11
22	Engineering - Award of bid for tractor with loader	12
23	Engineering - Authorization for Supervisor to sign Change Order for Northeast Interceptor Sewer	12
24	Permission for land developers to install eleven (11) hydrants in Cathedral Heights Subdivision (South Line Fire District #10)	12
25	Clean up at 188 Hyland Avenue	12-13
26	Permission for N.Y.S. Electric & Gas to install light on Southern Parkway	13-14
27	Retain firm of Merriman Conservation Consultant's Inc. to perform and supervise construction of erosion control projects	14
28	Appointment to Youth Board	14
29	Appointment of Community Development Coordinator	14
30	Appointment of Police Lieutenant	15
31	Appointment of Police Captain	15
32	Appointment to position of laborer in Central Garage	15
33	Manpower - Hiring of employees under C.E.T.A. Proj. 302, Title VI	15-16
34	Manpower - hiring of employees under C.E.T.A. Consortium Special Projects, Title VI	16
35	Manpower - hiring of employees under C.E.T.A. Title II	16-17
36a	Manpower - title change for employee under C.E.T.A. Title II	17
36b	Manpower - Title change for employee under C.E.T.A. Title II	17
37	Manpower - transfer of employee under C.E.T.A. Title VI	17
38	Recreation - leave of absence request by employee	18
39	Authorization for Wastewater Treatment Plant Operator Trainees to attend school	18
40	Police Department - extension of sick leave for employee	18

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42	Hiring of part-time clerk for Health Officer	18-19
43	Authorization to pay voucher for Nussbaumer & Clarke, Inc. for preparation of specs and plans for Nandale & Veterans Drainage Proj.	19
44	Transfer of Funds	19

Meeting No. 5 March 6, 1978

2	Town Board recommendation of Chktg. site for AMTRAK facility	1
3	Authorization for Supervisor to sign Easement Agreement relative to storm sewer repairs	1
4	Authorization for Town to hold 6th Annual North Towns Bike Brigade	1-2
5	Create position of "Auto Body Repairman" in Central Garage	2
6	Appointment to position of "Auto Body Repairman" in Central Garage	2
7	Decision on Amendment to Traffic Ord. - Art. IX - Speed Regulations (Town Hall - municipal service roads)	2-3
8	Police Dept. - Re-advertise for bids for Seven (7) portable radio transceivers and accessories	4
9	Highway Dept. - Acceptance of part of Martinique Dr., part of N. Seine Dr. and Stub (No Name)	5-6
10	Highway Dept. - Advertise for bids for new trees for 1978 tree planting season	6
11	Highway Dept. - Advertise for bids for various road materials (Seasonal requirements)	7
12	Engineering - Award of bid for demolition of 115 foot smoke stack at obsolete incinerator	8-9
13	Engineering - Re-advertise for bids for one (1) vacuum jet machine for Sewer Maint. Dept.	9
14	Engineering - approval of change orders for electrical work relative to Town Hall renovations	10
15	Engineering - approval of change orders for plng. work relative to Town Hall Renovations	10
16	Recreation - Award of bid for gymnastic mat	10-11
17	Manpower - Transfer of employees under C.E.T.A., Title VI	11
18	Manpower - Hiring under C.E.T.A., Title VI, Special Projects	11
19	Manpower Office - Title change for employees under C.E.T.A., Title VI, Special Projects	11
20	Warrant List	12

Meeting No. 6 March 20, 1978

11	Call for public hearing for amendment to Traffic Ordinance - Stop signs on Andres & Oriole Place	3-4
12	Authorization for Supervisor to sign a settlement of a consent & order for Sanitary Dist. #3 and Department of Environmental Conserv.	5-6
13	Authorization for Supervisor to sign contract re: Federal Grant-In-Aid for Nob Hill Site	6
14	Youth Board - Amendment to Corporation IV Agreement	6
15	Authorization for Supervisor to sign agreement with Theater of Youth Company (TOY Co.)	6-7
16	Authorization for Supervisor to sign Easement Agreement relative to storm sewer repairs	8
17	Agreement between state & town re: Water Quality Improvement Proj. #C-36-323-01-Q	8-9

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 6 March 20, 1978 cont'd</u>	
18	Agreement between State & Town regarding Water Quality Improv. Project #C-36-323-02-Q	9
19	Department Head Meetings	10
20	Reference to Tiorunda as Cedargrove Heights	10
21	Emergency Sewer Repairs	10-11
22	Sale of Trash Containers	11-12
23	Award of bid for insurance coverage in the Town	12
24	Engineering - Award of bid for tractor/loader for Parks	12
25	Engineering - Notice to Bidders for portable chemical toilets for Parks Department	12-13
26	Engineering - Notice to Bidders for fencing	14
27	Engineering - Notice to Bidders for refinishing of metal swimming pools & wading pools at Maryvale & Dingens Park	15
28	Engineering - Notice to Bidders for Dimensioned Lumber & Plywood	16
29	Engineering - Notice to Bidders for Sand/Clay/Loam & Topsoil	17
30	Engineering - Notice to Bidders for Maint. Chemicals & Grass Seed	18
31	Recreation - Notice to Bidders for Baseball Diamond Supplies	19
32	Setting up of petty cash fund for Bldgs. & Grnds. Maint. Dept.	20
33	Create position of Third Deputy Town Attorney	20
34	Hiring of part-time help for winter school Recreation program at Cheektowaga Central Schools	20
35	Manpower - Hiring under Title II	20
36	Manpower - Hiring under Title VI	20-21
37	Manpower - Allocating Cheektowaga slots to the County, Title VI	21
38	Manpower - Title Change, Title VI, Special Projects	21
39	Create position of Auto Body Repairman	21-22
40	Appointment to position of Auto Body Repairman	22
41	Appointments to Senior Citizen Advisory Council	22
42	Appointment to Assessment Board of Review	22-23
43	Authorization for Supervisor, Town Clerk & Town Attorney to deliver bonds	23
44	Authorization for B. Przybylak (Youth Board) to attend Conference	23
45a	Police - Military leave of absence for employee	23-24
45b	Police - Military leave of absence for employee	24
46	Extended sick leave for Bill Conway	24
47	Hiring of firm of Nussbaumer & Clarke to help coordinate develop. of drainage systems and sanitary sewer systems in open areas	24-25
48	Addendum agreement to street lighting contract - N.Y.S. Elec & Gas	25-26
49	Warrant List	26

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 DEPARTMENTAL COMMUNICATIONS  
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<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
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45	Petition from Civil Service Employees to be recognized as "Assoc. of Civil Service Employees"	19
46	Building Permits	19
47	Supervisor's Statement of Funds	19
48	Health report for January, 1978	19
49	Minutes of Cheektowaga Library Board	20
<u>Meeting No. 5 March 6, 1978</u>		
21	Building Permits	12
<u>Meeting No. 6 March 20, 1978</u>		
50	Building Permits	26
51	Health Report	26

\*\*\*\*\*  
GENERAL COMMUNICATIONS  
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<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 4 February 27, 1978</u>		
50	N.Y.S. Dept. of Environ. Conserv. - letter re: occurrence in Sewer Dist. #3	20
51	Letter from N.Y.S. Dept. of Trans. re: installation & Maint. of tra-fic signal on Union at Town Hall	20
52	Richard Slisz, legislator - copy of resolution re: Child Abuse & Neglect	20
53	E.C. Department of Health - Notice of public hearing to consider changes in E.C. Sanitary Code	20
54	Letter from Forks Fire Dist. #3 re: deposit of flammable liquid into sewer system	20
55	Pamphlet from Cornell University regarding workshop for recently elected government officials	20
56	NOTICE OF CLAIM - Irving M. Shuman vs Town of Cheektowaga and County of Erie	20
57	L. Meyers, Committeeman, 93rd Dist. - wishes to speak at Town Board meeting re: parking restricted on Nokomis Pkwy., and standing water and low spots in pavement	20
<u>Meeting No. 5 March 6, 1978</u>		
22	Erie County Department of Health - Notification of four (4) public hearings related to individual sewage disposal systems (septic tank systems)	12
23	Board of Fire Commissioners, Hy-View Dist. #8 - Correspon. re: request for "No Parking" on both sides of Crandon Blvd. (152 & 284 Crandon)	12
<u>Meeting No. 6 March 20, 1978</u>		
52	A.F. Mallette, N.Y.S. Dept. of Trans. - letter re: signal at intersection of Genesee & Alpine	26
53	John J. Potter, Mayor, Village of Depew - letter re: Federal Grant to construct sanitary sewers	26
54	Chktg. Fire Chief's Mutual Aid Assn. - letter requesting letter of recommendation for members of Fire Advisory Board	26
55	Parent-Teacher Assoc. of Cleveland Hill Schools - letter requesting use of Cleveland Hill High for Summer Recreation Program	27
56	Niagara Frontier Transit Metro System, Inc. - letter re: spring schedule of bus routes	27
57	Kideney, Smith, Fitzgerald, Laping, Architects-Engineers - letter re: sewer district moratorium	27
58	Suburban Citizens Affirmative Action Comm. - letter re: official policy of "racial discrimination"	27
59	NOTICE OF CLAIM - James Nosbisch vs Town of Cheektowaga	27



\*\*\*\*\*  
 SUSPENSION OF RULES  
 \*\*\*\*\*

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 4 February 27, 1978</u>		
58	Retain firm for professional planning services for Walden Ave. Commercial Revitalization Program	20-21
59	Request AMTRAK for a terminal to provide services in Cheektowaga	21
<u>Meeting No. 5 March 6, 1978</u>		
24	Call for public hearing for rezoning of property located at 1265 Cleveland Drive	13
25	Call for public hearing to amend Traffic Ord.- Art. X: - Parking Standing & Stopping - No parking: McNaughton Avenue	14
26	Memorialize Niagara Frontier Transit Metro Systems, Inc. to re-route 4H bus line, west of Harlem Road in the vicinity of the Thruway Mall	15
<u>Meeting No. 6 March 20, 1978</u>		
60	Permission for Niagara Mohawk to install light on Harlem Road	27-28
61	Permission for Niagara Mohawk to install lights on Hunting Road	28-29

\*\*\*\*\*  
SPECIAL MEETINGS  
\*\*\*\*\*

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 7 March 29, 1978</u>	
2	Public Hearing relative to potential transfer of the Sloan Police Department to the Cheektowaga Police Department	1

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 27th day of February, 1978 at 7:00 o'clock P.M., Eastern Standard Time, there were:

PRESENT: Supervisor Kenneth J. Meyers  
Councilman Frank E. Swiatek  
Councilman Thomas M. Johnson, Jr.  
Councilman Frank J. Dux  
Councilman George Kaczmarek  
Councilman James R. Burst  
Councilman Donald J. Wegner

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; John V. Rogowski, Town Attorney; Ray Matot, Superintendent of Buildings and Grounds; Alfred Wnek, Superintendent of Highways; Ron Zoeller, Working Foreman in the Sanitation Department; Ron Marten, Building and Plumbing Inspector; Ed Leak, Recreation Director; Julia Reinstein, Town Historian; Chester Bryan, Town Engineer; Dr. Louis Vendetti, Town Health Officer.

I. BIDS

Item No. 2 Engineering - One (1) Jet Rodder Machine to clean sanitary sewers  
No bids were received.

Item No. 3 Recreation - gymnastic mats  
Referred to Parks and Recreation Committee.

Item No. 4 Engineering - demolition of 115 foot smoke stack at obsolete  
incinerator  
Referred to Chester Bryan, Town Engineer.

Item No. 5 Highway - Two (2) 1978 10-Wheel Tandem trucks and/or snow removal  
equipment, etc.  
Referred to the Equipment Committee.

II. PUBLIC HEARINGS

Item No. 6 This being the time and place advertised for a public hearing to consider the advisability of adopting amendments to the Traffic Ordinance of the said Town of Cheektowaga, which was adopted on July 17, 1967, 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. Said proposed amendments being as follows:

ARTICLE IX

Speed Regulations

Section 76.70 - Applicable Speed Regulations - is amended by adding thereto the following:

Ten (10) mile per hour speed limit in the following locations:

From main entrance of the rear parking lot of the Town Hall, through the parking lot, to the end of the back service road at the Sanitation Department and Central Garage building.

Item No. 6 cont'd

From beginning of service road from Sanitation Department and Central Garage Building westerly to the north-south front service road through the parking area at the rear of the Police and Court Building to the entrance of the rear parking lot of the Town Hall.

\* \* \* \* \*

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

III. RESOLUTIONS

Item No. 7      Motion by Councilman Johnson, seconded by Councilman Wegner

WHEREAS, the Town Board of the Town of Cheektowaga, New York, finds that inappropriate realignment of creeks, ditches and waterways, encroachment of development onto creeks, ditches and waterways, and containment of such creeks, ditches and waterways in conduits or pipes of insufficient capacity, adversely affect the desirability of adjacent areas for development, cause erosion and stormwater damage to be sustained by existing homes, businesses, and other improved property, create health and safety hazards due to occasional flooding, and hinder maintenance operations,

NOW, THEREFORE, BE IT RESOLVED, that in accordance with the provisions of the Town Law of the State of New York, a public hearing be held on the 20th day of March, 1978 at 7:00 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 a "DRAINAGE SYSTEMS ORDINANCE AND OFFICIAL DRAINAGE SYSTEMS MAP" shall be enacted; and

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

\* \* \* \* \*

NOTICE OF HEARING ON PROPOSAL TO ENACT

DRAINAGE SYSTEMS ORDINANCE

AND

OFFICIAL DRAINAGE SYSTEMS MAP

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 27th day of February, 1978 and in accordance with the provisions of the Town Law of the State of New York, a Public Hearing will be held on the 20th day of March, 1978 at 7:00 o'clock P.M., Eastern Standard Time, 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 a "DRAINAGE SYSTEMS ORDINANCE AND OFFICIAL DRAINAGE SYSTEMS MAP" shall be adopted and enacted, which Ordinance intends to prevent the harmful disposition of drainage systems, to protect and provide for the orderly development and maintenance of drainage systems and thus to promote the health, safety and general welfare of the community and also to create an Official Map that will establish the locations and boundaries of the drainage systems in the Town of Cheektowaga, New York outside the limits of the incorporated Villages of Sloan and Depew, New York. A copy of the proposed "DRAINAGE SYSTEMS ORDINANCE AND OFFICIAL DRAINAGE SYSTEMS MAP" is on file in the Town Clerk's Office where the same may be examined during regular business hours.

Item No. 7 cont'd

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

RICHARD M. MOLESKI  
Town Clerk

Dated; February 27, 1978

\* \* \* \* \*

Upon Roll Call....

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

AFFIDAVITS - NEXT PAGE

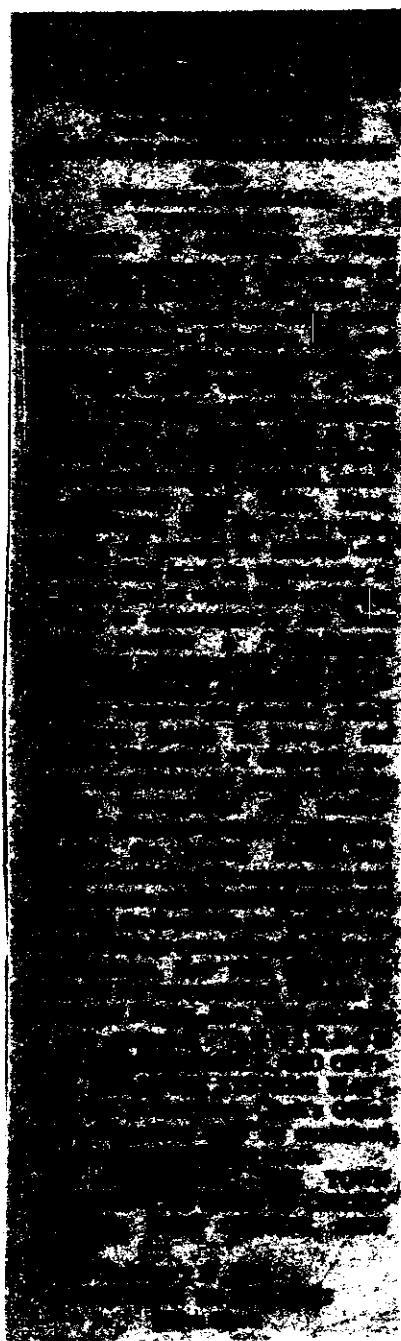
STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF CHEEKTOWAGA } ss.

Clayton M. Richter, 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 2, 1978 .....;  
last publication..... March 2, 1978 .....;  
and that no more than six days intervened be-  
tween publications.

Clayton M. Richter  
Sworn to before me this ..... 3rd .....  
day of ..... March ....., 19..... 78 .....  
..... 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, 1979



Item No. 8      Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, the Town Board of the Town of Cheektowaga, New York finds that in the past various public improvements in subdivisions and elsewhere were constructed improperly, and

WHEREAS, the Town Board is considering the feasibility of an Ordinance whereby all improvements that are to be dedicated to the Town, or are to eventually be maintained by the Town, either within a subdivision or as part of the development of a single parcel or lot, shall be considered public improvements and shall be required to be installed under Public Improvement Permits,

NOW, THEREFORE, BE IT RESOLVED that in accordance with the provisions of the Town Law of the State of New York, a public hearing be held on the 20th day of March, 1978 at 7:00 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 a "PUBLIC IMPROVEMENT PERMIT ORDINANCE" shall be enacted; and

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

\* \* \* \* \*

NOTICE OF HEARING ON PROPOSAL TO ENACT

PUBLIC IMPROVEMENT PERMIT 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 27th day of February, 1978, and in accordance with the provisions of the Town Law of the State of New York, a Public Hearing will be held on the 20th day of March, 1978 at 7:00 o'clock P.M., Eastern Standard Time, 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 a "PUBLIC IMPROVEMENT PERMIT ORDINANCE" shall be adopted and enacted, which Ordinance intends to prevent the improper construction of public improvements such as roadway pavements, curbs and gutters, sidewalks, sanitary sewers (except for such sanitary sewers as are to be built under the supervisor of an Erie County Sewer District), ditches, channels, drainage systems, storm sewers, water mains (except for such water mains as are to be built under the supervision of the Erie County Water Authority) and any other public improvements that are to be dedicated to the Town or will eventually be maintained by Town forces. A copy of the proposed "PUBLIC IMPROVEMENT PERMIT ORDINANCE" is on file in the Town Clerk's Office where the same may be examined during regular business hours.

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

RICHARD M. MOLESKI  
Town Clerk

DATED: February 27, 1978

\* \* \* \* \*

Upon Roll Call....

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

AFFIDAVITS - NEXT PAGE

2/27/78



AFFIDAVIT

STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF  
CHEEKTOWAGA

JAMES L. CHARTERS

being duly sworn, deposeth and saith that he is the General Manager of the Examiner, a newspaper published once a week in the Town of Cheektowaga, County of Erie, State of New York, and that the notice, a printed copy of which is annexed, has been published in the Examiner, one in each week, commencing on the 2 day of Mar, 1978 and ending on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

Signed J. L. Charters <sup>J.C.</sup>  
Sworn to before me, on the 2  
day of Mar, 1978  
Patricia H. Young  
Notary Public

PATRICIA H. YOUNG  
Notary Public, State of New York  
Qualified in Erie County  
My Commission Expires March 30, 1981

**NOTICE OF HEARING ON  
PROPOSAL TO ENACT PUBLIC  
IMPROVEMENT PERMIT  
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 27th day of February, 1978, and in accordance with the provisions of the Town law of the State of New York, a Public Hearing will be held on the 20th day of March, 1978 at 7:00 o'clock p.m. Eastern Standard Time, 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 a "PUBLIC IMPROVEMENT PERMIT ORDINANCE" shall be adopted and enacted, which Ordinance intends to prevent the improper construction of public improvements such as roadway pavements, curbs and gutters, sidewalks, sanitary sewers (except for such sanitary sewers as are to be built under the supervisor of an Erie County Sewer District), ditches, channels, drainage systems, storm sewers, water mains (except for such water mains as are to be built under the supervision of the Erie County Water Authority) and any other public improvements that are to be dedicated to the Town or will eventually be maintained by Town forces. A copy of the proposed "PUBLIC IMPROVEMENT PERMIT ORDINANCE" is on file in the Town Clerk's Office where the same may be examined during regular business hours.

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

Dated: February 27, 1978.

Richard M. Mohr  
Town Clerk

Item No. 9      Motion by Councilman Dux, seconded by Supervisor Meyers

WHEREAS, this Town Board duly held a public hearing on the 6th day of February, 1978 to consider the advisability of adoption of a proposed amendment 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 and Stopping

Section 102 is amended by adding thereto the following:

The parking of vehicles is hereby prohibited in any of the following locations:

A. No Parking this side

OEHMAN BOULEVARD                      West side:                      from HUTH ROAD to MAPLEVIEW ROAD

Section 2. Time to take effect.

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

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

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 CHEEKTOWAGA TIMES, a newspaper published in this Town, and a printed copy thereof shall be posted on the signboard maintained by the Town Clerk pursuant to Subdivision 6 of Section 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,  
                                Burst, and Wegner  
NAYES:                      0  
ABSENT:                      0

AFFIDAVITS - NEXT PAGE

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

Charles M. Richter, 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 2, 1978 .....;  
last publication..... March 3, 1978 .....;  
and that no more than six days intervened be-  
tween publications.

Charles M. Richter  
Sworn to before me this ..... 3rd .....  
day of ..... March ..... 19 78 .....  
..... 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 79



Item No. 10      Acceptance of Cheektowaga Police Club Agreement  
This item was withdrawn.

Item No. 11      Motion by Councilman Swiatek, seconded by Councilman Kaczmarek

WHEREAS, the Cheektowaga Youth Bureau is desirous of continuing the operation of a joint program with Corporation IV, Mental Health of 3900 Broadway, Cheektowaga, New York 14227 for the purpose of counseling youthful offenders, and

WHEREAS, said project is open to all Cheektowaga Youth regardless of race, color or creed, NOW, THEREFORE, BE IT

RESOLVED that the Town of Cheektowaga continue said program for the remainder of the 1978 fiscal year (April 1, 1978 through December 31, 1978), and BE IT FURTHER

RESOLVED that the Supervisor of the Town of Cheektowaga be and hereby is directed to execute said agreement in the amount of \$26,596.00 between the Town of Cheektowaga and Corporation IV, Mental Health.

\* See next ten (10) pages for agreement

THIS AGREEMENT is made between the Town of Cheektowaga (the "Town"), a municipal corporation, with offices at Broadway and Union Roads, Cheektowaga, New York, acting by and through the Cheektowaga Youth Board (the "Youth Board"), and Mental Health Services-Erie County Corporation IV (the "Agency"), a corporation organized under the laws of the State of New York, Erie County, New York.

W I T N E S S E T H :

WHEREAS, the Town desires to make available to the residents of Cheektowaga, counseling services for troubled youth and first offenders; and

WHEREAS, the Agency enjoys the use of facilities and has the capacity for the provision of certain mental health, mental retardation, and/or alcoholism services; and

WHEREAS, the Corporation and the Town wish to cooperate in the conduct of such a service; and

NOW, THEREFORE, the Town and the Agency agree as follows:

COUNSELING SERVICES CONTRACT

I. DEFINITIONS

The following terms shall, for the purposes of this agreement (including the appendixes hereto), have the meanings defined below:

Agency Standards and Procedures Manual means the document provided by the Erie County Department of Mental Health setting forth the minimum requirement for Agency standards, procedures, and records. This document shall constitute Appendix C of this agreement.

Article 11 means Article 11 of the New York State Mental Hygiene Law.

Contract Services means the Agency counseling services described in the program/budget submission form (Appendix A) to be provided either directly or pursuant to any Subcontract or Affiliation Agreement by the Agency.

Other Services means services provided directly or pursuant to any agreement other than or in addition to Contract Services.

Gross Contract Total means the aggregate cost of all Contract Services rendered by or provided for the Agency during the term of this agreement. This amount shall be comprised of personnel services, employee benefits, facilities cost, equipment and consumable supply, other expenses, and sub-contracts, as set forth in the program/budget submission form.

Program/Budget Submission Forms means the proposal required by the Youth Board setting forth the Contract Services to be provided by the Agency and the line-item budget for the provision of such services.

Subcontract means any agreement other than an Affiliation Agreement between the Agency and a person, partnership, association, or not-for-profit corporation for the performance of Contract Services.

Affiliation Agreement means any agreement between the Agency and a state or county facility for the performance of Contract Services.

## II. BASIC OBLIGATIONS OF THE AGENCY

Section 2.1 Contract Services. The Agency shall provide only those mental health services set forth in Appendix A to the residents of the Town in accordance with this Agreement.

Section 2.2 Executive Director. The Agency shall employ an Executive Director who shall carry chief executive responsibilities for the Contract Services to be provided and shall devote his/her time to adequately fill such responsibility and to supervise and coordinate the activity of the staff, both professional and non-professional. In the event that the position of Executive Director shall become vacant, the Agency shall as soon as possible appoint, with the prior approval of the Erie County Department of Mental Health, a person to fill such vacancy.

Section 2.3 Contract Personnel. The Agency will employ personnel in accordance with the line-item personnel services set forth in Appendix A. Prior to implementing the staffing pattern detailed in Appendix A, or approved changes thereto, the Agency shall secure approval of the Youth Board for the job descriptions covering all staff positions. In addition, the Youth Board shall review and approve credentials and starting salaries of the professional staff and the starting salaries of the non-professional staff prior to their employment by the Agency. This shall include the right to participate in the final selection process for any personnel hired to fulfill the contractual terms of this agreement. The annual salary for any employee providing services under this agreement shall not be increased without the prior approval, in writing of the Youth Board. The agency shall not be reimbursed for any salaries or related expenses of any Agency employee unless this requirement has been fulfilled. No employee shall receive as salary an amount in excess of the line-item budgeted amount for his/her position.

Section 2.4 Contract Property. The agency shall purchase only the equipment, materials, and supplies listed in Appendix A. The Town shall maintain an equitable interest in all such properties purchased pursuant to this agreement. Upon request of the Town, the Agency shall identify such property (or, if fungible, an equivalent amount). Upon termination of this agreement, all remaining property, purchased through funds allocated by the Town for the implementation of this program shall be returned to the Youth Board and shall become part of its inventory. This section shall apply to contract property purchased under this agreement or under any predecessor agreement between the parties hereto.

Section 2.5 Contract Expenses. The Agency shall solely be responsible for all employee benefits which it provides to its employees. The Town shall pay to the Agency only those cost of employee benefits set in Appendix A.

Section 2.6 Contract Patients. The Contract Services shall be available only to persons under the age of 21 residing in the Town of Cheektowaga. No Town resident shall be denied Contract Services because of race, creed, color, sex, or place of national origin.



**Section 2.7 Professional Standards and Levels of Service.** The Agency shall provide all Contract Services in accordance with Appendix A. All Contract Services will be delivered in accordance with generally accepted standards of professional quality and quantity. The Agency shall deliver the Contract Services in accordance with the number of unit of service, as specified. Each program service category will be provided by the staff assigned on the days and hours, all as specified in Appendix A. The units of service, as specified, shall be periodically reviewed by the parties and, where appropriate, the units of service specification may be in the level of services shall be permitted if such reduction alters the basic nature or adversely affects the quality of the Contract Services.

**Section 2.8 Other Services.** The Agency must report to the Youth Board the receipt by the Agency of any grant or any contract between the Agency and any other party. Such report shall set forth the details of the grant to be provided pursuant to such grant or contract with services provided by the Agency under this agreement. At no time shall the quantity or quality of services provided by the Agency under this agreement be adversely affected. Upon a determination by the Town that the level of service provided by the Agency under this agreement has been so affected, the Town shall at its option, either reduce the amount received or to be received by the Agency on a pro-rate basis, or the Town may terminate this agreement, after notifying the Agency in writing; 30 days prior to the date termination is to take effect.

**Section 2.9 Compliance.** The Agency agrees to carry out the terms of this agreement in accordance with the Division for Youth Act and the rules and regulations of the Cheektowaga Youth Board.

### **III. BASIC RESPONSIBILITY OF THE YOUTH BOARD**

**Section 3.1 General Supervision and Evaluation.** The Youth Board shall provide, in a manner consistent with State and local law and regulation, general supervision and evaluation over the Contract Services and facilities rendered, administered, or coordinated by the Agency. The Youth Board shall collaborate, cooperate, and plan with the Agency in order to further the purposes of Article 11.

**Section 3.2 Revision of Appendix A.** The Youth Board shall, during the term of this agreement, review any proposals submitted by the Agency to change the Contract Services. The Youth Board may authorize appropriate amendments to Appendix A upon the mutual agreement of both parties that such change or changes are desirable. All line-item budget transfers for any approved changes in Contract Services pursuant to this Section must be in compliance with the requirements of Section 4.4. In no event shall such change result in an increase in the Gross Contract Total in Appendix A without the authorization in writing of the Town Supervisor of the Town of Cheektowaga and, when necessary, the authorization of the Cheektowaga Town Council.

**Section 3.3 Youth Board Assistance.** The Youth Board shall provide information and assistance to the Agency in all matters between the Agency and federal, state, or local governments, including but not limited to applications of operating certificates and licenses, assistances in the processing of amendments to the certificates of incorporation of the Agency, reimbursement for services, and applications for grants.

**Section 3.4 Town Financing.** The Town undertakes to provide, pursuant to the provisions of this agreement, financial assistance to the Agency in order that the Agency may provide Contract Services to Cheektowaga.

#### **IV. PAYMENTS FOR SERVICES**

**Section 4.1 Amount Payable by the Town.** The obligation of the Town under this agreement shall be limited to the Gross Contract Total set forth in Appendix A. The Gross Contract Total shall not be in excess of \$26,596 whichever is less. The payment schedule shall be in accordance with Appendix B. No payment shall be made by the Town without the mutual consent in writing of the Youth Board and the Agency as to the provisions of Appendix B. The cash basis of accounting will be the basis for computing the Town payment, provided that the Agency shall be permitted to make accruals for purposes of (i) making quarterly or year-end adjustments as may be agreed upon by the Agency and the Town, and (ii) accounting for payment by the Town pursuant to this contract allocable to any calendar period which are made by the Town after the close of such calendar period.

**Section 4.2 Estimated Income.** The Agency shall not charge clients receiving services under this contract for those services rendered by personnel of this contract.

**Section 4.3 Refund by the Agency.** If, upon the expiration or termination of this agreement, the amount received by the Agency exceeds the amount due to it or if the Agency's actual receipt of Estimated Income exceeds the Estimated Income specified in Appendix A or for any other reason, the Agency shall immediately, but in no case later than sixty (60) days after the termination date, refund to the Town the amount of such excess. The Agency's obligation under this Section shall continue beyond the expiration or termination of this agreement.

**Section 4.4 Agency Budget and Budget Transfers.** The obligation of the Town shall be limited to reimbursement to the Agency for expenditures by the Agency in accordance with the line-item budget in Appendix A. All payments for personnel services and employee benefits will be in accordance with the line-item amounts for each staff position and the provision of Section 2.3 and Section 2.5, respectively, of this agreement. The Town shall not be responsible for payments to the Agency for any Agency expenditures in violation of this provision. All other expenditures by the Agency shall be in accordance with the line-item amounts in Appendix A. The Town shall not be responsible to the Agency for any Agency expenditures in violation of this requirement. All requests and approvals for such line-item changes must be in accordance with the requirements of Appendix C. All Agency purchases shall be in accordance with Appendix A and Appendix C and acceptable business practices. The obligation of the Town under Section 4.4 shall be limited to the purchase price less any available tax exemptions or available payment discounts, unless the Agency cannot make payment within the time requirements for a payment discount due to the unavailability of sufficient funds. In the event that the Youth Board determines that the budget transfer request will result in a change or alteration of the services to be provided, the requirements of Section 3.2 must be complied with. All Youth Board proposals for revision of or additions to Appendix C shall be submitted to the Agency for comment twenty (20) days prior to adoption of any such revision or addition.

**Section 4.5 Final Payment by the Town.** If, upon the expiration or termination of this agreement, the Town owes the Agency for Contract Services, the Agency shall submit a claim therefore within sixty (60) days after the termination date, in such form and supported by such documentation and certification as the Youth Board may require, and Town shall pay the Agency the appropriate amount within sixty (60) days from the submission of the claim. The Town's obligation under this Section shall continue beyond the expiration or termination of this agreement.

**Section 4.6 Payments Conditional.** In addition to the refund payments under Section 4.3, all payments by the Town under this agreement shall be subject to revision on the basis of an audit conducted by an appropriate agency; and at the option of the Youth Board, by any of the persons specified in Section 5.5.

**V. RECORDS; REPORTS; AUDITS**

**Section 5.1 Records.** The Agency shall keep records with respect to the delivery of both Contract and Sub-contract Services performed under this agreement. Such records shall be kept separate or identifiable from those relating to other activities of the Agency. The Agency shall assure the maintenance of adequate individual patient care records by all services including Sub-contract Services which shall, subject to the provisions of Section 5.5, be made available to the Youth Board. Any information transferred to a provider of counseling services is to be confidential and used solely for the benefit of the patient. At the expiration or termination of this agreement, or any extension thereof, all plans and programs, and materials; all program records; and all program evaluations shall become the property of the Youth Board. Individual treatment records and evaluations shall be transferred to the Youth Board if the Agency is not adequately maintaining such records or if the Agency is dissolved. The Agency's obligation under this Section shall continue beyond the termination of this agreement.

**Section 5.2 Information Transmitted and Reporting Requirement.** Upon reasonable notice from the Youth Board, the Agency will provide information and prepare reports of current ongoing operations, including information reports pertaining to each program service category and all Sub-contract operations. The information and reports shall relate the Contract Services provided, Agency operations, and recommendations for the provision of such services in the future. The nature and content of the information and reports will be prescribed by the Youth Board and will relate primarily to the program plan described in Appendix A. The Agency shall complete and submit all information forms and reports requested by the Youth Board.

**Section 5.3 Record Retention.** The Agency shall retain all books and records (including supporting documents) relating to its performance under this agreement for six (6) years from the expiration or termination date of this agreement unless permission is given to the Agency in writing by the Youth Board to destroy them prior to the expiration of the six (6) year period.

**Section 5.4 Audit, Inspection, and Visitation.** Subject to the provisions of Section 5.5, the Agency shall during regular business hours make available for reasonable audit and inspection and visitation by the Youth Board, the Town Audit and Control, or any persons retained by these agencies, its Contract Services, facilities, and all financial, statistical and patient reports, records, memorandum, and other data relating thereto.

**Section 5.5 Confidentiality and Privilege.** All examinations, inspections, audits and visitations hereunder shall, in the absence of an affective waiver by the patient, be conducted in accordance with the generally accepted standards of patient confidentiality and privilege and shall be performed on a "no name" basis, on the Agency's premises and, in the discretion of the Agency, in the presence of an Agency representative.

## **VI. MISCELLANEOUS**

**Section 6.1 Term of Agreement.** This agreement shall be effective for the period beginning April 1, 1978 to and inclusive December 31, 1978. However, upon failure of the Agency to work cooperatively with the Youth Board or its associated agencies (e.g., Juvenile Division, Town Justices, and Youth Bureau), or upon action which would jeopardize this agreement, upon notifying the Agency in writing, 30 prior to the date termination is to take effect.

**Section 6.2 Program/Budget Submission Form.** The Agency shall prepare and submit to the Youth Board an annual Program/Budget Submission Form. The Program/Budget Submission Form shall be submitted in such detail and substance as is satisfactory to the Youth Board. After that submission, the Agency shall cooperate with the Youth Board in preparing modifications and amendments and shall provide all additional supporting data as the Youth Board may reasonably request.

**Sect. 6.3 Mention of Town Support.** In any printed matter announcing or describing a Contract service provided or supported by the Agency, or in any product such as publication, book, catalog, film, videotape, exhibition, or similar product assisted under the terms of this agreement, the Agency shall prominently mention the Youth Board's assistance.

**Section 6.4 Copyrightable Material.** Where Agency projects supported in whole or in part by Town assistance produce original books, manuals, films, or other copyrightable material, the Agency may copyright such, but the Youth Board reserves the royalty-free, non-exclusive and irrevocable license to reproduce, publish, translate, or otherwise use, and to authorize others to publish and use, such materials.

**Section 6.5 Indemnification.** The Agency agrees and undertakes to hold the Town harmless and to indemnify the Town against any and all liabilities, claims, or damages resulting from the negligence or malpractice of the employees of the Agency or arising out of the furnishing of any mental health service. The Agency shall not be required the indemnity the Town for any liability, claim or damages arising out of the performance by any person, firm or corporation other than the Agency of any contract with any governmental agency, family service society, nursing home, or other organization engaged in providing services connected with mental health counseling, if such contract was entered into by the Agency pursuant to and consistent with the provisions of the Board, have been made with respect to the indemnification of the Town by any agency, firm or corporation contraction with the Agency pursuant to the provisions of this agreement. It is further provided that the Agency shall not be required to indemnify the Town against any liabilities, claims or damages arising out of the alleged inadequacy or insufficiency of the services and budget developed by the Agency and the Youth Baord as set forth in Paragraph 1 of this agreement. The Agency shall maintain in effect insurance policies covering such risks and in such amount and in such form as may be reasonable required from time to time by the Town.

**Section 6.6 Compliance with the Law.** The Agency shall furnish the Contract Services in compliance with all applicable Federal, State, County, and Youth Board laws, rules, and regulations.

**Section 6.7 Labor Agreements.** The Agency shall provide to the Youth Board the details of any existing labor agreement or Agency commitment for the provision of increases in personnel salaries or benefits. The Town shall not reimburse the Agency for any expenditures pursuant to such labor agreement or Agency plan which exceed the line-item budget provisions in Appendix A. The Agency shall notify the Youth Board in advance of any pending negotiations with any organization representing employees covered by this agreement with respect to terms and conditions of employment or of any Agency plan regarding such matters. Prior to any final settlement with any such organization or the implementation of any Agency plan, the Agency shall notify the Youth Board of the terms and conditions thereof. The Agency, in addition, shall provide the Youth Board with copies of all collective bargaining agreements or Agency plan covering employees providing Contract Services.

**Section 6.8 Limitation on Actions.** No action shall lie or be maintained against the Town upon any claim under this agreement or arising out of anything done in connection with this agreement unless such actions shall be commenced within 1 (one) year from the termination date of this agreement.

**Section 6.9 Workmen's Compensation and Disability Benefits.** The Agency shall comply with applicable provisions of the New York State Workmen's Compensation Law and agrees to provide evidence of compliance, in satisfactory form, to the Town.

**Section 6.10 Headings.** The headings in this agreement are inserted for convenience and reference only and shall not be used in any way to interpret this agreement.

**Section 6.11 Availability of Funds.** It is understood by and between the parties hereto that this agreement shall be deemed executory to the extent of monies available in the yearly budget of the Town of Cheektowaga as approved. No liability shall be incurred by the Town beyond such monies made available for the purpose thereof.

**Section 6.12 Fiscal Shortages.** Because the Town is uncertain of amounts which will be available for counseling services, the Town has reserved the right to reduce payments hereunder on ninety (90) days notice, and may require that the Agency prepare a spending plan. The Town hereby represents that, in the absence of violations of this agreement by the Agency, or amendment signed by each party hereto, the Town will use its best efforts to minimize reductions related to fiscal shortages arising from the non-availability of anticipated funds. In the event that the Town exercises its right to reduce amounts payable hereunder on ninety (90) days written notice, the Town will indemnify and hold harmless each member of the Board of Directors of the Agency acting in good faith, against any and all damages directly resulting from termination of contracts, commitments or obligations of the Agency, whether under leases, agreements for the purchase of goods or services or based on employment relationships, to the extent that such contract claim or commitment shall have been entered into by the Agency pursuant to this agreement in reliance on the availability of the amount of the Gross Contract Total set forth herein, provided that the Town shall be given prompt notice of and the opportunity

(8)

to control the defense against any such claim. The Agency agrees they will not enter into any contract of employment which requires greater than ninety (90) days notice of termination.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals the date first written above.

TOWN OF CHEEKTOWAGA

By:

  
Supervisor

MENTAL HEALTH SERVICES-ERIE COUNTY  
CORPORATION IV

By:

  
Executive Director

STATE OF NEW YORK )  
 COUNTY OF ERIE )  
 TOWN OF CHEEKTOWAGA)

On this        of February before me personally came Kenneth Meyers, to me known, who being by me duly sworn, deposes and says: That he resides at Cheektowaga, New York; that he is the Town Supervisor in and for the Town of Cheektowaga, who executed the foregoing contract on behalf of the Town of Cheektowaga; that the seal of the Town of Cheektowaga has been affixed to the foregoing contract; and that he has signed his name thereto pursuant to the Town Charter.

Mary Holtz  
 Notary Public, Erie County, New York

MARY HOLTZ  
 Notary Public, State of New York  
 Qualified in Erie County  
 My Commission Expires March 30, 1928

STATE OF NEW YORK )  
 COUNTY OF ERIE )  
 TOWN OF CHEEKTOWAGA)

On this 17th of February before me personally came George E. Deitz, Ph.D., to me known, who being by me duly sworn, deposes and says: That he resides at Buffalo, New York ; that he is the Executive Director of Mental Health Services - Erie County Corporation IV, the Corporation described in and which executed the foregoing contract, that the seal affixed to said contract is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that he signed his name thereto by like order.

John J. Sherman, Jr.  
 Notary Public, Erie County, New York

JOHN J. SHERMAN, JR. .  
 Notary Public, State of New York  
 Qualified in Erie County  
 My Commission Expires March 30, 1928

## APPENDIX B - PAYMENT SCHEDULE

Period Covering	Date Paid on Corporation IV Check, Vouchered, and Signed by Corporation IV ahead of Actual Payment	(No later than) Submit	Town Paid	In Person Corp IV Receives	By Mail
1/02/78 - 1/06/78	1/06/78	1/10/78	1/16/78	1/17/78	1/18/78
1/09/78 - 1/27/78	1/27/78	1/31/78	2/06/78	2/07/78	2/08/78
1/30/78 - 2/10/78	2/10/78	2/14/78	2/20/78	2/21/78	2/22/78
2/13/78 - 2/24/78	2/24/78	2/28/78	3/06/78	3/07/78	3/08/78
2/27/78 - 3/10/78	3/10/78	3/14/78	3/20/78	3/21/78	3/22/78
3/13/78 - 3/24/78	3/24/78	3/28/78	4/03/78	4/04/78	4/05/78
3/27/78 - 4/07/78	4/07/78	4/11/78	4/17/78	4/18/78	4/19/78
4/10/78 - 4/21/78	4/21/78	4/25/78	5/01/78	5/02/78	5/03/78
4/24/78 - 5/05/78	5/05/78	5/09/78	5/15/78	5/16/78	5/17/78
5/08/78 - 5/26/78	5/26/78	5/30/78	6/05/78	6/06/78	6/07/78
5/29/78 - 6/09/78	6/09/78	6/13/78	6/19/78	6/20/78	6/21/78
6/12/78 - 6/23/78	6/23/78	6/27/78	7/03/78	7/04/78	7/05/78
6/26/78 - 7/07/78	7/07/78	7/11/78	7/17/78	7/18/78	7/19/78
7/10/78 - 7/28/78	7/28/78	8/01/78	8/07/78	8/08/78	8/09/78
7/31/78 - 8/11/78	8/11/78	8/15/78	8/21/78	8/22/78	8/23/78
8/14/78 - 8/25/78	8/25/78	8/29/78	9/04/78	9/05/78	9/06/78
8/28/78 - 9/08/78	9/08/78	9/12/78	9/18/78	9/19/78	9/20/78
9/11/78 - 9/22/78	9/22/78	9/26/78	10/02/78	10/03/78	10/04/78
9/25/78 - 10/06/78	10/06/78	10/10/78	10/16/78	10/17/78	10/18/78
10/09/78 - 10/27/78	10/27/78	10/31/78	11/06/78	11/07/78	11/08/78
10/30/78 - 11/10/78	11/10/78	11/14/78	11/20/78	11/21/78	11/22/78
11/13/78 - 11/24/78	11/24/78	11/28/78	12/04/78	12/05/78	12/06/78
11/27/78 - 12/08/78	12/08/78	12/12/78	12/18/78	12/19/78	12/20/78
12/11/78 - 12/22/78	12/22/78	12/26/78	1/01/79	1/02/79	1/03/79
12/25/78 - 12/29/78	12/29/78	1/09/79	1/15/79	1/16/79	1/17/79
1/01/79 - 1/05/79	1/05/79	1/09/79	1/15/79	1/16/79	1/17/79
1/08/79 - 1/26/79	1/26/79	1/30/79	2/05/79	2/06/79	2/07/79

## APPENDIX C

Agency Name Mental Health Services - Erie County Corporation IV

Appendix C is presently know as the Contract Agencies Policy & Procedure Manual.  
Copies of the Manual have been provided to the Agency under separate cover.



Item No. 11 cont'd

Upon Roll Call....

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

Item No. 12 Motion by Councilman Wegner, seconded by Councilman Johnson

WHEREAS, many intersections within the Town of Cheektowaga contain various informational, route, warning and regulatory signs, including "No Right on Red" signs, and

WHEREAS, a concentration of these signs and the manner in which they are posted may often times be a cause of confusion for motorists, and

WHEREAS, the positioning of supplemental "No Right on Red" signs above the intersection to the right of signal faces would be to the benefit of motorists and contribute to traffic safety, NOW, THEREFORE, BE IT

RESOLVED that the New York State Department of Transportation is hereby memorialized to position supplemental "No Right on Red" signs above the traffic lanes, at New York State highway intersections, where "No Right on Red" signs are currently posted, and BE IT FURTHER

RESOLVED that a certified copy of this resolution be forwarded to A.F. Mallette, Regional Traffic Director, New York State Department of Transportation, Traffic and Safety Division, 125 Main Street, Buffalo, New York 14203.

Upon Roll Call....

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

Item No. 13 Motion by Councilman Johnson, seconded by Councilman Wegner

WHEREAS, the health, safety and welfare of low and moderate income Erie County residents is endangered by defects in their dwellings which expose them to weather or safety hazards and should be remedied as soon as possible, and

WHEREAS, the Town of Cheektowaga is one of forty municipalities participating in an Erie County-sponsored Community Development Program utilizing funds provided by the Housing and Community Development Act of 1974, and

WHEREAS, such funds may be used to finance emergency housing rehabilitation and winterization programs run by private non-profit corporations, and

WHEREAS, New York State law requires a County-wide housing rehabilitation program to be the product of municipal cooperation with technical assistance provided by the County, NOW, THEREFORE, BE IT

RESOLVED that the Town of Cheektowaga favors and endorses a County-wide cooperation effort to provide emergency home rehabilitation and winterization assistance to low and moderate income homeowners in Erie County, and BE IT FURTHER

RESOLVED that the Town of Cheektowaga requests the Erie County Community Development Program to provide technical assistance and services in developing and coordinating such emergency home rehabilitation and winterization programs to be operated by In-Home Support Services of Western New York Inc., and BE IT FURTHER

RESOLVED that the Supervisor of the Town of Cheektowaga is hereby authorized to enter into municipal cooperation agreement with the Town of Lancaster for the purpose of contracting with In-Home Support Services of Western New York, Inc. for such emergency home rehabilitation and winterization programs, and BE IT FURTHER

Item No. 13 cont'd

RESOLVED that such municipal cooperation agreements will authorize the Town of Lancaster on behalf of itself and the Town of Cheektowaga to contract with In-Home Support Services of Western New York, Inc., and to expend unanticipated Community Development Title I funds from the 1976 and 1977 program years for such emergency home rehabilitation and winterization programs, and BE IT FURTHER

RESOLVED that a certified copy of this resolution be forwarded to John Mowatt, Erie County Community Development Director, 95 Franklin Street, Buffalo, New York 14202.

Upon Roll Call....

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

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

WHEREAS, the attorney for the owner of 110 Brentwood Drive, Cheektowaga, New York is in the process of selling the parcel, and

WHEREAS, the survey of the parcel and house indicates that the house foundation is located approximately two (2) feet on a Town storm sewer easement, part of the 7 1/2 foot easement given to the Town for this storm sewer, and

WHEREAS, the Town Engineer has agreed to release that portion of the easement under the foundation in a trade-off for an additional 7 1/2 foot easement, the full length of the front and rear yards required for possible rework and maintenance area, and

WHEREAS, the sale of the parcel cannot be closed until this exchange is completed, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor on behalf of the Town Board be authorized to sign the easement release of that portion under the house foundation, and BE IT FURTHER

RESOLVED that the Town Attorney or his assistants witness the easement release and coordinate their efforts with the owner's attorney to insure that the additional easement being given to the Town is properly recorded with the Town Clerk.

Upon Roll Call....

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

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

WHEREAS, the Board of Directors of the Niagara Frontier Transportation Authority, during its meeting on February 13, 1978, authorized the conveyance of a roadway running southwesterly from Aero Drive and being known as relocated Amherst Villa Road, to the Town of Cheektowaga, and

WHEREAS, the Niagara Frontier Transportation Authority has affirmed that it will continue to maintain the traffic signal light located at the intersection of Aero Drive and relocated Amherst Villa Road, and

WHEREAS, the legal papers have been submitted, studied and accepted by the Cheektowaga Highway Department, NOW, THEREFORE, BE IT

RESOLVED that the portion of Amherst Villa Road known as relocated Amherst Villa Road, as more fully described below, be accepted as a Town Highway:

Beginning at a point in the southwesterly line of  
Aero Drive at a point in the southeasterly line of lands  
conveyed to Niagara Frontier Port Authority by deed

Item No. 15 cont'd

recorded in the Erie County Clerk's office at Liber 7332 at page 413; running thence northwesterly along the southwesterly line of Aero Drive 66' to a point in a line drawn parallel with, and 66' northwesterly from, measured at right angles thereto, the southeasterly line of lands so conveyed to the Niagara Frontier Port Authority; running thence southwesterly along said parallel line 735.04', more or less, to the northeasterly line of the right of way of Lehigh Valley Railroad Company; running thence southeasterly along the northeasterly right of way of Lehigh Valley Railroad Company 66', more or less, to the southerly corner of lands so conveyed to Niagara Frontier Port Authority; running thence northeasterly along the southeasterly line of lands so conveyed to Niagara Frontier Port Authority 729.21', more or less, to the place of beginning,

and BE IT FURTHER

RESOLVED that the Niagara Frontier Transportation Authority will continue to maintain the traffic signal light located at the intersection of Aero Drive and relocated Amherst Villa Road, and BE IT FURTHER

RESOLVED that a quit claim from the Niagara Frontier Transportation Authority to the Town of Cheektowaga in connection with the above acceptance as a Town Highway be recorded in the Erie County Clerk's Office.

Upon Roll Call....

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

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

WHEREAS, many agencies have become aware of the need for better communications among youth serving agencies, and

WHEREAS, the Cheektowaga Youth Bureau has especially been interested in the problem of Child Abuse and Neglect, and

WHEREAS, the AMVETS Hank Nowak Auxiliary #45 has expressed an interest to work along with the Cheektowaga Youth Bureau in co-sponsoring a one-day conference dealing with this serious subject, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board encourages the cooperation of the Cheektowaga Youth Bureau in working with the AMVETS Hank Nowak Auxiliary #45 in sponsoring this conference to be held on April 26th at the Sheraton East.

Upon Roll Call....

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

Item No. 17 Authorization to hold Annual North Towns Bike Brigade  
This item was withdrawn.

Item No. 18 Engineering - Readvertise for bids for Jet Rodder Machine  
This item was withdrawn.

Item No. 19 Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, the Town of Cheektowaga has contracted with the Federal Government under C.E.T.A. VI, Project #583, to hire manpower to rework various creek banks in the Town to improve flows and prevent erosion, and

Item No. 19 cont'd

WHEREAS, some heavy equipment is required for use with the manual labor hired, and

WHEREAS, Federal Revenue Sharing Funds have been allocated for this purpose, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk is directed to publish a Notice to Bidders for the furnishing of equipment and operators to work on this project, said notice to be published in the CHEEKTOWAGA EXAMINER, and BE IT FURTHER

RESOLVED that the Town Board meet on the 20th day of March, 1978 at 7:00 P.M., Eastern Standard Time, at the Town Hall, corner of 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 March 20, 1978 at 7:00 P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York for the furnishing of equipment and operators for creek bank erosion control in the Town of Cheektowaga.

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

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

No bidder may withdraw his bid within sixty (60) days after the actual date of the opening thereof.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best 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: February 27, 1978

\* \* \* \* \*

Upon Roll Call....

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

AFFIDAVITS - NEXT PAGE

AFFIDAVIT

STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF  
CHEEKTOWAGA

JAMES L. CHARTERS

being duly sworn, depose and  
saith that he is the General  
Manager of the Examiner, a  
newspaper published once a week  
in the Town of Cheektowaga,  
County of Erie, State of New  
York, and that the notice, a  
printed copy of which is an-  
nexed, has been published in the  
Examiner, one in each week,  
commencing on the 2 day of  
Mar, 1978 and ending on  
the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

Signed Mr. J. L. Charters <sup>J.C.</sup>  
Sworn to before me, on the 2  
day of Mar, 1978

Patricia H. Youngs  
Notary Public

PATRICIA H. YOUNGS  
Notary Public, State of New York  
Qualified in Erie County  
My Commission Expires March 30, 1980

**NOTICE TO BIDDERS**

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on March 20, 1978 at 7:00 P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York for the furnishing of equipment and operators for creek bank erosion control in the Town of Cheektowaga.

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

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

No bidder may withdraw his bid within sixty (60) days after the actual date of the opening thereof.

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

DATED: February 27, 1978

Item No. 20  
planting.

Highway - Notice to Bidders for furnishing of new trees for spring  
This item was withdrawn.

Item No. 21

Motion by Councilman Swiatek, seconded by Supervisor Meyers

BE IT RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for furnishing baseball equipment to the 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 TIMES, and BE IT FURTHER

RESOLVED that the Town Board will meet at 7:00 o'clock P.M., Eastern Standard Time on March 20, 1978 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 March 20, 1978 at 7:00 p.m., Eastern Standard Time at the Town Hall, corner of Broadway and Union Road, for baseball equipment.

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, Councilmen Swiatek, Johnson, Dux, Kaczmarek,  
Burst and Wegner  
NAYES: 0  
ABSENT: 0

AFFIDAVITS - NEXT PAGE

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

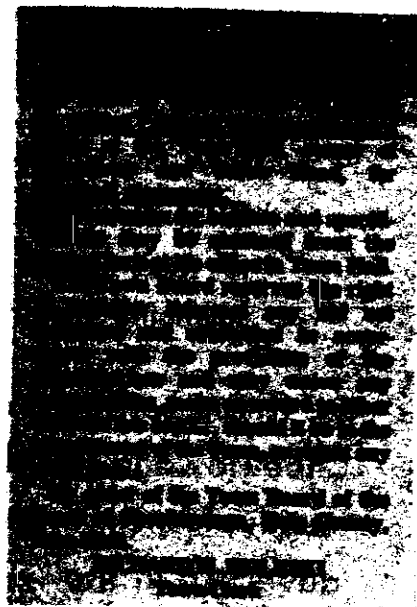
*Gladys M. Sechster*, of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
.....*Clerk*..... of the Cheek-  
towaga Times, a public newspaper published  
weekly in said town; that the notice, of which  
the annexed printed slip, taken from said news-  
paper is a copy, was inserted and published in  
said paper once a week for .....*1*..... weeks:  
first publication *March 2, 1978*..... ;  
last publication *March 2, 1978*..... ;  
and that no more than six days intervened be-  
tween publications.

*Gladys M. Sechster*  
Sworn to before me this .....*3rd*.....  
day of .....*March*....., 19*78*.....  
.....*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*79*





Item No. 22      Engineering - Award of bid for tractor with loader  
This item was withdrawn.

Item No. 23      Motion by Councilman Johnson, seconded by Councilman Kaczmarek

BE IT RESOLVED that Change Order No. 2, Contract #1, Northeast Interceptor Project of the Sewer District #5 Water Pollution Control Program in the amount of \$42,840.00 as a deduction to the contract of Amadori Construction Company, Inc., and BE IT FURTHER

RESOLVED that the Supervisor is hereby authorized to sign said Change Order on behalf of the Town of Cheektowaga Sewer District #5.

Upon Roll Call....

AYES:              Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,  
Burst and Wegner

NAYES:            0

ABSENT:           0

Item No. 24      Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, land developers must install water mains along the right-of-ways of new subdivisions, and

WHEREAS, fire hydrants must be installed by the subdivisions before the Erie County Water Authority accepts these water main extensions as part of their water transmission system, NOW, THEREFORE, BE IT

RESOLVED that permission is hereby granted to the land developer to install eleven (11) hydrants in the South Line Fire District No. 10. The hydrant locations are approved by Stanley Przybyl, Chief of South Line Fire Company. The approved locations are in the Cathedral Heights Subdivision as shown on Map Cover 2392.

Two (2) on Jerome Drive	(1) adjacent to Sublot #142
	(2) adjacent to Sublot #155

Eight (8) on Barbados Drive	(1) adjacent to Sublot #45
	(2) adjacent to Sublot #54
	(3) adjacent to Sublot #70
	(4) adjacent to Sublot #15
	(5) adjacent to Sublot #23
	(6) adjacent to Sublot #30
	(7) adjacent to Sublot #36
	(8) adjacent to Sublot #61

One (1) on Woodgate Drive	(1) adjacent to Sublot #104
---------------------------	-----------------------------

Upon Roll Call....

AYES:              Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,  
Burst and Wegner

NAYES:            0

ABSENT:           0

Item No. 25      Motion by Councilman Wegner, seconded by Councilman Johnson

WHEREAS, continous complaints have been received by the Town Board about the condition of property located at 188 Hyland Avenue, in the Town of Cheektowaga, New York and according to the Assessor's Office records is owned by Albert M. Morgan,                      , Depew, New York 14043, and

WHEREAS, these conditions require that some positive steps be taken to rectify them by boarding over the unsafe structure to prevent the premises from becoming a hazard to the health and safety of others, NOW, THEREFORE, BE IT

RESOLVED that pursuant to Section 1, Subdivision 2D of the Town of Cheektowaga Building Code that the boarding up and securing of this structure be commenced by the Town and any cost be assessed against the landowner hereinbefore described.

Item No. 25 cont'd

Upon Roll Call....

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

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

BE IT RESOLVED that permission is hereby given to New York State Electric & Gas Corporation to install 1 - 7000 lumen mercury lamp (pole 2-1, L-2038) on Southern Parkway, in the Town of Cheektowaga, at an annual increase of \$50.00 according to the attached proposal, which is hereby made a part of this resolution.

\* See next page for proposal.

October 20, 1977

STREET LIGHTING PROPOSAL  
TOWN OF CHEEKTOWAGA

Southern Parkway

Install 1 - 7000 lumen mercury lamp @ \$50.00 ea. ----- \$50.00  
(Pole 2-1, L-2038) - new pole to be installed  
between house #41 and #45

ANNUAL INCREASE ----- \$50.00

NEW YORK STATE ELECTRIC & GAS CORPORATION

Item No. 26 cont'd

Upon Roll Call....

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

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

Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, the Town of Cheektowaga is pursuing a program of erosion control in conjunction with CETA Title VI Projects 386 and 583, and

WHEREAS, the Town needs to retain the services of a consultant for lay-out design and supervision of the construction work to be undertaken, NOW, THEREFORE, BE IT

RESOLVED that the consulting firm of Merriman Conservation Consultants, Inc. be and hereby is engaged to perform said layout design and supervision of the construction work, and BE IT FURTHER

RESOLVED that the retainer fee to be charged, which is not to exceed \$20,000.00 and the scope of service shall be in accordance with the proposal of Merriman Conservation Consultants, Inc., dated February 23, 1978, and BE IT FURTHER

RESOLVED that the Supervisor on behalf of this Town Board will sign an agreement with said consultant for these services, and BE IT FURTHER

RESOLVED that said fee shall be charged against the REVENUE SHARING BUDGET for EROSION CONTROL 1978.

Upon Roll Call....

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

Item No. 28 Motion by Councilman Swiatek, seconded by Supervisor Meyers

BE IT RESOLVED that the following named people be reappointed to the Cheektowaga Youth Board:

Ciro Gerace  
, 14227  
Term to expire December 31, 1981

John Sutton  
, 14225  
Term to expire December 31, 1979

Peggy State  
, 14215  
Term to expire December 31, 1981

Upon Roll Call....

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

Item No. 29 Appointment of Community Development Coordinator  
This item was withdrawn.

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

WHEREAS, a vacancy currently exists in the Cheektowaga Police Department for the position of "Police Lieutenant", and

WHEREAS, Detective John Schaller appears first on the Erie County Civil Service List of eligibles for said position, NOW, THEREFORE, BE IT

RESOLVED that Detective John Schaller be and hereby is appointed to the position of "Police Lieutenant", at a salary in accordance with the current bargaining agreement between the Town of Cheektowaga and the Captains and Lieutenants Association; said appointment effective immediately.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek, Burst and Wegner

NAYES: 0

ABSENT: 0

Item No. 31 Motion by Supervisor Meyers, seconded by Councilman Dux

WHEREAS, a vacancy currently exists in the Cheektowaga Police Department for the position of "Police Captain", and

WHEREAS, Lt. Henry Kempinski appears first on the Erie County Civil Service list of eligibles for said position, NOW, THEREFORE, BE IT

RESOLVED that Lt. Henry Kempinski be and hereby is appointed to the position of "Police Captain", at a salary in accordance with the current bargaining agreement between the Town of Cheektowaga and the Captains and Lieutenants Association; said appointment effective immediately.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek, Burst and Wegner

NAYES: 0

ABSENT: 0

Item No. 32 Motion by Councilman Burst, seconded by Councilman Kaczmarek

WHEREAS, a vacancy presently exists in the Central Garage for the position of "Laborer", and

WHEREAS, said position has been posted in accordance with the bargaining agreement between Local 1026, AFL-CIO and the Town of Cheektowaga for a period of ten (10) working days, NOW, THEREFORE, BE IT

RESOLVED that Leonard Dux, currently a laborer in the Sanitation Department, be and hereby is transferred to the Central Garage to fill the existing "Laborer" vacancy in that Department, at a salary in accordance with the above mentioned agreement, said transfer effective immediately.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek, Burst and Wegner

NAYES: 0

ABSENT: 0

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

WHEREAS, funds are presently available under the Comprehensive Employment and Training Act of 1973, Special Projects, Title VI funds, and

WHEREAS, because of the accelerated hiring requirements by the Department of Labor, and

WHEREAS, the Town Board meeting of February 20, 1978 has been postponed until the 27th, NOW, THEREFORE, BE IT

Item No. 33 cont'd

RESOLVED that John Tokar and Thomas Lewis are hereby hired in the Engineering Department as Laborers, Project #302, at a salary of \$4.8583/hour, and BE IT FURTHER

RESOLVED that John Tokar of , Springville, New York 14141 be hereby appointed as of February 13, 1978 and Thomas Lewsi of , Cheektowaga, New York 14225 be appointed effective February 21, 1978.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek, Burst and Wegner

NAYES: 0

ABSENT: 0

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

WHEREAS, funds are presently available under the Comprehensive Employment and Training Act of 1973, and

WHEREAS, the Town of Cheektowaga has entered into a consortium agreement with the County of Erie and the Town of Tonawanda, and

WHEREAS, the Federal Government and Department of Labor has granted thru the Consortium Special Projects, Title VI funds, NOW, THEREFORE, BE IT

RESOLVED that the following persons be and hereby are hired under the position listed below, for a period of the contract duration, at a salary rate as specified, starting date established by the department head:

Laborers in the Engineering Dept., Project 301, at a rate of \$4.8583/hour

Combs, Robin Clarence, N.Y. 14031

Stevens, James , Cheek., N.Y. 14225

Laborer in the Highway Dept., Project #583, at a rate of \$4.8583/hour

Reformat, Michael , Depew, N.Y. 14043

(Replacement for Larry Huff)

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek, Burst and Wegner

NAYES: 0

ABSENT: 0

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

WHEREAS, funds are presently available under the Comprehensive Employment and Training Act of 1973, Title II, NOW, THEREFORE, BE IT

RESOLVED that the following be and ehreby are hired under the position listed below, at a salary rate as specified, starting date established by the department head:

Rodman in the Engineering Dept. at a salary of \$4.8583/hour

Borkowski, Henry A. , Cheek., N.Y. 14225

Clerk-Typist in the Lancaster School System at a salary of \$8562.24/year

Gardner, Betty , Depew, N.Y. 14043

Item No. 35 cont'd

Jr. Career Trainee in the Lancaster School System at a salary of \$9147.58/year

Christy, Nancy

14227

Cheek., N.Y.

Cashier in the Village of Depew at a salary of \$6200.00/year

Lewandowski, Camille

, Depew, N.Y. 14043

Upon Roll Call....

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

Item No. 36A Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, Robert Kapron of , Cheektowaga, New York 14225, has been hired under the Comprehensive Employment and Training Act of 1973, Title II, NOW, THEREFORE, BE IT

RESOLVED that the title of Robert Kapron be changed from Jr. Career Trainee to Junior Accountant at an annual salary of \$11,400.00 a year, effective February 27, 1978.

Upon Roll Call....

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

Item No. 36B Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, Paula Stevens of , Cheektowaga, New York 14043, has been hired under the Comprehensive Employment and Training Act of 1973, Title II, NOW, THEREFORE, BE IT

RESOLVED that the title of Paula Stevens be changed from Motor Vehicle Registration Clerk to Motor Vehicle Cashier at an annual salary of \$9956.00/year, Grade 6, Step 1, and said appointment is retroactive to February 7, 1978.

Upon Roll Call....

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

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

WHEREAS, Peter Kreavy residing at , Cheektowaga, New York 14227 has been hired under the Comprehensive Employment and Training Act of 1973, Title VI, as a Laborer in the Maryvale School System, NOW, THEREFORE, BE IT

RESOLVED that Mr. Peter Kreavy be transferred to the position of Laborer in the Highway Department effective immediately.

Upon Roll Call....

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



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

BE IT RESOLVED that Kathleen Stachewicz of , Depew, New York, be and hereby is granted a maternity leave of absence, without pay, from her position as Recreation Attendant in the Recreation Department, for a period of six (6) months, commencing on March 7, 1978.

Upon Roll Call....

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

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

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 Arthur Falk and Dennis Turkasz, Wastewater Treatment Plant Operator Trainees, be and hereby are authorized to attend the required training school at State University College at Buffalo during the period of March 6 thru March 17, 1978 with all legal expenses to be reimbursed by the Town and said legal expenses to include a \$300.00 tuition fee and mileage not to exceed \$25.00 and meals not to exceed \$30.00 for each employee.

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

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

WHEREAS, Edward Brayer, residing at , Cheektowaga, New York, 14215 has been hired under the Comprehensive Employment and Training Act of 1973, Title II, as a Junior Career Trainee, and

WHEREAS, said employee has been absent from work due to illness, NOW, THEREFORE, BE IT

RESOLVED that Edward Brayer be and hereby is granted sick leave with pay not to exceed fifteen (15) working days retroactive to February 13, 1978.

Upon Roll Call....

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

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

BE IT RESOLVED that Patrick McPoland of , Cheektowaga, New York be hired by the Cheektowaga Recreation Department to assist in supervising the winter school Recreation program at the Maryvale schools, at the rate of \$3.00 per hour, to fill a vacant position, effective immediately.

Upon Roll Call....

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

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

RESOLVED that Mary Jane Marquart, of , Depew, New York, be hired as a Clerk part-time in the office of Town Health Officer, to be called as needed, at a salary of \$22.00 per day, effective immediately.

Item No. 42 cont'd

Upon Roll Call....

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

Item No. 43 Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, final plans and specifications were required for the Nandale Drive and Veterans Place Storm Sewer Extension of the St. Felix Drainage Project, said project being in conformance with the program of Town wide drainage improvements, and

WHEREAS, the engineering firm of Nussbaumer & Clarke, Inc. of Buffalo, New York has prepared the necessary plans and specifications when authority was received from the U.S. Department of Commerce Economic Development Administration to apply underrun funds of the St. Felix Project, Part II toward the extensions, and

WHEREAS, the scope of services and fees charged for the preparations of plans and specifications, field work and inspection are noted in a letter from Nussbaumer & Clarke, Inc. dated February 22, 1978 in the sum of \$9,600.00, NOW, THEREFORE, BE IT

RESOLVED that the voucher of Nussbaumer & Clarke, Inc., in the sum of \$9,600.00 be herein now be authorized to be paid, which amount had been submitted to the Economic Development Administration in the Town Engineer's letter of August 19, 1978, and which amount was approved under EDA-LPW Project No. 01-51-03603.

Upon Roll Call....

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

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

BE IT RESOLVED that funds in the amount of \$2,000.00 be transferred from account No. A.3310.225 (Traffic Control-Signal Lights) to account No. A.3120.457 (Police-Special Investigations).

Upon Roll Call....

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

IV. DEPARTMENTAL COMMUNICATIONS

Item No. 45 Petition from Civil Service Employees to be recognized as "Assoc. of Civil Service Employees"  
Referred to John V. Rogowski, Town Attorney.

Item No. 46 Building Permits  
Received and Filed.

Item No. 47 Supervisor's Statement of Funds  
Received and Filed.

Item No. 48 Health report for January, 1978  
Received and Filed.

Item No. 49 Minutes of Cheektowaga Library Board  
Received and Filed.

V. GENERAL COMMUNICATIONS

Item No. 50 N.Y.S. Dept. of Environmental Conservation - letter regarding  
occurrence in Sewer District #3  
Referred to John V. Rogowski, Town Attorney.

Item No. 51 Letter from N.Y.S. Department of Transportation regarding installa-  
tion and maintenance of traffic signal on Union at Town Hall  
Received and Filed.

Item No. 52 Richard Slisz, legislator - copy of resolution regarding Child  
Abuse and Neglect  
Received and Filed.

Item No. 53 E.C. Department of Health - Notice of Public Hearing to consider  
changes in E.C. Sanitary Code  
Received and Filed.

Item No. 54 Letter from Forks Fire District #3 regarding deposit of flammable  
liquid into sewer system  
Received and Filed.

Item No. 55 Pamphlet from Cornell University regarding workshop for recently  
elected government officials  
Received and Filed.

Item No. 56 NOTICE OF CLAIM - Irving M. Shuman vs Town of Cheektowaga and County  
of Erie  
Received and Filed.

Item No. 57 L. Meyers, Committeeman, 93rd District - wishes to speak at Town  
Board Meeting regarding parking restrictions on Nokomis Pkwy., and standing water  
and low spots in pavement.  
Received and Filed.

VI. SUSPENSION OF RULES

Motion by Councilman Johnson, seconded by Councilman Burst  
to suspend the rules to include the following items.

Upon Roll Call....

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

Item No. 58 Retain firm for professional planning services for Walden Avenue  
Commercial Revitalization Program

WHEREAS, the Town of Cheektowaga is committed to a program of  
commercial revitalization on Walden Avenue in the Town of Cheektowaga, and

WHEREAS, the firm of Stuart Alexander & Associates prepared an  
application for submission to the County of Erie for a program of commercial  
revitalization along Walden Avenue in the amount of \$281,687, and

Item No. 58 cont'd

WHEREAS, the Town of Cheektowaga received a \$200,000 Economic Development grant from the County of Erie from the revitalization of Walden Avenue, and

WHEREAS, the grant provides for fees for technical planning and design services, and

WHEREAS, the Town's Community Development Block Grant application for fiscal year 1978-79 allocates \$73,518.30 for the continuation of the Walden Avenue commercial revitalization project, and

WHEREAS, the commercial revitalization program for Walden Avenue is coordinated and reviewed monthly by the Walden Avenue Taxpayers Association and the Walden Avenue Revitalization Committee, NOW, THEREFORE, BE IT

RESOLVED that the firm of Stuart Alexander & Associates be retained to complete professional planning and design services for the Walden Avenue commercial revitalization project at a fee of \$17,600, and BE IT FURTHER

RESOLVED that the fee of \$17,600 will be drawn from the \$200,000 Economic Development Grant received from the County of Erie.

Upon Roll Call....

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

Item No. 59 Request AMTRAK for a terminal to provide services in Cheektowaga

WHEREAS, AMTRAK is an important and vital public transportation facility servicing the Western New York area and the State of New York in general, and

WHEREAS, the AMTRAK enterprise is holding hearings for public input regarding locations for proposed terminals to best serve and accommodate the public in its use of said transportation facilities, and

WHEREAS, a location in the Town of Cheektowaga for such terminal may be considered as beneficial to the residents and businessmen of the Town, as well as for the benefit of the AMTRAK enterprise, NOW, THEREFORE, BE IT

RESOLVED that the Town Board of Cheektowaga hereby requests and recommends that a terminal for AMTRAK passenger service and accommodations be located in the Town of Cheektowaga, and BE IT FURTHER

RESOLVED that a terminal be located in the Town provided that the proposed sites do not unduly interfere with the normal activity and repose of the surrounding area or to the Town at large.

Upon Roll Call....

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

Item No. 60 Motion by Councilman Swiatek, seconded by Supervisor Meyers to adjourn the meeting in memory of Officer Francis Gabryszak and Officer Frank Nowicki.

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 6th day of March, 1978 at 7:00 o'clock P.M., Eastern Standard Time, there were:

PRESENT: Supervisor Kenneth J. Meyers  
Councilman Thomas M. Johnson, Jr.  
Councilman Frank J. Dux  
Councilman George Kaczmarek  
Councilman Donald J. Wegner

ABSENT: Councilman Frank E. Swiatek  
Councilman James R. Burst

Also present were: Richard M. Moleski, Town Clerk; Robert Miller, Deputy Town Attorney; Ronald Marten, Building and Plumbing Inspector; Ronald Zoeller, Working Foreman in the Sanitation Department; Sal LaGreca, Assistant Manpower Program Director I; Ray Matot, Superintendent of Buildings & Grounds; Ed Leak, Recreation Director; Julia Reinstein, Town Historian; Dr. Louis Vendetti, Town Health Officer.

I. RESOLUTIONS

Item No. 2 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, since the last Town Board meeting of February 27, 1978, another conference was held by various municipal officials relative to proposed sites for a manned Amtrak passenger terminal facility, and

WHEREAS, it appears that the most favorable locations would be in the following areas: Town of Cheektowaga, in the vicinity of Dick Road and Broadway, downtown Buffalo and a site in Niagara Falls, New York, and

WHEREAS, it appears that the Town of Cheektowaga site would most likely be the least expensive and most readily available at the present time, now, therefore, BE IT

RESOLVED that the Town Board hereby recommends that the proposed Cheektowaga site, in the vicinity of Dick Road and Broadway, be established as a site for a manned passenger terminal for an Amtrak transportation facility, and BE IT FURTHER

RESOLVED that in the event the Cheektowaga site is not finally considered, that the downtown Buffalo site and the Niagara Falls, New York site be considered for a manned Amtrak passenger terminal facility.

Upon Roll Call....

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

Item No. 3 Authorization for Supervisor to sign Easement Agreement relative to storm sewer repairs.  
Item Withdrawn.

Item No. 4 Motion by Supervisor Meyers, seconded by Councilman Wegner

WHEREAS, the Western New York Chapter of the March of Dimes is holding its 6th Annual North Towns Bike Brigade on Sunday, April 30th beginning at 9:00 a.m. at the Eastern Hills Mall, and

Item No. 4 Cont'd.

WHEREAS, the Western New York Chapter of the March of Dimes has requested approval of the route through the Town from the Cheektowaga Police Department and the Erie County Sheriff's Department, and are now requesting approval of said route by the Town Board, and

WHEREAS, the March of Dimes is covered by a Comprehensive Liability Insurance policy, now, therefore, BE IT

RESOLVED, that the Town Board of the Town of Cheektowaga hereby approves and gives permission for the Bike Brigade to travel over the route through the Town.

Upon Roll Call....

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

Item No. 5 Create position of "Auto body Repairman" in the Central Garage.  
Item Withdrawn.

Item No. 6 Appointment to position of "Auto body Repairman" in the Central Garage.  
Item Withdrawn.

Item No. 7 Motion by Councilman Dux, seconded by Councilman Johnson

WHEREAS, this Town Board duly held a public hearing on the 27th day of February, 1978 to consider the advisability of adoption of a proposed amendment 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 IX

Speed Regulations

Section 76.70 - Applicable Speed Regulations - is amended by adding thereto the following:

Ten (10) mile per hour speed limit in the following locations:

From main entrance of the rear parking lot of the Town Hall, through the parking lot, to the end of the back service road at the Sanitation Department and Central Garage building.

From beginning of service road from Sanitation Department and Central Garage building westerly to the north-south front service road, through the parking area at the rear of the Police and Court Building to the entrance of the rear parking lot of the Town Hall.

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.

Item No. 7 Cont'd.

(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 CHEEKTOWAGA TIMES, a newspaper published in this Town, and a printed copy thereof shall be posted on the signboard maintained by the Town Clerk pursuant to Subdivision 6 of Section 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 Johnson, Dux, Kaczmarek and Wegner
NAYES:	0
ABSENT:	Councilmen Swiatek and Burst

AFFIDAVIT-NEXT PAGE

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  
..... *Clara* ..... 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 9, 1978* .....;  
last publication..... *March 9, 1978* .....;  
and that no more than six days intervened be-  
tween publications.

*Gladys M. Sechster*

Sworn to before me this ..... *10th* .....

day of ..... *March* ....., 19 *78* .....

..... *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 *79*



The following information was obtained from the records of the [redacted] Department of the [redacted] State of [redacted].

[The remainder of the page contains extremely faint, illegible text.]

Page One

Item No. 8      Motion by Supervisor Meyers, seconded by Councilman Dux

WHEREAS, a resolution was adopted by the Town Board at a regular meeting held on January 16, 1978 directing the Town Clerk to advertise for bids for seven (7) portable radio transceivers and accessories for use in the Cheektowaga Police Department; said bids to be opened on February 6, 1978, and

WHEREAS, no bids were received on the scheduled date of February 6, 1978, and

WHEREAS, a request has been made by the Acting Chief of Police that said seven (7) portable radio transceivers and accessories be rebid, now, therefore, BE IT

RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of seven (7) portable radio transceivers and accessories for the Cheektowaga Police Department. Information for bidders and specifications may be obtained from the Town Clerk's Office located in the Town Hall, Broadway and Union Road, Cheektowaga, New York; said Notice to be published in the CHEEKTOWAGA EXAMINER, and BE IT FURTHER

RESOLVED that the Town Board will meet at 7:00 p.m. on March 20, 1978 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 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 March 20, 1978 for the furnishing of seven (7) portable radio transceivers and accessories for the Cheektowaga Police Department. Information for bidders and specifications may be obtained from the Town Clerk's Office located in the Town Hall, Broadway and Union Road, Cheektowaga, New York.

\_\_\_\_\_  
RICHARD M. MOLESKI  
Town Clerk

DATED: March 6, 1978

\* \* \* \* \*

Upon Roll Call....

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

AFFIDAVIT-NEXT PAGE

**AFFIDAVIT**

**STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF  
CHEEKTOWAGA**

**JAMES L. CHARTERS**

being duly sworn, deposeth and saith that he is the General Manager of the Examiner, a newspaper published once a week in the Town of Cheektowaga, County of Erie, State of New York, and that the notice, a printed copy of which is annexed, has been published in the Examiner, one in each week, commencing on the 9 day of Mar, 1978, and ending on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

**LEGAL NOTICE  
NOTICE TO BIDDERS**

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga at a meeting thereof to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York at 7:00 p.m. Eastern Standard Time on March 20, 1978 for the furnishing of seven (7) portable radio transceivers and accessories for the Cheektowaga Police Department. Information for bidders and specifications may be obtained from the Town Clerk's Office located in the Town Hall, Broadway and Union Road, Cheektowaga, New York.  
Dated: March 6, 1978  
RICHARD M. MOLESKI  
Town Clerk

Signed James L. Charters  
Sworn to before me, on the 9  
day of Mar, 1978  
Patricia H. Youngs  
Notary Public

PATRICIA H. YOUNGS  
Notary Public, State of New York  
Qualified in Erie County  
My Commission Expires March 30, 1980.

Item No. 9      Motion by Supervisor Meyers, seconded by Councilman Johnson

BE IT RESOLVED that portions of the following named highways, as more particularly described in the letter of the Highway Superintendent attached hereto and made a part hereof, be accepted into the town system of highways as set forth in the letter:

MARTINIQUE DRIVE (a portion thereof)

NORTH SEINE DRIVE (a portion thereof)

STUB (NO NAME)

and BE IT FURTHER

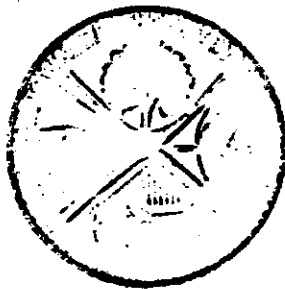
RESOLVED, that the Town Attorney's Office be and hereby is directed to record the Deed in connection with the above acceptance in the Erie County Clerk's Office.

\*See next page.

**ALFRED F. WNEK**  
SUPERINTENDENT

OFFICE: 683-4775

ROBERT KARASZEWSKI  
Deputy Superintendent



**TOWN OF CHEEKTOWAGA**  
ERIE COUNTY, NEW YORK

OFFICE OF  
SUPERINTENDENT OF HIGHWAYS  
3145 UNION ROAD  
CHEEKTOWAGA, NEW YORK 14227

March 3, 1978

Honorable Kenneth J. Meyers, Supervisor  
Honorable Town Board Members  
Town Hall, Cheektowaga, New York

RE: Acceptance of part of  
Martinique Drive, Part of  
North Seine Dr. & Stub (No  
Name)

Gentlemen:

The Highway Engineer and I have inspected Martinique Drive.  
North Seine Drive and Stub (No Name) and find that it meets our  
specifications, as well as those set forth by the Building Inspector's  
Office and Town Engineer.

MARTINIQUE DRIVE - 1108 feet fronting part of subplot 81 thru  
110 inclusive, as well as sublots 40 and 41.

NORTH SIENE DRIVE - 289 feet fronting sublots 36 thru 41  
and part of subplot 42.

STUB (NO NAME) - 113.40 feet long by 60 feet wide.

A tree must be planted by the bulder in front of each house,  
as per Town Highway requirements.

As the pavement meets specifications and a bond and deed are  
on file, I recommend acceptance of Martinique Drive (only portion  
state above), part of North Seine Drive and Stub into the town  
system of highways.

Very truly yours,  
TOWN OF CHEEKTOWAGA

*Alfred F. Wnek*  
per *Ind.*

Alfred F. Wnek  
Superintendent of Highways

**RECEIVED**

AFW/mss

Copies: Mr. C. L. Bryan - Town Engineer  
Mr. R. Marten - Bldg. Inspector  
Mr. Richard Moleski - Town Clerk  
Mr. John Rogowski - Town Attorney  
Mr. T. Skowron - Highway Engineer  
Files

MAR 3 1978

Richard M. Moleski, Town Clerk

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

Item No. 9 Cont'd.

Upon Roll Call.....

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

Item No. 10 Motion by Councilman Kaczmarek, seconded by Councilman Dux

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 1978. 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 TIMES, and BE IT FURTHER

RESOLVED that the Town Board will meet at 7:00 p.m., March 20, 1978, for the purpose of 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 Cheektowaga Town Board, on March 20, 1978 at 7:00 P.M. at the Town Hall, corner of Broadway and Union Roads, Town of Cheektowaga, New York for the purpose of furnishing of new trees for the 1978 spring planting.

Specifications for new trees, may be picked up at the office of the Superintendent of Highways, Alfred F. Wnek, located at 3145 Union Road, Town of Cheektowaga, New York.

NON-COLLUSION forms must be signed and submitted with each bid.

\_\_\_\_\_  
RICHARD MOLESKI, Town Clerk  
Town of Cheektowaga, New York

DATED: March 6, 1978  
PUBLISHED: March 9, 1978

\* \* \* \* \*

Upon Roll Call.....

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

AFFIDAVIT-NEXT PAGE

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

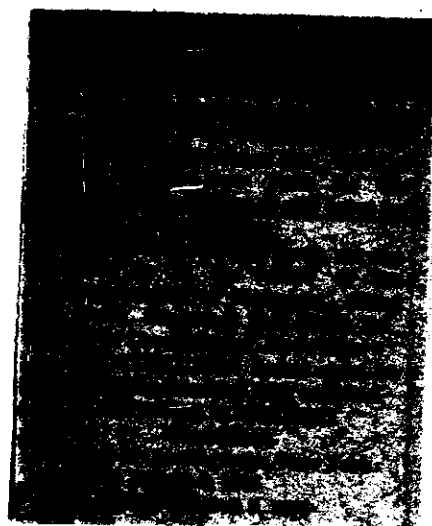
Gladys M. Seichter, of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
..... Clerk ..... of the Cheek-  
towaga Times, a public newspaper published  
weekly in said town; that the notice, of which  
the annexed printed slip, taken from said news-  
paper is a copy, was inserted and published in  
said paper once a week for ..... 1 ..... weeks:  
first publication..... March 9, 1978 ..... ;  
last publication..... March 9, 1978 ..... ;  
and that no more than six days intervened be-  
tween publications.

Gladys M. Seichter  
Sworn to before me this ..... 10th .....  
day of ..... March ....., 19..... 78 .....  
..... 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, 1979

10/10/1941





Item No. 11      Motion by Councilman Kaczmarek, seconded by Councilman Dux

BE IT RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of quantities of road materials such as stone, asphalt, winter mix, road oil, plant mixed concrete, etc. for use in the Cheektowaga Highway Department. Information for bidders and specifications may be obtained from the office of the Superintendent of Highways, 3145 Union Road, Cheektowaga, New York; said Notice to be published in the CHEEKTOWAGA EXAMINER, and BE IT FURTHER

RESOLVED that the Town Board will meet at 7:00 p.m. on March 20, 1978 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

NOTICE IS HEREBY GIVEN, in compliance with Section 103 of the General Municipal Finance Law, that the Town of Cheektowaga will receive proposals for seasonal requirements at the Town Board meeting of March 20th, 1978 at 7:00 P.M. Seasonal requirements as follows:

STONE	-- various sizes
ASPHALT	-- plant mix, blacktop - various sizes
WINTER MIX	-- plant mixed all weather stockpile patching material - various sizes
ROAD OIL	-- liquid and tar penetration and surface treating - various sizes
PLANT MIXED CONCRETE	-- various sizes, bulk and bagged
TOPSOIL	-- regular and shredded
CONCRETE BLOCKS, CEMENT, MORTAR, GRAVEL AND GRIT	

Pick up by the Town Highway trucks within a 15 mile distance.

Information for bidders and specifications may be obtained from ALFRED F. WNEK, Superintendent of Highways, at his office located at 3145 Union Road, Cheektowaga, New York. Proposals must be enclosed and sealed in opaque envelopes plainly marked "SEALED BID FOR SEASONAL ROAD MATERIALS FOR THE TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT." Non-collusion forms must be signed and submitted with bids. The Superintendent of Highways may reject any or all bids submitted.

SIGNED \_\_\_\_\_

RICHARD M. MOLESKI  
TOWN CLERK

DATED:        March 1, 1978  
PUBLISHED:   March 9, 1978

\* \* \* \* \*

Upon Roll Call....

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

AFFIDAVIT-NEXT PAGE

# AFFIDAVIT

STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF  
CHEEKTOWAGA

**JAMES L. CHARTERS**

being duly sworn, deposeth and saith that he is the General Manager of the Examiner, a newspaper published once a week in the Town of Cheektowaga, County of Erie, State of New York, and that the notice, a printed copy of which is annexed, has been published in the Examiner, one in each week, commencing on the 9 day of Mar, 1978 and ending on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

Signed James L. Charters  
Sworn to before me, on the 9  
day of Mar, 1978

Patricia H. Youngs  
Notary Public

PATRICIA H. YOUNGS  
Notary Public, State of New York  
Qualified in Erie County  
My Commission Expires March 30, 1980

**LEGAL NOTICE TO BIDDERS**  
NOTICE IS HEREBY GIVEN, in compliance with Section 103 of the General Municipal Finance Law, that the Town of Cheektowaga will receive proposals for seasonal requirements of the Town Board meeting of March 20th, 1978 at 7:00 P.M. Seasonal requirements as follows:

STONE-various sizes  
ASPHALT-plant mix, blocktop various sizes  
WINTERMIX-plant mixed or weather stockpile patching material-various sizes  
ROAD OIL-liquid and tar penetration and surface treating-various sizes  
PLANT MIXED CONCRETE-various sizes, bulk and bagged  
TOPSOIL-regular and shredded  
CONCRETE BLOCKS, CEMENT, MORTAR, GRAVEL AND GRIT

Pick up by the Town Highway trucks within a 15 mile distance. 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 "SEALED BID FOR SEASONAL ROAD MATERIALS FOR THE TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT." Non-collusion forms must be signed and submitted with bids. The Superintendent of Highways may reject any or all bids submitted.  
DATED: March 1, 1978  
Richard M. Matusik  
Town Clerk

Item No. 12      Motion by Councilman Dux, seconded by Supervisor Meyers

WHEREAS, bids were received by this Town Board on February 27, 1978 for the Demolition of the 97 foot Smoke Stack at the obsolete Incinerator Plant of the Town of Cheektowaga, AND

WHEREAS, the bids were referred to the Town Engineer for analysis, tabulation and report, AND

WHEREAS, said analysis, tabulation and report is noted in a letter dated March 2, 1978 and is attached and considered part of this resolution, NOW, THEREFORE, BE IT

RESOLVED that the contract for the Demolition of the Smoke Stack be awarded to International Chimney Corporation, 55 S. Long Street, Buffalo, New York 14221 for submitting the lowest responsible bid in the amount of \$11,431.00.

\*See next two (2) pages.



## **Town of Cheektowaga**

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

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

March 2, 1978

TO THE SUPERVISOR AND  
HONORABLE TOWN BOARD MEMBERS  
TOWN OF CHEEKTOWAGA

RE: Bids for Demolition of a  
97 Foot High Smoke Stack

GENTLEMEN:

At the Regular Town Board Meeting of February 27, 1978 bids were received and publicly read for the Demolition of a 97 Foot High Smoke Stack at the obsolete Incinerator Building in the Town of Cheektowaga. Five (5) bids were received and are as follows:

<u>BIDDER</u>	<u>ITEM I</u>	<u>ITEM II</u>
International Chimney Corp.	\$11,431.00	\$11,311.00
Furnco Const. Corp.	\$18,700.00	\$17,900.00
Ajax - Smith Inc.	\$19,920.00	\$16,550.00
Northern States Contracting Co., Inc.	\$57,000.00	\$56,000.00
Amherst Construction Co.	\$64,448.00	\$62,948.00

All bidders have submitted the proper Bid Deposit checks or Bid Bonds and the Insurance Certifications.

Item I of the Bid Proposal required the contractor to remove all debris from the site and Item II required the contractor to move all the debris to a site behind the Highway Department Garage chosen by Mr. Wnek to be used as hard fill for some of his projects.

The low bidder was contacted to verify the low bid and question the wide range of bids. He quoted the following:

- 1) He stated that he is familiar with our chimney as he has inspected it twice previously in our attempts to write demolition specifications, once in 1972 and in 1977.

TO THE SUPERVISOR AND  
TOWN BOARD MEMBERS

March 2, 1978  
Page 2

- 2) He also stated that he inspected it again for this Bid Proposal and expects that he can use the stack as his scaffolding support and still comply to O.S.H.A. regulations.
- 3) The low bidder revealed that one or more winters of deterioration at the top will make it impossible to use the stack as a support for demolition per O.S.H.A. rules.
- 4) The high bidders did not know of the condition at the top and bid ground up exterior scaffolding for the total height of the stack per O.S.H.A. rules.
- 5) The low bidder stated that he sharpened his pencil for this bid as he needs the spring work. July bidding of this year would be in the \$15,000 range and next year in the \$50,000/60,000 range due to change in scaffolding.

Mr. Fred Wnek of the Highway Department has stated that due to the small difference of \$120.00 between Item I and Item II of the Bid Proposal that he recommends total removal of the debris from the site as he does not have an immediate need for the fill.

It is, therefore, recommended that the contract for the Demolition of the Smoke Stack be awarded to International Chimney Corporation for Item I of the Bid Proposal in the sum of \$11,431.00, said bid meeting all the requirements of the specifications.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.  
Town Engineer



BY: Steven T. Marcynski  
Sr. Engineer Assistant

CLB:STM:dmr

Item No. 12 Cont'd.

Upon Roll Call....

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

Item No. 13 Motion by Councilman Johnson, seconded by Councilman Wegner

WHEREAS, the Town Board has approved a resolution dated February 6, 1978 to advertise for bids for one (1) Vacuum Jet Machine for the Sewer Maintenance Department, to be opened and read at the February 27th regular Town Board meeting, AND

WHEREAS, the Engineering Department has obtained additional information and desires to view demonstrations of other models manufactured before the specifications are prepared, 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 purchase of a Vacuum Jet Machine, notice to be published in the CHEEKTOWAGA TIMES, and, BE IT FURTHER

RESOLVED that the Town Board will meet on the 20th day of March, 1978 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

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on March 20, 1978 at 7:00 P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the purchase of one (1) Vacuum Jet Machine to clean sanitary sewers with high pressure water which also removes the debri by the vacuum method in the same operation for the Town of Cheektowaga, New York.

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

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

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

RICHARD M. MOLESKI  
TOWN CLERK

DATED: March 6, 1978

\*\*\*\*\*

Upon Roll Call....

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

AFFIDAVIT-NEXT PAGE

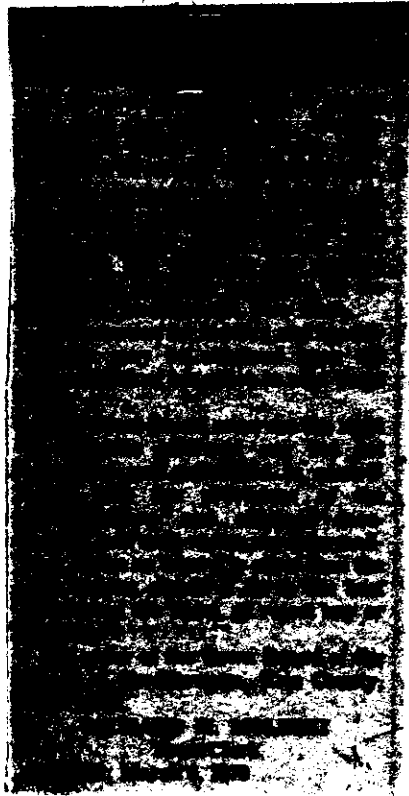
STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF CHEEKTOWAGA } ss.

*Gladys M. Seduto*, 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 9, 1978* .....;  
last publication..... *March 9, 1978* .....;  
and that no more than six days intervened be-  
tween publications.

*Gladys M. Seduto*  
Sworn to before me this ..... *10th* .....  
day of ..... *March* ....., 19..... *78*..  
..... *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*79*





Item No. 14 Motion by Councilman Dux, seconded by Councilman Kaczmarek

WHEREAS, Change Order No. E-1 to Town Hall Alterations and Additions Project under Federal Project No. 01-5-23609 was necessary to furnish and install six additional exit lights required for compliance of building safety, over and above exit lights shown on electrical drawings for addition to the electrical contract in the sum of \$890.00, AND

WHEREAS, Change Order No. E-2 was required to furnish labor and material to provide power and telephone, floor and wall receptacles as indicated on architect's revised sheet 102. Changes necessitated by revisions made by owner to Tax Assessors Office for an addition to the electrical contract in the sum of \$1,835.00, NOW, THEREFORE, BE IT

RESOLVED, that Change Orders E-1 and E-2 for Town Hall Alterations and Additions to Zablotny Electric, Inc. for construction work in the amounts of \$890.00 additional for Change Order E-1 and \$1,835.00 cost for Change Order E-2 in addition to the contract sum be approved and the Supervisor is hereby authorized to sign the same in behalf of the Town of Cheektowaga.

Upon Roll Call....

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

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

WHEREAS, Change Order No. P-1 to Town Hall Alterations and Additions Project under Federal Project No. 01-5-23609 was necessary to revise two 3" waste lines and one 1½" water waste line in the basement area to provide sufficient ceiling height clearances for an addition to the plumbing contract in the sum of \$580.00, AND

WHEREAS, Change Order No. P-2 was for cost of additional labor and material to find existing sanitary sewer and make final connections at point where invert elevation of existing sewer was low enough to accept new sewer piping from men's and women's toilet rooms G-12 and G-13 for an addition to the plumbing contract in the sum of \$660.00, NOW, THEREFORE, BE IT

RESOLVED, that Change Orders P-1 and P-2 for Town Hall Alterations and Additions to Kipphut & Neuman Company, Inc. for construction work in the amounts of \$580.00 additional for Change Order P-1 and \$660.00 cost for Change Order P-2 in addition to the contract sum be approved and the Supervisor is hereby authorized to sign the same in behalf of the Town of Cheektowaga.

Upon Roll Call....

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

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

WHEREAS, bids were duly received by this Town Board at a meeting thereof held on February 27th, 1978 for a gymnastic mat to be used by 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 have been completed, now, therefore, BE IT

RESOLVED that the bid for a gymnastic mat be and hereby is awarded to Robert Cullen and Associates, Inc., 617 West Seneca Street, Ithaca, New York for a total price of \$1,984.00; said bidder being the lowest responsible bidder meeting specifications.

Item No. 16 Cont'd.

Upon Roll Call....

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

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

WHEREAS, Michael Digati of , Cheektowaga, New York  
14215 and Paul Griffin of , Cheektowaga, New York 14225 were  
hired under the Comprehensive Employment and Training Act of 1973, Title VI, as  
Laborers in the Maryvale School System, NOW, THEREFORE, BE IT

RESOLVED that Michael Digati and Paul Griffin are transferred to  
the position of Laborers in the Depew School System effective March 7, 1978.

Upon Roll Call....

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

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

WHEREAS, funds are presently available under the Comprehensive  
Employment and Training Act of 1973, and

WHEREAS, the Town of Cheektowaga has entered into a consortium  
agreement with the County of Erie and the Town of Tonawanda, and

WHEREAS, the Federal Government and Department of Labor has granted  
thru the Consortium Special Projects, Title VI funds, NOW, THEREFORE, BE IT

RESOLVED that the following person be and hereby is hired under the  
position listed below, for a period of the contract duration at a salary rate as  
specified, starting date established by the department head:

Laborer in the Engineering Department, Project #386, at a rate of \$4.8583/hour

Gerland, Ronald , Chktg., NY 14225

(Replacement for James Shaloiko)

Upon Roll Call....

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

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

WHEREAS, John Tokar and Thomas Lewis were hired as Laborers in the  
Engineering Department, under the Comprehensive Employment and Training Act of  
1973, Special Projects, Title VI funds, and

WHEREAS, the title of Laborer was erroneously stated, now, therefore,  
BE IT

RESOLVED that the title of John Tokar and Thomas Lewis be changed  
to Draftsmen, and, BE IT FURTHER

RESOLVED that their salary be changed from \$4.8583/hour to \$4.97/  
hour effective upon their starting date.

Upon Roll Call....

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

Item No. 20 Motion by Supervisor Meyers, seconded by Councilman Wegner

BE IT RESOLVED that the following vouchers and warrants submitted to the TOWN OF CHEEKTOWAGA prior to March 6th, 1978 be and the same are hereby approved and the Supervisor is ordered to pay same.

<u>FUND</u>	<u>CHECK NO.</u> <u>FROM TO</u>	<u>AMOUNT</u>
GENERAL FUND	4951-5194	\$ 668,074.17
GENERAL FUND - INVESTMENT	none	2,500,000.00
SPECIAL DIST. FUND	3933-4025	319,152.25
SPECIAL DIST. - INVESTMENT	none	5,700,000.00
HIGHWAY FUND	3227-3320	202,772.20
HIGHWAY FUND - INVESTMENT	none	1,600,000.00
PART TOWN FUND	810-830	9,234.71
FEDERAL REVENUE SHARING	57	16,325.00
FED. REV. SHAR. - INVESTMENT	none	400,000.00
CAPITAL FUND	211-217	242,388.49
TRUST AND AGENCY FUND	516, 519-531	1,479,141.13
H.U.D.-N.P.P. REHABILITATION	4	791.40
ST. FELIX E.D.A. FUND	115	100.00
SPECIAL ASSESSMENT FUND	12	240.00
DEBT SERVICE FUND	112-115	8,160.00
		<u>\$13,146,379.35</u>

Upon Roll Call....

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

## II. DEPARTMENTAL COMMUNICATIONS

Item No. 21 Building Permits.  
Approved; Received and Filed.

## III. GENERAL COMMUNICATIONS

Item No. 22 Erie County Department of Health - Notification of four (4) Public Hearings related to individual sewage disposal systems (septic tank systems). Copies forwarded to Chester L. Bryan--Town Engineer, Honorable Town Board Members, Dr. Louis Vendetti; Item Received and Filed.

Item No. 23 Board of Fire Commissioners, Hy-View Fire Dist. No. 8 - Correspondence re: Request for "No Parking" on both sides of Crandon Blvd. (152 Crandon - 284 Crandon).  
Copy forwarded to the Cheektowaga Traffic Safety Commission; Item Received and Filed.

\* \* \* \* \*

Motion by Councilman Johnson, seconded by Councilman Kaczmarek to Waive the Rules.

Upon Roll Call....

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

\* \* \* \* \*

#### IV. SUSPENSION OF RULES

Item No. 24 Call for public hearing for rezoning of property at 1265 Cleveland Dr.

Motion by Councilman Wegner, seconded by Councilman Kaczmarek

WHEREAS, Bernard V. Malinowski has made application and requested the rezoning of property located at 1265 Cleveland Drive, Cheektowaga, New York from R-Residential District to C-Retail Business District, said applicant possessing ownership 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 March 20, 1978 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 Johnson, Dux, Kaczmarek and Wegner  
NAYES: 0  
ABSENT: Councilmen Swiatek and Burst

AFFIDAVIT-NEXT PAGE

**AFFIDAVIT**

**STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF  
CHEEKTOWAGA**

**JAMES L. CHARTERS**

being duly sworn, depose and saith that he is the General Manager of the Examiner, a newspaper published once a week in the Town of Cheektowaga, County of Erie, State of New York, and that the notice, a printed copy of which is annexed, has been published in the Examiner, one in each week, commencing on the 9 day of Mar, 1978 and ending on the \_\_\_\_ day of \_\_\_\_, 19\_\_

Signed James L. Charters  
Sworn to before me, on the 9  
day of Mar, 1978  
Patricia H. Youngs  
Notary Public

PATRICIA H. YOUNGS  
Notary Public, State of New York  
Qualified in Erie County  
My Commission Expires March 30, 1981

**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 20th day of March 1978, at 6:30 o'clock P.M., Eastern Standard Time of said day for the purpose of considering the application of Bernard V. Molinowski to Rezone from R-Residential District to C-Retail Business District on property located at 1285 Cleveland Drive and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York.

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

BY ORDER OF THE TOWN BOARD  
Supervisor Kenneth J. Meyers  
Councilman Frank E. Swiatek  
Councilman Thomas M. Johnson, Jr.  
Councilman Frank J. Dux  
Councilman George Kaczmarek  
Councilman James R. Bursi  
Councilman Donald J. Wegner  
RICHARD M. MOLESKI  
Town Clerk

**LEGAL DESCRIPTION**

All that plot of land situated in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 14, Township 11, Range 7 of the Holland Land Company's Survey and according to map filed in Erie County Clerk's Office under Cover No. 1628 is known and distinguished as subdivision lot No. 122 but excluding therefrom so much of said plot of land as is included in the foregoing description and which is situate southeasterly of a straight line drawn across said plot parallel with and congruent to the northeasterly wall of the brick house presently on said plot and which is shown on a survey of David J. Millard, NYSPLS 46559, under date December 10, 1977.

Item No. 25      Call for public hearing to amend the Traffic Ordinance - Article X:  
"Parking, Standing, Stopping" (McNaughton Avenue).

Motion by Councilman Kaczmarek, seconded by Councilman Wegner

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 20th day of March, 1978 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 TIMES on March 9, 1978; the said amendment being set forth in the Notice of Hearing.

\* \* \* \* \*

N O T I C E   O F   H E A R I N G

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 20th day of March, 1978 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 and Stopping

Section 102 is amended by adding thereto the following:

The parking of vehicles is hereby prohibited in any of the following locations:

A. No parking this side

McNAUGHTON AVENUE	SOUTH side:	from the east curb line of
	EAST side:	CATHEDRAL LANE to the south
		curb line of ST. BONIFACE ROAD

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

\_\_\_\_\_  
RICHARD M. MOLESKI  
TOWN CLERK

DATED: March 6, 1978

\* \* \* \* \*

Upon Roll Call....

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

AFFIDAVIT-NEXT PAGE

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

*Gladys M. Beatty* of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
.....*Clara*..... 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 9, 1978*.....;  
last publication.....*March 9, 1978*.....;  
and that no more than six days intervened be-  
tween publications.

*Gladys M. Beatty*

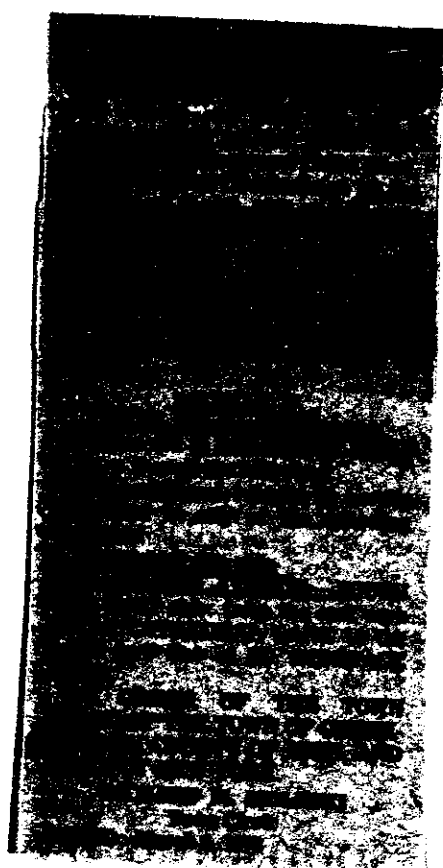
Sworn to before me this .....*10th*.....

day of .....*March*....., 19.....*78*.....

.....*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*79*





Item No. 26 Memorialize Niagara Frontier Transit Metro Systems, Inc. to re-route 4H bus line, west of Harlem Rd. in the vicinity of the Thruway Mall.

Motion by Councilman Johnson, seconded by Councilman Wegner

WHEREAS, Niagara Frontier Transit Metro Systems, Inc. operates various bus lines within the Town of Cheektowaga, and

WHEREAS, one such line, Metro bus line 4H, services the customers, employees and merchants of the Thruway Mall by means of a bus stop on the west side of Harlem Road, directly across from the Thruway Mall, and

WHEREAS, the pick-up and discharge on the west side of Harlem Road of those bus passengers who are employed at or conduct business at the Thruway Mall poses a great safety hazard in that the bus passengers must cross Harlem Road, a four-lane highway, without the aid of traffic control devices, and

WHEREAS, it is an additional safety hazard for curb lane traffic when a bus stops on Harlem Road near the Thruway entrance to exit passengers, now therefore BE IT

RESOLVED, that Niagara Frontier Transit Metro Systems, Inc. be and hereby is memorialized to provide for the safety of its bus passengers by re-routing its 4H bus line so as to pick-up and discharge passengers at the bus shelter directly to the north of the Thruway Mall, and be it

FURTHER RESOLVED, that a certified copy of this resolution be sent to Mr. Decker, Executive Vice-President of N.F.T. Metro Systems, P.O. Box 5010, Buffalo, New York 14205.

Upon Roll Call....

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

Item No. 27 Motion by Councilman Dux, 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 20th day of March, 1978 at 7:00 o'clock P.M., Eastern Standard Time, there were:

PRESENT: Supervisor Kenneth J. Meyers  
Councilman Frank E. Swiatek  
Councilman Thomas M. Johnson, Jr.  
Councilman Frank J. Dux  
Councilman James R. Burst  
Councilman Donald J. Wegner

ABSENT: Councilman George Kaczmarek

Also present were: Richard M. Moleski, Town Clerk; Jim Kirisits, Deputy Town Attorney; Sal LaGreca, Assistant Manpower Program Director I; Chester Bryan, Town Engineer; Ron Marten, Building and Plumbing Inspector; Ken Kopacz, Executive Director of the Youth Bureau; Ron Zoeller, Working Foreman in the Sanitation Department; Ed Leak, Recreation Director; Alfred Wnek, Highway Superintendent; Julia Reinstein, Town Historian; Ray Matot, Superintendent of Buildings and Grounds; Dr. Louis Vendetti, Health Officer.

#### I. BIDS

Item No. 2 Police - Seven (7) portable radio transceivers & accessories  
Referred to John B. Gruber, Chief of Police.

Item No. 3 Highway - New trees for 1978 spring planting  
Referred to Alfred Wnek, Highway Superintendent.

Item No. 4 Highway - various road materials, seasonal requirements  
Referred to Alfred Wnek, Highway Superintendent.

Item No. 5 Engineering - One (1) vacuum jet machine for use by Sewer Maint.  
Referred to Chester Bryan, Town Engineer.

Item No. 6 Engineering - furnishing of equipment & operators for creek bank  
erosion control  
Referred to Chester Bryan, Town Engineer.

Item No. 7 Recreation - Baseball equipment  
Referred to Ed Leak, Recreation Director.

#### II. PUBLIC HEARINGS

Item No. 8 This being the time and place advertised for a public hearing to consider the advisability of adopting a "Drainage Systems Ordinance and Official Drainage Systems Map", 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. Said proposed "Drainage Systems Ordinance and Official Drainage Systems Map" being as follows:

See next eight (8) pages for proposed Ordinance

**DRAINAGE SYSTEMS ORDINANCE**  
**AND**  
**OFFICIAL DRAINAGE SYSTEMS MAP**

**ARTICLE I**

**Definitions**

**SECTION**

1. Rules of Construction of Language
2. Terms Defined

**ARTICLE II**

**Intent, Establishment and Implementation**

3. Legislative Intent
4. Official Map, Establishment
5. Implementation: General Regulations

**ARTICLE III**

**Drainage Systems**

6. Drainage Systems
  - A. Design and Construction of Improvements
  - B. Easements and Rights-of-Way
  - C. Filing of Easement and Right-of-Way Deeds
  - D. Offsets to Buildings at Ditches and Waterways

**ARTICLE IV**

**General Provisions**

7. Severability
8. When Effective
9. Penalties for Offenses

## **ARTICLE I**

### **DEFINITIONS**

#### **1. RULES ON CONSTRUCTION OF LANGUAGE**

The following rules of construction of language shall apply to the text of this chapter:

- A. Words used in the present tense include the future tense.
- B. Words used in the singular include the plural, and words used in the plural include the singular.
- C. The word "person" includes an individual, firm or corporation.
- D. The word "shall" is always mandatory.

#### **2. TERMS DEFINED**

For the purpose of this chapter, certain terms or words used herein shall be interpreted or defined as follows:

**ACCESSORY BUILDING** - A building customarily incidental and subordinate to the principal building, and, except as otherwise provided, located on the same lot with such principal building.

**BUILDING** - A combination of any materials, whether portable or fixed, having a roof, to form a structure affording shelter for persons, animals or property.

**DEDICATION** - An appropriation of land to a public use, made by the owner, and accepted for such use by or on behalf of the public.

**DEVELOPER** - Shall mean any individual, firm, company, association, society, corporation or group, that constructs or erects, or proposes to construct or erect structures or other improvements on a parcel of land.

**DRAINAGE SYSTEM** - Shall mean a ditch, channel, creek, waterway, culvert, pipe, conduit, storm water detention facility or related structure which carries or stores, or is proposed to carry or store, storm and surface water and runoff, but in compliance with the requirements of ~~Section 366~~ of Public Law 92-500 excludes sewage and industrial wastes other than unpolluted cooling water.

**EASEMENT** - A right-of-way granted for the limited use of private lands for a public purpose.

**FINAL PLAT** - A drawing or drawings, complete and in final form, showing all details required by law and by ordinances, requirements and regulations of the Town of Cheektowaga, to be submitted to the Town Planning Board for review and recommendations, and which if approved by the Town Board of the Town of Cheektowaga shall be filed in the Erie County Clerk's Office. -

**LOT** - A parcel of land occupied or capable of being occupied by a principal building or use or a group of principal buildings or uses that are united by a common interest or customary accessory building or uses, and including such open spaces to be used in connection with such building or uses. A "lot" may or may not be a "lot" of record.

**LOT LINES** - The property lines bounding the lot. Where any property line parallels a street and is not coincident with the street line, the street line shall be construed as the property line for the purpose of complying with regulations of this chapter.

**MAJOR NATURAL WATERWAY** - A creek or channel which can be located on aerial photographs or maps prepared from such photographs, is shown on United States Geological Survey Maps, and has a tributary area greater than 400 acres.

**OFFICIAL MAP** - A map established and adopted by the Town Board of the Town of Cheektowaga under Section 270 of the Town Law and for the purposes set forth in this ordinance.

**OFFSET** - The least horizontal distance from any existing or proposed building or structure to the nearest point in an indicated boundary or property line of an easement or right-of-way.

**PERSON** - Shall mean any individual, firm, company, association, society, corporation or group.

**SITE PLAN** - A map or plan showing the proposed development of an area. It shall be drawn to a scale of not less than one (1) inch equals fifty (50) feet and shall include details outlined in the "Zoning Ordinance of the Town of Cheektowaga, New York."

**STORMWATER DETENTION FACILITY** - An impounding and storage facility to detain runoff and control the release rate to minimize downstream flooding.

**STRUCTURE** - Anything constructed or erected which requires permanent location on the ground or attachment to something having such location, but not including a trailer.

**SUBDIVIDER** - The authorized representative or agent of the owner of a subdivision, or the owner of a subdivision.

**SUBDIVISION** - The partitioning or division of a parcel of land into two or more lots, sections or sites along an existing or proposed street, highway, easement or right-of-way for sale or for rent as building lots, regardless of whether the lots to be sold or offered for sale, or leased are described by metes and bounds or by reference to a map or survey of the property or by any other method of description. The term "subdivision" includes re-subdivision of land, but does not include the sale or exchange of land between adjoining property owners where such sale or exchange of land does not result in the creation of additional building lots.

**TOWN ENGINEER** - The Town Engineer of the Town of Cheektowaga, New York.

**TRAILER** - A vehicle used for living or sleeping purposes and standing on wheels so that it can be moved readily.

**WATERWAY OR WATERCOURSE** - Shall mean a channel in which flow of water occurs, either continuously or intermittently.

## **ARTICLE II**

### **INTENT, ESTABLISHMENT AND IMPLEMENTATION**

#### **3. LEGISLATIVE INTENT**

The Town Board of the Town of Cheektowaga, New York, finds that inappropriate realignment of creeks, ditches and waterways, encroachment of development onto creeks, ditches and waterways, and containment of such creeks, ditches and waterways in conduits or pipes of insufficient capacity, adversely affect the desirability of adjacent areas for development, cause erosion and stormwater damage to be sustained by existing homes, businesses, and other improved property, create health and safety hazards due to occasional flooding, and hinder maintenance operations. It is the intent of this ordinance to prevent the harmful disposition of drainage systems, to protect and provide for the orderly development and maintenance of drainage systems and thus to promote the health, safety and general welfare of the community.

#### **4. OFFICIAL MAP, ESTABLISHMENT**

The location and boundaries of drainage systems in the Town of Cheektowaga, New York, outside the limits of the incorporated Villages of Sloan and Depew, are shown on an official map, entitled "Official Drainage Systems Map for the Town of Cheektowaga, New York", which, with all explanatory matter thereon, is hereby adopted and incorporated into this Ordinance, and such Official Drainage Systems Map shall be as much a part of this Ordinance as if fully set forth and described herein.

The Official Drainage Systems Map consists of the following map sections, which are on file with the Town Clerk, and such additional or revised map sections as the Town Board may adopt in future action:

Southeast section of the Town of Cheektowaga, Map Sections: A-2, A-3, A-4, A-5, B-1, B-2, B-3, B-4, B-5, C-2, C-3, C-4, C-5.

The Official Drainage Systems Map shall be final and conclusive with respect to drainage systems.

#### 5. IMPLEMENTATION: GENERAL REGULATIONS

A. No subdivision of any parcel of land or lot or tract shall be effected, except in accordance with provisions of this ordinance.

B. No existing lot or lot of record shall be developed except in accordance with provisions of this ordinance.

C. Such parts of subdivision plans and site plans that involve realignment, alteration or containment in pipes or conduits of creeks, ditches and waterways shown on the Official Map, shall be prepared by a person or corporation licensed to practice engineering in the State of New York.

The above requirement does not preclude licensed land surveyors from doing such other work, related to the preparation and submission of plans for realty subdivisions and site plans, as is provided by the State Education Law. All realty subdivision plans and site plans shall also comply with applicable requirements of the New York State Department of Environmental Conservation, the U.S. Army Corps of Engineers, the Flood Damage Prevention Ordinance of the Town of Cheektowaga, New York, and all other laws, rules and regulations appertinent thereto.

D. Subdivision plans and site plans shall be reviewed by the Town Engineer for compliance with this ordinance prior to final plat approval or the issuance of a building permit.

E. Where indicated on the official map, land shall be reserved for easements and rights-of-way to be acquired, at a future date, by the Town of Cheektowaga, for the construction, improvement and maintenance of drainage systems. Such land may not be used for other purposes without the consent of the Town Board of the Town of Cheektowaga.

F. No owner, subdivider, developer or other person shall erect structures upon, contain in pipes and conduits, or alter the banks and alignment, or cause encroachment by placement of fill upon the stream bed or banks of any creek, ditch, waterway or watercourse shown on United States Geological Survey Maps, except by approval of the Town Board of the Town of Cheektowaga, New York, and subject to a public hearing. Any fill placed or construction effected in violation of this ordinance shall be removed by the owner or owners of the parcel of land, and the stream bed and banks shall be restored to their original state.

### ARTICLE III

#### DRAINAGE SYSTEMS

##### 6. DRAINAGE SYSTEMS

###### A. Design and Construction of Improvements

In the process of subdivision of parcels of land, or in the process of development of single lots and lots of record, the subdivider or developer will be required to construct drainage systems shown on the Official Map, providing easements or dedicated rights-of-way as shown on the Official Map.

To facilitate maintenance by property owners, local drainage ditches that will, generally, be located at or near lot lines, shall have minimum side slopes of (3:1) one foot of vertical rise for each three feet of horizontal distance. Other channels and ditches shall have side slopes as indicated on the Official Map. To prevent erosion and facilitate maintenance, no channel or ditch shall be constructed with side slopes steeper than (2-1/2:1) one foot of vertical rise for each two and one-half feet of horizontal distance, except that the Town Engineer may approve steeper slopes where stone filled gabions or rip-rap are to be used to support banks.

Where sizes of culverts, pipes and conduits, or areas of required stormwater detention facilities, or widths of ditches, easements or rights-of-way are not indicated on the Official Map, dimensions, elevations, areas, widths, and other design details shall be submitted to the Town Engineer for approval. Local drainage systems shall have minimum capacities to accommodate runoff to be realized from ten year storms. Drainage improvements, channels, ditches and culverts along the line of major natural waterways shall have capacities adequate for runoff that will result from fifty year storms. The basis of design for all proposed drainage systems shall be submitted to the Town Engineer for approval.

Where new subdivisions or new developments are proposed along major natural waterways, the subdivider or developer shall provide minimum rights-of-way on both sides of the waterway that will reserve (50) fifty foot wide open spaces for maintenance, measured from tops of banks to the boundary lines of the rights-of-way. Where tops of banks are inadequately defined, the minimum distance on either side shall be (60) sixty feet measured from edge of stream bed to the boundary line of the rights-of-way. Such rights-of-way shall be dedicated to the Town of Cheektowaga. In subdivided or developed land, the Town Board of the Town of Cheektowaga may require easements in lieu of dedicated rights-of-way.

The Town Board of the Town of Cheektowaga may consider the construction of a drainage system to be a Town responsibility. In such case, the



subdivider or developer shall provide a dedicated right-of-way, conforming to widths and areas shown on the Official Map, to allow for the eventual construction of the said drainage system by the Town of Cheektowaga.

#### B. Easements and Rights-of-Way

Easements drafted to last forever shall be granted for use of private land to accommodate local ditches, drains and related improvements. Such easements shall have a minimum width of (23) twenty-three feet plus the width or diameter of the required ditch, pipe or other improvement. Easements will also be required as stipulated elsewhere in this ordinance. Easement shall have access to public highways acceptable to the Superintendent of Highways of the Town of Cheektowaga.

For the purpose of this chapter, easement deeds shall state that land levels within the easement cannot be changed, that planting of trees or erection of fences and structures within the easement are prohibited, and that such restrictions are binding on all heirs, successors and assigns forever.

#### DRAINAGE SYSTEMS

Where indicated on the Official Map and where directed by the Town Engineer, rights-of-way for storm sewers, ditches, creeks, waterways, pipes, conduits, storm water detention facilities, and related construction shall be dedicated and deeded to the Town of Cheektowaga. Such rights-of-way shall have access to public highways acceptable to the Superintendent of Highways of the Town of Cheektowaga.

#### C. Filing of Easement and Right-of Way Deeds

After easement and right-of-way deeds have been approved by the Town Board of the Town of Cheektowaga, and prior to final plat approval or the issuance of a building permit, the subdivider or developer shall file such easement and right-of-way deeds in the Erie County Clerk's Office. The subdivider or developer shall submit to the Town Clerk of the Town of Cheektowaga copies of documents indicating that easement and right-of-way deeds have been filed in the Erie County Clerk's Office. Such documents shall indicate the date, liber and page of filing.

#### D. Offsets to Buildings at Ditches and Waterways

##### DRAINAGE SYSTEMS

Where the Official Map indicates an easement or where the Town Engineer directs that an easement be provided for a local ditch or storm sewer, no building or accessory building shall be erected within (10) ten feet of the boundaries or limits of such easements.

##### DRAINAGE SYSTEMS

Where the Official Map indicates a right-of-way that is to be dedicated to the Town of Cheektowaga, or where the Town Engineer directs that such a dedicated right-of-way be provided for a creek, waterway, pipe or conduit, no building or accessory building shall be erected within (20) twenty feet of the boundaries or limits of such right-of-way.

#### **7. SEVERABILITY**

The declaration of any portion of this Ordinance by a court of competent jurisdiction to be invalid shall not invalidate the entire Ordinance but only that part so declared to be invalid, and the remainder of the said Ordinance shall remain in full force and effect.

#### **8. EFFECTIVE DATE**

Upon adoption by the Town Board, this Ordinance shall take effect ten (10) days after its publication and posting as required by the laws of the State of New York, except this Ordinance shall take effect from the date of its service as against a person served personally with a copy thereof, certified by the Town Clerk under the corporate seal of the Town, showing the date of its passage and entry in the minutes.

#### **9. VIOLATIONS**

The violation of any of the provisions of this Ordinance is an offense for which the violator shall be subject to a fine of not more than Two hundred and fifty (\$250.00) Dollars or to imprisonment for a period of not more than fifteen (15) days, or both. Each week's continued violation shall constitute a separate and additional violation and shall be punishable hereunder.

In addition to the foregoing penalties, the Town of Cheektowaga may institute any appropriate action or proceeding to prevent, correct or restrain any violation of this Ordinance.

Item No. 8 cont'd

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

Item No. 9 This being the time and place advertised for a public hearing to consider the advisability of adopting a "Public Improvement Permit Ordinance", 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. Said proposed "Public Improvement Permit Ordinance" being as follows:

\* See next five (5) pages for proposed Ordinance

## PUBLIC IMPROVEMENT PERMITS ORDINANCE

### A. Public Improvement Permits

By resolution of the Town Board, all improvements that are to be dedicated to the Town, or are to eventually be maintained by the Town, either within a subdivision or as part of the development of a single parcel or lot, are considered public improvements and are required to be installed under Public Improvement Permits.

Public Improvement Permits are required to be obtained for the construction of roadway pavements, curbs and gutters, sidewalks, sanitary sewers (except for such sanitary sewers as are to be built under the supervision of an Erie County Sewer District), ditches, channels, drainage systems, storm sewers, water mains (except for such water mains as are to be built under the supervision of the Erie County Water Authority) and any other public improvements that are to be dedicated to the Town or will eventually be maintained by Town forces.

### B. Application for a Public Improvement Permit

The application shall be based on complete plans and specifications for the project approved by the Town Engineer. Descriptions of the proposed public improvements shall include locations, dimensions, type of material and detailed itemized quantities.

Application fee could be \$10.00.

### C. Estimated Construction Cost of Proposed Public Improvements

The estimated construction cost of the proposed public improvements shall be determined using a list of standardized unit and lump sum prices available from the Town Engineer. The list of standardized prices will be updated yearly by the Town Engineer. Cost estimates for items of work not shown on the list of standardized unit and lump sum prices shall be subject to the approval of the Town Engineer.

D. Public Improvement Permit Fees

Public improvement permit fees are intended to recover the cost of inspection of the construction of public improvements. Such inspection shall be provided by the Town Engineer or by authorized agents or representatives of the Town Engineer. Fees for public improvement permits shall be determined on the basis of estimated construction costs of proposed public improvements and in accordance with the "Fee Schedule for Public Improvement Permits." The public improvement permit fees do not include survey or stake-out work. Such survey and stake-out work is to be borne at the expense of the permit applicant with work to be done by competent, qualified personnel acceptable to the Town Engineer. (See Exhibit I).

Public improvement permit fees shall be payable to the Town Clerk.

E. Performance Bond Required Where Construction of Public Improvements is Deferred

Where, by action of the Town Board, the Owner is permitted to defer the construction of required public improvements to a later date, or subsequent part or phase of the development of a subdivision or single lot or parcel, the Owner shall furnish and pay for a performance bond acceptable to the Town Attorney, in an amount at least equal to 100% of the estimated construction cost of the said required public improvements. Such performance bond shall constitute security for the construction of the public improvements (whose construction has been deferred) within the time specified by the Town Board, in accordance with approved plans and specifications, and for the payment of all persons performing labor and furnishing materials in connection with such construction.

The application for a public improvement permit for any subdivision or parcel or lot, where the construction of required improvements has been deferred, shall state the name and address of the surety company that has furnished the performance bond and the amount of the performance bond.

The Town Board may accept that cash or certified funds be placed in escrow with the Town in lieu of furnishing a performance bond. Such cash or certified funds will be released when the deferred work is completed, and the Town Engineer has issued a Certificate of Approval.

F. Maintenance Bond (Two Years), Required for All Public Improvement Permit Applications

The Owner shall furnish and pay for surety bonds, acceptable to the Town Attorney, for the maintenance, restoration and replacement of any parts of the public improvements where an unsatisfactory condition or damage develops due to defects in workmanship and materials, erosion, settlement of backfill or other causes within a period of two years from the date of issue of the Certificate of Approval. The maintenance bond shall be for an amount at least equal to 25% of the estimated construction cost of the proposed improvements.

The application for a public improvement permit shall state the name and address of the surety company that has furnished the maintenance bond and the amount of the maintenance bond.

G. Submissions Regarding Special Districts and Special Conditions

Where applicable, prior to the issuance of a public improvement permit, the Owner will be required to submit special district and homeowners association agreements acceptable to the Town Attorney.

H. Statements by the Owner

The application for a public improvement permit shall include statements by the Owner, to be subscribed and sworn to before a Notary Public, to the effect that: all work will be performed in accordance with approved plans and specifications and requirements of Federal, State and local laws; that the Owner will obtain and pay for all necessary permits; that the Owner will commence work no later than 60 days from the date of approval of the Public Improvement Permit by the Town Board, and will complete all work within one year of said date of approval; that the Owner will notify the Town Engineer 48 hours before commencing work under the public improvement permit; that the Owner is cognizant of the fact that the public improvement permit fee is based on work being performed during normal working hours (7:00 A.M. to 5:00 P.M.), Monday through Friday, except for legal holidays; and that deviations from such schedule or hours will require Town Board approval and may also involve imposition of additional fees.

I. Certificate of Approval

Upon completion of all work included in the public improvement permit, in a manner satisfactory to the Town Engineer, the Town Engineer will issue a Certificate of Approval.

J. Number of Copies, Required Approvals, Effective Date

Applications for public improvement permits shall be submitted in quadruplicate to the Town Clerk, together with four (4) complete sets of drawings (prints) and four (4) complete copies of specifications for the project.

Granting of a public improvement permit will be contingent upon approvals by the Town Engineering Department, the Town Highway Department and the Town Board.

The public improvement permit shall not be effective until approved by the Town Board and until the Town Clerk has certified that the total public improvement permit fee has been paid.

EXHIBIT I  
PUBLIC IMPROVEMENT PERMITS FEES

A. Projects up to \$29,999

4% of estimated construction costs

B. Projects over \$30,000

3% of estimated construction costs



Item No. 9 cont'd

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

Item No. 10 This being the time and place advertised for a public hearing to consider the advisability of adopting amendments to the Traffic Ordinance of the said Town of Cheektowaga, which was adopted on July 17, 1967, 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. Said proposed amendments being as follows:

ARTICLE X

Parking, Standing and Stopping

Section 102 is amended by adding thereto the following:

A. No parking this side -

McNAUGHTON AVENUE	Southside:	from the east curb line of CATHEDRAL LANE to the south curb line of ST. BONIFACE ROAD.
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\*\*\*\*\*

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

III. RESOLUTIONS

Item No. 11 Motion by Councilman Dux, seconded by Councilman Burst

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 3rd day of April, 1978 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 amendments and the Town Clerk is hereby directed to publish the following Notice of Hearing in the CHEEKTOWAGA EXAMINER on March 23, 1978; 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 3rd day of April, 1978 at 7:00 p.m., Eastern Standard Time, to consider the advisability of adopting amendments to the Traffic Ordinance of the said Town of Cheektowaga, which was adopted on July 17, 1967, said proposed amendments being as follows:

ARTICLE VIII

Stop and Yield Intersections

Stop intersections designated.

Section 80 is amended by deleting therefrom the following:

Item No. 11 cont'd

<u>Street</u>	<u>Direction</u>	<u>Entrance Street</u>	<u>Traffic Stops</u>	<u>Sign Location</u>
Oriole Place	East-West	Andres Place	Northbound	S.E. Corner
Oriole Place	East-West	Andres Place	Southbound	N.W. Corner

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

RICHARD M. MOLESKI  
Town Clerk

DATED: March 20, 1978

\* \* \* \* \*

Upon Roll Call....

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

AFFIDAVIT - NEXT PAGE

AFFIDAVIT

STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF  
CHEEKTOWAGA

JAMES L. CHARTERS

being duly sworn, deposeth and saith that he is the General Manager of the Examiner, a newspaper published once a week in the Town of Cheektowaga, County of Erie, State of New York, and that the notice, a printed copy of which is annexed, has been published in the Examiner, one in each week, commencing on the 23 day of Mar, 1978 and ending on the        day of       , 19  

Signed J. L. Charters  
Sworn to before me, on the 23  
day of Mar, 1978  
Patricia H. Youngs  
Notary Public

PATRICIA H. YOUNGS  
Notary Public, State of New York  
Qualified in Erie County  
My Commission Expires March 30, 1980

NOTICE OF HEARING

TAKE NOTICE that the Town Board, of the Town of Cheektowaga, Erie County, New York will hold a public hearing of the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 3rd day of April, 1978 at 7:00 p.m., Eastern Standard Time, to consider the advisability of adopting amendments to the Traffic Ordinance of the said Town of Cheektowaga, which was adopted on July 17, 1967, said proposed amendments being as follows:

ARTICLE VII

Stop and Yield Intersections

Stop intersections designated.

Section 80 is amended by deleting therefrom the following:

Street-Oriskany Place; Direction-  
East-West; Entrance Street-Andres  
Place; Traffic Stop-South-  
bound; Sign Location-S.E. Corner.  
Street-Oriskany Place; Direction-  
East-West; Entrance Street-Andres  
Place; Traffic Stop-South-  
bound; Sign Location-N.W.  
Corner.

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

DATED: March 20, 1978

RICHARD M. MOLESKI  
Town Clerk

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

WHEREAS, the Town of Cheektowaga has been served with an Order On Consent alleging that said Town violated Sections 17-0501, 17-0509 and 17-0511 of the Environmental Conservation Law of the State of New York, and

WHEREAS, said Order initially imposed a civil penalty against the Town in the sum of \$10,000.00, and

WHEREAS, the Town requested a pre-hearing conference to discuss the matter with the Department of Environmental Conservation, and

WHEREAS, it further appeared that the alleged violation may have been the fault of a contractor doing said work on behalf of the Town, and

WHEREAS, said pre-hearing conference was held at the local offices of the Department of Environmental Conservation on March 15, 1978 whereby said contractor appeared, and the Town was duly represented by the Town Attorney's Office, and

WHEREAS, the pre-hearing conference resulted in a proposed compromise whereby the civil penalty would be reduced to the sum of \$1,000.00 to be paid by the Town in accordance with the strict provisions of the Environmental Conservation Law, and

WHEREAS, it was further agreed that the Town would be fully reimbursed in the sum of \$1,000.00 upon payment of said penalty from the Town's contractor, and whereby the Town would suffer no financial penalty or consequences, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized to sign the Order On Consent, a copy of which is attached hereto and made a part hereof, on behalf of the Town and that the Town pay the sum of \$1,000.00 to the Department of Environmental Conservation, and BE IT FURTHER

RESOLVED that the sum of \$1,000.00 be deducted from the funds due to the contractor by the Town of Cheektowaga for said project and that the proper accounting transfer be made to reflect the reimbursement of said penalty by the contractor to the Town of Cheektowaga.

\* See next pages for copy of Order on Consent

Item No. 12 cont'd

Upon Roll Call....

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

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

WHEREAS, the Town of Cheektowaga desires to apply for financial assistance under the Outdoor Recreation Development Bond Act (Chapter 558, 559, Laws of the State of New York, 1965) and under the Land and Water Conservation Fund Act of 1965 (78 Stat. 897-1964) for the "Nob Hill Park Development of Recreation Facilities", NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board be, and is hereby authorized to execute and submit application for financial assistance under the Outdoor Recreation Development Bond Act and under the Land and Water Conservation Fund Act of 1965 for the cost of Development of "Nob Hill Park Development of Recreation Facilities", and BE IT FURTHER

RESOLVED that upon approval of such grant application, that the Supervisor of the Town of Cheektowaga be and hereby is authorized and empowered on behalf of the Cheektowaga Town Board to execute such contracts as are necessary to implement such project.

Upon Roll Call....

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

Item No. 14 Motion by Councilman Swiatek, seconded by Supervisor Meyers

WHEREAS, the Senior Youth Counselor of the Cheektowaga Youth Counseling Program will be resigning, and

WHEREAS, Corporation IV desires to avoid the disruption of service to clients, NOW, THEREFORE, BE IT

RESOLVED that the Corporation IV contract be amended to allow for a third transition counselor by the transfer of \$500.00 from program expenses to personal service.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst and  
Wegner  
NAYES: 0  
ABSENT: Councilman Wegner

Item No. 15 Motion by Councilman Swiatek, seconded by Councilman Burst

WHEREAS, the Town of Cheektowaga, through the Youth Bureau, is desirous of sponsoring Theater of Youth Company (TOY Co.) performances as part of its Cultural Enrichment program, and

WHEREAS, the TOY Company agrees to present four (4) performances at various locations throughout the Town on March 30th and 31st, and

WHEREAS, the sum of eleven hundred dollars (\$1,100.00) 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

Item No. 15 cont'd

RESOLVED that the Town enter into agreement with the Theater 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 20th day of March 1978, 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 4380 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 four (4) performances- two to be held on March 30th and two to be held on March 31st.
2. The TOY Company will supply and/or maintain all props and technical equipment required for the presentation of said production.
3. A sum, not to exceed eleven hundred dollars (\$1,100.00) shall be paid by the Town to cover the cost of four (4) performances and this constitutes the Town's full consequences arising therefrom. Payment is due upon the completion of each performance. The Town of Cheektowaga will be entitled to apply for state reimbursement of 50% of the total cost of the program.

4. 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 March 20, 1978.

TOWN OF CHEEKTOWAGA

By

Kenneth J. Meyer  
Supervisor

THEATER OF YOUTH COMPANY, INC.

By

Paul Smith Wilson  
President  
Producer



Item No. 15 cont'd

Upon Roll Call....

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

Item No. 16 Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, the Town has requested an easement agreement between James V. Welch and the Town of Cheektowaga for the purpose of installing, operating, maintaining and repairing storm sewer facilities on the following portion of property:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie, and State of New York, being a part of Lot 43, Township 10, Range 7, of the Holland Land Company's survey, and more particularly described and bounded as follows:

COMMENCING at a point in the northerly line of New French Road at a point distant 949.65 feet distant from the intersection of said north line of New French Road and the west line of Transit Road; thence North 20° 23' 20" West a distance of 236.43 feet (236.18 feet record) to a point; thence South 87° 36' 40" West a distance of 29.02 feet to the point or place of beginning of the following described parcel of land:

BEGINNING at the point of beginning, thence North 1° 57' 12" West a distance of 440 feet to a point; thence North 87° 36' 40" East a distance of 30 feet to a point; thence South 1° 57' 12" East a distance of 440 feet to a point; thence; thence South 87° 36' 40" West a distance of 30 feet to the point or place of beginning, and

WHEREAS, said easement agreement has been submitted and approved by the Town Engineer's Office, and

WHEREAS, the sum of \$10.00 is to be paid upon acceptance of said easement agreement, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized and directed to execute said easement agreement on behalf of the Town of Cheektowaga, and BE IT FURTHER

RESOLVED that the sum of \$10.00 be paid upon acceptance and execution of said easement agreement by the Town.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Siwatek, Johnson, Dux, Burst and  
Wegner  
NAYES: 0  
ABSENT: Councilman Kaczmarek

Item No. 17 Motion by Councilman Johnson, seconded by Councilman Wegner

WHEREAS, Chapter 659 of the Laws of 1972 of the State of New York and various Federal laws provide financial aid for the construction of Water Quality Improvement Projects, and

WHEREAS, the Town of Cheektowaga with offices at the Town Hall, Broadway and Union Road, Cheektowaga, New York hereinafter called the Applicant, has made application for State Aid for construction of a Water Quality Improvement Project, Bond Act Project No. C-36-323-01-Q, and

WHEREAS, it is necessary that a Contract be entered into by and between the People of the State of New York, hereinafter referred to as the State, for such State Aid

Item No. 17 cont'd

be executed on behalf of the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED by the Town Board, the governing body of said Applicant, as follows:

1. THAT Kenneth J. Meyers, Supervisor be hereby authorized to sign, on behalf of the Applicant, a State contract providing for payment by the State of a portion of the cost of construction of the Water Quality Improvement Project, and
2. THAT Kenneth J. Meyers, Supervisor, be designated as the Fiscal Officer of said Applicant to receive and distribute funds as the authorized Fiscal Officer of the Applicant in connection with said project, and
3. THAT the Applicant agrees that it will fund its portion of the cost of the construction of said Water Quality Improvement Project, and
4. THAT five (5) certified copies of this resolution be prepared and sent to the New York State Department of Environmental Conservation, Albany, New York, together with the signed State contract, and
5. THAT this resolution take effect immediately.

Upon Roll Call....

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

Item No. 18 Motion by Councilman Johnson, seconded by Councilman Wegner

WHEREAS, Chapter 659 of the Laws of 1972 of the State of New York and various Federal laws provide financial aid for the construction of Water Quality Improvement Projects, and

WHEREAS, the Town of Cheektowaga with offices at the Town Hall, Broadway and Union Road, Cheektowaga, New York, hereinafter called the Applicant, has made application for State Aid for construction of a Water Quality Improvement Project, Bond Act Project No. C-36-323-02-Q, and

WHEREAS, it is necessary that a Contract by and between the People of the State of New York, hereinafter referred to as the State, for such State Aid be executed on behalf of the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED that the Town Board, the governing body of said Applicant, as follows:

1. THAT Kenneth J. Meyers, Supervisor, be hereby authorized to sign, on behalf of the Applicant, a State contract providing for payment by the State of a portion of the cost of construction of the Water Quality Improvement Project, and
2. THAT Kenneth J. Meyers, Supervisor, be designated as the Fiscal Officer of said Applicant to receive and distribute funds as the authorized Fiscal Officer of the Applicant in connection with said project, and
3. THAT the Applicant agrees that it will fund its portion of the cost of construction of said Water Quality Improvement Project, and
4. THAT, five (5) certified copies of this resolution be prepared and sent to the New York State Department of Environmental Conservation, Albany, New York, together with the signed State contract, and
5. THAT, this resolution shall take effect immediately.

Upon Roll Call....

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

Item No. 19 Motion by Councilman Wegner, seconded by Councilman Johnson

WHEREAS, it is essential that Town Departments function in an effective, efficient manner in order to insure proper utilization of tax dollars and provide the best possible service to Town residents, and

WHEREAS, Department Heads are accountable to the Town Board for the operation and activities of their Departments, and

WHEREAS, it is appropriate that Department Heads have the opportunity to meet with the Town Board on a regular basis for the purpose of discussing Departmental operations, monitoring fiscal performance and evaluation implementation of policies, and

WHEREAS, it is also appropriate for Town employees to have an opportunity to meet with their Department Heads or immediate supervisors on a regular basis, NOW, THEREFORE, BE IT

RESOLVED that meetings between the Town Board and Town Department Heads will be held semi-annually on an individual basis during the months of January and June, in addition to meetings held during the annual budget review process, and BE IT FURTHER

RESOLVED that Department Heads schedule and conduct Employee Review Sessions with the employees of their Departments at least once a year for the purpose of providing employees with an appraisal and evaluation of their job performance, and the opportunity to offer comments and suggestions concerning the operations of the Department in which they work and their job responsibilities.

Upon Roll Call....

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

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

WHEREAS, a public meeting of the Tiorunda Neighborhood Improvements Committee was held on February 23, 1978 at the Cleveland-Hill Elementary School South, and

WHEREAS, a recommendation that the "Tiorunda" section of Town, geographically bounded by Genesee Street to the south, Harlem Road to the west, the Kensington Expressway to the north, and the New York State Thruway to the east, be referred to as "Cedargrove Heights" was considered and adopted by those in attendance at the meeting, NOW, THEREFORE, BE IT

RESOLVED that from this day forward, "Tiorunda" shall be referred to as "Cedargrove Heights" in all official correspondence of the Town and in all public reference to the area, and BE IT FURTHER

RESOLVED that a certified copy of this resolution be sent to John Mowatt, Erie County Community Development Director, 95 Franklin Street, Buffalo, New York 14202.

Upon Roll Call....

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

Item No. 21 Motion by Councilman Johnson, seconded by Councilman Wegner

WHEREAS, an emergency sewer repair was required on the sanitary sewer in Sewer District No. 5, which repair was ordered by the Town Engineer, NOW, THEREFORE, BE IT

RESOLVED that the voucher of Dorss Plumbing and Heating, 67 Schlenker Avenue, Cheektowaga, New York 14225, in the amount of \$1,082.00 to do the repair work and furnish materials for the sewer repair be approved and ordered paid.

Item No. 21 cont'd

Upon Roll Call....

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

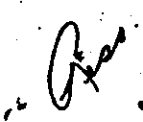
Item No. 22 Motion by Councilman Dux, seconded by Councilman Burst

WHEREAS, Ronald E. Zoeller of the Department of Sanitation has indicated by communication to the Town Board that four Demsey dumpster containers which are no longer required by the Town may be sold at a total price of \$450.00; said price being the best price offered and also appearing to be a fair market value for said equipment, NOW, THEREFORE, BE IT

RESOLVED that the said four Demsey dumpster containers be and hereby are authorized to be sold to Mr. Ray Morningstar for the sum of \$450.00 and BE IT FURTHER

RESOLVED that the memorandum of Ronald C. Zoeller, dated March 9, 1978, be attached hereto and made a part of this resolution.


\* See next page for memorandum.

  
RONALD C. ZOELLER  
683-2200



**TOWN OF CHEEKTOWAGA**  
DEPARTMENT OF SANITATION

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

 SUPERVISOR  
Kenneth J. Meyers


**COUNCILMEN**

James R. Burst  
Frank J. Dux  
Thomas M. Johnson, Jr.  
George J. Kaczmarek  
Frank E. Swiatek  
~~RECEIVED~~  
Donald J. Wegner

TO: Kenneth J. Meyers  
James R. Burst  
Frank J. Dux  
Thomas M. Johnson, Jr.  
George J. Kaczmarek  
Frank E. Swiatek  
Donald J. Wegner  
FROM: Ronald C. Zoeller  
DATE: March 9, 1978  
SUBJECT: Town owned Demsey dumpster containers

I have received a monetary offer for (4) old style containers formerly used for trash pick up at the Town Park, Town Hall, and Highway Department by a Mr. Ray Morningstar. His prices are \$150, \$150, \$100, and \$50, respectively, totaling \$450, which seems a fair market value to me.

Please arrange a resolution authorizing said sale be transacted.

  
Ronald C. Zoeller

RCZ:cb

Cc: John Rogowski

**RECEIVED**

MAR 9 1978

Town Attorney

Item No. 22 cont'd

Upon Roll Call....

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

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

WHEREAS, the Town has inquired and notified various insurance companies for informal bids to be submitted to the Town for the purpose of supplying the Town with liability, property damage, Workmen's Compensation, and other related insurance coverage, and

WHEREAS, only one bid has been recieved by the Town from E.T. Clauss and Company, Inc. with offices located at 735 Delaware Avenue, Buffalo, New York, NOW, THEREFORE, BE IT

RESOLVED that the Town be and hereby is authorized to contract for its insurance with E.T. Clauss & Co., Inc. for liability, property damage, Workmen's Compensation and other related coverages, and to accept the recommendations made by the Insurance Advisory Board, appointed by the Town Board, copy attached hereto will be made part of said contract, and BE IT FURTHER

RESOLVED that the annual estimated premium of said contract shall be \$673,506.00, said amount to be adjusted and/or amended from time to time between the insurance carrier and the Town of Cheektowaga; said adjustments and/or amendments shall be based upon future insurance needs of the Town of Cheektowaga, and BE IT FURTHER

RESOLVED that the term of said contract shall be the period of one year commencing on April 1, 1978 through March 31, 1979.

Upon Roll Call....

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

Item No. 24 Motion by Councilman Burst, seconded by Councilman Wegner

WHEREAS, bids were duly received at the Regular Town Board Meeting of February 6, 1978 as a result of advertisement for the purchase of one (1) Tractor with Loader for the Parks Department and said bids were referred to the Town Engineer for analysis and tabulation, and

WHEREAS, subsequent analysis indicated that purchase of the Tractor per the specifications of the bid proposal was more economical when purchased through the New York State Bidding Procedure, and

WHEREAS, monies were budgeted for the purchase of a Tractor, NOW, THEREFORE, BE IT

RESOLVED that all bids submitted and read at the February 6, 1978 Regular Town Board Meeting be rejected and permit the Parks Department to purchase said Tractor through the regular purchasing procedure.

Upon Roll Call....

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

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

BE IT RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of Portable Chemical Toilets to the Town of Cheektowaga Parks Department. Information for bidders and specifications may be obtained from the office of Richard M. Moleski, Town Clerk, said notice to be

Item No. 25 cont'd

published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that the Town Board will meet at 7:00 P.M., Eastern Standard Time on April 3, 1978 for the purpose of properly opening and reading the sealed bids.

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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 3, 1978 at 7:00 P.M., Local Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of Portable Chemical Toilets for the Parks Department for the year of 1978.

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 20, 1978

\*\*\*\*\*

Upon Roll Call....

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

AFFIDAVIT - NEXT PAGE

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

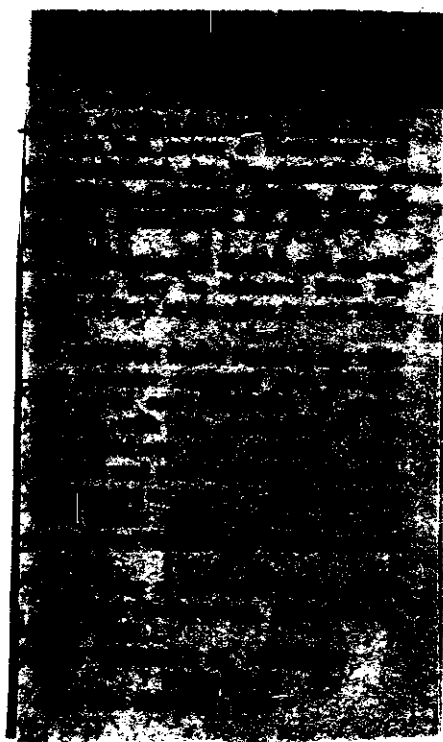
*Cladya M. Sedate*, of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
..... *Clerk* ..... of the Cheek-  
towaga Times, a public newspaper published  
weekly in said town; that the notice, of which  
the annexed printed slip, taken from said news-  
paper is a copy, was inserted and published in  
said paper once a week for ..... <sup>1</sup> ..... weeks:  
first publication..... *March 23, 1978* .....;  
last publication..... *March 23, 1978* .....;  
and that no more than six days intervened be-  
tween publications.

*Cladya M. Sedate*  
Sworn to before me this ..... *24<sup>th</sup>* .....  
day of ..... *March* ....., 19 *78* ....  
..... *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, 1979





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

WHEREAS, it is in order that bids be advertised to cover fencing construction needs in the Town of Cheektowaga for the year of 1978, 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 1978, notice to be published in the CHEEKTOWAGA EXAMINER, and BE IT FURTHER

RESOLVED that the Town Board meet on the 3rd day of April, 1978 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 3, 1978 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 1978.

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 20, 1978

\*\*\*\*\*

Upon Roll Call....

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

AFFIDAVIT - NEXT PAGE

**NOTICE TO BIDDERS**

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on April 3, 1978 at 7:00 PM, Local Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of fencing for the year of 1978.

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 informality, 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. Motecki

Town Clerk

DATED: March 20, 1978

**AFFIDAVIT**

**STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF  
CHEEKTOWAGA**

**JAMES L. CHARTERS**

being duly sworn, deposeseth and saith that he is the General Manager of the Examiner, a newspaper published once a week in the Town of Cheektowaga, County of Erie, State of New York, and that the notice, a printed copy of which is annexed, has been published in the Examiner, one in each week, commencing on the 23 day of Mar, 1978 and ending on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

*J.L.C.*

Signed James L. Charters  
Sworn to before me, on the 23  
day of Mar, 1978

Patricia H. Youngs  
Notary Public  
PATRICIA H. YOUNGS  
Notary Public, State of New York  
Qualified in Erie County  
My Commission Expires March 30, 1980

**Item No. 27**

WHEREAS, the metal swimming pools and wading pools at Maryvale Park and Dingens Park show evidence of wear and flaking, and

WHEREAS, it is in order that bids be advertised to prepare and refinish all surfaces of the pools, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of these items for the Town of Cheektowaga, notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that the Town Board meet on the 3rd day of April, 1978 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 3, 1978 at 7:00 P.M., Local Time at the Town Hall, corner of Broadway and Union Road, for the refinishing of metal swimming pools and wading pools at Maryvale and Dingens Street Parks in the Town of Cheektowaga, New York.

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

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

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

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

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

**RICHARD M. MOLESKI**  
**Town Clerk**

**DATED: March 20, 1978**

\*\*\*\*\*

**Upon Roll Call....**

**AYES:** Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst and Wegner

**NAYES: 0**

**ABSENT:** Councilman Kaczmarek

**AFFIDAVIT - NEXT PAGE**

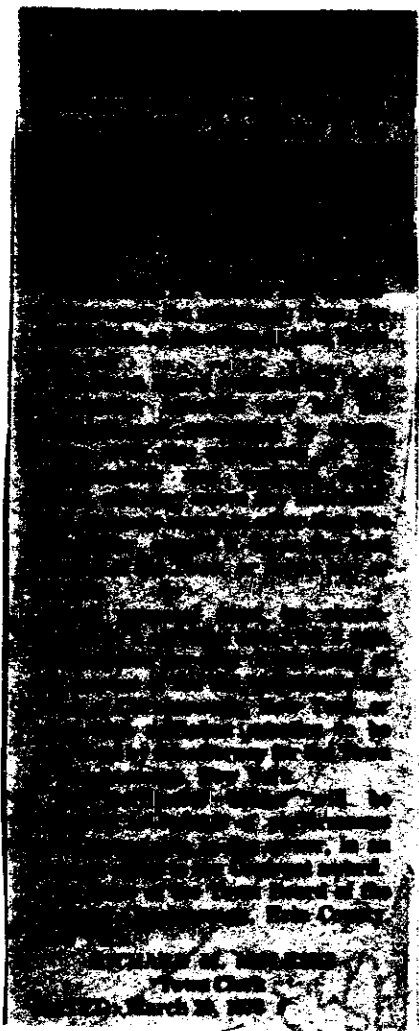
STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF CHEEKTOWAGA } ss.

*Gladys M. Hesketh* of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
..... *Clara* ..... 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 23, 1978*;  
last publication *March 23, 1978*;  
and that no more than six days intervened be-  
tween publications.

*Gladys M. Hesketh*  
Sworn to before me this ..... *24th* .....  
day of ..... *March* ..... 19 *78* .....  
..... *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 *79*



Item No. 28      Motion by Councilman Siwatek, seconded by Councilman Burst

WHEREAS, it is in order that bids be advertised to cover the purchase of Dimensioned Lumber and Plywood for the year of 1978 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 Dimensioned Lumber and Plywood for the Town of Cheektowaga for the year of 1978, notice to be published in the CHEEKTOWAGA EXAMINER, and BE IT FURTHER

RESOLVED that the Town Board meet on the 3rd day of April, 1978 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.

\*\*\*\*\*

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 3, 1978 at 7:00 P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of Dimensioned Lumber and Plywood for the year of 1978.

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 20, 1978

\*\*\*\*\*

Upon Roll Call....

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

AFFIDAVIT - NEXT PAGE

**NOTICE TO BIDDERS**  
 Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on April 3, 1978 at 7:00 P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of Dimensioned Lumber and Plywood for the year of 1978.  
 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 informality, 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. Molecki  
 Town Clerk  
 DATED: March 20, 1978

**AFFIDAVIT**

**STATE OF NEW YORK  
 COUNTY OF ERIE  
 TOWN OF  
 CHEEKTOWAGA**

**JAMES L. CHARTERS**

being duly sworn, deposes and saith that he is the General Manager of the Examiner, a newspaper published once a week in the Town of Cheektowaga, County of Erie, State of New York, and that the notice, a printed copy of which is annexed, has been published in the Examiner, one in each week, commencing on the 23 day of Mar, 1978 and ending on the        day of       , 19  

Signed J. L. Charters  
 Sworn to before me, on the 23  
 day of Mar, 1978  
James H. Young  
 Notary Public

Notary Public  
 State of New York  
 County of Erie  
 My Comm. Expires 12/31/1980

80



WHEREAS, it is in order that bids be advertised to cover the purchase of Sand/Clay/Loam and Topsoil for the year of 1978 for the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED that the Town Board meet on the 3rd day of April, 1978 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.

\*\*\*\*\*

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on April 3, 1978 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 1978.

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.

**RICHARD M. MOLESKI**  
Town Clerk

[illegible]

UPON ROLL CALL....  
**AYES:** Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst and Wegner  
**NAYES:** 0  
**ABSENT:** Councilman Kaczmarek

-17-

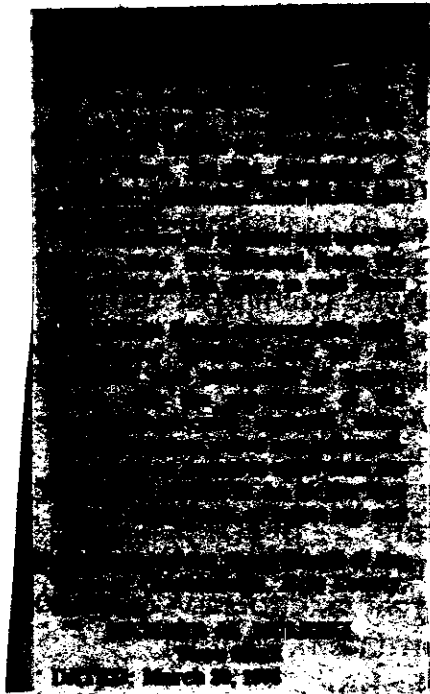
STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF CHEEKTOWAGA } ss.

*Gladys M. Jeske*, 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 23, 1978* .....;  
last publication..... *March 23, 1978* .....;  
and that no more than six days intervened be-  
tween publications.

*Gladys M. Jeske*  
Sworn to before me this ..... *24th* .....  
day of ..... *March* ..... 1978.  
*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 *79*



Item No. 30      Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, it is in order that bids be advertised to cover the purchase of Maintenance Chemicals and Grass Seed for the year of 1978 for the Parks, Treatment Plant, Highway and Sewer Maintenance Departments of 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 Maintenance Chemicals and Grass Seed for the Town of Cheektowaga for the year of 1978, notice to be published in the CHEEKTOWAGA EXAMINER, and BE IT FURTHER

RESOLVED that the Town Board meet on the 3rd day of April, 1978 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.

\* \* \* \* \*

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 3, 1978 at 7:00 P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of Maintenance Chemicals and Grass Seed for various departments of the Town of Cheektowaga for the year 1978.

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 20, 1978

\* \* \* \* \*

Upon Roll Call....

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

AFFIDAVIT - NEXT PAGE

**NOTICE TO BIDDERS**

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on April 3, 1978 at 7:00 P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of Maintenance Chemicals and Grass Seed for various departments of the Town of Cheektowaga for the year 1978.

Information for bidders and specifications may be obtained from the Town Clerk of 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 informality, 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. Molecki  
Town Clerk

DATED: March 20, 1978

**AFFIDAVIT**

**STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF  
CHEEKTOWAGA**

**JAMES L. CHARTERS**

being duly sworn, depose and saith that he is the General Manager of the Examiner, a newspaper published once a week in the Town of Cheektowaga, County of Erie, State of New York, and that the notice, a printed copy of which is annexed, has been published in the Examiner, one in each week, commencing on the 22 day of Mar, 1978, and ending on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

Signed Mr. J. L. Charters  
Sworn to before me, on the 23  
day of Mar, 1978

Patricia H. Youngs  
Notary Public

PATRICIA H. YOUNGS  
Notary Public, State of New York  
Qualified in Erie County  
My Commission Expires March 30, 1981

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

BE IT RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of Baseball equipment 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 TIMES, and BE IT FURTHER

RESOLVED that the Town Board will meet at 7:00 P.M., Eastern Standard Time on April 3, 1978 for the purpose of properly opening and reading the sealed bids.

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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 3, 1978 at 7:00 P.M., Local Time, corner of Broadway and Union Road, for the furnishing of Baseball Diamond Supplies for the year of 1978.

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 20, 1978

\*\*\*\*\*

Upon Roll Call....

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

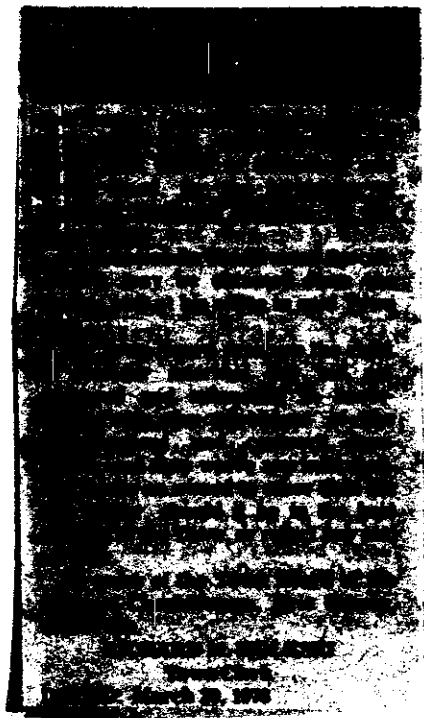
AFFIDAVIT - NEXT PAGE

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

*Gladys M. Dechute* of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
..... *Clara* ..... 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 23, 1978* ;  
last publication *March 23, 1978* ;  
and that no more than six days intervened be-  
tween publications.

*Gladys M. Dechute*  
Sworn to before me this ..... *24<sup>th</sup>* .....  
day of ..... *March* ....., 19 *78* .....  
..... *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 *79*





Item No. 32      Setting up of petty cash fund for Bldgs. & Grnds. Maint. Dept.  
This item was withdrawn.

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

WHEREAS, the necessary PO-17 forms have been submitted to the Erie County Department of Personnel for the creation of a "Third Deputy Town Attorney", and

WHEREAS, the Erie County Department of Personnel has approved the creation of said position, NOW, THEREFORE, BE IT

RESOLVED that the position of "Third Deputy Town Attorney" in the Town of Cheektowaga, be and hereby is created.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Dux, Burst and Wegner  
NAYES: Councilman Johnson  
ABSENT: Councilman Kaczmarek

Item No. 34      Motion by Councilman Swiatek, seconded by Councilman Burst

BE IT RESOLVED that Rose Marie Kutas of Cheektowaga, New York, be hired by the Cheektowaga Recreation Department to assist in supervising the winter school Recreation Program at the Cheektowaga Central Schools, at the rate of \$4.00 per hour, to fill a vacant position, effective immediately.

Upon Roll Call.....

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

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

WHEREAS, funds are presently available under the Comprehensive Employment and Training Act of 1973, Title II, NOW, THEREFORE, BE IT

RESOLVED that the following be and hereby are hired under the position listed below, at the salary rate as specified, starting date established by the department head:

**Clerk-Typist in the Building Inspectors Office at a yearly rate of \$8,562.25**

Corkins, Diane V.

. Cheek., N.Y. 14227

Upon Roll Call.....

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

**Item No. 36      Motion by Supervisor Meyers, seconded by Councilman Johnson**

WHEREAS, funds are presently available under the Comprehensive Employment and Training Act of 1973, Title VI, NOW, THEREFORE, BE IT

RESOLVED that the following be and hereby is hired under the position listed below, at the salary rate as specified, starting date established by the department head:

Laborer in the Village of Depew at an hourly rate of \$4.8583

Sundberg, Tracy W.

, Cheek., NY 14043

Item No. 36 cont'd

Upon Roll Call....

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

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

WHEREAS, funds are presently available under the Comprehensive  
Employment and Training Act of 1973, Title VI, and

WHEREAS, pursuant to the Federal regulations these dollars are to  
be expended on Cheektowaga residences to be selected by the various worksites  
supervisors and or department heads, and

WHEREAS, for the purpose of hiring a Clerk-Typist, Van Driver and  
Community Research Technician the Town of Cheektowaga has authorized the County of  
Erie 3 (three) Cheektowaga C.E.T.A. slots, and NOW, THEREFORE, BE IT

RESOLVED that the County of Erie is authorized positions of a  
Clerk-Typist, Van Driver and Community Research Technician with an annual salary  
comparable to the County pay scale, plus fringe benefits, and BE IT FURTHER

RESOLVED that the salary for Clerk-Typist, Van Driver and  
Community Research Technician is to be deducted from the Cheektowaga portion of  
the Erie County Consortium allocation.

Upon Roll Call....

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

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

WHEREAS, William Sasse of , Tonawanda, New York  
was hired as a Laborer in the Engineering Department, under the Comprehensive  
Employment and Training Act of 1973, Special Project #386, Title VI funds, and

WHEREAS, the title of Laborer was erroneously stated, NOW,  
THEREFORE, BE IT

RESOLVED that the title of William Sasse be changed to Senior  
Laborer, and BE IT FURTHER

RESOLVED that his salary be changed from \$4.8583/hour to \$5.13/hour  
effective March 6, 1978.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst and  
Wegner  
NAYES: 0  
ABSENT: Councilman Wegner

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

WHEREAS, the necessary PO-17 forms have been submitted to the Erie  
County Department of Personnel for the creation of an "Auto Body Repairman"  
position in the Central Garage, and

WHEREAS, the Erie County Department of Personnel has approved the  
creation of said position, NOW, THEREFORE, BE IT

RESOLVED that the position of "Auto Body Repairman" in the Central  
Garage be and hereby is created.

Item No. 39 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst and  
Wegner  
NAYES: 0  
ABSENT: Councilman Wegner

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

WHEREAS, the position of "Auto Body Repairman" in the Central  
Garage has previously been created, NOW, THEREFORE, BE IT

RESOLVED that Clayton E. Kwitzer, of , Cheektowaga,  
New York, be and hereby is appointed to the position of "Auto Body Repairman" in  
the Central Garage at a starting salary of \$6,4483 per hour; said appointment  
effective March 27, 1978.

Upon Roll Call....

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

Item No. 41 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, the Town Board has previously created a Senior Citizen  
Advisory Council for the purpose of advising the Town on matters relating to  
Senior Citizen programming and planning, NOW, THEREFORE, BE IT

RESOLVED that the following individuals be appointed to serve on  
the Senior Citizen Advisory Council for a period of one year, ending March 20,  
1979:

George S. Beckinghausen	Donald Merritt
Depew, N.Y. 14043	Cheektowaga, N.Y. 14206
Frank Endres	Rev. Kenneth Neal
Depew, N.Y. 14043	Cleveland Heights Christian Church
	4774 Union Road
	Cheektowaga, N.Y. 14225
Joanne Chmielewski	Beatrice Ruda
Cheektowaga, N.Y. 14225	Sloan, N.Y. 14212
Walter Dominiak	Ted Simmons
Cheektowaga, N.Y. 14211	Cheektowaga, N.Y. 14227
Ted Jankowski	Allbi Sullivan
Cheektowaga, N.Y. 14227	Cheektowaga, N.Y. 14225
Rev. Joseph Kozlowski	Edmund Wegrzynowski
St. John Gualbert Church	Cheektowaga, N.Y. 14211
83 Gualbert Avenue	
Cheektowaga, N.Y. 14211	
Jerry Gabryszak	Patricia Wojcik
Administrative Assistant	Senior Citizen Coordinator
Town Council	(ex-officio member)
(ex-officio member)	

Upon Roll Call....

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

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

BE IT RESOLVED that Stanley Wlos of , Cheektowaga, New York, be and hereby is re-appointed as a member of the Board of Assessment Review for a term of five (5) years, effective 4/12/78 through 4/12/83.

Upon Roll Call....

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

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

WHEREAS, a bond sale will take place in New York City on April 6, 1978, and

WHEREAS, it will be necessary to deliver said bonds and to close the bond sale transaction in New York City, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor, Kenneth J. Meyers, the Town Clerk, Richard M. Moleski and the Town Attorney, John V. Rogowski, be and hereby are authorized to deliver said bonds and to close said bond transaction in New York City, and BE IT FURTHER

RESOLVED that all reasonable and necessary expenses incurred in said delivery and closing will be reimbursed by the Town.

Upon Roll Call....

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

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

RESOLVED that Bonnie Przybylak, Employment and Volunteer Service Coordinator of the Cheektowaga Youth Bureau, is hereby authorized to attend the Professional Service Council of Region II Conference on Big Brother/Big Sister Programs, to be held in Highland, New York on April 5th through April 7th, and BE IT FURTHER

RESOLVED that Bonnie Przybylak be reimbursed for her necessary and reasonable travel expenses in connection with said trip not to exceed \$175.00.

Upon Roll Call....

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

Item No. 45a Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, Richard J. Kozell, a Police Officer in the Cheektowaga Police Department, has applied for Military Leave of Absence for a period of three days from April 14th to 16th, 1978, and his Order to report for military duty have been forwarded to the Town Clerk, and

WHEREAS, Section 242 of the Military Law of the State of New York allows a military leave for the purpose of reporting for military duty pursuant to an Order up to a period of six months, and

WHEREAS, said Section 242 of the Military Law also provides for the payment of the salary of such public employee for a period of thirty (30) days while on said military duty, NOW, THEREFORE, BE IT

RESOLVED that Richard J. Kozell, a Police Officer in the Cheektowaga Police Department, be and hereby is granted a military leave of three (3) days, and BE IT FURTHER

Item No. 45a cont'd

RESOLVED that said Richard J. Kozell be paid his salary or other compensation for a period of three (3) days while on such military leave.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Siwatek, Johnson, Dux, Burst and Wegner  
NAYES: 0  
ABSENT: Councilman Kaczmarek

Item No. 45b Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, Gary M. Schmidt, a Police Officer in the Cheektowaga Police Department, has applied for Military Leave of Absence for a period of three days from April 14th to 16th, 1978, and his Orders to report for military duty have been forwarded to the Town Clerk, and

WHEREAS, Section 242 of the Military Law of the State of New York allows a military leave for the purpose of reporting for military duty pursuant to an Order up to a period of six months, and

WHEREAS, said Section 242 of the Military Law also provides for the payment of the salary of such public employee for a period of thirty (30) days while on said military duty, NOW, THEREFORE, BE IT

RESOLVED that Gary M. Schmidt, a Police Officer in the Cheektowaga Police Department, be and hereby is granted a military leave of three (3) days and BE IT FURTHER

RESOLVED that said Gary M. Schmidt be paid his salary or other compensation for a period of three (3) days while on such military leave.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst and Wegner  
NAYES: 0  
ABSENT: Councilman Wegner

Item No. 46 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, William Conway, Clerk in the Town of Cheektowaga Assessor's Office, has been absent from work due to illness, and

WHEREAS, said employee has requested an extension of his sick leave benefits pursuant to the limitations specified in the Collective Bargaining Agreement between the Town of Cheektowaga and the Employees' representative, NOW, THEREFORE, BE IT

RESOLVED that said William Conway be and hereby is granted extended sick leave pay not to exceed fifteen (15) days commencing on March 29, 1978, and subject to the provisions of the Collective Bargaining Agreement between the Town of Cheektowaga and the Employees representative.

Upon Roll Call....

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

Item No. 47 Motion by Councilman Johnson, seconded by Councilman Wegner

WHEREAS, there is need for obtaining consulting engineers' services that are not included in the scope of any current projects, and

WHEREAS, such services are essential in helping coordinate the development of drainage systems, sanitary sewer systems and open areas, NOW, THEREFORE, BE IT

Item No. 47 cont'd

RESOLVED that the Town Engineer is hereby authorized to secure the services of Nussbaumer & Clarke, Inc., Consulting Engineers, as needed at the rates of \$21.43 per hour for services of a project engineer and \$12.78 per hour for services of a draftsman, said rates to apply for the calendar year of 1978, and BE IT FURTHER

RESOLVED that payment for said services are to be charged to the General Fund - Drainage Budget, and any sanitary sewer services to be chargeable to the benefiting district.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst and Wegner

NAYES: 0

ABSENT: Councilman Kaczmarek

Item No. 48 Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, a current contract exists between the Town of Cheektowaga and New York State Electric & Gas Corporation covering charges to the Town's General Lighting District, and

WHEREAS, New York State Electric & Gas Corporation has requested additions to the contract in accordance with the attached "Addendum Agreement to Street Lighting Contract", and

WHEREAS, said Addendum permits the use of 5800 lumen high pressure sodium lamps and fixtures, and

WHEREAS, it is intended that such lamps and fixtures be used in place of 7000 lumen mercury vapor lamps and fixtures for new installations, and

WHEREAS, such Addendum Agreement would promote conservation of energy and result in future cost savings to the Town, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor of the Town of Cheektowaga is hereby authorized to sign the attached Addendum Agreement to the Street Lighting Contract on behalf of the Town of Cheektowaga.

\* See next pages for Addendum Agreement



ADDENDUM AGREEMENT TO  
STREET LIGHTING CONTRACT

TOWN OF CHEEKTOWAGA  
COMMUNITY

AGREEMENT, made in duplicate, this 20th day of March, 1978  
by and between NEW YORK STATE ELECTRIC & GAS CORPORATION (herein called the  
"Company"), and the Town of Cheektowaga (herein called the "Consumer"),

WITNESSETH that in consideration of the promises and agreements  
herein contained and for value received it is hereby UNDERSTOOD AND AGREED AS  
FOLLOWS:

The agreement between the parties dated July 1, 1976, is  
hereby amended and supplemented to include the following provisions in and as an  
addition to subparagraph 1 of paragraph SECOND thereof:

**RECEIVED**

5800 lumen high pressure sodium lamp @ \$48.00 per lamp

APR 17 1978

5800 lumen high pressure sodium lamp @ \$27.00 per lamp \*\*

Richard M. Moleski, Town Clerk

IN WITNESS WHEREOF, the parties hereto have duly executed this  
agreement and have had it attested, as of the day and year first above  
written.

NEW YORK STATE ELECTRIC & GAS CORPORATION

By

W.C. Moore  
General Manager - Western Area

ATTEST:

Jim [Signature]  
Assistant Secretary

Town of Cheektowaga

By

Kenneth J. Meyers  
Mayor or Supervisor

ATTEST:

Richard M. Moleski  
Clerk  
(Corporate Seal)

05/15/73

CERTIFIED COPY OF RESOLUTION AUTHORIZING ADDENDUM  
AGREEMENT TO STREET LIGHTING CONTRACT WITH  
NEW YORK STATE ELECTRIC & GAS CORPORATION  
FOR LIGHTING THE STREETS OF THE  
TOWN OF CHEEKTOWAGA

RESOLVED that the written agreement dated March 20, 1978, modifying and amending the contract dated July 1, 1976 between the New York State Electric & Gas Corporation and the Town of Cheektowaga New York, be and the same hereby is, approved and that the Supervisor and the Clerk of this Board be, and they hereby are, authorized, empowered and directed to execute the same in the name and in behalf of the Town of Cheektowaga

STATE OF NEW YORK           )  
                                  ) ss:  
COUNTY OF ERIE            )

I, RICHARD M. MOLESKI, do hereby certify that I am the Clerk of the Town of Cheektowaga, in the County of Erie, New York; that the foregoing is a true and correct transcript of a resolution duly adopted at a meeting of the Town Board of the Town of Cheektowaga duly and regularly called and held on March 20, 1978, at which a quorum was present; that Kenneth J. Meyers is the duly elected, qualified and acting Supervisor and I am the duly elected, qualified and acting Clerk of said Board, and that we have this day duly executed, in duplicate, the agreement submitted to said Board, as set forth in the aforesaid resolution.

IN WITNESS WHEREOF, I have hereto subscribed my name and affixed the seal of said Board, this 22nd day of March, 1978.

(Seal)

  
Clerk



Item No. 48 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilman Swiatek, Johnson, Dux, Burst and  
Wegner  
NAYES: 0  
ABSENT: Councilman Kaczmarek

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

BE IT RESOLVED that the following vouchers and warrants submitted to the TOWN OF CHEKETOWAGA prior to March 20th, 1978 be and the same are hereby approved and the Supervisor is ordered to pay same.

<u>FUND</u>	<u>CHECK NO.</u>		<u>AMOUNT</u>
	<u>FROM</u>	<u>TO</u>	
General Fund	5195	- 5343	\$ 321,954.95
Part Town Fund	821	- 849	5,301.61
Special Dist. Fund	4026	- 4094	116,648.24
Special Dist. Fund-Invest.		none	300,000.00
Highway Fund	3258, 3321-3364		79,581.36
Capital Fund	1 - 14, 28		562,877.58
Capital Fund-Invest.		none	500,000.00
Trust and Agency Fund	532	- 533	15,535.95
Town Hall E.D.A. Fund	1	- 4	51,943.20
St. Felix E.D.A. Fund		116	9,600.00
			<u>\$1,963,442.89</u>

Upon Roll Call....

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

IV. DEPARTMENTAL COMMUNICATIONS

Item No. 50 Building Permits  
Received and Filed.

Item No. 51 Health Report  
Received and Filed.

V. GENERAL COMMUNICATIONS

Item No. 52 A.F. Mallette, N.Y.S. Dept. of Trans. - letter regarding signal  
at intersection of Genesee and Alpine.  
Received and Filed.

Item No. 53 John J. Potter, Mayor, Village of Depew - letter regarding Federal  
Grant to construct sanitary sewers  
Received and Filed.

Item No. 54 Cheektowaga Fire Chief's Mutual Aid Assn. - letter requesting letter  
of recommendation for members of Fire Advisory Board.  
Received and Filed.

Item No. 55 Parent-Teacher Association of Cleveland Hill Schools - letter requesting use of Cleveland Hill High for Summer Recreation Programs  
Received and Filed.

Item No. 56 Niagara Frontier Transit Metro System, Inc. - letter regarding spring schedule of bus routes  
Received and Filed.

Item No. 57 Kideney, Smith, Fitzgerald, Laping, Architects-Engineers - letter regarding sewer district moratorium  
Received and Filed.

Item No. 58 Suburban Citizens Affirmative Action Committee - letter regarding official policy of "racial discrimination"  
Received and Filed.

Item No. 59 NOTICE OF CLAIM - James Nosbisch vs Town of Cheektowaga  
Received and Filed.

#### VI. SUSPENSION OF RULES

Motion by Councilman Swiatek, seconded by Councilman Johnson to suspend the rules to include the following items.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst and Wegner

NAYES: 0

ABSENT: Councilman Kaczmarek

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

BE IT RESOLVED that permission is hereby given to Niagara Mohawk Power Corporation to install 1 - 175 watt mercury vapor enclosed street light on Harlem Road, south of Maryvale Drive, in the Town of Cheektowaga, on Niagara Mohawk-owned wood Pole No. 3242, at an annual increase of \$61.00, in accordance with the attached proposal which is hereby made a part of this resolution.

\* See next pages for proposal.

OVERHEAD

STREET LIGHTING PROPOSAL

TOWN OF CHEEKTOWAGA

HARLEM ROAD - South of Maryvale Drive

Install - 1-175 Watt mercury vapor enclosed street  
light on Company-owned wood pole, standard  
overhead service.

Pole No. 3242 (across from The Owl Lounge).

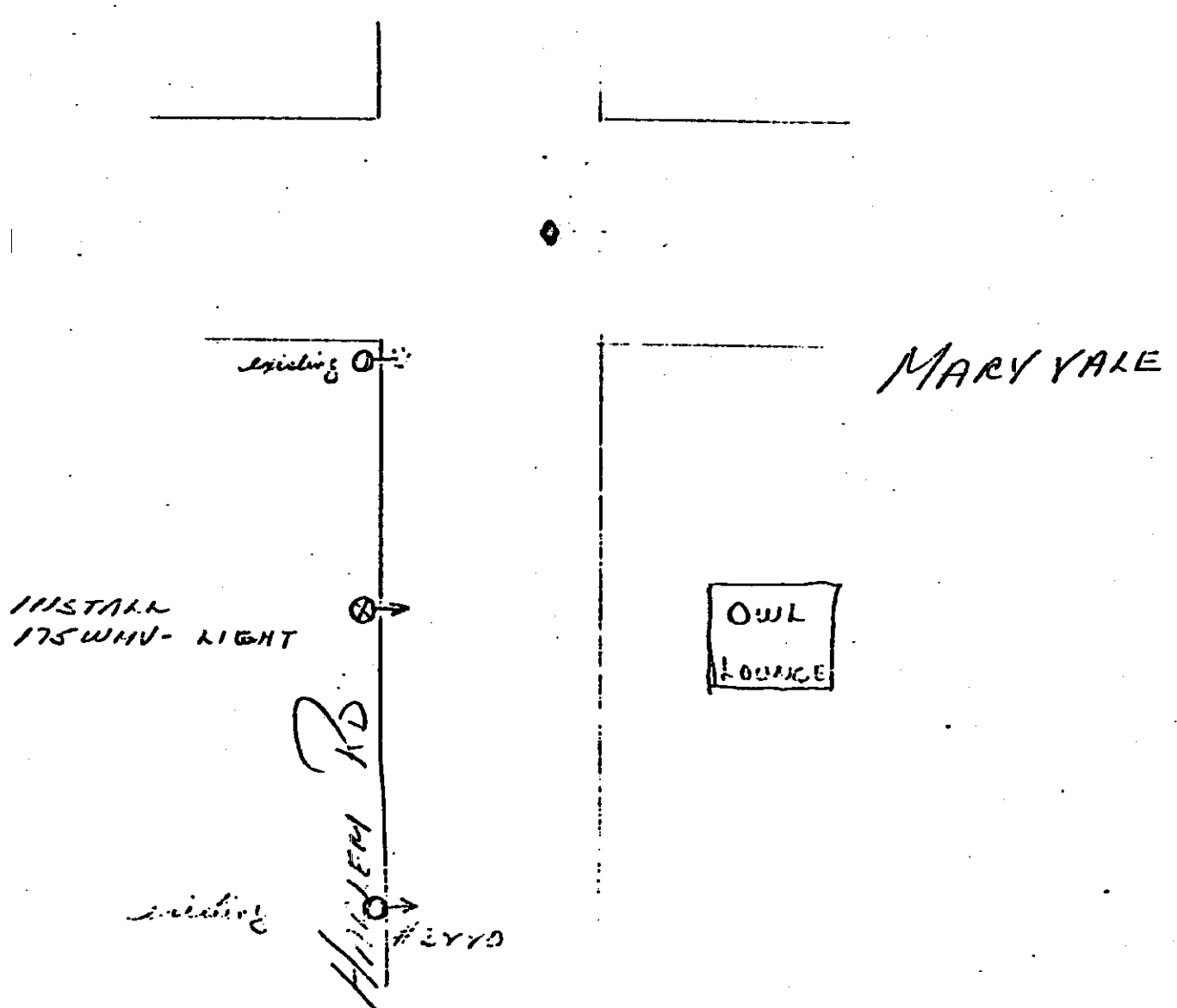
See attached sketch.

ANNUAL INCREASE ---- \$61.00

# STREET LIGHT PROPOSAL

TOWN OF MUSKETWASH

HARLEM RD - 3/4 MARYVALE



Item No. 60 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst and  
Wegner

NAYES: 0

ABSENT: Councilman Kaczmarek

Item No. 61 Motion by Councilman Johnson, seconded by Councilman Burst

BE IT RESOLVED that permission is hereby given to Niagara Mohawk Power Corporation to install 2 - 175 watt mercury vapor enclosed street lights on Hunting Road in the Town of Cheektowaga, on Customer-owned 25 foot steel lamp standards, at an annual increase of \$299.50, in accordance with the attached proposal which is hereby made a part of this resolution.

\* See next pages for proposal

UNDERGROUND

STREET LIGHTING PROPOSAL

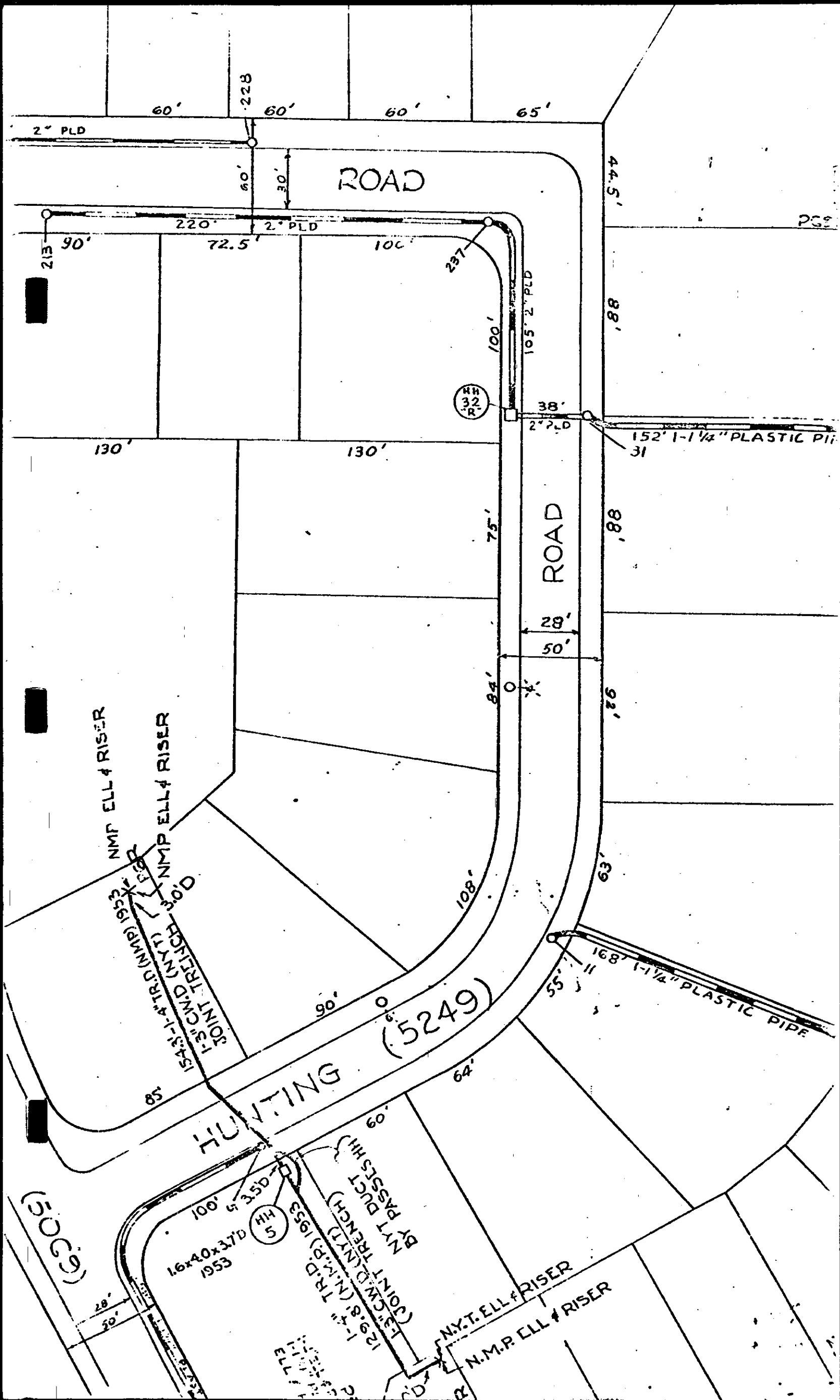
TOWN OF CHEEKTOWAGA

HUNTING ROAD

Install - 2-175 Watt mercury vapor enclosed street lights  
and Customer-owned 25 foot steel lamp standards,  
standard underground service.

Pole Numbers - as per attached sketch.

ANNUAL INCREASE ---- \$299.50



Item No. 61 cont'd

Upon Roll Call....

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

Item No. 62 Motion by Councilman Swiatek, seconded by Councilman Burst  
to adjourn the meeting.

RICHARD M. MOLESKI  
Town Clerk



SPECIAL MEETING NO. 7

CHEEKTOWAGA, NEW YORK  
March 29, 1978

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 29th day of March, 1978 at 7:00 o'clock 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 James R. Burst  
Councilman Donald J. Wegner

ABSENT: Councilman George Kaczmarek

Also present were: Richard M. Moleski, Town Clerk; John V. Rogowski, Town Attorney; Robert Miller, Deputy Town Attorney.

The Special Meeting was duly opened and the Supervisor inquired whether any resolutions were to be submitted by any member of the Board. No resolutions were submitted and no official business was transacted. A public hearing was held relative to potential transfer of the Sloan Police Department to the Cheektowaga Police Department or potential merger of these departments, but no official action was taken and the meeting was duly adjourned.

Motion by Councilman Swiatek, seconded by Councilman Dux to adjourn the meeting.

RICHARD M. MOLESKI  
Town Clerk

\*\*\*\*  
BIDS  
\*\*\*\*

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
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2	Engineering - furnishing of sand/cia/loam & topsoil for 1978	1
3	Engineering - fencing for 1978	1
4	Engineering - dimensioned lumber and plywood for 1978	1
5	Engineering - Maintenance chemicals and grass seed for various departments for 1978	1
6	Engineering - portable chemical toilets for Parks Dept. for 1978	1
7	Recreation - refinishing of metal swimming pools & wading pools at Maryvale and Dingens St. Parks	1
8	Parks - furnishing of baseball diamond supplies for 1978	1
<u>Meeting No. 9 April 17, 1978</u>		
2	Building Maint Dept. - re-roofing of Cheektowaga Police & Court Bldg.	1
3	Highway - Street sweeper brooms & push brooms	1

\*\*\*\*\*  
PUBLIC HEARINGS  
\*\*\*\*\*

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
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33	Highway - Award of bid for road materials	16-17
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<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
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53	Authorization for Town to purchase premises at N.W. Corner of Towers and French Road	24-25
54	Highway Dept. - Award of bid for two (2) 1978 10-wheel Tandem Trucks	25-26
55	Authorization for two Police Officers to attend funeral in N.Y.C. for two slain Police Officers	