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, 1979 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:

Λ

Also present were: Richard M. Moleski, Town Clerk; John V. Rogowski, Town Attorney; Theodore DeFedericis, Chief of Police; Legislator Richard Slisz; Chester L. Bryan, Town Engineer; Alfred Wnek, Highway Superintendent; Ron Zoeller, Sanitation Department Foreman; Ron Marten, Building & Plumbing Inspector; Ken Kopacz, Executive Director of the Youth Board; Ed Leak, Recreation Director; Dr. Louis Vendetti, Town Health Officer.

I. PUBLIC HEARING

Item No. 2 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 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 amendment being as follows:

ARTICLE XIII

Truck Exclusions

Section 130. Trucks over five tons excluded is amended by deleting therefrom the following:

Trucks in excess of five (5) tons are hereby excluded from the following highways within the Town of Cheektowaga, County of Erie, State of New York:

• INDIAN ROAD - from a point of beginning more or less nine hundred (900) feet southwest of right-of-way of Broadway at point of intersection of Village of Depew line with Indian Road; thence continuing southwesterly and southerly to Como Park Boulevard.

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

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. Comments were heard and at such time the Town Clerk received a petition relative to said Truck Exclusions on Indian Road. The Supervisor declared the hearing closed; decision was reserved.

NEW YORK.

II. RESOLUTIONS

Item No. 3 Motion by Councilman Wegner, seconded by Councilman Johnson

WHEREAS, this Town Board duly held a public hearing on the 4th day of December, 1978 to consider the advisability of adoption of proposed amendments to the Traffic Ordinance of the Town of Cheektowaga which was adopted on July 17, 1967, said hearing being held in accordance with Notice thereof which was duly published as required by law, at which hearing an opportunity to be heard was afforded all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1.

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

ARTICLE VIII

Stop and Yield Intersections

Street	Direction	Entrance Street	Traffic Stops	Sign Location
PARMINGDALE ROAD	North-South	FAIRHAVEN DRIVE	Westbound	N.E. Corner
FARMINGDALE ROAD	North-South	FAIRHAVEN DRIVE	Eastbound	S.W. Corner
FAIRHAVEN DRIVE	East-West	FARMINGDALE ROAD	Northbound	S.E. Corner
FAIRHAVEN DRIVE	East-West	FARMINGDALE ROAD	Southbound	N.W. Corner
FARMINGDALE ROAD	East-West	GLENDALE LANE	Northbound	S.E. Corner
FARMINGDALE ROAD	East-We st	GLENDALE LANE	Southbound	N.W. Corner
GLENDALE LANE	North-South	FARMINGDALE ROAD	Westbound	N.B. Corner
GLENDALE LANE	North-South	FARMINGDALE ROAD	Eastbound	S.W. Corner

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:

D. No standing here to corner:

PINE RIDGE ROAD

East side:

one hundred (100) feet north of Walden Avenue.

Section 102 is amended by deleting therefrom the following:

A. No parking this side or one-side parking:

GEORGE URBAN BLVD.

South side:

from the east line of West Grand Blvd. to the west line of Westland

Parkway.

WILLIAM STREET

South side:

from west curb line of Harlem Avenue to 2315 William Street.

WILLIAM STREET

North side:

from east curb line of Harlem Avenue to No. 2332 William Street.

Item No. 3 Cont'd.

Section 2. Time to take effect.

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

Section 3. Territorial application.

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

Section 4. Publication and Posting.

That these amendments to the Traffic Ordinance shall be entered in the minutes of this Town Board and shall be published in THE EXAMINER 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 these amendments specifying the date of adoption thereof.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

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ABSENT:

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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 _____ day of _____, 19 Z? and ending on the _____ day of ______, 19___

LC Signed In a Sworn to before me, on the__ day of ______, 19___

Notary Public

EKTRACIS PION NUMBER OF CHERKTOWAS TOWN DOAD

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 3rd day of January, 1979 at 7:00 o'clock o.m. Eastern Standard Time

there were:

PRESENT: Supervisor Kenneth J. Meyers Councilman Frank E. Swiatek Councilman Thomas M. Johnson,

Councilman Frank J. Dux Councilman George Kaczmarek Councilman James R. Burst Councilman Donald J. Wegner ABSENT:

Motion by Councilman Wegner Seconded by

WHEREAS, this Town Board duly held a public hearing on the 4th day of December. 1978 to consider the advisability of adoption of proposed amendments to the Traffic Ordinance of the Town of Cheektowaga which was adopted on July 17, 1967, sald 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 RE-SOLVED as follows:

Section 1.

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

ARTICLE VIII

Stop and Yield Intersections Street - FARMINGDALE ROAD, Direction - North-south, Entrance Street - FAIRHAVEN DRIVE, Traffic Stops - Westbound, Sign Location -N.E. Corner; Street - FARMINGDALE ROAD, Direction -North-south. - FAIRHAVEN Entrance Street DRIVE, Traffic Stops - Eastbound, Sign Location - S.W. Corner; Street - FAIRHAVEN DRIVE, Direction East-west, Entrance Street - FARM-INGDALE ROAD, Traffic Stops -Northbound, Sign Location - S.E. Corner; Street - FAIRHAVEN DRIVE, Direction - East-west, Entrance Street - FARMINGDALE ROAD, Traffic Stops - Southbound, Sign Location - N.W. Corner; Street -FARMINGDALE ROAD, Direction -East-west, Entrance Street - GLEN-DALE LANE, Traffic Stops Northbound, Sign Location - S.E. Corner; Street - FARMINGDALE ROAD, Direction - East-west, Entrance Street - GLENDALE LANE,

Lecation - N.W. Corner; GLENDALE LANE, Direction - North-south; Entrance Street - FARMINGDALE ROAD, Traffic Stops - Westbound, Sign Location - N.E. Corner; Street - GLENDALE LANE, Direction - North-south, Entrance Street - FARMINGDALE ROAD, Traffic Stops - Eastbound, Sign Location - S.W. Corner.

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:

D. No standing here to corner:

PINE RIDGE ROAD - East side: one hundred (100) feet north of Walden Avenue

Section 102 is amended by deleting therefrom the following:

A. No parking this side or one-side parking:

GEORGE URBAN BLVD. - South side: from the east line of West Grand Blvd. to the west line of Westland Parkway. WILLIAM STREET - South side: from west curb line of Harlem Avenue to 2315 William Street. WILLIAM STREET - North side: from east curb line of Harlem Avenue to No. 2332 William Street.

Section 2. Time to take effect.

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

Section 3. Territorial application
These amendments shall apply to

all of the Town of Cheektowaga, Erie County, New York outside of the villages of Depew and Sloan.

Section 4 Publication and Posting.

That these amendments to the Traffic Ordinance shall be entered in the minutes of this Town Board and shall be published in the EXAMINER. 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 these amendments specifying the date of adoption

Item No. 4 Motion by Councilman Wegner, seconded by Councilman Johnson

WHEREAS, this Town Board duly held a public hearing on the 18th day of December, 1978 to consider the advisability of adoption of proposed amendments to the Traffic Ordinance of the Town of Cheektowaga which was adopted on July 17, 1967, said hearing being held in accordance with Notice thereof which was duly published as required by law, at which hearing an opportunity to be heard was afforded all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1.

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

ARTICLE 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:

D. No standing here to corner:

ALEXANDER STREET

West side:

from the north curb line of DOAT

STREET to a point 75 feet norther-

ly therefrom.

HEDWIG STREET

East side:

from the north curb line of WALDEN
AVENUE to a point 75 feet norther-

ly therefrom.

Section 2. Time to take effect.

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

Section 3. Territorial application.

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

Section 4. Publication and Posting.

That these amendments to the Traffic Ordinance shall be entered in the minutes of this Town Board and shall be published in THE EXAMINER, 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 these amendments specifying the date of adoption thereof.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

0

AFFIDAVIT

STATE OF NEW YORK COUNTY OF ERIE TOWN OF CHEEKTOWAGA

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 _____ day of _____, 19___ ACC.

Signed ______, 19____

Notary Public

EXTRACTS FROM MINUTES OF CHEEKTOWAGA TOWN BOARD

At a regular meeting of the Town Board of the Town of Cheektowaga. Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 3rd day of January, 1979 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 George Kaczmarek Councilman James R. Burst Councilman Donald J. Wegner ABSENT:

Motion by Councilman Wegner Seconded by

WHEREAS, this Town Board duly held a public hearing on the 18th day of December, 1978 to consider the advisability of adoption of proposed amendments to the Traffic Ordinance of the Town of Cheektowaga which was adopted on July 17, 1967, said hearing being held in accordance with Notice thereof which was duly published as required by law, at which hearing an opportunity to be heard was afforded all persons interested in the subject

NOW, THEREFORE, BE IT RE-**SOLVED** as follows:

That this Town Board determine that it is in the public interest to adopt the following amendments to the Traffic Ordination of the Town of Cheektowaga, County of Erie and State of New York, and said amendments are 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: D. No standing here to corner:

ALEXANDER STREET - West side: from the north curb line of DOAT STREET to a point 75 feet northerly

HEDWIG STREET Fast side from the north curb line of WALDEN AVENUE to a point 75 feet northerly therefrom

Section 2. Time to take effect.

(a) These amendments shall take effect when properly posted within a reasonable time except those parts. if any, which are subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York.

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

Section 3. Territorial application. These amendments shall apply to all of the Town of Cheektowaga, Erie County, New York outside of the villages of Depew and Sloan.

4. Publication Section esting.

That these amendments to the Traffic Ordinance shall be entered in the minutes of this Town Board and shall be published in the EXAMINER, 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 these amendments specifying the date of adoption thereol

Upon roll call. Voting Supervisor Mevers Voting Councilman Swiatek Councilman Johnson Voting Voting Councilman Dux Councilman Kaczmarek Voting Councilman Burst Voting Councilman Wegner Voting AYES:

NAYES ABSENT: STATE OF NEW YORK

COUNTY OF ERIE I. RICHARD M. MOLESKI, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as

follow: 1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on January 3 1979, and minutes of said meeting have been duly recorded in the Minute Book by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at item No. 4, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 3rd day of January 1979.

Richard M. Moleski **Town Clerk**

Item No. 5 Motion by Councilman Wegner, 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 15th day of January, 1979 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 the 4th day of January, 1979; 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 15th day of January, 1979 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:

ASTICLE XIII

Truck Exclusions

Section 130. Trucks over five tons excluded is amended by adding thereto the following:

Trucks in excess of five (5) tons are hereby excluded from the following highways within the Town of Cheektowaga, County of Erie, State of New York:

NORTH MEADOWBROOK PARKWAY

COLTON STREET

CHARLES STREET

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

NEW YORK.

Dated: January 3, 1979

RICHARD M. MOLESKI Town Clerk

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

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

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ABSENT:

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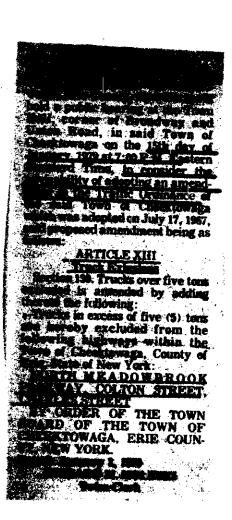
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STATE OF NEW YORK COUNTY OF ERIE TOWN OF CHEEKTOWAGA

of Cheektowaga, in said County of Erie, being duly sworm, deposes and says that he (she) is of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for weeks; first publication and that no more than six days intervened between publications.

Sworm to before me this

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



Item No. 7 Motion by Councilman Burst, seconded by Councilman Dux

WHEREAS, bids were awarded to Motorola Communications, 388 Evans Street, Williamsville, New York for four (4) Mobile Radio Transmitter Receiver Combinations for use by the Cheektowaga Police Department, and

WHEREAS, the bid proposal of the successful bidder required delivery within approximately 45 working days after receipt of said order, and

WHEREAS, a considerable period of time beyond the 45 working days from the date of the order has expired and the bidder has failed to make such delivery, therefore, BE IT

RESOLVED that the Town hereby rescinds said resolution of June 29, 1978 and further cancels the order for said four (4) Mobile Radio Transmitter Receiver Combinations, and BE IT FURTHER

RESOLVED that a certified copy of this resolution be forwarded to Motorola Communications, 388 Evans Street, Williamsville, New York with the appropriate cover letter by the Town Clerk.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

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ABSENT:

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Item No. 8 Motion by Councilman Burst, seconded by Councilman Dux

WHEREAS, a 1978 Chevrolet automobile owned by the Town of Cheek-towaga, and used and operated by the Town of Cheektowaga Police Department, was damaged in an automobile collision on October 14, 1978 through the culpable conduct of Jeffrey P. Pugh, who was operating a stolen vehicle at the time, now, therefore, BE IT

RESOLVED that the Town Attorney's Office, in conjunction with the Town Police Department, take whatever legal proceedings as may be necessary for the recovery of any and all damages sustained to the aforementioned Town vehicle.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

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ABSENT:

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Item No. 9 Motion by Councilman Wegner, seconded by Councilman Johnson

WHEREAS, Willard C. Allis has applied for a rezoning from RC-Restricted Business District to C-Retail Business District on property located at the N.E. corner of Genesee Street and Beach Road, 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, described as follows:

BEING part of Lot No. 17 in the 11th Township, Range 7 of the Holland Land Company's Survey and more particularly known and described as follows:

COMMENCING at a point on the north line of Genesee Street, One hundred fifty-nine and seventy-one hundredths (159.71) feet west from the intersection of the north line of Genesee Street with the west line of Cunard Street and thence running westerly along the north line of Genesee Street for a distance of forty-one and sixty-nine hundredths (41.69) feet; thence northerly on a line parallel to the east line of lands now owned by the party of the second part to the north line of Sublot No. 6 upon a survey of Part of Lot No. 17, Township 11, Range 7, made by Straley Bros.

Item No. 9 Cont'd.

Surveyors, and dated November 14th, 1922; thence easterly along said north line of Sublot No. 6 to a point where the north line of Subdivision Lot No. 6 would intersect with the west line of lands of the party of the first part; thence southerly along said line and along the west line of lands now owned by the first party about one hundred thirty-nine and ninety-nine hundredths (139.99) feet more or less to the place of beginning.

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 17, Township 11, Range 7 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point in the northerly line of Genesee Street at the southwest corner of lands conveyed to Josephine M. Seidel by instrument recorded in Erie County Clerk's Office in Liber 3118 of the Deeds at page 548 on June 23, 1941; thence westerly along the northerly line of Genesee Street 30 feet to the east line of lands taken by the State of New York as shown on Map 188, Parcel 188 which map is recorded in Erie County Clerk's Office in Liber 4670 of Deeds at Pages 27, 31; thence northerly along the easterly line of lands shown on Map 188, Parcel 188 a distance of 42.72 feet to a point; thence continuing northerly along the easterly line of lands shown on Map 188, Parcel 188 a distance of 115.10 feet to the north line of Great Lot No. 17; thence easterly along the northerly line of Lot No. 17 a distance of 39.89 feet to the northwest corner of lands conveyed to Josephine M. Seidel by deed aforesaid; thence southerly along the westerly line of lands so conveyed 149.77 feet more or less to the place of beginning,

and to amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York, and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on the 18th day of September, 1978 at 6:30 o'clock p.m. Eastern Daylight Saving 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, denial of said rezoning has been recommended because of the close proximity of the premises to the intersection of Genesee Street and Beach Road, a busy intersection, which could possibly become a hazardous traffic situation, and

WHEREAS, it appears that the proposed rezoning would not be conducive to the use of the surrounding area by the owners or occupants thereof, now, therefore, BE IT

RESOLVED that the proposed rezoning of said premises from RC-Restricted Business District to C-Retail Business District be and hereby is denied.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES: ABSENT:

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Item No. 10A Motion by Councilman Wegner, seconded by Councilman Kaczmarek

WHEREAS, at a regular Town Board meeting held on December 4, 1978, a resolution was approved calling for a public hearing for rezoning of property located at 1400 Losson Road from R-Residential District to RA-Apartment District, and

WHEREAS, an incorrect address was submitted by applicant (address on application should have read 1371 Losson Road instead of 1400 Losson Road), NOW, THEREFORE BE IT

RESOLVED that said resolution be and hereby is rescinded.

Item No. 10A Cont'd.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

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ABSENT:

Item No. 10B Motion by Councilman Wegner, seconded by Councilman Kaczmarek

WHEREAS, Mr. Joseph Bianchi has made application and requested the rezoning of property located at 1371 Losson Road, in the Town of Cheektowaga, New York, from R-Residential District to RA-Apartment District, said applicant possessing ownership fo property aforementioned, NOW THEREFORE BE IT

RESOLVED that a Public Hearing be held regarding said request under the provisions of the Zoning Ordinance on January 15, 1979 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:

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ABSENT: 0

AFFIDAVIT-NEXT PAGE

AFFIDAVIT

STATE OF NEW YORK COUNTY OF ERIE TOWN OF CHEEKTOWAGA

Signed In . Q Chartus
Sworn to before me, on the ____
day of _____, 19__

Notary Public

Made the 4th day of October, Nineteen Hundred and Sixty-five.

and Testament of Jozefa Kucio, described, DO HEREBY CERTIFY as residing at 145 Denect Ave. Buffalo, N.Y. parties of the first part, and Joseph Bianchi and Lose Bianchi, his wife, 139 Cathedral Lane, Cheektowaga. New York; parties of the second part.

WITNESSETH, that the said parties of the first part, in consideration of ONE AND MORE Dollars (\$1 & more) lawful money of the United States, paid by the parties of the second part, do hereby grant and release unto the parties of the second part, their heirs and assigns forever, ALL THAT TRACK OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot 45, Township 10, Range 7, of the Buttalo Creek Reservation

and described as follows: BEGINNING at a point in the center line of Losson Road which line is the northerly line of Farm Lot 45 and which point is 622.64 feet easterly from the northwest corner of Farm Lot 45: thence southerly along the east line of land conveyed to Maryan Knake, Liber 3153, Page 118 and parallel with Bordon Road and the west line of Farm Lot 4, 300 feet; thence easterly and parallel with Losson Road 100 feet thence northerly and parallel with Bordon Road and the west line of Farm Lot 45, 300 feel to the said center line of Losson Road; thence easterly and along the said center line of Losson Road 100 feet to the point or place of beginning. Subject to the rights of the public in Losson Road.

STATE OF NEW YORK

COUNTY OF ERIE

I, RICHARD M. MOLESKI, Town Kucio, Legatees under the Last Will Clerk of the Town hereinafter follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga. a town located in the County of Erie. State of New York, was duly held on January 3, 1979, and minutes of said meeting have been duly recorded in the Minute Book by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at item No. 3. inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 3rd day of January, 1979. Richard M. Moleski

Town Clerk

Public Hearing will be held by the Town Board of the Town of ekthwaga, Erie County, New

York at the Town Hall in the said Town of Cheektowaga, corner of nadway and Union Read, on the 19th day of January 1979, at 6:30 e'clock P.M., Eastern Standard Then of said day for the purpose of considering the application of

eech Bianchi to Rezone from R 3 Regidential District to RA Appriment District on proper inented at 1371 de end the Zoning Map and Onlineance accordingly pursuant to Ordinance of the Tilers of Cheekte

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

TY DROER OF THE TOWN BOARD Supervisor Kenneth J. Majirirs Councilman Frank E. Swintek Councilman Thomas M. John

Councilmen Franksi. Dux Councilman Georgii Kaczmarek Councilman Jam R. Burst Councilman Denald J. Wegner 🗽 RICHARD M. MOLESKI

Item No. 11 Motion by Supervisor Meyers, seconded by Councilman Dux

WHEREAS, the Town of Cheektowaga entered into a contract on November 23, 1977 with the General Contractor, George Herman and Associates, Inc., 350 Hinman Avenue, Buffalo, New York 14216 for Cheektowaga Town Hall Additions and Alterations, Federal Project No. 01-51-23609, AND

WHEREAS, the contract specified completion of the project within 365 days of the starting date of the project as specified by E.D.A., AND

WHEREAS, the contractor has experienced some uncontrollable delays in receiving materials and incorporation of various change orders, NOW, THEREFORE, BE IT

RESOLVED that the completion date of the contract with the general contractor and all related contracts be extended to March 23, 1979.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES: ABSENT:

0

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

WHEREAS, a public hearing was held by the Town, where all parties and interests were given the opportunity to express their views and opinions on the future status of the Ludwig Avenue Bridge and the Town's petition to the State regarding the Ludwig Avenue Bridge, and

WHEREAS, based on the comments and concerns stated at the abovementioned public hearing, the Town Board has determined that it is in the best interest of the residents of the Town of Cheektowaga to amend its original petition to the Commissioner of Transportation regarding the Ludwig Avenue Bridge, and

WHEREAS, the Town Board, by resolution, at its December 18, 1978 meeting, directed the Town Attorney's Office to request that a public hearing be commenced for the purpose of requesting assistance for the demolition of said bridge and its approaches, therefore, BE IT

RESOLVED that the Town Board hereby sign a petition directed to the Commissioner of Transportation requesting assistance for the demolition of said bridge and its approaches, and, BE IT FURTHER

RESOLVED that the Town Board be and is hereby authorized to sign said petition, a copy of which is annexed hereto and made a part hereof.

*See next few pages for copy of Petition.

In the Matter of the Application of the TOWN OF CHEEKTOWAGA, Erie County, New York

for ·

PETITION

the demolition of the Ludwig Avenue Bridge and its approaches over the Consolidated Railroad Corp. (Conrail) Railroad in the TOWN OF CHEEKTOWAGA, Erie County, New York, pursuant to Section 91 of the Railroad Law.

TO THE COMMISSIONER OF TRANSPORTATION, STATE OF NEW YORK

The Petition of the Town of Cheektowaga, County of Erie and State of New York, respectfully shows:

- 1. That your petitioners are Kenneth J. Meyers,
 Supervisor, Frank E. Swiatek, Councilman, Thomas M. Johnson, Jr.,
 Councilman, Frank J. Dux, Councilman, George Kaczmarek, Councilman, James R. Burst, Councilman, and Donald J. Wegner, Councilman, of the Town of Cheektowaga, County of Erie and State of
 New York.
- 2. That the Town of Cheektowaga is a municipal corporation having its main office and principal place of business at Broadway and Union Road, Cheektowaga, New York.
- 3. That this Petition pertains to the Ludwig Avenue Bridge which crosses over the Consolidated Railroad Corp. (Conrail) Railroad in the Town of Cheektowaga, County of Erie and State of New York.
- 4. That the structure is presently in such a poor state of repair that the Town of Cheektowaga upon recommendation of

the County Engineer (Erie County) and a private engineer, has closed it entirely to all pedestrians and traffic; that structural steel and pavement on the bridge shows considerable damage as to significantly reduce the structural support of the bridge and it poses a significant danger to moderate pedestrian and traffic loads and therefore represents a hazard to the public, and, in the interest of public safety it requires that said structure be rehabilitated and/or replaced.

- 5. That the Town Board has heretofore, by resolution adopted on June 29th, 1978, requested a public hearing pursuant to Section 91 of the Railroad Law for rehabilitation and/or replacement of said Ludwig Avenue Bridge. That a public hearing was held pursuant thereto on October 17, 1978, before F. E. Ueberwasser, Administrative Law Judge, State of New York, regarding the Town's petition relative to the repair or replacement of the Ludwig Avenue Bridge, and that a public hearing was held by the Town, where all parties and interests were given the opportunity to express their views and opinions on the future status of the Ludwig Avenue Bridge and the Town's petition to the State regarding the Ludwig Avenue Bridge.
- 6. That based on the comments and concerns stated at the above-mentioned public hearing, the Town Board has determined that it is in the best interest of the residents of the Town of Cheektowaga to amend its original petition to the Commissioner of Transportation regarding the Ludwig Avenue Bridge and request a hearing of the Commissioner of Transportation for the purpose of

requesting assistance for the demolition of said bridge and its approaches.

WHEREFORE, your petitioners pray for an Order requesting that a public hearing be commenced by the Commissioner of Transportation of the State of New York for the purpose of considering the question of obtaining assistance by the Town for the demolition of said bridge and its approaches and for such other and further relief that may be deemed proper.

Dated: January 3 , 1979

Cheektowaga, New York

Remeth J. Meyers, Supervisor

Frank E. Swiatek, Councilman

Thomas M. Johnson, Fr., Councilman

Frank J. Dux, Councilman

Local Remark, Councilman

James R. Burst, Councilman

Donald J. Wegner, Councilman

STATE OF NEW YORK)

COUNTY OF ERIE

SS:

I, RICHARD M. MOLESKI, Clerk of the Town of Cheektowaga,
New York, DO HEREBY CERTIFY that I have compared the foregoing
copy of a resolution duly adopted by the Town Board of said Town
at a regular meeting duly called and held on January 3, 1979,
with the original of said resolution on file in my office as Clerk
of said Town, and that the same is a true and exact copy thereof
and of the whole thereof.

(SEAL)

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town of Cheektowaga, New York, as Clerk of said Town this 4th day of January, 1979.

Richard M. Molecki

Item No. 12 Cont'd.

Upon Roll Call....

AYES: S

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

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ABSENT:

0

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

WHEREAS, the County of Erie has submitted to the Town of Cheektowaga, a snow removal and ice control contract covering various highways in the Town of Cheektowaga, and

WHEREAS, said agreement is similar to prior agreements which have been submitted to the Town on an annual basis and which provide for certain rates to be charged by the Town to the County for such snow removal and control of highways, therefore, BE IT

RESOLVED that the Supervisor be and is hereby authorized to execute said contract on behalf of the Town of Cheektowaga, a copy of which is annexed hereto and made a part hereof.

*See next few pages for copy of Snow Removal Contract.

THIS AGREEMENT made and entered into as of the last day of November, 1978, by and between the COUNTY OF ERIE, a municipal corporation organized under the Laws of the State of New York, maintaining its offices at 95 Franklin Street, Buffalo, New York, and the TOWN OF CHEEKTOWAGA a municipal corporation of the State of New York in Erie County, hereinafter referred to as MUNICIPALITY.

WITNESSETH:

COUNTY OF BRIE -- DEPARTMENT OF LAW

PIRST: The Municipality hereby agrees to remove snow, to sand, and to control ice and snow on certain County Roads, hereinafter defined; and, in implementing such removal and control, ot erect and remove its own snow fences where it deems desirable, all at an annual rate and for the agreed consideration of SIX HUNDRED FIFTY DOLLARS (\$650.00) per Lane Mile.

SECOND: A "Lane Mile" hereunder is defined as a portion of any County Road identified on Exhibits A and B, attached hereto and hereby made a part hereof, which is one mile long and of sufficient width to allow the safe passage of an automobile. Shoulders, median strips and short widened sections designed for intersection turning lanes shall not be considered in the calculation of the number of Lane Miles to be maintained under this Agreement. All County Roads shall be considered to be at least two lanes wide for such purposes. The number of Lane Miles for which compensation shall be paid hereunder is as set forth on Exhibit A.

THIRD: The schedule and map of County Roads which are affected by this Agreement are attached hereto and marked EXHIBIT A and EXHIBIT B respectively.

RECEIVED

MAR 2 1979

Richard M. Moleski, Town Clerk

indemnify and hold harmless the County of Brie from all claims, demands, suits and judgments for personal injury or property damage arising out of the performance of the Municipality's obligations under this Agreement. The Municipality further agrees to maintain insurance coverage during the term of this Agreement in accordance with Exhibit C attached hereto. In lieu thereof, the Municipality may furnish satisfactory evidence of a self-insurance plan acceptable to the Eric County Supervisor of Insurance and the Eric County Attorney.

FIFTH: The term of this Agreement shall be for a period of one (1) year, beginning on the 1st day of November, 1978 and shall include the entire 1978-1979 winter season.

SIXTH: This Agreement is made pursuant to resolution of the Erie County Legislature adopted November 2, 1978, being Item 7, Resolution 467, Resolve V of the

Legislative Proceedings, and pursuant to a resolution of the Legislative Board of the undersigned Municipality, adopted at a Meeting of said Board on

Jan 3, 1929 .

COUNTY OF ERIE

Same

Edward J. Rutkowski Erie County Executive

TOWN OF CHEEKTOMAGA

1 S Kenneth

Approved as to form

APPROVED AS TO CONTENT

Wave -

Assistant County Attor

Deputy Commissioner - Highways
Erie County Dept. of Public Works

Erie County, N.Y.

•

EXHIBIT C

PROCEDURE REGARDING CERTIFICATES OF INSURANCE

1. CERTIFICATES OF INSURANCE

- DEPARTMENT OF LAW

- a. shall be submitted in triplicate
- b. made to the "County of Erie, Commissioner of Finance, 95 Franklin Street, Buffalo, N.Y. 14202".
- c. for "Any and all work done for the County of Brie".
- d. executed by an insurance company and/or agency, which are licensed by the Insurance Department of the State of New York. If executed by a broker, notarized copy of authorization to bind or certify coverage must be attached.
- MINIMUM SPECIFICATIONS, subject to modification for larger contracts:

	•	Each Occurrence	Aggregate
a.	Workmen's Compensation & Employers' Liability	Statuatory	
b.	New York Disability	Statuatory	
c.	General Liability including Contractual, Products, and Completed Operations		
	Bodily Injury	\$500,000	\$500,000
	Property Damage	\$100,000	\$300,000
đ.	Combined Single Limit Automobile Liability Bodily	\$600,000	•
	Injury	\$250,000/\$500,000 (ea. pers.)	
	Property Damage	\$100,000	
	Combined Single Limit	\$600,000	

3. ALL CORPIFICATES SHALL BE ENDORSED VERBATIM:

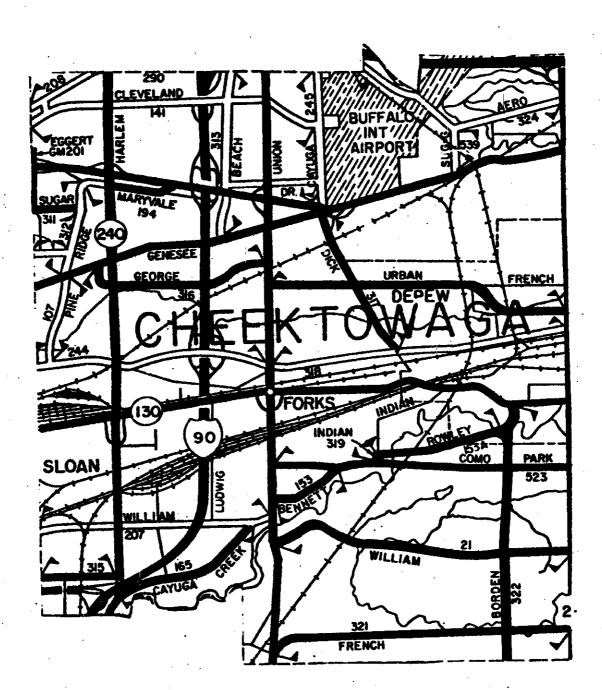
- a. "The named insured agrees to indemnify and hold harmless the County of Erie and its agents and employees against all claims resulting from work performed or material furnished under any contract or permit issued by the County of Erie. (Applies to General Liability only)
- b. "In the event of any material alteration, non-renewal, or cancellation of these policies, at least sixty (60) days advance written notice shall be given to the Commissioner of Pinance, 95 Pranklin Street, Buffalo, N.Y. 14202 before such cancellation shall become effective."
- 4. If the above endorsements are separately attached, or endorsed on the reverse side of the certificate, they shall bear the longhand signature of an authorized agent of the insuring company.
- Autograph signatures required. Rubber stamp or facsimile not acceptable.
- 6. Mail to County of Brie, Commissioner of Finance, 95 Franklin Street, First Floor, Buffalo, N.Y. 44202.

EXHIBIT "A"

TOWN OF CHEEKTOWAGA

SNOW REMOVAL ON COUNTY ROADS

C.R. No.	Name	Miles	Lane Miles
21	William St., Pt. 3	3.03	6.06
153	Bennett	0.76	1.52
153A	Rowley	1.32	2.64
165	Cayuga Creek	1.59	3.18
193	Delavan	0.34	0.68
194	Maryvale	0.57	1.14
311	Sugar	0.48	0.96
315	Dingens	0.71	2.84
316	George Urban	2.02	4.04
316	George Urban	2.87	11.48
317	Dick	1.50	6.00
319	Indian	0.07	0.14
321	French	2.97	11.88
322	Borden	2.65	5.30
523	Como Park	2.94	5.88
201	Eggert	0.58	1.16
	Total Miles	24.40	64.90



Item No. 13 Cont'd.

Upon Roll Call

opon Rott Catt...

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

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ABSENT:

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Item No. 14

Authorization for Supervisor to sign agreement re: Mutual Aid

Snow Removal.

Item Withdrawn.

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

WHEREAS, the Town has received a request from the owner of the property located at 1170 Walden Avenue for financial assistance in the demolition of said property through the Town's Community Development Program, and

WHEREAS, financial resources are available for the demolition of said property through the Town's Walden Avenue Economic Revitalization Program, and

WHEREAS, the property located at 1170 Walden Avenue is in a state of disrepair and deterioration, and poses a threat to the health, safety and well-being of the Walden Avenue community, and

WHEREAS, demolition of said property will assist in the economic revitalization of the area, consistent with the Walden Avenue Economic Revitalization Program, NOW THEREFORE BE IT

RESOLVED that the Supervisor of the Town of Cheektowaga be and hereby is authorized to enter into an agreement with the owner of the property located at 1170 Walden Avenue to provide funds for the demolition of said property through the Town's Walden Avenue Economic Revitalization Program, and BE IT

FURTHER RESOLVED that such agreement be subject to the Town's review and approval of estimates obtained by the grantee for the demolition of said property, 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. 16A Motion by Councilman Swiatek, seconded by Councilman Burst

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 1979, 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 few pages for copy of agreement.

AGREEMENT

THIS AGREEMENT made and entered into as of the 1st day of January, 1979, 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, servents 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, 1979 and terminating on the 31st day of December, 1979, 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 be 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, 1979

Town Actorney Cheektowaga, New York

TOWN OF CHEEKTOWAGA

By Genneth Meyers, Supervisor

ATTEST:

Richard M. Moloski

ST. JOHN GUALBERT CHURCH

By lev Joseph E. Knight

ATTEST:

Rex Joseph F. Kazlowsky

Item No. 16A Cont'd.

Upon Roll Call....

AVEC.

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

ABSENT:

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Item No. 16B Motion by Councilman Swiatek, seconded by Councilman Burst

WHEREAS, the Town of Cheektowaga is operating a nutrition program for the elderly at the facilities of Our Lady of Czestochowa Parish, located at 23 Willowlawn Parkway, Cheektowaga, New York, and

WHEREAS, an agreement between the Town of Cheektowaga and Our Lady of Czestochowa Parish has been drafted relative to the operation of the said nutrition program for the year 1979, 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 few pages for copy of agreement.

AGREEMENT

THIS AGREEMENT made and entered into as of the 1st day of January, 1979, be 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, servents 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, 1979 and terminating on the 31st day of December, 1979, 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 be 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	3,1979
Solu V. Kon	ousle
Town Attorney Cheektowaga, New Yor	y
	

TOWN OF CHEEKTOWAGA

By Kenneth J. Neyers, Supervisor

ATTEST:

Lichard M. Moleski

OUR LADY OF CZESTOCHOWA CHURCH

By By Herry B. Les

ATTEST: An Morala

-5-

Item No. 16B Cont'd.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

O

ABSENT:

Ö

Item No. 16C Motion by Councilman Swiatek, seconded by Councilman Burst

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 1979, 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 few pages for copy of agreement.

AGREEMENT

THIS AGREEMENT made and entered into as of the 1st day of January, 1979, be 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 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, servents 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, 1979 and terminating on the 31st day of December, 1979, 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 be 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, 1979

Town Attorney
Cheektowaga, New York

TOWN OF CHERKTOWAGA

By Senneth J. Meyers, Supervisor

ATTEST:

Richard M. Woleski

Richard J. June Pasto

MARYVALE DRIVE PRESBYTERIAN CHURCH

Ву____

Chaina,

...5.

Item No. 16C Cont'd.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

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ABSENT:

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Item No. 17

Set schedule of regular Town Board meetings.

Item Withdrawn.

Item No. 18

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: ABSENT: 0

Item No. 19

Motion by Councilman Swiatek, seconded by Councilman Kaczmarek

RESOLUTION COVERING FACSIMILE SIGNATURE

RESOLVED that the Marine Trust Company (Cheektowaga Office),
Manufacturers and Traders Trust Company (Airport Plaza Branch), Bank of New York
(Cheektowaga Office), Liberty National Bank and Trust Company (Cheektowaga Office),
Citibank of New York, N.A. (Airport Plaza Office), Manufacturers Hanover Trust Co.
(Depew Office), and Chase Manhattan Bank of Western New York, 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), Manufacturers and Traders Trust Company (Airport Plaza Branch), Bank of New York (Cheektowaga Office), Liberty National Bank and Trust Company (Cheektowaga Office), Citibank of New York, N.A.

Item No. 19 Cont'd.

(Airport Plaza Office), Manufacturers Hanover Trust Co. (Depew Office), and Chase Manhattan Bank of Western New York, 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:

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ABSENT:

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Item No. 20 Motion by Supervisor Meyers, seconded by Councilman Wegner

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

Supervisor	\$ 300,000
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. 21 Motion by Supervisor Meyers, seconded by Councilman Wegner

WHEREAS, the Town Board desires the services of a Certified Public Accounting Firm for services in the areas of:

Annual Audit and Report thereon

Preparation of NYS Annual Financial Report to Comptroller

Preparation of Summary Publication Annual Report

Preparation of mandated US Census Bureau Reports

Preparation of EEO-4 Annual Report

Preparation of 1980 Benefit Basis Budget

Preparation of 1980 Ad Valorem Budgets

Consultation to Town Accounting and Payroll Departments

Consultation to the Supervisor and Town Board on Special

Matters, and

Item No. 21 Cont'd.

WHEREAS, the Town Board desires to retain the services of Percival G. Bixby & Co. CPA's for these services, NOW, THEREFORE, BE IT

RESOLVED that Percival G. Bixby & Co. CPA's be retained for the year 1979 at a monthly fee of \$2,716.67 chargeable to the accounting, budget and audit line items in the various General and Special District budgets.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

ABSENT:

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

WHEREAS, the Town Board retained the services of Ernest A. Holfoth, CPCU, ARM during the year 1978, and

WHEREAS, the Town Board is desirous of continuing the risk management services of this consultant during 1979, NOW, THEREFORE, BE IT

RESOLVED that Ernest A. Holfoth be retained for the 1979 year at a monthly fee of \$1,250.00 chargeable to General Fund Account No. Al910.451 Insurance Consultation.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

ABSENT:

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

RESOLVED that the salaries of elected Town Officials for the year 1979 and thereafter, be established as follows:

Supervisor \$30,295.00

Councilmen (6 each) \$10,350.00

Town Clerk \$20,265.00

Highway Superintendent \$24,100.00

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT: 0

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

RESOLVED that the salaries of the following Town officials and employees who are not covered by any bargaining unit be and hereby are established at the same amount as for the year 1978, and are hereafter set forth as follows. Said salaries shall be subject to further adjustment at a later date, taking into consideration current ongoing negotiations with the Town's four bargaining units:

Town Attorney	\$25,100.00
First Deputy Town Attorney	\$17,150.00
Second Deputy Town Attorney	\$13,400.00
Prosecuting Town Attorney	\$12,500.00
Justices of Peach (2) each	\$18,000.00
Town Engineer	\$27,400.00
Chief of Police	\$26,640.50
Assistant Chief of Police	\$22,850.00

Item No. 24 Cont'd.

Receiver of Taxes	
Receiver of Taxes (Deputy)	\$18,350.00
Sole Assessor	12,078.86
Real Property Appraiser	18,440.00
Executive Director - Youth Bureau	17,115.00
Program Coordinator - Youth Bureau	17,715.00
Deputy Town Clerk (1st)	11,700.00
Deputy Town Clerk (2nd)	12,078.86
Working Foreman - Sanitation	11,283.99
Health Officer	18,780.00
Community Development Coordinator	16,900.00
Building and Plumbing Inspector	14,500.00
Director of Facility Department	18,440.00
Director of Recreation	19,280.00
Secretary to Supervisor	16,290.00
Senior Recreation Supervisor	13,410.00
Council Secretary	11,300.00
Superintendent - Buildings & Grounds	10,600.00
Clerk to Town Justice (1st)	17,570.00
Clerk to Town Justice (2nd)	15,500.00
Mail Clerk	11,604.50
···	2,445.00
Sr. Sewage Treatment Plant Operator Bingo Inspectors (6) each	6.2583 per hour
Bingo Inspectors (6) each	3,150.00
School Crossing Guards	3,260.00
Planning Commission (5) each	3.00 per hour
Planning Commission (1) Secretary	1,230.00
Planning Commission (1) Secretary Planning Commission (1) Chairman	1,830.00
Zoning Board (4) each	2,185.00
Zoning Board (1) Chairman	1,470.00
Police Matron (2) each	2,400.00
Assessment Review Board (4) each	2,800.00
	500.00
Assessment Review Board (1) Chairman Part-time Clerical	700.00
Election Inspectors	22.00 per day
(Primary & Registration Day)	28.00 per day
(Election Day)	34.65 per day
(Chairman extra \$5.00 per day)	

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0 0

ABSENT:

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

WHEREAS, the New York State Association of Towns is holding its annual meeting and conferences in New York City on February 18th, 19th, 20th and 21st, 1979, AND

WHEREAS, said Association shall hold its Annual Business Session on February 21st, 1979, 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 21st, 1979 on behalf of the Town of Cheektowaga, and BE IT FURTHER

RESOLVED that Councilman Frank J. Dux be and hereby is app Alternate Delegate to said Annual Business Session.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

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ABSENT:

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

WHEREAS, a position of "Clerk-Typist" in the Cheektowaga Police Department has recently been created, and

WHEREAS, canvass letters have been sent and interviews conducted for said position, NOW, THEREFORE, BE IT

RESOLVED that Arlene S. Englert, of , Cheektowaga, New York, whose name appears first on the Erie County Civil Service List of eligibles, be and hereby is appointed to the position of "Clerk-Typist" in the Cheektowaga Police Department, at an annual starting salary of \$8,562.24; said appointment effective immediately, and, BE IT FURTHER

RESOLVED that said salary shall be subject to further adjustment at a later date, taking into consideration current ongoing negotiations with the Town's four bargaining units.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

nayes :

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ABSENT:

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Item No. 27A Motion by Councilman Dux, seconded by Councilman Kaczmarek

WHEREAS, a resolution was passed at the regular Town Board Meeting held on December 18, 1978, appointing a CETA laborer to a full-time position of laborer in the Sanitation Department, and

WHEREAS, said resolution incorrectly named the individual appointed to this position, NOW, THEREFORE, BE IT

RESOLVED that said resolution dated December 18, 1978, appointing Dale Kazmierczak, CETA laborer, to the full-time position of laborer in the Sanitation Department, be and hereby is rescinded.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

nayes :

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Item No. 27B Motion by Councilman Kaczmarek, seconded by Councilman Dux

WHEREAS, there currently exists a vacancy for the position of Laborer in the Sanitation Department, and

WHEREAS, Thomas Carney, presently an MEO in the Cheektowaga Highway Department, is the most senior man to have placed a bid on said job opening, NOW, THEREFORE BE IT

RESOLVED that Thomas Carney be and hereby is appointed to the position of Laborer in the Sanitation Department, at a salary in accordance with the bargaining agreement between the Town of Cheektowaga and Local 1026, AFSCME; said appointment effective immediately, and, BE IT FURTHER

RESOLVED that said salary shall be subject to further adjustment at a later date, taking into consideration current ongoing negotiations with the Town's four bargaining units.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

nayes:

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ABSENT:

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

RESOLVED that Carol Bannister, of , Cheektowaga, New York, be hired as a part-time Clerk-Typist in the Sanitation Department, and Town Hall Departments to substitute for vacation and sick leave of regular employees to be called as needed, at a daily rate of \$22.00; effective January 1, 1979, and BE IT FURTHER

RESOLVED that said salary shall be subject to further adjustment at a later date, taking into consideration current ongoing negotiations with the Town's four bargaining units.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

nayes:

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ABSENT:

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

RESOLVED that Loris Durfee, of 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 twenty (20) hours per week, and, BE IT FURTHER

RESOLVED that said salary shall be subject to further adjustment at a later date, taking into consideration current ongoing negotiations with the Town's four bargaining units.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

nayes :

ABSENT:

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

WHEREAS, the Town has adopted a housing code which requires residential properties which are deteriorating and present a threat to resident and general public health, safety and welfare to be improved, and

WHEREAS, housing code inspections in areas designated as neighborhood restoration areas will be time consuming and represents a work load greater than that which can be handled by the current staff in the Building and Plumbing Inspection Department, and

WHEREAS, the housing inspections and preliminary work write-ups must be completed prior to the residential structures and their owners being eligible for any one of a number of Federal and/or County housing rehabilitation subsidy programs, and

WHEREAS, the volume of inspections, and the number of loan applications to be processed is a variable at this time, NCW, THEREFORE BE IT

residing at , Cheektowaga, New York, under a one-year, renewable personal services contract, as a housing inspector to inspect residential structures and prepare preliminary work write-ups particularly in designated neighborhood restoration areas; and BE IT FURTHER

RESOLVED that such inspector be compensated from Community Development Block Grant Funds at an hourly rate of five dollars (\$5.00) not to exceed seven thousand two hundred dollars (\$7,200.00) for the one-year period; said appointment effective as of January 2, 1979.

Item No. 30 Cont'd.

Upon Roll Call....

AYES: Sur

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

ABSENT:

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

RESOLVED that Timothy Palka, of , be and hereby is appointed as a part-time laborer in the Central Garage at the hourly rate of \$2.65, and, BE IT FURTHER

RESOLVED that said salary shall be subject to further adjustment at a later date, taking into consideration current ongoing negotiations with the Town's four bargaining units.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

wayes:

ABSENT:

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

RESOLVED that the following persons be and are hereby hired as Seasonal (Part-time Clerical) employees to assist RCNALD R. NORMAN, Receiver of Taxes and Assessments, in the 1979 Tax Collection and that their pay be fixed at the sum of twenty-two (\$22.00) dollars per day:

Alice Burroughs

Irene Lackemeyer

Andrea Czajka

Gertrude Napieraki

Rosemary Emmanuele

Charlotte Nawrocki

Geraldine Glascott

Alice Wowicki

Dorothy Gielinski

Waltraud Piffl

Arlene Jankowski

Patricia Truax

Plorence Kazinski

Evelyn Tokasz

Delphine Kommider

Eleanore Yantomasi

Marcia Kucharski

Frances Zale

and, BE IT FURTHER

RESOLVED that said salary shall be subject to further adjustment at a later date, taking into consideration current ongoing negotiations with the Town's four bargaining units.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

nayes:

ABSENT:

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

RESOLVED that the following individuals are hereby appointed as part-time clerical workers in the Supervisor's Office at the rates listed:

Kathleen Kozell

Michael Burzynski

Cheektowaga, NY \$22.00 per day

Cheektowaga, NY \$3.00 per hour

and, BE IT FURTHER

RESOLVED that said salaries shall be subject to further adjustment at a later date, taking into consideration current ongoing negotiations with the Town's four bargaining units.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

MAYES:

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ABSENT:

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

BE IT RESOLVED that the following named individuals be hired on a part-time basis in the Town Clerk's Office to be called as needed, at a daily rate of \$22.00 per day, effective January 1, 1979:

Susan Mulcahy,

, Cheektowaga, New York

Sophie Sunday,

, Cheektowaga, New York

Peg Zoeller,

, Cheektowaga, New York

and BE IT FURTHER

RESOLVED that said salary shall be subject to further adjustment at a later date, taking into consideration current ongoing negotiations with the Town's four bargaining units.

Opon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

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Item No. 35 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 established the same as for the year 1978, and hereafter set forth as follows. Said salaries shall be subject to further adjustment at a later date, taking into consideration current ongoing negotiations with the Town's four bargaining units:

CLERK IN THE ADMINISTRATIVE INTERN PROGRAM - A.7310.160

Linda Fenske

(at the rate of \$3.00 per hour)

Lisa Kozerski

(at the rate of \$3.00 per hour)

Kathleen Martin

(at the rate of \$3.25 per hour)

PROGRAM DIRECTOR - SPECIAL SWIM PROGRAM AT THE RATE OF \$5.50 PER HOUR - A.7310.140

Joseph V. Daly

Item No. 35 Cont'd.

INSTRUCTOR/LIFEGUARD WITH W.S.I. AT THE RATE OF \$3.00 PER HOUR - A7310.140

Sharon Daly

INSTRUCTOR/LIFEGUARD AT THE RATE OF \$2.75 PER HOUR - A7310.140

Dawn Hicks

Stephanie Michalski

Karen Kordela

Susan Sopczyk

Sandra Zygmunt

WORK EXPERIENCE PROGRAM - A7310.162

Donald Franz

(at the rate of \$2.65 per hour)

Daniel Szprygada

(at the rate of \$2.65 per hour)

Upon Roll Call

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

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

BE IT RESOLVED that the following be hired as part-time employees of the Recreation Department to assist in running 1979 programs:

RECREATION ATTENDANTS - \$3.25 per hour (Community Centers)

Rick Binner
Larry Brownell
Debbie Chalcraft
Barbara Fiorello
Joann Gruber
Betty Lindamer
Rosemary Prishel
Melissa Prorok
Maureen Schneider
Carolyn Stawasz
Pam Stempniak
Nancy Truty
Carol White

RECREATION ATTENDANTS - \$3.00 per hour (Winter School Programs)

James McPoland
Pat McPoland
Robert Wiseman
Greg Borgosz
Lori Janik
Mark O'Neill
Anthony Pijacki
Gary Sroka
Gary Szymkowiak
Michael Torgalski
Toby Wanderlich

RECREATION ATTENDANTS - \$4.00 per hour (Winter School Programs)

April Zolczer Patricia Ciepiela

Item No. 36 Cont'd.

RECREATION ATTENDANTS - \$4.00 per hour (Winter School Programs) - Cont'd.

Peter Odrobina Jeffrey Fowlow Michael Grabek

RECREATION ATTENDANTS - \$2.00 per hour (Winter School Programs)

Gary Garbacz Ken Nowak Kurt Pilarski Keith Yorko Kevin Ferguson Robert Kubiak Darryl Zwolinski

RECREATION ATTENDANTS - \$2.65 per hour - (Rink Guards)

Norm Bitterman
Doug Conley
Dave Gasiewicz
Terry Geck
Barry Hall
John Palkowski
Mary Ratka
Dean Lach
John Sisti

RECREATION ATTENDANT - \$3.25 per hour - (Rink Guard)

Gerry Owczarczak

RECREATION ATTENDANT - \$10.00 per hour (Figure Skating Instructor)

Gregg Morgan

ADULT RECREATION - \$3.00 per hour (Group Leaders

Sally Citta
Marie Fredericks
Sylvia Frank
Mary Grau
Charlotte Heeb
Eugenie Hitzel
Valerie Irmler
Sonia Przybysz
Adele Sicignano
Jean Wisniewski
Irene Zyglis

ADULT RECREATION - \$3.00 per hour (Van Drivers)

Nick LaBruna Norman Reddish Rocco Sansone Marcyann Strumpf Genevieve Wasilewski

ADULT RECREATION - \$3.00 per hour (Site Managers)

Carol Malkiewicz Adele Makowski Dorothy McManus Ann Skowron Doris Yea

ADULT RECREATION - \$3.00 per hour - (Arts & Crafts Instructor)

Ruth Stotz Lise Woolrich Item No. 36 Cont'd.

ADULT RECREATION - \$3.00 per hour (Ceramics Instructor)

Laura Hollenbeck

ADULT RECREATION - \$6.50 per hour (Exercise Instructor)

Geraldine Kempton

ADULT RECREATION - \$4,000 Annual (Director - Bellevue Center)

Estelle Halicki

ADULT RECREATION - \$3.00 per hour (Special Events Supervisor)

Kathleen Dombrowski

ADULT RECREATION - \$4,000 Annual (Friendly Visitor)

Winifred Mongiovi

and, BE IT FURTHER

RESOLVED that said salaries shall be subject to further adjustment at a later date, taking into consideration current ongoing negotiations with the Town's four bargaining units.

Upon Roll Call

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

ABSENT:

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Motion by Councilman Swiatek, seconded by Councilman Burst

RESOLVED that the following individuals are hereby reappointed to the position of "Recreation Attendant -- part time", in the Cheektowaga Recreation Department, at an annual salary of \$4,000.00; said salary shall be subject to further adjustment at a later date, taking into consideration current ongoing negotiations with the Town's four bargaining units.

Estelle Halicki

Cheektowaga, New York 14225

Leonard Kosobucki

Depew, New York 14043

Winifred Mongiovi

Cheektowaga, New York 14225

Upon Roll Call

ayes:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

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ABSENT:

0

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

WHEREAS, funds are presently available under the Comprehensive Employment and Training Act of 1973, as amended in 1978, 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

Item No. 37 Cont'd.

the department head:

Clerk in the Assessor's Office, at a yearly salary of \$8,316.15

Schmidt, Dale

NY 14225

and, BE IT FURTHER

RESOLVED that said salary shall be subject to further adjustment at a later date, taking into consideration current ongoing negotiations with the Town's four bargaining units.

Upon Roll Call....

AVES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

nayes :

ABSENT:

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Item No. 38

Motion by Councilman Kaczmarek, seconded by Councilman Dux

WHEREAS, the Town of Cheektowaga is currently studying and interested in alternate methods for the disposal of solid waste, and

WHEREAS, there exists a facility in Salem, Virginia, built by Consumat Sales and Services Co., which converts solid waste to steam energy, NOW THEREFORE BE IT

RESOLVED that Supervisor Kenneth J. Meyers, Councilman Frank Dux and Ronald Zoeller, Foreman of the Sanitation Department, are hereby authorized to travel to Salem, Virginia on Wednesday, January 10, 1979, for the purpose of assessing engineering costs and other factors which may be applicable to the Town's solid waste disposal considerations, and BE IT FURTHER

RESOLVED that Supervisor Kenneth J. Meyers, Councilman Frank Dux and Ronald Zoeller shall be reimbursed for all necessary costs in connection with said trip; total costs not to exceed \$500.00.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Dux, Kaczmarek, Burst and

Wegner

mayes:

Councilman Johnson

ABSENT:

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Item No. 39 Motion by Councilman Wegner, seconded by Councilman Dux

WHEREAS, the Erie County Department of Public Works, Division of Highways, is sponsoring a seminar at Erie Community College South Campus, the topic being, "Traffic Improvements - Legal Aspects and Liability", and

WHEREAS, said one-day seminar is being conducted on each of the following days: January 23, 24, 25, and 26, 1979, and

WHEREAS, various Town employees have expressed an interest in attending said one-day seminar, NOW, THEREFORE BE IT

RESOLVED that the following individuals are hereby authorized to attend said one-day seminar, at a cost not to exceed \$15.00 per person:

Alfred Wnek, Highway Superintendent

Robert Karaszewski, Deputy Highway Superintendent

Maryanna Stafflinger, Senior Clerk - Highway Department

John Rogowski, Town Attorney

Jean Rosenberry, Legal Secretary

Item No. 39 Cont'd.

Captain Robert Lis, Traffic Division - Police Dept.

Al Thrun, Cheektowaga Traffic Safety Commission

Upon Roll Call

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

ABSENT:

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Item No. 40 Motion by Councilman Wegner, seconded by Councilman Dux

WHEREAS, Erie Community College is offering a course on Building Codes to be held between January 15th and May 15th, 1979, and

WHEREAS, Eugene Martin of the Building Inspector's Department has requested permission to attend such classes, and

WHEREAS, the cost of such course is the sum of \$78.00, now, therefore, BE IT

RESOLVED that Eugene Martin be and is hereby authorized to attend said classes at Erie Community College between January 15th and May 15th, 1979, and BE IT FURTHER

RESOLVED that the Town of Cheektowaga will cover the cost of said Building Codes course, in a sum not to exceed \$78.00.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

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ABSENT:

Item No. 41

Motion by Councilman Dux, seconded by Councilman Kaczmarek

WHEREAS, a Mack Diesel Engine Maintenance and Repair Course is being sponsored by the Mack Diesel Engine Company in Allentown, Pennsylvania from April 2nd to April 6th, 1979, and

WHEREAS, this course is being offered free of charge, NOW THEREFORE BE IT

RESOLVED, that the following employees of the Town Central Garage be and hereby are authorized to attend said course in Allentown, Pennsylvania from April 2nd to April 6th, 1979:

David Kulik John Knoph Robert Fissler Michael Gorlewski,

and BE IT FURTHER

RESOLVED, that said employees be and hereby are authorized the use of one (1) Town automobile for transportation to and from Allentown, Pennsylvania, and BE IT FURTHER

RESOLVED, that said employees be reimbursed by the Town of Cheek-towaga for all necessary and reasonable expenses, as follows:

\$22 per diem per person for food

\$70 for gasoline

\$60 per diem for all four employees for lodging for a grand total not to exceed \$662.

Item No. 41 Cont'd.

Upon Roll Call....

Avec.

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

ABSENT:

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Item No. 42 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 Eighth Annual Association of New York State Youth Bureaus Conference, to be held in Liberty, New York, January 28th through February 1st, 1979, and BE IT FURTHER

RESOLVED that Kenneth J. Kopacz be reimbursed for his necessary and reasonable travel expenses in connection with said trip not to exceed \$350.00.

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

BE IT RESOLVED that the following vouchers and warrants submitted to the TOWN OF CHEEKTOWAGA prior to January 3rd, 1979 be and the same are hereby approved and the Supervisor is ordered to pay same.

PUND	FROM TO	AMOUNT
GENERAL FUND	8899-9103	\$1,298,957.91
PART TOWN FUND	1049-1081	10,353.56
SPECIAL DIST. FUND	5057-5216	1,193,780.75
HIGHWAY FUND	4102-4175	87,879.42
CAPITAL FUND	159-160	162,235.91
TOWN HALL E.D.A. FUND	22	61,554.10
SPECIAL ASSESSMENTS FUND	11	2,471.00
TRUST AND AGENCIES FUND	611-614	129,684.36
H.U.DC.D.B.G. FUND	108 (Voided) 117-120	(18,396.00) 5,871.00
H.U.DN.P.P. FUND	24-26	210.00
		\$2,934,602.01

Upon Roll Call

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

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ABSENT:

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III. DEPARTMENTAL COMMUNICATIONS

Icem No. 44

Building Permits.

Received and Filed.

IV. GENERAL COMMUNICATIONS

Item No. 45
N.Y.S. Dept. of Environmental Conservation - Correspondence relative to State Pollutant Discharge Elimination System (SPDES) Permit Application.
Copies sent to Honorable Members of the Town Board, Chester L.
Bryan-Town Engineer; Item received and filed.

Item No. 46 R.P. Thill, Lancaster Town Clerk - Copy of resolution regarding rezoning petition at 6357 Transit Road.

Copies sent to Honorable Members of the Town Board, Vincent Napierski-Zoning Board Chairman, Sal LaGreca-Planning Board Chairman; Item received and filed.

Item No. 47 R.A. Slisz, Minority Leader, E.C. Legislature - Requests action to be taken relative to depressed sidewalks at Southeast corner of Harlem Road and William Street.

Copies sent to Honorable Members of the Town Board, Alfred Whek-Highway Superintendent, Chester L. Bryan-Town Engineer; Item received and filed.

Item No. 48

Mrs. D. Pilarski, — Requests action to be taken
to alleviate dangerous traffic situation at intersection of Colton and William Sts.

Copies sent to Honorable Members of the Town Board, Theodore

DeFedericis-Chief of Police, Captain Lis-Traffic Division-Police

Dept., Ron Marten-Building & Plumbing Inspector; Item received and filed.

Item No. 49 R.A. Maussner, Publisher, THE EXAMINER - Requests Town to designate "The Examiner" the official newspaper of the Town of Cheektowaga.

Copies sent to Honorable Members of the Town Board; Item received and filed.

Item No. 50
G.J. Measer, Publisher, BEE PUBLICATIONS, INC. - Requests Town to designate "Cheektowaga Bee" for the publication of Legal Notices.

Copies sent to Honorable Members of the Town Board; Item received and filed.

Motion by Councilman Wegner, seconded by Councilman Swiatek to Waive the Rules.

Upon Roll Call....

ates :

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

HAYES:

0

absent:

0

V. SUSPENSION OF RULES

Item No. 51 Authorization for Town Engineer to attend annual meeting of the N.Y.S. Water Pollution Control Association in N.Y.C.

Motion by Supervisor Meyers, seconded by Councilman Wegner

WHEREAS, the annual meeting of the New York State Water Pollution Control Association is being held in New York City on January 21st through 24th, 1979, AND

WHEREAS, the agenda includes presentations and updates by the New York State Department of Environmental Conservation on the status of wastewater

Item No. 51 Cont'd.

programs, toxic standards, implementation of Federal pretreatment requirements and discharge permits, AND

WHEREAS, such information is pertinent to the Town's on-going \$19 million water pollution program, NOW THEREFORE BE IT

RESOLVED that the Town Engineer is authorized to attend said meeting with all legal expenses to be reimbursed by the Town and chargeable to Sanitary Sewer District No. 5 and not to exceed \$340.00, plus registration fee.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

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ABSENT:

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Item No. 52 Motion by Councilman Swiatek, seconded by Councilman Kaczmarek to adjourn the meeting.

RICHARD M. MOLESKI TOWN CLERK

CHEEKTOWAGA, NEW YORK January 15, 1979

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 15th day of January, 1979 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 George Kaczmarek
Councilman James R. Burst
Councilman Donald J. Wegner

0

ABSENT:

Also present were: Richard M. Moleski, Town Clerk; John V. Rogowski, Town Attorney; Salvatore LaGreca, Assistant Manpower Program Director I; Julia Reinstein, Town Historian, Chester Bryan, Town Engineer; Dr. Louis Vendetti, Town Health Officer; Ron Zoeller, Working Foreman in the Sanitation Department, Chief of Police DeFedericis; Ron Marten, Building and Plumbing Inspector: Ed Leak, Recreation Director; Alfred Wnek, Highway Superintendent.

I. PUBLIC HEARINGS

Item No. 2 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 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 amendment being as follows:

ARTICLE XIII

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

Truck Exclusions

Section 130. Trucks over five tons excluded is amended by adding thereto the following:

Trucks in excess of five (5) tons are hereby excluded from the following highways within the Town of Cheektowaga, County of Erie, State of New York:

NORTH MEADOWBROOK PARKWAY COLTON STREET CHARLES STREET

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

RICHARD M. MOLESKI Town Clerk

DATED: January 3, 1979

Item No. 2 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.

II. RESOLUTIONS

Item No. 3 Motion by Councilman Burst, seconded by Councilman Swiatek

WHEREAS, the bridge over Cayuga Creek on Como Park Boulevard, C.R. 523, is in a state of deterioration and is now posted for a 10-ton maximum load, and.

WHEREAS, the bridge over the Conrail tracks on the same Como Park Boulevard is also in a state of deterioration and is now posted for a 10-ton maximum load, and

WHEREAS, these structures are part of a major east-west artery through the Town of Cheektowaga, and their deficient condition is now seriously jeopardizing the economic stability of commercial transport, as well as fire protection, snow plowing and school bus transport within the Town, and

WHEREAS, the deficient condition of the bridges has resulted in hazards to the safety and welfare of area residents, due to the channeling of truck traffic through residential areas, and

WHEREAS, federal funds are now available for the replacement of the bridges, NOW, THEREFORE, BE IT

RESOLVED that the New York State Commissioner of Transportation is hereby memorialized to accelerate the design and construction of these structures at the earliest possible time to prevent the total disruption of commercial eastwest traffic in this area, as well as eliminate the threats to the safety and welfare of area residents, and BE IT FURTHER

RESOLVED that certified copies of this resolution be forwarded to New York State Governor Hugh M. Carey; Transportation Commissioner William Hennessy; State Legislators Dennis Gorski and Dale Volker; County Legislator Richard Slisz; Erie County Executive Edward Rutkowski and New York State D.O.T. Regional Director Donald H. Ketchum.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

0

Item No. 4 Motion by Councilman Swiatek, seconded by Councilman Kaczmarek

WHEREAS, the Town Board of the Town of Cheektowaga has established a Youth Bureau and Youth Service Project effective January 1, 1979, and

WHEREAS, the Town of Cheektowaga is about to submit an application for a Supplemental Youth Development and Delinquency Prevention Program to the New York State Division for Youth for its approval, and if approved, to apply subsequently to the State of New York, for full reimbursement of funds expended on said projects, NOW, THEREFORE, BE IT

RESOLVED that such application is in all respects approved and Kenneth J. Meyers, Supervisor is hereby directed and authorized to duly execute and present said application to the New York State Division for Youth for its approval.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES: ABSENT: 0

1/15/79

-2-

Item No. 5 Motion by Councilman Wegner, seconded by Supervisor Meyers

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 1979 at 7:00 P.M.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

ABSENT:

O

AFFIDAVITS - 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 ______ day of ______, 19___, and ending on the ______ day of ______, 19___

Signed M. Chartys
Swosn to before me, on the land
day of Jan., 1927
Nojary Public

PATRICIA H. YOUNGS
Notary Public, State of New York
Qualified in Eric County
My Commission Expires March 30, 19

EXTRACTS FROM MINUTES OF **
CHEEKTOWAGA TOWN BOARD

At a regular meeting of the Town Board of the Town of Cheeklowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 15th day of January, 1979 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,

Council Frank J. Dux Councilman George Kaczmarek Councilman James R. Burst Councilman Donald J. Wegner

ABSENT: 0 Motion by Councilman Wegner seconded by Supervisor Meyers

BE IT RESOLVED that the regular Town Board Meetings of the Town of Checktowaga shall be held on the first and third Mondays of the month during the year 1979 at 7:00 P.M.

Supervisor Meyers **Voting AYE** Voting AYE
Voting AYE
Voting AYE
Voting AYE
Voting AYE
Voting AYE
Voting AYE Councilman Swistek Councilman Johnson Councilman Dux Councilman Kaczmarek Councilman Burst Councilman Wegner 7 AYES: 0

NAYES: ABSENT:

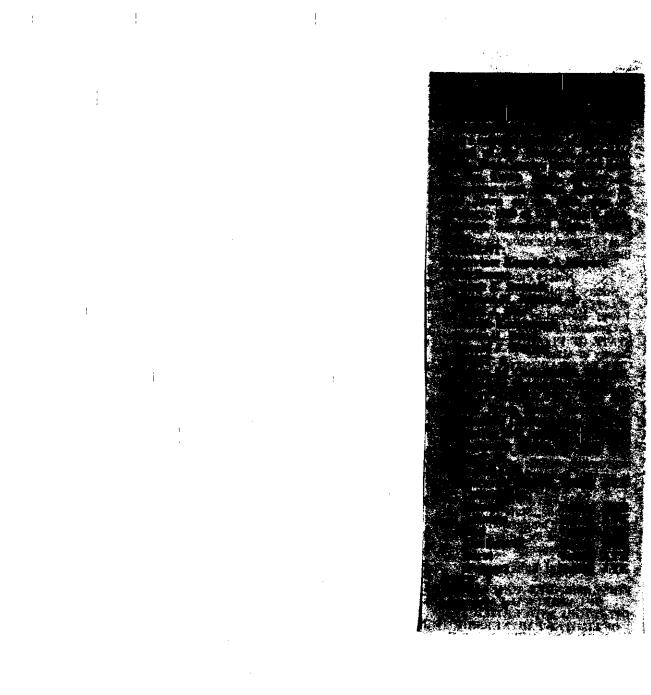
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STATE OF NEW YORK COUNTY OF ERIE TOWN OF CHEEKTOWAGA

Staff M Letter of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) i
towaga Times, a public newspaper publishe
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news
naner is a copy, was inserted and published it
said paper once a week for weeks first publication January 18, 1979 last publication January 18, 1979
first publication January 18, 1979
last publication answers 18, 1979
and that no more than six days intervened be
tween publications.
Sworn to before me this 19th
Sworn to before me this
day of January, 19.79
taidine (! Williams

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19.79

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



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Item No. 6 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, the second Town Board meeting for the month of February would normally be held on February 19, 1979, and

WHEREAS, February 19, 1979 is a legal holiday, namely Washington's Birthday, and

WHEREAS, the annual Association of Towns' Convention for 1979 is scheduled for February 18 through 21, 1979, NOW, THEREFORE, BE IT

RESOLVED that the date of the second Town Board meeting for the month of February be and hereby is changed to Monday, February 26, 1979.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

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ABSENT:

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AFFIDAVITS - 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 ____/ day of _____, 19__/ and ending on the ____/ day of _____, 19__/

Signed An A Charters
Sword to before me, on the 18
day of faar, 19 7 farm
Notary Public

PATRICIA H. YOUNGS Notary Public, State of New York Qualified in Eric County My Commission Expires March 30, 1947.

EXTRACTS FROM MINUTES OF CHEEKTOWAGA TOWN BOARD

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 15th day of January, 1979 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, Ĵ۲.

Councilman Frank J. Dux Councilman George Kaczmarek Councilman James R. Burst Councilman Donald J. Wegner

ABSENT: 0

Motion by Supervisor Meyers Seconded by Councilman Swiatek

WHEREAS the second Town Board meeting for the month of February would normally be held on February 19, 1979, and

WHEREAS, February 19, 1979 is a logal Holiday, namely Washington's Birthday, and

WHEREAS the annual Association of Towns' Convention for 1979 is scheduled for February 18 through 21, 1979, NOW, THEREFORE, BE IT RESOLVED that the date of the second Town Board meeting for the month of February be and hereby is changed to Monday, February 26, 1979.

Upon roll call Supervisor Meyers **Voting AYE** Voting AYE Voting AYE Councilman Swiatek Councilman Johnson Voting AYE Councilman Dux Councilman Kaczmerek **Voting AYE** Voting AYE Councilman Burst Councilman Wegner Voting AYE AYES: 7 0

NAYES: ABSENT:

0

STATE OF NEW YORK COUNTY OF ERIE TOWN OF CHEEKTOWAGA

of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for weeks; first publication weeks; first publication weeks; and that no more than six days intervened between publications.

Sworn to before me this 19th

day of January, 1979

Raidine O. Williams

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

NAIDINE C. WILLIAMS

Postal Color State of New York

Qualified in Eric County

My Commission Expires March 30, 19.29

the Town of Checkto-the Town of Checkto-the Town of Checkto-the Town Hall; corner of the Town Hall; corner of the Town on the 15th day of the Town Standard Time there James 1999 at 7:00 o'clock p.m.

James 1979 at 7:00 o'clock p.m.

James Standard Time there

James Standard Time there

James Kenneth J. Meyers

James E. Swiatek

James M. Johnson, Jr.

Frank J. Dux

James M. Johnson, Jr.

Frank J. Dux

James M. Johnson, Jr.

James M. Johnson, Jr.

James M. Johnson, Jr.

James J. Wegner

James R. Burst

James R. Burst

James R. Burst

James R. Burst

James J. Wegner

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James J. Wegner

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Item No. 7 Motion by Councilman Swiatek, seconded by Councilman Wegner

WHEREAS, the Town of Cheektowaga uses, and will need for the time specified, Dimensional Lumber and Plywood, NOW, THEREFOER, BE IT

RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for the purchase of said Dimensional Lumber and Plywood, and BE IT FURTHER

RESOLVED that specifications for Dimensional Lumber and Plywood can be obtained from the Town Clerk at his office in Town Hall, and BE IT FURTHER

RESOLVED that the Town Board will meet on the 5th day of February, 1978 at 7:00 P.M., Eastern Standard Time for the purpose of receiving sealed bids at a public meeting called for that purpose.

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 5, 1979 at the Town Hall, Broadway & Union Road, for the furnishing of Dimensional Lumber and Plywood for the year 1979.

Information for bidders and specifications may be obtained from the Town Clerk at his office in the 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 of Cheektowaga, 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 2, 1979

Upon Roll Call....

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

Burst and Wegner

NAYES: 0

ABSENT: 0

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 ____/ day of _____, 19_2% and ending on the _____, 19__

Signed My Charty Sworn to before me, on the 18 day of Jan 1947 Notary Public

PATRICIA H. YOUNGS
Notary Public, State of New York
Oualified in Erie County
My Commission Expires March 30, 195...

NOTICE TO BIDDERS

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Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 5, 1979 at the Town Half, Breadway & Union Road, for the turnishing of Dimensional Lumber and Plywood for the year 1979.

Information for bidders and specifications may be obtained from the Town Clerk at his office in the 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 of Cheektowaga, or reject any and all bids.

By order of the Town Board of the Town of Checktowaga, Eric County, New York.

Richard M. Moleski, Town Clerk Dated: January 2, 1979 Item No. 8 Motion by Councilman Swiatek, seconded by Councilman Burst

WHEREAS, the Town of Cheektowaga uses, and will need for the time specified, Baseball Diamond Supplies, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for the purchase of said Baseball Diamond Supplies, and BE IT FURTHER

RESOLVED that specifications for Baseball Diamond Supplies can be obtained from the Town Clerk at his office in Town Hall, and BE IT FURTHER

RESOLVED that the Town Board will meet on the 5th day of February, 1979 at 7:00 P.M., Eastern Standard Time for the purpose of receiving sealed bids at a public meeting called for that purpose.

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

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 5, 1979 at the Town Hall, Broadway & Union Road, for the furnishing of Baseball Diamond Supplies for the year 1979.

Information for bidders and specifications may be obtained from the Town Clerk at his office in the 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 of Cheektowaga, 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 2, 1979

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

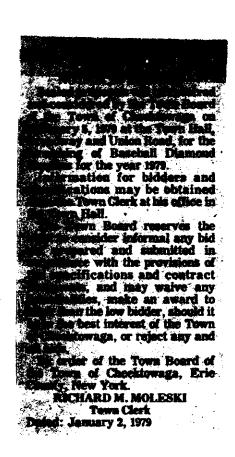
of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for weeks: first publication weeks: first publication weeks: and that no more than six days intervened between publications.

Sworn to before me this 19th

any of January, 1979

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Eric County
My Commission Expires Merch 30, 19.22



Item No. 9 Motion by Supervisor Meyers, seconded by Councilman Kaczmarek

WHEREAS, as part of the Town's Water Pollution Control Program for Sanitary Sewer District No. 5, the Town of Cheektowaga has submitted plans and specifications for funding under the Federal Water Pollution Abatement Program (PL92-500), and

WHEREAS, the New York State Department of Environmental Conservation and the United States Environmental Protection Agency have approved the second phase of the program which includes the construction of a Main Pumping Station with State funding at 12 1/2%, Federal funding at 75% and Local funding at 12 1/2%, and

WHEREAS, the Town Engineer has informed this Board that plans and specifications for said Pumping Station are complete and ready for bidding, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk is directed to publish a Notice to Bidders in connection with said Pumping Station, Notice to be published in the BUFFALO EVENING NEWS, COURIER EXPRESS and THE EXAMINER, and BE IT FURTHER

RESOLVED that the Town Board meet on the 5th day of March, 1979 at 7:00 P.M., Local Time for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting held for that purpose.

NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, New York, sealed proposals will be received and considered by the Town Board of Cheektowaga on the 5th day of March, 1979 at 7:00 P.M., Local Time, in the Town Clerk's Office, Town of Cheektowaga Town Hall, Broadway and Union Road, Cheektowaga, New York 14227, for furnishing all tools, equipment, materials and labor for the construction of Contract 3, Main Pumping Station for:

Contract 3A - General Construction and Outside Piping

Contract 3B - Mechanical

Contract 3C - Plumbing

Contract 3D - Heating, Ventilating and Air Conditioning (HVAC)

Contract 3E - Electrical

Contract 3F - Instrumentation (Process Control).

all complete, in place, tested and ready for use, in accordance with the Contract Documents therefor, including Plans, Specifications, Instructions to Bidders, etc. prepared by Nussbaumer & Clarke, Inc., Consulting Engineers for the said project.

Plans are on file in the office of the Town Engineer of Cheektowaga Town Hall, Broadway and Union Road, Town of Cheektowaga, New York 14227.

Copies of the proposed Contract Documents, Plans, Specifications and Instructions to Bidders may be examined at the above office, and at the office of the Engineers at 310 Delaware Avenue, Buffalo, New York 14202, from which latter office copies may be secured upon payment of \$100.00 per set of documents. Payment shall be in the form of two \$50.00 checks made payable to the Town of Cheektowaga.

Any bidder returning such Plans and Specifications in good condition within 30 days following the award of the contract or the rejection of the bids, will be refunded the full amount of the deposit. Similarly, non-bidders will be refunded one-half the deposit. Material suppliers and anyone returning the Plans and Specifications before the bid opening will also be classed as non-bidders. Any bidders requesting more than one (1) set of Plans and Specifications may purchase the excess, but it is understood that they are not returnable.

All bids must be enclosed in a separate sealed envelope and shall be addressed to the Town Board of the Town of Cheektowaga, New York, and marked as "Proposal for Contract 3, Main Pumping Station and related work."

Item No. 9 cont'd

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

Each proposal must be accompanied by a certified check for a sum equal to five percent (5%) of the amount, payable to the order of the Town of Cheektowaga, New York, or bond with sufficient sureties to be approved by the Attorney for the Town of Cheektowaga, New York, in a sum equal to five percent (5%) of the amount of the bid, conditioned that, if his proposal is accepted, he will enter into a contract for the same, and that he will execute such further security as may be required for the faithful performance of the contract.

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

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

Any contract or contracts awarded under this Invitation for Bids are expected to be funded in part by a grant from the United States Environmental Protection Agency. Neither the United States nor any of its departments, agencies or employees is or will be a party to this Invitation for Bids or any resulting contract. This procurement will be subject to regulations contained in 40 CFR 35.936, 35.938 and 35.939.

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

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDERS NO. 11246 and 11375. THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER THESE ORDERS, WHICH CONCERN NONDISCRIMINATION IN EMPLOYMENT, ARE EXPLAINED IN THE SPECIFICATIONS.

The Town of Cheektowaga is an exempt organization under the Tax Law and is exempt from payment of Sales and Compensating Use Taxes of the State of New York and cities and counties of the State on all materials which are to be incorporated into the sewer system, pursuant to the provisions of the Contract. These taxes are not to be included in the bid.

The work shall be completed within 730 consecutive calendar days, which would begin five days after the "Order to Commence Work" is issued.

TOWN OF CHEEKTOWAGA, NEW YORK RICHARD M. MOLESKI, TOWN CLERK

Published: January 18, 1979

Upon Roll Call....

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

Burst and Wegner

NAYES:

ABSENT: 0

AFFIDAVITS - 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 ____/ day of _____, 19___ and ending on the _____ day of _____, 19___

Signed M. Charty
Sworn to before me, on the/
day of An. 19/2
Notary Public

PATRICIA H. YOUNGS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19

MOTICE TO SINGERS

and considered by the Town Board non-bidders. Any bidders request- 35.939. # Cheektowaga on the 5th day of ing more than one (1) set of Plans Attention of the bidders is called Town of Cheektowaga Town Hall, they are not returnable. Breadway and Union Read, Cheek-Station for:

Contract 3A - General Construc- and related work." tion and Outside Piping

Contract 3B - Mecha Contract 3C - Plumbing Contract 3D - Heating, Ventilating

and Air Conditioning (HVAC) Contract 3E - Electrical Contract 3F - Instrumentation

(Process Control). all complete, in place, tested and ready for use, in accordance with the Contract Documents therefor, ding Plans, Specifications, instructions to Bidders, etc., presaid project.

Plans are on file in the office of the Town Engineer of Cheektowaga, Town Hall, Broadway and Union Read, Town of Cheektowaga, New Fork 14227.

Crolles of the proposed Contract Documents, Plans, Specifications and instructions to Bidders may be examined at the above office, and at the office of the Engineers at 310 Delaware Avenue, Buffalo, New York 14202, from which latter office copies may be secured upon ant of \$100.00 per set of ints. Payment shall be in the form of two \$50.00 checks made psyable to the Town of Check-

Any bidder returning such Plans and Specifications in good condition within 30 days following the award of the contract or the rejection of the bids, will be refunded the full

non-bidders will be refunded employees is or will be a party to this

All bids must be enclosed in a under this Contract. vaga, New York 14227, for separate sealed envelope and shall

> The right to reject any or all bids. to waive any informalities in, or to BIDDERS ON THIS WORK WILL BE bidder, should it be deemed to be in the best interest of the Town of NO. 11246 AND 11375. THE Cheektowaga, and in accordance REQUIREMENTS FOR BIDDERS AND with law, are herewith reserved.

the amount of the bid, payable to the SPECIFICATIONS. order of the Town of Cheektowaga, New York, or bond with sufficient pared by Nussbaumer & Clarke, sureties to be approved by the Law and is exempt from payment of Inc., Consulting Engineers for the Attorney for the Town of Cheekfive percent (5%) of the amount of the bid, conditioned that, if his proposal is accepted, he will enter into a contract for the same, and that he will execute such further security as may be required for the faithful performance of the contract.

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

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

Any contract or contracts awarded under this Invitation for Bids are expected to be funded in part by a grant from the United States Environmental Protection Agency. Neither the United States nor any of amount of the deposit. Similarly, its departments, agencies or

NOTICE IS HEREBY GIVEN that one-half the deposit. Material Invitation for Bids or any resulting pursuant to a resolution of the Town suppliers and anyone returning the contract. This procurement will be Goard of Cheektowaga, New York, Plans and Specifications before the subject to regulations contained in sealed proposals will be received bid opening will also be classed as 40 CFR 35.936, 35.938 and

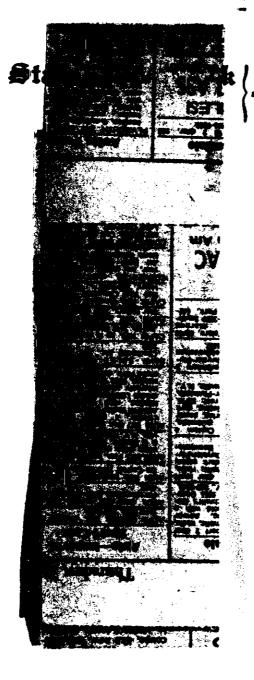
March, 1979, at 7:00 PM Local and Specifications may purchase the to the requirements as to conditions Time, in the Town Clerk's Office, excess, but it is understood that of employment to be observed and minimum wage rates to be paid

Attention of the bidders is further furnishing all tools, equipment, be addressed to the Town Board of called to Section 2604 of the Public meterials and labor for the construc- the Town of Cheektowaga, New Authority Law which requires a tion of Contract 3, Main Pumping York, and marked as "Proposal for bidder's certificate of non-collusion. Contract 3, Main Pumping Station Such certificate is part of the bid or proposal form and unless complied with, such bid will not be accepted. make an award to other than the low REQUIRED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDERS CONTRACTORS UNDER THESE OR-Each proposal must be ac- DERS, WHICH CONCERN NONcompanied by a certified check for a DISCRIMINATION IN EMPLOYsum equal to five percent (5%) of MENT, ARE EXPLAINED IN THE

> The Town of Cheektowaga is an exempt organization under the Tax Sales and Compensating Use Taxes towaga, New York, in a sum equal to of the State of New York and cities and counties of the State on all materials which are to be incorporated into the sewer system, pursuant to the provisions of the Contract. These taxes are not to be included in the bid.

> > The work shall be completed within 730 consecutive calendar days, which would begin five days after the "Order to Commence Work' is issued.

TOWN OF CHEEKTOWAGA, **NEW YORK** RICHARD M. MOLESKI. **TOWN CLERK** Published: January 18, 1979



D. Eileen Perry

of the City of Buffalo, New York, being duly sworn, deposes and says that the is Principal Clerk of the BUFFALO EVENING NEWS, INC., Publisher of the BUFFALO EVENING NEWS, a newspaper published in said city, that the notice of which the annexed printed slip taken from said newspaper is a copy, was inserted and published therein American being on the 18th day of Jamuary 1979 saidhead insertion being on the 18th class for the same of the

Sworn to before me	this 19th day	
d	January, 10 79	DIS X. VOLLMER JR.
		Public, State of New York J in Erie County
	Thanks ! bolling, My Cor	nmission Expires March 30, 13.123
	Solary Public, Sri	e County, N. Y.

State of New York

ERIE COUNTY

CITY OF BUFFALO

they the United States wer any of his departments, appacies or complayers to or will be a party-to this levitation for Bids or may remaining contract. This procurement will be subject by supplicious contained in © CFR 28.36, 26.36 and 35.30.

Attention of the bidders is called to the resistances as to conditions of comployment to be obtained and to conditions of comployment to be obtained and to conditions of comployment to be obtained and the Public Authority Law which requires a bidder's is further called to State 280 of the Public Authority Law which requires a bidder's in further called to payment form and unions compiled with, such led to the public Authority Law which requires a bidder's conflicte of non-enginess. Such certificate is part of the bid or payment form and unions compiled with, such led to the new payment form and unions compiled with, such led to the successor of the State of the St

Town of Checksourge, New York MICHARD M. MOLERIC Town Clerk

D. Eileen Perry

of the City of Buffalo, New York, being duly sworn, deposes and mays that Jhe is Principal Clerk of the BUFFALO EVENING NEWS, INC., Publisher of the BUFFALO EVENING NEWS. a newspaper published in said city, that the notice of which the annexed printed slip taken from said newspaper is a copy, was inserted and published once Welley Me Held insertion being on the 18th

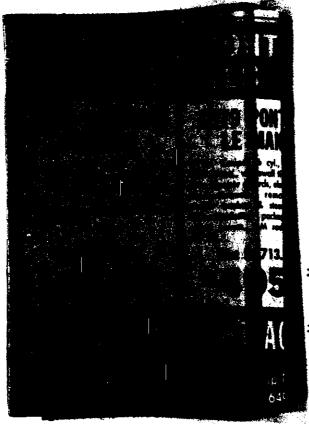
19th

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FRANCIS X. VOLLMER JR. , they from the of How York question in Est. C enty My Commission Expires March 30, 19.2

Netary Public, Brie County, N. Y.

State of New York ENE COUNTY CETY OF HOPPALO



Server to	before me this	15th	
d	_	n_79	PAUL E. BIELMAN Notary Public, State of New York
	Paue 8.	Seelin_	Qualified in Erie County My Commission Expires March 30, 19.
			and Builde Bale County H. V.

State of New York ERIE COUNTY

CITY OF BUFFALO

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to a reposition of the Town Based of Chestterage, New York, major disparent will be
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Chesteronian on the 5th day of March, 1970, int
1-30 Philips of Chesteronian Sown Tail, Bracktor, Twin of Chesteronian Sown
York 1487, for furnishing all tools, equipment of
Contract 3, Main Pumping Station for
Construct 34 — General Construction and Outable Phing

Contract 2A — General Construction and Outside Phong
Contract 2B — Machanical
Contract 2C — Phonbing
Contract 4B — Heating, Ventilating and Air
Contract 3B — Electrical
Contract 2F — Electrical
Contract 3F — Electrical
Contract 3F — Electrical

Control).

all complete, in pince, tested and ready for use, in accordance with the Contract Deciments therein; including Pince, Specification, Instructions to Bibbers, etc., prepared by Nantasance & Chebe, Jac., Counting Bugineers for the said project.

Plana are on the in the office of the Town Engineer of Chebtomage, Town Hall, Broadway and Union Read, Town of Chestomage, New York 1822.

Capies of the proposed Contract Decements, Plans, Specification and Sustructions to Bidders may be commined at the above office, and at the office of the Engineers at 385 Delaware Avenue, Bullish, New York 1628, from which latter office capies suspite secured upon payment of SBLOs per said decomments. Payment of SBLOs per said decomments. Payment shall be in the from at two SBLOS checks made payable to the Tenn of Chestomage.

Town of Cheskiswage.

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following the award of the contrast or the

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All lids smart be encioned in a separate scaled cavelings and shall be addressed to the Boson Beard of the Town of Checktowaga, New York, and unarked as "Proposal for Contract 2, Main Pumping Station and released work."

The right to reject any or all bids, to waite any informalities in, or to make an associate to the in the best interest of the Town of Checktowaga, and in accordance with-law, are herewith reserved.

Mach proposal must be accompanied by a carefined check for a some equal to five percent (5%) of the amount of the bid, pumping her for the Town of Checktowaga, New York, or hone with sufficient surveius to be appleted by the Atterney for the Town of Checktowaga, New York, or hone with sufficient surveius to be appleted by the Atterney for the Town of Checktowaga, he will once into a contract for the bid, cambicioned that, if his proposal in accepted, he will enter into a contract for the bidder may withdraw has been the opening threat, but may withdraw same any time prior to the acheding inse for the opening of bide.

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Any construct or contracts awarded under this

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The work shall be completed within 280-den-secutive calcular days, which would begin five days after the "Order to Commence -Work" to insued.

TOWN OF CHEEKEOWAGA, NEW YORK RECHARD M. MOLESKI, Town Clork

Invitation for Hids one capacitad to be bonded in part by a great from the United Rabies.

Environmental Protection Agency, fulfilling the United States was any of its singles invests, agencies or capaloyes in or will the xi party to this invitation for Hids or any investing contract. This procurement will be subject to regulations contained in \$6 CFR 25.95, 25.95 and 35.95.

Attention of the bidders in called to the requirements as to conditions of employment to be observed and minimum wage cates to be paid under this Contract.

Attention of the bidders in further called to Section 200 of the Public Authority Law which requires a bidder's certificate of non-collesion. Such certificate is part of the hid of proposal form and unless complied with, such bid will not be accepted.

BEDIDERS ON THIS WORK WELL BE REQUIRED TO COMPLY WITH THE PREQUIRED TO COMPLY WITH THE PRESENCE OF THE REQUIRED TO COMPLY WITH THE PRESENCE OF THE SERVICE OF

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February 19 79

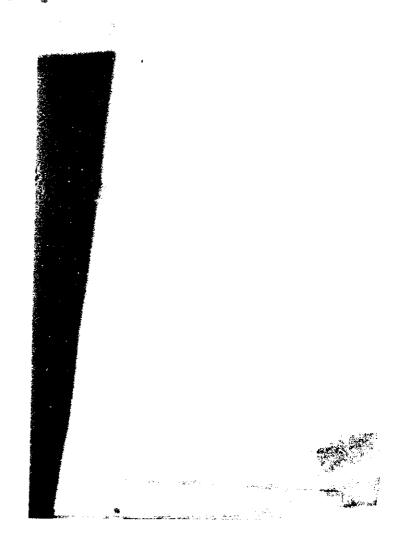
Paul F. Brelin

PAUL E. BIELMAN

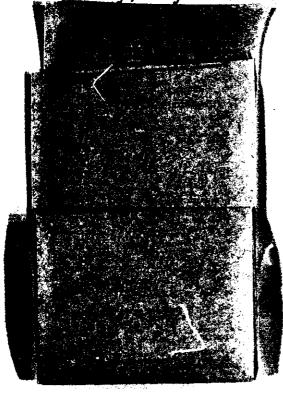
Notary Public, State of New York Qualified in Eric County My Commission Expires March 30, 19.

Notary Public, Brie County, N. Y.

. day



Erie County, City of Buffalo, 3st.



Alice Anderson

Sworn before me this . 25 . day of January 19 79 .

Carw York

March 30, 1960

Notary Public, Erie County, N.Y.

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3A—General Plants See Association | Proving See Association | See Plants See Association | Process | | P

prior to the scheduled time for the opening of bids.

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BY THE STATE OF BIDDERS AND COMPLETE ORDERS.

WHEN CONCERN NONDISCRIMINATIONS.

THE TOWN OF EMPLOYMENT ARE EX
LABRED IN THE SPECIFICATIONS.

THE TOWN of Checktowaga is en exempt and is empt from payment of Sales and Completely with the provisions of the State of New With and cities and counties of the State all insternals which are to be inspected into the sever system, pursuant the provisions of the Contract. These was are not to be included in the bid.

The work shall be completed whim 738 onescutive calender days, which would give the cays after the "Order to Complete Work" is issued.

TOWN OF CHEEKTOWAGA.

NEW YORK

RICHARD M. MOLERSKI,

TOWN CLERK

of the City of Buffalo, being duly sworn, deposes and says, that he is chief clerk in the office of BUFFALO COURIER-EXPRESS a daily newspaper published in said City, that the notice, of which the annexed printed slip taken from said newspaper is a copy, was inserted and published therein ... once a week for weeks the first insertion being on the ...la ... day of .January ... 19 79 and the last insertion being on the day of, 19 , and not more than days intervened between any two publications thereof.

Swd

of.

STATE OF NEW YORK COUNTY OF ERIE TOWN OF CHEEKTOWAGA

of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is cluck of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for weeks: first publication seekly 15, 1979; and that no more than six days intervened between publications.

Sworn to before me this Latingues

day of Lebruary, 1979

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

NAIDINE C. WILLIAMS
Notary Public. State of New York
Qualified in Erie County
My Commission Expires March 30, 19_79

rsuant to a fown Board of Checkto York, sealed proposals will be received and considered by Rat 7:00 P.M.

Chestowege Terre y and Union Road, New York 14227, for materials and labor for the third struction of Contract 3. Main Pumping Station 12. Contract 3. Contra

Contract 3A-General Construction and Outside Piping Contract 3B—Mechanical Contract 3C—Plumbing

Contract 3D—Heating, Ventilating and Air Conditioning (HVAC)
Contract 3E—Electrical
Contract 3F—Instrumentation

(Process Control). all complete, in place, tested and ready for use, in accordance with the Contract Documents therefor, including Plans, Specifications, Instructions to Bidders, etc., prepared by Nussbaumer & Clarke, Inc., Consulting Engineers

for the said project.
Plans are on file in the office of the Town Engineer of Cheekto-waga, Town Hall, Broadway and Union Road, Town of Cheekto-waga, New York 14227.

Copies of the proposed Contract Decuments, Plans, Specifications and Instructions to Bidders may be examined at the above office, and at the office of the Engineers at 310 Delaware Avenue, Buffalo, New York 14202, from which latter office copies may be secured upon payment of \$100.00 per set of documents. Payment shall be in the form of two \$50.00 checks made payable to the Town of Cheekto-Waga

Any bidder returning such Plans and Specifications in good condition within 30 days following the award of the contract or the rejection of the bids, will be refunded the full amount of the deposit. Similarly, non-bidders will be refunded one-half the deposit. Material suppliers and anyone returning the Plans and Specifications before the bid opening will also be classed as non-bidders. Any bidders requesting more than one (1) set of Plans and Specifications may purchase the excess, but it is understood that they are not returnable.

All bids must be enclosed in a separate sealed envelope and shall be addressed to the Town Board of the Town of Cheektowaga, New York, and marked as "Proposal for Contract 3, Main Pumping Station and related work."

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

reserved. Each proposal must be accompanied by a certified check for a sum equal to five percent (5 percent) of the amount of the bid, payable to the order of the Town of Cheektowaga, New York, or bond with sufficient sureties to be approved by the Attorney for the Town of Cheektowaga, New York, in a sum equal to five percent (5 percent) of the amount of the bid, conditioned that, if his proposal is accepted, he will enter into a contract for the same, and that he will execute such further security as may be required for the faithful performance of the contract.

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

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

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

Any contract or contracts awarded under this Invitation for Bids are expected to be funded in part by a grant from the United States Environmental Protection Agency. Neither the United States nor any of its departments, agencies or employees is or will be a party to this Invitation for Bids or any resulting contract. This procurement will be subject to regulations contained in 40 CFR 35.996, 35.938 and 35.939.

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

Attention of the bidders is bidder's certificate of a bidder's certificate is seen of the bid of proposal form and unless compiled with, such and util not be accepted.

bid will not be accepted.

BIDDERS ON THIS WORK
WILL BE REQUIRED TO COMPLY WITH THE PRESIDENT'S
EXECUTIVE ORDERS NO. 11246
A'N D 11375. THE REQUIREMENTS FOR BIDDERS AND
CONTRACTORS UNDER THESE
ORDERS, WHICH CONCERN
NONDISCRIMINATION IN EMPLOYMENT, ARE EXPLAINED
IN THE SPECIFICATIONS.

The Town of Cheektowaga is an exempt organization under the Tax Law and is exempt from payment of Sales and Compensating Use Taxes of the State of New York and cities and counties of the State on all materials which are to be incorporated into the sewer system, pursuant to the provisions of the Contract. These taxes are not to be included in the bid.

The work shall be completed within 730 consecutive calendar days, which would begin five days after the "Order to Commence Work" is issued.

TOWN OF CHEEKTOWAGA,

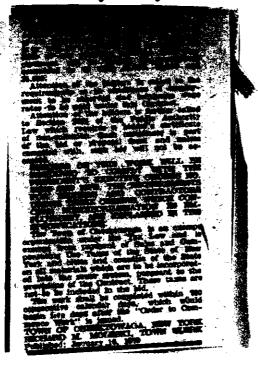
TOWN OF CHEEKTUWAGA NEW YORK RICHARD M. MOLESKI, TOWN CLERK Published: February 15, 1979

STATE OF NEW YORK COUNTY OF ERIE TOWN OF CHEEKTOWAGA

of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is club of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for weeks: first publication seekly 15, 1979; last publication seekly 15, 1979; and that no more than six days intervened be-

STATE OF NEW YORK
Erie County, City of Buffalo,

ss.



Sworn before me this .16.. day of February 19 79 .

Pork Pag

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STATE OF NEW YORK Erie County, City of Buffalo, ss.

terials and labor for the construction of Contract 3. Main Pumping Station for:
Contract 3. Main Pumping Station for:
Contract 3. Main Pumping Station for:
Contract 3. Mechanical
Contract 3. Mechanical
Contract 3. Heating, Ventilating and Atr Conditioning (SVAC)
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Contract 3. Heating, Ventilating and Contract 3. Heating, Ventilating and Atr Conditioning (SVAC)
Contract 3. Heating, Ventilating and Contract 3. Heating, Ventilating and Contract 3. Heating, Ventilating and Contract 3. Heating of State of Contract 3. Heating of Contract 3. Heating Ventilating Plans, Specifications, Instructions to Birdors, etc., Propagate by Bassbanner & Clarke, Inc., Contenting Engineers for the said project.
Think are on the in the office of the Twus Engineer of Checktowaga, Town of Checktowaga, New York 14327.
Copies of the proposed Contract Documents, Plans, Specifications and Instructions in Bidders may be causained at the abost office, and at the office of the Registers at 310 Deleware Avenue, Buffalo, New York 14327, Lopies of the proposed Contract of Specific and at the office of the Registers at 310 Deleware Avenue, Suffalo, New York 14327, Lopies of the proposed Contract of Specifications in good condition within 30 days following the sward of the contract or the rejection of the bid, will be retunded the full association Material suppliers and suppose relativity the Plans and Specifications may purknave the excess, but it is understood that they are not returnable.

All bids must be enclosed in a separate sealed surveyee and shall be addressed to the Town of Checktowaga, New York, and marked as "Proposal for Contract 3, Main Pumping Station and related work."

The right to reject any or 'all bids, to waire any informalities in, or to make the waire any informalities in, or to make the state of the contract of the proposal for Contract 3, Main Pumping Station and related work."

The right to reject any or 'all bids, to

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in accordance with law, are herewith reserved.

Such proposal must be accompanied by a certified check for a sum equal to five percent (\$%) of the amount of the lide, pershir to the order of the Town of Checktowage. New York, or bond with sufficient streties to be approved by the Attorney for the Town of Checktowage. New York, in a sum equal to five percent (5%) of the amount of the bid, conditioned that, if his proposal is accepted, he will enter toto a contract for the same, and that he will execute such further security as may be required for the faithful perferimence of the contract.

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greenent will be subject to regularized in 40 CFR 36.936, 35.8

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

Attention of the bidders is further called to Section 2000 of the Public Authority Law which requires a bidder's certificate of non-colinsion. Such certificate is part eff the bid or proposal form and unless compiled with, such bid will not be appared.

compiled with, such hid will not be accepted.

ECONOMISS ON THIS WORK WILL BE REQUIRED TO CCAMPLY WITH THE PRESIDENT'S EXECTIVE ORDERS NO.

1834 AND 1835. THE REQUIREMENTS FOR BIDDYRS AND CONTRACTORS

UNDER THESE ORDERS, WHICH CONCERN NORDISCRIMINATION IN EMPLOYMENT, ARE EXPLAINED IN THE REPECIFICATIONS.

The Town of Checktowage is an exempte organisation under the Tax Law and is resemble from payment of Sales and Compensating Use Taxes of the State of New York and either and councies of the State at all materials which are to be incorporated into the sewer system, pursuent to the systems of the Contract. These taxes are not to be included in the bid.

The work shall be completed within 780 consecutive calendar days, which would begin five days after the "Order to Compensation with a state of the Sales and Compensation of the Contract. These taxes are not to be included in the bid.

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Alice Anderson of the City of Buffalo, being duly sworn, deposes and says, that he is chief clerk in the office of BUFFALO COURIER-EXPRESS a daily newspaper published in said City, that the notice, of which the annexed printed slip taken from said newspaper is a copy, was inserted and published therein . . . once a week for weeks the first insertion being on the .15.... day of February... 19 79 and the last insertion being on the day of, 19 , and not more than days intervened between any two publications thereof.

Co...... 20,005 March 30, 19

N.Y.

No.

Item No. 10 Motion by Councilman Burst, seconded by Supervisor Meyers

WHEREAS, it is in order that bids be advertised to cover the purchase of work uniforms for the year of 1979 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 work uniforms for the Town of Cheektowaga, for the year of 1979, notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that the Town Board meet on the 5th day of February, 1979 at 7:00 P.M., Eastern Standard Time, at the Town Hall, Broadway and Union Roads, Cheektowaga, New York for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a meeting called for that purpose.

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

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 5, 1979 at 7:00 P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for work uniforms for the year of 1979.

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: January 15, 1979

.11

Upon Roll Call....
AYES: Sup

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

4.4
Malya M. Sulita, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
duly sworn, deposes and says that he (she) is
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 analy 8 1979;
Carried 18 1979
last publication
and that no more than six days intervened be-
tween publications.
-
Gran to before me this 19th
h. M. Mariya
Smarry to before me this 19th

Sworn to before me this 19th

anualy, 1979

Madine O. Williams

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

NAID!NE C. WILLIAMS
Notary Public, State of New York
Qualified in Eric County
My Commission Expires March 30, 19.29

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Linion Roads, for work,
seems for the year of 1979.

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difficitions may be obtained
with Town Clerk at his office in
Board Flait

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sectifications and contract
and may wrive any
subject make an averal to
has his low bedder, should it
tishe hast pherent of the Town,
see say or all bids.
give of the Town Board of
the of Checktowags, Erie
Rown Clerk
Estation M. MOLESKI
Town Clerk
Estation January 15, 1979

Item No. 11 Motion by Supervisor Meyers, seconded by Councilman Wegner

WHEREAS, the Town Clerk desires to continue competitive bidding for the moving of election machines to and from various locations in the Town for the year of 1979, 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 moving of election machines, notice to be published in the EXAMINER, and BE IT FURTHER

RESOLVED that the Town Board will meet on the 5th day of February, 1979, at 7:00 P.M., Eastern Standard Time, for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

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

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 5, 1979 at 7:00 P.M., at the Town Hall, corner of Broadway and Union Roads, to move election machines to and from election polling locations.

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

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

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

RICHARD M. MOLESKI Town Clerk

DATED: January 15, 1979

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT: 0

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 18 day of Jan, 1979 and ending on the _____ day of __

PATRICIA H. YOUNGS
Notary Fublic, State of New York
Qualified in Eric County
My Commission Expires March 30, 19

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 5, 1979 at 7:00 P.M., at the Town Hall, corner of Broadway and Union Roads, to move election machines to and from election polling locations.

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

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

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

Richard M. Moleski Town Clerk

Dated: January 15, 1979

WHEREAS, the Town of Cheektowaga has 131 election voting machines of which 15 machines are 25 years old that require conditioning to prevent machine breakdown during use, and

WHEREAS, funds have been budgeted and approved for this purpose, and

WHEREAS, it is in order that bids be advertised to cover the reconditioning of 15 election voting machines for the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for the reconditioning of 15 election voting machines for the Town of Cheektowaga for the year of 1979, notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that the Town Board meet on the 5th day of February, 1979 at 7:00 P.M., Eastern Standard Time, at the Town Hall, Broadway and Union Roads, Cheektowaga, New York for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a meeting called for that purpose.

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

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 5, 1979 at 7:00 P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the reconditioning of 15 election voting machines.

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: January 15, 1979

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

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

Staly M Suchter, of the town
of Cheektowaga, in said County of Eric, being
duly sworn, deposes and says that he (she) is
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
first publication and y 18,1979.
first publication knowledge 1979.
last publication January 8, 1979
and that no more than six days intervened be
tween publications.
Gladys M. Dechter
Sworn to before me this
day of January, 1979. Naidine Williams

NAIDINE C. WILLIAMS
Notary Public State of New York
Qualified in Eric County
My Commission Expires March 30, 1929

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

mary 15, 1979

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

WHEREAS, there is a need for storage space for housing the Town election voting machines and other Town equipment for the year of 1979, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk is directed to publish a Notice to Bidders for the furnishing of said leased storage space, and BE IT FURTHER

RESOLVED that the Town Board meet on the 5th day of February, 1979 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 public meeting called for that purpose.

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

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheketowaga on February 5, 1979 at 7:00 P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road for leasing of storage space for election machines and other Town equipment for the year of 1979.

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: January 15, 1979

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

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 ___/8 day of _____, 19_?, and ending on the ____/8 day of _____, 19__.

PATRICIA H. YOUNGS
Notary Public, State of New York
Qualified in Eric County
My Commission Expires March 30, 1984

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 5, 1979 at 7:00 P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road for leasing of storage space for election machines and other Town equipment for the year of 1979.

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 To .a of Cheektowaga, Erie County, New York,

Richard Moleski Town Clerk

Dates: January 15, 1979

Item No. 14 Notice to Bidders for fourteen (14) four-door Sedans and One (1)
Station Wagon for Police Department.
This item was withdrawn.

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

WHEREAS, the Construction Firm of Amadori Construction Company, Inc. of 65 Jackson Street, Lackawanna, New York 14218, contractors for the Victoria/Alexander Siphon Project for the Town of Cheektowaga, has requested a change order to the contract for the completion date extension from December 10, 1978 to June 8, 1979, and

WHEREAS, reasons for the request are defined in a letter from the Town Engineer dated January 11, 1979 and considered part of said resolution, NOW, THEREFORE, BE IT

RESOLVED that the request for the $180\ \mathrm{day}$ extension for completion of the project be approved at no change to the original contract price, and BE IT FURTHER

RESOLVED that the Supervisor is hereby authorized to sign said Change Order on behalf of the Town of Cheektowaga.

* See next page for letter



Town of Cheektowaga

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

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CHESTER L. BRYAN, P.E. 716-683-2300

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11 70 100

January 11, 1979

- TO ASSEMBLY AND TO THE COMMISSION OF A SECTION OF A S

TO THE SUPERVISOR AND HONORABLE TOWN BOARD MEMBERS TOWN OF CHEEKTOWAGA

and the same

RE: Change Order #1 Victoria/Alexander Siphon

TTHE THE GREEK ST. S. LE CHAPTER

Gentlemen:

. .

The engineering firm of Nussbaumer & Clarke, Inc. has submitted one (1) Change Order on the above project and recommend its approval.

Change Order #1 - No change in original contract price.

This requested Change Order is an effort by the contractor, Amadori Construction Company, Inc., who was awarded the subject project and the adjacent contract of the Buffalo Sewer Authority Connection, Contract #4, to complete work on both contracts simultaneously.

This method will be administered to alleviate any unforeseeable problems in the transversing of the two (2) contracts. This Change Order will not affect the original contract price.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E. Town Engineer

Steven T. Marcynski BY: Sr. Engineer Assistant

trum

CLB:STM:dmr

Item No. 15 cont'd

Upon Roll Call....

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

ABSENT:

0

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

WHEREAS, changes in the Northeast Interceptor Sanitary Sewer Project, Contract #2A, with the Amadori Construction Company, Inc of 65 Jackson Street, Lackawanna, New York 14218 were necessary to revise the construction method of excavation for the sewer, and

WHEREAS, soil conditions in one area of 840 linear feet of excavation indicated it to be more favorable to replace the designed permanent in-place sheet piling with the temporary sheet piling, while not affecting the contract requirements, NOW, THEREFORE, BE IT

RESOLVED that Change Order #8 for construction work in the amount of \$149,340.50 as a decrease to the contract be approved. A description of the changes as a decrease to the contract cost is described in a letter dated January 12, 1979 from the Town Engineer and considered part of said resolution, and BE IT FURTHER

RESOLVED that the Supervisor is hereby authorized to sign said Change Order for the Amadori Construction Company, Inc. contract on behalf of the Town of Cheektowaga.

* See next page for letter



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

CHESTER L. BRYAN, P.E. M ENGINEES 716-683-2200

January 12, 1979

TO THE SUPERVISOR AND HONORABLE TOWN BOARD MEMBERS TOWN OF CHEEKTOWAGA

> RE: Change Order on the Northeast Interceptor Sanitary Sewer Contract #2A

Gentlemen:

Attached for your consideration is a resolution to approve Change Order #8 on the Northeast Interceptor Sanitary Sewer Project of Amadori Construction Company, Inc.

It has been revealed through prior excavation in this area that soil conditions appear more favorable than had previously been anticipated, and by administering the use of temporary steel sheetpiling, a reduction in construction costs will be applicable.

The revision of steel sheetpiling from permanent left-inplace to temporary for 840 linear feet of excavation in the area of the Maryvale - U Crest School, and the elimination of run-offcrusher slag backfill by revised methods to achieve a final product conducive to contract document requirements.

There will be a decrease in the contract amount by the issuance and acceptance of this Change Order in the amount of \$149,340.50.

Very truly yours,

TOWN OF CHERKTOWAGA

Chester L. Bryan, P.E. Town Engineer

BY: Steven T. Marcynski Sr. Engineer Assistant

CLB:STM:dmr

Item No. 16 cont'd

Upon Roll Call....

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

Burst and Wegner

NAYES:

ABSENT: 0

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

WHEREAS, emergency sanitary sewer repairs were required at the easement that services the Donald Drive Subdivision next to house #133 Vegola Avenue, Santiary Sewer District #5, which repairs were ordered by the Town Engineer, NOW, THEREFORE, BE IT

RESOLVED that the voucher of Delwyn, Inc., 1583 East Delavan Avenue, Cheektowaga, New York 14225 in the amount of \$600.00 be paid.

Upon Roll Call....

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

Burst and Wegner

NAYES: 0 ABSENT: 0

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

WHEREAS, emergency sanitary sewer repairs were required at #30 Terry Lane, #188 Harvard Court and #155 Lochland Drive in Sanitary Sewer District #5 and at #128 Banko Drive in Sanitary Sewer District #7, which repairs were ordered by the Town Engineer, NCW, THEREFORE, BE IT

RESOLVED that the vouchers of Pagels Contracting Company, Inc., 33 Homewood Road, Cheektowaga, New York 14227 in the amounts of \$460.79 (30 Terry Lane) \$460.79 (188 Harvard Court), \$555.79 (155 Lochland Drive) and \$555.79 (128 Banko Drive) be paid.

Upon Roll Call....

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

Burst and Wegner

NAYES: 0 ABSENT: 0

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

BE IT RESOLVED that Henry Ksiezarczyk, Cheektowaga, New York 14206 be reappointed to the Cheektowaga Planning Commission, effective immediately to expire March, 1985.

Upon Roll Call....

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

Burst and Wegner

NAYES: 0 ABSENT: 0

Item No. 20 Motion by Supervisor Meyers, seconded by Councilman Kaczmarek

RESOLVED that Stephen Kozell, of , Cheektowaga, New York, be and hereby is reappointed to a term on the Cheektowaga Zoning Board of Appeals; term to expire January 15, 1983.

Upon Roll Call....

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

Burst and Wegner

NAYES: 0 ABSENT: 0 Item No. 21 Motion by Supervisor Meyers, seconded by Councilman Wegner

BE IT RESOLVED that the following persons be and hereby are reappointed to the Board of Plumbing and Draining Examiners of the Town of Cheektowaga for a term of two years, effective immediately, to expire January, 1981:

Joseph V. Schmigel, Louis Costrino, Joseph A. Piccione,

, Cheektowaga, N.Y. Cheektowaga, N.Y. Cheektowaga, N.Y.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wedner

NAYES:

0

ABSENT:

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

RESOLVED that the following individuals be and hereby are reappointed as part-time clerks in the Judge's Office at a rate of \$3.00 per hour; said appointment retroactive to January 1, 1979.

Iris Kolbert

Susan Schottman

Cheektowaga, N.Y. 14225

Cheektowaga, N.Y. 14206

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 Wegner

RESOLVED that the following individuals be and hereby are authorized to attend the annual Association of Towns Convention, held in New York City, February 18, 19, 20 and 21st, 1979, and that their reasonable and proper travel expenses be reimbursed by the Town:

Councilmen

Town Attorney or Deputy

Town Clerk or Deputy

Town Engineer

Town Historian

Planning Board Chairman

Tax Collector or Deputy

Sole Assessor

Highway Superintendent

Town Justice

Sanitation Foreman

Pacility Director

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:

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Item No. 24 Authorization for E. Brayer to attend course

This item was withdrawn because the course was cancelled.

Item No. 25

Motion by Supervisor Meyers, seconded by Councilman Swiatek

BE IT RESOLVED that the following vouchers and warrants submitted

Item No. 25 cont'd

to the TOWN OF CHEEKTOWAGA prior to January 15th, 1979 be and the same are hereby approved and the Supervisor is ordered to pay same.

<u>FUND</u>	CHECK NO. FROM TO	AMOUNT
GENERAL FUND	9104-9334	\$ 337,148.74
SPECIAL DISTRICT	5104~5282	835,714.95
HIGHWAY FUND	4176-4201	62,689.12
PART TOWN FUND	1082-1088	1,989.87
CAPITAL FUND	158-164	9,141.89
SPECIAL ASSESSMENTS FUND	12	3,834.25
TRUST AND AGENCIES FUND	613-620	67,476.99
HUD - NPP FUND	27	1,000.00
HUD - CDBG FUND	121-122	15,062.88
DEBT SERVICE FUND	26-36	71,154.51
		\$1,405,213.20

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

Item No. 26

Motion by Supervisor Meyers, seconded by Councilman Swiatek

BE IT RESOLVED that funds in the amount of \$10,000.00 be transferred from account A.1910.430 (Unallocated Insurance) to account A.3310.225 (Traffic Signals) per Town Board agreement in 1978. and BE IT FURTHER

RESOLVED that the fund transfers per the attached sheets are hereby approved and made a part hereof.

^{*} See next two (2) pages for transfers

BUDGET THANSFER REQUEST

**** PLEASE NOTE THAT THIS IS FOR THE 1979 BUDGET.

	Youth Bureau			12/14/78
	Department		•	Date
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7310 . 46	Youth Service Projects	\$5,000	A.7310.137	Clerk-Typist
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TOWN OF CHEEKTOWAGA, NEW YORK BUDGET TRANSFER REQUEST

MUN	ITY DEVELOPMENT PROGRAM Department		January	15, 1979 Date
	.*			•
·		C.D.B.G.	_Fund	:
	FROM			<u>10</u>
ount	Title	\$	Account	Title
	Local Option (FY 77-78)	5,000.00	CD8540.62	Marrano-Kelly Drainage Project, Part I
8540.66	DISTURBLE BELLEY	1,200.80	CD8540.62	Marrano-Kelly Drainage Project, Part I
8540.66	Kokomo Place Drainage Drainage Relief	210.22	CD8540.65	Chapel-Northcrest- Southcrest Drainage
	Local Option (FY 78-79)	6,717.26	CD8540.65	Chapel-Northcrest- Southcrest Drainage
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Item No. 26 cont'd

Upon Roll Call....

AVES.

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

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III. DEPARTMENTAL COMMUNICATIONS

Item No. 27 Building Permits

Received and Filed.

Item No. 28 Annual Justice Report for 1978

Received and Filed.

Item No. 29 Health report for December, 1978

Received and Filed.

IV. GENERAL COMMUNICATIONS

N.Y.S. Dept. of Trans. - Designation of Restricted Highway
Copies were sent to: Cheektowaga Town Board; Chief of Police T.
DeFedericis; Captain Lis; Traffic Safety Commission. This item was Received and Filed.

Item No. 31 Motion by Councilman Kaczmarek, seconded by Councilman Dux 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 5th day of February, 1979 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:

Also present were: Richard M. Moleski, Town Clerk; John V. Rogowski, Town Attorney; Theodore DeFedericis, Chief of Police; Chester L. Bryan, Town Engineer; Ron Zoeller, Sanitation Department Foreman; Ron Marten, Building & Plumbing Inspector; Ken Kopacz, Executive Director of the Youth Board; Ed Leak, Recreation Director; Sal LaGreca, Assistant Manpower Program Director I; Gerry Gabryszak, Community Development Coordinator; Al Thrun, Cheektowaga Traffic Safety Commission; Mrs. Julia Reinstein, Town Historian; Dr. Louis Vendetti, Town Health Officer.

I. BIDS

Item No. 2 Baseball Diamond Supplies for 1979.

Referred to Jim Matecki, Director of Facility Department.

Item No. 3 Dimensioned Lumber and Plywood for 1979.

Referred to Jim Matecki, Director of Facility Department.

Item No. 4 Work Uniforms for 1979.

Referred to Chester L. Bryan, Town Engineer.

Item No. 5 Leasing of storage space for election machines and other Town equipment for 1979.

Referred to Chester L. Bryan, Town Engineer.

Item No. 6 Moving election machines to and from election polling places.

Referred to Chester L. Bryan, Town Engineer.

Reconditioning of fifteen (15) election voting machines.
Referred to Chester L. Bryan, Town Engineer.

II. RESOLUTIONS

Item No. 8 Motion by Councilman Wegner, 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 26th day of February, 1979 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 the 8th day of February, 1979; 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 26th day of February, 1979 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

B. No parking anytime

CRANDON BOULEVARD

locations:

North side:

from the east curb line of BISCAYNE DRIVE to the west curb line of LOU ANN DRIVE.

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

DATED: February 5, 1979

RICHARD M. MOLESKI Town Clerk

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

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

Burst and Wegner

NAYES:

0

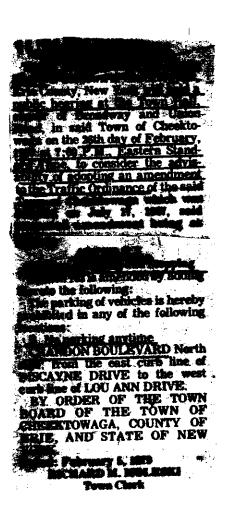
ABSENT: 0

AFFIDAVIT-NEXT PAGE

STATE OF NEW YORK COUNTY OF ERIE TOWN OF CHEEKTOWAGA

Geneve C. Smith, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
cluk 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 Leberusky 8, 1979
first publication Learning 8, 1979 last publication Language 8, 1979
and that no more than six days intervened be
tween publications.
Geneve C. Smith
Sworn to before me this
Sworn to before me this 9th day of Lebruary, 1979. Randing C Williams
Raidwe C Williams

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



Item No. 9 Motion by Councilman Johnson, seconded by Councilman Wegner

WHEREAS, the Building and Plumbing Inspector of the Town of Cheek-towaga has recommended that certain provisions of the "Housing Code" of the Town of Cheektowaga, New York be amended or repealed;

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 26th day of February, 1979 at 7:00 o'clock P.M., at a meeting of the Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard; and at which time and place it shall be determined by the Town Board whether the "Housing Code" of the Town of Cheektowaga, New York shall be amended as provided in the attached Notice of Hearing; and

BE IT FURTHER RESOLVED that the Town Clerk shall publish the attached Notice of Hearing in the EXAMINER, a newspaper published in the Town of Cheektowaga and having a general circulation therein, not less than ten (10) days prior to the date of such hearing.

HOUSING CODE

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 5th day of February, 1979, and in accordance with the provisions of the Town Law of the State of New York, a Public Hearing will be held on the 26th day of February, 1979 at 7:00 o'clock P.M., at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard, and at which time and place it shall be determined by the Town Board whether the "Housing Code" of the Town of Cheektowaga, New York shall be amended and changed as follows:

- 1. RESOLVED THAT Section 1-506.1 b., which relates to heating one-and two-family dwellings, not wholly owner occupied, and all multiple dwellings, shall be amended by the inclusion therein of the period from "September 15 to May 31"; and that TABLE 1-506.1 b--HEATING PERIODS, including any and all footnotes or references pertaining thereto, shall be repealed.
- 2. RESOLVED THAT Section 2-201, which relates to the establishment of an Agency to administer and secure compliance with the Housing Standards specified in the Code, and to the appointment of personnel of such Agency, shall be repealed in its entirety; and that a new Section 2-201 be enacted providing for the administration and enforcement of the Code by the Building Inspector of the Town of Cheektowaga.
- 3. RESOLVED THAT Sections 2-202, 2-203, 2-204, 2-205, 2-206, 2-207 and 2-208, which relates to powers and duties of the administrating Agency, inspections, violations, unsafe buildings and structures, recovery of costs and records, shall be amended by substituting the "Building Inspector" for the "Agency" in said Sections.
- 4. RESOLVED THAT Section 2-209, which relates to Penalties, shall be amended by substituting "by imprisonment for a period not to exceed six (6) months" in place and instead of "by imprisonment for a period not to exceed one year".
- 5. RESOLVED THAT PART 4 APPEALS, Sections 2-401 through 2-405, which relate to the establishment of a Board of Appeals, shall be repealed.

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

DATED: February 5, 1979

RICHARD M. MOLESKI, TOWN CLERK

Item No. 9 Cont'd.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

n

ABSENT:

0

AFFIDAVIT-BELOW

AFFIDAVIT

STATE OF NEW YORK COUNTY OF ERIE TOWN OF CHEEKTOWAGA

JAMES L. CHARTERS

Signed My Charting Sworn) to before me on the & day of LL, 137

PATRICIA H. YOUNGS Notary Public, State of New York Qualified in Eric County My Commission Expires March 30, 19 7.7

Item No. 9 Cont'd.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

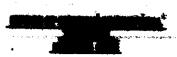
Burst and Wegner

NAYES:

0

ABSENT:

AFFIDAVIT-BELOW



HOTICE IS HENEBY GIVEN THAT, in pursuance of a Resolution of the Town Board of the Town of Cheektowaga, which was duly passed on the 5th day of February. 1979, and in accordance with the provisions of the Town Law of the State of New York, a Public Hearing will be held on the 26th day of February, 1979 at 7:00 o'clock P.M., at the Cheektowaga Town Hall, corner of Broadway and Union Read, Cheektowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard, and at which time and place it shall be determined by the Town Board whether the "Housing Code" of the Town of Cheektowaga, New York shall be amended and changed as follows:

1. RESOLVED THAT Section 1-506.1 b., which relates to heating one- and two-family dwellings, not wholly owner occupied, and all multiple dwellings, shall be amended by the inclusion therein of the period from "September 15 to May 31"; and that TABLE 1-506.1 b --HEATING PERIODS, including any and all footnotes or references pertaining thereto, shall be re-

pealed.

2. RESOLVED THAT Section 2-201, which relates to the establishment of an Agency to administer and secure compliance with the Housing Standards specified in the Code, and to the appointment of personnel of such Agency, shall be repealed in its entirety; and that a new Section 2-201 be enacted providing for the administration and enforcement of the Code by the Building Inspector of the Town of Checkinwaga.

3. RESOLVED THAT Sections 2-202, 2-203, 2-204, 2-205, 2-206, 2-207 and 2-208, which relate to powers and duties of the administering Agency, inspections, violations, unsafe buildings and structures, recovery of costs and records, shall be amended by substituting the "Building Inspector" for the "Agency" in said Sections.

4. RESOLVED THAT Section

2-209, which relates to Penalties, shall be amended by substituting "by imprisonment for a period not to exceed six (6) months" in place and stead of "by imprisonment for a period not to exceed one year"

5. MESOLVED THAT PART 4 -AFPEALS, Sections 2-401 through 2-405, which relate to the establishment of a Board of Appeals, shall be repealed.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, SINE COUNTY, NEW YORK. Dated: February 5, 1979 Richard M. Meleski

Town Clark

Item No. 10 Decision on Rezoning - 2958 Union Road. Item Withdrawn.

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

WHEREAS, Joseph Bianchi has applied for a rezoning from R-Residential to RA-Apartment District on property located at 1371 Losson Road, 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 45, Township 10, Range 7 of the Buffalo Creek Reservation and described as follows:

BEGINNING at a point in the center line of Losson Road which line is the northerly line of Farm Lot 45 and which point is 622.64 feet easterly from the northwest corner of Farm Lot 45; thence southerly along the east line of land conveyed to Maryan Knake, Liber 3153, Page 118 and parallel with Borden Road and the west line of Farm Lot 4, 300 feet; thence easterly and parallel with Losson Road 100 feet thence northerly and parallel with Borden Road and the west line of Farm Lot 45, 300 feet to the said center line of Losson Road; thence easterly and along the said center line of Losson Road 100 feet to the point or place of beginning. Subject to the rights of the public on Losson Road,

and to amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York, and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on the 15th day of January, 1979 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 area by the owners or occupants thereof, now, therefore, BE IT

RESOLVED that the proposed rezoning of said premises from R-Residential to RA-Apartment District be and is hereby denied.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

0

NAYES:

ABSENT:

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

WHEREAS the Town Board has provided a car pool for use by employees in their conduct of Town business, and

WHEREAS this pool is deemed adequate to provide needed trnasportation in the vast majority of cases, and

WHEREAS the use of privately owned vehicles for Town business is difficult to monitor, and

WHEREAS numerous requests have been received by part-time employees, boards and commissions for private vehicle use reimbursement, NOW, THEREFORE, BE IT

RESOLVED that effective with the date of this resolution, reimbursement to Town employees for use of their privately owned vehicles will be limited to:

Full time and part time employees who have either:

- 1.) Written evidence of the non-availability of a car pool vehicle from the Central Garage, or
- 2.) Specific prior written approval of the Supervisor or Town Board for private vehicle use.

Item No. 12 Cont'd.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

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

WHEREAS the full time, non-union personnel of the Town of Cheektowaga are governed by a set of Town Board personnel policies, and

WHEREAS these policies do not address the matter of compensatory time, and

WHEREAS a number of these non-union personnel have inquired as to policy regarding same, and

WHEREAS the annual salary structure being considered for these positions takes into consideration the time demands of each position, NOW, THEREFORE, BE IT

RESOLVED that effective with the date of this resolution, no full time, non-union personnel will be allowed to accumulate or use any such compensatory time for any purposes and that any extra time required of a position will be deemed compensated for by the annual salary rate of that position.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT: 0

Item No. 14 Motion by Councilman Dux, seconded by Councilman Burst

WHEREAS, changes in the Town Hall Alterations and Additions Project (EDA #01-51-23609) for the plumbing contract of Kipphut-Neumann Co., Inc. are needed to improve the project, NOW, THEREFORE, BE IT

RESOLVED, that Change Order P-5 for plumbing work in the amount of \$317.00 in addition to the contract be approved. A description of the changes as an addition to the contract cost is described in a letter dated January 23, 1979 from the Town Engineer and considered part of said resolution, and, BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized to sign said Change Order for the Kipphut-Neumann Co., Inc. contract on behalf of the Town of Cheektowaga.

*See next page for copy of letter.



Town of Cheektowaga

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

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

January 23, 1979

TO THE SUPERVISOR AND HONORABLE TOWN BOARD MEMBERS TOWN OF CHEEKTOWAGA

RE: Town Hall Project

Gentlemen:

Attached for your consideration for approval is a resolution on Change Order P-5 for the general construction contract of Kipphut-Neumann Co., Inc. on the E.D.A. Town Hall Renovation Project.

Change Order P-5

Add \$317.00

This change was required as to provide additional roof drain and piping on the high roof of the penthouse to assure proper drainage.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.
Town Engineer

Allan B. Blachowski, Engineering Rodman

ABB:mjh

Item No. 14 Cont'd.

Upon Roll Call....

AVEC.

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

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ABSENT:

0

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

WHEREAS, changes in the Town Hall Alterations and Additions Project (EDA No. 01-51-23609) for the general construction contract of George Herman and Associates are needed to improve the project, NOW, THEREFORE, BE IT

RESOLVED, that Change Order G-13 for construction work in the amount of \$6,559.00 in addition to the contract price be approved. A description of the changes as an addition to the contract cost are described in a letter dated January 23, 1979 from the Town Engineer and considered part of said resolution, and, BE IT FURTHER

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

*See next page for copy of letter.



Town of Cheektowaga

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

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

January 23, 1979

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

RE: Town Hall Project

Gentlemen:

Attached for your consideration for approval is a resolution on Change Order G-13 for the general construction contract of George Herman & Associates on the EDA Town Hall Alterations and Additions Project.

Change Order G-13 -- Add \$6,559.00

Listed below are the changes in the general construction contract of George Herman & Associates:

- Changes in partition location, changes in wall, floor and ceiling finishes, changes in doors for rooms 207, 208, 209, 210 and the doors in the Attorneys' suite, in accordance with the contractor's letters dated December 20, 1978 and January 10, 1979.

 Add \$3,516.00
- 2) Replace corroded aluminum door and frame to Tax Receiver's Office, as per contractor's letter of December 21, 1978.
 Add \$571.00
- 3) Remove existing penthouse and patch roof as per contractor's letter of November 9, 1978.
 Add \$2,323.00
- 4) Change cork type in Engineer's Office, as per contractor's letter of November 9, 1978.

 Add \$149.00

Very truly yours, TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E. Town Engineer

BY: Allan B. Blachowski

CLB:ABB:dmr

Item No. 15 Cont'd.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

ABSENT:

0

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

WHEREAS, changes in the Town Hall Alterations and Additions Project (EDA No. 01-51-23609) for the construction contract of Schreiber Hauling Company are needed to improve the project, NOW, THEREFORE, BE IT

RESOLVED, that Change Order S-2 for construction work in the amount of \$3,470.00 in addition to the contract price be approved. A description of the changes as an addition to the contract cost are described in a letter dated January 23, 1979 from the Town Engineer and considered part of said resolution, and, BE IT **FURTHER**

RESOLVED, that the Supervisor is hereby authorized to sign said Change Order for the Schreiber Hauling Company contract on behalf of the Town of Cheektowaga.

*See next page for copy of letter.



Town of Cheektowaga

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

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

January 23, 1979

TO THE SUPERVISOR AND HONORABLE TOWN BOARD MEMBERS TOWN OF CHEEKTOWAGA

RE: Town Hall Project

Gentlemen:

Attached for your consideration for approval is a resolution on Change Order S-2 for the construction contract of the Schreiber Hauling Company on the EDA Town Hall Alterations and Additions Project.

Change Order S-2 -- Add \$3,470.00

Listed below are the changes in the construction contract:

- 1) Remove and replace concrete pad at main entrance between new curb and new stairs.

 Add \$2,495.00
- 2) Remove and replace a four foot (4') concrete sidewalk from the front walk to the basement entry, includes landscaping of adjacent areas.

 Add \$975.00

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E. Town Engineer

BY: Allan B. Blachowski

Engineering Rodman

CLB:ABB:dmr

Item No. 16 Cont'd.

Upon Roll Call....

AYES: Sup

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

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ABSENT:

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Item No. 17 Motion by Councilman Dux, seconded by Councilman Burst

WHEREAS, changes in the Town Hall Alterations and Additions Project (EDA No. 01-51-23609) for the electrical contract of Zablotny Electric, Inc. are needed to improve the project, NOW, THEREFORE, BE IT

RESOLVED, that Change Order E-4 for construction work in the amount of \$6,785.85 in addition to the contract price be approved. A description of the changes as an addition to the contract cost are described in a letter dated January 23, 1979 from the Town Engineer and considered part of said resolution, and, BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized to sign said Change Order for the Zablotny Electric, Inc. contract on behalf of the Town of Cheektowaga.

*See next page for copy of letter.



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

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

January 23, 1979

TO THE SUPERVISOR AND HONORABLE TOWN BOARD MEMBERS TOWN OF CHEEKTOWAGA

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RE: Town Hall Project

Gentlemen:

Attached for your consideration for approval is a resolution on Change Order E-4 for the electrical contract of Zablotny Electric, Inc. on the EDA Town Hall Alterations and Additions Project.

Change Order E-4 -- Add \$6,785.85

Attached is a copy of the proposal dated December 1, 1978 from Zablotny Electric, Inc. listing the changes in electrical construction from June 15, 1978 to November 27, 1978.

The changes were required due to existing conditions and changes in the program.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E. Town Engineer

BY:

Allan B. Blachowski Engineering Rodman

CLB:ABB:dmr Attachments

Item No. 17 Cont'd.

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 Burst

WHEREAS, bids were duly received and opened at the regular Town Board Meeting of December 18, 1978 as a result of advertisement for the purchase of trucks with refuse packers, 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 1, 1979, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the purchase of two (2) trucks with refuse packers for the Sanitation Department, as recommended by the Town Engineer, be and the same is hereby awarded to Buffalo Truck Sales & Service Inc., 85 Michigan Avenue, Buffalo, New York 14204 for their bid in the amount of \$110,328.00, said bid being the lowest bid meeting specifications.

*See next two (2) pages 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 1, 1979

TO THE SUPERVISOR AND HONORABLE TOWN BOARD MEMBERS TOWN OF CHEEKTOWAGA

RE: Refuse Packer Bids

Gentlemen:

At the Regular Town Board Meeting of December 18, 1978 bids were received and opened for the furnishing of 25 cubic yard truck packer units. Four (4) truck manufacturers submitted bids. Each bidder specified their truck chassis together with various refuse packer bodies. A total of twenty (20) bid combinations were submitted. The lowest bids were submitted by Maier Schule GMC, Inc. These are being rejected as the bidder did not meet the cab or wheelbase specifications.

The two (2) lowest bidders submitted bids as follows:

	2 UNITS	1 UNIT
BUFFALO TRUCK (WHITE)		
With Pak Hor	110,328	55,164
With Eazy Packer	110,476	55,238
With Leech Packer	111,118	55,559
With Cobey Packer	111,858	55,929
With Dumpster Packer	112,138	56,069
BUFFALO MACK, INC.		
With Heil Packer	118,590	59,295
With Pak-Mor	119,042	59,521
With Eazy Packer	119,190	59.595
With Leach Packer	119,832	59,916
With Dempster Packer	120,852	60,426

Bids were also received by Bison Ford Truck Sales, Inc.

February 1, 1979

TO THE SUPERVISOR AND TOWN BOARD MEMBERS

Mr. George Burst, Town Garage Foreman, reviewed the bids to determine compliance with the specifications by all bidders. Mr. Ronald Zoeller, Foreman of the Sanitation Department, advised that he needs two (2) units.

It is, therefore, our recommendation that the bid be awarded to Buffalo Truck (White) Sales & Service, Inc., 85 Michigan Avenue, Buffalo, New York 14204 for submitting the lowest bid meeting all requirements of the specifications. Note, in the event of non-compliance with delivery within the aforementioned time of 300 days after award of bid, the bidder will be assessed a penalty of fifty dollars (\$50.00) per unit, per day, to be deducted from the agreed net bid price.

The truck packer units to be furnished are to be a White Truck Chassis with Pak Mor Packer Unit at the bid price of \$110,328.00 for two (2) units. This amounts to a total bid award of \$110,328.00.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E. Town Engineer

BY: Allan B. Blachowski Engineering Rodman

CLB:ABB:dmr

CC: Ron Zoeller, Sanitation Department George Burst, Town Garage Item No. 18 Cont'd.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

ABSENT:

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

WHEREAS, it is in order that bids be advertised to cover the purchase of corrugated metal pipe requirements for the Town for the 1979 fiscal year, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of corrugated metal pipe for the year of 1979, notice to be published in the EXAMINER, and, BE IT FURTHER

RESOLVED, that the Town Board meet on the 26th day of February, 1979 at 7:00 P.M., Eastern Standard Time, at the Town Hall, Broadway and Union Roads, Cheektowaga, New York, for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

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

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 26, 1979 at 7:00 P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of corrugated metal pipe for the year of 1979.

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: February 5, 1979

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

ABSENT:

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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 8 day of _______day of ________day on the _____, 19____

Notary Public
PATRICIA H. YOUNGS
Notary Public, State of New York
Qualified in Eric County
My Commission Expires March 30, 1971

MOTICE TO SIDDERS
Sealed proposals will be received. and considered by the Town Board of the Town of Cheektowaga on February 26, 1979 at 7:00 P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of corrugated metal pipe for the year of 1979.

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 decuments, 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. Mieleski. fown Clerk

Dated: February 5, 1979

Motion by Councilman Kaczmarek, seconded by Councilman Wegner Item No. 20a

WHEREAS, it is in order that bids be advertised to cover the purchase of Maintenance Chemicals for the year of 1979 for the Treatment Plant, Highway and Sewer Maintenance Departments of the Town of Cheektowaga, NOW, THERE-FORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of Maintenance Chemicals for the Town of Cheektowaga for the year of 1979, and, BE IT FURTHER

RESOLVED, that the Town Board meet on the 26th day of February, 1979 at 7:00 P.M., Eastern Standard Time, at the Town Hall, Broadway and Union Road, Cheektowaga, New York, for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a meeting called for that purpose.

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 26th, 1979 at 7:00 P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of Maintenance Chemicals for various departments of the Town of Cheektowaga for the year 1979.

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: February 5, 1979

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0 ABSENT: 0

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 _____ day of Lub., 1929 and ending on the _____, 19___

PATRICIA H. YOUNGS Public

Notary Public, State of Ney

Qualified in Erie County
My Commission Expires March 30, 19 77

NOTICE TO BIODERS

Maria de la companya de la companya

Sealert proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 26th, 1979 at 7:00 P.M., Fastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of Maintenance Chemicals for various departments of the Town of Cheektowaga for the year 1979.
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, any may waive any informalities, make an award to other than the lower 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 5, 1979

Item No. 20b Motion by Councilman Swiatek, seconded by Councilman Dux

WHEREAS, the Town of Cheektowaga uses, and will need for the time specified, maintenance chemicals, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for the purchase of said maintenance chemicals, and BE IT FURTHER

RESOLVED that the specifications for said maintenance chemicals can be obtained from the Town Clerk at his office in Town Hall and additional information can be obtained from the Purchasing Director at the Cheektowaga Recreation Center, and BE IT FURTHER

RESOLVED that the Town Board will meet on the 26th day of February, 1979 at 7:00 P.M., Eastern Standard Time for the purpose of receiving sealed bids at a public meeting called for that purpose.

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 26, 1979 at 7:00 P.M., Eastern Standard Time at the Town Hall, Broadway and Union Road, for the furnishing of Maintenance Chemicals for the year, 1979.

Information for bidders and specifications may be obtained from the Town Clerk at his office in the 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, accept any part of bid should it be in the best interest of the Town of Cheektowaga, or reject any part of 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 5, 1979

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

AFFIDAVIT-NEXT PAGE

STATE OF NEW YORK COUNTY OF ERIE TOWN OF CHEEKTOWAGA

General C. Smith, 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-
never is a conv. was inserted and published in
first publication Alluny 8, 1979; last publication Alluny 8, 1979;
first publication Levrency 8, 1979;
last publication Le Dundy 7, 1979;
and that no more than six days intervened be-
tween publications.
General C Amith Sworm to before me this
Sworn to before me this
day of Lebruary, 1979 Traidine C. Williams

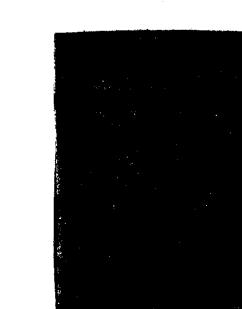
Notary public in and for Eric County, N. Y.

NAIDINE C. WILLIAMS
Notes, Public. State of New York
Qualified in Ene County
My Commission Expires March 30, 19.29

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

WHEREAS, the Town of Cheektowaga uses, and will need for the time specified, sand/clay/loam and topsoil for the year 1979, NOW THEREFORE, BE IT

RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for the purchase of said sand/clay/loam and topsoil, and BE IT FURTHER

RESOLVED that the specifications for said sand/clay/loam and topsoil can be obtained from the Town Clerk at his office in Town Hall and additional information can be obtained from the Purchasing Director at the Cheektowaga Recreation Center, and BE IT FURTHER

RESOLVED that the Town Board will meet on the 26th day of February, 1979 at 7:00 P.M., Eastern Standard Time for the purpose of receiving sealed bids at a public meeting called for that purpose.

NOTICE TO BIDDERS

SEALED PROPOSALS will be received and considered by the Town Board of the Town of Cheektowaga at 7:00 P.M., Eastern Standard Time on February 26, 1979 at the Town Hall, Broadway and Union Road, for the furnishing of sand/clay/loam and topsoil for the year 1979.

Information for Bidders and specifications may be obtained from the Town Clerk at his office in the 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 of Cheektowaga, 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 5, 1979

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

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ABSENT: 0

AFFIDAVIT-NEXT PAGE

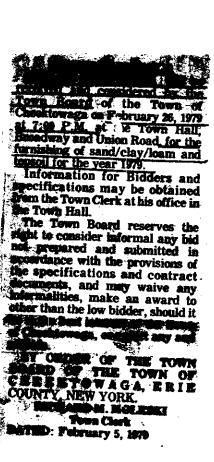
STATE OF NEW YORK COUNTY OF ERIE TOWN OF CHEEKTOWAGA

K.

Geneve C. Smith of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
Cluk 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 Lettury 8, 1979
said paper once a week for weeks first publication Library 8, 1979 last publication Library 8, 1479
and that no more than six days intervened be
tween publications.
Genere C Smith
Sworn to before me this
Pardine C. William
nadine C. William

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

NAID!NE C. WILLIAMS
Notary Public, State of New York
Qualified in Eric County
My Commission Expires March 30, 19_79



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

WHEREAS, the Town of Cheektowaga uses, and will need for the time specified, supplies for athletic fields, NOW THEREFORE, BE IT

RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for the purchase of said supplies for athletic fields, and BE IT FURTHER

RESOLVED that the specifications for said supplies for athletic fields can be obtained from the Town Clerk at his office in Town Hall and additional information can be obtained from the Purchasing Director at the Cheektowaga Recreation Center, and BE IT FURTHER

RESOLVED that the Town Board will meet on the 26th day of February, 1979 at 7:00 P.M., Eastern Standard Time for the purpose of receiving sealed bids at a public meeting called for that purpose.

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NOTICE TO BIDDERS

SEALED PROPOSALS will be received and considered by the Town Board of the Town of Cheektowaga on February 26, 1979 at 7:00 P.M., Eastern Standard Time at the Town Hall, Broadway and Union Road, for the furnishing of supplies for athletic fields for the year, 1979.

Information for bidders and specifications may be obtained from the Town Clerk at his office in the 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 of Cheektowaga, or reject any and all bids.

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

RICHARD M. MOLESKI Town Clerk

DATED: February 5, 1979

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

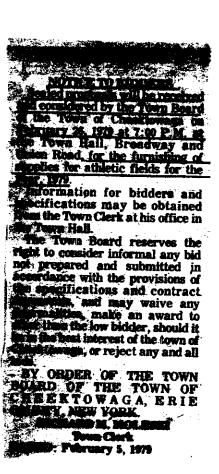
NAYES: ABSENT: 0

AFFIDAVIT-NEXT PAGE

STATE OF NEW YORK COUNTY OF ERIE TOWN OF CHEEKTOWAGA

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

NAID!NE C. WILLIAMS
Notary Public, State of New York
Qualified in Eric County
My Commission Expires March 30, 19.23



Item No. 23 Motion by Councilman Swi zek, seconded by Councilman Burst

WHEREAS, the Town of Cheektowaga uses, and will need for the time specified, fencing for the year 1979, NOW THEREFORE, BE IT

RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for the purchase of said fencing, and BE IT FURTHER

RESOLVED that the specifications for said fencing requirements can be obtained from the Town Clerk at his office in Town Hall and additional information can be obtained from the Purchasing Director at the Cheektowaga Recreation Center, and BE IT FURTHER

RESOLVED that the Town Board will meet on the 26th day of February, 1979 at 7:00 P.M., Eastern Standard Time for the purpose of receiving sealed bids at a public meeting called for that purpose.

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

NOTICE TO BIDDERS

SEALED PROPOSALS will be received and considered by the Town Board of the Town of Cheektowaga on February 26, 1979 at 7:00 P.M., Eastern Standard Time at the Town Hall, Broadway and Union Road, for the furnishing of fencing requirements for the year, 1979.

Information for bidders and specifications may be obtained from the Town Clerk at his office in the 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, accept any part of bid should it be in the best interest of the Town of Cheektowaga, or reject any part of 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 5, 1979

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

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ABSENT: 0

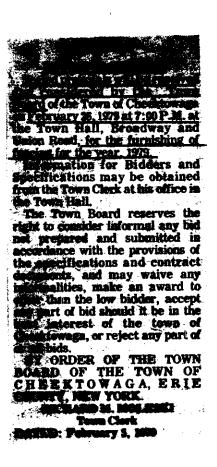
AFFIDAVIT-NEXT PAGE

STATE OF NEW YORK COUNTY OF ERIE TOWN OF CHEEKTOWAGA

General Smith, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
Clurk 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-
nancr is a copy, was inserted and published in
said namer once a week for weeks;
first publication Allemany 8, 1979; last publication Allemany 8, 1979;
last publication Lebrusy 8, 1979;
and that no more than six days intervened be-
tween publications.
General C Smith
Sworn to before me this
day of Lebruary, 19.79 Mardine C. William

NAID!NE C. WILLIAMS
Notary Public. State of New York
Qualified in Erie County
My Commission Expires March 30, 19_29

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



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

BE IT RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for 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 EXAMINER, and BE IT FURTHER

RESOLVED that the Town Board will meet at 7:00 P.M., Eastern Standard Time on February 26, 1979 for the purpose of properly opening and reading the sealed bids.

NOTICE TO BIDDERS

SEALED PROPOSALS will be received and considered by the Town Board of the Town of Cheektowaga on February 26, 1979 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

DATED: February 5, 1979

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

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ABSENT:

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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 ______ day of ______, 19___ and ending on the ______ day of ______, 19___

Signed M. Q. Chartee Sworn to before me, on the S. May of John 1977 May of January Notary Public

PATRICIA H. YOUNGS Notary Public, State of New York Qualified in Eric County My Commission Expires March 30, 19 77

Socied proposels will be received and considered by the Town Board of the Town of Checktowaga on February 26, 1979 at 7:00 p.m. Eastern Standard Time at the Town Malk corner of Renaderic and Unice. Half, 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 Molecki

Town Clerk

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

WHEREAS, the New York State Bar Association Conferences and Seminars were held in New York City from January 23rd to January 27th, 1979, inclusive, and

WHEREAS, John V. Rogowski, Town Attorney, received notice of said conferences and seminars after the date of the last Town Board meeting held on January 15th, 1979, now, therefore, BE IT

RESOLVED that approval is hereby granted retroactively to John V. Rogowski, Town Attorney, to attend said conferences and seminars, and BE IT FURTHER

RESOLVED that reimbursement is authorized for all reasonable and necessary expenses incurred in attending said conferences and seminars in an amount not to exceed \$500.00.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

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

WHEREAS, the New York State Cooperative Extension of Cornell University is conducting a one-day seminar on "Real Property Taxation and Assessment", at the Batavia Holiday Inn, on February 7th, 1979, and

WHEREAS, Andrew H. Schwenk, Sole Assessor for the Town of Cheek-towaga, has requested permission to attend this one-day seminar, along with other members of his Department, NOW, THEREFORE, BE IT

RESOLVED that Andrew H. Schwenk, Casimer Kozminski, Real Property Appraiser, Raymond Lewandowski, Assistant Field Assessor, and William Conway be and hereby are authorized to attend said seminar on February 7th, 1979, at a cost not to exceed \$10.00 per person; total \$40.00, and BE IT FURTHER

RESOLVED that permission is hereby given to Andrew H. Schwenk to have the use of a Town automobile for travel to and from the seminar.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

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ABSENT:

ENT: 0

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

WHEREAS, a training seminar is being offered by the New York State Police Academy Drug Enforcement Training School in Albany, New York from March 5th to March 16th, 1979, and

WHEREAS, the Chief of Police has recommended that Detectives Robert Mossman and Timothy Tehan attend this seminar, now, therefore, BE IT

RESOLVED, that Detectives Robert Mossman and Timothy Tehan be and hereby are authorized to attend the said training seminar in Albany, New York from March 5th to March 16th, 1979, and BE IT

FURTHER RESOLVED, that Detectives Robert Mossman and Timothy Tehan be reimbursed for all necessary and reasonable expenses, not to exceed the sum of \$146.80 each.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

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ABSENT:

0

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

WHEREAS, Police Juvenile Officer Workshops are being offered by the Bureau of Municipal Police in Syracuse, New York from March 5th to March 9th, 1979 and from March 19th to March 23rd, 1979, and

WHEREAS, all costs associated with this seminar will be incurred by the New York State Division for Youth, and

WHEREAS, the Chief of the Cheektowaga Police Department has recommended that Detectives Charles Shields and William Fenske attend this Workshop, NCW THEREFORE BE IT

RESOLVED that Detective William Fenske be and hereby is authorized to attend the Police Juvenile Officer Workshop in Syracuse, New York from March 5th to March 9th, 1979, and that Detective Charles Shields be and hereby is authorized to attend the Police Juvenile Officer Workshop in Syracuse, New York from March 19th to March 23rd, 1979.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

ABSENT: 0

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

WHEREAS, there exists a vacancy in the Cheektowaga Police Department for the position of "Detective", and

WHEREAS, Joseph Chojnacki of the Cheektowaga Police Department has been performing his duties under the title of Acting Detective, NOW THEREFORE BE m

RESOLVED that Joseph Chojnacki of the Cheektowaga Police Department, is hereby appointed "Detective" at a salary in accordance with the Police contract, effective immediately.

Upon Roll Call....

ATES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

MAYES:

O

0 ABSENT:

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

WHEREAS, Alfred J. Zalenski, of , Cheektowaga, New York, has been serving provisionally in the position of Chief Sewage Treatment Plant Operator - Type B Plant, subject to the passing of a Civil Service examination for said position, and

WHEREAS, Alfred J. Zalenski has passed said Civil Service examination and appears first on a list of eligibles for said position, NOW, THEREFORE, be it

RESOLVED that Alfred J. Zalenski be and hereby is appointed Chief Sewage Treatment Plant Operator - Type B Plant, on a permanent basis, at his current rate of salary; said appointment effective immediately.

Upon Roll Call....

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

ABSENT: 0

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

WHEREAS, a vacancy exists in the Sanitation Department for a Motor Equipment Operator, AND

WHEREAS, the position was posted for bidding in accordance with the agreement between the Town of Cheektowaga and Local 1026, AFSCME, AFL-CIO, NOW THEREFORE BE IT

RESOLVED that Stanley Dalka, having the most seniority and serving in that capacity for the past six (6) months be and is hereby appointed to this position.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

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ABSENT:

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Item No. 32

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 Henry Kranz of , Sloan, New York 14212 be and hereby is hired as a part-time van driver (20 hours weekly) at the rate of \$3.00 per hour; said hiring retroactive to January 16, 1979.

Upon Roll Call....

AVEC:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

nayes :

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ABSEWT:

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

WHEREAS, Susan Sopczyk of , Cheektowaga, New York 14227, was hired as an Instructor/Lifeguard at the rate of \$2.75 per hour for the Special Swim Program, and

WHEREAS, Susan has successfully completed her WSI training, NOW THEREFORE BE IT

RESOLVED that Susan Sopczyk be upgraded to the title of Instructor/Lifeguard with WSI at the rate of \$3.00 per hour.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

nates:

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ABSENT:

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

RESOLVED that Maria A. Bova of , Depew, New York 14043, be hired to work for the Youth Bureau as part of the Administrative Intern Program at the rate of \$3.00 per hour.

Upon Roll Call....

ayes:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

WAYES:

0

ABSENT:

0

Item No. 35 Motion by Councilman Swiatek, seconded by Councilman Burst

WHEREAS, the Cheektowaga Youth Bureau has been tentatively selected as a Youth Conservation Corps grant recipient for the summer of 1979, and

WHEREAS, the State of New York has agreed to pay a tentative amount of \$12,000 toward the total cost of the project, NOW THEREFORE BE IT

RESOLVED that the Supervisor be and hereby is authorized to sign the forthcoming agreement with the New York State Department of Environmental Conservation to operate said project.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

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ABSENT:

0

Item No. 36 Motion by Supervisor Meyers, seconded by Councilman Wegner

WHEREAS, the following have been Town Employees under the Comprehensive Employment and Training Act of 1973, as amended in 1978, Title VI, NOW THEREFORE BE IT

RESOLVED that the following employees be changed from Title VI to Title II, retroactive to January 26, 1979:

NAME & ADDRESS	DEPARTMENT	POSITION & SALARY
Ahl, Warren , Chktg., NY 14225	Building Maintenance	Laborer \$5.6283/hr.
Arendt, Bernard , Chktg., NY 14227	Recreation Dept.	Career Trainee \$13,005.72/yr.
Arne, Raymond , Chktg., NY 14227	Cheektowaga Central	Laborer \$5.6283/hr.
Augustine, James , Depew, NY 14043	Parks Department	Career Trainee \$11,957.92/yr.
Augustyn, Daniel , Sloan, NY 14212	Sanitation Dept.	Laborer \$5.6283/hr.
Bednarek, Judith , Sloan, NY 14212	Police Building	Clerk-Typist \$9,828.39/yr.
Beicke, Ruth , Depew, NY 14043	E.C.CSouth	Clerk-Typist \$9,828.39/yr.
Binner, Jeanne , Chktg., NY 14225	Buffalo Philharmonic	Clerk-Typist \$8,562.24/yr.
Bonn, Richard , Chktg., NY 142	Cheektowaga Central 27	Laborer \$5.6283/hr.
Borucki, Patricia , Chktg., NY 14225	Cheektowaga Central	School Nurse \$10,363.08/yr.
Brem, Lorraine , Chktg., NY 14225	Parks Department	Cleaner \$4,7283/hr.

Trem 160 - 20 Fritt G		
NAME & ADDRESS	DEPARIMENT	POSITION & SALARY
Brezowski, Richard , Chktg., NY 14225	Parks Department	Laborer \$5.6283/hr.
Brockner, Erwin , Chktg., NY 14225	Depew School	Laborer \$5.1283/hr.
Buchholz, Jane , Chktg., NY 14225	Assessor's Office	Clerk-Typist \$9,828.39/yr.
Butsch, Kathleen , Depew, NY 14043	Manpower Office	Clerk-Typist \$9,828.39/yr.
Carroll, Starr , Chktg., NY 14225	Judge's Office	Clerk \$8,316.15/yr.
Caserta, James , Chktg., NY 14225	Depew School	Laborer \$5.6283/hr.
Castanik, Janice Chktg., NY 14225	E.C.C South	Clerk-Typist \$9,828.39/yr.
Digati, Michael , Chktg., NY 14215	Depew School	Laborer \$5.6283/hr.
Dojka, Kenneth . Chktg., NY 14211	Highway Department	Laborer \$5.6283/hr.
Filipski, Victor , Chktg., NY 14225	Cheektowaga Central	Laborer \$5.6283/hr.
Fisher, Marvin , Chktg., NY 14206	Sanitation Dept.	Laborer \$4.8583/hr.
Fitzhugh, Donald , Chktg., NY 14225	Parks Department	Laborer \$5.6283/hr.
George, Angelina , Depew, NY 14043	Village of Depew	Clerk-Typist \$9,828.39/yr.
Gibbs, Robert , Chktg., NY 14225	Parks Department	Laborer \$5.6283/hr.
Holiday, Eugene , Chktg., NY 14227	Sanitation Dept.	Laborer \$4.8583/hr.
Gorlewski, Michelle , Sloan, NY 14212	Maryvale School	Clerk-Typist \$8,562.24/yr.
Kominarek, Barbara , Chktg., NY 14225	United Rubber Workers	Clerk-Typist \$9,828.39/yr.

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Item No. 36 Cont'd.		
NAME & ADDRESS	DEPARTMENT	POSITION & SALARY
Kozub, Joseph , Chktg., NY 1422	Recreation Dept.	Laborer \$4.8583/hr.
Kreavy, Peter , Chktg., NY 14227	Highway Department	Laborer \$5.6283/hr.
Krzykowski, Henry , Chktg., NY 14225	Parks Department	Laborer \$5.6283/hr.
Kuczmanski, Joanne , Chktg., NY 14206	Lancaster Boys Club	Jr. Career Trainee \$9,147.58/yr.
Lease, Ronald , Chktg., NY 14225	Parks Department	Laborer \$5.6283/hr.
Ledzian, Richard , Sloan, NY 14212	Highway Department	Laborer \$5.6283/hr.
Lerner, August Chktg., NY 14225	Parks Department	Laborer \$5.6283/hr.
Lucke, Marvin , Chktg., NY 14206	Highway Department	Laborer \$5.6283/hr.
Marlinski, Terry , Chktg., NY 14206	Judge's Office	Clerk-Typist \$8,562.24/yr.
Mazgajewski, Norbert , Depew, NY 14043	Highway Department	Laborer \$5.6283/hr.
Mietlicki, Eugene , Chktg., NY 14211	Highway Department	Laborer \$5.6283/hr.
Miller, Melvin , Chktg., NY 14227	Sanitation Dept.	Laborer \$5.3783/hr.
Mucha, Dianne , Chktg., NY 14227	Depew School	Clerk-Typist \$9,828.39/yr.
Nedopak, Joan , Chktg., NY 14227	Youth Bureau	Career Trainee \$11,435.84/yr.
Nowak, Leonard , Chktg., NY 1422!	Cheektowaga Central	Career Trainee \$11,435.84/yr.
Olek, Stanley , Depew, NY 14043	Parks Department	Laborer \$5.6283/hr.
O'Mara, Marie , Chktg., NY 14225	Depew School	Clerk-Typist \$9,828.39/yr.

ream no. 30 cont d.		
NAME & ADDRESS	DEPARTMENT	POSITION & SALARY
Pagano, Peggy , Depew, NY 14043	E.C.C South	Clerk-Typist \$9,828.39/yr.
Przespo, Eugene , Chktg., NY 14227	E.C.C South	Career Trainee \$11,435.84/yr.
Rogalski, Richard , Chktg., NY 14225	Building Maintenance	Laborer \$5.6283/hr.
Rogers, Kathleen , Chktg., NY 14225	Lancaster School	Clerk-Typist \$9,828.39/yr.
Schmidt, Dale Chktg., NY 14225	Assessor's Office	Clerk \$8,316.15/yr.
Sczepanik, John , Chtkg., NY 14225	Plant No. 5	Laborer \$5.3783/hr.
Serafini, Carol Chktg., NY 14225	Police Dept.	Clerk-Steno \$10,039.59/yr.
Sokolski, Stephen , Sloan, NY 14212	Boys Club of Elma	Career Trainee \$11,435.84/yr.
Sommerfield, Eileen , Chktg., NY 14212	Lancaster School	Clerk-Typist \$8,562.24/yr.
Stephan, Donna , Chtkg., NY 14225	E.C.C South	Clerk-Typist \$9,828.39/yr.
Stevens, Renee' ,Depew, NY 14043	Manpower Office	Clerk-Typist \$9,828.39/yr.
Stranz, Gerard , Chktg., NY 14206	Building & Plumbing	Career Trainee \$11,435.84/yr.
Sundberg, Tracy , Depew, NY 14043	Village of Depew	Laborer \$4.8483/hr.
Sydow, Paul Chktg., NY 14225	Maryvale School	Laborer \$5.6283/hr.
Szczecinski, Henry , Sloan, NY 14212	Parks Department	Laborer \$5.6283/hr.
Tarapacki, David , Chktg., NY 14211	Parks Department	Laborer \$5.6283/hr.
Trzaska, John , Chktg., NY 14206	Parks Department	Laborer \$5.6283/hr.

NAME & ADDRESS

DEPARTMENT

POSITION & SALARY

Tybor. Carole

Village of Depew

Clerk-Typist

Depew, NY 14043 VIIIage of Depew Clerk-Typist \$9,828.39/yr.

Unger, Sidney Police Garage Laborer, Chktg., NY 14225 \$5.6283/hr.

Weinstein, Joan Lancaster School Clerk-Typist Chktg., NY 14227 \$9,828.39/yr.

Chktg., NY 14227 \$9,828.39/yr.

Wilson, Richard Highway Department Laborer, Chktg., NY 14227 \$5.6283/hr.

Wojtaszczyk, Robert Highway Department Laborer, Chktg., NY 14227 \$5.6283/hr.

Upon Roll Call....

0

NAYES:

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

Burst and Wegner

ABSENT: 0

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

RESOLVED that Leon W. Surowiec of , Cheektowaga, New York, is hereby appointed to serve a full five-year term as a member of the Cheektowaga Library Board; said appointment is being made retroactive to January 1, 1979.

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 funds in the amount of \$3,800.00 be transferred from Account No. A.1990.480 (General Fund--Contingency) to Account No. A.3120.225 (Police--Radios), and BE IT FURTHER

RESOLVED that funds in the amount of \$35,000.00 be transferred from Account No. A.1990.480 (General Fund--Contingency) to Account No. A.9550.400 (Transfer to Capital Fund--Town Hall), and BE IT FURTHER

RESOLVED that funds in the amount of \$30,000.00 be transferred from Account No. CF.1620.400 (Building Remodeling Project) to Account No. CF.9550.400 (Transfer to Capital Fund--Town Hall).

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 Swiatek

BE IT RESOLVED that the following vouchers and warrants submitted to the TOWN OF CHEEKTOWAGA prior to February 5th be and the same are hereby approved and the Supervisor is ordered to pay same.

FUND	CHECK NOS.	AMOUNT
GENERAL FUND	9112-9139, 9335-9672, 9677	\$1,109,600.08
GENERAL FUND-INVESTMENTS	none	600,000.00
PART TOWN FUND	1084, 1089-1098	7,787.34
SPECIAL DIST. FUND SPECIAL DISTINVESTMENTS	5228, 5283-5355 none	769,327.64 900,000.00
HIGHWAY FUND	4180, 4202-4246	133,046.37
TRUST AND AGENCY FUND	621-623, 626	74,109.93
H.U.DC.D.B.G. FUND	70, 75, 106, 123-131	1,437.02
TOWN HALL E.D.A. FUND	23-24	7,380.00
ST. FELIX E.D.A. FUND	130	10,735.54
CAPITAL FUND	165-169	178,529.27
		\$3,791,953.19

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

ABSENT:

0

III. DEPARTMENTAL COMMUNICATIONS

Item No. 40 Building Permits.

Item received and filed.

Item No. 41 Mrs. Julia B. Reinstein, Town Historian - Annual report for 1978. Item received and filed.

IV. GENERAL COMMUNICATIONS

Item No. 42
N.Y.S. Dept. of Transportation - Notice of Order: Right lane must turn right on Dick Road at its intersection with Broadway.
Copies sent to Honorable Members of the Town Board, Theodore DeFedericis-Chief of Police, Captain Robert Lis, Cheektowaga Traffic Safety Commission; item received and filed.

Item No. 43 N.Y.S. Dept. of Transportation - Notice of appropriation of property from Town of Cheektowaga to State of New York.

Copies sent to Chester L. Bryan-Town Engineer, John V. Rogowski-Town Attorney; item received and filed.

Item No. 44 Erie County Dept. of Public Works - Signal Permit application:
Intersection of Cayuga Road, CR 245 and Cleveland Drive, CR 141.
Copies sent to Honorable Members of the Town Board, Theodore
DeFedericis-Chief of Police, Captain Robert Lis, Cheektowaga
Traffic Safety Commission; item referred to Supervisor Kenneth
J. Meyers.

Item No. 45 Summons & Complaint - Gerald Grant, Individually and on behalf of Sean Grant (deceased) vs. Town of Cheektowaga and Amadori Construction Company.

Item No. 45 Cont'd.

Copies sent to Supervisor Kenneth J. Meyers, John V. Rogowski-Town Attorney, Chester L. Bryan-Town Engineer, Theodore DeFedericis-Chief of Police, Town Insurance Company; item received and filed.

Item No. 46 Notice of Claim - New York Telephone Company vs. Town of Cheektowaga--Amadori Construction Company.

Copies sent to Supervisor Kenneth J. Meyers, John V. Rogowski-Town Attorney, Chester L. Bryan-Town Engineer, Town Insurance Company; item received and filed.

- Item No. 47

 Notice of Claim Christine E. Gajewski vs. Town of Cheektowaga.

 Copies sent to Supervisor Kenneth J. Meyers, John V. RogowskiTown Attorney, Alfred Wnek-Highway Superintendent, Town Insurance
 Company; item received and filed.
- Item No. 48

 Notice of Claim Joseph DiRosa vs. Town of Cheektowaga.

 Copies sent to Supervisor Kenneth J. Meyers, John V. RogowskiTown Attorney, Jim Matecki-Director of Facility Dept., Town
 Insurance Company; item received and filed.
- Item No. 49
 Notice of Claim Lawrence Wypij vs. Town of Cheektowaga.
 Copies sent to Supervisor Kenneth J. Meyers, John V. RogowskiTown Attorney, Alfred Wnek-Highway Superintendent, Town Insurance
 Company; item received and filed.
- Item No. 50
 on 1/8/79 re: Rezoning of property at 496 Rowley Road.
 Copies sent to Honorable Members of the Town Board and Sal LaGreca,
 Planning Commission Chairman; item received and filed.
- Item No. 51 Board of Fire Commissioners, Cleveland Hill Fire District No. 6 Recommend a better maintenance program relative to installation of hydrants in Cedargrove Heights area.

Copies sent to Honorable Members of the Town Board, Chester L. Bryan-Town Engineer, Ernest Holfoth-Town Insurance Consultant; item received and filed.

Item No. 52 D.A. Buczynski, - Commendation and thanks to Town Board relative to Cheektowaga Flood Relief Project.

Copies sent to Honorable Members of the Town Board; item received and filed.

Motion by Councilman Johnson, seconded by Councilman Burst to Waive the Rules.

Upon Roll Call....

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

Burst and Wegner

MAYES: (

ABSENT: O

V. SUSPENSION OF RULES

<u>Item No. 53</u> Chief of Police - Authorization for the purchase of fifteen (15) Police Vehicles through State Contract.

Motion by Councilman Burst, seconded by Councilman Johnson

WHEREAS, a need exists in the Cheektowaga Police Department for fifteen (15) new Folice Cars, and

WHEREAS, funds have been allocated in the 1979 Police Department budget for the purchase of these vehicles, and

WHEREAS, the Town will be reimbursed for the cost of one of these vehicles through a grant received from the Governor's Interdepartmental Traffic Safety Commission, and

WHEREAS, Mid-City Dodge, Inc. has been awarded a contract by the State of New York for the sale of Law Enforcement Passenger Cars, NOW THEREFORE BE IT

RESOLVED that the Chief of the Cheektowaga Police Department be and hereby is authorized to purchase fifteen (15) new Police Cars from Mid-City Dodge, Inc. through the New York State Contract (Contract #P79024) at the unit price of \$5,946.45, for a total not to exceed \$89,196.75.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT: 0

Item No. 54 Authorization for Building and Plumbing Inspector to attend annual Association of Towns Convention in New York City.

Motion by Supervisor Meyers, seconded by Councilman Wegner

RESOLVED that the following individual is hereby given authorization to attend the annual Association of Towns Convention, to be held February 18th through February 21st, 1979:

Building and Plumbing Inspector

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

o

<u>Item No. 55</u> Rescind resolution of 10/2/78 re: Agreement between Town and property owners at 1066 Walden Avenue (demolition of property through Walden Ave. Economic Revitalization Program).

Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, a resolution was passed by the Cheektowaga Town Board (Item No. 24) on October 2, 1978, authorizing the Supervisor of the Town of Cheektowaga to enter into an agreement with the owners of the property located at 1066 Walden Avenue for the purpose of providing funds for the demolition of said property through the Town's Walden Avenue Economic Revitalization Program, NOW THEREFORE BE IT

RESOLVED that said resolution, Item No. 24, passed by the Cheek-towaga Town Board on October 2, 1978 be and hereby is rescinded.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

0

<u>Item No. 56</u> Authorization for Town to enter into contract with Metropolitan Life Insurance Company re: Group Life Insurance for Town employees.

Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, the Town invited proposals for Group Life Insurance to be effective on March 1, 1979, and

WHEREAS, ten (10) proposals have been received and evaluated by the Town's Insurance Consultant, Ernest A. Holfoth, and

WHEREAS, Mr. Holfoth recommends a proposal from the Metropolitan Life Insurance Company as being in the best interest of the Town, and

WHEREAS, a change from the present group life program to a program recommended by the Town's Consultant would save the Town an estimated \$45,000 annually, NOW THEREFORE BE IT

RESOLVED that the Town is hereby authorized to contract with the Metropolitan Life Insurance Company, to effect Group Life Insurance for Town employees, as proposed, and concurrently terminate the present Massachusetts Mutual Group Life Program, and BE IT FURTHER

RESOLVED that the estimated annual premium for the Metropolitan Life Program shall be approximately \$78,660.00.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

ō

Item No. 57 Motion by Councilman Swiatek, seconded by Councilman Kaczmarek to adjourn this meeting until the next regularly scheduled Town Board meeting to be held on February 26, 1979 at 7:00 P.M., Eastern Standard Time.

RICHARD M. MOLESKI TOWN CLERK

B I D S

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3	Engineering - Maintenance Chemicals for various departments.	1
4	Facility Dept Maintenance Chemicals.	1
5	Facility Dept Sand/Clay/Loam and Topsoil.	1
6	Facility Dept Supplies for Athletic Fields.	1
7	Engineering - Fencing for 1979.	1
8	Recreation - Baseball Equipment.	1

NO.	ITEM	PAGE
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11	Implementing of Affirmative Action Procedures.	3-4
12	Call for public hearing to amend Traffic Ordinance - Art. X: "Parking, Standing, Stopping" (Various Streets).	4-7
13	Decision on Traffic Ordinance - Art. XIII: "Truck Exclusions" (N. MEADOWBROOK, COLTON & CHARLES).	8
14	Decision on amendment to Housing Code.	9-10
15	Call for public hearing for rezoning at 1230 French Road.	11
16	Call for public hearing for rezoning at 1385 French Road.	12
17	Decision on Rezoning - 2958 Union Road.	13
18	Authorization for Supervisor to sign agreement regarding demolition of 1066 Walden Avenue.	14
19	Authorization for submission of Block Grant Fund Application.	14-15
20	Approval of N.Y.S. Electric & Gas Street Lighting plan for Brook-hill Subdivision.	15-16
21	Acceptance of Harvest Lane and Autumn Lane in Brookhill Sub.	16-17
22	Emergency Sewer Repairs.	17
23	Award of bid for Dimensional Lumber.	17-18
24	Award of bid for Baseball Diamond Supplies.	18-19
25	Award of bid for Work Uniforms.	19-20
26	Award of bid for reconditioning of Voting Machines.	20-21
27	Award of bid for leasing of storage space for election machines and highway equipment.	21-22
28	Award of bid for moving of election machines.	22-23
29	Authorization for payment to Donald T. Maharan Associates for additional professional services.	23
30	Utility Department - Employee request for leave of absence for annual training.	23
31	Appointment of appraiser regarding Assessment Review Proceedings.	23-24
32	Appointment of two (2) laborers in Sanitation Department.	24
33	Reappointment to Cheektowaga Planning Commission.	24
34	Create position of Assistant Field Assessor in Assessor's Office.	24
35	Appointment to position of Assistant Field Assessor in Assessor's Office (provisional).	24-25
36	Personnel requirements for new Police Officers.	25
37	Transfer of funds.	25
38	Warrant list.	26
	Meeting No. 5 March 5, 1979	
2	Decision on amendment to Traffic Ordinance - Art. X: "Parking, Standing, Stopping" (No Parking Anytime - CRANDON BLVD.).	1-2
3	Call for public hearing to amend Traffic Ordinance - Art. X: "Parking, Standing, Stopping" & Art. VIII: "Stop & Yield" (various streets).	3 - 3a
4	Highway Dept Advertise for bids for road materials (seasonal	4

BIDS

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	Meeting No. 4 February 26, 1979	
2	Engineering - Corrugated Metal Pipe.	1
3	Engineering - Maintenance Chemicals for various departments.	1
4	Facility Dept Maintenance Chemicals.	1
5	Facility Dept Sand/Clay/Loam and Topsoil.	1
6	Facility Dept Supplies for Athletic Fields.	1
7	Engineering - Pencing for 1979.	1
8	Recreation - Baseball Equipment.	1

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PUBLIC HEARINGS

NO.	<u>ITEM</u>	PAGE
	Meeting No. 4 February 26, 1979	
9	Amendment to the Traffic Ordinance - Article X: "Parking, Standing, Stopping" (CRANDON BOULEVARD).	1-2
10	Amendment to the Housing Code.	2

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11	Implementing of Affirmative Action Procedures.	3-4
12	Call for public hearing to amend Traffic Ordinance - Art. X: "Parking, Standing, Stopping" (Various Streets).	4-7
13	Decision on Traffic Ordinance - Art. XIII: "Truck Exclusions" (N. MEADOWBROOK, COLTON & CHARLES).	8
14	Decision on amendment to Housing Code.	9-10
15	Call for public hearing for rezoning at 1230 French Road.	11
16	Call for public hearing for rezoning at 1385 French Road.	12
17	Decision on Rezoning - 2958 Union Road.	13
18	Authorization for Supervisor to sign agreement regarding demolition of 1066 Walden Avenue.	14
19	Authorization for submission of Block Grant Fund Application.	14-15
20	Approval of N.Y.S. Electric & Gas Street Lighting plan for Brook- hill Subdivision.	15-16
21	Acceptance of Harvest Lane and Autumn Lane in Brookhill Sub.	16-17
22	Emergency Sewer Repairs.	17
23	Award of bid for Dimensional Lumber.	17-18
24	Award of bid for Baseball Diamond Supplies.	18-19
25	Award of bid for Work Uniforms.	19-20
26	Award of bid for reconditioning of Voting Machines.	20-21
27	Award of bid for leasing of storage space for election machines and highway equipment.	21-22
28	Award of bid for moving of election machines.	22-23
29	Authorization for payment to Donald T. Maharan Associates for additional professional services.	23
30	Utility Department - Employee request for leave of absence for annual training.	23
31	Appointment of appraiser regarding Assessment Review Proceedings.	23-24
32	Appointment of two (2) laborers in Sanitation Department.	24
33	Reappointment to Cheektowaga Planning Commission.	24
34	Create position of Assistant Field Assessor in Assessor's Office.	24
35	Appointment to position of Assistant Field Assessor in Assessor's Office (provisional).	24-25
36	Personnel requirements for new Police Officers.	25
37	Transfer of funds.	25
38	Warrant list.	26
	Meeting No. 5 March 5, 1979	
2	Decision on amendment to Traffic Ordinance - Art. X: "Parking, Standing, Stopping" (No Parking Anytime - CRANDON BLVD.).	1-2
3	Call for public hearing to amend Traffic Ordinance - Art. X: "Parking, Standing, Stopping" & Art. VIII: "Stop & Yield" (various streets).	3-3a
4	Highway Dept Advertise for bids for road materials (seasonal requirements).	4

RESOLUTIONS CONT'D.

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6	Recreation Dept Award of bids for baseball equipment.	6-7
7	Engineering - Award of bid for corrugated metal pipe.	7-8
8	Engineering - Advertise for bids for Stage I, Phase A construction of Cedargrove Heights Neighborhood Improvement Program.	8-9
9	Engineering - Readvertise for bids for construction of Main Pump- ing Station relative to Water Pollution Control Program for San. Sewer Dist. No. 5.	10-12
10	Engineering - Readvertise for bids for chemical sewer root control for various departments.	13
11	Engineering - Approval of change order relative to Town Hall Alterations and Additions Project (additional construction work).	14-15
12	Engineering - Authorization for Supervisor to execute agreement with State of New York re: Maintenance of lighting system on Harlem Road.	15-16
13	Engineering - Retention of appraiser relative to Walden Avenue Drainage Improvement Project.	16
14	Engineering - Authorization for consulting engineers to proceed with design of the Beach Road Relief Outlet.	16-17
15	Create position of Maintenance Man at Wastewater Treatment Plant No. 5.	17
16	Title change for two C.E.T.A. employees in the Engineering Dept.	17
17	Manpower - Appointment under C.E.T.A., as amended in 1978, Title VI.	17-18
18	Youth Board - Hiring of administrative intern for Police Dept.	18
19	Amend resolution of 2/5/79 re: Authorization for Police Officers to attend Police Juvenile Workshop.	18
20	Authorization for Town Attorney and Town Engineer to attend conferences re: Town wastewater projects, flood control and drainage projects.	18-19
21	Facility Dept Military leave of absence for C.E.T.A. Laborer.	19
22	Authorization for Town advancement of funds relative to "The Chapel" Book.	19
23	Authorization for placement of Part town Funds in Chase Manhattan Bank.	19-20
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NO.	ITEM	PAGE
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39	Building Permits.	26
40	Letter regarding Bike-A-Thon from Supervisor Meyers.	26
41	Minutes from Cheektowaga Library Board (two sets of minutes).	26
42	Health report for January, 1979.	26

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•	Meeting No. 4 February 26, 1979	
43	N.Y.S. Dept. of Transportation - Offer of Settlement & Summary of Appraised Compensation - Project S.H. 9381, Harlem Rd, Parcel 90.	26
44	N.Y.S. Dept. of Transportation - Offer of Settlement & Summary of Appraised Compensation - Project S.H. 9381, Harlem Road, Parcels 96, 97 and 98.	27
45	N.Y.S. Dept. of Transportation - Notice of Order re: Signal on Genesee St.	27
46	N.Y.S. Dept. of Transportation - Notice of Order re: Signal on Genesee St. and Beach Road.	27
47	N.Y.S. Dept. of Transportation - Notice of Cancellation of Designation of Restricted Highway - Genesee St., Wehrle Drive.	27
48	N.Y.S. Dept. of Transportation - Letter re: Study of parking at bus stop on Genesee St. near Alpine.	27
49	Board of Fire Commissioners, Cleveland Hill Fire Dist. #6 - Letter re: Fire protection contract between the Town and Cleveland Hill Fire Dist. #6.	27
50	Lancaster Town Clerk - Letter and adopted resolution dated Feb. 5, 1979 re: Rezoning of 6537 Transit Road, Lancaster, New York.	27
51	Notice of Claim - Anthony J. Reiller vs. Town of Cheektowaga.	27
52	Notice of Claim - Joseph Sitarski vs. Town of Cheektowaga.	27
53	Summons & Complaint - Alejandro Sanchez vs. Town of Cheektowaga.	27
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25	Notice of Claim - Shirley Bent vs. Town of Cheektowaga.	21
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NO.	<u>ITEM</u>	PAGE
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55	Appointment of part-time help - Administrative Intern Program.	28-29
56	Hiring of part-time help in Central Garage & Sanitation Dept.	29
	Meeting No. 5 March 5, 1979	
29	Decision on Rezoning - 4042 Union Road.	21-22
30	Decision on Rezoning - 150 French Road.	22-23
31	Authorization for Executive Director of the Youth Board to attend meeting with the N.Y.S. Division for Youth in Albany, N.Y.	23
32	Authorization for Supervisor to sign and submit application to N.Y.S. Council on the Arts to hold "Chopin-Paderewski Polish-American Arts Festival".	23-24
33	Sanitation Dept Hiring of seasonal, part-time Laborer.	24

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 26th day of February, 1979 at 7:00 P.M., Eastern Standard Time, there were:

PRESENT: Supervisor Kenneth J. Meyers

Councilman Frank E. Swiatek
Councilman Thomas M. Johnson
Councilman Frank J. Dux
Councilman George Kaczmarek
Councilman James R. Burst
Councilman Donald Wegner

ABSENT:

Also present were: Richard M. Moleski, Town Clerk; John V. Rogowski, Town Attorney; Chief DeFedericis; Julia Reinstein, Town Historian; Ed Leak, Recreation Director; Andrew Schwenk, Sole Assessor; Dr. Vendetti, Town Health Officer; Ron Marten, Building and Plumbing Inspector; Sal LaGreca, Assistant Manpower Program Director I; Chester Bryan, Town Engineer; Ron Zoeller, Working Foreman in the Sanitation Department.

I. BIDS

Item No. 2 Engineering - Corrugated Metal Pipe
Referred to Chester Bryan, Town Engineer

Item No. 3 Engineering - Maintenance Chemicals for Various Departments Referred to Chester Bryan, Town Engineer

Item No. 4 Facility Department - Maintenance Chemicals
Referred to Ray Matot, Purchasing Director, Facility Department

Item No. 5 Facility Department - Sand/Clay/Loam and Topsoil Referred to Ray Matot, Purchasing Director, Facility Department

Item No. 6 Facility Department - Supplies for Athletic Fields
Referred to Ray Matot, Purchasing Director, Facility Department

Item No. 7 Engineering - Fencing for 1979
Referred to Ray Matot, Purchasing Director, Facility Department

Item No. 8 Recreation - Baseball equipment
Referred to Ed Leak, Recreation Director

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:

ARTICLE X

Parking, Standing and Stopping

Section 102 is amended by deleting therefrom the following:

B. No Parking Anytime

CRANDON BOULEVARD North side:

from the east curb line of BISCAYNE DRIVE to the west curb line of LOU ANN DRIVE

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

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 Housing Code of the said Town of Cheektowaga, which was adopted on October 17, 1977, 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:

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

- 1. RESOLVED THAT Section 1-506.1 b., which relates to heating one-and two-family dwellings, not wholly owner occupied, and all multiple dwellings, shall be amended by the inclusion therein of the period from "September 15 to May 31"; and that TABLE 1-506.1 b--HEATING PERIODS, including any and all footnotes or references pertaining thereto, shall be repealed.
- 2. RESOLVED THAT Section 2-201, which relates to the establishment of an Agency to administer and secure compliance with the Housing Standards specified in the Code, and to the appointment of personnel of such Agency, shall be repealed in its entirety; and that a new Section 2-201 be enacted providing for the administration and enforcement of the Code by the Building Inspector of the Town of Cheektowaga.
- 3. RESOLVED THAT Sections 2-202, 2-203, 2-204, 2-205, 2-206, 2-207 and 2-208, which relate to powers and duties of the administrating Agency, inspections, violations, unsafe buildings and structures, recovery of costs and records, shall be amended by substituting the "Building Inspector" for the "Agency" in said Sections.
- 4. RESOLVED THAT Section 2-209, which relates to Penalties, shall be amended by substituting "by imprisonment for a period not to exceed six (6) months" in place and stead of "by imprisonment for a period not to exceed one year".
- 5. RESOLVED THAT PART 4 APPEALS, Sections 2-401 through 2-405, which relate to the establishment of a Board of Appeals, shall be repealed.

.

The Supervisor announced that the Town Board would hear all persons interested in the subject of hearing. Comments were heard, after which the Supervisor declared the hearing closed; for decision, see item No. 14 in this meeting.

III. RESOLUTIONS

Item No. 11 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, it is the policy of the Town of Cheektowaga to provide full employment opportunity for all citizens;

NOW, THEREFORE, BE IT RESOLVED that the Town of Cheektowaga does hereby reaffirm its commitment to ensure equal opportunity in employment for all persons without regard to race, creed, color, religion, political affiliations, sex, age, or national origin, in every department of the Town, and in every aspect of personnel policy and practice in the employment, development, advancement and treatment of employees in the Town of Cheektowaga; and

BE IT FURTHER RESOLVED, that the Town of Cheektowaga will require full participation of all persons contracting or providing service to the Town of Cheektowaga in an Affirmative Action Program; a copy of which is annexed hereto and made part hereof; and

BE IT FURTHER RESOLVED that the Town of Cheektowaga does hereby adopt the following Affirmative Action Program to establish basic policies and procedures necessary for effective and uniform application of equal employment opportunity standards; and

BE IT FURTHER RESOLVED that the Town reaffirm its commitment as stated in the Council Resolution adopted unanimously by the Town Council, and

BE IT FURTHER RESOLVED that the Town Board intends to implement said program within its collective bargaining agreement with the Town employees, and

BE IT FURTHER RESOLVED that the Supervisor and the E.E.O. Coordinator sign the "Policy Statement" contained in the attached Affirmative Action Program (page 3).

* See next 31 pages for Affirmative Action Program

AFFIRMATIVE ACTION PROGRAM

DEFINITION OF AFFIRMATIVE ACTION AND AUTHORITY FOR THIS PROGRAM

Affirmative Action is a widely used term in government today; though often used, it is rarely understood. Affirmative Action is the mechanism through which equality in actual employment and business opportunities are attained regardless of race, color, creed, age, sex or national origins.

When acting in the capacity of employers, state and local governmental institutions are subject to a variety of restraints, New York State Executive Law, Section 209, the U.S. Constitution, the Civil Rights Act of 1866, the Civil Rights Act of 1871, Titles VI and VII of the Civil Rights Act of 1964, Executive Order 11246 of 1965, State and Local Fiscal Assistance (Revenue Sharing) Act of 1972, the Age Discrimination in Employment Act of 1975, the Intergovernmental Personnel Act of 1970, and Title IX of the Education Amendments of 1972. By participating in Federally assisted programs, local government units also become subject to the ban on discrimination against the handicapped contained in the Rehabilitation Act of 1973 and the Equal Pay Act of 1963 as amended.

Affirmative Action, therefore, includes various procedures through which equal employment opportunity can be attained for all citizens including, but not limited to, any and all contracts agreed to with the Town of Cheektowaga. The Affirmative Action plan for the Town of Cheektowaga will address itself to every aspect of personnel policy and practice, including employment,

assignment, upward mobility, and personnel relations.

To create affirmative action policies, employers must set realistic goals. To do this, they must look at the labor market, the skill level of the positions they are filling, the kinds of training programs that have to be devised, deficiencies in present employment practices, and barriers to the advancement of any employees. After completing these preliminary steps, employers should then be able to set realistic goals for the accomplishment of this affirmative action plan. By means of such methods, the employer will then be able to implement a true equal employment opportunity plan.

POLICY STATEMENT

Realizing that improvement is possible within Federal guidelines, with respect to employment throughout many areas of Town government, it is imperative that this situation is rectified in all Departments which receive all or part of their support from the Town of Cheektowaga.

Pursuant hereto, each Department is directed to take immediate action to assure that equal opportunities are open to all those who desire to enter governmental service within the Town. Department heads will evaluate their procedures to ensure that they are in compliance with the program by:

- 1. Recruiting and employing applicants on the basis of their qualifications without discrimination on the basis of race, color, religion, sex, national or ethnic origin, age, marital status, partisan political preference, physical disability or membership in lawful organizations.
- 2. Utilizing and/or developing the skills of present employees to the fullest extent for transfers, promotions and assignments.
- 3. Providing a prompt effective system for processing complaints of discrimination because of race, color, religion, sex, national or ethnic origin, age, marital status, partisan political preference, physical disability or membership in lawful organizations.

- 4. Providing counseling, training and opportunity for advancement for all employees.
- 5. Requiring training for management and supervisory personnel at all levels to provide an understanding of the Town of Cheektowaga Affirmative Action Program.

EQUAL OPPORTUNITY POLICY

(To Be Posted)

It is the policy of the Town of Cheektowaga and the Town Council that it is our responsibility to provide Equal Opportunity to all persons and carry out our affirmative action responsibilities according to all Equal Opportunity Laws, State of New York, Executive Law, Section 209, U.S. Constitution, the Civil Rights Act of 1866, the Civil Rights Act of 1871, Titles VI and VII of the Civil Rights Act of 1964, Executive Order 11246 of 1965, the State and Local Fiscal Assistance (Revenue Sharing) Act of 1972, the Age Discrimination in Employment Act of 1975, the Intergovernmental Personnel Act of 1970, and Title IX of the Education Amendments of 1972, the Rehabilitation Act of 1973 and the Equal Pay Act of 1963 as amended.

I hereby assign Diane Farugia Equal Opportunity Coordinator with the overall Affirmative Action responsibility and to provide for a reporting and monitoring procedure.

Her responsibility will include, but not be limited to, conducting quarterly reviews of the following areas:

- A. Insure that promotion decisions are in accord with principles of Equal Employment Opportunity by imposing only valid requirements for promotional opportunity.
- B. Insure that all personnel actions such as compensation, benefits, transfers, layoffs, return from layoff, Town sponsored training, education, tuition assistance, social and recreation programs, will be administered without regard to race, color, religion, sex or national origin.
- C. Pursue in an affirmative manner correction of any identified underutilization or concentration in our work force to meet our goals as stated and the intent of our program.

The EEO Coordinator may be reached at telephone number 686-3467

Remeth I miger of Supervisor

Nane Jarugia Jeh 27, 1979 E.E.O. Coordinator Date

DETAIL OF IMPLEMENTATION ACTIONS

GOALS	ACTIONS	TARGET DATE	DESIGNATION OF RESPONSIBILITIES
	I. 1. Town Council will designate a Coordinator of Equal Employment Opportunity.	January 1979	Town Supervisor
=	 Empower the Coordinator of Equal Employment Opportunity Programs to: a. Coordinate staff throughout the Town Government working in the areas of equal employment opportunity, affirmative action compliance, hiring, testing, recruitment and training in efforts related to this plan. b. Initiate changes in forms and information systems to implement this plan. c. Prepare quarterly reports on the progress of each Department towards the goals set by this plan. d. Prepare quarterly reports as needed recommending further changes in personnel procedures to implement the goals of this plan. 	January 1979	Supervisor, Town Council
•	3. Establish a coordinated work plan to implement each action step outlined in this plan.	January 1980	Coordinator of EEO Programs

GOALS	ACTIONS	TARGET DATE	DESIGNATION OF RESPONSIBILITIES
	4. Initiate changes in forms and information systems to implement this plan a. forms b. information systems	January 1980 January 1980	Coordinator of EEO Programs
	Establish regular reporting system and schedule of reports	January 1980	Coordinator of EEO Programs
To provide classi- fications that offer employment opportunities at all intervals in the overall range of skills possessed by employees and	 II. Job Classification Review 1. The reclassification of all Town jobs will be accomplished in a manner that will facilitate elimination of artificial barriers to employment and promotion. 2. The number of titles will be 	July 1979	Civil Service Commission and Coordinator of EEO Programs
prospective employees.	reduced to eliminate unnecessary unique qualification requirements.		
To initiate a process for reviewing the job structure regularly and continuously.	3. (1) and (2) above will begin on or about July 1980 and will consist of the following steps: a. circulation of questionnaires to all employees asking them to define their present duties; b. supervisory review of employee responses; c. technical review of questionnaires by Civil Service and Coordinator of EEO Programs and site studies, where		
•	indicated; d. preparation of new specifications and title;		

DESIGNATION OF RESPONSIBILITIES

- e. review of appropriateness of education and experience requirements based on supervisory recommendations and (a)-(d) above;
- f. elimination of sex-linked job titles, except where sex is a basis for hiring.
- 4. Career ladder in series within occupational groups providing upward mobility on basis of proven skills and abilities will be reviewed and simplified. Eligibility for entry promotion and lateral movement will be based on possession of necessary skills and ability for performance of a specific task or group of tasks.
- 5. Means to review the job structure regularly and continuously will be implemented.
- 6. The classification review system will provide an annually scheduled analysis of at least one series each year. The series are:
 management and confidential;
 professional and professional preparation; technical and inspection; craft labor trade; safety and clerical.
- 7. Job structure be reviewed regularly and continuously upon the scheduling of each examination.

TARGET DATE

DESIGNATION OF RESPONSIBILITIES

Provide for improved promotional opportunities by simplifying and modifying career ladders.

GOALS

III. Job Restructuring

- 1. Job restructuring will provide classifications that offer employment opportunities at all intervals in the overall range of skills possessed by employees and prospective employees.
- 2. A precise statement of duties and skill requirements will be made; all job tasks identified and tasks will be regrouped, where appropriate, into new classes.
- 3. Trainee classes will be created, career ladders will provide possible progression from unskilled to professional, management to technical jobs.
- 4. Department personnel will be involved in studies of job restructuring.
- 5. Provision for alternative qualifications in cases of demonstrated ability to perform work successfully at higher level positions; for example, substitution, where appropriate, of experience for education.
- 6. Identification of the level of knowledge and skill required at each step in the career ladder.

November 1979

Civil Service Commission and Coordinator of EEO Programs

- 7. Creation of trainee or assistant positions to provide opportunity for movement from lower level to higher level positions.
- 8. The articulation of career ladders for specific occupational clusters, e.g., clerical series.
- 9. Designate and train career counselors to assist employees to develop plans for their career advancement.
- 10. Design opportunities for upgrading employees in dead-end jobs by constructing and restructuring career service positions to provide linkage to other jobs and job classes which will provide career advancement.
- 11. Review training recommendations and career development opportunities as submitted by superivsors to ensure that all employees are selected for upward mobility training courses in a fair manner.
- 12. Formalizing of on-the-job training programs beginning with newly established trainee titles.

TARGET DATE

DESIGNATION OF RESPONSIBILITIES

Development of a sound selection system which ensures that evaluative procedures are realistic and clearly related to duties (noncompetitive positions).

IV. Selection Process

- A. Hiring Process
 - 1. Careful review and evaluation of every step of the hiring process is necessary to assure that hiring standards, methods of selection and placement do not discriminate, but instead contribute toward equal employment opportunity, for instance:
 - a. Are there questions during the selection process which are asked only of women and which are not job related; non-merit factors such as marital status and the need to work should not be considered in selecting women any more than in selecting men.
 - b. Are current requirements involving police records and other factors necessarily related to job qualifications? Cases will be decided on an individual basis.
 - c. Keep applicants fully informed of the nature of the appointment process, so they may know what to expect and what is expected of them.
- 2. All persons with hiring authority will be invited to participate in the review process.

July 1979

Town Supervisor and Coordinator of EEO.

GOALS	ACTIONS	TARGET DATE	DESIGNATION OF RESPONSIBILITIES
Ensure wide dissemi- nation of recruiting information and full consideration of minority and female applicants.	B. Building Affirmative Steps into the Hiring Process 1. Develop a biweekly list of all vacant positions as a basis for recruitment.	March 1979	Department heads and Coordinator of EEO Programs
Provide for the early identification of employee adjustment problems and training needs.	C. Probationary Period 1. Develop a Town-wide employee appraisal and review system for all new employees during their probationary period and for the first six months of provisional appointments. 2. Establish a departmental review of supervisory appraisals.	July 1970	Civil Service Commission and Coordinator of EEO Programs

3. Establish an employee counseling program and use negative appraisal reports -- will also be used as a device to initiate counseling procedures.

DESIGNATION OF RESPONSIBILITIES

4. Establish and/or identify formal training programs useful for providing remedial training to new employees with subsequently discovered skill deficiencies. Inform both supervisor and employee on the availability of such training. This counseling would be triggered by a review of negative appraisal report.

Eliminate artificial D. Examination Process barriers to employment by increasing the appropriateness testing.

- 1. Review all titles to establish testing that focuses on abilities required for entry to the job, or potential for career advancement if job progression patterns are established.
- 2. Where appropriate, designate job titles in other than competitive classes, e.g., Laboring Class.
- 3. Where appropriate, offer oral and/ or performance exams rather than or partly substituting written examinations.
- 4. Ensure that:
 - a. Minority groups and women will serve on oral examination and appeals boards.
 - b. All exams are administered under standardized or uniform conditions with uncomplicated instructions.

Jan. 1, 1980.

Civil Service Examination Section and Coordinator of Equal Employment Opportunity

- c. All existing tests are reviewed for validity in the light of existing psychometric research on methods of appraising skills, knowledges, and abilities involved in similar jobs or performance of similar tasks.
- 5. Follow up with new employees during their first few months of employment to assure they are properly placed and trained.

Identify and obtain applicants from qualified potential employees on equal basis.

V. Recruitment

- 1. Continuous communication with leaders of groups underrepresented in the Town work force is to be established and maintained by use of minority recruitment. Hand out materials, solicit community assistance and any other means deemed necessary. Community organizations, youth groups, business schools, etc. Comp-time to be given for evening recruiting sessions.
- 2. Organizations that have frequent contacts with minority and female individuals who will provide recruitment assistance will be utilized to the fullest possible extent, and a listing of such organizations will be prepared for recruitment updated semiannually, and maintained on file in each department.

July 1979

Civil Service and Coordinator of EEO Programs

- 3. Positive work relations will be established and maintained with schools which have large numbers of minority students from groups under-represented in the Town work force, and a list of such schools will be prepared by the Coordinator of Equal Employment Programs.
- 4. Referral will be requested from government agencies and programs and other resources that possibly include large numbers of registrants.
- 5. Recruiting material will be placed at vantage points, such as schools, community stores, service stations, churches, lodge halls, etc. The effectiveness of this procedure will be periodically reviewed and expanded where possible.
- 6. Give wide publicity to job vacancies to ensure that employees and applicants are fully aware of position vacancies offering them greater career opportunities for advancement in Town service.

DESIGNATION OF RESPONSIBILITIES

- 7. Facilitate the application and interview process by:
 - a. Obtaining persons who relate well with underrepresented groups and train these persons to recruit. Example: female, black, Spanish-speaking, native American.
 - b. Ensuring all job announcements are readable, understandable in simple language, clear in qualification statements and contain only related or necessary requirements.
 - c. Place an "Equal Opportunity Employer" statement on all outgoing correspondence and recruiting literature. This statement is not to be abbreviated.
 - d. Provide and publicize activities which facilitate employment. Operate recruitment centers in neighborhoods and at hours convenient to applicants.
- 8. Facilitate the hiring process by providing orientation to job applicants for new jobs. Applicants should be prepared with informational material and sample questions to acquaint them with the selection process and to provide practice in taking examinations.

DESIGNATION OF RESPONSIBILITIES

- 9. Every effort should be made to create the image of Town government as a place where presently under-represented groups will be welcome and find work. Specifically by:
 - a. Conducting agency tours for prospective applicants and organizations.
 - b. Utilizing appropriate intern trainees, summer, part-time and cooperative education positions to help keep minorities and women in school with long-range goal of preparing them for career positions in Town Government.
- 10. Facilitate the promotional process by providing employee career counseling and by providing training opportunities to present employees.
 - a. Training programs will be accelerated to provide impetus for upward mobility and job improvement aspirations of the Town for the employment disadvantaged. The thrust will be to provide promotional preparation for employees and enhance opportunity for employment.
 - b. Employer development training efforts will be correlated with the job structure. Training programs will provide preparation for defined groups of tasks up the career ladder in any given occupational field.

DESIGNATION OF RESPONSIBILITIES

- c. Training programs will be designated and reinforced to avoid built-in failure.
- d. Attention will be given to preparation of employees for promotion across occupational fields in the lattice of high job possibilities. Training will also prepare employees for hardto-fill openings of special skill requirements in the job structure.
- e. Development of model career plans will be stressed. These plans will be demonstrated graphically.

Provide all supervisors and hiring agents with the knowledge required for Equal Employment Opportunity Implementation.

- Equal Employment Opportunity Training

 1. All Town administrative and supervisory staff should have an understanding and working knowledge of the Equal Opportunity Law, the Town of Cheektowaga Equal Employment Opportunity Program policies. Seminars, conferences and workshops should be conducted in each department to communicate the above to all administrative and supervisory personnel.
- 2. Ensure by sensitivity and other training techniques that hiring authorities have a feeling for and understanding of equal employment opportunity principles and are trained to assay objectively the abilities of minority group applicants, some of whom may be less

Jan. 1, 1980

Coordinator of EEO Programs

comfortable than other applicants in an employment situation and may also be less expressive due to differences in language or conversational style.

To ensure that labor contracts are consistent with the goals of this plan.

To institute a

system for the

surfacing and

VII. Labor Negotiations

- 1. Negotiate clauses in each union contract with Town employees which would be supportive of this plan.
- 2. Identify clauses in existing union contracts inconsistent with this plan, if any such exist, and modify them to render them consistent with this plan.

VIII. Complaint Procedures

1. Develop a formal complaint and
settlement procedure. This procedure will provide for the

cedure will provide for the investigation and resolution of discrimination charges filed by employees with the Coordinator of EEO Programs.

2. The Complaint Committee will receive copies of complaints and submit written findings to the Coordinator of Equal Employment Opportunity Programs and the Board of Review and all affected parties. Where there is a blatant pattern of discrimination, the Town Council and the Coordinator will determine appropriate action.

January 1980

Town Supervisor

April 1979

Town Council Supervisor and Coordinator of EEO Programs

Coordinator of EEO Programs

redressing of grievances related to discriminatory treatment and/or noncompliance with the provisions of this

plan.

GOALS

ACTIONS

TARGET DATE

DESIGNATION OF
RESPONSIBILITIES

3. Annually familiarize employees with
in-house complaint procedures
systems.

4. Annually communicate to employees
the availability of EEO counseling.

Coordinator of
EEO Programs

AFFIRMATIVE ACTION OPPORTUNITY APPLIED TO PURCHASING AND CONTRACTING

As a part of the Town of Cheektowaga Affirmative Action Program, the Town commits itself to the extension of equal employment opportunities by (1) more systematically providing all businesses with information concerning sales and contracting opportunities with the Town; (2) providing directly and indirectly technical assistance and other needed assistance indicated below; and (3) requiring of all contractors or vendors employing ten (10) or more persons that they establish an affirmative action program prior to the award of a contract or bid and that they subsequently faithfully adhere to.

A. Information Dissemination

To ensure the widest dissemination of information about bid opportunities the Town will adopt a policy of providing copies of all formal bid notices to community and weekly newspapers as well as publishing bids in daily advertisements.

B. Technical Assistance

As a component of the Town of Cheektowaga Affirmative:
Action Program, the Town of Cheektowaga shall establish a technical assistance unit to assist all businesses, and particularly those operated by and/or substantially employing women and ethnic minorities in bidding on Town projects and other offerings.

Where no conflict of interest exists, the Town will provide direct technical assistance in the areas of:

- a. providing information about bid opportunity;
- b. bid preparation; and
- c. preparation of affirmative action plans.

In addition, this technical assistance unit will refer potential bidders to appropriate agencies for assistance in:

- a. interpretation of bid specifications;
- b. management problems;
- c. job scheduling and manpower utilization;
- d. securing operating capital; and
- e. securing bid and performance bonds.

C. Contract Clause

The following clause shall be placed in all contracts let by the Town of Cheektowaga:

"Utilization of Minority Business Enterprise"

"It is the policy of the Town of Cheektowaga that equal opportunity to participate in the Town's procurements be provided to minority business enterprises." In order to ensure that a fair proportion of the purchases and contracts for supplies and services for the Town are placed with minority business enterprises, the contractor agrees to take affirmative action to the fullest extent consistent with sound procurement principles, applicable law(s); to identify qualified minority business firms, solicit bids and quotations from them, and in making awards and purchases give equitable consideration to minority business enterprises.

Shall include, but is not limited to:

- a. Arranging solicitations, time for the preparation of bids and offers, quantities, specifications, and delivery and payment schedules so as to eliminate artificial barriers to participation and insure equal opportunity to participants in the bidding process.
- b. Affording all potential bidders within the County of Erie realistic notice of each contract, opportunity to bid for, and encouragement to do so.

D. Pre-Award Review

The Town of Cheektowaga shall establish the necessary procedures that will provide assignment of compliance officer(s) to oversee contracts awarded to contractors and vendors.

The Town of Cheektowaga shall determine the level of minority and female participation in both the skilled trades and supervisory work force bases on the projected manpower requirements for the timely completion of said contract.

This procedure shall be reviewed by the contractors, vendors and compliance officer, during the Pre-Award Review Process. It shall also be a function of the Town of Cheektowaga to specify that the contractors and vendors establish meaningful good faith equal employment opportunity in their work force.

It shall be the policy of the Town of Cheektowaga to itemize these specific requirements to the contractors and vendors in the specification to the bidder.

In addition, the Coordinator of Equal Employment Opportunity Programs shall require of all department heads that prior

to letting contracts and awarding bids, they first certify to her in writing that they are either awarding the contract to an equal employment opportunity employer or a reasonable explanation of non-compliance.

E. Termination and Cancellation Clauses

All bids and contracts let by the Town will be advertised and awarded on the explicit written understanding that subsequent failure to comply with promises to enter into or carry out an affirmative action plan shall be grounds for cancellation by the Town of the contract or award let.

F. Affirmative Action Plan Required

All bidders and contractors shall have an approved affirmative action plan on file with the Coordinator of Equal Employment Opportunity of the Town prior to receiving an award. The sole exceptions shall be personal service contracts with private individuals and suppliers who shall be certified by the Coordinator of Equal Employment Opportunity as the sole source for a commodity or service required by the Town of Cheektowaga.

APPENDIX 1

Definition of Federal Reporting Code Categories

To aid in the interpretation of the EEO-4 reports reported on in the body of this plan, we have compiled the following definition of terms:

A. Job Categories

This term is used synonymously with function. Function as defined by EEOC Form 164, State and Local Government Information Instruction Booklet is:

Agencies covering more than one of the forms specified functions, those activities should be separated and reported under separate functions, where it is feasible to do so. Where the political jurisdiction is unable to make such separation of data, the agency should be reported under the function that represents its dominant activity. If a transportation department includes among other functions streets and highways and two-thirds of the employees of the department are engaged in street and highway activities, those employees should be separated out and reported separately if feasible.

- 1. Clerical classes requiring the use of clerical and office machine operation skills; includes all levels -- supervisory, special skills, and entering levels.
- 2. Administrative, Technical, Professional classes requiring licensure, college degree, or special training -- all levels.

- 3. <u>Para-Professional</u> classes which offer support to the professions -- all levels.
- 4. <u>Unskilled and Semi-skilled</u> classes which require the exercise of manual skills -- all levels.
- 5. <u>Skilled Trades</u> classes which require apprenticeship or special training in the skilled trades -- all levels.
- 6. <u>Protective Service</u> classes which require the exercise of special enforcement of inspectional skills, and in some cases licenses -- all levels.

APPENDIX II

- A Tables showing number and percentage of employees by functional areas (1977-1978)
- B Tables showing number and percentage of employees by job categories (1977-1978)

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TAPIA N-1

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Item No. 11 cont'd

Upon Roll Call....

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Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

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ABSENT:

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Item No. 12 Motion by Councilman Johnson, 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 19th day of March, 1979 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 Examiner, on the 1st day of March, 1979; said amendment being set forth in the Notice of Hearing.

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

NOTICE OF HEARING

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York will hold a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 19th day of March, 1979 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 or one-side parking

GLIDDEN STREET	West side:	from the south curb line of WILLIAM STREET to the north curb line of PARKER AVENUE
SO. GLIDDEN STREET	West side:	from the south curb line of PARKER AVENUE to the north curb line of DINGENS STREET
HEDLEY STREET	East side:	from the south curb line of WILLIAM STREET to the north curb line of PARKER AVENUE
SO. HEDLEY STREET	East side:	from the south curb line of PARKER AVENUE to the north curb line of DINGENS STREET
COLBY STREET	East side:	from the south curb line of WILLIAM STREET to the north curb line of PARKER AVENUE
SO. COLBY STREET	East side:	from the south curb line of PARKER AVENUE to the north curb line of DINGENS STREET
Alaska Street	West side:	from the south curb line of WILLIAM STREET to the north curb line of DINGENS STREET
MEDINA STREET	East side:	from the south curb line of WILLIAM STREET to the north curb line of DINGENS STREET
CLAUDE DRIVE	East side:	from the south curb line of WILLIAM STREET to the north curb line of WAGNER AVENUE
CRISFIELD AVENUE	West side:	from the south curb line of WILLIAM STREET to the north curb line of DINGENS STREET

Item No. 12 cont'd

ARIS AVENUE	West side:	from the south curb line of WILLIAM STREET to the north curb line of DINGENS STREET
GARLAND AVENUE	East side:	from the south curb line of WILLIAM STREET to the terminus (Dead End)
BRIGHT STREET	East side:	from the south curb line of WILLIAM STREET to the terminus (Dead end)
VETERANS PLACE	North side:	from the east curb line of HELEN STREET to the west curb line of HENRY STREET
FREDERICK STREET	West side:	from the north curb line of VETERANS PLACE to the south curb line of WILLIAM STREET
NANDALE DRIVE	East side & South Side:	from the west curb line of HENRY STREET to the south curb line of VETERANS PLACE
HURD STREET	South side:	from the west curb line of HARLEM ROAD to east curb line of MEDINA STREET
PARKER AVENUE	South side:	from the east curb line of MEDINA STREET to the west curb line of HELEN STREET
EDMUND STREET	West side:	from the south curb line of WILLIAM STREET to the terminus
LAURA COURT	East side & South Side	from the south curb line of WILLIAM STREET to the east curb line of EDMUND STREET
CROMWELL DRIVE	West side & North side:	from the west curb line of CROYDON DRIVE to the north curb line of CROYDON DRIVE
CROYDON DRIVE	East side & South side	from the south curb line of COMO PARK BLVD. to the west curb line of CROMWELL DRIVE
IRONDALE DRIVE	East side:	from the south curb line of CROMWELL DRIVE to the north curb line of CROYDON DRIVE
ELY ROAD	South side:	from the east curb line of MARYWOOD DRIVE to terminus (Dead End)
OLD STONE ROAD	North side &	
	East side:	from the south curb line of GARFIELD DRIVE to the terminus
MARYWOOD DRIVE	West side, North side & East side	
MARYWOOD DRIVE WYNDMOOR COURT	West side, North side &	from the north curb line of COMO PARK BLVD. to the south curb line of OLD STONE ROAD
	West side, North side & East side	from the north curb line of COMO PARK BLVD. to the south curb line of OLD STONE ROAD from the north curb line of COMO PARK BLVD.
WYNDMOOR COURT	West side, North side & East side East side & North side:	from the north curb line of COMO PARK BLVD. to the south curb line of OLD STONE ROAD from the north curb line of COMO PARK BLVD. to the terminus from the west curb line of WYNDMOOR COURT
WYNDMOOR COURT GREMLIN COURT	West side, North side & East side East side & North side:	from the north curb line of COMO PARK BLVD. to the south curb line of OLD STONE ROAD from the north curb line of COMO PARK BLVD. to the terminus from the west curb line of WYNDMOOR COURT to the terminus from the west curb line of MARYWOOD DRIVE
WYNDMOOR COURT GREMLIN COURT GARFIELD COURT	West side, North side & East side East side & North side: North side:	from the north curb line of COMO PARK BLVD. to the south curb line of OLD STONE ROAD from the north curb line of COMO PARK BLVD. to the terminus from the west curb line of WYNDMOOR COURT to the terminus from the west curb line of MARYWOOD DRIVE to the terminus from the north curb line of COMO PARK BLVD.

Item No. 12 cont'd

DEER TRAIL	South side & East side:	from the east curb line of ROWLEY HOLLOW to the south curb line of ROWLEY HOLLOW
OLD FARM COURT	North side, West side & South side:	from the west curb line of OLD FARM ROAD to the west curb line of OLD FARM ROAD
OLD FARM ROAD	East side:	from north curb line of ROWLEY ROAD to the terminus
LAWN COURT	West side, South side & East side:	from the north curb line of ROWLEY ROAD to the terminus
CEIL DRIVE	West side & North side:	from the south curb line of WILLIAM STREET to the east curb line of JANE DRIVE
TRUDY LANE	North side, East side & South side:	from the east curb line of CEIL DRIVE to the east curb line of CEIL DRIVE
JANE DRIVE	East side:	from the north curb line of CAYUGA CREEK RD. to the terminus
TAMARK DRIVE	East side:	from the north curb line of WILLIAM STREET to the terminus
STARLITE AVENUE	West side:	from the north curb line of WILLIAM STREET to the south curb line of WOJCIK STREET
STANDARD PARKWAY	West side:	from the north curb line of WILLIAM STREET to the terminus
ST. FELIX AVENUE	East side:	from the north curb line of WILLIAM STREET to the terminus
MILSON AVENUE	East side:	from the north curb line of COLUMBUS STREET to the terminus
PATRICIA LANE	Rast side:	from the south terminus to the north terminus
GIRARD AVENUE	East side:	from the north curb line of WILLIAM STREET to the terminus
IROQUOIS AVENUE	East side:	from the north curb line of WILLIAM STREET to the south curb line of STRADTMAN STREET
WABASH AVENUE	East side:	from the north curb line of WILLIAM STREET to the south curb line of STRADIMAN STREET
PEORIA AVENUE	East side:	from the north curb line of WILLIAM STREET to the south curb line of STRADIMAN STREET
MANSION AVENUE	East side:	from the north curb line of WILLIAM STREET to the south curb line of STRADIMAN STREET
STRADIMAN STREET	North side & West side:	from the east curb line of HARLEM ROAD to the west curb line of KENNEDY ROAD
LINDEN STREET	West side:	from the north curb line of WILLIAM STREET to the terminus
WARSAW STREET	East side:	from the north curb line of WILLIAM STREET to the terminus
COLUMBUS STREET	North side:	from the east curb line of KENNEDY ROAD to the west curb line of STARLITE AVENUE
WOJCIK STREET	South side:	from the east curb line of KENNEDY ROAD to the terminus

Item No. 12 cont'd

KENNEDY ROAD

West side:

from the north curb line of WILLIAM STREET

to the terminus

CENTER AVENUE

North side:

from the east curb line of HARLEM ROAD

to the west curb line of KENNEDY ROAD

ST. BONIFACE ROAD

South side East side & from the east curb line of McNAUGHTON AVENUE

to the east curb line of McNAUGHTON AVENUE

ST. LUCIAN COURT

South side:

North side:

from the east curb line of Sm. PAUL COURT

to the west curb line of ROBERT COURT

CENTER AVENUE

South side:

from the east curb line of HARLEM ROAD

of the west curb line of KENNEDY ROAD

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

RICHARD M. MOLESKI Town Clerk

DATED: February 26, 1979

Upon Roll Call....
AYES: Sup

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

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ABSENT:

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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 ______ day of ______, 19\(\textstyle{2}\)? and ending on the ______ day of ______, 19___

Signed by Charles
Sworn to before me, on the /
day of han, 1977

Atticia H. Janes

Notary Public

PATRICIA H. YOUNGS Notary Public, State of New York Qualified in Eric County My Commission Expires March 30, 19 77

MOTICE OF MEASU HOTICE that the Town of the Town of Cheektowage, Eigh County, New York will hold a de hearing at the Town Half, corner of Broadway and Union Road, in said Town of Cheektowage on the 18th day of March, 1979 at 7:00 Eastern Standard Time, to or the advisability of adopting are amendment to the Traffic nice of the said Town of Cheektewagz which was adopted on July 17, 1967, said preposed nendment being as follows: ARTICLE X

Parking, Standing and Stapping 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

GLISSEN STREET - West side: from the south carb line of WILLIAM STREET to the north curb line of PARKER AVENUE; SO. GLIDDEN STREET -- Want side: from the the of PARKER AVENUE to the nurth carb line of DINGENS STREET: HEDLEY STREET - East K from the south curb line of WILLIAM STREET to the morth curb PANKER AVENUE: SO. HEDELY STREET - East side: from with carrie line of PARKER the the north early line of STREET; COLDY STREET of side: from the south curb Stead WILLIAM STREET to the north I MARKER AVENUE; SO. REBY STREET -- East side: from in curb line of FARKER AMENUE to the north curb line of DINGENS STREET; ALASKA STREET West side: from the south curbtine of WHILLIAM STREET to the north curb ine of DINGERS STREET; MEDNIA STREET — East side: from Sw doubt curb line of WILLIAM STAKET to the north curb line of GRIGGES STREET; CLAUDE DRIVE East aids: from the south curb the of WELLIAM STREET to the north curb fine of WAGNER AVENUE; BYELD AVENUE — West side: from the south curb line of WILLIAM STREET to the north curb line of DINGENS STREET; ARIS AVENUE -West side: from the south curb line of WILLIAM STREET to the north curb line of DINGENS STREET: GARLAND AVENUE -- East side: from the south curb line of WILLIAM STREET to the terminus (Dead End); BRIGHT STREET - East side: from the south curb line of WILLIAM STREET to the terminus (Deed End); VETERANS PLACE - North sic from the east curb line of HELEN STREET to the west curb line of HENRY STREET: FREDERICK STREET — West side: from the north curb line of VETERANS PLACE to the south curb line of WILLIAM STREET: NANDALE DRIVE -- East side & South side: from the west curb line of HENRY STREET to the south curb line of VETERANS PLACE: HURD STREET - South

side: from the west curb line of HARLEM ROAD to east curb line of MEDINA STREET; PARKER AVENUE - South side: from the east curb line of MEDINA STREET to the west curb line of HELEN STREET: EDMUND STREET -- West side: from the south curb line of WILLIAM STREET to the terminus; LAURA COURT - East side & South side: from the south curb line of WILLIAM STREET to the east curb line of EDMUND STREET; CROMWELL DRIVE - West side & North side: from the west curb line of CROYDON DRIVE to the north curb line of CROYDON DRIVE; CROYDON DRIVE - East side & South side: from the south curb line of COMO PARK . BOULEVARD to the west curb line of CROMWELL DRIVE; IRONDALE DRIVE - East side: from the south curb line of CROMWELL DRIVE to the north curb line of CROYDOM DRIVE; ELY ROAD - South side: from the east curb line of MARYWOOD DRIVE to terminus (Dead End); OLD STONE ROAD --North side & East side: from the south curb line of GARFIELD DRIVE to the terminus; MARYWOOD DRIVE West side, North side & East side: from the north curb line of COMO PARK BOULEVARD to the south curb line of OLD STORE ROAD; WYNDMOOR COURT — East side & North side: from the north curb line of COMO PARK BOULEVARD to the terminus; GREMLIN COURT North side: from the west curb line of WYNDMOOR COURT to the terminus; GARFIELD COURT North side: from the west curb line of MARYWOOD COURT to the terminus; HONORINE DRIVE --- East side: from the north curb line of COMO PARK BOULEVARD to the south curb line of ROWLEY ROAD; MESSER AVENUE - West side: from the south curb line of COMO PARK BOULEVARD to the terminus; ROWLEY HOLLOW — West side & North side: from the north curb line of ROWLEY ROAD to the terminus: DEER TRAIL - South side & East side: from the east curb line of ROWLEY HOLLOW to the south curb line of ROWLEY HOLLOW; OLD FARM COURT - North side, West side & South side: from the west curb line of OLD FARM ROAD to the west curb line of OLD FARM ROAD; OLD FARM ROAD — East side: from north curb line of ROWLEY ROAD to the terminus; LAWN COURT — West side, South side & East side: from the north curb line of ROWLEY ROAD to the terminus; CEIL DRIVE --- West side & North side: from the south curb line of WILLIAM STREET to the east curb line of JANE DRIVE; TRUDY LANE - North side, East side & South side: from the east curb line of CEIL DRIVE to the east curb line of CEIL DRIVE; JANE DRIVE - East side: from the north curb line of CAYUGA CREEK ROAD to the terminus; TAMARK DRIVE -East side: from the north curb line of WILLIAM STREET to the terminus:

STARLITE AVENUE - West side:

from the north curb line of WILLIAM STREET to the south queb line of WOJCIK STREET; STANDARD PARK-WAY -- West side: from the north curb line of WILLIAM STREET to the terminus; ST. FELIX AVENUE -East side: from the north curb line of WILLIAM STREET to the terminus; MILSON AVENUE — East side: from the north curb line of COLUMBUS STREET to the terminus; PATRICIA LANE -- East side: from the south terminus to the north terminus; GIRARD AVENUE -- East side: from the north curb line of WILLIAM STREET to the terminus; IROQUOIS AVENUE - East side: from the north curb line of WILLIAM STREET the south curb line of STRADTMAN STREET: WABASH AVENUE - East side: from the north curb line of WILLIAM STREET to the south curb line of STRADTMAN STREET : PEORIA AVENUE --- East side: from the north curb line of WILLIAM STREET to the south curb line of STRADTMAN STREET: MANSION AVENUE - East side: from the north curb line of WILLIAM STREET to the south curb line of STRADTMAN STREET; STRADTMAN STREET - North side & West side: from the east curb line of HARLEM MOAD to the west curb line of KENNEDY ROAD: LINDEN STREET — West side: from the north curb line of WILLIAM STREET to the OC terminus; WARSAW STREET - East side: from the north curb line of WILLIAM STREET to the terminus; COLUMBUS STREET - North side: from the east curb line of KENNEDY ROAD to the west curb line of STARLITE AVENUE WOJCIK STREET - South side: from the east curb line of KENNEDY ROAD to the terminus; KENNEDY ROAD --- West side: from the north curb line of WILLIAM STREET to the terminus; CENTER AVENUE - North side: from the east curb line of HARLEM ROAD to the west curb line of KENNEDY ROAD; ST. BONIFACE ROAD -- South side, East side & North side: from the east curb line of MCNAUGHTON AVENUE to the e CUITO MITO OF MICHAUGHTON AVENUE: ST. LUCIAN COURT - South side: from the east curb line of ST. PAUL COURT to the west curb line of ROBERT COURT: CENTER AVENUE - South side: from the east curb line of HARLEM ROAD to the west curb line of KENNEDY ROAD.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK. Dated: February 26, 1979

RICHARD M. MOLESKI Town Clark

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

WHEREAS, this Town Board duly held a public hearing on the 15th day of January, 1979 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 XIII

Truck Exclusions

Section 130. Trucks over five tons excluded is amended by adding thereto the following:

Trucks in excess of five (5) tons are hereby excluded from the following highways within the Town of Cheektowaga County of Erie, State of New York:

NORTH MEADOWBROOK PARKWAY COLTON STREET CHARLES STREET

Section 2. Time to take effect.

- (a) This amendment shall take effect when properly posted within a reasonable time except those parts, if any, which are subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York.
- (b) Any part or parts of 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, Councilman Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

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ABSENT:

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AFFIDAVIT - NEXT PAGE

STATE OF NEW YORK COUNTY OF ERIE TOWN OF CHEEKTOWAGA

Sladys M. Suchter, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, denoses and save that he (che) is
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 1979 last publication March 1979
and that no more than six days intervened be-
tween publications.
Sworm to before me this 2 nd day of March, 1979 March Dilliams
Swarm to before me this 2nd
Man A A 7 d
day of maren, 19.19
Notary public in and for Eric County, N. Y.

NAID!NE C. WILLIAMS
Notice, Problec, State of New York
Quality in Eric County
My Commission Expires March 30, 19.29

At a regular meeting of the Town Board of the Town of Cheektowaga, Eric County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 3th day of February, 1979 at 7:00 o'clock p.m. Eastern Standard Time there were:
PRESENT:

Supervisor Keimeth J. Meyers ... Councilmen:

Frank E. Swiatek
Thomas M. Johnson, Jr.
Frank J. Dux
George Kaczmarek
James R. Burst
Donald J. Wegner

ABSENT: 0
Motion by Councilman Wegner
Seconded by Councilman Kacz-

WHEREAS, this Town Board duly held a public hearing on the 15th day of January, 1979 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

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 Chacktowaga, County of Eric and State of New York, and said amendment is herewith adopted and enacted:

ARTICLE XIII

Section 130. Trucks over five tons excluded is amended by adding thereto the following:

Trucks in excess of five (5) tons

Trucks in excess of five (5) tons are hereby excluded from the following highways within the Town of Cheektowaga, County of Erie, State of New York:

NORTH MEADOWBROOK PARKWAY

COLTON STREET CHARLES STREET

Section 2. Time to take effect.

(a) This amendment shall take effect when properly posted within a reasonable time except those parts, if any, which are subject to approval under Section 1684 of the State of New York.

(b) Any part or parts of this 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 applica-

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 Post-

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.

Supervisor Meyers Voting AYE

Councilmen:
Swiatek
Johnson
Dux
Kaczmarek
Burst
Wegner
Voting AYE
Voting AYE
Voting AYE
Voting AYE
Voting AYE

AYES: 7 NAYES: 0 ABSENT: 0

STATE OF NEW YORK)
COUNTY OF ERIE)

I, RICHARD M. MOLESKI, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County duly recorded in the Minute Book by me in accordance with law for the purpose of recording the minutes of meeting of said Board, and such minutes appear at item No. 13, inclusive, of said book.

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

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

said meeting.
IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 26th day of February, 1979.

RICHARD M. MOLESKI Town Clerk Item No. 14 Motion by Councilman Wegner, seconded by Councilman Johnson

WHEREAS, the Building and Plumbing Inspector of the Town of Cheektowaga has recommended that certain provisions of the "Housing Code" of the Town of Cheektowaga, New York be amended or repealed; and

WHEREAS, this Town Board duly called a public hearing to consider the advisability of adopting said recommended changes to the "Housing Code" of the Town of Cheektowaga, New York, and give due notice thereof as required by law; and

WHEREAS, a public hearing on said proposed changes was duly held by this Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York on the 26th day of February, 1979 at 7:00 o'clock P.M.; at which hearing all parties in interest and citizens had an opportunity to be heard, and were heard; and

WHEREAS, it is in the public interest to adopt the Building and Plumbing Inspector's recommended changes to the said "Housing Code";

NOW, THEREFORE, BE IT RESOLVED, that the "Housing Code" of the Town of Cheektowaga, New York, be and the same hereby is, amended and changed as follows:

- 1. RESOLVED THAT Section 1-506.1b, which relates to the period when occupied one and two family dwellings, not wholly owner occupied, and all multiple dwellings are to be provided with heat, is amended by the inclusion therein of the period from "September 15 to May 31".
- 2. RESOLVED THAT TABLE 1-506.lb--HEATING PERIODS, including any and all footnotes or references pertaining thereto, is repealed.
- 3. RESOLVED THAT Section 2-201, which relates to the establishment of an Agency to administer and secure compliance with the Housing Standards specified in the Code, and the appointment of personnel of such Agency, is repealed in its entirety; and that a new Section 2-201 is enacted to read as follows:

2-201 ADMINISTRATION AND ENFORCEMENT

The provisions of this Code shall be administered and enforced by the Building Inspector of the Town of Cheektowaga, who shall have all the power and authority assigned to him by this Code and by Section 138 of the Town Law of the State of New York.

- 4. RESOLVED THAT Sections 2-202, 2-203, 2-204, 2-205, 2-206, 2-207 and 2-208, which heretofore related to the powers and duties of the administrating Agency, inspections, violations, unsafe buildings and structures, recovery of costs and records, is amended by substituting the "Building Inspector" for the "Agency" in said Sections.
- 5. RESOLVED THAT Section 2-209, which relates to penalties for the failure to comply with a violation order, is amended by substituting the phrase "by imprisonment for a period not to exceed six (6) months" in place and stead of the phrase "by imprisonment for a period not to exceed one year".
- 6. RESOLVED THAT PART 5 APPEALS, Sections 2-401 through 2-405, which relate to the establishment of a Board of Appeals, is repealed in its entirety.

BE IT FURTHER RESOLVED, that a copy of this Resolution be entered in the minutes of the meeting of the Town Board of the Town of Chekeotwaga held on February 26, 1979; and that a certified copy thereof be published in the EXAMINER, a newspaper published in the Town of Cheektowaga and having a general circulation therein; and the affidavit of such publication be filed with the Town Clerk.

The aforementioned changes to the "Housing Code" of the Town of Cheketowaga, New York shall take effect ten (10) days after such publication, but said changes shall take effect from the date of their service as against a person served personally with a copy thereof certified by the Town Clerk under the corporate seal of the Town and showing the date of their passage and entry into the minutes.

Item No. 14 cont'd

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES: ABSENT: 0

AFFIDAVIT - NEXT PAGE

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 ____ day of mos, 1977 and ending on the _____ day of ___

Sworn to before me, on the day of May, 1974

Notary Public PATRICIA H. YOUNGS
Notary Public, State of New York
Qualified in Erie County,
My Commission Expires March 30, 1973

Service Calebbases

At a signific meeting of the Toern-Beard of Set Toern of Cheekinnegs, Ede Caurity, New York held at the Tourn Half, corner of Brandway and Island Rheifs, its said Toern on the 28th day of February, 1979 at 7:00 a Standard Time Mark Name.

Superday Kinneth J. Mayers Counglister Frank E. Swinish Generalister Thomas M. Johnson

Mark the same bands a second of the same o

cupied, and all multiple dwellings are to be provided with heat, is amended by the inclusion therein of the period from "September 15 to May 31".

2. REDUCTION THAT TABLE 1-500.16 -- MEATING PERIODS, including any and all featnates or references pertaining thereto, is represent.

3. REPORTURE THAT Section 2-201, which relates to the establishment of an Agency to administer and secure compliance with the Housing Standards specified in the Code, and the appointment of personnel of such Agency, is repealed in its entirety; and that a new Section 2-201 is enacted to read as follows:

2-201 ADMINISTRATION AND EMPORCEMENT

The provisions of this Code shall be administered and enforced by the Building Inspector of the Town of Cheektowaga, who shall have all the power and authority assigned to him by this Code and by Section 138 of the Town Law of the State of New York

4. NESSLVED THAT Sections 2-202, 2-203, 2-204, 2-205, 2-206, 2-207 and 2-208, which heretofore related to the powers and duties of the administrating Agency, inspections, violations, unsafe buildings and structures, recovery of costs and records, is amended by substituting the "Building Inspector" for the "Agency" in said Sections.

5. REBOLVED THAT Section 2-209, which relates to penaltips for the failure to comply with a vicitation order, is amended by substituting the phrase "by imprisonment for a period not to exceed six (6) months" in place and stead of the phrase "by imprisonment for a period not to exceed one year".

6. REBBLVED THAT PART 4 -APPEALS Sections 2-401 through 2-405, which relain to the astablishment of a Sound of Appeals, is receased in its entirety.

a copy of this Residution be entered in the minutes of the meeting of the Town of Checktowage held on February 28, 1979; and that a certified copy thereof be published in the Essentiar, a newspaper published in the Town of Checktowage and having a general circulation therein; and the affidavit of such publication shall be filed with the Town Clerk.

The aforementioned changes to the "Housing Code" of the Town of Cheektowaga, New York shall take effect ten (10) days after such publication, but said changes shall take effect from the date of their service as against a person served personally with a copy thereof certified by the Town Clerk under the corporate seal of the Town and showing the date of their passage and entry into the minutes.

Supervisor Meyers Voting AYE Voting Councilmen Swiatek AYE Councilman Johnson Voting AYE Councilman Dux Voting AYE Councilman Kaczmersk Voting AYE Councilman Burst AYE Voting Voting AYE Councilman Wogner NAYES: 0 ABSENT: 0

STATE OF NEW YORK COUNTY OF ERIE

f, RICHARD M. MOLESKI, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheeksowaga, a town located in the County of Erie, State of New York, was duly held on February 26, 1979, and minutes of said meeting have been duly recorded in the Minute Book by me in accordance with law for the purpose of recording the minutes of Meetings of said Board, and such minutes appear at Item No. 12, inclusive, of said book.

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

3. Shid minutes correctly state the time when said meeting was convened, the place where such filesting was held and the members of said specific than the said specific section.

IN WITNESS WHEREOF, I have hereinto set my hand and have hereinto affixed the corporate sent of said Town, this 26th day of February, 1979.

RICHARD M. MOLESKI Town Clark de

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

WHEREAS, James Prise, President of Buffalo Basic Ingredients, Inc. has made application and requested the rezoning of property located at 1230 French Road from C-Retail Business District to CM-General Commercial 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 March 19, 1979 at 6:30 P.M., Eastern Standard Time at the Cheektowaga Town Hall, corner of Broadway and Union Road.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

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ABSENT:

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AFFIDAVIT - NEXT PAGE

AFFIDAVIT

STATE OF NEW YORK COUNTY OF ERIE TOWN OF CHEEKTOWAGA

JAMES L. CHARTERS

Signed M. Q Charter Swore of before me, on the 8 day of Man, 1979 Aucta W. James. Notary Prolic

PATRICIA H. YOUNGE Notary Public, State of New York Qualified in Eric County My Commission Expires March 30, 1975

ments of the Town of Cheekts Erie County, New York at the Hall in the said Town of igs, corner of Breedway in Road, on the 19th day of 1979, at 6:30 o'clock P.M., Shindagii Time of sold day parament of considering the line of Ballate Besic Ingredi-to. to Recone from C-Retail or District to CM-General real District on property lo-st 1230 Franch Road and the Zerling Map and Ordin-accordingly, pursuant to the 19-00 of the Zoning Ordin-ment the Town of Cheektowaga,

المراجع الإسلامية المراجع المراجع المراجع والمراجع المراجع والمراجع والمراجع والمراجع والمراجع والمراجع والمرا والمراجع الإسلامية المراجع والمراجع والمراجع والمساورة والمراجع والمراجع والمراجع والمراجع والمراجع والمراجع و

erties in interest and citizens given an epportunity to be in regard to such proposed

IS OF THE TOWN BOARD r Kenneth J. Meyers en Frank E. Swietek en Benald J. Wagner M Frank J. See e Sporge Katemarak n R. Burnt

Mint Shroal of land situate in Shroal Checkbrongs, County of Male of New York, being part \$43, Township 10, Range 7 of Buffele Greek Reservation and Militing part of Parcel I as filed in ver 2274; being described as

the of French Read and point 15,17 feet quit of the center Bergion Read; thence north right angles to the lest mor-line, 45.00 feet to the north reach Read and the point of ug; thence continuing north at line that ferms right angle the north line of French Road, If feet to a point; thence east a line parallel to the center line ich Road, 100.00 feet to a mag south along a line that a signs angle with the north perfect to a fifth the north fine of French tions west along the north of French Road, 160.00 feet to int of beginning.

IN TO BE the property conveyed to Dalatore irties Corp. by Deed deted 3.20, 1973, fled February 15, and recorded in Liber 8138, 884 of the Bood Records of Erie , New York.

JULY TO CURRENT taxes and sements not delinquent and IS FOR SUL ll years; covenants, restric-, reservations, rights, rights-ofand ensuments of record; the estates or electric and . The and case of public record.

tives, vendees, lessees or sublessees, shall conduct or permit the conduct on the premises of, and the property shall never be used for, a gracery store.

This property is not all or substantially all of the property of the greater corporation.

Item No. 16 Motion by Councilman Wegner, seconded by Councilman Kaczmarek

WHEREAS, Peter Santin has made application and requested the rezoning of property located at 1385 French Road from RA-Apartment District to C-Retail Business District, said applicant being the owner of property aforementioned, NOW, THEREFORE, BE IT

RESOLVED that a Public Hearing be held regarding said request under the provisions of the Zoning Ordinance on March 19, 1979 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:

O

ABSENT:

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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 ______ day of ______, 19Z2 and ending on the ______ day of ______, 19___

Signed M. Charters
Swort to before me, on the 8
day of Man, 1972
Notary Public

1C

PATRICIA H. YOUNGS
Notary Public, State of New York
Qualified in Eric County
My Commission Expires March 30, 1971

LEGAL NOTICE MOTICE IS HEREBY AIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Half in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 19th day of March, 1979, at 6:30 o'clock P.M., Eastern Standard Time of said day for the purpose of considering the application of Peter Santin to Rezone from RA-Apartment District to C-Retail Business District on property located at 1385 French Road and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheeksowaga, New York.

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

BY GREEN OF THE TOWN BEAMS
Supervisor Kenneth J. Meyers
Councilman Frank E. Swiesek
Councilman Donald J. Wegner
Councilman Thomas M.
Johnson, Jr.
Councilman Frank J. Dax
Councilman George Kaczmarek
Councilman George Kaczmarek
Councilman James R. Burst
MCMARD M. MOLEIKG

ALL THAT PARKEL OF LAND SIT-MATE in the Town of Cheekswage, County of Erie, State of New York, and being part of Lot 42, Township. 10, Range 7, and being described as follows:

Town Clerk

NING AT A PONET at the intersection of the south line of French Road and the west line of State Drive; thence south along the west line of Slate Drive 50.00 feet to a point of curve; thence continuing along the west line of State Drive on a curve to the left, whose radius is: 294.01 feet, 91.47 feet to a point; thence west along a line parallel to the south line of French Road 159.11 feet to a point; thence north along a line that forms a right angle with the last mentioned line, 140.00 feet to a point in the south line of French Road; thence at right angles east along the south line of French Road 145.00 feet to THE POINT OF DECHNUNG.

Item No. 17 Motion by Councilman Wegner, seconded by Councilman Johnson

WHEREAS, Bernard L. Rusiniak has applied for a rezoning from R-Residential District to RC-Restricted Business District on property located at 2958 Union Road, Cheektowaga, New York, and being more particularly described as follows:

Property located at the rear of 2958 Union Road.
West side of Union Road, 120 feet south of Vern Lane;
Sublots 8 through 13, Map Cover 527, Block E; including
25 feet of abandoned Marie Avenue; starting 120 feet west
side of Union Road continuing to back 198 feet.

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 4th day of December, 1978 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 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 property 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, and BE IT FURTHER

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

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

0

AFFIDAVIT - NEXT PAGE

STATE OF NEW YORK COUNTY OF ERIE TOWN OF CHEEKTOWAGA

Gladys M. Sechter, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
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
first publication Mark 1979 last publication Mark 1979
Best
and that no more than six days intervened be-
tween publications.
Glady M Sente
Sworn to before me this
Sworn to before me this Indantic. Sworn to before me this Indantic. March, 1979 Marchine C. Williams
••••••• ••••••••••••••••••••••••••••••

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

NAID!NE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19.29

ga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 26th day of February, 1979 at 7:46 6 Clock p.m. Eastern Standard Time there were: PRESENT: pervisor Kenneth J. Meyers Councilmen: Frank E. Swiatek Thomas M. Johnson, Jr. Frank J. Dux George Kaczmarek James R. Burst Denald J. Wegner ABSENT: 0 Motion by Councilman Wegner Seconded by Councilman Johnson WHEREAS, Bernard L. Rusiniak has applied for a rezoning from R-Residential District to RC-Restricted Business District on property located at 2958 Union Road, Cheektowaga, New York, and being more particularly desand being more particularly described as follows: Property located at the rear of **155 Union** Road. West side of Union Road, 120 feet outh of Vern Lane; Sublots & brough 13, Map Cover 527, Block E; including 25 feet of abandoned Marie Avenue; starting 120 feet west side of Union Road continuing to back 198 feet. and to amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektoa. New York, and WHEREAS, a public hearing was held before the Cheektowaga Town Board on the 4th day of December, 1978 at 6:30 o'clock P.M. Eastern Standard Time after publication of the notice as required by the provisions of the Foun Ordinance and the town Law of the State of New York and all interested parties were given an opportunity to be heard at said paring, and WHEREAS, the requirements of Section 6-011, paragraphs (b) and (c), Section 6-65, paragraph (e), and Section 6-10 of the Town Zoning Ordinance dealing with the screenof the adjacent residential area hould be complied with, and WHEREAS, it appears that the eed rezoning would not interare with the use and enjoyment of the surrounding area by the the surrounding 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 6-01, paragraphs (b) and (c), Section 6-05, paragraph (c), and Section 6-10 of the Town Zoning Ordinance wherein the premises 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, and BE IT FURTHER RESOLVED that the Zoning Map in the Town Clerk's Office be Upon roll call.... Supervisor Meyers Voting AYE Councilmen: Voting AYE Światek Voting AYE Dux TIT: 0 1. STATE OF NEW YORK) COUNTY OF ERIE

I, RICHARD M. MOLESKI,
Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows: 1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Crie. State of New York. was

south of Vern Lane; Subjects of through 13, Map Cover 527, Block E; including 25 feet of abandoned Marie Avenue; starting 120 feet west side of Union Road continuing to back 198 feet.

and to amend the Zoning Map and Coding area accordingly, pursuant

and to amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheekto-

waga, New York, and
WHEREAS, a public hearing
was held before the Cheektowaga
Town Board on the 4th day of

December, 1978 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 area by the owners or occupants thereof, now, therefore, BE IT RESOLVED that said rezoning is

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, and BE IT FURTHER

RESOLVED that the Zoning Map in the Town Clerk's Office be changed accordingly. Upon roll call....

Supervisor Meyers Voting AYE Councilmen:

Swiatek Johnson Day Voting AYE
Voting AYE
Voting AYE
Voting AYE
Voting AYE

Voting AYE

STATE OF NEW YORK)
COUNTY OF ERIE)

I, RICHARD M. MOLESKI,
Town Clerk of the Town herein
after described, DO HEREBY
CERTIFY as follows:

1. A regular meeting of the Town
Board of the Town of Cheektowage, a town located in the County
of Erie, State of New York, was
duly held on February 26, 1979, and
minutes of said meeting have been
duly recorded in the Minute Book
by me in accordance with law for
the purpose of recording the
minutes of meeting of said Board,
and such minutes appear at item
No. 17, inclusive, of said book.

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

to in said extract.

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

said meeting.
IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 27th day of February, 1979.

RICHARD M. MOLESKI

Town Clerk

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

WHEREAS, the Town has received a request from the owners of the property located at 1066 Walden Avenue for financial assistance for the demolition of said property through the Town's Community Development Program, and

WHEREAS, the owners of said property have agreed to abide by the conditions and timetable established by the Town for such demolition, and

WHEREAS, financial resources are available for the demolition of said property through the Town's Walden Avenue Economic Revitalization Program, and

WHEREAS, the property located at 1066 Walden Avenue is in a state of disrepair & deterioration and poses a threat to the health, safety & general welfare of the Walden Avenue Community, and

WHEREAS, demolition of said property will assist in the economic revitaliztaion of the area, consistent with the Walden Avenue Economic Revitalization Program, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor of the Town of Cheektowaga be and hereby is authorized to enter into an agreement with the owners of 1066 Walden Avenue to provide Community Development funds for the demolition of said property, and BE IT

FURTHER RESOLVED that such agreement be subject to the Town's review and approval of estimates obtained by the grantee for the demolition of said property, 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

6) Administration

NAYES:

ABSENT:

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

WHEREAS, the Town of Cheektowaga is eligible for a minimum of \$882,956 in Community Development Block Grant funds for fiscal year 1979, and

WHEREAS, public hearings regarding use of such funds were held on December 28, 1978 and January 15, 1979 where the concensus of opinions expressed was that said Community Development Block Grant funds should be utilized for basic community needs, those being continued neighborhood improvements and flood relief projects in the Town's targeted Neighborhood Improvement areas, and

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

RESOLVED that the following projects be and hereby are incorporated in Cheektowaga's 1979 Community Development Block Grant application:

25,000.00

1)	Cedargrove Heights Neighborhood Improvements	\$305,000.00
2)	Walden Avenue Drainage Correction	159,660.40
3)	Chapel Avenue Area Drainage/ Neighborhood Improvements	100,000.00
4)	Beach Road area Drainage Improvements	125,000.00
5)	Town-Wide/Income Eligible Home Rehabilitation Loan/ Grant Program	100,000.00

Item No. 19 cont'd

7) Contingency (Local Option)

\$ 68,295.60

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:

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

WHEREAS, the Cheektowaga Town Board, in a resolution dated June 5, 1978, has adopted a policy requiring developers of new sub-divisions in the Town of Cheektowaga to have all electrical service for street lighting facilities installed with underground wiring and underground fed fixtures, at the developer's expense, with said installation to be performed by New York State Electric and Gas Corporation or by a private contractor chosen by the developers, and

WHEREAS, the plans for the Brookhill Sub-Division were approved by Town Board resolution on September 7, 1978, and

WHEREAS, New York State Electric & Gas Corporation has submitted, for Town Board approval, a street lighting proposal for the Brookhill Sub-Division, a copy of which is hereby attached and made a part of this resolution, and BE IT

FURTHER RESOLVED that in the event the developer chooses to arrange for New York State Electric and Gas to install the street lighting facilities, the estimated cost of such installation shall be deposited by the developer with the Town of Cheektowaga prior to installation and held in escrow to be paid to New York State Electric and Gas upon completion of said installation.

* See next two (2) pages for street lighting proposal

January 12, 1979

STREET LIGHTING PROPOSAL TOWN OF CHEEKTOWAGA BROOKHILL SUBDIVISION

Harvest Lane (5)
Autumn Lane (3)
Fireside Lane (1)

Install 9 - 7000 lumen post top mercury luminaires @ \$57.95 ea. --- \$521.55

Annual Increase ---- \$521.55

Supply and install 24 - 18-ft. fiberglas standards and necessary underground conductor to supply post top lights

Estimated Cost -----\$3500.00

18-ft. standards and conductors to be supplied and installed by developer, camed and maintained by the Town of Cheektowaga

Luminaires, lamps and controls to be supplied, installed, owned and maintained by New York State Electric & Gas Corporation.

NEW YORK STATE ELECTRIC & GAS CORPORATION

Item No. 20 cont'd

Upon Roll Call....

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

ABSENT:

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

BE IT RESOLVED that the following named highways, as more particularly described in the letter of the Highway Superintendent attached hereto and made a part hereof, be accepted as set forth in the letter:

HARVEST LANE

AUTUMN LANE

and BE IT FURTHER

RESOLVED that the Town Attorney's Office be and is hereby directed to record the Deed in connection with the above acceptance in the Erie County Clerk's Office.

* See next two (2) pages for letter.

ALFRED F. WNEK

OFFICE: 683-4775

ROBERT KARASZEWSKI Doputy Superintendent



TOWN OF CHEEKTOWAGA ERIE COUNTY, NEW YORK

OFFICE OF SUPERINTENDENT OF HIGHWAYS 3145 UNION ROAD CHEEKTOWAGA, NEW YORK 14227

RECEIVED

February 20, 1979

FEB 20 1979

Richard M. Moleski, Town Clerk

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

RE: Brookhill Subdivision
Map Cover #2400
Acceptance of Harvest Lane &
Autumn Lane as Town Highways
37 Sublots (Total)

Gentlemen:

Please be advised that routine and proper inspections by T. Skowron, Highway Engineer and myself, indicate that Harvest Lane and Autumn Lane were constructed to meet the specifications as set forth by this department. I recommend the acceptance of the herein described streets as town highways.

HARVEST LANE - A 60' R.O.W. - Beginning at a point in Comp Park Blvd. then continuing in a northerly direction a distance of 885' to end. Front sublots 1-14 and 32-37 as shown on Map Cover 2400, as filed in Erie County Clerk's office.

AUTUMN LANE - A 60' R.O.W. - Beginning at a point in Como Park Blvd. then continuing in a northerly direction 480.19' to a point of curve, then westerly along said curve a distance of 133.52' to end of curve, then westerly a distance of 175' to end at a point in Harvest Lane, fronting sublots 14-32 on Map Cover 2400 as filed in Erie County Clerk's office.

All backyard drainage requirements as outlined by the town engineer's office have been satisfactorily met as per a letter in our file to that effect.

A satisfactory lighting agreement has been filed with the town engineer's office as per a letter to that effect in our file.

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

ALFRED F. WNEK

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

February 20, 1979

Page 2

RE: Brookhill Subdivision, Acceptance of Harvest Lane & Autumn Lane as town highways

The deed and maintenance bond have been forwarded to the Town Attorney's office for approval, and after said approval be made part of this acceptance.

Proper recording of deed shall be made by the law department of this town.

A tree must be planted in front of each house, in the town right-of-way, within the first year. This is to be done by the contractor.

I trust this meets with your kind approval.

Very truly yours, TOWN OF CHEEKTOWAGA

Alfred F. Wnek

Superintendent of Highways

AFW/mss

Copies:

Richard Moleski - Town Clerk John Rogowski - Town Attorney Town Board Members Chet Bryan - Town Engineer Ron Marten - Bldg. Inspector Ted Skowron - Highway Engineer Files

Item No. 21 cont'd

Upon Roll Call....

AVEC.

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

0

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

WHEREAS, emergency sanitary sewer repairs were required at 134 Poinciana Parkway in Sanitary Sewer District #7 and at 171 Toelsin Road in Sanitary Sewer District #5, which repairs were ordered by the Town Engineer, NOW, THEREFORE, BE IT

RESOLVED that the vouchers of Pagels Construction Company, Inc., 33 Homewood Road, Cheektowaga, New York 14227 in the amount of \$1166.80 (Poinciana Parkway \$575.80 and (Toelsin Road \$591.00) to do the work for sanitary sewer repairs be approved and ordered paid.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

O

Item No. 23 Motion by Councilman Swiatek, seconded by Councilman Burst

WHEREAS, bids were duly received on February 5, 1979 as the result of advertisement by the Town Clerk for the furnishing of Dimensional Lumber for the Town of Cheektowaga for the year, 1979, and said bids were referred to the Facility Purchasing Department for analysis, tabulation and report, and said tabulation is attached hereto and contained in a letter to the Town Board dated February 16, 1979, NOW, THEREFORE, BE IT

RESOLVED that the contract for the furnishing of Dimensional Lumber to the Town for the year, 1979 as per said price and as recommended by the Facility Purchasing Department be and the same hereby is awarded to the lowest bidder, which is:

Frontier Lumber Company 1941 Elmwood Avenue Buffalo, New York 14207

* See next three (3) pages for letter and tabulation.



TOWN OF CHEEKTOWAGA ERIE COUNTY, NEW YORK

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

February 16, 1979

Cheektowaga Town Board Town Hall Cheektowaga, New York FEB 23 1979

Honorable Town Board Members:

Richard M. Moleski, Town Clerk

Attached please find analysis, tabulation and report concerning the bid items and bidders of Dimensional Lumber for the year, 1979.

I wish to request that this bid be awarded to Frontier Lumber Company at 1941 Elmwood Avenue, Buffalo, New York, the lowest bidder to comply with all the bid specifications.

As indicated on the tabulation sheet, Forks Lumber Company of 2260 Clinton Street, Cheektowaga, New York, was the lowest bidder but failed to meet bid specifications. Frontier Lumber Company at 1941 Elmwood Avenue, Buffalo, New York, was second lowest, meeting all specifications and Forest Materials was third lowest, meeting all specifications.

Respectfully yours,

Raymond M. Matot

Superintendent of Buildings Facility Purchasing Dept.

RMM:rl Attach.

BIB PROPOSAL DESCRIPTION A - 2" x 4" B - 2" x 6" C - 2" x 3" B - 2" x 6" A - 20 L FT B - 4" x 4" B - 5" x 6" C - 2" x 3" B - 4" x 4" B - 5" x 6" C - 2" x 3" B - 4" x 4" B - 5" x 6" C - 2" x 3" C - 2" x 4" C - 2" x 12" C - 2" x 4" x 3" C - 2" x 12" C - 2" x 4" x 3" C - 2" x 6" C -		·	and the second of the second o	ا د د د د د د د د د د د د د د د د د د د	
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Item No. 23 cont'd

Upon Roll Call....

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

ABSENT:

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

WHEREAS, bids were duly received on February 5, 1979 as the result of advertisement by the Town Clerk for the furnishing of Baseball Diamond Supplies for the Town of Cheektowaga for the year 1979, and said bids were referred to the Facility Purchasing Department for analysis, tabulation and report and said tabulation is attached hereto and contained in a letter to the Town Board dated February 16, 1979, NOW, THEREFORE, BE IT

RESOLVED that the contract for the furnishing of Baseball Diamond Supplies for the Town of Cheektowaga for the year 1979, as per said price and as recommended by the Facility Purchasing Department, be and the same is hereby awarded to the following as the lowest bidders:

> Frank P. Kick, Athletic Goods, Inc. 2421 Harlem Road, Cheektowaga, New York for

> Item I, Nylon and Canvas Hardball Bases

Item II, Nylon Hardball Bases

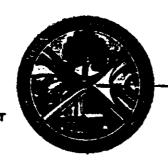
Item IV, Home Plates

Item V, Pitcher's Plates

Jim Ludtka Sporting Goods, Inc. 3387 Harlem Road, Cheektowaga, New York for

Item III, Nylon Softball Bases

See next two (2) pages for letter and tabulation.



TOWN OF CHEEKTOWAGA ERIE COUNTY, NEW YORK

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

February 16, 1979

RECEIVED

FEB 23 1979

Richard M. Moleski, Town Clerk

Cheektowaga Town Board Town Hall Cheektowaga, New York

Honorable Town Board Members:

Attached please find analysis, tabulation and report concerning the bid items and bidders of Baseball Diamond Supplies for the year, 1979.

I wish to request that this bid be awarded as follows:

Frank P. Kick Athletic Goods, Inc. 2421 Harlem Rd., Cheektowaga, New York for

Item I, Nylon and Canvas Hardball Bases Item II, Nylon Hardball Bases

Item IV, Home Plates

Item V, Pitcher's Plates

and to

Jim Ludtka Sporting Goods, Inc. 3387 Harlem Rd., Cheektowaga, New York for

Item III, Nylon Softball Bases

Respectfully,

Raymond M. Matot

Superintendent of Buildings Facility Purchasing Dept.

RMM:rl Attach.

-

Charles and a second second second

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, bids were duly received on February 5, 1979 as the result of advertisement, therefore, 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 9, 1979, NOW, THEREFORE, BE IT

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 Reliable Wholesalers, Inc., 146 Broadway, Buffalo, New York 14203, for:

Work Pants (sizes up to 42)	\$	6.75 each
Work Pants (sizes 44 and up)		7.44 each
Shirts (long sleeve, sizes up to 17)		6.00 each
Shirts (long sleeve, sizes 17% and up)		6.54 each
Shirts (short sleeve)		5.30 each
Coveralls (long sleeve)	:	12.59 each

said bid being the lowest responsible bidder meeting specifications.

* See next page for letter



Town of Cheektowaga

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

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

February 9, 1979

TO THE SUPERVISOR AND HONORABLE TOWN BOARD MEMBERS TOWN OF CHEEKTOWAGA

RE: Work Uniform Bids

Gentlemen:

At the Regular Town Board Meeting of February 5, 1979 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:

Reliable Wholesalers, Inc. Interstate Uniform Service Corp. Cadet Uniform and Career Apparel United Uniform Company, Inc. McKay's Work Clothing	\$10,681.00 11,056.00 11,274.50 11,416.00
	12,251.50

it is recommended that the bid be awarded to Reliable Whole-salers, Inc., 146 Broadway, Buffalo, New York 14203 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) Work pants (sizes 44 and up) Shirts (long sleeve sizes up to 17) Shirts (long sleeve sizes 17½ and up) Shirts (short sleeve) Coveralls (long sleeve)	\$6.75 7.44 6.00 6.54 5.30 12.59
--	---

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E. Town Engineer

BY: allan Blachowski/DR

Allan B. Blachowski Engineering Rodman

CLB:ABB:dmr

Item No. 25 cont'd

Upon Roll Call....

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

ABSENT:

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

WHEREAS, bids were received by this Town Board on February 5, 1979 for the reconditioning of 15 election voting machines, and

WHEREAS, AVM Election Systems Division was the lowest 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 15 election voting machines be awarded to AVM Election Systems Division, P.O. Box 1399, Jamestown, New York 14701 for the bid price of \$6,750.00.

* See next page for letter



Town of Cheektowaga

TOWN HALL — BROADWAY AND UNION ROAD — CHEEKTOWÁGA, NEW YORK 14227

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

February 13, 1979

TO THE SUPERVISOR AND HONORABLE TOWN BOARD MEMBERS TOWN OF CHEEKTOWAGA

> RE: Bid for Reconditioning Voting Machines

Gentlemen:

At the Regular Town Board Meeting of February 5, 1979 bids were received and publicly opened for the reconditioning of fifteen (15) election voting machines to the Town of Cheektowaga Town Clerk, Richard M. Moleski.

Two (2) bids were received with prices submitted for one (1) machine reconditioning and fifteen (15) machine reconditionings. The bids were as follows:

ITEM I

BIDDER	ITEM I 1 Machine	ITEM II 15 MACHINES
AVM Election Systems Division Jamestown, NY 14701	\$450.00 2 yr. guarantee 3 yr. on counters	\$6,750.00
Voting Machine Service Center Gerry, New York	\$687.80 3 yr. guarantee	\$10,317.00

It is our recommendation that the bid be awarded to AVM Election Systems Division, P.O. Box 1399, Jamestown, New York 14701 for submitting a total bid price of \$6,750.00 to rework the fifteen (15) voting machines, said bid meeting all of the requirements of the specifications.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E. Town Engineer

allan Blachowski/DR

Allan B. Blachowski Engineering Rodman

CLB:ABB:dmr

Item No. 26 cont'd

Upon Roll Call....

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

ABSENT:

Motion by Councilman Kaczmarek, seconded by Councilman Burst Item No. 27

WHEREAS, Notice to Bidders was duly published for the receipt of bids for leasing storage space for various Town of Cheektowaga departments, which bids were duly received and opened at a public meeting called for that purpose, 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 part hereof, NOW, THEREFORE, BE IT

RESOLVED that the contract for leasing storage space be awarded to 3230 Union Road, 3926 Broadway, Cheektowaga, New York 14227 for submitting a bid of \$2.25 per square foot with 11,327 square feet available for Highway Department storage for a total bid price of \$25,485.75 and BE IT FURTHER

RESOLVED that the contract for leasing storage space be awarded to 3230 Union Road, 3926 Broadway, Cheektowaga, New York 14227, for submitting a bid of \$2.25 per square foot with 5,185 square feet available for election machine storage for a total bid price of \$11,666.25.

See next page for letter



Town of Cheektowaga

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

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

February 13, 1979

TO THE SUPERVISOR AND HONORABLE TOWN BOARD MEMBERS TOWN OF CHEEKTOWAGA

RE: Election Machine and Highway Storage Space for 1979

Gentlemen:

At the regular Town Board Meeting of February 5, 1979 bids were received and opened to lease storage space for various departments in the Town of Cheektowaga. One (1) bid was received with the total listed as follows:

BIDDER	HIGHWAY	ITEM II ELECTION MACHINES	
3230 Union Road	\$2.25 sq. ft. or	\$2.25 sq. ft. or	
Union & Broadway	25,485.75 for	\$11,666.25 for	
Bflo Plastics Bldg.	11,327 sq. ft.	5,185 sq. ft.	

The Engineering Department has verified, by measurement, the square footage offered and the amount is correct. This bid compares to last years bid of \$2.00 per sq. ft. amounting to a twelve and a half percent $(12\frac{1}{2}\%)$ increase over the 1978 price.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E. Town Engineer

BY: Allan B. Blachowski Engineering Rodman

CLB:ABB:dmr

Item No. 27 cont'd

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

WHEREAS, bids were duly received by this Town Board at a meeting thereof held on February 5, 1979 for the moving of election machines to and from various locations in the Town for the year of 1979, as the result of advertisement therefore, and

WHEREAS, such bids were referred to the Town Engineer for analysis, tabulation and report, which said analysis, tabulation and report is attached hereto and made a part hereof, NOW, THEREFORE, BE IT

RESOLVED that the bid for the moving of election machines to and from various locations in the Town be awarded to P.J. Garvey, Carting and Storage, Inc., 465 Cornwall Avenue, Buffalo, New York 14215 for their submission of the lowest bid of \$4,368.00 meeting the requirements of the specifications.

* See next page for letter



Town of Cheektowaga

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

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

February 13, 1979

TO THE SUPERVISOR AND HONORABLE TOWN BOARD MEMBERS TOWN OF CHEEKTOWAGA

RE: Bid for Moving Election Machines

Gentlemen:

At the regular Town Board Meeting of February 5, 1979 bids were received and publicly opened for moving election machines to and from various locations in the Town of Cheektowaga.

One (1) bid was received as follows:

BIDDER

BID PRICE

P.J. Garvey Carting and Storage, Inc.

\$4,368.00

It is, therefore, recommended that the bid be awarded to P.J. Garvey Carting and Storage, Inc., 465 Cornwall Avenue, Buffalo, New York 14215 for submitting the only bid of \$4,368.00 meeting the requirements of the specifications. This bid is an increase of fifteen percent (15%) over last years price by the

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E. Town Engineer

BY:

allan Blachowski/DR

Allan B. Blachowski Engineering Rodman

CLB:ABB:dmr

Item No. 28 cont'd

Upon Roll Call....

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

Burst and Wegner

NAYES: 0

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

WHEREAS, the Town has a contractual agreement with Donald T. Maharan Associates for provision of architectural services for the remodeling of Town Hall, and

WHEREAS, during remodeling work it was necessary for the firm of Donald T. Maharan Associates to expand additional professional services for the execution, design and supervision associated with numerous change orders necessitated during construction work, which additional work was not covered by the agreement with said professional firm, and which work is reported in the letter of Donald T. Maharan Associates to the Town Engineer and dated January 16, 1979, NOW, THEREFORE, BE IT

RESOLVED that the voucher of Donald T. Maharan Associates in the amount of \$4,209.63 for additional professional work associated with change orders be and hereby is approved for payment.

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 Dux

BE IT RESOLVED that Robert H. Sosnowski, laborer in the Utility Department be granted a military leave of absence for two (2) weeks from March 17 through March 31, 1979.

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 Swiatek

WHEREAS, it is necessary that the Town appoint an appraiser in the Assessment Review Proceedings entitled:

IN THE MATTER OF THE APPLICATION OF

JOHN LYSIAK

Buffalo, New York 14211

Petitioner

against

THE BOARD OF ASSESSMENT REVIEW OF THE TOWN OF CHEEKTOWAGA, NEW YORK, and ROBERT H. WINKELHOFFER, CHAIRMAN OF THE BOARD OF ASSESSMENT REVIEW and ANDREW H. SCHWENK, SOLE ASSESSOR

Respondents

NOW, THEREFORE, BE IT

RESOLVED that Kushman Appraisal Service, Inc. with offices located at 8953 The Fairways, Clarence, New York be and is hereby appointed as appraiser in the above entitled action at a fee not to exceed \$600.00 plus \$175.00 per day of Court time or \$90.00 per one-half day of Court time, if necessary

2/26/79

Item No. 31 cont'd

Upon Roll Call....

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

Burst and Wegner

NAYES:

ABSENT: 0

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

WHEREAS, a vacancy exists in the Cheektowaga Sanitation Department in the position of "Laborer", and

WHEREAS, said vacancy had been posted in accordance with the bargaining agreement between the Town of Cheektowaga and Local 1026, AFL-CIO, NOW, THEREFORE, BE IT

RESOLVED that Christopher Kowal, MEO B in the Highway Department be appointed to said position of "Laborer" in the Sanitation Department, at a salary in accordance with the Union Contract, said appointment to become 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

BE IT RESOLVED that Charles Hauser, , Cheektowaga, New York 14225 be reappointed to the Cheektowaga Planning Commission, effective March, 1979 to expire March 1986.

Upon Roll Call....

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

Burst and Wegner

NAYES: (

Absent: 0

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

WHEREAS, the necessary PO-17 forms have been submitted to the Erie County Department of Personnel for the creation of an "Assistant Field Assessor" position in the Assessor's Office, and

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

RESOLVED that the position of Assistant Field Assessor in the Assessor's Office be and hereby is created.

Upon Roll Call....

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

Burst and Wegner

WAYES:

ABSEMI: 0

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

WHEREAS, the position of Assistant Field Assessor in the Assessor's Office has previously been created, and

WHEREAS, William R. Conway, presently an employee in the Assessor's Office, has been performing the duties of an Assistant Field Assessor, NOW, THEREFORE, BE IT

Item No. 35 cont'd

RESOLVED that William R. Conway, , Depew, New York be and hereby is appointed to the position of Assistant Field Assessor at an annual salary of \$11,707.69, said appointment effective immediately, and BE IT FURTHER

RESOLVED that this appointment is a provisional appointment, subject to the passing of an Erie County Civil Service promotional examination; said examination to be scheduled at a later date, and BE IT FURTHER

RESOLVED that a certified copy of this resolution be sent to the Erie County Department of Personnel, 95 Franklin Street, Buffalo, New York 14202.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

nayes:

0

ABSENT:

a

Item No. 36 Motion by Councilman Wegner, seconded by Supervisor Meyers

WHEREAS, it is the policy of the Town of Cheektowaga to adhere to high, professional standards in providing services to its residents through the Town's selection and hiring of employees, and

WHEREAS, it is the position of the Town Board that the interests of the Town and its residents would be better served by the upgrading of the minimum qualifications for candidates to the Cheektowaga Police Department, and

WHEREAS, such an upgrading of minimum qualifications has been recommended by the Police Chief of the Town of Cheektowaga, and

WHEREAS, Section 58-2 of the Civil Service Law, which states that "The provisions of this section shall not prevent any county, town, village, housing authority or police district from setting more restrictive requirements or eligibility for its police officers," allows for such an upgrading of minimum qualifications, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board hereby ungrades the minimum qualifications for candidates to the Cheektowaga Police Department to include the following requirement:

- a) Completion of a two year course of study at a recognized Community College or Technical Institute with an Associates Degree, or
- b) Completion of 60 semester credit hours of study at a recognized College or University.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

nayes:

0

ABSENT:

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

BE IT RESOLVED that funds in the amount of \$16,000.00 be transferred from Account No. A.599 (Appropriated Fund Balance) to Account No. A.3510.499 (Dog Warden-Kennel Addition).

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

nayes:

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ABSENT:

O

Item No. 38 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 26th, 1979 be and the same are hereby approved and the Supervisor is ordered to pay same.

	CHECK NO.	
FUND	FROM TO	AMOUNT
GENERAL FUND - INVESTMENTS	9673-9676, 9678-9841 none	\$ 711,147.96 1,800,000.00
SPECIAL DISTRICT FUND SPECIAL DIST. FUND-INVESTMENT	5354, 5356-5363, 5366-5440 none	471,232.70 900,000.00
HIGHWAY FUND	4247-4282	115,459.79
PART TOWN FUND	1099-1113, 1977	6,921.54
CAPITAL FUND	170-180	1,513,036.64
CAPITAL FUND-INVESTMENTS	none	400,000.00
TRUST AND AGENCY FUND	624, 625, 627-639	1,577,178.00
DEBT SERVICE FUND	37-39	7,200.00
SPECIAL ASSESSMENT FUND	13	160.00
H.U.D C.D.B.G. FUND	132-134	2,107.89
H.U.D N.P.P. FUND	101-103	934.15
TOWN HALL E.D.A. FUND	25-28	128,698.00
		\$7,634,076.67

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 Letter regarding Bike-A-Thon from Supervisor Meyers Received and Filed

Item No. 41 Minutes from Cheektowaga Library Board (two sets of minutes)
Received and Filed

Item No. 42 Health report for January, 1979
Received and Filed

V. GENERAL COMMUNICATIONS

Item No. 43
N.Y.S. Dept. of Trans. - Offer of Settlement & Summary of Appraised
Compensation - Project S.H. 9381, Harlem Road, Parcel 90
Copies were sent to Chester Bryan, Town Engineer; Original maps were sent to Andrew Schwenk, Assessor's Office.
This item was Received and Filed.

-26-

- Item No. 44
 Compensation Project S.H. 9381, Harlem Road, Parcels 96, 97 and 98
 Copies were sent to Chester Bryan, Town Engineer; Original maps were sent to Andrew Schwenk, Assessor's Office.
 This item was Received and Filed.
- Item No. 45

 N.Y.S. Dept. of Trans. Notice of Order re: Signal on Genesee St.

 Copies were sent to: Town Board; Chief of Police DeFedericis;

 Captain Lis; Traffic Safety Commission.

 This item was Received and Filed.

Copies were sent to: Town Board; Chief of Police DeFedericis; Captain Lis; Traffic Safety Commission.
This item was Received and Filed.

- Item No. 47

 N.Y.S. Dept. of Trans. Notice of Cancellation of Designation of Restricted Highway Genesee Street, Wehrle Drive

 Copies were sent to: Town Board; Chief of Police DeFedericis;

 Captain Lis; Traffic Safety Commission; Alfred Wnek, Highway Superintendent.

 This item was Received and Filed.
- Item No. 48

 N.Y.S. Dept. of Trans. letter re: study of parking at bus stop on Genesee Street near Alpine

 Copies were sent to: Town Board; Chief of Police DeFedericis;

 Captain Lis; Traffic Safety Commission.

 This item was Received and Filed.
- Item No. 49 Board of Fire Commissioners, Cleveland Hill Fire Dist. #6 letter regarding fire protection contract between the Town and Cleveland Hill Fire Dist. #6 Copies were sent to: Chester Bryan, Town Engineer; John V. Rogowski, Town Attorney along with a request from Mr. Moleski regarding said contract.

 This item was Received and Filed.
- Item No. 50 Lancaster Town Clerk letter and adopted resolution dated February 5, 1979 regarding rezoning of 6537 Transit Road, Lancaster, New York Copies were sent to: Town Board; Sal LaGreca, Planning Board Chairman This item was Received and Filed.
- Item No. 51 Notice Of Claim Anthony J. Reiller vs Town of Cheektowaga
 Copies were sent to: John V. Rogowski, Town Attorney; Kenneth
 Meyers, Supervisor; Alfred Wnek, Highway Superintendent; Insurance
 Company.
 This item was Received and Filed.
- Item No. 52

 Notice of Claim Joseph Sitarski vs Town of Cheektowaga
 Copies were sent to: John V. Rogowski, Town Attorney; Kenneth
 Meyers, Supervisor; Alfred Wnek, Highway Superintendent; Insurance
 Company.
 This Item was Received and Filed.
- SUMMONS & COMPLAINT Alejandro Sanchez vs Town of Cheektowaga
 Copies were sent to: John V. Rogowski, Town Attorney; Kenneth
 Meyers, Supervisor; Chief of Police DeFedericis; Insurance Company.
 This item was Received and Filed.

* * * * * * * * * * * * * * * * * Motion by Councilman Swiatek, 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: ABSENT: 0 * * * * * * * * * * * * * * * VI. SUSPENSION OF RULES Item No. 54 Motion by Councilman Swiatek, seconded by Supervisor Meyers WHEREAS, the U.N. General Assembly has designated 1979 as the International Year of the Child, and WHEREAS, the Cheektowaga Youth Board has gone on record supporting the Year of the Child and has suggested the formation of a steering committee to: 1. Promote the Year of the Child 2. Review ongoing youth services and activities 3. Suggest changes in programming and/or alternative programs to meet the special needs of our youth. NOW, THEREFORE, BE IT RESOLVED that the following persons be named to the International Year of the Child Steering Committee: Richard Velez Sally Vastola Cheektowaga, NY 14225 Cheektowaga, NY 14225 Sylvia Lipowski Karen Henger Cheektowaga, NY 14225 Depew, NY 14043 Charles Evingham Peggy Bucella Cheektowaga, NY 14225 Cheektowaga, NY 14211 Michael Miecznikowski Richard Schneider

Cheektowaga, NY 14227 Depew, NY 14043

and BE IT FURTHER

RESOLVED that this committee will be scheduled to expire no later than December 31, 1979.

Upon Roll Call....

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

Burst and Wegner

NAYES: ABSENT:

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

RESOLVED that Mary K. Donohue, of Cheektowaga, 14225 be hired to work for the Youth Bureau as part of the Administrative Intern Program at the rate of \$3.00 per hour.

Item No. 55 cont'd

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

0

Item No. 56

Hiring of part-time help in Central Garage and Sanitation Department

Motion by Councilman Burst, seconded by Supervisor Meyers

BE IT RESOLVED that the resolution hiring part-time help in the Central Garage and Sanitation Department be tabled until March 5, 1979 at 7:00 P.M.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

n

ABSENT:

0

> 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 5th day of March, 1979 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:

Also present were: Richard M. Moleski, Town Clerk; Robert Miller, Deputy Town Attorney; Theodore DeFedericis, Chief of Police; Chester L. Bryan, Town Engineer; Ron Zoeller, Sanitation Department Foreman; Ken Kopacz, Executive Director of the Youth Board; Sal LaGreca, Assistant Manpower Program Director I; Ed Leak, Recreation Director; Al Thrun, Cheektowaga Traffic Safety Commission; Dr. Louis Vendetti, Town Health Officer; Julia Reinstein, Town Historian.

I. RESOLUTIONS

Item No. 2 Motion by Councilman Wegner, seconded by Councilman Johnson

WHEREAS, this Town Board duly held a public hearing on the 26th day of February, 1979 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:

B. No parking anytime

CRANDON BOULEVARD

North side:

from the east curb line of BISCAYNE DRIVE to the west curb line of LOU ANN DRIVE

Section 2. Time to take effect.

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

Item No. 2 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 Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

0

AFFIDAVIT-NEXT PAGE

STATE OF NEW YORK COUNTY OF ERIE TOWN OF CHEEKTOWAGA

14, 🛊

| Gladyn M. Dachter, of the town |
|--|
| of Cheektowaga, in said County of Eric, being |
| duly sworn, deposes and says that he (she) is |
| Cleck-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 |
| first publication March 8, 1979; last publication March 8, 1979; |
| first publication Marsh 9, 1979; |
| last publication Marile 8, 1979; |
| and that no more than six days intervened be- |
| tween publications. |
| Gladyo M Dant |

Sworn to before me this 9th march, 1979.

Naidine C Williams

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

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

the Town of Checktowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 5th day of March. 1979 at 7:00 o'clock p.m. Eastern Standard Time there were: PRESENT:

Supervisor Kenneth J. Meyers Council Marie 19

Frenk E. Swi

orge Kac James R. Burst Donald J. Wegner ABSENT: 0

Motion by Councilman Wegner Seconded by Councilman Johnson

WHEREAS this Town Roard duly held a public hearing on the 26th day of February, 1979 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 Eric 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:

B No parking anytime CRANDON BOULEVARD North side: from the east curb line of BISCAYNE DRIVE to the west curb line of LOU ANN DRIVE Section 2. Time to take effect.

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

(b) Any part or parts of this amendment which is subject to approval under Section 1634 of the Vehicle and Traffic Law of the State of New York shall take effect from and after the day on which approval in writing is received from the New York State Traffic Commission.

Section 3. Territorial applica-

This amendment shall apply to March, 1979. all of the Town of Cheektowaga, Eric County, New York outside of the villages of Dopew and Slean. Section 4. Publication and Post-

ing.
That this amendment to the

and shall be presented 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 cail....

Supervisor Meyers Voting AYE Councilmen:

Swiatek Voting AYE Johnson Voting AYE Voting AYE Dux Kaczmarek Voting AYE Voting AYE Burst Wegner Voting AYE

AYES: 7 NAYES: 0 ABSENT: 0

STATE OF NEW YORK) COUNTY OF ERIE

I, RICHARD M. MOLESKI, Town Clerk of the Town hereinafter described, DO HEREBY CERTI-FY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on March 5, 1979, and minutes of said meeting have been duly recorded in the Minute Book by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at item No. 2, inclusive, of said book.

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

to in said extract.

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

said meeting.
IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal Town, this 5th day of

> RICHARD M. MOLESKI Town Clerk

Item No. 3 Motion by Councilman Wegner, 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 19th day of March, 1979 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 the 8th day of March, 1979; said amendment being set forth in the Notice of Hearing.

NOTICE OF HEARING

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York will hold a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 19th day of March, 1979 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 VIII

Stop and Yield Intersections

Section 80 is amended by adding thereto the following:

| Street | Direction | <u>Street</u> | Traffic
Stops | Sign
Location |
|-----------------|-------------|------------------|------------------|------------------|
| BARBADOS DRIVE | North-south | LeHAVRE DRIVE | Eastbound | S.W. CORNER |
| BARBADOS DRIVE | North-south | E. CHERBOURG DR. | Eastbound | S.W. CORNER |
| NO. SEINE DRIVE | East-west | BARBADOS DRIVE | Southbound | N.W. CORNER |
| NO. SEINE DRIVE | East-west | MARTINIQUE DR. | Southbound | N.W. CORNER |

ARTICLE X

Parking, Standing and Stopping

Section 102 is amended by deleting therefrom the following:

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

A. No parking this side or one-side parking

from DENISE DRIVE to TOWERS BOULEVARD

Section 102 is amended by adding thereto the following:

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

B. No parking anytime

NO. SEINE DRIVE

NO. SEINE DRIVE South side: from DENISE DRIVE to TERMINUS

South side:

MARTINIQUE DRIVE East side: from the north curb line of NO. SEINE

DRIVE to the south curb line of

LeHAVRE DRIVE, extended.

BARBADOS DRIVE East side: from the north curb line of NO. SEINE

DRIVE to the south curb line of

LeHAVRE DRIVE, extended.

Item No. 3 Cont'd.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE

COUNTY, NEW YORK

DATED: March 5, 1979

RICHARD M. MOLESKI TOWN CLERK

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

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

O

ABSENT:

0

AFFIDAVIT-NEXT PAGE

STATE OF NEW YORK COUNTY OF ERIE TOWN OF CHEEKTOWAGA

| Sladya M. Suchter, of the town |
|---|
| of Cheektowaga, in said County of Eric, being |
| duly sworn, deposes and says that he (she) is |
| 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 |
| first publication March 8, 1979; |
| first publication Markle 8, 1979; |
| last publication Mustle 8, 1979; |
| and that no more than six days intervened be- |
| tween publications. |
| Slady M. Sinter |
| Sworn to before me this |
| Sworn to before me this 9th day of Maleb, 19.79. Maline C Williams |
| Karline C Williams |
| |

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

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

Buard of the Town of Checkte-waga, Erie County, New York will hold a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 19th day of March, 1979 at 7:00 P.M., Eastern Standard Time, to consider the advisability of adopting an amendment to the Traffic Ordinance of the said Taura of Cheektowage the said Town of Cheektowaga which was adopted on July 17, 1967, said proposed amendment being as follows:

ARTICLE VIII Section 80 is amended by adding. reto the following:

Brection, North-south; Entrance Street, E. CHERBOURG DR.; Fraffic Steps, Eastbound; Sign Lecation, S.W. Corner. Street, NO. CETATE DESCRIPTION

Street, NO. SEINE DRIVE; Direction, East-west; Entrance Street, BARBADOS DRIVE; Traf-

fic Stope, Southbound; Sign Location, N.W. Corner.
Street, NO. SEINE DRIVE; Direction, East-west; Entrance Street, MARTINIQUE DR.; Traffic States. Southbound: Sign Location. fic Steps, Southbound; Sign Location, N.W. Corner.

ARTICLE X
Parking Standing and Standing
Section 102 is amended by
eleting therefrom the following:

The parking of vehicles is hereby robilized in any of the following entions:

A No parking this side or one side parking
NO. SEINE DRIVE South side: from DENISE DRIVE to TOWIRS BOULEVARD.

Section 102 is amended by adding

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

B. No parking anytime

NO. SEINE DRIVE South side:
from DENISE DRIVE to TERM-

MARTINIOUE DRIVE East side: from the north curb line of MO. SEINE DRIVE to the south corb line of LeHAVRE DRIVE. extended.

BARBADOS DRIVE East side: from the north curb line of NO. SEINE DRIVE TO THE SOUTH CURB line of LeHAVRE DRIVE, extended.

BY ORDER OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK: DATED: March 5, 1979

RECHARD M. MOLE Town Clock

Item No. 4 Motion by Councilman Burst, seconded by Councilman Kaczmarek

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 EXAMINER, and BE IT FURTHER

RESOLVED that the Town Board will meet at 7:00 p.m. on March 19, 1979 for the purpose of properly opening and reading the sealed bids.

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

LEGAL NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN, in compliance with Section 103 of the General Municipal Finance Law, that the Town of Cheektowaga will receive proposals for seasonal requirements at the Town Board meeting of March 19th, 1979 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, 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.

SIGNED RICHARD M. MOLESKI

TOWN CLERK

DATED: February 28, 1979 PUBLISHED: March 8, 1979

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

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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 ______ day of ______, 19____ day of ______, 19_____

Signed M. Chartus Swom to before me, on the day of May, 1974 January Public Notary Public

> PATRICIA H. YOUNGS Notary Public, State of New York Qualified in Eric County My Commission Expires March 30, 19/19

LEBAL NOTICE TO MODERS MOTICE 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 19th, 1979 at 7:00 P.M. Seasonal requirements as follows:

The second second

STONE - various sizes ASPHALT - plant mix, blacktop various sizes

WINTER MIX - plant mixed all weather stackpile patching material various sizes

RBAD CHL - liquid and tar penentration and surface treating - various

PLANT MIXED CONCRETE - WITH

ous sizes, bulk and bagged
TSPOOR, - regular and shredded
CONCRETE BLOCKS, CEMENT, MONTAR, SRAVEL AND SRIT

Pick up by the Town Highway trucks within a 15 mile distance.

Information for bidders and specifications may be obtained from ALFRED F. WHEK, Superintendent of Highways, at his office located at 3145 Union Road, S. Cheektowaga, New York. Proposals must be en-.closed and sealed in apaque envetopes plainly marked *SEALED BIB 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. **Richard Moleski**

Town Clark Deted: February 28, 1979 Item No. 5 Motion by Councilman Burst, seconded by Councilman Kaczmarek

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 1979. 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 EXAMINER, and BE IT FURTHER

RESOLVED that the Town Board will meet at 7:00 p.m., March 19, 1979 for the purpose of opening and reading the sealed bids.

NOTICE TO BIDDERS

SEALED PROPOSALS will be received and considered by the Cheektowaga Town Board, on March 19th, 1979 at 7:00 P.M. at the Town Hall, corner of Broadway and Union Roads, Town of Cheektowaga, New York 14227, for the purpose of furnishing new trees for 1979 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 14227.

NON-COLLUSION FORMS MUST BE SIGNED AND SUBMITTED WITH EACH BID.

RICHARD MOLESKI, TOWN CLERK Town of Cheektowaga, New York

DATED: February 27, 1979 PUBLISHED: March 8, 1979

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT: 0

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 2 day of 2001, 19 77 and ending on the _____, 19___

Notzery Public

PATRICIA H. YOUNGS Notary Public, State of New York Conflicted in Ene County My Commission Expines March 30, 193,711

TOWN OF CHEEKTOWNSA,
HEW YORK
SENLED PROPERALS will be received and considered by the Cheektowaga Town Board, on March 19th, 1979 at 7:00 P.M. at the Town Hall, corner Broadway and Union Rds., Town of Cheektowage, New York 14227, for the purpose of furnishing new trees for 1979 spring planting. Specifications for new trees, may

be picked up at the office of the Superintendent of Highways, Alfred F. Whek, located at 3145 Union Road, Town of Cheskiowaga, New York 14227.

MON COLLUBION FORMS MUST BE MONED AND SUBMITTED WITH EACH MO. MCHAND MOLEDIO, TOWN CLERK Town of Checktowags, New York

BATES: February 27, 1979

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WHEREAS, bids were duly received by this Town Board at a meeting thereof for the purchase of various items of baseball equipment for use in the Cheektowaga Recreation Department, as a result of advertisement therefor, and such bids were referred to the Director of Recreation for analysis, tabulation and report, and

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

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

*See next five (5) pages for tabulation.

Edward J. Leak
Director of Recreation



TOWN OF CHEEKTOWAGA

RECREATION CENTER

2600 Harlow Road

CHEEKTOWAGA, N. Y. 14225

Phone: 891-8011

Pebruary 28, 1979

John Rogowski Town Attorney

Dear John:

Please be advised that the bids for baseball equipment were reviewed and I recommend the following sporting goods stores be accepted as the lowest responsible bidders:

O'Connors Sporting Goods, Inc. 3481 Delaware Avenue Kenmore, New York 14217

Ludtka Sporting Goods, Inc. 3383 Harlem Road Cheektowaga, New York 14225

Laux Sporting Goods, Inc. 441 Broadway Buffalo, New York Kicks Athletic Goods, Inc. 2421 Harlem Road Cheektowaga, New York 14225

Dekdebrun Sporting Goods, Inc. Northtown Plaza Buffalo, New York 14226

Recreationally yours,

Edward J. Leak

CC: Town Board Members

BID ITEMS

į

| Item 1 | BATTERS HELMETS | • |
|--------|--|----------------------------|
| | A) Gladiator EH Little League approved I impact shell, ensolite padding. | helmet. High |
| | list price and make / dozen Sizes | S 82.80 LAUX 30-60 days |
| | | H |
| | | L " |
| | | X |
| Item 2 | CATCHERS HELMETS | · · · • |
| • | A) ABC Little League approved catchers a composition padding, full ear covere strap and buckle to attach mask. | |
| | · : List price and make / dozen Sizes | S 102.00 LUDTKA 30-45 days |
| | | H |
| | | L " |
| · | | Χ |
| Item 3 | MASKS | • |
| · · · | A) Sportcraft softball mask with replace straps. | eable stretch |
| | List price and make / dozen | 86.95 LUDTKA 30-45 days |
| | B) Premier B25 Little League apprived m
plasticol coated lightweight wire fro
filled vinyl snap on pack and adjust | eme, foam |
| | List price and make / dozen | 77,76 KICKS 30-60 days |
| | C) Premier B24 Little League approved m
plasticol coated lightweight wire fre
filled vinyl snap on pack and adjust | ame, foam |
| | List price and make / dozen | 92.28 KICKS 30-60 days |
| | | |

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D) Gladiator GCM-W/F, side deflector flaps, full vision, elasticized web harmess and soft vinyl pads. 131.40 LAUX 30-60 days List price and make / dozen E) Rawlings PWM-1, pro use, nylon coated wire frame, snap on padding, vinyl covering, harness with triple adjustment. 199.95 LAUX 30-60 days List price and make / dozen Item 4 BODY PROTECTORS A) Wilson A3250-JZ, Little League approved, adjustable neck pad, cotton padding, adjustable body straps, water repellent, vinyl bound for durability. 109.88 KICKS 30-60 days List price and make / dozen B) Gladiator YPBR Little League approved, adjustable and replaceable body straps. 131.40 LAUX 30-60 days List price and make / dozen C) Wilson A3212-JR, adjustable neck pad and body straps, cotton padding, water repellent. 142.00 O'CONNORS 30 days list price and make / dozen D) Rawlings - Pro Model, nylon twill, cotton back, ribbed padding, extended shoulder piece. 179.40 LAUX 30-60 days list price and make / dozen E) Bladder filled umpire chest protectors. HADAR FOAM FILLED 200.00 O'COHNORS, 30 days list price and make / dozen SHIIN GUARDS Item 5

> A) Rawlings 9C-Little League approved, combination calf and ankle pad, armor lite plastic caps, shin and

> > 99.88 KICKS 30-60 days

instep pieces, adjustable elastic straps.

List price and make / dozen

B) Rawlings 76C-1 Youth Model approved, combination calf and ankle pad, armor lite plastic caps, shin and instep pieces, adjustable elastic straps. 138.88 KICKS 30-60 days List price and make / dozen C) Gladiator GLG-BR, Babe Ruth use, 11" shin plate, ultra lite padding, replaceable straps. 162.00 LAUX 30-60 days list price and make / dozen D) Wilson A3420 shin plate, calf and ankle pad, plastic caps, shin and instep pieces, adjustable elastic straps. 188.00 0'CONMORS 30 days List price and make / dozen CATCHERS GLOVES A) Wilson A2516 double flex, leather (steer hide) split X laced webs, finger control cut out, skip crotch lacing. 229.88 KICKS 30-60 days List price and make / dozen B) Cooper 652 single flex, leather (steer hide) extended palm pro toe feature, hinged webs skip crotch lacing. 119.88 KICKS 30-60 days List price and make / dozen C) Rawlings MJDE - single flex, leather (steer hide) 299.88 KICKS 30-60 days List price and make / dozen BASEBALLS A) Wilson - Al074 22.25 O'COMMORS 30 days List price and make / dozen B) Wilson - Al082 22.75 O'COMMORS 30 days List price and make / dozen C) Dudley - SB12LND (softball) 31.50 LUDTKA 30-45 days List price and make / dozen D) Wilson - Al010 32.50 LUDTKA 30-45 days

List price and make / dozen

Note: For item #7 only Wilson Baseballs will be excepted.

Item 7

BATS A) Adirondack models 125 LL and 125 302F 32"-36" 59.88 KICKS 30-60 days 302JF 27"-32" 44.88 List price and make / dozen B) Little League aluminum bat 28"-31" XBH SPORTCRAFT 06127 102.00 List price and make / dozen LUDTKA 30-60 day C) Softball wood bat 27"-32" ADIRONDACK 21BS 29.95 Leux List price and make / dozen 30-60 days Softball aluminum bat 29"-34" ADIRONDACK SRA 117.88 KICKS List price and make / dozen 30-60 days D) Babe Ruth aluminum Hardball bat 32"-36" HEB 608 PAL 111.00 DEKERROW'S List price and make / dozen 60 days NOTE: PLEASE LIST THE SIZES THAT ARE AVAILABLE IN EACH ABOVE ITEM. Item 9 EQUIPMENT BAGS Extra large, heavy duty army duffle utility bag to hold all

list price and make / dozen

material.

Item 10 UMPIRE INDICATORS

Palm sized, plastic counter keeps track of balls, strikes, and outs.

types baseball equipment, heavy duty reinforced canvas

List price and make / dozen

PREMIER B99 8.44 KICKS 30-60 days

Item 11 SCOREBOOKS

25 Game schedule

List price and make / dozen

SPALDING 43-455 12.88 KICKS 30-60 days

Item No. 6 Cont'd.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

ABSENT:

0

Item No. 7 Motion by Councilman Wegner, seconded by Supervisor Meyers

WHEREAS, bids were duly received on February 26, 1979 as the result of advertisement, therefore, for the furnishing to the Town of Cheekotwaga of all corrugated metal pipe requirements for the year of 1979, 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 27, 1979, NOW, THEREFORE, BE IT

RESOLVED that the contract for the furnishing of all corrugated metal pipe to the Town for the year of 1979 as per said unit prices and as recommended by the Town Engineer be and the same hereby is awarded to Chemung Supply Corporation, P. O. Box 527, Elmira, New York 14902 for the following prices:

| 6" diameter |
\$ 1.92/ft. |
|-----------------|-----------------|
| 8" diameter |
2.54/ft. |
| 10" diameter |
3.14/ft. |
| 12" diameter |
3.99/ft. |
| 15" diameter |
4.68/ft. |
| 18" diameter |
5.38/ft. |
| 21" diameter |
6.24/ft. |
| 24" diameter |
9.29/ft. |
| 30" diameter |
10.43/ft. |
| 36" diameter |
12.46/ft. |
| 48" diameter |
21.95/ft. |
| 60" diameter |
33.56/ft. |
| 72" diameter |
40.20/ft. |
| 84" diameter |
46.85/ft. |
| 43 X 27 |
12.88/ft. |
| 43 X 27 (paved) |
14.64/ft. |
| 50 X 31 |
14.99/ft. |
| 50 X 31(paved) |
18.47/ft. |
| 58 X 36 |
22.73/ft. |
| 58 X 36 (paved) |
26.87/ft. |
| 65 X 36 |
25.55/ft. |
| 65 X 36(paved) |
30.18/ft. |
| 72 X 44 |
28.33/ft. |
| 72 X 44 (paved) |
33.47/ft. |
| | |

^{*}See next page for copy of tabulation.



e conservation

Town of Cheektowaga

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

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

February 27, 1979

TO THE SUPERVISOR AND HONORABLE TOWN BOARD MEMBERS TOWN OF CHEEKTOWAGA

RE: Corrugated Metal Pipe

Bid Award

Gentlemen:

At the Regular Town Board Meeting of February 26, 1979, bids were received and publicly opened for the purchase of corrugated metal pipe in various sizes and quantities for the year of 1979.

Four (4) bids were received as follows:

| BIDDER | TOTAL BID PRICE |
|-------------------------------|-----------------|
| Chemung Supply Corp. | \$27,284.60 |
| Republic Steel Corp. | \$28,450.60 |
| Armco Steel Corp. | \$30,831.20 |
| Lane Metal Products Co., Inc. | \$31,941.40 |

These bids cover unit prices for twenty four (24) different sizes of pipe. The bids, as received, were based on quantities of various sizes anticipated for this year. The bidders are not guaranteed by the Town that quantities listed are firm.

It is, therefore, recommended that the bid be awarded to Chemung Supply Corporation for the submission of the lowest bid meeting the requirements of the specifications.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E. Town Engineer

BY:

Allan B. Blachowski Engineering Rodman

CLB: ABB: dmr

Item No. 7 Cont'd.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

ABSENT:

Item No. 8 Motion by Supervisor Meyers, seconded by Councilman Wegner

WHEREAS, the Cedargrove Heights area of the Town of Cheektowaga was designated as a neighborhood strategy area for improvements utilizing Community Development Block Grant Funds, AND

WHEREAS, this Town Board wants to proceed with the Stage I, Phase A Program, which is to include curbing and entrance improvements, principally in the Windwood Court area, said improvements will significantly improve the character and quality of the area, AND

WHEREAS, the Town Engineer advised the Town Board that plans and specifications are ready for Stage I, Phase A of the Cedargrove Heights Neighborhood Improvement Program, AND

WHEREAS, Community Development Funds have been appropriated for this project, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders in connection with said Stage I, Phase A Construction, notice to be published in the BUFFALO EVENING NEWS, COURIER EXPRESS, THE EXAMINER and the BUFFALO CRITERION, and, BE IT FURTHER

RESOLVED, that the Town Clerk obtain certified copies of the publication of said Notice to Bidders from each newspaper, and, BE IT FURTHER

RESOLVED, that this Town Board will meet on the 2nd day of April, 1979 at 7:00 P.M., Local Time, for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at the public meeting held for that purpose.

NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, County of Erie, State of New York, on the 2nd day of April, 1979, at 7:00 P.M. Local Time in the Town Hall in the Town of Cheektowaga, New York, for furnishing all tools, equipment, materials and labor for the resurfacing of streets and related work, constituting Stage I, Phase A of the Cedargrove Heights, Neighborhood Improvement Program, complete, in place, and ready for use in accordance with the Contract Documents therefor, including Plans, Specifications, Instructions to Bidders, etc., prepared by Nussbaumer and Clarke, Inc., Consulting Engineers for said project, and approved by the Town Board of the Town of Cheektowaga, all of which are on file with the Town Engineer in his office in the Town Hall.

Copies of the proposed Contract Documents, Plans, Specifications and Instructions to Bidders may be examined at the above office and at the office of the Engineers at 310 Delaware Avenue, Buffalo, New York 14202. Copies may be secured at the office of Nussbaumer and Clarke, Inc. upon payment of \$50.00 per set of documents. Two checks, each for one-half the amount of the deposit, shall be made payable to the Town of Cheektowaga.

Any bidder returning such Plans and Specifications in good condition within 30 days following the award of the contract or the rejection of the bids, will be refunded the full amount of the deposit. Similarly, non-bidders will be refunded one-half the deposit. Material suppliers and anyone returning the Plans and Specifications before the bid opening will also be classed as non-bidders. Any bidders requesting more than one (1) set of Plans and Specifications may purchase the excess, but it is understood that they are not returnable.

Item No. 8 Cont'd.

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 the Cedargrove Heights, Neighborhood Improvement Program, Stage 1, Phase A."

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

Each proposal must be accompanied by a certified check for a sum equal to five percent (5%) of the amount of the bid, payable to the order of the Town of Cheektowaga, New York, or bond with sufficient sureties to be approved by the Attorney for the Town of Cheektowaga, New York, in a sum equal to five percent (5%) of the amount of the bid, conditioned that, if his proposal is accepted, he will enter into a contract for the same, and that he will execute such further security as may be required for the faithful performance of the contract.

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

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

This contract shall be completed no later than 140 consecutive calendar days from the date of the Notice to Proceed.

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

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

> Town of Cheektowaga, New York Richard M. Moleski, Town Clerk

DATED: March 1, 1979 PUBLISHED: March 15, 1979

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT: 0

AFFIDAVITS-NEXT TWO PAGES

Erie County, City of Buffalo,

. vien Lynist (lienz. 30, 15**. Lo**

| Sworn | before | me this | 29 | day |
|-------|--------|------------|----|-----|
| of | Marc | . ф | 19 | 79. |

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Notary Public, Erie County, N.Y.

Erie County, City of Buffalo, ss.

NOTICE IN BRIGHTS GIVEN that imples the continue of the first of Constitution of Constitution of the first of Constitution, Court of Refe, State of New York, as the had fast of Low I fail, State of New York, as the had fast of Low I fail, at 180 PM. Least Cast I fail to the Town of Checktowaya, New York, for the Principles of Low I fail to the Constitution of Checktowaya, and which are on file with the Constitution of Checktowaya, all of which are on file with the Town Engineer is his office in the Town Registers is his office in the Town Registers in his office in the Town Hall. Coming the propagated Construct Decision of the Engineers at 2th Deinware Avenue. Residue of the Engineers at 2th Deinware Avenue. Residue, New York 1600. Copies may be secured at the Assistant of the Salton of Checkton. Inc. month of the Salton of Checkton.

Cheshiawaga.

Any histor returning such plans and Specifications in gast condition within 36 days following the award of the contract or the rejection of the bids, will be refunded the full amount of the deposit, finisherly, suc-hidden will be relunded each hilf the deposit, life the returning will be refunded an exposer returning the Plans and Specifications before the bid appealing will also be classed as sub-bidden; the plant and Specifications before the bid appealing will also be classed as sub-bidden; plant and Specifications that one (1) set of Plans, and Specifications may recrease the

All fidds must be outland in a superate sealed available and shall be addressed to the Town Gerk of the Tunn of Chesistenesia, Twen Ball, Chesitenesia, New York 1427, and marked as "Propaall for the Osfingrove Heights, Neighborhood languagement Program, Sange 1, Plane A."

the law lishler, should it he deemed to be in the last interest with the Town of Chestianungs, and in particular with laws are heaveth reserved, and particular with law, are heaveth reserved, and particular with law, are heaveth reserved, and particular with law, are heaveth reserved, and particular with laws and the bid, payable to the order of the Town of Chestianungs, New York, or hond with self-fichest secreties to be approved by the Astrony's for the Town of Chestianungs, New York, in a sum agent to five percent (76) of the amount of the hid, evaluationed that, if his proposal is correpted, he will entire that, if his proposal is completed, he will entire that a construct for the same, and that he will exceed which lates in the same, and that he will exceed when the faithful performance of the construct.

No bidder may withdraw his bid within 65 days after the date set for the opening thereof, but may withdraw same any time prior to the achesbaled than for the opening of bids.

a performance head acceptable to the Owner, is an assessed equal to the contract award.

This contract shall be completed so inter than the contract shall be completed so inter than

Attention of the hidders is further called to Section 2016 of the Public Authorities Law which requires a bidder's certificate of non-colueston. Such certificate is part of the hid or proposal form and union commission

SECOND ON THIS WORK WILL BE REQUIRED TO COMPLY WITH THE PRESENTS EXECUTIVE ORDER NO. 1194. THE REQUIREMENTS FOR BELOWER AND CONTRACTORS UNDER THIS ORDER, WHICH CONCERN NON-DESCRIPTIONATION IN PROPERTY OF THE PROPERTY OF TH

Town of Cherktowage, New York Dated; March 1, 1979 Alice Anderson

of the City of Buffalo, being duly sworn, deposes and says, that he is chief clerk in the office of BUFFALO COURIER-EXPRESS a daily newspaper published in said City, that the notice, of which the annexed printed slip taken from said newspaper is a copy. was inserted and published therein once a week for weeks the first insertion being on the 15 day of March 19 79 and the last insertion being on the day of 19 , and not more than days intervened between any two publications thereof.

FO

wy, N.Y.



STATE OF NEW YORK Erio County, City of Buffalo

The BUFFALO CRITERION 622-25 WILLIAM ST. PRIPFALO & N. Y.

| Frank E. Merriweather |
|---|
| of the City of Buffale, being duly sworn deposes and says, |
| that he is .Editor-Publisher of The Buffale |
| Criterion, a weekly newspaper published in said City, the |
| the notice, of which the annexed printed slip taken from |
| said newspaper is a copy, was inverted and published there- |
| in a week for .one |
| weeks, the first insection being on the14th day of |
| Mar. 19.79 and the last insertion be |
| ing on the 20th Mar. |
| FRANK E. MERRIWEATHER (Affidavit of Publication) |
| |
| Swern to before me this23rd day of |

NOTARY PUBLIC, No.
WILLIAM SIMS

Notary Public State of New York

Quotified in Erie flounty

My Commission expires Mar. 30, 19

and the second of the second o

STATE OF NEW YORK

Erie County, City of Buffalo

NOTICE TO BIDDERS

NOTICE IS HEERST GIVEN that seeind arranged will be received and countilered by the Town Beard of the Town of Checktowage, County of Eric, State of New York, on the 2nd day of April, 1979, at 7:60 P.M. Local Time in the Town Half in the Town of Checktowage, New York, for furnishing all tests, configurate, materials and labor for the receiving of streets and related work, countileting Sings 1, Photo A of the Configurate Belgistic, Neighborhood Hayeverson's Program, equipole, in place, and ready for use in accordance with the Configurate Documents therefore, including Plane, Specification, fastructions to Midders, etc., prepared by Numberson & Clarke, inc., Cassaniting Engineers for said project, and approved by the Town Beard of the Town of Checktowage, all of which are on file with the Town Engineer in his office in the Town Hall.

Copies of the proposed Contract Decoments, Plans. Specifications and instructions to Bilders may be examined at the above office and at the office of the Engineers at 310 Delaware Avenue, Bullelo, New York 14302. Copies may be recursed at the office of Numbersmar & Clasic, Inc. upon payment of \$50.00 per set of documents. Two checks, each for one-half the assesset of the deposit shell be made payable to the Town of Checktowage.

Any hidder returning such Plans and Specificultane in good condition within 30 days following the award of the contract or the rejection of the hide, will be refunded the fell statement of the depeals. Similarly, non-hiddens will be refunded one-half the depeals. Material suppliers and anyone returning the Plans and Specificultans before the hid opening will be closelfied as non-hiddens. Any hidden requesting more than one [1] set of Plans and Specificultans may purchase the excess, but it is understood that they are not returnable.

All bids most be enclosed in a separate satisf savelage and shall be addressed to the Town Clock of the Town of Chroktowaga, Town Holl, Chroktowaga, New York 14227, and marked as "Proposal for the Codargeove Heights, Neighborhood Improvement Program, Stage 1, Phase A."

The night to reject any and all bids, to wrive any informalities in, or to make an award to offer than the low highler, should it be deemed to be in the heat interest of the lights of Charletowage, and in accordance with law, are ingrewith reservoit.

Each proposal must be accompanied by a cartified chack fire a sum equal to five percent [5%] of the amount of the hill, papable to the order of the Town of Checktowage, New York, at head with sufficient supplies to be approved by the Millermy for the Town of Checktowage, New York, in a sufficient to five percent [5%] of the amount of the hill, conditioned that, if his proposal is accepted, he will enter into a contract for the sums, and that he will execute such further security as may be required for the faithful performance of the contract.

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

The successful hidder will be required to fuzzish a prefermence band acceptable to the Owner, is an amount equal to the contract award.

This constact shall be completed so later than 140 consecutive calendar days from the date of the Notice to Precood.

Attention of the hidders is further called to Section 2604 of the Public Authorities Law which requires a hidder's conflicate of non-collector. Such conflicate is part of the hid or proposal form and unless compiled with, such hid will not be accounted.

BIDDERS ON THIS WORK WILL BE REQUERED TO COMPLY WITH THE PRESIDENT'S RECUTIVE ORDER NO. 11244. THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER THIS ORDER, WHICH CONCERN NON-DISCRIMINATION IN EMPLOYMENT ARE EXPLAINED IN THE SPECIFICATIONS.

Town of Chooktowaga, New York Richard M. Meloski, Town Clock بنز

The BUFFALO CRITERION

Dunnle D. Manniers athers

623-25 WILLIAM ST. BUFFALO 6, N. Y.

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| (Affidavit of Public | ation) | | |

Sworn to before me this ...23x3.... day of

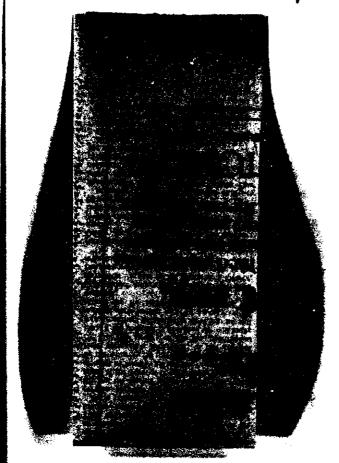
March 10.79

NOTARY PUBLIC, No.

WILLIAM CIMB Notice Public State of Flow Fork On 1967 February by My Commission expires Mar. 30, 1960

State of New York

CITY OF BUFFALO



D. Eileen Perry

of the City of Buffalo, New York, being duly sworn, us and mys that She is _ Principal Clerk the BUFFALO EVENING NEWS, INC., Publisher of the BUFFALO EVENING NEWS, a per is a copy, was inserted and published NAMES AND ASSESSED IN THE 15th

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| Sween to before me this | | YOUR | day |
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| d | March 19 7 | 9 | FRANCIS X. VOLLMER JR. |
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INFO WILL NOT BE ACCEPTED.

INDUCEDS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH THE
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NO. 1104. THE REQUIREMENTS FOR
RECOURSE AND CONTRACTORS UNDER.
THES ORDER, WHICH CONCERN NONDISCREMENTION IN EMPLOYMENT
ARE EXPLAINED IN THE SPECIFICATIONS.

DAME: March 1, 1919
Published: March 15, 1979
Town of Chestowage, New York
RECHARD M. MOLESERI

RICHARD M. MOLESKI Town Clerk

D. Eileen Perry

of the City of Buffalo, New York, being duly sworn, deposes and says that She is Principal Clark of the BUFFALO EVENING NEWS, INC., Publisher of the BUFFALO EVENING NEWS, a newspaper published in said city, that the notice of which the annexed printed slip taken from said newspaper is a copy, was inserted and published once WARNESS insertion being on the 15th 19 79 mat standart March day of __

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ry Public, Brie County, H. Y.

AFFIDAVIT

STATE OF NEW YORK COUNTY OF ERIE TOWN OF CHEEKTOWAGA

JAMES L. CHARTERS

Signed Im a Charter Sworn Pobefore me, on the 15 day of Man, 1977 Jatricia H. January Notary Public

PATRICIA H. YOUNGS Notary Fublic, State of New York Qualified in Eric County My Commission Expires March 30, 1977

d proposals will be receive and considered by the Town Board of the Town of Checktowage, County of Erie. State of New York, on the 2nd day of April, 1979, at 7:00 P.M. Time in the Town Hall in the Charlewage, New York, furnishing all tools, equipment 4 ates at attents and rela constituting Stage 1, Pha e Cecargrove Heights. N _improvement Pri d, in place, and ready let in accordance with the Contract ts Moreter, Belo sets, Specifications, instructions to se, etc., prepared by Nuss-Chiefes, Mr. Consideration for said project, and project of the Town Board of the at a which way the Team Englaner in

The first of the Town Hall.

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Amendation attention and condition states 30 days following the arrand of the pentract or the rejection of the sentract states and sentract the resultance and specifications before the initial opening will also be closed as not-bidders. Any bidders requesting more than one (1) set of Plans and Specifications may purchase the efficase, but it is understood that they are not returnable.

All tides must be enclosed in a separate scaled envelope and shall be addressed to the Town Clerk of the Town of Cheektowage, Town Hull, Cheektowage, New York 14227, and marked as "Proposal for the Gudargrove Heights, Neighborhead improvement Program, Stage 1, Phase A."

The right to reject any and all title, to valve any information in, or

be in the best interest of the Jown of Checktowaga, and in accordance with law, are torowith reservor.

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 arount of the Town of Chiaklewaga, New York, or bond with sufficient surstles to be approved by the Attorney for the Town of Cheaklewaga, New York, in a sew equal to five percent (5%) of the arteunt of the bid, conditioned that, if his preposal is accepted, he will enter like a contract for the same, and that he will execute such further security as may be required for the feithful performence of the contract.

No histor may withdraw his bill within 45 days after the date set for the apacing thereof, but stay withdraw some any time prior to the scholaries fine for the opening of bits.

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amount equal to the circinat second.

This sentract shall be completed to little than 140 completely galienter days from the date of the Hotice to Preceed.

Attention of the bidders is further called to Section 2004 of the Public Authorities Law which requires a bidder's perficule of non-collusion. Such certificate in part of the bid or proposed form and unless compiled with, such bid will nit be accepted.

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDER NO. 1:246. THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER THIS GROER, WHICH CONCERN NON-DISCRIMINATION IN EMPLOYMENT ARE EXPLAINED IN THE SPECIFICATIONS.

Town of Cheektowage, New York Richard M. Melecki, Town Clerk Qated: March 1, 1979 Published: March 15, 1979 *Item No. 9 Motion by Supervisor Meyers, seconded by Councilman Kaczmarek

WHEREAS, as part of the Town's Water Pollution Control Program for Sanitary Sewer District No. 5, the Town of Cheektowaga has submitted plans and specifications for funding under the Federal Water Pollution Abatement Program (PL92-500), AND

WHEREAS, the New York State Department of Environmental Conservation and the United States Environmental Protection Agency have approved the second phase of the program which includes the construction of a Main Pumping Station with State funding at 12 1/2%, Federal funding at 75% and Local funding at 12 1/2%, AND

WHEREAS, the Town Engineer has informed this Board that plans and specifications for said Pumping Station are complete and ready for bidding, AND

WHEREAS, the Town Board at its Regular Town Board Meeting held on January 15, 1979 adopted a resolution relative to the receiving of bids for the construction of a Main Pumping Station, and said resolution authorized a Notice to Bidders for said bids to be opened on March 5, 1979, a copy of said resolution and Notice to Bidders being attached hereto and made a part hereof, AND

WHEREAS, since the adoption of said resolution of January 15, 1979, now brought to the Town's attention that various changes and amendments to the original specifications and contract documents should be implemented thereto, therefore, requiring another resolution and a new Notice to Bidders, NOW, THEREFORE, BE IT

RESOLVED, that the said resolution of January 15, 1979 and said Notice to Bidders, attached hereto and made a part hereof, be and hereby are rescinded, and, BE IT FURTHER

RESOLVED, that any and all sealed bids submitted to the Town for the original proposed opening of bids originally scheduled for March 5, 1979 be returned unopened to said bidders, and, BE IT FURTHER

RESOLVED, that the Town Clerk is directed to publish a Notice to Bidders in connection with said Pumping Station, Notice to be published in the BUFFALO EVENING NEWS, COURIER EXPRESS and the CHEEKTOWAGA TIMES, and, BE IT FURTHER

RESOLVED, that the Town Clerk is directed to obtain certified copies of said publication of notice from all these newspapers, and, BE IT FURTHER

RESOLVED, that the Town Board meet on the 19th day of March, 1979 at 7:00 P.M., Local Time, for the purpose of receiving sealed bids at which time they will publicly be opened by the Town Board at a public meeting held for that purpose.

NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, New York, sealed proposals will be received and considered by the Town Board of Cheektowaga on the 19th day of March, 1979, at 7:00 P.M., Local Time, in the Town Clerk's Office, Cheektowaga Town Hall, Broadway and Union Roads, Cheektowaga, New York 14227, for furnishing all tools, equipment, materials and labor for the construction of Contract 3, Main Pumping Station for:

Contract 3A - General Construction and Outside Piping

Contract 3B - Mechanical

Contract 3C - Plumbing

Contract 3D - Heating, Ventilating and Air Conditioning (HVAC)

Contract 3E - Electrical

Contract 3F - Instrumentation (Process Control)

all complete, in place, tested and ready for use, in accordance with the Contract Documents therefore, including Plans, Specifications, Instructions to Bidders, etc., prepared by Nussbaumer & Clarke, Inc., Consulting Engineers for the said project.

Item No. 9 Cont'd.

Plans are on file in the office of the Town Engineer of Cheektowaga, Town Hall, Broadway and Union Road, Town of Cheektowaga, New York 14227.

Copies of the proposed Contract Documents, Plans, Specifications and Instructions to Bidders may be examined at the above office, and at the office of the Engineers at 310 Delaware Avenue, Buffalo, New York 14202, from which latter office copies may be secured upon payment of \$100.00 per set of documents. Payment shall be in the form of two \$50.00 checks made payable to the Town of Cheektowaga.

Any bidder returning such Plans and Specifications in good condition within 30 days following the award of the contract or the rejection of the bids, will be refunded the full amount of the deposit. Similarly, non-bidders will be refunded one-half the deposit. Material suppliers and anyone returning the Plans and Specifications before the bid opening will also be classed as non-bidders. Any bidders requesting more than one (1) set of Plans and Specifications may purchase the excess, but it is understood that they are not returnable.

All bids must be enclosed in a separate sealed envelope and shall be addressed to the Town Board of the Town of Cheektowaga, New York, and marked as "Proposal for Contract 3, Main Pumping Station and related work."

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

Each proposal must be accompanied by a certified check for a sum equal to five percent (5%) of the amount of the bid, payable to the order of the Town of Cheektowaga, New York, or bond with sufficient sureties to be approved by the Attorney for the Town of Cheektowaga, New York, in a sum equal to five percent (5%) of the amount of the bid, conditioned that, if his proposal is accepted, he will enter into a contract for the same, and that he will execute such further security as may be required for the faithful performance of the contract.

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

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

Any contract or contracts awarded under this Invitation for Bids are expected to be funded in part by a grant from the United State Environmental Protection Agency. Neither the United States nor any of its departments, agencies or employees is or will be a party to this Invitation for Bids or any resulting contract. This procurement will be subject to regulations contained in 40 CFR 35.936, 35.938 and 35.939.

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

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

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDERS NO. 11246 AND 11375. THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER THESE ORDERS, WHICH CONCERN NON-DISCRIMINATION IN EMPLOYMENT, ARE EXPLAINED IN THE SPECIFICATIONS.

The Town of Cheektowaga is an exempt organization under the Tax Law and is exempt from payment of Sales and Compensating Use Taxes of the State of New York and cities and counties of the State on all materials which are to be incorporated into the sewer system, pursuant to the provisions of the Contract. These taxes are not to be included in the bid.

Item No. 9 Cont'd.

The work shall be completed within 730 consecutive calendar days, which would begin five days after the "Order to Commence Work" is issued.

TOWN OF CHEEKTOWAGA, NEW YORK RICHARD M. MOLESKI, TOWN CLERK

Published: March 8, 1979

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

0

AFFIDAVITS-NEXT TWO PAGES

*Copy of resolution dated 1/15/79 relating to same, is on file in the Town Clerk's Office.

STATE OF NEW YORK COUNTY OF ERIE TOWN OF CHEEKTOWAGA

| Gladya M. Suchter, of the town |
|---|
| of Cheektowaga, in said County of Erie, being |
| duly sworn, deposes and says that he (she) is |
| 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 8 1979 last publication March 8 1979 |
| last publication March 8 1979 |
| and that no more than six days intervened be- |
| |
| tween publications. |
| Sworn to before me this 9 th any of March, 19 79 March Dilliams |
| - 1+ |
| Sworn to before me this |
| day of March 19.79 |
| Raidine C Williams |

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

NAIDINE C. WILLIAMO Notary Public State Chie. Qualified in Eric County My Commission Expires March 30, 19.

that pursuant to a resolution of the Town Board of Cheektowaga, New York, sealed proposals will be minimum wage rates to be paid received and considered by the under this Contract. Town Board of Cheektowaga on the 19th day of March, 1979, at 7:00 further called to Section 2604 of the PM, Local Time, in the Town Public Authority Law which re-Clerk's Office, Cheektowaga Town Hall, Broadway and Union Roads, Cheektowaga, New York 14227, for furnishing all tools equipment materials and labor for the construction of Contract 3 Main Pumping Station for:

Contract 3A — General Construction and Outside Piping

Contract 3B — Mechanical
Contract 3C — Plumbing
Contract 3D — Heating, Ventilating and Air Conditioning (HVAC) Contract 3E — Electrical Contract 3F — Instrumentation

(Process Control)

all complete, in place, tested and ready for use, in accordance with the Contract Documents therefore, including Plans, Specifications, Instructions to Bidders, etc., prepared by Nussbaumer & Clarke, Inc., Consulting Engineers for the said project.

Plans are on file in the office of the Town Engineer of Cheektowaga, Town Hall, Broadway and Union Road, Town of Cheektowaga, New York 14227.

Copies of the proposed Contract Documents, Plans, Specifications and Instructions to Bidders may be examined at the above office, and at the office of the Engineers at 310 Delaware Avenue, Buffalo, New York 14202, from which latter office copies may be secured upon payment of \$100.00 per set of documents. Payment shall be in the form of two \$50.00 checks made payable to the Town of Cheektowaga.

Any bidder returning such Plans and Specifications in good condition within 30 days following the award of the contract or the rejection of the bids, will be refunded the full amount of the deposit. Similarly, non-bidders will be refunded one-half the deposit. Material suppliers and anyone returning the Plans and Specifications before the bid opening will also be classed as non-bidders. Any bidders requesting more than one (1) set of Plans and Specifications may purchase the excess, but it is understood that they are not returnable.

All bids must be enclosed in a separate sealed envelope and shall be addressed to the Town Board of the Town of Cheektowaga, New York, and marked as "Proposal for Contract 3, Main Pumping Station and related work.

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

Each proposal must be accounpanied by a certified check for a sum equal to five percent (5 percent) of the amount of the bid, payable to the order of the Town of Cheektowaga, New York, or bond with sufficient sureties to be approved by the Attorney for the Town of Cheektowaga, New York, in a sum equal to five percent (5 percent) of the amount of the bid, conditioned that, if his proposal is accepted, he will enter into a contract for the same, and that he will execute such further security as may be required for the faithful performance of the contract.

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

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

Any contract ercontracts awarded under this Invitation for Bids are expected to be funded in art by a grant from the United States Environmental Protection Agency. Neither the United States nor any of its departments, agencies or employees is or will be a party to this Invitation for Bids or any resulting contract. This procurement will be subject to regulations contained in 40 CFR

to the requirements as to conditions of employment to be observed and

Attention of the bidders is quires a bidder's certificate of non-collusion. Such certificate is part of the bid or proposal form and unless complied with, such bid will not be accepted.
BIDDERS ON THIS WORK

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The Town of Cheektowaga is an exempt organization under the Tax Law and is exempt from payment of Sales and Compensating Use Taxes of the State of New York and cities and counties of the State on all materials which are to be incorporated into the sewer system, pursuant to the provisions of the Contract. These taxes are not to be included in the bid.

The work shall be completed within 730 consecutive calendar days, which would begin five days after the "Order to Commence Work" is issued.

TOWN OF CHEEKTOWAGA, **NEW YORK** RICHARD M. MOLESKI **Town Clerk** Published: March 8, 1979

Erie County City of Buffalo

Alice Anderson

of the City of Buffalo, being duly sworn, deposes and says, that he is chief clerk in the office of BUFFALO COURIER-EXPRESS a daily newspaper published in said City, that the notice, of which the annexed printed slip taken from said newspaper is a copy, was inserted and published therein once a week for weeks the first insertion being on the day of March 19 79 and the last insertion being on the day of of the day of day of the day of day of the day of the day of day

| Sworn | before me this | . 9 | day |
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| of | March | 19 | 79. |

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Commission Engress March 30, 1950

Notary Public, Erie County, N.Y.

Erie County City of Ruffalo, ss.

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and marked as "Proposal for Contract 2, Mair
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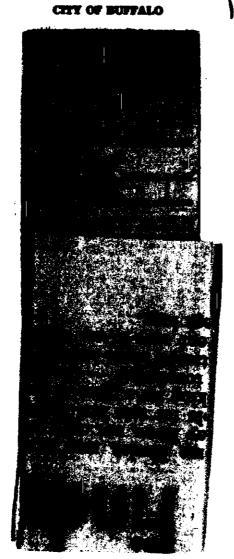
YOUN OF CHESEKTOWAGA, NEW YORK RECHARD M. MOLESKI, TOWN CLERK Addition: March 8, 1979 Alice Anderson

of the City of Buffalo, being duly sworn, deposes and says, that he is chief clerk in the office of BUFFALO COURIER-EXPRESS a daily newspaper published in said City, that the notice, of which the annexed printed slip taken from said newspaper is a copy, was inserted and published therein once a week for weeks the first insertion being on the day of March 19 79 and the last insertion being on the day of ... day of .

fo.

of

State of New York



D. Eileen Perry

| Sworn to before me thi | h | | 9th | | |
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| d | March | ₁₂ 79 | | FRANCIS X. VOLLMER JR. Notary Public, State of New York | |
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| | Trans | 20/10 | Kluen for | . Bris County, H. Y. | |

Stale of New York REE COUNTY CITY OF BUFFALO

D. Eileen Perry of the City of Buffalo, New York, being duly sworn, deposes and says that She is Principal Clerk of the BUFFALO EVENING NEWS, INC., Publisher of the BUFFALO EVENING NEWS, a newspaper published in said city, that the notice of which the annexed printed slip taken from said newspaper is a copy, was inserted and published OESCO A Will Wilst insertion being on the 19 79 mobiles less

> 9th ublic, Eric County, H. Y.

be channel as non-bidders. Any bidders requesting more than one (1) set of Pinns and dipositionation may purchase the excess, but it is undistanted that they are not returnable.

All hids most be exclused in a apparate spinel discusse and shall be addressed to the Town Board of the Town of Checktowags, New York, and morted as "Proposal for Contract 3, Main Pumping Station and related work."

The right to reject any or all bids, to weive any inflamalities in, or to make an award to other than the low bidder, should de implemente to be in the best interest of the Thorn of Checktowags, and in acceptance with live, are stated with a short in the bid, payable to the ways of the national state in the hid, payable to the ways of the Town of Checktowags, New York, or brad with sufficient screens to be approved by the Attorney for the Town of Checktowags, New York, in a sum span to five percent (5%) of the aspense of the bid, conditioned that, if hid proposal is accepted, he will enter into a contract, for the same and that the offerness archiver for the same, and that the offerness archiver for the same, and that the offerness of the town and that the other contracts of the facilities performance of the contracts.

Alloy construct or contracts awarded immer-alist invitation for Bids are expected to be funded in part by a great from the United States Environmental Protection Agency Biother the United States nor any of its de-marker or any re-

a justy to this invitation for Bids or any re-mailing contract. This procurement will be subject to regulations contained in 40 CFR 23.705, 25.900 and 25.900. Attention of the bidders is called to the re-quirements affic conditions of employment to be observed and minimum wage rates to be said under this Contract.

be charred and minimum wage rates to be paid under this Contract.
Assention of the bidders in further called by Section 2004 of the Public Authority Law width requires a bidder's certificate of non-large and the certificate is part of the bid or brighted from and under compiled with, such life will not be accepted.
SEQUEERS ON THIS WORK WILL HE REQUIRED TO COMPLY WITH THE PROJECT SEXECUTIVE ORDERS AND LIGHT SEQUENCE.

AND LIGHT AND LIGHT THE REQUIRES AND CONTRACT SECURITY OF REDUCERS AND CONTRACT SECURITY OF RE

THESE ORDINER, WHICH CONCERN NONDESCREMINATION IN EMPLOYMENT, ARE EXPALINED IN THE SPECIFICATIONS.

The Town of Checktoways is an exempt expenientless under the Tax Law and is exchapt from payment of Sales and Compensating Use Those of the State of New York and claims and countless of the State on all materials which are to be incorporated into the sewer system, purmant to the provisions of the Cunique. These tasks are not to be included in the bid.

The work shall be completed within 730 constants calandar, skys, which would begin five days after the "Grifer to Commence Work" is immed.

Philiabled Marchel, 1999

TOWN OF CRESECTOWAGA

RICHARD M MOLESKI Town Clerk.

Item No. 10 Motion by Councilman Kaczmarek, seconded by Supervisor Meyers

WHEREAS, it is in order that bids be readvertised to cover the purchase of chemical sewer root control for the year of 1979 for the Sewer Maintenance and Highway Departments of the Town of Cheektowaga, AND

WHEREAS, no bids were received for said chemical sewer root control at the Regular Town Board Meeting of February 26, 1979, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to readvertise for bids for said chemical sewer root control and that he be directed to publish a Notice to Bidders in THE EXAMINER, and, BE IT FURTHER

RESOLVED that the Town Board meet on the 19th day of March, 1979 at 7:00 P.M., Eastern Standard Time, at the Town Hall, Broadway and Union Roads, Cheektowaga, New York, for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a meeting called for that purpose.

NOTICE TO BIDDERS

SEALED PROPOSALS will be received and considered by the Town Board of the Town of Cheektowaga on March 19, 1979 at 7:00 P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the furnishing of Chemical Sewer Root Control for various departments of the Town of Cheektowaga for the year 1979.

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 5, 1979

Upon Roll Call....

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

Burst and Wegner

NAYES: 0

ABSENT: 0

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 ______ day of ______, 19___ and ending on the ______ day of ______, 19___

Signed M. Charter Sworn to before me, on the 8 day of Mar, 1979 Novary Public

PATRICIA H. YOUNGS
Notary Public, State of New York
Qualified in Eric County
My Commission Expires March 30, 187.32

NOTICE TO RIDGERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on March 19, 1979 at 7:00 P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the furnishing of Chemical Sewer Root Control for various departments of the Town of Cheektowaga for the year 1979.

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 riney 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 Cheeklewage, Erie County, New York. Richard M. Moleski

Richard M. Molecki Town Clerk

秦田 2000年

MATED: March 5, 1979

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

WHEREAS, changes in the Town Hall Atlerations and Additions Project for the general construction contract of George Herman and Associates are needed to improve the project, NOW, THEREFORE, BE IT

RESOLVED, that Change Order G-14 for construction work in the amount of \$12,677.00 in addition to the contract be approved. A description of the changes as an addition to the contract cost are described in the Change Order, attached and considered part of this resolution, and, BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized to sign said Change Order G-14 for the George Herman and Associates contract on behalf of the Town of Cheektowaga.

*See next page for copy of Change Order.

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Item No. 11 Cont'd.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

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

WHEREAS, the State of New York Department of Transportation proposes to construct a State Highway including a bridge over the Bison Railroad Yards, identified as S.H. 9381, Harlem Road, P.I.N. 5268.00, County of Erie, within the geographical jurisdiction of the Town of Cheektowaga, AND

WHEREAS, the Town of Cheektowaga approves of such project and desires to have a highway lighting system on such highway within its geographical jurisdiction, AND

WHEREAS, the State of New York has agreed to provide as a part of the project the following items in connection with a street lighting system:

- Underground duct system, including conduits, pull boxes, hand holes and drainage pockets.
- 2. Ducts, pull boxes and anchor bolts on structures.
- 3. Foundation for light standards.
- 4. Light standards and bracket arms.
- 5. Luminaires, wiring, switches and ballasts and all other components necessary to complete the lighting system,

provided that the Town of Cheektowaga agrees to maintain, repair and energize such highway lighting system for a period of 20 years or until such time as the Commissioner, in his discretion, determines that such lighting and/or the maintenance of such lighting system is no longer necessary for such bridge, NOW, THEREFORE, BE IT

RESOLVED, that the Town of Cheektowaga approves of the above subject project, AND, BE IT FURTHER

RESOLVED, that the Town of Cheektowaga shall maintain, repair and energize such highway lighting system, AND, BE IT FURTHER

RESOLVED that the Town Board of the Town hereby authorizes the Supervisor of the Town of Cheektowaga to enter into and execute an Agreement with the State of New York by and through the Commissioner of Transportation to commit the Town of Cheektowaga to maintain, at its own expense, the lighting system on the above identified project, such agreement to provide that the maintenance shall include the repair and replacement of equipment and the furnishing of electric current for the lighting system, AND, BE IT FURTHER

RESOLVED, that the Clerk of this Board is hereby directed to transmit five (5) certified copies of the foregoing resolution to the New York State Department of Transportation.

*See next few pages for copy of Agreement.

AGREEMENT FOR MAINTENANCE, REPAIR AND ENERGIZING OF HIGHWAY LIGHTING FOR STATE HIGHWAY, IDENTIFIED AS S.H. 9381, HARLEM ROAD BRIDGE OVER BISON RAILROAD YARDS

WITNESSETH:

WHEREAS, the COMMISSIONER proposes to construct a State Highway including a bridge over the Bison Railroad Yards, pursuant to the New York State Highway Law, such highway being identified as S.H. 9381, Harlem Road, P.I.N. 5268.00, County of Erie, within the geographical jurisdiction of the MUNICIPALITY, and

WHEREAS, it is recognized by the MUNICIPALITY and the COMMISSIONER that the STATE does not have the funds available to maintain, repair and energize a lighting system for such highway, and

WHEREAS, the MUNICIPALITY desires to have lighting on or along such bridge within the geographical jurisdiction of the MUNICIPALITY, and

WHEREAS, it is recognized by the MUNICIPALITY and the COMMISSIONER that if the MUNICIPALITY desires to have lighting on or along such bridge within the geographical jurisdiction of the MUNICIPALITY, the MUNICIPALITY will have to maintain, repair and energize such lighting at its own expense, and

whereas, the MUNICIPALITY, by Resolution number 12 adopted at a meeting held on Narch 5. 1979, approved the above identified project and the terms and provisions of the Agreement and has further authorized the Town Board of the MUNICIPALITY to execute this Agreement on behalf of the MUNICIPALITY (copy of such Resolution is attached and made a part of this Agreement), and

WHEREAS, the MUNICIPALITY and the COMMISSIONER are desirous of identifying the respective responsibilities of the parties with regard to the highway lighting system.

NOW, THEREFORE, in consideration of the mutual promises and benefits moving to the parties, it is agreed as follows, viz:

- 1. The COMMISSIONER shall provide for the furnishing and placing of the following items in connection with a highway lighting system on the above-identified bridge:
 - a. Underground duct system, including conduit, pull boxes, hand holes and drainage pockets.
 - b. Ducts, pull boxes and anchor bolts on structures.
 - c. Foundation for light standards.
 - d. Light standards and bracket arms.
 - e. Luminaires, wiring, switches and ballasts and all other components necessary to complete the lighting system.

All of the above-identified items shall be and continue to be the property of the State of New York.

- 2. Upon completion of construction of the above-identified bridge, the MUNICIPALITY shall, at its own expense, maintain the lighting system on or along such bridge. Such maintenance shall include:
 - a. Repair of equipment which may be damaged from any cause whatsoever.
 - b. Replacement of equipment which may be damaged from any cause whatsoever, such replacement material to be of equal character to the replaced equipment.
 - c. Furnishing electric current for the lighting system during the customary night hours of each day of the year, at no cost or obligation to the STATE.

The MUNICIPALITY shall continue to maintain the lighting system for a period of 20 years or until such time as the COMMISSIONER, in his discretion, determines that such lighting and/or the maintenance of such lighting system is no longer necessary for such state bridge.

In the event the MUNICIPALITY, without the prior consent of the COMMISSIONER, discontinues the energizing or discontinues payment for the energizing of the highway lighting system, which results in the STATE being required to pay the Federal government any moneys, as a penalty or otherwise, the MUNICIPALITY, upon notification by the COMMISSIONER of such requirement to pay, shall reimburse the STATE the amount of such required payment.

Further, it is expressly understood that the MUNICIPALITY shall indemnify and save harmless the STATE from claims, suits, actions, damages and costs of every name and description resulting from the discontinuance of the energizing or the discontinuance of payment for energizing of the lighting system by the MUNICIPALITY.

- 3. The COMMISSIONER or his representative may periodically inspect the highway lighting system provided and installed under the above identified project number to ascertain that the lighting system is being maintained in accordance with the terms of this Agreement and in condition satisfactory to the COMMISSIONER. The COMMISSIONER shall, in writing, notify the MUNICI-PALITY of any observed deficiences, listing such deficiences, within thirty (30) days of receipt of such notification, the COMMISSIONER or his representative shall arrange for a meeting to be held with the authorized representative of the MUNICIAPLITY. At such meeting the COMMISSIONER or his representative and the authorized representative of the MUNICIPALITY shall discuss the means required to remedy the noted deficiencies. Based on the discussion, and based on the nature of the required remedial action, a reasonable time limit shall be mutually established by the COMMISSIONER or his representative and the authorized representative of the MUNICIPALITY for the satisfactory completion of remedial action by the MUNICIPALITY.
- 4. It is recognized by the parties hereto that failure of the MUNICIPALITY to complete the required remedial actions within the agreed upon time limit may subject the MUNICIPALITY to certain penalties. If the equipment supplied and installed by the STATE for the above subject lighting system was done pursuant to a Federally-aided and Federally-reimbursable contract, and the MUNICIPALITY fails to make the remedial actions within the agreed upon time limit, no further Federally-aided project for which the MUNICIPALITY would have maintenance responsibility shall be approved until such time as the lighting system is restored to the level and condition of maintenance required by this Agreement. In addition, failure of the MUNICIPALITY to make such remedial actions may subject the MUNICIPALITY to loss of State aid for other MUNICIPAL projects.

sublet or otherwise dispose of this Agressent or any part thereof, or of its right, title or intrest therein, or its power to execute such agreement to any person, company, or corportation without previous consent in writing of the CCAMISSIONER, except as herein provided and by Resoltuion attached hereto.

IN WITHERS WERREOF, the STATE has caused this Instrument to be signed by the said COAMISSIONER of Transportation and the MUNICIPALITY has caused this instrument to be signed by its Supervisor.

Approved as to form and content:

MUNICIPALITY Town of Checktowaga

By:

Approved as to form:

Attorney General Mid 2 4 1979

Assistant Valtorney Commission

The People of the State of New York

Approved Assistant Allower Commission

By Commissioner of Transportation)

Recommended by:

5. The MUNICIPALITY agrees not to assign, transfer, convey,

MBechy 4/18/14

Contracts Bureau

| STATE OF NEW YORK |) . |
|-------------------|------|
| COUNTY OF ERIE |) ss |

On this 6th day of March , 1979, before me personally came Kenneth J. Meyers to me known, who, being by me duly sworn did depose and say that he is the Supervisor of the Municipal Corporation described in and which executed the above instrument; that he knows the seal of such Municipality; that the seal affixed to said instrument is such corporate seal, that it was affixed by order of the Legislative Body of said Municipal Corporation pursuant to a Resolution which was duly adopted on March 5, 1979 and to which a certified copy is attached and made a part hereof; and that he signed his name thereto by like order.

Notary Public

MARY F HOLTZ Notary Public, State of New York Clusified in ERIE COUNTY My Commission Expires March 30, 1922

STATE OF NEW YORK)

COUNTY OF ALBANY)

On this ______ day of ______, 1979, before me, the subscriber, personally came ______ to me known and known to me to be the Commissioner of Transportation of the State of New York and the same person described in and who executed the same as Commissioner pursuant to the statute in such case provided.

Notary Public

Item No. 12 Cont'd.

Upon Roll Call....

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

Burst and Wegner

NAYES: C

ABSENT: 0

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

WHEREAS, the Walden Avenue area of the Town of Cheektowaga was designated as a neighborhood strategy area for improvements utilizing Community Development Block Grant Funds, AND

WHEREAS, this Town Board is anxious to proceed with the drainage improvement aspect of this program in order to significantly improve the character and quality of the Walden Area, AND

WHEREAS, it is necessary as part of this drainage improvement project to obtain appraisals of certain parcels of property in the Walden Area for the purpose of obtaining easements on behalf of the Town, AND, BE IT FURTHER

RESOLVED, that Robert C. Laport,

York, be and hereby is retained to appraise said parcels of property in connection with the Walden Avenue Drainage improvement project for the purpose of obtaining easements on behalf of the Town, AND BE IT FURTHER

RESOLVED, that Robert Laport be paid the reasonable fees for said services, said fees not to exceed the sum of \$1,000.00.

Upon Roll Call....

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

Burst and Wegner

NAYES:

ABSENT: 0

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

WHEREAS, the Town of Cheektowaga adopted a program for the improvement of the drainage system along Beach Road, a County highway, and Town streets tributary to Beach Road using Community Development Block Grant Funds, AND

WHEREAS, such improvements are anticipated as an improvement of the character of the neighborhood and provide residential stability, AND

WHEREAS, the Town desires to proceed with the first phase of this drainage improvement project utilizing Community Development Block Grant Funds committed to the Beach Road area, NOW, THEREFORE, BE IT

RESOLVED, that the consulting engineering firm of McFarland Johnson Engineers, Inc. be and hereby are authorized to proceed with the design of the Beach Road Relief outlet drainage, Peinkofer and Clearvale - Fairvale storm sewers in accordance with the agreement dated March 5, 1979 as submitted by said consulting engineering firm, AND, BE IT FURTHER

RESOLVED, that the Supervisor on behalf of this Town Board is authorized and directed to sign the agreement with said McFarland Johnson Engineers, Inc.

*See next nine (9) pages for copy of Agreement.

ENGINEERING SERVICES AGREEMENT

TOWN OF CHEEKTOWAGA

ERIE COUNTY

BEACH ROAD STORM SEWERS PHASE I

THIS AGREEMENT, made and entered into this <u>b</u> day of <u>Morel</u>, 1979, by and between the Town of Cheektowaga, State of New York, a municipal corporation organized and existing under and by virtue of the laws of the State of New York with offices located at Town Hall, Broadway and Union Road, Cheektowaga, New York, hereinafter referred to as the "Town", and McParland-Johnson Engineers, Inc., a domestic corporation duly licensed to practice professional engineering in the State of New York with principal offices at 171 Front Street, Binghamton, New York, hereinafter referred to as the "Engineer".

WITNESSETH:

WHEREAS, the Town is desirous of retaining the Engineer for the performance of certain engineering services for and on behalf of the Town in connection with the Beach Road Relief Storm Sewer, Peinkofer Drive and Clearvale Drive-Fairvale Drive Storm Sewers as per the Beach Road Drainage Study.

whereas, the Town of Cheektowaga, State of New York, by resolution of its Council adopted Resolution , authorizing the retaining of the Engineer for the performance of professional engineering services, as discussed hereunder.

NOW, THEREFORE, in consideration of mutual covenants hereinafter expressed, the Town hereby employs and retains the Engineer, who agrees to render services to the Town which shall include the following items in accordance with terms and conditions hereinafter set forth.

DESCRIPTION OF PROJECT

Beach Road Relief Sewer

The proposed storm sewer is located in Beach Road, starting at the intersection of Maryvale Drive, running southward beneath the Kensington Expressway and outletting into a new channel to be constructed within the New York State Department of Transportation and New York State Thruway right-of-way, outletting into the new T-2A Diversion channel.

The objective of the proposed storm sewer and channel is to provide relief to the existing Beach Road storm sewer system by providing additional outlet capacity.

Clearvale Drive - Fairvale Drive Storm Sewer

Peinkofer Drive Storm Sewer

The proposed storm sewers, located on the respective streets, are to be connected to the existing Beach Road system upon providing additional capacity by construction of the said Beach Road Relief Sewer and outlet.

The extent of reconstruction in the Vales is limited to installation of 750 L.F. of 24" RCP on Fairvale Drive and connecting the existing inlets on Clearvale Drive to the Fairvale system.

The proposed Peinkofer Drive system includes 1600 L.F. of 18" RCP to 12" RCP along Peinkofer Drive and Northvale Drive.

NOW, THEREFORE, IT IS AGREED AS FOLLOWS:

1. SCOPE OF ENGINEERING SERVICES

A. Field Survey and Mapping

Horizontal and vertical survey controls were established in work included with the Beach Road Drainage Study.

Mapping at 1" = 50' scale is available from the Corps of Engineers

Scajaquada Creek Flood Control Project in the area south of the Kensington

Expressway.

Approximately 1000' of topographic survey and mapping will be required to supplement the existing mapping needed for the design phase and the

preparation of Contract Plans for the Beach Road Relief storm sewer.

In addition, 2300 L.F. of topographic survey and mapping will be required for the Vales and Peinkofer sewers.

B. Soils

Soil investigation work including test borings may be required to identify the location of rock in this area. The Engineer will attempt to obtain borings taken by the New York State Department of Transportation for the Beach Road Bridge. If additional borings are required, the Engineer will, with concurrence of the Town Engineer, obtain the borings and invoice the Town at cost for this work.

C. Right-Of-Way

It is anticipated that no right-of-way or easements from private landowners will be required for this project.

D. Preliminary Plans and Estimates

Develop preliminary plans and estimates for approval by the Town Engineer, and affected regulatory agencies, (New York State Department of Transportation, Thruway Authority, the Corps of Engineers and the County of Erie). Upon approval by all affected agencies, the Engineer will proceed with Contract Plans and Bidding Documents.

It is not anticipated that separate plans or drawings will be required in connection with easements or permits for use of State or Thruway land. In the event, however, that separate drawings and/or maintenance agreements, property maps, etc., are required by such agencies, such work will be done by the Engineer with the concurrence of the Town Engineer pursuant to Section F.

E. Contract Plans, Specifications and Estimates

Development of contract plans, specifications and bidding documents shall be prepared only after receipt of written approval of the preliminary plans from the Town, and concurrence or approval by NYSDEC.

the Corps of Engineers, and other agencies. The work to be included under this phase shall include the completion of the design; the preparation of the contract plans and details; preparation of the specifications; itemized proposal; and other bidding documents and material required for the solicitation of bids for construction. Also to be included in this phase shall be the following:

- 1) Necessary conferences with the Town and/or regulatory agencies directly involved in the project.
- 2) Furnish copies of contract documents as necessary for reviews and approvals by the Town and/or others directly involved in the proposed project.
- 3) Furnish to the Town, twenty (20) copies of the approved contract documents for its use in the solicitation of bids for the construction of the project.
- 4) Assist the Town in the securing of bids for construction by preparation of advertisements, tabulation and analysis of bidding results, and recommendations as to award of contract for construction.
- 5) Assistance at the pre-construction conference with the Town, utilities, successful contractor, regulatory agencies or others directly involved in the project.
 - 6) Interpretation of contract documents by project Engineer:
- 7) Periodic and final inspections of the construction by the project Engineer and/or a representative of the Engineer.
- 8) Review of shop drawings, inspection and test reports for contractor supplied materials, and other submittals by the contractor for general compliance with design concept.
- F. Special Services usually required during the development of any project may involve many services outside the scope of the basic design services of the Engineering Agreement. Many of these services relate to decisions of the Owner/Client as to the feasibility, scope, location of the project, or ever-changing state of federal rules and regulations.

Research, assembling of data and acquisition of property may involve specialists outside the consultant's firm. These services vary greatly in scope, complexity and timing and are usually negotiated as separate elements of service. Many of these services are subcontracted by the consultant acting on behalf of his client. These services may include:

- Soils Investigations Includes test borings, stakeout, laboratory testing and analysis and recommendations.
- 2) Detailed mill, shop and/or laboratory inspection of material and equipment. Work often involves engaging specialized laboratories and travel expenses.
- 3) Preparation of maps for the acquisition of property or for obtaining easements required for the proposed project construction. The number of maps required is dependent upon the final project limits.
- 4) Technical inspection of construction by a full time resident engineer and supporting staff, as required, who will:
 - a) Observe the work for compliance with contract documents.
 - b) Review and approve request for monthly and final payment to contractors.
 - c) Issue certificates of completion to the client on completed construction contracts.
- 5) Additional copies of reports, contract drawings, and drawings above the specified number.
- 6) Additional travel costs beyond that normally required under basic circumstances.
- 7) Preparation of environmental statements and assistance at public hearings.

2. SCOPE OF FEES

We propose the fee for the engineering services to be provided under Item 1. A (Napping and Field Survey) be based on a lump sum fee of \$5.060. We also propose the fee for the engineering services to be provided

under Item 1. B through Item 1. E, as discussed above in this Agreement be based on a lump sum fee of \$26,250, plus the cost of borings, if required. The above fees are based on costs contained in the Beach Road Drainage Study.

For engineering services to be provided under Item I. 7, we propose the fee be based on salary cost times a multiplier of 2.5 plus non-salary expenses, which may be incurred. The multiplier includes all overhead and profit. The non-salary expenses would include such items as; travel, per diem, computer usage, reproductions, etc.

3. The payment of the aforesaid fees shall be made by the Town to the Engineer, upon periodic submissions of properly executed Claim Vouchers by the Engineer to the Town, together with such supporting documentation and itemization as the Town Engineer may require.

The Town hereby retains the right to withhold from each payment an amount equivalent to ten percent (10%) of such payment, pending completion of the services hereabove set forth and acceptance thereof by the Town.

4. The terms of this Agreement shall commence upon the date of receipt by the Engineer of written notice to proceed from the Town Engineer and shall terminate on completion of the services and acceptance thereof by the Town,

The preliminary plans for the structures, as described on page 3 of this Agreement, shall be completed in two (2) months after notice to providing weather allows timely completion of survey. proceed, A minimum of one month for review of preliminary plans by all agencies is anticipated. Contract plans and documents shall be completed in two (2) months after approval by all parties of the preliminary plans.

5. Access to the Work

The Town shall guarantee access to and make all provisions for the Engineer to enter upon public and private land as required for the Engineer to perform such work as surveys, soils explorations and inspections in the development of the project.

6. Extra Work

If the Engineer is of the opinion that any work he has been directed to perform is beyond the scope of this Agreement and constitutes extra work, he shall promptly notify the Town of the fact. If the Town agrees that such work does constitute extra work, it shall provide extra compensation to the Engineer upon a fair and equitable basis. A supplemental Agreement providing for such compensation for extra work shall be prepared and executed by the Engineer and the Town.

7. Termination

This Agreement may be terminated by either party by seven (7) days written notice. If this Agreement is so terminated, the Engineer shall be paid for work completed on the basis of mutual agreement by the parties as to the work completed prior to termination. In the event of any termination, the Engineer shall be paid all terminal expenses resulting therefrom.

8. Access to Records

IT IS HEREBY AGREED, that the Engineer shall maintain books, records, documents and other evidence, in accordance with appropriate accounting procedures and practices, directly pertinent to the performance of the work under this Agreement, until the expiration of three (3) years from the date of final payment. The Town, or any of its duly authorized representatives shall have access to any such books, documents, papers and records for the purpose of making sudit, examination excerpts and transcriptions. The Engineer shall preserve and make such records available during said three (3) year period. The Engineer's facilities and records shall also be subject at all reasonable times to inspection and audit by said Town or it's representatives during the period of performance of the contract work.

9. Ownership of Documents

All documents including original drawings, estimates, specifications, field notes and data, are and remain the property of the Engineer IN WITNESS WHEREOF, the parties hereto, have signed their names and affixed their seals on the day and year first written above.

TOWN OF CHEEKTOWAGA, STATE OF NEW YORK

By Flemith & Muyen

ATTEST:

Chester L. Bryan

McFARLAND-JOHNSON ENGINEERS, INC.

By fitt ford

ATTEST:

Margaret L. Kent

APPENDIX A

FEE ESTIMATE

Topograhic Survey and Mapping A.

Survey 6 days x \$550/Dey = \$3,300

Mapping Mylar from existing topo 2 each at \$50/Each =

\$100

Drafting

A ...

10 Days at \$6.00/Hr.x8x2.5 = \$1,200

Miscellaneous Direct Expense, Printing, Copying, Travel,

Telephone, etc. at 10%

\$460 \$5,060

Soil Borings - If required Estimated Subcontracted Cost

\$1,000

Right-Of-Way C. No Descriptions and Maps are anticipated. If required \$400/Map for Private Property Acquisitions

- D. & Plans, Specifications, Bidding
- Documents

. Construction Estimated From Beach Road Study

Beach Road Outlet: \$149,000 1977 Cost

56,000 1977 Cost Vales

82,000 1977 Cost Peinkofer

> Inflation to 1979 $$287,000 \times 1.22 = $350,140$

Fee from Curve C-2 NYS CEC Report Guideline for the selection of/and compensation for Professional Services.

 $$350,00 \times 7.5\% = $26,250$

McFARLAND . JOHNSON ENGINEERS, INC.

Item No. 14 Cont'd.

Upon Roll Call

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

ABSENT: 0

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

WHEREAS, there is need for a Maintenance Man position at the Wastewater Treatment Plant No. 5 in order to take care of the day to day repairs needed at said Wastewater Treatment Plant without going to outside contracting, AND

WHEREAS, the necessary forms have been submitted and approved through the County of Erie, Department of Personnel, for the establishment of the position of Maintenance Man, NOW, THEREFORE, BE IT

RESOLVED, that the position of Maintenance Man is hereby approved for Wastewater Treatment Plant No. 5.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

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

WHEREAS, the two (2) CETA employees in the Engineering Department have been performing duties of a sub-professional nature which duties include, among others, field surveys, mapping, drainage investigations, sewer system evaluation surveys using video equipment and a variety of drafting work, AND

WHEREAS, such duties are beyond the scope of the Rodman classification now in effect, NOW, THEREFORE, BE IT

RESOLVED, that the job classification of the following two (2) CETA employees working in the Engineering Department be changed from Rodman to Engineering Aide at the present rate of pay.

Allan Blachowski

Henry Borkowski

Upon Roll Call

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

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

WHEREAS, funds are presently available under the Comprehensive Employment and Training Act of 1973, as amended in 1978, 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:

Clerk-Typist in the Supervisor's Office at a yearly salary of \$8,562.24/year

Lindgren, Susan M.

Cheektowaga, New York 14225

and, BE IT FURTHER

Item No. 17 Cont'd.

RESOLVED that said salary shall be subject to further adjustment at a later date, taking into consideration current ongoing negotiations with the Town's four bargaining units.

Upon Roll Call....

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

Burst and Wegner

NAYES: 0 ABSENT: 0

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

RESOLVED that Donna Ann Mika, of , Sloan, New York 14212, be hired to work for the Youth Bureau as part of the Administrative Intern Program at the rate of \$3.00 per hour.

Upon Roll Call....

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

Burst and Wegner

NAYES: 0 ABSENT: 0

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

WHEREAS, on February 5, 1979, a resolution was passed by the Town Board authorizing Detective Charles Shields of the Cheektowaga Police Department to attend the Police Juvenile Officer Workshop in Syracuse, New York, from March 19 to March 23, 1979, AND

WHEREAS, Detective Charles Shields is unable to attend said workshop, NOW, THEREFORE, BE IT

RESOLVED that said resolution dated February 5, 1979, be and hereby is amended to read the following:

"RESOLVED that Detective John Zuppa, of the Cheektowaga Police Department, be and hereby is authorized to attend the Police Juvenile Officer Workshop in Syracuse, New York, from March 19 to March 23, 1979."

Upon Roll Call....

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

Burst and Wegner

NAYES: 0 ABSENT: 0

Item No. 20 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, various business matters, especially associated with the Town wastewater projects, flood control and drainage projects are presently pending between the Town of Cheektowaga and a number of State Agencies and Departments in Albany, New York and the U.S. Environmental Protection Agency in New York City, AND

WHEREAS, conferences, meetings and consultations are expected to be held between representatives of State and Federal Agencies and others with Town of Cheektowaga Officials to transact business on behalf of the Town during the coming months, NOW, THEREFORE, BE IT

RESOLVED, that the Town Engineer and the Town Attorney be and hereby are authorized to attend such meetings as are necessary to transact business on behalf of the Town for a period ending December 31, 1979, AND, BE IT FURTHER

RESOLVED, that all reasonable and necessary expenses to attend such meetings be reimbursed by the Town.

Item No. 20 Cont'd.

Upon Roll Call

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

Burst and Wegner

NAYES:

ABSENT: 0

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

WHEREAS, Mr. Henry Kryzkowski, C.E.T.A. Laborer, employed in the Cheektowaga Facility Department is enrolled in the Department of the Army, Armed Forces Reserve, AND

WHEREAS, Mr. Kryzkowski has received orders to report for Active Duty Training effective March 5, 1979 through March 16, 1979, AND

WHEREAS, all employees eligible for benefits under Sections 242 and 243 of the Military Law of the State of New York shall be guaranteed such benefits in full in accordance with the law, NOW THEREFORE BE IT

RESOLVED that the Cheektowaga Town Board approves said Military Service Leave for Mr. Henry Kryzkowski, , Cheektowaga, New York for the period of March 5, 1979 through March 16, 1979.

Upon Roll Call....

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

Burst and Wegner

NAYES:

ABSENT: 0

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

WHEREAS, the Town of Cheektowaga is privileged to have the Chapel of Our Lady Help of Christians located within the Town, AND

WHEREAS, the historical promotion of this Chapel includes the publication of "The Chapel" book ordered by Dr. Ronald E. Batt, AND

WHEREAS, the printer requires a temporary funding of the cost of Dr. Batt's order, and

WHEREAS, the various Town cultural groups stand to benefit from the profits on the sales of this publication, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized to temporarily advance the funds required and that such advance be immediately repaid from the first sales of said publication.

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 Wegner

WHEREAS, the Town of Cheektowaga has placed its funds in the various commercial depositories throughout the Town, and

WHEREAS, the selection of these depositories has been previously stated as being dependent upon the individual banks' participation in the investing of Town funds and in the purchase of Town notes, and

WHEREAS, recent developments in this area indicate justification for one change in a depository, NOW, THEREFORE, BE IT

RESOLVED that effective March 1, 1979, the Part-Town Fund demand and

Item No. 23 Cont'd.

savings bank accounts be deposited into Chase Manhattan Bank - Transit Road, Depew, New York, and that the same accounts at Citibank - Airport Plaza, be terminated.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

ABSENT:

0;

Item No. 24 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 March 5th, 1979 be and the same are hereby approved and the Supervisor is ordered to pay same.

| FUND | FROM TO | AMOUNT |
|-----------------------|-----------|------------|
| GENERAL FUND | 9850-9858 | \$2,740.04 |
| TOWN HALL E.D.A. FUND | 29 | 4,209.63 |
| | TOTAL | \$6,949.67 |

^{*}See next two (2) pages for Warrant List description.

WARRANT LIST
TOWN BOARD MEETING OF MARCH 3, 1979

| GENERAL I | FUND | • | | | • |
|-----------|--------|---|------------------|-----------------|-------------|
| CHECK NO. | DATED | VENDOR | DETAIL
AMOUNT | TOTAL
AMOUNT | ACCOUNT NO. |
| 9849 | 3/5/79 | John Miller, Treasurer
Bicentennial Commission | \$1,000.00 | \$1,000.00 | A.7550.440 |
| 9850 | 3/5/79 | Kenneth J. Kopacz | 287.43 | 287.43 | A.1920.410 |
| 9858 | 3/5/79 | Mary F. Holtz | 346.00 | 346.00 | A.1920.410 |
| 9852 | 3/5/79 | Ronald C. Zoeller | 350.49 | 350.49 | A.1920.410 |
| 9853 | 3/5/79 | Joan E. Dudek | 332.37 | 332.37 | A.1920.410 |
| 9854 | 3/5/79 | Joe DiRosa | 46.75 | 46.75 | A.1920.410 |
| 9855 | 3/5/79 | Dennis Gibbs | 100.00 | 100.00 | A.3120.418 |
| 9856 | 3/5/79 | Ralph W. Gardner | 100.00 | 100.00 | A.3120.418 |
| 9857 | 3/5/79 | Ronald Marten | 177.00 | 177.00 | A.1920.410 |
| 9851 | 3/5/79 | Yold Check | -0- | -0- | A |

TOTAL GENERAL FUND WARRANT \$2,740.04

WARRANT LIST

TOWN BOARD MEETING OF MARCH 5, 1979

CAPITAL FUND-E.D.A. TOWN HALL

CHECK NO. DATED VENDOR DETAIL TOTAL ACCOUNT AMOUNT NUMBER

29 3/5/79 Donald T. Maharan Assoc. \$4,209.63 \$4,209.63 H.1620.230.

TOTAL TOWN HALL E.D.A. FUND WARRANT \$4,209.63

Item No. 24 Cont'd.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

II. GENERAL COMMUNICATIONS

Item No. 25 Notice of Claim - Shirley Bent vs. Town of Cheektowaga.

Copies sent to Supervisor Kenneth J. Meyers, John Rogowski-

Town Attorney, Alfred Wnek-Highway Superintendent, Town Insurance

Company; item received and filed.

Item No. 26 Petition from Sr. Citizens of Bellevue Center - re: Full-time

appointment of Estelle Halicki at Bellevue.

Copy sent to Supervisor Kenneth J. Meyers; item referred to Jim Matecki, Facility Dept. Director and Ed Leak, Recreation Director;

received and filed.

III. FROM THE TABLE

Item No. 27 Sanitation Department - Seasonal, part-time Laborer.

Item withdrawn.

Item No. 28 Central Garage - Seasonal, part-time Laborer.

Item withdrawn.

Motion by Councilman Johnson, seconded by Councilman Swiatek

to Waive the Rules.

Upon Roll Call....

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

Burst and Wegner

NAYES:

0

ABSENT:

0

IV. SUSPENSION OF RULES

Item No. 29 Decision on Rezoning - 4042 Union Road.

Motion by Councilman Wegner, seconded by Councilman Johnson

WHEREAS, Harry and Mildred Rawson have applied for a rezoning from R-Residential District to CM-General Commercial District on property located at 4042 Union Road, Cheektowaga, New York, and being more particularly described as follows:

ALL THAT TRACT OR PARCEL OF LAND, with the buildings and improvements thereon erected or to be erected, situate, lying and being in the Town of Cheektowaga, County of Erie, and State of New York, being part of Lot No. 17, Township 11, Range 7 of the Holland Land Company's Survey and according to a map filed in Erie County Clerk's Office under Cover No. 963 is known and distinguished as Subdivision Lots Numbers 140 and 141, being situate on the westerly side of Union Road

Item No. 29 Cont'd.

and being sixty-one and fifty hundredths (61.50) feet front and sixty-two and fifteen hundredths (62.15) feet rear by one hundred twenty-two and sixty-four hundredths (122.64) feet in depth on the northerly lot line and one hundred twenty (120) feet in depth on the southerly lot line, commencing sixty (60) feet southerly from the point of intersection of the westerly line of Union Road with the southerly line of Wellworth Place, said premises being now known as No. 4042 Union Road.

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 17, Township 11, Range 7 of the Holland Land Company's Survey and further distinguished as Subdivision Lot No. 1, as shown on map filed in Erie County Clerk's Office under Cover No. 962, situate on the west side of Union Road,

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 18th day of December, 1978 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 Cheektowaga Planning Board has recommended denial of such proposed rezoning, now, therefore, BE IT

RESOLVED that the proposed rezoning of the above described premises from R-Residential District to CM-General Commercial District be and is hereby denied.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

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ABSENT:

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Item No. 30 Decision on Rezoning - 150 French Road.

Motion by Councilman Wegner, seconded by Councilman Johnson

WHEREAS, The Southland Employees Trust has applied for a rezoning from M-1 Light Manufacturing District to CM-General Commercial District on property located at 150 French Road, Cheektowaga, New York, and being more particularly described as follows:

ALL THAT PARCEL OF LAND situated in the Town of Cheektowaga, County of Erie, State of New York, being part of Lot 89, Township 10, Range 7, being bound and described as follows:

BEGINNING at a point on the North line of French Road (width varies), said point being 173.50 feet from the East line of Azalea Drive (80 feet wide), as measured along the North line of French Road; thence North at right angles to French Road 145.00 feet to a point; thence Easterly at right angles and parallel with the North line of French Road (width varies) 125.00 feet to a point; thence Southerly at right angles 145 feet to a point on the North line of French Road (width varies); thence west at right angles, and along the North line of French Road 125.00 feet to the POINT OF BEGINNING. Containing 18,125.0 plus or minus s.f. equal 0.416 plus or minus acres.

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

Item No. 30 Cont'd.

WHEREAS, a public hearing was held before the Cheektowaga Town Board on the 20th day of November, 1978 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 Cheektowaga Traffic Safety Commission has recommended denial of said rezoning because of a potential traffic hazard due to the closeness of the proposed gasoline pumps to French Road, now, therefore, BE IT

RESOLVED that the proposed rezoning of the above described premises from M-1 Light Manufacturing District to CM-General Commercial District be and is hereby denied.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

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ABSENT:

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Item No. 31 Authorization for Executive Director of the Youth Board to attend conference in Albany, New York.

Motion by Councilman Swiatek, seconded by Supervisor Meyers

WHEREAS, the Association of New York State Youth Boards and Youth Bureaus has scheduled a meeting with the New York State Division for Youth to review the Governor's proposed 1979-1980 Youth Programs Budget, NOW, THEREFORE, BE IT

RESOLVED that Kenneth J. Kopacz, Executive Director of the Cheektowaga Youth Bureau, be authorized to attend the budget review and lobbying session to be held in Albany, New York, March 19th through 21st, and BE IT

FURTHER RESOLVED that Kenneth J. Kopacz be reimbursed for his necessary and reasonable travel expenses in connection with said trip not to exceed \$200.00.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

0 :

Item No. 32 Authorization for Supervisor to sign agreement with N.Y.S. Council on the Arts re: "Chopin-Paderewski Polish-American Arts Festival".

Motion by Councilman Swiatek, seconded by Councilman Wegner

WHEREAS, it is the intention of the Town of Cheektowaga to sponsor a "Chopin-Paderewski Polish-American Arts Festival" within the Town during the month of August, 1979, and

WHEREAS, the goal of such a festival is the cultural enrichment of area and State residents and the preservation of the Polish-American Cultural Heritage, and

WHEREAS, such a festival could be held in Cheektowaga Town Park, utilizing the new Outdoor Recreation Center, and

WHEREAS, such a festival would include performances by various local and national professional dancing and singing companies and societies, and

WHEREAS, financial assistance is available through the New York State Council on the Arts to help defray the costs and expenses of such performances, and

Item No. 32 Cont'd.

WHEREAS, an application to the New York State Council on the Arts has been prepared in the amount of \$5,000 for the presentation of the "Chopin-Paderewski Polish-American Arts Festival", and

WHEREAS, the submission of said application was required in a timely manner, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Cheektowaga be and hereby is authorized to sign and submit said application on behalf of the Town of Cheektowaga, such authorization being retroactive to February 28, 1979, and BE IT

FURTHER RESOLVED that a certified copy of this resolution be forwarded to Assemblyman Dennis Gorski and Governor Hugh L. Carey.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

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ABSENT:

Item No. 33

Sanitation Department - Hiring of seasonal, part-time Laborer.

Motion by Councilman Burst, seconded by Supervsior Meyers

, Cheektowaga, RESOLVED that Kurt Emmanuele, New York be and hereby is hired as a seasonal, part-time Laborer in the Sanitation Department, at an hourly salary of \$3.00 per hour; said appointment retroactive to February 27, 1979.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

ABSENT: 0

Motion by Councilman Kaczmarek, seconded by Councilman Dux Item No. 34 to adjourn the meeting.

> RICHARD M. MOLESKI TOWN CLERK

| NO. | ITEM | PAGE |
|-----|---|------|
| | Meeting No. 6 March 19, 1979 | |
| 2 | Highway - new trees for 1979 | 1 |
| 3 | Engineering - furnishing of Chemical Sewer Root Control for various departments | 1 |
| 4 | Highway - Seasonal requirements - stone, winter mix, asphalt, etc. | 1 |
| 5 | Engineering - furnishing all tools, equipment, materials and labor for construction of Contract 3, Main Pumping Station | 1 |
| | Meeting No. 7 April 2, 1979 | |
| 2 | Engineering - furnishing all tools, equipment, material & labor relative to Stage 1, Phase A of Cedargrove Heights Neighborhood Improvement Program | 1 |
| 3 | Highway - Sweeper brooms and push brooms | 1 |
| 4 | Facility - Leasing and servicing of portable chemical toilets | 1 |
| | Meeting No. 8 April 18, 1979 | |
| 2 | Engineering - corrugated metal pipe and reinforced concrete pipe for 1979 | 1 |
| 3 | Facility - One (1) 3/4 ton, 4-wheel drive pick-up truck/snow plow | 1 |

R E S O L U T I O N S

| NO. | ITEM | PAGE |
|------------|--|-------|
| | Meeting No. 6 March 19, 1979 | |
| 8 | Order calling for public hearing for extension of water (hydrant) District of Cleveland Hill Fire District No. 6 | 5 |
| 9 | Call for public hearing for extension of Cleveland Hill Fire District No. 6 | 6–7 |
| 10 | Call for public hearing for dissolution of Tiorunda Fire Protection District No. 2 | 8-10 |
| 11 | Authorization for Supervisor to sign Special Agreement regarding extension of water main | 11-12 |
| 12 | Request for traffic study by Erie County at intersection of French Road and Azalea Drive | 12 |
| 13 | Authorization for Town Attorney's Office to take legal proceedings to recover damages sustained to police auto | 12 |
| 14 | Memorialize State Legislature to enact legislation for self-insurance amongst municipalities | 12-13 |
| 15 | Call for public hearing for street lighting on Fawn Court | 13-14 |
| 16 | Call for public hearing for rezoning at rear of 2989 Genesee St. | 15 |
| 17 | Call for public hearing for rezoning at 4720 Union Road | 16 |
| 18 | Re-Affirm support of Comprehensive Youth Planning | 17 |
| 19 | Authorization for Supervisor to sign agreement regarding Losson Road Park extension | 17-18 |
| 20 | Authorization for increase in fees for Police Department reports | 18 |
| 21 | Highway - Notice to Bidders for Sweeper brooms and Push Brooms | 18 |
| 22 | Facility - Notice to Bidders for leasing & Servicing of portable chemical toilets | 19 |
| 23 | Facility - Award of bid for fencing | 20-21 |
| ~24 | Facility - Award of bid for Topsoil and Sand/Clay/Loam | 21-22 |
| 25 | Facility - Award of bid for Maintenance Chemicals | 22-23 |
| 26 | Facility - Award of bid for Grass Seed | 23-24 |
| 27 | Facility - Award of bid for Athletic White Stripes | 24-25 |
| 28 | Engineering - Award of bid for Maintenance Chemicals | 25-26 |
| 29 | Emergency sewer repairs | 26 |
| 30 | Hiring of architectural firm to submit report regarding Rehm Road Comfort Station | 26 |
| 31 | Reappointment of Edward Tokasz to Zoning Board of Appeals | 26 |
| 32 | Appointments to Senior Citizen Advisory Council | 26-27 |
| 33 | Extended sick leave for Police Department employee | 27 |
| 34 | Rescind resolution of November 6, 1978 regarding appointment of Detective in Police Department | 27-28 |
| 35 | Create position of Clerk-Typist in Police Department | 28 |
| 36 | Appointment of Clerk-Steno in Youth Bureau (provisional) | 28 |
| 37 | Hiring under Title VI | 28-29 |
| 38 | Authorization for Ed Leak, Recreation Director to attend conference | 29 |
| 39 | AFSCME, Local 1026 - authorization for leave of absence for members to attend conference | 30 |
| 40 | Transfer of Funds | 30-31 |
| 41 | Warrant List | 31 |

BIDS

| NO. | ITEM | PAGE |
|-----|---|------|
| | Meeting No. 6 March 19, 1979 | |
| 2 | Highway - new trees for 1979 | 1 |
| 3 | Engineering - furnishing of Chemical Sewer Root Control for various departments | 1 |
| 4 | Highway - Seasonal requirements - stone, winter mix, asphalt, etc. | 1 |
| 5 | Engineering - furnishing all tools, equipment, materials and labor for construction of Contract 3, Main Pumping Station | 1 |
| | Meeting No. 7 April 2, 1979 | |
| 2 | Engineering - furnishing all tools, equipment, material & labor relative to Stage 1, Phase A of Cedargrove Heights Neighborhood Improvement Program | 1 |
| 3 | Highway - Sweeper brooms and push brooms | 1 |
| 4 | Facility - Leasing and servicing of portable chemical toilets | 1 |
| | Meeting No. 8 April 18, 1979 | |
| 2 | Engineering - corrugated metal pipe and reinforced concrete pipe for 1979 | 1 |
| 3 | Facility - One (1) 3/4 ton, 4-wheel drive pick-up truck/snow plow | 1 |

PUBLIC HEARINGS

| NO. | <u>ITEM</u> | PAGE |
|-----|---|------|
| | Meeting No. 6 March 19, 1979 | |
| 6 | Amendment to Traffic Ordinance - Art. VII "Stop & Yield Int." Barbados, No. Seine; Art. X "Parking, Standing, Stopping" - No. Seine, Martinique | 1-2 |
| 7 | Amendment to Traffic Ordinance - Art. X "Parking, Standing, Stopping" - Glidden, So. Glidden, Hedley, etc. | 2-5 |
| | Meeting No. 7 April 2, 1979 | |
| 5 | Extension of Water (hydrant) District of Cleveland Hill Fire Dist. | 1-2 |
| 6 | Extension of Cleveland Hill Fire District #6 | 2-3 |
| 7 | Dissolution of Tiorunda Fire Protection District #2 | 3-4 |
| 8 | Street Lighting - Fawn Court | 4 |
| | Meeting No. 8 April 18, 1979 | |
| 4 | Petition of GREYHOUND LINES, Inc. for Consent to operate a bus route in and along highways in the Town of Cheektowaga | 2 |

| NO. | <u>ITEM</u> | PAGE |
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| | Meeting No. 6 March 19, 1979 | |
| 8 | Order calling for public hearing for extension of water (hydrant) District of Cleveland Hill Fire District No. 6 | 5 |
| 9 | Call for public hearing for extension of Cleveland Hill Fire District No. 6 | 6-7 |
| 10 | Call for public hearing for dissolution of Tiorunda Fire Protection District No. 2 | 8-10 |
| 11 | Authorization for Supervisor to sign Special Agreement regarding extension of water main | 11-12 |
| 12 | Request for traffic study by Erie County at intersection of French Road and Azalea Drive | 12 |
| 13 | Authorization for Town Attorney's Office to take legal proceedings to recover damages sustained to police auto | 12 |
| 14 | Memorialize State Legislature to enact legislation for self-insurance amongst municipalities | 12-13 |
| 15 | Call for public hearing for street lighting on Fawn Court | 13-14 |
| 16 | Call for public hearing for rezoning at rear of 2989 Genesee St. | 15 |
| 17 | Call for public hearing for rezoning at 4720 Union Road | 16 |
| 18 | Re-Affirm support of Comprehensive Youth Planning | 17 |
| 19 | Authorization for Supervisor to sign agreement regarding Losson Road Park extension | 17-18 |
| 20 | Authorization for increase in fees for Police Department reports | 18 |
| 21 | Highway - Notice to Bidders for Sweeper brooms and Push Brooms | 18 |
| 22 | Facility - Notice to Bidders for leasing & Servicing of portable chemical toilets | 19 |
| 23 | Facility - Award of bid for fencing | 20-21 |
| 24 | Facility - Award of bid for Topsoil and Sand/Clay/Loam | 21-22 |
| 25 | Facility - Award of bid for Maintenance Chemicals | 22-23 |
| 26 | Facility - Award of bid for Grass Seed | 23-24 |
| 27 | Facility - Award of bid for Athletic White Stripes | 24-25 |
| 28 | Engineering - Award of bid for Maintenance Chemicals | 25-26 |
| 29 | Emergency sewer repairs | 26 |
| 30 | Hiring of architectural firm to submit report regarding Rehm Road Comfort Station | 26 |
| 31 | Reappointment of Edward Tokasz to Zoning Board of Appeals | 26 |
| 32 | Appointments to Senior Citizen Advisory Council | 26-27 |
| 33 | Extended sick leave for Police Department employee | 27 |
| 34 | Rescind resolution of November 6, 1978 regarding appointment of Detective in Police Department | 27-28 |
| 35 | Create position of Clerk-Typist in Police Department | 28 |
| 36 | Appointment of Clerk-Steno in Youth Bureau (provisional) | 28 |
| 37 | Hiring under Title VI | 28-29 |
| 38 | Authorization for Ed Leak, Recreation Director to attend conference | 29 |
| 39 | AFSCME, Local 1026 - authorization for leave of absence for members to attend conference | 30 |
| · 4 0 | Transfer of Funds | 30-31 |
| 41 | Warrant List | 31 |

| NO. | ITEM | PAGE |
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| | Meeting No. 7 April 2, 1979 | |
| 9 | Renewal of general Town Insurance Program | 4 |
| 10 | Authorization for Supervisor to sign facade grant agreements | 5 |
| 11 | Decision on Rezoning - 1230 French Road | 5-6 |
| 12 | Decision on Rezoning - 1385 French Road | 7 |
| 13 | Decision on Amendment to Traffic Ordinance - Art. VIII: "Stop & Yield" (Barbados and No. Seine); Art. X: "Parking, Standing, Stopping" (Martinique, No. Seine and Barbados) | 7-8 |
| 14 | Call for public hearing re: Petition of Greyhound Lines, Inc. to operate omnibus line over streets and avenues in Town | 9 |
| 15 | Resolution calling for three Town Board meetings a month | 10 |
| 16 | Appointment of appraiser relative to property in Sanitary Sewer District #8 | 10 |
| 17 | Retention of law firm regarding condemnation proceedings in Sanitary Sewer District #8 | 10 |
| 18 | Twon Clerk's Office - Call for public hearing for rezoning at 20 and 22 Beechwood Place | 11 |
| 19 | Highway Dept Award of bids for new trees for 1979 spring planting | 12-13 |
| 20 | Engineering - Award of bid for construction of main pump station at Wastewater Treatment Plant No. 5 site on Central Blvd. | 13-14 |
| 21 | Engineering - Award of bid for chemical sewer root control | 14-15 |
| 22 | Engineering - Advertise for bids for corrugated metal pipe and reinforced concrete pipe for extension of Autumnwood Storm Drain | 15 |
| 23 | Engineering - approval of change order relative to Sewer District
No. 3 connection to Erie County Sewer District #4 | 16-17 |
| 24 | Engineering - resolution relating to Sanitary sewer taxes on property located in the Town of Amherst | 17 |
| 25 | Engineering - adoption of Pilot Project relative to sewer back-ups and basement flooding in Sanitary Sewer District #7 | 17-18 |
| 26 | Facility Dept Advertise for bids for one (1) new 3/4 ton, 4-wheel drive pick-up truck with snow plow | 18 |
| 27 | Facility Dept Authorization for Kennel Club of Buffalo, Inc., to utilize facilities at Losson Road Park on 6/3/79 | 19 |
| 28 | Facility Dept Town Board authorization to permit a waiver of Article 48-8 of the Code of the Town of Cheektowaga relative to "Dog Show" to be conducted at Losson Road Park | 19 |
| 29 | Pacility Dept Hirint of seasonal Maintenance Mechanics and seasonal laborers | 19-20 |
| 29a | Tax Office - Hiring of seasonal, part-time clerk | 20 |
| 30 | Sanitation Dept Hiring of seasonal laborers, as replacements for vacations | 20 |
| 31 | Appointment of Clerk-Typist in Cheektowaga Police Department | 20 |
| 32 | Employee promotion to position of Maintenance Man in Wastewater
Treatment Plant #5 | 20 |
| 33 | Authorization for Town Engineer to attend Air Pollution Control seminar in Pittsburgh, Pennsylvania | 21 |
| 34 | Authorization for Building and Plumbing Inspector to attend "Building Officials School" in Rochester, New York | 21 |
| 35 | Authorization for members of Cheektowaga Library Board to attend
conference in Rochester, New York | 21 |
| 36 | Establishment of Petty Cash Fund for Chktg. Youth Bureau | 22 |
| 37 | Warrant List | 22 |
| 38 | Transfer of Funds | 22-23 |

RESOLUTIONS cont'd

| NO. | <u>ITEM</u> | PAGE |
|-----|---|------|
| | Meeting No. 8 April 18, 1979 | |
| 5 | Call for public hearing to amend Traffic Ordinance - Highview | · 2 |
| 6 | Forwarding of Form TE 10 to N.Y.S. Dept. of Trans. regarding Como Park Blvd. | 2 |
| 7 | Request Erie County to conduct investigation for traffic stops at intersection of Como Park Blvd. and Indian Road | 2 |
| 8 | Request Erie County to issue change permit for signal at Century and Cleveland Drive | 2 |
| 9 | Sanitation - Annual Paint-up, Clean-up and Fix-up Drive | 2 |
| 10 | Decision on Street lighting on Fawn Court | 3 |
| 11 | Call for public hearing for street lighting on Betty Lou Lane | 3-4 |
| 12 | Engineering - Notice to Bidders for two (2) pick-up trucks for
Sewer Maintenance | 5 |
| 13 | Authorization to purchase tractor under State bidding contract for Facility Department | 6 |
| 14 | Facility - Award of bid for portable chemical toilets | 6-7 |
| 15 | Highway - Award of bid for road materials | 7 |
| 16 | Manpower - transfer of employee under Title II | 7 |
| 17 | Transfer of employee (Clerk-typist) to Police Department | 7 |
| 18 | Authorization for Court Clerk to attend seminar in Henrietta, N.Y. | 7 |
| 19 | Military leave of absence for Police Officer | 7-8 |
| 20 | Authorization for Frank Dux and Ron Zoeller to attend seminar | 8 |
| 21 | Hiring of seasonal help in Facility Department | 8 |
| 22 | Transfer of Funds | 8-9 |
| 23 | Warrant List | ٥ |

DEPARTMENTAL COMMUNICATIONS

| <u>NO</u> . | ITEM | PAGE |
|-------------|---|------|
| | Meeting No. 6 March 19, 1979 | |
| 42 | Building Permits | 31 - |
| 43 | Supervisor's Statement of Funds | 31 |
| 44 | Annual report of Supervisor | 31 |
| 45 | Health report for February | 31 |
| 46 | Letter of resignation from K. Stachewicz, Recreation Attendant | 31 |
| | Meeting No. 7 April 2, 1979 | |
| 39 | Building Permits | 23 |
| | Meeting No. 8 April 18, 1979 | |
| 24 | Health report for March | 9 |
| 25 | Bernard Arendt, Recreation Department - letter requesting additional sick leave | 9 |

GENERAL COMMUNICATIONS

| NO. | ITEM | PAGE |
|-----|---|-------|
| | Meeting No. 6 March 19, 1979 | |
| 47 | N.Y.S. Dept. of Trans Notice of public hearing regarding Ludwig
Street Bridge | 31-32 |
| 48 | Amherst Town Clerk - Notice of public hearing regarding variance at 1980 Kensington Avenue | 32 |
| 49 | Lillian Ansel, Depew Village Clerk - certified copy of resolution adopting Local Law #3 (Speed limit on Walden Avenue) | 32 |
| 50 | Willow Run Building Sites, Inc letter & Environmental Assessment forms for Coatesworth Subdivision, Part 10 | 32 |
| 51 | THIRD PARTY SUMMONS & COMPLAINT - Frederick Netzel and wife vs
Colt Industries, Inc., Gun Center, Inc., Robert Whittall, Bronislaus
Tomczyk/Bronislaus Tomczyk vs Town of Cheektowaga | 32 |
| 52 | Claim - Ronald Kotarski vs Town of Cheektowaga | 32 |
| | Meeting No. 7 April 2, 1979 | |
| 40 | Dennis Gorski, Assemblyman - acknowledging receipt of Town Board resolution dated 3/19/79: request for adoption of legislation relating to a variety of insurance mechanisms | 23 |
| 41 | N.Y.S. Dept. of Transportation - recommendation relative to Traffic signalization study at Town Hall site on Union Road | 23 |
| 42 | Erie County Public Works Dept Signal Permit: Intersection of
Cayuga Road and Cleveland Drive and Industrial Park Drive approach | 23 |
| 43 | Erie County Dept. of Public Works - correspondence relating to traffic investigation at intersection of French and Azalea | 23 |
| 44 | C. Chubb, Community Service Representative, March of Dimes - Correspondence relating to March of Dimes Bike-A-Thon to be held Sunday, May 6, 1979 | 23 |
| | Meeting No. 8 April 18, 1979 | |
| 26 | N.Y.S. Dept. of Trans Notice of Order and signal operation specs | 9 |
| 27 | N.Y.S. Dept. of Trans Notice of Order | 9 |
| 28 | N.Y.S. Dept. of Trans letter regarding bus stop on Genesee and | 10 |
| 29 | Erie County Water Authority - letter regarding Main Extension
Agreement | 10 |
| 30 | Niagara Mohawk - Proposed 1980 rates | 10 |
| 31 | Notice of Claim - Robert Adams vs Town of Cheektowaga | 10 |
| 32 | Letter from Norbert Liebl, 87 Lorette regarding water and sewer problems | 10 |

| NO. | ITEM | PAGE |
|-----|--|-----------------|
| | Meeting No. 7 April 2, 1979 | - |
| 45 | Date change for next regularly scheduled Town Board Meetings | 24 |
| 46 | Authorization for Facility Director and Community Development
Coordinator to travel to Albany re: Park Development & Grant Appl | 24
Lications |
| | Meeting No. 8 April 18, 1979 | |
| 33 | Retain services of H. Szymanski to obtain easement on Beryl Driv | re 10 |

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 19th day of March, 1979 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. Wegmer

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; John V. Rogowski, Town Attorney; Chester Bryan, Town Engineer; Julia Reinstein, Town Historian; Ed Leak, Recreation Director; Ron Marten, Building and Plumbing Inspector; Sal LaGreca, Assistant Manpower Program Director I; Chief of Police, T. DeFedericis; Dr. Louis Vendetti, Town Health Officer; Ron Zoeller, Working Foreman in the Sanitation Dept.

I. BIDS

Item No. 2 Highway - New Trees for 1979
Referred to Alfred Wnek, Highway Superintendent

Item No. 3
departments

Engineering - furnishing of Chemical Sewer Root Control for various

Referred to Chester Bryan, Town Engineer

Item No. 4 Highway - Seasonal requirements - stone, winter mix, asphalt, etc Referred to Alfred Wnek, Highway Superintendent

II. PUBLIC HEARINGS

Item No. 6 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 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 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 VIII

Stop and Yield Intersections

Section 80 is amended by adding thereto the following:

Item No. 6 cont'd

| Street | Direction | Entrance
Street | Traffic
Stops | Sign
Location |
|-----------------|-------------|--------------------|------------------|------------------|
| BARBADOS DRIVE | North-south | Leharve Drive | Eastbound | S.W. Corner |
| BARBADOS DRIVE | North-south | E. CHERBOURG DR. | Eastbound | S.W. Corner |
| NO. SEINE DRIVE | East-West | BARBADOS DRIVE | Southbound | N.W. Corner |
| NO. SEINE DRIVE | East-West | MARTINIQUE DR. | Southbound | N.W. Corner |

ARTICLE X

Parking, Standing and Stopping

Section 102 is amended be deleting therefrom the following:

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

A. No parking this side or one-side parking

NO. SEINE DRIVE South side: from Denise Drive to Towers Boulevard

Section 102 is amended by adding thereto the following:

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

B. No parking anytime

NO. SEINE DRIVE South side: from DENISE DRIVE to TERMINUS

MARTINIQUE DRIVE East side: from the north curb line of NO. SEINE DRIVE

to the south curb line of LeHARVE DRIVE, extended

BARBADOS DRIVE East side: from the north curb line of NO. SEINE DRIVE

to the south curb line of LeHARVE DRIVE, extended.

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

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. 7 This being the time and place advertised for a public hearing to consider the advisability of of adopting an amendment 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 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

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

A. No parking this side or one-side parking

GLIDDEN STREET West side: from the south curb line of WILLIAM STREET

to the north curb line of PARKER AVENUE

| Item | No. | 7 | cont' | đ |
|------|-----|---|-------|---|
|------|-----|---|-------|---|

| real No. / Cont d | | |
|--------------------|----------------------------|---|
| SO. GLIDDEN STREET | West side: | from the south curb line of PARKER AVENUE to the north curb line of DINGENS STREET |
| HEDLEY STREET | East side: | from the south curb line of WILLIAM STREET to the north curb line of PARKER AVENUE |
| SO. HEDLEY STREET | East side: | from the south curb line of PARKER AVENUE to the north curb line of DINGENS STREET |
| COLBY STREET | East side: | from the south curb line of WILLIAM STREET to the north curb line of PARKER AVENUE |
| SO. COLBY STREET | East side: | from the south curb line of PARKER AVENUE to the north curb line of DINGENS STREET |
| ALASKA STREET | West side: | from the south curb line of WILLIAM STREET to the north curb line of DINGENS STREET |
| MEDINA STREET | East side: | from the south curb line of WILLIAM STREET to the north curb line of DINGENS STREET |
| CLAUDE DRIVE | East side: | from the south curb line of WILLIAM STREET to the north curb line of WAGNER AVENUE |
| CRISFIELD AVENUE | West side: | from the south curb line of WILLIAM STREET to the north curb line of DINGENS STREET |
| ARIS AVENUE | West side: | from the south curb line of WILLIAM STREET to the north curb line of DINGENS STREET |
| GARLAND AVENUE | East side: | from the south curb line of WILLIAM STREET to the terminus (Dead End) |
| BRIGHT STREET | East side: | from the south curb line of WILLIAM STREET to the terminus (Dead End) |
| VETERANS PLACE | North side: | from the east curb line of HELEN STREET to the west curb line of HENRY STREET |
| FREDERICK STREET | West side: | from the north curb line of VETERANS PLACE to the south curb line of WILLIAM STREET |
| NANDALE DRIVE | East side & South Side: | from the west curb line of HENRY STREET to the south curb line of VETERANS PLACE |
| HURD STREET | South side: | from the west curb line of HARLEM ROAD to the east curb line of MEDINA STREET |
| PARKER AVENUE | South side: | from the east curb line of MEDINA STREET to the west curb line of HELEN STREET |
| EDMUND STREET | West side: | from the south curb line of WILLIAM STREET to the terminus |
| LAURA COURT | East side & South side: | from the south curb line of WILLIAM STREET to the east curb line of EDMUND STREET |
| CROMWELL DRIVE | West side &
North side: | from the west curb line of CROYDON DRIVE to the north curb line of CROYDON DRIVE |
| CROYDON DRIVE | East side & South side: | |
| IRONDALE DRIVE | East side: | from the south curb line of CROMWELL DRIVE to the north curb line of CROYDON DRIVE |
| ELY ROAD | South Side: | from the east curb line of MARYWOOD DRIVE to the terminus (Dead End) |

| | | • |
|-------------------|---|--|
| Item No. 7 cont'd | | |
| OLD STONE ROAD | North side &
East side: | from the south curb line of GARFIELD DRIVE to the terminus |
| MARYWOOD DRIVE | West side,
North Side &
East Side: | from the north curb line of COMO PARK BOULEVARD to the south curb line of OLD STONE ROAD |
| WYNDMOOR COURT | East side & North side: | from the north curb line of COMO PARK BOULEVARD to the terminus |
| GREMLIN COURT | North side: | from the west curb line of WYNDMOOR COURT to the terminus |
| GARFIELD COURT | North side: | from the west curb line of MARYWOOD DRIVE to the terminus |
| HONORINE DRIVE | East side: | from the north curb line of COMO PARK BOULEVARD to the south curb line of ROWLEY ROAD |
| MESSER AVENUE | West side: | from the south curb line of COMO PARK BOULEVARD to the terminus |
| ROWLEY HOLLOW | West side &
North side: | from the north curb line of ROWLEY ROAD to the terminus |
| DEER TRAIL | South Side & East Side: | from the east curb line of ROWLEY HOLLOW to the south curb line of ROWLEY HOLLOW |
| OLD FARM COURT | North side,
West side &
South side: | from the west curb line of OLD FARM ROAD to the west curb line of OLD FARM ROAD |
| OLD FARM ROAD | East side: | from north curb line of ROWLEY ROAD to the terminus |
| LAWN COURT | • | from the north curb line of ROWLEY ROAD to the terminus |
| CEIL DRIVE | | from the south curb line of WILLIAM STREET to the east curb line of JANE DRIVE |
| TRUDY LANE | | from the east curb line of CEIL DRIVE to the east curb line of CEIL DRIVE |
| JANE DRIVE | East side: | from the north curb line of CAYUGA CREEK ROAD to the terminus |
| TAMARK DRIVE | East side: | from the north curb line of WILLIAM STREET to the terminus |
| STARLITE AVENUE | West side: | from the north curb line of WILLIAM STREET to the south curb line of WOJCIK STREET |
| STANDARD PARKWAY | West side: | from the north curb line of WILLIAM STREET to the terminus |
| | | to the ferming |

MILSON AVENUE

East side:

PATRICIA LANE East side: from the south terminus to the north terminus

GIRARD AVENUE East side: from the north curb line of WILLIAM STREET

to the terminus

to the terminus

from the north curb line of COLUMBUS STREET

| IROQUOIS AVENUE | East side: | from the north curb line of WILLIAM STREET to the south curb line of STRADIMAN STREET |
|------------------|-------------------------|---|
| WABASH AVENUE | East side: | from the north curb line of WILLIAM STREET to the south curb line of STRADIMAN STREET |
| PEORIA AVENUE | East side: | from the north curb line of WILLIAM STREET to the south curb line of STRADIMAN STREET |
| MANSION AVENUE | East side: | from the north curb line of WILLIAM STREET to the south curb line of STRADIMAN STREET |
| STRADIMAN STREET | North side & West side: | from the east curb line of HARLEM ROAD to the west curb line of KENNEDY ROAD |
| LINDEN STREET | West side: | from the north curb line of WILLIAM STREET to the terminus |
| WARSAW STREET | East side: | from the north curb line of WILLIAM STREET to the terminus |
| COLUMBUS STREET | North side: | from the east curb line of KENNDY ROAD to the west curb line of STARLITE AVENUE |
| WOJCIK STREET | South side: | from the east curb line of KENNEDY ROAD |

to the terminus

to the terminus

from the north curb line of WILLIAM STREET

from the west curb line of HARLEM ROAD

to the west curb line of KENNEDY ROAD

to the west curb line of ROBERT COURT

from the east curb line of HARLEM ROAD

to the west curb line of KENNEDY ROAD

South side, from the east curb line of MCNAUGHTON AVENUE
East side & to the east curb line of MCNAUGHTON AVENUE

South side: from the east curb line of ST. PAUL COURT

The Supervisor announced that the Town Board would hear all persons

Supervisor declared the hearing closed; decision was reserved.

III. RESOLUTIONS

West side:

North side:

North side:

South side:

Item No. 8 Order calling for public hearing for extension of water (hydrant)
District of Cleveland Hill Fire District No. 8.

interested in the subject of the hearing. Comments were heard, after which the

* See next six (6) pages

Item No. 7 cont'd

KENNEDY ROAD

CENTER AVENUE

ST. BONIFACE ROAD

ST. LUCIAN COURT

CENTER AVENUE

At a regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, held in the Town Hall, corner of Broadway and Union Road, in said Town, on the 19th day of March 1979.

PRESENT:

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

ABSENT:

In the Matter

of the

Extension of the Water (Hydrant) District of Cleveland Hill Fire District No. 6 in the Town of Cheektowaga, in the County of Erie, New York. ORDER CALLING PUBLIC HEARING

April 2 , 1979

WHEREAS, the Town Board of the Town of Cheektowaga (herein called "Town Board" and "Town," respectively), in the County of Erie, New York, has requested Nussbaumer & Clarke, Inc., Consulting Engineers, duly licensed engineers of the State of New York, to prepare a preliminary map, plan and report of proposed extension of the Water (Hydrant) District of Cleveland Hill Fire District No. 6, in the Town (herein called "Extension" and "District," respectively), which map, plan and report dated January, 1979, have been filed in the office of the Town Clerk of the Town for public inspection; and

WHEREAS, the Town Board has determined to proceed with the proposed Extension of the District; and

WHEREAS, the proposed Extension of the District is more particularly bounded and described as follows:

PROPOSED EXTENSION TO

CLEVELAND HILL FIRE DISTRICT NO. 6 WATER (HYDRANT) DISTRICT

On the south side of Maryvale Drive, at the point where the same is intersected by the east side of Harlem Road in the Town of Cheektowaga, County of Erie and State of New York, and running thence easterly a distance of 1073 feet; thence southerly 275 feet; thence westerly 1073 feet; thence northerly on the east side of Harlem 265.90 feet to the place of beginning.

All that certain piece or parcel of land situate lying and being in the Town of Cheektowaga, County of Erie and State of New York, being part of lot Twenty-six (26), Township Eleven (11) Range Seven (7) of the Holland Land Company's Survey and being more particularly bounded and described as follows:

Beginning at a point in the south line of Maryvale Road distant three thousand nine hundred forty-one and nineteen hundredths (3941.19)

feet easterly measured along said south line from its point of intersection with the east line of Harlem Road (said point of beginning also being the intersection of the south line of Maryvale Road with the west line of lands now owned by the Niagara Lockport and Ontario Power Company); thence southerly, with the south line of Maryvale Road on a course south 0-18'-13" east and along the west line of lands of the aforesaid Niagara Lockport and Ontario Power Company Two Thousand Three Hundred Ninety-eight and eighty-nine hundredths (2398.89') feet to a point, (said point being at the northeast corner of a Subdivision shown on a Map filed in the Erie County Clerk's Office under Cover No. 1266);

Thence westerly with the last mentioned boundary line, on a course south 89-37 west, and along the north line of Glenwood Place, as shown on the aforesaid Subdivision Map, Seven Hundred Fifty-two and twenty-seven hundredths (752.27) feet to a point;

Thence northerly, with the last mentioned boundary line, on a course north 0-02'-47" west, Five Hundred Fifty-eight and Sixty hundredths (558.60') feet to a point at the northeast corner of land now owned by the Diocese of Buffalo Holy Sepulchre Cemetary;

Thence westerly, with the last mentioned boundary line, on a

course south 89-44-03 west, and along the north line of lands now owned by the Diocese of Buffalo Holy Sepulchre Cemetary, Two Thousand Two Hundred Twelve and eighty-two hundredths (2212.82') feet to a point at the south-east corner of lands now owned by the Buffalo Drive In Theatres, Inc.;

Thence northerly parallel with the east line of Harlem Road, with the latest mentioned boundary line, on a course north 0-21-17 east and along the east line of lands aforementioned Buffalo Drive In Theatres, Inc., Eight Hundred Seventy-six and forty-eight hundredths (876.48*) feet to a point at the northeast corner thereof;

Thence westerly, with the last mentioned boundary line, on a course south 89-44-03 west and along the north line of the Buffalo Drive In Theatres, Inc., One Thousand and No Hundredths (1000.00°) feet to a point in the east line of Harlem Road at the northwest corner of lands of the Buffalo Drive In Theatres, Inc.;

Thence northerly, with the last mentioned boundary line, on a course north 0-21-17 east, and along the east line of Harlem Road, Seven Hundred Fifty-two and fifty-four hundredths (752.54') feet to a point at the southwest corner of lands now owned by Edwin O. Luippold, (said point being also Two Hundred Thirty-one and twenty-one hundredths (231.21') feet southerly from the point of intersection of the south line of Maryvale Road and the east line of Harlem Road),

Thence easterly with the east line of Harlem Road One Thousand

Forty and no Hundredths (1040.00°) feet, on a course south 89-30-53 east,

to a point at the southeast corner of lands of the aforesaid Edwin O. Luippold,

Thence northerly, with the last mentioned boundary line, on a course north 0-22-07 east, and along the east line of lands now owned by Edwin O. Luippold Two Hundred Forty and no hundredths (240.00') feet to a point in the south line of Maryvale Road at the northeast corner of lands now owned by Edwin O. Luippold (said point being One Thousand Forty and no hundredths (1040.00') feet easterly from the intersection of the south line of Maryvale Road and the east line of Harlem Road);

Thence easterly with the last mentioned boundary line and along the south line of Maryvale Road, on a course north 90-00 east, Two Thousand Nine Hundred One and nineteen hundredths (2901.19') feet to a point of beginning.

WHEREAS, the purpose of the extension of the district is to afford a supply of water for use by the fire district whose boundaries are being extended contemporaneously to be co-terminus with the boundaries of the extended water district in fighting fires by means of the existing hydrants and any additional hydrants which may be required in the future. The water is supplied by the Erie County Water Authority as are the hydrants and the present charge for each hydrant, including installation and maintenance thereof and the water supplied is the sum of One Hundred Twenty-Six and no/100 (\$126.00) Dollars per year, paid on a monthly basis. The hydrants are installed by the Erie County Water Authority as ordered by the Town Board as Commissioners of the Water Districts, and

WHEREAS, there is no expenditure of money required to finance the cost of the extension and accordingly no issuance of bonds, notes, certificates or other evidences of indebtedness will be required, and

WHEREAS, said map, plan and report is on file in the office of the Town Clerk for public inspection, NOW, THEREFORE, BE IT

ORDERED by the Town Board of the Town of Cheektowaga that said

Town Board shall meet at the Town Hall, corner of Broadway and Union Road in

said Town, on the 2nd day of April , 1979, at 7:00 o'clock

P.M. Eastern Standard Time, and hold a public hearing on the extension of said

District, at which hearing all persons interested in the subject thereof may be heard concerning the same, and BE IT FURTHER

ORDERED that said Town Board shall at said time and place hear all evidence thereon which will enable it to determine, pursuant to the provisions of Article 12-A of the Town Law of New York, (a) whether the notice of such hearing was published and posted as required by law, and is otherwise sufficient; (b) whether all the property and property owners within the proposed extension of said District are benefited thereby; (c) whether all the property and property owners benefited are included within the limits of the proposed extension of said District; and (d) whether the extension of said District is in the public interest, and BE IT FURTHER

ORDERED, that the Town Clerk publish at least once in the CHEEK-TOWAGA TIMES and THE EXAMINER, newspapers with a general circulation within the Town of Cheektowaga, and post on the sign board of the Town maintained pursuant

to subdivision 6 of Section 30 of the Town Law and conspicuously in at least five (5) public places within the proposed Extension of the District a copy of this Order, certified by said Town Clerk the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the day designated herein for said public hearing as aforesaid.

DATED: March 19, 1979

TOWN BOARD OF THE TOWN OF CHEEKTOWAGA

Councilman

Deorge Kacymand Councilmen

1 N 1

Council lan

Hirean

Councilmen

Cornellmon

Councilman

Members of the Town Board of the Town of Cheektowaga, New York.

(SEAL)

STATE OF NEW YORK)

SS:
COUNTY OF ERIE

I, RICHARD M. MOLESKI, Town Clerk of the Town of Cheektowaga, in the County of Erie, State of New York, DO HEREBY CERTIFY that I have compared the preceding Order Calling Public Hearing with the original thereof filed in my office on the 19th day of March 1979, and that the same is a true and correct copy of said original and of the whole thereof.

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

March , 1979 .

(SEAL)

Lichard M. Molachi

TOWN CLERK

AFFIDAVIT

STATE OF NEW YORK COUNTY OF ERIE TOWN OF CHEEKTOWAGA

JAMES L. CHARTERS

Signed my Charters
Swore to before me, on the 22
day of May, 1979

Notary Public

PATRICIA H. YOUNGS
Notary Public, State of New York
Qualified in Eric County
My Commission Expires March 30, 1947

Extension of the Water (Hydrant District of Cleveland Hill Fire District No. 6 in the Town of Cheeklowaca. in the County of Erie, New York. ORDER CALLING PUBLIC HEARING

April 2, 1979

ALCOHOL: NO

. A. D. . . . MANUSEAS, the Town Board of the Town of Checklowage (herein called "Town Board" and "Town, respectively), in the County of Erie, New York, has requested Nussbaumer & Cierlie, Inc., Consulting Engineers, duly licensed engineers of the State of New York, to prepare a preliminary map, plan and report of proposed extension of the Water (Hydrant) District of Cleveland Hill Fire District No. 6, in the Town (herein called "Extension" and 'District,' respectively), which map, plan and report dated January. 1979, have been filed in the office of the Town Clark of the Town for public inspection; and

IEREAS, the Town Board Not determined to proceed with the proposed Extension of the District

WHEREAS, the proposed Extension of the District is more particularly bounded and described as follows:

PROPUGED EXTENSION TO CLEVELAND WILL FIRE DISTRICT NO. 6

WATER [NYBOANT] DISTRICT On the south side of Maryvale Drive, at the point where the same in intersected by the east side of Harlem Road in the Town of military and Frie and of New York, and running State of New York, and running theilthe easterly a distance of 1073 lest; thence southerly 275 feet; thence westerly 1073 feet; thence northerly on the east side of Harless 265.90 feet to the place of

minning, All that certain piece or parcel of land situate lying and being in the Town of Chicktowage, County of Erie and State of New York, be part of let Twenty-six: (26), Teamship Eleven (11) Range, Seven (7) of the Holland Land Company's Survey and being more particularly fed and described as follows:

ighning at a point in the line of Maryvale Road distant three thousand nine hundred forty-or and nineteen hundredths (3941.19) foot eaglerly measured along said with the from its point of intersec-ne with the east line of Harlers put (said point of beginning atso being the intersection of the south

separate the are Lockport and Ontario Company); thence southerly, with the south line of Maryvale Road on a course south 0-18'-13" east and atong the west line of lands of the aforesaid Niagara Lockport and Company Two Ontario Pewer Thousand Three Hundred Ninetyeight and eighty-nine hundredths (2398.89') feet to a point, (said point being at the northeast corner of a Subdivision shown on a Map filed

under Cover No. 1266); Thence westerly with the last mentioned boundary line, on a course south 89-37 west, and along the north line of Glenwood Place, as shown on the aforesaid Subdivision Map. Seven Hundred Fifty-two and twenty-seven hundredths (752.27') fact to a point;

in the Erier County Clerk's Office

Thence northerly, with the last mentioned boundary line, on a course north 0-02'-47" west. Five Hundred Fifty-eight and Stxty hundradths (558.60') feet to a point at the northeast corner of land now owned by the Diocese of Buffalo Hely Sepulchre Cemetary;

Thence westerly, with the last mentioned boundary line, on a course south 89-44-03 west, and along the north line of lands now owned by the Diocese of Buffalo Holy Sepulchre Cemetary, Two Thousand Two Hundred Twelve and eighty-two hundredths (2212.82') feet to a point at the southeast corner of tands new owned by the Buffalo Drive in Theatres, Inc.;

Thence northerly parallel with the east line of Harlem Road, with the east line of Harlem Road, with the sum of the latest mentioned boundary line, on a v^{0} the water supplied is the sum of the latest mentioned boundary line, on a v^{0} the water supplied is the sum of the latest mentioned boundary line, on a v^{0} the water supplied is the sum of the sum of the latest mentioned boundary line, on a v^{0} the water supplied is the sum of the sum of the latest mentioned boundary line, on a v^{0} the water supplied is the sum of the sum of the latest mentioned boundary line, on a v^{0} the water supplied is the sum of the latest mentioned boundary line, on a v^{0} the water supplied is the sum of the latest mentioned boundary line, on a v^{0} the water supplied is the sum of the latest mentioned boundary line, on a v^{0} the water supplied is the sum of the latest mentioned boundary line, on a v^{0} the water supplied is the sum of the latest mentioned boundary line, on a v^{0} the water supplied is the sum of the latest mentioned boundary line, on a v^{0} the water supplied is the sum of the latest mentioned boundary line, on a v^{0} the water supplied is the sum of the latest mentioned boundary line, on a v^{0} the water supplied is the sum of the latest mentioned boundary line, on a v^{0} the water supplied is the sum of the latest mentioned boundary line, on a v^{0} the latest mentioned boundary line is v^{0} . the east line of lands aforemention Buffalo Drive in Theatres, Inc., Eight Hundred Seventy-six and forty-eight hundredths (876.48') feet to a point at the northeast corner thereof;

Thence westerly, with the last mentioned boundary line, on a course south 89-44-03 west and along the north line of the Buffalo Drive in Theatres, Inc., One Thousand and No Hundredths (1000.00') feet to a point in the east line of Hariom Road at the northwest corner of lands of the Buffalo Drive in Theatres, Inc.;

Thence northerly, with the last mentioned boundary line, on a course north 0-21-17 east, and along the east line of Harlem Road, Seven Hundred Fifty-two and Sitv-four hundredths (752.54') feet to a point at the southwest corner of lands now owned by Edwin O. Luippold, (said point being also Two Hundred Thirty-one and twenty-one hundredths (231.21') feet southerly from the point of intersection of the south time of Marwale Road and the east line of Harlem Road),

M (1040.60") to on a course south 89-30-53 east, to a point at the southeast corner of lands of the aforesaid Edwin O. Lulopoid.

Thence northerly, with the last mentioned boundary line, on a course north 0-22-07 east, and along the east line of lands now owned by Edwin O. Luippoid Two Hundred Forty and no hundredths (240.00') feet to a point in the south line of Maryvale Road at the northeast corner of lands now owned by Edwin O. Luippold (said point being One Thousand Forty and no hundredths (1040.00') feet easterly from the intersection of the south line of Maryvale Road and the east line of Harlem Road);

Thence easterly with the last mentiened boundary line and along the south line of Maryvale Road, on a sourse north 90-00 east. Two Thoued Nine Hundred One and ninein hundredths (2901.19') feet to a point of beginning.

MEAS, the purpose of the oxeion of the district is to affert a supply of water for use by the fire strict whose boundaries are being anded contemporaneously to be co-terminus with the boundaries of the extended water district in Many News by second of the M ing hydrants and any additional hydrants which may be required in the future. The water is supplied by the Erie County Water Authority as are the hydrants and the present charge for each hydrant, including installation and maintenance thereof and (\$126.00) Dollars per year, peid en a monthly basis. The hydrants are installed by the Erie County Water Authority as ordered by the Town Boost as Commissioners of the Water Districts, and

ture of money required to finance the cost of the extension and accordingty no issuance of bonds, notes, certificates or other evidences of indebtedness will be required, and

WHEREAS, said map, plan and report is on the in the office of the Town Clerk for public inspection, NOW, THEMPORE, BE IT

ORDERED by the Town Board of the Town of Cheektowaga that said Town Soard shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 2nd day of April, 1979, at 7:00 o'clock P.M. Eastern Standard Time, and hold a public hearing on the extension of said District, at which hearing all persons interested in the subject thereof may be heard concerning the same, and BE IT FURTHER

to determine, pursuant to the p sions of Article 12-A of the Town Law of New York, (a) whether the notice of such hearing was published and posted as required by law, and is otherwise sufficient; (b) whether all the property and property owners within the proion of said District are benefited thereby; (c) whether all the preparty and property owners d are included within the limits of the proposed exte said District; and (d) whether the extension of said District is in the public interest, and BE IT PURTNER conclus, that the Town Clark publish at least orde in the CMESI-TOWAGA TIMES and THE EXAMINopepers with a general circulation within the Town of Cheektowage, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Last and conspicuously in at least five (5) public places within the moion of the Children a u Bo copy of this Order, corpline i en Clark the Brat po preci and said posting to be not less than ten (10) nor more than rity (20) days before the day decnd herein for said public hearing as aforesaid

Mir March 19, 1879 M DOARS OF THE TOWN OF CHEEKTOWAGA Supervisor Kenneth J. Meyers nan Frank E. Swit octo Coencilmen George Kaczmerek Councilman Frank J. Dux Councilities Design ₩J. W an James A. Burst Councilmen Thomas M. Johnson, Jr.

mbers of the Town Board of the Town of Cheekseunge, New York.

#1:

STATE OF HEN YORK!

COUNTY OF ENG

I, MCMARD IN. MOLEDIS, Town Clark of the Town of Chaulde in the County of Erio, State of A York, SO MERCEY CERTIFY that ! re compared the preceding Order ng Public Hearing with the original thursof filed in my office on the 19th day of March, 1979, and that the same is a true and correct copy of said original and of the whole thereof.

IN WITHESS WHEREOF, I have hereunto set my hand and affload the seal of said Town this 19th day of March, 1979. MCHARO M. MOLESKI TOWN CLERK



STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA

of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for weeks; first publication weeks; last publication weeks; and that no more than six days intervened between publications.

Sworn to before me this 23 rd
day of March, 1979
Randine C. Williams

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

NAID!NE C. WILLIAMS
Notary Poblic State of New York
Qualified in Erie County
My Commission Expires March 30, 1922/

a, hold in the Town Hall, corner of Broadway and Union Road, in said Town, on the 19th day of March, 1979. PRESENT:

Hon. Kenneth J. Meyers, Supervisor

Councilmen:

Frank E. Swiatek Thomas M. Johnson, Jr. Frank J. Dux George Kaczmarek James R. Burst Donald J. Wegner

ABSENT: 0

In the Matter of the Extension of the Water (Hydrant) District of Cleveland Hill Fire District No. 6 in the Town of Cheektowaga, in the County of Erie, New York.

ORDER CALLING, PUBLIC HEARING, April 2, 1979

WHEREAS, the Town Board of

the Town of Cheektowaga (herein called "Town Board" and "Town," respectively), in the County of Erie, New York, has requested Nussbaumer & Clarke, Inc., Consulting Engineers, duly licensed engineers of the State of New York, to prepare a preliminary map, plan and report of proposed extension of the Water (Hydrant) District of Cleveland Hill Fire District No. 6, in the Town (herein called "Extension" and "District," respectively), which map, plan and report dated January, 1979, have been filed in the office of the Town Clerk of the Town for public inspection; and WHEREAS, the Town Board has

determined to proceed with the proposed Extension of the District;

WHEREAS, the proposed Extension of the District is more particularly bounded and described as follows:

PROPOSED EXTENSION TO CLEVELAND HILL FIRE DISTRICT NO. 6

WATER (HYDRANT) DISTRICT On the south side of Maryvale Drive, at the point where the same is intersected by the east side of Harlem Road in the Town of Cheektowaga, County of Erie and State of New York, and running thence easterly a distance of 1073 feat; thence southerly 275 feet; thence westerly 1073 feet; thence mertherly on the east side of Harlem 265.90 feet to the place of

beginning.
All that certain piece or parcel of land situate lying and being in the Town of Cheektowaga, County of Cheektowaga, C Exic and State of New York, being part of lot Twenty-six (26), iownship Eleven (11) Range Seven (7) of the Holland Land Company's

infinite at a point in the d nine h Ty-one and nineteen hundredths 141.19) feet easterly measured along said south line from its point of intersection with the east line of Harlem Road (said point of beginning also being the intersec-tion of the south line of Maryvale Reed with the e of h the west line of lands of the aforesaid Niagara Lockport and Ontario Power Company Two Thousand Three Hundred Ninetyeight and eighty-nine hundredths (2398.89') feet to a point, (said point being at the northeast corner of a Subdivision shown on a Map filed in the Erie County Clerk's Office under Cover No. 1266);

Therice westerly with the last mentioned boundary line, on a course south 89-37 west, and along the north line of Glenwood Place. as shown on the aforesaid Subdivision Map. Seven Hundred Fiftytwo and twenty-seven hundredths (752.27') feet to a point;

Thence northerly, with the last mentioned boundary line, on a course north 0-02'-47" west, Five Hundred Fifty-eight and Sixty andredthe (558 60') for

Board as Ci

Water Districts, and WHEREAS, there is no exp ture of money required to finance the cost of the extension and accordingly no issuance of bonds, notes, certificates or other evidences of indebtedness will be required, and

WHEREAS, said map, plan and report is on file in the office of the Town Clerk for public inspection, NOW, THEREFORE, BE IT

ORDERED by the Town Board of the Town of Cheektowaga that said Town Board shall meet at the Town Hall, corner of Broadway and Union Read in said Town, on the 2nd day of April, 1979, at 7:00 o'clock P.M. Eastern Standard Time, and hold a public hearing on the extension of said District, at

the south line of Maryvale Read a course south 0-18'-13" cost sind along the west line of lands of the aforesaid Niagara Lockport and Ontario Power Company Two Thousand Three Hundred Ninety-eight and eighty-nine hundredths (2398.89') feet to a point, (said point being at the northeast corner of a Subdivision shown on a Map filed in the Erie County Clerk's Office under Cover No. 1266);

Therice westerly with the last mentioned boundary line, on a course south 89-37 west, and along the north line of Glenwood Place, as shown on the aforesaid Subdivision Map, Seven Hundred Fiftytwo and twenty-seven hundredths (752.27') feet to a point;

Thence northerly, with the last mentioned boundary line, on a course north 0-02'-47" west, Five Hundred Fifty-eight and Sixty hundredths (558.60') feet to a point at the northeast corner of land now owned by the Diocese of Buffalo Holy Sepulchre Cemetary;

Thence westerly, with the last mentioned boundary line, on a course south 89-44-03 west, and along the north line of lands now owned by the Diocese of Buffalo Holy Sepulchre Cemetary, Two Thousand Two Hundred Twelve and eighty-two hundred Twelve and eighty-two hundred the southeast corner of lands now owned by the Buffalo Drive In Theatres, Inc.;

Thence northerly parallel with the east line of Harlem Road, with the latest mentioned boundary line, on a course north 0-21-17 east and along the east line of lands aforementioned Buffalo Drive In Theatres, Inc., Eight Hundred Seventy-six and forty-eight hundredths (876.48') feet to a point at the northeast corner thereof;

Thence westerly, with the last mentioned boundary line, on a course south 89-44-03 west and along the north line of the Buffalo Drive In Theatres, Inc., One Thousand and No Hundredths (1000.00') feet to a point in the east line of Harlem Road at the northwest corner of lands of the Buffalo Drive In Theatres, Inc.;

Thence northerly, with the last mentioned boundary line, on a course north 0-21-17 east, and along the east line of Harlem Road, Seven Hundred Fifty-two and fifty-four hundredths (752.54') feet to a point at the southwest corner of lands now owned by Edwin O. Luippold, (said point being also Two Hundred Thirty-one and twenty-one hundredths (231.21') feet southerly from the point of intersection of the south line of Maryvale Road and the east line of Harlem Road),

Thence easterly with the east line of Harlem Road One Thousand Forty and no Hundredths (1040.00') feet, on a course south 89-30-53 east, to a point at the southeast corner of lands of the aforesaid Edwin O. Luippold,

Thence northerly, with the last mentioned boundary line, on a course north 0-22-07 east, and along the east line of lands now owned by Edwin O. Luippold Two Hundred Forty and no hundredths (240.00') feet to a point in the south line of Maryvale Road at the northeast corner of lands now owned by Edwin O. Luippold (said point being One Thousand Forty and no hundredths (1040.00') feet easterly from the intersection of the south line of Maryvale Road and the east line of Harlem Road);

Thence easterly with the last mentioned boundary line and along the south line of Maryvale Road, on a course north 90-00 east, Two Thousand Nine Hundred One and nineteen hundredths (2901.19') feet to a point of beginning.

and WHEREAS, the purpose of the extension of the district is to afford a supply of water for use by the fire district whose boundaries are being extended contemporaneously to be co-terminus with the boundaries of the extended water district in fighting fires by means of the existing hydrants and any additional hydrants which may be required in the future. The water is supplied by the Erie County Water Authority as are the hydrants and the present charge for each hydrant, including installation and maintenance thereof and the water supplied is the sum of One Hundred Twenty-Six and no/100 (\$126.00) Dollars per year, paid on a

Authority as ordered by the Town the Board as Commissioners of the Sapara and Water Districts, and

WHEREAS, there is no expenditure of money required to finance the cost of the extension and accordingly no issuance of bonds, notes, certificates or other evidences of indebtedness will be required, and

WHEREAS, said map, plan and report is on file in the office of the Town Clerk for public inspection, NOW, THEREFORE, BE IT

ORDERED by the Town Board of the Town of Cheektowaga that said Town Board shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 2nd day of April, 1979, at 7:00 o'clock P.M. Eastern Standard Time, and hold a public hearing on the extension of said District, at which hearing all persons interested in the subject thereof may be heard concerning the same, and BE IT FURTHER

ORDERED that said Town Board shall at said time and place hear all evidence thereon which will enable it to determine, pursuant to the provisions of Article 12-A of the Town Law of New York, (a) whether the notice of such hearing was published and posted as required by law, and is otherwise sufficient; (b) whether all the property and property owners within the proposed extension of said District are benefited thereby; (c) whether all the property and property owners benefited are included within the limits of the proposed extension of said District; and (d) whether the extension of said District is in the public interest, and BE IT FURTHER

ORDERED, that the Town Clerk publish at least once in the CHEEKTOWAGA TIMES and The Examiner, newspapers with a general circulation within the Town of Cheektowaga, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law and conspicuously in at least five (5) public places within the proposed Extension of the District a copy of this Order, certified by said Town Clerk the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the day designated herein for said public hearing as aforesaid.

DATED: March 19, 1979 TOWN BOARD OF THE TOWN OF CHEEKTOWAGA

COUNCIL COUNCI

Frank E. Swiatek George Kaczmarek Frank J. Dux Donald J. Wegner James R. Burst Thomas M. Johnson

Members of the Town Board of the Town of Cheektowaga, New York. (Seal)

STATE OF NEW YORK (
) SS:

COUNTY OF ERIE

I, RICHARD M. MOLESKI,
Town Clerk of the Town of
Cheektowaga, in the County of
Erie, State of New York, DO
HEREBY CERTIFY that I have
compared the preceding Order
Calling Public Hearing with the
original thereof filed in my office
on the 19th day of March, 1979, and
that the same is a true and correct
copy of said original and of the
whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 19th day of March, 1979.

larch, 1979. RICHARD M. MOLESKI Town Clerk

(SEAL)

Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the Town Board of the Town of Cheektowaga, County of Erie, New York, deems it advisable that Cleveland Hill Fire District No. 6 of said Town be extended to include the territory hereinafter described, and

WHEREAS, the Town Board desires to hold a public hearing for the consideration of such extension, NOW, THEREFORE, BE IT

RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, New York, as follows:

(1) The Town Clerk is hereby authorized and directed to publish and post the following Notice:

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that upon the motion of the Town Board of the Town of Cheektowaga, Erie County, New York, pursuant to the provisions of Article 11 of the Town Law, the Town Board has determined to hold a public hearing in the matter of the extension of Cleveland Hill Fire District No. 6 of said Town to embrace the following described territory:

* See next two (2) pages for description of property

PROPOSED EXTENSION TO

CLEVELAND HILL FIRE DISTRICT NO. 6

On the south side of Maryvale Drive, at the point where the same is intersected by the east side of Harlem Road in the Town of Cheektowaga, County of Erie and State of New York, and running thence easterly a distance of 1073 feet; thence southerly 275 feet; thence westerly 1073 feet; thence northerly on the east side of Harlem 265.90 feet to the place of beginning.

All that certain piece or parcel of land situate lying and being in the Town of Cheektowaga, County of Erie and State of New York, being part of lot Twenty-six (26), Township Eleven (11) Range Seven (7) of the Holland Land Company's Survey and being more particularly bounded and described as follows:

Beginning at a point in the south line of Maryvale Road distant three thousand nine hundred forty-one and nineteen hundredths (3941.19) feet easterly measured along said south line from its point of intersection with the east line of Harlem Road (said point of beginning also being the intersection of the south line of Maryvale Road with the west line of lands now owned by the Niagara Lockport and Ontario Power Company); thence southerly, with the south line of Maryvale Road on a course south 0-18'-13" east and along the west line of lands of the aforesaid Niagara Lockport and Ontario Power Company Two Thousand Three Hundred Minety-eight and eighty-nine hundredths (2398.89') feet to a point, (said point being at the northeast corner of a Subdivision shown on a Map filed in the Erie County Clerk's Office under Cover No. 1266);

Thence westerly with the last mentioned boundary line, on a course south 89-37 west, and along the north line of Glenwood Place, as shown on the aforesaid Subdivision Map, Seven Hundred Fifty-two and twenty-seven hundredths (752.27') feet to a point;

Thence northerly, with the last mentioned boundary line, on a course north 0-02'-47" west, Five Hundred Fifty-eight and Sixty hundredths (558.60') feet to a point at the northeast corner of land now owned by the Diocese of Buffalo Holy Sepulchre Cemetary;

Thence westerly, with the last mentioned boundary line, on a

course south 89-44-03 west, and along the north line of lands now owned by the Diocese of Buffalo Holy Sepulchre Cemetary, Two Thousand Two Hundred Twelve and eighty-two hundredths (2212.82') feet to a point at the southeast corner of lands now owned by the Buffalo Drive In Theatres, Inc.;

Thence northerly parallel with the east line of Harlem Road, with the latest mentioned boundary line, on a course north 0-21-17 east and along the east line of lands aforementioned Buffalo Drive In Theatres, Inc., Eight Hundred Seventy-six and forty-eight hundredths (876.48') feet to a point at the northeast corner thereof;

Thence westerly, with the last mentioned boundary line, on a course south 89-44-03 west and along the north line of the Buffalo Drive In Theatres, Inc., One Thousand and No Hundredths (1000.00°) feet to a point in the east line of Harlem Road at the northwest corner of lands of the Buffalo Drive In Theatres, Inc.;

Thence northerly, with the last mentioned boundary line, on a course north 0-21-17 east, and along the east line of Harlem Road, Seven Hundred Fifty-two and fifty-four hundredths (752.54') feet to a point at the southwest corner of lands now owned by Edwin O. Luippold, (said point being also Two Hundred Thirty-one and twenty-one hundredths (231.21') feet southerly from the point of intersection of the south line of Maryvale Road and the east line of Harlem Road),

Thence easterly with the east line of Harlem Road One Thousand

Forty and no Hundredths (1040.00') feet, on a course south 89-30-53 east,

to a point at the southeast corner of lands of the aforesaid Edwin O. Luippold,

Thence northerly, with the last mentioned boundary line, on a course north 0-22-07 east, and along the east line of lands now owned by Edwin O. Luippold Two Hundred Forty and no hundredths (240.00') feet to a point in the south line of Maryvale Road at the northeast corner of lands now owned by Edwin O. Luippold (said point being One Thousand Forty and no hundredths (1040.00') feet easterly from the intersection of the south line of Maryvale Road and the east line of Harlem Road);

Thence easterly with the last mentioned boundary line and along the south line of Maryvale Road, on a course north 90-00 east, Two Thousand Nine Hundred One and nineteen hundredths (2901.19') feet to a point of beginning.

Item No. 9 cont'd

and that such public hearing will be held by the Town Board of said Town at the Town Hall, corner of Broadway and Union Road in said Town on the 2nd day of April, 1979 at 7:00 P.M., Eastern Standard Time, and that then and there the said Town Board will hear all persons interested in the matter of the extension of such district, and will then and there take action in the matter.

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

RICHARD M. MOLESKI Town Clerk

DATED: March 19, 1979

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

(2) Such notice shall be published in the CHEEKTOWAGA TIMES and THE EXAMINER, newspapers published in said Town of Cheektowaga and having a general circulation in the territory proposed to be annexed to Cleveland Hill Fire District No. 6 of the Town of Cheekowaga, and a copy of such notice shall be posted on the signboard of the Town maintained pursuant to Subdivision 6 of Section 30 of the Town Law of New York and conspicously in at least five (5) public places within the proposed extension of the district, such publication and posting to be made not less than ten (10) nor more than twenty (20) days prior to the date fixed for such public hearing.

(3) The Town Board shall meet at the time and place specified in said notice and shall hold a public hearing as therein provided.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

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AFFIDAVITS - NEXT PAGE

1

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 ______ day of ______, 19____ and ending on the _______ day of _______, 19______

Signed An A Charty Sworn to before me, on the deday of Man, 1977 Notary Public

PATRICIA H. YOUNGS
Nelety Public, State of New York
Qualified in Eric County
My Commission Expires March 30, 19 1141

Town of Cheektowaga, Erie y, New York, pursuant to the ons of Article 11 of the Town Law, the Town Board has deterwith hold a public hearing in the g of the extension of Cleveland I Fire District No. 6 of said Town to embrace the following described:

CEO EXTENSI 110 ELEMELAND HILL FIRE METRICT **110.** 6

On the south side of Maryvale bries, at the point where the same is presected by the east side of m Road in the Town of towaga, County of Erie and le of New York, and running easterly a distance of 1073 thence southerly 275 feet; e westerly 1073 feet; thence. orly on the east side of Harlson MACO feet to the place of

All that certain place or parcel of nd situate lying and being in the de and State of Move York, being of let Twenty-six (26), hip Eleven (11) Range Seven (7) of the Holland Land Company's by and being more particularly d and described as fe

inning at a point in the south ice of Maryvalo Read distant three and nine hundred forty-one pinateen hyndradiks (3941.19) the sesterty measured along said Hoe from its point of ction with the seat line of Read (said point of ng alop being the intersection e south line of Maryvele Road the west line of lands now d by the Niagara Lockport and no Power Company); thence orly, with the south line of in Road on a course south 0-10'-13" east and along the west Been lands of the aldressid Hingara port and Ontario Power Comy Two Thousand Three Hundred ty-eight and eighty-nine hun-ths (2306.80') feet to a point, le point boing at the northeast er of a Subdiviolen shown on a e filed in the Erie County Clark's n under Cover No. 1266);

ence westerly with the lest Boned boundary line, on a urse south 89-37 west, and along the north line of Glenwood Place. as n on the aloresald Subdivision p, Seven Hundred Fifty-two and twenty-seven hundredths (752.27')

fault to a point;

Thence northers; with the last mentioned boundary line. on a ny ine, on a coorse north 0-02'-47" west, Five Hundred Fifty-eight and Sixty hundradths (558.60') feet to a point at the northeast corner of land now owned by the Diocess of Bullalo Holy Sepulchre Cemetary;

along the north line of lands now owned by the Diocese of Buffalo Holy Sepulchre Cerhetary, Two Thousand Two Hundred Twelve and eighty-two hundredths (2212.82') feet to a point at the southeast corner of lands now owned by the Buffalo Drive In Theatres, Inc.;

Thence northerly parallel with the eest line of Hartem Road, with the iztest mentioned boundary line, on a course north 0-21-17 east and along the east line of lands aforementioned Buffalo Drive In Theatres, Inc., Eight Hundred Seventy-six and forty-eight hundredths (\$76.48') feet to a point at the northeast corner thereof;

Thence westerly, with the last mentioned boundary line, on a course south 89-44-03 west and along the north line of the Buffalo Drive in theatres, Inc., One Thousand and No Hundredths (1000.00") best to a point in the sest line of Harlesh Road at the northwest corner of lands of the Buffalo Drive In Theatres, Inc.:

Thence northerly, with the last mentioned boundary line, on a course north 0-21-17 east, and along the east line of Harlem Road, on Hundred Fifty-two and titly-tour hundredths (752.54") feet to a point at the southwest corner of lends now owned by Edwin O. Lulppotd, (sale point being also Two Hundred Thrty-one and twenty-one hundredths (231.21') feet southerly from the point of intersection of the south line of Maryvole Road and the east line of Itariem Read).

Thence elisterly with the east line of Harlem Read One Thousand Forty and no Hundredths (1040.00') foot, on a course south 89-30-53 east, to a point at the southeast corner of lands of the aforesald Edwin O.

Thence bortherly, with the last mentioned boundary line, en a course north 0-22-07 east, and along the bast line of lands now owned by Edwin O. Luippold Two Hundred Forty and no hundredths (240.00') feet to a point in the south line of Maryvale Road at the northeast corner of lands now owned by Edwin O. Luippoid (said point being One Thousand Forty and no hundredths (1040.00') feet easterly from the intersection of the south line of Maryvale Road and the east line of Harlem Road);

Thence easterly with the last mentioned boundary line and along the south line of Maryvale Road, on a course north 90-00 east, Two Thousand Nine Hundred One and nineteen hundredths (2901.19') feet to a point of beginning.

and tinton Road in said Yours, on th 2nd day of April, 1979 at 7:00 P.M., Eastern Standard Time, and that then and there the said Town Board will hear all persons interested in the matter of the extension of such district, and will then and there take action in the matter.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK. **DATED: March 19, 1979**

RICHARD M. MOLESKI

Town Clark

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA

of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for weeks: first publication weeks: first publication weeks: and that no more than six days intervened between publications.

Sworn to before me this 23 rd

day of March, 1979

Tardine (William

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

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

Légal Notice

NOTICE IS HERRY GIVEN
that upon the motion of the Town
Board of the Town of Cheekto
waga. Eric County. New York,
pursuant to the Town Law, the
Town Board has determined to
hold a public hearing in the matter
of the extension of Cleveland Hill
Fire District No. 6 of said Town to
embrace the following described
territory:
PROPOSED EXTENSION TO

PROPOSED EXTENSION TO CLEVELAND HELL FIRE SETRICT NO.8 On the state side of Manyon

Drive, at the point where the training intersected by the east and Harlem Road in the Town of Checktowaga, County of Eric and State of New York, and running thence easterly a distance of 1073 feet; thence southerly 275 feet; thence westerly 1073 feet; thence northerly on the east side of Harlem 265.90 feet to the place of beginning.

All that certain piece or parcel of land situate lying and being in the Town of Cheektowaga, County of Erie and State of New York, being part of lot Twenty-six (26), Township Eleven (11) Range Seven (7) of the Holland Land Company's Survey and being more particularly bounded and de-

scribed as follows:

Beginning at a point in the south line of Maryvale Road distant three thousand nine hundred forty-one and nineteen hundredths (3941.19) feet easterly measured along said south line from its point of intersection with the east line of Harlem Road (said point of beginning also being the intersection of the south line of Maryvale Road with the west line of lands now owned by the Niagara Lockport and Ontario Power Company); thence southerly, with the south line of Maryvale Road on a course south 0-18'-13" east and along the west line of lands of the aforesaid Niagara Lockport and Ontario Power Company Two Thousand Three Hundred Ninetyeight and eighty-nine hundredths (2398.89') feet to a point, (said point being at the northeast corner of a Subdivision shown on a Map filed in the Erie County Clerk's Office under Cover No. 1266):

Thence westerly with the last mentioned boundary line, on a course south 89-37 west, and along the north line of Glenwood Place, as shown on the aforesaid Subdivision Map, Seven Hundred Fiftytwo and twenty-seven hundredths (752.27') feet to a point;

Thence northerly, with the last mentioned boundary line, on a course north 0-02'-47" west, Five Hundred Fifty-eight and Sixty hundredths (558.60') feet to a point at the northeast corner of land now owned by the Diocese of Buffalo Holy Sepulchre Cemetary;

Thence westerly, with the last mentioned boundary line, on a course south 89-44-03 west, and along the north line of lands now owned by the Diocese of Buffalo Holy Sepulchre Cemetary, Two Thousand Two Hundred Twelve and eighty-two h u n d r e d t h s (2212.82') feet to a point at the southeast corner of lands now owned by the Buffalo Drive In Theatres, Inc.;

Thence northerly parallel with the east line of Harlem Road, with the latest mentioned boundary line, on a course north 0-21-17 east and along the east line of lands aforementioned Buffalo Drive In Theatres, Inc., Eight Hundred Seventy-six and forty-eight hunmentioned boundary line, on a course south 89-44-03 west and along the north line of the Buffalo Drive in Theatres, Inc., One Thousand and No Hundredths (1000.00') feet to a point in the east line of Harlem Road at the northwest corner of lands of the

Buffalo Drive In Theatres, Inc.;
Thence northerly, with the last mentioned boundary line, on a course north 0-21-17 east, and along the east line of Harlem Road, Seven Hundred Fifty-two and fifty-four hundredths (752.54') feet to a point at the southwest corner of lands now owned by Edwin O. Luippold, (said point being also Two Hundred Thirty-one and twenty-one hundredths (231.21') feet southerly from the point of intersection of the south line of Maryvale Road and the east line of Harlem Road),

Thence easterly with the east line of Harlem Road One Thousand Forty and no Hundredths (1940.90') feet, on a course south 39-30-53 east, to a point at the southeast corner of lands of the aforesaid

Edwin O. Luippold,

Thence northerly, with the last mentioned boundary line, on a course north 0-22-07 east, and along the east line of lands now owned by Edwin O. Luippold Two Hundred Forty and no hundredths (240.00') feet to a point in the south line of Maryvale Road at the northeast corner of lands now owned by Edwin O. Luippold (said point being One Thousand Forty and no hundredths (1040.00') feet easterly from the intersection of the south line of Maryvale Road and the east line of Harlem Road);

Thence easterly with the last mentioned boundary line and along the south line of Maryvale Road, on a course north 90-00 east. Two Thousand Nine Hundred One and nineteen hundredths (2901.19') feet to a point of beginning, and that such public hearing will be held by the Town Board of said Town at the Town Hall, corner of Broadway and Union Road in said Town, on the 2nd day of April, 1979 at 7:00 P.M., Eastern Standard Time, and that then and there the said Town Board will hear all persons interested in the matter of the extension of such district, and will then and there take action in the matter.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.
DATED: March 19, 1979

RICHARD M. MOLESKI Town Clerk



Item No. 10 Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the Town Board intends to undertake proceedings for the extension of Cleveland Hill Fire District No. 6 such that all of the territory presently within Tiorunda Fire Protection District No. 2 shall be included in the extension of Cleveland Hill Fire District No. 6 and to effectuate such extension, it is necessary that proceedings for the dissolution of the Tiorunda Fire Protection District No. 2 be undertaken, NOW, THEREFORE, BE IT

RESOLVED that pursuant to Section 172-d of the Town Law of New York a hearing shall be held pursuant to the following Notice:

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

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN pursuant to Section 172-d of the Town Law of New York that a hearing will be held at the Town Hall at the corner of Broadway and Union Road, in the Town of Cheektowaga, Erie County, New York, on the 2nd day of April, 1979 at 7:00 P.M., Eastern Standard Time, for the purpose of considering the matter of dissolution of Tiorunda Fire Protection District No. 2 of the Town of Cheektowaga described as follows:

* See next two (2) pages for description

PROPOSED EXTENSION TO

CLEVELAND HILL FIRE DISTRICT NO. 6

On the south side of Maryvale Drive, at the point where the same is intersected by the east side of Harlem Road in the Town of Cheektowaga, County of Erie and State of New York, and running thence easterly a distance of 1073 feet; thence southerly 275 feet; thence westerly 1073 feet; thence northerly on the east side of Harlem 265.90 feet to the place of beginning.

All that certain piece or parcel of land situate lying and being in the Town of Cheektowaga, County of Erie and State of New York, being part of lot Twenty-six (26), Township Eleven (11) Range Seven (7) of the Holland Land Company's Survey and being more particularly bounded and described as follows:

Beginning at a point in the south line of Maryvale Road distant three thousand nine hundred forty-one and nineteen hundredths (3941.19) feet easterly measured along said south line from its point of intersection with the east line of Harlem Road (said point of beginning also being the intersection of the south line of Maryvale Road with the west line of lands now owned by the Niagara Lockport and Ontario Power Company); thence southerly, with the south line of Maryvale Road on a course south 0-18'-13" east and along the west line of lands of the aforesaid Niagara Lockport and Ontario Power Company Two Thousand Three Hundred Ninety-eight and eighty-nine hundredths (2398.89') feet to a point, (said point being at the northeast corner of a Subdivision shown on a Map filed in the Erie County Clerk's Office under Cover No. 1266);

Thence westerly with the last mentioned boundary line, on a course south 89-37 west, and along the north line of Glenwood Place, as shown on the aforesaid Subdivision Map, Seven Hundred Fifty-two and twenty-seven hundredths (752.27) feet to a point;

Thence northerly, with the last mentioned boundary line, on a course north 0-02'-47" west, Five Hundred Fifty-eight and Sixty hundredths (558.60') feet to a point at the northeast corner of land now owned by the Diocese of Buffalo Holy Sepulchre Cemetary;

Thence westerly, with the last mentioned boundary line, on a

course south 89-44-03 west, and along the north line of lands now owned by the Diocese of Buffalo Holy Sepulchre Cemetary, Two Thousand Two Hundred Twelve and eighty-two hundredths (2212.82') feet to a point at the south-east corner of lands now owned by the Buffalo Drive In Theatres, Inc.;

Thence northerly parallel with the east line of Harlem Road, with the latest mentioned boundary line, on a course north 0-21-17 east and along the east line of lands aforementioned Buffalo Drive In Theatres, Inc., Eight Hundred Seventy-six and forty-eight hundredths (876.48') feet to a point at the northeast corner thereof;

Thence westerly, with the last mentioned boundary line, on a course south 89-44-03 west and along the north line of the Buffalo Drive In Theatres, Inc., One Thousand and No Hundredths (1000.00°) feet to a point in the east line of Harlem Road at the northwest corner of lands of the Buffalo Drive In Theatres, Inc.;

Thence northerly, with the last mentioned boundary line, on a course north 0-21-17 east, and along the east line of Harlem Road, Seven Hundred Fifty-two and fifty-four hundredths (752.54') feet to a point at the southwest corner of lands now owned by Edwin O. Luippold, (said point being also Two Hundred Thirty-one and twenty-one hundredths (231.21') feet southerly from the point of intersection of the south line of Maryvale Road and the east line of Harlem Road),

Thence easterly with the east line of Harlem Road One Thousand

Forty and no Hundredths (1040.00') feet, on a course south 89-30-53 east,

to a point at the southeast corner of lands of the aforesaid Edwin O. Luippold,

Thence northerly, with the last mentioned boundary line, on a course north 0-22-07 east, and along the east line of lands now owned by Edwin O. Luippold Two Hundred Forty and no hundredths (240.00') feet to a point in the south line of Maryvale Road at the northeast corner of lands now owned by Edwin O. Luippold (said point being One Thousand Forty and no hundredths (1040.00') feet easterly from the intersection of the south line of Maryvale Road and the east line of Harlem Road);

Thence easterly with the last mentioned boundary line and along the south line of Maryvale Road, on a course north 90-00 east, Two Thousand Nine Hundred One and nineteen hundredths (2901.19') feet to a point of beginning.

Item No. 10 cont'd

Immediately upon dissolution of Tiorunda Fire Protection District No. 2, the area formerly encompassed by Tiorunda Fire Protection District No. 2 will become part of Cleveland Hill Fire District No. 6 to be described as follows:

* See next five (5) pages for description of Cleveland Hill Fire District No. 6 and Tiorunda Fire Protection District No. 2 combined.

DESCRIPTION OF CLEVELAND HILL FIRE DISTRICT NO. 6 AND TIONUNDA FIRE PROTECTION DISTRICT NO. 2 COMBINED

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, State of New York being part of Lots 14, 18, 19, 26, 27, 35, 36, and 37, Township 11, Range 7 of the Holland Land Company's survey, here particularly bounded and described as follows:

BEGINNING at the Northwesterly corner of the Town of Cheektowaga;
THENCE Easterly along the Northerly line of the Town of Cheektowaga
16040 feet, more or less;

THENCE Southerly parallel with Cayuga Road 495 feet (record dimension);

THENCE Westerly parallel with the Northerly line of the Town of

Cheektowaga 660 feet (record) to a point in the center line of Cayuga Road;

THENCE Southerly along the center line of Cayuga Road 1581.80 feet

(record) to a point in the Northerly line of lands of the Airport

Industrial Park;

THENCE Easterly at right angles to Cayuga Road and along said
Northerly line of lands of the Airport Industrial Park 1300.42 feet
(record) to a point in the Easterly line of Lot 14;

THENCE Southerly along the Easterly line of Lot 14, 730.11 feet (record) to a point in the Southerly line of lands of the Airport Industrial Park;

THENCE Westerly parallel with the Southerly line of Lot 14 and along the Southerly line of lands of the Airport Industrial Park 1291.94 feet (record) to a point in the center line of Cayuga Road;

THENCE Southerly along the center line of Cayuga Road 150 feet

(record) to a point in the Northerly line of the Buffalo Trap and Field

Club, Inc.;

THENCE Easterly parallel with the Southerly line of Lot 14 and along the Northerly line of lands of the Buffalo Trap and Field Club, Inc., 1290 feet, more or less (record), to the Easterly line of Lot 14;

THEXCE Southerly along the Easterly line of Lot 14, 1518 feet (record) to a point in the Southerly line of lands of the Buffalo Trap and Field Club, Inc., being also the Southerly line of Lot 14;

THENCE Westerly along the Southerly line of lands of the Buffalo Trap and Field Club, Inc., and along the Southerly line of Lot 14, 1271.25 feet (record) to a point in the center line of Cayuga Road;

THENCE Northerly along the center line of Cayuga Road 1100 feet, more or less, to a point in the Southerly line of Map Cover 1628 known as Nob Hill Subdivision;

THENCE Westerly along the Southerly line of Nob Hill Subdivision,
2860 feet, more or less, to a point in the center line of Union Road;
THENCE Southerly along the center line of Union Road 400 feet,
more or less;

THENCE Westerly along the Southerly line of Map Covers 1647, 1648, 1649 and 1653 known as Wingdale Subdivision Section One, Parts A, B, C and D and along the Southerly line of lands conveyed under Liber 2930 of Deeds, Page 450, 1840 feet, more or less, to a point distant 300 East of the center line of Beach Road;

THENCE Southerly parallel with the center line of Beach Road and 300 feet distant Easterly therefrom, measured at right angles thereto, 739 feet, more or less, to the Southerly line of Lot 19;

THENCE Westerly along the Southerly line of Lot 19, 300 feet to the center line of Beach Road;

THENCE Southerly along the center line of Beach Road 1450 feet, more or less, to the center line of Maryvale Drive;

THENCE Westerly along the center line of Maryvale Drive, 1980 feet, more or less, to the Westerly line of lands now or formerly owned by Niagara, Lockport and Ontario Power Company;

THENCE Southerly along the Westerly line of lands of Niagara,

Lockport and Ontario Power Company, 2423.64 feet to the Northeasterly

corner of Subdivision Map Cover 1266;

THENCE Westerly along the Northerly line of lands of Map Cover

1256 and along the Northerly line of Greenwood Place, 752.27 feet

THENCE Northerly, 558.60 feet (record), more or less, along the Easterly line of lands of the Diocese of Buffalo Holy Sepulchre

Cemetary to the Northeasterly corner thereof;

(record), more or less;

The second secon

THENCE Westerly along the Northerly line of lands of the Diocese of Buffalo Holy Sepulchre Cemetary, 2212.82 feet (record), to the Southeasterly corner of lands of the Buffalo Drive-In Theatres, Inc.;

THENCE Northerly parallel with the Easterly line of Harlen Road and along the Easterly line of said lands of Buffalo Drive-In Theatres, Inc., 876.48 feet (record) to the Northeasterly corner thereof;

THENCE Westerly along the Northerly line of said lands of Buffalo Drive-In Theatres, Inc., 1000 feet (record) to a point in the Easterly line of Harlem Road at the Northwesterly corner of said lands of Buffalo Drive-In Theatres, Inc.;

THENCE Northerly along the Easterly line of Harlem Road, 1018.44 feet (record), more or less, to the center line of Maryvale Drive;

THENCE Northerly along the center line of Harlen Road, 2870 feet, more or less, to a point in the Southerly line of lands now or formerly owned by one Knoche and designated and marked on Plate, or Page 14 of the 1909 New Century Atlas of Eric County as "W. Knoche 55 1-2A";

THENCE Westerly along the Southerly line of said lands of Knoche, 1970 feet, more or less;

THENCE Southerly, 130 feet, more or less;

THENCE Westerly, 160 feet, more or less, to a point in the Easterly boundary of lands designated in said Atlas on said Page as "Land Co.";

THENCE Southerly along the Easterly boundary of lands so designated in said Atlas on said Page as "Land Co." and continuing Southerly along the Easterly line of lands designated in said Atlas on said Page as "W. Hayes" a total distance of 2500 feet, more or less, to the Southeasterly corner of said lands of "W. Hayes";

THENCE Easterly along the Southerly line of lands designated in said Atlas on said Page as "G. F. Rooke", 830 feet, more or less, to the center line of Pine Ridge Road;

THENCE Southerly along the center line of Pine Ridge Road, 1280 feet, more or less, to the center line of Sugar Road, said center line of Sugar Road being also the Northerly line of Pine Hill Fire District No. 5;

THENCE Westerly along the center line of Sugar Road, 2570 feet, more or less, to the Westerly line of the Town of Cheektowaga;

THENCE Northerly along the Westerly line of the Town of Cheektowaga, 6900 feet, more or less, to the Northwesterly corner of the Town of Cheektowaga, the place of beginning, containing 3.049 square miles of land, be it the same, more or less.

The above describing the combined area of lands of Cleveland
Hill Fire District No. 6 and Tiorunda Fire Protection District No. 2.

NOTE: All dimensions listed are scaled from Cheektowaga Town
Map unless otherwise noted.

Item No. 10 cont'd

The Town Board will meet at the time and place as aforesaid specified for said hearing to hear all persons interested in the subject concerning the same.

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and BE IT FURTHER

RESOLVED that the Town Clerk is hereby directed to publish the foregoing Notice in the CHEEKTOWAGA TIMES and THE EXAMINER, newspapers having general circulation in the territory affected, and to post the same on the signboard of the Town maintained pursuant to Subdivision 6 of Section 30 of the Town Law of New York and conspicuously in at least five (5) public places within the proposed extension of the district, such posting and publication to take place not less than ten (10) nor more than twenty (20) days before the day designated for the hearing, and BE IT FURTHER

RESOLVED that the Town Board shall meet at the time and place specified in said Notice and shall hold a public hearing as therein provided.

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

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 ______ day of ______, 19____ day of ______, 19_____

Signed In Q Charters
Sworp to before me, on the 22
day of Mary, 1977
fature in Notice Butter

PATRICIA H. YOUNGS
Notary Public, State of New York
Qualified in Eric County
My Commission Expires March 30, 19

NOTICE OF FUNLIC HEARING MOTICE IS HERESY pursuant to Section 172-d of the Town Law of New York that a hearing will be held at the Town Hall at the corner of Broadway and Union Road, in the Town of Cheektowaga. Erie County, New York, on the 2nd day of April, 1979, at 7:00 o'clock P.M. Eastern Standard Time, for the purpose of considering the metter of dissolution of Tiorunda Fire Protection District No. 2 of the Town of Cheektowaga described

PROPOSED EXTENSION TO CLEVELAND HILL FIRE DISTRICT NO. \$

On the south side of Maryvale Drive, at the point where the same is intersected by the east side of Harlem Road in the Town of Cheektewaga, County of Erie and State of New York, and running thence easierly a distance of 1073 feet; thence southerly 275 feet; thence westerly 1073 feet: thence northerly on the east side of Harlem 285.90 feet to the place of

All that certain place or parcel of land situate lying and being in the Town of Checktowaga, County of Erie and State of New York, being part of lot Twenty-six (26), Township of Eleven (11) Range Seven (7) of the Holland Land Company's Survey and being more particularly bounded and described

as follows:

Beginning at a point in the south line of Maryvale Read distant three thousand nine hundred ferty-one and nineteen hundredths (3941.19) feet easterly measured along said south line from its point of intersection with the east line of Hartom Road (said point of beginning also being the intersection of the south line of Maryvele Road with the west line of lands new owned by the Niagara Lockport and Ontario Power Company); thence southerly, with the south line of Maryvale Road on a course south 0-18"-13" east and along the west line of lands of the aforesaid Niagara Lockport and Ontario Power Company Two Thousand Three Hundred Ninety-eight and eighty-nine hundredths (2398.89') feet to a point, (said point being at the north-east corner of a Subdivision shown on a Map filed in the Erie County Clerk's Office under Cover No. 1266);

Thence westerly with the last mentioned boundary line, on 4 course south 89-37 west, and along the north line of Glenwood Place, as shown on the aforesaid Subdivision Map, Seven Hundred Fifty-two and twenty-seven hundredths (752.27') inat to a point;

Thence northerly, with the last mentioned boundary line, on a course north 0-02'-47" west. Five Hundred Fifty-eight and Skity hundredths (558.60°) feet to a point at the northeast corner of land now owned by the Diocese of Buffalo Holy Sepulchre Cemetary:

Thence westerly, with the lest mentioned boundary line, on a course south 89-44-03 west, and along the north line of lands now owned by the Diocese of Buffalo Holy Sepulchre Cemetary, Two Thousand Two Hundred Twelve and eighty-two hundredths (2212.82') feet to a point at the southeast corner of lands now owned by the Buffalo Drive In Theatres, Inc.;

Thence northerly parallel with the east line of Harlem Road, with the latest mentioned boundary line, on a course north 0-21-17 east and along the east line of lands aforementioned Buffalo Drive in Theatres, Inc., Eight Hundred Seventy-six and forty-eight hundredths (876.48') feet to a point at the northeast corner thereof;

Thence westerly, with the last mentioned boundary line, on a course south 89-44-03 west and along the north line of the Buffalo Drive in Theatres, inc., One Thousand and No Hundredths (1000,001) feet to a point in the east line of Harlem Road at the northwest corner of lands of the Buffalo Drive In Theatres, Inc.;

Thence northerly, with the last mentioned boundary line, on a course north 0-21-17 east, and along the east line of Harlem Road, Seven Hundred Fifty-two and fifty-four hundredths (752.54') feet to a point at the southwest corner of lands now owned by Edwin O. Luippoid, (said point being also Two Hundred Thirty-one and twenty-one hundredths (231.21') feet southerly from the point of intersection of the south line of Maryvale Road and the east line of Harlem Road),

Thence easterly with the east line of Harlem Road One Thousand Forty and no Hundredths (1040.00') fast, on a course south 89-30-53 east, to a point at the southeast corner of lands of the aforesaid Edwin O.

Luippoid.

Thence northerly, with the last mentioned boundary line, on a course north 0-22-07 east, and along the east line of lands now owned by Edwin O. Luippold Two Hundred Forty and no hundredths (240.00') feet to a point in the south line of Maryvale Road at the northeast corner of lands now owned by Edwin O. Luippold (said point being One Thousand Forty and no hundredths (1040.00') feet easterly from the intersection of the south line of Maryvale Road and the east line of Harlem Road);

Thence easterly with the last mentioned boundary line and along the south line of Maryvale Road, on a course north 90-00 east, Two Thousand Nine Hundred One and nineteen hundredths (2901.191) feet to a point of beginning.

Immediately upon dissolution of Tiorunda Fire Protection District No. 2, the area formerly encompassed by Tiorunda Fire Protection District No. 2 will become part of Cleveland Hill Fire District No. 6 to be described as follows:

DESCRIPTION OF CLIM FIRE DISTRICT NO. 6 AND TIORUNDA FIRE PROTECTION DISTRICT NO. 2 COMBINED

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, State of New York being part of Lots 14, 18, 19, 26, 27, 35, 36, and 37. Township 11 , Range 7 of the Holland Land Company's survey, here particularly bounded and described as follows:

BEGINNING at the Northwesterly corner of the Town of Cheektowaga;

THENCE Easterly along the Northerly line of the Town of Cheektowaga 16040 feet, more or

THENCE Southerly parallel with Cayuga Road 495 feet (record dimension);

THENCE Westerly parallel with the Northerly line of the Town of Cheektowaga 660 feet (record) to a point in the center line of Cayuga Road:

THENCE Southerly along the center line of Cayuga Road 1581,80 feet (record) to a point in the Northerly line of lands of the Airport industrial Park;

THENCE Easterly at right angles to Cayuga Road and along said Northerly line of lands of the Airport industrial Park 1300.42 feet (record) to a point in the Easterly line of Lot 14:

THENCE Southerly along the 200 Easterly line of Lot 14, 730.11 feet (record) to a point in the Southerly line of lands of the Airport Industrial

THENCE Westerly parallel with the Southerly line of Lot 14 and along the Southerly line of lands of the Airport industrial Park 1291.94 feet (record) to a point in the center line of Cayuge Road;

THENCE Southerly along the center line of Cayuga Road 150 feet (record) to a point in the Northerly line of the Buffalo Trap and Field Club, Inc.;

THENCE Easterly parallel with the Southerly line of Lot 14 and along the Northerly line of lands of the Buffalo Trap and Field Club, Inc., 1290 feet, more or less (record), to the Easterly line of Lot 14;

THENCE Southerly along the Easterly line of Lot 14, 1518 feet (record) to a point in the Southerly line of lands of the Buffalo Trap and Field Club, Inc., being also the Southerly line of Lot 14;

THENCE Westerly along the Southerly line of lands of the Buffalo Trap and Field Club, Inc., and along the Southerly line of Lot 14, 1271.25 feet (record) to a point in the center line of Cayuga Road;

THENCE Northerly along the center line of Cayuga Road 1100 feet, more or less, to a point in the Southerly line of Map Cover 1628 known as Nob Hill Subdivision:

division, 2860 feet, more or less, to a point in the center line of Union

THENCE Southerly along the center line of Union Road 400 feet, more or less:

THENCE Westerly along the Southerly line of Map Covers 1647. 1648, 1649 and 1653 known as Wingdale Subdivision Section One, Parts A, B, C and D and along the Southerly line of lands conveyed under Liber 2930 of Deeds, Page 450, 1840 feet, more or less, to a point distant 300 East of the canter line of Beach Road;

THENCE Southerly parallel with the center line of Beach Road and 300 feet distant Easterly therefrom. measured at right angles thereto. 739 feet, more or less, to the Southerly line of Lot 19;

THENCE Westerly along Southerly line of Lot 19, 300 feet to the center line of Beach Road:

THENCE Southerly along the center line of Beach Road 1450 feet, more or less, to the center line of Maryvale Drive:

THENCE Westerly along the center line of Maryvale Drive, 1980 feet, more or less, to the Westerly line of lands now or formerly owned by Niagara, Lockport and Ontario Power Company;

THENCE Southerly along the Westerly line of lands of Ningara, Lockport and Ontario Power Company, 2423.64 feet to the Northeasterly corner of Subdivision Map Cover 1266:

THENCE Westerly along the Northerly line of lands of Map Cover 1266 and along the Northerly line of Greenwood Place, 752.27 feet (record), more or less;

THENCE Northerly, 558.60 feet (record), more or less, along the Easterly line of lands of the Diocese of Buffalo Holy Sepulchre Cemetary to the Northeasterty corner thereof;

THENCE Westerly along the Northerly line of lands of the Diocese of Buffalo Holy Sepulchre Cemetary, 2212.82 feet (record), to the Southeasterly corner of lands of the Buffaio Drive-In Theatres, inc.;

THENCE Northerly parallel with the Easterly line of Harlem Road and along the Easterly line of sald lands A_{ij} of Buffalo Drive-In Theatres, Inc., 876.48 feet (record) to Northeasterly corner thereof:

THENCE Westerly along the Northerly line of said lands of Buffalo Drive-in Theatres, inc., 1000 feet (record) to a point in the Easterly line of Harlem Road at the Northwesterly corner of said lands of Buffalo Drive-In Theatres, Inc.:

THENCE Northerly along the Easterly line of Harlem Road, 1018.44 feet (record), more or less, to the center line of Maryvale Drive;

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA

of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for weeks: first publication weeks: first publication weeks: and that no more than six days intervened between publications.

Sworn to before me this 2321

day of March, 1979

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

· 海风发生。 1000年 100

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

Legal Notice

NOTICE OF PUBLIC HEARING NOTICE IS HEREBY GIVEN pursuant to Section 172-d of the Town Law of New York that a hearing will be held at the Town Hall at the corner of Broadway and Union Road, in the Town of Cheektowaga, Erie County, New York, on the 2nd day of April, 1979, at 7:00 o'clock P.M., Eastern Standard Time, for the purpose of considering the matter of dissolu-tion of Tiorunda Fire Protection District No. 2 of the Town of Cheektowaga described as follows: PROPOSED EXTENSION TO

FIRE DISTRICT NO. 6 On the south side of Maryvale Drive, at the point where the same is intersected by the east side of Harlem Road in the Town of Cheektowaga, County of Erie and State of New York, and running thence easterly a distance of 1073 feet; thence southerly 275 feet; thence westerly 1073 feet; thence northerly on the east side of Harlem 265.90 feet to the place of beginning.

CLEVELAND HILL

All that certain piece or parcel of land situate lying and being in the Town of Cheektowaga, County of Erie and State of New York, being part of lot Twenty-six (26). Township Eleven (11) Range Seven (7) of the Holland Land Company's Survey and being more particularly bounded and de-

scribed as follows: Beginning at a point in the south line of Maryvale Road distant three thousand nine hundred forty-one and nineteen hundredths (3941.19) feet easterly measured along said south line from its point of intersection with the east line of Harlem Road (said point of beginning also being the intersection of the south line of Maryvale Road with the west line of lands now owned by the Niagara Lockport and Ontario Power Company); thence southerly, with

aforesaid Niagara Lockport and Ontario Power Company Two Thousand Three Hundred Ninetyeight and eighty-nine hundredths (2398.89') feet to a point, (said point being at the northeast corner of a Subdivision shown on a Map filed in the Erie County Clerk's Office under Cover No. 1266);

the south line of Maryvale Road on

a course south 0-18'-13" east and

along the west line of lands of the

Thence westerly with the last mentioned boundary line, on a course south 89-37 west, and along the north line of Glenwood Place as shown on the aforesaid Subdivision Map, Seven Hundred Fiftytwo and twenty-seven hundredths (752.27') feet to a point;

Thence northerly, with the last mentioned boundary line, on a course north 0-02'-47" west, Five Hundred Fifty-eight and Sixty hundredths (558.60') feet to a point at the northeast corner of land now owned by the Diocese of Buffalo Holy Sepulchre Cemetary.

Thence westerly, with the last mentioned boundary line, on a course south 89-44-03 west, and along the north line of lands now owned by the Diocese of Buffalo Holy Sepulchre Cemetary, Two Thousand Two Hundred Twelve and eighty-two hundredths (2212.82') feet to a point at the southeast corner of lands now owned by the Buffalo Drive In Theatres, Inc.

Thence northerly parallel with the east line of Harlem Road, with the latest mentioned boundary line, on a course north 0-21-17 east and along the east line of lands aforementioned Buffalo Drive In Theatres, Inc., Eight Hundred Seventy-six and forty-eight hun-

dredths (Charles) feet to a point at the north charles thereof; Thence thereby, with the last

mentione ry line, on a course south \$9-44-93 West and along the north line of the Buffalo Drive In Theatres, Inc. One Thousand and No Hundredths (1000.00') feet to a point in the east line of Harlem Road at the northwest corner of lands of the Buffalo Drive In Theatres, Inc.

Thence northerly, with the last mentioned boundary line, on a course north 0-21-17 east, and along the east line of Harlem Road, the fear hundredths (752.54) feet a paint at the southwest corner thanks now owned by Edwin O. Linguish now owned by Edwin O.
Linguish, (said point being also
The Hundred Thirty-one and twenty-one hundredths (231.21') feet southerly from the point of intersection of the south line of Maryvale Road and the east line of Harlem Road),

Thence easterly with the east line of Harlem Road One Thousand Forty and no Hundredths (1040.00') feet, on a course south 89-30-53 east, to a point at the southeast corner of lands of the aforesaid Edwin O. Luippold,

Thence northerly, with the last mentioned boundary line, on a course north 0-22-07 east, and along the east line of lands now owned by Edwin O. Luippold Two Hundred Forty and no hundredths (240.00') feet to a point in the south line of Maryvale Road at the northeast corner of lands now owned by Edwin O. Luippold (said point being One Thousand Forty and no hundredths (1040.00') feet easterly from the intersection of the south line of Maryvale Road and the east line of Harlem Road);

Thence easterly with the last mentioned boundary line and along the south line of Maryvale Road, on a course north 90-00 east, Two Thousand Nine Hundred One and nineteen hundredths (2901.19') feet

to a point of beginning.
Immediately upon dissolution of Tiorunda Fire Protection District No. 2, the area formerly encompassed by Tiorunda Fire Protection District No. 2 will become part of Cleveland Hill Fire District No. 6 to be described as follows:

DESCRIPTION OF CLEVELAND HILL FIRE DISTRICT NO. 6 AND TIORUNDA FIRE PROTECTION DISTRICT NO. 2 COMBINED

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, State of New York being part of Lots 14, 18, 19, 26, 27, 35, 36, and 37, Township 11, Range 7 of the Holland Land Company's survey, here particularly bounded and described as follows:

BEGINNING at the Northwesterly corner of the Town of Cheektowaga;

THENCE Easterly along the Northerly line of the Town of Cheektowaga 16040 feet, more or

THENCE Southerly parallel with Cayuga Road 495 feet (record dimension);

THENCE Westerly parallel with the Northerly line of the Town of Cheektowaga 660 feet (record) to a point in the center line of Cayuga Koad

THENCE Southerly along the center line of Cayuga Road 1581.80 feet (record) to a point in the Northerly line of lands of the Airport Industrial Park;

THENCE Easterly at right angles to Cayuga Road and along said Northerly line of lands of the Airport Industrial Park 1300.42 feet (record) to a point in the Easterly line of Lot 14:

THENCE Southerly along the Easterly line of Lot 14, 730.11 feet (record) to a point in the Southerly line of lands of the Airport Industrial Park:

THENCE Westerly parallel with the Southerly line of Lot 14 and along the Southerly line of lands of the Airport Industrial Park 1291.94 feet (record) to a point in the center line of Cayuga Road;

THENCE Southerly along the center line of Cayuga Road 150 feet (record) to a point in the Northerly line of the Buffalo Trap and Field Club, Inc.

THENCE Easterly parallel with the Southerly line of Lot 14, and along the Northerly line of lands of the Buffalo Trap and Field Club, Inc., 1290 feet, more or less

(record), to the Easterly line of Let

14; THENCE Southerly ale THENCE Seatherly along the Easterly line of Lot 14, 1536 feet (record) to a point in the Southerly line of lands of the Posts. line of lands of the Buffalo Trap and Field Club, Inc., being also the

Southerly line of Lot 14; THENCE Westerly along the Southerly line of lands of the Buffalo Trap and Field Club, Inc., and along the Southerly line of Lot. 14, 1271.25 feet (record) to a point in the center line of Cayuga Road;

THENCE Northerly along the center line of Cayuga Road 1100 feet, more or less, to a point in the Southerly line of Map Cover 1628 known as Nob Hill Subdivision;

THENCE Westerly along the Southerly line of Nob Hill Subdivision, 2860 feet, more or less, to a point in the center line of Union Road:

THENCE Southerly along the center line of Union Road 400 feet, more or less

THENCE Westerly along the Southerly line of Map Covers 1647, 1648, 1649 and 1653 known as Wingdale Subdivision Section One, Parts A, B, C and D and along the Southerly line of lands conveyed under Liber 2930 of Deeds, Page 450, 1840 feet, more or less, to a point distant 300 East of the center line of Beach Road;

THENCE Southerly parallel with the center line of Beach Road and 300 feet distant Easterly therefrom, measured at right angles thereto, 739 feet, more or less, to the Southerly line of Lot 19;

THENCE Westerly along the Southerly line of Lot 19, 300 feet to

the center line of Beach Road; THENCE Southerly along the center line of Beach Road 1450 feet, more or less, to the center line of Maryvale Drive;

THENCE Westerly along the center line of Maryvale Drive, 1980 feet, more or less, to the Westerly line of lands now or formerly owned by Niagara, Lockport and Ontario Power Company:

THENCE Southerly along the Westerly line of lands of Niagara, Lockport and Ontario Power Company, 2423.64 feet to the Northeasterly corner of Subdivi-

sion Map Cover 1266; THENCE Westerly along the Northerly line of lands of Map Cover 1266 and along the Northerly line of Greenwood Place, 752.27 feet (record), more or less;

THENCE Northerly, 558.60 feet (record), more or less, along the Easterly line of lands of the Diocese of Buffalo Holy Sepulchre Cemetary to the Northeasterly corner thereof:

THENCE Westerly along the Northerly line of lands of the Diocese of Buffalo Holy Sepulchre Cemetary, 2212.82 feet (record), to the Southeasterly corner of lands of the Buffalo Drive-In Theatres,

THENCE Northerly parallel with the Easterly line of Harlem Road and along the Easterly line of said lands of Buffale Drive-In Theatres, Inc., 876.48 feet (record) to the Northeasterly corner there-

THENCE Westerly along the Northerly line of said lands of Buffalo Drive-In Theatres, Inc., 1600 feet (record) to a point in the Easterly line of Harlem Road at the Northwesterly corner of said lands of Buffalo Drive-In Theatres,

THENCE Northerly along the Easterly line of Harlem Road, 1018.44 feet (record), more or less, to the center line of Maryvale

THENCE Northerly along the center line of Harlem Road, 2879 feet, more or less, to a point in the Southerly line of lands now or formerly owned by one Knoche and designated and marked on Plate, or Page 14 of the 1909 New Century Atlas of Erie County as "W. Knoche 55 1-2A";

THENCE Westerly along the Southerly line of said lands of Knoche, 1970 feet, more or less; THENCE Southerly, 130 feet,

more or less; THENCE Westerly, 160 feet, more or less, to a point in the Easterly boundary of lands designated in said Atlas on said Page as

"Land Co." THENCE Southerly along the Easterly boundary of lands so designated in said Atlas on said Page as "Land Co." and continu-ing Southerly along the easterly line of lands designated in said Atlas on said Page as "W. Hayes" a total distance of 2500 feet, more or less, to the Southeasterly corner of said lands of "W. Hayes"

THENCE Easterly along the Southerly line of lands designated in said Atlas on said Page as "G.F. Rooke", 830 feet, more or less, to the center line of Pine Ridge Road:

THENCE Southerly along the center line of Pine Ridge Road, 1280 feet, more or less, to the center line of Sugar Road, said center line of Sugar Road being also the Northerly line of Pine Hill Fire District No. 5;

THENCE Westerly along the center line of Sugar Road, 2570 feet, more or less, to the Westerly line of the Town of Cheektowaga;

THENCE Northerly along the Westerly line of the Town of Cheektowaga, 6900 feet, more or less, to the Northwesterly corner of the Town of Cheektowaga, the place of beginning, containing 3.049 square miles of land, be it the same, more or less.

The above describing the combined area of lands of Cleveland Hill Fire District No. 6 and Tiorunda Fire Protection District No. 2.

NOTE: All dimensions listed are scaled from Cheektowaga Town Map unless otherwise noted.

The Town Board will meet at the time and place as aforesaid specified for said hearing to hear all persons interested in the

subject concerning the same.
BY ORDER OF THE TOWN
BOARD OF THE TOWN OF
CHEEKTOWAGA, ERIE COUNTY, NEW YORK. DATED: March 19, 1979 RICHARD M. MOLESKI

Town Clerk

Item No. 11 Motion by Supervisor Meyers, seconded by Councilman Kaczmarek

WHEREAS, Pine Hill Fire District #5 requested the Town of Cheektowaga Central School District to provide a water line and fire hydrant to improve fire protection services for the Town Recreational Center and the Alexander School, and

WHEREAS, this Town Board in a resolution dated May 2, 1977 agreed to said request for the construction of the water line with an equal sharing of costs with the Cheektowaga Central School District, and

WHEREAS, a Special Agreement has been submitted to the Town of Cheektowaga and the Cheektowaga Central School District for the construction of 930 feet of 8 inch diameter water main to serve the Town Recreation Center and Alexander Street School No. 10 at a shared cost of \$21,855.00, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and is hereby authorized to sign the said Special Agreement on behalf of the Town of Cheektowaga, and BE IT FURTHER

RESOLVED that a fund budgetary transfer in the amount of \$10,927.50 be made from the General Fund Contingent Account A1990.484 to Water Line Improvement Account A7110.245 to cover the Town's share of the water line fire hydrant project, and BE IT FURTHER

RESOLVED that a check in the amount of \$10,927.50 and payable to the Erie County Water Authority be sent to said Erie County Water Authority together with the sign agreement.

* See next four (4) pages

ERIE COUNTY WATER AUTHORITY MAIN EXTENSION AGREEMENT SPECIAL AGREEMENT

AGREEMENT between ERIE COUNTY WATER AUTHORITY, a public benefit corporation of the State of New York, having its principal office at 350 Ellicott Square Building, Buffalo, New York, 14203, hereinafter referred to as the "Authority", and the TOWN OF CHEEKTOWAGA and the CHEEKTOWAGA CENTRAL SCHOOL DISTRICT, hereinafter referred to as the "Applicant";

WHEREAS, the Authority has received application for the service of water to the Town Recreation Center and Alexander Street School No. 10; and

WHEREAS, the Authority is willing to make said extension upon receipt in advance of the sum of \$21,855.00;

NOW, THEREFORE, BE IT RESOLVED:

- 1. Applicant applies for extension of the 930 feet of main, 8-inch in diameter, to serve a recreation center in the Town of Cheektowaga and Alexander Street School No. 10 in the Cheektowaga Central School District.
- 2. Applicant will simultaneously with the execution and delivery of this agreement pay to the Authority the sum of \$21,855.00, being the estimated cost of the proposed 8" extension.
- 3. Applicant will simultaneously with the execution and delivery of this agreement, execute and deliver, without cost to the Authority, Certificate of Title issued by a title company licensed by the State of New York and a 30 foot wide permanent easement for the installation, operation and maintenance of water service connections, the main extensions, or subsequent additions thereto.

RECEIVED

MAR 2 2 1979

Richard M. Moleski, Town Clerk

- 4. The Authority will refund to the Applicant without interest that portion of the amount deposited whenever water service is subsequently furnished to a premises which is connected to the footage of main extended and covered by said deposit. The amount of such refund or refunds will be the sum equivalent to the actual unit cost per foot paid by the Applicant of the extended main, which is required for each premises for which the Applicant shall not have previously received a refund. Such refund or refunds will be made by the Authority after completion of the main extension and the ascertainment of the entire actual cost thereof.
- 5. The Authority agrees that no property or premises shall be connected (except public fire protection) to the said main extension unless and until the owner or occupant thereof shall have entered into a contract to connect to the said extension and shall have made the payment and deposit under the terms and conditions as are required of the Applicant by the terms of this contract.
 - 6. It is further mutually understood and agreed:
- a. The total amount of all repayment and refund hereunder shall be personal to the Applicant and shall be unassignable either as collateral security or otherwise.
- b. The total amount of all refunds as hereinafter set forth shall not exceed the amounts deposited by the Applicant.
- c. All right to repayment shall cease and be at an end ten years after the date of this Agreement with the Authority and any amounts not then repaid shall belong to and be retained by the Authority.
- d. The mains laid or to be laid pursuant to this Agreement shall be and remain the property of the Authority, its successors and assigns, and the Authority retains and shall have the right to extend any main installed by it pursuant to the terms of this Agreement in or to other lands, streets or avenues, but the Applicant shall not by reason thereof be entitled to any repayments other than those above provided for.
- e. Submetering. Only a Town, Village or legally constituted water district is permitted to resell water supplied by the Authority, except as follows:
 - 1. The total amount collected from those who are submetered shall not exceed the amount of the Authority's bill.
 - 2. Except in the case of legally constituted condominiums, the submetering is done by the owner and those submetered are the tenants.
 - 3. In legally constituted condominiums, the homeowners association shall be permitted to submeter to the condominium owners.
 - 4. Meters used for submetering will not be supplied, maintained or read by the Authority.
 - 5. When the units submetered are dwelling units, the multiple dwelling unit service charge shall apply.

- f. Any authorized representative of the Authority shall have free access to the premises of the Applicant at any reasonable time for the purpose of reading the meter or inspecting the said connection.
- g. This extension shall be made in accordance with the provisions of the Authority's Rules for the Sale of Water and the Collection of Rents and Charges.
- 7. This Special Agreement constitutes the entire Agreement between the parties and supercedes all prior or other agreements and representations, oral or in writing. Neither this Agreement or any term, covenant, provision or condition may be changed, waived, discharged or terminated orally or in any manner other than an instrument in writing executed and acknowledged by the party against whom the enforcement of the change, waiver, discharge or termination is sought.
- 8. All the terms, covenants, provisions, conditions and agreements hereinabove set forth or provided for shall be binding upon and enure to the benefit of the parties hereto and their respective heirs, distributees, executors, administrators, successors and assigns.

IN WITNESS WHEREOF, the ERIE COUNTY WATER AUTHORITY has caused its corporate seal to be hereunto affixed and these presents to be signed by its duly authorized officers and the Applicant has hereunto set his hand and the seal of said corporation this with day of March. 1979.

ATTEST:

TOWN OF CHEEKTOWAGA

(SEAL) (iii

Cike W Wolcoki

Supervisor

ATTEST:

CHEEKTOWAGA CENTRAL SCHOOL DISTRICT

(SEAL) Adele) Wieler Butust Clery

By: Chester a. Monrichi

ATTEST:

ERIE COUNTY WATER AUTHORITY

AL

ecretary to the Authority

Ву:

hairman

STATE OF NEW YORK)) ss: COUNTY OF ERIE

On this 2 day of March, 1979, before me personally came , to me known, who, being by me duly sword, did depose and say that he resides at / / / in the Sufficient New York; that he is the Chairman of the ERIE COUNTY WATER AUTHORITY, the corporation named in the foregoing indenture; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by a duly adopted resolution of the said Authority and that he signed his name thereto by like resolution.

STATE OF NEW YORK)

) ss:

COUNTY OF ERIE

On this 20 THday of March ..., 1979, before me personally came KENNETH J. MEYERS , to me known, who, being by me duly sworn, did depose and say that he resides at CHEEKTOWAGA, NEW YORK SUPERVISOR in the TOWN OF CHEEKTOWAGA New York; that he is the of the TOWN OF CHEEKTOWAGA, the corporation named in the foregoing indenture; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by a duly adopted resolution of the said Town and that he signed his name thereto by like resolution.

STATE OF NEW YORK)

) ss:

COUNTY OF ERIE

3/30/80

On this 21 day of March , 197 9 before me personally came , to me known, who, being by me duly sworn, did depose and say that he resides at . the town of Cheektowaga in the County of Eric , New York; that he is the President of the CHEEKTOWAGA CENTRAL SCHOOL DISTRICT, the corporation named in the foregoing indenture; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by a duly adopted resolution of the said Cheektowaga Central School District and that he signed his name thereto by like resolution.

Erie County Francis P. McGarry

56

13

EASEMENT

between Cheektowaga Central School Districtaving its principal place of business at 3600 Union Road Town Kitzoxf Cheektowaga

County of Erie and State of New York , party of the first part, and ERIE COUNTY WATER AUTHORITY, a public benefit corporation having its principal office and place of business at 350 Ellicott Square Building, City of Buffalo, County of Erie, and State of New York, party of the second part.

WITNESSETII

That the party of the first part, in consideration of other good and valuable consideration and Two (\$2.00) Dollars, lawful money of the United States, paid by the party of the second part, does hereby grant and release unto the party of the second part, its successors and assigns a permanent right of way and easement which includes the perpetual and exclusive right to construct, lay, relay, operate, maintain, repair, replace, change the size of or remove at its sole cost and expense a water main or mains, both supply and distribution, and appurtenances, including domestic services and fire hydrants, in, across, through and under the following described real property, forever:

(SEE SCHEDULE "A" ATTACHED)

July 30,1979 L 8814 p555 All that tract or parcel of land situated in the Town of Cheektowaga, County of Erie, State of New York, being part of ...Int.34. T-ll, R-7.bounded and described as follows:

Starting at the southeasterly corner of Lot 34, T-11, R-7, and running thence: northerly along the westerly line of Harlem Road (66' wide) said line also being the easterly line of Lot 34, to a point, thence: westerly with an angle from the south to the west of 90°-29'-00", a distance of 1393.56 feet to the point of beginning.

The point of beginning being the northerly R.O.W. line of Greenleaf Lane (50' wide) extended to intersect with the westerly R.O.W. line of Ridge Park Avenue (50' wide).

Thence: westerly along the northerly line of Greenleaf Lane extended and parallel with the southerly line of Lot 34 $700.7\pm$ feet to a point in the easterly line of Alexander Avenue (50' wide).

Thence: south along the easterly line of Alexander Avanue, with an interior angle of $89^{\circ}-04^{\circ}-27^{\circ}$, 30.00 feet to a point.

Thence: easterly, with an interior angle of 90° -55'-33", 190.0 feet to a point,

Thence: north with an interior angle of 90° - 00° , 10.00 feet to a point.

Thence: easterly with an interior angle of 270° -00', 30.00 feet to a point.

Thence: south with an interior angle of $270^{\circ}-00^{\circ}$, 10.00 feet to a point.

Thence: easterly with an interior angle of 90° - 00° , $489.7\pm$ feet parallel with the southerly line of Lot 34 to the westerly line of Ridge Park Avenue (50' wide).

Thence: northerly with an interior angle of $89^{\circ}-04^{\circ}-27^{\circ}$, 30.00 feet along the westerly line of Ridge Park Avenue to the point and place of beginning.

The above description is to describe a 30.0 wide water line easement 700.0+ feet long between the easterly line of alexander Avenue 50° wide and the westerly line of Ridge Park Avenue (50.0°) wide).

SCHEDITE HAN

TOGETHER with the right of reasonable ingress and egress ever the premises of the party of the first part.

TO HAVE AND TO HOLD the rights and easements berein granted unto the party of the second part, its successors and assigns forever.

All. MAINS and appurtenances laid or to be laid by or for the party of the second part, its successors or assigns, and/or its contractors, shall be and remain the property of the party of the second part, its successors and assigns, forever.

AND said party of the first part covenants as follows:

First: That said party of the first part is seized of the said premises in fee simple, and has good right to convey the same;

Second: That said party of the second part shall quietly enjoy the said rights and easements;

Third: That said premises are free and clear from encumbrances (exceptions, if any);

Fourth: That the party of the first part will execute or procure any further necessary assurances of the title to said rights and easements; and

Fifth: That said party of the first part will forever warrant the title to the said rights and easements.

IN WITNESS WHEREOF, the party of the first part has caused its corporate seal to be hereunto affixed, and these presents to be signed by its duly authorized officer the day and year first above written.

CHEEKTOWAGA CENTRAL SCHOOL DIST.

By Charle a Mouvalle

Corporate Seal STATE OF NEW YORK

COUNTY OF ERIE) ss:

On this 11 day of December , 1978, before me personally came Chester A. Nowacki to me known, who, being by me duly sworn, did depose and say that he resides at Buffalo, New York.

that he is the President of Cheektowaga Central School District the corporation described in, and which executed, the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument 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 State of New York My Comm. exp. 3/30/80

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

RESOLVED that the County of Erie be requested to investigate the traffic situation prevailing at the intersection of French Road and Azalea Drive in the Town of Cheektowaga, to determine if a traffic control signal should be installed at such intersection, and if so, to issue to the Town of Cheektowaga a permit to authorize the installation of same, and BE IT FURTHER

RESOLVED that the Town Clerk forward a certified copy of this resolution to the County Commissioner of Public Works with the request that he acknowledge the receipt of same.

Upon Roll Call....

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

Burst and Wegner

NAYES: 0 ABSENT: 0

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

WHEREAS, a 1977 Chevrolet automobile owned by the Town of Cheektowaga, and used and operated by the Town of Cheektowaga Police Department, was damaged in an automobile collision on August 9, 1978 through the negligence of one Joe E. Harris.

NOW, THEREFORE, BE IT RESOLVED that the Town Attorney's Office, in conjunction with the Town Police Department, take whatever legal proceedings as may be necessary for the recovery of any and all damages sustained to the aforementioned Town vehicle.

Upon Roll Call....

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

Burst and Wegner

NAYES: 0
ABSENT: 0

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

WHEREAS, the Town of Cheektowaga has experienced substantial cost increases in its general insurance program and its General Liability and Umbrella Liability in particular during the past three years, and

WHEREAS, this increase in cost is not wholly consistent with increased insurance rating exposures or loss experience, and

WHEREAS, the Town of Cheektowaga finds that some losses causing increased insurance costs result from reserves for open and unpaid liability claims that appear groundless and should not really involve the Town, and

WHEREAS, the Town is not permitted by existing law to establish favorable self-insurance programs for liability claims, alone, or jointly with other local governments, and

WHEREAS, the Town's risk and insurance advisory has recommended support of State legislation that would permit local governments to establish self-insurance reserve funds, and also allow local governments to cooperate by pooling funds in joint self-insurance programs; NOW, THEREFORE, BE IT

RESOLVED that the Town of Cheektowaga strongly urges prompt adoption of legislation in this State which would permit a variety of risk funding alternatives to insurance (such as 1978 Senate Bills Nos. 9504 and 10317) and BE IT FURTHER

Item No. 14 cont'd

RESOLVED that the Town of Cheektowaga strongly urges prompt exploration and adoption of legislation which would avoid claims against local governments that do not have a real basis in fact or law, and in the event such a claim is made with is subsequently found to be totally without merit such as a suit against a town for failure to maintain a State Road, or a suit against the Town of Cheektowaga for failure to maintain a road actually in the Town of Lancaster, etc., the claiming party and/or their legal representatives will be required to reimburse the local government for all costs and expenses of defending the claim, and any increased insurance costs attributable thereto, in amounts not more than \$10,000; and BE IT FURTHER

RESOLVED that a copy of this resolution be forwarded to the Governor of the State of New York, and to State Senate and Assembly representatives of the Town, and the chairman of the appropriate insurance and local governments committees.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES: ABSENT:

0

Item No. 15

Motion by Councilman Johnson, seconded by Councilman Kaczmarek

WHEREAS, a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Board on the 19th day of March, 1979.

PUBLIC HIGHWAY TO BE IMPROVED

Name of Highway

From

To

Fawn Court

Intersection of south street line of Rowley Road and being the north lines of sublots 1 & 27, MC 2383, thence southerly, southeasterly and northeasterly on both

the cul de sac and including sublots 14 through 19, Map Cover 2383.

sides of Fawn Court

TYPE OF STREET LIGHTING INSTALLATION

Install five (5) - 7000 lumen post top units underground fee - municipally owned standards (14ft.)

Estimated cost per year for two years - \$.12 per front foot. (Total frontage - 1,513.00).

and

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

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

IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 2nd day of April, 1979 at 7:00 o'clock P.M., Eastern Standard Time, to hear all persons interested in the subject thereof concerning the same, and

Item No. 15 cont'd

Town Clerk, be published at least once in a Cheektowaga newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to Subdivision six of Section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

10

AFFIDAVIT - NEXT PAGE

STATE OF NEW YORK COUNTY OF ERIE TOWN OF CHEEKTOWAGA

of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for weeks: first publication weeks: first publication weeks: and that no more than six days intervened between publications.

Sworn to before me this 2311
day of march, 1979
Mardine C. Williams

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

NAID!NE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19.2/

Board of the Town of PRESENT: Supervisor Kenneth J. Meyers

Councilmen:

James R. Burst Frank J. Dux George Kaczmarek Thomas M. Johnson Frank E. Swiatek ald J. Wegner ABSENT: 0

and moved its adoption:

WHEREAS, a petition for the March, 1979. improvement of both sides of the RICHAI public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting quipment hereinafter more particularly described, was presented to this Town Board on the 19th day of March, 1979.
PUBLIC HIGHWAY
TO BE IMPROVED

Name of Highway, Fawn Court; From, Intersection of south street line of Rowley Road and being the north lines of sublots 1 & 27, MC 2363, thence southerly, southeast-erly and northeasterly on both sides of Fawn Court; To, the cul de sac and including sublots 14 through 19, Map Cover 2383

TYPE OF STREET LIGHTING INSTALLATION

Install five (5) - 7000 lumen post top units underground fee -

Estimated cost per year for two years - \$.12 per front foot. (Total frontage - 1,513.00) and WHEREAS Andrew H. Schwenk

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

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

IT IS HEREBY ORDERED that e Town Board of the Town of ocktowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Checktowaga, on the 2nd day of April 1979, at 7:00 o'clock P.M., Eastern Standard time, to hear all rsons interested in the subject

ereof concerning the same, and IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at nst once in a Cheektowaga newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be pested on the signboard of the Town maintained pursuant to Subdivision six of Section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein

for the hearing.
Seconded by Councilman Kaczmarek and duly put to a vote which resulted as follows:

Supervisor Meyers Voting AYE

Councilmen: Voting AYE
Voting AYE Burst Dux Voting AYE Johnson Voting AYE Voting AYE Kaczmarek Swiatek Voting AYE Wegner

AYES: 7 NAYES 0 ABSENT: 0

STATE OF NEW YORK COUNTY OF ERIE

I, Richard M. Mojeski, Town Clerk of the Town hereinafter described, DO HEREBY CER-

TIFY as follows: 1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on March 19, 1979, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at Item No. 15, inclusive of said book.

oy of said minutes and of the s relate to matters referred to in said extract.

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

meeting.
IN WITNESS WHEREOF, I have Item No. 15 Councilman Johnson hereunto set my hand and have presented the following resolution hereunto affixed the corporate seal of said Town, this 20th day of

RICHARD M. MOLESKI **Town Clerk**

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

WHEREAS, Richard N. Urbanski has made application and requested the rezoning of property located at the rear of 2989 Genesee Street being Sublot 101 and part of Sublot 102 off Heritage Court from R-Residential 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 April 2, 1979 at 6:30 o'clock P.M., Eastern Standard Time at the Cheektowaga Town Hall, corner of Broadway and Union Road.

Upon Roll Call....

AVES.

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

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AFFIDAVIT - NEXT PAGE

AFFIDAVIT

STATE OF NEW YORK COUNTY OF ERIE TOWN OF CHEEKTOWAGA

Signed My Chartyn Sworp to before me, on the 22 day of Mar, 1975 Notary Public

PATRICIA H. YOUNGS
Notary Public, State of New York
Qualified in Eric County
My Commission Expires March 30, 19

HOTICE IS HEREBY GOVER IN Public Hearing will be held by the Town Board Town Board of the Town of Cheektowaga, Erle County, New York at the Town Hall in the said Term of Cheektowage, corner of way and Union Road, on the of April 1979, at 6:30 class P.M., Eastern Standard Inc of said day for the purpose of anishering the application of instead IV, Urbanski to Rezona troop Residential District to CM -Commercial District on set Street - Subjet 101 & Part al Bublet 102 Heritage Court and the Zoning Map and nnce accordingly, pursuant to in 10-00 of the Zoning ince of the Town of Chasta, New York. parties in interest and citizens be given an opportunity to be of in regard to such proposed refuser Kramath J. Aboyer Climan Frank E. Swighter

> MAN JAMAN R. BUTST B M. MOLESKO

Town Clark

magnitude at the point of the easterly line of Heritage Court, said point being one hundred nine and fifty hundredths (109.50) fast south of Genesee Street, running Bence southerly thirty five (35) feet; thence easterly at right angles one hundred seventy-eight (178) feet to the westerly line of Andres Place; thence mortiserly along the westerly line of Andres Place; thence mortiserly along the westerly line of Andres Place twenty-seven (27) feet to a point; thence westerly along a fine at right angles to the westerly fine of Andres Place eighty-eight angle twenty-five hundredths (85.25) feet to a point; thence northerly along a line eleven and hundredths (85.25) feet to a point; thence feetherly eighty-nine and severty-five hundredths (89.75) feet to the point of beginning.

Item No. 17 Motion by Councilman Wegner, seconded by Councilman Dux

WHEREAS, John G. Spence and Geraldine E. Spence have made application and requested the rezoning of property located at 4720 Union Road from R-Residential to RC-Restricted Business, said applicant being the owner of property aformentioned, NOW, THEREFORE, BE IT

RESOLVED that a Public Hearing be held regarding said request under the provisions of the Zoning Ordinance on April 2, 1979 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

AFFIDAVIT

STATE OF NEW YORK COUNTY OF ERIE TOWN OF CHEEKTOWAGA

JAMES L. CHARTERS

Signed M. G. Charters
Sworm to before me, on the 22
day of Low, 1979
Notary Public

PATRICIA H. YOUNGS
Notary Public, State of New York
Qualified in Eric County
My Commission Expires March 30, 1981

LEBAL NETICE

METICE IS MERESY GIVEN that a Public Hearing will be held by the Town of Cheektowags, Erle County, New York at the Town Hall in the said. Fewe of Cheektowags, corner of Broadway and Union Road, on the Broadway and Union Roadway at 6:38 in Clock P.M., Eastern Standard Time of said day for the purpose of possidering the application of John Is. & Geraldine E. Spence to Receive Storn R. - Residential to INC.

Restricted Business District on Broperty located at 4720 Union Read and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Confliction of the Town of Chapter Section, New York.

All parties to interest and eldenne self to given an opportunity to the filters in regard to such prepared

CORDER OF THE FORM BOARD British Kanadh J. Mayers British Frank E. Swistek British D. Mayers British M. British M. British M. British M. British J. Date British Rosers

This indenture, made the 26th day of May Nineteen hundred and Seventy-two between ALFREDA NOMS, residing at 4720 Union Md., Checktowaga, N.Y., party of the first part, and JOHN G. SPENCE and BERALDINE E. SPENCE, his wito, of 57 Santin Dr., Cheekage, N.Y., parties of the second part, Witnesseth that the party of the first part, in consideration of One & More Dollars (\$1.00 & More) lawful money of the United States, paid by the parties of the second part, does hereby grant and release unto the parties of the second part, their heirs and assigns forever, all THAT heirs and assigns forever, all that TRACT OR PARCEL OF LAND, SITUATE in the Town of Checktowaga, County of Erie and State of New York, being part of Lot No. 19, Township 11, Range 7, of the Holland Land many's Survey, bounded and

Mibed as follows: BINAING at as point in the west William Hoad as now laid out tion first wide at its intersection with the stight line of lands conveyed to the Gunty of Erie by deed recorded in this County Clerk's Office in Liber 1978 of Deeds at Page 478; thence of along south line of lands so riveyed 186.97 feet to the sest line of lands conveyed to Danie G. Gentile by deed recorded in Eric County likk's Office in Liber 5365 of Deeds A Page 114; therice north along east the of lands so conveyed and said ontinuing northerly 134.97 het; thence east parallel to south line of lands so conveyed to the County of Erie as aforesaid 184.54 feet to the west line of Union Road as now laid out 100 feet wide; thence south along said west line 135 feet to the place of beginning.

This conveyance is made and accepted subject to an indebtudness secured by a mortgage upon said premises held by Niagera Permanent Savings & Loan Association.

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

WHEREAS, New York State has committed itself to the implementation of Comprehensive Planning by Youth Bureaus pursuant to Executive Law, Article 19A, 1974, and

WHEREAS, Youth Bureaus have complied with New York State mandate to implement Comprehensive Planning with 52 counties now participating, and

WHEREAS, Youth Bureaus now recognize direct grants and alternate funding as a challenge to the Comprehensive Planning process and its integrity, and

WHEREAS, The Cheektowaga Youth Bureau has actively participated in the Erie County Comprehensive Planning process to the benefit of the youth in our Community, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board supports Comprehensive Planning as the process which should direct youths services planning in New York State, and endorses its proven effectiveness, and BE IT FURTHER

RESOLVED that a certified copy of this resolution be forwarded to Governor Hugh L. Carey, Senator Dale Volker, and Assemblyman Dennis Gorski

Upon Roll Call....

AYES: Su

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

0

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

WHEREAS, the New York State Department of Parks and Recreation has awarded a Federal Grant-In-Aid to the Town of Cheektowaga in the amount of \$370,000 for land acquisition for the Losson Road Park Extension, and

WHEREAS, the Town of Cheektowaga has received a contract from the State Department of Parks and Recreation for the above-stated grant, NOW, THEREFORE, BE IT

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

See next four (4) pages for agreement

State of New York
Office of Parks and Recreation
Albany, New York 12238

C153171

PROJECT NO. 36-00724

MUNICIPALITY Town of Cheektowaga

COUNTY Erie

AGREEMENT

THIS AGREEMENT made the Dand day of Jonesh , 1979 by and between the Commissioner of Parks and Recreation of the State of New York, hereinafter referred to as "Commissioner," acting for and on behalf of the people of the State of New York, and hereinafter, referred to as "Municipality."

WITNESSETH:

WHEREAS, the Commissioner, pursuant to Section 3.09 of the Parks and Recreation Law, has been designated to act as the State Agent for the receipt and administration of any Federal grants or advance of funds for the assistance of any project, program, or activity, and

WHEREAS, as State Agent, he has entered into an Agreement, dated the 6th day of February , 19 79 , with the United States of America, acting by and through the Bureau of Outdoor Recreation of the United States Department of the Interior (hereinafter called "BOR") for the payment of Federal Assistance for the municipal project hereinafter described (hereinafter referred to as "PROJECT"), with a maximum grant of \$ 370,000 , and

WHEREAS, the Municipality hereby assures Parks that it has available sufficient funds to meet its share of the cost of such projects as authorized by the Land and Water Conservation Fund Act of 1965, 78 Stat. 897 (1964), and acts amendatory thereto, and

WHEREAS, the Municipality has filed an application pursuant to said Land and Water Conservation Fund Act of 1965 for Federal Assistance toward the cost of said project, the purpose and scope of which are set forth in Schedule B, entitled "Project Description, Construction, and Payment Schedule," attached hereto and made a part thereof, and

WHEREAS, the Town of Cheektowaga represents and warrants that it has the appropriate authorization to enter into this agreement, and such authorization is in form and substance satisfactory to the Commissioner, and

WHEREAS, the Town of Cheektowaga further represents that it has available sufficient funds to meet its share of the cost of such project.

NOW, THEREFORE, in consideration of the mutual covenants, promises, and warranties herein made by and between the parties hereto, one with the other, it is hereby agreed as follows:

- 1. The parties shall comply with all terms and conditions set forth in attached Schedule A, entitled "Statutory Requirements of the State of New York"; Schedule B, entitled "Project Description, Construction and Payment Schedule"; and Schedule C, if any, entitled "Other Conditions"; each of which is initialed by the parties hereto and which Schedules are incorporated herein and made a part hereof, as if fully and completely set forth herein, and are hereinafter referred to as Schedules "A," "B," and "C," respectively.
- 2. The MUNICIPALITY shall complete the Project as set forth in Schedule B, and failure to render satisfactory progress or to complete the project to the satisfaction of the Commissioner may be deemed an abandonment of the project and cause for the suspension or termination of any obligation of Parks hereunder.
- 3. In the event the MUNICIPALITY should be deemed to have abandoned the project, as more fully described in paragraph 2 above, for any reason or cause other than a national emergency or an Act of God, all monies paid hereunder to the MUNICIPALITY by the State shall be repaid to the State within one year after demand. If such monies are not repaid within one year after such demand, the State Comptroller may cause to be withheld from any State assistance to which the MUNICIPALITY would otherwise be entitled an amount equal to the monies.
- 4. The MUNICIPALITY shall comply with all applicable requirements of Federal, State, and Local laws, rules and regulations, especially as they relate to the construction and completion of the project and contracts in connection therewith including any bid conditions which may be applicable within a particular geographic area because of the Governor's Affirmative Action Program for such area relating to minority employment.
- 5. Unless otherwise agreed to in writing by the Commissioner, this Agreement shall be null and void if the MUNICIPALITY fails to submit to our Regional Office project plans and specifications within ninety (90) days from the date of contract signature and must accept bids within thirty to sixty (30-60) days of notice of approval for the submitted plans and specifications.
- 6. The estimated reasonable cost of the eligible Project is determined by the Commissioner to be \$ 740,000 . In accordance with Parks and Recreation, Commissioner's Directive No. 12, cost overruns will not receive assistance and must be funded by the MUNICIPALITY.
 - 7. Construction contracted for by the MUNICIPALITY shall meet the following requirements:

 a. Contract plans, specifications, and cost estimates shall be submitted to the Commissioner.
- a. Contract plans, specifications, and cost estimates shall be submitted to the Commissioner for review and approval prior to letting of any construction contract. All approved plans and specifications shall become a part of this agreement, and no change or revision thereof may be made without the express written consent of the Commissioner or his duly authorized representative.

b. Contracts for construction in excess of \$3,500 shall be awarded after competetive bidding in accordance with the provisions of the General Municipal Law. A Certified copy of a summary of all bids shall be submitted to the Commissioner prior to awarding, and an executed copy of the construction contract will thereafter be submitted to the Commissioner.

c. The MUNICIPALITY shall inform all bidders on contracts for construction in excess of three thousand five hundred dollars (\$3,500) that Federal funds are being used to assist in construction.

B. The MUNICIPALITY shall:

- a. Submit to the Commissioner such reports, documents, data, and other information as he may from time to time request,
- b. Submit all claims for payment in a form acceptable to the Comptroller of the State of New York.
- c. Keep accurate and separate accounting and fiscal records; maintain an efficient and accurate cost keeping system for records of all receipts and disbursements of all funds attributable to this Project, and shall produce such records for examination at such reasonable time or times as may be designated by the Commissioner and/or the State Comptroller or their duly authorized representatives and shall permit extracts therefrom and copies thereof to be made by said Commissioner or State Comptroller or their duly authorized representatives; and shall maintain a separate construction account or accounts which shall reflect the credit of all funds from whatever source provided, promptly upon receipt thereof.
- d. Proceed expeditiously with and complete the Project in accordance with the application, plans and specifications, or amendments thereto approved by the Commissioner.
- e. Commence operation of the Project upon completion thereof and will not discontinue operation or dispose of the Project without the prior written approval of the Commissioner.
 - f. Operate and maintain the Project in accordance with applicable laws, rules and regulations.
- g. Allow the Commissioner or his representatives unrestricted access to the work during the preparation and progress thereof, and provisions shall be made in all construction contracts relating to the Project for such access and inspection by the Commissioner or his representatives.
 - 9. The MUNICIPALITY warrants that:

It has the legal status necessary to enter into this Agreement and that the person signing the same is authorized to do so.

- 10. In the event funds should not be available for future stages of the Project, if any, the MUNICIPALITY shall bring the Project to a point of usefulness agreed upon by BOR, Parks, and the MUNICIPALITY.
- 11. Project costs eligible for Federal assistance shall be determined upon the basis of the criteria set forth in the BOR Manual, and the New York State Finance Law.
- 12. Property and facilities acquired or developed pursuant to this Agreement shall be thereafter available for inspection by BOR and Parks personnel upon request.
- 13. The MUNICIPALITY may unilaterally rescind this Agreement at any time prior to the commencement of the Project. After Project commencement, this Agreement may be rescinded, modified or amended only by mutual agreement. A project shall be deemed comenced when the MUNICIPALITY makes any expenditures or incurs any obligation with respect to the project.
- 14. Failure by the MUNICIPALITY to comply with the terms of this Agreement or any similar agreement may be cause for the suspension of all obligations of Parks hereunder.
- 15. This Agreement shall become effective upon approval by the Attorney General and by the State Comptroller in accordance with the provisions of the State Finance Law.
- 16. This Agreement contains all of the provisions, conditions and promises agreed to between the parties hereto and shall continue in full force and effect until the Project covered by this Agreement is completed and final payment is made by the State in accordance with the provisions of Schedule B attached hereto, unless specifically otherwise provided for herein.
- 17. Any amendment to this Agreement, including Schedules A, B, and C, or extensions of time resulting from change orders or changes in payment or construction schedules shall be made in writing and signed by the Commissioner or his duly authorized representative.
- 18. The relationship of the MUNICIPALITY to the State is that of an independent contractor, and said MUNICIPALITY, in accordance with its status as such contractor, covenants and agrees that it will conduct itself consistent with such status, that it will neither hold itself out as nor claim to be an officer or employee of the State by reason hereof, and that it will not, by reason hereof, make any claim, demand or application to or for any right or privilege applicable to an officer or employee of the State, including, but not limited to workmen's compensation, unemployment insurance benefits, social security coverage, or retirement membership or credit.
- 19. The MUNICIPALITY hereby agrees to indemnify, save and hold harmless the State and all its agents and employees of and from any and all claims, demands, actions, or causes of action of whatsoever nature or character arising out of or by reason of the execution or performance of the work and services provided for herein and further agrees to defend at its own cost and expense any action or proceeding commenced for the purpose of asserting any claim of whatsoever character arising hereunder.
 - 20. Special Conditions.

The MUNICIPALITY agrees that:

- a. It shall at all times provide and maintain competent and adequate supervision, as required by Law, who will be responsible for assuring that all construction conforms to the approved plans and specifications and for certifying to the MUNICIPALITY.
- b. It is expressly understood and agreed that should the Federal Government for any reason disallow, disapprove or fail to fully reimburse the State for any portion or all of the Federal Assistance approved for this project, the MUNICIPALITY shall reimburse the State in full for all expenditures so paid. If the MUNICIPALITY shall fail to reimburse the State within one year after notice of such disapproval, disallowance, or failure, the State Comptroller shall cause to be withheld from any State assistance to which the MUNICIPALITY would otherwise be entitled, an amount sufficient to reimburse the State in full.

APPENDIX A

The parties to the attached contract further agree to be bound by the following, which are hereby made a part of said contract.

- 1. This contract may not be assigned by the contractor or its right, title or interest therein assigned, transferred, conveyed, subjet or disposed of without the previous consent, in writing, of the State.
- II. This contract shall be deemed executory only to the extent of money available to the State for the performance of the terms hereof and no liability on account thereof shall be incurred by the State of New York beyond moneys available for the purpose thereof.
- III. The contractor specifically agrees, as required by Labor Law, Sections 220 and 220-d, as amended that:
 - (a) no laborer, workman or mechanic, in the employ of the contractor, subcontractor or other person doing or contracting to do the whole or any part of the work contemplated by the contract shall be permitted or required to work more than eight hours in any one calendar day or more than five days in any one week, except in the emergencies set forth in the Labor Law.
 - (b) the wages paid for a legal day's work shall be not aless than the prevailing rate of wages as defined by law.
 - (c) the minimum hourly rate of wages to be paid shall not be less than that stated in the specifications, and any redetermination of the prevailing rate of wages after the contract is approved shall be deemed to be incorporated herein by reference as of the effective date of redetermination and shall form a part of these contract documents.
 - 1.) The Labor Law provides that the contract may be forfeited and no sum paid for any work done thereunder on a second conviction for willfully paying less than—
 - (a) the stipulated wage scale as provided in Labor Law, Section 220, subdivision 3, as amended or
 - (b) less than the stipulated minimum hourly wage scale as provided in Labor Law, Section 220-d, as amended.
- IV. The contractor specifically agrees, as required by the provisions of the Labor Law, Section 220-e, as amended, that:
 - (a) in hiring of employees for the performance of work under this contract or any subcontract hereunder, or for the manufacture, sale or distribution of materials, equipment or supplies hereunder, no contractor, subcontractor nor any person acting on behalf of such contractor or subcontractor, shall by reason of race, creed, color, sex, or national origin discriminate against any citizen of the State of New York who is qualified and avail-

A CONTRACTOR OF THE PROPERTY O

able to perform the work to which the employment relates.

- (b) no contractor, subcontractor, nor any person on his behalf shall, in any manner, discriminate against or intimidate any employee hired for the performance of work under this contract on account of race, creed, color, sex or national origin.
- (c) there may be deducted from the amount payable to the contractor by the State under this contract a penalty of five dollars for each person for each calendar day during which such person was discriminated against or intimidated in violation of the provisions of the contract, and
- (d) this contract may be cancelled or terminated by the State of municipality and all moneys due or to become due hereunder may be forfeited for a second or any subsequent violation of the terms or conditions of this section of the contract, and
- (e) the aforesaid provisions of this section covering every contract-for or on behalf of the State or a municipality for the manufacture, sale or distribution of materials, equipment or supplies shall be limited to operations performed within the territorial limits of the State of New York.
- V. The contractor specifically agrees, as required by Executive Order No. 45, dated January 4, 1977, effective February 4, 1977, that:
 - (a) the contractor will not discriminate against employees or applicants for employment because of race, creed, color, national origin, sex, age, disability or marital status, and will undertake programs of affirmative action to insure that they are afforded equal employment opportunities without discrimination. Such action shall be taken with reference, but not limited to: recruitment, employment, job assignment, promotion, upgrading, demotion, transfer, layoff, or termination, rates of pay or other forms of compensation, and selection for training or retraining, including apprenticeship and on-the-job training.
 - (b) if the contractor is directed to do so by the contracting agency or the Office of State Contract Compliance (hereafter OSCC), the contractor shall request each employment agency, labor union, or authorized representative of workers, with which he has a collective bargaining or other agreement or understanding, to furnish him with a written statement that such employment agency, labor union or representative will not discriminate because of race, creed, color, national origin, sex, age, disability or marital status and that such union or representative will affirmatively cooperate in the implementation of the contractor's obligations hereunder and the purposes of Executive Order No. 45 (1977).

- (c) the contractor will state; in all solicitations or advertisements for employees placed by or on behalf of the contractor, that all qualified applicants will be afforded equal employment opportunities without discrimination because of race, creed, color, national origin, sex, age, disability or marital status.
- e(d) the contractor will comply with all the provisions of Executive Order No. 45 (1977) and of rules, regulations and orders issued pursuant thereto and will furnish all information and reports required by said Executive Order or such rules, regulations and orders, and will permit access to its books, records, and accounts and to its premises by the contracting agency or the OSCC for the purposes of ascertaining compliance with said Executive Order and such rules, regulations and orders.
- •(e) if the contractor does not comply with the equal opportunity provisions of this contract, with Executive Order No. 45 (1977), or with such rules, regulations, or orders, this contract or any portion thereof, may be cancelled, terminated or suspended or payments thereon withheld, or the contractor may be declared ineligible for future State or State-assisted contracts, in accordance with procedures authorized in Executive Order No. 45 (1977), and such other sanctions may be imposed and remedies invoked as are provided in said Executive Order or by rule, regulation or order issued pursuant thereto, or as otherwise provided by law.
- the contractor will include the provisions of clauses (a) through (e) above and all contract provisions promulgated by OSCC pursuant to Section 1.3(b) of Executive Order No. 45 (1977), in every non-exempt subcontract or purchase order in such a manner that such provisions will be binding upon each subcontractor or vendor as to its work force within the State of New York. The contractor will take such action in enforcing such provisions of such subcontract or purchase order as the contracting agency or the OSCC may direct, including sanctions or remedies for noncompliance: If the contractor becomes involved in or is threatened with litigation with a subcontractor or vendor as a result of such direction, the contractor shall promptly so notify the Attorney General, requesting him to intervene and protect the interests of the State of New York.
- VI. The contractor will comply with the provisions of Sections 291-299 of the Executive Law and the Civil Rights Law, will furnish all information and reports deemed necessary by the State Division of Human Rights under the Law, and will permit access to its books, records and accounts by the State Division of Human Rights, the Attorney General

- and the Industrial Commissioner for the purposes of investigation to ascertain compliance with the non-discrimination clauses, the Executive Law and Civil Rights Law.
 - VII. (a) By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid each party thereto certifies as to its own organization, under penalty of perjury, that to the best of his knowledge and belief:
- NOTE: Reference to the above Rules and Regulations refer to those Rules and Regulations in effect as of the date of the solicitation of bids relative to this contract.
 - 1.) The prices in this bid have been arrived at independently without collusion, consultation, communication or agreement, for the purpose of restricting competition, as to any matter relating to such prices with any other bidder or with any competitor;
 - 2.) Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the bidder prior to opening, directly or indirectly, to any other bidder or to any competitor;
 - 3.) No attempt has been made or will be made by the bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.
 - (b) A bid shall not be considered for award nor shall any award be made where (a) (1) (2) and (3) above have not been complied with provided, however, that if in any case the bidder cannot make the foregoing certification, the bidder shall so state and shall furnish with the bid a signed statement which sets forth in detail the reasons therefor. Where (a) (1) (2) and (3) above have not been complied with, the bid shall not be considered for award nor shall any award be made unless the head of the purchasing unit of the State, public department or agency to which the bid is made, or his designee, determines that such disclosure was not made for the purposes of restricting competition.

The fact that a bidder (a) has published price lists, rates, or tariffs covering items being procured, (b) has informed prospective customers of proposes or pending publication of new or revised price lists for such time, or (c) has sold the same items to other customers at the same prices being bid, does not constitute, without more, a disclosure within the meaning of sub-paragraph one (a).

(Rev. May, 1978)

SCHEDULE B

PROJECT DESCRIPTION, CONSTRUCTION, AND PAYMENT SCHEDULE LAND AND WATER CONSERVATION FUND

| Town of Cheektowaga | Erie |
|------------------------|----------|
| (Name of Municipality) | (County) |

I. PROJECT DESCRIPTION

The Project to be completed pursuant to this Agreement is described as follows:

Acquisition of 265± acres by the Town of Cheektowaga in fee simple for park purposes. The property lies north of Losson Road and south of Cayuga Creek.

II. CONSTRUCTION SCHEDULE:

The Project will be constructed in accordance with the following schedule:

2/6/79 - 12/31/83

III. PAYMENT SCHEDULE:

- A. The Federal share of the Project Cost as set forth in this Agreement shall be paid to the Municipality in installment payments as follows:
 - A first installment equal to not more than one-third of the Federal share of the Project Cost when not less than one-third of the construction of the Project is completed in the opinion of the Commissioner.
 - A second installment equal to not more than one-third of the Federal share of the Project Cost when not less than two-thirds of the construction of the Project is completed in the opinion of the Commissioner.
 - A third installment equal to not more than one-third of the Federal share of the Project
 Cost when the construction of the Project is completed, inspected and in operation of the
 opinion of the Commissioner.
 - 4. Five (5) percent shall be retained by the Commissioner from each installment payment described above, which retained amount shall be paid to the Municipality only upon final audit by the Comptroller and final acceptance by the Commissioner of the Project as operating satisfactorily in accordance with applicable law, rules, and regulations.
- B. The Municipality shall submit with each claim for payment pursuant to Paragraph A of Section III of this Schedule B, a certificate, by the professional engineer or other appropriate person required by Schedule C of this Agreement to provide resident supervision and Inspection, which certificate shall (a) specify the percentage of completion and (b) attest that the Project construction is in accordance with the plans and specifications approved by the Commissioner.

- c. The MUNICIPALITY shall not at any time sell or convey any property or facility acquired or developed pursuant to this Agreement, nor shall the MUNICIPALITY convert such property or facility to any use other than a public outdoor recreation use without the express authority of an act of the Legislature and the consent of the Secretary of the Interior.
- d. The MUNICIPALITY shall at its own cost and expense, operate and maintain, or cause to be operated and maintained, for the intended public use, the property or facilities acquired or developed

pursuant to this Agreement in the manner and according to the standards set forth in the BOR Manual. e. The acquisition cost of real property shall be based upon the appraisal of a competent appraiser. The reports of such appraisers shall be made available for inspection and review by Parks and approval by BOR. f. The MUNICIPALITY shall not discriminate against any person on the basis of residence, except to the extent that reasonable difference in admission or other fees may be maintained on the basis g. The MUNICIPALITY shall comply with the policies and procedures set forth in the Bureau of Outdoor Recreation Manual. Said Manual is hereby incorporated into and made a part of this Agreement. IN WITNESS WHEREOF, the parties hereto have set their hands and seals the day and year first above written. VICTOR STREET **EXECUTIVE DEPARTMENT** Of the density agreet force in the OFFICE OF PARKS AND RECREATION (Title) Town of Cheektowaga, New York Municipality (SEAL) APPROVED AS TO FORM **APPROVED** MAY 1 4 1979 Cheektowaga **APPROVED AS TO FORM** For the State Comptroller APPROVED AS TO FORM

Attorney General Willand to Come עימינויון כ פינימין Assistant Attorney General TOTALY GENERAL

STATE OF NEW YORK **COUNTY OF** On the ____ 22nd , 19 79 , before me personally came ____ day of ____ March____ KENNETH J. MEYERS Supervisor $\underline{\hspace{0.1cm}}$, to me known to be the $\underline{\hspace{0.1cm}}$ Town of Cheektowaga described herein, and (Title) (Municipality) who executed the foregoing instrument as such Supervisor (Title) Town Board pursuant to authority contained within a resolution of the (Governing Body) Town of Cheektowaga _duly adopted on ___ March 19, (Municipality) (Date) 19 79 and he acknowledged that he executed the same in such capacity. MARY F. HOLTZ STATE OF NEW YORK **COUNTY OF ALBANY** , before me personally came , to me known and known to me to be the -, of the Office of Parks and Recreation, the person described as such in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the Commissioner of the Office of Parks and Recreation for the purpose therein mentioned. **Notary Public**

VAN.

Allen & Branch Pro

Item No. 19 cont'd

Upon Roll Call....

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

Burst and Wegner

NAYES:

ABSENT:

0

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

WHEREAS, the cost of reproducing copies of various reports, such as accident and burglary reports, for the public by the Cheektowaga Police Department has increased greatly during the last few years due to inflationary factors, NOW, THEREFORE, BE IT

RESOLVED that the following Table of Fees for the reproduction of various reports for the public by the Police Department be and hereby is enacted.

Accident, theft reports, etc.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES: ABSENT: 0

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

BE IT RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of sweeper brooms and push brooms for use in the Cheektowaga Highway Department. Information for bidders and specifications may be obtained from the Office of the Superintendent of Highways located at 3145 Union Road, Cheektowaga, New York; said Notice to be published in the EXAMINER, and BE IT FURTHER

RESOLVED that the Town Board will meet at 7:00 p.m., April 2, 1979 for the purpose of opening and reading the sealed bids.

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

LEGAL NOTICE TO BIDDERS

SEALED PROPOSALS for street sweeper brooms and push brooms will be received by the undersigned at his office located at the Cheektowaga Town Hall, Broadway and Union Roads, Cheektowaga, New York until 7:00 P.M., April 2nd, 1979 at which time bids will be publicly opened and read.

Information for bidders and specifications may be obtained from ALFRED F. WNEK, Superintendent of Highways, at his office located at 3145 Union Road, S. Cheektowaga, New York. Proposals must be enclosed and sealed in opaque envelopes plainly marked with the name of the bidder, also plainly marked "SEALED BID FOR STREET SWEEPER BROOMS AND PUSH BROOMS FOR THE TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT". Non-collusion forms must be signed and submitted with bids.

RICHARD M. MOLESKI, Town Clerk

DATED:

March 12, 1979

PUBLISHED:

March 22, 1979

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES: ABSENT: 0

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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 _______day of _______, 1972, and ending on the _______ day of _______, 19___

Signed My Charter Sword to before me, on the 32 day of Ray, 1979 January Publish

PATRICIA H. YOUNGS
Notary Public, State of New York
Qualified in Eric County
My Commission Expires March 30, 1924

LEGAL NOTICE TO BIDDERS

SEALED PROPOSALS for street sweeper brooms and push brooms will be received by the undersigned at his office located at the Cheektowaga Town Hall, Broadwiny and Union Roads, Cheektewage, New York until 7:00 P.M., April 2nd, 1979 at which time bids will be

publicly opened and read.
Information for bidders and specifications may be obtained from ALFRED F. WINEK, Superintendent of Highways, at his office localed at 3145 Union Road, S. Cheektowage, New York. Proposals must be replected and seeled in contents. New York. Proposals must be enclosed and sealed in opaque envelopes plainly marked with the name of the bidder, also plainly marked "SEALED BID FOR STREET SWEEPER BROOMS AND PUBLISHED TO FOR THE TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT! Non-collusion forms must be signed and submitted with blds.

signed and submitted with bids. Signed RICHARD M. MOLESKI Town Clerk

DATED: March 12, 1979 PUBLISHED: March 22, 1979

STATE OF NEW YORK COUNTY OF ERIE TOWN OF CHEEKTOWAGA

of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for weeks; first publication weeks; first publication weeks; and that no more than six days intervened between publications.

Sworn to before me this 2311

iny of March, 1971

Mardine C. Williams

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

NAID!NE C. WILLIAMS
Notary Public. State of New York
Qualified in Eric County
My Commission Expires March 30, 19

Season programs. Will be received and emunicipated by the Town Board of Cheektewags on Reil 2, 1979 of 7:00 mm. Eastern Standard Time, at the Town Hall, corner of Broadway and Union Shed, for the Jeasing and servicing of Fortable Chemical Toilets for the Eacility Department for the year, 1979.

the Facility Department for the war. 1972.

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 affect 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

RICHARD M. MOLESKI Town Clerk DATED: March 19, 1979

Item No. 23 Motion by Councilman Swiatek, seconded by Councilman Burst

WHEREAS, bids were duly received on February 26, 1979 as the result of advertisement by the Town Clerk for the furnishing of Fencing for the Town of Cheektowaga for the year, 1979, and said bids were referred to the Facility Purchasing Department for analysis, tabulation and report, and said tabulation is attached hereto and contained in a letter to the Town Board dated March 15, 1979, NOW, THEREFORE, BE IT

RESOLVED that the contract for the furnishing of Fencing for the Town for the year, 1979, as per said price and as recommended by the Facility Purchasing Department, be awarded to the lowest bidder who is:

1) Ace Fence Company
794 French Road
Cheektowaga, New York 14227
for
Items IA, IB, IC, ID

and to

2) Sheri Fence Company, Inc. 3339 Genesee Street Buffalo, New York 14225 for Items IIA, IIB, IIC, III (backstop)

and to

3) City Fence, Inc.
P.O. Box 10
E. Amherst, New York 14051
for
Item IV

See next two (2) pages for report and tabulation.



TOWN OF CHEEKTOWAGA ERIE COUNTY, NEW YORK

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

March 9, 1979

MAR 15 1979

Cheektowaga Town Board Town Hall Cheektowaga, New York

SUPERINTENDENT M/ILDINGS & GROUNDS

Richard M. Moleski, Town Clerk

Honorable Town Board:

Attached please find analysis, tabulation and report concerning the bid items and bidders for the furnishing of Pencing for the year, 1979.

I wish to request that these bids be awarded to:

- Ace Fencing Co. 794 French Rd. Cheektowaga, New York for Items IA, IB, IC, ID
- and to 2) Sheri Fence Co., Inc. 3339 Genesee Street Buffalo, New York 14225

for Items IIA, IIB, IIC, & III (backstop) and to

City Fence, Inc. 3) P.O. Box 10 E. Amherst, New York 14051 for Item IV

Respectfully,

Raymond M. Matot Superintendent of Buildings

Attach.

| BIDDERS | JA | 7 B | 1 c | ID | 76741 | '''1 | | • | . | |
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Item No. 23 cont'd

Upon Roll Call....

AVES

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

0

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

WHEREAS, bids were duly received on February 26, 1979 as the result of advertisement by the Town Clerk for the furnishing of Topsoil and Sand, Clay, Loam for the Town of Cheektowaga for the year, 1979, and said bids were referred to the Facility Purchasing Department for analysis, tabulation and report, and said tabulation is attached hereto and contained in a letter to the Town Board dated March 15, 1979, NOW, THEREFORE, BE IT

RESOLVED that the contract for the furnishing of Topsoil and Sand, Clay, Loam for the year, 1979 as per said price and as recommended by the Facility Purchasing Department, be awarded to the lowest bidder who is:

Topsoil:

Alden Evergreen Nursery, Inc.

12648 Main Street

Alden, New York for Items I & II

Sand, Clay, Loam:

Wilfred Schultz

337 North Ogden Street

Buffalo, New York 14206 for Item III

Alden Evergreen Nursery, Inc.

12648 Main Street

Alden, New York for Item IV

* See next two (2) pages for letter and tabulation



TOWN OF CHEEKTOWAGA ERIE COUNTY, NEW YORK

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

March 9, 1979

MAR 15 1979

Cheektowaga Town Board Town Hall Cheektowaga, New York Richard M. Moleski, Town Clerk

Honorable Town Board:

Attached please find analysis, tabulation and report concerning the bid items and bidders for the furnishing of Topsoil and Sand, Clay, Loam for the year, 1979.

I wish to request that these bids be awarded to:

Topsoil:

Alden Evergreen Nursery, Inc.

12648 Main Street

Alden, New York for Items I & II

Sand, Clay, Loam:

Wilfred Schultz

337 North Ogden Street

Buffalo, New York 14206 for Item III

Alden Evergreen Nursery, Inc.

12648 Main Street

Alden, New York for Item IV

Respectfully,

Raymond M. Matot Superintendent of Buildings

RMM:rl Attach.

425

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Item No. 24 cont'd

Upon Roll Call

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

Burst and Wegner

NAYES:

0

ABSENT:

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

WHEREAS, bids were duly received on February 26, 1979 as the result of advertisement by the Town Clerk for the furnishing of Maintenance Chemicals for the year, 1979, and said bids were referred to the Facility Purchasing Department for analysis, tabulation and report, and said tabulation is attached hereto and contained in a letter to the Town Board dated March 15, 1979, NCW, THEREFORE, BE IT

RESOLVED that the contract for the furnishing of Maintenance Chemicals for the year, 1979 as per said price and as recommended by the Facility Furchasing Department, be awarded to the lowest bidder who is:

> Russel B. Mason Co., Inc. 205 North Avenue Webster, New York 14580

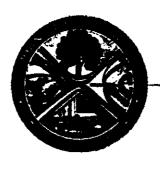
for

Item #1

and to

Jones Chemicals, Inc. 100 Sunny Sol Boulevard Caledonia, New York 14423 for Items # II, III, IV

* See next two (2) pages for letter and tabulation



TOWN OF CHEEKTOWAGA ERIE COUNTY, NEW YORK

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

March 9, 1979

RECEIVED

MAR 15 1979

Cheektowaga Town Board Town Hall Cheektowaga, New York

RAYMOND M. MATOT

Richard M. Moleski, Town Clerk

Honorable Town Board:

Attached please find analysis, tabulation and report concerning the bid items and bidders for the furnishing of Maintenance Chemicals for the year, 1979.

I wish to request that these bids be awarded to:

Russel B. Mason Co., Inc. 205 North Avenue Webster, New York 14580 for Item #I

and to
Jones Chemicals, Inc.
100 Sunny Sol Boulevard
Caledonia, New York 14423
for
Items #II, III, IV

Respectfully

Raymond M. Matot

Superintendent of Buildings

RMM:rl Attach.

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Item No. 25 cont'd

Upon Roll Call....

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek

Burst and Wegner

NAYES:

AYES:

ABSENT:

0

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

WHEREAS, bids were duly received on February 26, 1979 as the result of advertisement by the Town Clerk for the furnishing of Grass Seed for the year, 1979, and said bids were referred to the Facility Purchasing Department for analysis, tabulation and report, and said tabulation is attached hereto and contained in a letter to the Town Board dated March 15, 1979, NOW, THEREFORE, BE IT

RESOLVED that the contract for the furnishing of Grass Seed for for the year, 1979, as per said price and as recommended by the Facility Purchasing Department, be awarded to the lowest bidder, who is:

> A. Ertag, Inc. P.O. Box 4127 535 Communipaw Avenue Jersey City, New Jersey 07304 for Items # V AND VI

See next two (2) pages for letter and tabulation



TOWN OF CHEEKTOWAGA ERIE COUNTY, NEW YORK

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

March 15, 1979

RECEIVED

MAR 15 1979

Cheektowaga Town Board Town Hall Cheektowaga, New York

Richard M. Moleski, Town Clerk

Honorable Town Board Member:

Attached please find analysis, tabulation and report concerning the bid items and bidders for the furnishing of Grass Seed for the year, 1979.

I wish to request that this bid be awarded to A. Ertag, Inc., P. O. Box 4127, 535 Communipaw Ave., Jersey City, New Jersey, 07304, the lowest bidder to comply with all the bid specifications.

Respectfully?

Raymond M. Matot

Superintendent of Buildings

RMM:rl Attach.

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Item No. 26 cont'd

Upon Roll Call....

AYES: SI

Supervisor Meyers, Councilman Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

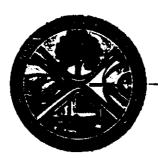
Item No. 27 Motion by Councilman Swiatek, seconded by Councilman Burst

WHEREAS, bids were duly received on February 26, 1979 as the result of advertisement by the Town Clerk for the furnishing of Athletic White Stripe for the year, 1979, and said bids were referred to the Facility Purchasing Department for analysis, tabulation and report, and said tabulation is attached hereto and contained in a letter to the Town Board dated March 15, 1979, NOW, THEREFORE, BE IT

RESOLVED that the contract for the furnishing of Athletic White Stripe for the year, 1979, as per said price and as recommended by the Facility Department, be awarded to the lowest bidder, who is:

Buffalo Dri Mix 11 Steelawanna Avenue Lackawanna, New York @ \$.0362 per lb.

* See next two pages for letter and tabulation



TOWN OF CHEEKTOWAGA ERIE COUNTY, NEW YORK

TOWN HALL, BROADWAY AND UNION ROAD CHEEKTOWAGA, NEW YORK 14227 716-663-2300

March 15, 197

MAR 151979

Cheektowaga Town Board Town Hall Cheektowaga, New York

RAYMOND M. MATOT

Richard M. Moleski, Town Clerk

Honorable Town Board Member:

Attached please find analysis, tabulation and report concerning the bid items and bidders for the furnishing of Athletic White Stripe for the year, 1979.

I wish to request that this bid be awarded to:

Buffalo Dri Mix 11 Steelawanna Avenue Lackawanna, New York

Respectfully

Raymond M. Matot

Superintendent of Buildings

RMM:rl Attach.

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Item No. 27 cont'd

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

ō

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

WHEREAS, bids were duly received on February 26, 1979 as the result of advertisement, therefore, for the furnishing of maintenance chemicals for various Town of Cheektowaga requirements for the year of 1979, and

WHEREAS, said bids were referred to the Town Engineer for analysis, tabulation and report, and

WHEREAS, said Town Engineer submitted same which is hereto attached and made a part hereof, NOW, THEREFOER, BE IT

RESOLVED that the contract for the furnsihing of said maintenance chemicals as per said unit prices and as recommended by the Town Engineer be and the same is hereby awarded to:

| NAME | ITEM | PRICE |
|--------------------------------------|------------------------------------|-------------------------|
| Thames Chemical Ltd. 3806 Union Road | I-Deodorizer (liq.)
III-Enzymes | \$3.75/gal.
2.75/lb. |
| Cheektowaga, NY 14225 | III-MIZYMOS | 2.75/1B. |
| Zep Manufacturing Co. | II-Deodorizer (dry) | .55/lb. |
| 31 Rosewood Drive | IV-Degreaser | 2.85/gal. |
| Williamsville, NY 14221 | | _ |

^{*} See next two (2) pages for letter



Town of Cheektowaga

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

CHESTER L. BRYAN, P.E. TOWN CHOINEER 716—483-2200

March 15, 1979

TO THE SUPERVISOR AND HONORABLE TOWN BOARD MEMBERS TOWN OF CHEEKTOWAGA

RE: Maintenance Chemicals

Gentlemen:

At the Regular Town Board Meeting of February 26, 1979, bids were received and opened for the furnishing of maintenance chemicals to meet the requirements of various departments for the year of 1979.

Six (6) bids were received as follows:

| NAME | | ITEM | <u>.</u> | |
|---------------------|---------------|------------------|------------------|------------|
| Riverside Chemical | 3 <u>.</u> 25 | <u>11</u>
.58 | 2 .79 | 1V
2.84 |
| Voelker Analysis | 3.45 | 3.75 | · • | 3.00 |
| Zep Manufacturing | 3.75 | .55 | 2.99 | 2.85 |
| Thames Chemicals | 3.75 | .55 | 2.75 | 4.25 |
| Bidall | 4.90 | - | 3.36 | |
| National Chemsearch | 10.90 | | 6.35 | 10.80 |

Bids were reviewed with Fred Zalenski, Chief Operator of Waste-water Treatment Plants. It was determined that Riverside Chemical Company, which bid low on Items I and IV be rejected for not supplying proof that the product has been acceptable for over a period of two (2) years as per our specifications. The next lowest bidder for Item I was Voelker Analysis. This bid should also be rejected for not meeting the minimum dilution rate of fifty to one (50/1).

It is therefore, recommended that the bids be awarded as follows:

| NAME | ITEM | PRICE |
|---|------------------------------------|---------------------------|
| Thames Chemical
3806 Union Road
Cheektowaga, NY 14225 | I Deodorizer (Liq.)
III Enzymes | \$3.75 gal.
\$2.75 lb. |

TO THE SUPERVISOR AND HONORABLE TOWN BOARD MEMBERS

March 15, 1979 Page 2

| NAME | ITEM | PRICE |
|---|-------------------------------------|------------------------|
| Zep Manufacturing Co.
31 Rosewood Drive
Williamsville, NY 14221 | II Deodorizer (Dry)
IV Degreaser | .55 lb.
\$2.85 gal. |

Both of the above chemical companies' products have been used by the Town over a period of two (2) years.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E. Town Engineer

BY:

Allan B. Blachowski Engineering Aide

CLB: ABB: dmr

Item No. 28 cont'd

Upon Roll Call....

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

Burst and Wegner

NAYES:

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

WHEREAS, emergency sanitary sewer repairs were required at 88 Nokomis Parkway in Sanitary Sewer District No. 5 and at 1055 Walden Avenue in Sanitary Sewer District No. 2, which repairs were ordered by the Town Engineer, NOW, THEREFORE, BE IT

RESOLVED that the vouchers of Pagels Construction Company, Inc., 33 Homewood Road, Cheektowaga, New York 14227 in the amounts of \$731.21 (Nokomis Parkway) and \$575.79 (Walden Avenue) to do the work for sanitary sewer repairs be approved and ordered paid.

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 Burst

WHEREAS, the Rehm Road Park Comfort Station has suffered extensive damages of interior and exterior walls, plumbing and concrete, during the winter period, and

WHEREAS, the need to determine the cause(s) as well as secure professional recommendations for correcting said damages, BE IT

RESOLVED that the Architectural Firm of Marzak and Powell, 385 Cleveland Drive, Cheektowaga, New York is hereby retained to submit said report to the Facility Department Director, James J. Matecki, and BE IT FURTHER

RESOLVED that the Cheektowaga Town Board establish said retainer at a cost not to exceed (\$1,000.00) One Thousand Dollars.

Upon Roll Call....

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

Burst and Weyner

NAYES: 0
ABSENT: 0

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

BE IT RESOLVED that Edward Tokasz, Cheektowaga, New York 14206 be reappointed to the Cheektowaga Zoning Board of Appeals, effective April 21, 1979 for a period of five (5) years to expire April 21, 1984.

Upon Roll Call....

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

Burst and Wegner

NAYES: 0 ABSENT: 0

Item No. 32 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

Itam No. 32 cont'd

RESOLVED that the following individuals be appointed to serve on the Senior Citizen Advisory Council for a period of one year, ending March 19, 1980:

George Beckinghausen Ted Simmons

Depew, New York 14043 Cheektowaga, N.Y. 14227

Joanne Chmielewski Fred Smith

Cheektowaqa, N.Y. 14225

Cheektowaga, N.Y. 14227

Walter Dominiak

Albi Sullivan Cheektowaga, N.Y. 14211

Cheektowaga, N.Y. 14225 William Fenski, Detective

Rev. Richard Turner

Cheektowaga, N.Y. 14211 Maryvale Presbytarian Church 425 Maryvale Drive

Ted Jankowski Cheektowaga, N.Y. 14225

Cheektowaga, N.Y. 14227 Edmund Wegrzynowski

Rev. Joseph Kozlowski Cheektowaga, N.Y. 14211

St. John Gualbert Church
83 Gualbert Avenue Jerry Gabryszak

Cheektowaga, N.Y. 14211 Administrative Assistant Town Council

Donald Merritt (ex-officio member)

Cheektowaga, N.Y. 14206 Patricia Wojcik

Senior Citizen Coordinator

Beatrice Ruda (ex-officio member)

Sloan, N.Y. 14212

Upon Roll Call....

NAYES:

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

Burst and Wegner

ABSENT: 0

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

RESOLVED that Detective Paul Mercurio, of the Cheektowaga Police Department, be and hereby is granted an extended sick leave, not to exceed ninety (90) days, in accordance with the bargaining agreement between the Town of Cheektowaga and the Cheektowaga Police Club, Inc.

Upon Roll Call

AYES: Supervisor Mayers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES: 0 ABSENT: 0

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

WHEREAS, in the matter of an arbitration between the Town of Cheektowaga and the Cheektowaga Police Club, Inc., case number NYS PERB-A78-216, Arbitrator Donald P. Goodman's award and decision on February 5, 1979, did find the Town in violation of Section 3.03 of the Labor agreement with the Cheektowaga Police Club, Inc., NOW, THEREFORE, BE IT

RESOLVED that the Town Board resolution dated November 6, 1978, appointing Officer Charles Shields to the position of Detective, be and hereby is rescinded, effective March 26, 1979.

Item No. 34 cont'd

Upon Roll Call

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

ABSENT: 0

Item No. 35 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 "Clerk-Typist" position in the Cheektowaga Police Department, and

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

RESOLVED that the position of "Clerk-Typist" in the Cheektowaga Police Department, be and hereby is created.

Upon Roll Call....

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

Burst and Wegner

NAYES:

ABSENT:

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

WHEREAS, there currently exists a vacancy for the position of "Clerk-Stenographer" in the Cheektowaga Youth Bureau, and

WHEREAS, canvass letters have been sent to all eligible candidates appearing on the Erie County Civil Service list for said position, and

WHEREAS, only one candidate canvassed was willing to accept appointment to said position, and

WHEREAS, the Town of Cheektowaga, according to the Erie County Department of Civil Service, is entitled to make a provisional appointment, if less than three candidates are available, NOW, THEREFORE, BE IT

RESOLVED that Linda Porter, of , Cheektowaga, New York, is hereby appointed to the position of Clerk Stenographer in the Cheektowaga Youth Bureau, at an annual starting salary of \$8,746,82; said appointment effective March 21, 1979, and BE IT FURTHER

RESOLVED that this appointment is a provisional appointment subject to the passing of a Civil Service examination for said position to be scheduled at a later date.

Upon Roll Call

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

Burst and Wegner

MAYES: 0

ABSERT: 0

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, as amended in 1978, Title VI, 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:

Item No. 37 cont'd

Junior Career Trainee in the Youth Bureau at a yearly salary of \$9,147.58

Bernal, Michael

Sloan, New York 14212

Clerk-Typist in the Police Department at a yearly salary of \$8,562.24

Ciesla, Alice

Depew, New York 14043

Clerk-Typist in the Assessor's Office at a yearly salary of \$8,562.24

Green, Karen

Cheek., N.Y. 14225

Junior Career Trainee in the Building Inspectors Office at a yearly salary of \$9,147.58

Kensey, Lawrence

Cheek., N.Y. 14225

Receptionist in the In Home Support Service at a yearly salary of \$7,500.00

Brunner. Bonnie

Cheek., N.Y. 14227

Laborers in the Sanitation Department at an hourly rate of \$4.8583

Kaleta, James

, Cheek., N.Y. 14225

Parisien, Theodore

, Cheek., N.Y. 14225

Boccio, Noel

, Cheek., N.Y. 14227

Broniszewski, Anthony

, N.Y. 14225

and BE IT FURTHER

RESOLVED that said salary shall be subject to further adjustment at a later date, taking into consideration current ongoing negotiations with the Town's four bargaining units.

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 Supervisor Meyers

RESOLVED that Edward J. Leak, Director of Recreation, be and hereby authorized to attend the New York State Recreation and Parks Conference to be held in Ellenville, New York from April 22, through April 25, 1979, and BE IT FURTHER

RESOLVED that a Town vehicle be made available for use as transportation to and from the conference, and BE IT FURTHER

RESOLVED that Edward J. Leak be reimbursed for his expenses of said trip, not to exceed two hundred and twenty five dollars.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES: Absent: 0

3/19/79

-29-

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

WHEREAS, the American Federation of State, County and Municipal Employees, AFL-CIO, is sponsoring the Third Annual Legislative Strategy Conference, to be held on March 23rd and 24th, 1979, in Albany, New York, and

WHEREAS, representatives of Local 1026, Town of Cheektowaga have requested permission to attend said conference, NOW, THEREFORE, BE IT

RESOLVED that William Gomolski, President; Edward A. Kowal, Chief Steward; Christopher Taber, Steward; Chester Kasprzyk, Steward; and Alice Schulte, Member of the Executive Board, are hereby granted excusable leave to attend said Conference on March 23rd and March 24, 1979 in Albany, New York.

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

Nayes:

Λ

ABSENT: 0

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

BE IT RESOLVED that the fund transfers per the attached sheet are hereby approved and made a part hereof.

* See next page for fund transfers

FUND TRANSFERS

| AMOUNT | ACCOUNT NO. | ACCOUNT TITLE | AMOUNT | ACCOUNT NO. | ACCOUNT TITLE |
|-------------|-------------|------------------------------------|-------------|-------------|--------------------------------------|
| \$400.00 | A.1990.480 | Contingency | \$400.00 | A.3610.220 | Traffic Safety-
Equi pment |
| \$17,500.00 | A.3820.000 | Increased
Estimated
Revenues | \$14,000.00 | | Family Assistance- |
| | | | \$ 2,500.00 | | Family Assistance-
Films |
| | | | \$ 500.00 | | Family Assistance-
Publications |
| | | • | \$ 500.00 | | Family Assistance-
Travel |
| \$27,000.00 | A.599 | Appropriated Fund
Balance | \$27,000.00 | A.7142.205 | Maryvale Center-
Air Conditioning |

Item No. 40 cont'd

Upon Roll Call....

Opon Roll C

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

BE IT RESOLVED that the following vouchers and warrants submitted to the TOWN OF CHEEKTOWAGA prior to March 19th, 1979 be and the same are hereby approved and the Supervisor is ordered to pay same.

| | CHECK NO. | |
|-------------------------|-----------------|-----------------|
| FUND | FROM TO | AMOUNT |
| GENERAL FUND | 9842 - 10035 | \$ 2,639,923.71 |
| SPECIAL DISTRICT FUND | 5364-5500, 5708 | 5,682,085.67 |
| PART TOWN FUND | 1114 - 1125 | 7,554.90 |
| HIGHWAY | 4283 - 4369 | 1,877,292.40 |
| CAPITAL | | 500,000.00 |
| TRUST AND AGENCY FUND | 640 - 645 | 73,148.01 |
| REVENUE SHARING FUND | 78 - 92 | 101,461.21 |
| H.U.D C.D.B.G. FUND | 135 - 137 | 124.31 |
| TOWN HALL - E.D.A. FUND | 30 | 20,056.05 |
| DEBT SERVICE FUND | 40 - 41 | 4,915.00 |
| | | \$10,906,561.26 |

Upon Roll Call....

AYES:

Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Kaczmarek,

Burst and Wegner

NAYES:

0

ABSENT:

0

IV. DEPARTMENTAL COMMUNICATIONS

Item No. 42 Building Permits

Received and Filed.

Item No. 43 Supervisor's Statement of Funds

Received and Filed.

Item No. 44 Annual report of Supervisor

Received and Filed.

Item No. 45 Health report for February

Received and Filed.

Item No. 46 Letter of Resignation from K. Stachewicz, Recreation Attendant

Received and Filed.

V. GENERAL COMMUNICATIONS

Item No. 47 cont'd

Copies were sent to: Town Board; Alfred Wnek, Highway Superintendent; Chester Bryan, Town Engineer; John V. Rogowski, Town Attorney; Cheektowaga Traffic Safety Commission; Chief of Police DeFedericis; Captain Lis; Gerry Gabryszak, Adm. Asst. in Council Office. Item was Received and Filed.

Item No. 48 Amherst Town Clerk - Notice of public hearing regarding a variance at 1980 Kensington Avenue

Copies were sent to: Sal LaGreca, Assistant Manpower Program
Director I (Chairman of the Planning Commission); Vincent Napierski,
Chairman of the Zoning Board of Appeals.
Item was Received and Filed.

- Item No. 49
 Lillian Ansel, Depew Village Clerk certified copy of resolution adopting Local
 Law # 3 (speed limit on Walden Avenue)
 Copies were sent to: Chief of Police DeFedericis; Cheektowaga
 Traffic Safety Commission; Captain Lis.
 Item was Received and Filed.
- Item No. 50 Willow Run Building Sites, Inc. letter and Environmental Assessment forms for Coatesworth Subdivision, Part 10.

 Copies were sent to Casey Kozminski, Deputy Assessor.

 Item was Received and Filed.
- Item No. 51 THIRD PARTY SUMMONS & COMPLAINT Frederick Netzel and wife vs Colt Industries, Inc., Gun Center, Inc., Robert Whittall, Bronsilaus Tomczyk/Bronislaus Tomczyk vs Town of Cheektowaga.

Copies were sent to: Kenneth J. Meyers, Supervisor, John V. Rogowski, Town Attorney; Chief of Police DeFedericis; Town Insurance Company (Transamerica Insurance Company). Item was Received and Filed.

- Claim Ronald Kotarski vs Town of Cheektowaga.

 Copies were sent to: Kenneth J. Meyers, Supervisor; John V.

 Rogowski, Town Attorney; Alfred Wnek, Highway Superintendent;
 Town Insurance Company.

 Item was Received and Filed.
- Item No. 53 Motion by Councilman Kaczmarek, seconded by Councilman Dux to adjourn the meeting.

RICHARD M. MOLESKI Town Clerk