

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 7th day of April, 1980 at 7:00 o'clock P.M., Eastern Standard Time, there were:

PRESENT: Supervisor Kenneth J. Meyers
Councilman Frank E. Swiatek
Councilman Thomas M. Johnson, Jr.
Councilman Frank J. Dux
Councilman James R. Burst
Councilman William P. Rogowski

ABSENT: Councilman Donald J. Wegner

Also present were: Richard M. Moleski, Town Clerk; Chester L. Bryan, Town Engineer; George Burst, Auto Mechanic Foreman; Theodore DeFedericis, Chief of Police; Mary F. Holtz, First Deputy Town Clerk; James Kirisits, Town Attorney; Sal LaGreca, Assistant Manpower Program Director I; Ronald Marten, Building & Plumbing Inspector; Julia Reinstein, Town Historian; Andrew Schwenk, Sole Assessor; Al Thrun, Cheektowaga Traffic Safety Commission; Dr. Louis Vendetti, Town Health Officer; Patricia Wojcik, Program Coordinator-Senior Citizens.

I. BIDS

Item No. 2 Baseball Equipment
Bids referred to Edward Leak, Recreation Director.

Item No. 3 General Construction, Plumbing and Electrical Work to rehabilitate and repair Losson Road Comfort Station
Bids referred to Chester L. Bryan, Town Engineer.

Item No. 4 Maintenance Chemicals for the year, 1980
Bids referred to Chester L. Bryan, Town Engineer.

Item No. 5 Metal Pipe and Reinforced Concrete Pipe for the year, 1980
Bids referred to Chester L. Bryan, Town Engineer.

Item No. 6 Furnishing of the following vehicles:
a.) 14 full size sedan police vehicles - 1980
b.) 1 full size police station wagon
c.) 2 3/4 ton, pickup trucks - 1980
d.) 1 3/4 ton, pickup truck cab and chassis
e.) 1 dump truck with 10-foot dump body
f.) 1 12-foot step van with aluminum body
Bids referred to the Equipment Committee - Councilman James R. Burst, Chairman; also referred to Theodore DeFedericis, Chief of Police.

II. PUBLIC HEARING

Item No. 7 This was the time and place advertised for a public hearing to consider the advisability of adopting an amendment to the Traffic Ordinance of the Town of Cheektowaga, which was adopted on July 17, 1967, hereinafter more particularly described. The Supervisor directed the Town Clerk to present proof of 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 Instersections

Section 80. Stop intersections designated shall be amended by adding the following:

The following intersection is designated as a stop intersection and a stop sign shall be erected on the following entrance street.

<u>Street</u>	<u>Direction</u>	<u>Entrance Street</u>	<u>Traffic Stops</u>	<u>Sign Location</u>
CEDARGROVE CIRCLE	North-south	GLENWOOD COURT	Westbound	N.E. Corner

ARTICLE X

Parking, Standing and Stopping

Section 102. Parking prohibited in designated locations 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

CLEVELAND DRIVE North side from the west curb line of CENTURY
ROAD to Buffalo City Line.

* * * * *

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

III. RESOLUTIONS

Item No. 8 Authorization for Town Engineer to investigate inflow and infiltration sources in Town Sanitary Sewer Districts and hire plumbers for hydraulic testing re: Sanitary Sewer Remedial Program.

Motion by Supervisor Meyers, seconded by Councilman Swiatek to table this item until the next regular Town Board meeting to be held on Monday, April 21, 1980 at 7:00 P.M.

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

WHEREAS, Bids were duly received on March 17, 1980 as a result of advertisement by the Town Clerk for the furnishing of Fencing for the Town of Cheektowaga Facilities Department for the year, 1980, and said Bids were referred to the Facilities Department for analysis, tabulation and report; said tabulation is attached hereto and contained in a letter to the Town Board dated March 28, 1980, NOW, THEREFORE, BE IT

RESOLVED, that the Contract for the furnishing of Fencing for the Year, 1980 at per said price and as recommended by the Facilities Department, be awarded to the lowest Bidders, as follows:

Sherri Fence
3335 Genesee Street
Cheektowaga, New York 14225

for Items I A, I B, I C, I D and Items II A, II B and II C.

Item No. 9 Cont'd.

AND

Ace Fence Company
794 French Road
Cheektowaga, New York 14227

for Items III and IV.

*See next two pages for analysis, tabulation and report.

BIDDERS

		IA	IB	IC	ID	IIA	IIB	IIC	III	IV
Fence City	Total	6.07 ft 6,070.00	139.00 each	42.00 each	34.00 each	16.00 ft	95.00 each	77.00 each	2591.00	3600.00
Wine Products	Total	5.75 ft 5750.00	148.00 each	40.00 each	38.00 each	7.85 ft	85.00 each	68.00 each	2795.00	4095.00
Sheri Fence	Total	3.90 ft 3900.00	50.00 each	25.00 each	20.00 each	5.00 ft	30.00 each	25.00 each	1800.00	2800.00
Bud		4.42 ft	125.00 each	24.00 each	24.00 each	6.42 ft	55.00 each 55.00 each	55.00 55.00 each	No Bid	No Bid
Argy Fence		5.25 ft	100.95 each	18.91 each	16.05 each	7.08 ft	68.03 each	46.69 each	2232.00	3600.00
Ace Fence		4.90 ft	96.00 each	23.00 each	20.00 each	5.70 ft	35.00 each	33.00 each	1725.00	2730.00

FACILITIES DEPARTMENT

JAMES J. MATECKI, DIRECTOR
TEL. NO. (716) 891-8015

TOWN OF CHEEKTOWAGA
CHEEKTOWAGA RECREATION CENTER
2600 HARLEM ROAD
CHEEKTOWAGA, NEW YORK 14225

March 28, 1980

RECEIVED

MAR 27 1980

Cheektowaga Town Board
Town Hall
Cheektowaga, New York

Richard M. Moleski, Town Clerk

Honorable Town Board Members,

Attached, please find analysis, tabulation and report relative to the Bid Items and Bidders for the furnishing of Fencing for the year, 1980.

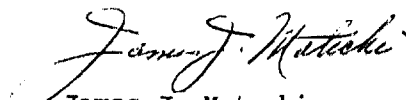
I wish to request that this Bid be awarded to the following, who are the lowest Bidders complying with all specifications:

- Sherri Fence, 3335 Genesee Street, Cheektowaga, New York for:
- Item IA - (4') four foot high, 9 guage galvanized (2") two inch mesh with top rail.
 - Item IB - (4') four foot by (4') four foot single gate with (3") three inch posts.
 - Item IC - (4') four foot corner post.
 - Item ID - (4') four foot end post.
 - Item IIA - (6') six foot high, 9 guage galvanized (2") two inch mesh with top rail.
 - Item IIB - (6') six foot corner post.
 - Item IIC (6') six foot end post.

and

- Ace Fence Company, 794 French Rd., Cheektowaga, New York for:
- Item III - Softball Backstop Fence.
 - Item IV - Hardball Backstop Fence.

Respectfully,


James J. Matecki
Director, Facilities Dept.

JJM:rl
Encl.
cc: file 2

Parks . . . Buildings & Grounds . . . Plumbing & Heating . . . Construction



Item No. 9 Cont'd.

Upon Roll Call....

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

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

WHEREAS, Bids were duly received on March 17, 1980 as a result of advertisement by the Town Clerk for the furnishing of Topsoil and Sand/Clay/Loam for the Town of Cheektowaga for the year, 1980, and said Bids were referred to the Facilities Department for analysis, tabulation and report; and said tabulation is attached hereto and contained in a letter to the Town Board dated March 25, 1980, NOW, THEREFORE, BE IT

RESOLVED that the Contract for the furnishing of Topsoil and Sand/Clay/Loam for the year, 1980 at per said price and as recommended by the Facilities Department, be awarded to the lowest Bidders, as follows:

M & M Enterprises
53 Raintree Apt. No. 4
Tonawanda, New York 14150 (Items I, II and III)

and

Gernatt Asphalt Products Inc.
Taylor Hollow Road
Collins, New York 14034 (Item No. IV)

*See next two pages for analysis, tabulation and report.

BIDDERS	I	II	III	IV	V	VI	VII	VIII	IX	X	XI
	A	B	C	D	E	F	G	H	I	J	K
Krantz-topsoil	\$13.00 cu yd	\$11.00 cu yd	—	—							
Scholtz-topsoil	\$11.00 cu yd	\$10.00 cu yd	\$10.00 cu yd	\$9.00 cu yd							
R&T topsoil	11.30 cu yd	8.15 cu yd	14.85 cu yd	11.70 cu yd							
M&M-topsoil	\$9.45 cu yd	6.95 cu yd	7.50 cu yd	7.00 cu yd							
Gessett Asphalt Products	—	—	76.00 cu yd	2.50 cu yd							
1979 Low Bid Price	\$7.65	\$6.15	\$7.45	\$5.15							

FACILITIES DEPARTMENT
JAMES J. MATECKI, DIRECTOR
TEL. NO. (716) 891-8015

TOWN OF CHEEKTOWAGA
CHEEKTOWAGA RECREATION CENTER
2600 HARLEM ROAD
CHEEKTOWAGA, NEW YORK 14225

March 25, 1980

Cheektowaga Town Board
Town Hall
Cheektowaga, New York

Honorable Town Board Members,

Attached, please find analysis, tabulation and report relative to the bid items and bidders for the furnishing of Topsoil and Sand-Clay-Loam for the year, 1980.

I wish to request that this bid be awarded to the following who are the lowest bidders complying with all specifications:

M & M Enterprises
53 Raintree, Apt. #4
Tonawanda, New York

for

Item I - Topsoil, General Purpose, Delivered.
Item II- Topsoil, General Purpose, Picked Up.
Item III - Sand-Clay-Loam Mixture, Ball Diamond Infield, Delivered.

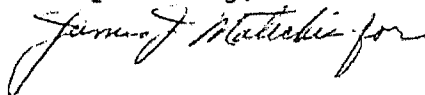
and

Gernatt Asphalt Products, Inc.
Taylor Hollow Rd.
Collins, New York 14043

for

Item IV - Sand-Clay-Loam Mixture, Ball Diamond Infield, Picked Up.

Respectfully,



Raymond M. Matot
Supt. of Bldgs.

RMM:rl
Attach.
cc: file 2

Parks ... Buildings & Grounds ... Plumbing & Heating ... Construction



Item No. 10 Cont'd.

Upon Roll Call....

AYES: Supervisor Meyers, Councilman Swiatek, Johnson, Dux, Burst and Rogowski
NAYES: 0
ABSENT: Councilman Wegner

Item No. 11 Motion by Councilman Rogowski, seconded by Councilman Johnson

WHEREAS, the necessary PO-17 form has been submitted to the Erie County Department of Personnel for the administrative position of Recreation Supervisor - Senior Citizens, AND

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

RESOLVED that the position of Recreation Supervisor - Senior Citizens be and hereby is created, at an annual starting salary of \$14,500.00

Upon Roll Call....

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

Item No. 12 Motion by Councilman Rogowski, seconded by Councilman Johnson

WHEREAS, a vacancy exists in the position of Recreation Supervisor - Senior Citizens, NOW, THEREFORE, BE IT

RESOLVED that Patricia Wojcik, residing at Cheektowaga, New York, be and hereby is provisionally appointed to the position of Recreation Supervisor - Senior Citizens, effective immediately, at an annual salary of \$14,500.00

Upon Roll Call....

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

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

WHEREAS, residents of the Town of Cheektowaga served by Erie County Sewer District No. 7 have been billed by the Village of Depew for sewer rent charges from Erie County Sewer District No. 4, AND

WHEREAS, the Board of Managers for Erie County Sewer District No. 7 has been advised that all necessary services to said residents have been furnished by District No. 7 rather than District No. 4, NOW, THEREFORE, BE IT

RESOLVED that the Town Law Department and Town Accountant are directed to investigate said sewer rent charges; to determine the validity of said charges; to take all necessary action to obtain rebates of any such charges paid by District residents; and to restrain the Village of Depew from levying any such sewer charges against residents of Sewer District No. 7 in the future.

Upon Roll Call....

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

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

WHEREAS, the Cheektowaga Youth Bureau has been designated a recipient of Federal funds to conduct a Youth Community Conservation and Improvement

Item No. 14 Cont'd.

Project (YCCIP), and

WHEREAS, the YCCIP is a Title IV program of the Manpower Administration, with the purpose of providing employment and training to young adults, ages 16 through 19, who are unemployed, economically disadvantaged and have dropped out of school, NOW, THEREFORE, BE IT

RESOLVED that the following people be hired to participate in said program at the rate of \$3.10 per hour, the current minimum wage:

--David Krieger

--Robert Wesolowski

--Mark Cross

--William Long

Upon Roll Call....

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

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

BE IT RESOLVED that Kenneth J. Kopacz, Executive Director of the Cheektowaga Youth Bureau, be granted a leave of absence from May 9th through May 24th, 1980 to attend active duty training with the United States Army Reserve at Fort Leonard Wood, Missouri.

Upon Roll Call....

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

Item No. 16 Retention of Law Firm to represent Town in legal proceeding.

Motion by Supervisor Meyers, seconded by Councilman Swiatek to table this item until the next regular Town Board meeting to be held on Monday, April 21, 1980 at 7:00 P.M.

Item No. 17 Authorization for Supervisor to request permission from State Comptroller to increase maximum amount to be expended for construction of a water system re: Ellicott Road Water District.
Item Withdrawn.

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

WHEREAS, bids were duly received by this Town Board at a meeting thereof held on March 17, 1980 for Point Blank Armor Vest, Model 15, with side panels, for use in the Cheektowaga Police Department, as a result of advertisement therefor, and such bids were referred to the Chief of Police for analysis, tabulation and report, and

WHEREAS, such analysis, tabulation and report have been completed, now, therefore, be it

RESOLVED that the bid for Point Blank Armor Vest, Model 15, with side panels be and hereby is awarded to the United Uniform Company, for a total purchase of one hundred thirty-eight (138) vests at a cost of \$149.20 per vest, said bidder being the lowest responsible bidder meeting specifications.

Upon Roll Call....

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

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

WHEREAS, Michael P. Beecher, representing Stephensons Rental, Inc., has made application and requested the rezoning of property located at 3814 Union Road, in the Town of Cheektowaga, New York from M1-Light Manufacturing District to CM-General Commercial District; said applicant representing 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 May 5, 1980 at 6:30 o'clock p.m., Eastern Daylight Saving Time, at the Cheektowaga Town Hall, corner of Broadway and Union Road.

Upon Roll Call....

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

AFFIDAVIT-NEXT PAGE

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

Gladys M. Sediter of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks;
first publication *April 24, 1980* ;
last publication *April 24, 1980* ;
and that no more than six days intervened be-
tween publications.

Gladys M. Sediter

Sworn to before me this *25th*

day of *April*, 19 *80*

..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *81*

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 5th day of May 1980, at 6:30 o'clock P.M., Eastern Daylight Savings Time of said day for the purpose of considering the application of Stephenson Rental, Inc. to Rezone from M1-Light Manufacturing District to CM-General Commercial District on property located at 3810 Union Road and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York.

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, described as follows:-

Commencing at a point in the westerly line of Union Road, as now laid out, one thousand one hundred five and fifty hundredths (1105.50) feet measured along said westerly line of Union Road, north of the intersection of said westerly line of Union Road with the south line of Lot No. 17: thence westerly parallel with said south line of Lot No. 17, four hundred (400) feet; thence northerly parallel with Union Road, seventy-five (75) feet; thence easterly parallel with the south line of Lot No. 17, four hundred (400) feet to the westerly line of Union Road; thence southerly along said westerly line of Union Road, seventy-five (75) feet to the point or place of beginning.

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

BY ORDER OF THE TOWN BOARD

Supervisor Kenneth J. Meyers

Councilmen:

Frank E. Swiatek

Donald J. Wegner

Thomas M. Johnson, Jr.

Frank J. Dux

William Rogowski

James R. Burst

RICHARD M. MOLESKI

Town Clerk

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

WHEREAS, Walter Dombrowski, Assistant Working Foreman in the Sanitation Department, was appointed to the position of "Acting Working Foreman" in the Sanitation Department by Town Board resolution dated February 25, 1980, NOW, THEREFORE, BE IT

RESOLVED that Walter Dombrowski is hereby granted a leave of absence from his permanent position of Assistant Working Foreman in the Sanitation Department, while he is acting in the capacity of "Acting Working Foreman", said leave of absence shall be retroactive to February 25, 1980 and shall be for a period of six months.

Upon Roll Call....

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

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

WHEREAS, Florian Majchrzycki, MEO B in the Sanitation Department, was appointed to the position of "Acting Assistant Working Foreman" in the Sanitation Department by Town Board resolution dated February 25, 1980, NOW, THEREFORE, BE IT

RESOLVED that Florian Majchrzycki is hereby granted a leave of absence from his permanent position of MEO B in the Sanitation Department, while he is acting in the capacity of "Acting Assistant Working Foreman", said leave of absence shall be retroactive to February 25, 1980, and shall be for a period of six months.

Upon Roll Call....

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

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

RESOLVED that Michael Burzynski, of Cheektowaga, New York, be re-hired as a part-time clerk at the rate of \$3.50 per hour, to assist in various departments as needed.

Upon Roll Call....

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

Item No. 23 Set salary of Town Officials and Employees not covered in any bargaining unit.
Item Withdrawn.

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

WHEREAS, the position of Account Clerk Stenographer in the Youth Bureau has previously been created, and

WHEREAS, said position has been posted in accordance with the present bargaining agreement between the Town of Cheektowaga and the Cheektowaga Employees Association, NOW, THEREFORE, BE IT

RESOLVED that Linda Porter, of 16 Slate Creek Drive, Cheektowaga, presently employed in the Youth Bureau under the title of Clerk Stenographer, be and hereby is appointed to the newly created position of Account Clerk Stenographer; said appointment to be provisional pending the outcome of a Civil Service Examination

Item No. 24 Cont'd.

to be held at a later date, and BE IT FURTHER

RESOLVED that said appointment is effective immediately, and that the salary rate shall be in accordance with the present salary schedule for the position of Clerk Stenographer, as per present bargaining agreement.

Upon Roll Call....

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

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

WHEREAS, a temporary vacancy exists in the Assessor's Office for the position of Senior Clerk, and

WHEREAS, said vacancy has been properly posted in compliance with the present bargaining agreement between the Town of Cheektowaga and the Cheektowaga Employees Association, NOW, THEREFORE, BE IT

RESOLVED that Maryanna Stafflinger, of Cheektowaga, presently employed as a Senior Clerk in the Highway Department, be and hereby is transferred to the Assessor's Office, to fill this temporary vacancy, at her present annual salary; said transfer effective April 14, 1980, and BE IT FURTHER

RESOLVED that Maryanna Stafflinger be granted a leave of absence for a period of three (3) months, from her permanent position of Senior Clerk in the Highway Department while serving in the above temporary position, said leave of absence effective April 14, 1980.

Upon Roll Call....

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

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

RESOLVED that James Ulaszewski, of Cheektowaga, New York, be and hereby is reappointed as a member of the Board of Assessment Review for a term of five (5) years, effective April 12, 1980 through April 12, 1985.

Upon Roll Call....

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

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

WHEREAS, the Statewide Youth Advocacy Project (SYA) is sponsoring a conference on April 21 and 22, 1980, in Albany, New York, a conference on services to and policy for status offenders; troubled youths and juveniles, and

WHEREAS, the Chief of Police, Theodore DeFedericis, has requested permission for Lieutenant Louis Gagola and Detective Stanley Dynowski, of the Juvenile Bureau of the Police Department to attend said conference, NOW, THEREFORE, BE IT

RESOLVED that Lieutenant Gagola and Detective Dynowski be and hereby are authorized to attend said conference on April 21 and 22, 1980, in Albany, New York, and BE IT FURTHER

Item No. 27 Cont'd.

RESOLVED that the Town shall reimburse the above individuals for all expenses incurred by their attendance at said conference at a sum not to exceed \$250.00 for Lieutenant Gagola and \$60.00 for Detective Dynowski; half of Lieutenant Gagola's expenses to be funded by the Cheektowaga Youth Bureau.

Upon Roll Call....

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

Item No. 28 Authorization for Lieutenant and Detective of the Police Juvenile Bureau to attend conference in Albany, New York.
Item Withdrawn.

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

WHEREAS, the Cheektowaga Facilities Department annually requires the additional staffing to supplement its full-time staff due to seasonal responsibilities and duties, NOW, THEREFORE, BE IT

RESOLVED that the following individuals be and hereby are hired in the Cheektowaga Facilities Department as seasonal maintenance mechanics at the rate of \$3.61 per hour:

Robert Kiszewski

Cheektowaga, New York

John J. Rogowski

Sloan, New York

Upon Roll Call....

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

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

WHEREAS, the Town Board has authorized the submission of a grant application to the U.S. Department of the Interior, Heritage Conservation and Recreation Service for the rehabilitation of various Town playgrounds, and

WHEREAS, preliminary drawings and designs, and the preparation of environmental assessments will be necessary for submission of the final grant application, NOW, THEREFORE, BE IT

RESOLVED, that the firm of Stuart Alexander & Associates be and hereby is engaged to prepare preliminary drawings and designs, and necessary environmental assessments relative to said grant application, as per the attached proposal, at a fee not to exceed \$2,500, and BE IT FURTHER

RESOLVED, that said fee will be paid by a transfer of \$2,500 from the Contingency Account (No. A1990.480) to the Parks Department Consultant Services Account (No. A7110.451).

Upon Roll Call....

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

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

WHEREAS, it is the intention of the Town of Cheektowaga to sponsor a "Cheektowaga Polish-American Arts Festival" within the Town during the month of August, 1980, 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 would include performances by various professional singing and dancing 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

WHEREAS, an application to the New York State Council on the Arts has been prepared, requesting the amount of \$7,850.00 for the presentation of the "Cheektowaga 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 said application, and any and all related documents on behalf of the Town Board for submission to the New York State Council on the Arts, said authorization being retroactive to February 28, 1980, and BE IT FURTHER

RESOLVED, that a certified copy of this resolution be forwarded to New York State Governor Hugh Carey, State Assemblyman Dennis Gorski and State Senator Dale Volker.

Upon Roll Call....

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

Item No. 32 Motion by Councilman Dux, seconded by Councilman Rogowski

WHEREAS, Pack 618 of the Cub Scouts of America will hold their annual Family Picnic at Losson Road Park on Sunday, August 24, 1980, and

WHEREAS, Cub Scout Pack 618 has requested permission of the Town to utilize Losson Road Park for their Father-Son overnight campout from Saturday, August 23rd to Sunday, August 24th, and

WHEREAS, Article 48-12 of the Code of the Town of Cheektowaga states that "All parks shall be closed, except for use of driveways therein, between the hours of sunset and sunrise the following morning, and no person shall lounge about or remain in any of the parks during the hours when so closed," NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board permit a waiver of Article 48-12 of the Code of the Town of Cheektowaga, said waiver extended to Pack 618 of the Cub Scouts of America for the use of Losson Road Park only on August 23, 1980, and BE IT

FURTHER RESOLVED that a copy of this Resolution be forwarded to the Chief of Police.

Upon Roll Call....

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

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

WHEREAS, the "Environmental Impact Review Ordinance" of the Town of Cheektowaga requires that the Advisory Committee, established by said Ordinance, shall render a determination of environmental significance or non-significance for actions governed by this ordinance, AND

WHEREAS, the Advisory Committee has reviewed the application from Uniland Development for a proposed 7600 sq. ft. Broad-Elm Tire Service Store to be located on Union Road south of Orchard Place across from George Urban Boulevard and has rendered a determination of non-significance, AND

WHEREAS, the Advisory Committee has reviewed the application from Davids Acres Inc. for the reconstruction of the recreational facility destroyed by fire at the Idylwoods Apartment Complex and has rendered a determination of non-significance, AND

WHEREAS, the Advisory Committee has reviewed the application for the proposed acquisition of 250[±] acres for the extension of Losson Park and has rendered a determination of non-significance, AND

WHEREAS, the Advisory Committee has reviewed the application from Dickies Donuts Inc. for a proposed 43' x 40' building to be located at 1435 French Road and has rendered a determination of non-significance, AND

WHEREAS, the Advisory Committee has reviewed the application from Ryan Homes for the proposed Eiffel North Subdivision which will consist of 170 single family homes on 42.3 acres of land to be located between Losson Road and LeHarve Drive just west of Towers Boulevard and has rendered a determination of non-significance, AND

WHEREAS, the Advisory Committee has reviewed the application from Antonino Bellavia for the proposed rezoning of #900 French Road from (R) Residential to (C) Retail Business to allow the conversion of a garage into a barber shop and has rendered a determination of non-significance, NOW, THEREFORE, BE IT

RESOLVED, that these proposed aforesaid activities are hereby declared non-significant.

Upon Roll Call....

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

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

WHEREAS, the Town of Cheektowaga has long desired a traffic control signal at the intersection of French Road and Towers Boulevard, AND

WHEREAS, the Erie County Department of Public Works, Division of Highways, has completed a traffic flow study and will now permit a traffic control signal without realigning the intersection of Towers Boulevard and French Road, AND

WHEREAS, the County of Erie requires a signed Installation and Maintenance Permit as French Road is a County Road, AND

WHEREAS, the permit application specifies certain conditions and requirements in the granting of said permit, NOW, THEREFORE, BE IT

RESOLVED, that the Town Board accepts the conditions and requirements of said permit, and, BE IT FURTHER

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

Item No. 34 Cont'd.

Upon Roll Call....

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

Item No. 35 Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, the Town of Cheektowaga desires to install a traffic control signal at the intersection of French Road and Towers Boulevard, AND

WHEREAS, the County of Erie Department of Public Works, Highway Division, has approved the installation of the signal without the requirement of realigning the intersection of French Road and Towers Boulevard with Nancy Place, AND

WHEREAS, the installation requires a technical study and design by a qualified consulting engineering firm to conform to the conditions and requirements of the Installation and Maintenance Permit from the County, NOW, THEREFORE, BE IT

RESOLVED, that the firm of McFarland-Johnson Engineers, Inc. be and hereby is directed to undertake said study and design for the installation of said traffic control signal, and, BE IT FURTHER

RESOLVED, that the Supervisor, on behalf of the Town Board, sign an Agreement with the firm of McFarland-Johnson Engineers, Inc. to do this work.

Upon Roll Call....

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

Item No. 36 Motion by Councilman Burst, seconded by Councilman Johnson

WHEREAS, there is a need to determine a solution to the traffic and pedestrian problem along Rossler Street, and as it is especially affected by the Rossler Street Bridge over the New York State Thruway, NOW, THEREFORE, BE IT

RESOLVED, that McFarland-Johnson, Consulting Engineers, are to provide a study of the problem together with the submittal of plans and specifications, and, BE IT FURTHER

RESOLVED, that the proposal of McFarland-Johnson Engineers, Inc. as submitted to the Town Engineer in their letter dated April 3, 1980 be accepted, and, BE IT FURTHER

RESOLVED that the Supervisor, on behalf of this Town Board, sign said Agreement with McFarland-Johnson Engineers, Inc.

Upon Roll Call....

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

Item No. 37 Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, there is a need for sanitary sewer repair work in Sewer District No. 7 at:

1. Patrick--Meadowlawn
2. Lydia Lane--Sable Palm
3. Marlene--North Creek

NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk is directed to publish a Notice to Bidders for the furnishing of all tools, equipment, labor and appurtenances required for construction for remedial purposes to implement the Sewer System Correction Program in accordance with plans supplied by Nussbaumer & Clarke, Inc. and specifications prepared by the Town of Cheektowaga Engineering Department, said Notice to be published in the CHEEKTOWAGA TIMES, and, BE IT FURTHER

RESOLVED that the Town Board meet on the 21st day of April, 1980 at 7:00 P.M. Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

* * * * *

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

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on April 21, 1980, at 7:00 P.M., Eastern Standard Time at the Town Hall, Broadway and Union Road, Cheektowaga, New York for Sanitary Sewer Remedial Work at three (3) locations in the Town of Cheektowaga.

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

Proposals shall be submitted in sealed envelopes, plainly marked on the outside, BID FOR SANITARY SEWER REMEDIAL WORK - DISTRICT No. 7 - 1980 and submitted to the Town Clerk prior to bid opening.

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

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

RICHARD M. MOLESKI
TOWN CLERK

DATED: April 7, 1980

* * * * *

Upon Roll Call....

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

AFFIDAVIT-NEXT PAGE

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

Patricia Catanzaro, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks:
first publication... *April 10, 1980*;
last publication... *April 12, 1980*;
and that no more than six days intervened be-
tween publications.

Patricia Catanzaro

Sworn to before me this *11th*

day of *April*, 19*80*

Naidine C. Williams

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*81*

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on April 21, 1980, at 7:00 P.M., Eastern Standard Time at the Town Hall, Broadway and Union Road, Cheektowaga, New York, for Sanitary Sewer Remedial Work at three (3) locations in the Town of Cheektowaga.

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

Proposals shall be submitted in sealed envelopes, plainly marked on the outside, BID FOR SANITARY SEWER REMEDIAL WORK-DISTRICT NO. 7-1980 and submitted to the Town Clerk prior to bid opening.

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

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

RICHARD M. MOLESKI

Town Clerk

DATED: April 7, 1980

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

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the construction of the Cedargrove Culvert Project, which bids were duly received and opened at the Regular Town Board Meeting of March 17, 1980, AND

WHEREAS, said bids were referred to the consulting firm of Nussbaumer and Clarke, Inc. and the Town Engineer for analysis, tabulation and report, which said analysis, tabulation and report is hereto attached and contained in the letter from the Town Engineer to the Town Board dated March 21, 1980, AND

WHEREAS, said report recommended that the bid be awarded to M.C. Morgan Contractors Inc., 3690 Sheridan Drive, Buffalo, New York 14226 for the bid price of \$156,694.00, said bid being the lowest meeting the requirements of the specifications, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the construction of the Cedargrove Culvert be and hereby is awarded to M.C. Morgan Contractors Inc. for their submission of the bid of \$156,694.00, said bid being the lowest meeting the requirements of the specifications, and, BE IT FURTHER

RESOLVED, that the Supervisor on behalf of this Town Board sign the agreement with said contractor for construction of the Cedargrove Culvert.

*See next page for analysis, tabulation and report.



Town of Cheektowaga

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

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-686-3448

March 21, 1980

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

Gentlemen:

At the Regular Town Board Meeting of March 17, 1980 bids were received and opened for the Cedargrove Culvert Project, which project is funded under the Community Development Block Grant Program. Fifteen (15) bids were received ranging in price from \$156,694 to \$343,125. The lowest five (5) bidders are as follows:

M.C. Morgan Contractors Inc.	\$156,694.00
Hallock & Migliore Construction Inc.	\$158,769.79
Destro & Brothers Concrete Co. Inc.	\$167,340.00
Losson Excavating & Trucking Inc.	\$177,588.50
Copece Contracting Corporation	\$196,475.00

Bids were reviewed and checked by the Consulting Firm of Nussbaumer & Clarke, Inc. It is the recommendation of the consultants and ourselves that the bid be awarded to M.C. Morgan Contractors Inc., 3690 Sheridan Drive, Buffalo, New York 14226 for their submission of the lowest bid price meeting all requirements of the specifications.

Very truly yours,

TOWN OF CHEEKTOWAGA

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

CLB:dmr

Item No. 38 Cont'd.

Upon Roll Call....

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

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

BE IT RESOLVED, that Change Order No. 4 for the Buffalo Sewer Authority Connection of the Town of Cheektowaga Sewer District No. 5 Pollution Abatement Program in the amount of \$4,863.00 as an addition of the Amadori Construction Company Inc., Contract No. 4, be approved. This addition is defined in a letter from the Town Engineer dated April 3, 1980 and considered part of this resolution, AND, BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized to sign said Change Order on behalf of the Town of Cheektowaga Sewer District No. 5.

*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
716-686-3448

April 3, 1980

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: BSA Connection
Change Order No. 4

Gentlemen:

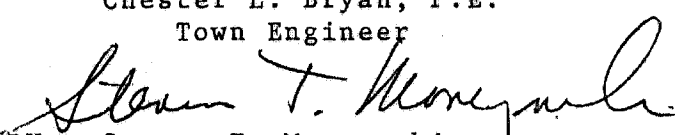
Attached for Town Board approval is a resolution authorizing a change on the BSA Connection Project. This is Change Order No. 4 in the additional amount of \$4,863.00. This change involved the additional costs incurred by the contractor to furnish all labor, equipment and material necessary to install one (1) 20" spigot end flap valve as recommended by our Consulting Engineers to prevent backflow into the 24" sanitary main east of manhole #3.

The change and costs were reviewed and approved by the Consulting Engineers, Nussbaumer & Clarke, Inc. and recommend its approval.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.
Town Engineer


BY: Steven T. Marcynski
Sr. Engineer Assistant

CLB:STM:dmr

Item No. 39 Cont'd.

Upon Roll Call....

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

Item No. 40 Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, the Town Engineer advised this Town Board that an extension of the Northcreek sanitary sewer to the Union Road sanitary sewer is recommended for relieving a portion of the Sanitary Sewer District No. 7 System, AND

WHEREAS, the consulting firm of Nussbaumer and Clarke, Inc. was authorized by the Town Board Resolution of February 25, 1980 to design the Northcreek Sewer Extension, NOW, THEREFORE, BE IT

RESOLVED, that upon the completion of necessary plans by the consultant, that the Town Engineer be and hereby is directed to meet with the necessary State and/or Federal Officials for determination of the eligibility of said Northcreek Sewer Extension for aid under the Water Pollution Control Program.

Upon Roll Call....

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

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

WHEREAS, it has come to the attention of the Town of Cheektowaga, the County of Erie has been interested in disposing of vacant lots abutting Scajaquada Creek Tributary T-2, AND

WHEREAS, it is in the best interest of the Town of Cheektowaga to acquire this property so as to insure accessibility for maintenance of Tributary T-2, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board requests the transfer of lots 1 thru 4 and lots 20 thru 30 of Map Cover MC1371, at the appraised fee of \$100 per lot, and, BE IT FURTHER

RESOLVED, that the Town of Cheektowaga is also interested in acquiring from the County of Erie that portion of Oriole Place west of Tributary T-2 and located between Sublots 1 thru 4 and 20 thru 30, and, BE IT FURTHER

RESOLVED, that the cost of said property acquisition shall be chargeable to the Federal Revenue Sharing Fund.

Upon Roll Call....

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

Item No. 42 Motion by Councilman Burst, seconded by Councilman Johnson

BE IT RESOLVED that the following fund transfers are hereby approved and made a part hereof:

<u>From</u>	<u>Amount</u>	<u>To</u>
FEDERAL REVENUE SHARING FUND- FUND BALANCE (CF.909)	\$16,000.00	HIGHWAY-VEHICLES (CF.5130.200)

Item No. 42 Cont'd.

<u>From</u>	<u>Amount</u>	<u>To</u>
FEDERAL REVENUE SHARING FUND- FUND BALANCE (CF.909)	\$ 900.00	SR. CITIZENS-MEALS ON WHEELS (CF.7620.488)
COMMUNITY DEVELOPMENT FUND- CONTINGENCY 1978	1,216.25	COMMUNITY DEVELOPMENT FUND- MARRANO-KELLY 1978

Upon Roll Call....

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

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 April 7th, 1980 are hereby approved and the Supervisor is ordered to pay same:

<u>FUND</u>	<u>CHECK NO.</u> <u>FROM TO</u>	<u>AMOUNT</u>
GENERAL FUND	14493-14498, 14501-15727	\$ 420,082.39
PART TOWN FUND	174-184	7,452.45
SPECIAL DISTRICT FUND	6873-6875, 6878-6928	294,305.61
HIGHWAY FUND	5297-5350	403,609.73
TRUST AND AGENCY FUND	793-794	16,641.29
H.U.D.-C.D.B.G. FUND	229-231	1,538.00
H.U.D.-N.P.P. FUND	118-120	4,950.00
FEDERAL REVENUE SHARING FUND	352-364	<u>17,449.01</u>
		<u>\$1,166,028.48</u>

Upon Roll Call....

AYES: Supervisor Meyers, Councilman Swiatek, Johnson, Dux, Burst and Rogowski
NAYES: 0
ABSENT: Councilman Wegner

IV. DEPARTMENTAL COMMUNICATIONS

Item No. 44 Building Permits.
Received and filed.

V. GENERAL COMMUNICATIONS

Item No. 45 N.Y.S. Dept. of Transportation - Notices of Order re: Installation of traffic signals on Walden Avenue and the following intersections: Dick Road, Dale Road & Plaza Driveway, Gualbert Avenue, Reo Avenue, Pine Ridge Road.
Item referred to Honorable Members of the Town Board, Captain Robert Lis--Cheektowaga Police Department and the Cheektowaga Traffic Safety Commission; received and filed.

Item No. 46 N.Y.S. Dept. of Transportation - Notices of Order re: Installation of left arrow signals on Broadway at its intersection with access roads "BW" and "BE" between Harlem Road, on Route 130.

Item referred to Honorable Members of the Town Board, Captain Robert Lis--Cheektowaga Police Department, Cheektowaga Traffic Safety Commission; received and filed.

Item No. 47 Erie County Department of Public Works - Permit for installation of signal at French Road and Towers Boulevard (see also Items No. 34 & 35).

Item referred to Honorable Members of the Town Board, Captain Robert Lis--Cheektowaga Police Department, Jim Kirisits--Town Attorney, Cheektowaga Traffic Safety Commission; received and filed.

Item No. 48 Erie County Department of Public Works - Correspondence re: Signal permit for light at Century & Cleveland; moving signals from Dingens & S. Colby to Dingens and Alaska Street.

Item referred to Honorable Members of the Town Board, Captain Robert Lis--Cheektowaga Police Department, Jim Kirisits--Town Attorney, Cheektowaga Traffic Safety Commission; received and filed.

Item No. 49 Order to Show Cause - Ronald C. Zoeller vs. Town Board of the Town of Cheektowaga.

Item referred to Honorable Members of the Town Board, Jim Kirisits--Town Attorney, E. T. Clauss and Company--Town Insurance Company; received and filed.

Item No. 50 Summons & Complaint - Arthur and Bertha Smith vs. Louis and Dirce Tonello, County of Erie and Town of Cheektowaga.

Item referred to Honorable Members of the Town Board, Jim Kirisits--Town Attorney, E. T. Clauss and Company--Town Insurance Company; received and filed.

Item No. 51 Notice of Claim - Town of Cheektowaga vs. Hatch Mobile Home Trailer Park, Inc.

Item received and filed.

Item No. 52 Notice of Claim - Thomas J. Pompeo vs. Town of Cheektowaga.

Item referred to Honorable Members of the Town Board, Jim Kirisits--Town Attorney, Alfred Wnek--Highway Superintendent, E. T. Clauss--Town Insurance Company; received and filed.

Item No. 53 Notice of Claim - Jonathan Douglas Coffin vs. Town of Cheektowaga, et al.

Item referred to Honorable Members of the Town Board, Jim Kirisits--Town Attorney, Theodore DeFedericis--Chief of Police, E. T. Clauss--Town Insurance Company; received and filed.

Item No. 54 Notice of Claim - Lucy M. Majewski vs. Town of Cheektowaga.

Item referred to Honorable Members of the Town Board, Jim Kirisits--Town Attorney, Alfred Wnek--Highway Superintendent, E. T. Clauss--Town Insurance Company; received and filed.

Item No. 55 Notice of Claim - Charles J. Vitale vs. Town of Cheektowaga.

Item referred to Honorable Members of the Town Board, Jim Kirisits--Town Attorney, Alfred Wnek--Highway Superintendent, E. T. Clauss--Town Insurance Company; received and filed.

Item No. 56 Mr. & Mrs. Leon Markiewicz, - Request Town
Board action re: Drainage problem at corner of McNaughton and Tillotson.
Item referred to Honorable Members of the Town Board, Chester L. Bryan--Town Engineer, John Tabaczynski--Foreman--Sewer Maintenance Department, Alfred Wnek--Highway Superintendent; received and filed.

Item No. 57 Lester M. Dean, - Request repair of sidewalk.
Item referred to Honorable Members of the Town Board and Alfred Wnek, Highway Superintendent; received and filed.

Item No. 58A Senior Citizens-Achievers, Group No. 12, Infant of Prague -
Correspondence re: Sr. Citizens Coordinator.
Item referred to Honorable Members of the Town Board; received and filed.

Item No. 58B St. Aloysius Senior Citizens Club - Correspondence re: Sr. Citizens Coordinator.
Item referred to Honorable Members of the Town Board; received and filed.

VI. FROM THE TABLE

Item No. 59 Authorization for Town Engineer to investigate inflow and infiltration sources within Town sanitary sewer districts and hire plumbers for hydraulic testing re: Sanitary Sewer Remedial Program.

Motion by Councilman Johnson, seconded by Councilman Burst

RESOLVED that Item No. 59 "Authorization for Town Engineer to investigate inflow and infiltration sources within Town sanitary sewer districts and hire plumbers for hydraulic testing re: Sanitary Sewer Remedial Program", be and hereby is taken off the table to be acted upon at this particular time.

Upon Roll Call....

AYES: Councilmen Johnson, Dux, Burst and Rogowski
NAYES: Supervisor Meyers and Councilman Swiatek
ABSENT: Councilman Wegner

Motion by Councilman Wegner, seconded by Supervisor Meyers

WHEREAS, the Town has a Sanitary Sewer Remedial Program with special emphasis on the control of inflows and infiltration in the sanitary sewers, AND

WHEREAS, as part of said inflow and infiltration program it is also essential to control such excess water intrusion from house lateral connections, AND

WHEREAS, in addition to Town crew efforts to detect sources of inflow and infiltration there is need to engage the services of plumbers to detect excess water intrusions within the underground systems of homes suspected of such extraneous flows into the Town sanitary sewer system, NOW, THEREFORE, BE IT

RESOLVED, that the Town Engineer is directed and authorized to investigate suspected inflow and infiltration sources within homes in Town sanitary sewer districts by engaging the services of knowledgeable plumbers at a cost for each such hydraulic test not to exceed the sum of \$50.00 with such charges to be paid out of the respective sanitary sewer budget.

Upon Roll Call....

AYES: Supervisor Meyers and Councilman Swiatek
NAYES: Councilmen Johnson, Dux, Burst and Rogowski
ABSENT: Councilman Wegner

RESOLUTION DENIED!

VII. WAIVER OF RULES

* Motion by Councilman Swiatek, seconded by Councilman Burst to Waive the Rules to include the following items (Nos. 60 & 61).

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst and Rogowski

NAYES: 0

ABSENT: Councilman Wegner

* * * * *

Item No. 60 Award of bid for new trees for the 1980 spring planting season.

Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, bids were duly received by this Town Board at a regular meeting thereof, held on March 17, 1980, for the purchase of new trees for the 1980 spring planting by the Cheektowaga Highway Department, as a result of advertisement therefor; and such bids were referred to the Superintendent of Highways for analysis, tabulation and report, and

WHEREAS, such analysis, tabulation and report has been completed and is attached hereto, NOW, THEREFORE, BE IT

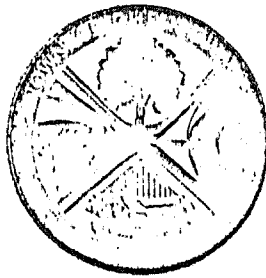
RESOLVED that the bid for new trees for the 1980 spring planting season be and hereby is awarded to Schichtel Nurseries, 6787 Chestnut Ridge Road, Orchard Park, New York 14127; said bidder being the lowest responsible bidder meeting the requirements of the specifications as set forth in the tabulation of bids attached hereto and made a part hereof.

*See next page for analysis, tabulation and report.

ALFRED F. WNEK
SUPERINTENDENT

OFFICE: 888X477X5
686 3450

ROBERT KARASZEWSKI
Deputy Superintendent



TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

OFFICE OF
SUPERINTENDENT OF HIGHWAYS
3145 UNION ROAD
CHEEKTOWAGA, NEW YORK 14227

March 25, 1980

HONORABLE KENNETH MEYERS, SUPERVISOR
HONORABLE MEMBERS OF THE TOWN BOARD
TOWN OF CHEEKTOWAGA, NEW YORK 14227

Gentlemen:

RE: Award of tree bids

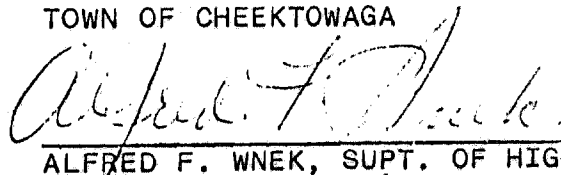
Bids to furnish the Cheektowaga Highway department with trees for spring planting, have been opened at the meeting of March 17, 1980.

After reviewing the three (3) bidders, I recommend the award be given to Schichtel Nurseries, of 6787 Chestnut Ridge Rds., Orchard Park, New York.

Attached hereto is a copy of the bid quotations on said tree bids, with Schichtel Nurseries being the lowest responsible bidder.

Thank you for your kind attention regarding the above.

Very truly yours,
TOWN OF CHEEKTOWAGA


ALFRED F. WNEK, SUPT. OF HIGHWAYS

AFW/bg
encl.

RECEIVED

1980

Richard M. Moleski, Town Clerk

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

TYPE OF TREE

SCHICHEL'S

LINCOLN PARK

STEDMAN

662 9896

692 6100

NURSERIES

688 5505

#1 - NORWAY MAPLE	\$ 7.85	\$ 10.85	\$25.00
#2 LITTLELEAF LINDEN MAPLE	11.85	13.45	Summit Ash 19.70
#3 PYRUS CALLERYANA BRADFORD	15.75	----	20.00
#4 MALUS AMERICAN BEAUTY	12.45	----	Radiant -Royal 17.50
#5 COLUMNAR NORWAY MAPLE	11.85	15.25	25.00
#6 KWANZAN CHERRY	10.85	----	22.00
#7 SHADEMASTER LOCUST	12.45	14.45	Skyline 25.00
#8 CRIMSON KING MAPLE	13.35	16.95	25.00

Item No. 60 Cont'd.

Upon Roll Call....

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

Item No. 61 Motion by Supervisor Meyers, seconded by Councilman Johnson

BE IT RESOLVED that this Town Board will enter into an Executive Session immediately following the regular scheduled Work Session to be held on Saturday, April 12, 1980 at 1:00 P.M., Eastern Standard Time.

Upon Roll Call....

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

Item No. 62 Motion by Councilman Swiatek, seconded by Councilman Dux to adjourn this meeting.

RICHARD M. MOLESKI
TOWN CLERK

* * * *
B I D S
* * * *

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 9 - April 21, 1980</u>	
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	<u>Meeting No. 10 - May 5, 1980</u>	
2	Removal of existing asphalt pavement surface overlays on Eggert Rd.	1

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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 21st day of April, 1980 at 7:00 o'clock P.M., Eastern Standard Time, there were:

PRESENT: Supervisor Kenneth J. Meyers
Councilman Frank E. Swiatek
Councilman Thomas M. Johnson
Councilman Frank J. Dux
Councilman James R. Burst
Councilman Donald J. Wegner
Councilman William P. Rogowski

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Theodore DeFedericis, Chief of Police; Chester Bryan, Town Engineer; Walter Dombrowski, Acting Working Foreman in the Sanitation Department; Mary Holtz, Deputy Town Clerk; Julia Reinstein, Town Historian; Alfred Wnek, Highway Superintendent; Dr. Vendetti, Town Health Officer; George Burst, Central Garage.

I. BIDS

Item No. 2 S.S. Remedial work at three locations in the Town
The bids were referred to Chester Bryan, Town Engineer.

II. RESOLUTIONS

Item No. 3 Motion by Councilman Wegner, seconded by Supervisor Meyers

WHEREAS, the Code Review Committee of the Town of Cheektowaga has recommended that the Town of Cheektowaga adopt an ordinance forbidding the possession of open containers of alcoholic beverages on public lands and private parking areas, and

WHEREAS, this Town Board, at a regular meeting held on the 25th day of February, 1980, duly adopted a Resolution calling for a public hearing to be held at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York on the 17th day of March, 1980 to consider the advisability of adopting and enacting an open container of alcoholic beverages ordinance, and

WHEREAS, notice of the said public hearing was duly published as required by law, and

WHEREAS, the said public hearing was duly held pursuant to the aforementioned Resolution; at which hearing all persons interested in the subject matter thereof had an opportunity to be heard and were heard; and at the conclusion thereof, this Town Board took the matter under advisement and has now determined that it is in the public interest to adopt and enact an "Open Containers of Alcoholic Beverages on Public Land and Private Parking Areas Ordinance."

NOW, THEREFORE, BE IT RESOLVED that an "Open Containers of Alcoholic Beverages on Public Land and Private Parking Areas Ordinance" be, and the same hereby is, adopted and enacted, providing as follows:

OPEN CONTAINERS OF ALCOHOLIC BEVERAGES

ON PUBLIC LANDS AND PRIVATE PARKING AREAS

Section I - Legislative Intent

It is the intent of the Town of Cheektowaga, as an exercise of its

Item No. 3 cont'd

police power, to promote the general health, safety and welfare of the Town of Cheektowaga by enacting this ordinance. It is the finding of the Town Board that the possession of open containers of alcoholic beverages by persons on public lands and private parking areas, except under controlled conditions and except in the Town Park, Losson Road Park, and Rehm Road Park, is detrimental to the health, safety and welfare of the residents of the Town of Cheektowaga in that such possession contributes to the development of unsanitary conditions and the creation of nuisances. Therefore, it is in the public interest to enact the following ordinance which shall apply within the Town of Cheektowaga outside of the limits of the Villages of Depew and Sloan.

Section II - Definitions

For the purpose of this ordinance, the following terms shall have the meanings ascribed to them. All other words shall have the meanings normally ascribed to them in regular usage.

Alcoholic Beverage - includes alcohol, liquor, wine, beer, hard cider and every liquid patented or not, containing alcohol, wine or beer and capable of being consumed by a human being.

Container - any bottle, can, glass or other receptacle suitable for or used to hold any liquid.

Public Lands - any highway, street, sidewalk, playground, public parking lot or other public land.

Private Parking Areas - an area or areas or private property near or contiguous to and provided in connection with premises having one or more stores or business establishments and used by the public as a means of access to and egress from such stores and business establishments and for the free parking of motor vehicles or customers and patrons of such stores and business establishments.

Section III - Possession on Public Lands and Private Parking Areas Prohibited

No person shall have in his possession any open container containing an alcoholic beverage on any public land or private parking areas as defined in Section II within the Town of Cheektowaga outside of the limits of the Villages of Depew and Sloan.

Section IV - Exceptions to Prohibition

(a) The foregoing prohibition shall not apply in the event of a fair, picnic or other community gathering for which special permission has been granted by the Town Board of the Town of Cheektowaga where consumption of alcoholic beverages shall be permitted for those hours when such function is open to the public; nor is it applicable to persons picnicking at the Town Park, Losson Road Park, and Rehm Road Park, during regular park hours.

(b) The foregoing prohibition shall not apply to any lot occupied by a dwelling, as defined in Article XI of the Zoning Ordinance of the Town of Cheektowaga.

Section V - Penalty

Any person or persons, association or corporation committing an offense against this ordinance or any section or provision thereof is guilty of a violation punishable by a fine not exceeding two hundred fifty dollars (\$250.00) or imprisonment for a period not exceeding fifteen (15) days for each such offense, or by both such fine and imprisonment.

Section VI - Severability

Should any provision of this ordinance be judicially determined to be invalid, the remaining provisions shall continue in full force and effect.

Item No. 3 cont'd

BE IT FURTHER RESOLVED, that a copy of this Resolution, and the "Open Containers of Alcoholic Beverages on Public Land and Private Parking Areas Ordinance" be entered in the minutes, and published at least once in the CHEEKTOWAGA TIMES, a newspaper published in the Town of Cheektowaga and having a general circulation therein; and

BE IT FURTHER RESOLVED that the affidavit of such publication be filed with the Town Clerk.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Gladys M. Sediter of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Chairman* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks:
first publication *April 24, 1980*;
last publication *April 24, 1980*;
and that no more than six days intervened be-
tween publications.

Gladys M. Sediter
Sworn to before me this *25th*
day of *April*, 19*80*
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*81*

**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 21st day of April, 1980 at 7:00 o'clock p.m. Eastern Standard Time there were:

PRESENT:

Supervisor Kenneth J. Meyers
Councilmen:

Frank E. Swiatek
Thomas M. Johnson, Jr.
Frank J. Dux
James R. Burst
Donald J. Wegner
William P. Rogowski

ABSENT: 0

Motion by Councilman Wegner
Seconded by Supervisor Meyers

WHEREAS, the Code Review Committee of the Town of Cheektowaga has recommended that the Town of Cheektowaga adopt an ordinance forbidding the possession of open containers of alcoholic beverages on public lands and private parking areas, and

WHEREAS, this Town Board, at a regular meeting held on the 25th day of February, 1980, duly adopted a Resolution calling for a public hearing to be held at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 17th day of March, 1980 to consider the advisability of adopting and enacting an open container of alcoholic beverages ordinance, and

WHEREAS, notice of the said public hearing was duly published as required by law, and

WHEREAS, the said public hearing was duly held pursuant to the aforementioned Resolution, at which hearing all persons interested in the subject matter thereof had an opportunity to be heard and were heard; and at the conclusion thereof, this Town Board took the matter under advisement and has now determined that it is in the public interest to adopt and enact an "Open Containers of Alcoholic Beverages on Public Land and Private Parking Areas Ordinance."

NOW, THEREFORE, BE IT RESOLVED, that an "Open Containers of Alcoholic Beverages on Public Land and Private Parking Areas Ordinance" be, and the same hereby is, adopted and enacted, providing as follows:

**OPEN CONTAINERS OF
ALCOHOLIC BEVERAGES ON
PUBLIC LANDS AND
PRIVATE PARKING AREAS**

Section I - Legislative Intent

It is the intent of the Town of Cheektowaga, as an exercise of its police power, to promote the general health, safety and welfare of the Town of Cheektowaga by enacting this ordinance. It is the finding of the Town Board that the possession of open containers of alcoholic beverages by persons on public lands and private parking areas, except under controlled conditions and except in the Town Park, Lonsom Road Park, and Rehm Road Park, is detrimental to the health, safety and welfare of the residents of the Town of Cheektowaga in that such possession contributes to the development of unsanitary conditions and the creation of nuisances. Therefore, it is in the public interest to enact the following ordinance which shall apply within the Town of Cheektowaga outside the limits of the Villages of Depew and Sloan.

Section II - Definitions

For the purpose of this ordinance, the following terms shall have the meanings ascribed to them. All other words shall have the meanings normally ascribed to them in regular usage.

Alcoholic Beverage - includes alcohol, liquor, wine, beer, hard cider and every liquid patented or not, containing alcohol, wine or beer and capable of being consumed by a human being.

Container - any bottle, can, glass or other receptacle suitable for or used to hold any liquid.

Public Lands - any highway, street, sidewalk, playground, public parking lot or other public land.

Private Parking Areas - an area or areas of private property near or contiguous to and provided in connection with premises having one or more stores or business establishments and used by the public as a means of access to and egress from such stores and business establishments and for the free parking of motor vehicles of customers and patrons of such stores and business establishments.

Section III - Possession on Public Lands and Private Parking Areas Prohibited

No person shall have in his possession any open container containing an alcoholic beverage on any public land or private parking areas as defined in Section II within the Town of Cheektowaga outside of the limits of the Villages of Depew and Sloan.

Item No. 4 Motion by Councilman Wegner, seconded by Supervisor Meyers

BE IT RESOLVED that a Public Hearing on proposed amendments to the Traffic Ordinance of the Town of Cheektowaga, which was adopted on July 17, 1967, be held on the 5th day of May, 1980 at 7:00 p.m., Eastern Daylight Saving 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 24th day of April, 1980; said amendments being set forth in the Notice of Hearing.

* * * * *

N O T I C E O F H E A R I N G

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York will hold a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 5th day of May, 1980 at 7:00 o'clock P.M., Eastern Daylight Saving Time, to consider the advisability of adopting amendments to the Traffic Ordinance of the said Town of Cheektowaga which was adopted on July 17, 1967, said proposed amendments being as follows:

ARTICLE X

Parking, Standing and Stopping

Section 102. Parking prohibited in designated locations 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

KEMP AVENUE	North side	from the east curb line of HARLEM ROAD to the west curb line of THE AVENUE
LYMAN AVENUE	South side	from the east curb line of HARLEM ROAD to the west curb line of TILLOTSON AVENUE
MC PARLIN AVENUE	South side and West side	from the east curb line of HARLEM ROAD to the south curb line of FRED A AVENUE
DANIEL AVENUE	South side	from the east curb line of HARLEM ROAD to the west curb line of TILLOTSON AVENUE
FREDA AVENUE	North side	from the east curb line of HARLEM ROAD to the west curb line of THE AVENUE
ABELES AVENUE	South side	from the east curb line of HARLEM ROAD to the west curb line of TILLOTSON AVENUE
VINCENT AVENUE	West side	from the north curb line of LENA AVENUE to the south curb line of ABELES AVENUE
LENA AVENUE	South side	from the east curb line of HARLEM ROAD to the west curb line of VINCENT AVENUE
TILLOTSON AVENUE	East side	from the south curb line of McNAUGHTON AVENUE to the north curb line of ABELES AVENUE
THE AVENUE	West side	from the south curb line of MC PARLIN AVENUE to the north curb line of FRED A AVENUE
EDEN LANE	West side	from the north curb line of MC PARLIN AVENUE to the terminus at the cul-de-sac
STRATFORD PLACE	West side	from the south curb line of GENESEE STREET to the north curb line of ROY ALLEY

Item No. 4 cont'd

WOODROW PLACE	East side	from the south curb line of GENESEE STREET to the north curb line of ROY ALLEY
VERDUN PLACE	East side	from the south curb line of GENESEE STREET to the north curb line of ROY ALLEY
ROY ALLEY	South side	from the east curb line of STRATFORD PLACE to the west curb line of VERDUN PLACE
HERITAGE COURT	West side	from the south curb line of GENESEE STREET to the terminus
GRAND BOULEVARD	North side	from the west curb line of E. GRAND BOULEVARD to the east curb line of W. GRAND BOULEVARD
E. GRAND BOULEVARD	East side & North side	from the north curb line of CENTRAL BOULEVARD to the south curb line of GENESEE STREET
W. GRAND BOULEVARD	West side	from the north curb line of SOUTHERN PARKWAY to the south curb line of GRAND BOULEVARD
CENTRAL BOULEVARD	South side	from the east curb line of HARLEM ROAD to the west curb line of LORRAINE LANE
LINDBERGH COURT	North side	from the east curb line of ROSEWOOD TERRACE to the west curb line of EASTLAND PARKWAY
PATTON LANE	South side and East side	from the east curb line of MC NAUGHTON AVENUE to the south curb line of GEORGE URBAN BOULEVARD
RUTH LANE	North side and East side	from the east curb line of CATHEDRAL LANE to the north curb line of CATHEDRAL LANE
CATHEDRAL LANE	West side, South side and East side	from the south curb line of McNAUGHTON AVENUE to the south curb line of McNAUGHTON AVENUE
PARADISE COURT	West side	from the south curb line of MC PARLIN AVENUE to the north curb line of FRED A AVENUE
ROSEWOOD TERRACE	East side	from the north curb line of SOUTHERN PARKWAY to the south curb line of GRAND BOULEVARD
MIDLAND DRIVE	West side	from the north curb line of CENTRAL BOULEVARD to the south curb line of GRAND BOULEVARD
NORTHERN PARKWAY	South side	from the east curb line of HARLEM ROAD to the west curb line of E. GRAND BOULEVARD
WESTLAND PARKWAY	East side	from the north curb line of CENTRAL BOULEVARD to the south curb line of GRAND BOULEVARD
EASTLAND PARKWAY	East side	from the south curb line of E. GRAND BOULEVARD to the north curb line of SOUTHERN PARKWAY
KILBOURNE ROAD	East side	from the north curb line of CENTRAL BOULEVARD to the south curb line of E. GRAND BOULEVARD
LORRAINE LANE	East side	from the south curb line of GEORGE URBAN BOULEVARD to the north curb line of CENTRAL BOULEVARD
ANNA COURT	South side	from the east curb line of LORRAINE LANE to the terminum
ANDERSON ROAD	East side	from the south curb line of WALDEN AVENUE to the north curb line of DALE ROAD

Item No. 4 cont'd

DALE ROAD	South side and West side	from the south curb line of WALDEN AVENUE to the terminus at the New York State Thruway
PEPPY PLACE	East side and west side	from the south curb line of WALDEN AVENUE to the north curb line of DALE ROAD

C. No parking here to corner

WELLWORTH PLACE	North side	from the west curb line of UNION ROAD to a point eighty (80) feet westerly thereof.
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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:

LEROY ROAD	from CLEVELAND DRIVE to AURORA DRIVE
SUGNET ROAD	from CLEVELAND DRIVE to FONTAINE DRIVE

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

RICHARD M. MOLESKI
Town Clerk

* * * * *

Upon Roll Call....

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

AFFIDAVIT - NEXT PAGE

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

Gladys M. Hechter, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for 1 weeks:
first publication..... *April 24, 1980* ;
last publication..... *April 24, 1980* ;
and that no more than six days intervened be-
tween publications.

Gladys M. Hechter
Sworn to before me this *25th*
day of *April*, 19*80*
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*81*

RICHARD M. MOLESKI
Town Clerk

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No. 10

No. 11

No. 12

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 5th day of May, 1980 at 7:00 o'clock P.M. Eastern Daylight Saving Time, to consider the advisability of adopting amendments to the Traffic Ordinance of the said Town of Cheektowaga which was adopted on July 17, 1967, said proposed amendments being as follows:

ARTICLE X

Parking, Standing and Stopping
Section 102. Parking prohibited in designated locations 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

KEMP AVENUE, North side, from the east curb line of HARLEM ROAD to the west curb line of THE AVENUE

LYMAN AVENUE, South side, from the east curb line of HARLEM ROAD to the west curb line of TILLOTSON AVENUE

MC PARLIN AVENUE, South side and West side, from the east curb line of HARLEM ROAD to the south curb line of FRED A AVENUE

DANIEL AVENUE, South side, from the east curb line of HARLEM ROAD to the west curb line of TILLOTSON AVENUE

FREDA AVENUE, North side, from the east curb line of HARLEM ROAD to the west curb line of THE AVENUE

ABELES AVENUE, South side, from the east curb line of HARLEM ROAD to the west curb line of TILLOTSON AVENUE

VINCENT AVENUE, West side, from the north curb line of LENA AVENUE to the south curb line of ABELES AVENUE

LENA AVENUE, South side, from the east curb line of HARLEM ROAD to the west curb line of VINCENT AVENUE

TILLOTSON AVENUE, East side, from the south curb line of MC NAUGHTON AVENUE to the north curb line of ABELES AVENUE

THE AVENUE, West side, from the south curb line of MC PARLIN AVENUE to the north curb line of FRED A AVENUE

EDEN LANE, West side, from the north curb line of MC PARLIN AVENUE to the terminus at the cul-de-sac

STRATFORD PLACE, West side, from the south curb line of GENESEE STREET to the north curb line of ROY ALLEY

WOODROW PLACE, East side, from the south curb line of GENESEE STREET to the north curb line of ROY ALLEY

VERDUN PLACE, East side, from the south curb line of GENESEE STREET to the north curb line of ROY ALLEY

ROY ALLEY, South side, from the east curb line of STRATFORD PLACE to the west curb line of VERDUN PLACE

HERITAGE COURT, West side, from the south curb line of GENESEE STREET to the terminus

GRAND BOULEVARD, North side, from the west curb line of E. GRAND BOULEVARD to the east curb line of W. GRAND BOULEVARD

E. GRAND BOULEVARD, East side and North side, from the north curb line of CENTRAL BOULEVARD to the south curb line of GENESEE STREET

W. GRAND BOULEVARD, West side, from the north curb line of SOUTHERN PARKWAY to the south curb line of GRAND BOULEVARD

CENTRAL BOULEVARD, South side, from the east curb line of HARLEM ROAD to the west curb line of LORRAINE LANE

LINDBERGH COURT, North side, from the east curb line of ROSEWOOD TERRACE to the west curb line of EASTLAND PARKWAY

PATTON LANE, South side and East side, from the east curb line of MC NAUGHTON AVENUE to the south curb line of GEORGE URBAN BOULEVARD

RUTH DRIVE, North side and East side, from the east curb line of CATHEDRAL LANE to the north curb line of CATHEDRAL LANE

CATHEDRAL LANE, West side, South side and East side, from the south curb line of MC NAUGHTON AVENUE to the south curb line of MC NAUGHTON AVENUE

PARADISE COURT, West side, from the south curb line of MC PARLIN AVENUE to the north curb line of FRED A AVENUE

ROSEWOOD TERRACE, East side, from the north curb line of SOUTHERN PARKWAY to the south curb line of GRAND BOULEVARD

MIDLAND DRIVE, West side, from the north curb line of CENTRAL BOULEVARD to the south curb line of GRAND BOULEVARD

NORTHERN PARKWAY, South side, from the east curb line of HARLEM ROAD to the west curb line of E. GRAND BOULEVARD

WESTLAND PARKWAY, East side, from the north curb line of CENTRAL BOULEVARD to the south curb line of GRAND BOULEVARD

EASTLAND PARKWAY, East side, from the south curb line of E. GRAND BOULEVARD to the north curb line of SOUTHERN PARKWAY

KILBOURNE ROAD, East side, from the north curb line of CENTRAL BOULEVARD to the south curb line of E. GRAND BOULEVARD

LORRAINE LANE, East side, from the south curb line of GEORGE URBAN BOULEVARD to the north curb line of CENTRAL BOULEVARD

ANNA COURT, South side, from the east curb line of LORRAINE LANE to the terminus

ANDERSON ROAD, East side, from the south curb line of WALDEN AVENUE to the north curb line of DALE ROAD

DALE ROAD, South side and West side, from the south curb line of WALDEN AVENUE to the terminus at the New York State Thruway

PEPPY PLACE, East side and West side, from the south curb line of WALDEN AVENUE to the north curb line of DALE ROAD

C. No parking here to corner WELLWORTH PLACE, North side, from the west curb line of UNION ROAD to a point eighty (80) feet westerly thereof

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:

LEROY ROAD, from CLEVELAND DRIVE to AURORA DRIVE
SUGNET ROAD, from CLEVELAND DRIVE to FONTAINE DRIVE

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

RICHARD M. MOLESKI
Town Clerk

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

WHEREAS, this Town Board duly held a public hearing on the 7th day of April, 1980 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

Section 80. Stop intersections designated shall be amended by adding the following:

The following intersection is designated as a stop intersection and a stop sign shall be erected on the following street:

<u>Street</u>	<u>Direction</u>	<u>Entrance Street</u>	<u>Traffic Stops</u>	<u>Sign Location</u>
CEDARGROVE CIRCLE	North-South	GLENWOOD COURT	Westbound	N.E. Corner

ARTICLE X

Parking, Standing and Stopping

Section 102. Parking prohibited in designated locations 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

CLEVELAND DRIVE	North side	from the west curb line of CENTURY ROAD to Buffalo City Line
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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 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

Item No. 5 cont'd

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, Burst, Wegner
and Rogowski

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Gladys M. Sechter, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks;
first publication..... *April 24, 1980*;
last publication..... *April 24, 1980*;
and that no more than six days intervened be-
tween publications.

Gladys M. Sechter
Sworn to before me this *25th*
day of *April*, 19*80*..
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*81*

**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 21st day of April, 1980 at 7:00 o'clock p.m. Eastern Standard Time there were:

PRESENT:

Supervisor Kenneth J. Meyers
Councilmen:

Frank E. Swiatek
Thomas M. Johnson, Jr.
Frank J. Dux
James R. Burst
Donald J. Wegner
William P. Rogowski

ABSENT: 0

Motion by Councilman Wegner
Seconded by Supervisor Meyers

WHEREAS, this Town Board duly held a public hearing on the 7th day of April, 1980 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

Section 80. Stop intersections designated shall be amended by adding the following:

The following intersection is designated as a stop intersection and a stop sign shall be erected on the following entrance street.

Street, CEDARGROVE CIRCLE; Direction, North-south; Entrance Street, GLENWOOD COURT; Traffic Stops, West-bound; Sign Location, N.E. Corner

ARTICLE X

Parking, Standing and Stopping

Section 102. Parking prohibited in designated locations 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

CLEVELAND DRIVE, North side, from the west curb line of CENTURY ROAD to Buffalo City Line

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 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 these amendments specifying the date of adoption thereof.

Upon roll call...

Supervisor Meyers Voting AYE

Councilmen:

Swiatek	Voting AYE
Johnson	Voting AYE
Dux	Voting AYE
Burst	Voting AYE
Wegner	Voting AYE
Rogowski	Voting AYE

AYES: 7

NAYES: 0

ABSENT: 0

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 Cheektowaga, a town located in the County of Erie, State of New York, was duly held on April 21, 1980, 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. 6, 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 21st day of April, 1980.

RICHARD M. MOLESKI
Town Clerk

Item No. 6 Motion by Councilman Wegner, seconded by Councilman Swiatek

WHEREAS, Frank Antowski has made application and requested the rezoning of property located at 640 Cayuga Creek Road 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 May 5, 1980 at 6:30 o'clock P.M., Eastern Daylight Savings Time at the Cheektowaga Town Hall, corner of Broadway and Union Road.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Gladys M. Buckle, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... Clesh of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for 1 weeks;
first publication April 24, 1980 ;
last publication April 24, 1980 ;
and that no more than six days intervened be-
tween publications.

Gladys M. Buckle
Sworn to before me this 25th
day of April, 19 80
..... Mardine C. Williams

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

MARDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 81

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 5th day of May 1980, at 6:30 o'clock P.M., Eastern Daylight Savings Time of said day for the purpose of considering the application of Frank Antowski to Rezone from R-Residential District to CM-General Commercial District on property located at 640 Cayuga Creek Road and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10.00 of the Zoning Ordinance of the Town of Cheektowaga, New York.

This Indenture, made the 19th day of June, Nineteen Hundred and Seventy-three between Adam Kaczanowski and Regina Kaczanowski, his wife of 1918 Bailey Avenue, Buffalo, New York, parties of the first part, and Franciszek Antowski and Teresa Antowski, his wife, of 212 Gibson Street, Buffalo, New York, parties of the second part.

Witnesseth, that the said parties of the first part, in consideration of One and more (\$1.00 & more) Dollars, 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 Tract or Parcel of Land, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 66, Township 10, Range 7 of the Buffalo Creek Reservation, described as follows:

Beginning in the center line of Cayuga Creek Road at a point 506.80 feet northeasterly from the intersection of said center line of the road with the west line of Lot No. 66; running thence northeasterly along the center line of the road 53 feet; thence northwesterly at right angles 200 feet; thence southwesterly at right angles 53 feet; thence southeasterly 200 feet to the point of beginning.

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

BY ORDER OF THE TOWN BOARD

Supervisor Kenneth J. Meyers
Councilmen:

Frank E. Swiatek
Donald J. Wegner
Thomas M. Johnson, Jr.
Frank J. Dux
William P. Rogowski
James R. Burst

RICHARD M. MOLESKI
Town Clerk

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

WHEREAS, Gerald Gradl has made application and requested a special permit for property located at 1585 Walden Avenue in the Town of Cheektowaga, New York for the purpose of opening a used car business, NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held regarding said request under the provisions of the Zoning Ordinance on May 5, 1980 at 6:30 o'clock P.M., Eastern Daylight Savings Time at the Cheektowaga Town Hall, corner of Broadway and Union Road.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

AFFIDAVITS - NEXT PAGE

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

Gladys M. Richter, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... Clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for 1 weeks;
first publication..... April 24, 1980 ;
last publication..... April 24, 1980 ;
and that no more than six days intervened be-
tween publications.

Gladys M. Richter
Sworn to before me this 25th
day of April, 19 80
..... Naidine C. Williams

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 81

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 5th day of May 1980, at 6:30 o'clock P.M., Eastern Daylight Savings Time of said day for the purpose of considering the application of Jerry Gradl Motors, Inc. for a Special Permit to sell used cars on property located at 1585 Walden Avenue pursuant to Section 6-01 and Section 6-012 of the Zoning Ordinance of the Town of Cheektowaga, New York.

Being part of Lot No. 24, Township 11 and Range 7 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point marked by an iron pipe set in the ground in the northerly line of old Walden Avenue where it is intersected by the easterly line of land conveyed by Farmers Loan and Trust Company to Elnathan Bennet by deed recorded in the office of the Clerk of said County of Erie in Liber 58 of Deeds at Page 549, said easterly line being also the easterly line of the parcel of land first described in deed by Fair Land Realty Company to New York State Realty and Terminal Company dated September 19, 1916, recorded in the office of the Clerk of said County of Erie in Liber 1380 of Deeds at Page 246; and running thence westerly, along said northerly line of old Walden Avenue, one hundred forty and twenty hundredths (140.20) feet to a point marked by a monument set in the ground, said point being a corner or angle in the southerly line of that parcel of land appropriated by The People of the State of New York for purposes connected with the Thruway System as shown and described on a map prepared by New York State Department of Public Works entitled, "Ontario Thruway - Erie County - Town of Cheektowaga - Dist. N. 5 - Map No. 252 Par. No. 252" dated April 20, 1950 and filed in the office of the Clerk of said County of Erie on November 28, 1950; thence northerly, along a jog or offset in said southerly line of said parcel of land appropriated as aforesaid, making an interior angle of 117 degrees, 29 minutes with the preceding course, ninety-six and forty-four hundredths (96.44) feet to a monument set in the ground at another corner or angle in said southerly line of said parcel of land appropriated as aforesaid; thence easterly, along said southerly line of said parcel of land appropriated as aforesaid,

making an interior angle of 94 degrees, 39 minutes, 30 seconds with the preceding course, one hundred fifty-two and fifty-eight hundredths (152.58) feet to an iron pipe set in the ground in said easterly line of the parcel of land firstly described in deed to New York State Realty and Terminal Company dated and recorded as aforesaid; thence southerly, along the easterly line of the parcel of land firstly described in deed to

New York State Realty and Terminal Company dated and recorded as aforesaid, making an interior angle of 76 degrees, 16 minutes, 30 seconds with the preceding course, one hundred seventy-five and seventy-three hundredths (175.73) feet to the point and place of beginning.

CONTAINING four hundred thirty-seven thousandths (0.437) of an acre of land, more or less.

Being the same premises conveyed to Sun Oil Company by deed recorded in Erie County Clerk's Office in Liber 5496 Page 290 of Deeds.

And the Grantor does also remise, release and quitclaim unto the Grantee the following described tract or parcel of land situate in the Town of Cheektowaga, County of Erie and State of New York;

Being part of Lot 24, Township 11, Range 7 of the Holland Land Company's Survey and also being part of Subdivision Lots 123 and 124 as shown on a map filed in the Erie County Clerk's Office under Cover 372, further bounded and described as follows:

BEGINNING at a point in the north line of Subdivision Lot 123, said point being one hundred eight and sixty hundredths (108.60) feet westerly from the west line of The Avenue as measured in a line drawn westerly at right angles to The Avenue from a point therein two hundred eleven and seventy-five hundredths (211.75) feet northerly from the point of intersection of said west line of The Avenue with the north line of Dale Road (formerly Walden Avenue); thence westerly at right angles to The Avenue one and forty hundredths (1.40) feet to the northwest corner of Subdivision Lot 123; thence southerly parallel with The Avenue and along the west line of Subdivision Lots 123 and 124 fifty-two and sixty-two hundredths (52.62) feet; thence easterly at right angles to The Avenue four tenths (0.40) of a foot; thence northerly fifty-two and sixty-two hundredths (52.62) feet to the point of beginning.

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

BY ORDER OF THE TOWN BOARD

Supervisor Kenneth J. Meyers
Councilmen:

Frank E. Swiatek
Donald J. Wegner
Thomas M. Johnson, Jr.
Frank J. Dux
William P. Rogowski
James R. Bursi
RICHARD M. MOLESKI
Town Clerk

Item No. 8 Call for public hearing for special permit on east side of Ludwig Avenue 730 ± feet south of Broadway

Motion by Councilman Rogowski, seconded by Councilman Johnson to table this item for a future date after discussion with the entire Board and a report from the Hooker Co.

Upon Roll Call.....

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

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

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, (PL 92-500), and

WHEREAS, the New York State Department of Environmental Conservation and the U.S. Environmental Protection Agency have approved the second phase of said Sewer District No. 5 Program, which program includes the construction of sanitary sewers in an area designated as Sanitary Sewer District No. 8 with federal funding of 75% and local funding of 25%, and

WHEREAS, plans and specifications for said construction of sewers in Sanitary Sewer District No. 8 were completed and ready for bidding pending acquisition of necessary easements, and

WHEREAS, the easements required have been obtained or are in the process of being finalized, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk is directed to publish a Notice to Bidders in connection with said sanitary sewer construction in Sanitary Sewer District No. 8, Notice to be published in the BUFFALO EVENING NEWS, the CHEEKTOWAGA TIMES and the BUFFALO CRITERION, AND BE IT FURTHER

RESOLVED that the Town Clerk be directed to obtain certified copies of said publications of Notice from all of these newspapers, and BE IT FURTHER

RESOLVED that this Town Board meet on the 2nd day of June at 7:00 P.M., Local Time, for the purpose of receiving bids at which time they will be publicly opened by the Town Board at a public meeting held for that purpose.

* * * * *

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

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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 \$50.00 per set of documents. Deposits should be in the form of two (2) \$25.00 checks made payable to the Town of Cheektowaga.

Item No. 9 cont'd

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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 Sewer District No. 8 Collector Sewers and Related Work."

The right to reject any or all bids, to waive any informalities, 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.

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

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 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 NONDISCRIMINATION IN
EMPLOYMENT, ARE EXPLAINED IN THE SPECIFICATIONS.

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These taxes are not to be included in the bid.

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

DATED: April 21, 1980
PUBLISHED: April 24, 1980

Item No. 9 cont'd

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Gladys M. Sediter, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for 1 weeks;
first publication..... *April 24, 1980*;
last publication..... *April 24, 1980*;
and that no more than six days intervened be-
tween publications.

Gladys M. Sediter.....

Sworn to before me this *25th*

day of *April*, 19 *80*

Naidine C. Williams.....

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *81*

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

**DATED: April 21, 1980
 PUBLISHED: April 24, 1980**

No. 10

No. 11

No. 12

**ERIE COUNTY
CITY OF BUFFALO**

April 21, 1980
TOWN OF CHEEKTOWAGA,
NEW YORK
RICHARD M. MOLESKY
Town Clerk

MASONITE CORPORATION
MADE IN U.S.A.

before me this _____
May _____

D. Gilbert Peery

9th _____ day

May 19 80
Lannis K. White Jr.
Notary Public

FRANCIS X. VOLLMER JR.
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19...
c, Erie County, N. Y.

State of New York
ERIE COUNTY
CITY OF BUFFALO

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Dated: April 21, 1980

TOWN OF CHEEKTOWAGA,
NEW YORK
RICHARD M. MOLESKI
Town Clerk

D. Eileen Perry

Buffalo, New York, being duly sworn,

That she is Principal Clerk

of the BUFFALO EVENING NEWS, INC.,

and that she has published in said city, that the notice of

the annexed printed slip taken from said

newspaper, a copy, was inserted and published

on the _____ day of _____, 1980.

Witness my hand and seal this _____ day of _____, 1980.

My commission expires on the _____ day of _____, 1980.

Notary Public, Erie County, N. Y.

STATE OF NEW YORK
Erie County, City of Buffalo

The BUFFALO CRITERION

622-75 WILLIAM ST. BUFFALO 6, N. Y

..... Frank E. Merriweather

of the City of Buffalo, being duly sworn deposes and says,
that ...he is Editor-Publisher.. of The Buffalo
Criterion, a weekly 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 there-
in once a week for ...one.....
weeks, the first insertion being on the ...30th... day of
..... Apr., 1980 and the last insertion be-
ing on the day of
19.....

Frank E. Merriweather
.....
FRANK E. MERRIWEATHER
(Affidavit of Publication)

Sworn to before me this 12th day of

..... May 1980
Arthur K. Posluszny

ARTHUR K. POSLUSZNY
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1981

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TOWN OF CHEEKTOWAGA, NEW YORK

RICHARD M. MOLESKI, TOWN CLERK

DATED: April 21, 1980

PUBLISHED: April 24, 1980

No. 10

No. 11

No. 12

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

Gladys M. Sedate, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... Clara of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for 1 weeks;
first publication..... May 22, 1980;
last publication..... May 22, 1980;
and that no more than six days intervened be-
tween publications.

Gladys M. Sedate
Sworn to before me this 28th
day of May, 19..... 80
..... Naidine C. Williams

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1981

with sufficient sureties to be
approved by the Attorney for the
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in a sum equal to five percent (5
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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 be included in the bid.

The work shall be completed with 540 consecutive calendar days, which would begin five (5) days after the "Order to Commence Work" is issued.

**TOWN OF CHEEKTOWAGA,
NEW YORK**

RICHARD M. MOLESKI
Town Clerk

DATED: April 21, 1980

PUBLISHED: April 24, 1980

No. 10

No. 11

No. 12

393.

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

BIDDERS ON THIS WORK WILL

of _____ 19____

He, Erie County, N. Y.

State of New York

ERIE COUNTY
CITY OF BUFFALO

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 Sewer District No. 8 Collector Sewers and Related Work".

The right to reject any or all bids, to waive any informalities in, or make the 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 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 25.934, 25.935 and 25.936.

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 compiled 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 with 540 consecutive calendar days, which would begin five (5) days after the "Order to Commence Work" is issued.
DATED: April 21, 1980
PUBLISHED: April 24, 1980

TOWN OF CHEEKTOWAGA.

NEW YORK
RICHARD M. MOLESKI,
Town Clerk

rry

, being duly sworn,
Principal Clerk

G NEWS, INC.,
VENING NEWS, a

, that the notice of

p taken from said

newspaper is a copy, was inserted and published

herein once ~~xxxxxx~~

~~xxxxxx~~ the first insertion being on the 22nd

day of May 19 80 ~~and the last~~

~~xxxxxx~~

D. Lillian Perry

Sworn to before me this 22nd day

of May 19 80

Francis X. Vollmer Jr.

FRANCIS X. VOLLMER JR.
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1981

Notary Public, Erie County, N. Y.

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

BE IT RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the removal of existing asphalt pavement surface overlays on Eggert Road in the Town. Information for bidders and specifications may be obtained from the office of the Superintendent of Highways, 3145 Union Road, Cheektowaga, New York; said Notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that the Town Board will meet at 7:00 P.M., on May 5, 1980 for the purpose of property opening and reading the sealed bids.

* * * * *

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

SEALED PROPOSALS will be received and publicly opened and read at the Town of Cheektowaga Board Meeting held on May 5, 1980 at 7:00 P.M., Eastern Daylight Saving Time at the Town Hall, Broadway and Union Roads, Cheektowaga, New York for the purpose of removal of existing asphalt pavement surface overlays on Eggert Road in the Town of Cheektowaga.

PROJECT DESCRIPTION:

An existing surface of + 7" thickness, presently exists on Eggert Road, This thickness is composed of several pavement overlays. Under this asphalt is a brick (or cobblestone) surface. The width between curb faces is + 26.5', and the length of the removal is + 1550'. The work area is from Delavan Avenue, north.

Non-collusion forms must be signed and submitted with each bid.

Bids to be submitted in opaque envelopes and plainly marked.

Information for bidders and specifications may be obtained from the office of the Superintendent of Highways, Town of Cheektowaga, at his office located at 3145 Union Road, Cheektowaga, New York, 14227.

RICHARD M. MOLESKI
Town Clerk

DATED: April 21, 1980
PUBLISHED: April 24, 1980

* * * * *

Upon Roll Call....

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

AFFIDAVIT - NEXT PAGE

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

Gladys M. Sechete of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for 1 weeks;
first publication *April 24, 1980*;
last publication *April 24, 1980*;
and that no more than six days intervened be-
tween publications.

Gladys M. Sechete
Sworn to before me this *25th*
day of *April*, 19 *80*
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *81*

NOTICE TO BIDDERS

SEALED PROPOSALS will be received and publicly opened and read at the Town of Cheektowaga Board Meeting held on May 5, 1980 at 7:00 P.M., Eastern Daylight Saving Time at the Town Hall, Broadway and Union Roads, Cheektowaga, New York for the purpose of removal of existing asphalt pavement surface overlays on Eggert Road in the Town of Cheektowaga.

PROJECT DESCRIPTION:

An existing surface of \pm 7" thickness, presently exists on Eggert Road. This thickness is composed of several pavement overlays. Under this asphalt surface is a brick (or cobblestone) surface. The asphalt is to be removed to the brick surface. The width between curb faces is \pm 26.5', and the length of the removal is \pm 1550'. The work area is from Delavan Avenue, north.

Non-collusion forms must be signed and submitted with each bid.

Bids to be submitted in opaque envelopes and plainly marked.

Information for bidders and specifications may be obtained from the office of the Superintendent of Highways, Town of Cheektowaga, at his office located at 3145 Union Road, Cheektowaga, New York, 14227.

RICHARD M. MOLESKI

Town Clerk

DATED: April 21, 1980;

PUBLISHED: April 24, 1980

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

WHEREAS, bids were received and opened for the Rehabilitation of the Losson Road Comfort Station at the Regular Town Board Meeting of April 7, 1980, and

WHEREAS, in the review of said prices by the Engineering Department, together with the Facilities Department and Councilman Burst, it was determined that the Rehabilitation of the Losson Road Comfort Station would be performed by Town labor and contracted work as necessary, NOW, THEREFORE, BE IT

RESOLVED that all bids for the Losson Road Comfort Station be and hereby are rejected.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

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

WHEREAS, bids were duly received on April 7, 1980 as the result of advertisement, therefore, for the furnishing of maintenance chemicals for various Town of Cheektowaga requirements for the year of 1980, 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, THEREFORE, BE IT

RESOLVED that the contract for the furnishing of said maintenance chemicals as per said unit prices and as recommended by the Town Engineer be and the same is hereby awarded to:

<u>NAME</u>	<u>ITEM</u>	<u>PRICE</u>
Thames Chemical Ltd.	I-Deodorizer (Liq)	\$ 3.75/gal
3806 Union Road	III-Enzymes	2.75/gal
Cheektowaga, NY 14225	II-Deodorizer (Dry)	.60/lb.
Zep Manufacturing Co.	IV-Degreaser	\$ 4.92/gal
31 Rosewood Drive		
Williamsville, NY 14221		
Duke's Sales & Service	V-Vaporooter (San)	\$39.50/gal
1020 Hiawatha Blvd. W.	VI-Vaporooter (Storm)	32/50/gal
Syracuse, NY 13204		

* 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 ENGINEER
/16-686-3448

April 17, 1980

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Maintenance Chemicals
Award of Bid

Gentlemen:

At the Regular Town Board Meeting of April 7, 1980, bids were received and opened for the furnishing of maintenance chemicals to meet the requirements of various departments for the year of 1980.

Five (5) bids were received as follows:

<u>NAME</u>	<u>ITEMS</u>					
	<u>I</u>	<u>II</u>	<u>III</u>	<u>IV</u>	<u>V</u>	<u>VI</u>
Thames Chemicals	3.75	0.60	2.75	5.50	--	--
Supplies Unlimited	3.75	0.55	2.96	5.81	--	--
Zep Manufacturing	5.45	0.67	3.46	4.92	--	--
Bidall Chemicals	6.40	0.95	4.00	7.35	--	--
Duke's Sales & Service	--	--	--	--	39.50	32.50

Bids were reviewed by Fred Zalenski, Chief Operator of Wastewater Treatment Plant #5. It was determined that Supplies Unlimited, the low bidder on Item II (dry deodorizer) be rejected as the Bid Proposal did not comply to Items 5 and 8 of the Bid Conditions.

It is, therefore, recommended that the bids be awarded as follows:

<u>NAME</u>	<u>ITEM</u>	<u>PRICE</u>
Thames Chemical	I Deodorizer (Liq)	\$3.75 gal.
3806 Union Road	III Enzymes	\$2.75 lb.
Cheektowaga, NY 14225	II Deodorizer (Dry)	\$0.60 lb.

TO THE SUPERVISOR AND
TOWN BOARD MEMBERS

April 17, 1980
Page 2

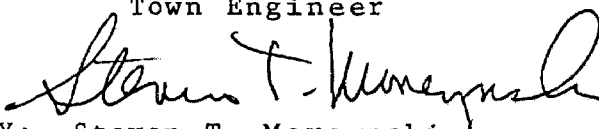
<u>NAME</u>	<u>ITEM</u>	<u>PRICE</u>
Zep Manufacturing Co. 31 Rosewood Drive Williamsville, NY 14221	IV Degreaser	\$4.92/gal
Duke's Sales & Service 1020 Hiawatha Blvd. W. Syracuse, NY 13204	V Vaporooter (Sanitary) VI Vaporooter (Storm)	\$39.50/gal \$32.50/gal

All companies and products have been previously used by the
Town and have been found satisfactory.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.
Town Engineer


BY: Steven T. Marcynski
Sr. Engineer Assistant

CLB:STM:dmr

Item No. 12 cont'd

Upon Roll Call....

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

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

WHEREAS, bids were duly received on April 7, 1980 as the result of advertisement, therefore, for the furnishing to the Town of Cheektowaga of all corrugated metal, metal slotted and reinforced concrete pipe requirements for the year of 1980. 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 April 17, 1980, NOW, THEREFORE, BE IT

RESOLVED that the contract for the furnishing of pipe to the Town for the year of 1980 as per said unit prices and as recommended by the Town Engineer be and the same hereby is awarded to the following for corrugated metal and metal slotted pipe:

Chemung Steel Corporation
P.O. Box 527
Elmira, New York 14902

6" Dia. C.M.P.	\$2.02/ft.	24" dia. C.M.P.	\$ 9.44/ft.
8" dia. C.M.P.	\$2.67/ft.	30" dia. C.M.P.	\$11.76/ft.
10" dia. C.M.P.	\$3.31/ft.	36" dia. C.M.P.	\$14.06/ft.
12" dia. D.M.P.	\$4.07/ft.	72" dia. C.M.P.	\$45.34/ft.
15" dia. C.M.P.	\$5.07/ft.	84" dia. C.M.P.	\$52.86/ft.
18" dia. C.M.P.	\$6.07/ft.	43" X 27" C.M.P.	\$14.82/ft.
21" dia. C.M.P.	\$7.06/ft.	50" X 31" C.M.P.	\$17.24/ft.

Armco Steel Company
Metal Products Division
P.O. Box 166
Grand Island, New York 14072

42" dia. C.M.P.	\$20.99/ft.	18" Band	\$13.03
48" dia. C.M.P.	\$24.35/ft.	21" - 2½" Slotted Drain	\$23.43/ft.
54" dia. C.M.P.	\$27.49/ft.	21" - 6" Slotted Drain	\$29.01/ft.
58" X 36" C.M.P.	\$25.24/ft.	21" Band	\$13.98
65" X 36" C.M.P.	\$28.50/ft.	24" - 2½" Slotted Drain	\$25.15/ft.
72" X 44" C.M.P.	\$31.68/ft.	24" - 6" Slotted Drain	\$30.73/ft.
12" - 2½" Slotted Drain	\$18.16/ft.	24" Band	\$15.46
12" - 6" Slotted Drain	\$23.87/ft.	27" - 2½" Slotted Drain	\$26.85/ft.
12" Band	\$10.19	27" - 6" Slotted Drain	\$32.44/ft.
15" - 2½" Slotted Drain	\$19.82/ft.	27" Band	\$18.41
15" - 6" Slotted Drain	\$25.49/ft.	30" - 2½" Slotted Drain	\$29.04/ft.
15" Band	\$11.55	30" - 6" Slotted Drain	\$34.63/ft.
18" - 2½" Slotted Drain	\$21.63/ft.	30" Band	\$19.82
18" - 6" Slotted Drain	\$27.21/ft.	36" Band	\$20.29

Lane Metal Products
Box 711
Bath, New York 14810

60" dia. C.M.P.	\$37.51/ft.
43" X 27" Paved C.M.P.	\$16.34/ft.
50" X 31" Paved C.M.P.	\$20.60/ft.

Item No. 13 cont'd

58" X 36" Paved C.M.P.	\$29.06/ft.
65" X 36" Paved C.M.P.	\$32.67/ft.
72" X 44" Paved C.M.P.	\$36.26/ft.

and to the following for reinforced concrete pipe:

Kans Supply Company
1971 Gunnville Road
Lancaster, New York

15" R.C.P. - Cls. III	\$ 5.45/ft.
15" R.C.P. - Cls. IV	\$ 6.35/ft.
18" R.C.P. - Cls. III	\$ 6.85/ft.
18" R.C.P. - Cls. IV	\$ 7.40/ft.
21" R.C.P. - Cls. III	\$ 8.40/ft.
21" R.C.P. - Cls. IV	\$ 9.55/ft.
24" R.C.P. - Cls. III	\$10.30/ft.
42" R.C.P. - Cls. III	\$29.00/ft.
42" R.C.P. - Cls. IV	\$33.00/ft.
48" R.C.P. - Cls. III	\$35.55/ft.
48" R.C.P. - Cls. IV	\$41.55/ft.

Great Lakes Pipe Company
1705 Union Road
West Seneca, New York 14224

24" R.C.P. - Cls. IV	\$12.23/ft.
30" R.C.P. - Cls. III	\$14.48/ft.
30" R.C.P. - Cls. IV	\$16.55/ft.
33" R.C.P. - Cls. III	\$16.76/ft.
33" R.C.P. - Cls. IV	\$17.54/ft.
36" R.C.P. - Cls. III	\$20.10/ft.
36" R.C.P. - Cls. IV	\$22.97/ft.
54" R.C.P. - Cls. III	\$42.14/ft.
54" R.C.P. - Cls. IV	\$46.91/ft.
60" R.C.P. - Cls. III	\$50.70/ft.
60" R.C.P. - Cls. IV	\$57.17/ft.
66" R.C.P. - Cls. III	\$64.55/ft.
66" R.C.P. - Cls. IV	\$76.20/ft.
72" R.C.P. - Cls. III	\$77.90/ft.
72" R.C.P. - Cls. IV	\$90.90/ft.
84" R.C.P. - Cls. III	\$106.90/ft.
84" R.C.P. - Cls. IV	\$129.90/ft.

* 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
/16-686-3448

April 17, 1980

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Corrugated Metal, Metal
Slotted Drain and Reinforced
Concrete Pipe Bid Award

Gentlemen:

At the Regular Town Board Meeting of April 7, 1980 bids were received and publicly opened for the purchase of corrugated metal, metal slotted and reinforced concrete pipe in various sizes for the year of 1980. Due to the large quantity of items that were bid, the lowest bidders in each item are listed on the attached resolution. Their bid items cover each unit price for seventy six (76) different sizes of pipe.

It is, therefore, recommended that the bid be awarded to the attached listed bidders for their 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. Blackowski
Engineering Aide

CLB:ABB:dmr

Item No. 13 cont'd

Upon Roll Call.....

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

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

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.

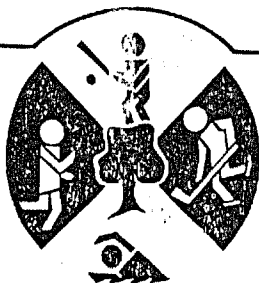
* See next five (5) pages for list

No. 10

No. 11

No. 12

EDWARD J. LEAK
Director of Recreation



TOWN OF CHEEKTOWAGA

RECREATION DEPARTMENT
2600 HARLEM ROAD
CHEEKTOWAGA, N. Y. 14225

Phone: 891-8011

April 16, 1980

Town Attorney
James Kirisits

Dear Jim:

Upon complete review of the formal bids submitted on behalf of baseball equipment last April 7th, I feel the lowest responsible bidders are as follows:

picked up

Kicks Athletic Goods	2421 Harlem Road	Cheektowaga
Laux Sporting Goods	25 Pineview Dr.	No. Tonawanda
Dekdebruns	Northtown Plaza	Buffalo
Ludtkas Sporting Goods	3383 Harlem	Cheektowaga
Cullen & Associates	617 W. Seneca	Ithaca

The items each bidder was lowest on is shown as part of the enclosed bid sheet.

Recreationally yours,

Edward J. Leak
Director of Recreation

EJL/bk

BID ITEMS

Item 1

BATTERS HELMETS

- A) Gladiator BH Little League approved helmet. High impact shell, ensolite padding.

List price and make / dozen	Sizes	S	\$82.80	Laux
		M	"	"
		L	"	"
		X	"	"

Item 2

CATCHERS HELMETS

- A) ABC Little League approved catchers helmet. Impact composition padding, full ear coverage, includes strap and buckle to attach mask.

List price and make / dozen	Sizes	S	\$104.28	Cullen
		M	"	"
		L	"	"
		X	"	"

Item 3

MASKS

- A) Sportcraft softball mask with replaceable stretch straps.

List price and make / dozen	\$83.40	Laux
-----------------------------	---------	------

- B) Premier B25 Little League approved masks, durable plasticol coated lightweight wire frame, foam filled vinyl snap on pack and adjustable harness.

List price and make / dozen	\$77.88	Kicks
-----------------------------	---------	-------

- C) Premier B24 Little League approved masks, durable plasticol coated lightweight wire frame, foam filled viryl snap on pack and adjustable harness.

List price and make / dozen	\$93.88	Kicks
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- D) Gladiator GCM-W/F, side deflector flaps, full vision, elasticized web harness and soft vinyl pads.

List price and make /dozen	\$143.40	Laux
----------------------------	----------	------

- E) Rawlings PWM-1, pro use, nylon coated wire frame, snap on padding, vinyl covering, harness with triple adjustment.

List price and make / dozen	\$212.88	Kicks
-----------------------------	----------	-------

Item 4

BODY PROTECTORS

- A) Wilson A3250-JZ, Little League approved, adjustable neck pad, cotton padding, adjustable body straps, water repellant, vinyl bound for durability.

List price and make / dozen	\$126.88	Kicks
-----------------------------	----------	-------

- B) Gladiator YPBR Little League approved, adjustable and replaceable body straps.

List price and make / dozen	\$167.40	Laux
-----------------------------	----------	------

- C) Wilson A3212-JR, adjustable neck pad and body straps, cotton padding, water repellent.

List price and make / dozen	\$138.36	Cullen
-----------------------------	----------	--------

- D) Rawlings - Pro Model, nylon twill, cotton back, ribbed padding, extended shoulder piece.

List price and make / dozen	\$179.88	Kicks
-----------------------------	----------	-------

- E) Umpire chest protectors

List price and make / dozen	B-78 \$239.40	Laux
-----------------------------	---------------	------

Item 5

SHIN GUARDS

- A) Rawlings 9C-Little League approved, combination calf and ankle pad, armor lite plastic caps, shin and instep pieces, adjustable elastic straps.

List price and make / dozen	\$114.88	Kicks
-----------------------------	----------	-------

- B) Rawlings 76C-1 Youth Model approved, combination calf and ankle pad, armor lite plastic caps, shin and instep pieces, adjustable elastic straps.

List price and make / dozen	\$153.00	Laux
-----------------------------	----------	------

- C) Gladiator GLG-BR, Babe Ruth use, 11" shin plate, ultra lite padding, replaceable straps.

List price and make / dozen	\$179.40	Laux
-----------------------------	----------	------

- D) Wilson A3420 shin plate, calf and ankle pad, elastic caps, shin and instep pieces, adjustable elastic straps.

List price and make / dozen	\$187.80	Cullen
-----------------------------	----------	--------

Item 6

CATCHERS GLOVES

- A) Wilson A2516 double flex, leather (steer hide) split X laced webs, finger control cut out, skip crotch lacing.

List price and make / dozen	\$268.80	Cullen
-----------------------------	----------	--------

- B) Cooper 652 single flex, leather (steer hide) extended palm pro toe feature, hinged webs skip crotch lacing.

List price and make / dozen	\$232.20	Laux
-----------------------------	----------	------

- C) Wilson A2505 - single flex, leather (steer hide)

List price and make / dozen	\$383.88	Kicks
-----------------------------	----------	-------

Item 7

BASEBALLS

- A) Wilson A1074

\$ 23.80	Ludtka
----------	--------

Rawlings LLB

\$ 24.90	Laux
----------	------

List price and make / dozen

- B) Wilson A1082

\$ 23.80	Ludtka
----------	--------

Rawlings BR

\$ 25.95	Laux
----------	------

List price and make / dozen

- C) Dudley - SBI2LND (softball)

\$ 36.95	Ludtka
----------	--------

Harwood 100 (Softball)

\$ 39.48	Kicks
----------	-------

Worth Red Dot (Softball)

\$ 39.48	Kicks
----------	-------

List price and make / dozen

- D) Wilson A1010

\$ 33.96	Dekdebrun
----------	-----------

Rawlings ROA

\$ 39.90	Laux
----------	------

List price and make / dozen

- E) Dudley P-12 Softball

\$ 30.95	Ludtka
----------	--------

- F) Dudley, Baseball FL 9

\$ 20.00	Ludtka
----------	--------

Item 8

BATS

A)	Adirondack models 125LL and 125				
		302 F	\$ 67.95	32" - 36"	Laux
	List price and make / dozen	302 JF	\$ 51.90	27" - 32"	"
B)	Little League aluminum bat				
	List price and make / dozen	Louisville 508	\$ 99.88	26" - 31"	Kicks
C)	Softball wood bat				
	List price and make / dozen	Rawlings 21 BE	\$ 36.88	25" - 32"	Kicks
	Softball aluminum bat				
	List price and make / dozen	XBH	\$107.40	29" - 34"	Ludtka
D)	Babe Ruth aluminum Hardball bat				
	List price and make / dozen	Louisville CO34	\$188.88	31" - 34"	Kicks

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 types baseball equipment, heavy duty reinforced canvas material.

List price and make / dozen	Everlast 6890	\$ 69.88	Kicks
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Item 10

UMPIRE INDICATORS

Palm sized, plastic counter keeps track of balls, strikes, and outs.

List price and make / dozen	Champion Pl	\$ 8.40	Ludtka
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Item 11

SCOREBOOKS

25 games hard cover schedule

List price and make / dozen	Spaulding 43-4551	\$ 15.88	Kicks
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Item 12

Voit heavy duty T-ball sets

List price and make / dozen	Voit BT	\$306.00	Laux
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Item No. 14 cont'd

Upon Roll Call.....

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

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

WHEREAS, bids were duly received by the Town Board at a meeting on April 7, 1980 for various departmental vehicles for the Town of Cheektowaga, and

WHEREAS, the Equipment Management and Procurement Committee has reviewed said Bids, NOW, THEREFORE, BE IT

RESOLVED that the awards to the lowest Bidders for the following Bid Items are:

Item #1 - Fourteen (14) full sized sedan police vehicles, 1980 models to:

Southeast Chrysler Plymouth, Inc.
2565 Union Road
Cheektowaga, New York for \$93,350.60

Item #3 - Two (2), 3/4 ton pickup trucks, 1980 models with 318 cu. engines to:

Mid City Dodge, Inc.
2185 Walden Avenue
Buffalo, New York 14225 for \$11,928.00

Item #4 - One (1), 3/4 ton pickup truck cab and chassis, w/animal transport body attached, 1980 model, to:

Mid City Dodge, Inc.
2185 Walden Avenue
Buffalo, New York 14225 for \$9,947.00

Item #5 - One (1) dump truck with ten (10) foot dump body to:

Mernan Chevrolet
2751 Bailey Avenue
Buffalo, New York 14215 for \$13,497.00

Item #6 One (1), twelve (12) foot step van w/aluminum body, to:

Keller Chevrolet, Inc.
P.O. Box 242, 3600 Genesee Street
Cheektowaga, New York 14225 for \$10,574.61

and BE IT FURTHER

RESOLVED that the Equipment Management and Procurement Committee is reviewing the Bid Proposals on Item #2, One (1), full sized police station wagon, and will determine the merits of same at the Town Board Meeting of May 5, 1980.

Upon Roll Call.....

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

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

WHEREAS, certain Town departments had indicated a need to have the boundaries of all town park properties properly described and marked, and

WHEREAS, the Town is applying for a playground rehabilitation grant from the U.S. Department of the Interior to improve certain town park properties,

Item No. 16 cont'd

and is required in connection with said application to submit proof of title to and boundary maps of all included park properties, and

WHEREAS, the Town does not have the required proof of title or boundary maps, NOW, THEREFORE, BE IT

RESOLVED that the Town Attorney's Office is hereby authorized and directed to have performed all work necessary to develop satisfactory proof of title to and boundary maps of all town park property for which such information is presently available.

Upon Roll Call....

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

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

WHEREAS, the Town Board of the Town of Cheektowaga (herein called "Town Board" and "Town", respectively), in the County of Erie, New York, has duly established Ellicott Road Water District, in the Town (herein called "District"), pursuant to an Order of the Town Board dated November 6, 1978, following a public hearing duly called and held, and receipt of an Order of the State Comptroller granting permission therefor, and

WHEREAS, the maximum amount proposed to be expended for the construction of a water system, consisting of the installation of approximately 850 linear feet of 8 inch cast iron pipe along Indian Road and approximately 3.050 linear feet of 8 inch cast iron pipe along Ellicott Road, together with hydrants, original furnishings, equipment, machinery and apparatus, was \$70,000, and

WHEREAS, due to generally increased costs of labor and materials, as well as legal and administrative costs, it was thereafter estimated that the maximum cost of constructing the water system would exceed \$70,000 by the amount of \$60,000, BE IT THEREFORE,

RESOLVED that the Supervisor is hereby authorized to request permission from the State Comptroller to increase the maximum amount to be expended for construction of such water system from \$70,000 to \$130,000.

Upon Roll Call....

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

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

WHEREAS, the Cheektowaga Youth Bureau has operated a Cultural Enrichment Program with Villa Maria College of 240 Pine Ridge Road, Cheektowaga, New York 14215, for a two (2) month period during February and March of 1980,

BE IT RESOLVED that the operation costs stated in the original resolution of December 17, 1980 be amended to state: "not to exceed a total cost of \$1,662.53."

Upon Roll Call....

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

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

WHEREAS, the Board of Fire Commissioners of South Line Fire District #10, Cheektowaga, New York, have requested the installation of one (1) hydrant on Dubonnet Drive at the common lot line between 189 and 193 Dubonnet Drive, and

WHEREAS, this omission was noticed by the Fire Chief in his investigation of hydrants for an adjacent subdivision, NOW, THEREFORE, BE IT

RESOLVED that the Erie County Water Authority be directed to install one (1) hydrant at said location.

Upon Roll Call....

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

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

WHEREAS, the Town has a Sanitary Sewer Remedial Program with special emphasis on the control of inflows and infiltration in the sanitary sewers, and

WHEREAS, as part of said inflow and infiltration program it is also essential to control such excess water intrusion from house lateral connections, and

WHEREAS, in addition to Town crew efforts to detect sources of inflow and infiltration there is need to engage the services of plumbers to detect excess water intrusions within the underground systems of homes suspected of such extraneous flows into the Town sanitary sewer system, NOW, THEREFORE, BE IT

RESOLVED that the Town Engineer is directed and authorized to investigate suspected inflow and infiltration sources within homes in Town sanitary sewer districts by engaging the services of knowledgeable plumbers at a cost for each such hydraulic test not to exceed the sum of \$50.00 with such charges to be paid out of the respective sanitary sewer budget.

Upon Roll Call....

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

THIS RESOLUTION WAS DENIED.

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

WHEREAS, Anthony J. Russo has made application to the Town for a topsoil removal permit for the purpose of removing previously stockpiled topsoil, and

WHEREAS, said applicant has complied with the necessary requirements and has paid the necessary fees; therefore, to comply with the provisions of Ordinance No. 16 of the Town of Cheektowaga Code (Regulating Said Bank and Gravel Pits, Topsoil Removal and Other Excavations) and has submitted a performance bond in the amount of \$2,000.00, and

WHEREAS, Section 3F, pertaining to Golden Nematode of Potato may be waived according to the attached letter from the Department of Agriculture and Markets, and

WHEREAS, access to the site shall be gained from Transit Road, NOW, THEREFORE, BE IT

RESOLVED that the Town grants a permit to Anthony J. Russo to remove stockpiled topsoil on his land, the survey of which land is attached hereto and made a part hereof, and the Engineering Department has also submitted its approval which is attached to said resolution, and BE IT FURTHER

Item No. 21 cont'd

RESOLVED that the Town Board be and hereby is authorized to sign said topsoil removal permit.

* See next seven (7) pages

No. 10

No. 11

No. 12

OT. ON. 10

10

100

100

100

100



PERMIT
for
TOPSOIL REMOVAL

The undersigned members of the Town Board hereby approve and issue a Permit to Anthony J. Russo to remove topsoil on lands owned by him/her and in accordance with all the provisions and attachments of a resolution duly passed by the Town Board at a regular Town Board meeting held on April 21st, 1980.

DATED: April 22, 1980

CHEEKTOWAGA, NEW YORK

Kenneth J. Meyers
Kenneth J. Meyers, Supervisor

Frank E. Swiatek
Frank E. Swiatek, Councilman

Thomas M. Johnson
Thomas M. Johnson, Councilman

Frank J. Dux
Frank J. Dux, Councilman

William P. Rogowski
William Rogowski, Councilman

James R. Burst
James R. Burst, Councilman

Donald J. Wegner
Donald J. Wegner, Councilman



STATE OF NEW YORK
DEPARTMENT OF AGRICULTURE AND MARKETS
J. ROGER BARBER, COMMISSIONER
ALBANY, NEW YORK 12235

DIVISION OF PLANT INDUSTRY
BUREL H. LANE, DIRECTOR
R. O. BARRETT, ASST. DIRECTOR

March 24, 1977

Mr. John V. Rogowski
Town Attorney
3223 Union Road
Cheektowaga, New York 14227

Dear Sir:

Please find the enclosed Golden Nematode Quarantine Part 127 that
we discussed on March 21, 1977.

Because Cheektowaga is not located in a regulated or quarantined
area, it would not be necessary to issue state or federal permits.

Sincerely,

Peter S. Deth
Supervising Horticultural Inspector

PSD:jpr
Encl.

cc: Brian Bohne
Martin Davis
Custom Topsoil, Inc.

RECEIVED

MAR 2 1977

Town Attorney

122.05 m
(121.74 m)

Stake

N. line of Lot 44

159.49 Deed & Meas.

157.50 Meas.

0.87 Acres Meas.

1372.20 Meas.

1589.20 Deed & Meas.

Line parallel to line of Lot 44

STAKE

Line of lot 44

30' 21.04'

46.85'

Any map on this map is in violation
of the law, excepting as provided in Section
223, Part 2 of the New York State Election Law.

THIS MAP VOID UNLESS EMBOSSED
WITH NEW YORK STATE LICENSED LAND
SURVEYOR'S NAME AND NO. 31723

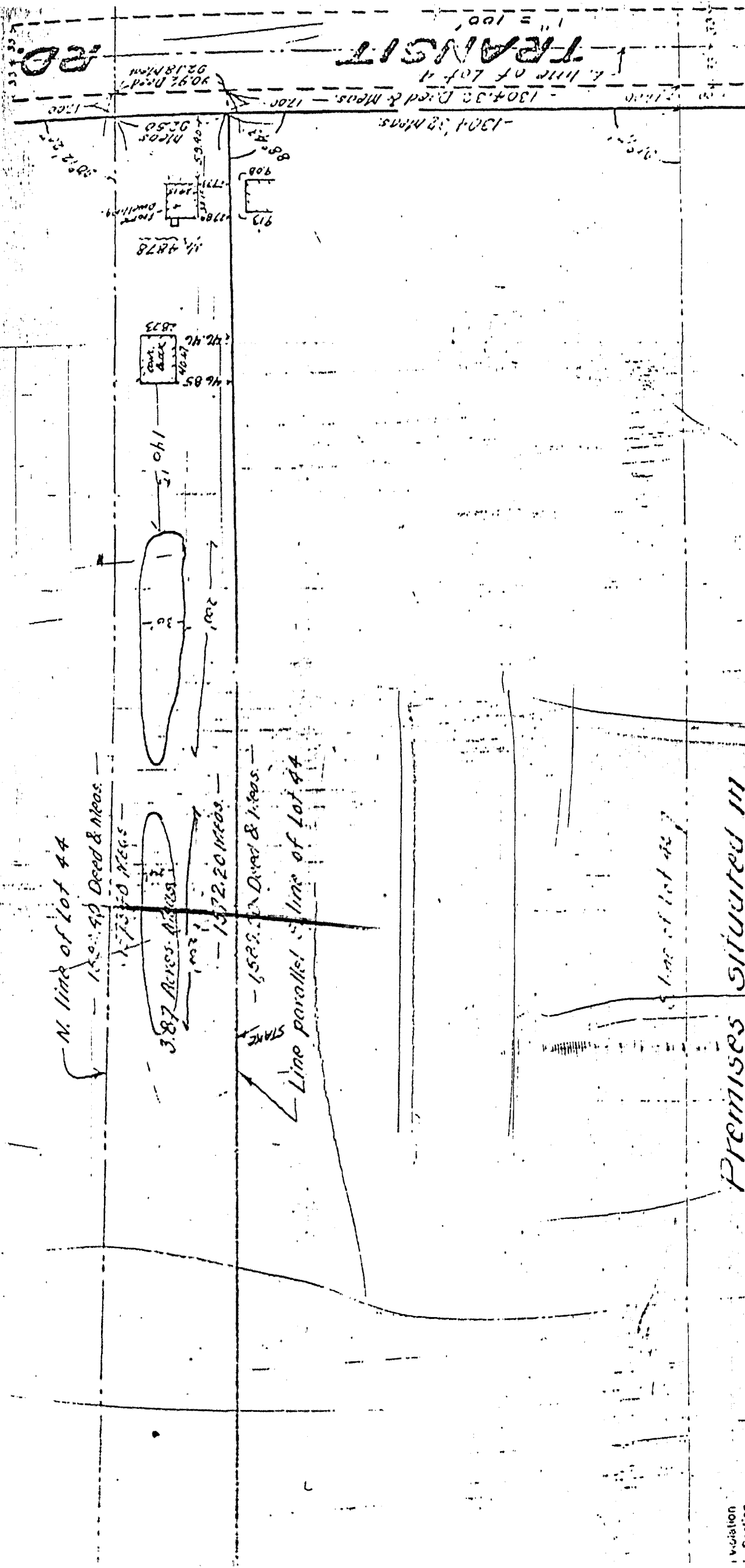
Premises situated in
Lot 44-7.10-A.7
Buffalo Creek Reservation
Town of Cheektowaga

SURVEY NO. 23,172

Q55C
Q57LND

REF-SUBJ-527 23.97

Thomas A. Carson
 Andrews, B. B.
 E. A. B. B.
 E. A. B. B.
 E. A. B. B.



M E M O

TO: Town Board Members

FROM: Bill Pugh
Sr. Engineer Assistant

RE: Topsoil Removal Permit
Applicant: Anthony J. Russo

DATE: April 16, 1980

An inspection was made of this existing topsoil stockpile located off Transit Road directly south of the Madeira Retention Basin. The applicant, Anthony J. Russo, presently owns the entire parcel (see attached survey) including the area being used for storm water retention purposes by the Town of Cheektowaga. The topsoil was stripped and stockpiled several years ago as evidenced by the amount of tree and brush growth on top of the pile. The removal of this topsoil should not cause any local drainage problems because of the neighboring retention basin.

The following is recommended as a condition of permit issuance:

- 1) Access to site shall be only from Transit Road.
- 2) The area be re-seeded according to the attached letter from Merriman Consultants.
- 3) All debris (i.e. brush, small trees associated with this stockpile) be removed from the site and properly disposed of.
- 4) The operation shall not cause any inconvenience to the tenants or any nuisance (dust, noise etc.) to neighboring property owners.

WRP:dmr

Phone (716) ~~000XXXX~~ 652-7577

Merriman Conservation Consultants Inc.

Conservation Planning and Development

~~XXXXXXXXXXXX~~

~~XXXXXXXXXXXXXXXXXXXX~~

504 Ridge Avenue, East Aurora, New York 14052

April 1, 1980

Comments on Drainage Area South Of

Madiera Subdivision
for the
Town of Cheektowaga

The soils of this area are deep and somewhat poorly to poorly drained. They are classified as Madalin and Niagara silt loam soils with silty glacial till subsoils or shaley glacial till subsoils. In either case, water percolation is very slow and drainage is usually a critical factor.

The good depth of these soils however, usually provides a fair to good source of topsoil if it is stripped carefully leaving at least six inches in place and if adequate provision is made for proper drainage.

A tour of the site with a soil auger indicates that most of the area has been left with sufficient topsoil to support a good grass cover. The only exception is a small area in the easterly quarter of the temporary impoundment basin where the shaley glacial till substratum is exposed. This should be recovered with topsoil because the bare till has a very poor water handling capacity. (Saturated during wet seasons and parched dry during summer periods.) In addition, frost action in the bare till shifts the shale particles significantly and tends to shear through tender grass roots if indeed grass does become established.

The best time to seed such an area is as early in the season as possible. This helps assure that the usual spring rains will help germinate the seed and a good ground cover is established before the dry summer months. Usually this can be accomplished without mulching but mulch is a good form of insurance especially if the seeding is done later in the season. These calcareous soils do not require additional lime but 500 lbs. of a 5-10-5 fertilizer or its equivalent per acre should be worked into the soil prior to seeding.

A good seeding mixture for this site would consist of the following per acre:

- 10 lbs. Creeping red fescue
- 20 lbs. Pennfire perennial ryegrass
- 10 lbs. Pennlawn red fescue
- 5 lbs. Garrison creeping foxtail
- 5 lbs. Kentucky bluegrass

If there are any questions, please let us know.

Respectfully submitted,

Edwin R. Merriman

Edwin R. Merriman
President

Item No. 21 cont'd

Upon Roll Call....

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

Item No. 22 Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, there is need for the reconstruction of Chapel Avenue,
and

WHEREAS, said Chapel Avenue is situated in an area indicated as a
neighborhood strategy area designated for improvements utilizing Community Develop-
ment Funds, NOW, THEREFORE, BE IT

RESOLVED that McFarland Johnson, Consulting Engineers, are authorized
to prepare plans and specifications for the reconstruction of Chapel Avenue, and BE
IT FURTHER

RESOLVED that the proposed of McFarland Johnson Engineers Inc., as
submitted to the Town Engineer in their letter dated April 17, 1980 be accepted,
and BE IT FURTHER

RESOLVED that the Supervisor, on behalf of this Town Board, sign
said agreement with McFarland Johnson Engineers, Inc.

Upon Roll Call....

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

Item No. 23 Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, the Town of Cheektowaga and the Cheektowaga Sloan Union
Free School District are desirous of jointly using a portion of real property
owned by the School District and located at the Theodore Roosevelt School, 2495
William Street, Cheektowaga, New York, for playground and neighborhood outdoor
recreational purposes, and

WHEREAS, preliminary drawings and proposals have been submitted by
Facilities Department Director, James J. Matecki, to Mr. Charles P. Skiptunas,
Superintendent of Schools, Cheektowaga-Sloan Union Free School District, and

WHEREAS, preliminary negotiations by Councilman Thomas M. Johnson,
Councilman James R. Burst and Mr. Matecki have taken place with Cheektowaga-Sloan
Union Free School District Board Members, and

WHEREAS, a memorandum of agreement had heretofore been reached
between the Town and the Cheektowaga-Sloan Union Free School District, and

WHEREAS, a written agreement for the joint use of said property would
be beneficial to both Boards in a continuing effort to provide recreational
facilities to the citizens of Cheektowaga, and

WHEREAS, said Agreement would allow the Town to actively pursue a
grant application to the Heritage Conservation and Recreation Service for the
purpose of upgrading and improving the existing recreation facilities, NOW,
THEREFORE, BE IT

RESOLVED that the said agreement as heretofore negotiated by and
between the Town and the School District, be and hereby is accepted, and the
Supervisor, on behalf of this Town Board, is authorized and directed to sign said
agreement.

Item No. 23 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Wegner
and Rogowski
NAYES: 0
ABSEN:T 0

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

WHEREAS, a site plan has been submitted by Mr. Joseph David for
property located at Cheektowaga, New York, and

WHEREAS, the Cheektowaga Planning Board has no objections to the
proposal of including an efficiency apartment in this existing two-family dwelling
providing such change does not include any exterior structural changes, NOW,
THEREFORE, BE IT

RESOLVED that upon recommendation of the Cheektowaga Planning Board
the Town Board approve the site plan submitted by Mr. Joseph David as set forth
in Section 2-10, paragraph A, subsection A of the Zoning Ordinance, which Section
refers to Multiple Dwellings.

Upon Roll Call....

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

Item No. 25 Motion by Councilman Johnson, seconded by Councilman Burst

BE IT RESOLVED that the salaries of the following Town officials
not covered in any bargaining unit be and hereby are established as follows,
said salary increases retroactive to January 1, 1980:

Direction of Recreation	\$18,500.00
Senior Recreation Supervisor	\$13,260.00
Superintendent of Buildings & Grounds	\$19,600.00
Deputy Town Atty. - Special Prosecutor	\$13,500.00

Upon Roll Call....

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

Item No. 26a Motion by Councilman Dux, seconded by Councilman Burst

WHEREAS, the Cheektowaga Central Garage annually requires addi-
tional staffing to supplement its full time staff due to vacations and seasonal
duties, NOW, THEREFORE, BE IT

RESOLVED that the following individuals be hired in the Cheektowaga
Central Garage at the rate of \$3.10 per hour as Seasonal Laborers:

Joseph D. Bauman
Gary N. Dolegala
Robert Karalus
Joseph M. Kulik
Ronald Dux
Daniel Karpinski
Peter Dudek

Upon Roll Call....

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

Item No. 26b Motion by Councilman Burst, seconded by Councilman Johnson

WHEREAS, the Cheektowaga Facilities Department annually requires additional staffing to supplement its full time staff due to seasonal services provided to the residents of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED that the following individuals be hired in the Cheektowaga Facilities Department as seasonal employees at the title and rate per hour as listed below:

Seasonal Maintenance Mechanic @ \$3.61 per hour:

Raymond Schieder
Jack Kirisits

Seasonal Clerical @ \$3.10 per hour:

Wendy A. Bernfeld

Seasonal Laborers @ \$3.10 per hour:

Thomas Everette
Paul Hockwater, Jr.
Michael Snyder
Jeffrey Portera
John Slisz
Mark Jablonski
Scott R. Slade
Charles R. Earley
Carl Staszak
David Kosobucki
Michael Serio
Dale Selbert
Thomas Kolbert
James Kucewicz
Michael Kulka
James Bessing
Joseph Costrino
Paul Rutkowski
Michael Mazza
Donald Surdej
Robert Roeder
Peter A. Bifaro, Jr.
Robert Pagano
Scott Grant
Thomas DiGiacomo
Martin Snyder
Jeffrey Richter
Thomas E. Blum
Mark Banaszak
Frank Hencinski

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 26c Motion by Councilman Rogowski, seconded by Councilman Johnson

WHEREAS, the Cheektowaga Sanitation Department annually requires additional staffing to supplement its full time staff during the "Summer Season" due to vacation requirements as specified in the Collective Bargaining Agreement between the Town and the Cheektowaga Employees' Association, Article 7, Section 7.01, NOW, THEREFORE, BE IT

RESOLVED that the following individuals be hired in the Cheektowaga Sanitation Department at the rate of \$3.10 per hour as Seasonal Laborers:

Item No. 26c cont'd

David Lonczak
David Nowak
Michael Ickowski
Alan Borsuk
Gregory Gemerek
Timothy Glowny
Wayne Jendrasik
Kenneth Piatek
Gregory Bystrak
Gregory Miller
Ronald Fenske
Mark Bartella
Paul Stallone
Anthony Chirico
Brian Colegrove
David Kaczmarowski
Donald Szalasny
Thomas Messing
James A. Brudek
Robert Bartosz
Stanley Dynowski
David Zolnowski
Michael Meyer
Thomas Faso
Frank Simmeth
Eugene E. Holiday

Upon Roll Call....

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

Item No. 26d Motion by Councilman Dux, seconded by Councilman Johnson

BE IT RESOLVED that the following individuals are hired as seasonal laborers in the Sewer Maintenance Department at the rate of \$3.10 per hour:

Joe Stallone

Cheektowaga, New York 14225

Richard Pagano

Depew, New York 14043

Mark A. Vedella

Cheektowaga, New York 14227

Upon Roll Call....

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

Item No. 26e Motion by Councilman Rogowski, seconded by Councilman Johnson

BE IT RESOLVED that the following individuals are hereby hired as seasonal laborers in Sewage Treatment Plant #5, at the hourly rate of \$3.10 per hour:

Edward Pastewski

Colleen Dunn

Item No. 26e cont'd

Michael Urban

Philip Bryan

Paul Janicki

Henry Glowicki

Upon Roll Call....

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

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

WHEREAS, the Cheektowaga Youth Bureau has been designated a recipient of Federal funds to conduct a Youth Community Conservation and Improvement Project, (YCCIP), and

WHEREAS, the YCCIP is a Title IV Program of the Manpower Administration with the purpose of providing employment and training to young adults, ages 16 through 19, who are unemployed, economically disadvantaged and have dropped out of school, NOW, THEREFORE, BE IT

RESOLVED that the following people be hired to participate in said program at the rate of \$3.10 per hour, the current minimum wage:

--Laurence Dougherty

--John Whalley

--Michael Dennis

--Earl Nolan

Upon Roll Call....

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

Item No. 28 Create position of "Outreach Services Manager"
This item was withdrawn.

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

WHEREAS, Officer John Huntz, of the Cheektowaga Police Department, is currently an out patient at Veterans Administration Medical Center, and has exhausted all of his accumulated sick leave, and

WHEREAS, due to his illness, Officer Huntz has requested additional sick leave as per Section 13.03 of the Agreement between the Town of Cheektowaga and the Town of Cheektowaga Police Club, NOW, THEREFORE, BE IT

RESOLVED that Officer Huntz be and hereby is granted additional sick leave up to ninety (90) days, pursuant to the above; said sick leave effective April 14, 1980.

Upon Roll Call....

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

4/21/80

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

WHEREAS, John Huntz, a Police Officer in the Cheektowaga Police Department, has applied for a Military Leave of Absence from April 18, 1980 to April 20, 1980 and May 23, to May 25, 1980 and his Order to report for military duty has been forwarded to the Town Clerk, and

WHEREAS, Section 242 of the Military Law of the State of New York allows a military leave for the purpose of reporting for military duty pursuant to an Order up to a period of six months, and

WHEREAS, Section 242 of the Military Law also provides for the payment of the salary of such public employee for a period of thirty (30) days while on said military leave duty, NOW, THEREFORE, BE IT

RESOLVED that John Huntz, a Police Officer in the Cheektowaga Police Department is granted a military leave of absence, from April 18, 1980 to April 20, 1980 and May 23, 1980 to May 25, 1980, and BE IT FURTHER

RESOLVED that John Huntz be paid his salary or other compensation while on such military leave.

Upon Roll Call....

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

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

WHEREAS, Harry Bollman, a Police Officer in the Cheektowaga Police Department, has applied for Military Leave of Absence from April 20, 1980 to May 3, 1980, and his Order to report for military duty has been forwarded to the Town Clerk, and

WHEREAS, Section 242 of the Military Law of the State of New York allows a military leave for the purpose of reporting for military duty pursuant to an Order up to a period of six months, and

WHEREAS, said Section 242 of the Military Law also provides for the payment of the salary of such public employee for a period of thirty (30) days while on said military leave duty, NOW, THEREFORE, BE IT

RESOLVED that Harry Bollman, a Police Officer in the Cheektowaga Police Department is granted a military leave of absence, from April 20, 1980 to May 3, 1980, and BE IT FURTHER

RESOLVED that Harry Bollman be paid his salary or other compensation while on such military leave.

Upon Roll Call....

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

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

WHEREAS, Patricia Wojcik was appointed provisionally to the position of Recreation Supervisor (Senior Citizens), by Town Board resolution dated April 7, 1980, NOW, THEREFORE, BE IT

RESOLVED that Patricia Wojcik be and hereby is granted a leave of absence from her previous position of Recreation Attendant (Senior Citizens), while serving in the above mentioned provisional position; said leave of absence shall be for a period of six months, retroactive to April 8, 1980.

Item No. 32 cont'd

Upon Roll Call....

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

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

WHEREAS, the position of Recreation Attendant (Senior Citizens) - Temporary, in the Department of Senior Services, has previously been posted in compliance with the present bargaining agreement between the Town of Cheektowaga and the Cheektowaga Employees Association, and

WHEREAS, bid applications for the above position have been received and properly reviewed, NOW, THEREFORE, BE IT

RESOLVED that Estelle Halicki, of , be and hereby is appointed to the position of Recreation Attendant (Senior Citizens) - Temporary, at an annual starting salary of \$9,675.27; said appointment effective immediately, and said appointment shall remain temporary until such time as the previous incumbent's leave of absence from this position is expired.

Upon Roll Call....

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

Item No. 34 Temporary appointment to position of Recreation Attendant-Senior Citizens

This item was withdrawn.

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

WHEREAS, two vacancies exist in the position of Laborer in the Sanitation Department, NOW, THEREFORE, BE IT

RESOLVED that Thaddeus J. Gluszcak, Cheektowaga, New York, be transferred, effective immediately, to the position of Laborer in the Sanitation Department at the hourly rate of \$6.5481 from the position of Motor Equipment Operator-B in the Highway Department, and James A. Torgalski, Cheektowaga, New York, be transferred, effective immediately, to the position of Laborer in the Sanitation Department at the hourly rate of \$6.5481 from the position of Motor Equipment Operator-A in the Highway Department, said transfers being in compliance with the Collective Bargaining Agreement in effect between the Town and the Cheektowaga Employees' Association.

Upon Roll Call....

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

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

WHEREAS, a vacancy exists in the position of Motor Equipment Operator-B in the Sanitation Department, NOW, THEREFORE, BE IT

RESOLVED that Mr. Lawrence Chirico, Jr. of Cheektowaga, New York, be and hereby is upgraded from the position of Laborer to that of Motor Equipment Operator-B in the Sanitation Department at the rate of \$6.8273 per hour, effective immediately, said upgrading being in compliance with the Collective Bargaining Agreement between the Town of Cheektowaga Employees' Association.

Item No. 36 cont'd

Upon Roll Call....

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

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

WHEREAS, the Town Attorney's Office has been provided with seasonal Law Clerks for the past several summers, and

WHEREAS, various colleges and universities are providing work-study programs wherein a portion of the wages paid for such Law Clerk Assistants are partially reimbursed by federal or state funds, and

WHEREAS, the following persons have had experience as employees of the Town Attorney's Office during the summer of 1979, NOW, THEREFORE, BE IT

RESOLVED that the following persons be nad hereby are hired to work as Law Clerks in the Law Department during the summer season at the rate of \$4.00 per hour:

Kevin Schenk

Cheektowaga, New York

effective May 19, 1980, and

Marilyn Lew

Cheektowaga, New York

effective June 23, 1980, and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is authorized to execute any and all documents that may be necessary to obtain reimbursement for wages under any work-study programs in connection with the above named persons.

Upon Roll Call....

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

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

WHEREAS, Automatic Voting Machine Corporation will be holding voting machine instruction school in Jamestown, New York on May 15 and 16th, 1980, NOW, THEREFORE, BE IT

RESOLVED that the following individuals be and hereby are authorized to attend this school to be held in Jamestown, New York on May 15th and 16th, 1980 at a cost not to exceed \$400.00:

Richard Godlewski
Leonard Szymanski
James Jankowiak
Norman Wilson

and BE IT FURTHER

RESOLVED that permission is hereby given to the above individuals to have the use of a Town automobile for travel to the school.

Upon Roll Call....

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

Item No. 39 Addition of tower to Town's towing list
This item was withdrawn.

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

WHEREAS, it has come to the attention of the Town of Cheektowaga, the County of Erie has been interested in disposing of vacant lots abutting Scajaquada Creek Tributary T-2, and

WHEREAS, it is in the best interest of the Town of Cheektowaga to acquire this property so as to insure accessibility for maintenance of Tributary T-2, and

WHEREAS, a resolution approved by the Town Board at a regular meeting dated April 7, 1980 noted the incorrect lot numbers and map cover, NOW, THEREFORE, BE IT

RESOLVED that the resolution dated April 7, 1980 be and hereby is rescinded, and BE IT FURTHER

RESOLVED that this Town Board requests the transfer of lots #33 thru 47 of Map Cover 1377, at the appraised fee of \$100 per lot for a total price of \$1,500.00, and BE IT FURTHER

RESOLVED that the Town of Cheektowaga is also interested in acquiring from the County of Erie that portion of Oriole Place west of Tributary T-2 and located between Sublots 33 thru 36 and 37 thru 40, and BE IT FURTHER

RESOLVED that the cost of said property acquisition shall be chargeable to the Federal Revenue Sharing Fund.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 41 Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, the Town Board resolution dated February 25, 1980 authorized the Town Engineer to secure the services of Merriman Conservation Consultants with services to be charged to the General Fund Erosion Control Budget, and

WHEREAS, there is no General Fund Erosion Control Budget, NOW, THEREFORE, BE IT

RESOLVED that said resolution is hereby amended to require that any such consulting services be charged to the Federal Revenue Sharing Budget.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 43 Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, there is need for drainage relief in the Stevens Drive Randy Way area, and

WHEREAS, the Engineering Department has prepared plans for relief of said area, NOW, THEREFORE, BE IT

RESOLVED that this Town Board authorizes the expenditure of funds for labor and material to be expended on this drainage project, which project is to be constructed by contract by the Engineering Department or by labor and equipment provided by the Town Highway Department, and BE IT FURTHER

Item No. 42 cont'd

RESOLVED that all costs associated with this project shall be charged to the Federal Revenue Sharing Account.

Upon Roll Call....

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

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

WHEREAS, emergency sanitary sewer repairs were required at 215 Seton Road in Sanitary Sewer District No. 5 on March 11 and 12, 1980, which repairs were ordered by the Town Engineer, NOW, THEREFORE, BE IT

RESOLVED that the vouchers of George Pagels Contracting Co., Inc. 33 Homewood Road, Cheektowaga, New York 14227, in the amount of \$704.12 and \$704.12 for March 11 and 12, 1980 respectively, for a total amount of \$1,408.24 for cave in repairs at 215 Seton Road be approved and ordered paid.

Upon Roll Call....

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

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

BE IT RESOLVED that the following fund transfers are hereby approved:

	<u>FROM</u>	<u>AMOUNT</u>	<u>TO</u>
F.R.S. FUND	CF.8540.400 (Drainage)	\$71,600.00	CF.8540.408 (Madeira-Borden Drainage)
	CF.8540.400 (Drainage)	2,200.00	CF.8540.406 (Princeton-Marilyn Drainage)
	CF.8540.400 (Drainage)	3,500.00	CF.8540.407 (Madeira Subdiv. Drainage)
	CF.8540.400 (Drainage)	3,300.00	CF.8540.405 (Fairelm-Rosemead Drainage)
	CF.8540.400 (Drainage)	900.00	CF.8540.410 (Wellington Pl. Catch Basins & Storm sewers)
GENERAL FUND	A.3820.000 (Youth-Estimated Revenues)	4,501.07	A.7311.100 (Catholic Charities-Family Assistance Counselor)

Upon Roll Call....

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

Item No. 45 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 April 21st, 1980 are hereby approved and the Supervisor is ordered to pay same.

Item No. 45 cont'd

<u>FUND</u>	<u>CHECK NO.</u>		<u>AMOUNT</u>
	<u>FROM</u>	<u>TO</u>	
GENERAL FUND	6932-7121,	14728-15163	\$ 547,323.22
SPECIAL DIST. FUND	6929-7115		403,621.99
PART TOWN FUND	185-199		4,239.78
HIGHWAY FUND	5351-5395		100,415.29
CAPITAL FUND	315-318		477,783.73
TRUST & AGENCIES FUND	795-796, 797		54,806.47
REVENUE SHARING FUND	365-380		261,186.88
SPECIAL ASSESSMENT FUND	25-26		3,216.44
DEBT SERVICE FUND	86-91		501,648.50
			<u>\$2,354,242.30</u>

Upon Roll Call....

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

III. DEPARTMENTAL COMMUNICATIONS

Item No. 46 Health report for March, 1980
Received and Filed.

Item No. 47 Cheektowaga Library Board - minutes from March meeting
Received and Filed.

IV. GENERAL COMMUNICATIONS

Item No. 48 Dr. Robert Binner - Supt. of Maryvale School System - letter
regarding unsanitary problem caused by dogs on school grounds
Copies were sent to: Kenneth J. Meyers, Supervisor; Council
Secretary; Chief of Police, T. DeFedericis; Dr. Louis Vendetti,
Town Health Officer.
Received and Filed.

Item No. 49 Letter from Cox, Barrell, Walsh, Roberts & Grace, Attorneys,
regarding claim entitled Roberto vs Town of Cheektowaga, et al.
Copies were sent to: Kenneth J. Meyers, Supervisor; Council
Secretary; Chester Bryan, Town Engineer; Alfred Wnek, Highway
Department; James Kirisits, Town Attorney.
Received and Filed.

Item No. 50 Walden District Taxpayer's Assn. - letter listing representatives
to the Town Board.
Copies were sent to: Kenneth J. Meyers, Supervisor; Council
Secretary.
Received and Filed.

Item No. 51 William St. Citizens & Taxpayers Assn. - letter regarding dangerous
condition of some sidewalks in the area
Copies were sent to: Alfred Wnek, Superintendent of Highways;
Council Secretary; Kenneth J. Meyers, Supervisor.
Received and Filed.

Item No. 52 Letter and petition from resident on Walton Drive regarding "No Parking Anytime" signs

Copies were sent to: Kenneth J. Meyers, Supervisor; Council Secretary; Captain Lis, Police Department; Cheektowaga Traffic Safety Commission.
Received and Filed.

V. FROM THE TABLE

Item No. 53 Retain law firm to represent Town in legal proceeding

Motion by Councilman Burst, seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga has been served with an Order to Show Cause and Petition in a Special Proceeding entitled "In the Matter of the Application of RONALD C. ZOELLER, Petitioner - against - the TOWN OF CHEEKTOWAGA and the TOWN BOARD, et al., Respondents", and

WHEREAS, on the 4th day of February, 1980, a Resolution was passed by a majority of this Town Board terminating the above named Petitioner from the position of Working Foreman in the Sanitation Department of the Town of Cheektowaga, and

WHEREAS, the said Special Proceeding requests a judgment of the Supreme Court of the State of New York commanding the Petitioner's reinstatement to the aforementioned position and for the payment of salary from February 4, 1980, and

WHEREAS, an apparent conflict of interest could be construed to exist between the Town Attorney's Office and the members of the Town Board, who are individually named as Respondents in said Special Proceeding, and

WHEREAS, it is in violation of the Lawyer's Code of Professional Responsibility and Canons of Ethics to proceed in a matter where there is an actual, or an apparent, conflict of interest,

NOW, THEREFORE, BE IT RESOLVED that the law firm of Collins, Collins and DiNardo, 464 Statler Hilton Building, Buffalo, New York 14202, who the Town Attorney advised have experience with civil service and labor law matters, be and hereby are retained to represent the Town as Respondent in the above-entitled proceeding, and BE IT FURTHER

RESOLVED that the Town pay the reasonable attorney's fees, costs and expenses to such firm for said legal representation.

Upon Roll Call....

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

Item No. 54 This resolution was taken out of order and voted on after Item #20

Authorization for Town Engineer to investigate inflow and infiltration sources within homes in the Town sanitary sewer districts and hire plumbers for hydraulic testing - Sanitary Sewer remedial program.

Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, the Town has a Sanitary Sewer Remedial Program with special emphasis on the control of inflows and infiltration in the sanitary sewers, and

WHEREAS, as part of said inflow and infiltration program, it is also essential to control such excess water intrusion from house lateral connections, and

WHEREAS, in addition to Town crew efforts to detect sources of inflow and infiltration, there is need to engage the services of plumbers to detect excess water intrusions within the underground systems of homes suspected of such extraneous flows into the Town sanitary sewer system, NOW, THEREFORE, BE IT

Item No. 54 cont'd

RESOLVED that the Town Engineer is authorized to investigate suspected inflow and infiltration sources within homes in Town sanitary sewer districts by engaging the services of knowledgeable plumbers at a cost for each such hydraulic test not to exceed the sum of \$50.00 with such charges to be paid out of the respective sanitary sewer budget for the balance of 1980, and BE IT FURTHER

RESOLVED that the Town Engineer is directed to draft and prepare any requisite hydraulic test procedures which shall be available to property owners and plumbers, and BE IT FURTHER

RESOLVED that any plumber duly hired by the Town to perform such tests or investigations be prohibited by contract from performing any indicated plumbing or household facilities correction, or from soliciting or making referrals for said plumbing correction, and BE IT FURTHER

RESOLVED that such hydraulic or water testing of household facilities be based upon completion of all conventional facilities testing and procedures by Town personnel, a determination of inflow and infiltration, and by recommendation of the Town Engineer, and BE IT FURTHER

RESOLVED that a report of findings and any indicated steps for correction by provided each subject property owner, and BE IT FURTHER

RESOLVED that a review of this program be requested from the New York State Department of Audit and Control and the Town's insurance consultant as to proper funding and liability exposures.

Upon Roll Call....

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

VI. SUSPENSION OF RULES

Motion by Councilman Swiatek, seconded by Councilman Burst to suspend the rules to include the following two (2) items.

Upon Roll Call....

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

Item No. 55 Award of bid - Road materials and concrete for Highway Department

Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, bids were duly received by this Town Board at a meeting thereof held on March 17, 1980 for road materials and concrete mixes of various sorts for use in the Cheektowaga Highway Department, as a result of advertisement therefor, and such bids were referred to the Superintendent of Highways for analysis, tabulation and report, and

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

RESOLVED that the bids presented to the Town for road materials and concrete mixes for sidewalk replacement and all other sorts of bids, be and hereby are rejected as the Highway Department will purchase all road materials as needed, from the County at the present bid prices, which are the same or less than the bids received, and BE IT FURTHER

Item No. 55 cont'd

RESOLVED that the following bids be awarded to the lowest responsible bidders meeting specifications:

CONCRETE BLOCKS

Buffalo Block Co. - 242 Hopkins Street, Buffalo, New York

6" standard, hollow 100/cube	115/cube	\$.42 ea.	\$48.30
6" ½ block, hollow 200/cube		.26 ea.	52.00
8" standard, hollow 90/cube		.58 ea.	52.20
8" ½ block, hollow 140/cube	150/cube	.34 ea.	51.00
10" standard, hollow 65/cube	67/cube	.69 ea.	46.23
10" ½ block, hollow 120/cube	134/cube	.39 ea.	52.26
Concrete brick, standard 784/cube	720/cube	\$126.00 - M	90.72

Note - 2% discount - 30 days

CEMENT AND MASONARY MORTAR

Duch Builders - 410 Memorial Drive, Buffalo, New York

Portland Cement	Huron	\$4.00 per 94 lb. bag
Masonry Mortar	Huron	\$3.27 per 70 lb. bag

ROAD OILS

Krantz Asphalt - 701 Elk Street, Buffalo, New York

AC Item 64P - Asphalt Penetration Construction	\$.87 gal.
MC Item 67B - MCO Heavy Duty Layer cold application	.95 gal.
RC Item 70B - Surface Treatment Asphalt Emulsion	.795 gal.
RC Item 70B - Grade C surface Treatment Asphalt Emulsion	.795 gal.
MC-1 Penetrating Oil	.95 gal.
Liquid Calcium Chloride	.50 gal.

Upon Roll Call....

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

Item No. 56 Extension of sick leave for Sanitation Department employee

Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, Ralph Riester, an employee in the Sanitation Department, has been absent from work due to illness, and

WHEREAS, Ralph Riester has exhausted all of his accumulated vacation sick leave and personal leave days, and therefore, is requesting an extension of his sick leave, as per Article 8, Section 8.02, of the current bargaining agreement between the Town of Cheektowaga and the Cheektowaga Employees Association, NOW, THEREFORE, BE IT

RESOLVED that Ralph Riester is hereby granted an extension of his sick leave, for a period of up to fifteen (15) working days; said extension shall be effective April 22, 1980.

Upon Roll Call....

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

Item No. 57 Motion by Councilman Swiatek, seconded by Councilman Wegner
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 May, 1980 at 7:00 o'clock P.M., Eastern Daylight Savings Time, there were:

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

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; Chester L. Bryan, Town Engineer; George Burst, Auto Mechanic Foreman; Theodore DeFedericis, Chief of Police; Mary F. Holtz, Deputy Town Clerk; Jim Kirisits, Town Attorney; Sal LaGreca, Assistant Manpower Program Director I; Ed Leak, Recreation Director; Ronald Marten, Building & Plumbing Inspector; Ray Matot, Superintendent of Buildings & Grounds; Donald Merritt, Deputy Town Attorney; Carl Scheffline, Traffic Safety Commission; Al Thrun, Traffic Safety Commission; Dr. Louis Vendetti, Town Health Officer; Alfred Wnek, Superintendent of Highways; Patricia Wojcik, Recreation Supervisor-Senior Citizens.

I. BIDS

Item No. 2 Removal of existing asphalt pavement surface overlays on Eggert Road. Bids referred to Alfred Wnek, Superintendent of Highways.

II. PUBLIC HEARING

Item No. 3 This was 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.

*See next few pages for proposed Traffic Ordinance Amendment.

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 5th day of May, 1980 at 7:00 o'clock P.M., Eastern Daylight Saving Time, to consider the advisability of adopting amendments to the Traffic Ordinance of the said Town of Cheektowaga which was adopted on July 17, 1967, said proposed amendments being as follows:

ARTICLE X

Parking, Standing and Stopping

Section 102. Parking prohibited in designated locations 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

KEMP AVENUE	North side	from the east curb line of HARLEM ROAD to the west curb line of THE AVENUE
LYMAN AVENUE	South side	from the east curb line of HARLEM ROAD to the west curb line of TILLOTSON AVENUE
MC PARLIN AVENUE	South side and West side	from the east curb line of HARLEM ROAD to the south curb line of FRED A AVENUE
DANIEL AVENUE	South side	from the east curb line of HARLEM ROAD to the west curb line of TILLOTSON AVENUE
FREDA AVENUE	North side	from the east curb line of HARLEM ROAD to the west curb line of THE AVENUE
ABELES AVENUE	South side	from the east curb line of HARLEM ROAD to the west curb line of TILLOTSON AVENUE
VINCENT AVENUE	West side	from the north curb line of LENA AVENUE to the south curb line of ABELES AVENUE
LENA AVENUE	South side	from the east curb line of HARLEM ROAD to the west curb line of VINCENT AVENUE

TILLOTSON AVENUE	East side	from the south curb line of MC NAUGHTON AVENUE to the north curb line of ABELES AVENUE
THE AVENUE	West side	from the south curb line of MC PARLIN AVENUE to the north curb line of FREDA AVENUE
EDEN LANE	West side	from the north curb line of MC PARLIN AVENUE to the terminus at the cul-de-sac
STRATFORD PLACE	West side	from the south curb line of GENESEE STREET to the north curb line of ROY ALLEY
WOODROW PLACE	East side	from the south curb line of GENESEE STREET to the north curb line of ROY ALLEY
VERDUN PLACE	East side	from the south curb line of GENESEE STREET to the north curb line of ROY ALLEY
ROY ALLEY	South side	from the east curb line of STRATFORD PLACE to the west curb line of VERDUN PLACE
HERITAGE COURT	West side	from the south curb line of GENESEE STREET to the terminus
GRAND BOULEVARD	North side	from the west curb line of E. GRAND BOULEVARD to the east curb line of W. GRAND BOULEVARD
E. GRAND BOULEVARD	East side and North side	from the north curb line of CENTRAL BOULEVARD to the south curb line of GENESEE STREET
W. GRAND BOULEVARD	West side	from the north curb line of SOUTHERN PARKWAY to the south curb line of GRAND BOULEVARD
CENTRAL BOULEVARD	South side	from the east curb line of HARLEM ROAD to the west curb line of LORRAINE LANE
LINDBERGH COURT	North side	from the east curb line of ROSEWOOD TERRACE to the west curb line of EASTLAND PARKWAY
PATTON LANE	South side and East side	from the east curb line of MC NAUGHTON AVENUE to the south curb line of GEORGE URBAN BOULEVARD
RUTH DRIVE	North side and East side	from the east curb line of CATHEDRAL LANE to the north curb line of CATHEDRAL LANE
CATHEDRAL LANE	West side, South side and East side	from the south curb line of MC NAUGHTON AVENUE to the south curb line of MC NAUGHTON AVENUE

No. 11

No. 12

PARADISE COURT	West side	from the south curb line of MC PARLIN AVENUE to the north curb line of FREDA AVENUE
ROSEWOOL TERRACE	East side	from the north curb line of SOUTHERN PARKWAY to the south curb line of GRAND BOULEVARD
MIDLAND DRIVE	West side	from the north curb line of CENTRAL BOULEVARD to the south curb line of GRAND BOULEVARD
NORTHERN PARKWAY	South side	from the east curb line of HARLEM ROAD to the west curb line of E. GRAND BOULEVARD
WESTLAND PARKWAY	East side	from the north curb line of CENTRAL BOULEVARD to the south curb line of GRAND BOULEVARD
EASTLAND PARKWAY	East side	from the south curb line of E. GRAND BOULEVARD to the north curb line of SOUTHERN PARKWAY
KILBOURNE ROAD	East side	from the north curb line of CENTRAL BOULEVARD to the south curb line of E. GRAND BOULEVARD
LORRAINE LANE	East side	from the south curb line of GEORGE URBAN BOULEVARD to the north curb line of CENTRAL BOULEVARD
ANNA COURT	South side	from the east curb line of LORRAINE LANE to the terminum
ANDERSON ROAD	East side	from the south curb line of WALDEN AVENUE to the north curb line of DALE ROAD
DALE ROAD	South side and West side	from the south curb line of WALDEN AVENUE to the terminus at the New York State Thruway
PEPPY PLACE	East side and West side	from the south curb line of WALDEN AVENUE to the north curb line of DALE ROAD

C. No parking here to corner

WELLWORTH PLACE	North side	from the west curb line of UNION ROAD to a point eighty (80) feet westerly thereof
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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:

LEROY ROAD from CLEVELAND DRIVE to AURORA DRIVE

SUGNET ROAD from CLEVELAND DRIVE to FONTAINE DRIVE

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

RICHARD M. MOLESKI
Town Clerk

No. 11

No. 12

Item No. 3 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.

III. RESOLUTIONS

Item No. 4 Motion by Councilman Dux, seconded by Councilman Rogowski

WHEREAS, Pack 618 of the Cub Scouts of America was granted through Town Board Resolution, a permit of waiver to Article 48-12 of the Code of the Town of Cheektowaga at the Town Board meeting on April 7, 1980, and

WHEREAS, through a clerical error the date of August 23, 1980 was authorized for said waiver at Losson Road Park, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby rescinds the said resolution of authorization to Pack 618 of the Cub Scouts of America as approved at the April 7, 1980 Town Board meeting, and BE IT FURTHER

RESOLVED that the Cheektowaga Town Board permit a waiver of Article 48-12 of the Code of the Town of Cheektowaga, said waiver extended to Pack 618 of the Cub Scouts of America for the use of Losson Road Park, area of shelters No. 6 and No. 7 from 7:00 p.m. on August 16, 1980 until dusk on August 17, 1980, and BE IT FURTHER

RESOLVED that copies of said resolution be forwarded to the Chief of Police, Recreation Director and Facilities Director.

Upon Roll Call....

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

Item No. 5 Motion by Councilman Johnson, seconded by Councilman Dux

WHEREAS, the Senior Services Department has advised the Town Board that the full-time position of Outreach Worker - Senior Citizens is necessary in order to properly service the increasing needs of Senior Citizens in the Town of Cheektowaga, AND

WHEREAS, the Cheektowaga Senior Citizen Advisory Council has confirmed the need for such a position, AND

WHEREAS, the necessary "PO-17" forms required to create such a position have been filed with the Erie County Personnel Department, AND

WHEREAS, the Erie County Personnel Department has studied the functions, duties and responsibilities of the position and has notified the Town of the proper title, AND

WHEREAS, said position has been posted in accordance with Article 18, Section 81.01 of the Agreement between the Town of Cheektowaga and the Cheektowaga Employees Association, NOW, THEREFORE, BE IT

RESOLVED that a position entitled "Outreach Worker - Senior Citizens" be and hereby is created in the Cheektowaga Senior Services Department.

Upon Roll Call....

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

Item No. 6 Motion by Councilman Johnson, seconded by Councilman Dux

WHEREAS, a vacancy exists in the position of Outreach Worker - Senior Citizens in the Senior Services Department, NOW, THEREFORE, BE IT

RESOLVED that Kathleen Dombrowski, residing at
be and she hereby is provisionally appointed to the position of Outreach Worker - Senior Citizens in the Senior Services Department, effective immediately, at an annual salary of \$11,227.12.

Upon Roll Call....

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

Item No. 7 Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, the necessary "PO-17" forms have been submitted to the Erie County Department of Personnel for the creation of a "Recreation Instructor" position in the Department of Recreation, and

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

RESOLVED that the position of "Recreation Instructor" in the Department of Recreation, be and hereby is created.

Upon Roll Call....

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

Item No. 8 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, by resolution dated January 21, 1980, the Town Board created the position of "Detective" in the Cheektowaga Police Department, and

WHEREAS, Officer Michael Ambrose, of the Cheektowaga Police Department, has been performing his duties as Acting Detective and receiving "out of rank pay" while being assigned to the Department's VGN Bureau, NOW, THEREFORE, BE IT

RESOLVED that Officer Michael Ambrose is hereby appointed to the position of "Detective" in the Cheektowaga Police Department, effective immediately, at a salary in accordance with the current bargaining agreement between the Cheektowaga Police Club and the Town of Cheektowaga.

Upon Roll Call....

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

Item No. 9 Motion by Councilman Rogowski, seconded by Councilman Burst

WHEREAS, seasonal services are rendered by the Cheektowaga Facilities Department, AND

WHEREAS, such services require additional staffing to augment the full time personnel of the Department, NOW, THEREFORE, BE IT

RESOLVED, that the following individuals are hereby hired in the Facilities Department as Seasonal Employees at the title and rate of pay described below:

Item No. 9 Cont'd.

SEASONAL MAINTENANCE MECHANICS at \$3.61 per hour:

Stanley Olek
Henry Kryzkowski
James R. Wozniak
Warren Ahl
George Julio
Ronald Lease
Ronald Kasprzak

SEASONAL LABORERS at \$3.10 per hour:

Martin N. Schlatterer
Richard J. Woods
Fred Mueller
James Oxenford
John Kochel
Larry Darmstedter
Mary Jo Danna
Kevin Nawotka

Upon Roll Call....

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

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

BE IT RESOLVED that the following individuals be hired in the
Departments and at the rates listed below as seasonal employees:

SANITATION DEPARTMENT - \$3.10 per hour

Ralph Riester
Frank Maurin
Daniel Surdyk
David Szymanski
Eric Kish
James T. Kalinowski
Joseph F. Poturalski
Thomas Smith
Christopher Kist

CENTRAL GARAGE - \$3.10 per hour

Paul Jarmuz
James Gabryszak
Dennis Marszalkowski
Jeffrey Vallone

Upon Roll Call....

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

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

BE IT RESOLVED, that the below listed individual be hired to
participate in the Youth Community Conservation and Improvement Project (YCCIP)
at a salary rate of \$3.10 per hour:

--David J. Owen

Item No. 11 Cont'd.

Upon Roll Call....

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

Item No. 12 Motion by Councilman Johnson, seconded by Councilman Rogowski

WHEREAS, the Annual Spring Meeting of the New York Water Pollution Control Association will be held in Lake Placid, New York on June 8th through June 11th, 1980, AND

WHEREAS, technical developments in the wastewater field are included in the seminars, NOW, THEREFORE, BE IT

RESOLVED that the Town Engineer is authorized to attend same with all legal expenses to be reimbursed by the Town with said expenses not to exceed \$390 plus the registration fee.

Upon Roll Call....

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

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

WHEREAS, Chief Theodore DeFedericis has recommended that Officer Matthew J. Starr be authorized to attend an F.A.A. Civil Aviation Security Course in July, 1980, NOW, THEREFORE, BE IT

RESOLVED that Officer Matthew J. Starr be and hereby is authorized to attend said Civil Aviation Security Course (#00012), sponsored by the Federal Aviation Agency to be held on July 8, 1980 at the Transportation Safety Institute, Oklahoma City, Oklahoma, and BE IT FURTHER

RESOLVED that Officer Starr be reimbursed for all necessary and reasonable expenses, not to exceed the sum of \$100.00, payable prior to his departure.

Upon Roll Call....

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

Item No. 14 Authorization for Police Officer to attend Civil Aviation Security Course in Oklahoma City, Oklahoma.
Item Withdrawn.

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

BE IT RESOLVED, that Bernadette Platt, Work Experience Coordinator for the Cheektowaga Youth Bureau, be hereby authorized to attend the U.S. Department of Interior and Agriculture's "Youth Employment and Conservation in the 80's" Conference at Kiamesha Lake, New York, May 12th through May 14th, and BE IT FURTHER

RESOLVED that Bernadette Platt be reimbursed for her necessary and reasonable travel expenses in connection with said trip not to exceed \$150.00. All other expenses will be paid by the New York State Department of Environmental Conservation.

Upon Roll Call....

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

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

WHEREAS, the Ludwig Avenue Bridge has been permanently closed by the Town of Cheektowaga and has been targeted for demolition by the New York State Department of Transportation because of its unsafe and hazardous condition, AND

WHEREAS, the eight (8) existing 7000 lumen mercury lamps which are located on the Ludwig Avenue Bridge are no longer needed as a result of the closing of the bridge, NOW, THEREFORE, BE IT

RESOLVED that New York State Electric & Gas Corporation is hereby authorized to remove the eight (8) 7000 lumen mercury lamps located on the Ludwig Avenue Bridge at an annual decrease to the Town's General Lighting District, in accordance with the attached proposal, said decrease to be retroactive to January 1, 1980.

*See next two (2) pages for copy of proposal.

April 22, 1980

STREET LIGHTING PROPOSAL
TOWN OF CHEEKTOWAGA

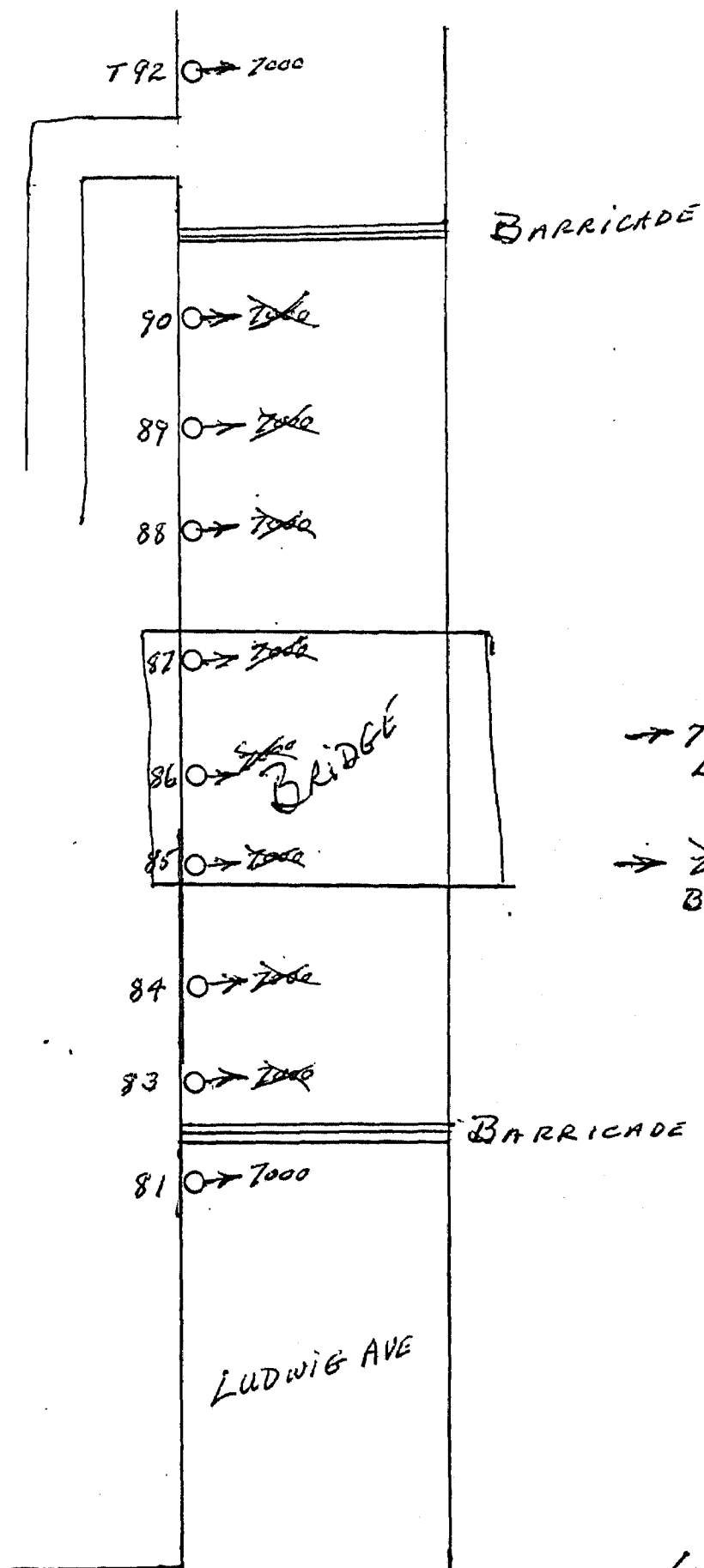
Ludwig Avenue

Remove 8-7000 lumen mercury lamps @\$50.00 ea.-----\$400.00
(P-83,84,85,86,87,88,89&90, L-449A)

SEE ATTACHED SKETCH

ANNUAL DECREASE-----\$400.00

NEW YORK STATE ELECTRIC & GAS CORPORATION



BARRICADE

90 → ~~7000~~

89 → ~~7000~~

88 → ~~7000~~

87 → ~~7000~~

86 → ~~7000~~ Bridge

85 → ~~7000~~

84 → ~~7000~~

83 → ~~7000~~

81 → 7000

LUDWIG AVE

→ 7000 EXISTING LIGHT

→ ~~7000~~ LIGHTS TO BE REMOVED

BARRICADE

BROADWAY

LUDWIG AVE
CHEEKTOWAGEN TN.

Item No. 16 Cont'd.

Upon Roll Call....

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

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

WHEREAS, the "Environmental Impact Review Ordinance" of the Town of Cheektowaga requires that the Advisory Committee, established by said ordinance, shall render a determination of environmental significance or non-significance for actions governed by this ordinance, AND

WHEREAS, the Advisory Committee has reviewed the application from Glass Associates for a proposed 5600 square foot structure to house an "American Lady Figure Salon" to be located at an existing plaza site at the corner of Cleveland Drive, South Century and Kensington Avenue, AND

WHEREAS, the Advisory Committee recommends that an existing plaza entrance at the southwest corner, on Cleveland Drive at the intersection of South Century, be eliminated for traffic safety purposes, NOW, THEREFORE, BE IT

RESOLVED that the aforesaid plaza entrance be eliminated as a condition of the issuance of the building permit and the project otherwise be declared non-significant.

Upon Roll Call....

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

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

WHEREAS, bids were duly received and opened at the regular Town Board Meeting of April 21, 1980 as the result of advertisement for sanitary sewer remedial work in Sanitary Sewer District No. 7, 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 sanitary sewer remedial work in Sanitary Sewer District No. 7, as recommended by the Town Engineer, be and the same hereby be awarded to Tiburzi Brothers Sewer Construction Inc., 54 Fox Hunt Drive, Lancaster, New York 14086, for the submission of the lowest bid meeting the requirements of the specifications at \$5,718.70.

*See next page for analysis, tabulation and report.



Town of Cheektowaga

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

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-686-3448

April 28, 1980

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Sanitary Sewer Remedial Work
District #7 - 1980

Gentlemen:

At the regular Town Board Meeting of April 21, 1980 bids were received and publicly opened for sanitary sewer remedial work in Sanitary Sewer District No. 7. Six (6) bids were received as follows:

Tiburzi Bros. Sewer Construction Inc.	\$ 5,718.70
R.E.B. Sewer & Road Contracting, Inc.	5,784.00
Wagner Excavating Inc.	9,019.00
Nick Costa Construction Corporation	11,158.00
Kissell Landscaping, Inc.	17,000.00
Marin Concrete Co., Inc.	17,700.00

It is, therefore, recommended that the bid be awarded to Tiburzi Bros. Sewer Construction Inc., 54 Fox Hunt Drive, Lancaster, New York 14086, for the submission of the lowest bid meeting the requirements of the specifications for Items I, II and III.

Yours truly,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.
Town Engineer

By Robert E. Vallone
Robert E. Vallone,
Senior Engineer Assistant

CLB:REV:mjh

Item No. 18 Cont'd.

Upon Roll Call....

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

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

WHEREAS, Notice to Bidders was duly published for receipt of bids for the Scajaquada Creek Structure Replacement, which bids were duly received and opened at the Regular Town Board Meeting of July 2, 1979, AND

WHEREAS, said bids were referred to the consulting firm of McFarland Johnson Engineers and the Town Engineer for analysis, tabulation and report, which said analysis, tabulation and report has been completed and contained in a letter from the Town Engineer to the Town Board dated July 19, 1979, AND

WHEREAS, said report recommended that the contract for the Scajaquada Creek culvert portion of the bid submission be awarded to Frank L. Ciminelli Construction Company, Inc. for the submission of the lowest total bid meeting the requirements of the specifications for culverts included in Groups A, B and C, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the construction of culverts under the bond resolution adopted February 25, 1980 authorizing the construction of the Beryl, Broad and Chapel Culverts (Group C), in the amount of \$294,006.79, be and hereby is awarded to Frank L. Ciminelli Construction Company, Inc., 135 Manhattan Avenue, Buffalo, New York 14215, effective May 8, 1980, for the submission of the lowest bid meeting the requirements of the specifications, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is directed and authorized to sign the Supplemental Agreement dated May 8, 1980 with the Frank L. Ciminelli Construction Company, Inc.

*See next few pages for copy of Supplemental Agreement.

SUPPLEMENTAL AGREEMENT

FOR

SCAJAQUADA CREEK STRUCTURE REPLACEMENT

TOWN OF CHEEKTOWAGA

ERIE COUNTY, NEW YORK

This Supplemental Agreement, entered into this 8th day of May 1980 by the Town Board, Town of Cheektowaga, hereinafter referred to as "OWNER" acting by and through Kenneth J. Meyers, as Supervisor, pursuant to the Highway Law and Frank L. Ciminelli Construction Company, Inc. (a corporation organized and existing under the laws of the State of New York), the location of whose principal office is 135 Manhattan Avenue, Buffalo, New York 14215, hereinafter called the "CONTRACTOR".

WITNESSETH:

That the OWNER and the CONTRACTOR, for the considerations hereinafter named agree as follows:

ARTICLE 1 Additional Work To Be Done. The CONTRACTOR shall (a) furnish all the materials, appliances, tools and labor of every kind required, and construct and complete in the most substantial and workmanlike manner the construction, improvement or reconstruction of those structures identified as "Beryl Drive", "Broad Street" and Chapel Avenue", being the culverts contained in Group "C" as identified and shown on the plans entitled: Scajaquada Creek Structure Replacement in accordance with the "Proposal and Specifications" for the project identified above and which incorporates the "General Construction Specifications" and the "Materials of Construction" of the "Standard Specifications" of January 3, 1978 of the New York State Department of Transportation; and which contains the

information for bidders; forms of proposal, agreement, and bonds, special provisions and supplemental specifications; and conditions of contract; and (b) do everything required by the Contract (Contract Documents) as defined herein.

The OWNER agrees to pay, and the CONTRACTOR agrees to accept, in full payment for the performance of the Additional Work to Be Done under this Supplemental Agreement the bid amount of Two Hundred Ninety-Four Thousand Six Dollars and Seventy-nine Cents (\$294,006.79) based on the unit prices bid for the materials and labor actually incorporated into the project. The CONTRACTOR agrees to use the unit prices contained in their bid proposal submitted July 2, 1979, for the Group "C" culverts described above.

The CONTRACTOR further agrees to maintain the insurance coverage required by the original Agreement through the new completion date and to increase the amount of his Performance Bond by \$294,006.79.

ARTICLE 4 Date of Completion. The date of completion shall be amended to read "on or before 1st day of December 1980." All other provisions covered in the ARTICLE shall remain as stated in the original Agreement.

All other provisions of the original Agreement shall remain in force through the new date of completion as stated in ARTICLE 4 above.

IN WITNESS WHEREEOF, this Agreement has been executed by the OWNER, acting by and through the Supervisor, who has caused the seal of the Town to be affixed thereto, and the CONTRACTOR has duly executed this Agreement on the day and year first above written.

FRANK L. CIMINELLI CONSTRUCTION CO., INC.

By

Robert Mortellaro

ROBERT MORTELLARO Vice Pres.

TOWN OF CHEEKTOWAGA

Kenneth J. Meyer
Supervisor

This Contract is not to be executed or become effective until it shall first be Approved by the OWNER and filed in the Office of the Clerk.

Filed

5-3-80

Date

Richard M. Wolski
Clerk

L.S.

(Acknowledgement by Contractor, if a corporation)
STATE OF NEWYORK) SS
COUNTY OF ERIE)

On this 23RD day of APRIL 1980, before me personally
came ROBERT MORTELLANO to me known, who being duly sworn,
did depose and say that he resides in THE TOWN OF WEST SENECA
that he is the VICE PRESIDENT of the FRANK L. CIMINELLI
CONSTRUCTION CO. INC., the corporation described in and which executed
the foregoing instrument; that he knew the seal of said corporation;
that the seal affixed to said instrument was 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.

(Seal) WALTER J. KULAGA
Notary Public, State of New York
Qualified in this County
My Commission Expires March 30, 1982

Walter J. Kulaga
Notary Public

Item No. 19 Cont'd.

Upon Roll Call....

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

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

WHEREAS, the Town of Cheektowaga had entered into an agreement dated July 15, 1978 with the consulting firm of McFarland Johnson Engineers, Inc. for provision of services related to the construction of bridges and culverts, AND

WHEREAS, this Town Board is authorizing the construction of the additional Alexander Pedestrian Bridge requiring preparation of designs and bidding documents, AND

WHEREAS, the addition of the Alexander Pedestrian Bridge and three (3) box culverts extends the construction period requiring continuation of technical inspection, NOW, THEREFORE, BE IT

RESOLVED, that the Supplemental Agreement No. 1 for additional engineering services as submitted by McFarland Johnson Engineers, Inc. be and hereby is accepted, and BE IT FURTHER

RESOLVED that the Supervisor is authorized and directed to sign said Supplemental Agreement No. 1 with said McFarland Johnson Engineers, Inc. on behalf of this Town Board.

Upon Roll Call....

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

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

WHEREAS, emergency sanitary sewer repairs were required at 77 Frederick Street in Sanitary Sewer District No. 3, which repairs were ordered by the Town Engineer, NOW, THEREFORE, BE IT

RESOLVED that the voucher of George Pagels Contracting Co., Inc., 33 Homewood Road, Cheektowaga, New York 14227, in the amount of \$810.22 be approved and ordered paid.

Upon Roll Call....

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

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

WHEREAS, the hydro-valve at the main pump station at Wastewater Treatment Plant No. 5 broke down, thereby, closing off wastewater flow into the treatment plant on April 2, 1980, AND

WHEREAS, emergency repairs were ordered by the Town Engineer to repair said hydro-valve immediately, NOW, THEREFORE, BE IT

RESOLVED, that the voucher of Rhodes Welding Works, Inc. in the amount of \$3,170.08 to repair said hydro-valve be and hereby is ordered paid.

Upon Roll Call....

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

Item No. 23 Motion by Councilman Burst, seconded by Councilman Johnson

WHEREAS, Forks Fire District No. 2 and properties along Ellicott Road have petitioned this Town Board for the installation of a water line along said Ellicott Road, AND

WHEREAS, legal proceedings are in process for the provisions of water service for fire protection and consumption along Ellicott Road, NOW, THEREFORE, BE IT

RESOLVED, that the consulting firm of Nussbaumer & Clarke, Inc., 310 Delaware Avenue, Buffalo, New York 14202 is authorized to prepare plans and specifications and to provide services during water line construction, and BE IT FURTHER

RESOLVED, that the retainer fee to be charged and the scope of services to be provided shall be in accordance with the proposal submitted in their letter of April 16, 1980 to the Town Engineer, and BE IT FURTHER

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

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 24 Motion by Councilman Johnson, seconded by Councilman Rogowski

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 II improvements for said Cedargrove Heights area, NOW, THEREFORE, BE IT

RESOLVED, that the consulting firm of Nussbaumer & Clarke, Inc., 310 Delaware Avenue, Buffalo, New York 14202 is authorized to prepare plans and specifications and to map the entire Cedargrove Heights area, and BE IT FURTHER

RESOLVED, that the retainer fee to be charged and the scope of services to be provided shall be in accordance with the proposal submitted in their letter of April 23, 1980 to the Town Engineer, and BE IT FURTHER

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

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

Item No. 25 Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, the Walden 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, in a resolution dated March 5, 1979, authorized the acquisition of private property for the construction of a drainage system to serve the Walden area, AND

WHEREAS, the Town Engineer, in his letter of July 26, 1979 to Robert C. Laport, Appraiser, requested a re-appraisal of property needed in accordance with revised plans for said Walden Avenue Drainage System, which plans changed the extent and description of lands needed to be acquired, AND

Item No. 25 Cont'd.

WHEREAS, Robert C. Laport submitted his re-appraisal of said property in his report dated August 30, 1979, AND

WHEREAS, this Town Board, in a resolution dated March 17, 1980, approved the voucher of Robert C. Laport in the amount of \$300.00 through Community Development Block Grants, AND

WHEREAS, such charges were intended to be paid from Revenue Sharing Funds, NOW, THEREFORE, BE IT

RESOLVED, that the resolution dated March 17, 1980 be and hereby is rescinded, and BE IT FURTHER

RESOLVED, that Robert C. Laport's voucher in the amount of \$300.00 be paid for services rendered with funds payable through Federal Revenue Sharing Funds.

Upon Roll Call....

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

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

WHEREAS, the "Drainage Systems Ordinance and Official Drainage Systems Map" was duly adopted and enacted into law by Resolution of the Town Board of the Town of Cheektowaga on April 17, 1978, and

WHEREAS, at the time of its adoption and enactment the Official Drainage Systems Map consisted in various map sections of the southeast portion of the Town, and

WHEREAS, by Town Board Resolution passed on November 6, 1978, the Consulting Engineering firm of Nussbaumer & Clarke, Inc. was authorized to conduct a drainage study of the northeast portion of the Town and to prepare maps and plans therefor, and

WHEREAS, said drainage study and mapping of the northeast portion of the Town has been completed, and

WHEREAS, a determination by this Town Board should be made as to whether the "Drainage Systems Ordinance and Official Drainage Systems Map" should be amended by incorporating therein drainage system maps of the northeast section of Town

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 16th day of June, 1980 at 7:00 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 "Drainage Systems Ordinance and Official Drainage Systems Map" shall be amended by the inclusion therein of map sections of the northeast portion of the Town; and

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

NOTICE OF HEARING ON PROPOSAL TO AMEND

DRAINAGE SYSTEMS ORDINANCE

AND

OFFICIAL DRAINAGE SYSTEMS MAP

Item No. 26 Cont'd.

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 May, 1980, and in accordance with the provisions of the Town Law of the State of New York, a Public Hearing will be held on the 16th day of June, 1980 at 7:00 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 a "DRAINAGE SYSTEMS ORDINANCE AND OFFICIAL DRAINAGE SYSTEMS MAP" shall be amended and changed as follows:

RESOLVED THAT ARTICLE 11, SECTION 4, which relates to the establishment of an Official Drainage Systems Map, shall be amended by the adoption of drainage map sections of the northeast portion of the Town of Cheektowaga, specifically:

Northeast section of the Town of Cheektowaga, Map Sections:
D-1, D-2, D-3, D-4, E-1, E-2, E-3 and E-4

A copy of the proposed drainage map sections is on file in the Town Clerk's Office where the same may be examined during regular business hours.

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

Dated: May 5, 1980

RICHARD M. MOLESKI
TOWN CLERK

* * * * *

Upon Roll Call....

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

AFFIDAVITS-NEXT PAGE

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

Gladys M. Sestito of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Editor* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for 1 weeks;
first publication..... *May 8, 1980* ;
last publication..... *May 8, 1980* ;
and that no more than six days intervened be-
tween publications.

Gladys M. Sestito
Sworn to before me this *9th*
day of *May* .., 19 *80*
..... *Nadine C. Williams*

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

NADINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *81*

**NOTICE OF HEARING
ON PROPOSAL TO AMEND
DRAINAGE SYSTEMS
ORDINANCE AND
OFFICIAL DRAINAGE
SYSTEMS MAP**

NOTICE IS HEREBY GIVEN THAT in pursuance of a Resolution of the Town Board of the Town of Cheektowaga, which was duly passed on the 5th day of May, 1980, and in accordance with the provisions of the Town Law of the State of New York, a Public Hearing will be held on the 16th day of June, 1980 at 7:00 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 a "DRAINAGE SYSTEMS ORDINANCE AND OFFICIAL DRAINAGE SYSTEMS MAP" shall be amended and changed as follows:

RESOLVED THAT ARTICLE 11, SECTION 4, which relates to the establishment of an Official Drainage Systems Map, shall be amended by the adoption of drainage map sections of the northeast portion of the Town of Cheektowaga, specifically:

Northeast section of the Town of Cheektowaga, Map Sections: D-1, D-2, D-3, D-4, E-1, E-2, E-3 and E-4.

A copy of the proposed drainage map sections is on file in the Town Clerk's Office where the same may be examined during regular business hours.

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

RICHARD M. MOLESKI

Town Clerk

DATED: May 5, 1980

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

Gladys M. Sediter, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clark* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for 1 weeks;
first publication..... *June 5, 1980* ;
last publication..... *June 5, 1980* ;
and that no more than six days intervened be-
tween publications.

Gladys M. Sediter
Sworn to before me this *6th*
day of *June*, 19 *80*
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *81*

**NOTICE OF HEARING ON
PROPOSAL TO AMEND
DRAINAGE SYSTEMS
ORDINANCE**

**AND
OFFICIAL DRAINAGE SYSTEMS
MAP**

NOTICE IS HEREBY GIVEN THAT in pursuance of a Resolution of the Town Board of the Town of Cheektowaga, which was duly passed on the 5th day of May, 1980, and in accordance with the provisions of the Town Law of the State of New York, a Public Hearing will be held on the 16th day of June, 1980 at 7:00 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 a "DRAINAGE SYSTEMS ORDINANCE AND OFFICIAL DRAINAGE SYSTEMS MAP" shall be amended and changed as follows:

RESOLVED THAT ARTICLE 11, SECTION 4, which relates to the establishment of an Official Drainage Systems Map, shall be amended by the adoption of drainage map sections of the northeast portion of the Town of Cheektowaga, specifically:

Northeast section of the Town of Cheektowaga, Map Sections: D-1, D-2, D-3, D-4, E-1, E-2, E-3 and E-4.

A copy of the proposed drainage map sections is on file in the Town Clerk's Office where the same may be examined during regular business hours.

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

RICHARD M. MOLESKI

Town Clerk

DATED: May 5, 1980

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

BE IT RESOLVED, that the services of Craig L. Miller, Attorney-at-Law, 1601 Liberty Bank Building, Buffalo, New York, and Employer Relation Associates, Inc., 3356 Genesee Street, Cheektowaga, New York, retained by prior Town Board resolution to represent the Town in labor negotiations, be terminated as of June 1, 1980, and BE IT FURTHER

RESOLVED, that the firm of Collins, Collins and DiNardo, P.C., 415 Franklin Street, Buffalo, New York, be and hereby is retained to represent the Town, as per the terms and conditions of the attached proposal/agreement, in its labor-management negotiations with the following:

Cheektowaga Employee's Association
Supervisory Unit
The Town of Cheektowaga Police Club, Inc.
The Town of Cheektowaga Captains and Lieutenants Association,

for the period commencing May 5, 1980 and ending May 5, 1982, at the rate of \$50.00 per hour (\$60.00 per hour for court appearances), and a maximum monthly fee of \$1,000.00 and a maximum fee of \$24,000.00 for the two-year period of said contract, and BE IT FURTHER

RESOLVED, that the Supervisor be hereby authorized to sign the attached agreement on behalf of the Town Board of the Town of Cheektowaga.

*See next few pages for copy of agreement.

AN AGREEMENT, made in Cheektowaga, New York, on the *5th* day of April, 1980, between the Town of Cheektowaga, a Township having its primary office and place of business located at the Town Hall, Cheektowaga, New York, (hereinafter referred to as the "Town" and Collins, Collins & DiNardo, P.C., having its principal office and place of business located 415 Franklin Street, Buffalo, New York,

WHEREIN AND WHEREBY IT IS MUTUALLY AGREED, AS FOLLOWS:

PURPOSE. Collins, Collins & DiNardo, P.C. proposes to provide labor negotiation services for the "Town" for all bargaining unit(s): representing the "town" employees at a rate of \$50.00 per hour.

SCOPE. Collins, Collins & DiNardo, P.C. agrees to prosecute, as an independent contractor, work following the parameters as indicated herein: analyze and study the current labor contracts; guide and assist in the gathering of pertinent salary, fringe and policy data required in the preparation of management proposal which would represent management's views; review of labor demands and preparation of counter proposals; act as chief negotiator for the "Town" for all bargaining unit(s) in negotiations; meet with elected officials to furnish status or advise on negotiation progress; offer advice on public relations regarding negotiations including the text of public statements; prepare final labor/management contract; and review final contract with officials of the "Town".

ADDITIONAL NEGOTIATION SERVICES.

- (a) Impasse - Collins, Collins & DiNardo agrees to act as representative of the "Town" for all impasse steps.
- (b) Fact Finding - Collins, Collins & DiNardo, P.C. shall, if required by the circumstances, provide written recommendations, together with statistical justification in a Fact Finding Brief.
- (c) Final Step of Impasse - Collins, Collins & DiNardo, P.C. shall, if required by circumstances, continue to represent the "Town" to conclusion of negotiations.

ADDITIONAL PERSONNEL SERVICES

- (a) Grievance Administration - Collins, Collins & DiNardo, P.C. will provide advice on intermediate steps of the Grievance Procedure and agree to represent the "Town" at arbitration hearings.
- (b) Other Personnel Services - Collins, Collins & DiNardo, P.C. agrees to provide upon written request of Chief Executive Officer of the "Town" other personnel services including:
 - 1. Representation of the "Town" for disciplinary or discharge matters.
 - 2. Attendance at PERB hearing relative to improper practices, recognition, managerial-confidential designation, etc.
 - 3. Representation of the "Town" in New York State and U. S. District Courts, at a rate of \$60.00 per hour.

Town of Cheektowaga

Page 2

TERMS.

- (a) All services described in Articles II and III above shall be provided by Collins, Collins & DiNardo, P.C. for twenty-four thousand (\$24,000.00) dollars.
- (b) All services described in Article IV above shall be provided by Collins, Collins & DiNardo, P.C. upon written request of Chief Executive Officer for sixty (\$60.00) dollars per hour.

PAYMENT.

- (a) For services provided in Articles II and III the "Town" shall pay to Collins, Collins & DiNardo, P.C. a monthly fee of one thousand (\$1,000.00) dollars for twenty-four (24) months for a total of twenty-four thousand (\$24,000.00) dollars. This fee shall commence February 1, 1980.
- (b) For services provided in Article IV the following rates shall be paid to Collins, Collins & DiNardo, P.C. sixth (\$60.00) dollars per hour.

DURATION.

In consideration of the above, Collins, Collins & DiNardo, P.C. agrees to diligently continue services in a professional manner to January 31, 1982.

CONTRACT. This contract includes all the terms and conditions of this Agreement. The parties agree that there are no express or

Collins, Collins & DiNardo P.C.

A PROFESSIONAL CORPORATION

ATTORNEYS AND COUNSELORS AT LAW

415 FRANKLIN STREET
BUFFALO, NEW YORK 14202

JOHN T. COLLINS
JOHN F. COLLINS
JOSEPH DINARDO
JOSEPH A. COLLINS

TELEPHONE
(716) 854-8195

April 21, 1980

Kenneth J. Meyers
Town Supervisor
Broadway and Union Street
Cheektowaga, NY

Dear Mr. Meyers:

This letter will clarify page two of the proposed contract between the Town and our firm concerning labor representation for the Town.

I had indicated in terms (a) and (b) that the services described that Collins, Collins & DiNardo, P.C. would offer would have a ceiling of \$24,000.00. I did not mean to indicate that the cost of the services would be \$24,000.00 for a two-year period. My proposal is to charge the Town \$50.00 per hour for contract negotiations, etc. and \$60.00 per hour should we appear in court. I merely indicated a ceiling of \$1,000.00 per month because I was attempting to save the Town money should the negotiations continue for a prolonged period of time. At the rate of \$50.00 per hour, the Town would be obligated to pay \$400.00 for 8 hours of negotiations.

I have had extensive experience in this area. Because I do not know the history of the bargaining relationship in your Town, I did mention a ceiling of \$1,000.00 per month which would enure to the benefit of the Town should I be required to put in an excessive amount of time.

To simplify matters, you may rest assured that the fee would be \$50.00 per hour for all labor related matters and \$60.00 per hour for court.

Enclosed is a copy of my resume and a copy of the resume of Richard Wyssling who, as an attorney with this firm, may also be involved in representing the Town.

Very truly yours,

COLLINS, COLLINS & DINARDO, P.C.

John F. Collins
JOHN F. COLLINS

JFC/vp

Encs.

Item No. 27 Cont'd.

Upon Roll Call....

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

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

WHEREAS, the Official Drainage Systems Map for the Town of Cheektowaga, New York, which was duly adopted as part of the "Drainage Systems Ordinance and Official Drainage Systems Map" on April 17, 1978, shows an open drainage ditch carrying surface water from lands in the southeast portion of the Town, across property owned by Mr. Henry Pemkiewicz, Sr. at or near the northeast corner of Borden and Strasmer Roads, Cheektowaga, New York and, by a culvert, under Borden Road, and

WHEREAS, Mr. Robert C. Laport, Appraiser, had heretofore been authorized by this Town Board to report on the value of the damages created by the acquisition by the Town of a permanent easement to that portion of the said drainage ditch which runs across the property of Mr. Pemkiewicz, as aforesaid, and

WHEREAS, the Appraisal Report of Mr. Robert C. Laport, a copy of which is attached hereto, has been received; and such report notes the fair market value of said permanent easement as \$6,300.00, NOW, THEREFORE, BE IT

RESOLVED that Mr. Henry Pemkiewicz be paid the sum of \$6,300.00 as and for a permanent easement to the property described in the Appraisal Report of Mr. Robert C. Laport, and BE IT FURTHER

RESOLVED, that the amount of said permanent easement be paid from the 1980 Federal Revenue Sharing Town Wide Drainage Appropriation.

*See next several pages for copy of Appraisal Report.

Robert C. Laport
APPRAISER

Statler-Hilton Building / Buffalo, N.Y. 14202 856-5000

October 27, 1979

Mr. Chester L. Bryan P.E.
Town Engineer
Town of Cheektowaga
Broadway and Union Roads
Cheektowaga, New York 14227

RE: NEC Borden and Strasmer Rds.
Tn. of Cheektowaga
Madeira-Borden Road
Drainage Tributary

Dear Mr. Pugh:

This letter and the following pages of text constitutes my report to you on the value of the damages created by the acquisition of a Permanent Easement as above referenced.

My appraised Fair Market Value of those damages as of the current date is:

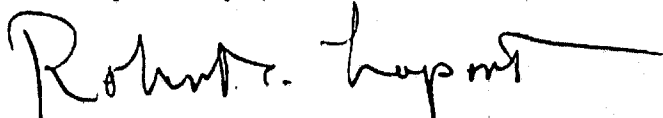
Six Thousand Three Hundred Dollars

\$6,300.

During the course of this appraisal I have personally inspected the subject property and have examined sales of comparable properties in the area.

Thank you for this assignment.

Very truly yours,



ROBERT C. LAPORT

RCL:sdl
Attachments

RECEIVED
OCT 30 1979
C.L. BRYAN

PURPOSE OF APPRAISAL

The purpose of this appraisal is to estimate the Fair Market Value of the acquisition from the subject property of a Permanent Easement for the Madeira - Borden Road Drainage Tributary in the Town of Cheektowaga, New York.

DESCRIPTION OF PROPERTY

Subject property is a bare land parcel located at the NEC of Borden Road and Strasmer Road in the Town of Cheektowaga. The parcel is generally rectangular in shape; has 157.65' fronting on Strasmer Road and 163.91' on the E/S of Borden. The gross land area is 26.341 S.F.

Along the Borden Road frontage, at the north end of the parcel there is an open drainage ditch carrying surface water from lands to the SE, across subject property, and by a culvert, under Borden Road.

The ditch is about 30' wide from top-of-the-bank to top-of-the-bank. The SWC is truncated by County of Erie Parcel #169. Also, in the NWC County of Erie owns a drainage easement, Pt. of #169, containing 2,220 S.F. (See survey)

ASSESSMENT - TAXES

The assessment is \$200. and the annual real estate taxes amount to about \$50. per year.

ZONING

R - Residential District. Permitted uses are single and two-family dwellings.

<u>Inside Lots</u>	<u>Singles</u>	<u>Doubles</u>
Frontage	60'	75'
Lot Size	7,200 S.F.	9,000 S.F.
Setback	25' Strasmer 50' Borden	same

<u>Corner Lots</u>	<u>Singles</u>	<u>Doubles</u>
Frontage	85'	85'
Lot Size	8,500 S.F.	10,200 S.F.
Setback	25' Strasmer 50' Borden	same

HIGHEST AND BEST USE

The highest and best use of subject property is for the site to be divided into two separate lots within the regulations of the zoning ordinance and then have two separate building lots facing Strasmer Road, one an inside lot with a frontage of 60' and the other with a frontage of 97.65'.

VALUE OF PROPERTY

Owner had a contract to sell the corner lot of subject having a frontage on Strasmer of 81.5' and 163.91' on Borden. The gross area of property to be sold was 13,546 S.F. and the contract sale price was \$7,200.

2,220 S.F. was encumbered with an Erie County Easement. Proposed Sale (now nullified) computes to \$.53/S.F. and-or \$88. per Foot-Front.

The effective depth of the parcel is 130' and the effective area 10,200 S.F. after deducting that part in the open drainage ditch. Based on the area the price per S.F. was \$.71

Proposed sale is discounted 10-15% in this analysis because Borden Road set-back would require the construction of a house with practically no back yard if it faced Borden Road and/or an odd-shaped dwelling if it faced Strasmer Road.

This situation was brought about because the owner wished to retain 76.15' for his personal use, but in the open market could have sold off a 60' lot leaving 97.65' frontage for the second lot.

Sale #1: A land parcel in January 1979, located on the W/S of Messer. Site is 100' x 300' and the sale price \$10,000. which is \$100. per F.F. or \$.33/S.F. Wachowiak to Drabik. 8743-387.

Sale #2: On Henry Street, Cheektowaga. This was a building lot having 75' front and 91.04' deep. Sale price was \$7,500. which computes to \$100. per F.F. and/or \$1.10/S.F. Date of sale 10-78.

Sale #3: On Balbach Drive, Cheektowaga. Parcel has a frontage of 107.85' and an average depth of 118.62'. Gross area is 12,793 S.F.. Price, \$12,000. which computes to \$111. per F.F. and/or \$.94 per S.F.

NOTE: Sale #1 at \$.33 per S.F. is low when comparing lots with extra depths to ordinary building lots. The F.F. price seems to control the value for ordinary sites.

Therefore, based on this data it is my opinion the value of subject property is \$100. per F.F. based on the Strasmer Road frontage. This makes an allowance for the open drainage along the back of the parcel. The total land value Before Taking is:

$$167.65' \times \$100. = \$16,765.$$

NOTE: The actual frontage is 157.65, however this does not take into consideration the truncated SWC. By extending Borden Road south, the effective frontage is 167.65'.

The value of subject site computes to \$.88 per S.F. based on the usable land area. (\$16,765 \div 18,949 S.F.)

BEFORE TAKING

Gross Land Area	26,341 S.F.
Usable Area exclusive of Drainage Ditch, County Easement, and land North of Ditch	18,949 S.F.
Not Usable	7,392 S.F.

PROPERTY TAKEN

Permanent Easement	15,327 S.F.
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AFTER TAKING

Gross Land Area	26,341 S.F.
Not usable and now encumbered with 1979 Easement	7,392 S.F.
Usable - Now encumbered with 1979 Easement 15,327 S.F. - 7,392 S.F.	7,935 S.F.
Usable - not encumbered	11,012 S.F.

PROPERTY TAKEN

The property taken is a Permanent Easement containing 13,367 S.F., plus an additional 1960 S.F. in an offset strip 10' wide along side the easement for a total acquisition of 15,327 S.F. (See survey)

Of the 15,327 S.F., 7,392 S.F. were either in the drainage ditch or were already encumbered with the County of Erie Easement.

EFFECT OF TAKING

The effect of the taking is to reduce the usable land area. The Permanent Easements prohibit the construction of buildings without town approval. Before taking there was sufficient space to construct two residences on two subdivided lots. After Taking there is only sufficient space to construct one residence.

Similarly, Before Taking, there were 18,949 S.F. of land not in the drainage ditch (26,341 S.F. - 7,392) which were usable for building lots including the set-backs.

After Taking the usable land has been reduced by 7,935 S.F.
to 11,012 S.F.

The value of the land encroached upon by the present Permanent
Easement is analyzed as follows:

The 7,392 S.F. is unaffected since that portion of the property
was barely usable before taking and nothing has changed.

The 7,935 S.F. however, has been altered drastically. This
area provided the ability for the owner to construct a second
house on the site, therefore the taking is almost the same as
a taking in fee. Some rights are reserved to the owner, say 10%,
for the use and occupancy of the land as a green area.

Thus -

P.E. Area	15,327 S.F.
-----------	-------------

Of the above -

7,392 S.F.	no damages
------------	------------

7,935 S.F. valued at \$.88/S.F.
and the owner having a 10%
residual value -

7,935 S.F. @ \$.88 @ 10% =	\$6,285.
----------------------------	----------

Total Damages, say	\$6,300.
--------------------	----------

ELWOOD D. HUMMEL

5.12

Strasmer

Licensed Land Surveyor

341 SOUTH STREET

EAST AURORA, NEW YORK 14052

Legal Description

February 4, 1980

ALL THAT TRACT OR PARCEL OF LAND situated in The Town of Cheektowaga, County of Erie, State of New York, Being part of Lot 46, Township 10, Range 7. Situated on the Easterly side of Borden Road and just North of Strasmer Road, Bounded and Described as follows.

Beginning at a point in the Easterly line of Borden Road (80' wide) and N-06°46'56"E, 103.94 feet from the intersecting lines of the easterly line of Borden Road extended to meet the extended Northerly line of Strasmer Road (66' wide) and said point of beginning is N-06°46'56"E, 93.91 feet from a found Erie County R.O.W. monument on the Easterly line of Borden Road.

THENCE: Continuing N-06°46'56"E, 70.00 feet to a point in the Easterly line of Borden Road.

THENCE: With an interior angle of 97°27'31", N-89°19'25"E a distance of 142.76 feet to a point.

THENCE: With an interior angle of 90°46'42", S-01°27'17"E a distance of 168.02 feet to a point in the Northerly line of Strasmer Road (66' wide).

THENCE: With an interior angle of 27°20'34", N-28°47'51" W a distance of 95.60 feet to a bend point.

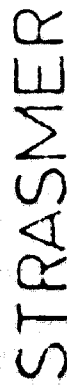
THENCE: With an interior angle of 234°25'13", N83°13'04"W a distance of 110.00 feet to a point in the Easterly line of Borden Road and the point and place of beginning.

Containing 13,512.65 square feet (0.31± Acre)

RECEIVED

MAR 21 1980

Town Attorney



Item No. 28 Cont'd.

Upon Roll Call....

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

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

WHEREAS, the Town of Cheektowaga has authorized the creation of
Water District No. 8, and

WHEREAS, an initial application must be submitted to the New York
State Department of Audit and Control with detailed indebtedness, real property
tax impact and overlapping tax burdens as a part of this initial application,
NOW, THEREFORE, BE IT

RESOLVED that Percival G. Bixby & Company be authorized to prepare
this necessary data at a fee not to exceed \$1,500.00, chargeable to the capital
project.

Upon Roll Call....

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

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

WHEREAS, the Town of Cheektowaga has moved to amend the bonding
limits of the Ellicott Road Water line project to \$130,000, and

WHEREAS, it is necessary to recompute the detailed indebtedness,
the related real property tax impacts and overlapping tax burdens as a part of
this resubmission, now, therefore, BE IT

RESOLVED, that Percival G. Bixby & Company be authorized to pre-
pare this date at a fee not to exceed \$1,200.00 chargeable, to the capital project.

Upon Roll Call....

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

Item No. 31 Highway Department - Award of bid for top soil.
Item Withdrawn.

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

WHEREAS, continuous complaints have been received by the Town
Board about the cleaning up of property located at 1233 Walden Avenue, Cheek-
towaga, New York and according to the Assessor's Office records is owned by
William C. McCoy, Jr., West Seneca, New York 14224, and

WHEREAS, these conditions require that some positive steps be
taken to rectify same by cleaning up the debris to prevent the premises from
becoming a hazard to the health and safety of others, now, therefore, BE IT

RESOLVED that pursuant to Article 4, Section 64, paragraph 5a of
the Town Law of the State of New York, clean-up be commenced by the Town and
any cost be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

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

WHEREAS, Donald E. Greiner, President, Broadway Sports Center Inc. has made application and has requested a Special Permit on property located at 3500 Broadway, Town of Cheektowaga, New York, for the purpose of placing a miniature golf course on parking lot presently being used by bowling center at said address, NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held regarding said request under the provisions of the Zoning Ordinance on May 19, 1980 at 6:30 o'clock P.M., Eastern Daylight Saving Time, at the Cheektowaga Town Hall, corner of Broadway and Union Road.

Upon Roll Call....

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

AFFIDAVIT-NEXT PAGE

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

Gladys M. Seichter, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... Clark of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for 1 weeks:
first publication..... May 8, 1980 ;
last publication..... May 8, 1980 ;
and that no more than six days intervened be-
tween publications.

Gladys M. Seichter

Sworn to before me this 9th

day of May, 19 80

Naidine C. Williams

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 81

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 19th day of May 1980, at 6:30 o'clock P.M., Eastern Daylight Savings Time of said day for the purpose of considering the application of Donald E. Greiner for a Special Permit to operate a miniature golf course on property located at 3500 Broadway pursuant to Section 6-01 and Section 6-012 of the Zoning Ordinance of the Town of Cheektowaga, New York.

Description of property located at 3500 Broadway

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot Number 10, Township 11, Range 7 of the Holland Land Company's Survey, described as follows:

BEGINNING at a point in the northerly line of a road leading from Buffalo, to Lancaster (known as Broadway) sixty (60) feet easterly from the intersection of the easterly line extended of land conveyed by Israel Ely and Eunice Ely, his wife, to Anthony Crique by deed dated May 26, 1841, and recorded in the Erie County Clerk's Office in Liber 64 of Deeds at page 136, as measured along said northerly line of Broadway; thence easterly along the northerly line of Broadway Four hundred (400) feet to a point; thence northerly parallel with the east line of said Crique's land Three hundred twenty-six and eighty-seven one hundredths (326.87) feet to the southerly line of Ellicott or Batavia Road; thence westerly along the southerly line of Ellicott or Batavia Road Four hundred three and seventy one hundredths (403.70) feet to a point where a line drawn through the point of beginning parallel with the east line of said Crique's land would intersect the southerly line of the Ellicott or Batavia Road; thence southerly parallel with the east line of said Crique's land Two hundred seventy and sixty-nine one hundredths (270.69) feet to the point of beginning.

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

BY ORDER OF THE TOWN BOARD

Supervisor Kenneth J. Meyers
Councilmen:

Frank E. Swiatek

Donald J. Wegner

Thomas M. Johnson, Jr.

Frank J. Dux

William Rogowski

James R. Burst

RICHARD M. MOLESKI

Town Clerk

No. 11

No. 12

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

WHEREAS, Vincent J. Rizzo has made application and requested the rezoning of property located at 4053 Union Road, in the Town of Cheektowaga, New York, from R-Residential District to M1-Light Manufacturing District, said applicant possessing ownership of property aforementioned, NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held regarding said request under the provisions of the Zoning Ordinance on May 19, 1980 at 6:30 o'clock P.M., Eastern Daylight Saving Time, at the Cheektowaga Town Hall, corner of Broadway and Union Road.

Upon Roll Call....

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

AFFIDAVIT-NEXT PAGE

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

Gladys M. Seckster, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks;
first publication..... *May 8, 1980*;
last publication..... *May 8, 1980*;
and that no more than six days intervened be-
tween publications.

Gladys M. Seckster
Sworn to before me this *9th*
day of *May*, 19 *80*
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *81*

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 19th day of May, 1980 at 6:30 o'clock P.M., Eastern Daylight Savings Time of said day for the purpose of considering the application of Vincent J. Rizzo to Rezone from R-Residential District to M1-Light Manufacturing District on property located at 4053 Union Road and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York.

This Indenture, made the 20th day of February, Nineteen Hundred and Sixty-eight.

All that Tract or Parcel of Land, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 12, 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. 1205, is known and distinguished as Lots Nos. 249, 250 and 251, being situate at the intersection of the easterly line of Union Road with the northerly line of Northerest Drive, and together being 122.70 feet front along Union Road, and 120 feet in depth along Northerest Drive, as shown on said map.

BEING the same premises conveyed to the grantor herein and her husband George P. Harsch by deed dated and recorded August 25, 1948 in Liber 4386 of Deeds at page 307, said George P. Harsch having died on September 7, 1962 as appears by the grantor's petition for probate filed in Erie County Surrogate's Court on October 24, 1962 (Case No. A4825).

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

BY ORDER OF THE TOWN BOARD

Supervisor Kenneth J. Meyers
Councilmen:

Frank E. Swiatek

Donald J. Wegner

Thomas M. Johnson, Jr.

Frank J. Dux

William P. Rogowski

James R. Burst

RICHARD M. MOLESKI
Town Clerk

Item No. 35 Motion by Councilman Wegner, seconded by Councilman Swiatek

WHEREAS, John and Christine Hanzlian have made application and requested the rezoning of property located at 4063 Union Road in the Town of Cheektowaga, New York, from non-conforming use (C-Retail Business) to M1-Light Manufacturing District, said applicants possessing ownership of property aforementioned, NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held regarding said request under the provisions of the Zoning Ordinance on May 19, 1980 at 6:30 o'clock P.M., Eastern Daylight Saving Time, at the Cheektowaga Town Hall, corner of Broadway and Union Road.

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

AFFIDAVIT-NEXT PAGE

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

Gladys M. Seichter, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*Clerk*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks;
first publication.....*May 8, 1980*.....;
last publication.....*May 8, 1980*.....;
and that no more than six days intervened be-
tween publications.

Gladys M. Seichter
Sworn to before me this*9th*.....
day of*May*....., 19.....*80*.....
.....*Naidine C. Williams*.....

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*81*

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 19th day of May 1980, at 6:30 o'clock P.M., Eastern Daylight Savings Time of said day for the purpose of considering the application of John and Christine Hanzlian to Rezone from Non-Conforming Use-R-Retail Business District to M1-Light Manufacturing District on property located at 4063 Union Road and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York.

This Indenture, made the 10th day of July, Nineteen Hundred and Forty-six (1946).

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 12, Township 11 and Range 7 of the Holland Land Company's Survey and according to map filed in the Erie County Clerk's Office under Cover No. 492 is a part of Lot No. 1, and more particularly described as follows:

Beginning at the southwest corner of said Lot Number 1 and running thence easterly along the south line of said Lot Number 1 a distance of One hundred nineteen and 60/100 (119.60) feet; thence running northerly a distance of forty (40) feet to a point that is distant One hundred nineteen and 09/100 (119.09) feet east of the westerly line of Lot Number 1; thence running westerly a distance of One hundred nineteen and 09/100 (119.09) feet to a point in the westerly line of Lot Number 1, which point is distant forty (40) feet north of the point of beginning; thence southerly and along the westerly line of Lot Number 1 forty (40) feet to the point or place of beginning.

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

BY ORDER OF THE TOWN BOARD

Supervisor Kenneth J. Meyers
Councilmen:

Frank E. Swiatek
Donald J. Wegner
Thomas M. Johnson, Jr.
Frank J. Dux
William P. Rogowski
James R. Burst

RICHARD M. MOLESKI
Town Clerk

Item No. 36A Motion by Councilman Johnson, seconded by Councilman Burst

BE IT RESOLVED, that the sum of \$35,000 be transferred from the Federal Revenue Sharing Account to the Steven Drive - Randy Way Drainage Project as approved by Town Board Resolution of April 21, 1980, and BE IT FURTHER

RESOLVED that the sum of \$100,000 be transferred from the Federal Revenue Sharing Account to the Kemp-Eden-Tillotson Drainage Project.

Upon Roll Call....

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

Item No. 36B Motion by Supervisor Meyers, seconded by Councilman Swiatek

BE IT RESOLVED that the following funds are hereby transferred to the accounts listed below:

GENERAL FUND

<u>FROM</u>	<u>AMOUNT</u>	<u>TO</u>
A.1990.480 (Contingency)	\$ 900.00	A.1010.200 (Town Board-Office Equipment)
A.7310.467 (Youth Service Projects)	2,500.00	A.7310.485 (Family Assistance Counselor)

H.U.D.-C.D.B.G. FUND

Planning and Management (1978 Funds)	\$5,738.00	Cedargrove Heights (1978 Funds)
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Upon Roll Call....

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

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

BE IT RESOLVED that the following vouchers and warrants submitted to the TOWN OF CHEEKTOWAGA are hereby approved and made a part hereof.

<u>FUND</u>	<u>CHECK NO.</u> <u>FROM TO</u>	<u>AMOUNT</u>
GENERAL FUND	15164-15370	\$1,264,563.05
SPECIAL DISTRICT FUND	7122-7182	1,084,022.49
HIGHWAY FUND	5396-5428	607,685.22
PART TOWN FUND	200-210	5,600.35
CAPITAL FUND	319-322	308,089.06
F. R. S. FUND	381-398	7,493.04
TRUST AND AGENCY FUND	798-800, 803-805	378,137.35
DEBT SERVICE FUND	92	108,800.00
SPECIAL ASSESSMENT FUND	27	<u>1,632.00</u>
		<u>\$3,766,002.56</u>

Item No. 37 Cont'd.

Upon Roll Call....

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

IV. DEPARTMENTAL COMMUNICATIONS

Item No. 38 Building Permits.
Approved; Received and Filed.

V. GENERAL COMMUNICATIONS

Item No. 39 Erie County Department of Public Works - Certificate and Notice
of Closing Highway: Toelsin Road (between Genesee Street and Oriole Place).
Item referred to Honorable Members of the Town Board, Captain
Robert Lis-Cheektowaga Police Department and the Cheektowaga
Traffic Safety Commission; received and filed.

Item No. 40 A.H. Isbell, Branch Manager, International Trucks - Request to
speak at Town Board Meeting on behalf of International Harvester Company re:
Sewer Moratorium - Walden Avenue.
Item referred to Honorable Members of the Town Board and Chester
L. Bryan, Town Engineer; received and filed.

Item No. 41 Mr. Joseph Carmack - Correspondence relative to the Town of
Cheektowaga Affirmative Action Program.
Item referred to Honorable Members of the Town Board; received
and filed.

Item No. 42 Resident Petition re: Objection to construction of a refuse
transfer station in the area of Ludwig and Broadway.
Item referred to Honorable Members of the Town Board; received
and filed.

Item No. 43 Ed Brown, Commander, Paul J. Schifferli-Chapter 150-D.A.V. -
Correspondence re: Drainage improvements at 575 Cayuga Creek Road.
Item referred to Honorable Members of the Town Board, Chester L.
Bryan-Town Engineer and Alfred Wnek-Highway Superintendent;
received and filed.

Item No. 44 Notice of Claim - John V. Rogowski vs. Town of Cheektowaga and
Cheektowaga Town Board.
Item referred to Honorable Members of the Town Board, Jim Kirisits-
Town Attorney and Town Insurance Company; received and filed.

Item No. 45 Notice of Claim - Robert Miller vs. Town of Cheektowaga and
Cheektowaga Town Board.
Item referred to Honorable Members of the Town Board, Jim Kirisits-
Town Attorney and Town Insurance Company; received and filed.

Item No. 46 Notice of Claim - Edward Agliata vs. Town of Cheektowaga and
Cheektowaga Police Department.
Item referred to Supervisor Kenneth J. Meyers, Jim Kirisits-
Town Attorney, Theodore DeFedericis-Chief of Police and Town
Insurance Company; received and filed.

Item No. 47 Notice of Claim - Jon and Sandra Koerber vs. Town of Cheektowaga and Cheektowaga Highway Department.
Item referred to Honorable Members of the Town Board, Jim Kirisits-Town Attorney, Alfred Wnek-Highway Superintendent and Town Insurance Company; received and filed.

Item No. 48 Notice of Claim - Edward Pawlowski vs. Town of Cheektowaga.
Item referred to Supervisor Kenneth J. Meyers, Jim Kirisits-Town Attorney, Alfred Wnek-Highway Superintendent and Town Insurance Company; received and filed.

Item No. 49 Notice of Claim - Donald Woods vs. Town of Cheektowaga.
Item referred to Supervisor Kenneth J. Meyers, Jim Kirisits-Town Attorney, Theodore DeFedericis-Chief of Police and Town Insurance Company; received and filed.

* * * * *

Motion by Councilman Burst, seconded by Councilman Swiatek to Waive the Rules to include the following items.

Upon Roll Call....
AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Wegner and Rogowski
NAYES: 0
ABSENT: 0

* * * * *

VI. WAIVER OF RULES

Item No. 50 Retention of Law Firm for easement acquisition relative to Walden Avenue Storm Sewer Project.

Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, the Town of Cheektowaga has undertaken a public project known as the Walden Avenue Storm Sewer Project, and

WHEREAS, in pursuance of said public project an Agreement concerning, among other things, easement acquisition has been duly entered into as of March 17, 1980 by the Town and the owners of the Cheektowaga Industrial Park, and

WHEREAS, said Agreement provides for the commencement of proceedings by the Town against the owners of the Cheektowaga Industrial Park pursuant to the Eminent Domain Procedure Law of the State of New York, and

WHEREAS, the law firm of Lipsitz, Green, Fahringer, Roll, and James have been retained, in the past, by the Town on matters pertaining to easement acquisition and proceedings under the Eminent Domain Procedure Law.

NOW, THEREFORE, BE IT RESOLVED that the law firm of Lipsitz, Green, Fahringer, Roll, Schuller and James, with offices at One Niagara Square, Buffalo, New York 14202, be and hereby are retained to undertake all necessary legal proceedings on the matter of the easement acquisition by the Town of Cheektowaga against the owners of the Cheektowaga Industrial Park, and BE IT FURTHER

RESOLVED, that all reasonable legal fees and expenses of such law firm for said legal representation be paid by the Town.

Upon Roll Call....
AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Wegner and Rogowski
NAYES: 0
ABSENT: 0

Item No. 51 Authozation for Supervisor to sign Easement Agreement between Town of Cheektowaga and Sonwil Distribution Center, Inc. re: Construction of Sanitary Sewer District No. 8.

Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, the Town Board has heretofore retained the law firm of Lipsitz, Green, Fahringer, Roll, Schuller and James to represent the Town in obtaining an easement over certain lands owned by Sonwil Distribution Center, Inc. for the purpose of construction of Sanitary Sewer District No. 8, and

WHEREAS, retained counsel have informed the Town that, after extended negotiations, an Easement Agreement, necessary for the aforementioned public project, has been prepared for signature by Sonwil Distribution Center, Inc. and the Town of Cheektowaga,

NOW, THEREFORE, BE IT RESOLVED that the Easement Agreement, as heretofore negotiated by and between Sonwil Distribution Center, Inc. and the Town, be and hereby is accepted; and the Supervisor is authorized to sign said Easement Agreement on behalf of the Town of Cheektowaga.

Upon Roll Call....

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

Item No. 52 Designation of annual Clean-up, Paint-up and Fix-up Week.

Motion by Councilman Dux, seconded by Councilman Burst

WHEREAS, this Town Board has continually expressed concern about both the past development and future development of the Town of Cheektowaga, AND

WHEREAS, the appearance of all land areas in the Town and developments therein are of further concern to all of the inhabitants of the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED that the period of May 12, 1980 through May 19, 1980 be and hereby is designated Clean-up, Paint-up and Fix-up Week in the Town of Cheektowaga, and BE IT FURTHER

RESOLVED that an appropriate notice of said Clean-up, Paint-up and Fix-up Week be placed in the CHEEKTOWAGA TIMES, the official newspaper of the Town of Cheektowaga.

Upon Roll Call....

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

AFFIDAVIT-NEXT PAGE

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

Gladys M. Sestito, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... Clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for 1 weeks;
first publication..... May 8, 1980 ;
last publication..... May 8, 1980 ;
and that no more than six days intervened be-
tween publications.

Gladys M. Sestito
Sworn to before me this 9th
day of May, 19.. 80
..... Naidine C. Williams

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1981

NOTICE

CLEAN-UP PAINT-UP FIX-UP

FOR HEALTH,
BEAUTY,
FIRE PREVENTION
and CIVIC PRIDE

TOWN OF CHEEKTOWAGA

(Exclusive of Villages of Depew and Sloan)

Clean-Up Campaign

PLEASE CO-OPERATE

**Monday, May 12 thru
Monday, May 19**

CURB-SIDE PICK-UP will be made by the
Sanitation Dept. on regular collection day.



Item No. 53 Motion by Councilman Dux, seconded by Councilman Rogowski
to adjourn the meeting.

RICHARD M. MOLESKI
TOWN CLERK

No. 11

No. 12

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 May, 1980 at 7:00 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT: Supervisor Kenneth J. Meyers
Councilman Frank E. Swiatek
Councilman Thomas M. Johnson
Councilman Frank J. Dux
Councilman James R. Burst
Councilman Donald J. Wegner
Councilman William P. Rogowski

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Chief of Police, T. DeFedericis, Sal LaGreca, Assistant Manpower Program Director I; Chester Bryan, Town Engineer; Ed Leak, Recreation Director; Captain Smolarek, Police Department; George Burst, Working Foreman in Central Garage; Alfred Wnek, Highway Superintendent; Ron Marten, Building and Plumbing Inspector; Dr. Louis Vendetti, Town Health Officer .

I. RESOLUTIONS

Item No. 2 Motion by Councilman Johnson, seconded by Councilman Wegner

WHEREAS, the Planning Board of the Town of Cheektowaga has recommended that the present zoning district classification of a number of areas in the Town be changed so as to conform with present uses, adjacent uses and surrounding neighborhoods, said areas being generally described as follows:

1. the north side of William Street from the existing RC zoning east to Union Road,
2. the south side of William Street from Cayuga Creek Road east to Union Road,

and

WHEREAS, the said recommendation is to rezone said areas from their present zoning district classifications to RC-Restricted Business District, and

WHEREAS, Section 10-00, Article X of the Zoning Ordinance of the Town of Cheektowaga authorizes the Town Board, on its own motion, or on a recommendation by the Zoning Board of Appeals, or the Planning Board, to amend, supplement or repeal the regulations, provisions or boundaries of said Ordinance, 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 2nd day of June, 1980 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 "Zoning Ordinance of the Town of Cheektowaga, New York" shall be amended and changed as provided in the attached Notice of Hearing, and BE IT FURTHER

RESOLVED that the Town Clerk shall publish the attached Notice of Hearing in the CHEEKTOWAGA TIMES, a newspaper published in the Town of Cheektowaga and having a general circulation therein, not less than 10 days prior to the date of said hearing.

* * * * *

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall, in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 2nd day of June, 1980 at 7:00 o'clock P.M., Eastern Daylight Saving Time of said day for the purpose of considering the recommendations of the Planning Board to Rezone from their present zoning district classifications to RC-Restricted Business District the following properties:

1. the north side of William Street from the existing RC zoning east to Union Road
2. the south side of William Street from Cayuga Creek Road east to Union Road

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

All parties in interest and citizens shall have an opportunity to be heard in regard to such proposed recommendations.

BY ORDER OF THE TOWN BOARD

Supervisor Kenneth J. Meyers
Councilman Frank E. Swiatek
Councilman Donald J. Wegner
Councilman Thomas M. Johnson, Jr.
Councilman Frank J. Dux
Councilman William P. Rogowski
Councilman James R. Burst

RICHARD M. MOLESKI, Town Clerk

* * * * *

Upon Roll Call....

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

AFFIDAVIT - NEXT PAGE

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

Gladys M. Sediter, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... Charles of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for 1 weeks:
first publication..... May 22, 1980 ;
last publication..... May 22, 1980 ;
and that no more than six days intervened be-
tween publications.

Gladys M. Sediter
Sworn to before me this 28th
day of May, 19 80
..... Naidine C. Williams

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 81

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 2nd day of June, 1980, at 7:00 o'clock P.M., Eastern Daylight Saving Time of said day for the purpose of considering the recommendations of the Planning Board to Rezone from their present zoning district classifications to RC-Restricted Business District the following properties:

1. the north side of William Street from the existing RC zoning east to Union Road

2. the south side of William Street from Cayuga Creek Road east to Union Road

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

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

BY ORDER OF THE TOWN BOARD

Supervisor Kenneth J. Meyers

Councilmen:

Frank E. Swiatek

Donald J. Wegner

Thomas M. Johnson, Jr.

Frank J. Dux

William P. Rogowski

James R. Burst

RICHARD M. MOLESKI

Town Clerk

WHEREAS, the Town of Cheektowaga Planning Board is of the opinion that the present zoning district classification of a number of areas in the Town appear to be incompatible with present uses, adjacent uses and surrounding neighborhoods, and

WHEREAS, the unchecked proliferation of incompatible and objectionable uses can detract from the quality of life in the adjacent neighborhoods, and

WHEREAS, the primary reason and purpose of a zoning designation is to establish and maintain residential, commercial and industrial uses in their appropriate location pursuant to an overall master plan, and

WHEREAS, the courts have said that a local legislature "may be interim or stop-gap ordinance stop for a reasonable time the commencement of all building in an area under immediate consideration for zoning or rezoning" (Harco Electric Corp. vs Dassler, 143 N.Y.S. 2d 240 (1955) and

WHEREAS, such stop-gap ordinance or calling of a moratorium on permits for a period of 90 days where a master plan change and implementing legislation were under consideration has been found to be appropriate (Rubin vs. McAlevey, 54 Misc. 2d 338, 282 N.Y.S. 2d 564 (1967) aff'd 29 AD 2d 874, 288 N.Y.S. 2d 519).

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 2nd day of June, 1980 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 for a period of 90 days the following areas should be declared a Special Review Zoning District:

1. The northwest corner of Union Road and William Street
2. The west side of Union Road beginning south of the existing gas station on the southwest corner of Union Road at Genesee Street going south on Union Road to the existing R-Residential District
3. Walden Avenue from the City Line going east to Harlem Road - north and south sides of the street
4. South side of Genesee Street between Harlem Road and going east to the Thruway.

and whether until the Zoning Ordinance of the Town of Cheektowaga is revised, any and all departments, agencies and authorities of the Town shall withhold the issuance of any permit for the construction, enlargement or use for a new or different use, and BE IT FURTHER

RESOLVED that the Town Clerk shall publish the attached Notice of Hearing in the CHEEKTOWAGA TIMES, a newspaper published in the Town of Cheektowaga and having a general circulation therein, not less than 10 days prior to the date of said hearing.

* * * * *

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 2nd day of June, 1980 at 7:00 o'clock P.M., Eastern Daylight Saving Time of said day for the purpose of considering the adoption of an Ordinance of a Special Review Zoning District covering the following areas for a period of 90 days:

1. the northwest corner of Union Road and William Street
2. The west side of Union Road beginning south of the existing gas station on the southwest corner of Union Road at Genesee Street going south on Union Road to the existing R-Residential District.

Item No. 3 cont'd

3. Walden Avenue from hte City Line going east to Harlem Road - north and south sides of the street
4. South side of Genesee Street between Harlem Road and going east to the Thruway

and directing any and all departments, agencies and authorities of the Town to withhold the issuance of any permits for the construction, enlargement or use for a new or different use until the Zoning Ordinance of the Town of Cheektowaga is revised.

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

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

RICHARD M. MOLESKI
Town Clerk

* * * * *

Upon Roll Call....

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

AFFIDAVIT - NEXT PAGE

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

Gladys M. Sechter, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... Clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for 1 weeks;
first publication..... May 22, 1980;
last publication..... May 22, 1980;
and that no more than six days intervened be-
tween publications.

Gladys M. Sechter
Sworn to before me this 28th
day of May, 19 80
..... Naidine C. Williams

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 81

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 2nd day of June, 1980 at 7:00 o'clock P.M., Eastern Daylight Saving Time of said day for the purpose of considering the adoption of an Ordinance for a Special Review Zoning District covering the following areas for a period of 90 days:

1. The northwest corner of Union Road and William Street
2. The west side of Union Road beginning south of the existing gas station on the southwest corner of Union Road at Genesee Street going south on Union Road to the existing R-Residential District.
3. Walden Avenue from the City Line going east to Harlem Road - north and south sides of the street
4. South side of Genesee Street between Harlem Road and going east to the Thruway

and directing any and all departments, agencies and authorities of the Town to withhold the issuance of any permits for the construction, enlargement or use for a new or different use until the Zoning Ordinance of the Town of Cheektowaga is revised.

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

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

RICHARD M. MOLESKI
Town Clerk

Item No. 4 Decision on Rezoning - 3810 Union Road
This item was withdrawn

Item No. 5 Decision on Rezoning - 640 Cayuga Creek Road
This item was withdrawn

Item No. 6 Motion by Councilman Wegner, seconded by Councilman Johnson

WHEREAS, National Pride Equipment, Inc. and the Exxon Corporation have jointly filed an application for a Special Use Permit, requesting permission to construct and operate a self-service car wash on the property located at the northwest corner of Union Road at William Street, Cheektowaga, New York, and

WHEREAS, a public hearing on said application was held before the Cheektowaga Town Board on April 7, 1980 at 6:30 P.M.; at which hearing all interested persons were given an opportunity to be heard, and

WHEREAS, concern was expressed at said hearing regarding traffic flow problems and increased congestion on both Union Road and William Street, which will endanger public safety, and

WHEREAS, further concern was expressed at said hearing regarding the proposed use as not being conducive or in harmony with the businesses presently in the area, and not promoting the general welfare of the community,

NOW, THEREFORE, BE IT RESOLVED that a Special Use Permit application for the construction and operation of a self-service car wash at the northwest corner of Union Road at William Street, Cheektowaga, New York be and the same hereby is denied on the grounds of the aforementioned concerns at the said public hearing, which this Board agrees with.

Upon Roll Call....

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

Item No. 7 Motion by Supervisor Meyers, seconded by Councilman Wegner

WHEREAS, Marin Excavating, Inc. has made application to the Town for a Topsoil Removal Permit for the purpose of removing previously stockpiled topsoil, and

WHEREAS, said applicant has an agreement with Automobile Transport, Inc., a copy of which is attached hereto, to remove approximately 750 cubic yards of stockpiled topsoil from the property of Automobile Transport, Inc. located on Kennedy Road directly east of the intersection of Gruner Road, directly north of the Conrail tracks, and

WHEREAS, said applicant has complied with the necessary requirements and has paid the necessary fees, therefore, to comply with the provisions of Ordinance No. 16 of the Town of Cheektowaga Code (regulating sand bank and gravel pits, topsoil removal and other excavations) and has submitted a performance bond in the amount of \$2,000.00, and

WHEREAS, Section 3F, pertaining to Golden Nematode of Potato may be waived according to the attached letter from the Department of Agriculture and Markets, NOW, THEREFORE, BE IT

RESOLVED that the Town grants a permit to Marin Excavating, Inc. to remove said stockpiled topsoil, the location of which is attached hereto and made a part hereof.

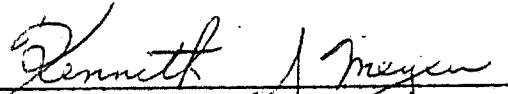
* See next seven (7) pages


PERMIT
for
TOPSOIL REMOVAL

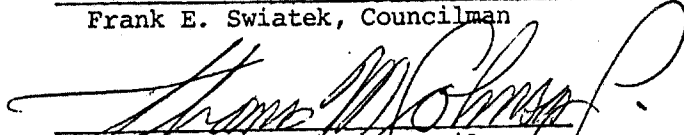
The undersigned members of the Town Board hereby approve and
issue a Permit to Marin Excavating, Inc. to remove topsoil on lands
owned by him/her and in accordance with all the provisions and attach-
ments of a resolution duly passed by the Town Board at a regular Town
Board meeting held on May 19, 1980.

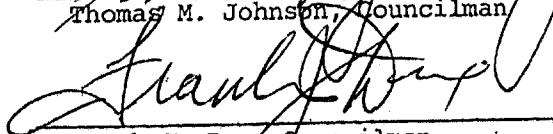
DATED: May 21, 1980

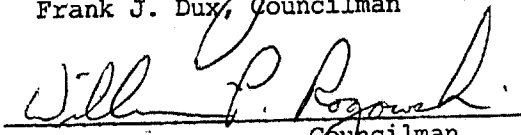
CHEEKTOWAGA, NEW YORK

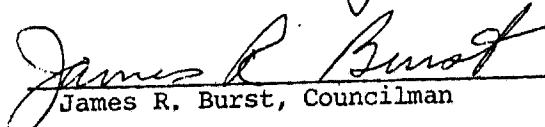

Kenneth J. Meyers, Supervisor

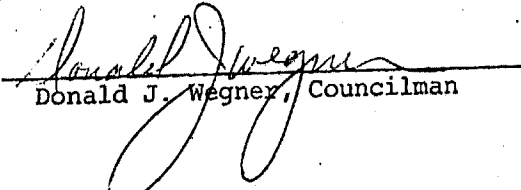

Frank E. Swiatek, Councilman


Thomas M. Johnson, Councilman


Frank J. Dux, Councilman


William P. Rogowski, Councilman


James R. Burst, Councilman


Donald J. Wegner, Councilman



STATE OF NEW YORK
DEPARTMENT OF AGRICULTURE AND MARKETS
J. ROGER BARBER, COMMISSIONER
ALBANY, NEW YORK 12235

DIVISION OF PLANT INDUSTRY
BUREL H. LANE, DIRECTOR
R. O. BARRETT, ASST. DIRECTOR

March 24, 1977

Mr. John V. Rogowski
Town Attorney
3223 Union Road
Cheektowaga, New York 14227

Dear Sir:

Please find the enclosed Golden Nematode Quarantine Part 127 that we discussed on March 21, 1977.

Because Cheektowaga is not located in a regulated or quarantined area, it would not be necessary to issue state or federal permits.

Sincerely,

Peter S. Deth
Supervising Horticultural Inspector

PSD:jpr
Encl.

cc: Brian Bohne
Martin Davis
Custom Topsoil, Inc.

RECEIVED

MAR 27 1977

Town Attorney

APPLICATION

for

TOPSOIL REMOVAL PERMIT

State of New York)

) ss:

County of Erie)

1. The undersigned Marin Excavating, Inc. residing at 3198 Union Rd., Cheek, N.Y., hereby applies to the Town Board of the Town of Cheektowaga for a topsoil removal permit pursuant to Chapter 25 of the Cheektowaga Code (Excavations - Article I - Sections 25-1 to 25-11). The applicant shall hereby comply with the provisions of any requirements set forth by the Town Engineer's Office and the Building Inspector's Office together with the requirements as set forth in Section 25-3 of the Cheektowaga Code.

2. The undersigned applicant further agrees to conform with all the provisions of Section 25-5 of said Code entitled "Regulation of Topsoil Removal." The applicant further states that he shall pay the necessary fees as required under the Code as well as filing a Performance Bond as may be required by the Town Clerk.

3. The premises from which said topsoil will be removed are described in Exhibit A attached hereto.

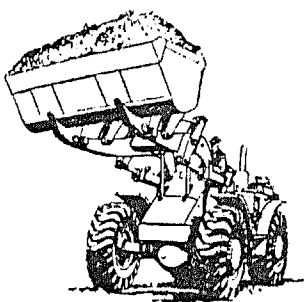
Marin Excavating, Inc.

By: Victor J. Marinaccio

Sworn to before me this

24 day of April, 1980.

Angeline Loris



Marin Excavating, Inc.

3198 UNION ROAD
CHEEKTOWAGA, N. Y. 14227

telephone: 716-683-0180

LOCATION AND SIZE OF TOP SOIL PILE FOR WHICH PERMIT
IS BEING REQUESTED FROM TOWN OF CHEEKTOWAGA

CON RAIL



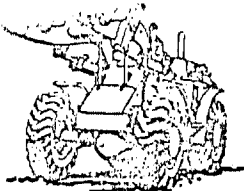
Top Soil is Stripped
& Piled and The
Approximate Quantity
of Pile is 750 C.Y.

Grunner Rd

Kennedy Road



Broadway



3198 UNION ROAD
CHEEKTOWAGA, N. Y. 14227

telephone: 716-683-0180

October 8, 1979

Automotive Transport, Inc.
1989 Harlem Road
Buffalo, N.Y.

Attention: C. F. Copeland

Gentlemen:

Attached herewith is our Invoice for cleaning and shaping the ditch on Kennedy Road. The aforesaid invoice also shows credit for our purchase of topsoil in lot at end of Kennedy Road.

However, the topsoil will be removed and loaded out by Marin Excavating, Inc. by spring of 1980.

Please sign where indicated below if the above is agreeable.

Very truly yours,

MARIN EXCAVATING, INC.

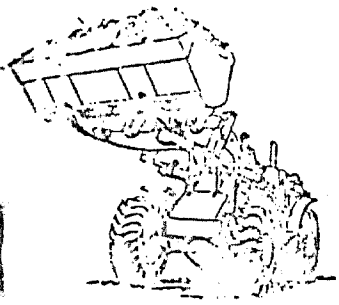
A. Basile,
Office Manager

AB/cap
Encl.

AGREED AND ACCEPTED

BY AUTOMOBILE TRANSPORT INC

DATE 10/11/79



Marin Excavating, Inc.

3198 UNION ROAD
CHEEKTOWAGA, N. Y. 14227

telephone: 716-683-0180

October 8, 1979

Automobile Transport, Inc.
P. O. Box 766
Buffalo, N.Y. 14240

I N V O I C E

RENTAL - Gradall

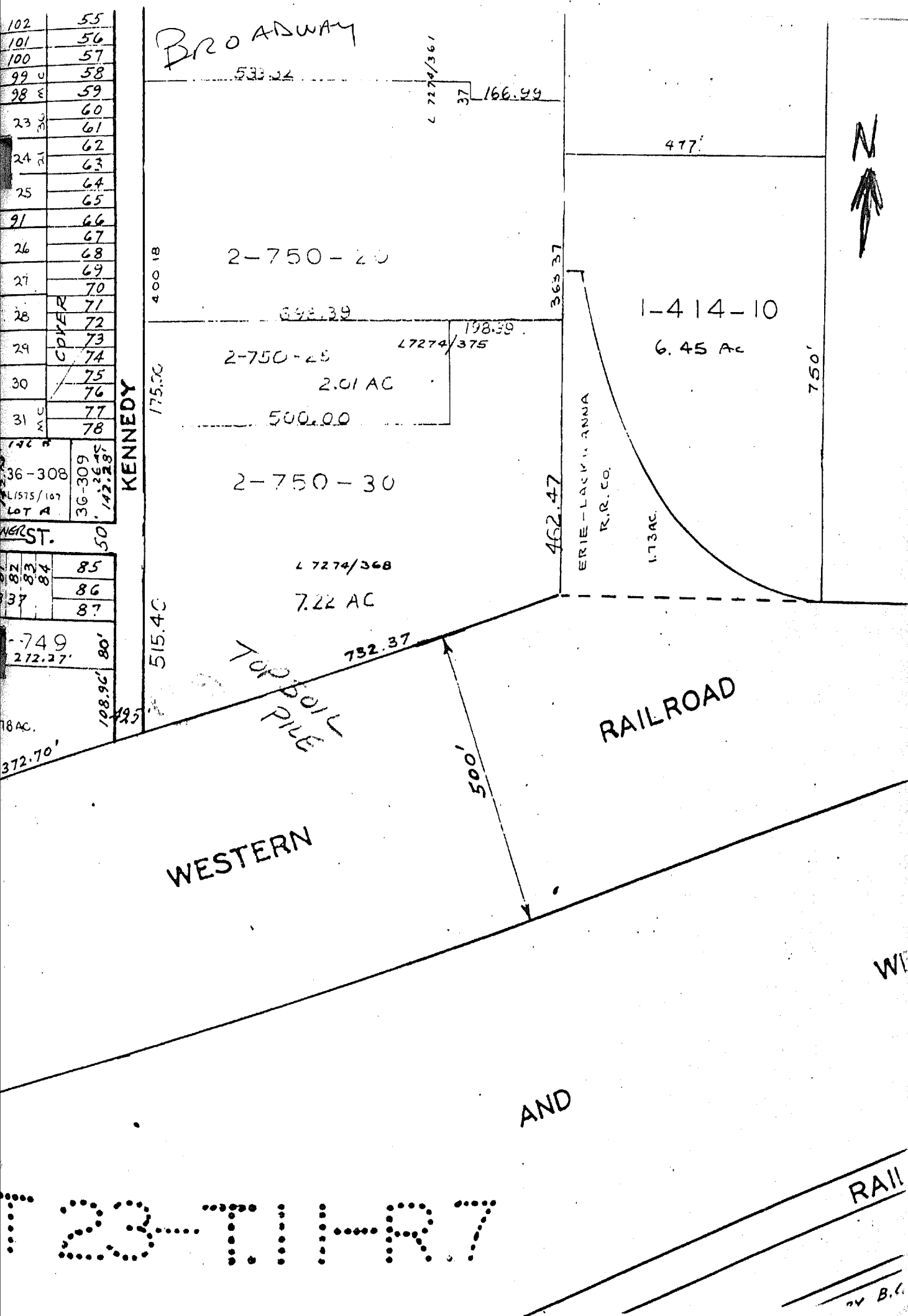
9/27/79
10/2/79
10/3/79

For cleaning and shaping ditch on Kennedy Road.

12 hours	@ 50.00 -	\$700.00
Less credit for		
Topsoil -		<u>500.00</u>
		200.00
7% Sales Tax -		<u>14.00</u>
TOTAL AMOUNT DUE -		\$214.00

Rec'd
10/15/79

NE 1/4		ST.	50
2	3	4	85
0	0	0	86
3	7		87
-749			80'
212.27'			
18 AC.			108.96'
372.70'			



Item No. 7 cont'd

Upon Roll Call....

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

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

WHEREAS, the New York State Department of Transportation proposes the construction of P.I.N. 5038.06, Clinton Street, S.H. 371, Harlem Road, S.H. 9381 Intersection in the Towns of Cheektowaga and West Seneca, and

WHEREAS, the State will include as part of the reconstruction of the above mentioned project, the construction of sidewalks pursuant to Section 10, Subdivision 22, Section 46, or Section 349-c of the Highway Law, and will provide for the replacement of existing sidewalks pursuant to Section 10, Subdivision 24 of the Highway Law, as shown on the contract plans relating to the project, and

WHEREAS, the State will provide for the construction of the above mentioned work, as shown on the contract plans relating to the project, NOW, THEREFORE, BE IT

RESOLVED that the Town of Cheektowaga approved the replacement of such existing sidewalks and the above mentioned work performed on the project and shown on the contract plans relating to the project and that the Town of Cheektowaga will maintain the constructed and replaced sidewalk, performed as above stated and as shown on the contract plans, and BE IT FURTHER

RESOLVED that the Town Clerk is hereby directed to transmit five (5) certified copies of the foregoing resolution to the State Department of Transportation.

Upon Roll Call....

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

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

WHEREAS, many roads in the Town are in need of total reconstruction or scarification and repaving, and

WHEREAS, several such roads may have inadequate drainage and have experienced consequential damages, and

WHEREAS, several years of repaving have also raised the elevation of these roads so that adjacent properties are affected and proper drainage has been interrupted, and

WHEREAS, costs associated with reconstruction, scarification and repaving has not been provided for in the annual Highway Budget, and

WHEREAS, such expenditures are amenable to bonding as an alternative method of financing with the least budgetary impact, NOW, THEREFORE, BE IT

RESOLVED that the Superintendent of Highways is hereto requested to submit a prioritized list of Town roads requiring either reconstruction or scarification and repaving, together with estimated costs to the Town Board for analysis and review, and BE IT FURTHER

RESOLVED that the Town Engineer and Town Accountant are directed to assemble a bond proposal for highway construction, drainage and design, taking into consideration the current highway paving budget and such annual revenues as may offset principal and interest payments.

Item No. 9 cont'd

Upon Roll Call....

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

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

WHEREAS, the Town of Cheektowaga will sponsor a Polish-American Arts Festival August 21st to August 24th in Cheektowaga Town Park, and

WHEREAS, the Festival is being held in recognition of the achievements and contributions of Polish-Americans to this nation's cultural and artistic enrichment, and

WHEREAS, the Town of Cheektowaga wishes to engage the services of various performing artists to present performances during the Festival, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor of the Town of Cheektowaga be and hereby is authorized to sign all agreements, on behalf of the Town of Cheektowaga, necessary to secure the services of various performing artists in relation to the Polish-American Arts Festival, which will be held from August 21st to August 24th in the Town of Cheektowaga.

Upon Roll Call....

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

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

WHEREAS, the Police Department of the Town of Cheektowaga has submitted a request to the Equipment Management and Procurement Committee for two (2) Motorcycles, and

WHEREAS, the Town of Cheektowaga Town Board has approved funds in the 1980 Budget for said vehicles purchase, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board hereby directs the Town Clerk to publish a Notice to Bidders in the Cheektowaga Times in connection with the following vehicles:

Two (2) Motorcycles for the Police Department

Item #1 - 1980 Models

Item #1A - Alternate - 1981 Models

and BE IT FURTHER

RESOLVED that the Town Board will meet on the 2nd day of June, 1980 at 7:00 p.m., Eastern Daylight Savings Time for the purpose of receiving sealed bids, at which time said bids shall be publicly opened by the Town Board at a public meeting called for that purpose.

* * * * *

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

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on June 2, 1980 at 7:00 P.M., at the Town Hall, corner of Broadway and Union Road for the furnishing of the following vehicles:

Item #1 - 1980 Model Motorcycles

Alternate Item #1A - 1981 Model Motorcycles

Item No. 11 cont'd

Information for prospective bidders and specifications may be obtained from the Town Clerk at his office, located in the Town Hall, Cheektowaga, New York.

The Town Board reserves the right to award said bid proposals for Item #1, and Alternate Item #1A of the "Notice to Bidders" separately as applied to the best interest of the Town of Cheektowaga.

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

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

RICHARD M. MOLESKI
Town Clerk

DATED: May 19, 1980

* * * * *

Upon Roll Call....

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

AFFIDAVITS - NEXT PAGE

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

Gladys M. Seichter of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for 1 weeks:
first publication *May 22, 1980* ;
last publication *May 22, 1980* ;
and that no more than six days intervened be-
tween publications.

Gladys M. Seichter
Sworn to before me this *28th*
day of *May* , 19 *80*
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*81*

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on June 2, 1980 at 7:00 P.M. at the Town Hall, corner of Broadway and Union Road for the furnishing of the following vehicles:

Item No. 1 - 1980 Model Motorcycles

Alternate Item No. 1A - 1981 Model Motorcycles

Information for prospective bidders and specifications may be obtained from the Town Clerk at his office, located in the Town Hall, Cheektowaga, New York.

The Town Board reserves the right to award said bid proposals for Item No. 1, and Alternate Item No. 1A of the "Notice to Bidders" separately as applied to the best interest of the Town of Cheektowaga.

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

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

RICHARD M. MOLESKI

Town Clerk

DATED: May 19, 1980

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

WHEREAS, it is in order that bids be advertised to cover the purchase of signs, sign posts and brackets for the year of July 1, 1980 to June 31, 1981, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for the purchase of signs, sign posts and brackets for the year of July 1, 1980 to June 30, 1981, notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that the Town Board meet on the 2nd day of June, 1980 at 7:00 P.M., Eastern Daylight Saving 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 June 2, 1980 at 7:00 P.M., Eastern Daylight Savings Time, at the Town Hall, corner of Broadway and Union Roads, for the furnishing of Traffic control signs, sign posts and brackets for the year of July 1, 1980 to June 30, 1981.

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: May 19, 1980

* * * * *

Upon Roll Call....

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

AFFIDAVIT - NEXT PAGE

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

Gladys M. Seichter, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks;
first publication..... *May 22, 1980* ;
last publication..... *May 22, 1980* ;
and that no more than six days intervened be-
tween publications.

Gladys M. Seichter
Sworn to before me this *27th*
day of *May*, 19*80*..
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*81*

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on June 2, 1980 at 7:00 P.M., Eastern Daylight Savings Time, at the Town Hall, corner of Broadway and Union Roads, for the furnishing of traffic control signs, sign posts and brackets for the year of July 1, 1980 to June 30, 1981.

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: May 19, 1980

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

WHEREAS, bids were duly received by this Town Board at a meeting thereof held on March 17, 1980 for road materials for use in the Cheektowaga Highway Department, as a result of advertisement therefor, and such bids were referred to the Superintendent of Highways for analysis, tabulation and report, and

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

RESOLVED that the bid for topsoil be and hereby is awarded to the lowest responsible bidder meeting specifications as follows:

Custom Top Soil, of 320 Losson Road, Cheektowaga, New York

Regular ----- picked up at \$ 9.00 per cu. yard

Screened ----- picked up at 12.00 per cu. yard

Shredded ----- picked up at 10.00 per cu. yard

Upon Roll Call....

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

NAYES: 0

ABSENT: 0

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

WHEREAS, Section 6-n of the General Municipal Law permits municipalities to establish a Liability and Casualty Reserve Fund, and

WHEREAS, the Town is desirous of utilizing such a Reserve Fund to spread the payment of some self-assumed and uninsured losses over a period of several years, NOW, THEREFORE, BE IT

RESOLVED that the Town of Cheektowaga shall establish such a Reserve Fund to be known as the Town of Cheektowaga Liability and Casualty Reserve Fund with a contribution of \$50,000 to be transferred from unallocated insurance accounts and such additional annual appropriations as may be authorized by the Board, all in accordance with the General Municipal Law and any amendments thereto; and BE IT FURTHER

RESOLVED that the Town Supervisor is authorized to invest monies of Town of Cheektowaga Liability and Casualty Reserve Fund as permitted by law and shall separately account for this fund and submit reports thereof as required by law; and BE IT FURTHER

RESOLVED that expenditures from the Town of Cheektowaga Liability and Casualty Reserve fund shall be made in accordance with the law and the following qualifications: 1. Claims or expenses exceeding amounts contemplated by current funds shall be certified as being the result of a self-assumed or uninsured occurrence, casualty or event of the type insurable by the Town's Risk and Insurance Manager, other retained insurance advisor, or, in the absence of such a person, the Town Attorney. 2. the Town's Risk and Insurance Manager or other retained insurance advisor, the Town Attorney and Town Supervisor are jointly authorized to settle or compromise self-assumed and uninsured actions, claims, or damages to the maximum amount permitted by law without court review (presently \$5,000) and pay expenses related thereto, provided all such persons agree that the claims and amounts are justified. If all such persons do not agree to such payment, the facts will be submitted to the Town Board for a decision; and BE IT FURTHER

RESOLVED that to facilitate handling of insurance, self-assumed and uninsured loss payment and related matters all insurance policies and bonds pertaining to the properties and liabilities of the Town of Cheektowaga shall hereafter, be filed with and maintained under the responsibility of the Town Supervisor who may authorize the Town's Risk and Insurance Manager to file and maintain such policies and bonds and related records in compliance with the General Municipal Law. Expired and cancelled policies may be filed with the Town Clerk for retention as deemed appropriate

Item No. 14 cont'd

Upon Roll Call....

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

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

WHEREAS, the Town of Cheektowaga has elected to self-insure its obligations to secure Compensation to its employees and establish a Reserve Fund for payment of self-insured Compensation benefits; and

WHEREAS, Section 6-j of the General Municipal Law permits the Town of Cheektowaga to establish such a Reserve Fund; NOW, THEREFORE, BE IT

RESOLVED that the Town of Cheektowaga shall establish a Reserve Fund to be known as the Town of Cheektowaga Workers' Compensation Reserve Fund with an initial contribution of \$150,000 to be transferred from Workers' Compensation insurance accounts. This reserve fund will be supplemented from time to time by additional sums from legally appropriated amounts and budgetary appropriations; and BE IT FURTHER

RESOLVED that the Town Supervisor arrange separate accounts for this Reserve Fund and is delegated authority to invest monies of this Reserve Fund in obligations permitted by law; and BE IT FURTHER

RESOLVED that the Town Supervisor may pay self-insured Workers' Compensation claims and expenses from currently appropriated funds and/or the Workers' Compensation Reserve Fund that has been established for possibly serious claims and losses exceeding other currently budgeted appropriations.

Upon Roll Call....

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

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

WHEREAS, emergency sanitary sewer repairs were required at 42 Pinehurst Avenue in Sanitary Sewer District #5, Homeworth Pkwy. and 42 Barone Circle in Sanitary Sewer District #7 and Homeworth Pkwy. and Diane Drive in Sanitary Sewer District #7, which repairs were ordered by the Town Engineer, NOW, THEREFORE, BE IT

RESOLVED that the vouchers of Pagels Contracting Co., Inc. 33 Homewood Road, Cheektowaga, New York 14227 in the amount of \$761.32 and \$380.66 for 42 Pinehurst Ave., \$793.83 for Homeworth & Barone Circle and \$1,086.80 for Homeworth and Diane Drive to repair cave-ins be approved and ordered paid.

Upon Roll Call....

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

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

RESOLVED that the following individuals be hired as part-time summer help in the office of the Town Clerk at the rate of \$3.10 per hour:

Amy Miller,	Cheektowaga, New York
Elizabeth Koblich,	Depew, New York
Michaeline Mahoney,	Cheektowaga, New York
Shelley Kohl,	Cheektowaga, New York

Item No. 17a cont'd

Upon Roll Call....

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

Item No. 17b Motion by Councilman Swiatek, seconded by Councilman Burst

BE IT RESOLVED that the following be hired by the Cheektowaga Recreation Department to supervise the 1980 summer Programs:

PLAYGROUND SUPERVISORS \$1650.00/10 weeks

Thomas Block
Diane Catalfu
Douglas Conley
Mary Ellen Eldridge
Barbara Fiorello
Charles Geary
Dorothy Holtz
Catherine Mirando
Peter Odrobina
Melissa Prorok
Paul Ruda

ARTS & CRAFTS SUPERVISORS \$1650.00/10 weeks

Sharon Catalfu
Sharon Grubka
Patricia Herweg
Deborah Karpinski
Colleen Lizak
Kathryn Paulus
Rosemary Ratajczyk
Maureen Schneider
Carol White
Joseph Wojcik
Geraldine Zydel

POOL SUPERVISORS \$1500.00/10 weeks

Debora Blendowski
Karen Conwell
Catherine Giles
Charles Olday
Keith Schessl
Peggy Anne State
John Zastempowski

POOL DIRECTOR \$2500.00/10 weeks

Brian Hansen

SPECIAL EVENT SUPERVISOR - POOL \$1800.00/10 weeks

John Hartman

TENNIS DIRECTOR \$1650.00/10 weeks

April Zolczer

TENNIS INSTRUCTORS \$1200.00/10 weeks

Audrey Gill
Patrick Hickey
Thomas Kaczmarek
Laura Lageman
Joseph Orzel

Item No. 17b cont'd

Mark Pepe
Amy Ross
Dennis Ruthenberg
Jeffrey Smith
Randy Syracuse

NO VOTE WAS TAKEN ON THE ABOVE RESOLUTION

Motion by Councilman Burst, seconded by Councilman Rogowski
to delete the following five names from the above resolution:

Thomas Block
Diane Catalfu
Dorothy Holtz
Catherine Mirando
Melissa Prorok

Upon Roll Call....

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

Motion by Councilman Burst, seconded by Councilman Rogowski
to table the above five (5) names until Wednesday, May 21, 1980 at 5:30 P.M.

Upon Roll Call....

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

Motion by Councilman Swiatek, seconded by Councilman Burst

BE IT RESOLVED that the following be hired by the Cheektowaga
Recreation Department to supervise the 1980 Summer Programs:

PLAYGROUND SUPERVISORS \$1650.00/10 weeks

Douglas Conley
Mary Ellen Eldridge
Barbara Fiorello
Charles Geary
Peter Odrobina
Paul Ruda

ARTS & CRAFTS SUPERVISORS \$1650.00/10 weeks

Sharon Caralfu
Sharon Grubka
Patricia Herweg
Deborarh Karpinski
Colleen Lizak
Kathryn Paulus
Rosemary Ratajczyk
Maureen Schneider
Carol White
Joseph Wojcik
Geraldine Zydel

POOL SUPERVISORS \$1500.00/10 weeks

Debora Blendowski
Karen Conwell
Catherine Giles
Charles Olday
Keith Schessl
Peggy Ann State
John Zastempowski

Item No. 17b cont'd

POOL DIRECTOR \$2500.00/10 weeks

Brian Hansen

SPECIAL EVENT SUPERVISOR - POOL \$1800.00/10 weeks

John Hartman

TENNIS DIRECTOR \$1650.00/10 weeks

April Zolczer

TENNIS INSTRUCTORS \$1200.00/10 weeks

Audrey Gill
Patrick Hickey
Thomas Kaczmarek
Laura Lageman
Joseph Orzel
Mark Pepe
Amy Ross
Dennis Ruthenberg
Jeffrey Smith
Randy Syracuse

Upon Roll Call....

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

Item No. 17c Motion by Councilman Burst, seconded by Councilman Rogowski

WHEREAS, various departments in the Town of Cheektowaga are in need of seasonal employees to augment the full time staff positions due to vacations, seasonal requirements and services, NOW, THEREFORE, BE IT

RESOLVED that the following individuals are hereby hired in the listed Town Departments at the titled position and rate of pay per hour:

SEASONAL CLERICAL - @ 3.10 per hour:

Court Justices

Janet Kordasiewicz
Debbie Rozniak
Mildred Bialy
Dorothy C. Kreutzer
Maris A. Sisti

Central Garage

Elizabeth Smolarek
Lisa Cieslik

Council Office

Lisa Ann Sisti

Facilities (Bldgs. & Grnds.)

Linda Ruhland

SEASONAL LABORERS @3.10 per hour:

Engineering

Brian N. Kramer
Richard Mrugalski

Item No. 17c cont'd

Frank Dachille
Keith L. Baran

Sewer Maintenance

John Mueller
Michael J. Kirisits
Eric Krupski
David Allein
Michael Sweda
Kenneth Gabryszak
Jeffrey Browarek
Christopher Graue
Lawrence Zygmunt
Carl Winkler
Thomas Lynch
Ted Skarbek, Jr.
Tracy Andrews
Michael Zolnowski
Paul Friedrich
Mark Selbert
Gary Winkler
Kenneth Thrun

Central Garage

Michael Burzynski
Paul Kittell
Mark Baumeister
Andrew Pleban

Facilities

Samuel Ruggiero
Edward Witaszek
Earl Scherer
Ronald Kujawa
Arthur H. Koblich
Thomas Dzierba
Thomas J. Kittell
Allen Krupski
David Okulewicz

and BE IT FURTHER

RESOLVED that Paul Pyzkiewicz of telephone #
be hired in the Facilities Department as a Seasonal Laboers @ \$3.10
per hour retroactive to May 12, 1980.

Upon Roll Call....

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

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

RESOLVED that the followinb individuals are hereby hired as seasonal
laborers in the Departments listed below:

Sewer Maintenance @ \$3.10 per hour

Daniel Mangold
Michael Torgalski
Michael G. Dolan
Francis R. Norman
Frank J. Gioia
Gary Isbrandt
R. Scott Keller

Sanitation Department @ \$3.10 per hour

David Scherer
Fred Stevens
George Karalus
Mitchell E. Lembke
Tom Truax
Timothy Calhoon
William Ertel
Joseph Calabrese

Facilities Department @ \$3.10 per hour

Raymond Zurowski
Gordon Heyden
Richard Elmlinger
Thomas Dudek
Kenneth R. Rybarczyk
Marion Chmura
Gary Catanzaro
Robert Rozek
Robert Costrino
Gerald Gill
Michael Theuerkauf
Gary Sirface
Darren Kubiak
Michael Rossi
Mark Wegner
Thomas Helda
Thomas Guizzoti
Anthony Orzel
James Lumadue
Donald Catalfu
Kevin Ferguson
David Glinski
Mark Helda
Daniel Allen
James Dunn
Robert Rozek
Michael Serio

and BE IT FURTHER

RESOLVED that Joseph Stallone, Cheektowaga, New York be transferred from the Sewer Maintenance Department to the Sanitation Department.

Upon Roll Call....

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

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

WHEREAS, Hilbert College of 5200 South Park Avenue, Hamburg, New York, participates in the College Work Study Program as established under the Highway Education Act of 1965 by the United States Office of Education and has requested that two Criminal Justice students be employed by the Town of Cheektowaga Police Department as student employees, and

WHEREAS, the Chief of Police has informed the Town Board that federal funds will reimburse the Town of Cheektowaga up to 80% of their salary and the Cheektowaga Youth Board will reimburse the Town for the other 20%, and

WHEREAS, the Chief has requested the Town Board to authorize the Supervisor to execute any and all documents that may be necessary to obtain reimbursement for wages under the Work Study Program for the employment of these two students, NOW, THEREFORE, BE IT

Item No. 18 cont'd

RESOLVED that the individuals listed below be and hereby are appointed under the College Work Study Program, as student employees in the Cheektowaga Police Department, effective on the dates stated:

Jan Haniszewski

Buffalo, N.Y.
June 1, 1980

Susan Sullivan

West Seneca, N.Y.
July 1, 1980

Upon Roll Call....

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

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

WHEREAS, Richard Kozell, Police Officer in the Cheektowaga Police Department, has received orders to report for military training beginning May 24, 1980 to June 7, 1980, and

WHEREAS, all employees eligible for benefits under Section 242 and 243 of the Military Law of the State of New York shall be guaranteed such benefits in full accordance with the law, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board approves said military service leave for Officer Kozell, from May 24, 1980 to June 7, 1980.

Upon Roll Call....

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

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

WHEREAS, Mr. Walter Mika, employed in the Cheektowaga Wastewater Treatment Plant No. 5, is enrolled in the United States Army Reserve, HHC 4th BDE (CST) 98 Div. Unit, and

WHEREAS, Mr. Mika has received orders to report for Active Duty Training effective July 11, 1980 through July 26, 1980, and

WHEREAS, employees are eligible for benefits under Sections 242 and 243 of the Military Law of the State of New York; are guaranteed such benefits in full accordance with the law, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board approves said Military Leave for Mr. Walter Mika, Cheektowaga, New York, for the period July 11, 1980 through July 26, 1980.

Upon Roll Call....

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

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

WHEREAS, a grantsmanship seminar is being sponsored by the Continuing Education Department of St. Louis University from June 10-12, 1980 at the Sheridan East Hotel in Cheektowaga, New York, and

Item No. 21 cont'd

WHEREAS, the main responsibilities of Jerome Gabryszak, Town Community Development Coordinator, include grantsmanship and submission of applications for project funding, NOW, THEREFORE, BE IT

RESOLVED that Jerome Gabryszak, Community Development Coordinator, be and hereby is authorized to attend said seminar from June 10 - 12, 1980, and BE IT

FURTHER RESOLVED that the fee for said course, \$345.00, which includes all books and materials, be paid with Community Development Block Grant funds.

Upon Roll Call....

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

Item No. 22 Motion by Councilman Dux, seconded by Councilman Rogowski

WHEREAS, the annual meeting of the NYSPIN Advisory Committee will be held on June 5, 1980 at the New York State Police Academy, State Campus, Albany New York, and

WHEREAS, Captain Leonard Smolarek, Captain of Administration, must be thoroughly familiar with the storing, receiving and processing of data that is computerized in the New York State Police Information Network and must be kept abreast of the latest developments in order to efficiently perform his duties, NOW, THEREFORE, BE IT

RESOLVED that Captain Leonard Smolarek is hereby authorized to attend the June 5, 1980 meeting of the NYSPIN Advisory Committee in Albany, New York, and BE IT FURTHER

RESOLVED that Captain Smolarek be reimbursed for all necessary and reasonable expenses, not to exceed the sum of \$216.00.

Upon Roll Call....

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

Item No. 23 Motion by Councilman Swiatek, seconded by Councilman Burst

WHEREAS, the proper PO-17 form has been submitted to the Erie County Personnel Department for the creation of a temporary Clerk/Typist position, in the Cheektowaga Youth Bureau, and

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

RESOLVED that the temporary position of Clerk-Typist in the Cheektowaga Youth Bureau, be and hereby is created.

Upon Roll Call....

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

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

WHEREAS, the position of "Recreation Instructor" in the Cheektowaga Recreation Department has previously been created, and

Item No. 24 cont'd

WHEREAS, said position has been properly posted for a period of ten (10) working days in accordance with the bargaining agreement between the Town of Cheektowaga and the Cheektowaga Employees Association, NOW, THEREFORE, BE IT

RESOLVED that Nancy Sztukowski, residing at
is hereby appointed to the position of "Recreation Instructor", in the Cheektowaga Recreation Department, at a salary of \$12,274.21, said appointment effective immediately.

Upon Roll Call....

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

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

RESOLVED that Paul Czosek of be hired as Camp
Director of the Cheektowaga Youth Bureau Summer Day Camp for Developmentally
Disabled Children at the rate of \$4.00 per hour.

Upon Roll Call....

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

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

BE IT RESOLVED that Vincent F. Napierski,
Cheektowaga, New York 14225 be and hereby is reappointed as Chairman of the
Cheektowaga Zoning Board of Appeals for a term of five (5) years, effective
June 15, 1980 through June 15, 1985.

Upon Roll Call....

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

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

BE IT RESOLVED that funds in the amount of \$3,000.00 be transferred
from account No. A.1990.480 (General Fund-Contingency) to account No. A.1450.443
(Board of Elections-Equipment Repairs).

Upon Roll Call....

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

Item No. 28 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 May 19th, 1980 be and the same are hereby
approved and the Supervisor is ordered to pay same.

FUND	CHECK NO.		AMOUNT
	FROM	TO	
General Fund	15280-15281, 15284-15438,		\$335,355.67
	15440, 15442, 15443		
Part Town Fund	211-212, 215-22, 224		3,198.87
Highway Fund	5429-5430, 5433-5472, 5474		58,739.36

Item No. 28 cont'd

Special Dist. Fund	7183-7184, 7187-7244, 7246	133,557.64
F.R.S. Fund	399-421	17,101.93
Capital Fund	323-326	276,157.51
Trust and Agency Fund	801-802, 806, 808-810	80,691.23
H.U.D. - C.D.B.G. Fund	232	14.80
		<u>\$904,817.01</u>

Upon Roll Call....

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

II. DEPARTMENTAL COMMUNICATIONS

Item No. 29 Health report for April, 1980
Received and Filed.

Item No. 30 Supervisor's Statement of Funds
Received and Filed.

Item No. 31 Minutes of Cheektowaga Public Library Board and State Audit of
Cheektowaga Public Library
Received and Filed.

III. GENERAL COMMUNICATIONS

Item No. 32 E.C. Dept. of Public Works - Signal permit revision for Pine Ridge
and Delevan
Copies were sent to: Kenneth J. Meyers, Supervisor; Council Secretary;
Captain Lis, Police Department; Cheektowaga Traffic Safety Commission.
This item was Received and Filed.

Item No. 33 E.C. Dept. of Public Works - report of study regarding Cleveland
Drive and Century Road
Copies were sent to: Kenneth J. Meyers, Supervisor; Council Secretary.
This item was Received and Filed.

Item No. 34 E.C. Dept. of Public Works - Signal permit revision - Pine Ridge
and Doat
Copies were sent to: Kenneth J. Meyers, Supervisor; Council Secretary.
This item was Received and Filed.

Item No. 35 N.Y.S. Electric and Gas - letter regarding certificate of inspection
for electrical wiring
Copies were sent to: Ron Marten, Building and Plumbing Inspector.
This item was Received and Filed.

Item No. 36 William St. Citizens & Taxpayers Protective Association - letter
regarding proposed garbage transfer station on Ludwig Street
Copies were sent to: Kenneth J. Meyers, Supervisor; Council
Secretary.
This item was Received and Filed.

No. 12

IV. SUSPENSION OF RULES

Motion by Councilman Swiatek, seconded by Councilman Wegner to suspend the rules to include the following five (5) items.

Upon Roll Call....

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

Item No. 37 Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, this Town Board has committed itself to the construction of the Madeira-Borden Drainage Tributary, and

WHEREAS, it is necessary to acquire easements for said drainage work, NOW, THEREFORE, BE IT

RESOLVED that Robert Laport with offices located in the Statler Hilton, Buffalo, New York, be and hereby is appointed to obtain all necessary easements for the Madeira Borden Tributary, and BE IT FURTHER

RESOLVED that said Robert Laport be paid the sum of \$50.00 for each easement obtain as aforesaid.

Upon Roll Call....

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

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

WHEREAS, the Town of Cheektowaga under its Master Drainage Plan, needs to acquire property for the Madeira-Borden Road Drainage Tributary, and

WHEREAS, investigation has revealed that a part of a parcel located south of the Madeira Drive Subdivision owned by Anthony J. Russo, Cheektowaga, New York 14225, listed on the Town Assessment Rolls as Account No. 3-484, is needed by the Town of Cheektowaga to facilitate drainage in that area, and

WHEREAS, the Town of Cheektowaga is interested in purchasing said portion of 3-484 in order to create a retention basin, widen the drainage ditch and relocate it, NOW, THEREFORE, BE IT

RESOLVED that Robert Laport, with offices located in the Statler Hilton, Buffalo, New York, be and hereby is appointed to appraise said property, and BE IT FURTHER

RESOLVED that the said Robert Laport be paid the sum of \$600.00 for the appraisal.

Upon Roll Call....

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

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

WHEREAS, the Code Review Committee of the Town of Cheektowaga has recommended that the Town adopt an amendment to the "REGULATING THE OWNING, HAVING CARE, CUSTODY OR CHARGE OF DOGS" Ordinance requiring the removal of dog feces by each dog owner, inasmuch as such feces when left unattended constitutes a nuisance and presents a potential hazard to the health, safety and general welfare of the inhabitants of the Town.

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 2nd day of June, 1980 at 7:00 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 "REGULATING THE OWNING, HAVING CARE, CUSTODY OR CHARGE OF DOGS" Ordinance of the Town of Cheektowaga, New York shall be amended and changed as provided in the attached Notice of Hearing, and BE IT FURTHER

RESOLVED that the Town Clerk shall publish the attached Notice of Hearing in the CHEEKTOWAGA TIMES, 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 said hearing.

NOTICE OF HEARING ON PROPOSAL TO AMEND

"REGULATING THE OWNING, HAVING CARE, CUSTODY OR CHARGE OF DOGS" ORDINANCE

NOTICE IS HEREBY GIVEN THAT in pursuance of a Resolution of the Town Board of the Town of Cheektowaga, which was duly passed on the 19th day of May, 1980, and in accordance with the provisions of the Town Law of the State of New York, a Public Hearing will be held on the 2nd day of June, 1980 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 "REGULATING THE OWNING, HAVING CARE, CUSTODY OR CHARGE OF DOGS" Ordinance shall be amended as follows:

- 5. A. Nuisances. No person owning, harboring, keeping, walking or charge of any dog shall cause, suffer or allow such dog to soil, defile, defecate on or commit any nuisance on any sidewalk, gutter, street, play area, park or other public area, nor on any private property without the permission of the owner of such property. The prohibition in this section shall not apply to that portion of a street lying between the curb lines, which portion may be used to curb such dog under the following conditions:
 - (1) Any person who so curbs a dog shall immediately remove all feces left by such dog as follows:
 - (a) Feces shall be picked up with a scoop, shovel, broom, tong or similar implement and be placed directly in an airtight container, plastic or otherwise, and then deposited in a container used for the disposal of refuse.
 - (b) In no event shall any feces be deposited in any storm sewer or drainage ditch.
- B. Exclusions. The provisions of this ordinance shall not apply to a guide dog accompanying any blind person.

And said Ordinance shall be further amended as follows:

Section 5 shall be renumbered Section 6
Section 6 shall be renumbered Section 7

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

RICHARD M. MOLESKI
Town Clerk

No. 12

Item No. 39 cont'd

Upon Roll Call....

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

AFFIDAVIT - NEXT PAGE

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

Gladys M. Richter, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for 1 weeks:
first publication *May 22, 1980* ;
last publication *May 22, 1980* ;
and that no more than six days intervened be-
tween publications.

Gladys M. Richter
Sworn to before me this *28th*
day of *May*, 19 *80*
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *81*

**NOTICE OF HEARING
ON PROPOSAL TO AMEND
"REGULATING THE OWNING,
HAVING CARE,
CUSTODY OR CHARGE
OF DOGS"**

ORDINANCE

NOTICE IS HEREBY GIVEN THAT in pursuance of a Resolution of the Town Board of the Town of Cheektowaga, which was duly passed on the 19th day of May, 1980, and in accordance with the provisions of the Town Law of the State of New York, a Public Hearing will be held on the 2nd day of June, 1980 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 "REGULATING THE OWNING, HAVING CARE, CUSTODY OR CHARGE OF DOGS" Ordinance shall be amended as follows:

5. A. Nuisances. No person owning, harboring, keeping, walking or in charge of any dog shall cause, suffer or allow such dog to soil, defile, defecate on or commit any nuisance on any sidewalk, gutter, street, play area, park or other public area, nor on any private property without the permission of the owner of such property. The prohibition in this section shall not apply to that portion of a street lying between the curb lines, which portion may be used to curb such dog under the following conditions:

(1) Any person who so curbs a dog shall immediately remove all feces left by such dog as follows:

(a) Feces shall be picked up with a scoop, shovel, broom, tong or similar implement and be placed directly in an airtight container, plastic or otherwise, and then deposited in a container used for the disposal of refuse.

(b) In no event shall any feces be deposited in any storm sewer or drainage ditch.

B. Exclusion. The provisions of this ordinance shall not apply to a guide dog accompanying any blind person.

And said Ordinance shall be further amended as follows:

Section 5 shall be renumbered Section 6

Section 6 shall be renumbered Section 7

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

RICHARD M. MOLESKI
Town Clerk

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

WHEREAS, the Buffalo Sewer Authority is required by Federal Law, to develop and implement an approvable pretreatment program for its entire service area, and

WHEREAS, Cheektowaga Sanitary Sewer Districts No. 3 and 5 will be tributary to the Buffalo Sewer Authority Water Pollution Control Facility, and

WHEREAS, Federal and State Grants totaling 87½% are available to assist the Buffalo Sewer Authority in developing these programs, and

WHEREAS, the Town of Cheektowaga wishes to conduct portions of the investigative work within the Town of Cheektowaga and to develop procedures for working with the Buffalo Sewer Authority on the pretreatment program, and

WHEREAS, the total cost for development of Cheektowaga's portion has been estimated at \$141,440.00, and

WHEREAS, the local share from Cheektowaga for development of the pretreatment program is estimated at \$17,680.00, NOW, THEREFORE, BE IT

RESOLVED that the agreement as prepared by the Buffalo Sewer Authority for preparation of the local pretreatment program be and hereby is accepted, and BE IT FURTHER

RESOLVED that the Supervisor is directed to sign said agreement on behalf of this Town Board acting as the Board of Managers for Sewer Districts No. 3 and 5, and Cheektowaga Sewer Districts tributary thereto, and BE IT FURTHER

RESOLVED that three (3) certified copies of this resolution be prepared for submittal to the New York State Department of Environmental Conservation, Albany, New York.

Upon Roll Call....

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

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

WHEREAS, by resolution of the Town Board of the Town of Cheektowaga dated May 19, 1980, the Supervisor was authorized to enter into an agreement on behalf of the Town acting as Board of Managers for Sanitary Sewer Districts No. 3 and 5 and Cheektowaga Sanitary Sewer Districts tributary thereto, with the Buffalo Sewer Authority to develop a pretreatment program for areas tributary to the Buffalo Sewer Authority's Water Pollution Control Facility, and

WHEREAS, engineering services are required to perform the investigative work, and

WHEREAS, Nussbaumer and Clarke, Inc. has been found to be qualified to perform the required services, NOW, THEREFORE, BE IT

RESOLVED that the agreement as prepared by Nussbaumer & Clarke, Inc., and submitted with the May 15, 1980 letter to the Town Engineer be and hereby is accepted, and BE IT FURTHER

RESOLVED that the Supervisor is directed to sign said agreement.

Upon Roll Call....

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

Item No. 42 Motion by Councilman Wegner, seconded by Councilman to adjourn the meeting until May 21st, 1980 at 5:30 P.M.

RICHARD M. MOLESKI, Town Clerk

Item No. 1 At an adjourned meeting of the Town Board of the Town of Cheektowaga Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 21st day of May, 1980 at 5:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT: Supervisor Kenneth J. Meyers
Councilmen Frank E. Swiatek
Councilman Thomas M. Johnson
Councilman Frank J. Dux
Councilman James R. Burst
Councilman Donald J. Wegner
Councilman William P. Rogowski

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; Sal LaGreca, Assistant Manpower Program Director I; Ed Leak, Recreation Director; Jim Kirisits, Town Attorney.

Item No. 2 Resolution off the table - Hiring of Playground Supervisors

Motion by Councilman Johnson seconded by Councilman Wegner to recess and move into executive session to discuss matters pertaining to the above resolution.

Upon Roll Call....

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

At 6:55 P.M., the meeting was reconvened.

Motion by Councilman Johnson, seconded by Councilman Rogowski to re-table the above resolution.

Upon Roll Call....

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

SUSPENSION OF RULES

Motion by Councilman Johnson, seconded by Councilman Burst to suspend the rules to include the following items.

Supervisor Meyers objected to the waiver of rules.

Motion to suspend the rules was defeated.

RICHARD M. MOLESKI
Town Clerk

* * * *
B I D S
* * * *

NO. 13

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 13 - June 2, 1980</u>		
2.	Furnishing of tools, equipment, materials and labor for construction of collector sewers, pump stations and related work in the area northeast of Genesee and Sugg Road - Sanitary Sewer District #8.	1
3.	Furnishing of traffic control signs, sign posts and brackets for the year 7/1/80 - 6/30/81.	1
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NO. 14

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REGULAR ADJOURNED MEETING

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Meeting No. 14 - June 7, 1980

2. Amend Contract No. 15371 for Losson Road Park Estension land acquisition.

1

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 2nd day June, 1980 at 7:00 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT: Supervisor Kenneth J. Meyers
Councilman Thomas M. Johnson, Jr.
Councilman Frank J. Dux
Councilman Donald J. Wegner
Councilman William P. Rogowski

ABSENT: Councilman Frank E. Swiatek
Councilman James R. Burst

Also present were: Richard M. Moleski, Town Clerk; Chester L. Bryan, Town Engineer; George Burst, Auto Mechanic Foreman; Theodore DeFedericis, Chief of Police; Jim Kirisits, Town Attorney; Sal LaGreca, Assistant Manpower Program Director I; Ed Leak, Recreation Director; Ronald Marten, Building and Plumbing Inspector; Julia Reinstein, Town Historian; Captain Smolarek, Cheektowaga Police Department; Dr. Louis Vendetti, Town Health Officer; Alfred Wnek, Highway Superintendent.

I. BIDS

Item No. 2 Furnishing of tools, equipment, materials and labor for construction of collector sewers, pump stations and related work in the area northeast of Genesee Street and Sugg Road - Sanitary Sewer District No. 8
Bids referred to Chester L. Bryan, Town Engineer.

Item No. 3 Furnishing of traffic control signs, sign posts and brackets for the year 7/1/80 to 6/30/81
Bids referred to Chester L. Bryan, Town Engineer.

Item No. 4 Police Department - Furnishing of the following vehicles:
Item No. I - 1980 Model Motorcycles
Alternate Item No. IA - 1981 Model Motorcycles
Bids referred to George Burst, Auto Mechanic Foreman.

II. PUBLIC HEARINGS

Item No. 5 This was the time and place advertised for a public hearing to consider the recommendations of the Planning Board to Rezone from their present zoning district classifications to RC-Restricted Business District the following properties:

1. the north side of William Street from the existing RC zoning east to Union Road
2. the south side of William Street from Cayuga Creek Road east to Union Road

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

This public hearing was adjourned to the regular Town Board Meeting of Monday, June 16, 1980 at 6:30 o'clock P.M., Eastern Daylight Saving Time at the Cheektowaga Town Hall, corner of Broadway and Union Road.

* * * * *

L E G A L N O T I C E

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 16th day of June, 1980 at 6:30 o'clock P.M., Eastern Daylight Saving Time of said day for the purpose of considering the recommendations of the Planning Board to Rezone from their present zoning district classifications to RC-Restricted Business District the following properties:

1. the north side of William Street from the existing RC zoning east to Union Road
2. the south side of William Street from Cayuga Creek Road east to Union Road

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

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

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

Supervisor Kenneth J. Meyers
Councilman Frank E. Swiatek
Councilman Thomas M. Johnson, Jr.
Councilman Frank J. Dux
Councilman Donald J. Wegner
Councilman James R. Burst
Councilman William P. Rogowski

RICHARD M. MOLESKI
TOWN CLERK

* * * * *

AFFIDAVIT-NEXT PAGE

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

Gladys M. Richter of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Chairman* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks;
first publication..... *June 5, 1980* ;
last publication..... *June 5, 1980* ;
and that no more than six days intervened be-
tween publications.

Gladys M. Richter
Sworn to before me this *6th*
day of *June* , 19 *80*
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *81*

Legal Notice

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 16th day of June, 1980, at 6:30 o'clock P.M., Eastern Daylight Saving Time of said day for the purpose of considering the recommendations of the Planning Board to Rezone from their present zoning district classifications to RC-Restricted Business District the following properties:

1. the north side of William Street from the existing RC zoning east to Union Road
 2. the south side of William Street from Cayuga Creek Road east to Union Road
- and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York.

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

BY ORDER OF THE TOWN BOARD

Supervisor Kenneth J. Meyers

Councilmen:

Frank E. Swiatek
Donald J. Wegner
Thomas M. Johnson, Jr.
Frank J. Dux
William P. Rogowski
James R. Burst

RICHARD M. MOLESKI
Town Clerk

Item No. 6 This was the time and place advertised for a public hearing to consider the advisability of adopting a "Special Review Zoning District Ordinance" in the Town of Cheektowaga, New York. Said Ordinance would establish a Special Review Zoning District covering the following areas for a period of ninety (90) days:

1. The northwest corner of Union Road and William Street
2. The west side of Union Road beginning south of the existing gas station on the southwest corner of Union Road at Genesee Street going south on Union Road to the existing R-Residential District
3. Walden Avenue from the City Line going east to Harlem Road - north and south sides of the street
4. South side of Genesee Street between Harlem Road and going east to the Thruway

and direct any and all departments, agencies and authorities of the Town to withhold the issuance of any permits for the construction, enlargement or use for a new or different use until the Zoning Ordinance of the Town of Cheektowaga is revised.

The Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor such proof was duly filed.

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. Comments were heard, after which the Supervisor declared the hearing closed. See Item No. 8 for decision.

Item No. 7 This was the time and place advertised for a public hearing to consider the advisability of adopting an amendment to Town Ordinance No. 15 - "REGULATING THE OWNING, HAVING CARE, CUSTODY OR CHARGE OF DOGS"; said Ordinance to be amended as follows:

5. A. Nuisances. No person owning, harboring, keeping, walking or in charge of any dog shall cause, suffer or allow such dog to soil, defile, defecate on or commit any nuisance on any sidewalk, gutter, street, play area, park or other public area, nor on any private property without the permission of the owner of such property. The prohibition in this section shall not apply to that portion of a street lying between the curb lines, which portion may be used to curb such dog under the following conditions:
 - (1) Any person who so curbs a dog shall immediately remove all feces left by such dog as follows:
 - (a) Feces shall be picked up with a scoop, shovel, broom, tong or similar implement and be placed directly in an airtight container, plastic or otherwise, and then deposited in a container used for the disposal of refuse.
 - (b) In no event shall any feces be deposited in any storm sewer or drainage ditch.
- B. Exclusion. The provisions of this ordinance shall not apply to a guide dog accompanying any blind person.

And said Ordinance shall be further amended as follows:

Section 5 shall be renumbered Section 6

Section 6 shall be renumbered Section 7

* * * * *

The Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof

Item No. 7 Cont'd.

that such notice has been duly published and posted, and upon the order of the Supervisor such proof was duly filed.

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

III. RESOLUTIONS

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

WHEREAS, the Town of Cheektowaga Planning Board is of the opinion that the present zoning district classification of a number of areas in the Town appear to be incompatible with present uses, adjacent uses and surrounding neighborhoods, and

WHEREAS, the primary reason and purpose of a zoning designation is to establish and maintain residential, commercial and industrial uses in their appropriate location pursuant to an overall master plan, and

WHEREAS, the courts have said that a local legislature may by interim or stop-gap ordinance stop for a reasonable time the commencement of all building in an area under immediate consideration for zoning or rezoning, and

WHEREAS, such stop-gap ordinance or calling of a moratorium on permits for a period of 90 days where a master plan change and implementing legislation were under consideration has been found to be appropriate, and

WHEREAS, the Town Board of the Town of Cheektowaga, at a regular meeting held on the 19th day of May, 1980, duly adopted a resolution calling for a public hearing to be held at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 2nd day of June, 1980 to consider the advisability of adopting a "SPECIAL REVIEW ZONING DISTRICT ORDINANCE", and

WHEREAS, notice of said public hearing was duly published as required by law, and

WHEREAS, a public hearing on the proposed "SPECIAL REVIEW ZONING DISTRICT ORDINANCE" was duly held by this Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York on the 2nd day of June, 1980 at 7:00 P.M.; and at which hearing all persons interested in the subject matter thereof had an opportunity to be heard and were heard, and

WHEREAS, this Town Board has now determined that it is in the public interest to adopt and enact a "SPECIAL REVIEW ZONING DISTRICT ORDINANCE"

NOW, THEREFORE, BE IT RESOLVED, that the "SPECIAL REVIEW ZONING DISTRICT ORDINANCE" be, and the same hereby is, adopted as follows:

* * * * *

SPECIAL REVIEW ZONING DISTRICT ORDINANCE

1. For a period of 90 days the following areas are declared a Special Review Zoning District:

- A. The northwest corner of Union Road and William Street.
- B. The west side of Union Road beginning south of the existing gas station on the southwest corner of Union Road at Genesee Street going south on Union Road to the existing R-Residential District.
- C. Walden Avenue from the City Line going east to Harlem Road - north and south sides of the street.
- D. South side of Genesee Street between Harlem Road and going east to the Thruway.

Item No. 8 Cont'd.

2. All department, agencies and authorities of the Town of Cheektowaga are directed to withhold the issuance of any permits for the construction, enlargement or use for a new or different use of the Special Review Zoning Districts listed in Section 1. of this Ordinance, and BE IT FURTHER

RESOLVED, that a copy of this resolution be entered in the minutes of the meeting of the Town Board of the Town of Cheektowaga on the 2nd day of June, 1980; and that a certified copy thereof be published in the CHEEKTOWAGA TIMES, a newspaper published in the Town of Cheektowaga and having a general circulation therein.

The aforementioned "SPECIAL REVIEW ZONING DISTRICT ORDINANCE" of the Town of Cheektowaga shall take effect ten (10) days after such publication, but such Ordinance shall take effect from the date of their service as against a person served personally with a copy thereof certified by the Town Clerk under the corporate seal of the Town and showing the date of their passage and entry into the minutes.

Upon Roll Call....

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

AFFIDAVIT-NEXT PAGE

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

Gladys M. Hechler of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Chief* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for 1 weeks;
first publication *June 5, 1980* ;
last publication *June 5, 1980* ;
and that no more than six days intervened be-
tween publications.

Gladys M. Hechler
Sworn to before me this *6th*
day of *June*, 19*80*..
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Comm. Expires March 30, 19*81*

**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 2nd day of June, 1980 at 7:00 o'clock p.m. Eastern Daylight Saving Time there were:

PRESENT:

Supervisor Kenneth J. Meyers

Councilmen:

Thomas M. Johnson, Jr.

Frank J. Dux

Donald J. Wegner

William P. Rogowski

ABSENT:

Councilmen:

Frank E. Swiatek

James R. Burst

Motion by Councilman Johnson, Seconded by Councilman Wegner

WHEREAS, the Town of Cheektowaga Planning Board is of the opinion that the present zoning district classification of a number of areas in the Town appear to be incompatible with present uses, adjacent uses and surrounding neighborhoods, and

WHEREAS, the primary reason and purpose of a zoning designation is to establish and maintain residential, commercial and industrial uses in their appropriate location pursuant to an overall master plan, and

WHEREAS, the courts have said that a local legislature may by interim or stop-gap ordinance stop for a reasonable time the commencement of all building in an area under immediate consideration for zoning or rezoning, and

WHEREAS, such stop-gap ordinance or calling of a moratorium on permits for a period of 90 days where a master plan change and implementing legislation were under consideration has been found to be appropriate, and

WHEREAS, the Town Board of the Town of Cheektowaga, at a regular meeting held on the 19th day of May, 1980, duly adopted a resolution calling for a public hearing to be held at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 2nd day of June, 1980 to consider the advisability of adopting a "SPECIAL REVIEW ZONING DISTRICT ORDINANCE", and

WHEREAS, notice of said public hearing was duly published as required by law, and

WHEREAS, a public hearing on the proposed "SPECIAL REVIEW ZONING DISTRICT ORDINANCE" was duly held by this Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York on the 2nd day of June, 1980 at 7:00 P.M.; and at which hearing all persons interested in the subject matter thereof had an opportunity to be heard and were heard, and

WHEREAS, this Town Board has now determined that it is in the public interest to adopt and enact a "SPECIAL REVIEW ZONING DISTRICT ORDINANCE"

NOW, THEREFORE, BE IT RESOLVED, that the "SPECIAL REVIEW ZONING DISTRICT ORDINANCE" be, and the same hereby is, adopted as follows:

**SPECIAL REVIEW ZONING
DISTRICT ORDINANCE**

1. For a period of 90 days the following areas are declared a Special Review Zoning District:

A. The northwest corner of Union Road and William Street.

B. The west side of Union Road beginning south of the existing gas station on the southwest corner of Union Road at Genesee Street going south on Union Road to the existing R-Residential District.

C. Walden Avenue from the City Line going east to Harlem Road - north and south sides of the street.

D. South side of Genesee Street between Harlem Road and going east to the Thruway.

2. All department, agencies and authorities of the Town of Cheektowaga are directed to withhold the issuance of any permits for the construction, enlargement or use for a new or different use of the Special Review Zoning Districts listed in Section 1. of this Ordinance, and BE IT FURTHER

RESOLVED, that a copy of this resolution be entered in the minutes of the meeting of the Town Board of the Town of Cheektowaga on the 2nd day June, 1980; and that a certified copy thereof be published in The CHEEKTOWAGA TIMES, a newspaper published in the Town of Cheektowaga and having a general circulation therein.

The aforementioned "SPECIAL REVIEW ZONING DISTRICT ORDINANCE" of the Town of Cheektowaga shall take effect ten (10) days after such publication, but such Ordinance shall take effect from the date of their service as against a person served personally with a copy thereof certified by the Town Clerk under the corporate seal of the Town and showing the date of their passage and entry into the minutes. Upon roll call.

Supervisor Meyers Voting AYE

Councilmen:

Swiatek

Voting ABSENT

Johnson

Voting AYE

Dux

Voting AYE

Burst

Voting ABSENT

Wegner

Voting AYE

Rogowski

Voting AYE

AYES: 5

NAYES: 0

ABSENT: 2

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 Cheektowaga, a town located in the County of Erie, State of New York, was duly held on June 2 1980, 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. 8, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 2nd day of June, 1980.

RICHARD M. MOLESKI
Town Clerk

WHEREAS, this Town Board duly held a public hearing on the 5th day of May, 1980 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. Parking prohibited in Designated locations 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

KEMP AVENUE	North side	from the east curb line of HARLEM ROAD to the west curb line of THE AVENUE
LYMAN AVENUE	South side	from the east curb line of HARLEM ROAD to the west curb line of TILLOTSON AVENUE
MCPARLIN AVENUE	South side and West side	from the east curb line of HARLEM ROAD to the south curb line of FREDA AVENUE
DANIEL AVENUE	South side	from the east curb line of HARLEM ROAD to the west curb line of TILLOTSON AVENUE
FREDA AVENUE	North side	from the east curb line of HARLEM ROAD to the west curb line of THE AVENUE
ABELES AVENUE	South side	from the east curb line of HARLEM ROAD to the west curb line of TILLOTSON AVENUE
VINCENT AVENUE	West side	from the north curb line of LENA AVENUE to the south curb line of ABELES AVENUE
LENA AVENUE	South side	from the east curb line of HARLEM ROAD to the west curb line of VINCENT AVENUE
TILLOTSON AVENUE	East side	from the south curb line of Mc NAUGHTON AVENUE to the north curb line of ABELES AVENUE
THE AVENUE	West side	from the south curb line of Mc PARLIN AVENUE to the north curb line of FREDA AVENUE

Item No. 9 Cont'd.

EDEN LANE	West side	from the north curb line of Mc PARLIN AVENUE to the terminus at the cul-de-sac
STRATFORD PLACE	West side	from the south curb line of GENESEE STREET to the north curb line of ROY ALLEY
WOODROW PLACE	East side	from the south curb line of GENESEE STREET to the north curb line of ROY ALLEY
VERDUN PLACE	East side	from the south curb line of GENESEE STREET to the north curb line of ROY ALLEY
ROY ALLEY	South side	from the east curb line of STRATFORD PLACE to the west curb line of VERDUN PLACE
HERITAGE COURT	West side	from the south curb line of GENESEE STREET to the terminus
GRAND BOULEVARD	North side	from the west curb line of E. GRAND BOULEVARD to the east curb line of W. GRAND BOULEVARD
E. GRAND BOULEVARD	East side and North side	from the north curb line of CENTRAL BOULEVARD to the south curb line of GENESEE STREET
W. GRAND BOULEVARD	West side	from the north curb line of SOUTHERN PARKWAY to the south curb line of GRAND BOULEVARD
CENTRAL BOULEVARD	South side	from the east curb line of HARLEM ROAD to the west curb line of LORRAINE LANE
LINDBERGH COURT	North side	from the east curb line of ROSEWOOD TERRACE to the west curb line of EASTLAND PARKWAY
PATTON LANE	South side	from the east curb line of Mc NAUGHTON AVENUE to the south curb line of GEO. URBAN BOULEVARD
RUTH DRIVE	North side and East side	from the east curb line of CATHEDRAL LANE to the north curb line of CATHEDRAL LANE
CATHEDRAL LANE	West side, South side and East side	from the south curb line of Mc NAUGHTON AVENUE to the south curb line of McNAUGHTON AVENUE
PARADISE COURT	West side	from the south curb line of Mc PARLIN AVENUE to the north curb line of FRED A AVENUE
ROSEWOOD TERRACE	East side	from the north curb line of SOUTHERN PARKWAY to the south curb line of GRAND BOULEVARD
MIDLAND DRIVE	West side	from the north curb line of CENTRAL BOULEVARD to the south curb line of GRAND BOULEVARD
NORTHERN PARKWAY	South side	from the east curb line of HARLEM ROAD to the west curb line of E. GRAND BOULEVARD

Item No. 9 Cont'd.

WESTLAND PARKWAY	East side	from the north curb line of CENTRAL BOULEVARD to the south curb line of GRAND BOULEVARD
EASTLAND PARKWAY	East side	from the south curb line of E. GRAND BOULEVARD to the north curb line of SOUTHERN PARKWAY
KILBOURNE ROAD	East side	from the north curb line of CENTRAL BOULEVARD to the south curb line of E. GRAND BOULEVARD
LORRAINE LANE	East side	from the south curb line of GEORGE URBAN BOULEVARD to the north curb line of CENTRAL BLVD.
ANNA COURT	South side	from the east curb line of LORRAINE LANE to the terminus
ANDERSON ROAD	East side	from the south curb line of WALDEN AVENUE to the north curb line of DALE ROAD
DALE ROAD	South side and West side	from the south curb line of WALDEN AVENUE to the terminus at the New York State Thruway
PEPPY PLACE	East side and West side	from the south curb line of WALDEN AVENUE to the north curb line of DALE ROAD
C. No parking here to corner		
WELLWORTH PLACE	North side	from the west curb line of UNION ROAD to a point eighty (80) feet westerly thereof

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:

LEROY ROAD	from CLEVELAND DRIVE to AURORA DRIVE
SUGNET ROAD	from CLEVELAND DRIVE to FONTAINE DRIVE

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 the villages of Depew and Sloan.

Item No. 9 Cont'd.

Section 4. Publication.

That these amendments 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 affidavits of such publication 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 Johnson, Dux, Wegner and Rogowski
NAYES: 0
ABSENT: Councilmen Swiatek and Burst

AFFIDAVIT-NEXT PAGE

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

Gladys M. Seckter, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clark* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks;
first publication..... *June 5, 1980*;
last publication..... *June 5, 1980*;
and that no more than six days intervened be-
tween publications.

Gladys M. Seckter
Sworn to before me this *6th*
day of *June*, 19 *80*
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
County of Erie
Commission Expires March 30, 19 *81*

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 2nd day of June, 1980 at 7:00 o'clock p.m. Eastern Daylight Saving Time there were:

PRESENT:

Supervisor Kenneth J. Meyers
Councilmen:

Thomas M. Johnson, Jr.
Frank J. Dux
Donald J. Wegner
William P. Rogowski

ABSENT:

Councilmen:

Frank E. Swiatek
James R. Burst

Motion by Councilman Wegner, Seconded by Supervisor Meyers

WHEREAS, this Town Board duly held a public hearing on the 5th day of May, 1980 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. Parking prohibited in designated locations 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

KEMP AVENUE, North side, from the east curb line of HARLEM ROAD to the west curb line of THE AVENUE

LYMAN AVENUE, South side, from the east curb line of HARLEM ROAD to the west curb line of TILLOTSON AVENUE

MC PARLIN AVENUE, South side and West side, from the east

curb line of HARLEM ROAD to the south curb line of F R E D A AVENUE

DANIEL AVENUE, South side, from the east curb line of HARLEM ROAD to the west curb line of TILLOTSON AVENUE

FREDA AVENUE, North side, from the east curb line of HARLEM ROAD to the west curb line of THE AVENUE

ABELES AVENUE, South side, from the east curb line of HARLEM ROAD to the west curb line of TILLOTSON AVENUE

VINCENT AVENUE, West side, from the north curb line of LENA AVENUE to the south curb line of ABELES AVENUE

LENA AVENUE, South side, from the east curb line of HARLEM ROAD to the west curb line of VINCENT AVENUE

TILLOTSON AVENUE, East side, from the south curb line of MC NAUGHTON AVENUE to the north curb line of ABELES AVENUE

THE AVENUE, West side, from the south curb line of MC PARLIN AVENUE to the north curb line of FREDA AVENUE

EDEN LANE, West side, from the north curb line of MC PARLIN AVENUE to the terminus at the cul-de-sac

STRATFORD PLACE, West side, from the south curb line of GENESEE STREET to the north curb line of ROY ALLEY

WOODROW PLACE, East side, from the south curb line of GENESEE STREET to the north curb line of ROY ALLEY

VERDUN PLACE, East side, from the south curb line of GENESEE STREET to the north curb line of ROY ALLEY

ROY ALLEY, South side, from the east curb line of STRATFORD PLACE to the west curb line of VERDUN PLACE

HERITAGE COURT, West side, from the south curb line of GENESEE STREET to the terminus

GRAND BOULEVARD, North side, from the west curb line of E. GRAND BOULEVARD to the east curb line of W. GRAND BOULEVARD

E. GRAND BOULEVARD, East side and North side, from the north curb line of CENTRAL BOULEVARD to the south curb line of GENESEE STREET

W. GRAND BOULEVARD, West side, from the north curb line of SOUTHERN PARKWAY to the south curb line of GRAND BOULEVARD

CENTRAL BOULEVARD, South side, from the east curb line of HARLEM ROAD to the west curb line of LORRAINE LANE

LINDBERGH COURT, North side, from the east curb line of ROSEWOOD TERRACE to the west curb line of EASTLAND PARKWAY

PATTON LANE, South side, from the east curb line of MC NAUGHTON AVENUE to the south curb line of GEORGE URBAN BOULEVARD

RUTH DRIVE, North side and East side, from the east curb line of CATHEDRAL LANE to the north curb line of CATHEDRAL LANE

CATHEDRAL LANE, West side, South side and East side, from the south curb line of MC NAUGHTON AVENUE to the south curb line of MC NAUGHTON AVENUE

PARADISE COURT, West side, from the south curb line of MC PARLIN AVENUE to the north curb line of FREDA AVENUE

ROSEWOOD TERRACE, East side, from the north curb line of SOUTHERN PARKWAY to the south curb line of GRAND BOULEVARD

MIDLAND DRIVE, West side, from the north curb line of CENTRAL BOULEVARD to the south curb line of GRAND BOULEVARD

NORTHERN PARKWAY, South side, from the east curb line of HARLEM ROAD to the west curb line of E. GRAND BOULEVARD

WESTLAND PARKWAY, East

PARKWAY

KILBOURNE ROAD, East side, from the north curb line of CENTRAL BOULEVARD to the south curb line of E. GRAND BOULEVARD

LORRAINE LANE, East side, from the south curb line of GEORGE URBAN BOULEVARD to the north curb line of CENTRAL BOULEVARD

ANNA COURT, South side, from the east curb line of LORRAINE LANE to the terminus

ANDERSON ROAD, East side, from the south curb line of WALDEN AVENUE to the north curb line of DALE ROAD

DALE ROAD, South side and West side, from the south curb line of WALDEN AVENUE to the terminus at the New York State Thruway

PEPPY PLACE, East side and West side, from the south curb line of WALDEN AVENUE to the north curb line of DALE ROAD

C. No parking here to corner
WELLWORTH PLACE, North side, from the west curb line of UNION ROAD to a point eighty (80) feet westerly thereof

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

LEROY ROAD, from CLEVELAND DRIVE to AURORA DRIVE
SUGNET ROAD, from CLEVELAND DRIVE to FONTAINE DRIVE

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.

That these amendments 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 affidavits of such publication shall be filed with the Town Clerk and the Town Clerk shall likewise enter in the Ordinance Book a copy of these amendments specifying the date of adoption thereof.

Upon roll call.

Supervisor Meyers Voting AYE

Councilmen:

Swiatek	Voting ABSENT
Johnson	Voting AYE
Dux	Voting AYE
Burst	Voting ABSENT
Wegner	Voting AYE
Rogowski	Voting AYE

AYES: 5

NAYES: 0

ABSENT: 2

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 Erie, State of New York, was duly held on June 2, 1980, 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. 9, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true

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

WHEREAS, Stephenson Rental, Inc. has applied for a rezoning from M1-Light Manufacturing District to CM-General Commercial District on property located at 3810 Union 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 No. 17, Township 11, Range 7 of the Holland Land Company's Survey, described as follows:

Commencing at a point in the westerly line of Union Road, as now laid out, one thousand one hundred five and fifty hundredths (1105.50) feet measured along said westerly line of Union Road, north of the intersection of said westerly line of Union Road with the south line of Lot No. 17; thence westerly parallel with said south line of Lot No. 17, four hundred (400) feet; thence northerly parallel with Union Road, seventy-five (75) feet; thence easterly parallel with the south line of Lot No. 17, four hundred (400) feet to the westerly line of Union Road; thence southerly along said westerly line of Union Road, seventy-five (75) feet to the point or 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 5th day of May, 1980 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, the Town Planning Board has reviewed said application and has presented no objection thereto provided that the Petitioner submit, a Development Plan as required by Section 10-10 of the Zoning Ordinance, and provided further that an eight foot stockade fence be erected on the south depth line of this property from the rear of the present building west to the rear lot line. Another requirement should be a ten (10) foot landscaped green area - low maintenance ground cover consisting of shrubs and plantings in front of this parcel, plus it is also recommended that this petition be referred to the Engineer's Office for input for storm water run off from said property, and

WHEREAS, said Development Plan has been duly submitted to the Town and the Town Planning Commission has outlined all of the above listed recommendations, now, therefore, BE IT

RESOLVED, that the said rezoning is granted subject to the petitioner complying with the requirements set forth above and in the Development Plan and further, that the petitioner comply with the recommendation that input be obtained from the Town Engineer's Office regarding storm water run off, and BE IT FURTHER

RESOLVED, that the above described premises are rezoned from M1-Light Manufacturing District to CM-General Commercial 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 Johnson, Dux, Wegner and Rogowski
NAYES: 0
ABSENT: Councilmen Swiatek and Burst

AFFIDAVIT-NEXT PAGE

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

Gladys M. Sedute, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks;
first publication..... *June 5, 1980*;
last publication..... *June 5, 1980*;
and that no more than six days intervened be-
tween publications.

Gladys M. Sedute
Sworn to before me this *6th*
day of *June* 19 *80*
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *81*

Legal Notice

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 2nd day of June, 1980 at 7:00 o'clock p.m. Eastern Daylight Saving Time there were:

PRESENT:
Supervisor Kenneth J. Meyers
Councilmen:

Thomas M. Johnson, Jr.

Frank J. Dux

Donald J. Wegner

William P. Rogowski

ABSENT:

Councilmen:

Frank E. Swiatek

James R. Burst

Motion by Councilman Wegner,
Seconded by Councilman Johnson

WHEREAS, Stephenson Rental, Inc. has applied for a rezoning from M-Light Manufacturing District to CM-General Commercial District on property located at 3810 Union 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 No. 17, Township 11, Range 7 of the Holland Land Company's Survey, described as follows:

Commencing at a point in the westerly line of Union Road, as now laid out, one thousand one hundred five and fifty hundredths (1105.50) feet measured along said westerly line of Union Road, north of the intersection of said westerly line of Union Road with the south line of Lot No. 17; thence westerly parallel with said south line of Lot No. 17, four hundred (400) feet; thence northerly parallel with Union Road, seventy-five (75) feet; thence easterly parallel with the south line of Lot No. 17, four hundred (400) feet to the westerly line of Union Road; thence southerly along said westerly line of Union Road, seventy-five (75) feet to the point or 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 5th day of May, 1980 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, the Town Planning Board has reviewed said application and has presented no objection thereto provided that the Petitioner submit a Development Plan as required by Section 10-10 of the Zoning Ordinance, and provided further than an eight foot stockade fence be erected on the south depth line of this property from the rear of the present building west to the rear lot line. Another requirement should be a 10 foot landscaped green area - low maintenance ground cover consisting of shrubs and plantings in front of this parcel, plus it is also recommended that this petition be referred to the Engineer's Office for input for storm water run off from said property, and

WHEREAS, said Development Plan has been duly submitted to the Town and the Town Planning Commission has outlined all of the above listed recommendations, now, therefore, BE IT

RESOLVED, that the said rezoning is granted subject to the petitioner complying with the requirements set forth above and in the Development Plan and further, that the petitioner comply with the recommendation that input be obtained from the Town Engineer's Office regarding storm water run off, and BE IT FURTHER

RESOLVED, that the above described premises are rezoned from M-Light Manufacturing District to CM-General Commercial 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 Voting ABSENT

Johnson Voting AYE

Dux Voting AYE

Burst Voting ABSENT

Wegner Voting AYE

Rogowski Voting AYE

AYES: 5
NAYES: 0

ABSENT: 2

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 Cheektowaga, a town located in the County of Erie, State of New York, was duly held on June 2 1980, 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. 10, 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 2nd day of June, 1980.

RICHARD M. MOLESKI
Town Clerk

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

WHEREAS, Matthew and Charlotte Lakes have made application and requested the rezoning of property located at 416 Cayuga Creek Road, in the Town of Cheektowaga, New York, from R-Residential District to CM-General Commercial District, said applicants being the owners 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 Monday, June 16, 1980 at 6:30 o'clock P.M., Eastern Daylight Saving Time, at the Cheektowaga Town Hall, corner of Broadway and Union Road.

Upon Roll Call....

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

AFFIDAVIT-NEXT PAGE

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

Gladys M. Hechter, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Club* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks;
first publication *June 5, 1980* ;
last publication *June 5, 1980* ;
and that no more than six days intervened be-
tween publications.

Gladys M. Hechter

Sworn to before me this *6th*

day of *June*, 19 *80*

Naidine C. Williams

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *81*

LEGAL NOTICE
NOTICE IS HEREBY GIVEN
that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 16th day of June 1980, at 6:30 o'clock P. M., Eastern Daylight Savings Time of said day for the purpose of considering the application of Matthew & Charlotte Lakes to Rezone from R- Residential District to CM- General Commercial District on property located at 416 Cayuga Creek Road and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York.

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot Number sixty-eight (68), Township ten (10), Range seven (7) of the Buffalo Creek Reservation, bounded and described as follows:

BEGINNING at a point in the west line of Subdivision Lot "E" as shown on a map filed in the Erie County Clerk's Office under Cover Number 1054, two hundred ninety-seven (297) feet northerly from the intersection of the west line of Subdivision Lot "E" and the south line of Lot Number sixty-eight (68), as measured along the west line of Subdivision Lot "E" as shown of a map filed in the Erie County Clerk's Office under Cover Number 1054; thence easterly at an exterior angle of $91^{\circ}05'$, one hundred seventeen and four hundredths (117.04) feet to the west line of lands conveyed to Anna Butkowski by deed recorded January 25, 1943 in the Erie County Clerk's Office in liber 3345 of Deeds at page 556; thence northerly along the west line of lands conveyed to Anna Butkowski by aforesaid deed four hundred nine and ten hundredths (409.10) feet to the northwest corner of lands conveyed to Anna Butkowski by aforesaid deed; thence easterly along the north line of said Anna Butkowski's lands eighty-four (84) feet to the east line of Subdivision Lot "E" as shown on a map filed in the Erie County Clerk's Office under Cover Number 1054; thence northerly along the east line of Subdivision Lot "E" as shown on a map filed in the Erie County Clerk's Office under Cover Number 1054, two hundred and twenty-five hundredths (200.25) feet to the northeast corner of Subdivision Lot "E" as shown on a map filed in the Erie County Clerk's Office under Cover Number 1054; thence westerly along the north line of Subdivision Lot "E" as shown on a map filed in the Erie County Clerk's Office under Cover Number 1054; two hundred fourteen and fifty hundredths (214.50) feet more or less to the northwest corner of Subdivision Lot "E" as shown on a map filed in the Erie County Clerk's Office under Cover Number 1054; thence southerly along the west line of Subdivision Lot "E" as shown on a map filed in the Erie County Clerk's Office under cover number 1054; six hundred six and seventy hundredths (606.70) feet more or less to the point or place of beginning.

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

BY ORDER OF THE TOWN BOARD

Supervisor Kenneth J. Meyers
Councilmen:

Frank E. Swiatek

Donald J. Wegner

Thomas M. Johnson, Jr.

Frank J. Dux

William P. Rogowski

James R. Burst

RICHARD M. MOLESKI
Town Clerk

Item No. 12 Motion by Councilman Wegner, seconded by Councilman Rogowski

WHEREAS, Peter Santin, John Ogiony and Edward Ogiony have made application and requested the rezoning of property located at in the Town of Cheektowaga, New York, from C-Retail Business District to CM-General Commercial District, said applicants being the owners 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 Monday, June 16, 1980 at 6:30 o'clock P.M., Eastern Daylight Saving Time, at the Cheektowaga Town Hall, corner of Broadway and Union Road.

Upon Roll Call....

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

AFFIDAVIT-NEXT PAGE

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

Gladys M. Richter, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... Clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for 1 weeks;
first publication..... June 5, 1980 ;
last publication..... June 5, 1980 ;
and that no more than six days intervened be-
tween publications.

Gladys M. Richter
Sworn to before me this 6th
day of June , 19 80
..... Naidine C. Williams

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 81

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 16th day of June 1980, at 6:30 o'clock P.M., Eastern Daylight Savings Time of said day for the purpose of considering the application of Peter Santin, John Ogiony & Edward Ogiony to Rezone from C - Retail Business District to CM - General Commercial District on property located at 143 French Road and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York.

ALL OF THAT PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, State of New York, being part of Lot 113, Township 10, Range 7, bounded and described as follows:

BEGINNING at a point on the south line of French Road (width varies), said point being 565' west of the east line of Lot 113, as measured at right angles thereto; thence easterly along said south line of French Rd. (width varies) on a curve to the right, an arc distance of 135.43' (radius 1095.92') to a point, thence southerly parallel to the east line of Lot 113, 129.16' to a point; thence westerly at right angles to the last mentioned line 129.67' to a point; thence northerly along a line being parallel to the east line of Lot 113 and 565.00' westerly therefrom 89.86' to the point of beginning containing 14,061 S.F., more or less.

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

BY ORDER OF THE TOWN BOARD

Supervisor Kenneth J. Meyers

Councilmen:

Frank E. Swiatek

Donald J. Wegner

Thomas M. Johnson, Jr.

Frank J. Dux

William P. Rogowski

James R. Burst

RICHARD M. MOLESKI

Town Clerk

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

RESOLVED that the 1980 rate for seasonal laborers in the following Departments is hereby established at the rate of \$3.10 per hour:

Sanitation
Sewer Maintenance
Sewage Treatment Plant No. 5
Central Garage
Facilities Department
Engineering

and BE IT FURTHER RESOLVED that the salary rate for all 1980 seasonal laborers previously hired by Town Board resolution shall be adjusted to reflect this new rate retroactive to the original date of hire, and BE IT FURTHER

RESOLVED that the rate of pay for Stanley Czajka, a Seasonal Mechanic in the Facilities Department, shall be adjusted to the rate of \$3.61 per hour, retroactive to his 1980 date of hire; said adjustment reflecting the hourly rate of Seasonal Mechanics previously hired.

Upon Roll Call....

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

Item No. 14A Motion by Supervisor Meyers, seconded by Councilman Wegner

RESOLVED that the following individuals are hereby hired for seasonal work in the following Departments:

Seasonal Laborers at \$3.10 per hour in the Facilities Department:

Martin Keith Wild
Paul D. Mazurkiewicz
Joe Caito

Seasonal Laborer at \$3.10 per hour in Sewer Maintenance Dept.:

Mark Dolan

Seasonal Clerk Typists at \$3.10 in the following Departments:

Judges:

Cathy A. Rutkowski
(retroactive to May 21, 1980)

Accounting/Payroll Office:
Mary Jane Kozminski

Upon Roll Call....

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

Item No. 14B Motion by Councilman Dux, seconded by Councilman Rogowski

RESOLVED that the following individuals are hereby hired as seasonal laborers in the Departments listed below:

SEWER MAINTENANCE DEPARTMENT @ \$3.10 per hour:

Richard T. Weber
Nicholas Serio

SANITATION DEPARTMENT @ \$3.10 per hour:

Robert Braniecki

Item No. 14B Cont'd.

SANITATION DEPARTMENT @ \$3.10 per hour Cont'd.:

Richard Marinaccio
Thomas Hudy
William R. Johnson
Andrew Rutski
Alan Mazurowski

FACILITIES DEPARTMENT @ \$3.10 per hour:

John Mekarski
James Perry
David Mika
Daryl Szymczak
Tom Kroll
Kenneth Mesler Jr.
Robert Zygmunt
Alan Zbytek
Donald Strozyk
Larry Benczkowski
Douglas Vogel
Scott Keller
Daniel Pastuch
Michael Argentieri
Paul Glab
David Wisniewski
Frank Longo

WASTEWATER TREATMENT PLANT NO. 5 @ \$3.10 per hour:

Ronald Kaczmarek
Kurt Pilarski
Hugh Allan

and BE IT

FURTHER RESOLVED that the following individuals be hired as Seasonal Clerical in the Departments listed below:

JUSTICE DEPARTMENT - SEASONAL CLERICAL - \$3.10 per hour

Cathy Rutkowski
Coline Carlin
Irene Piekarski

POLICE DEPARTMENT - SEASONAL CLERICAL - \$3.10 per hour

Ellen Pinarski

and BE IT

FURTHER RESOLVED that the following transfer be made, effective as of 5/22/80:

SEASONAL CLERICAL - Transfer from Central Garage to Council Office

Elizabeth Smolarek

Upon Roll Call....

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

Item No. 14C Motion by Councilman Rogowski, seconded by Supervisor Meyers

BE IT RESOLVED that the following be hired by the Cheektowaga Recreation Department to help conduct its 1980 summer program:

Item No. 14C Cont'd.

TENNIS INSTRUCTORS - \$1200 / 10 weeks

Kennth Bieger
Matthew Thormahlen

LIFEGUARDS - \$3.35 per hour with WSI - \$3.10 without WSI

Mark Angrisano
Debra Baumgardner
Mary Bermel
Patrick Berst
Edie Marie Bird
Raymond Bradford
Diane Bohrer
Lynn Brauler
Daniel Burns
Michelle Buyea
Patricia Calhoon
Marsha Case
Peter Catalfu
Frances Chirico
Sharon Conwell
Candyce Costrine
Anne Marie Filipski
Thomas Gagola
Susanne Garbacz
David Gennocro
Tim Grapczynski
Wendy Hansen
Deborah Healy
Linda Jagodzinski
Andrew Jerzewski
Bob Joyce
David Kawalerski
Christine Kellam
Mary Ann Kissel
Anna Klos
Deborah Konopa
William Drieger
Susan Kushner
Lisa Lageman
Michelle Leszczynski
Colleen Lester
Mary Lizak
Kevin Kopeland
Barbara Jo Maj
Catherine Mederski
Elizabeth Mildemberger
Ann Marie McGee
Debbie McGee
Susan Nicholson
Lori Peterson
Cynthia Ann Pilat
Thomas Pilat
Robert Schenk
Ron Schenk
Ellyn Schmitt
Kim Schneider
Richard Slisz
Susan Turner
Lynn Weigel
Walter Wilson
Janet Walentynowicz
Judith Wypij

POOL SUPERVISOR - \$1500 / 10 weeks

Linda Morris

Item No. 14C Cont'd.

PARK ATTENDANTS - \$3.10 per hour

Nancy Aguglia
Paul Arcara
Barbara Baldi
Dee Bartkowiak
Mary Bilski
Larry Brownell
Ceil Burgio
James Burke
Jolette Camarda
Sharon Champagne
Josephine Colangelo
Sheryl Derylak
Lisa Dombrowski
Pamela Emmanuele
Robert English
William Fenske, Jr.
Mary Fichtner
Gail Filipiak
Andre Filippi
Jeffrey Fiorello
Marcia Frank
Donna Marie Geiger
Steven Geiger
Nancy Grzybek
George Haas, Jr.
Cathy Hain
Rae Marie Heckman
Mary Lou Heintzman
Sharon Helinski
William Hojczyk
Jolene Colangelo
David Hickson
Douglas Junik
Gary Isbrandt
Joseph Kaminski
Mary Beth Kawater
Patti Ann Kelly
Mark Kensy
Belinda Koenig
Janice Kolis
Cindy Kroll
Deborah Kubera
Teresa Kuczka
Dean Lach
David Lawrence
Melanie Lata
Donald Levan
Laurie Licata
Barbara Majchrzak
Matthew Mann
Frank Markiewicz
Frederick Miller
Clara Mingle
Catherine Mirando
Tina Monaco
Lisa Murawski
Keith Muscarella
Deirdre Nagle
Lucille Needham
Lisa Norman
Alan Oryszak
Judy Pawlowski
Tony Percival
Anthony Pijacki
Gail Pleban
James Proehl
Thomas Rabent

Item No. 14C Cont'd.

PARK ATTENDANTS - \$3.10 per hour Cont'd.

Susan Raccuia
Trina Rose
Sheila Rosenberry
Mark Rzemek
Denise Rutkowski
Darlene Safe
Susan Sansone
Nancy Ann Sevilla
Randall Sevilla
Robin Shisler
Gary Sirface
Sandra Slachciak
Mary Beth Sodus
Deborah Solomon
Mary Anne Spaulding
Timothy Staron
Maureen Sullivan
Mary Ann Tenney
Philip Tonsoline
Dawn Truax
Joanne Viverto
Greg Voytovich
Christine Whalley
Thomas Wild
Karen Wilson
Donald Wipperman
Barbara Wojcik
Carol Yamarino
Lisa Zanghi
Brenda Ziarniak
Leslie Ann Zotter
Ronald Zyglis
Camilla Derylak

BASKETCHECKERS - \$2.25 per hour:

Charlene Vitale
James Burns
Darla Villano
Timothy Hess
Ronald Kubiak
Arthur Marczynski
Paul Mazurkiewicz
Carmella Arricale
Rebecca Augustyn
Ralph Backes
Kimberly Bannister
Linda Lonczak
Michele Barrett
Cheryl Beck
Judith Benczkowski
Kurt Bernhard
Lawrence Bifaro
Kelly Billittier
Anita Bilotte
Roseanne Bolognese
Sandy Braun
Sandra Braunscheidel
Debbie Burke
Linnea Burkard
Sue Brem
Sharon Burns
Brian Cebulski
Mark Christ
Dawn Crane
Alice Crosby
Daniel Kroll
Sandra Cummings

Item No. 14C Cont'd.

BASKETCHECKERS - \$2.25 per hour Cont'd.

Donna Czajka
Laurie Czajka
Robert Dachille
Peter Dettelis
Lisa DiChristopher
Karen Dixon
Jack Dolan
Steven Dranger
Celeste Dux
Mary Lynn Dworaczyk
Lori Ferdinand
Kurt Friedrich
Dana Marie Fritzingier
Karen Glogowski
Martin Gorko
John Grandillo
Judy Grzybek
Jody Hansen
Keith Healy
Jill Horvatis
Steve Janeczko
Mark Jerge
Darlene Juda
Debbie Jurek
Sue Karp
Karen Kazukiewicz
Holly Kidd
Antoinette Kielma
Karen Cummings
Christine Kolasny
Kelly Kolbert
Judy Kowal
Ann Marie Barrett
David Kroll
Joseph Kwiatkowski, Jr.
Susan Lewandowski
Debbie Lonczak
Anthony Kolasny
Laura Anne Niziurski
Robert Marczynski
Debbie Bonfessuto
Maureen Pedersen
Lori Lonczak
Lynn Lyon
Dennis Lyons
Karen Matecki
Nancy Matuszak
Debra Michalski
Pamela Miller
Dean Mueller
Kathleen Mulcahy
Jodee Murawski
Kathleen McEwen
Tammy Norris
Lynn O'Donnell
Mark Okon
Thomas Okon
David Ostrowski
Richard Pajak
Thomas Pajak
Linda Piepszny
Denise Pigeon
Mark Pokorski
David Potzler
James Prowse
Daniel Petroski
Robin Reimer

6/2/80

Item No. 14C Cont'd.

BASKETCHECKERS - \$2.25 per hour Cont'd.

Linda Ritzman
Cynthia Saniewski
Joanne Schaefer
Beverly Sikora
James Silvestri
Diane Simmeth
Darlene Siuda
Jeffrey Snee
Daryl Sobczak
Kenneth Sobczynski
Jim Sorrentino
Rick Speyer
Jeffrey Staebell
Stacy Stawicki
Lori Stein
Michael Strait
Karen Stutz
Pamela Stachewicz
Karen Szymanski
Douglas Takac
Elaine Tontillo
Arthur Urbanski
Debbie Vitale
Kathleen Wardzinski
Lynn Warmus
Judy Wazny
Lynn Weil
Robin Wesolowski
Jeffrey Wiatrowski
Paul Wojtaszek
Joanne Wojtowicz
Diane Zablotny
Nadine Zurenda
Donna Zydel

Upon Roll Call....

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

Item No. 14D Item Withdrawn.

*Item No. 14E This item was taken out of context and was acted upon before
Item No. 14A.

Motion by Councilman Rogowski, seconded by Councilman Dux

BE IT RESOLVED that the following be hired by the Cheektowaga
Recreation Department to supervise the 1980 Summer Programs:

PLAYGROUND SUPERVISORS - \$1,650.00 / 10 weeks

Thomas Block
Larry Onusz
Ronald Zyglis
Clara Mingle
Richard Andrzejewski
Melissa Prorok

Motion made by Councilman Wegner, seconded by Councilman Johnson
to amend this resolution to include the following individuals:

Item No. 14E Cont'd.

PLAYGROUND SUPERVISORS - \$1,650.00 / 10 weeks

Diane Catalfu
Catherine Miranda
Dorothy Holtz

and the vote on the amendment was as follows:

Upon Roll Call....

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

said amended resolution to read as follows:

AMENDED RESOLUTION

Motion by Councilman Rogowski, seconded by Councilman Dux

BE IT RESOLVED that the following be hired by the Cheektowaga Recreation Department to supervise the 1980 Summer Programs:

PLAYGROUND SUPERVISORS - \$1,650.00 / 10 weeks

Thomas Block
Larry Onusz
Ronald Zyglis
Clara Mingle
Richard Andrzejewski
Melissa Prorok
Diane Catalfu
Catherine Mirando
Dorothy Holtz

Upon Roll Call....

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

Item No. 14F Motion by Supervisor Meyers, seconded by Councilman Wegner

BE IT RESOLVED that the following individuals be and hereby are hired as part-time summer help in the office of the Town Clerk (to assist Town Historian, Julia Reinstein) at the rate of \$3.10 per hour, effective immediately:

Michele Jagodzinski

Cheektowaga, New York 14206

Mary Jane Kaczmarek

Cheektowaga, New York 14227

Kristine McBurney

Cheektowaga, New York 14227

Upon Roll Call....

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

Item No. 14G Motion by Supervisor Meyers, seconded by Councilman Johnson

RESOLVED, that the following individuals are hereby hired in the Cheektowaga Youth Bureau at the titled position and rate of pay per hour:

YOUTH COMMUNITY CONSERVATION AND IMPROVEMENT PROJECT (YCCIP)
\$3.10 per hour

--Alfred Amanti

--Andrew J. McManus

YOUTH CONSERVATION CORPS - Crew Supervisor (A.7310.161)
\$4.25 per hour

--Kevin A. Bardol

HOMETOWN BEAUTIFICATION - Crew Supervisor (A.7310.163)
\$4.25 per hour

--Leonard Moskal

SUMMER DAY CAMP FOR DEVELOPMENTALLY DISABLED - Activity Directors
\$3.50 per hour

--Colleen Lizak

--Denise Graca

ADMINISTRATIVE INTERN PROGRAM - \$3.25 per hour

--Mark Popiela

Upon Roll Call....

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

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

WHEREAS, a vacancy exists in the position of Clerk-Typist in the Town Justice Department, AND

WHEREAS, said vacancy has been posted in accordance with the bargaining agreement between the Town of Cheektowaga Employees' Association and the Town of Cheektowaga, AND

WHEREAS, Renette Rogowski appears on the most recent Civil Service List of eligibles for the position of "Clerk-Typist", NOW, THEREFORE, BE IT

RESOLVED that Renette Rogowski, of Cheektowaga, New York, be and hereby is appointed to the position of Clerk-Typist in the Town Justice Department at a salary in accordance with the current agreement between the Town of Cheektowaga Employees' Association and the Town of Cheektowaga, said appointment effective the date of this resolution.

Item No. 15 Cont'd.

Upon Roll Call....

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

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

WHEREAS, Officer Ronald Kmiotek, of the Cheektowaga Police Department, has been absent from work due to illness, and

WHEREAS, Officer Kmiotek has exhausted all of his accumulated sick leave, and is still unable to return to work, NOW, THEREFORE, BE IT

RESOLVED that pursuant to Section 13.03 of the agreement between the Town of Cheektowaga and the Cheektowaga Police Club, Officer Ronald Kmiotek is hereby granted extended sick leave for a period of up to ninety (90) days, effective May 14, 1980.

Upon Roll Call....

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

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

WHEREAS, James A. Torgalski, an employee in the Sanitation Department, has been absent from work due to illness, and

WHEREAS, James A. Torgalski has exhausted all of his accumulated sick leave, personal leave and vacation days, and is still unable to return to work, and has requested extended sick leave, NOW, THEREFORE, BE IT

RESOLVED that pursuant to Section 8.02 of the agreement between the Town of Cheektowaga and the Cheektowaga Employees' Association, James A. Torgalski is hereby granted extended sick leave for a period of fifteen (15) working days; said sick leave extension effective May 28, 1980.

Upon Roll Call....

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

Item No. 18 Authorization for Youth Bureau employee to attend training session in Cortland, New York.
Item Withdrawn.

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

WHEREAS, the Cheektowaga Youth Bureau has received a Youth Conservation Corps grant through the New York State Department of Environmental Conservation, and

WHEREAS, the Department of Environmental Conservation requires that two (2) staff members of all YCC subgrantee programs attend a "Crew Leader Training Conference", NOW, THEREFORE, BE IT

RESOLVED that Michael Bernal and Kevin Bardol, are hereby authorized to attend said training in Lake Luzerne, New York, June 16th through the 19th, and BE IT FURTHER

RESOLVED that Michael Bernal be reimbursed for the necessary and reasonable travel expenses in connection with said trip, not to exceed \$100.00. All other expenses will be paid by the New York State Department of Environmental Conservation.

Item No. 19 Cont'd.

Upon Roll Call....

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

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

WHEREAS, this Town Board approved a resolution dated April 5, 1980 to authorize the engineering firm of McFarland Johnson Engineers, Inc. to draw up plans and specifications for the installation of a traffic control signal at the French Road - Towers Boulevard intersection, AND

WHEREAS, said drawings and specifications are now complete and approved by the Erie County Department of Highways and the Town of Cheektowaga Traffic Safety Commission, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of material and labor for the signalization of French Road and Towers Boulevard, notice to be published in the CHEEKTOWAGA TIMES and the BUFFALO EVENING NEWS, and, BE IT FURTHER

RESOLVED, that the Town Board meet on the 16th day of June, 1980 at 7:00 P.M., Eastern Daylight Savings 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.

* * * * *

ADVERTISEMENT FOR BIDS

TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

NOTICE TO CONTRACTORS: Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, County of Erie, State of New York, at the Town Hall, Broadway and Union Road, Cheektowaga, New York 14227, 7:00 P.M., Local Time, on Monday, the 16th day of June, 1980 at which time and place they will be publicly opened and read aloud for the following work:
"Signalization of French Road-Towers Boulevard."

The work to be accomplished under this proposal consists of the construction of actuated traffic signals and appurtenances for the intersection of French Road-Towers Boulevard.

Copies of the Contract Plans and Documents may be examined at the offices of the Town Engineer and the Town Clerk at the said Town Hall during regular business hours. Copies of the Contract Plans and Documents may be secured at the office of the Town Clerk upon payment of \$25.00 per set of documents. Checks shall be made payable to the "Town of Cheektowaga."

Any bidder returning such Contract Plans and Documents in good condition within ten (10) days following the award of the contract or the rejection of bids will be refunded the full amount of his deposit for one complete set of documents only. Similarly, non-bidders, including material suppliers and any one returning the documents prior to the bid opening, will be refunded one-half the amount of their deposit (\$12.50) for one complete set of documents only.

A certified check or bank draft, payable to the order of the Town of Cheektowaga, negotiable U.S. Government bonds (at par value), or a satisfactory bid bond executed by the Bidder and an acceptable surety, in an amount equal to five percent (5%) of the total Bid shall be submitted with each Bid.

Attention is called to the fact that not less than the minimum salaries and wages as set forth in the Contract Documents must be paid on this

Item No. 20 Cont'd.

project, and that the Contractor must ensure that employees and applicants for employment are not discriminated against because of their race, color, religion, sex, or national origin.

The Town of Cheektowaga reserves the right to reject any or all Bids or to waive any informalities in the bidding.

Bids may be held by the Town of Cheektowaga for a period not to exceed forty-five (45) days from the date of the opening of Bids for the purpose of reviewing the Bids and investigating the qualifications of Bidder, prior to awarding the Contract.

RICHARD M. MOLESKI
TOWN CLERK

TOWN OF CHEEKTOWAGA, NEW YORK

DATED: June 2, 1980

* * * * *

Upon Roll Call....

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

AFFIDAVIT-NEXT PAGE

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

Gladys M. Sechte, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks;
first publication..... *June 5, 1980* ;
last publication..... *June 5, 1980* ;
and that no more than six days intervened be-
tween publications.

Gladys M. Sechte
Sworn to before me this *6th*
day of *June* .., 19*80*..
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*81*

**ADVERTISEMENT FOR BIDS
TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK**

NOTICE TO CONTRACTORS:

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, County of Erie, State of New York, at the Town Hall, Broadway and Union Road, Cheektowaga, New York 14227, 7:00 P.M. Local Time on Monday, the 16th of June, 1980 at which time and place they will be publicly opened and read aloud for the following work: "Signalization of French Road-Towers Boulevard."

The work to be accomplished under this proposal consists of the construction of actuated traffic signals and appurtenances for the intersection of French Road-Towers Boulevard.

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Any bidder returning such Contract Plans and Documents in good condition within ten (10) days following the award of the contract or the rejection of bids will be refunded the full amount of his deposit for one complete set of documents only. Similarly, non-bidders, including material suppliers and any one returning the documents prior to the bid opening, will be refunded one-half the amount of their deposit (\$12.50) for one complete set of documents only.

A certified check or bank draft, payable to the order of the Town of Cheektowaga, negotiable U.S. Government bonds (at par value), or a satisfactory bid bond executed by the Bidder and an acceptable surety, in an amount equal to five percent (5 percent) of the total Bid shall be submitted with each Bid.

Attention is called to the fact that not less than the minimum salaries and wages as set forth in the Contract Documents must be paid on this project, and that the Contractor must ensure that employees and applicants for employment are not discriminated against because of their race, color, religion, sex, or national origin.

The Town of Cheektowaga reserves the right to reject any or all Bids or to waive any informalities in the bidding.

Bids may be held by the Town of Cheektowaga for a period not to exceed forty-five (45) days from the date of the opening of Bids for the purpose of reviewing the Bids and investigating the qualifications of Bidder, prior to awarding the Contract.

RICHARD M. MOLESKI

Town Clerk

Town of Cheektowaga, New York

DATED: June 2, 1980

State of New York
 ERIE COUNTY
 CITY OF BUFFALO

ADVERTISEMENT FOR BIDS
 TOWN OF CHEEKTOWAGA
 ERIE COUNTY, NEW YORK
 NOTICE TO CONTRACTORS: Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, County of Erie, State of New York, at the Town Hall, Broadway and Union Road, Cheektowaga, New York 14227, 7:00 P.M. Local time on Monday, the 16th of June, 1980 at which time and place they will be publicly opened and read aloud for the following work: "Signalization of French Road-Towers Boulevard."

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Bids may be held by the Town of Cheektowaga for a period not to exceed forty-five (45) days from the date of the opening of Bids for the purpose of reviewing the Bids and investigating the qualifications of Bidders, prior to awarding the Contract.

Date: June 2, 1980
 RICHARD M. MOLESKI
 Town Clerk
 Town of Cheektowaga,
 New York

Sworn
 of

19 80

6th day

FRANCIS X. VOLLMER JR.
 Notary Public, State of New York
 Qualified in Erie County
 My Commission Expires March 30, 1981

X. Vollmer Jr.
 Notary Public, Erie County, N. Y.

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

therein once ~~XXXXXX~~

~~XXXXXX~~ weeks, the first insertion being on the 5th

day of June 19 80 ~~and the last~~

insertion being on the ~~XXXXXX~~ day of ~~XXXXXX~~

D. Eileen Perry

NO. 14

NO. 16

Item No. 21 Motion by Councilman Johnson, seconded by Councilman Wegner

WHEREAS, this Town Board approved a resolution dated April 5, 1980 to authorize the engineering firm of McFarland Johnson Engineers, Inc. to draw plans and specifications for the installation of a traffic control signal at the French Road-Towers Boulevard intersection, AND

WHEREAS, the engineering work and specifications are complete and waiting County approval, AND

WHEREAS, the long lead items for this installation are the two (2) 34 foot steel tapered poles required for this installation and available, on loan, from the New York State Department of Transportation maintenance stock, to be replaced through direct purchase, NOW, THEREFORE, BE IT

RESOLVED, that a Purchase Order be issued to Union Metal Manufacturing Company of Canton, Ohio for the purchase of two (2) steel poles from the Equipment and Signal Construction, French and Towers Account No. A-3310225 for approximately \$1,000 each, and, BE IT FURTHER

RESOLVED, that the two (2) poles be delivered to the New York State Department of Transportation maintenance yard in Hamburg, New York.

Upon Roll Call....

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

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

WHEREAS, there is need for a drainage easement in order to implement Scajaquada Creek Tributary T-1 drainage relief, NOW, THEREFORE, BE IT

RESOLVED, that McFarland Johnson Engineers, Inc. is authorized to proceed with the preparation of map and description of the easement required for said Tributary T-1 drainage project.

Upon Roll Call....

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

Item No. 23 Motion by Councilman Johnson, seconded by Councilman Rogowski

WHEREAS, bids were duly received by this Town Board at a meeting thereof held on May 5, 1980 for the removal of existing pavement and overlays on Eggert Road in the Town of Cheektowaga, New York, as a result of advertisement therefor, and such bids were referred to the Superintendent of Highways for analysis, tabulation and report, and

WHEREAS, such analysis, tabulation and report have been completed, now, therefore, BE IT

RESOLVED, that the bid for the removal of existing pavement and overlays on Eggert Road in the Town of Cheektowaga, New York be and hereby is awarded to the lowest responsible bidder meeting specifications as follows:

Union Concrete and Construction Co.	\$1.49 per square yard
105 Center Road	
West Seneca, New York	

and BE IT FURTHER

RESOLVED that the work is to be performed exactly as outlined in the specifications.

Upon Roll Call....

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

Item No. 24 Motion by Councilman Rogowski, seconded by Councilman Dux

WHEREAS, continuous complaints have been received by the Town Board about the cleaning up of property located at the rear of Doro's Cleaners, 3466 Genesee Street, Cheektowaga, New York (Acct. No. 2-483) and according to the Assessor's Office records is owned by Doro's Dry Cleaning Co., Inc., 3466 Genesee Street, Cheektowaga, New York 14225, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cleaning up the debris to prevent the premises from becoming a hazard to the health and safety of others, now, therefore, BE IT

RESOLVED that pursuant to Article 4, Section 64, paragraph 5a of the Town Law of the State of New York, clean-up be commenced by the Town and any cost be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

Item No. 25 Motion by Councilman Johnson, seconded by Councilman Wegner

WHEREAS, continuous complaints have been received by the Town Board about the cleaning up of property located south of Dick-Urban Plaza - rear of vacant parcel adjacent to 42 Marlene Drive, Cheektowaga, New York (Acct. No. 2-187-5) and according to the Assessor's Office records is owned by Peter J. Schmitt Co., Inc., 678 Bailey Avenue, Buffalo, New York 14211, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cleaning up the debris to prevent the premises from becoming a hazard to the health and safety of others, now, therefore, BE IT

RESOLVED that pursuant to Article 4, Section 64, paragraph 5a of the Town Law of the State of New York, clean-up be commenced by the Town and any cost be assessed against the landowner hereinbefore described.

Upon Roll Call....

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

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

BE IT RESOLVED that New York State Electric and Gas Corporation is hereby authorized to install 1 - 1600 Lumen HPS lamp (P-200, L-423) on Union Road in the Town of Cheektowaga at a total amount increase of \$75.00 to the Town General Lighting District, in accordance with the attached proposal which is hereby made a part of this resolution.

*See next page for copy of proposal.

May 22, 1980

STREET LIGHTING PROPOSAL
TOWN OF CHEEKTOWAGA

Union Road

Install 1 - 16000 lumen HPS lamp @ \$75.00 ea.-----\$75.00
Pole 200, Line 423

TOTAL ANNUAL INCREASE-----\$75.00

NEW YORK STATE ELECTRIC & GAS CORPORATION

NO. 14

NO. 16

Item No. 26 Cont'd.

Upon Roll Call.....

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

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

BE IT RESOLVED that the fund transfer per the attached sheet is hereby approved and made a part hereof.

*See next page for copy of fund transfer.

NO. 14

NO. 16

TOWN OF CHEEKTOWAGA, NEW YORK
BUDGET TRANSFER REQUEST

Engineering
Department

May 22, 1980
Date

General Fund

FROM

TO

Account	Title	\$	Account	Title
909	FUND BALANCE	\$6,500.00	A.8540.400	DRAINAGE RANDY WAY-STEVEN'S DR.

C. L. Buys
Signature

Explanation \$6,500.00 was appropriated to Randy Way-Stevens Dr. Drainage by a transfer from contingency in 1979. The money was not encumbered and was therefore returned to fund balance. It is now necessary to obtain this money for Randy Way-Stevens Dr.

Item No. 27 Cont'd.

Upon Roll Call....

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

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

BE IT RESOLVED that the following vouchers and warrants submitted to the TOWN OF CHEEKTOWAGA prior to June 2nd, 1980 be and the same are hereby approved and the Supervisor is ordered to pay same.

<u>FUND</u>	<u>CHECK NO.</u>		<u>AMOUNT</u>
	<u>FROM</u>	<u>TO</u>	
GENERAL FUND	15282, 15283, 15437, 15439-15441, 15444-15616, 15618-15620		\$ 765,829.52
PART TOWN FUND	213-214, 223, 225-229, 598, 1120, 1190		12,543.67
SPECIAL DIST. FUND	7185, 7186, 7245, 7247-7289		909,837.09
HIGHWAY FUND	5431, 5432, 5473, 5475-5510		89,205.51
CAPITAL FUND	327-331		363,848.03
H.U.D.-C.D.B.G. FUND	233-235		192,463.10
H.U.D.-N.P.P. FUND	121-123		3,638.00
F.R.S. FUND	422-428		1,577.55
TRUST AND AGENCY FUND	14, 807		<u>16,264.01</u>
			<u>\$2,355,206.48</u>

Upon Roll Call....

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

IV. DEPARTMENTAL COMMUNICATIONS

Item No. 29 Building Permits.
Received and Filed.

V. GENERAL COMMUNICATIONS

Item No. 30 N.Y.S. Dept. of Transportation - Notice of Order for installation of Traffic Signal at main driveway of F.N. Burt Co., Inc. -- Walden Avenue.
Item referred to Honorable Members of the Town Board, Captain Lis-Cheektowaga Police Department and Cheektowaga Traffic Safety Commission; item received and filed.

Item No. 31 Erie County Department of Public Works - Certificate and Notice of Closing Highway: Cedargrove Circle (between Redwood Drive and Springfield Dr.
Item referred to Honorable Members of the Town Board, Captain Lis-Cheektowaga Police Department and Cheektowaga Traffic Safety Commission; item received and filed.

Item No. 32 Notice of Claim - Bill Serra vs. Town of Cheektowaga.
Item referred to Supervisor Kenneth J. Meyers, Jim Kirisits-
Town Attorney, Alfred Wnek-Highway Superintendent and Town
Insurance Company; item received and filed.

VI. FROM THE TABLE

Item No. 33 Hiring of Playground Supervisors.
Item withdrawn.

* * * * *

Motion made by Councilman Dux, seconded by Councilman Rogowski
to Waive the Rules to include the following Items.

Upon Roll Call....

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

* * * * *

VII. WAIVER OF RULES

Item No. 34 Authorization for Youth Bureau employee to attend Water Safety
Instructor Training Seminar in Bemus Point, New York.

Motion by Councilman Wegner, seconded by Supervisor Meyers

BE IT RESOLVED, that Paul Czosek, Camp Director for the Cheektowaga
Youth Bureau's Summer Day Camp for Developmentally Disabled Youth, be hereby
authorized to attend the 1980 - Red Cross Water Safety Instructor Training Seminar
at Lake Chautauqua Lutheran Camp in Bemus Point, New York, June 13th through June
20th, 1980, and BE IT FURTHER

RESOLVED that Paul Czosek be reimbursed for all of his necessary
and reasonable travel expenses in connection with said trip not to exceed \$125.00.

Upon Roll Call....

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

Item No. 35 Authorization for Town Highway Superintendent to open natural
waterway passing through property located at 575 Cayuga Creek Road.

Motion by Councilman Johnson, seconded by Councilman Wegner

WHEREAS, the Town Highway Superintendent has requested emergency
authorization to open a natural waterway passing through property owned by the
Paul J. Schifferli D.A.V., Chapter 150, and

WHEREAS, such authorization inures to the general welfare and
benefit of Town residents living in the affected drainage basin, and

WHEREAS, the Highway Superintendent is also charged with keeping
such waterways open under Section 140 of the Town Highway Law, Article 7, Para-
graph 5, NOW, THEREFORE, BE IT

RESOLVED that said authorization is hereby granted.

Upon Roll Call....

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

Item No. 36 Change Date for Town Board Work Session in June, 1980.

Motion by Councilman Johnson, seconded by Councilman Dux

WHEREAS, through previous resolution dated 1/2/80, this Town Board duly approved the scheduling of Town Board Work Sessions; said sessions to be held on every second Saturday of the month at 1:00 P.M., AND

WHEREAS, this Town Board desires to change the date of the Work Session scheduled for June 14, 1980, for the purpose of reviewing and discussing an application for State Aid for the Losson Park Extension, NOW, THEREFORE, BE IT

RESOLVED that the date of the June, 1980 Town Board Work Session be and hereby is changed to Saturday, June 7, 1980 at 1:00 o'clock P.M., Eastern Daylight Saving Time; said Work Session to be held in the Council Chambers of the Cheektowaga Town Hall, corner of Broadway and Union Road.

* * * * *

NOTICE OF PUBLIC MEETING

PLEASE TAKE NOTICE that the regular scheduled Town Board Work Session set for the second Saturday in June, 1980 will be held on Saturday June 7, 1980 at 1:00 o'clock P.M., Eastern Daylight Saving Time, in the Council Chambers of the Cheektowaga Town Hall, corner of Broadway and Union for the purpose of reviewing and discussing an application for State Aid for the Losson Park Extension.

RICHARD M. MOLESKI
TOWN CLERK

* * * * *

Upon Roll Call.....

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

AFFIDAVIT-NEXT PAGE

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

Gladys M. Seichter, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Charles* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks;
first publication..... *June 5, 1980* ;
last publication..... *June 5, 1980* ;
and that no more than six days intervened be-
tween publications.

Gladys M. Seichter
Sworn to before me this *16* th
day of *June* , 19 *80*
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *81*

NOTICE OF PUBLIC MEETING
PLEASE TAKE NOTICE that
the regular scheduled TOWN
BOARD WORK SESSION set for
the second Saturday in June, 1980
will be held on Saturday, June 7,
1980 at 1:00 p.m., Eastern Daylight
Saving Time in the Council
Chambers of the Cheektowaga
Town Hall, corner of Broadway
and Union Road for the purpose of
reviewing and discussing an ap-
plication for State Aid for the
Losson Park extension.

RICHARD M. MOLESKI
Town Clerk

Item No. 37 Motion by Councilman Rogowski, seconded by Councilman Dux to adjourn this meeting until Saturday, June 7, 1980 at 1:00 o'clock P.M., Eastern Daylight Saving Time.

RICHARD M. MOLESKI
TOWN CLERK

NO. 14

NO. 16

Item No. 1 At a regular adjourned meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 7th day of June, 1980 at 1:00 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT: Supervisor Kenneth J. Meyers
Councilman Frank E. Swiatek
Councilman Thomas M. Johnson, Jr.
Councilman Frank J. Dux
Councilman Donald J. Wegner
Councilman William P. Rogowski

ABSENT: Councilman James R. Burst

Also present were: Richard M. Moleski, Town Clerk; Gerald Gabryszak, Community Development Coordinator; Edward Leak, Recreation Director; John Malloy, Accountant, Percival G. Bixby & Co.

I. RESOLUTIONS

Item No. 2 Amend Contract No. C15371 for Losson Road Park Extension land acquisition.

Motion made by Councilman Johnson, seconded by Councilman Dux to table this item until the next regular scheduled Town Board Meeting to be held on Monday, June 16, 1980 at 7:00 o'clock P.M., Eastern Daylight Saving Time.

Item No. 3 Motion by Councilman Johnson, seconded by Councilman Dux to adjourn this 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 16th day of June, 1980 at 7:00 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT: Supervisor Kenneth J. Meyers
Councilman Frank E. Swiatek
Councilman Thomas M. Johnson
Councilman Frank J. Dux
Councilman James R. Burst
Councilman William P. Rogowski

ABSENT: Councilman Donald J. Wegner

Also present were: Richard M. Moleski, Town Clerk; Mary F. Holtz, Deputy Town Clerk; Jim Kirisits, Town Attorney; SalLaGreca, Assistant Manpower Program Director I; Julia Reinstein, Town Historian; Alfred Wnek, Highway Superintendent; George Burst; Working Foreman in the Central Garage; Ed Leak, Recreation Director; Chester Bryan, Town Engineer; Chief of Police, T. DeFedericis; Dr. Louis Vendetti, Town Health Officer; Ron Marten, Building and Plumbing Inspector; Ken Kopacz, Executive Director of the Youth Bureau; Florian Majcyrzycki, Assistant Working Foreman in the Sanitation Department.

I. BIDS

Item No. 2 Signalization of French Road and Towers Blvd.
Referred to Chester Bryan, Town Engineer.

II. PUBLIC HEARINGS

Item No. 3 This being the time and place advertised for a public hearing to consider the advisability of adopting an amendment to the Drainage Systems Ordinance and Official Drainage Systems Map of the said Town of Cheektowaga, which was adopted on April 17, 1978, 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:

RESOLVED that Article 11, Section 4, which relates to the establishment of an Official Drainage Systems Map, shall be amended by the adoption of drainage map sections of the northeast portion of the Town of Cheektowaga, specifically:

Northeast section of the Town of Cheektowaga, Map Sections:
D-1, D-2, D-3, D-4, E-1, E-2, E-3, and E-4.

* * * * *

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

III. RESOLUTIONS

Item No. 4 Motion by Councilman Swiatek, seconded by Supervisor Meyers

WHEREAS, the Town Board of the Town of Cheektowaga has previously adopted an Ordinance entitled "REGULATING THE OWNING, HAVING CARE, CUSTODY OR CHARGE OF DOGS," and

WHEREAS, the Code Review Committee of the Town of Cheektowaga has recommended that an amendment be made to the above mentioned ordinance, for the removal of dog feces by each dog owner, inasmuch as such feces when left unattended constitutes a nuisance and presents a potential hazard to the health, safety and general welfare of the inhabitants of the Town, and

WHEREAS, this Town Board, at a regular meeting held on the 19th day of May, 1980, duly adopted a resolution calling for a public hearing to be held at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga New York, on the 2nd day of June, 1980 to consider the advisability of adopting said amendment to the "REGULATING THE OWNING, HAVING CARE, CUSTODY OR CHARGE OF DOGS ORDINANCE," and

WHEREAS, notice of the said public hearing was duly published as required by law, and

WHEREAS, a public hearing on the proposed amendment was duly held by this Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York on the 2nd day of June, 1980 at 7:00 P.M., Eastern Daylight Saving Time; at which hearing all persons interested in the subject matter thereof had an opportunity to be heard and were heard, and

WHEREAS, this Town Board has now determined that it is in the public interest to adopt and enact an amendment to the "REGULATING THE OWNING, HAVING CARE, CUSTODY OF OR CHARGE OF DOGS ORDINANCE."

NOW, THEREFORE, BE IT RESOLVED that the "REGULATING THE OWNING, HAVING CARE, CUSTODY OR CHARGE OR DOGS ORDINANCE" be, and the same hereby is, amended as follows:

Section 5. A. Nuisances. No person owning, harboring, keeping, walking or in charge of any dog shall cause, suffer or allow such dog to soil, defile, defecate on or commit any nuisance on any sidewalk, gutter, street, play area, park or other public area, nor on any private property without the permission of the owner of such property. This prohibition in this section shall not apply to that portion of a street lying between the curblines, which portion may be used to curb such dog under the following conditions:

(1) Any person who so curbs a dog shall immediately remove all feces left by such dog as follows:

(a) Feces shall be picked up with a scoop, shovel, broom, tong or similar implement and be placed directly in an airtight container, plastic or otherwise, and then deposited in a container used for the disposal of refuse.

(b) In no event shall any feces be deposited in any storm sewer or drainage ditch.

B. Exclusion. The provisions of this ordinance shall not apply to a guide dog accompanying any blind person.

and BE IT FURTHER

RESOLVED that said ordinance be amended as follows:

Section 5 be renumbered as Section 6.

Section 6 be renumbered as Section 7.

and BE IT FURTHER

RESOLVED that a copy of this resolution be entered in the minutes of the meeting of the Town Board of the Town of Cheektowaga on the 2nd day of June, 1980; and that a certified copy thereof be published in the CHEEKTOWAGA TIMES, a

Item No. 4 cont'd

a newspaper published in the Town of Cheektowaga nad having a general circulation thereof.

The aforementioned amendment to the "REGULATING THE OWNING, HAVING CARE, CUSTODY OR CHARGE OF DOGS ORDINANCE" shall take effect ten (10) days after such publication, but such amendments shall take effect from the date of their service as against a person served personally with a copy thereof certified by the Town Clerk under the corporate seal of the Town and showing the date of their passage and entry into the minutes.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

AFFIDAVIT - NEXT PAGE

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

Gladys M. Sestito, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... Clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for 1 weeks:
first publication..... June 19, 1980 ;
last publication..... June 19, 1980 ;
and that no more than six days intervened be-
tween publications.

Gladys M. Sestito
Sworn to before me this 20th
day of June, 19 80
..... Naidine C. Williams

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 81

Legal Notice
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 16th day of June, 1980 at 7:00 o'clock p.m. Eastern Daylight Savings Time there were:

PRESENT:

Supervisor Kenneth J. Meyers
Councilmen:

Frank E. Swiatek
Thomas M. Johnson, Jr.
Frank J. Dux
James R. Burst
William P. Rogowski

ABSENT:

Councilman Donald J. Wegner
Motion by Councilman Swiatek,
Seconded by Supervisor Meyers

WHEREAS, the Town Board of the Town of Cheektowaga has previously adopted an ordinance entitled "REGULATING THE OWNING, HAVING CARE, CUSTODY, OR CHARGE OF DOGS," and

WHEREAS, the Code Review Committee of the Town of Cheektowaga has recommended that an amendment be made to the above-mentioned ordinance, for the removal of dog feces by each dog owner, inasmuch as such feces when left unattended constitutes a nuisance and presents a potential hazard to the health, safety and general welfare of the inhabitants of the Town, and

WHEREAS, this Town Board, at a regular meeting held on the 19th day of May, 1980, duly adopted a resolution calling for a public hearing to be held at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 2nd day of June, 1980 to consider the advisability of adopting said amendment, to the "REGULATING THE OWNING, HAVING CARE, CUSTODY OR CHARGE OF DOGS ORDINANCE," and

WHEREAS, notice of the said public hearing was duly published as required by law, and

WHEREAS, a public hearing on the proposed amendment was duly held by this Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York on the 2nd day of June, 1980 at 7:00 P.M., Eastern Daylight Saving Time, and at which hearing all persons interested in the subject matter thereof had an opportunity to be heard and were heard, and

WHEREAS, this Town Board has now determined that it is in the public interest to adopt and enact an amendment to the "REGULATING THE OWNING, HAVING CARE, CUSTODY OR CHARGE OF DOGS ORDINANCE."

NOW, THEREFORE, BE IT RESOLVED, that the "REGULATING THE OWNING, HAVING CARE, CUSTODY OR CHARGE OF DOGS ORDINANCE" be, and the same hereby is, amended as follows:

Section 5. A. Nuisances. No person owning, harboring, keeping, walking or in charge of any dog shall cause, suffer or allow such dog to soil, defile, defecate on or commit any nuisance on any sidewalk, gutter, street, play area, park or other public area, nor on any private property without the permission of the owner of such property. The prohibition in this section shall not apply to that portion of a street lying between the curblines, which portion may be used to curb such dog under the following conditions:

(1) Any person who so curbs a dog shall immediately remove all feces left by such dog as follows:

(a) Feces shall be picked up with a scoop, shovel, broom, tong or similar implement and be placed directly in an airtight container, plastic or otherwise, and then deposited in a container used for the disposal of refuse.

(b) In no event shall any feces be deposited in any storm sewer or drainage ditch.

B. Exclusion. The provisions of this ordinance shall not apply to a guide dog accompanying any blind person.

and BE IT FURTHER

RESOLVED that said ordinance be amended as follows:

Section 5 be renumbered as Section 6.

Section 6 be renumbered as Section 7.
and BE IT FURTHER

RESOLVED that a copy of this resolution be entered in the minutes of the meeting of the Town Board of the Town of Cheektowaga on the 2nd day of June 1980; and that a certified copy thereof be published in The CHEEKTOWAGA TIMES, a newspaper published in the Town of Cheektowaga and having a general circulation therein.

The aforementioned amendment to the "REGULATING THE OWNING, HAVING CARE, CUSTODY OR CHARGE OF DOGS ORDINANCE" shall take effect ten (10) days after such publication, but such amendments shall take effect from the date of their service as against a person served personally with a copy thereof certified by the Town Clerk under the corporate seal of the Town and showing the date of their passage and entry into the minutes.

Upon roll call.

Supervisor Meyers Voting AYE

Councilmen:

Swiatek Voting AYE

Johnson Voting AYE

Dux Voting AYE

Burst Voting AYE

Rogowski Voting AYE

Wegner Voting ABSENT

AYES: 6

NAYES: 0

ABSENT: 1

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 Cheektowaga, a town located in the County of Erie, State of New York, was duly held on June 16, 1980, 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 16th day of June, 1980.

RICHARD M. MOLESKI
Town Clerk

Item No. 5

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 7th day of July, 1980 at 7:00 P.M., Eastern Daylight Saving 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 19th day of June, 1980; said amendment being set forth in the Notice of Hearing.

* * * * *

N O T I C E O F H E A R I N G

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York will hold a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 7th day of July, 1980 at 7:00 o'clock P.M., Eastern Daylight Saving 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. Parking prohibited in designated locations is amended by adding thereto the following.

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

C. No parking here to corner

MARYVALE DRIVE South side from the west curb line of CAYUGA ROAD
to a point two hudnred feet westerly therefrom

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

RICHARD M. MOLESKI
Town Clerk

* * * * *

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

AFFIDAVIT - NEXT PAGE

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

Gladys M. Hechter of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for 1 weeks;
first publication..... *June 19, 1980*;
last publication..... *June 19, 1980*;
and that no more than six days intervened be-
tween publications.

Gladys M. Hechter
Sworn to before me this *20th*
day of *June*, 19 *80*
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1981

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 7th day of July, 1980 at 7:00 o'clock P.M., Eastern Daylight Saving 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. Parking prohibited in designated locations is amended by adding thereto the following.

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

C. No parking here to corner MARYVALE DRIVE, South side, from the west curb line of CAYUGA ROAD to a point two hundred feet westerly therefrom.

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

RICHARD M. MOLESKI
Town Clerk

Item No. 6 Motion by Councilman Burst, seconded by Councilman Johnson

WHEREAS, Richard J. Greene, has made application and requested the rezoning of property located at 5066 Transit Road from RC-Restricted Business 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 July 7, 1980 at 6:30 o'clock P.M., Eastern Daylight Savings Time, at the Cheektowaga Town Hall, corner of Broadway and Union Road.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski

NAYES: 0

ABSENT: Councilman Wegner

AFFIDAVIT - NEXT PAGE

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

Gladys M. Hechtes, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clark* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks:
first publication..... *June 19, 1980* ;
last publication..... *June 19, 1980* ;
and that no more than six days intervened be-
tween publications.

Gladys M. Hechtes
Sworn to before me this *20th*
day of *June*, 19 *80*
..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *81*

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 7th day of July 1980 at 6:30 o'clock P.M., Eastern Daylight Savings Time of said day for the purpose of considering the application of Richard J. Greene to Rezone from RC-Restricted Business District to C-Retail Business District on property located at 5066 Transit Road and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York.

BEGINNING at a point in the west line of Transit Road (as a one hundred (100) feet in width highway) at the southeast corner of the land deeded by Victor Reinstein to Elizabeth Vasbinder, by deed dated March 10, 1947 and recorded in the Erie County Clerk's office, State of New York, in Liber 4081 of Deeds at page 455, on March 20, 1947. Said point of beginning being also one thousand four hundred fifty-seven and sixteen hundredths (1457.16) feet north (measured along said west line of Transit Road) of the north line of Buffalo Creek Indian Reservation. Running thence westerly, on a line at right angles to said west line of Transit Road, and along the south line of said land so deeded to said Elizabeth Vasbinder, four hundred (400) feet more or less, to a point. Running thence southerly along the line parallel with the west line of Transit Road four hundred (400) feet. Running thence easterly on a line at right angles to said west line of Transit Road, four hundred (400) feet more or less to said west line of Transit Road, at a point four hundred (400) feet south from the point of beginning. Running thence northerly along said west line of Transit Road four hundred (400) feet to the point or place of beginning.

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

BY ORDER OF THE TOWN BOARD

Supervisor Kenneth J. Meyers
Councilmen:

Frank E. Swiatek
Donald Wegner
Thomas M. Johnson, Jr.
Frank J. Dux
William Rogowski
James R. Burst

RICHARD M. MOLESKI
Town Clerk

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

WHEREAS, MY-JO-PA, Inc. has made application and requested a special permit for property located at the southeast corner of Broadway and Kennedy Road - 500 ft. frontage on Broadway and 460 ft. depth on Kennedy Road for storage of autos, NOW, THEREFORE, BE IT

RESOLVED that a Public Hearing be held regarding said request under the provisions of the Zoning Ordinance on July 7, 1980 at 6:30 o'clock P.M., Eastern Daylight Savings Time at the Cheektowaga Town Hall, corner of Broadway and Union Road.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

AFFIDAVIT - NEXT PAGE

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

Gladys M. Sichter of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for 1 weeks;
first publication *June 19, 1980* ;
last publication *June 19, 1980* ;
and that no more than six days intervened be-
tween publications.

Gladys M. Sichter.....

Sworn to before me this *20th*

day of *June*, 19 *80*

..... *Naidine C. Williams*

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *81* .

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 7th day of July 1980, at 6:30 o'clock P.M., Eastern Daylight Savings Time of said day for the purpose of considering the application of MY-JO-PA Inc. for a Special Permit for the storage of autos on property located at Southeast corner of Broadway & Kennedy Rd. 500 ft. frontage on Broadway and 460 ft. depth on Kennedy Rd. pursuant to Section 6-01 and Section 6-012 of the Zoning Ordinance of the Town of Cheektowaga, New York.

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

BY ORDER OF THE TOWN BOARD

Supervisor Kenneth J. Meyers

Councilmen:

Frank E. Swiatek

Donald J. Wegner

Thomas M. Johnson, Jr.

Frank J. Dux

William P. Rogowski

James R. Burst

RICHARD M. MOLESKI

Town Clerk

Item No. 8

Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, Section 405.00 of the Penal Law of the State of New York allows the issuance of permits for the public display of fireworks by the Town of Cheektowaga to certain applicants under specified conditions, and

WHEREAS, on occasion, requests are made to the Town of Cheektowaga for permission to conduct public displays of fireworks in the Town, and

WHEREAS, the Cheektowaga Town Attorney's Office has been requested to draft an application for a permit and a permit for the public display of fireworks in the Town of Cheektowaga, and

WHEREAS, the aforementioned application and permit have been drafted, and

WHEREAS, the Town Board of the Town of Cheektowaga, as the "permit authority" for the Town, is authorized to designate an officer of the Town, as its designee, to issue permits upon proper application,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Cheektowaga hereby approves and adopts the application and permit forms for the public display of fireworks, as prepared by the Town Attorney's Office; a copy of such forms being appended to this resolution, and BE IT FURTHER

RESOLVED that the Town Clerk of the Town of Cheektowaga be and hereby is designated as the officer of the Town of Cheektowaga entrusted with the authority to grant and issue permits for the public display of fireworks upon proper application being made therefor.

* See next three (3) pages for permit form

TOWN OF CHEEKTOWAGA, N. Y.

Application For Permit For Public Fireworks Display

(Section 405 of Penal Law)

Date of Application _____

(must be filed at least 5 days
prior to display)

[Except as stated in §270.00 of the Penal Law, or except where a permit is
obtained pursuant to §405.00 of the Penal Law, any person who shall possess,
use, explode or cause to explode any fireworks is guilty of a violation.]

1. Name and address of body sponsoring display: (municipality) (fair association)
(amusement park) (organization)

2. Date of display _____ Time of display _____

3. Exact location planned for display: _____

4. Persons actually in charge of firing display: (at least 2 required)

1. Name _____ Age _____ Address _____

2. Name _____ Age _____ Address _____

(If more than 2, list others on separate sheet.)

Physical characteristics/disabilities of those in charge of fireworks display--

(1) _____

(2) _____

5. The number and kind of fireworks to be discharged is as follows:

(2)

6. The manner and place of storage of such fireworks prior to the display is as follows:
-

7. A diagram of the grounds on which the display is to be held showing the point at which the fireworks are to be discharged, the location of all buildings, highways and other lines of communications, the lines behind which the audience will be restrained and the location of all nearby trees, telegraph or telephone lines or other overhead obstructions shall be attached hereto.

8. Name of Fire Department notified _____

9. All applications for permits shall contain the following provisions:

- a) The actual point at which the fireworks are to be fired shall be at least two hundred (200) feet from the nearest permanent building, public highway or railroad or other means of travel and at least fifty (50) feet from the nearest above ground telephone or telegraph line, tree or other overhead obstruction.
- b) The audience at such display shall be restrained behind lines at least one hundred and fifty (150) feet from the point at which the fireworks are discharged and only persons in active charge of the display shall be allowed inside these lines.
- c) All fireworks that fire a projectile shall be so set up that the projectile will go into the air as nearly as possible in a vertical direction, unless such fireworks are to be fired from the shore of a lake or other large body of water, when they may be directed in such manner that the falling residue from the deflagration will fall into such lake or body of water.
- d) Any fireworks that remain unfired after the display is concluded shall be immediately disposed of in a way safe for the particular type of fireworks remaining.
- e) No fireworks display shall be held during any wind storm in which the wind reaches a velocity of more than thirty (30) miles per hour.
- f) All the persons in actual charge of firing the fireworks shall be over the age of eighteen (18) years, competent and physically fit for the task.
- g) There shall be at least two (2) such operators constantly on duty during the discharge.
- h) At least two (2) soda-acid or other approved type fire extinguishers of at least two and one-half gallons capacity each shall be kept at as widely separated points as possible within the actual area of the display.

Item No. 8 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

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

BE IT RESOLVED that the Town Board of the Town of Cheektowaga grants authorization to Richard M. Moleski, Town Clerk of the Town of Cheektowaga, to dispose of record item numbers as follows:

7, 45, 46, 54, 57, 184, 189, 190, 207, 209, 228, 256, 473, 474

as described on Local Records Disposition Request List No. 272-TC-14, attached hereto and made a part hereof; issued pursuant to part 185, Title 8 of the Official Compilation of Codes, Rules and Regulations of the State of New York, Regulations of the Commissioner of Education, and BE IT FURTHER

RESOLVED that the Town Clerk be and hereby is directed to furnish a certified copy of this resolution to the New York State Commissioner of Education.

* See next fourteen (14) pages

The University of the State of New York
THE STATE EDUCATION DEPARTMENT
State Archives
99 Washington Avenue
Albany, New York 12230

LOCAL RECORDS DISPOSITION REQUEST LIST NO. 272-TC-14

Pursuant to the provisions of section 65-b of the Public Officers Law, the consent of the Commissioner of Education is requested to the disposition of the records checked below, belonging to:

TOWN CLERK	Town of Cheektowaga	Erie
Office	Public Corporation	County

Check with (X) the records for which consent to disposition is requested:

ANIMAL SHELTERS

ITEM NUMBER	DESCRIPTION OF RECORD	DISPOSABLE AFTER HAVING BEEN RETAINED: (See footnote 1 below)
() 1.	Records of seizure of animals by animal shelter officer, a police officer or any other authorized public official when the record is posted to a summary record.....	5 years or 60 days after records were audited and report of examination was filed by State Comptroller with municipal clerk
() 2.	Summary record of seizure of animals by animal shelter officer, a police officer, or any other authorized public official.....	6 years
() 3.	Record of return to owner or other disposition of animals that have been in custody of the animal shelter.....	10 years
() 4.	Receipt for fee collected for redemption of seized dogs.....	6 years

ASSESSMENT, TAXATION, AND COLLECTION

() 5.	Application for veterans' exemptions from real property taxation, when exemption was granted and exemption is no longer in effect.....	5 years after date exemption is no longer in effect
() 6.	Application for veterans' exemptions from real property taxation, when application has been denied and no appeal has been made.....	2 years
(X) 7.	Assessment (tax) roll other than the warrant copy upon which taxes are collected,* exclusive of school district roll filed in town clerk's office.....	6 years
*The warrant copy of the roll is the roll to which has been affixed the signed warrant to collect taxes. The warrant copy of assessment (tax) roll of municipal and district corporations must be retained permanently.		
() 8.	Assessor's annual report of exempt property, forwarded to county legislative body and New York State Board of Equalization and Assessment.....	6 years
() 9.	Certificate of special franchise valuation as finally fixed and equalized, filed by State Tax Commission with town clerk, with duplicate copy filed with the clerk, county legislative body	15 years
() 10.	Certificate of assessors regarding apportionments of certain corporations lying in more than one school and/or special district.....	10 years
() 11.	Certified copy of statement of equalized assessment furnished by clerk.....	15 years
() 12.	Form L.A. 23 or local equivalent, "Real Property Transfer Report," together with accompanying photostatic copy of deed, forwarded to State Board of Equalization and Assessment and the County Equalization Agency.....	3 years
() 13.	Photocopy of deed used as alternative method to Form L.A. 23, filled out on back by assessor and forwarded to State Board of Equalization and Assessment and the County Equalization Agency	3 years
() 14.	Town assessors' annual report to State Board of Equalization and Assessment of valuations on town assessment roll.....	6 years
() 15.	Assessor's field book	20 years after date of last entry
() 16.	Notice of completion of assessment roll mailed to nonresident person or corporation	15 years
() 17.	Statement of complaint about assessment filed with assessor.....	15 years
() 18.	Affidavit relating to property made to assessor.....	15 years
() 19.	List of property transfers supplied assessor for information purposes.....	15 years
() 20.	Assessor's list or index to property owners.....	15 years after becoming obsolete
() 21.	List of changes of address supplied assessor for information purposes.....	3 years
() 22.	Assessor's certificate of apportionment of special franchise assessments among school and special districts	15 years

NOTE 1. A record must have been retained at least the indicated length of time prior to the date of the Commissioner's consent that is stamped on the last page of this request when it is returned to you.

ITEM
NUMBER

DESCRIPTION OF RECORD

DISPOSABLE AFTER HAVING BEEN RETAINED:
(See footnote page 1)

()	23. Notification by assessor to State Tax Commission of amount of assessment of state-owned lands	15 years
()	24. Assessor's copy of notification by clerk, county legislative body, in districts where State-owned lands are assessed, requiring assessor to be present at specified place and date for meeting with State Tax Commission.....	15 years
()	25. Application by taxpayer to assessor to enter in assessment roll any property omitted from roll of preceding year.....	20 years
()	26. Application by nonresident owner of real estate to assessor for hearing and review of assessment	20 years
()	27. Notice by town assessor to owner of real property of increase in assessment.....	15 years
()	28. Request of trustee of school district, official of special district, or corporation assessed, for apportionment to be made by supervisor when assessor fails to act to apportion valuations	15 years
()	29. Certified statement of valuation of business property and special franchises apportioned to school or special district, furnished by town clerk to districts, county treasurer, and companies.....	15 years
()	30. Certificate of neglect or omission made by assessor to State Tax Commission.....	15 years
()	31. Complaint filed with State Tax Commission by holder of special franchise or by city, town or village in which special franchise is subject to assessment concerning full valuation or rate of equalization of special franchise.....	15 years
()	32. Statement of information required of assessor or other local official by State Tax Commission for purpose of determining full and equalized value of special franchise....	15 years
()	33. Copy of writ of certiorari to review assessment of special franchise and petition for same filed with city, town, and village clerks.....	15 years
()	34. Certiorari proceeding case folder.....	6 years after final disposition of case
()	35. District superintendent's certificate of apportionment.....	6 years
()	36. Information copy of assessor's report to county legislative body of real property partially or wholly exempt from taxation.....	5 years
()	37. Certificate of boundaries of tax rate zone or zones filed by board of fire commissioners with town clerk	20 years after boundaries were changed
()	38. List of building permits furnished assessor for informational purposes.....	2 years
()	39. Canceled notification to town clerk by nonresident persons or corporations owning property within the town demanding that statement of all town taxes due be sent by registered mail	6 years after becoming ineffective
()	40. Transfers of tax liens filed in the town clerk's office in a county in which the town is empowered to conduct tax sales of real property for unpaid taxes.....	25 years
()	41. In rem proceeding case folder.....	6 years after final disposition of case
()	42. Copy of receipt furnished property owner for payment of taxes.....	10 years
()	43. Stub of paid tax bill used to post entries in accounting books*.....	6 years
* NOTE: This stub is used merely as a convenient system of posting. Copies of receipts furnished property owner upon payment of taxes have a retention period of 10 years.		
()	44. Copy of statement of assessment against real property delivered to property owner	6 years
()	45. Collector's daily or monthly summary of cash receipts with machine tapes.....	6 years
()	46. Collector's daily account book showing taxes, assessment, fees, or penalties received..	6 years after date of last entry
()	47. Receipting machine tapes created in Office of Receiver of Taxes.....	60 days after tapes were audited by State Department of Audit and Control and report was filed with public corporation
()	48. Collector's copy of certificate of apportionment showing apportionment of certain parcel of real property assessed upon assessment roll with statements of notification to property owners of taxes due filed with assessors.....	7 years
()	49. Statement of taxes due mailed to nonresident property owners.....	10 years
()	50. Annual statement showing unpaid charges in improvement districts.....	10 years

BOUND VOLUMES

()	51. <i>New York Legislative Documents</i> , printed prior to 1830.....	0
()	52. <i>Documents of the Assembly of the State of New York</i> , printed between 1830 and 1918	0
()	53. <i>Documents of the Senate of the State of New York</i> , printed between 1830 and 1918	0
()	54. <i>New York Legislative Documents</i> , printed after 1918.....	10 years
()	55. <i>Journal of the Assembly of the State of New York</i>	5 years
()	56. <i>Journal of the Senate of the State of New York</i>	5 years
()	57. <i>Laws of New York State</i> , commonly referred to as the Session Laws and distributed pursuant to section 46 of the Legislative Law.....	0
()	58. Printed copies of the annual proceedings of the county legislative body, other than the file copy retained permanently by the clerk of the county legislative body....	3 years

BUDGET

()	59. Annual estimate of revenues and expenditures submitted for inclusion in annual budget	6 years
()	60. Report of official or committee reviewing tentative budget.....	10 years
()	61. Request for appropriation for authorized agency submitted annually for inclusion in annual budget	10 years
()	62. Estimates by administrative officer, board, department, or commission of revenue and expenditures during next fiscal year.....	10 years
()	63. Notice of public hearing on preliminary budget (except certificate of notification or publication of notice of public hearing on annual budget).....	10 years
()	64. Document relating to review or hearing conducted on estimate and requests submitted for inclusion in annual budget.....	10 years
()	65. Preliminary annual budget.....	10 years
()	66. Budget message accompanying submission of budget.....	10 years
()	67. Annual statement of funds needed for fire purposes.....	6 years

DESCRIPTION OF RECORD

DISPOSABLE AFTER HAVING BEEN RETAINED:
(See footnote page 1)

68. Monthly departmental budget statements containing information extracted from appropriation ledger to show monthly status of appropriation accounts issued by the chief fiscal officer to departments..... 3 years
69. Budget of special districts filed with town clerk..... 10 years
70. Statistical data pertaining to cost of insurance by type and by department or activity insured used as worksheets in preparation of the annual budget of a public corporation 6 years

BUILDING AND ZONING

71. Application for, stub or duplicate copy of a permit for a building and/or zoning..... 10 years after expiration
72. Amendment to application for a building and/or zoning permit, being an application for approval of an amendment to plans and specifications submitted with original application for a building and/or zoning permit..... 10 years after expiration
73. Maps, plans, blueprints, specifications submitted in connection with an application for a building and/or zoning permit..... 10 years after expiration
74. Copy of correction sheet indicating corrections to be made in plans submitted in support of an application for a building and/or zoning permit..... 10 years after expiration
75. Index of applications for building, electrical, plumbing, or oil burner permits showing owner of premises, contractor, nature of work, and permit number..... 10 years after last entry
76. Copy of notice of disapproval sent to applicant upon disapproval of application for a building and/or zoning permit..... 10 years after date of notice
77. Notice of excavation submitted by contractor, owner, or occupant..... 6 years
78. Affidavit of final cost of construction submitted by applicant or agent upon completion of project for which a building and/or zoning permit was issued..... 10 years after expiration
79. Copy of certificate of occupancy or other record showing final approval of a building project and application therefor..... 10 years
80. Copy of monthly cooperative report submitted to New York State Division of Housing of building permits issued and local public construction..... 10 years
81. Application for variance to zoning board of appeals, together with supporting records 10 years after application was affirmed, denied, or modified
82. Petition by property owners to governing body for change in zoning regulations when change is denied 5 years
83. Protest by property owners to governing body against proposed change in zoning regulations when protest is denied..... 5 years
84. Copy of proceedings of governing body, board of appeals, or zoning commission of public hearing on establishment of or change in zoning regulations when original record of proceedings is retained..... 1 year
85. Copy of reports by planning board or zoning commission to governing body..... 10 years
86. Proceedings of public hearings conducted by planning board or zoning commission... 10 years
87. Copy of minutes of proceedings of zoning board of appeals when original record of proceedings is retained 1 year
88. Copy of record of examinations and other official actions of zoning board of appeals 1 year
89. Copy of rules, regulations, amendments, or repeal thereof, and order, requirement, decision or determination of zoning board of appeals..... 1 year
90. Notice of appeal filed by affected party from decision by administrative official under zoning regulation 10 years after appeal was affirmed or denied
91. Copy, transmitted by zoning commission to zoning board of appeals, of all papers constituting the record upon which an action appealed from was taken..... 10 years after appeal was affirmed or denied
92. Certification to zoning board of appeals by administrative official of zoning commission that stay of proceedings would cause imminent peril to life of property..... 10 years after appeal was affirmed, denied, or modified
93. Application by appellant to zoning board of appeals for granting of restraining order to stay proceedings in case on appeal..... 10 years after appeal was affirmed, denied, or modified
94. Restraining order granted by zoning board of appeals or court to stay proceedings in case on appeal..... 10 years after appeal was affirmed, denied, or modified
95. Notice to administrative official of zoning commission of granting by zoning board of appeals or court of restraining order to stay proceedings in case on appeal..... 10 years after appeal was affirmed, denied, or modified
96. Notice by zoning board of appeals to parties concerned at the time of hearing of appeal 1 year after date of hearing
97. Proceedings of hearings upon appeal conducted by zoning board of appeals..... 10 years after appeal was affirmed, denied, or modified
98. Writ of certiorari directed by court to zoning board of appeals to review decision by zoning board of appeals..... 10 years after appeal was affirmed, denied, or modified
99. Notice to zoning board of appeals of grant by court of restraining order..... 10 years after appeal was affirmed, denied, or modified
100. Copy of statement submitted by zoning board of appeals to court as return to writ of certiorari in substantiation of decision in question..... 10 years after appeal was affirmed, denied, or modified
101. Building inspection notices consisting of reports of compliance or violation with respect to building and related codes..... 6 years after final approval of project
102. Records summarizing information contained in the application for a building permit, the building permit, and records of final approval or disposition and related information used for administrative and accounting purposes..... 10 years
103. Expired undertaking, bond, or surety of a contractor filed with a municipal corporation in compliance with an ordinance and covering plumbing, electrical, sidewalk work, house moving, street opening, and other related activities when no litigation is involved 10 years
104. Application for a certificate of compliance or a temporary certificate of compliance with the building code or zoning ordinance..... 10 years

ITEM
NUMBER

DESCRIPTION OF RECORD

DISPOSABLE AFTER HAVING BEEN RETAINED:
(See footnote page 1)

- () 105. Affidavit for compliance and occupancy submitted by contractor or owner attesting that the proposed use of the building complies with the zoning ordinance, and stating the total cost of construction..... 10 years
- () 106. Copy of notice of condemnation sent to owner and/or occupant and/or order to vacate premises 15 years
- () 107. Copy of notice of existing violation and order to comply with the law sent to owner of property or authorized agent of owner..... 10 years
- () 108. Complaint submitted by owner, tenant, or agent pertaining to an alleged violation of the building code or zoning ordinance..... 6 years after action on complaint is taken
- () 109. Summary or transcript of hearing held in connection with an alleged violation of the building code or zoning ordinance..... 10 years
- () 110. Notice of appeal from decision of building superintendent or inspector denying permission to construct, reconstruct, or alter a certain structure..... 10 years
- () 111. Application for approval of specifications and plans of plumbing and drainage work, including copy of plans, modifications to original specifications and plans, results of inspection of plans and specifications, reports of inspections of work, approval granted and related correspondence, WHEN disposition is NOT prohibited or restricted by local sanitary, health, housing, or other code, law, or ordinance..... 10 years
- () 112. Index to submitted specifications and plans of plumbing and drainage work..... 0 after all specifications and plans indexed therein have been destroyed
- () 113. Notice by plumber of start or progress of plumbing or drainage work..... 1 year
- () 114. Plumbing inspector's reports..... 6 years
- () 115. Copy of certificate issued to plumber when plumbing or drainage work is completed that there is no violation of law on record against such work..... 10 years
- () 116. Index of submitted plans for plumbing or drainage work when index is superseded or discontinued 0
- () 117. Reports of inspection of unsafe buildings..... 3 years after unsafe conditions are corrected

CHATTELS, CONDITIONALS, AND LIENS

NOTE: The Uniform Commercial Code provided for filing of continuations of chattel mortgages and conditional sale contracts seemingly without notification of such filing to the town clerk's office of original filing. It would, therefore, appear advisable that no chattel or conditional filed or continued after December 31, 1960, be disposed of unless a termination statement has been filed or a search made for continuations at the proper office for filing under the provisions of the U.C.C.

- () 118. Chattel mortgage or a copy thereof filed pursuant to section 230 of the Lien Law, or a copy of, or a statement containing a description of the chattel mortgage previously filed, filed pursuant to section 235 of the Lien Law (except a chattel mortgage made by a farmer or a livestock raiser to secure federal loans pursuant to chapter 659 of the Laws of 1934 and filed pursuant to sections 232 and 233 of the Lien Law), when the date of the original filing pursuant to section 230 of the Lien Law or the date of the last subsequent filing pursuant to section 235 of the Lien Law was prior to 10 years, and when the chattel mortgage indexes contain no entries showing that the last subsequent filing pursuant to section 235 of the Lien Law was dated after 10 years 10 years
- () 119. A conditional sale contract or a copy thereof filed pursuant to sections 65 or 67 of the Personal Property Law, or a copy of the original contract with a statement attached filed pursuant to section 71 of the Personal Property Law, when the date of the original filing pursuant to sections 65 or 67 of the Personal Property Law or the date of the last subsequent filing pursuant to section 71 of the Personal Property Law was prior to 10 years, and when the conditional sale contract indexes contain no entries showing that the last subsequent filing pursuant to section 71 of the Personal Property Law was dated after 10 years..... 10 years
- () 120. Index volume or index card used to index chattel mortgages, conditional sale contracts, or renewals thereto, when each chattel mortgage or conditional sale contract indexed therein or thereon has been destroyed pursuant to subdivision 5 of section 65-b of the Public Officers Law..... 5 years after the destruction of each chattel mortgage or conditional sale contract indexed therein or thereon
- () 121. Satisfaction, discharge, release, renewal, certification, or assignment of a chattel mortgage or a conditional sale contract..... 0 after disposition of related chattel mortgage or conditional sale contract
- () 122. Notice of lien for damages caused by inanimate goods and chattels, filed with town clerk 6 years
- () 123. Notice of liens on stray beasts..... 6 years

CONSERVATION

- () 124. Clerk's monthly report to county clerk of Conservation Department licenses sold.... 10 years
- () 125. County clerk's receipt to city, town, or village clerk for monthly report of Conservation Department licenses sold..... 10 years
- () 126. Clerk's final report to county clerk of Conservation Department licenses sold for calendar year 10 years
- () 127. Conservation Department orders issued to clerk relative to the taking of game..... 3 years after superseded
- () 128. Conservation Department lists of agents of the National Rifle Association designated to issue certificates required of minors under age 21 years seeking to obtain a hunting license for the first time..... 3 years after superseded
- () 129. Conservation Department lists of district game protectors, assistant district game protectors, and game protectors of the State of New York..... 3 years after new list is received
- () 130. Conservation Department notice of revoked hunting, trapping, and fishing licenses... 3 years after superseded
- () 131. Annual Fish and Game Syllabus issued by Conservation Department..... 2 years

DESCRIPTION OF RECORD

DISPOSABLE AFTER HAVING BEEN RETAINED:
(See footnote page 1)

CUSTODIAL

132. Building maintenance schedule, when schedule is obsolete..... 0
133. Watchman's clock charts showing inspections made by watchman..... 6 years

DISPOSAL PLANTS

134. Load and sale tickets used in garbage and rubbish disposal plant, showing date, weight of load, truck identification, customer, when a fee is charged by the garbage and rubbish disposal plant and the information has been summarized and posted to the customer's ledger 1 year after tickets were audited by State Comptroller
135. Load and sale tickets used in garbage and rubbish disposal plant, showing weight of load, truck identification, etc. when no fee is charged by the garbage and rubbish disposal plant 1 year
136. Daily tonnage report listing truck and ticket number, weight of load, customer, when a fee is charged by the garbage and rubbish disposal plant and information has been summarized and posted to customer's ledger..... 1 year after reports were audited by State Comptroller
137. Daily tonnage report used in garbage and rubbish disposal plant, when no fee is involved, showing date, weight of load, truck and ticket number..... 1 year

DOG LICENSING

138. Application for dog license..... 1 year after expiration of license
139. Stub of dog license issued..... 6 years
140. Application for kennel license together with supplement to application, if any..... 1 year after expiration of license
141. Clerk's copy of kennel license..... 6 years
142. Affidavit for transfer of dog license (DL31)..... 1 year
143. Affidavit in case of lost tag (DL32)..... 1 year
144. Affidavit for spayed female dog (DL33)..... 2 years after dog last licensed
145. Affidavit of nonliability (DL34)..... 1 year
146. Certificate by veterinarian showing that dog has been spayed, submitted by applicant for license for spayed female dog..... 2 years after dog last licensed
147. Affidavit by dog license owner that dog described in license is dead, submitted upon application for a license for a new dog of which he has become owner..... 1 year
148. Clerk's monthly report to county treasurer on dog licenses issued..... 6 years
149. Clerk's list of delinquent dog owners (DL2)..... 3 years
150. Report to clerk by person killing or disposing of a dog..... 1 year
151. Clerk's record of killing and disposition of dogs..... 3 years
152. Enumerator's list of owners or harborers of dogs..... 1 year
153. Bill for enumerator's service filed with county treasurer for enumeration of dogs.... 6 years
154. Clerk's copy of "Report of Field Man Covering Dog Licenses Furnished Clerks".... 6 years

ELECTION

155. Voted ballot where no court action or legislative investigation was commenced in regard to such election..... 1 year
156. Unvoted ballot, where no court action or legislative investigation was commenced in regard to such election..... 1 year
157. Sample ballot for election..... 1 year
158. Receipt from election inspectors for delivery by clerk of official and sample ballots and supplies for election, other than a general election..... 2 years
159. Tally sheet 1 year
160. Copy of Election Law..... 0 after receipt of new volume
161. Duplicate register of voters*..... 1 year
*The duplicate register of voters—or the nonsignature copy of the pollbook—is the one without the voters' signatures. Signature copies are retained permanently.
162. Proof of posting of list of candidates for an election..... 10 years
163. Proof of publication and posting of election notice of an election at which a bond or note issue was approved..... 6 years after issue so approved was retired
164. Election inspectors' return and statement of canvass of vote approving a bond or note issue 6 years after issue so approved was retired
165. Election inspectors' return and statement of canvass of vote, other than a vote approving a bond or note issue or vote approving tax limit increase..... 1 year
166. Proof of publication and posting of election notice of an election, other than an election approving a bond or note issue or a tax limit increase..... 1 year
167. Certificate of service of election official..... 6 years
168. Statement of campaign receipts, expenditures, and contributions made by candidate for election 3 years after year in which filed
169. Petition, certificate, objection, or other paper relating to designation or nomination of candidate where no court action or legislative investigation was commenced in regard to such election..... 1 year after year in which filed
170. Book for recording petition, certificate, objection, or other paper relating to designation or nomination of candidate where no court action or legislative investigation was commenced in regard to such election..... 10 years after date of last entry
171. Town caucus report..... 2 years
172. Declination of nomination by nominee..... 1 year
173. Copy of certificate sent to board of elections stating town officers to be voted for at general election 2 years
174. Certification of fire district election regarding officers or a proposition..... 10 years

DESCRIPTION OF RECORD

DISPOSABLE AFTER HAVING BEEN RETAINED:
(See footnote page 1)

- () 175. Oath of office of election official where no court action or legislative investigation was commenced in regard to such election..... 1 year after year in which election was held
- () 176. Copy of notification by town clerk to chairman of county committee of political party that appointments to the office of inspector of elections will be made by town board... 2 years
- () 177. List of persons including supplemental lists qualified to serve as inspector of elections, submitted by political party..... 2 years after preparation of new lists
- () 178. Copy of notification of appointment as inspector of election, made by town clerk..... 2 years
- () 179. Obsolete ward maps furnished by county board of elections..... 10 years
- () 189. Certificate of election upon proposition filed by election inspectors setting forth pertinent data pertaining to the proposition under ballot..... 10 years

FISCAL

Account Books

- () 181. Register of claims presented for payment..... 20 years after date of last entry
- () 182. Register of paid claims..... 10 years after date of last entry
- () 183. Register of transfer of funds..... 20 years after date of last entry
- (X) 184. Fee book showing fees received..... 10 years after date of last entry
- () 185. Journal..... 20 years after date of last entry
- () 186. Receipt and disbursement ledger..... 20 years after date of last entry
- () 187. Appropriation and expenditure ledger..... 20 years after date of last entry
- () 188. Encumbrance reserve register listing purchase orders encumbered in the appropriation ledger..... 20 years after date of last entry
- (X) 189. Special fund ledger..... 20 years after date of last entry
- (X) 190. General control ledger..... 20 years after date of last entry
- (X) 191. Daily record sheet listing amount and type of fees received by category, being an internal record used for posting to the fee book and/or other accounting record.... 1 year
- () 192. Printouts in the form of journals, ledgers, and registers, produced by a new electronic data processing installation during a test period, when journals, ledgers, and registers are also produced by a parallel hand (or machine) accounting procedure.. 0 after audit by State Comptroller

Banking

- () 193. Bank statement..... 6 years
- () 194. Canceled savings bank pass (deposit) book..... 20 years after cancellation
- () 195. Monthly bank statement reconciliation..... 6 years
- () 196. Deposit book for checking account when a succeeding book is being used..... 6 years after date of last entry
- () 197. Deposit book for a closed checking account..... 6 years after date account was closed
- () 198. Duplicate deposit slip..... 6 years
- () 199. Agreement with bank or other depository in which the depository agrees to deliver bonds, certificates, or notes to the public corporation as security for public funds deposited..... 6 years after agreement has expired
- () 200. Bond or surety posted by a bank or other depository with a public corporation for the security of the public funds deposited..... 6 years after bond or surety has expired
- () 201. Designation of depository by the governing body of a public corporation, designating the bank or other depository in which public funds are to be deposited..... 6 years after designation expired, was rescinded, or was superseded
- () 202. Statement or notice from bank of interest accumulated or earned by public funds.... 6 years

Bonds

- () 203. Data accumulated in the preparation of a bond issue including, but not restricted to, data relating to bond attorney, the preparation of the prospectus, prospectus distribution to bond buyers, bond printing, bids, and buyers..... 20 years
- () 204. List or card file of prospective buyers of bonds..... 6 years
- () 205. List or card file of holders of matured bonds..... 1 year after bond issue has matured
- () 206. List or card file of matured bonds showing maturity date, amount, interest, holder, and other pertinent information..... 1 year after bond issue has matured
- (X) 207. Bond register book of canceled obligations *..... 20 years after date of proper cancellation of last bond
- * Does not pertain to canceled bonds or obligations which may be destroyed only with the consent of the Comptroller of New York State pursuant to section 63.10 of the Local Finance Law.

Reports and Statements

- () 208. Copies, other than official copy, of supervisor's annual report to town board of bonded indebtedness..... 1 year
- (X) 209. Report of audit or examination by State Comptroller of financial affairs of municipal corporation pursuant to section 35, General Municipal Law..... 20 years
- () 210. Report of audit or examination of financial affairs of a public corporation, other than that made by the State Comptroller pursuant to section 35, General Municipal Law..... 20 years
- () 211. Copy of annual report of financial condition of municipal corporation made to State Comptroller pursuant to section 30, General Municipal Law..... 10 years
- () 212. Copies of reports of audits conducted by a local fiscal or auditing office, where the original report is retained..... 1 year
- () 213. Monthly report of receipts and disbursements submitted by town officials to town supervisor or fiscal officer..... 6 years
- () 214. Annual, quarterly, or monthly financial report made by local office or department to chief fiscal officer of a public corporation..... 10 years

DESCRIPTION OF RECORD

DISPOSABLE AFTER HAVING BEEN RETAINED:
(See footnote page 1)

() 215. Annual statement transmitted by county treasurer to town clerk showing moneys paid town supervisor	10 years
() 216. Copies of annual fiscal statements showing receipts and disbursements of all town officers and employees	10 years
() 217. Town supervisor's monthly financial statement of receipts and disbursements	10 years
() 218. Statement to county legislative body of all indebtedness other than bonded indebtedness	6 years
() 219. Town indebtedness report forwarded to county legislative body, when report has been published in official proceedings of the county legislative body	6 years
() 220. Monthly report of marriage licenses made by city or town clerk and forwarded to State Commissioner of Health together with remittance	6 years
() 221. Annual financial statement showing receipts and/or disbursements submitted by local office or department to chief fiscal officer of a public corporation	10 years
() 222. Cash reports of local office or department showing cash deposited with fiscal officer	10 years
() 223. Copy of annual or supplemental debt statement, submitted to the Comptroller of the State of New York by a local public corporation	10 years
() 224. Report to fiscal officer of fees received	6 years
() 225. Report to fiscal officer of expenditures other than annual report	6 years
Miscellaneous Fiscal Records	
() 226. Duplicate of bill of sale issued to purchaser of property, other than real property, belonging to a public corporation	10 years
() 227. Claim for payment, including claim, vendor's voucher, and bill	10 years after date of payment
() 228. Receipt received for cash payment	10 years
() 229. Duplicate or stub of receipt issued for cash payment	10 years
() 230. Order on fiscal officer to pay moneys, including order to pay and warrant to pay	10 years
() 231. Abstracts of receipts and disbursements	10 years
() 232. Daily cash proofsheet used to compare amounts deposited in various funds with cash receipt journal	6 years
() 233. Monthly listing of outstanding warrants, including adding machine tapes	6 years
() 234. Notice of encumbrance from fiscal officer to department head indicating funds encumbered and amount remaining unencumbered	2 years
() 235. Machine tabulating cards (punched cards) where cards are prepared from a source document and used as an intermediate working tool to produce journals, registers, ledgers, accounting and payroll reports, payrolls, and payroll checks, when cards are no longer required to balance accounts and provided that all information recorded on the punched cards has been fully transcribed to the final records produced	0
() 236. Work papers created and used by office personnel to itemize and list receipts, disbursements, and balances at beginning and end of month in the preparation of the monthly financial report	6 years
() 237. Check stub	6 years
() 238. Duplicate copy of check used in place of check stub	6 years
() 239. Register of checks	10 years after date of last entry
() 240. Canceled check or other instrument of payment, such as bank check, warrant check, order check, and order to fiscal officer to pay when used as negotiable instrument (except for trust funds)	10 years
() 241. Expired contract executed by public corporation with second party to provide fire protection, water, electric, gas, sanitation, and other similar services, when no litigation or outstanding claim is involved	6 years after expiration
() 242. Employee's claim for reimbursement for travel	6 years
() 243. Analysis of daily cash receipts	6 years
() 244. Cashier's slips showing daily cash receipts	6 years
() 245. Fiscal records or summaries pertaining to past due account	6 years after account was satisfied
() 246. Abstract of claims	10 years
() 247. Detail record of disbursements, including adding machine tapes	10 years
() 248. Detail record of accounts receivable, including adding machine tapes	10 years
() 249. Statement of costs filed with town clerk upon completion of authorized improvements (this information must be retained permanently in town minutes)	2 years
() 250. Written instructions of town supervisor to bank or trust company to sell or present for redemption town obligations	20 years
() 251. Claims for State or Federal-State reimbursement	10 years
() 252. Summary and detail of claims for State or Federal-State reimbursement	10 years
() 253. State certificate of approval for State or Federal-State reimbursement	10 years
() 254. Claim for payment that has been disallowed and where no legal action is pending	6 years
() 255. Vehicle mileage reports prepared daily, weekly, monthly, or annually to show mileage traveled by municipally owned vehicle	6 years
() 256. Daily cash record, including adding machine tapes	10 years
() 257. Gasoline or diesel fuel oil receipt stubs, bills, or tickets for gasoline or diesel fuel oil used in municipally owned vehicles	6 years
() 258. Duplicate copies of detailed departmental receipts showing receipts for previous week or month filed weekly or monthly with the chief fiscal officer by departments when the original copies are not filed with the governing body of the public corporation	6 years
() 259. Duplicate copies of detailed departmental receipts showing receipts for previous week or month filed weekly or monthly with the chief fiscal officer by departments when the original copies are filed with the governing body of the public corporation	3 years
() 260. Receipts for funds remitted to fiscal officer	6 years
() 261. "Application for Temporary Special Assistance," Form A.C. 252, made pursuant to Chapter 774, Laws of 1951	6 years after date of last assistance
() 262. "Quarterly Claim for Reimbursement For Special Assistance Payments," Form A.C. 250, made pursuant to Chapter 774, Laws of 1951	6 years after date of last assistance

DESCRIPTION OF RECORD

DISPOSABLE AFTER HAVING BEEN RETAINED:
(See footnote page 1)

-) 263. "Special Assistance Payment Roll," Form A.C. 251, made pursuant to Chapter 774, Laws of 1951 6 years after date of last assistance

HEALTH

-) 264. Expired contracts with nonprofit institutions or agencies for visiting nursing or public health services 6 years
-) 265. Report of inspection or investigation of an alleged nuisance or condition detrimental to public health made by a person authorized to make the inspection or investigation 3 years
-) 266. Complaint of existence of alleged nuisance or condition detrimental to public health or petition for relief of an alleged nuisance or condition detrimental to public health made to town board of health or to any town official 3 years
-) 267. Notice to appear for a hearing before town board of health to answer complaint of an alleged nuisance or condition detrimental to public health 3 years
-) 268. Order by town board of health to owner or tenant to correct a nuisance or condition detrimental to public health 3 years

HIGHWAYS AND STREETS

-) 269. Town highway superintendent's copy of county highway superintendent's permit to temporarily obstruct county highway, issued on request of town highway superintendent 6 years
-) 270. Permit to obstruct temporarily State highway, issued by State Department of Transportation (formerly Public Works) 2 years
-) 271. Town clerk's copy of county highway superintendent's certificate to close State highway, issued at request of State Department of Transportation (formerly Public Works) 10 years
-) 272. Town clerk's copy of county highway superintendent's certificate to close town or county highway in emergency 10 years
-) 273. Town clerk's copy of county highway superintendent's contract for purchase of machinery, tools, equipment, and implements 10 years
-) 274. Town clerk's written notice of defective, unsafe, dangerous or obstructed highway, bridge, or sidewalk 10 years
-) 275. Town highway superintendent's written notice of defective, unsafe, dangerous or obstructed highway, bridge, or sidewalk 10 years
-) 276. Town clerk's copy of statement showing probable cost of improving, repairing or rebuilding highway, bridge, or walk 10 years
-) 277. Written application of taxpayers for an election to vote on expenditure of moneys for town highway purposes 6 years
-) 278. Copy of maps and description of boundaries of area within which county superintendent of highways and town board desire restriction of speed of vehicles when restriction is no longer effective 6 years after becoming ineffective
-) 279. Written recommendation of town highway superintendent to town board nominating a deputy town highway superintendent 1 year after deputy leaves office
-) 280. Expired contracts for lighting certain improved highways and bridges in town 6 years after expiration
-) 281. Report of mileage pursuant to subdivision 12, section 140 of the Highway Law, as amended, showing total number of miles of town highway and method of measuring same 10 years
-) 282. Inventory receipt of town machinery submitted annually and upon change of superintendents by town highway superintendent 10 years
-) 283. Town highway superintendent's informational copy of annual inventory of machinery, tools, implements, and equipment 3 years
-) 284. Town supervisor's copy of annual inventory of machinery, tools, implements, and equipment 6 years
-) 285. Street profiles that have been superseded or rendered obsolete by changes 6 years
-) 286. Street surveys that have been superseded or rendered obsolete by changes 6 years
-) 287. Copies of notification of changes in the naming or numbering of streets, highways, avenues, alleys, public buildings, parks or places, when one copy is retained permanently 0
-) 288. Annual highway estimate and budget (Form T.H. 7 and superseded Form T.H. 19A) 10 years
-) 289. Inventory of town highway machinery and recommendation for the purchase of additional machinery (Form T.H. 8) submitted annually by the town highway superintendent 10 years
-) 290. Annual report of road improvements made by town highway superintendent (obsolete form) 0
-) 291. Annual report of new bridge construction made by town highway superintendent (obsolete form) 0
-) 292. Personal surety bond or undertaking of town supervisor for highway moneys (Form T.H.-7B and Form T.H.-7C), when original is on file with county clerk 0
-) 293. Statement of town supervisor of all town highway moneys on hand at the expiration of his term of office (Form T.H.-34) (obsolete form) 10 years
-) 294. Cash statement of town supervisor (Form T.H. 10) 10 years
-) 295. Annual report of town superintendent of highways on mileage and types of town highways (Form A-150-A) 10 years
-) 296. Annual highway account book kept by the town supervisor listing receipts and expenditures of the town highway department 10 years
-) 297. Copies, other than official copy, of supervisor's annual report of receipts and expenditures of highway moneys 1 year
-) 298. List of names of persons employed by town highway superintendent (Form T.H. 22) showing names of persons hired by town superintendent, compensation per hour and type of employment each performs (This is not a payroll record; original payrolls are retained for 55 years, provided that no present employee is included therein.) 6 years

DESCRIPTION OF RECORD

DISPOSABLE AFTER HAVING BEEN RETAINED:
(See footnote page 1)

- 309. Statement of payments made by county with approval of county highway superintendent to towns for snow removal, rental of equipment, labor, supervision, snow fence expense, employee's benefits, insurance, materials, etc..... 6 years
- 300. Lease contract for hire of machinery or equipment by town highway superintendent 6 years after expiration
- 301. Form A.C. 142-T.H. 19, "Contract and Specifications for the Purchase of Road Equipment"..... 6 years
- 302. Application for and permit to perform special handling of oversized buildings, equipment, etc., over a highway or street..... 20 years after expiration
- 303. Copy of State Traffic Commission's or successor agency's order restricting speed of vehicles on town and county roads when restriction is no longer effective.... 6 years after becoming ineffective

INSURANCE

- 304. Index of contingent liability insurance showing name of contractor and expiration of policies drawn in favor of the municipal corporation..... 6 years after expiration of all policies
- 305. Insurance appraisal and/or survey when superseded or out of date..... 0
- 306. Fire insurance policy, when no outstanding claims are involved..... 6 years after expiration
- 307. Water damage insurance policy, when no outstanding claims are involved..... 6 years after expiration
- 308. Burglary and theft insurance policy, when no outstanding claims are involved..... 6 years after expiration
- 309. Glass insurance policy, when no outstanding claims are involved..... 6 years after expiration
- 310. Boiler and machinery insurance policy, when no outstanding claims are involved... 6 years after expiration
- 311. Elevator insurance policy, when no outstanding claims are involved..... 6 years after expiration
- 312. Collision insurance policy, when no outstanding claims are involved..... 6 years after expiration
- 313. Motor vehicle and aircraft insurance policy, when no outstanding claims are involved 6 years after expiration
- 314. Marine insurance policy, when no outstanding claims are involved..... 6 years after expiration
- 315. Animal insurance policy, when no outstanding claims are involved..... 6 years after expiration
- 316. Miscellaneous property insurance policy, when no outstanding claims are involved... 6 years after expiration
- 317. Property damage liability insurance policy, when no outstanding claims are involved 6 years after expiration
- 318. Personal injury liability insurance policy, when no outstanding claims are involved.. 10 years after expiration
- 319. Workmen's compensation and employer's liability insurance policy, when no outstanding claims are involved 18 years after expiration
- 320. Title insurance policy, when no outstanding claims are involved..... 20 years after expiration
- 321. Marine protection and indemnity insurance policy, when no outstanding claims are involved 10 years after expiration
- 322. Insurance of life of property policy, when no outstanding claims are involved..... 10 years after expiration
- 323. Certificate of insurance certifying as to name of insured, kind of insurance, limits of liability, date of expiration, and policy number, when no outstanding claim is involved, other than a certificate of insurance certifying as to a surety bond or other contract of insurance against fraud or mistake..... 10 years after expiration

MISCELLANEOUS

- 324. Drafts or extra copies of minutes, when official copy is retained permanently..... 1 year
- 325. General correspondence that no longer has sufficient administrative, fiscal, or legal value to warrant its continued retention..... 6 years
- 326. Extra copies of ordinances and codes, when official copy is retained permanently.... 1 year
- 327. Expired agreement between public corporation and second party providing for payment of stipulated sum of money in consideration of services rendered, when no litigation or outstanding claim is involved..... 6 years after expiration
- 328. Stubs of certificates affixed to copies of various actions of the governing body such as resolutions and ordinances, issued by the clerk of the governing body to various departments of the public corporation, when no fees are involved..... 2 years
- 329. Stenographer's shorthand notebook or mechanical dictating and transcribing medium, exclusive of court reporter's or hearing reporter's shorthand notebook or mechanical dictating and transcribing medium, from which transcriptions have been made... 0 after transcription
- 330. Register books of physicians, midwives, and undertakers..... 10 years after date of last entry
- 331. Liquor license and excise certificate records—including but not restricted to; petitions, applications and supporting data; license records; certificate records; inspection reports; assignments; surety records; power of attorney; revocation records; receipt and disbursement records; excise accounting records; local option election records; and correspondence relating to liquor licenses and excise taxes—dated prior to August 26, 1920..... 0
- 332. Hearing reporter's shorthand notebook,* from which transcriptions have been made... 10 years
* Does not pertain to shorthand notebooks of court reporters. The Commissioner of Education, under section 65-b of the Public Officers Law, cannot consent to the disposition of court records.
- 333. Jury list 10 years
- 334. Population certificate filed by Secretary of State following latest State enumeration 20 years
- 335. Fence viewers report 10 years
- 336. Certificate of town clerk indicating that the town records show the adoption of one or more ordinances and the requisite posting and publishing thereof..... 10 years
- 337. Plans, specifications, and proposed expenses pertaining to various improvements where improvement was not approved or executed..... 6 years
- 338. Extra copies of maps and plans..... 10 years
- 339. Copy of resolution of the governing body furnished municipal department when the original resolution is retained permanently by the clerk of the governing body... 1 year
- 340. New York State Youth Commission approval of application for community recreation project (Form Y.C.-3) 6 years after expiration of project
- 341. Informational copy of notice of hearing sent to interested parties on a matter to be heard by the Public Service Commission..... 1 year

DESCRIPTION OF RECORD

DISPOSABLE AFTER HAVING BEEN RETAINED:
(See footnote page 1)

342. Informational copy of order pertaining to a matter heard by the Public Service Commission	
343. Informational copy of memorandum of hearing examiner and opinion or determination of the Public Service Commission on a matter heard by the Commission	1 year
344. Waiver of notice and consent to meeting of town board, except for the purpose of taking action in connection with a bond issue,* signed by board members waiving notice of time, place, date, and purpose of board meeting	1 year
* Waiver of notice and consent to meeting of town board and copy of notice of special meeting must be retained permanently if the meeting referred to took action in connection with a bond issue.	10 years
345. Copy of written notice of special meeting sent to all town board members indicating date, time, place, and purpose of meeting, except copies of notices of special meetings for the purpose of taking action in connection with a bond issue*	10 years
* Waiver of notice and consent to meeting of town board and copy of notice of special meeting must be retained permanently if the meeting referred to took action in connection with a bond issue.	
346. Franchise petitions or applications and other supporting papers relating to hearings thereon when franchise has been denied	1 year
347. Returned registered mail cards	1 year
348. Copies of notices of public hearings, notices of resolutions, affidavits of publication, other than the official copy	0
349. Copy of certificate issued by town clerk attesting to evidence of marriage as shown by official town records	1 year
350. Copy of verified transcript from the marriage register	1 year
351. Informational copy of court order when the court order is no longer in effect and the original order is on file in the court	10 years after order is no longer in effect
352. Legal opinions rendered by an attorney of a public corporation, the State Attorney General, the State Comptroller, or other counsel, when the opinion has been superseded	6 years after opinion was superseded
353. Complaint about or request for removal of rubbish, garbage, weeds or brush, or the removal, repairing, spraying or trimming of trees	3 years after action taken
354. Complaint about or request for repair of municipally-owned building or structures, streets, curbs, sidewalks, surface drains, or storm sewers, and water or sewerage facilities when complaint has been rectified or request performed and no legal action is pending	6 years after completion of repairs
355. Complaint about a request for removal or termination of a nuisance of a nonpublic health nature	3 years after action taken
356. Petition for referendum filed with town clerk	5 years
357. Written objection to petition on referendum filed with town clerk by voter	5 years
358. Petition by electors requesting submission to electorate of the question of the sale of alcoholic beverages	10 years
359. Notice of hearing relative to petition for a town boundary change	10 years
360. Copies of annual reports submitted to the governing body of a local public corporation by departments, officials, standing or special committees and commissions, when the reports are copied completely into official minutes of the governing body	1 year
361. Statement to water department of air conditioning equipment, showing name of occupant of premises, equipment information such as number of units, gallons of water per minute used, etc.	3 years after superseded
362. Work order for the erection, relocation, or removal of a sign or any traffic control device where the authorization for such work is a part of the minutes of the governing body	5 years
363. Work order for work not related to traffic control	5 years or 60 days after work orders were audited and report of examination was filed by State Comptroller with municipal clerk
364. Records dealing with an application for and granting of a bingo license, when the license has not been suspended or revoked including: Forms BC-2, BC-2A, BC-2B, "Application for Bingo License," Form BC-4 "Findings and Determinations for Bingo License," Form BC-5 "License To Conduct Bingo Games," Form BC-7 "Financial Statement of Bingo Operations," Form BC-7A "List of Persons in Charge and Assistants to Persons in Charge for Occasion," or previous forms used for similar purposes, copy of lease, investigation report by local enforcement agency for each bingo game occasion, and related correspondence	3 years after expiration of license
365. Records concerning bingo operations created by a local unit of government for the control of bingo activities, when the license has not been suspended or revoked — the records include but are not limited to: Identification badges, Personnel cards, Inspector's Reports on Bingo Games, Application for and Certification of Building for Bingo Activities by a Building Department or Fire or Safety Department	3 years after expiration of license

PARKING LOTS

366. Municipal parking lot receipt stubs where a fee is involved showing date and time vehicle entered and left and amount of parking fee paid, when information is summarized and posted to a ledger	1 year after receipt stubs were audited by State Comptroller
367. Extra copies of municipal parking lot receipt stubs where a fee is involved showing date and time vehicle entered and left and amount of parking fee paid, when information is summarized and posted to a ledger	1 year
368. Cashier's work sheet used to account for moneys received in operation of a municipal parking lot, showing money received, shortages or overages, number and type of tickets returned, paid and not returned, (lost)	6 years

ITEM NUMBER	DESCRIPTION OF RECORD	DISPOSABLE AFTER HAVING BEEN RETAINED: (See footnote page 1)
() 369.	Municipal parking lot receipt stubs where no fee is involved showing date and time vehicle entered and left	
() 370.	Application for, stub or duplicate copy of a license or permit issued annually for vehicle parking on municipally-owned property, when no fee is involved.....	1 year
() 371.	Application for, stub or duplicate copy of a license or permit issued annually for vehicle parking on municipally-owned property, when a fee is involved.....	5 years
		6 years after expiration

PARKS AND RECREATION

() 372.	Application and/or affidavit, stub or duplicate copy of license or permit to use a municipal or district owned or operated park, beach, swimming pool, golf course, tennis court or other recreational facility, when a fee is charged.....	60 days after filing of State Comptroller's audit report with municipality or district
() 373.	Application and/or affidavit, stub or duplicate copy of license or permit to use a municipal or district owned or operated park, beach, swimming pool, golf course, tennis court or other recreational facility, when no fee is charged.....	1 year
() 374.	Used admission ticket or ticket stub for admission to municipal or district owned or operated park, beach, swimming pool, golf course, tennis court or other recreational facility, when a fee is charged.....	60 days after filing of State Comptroller's audit report with municipality or district
() 375.	Used admission ticket or ticket stub for admission to municipal or district owned or operated park, beach, swimming pool, golf course, tennis court or other recreational facility, when no fee is charged.....	1 year
() 376.	Registration card or other individual enrollment form used for the activities of a municipal recreation commission or department.....	3 years
() 377.	Parent's or guardian's signed permission for child to participate in activities of a municipal recreation commission or department when no accident occurred and no accident report or notice of claim has been filed.....	3 years
() 378.	Parent's or guardian's signed permission to participate in activities of a municipal recreation commission or department when an accident occurred and no claim has been filed.....	6 years
() 379.	Parent's or guardian's signed permission to participate in activities of a municipal recreation commission or department when an accident occurred and notice of claim has been filed.....	1 year after claim has been settled
() 380.	Register or list of issued licenses or permits to use a municipal or district owned or operated park, beach, swimming pool, golf course, tennis court, or other recreational facility	6 years
() 381.	Report of special recreation event conducted or sponsored by a municipal recreation commission or department.....	2 years
() 382.	Municipal recreation commission or department report of participation or attendance in activities.....	1 year
() 383.	News releases and other informational material prepared by a municipal recreation commission or department for use of newspapers, radio, or TV stations.....	1 year

PAYROLL

() 384.	Original copy of the payroll, provided no present employee is included therein.....	55 years
() 385.	Duplicate copy of payroll, when original payroll is retained.....	10 years
() 386.	Employee's time cards, sheets, or books when information is posted to a summary record	6 years after posting
() 387.	Weekly, semi-monthly, or monthly cumulative employees' time summary record....	6 years
() 388.	Records of assignments, attachments, and garnishments of employee's salary when assignment, attachment, or garnishment is satisfied.....	5 years after satisfaction
() 389.	Records of assignments, attachments, and garnishments of employee's salary when employment was terminated prior to satisfaction of assignment, attachment, or garnishment	6 years after termination of employment
() 390.	Payroll distribution breakdown sheets used to distribute or classify labor costs, when information is summarized in the payroll.....	6 years
() 391.	Employer's copy of Continuation Sheets, Schedule A (Form 941a U.S. Treasury Department, Internal Revenue Service).....	5 years after tax was paid
() 392.	Employer's copy of Withholding Tax Statement (Federal taxes withheld from wages) (Form W-2, Copy D, U.S. Treasury Department, Internal Revenue Service)....	5 years
() 393.	Employee's Withholding Exemption Certificate (Form W-4 U.S. Treasury Department, Internal Revenue Service).....	5 years after a superseding certificate is filed
() 394.	Employer's copy of Annual Federal Tax Return of Employers (Form 940 U.S. Treasury Department, Internal Revenue Service)	5 years after tax was paid
() 395.	Employer's copy of U.S. Information Return for Calendar Year (Form 1099 U.S. Treasury Department, Internal Revenue Service).....	5 years
() 396.	Employer's Quarterly Federal Tax Return (Form 941 U.S. Treasury Department, Internal Revenue Service).....	5 years after tax was paid
() 397.	Employer's copy of New York State income tax records relating to employees.....	5 years after tax was paid

PERSONNEL

General

() 398.	Personnel records of a local public employee (except any oath of office, constitutional oath, records relating to a workmen's compensation case, accident records and related material, or records of disciplinary charges brought against employee), when employee left service as a result of disciplinary action.....	10 years after termination of employment
() 399.	Personnel records of a local public employee (except any oath of office, constitutional oath, records relating to a workmen's compensation case, accident records and related material, or records of disciplinary charges brought against employee), when employee did not leave service as a result of disciplinary action.....	6 years after termination of employment

ITEM NUMBER	DESCRIPTION OF RECORD	DISPOSABLE AFTER HAVING BEEN RETAINED: (See footnote page 1)
400.	Records relating to workmen's compensation case of a municipal employee.....	20 years after case was closed
401.	Records of disciplinary charges brought against employee, when employee has re- tired or died	10 years after retirement or death
402.	Records of disciplinary charges brought against employee, except when a local health department employee is involved.....	10 years after termination of employment
403.	Records of disciplinary charges brought against employee, when a local health depart- ment employee is involved and termination of employment has not been by reason of death or retirement.....	20 years after termination of employment
404.	Application for employment when the applicant was not hired.....	2 years
405.	Request for personnel approval or notification of release, change of salary or status..	6 years after termination of employment
406.	Notification of personnel action including, but not limited to, notice of appointment or termination, notice of leave of absence, and miscellaneous payroll changes when information is posted to a summary record.....	6 years
407.	Summary record of employee's personnel or payroll changes including, but not lim- ited to, date of appointment, title, salary and retirement status.....	6 years after termination of employment
408.	Certificate of acceptance of office.....	10 years after official relinquishes office
409.	Expired civil service eligibility list.....	10 years after expiration
410.	Accident record and related material where litigation was involved but workmen's compensation was not involved.....	10 years after litigation is completed, but not until individual concerned has attained age 25
411.	Accident record and related material where no litigation or workmen's compensation case was involved and individual has attained age 25.....	10 years
412.	Certification to county clerk of the names, addresses, date, and expiration of term of all appointive town officials, except inspectors of election filed with county clerk...	10 years
413.	Copy of notification of vacancy in any town office filed with county clerk.....	2 years
414.	Town clerk's copy of list of names of supervisor, town highway superintendent, jus- tices of the peace, town clerk, assessor, and collector.....	2 years
415.	Notification to members of abolition of separate boards of commissioners.....	10 years
416.	Service record of member of town police department maintained by town board....	20 years after retirement
417.	Notification by county clerk to town board of expiration of undertaking or bond filed in county clerk's office.....	6 years
Health Insurance		
418.	Local enrollment form for municipal employees health insurance program (PS-503 or equivalent)	3 years after termination of employee's coverage
419.	Statement of disability for dependent 19 years of age or older (PS-451 or equivalent) filed by municipal employee.....	3 years after termination of employee's coverage
420.	Request to change health insurance enrollment status of municipal employee (PS-515 or equivalent)	3 years after termination of employee's coverage
421.	Statement of dependence (PS-457 or equivalent) filed by municipal employee.....	3 years after termination of employee's coverage
422.	Application for waiver of health insurance premium (PS-452 or equivalent) filed by municipal employee.....	3 years after termination of employee's coverage
423.	Notice of termination of coverage (SE-14 or equivalent)	3 years after termination of employee's coverage
424.	Declination of health insurance (PS-403 or equivalent) filed by municipal employee..	0 after employee left service
425.	Dependent survivor enrollment form (PS-472 or equivalent)	3 years after termination of survivor's coverage
426.	Dependent survivor enrollment form under Chapter 868 of the Laws of 1968 (PS-474 or equivalent)	3 years after termination of survivor's coverage
427.	Monthly coverage report — full share (PS-505 or equivalent)	6 years
428.	Monthly coverage report — employer share for retirees (PS-506 or equivalent)....	6 years
429.	Transmittal sheet (GHI form 904D or equivalent) used to submit information or other documents to insurance carrier and verification of group transmittal.....	3 years after termination of coverage of all employees listed thereon
430.	Statement of claim for major medical expense benefits (PS-426 or equivalent)....	1 year
431.	Major medical expense worksheet (PS-455 or equivalent) used to itemize expenses when submitting claim.....	1 year
432.	Form letter or questionnaire used to acquire information from retiree concerning change in family status.....	0
433.	Copy of form letter or other notification to insurance carrier certifying relative's relationship to and responsibility for debts of deceased employee.....	1 year
434.	Dependent student enrollment form (PS-465 or equivalent)	0 after termination of student's coverage
435.	Certification of eligibility (SE-10, SE-11 or equivalent)	2 years
436.	Monthly Report of Payroll Deductions and Employer Contributions (PS-492 or equivalent)	6 years
Social Security		
437.	Quarterly report of wages paid prepared for Social Security purposes, form OAR-S3 and OAR-S3a or equivalent.....	6 years after year in which wages were reported
438.	Report of adjustments correcting wage information previously reported for Social Security purposes, form OAR-S4 or equivalent.....	6 years after correction submitted
439.	Copy of Federal determination of error in wage reports, form OAR-S30 or equivalent	6 years after determination received
Note: None of these items should be interpreted as including payrolls, the original copy which must be retained at least 55 years.		
PROPERTY, INVENTORY, AND STOCKROOM		
440.	Property inventory card or sheet covering item of movable equipment when card or sheet has become obsolete or item of movable equipment has been disposed of.....	6 years after card or sheet became obsolete or item of movable equipment was disposed of
441.	Property inventory, when inventory has become obsolete.....	6 years after inventory became obsolete
442.	Perpetual property inventory, when inventory was replaced.....	3 years after inventory was replaced
443.	Requisition for supplies from stockroom.....	3 years
444.	Periodic inventory of stockroom supplies.....	3 years

ITEM NUMBER	DESCRIPTION OF RECORD	DISPOSABLE AFTER HAVING BEEN RETAINED: (See footnote page 1)
445.	Charge-back or other record used for charging stockroom supplies against departments	
446.	Expired lease wherein a public corporation either rents or leases quarters from outside owners	3 years
447.	Expired lease wherein a public corporation rents or leases property to individuals....	15 years after expiration
448.	Canceled lease where no litigation is involved.....	15 years after expiration
		15 years after cancellation
PURCHASING		
449.	Contracts, specifications, maps and plans of capital construction where the building or utility is no longer owned by the local unit of government or is no longer in existence	1 year after building or utility no longer exists or is owned by the local unit of government, but not less than 10 years after final payment
450.	Extra copies of contracts, specifications, maps and plans of capital construction where the original copy is retained	1 year
451.	Bid, successful, in connection with purchase of materials used in capital construction..	10 years
452.	Specifications for materials, supplies, and services not connected with capital construction	6 years
453.	Bid, successful, in connection with purchase of materials, supplies, and services not connected with capital construction.....	6 years
454.	Contract for purchase of materials, supplies, and services not connected with capital construction	6 years
455.	Bid, unsuccessful, in connection with purchase of materials, supplies, and services....	6 years
456.	Copy of purchase order or similar record used to obtain materials, supplies, or services, except copy retained by paying office and one copy retained by purchasing office....	6 years
457.	Purchasing office's copy of purchase order or similar record used to obtain materials, supplies, or services	3 years
458.	Paying office's copy of purchase order or similar record used to obtain materials, supplies, or services	6 years
459.	Purchasing office's copy of purchase request, requisition, estimate, or similar record used to submit purchase requirement.....	6 years
460.	Copy of purchase request, requisition, estimate, or similar record used to submit purchase requirement, except purchasing office's copy.....	6 years
461.	Register, summary, schedule, or similar record created by purchasing office to list invoices or similar records received by purchasing office.....	3 years
462.	Invoice or similar record notifying purchasing office of materials or supplies shipped or sent	1 year after final entry
463.	Packing slip, shipping ticket, copy of bill of lading, or similar record transmitted or packaged with shipment of materials or supplies.....	6 years
464.	Signature card or record showing signature of official authorized to sign requisitions and claims, when authorization has been withdrawn.....	3 years after shipment completed
465.	Copies of claim for payment for purchase of materials, supplies, and services, except the copy upon which payment is made (the retention period for copy of claim on which payment is made is 10 years).....	6 years after authorization has been withdrawn
466.	Quotation or similar informational record received from vendor by purchasing office..	6 years
467.	Performance guarantee, written warranty of vendor, or similar record covering materials or supplies purchased.....	1 year after becoming obsolete
		6 years after expiration
SCHOOL AND SPECIAL DISTRICTS		
468.	Petition for creation, improvement, or extension of special and/or improvement districts where denied	
469.	State Comptroller's order denying permission for the creation or extension of a special district	10 years
470.	Report by district school clerk of names and addresses of school district officers.....	10 years
471.	Copy of report to district superintendent of schools of names and addresses of school district officers	6 years after expiration
472.	School attendance supervisor's check sheet.....	6 years after expiration
473.	Annual financial report of a special district.....	1 year
474.	Annual financial statement showing receipts and expenditures of special districts....	20 years
475.	Application with supporting data made to State Comptroller for permission to create or extend an improvement district.....	6 years
476.	Record book or report of fires containing data as to location of fire, date, time, class of structure, occupancy of structure, estimated damage, insurance coverage, etc.	6 years after application was denied
		10 years after date of last entry
WELFARE		
477.	Closed case record for a Home Relief case, Old Age Assistance case, Aid to Blind case, Aid to Dependent Children case, Aid to the Disabled case, or Hospitalization case when the case record includes by definition case history, medical records, budget, and social data records, Forms PA-15 or other equivalent, and other similar records considered to be a part of the case record — but not including financial documents, such as authorization of assistance (Forms PA-16 or other equivalent) and records of assistance granted (Forms PA-21 or other equivalent), nor asset or recovery documents in a case where assignment of assets has been made but has not been fully liquidated.....	10 years after date of last closing entry

NOTE: If the record you wish to dispose of does not appear on this List check the appropriate box below:

☐ List containing license and permit records

☐ List containing police records

PLEASE COMPLETE CERTIFICATION ON NEXT PAGE

ITEM
NUMBER

DESCRIPTION OF RECORD

DISPOSABLE AFTER HAVING BEEN RETAINED:
(See footnote page 1)

- () 445. Charge-back or other record used for charging stockroom supplies against departments 3 years
- () 446. Expired lease wherein a public corporation either rents or leases quarters from outside owners 15 years after expiration
- () 447. Expired lease wherein a public corporation rents or leases property to individuals.... 15 years after expiration
- () 448. Canceled lease where no litigation is involved..... 15 years after cancellation

PURCHASING

- () 449. Contracts, specifications, maps and plans of capital construction where the building or utility is no longer owned by the local unit of government or is no longer in existence 1 year after building or utility no longer exists or is owned by the local unit of government, but not less than 10 years after final payment
- () 450. Extra copies of contracts, specifications, maps and plans of capital construction where the original copy is retained..... 1 year
- () 451. Bid, successful, in connection with purchase of materials used in capital construction... 10 years
- () 452. Specifications for materials, supplies, and services not connected with capital construction 6 years
- () 453. Bid, successful, in connection with purchase of materials, supplies, and services not connected with capital construction..... 6 years
- () 454. Contract for purchase of materials, supplies, and services not connected with capital construction 6 years
- () 455. Bid, unsuccessful, in connection with purchase of materials, supplies, and services.... 6 years
- () 456. Copy of purchase order or similar record used to obtain materials, supplies, or services, except copy retained by paying office and one copy retained by purchasing office... 6 years
- () 457. Purchasing office's copy of purchase order or similar record used to obtain materials, supplies, or services 3 years
- () 458. Paying office's copy of purchase order or similar record used to obtain materials, supplies, or services 6 years
- () 459. Purchasing office's copy of purchase request, requisition, estimate, or similar record used to submit purchase requirement..... 6 years
- () 460. Copy of purchase request, requisition, estimate, or similar record used to submit purchase requirement, except purchasing office's copy..... 6 years
- () 461. Register, summary, schedule, or similar record created by purchasing office to list invoices or similar records received by purchasing office..... 3 years
- () 462. Invoice or similar record notifying purchasing office of materials or supplies shipped or sent 1 year after final entry
- () 463. Packing slip, shipping ticket, copy of bill of lading, or similar record transmitted or packaged with shipment of materials or supplies..... 6 years
- () 464. Signature card or record showing signature of official authorized to sign requisitions and claims, when authorization has been withdrawn..... 3 years after shipment completed
- () 465. Copies of claim for payment for purchase of materials, supplies, and services, except the copy upon which payment is made (the retention period for copy of claim on which payment is made is 10 years)..... 6 years after authorization has been withdrawn
- () 466. Quotation or similar informational record received from vendor by purchasing office.. 6 years
- () 467. Performance guarantee, written warranty of vendor, or similar record covering materials or supplies purchased..... 1 year after becoming obsolete
- 6 years after expiration

SCHOOL AND SPECIAL DISTRICTS

- () 468. Petition for creation, improvement, or extension of special and/or improvement districts where denied 10 years
- () 469. State Comptroller's order denying permission for the creation or extension of a special district 10 years
- () 470. Report by district school clerk of names and addresses of school district officers..... 6 years after expiration
- () 471. Copy of report to district superintendent of schools of names and addresses of school district officers 6 years after expiration
- () 472. School attendance supervisor's check sheet..... 1 year
- () 473. Annual financial report of a special district..... 20 years
- () 474. Annual financial statement showing receipts and expenditures of special districts... 6 years
- () 475. Application with supporting data made to State Comptroller for permission to create or extend an improvement district..... 6 years after application was denied
- () 476. Record book or report of fires containing data as to location of fire, date, time, class of structure, occupancy of structure, estimated damage, insurance coverage, etc. 10 years after date of last entry

WELFARE

- () 477. Closed case record for a Home Relief case, Old Age Assistance case, Aid to Blind case, Aid to Dependent Children case, Aid to the Disabled case, or Hospitalization case when the case record includes by definition case history, medical records, budget, and social data records, Forms PA-15 or other equivalent, and other similar records considered to be a part of the case record—but not including financial documents, such as authorization of assistance (Forms PA-16 or other equivalent) and records of assistance granted (Forms PA-21 or other equivalent), nor asset or recovery documents in a case where assignment of assets has been made but has not been fully liquidated..... 10 years after date of last closing entry

NOTE: If the record you wish to dispose of does not appear on this List check the appropriate box below:
☐ List containing license and permit records
☐ List containing police records

PLEASE COMPLETE CERTIFICATION ON NEXT PAGE

Item No. 9 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

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

WHEREAS, town and village courts hear and determine cases involving violations of state law, and

WHEREAS, fines and penalties collected by such courts are paid to the State in recognition of the fact that such violations are state offenses, and

WHEREAS, in recognition of the services provided by such local courts, the State of New York has provided in Section 99-1 of the General Municipal Law that towns and villages shall be reimbursed for services rendered in such cases in the amount of \$5.00 per case, and

WHEREAS, the amount of \$5.00 was originally set forth in the Code of Criminal Procedure, Section 740-a, by Chapter 737 of the Laws of 1939, and has remained unchanged for the past 41 years, and

WHEREAS, the per case costs of the operation of local courts have increased substantially since 1939 while no increase in reimbursement by the state to local governments by court services has been granted, and

WHEREAS, the net result is that the burden of the said additional cost of administering this state operation is borne by taxation of local real property rather than by general taxation, NOW, THEREFORE, BE IT

RESOLVED that this body does hereby strongly urge the Legislature and the Governor to act favorably on pending legislation which would increase the amount returned to towns and villages to \$15.00 instead of the present inadequate \$5.00 limit as set by the present provisions of law (Senate 2397-A; Assembly 10900), and BE IT FURTHER

RESOLVED that a copy of this resolution be forthwith forwarded to the Hon. Hugh L. Carey, Governor; Hon. Warren M. Anderson, President Pro Tem of the Senate; Hon. Manfred Ohrenstein, Senate Minority Leader; Hon. Stanley Fink, Speaker of the Assembly; Hon. Daniel B. Walsh, Assembly Majority Leader; Hon. James L. Emery, Assembly Minority Leader; Hon. Jess J. Present, Chmn., Senate Committee on Local Government; Hon. James W. McCabe, Chmn., Assembly Committee on Local Governments; and to the local State Senator and Assemblyman serving this area.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

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

WHEREAS, the State University of New York at Geneseo participates in the College Work/Study Program as established under the Higher Education Act of 1965 by the United States Office of Education, and

WHEREAS, the Cheektowaga Youth Bureau is a public agency eligible for participation in the program, and

WHEREAS, federal funds will pay up to 80% of the salary of students hired under the Work/Study Program, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor is hereby authorized to execute any and all documents with the State University of New York at Geneseo that may be necessary for participation in the College Work/Study Program.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

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

WHEREAS, the Town has requested the County of Erie to initiate a traffic study for possible signalization of the intersection of Northcreek Drive and Dick Road, and

WHEREAS, the County of Erie, Department of Public Works, Division of Highways, has submitted a Scope of Work for a traffic study for all of Dick Road from Walden Avenue to Genesee Street for joint review by the Town and the County, and

WHEREAS, Dick Road is a County Road, NOW, THEREFORE, BE IT

RESOLVED that the County of Erie, Department of Public Works, Division of Highways, be memorialized to equally participate in the costs of said study to determine the scope of the Dick Road Traffic Management Plan.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

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

WHEREAS, the "Public Improvement Permit Ordinance" of the Town of Cheektowaga requires that all improvements that are to be dedicated to the Town and maintained by the Town be installed under the Public Improvement Permit, and

WHEREAS, the developer of the Coatsworth Part 10 Subdivision has submitted the required Public Improvement Permit Application, plans and specifications, permit fee and has filed the necessary drainage easements for Phase II of this subdivision, NOW, THEREFORE, BE IT

RESOLVED that this Public Improvement Permit be approved for Coatsworth Part 10, Phase II.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

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

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

RESOLVED that the Town Board will meet at 7:00 P.M., July 7, 1980 for the purpose of opening and reading the sealed bids.

* * * * *

LEGAL NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN, in compliance with Section 103 of the General Municipal Law, that separate proposals will be received and opened and read by the Town Board of the Town of Cheektowaga, at a meeting thereof to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York 14227, at 7:00 P.M. EDT on July 7, 1980, for snow plow blades, wing blades, cutting edges, wing and front plow shoes, grader blades, receiver grates, receiver frames, curb boxes, extension rings and frames and covers for manholes.

In order to be considered, all bids must be filed with the undersigned Town Clerk prior to the time of the opening thereof. Informative material and specifications may be obtained from the office of the Superintendent of Highways
6/16/80

NO. 16

Item No. 14 cont'd

Alfred F. Wnek, at his office located at 3145 Union Road, Cheektowaga, New York 14227. Proposals must be enclosed and sealed in opaque envelopes plainly marked with the name and address of the bidder, also plainly marked "SEALED BID FOR SNOW PLOW BLADES, WING BLADES, ETC., FOR THE TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT".

Non-collusion forms must be signed and submitted with each bid.

RICHARD M. MOLESKI
Town Clerk

DATED: June 11, 1980
PUBLISHED: June 19, 1980

* * * * *

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

AFFIDAVIT - NEXT PAGE

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

Gladys M. Heston, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
Clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks;
first publication..... June 19, 1980 ;
last publication..... June 19, 1980 ;
and that no more than six days intervened be-
tween publications.

Gladys M. Heston
Sworn to before me this 20th
day of June , 1980 ..
..... Naidine C. Williams ..
Notary public in and for Erie County, N. Y.

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1981

Legal Notice

LEGAL NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN, in compliance with Section 103 of the General Municipal Law, that separate proposals will be received and opened and read by the Town Board of the Town of Cheektowaga, at a meeting thereof to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, 14227, at 7:00 P.M. EDST on July 7, 1980, for snow plow blades, wing blades, cutting edges, wing and front plow shoes, grader blades, receiver grates, receiver frames, curb boxes, extension rings, and frames and covers for manholes.

In order to be considered, all bids must be filed with the undersigned Town Clerk prior to the time of the opening thereof. Informative material and specifications may be obtained from the office of the Superintendent of Highways, Alfred F. Wnek, at his office located at 3145 Union Road, Cheektowaga, New York 14227. Proposals must be enclosed and sealed in opaque envelopes plainly marked with the name and address of the bidder, also plainly marked "SEALED BID FOR SNOW PLOW BLADES, WING BLADES, ETC., FOR THE TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT."

Non-collusion forms must be signed and submitted with each bid.

RICHARD M. MOLESKI

Town Clerk

DATED: June 11, 1980

PUBLISHED: June 19, 1980

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

BE IT RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of quantities of diesel fuel oil, motor oils, miscellaneous oils, lubricant fluids and anti-freeze for use in the Cheektowaga Highway Department. Information for bidders and specifications may be obtained from the Office of the Superintendent of Highways located at 3145 Union Road, Cheektowaga, New York; said Notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that the Town Board will meet at 7:00 P.M., July 7, 1980 for the purpose of opening and reading the sealed bids.

* * * * *

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

THE TOWN OF CHEEKTOWAGA hereby requires sealed bids for the purchase of Diesel Fuel oil, Motor oil, compressor oil, gear oil, penetrating oil, Hydraulic oil, kerosene oil, lubricants, fluids, anti-freeze, etc., for the use by the Town of Cheektowaga Highway Department.

Specifications and information are available at the office of the Superintendent of Highways, Alfred F. Wnek, whose office is located at 3145 Union Road, Town of Cheektowaga, 14227.

In order to be considered, all bids must be filed with the undersigned Town Clerk prior to the time of opening on July 7, 1980 at 7:00 P.M., EDST. Proposals must be enclosed and sealed in opaque envelopes plainly marked with the name of the bidder, also marked "SEALED BID FOR DIESEL FUEL AND VARIOUS OILS, ETC., FOR THE TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT".

The Town of Cheektowaga reserves the right to reject any or all bids if it be in the public interest of the Town of Cheektowaga to do so.

Non-collusion forms must be signed and submitted with bids, also to include the name and address of bidder.

RICHARD M. MOLESKI
Town Clerk

DATED: June 11, 1980
PUBLISHED: June 19, 1980

* * * * *

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

AFFIDAVIT - NEXT PAGE

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

Gladys M. Sechete, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... Clack of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for 1 weeks;
first publication..... June 19, 1980;
last publication..... June 19, 1980;
and that no more than six days intervened be-
tween publications.

Gladys M. Sechete
Sworn to before me this 20th
day of June 19 80
..... Naidine C. Williams

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 81

NOTICE TO BIDDERS

THE TOWN OF CHEEKTOWAGA hereby requires sealed bids for the purchase of Diesel Fuel oil, Motor oil, compressor oil, gear oil, penetrating oil, Hydraulic oil, kerosene oil, lubricants, fluids, anti-freeze, etc., for the use by the Town of Cheektowaga Highway Department.

Specifications and information are available at the office of the Superintendent of Highways, Alfred F. Wnek, whose office is located at 3145 Union Rd., Town of Cheektowaga 14227.

In order to be considered, all bids must be filed with the undersigned Town Clerk prior to the time of opening on July 7, 1980 at 7:00 P.M. EDT. Proposals must be enclosed and sealed in opaque envelopes plainly marked with the name of the bidder, also marked "SEALED BID FOR DIESEL FUEL AND VARIOUS OILS ETC., FOR THE TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT".

The Town of Cheektowaga reserves the right to reject any or all bids if it be in the public interest of the Town of Cheektowaga to do so.

Non-collusion forms must be signed and submitted with bids, also to include the name and address of bidder.

RICHARD M. MOLESKI

Town Clerk

DATED: June 11, 1980

PUBLISHED: June 19, 1980

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

WHEREAS, this Town Board authorized the consulting firm of McFarland Johnson Engineers, Inc. to prepare plans and specifications for the design of the Alexander Street Pedestrian Bridge, and

WHEREAS, said consulting engineering firm informed the Town Engineer that the necessary plans and specifications for said Alexander Street Pedestrian Bridge are complete, and

WHEREAS, the necessary approvals from the U.S. Army Corps of Engineers and the New York State Department of Environmental Conservation have been secured, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk is directed to publish a Notice to Bidders in connection with said Alexander Street Pedestrian Bridge construction, notice to be published in the BUFFALO EVENING NEWS and the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that the Town Clerk obtain certified copies of said notice from both newspapers, and BE IT FURTHER

RESOLVED that this Town Board meet on the 7th day of July, 1980 at 7:00 P.M., Local Time, for the purpose of receiving sealed bids at which time they will be opened at a public meeting held for that purpose.

* * * * *

ADVERTISEMENT FOR PROPOSALS

TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

NOTICE TO CONTRACTORS: Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, County of Erie, State of New York, at the Town Hall, Broadway and Union Road, Cheektowaga, New York, 14227, until 7:00 (seven o'clock) P.M., Local Time, on the 7th day of July, 1980, at which time and place they will be publicly opened and read aloud for the following work:

ALEXANDER AVENUE PEDESTRIAN BRIDGE OVER SCAJAQUADA CREEK
TOWN OF CHEEKTOWAGA

The work to be accomplished under this proposal is the furnishing of all tools, equipment, materials and labor for the construction of highway and pedestrian bridges and box culverts as part of a Flood Control Project. Also included in the work is relocation of sanitary and storm sewer facilities, relocation of water lines, reconstruction of highway approaches to replacement structures; channel improvements in the immediate vicinity of replaced structures; and the removal of existing structures as required. The work to be accomplished under this proposal shall be in accordance with the plans and specifications, instructions to bidders, etc. as prepared by McFarland-Johnson Engineers, Inc. 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 at the Town Hall.

The work to be accomplished under this proposal shall be completed within 120 calendar days.

Copies of the Contract Plans and Documents may be examined at no expense at the offices of the Town Engineer and the Town Clerk during regular business hours. Copies of the Contract Plans and Documents may be secured at the office of the Town Clerk upon payment of \$25.00 per set of documents. Checks shall be made payable to the "Town of Cheektowaga".

Any bidder returning such Contract Plans and Documents in good condition within ten (10) days following the award of the contract or the rejection of bids will be refunded the full amount of his deposit for one complete set of documents only. Similarly, non-bidders will be refunded one-half the amount of their deposit (\$12.50) for one complete set of documents only. Material suppliers and any one returning the Documents prior to the bid opening shall be classed as non-bidders insofar as refund of deposits is concerned.

Item No. 16 cont'd

All bids must be submitted on the forms furnished as part of the Contract Documents and shall be enclosed in a separate sealed envelope addressed to the Town Clerk, Town of Cheektowaga, Town Hall, Cheektowaga, New York 14227 and shall be marked "PROPOSAL FOR SCAJAQUADA CREEK STRUCTURE REPLACEMENT - TOWN OF CHEEKTOWAGA".

No proposal will be considered unless it is accompanied by a bid guaranty work shall be not less than five percent (5%) of the amount bid for the total work contemplated to be done. At the option of the Bidder, the guaranty may be a certified check or bid bond in the form attached with the Contract Documents. This Bid Bond shall be secured by a guaranty or surety company listed in the latest issue of U.S. Treasury Circular 570. The amount of such Bid Bond shall be written within the maximum amount specified for such company in said Circular 570. The certified check shall be made payable to the "Town of Cheektowaga". The bid guaranty shall be conditioned that, if proposal is accepted, the Bidder will enter into a contract for the same and that he will execute such further security as may be required by the Contract Documents.

Bidders on this work shall be required to comply with the President's Executive Orders No. 10925, 11114, 11246 and 11375 relative to nondiscrimination in employment

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, are herewith reserved.

No Bidder may withdraw his bid within forty-five (45) days after the actual opening thereof, but may withdraw his bid at any time prior to the scheduled time for the opening of the bids.

RICHARD M. MOLESKI
Town Clerk
Town of Cheektowaga, New York

DATED: June 16, 1980

* * * * *

Upon Roll Call....

AYES: Councilmen Johnson, Dux, Burst and Rogowski
NAYES: Supervisor Meyers, Councilman Swiatek
ABSENT: Councilman Wegner

AFFIDAVITS - NEXT PAGE

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

Gladys M. Sediter of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... Clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for 1 weeks:
first publication..... June 19, 1980 ;
last publication..... June 19, 1980 ;
and that no more than six days intervened be-
tween publications.

Gladys M. Sediter
Sworn to before me this 20th
day of June, 19 80
..... Naidine C. Williams

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 81

**ADVERTISEMENT FOR
PROPOSALS**

**TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK**

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The work to be accomplished under this proposal shall be completed within 120 calendar days.

Copies of the Contract Plans and Documents may be examined at no expense at the offices of the Town Engineer and the Town Clerk during regular business hours. Copies of the Contract Plans and Documents may be secured at the office of the Town Clerk upon payment of \$25.00 per set of documents. Checks shall be made payable to the "Town of Cheektowaga".

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Bidders on this work shall be required to comply with the President's Executive Orders No. 10925, 11114, 11246 and 11375 relative to nondiscrimination in employment.

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, are herewith reserved.

No Bidder may withdraw his bid within forty-five (45) days after the actual opening thereof, but may withdraw his bid at any time prior to the scheduled time for the opening of the bids.

RICHARD M. MOLESKI

Town Clerk

Town of Cheektowaga, New York
DATED: June 16, 1980

State of New York
ERIE COUNTY
CITY OF BUFFALO

Ronald F. Baron

of the City of Buffalo, New York, being duly sworn,
deposes and says that he 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 once ~~xxxxxx~~
xxxx weeks, the first insertion being on the 19th
day of June 1980 ~~and the last~~
~~insertion being on the~~ ~~xxxx~~ day of ~~xxxx~~ 1981

Ronald F. Baron

ADVERTISEMENT FOR PRODUCE

Paint & Embroider 930

Shirtdress Ch
Printed Patt

ce Landau 2
Landau vinyl
lined glass,
omatic, power
electric rear
ered, power
radio white
spotless low
at only \$4395.
arranty avail-
able. "The Olds
t." 2677 Dela-

ce 4 door, 8
with air-condi-
tioned vinyl interior,
Chevrolet
Milestrip Rd.

ce Carlo, silver,
675-2200.

Non hatchback,
power steering,
\$5300. Canceled

Delocation of water lines,
tion of highway approaches
ment structures; channel
ments in the immediate vic
placed structures; and the
existing structures as req

Sworn to before me this 19th day
of June 1980

Francis X. Vollmer Jr.
Francis X. VOLLMER JR.
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1981
Notary Public, Erie County, N. Y.

State of New York
ERIE COUNTY
CITY OF BUFFALO

Ronald F. Baron
of the City of Buffalo, New York, being duly sworn,

ADVERTISEMENT FOR PROPOSALS
TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

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Any bidder returning such Contract Plans and Documents in good condition within ten (10) days following the award of the contract or the rejection of bids will be refunded the full amount of his deposit for one complete set of documents only. Similarly, non-bidders will be refunded one-half the amount of their deposit (\$12.50) for one complete set of documents only. Material suppliers and any one returning the Documents prior to the bid opening shall be classed as non-bidders insofar as refund of deposits is concerned.

All bids must be submitted on the forms furnished as a part of the Contract Documents and shall be enclosed in a separate sealed envelope addressed to the Town Clerk, Town of Cheektowaga, Town Hall, Cheektowaga, New York 14227 and shall be marked "PROPOSAL FOR SCAJAGUADA CREEK STRUCTURE REPLACEMENT - TOWN OF CHEEKTOWAGA."

No proposal will be considered unless it is accompanied by a bid guaranty which shall be not less than five percent (5%) of the amount bid for the total work contemplated to be done. At the option of the Bidder, the guaranty may be a certified check or bid bond in the form attached with the Contract Documents. This Bid Bond shall be secured by a guaranty or surety company listed in the latest issue of U.S. Treasury Circular 570. The amount of such Bid Bond shall be written within the maximum amount specified for such company in said Circular 570. The certified check shall be made payable to "Town of Cheektowaga." The bid guaranty shall be conditioned that, if proposal is accepted, the Bidder will enter into a contract for the same and that he will execute such further security as may be required by the Contract Documents.

Bidders on this work shall be required to comply with the President's Executive Orders No. 11825, 11114, 11246 and 11375 relative to nondiscrimination in employment.

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, are herewith reserved.

No Bidder may withdraw his bid within forty-five (45) days after the actual opening thereof, but may withdraw his bid at any time prior to the scheduled time for the opening of the bids.

DATED: June 16, 1980
RICHARD M. MOLESKI
Town Clerk
Town of Cheektowaga,
New York

Sworn to before me this 19th day
of June 1980
Francis X. Vollmer Jr.
Notary Public, Erie County, N. Y.
My Commission Expires March 30, 1981

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

WHEREAS, bids were received and opened at a public meeting held on June 2, 1980 for the construction of collector sewers in Sanitary Sewer District #8, and

WHEREAS, said bids were referred to the consulting firm of Nussbaumer & Clarke, Inc. and the Town Engineer for analysis, tabulation and report, which said analysis, tabulation and report is attached hereto and contained in a letter from the Town Engineer to the Town Board dated June 12, 1980, NOW, THEREFORE, BE IT

RESOLVED that the contract for the construction of collector sewers in Sanitary Sewer District #8 be awarded to Marin Excavating, Inc., 3198 Union Road, Cheektowaga, New York 14227 for their submission of the lowest bid of \$1,279,662.00, said being the lowest responsible bidder meeting the requirements of the specifications, and BE IT FURTHER

RESOLVED That the Supervisor be and hereby is authorized to execute the agreement with said Marin Excavating, Inc. 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

HESTER L. BRYAN, P.E.
TOWN ENGINEER
/16-686-3448

June 12, 1980

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Sanitary Sewer District #8
Collector Sewers

Gentlemen:

At the Regular Town Board Meeting on June 2, 1980 bids were received for the construction of collector sewers in Sanitary Sewer District #8. A Federal grant in the amount of 75% has been granted for the construction of these sewers. Eight (8) bids were received as follows:

Marin Excavating, Inc.	\$1,279,662.00
C.M.H. Co., Inc.	\$1,397,529.00
Cimato Bros., Inc.	\$1,562,122.50
Amadori Construction Co., Inc.	\$1,726,692.00
Firsthyme Construction, Inc.	\$1,734,405.00
Seacoast Construction Corp.	\$1,786,720.00
Robert A. Caldwell Trenching & Excavating, Inc.	\$2,167,193.50
Albert Elia Building Co., Inc.	\$2,664,877.60

Bids were reviewed by Nussbaumer & Clarke, Inc., Consulting Engineers. There was a small correction made on the Firsthyme Construction, Inc. bid. This did not affect the position of the bidder with respect to the others. It is recommended by the Consulting Engineers, and ourselves, that the bid be awarded to Marin Excavating, Inc., 3198 Union Road, Cheektowaga, New York 14227 for the submission of the lowest bid of \$1,279,662.00. This is the lowest bid meeting the requirements of the specifications. This contractor has performed similar construction work satisfactorily in this area. A resolution is being submitted for your approval.

Very truly yours,

TOWN OF CHEEKTOWAGA

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

CLB:dmr

Item No. 17 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

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

WHEREAS, the Cheektowaga Town Board through prior Resolution dated May 19, 1980, authorized the Town Clerk to publish a Notice to Bidders in the Cheektowaga Times for Motorcycles for the Police Department, and

WHEREAS, the Equipment Management and Procurement Committee has received bids received at the Town Board meeting of June 2, 1980, and

WHEREAS, only two bids were received with neither bidder submitting a quotation on Item #1A - Alternate - 1981 Models, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board, upon the recommendation of the Equipment Management and Procurement Committee hereby awards Item #1 - 1980 Model Motorcycles to Sheridan Suzuki & Honda at 935 Sheridan Drive, Tonawanda, New York for the total price of \$6,214.00, as the lowest responsible bidder meeting the said specifications.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

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

WHEREAS, at a regular Town Board Meeting held on May 19, 1980, this Town Board duly approved a resolution authorizing payment to Pagels Contracting Co., Inc., for a total of \$3,022.61 for emergency sanitary sewer repairs performed in Sewer Districts #5 and #7, and

WHEREAS, said total amount of payment to Pagels Contracting Co., Inc., was incorrectly stated on said resolution, NOW, THEREFORE, BE IT

RESOLVED that the resolution of May 19, 1980 authorizing payment to Pagels Contracting Co., Inc. be and hereby is amended to read as follows:

"WHEREAS, emergency sanitary sewer repairs were required at 42 Pinehurst Avenue in Sanitary Sewer District #5, Homeworth Pkwy. & Barone Circle in Sanitary Sewer District #7 and Homeworth Pkwy & Diane Drive in Sanitary Sewer District #7, which repairs were ordered by the Town Engineer, NOW, THEREFORE, BE IT

RESOLVED that the vouchers of Pagels Contracting Co., Inc., 33 Homewood Road, Cheektowaga, New York 14227, in the amount of \$761.32 and \$380.66 for 42 Pinehurst Avenue, \$793.83 for Homeworth & Barone Circle and \$1,087.30 for Homeworth & Diane Drive to repair cave-ins be approved and ordered paid."

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

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

BE IT RESOLVED that Change Order No. 1 for the Beach Road Storm Drainage Project to Firstrhyme Construction Corporation, 133 Ransom Road, Lancaster, New York, in the amount of \$12,270.35 as an addition to the contract in order to comply to permit requirements of the New York State Department of Environmental Conservation, as defined in a letter from the Town Engineer dated June 12, 1980 be approved, and BE IT FURTHER

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

Item No. 20 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

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

BE IT RESOLVED that Change Order #2 for the Beach Road Storm Drainage Project to the Firstrhyme Construction Corporation, 133 Ransom Road, Lancaster, New York, in the amount of \$3,185.00 as an addition to the contract in order to prevent infiltration of the sanitary sewer, as defined in a letter from the Town Engineer dated June 12, 1980 be approved, and BE IT FURTHER

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

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

Item No. 22a Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, continuous complaints have been received by the Town Board about the cleaning up of property located south of 83 Croydon Drive, Cheektowaga, New York (Sublot No. 119) and according to the Assessor's Office records is owned by Michael Wycoki, Hamburg, New York 14075, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cleaning up the high weeds and accumulated debris to prevent the premises from becoming a hazard to the health and safety of others, NOW, THEREFORE, BE IT

RESOLVED that pursuant to Article 4, Section 64, paragraph 5a of the Town Law of the State of New York, clean-up be commenced by the Town and any cost be assessed against the landowner hereinbefore described.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

Item No. 22b Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, continuous complaints have been received by the Town Board about the cleaning up of property located east of 279 Dean Road (Acct. No. 25-125), Cheektowaga, New York and according to the Assessor's Office records is owned by Louise Ruskin, Derby, New York 14006, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cleaning up the high weeds and accumulated debris to prevent the premises from becoming a hazard to the health and safety of others, NOW, THEREFORE, BE IT

RESOLVED that pursuant to Article 4, Section 64, paragraph 5a of the Town Law of the State of New York, clean-up be commenced by the Town and any cost be assessed against the landowner hereinbefore described.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

Item No. 22c Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, continuous complaints have been received by the Town Board

Item No. 22c cont'd

about the cleaning up of property located between 12 and 20 Dubonnet Drive, Cheektowaga, New York (Acc't No. 44-138) and according to the Assessor's Office records is owned by Starlite Builders, 8 Deepwood Court, Depew, New York 14043, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cleaning up the dead trees and accumulated debris to prevent the premises from becoming a hazard to the health and safety of others, NOW, THEREFORE, BE IT

RESOLVED that pursuant to Article 4, Section 64, paragraph 5a of the Town Law of the State of New York, clean-up be commenced by the Town and any cost be assessed against the landowner hereinbefore described.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

Item No. 22d Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, continuous complaints have been received by the Town Board about the cleaning up of property located at the northwest corner of Erench Road and Towers Boulevard, Cheektowaga, New York (Acc't No. 2-323-10), and according to the Assessor's Office records is owned by Bella Vista Apartments, Inc., Walbridge Building, Buffalo, New York 14202, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cleaning up the dead trees and accumulated debris to prevent the premises from becoming a hazard to the health and safety of others, NOW, THEREFORE, BE IT

RESOLVED that pursuant to Article 4, Section 64, paragraph 5a of the Town Law of the State of New York, clean-up be commenced by the Town and any cost be assessed against the landowner hereinbefore described.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

Item No. 22e Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, continuous complaints have been received by the Town Board about the cleaning up of property located at 19 Pine Circle, Cheektowaga, New York (Acc't No. 14-895) and according to the Assessor's Office records is owned by Starlite Builders, 8 Deepwood Court, Depew, New York 14043, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cleaning up the high weeds and accumulated debris to prevent the premises from becoming a hazard to the health and safety of others, NOW, THEREFORE, BE IT

RESOLVED that pursuant to Article 4, Section 64, paragraph 5a of the Town Law of the State of New York, clean-up be commenced by the Town and any cost be assessed against the landowner hereinbefore described.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

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

WHEREAS, Kenneth J. Kopacz, Executive Director of the Cheektowaga Youth Bureau, has been ordered to active duty for educational training purposes, NOW, THEREFORE, BE IT

Item No. 23 cont'd

BE IT RESOLVED that he be granted a leave of absence from July 7th through July 18th to attend said training with the United States Army Reserve at Fort Belvoir, Virginia.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

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

WHEREAS, David Przepiora, Police Officer in the Cheektowaga Police Department, has received orders to report for military training on June 12, 1980 to June 25, 1980, and

WHEREAS, all employees eligible for benefits under Section 242 and 243 of the Military Law of the State of New York shall be guaranteed such benefits in full accordance with the law, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board approves said Military Service Leave for Officer Przepiora, retroactive to June 12, 1980 through June 25, 1980.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

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

WHEREAS, Harry L. Bollman, Police Officer in the Cheektowaga Police Department, has received orders to report for military training on June 21, and June 22, 1980, 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 accordance with the law, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board approves said Military Service Leave for Officer Bollman for June 21, 1980 and June 22, 1980.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

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

WHEREAS, the necessary PO-17 form has been submitted to the Erie County Department of Personnel for the creation of a Senior Account Clerk Typist position in the Cheektowaga Highway Department, and

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

RESOLVED that the position of Senior Account Clerk Typist in the Cheektowaga Highway Department be and hereby is created.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

Item No. 27 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" in the Justice 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 Justice Department, be and hereby is created.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

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

WHEREAS, Lorraine Kaminski, Sloan, New York, an employee of the Assessor's Office of the Town of Cheektowaga, has requested a six-month extension of her leave of absence without pay from July 1, 1980 to December 31, 1980, NOW, THEREFORE, BE IT

RESOLVED that said six-month extension of her leave of absence without pay, be and hereby is granted.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

Item No. 29 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 IID, NOW, THEREFORE, BE IT

RESOLVED that Margarete Hilgers of Cheektowaga, New York 14215, Social Security Number is hereby hired and assigned to Maryvale School, as a clerk at a salary rate of \$3.97 an hour, and BE IT FURTHER

RESOLVED that Margarete Hilgers will be placed on the Cheektowaga payroll as a convenience to the worksite. Her pay scale and benefits will be according to the bargaining agreement of the worksite as required by the Federal regulations. The starting date is to be established by the department head.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

Item No. 30 Motion by Councilman Dux, seconded by Councilman Burst

WHEREAS, a general Mechanic vacancy exists in the Facilities Department due to interdepartmental transfer, and

WHEREAS, said position has been duly posted in accordance with the Collective Bargaining Agreement between the Town of Cheektowaga and the Cheektowaga Employees' Association, NOW, THEREFORE, BE IT

RESOLVED that Richard Rogalski of Cheektowaga, New York is hereby appointed to the position of General Mechanic in the Facilities Department, effective immediately, and BE IT FURTHER

RESOLVED that copies of said Resolution be directed by the Town Clerk to the Payroll Department, Manpower Office, Youth Bureau and Facilities Department.

Item No. 30 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

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

WHEREAS, Linda Deyell, Second Deputy Town Clerk, has requested a maternity leave of absence from her position for a period of approximately eight (8) months, to commence on July 14, 1980, and

WHEREAS, Linda Deyell has informed the Town Board that she will be utilizing all of her accumulated sick time, personal leave, and vacation days, and has requested a leave of absence, without pay, for a period of four (4) months, to begin at the conclusion of the use of her accumulated leave time, NOW, THEREFORE, BE IT

RESOLVED that Linda Deyell be and hereby is granted a leave of absence, without pay, for a period of approximately four (4) months; said leave of absence without pay to be inclusive of her eight (8) month maternity leave of absence.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

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

WHEREAS, Linda Deyell, Second Deputy Town Clerk, will be on a maternity leave of absence for a period of approximately eight (8) months, to begin on July 14, 1980, NOW, THEREFORE, BE IT

RESOLVED that Vickie Dankowski, presently employed as a Clerk Stenographer in the Office of the Town Clerk, be and hereby is appointed to the temporary position of Second Deputy Town Clerk, at the salary rate established for said position, for a period of approximately eight (8) months, to begin on July 14, 1980, and BE IT FURTHER

RESOLVED that Vickie Dankowski is hereby granted a leave of absence from her permanent position of Clerk Stenographer in the Office of the Town Clerk, for a period of eight (8) months to begin on July 14, 1980.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

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

WHEREAS, a vacancy exists in the position of Clerk Typist in the Building Inspector's Office, and

WHEREAS, Diane Corkins, of Cheektowaga, New York appears on the most recent Civil Service list of eligibles for the position of "Clerk Typist", NOW, THEREFORE, BE IT

RESOLVED that effective July 1, 1980, Diane Corkins be and hereby is appointed to the temporary position of Clerk Typist in the Building Inspector's Office, at a salary in accordance with the current agreement between the Town of Cheektowaga Employees Association, and the Town of Cheektowaga.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

Item No. 34a Motion by Councilman Swiatek, seconded by Councilman Burst

RESOLVED that the following individuals are hereby hired in the Cheektowaga Youth Bureau at the titled position and rate of pay per hour:

SUMMER DAY CAMP FOR DEVELOPMENTALLY DISABLED

Activity Directors - (A.7310.140) - \$3.50 per hour

Kathleen Karaszewski
Elizabeth D'Amico

Counselors - (A.7310.140) - \$3.10 per hour

Monica Lullia
Dawn Hicks
Eric Olszewski
Mark Popiela
Karen Spaulding
Paula Bilski
Lynn Cashdollar
Denise Rutkowski
Carol Novo
Mary J. Rosso

Recreation Attendants - (A.7140.165) - \$3.10 per hour

Joyce Goodell
Josette Castro
Patricia Hyzy
Margaret Waite
Malcolm Williams

ADMINISTRATIVE INTERM PROGRAM - (A.7310.160) - \$3.25 per hour

Barbara Mikler

YOUTH COMMUNITY CONSERVATION AND IMPROVEMENT PROJECT (YCCIP) - (A.6257.100) - \$3.10 per hour

ClerkTypist

Sandra Gromek

HOMETOWN BEAUTIFICATION

Crew Supervisors - A.7310.163) - \$4.25 per hour

Timothy Wittman
Randall Sherman
MichaelHakes
Steve Arnold

Youth Leaders - (A.7310.163) - \$3.35 per hour

Mark Budziszewski
James Czajka
Cheryl Fissler
Mark Fuller
Robert Gaiek
Thomas Mackowski
Mary Lou Ritchell
Martin Snyder
Michael Snyder
Julie Stachewicz
Rebecca Stawasz
David Toporczyk

YCC - EDUCATIONAL COORDINATOR - (A.7310.161) - \$6.00 per hour

Roger Newhouse

HOMETOWN BEAUTIFICATION

Participants - (A.7310.164) - \$3.10 per hour

Dawn Ambrose
Susan Baldi
Ken Beresniewicz
Timothy Benner
Joseph Bernel
Bruce Blachowski
David Bobeck
Glenn Boneberg
Marcy Burst
Deborah Burzynski
Robert Byczkowski
Darryl Colosi
Jerome Czajka
Edward Empl
Ellen Fahey
David Farey
Kevin Frankowski
Ginnie Gerace
Lynda Germann
Deborah Glowny
Michael Griffin
Thomas Griffin
Robert Grzechowiak
Paul Gunulak
Julie Harapiak
Robert Heary
Daniel Hubert
Kenneth Jeffords
Jack Jennings
Kevin Jerge
Brian Kinney
Andrew Klimek
Kurt Klostermann
Debbie Knox
Gregory Korczynski
Mark Korczynski
David Kosicki
Thomas Kostelny
Karen Kottowski
Diane Krawczyk
Michael Kuczkowski
Greg Kulka
John Kwiatkowski
Tony Lattuca
John Lesinski
Wayne Lesinski
Arthur Marczyński
Robert Marczyński
Ronald Marten
David Martin
Michael Mackowski
Michael McDonough
David McElligott
Joe McIntosh
Timothy Mesler
Frank Meyer
David Meyers
Kenneth Michalek
Pamela Miller
Jim Mol
Richard Monczynski
John Mulligan
Natalie Nader
Kevin Newkirk
Michael Newman
Martin Nowak

Item No. 34a

Phillip Nowicki
Douglas Okulewicz
Kenneth Pawlowski
Eugene Pierce
Arthur Pogorzala
Mary Przemielewski
Robert Radel
Karen Rasmus
Rosemary Rogers
John Roos
Paul Russo
Jack Ryder
Karen Schmidt
William Scholz
Joyce Sieczkarek
Brian Smith
Joseph Stroud
Paul Strzelec
Michael Sutch
Paul Swistak
Michael Syracuse
Mark Szczygieski
Elaine Tontillo
Tim Torgalski
Michael Trautmann
Gregory Wayne
David Zyga
Roberta Polniaszek

BICYCLE REGISTRATION - (A.7310.164) - \$3.10 per hour

Norbert Lonczak
David Kogut
Patricia Roos
Lynn Lullia

YOUTH CONSERVATION CORPS - (YCC) - (A.7310.161) - \$4.25 per hour

Seasonal Crew Supervisors

Janine Baran
James Moomaw

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

Item No. 34b Motion by Councilman Burst, seconded by Councilman Rogowski

WHEREAS, the need exists in the General Garage for additional
Seasonal Clerical Personnel, NOW, THEREFORE, BE IT

RESOLVED that Stacy Stawicki, Cheektowaga, New
York, presently employed in the Justice Court as a seasonal clerical
employee, is hereby transferred to the General Garage effective June 17, 1980, and
BE IT FURTHER

RESOLVED that Gene Dudek, Cheektowaga, New York,
, be hired in the Central Garage as a seasonal laborer at \$3.10 per hour,
and BE IT FURTHER

RESOLVED that John Choinski, Cheektowaga, New
York, is hereby hired as a Seasonal laborer in the Facilities Department
at \$3.10 per hour, and BE IT FURTHER

RESOLVED that Kathy Moleski, be hired
as a seasonal clerical employee in the Sanitation Department at \$3.10 per hour,
and BE IT FURTHER

Item No. 34b

RESOLVED that Julie Kalleta, , Cheektowaga, New York,
is hereby hired as a basket checker at \$2.25 per hour, and BE IT FURTHER

RESOLVED that Mary Marinaccio, , Cheektowaga, New
York, Pamela A. Bargell, Cheektowaga, New York,
and Debra Safe, , Cheektowaga, New York, be hired as
park attendants in the Recreation Department at \$3.10 per hour, and BE IT FURTHER

RESOLVED that Kathleen A. Liegl, Cheektowaga,
New York, is hereby hired as part-time help in the Town Clerk's Office
at \$3.10 per hour.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

Item No. 34c Motion by Supervisor Meyers, seconded by Councilman Swiatek

RESOLVED that the following individuals are hereby hired as Seasonal
Clerks at the rate of \$3.10 per hour in the Assessor's Office:

Kathleen Orr
Linda Ann Malkiewicz
Ruth Glim
Karen Reimers

and BE IT FURTHER

RESOLVED that Thomas Menchini, of , be and hereby
is hired as a seasonal laborer in the Sanitation Department at the rate of \$3.10
per hour.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

Item No. 35 Motion by Councilman Burst, seconded by Councilman Rogowski

RESOLVED that the following individual be hired to work for the
Cheektowaga Youth Bureau in the temporary position of Work Crew Supervisor for
the Youth Community Conservation and Improvement Project at the prescribed wage
schedule.

Work Crew Supervisor - at the rate of \$5.7168 per hour (Level I)

--Michael Bernal

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

Item No. 36 Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, the County of Erie, Department of Public Works, Division
of Highways, has submitted a scope of work for a traffic study for all of Dick Road
from Walden Avenue to Genesee Street for a joint review by the Town and County,
and

WHEREAS, the County of Erie has been memorialized to equally
participate in the cost of such a study, and

Item No. 36 cont'd

WHEREAS, it is expedient to complete the traffic count prior to the termination of the school year to obtain a valid study, and

WHEREAS, a Consulting Engineer by the name of David Thielman, P.E. submitted a proposal in a letter to the Town Board dated April 22, 1980 to perform said traffic analysis for a cost of \$1,500.00, NOW, THEREFORE, BE IT

RESOLVED that David Thielman, of _____, Williamsville, New York, be directed to initiate said study within the scope of work submitted by the County of Erie, and BE IT FURTHER

RESOLVED that Town summer employees from the Engineering Department assist Mr. Thielman in obtaining the required traffic and pedestrian counts.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

Item No. 37 Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, there is need for obtaining technical services that may not be included within the scope of any on-going project, and

WHEREAS, said services are essential in helping coordinate the development of drainage systems, sanitary sewer systems and open areas, NOW, THEREFORE, BE IT

RESOLVED that the Town Engineer is authorized to secure the services of Nussbaumer & Clarke, Inc., 310 Delaware Avenue, Buffalo, New York, as needed at the hourly rates of \$25.15 for Project Engineers, \$19.30 for Engineers, \$14.25 for Draftsmen, and \$.22 per mile for transportation, with any other direct charges to be billed at cost, and BE IT FURTHER

RESOLVED that payment for said services shall be made only when authorized by the Town Engineer, in writing, to said consultant.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

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

WHEREAS, the Cedargrove Culvert Construction Contract was awarded by this Town Board, and

WHEREAS, it is necessary to provide for general consulting services during construction of said Cedargrove Culvert, NOW, THEREFORE, BE IT

RESOLVED that the consulting firm of Nussbaumer & Clarke, Inc. is authorized to provide said general services during construction as proposed in their letter of March 26, 1980 to the Town Engineer, with costs not to exceed \$6,800 based on a 2½ month construction period, and BE IT FURTHER

RESOLVED that said consulting services shall be charged to the Community Development Block Grant Fund.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

Item No. 39 Retain Jerome V. Biedny, Architect to prepare plans and specs for Police and Court Building Renovation.

Item No. 39 cont'd

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

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

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

RESOLVED that Kenneth J. Kopacz, Executive Director of the Cheektowaga Youth Bureau, be hereby authorized to attend a meeting of the Western New York Association of Youth Boards and Youth Bureaus, June 25th and 26th, 1980, at St. Bonaventure University, in Olean, New York, 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 \$50.00.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

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 June 16th, 1980 be and the same are hereby approved and the Supervisor is ordered to pay same.

<u>FUND</u>	<u>CHECK NO.</u>		<u>AMOUNT</u>
	<u>FROM</u>	<u>TO</u>	
GENERAL FUND	15621-15806		\$996,535.54
PART TOWN FUND	230-236		2,112.55
SPECIAL DISTRICT FUND	7290-7350		147,943.36
HIGHWAY FUND	5511-5545		786,153.10
TRUST & AGENCIES FUND	811-818		329,265.65
H.U.D. - N.P.P. FUND	124		1,800.00
CAPITAL FUND	332-338		487,699.82
REVENUE SHARING FUND	429-450		15,128.47
			<u>\$2,766,638.49</u>

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

IV. DEPARTMENTAL COMMUNICATIONS

Item No. 42 Health report for May
Received and Filed.

V. GENERAL COMMUNICATIONS

Item No. 43 N.Y.S. Dept. of Trans. - Notice of Order establishing center lane on Union Road
Copies were sent to: Kenneth J. Meyers, Supervisor; Council Secretary; Captin Lis, Police Department; Cheektowaga Traffic Safety Commission.
Received and Filed.

- Item No. 44 Petition from residents of Toelsin, Wheaton and Crescent re:
creek across Wheaton Drive
Copies were sent to: Supervisor Kenneth J. Meyers; Council Secretary;
Alfred Wnek, Highway Superintendent; Dr. Louis Vendetti, Town Health
Officer; Sewer Maintenance Department; Ron Marten, Building and
Plumbing Inspector.
Received and Filed.
- Item No. 45 Notice of Claim from Small Claims Court - Edward Agliata
Copies were sent to: Supervisor Kenneth J. Meyers; James Kirisits,
Town Attorney; E.T. Clauss, Insurance Company; Theodore DeFedericis,
Chief of Police.
Received and Filed.
- Item No. 46 Notice of Claim - Paul E. Letourneau, Sr. vs Town of Cheektowaga
Copies were sent to: Supervisor Kenneth J. Meyers; James Kirisits,
Town Attorney; Insurance Company; Alfred Wnek, Highway Superintendent.
Received and Filed.
- Item No. 48 Notice of Petition - Trans View Displays, Inc. vs Town of Cheektowaga,
Cheektowaga Zoning Board of Appeals and Ron Marten, Bldg. Inspector
Copies were sent to: Kenneth J. Meyers, Supervisor; James Kirisits,
Town Attorney; Insurance Company; Council Office.
Received and Filed.
- Item No. 47 Order to Show Cause - Exxon Corp. & National Pride Equipment, Inc.
vs Town of Cheektowaga
Copies were sent to: James Kirisits, Town Attorney; Supervisor
Kenneth J. Meyers; Vince Napierski, Chairman of Zoning Board of
Appeals; Ron Marten, Building and Plumbing Inspector.
Received and Filed.

VI. FROM THE TABLE

- Item No. 49 Motion by Councilman Johnson, seconded by Councilman Rogowski

WHEREAS, the Town of Cheektowaga has entered into an agreement on
February 6, 1979 with the Heritage Conservation and Recreation Service, Project
#36-00724, Niagara Frontier State Parks and Recreation Commission, Project #78-5077,
Contract #C15371 for the Losson Park Extension land acquisition, and

WHEREAS, the Town had sought to amend said Contract #C15371 on
October 17, 1979, and

WHEREAS, the Niagara Frontier State Parks and Recreation Commission
has notified the Town on February 20, 1980 of its subsequent approval of the amended
Contract #C15371, and

WHEREAS, the recent disclosure by the Erie County Department of
Public Works Highway Division of their intent to reconstruct as well as relocate
Losson Road, has altered the Town's intended use of certain properties included in
the amended contract, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board hereby direct Supervisor
Kenneth J. Meyers to return the unsigned Contracts #C15371, dated February 20, 1980,
and BE IT FURTHER

RESOLVED that the Board hereby direct Supervisor Meyers to send a
letter of request to the Niagara Frontier State Parks and Recreation Commission
to further amend Contract #C15371 as per the documentation prepared by James J.
Matecki, Director of the Facilities Department of the Town of Cheektowaga.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

VII. SUSPENSION OF RULES

Motion by Councilman Burst, seconded by Councilman Johnson
to suspend the rules to include the following items.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

Item No. 50 Acceptance of proposal for property appraisals for Madeira Project

Motion by Councilman Johnson, seconded by Councilman Burst

WHEREAS, it is necessary to obtain appraisals for properties in
connection with the Madeira Project, NOW, THEREFORE, BE IT

RESOLVED that the proposal for said property appraisals as outlined
in the letter of Robert Laport to the Town Engineer, dated June 12, 1980 be approved.

* See next three (3) pages for letter and appraisal

Robert C. Laport
APPRAISER

Statler-Hilton Building / Buffalo, N.Y. 14202 856-5000

June 12, 1980

Mr. Chester Bryan P. E.
Town Engineer
Town of Cheektowaga
Town Hall
Broadway and Union
Cheektowaga, New York 14229

RE: Maderia - Borden
Drainage Tributary
Cheektowaga, New York

Dear Mr. Bryan:

This letter constitutes my proposal to you for the appraisal of the parts of certain properties being acquired in fee for the recreation and stormwater drainage facility of the above captioned project.

Following is a brief description of each parcel along with my proposed fee:

- 1) Acquisition #1, SWC Transit and Maderia Drive
Dwg. #A-1307-21
Owner: Eileen Egan. Zoned CM: Partial taking of 12,044 S.F.
from a land parcel of 200' x 200'

I understand the area to be acquired may be adjusted downward.

Fee \$550.

- 2) Acquisition #3, W/S Transit Road
Dwg. #A-1307-23; 414' south of Maderia Drive
Owner, Stephania Wojdan. Partial taking; single-family residence.
Frontage zoned R. Land being acquired is zoned R.
Land being acquired = 1.25 acres

Fee \$495.

- 3) Acquisition #4; W/S Transit Road
495.5' south of Maderia Drive
Drawing #A-1307-24. Owner, John Tkacyk. Partial taking of
1.25 acres at rear of single-family residence. Frontage
zoned CM; rearage R. Land being acquired is zoned R.
- Fee \$495.
- 4) Acquisition #5; W/S Transit Road
577' south of Maderia Drive
Drawing #A-1307-25. Owner, Nicholas Cortese. Partial taking
of 2.5 acres at rear of a single-family residence. Frontage
zoned CM; rearage R. Land being acquired is zoned R.
- Fee \$495.
- Total of four appraisals \$2035.
- say \$2000.

The above indicated reports will be 'Before and After' appraisals and will conform to the format of the New York State DOT requirements and the fees quoted are those published by the State DOT in 1973, plus a nominal increment of 10% for inflation.

Thank you for considering me for this assignment.

Very truly yours,


ROBERT C. LAPORT

RCL:sdl
Attachment

RECEIVED
JUN 16 1980
C.L. BRYAN

REVISED FEE SCHEDULE EFFECTIVE

SEPTEMBER 18, 1973

CLASS I - RESIDENTIAL

	FULL TAKE (F)	PARTIAL TAKE (P)	SHORT FORM (S)
(a) Vacant			
(1) Abutting subdivided lots less than 5 in number or unsubdivided land less than 5 acres.....	275	316	\$320
(2) Unsubdivided land more than 5 acres.....	\$280	\$400	\$330
Subdivision or potential development land more than 5 lots or 50 acres.....	325	\$450	\$380
		(CLASS IV)	
(b) Improved			
(1) Single family dwelling.....	\$350	\$450	\$400
(2) Multiple family dwelling not exceeding 4 families.....	\$450	\$550	\$500
(3) Multiple family dwelling not exceeding 20 families.....	\$530	\$600	\$580
Multiple family dwelling exceeding 20 families.....		(CLASS IV)	

CLASS II - COMMERCIAL OR INDUSTRIAL

(a) Vacant			
(1) Less than 1 acre or 500 Front Feet.....	400	\$500	\$450
(2) Less than 10 acres.....	\$465	\$600	\$515
More than 10 acres.....	455		
		(CLASS IV)	
(b) Improved			
(1) One story and less than 5000 S.F. bldg. area.....	\$600	\$700	\$650
(2) One story and more than 5000 S.F. bldg. area.....	\$650	\$750	\$700
(3) Store and not more than 4 additional units.....	\$625	\$725	\$650
Store and more than 4 additional units.....		(CLASS IV)	
(4) One or two story office bldg. and less than 10,000 S.F. bldg. area.....	\$600	\$700	\$650
More than two story office bldg. or more than 10,000 S.F. bldg. area.....		(CLASS IV)	
(5) Service Station.....	\$600	\$800	\$650

CLASS III - AGRICULTURAL PROPERTY

(a) Vacant			
(1) Cash crop or dairy farm land less than 50 acres.....	400	\$530	\$450
(2) Cash crop or dairy farm land more than 50 acres.....	\$530	\$650	\$580
Cash crop or dairy farm land more than 300 acres.....	521		
		(CLASS IV)	
(b) Improved			
(1) Farm land and bldgs. less than 50 acres.....	600	\$750	\$650
(2) Farm land and bldgs. more than 50 acres.....	665	\$850	\$715
Farm land and bldgs. more than 300 acres.....	651		
		(CLASS IV)	

Item No. 50 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

Item No. 51 Appointment to position of cleaner in Facilities Department

Motion by Councilman Rogowski, seconded by Councilman Dux

WHEREAS, the Cheektowaga Facilities Department has a vacancy for the position of "Cleaner", NOW, THEREFORE, BE IT

RESOLVED that effective July 1, 1980, Lorraine Brem, of
, Cheektowaga, New York, be and hereby is appointed to the temporary position of "Cleaner", at a salary in accordance with the current agreement between the Town of Cheektowaga and the Cheektowaga Employees' Association.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

Item No. 52 Establishment of petty cash fund account for Summer Day Camp sponsored by Youth Bureau

Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, the Cheektowaga Youth Bureau desires to establish a petty cash fund account for the Summer Day Camp for the Developmentally Disabled Children, and

WHEREAS, it is necessary to have cash on hand for the operation of this Summer Day Camp, NOW, THEREFORE, BE IT

RESOLVED that the Town Board approve the establishment of such a fund for the Youth Bureau in the amount of \$50.00.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

Item No. 53 Variance to "OPEN CONTAINERS OF ALCOHOLIC BEVERAGES ON PUBLIC LAND AND PRIVATE PARKING AREAS ORDINANCE"

Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, the Town Board of the Town of Cheektowaga has previously adopted the "Open Containers of Alcoholic Beverages on Public Lands and Private Parking Areas" Ordinance, and

WHEREAS, the aforementioned ordinance prohibits any person from having in his possession any open container containing an alcoholic beverage on any public land or private parking area, unless excepted by Section 4 of the Ordinance, and

WHEREAS, Section 4, subsection A provides for a waiver of the "Open Containers of Alcoholic Beverages on Public Lands and Private Parking Areas" in certain circumstances upon obtaining special permission from the Town Board of the Town of Cheektowaga, and

WHEREAS, the Marine Midland Bank Softball Team has requested permission to have on the premises at the Dingens Street Park on June 28, 1980 open containers of alcoholic beverages, and

Item No. 53 cont'd

WHEREAS, the Marine Midland Softball Team agrees to keep the aforementioned premises free from litter created from the open containers of alcoholic beverages, such that the area will not become detrimental to the health, safety and welfare of the residents of the Town of Cheektowaga,

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Cheektowaga hereby grants permission to the Marine Midland Bank Softball Team to have on the premises at the Dingens Street Park on June 28, 1980 open containers of alcoholic beverages, subject to the aforementioned provisions.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

Item No. 54 Call for public hearing for rezoning at 2910-2928 William Street

Motion by Councilman Burst, seconded by Councilman Johnson

WHEREAS, Bern-Stan-Zyg Development Corporation has made application and requested the rezoning of property located at 2910-2928 William Street (Plaza) from C-Retail Business to CM-General Commercial, said applicant being the owner of property aforementioned, NOW, THEREFORE, BE IT

RESOLVED that a Public Hearing be held regarding said request under the provisions of the Zoning Ordinance on July 7, 1980 at 6:30 o'clock P.M., Eastern Daylight Savings Time at the Cheektowaga Town Hall, corner of Broadway and Union Road.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

AFFIDAVIT - NEXT PAGE

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

Gladys M. Seuter, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... Clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for 1 weeks;
first publication..... June 19, 1980;
last publication..... June 19, 1980;
and that no more than six days intervened be-
tween publications.

Gladys M. Seuter
Sworn to before me this 20th
day of June, 1980..
..... Naidine C. Williams

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1981

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 7th day of July 1980, at 6:30 o'clock P.M., Eastern Daylight Savings Time of said day for the purpose of considering the application of Bern-Stan-Zyg Development Corporation to Rezone from C-Retail Business District to CM-General Commercial District on property located at 2910-2928 William Street and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York.

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being the south thirteen (13) acres of land of the farm formerly owned by George Boothroy, dec'd, and being six hundred thirty and thirty hundredths (630.30) feet on the north and south boundaries and eight hundred ninety-eight and forty-four hundredths (898.44) feet on the east and west boundaries and containing thirteen (13) acres of land which are the south thirteen acres of lands of that certain piece or parcel of land situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot Number fifteen (15) Township eleven (11) Range seven (7) of the Holland Land Company's Survey, bounded east by land deeded by Wilhelm Willink et al to Plex. Haell and Joseph Nevilien one hundred five (105) chains and sixty-one (61) links; west by land deeded by said Wilhelm Willink et al to Almon Luce one hundred three (103) chains and ninety-two (92) links; south by the Buffalo Creek Reservation nine (9) chains and fifty-five (55) links and northerly by the Batavia Road.

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

BY ORDER OF THE TOWN BOARD

Supervisor Kenneth J. Meyers
Councilmen:

Frank E. Swiatek
Donald J. Wegner
Thomas M. Johnson, Jr.
Frank J. Dux
William P. Rogowski
James R. Burst

RICHARD M. MOLESKI
Town Clerk

Item No. 55

Amendment to 1980 Agreement with Catholic Charities Manpower Services, Inc.

Motion by Councilman Swiatek, seconded by Supervisor Meyers

WHEREAS, the Cheektowaga Youth Bureau has previously entered into an agreement with Catholic Charities Manpower Services, Inc. to provide comprehensive vocational, educational and personal adjustment counseling for school drop-outs, and

WHEREAS, student surveys and interviews conducted by the Project Staff have shown that self-termination from the school setting can be symptomatic of a larger family problem, NOW, THEREFORE,

BE IT RESOLVED that the Town of Cheektowaga Youth Bureau be and is hereby authorized to amend its 1980 Agreement with Catholic Charities Manpower Services, Inc. to continue the Family Assistance Counselor for the period July 1, 1980 - December 31, 1980 at a sum not to exceed \$5,434.00, and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is authorized to sign said amended Agreement which is attached hereto and made a part hereof.

* See next page for amendment

AMENDMENT

TO

AGREEMENT dated the 13th day of November,
1979 by and between the TOWN OF CHEEKTOWAGA
and CATHOLIC CHARITIES MANPOWER SERVICES, INC.

1.a. To provide for a Family Assistance Counselor for the period
July 1, 1980 through December 31, 1980, at a sum not to exceed \$5,434.00.

DATED: June 17, 1980

TOWN OF CHEEKTOWAGA

By- Kenneth J. Meyer
Supervisor

CATHOLIC CHARITIES MANPOWER
SERVICES, INC.

By- John J. Lanzetta
Diocesan Director

Item No. 55 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

Item No. 56 Decision on Rezoning - 4053 Union Road

Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, Vincent J. Rizzo has applied for a rezoning from R-Residential District to M-1-Light Manufacturing District on property located at 4053 Union 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 No. 12, 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. 1205, is known and distinguished as Lots Nos. 249, 250 and 251, being situate at the intersection of the easterly line of Union Road with the northerly line of Northcrest Drive, and together being 122.70 feet front along Union Road, and 120 feet in depth along Northcrest Drive, as shown on said map.

BEING the same premises conveyed to the grantor herein and her husband George P. Harsch by deed dated and recorded August 25, 1948 in Liber 4386 of Deeds at page 307, said George P. Harsch having died on September 7, 1962 as appears by the grantor's petition for probate filed in Erie County Surrogate's Court on October 24, 1962 (Case No. A4825).

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 19th day of May, 1980 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, the Cheektowaga Planning Board and the Erie County Division of Planning have reviewed said application and the recommendation of the Cheektowaga Planning Board is that said rezoning, if granted, should be changed to the C-Retail Business District classification, and

WHEREAS, the Town Planning Board has further recommended that the Petitioner submit a Development Plan as required by Section 10-10 of the Zoning Ordinance, and

WHEREAS, said Development Plan has been duly submitted to the Town,
NOW, THEREFORE, BE IT

RESOLVED that the said rezoning to C-Retail Business District is granted subject to the petitioner complying with the requirements set forth above and in the Development Plan, and BE IT FURTHER

RESOLVED that the above described premises are rezoned from R-Residential District to C-Retail Business District, and BE IT FURTHER

RESOLVED that said rezoning is contingent upon the curb cut approval by the State of New York, and BE IT FURTHER

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

Item No. 56 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

AFFIDAVIT - NEXT PAGE

Y. York 14227 and shall be mark

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

Gladys M. Hechler, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Ch* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for¹..... weeks;
first publication..... *June 19, 1980* ;
last publication..... *June 19, 1980* ;
and that no more than six days intervened be-
tween publications.

Gladys M. Hechler

Sworn to before me this *20th*

day of *June*, 19 *80*

Naidine C. Williams

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *81*

**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 16th day of June, 1980 at 7:00 o'clock p.m. Eastern Daylight Saving Time there were:

PRESENT:

Supervisor Kenneth J. Meyers
Councilmen:

Frank E. Swiatek
Thomas M. Johnson, Jr.
Frank J. Dux
James R. Burst
William P. Rogowski

ABSENT:

Councilman Donald J. Wegner
Motion by Supervisor Meyers,
Seconded by Councilman Burst

WHEREAS, Vincent J. Rizzo has applied for a rezoning from R-Residential District to M1-Light Manufacturing District on property located at 4053 Union 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 No. 12, 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. 1205, is known and distinguished as Lots Nos. 249, 250 and 251, being situate at the intersection of the easterly line of Union Road with the northerly line of Northcrest Drive, and together being 122.70 feet front along Union Road, and 120 feet in depth along Northcrest Drive, as shown on said map.

BEING the same premises conveyed to the grantor herein and her husband George P. Harsch by deed dated and recorded August 25, 1948 in Liber 4386 of Deeds at page 307, said George P. Harsch having died on September 7, 1962 as appears by the grantor's petition for probate filed in Erie County Surrogate's Court on October 24, 1962 (Case No. A4825), 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 19th day of May, 1980 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, the Cheektowaga Planning Board and the Erie County Division of Planning have reviewed said application and the recommendation of the Cheektowaga Planning Board is that said rezoning, if granted, should be changed to the C-Retail Business District classification, and

WHEREAS, the Town Planning Board has further recommended that the Petitioner submit a Development Plan as required by Section 10-10 of the Zoning Ordinance, and

WHEREAS, said Development Plan has been duly submitted to the Town, now, therefore, BE IT

RESOLVED, that the said rezoning to C-Retail Business District is granted subject to the petitioner complying with the requirements set forth above and in the Development Plan, and BE IT FURTHER

RESOLVED, that the above described premises are rezoned from R-Residential District to C-Retail Business District, and BE IT FURTHER

RESOLVED, that said rezoning is contingent upon the curb cut approval by the State of New York, 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	Voting AYE
Johnson	Voting AYE
Dux	Voting AYE
Burst	Voting AYE
Rogowski	Voting AYE
Wegner	Voting ABSENT

AYES: 6

NAYES: 0

ABSENT: 1

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 Cheektowaga, a town located in the County of Erie, State of New York, was duly held on June 16, 1980, 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. 56, 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 16th day of June, 1980.

RICHARD M. MOLESKI
Town Clerk

Item No. 57 Decision on Rezoning - 4063 Union Road

Motion by Supervisor Meyers, seconded by Councilman Burst

WHEREAS, John and Christine Hanzlian have applied for a rezoning from Non-conforming Use - C-Retail District to M1-Light Manufacturing District on property located at 4063 Union 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 12, Township 11, and Range 7 of the Holland Land Company's Survey and according to map filed in the Erie County Clerk's Office under Cover No. 492 is a part of Lot #1 and more particularly described as follows:

BEGINNING at the southwest corner of said Lot Number 1 and running thence easterly along the south line of said Lot Number 1 a distance of One Hundred nineteen and 60/100 (119.60) feet; thence running northerly a distance of forty (40) feet to a point that is distant One Hundred nineteen and 09/100 (119.09) feet east of the westerly line of Lot Number 1; thence running westerly a distance of One hundred nineteen and 09/100 (119.09) feet to a point in the westerly line of Lot Number 1, which point is distant forty (40) feet north of the point of beginning; thence southerly and along the westerly line of Lot Number 1 forty (40) feet to the point or 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 19th day of May, 1980 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, the Cheektowaga Planning Board and the Erie County Division of Planning have reviewed said application and the recommendation of the Cheektowaga Planning Board is that said rezoning, if granted, should be changed to the C-Retail Business District Classification, and

WHEREAS, the Town Planning Board has further recommended that the Petitioner submit a Development Plan as required by Section 10-10 of the Zoning Ordinance, and

WHEREAS, said Development has been duly submitted to the Town, NOW, THEREFORE, BE IT

RESOLVED that the said rezoning to C-Retail Business District is granted subject to the petitioner complying with the requirements set forth above and in the Development Plan, and BE IT FURTHER

RESOLVED that the above described premises are rezoned from Non-Conforming Use - C-Retail District to C-Retail Business District, and BE IT FURTHER

RESOLVED that said rezoning is contingent upon the curb cut approval from the State of New York, 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, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

AFFIDAVIT - NEXT PAGE

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

Gladys M. Sechster, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... Clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for 1 weeks;
first publication..... June 19, 1980 ;
last publication..... June 19, 1980 ;
and that no more than six days intervened be-
tween publications.

Gladys M. Sechster
Sworn to before me this 20th
day of June, 19.. 80
..... Naidine C. Williams

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

NAIDINE C. WILLIAMS
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19.. 81

**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 16th day of June, 1980 at 7:00 o'clock p.m. Eastern Daylight Saving Time there were:

PRESENT:

Supervisor Kenneth J. Meyers
Councilmen:

Frank E. Swiatek

Thomas M. Johnson, Jr.

Frank J. Dux

James R. Burst

William P. Rogowski

ABSENT: Councilman Donald J. Wegner

Motion by Supervisor Meyers,
Seconded by Councilman Burst

WHEREAS, John and Christine Hanzlian have applied for a rezoning from Non-Conforming Use - C-Retail District to M-Light Manufacturing District on property located at 4063 Union 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 12, Township 11 and Range 7 of the Holland Land Company's Survey and according to map filed in the Erie County Clerk's Office under Cover No. 492 is a part of Lot No. 1 and more particularly described as follows:

BEGINNING at the southwest corner of said Lot Number 1 and running thence easterly along the south line of said Lot Number 1 a distance of One hundred nineteen and 60/100 (119.60) feet; thence running northerly a distance of forty (40) feet to a point that is distant One hundred nineteen and 09/100 (119.09) feet east of the westerly line of Lot Number 1; thence running westerly a distance of One hundred nineteen and 09/100 (119.09) feet to a point in the westerly line of Lot Number 1, which point is distant forty (40) feet north of the point of beginning; thence southerly and along the westerly line of Lot Number 1 forty (40) feet to the point or 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 19th day of May, 1980 at 8:30 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, the Cheektowaga Planning Board and the Erie County Division of Planning have reviewed said application and the recommendation of the Cheektowaga Planning Board is that said rezoning, if granted, should be changed to the C-Retail Business District classification, and

WHEREAS, the Town Planning Board has further recommended that the Petitioner submit a Development Plan as required by Section 10-10 of the Zoning Ordinance, and

WHEREAS, said Development Plan has been duly submitted to the Town, now, therefore, BE IT

RESOLVED, that the said rezoning to C-Retail Business District is granted subject to the petitioner complying with the requirements set forth above and in the Development Plan, and BE IT FURTHER

RESOLVED, that the above described premises are rezoned, from Non-Conforming Use - C-Retail District to C-Retail Business District, and BE IT FURTHER

RESOLVED, that said rezoning is contingent upon the curb cut approval from the State of New York, 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	Voting	AYE
Johnson	Voting	AYE
Dux	Voting	AYE
Burst	Voting	AYE
Rogowski	Voting	AYE
Wegner	Voting	ABSENT

AYES: 6

NAYES: 0

ABSENT: 1

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 Cheektowaga, a town located in the County of Erie, State of New York, was duly held on June 16, 1980, 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. 57, 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 16th day of June, 1980.

RICHARD M. MOLESKI
Town Clerk

Item No. 58 Authorization for Alfred Zalenski, to attend workshop

Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, a Chlorination Equipment Workshop is being held under the auspices of the New York State Department of Environmental Conservation at a wastewater treatment plant in Hilton, New York on July 2, 1980, and

WHEREAS, this training program on the operation and maintenance of chlorinators is pertinent to proper operation of the Town Wastewater Treatment Plant #5, NOW, THEREFORE, BE IT

RESOLVED that Alfred Zalenski, Chief Operator of Treatment Plant #5, is authorized to attend said Chlorination Equipment Workshop using his own personal car with mileage, thruway tolls and luncheon fee to be reimbursed by the Town.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, Burst, Rogowski
NAYES: 0
ABSENT: Councilman Wegner

Item No. 59 Motion by Councilman Dux, seconded by Councilman Rogowski
to adjourn the meeting.

RICHARD M. MOLESKI
Town Clerk